

1858-003 SOUTHAMPTON COUNTY
CHANCERY PAPERS

BATTLE VS. WILLIAMS' ADMINISTRATOR et al

5/1858

other surnames: Britt,
Worrell, Warrell, Kello

29.

~~27~~ ~~28~~ 28 15

Battle.

v. } Papers.

Williams' ad.

Battle

~ } Stat. Rules

Williams' or VP

In Southampton Circuit Court.

Mary J. Battle & Abraham Reddick
against

Samuel Kello Sheriff & admr. Henry L. Williams dec. Lelia Williams. Amanda Brith. Adolphus Jones & Martha Jones his wife. Henry L. Worrell. Martha Worrell. & Pauline V. Worrell Araminta Williams & Missouri Williams.

1853 Nov. 25. Summons awarded to Jury Rules.

1854. Jan. R. Sum. ret. Ex. Bill filed - Dece. nisi & Dfts. Kello ad. Lelia Williams, Amanda Brith, Adolphus Jones & wife. & Missouri Williams. Sum. & Dft. Araminta Williams -

" Feb. R. Sum. & Dft. Araminta Williams ret. Ex. Bill taken for confessed & Dft. Kello ad. Lelia Williams. Amanda Brith. Adolphus Jones & wife. & Missouri Williams. Dece. nisi & Dft. Araminta Williams.

" Mar. R. Bill taken for confessed as to Dft. Araminta Williams.

" Apr. " Cause set for hearing as to Dfts. Kello ad. Lelia Williams, Amanda Brith. Adolphus Jones & wife. Missouri Williams, & Araminta Williams -

" " (Last Monday). SR E. Edwards assigned gd. ad. return to infant Dfts. Henry L. Martha & Pauline V. Worrell - Infants ans. filed Gen. Rep. & cause set for hearing as to them -

1854 May 5. Leave to amend bill &c

1855 Jan. R. Amended bill. sums if &c

" Feb. Sum. ret. Ex. on Dfts. Kello & Jones & wife others not found - Dece. nisi & Dfts. Kello ad. & Jones & wife.

" Mar. " Bill taken for confs. as to Dfts. Kello ad. & Jones & wife.

" Apr. " Cause set for hearing as to Dfts. Kello ad. & Jones & wife.

" Sep. " Ans. Infants to amended bill. Rep. thereto. Or. Pub. & Dfts. Lelia Williams, Amanda Brith. Missouri Williams, & Araminta Williams.

" Oct. R (1st Monday) Cause set for hearing as to infant Dfts &c

" Nov. 5. Dece. for account &c

1856 Mar. 24 Report

" May 5. Dece. for sale.

" July 29 Report.

" Nov. " Dece. &c

1857 Feb. 21 Rep.

1858 May 5. Dece. to execute Dec. to purchase Conf. report 1st

1856 May

Colk	\$ 17.58
Shuff	7.40
Printen	1.50
Corn	7.50
am. 0 ⁰⁰	15.75
	<u>\$ 52.73</u>

1856 Nov

Colk \$ 2.52

Mary I. Battle
 as 3 Billie's children
 William's adn. pals

1854 January Riders

To The Honorable Richard H. Baker judge of The Circuit
court of Southampton County in chancery sitting

Humbly complaining your complainant Mary
J. Battle who sues for herself and for all other creditors of Henry
L. Williams dec'd who may come in and bear their portion of the
expense of this suit sheweth unto your Honor that one Henry
L. Williams of Hertford County and state of North Carolina
executed his bond to your complainant for the sum of
four hundred and ninety seven dollars and fifty five cents
bearing date the 1st of Jan'y 1846 which is herewith filed marked
A and prays to be taken as a grant of this bill, that in the
year the said Henry L. Williams departed this life
leaving Eliza Williams a grand child, Amanda Poitt a
child, Martha Jones a child married to Adolphus Jones
Henry L. Worrell Martha Worrell and Pauline E. Worrell
grand children and infants of tender years Annimata
Williams and Missouri Williams his children his distributees
and heirs at law, that the estate of the said Henry L. Williams
has been committed to the hands of Samuel Kello sheriff
of Southampton thus now having been any qualification
before in this state, your complainant further sheweth that
a portion of her debt has been paid as will appear by an
enclosurement on the note as herewith filed, she further
states that the said Henry L. Williams left no estate
in the state of Virginia except a tract of land lying
Southampton county adjoining the lands of John B. Jenkins
and others, supposed to contain somewhere about two
hundred acres of land which she is advised is liable for the
debts of the said Henry L. Williams, In Tender
consideration whereof and inasmuch as your complainant
is without remedy at law and only entitled to relief in a
court of Equity where such matters can cognizably she
therefore humbly prays that Samuel Kello sheriff and

as such administrator of Henry G Williams dec^d Lelia
Williams, Amanda Britt, Adolphus Jones and Martha Jones
his wife Henry G Worrell Martha Worrell and Pauline D Worrell
their infants by some fit and proper person their guardian
ad litem appointed for that purpose, Araminta Williams
and Missouri Williams may be made parties defendant to
this bill and compel them as full and perfect answer
make to the allegations therein contained as if they had
been summoned personally and specially interrogated and
that the court would direct Samuel Kello Sheriff to settle
an account of his transactions as administrator of Henry
G. Williams dec^d before a commissioner of this court and that
the court would further direct the commissioner at the
same time to take an account of the debts and liabilities
now outstanding either against the said Henry G Williams
or his estate and report the same and that the court
would further direct in the writ it should be shown
there is no personal estate by the said report that the tract
of land above said lying in Southampton County containing
about two hundred acres be sold to pay your complainant's
debt and others which may be proved and that the court
may grant such other and general relief the premises
considered as equity may dictate and the nature of her case
may require that an order of publication may be awarded
against Lelia Williams Amanda Britt and Missouri
Williams who are not inhabitants of this country and as
in duty bound your complainant will ever pray we

Shamus J. J.

