

L786-004

SOUTHAMPTON COUNTY  
CHANCERY PAPERS

CLIFTON + ux vs. DUNLOP

11/1786

other surnames: Person, Parson,  
Woddrop, Howell

To the worshippel court of Southampton county sitting  
in chancery  
Humbly complaining Shew unto your worships  
your orator Richard Clifton and Dorcas his wife which said  
Dorcas was widow and relict of John Person late of this coun-  
ty deceased and by him ~~also~~ appointed in conjunction with  
Benjamin Person of North Carolina and William Person  
of this county to the execution of his will Your orator  
further sheweth that she did not intermeddle with the affairs  
of the said John whilst the other executors lived they  
being much better qualified for the discharge of that  
important trust than she from her inexperience could  
possibly be presumed to be but they being both since dead  
the burden thereof hath devolved on your orator she  
further sheweth that since the decease of the other exe-  
cutors she hath been impleaded at the suit of a certain  
James Dunlop for the recovery of a sum charged to  
be due from her deceased husband ~~to her~~ who hath pro-  
ceeded in such manner as to recover <sup>in this worshopful court</sup> a judgment against  
the estate of the said John for expenses of forty pounds  
Your orator further sheweth that she having heard but  
a very small time before the decease of the said John from  
himself that he expected the said Dunlop would fall  
in his debt a hundred pounds and upwards for sundry  
services which he had performed for the said Dunlop ~~in~~  
in assisting him in the recovery of Debt due to him  
from several of the inhabitants of the Southern govern-  
ments particularly in aiding and assisting him in taking  
several of the slaves of a certain Joseph Howell in  
execution and attending ~~them~~ and guarding them in

the town of Tarborough for several days at the <sup>risque</sup> ~~expense~~ of  
his life which induced your orator to examine the papers  
of the said Deceased which hitherto had been in the possession  
-or of the executor of the said Benj<sup>d</sup> and William Perren  
and hath found amongst them a letter to the said Benj<sup>d</sup>  
Perren inclosing his account agt the estate of the said  
John amounting to the sum of 11. 8. 4<sup>h</sup> wherein the said  
James Dunlop request the payment thereof and also  
~~another~~ <sup>to the said John</sup> letter from the same on the subject of Howells  
debt due as aforesaid Your orator further sheweth that  
on comparing the above mentioned account with some  
other papers then appears to be several errors to wit  
half a barrel of pork, credited to the amount of 1. 7. 6  
the sum of eight shillings was charged for the freight  
of two hhd of Rum the date of the last being since the  
death of the said John and also the sum of 1. 17. 7  
for so much <sup>supposed</sup> due to the said Dunlop from one William  
Wormock when it appears from a receipt under the  
hand of Anth<sup>o</sup> Warwick who was an agent of the said  
Dunlop that the same was returned which several accounts  
letters and receipts are hereto annexed and which your  
orator prays may be taken as part of this her bill of com-  
plaint Your orator further sheweth that the said James  
Dunlop hath taken out an execution against the estate  
of the said John Perren <sup>on the said acct</sup> which hath obliged your orator  
to reply in order to gain time to lay the above facts  
before your worships ~~the same~~ many of them having  
come to her knowledge since the judgment ~~of~~  
~~at which~~ ~~act~~ ~~is~~ ~~of~~ ~~the~~ ~~said~~ ~~James~~ Your  
orator further shew that they have remonstrated against  
the injustice of the said Dunlops proceeding to take out  
execution ~~agst~~ ~~the~~ on the aforesaid to the  
attorney who prosecuted the suit agt them and who

