

1806-040

Chancery Papers: Parker vs Capell, executor of Capell

S/1806

Southampton County

other surnames: folk

To the worshipful court of Southampten County in Chancery
sitting - Humbly complaining sheweth unto your worship
your oratrix Elizabeth Parker, that on the 29.th day of December
1802, ~~executed his will and under seal~~ a certain Thelie Jephell
executed his will under seal & gave oratrix for the sum
of seventy pounds, seven shillings and 6^d, payable on
the 25.th day of December, the next ensuing the execution
of the said writing obligatory. That before any part of the
said note was paid, the said Thelie departed this life
leaving Robert Jephell executor of his last will
and testament - that the said Robert Jephell qualified
as executor and became ~~as~~ possessed of the
estate of the said deceased, but that instead of paying
the above mentioned ^{debt} ~~sum~~, as a ~~son~~ and ~~next~~ executor
should have done, he has removed to the State of North
Carolina - so that at law your oratrix has no remedy
to get payment of her claim out of the property in
this County which is considerable. Think is contrary
to equity. Intended consideration whereof and where
your oratrix is a married woman a Court of Chancery
is not being of sufficient dignity to give the
benefits of the United States Jurisdiction. She prays that
the said Robert Jephell may be made defendant to her
bill of complaint & ready to the said of your oratrix
in such case made and provided, and be compelled
to answer the same on oath fully and unequivocally
and that your worship will grant an order of

Like to Comp

of London. &c.

the defendant liable on the

to the [unclear] of [unclear]

with the rest in the West of Scotland.

informed on the back of the same letter

and Lee. The Redoubt 10 days more

~~and the lady to the~~
and the lady to the

[illegible]

Notice - that the complement is $\frac{1}{2}$

Bill & me
living in the State,
May 1886
agreed to
sell

Father
 m.
 Mother
 Schell
 car

Wiltshire County. This day the 21.th November 1805
James Folt appeared before me a Justice of the Peace
for the County aforesaid and made oath, that Robertson of
ear of the late of Felt, is, to the best of his knowledge and
freely & general opinion, an inhabitant of North Farnham
Gives under my hand.

March 8th 1804 Rec^d of Robertson
Capell Exec^r of Sterling Capell Dec^d
fifty five pounds 18/10⁰ in part
of the within bond

Elizabeth Parker

June 23th 1804 Rec^d of Robertson
Capell Exec^r of Sterling Capell
Dec^d Ten pounds four shillings
in part of the within bond

Fred^d Parker
for
Elizabeth Parker

Capell }
70 } Notes
Parker }
£70-11-4¹/₂

On demand 24th of December next I Sterling Capell
of Southampton County do promise to pay to Elizabeth
Parker the just Sum of ~~thirty~~ Seventy pounds
Eleven shillings & 4th Current Money of Virginia
in Witness my Hand & Seal this 29th day of
December one thousand eight hundred & two

Tert
Robertson Capell
John Marlon

^{this}
Sterling Capell
mark 