Battle ne

as 3 hundred bills
x Exhibit

Williams adm 10 als

1885. Jany Ruts.

To the Honorable Richard H. Baker judge of the
circuit court of Southampton County in chancery sitting

Humbly complaining your complainants
* Mary J. Battle and Abraham Kiddick, who sue for
Themselves and all other creditors of Henry L. Williams
Dec'd who may come in and bear their portion of the
costs of this suit, shew unto your Honor that one
Henry L. Williams of Bedford County in the state
of North Carolina departed this life in the
year 1861 leaving Julia Williams a grand child
Amanda Britt a child Martha Jones a child
married to Adolphus Jones, Henry L. Worrell, Martha
Worrell and Pauline Worrell grand children and
infants of tender years, Araminta and Missouri
Williams his distributees and heirs at law
Your complainants further shew that the said
Williams was indebted in his lifetime to them
and that Abraham Kiddick recovered a judgment
for the sum of \$1027.43 ^{with interest} against the executor
of the said Williams in the county court of
Bedford N.C. That the most of the said judgment
was satisfied by a sale of the said Williams land
but that a balance of something like \$200
yet remains unpaid, that Mary J. Battle
recovered a judgment for the sum of \$497.55 with
interest against the same in the same court
and that a portion of the said judgment was
satisfied in the same ^{making} leaving a balance of upward
of \$70 still unpaid all of which will more fully
appear by copies duly authenticated from the court
of Bedford county of the said judgments herewith
filed marked A and B and prayed to be taken as
parts of this bill

* By way of amendment to the original bill

your complainants show further that there never ^{was} any
qualification on the estate of Henry J. Williams in this
state until his estate was committed by the county
court of Southampton to the hands of Samuel
Kells sheriff and that the said Williams left no estate
in this county or state as far as your complainants
are advised except a tract of land lying in Southampton
county adjoining the lands of John D. Jenkins and others
and supposed to contain something like two hundred
acres which land your complainants are advised is
liable for the debts of the said Henry J. Williams

In tender consideration whereof and inasmuch as your
complainants are without remedy at law and only
entitled to relief in a court of equity where such
matters are peculiarly cognizable they therefore humbly
pray that Samuel Kells sheriff and as such administrator
of Henry J. Williams Dec'd Julia Williams Amanda
Britt, Adolphus Lorne and Martha his wife Henry J.
Martha and Pauline C. Worrell infants of tender years
by some fit and proper person their guardian ad
litem appointed for that purpose, Araminta Williams
and Missouri Williams, may be made parties defendant
to this bill and compel them as full and perfect answer
make to the allegations therein contained as if they
had been themselves more fully and especially interrogated
and that the court would direct Samuel Kells to
settle his account as admin^r of Henry J. Williams before
a commissioner of this court who should also be ordered
to take an account of all the debts now outstanding
against the said Williams estate and also to ascertain
the annual and actual value of the tract of land
in this bill mentioned and if it should appear
from the said commissioner's report that there are
no personal assets or that they have been exhausted

and that the rents of the land are not likely in a
reasonable time to pay their debts then that the
court would direct a sale of the said land for
the purpose of paying your complainants debts
and such others as may come in and that the court
would grant such other and general relief the
premises as equity may dictate and the nature
of this case may require and that an order of
publication may be awarded against Julia Williams
Amanda Britt and Missouri Williams and as
in duty bound your complainants will ever pray so

Chas. J. J.

Battle

n 3

Williams address

Answer of infants by

L. R. Edwards for a return

Received by consent

Apr 13 1854

1854 Last Monday in April

The answer of Henry L. Worrell, Martha Worrell
and Pauline V. Worrell infants by L. B. Edwards
Their guardian ^{ad litem} to a bill in chancery in the
equity court of Southampton by Mary Bartlett as their
sister

This defendant for answer to the said
bill or as much thereof as he is advised it is
material for him to answer, answering says he
knows nothing of the allegations of the plaintiffs
bill but places the interests of his ward under
the care of this honorable court whose duty it is
to protect infants and having fully answered
prays leave to be discharged with his costs &c

Battle
is 3
Williams adm - vals

Amount of the Womell
infants by J. R. Edwards
per ad hunc

1855 Sept Rules

The answer of Henry L Worrell, Martha Worrell
and Pauline L Worrell infants by L. R. Edwards
Their guardians all them to an amended bill in
chancery in the circuit court of Southampton by
Mary J Battle as there is also

This defendant for
answer to the said bill or as much thereof as he is
advised that it is material for him to answer
answering says that he knows nothing of the allegations
of the Plaintiffs bill but places the verities of this
cause under the care of this honorable court whose
duty it is to protect the rights of infants and
having fully answered prays leave to be dispensed with
his costs &c

L R Edwards

for &c

Read by consent of Plaintiffs counsel

Wm. B. Shanks

X
Battle
vs 3 Dean
Williams adu vals

The Bill sh^d be
amended -

R. H. Baker

Battle

12

3

Deene

Williams Adm. & als

The bill of The Plaintiff having been taken for confessed at the rules against The defendants Samuel Kells adm- of H. L. Williams decd, Eliza Williams Amanda Worth, Adolphus Jones and Martha Jones his wife Missouri Williams and Araminta Williams and they still failing to appear and answer the said bill and the cause coming on to be heard on the said complainant's bill the exhibit files Thimoth and the answer of the infant defendants Henry G. Martha, and Pauline & Morrell by G. B. Edwards their guardian ad litem was argued by counsel On Consideration whereof the court without settling the principles of this case, doth adjudge order and decree, that a commissioner of this court take an account of the transactions of Samuel Kells adm- of Henry G. Williams Decd and that the commissioner also take an account ^{of the p^{ty} demand and all other} of the outstanding debts due and owing from the estate of the said decedent H. L. Williams which accounts the said commissioner will state and report with any matter specially stated or required by the parties to be so stated, showing the dignity and character thereof and the court doth order that the said commissioner give due notice of the taking the said accounts by advertisement published once a week for four successive weeks in some convenient newspaper and that such publication shall be equivalent to personal service of the said notice

Battle ne

as 3 June

Williams' adm. v. als

To be entered

R. H. Baker

Nov. Co. 1855.

Battle re

vs. 3 Deane

Williams adms & als

This cause in which the plaintiffs appear to have proceeded against Julia Williams, Amanda Britt, Missouri Williams and Araminta Williams who are out of the commonwealth in the mode prescribed by law against absent defendants, This day came on to be heard on the original and amended bills of the plaintiffs taken for confessed as to the defendants Samuel Kells admr of Henry G Williams Adolphus Jones and Martha Jones his wife on whom process has been duly served and they still failing to appear and answer, The answers of the infant defendants Henry G, Martha, and Pauline & Morrell by G. B. Edwards their guardian ad litem appointed to defend them in this suit to the original and amended bills with general replication thereto, and exhibits filed and was argued by counsel on consideration whereof, The court doth adjudge order and decree that Samuel Kells render an account of his transactions as administrator of Henry G Williams before a commissioner of this court who is hereby directed to examine said account and ^{report} ~~state~~ the same, and the said commissioner is also furthermore directed to take an account of all the debts now outstanding against the estate of the said Henry G Williams and to ascertain the actual and assessed value of the tract of land ^{in the proceedings mentioned} containing 200 acres ^{more or less} left by the said Williams in Southampton county, and to report the said account to the court with any matters specially stated deemed pertinent by himself, or which may be required by any of the parties to be so stated;

~~A notice of the time and place of taking the foregoing~~
~~notice of the time and place of taking the foregoing~~ ^{and before} said accounts may
~~accounts~~ to be published once a week for four consecutive weeks,
in some convenient newspaper, shall be ^{an} equivalent to
personal service of the notice on the parties.

