

1827-006

SOUTHAMPTON COUNTY
CHANCERY PAPERS

YARBOROUGH / YARBOROUGH ADMR. VS. WADDLE etal
YARBOROUGH'S admr vs Gregory & al

1827

Other surnames: Vick, Wells,
Joyner, Waddill, Yarbrough,
Wills, Joyner, Lonkford, Davis
Coulting

Ptts. bowling and Hambrough costs to wit

	7:80
Sh	2:70
over put	5:00
fee	5:00
stop	1:00
	\$ 21:50

Hambrough
Bill
Maddell

September 1811

Bill filed and ~~order~~
order of publication

Sept 1811

Rule to answer a pl.

Wm Maddell

Octo settle as do

Nov settle as do

March 1812

Spa of Review in
name of W Bowling ad

Dec. 1813 Bay Vicks
answer filed

apl 1818 ord. of Pub.
aj. Adams Dft Bryson
to Linn.

Aug 1811 Spa of review in Mills ad. 1/2
Davis adm. vice -

Nov. 1811 Cont. com. to plt.

Sept 1816 Spa of Review issued in the name of
Mills and his wife Rebecca.

To the worshipful Court of Southampton County in
chancery sitting Humbly complaining sheweth unto
your worships your orator Richard Garbonyer.

That on the nineteenth day of Sept:
in the year of our Lord one thousand seven hundred and
ninety eight a certain Matthew Gregory then an inhabitant
of the County of Southampton, executed to your orator his
promissory note under his hand and seal, for the sum of
one pound current money of Virginia with interest thereon
from the date of the said note. That after the execution of the
said note the said Matthew Gregory removed from this
county and State to the neighbourly State of North
Carolina, without having paid or discharged the amount of
said note. That the said Matthew Gregory is now an inhabitant
of the said State of ~~North Carolina~~ ^{Georgia}, so that he is within the
meaning and spirit of the act of the General Assembly
to absent debtors, and the ordinary process of Law can not be
served upon him, that since the departure of the said Gregory
from this State, a certain Noel Biddle whom your orator also
prays may be made a defendant, executed his bond in the
penal sum of one hundred and twenty Dollars to Rebecca
Pick ^{who pretends to be} administratrix of ~~Parke Pick~~ ^{deceased}, that afterwards ~~your~~
said Noel Biddle regularly and legally administered on the estate
of the said Parke Pick and disposed himself of the
said Bond, which he paid away to the said Matthew
Gregory as one of the creditors of the said deceased estate.
That the said Gregory afterwards deposited the said
Bond in the hands of a certain Benjamin Pick of this
county who your orator prays may be made a defendant
to this bill; for the purpose of paying and discharging the
promissory note aforesaid. That the said Rebecca Pick lately
married with a certain Goodrich Wells of this
county who your orator prays may be also made defendant

hereto - But now so it is May it please your worships The said
Benjamin Pick with the intention of injuring your orator - using the
names of the said Goodrich Hills and wife for the purpose of enabling
him to recover the amount of the bond of the said Noel Waddle, hath
instituted a suit against the said Waddle, with the intention
as your orator has been induced to believe either to appro-
priate the money to his own use or to remit it to the said
Matthew Gregory - and thereby deprive your orator of his
money paid - all which is contrary to equity. To the end
therefore that the said Matthew Gregory, Noel Waddle
Benjamin Pick and Goodrich Hills and wife may
be made defendants to this Bill and may on oath full
true and perfect answers make to the allegations thereof
as fully and perfectly as if the same were herein again
repeated - that your worships may enjoin and restrain the said
Noel Waddle from paying away secretly or otherwise disposing
of the money in his hands or debt due to the said Gregory until
the further order of this court. and that your worships will enjoin
the other defendants from all further proceedings in this same
action at Law until the further order of this court and
decree that the amount of the said bond or so much
thereof as may be necessary to discharge the claim of your
orator may be paid by the said Noel Waddle to your
orator. and that your worships will grant to your orator
such other and further relief in the premises as may be
consistent with equity - May it please the

Taylor P2.

