

1793-007

Southampton County

Chancery Papers: Slade vs Hausty

5/1793

1790 February

Slade
Hoasty

July

1791
referred to J. Dixon
& Sam. Kello

May 1793 agreed
with the same final

38
29
57
158 | 74.5
3.11.9

789.
497.
986
82.2
42.2
3 14.9
7.16.11

[Faint, mostly illegible handwritten text covering the majority of the page, likely a ledger or account book.]

To the Worshipful Court of Southampton sitting
in chancery.

Humblly complaining shew to yr^{ts} Worships
Orator Samuel Glade that on or about the
day of 17th he gave his bond unto
John Flaisty for ^{the sum of} £42. that since he gave
his Bond he has made sundry payments
and on the 15 day of Feb^ry 1786 that yr^{or} Orator
& said John came to a settlement & there was
only £32 of ^{it} then due besides the Int^r on the
said Bond & that the said John wanted
yr^{or} Orator to receive the Bond & to ^{be} paid
his Honour for the Balance then due
yr^{or} Orator further sheweth to yr^{ts} Worships
that he hath paid since the settlement ^{of} £11.8
which yr^{or} Orator conceives was nearly the amount
of what due unto the said John a copy of
payments are hereto annexed & yr^{or} Orator
further sheweth to yr^{ts} Worships that at the time the said
John well knowing the premises hath not
given the said Bond the proper Credit
but hath instated suit on the same for
covered judgment at Law for the sum
of ^{a much larger sum than was} pounds ^{well} knowing yr^{or}
Orator Witness lived in North Carolina
& that yr^{or} Orator was sick at the time
of cause & could not attend to make his
defence all which actings & doings are

contrary to Justice & Equity tends to the oppression
of Yr Orator. For tender consideration whereof
& for as much as matter of this nature are
relievable in a Court of Equity - to the End
Therefore that John Hailey may upon
his Corporal oath full true & perfect
Answer make to all & singular the Allege-
tions in this Bill contained. But more
especially may shew forth whether the sum
of bond was not for £ 100 dated the day of
1790. whether every item in the
account was not furnished at the prices
there stipulated whether on the 15 day of
February 1790 he ^{& said John} did not come
to settlement whether on that settlement
Feb. 17. it was not all that was there due
besides that whether he did not offer to
deliver up the bond to Yr Orator &
trust to his Honour for the balance
whether since the settlement Yr Orator
had paid the sum of £ 4 11/8
he hath not instituted his Suit
for & recovered judgment for the
sum of £ 200 or as much far
for sum than is due from Yr Orator
whether the Witness who was by at the
settlement does not reside in
Carolina whether he has not
understood that Yr Orator was se

at trial of the Cause whether he hath not
understood that Yr Orator had ~~not~~ ^{several}
witnesses by which he meant to establish
his account which Yr Orator ^{account} prays
may be made part of this his Bill
of Complaints and that by a Degree
of the Worshipful Court Yr Orator may
such other & further relief in the pre-
misses as to Yr Worships may seem
meet & agreeable to equity & good con-
science and Grant unto Yr Orator
the Common Weathers most gra-
cious Writ or Writs of Subpoena
or Writ or Writs of Injunction
commanding the P^rother his agents
advers & abettors ^{from} proceeding on the
same until the matter may be heard
in Equity ^{Gray} if please your
Worships ^{to before me}
June the 10 - 1791

10th June 1791. Sworn to before me
John Rogers

turning four wheels - 0 1 0
 four plain - 0 5 0
 To Cash paid By Petero Slade - 0 14 8

1790 February

Slade
 Hasty

paper of both families Northampton
 of full age & being last born in
 the City of London of the name of
 Joseph Slade on the application of John
 Slade & Sarah on the application of John
 Slade to make the said Joseph Slade
 the sole & lawful possessor of the said
 being present with the said John Slade & Sarah
 the said Slade in consent of the said

Joseph Slade & Sarah to the said John Slade
 and at the said Samuel Slade Slade
 the above Joseph Slade
 before us
 14th April 1791

Edw. Slade
 Rob. Slade

Samuel Slade paid John Hasty
 of a Bond of forty two pound that
 Slade gave the said Hasty

