

1820-032
LONDON Co.

CHANCERY CAUSES: PETER ROMINE VS. JOHN THOMAS ET AL

M6741

ROBERT WYNN
WILLIAM POWELL

John Scatterday
Phineas Thomas
Elizabeth Williams
Jesse Romine
Japhet Thomas

To the Worshipful Court of Lancaster County sitting in Chancery
Humbly Complaining your Orator Peter Romine sheweth unto your Worship
That a certain John Thomas whom your Orator prays may be made a
defendant to his Bill of Complaint on or about the day of
in the year became indebted to your Orator for Land sold him in
the sum of Sixty three pounds and being so indebted paid his Bond to your
Orator with Phineas and Japheth Thomas his Securities both of whom
your Orator prays may also be made defendants to his Bill of Complaint, in the
penalty of one hundred and twenty six pounds, Condition for the payment
of the said sixty three pounds on or before the day of
the year. Your Orator further sheweth that some time after the
said Bond was given to your Orator as aforesaid, he determined to pay a visit
to the Western Country and in consequence of it, thought it proper that
the said Bond ^{should be left} behind ready to meet the payment in case he should
not return before the said defendants were ready to pay the same -
Accordingly he delivered the said Bond to a certain John Scatterday whom
he prays may also be made a defendant to his Bill of Complaint
for the purpose of collection, in case your Orator should be absent at the
time the said defendants were ready to pay the same. The said collection
was expressly to be made for the use and benefit of your Orator - Shortly
after the said Bond was delivered to the said John Scatterday, the other
defendants were informed of it, and the defendant John Thomas offered
to buy it of the said John Scatterday and to give him for it either a debt
due from the said Scatterday to him, or some property at a very high
price - It so happened that your Orator did not go to the Western Country
as he intended, and he was in the neighbourhood at the time the said
John Thomas attempted to buy the Bond as aforesaid, and having heard
of it, he went to the said Thomas and informed him that the said Scatter-
day had no right to sell the said Bond, that it belonged to your Orator
and that he the said Scatterday was merely to receive the money for
the use of your Orator, and your Orator forbade the said Thomas
from buying or in any manner trading for the said Bond - Your

Crater saith that after this he never was able to obtain the said Bond
from the said John Scatterday, on the contrary the said John Scatterday
hath delivered it up to the said John Thomas or one of the other defendants.
Your Crater hath understood and believes that the said John Scatterday
became indebted to the said John Thomas or one of the other defendants
and being unable to pay them from funds of his own, at length
agreed to give up to them your Crater Bond in discharge of the
same, and the Bond was accordingly delivered up, upon that consideration.
Your Crater is well convinced that ^{neither} the said John Thomas nor the other
debtor in the said Bond, ever paid to the said John Scatterday one
shilling of money for the use of your Crater in discharge of the said
Bond. Your Crater is advised that this Settlement made as aforesaid
in direct opposition to your Crater instructions to the said John
Thomas, and contrary the powers granted apt with the said John
Scatterday is not at all binding upon your Crater, and more especially
as the said Scatterday at the time of the said Settlement was insolvent
and known to be so by the other said defendants, and still continues
as your Crater verily believes totally unable to make to your Crater
any retribution whatever. Under these circumstances your Crater
hoped and had reason to expect that the said defendants would have
come forward and have paid to your Crater the amount of the
said Bond with such interest as might be due thereupon, as in justice
and equity they ought to have done, but now so it is that the
said defendants John Thomas and Sapheth Thomas combining and
conspiring with the said John Scatterday, refuse to pay to your Crater
the amount of the said Bond with interest thereupon or any part thereof
pretending that as they have obtained the Bond from the said John Scatterday
your Crater hath no remedy whatever against them, all which actions and
doings of the said defendants are contrary to Equity and good conscience
and tend to the manifest wrong and oppression of your Crater, In tender consideration
whereof and forasmuch as your Crater is remediless in the premises by the

strict rules of the Common Law, and cannot obtain a payment of his
Bond aforesaid but by the aid of this Worshipful Court where matters of
this nature are properly cognizable. To the End therefore that the said defendants
may true and perfect answer make to all and singular the premises as
fully and particularly as if the same were herein again repeated and
interrogated and more especially that the said John Thomas Thomas
and Sapheth ^{Thomas} may upon their corporal oaths set forth and discover
whether they did or pay their Bond to your Crater as herein before mentioned?
Whether it did or bear date on the ^{day of} ^{in the year}
or when did it bear date? Whether it was or pay able on the ^{day}
of ^{in the year} or whether when was it payable? Whether it
did or bear interest from the date or what when did it bear interest?
Whether the said defendants or some one of them did or obtain possession
of the said Bond, and when, and how, and upon what consideration? Did
they or either of them pay the amount of the said Bond in money or any
part thereof, and what part thereof? Was not the said Bond delivered
up upon consideration of a debt due from the said John Scatterday to the
said defendants or one of them? What was the amount of the said debt
and how long had it been due from the said John Scatterday? State
the particulars of the said debt? When was the settlement so made
with the said John Scatterday? Did not your Crater procure the
defendant from buying the said Bond? Did he not inform him that it
was your Crater and that the money must be paid up to it for
the use of your Crater, and that John Scatterday had no right to sell
or barter it away? And that the said defendants John Thomas Thomas
Thomas and Sapheth Thomas may be decreed by this Worshipful Court to pay
to your Crater the amount of the aforesaid ^{Bond} with the interest due thereupon
and that this Court may make such other awards and decree in the
premises as shall seem consistent with equity and good conscience may
it please your ^{or} worship to grant to your Crater the common law
most gracious writ of Subpoena &c

