

1847-002

SOUTHAMPTON COUNTY  
CHANCERY PAPERS

ANDERSON & RIVES et al vs. COKER et al

11/1847

Other surnames: Anderson &  
Rives, Davis, Wyche, French,  
James, Rives

~~4~~ ~~4~~ ~~4~~ ~~4~~ 4

Anderson & Rives & Co

v. } Papers

lookers

1827 Nov Dec

Anderson & Rees & Co.

v. } Statement.

Coker

The p'tys are entitled  
to a decree setting  
aside the deed as frau-  
dulent, and a sale of  
the land is directed

R. H. B.

1843-

July R. Will filed & sp<sup>a</sup>. awarded  
Aug. " Sp<sup>a</sup>. Ret<sup>d</sup>. Entered.  
Oct. " Ans of Disfr. Gen. Rep<sup>d</sup>.  
Dec. Cause set for hearing

1844

May T. Death of Eli Coker suggested  
-Ye are cont<sup>d</sup>?

Sept 20<sup>th</sup> Dec. fa. issued to revive v.  
Sam<sup>l</sup> D. Bines sh<sup>l</sup> & adm<sup>r</sup>. Eli Coker  
-dec<sup>d</sup>?

Nov. T. Deem for sale

Dec. 1<sup>st</sup> 1844

1845

May " Continued  
Nov. Continued

1846

Nov. Continued-

1847

May - Cont<sup>d</sup>?

Nov. Deem of

Anderson & Rives & others

vs. Bill

Coker &c

Anderson & Rives  
& others

vs. Bill

Ali & A.W. Coker

To the Hon. the Judge of the Circuit Superior  
Court of Law & Chancery for Southampton  
County - Your Complainants James  
Mc D. Anderson <sup>individually and the said James Mc D. Anderson</sup> ~~and~~  
and Littleton J. Rivers Merchants and  
partners trading under the firm & style of  
Anderson & Rivers, and John R. Davis and  
John M. Lykes humbly complaining shew  
unto your Honor, that in the year 1842  
They severally recovered Judgements at Law  
~~a~~ against Eli Coker of this County  
(Copies of which Judgements are herewith  
filed and prayed to be taken as a part  
of this Bill) upon which said Judgements  
executions issued which were returned  
~~no effect~~ unsatisfied - Your Complainants  
would further shew that when these suits  
in their favour against Eli Coker were  
instituted the said Eli Coker was seised  
and possessed of a considerable real &  
personal estate - to wit a tract of land  
consisting of two hundred and seventeen  
acres and sundry slaves - and that  
to avoid the payment of the executions  
before referred to, and at a time it is  
believed and charged when the personal  
property of the said Eli Coker was bound  
by the lien of the executions, he sent the  
slaves of which he was seised and pos-  
sessed out of the County and sold them  
thereby defrauding his creditors, and  
did so and about the same time  
with a view to defraud and deprive  
his creditors covering the lands of which

he was served by deed regularly recorded  
to his son Alexander W. Coker for the  
<sup>a copy of which deed is herewith filed marked B. and prayed to be taken as a part of this bill.</sup>  
sum apparently of \$400. Your Complain-  
nants charge that Alexander W. Coker  
who is now in possession of the lands  
aforesaid, as well as other personal  
property then owned by Eli Coker,  
had no means whatever by which he  
could make the purchases aforesaid  
and in truth never did pay for them  
any valuable consideration and  
if indeed any money ever did pass  
between them it was derived from  
the sale of Eli Coker's own negroes and  
was then used to buy the said Eli Coker's  
own lands, and other property. The  
whole being a mere sham sale between  
the father and son for the purpose of  
defrauding the creditors of the father  
Eli Coker. Wherefore in tender conside-  
ration of the premises aforesaid, and  
for as much as your Complainants  
are remediless save in a Court of  
Equity they pray that Eli Coker and  
Alexander Coker may be made  
defendants to this Bill and have  
answers made to the allegations herein  
contained. That your Honor would  
set aside the deed aforesaid and decree  
a sale of the lands aforesaid for the benefit  
of your Complainants, and that your  
Honor would grant such other further  
relief in the premises as Equity  
may dictate And as I am, Wm. Wynn & Thomas

Callu. }  
ans. } ans. of Sept.