they have reason to believe hath reported the same to  
the said Dunlop But now for it in may it please your  
worships that the said James Dunlop threatens to move  
for judgment agt your orator on the reply heretofore  
all which actings and doings of the said James are contrary  
to equity and good conscience and tends to the impover-  
ishment of the children of the said John and your orator  
do tender consideration whereof and for that your orator  
are remedied in the premises by the strict rules of the  
common law and only releaseth in this worshipful  
court when matters of this nature are properly cognizable  
To the end therefore that the said James Dunlop may  
on his corporal oath full true and perfect answer make  
to all and singular the allegations herebefore set forth  
as fully and particularly as if the same were herein  
again repeated and interrogated and more especially  
that he may set forth and discover whether he hath or  
commenced ~~just~~ ~~just~~ ~~just~~ and them obtained judgment as  
aforesaid on what account was the same obtained did  
he give therein all just credits particularly both the  
credits ~~of~~ the said estate for the service performed by the  
said John Perren in his lifetime in the aforesaid  
be received from the said John in the levies the  
execution in the shires of Joseph Howells and then  
did the said James with the letter directed to Benj<sup>d</sup> Perren  
inclosing the accounts N<sup>o</sup> 1. & N<sup>o</sup> 2 how came the  
same <sup>act</sup> increased <sup>not</sup> ought the several credits herein before  
related to be given did he subscribe the letter dated the  
20<sup>th</sup> of Oct<sup>r</sup> 1764 or was not the same subscribed by his  
direction was not the receipt hereto annexed and  
subscribed by W<sup>o</sup> Anth<sup>o</sup> Warwick who at that time

acted under the said James Doid and the said James  
 promise William Perin Doid to satisfy the estate of  
 the said John for all services performed in his lifetime  
 and write to the said William to that purpose what  
 service did the said John do for the said Dunlop &  
 the amount thereof And that your worship with  
 decree and order that the said James Dunlop be perpetu-  
 ally enjoined from proceeding on his judy & expley bond  
 aforesaid agst your worship or that your worship with  
 make such further decree in the premises as shall be agree-  
 able to equity and good conscience

May it please your worship  
 to grant to your orator his majest  
 man's petition writ or writ Doid to the

~~Doid~~ said **Dorcas Clifton**

Southampton

February 9<sup>th</sup> 1774 The above sworn to before me  
 by Dorcas Clifton

**W. Blunt**

July 10<sup>th</sup> 1774 The above sworn to by Richard  
 Clifton before me

**Henry Taylor**

30. 13. 11  
 90. 6. 11

Clifton's & Perin's  
 1774  
 Dunlop

To

Capt. John Person  
in  
Southampton

Dunlop  
to  
Cap. Person

Capt. John Person

Stamford 25<sup>th</sup> Oct. 1764

Dear Sir

I was sorry to hear you had been indisposed which has  
been very much my own fault, but was glad to hear you had got better  
The following papers I had wrote off when I thought you would be going  
to the Southward & they are as follows viz. a Letter <sup>for</sup> ~~with~~ <sup>for</sup> J. Person  
to whom you'll please pay £2.2.0 per cent. with which I debit my Acct.

a Letter for John Morris of Charlestown  
dello's Acct. Jura. Balance upon the 7<sup>th</sup> Nov. 1762. . . . £104.12.5  
with Interest till paid

J. Morris's Acct. from the Beginning upon which the Balance arises  
D. O's Acceptance 10<sup>th</sup> Decem. 1761 Blank indors'd

Duplicate of S. Acct. to save you the trouble when you give them into  
Morris; Memm. from me about these matters which please attend  
to, the other Business in your hands I know you'll look after as soon as  
your Health permits

I have been with my Lawyers who all advise me that the Injunction in Chancery  
at Howells Instance will be immediately dissolved upon my appearing at  
Sturbum the 10<sup>th</sup> of next month & which day I am determin'd to be there  
& my Doors are so certain that this will happen & having made fair  
Weather with the Lords of Edinton we carry with us an Execution so in the  
event of deceiving the matter in Chancery I proceed with the Execution  
to Scarborough which will save the trouble of going back for it to Edinton  
I hope for the pleasure of sitting Major Howells Negroes before he knows  
much of the matter & as I want a trusty friend to assist me I must beg  
the favour of your being at Scarborough the 8<sup>th</sup> of the next month  
with your free arms to help me <sup>to</sup> seize upon them negroes & which I  
suppose Howells will endeavour all he can to secret — it may be  
be the 10<sup>th</sup> or longer before I be with you at Scarborough but I choon you  
was there a few days before I come that in your own private cautious  
way you may find out where Howells negroes are & what plan

