

1856-0/4

SOUTHAMPTON COUNTY
CHANCERY PAPERS

POPE'S ADM'R. VS. POPE etal

11/1856

other surnames: Joiner,
Fisher, Barrett, Joyner,
Kello

Popes now

to } Popes

Popes

Popes adm.

v. } Stat Rules

Popes

latter	7.14
Shiff	5.10
Row	20.00
2 Or: Pub.	5.00

Samuel Wells Shff. & admor of Semina F Pope
against.

Nancy, Newson, Madison, Oswald, Amos F. Ellerby, Isaac S. Riddick
Pope, Richard Barnett, Rebecca Jane & Susan Ann Joyner & Nathan Fisher.

1854 ^{Aug.} Sept. 15th. Summons issued retble. to Sept Rules

" Sept. Rules. Sum. ret. Ex? on Ellerby, Amos F. & Newson. Pope, Nathan
Fisher & Rich^d Barnett. - Madison, Oswald, Isaac S. Riddick Pope not residents.
and Rebecca Jane & Susan Ann Joyner not residents. Nancy Pope dead.
Bill filed. L R. Edwards assigned gr. ad libem to infant Defts. Nathan Fisher
& Susan Ann Joyner. And of infants. Gen. Rep. Dece nisi in Defts Ellerby,
Amos F. & Newson Pope Rich^d Barnett. Death of Nancy Pope suggested.
Order Sub. to Dfts. Newson, Madison, Oswald, Isaac S. Riddick Pope.

" Oct. R (1st Monday). Bill taken for confessed as to Dfts. Ellerby, Amos F. & Newson
Pope Rich^d Barnett.

" Oct. R. (last Monday) Cause set for hearing as to infant Defts on bill & their ans.
Gen. Rep. thereto, and as to Dfts. Ellerby, Amos F. & Newson Pope & Rich^d Barnett on
bill taken for confessed as to them.

" Nov. Dece for account &c.

1855 Mar 31 Rep

" May J. Dece &c.

1856 Feby R. Amended bill & proofs awarded.

Popes adm: Σ
as Σ Bill
Popete Σ

1854 Sept. Rules

To The Hon. Richard H. Baker, Judge of the Circuit Court
for the County of Southampton - In Chancery

Humbly complaining the undersigned
Honor your Obedient Servant Sello Sheriff & Administration
of Lemima F. Pope, that in the year 1843, Nathan Pope,
the father of his intestate died after having made and
published his last will and testament which
was duly admitted to probate at the September
Term 1843 of the County Court of Southampton
and said Barriours of the Executors therein named
qualified according to law - A copy of the said will is
herewith filed marked (B) and prayed to be taken as
a part of this bill - That the said Nathan Pope left a wi-
dow Nancy Pope and the following children to wit
Nehemiah, Madison, Esmer, Ellsby, Isaac S. Piddick,
Amos F. Pope, Matilda Fisher formerly of Pope and your
Obedient Servant - That under the provisions
of the said will commissioners appointed by the County
Court of Southampton at the March Term 1844
allocated one third in value of the slaves to the
widow for life, to wit Tapan, Sidney, Isaac, Rachel, Linn,
Henry & others valued at \$1656 - That the estate of
the said Nathan Pope has been settled by the said Exors
and the property delivered to the legatees and their
guardians - That after the allotment to the widow of
her share, the balance of the slaves remained undi-
vided until 1851 when by agreement among the
parties the share of Amos F. Pope was allotted to
him - That after the allotment last mentioned the
balance of the slaves belonging to the other legatees
of Nathan Pope all of whom, save & except
the said Lemima F. came removed by the said
Esmer Pope to the State of Tennessee - That at the
same time the said Esmer Pope with the knowledge

10 p and consent of the said Nancy Pope, and without
the consent of your Orator in his late will was
an infant removed to the same state the slaves
which had been allotted to the said widow for life.