Anderson & Reis at al

Chs. for Sept.

1823. October Rules

To the Hon. Judge of the circuit super.  
Court of said new Chancery for the County  
of S<sup>c</sup>ampton.

The answer of Alexander W.  
Roth to a bill of Campbell. Exhibits against  
him, and Eli Colles by Anderson & Ricks &  
others, in this Honorable Court.

I his Deft. Saring L. for answer to so much  
of the Campbells bill, as he is advised it is  
material for him to answer, answers  
now says. That he knows nothing of any  
fraud or fraudulent intention, of which  
Eli Colles has been guilty - and avers that  
in any of his transactions with his father  
that he committed any fraud - He  
purchased of his father on 20<sup>th</sup> Sept. 1841.  
a tract of land lying in S<sup>c</sup>ampton, cont  
aining about 217 acres for the sum of  
four hundred dollars, which was a full  
and fair price for it - and that he paid  
for the land out of his own pocket -  
and gave Deft. as at a shop to examine  
had a sale & purchase this apper  
car in any way, has seen the apper  
- uance of fraud - and he avers, that  
any fraud was committed, either in  
law or fact.

Joint Deft. avers that he has one  
bill of personal property in his pos-  
session, which he bought of Eli Colles  
and all which he has seen (belonging  
to Eli Colles) was purchased, at the sale  
of the ship and paid for, to the ship.  
at the time Eli Colles was sold out under  
execution, in the hands of the ship. of S<sup>c</sup>  
Hampden Court.

Joint Deft. avers that he has seen or  
made use of any money, arising from  
the sale of Eli Colles? Avers, he has seen any  
other source, to which Eli was a  
party.

Joint Respondent does not conceive it  
necessary for him to entertain  
or trouble the Court with a recital of  
the manner which he has used, for the  
purpose of obtaining, a little money

It is supposed that he came honestly  
by his property, with any frame upon the  
right of others.

James B. Thompson denies every allegation  
of the pamphlet, which charges him with fraud  
and is convinced that he has not  
disturbed the land which he has for the  
same, purchased of Eli Collier - ~~from which~~  
~~he made a good profit and made a copy of~~  
which is filed by the pamphlet with this will.  
He calls on the pamphlet for full proof of  
these unjust and false allegations against  
his integrity and honesty, and having  
no more to say to the matter he is prepared  
with his last

as in duty bound I -

A. W. Collier

So. accepted by the court.

This way A. W. Collier  
personally appeared before me a justice  
of the peace and made to the truth  
of the foregoing answers  
done under my hand  
This 18th Sept 1843.

James B. Thompson

Cotton }  
als. } ans. n. of Sept.

Anderson and Misses other

Chapman Dep.

1843 October Rules

To the Honorable judges of the circuit court.  
Ct. of Law and Chancery for the County of  
St. Hampton.

The separate answers of E. B. Coates  
to a bill filed against him, and others, in  
this court, by A. H. Woodhouse and others.

This Sept. 2nd, having now returned to him-  
self all complaint - for and not to so much  
of the D. H. bill as he is advised it is  
material for him to answer. Says that it  
is with modifications, and expects that he  
has read the bill of the Comptroller. Charging  
him with fraud, and that too, on his  
first visit. Your Respondent states, that  
as charged in the bill, (he did sell to  
his son his tract of land, containing about  
217 acres for valuable consideration  
(for the sum of four hundred and others)  
and executed a deed of bargain and  
sale to the purchaser, a copy of which  
is filed by the Comptroller. Your Respondent  
admits that at the time of the sale there  
was any question in the mind of the  
Comptroller which in any way affected his  
rights, or which made, any kind of  
his land - He cannot imagine what  
could induce the Comptroller to refer to the  
sale made by him of his slaves. Some  
if the question was a new one then  
they could follow them and make their  
strong ground there. Your Respondent will  
surely answer me? The money was applied  
it to the payment of his just debts, and  
only regrets, they were not being more  
available him to satisfy and pay all  
his just creditors.