is but to fall upon & you can easily make some pretence for staying  
a day or two at Salisbury & as Howell will be at Newbury himself  
there will not be any suspicion & I know I need not hint to any  
body with your secret & you shall be fully gratified for your  
trouble & all Expenses, I must be at Wiltshire a day or two  
& I will be there the 30<sup>th</sup> if you have any business I will be glad to  
see you & you may do a good deal & will be at Salisbury by the  
6<sup>th</sup> I hope then you'll not disappoint me, this letter I have an  
Opportunity of sending tomorrow morning to Mr. Stoufflet who has orders  
to send it you instantly therefore wishing it safe to hand

I am Dear Sir  
Your self & both seats are  
Arrived & expected at the Landing  
any Day  
Your very Humble Servant  
James Dunlop

NOT DEACIDIFIED 1/1992

Mr Benjamin Person Virginia Miller 30 Sept 1771

Dear Sir

I return you thanks for the goodly  
you showed me on the route  
concerning Home I found Mrs Jack was  
laid up with the fever and ague &  
went down and day to see him  
to him and Mrs Jack I delivered  
your & Mrs Person's messages  
Mrs Jack as just told you is pally  
by we child Mrs Jack says if  
he had the reason I would have seen  
you would have sent some <sup>money</sup> he should

ed of John your rich I think abt 2  
13 I will you mind to speak to your  
Brother about what I mentioned - That  
John Tew had no wife nor children  
since unless one will buy all his  
ers instance for Damages in the loss  
of his son - Its unjust but murder  
ers were be to justice

but some thing if you want  
as you talked of paying the acc  
due by the estate of John Person I  
w I enclose you No 1. . . . . 8. 6. 1/2  
2. . . . . 3. 2 -

and if you pay the money to Mr Hall  
Leon his receipt shall be good for you

<sup>order</sup>  
you & <sup>order</sup> any body this way will suit  
equally w<sup>th</sup> the money - Mr. Tallon  
I will deliver you up w<sup>th</sup> pers<sup>on</sup> no:  
te of Hand when the given Receipt  
which you would require amongst  
persons papers If sales Bond or  
note of Hand says there - I trust you  
you and all Newbern you would have  
out that business - my compliments  
to Mr. person & your self

Your Obedt <sup>Servant</sup>  
James Dunlop

Dunlop's Lane  
of Vouchers



*Faint, illegible handwriting, possibly bleed-through from the reverse side of the page.*

Warrick for Dunlop  
to R. R. A.  
Permit 4. 6. 11 3/4

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13.14.8  
2.14.11  

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30.19:9

3<sup>rd</sup> Sept. 1764 Received of John Pinon by the Hand of M<sup>r</sup> Tho<sup>s</sup> Pinon Jr. Dunlops  
Ag<sup>t</sup>: John W<sup>m</sup> Marmocks for £. 6. 11<sup>3</sup>/<sub>4</sub> Orig: Quinsey  
John W<sup>m</sup> Marmocks

11. 8. 11<sup>1</sup>/<sub>2</sub>  
4. 6. 11<sup>3</sup>/<sub>4</sub>  

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7. 1. 5

Envelope

27

John Perison

Acco. h

JP

Mr John Pearson

To James Dunslop

Pd. l. 6d

1766

April 27 To 50 lb. Pork & foreign you when going to the Navy

To 5 lb. Gun Powder 100. 220. 220. 220 20/6 15/6

June. To 20 lb. Pork & 5 lb. Gun Powder & 1 lb. Soap

To Mary Lane. . . . . 5/6

1767

June 16. To 2/6 of 20 lb. Pork to the Navy . . . 10r. 0.

To 100 lb. Gun Powder to the Navy 25. 5. 0

03/06 5

Nov 14. To 20 lb. Pork & 5 lb. Gun Powder . . . . .