Battle Jr.

vs } Copy of Decree

Williams's (Adm. Jr.)

Southampton Circuit Court, November 9th, 1853
Mary J. Battl. & Abraham Diddick Plffs. &
against

Saml. Kells shff. & (adm. Henry L. Williams dec'd, Lelia
Williams, Amanda Britt, Adolphus Jones & Martha Jones
his wife, Henry L. Correll, Martha Correll, Pauline V.
Correll, Araminta Williams & Missouri Williams Defs.

This cause in which the plaintiffs appear to have
proceeded against Lelia Williams, Amanda Britt,
Missouri Williams, and Araminta Williams who are out
of the Commonwealth in the mode prescribed by law against
absent defendants, this day came out to be heard on the original and
amended bills of the plaintiffs taken for confessed as to
the defendants Saml. Kells (adm. of Henry L. Williams, Adol-
phus Jones and Martha Jones, his wife, on whom process
has been duly served and they still failing to appear
and answer, the answers of the infant defendants,
Henry L., Martha and Pauline V. Correll by S. R.
Edwards their guardian ad litem appointed to defend
them in this suit to the original and amended bills
with general replications thereto, and exhibits filed and
was argued by counsel. On consideration whereof
the Court doth adjudge, order and decree that Saml.
Kells render an account of his transactions as Administrator of
Henry L. Williams before a Commissioner of this Court who is hereby
directed to examine, state and report the same, and the said
Commissioner is also furthermore directed to take an account
of all the debts now outstanding against the estate of the
said Henry L. Williams, and ascertain the actual and
annual value of the tract of land in the proceedings
mentioned containing 200 acres more or less left by the
said Williams in Southampton County and report the said
account

account to do with any matter specially stated deemed pertinent by himself or which may be required by any of the parties to be so stated. Notice of the time and place of taking said accounts may be published once a week for four successive weeks in some convenient Newspaper as equivalent to personal service of the notice on the parties.

Attest,
Jest.

Wm. S. Howard, D.C.

Battle
is 3 Dec
Williams adm~

To be entered
R. H. B.
May 3. 188

Rattle ne

vs 3 Deane

Williams adm^r vs

This cause came on this day to be further heard on the papers formerly made and the report of Commissioner Howard made pursuant to a decree entered at the November Term 1855 of this court and to which no exceptions have been filed and was argued by counsel on the consideration whereof the court confirming the said report doth adjudge order and decree that William B. Shanas who is hereby appointed a special commissioner for that ^{purpose} shall after having given at least ten days notice of the time and place of sale by public advertisement at the court house door and in the ^{immediate} vicinity of said ^{at the court house} ~~proceed~~ to sell at public auction to the highest bidder the land ^{met of} ~~whereof~~ Henry L. Williams ^{and proposed} ~~deceit~~ seized, lying in the county of Southampton and supposed to contain two hundred and some more or less on the following terms to wit, sufficient of the purchase money in cash to defray the expenses of the sale and the costs of this suit and the balance on a credit of six months taking from the purchase bond with approved security and retaining the title to the said land until all the purchase money shall have been paid and the said commissioner is further directed to return the bond to this court and report his proceedings in order to a further decree.

Battle & vs Williams adm^r vs

In addition to the decree entered herein on Saturday last, it is adjudged, ordered and decreed that the said decree be suspended until William B. Shanas the corner thereon named execute bond with sufficient ^{payable to the court & of} security, in the clerk's office of this court in the penalty of \$1000 conditioned well and faithfully to execute the said decree.

Battle of
v } Co. Secret.

Williams' arms of

Southampton Circuit Court, May Term 1836.

Mary J. Battle & Abram Phillips, Plffs

against

John Chancery

Saml Kello, shff; Adm^r: Henry L. Williams dec^d; Lelia Williams.
Amanda Brill, Adolphus Jones, & Martha Jones his wife, Henry
L. Howell; Martha Howell & Pauline V. Howell, & Amanda
Williams & Missouri Williams Defts }

This cause came on this day to be further heard, on the papers
formerly read and on the report of Commissioner Howard made
pursuant to a decree entered at the November term 1833,
of this Court, and to which no exceptions have been filed (and
was argued by counsel. On consideration whereof, the
Court confirming the report doth adjudge, order and decree
that William B. Shands who is hereby appointed a special
Commissioner for that purpose shall after having given
at least ten days' notice of the time and place of sale by
public advertisement at the Courthouse door and in the immediate
vicinity of land, proceed to sell at public auction at
the Courthouse to the highest bidder the tract of land
whereof Henry L. Williams died seized and possessed lying in
the County of Southampton, and supposed to contain two hundred
acres more or less on the following terms, to wit, sufficient of
the purchase money in cash to defray the expenses of the
sale and the costs of this suit and the balance on a credit
of six months to be paid from the purchaser bond with approved
security and retaining the title to the said land until all the
purchase money shall have been paid, and the said
Commissioner is further directed to return the bond
to this Court and report his proceeding in order to a
further decree

Attest,

By the

Henry S. Howard, D.C.

Southampton Circuit Court, May 3rd 1836

May J. Battle & Abram Biddick

Plaintiffs

against,

In Chancery

Suml Kells, Shff. of Court of Henry L. Williams d.e.d. Eliza Williams, Amanda Britt, Adolphus Jones & Martha his wife, Henry D. Cornell, Martha Cornell & Pauline V. Cornell, Annita Williams & Misericord Williams, Defendants.

In addition to the decree entered herein on Saturday last it is adjudged, ordered and decreed that the said decree be suspended until William B. Thoms the Commissioner therein named execute bond with sufficient security payable to the Commonwealth of Virginia in the Clerk's Office of this Court in the penalty of \$1000 conditions well and faithfully to execute the said decree.

Attest,
Clerk,

Henry S. Menan D.C.

