

# FONS

1600-1858

Number of references ordered: 10

Item number 1

Source: Public Record Office: C 33/106 p. 654v

Title: *Chancery Orders & Decrees Trinity 2 James I*

19 June 1604

Thomas Knevett senio<sup>r</sup> knight pl<sup>'</sup>

William Blacker esquier def<sup>'</sup>t

Whereas vpon ~~reference~~ +enformac'on+ made the xj<sup>th</sup> of May last That the def<sup>'</sup>t p<sup>'</sup>secuted sute att the comon lawe against the pl<sup>'</sup>t vpon' abond of 1000<sup>li</sup>. w<sup>ch</sup> he entered into fo<sup>r</sup> S<sup>r</sup>. Tho: Parrye knight for the paym<sup>t</sup>. of 656<sup>li</sup>. 5<sup>s</sup>. Albeit as yt was then ~~alleged~~ alledged that the def<sup>'</sup>t had received 800 and od pound<sup>s</sup> fo<sup>r</sup> and in respect of the said dett would not co<sup>'</sup>me in to answere the pl<sup>'</sup> bill; It was therefore then ordered. That yf the def<sup>'</sup>t should not by adaie then given shewe good cause to the Contrary Then an Iniunction was awarded fo<sup>r</sup> staye of the def<sup>'</sup>ts p<sup>'</sup>ceedinge att the Com'on lawe vpon the said bond vntill the def<sup>'</sup>t had answered the pl<sup>'</sup> bill and this courte had taken other order therevpon Fo<sup>r</sup>asmuch as this Courte was this p<sup>'</sup>sent day enformed by m<sup>r</sup> Randall Crewe beinge of the def<sup>'</sup>ts councell That the def<sup>'</sup>t hath nowe answered the pl<sup>'</sup> bill' And thereby sett downe vpon his oath That vpon ~~the~~ +an+ accompt had betweene the said S<sup>r</sup> Thomas Parrye and him the said def<sup>'</sup>t in An<sup>o</sup> 44<sup>o</sup> Regine Eliza:<sup>1</sup> there was 400<sup>li</sup> found to remayne due to the p<sup>'</sup>l<sup>'</sup> def<sup>'</sup>t as yt may also appeare by Anote vnder the said S<sup>r</sup> Thomas Parrys owne hand And doth offer that yf he may be paid the said 400<sup>li</sup>. w<sup>th</sup> his cost<sup>s</sup> and damag<sup>s</sup> he will ~~haue~~ take no benefytt by the said bond It is therefore ordered that the Matter be referred vnto S<sup>r</sup> George Carewe knight one of the m<sup>rs</sup> of this Courte to the end he may see the said answere & the said note And yf he shall ~~see~~ fynde the same to be as informed And that the pl<sup>'</sup> shall not accept of the said offer Then the said Iniunction shalbe dissolved.

*Whereas upon information given 11th May last that the defendant prosecuted a suit at the common law against the plaintiff upon a bond of £1000 which he entered into for sir Thomas Parrye knight for the payment of £656 5s: although it was then alleged that the defendant had*

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<sup>1</sup> 17 November 1591–16 November 1592

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*received £800-odd of the said debt, he would not come in to court and answer the plaintiff's bill. Therefore it was then ordered that if the defendant should not by a date then appointed show good cause to the contrary, an injunction would be awarded for stay of the defendant's proceedings at the common law upon the said bond until the defendant had answered the plaintiff's bill, and this court had taken other order thereon. Because this court was today informed by Mr Randle Crewe (one of the defendant's counsel) that the defendant has now answered the plaintiff's bill, and thereby set down on his oath that when an account was had between the said sir Thomas Parrye and himself, in the 44th year of queen Elizabeth, there was found to be £400 remaining due to the plaintiff – as may also appear by a note under the said sir Thomas Parry's own hand. And he offers that if he might be paid the said £400 with his costs and damages, he would take no benefit by the said bond. It is therefore ordered that the matter be referred to sir George Carewe knight, one of the Masters of this court, to the end that he may inspect the said answer and the said note; and if he shall find the same to be as we are informed, and if the plaintiff shall not accept the said offer, then the said injunction shall be dissolved.*

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Number of references ordered: 10

Item number 2

Source: Public Record Office: C 33/108 p. 108

Title: *Chancery Orders & Decrees Michaelmas 2 James I*

29 October 1604

Thomas Knevett seni<sup>r</sup> miles pl'