59/10 0.

L 1800/3/6 1900/3/6

By Daniel Postwarding a/c my Letter

17/6

Receipt  
Mr John Benson  
For  
James Dunlop

1777

15

*[Faint handwritten text, likely bleed-through from the reverse side of the page, covering most of the document.]*

Mr John Wenson w James Dunlop Dr £ 20  
 1766  
 June 16 To Cash paid you by Mr Waller... 105  
 Dec 1 - Two great Coats sent you by Mr Bullin... 9-6-7  
 1767 20 By £ 7-10-6 proc @ 25p<sup>4</sup>... 30-2-8  
 Jan 8 To Cash... 8-10  
 29 By ditto... 2-19  
 30 To William Mammacke Duo<sup>n</sup>... 1-17-7  
 11<sup>1</sup>/<sub>2</sub> of Iron @ 2/5 11<sup>1</sup>/<sub>2</sub> of 2<sup>1</sup>/<sub>2</sub> 11<sup>1</sup>/<sub>2</sub>... 2-6-9<sup>1</sup>/<sub>2</sub>  
 7<sup>1</sup>/<sub>2</sub> of 2<sup>1</sup>/<sub>2</sub> @ 1/3<sup>2</sup> 1 shank @ 8<sup>1</sup>/<sub>2</sub> 10 2<sup>1</sup>/<sub>2</sub> L... 13-2  
 3 13<sup>1</sup>/<sub>2</sub> how for 1 1/6 for 2 1/9 2 1/2 for 3 1/11... 10-4  
 75p<sup>4</sup> advanc... 2-12-6<sup>1</sup>/<sub>2</sub>  
 July 1 To Cash... 7  
 4 By a Cash Ballenou Beer... 1-15  
 10 Ditto... 1-15  
 10 Ditto... 1-15  
 March 28 Ditto... 1-15  
 Apr 21 To Cash paid your dra<sup>n</sup> on us to Scott... 119-12-5  
 June 6 By 105 Gallons rum @ 2/5... 17-1-3  
 Aug 20 To Cash paid for<sup>n</sup> of 2 hds rum for horse... 8  
 Nov 10 By 10 B<sup>l</sup> flour am<sup>ts</sup>... 55-3-6  
 1768  
 July 11 To for<sup>n</sup> of 2 hds rum (twice ch<sup>d</sup>) @ 4/1... 8  
 Aug 29 By Cash... 10-19-9  
 Sep 5 By 2 pair Iron Dags 192<sup>lb</sup> @ 3<sup>1</sup>/<sub>2</sub>... 2-8-3  
 26 By 1 pair ditto... 92<sup>lb</sup> @ 3<sup>1</sup>/<sub>2</sub>... 1-3  
 30 By 1 pair ditto... 92<sup>lb</sup> @ 3<sup>1</sup>/<sub>2</sub>... 1-3  
 Mammacke Duo<sup>n</sup> on 1<sup>st</sup> of 1769... 61-19-9  
 £187-17-2 £187-17-2  
 1770  
 To the ballenou bro<sup>t</sup> down... £61-19-9  
 Apr 19 By Iron Dags ch<sup>d</sup> Ben Perem... 4-4-3  
 By 4 hds Tob<sup>o</sup> Little @ 22/6... 19-13-1<sup>1</sup>/<sub>2</sub>  
 Ballenou... 8-6-1<sup>1</sup>/<sub>2</sub>  
 £61-19-9 £61-19-9

Accomp<sup>d</sup>  
Mr John Brown  
to  
James Dunlop

1771

*[Faint, mostly illegible handwritten text, likely bleed-through from the reverse side of the paper.]*

Mr John Parson's Jar Dunlop Dr Cr

1766

Apr 17 To do Dr<sup>er</sup> York — £ 55 / £ 110 —

— To Collofalk — 15 9 —

June 6 By do To Iron am in Money to — 01 4 —

1768 16 To do Dr<sup>er</sup> for of do to Maryland 5 10 —

June 16 By 1-18-2-13 do Iron £ 26 — 16 13 —

— Ballanus — 3 2 —

£ 190 19 / £ 30 19

To Ballanus bro<sup>er</sup> down — 3 2 —



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Power of Att

To Messrs J Messers to  
 John Brown Cas. Att. & Secy  
 of Adls

Messrs J. & J.  
 Messrs J. & J.

