

1814-092

SOUTHAMPTON COUNTY
CHANCERY PAPERS

CLAUD VS. WYNNS & a/RSO 5/1814

other SURNAMES: Wynns & Kelly, Wright, Parker,
Porter, Thomas, Newsum, Butts, Nicolson, Clements,
Brown, Fort, Turner, Ellis, Mabry, Mosely, IRWIN
Critchlow, Hart, Harris, Hall, Goodwyn, Gilliam,
Gray, Freeman, Cocke, Calvert, Blow, Adams,
Applewhite, Simmons, Woodson, Persons, Boothe, Dawson,
Liles, Dickerson, Knight, Magee, Barlow, Scott,
Westbrook, Underwood, Hasty, Nicholson, Gurley,
Tyler,

Blank
as
Wynns tal } Bill

May 1874 cont..

To the Worshippful Court of Southampton sitting in
Chancery humbly complaining sheweth unto the Court
your order Joshua Claude of the County aforesaid

That a Certain William Wynne, Surviving
partner of the House of Wynne & Kelly, late merchants
and partners of Southampton County, is indebted to
your order in the sum of £400. 10. 9 with legal
interest arising thereon from the 13th day of July 1800.
as will appear by a writing of that ^{date} signed by the said
William Wynne which is hereto annexed as part of
this bill of Complaint. That the said Wynne is
now out of the jurisdiction of this Court as well as
all other Courts within this State, and your order
is advised that sundry persons within this State is
indebted to the said Wynne, and agreeably to an act
of the General Assembly in such case made and pro-
vided your order hath been out of this Court a. Spa
in Chancery of Attachment against the said William
Wynne, and his the said Williams Creditors to wit.
John Wright, Mildred, Parker, Henry Porter, William
Thomas, Littlebury Newsum, William Butler, David, Ethelred
Nicholson, Littlebury Newsum & Richard Clements, Albedrum
Broom, Littleton Fort & Benjamin Turner, Littleton Fort.
Littlebury Newsum & Benjamin Newsum, William Ellis,

Robert Mabry, George Mosely, William Bretchlow, James
 Irwin, Samuel Harts adon, Ann Harris, William Hall,
 Robert Goodwyn, Thomas Gilliam, Edwin Gay, Henry Tree-
 man, Benjamin Clements, Richard H. Cooke, Samuel Calvert,
 Jasper Brown, Henry Blow, George Blow. Tyler exec of
 Henry Adams, Hershey Applewhite, Peter Simmons, Henry
 Woodson, Benjamin E. Brown, Edwin Adams, Richard Mabry,
 Anthony Person, Robert Beebe, John Dawson, Edwin Liles,
 Matthias Dickerson, Murray Knight, William Wynns Par,
 John Barlow, Robert Magee, Thos. Sute, Jane Westbrock
 Jacob Underwood, Benjamin Turner, John Turner died Robert
 Hartly

and has often called upon and requested the said creditors
 to pay to your orator the several balances, which they owe to the
 said William Wynns the surviving partner aforesaid, which
 they refuse to do without a decree of this Court to that effect,
 in order to justify such payment, all which motions & things
 tend greatly to oppress your orator

In tender consideration whereof, and for as much as your
 orator is without remedy at law, and is only properly relieved
 in a Court of Chancery,

To the end, therefore, that the said William

Wynns the surviving partner of Wynns & Kelly, and the creditors
 of the said William Wynns aforesaid, all of whom your orator
 prays may be made defendants to this bill of Complaint, may upon
 their Oath swear full, true and perfect answer to this
 bill of Complaint and that as especially as if the same were again
 repeated & interrogated - especially that the said William Wynns
 set forth if he is not indebted to your orator £400. 10. 9
 with interest from the 13. July 1850, or what sum does he owe
 to your orator? That John Wright say if he does not owe William
 Wynns £9. 19. 5 74, That Mildred Parker say if she does not owe
 him £3. 1. 7 3/4 interest, That Henry, Portin say, if he does not owe
 him 3. 4. 12. That William Thomas say if he does not owe
 him 3. 7. 12 That Lillibury Newsum say if he does not owe
 him 34. 12. 7. That William Butler say if he does not owe
 him 5. 11. with interest, That Elizabeth Neilsen say if he does not owe
 him 16. 16. 3 with interest, That Lillibury Newsum & Rich P. Clements say if they do not owe
 him 16. 11. with interest, That Albrodgeton Bacon say if he does not owe
 him 26. 16. 9. That Lillibury Newsum & Benjamin say if they do not owe him
 the sum of 9. 12. interest, That Lillibury Newsum say if he does not owe
 him 70. 3. 3. That Lillibury & Benjamin Newsum say if they do not owe
 him 3. 10. 10 interest, That William Ellis say, if he does not owe
 him 7. 10. 7. interest, That Robert Mabry say, if he does not owe
 him 2. 9. 0. That George Mosely say if he does not owe
 him 5. 4. 1 interest That William Bretchlow say if he does not owe
 him 2. 14. 0 That Doct. James Irwin say if he does not owe
 him 20. 16. 6 74 That Samuel Harts adon say if he does not owe
 him 3. 6. 6. That Anne Harris say if she does not owe
 him 1. 6. 6. interest, That William Hall say if he does not owe
 him 14. 19. 2 That Robert Goodwyn say if he does not owe
 him 7. 10. 4 2. That Thomas Gilliam say if he does not owe