Your Respondent admits that he has been  
guilty of any fraud or concealment  
to deprive his creditors, but positively says  
that, the sale of all his property was fair  
and honest - and that he gave a full and  
fair consideration of all the property which  
he has sold, either to A. H. Woodhouse or to any  
other person.

And having no money to be done  
as required with his estate as in.

any more, he will be sorry - -

Eli Loker

I am sorry to hear  
personally of your illness and  
wishes, that the facts could be in the property  
and are all true to the best of his knowledge  
and belief. Yours truly  
18th day of Sept. 1843.

James Clayton P.P.

Audun Le

vs

Coker

Final Game

Nov 1847

To be entered

R. H. Baker.

Anderson & Niles &

vs

Coker &

This day this cause came on again to be heard on the papers formerly read, and on the Report of Court. J. D. Mapenbury made in pursuance to an order of this Court at Nov. Term 1844 <sup>and of the statement</sup> to which there is no exception filed and was argued by Counsel On consideration whereof the Court confirming the same in all respects doth adjudge order & decree that W. W. Jones Esq. be empowered to draw from the papers in this cause the Bond for \$210 executed by Anderson & Niles & Shers to J. D. Mapenbury Court. on the 17<sup>th</sup> Feb 1845 - for the purchase of the land in the proceeding mentioned and that he collect the same forthwith and distribute the proceeds ratably among the parties in accordance with the statement marked S. herewith filed - viz - That he pay to Anderson & Niles \$75.05 - to Jas. McD. Anderson \$83.25 - to J. R. Davis \$36.53, and to Jas. M. Wyche \$26.17 - And the Court doth further - more adjudge - order & decree that the Defendants pay the costs of this suit -

Anderson & Nelson &  
or  
Cotton & } Leach

To be entered

P. H. B.

1842, Nov. Term

Anderson & River Sts }  
Coker & }

This cause came on this day to be heard on the bill exhibits, answer of the defendants & replication thereto and deposition of witnesses, and was argued by counsel: On consideration thereof, the court doth adjudge, order and decree, that the said execution on the 20<sup>th</sup> day of Sept. 1841 by Eli Coker to Alexander W. Cocker, & ~~plus a~~ <sup>as</sup> a copy of which is filed in this cause, be set aside, and declared null & void - and the court doth further adjudge order & decree that James R. Massenburg who is hereby appointed const. for that purpose, do after advertising the tract of land in the proceedings mentioned, - ~~the same~~ conveyed in the said dec., for thirty days, till the said tract of land upon a credit of twelve months, taking bond & security from the purchaser, & clarifying a lien on the land until the purchase money is paid, & that the said const. make report &c.

Anderson & Co

to } Copy Done

Coker & Co

Southampton Circuit Superior Court. November 8<sup>th</sup> 1844.

James M<sup>d</sup> Anderson individually and the said James M<sup>d</sup> Anderson & Littleton T. Rivers  
merchants and partners trading under the firm style of Anderson & Rivers. John R Davis &  
John M Wyche.

Plffs:

against

J In Chancery

Def:

Eli Coker and Alexander W Coker.

This cause came on this day to be heard on the bill exhibit. answers of the defendants  
and replications thereto and depositions of witnesses and was argued by Counsel. On consid-  
eration whereof the Court doth adjudge. order and decree that the deed executed on the  
20<sup>th</sup> day of September 1841 by Eli Coker to Alexander W Coker. a copy of which is  
filed in this cause. be set aside and declared null and void. And the Court doth  
further. adjudge. order and decree that James D Massenburg who is hereby appointed  
Commissioner for that purpose. do after advertising the tract of land in the proceedings  
mentioned conveyed in the said deed. for thirty days. sell the said tract of land upon  
a credit of twelve months. taking bond and security from the purchaser and retaining as  
a lien on the land until the purchase money is paid. And that the said Commissioner  
make report to this Court.