Will'm Blacker esq<sup>r</sup> def' dt

Where by an order of the xix<sup>th</sup> of June last the matter was referred to S<sup>r</sup> George Carew Knight one of the M<sup>rs</sup> of this court to thende he might see the def'ts aunswaere and the note vnder S<sup>r</sup> Thomas Parryes hande mencioned in the same order And if he shoulde finde the same to be as it was informed and that the pl' shoulde not accept of the offer likewise mencioned in the saide order Then the Iniunction formerlie graunted for the pl' shoulde be dissolved Forasmuch as the saide S<sup>r</sup> George Carew hathe made report to this Court vnder his hande that he havinge p<sup>r</sup>vsed the def'ts aunswaere in the presence of the Councell learned on bothe sides and havinge allsoe viewed the saide notes vnder S<sup>r</sup> Thomas Parryes hande whereby he acknowledgeth 400<sup>li</sup> to be due to the Def't seeth no cause to Contynewe the saide Iniunction any longer to staie the Defend<sup>ts</sup> proceedinge at the Common lawe except the pl' shall p<sup>r</sup>forme the same offer which is to paie the saide 400<sup>li</sup> w<sup>th</sup> Cost<sup>s</sup> and Damages at some convenient tyme to be prefixed by this Court. It is therefore ordered that if the saide pl' shall not by this daie fortnighte shewe vnto this Court good cause to the Contrarye then the right Ho the M<sup>r</sup> of the Rolles wilbe pleased to Consider of the saide Cost<sup>s</sup> and Damages and appoynt some Convenient tyme when the same together w<sup>th</sup> the saide 400<sup>li</sup> shalbe paid by the pl' to the def' Wherein if the pl' shall faille in payment thereof or in shewinge suche Cause as aforesaide then the saide Iniunction shalbe absolutelie dissolved

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Eve:

*Whereas by an order of 16th June last this matter was referred to sir George Carew knight, one of the Masters of this court, to the end that he might see the defendant's answer and the note under sir Thomas Parrye's hand mentioned in the same order; and if he should find the same to be*

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*as the court had been informed, and that the plaintiff should not accept of the offer likewise mentioned in the said order, then the injunction formerly granted for the plaintiff should be dissolved. Because the said sir George Carew has made report to this court under his hand that he (having perused the defendant's answer in the presence of counsel learned on both sides, and having also viewed the said notes under sir Thomas Parrye's hand whereby he acknowledges £400 to be due to the defendant) sees no cause to continue the said injunction any longer to stay the defendant's proceedings at the common law, unless the plaintiff shall perform the same offer, which is to pay the said £400 with costs and damages at some convenient time to be appointed by this court. It is therefore ordered that if the said plaintiff shall not by a fortnight from today show to this court good reason to the contrary, then the Right Honourable the Master of the Rolls will be pleased to assess the said costs and damages and to appoint some convenient time when the same, together with the said £400, shall be paid by the plaintiff to the defendant: in which, if the plaintiff shall fail in payment thereof or in showing such reason as aforesaid, then the said injunction shall be absolutely dissolved.*

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1600-1858

Number of references ordered: 10

Item number 3

Source: Public Record Office: C 33/108 p. 159

Title: *Chancery Orders & Decrees Michaelmas 2 James I*

12 November 1604

Thomas Knevett seni<sup>r</sup> k<sup>t</sup> pl<sup>'</sup>

Will<sup>'</sup>m Blacker esq<sup>r</sup> def<sup>'</sup>t

Forasmuch as m<sup>r</sup> Parminter beinge of the pl<sup>'</sup> Councell attended this present daie to haue shewed cause accordinge to an order of the xxix<sup>th</sup> of October last But coulde not nowe be hearde in respect the Court was otherwise ymployed It is therefore ordered that wednesdaie next<sup>2</sup> be further giuen to the pl<sup>'</sup> to shewe his saide cause And in the meane tyme he is not to receave any preiudice by the saide former order

*As Mr Parminter (one of the plaintiff's counsel) attended today in order to show cause according to an order of 19th October last, but could not now be heard because the court was otherwise employed: it is therefore ordered that the plaintiff be given next Wednesday to show his said cause, and in the meantime he is not to suffer any prejudice by the said former order.*

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<sup>2</sup> 14 November 1604

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Number of references ordered: 10

