

1786-001

Chancery Causes: John Malloy vs Nathaniel Barlow

Isle of Wight County

other SURNAMES, Malloy

Minors
or
Barons } *Prize*

May 1783
Bills filed & time

July 1783
Cont. & Answer

October 1783
Att. for Answer

June 1785
Att. with Proclam.

July Rule day 1786
Abates by Defts death

[Faint, mostly illegible handwriting at the bottom of the page, possibly bleed-through from the reverse side.]

To the worshipful Court of Chancery in the County of Middlesex sitting on the 17th day of June 1777. Humbly sheweth to your Worships
Your Oror John Malou. That your Oror in the year 1776 & 1777 & employ'd as an Overseer once Nathaniel
Barlow to overlook a plantation in this County and a parcel of hands with which he was then to
make him a Crop of Tobacco Indian Corn Wheat pease Oats & other Grain And that he verbally agreed to give
him the said Nathaniel Barlow one whole share according to his Number of hands That the said Nath.
Barlow accordingly continued on the said plantation as a free Overseer & made a Crop with the said
hands both years but how much your Oror is at a loss to know And that he the said Nathaniel Barlow
ought to have accounted with & paid to your Oror such part of the said crops as to him of rights apper-
tain'd which your Oror hath offer'd me in a friendly manner request'd him to do But necessary as
may it please your worships That the said Nathaniel Barlow hath hitherto neglected & refused to account
with & pay unto your Oror what he is justly & honestly intitled to & gives out in speeches saying that
he will not so do account with & pay unto your Oror thereunto unless he is compelled by law so to do
all which actions & doings of the said Nathaniel Barlow are contrary to Equity & good conscience & tend
to the wrong & oppression of your Oror In tender consideration whereof & for as much as your Oror is
remediless in the premises by the strict rules of Law whereby your Oror cannot compel the said Nathaniel
Barlow to make a discovery of the said matters & things as aforesaid or have relief therein against the
fraudulent practices of the said Nathaniel Barlow save by the aid & assistance of this worshipful Court
of Chancery where matters of this nature are properly cognizable & relatable To the end therefore that the
said Nathaniel Barlow upon his Corporal Oath may see & perfect answer make to all & singular the
premises matters & things herein before set forth And more particularly that the said Nathaniel Barlow
may set forth & discover what Agreements & Agreements the said Nathaniel Barlow entered into with your
Oror touching the premises & what plantation had upon the said Nathaniel Barlow the Charge & Oversight of
what Number of hands were under the care & management of the said Nathaniel Barlow what quantity
of Tobacco Indian Corn Wheat pease Oats & other Grain did he the said Nathaniel Barlow make on the
said premises during the said two years above mentioned what part & proportion thereof was your Oror
to have & receive out of the same & hath the said Nathaniel Barlow ever made your Oror any manner
of satisfaction for his part or proportion of the Crops made in the said two years & And what are his reasons
for so unjustly refusing to account with & pay your Oror the same And that the said Nathaniel Barlow
by a Decree of this worshipful Court may be compell'd to render a true account & to account with & pay

Mallory

v.

Barlow

1x

Sp. in
Cham:

Go Wills

July 1779

Count & Bill

The Commonwealth of Virginia To the Sheriff of Isle of Wight County
Greeting we command you that you Summon Nathaniel Barlow to appear before our
our Court of our said County in Chancery at the Court house on the first Thursday in July next
then and there to answer a bill in Chancery exhibited against him by John Mallory, and
this he shall in no wise omit under the penalty of one hundred pounds. Witness Nathaniel
Burnwell Clerk of our said Court at the Court house of the said County the third day of June
1779 in the third year of the Commonwealth —

Francis Young *Deputy*

For not appearing to Answer to Answer the Bill of complaint exhibited
by John Mallory ————— against him by
by Order of Court

Trans: Young District

(51)

Mallory

John
Mallory
Answer

Copy left

William Bridger Esq

The Commonwealth of Virginia To the Sheriff of Isle of Wight &
County Greeting you are hereby commanded to Attach Nathaniel
Barlow ~~so~~ that you have his body before our Justices of our
Court of our said County in Chancery at the Court house on the first
Thursday in November next to answer us as well of a certain contempt
by ~~to~~ us offered as it is said, as upon those things which to ~~then~~
and there shall be objected & further to do & receive what our said Court
shall in this part consider and this you shall in no wise omit, And
have then there this Writ: Witness Nathaniel Burwell Clerk of our
said Court at the Court house the second ^{October} ~~day of~~ 1783 in the
eighth year of the Commonwealth ——— Fran^{co} Young ^{Attol}cl^{er}o:

For not appearing to answer the Bill of Complaint exhibited against ^{him} by John
Mallory By Order of Court —

Thos: Young ^{Att: Genl.}

Mallory
Att: Genl.
with
Proclama:
Barlow

Executed by

Geo. Brown & Co.

The Commonwealth of Virginia To the Sheriff of Isle of Wight County
Greeting you are hereby commanded that in all and singular places in
your Bailiwick when to you shall seem most expedient you cause it —
publickly on your part to be proclaimed that Nathaniel Barlow under
the penalty of this allegiance & before our Justices of our Court of our
said County in Chancery at the Court house on the first Thursday in
July next personally do appear, and nevertheless, the said Nathaniel
Barlow in the mean time if you can find you Attach so that you have
his body before our Justices of our said Court at the day aforesaid, to answer
us as well of a certain contempt by him to us offered as it is said as upon
those things which to him shall then & there be objected and further to do
and receive what our said Court shall in that part consider, and this you
shall in no wise omit, And have then there this Writ Witness Francis
Young deputy Clerk of our said Court at the Court house aforesaid the 3 day
of June 1705. in the 9th year of the Commonwealth —

Francis Young Clerk.