Swann for the Complainant

94

Romine
ag. Mill
Thomas &c

1803 Oct. Bill filed
1804 May 15th
General account awarded
the parties
May 20 April 20
of May 20 June 20
July 20 Aug 20 Sept 20
Oct 20 Nov 20 Dec 20
1805 Jan 20 Feb 20 Mar 20
April 10th de dennis
awarded to take the depts
of Mr Woodford Charles
Elisha Mutton
Jonathan Romine
Bartholmey Rhoads and
William Powell
ans
ans
ans

1806 Jan 1st
1807 April 10th
Sw & Smith for Romine

1806 Oct 15th On the
motion & oath of the Off
a de dennis awarded to take the
depos of Peggy Smith, Elisha
Romine, Elisha Mutton, Charles
Mutton & Lewis & Mr Powell
shadmaster

* 1807 Sept. de dennis
depts
* 1807 May 9th on the motion
of Depts de dennis awarded
to take the depts of Loh 2^o
depts Mr Powell & Elisha
Mutton - Aug 14th on
motion & oath of the
Compt. De dennis awarded
to take the depts of
Abigail Kent Phebe Jones
& Mary Johnson

1808 Jan 20 on the motion de dennis
compt De dennis awarded to take the
depts of Charles Graham

1812 Jan 25th Bill dism^d
with Costs as to Deft Thomas Bond
until tomorrow as to Scatterday the depts
16th leave granted Compt to make
John Scatterday a Deft. & to issue
1820 Feb 16th Abates Compt
de dennis

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13
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The answer of John Thomas to a Bill of complaint exhibited against him in London Court by Peter Romine. This Respondent saving and reserving unto himself all and every benefit of exception to the many uncertainties, intrinsec and imperfections in the Compt. Bill contain'd for full perfect and complete answer thereto or to so much thereof as he is advis'd that it is material for him to make answer unto he answering saith. That he did on the seventh day of January 1798 execute his note with Japheth Thomas and Phineas Thomas his securities unto Peter Romine for the penal sum of One hundred and Twenty six pounds condition'd for the payment of Sixty three pounds on or before the first day of March 1798. which was the third and last payment for Land purchas'd of the Compt. by this Respondent — who understood that the Complainant had employ'd John Scatterdy to collect the amount of the bond, which for that purpose he had plac'd in the hands of John Scatterdy, who before the bond became due receiv'd full payment as will appear from the two receipts given by the Compt. Attorney In^l. Scatterdy — on the back of the bond which was deliver'd up to your Ocalor the one for forty six pounds sixteen shillings — dated on the 10th day of September 1797 paid by Phineas Thomas, & other for sixteen pounds four shillings in full for the said Bond. This Respondent denies that he ever was forewarn'd not to pay the bond to Scatterdy — but on the contrary was directed to settle with him the amount — and consider'd that the bond itself lodg'd with Scatterdy for collection — with receipts for the amount endors'd for them would be evidence sufficient for him in any Court of Law or equity. This Respondent paid the full amount of the bond to his Brother Phineas who drew it for him with the receipts endors'd — & denying all combination — & and so prays to be hence dismiss'd with his costs in this behalf most wrongfully expended.

John Thomas

John
Thomas

ads & Dec.

Roume

1806 Jan 9. 12

filed

London & county - Dec 6th 1805.
John Thomas in all our before me one of the
justices of the Peace for the County of Middlesex
and was sworn to the best of his knowledge - given me
and my lord the day & year of.

John Thomas

The answer of Phineas Thomas to a Bill of complaint exhibited against him and others in London County Court by Peter Romine. This Respondent, saving and reserving to himself all and every benefit of exception to the many uncertainties mentioned in the Compt. Bill contained therein, and complete and perfect answer thereto as far as he is aware, that it is material for him to make answer unto, he answering save that that he knew of the purchase made from the Compt. by his Brother - and believes that the payments were stipulated to be paid as the Compt. has stated - and at the request of his Brother John Thomas he did pay off two bonds - the one he settled with Col. Jos Lane - who collected it for a Mr. Jackson, of the other - he said to John Scatterdy at the request of Peter Romine who gave him a Power of Attorney, to receive in which said Bond bearing date on the 7th day of January 1796 - conditioned for the payment of sixty three pounds - he discharged and obtained from the said Scatterdy the agent of Peter Romine a receipt for the amount on the back of the said bond to which said bond, & receipts, together with the power of Attorney a^d. for greater certainty this Respondent refers as part of this his answer. This Respondent cannot admit that the Compt. ever did forewarn him from paying the said bond - but believes the contrary to be a fact for he paid the amount long before it became due - This Respondent denies all combination &c. & prays to be hence dismissed with his costs in this behalf most wrongfully expended.

Phineas Thomas

Loudoun County Dec. 8th 1805.

This day Phineas Thomas
made oath before me one of the justices of the peace
for the County of Loudoun that the within answer was
true to the best of his knowledge - given under my
hand this day & year as follows

Thos. Smith

Ph

Thomas

answer

examined

1806 Jan. 28th

filed

Big leons out of Parties the Deposition of William Powell
was taken on the 6th of July 1807 in a certain suit in Chancery
now pending and undetermined in the Court of Lord on wherein
Peter Romine is a complainant and John Thomas Pheneas
Thomas & Joseph Thomas are Defendants. the said Powell
deposes & saith that on or about - - - - -