1783 May 1 th	To 1 tin funnel	0	1	3
August 1 st	To 1 mans saddle	2	3	0
August 15 th	To 1 Barrel of Corn	0	10	0
November 23 rd	paid Samuel Hasty by order of John Hasty	2	10	11
1784 February 5 th	paid Samuel Slade	0	6	7
	paid Robert Hasty by order of John Hasty	6	0	0
April 15 th	To Cash	1	0	0
November 17 th	paid Joseph Vick by order of John Hasty	1	1	6
December 15 th	paid Joseph Vassor adm ^t . of John Vassor by order of John Hasty	3	15	0
December 5 th	To 3 gallons of Brandy 5/ pt. gallon	0	15	0
1785 April 7 th	To 1 Barrel Syder paid Etheldred Vassor by order of John Hasty	1	8	0
December 10 th	paid Cash by John Slade	0	6	0
1786 February 5 th	To pint of Brandy Bought of Joseph Vick	0	1	0
March 15 th	To Cash paid at Jacob Bradshaws	22	2	0
May 17 th	To Balence for work	0	3	6
May 16 th	To Cash	3	0	0
1788 January 15 th	To 1 1/2 gallons Brandy 5/ pt. gallon	0	7	6
		3	11	8
		1	11	8

Rept. Wade vs
Haisty -

May 1793.

In obedience to an order of the worshipful Court of Southampton
We the subscribers have examined all accts subsisting between
John Haisty & Sam^l Slade which are referred to us by the
order above mention'd & do report that there appears to us
a balance due from the Slade to the said Haisty of in
February 1790 of Eleven pounds ten shillings which is
to carry interest from that date —

Sam Kello

Edm Tyler
—

Southampton Is.

This day John Slade personally came before me Josiah Wick a Justice of the peace of the s.^d Co. and being first Sworn on the Holy Evangelists of almighty God deposeth and Saith, that sometime in the month of May in the year 1786, but the particular day thereof he would not say. As the s.^d deponent Saw Samuel Slade pay Mr. Stasty the sum of three pounds current money of Virginia that to his knowledge the s.^d Stasty had a bond against the s.^d Slade, but whether the s.^d Stasty had the s.^d bond at that time with him or no he could not tell, nor whether the s.^d sum was to go in part of the s.^d bond he would not positively say, as he the s.^d deponent heard nothing mentioned between them how the money was to be applied. & this deponent further Saith not

Sworn to before me

October 23.rd 1791

J. Wick

This deponent made Oath that he was about to leave the s.^d County & State in a very short time & that he should not return to his knowledge in Six Weeks

J. Wick

Dec. 15. 1782
 S. to 15-March 1788.

42.

$$\begin{array}{r} 20 \cdot 6 \\ 42 \cdot 10 \cdot 6 \\ \hline 2 \cdot 1 \cdot 1 \\ 40 \cdot 9 \cdot 6 \\ 5 \cdot 18 \cdot 2 \\ \hline 46 \cdot 7 \cdot 8 \\ 36 \cdot 10 \cdot 9 \\ \hline 9 \cdot 16 \cdot 11 \end{array}$$

$$\begin{array}{r} 2 \cdot 0 \cdot 6 \\ 6 \cdot 1 \cdot 6 \\ \hline 3 \cdot 4 \\ \hline 5 \cdot 18 \cdot 2 \end{array}$$

S. to Feb. 10. 1786.

$$\begin{array}{r} 42 \cdot 6 \cdot 9 \\ 6 \cdot 6 \cdot 9 \\ \hline 6 \cdot 13 \\ \hline 3 \cdot 7 \\ \hline 10 \end{array}$$

$$\begin{array}{r} 38 \cdot 7 \cdot 11 \\ 14 \cdot 10 \cdot 5 \\ \hline 52 \cdot 18 \cdot 4 \\ 4 \cdot 0 \cdot 6 \end{array}$$

$$\begin{array}{r} 4 \\ 5 \\ \hline 22 \frac{1}{2} \\ 1 \cdot 10 \end{array}$$

3.7

$$\begin{array}{r} 40 \cdot 17 \cdot 3 \\ 1 \cdot 0 \cdot 8 \end{array}$$

$$\begin{array}{r} 36 \cdot 10 \cdot 9 \\ 2 \cdot 1 \\ \hline 38 \cdot 11 \cdot 9 \end{array}$$

$$\begin{array}{r} 26 \cdot 16 \cdot 3 \\ 36 \cdot 16 \cdot 3 \\ \hline 2 \cdot 1 \\ \hline 38 \cdot 17 \cdot 3 \end{array}$$

