

1795-006

SOUTHAMPTON COUNTY
CHANCERY PAPERS

LUCAS VS. HUNT

4/1795

See also: Lucas' ADM'X V. HUNT 1798-19

The allegations contained in this Bill sworn to before me
March 13. 1794 -

Williamson vs

Lucas
or
Hunt } Bill

Lucas

vs

Hunt

Bill

April 1795 abates itself dead

To the worshipful Court of Southampton County, in
chancery sitting, humbly complaining, shews unto your
Worships, your Orator Samuel Lucas: That on the
day of anno Dom. 1793 he was unfortunately in-
duced, by a combination of malignant circumstances,
to play with Thomas Hunt of ~~South~~ County, at
a game called dice - That the said Hunt then ~~there~~
illegally & fraudulently won of your Orator ^{about} the sum
of £31. That the complainant imprudently
paid to the said Hunt, the said sum of money soon
after dice, & upon the said gaming consideration - By the
force of which facts, & of Act of Assembly in such case
made & provided, a right has accrued to your Orator
to file his bill in chancery against the said Hunt,
& to demand, & thereby recover from the said Hunt the
said £31. But so it is, may it please your Wor-
ships, that notwithstanding the premises, the said
Hunt hath altogether refused to refund the said sum
of money to your Orator, alledging that he is legally
& justly entitled to the same; which proceeding your
Orator conceives to be contrary to equity & good consi-
deration - In consideration whereof &c. To the end therefore
that the said Thomas Hunt may, upon oath, full
& true answer make to the allegations in this bill con-
tained; but especially, did not the said Hunt win
of the complainant the sum of £31? Did not the
complainant pay him the said sum of money upon
the said gaming consideration? And doth not the said
Hunt refuse to refund the said sum of money to the
complainant? May it please the Court to decree
that the said Thomas Hunt shall pay to the complain-
ant the said sum of £31 with interest thereon from
the above-mentioned day of anno Dom. 1793; & make
such other decree as may be agreeable to equity & good
conscience &c. &c. H. Taylor

Lucas
vs
Hunt } demurrer

The Demurrer of Thomas Hunt Deft to the bill of complaint
of Samuel Lucas Complainant

This Deft by protestation, not confessing or acknowledging
all, or any, of the matters or things, in the Complainant's bill
mentioned to be true, in such manner and form as the same
are therein, and thereby set forth and alledged, doth demur,
and for cause of Demurrer sheweth, 1st That the circumstances
alledged by the Complainant in his said bill are not averred
by his affidavit, nor is an oath of the truth thereof annexed to the
said bill — 2^{dy}. That there is no particular sum of money, stated
to have been lost by the Complainant with the Deft — so that
he cannot answer the bill for its uncertainty — 3^{dy}. There is
no charge in the said bill that the Complainant is without
remedy, evidences, or proof, at the Common Law — 4^{thly} That
the Confession sought, if acknowledged by the Deft would
expose him to penalty, forfeiture and disqualification of Office
— Wherefore this Deft doth demur to the said bill of Complaint
and to all the matters and things therein contained, and humbly
demands the judgement of this worshipful Court whether he shall
be compelled to make any further or other answer thereto and
requests to be hence dismissed with his reasonable Costs & charges
in this behalf most wrongfully sustained.

L^{rs}. Bill. for
the Deft —

Lucas

(21)

or

Spa-in City

Hunt

T

Ref

to March 1794

Executed

by

Josiah Siff

THE Commonwealth of Virginia to the Sheriff of *Southampton*
County greeting: You are hereby commanded to summon *Thomas*
Hunt

to appear before the Justices of our County Court of *Southampton* at
the courthouse, on the *2nd Thurs* day of *in March* ~~Court~~ next, to testify
~~and the truth to say on behalf of~~ *answer a bill in chancery exhibited*
against him by Samuel Lucas
~~in a certain matter of controversy~~
~~in our said Court depending, and undetermined between~~

And this *he* shall in no wise omit, under the penalty of 100l. — And
have then there this writ. Witness *Samuel Kello* — Clerk of our said
Court, this *third* day of *Decemben* 1793 in the *18th*
year of our Foundation.

Jr: D. Kaufmann Dcl
Ans

Lucas adm^r

or

{ Spa-in
{ ch. y

Hunt

booke

to March 1796

No Inhabitant

W. Woodard

March 1796 Date

THE Commonwealth of Virginia, to the Sheriff of *Southampton* county
greeting, We command you to summon *Thomas Hunt*

to appear before our Justices of our County Court of *Southampton*
at the courthouse, on the *second thursday in March next*
to testify and ~~to testify to say in behalf of~~ answer a bill in chancery exhibited
~~against him by Polly Lucas adm^r of Samuel Lucas decd.~~
~~in a certain matter of controversy in our said court, before our said Justices depending~~
~~and undetermined between~~

and this *he* shall in no wise omit under the penalty of one hundred pounds: And
have then there this writ. Witness *Samuel Kello* — clerk of our said court, at
the courthouse, the *15th* " " day of *December* in the *20th* year
of the commonwealth.

Jn^o. D. Kauffmann Dbb
JK