Sept. 10th 1797. I happened to call at Mr. John Scatterdays
Store, where I found Mr. Scatterday and Mr. Pheneas
Thomas, Mr. Thomas was then about paying up a
Bond given by Mr. John Thomas to Mr. Peter Romine
with the above s. Pheneas Thomas as security for the
sum of two Hundred dollars or thereabouts. but dis-
remember the certain sum. the s. Bond was then
in the hands of Mr. Scatterday, and the s. Scatter-
day was then receiving the amt. of s. Bond from s.
Pheneas Thomas, and did so, and at the same
time Mr. Scatterday handed me an Instrument
of Writing from s. Romine to said Scatterday autho-
rizing s. Scatterday to do so - Question by the Compt:
Do you know whether the Bond above alluded to was for the
first seven or this payment of Land purchased by John-
Thomas Pheneas Thomas & Joseph Thomas as his securities or
not? Answer I do not know whether it was or not -
It appears to me that Mr. Scatterday received the money
from the Thomas on the Bond under a power of atty: for
that purpose from which it appeared to be altogether for
the said Romine - Where did the Compt: live at
that time? Answer not more than a mile from

Said Scatterday ~~Th...~~ This deponents recollection of
the date of the payment and settlement within mentioned
between Nomine and Scatterday, results more particularly from
the Receipt on the back of the bond executed by the Depts.
& now lay'd in the office of Loudoun, on which a receipt
is endorsed, & this deponents name is affixed as a witness
J. P. Howell

Loudoun County Court July 6th 1807.
This deposition was this day taken
and sworn to before us the same being taken by
consent of the parties interested.

J. P. Harrison
Samuel Murree

Mr. Howells Deposition
1807 July 8th Recd.
Sealed

In pursuance of a Notice and Commission hereto annexed the Deposition of Robert Wynn of full age was taken before us Saml Murray Wm B Harris by consent of parties at the House of Thomas Millkinson on the 16th July 1807 -

in a certain suit in Chancery now pending and undetermined in the County Court of London where Peter Romine is a Compt. and John Thomas Plaintiff and Thomas and Joseph Thomas are Defts - Question the first by the Compt. What do you know about the Dispute between the said Complainant & Defts? Answer I was some times in the habit of posting John Scatterdays Books during which time I saw a credit on said Scatterdays Books in favour of Peter Romine in Gold to the amount of between thirty & forty pounds the credit above mentioned not stating why ^{it was} made induced me to enquire of said Scatterday what entry should be made in his Ledgers respecting the same when said Scatterday replied that I need not mind it for it had nothing to do with Romines Stone account: and had relation to some other transaction between him-self &

said Romine I

Ques: by Deft. Had Peter Romine an open account with Scatterday?

Ans: He had a small one to the best of my knowledge.

I know that Scatterday generally extended every article regularly on his Ledgers

but the gold in Peter Romines acc^t

was not to the best of my recollection

signed & certified before us Saml Murray Wm B Harris

Robt Wynn

Harrison the Day and Year two the Justices of the
peace in for the County of Lond on the day & year
first above written

Samuel Murray

Wm Harrison

Robert Murray's

Deposition

1807 July 8th Received

Sealed

Elizabeth Millars Depo.

1807 July 8th

Re Scattered

The deposition of Elizabeth Millars taken by consent of parties to be read in evidence in a suit in chancery depending in Lond. County Court wherein Peter Romine is Compt. and John Thomas, Baptist Thomas, Phineas Thomas Depts. in Chy. This deposition being first ^{affirmed} ~~made~~ ~~at~~ ~~the~~ ~~court~~ & oath. That whilst Mr. Romine was at Mr. Scattered's things were often to be sold, and she does not know whether Mr. Scattered did ^{but is suspected that he did receive money} ~~know~~ ~~of~~ ~~the~~ ~~sale~~ ~~of~~ ~~the~~ ~~things~~ ~~or~~ ~~not~~, but she has often heard Mr. Romine say that Scattered had sold off his Clerks notes & law affairs & the cattle of Peter Romine were often advertised for sale but Mr. Scattered prevented the sale. She knows that Mr. Scattered acted generally for Peter Romine in his business, but does not recollect the year particularly - The Deponent had about an equal distance between Romine and ^{Scattered} ~~Thomas~~, probably not more than the half of a mile from either. P. Romine said he had given to Mr. Scattered a power to do his business & said he set more store to him than any one he had, & generally praised him. She knows nothing about the bond said to be lodged with Mr. Scattered, excepting what she has heard from Scattered himself, & Peter Romine the latter of whom said he had left the bond with Scattered, but for what purpose she knows not. About the time she heard of the bond from Peter Romine & Scattered they had quarrelled Elizabeth ~~with~~ ~~the~~ ~~Millars~~

We do hereby certify that the ^{written} ~~written~~ deposition
taken by consent of parties in our presence this day
was read to the Affirmant, & solemnly
affirm'd to be true. Given under
our hands & seals as Justices of
the Peace for the County of
London this 8th day of July 1807.

Samuel Murray *J*

John Harrison *J*

Faint, illegible handwriting, likely bleed-through from the reverse side of the page.