Clerks \$ 17.58

Shff 7.40

Printed 4.50

Commr. 7.50

at May's &c. 30.75

\$ 69.73

Commissions 15.60

antimony 1.00

\$ 83.73

Battle 112

13 3 Decm

Williams adms-112

Nov. Term 1856

To be entered

R. H. Baker

Battle v. als

vs 3 Decem
Williams adur v. als

This day this cause came on again to be heard on the papers formally read and the report of special commissioner Wm B Shandas and to which no exceptions have been filed and the court confirming the said report doth adjudge order and decree that the commissioner Wm B Shandas withdraw the bond filed with his report and collect the same and after paying the costs which may have accrued since his last report pay to Mary I Battle the sum of \$142.09cts and to Abram Fiddick the sum of \$277.08cts and if the amount is insufficient to pay to these parties the above sums in full then to pay them pro rata their share of the amount for which the bonds falls, and upon the payment of the bond the commissioner is directed to make a deed to the purchaser Araminta Williams with special warranty But the said Wm B Shandas is not to act under this decree until he shall execute ^{payable to the} a bond in the sum of four hundred dollars in the clerk's office of this court conditioned as the law directs

Battle
is 3 Deane
Williams volume

May court 1858
To be entered
R. H. Baker

Battle ne

vs 3 Decm

Williams

This day This cause came on again to
be heard on the papers formerly made and the report of the
commissioners made pursuant to a decree of the November
term 1856 of This court and to which no exceptions
have been filed and was argued by counsel, On consideration
whereof the court doth adjudge, order, and ~~decree~~ ^{do, continued} that
the said report be confirmed and This suit ~~withdrawn~~ from
the record

The Commonwealth of Virginia. To the Sheriff of ^{Northampton} ~~Southampton~~ County.
Breting. We command you to Summon ~~edolphus~~ Jones & Martha his wife To appear
at the Clarks Office of our Circuit Court of Southampton County at the Rules to be holden
for this said County on the first Monday in January next To answer a bill in Chancery exhibited
against them and others in our said Court by Mary Battle. and have them there this writ.
Witness Linton R Edwards Clerk of our said Court at the Courthouse this 22^d day
of November 1853 in the 78th year of the Commonwealth

L R Edwards Ck

Executed - and a true copy of the within
Sp^{ts} in Chancery delivered (each) to
Adolphus Jones and Martha his wife.

H. D. Kelly Shff.

Battle

2 { Sp^{ts} chq.

Williams co &c

1854 January Rules
Shands p. 9

Batho

v. 2 Sp. Chy.

William's adm of

1854 January Rules

Shands p. 9

Executed By W. J. Warren
Supt. For Land & Water Shiff

The Commonwealth of Virginia To the Sheriff of Southampton County.
Greeting. We command you to Summon Samuel Wells Sheriff & admo^r of Henry D
Williams dec^d Julia Williams. Amanda Dr M. Missourie Williams. Adolphus Jones &
Martha his wife Henry M Correll. Martha Correll & Pauline V Correll 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 January next to answer a bill in Chancery exhibi-
ted against them in our said Court by Mary J. Battle. And have them there this writ
Witness B. M. Eaton R Edwards Clerk of our said Court at the Courthouse the 23^d day of
November 1850. in the 48th year of the Commonwealth

L R Edwards Ck

Battle

& } Sum. Chy

Williams: vs W

1854 February Rules

Executed By
Moses Warren Secy
For Jamel Kello Shff
January 21st 1854

Wm. H. H.

The Commonwealth of Virginia. To the Sheriff of Southampton County Greeting
We command you to summon *Anninta Williams*

Wm. S. Smith
Deputy Sheriff

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 February — next to answer a bill in
chancery exhibited against her & others in our said Court by.

Mary J. Battle

And have then there this writ. Witness my Sealed R Edwards Clerk of our said Court at
the Courthouse this 2^d day of January 1854 in the 78th year of the
Commonwealth.

L. R. Edwards

The Commonwealth of Virginia :

Nansemond
To the Sheriff of ~~Southampton~~ County, Greeting :

We command you to summon

Adolphus Jones & Martha his wife

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 *February next* — to answer

an amended
a bill in Chancery exhibited against *them & others* — in our said Court by

Mary J. Battle & Abraham Riddick

and have then there this Writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at
the Courthouse, this *1st* day of *January* 1855 in the *79th*
year of the Commonwealth.

L. R. Edwards

Executed - and a true copy of the within
Summons in Chancery delivered to Adolphus
Jones and Martha his wife.

Wm. A. Jones, Dy. for
H. H. Kelly Shff.

Bottle of

to { Burns & Co.

Williams's aduan

1855. February Rules

Battle &c

v. } Sum. Chy.

Williams? adm. &c

1855. February Rules

Executed on S. Mello by
delivering to him a copy.
Jan. 27/1854. all the others
not found -

J. C. Eden and Dep.
for S. Mello staff.

The Commonwealth of Virginia:

To the Sheriff of Southampton County, Greeting:

We command you to summon *Samuel Kello Shiff. & as such admor. of Henry I Williams dec^d.
Selia Williams, Amanda Britt. Henry I. Martha & Pauline O. Worsell. Arminia
Williams & Missouri Williams*

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 *February next* — to answer
an amended
a bill in Chancery exhibited against them & others — in our said Court by —

Mary I. Battle & Abraham Riddick

and have then there this Writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at
the Courthouse, this *1st* day of *January* 1855 in the *79th*
year of the Commonwealth.

L. R. Edwards

The Commonwealth of Virginia :

To the Sheriff of Southampton County, Greeting :

We command you to summon *Samuel Kells Shuff. & as such admr. Henry L Williams dec.^d*
Idina Williams, Amanda Pratt, Harry L. Martha & Pauline Worrell, Amina
Williams & Missouri Williams
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 *February next* to answer
an amended
a bill in Chancery exhibited against *them & others* in our said Court by

Mary J. Butler & Abraham Reddick

and have then there this Writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at
the Courthouse, this *1st* day of *January*, 1855 in the *79th*
year of the Commonwealth.

J R E d w a r d s

The Commonwealth of Virginia:

To the Sheriff of Southampton County, Greeting:

We command you to summon *Samuel Kells Shiff. & as such admr. of Henry L Williams dec'd.*
Lelia Williams, Amanda Britt. Henry L. Martha & Pauline V. Worrell. et al. minors
Williams & Missouri Williams;

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 *February next.* to answer
an amended
a bill in Chancery exhibited against *them & others* — in our said Court by

Mary J. Battle & Abraham Riddick

and have then there this Writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at
the Courthouse, this *1st* day of *January* 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 *Samuel Kello Sheriff & as such admor. of Henry & Williams de.^d*
Selia Williams. Amanda Brith. Henry & Martha & Pauline W. Correll. Amanda
Williams & Missouri Williams

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 *February next* — to answer
an amended
a bill in Chancery exhibited against *them & others* — in our said Court by —

Mary J. Battle & Abraham Riddick

and have then there this Writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at
the Courthouse, this *1st* day of *January* 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 *Samuel Kello* *Plff. & admsr. of Henry L Williams decd*
Selia Williams, Amanda Brth. Henry L, Martha & Benjamin V. Worrell. Araminta
Williams & Missouri Williams

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 *February next* to answer
an amended
a bill in Chancery exhibited against *them & others* in our said Court by

Mary I Battle & Abraham Riddick

and have then there this Writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at
the Courthouse, this *1st* day of *January* 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 *Samuel Kello Hiff: & as such admor. of Henry L Williams ad^d*
Lelia Williams, Amanda Britt, Henry S. Martha & Pauline V. Worrell Araminta
Williams & Missouri Williams —

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 *February next* — to answer
^{an amended}
a bill in Chancery exhibited against *them & others* — in our said Court by

Mary J. Battle & Abraham Riddick

and have then there this Writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at
the Courthouse, this *1st* day of *January* 185*5* in the *79th*
year of the Commonwealth.