Attest

Teste.

J R Edwards Clk

The Undersigned Commissioner in pursuance of the  
above decree advertised the land mentioned which  
was sold at Public Auction on the 17<sup>th</sup> of Feby  
1845 on a credit of twelve months, and J M<sup>d</sup> Anderson  
& Littleton T. Rivers became the purchasers in the  
sum of Two Hundred and Ten dollars, <sup>the bond for</sup> which is herewith returned  
to the Court subject to such order as may hereafter be made.

J D Massenburg Commr

C. S. 6

Anderson Jas

n { Sp. in Chy

Coker

1842 October Rules

Executed

William A Bell Dy of  
William L Corliss Shff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County, Greeting:

We command you that you summon *Eli Coker & Alexander W Coker*

to appear at the Clerk's Office of our Circuit Superior Court of Law and Chancery for the County of Southampton, at the Rules to be holden for the said Court on the first Monday in

*October --* next, to answer a Bill in Chancery exhibited against *them* in the said Court by *James M D Anderson & James M D Anderson & Littleton T Rives merchants & partners in trade under the firm & style of Anderson Rives, John R Davis and John M Wyche*

And unless *they* shall answer the said Bill within <sup>*two*</sup> ~~four~~ months thereafter, the Court will take the same for confessed, and decree accordingly. And this *they* shall in no wise omit, under the penalty of £100. And have then there this writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court-house, the *6<sup>th</sup>* day of *September* 1842, in the *16<sup>th</sup>* year of the Commonwealth.

*L R Edwards* *clb*

[One Copy to be delivered each Defendant.]

C

10.56

Anderson & Rees Jr

to. 2 sp. in lch.

Cokers

1843 August Rees.

Executed

William A Bell Esq of

William L Corrie Esq

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County, Greeting:

We command you that you summon *Eli Baker & Alexander Baker*

to appear at the Clerk's Office of our Circuit Superior Court of Law and Chancery for the County of Southampton, at the Rules to be holden for the said Court on the first Monday in

*August* next, to answer a Bill in Chancery exhibited against *them* in the said Court by *James M D Anderson individually & the said James M D Anderson & Silsbee & Rice merchants & partners trading under the firm & style of Anderson & Rice. John R Davis & John M Wyche*

And unless *they* shall answer the said Bill within ~~four~~ <sup>*two*</sup> months thereafter, the Court will take the same for confessed, and decree accordingly. And this *they* shall in no wise omit, under the penalty of £100. And have then there this writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court-house, the ~~5<sup>th</sup>~~ <sup>*28<sup>th</sup>*</sup> day of *July* 184*2*, in the *10<sup>th</sup>* year of the Commonwealth.

*L R Edwards*

[One Copy to be delivered each Defendant.]

Southampton by to Mil-

Personally appears before me in the County  
of <sup>Wm A. Bell</sup> and made oath that he delivered a copy of  
the within notice to Alexander Webster more than ten days  
before the 15<sup>th</sup> day of July 1844 & the Sheriff as such he knows  
the same — Given under my hand this 7 day of November 1844