Pet. Romine

John Thomas & Co

In Behavours -

By consent of parties this deposition was taken at the House of Thos. Melvinson, on Monday the 6th day of July 1807 - the Deponent being first sworn deposes & saith as follows -

In relation the fish by the Compt. I heard ^{John} Deaterday say that Peter Romine had lodged with him at Leeds given to the said Peter by John Thomas Phereas Thomas and Gafeth Thomas for safe keeping only: and to collect the amount of it. Quesd

2. What was that Bond given for an answer for the last third payment for land purchased by John Thomas of said Peter Romine to which Phereas & Gafeth were securities - Question 3. by the Compt. Did you not

hear me say as I had no safe place to keep my papers that I would leave them with John Deaterday. answer I

did hear you say that you would leave the Bond alone mentioned with said Deaterday but only for safe keeping - Quesd: 4th. ^{by the Compt.} Why did I leave the Bond with

Deaterday as alone mentioned because you said you were going to the Western Country - Did I go No - How far did I live from Deaterday's Stone arguery about one mile and ^{you} was every day almost at that place -

~~By Deat. there is present & Deaterday agreed the bond attested to from the Deat. & Deaterday and the Compt.~~
Quesd by the Compt. Did you not hear me

continued fore as an then as Thomas not to pay John
Saturday the amount of the Bond for the last third
payment of the ^{bond} that he John & Pheneas Thomas
gave me for Land: and that I had only left the same
with him for keeping & not for collection? Answer
I did. Quest: by the Compt: did you not pay Roy-
-ell the amount of the ^{the should} Ex^o: he lived on my cattle &
Answer I did: and it was for your having been
Security for Ch^r: Rivers - Quest: by the Compt:
Do you know of any other Execution that Royell
had against me whilst he was Sheriff: Answer
I do not Remember any other - Quest: by the

~~Compt: Do you~~

Quest: by the same
How many Bonds were given by the Deft: to the Compt?
I think there were two Bonds only?
When were these Bonds given & when payable?
I do not recollect I think they were given in 1797. and dont remember
when they were payable -

Quest: by the same
When did your Father forbid Pheneas Thomas to pay the Bond
with Scatterdy? where did he do it, & before whom did he do it?
Ans: I do not know the time exact about 1797. - he did it at the
shop of Thomas & before no person but myself that
I saw -

Did your Father deal with Scatterdy & did he pay in cash for
the articles purchased?
Ans: He got articles of Scatterdy & I believe paid the cash for them
he never opened an account with him to my knowledge?

Quest: by the same
What ~~did~~ had the execution against your Father and Rivers & which
you say you paid Royell?
Ans: I do not know - he had a great many off - Scatterdy
Did you hear your Father say that he had given ~~Scatterdy~~ a power of attorney
to do his business & collect his money for him?
Ans: I heard him say he had given him a power of attorney to collect his money & do his
business - if he went to the Western Country. but he did not go
Dont you know what Scatterdy generally had access to your Fathers business?
Ans: I do not know that he did. three payments were to be made for the Land purchased
by the ~~Thomas~~ of my ~~Fath~~ on the first the last the two last Bonds were given for the payments

My brother this section sub spath not. th
given from under my hands this to. July 1809.

Teste
of Lech Smith

his
Jeffer J. Romine

July 5th 1809. The above deposition was taken by consent of
parties in our presence & sworn to by the Deponent before us -
as justices of the peace for the County of London.

Jam^s Murray
John H. Nassau

And now here at this
to wit at a Court held for
said County at Apr term
1807 On motion Compt
a dedimus is awarded
him to take dep^{no} of William

and now here at this day
to wit at a Court held for
said County the 15th Augt 1807
on motion & see entry

Same manner 13th Jan'y 1808

And now here at this day
to wit the 15th day of Jan'y
1812 at a Court held for the
said County came the
Parties by their Att^{ys} and
the arguments of Counsel
heard it is decreed &
Ordered that the said
Bill be dismissed as to
the Deft^s Thomas's and
that
the s^r J^r Thomas & J^r
Thomas go hence without
day & recover of the
Compt^r their Costs by them
att^r their defence in this
behalf expended of the
Compt^r in Mercy &
and continued until tomorrow
as to scattered day the other
Deft^s
at which day to wit
the 16th Jan'y 1812 leave is
granted Compt^r to make

1806 Jan 16th came the Deft
Thomas & filed his Answer
which is in these words here
Copy his Answer

Jan 20th came the Deft. P^r Thomas & filed his Answer
In these words here Copy
the Answer Thomas to Romine
bond - Power of Atty from
Romine to G. Attorney
Copy of the power of
Atty inserted in the Answer
of Phineas Thomas here
insert it

Copy bond Messrs Loin
the Answer of Phineas
Thomas & Receipts endorsed
thereon

And now here at Rules
held in the Clks office
the 10th Apr 1806 came
the parties by their Atty's
& the said Cause is set
for hearing

and now ^{at this day} ~~at~~ ^{will be} ~~at~~ ^{the}
~~the~~ Court 15th Oct 1806
on the 4th see end on bill
and now here at this day
at Court 7th Feb 1807 on 4th see
end

Perman Bank, half corner

KNOW all men by these presents, That We John Thomas, Japheth Thomas & Phinehas Thomas, all of the County of Loudoun & Commonwealth of Virginia, are held & firmly bound, unto Peter Romine of the County & Commonwealth aforesaid, in the full & just sum of one hundred & twenty six Pounds good & lawful Money of Virginia: To which Payment well & truly to be made to the s^d. Peter Romine, his certain Attorney, his heirs, Ex^{ors}. Adm^{rs}. & assigns, we bind ourselves, & every one of us, by himself, for & in the whole, our heirs, Ex^{ors}. & Adm^{rs}. & every of us, firmly by these presents: Sealed with our Seals & dated this Seventh day of January one thousand seven hundred & Ninety six. On Condition - That if the above bounden John Thomas, Japheth Thomas, & Phinehas Thomas, or either, or any of them, their, or either or any of their heirs Ex^{ors}. or Adm^{rs}. do & shall pay or cause to be paid unto the s^d. Peter Romine, his heirs &c. Sixty Three pounds money afores^d. on or before the First day of March one thousand seven hundred & Ninety Eight) (it being the Third & Last Payment for Land purchased of the s^d. Peter by the above bounden John Thomas) - Then this obligation to be void - otherwise - to remain in force - & to bear Interest from the First day of March one thousand seven hundred & Ninety seven, if not punctually paid.