That soon after the death of the said Nathan Pope,
Richard Barrett qualified as guardian of Lemima
& Pope, and at the October term 1851 of the County Court
of Louisa, he resigned his guardianship, and
the Court appointed Osceola Pope as guardian in his
stead, who qualified and gave bond according to
law in the presence of ^{with} Ellen by Pope, Nancy
Pope and Amos F Pope as his securities: A copy
of said bond is herewith filed marked (C) and prayed
to be taken as a part of this bill. That the said Richard
Barrett has regularly settled his account as guardian
as aforesaid, and has paid over the amount in his
hands and delivered the property belonging to his
late ward to the said Osceola Pope, and that the said
Osceola Pope has as aforesaid removed to the state
of Tennessee with the said slaves to one security
of which his said ward was entitled. That in the
year 1853 in the County of Louisa and state of
Virginia the said Lemima & Pope died intestate
under the age of twenty one having the following
distributors to wit: her mother Nancy Pope, her
brothers Newson, Madison, Osceola, Ellenby, Isaac S,
Riddick & Amos F Pope. Richard Barrett a brother
and Rebecca Jane Joines, Susan Ann Joines, and Na-
than Fisher children of her dead half sister Matilda
who in her married first with William Joines, and
afterwards with James Fisher and. That at the
term of the County Court of Louisa the estate
of the said Lemima & Pope was committed to your
Orator the Sheriff of the said County for administration. Your

Orator is advised that the said Osceola Pope will be com-
pelled either to return the said slaves of his ward
to Virginia to be there distributed or to account for
their value, and that the said Nancy Pope has per-
fected her life estate in the slaves allotted to her be-
fore the death of her intestate, and that they are now
properly subject to division among those entitled
in succession. Your Orator has frequently by him-
self and his agents applied to the said Osceola Pope
requiring him to account for the said slaves &
other estate effects of the said Lemima & Pope
and hoped that he would have complied as in Equity
he ought to have done, but he refused to comply, with
the request of your Orator. That the said Newson
Madison Osceola Isaac S, & Riddick Pope reside with-
out the commonwealth of Virginia in the state of
Tennessee and that the said Susan Ann Joines & Nathan
Fisher are infants under the age of twenty one years.

He under consideration of all which and
in as much as your Orator is without remedy
in the premises except in a Court of Equity where
matters of this description are alone cognizable,
to do and therefore that justice may be done, He
prays your Honor to make Nancy, Newson, Mad-
ison, Osceola, ^{Amos F} Ellenby, Isaac S, & Riddick Pope, Richard
Barrett, Rebecca Jane Joines & Susan Ann Joines & Nathan
Fisher Defendants to this bill, and that they answer the
allegations therein, that some fit and proper persons
may be appointed guardians ad litem to defend the infants
and that an order of publication may be made against the
absent Defendants. That a Commissioner of this Court
may be directed to take an account of the transactions
of the said Osceola Pope as guardian of the said Lemima
& Pope, and report the value of the said slaves removed

as appraisers to the state of Tennessee, and that the said Howell
Pope may be compelled to pay over and deliver to your
Clerk as administrator of the estate of Pope, the money &
property belonging to the estate of his intestate - That
the life estate of the said Nancy Pope in the slaves afore-
said may be declared forfeited, and that the Court
will direct the slaves so sold by her for life to be divided
among those entitled to the remainder. That the ordinary
writ of subpoena may issue. That the Court will grant such other
and general relief in the premises as Equity may dictate,
and as in and about the premises may appear to the
Court.

Sanctus Hall
by Chamberliss & Messersburg
Sis attorneys

Pope's adm?

as Zamuco Bill

Pope's 213

1856 February Rules

To the Hon. Richard H Baker Judge of the Circuit Court for the
County of Southampton

In Chancery

Humbly complaining sheweth
unto your Honor your Orator Samuel Wells Shoff and
adm^r of Lemima F Pope that in Sept. 1854 he filed his
original bill against Oswell Pope (the former guardian
of his intestate) Ellerby, Nancy, and Amos Pope (the securities
of the said guardian) and all the distributees of his intes-
tate to wit; the said Oswell Ellerby and Amos Pope, New-
son, Madison, Isaac S, and Niddick Pope, Richard Bar-
rett, Rebecca Jane Joiner, Susan Ann Joiner
and Nathan Fisher, praying for a settlement of the
said guardian's account and for a division of the
amount due among the distributees; which
original bill is hereby referred to and prayed to
be taken as a part of this supplemental bill
That after the filing of the said original bill and
before the service of the process the said Nancy Pope
died and the suit abated as to her - That your
Orator proceeded against the other parties and
at the May term 1855 obtained a decree against
the said Oswell Pope for \$2331.47 with interest
on which he issued an execution which has been
returned and effects wherefore he is compelled to
proceed to make the amount out of the said secu-
rities - That at the Nov term 1855 of the County
Court of Southampton Ellerby Pope qualified as the
adm^r of Nancy Pope - That the said Newson, Mad-
ison, Oswell, Isaac S, and Niddick Pope reside
beyond the limits of the commonwealth of Vir-
ginia in the State of Tennessee, and that the
said Susan Ann Joiner and Nathan Fisher are
infants under the age of twenty one years -
In tender consideration of all which and in as
much as your Orator is without remedy in the
premises except in a court of Equity to the end