Vick }
adrs } Answer
Garbrough

Dec 13. 1841

Answer filed J. K. P.
preponderance

The answer of Benjamin Vuk to the bill of Complaint
exhibited against himself and then by Richard
Yarborough —

This Respondent saving and reserving to himself
every benefit of exception to the manifold
errors, contradictions, and absurdities in the
Complainant's bill contained for answer
thereto saith. That he knows nothing of
the claims of the Complainant against a
certain Matthew Gregory. That the bond
executed by the defendant Maddick to
Richard Vuk now Richard ^{Wells} ~~Goodrich~~ was
handed over to the said Matthew Gregory
and by the said Gregory transferred to
your respondent for a valuable consid-
eration and that it now belongs bona
fide to your respondent. Therefore
your respondent prays that he may not
be disturbed from prosecuting his suit attorn-
ed said bond as it appears to your worship
that the Complainant knows just his claim
against Gregory hath no claim whatever upon
your defendant, and as it also appears that
Gregory hath nothing in the hands

of this ~~infer~~ ~~ant~~ which could be ~~sub~~ ~~jected~~ to
the payment of the Complainant's claim
You retires ~~int~~ ~~to~~ ~~the~~ ~~re~~ ~~g~~ ~~ing~~ all ~~fr~~ ~~om~~
combination & may, to be ~~be~~ ~~be~~ ~~be~~
disputed with his acts in this behalf
want ~~any~~ ~~with~~ ~~the~~ ~~and~~ ~~he~~ ~~will~~
H

16th Nov 1811. Benja Vake this day personally appeared before me
a Justice of the Peace for the County of Southampton and
made oath to the truth of the foregoing answer. Given under
my the day and year above written.

John G. P.

Madame

ads

Longing admt - 1^c

July 1814 answer

File

Santh. County Sc. Rail Waddell this day personally appeared
me Geo Gurley a Justice of the peace for the said County
I made oath, to the truth of the within answer. Given
under my hand this 18th day of July 1874 —

Geo Gurley

to the Honorable Court of Southampton County in Chancery sitting.
The separate answer of Noel Maddill, to the bill of complaint
exhibited in this Court by Richard Garbrough in his life time,
and since his death revived in the name of Willis Bowles adm.
with the will annexed of the said Richard Garbrough, against
Matthew Gregory, Benjamin Vick, Goodrich Willis wife and
this ~~Respondent~~ Respondent. This respondent saving and
reserving to himself all & every benefit of Exemption to the
said bill, for answer thereto saith, that he justly owes the
amount of the bill penal, in the bill mentioned, executed
given to Rebecca Vick, who pretended to be adm.^x of Parks
Vick dec^d, as mentioned in the said bill, subject to the credits
endorsed on the said bill penal, and also to the following
~~credit~~ ^{credit} to wit, to the amount of your respondent's account
against Matthew Gregory, for the sum of \$3-25, due to account
as a part of this answer. ~~This~~ This respondent has no
doubt but that his said bill penal was paid by paper
bank paid to Matthew Gregory, as stated in the said bill -
and he has been informed both by the said Matthew Gregory
and by Benjamin Vick, one of the Defendants in this cause,
that the said bill penal was deposited by the said Gregory
with the said Benjamin Vick, for the purpose of his collecting,
and paying over, the amount thereof to Richard Garbrough
as mentioned set forth in the complainant's bill. And
having answered &c. & doing all paid &c. This respondent prays
to be hence dismissed with his costs in this behalf expended -
Noel Maddill

in the year 1841.

Yarborough
2. 3 Decem.
Maddill.

Wm. Collins admsr of Richard Garbrough
vs. 3 chf.

