

1855-002

SOUTHAMPTON COUNTY
CHANCERY PAPERS

BARHAM'S GUARDIAN, PETITION OF 11/1855

other SURNAME : Sebrell

John T. Suckin, Guarant
Petition

1855 November Term

To the Hon: Richard H. Baker, judge of the Circuit Court for the County of Southampton.

Your petitioner John F. Suddiers guardian of Augustus P. G. Barham, both of whom are residents and citizens of the County of Yazoo in the State of Mississippi, respectfully represents that sometime since he qualified as guardian to Augustus P. G. Barham in the probate court of the County and State last mentioned, and executed before said Court a bond for the faithful discharge of his duties in the penalty of five thousand dollars; (all of which will appear from a transcript of the record of said Court; That his said ward, who is now about nineteen years of age, removed some two or three years ago from the County of Southampton in the State of Virginia and is now engaged in good business in the State of Mississippi - That William J. Sebell is his guardian at law in the County of Southampton, Virginia, and has in his hands belonging to his said ward personal property, consisting of slaves and money, to the amount of twenty five thousand dollars. That there are two slaves valued at sixteen hundred dollars, and about nine hundred dollars in money. Your petitioner desires to remove the property of his said ward to the County of Yazoo in the State of Mississippi, believing it to be to his interest to do so.

In consideration of the facts before stated, and by virtue of a law of Virginia in such cases made and provided, your petitioner prays that he may be permitted by an order of this Court, as foreign guardian of his ward abovenamed, to receive from the said William J. Sebell ^{the property in his hands belonging to said ward} guardian of his said ward in this State; and also that he may be authorized as guardian aforesaid to sue for, recover and receive all money or personal property in the County of Southampton in the State of Virginia, which may belong to his said ward, and

remove the same to the County of Gayoso, in the State
of Mississippi - Your petitioner further states that
the removal of the money or property aforesaid from
the State of Virginia will not impair the rights or be
prejudicial to the interests of his said ward, or any
other person. That your honor will grant the
necessary order to enable your petitioner to obtain
the object of his petition, and he will ^{as} in duty
bound very ready be.

John D. Jenkins guardian
By Wm. W. Cobb, attorney.

Geo. T. Jackson Grand
Petitioner

Order to be entered
R. H. Butler
Nov. Co. 1855.

John P. Ludkins Guardian &c } Nov. Term 1855.
on petition }

This day this cause came on to be heard on the petition of John P. Ludkins guardian of Augustus P.G. Barkham, together with the exhibits therewith filed; and it appearing to the court that the said John P. Ludkins guardian as aforesaid, has proceed in the mode prescribed by law for such cases made and provided, the court doth order that permission and authority be and is hereby given to the said John P. Ludkins guardian of Augustus P.G. Barkham, residents of Gayos County, in the State of Mississippi, to demand, recover, sue for, and receive and remove, all money or other personal property to his said ward due and belonging within the jurisdiction of this court, from the State of Virginia to the said County of Gayos in the State of Mississippi, the place of residence of said Ludkins and his aforesaid ward.

The State of Mississippi
Yazoo County



I, John W Hollingsworth Clerk
of the Probate Court in and for the County and State
aforesaid do hereby certify that Mr John T Sudkins
has taken out letters of Guardianship of the person
and estate of A P G Berham a minor and that he
has executed a bond as such which has been
adjudged by his Honor the Judge of said Court as
ample security to cover the penalty thereof. and that
the record heretofore furnished to Mr Sudkins of said
Guardianship was defective in not stating that the
security given in said bond was amply sufficient
to cover the penalty thereof. and this Certificate is given
to cure said defect in the aforesaid Record from
this office of said Guardianship

Witness my hand and Seal of said
Court at Office at Yazoo City
this 26th day of October A D 1855
John W Hollingsworth clk

W. M. Cable

to the

TO ALL WHOM IT MAY CONCERN.—Notice is hereby given that the undersigned, having been appointed guardian of Augustus P. G. Barham, in said minor resides, will make application to the Judge of the Circuit Court of Southampton County, at November term next, for an order directing the guardian of the said minor in this State to pay and deliver to the undersigned all personal property and money in his hands belonging to said ward, and authorizing the undersigned to sue for, recover and receive all money or personal property which may belong to his said ward in the State of Virginia, and remove the same to the County of Yazoo, in the State of Mississippi.
Given under my hand this, the 29th of August, 1855.
JOHN T. JUDRINS.
se 1—law4w.

City of Petersburg to Wit
This day personally appeared before
me an Alder man of the City of
Petersburg W. H. Davis, Clerk in the Office
the South Side Democrat, who made
oath that the legal notice of which
the annexed is a copy has been inserted
in the South Side Democrat a Newspaper
published in the City aforesaid one a
week for some weeks last past
Given under my hand and seal
this 30th day of Octo 1855
Lewis Lumsden J.P.

printers Fee \$2.00

In the matter of the Guardianship of A P G Barham a minor of Yazoo County, Missi

Please and proceedings before the Honble Geo B Wilkinson Judge

of Probates in and for the County of Yazoo and State of Mississippi. Had at the February Term 1855 thereof, the same being a regular Term of said Court, and held in the Court House of said County in Yazoo City, on the 11th Monday of February A D 1855

Be it remembered that here before to wit on the 25th day of January 1855, that A P G Barham filed his certain Petition in the Probate Court of said County which is in the words and figures following to wit

Petition

To the Honorable Judge of the Probate Court of Yazoo County State of Mississippi.

