

1802-012

SOUTHAMPTON COURT
CHANCERY PAPERS

TURNER

VS.

EDMUND'S ADMINISTRATOR + 7/1802
WILKINSON

other surnames Edmons
Blunt

Tanner -
or
Williamson } Burt

Sept 5 1802

July 1802
Ind. dipol. 20
Henry

Blow

Henry

Blow

J. Cobb wrote this

I wrote all that is above

Sam. Wells

To the worshipped Court of Southampton sitting
—ing chancery, humbly Complaining sheweth to the
Court your orator Arthur Turner

That your orator was indebted to Lewis
Trotter by an accepted order in the sum of two
hundred & eighty, which order was assigned
to James Williamson & upon which ^{a suit} was brought
to assign and obtain aid & execution thereof. Now
it will be necessary to suggest to your orator
that altho the said suit was in the name of James
Williamson, the interest of the said order & the
money therein due was for the benefit of William
Edmunds. who had agreed with your orator
that his account of £62. 12. should operate as
an off set against the said ^{claim} ~~assignment~~, but
because of the said Williamson, ^{Edmunds} ~~cancel~~ his own
Clerk Benjamin Blount does not consider himself
authorised to make any demand in this behalf
—unless he should be directed so to do by this
worshipped Court, to which he will cheerfully submit

In tender consideration whereof, and for
as much as your orator is without remedy, only in

a Court of equity

To Me and therefore that the said James
Witherston & Benjamin Blunt admors of William
Eccleson's deceased who your orator prays may be
made defendants in this bill of Complaint may
upon their Complaint set forth full true & proper answer
as above to all and singular the allegations in this
bill contained, and that as fully as if the same
were again repeated & interrogated, but es-
pecially that they state whether the said judgment
was not for the benefit of William Eccleson's
estate

And that your orator prays in the
said James Witherston and all others concerned
from further proceedings at law until this matter
is fully heard before this Court, and then
in what manner is proper, and make any other
or further order or decree in the premises as your
orator, relief or may be equitable may or please
the

Yours for Counsel

Shown to in Court

The answer of
Ben Blunt ad Wm
Eamunds decd. to
the bills ing exhibited
by A Turner

Don't know

James Little Esq

The Answer of Benjamin Platt administrator with
the will annexed of William Edmunds dec.^d to the
bill of complaint exhibited against him by Arthur
Turner —

This defendant saving & reserving
to himself every benefit of exception to the
error^{ing} proceedings & untruths in the said bill contain-
ed for answer so much thereof as he is advised
is material he answering saith that true it is -
the suit alleged to in the bill was brought for
the benefit of William Edwards, but as to any other
or further Acc.^s subsisting between the plaintiff
and the testator of this defendant he is entirely
a stranger thereto: The acc^t. filed sums in the
opinion of this defendant to be vague loose
& unjust in as much as there are several -
charges on a gaming consideration, further
the last item in the acc^t. appears to be -

totally inadmissible for besides the loose manner
in which it is charged it appears to be three
years anterior to the commencement of the act,
and also prior to the acceptance of the order on
which the original suit was instituted —
This defendant cannot refrain expressing his
surprise, that in such a number of important
transactions there should appear nothing in
writing, but the act before mentioned and
hopes that this Court will require the most
full complete & unequivocal proof & that justice
before they meet their sanction. This def. & pla
cing the fullest confidence in the Justice &
wisdom of the Court, will not be further
troublesome, but will leave the act with all its
imperfection to their decision — and prays to be
hence dismissed with his costs —

Ben. Blunt Esq.

Wm. Larnard Esq.

Southampton County to wit

This day Benjamin Blunt Esq.
personally appeared before me a Magistrate
for the County aforesaid, and made oath that
the substance of the above answer is true as far
given under my hand this 18th day of May 1802

Lewis Fort Esq.

James Wilkinson

Arrived to

Arthur Turner

Adell —

The answer of James Wilkinson - - - - - Def^t
to The bill of Arthur Turner - - - - - Com^{pt}

This def^t saving and reserving to himself now and all times hereafter, all, and all manner of advantage and benefit of exception, that may be had or taken to the allegations in the said bill contained, for answer thereto - *Saith* -

That true it is, that he this def^t, did receive an excepted order from Lewis Fort on this Com^{pt} for the sum of two hundred dollars, and that he did trade with William Edmunds and let him have the said accepted order, and that he believes a suit in law was instituted in the name of this def^t by the said Edmunds, ^{for his own benefit} against this Com^{pt} for the amount of said order - This def^t further saith that he is not acquainted, with any of the other allegations set forth in the said bill, and as to the account annexed thereto, he knows nothing - This def^t denies all fraud, and prays to be ~~hence~~ dismissed with his costs &c. -

Southampton County *Sc*

This day James Wilkinson
mateth oath before me James Lee a Justice of
the Peace for this County that the above Answer is true
as far as relates to himself and as far as relates to ~~them~~
~~and~~ he believes it to be true Given under my hand
This third of July 1802

James Lee

$$\begin{array}{r} 45 \\ 1241 \\ \hline 117 \end{array}$$

Turner
 44
 3 1/2
 1877

Henry Parker
 Lower Falls
 Littleberry Nags
 Dr. Kitcholsen
 Wm Barry

Coln William Edmonstons - Dr

December

1799 To Arthur Turner to a order from Lewis Fort £ 14 00

To 1/2 75 Dollars won of Littlebury Newen

To paid Littlebury Newen for you

To paid Lewis Fort for you

To 1/2 20 Dollars won William Barnes

To 3 Dollars won at Foxe Hunt

1796 To 15 pounds 14 Shillings

46 3
15 14

61 17

Arthur Turner

1799 Col^o William Edmunds Dr^r

December	To Arthur Turner to an order from Lewis Fort	£ 14. 0
	To $\frac{1}{2}$ 75 Dollars won of Littlebury & Newsum	11. 5
	To paid Littlebury & Newsum for you	11. 5
	To Paid Lewis Fort for you	6. 0
	To $\frac{1}{2}$ 20 Dollars won of William Barnes	3. 0
	To 3 dollars won at fox hunt	0. 18
		46. 8
		15. 14
1796	To 15 pounds 14 Shillings	£ 62. 2

Arthur Turner