Stoll Maddell

This cause came on this day to be heard upon the bill, upon the answer of two of the dfts, exhibits filed, & the depositions of witnesses & was argued by counsel: on consideration whereof the court being of opinion that the defendant ^{Stoll} Maddell is responsible for the amount of the bond of Decr. 1800 in favor of Rebecca Vick admsr of Parky Vick with interest on the said bond ^{subject to the equity then existing} until ^{paid} the 22nd day of Sept^r. 1811 ^{subject to the equity then existing & the sum of \$3.25 paid 16th January 1804} doth ad: or: & decrees that the said dft. Stoll Maddell pay to the ~~Wm. Collins~~ Wm. Collins admsr. of Richard Garbrough the sum of five pounds with interest thereon from the nineteenth day of Sept^r in the year 1798 till paid, together with the costs of ~~the said pttg~~ by him in this behalf expended, should the said bond & interest, after deducting the payments thereon endorsed, be so due from the said Maddell be sufficient to pay to the said pttg his debt, ~~interest~~ ^{costs} as aforesaid, but not otherwise. And the court doth ^{further} order & decree that the said dft. Stoll Maddell pay to the dft. William Davis admsr. of Benj. Vick the costs of the suit ^{up to the 22nd day of Sept^r 1811} ~~at law~~ in the proceedings referred to ~~and~~ and that he also pay to the said William Davis as admsr. as aforesaid so much of the said demand due from him the said Stoll Maddell upon the said bond by him accounted, to be as contained in the manner above mentioned, as shall remain after the payment of the said pttg's debt interest & costs as aforesaid — and the court doth further adjudge or: & decree that the dft. Stoll Maddell recover of the dft. William Davis admsr. of Benjamin Vick his costs about his suit in this behalf expended as also his costs expended in the said suit at law after the said 22nd day of Sept^r.

in the year 1841.

2/4

Garbarough
ag. } Order of
Waddell &c } Publication

By virtue of the within order to me directed I have served
the defendants Noel Wassell, Benjamin Vick, Goodrich
Wells & Rebecca his wife each with a true copy
of this order—

Howell Myrick deputy of
Samuel Geo Sheriff

Southampton September Court 1811.

Richard Garbrough - - - - - Plt
ag^t

Matthew Gregory Noel Wadswill
Benjamin Vick, & Goodrich Mills
& Rebecca his wife late Rebecca Vick Defts

In Chancery

The defendant Matthew Gregory, not having entered his appearance and given security according to the act of assembly and the rules of this court and it appearing to the court that the defendant Gregory is not an inhabitant of this Commonwealth therefore on motion of the pl^t by his attorney it is ordered that the said defendant Matthew Gregory appear here on or before the third Monday in December next and answer the Plaintiffs bill; and a copy of this order be published eight weeks successively in the Petersburg Intelligencer, and posted at the courthouse door of this county on two several court days - and it is further ordered that the Defendant Noel Wadswill do not pay away any money in his hands or debts due to the said Matthew Gregory, untill the further order of this court - and it is ordered that the Sheriff of this county serve the c^{ts}, Noel Wadswill, Benjamin Vick, & Goodrich Mills & Rebecca his wife late Rebecca Vick, each with a true copy of this order -

Testes
Sam^l Kello

183

Covring adw.

ag^t $\frac{1}{3}$ Deneo nro

Dams ad Vick L.

To July 1814

Enclosed,

C. C. W. and Son
of J. Darden St.

Neither was the ~~file~~

Southampton May court 1814

Willis Bowling assm Richd Yarhouse plth

ag^t William Davis ad Benj Vuk } In ch
Matthew Gregory Jnall Maddell def

The def^t Nathl Maddell having
failed to file his answer therefore
it is ordered that unless he appear here on or
before July court next and answer the plth
bill that the same will be taken pro confesso
as to him and the matters thereof as to him
decreed accordingly

S Kellogg

Waddell

to
Vick

Suit to same 1870

damages \$10

J. H. Waddell
To Vick Bond
\$58.75

Pay to Vick Bond
\$1.4

\$9.06

1801

Jan 1

my cash Rec^d 6/

1803

Mar 22 By Sundrie

payments

£ 7. 16. 6

By half Doz
tea spoons

1. 4

£ 9. 0. 6

Wm. Waddell
To Vick Bond
Dols 58. 75

K NOW all Men by these Presents, That *we Noel Wadill and*

held and firmly bound unto *Rebecca Wick admr &c of Parks Wick deed*
Dollar
and Seventeen and fifty Cents in the full and just Sum of *one hundred*

to be paid unto the said *Rebecca Wick her*

--- certain Attorney, Heirs, Executors, Administrators, or Assigns, to which
 Payment, well and truly to be made, *we* bind *our* Heirs, Executors,
 and Administrators, jointly and severally by these Presents. — Sealed with *our*
 Seals and dated at *this* *27th* Day of *December*
one thousand eight hundred

THE Condition of the above Obligation is such, That if the above bound *Noel Wadill*
and

or cause to be paid, unto the said *Rebecca Wick*
her certain Attorney, Heirs, Executors, Administrators, or Assigns,
 the Sum of *fifty Eight Dollars and Seventy five Cents* on or before the
27th day of Dec. next
 then the above Obligation to be void, or else to remain in full Force and Vir-
 tue.