Witness --

Jos^r Ans
Joshua Botts
Evan Thomas

John Thomas
Japheth Thomas

Seal

Seal

Phinehas Thomas

Seal

10th September 1797

Received by virtue of a power of attorney given me by Peter Romine bearing date the 26th day of June 1797 of Phenias Thomas Forty six pounds sixteen shillings in part of the within Note

John Scatterday

Teste

Wm Powell

Payable 1. March 1798

£ 63 -

Thomas }
to } Bond Note
Romine } for

46..16
16..4
62..20

5th November 1797

Recd By virtue of a power of attorney given to me by Peter Romine sixteen pounds four shillings in full for the within Bond

John Scatterday

Longoun County, So^t

and now here at the Rules held in the Month
of Oct^r 1803 the said cause being regularly
Cont. for Complainant to file his bill - came
the said Complainant and filed his bill
in these words to wit " To

at a Court held for S^t. County
and now here at this day to wit the 15th
day of February 1804 the said Cause
being regularly Continued at Rules for
the Answer of the Def^t. By Consent
a Gen^l. Dedimus is awarded the
parties to take the Deposition of their
Witnesses

And now here at this day to wit at
a Court held for S^t. County the 10th day of
the said Cause being regularly Cont. at Rules for the answer of the Def^t
of Apr. 1805. a Gen^l. Dedimus is awarded them to take
the depp^s Wm Woodford, Ch^s. Inneset
Elisha Millow, Jon^s. Romine, Bartholomew
Rhodes & W^m. Powell

And now here at this day to wit
the 10th day of Jan^y 1806 the said Cause
being regularly Cont. at Rules for the
answer of the Def^t came Jn^s. Thomas
and filed his answer in these words (here
insert it)

And now at this day to wit the 20th Jan^y
1806 came the Def^t Jn^s. Thomas by his
Attorney & filed his answer in these words
(here insert it)

Messrs John Thomas Japheth Thomas: and Pheneas Thomas
Messrs - Gentlemen

You will be pleased to take notice
that on the ~~fourth~~ ^{sixth} day of July next at & necessarily to
a Commission obtained from the County Court of London
I shall proceed to take the Depositions of William
Powell Jaffer Romine Charles Rivers alias Modesty
Robert Wham: and Elisha Mellan ~~to~~
~~Evidence in a certain~~ at the dwelling
House and Tavern of Thomas Willkinson in the
Town of Beekins: and County of London between
A. Black Mr. and H. Black of that same
day to be read in Evidence in a certain suit in
Chancery now pending & undetermined in the said
Court wherein I am a complainant & you the
said John Thomas Japheth Thomas & Pheneas Thomas
are Defendants - When and where you may
attend if you please Yours &c.
1807. June 28th. Peter Romine

Loudoun County to wit

July 2^d 1807 When Samuel
Mogge made oath before me that he delivered a
copy of the within notice to the persons within
named on the 20th day of June last given
under my hand

John Littlejohn

~~_____~~
~~_____~~

Thomas
John
Thomas
20th June 1807

Wm
E

Messrs. John Thomas, Phineas Thomas & Gaphet Thomas

Please take Notice, that on the ninth day of next
Month, between the Hours of ten O'clock in the Morning
Seven O'clock in the Evening at the House of Amos
Clayton in the County of Loudoun, I shall proceed
to take the Depositions of ^{Charles Magdinet,} Heigair Kent, Phoebe
Jones & Mary Johnston, to be read in Evidence in a
Suit in Chancery depending in the said County
Court of Loudoun, wherein, I am Complainant,
and you are Defendants, agreeable to a Decree
awarded me in that case. When & where you
may attend if you think proper.

Yours &c.
Peter Romine
December the 31st 1807.

Loudon Dec 3rd 1808 } This day Wm Mackley made solemn Affirmation
of the Law } before me that he left a true Copy of the within
notice with each of the within named par-
ties given under my hand

C. C. Williams

Promine
per A. Notice
Thomas did
1808 Dec. 3rd


Messrs John Thomas, Phineas Thomas, Haphath Thomas
Please take notice that on Monday the 8th day of
August next between the Hours of ten O'clock in the
Morning & Six O'clock in the Afternoon before
certain Commissioners at the House of Thomas Wilkinson
of Leesburg in Loudoun County I shall proceed to take
the Depositions of Elisha Mellon & Charles
Modisett alias Rivers to be read in Evidence in
a Suit in Chancery now depending in the County
Court of Loudoun wherein I am Complainant
and you are Defendants, when you may attend
if you think proper.

Yrs. Vc.
Peter Rowin's
July 13th 1807
P

Lowdown Ad.

This day Isaac Romine personally appeared before me Nottley C. Williams a Justice of the Peace for said County and made oath that he delivered a true copy of the within Notice to the within named Defendants. Given under my hand this 25th July 1807

N.C. Williams



Romine } Notice
to }
Thomas }
13th July 1807

Messrs John Thomas, Phineas Thomas & Gaphet Thomas. Please
take notice, that on the tenth Day of this month, between the
Hours of ten O'clock in the morning & Seven O'clock in evening,
at the House of Amos Clayton in the County of Loudoun, I
shall proceed to take the Depositions of Abigail Kent,
Phake Jones, & Mary Johnson, to be read ~~in~~ Evidence in
a Suit in Chancery depending in the said County Court of
Loudoun, wherein I am Complainant and you are
Defendants, agreeable to a Decree awarded me in that Case.
Where & where you may attend if you think proper

Yrs Vc

Peter Romie
October the 1st 1807.



Loudon, Va.