J R E Edwards

The Commonwealth of Virginia :

To the Sheriff of Southampton County, Greeting :

We command you to summon *Samuel Wells Shiff. & as such Admrs. of Henry Williams dec'd.*
Selia Williams, Amanda D. M., Henry S. Martin & Pauline Worrell. Administrators
Williams & Missouri Williams
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 *February next* — — to answer
an amended bill in Chancery exhibited against *them & others* — in our said Court by

Mary J. Battle & Abraham Riddick

and have then there this Writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at
the Courthouse, this *6th* day of *January* 1855 in the *79th*
year of the Commonwealth.

L. R. Edwards Clk

Battle 3^e
as } Summons for
 } witnesses
Williams' adm. 3^e

1836 Feby 23 return
Day

Executed -
Mills Sumner
Dep for Kellogg

The Commonwealth of Virginia;

To the Sheriff of Southampton County, Greeting:

You are hereby commanded to summon John B. Perkins and Elijah
Payne personally to appear before the undersigned, one of the
Commissioners in chancery of the Circuit Court of Southampton
County, at his office at the Courthouse of said County, on
the 2nd day of February present instant, to testify and
the truth to say in behalf of the plaintiffs in certain
matter of accounts referred to the said Commissioner
for settlement by a decree of the said Court, in a suit
in chancery therein pending, between Mary J. Battle &
Abraham Diddick plaintiffs and Saml. Kello Shiff &
Admrs. of Henry E. Williams, decd. Belia Williams,
Amanda Britt, Adolphus Jones & Martha Jones
his wife, Henry E. McClure, Martha McClure, Pauline
V. McClure, Maminta Williams & Missouri Williams.
Defendants. And this they shall in no wise omit under
the penalty of \$100. And have then thereto writ.
Witness, Henry S. Howard, Commissioner in chancery of
the said Court, at the Courthouse of said County, the 16th
day of February 1856, in the 80th year of the
Commonwealth.

Henry S. Howard, Comm.

Affidavit
of
Nicholas J. Butler

Southampton County to wit

Nicholas J. Battle

personally appeared before me a justice of the peace
for the county aforesaid and made oath that
Selia Williams, Amanda Birtt and Missouri
Williams and not inhabitants of this state given
under my hand and seal this 17th day of
October 1853

N. J. Smith J. P.



Battle & Co
to } Affidavit.
Williams & Co

Southampton County Court August 29th 1855 -

This day Henry M. Spruce appeared before
me and made oath that Araminta Williams is
an inhabitant of the state of Virginia but lives in
the state of North Carolina. The said Araminta Williams being
a Deft. in a suit in Chancery depending in the Circuit Court of Southampton between
Mary J. Battle & pfeff. & Williams' adm. &c. Defs.
Given under my hand as clk. of said Court this 29 day of Aug. 1855
S. R. Edwards clk.

Battle of
2 } Br. Pub.

William's cor of

Copy posted at front door of House 1st day
Sept. 6th 1855

S.R.E.

At Rules held in the Clerks Office of the Circuit Court of Southampton County on the 3rd day of September 1855.

Mary Kiddle and Abraham Riddick
against

Plffs:

In Chancery

Samuel Wells Shiff & admor. of Henry S. Williams dec^d. Selia Williams
Amanda Britt. Adolphus Jones & Martha his wife. Henry S. Worrell
Martha Worrell & Pauline V. Worrell, Araminta Williams and
Mifsonia Williams.

Defts.

The object of this suit is to subject a tract of land lying in this County containing about 200 acres, belonging to the estate of Henry S. Williams to the payment of debts due the Plaintiffs from the said Williams estate. And affidavit being made that the Defendants Selia Williams, Amanda Britt, Mifsonia Williams and Araminta Williams are not residents of this State. It is ordered that they do appear here within one month after due publication of this order 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 the Southside Democrat, a newspaper published in the City of Petersburg, and posted at the front door of the Courthouse of this County on the first day of the next County Court thereof.

Battle & Buddick

vs

Kello Shiff &

Admiral Williams

At Rules held in the Clerk's office of the Circuit Court of Southampton County, on the 3rd day of September 1855:

IN CHANCERY.—Mary J. Battle, and Abraham Riddick, Plaintiffs,

Against
Sam'l Kello Shiff, adm'r of Henry L. Williams, dec'd
Lelia Williams, Amanda Britt, Adolphus Jones and Martha his wife, Henry L. Warrell, Martha Warrell, and Pauline V. Warrell, Araminta Williams and Missouri Williams, defendants.

The object of this suit is to subject a tract of land lying in this county containing about 200 acres, belonging to the estate of Henry L. Williams, to the payment of debts due the plaintiffs from the said William's estate an affidavit being made that the defendants Lelia Williams, A. Britt, M. Williams, and A. Williams are not residents of this State. It is ordered that they do appear here within one month after due publication of this order, and do what is necessary to protect their interest, and that a copy of this order be published once week for four successive weeks in the South-Side Democrat newspaper published in the City of Petersburg, and posted at the front door of the Courthouse of this county, on the first day of the next County Court thereof.

se 8—lawin

A copy—Teste,
L. R. EDWARDS C. C.

City of Petersburg to Wm—
This day personally appeared before
me an Alderman of the City
of Petersburg, H. W. Harris, Clerk
in the Office of the South Side
Democrat Office, who made oath
that the order of publication
of which the annexed is a copy, has
been inserted in the South Side
Democrat a Newspaper published
in the City aforesaid, once a week
for four weeks successively
and is now under my hand and
seal this 30th day of Oct^r 1855
Lewis Sumner C.

Printers Fee \$2.50

Henry S. Howard
to be sent to
Jerusalem
in July 21/56

COMMISSIONER'S OFFICE,

JERUSALEM, January 15th, 1856.

To Mary J. Battle and Abraham

Riddick, plaintiffs, and Samuel Kello, Sheriff and adm'r of Henry L. Williams, dec'd, Lelia Williams, Amanda Britt, Adolphus Jones, and Martha Jones his wife, Henry L. Worrell, Martha Worrell, Pauline V. Worrell, Araminta Williams and Missouri Williams,—defendants.