N. M. ~~Shelton~~ No

To James B. Himes Sheriff of Southern Co. and as such  
Adm<sup>r</sup> of Eli Coker test<sup>y</sup> and Alexander W. Coker  
Gent<sup>l</sup>men, Take notice that we shall  
on the 15<sup>th</sup> of July 1844 between sunrise & sunset of that  
day at the Office of Graham & Townsend in the Town of Newmarket  
Southampton Co Va proceed to take the depositions of Paul  
T. James & others to be read as evidence in a chancery  
suit now pending in the Circuit Court of Law and  
Chancery in the County of Southampton in which  
we are Plaintiffs & you Defendants - If you  
want depositions shall not be taken on the 15<sup>th</sup> then  
they may be taken on the 16<sup>th</sup> of sd month at the  
same place & between the same hours, as above stated.  
And on the 30<sup>th</sup> of July 1844 at the Office of Henry  
Davis in the Town of Petersburg Va between sunrise & sunset  
of that day we shall proceed to take the deposition  
of Henry & Davis, to be read as evidence in a chancery  
suit as above stated, If these depositions shall not be taken  
on the day stated then they may be taken on the  
3<sup>rd</sup> of July 1844 at the same place & between the  
same hours,

June 27<sup>th</sup> 1844.

Yours &c -  
John M. Woycke  
John R. Davis  
Jas M. D. Anderson  
Anderson & Rives

Anderson & Rivers & Co.

Depositions

Cornell & Co.

Came to hand sealed July 15. 1844

The deposition of Jas. A. French & Samuel  
J. French taken pursuant to notice ~~before~~ <sup>before</sup> the office  
of ~~Sherrin~~ <sup>Sherrin</sup> & Thomas in the village of ~~Muskegon~~ <sup>Muskegon</sup>  
on the 15th of July 1844 between ~~Sherrin~~ <sup>Sherrin</sup> &  
French to be read as evidence in a chancery  
suit now pending in the Cir. Supr. Ct. of La.  
& Chs. for the County of South, in which Jas.  
W. & Andrew & Andrew & Kines & John M.  
Wyche & John R. Davis are Plaintiffs and  
Alex<sup>r</sup> W. Coker & James B. Barnes Defendants  
South & as such Adm<sup>r</sup> of Eli Coker's decd  
and debts — of J. James being ~~part~~ <sup>part</sup>  
The deponent, being sworn

deposes & says,

Question by Pltts Counsel — State what  
you know in relation to an conveyance executed  
by Eli Coker to Alex<sup>r</sup> W. Coker his son of  
the land which he hoped —

Answer — I think it was the day after  
March South Court of 1842 I was at Eli  
Coker's and he told me he wished me to  
witness a deed which he had made ~~for~~ <sup>of</sup> his  
son for the purpose of taking the Banrupt  
Act, I told him I did not like to witness

An instrument without reading it. He remarked  
it was not essential to read it. I returned  
it with Mr Gardner. He remarked to his  
son to give him some money as he could not  
come to Ipswich & carry out his purchase  
without money. <sup>He came up to Ipswich one evening</sup> He asked me to take

the deed to the Clerk, and remarked that  
he desired Mr French to see it before he  
did so. He went to Mr French's and  
Mr F told Coker he could make  
no such deed. <sup>He</sup> ~~He~~ <sup>permeated</sup> him I  
was his security on furthering bonds, but  
he told me not to make any more, and  
said his object in making this  
conveyance of land to his son was to take  
the benefit of the Bankrupt Law - I  
do not know what became of the deed,  
I never saw it - after that evening.

Question by Jests Counsel -  
Do you know any thing of the  
deed marked B. <sup>marked B.</sup> ~~marked B.~~ <sup>marked B.</sup>  
Answer I know nothing of it.

Question by Jests Counsel - Do you know whether  
Mr Alex<sup>r</sup>. W. Coker at that time was able

to give four hundred dollars for a tract  
of land - Answer - I do not think he was, as I do  
not believe he possessed any property - he  
lived with his father, but when what  
times I do not know - *Spent James*

Sometime in the Spring of the year 1842 I was ap-  
-plied to by Ely Coker to file a petition for him  
in Bankruptcy, and proceeded to prepare the pa-  
pers - he was to meet me at Southampton Court  
and sign them - In the Spring of 1842 while I  
was here at Court, I do not recollect the day,  
Ely Coker came into my office with Saml J. James  
to see me in reference to filing his Petition, and  
while conversing, soon after his entrance he  
handed me a deed to read - This I discovered  
was a deed of gift from him to his son Wm  
and Coker conveying to him a tract of land,  
and this ~~he~~ (Ely Coker) wished recorded  
before his petition in Bankruptcy was  
filed - The object of Ely Coker was to convey  
his property, and then take the Bankrupt Act  
and he avowed it in conversing with me, as  
if unconscious of its great impropriety - Upon  
learning this, I handed him his deed, told  
him how improper his intentions were, and also

added that I could have nothing to  
do with him - nor would not file his  
Petition - He left my office, and I do  
not know that I saw after saw him.