Therefore that justice may be done, he prays that New-
son Madison bewell Amos Ellet, Isaac & L. M. D. D.
Pope Richard Barrett, Rebecca Jane, and Susan Ann
Joiner Nathan Fiskier and Ellet Pope be ~~ad-
mitted~~
of Nancy Pope may be made Defs to this bill and
answer the allegations therein, that competent and
proper persons may be appointed guardian to de-
fend the interest of the infant Defs, that an order
of publication may be made against the absent
Defs, that the said Ellet & Amos Pope and Ellet Pope
Exor ~~ad-
mitted~~ of Nancy Pope may be compelled
to pay the amount due your orator from the
said bewell Pope - That the ordinary writ of
sub poa may issue &c - That the court will grant
such other and general relief in the pre-
mises as Equity may dictate &c and as in
and about board &c will see proper &c, May it
please your Honor &c

Chambliss & Maffettburg
for Compt &c

The answer of Susan Ann Joiner and Nathan Fiskier
by L. M. Edwards guardian ad litem, to the bill of com-
plaint filed against them and others by Samuel
Helle adm^r of Lemina & Pope -

These Defs saying and answering &c for answer
to the said bill or so much thereof as they are ad-
vised it is material to answer, answering say
that they believe the facts therein stated are true, and
being infants they submit their rights to the pro-
tection of the court, and having answered they pray
hence to be dismissed the court &c

Chambliss & Maffettburg
for Defs

Papers Adm^d
as ²Answer of
Pope to Infants

1854. Sept. Rules.

Popes adm?

against

Pop: L

The answer of Nathan Fisher and Susan
Ann Laines. (by L R Edwards their guardian ad litem)
to a bill of complaint filed against them & others
by Samuel Wells Sheriff & administrators of Emma
F Pope ad

These Defendants saying & answering as
for answer unto the said bill or so much thereof
as they are advised it is material or necessary
they should make answer unto, answering
say, that they believe the allegations therein to be
true, and being informed they submit their rights
to the protection of the Court, and praying answered
they may be reimbursed with their reason-
able costs &c

L R Edwards for

Chas. H. H. H. H. H.
attys for Defs

Paper
↳ Answers
Paper

1854 November Term

Pope
is
Pope

The answer of Rebecca Jan. Joines to the bill of
complaint filed against her & others by Samuel
Lullo Shp & adm^r of Lemiana & Pope.

This Defendant saying & answering so for a reason
to the said bill as so much thereof as she is advised it is ma-
terial or necessary she should make answer, unto,
answering saith that she believes the allegations of the said
bill are true and that she has no objection to granting
the prayer of the complainant, and having answered the
prayer she to be dismissed with her costs &c

Rebecca Jan. Joines
Charles B. Shaffer. Secy
attys

Paper is Paper

To be entered
upon the return
of the ex: pub:

R. 14.13.

Nov: C. 154

Pope
is { Decree - The Defendant Nancy Pope having ~~and since~~
Pope { The commencement of this suit, it has abated as to her, and

The bill of the complainant having been taken for
compelled as the Rules as to the Defendant Elmer James F. Newson
Pope and Richard Barber, and it appearing that the course prescribed
by law has been pursued towards the absent Defendant ~~to~~ ^{James}
Madison Isaac S. L. Noddick Pope, and all the said Defendants still
failing to appear and answer the said bill, the cause comes
on to be heard on the bill of the complainant and exhibits there-
with filed the answers of the infant Defendants Lucian
J. Joines & Nathan Fisher by L. R. Edwards their guardians
ad litem and the answers of the Defendant Rebecca Jane
Joines, ^{filed this day & leave of the court & application there to} and was argued by Counsel, On consideration
whereof the Court doth adjudge order and decree that a com-
missioner of this Court take an account of the transactions
of Asaell Pope as guardian of Benjamin F. Pope and report
the same to Court with any matters ^{special} ~~decided~~ ^{stated} pertinent to
himself or which he may be required so to report by any
of the parties, and that the said commissioner also report
the value of the slaves belonging to the said Benjamin F. Pope
removed to the state of Tennessee by the said Asaell Pope

Papies adm)

~ } copy Diem

Papies

Southampton Circuit Court November 9th 1854.
Samuel Kells Shff. & admor. of Sumner F Pope

Plff.

against

In Chancery

Nancy, Newson, Madison Oswald, Amos F. Ellerby, Isaac S. & Riddick Pope,
Richard Barnett, Rebecca Jane & Susan Ann Joyner & Nathan Fisher Defts.