Signed, Sealed, and Delivered
 in the Presence of

Isaac Lankford

Noel Wadill (C)

(C)

58.75
 58.75
 117.50

39

Yarborough }
or } Pa in
Gregory & others } ChL

To Sept^r Oct 1871-

Excuted, an Acol
Wadell, 18th June 1871-

29th June Excuted;
on Ben^d Vick

Matthew Gregory no
inhabitant

Howell signeth dep^y
of James Guist

To enjoin & restrain the defendants Vick & Waddill, from
paying away secreting or otherwise disposing of any monies
in their hands or effects of the defendant Matthew
Gregory -

Taylor p.p.

The Commonwealth of Virginia to the Sheriff of Southampton County,
Greeting, we command you to Summon Matthew Gregory, Benjamin
Nick, and Noel Waddell, to appear, before the justices of our county
court, ^{of ~~June~~ ^{Sept}} on the third monday in September next to answer a bill in Chan-
-cery exhibited against them by Richard Garbrough, and this they
shall in no wise omit under the penalty of one hundred pounds
each, and have then there this writ Witness Samuel Kello
clerk of our said county court of Southampton, ^{at his office} the 18th day
of June 1811- in the 33th year of the Commonwealth

Sam^l Kello C

384

Cauling ad: Garbrough

or

Waspish Mothers } Spas of
 } removal

To June court 1812

Executed on Benjⁿ Wicks and

Noah Maddell, Matthew

Gregory no inhabitant,

Wendell clerk deputy of
James G. Sheriff

Matthew Gregory, Benjamin Vick and
The Commonwealth of Virginia to, Noel Waddill, greeting for certain
causes moved before our Justices of our County Court of Southampton in
Chancery to you we command and firmly enjoin, that all other matters
and excuses whatsoever set aside, in your proper person you be before
the Justices of our County Court aforesaid on the third Monday in June
next to shew good and sufficient cause why a certain bill in Chan-
= cery and the proceedings thereupon against you in our said Court
heretofore brought by Richard Warbrough should not be revived
in the name of Willis Couling administrator with the will
annexed of said Richard Warbrough and further to do and
receive such things as our said Court shall in that part consider
and this you shall not omit under the penalty of £100 and
have then there this writ. Witness Samuel Kello clerk
of our said Court at his office the 30th day of April 1892
and 36th year of the Commonwealth

Samuel Kello

~~121~~
Gyarbroughs adm

is $\frac{2}{3}$ Spa River

Viter adm. Woodell

for

To July 1814

En. cut

of E. Woodell
of S. Garden St.

This was not being sent the paper, when the last no. of pub.
was made out by me therefore the representation of Vick was not inserted
as it should have been

missed


The commonwealth of Virginia to the Sheriff of Shenandoah County
greeting you are hereby commanded to Summon William Davis
admr Benjamin Vicks to appear here on the 3rd Monday
in July next to show cause why Suit in Chancery should
not be removed ag him which was hitherto brought
by Richard Yarbrough atty Noel Waddell Matthew
Gregory and the s^d Vicks and ~~also her~~ ^{also her} received in the
name of Willis Bowling admr s^d Yarbrough ^{ag you s^d Waddell &c} and
that he shall not omit under the penalty of \$100
and have then there this writ Witness Skello
Clerk of our said Court at the Chancery the
13 June 1814 & 38 Year of the Commonwealth
Skello

Yarborough ad.

as

Wills & wife

Spa in ch.