June 15. 1844

James S. French

Jerusalem -

The foregoing depositions were taken before me J. T.  
Kibbey a Justice of the Peace for Totten Co (in  
the presence of W. T. Jones & M. Chambliss Counsel)  
on the 18th of July 1844, at Shoshone & Teton Law  
Office  
GIVEN under my  
hand, this day & year aforesaid.  
J. T. Kibbey, J. P.

The Clerk of Circuit Court  
County of Law & Chancery  
for the County of Southampton

Deposition of Jerusalem Va

1847



Archives Office



Answer - I was acquainted with Alex<sup>r</sup> Coker  
in the years '41 & '42 - his pecuniary  
situation was very bad, I considered  
him as being insolvent at the time -  
Nor Coker was not engaged in any  
business & the public opinion generally  
was the same as my own -

Question by Sam<sup>l</sup> - Was he or no in your  
possession able to purchase a tract of  
land at any time from Sept 1841 to  
June 42 and pay for it either some  
4 or 5 thousand dollars -

Answer - no - not a single day in the time  
could he have paid for ~~it~~  
one fourth of it -

And further this deponent in Nicholas J. Davis  
Mark W Davis being next sworn deposes  
& says  
Question by P.W. Counsel -

Did you or no live in the neighborhood  
with Alex<sup>r</sup> W & Eli Coker - Did Alex<sup>r</sup> W  
Coker in the years 41 & 42 possess the means

to buy in a tract of land to cost 4 or 5 thousand  
dollars - What was the general opinion  
respecting his solvency - Was Alex<sup>r</sup> W. Coker  
engaged in any regular business during this  
time

Answer - I did not live in the neighborhood  
at that time, but frequently visited  
there - Nor Coker's situation was such  
as I presume he could not pay  
any debt whatever - I think he  
was ready to take the Insolvent  
oath at any time - if pushed  
upon - I also think that the  
general opinion I do not  
know of any visible property  
that he possessed - & he was  
not engaged in any business  
during that time  
And further this deponent in Mark W Davis

The foregoing depositions were taken on the  
30<sup>th</sup> of July 1844 & taken to before me in Justice  
of the Peace for the Town of Plainfield in the  
Office of Henry Davis and brought to the City on the  
31<sup>st</sup> of July 1844  
James B. Cogbill Recorder



# Statement

|            |                  |                        |                  |
|------------|------------------|------------------------|------------------|
| Amount due | Anderson & Rives | Nov 9 <sup>th</sup> 47 | \$ 174.05        |
| "          | J Mc D. Anderson | Nov 9 <sup>th</sup> 47 | 194.10           |
| "          | J R. Davis       | Nov 9 <sup>th</sup> 47 | 86.12            |
| "          | J M Wyche        | Nov 9 <sup>th</sup> 47 | 61.34            |
|            |                  |                        | <u>\$ 515.41</u> |

Am't of Bond to Nov 9<sup>th</sup> 47 \$ 221.00

|                          |                  |
|--------------------------|------------------|
| Anderson & Rives portion | \$ 75.05         |
| J Mc D. Anderson         | 83.25            |
| John R. Davis            | 36.53            |
| John M. Wyche            | 26.17            |
|                          | <u>\$ 221.00</u> |

Coker

To { Deed. (A copy)

Coker

Anderson & Rhine & others

To { Exhibit. (B.)