The Defendant Nancy Pope having died since the commencement of this suit, it has
abated as to her, and the bill of the Complainant having been taken for confessed at the
Rules as to the Defendants Ellerby, Amos F. & Newson Pope and Richard Barnett
and it appearing that ^{the} course prescribed by law has been pursued towards the absent
Defendants Oswald, Madison, Isaac S. & Riddick Pope and all the defendants
still failing to appear and answer the said bill, the cause came on to be heard on the
bill of the complainant and exhibits therewith filed, the answer of the infant defendants
Susan Ann Joyner & Nathan Fisher by L.R. Edwards their guardian ad litem and
the answer of the defendant Rebecca Jane Joyner filed this day by leave of the Court &
replikations thereto and was argued by Counsel: On consideration whereof the Court doth
acknowledge, order and decree that a Commissioner of this Court take an account of the
transactions of Oswald Pope as guardian of Sumner F Pope and report the same
to Court with any matters specially stated deemed pertinent by himself, or which he may be
required so to report by any of the parties, and that the said Commissioner also report the value
of the slaves belonging to the said Sumner F Pope removed to the State of Tennessee by
the said Oswald Pope.

Attest

John L.R. Edwards Cb

Popes com?
is }
Popes } from

Pope's adm^r
is } Deems
Pope's ac^t }

This day this cause came on again to be heard on the papers formerly read and on the writ of fieri facias issued against the Deft. Oswell Pope and the Sheriffs return thereon and was argued by counsel, on consideration whereof it appearing that the order of the May term 1855 has proved unsatisfactory the Court doth adjudge order and decree that Elmer Pope and Amos F. Pope pay to the Plff the sum of \$2331.47 with interest on \$259.53 paid thereon from Decm. 31st 1854 and on \$457.66 paid thereon from July the 1st 1855 and on \$1614.28 the remainder thereon from the 1st of January 1855 all paid

Paper adm?

as } Jones
Papers }

To be entered

R. H. B.

May Co. 1855.

1855 May Term

717.19
1614.28
\$ 2331.47

Paper Adams

as

Deer

Paper

3

This day this cause came on again to be heard on the papers formerly read and on the report of Commissioners. Cobb made pursuant to the order of the November term, 1854 to which report there is no exception and was argued by counsel on consideration. Whereby the court confirming the said report doth adjudge order and decree that the Defendant should pay to the Plaintiff the sum of ^{\$2331.47} ~~\$777.~~ ^{with} interest on \$259.53 from December the 31st 1854 and on \$457.66 from July the 1st 1855 till paid; and the further sum of \$1614.28 with interest from the 1st day of January 1855, ^{all paid} ~~that~~ ^{the last amount} being the value of the shares of Tennessee & Paper removed by Counsel Paper to the State of Tennessee and leave is reserved to the Plaintiff to apply for further relief, if this award should be unavailing.

The Commonwealth of Virginia :

To the Sheriff of Southampton County, Greeting :

We command you to summon ^{Norison} *Nancy Madison, Oswald, Amos F. Ellerby, Isaac S & Riddicks Pope, Richard Barrett, Rebecca Jans, & Susan Ann Jomier & Nathan Fisher.*

to appear at the Clerk's Office of our Circuit Court of Southampton County, at the Rules to be holden for the said Court, on the first Monday in *September next* - to answer a bill in Chancery exhibited against *them* - in our said Court by -

Samuel Wells Shiff & admr. of Jemima Pope

and have then there this Writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Courthouse, this *15th* day of *September* 185 *4* in the *79th* year of the Commonwealth.

L R Edwards

Excerpts on, Ebene, Pope, Amos F Pope, Morrison
 Pope, & Nathan Fisher by delivering to each a
 copy, September 1st 1854, Madison, Oswald,
 Isaac S, & Riddick Pope are not residents
 of my County. and Rebecca Saw, and Susan
 Ann Boyer are not residents of my County
 Nancy Pope is dead. Andrew J. Kello Sept. of
 Sam. Kello Sept.