To March Court 1819

Excento

Edw. B. Bull, Esq.
of Rich. & Chelmsford

The Commonwealth of Virginia to the Sheriff of Southampton
county Greeting: You are hereby commanded to Summon Goodrich
Mills and Rebecca his wife late Rebecca Vick to appear before
the Justices of our county court of Southampton at the courthouse
on the third Monday in March next to answer a bill in
chancery exhibited against them and others by Richard Yarbrough
in his lifetime and since revived in the name of Mills' Executor
admr of s^d Rich^d Yarbrough and this they shall in no
wise omit under the penalty of \$100. And have them
there this writ - Witness James Rochelle clerk of our said
county court of Southampton at his office the 10th day of
February 1879 and 43rd Year of the common.

James Rochelle Clk.

W. Cowling adm.
To $\frac{3}{4}$ Notice
Davis adm. Sub

Del. C. Copy 17 May '19

Stamilton County to wit

Edw and Butts personally
appeared before me Benj Dewany a Justice
of the peace of said County, and made oath that
he delivered a true copy of the within
notice to Wm Davis admr of Benjamin Nick
died on the 17th day of May 1819 Given
under my hand Seal this 7th day of
June — 1819

Benj Dewany Jps

William Davis adm^r of Bury^g Vick and

For Take notice that I shall on
mon-day the 7th day of June next, between
the hours of 10 o'clock in the forenoon and
five o'clock in ^{the} after noon of the same day,
in Henry Gurbys Farm in the Town of
Jerusalem, proceed to take the depositions
of Robert Joyner & others to be read as
evidence in a certain matter of contro-
versy depending in the County Court of
Southampton, ^{in Chancery} wherein Willis Cowling adm^r
with the will annexed of Rub.^o Yarbrough
and complainant and ~~Stout Gregory~~
William Davis adm^r of Bury^g Vick and
and Goodrich wills & if not & Noel Waddell
defendants, whom ~~and~~ when you may
attend if you think proper.

Willis Cowling adm^r with
the will annexed of
Rub.^o Yarbrough and
17th May 1879

Bowling do.

¹⁷
Warrell &

Cont. to take

Deposition

The Commonwealth of Virginia to **Wm. Griffith and**
Benge Griffith Gentlemen Justices of the peace in and
for the county of Southampton: Know ye, that we, Trusting to
your fidelity and provident circumspection in religiously examining
whatsoever witnesses as well on behalf of Miller Bowling
admo^r with the will annexed of Richard Harbrough et
Plt. as on behalf of Matthew Gregory Noel Waddell Wm^r
Davis admo^r of Benj^r Vick et al. and Goodrich Wells & Rebecca
his wife Defendants in a Suit in Chancery now
depending and undetermined in the county court of S. Co.
Command you or any two or more of you that on such
certain days & at such places as you shall appoint
you assemble yourselves and the witnesses aforesaid before you
you call and cause to come, and religiously examine on the holy
Gospels of Almighty God, and their examinations, into
our said court distinctly and plainly without delay you
send, and certify enclosed, returning also to us this writ.
Witness James Rochelle clerk of our said county court
of Southampton at his office the 7th day of June
1819 and 43rd Year of the Commonwealth

James Rochelle Clk.

Gambrough ad.

M

Waddell Jr.

Spa off
Review

To Clark County Court 1877-
1914 answers of Waddell filed.
1818 order Publication

Excluded

Edw. & Ruths City of
Geo. Wims shriff

The Commonwealth of Virginia to the Sheriff of Southampton
County Greeting: You are hereby commanded to Summon Goodrich
Wills ^{adm^r} of his late wife Rebecca formerly Rebecca Vick
and ^{adm^r} of Benj^a Vick
to appear before the Justices of our county court of Southampton
at the courthouse on the third monday in November next
to shew cause if any he can why a certain bill in chancery
and proceedings thereupon had originally brought in the name
of Richard Warbrough against Matthew Gregory, Benj^a
Vick and Noel Waddell and since moved in the name of
Wells Bowling ^{adm^r} of Richard Warbrough ^{adm^r} against
said Matthew Gregory Noel Waddell and Goodrich Wills & wife
Rebecca should not now be revived against the said
Goodrich Wills ^{adm^r} of his late wife Rebecca formerly Rebecca
Vick, ^{and Mrs. Davis adm^r of Benj^a Vick} And have then there this writ - Witness
James Rochelle clerk of our said county court of Southampton
at his office the 10th day of October 1874 and 46th year
of the Commonwealth.