You are hereby notified, that I have fixed upon the 23rd day of February 1856, to take and settle, at my office, the account of Samuel Kello's transactions, as administrator of the estate of Henry L. Williams, dec'd; and also, an account of all the debts now outstanding against the estate of the said Henry L. Williams, dec'd, and to ascertain the actual and annual value of the tract of Land in the proceedings in this cause mentioned, containing two hundred acres more or less, left by the said Henry L. Williams, and lying in Southampton county, required to be taken by the decree of Southampton Circuit Court, rendered on the 9th day of November 1855, in a suit in Chancery 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 Commissioner in Chancery of the said Court, the day and year first aforesaid.
HENRY S. HOWARD,
Commissioner.

ja21—m4w

City of Petersburg & Co. v. A.
This day personally appeared before
me an Alderman of the City of
Petersburg A. H. Harris, Clerk in the
Office of the South Side Democrat
who made oath that the Commissioners
note of which the annexed is a copy
has been inserted in the South Side
Democrat, a Newspaper published
in the City aforesaid once a week
for four weeks successively.

Given under my hand
This 4th day of March 1856
Chas. C. Cortis, S. P.

Printers fee \$2.00. March 7th Recd Pay out of W. B. Shanderson
A. H. Harris
For Battle & Harkston

Battle Jr

vs 3 Comms Report.

Williams Adm. Jr

1836 March 24th Ret^d

Mary J. Battle & Abraham Kiddick, Plffs
 against
 Saml. Kelso, Sheriff & adm^r of Henry L. Williams dec^d, Felix
 Williams, Amanda Britt, Adolphus Jones, & Martha Jones
 his wife, Henry L. McNeill, Martha McNeill, Pauline
 V. McNeill, & Faminata Williams, and Missouri
 Williams, Defendants -

An Account of all the Debt now outstanding against
 the estate of Henry L. Williams dec^d

Balance Due Mary J. Battle by a Judg- ment of the Court of Bedford County State of North Carolina on the 26 th day of November 1849.	99 38
Interest thereon from the 26 th day of November 1849 to the 26 th day of January 1856.	42 71
Amount Due Mary J. Battle the 26 th day of January 1856.	\$ 142 09
with interest on \$99.38 part thereof from the said 26 th Jan'y 1856 till paid	
Balance Due Abram Kiddick by a Judgment of the Court of Bedford County State of North Carolina on the 26 th day of January 1856.	193 81
Interest thereon from the 26 th day of November 1849 to the 26 th day of January 1856.	83 27
Amount Due Abram Kiddick the 26 th day of January 1856.	\$ 277 08
with interest on \$193.81 part thereof from the said 26 th Jan'y 1856 till paid	
Total Amount of Debts outstanding against said estate Jan'y 26 th 1856.	\$ 419 17

Commissaries Report

1856 July 29th

Commissaries Report

The undersigned special commissaries beg leave to report, that in obedience to a decree rendered at the May term 1856, after having given notice at the time and in the manner prescribed by the said decree he did on the 19th of May 1856 let & advertise for sale to wit the tract of land mentioned in the decree at public auction to the highest bidder on the terms therein set forth, and Araminta Williams became the purchaser for the sum of Three hundred and thirty dollars (\$330) and that the said purchaser after paying to the commissaries the sum of eighty three dollars and seventy three cents (\$83.73cts) the amount required to defray the costs of the suit and expenses of the sale through her friends executed her bond for the balance to wit two hundred and forty four dollars and twenty seven cents (\$244.27cts) which is herewith returned in obedience to the said decree all of which is respectfully submitted by
Jm B Shames special comm -

Battle ne
n 3
Williams ne

Commissioners Report

1857 Feb'y 21st

Battle &c

vs 3 Commissioners Report
Williams

The commissioner reports that in
obedience to the decree of the November Term 1858 after having
executed his bond as therein directed he collected the bond
due for the sale of the land and executed the deed with
special warranty as directed and after paying the sum
of \$2,250 to the costs that had accrued since the last
decree he paid to Mary E Battle the sum of \$82.53 and
to Abram Ridgely the sum of \$159 in all the sum of
\$241.53 pro rata the said amount not being sufficient
to pay their demands in full all of which is respectfully
submitted by

Wm B. Shanks special Commr

Copy.

Order committing Henry
J Williams' et. to Sheriff.

Battle

2 }
3

Williams &c

Filed by Sheriff with bill

Southampton County Court November Term 1853.

Ordered that the estate of Henry L Williams dec^d. be committed to the hands of Samuel Kello Sheriff of this County to be administered according to Law.

A Copy

Teste L R Edwards Cky

March 1/41 - p 6-73
Apr. 1/41 - p 85-83

A

Battle

~ } Exh't. with amended bill

Williams' ac. H^o

Chas. H. p 225

State of North Carolina.

Be it Remembered, That at a Court of
Plene and Quarter Sessions held for & Heldfast County at the Court
house in Winton on the Fourth Monday in & August in the 2^d Year of our
Said One Thousand, eight hundred, and Forty eight 1848. Came
& Abram Riddick by his attorney Thomas & Henry Jun^r, and brought
into the said Court his Writ against & Adolphus & H. Jones
Executors of & Henry S. Williams, which Writ is in the words and
figures following: "A Writ"

State of North Carolina.

To the Sheriff of & Heldfast County, Greeting:
We Command you to summon Adolphus & H. Jones Executors of
& Henry S. Williams "if to be found in your County" and him cause to be and
appear before the Justice of our County Court of Plene and Quarter
Sessions at the next Court to be holden for the County of & Heldfast at
the Court house in Winton on the Fourth Monday in August next,
then and there to answer unto Abram Riddick of a plea of
"Trespass on the Case to his damage Twelve hundred Dollars.

Wherein full set and have you them and the Writ
Witness Lewis M. Conner Clerk of the said Court at Winton the
Fourth Monday of May Anno Dom 1848. and in the 7th Year of
our Independence.

I do not the 28th day 1848.

L. M. Conner Clk

Endorsed thereon. Service accepted W. H. Smith J. J. of Dependence.
& And at the Court aforesaid, "A Writ" & August Term 1848. The said
& A. M. Jones Executors as aforesaid by William W. H. Smith his attorney
came and defended the Writ and injury whereof and pleaded there,
"General issue, payment, and set off. Truly administered in all
its forms. Able of higher dignity."

Wherefore let a Jury thereupon come before the Justice &c. at Winton
on the Fourth Monday of November next, by whom &c.