Nov. 1786  
 Abat

104  
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 38

71  
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Wm. Standard & Francis Palmers Bond due February 1763 for a Balance of Nine pounds Eleven Shillings Carolina money	57	12	1
Abel Waddell of N.C. pay'd March 1763 for thirty three pounds ten Shillings current money of N.C.	33	10	—
James Farr of N.C. pay'd 25 <sup>th</sup> Dec. 1762 for eleven pounds six Shillings & eight pence Carolina currency	9	11	—
Syrriff Kidney of N.C. pay'd February 7 <sup>th</sup> 1762 for five pounds one Shilling & seven pence Carolina currency	11	6	0
Robert Robinson of N.C. pay'd Aug. 13 <sup>th</sup> 1761 for eight pounds four Shillings N.C. currency	5	1	7
ditto ditto of Account for two pounds Eleven Shillings & six pence three farthings N.C. currency	0	4	—
James Young of Account for one pound three Shillings North Carolina currency	2	11	6 <sup>2</sup>
James Fenwick of Account for five pounds fifteen Shillings & two pence North Carolina currency	1	3	—
Mark Bursitt of Account for four pounds N.C. currency	5	15	2
Milly Pugh of Account for two pounds sixteen Shillings & eight pence N.C. currency	4	—	—
James Pany of Account for one pound sixteen Shillings & four pence N.C. currency	2	16	0
John Warrmouth of Account for two pounds two Shillings N.C. currency	1	16	4
John Moore of Account for two pounds four Shillings & six pence current money of N.C.	2	2	—
Benjamin Johnson of N.C. pay'd for four pounds three Shillings & six pence & of Acc <sup>t</sup> for fifteen Shillings & six pence Virg <sup>a</sup> currency	2	4	6 <sup>2</sup>
Francis Fells of Account for fourteen Shillings & three pence Virginia currency	4	19	—
Phillip Pitt of Account for two pounds ten Shillings Virginia currency	—	14	3
William Wammack of Account for one pound sixteen Shillings & seven pence three farthings Virginia currency	2	10	—
Drury Rollins of Account for three pounds five Shillings & seven pence Virginia currency	1	17	7 <sup>2</sup>
John Rich of Account for fourteen Shillings & two pence half penny Virginia currency	—	—	—
David Pully of Account for sixteen Shillings & seven pence Virginia currency	—	16	—
Robert Armstrong of Account for five pounds sixteen Shillings & nine pence half penny Virginia currency	5	19	9 <sup>2</sup>
Elias Fort of Account for seven <del>shillings</del> Shillings & ten pence Virginia currency	—	7	10
John Foster of Account for four Shillings & three pence Virginia currency	—	4	3
John Wammack of Account for two pounds nine Shillings & four pence Virg <sup>a</sup> currency	2	9	4
David Duncan of Account for one pound seven Shillings & seven pence Virg <sup>a</sup> currency	1	7	7
John Turner of Account for six pounds six Shillings & eleven pence Virginia currency	6	11	—
Jacob Turner of Account for one pound eight Shillings & one penny half penny Virginia currency	1	8	1 <sup>2</sup>

Rec<sup>d</sup> Oct. 8<sup>th</sup> 1763 of W<sup>m</sup> Penn<sup>l</sup> Esq<sup>r</sup> of John Parson Esq<sup>r</sup> and paid bond to John Waddell, John Gilliam Esq<sup>r</sup> & John Mammack and together with the who<sup>se</sup> of the above Bonds & Acc<sup>t</sup> except John Turner John Wammack John Foster W<sup>m</sup> Wammack & James Esq<sup>r</sup> Anth<sup>y</sup> Warwick