This day Isaac Romine came before me
and made oath that he delivered a true Copy of the
within Motue to each of the within named Parties,

Given under my hand this 10th day of Oct. 1807

N. C. Williams

Romine
per. Notice
Thomas & S.
vs. Oct. 1807

Messrs. John Thomas, Phineas Thomas & Asaph Thomas
Gentlemen— Please take Notice that on the third day of
December next, I shall proceed before certain Commissioners
at the Tavern for House of Thomas Wilkinson in Leesburg,
to take the Depositions of Charles Modiset, Abigail Kent,
Phabe Jones & Mary Johnson, to be read in Evidence
in a certain Suit in Chancery now depending in the
County Court of Loudoun, wherein I am Complain-
-ant and you are Defendants, agreeable to a Decimus in
that case awarded. Where you may attend if you
think proper.

Yours &c.

Peter Romine
Nov. the 21st 1807.

Loudon St.

This day Isaac Romine came
before me and made oath that on the 24th Inst
he left a true Copy of the within Motue
with, the within named Parties. Given
under my hand this 26th Nov. 1707

N. B. Williams

Romine
per
Thomas G.
21st Nov 1707

of London wherein you the said John
Thomas Phineas Thomas & Gaphet Thomas
are defendants & I the said Peter
Romine am a complainant

Yours &c

Peter Romine

1805
September 13th

London County &c

Personally Appeared
before me the undersigned a Justice of
the Peace for the County aforesaid

William Yoe and made Oath in
due form of Law that on the second
day of December in the Year of Our Lord

1805. He gave a copy of the above
Notice to John Thomas, and read the same to
Gaphet Thomas & Phineas Thomas.

Given from me on my hand
this 5th day of December 1805

Stacy Taylor

Peter Romine

Anders

To
John Thomas Phineas Thomas
and Gaphel Thomas

13th Sept
1803

Messrs.

John Thomas Phineas Thomas & Gaphel
 Thomas. Be you and each of you pleased to take
 notice that in pursuance of a general Ordinance
 awarded by the Court of London ~~the~~ ^{which} ~~date~~ ^{is}
~~the 14th day of August 1803~~ That on Saturday
^{Seventh} ~~the 14th~~ day of ~~October~~ ^{December} next ensuing I shall pro-
 ceed to take the depositions of William Powell
 Bartholomew Rodes Charles Modesty Alias Rivers
 Elisha Mellon Jonathan Romine

between the hours of eight o'clock ^{to} five o'clock
 P.M. of that very same day at the dwelling
 house & Tavern of Thomas Wilkinson in the
 County of London & Town of Leebury to be read
 in evidence in a certain suit in Chancery now
 pending & undetermined in the aforesaid Court

Know all men by these presents that I Peter Romine
of the County of Loudon and State of Virginia, do Make ordain
and constitute my friend John Scattuday my true
and faithful attorney, to receive all dues, debts, and
demands, which I the said Peter Romine may have,
or ought to claim, and give sufficient discharges
for the same, And I do hereby authorize him the said
John Scattuday to receive my rents now due, &
yet to become due, and also all other concerns
which comes under my my command - Witness
my hand and seal this 26th day of June the
thousand seven hundred and Ninety seven

Testes
Margaret L Heskett
his
Mark
Peter Romine (Seal)

William Woodford

Samuel Mapey

✓
true copy of an
Power of Attorney
given by
Peter Romine
To
John Scatterday

The Commonwealth of Virginia to the Sheriff of Loudoun County
Greeting: You are commanded to summon Charles Modisett, Abi-
-gail Kent, Phoebe Jones and Mary Johnson to appear
before certain Commissioners at the Taverner House of
Thomas Wilkinson in Leesburg on the third day of
December next to testify and the truth to say on
behalf of Peter Romine in a certain matter of
Controversy in our said Court before our Justices depend-
-ing and undetermined between said Peter Romine
Complainant and John Thomas Phineas Thomas
& Saphet Thomas Defendants - And this they shall
in no wise omit under the penalty of £100 each
Witness Charles Binns Clerk of our said Court at
the Court-House thereof this 21st day of November
1807 In the 30th Year of the Commonwealth.

Binns

Loudoun Co. This day Isaac Romine came before
the subscriber and made oath that he
served the within summons on all the
within named Parties Given under my
hand this 26th Nov. 1807

Romine
per *I. S. S.*
Thomas & S
To the 3rd day of
December 1807.
before Commissioners

N. B. Williams

The Commonwealth of Virginia to the Sheriff of Hampshire County greeting :

You are commanded to summon *Robert Winn* certain Commissioner at the
Thomas Wilkins of Leesburg, to appear before ~~the Justice of~~
~~the said county~~ ~~at the court house of the~~ ~~county~~ on the *sixth* day of
July next — to testify and the truth to say on behalf of
Peter Romine — in a certain matter of controvery in
our said court, before our said Justices depending, and undetermined, between said
Romine Complainant — and *John Thomas Votiers Defts.*
And this *he* shall in no wise omit, under the penalty of 100*l.*
And have then thereto this writ. Witness Charles Binns, clerk of the said court, the
2th day of *June* 1807 and in the *31st* year of the commonwealth.