& And at the Court aforesaid, "A Writ" & November Term 1848. the parties
by respective attorneys appeared, at which time and place the following
Jury were sworn and empanelled to try the said Issues, & "A Writ"

Walter C. Riddick, E. C. Mayet, Jacob Tucker, T. J. Linn, W. T. Lott
Lewis S. Tucker James W. H. Hice, S. L. Mitchell & A. Crutten, W. T. Lott

"In the 'Restitute Samuel R. Sawyer' who say, That the defendant, 'Testator' did assume, and receive the Plaintiff's monies to 'Estate' 'household and thirty seven dollars and sixty one cents' \$1137.61 of which One Thousand and Twenty seven dollars & sixty three cents, '\$1027.43' is principal. "

"The Jury further find, That the defendant has fully administered, and have no object to satisfy the plaintiff's demand, in any part thereof."

Indgment of the Court, That the defendant receive his Costs of the Plaintiff to be taxed by the Clerk. "

"And it being suggested to the Court, That saids were devised by Henry Williams the defendant, Testator to c. Joseph M. Jones, William Henry Jones, Lewis M. Warren, and George Fullbrook & Pitt of whom Joseph & Pitt is Guardian."

Whereupon it was Ordered by the Court, That a writ of Seire Facias, issue to them to show Cause why the saids saids devised to them should not be subjected to the satisfaction of said Indgment in Plaintiff's favor. "

Copy of Account, filed, on which Indgment was rendered. "Dated" c. Henry Williams.

1840

To A. Rindick Dr

March 20th	To Cash paid c. M. Mayot for Hogs hire	\$75.00
	" Interest to July 1st 1847	7.94
July 17	" Cash paid c. M. Shaker for Rent	24.77
	" Int to July 1. 1847	4.00
c April 20/46	Cash at Newmarket	110.00
	" Int to 1st July 1847	4.00
Sept 12/40	1 Pl ^t from Farm Restitute de More	2.00
March 18/46	10 "Hares, c. 2" Sp. Hens & App.	1.38
26	" C. Cuckers c. 10. 1 P. Punt 20.	" 80
	" 1/2" Saltwater, c. 19. 2 Spence & App	" 22
	1 large Pile 2 1/2 1 Gal Oil Hensley of	" 70
April 1.	2000 c. Hensley c. 18 of am p. a. 4 dms, \$1500 21.80	
May 10th	870.00 c. de 18 of blue Pens & Co	623
	1 lb. of 3" Nails, c. App	1.19
27.	1 Gal Wine of Hensley Shaker \$8.00	9.00

June 30	c 36 Empty Runny c 2 1/2	\$10.00
Aug 1st.	" " " " " " " "	3.00
19	" Empty c. 4 1/2	3.00
	Empty Timber for c. 1/2	8.33
	Amount paid for Cattle & c	4.69
	Sp. Ggs, Whiskey c 4 1/2 Cents	2.42
	c Black Smith, amount	" 63
		\$334.29
	c By Balance	34.77
	Due July 1. 1847.	Decs 299.02

Henry Williams

1840

To A. Rindick Dr

May 10.	To balance due in favor of Tick	\$60.60
	" This unpaid hand hire	34.40
	" 50 Hares, Hensley c. 18 at Newm. 186.75	
	" 1/2 of a Restitute from de More account 170.00	
	" Difference in July of Tick & c	190.30
	Ent from May 10. 45. to 1 Jan 1847	60.15
	Due 1 July 1847.	Decs 727.91

State of North Carolina.

To the Sheriff of Mecklenburg County, Greeting:

Whereas c. Henry Williams, Testator in our County Court of Mecklenburg County, do Wit at this, November Term 1848. recovered a Judgment against c. Joseph M. Jones, Executor of c. Henry Williams for the sum of One Thousand One hundred and thirty seven dollars & sixty one cents of which One Thousand and Twenty seven dollars & sixty three cents is principal and carries int for damages, as also the sum of eight dollars & fifty cents for Costs and Charges in the said suit expended, at which time the said c. J. M. Jones executed an agreement, signed "General issue payment set off, fully administered in all its forms, debts of higher dignity. Jury Seven Compounded, say find that the defendant has fully administered & has no assets, & And it being suggested to the Court That saids were devised by c. H. Williams the defendant, Testator to c. Joseph M. Jones, William Henry Jones, Lewis M. Warren and George Fullbrook & Pitt

Joseph Joseph & Spitt is Guardian.
Whereupon it was Ordered by the Court That a writ of Scire
Facias issue to them to show cause why the said Sums, so derived
to them, should not be subjected to the satisfaction of the said
Judgment in Plaintiffs favor &c.

We do therefore Command You, That you make known to the
said Joseph & Spitt, William Henry Jones, Lewis M. Warrick,
George Guntbert Spitt and to Joseph Spitt his Guardian
if to be found in your County, That they be and appear before the Justices
of the County Court of Stone and Quarter Sessions at the next Court
to be held for that County at the Court house in Winton on
the Fourth Monday in February next, then and there to show
Cause if any they can, wherefore the said Abram Riddick
should not have his Judgment satisfied of the said Sums, aforesaid,
and wherefore he should not have Judgment and Execution
accordingly, agreeable to act of assembly in such Case made
and provided. & Moreover that you then and there this writ.
Witness Lewis M. Conner Clerk of the said Court at Winton the
Fourth Monday of November Anno Dom 1848

M. Conner Ck

Issued 12th Feby 1849.
"Sheriffs return thereon." To hand 14th Feby 1849. Executed
in George Guntbert & Joseph Spitt the 21 Feby 1849 -
C. H. Jones, W. H. Jones, & Lewis M. Jones Warrick not to be
found in my County & are not residents of this State.

Chas. P. Bridger Shff.

State of North Carolina.

To the Sheriff of that County Greeting:
Whereas Abram Riddick lately more County Court of Stone
and Quarter Sessions of that County To wit November Term
1848 rendered a Judgment against Joseph H. Jones executor
of Henry S. Williams for the sum of One thousand One hundred
and thirty seven dollars & 60 cts of which One thousand and
twenty seven dollars & 40 cts is principal and carries interest
for Damages, as also the sum of eight dollars & 20 cts for
Costs and Charges in the said Suit expended, all of the said

C. H. Jones executor as aforesaid is, Creditor and Liable &c.
at which time the said C. H. Jones executor as aforesaid pleaded
"General issue, payment and set off, fully administered in all its forms
and acts, of higher dignity." And sworn and unpunished, say the
defendant has fully administered and has no assets.

And it being suggested to the Court That Sums were derived
by Henry S. Williams the defendant, Testator to Joseph H. Jones
William Henry Jones, Lewis M. Warrick & George G. Spitt
of whom Joseph Spitt is Guardian.

Whereupon it was Ordered by the Court That a writ of Scire
Facias issue to them to show cause why the said Sums, so derived to
them, should not be subjected to the satisfaction of the said
Judgment in Plaintiffs favor &c.