Coker &

This Indenture made this 20<sup>th</sup> day of September  
1841 between Eli Coker of the County of Southampton  
of the one part and Alexander W Coker of the s<sup>d</sup> County  
of the other part. Witnesseth that the said Eli Coker for  
and in consideration of the sum of four hundred Dollars  
to him in hand paid or otherwise secured hath granted  
conveyed and sold and certain tract of Land containing  
two hundred and seventeen Acres be the same more or less  
situate lying and being in the County of Southampton  
and bounded by the lands of William Birge Temperton  
Hines and Miles Scarborough also all uses words and  
= words Common Common of Pasture profits Commodities  
advantages Emoluments and Hereditaments whatsoever  
to the said tract of Land above mentioned belonging  
or any right appertaining or are and upon the same growing  
happening or arising & also the reversion & reversions  
remainders & remainders rents & services of the s<sup>d</sup> premises  
and of any part and parcel thereof and also all the  
Estate right title interest claim and demand whatso-  
ever of him the said Eli Coker off in and to the said  
premises every part thereof to have and to hold all and  
singular the s<sup>d</sup> premises above mentioned to the only  
proper use and behoof of the s<sup>d</sup> A. W. Coker his heirs  
and assigns forever and the s<sup>d</sup> E. Coker for himself and  
his heirs the said tract of Land and every part thereof  
against himself and heirs and against all and every  
other person and persons whatsoever to the said A. W.  
Coker his heirs and assigns shall and will warrant  
and forever defend by these presents In Witness where-  
of the said Eli Coker have hereunto set his hand  
and affixed his seal this day and year first above  
written

Eli Coker Seal

Signed sealed and acknowledged }  
In the presence of

Southampton County in the Clerk's Office the 7<sup>th</sup> day of  
May 1842 This deed of bargain and sale from Edie Cooker  
to Alexander W. Cooker was acknowledged by the said  
Edie Cooker and admitted to Record

Teste L. R. Edwards Cky

Copy.

Teste

L. R. Edwards Cky

Wyehe

to. } Copy Fredg. & Exon.

Coker

Anderson & River &

" } Exhibit with bill

Coker

Jorhampton Circuit Superior Court April 8/1842

John M. Wyeth

against

Eli Cohen

Plff

Def

The defendant still failing to appear On motion of the Plaintiff by his attorney it is considered by the Court that the Plaintiff recover against the defendant the sum sixty seven dollars and nine cents with legal interest thereon from the 8<sup>th</sup> day of February 1841 till paid the debt and interest in the declaration mentioned and his cost by him about his said and also behalf expended and the said defendant in mesog &c

The Commonwealth of Virginia.

To the Sheriff of Sussex

—ampton County Greeting We Command you that you take Eli Cohen if he be found within your bailiwick and have safely keep so that you have his body at the Clerk's Office of our Circuit Superior Court of Law and Chancery for said County at the times to be holden for said Court on the first Monday in July next to satisfy John M. Wyeth the sum of sixty seven dollars & nine cents with legal interest thereon from the 8<sup>th</sup> day of February 1841 till paid which he lately in our said Court recovered against the said Cohen for debt also \$6.73 cents for his costs in that behalf expended Whereof the said Cohen is bound to appear to us of Record and have them taxed this writ Witness Iacobson B. Edwards clerk of our said Court at the Courthouse this 19<sup>th</sup> day of April 1842 and the 66 year of the Commonwealth

I. B. Edwards clk

Amount made May 6/1842 to (see amount sales field  
in case Jas McQ Anderson & Co's Cloth and General  
Store) which I have rendered to the Sheriff \$30.15

Will of Samuel Dyer  
Will of Everett Shiff

Copies

Teste. L R Edwards Ck

Davis

to { copy. judge & Exon.

