

1803-016

Chancery Causes, Richard Williams vs Isham Jordan & Robert Godwin

Ile of Wight County

other surnames: Wishart,
Reade, Stuckey

Williams
as
Lor & am of. } Bill

Law

May '98
Bill filed

July '98
Bill taken for confessed

March 1800
Court.

May 1800
Court.

Augt. 1800

Bill taken as conf. as to Godwin
decreed that injunct. be pers. as
to the hupt. therein ment. (see
minutes)

May 1803

perpetual writt coat

(Conf. P. Court)

-ral with full time & perfect answer made to all and I regret
the allegations in this bill contained and that as fully and
sufficiently as if the same were again repeated & interrogated

And that you were right will again be said I have
in deed & all other concerns from further proceedings at law
and this matter is fully heard before the Court of equity
and then make the said injunction perpetual, and make
any other or further order or decree in the premises for gene-
ration & relief as may be equitable & just

Very respectfully

Yours truly for Comp^y

from to in Court May 7th. '98.

J. Young &
Co

To the W^{or}shipp^d Justices of the County of W^{or}ight sitting
in Chancery humbly complaining Sheweth unto the Court
your orator Richard Williams

That your orator on the day of 178th month of
a Certain Robert Godwin two Slaves one belonging to Thomas
Winchard, the other to the said Godwin, and gave his bond
to the said Godwin for the sum of £25. your orator as the
Agent & by direction of the said Godwin paid the said
Thomas Winchard £12. 0. 6 ^{per Receipt} part thereof & £12. 18. he paid ~~the said~~
~~Robert Godwin~~ ^{Godwin} through Sturkeys att^y to Rob^t R. Read
& some other small payments that are Credited on the bond
in the whole amounting at least to the full value of the said
bond & interest. Notwithstanding which the said Robert
Godwin assigned the said bond to Wright Godwin
Wright Godwin as a Certain John Jordan, who brought
a Subpoena against your orator in this Court and by
default obtained a judgment, after your orator told the
said John on the notice of the assignment, that he did not
owe any part of the said debt, but that it was paid & fully
satisfied.

In tender Consideration whereof and for
as much as your orator is remitt^d in the premises only in
a Court of equity.

To the said John Jordan that the said John Jordan
& Robert Godwin (who your orator prays may be made
defendants to this Bill of Complaint. may upon their confes-

Isle of Wight County, July the 28th 1855 - This day John Jordan
appeared before me, a Justice of the Peace for said county, and made
Oath that the within answer contains the truth as far as comes
within his own knowledge. & as far as depends on the knowledge of
others he believes to be true -

Wm. H. King

Jordan
ad. }
Williams } Ans -

The separate answer of Isham Jordan, one of the defendants to a bill of injunction filed in the worshipfull court of Isle of Wight in chancery, to stay a Judgement, obtained in the law side of said court, by this respondent as assignee of Wright Goodwin, who was assignee of Robert Godwin, on a bond, against Richard Williams, the complainant —

This respondent being and reserving to himself all manner of advantage and exception to the errors, improprieties, or untruths, which may be contained in said bill, for answer thereto, or to or much thereof as he considers material he answering saith;

That for the said bond, upon which said Judgement was obtained, which was affirmed as stated in the complainants bill, he paid a fair and valuable consideration, that he knows nothing of payments having been made as stated by complainants bill, if indeed such was the case.

This respondent acknowledges that some time after the 30th last Judgement was made, & he believes a considerable time after the complaint to know of it, that Williams told him ^{that, the S^r Williams} he had made payments to the other debt Robert Godwin. In as far he has made said payments, whether if made, they were intended or appropriated towards the discharge of this bond, or whether in short any such payments were made, ~~upon~~ this respondent is perfectly ignorant. As an assignee he was advised that he must use all ^{legal} diligence to recover the money from the debtor (even if said payments were made) before recourse could be had against either of the assignors. — This respondent only desires a fair, impartial, and speedy hearing and decision of allegations in said bill contained — for which purpose he prays that the cause may be brought to a hearing as soon as possible, he submits himself cheerfully to the court, & prays hence to be dismissed with all his reasonable costs, in this case expended —

Barber for Jordan

Isabel Wright May 5th 1802. This
day Robert Coarier made oath to the
truth of this Deed, before me

Joseph Fullingham

Robert Coarier
at
R. Williams } ans^d

The answer of Robert Godwin to the Bill of
Complaint exhibited against him by Richard
Williams

