

1814-048

SOUTHAMPTON COUNTY
CHANCERY PAPERS

WASHINGTON

VS. CLAYTON & al

3/18/4

other Surnames: Williams

Washington

Wm & Clayton

Bill in
Chancery
~~in~~

May 1870. Order for
publication rule to

arrive vs Clayton

June Rule to arrive

July do

1874 Mar continued -

Not deacidified
1992

To the worshipful Court of Hampton
Sitting in Chancery humbly complaining
sheweth unto your worships your orator
Wm Washington Senr

That some time in the year -
- Edwin Washington departed
this life intestate leaving an Estate
in Land Slaves &c. - That your orator
obtained administration on the said Est
gave bond &c. - That in the distribution
of the said Estate Ethelbert C. Williams
in right of his Wife Lucy late
Lucy Washington did receive considerably
more than his wife's proportion of the
said Estate, she being one of the dis-
tributors and entitled to receive one
fifth part; that after the division
thus made the commissioners neglected
to take any bond from the said E. C.
Williams for the am^t rec^d by him
over his wife's proportion - since
which he has removed himself out
of the Commonwealth without refunding
any part of the sum so received by
him of the sd. Edwin's Estate leaving
some of his property as an indemnity
to your orator - but which is now

as your orator is informed about
to be carried out of the State. -

Your orator moreover has still
further grounds of complaint agt:
the said E. C. Williams he having
administered on Willis Washingtons
Estate wherein your complainant is
materially interested and tho he has
often solicited a settlement of the s.
Estate, and the return of an Acc. Cur-
rent. Yet it is Delayed, whilst he
the said Williams is greatly a debtor-
thereto as your orator is induced to
believe and is so informed - at the
same time your complainant is jointly
bound with him the s. Williams in his
bond given for the faithful discharge
of his administration on the s. Estate.

In tender consideration whereof &
in as much as your complainant
is amenable in a Court of Law,
he prays that James Clayton, who
he is advised has a sum of money in
his hands, belonging to the said E. C.
Williams may be made a Defendant
as also the said Williams & his wife
to this Bill of complaint & that they

may be compelled to answer the
allegations therein contained fully
truly & unequivocally. -

To the end therefore he prays that
the said James Clayton may by this
Court be restrained from paying
away or sending off any money or
other property he may have in his
hands belonging to the said E. C. Williams
untill he shall have paid up the
sum so received by him more than
his wifes proportion of Edwin Wash-
ingtons Estate, and finally adjusted
& paid over to your complainant
his just demand on Willis Washingtons
Estate - and untill the Decision
of this suit. - And your orator
prays for genl. relief - and that
the Court wth the writ of subpoena
may issue commanding &c.

For
Court for
Compt. -

Washington
" } Decree
Williams &c }

Executed on James Clayton

~~and~~ Elizabeth Cady Williams

& Lucy his wife his now

~~Inhabitant~~

Th Lunoey copy

of James Geo Stiff

Southampton May Court 1810

William Washington

against

plffs 3

In Chancery

Ethelbert Carr Williams & Lucy his wife late
Lucy Washington and James Clayton defts,

The defendants Ethelbert Carr Williams and Lucy his wife not having entered their appearances and given security according to the act of assembly and the rules of this Court and it appearing to the satisfaction of the Court that the said defendants are not inhabitants of this Commonwealth, Therefore on the motions of the Complainants by his Councils it is ordered that the said defendants Ethelbert Carr Williams and Lucy his wife appear here on the Third Monday in August next and answer the Complainants bill, and that a copy of this order be forthwith inserted in the Petersburg Intelligencer for two months successively, and posted at the front door of the Courthouse of this County, and it is further decreed and ordered that James Clayton the other defendant do not pay, convey away or secrete any monies in his hands or debts by him owing to or belonging to the said Williams and wife untill the further order of this Court

A Copy Teste

Samuel Rello

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Washington } Subpoena
 } in
 } Chancery
To
Williams and
Clayton ~~~~~

To June Court.
1810

Executed of James Clayton
Elliott & C. Williams & C.
Lacey his wife no Inhabitants

Henry Lundy deputy
of James Lee Esq.

The commonwealth of Virginia to the Sheriff of
Southampton County greeting you are hereby commanded
to Summon Ethelbert Williams, ^{Lucy his wife} and James Clayton to
appear before the Justices of our county court of South-
ampton on the 3rd Monday in June next to Answer
A bill in chancery exhibited against them by William
Washington and this they shall in no wise omit
under One hundred pounds penalty and have
then there this writ Witness Sam Kello clerk of our
said court at the Courthouse the 7th day of
May 1810 And in the 34th year of the commonwealth

Sam Kello

Mand The above suit is instituted to restrain the Defendant
James Clayton from paying or sending away any monies in
his hands belonging ~~to~~ due to the debt Williams untill
an order of Court for that purpose had and made
and ^{untill} the termination of this suit — J Kello &