

1806-010

SOUTHAMPTON COUNTY
CHANCERY PAPERS

PARKER'S 10

VS

PARKER et al

8/1806

other SURNames: Gardner, Lee, Murdough,
Harrison, Cobb, Daughtry

1806-010

SOUTHAMPTON COUNTY
CHANCERY PAPERS

PARKER'S 10

VS

PARKER et al

by Parker. ^{your complainant} Your orator's motion states that it would be extremely
unjust that the property which her dying father bequeathed to her should
go to Parker, where your complainant nor her children would be bene-
fited thereby, she thinks it would be only reasonable that he should be
compelled to support her and his children and keep the burden off of
the Parish.

In tender consideration whereof and as these are matters ⁱⁿ which a
Court of equity only can interfere and relieve she prays that the
said Lucy Parker, John Lee Lonsdale's eldredaugh, James Harrison,
& Hardy both (who were the commissioners appointed as aforesaid) ~~and the said~~
~~and~~ and Theophilus Daughtry be made defendants & respondents to
this bill of complaint and be compelled on oath to answer all and
singular the allegations therein contained and say if they are not true
in manner and form as therein stated that the said commissioners be
enjoined and restrained from delivering the said Parker or any other person or
persons for him, ^{the said bond} or disposing of the same in any manner except as ~~of~~
^{the Court} ~~the Court~~ may order, that the said ~~and~~ Daughtry ~~and~~
~~of them~~ be enjoined from paying ~~the said money~~ ^{the said bond}, or
to grow due thereon, to any person or persons but those whom the Court
shall appoint to receive the same. That the said Lucy Parker
be compelled to allow to your complainant a separate maintenance
and that your worship cause to be made an immediate order of
pointing out or more trustees or trustees to whom the said money shall
be paid, ^{and who shall have power to adjust and settle the same for your complainant's benefit}
for the purpose of supporting your complainant's ~~li-~~
^{that they be authorized to settle and pay out of the same the amount of articles heretofore}
^{that they be authorized to settle and pay out of the same the amount of articles heretofore}
^{that they be authorized to settle and pay out of the same the amount of articles heretofore}
that your worship grant all such other ^{and further} relief
as may seem equitable and consistent with reason. May it please
the Court to grant injunctions and the bonn now called the writ of
subpoena.

Leath by

NOT
RECORDED
3/17/92

H. Gardner
and S. Aust
P. Parker

Aug 18. 06
Amica filed

1806

To the Court of Southampton County in
Chancery sitting.

The answer of Henry Gondner
to the bill of complaint exhibited in this
Court by Penelope Parker (formerly Penelope
Gondner) This Defendant having pre-
serving to himself now and at all times
hereafter all manner of benefit & exception
to the manifold errors & imperfections
in the complainant's bill contained for
answer thereto or so much thereof as
he is advised it is material for him
to answer unto answering Laith;

That as to the unfortunate situation
of the couplet & her children and
the equity of her claim on her hus-
band for separate maintenance he
knows nothing these being subjects
that cannot possibly relate to him.

This Dft deems it ^{sufficient} ~~right~~ for
him to state that the property claimed
by the couplet vested in Loy Parker
by his intermarriage with the couplet
& in pursuance of such right the
said Loy Parker while the lawful
husband of the couplet on the 16th day
of May 1803 by his deed of indenture (which
hath been duly recorded in this Court
& a copy whereof is hereto annexed as a
part hereof) did convey & transfer to this
Defendant all his right & title to the said
property mentioned in the couplet's bill
This

1806

Ans'd 1806
Circuit filed

H. Gondner
vs
P. Parker

This Defendant therefore considers him-
self the legally & equitably entitled to the
amount of the bond taken by the com-
-missioners mentioned in the s.^d bill for
the share of the Compt^t & her husband
in her right ~~of~~ of the estate of James
Gardner dec^d. — This Defendant
trusting & believing that the Court will
decree a delivery of the said ^{bond} or the pay-
-ment of the money collected thereon to
this ~~said~~ D^{ft} & denying all ~~fraud~~
prays to be hence dismissed &c

Henry Gardner

Aug 18th 1800 Sworn to in Court

Sam Mella

Parker ^{entd}
N Spa in
Parker Chy

16 March 1886

~~Executed~~

~~of the~~

~~John C. Cookson~~

~~of the~~ for

~~John C. Cookson~~

executed

Zach McCleary

of the for

John C. Cookson

Shiff

Scampten County Feb

The Commonwealtth of Virginia to the
Sheriff of Nansemond County Greeting You are
hereby Commaned to summon Jerey Parker
to appear before the Justices of our said County
Court at the Courthouse on the 3rd Monday
in March next to answer Penelope Parker
of a bill in Chancery exhibited by her ag
him and have then there this Writ Witness
Sam Kello clerk of our said Court at the shew
the 21 day Jan^y 1816 and 30 year of the Com-
monwealtth

Sam Kello