Answereth & sayeth the allegations are untrue
he says ~~that~~ that the money paid to the Order
drawn in favor Robert Neale in favor of ^{Dr}
Williams discount was directed by him ^{Dr}
Williams to go to the payment of a judgment
by Peter Evans the said judgments cost &
& then of ^{Dr} Robert Godwin he believes
to be more than the Order drawn
by ^{Williams,} ^{Dr} that at the time of Indorsing
of ^{Dr} notes the said Williams requested
them to do it as he could make ^{it more} easy.
& promised payment & further says
that deducting the payment ^{made to the plaintiff} ~~the plaintiff~~
~~pay of~~ the one half of ^{the} Bond he may
have paid ~~or not~~ & that defendant believes
he has the other half the defendant
is certain is unpaid & that this
defendant pays judgment &
& ^{that he} may may do more. ~~148~~

Robert Godwin

W. Williams paid me on account of
Daniel in 1786 the sum of twelve
pounds eight shillings & six pence—

Wickart
— " —
— " —

1789 Ed Stuckey Dr to Richd Williams
 To 16 pound sugar 1/2 lb 8 0
 To 2 gallons of wine 1 4

1790 Elizabeth Stuckey Dr to Williams

To linen to yard 4 8
 To six pound of sugar 3 0
 To three gallons of molasses 2/6 per 7 6
 To thread 9
 To peck of peas 9
 To five pound of sugar 3/4 3 1
 To 6 pound of Confection 9
 To 6 gallons of molasses 2/6 per 7 6
 To 6 pound sugar 1/2 lb 6 0
 To 6 pound sugar 2/4 per 6 0
 To one paper of paper 7 1
 To one quart of wine 1 5
 To upper leather for pair of shoes soles 3 6

March Cash claim Witt paid 7 6
 1791 To pair of shoes for herself 6 8
 To peck of Sault 9
 To 6 pounds of sugar 2/4 3 11
 To 4 yards linen 4 per 16 0
 To 1/2 yard D 3/4 per 4 6
 To parts of wooden box 0 3
 To one gallon of molasses 3/4 3 0
 To 6 pounds sugar 2/4 per 4 6
 To Hat for Elizabeth Stuckey 8
 To 12 yards black velvet 4 per 4 1
 3 0 10
 1 8 16
 19 26

Elizabeth Starcher. Dr. Richard Williams
 1791 106 pounds sugar 1/2 6 0
 1000 Heron 1/2 per 10 6

Balance due to Mr Williams £ 6 9 7

1791 Cash paid at fourteenth 15 9

101 yards linen 1/3 10 4 11 6 3 6

do 6 sugar 1/2 1/2 6 9 6

do 6 sugar 1/2 1/2 6 5 3

do 6 sugar 1/2 1/2 6 1 10 1/2

do 6 sugar 1/2 1/2 6 1 10 1/2

do 6 sugar 1/2 1/2 6 6 0

do 6 sugar 1/2 1/2 6 4 6

do 6 sugar 1/2 1/2 6 1 6

do 6 sugar 1/2 1/2 6 3 6 8 1/2

do 6 sugar 1/2 1/2 6 5 4 10

do 6 sugar 1/2 1/2 6 14 10 11 8 8

do 6 sugar 1/2 1/2 6 1 12 0 2 3

do 6 sugar 1/2 1/2 6 12 18 11 11 3

do 6 sugar 1/2 1/2 6 12 18 11 11 3

do 6 sugar 1/2 1/2 6 12 18 11 11 3

do 6 sugar 1/2 1/2 6 12 18 11 11 3

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do 6 sugar 1/2 1/2 6 12 18 11 11 3

Wish entitled to only one half. Dates of ~~the~~ bond payments. -

B. The answer must necessarily refer to the payments spoken of in bill and nothing.

Williams

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Engraving: board

Jordan River.

Know all men by these presents that we Richard Williams and
John Hancock

are held and firmly bound unto Isham Jordan Esq. of Wight Co. in Va.
in the sum of

current money to which payment well and truly to be made, we bind our selves our
heirs Executors and Administrators Jointly and Severally, firmly by these presents
sealed with our seals and dated this 26th day of May 1802

The Condition of this obligation is such that whereas the said
Isham Jordan hath obtained Judgment at com-
mon Law, against the said Richard Williams
in the County Court of Isle of Wight for

and Costs and the said Richard Williams
hath obtained an Injunction to stay the execution of the said Judgment untill
the hearing the matter in equity upon a bill for that purpose filed. If therefore
the said Williams he shall satisfy and pay
the said Judgment at common Law, and Costs and damages that shall be a-
warded to the said Williams he in case the said Judg-
ment shall be dissolved then then the above Obligation to be void or else to remain

in full force & Virtue

Signed and sealed
in presence of

Barth^{le} Lightfoot W^{llm}

Rich^d Williams Seal

John ^{his} Hancock Seal
mark