

1806-009

SOUTHAMPTON COUNTY
CHANCERY PAPERS

PARKER

VS

CAPELL

S/1806

other sURNAMES: Cobb

Parter
-n
Capell } Bill K

May 1806 decre K
Lunal

Deuce. That the complainant recover of
the defendant the dollar the bill mentioned
with interest from the date and
with her costs in this behalf expended.
~~To be paid by the defendant to the plaintiff.~~

With

Publication

Wm. L. L.

Wm. L. L.

Wm.

Wm. L. L.

Southampton County. This day - the 21. Nov^r 1803. Benjamin
Cobb appeared before me, a Justice of the Peace for the
said County and made oath, that to the best of his know-
ledge and according to general opinion, John Capell the
defendant in this bill, is a resident of South Carolina
or Georgia ——— Given under my hand - Ben^t Plant

To the worshipful Court of Southampton County in Chancery sitting -
Humbly complaining sheweth unto your worships your orator Eliza-
beth Parker that a certain John Capell on the 5th day of August
1703, executed his note under seal, to Robert Capell for the
sum of twenty three pounds, five shillings and penny halfpenny,
as will appear by the said note hereto annexed and signed
she considered a part of this bill - that the said Robert Capell
on the eighth day of March 1704 by his certain
indorsement on the back of the said note, did assign the same
to your orator - which will fully appear by an inspection
of the said ^{note annexed and made a receipt of this bill} writing obligatory - that since the execution
of the said note the said John Capell, has removed
from this state and resides in ^{Georgia} ~~the~~ or South Carolina,
but has ~~not~~ as your orator believes, property in this
^{County} ~~state~~ sufficient to satisfy her claim. Here she begs
leave to state that as the said John Capell, is acquainted
with the assignment to her of the above mentioned note,
her prospect of payment will be extremely doubtful
without the interposition of the worshipful Court -
In order for consideration whereof she prays that the
said John Capell may be made defendant to this bill
~~that he may be~~ and be compelled to answer
thereon ^{on oath} fully and unequivocally and that your
worships will make an order of publication
equally to the act of assembly in such case
made and provided and fixing a day upon
which her bill of complaint will be taken for
course, unless the same be answered.

May it please your worships by your grace
relying & your orator will be with per con