him 9. 3. 4. That Edwin Gray say if he does not owe
 him 4. 4. That Henry Freeman say if he does not owe
 him 1. 2. 8. That Benjamin Clements say if he does not owe
 him 15. 12. 92 That Richard H. Escher say if he does not owe
 him 0. 0. 0. That Samuel Labaree say if he does not owe
 him 50. 13. 67 1/4. That Jeph. Brown say if he does not owe
 him 2. 13. 0. That Henry Blaw say if he does not owe
 him 16. 13. 7. That George Blaw say if he does not owe
 him 19. 3. 12. That Edw. Tyler exec of Henry Adams say if he does not owe
 him 3. 12. 3. That Hardy Applewhite say if he does not owe
 him 2. 19. 1. That Peter Simmons say if he does not owe
 him 2. 13. 11. That Henry Wadsworth say if he does not owe
 him 4. 15. 10 3/4. That Benjamin E. Brown say if he does not owe
 him 4. 4. 32 That Edwin Adams say if he does not owe
 him 3. 5. 0. That Richard Mealey say if he does not owe
 him 2. 11. 6. That Anthony Persons say if he does not owe
 him 1. 13. 6 3/4. That Robert Boston say if he does not owe
 him 12. 4. 92 That John Dausen say if he does not owe
 him 0. 10. 0. That Edwin Liles say if he does not owe
 him 1. 2. 4. That David Matthews Decker say if he does not owe
 him 19. 5. 6. That Murphy Knights say if he does not owe
 him 0. 19. 9. That William Wynn, Junr say if he does not owe
 him 6. 11. 3 3/4. That John Bartles say if he does not owe
 him 13. 16. 22. That Robert Magee say if he does not owe
 him 1. 2. 4. That Thos. Scott say if he does not owe
 him 20. 16. 1. That Jane Westbrock say if she does not owe
 him 3. 15. 67 1/4. That Jacob Underwood say if he does not owe
 him 5. 11. 72 That Benjamin Tamm say if he does not owe
 him 20. 6. 92 That John Tamm say if he does not owe

Wm O. G. O. That Robert Hasty say if he does not owe
Wm O. 16. 42

and that the said defendants severally do forth what sum
sums of money they are indebted to the said William Wiggins.

And that you, Messrs, will decree to you
order against the said William Wiggins the sum of £400. 10. 9
and interest from the ^{13th} July 1800 and all costs, and further
decree that ^{the} said defendants above mentioned pay to you order
in discharge of the same the said balances, that they may ac-
knowledge to be due to the said Wiggins, and if any of the said
def^s being summoned, fail to appear and say what balance

They owe to the said Weyms, that in that case upon writings
will decree that they pay the sum that is by interrogations stated
to be due from them to him, and that on payment of this said
balance to you or to him, they be acquitted from the same as
to any claim which the said Weyms or his assigns may have
concerning the same, and make any other or further order or
justice in the premises hereunto made, relief or may be
equitable and agreeable to law, May it please the

R. Gashough for Comptrolr
— — — — —

Calvert ^{de}
adv } answers
Cloud }

the answer of Samuel Calvert, to the bill
of Blackman exhibited agt him
^{father} in Southampton court by Joshua
Hend, this defendant saving & re-
serving to himself all manner of
benefit of exception to the many
defects & uncertainties in the sd bill
continued to so much as is material
for him to answer answers says
that true it is, this defendant
did trade in the store of Wagnor &
Kelly of this County to the amount
of £ as in the bill stated.
But this defendant avers that the
goods & merchandize so received
at the store aforesd was taken
in payment of a bond of the
defendant Wm Wagnor, which this
defendant held as the admor of
a certain Christopher Calvert and

that the transaction was so understood
by Wynne & Kelly & by the defendant
Wynne who was at that time
a partner in the house of Wynne,
& Kelly. This defendant admits
that he is now or ever was
indebted to the Wynnes & Kelly
& is positive if he could have
a fair settlement with the
defendant Wynne, this debt
would be creditor to a large
Amount. This debt denies
all combination & says hence
to be dismissed with his
costs in this most unrea-
sonably expended &c &c