Anna Waddell  
John Waddell Esq<sup>r</sup>

The Cons. of  
Widdrop dec. } Power of  
to } Attorney  
Prisons - }

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*[Faint, illegible handwritten text, likely bleed-through from the reverse side of the page.]*



I know all men by these presents that We Anne Woddrop Executric  
and John Woddrop Executor [duly qualified according to Law] of the last Will and  
testament of John Woddrop the elder deceased late of the County of Nansemond in the  
Colony of Virginia merchant for sundry good causes and considerations in these moving  
but more especially for the more speedy & effectually collecting & receiving the sundry debts here  
after mentioned justly due to the Estate of the said John Woddrop deceased We the said  
Anne & John Woddrop Exec. as aforesaid Have ordained constituted and appointed and  
by these presents Do ordain constitute and appoint M<sup>r</sup>. John Persons our true and  
lawfull Attorney in our name and for our use and benefit to ask demand sue for recover  
and receive the sundry sums of money and Tobacco due by the persons whose names are set  
down in the Schedule here annexed with the particular sums of money or Tobacco set over  
against their respective names and for the Recovery of the same to have use and take  
all lawfull ways and means and to do all lawfull acts & things as fully & in as ample  
manner as we our selves might or could do were we personally present and to give &  
grant on payment of the same such reasonable acquittances & discharges as shall be lawfull  
& necessary And Attorney or Attorneys to make constitute and appoint and  
authorize to make ratifying allowing and confirming all and whatsoever our said  
Attorney shall do or cause to be done in and about the premises In witness  
whereof we have here unto set our hands and affixed our seals this twenty sixth

day of January One thousand seven hundred Sixty seven  
Seven thousand  
in presence of  
Isaac Williams  
& Alex<sup>r</sup> Bell  
Anne Woddrop Ex<sup>r</sup>  
John Woddrop Ex<sup>r</sup>

See in the last line being  
Signed sealed & delivered  
before Subscription

*[Faint handwritten scribbles]*

*[Faint handwritten scribbles]*

*[Faint handwritten scribbles]*

Clifton Va  
vi 2 1/2  
Dunlop & Bond

*[Faint handwritten scribbles]*

Know all men by these presents that we  
Rud Clifton & Dorcas ~~sons of the Clifton~~ <sup>sons of the Clifton</sup> ~~sons of the Clifton~~ <sup>sons of the Clifton</sup> ~~sons of the Clifton~~  
of John person. deud & Philip person

we hold and firmly bound unto James.

Dunlop — in the full & just sum of  
Sixty five pounds — to be paid to the said  
James Dunlop his certain attorney <sup>and</sup> admors  
jointly severally firmly by these presents to which  
payment well and truly to be made We bind ourselves  
and each of our and each of our heirs <sup>execors</sup> & admors  
jointly & severally firmly by these presents sealed  
with our seals & dated this 14. Day of April 1774

The Condition of this obligation is such that  
whenever the abovesaid Rud Clifton & Dorcas <sup>sons of the Clifton</sup> ~~sons of the Clifton~~ <sup>sons of the Clifton</sup> ~~sons of the Clifton~~ <sup>sons of the Clifton</sup> ~~sons of the Clifton~~  
as a <sup>res.</sup> habe obtained an injuction to stay the execution on a  
a certain judgment obtained in the Court of the County  
of Southampton aforesaid by the abovementioned James  
Dunlop for.

Now if the aforesaid Executors . . . their heirs <sup>execors</sup>  
adms do and shall well and truly pay and satisfie  
or cause to be paid & Satisfied all such such sum or sums  
of money or Tob<sup>o</sup>. which shall be now due on the aforesaid  
judgment and also and satisfie unto the said James  
Dunlop. — all such cost as shall be

awarded against him in case the injuction aforesaid  
— when this obligation to be void the same remain in  
full force and virtue

Sealed & delivered

in presence of

R. Helle

Rud. Clifton <sup>Seal</sup>

Dorcas Clifton <sup>Seal</sup>

Philip Person <sup>Seal</sup>