Item number 4

Source: Public Record Office: C 33/108 p. 178

Title: *Chancery Orders & Decrees Michaelmas 2 James I*

14 November 1604

Thomas Knevett thelder pl'

W<sup>m</sup> Blacker def'

Whereas mr Bartlett and m<sup>r</sup> Parmenter beinge of the pl' Councell Came this daie to shewe cause accordinge to an order of the xxixth of October last wherefore the pl' shoulde not paie vnto the def't the 400<sup>li</sup> and Cost<sup>s</sup> and Damages mencioned in the same order vntill S<sup>r</sup> Thomas Parry mencioned in the saide order whose debte same is shoulde Come over beinge nowe in his Ma<sup>ts</sup> service in the part<sup>s</sup> beyonde the seas Forasmuch as vpon the readinge of the same order It appeareth the same is verey iust and reasonable It is therefore ordered the same order shoulde stande and be pformed accordinglie But w<sup>th</sup> this that before the def'dt shall receive the saide money he shall putt in bonde to this Courte w<sup>th</sup> sureties w<sup>th</sup> Condicion that if vpon reckoninge to be had betweene the saide S<sup>r</sup> Thomas Parrye and him it shall fall out that there is not noe soe muche due vnto him as the saide 400<sup>li</sup>. then he shall abide the order of this Court for repayment of soe much as shalbe meete

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*Whereas Mr Bartlett and Mr Parmenter (two of the plaintiff's counsel) came this day to show cause, according to an order of 29th October last, as to why the plaintiff should not pay to the defendant the £400 and costs and damages mentioned in the same order until sir Thomas Parry (mentioned in the said order, whose debt the same is) should come over, being now in his Majesty's service overseas. As it appears, on reading the same order, that the same is very just and reasonable, it is therefore ordered that the same order should stand and be performed accordingly, but with this proviso, that before the defendant shall receive the said money he shall put in a bond to this court, with sureties, with a condition that if, upon there being a reckoning had between the said sir Thomas Parrye and him, it shall fall out that there us no much due to him as the*

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*said £400, then he shall abide by an order of this court for repayment of as much thereof as shall be appropriate.*

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Number of references ordered: 10

Item number 5

Source: Public Record Office: C 33/108 p. 241

Title: *Chancery Orders & Decrees Michaelmas 2 James I*

24 November 1604

Thomas Knevett thelder Knight pl'

Will'm Blacker def't

Where by an order of the xxix<sup>th</sup> of October last it was ordered that if the pl' shoulde not by that daie fortnighte shewe vnto this Court good cause to the Contrarye Then the right Ho: the Mr of the Rolles woulde be pleased to consider of the Cost<sup>s</sup> and Damages mencioned in the same order and appoynt some Convenient tyme when the same together w<sup>th</sup> +the+ 400<sup>li</sup> likewise menc'oned in the same order shoulde be paide by the pl' to the def't wherein if the pl' shoulde faille in payment thereof or in shewinge suche Cause as aforesaide Then the Iniunction graunted for the pl' shoulde be dissolved It is this present daie in the presence of the Councill on bothe sides ~~and w<sup>th</sup> their Consent~~ ordered by the saide M<sup>r</sup> of the Rolles that in respect of the Def'ts longe forbearance of his debte and hinderance susteyned thereby the pl' shall paie vnto the def't 500<sup>li</sup> ~~debte~~ for the saide 400<sup>li</sup> debt and his Cost<sup>s</sup> and Damages in Manner and forme followinge viz't C<sup>1</sup> on the last daie of January next, CC<sup>1</sup> on the Feast daie of the Anunciacion of our blessed ladie the virgin Mary next after<sup>3</sup> And other 200<sup>li</sup> on the Feast daie of Saint Michaell Tharchangell next followinge<sup>4</sup>

*Whereas by an order of 29th October last it was ordered that if the plaintiff should not by a fortnight from that date show to this court good cause to the contrary, then the Right Honourable the Master of the Rolls would be pleased to assess the costs and damages mentioned in the same order and to appoint some convenient time when the same, together with the £400 likewise mentioned in the same order, should be paid by the plaintiff to the defendant; and if the plaintiff should fail in this in payment thereof or in showing such cause as aforesaid, then the injunction granted for the plaintiff should be dissolved. It is today, in the presence of*