1854 September 1st

Pope

James Pope

Pope "r."

Excerpts on Richard Beville by delivering to
 him a copy of the within Dec. 22nd 1854
 J. C. Edwards Sept. for J. Kello Sept.

✓

Papin comt.

vs } leon. notes
Pope

Enclosed by delivering
a copy to Richard Barratt
& Elliba Pope

Susan Ann & Rebecca J.
Goyner are not residents
of my County

J. L. Edwards Esq.
G. Kello Mfg.

Commissary office

Jerusalem 6th Jan'y. 1855

To Saml. Kells Sheriff and advr. of Jeremiah F. Pope
plff and Stevenon, Amr. F and Ellaby Pope, Rich^d
Barrett Rebecca Dorne and Susan Anna Dwyer &
Stephen Fisher, defendants. You are hereby notified
that I ~~have~~ fixed upon the 20th day of February
next, to take and settle at my office ~~in~~ the ac-
counts required to be taken by a decree of the
Circuit Court of South America, rendered on the
9th day of November 1854, in a suit
depending in said Court, in which you are
parties, plaintiffs and defendants, at which
time and place you are required to attend.
Given under my hand as Commissary of
said Court the day and year first
aforesaid.

Wm W. Webb Comr.

Andrew J. Killo personally appeared before me a justice
of the peace for the County of Southampton and
made oath that he did on the 5th day of June
1855 deliver to Nathan Friesen and Amos F. Piper
a copy of the within return. Given under
my hand this 24th day of June 1855

S. B. Stillo. J.P.

Pope

2 { Spe.

Pope

Presented

J. B. Edwards

Sept. for L. H. H. H.

The Commonwealth of Virginia: To the Sheriff of Southampton County Greeting.
We command you to Summon David Barrett et al. Stephen N. P. Pope

to appear before the ^{Court} Judge of our Circuit Court of Southampton at the Courthouse on the
20th day of ~~May~~ ^{Feby} ~~June~~ to testify and the truth to speak in behalf of the Plffs in
the Suit of Pope vs Pope in a certain matter of controversy in our
Said Court depending and undetermined between Pope and

Plaintiff and Pope's

Defendant And have them there this writ

Witness Littleton R. Edwards Clerk of our Said Court at the Courthouse this 19th day of
Feby 1855 in the 79th year of the Commonwealth

L. R. Edwards Clk

THE COMMONWEALTH OF VIRGINIA :

*To the Sheriff of Southampton County—*GREETING :

We command you to summon *Nathan Fisher* —

to appear at the Clerks office of our Circuit Court of Southampton county at the Rules, to be
holden for the said Court on the first Monday in *March* — next, to answer ^{*an amended*} a bill
in Chancery, exhibited against *him & others* . in our said court by

Samuel Wells Sheriff & admor. Sumner F. Pope —

And have then there this writ. WITNESS, LITTLETON R. EDWARDS, Clerk of our said
Court at the Courthouse, the *5th* day of *February* 185*6* in the *82^d*
year of the Commonwealth.

L. R. Edwards *cl*

THE COMMONWEALTH OF VIRGINIA :

*To the Sheriff of Southampton County—*GREETING

We command you to summon *Rebecca J & Susan Ann Joyner* ~

to appear at the Clerks office of our Circuit court of Southampton county at the Rules, to be
holden for the said court on the first Monday in *March* — ^{*an amended*} next, to answer a bill in
Chancery exhibited against *them & theirs* in our said court by ~

Samuel Wells Sheriff Governor of Virginia F. Pope

And have then there this writ. WITNESS, LITTLETON R. EDWARDS, Clerk of our said
Court at the Courthouse, this *5th* day of *February* 185 *6* in the *80th*
year of the Commonwealth.

L R Edwards delly

Popes Orders:

& { Summ. lch

Popu Yp

1856 March Rules

Executed on Amos Popu ~~Amos~~

~~Popu~~ Elity ~~Popu~~ and
Richard Parrott by delivery
a copy ^{to} ~~to~~ July 16 1856

Executed on Eliza Popu son
of etany Popu by delivering
to him a copy July 16 1856.
Nathan Disher not found.