James Rochelle C.
H

Cowling ad.
17
Maddell H.

Comm^d to take
Deposition

The Commonwealth of Virginia to J^{ns} B Herne
& Henry Griffin Gentlemen Justices of the peace for
the county of Southampton Directing: Know ye, that we, Trusting
to your fidelity and provident circumspection in diligently
examining Noel Maddell
witnesses as well on beh^{alf} of Willis Bowling ^{admr} with
the will annexed of Richard Parbough ^{de} Compliments as
on behalf of Matthew Gregory, Noel Maddell, William Davis
^{admr} of Benjamin Vick ^{de} and Goodrich Mills ^{admr} of
his late wife Rebecca formerly Rebecca Vick Defendants
in a suit in chancery now depending and undetermined in
the county court of Southampton: Com^{mand} you or any
two or more of you that on such certain days & at such
places as you shall appoint, you assemble yourselves, and
the witnesses aforesaid, before you, you call and cause to come,
and diligently examine on the holy evangelist of Almighty
God, and their examination, into our said court distinctly
and plainly without delay, you send, and certify ⁱⁿ return
returning also to us this writ - Witness James Rochelle
clerk of our said county court of Southampton at his office
the 3rd day of November 18th and 46th Year of the Comm^{and}.

James Rochelle C. S. C.

notes for
W Davis

March 5/1822 Left a copy with
William Davis

I do hereby acknowledge legal notice of the
within

Sub
Henry Biggs

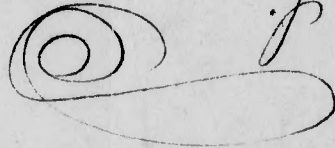
^{his}
Godrich & Wells
attest

This day came before me Wm H. Nicholas and made
Oath that he delivered with William Davis a true copy
of the William Notice ^{5th of March} 1822
18th of March 1822 — [^]

James Jones J^d

Messrs William Davis admr of Benjamin Vick decd
and Goodrich Wells admr of his late wife Rebecca late
Rebecca Vick.. Take notice I shall on the 18th day of
March between the hours of 10 o'clock in the forenoon
and 4 in the afternoon at the tavern of Henry Gurley in
the town of Jerusalem proceed to take the deposition of
Hoel Waddill to be read in evidence in a suit in
Chancery depending in the County Court of Southampton
wherein myself admr with the will annexed of Richard
Garborough decd is complainant and yourselves with
Matthew Gregory and Hoel Waddill are defendants

March 5th 1822

Willis Cowling


Marbrough 87.

13

Marbrough



Spa of Review

To Nat. Army Court 1876-

Executed

Septim. Marbrough Deputy
of James Clayton ship

The Commonwealth of Virginia to the Sheriff of Southampton county greeting you
are hereby commanded to summon Goodrich Mills adm^r of his ^{late} wife Rebecca late
Rebecca Hicks to ~~show cause~~ ^{to appear} before the Justices of our county court
of Southampton at the courthouse on the 8th day of November next to shew
cause if any he can why a certain bill in chancery ^{& proceeding therein} originally brought by Rich^d
Yarborough against Matthew Gregory, Benjamin Vick and Noel Waddell and
since revived in the name of Mills bearing adm^r of Rich^d Yarborough dec^d against
~~Goodrich Mills~~ Goodrich Mills & Rebecca his wife ^{& others} should not now be revived
against the said Goodrich Mills as adm^r of his late wife Rebecca who was
Rebecca Vick - And have them there this writ - Witness James Rochelle
clerk of our said county court of Southampton at his office the 8th day of
September 1806 and 5th Year of the Comm^d.

James Rochelle Clk.