C. Binns

Romine
recd.
Thomas de. J. P.
To August 1807

(6th Day)
of August 1807

June 25th 1807
I have received your letter of the 18th inst. and in answer to inform you that the same has been forwarded to the proper authorities for their consideration. I am, Sir, very respectfully,
Your obedient servant,
John G. [Name]

The commonwealth of Virginia to the Sheriff of Loudoun County greeting:

You are commanded to summon *Elisha Mellon Charles*
Modest alias Rivers ^{Certain Commissioners at} ~~to appear before the Justices of~~
~~our said county court,~~ at the ~~house~~ ^{of} the said county on the ~~8th~~ ^{8th} day of
~~August next~~ ^{to} testify and the truth to say on behalf of
Peter Romine in a certain matter of controversy in
our said court before our said Justices depending and undetermined between said
Romine ~~vs~~ *Thomas* ~~vs~~ *John Thomas, Pheneas Thomas & Japheth*
Thomas &c. And this ~~they~~ shall in no wise omit, under the penalty of 100^{ls} each
And have then there this writ. Witness Charles Binns, clerk of the said court,
the 13th day of *July 1807* in the 32nd Year of the commonwealth.

Binns

Romine
per. } Sp.
Thomas de }
To the 8th August
1807.

London &c.

This day Isaac Romine
personally appeared before me
Nottly C. Williams a Justice of the
peace for said County and made
oath that he served the within
Summons on Eliza Mallon
and Charles Modisitt, given
under my hand this 25th July 1807

N. C. Williams



The Commonwealth of Virginia to the Sheriff of
Loudoun County greeting. You are hereby commanded
to summon Charles Modest, Phoebe Jones & Mary
Johnson to appear before certain Commissioners
at the House of ~~James~~ ^{James} Clayton of said County
on the 9th day of this month to testify & the Truth
to say on behalf of Peter Romine in a certain
Matter of Controversy in our said Court depending
& undetermined between said Peter Romine Com-
-plainant and John Thomas, Phineas Thomas
& Haphet Thomas Defendants. and this they shall
in no wise omit under the Penalty of £100
each. and have then there this Myself Witness
Charles Binns Clerk of our said Court this
9th day of April 1808 and in the 30th Year
of the Commonwealth.

Binns

Laudamus

This day John Heskell came before me
and made ~~test~~ ^{affirmation} that he sold the within Summons
on the within named Cha^s Modeste & Mary Johnson
Given under my hand this 4th day of April 1809

N. B. Milliner

By
Romine
per J. Spe.
Thomas
To the 9th day of
April 1808 at
Amos Clayton's

The Commonwealth of Virginia To the Sheriff of Frederick
County Greedery We command you to summon Robert Myron
to appear before certain Justices and commissioners in Leesburg
on the 20th day of this month to testify and the truth
to say in behalf of Peter Romine in a certain matter of controversy
in our county court of Loudoun depending and undetermined between
said Peter Romine Compt. and John Thomas & others Defts
and this they they shall in no wise omit under the penalty
of 200 and have them there their Justices Robert Deins
Clerk of our said Court at the Court house aforesaid the 6th
day of June 1807 in the 31st year of the Commonwealth.

J. Deins

Clomene 2^{da}
in
Thomas B.
To 20th June 1807

J.

The Commonwealth of Virginia to the Sheriff of Loudoun
County greeting. You are hereby commanded to Summon
Charles Modiset, Phoebe Jones, Mary Jones & Keuben
Grayham, to appear before certain Commissioners, at the
House of Amos Clayton of said County on the Sixth
day of May next to testify & the truth to say on behalf
of Peter Romine in a certain Matter of Controversy in
our said Court in Chancery depending & undetermined
between said Peter Romine Complainant & John Thomas
Phinchas Thomas & Saphet Thomas Defendants - And
this they shall in no wise omit under the Penalty
of \$100 each - And have then there this Writ Witness
Charles Binns Clerk of our said Court this 17th
day of April 1808. In the 32nd Year of the Com-
monwealth.

Binns

Loudon St.

This day Isaac Romine came before the subscriber
and made oath that he served the within summons
on all the within named persons. Given under
my hand this 23rd Apr. 1808

N. C. Williams

Mr. Romine

Romine
per J. Sp.
Thomas
To the 6th day of May
1808 at Amos Clayton

The Commonwealth of Virginia to the Sheriff of
Loudoun County greeting: Now are hereby commanded to
Summon Charles Modiset, Abigail Kent, Phoebe Jones,
& Mary Johnston to appear before certain Commissioners
at the House of Amos Clayton in the County of Loudoun
on the 9th day of next month to testify & the truth
to say on behalf of Peter Romine in a certain matter
of Controversy in our said Court before our said Justices, de-
pending & undetermined between said Peter Romine Com-
plainant & John Thomas, Thinehas Thomas, and
Japhet Thomas Defendants - And this they shall in-
nowise omit under the Penalty of £100 each. Witness
Charles Binns Clerk of our said Court at the Court House
thereof this 3rd day of December 1807 in the 3rd Year
of the Commonwealth.

C. Binns

Loudonmth

Thirday Wm Blakely
made Affirmation before me that he
served the within Summons on Charles
Mlodisitt and Mary Johnson Given
under my hand this 9th Jan^y 1808

Rowing Sh^r
per
Thomas V^e

To the 9th day of
January 1808 at
the House of Amos
Clayton

The Commonwealth of Virginia, to the Sheriff of Loudoun county, Greeting:

WE command you to summon *John Thomas, Minus Thomas*
& *Japhet Thomas*

To appear before the Justices of our said County Court in Chancery, at the Court-

house thereof, on the Second Monday in *March* next, then and there to

answer a Bill in Chancery exhibited against *Minus* by *Peter Romine*
and this *they* shall in no

wise omit under the penalty of *each* £.100, and have then there this writ. Witness Charles

Binns, Clerk of our said Court, the *14th* day of *July* 1006 and

in the *2th* year of the Commonwealth.