Rebecca Jane and Susan A. Jayne
are not residents of this County

M. D. Sumner Deputy
for J. Wells Clerk

THE COMMONWEALTH OF VIRGINIA:

To the Sheriff of Southampton County—GREETING

We command you to summon *Amos Pope, Ellery Pope, Richard Barrett, Rebecca Jane & Susan Ann Joyner, Nathan Fisher & Ellery Pope Exors of Nancy Pope decd.*

to appear at the Clerks office of our Circuit court of Southampton county at the Rules, to be holden for the said court on the first Monday in *March* — next, to answer ^{*an amended*} a bill in Chancery exhibited against *them & others* in our said court by
Samuel Kello Sheriff & amov. of Lemmie F Pope

And have them there this writ. WITNESS, LITTLETON R. EDWARDS, Clerk of our said Court at the Courthouse, this *5th* day of *February* 185*6* in the *80th* year of the Commonwealth.

L. R. Edwards ds Clerk

Pope & admⁿ
as Affidavit
Pope & di

Popes adm?
as } Affidavit
Pop. 2. }
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This 15th day of August 1854 E. S. Mappenberg
appeared before me, ^{in my office} and made oath that Newson,
Madison, Corwell, Isaac & Hiddick Pope reside beyond
the limits of the Commonwealth of Virginia

J. R. Edwards Clk.
S. Ampton Sec. Gr.

Pope

to } Affidavit

Pope to

1856 Nov. 5

Popes adm^r

is
Pope 212

This 3rd day of Feb 1856 I W. M. S. P. S. appeared before me in my office and made oath that Nelson, Madison, Esq. & Isaac S. Kidwick P. S. reside beyond the limits of the commonwealth of Virginia

I R Edwards C. C. S.

Popus adm

to } Or. Pub.

Popus

7

7

At Rules held in the Clerks Office of the Circuit Court of Southampton
County on the 4th day of September 1854.

Samuel Kello Sheriff & admor: of Semina F. Pope

against

Plff:

In Chancery

Nancy, Neverson, Madison, Oswald, Amos F. Ellerby, Isaac I. and
Riddick Pope & others

Def:

The object of this suit is to have an account taken of the transactions of Oswald Pope as guardian of Semina F. Pope, also a report of the value of the slaves removed by the said Oswald Pope belonging to the legacies of Natham Pope dec^d and to compel the said Defendant Oswald Pope to pay over to the plaintiff as admor: all the money and property belonging to the estate of his intestate - And also for a decree declaring the life estate of the Defendant Nancy Pope in the slaves allotted to her for life under the will of her deceased husband Natham Pope, forfeited and for a distribution of the said slaves among those entitled to the reversion - And affidavits having been made and filed that the defendants Neverson, Madison, Oswald, Isaac I. and Riddick Pope are not residents of this State, they are required to appear here on the first day of the next term of the said Court and do what is necessary to protect their interest in this suit.

At Copy.

Teste

L. R. Edwards Clk

Pope

3 Prof. pub

Pope 4

AT RULES held in the Clerk's Office of the
Circuit Court of Southampton county, on
the 4th day of September, 1854,
Samuel Kells, Sheriff, and administra-
tor of Jemima F. Pope, deceased,
Plff,

against

Nancy, Neverson, Madison, Oswell, Amos
F. Ellerby, Isaac S. and Riddick Pope
and others, Defs.

The object of this suit is to have an account
taken of the transactions of Oswell Pope, as
guardian of Jemima F. Pope, also a report of
the value of the slaves removed by the said Os-
well Pope, belonging to the legacies of Nathan
Pope, deceased, and to compel the said defend-
ant, Oswell Pope, to pay over to the plaintiff,
as administrator, all the money and property
belonging to the estate of his intestate, and
also for a decree declaring the life estate of the
defendant, Nancy Pope, in the shares allotted to
her for life under the will of her deceased hus-
band, Nathan Pope, forfeited, and for a distribu-
tion of the said slaves among those entitled to
the reversion; and affidavit having been made
and filed that the defendants, Neverson, Madison,
Oswell, Isaac S. and Riddick Pope, are not re-
sidents of this State, they are required to ap-
pear here on the first day of the next term of
the said court and do what is necessary to pro-
tect their interests in this suit.