Cocke p 10th

Southampton County to wit
1802 August 2nd. This day Samuel
Belmont personally appeared before
me, a justice of the peace for the
County aforesaid, & made oath that
the above answer was true
as far as he knew or believed
given under my hand & seal
the day & year aforesaid
Sworn to before me
the day & date above
mentioned —

J. Vick J.P. Seal

The Commonwealth of Virginia, to the Sheriff of
Southampton County you are hereby commanded
to Summon W^m Wynns surviving partner of Wynns
& Kelly, Henry Blow W^m Thomas Robt. Goodwyn
Edwyn Adams Tho^s Boothe Edwin Gray George
Curley James Irwin Port. Robert Boothe
Robert Heasty Robert Mabry D^r for W^m
Barnes Richard Mabry Rich^d. Blunt Adm^t of
A. Persons Mildred Parker Peter Simmons
John Wright (W^m Barnes) Benj^d. Clements John
Cawson Henry Freeman Tho^s Gilliam Lem^d.
Heard dec^d. — Ann Heavis John Jones
G^r H^d. Nicholson Heavis Johnson James New-
sum Hardy Applewhite Henry Adams
dec^d. William Butts Jun^r. Benj^d. C. Brown
Littleton Fort ~~Thos Gilliam~~ William Crick-
low John Myrick Nancy Parker Rich^d.
H. Leake Sam^l. Calvert William Ellis
Geddon Lewis for Henry Woodson George Mosley
George Blow W^m Hall Albrighton Brown
Jesse Brown Wilkerson Capell, Littleberry
Newsom Henry Porter

to appear before the justices of our said

s.^o County Court of Southampton at the Court
house of the s.^o County on the third Monday
of Sept. Next to Answer a Bill in Chancery
exhibited against them by Joshua Bland.
And have then there this writ witness
Sam^l Kello Clerk of our said Court at
the Court house the 25th day of July
1800 & in the 25th day of the Common
-wealth. - - -

Sam^l Kello D

That

Expended on the following persons

Henry Brown
Wm Thomas
Robert Goodwyn
Edwin Gray
George Gurley
James Irwin
Robert Haisly
Robert Maury
As for Wm Barnes
Mildred Parker
Peter Simmons
John Wright
Henry Truman
Thos Gilliam
Leah Hart dw.
Ann Harris
John Jones

Charles
Harris Johnson
James Newman
Hardy Applewhite
Henry Adams and his representative
William Butts jr.
Sullivan Fort
Wm Cucklona
Nancy Parker
Richard Cook
Samuel Calvert
William Ellis
George Moul
George Mont
Wm. H. H.

Abigail Brown
John Brown
William Capil
Sullivan Brown
Henry Porter

Edwin Adams Wm Wyman Thomas Booth Robert Bost
Richard Maury Richd. Bost Benj. Clements John
Dawson Benjamin E. Brown John Brick

No Inhabitants

Zebulon Lewis not found J. R. by
for Mr. R. H. H.

Spice
in
Clare
m
Chaucer
Lundy
Parker

Spice

Spice

Hardy Applewhite x

Albion Brown

Henry Adams dec.

Geo. Blaw

Henry Blaw

Leffe Brown

Genl. Calant an Act.

Rich^d H. Locke . . . do

Benja Clements Ins

Litt. Fort

Henry Friedman

Colman Gray

Geo. Gurley P^d

Thos. Gilliam Pled Act Limitation

Robt. Goodwyn

Wm Hall

Arm Harris

Leud. Hart dec.

James Lowin Doct.

Wm Leichlow

Geo. Mosley

Robt. Mabry

do do for Wm Barnes

Wm Ellis

L. Newsum Rich^d P. Clements Security

Wm Nicholson

Wm Bratts Esq.

Wm Thomas

Henry Porter

Mildred Parker

John Wright

Joshua Clane as ~~Wm~~
Wm Sarg. ~~Wm~~
of Wm & Kelly
Esq. — City —
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