Garbrough, admth
Mth Disposition
Massila Vth

8th - June 1819 came to hand
enclosed under seal —

The Clerk of Sampson City Court

James Allen

Sampton County to wit-

The deposition of Robert Joryner, of Lawful age
being first sworn in the holy evangelist of Almighty
God taken pursuant to the annexed commission &
notice, at the house of Henry Gurley in the town of
of Lurculen, in the county aforesaid, between the
hours of 10 o'clock in the forenoon and five o'clock
in the afternoon of the same day. - This deponent
states that about two years after Matthew Gregory left
the aforesaid county, he the said Gregory sent his brother
to Benjamin Vick for the money ^{due} on a bond ~~left~~ from
Noel Waddill, which the said Matthew Gregory left
with Ben^r Vick for collection when he left
the county & further this deponent saith not -

Deposition by Noel Waddill

Robt ^{his} Joryner
mark

Sworn and to & subscribed
before us this 7th day of June 1879

Jeffett E. Egan

Benj. Griffin (dear)

March 18th 1872

Came to hand under
Seal James Rochelle

Deposition of
Noel Wadell

The deposition of Joel Wadsworth of Lawful Age, taken pursuant
to the annexed Commission & notice at Henry Guley's Tavern in the
Town of Jerusalem, who being sworn on the holy evangelist of Al-
mighty God, deposes & saith, That James Vick senior departed this life
sometime about the year 1790 leaving two separate tracts of land
which he devised to his two sons Parks & Rich^d Vick, that before Rich^d
Vick arrived to the age of twenty one years old he died; consequently the
said tract of land of which he died seized, descended to his Brother Parks
Vick, & his sister Rebecca who had intermarried with a certain man
Gregory: sometime after this, Parks Vick became the purchaser of
that part of the said tract of land which fell to Matthew Gregory in
right of his said wife Rebecca; within some short time there-
after Parks Vick departed this life; and his Personal Estate was
sold off by his widow Rebecca, as Adm^r, although she had
not nor ever did qualify as Adm^r, to her said husband's estate
notwithstanding the sale bonds were executed to her as Adm^r,
as aforesaid: This deponent became a purchaser, at the sale
of said Estate, and executed his bond to the widow Rebecca as Adm^r,
aforesaid in the penalty of one hundred & seventeen dollars & fifty cents
Conditioned fifty eight ^{Dollars} seventy five Cents dated Dec^r 27th 1800
payable Dec^r 27th 1801. some little time after the aforesaid sale
Jesse Lankford became the proper Adm^r, & qualified accordingly
as will appear of record in the County Court of Southampton;
consequently all the sale bonds as aforesaid to, properly came in
the hands of Jesse Lankford the Adm^r; this deponent's said Bond
amongst the rest; this deponent states that at the time of the
death of the said Parks Vick, he the said Vick was then in-
debted to the said Gregory for the said purchase or a part thereof
of said moiety of land which descended to him in Right of his
said wife Rebecca from her said brother Rich^d; that Jesse Lankford
Adm^r, as aforesaid paid over to the ^{said} Gregory, this said deponent's bond
as aforesaid, towards discharging the said purchase, that on the
day of day of this deponent states he paid to said
Gregory the sum of one dollar, and on the day of he paid
the further sum of nine pounds & six pence, which payments were

credited on the said bond, which will fully appear by reference
to the said bond; some little time after this Matthew Gregory, removed
from this to the state of Georgia, but prior to his removal he
the said Gregory: informed this deponent several times, that
he had deposited, deponent's said bond with Benj^l Vick
for the special purpose, of collecting & discharging a note
due from said Gregory to Rich^d Garbrough. which said
Garbrough's note bears date the 19th day of September one
thousand seven hundred & ninety eight - for the sum of
Six pounds; after Gregory's removal, the said Benj^l Vick
made several applications to deponent, for him the deponent
to get said Garbrough's note, in order that a settlement between
the two notes might be made, this arrangement however did
not take place, consequently a suit was instituted against de-
ponent for the balance due on his said bond, for the individual
benefit of the said Benj^l Vick, & the said Garbrough upon
this, proceeded, & did obtain an order restraining deponent, from
paying over his said bond, to said Vick or any other person
& further this deponent saith not.

James Hines

Sworn to before us the day and
year first within written

Benj Griffin

clerk's tickets for 1820 ————— \$3:78

~~Ditto for 1821~~ ————— ~~4:76~~

Es: costs up to final decree ————— 4:34.