A Copy—Tente:

se 11-xiv

L. R. EDWARDS, C. C.

City of Norfolk

State of Virginia to wit

I hereby certify that the
aforesaid notice has been publish-
ed in the Southern Argus once
a week for four successive weeks
ending on the Oct 2^d 1854

Given under my hand this
8th day of November 1854

J. W. Coover
Jr. C. T. Hamond

Paper 400

2 } Or: Tab

Paper

COMMISSIONER'S OFFICE, Jerusalem, Va.,

January 1st., 1855.

To Oswald, Madison, Isaac T., and Riddick Pope, non-residents of this State.

You are hereby notified, that I have fixed upon the 20th day of February next, to take and settle, at my office, the account of the transactions of Oswald Pope as guardian of Jemima F. Pope, and also an account of the value of the slaves belonging to the said Jemima F. Pope, removed to the State of Tennessee by the said O. Pope, required to be taken by the decree of Southampton Circuit Court, rendered on the 9th day of November, 1854, in a suit in Chancery depending in said Court, in which Samuel Keesee, Sheriff, and adm'r of Jemima F. Pope, is plaintiff, and you and others defendants; at which time and place you are required to attend.

Given under my hand as Commissioner in Chancery of the said Court, the day and year first aforesaid.

ja 4-w4w

WM. W. COBB, Comm'r.

City of Petersburg To Wit

This day personally appeared before
me an Alderman of the City of
Petersburg, W. H. Harris, who made oath
that the Commissioner's return of which
the annexed is a copy has been ^{imparted} ~~forwarded~~

in the South Side Democrat a newspaper
published in the City aforesaid one a week for
four weeks, successively. Given under my hand
and seal this 13th day of April A. D. 1855
hundred & fifty five

W. W. Fournes
Mayor

Printed for #200

Popus ad.

v { Cr. Pub.

Popus

At Rules held in the Clerks Office of the Circuit Court of Southampton County on the 5th day of February 1856.

Samuel Kello Sheriff and administrator of Lemima F. Pope dec^d Plff^s
against
Neverson, Madison, Oswell, Amos, Ellerby, Isaac S and Riddick Pope } In Chancery
& others } Defs

The object of the Supplemental bill filed in this cause is to compel payment by the defendants Ellerby, & Amos Pope & Ellerby Pope ~~Executor~~ of Nancy Pope dec^d - Survives for Oswell Pope as guardian of Lemima F. Pope - of the amount due from the said Oswell Pope to the plaintiff - and affidavit being made and filed that the defendants Neverson, Madison, Oswell, Isaac S and Riddick Pope are not residents of this Commonwealth, it is ordered that they - ~~do~~ - do appear within one month after due publication hereof and do what is necessary to protect their interest. and that a copy of this order be published once a week for four successive weeks in some news paper published in the City of Norfolk and posted at the front door of the Courthouse of this County on the first day of the next County Court thereof.

Pope's comm.

24

Pope & others

Commissioner's Report

Filed Nov. 31. 1855.

Tomina F. Pope,

An account with Ward Pope her Guardian.

1852			Dr.	Cr.
Decr	31	By your proportion of estimated hires of negroes.		127 85
"	"	By Balance due the ward.	127 85	
			127 85	127 85
1853		By Balance due brought down		127 85
Decr	31	" interest thereon six months		3 83
"	"	" your proportion of estimated hires of negroes.		127 85
"	"	By Balance due the ward	259 53	
			259 53	259 53
1854		By Balance due brought down		259 53
Decr	31	" interest on \$127. 85 one year		7 67
"	"	" " on \$31. 68 six months		3 95
"	"	" your proportion of hires of negroes.		127 85
"	"	By Balance due the ward	399 00	
			399 00	399 00
"	"	By Balance due brought down		399 00
"	"	" amount due from Richard Barnett former guardian with interest thereon to this date		318 19
"	"	By Balance due the ward	717 19	
			717 19	717 19
"	"	By Balance due brought down with \$ interest on \$259. 53 from Decr 31 st . 1854, and on \$457. 66 from July 1 st . 1855 till paid -		717 19
Respectfully submitted				
Wm. W. Cobb Comr.				
No commissions are allowed the guardian in the foregoing account because he has failed to return his accounts as guardian according to law.				
Wm. W. Cobb Comr.				