Binns

Romaine
as } Spd in
Thomas } Chf
To March 1804

11th Cont Ap^r D^o May D^o
June D^o July D^o
Aug^t d^o Sept^r D^o
Oct^r D^o Nov^r D^o Dec^r D^o
1802 Jan^y D^o Feb^r D^o
March d^o Apr^l d^o
May d^o June d^o
July d^o Aug^t d^o
Sept^r d^o Oct^r D^o
Nov^r D^o Dec^r D^o
Su

Copys left

Saml Boyles Sp^r

per

Jas M^d Shanny Jr

1803 Jan^y cont Feb^r d^o
Apr^l d^o May d^o June
d^o July d^o Aug^t
Rule to file Bill
Sept^r Dissolv^d
~~for a court of~~
~~Just^l Cont^l~~
Total Bill filed

The commonwealth of Virginia to the Sheriff of Loudoun county greeting:

You are commanded to summon *Abigail Kent Phoebe Jones Mary Johnson* ~~our said court~~ ^{*Amos Clayton*} to appear before ~~the Justices~~ ^{*certain Commissioners*} of our said county, at the ~~house~~ ^{*house*} of the said county on the *10th* day of ~~this month~~ ^{*this month*} to testify and the truth to say on behalf of *Peter Romine* in a certain matter of controvery in our said court, before our said Justices depending and undetermined, between said *Peter Romine Complainant* and *J^r. Thomas Phineas Thomas V. Saphet Thomas Defts.*

And this they shall in no wise omit, under the penalty of 100 ^{*each*} And have then there this writ. Witness Charles Binns clerk of the said court, the *7th* day of *October 1807* & in the *3rd* year of the commonwealth.

C Binns

Romaine
per J. S. P.
Thomas V.
To 10th Oct. 1807
at Ames Clayton

The Commonwealth of Virg

Greeting We command you
Charles Maderit, & ~~Robert~~
to appear before ~~Certain~~ ^{Certain} ~~of~~
on the 4th day of this month
to testify and the truth to
Certain matter of controversy
depending and undetermined
and John Thomas & other
were omit under the penalty
this was Witness Charles the
Court house of the 10th day
of the Commonwealth

Loudon St.

This day Isaac Poornie
came before me Nottly C. Williams
a Justice of the Peace for s. County
& made oath that he served the
within Summons on ~~Reeve~~
William Powell & Charles Mode-
-sit - Given under my hand
this 13th June 1807

N. C. Williams



inew To the Sheriff
to Summon Jesse Rome
James Rhodes Plus
Justice & Commission
is behalf of Peter
in our say Court
and between J^d Peter
Defts and their
of £100 each and
ins Clerk of our said
of June 1807 and

Providence

or

Thomas J.

No 25th June 1837

THE COMMONWEALTH OF VIRGINIA TO

Gentlemen, Greeting. Know ye that we trusting to your fidelity and provident
circumspection in diligently examining *William Woodford Ch^r Morritt Elisha
Mellon Jonathan Romine Bartholomew Rhodes and William Powell*
witnesses, as well on behalf *Peter Romine Ch^r* as on

behalf of *John Thomas and others Deft* command you or any two or
more of you that at such certain days and places as you shall appoint, you assemble
yourselves and the witnesses aforesaid before you, you cause to come and diligently
examine on the Holy Evangelist of Almighty God, and *their* examination into our
County Court of Loudoun, diligently and plainly without delay, you shall send
and certify inclosed, returning also to us this writ. Witness CHARLES BINNS, clerk
of our said Court, the *28* day of *Nov* 1805 and in the *30* year
of the Commonwealth.

Charles Binns

Promiss

deodimus
Thomas

Awarded

Loudoun County Let. App. 10th 1803
deodimus awarded

Wm C. Boring etc

The commonwealth of Virginia to the Sheriff of Loudoun county greeting:

You are commanded to summon *William Powell, Peter Romine, Charles Rivers* ^{aligs certain Commissioners at the}
Modesty, Robert Munn & Elisha Mallow to appear before the ~~Justices of~~
~~the said county court, at the court~~ ^{the House of the said King's Bench} ~~house~~ of the said county on the *Sixth* day of

July next to testify and the truth to say on behalf of
Peter Romine in a certain matter of controversy in
our said court, be fore our said Justices depending and undetermined, between said
Peter Romine Plaintiff and *John Thomas & others Defts.*

And this they shall in no wise omit, under the penalty of 100^s each
And have then there this writ. Witness Charles Binns clerk of the said court,
the *20th* day of *June 1807* and in the *31st* year of the commonwealth.

Binns

H. Douglass 1851

for
has that is
received on William Powell

Pomine

rec.

John

The master

To 6th July 1807

copy left for Charles Rivers
on 26th ~~July 1807~~ June
also executed on Elisha Mellon
on the same day executed on
Cape domine In the 6th July 1807

Saml. Rogers Esq
for
H. Douglass

Life Nomines Det^o

1807 July 8th Recd.

Sealed & Binned etc.

Romine ~~10~~ 332
 Thomas 40 } Copy proceeding

Copy 10	400
Retn 5	100
Rule 10	100
Bill 00	Copy 100
Rule 10	Bill 100
Doc 10	100
Do 10	100
Answer 20	96
Rule 10	3196
Do 22	39
Power 35	Thos
Prond 35	100
Text 36	100
Orders 144	100
Notice 10	00
agt 10	130.0
4 days 72	10
	332
	11-

471
 00
 20
 22

 599

10
31
31

—10M

1807 July Recd. Sealed enclosing L^{ts} Romine's L^{ts} Robert
Wynn, W^m Powell, Elizabeth Millan's
Sam^l Binns Ch^o

July 24th 1807

Mr. Thos Binns

Clerk of Loudoun County