Boisling at 2 Chy.
is
Yarborough 3

IN CHANCERY.--At a court held for the county of Southampton, the 18th day of May 1818.
 Willis Cowling, administrator with the will annexed of Richard Yarborough, dec.....Complainant.
 AGAINST
 Mathew Gregory, Noel Waddille, Benjamin Vick, and Goodrich Wills and Rebecca his wife, late Rebecca Vick.....Defendants.
 The defendant Mathew Gregory, not having entered his appearance and given security according to the act of Assembly and the rules of this court, and it appearing to the satisfaction of the court, that he is not an inhabitant of this commonwealth, *It is Ordered*, That the said defendant Gregory do appear here, on or before the third Monday in August next, and answer the bill of the Complainant; and that a copy of this order be forthwith inserted in some newspaper published in the city of Richmond for two months successively and posted at the front door of the courthouse of this county on two several court days.
 June 5. A copy--Teste,
 D-W3w A. MIDDLETON, D. C.

City of Richmond To wit

This day personally appeared before me an Alderman of said City Sam Cary and made oath that the prefixed Order of Southampton Court in the Case of Cowling v Gregory & others, had been published in the Richmond Enquirer weekly for eight weeks successively commencing the 5th June last --
 Given under my hand this 7 day of Aug.
 1818

Wm. H. Fitzwhyllson

Rec^d / e Aug 7th 1818 / of Mr Willis Cowling four Dollars twenty five Cents for publishing the above order Sam Cary
 for Th Retcher & Co.

Gregory
to
Yanbrough

Note

L6


I promise to pay to Richard Garbrough
the sum of six pounds Virginia currency
on demand for value received with
lawfull interest from the date
hereof given under my hand & seal
this twentieth day of Sept^r 1798

Matthew Gregory Seal

Test
J. M.
(Seal)

Mathew Gregory

9/6

Mathew Gregory	To Noel Maddell	Dr
1804 Jan ^y . 16 th	To pincocheon Chain & Prim	\$2-0
1806		
Nov. 13 th	Rep ^d pincocheon Chain	1. 25
		<u>\$3.25</u>

Miss W. Rochelle will not ^{be} sent
over for Garbrough's address. Mr. Maddill till
hereafter directed.

R. H. Baker

p. 8.

Debt due Dec. 27/1801 ——— \$58.75

Int to March 22nd 1803 ~~2 yr. 2.25~~ 8.11

66.86

By payment ——— 31.08

35.78

Int to Sept. 22/1811 —

19.24

Bal. due \$55.02

Debt due Sept 17/1898 ——— \$20.00

Int. to March 17/1827 — 25 yrs 25.20

45.20

45.20

2.40

Bal. due \$47.60

1811. 9. 22
1803. 3. 22
8.3

58.75		1.20
<u>6</u>		<u>3</u>
352.50	35.78	3.60
<u>2</u>	<u>6</u>	<u>9</u>
7.05	214.68	23.40
<u>58</u>	<u>8</u>	<u>1.20</u>
29	17.17.44	24.60
		<u>60</u>

Joel Waddell — Debt due 27th Decr 1807 — $\$58:11$
 Interest to the 22nd of March 1808 — 1^{yr} 2^{mo} 25^{da} — $4:29$
 Shew Paid — $62:40$
 $30:88$
 $32:32$
 Interest to 16th June 1808 — 9^{mo} 24 Days — $1:56$
 Shew Paid — $33:88$
 $3:25$
 $30:63$
 Interest to the 21st May 1807 — 20th 11:5^{da} — $41:96$
 $\$72:59$

Colbung Lion — Debt due the 19th Sept 1798 — $\$20:$
 Interest to 21st May 1807 — 28th 8:2^{da} — $34:40$
 $\$54:40$
 Colbung Costs — $21:00$
 $75:40$

Mrs Davis ad. Benj^t Vick costs at law up to 22nd Sept 1811 — to wit
 up to Dismission — $\$3:86$
 do — 63
 Fee 8th 7th — $3:50$
 $7:94$
 $5:52$
 $2:42$

The Debt Waddell costs in the suit at law from the
 22nd Sept 1811 — to wit —

The Debt Waddell costs in the suit in chancery to wit
 do — $\$5:52$
 Fee — $5:00$
 $\$5:52$

$72:59$
 242
 $75:59$