Commissioner's Office,
March 15th 1855

To the Circuit Court of Southampton County;

The undersigned, one of the Commissioners of the said Court, reports that in obedience to a decree of the said Court rendered on the 9th day of November 1854, in a suit in chancery depending in said Court wherein Samuel Kello admr. of Semina F. Pope is plaintiff, and Stanley Pope and others are defendants, he gave notice according to law to the parties that he would proceed to take the accounts required by said decree, at his office, on the 20th of February last. That on the said day the parties appeared before him by Counsel, and he has made up the foregoing account of Oswald Pope's transactions as guardian of Semina F. Pope, which is herewith returned. Your Commissioner - or further reports that the value of Semina F. Pope's proportion of the slaves removed to the State of Tennessee by Oswald Pope, is estimated to be worth on the 1st day of January 1855, \$1614.²⁸/₁₀₀. The decree and notice are herewith returned.

Respectfully Submitted

W^m W. Cobb Comr

Comms fee \$20.00

Or. of Pub; 2.50

Sheriff.

Charged to the Plaintiff.

Northam Popes Will.

Popes adm.

to } Exhbr. with Bill

Popes

(B)

In the name of God. Amen. I Nathan Pope of the County of Southampton in the State of Virginia. being impressed with the shortness of life and the certainty of eternity do make this my last will and Testament, to wit.

Item 1st I lend to my wife Nancy Pope during her natural life the land and plantation where I now live and one third part of my personal estate and at her death I give the said plantation and the one third part given her, to my children namely, Newson Pope. Madison Pope. Oswald Pope. Eliza Pope. Amos I Pope. Isaac I Pope, Riddick Pope and Semina F Pope to them and their heirs forever.

2nd I give to my daughter Melinda Fisher one tract of land on which she now lives the said land I purchased from Benj^r. Blunts estate containing 298 acres more & less and one negro girl Drowsilla to her heirs forever.

3rd I give to my three youngest children, namely Isaac Shepherd Pope. Riddick Pope. and Semina Frances Pope the sum of one hundred dollars each.

4th My will and wish is for a tract of land to be sold, a part of the Foster plantation, containing 226 acres more or less and also my interest in the estate of my son Matthew R Pope, & after there is a final settlement made of my estate the balance due I give to my children namely Newson Pope, Madison Pope. Oswald Pope. Eliza Pope. Amos Pope. Isaac Shepherd Pope. Riddick Pope, Semina Frances Pope. to them and their heirs forever.

I hereby name and appoint my son Oswald Pope and my friend Davis Barrett my Executors to this my last will and testament. In Witness whereof I hereunto set my hand & Seal this 31st day of May A.D. one thousand eight hundred and forty three.

Witness
Davis Barrett.
Henry Pope
James I Darden.

Nathan Pope (Seal)

At a Court held for the County of Southampton on the 18th day of September 1843.
This last will and Testament of Nathan Pope dec^d was proved by the oath of Henry Pope and James I Darden two of the subscribing witnesses thereto and ordered to be recorded Oswald Pope one of the executors therein named refusing to take upon himself the burthen of the execution thereof On the motion of Davis Barrett the other executor therein named

who made oath and together with John D Stephenson, Henry Blaw and Thomas B
Morrill his securities entered into and acknowledged a bond in the penalty of fourteen thousand
dollars conditioned as the law directs certificate is granted him for obtaining a writ of habeas corpus of the
said writ in due form.

Teste. L.R. Edwards Ck

Attest

Teste.

L.R. Edwards Ck

Guardian Bond

Popes adm.

~ } Exhbt. with Bill

Popes

-W-

Know all men by these presents that we Oswald Pope, Eliza Pope, Amos Pope & Nancy Pope are held and firmly bound unto the Commonwealth of Virginia, in the sum of five thousand dollars to the payment whereof, we bind ourselves, our heirs, executors and administrators, jointly & severally firmly by these presents. Sealed with our seals and dated this 20th day of October 1851.

The condition of the above obligation is such that if the above bound Oswald Pope who has this day qualified as guardian of Imminia Frances Pope orphan of Nathan Pope dec^d in the County Court of Southampton shall faithfully discharge the duties of said office or trust according to law, then the above obligation to be void, otherwise to remain in full force and virtue.

Signed, Sealed and acknowledged
in the presence of the Court }

Oswald Pope (Seal)
Eliza Pope (Seal)
Amos S. Pope (Seal)
Nancy Pope by
Wm^d. Shands her attorney } (Seal)

At a Court held for the County of Southampton on the 20th day of October 1851.
This bond was acknowledged by the obligors therein named.

Teste.

L. R. Edwards lby

Attesty

Teste. L. R. Edwards lby