The Petition of A P G Barham late of the State of Virginia. States that he is a minor more than fourteen years of age, that your petitioner has been advised that it is necessary for him to make choice of a guardian, that he has elected and hereby chooses for his said guardian his uncle John P. Shanks of said County. Your petitioner therefore prays that this Petition may be recorded and that letters of guardianship of your petitioners person and estate may be granted to the said John P. Shanks according to law.

Acknowledged before me in Open Court Jan'y 25th 1855
Geo B Wilkinson
Prob Judge

A P G Barham

At the same term of the Probate Court the following order was entered upon the Minutes of said

Court in the words and figures following to wit

Order

In the matter of the Guardianship
of A I E Barham a minor

Upon reading and filing the
petition of John I Quakers for Letters of Guardianship
of the person and estate of A I E Barham a minor
over fourteen years of age said minor having elected
said Quakers to act as his guardian and petitioned
for his appointment and the said Quakers having entered
into bond with J I Torche as his surety in the penalty
of \$5000. and taken the oath prescribed. It is therefore
ordered by the Court that letters of guardianship for said
minor be and are hereby granted to the said Quakers
and that the same be issued and recorded accordingly

Whereupon the said Letters of Guardianship
were issued in the words and figures following to wit

Letters of Guardianship

State of Mississippi

Yazoo County

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By the Probate Court of said County

To all to whom these presents shall come Greeting
Know ye that we desiring that all the estate and right both
real and personal belonging unto A I E Barham a minor
should be well and honestly managed and preserved and also
that said minor should be well and honestly raised protected and
educated agreeably to his estate and degree do hereby grant
unto John I Quakers (in whose fidelity we do very much
confide) full power by the tenor of these presents and we do hereby
authorize and require him faithfully and in all things whatsoever
to execute his office and trust as guardian of said minor to exhibit
unto the Clerk's office of this Court within three calendar months
from the date hereof a true and perfect inventory of all and
singular both real and personal of said minor and render a just
and true account when thereto legally required and generally
to do and perform the duties of Guardian aforesaid agree-

ably to the laws of the State now in force or which may hereafter be in force touching the premises.

Read

Witness Hand George A. Wilkinson Judge
of Probate of the County of Yazoo the
4th Monday of February in the year
of our Lord one thousand eight hundred
and 55 and seal of said Court

Issued 27th day of February 1855

J. M. Hollingsworth Clk.

By John C. Mumfords Secy.

Also at the same term of said Court the following
Bond was filed in our said Court in the words and figures following
to wit

Bond

I know all men by these presents that our John T. Duakins
and J. D. Tucker of Yazoo County State of Mississippi are
here and firmly bound unto the State of Mississippi in the
sum of five thousand dollars to which payment well and
truly to be made we and each of us bind ourselves our and
each of our heirs executors and administrators jointly and
severally firmly by these presents. Sealed with our seals and dated
this 25th day of January 1855.

The condition of the above obligation
is such that whereas if the above bound John T. Duakins as
guardian to A. D. G. Parkham a minor of Yazoo County shall
faithfully account with the Probate Court of said County as
directed by law for the management of the property and estate
of the Orphan under his care and shall also deliver up the
said property under his care agreeably to the order of said Court
or the direction of law and shall in all respects perform the
duty of guardian to the said minor according to law then the
above obligation to cease otherwise remain in full force and
virtue.

John T. Duakins Secy.
J. D. Tucker Secy.

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The State of Mississippi
Yazoo County

I John W Hollingsworth Clerk of the Probate Court of said County certify that the foregoing three pages contain a true and correct transcript of the Petition. Order Letters and Bonds of A J G Burham a minor as fully as the same remain on file and of Record in my said office.

Witness my hand and seal of office
at Yazoo City July 16th 1855
J W Hollingsworth Clk

The State of Mississippi
Yazoo County

I George B Wilkinson Judge of the Probate Court of said County certify that J W Hollingsworth whose name appears to the above Certificate is now and was at the time of signing the same Clerk of the Probate Court of said County duly elected qualified and Commissioned and that his Certificate is in due form of law, Given under my hand and seal the 16th day of July 1855

Geo. B. Wilkinson

Prob Judge

Seal

The State of Mississippi
Yazoo County

I John W Hollingsworth Clerk of the Probate Court of said County certify that Geo B Wilkinson whose name appears to the foregoing Certificate is now and was at the time of signing the same Judge of the Probate Court of said County duly elected qualified and Commissioned and that his official acts are entitled to full faith and credit,

Witness my hand and seal of office
at Yazoo City July 16th 1855
J W Hollingsworth Clk