Coker &c

Anderson & Rice &c

to { Exhibit with bill

Coker

For the Circuit Court of Superior Court April 2 / 1842

John R. Davis

against

Eli Cohen and Samuel T. James

Plff

Def

} A motion  
} upon a bond

taken for the forthcoming of property at the day of sale  
This day came the Plaintiff by his attorney and it  
appearing to the Court that the defendants have had  
legal notice of said motion they were solemnly called  
But came not Therefore it is considered by the Court  
that the plaintiff may have execution against the  
defendants for the sum of One hundred and namely  
nine dollars and forty two cents the penalty of the  
said bond and his costs by him about his suit and other  
behalf expended and the said defendants in Menace  
But this execution may be discharged by the payment  
of ninety nine dollars and seventy one cents with the  
legal interest thereon from the 17 day of January 1842  
till paid and the costs

The Commonwealth of Virginia

To the Sheriff of Berkeley

and County Treasurer We Command you that you take  
Eli Cohen & Samuel T. James if they be found within  
your jurisdiction and them safely keep so that you  
have their bodies at the clerks office of our Circuit  
Superior Court of Law and Chancery for said County at the  
times to be holden for said Court on the first Monday  
and Friday next to satisfy John R. Davis the sum of one  
hundred & namely nine dollars & forty two cents which  
he lately in our said Court hath recovered against them  
on motion on forthcoming bond also \$5.00 which  
to him in the same Court were adjudged for his costs in that  
behalf expended whereof they are convicted as appear to us  
of record and have thereupon this writ Wm. F. Littleton R.  
Edwards Clerk of our said Court at the Court House this 19 day of

April 1842 in the 66 year of the Commonwealth

L.R. Edwards lcl

Mem.

This execution may be discharged by the payment  
of nearly nine dollars seventy one cents with legal  
interest thereon from the 17 day of January 1842 till  
paid and the costs

Teste L.R. Edwards D

No security of any kind to be taken

L.R. Edwards

Made and paid May 6/1842 LC (see amount stated filed  
in case Jas McV Anderson vs Edw Lister and Samuel  
J. James) which I have ordered to the Plaintiff \$40.95

Will. J. Talbot Dy of

Will. L. Everett shiff

Copies

Teste L.R. Edwards lcl

to  
Anderson & Rivers st  
to 3 Sci. fa.  
Bohr &c

James J. J. J.

1844 November Term.

Executed

Jas. H. Hall corner

Coroner

The Commonwealth of Virginia To the ~~Sh~~ of Southampton County  
Shrouting Whereas James Mc D Anderson and Lilliston J Rivers Merchants and  
partners trading under the firm & style of Anderson & Rivers and John R Davis and  
John M Wyche heretofore exhibited to our Circuit Superior Court of Law and  
Chancery for the County of Southampton their bill of complaint against Eli Coker  
and Alexander W. Coker whereupon sundry proceedings have been had as appears  
from the records and files of the said Court: but before a final decree could be  
pronounced in this cause the said Eli Coker departed this mortal life as it is said  
and his estate by an order of the Court of Southampton County has been committed  
to the hands of **Samuel D Hines** Sheriff of the said County for administration  
by virtue of which order and of the act of assembly in such case made the said  
**Samuel D Hines** is administrator of the said Eli Coker entitled to all rights  
and bound to perform all the duties of such administrator and the said James Mc D  
Anderson & Lilliston J. Rivers and John R Davis and John M Wyche having supplicated  
us for a proper remedy in this behalf and we being <sup>willing</sup> that what is right and just should  
be done: Therefore we command you that you make known according to law to the  
said **Samuel D Hines** — that he be before the Judge of our said  
Circuit Superior Court of Law and Chancery aforesaid at the Court house on the first  
day of the next Term to show cause if any he can why the said suit should not  
be proceeded in to a final decree against him in his character aforesaid and be in all  
things on the same plight and condition as it was at the time of the decease of the  
said Eli Coker and further to do and recover what our said Court shall in that  
part consider and have them there the writ Witness Lilliston R Edwards  
Clerk of our said Court at the Court house the 20<sup>th</sup> day of September 1844 in the 69  
year of the Commonwealth.

L R Edwards. Clk.