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<sup>3</sup> 25 March 1605

<sup>4</sup> 29 September 1605

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*the counsel on both sides, ordered by the said Master of the Rolls that, in respect of the defendant's long forbearance of his debt, and the hindrance sustained thereby, the plaintiff shall pay to the defendant £500 for the said £400 debt and his costs and damages, in manner and form following: to wit, £100 on the last day of January next; £200 the following Lady Day; and the remaining £200 at Michaelmas following.*

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1600-1858

Number of references ordered: 10

Item number 6

Source: Public Record Office: C 33/108 p. 803

Title: *Chancery Orders & Decrees Easter 3 James I*

13 May 1605

Thomas Knevett k<sup>t</sup> pl'

William Blacker def'

Vppon the openinge of the matter this present daie by m<sup>r</sup> Ravenscroft beinge of the pl' Councell and vpon the readinge of a report made by S<sup>r</sup> Geo: Carew Knyghte one of the mrs of this Court It is ordered that the Iniunction heretofore graunted for the pl' shall Contynue and stande in force vntill S<sup>r</sup> Thomas Parry knight menc'oned in the same report shall returne out of Fraunce into this Realme on whose Cominge the trueth of the Recconinge and payment<sup>s</sup> nowe Contreverted betweene the pties maye better appeare and the Court take further order

*Upon the opening of the matter today by Mr Ravenscroft (one of the plaintiff's counsel), and upon the reading of a report made by sir George Carew knight, one of the Masters of this court: it is ordered that the injunction heretofore granted for the plaintiff shall continue and stand in force until sir Thomas Parry knight (mentioned in the same report) shall return out of France into this realm, on whose coming the truth of the reckoning and payments now controverted between the parties may better appear, and the court take further order.*

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1600-1858

Number of references ordered: 10

Item number 7

Source: Public Record Office: C 33/110 p. 881

Title: *Chancery Orders & Decrees Trinity 4 James I*

12 July 1606

Thomas Knevett Kt pl'

W<sup>m</sup> Blacker def't

Forasmuche as the Lorde Chauncellor of England was this present daie informed by mr Ravenscroft being of the pl' Councell that S<sup>r</sup> Thomas Parry knight late Ambassador for his ma<sup>ty</sup> in Fraunce beinge indebted to the Def't in the so'me of 636<sup>l</sup> 5<sup>s</sup>. did not onelie become bounden to the Def't by a statute in the so'me of 1000<sup>li</sup> for the payment thereof but allso procured the pl' to become bounde in a bonde of 1000<sup>li</sup> for the payment of the same w<sup>ch</sup> hathe bene long since satisfied and paide to the saide Def't by the saide S<sup>r</sup> Thomas Parrye And yet nevertheles the saide S<sup>r</sup> Thomas Parry whome it cheefelie concerned beinge in Fraunce the saide Def't prosecuted suit<sup>s</sup> at the Common lawe against the pl' which by orders of this Courte and Iniunction haue bene staied vntill the saide S<sup>r</sup> Thomas Parrye shalle returne and the Court take further order therein who beinge nowe returned the saide Def't hathe not soe muche as demaunded of him the saide debt well knowing the same to be satisfied. It is therefore ordered that a Subp<sup>a</sup> ducens tecum R oct' Mich'is<sup>5</sup> be awarded against the saide Def't to bringe into this Court the saide bonde & statute there to be ordered and disposed of as this Court shall thincke meete.

*Because the Lord Chancellor of England was today informed by Mr Ravenscroft (being one of the plaintiff's counsel) that sir Thomas Parry knight, late ambassador for his Majesty in France, being indebted to the defendant in the sum of £636 5s did not only become bounden to the defendant by a statute (merchant) in the sum of £1000 for the payment thereof, but also procured the plaintiff to become bound in a bond of £1000 for the payment of the same, which has been long since satisfied and paid to the said defendant by the said sir Thomas Parrye; and yet, nevertheless, the said sir Thomas Parry (whom it chiefly concerned) being in France, the said defendant prosecuted suits at the common law*

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<sup>5</sup> returnable the octaves of Michaelmas = 6 October 1606

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*against the plaintiff, which by orders of this court and injunction have been stayed until the said sir Thomas Parrye shall return, and the court take further order therein — the said sir Thomas Parry being now returned, the defendant has not so much as demanded the said debt of him, well knowing the same to have been satisfied. It is therefore ordered that a subpœna ducens tecum returnable on the octaves of Michaelmas be awarded against the said defendant to bring into this court the said bond and statute, there to be ordered and disposed of as this court shall think fit.*