2, 10, 11

$$\begin{array}{r} 2 \cdot 6 \frac{1}{2} \\ 22 \cdot 10 \frac{1}{2} \\ \hline 29 \cdot 9 \end{array}$$

$$\begin{array}{r} 1 \cdot 2 \cdot 1 \\ 7 \cdot 14 \cdot 7 \\ \hline 22 \cdot 1 \frac{1}{4} \\ 156 \cdot 8 \frac{3}{4} \\ \hline 7 \cdot 16 \cdot 1 \end{array}$$

$$\begin{array}{r} 3 \cdot 6 \\ 18 \cdot 6 \\ \hline 20 \cdot 6 \end{array}$$

$$\begin{array}{r} 2 \cdot 2 \\ 14 \cdot 6 \\ \hline 20 \cdot 9 \end{array}$$

$$\begin{array}{r} 3 \cdot 9 \\ 30 \cdot 8 \\ \hline 1 \cdot 8 \end{array}$$

$$\begin{array}{r} 4 \cdot 6 \\ 4 \\ \hline 8 \\ \hline 3 \frac{1}{2} \\ \hline 2 \cdot 4 \end{array}$$

Shades
Booby carts
Booby

$$\begin{array}{r} 1 \cdot 4 \frac{1}{2} \\ 8 \\ \hline 10 \cdot 8 \end{array}$$

$$\begin{array}{r} 4 \\ 3 \frac{1}{2} \end{array}$$

$$\begin{array}{r} 48 \cdot 6 \cdot 1 \frac{1}{2} \\ 9 \\ \hline 9 \cdot 9 \end{array}$$

John Haisty - *Ptts*
 against
 Samuel Slade junr - *Def.* } In Debt

<u>Ptts. costs</u>		<u>Def's costs</u>	
Clks fees	120 ^{total} @ 12/6	15	Clks fees 30 @ 12/6
do do	79 @ 10/5	8.2 1/4	Lawyers do
Shffs do	20 @ 12/6	5	
Lawyers do		15	
tax		3	
		<u>£ 2. 6. 2 3/4</u>	<u>18. 9</u>

Samuel Slade j - *Ptts*
 against
 John Haisty - *Def.* } On an execution

<u>Ptts. cost</u>		<u>Def's cost</u>	
Clks fees	105 ^{total} @ 10/5	10. 11 1/4	Clks fee 64 ^{total}
Lawyers fee		1. 10. -	
		<u>£ 2. - 11 1/4</u>	<u>6. 8</u>

40.8
10.2
50.10

Trade to Party
Board for Adjustment

36.163

3.11⁰

3.41
1.14
4.6

6.9
4.6
11.3

2.18

6.10
3.6
10.32

3.8
11.9
36.10.3

Year	42.0.0
Int. from Dec. 11 1782 to Dec 1783	1.7.9
	<u>43.7.9</u>
	2.14.3
	<u>46.13.6</u>
Int. to Nov. 1784	2.10.10
	<u>48.4.4</u>
	9.0.0
Int to Dec. 1785	<u>34.4.4</u>
	1.17.
Int to May 1786	<u>36.7.4</u>
	18.1
	<u>36.19.5</u>
	25.6.6
	<u>11.12.11</u>
Int from May 1786. — to Jan. 1788	7.9.
	<u>12. . . 8</u>
	7.6
Int to July 1789.	<u>11.13.2</u>
	17.6
Int. to July 1789. on 12.4.8.	<u>12.10.8</u>
	6.14
	<u>12.16.95</u>

42.
21
2.5
3.5
27.9

Know all men by these presents that we Samuel Stade
Joseph Holmes & Tho: Giffard are held and firmly bound
unto John Haisty.

In the sum of Eighty four pounds do
current money of Virginia to which Payment will and truly to be
made to the said John Haisty This Bill and
assigns We bind our selves, our heirs execs. and Adors. jointly and
severally firmly by these Presents Sealed with our Seals and Dated this
10th Day of August 1798.

The foundation of this obligation is such that
whereas the said John Haisty hath obtained a
Judgement at common Law against the said Samuel Stade
in the county court of Southampton for Forty two pounds
and Costs and the said Samuel Stade
hath obtained an Injunction to stay the execution of the said jud^{ts}
untill the hearing the matter in equity upon a bill for that purpose
filed. - If therefore the said Samuel Stade

shall satisfy and Pay ~~all costs~~ the said judgement at common
Law & all costs and Damages that shall be awarded to the said
John Haisty In case the said Injunction shall
be dissolved, Then the above obligation to be void or else to
remain in full force

Sealed & Delivered
In the Presence of
Ja: Schaufman

Sam: Stade Seal
Joseph Holmes Seal
Tho: Giffard Seal
Seal