We do therefore Command You, "as we have before Commanded
You" That you make known to the said Joseph H. Jones
William H. Jones, Lewis M. Warrick, and George Guntbert Spitt
and to Joseph Spitt his Guardian if to be found in your County
That they be and appear before the Justices of the County Court
of Stone and Quarter Sessions at the next Court to be held for the
County of that County at the Court house in Winton on the Fourth
Monday of May next, then and there to show Cause if any
they can, wherefore the said Abram Riddick should not have
his Judgment satisfied of the said Sums, aforesaid and wherefore
he should not have Judgment and Execution accordingly, agreeable
to act of assembly in such Case made and provided &c.

Moreover that you then and there this writ.
Witness Lewis M. Conner Clerk of the said Court at Winton
the Fourth Monday of February Anno Dom 1849.

Issued 10th May 1849. M. Conner Ck

"Sheriffs return thereon" To hand 17th May 1849.
The defendants C. H. Jones, W. H. Jones, & L. M. Warrick not
to be found & are not residents of this State.

Chas. P. Bridger Shff.

At this Term To wit May Term 1849. On Motion, it is
Ordered by the Court That Lewis M. Conner be and is hereby
appointed Guardian ad Litem to the infant defendants, without guardian

in this State Court" William M. Jones and Lewis M. Worrell
who accept, Service".

It appearing to the Court that the Writ of Sequestrum
have issued agreeably to Act of Assembly in such Case
and Special Judgment therefore against the Debtors
according to the Sum of One Thousand, One hundred
Thirty Seven Dollars and Sixty One Cents "\$1137.61" of which
One Thousand and Twenty Seven Dollars & Sixty Three Cents
"\$1027.43" is principal & Carries interest and a useful Cost
to be taxed by the Clerk. and that Execution issue accordingly.

State of North Carolina

To the Sheriff of Mecklenburg County, Greeting:
We Command You, That of the Sums and Tenements of
which the late Henry S. Williams died seized and possessed
and which by his Last Will and Testament he devised
as follows, The Sum where he lived containing Nine hundred
acres more or less he devised to William Henry Jones
and to Joseph M. Jones. "The Land lying in the Mecklenburg
River containing One Thousand Acres more or less he devised
to Lewis M. Worrell" The Land lying in York River Swamp
containing the Whitley and Clark Tracts, containing five
hundred Acres more or less he devised to Geo. Smith & J. Pitt
if to be found in your Quilman's" You Cause to be made
the Sum of One Thousand One hundred, Thirty Seven
Dollars and Sixty One Cents "\$1137.61" with interest
in One Thousand and Twenty Seven Dollars and Sixty
Three Cents "\$1027.43" from the 27th day of November
1848 together with which a Henry R. Rickett lately
in our County Court of Home and Quarter Sessions for
the County of Mecklenburg at the Court house in Winton
appeared against the said W. M. Jones, M. H. Jones
Jones M. Worrell and George Cartholot & Pitt, as
debtors of the said Henry S. Williams for damages
as also the Sum of Twenty Two Dollars & 25 Cts for Costs
and Charges in said suit expended, whereof the said

William Henry Jones, Joseph M. Jones Lewis M. Worrell and
George Cartholot & Pitt Debtors, &c. are Credited and liable as
appears to me of Record, and have you the said Monies before the
Court of our said Court at Winton on the Fourth Monday of
November next, then and there to render to the said H. R. Rickett
his Damages Costs and Charges as aforesaid.

Wherein said that and have you then and there this Writ
Witness Lewis M. Conner Clerk of the said Court at Winton the
Fourth Monday of August in the Year of our said One
Thousand eight hundred and Forty Nine 1849 in the 7th
Year of our Independence.

Witness Lewis M. Conner Clerk of the said Court at Winton the
Fourth Monday of August in the Year of our said One
Thousand eight hundred and Forty Nine 1849 in the 7th
Year of our Independence.

Judgment \$1137.61 with interest on \$1027.43
from the 27th of November 1848.

Ck Writ & \$3.30	Tax No.	\$4.30
Shff & Judge		30
all Smith		4.00
Witness C. B. Murrell		5.12
Shff & Judge		3.10
all & Judge		1.20
		4.00
		8.30
		22.02
"C. C."		"Ck"

Sherriffe return thereon. To hand the 4th October 1849. and
advise the same day.

I have made Sale of the Land within described "See
my return on John C. Jones & Co. Execution" and I have applied
to this Execution from Sale of the same One Thousand and
five Dollars and fifty five Cents "\$1055.45" his proportion,
and paid the same to the plaintiff, paid also, Smith & Judge
their fees of eight dollars "\$8." returned my fees of \$1.00
and paid balance of Twelve Dollars & 25 Cts to the Clerk.

John P. Judge Shff.

State of North Carolina

I, Lewis M. Cooper, Clerk of the Court of Pleas and Quarter Sessions of Hertford County, do hereby Certify, the foregoing to be a true and correct Transcript of the proceedings had in the Case of *Martha Redick* against *Adolphus M. Jones* Executors of *Henry S. Williams*, and also against *William Henry Jones* and *Other Defendants of Henry S. Williams* determined in said Court and taken from the Records of my Office.

In Testimony whereof, I have hereto subscribed my Name and affixed the Seal of my Office at Winton this fifteenth day of June A.D. 1832 and in the 76th Year of our Independence.

L. M. Cooper Clerk

State of North Carolina

I, John A. Anderson, Chairman of the Court of Pleas and Quarter Sessions of Hertford County, do hereby Certify that, Lewis M. Cooper Esq. whose genuine signature appears to the above Certificate, is Clerk of our said Court, duly Commissioned and Qualified, and that said Certificate is in due form of Law and that due faith and credit is, and ought to be given his Official Act, as Clerk, as aforesaid.

Given under my hand having no Seal of Office at Winton the 15th day of June A.D. 1832 and in the 76th year of our Independence

J. A. Anderson
Chairman

H. L. Williams Jr

To

Mary J Battle

Note \$497.53

Wm

\$497.55 Recd Mary J Battle Four hundred
Ninety seven dollars 55/100 for board
& clothing of her children James, Nicholas
John & Edwin &c, up to Sept 1 - 1846 - which
I am to pay a & please rec'd to discharge a
note & other due to Saml Jones of Paines-
ville by a receipt by herself, myself &
A. N. Adams the balance after paying
said note, I am to pay to her the said
Mary J Battle, all to carry interest from
Jan 1st 1846 until settled

Witney
Radcliff

W. L. Wallcut

Mary C. Butler

^{vs}
Mary S. Williams Deceased. Fi. Fa. to November Term 1849.

Judgment February Term 1849.

The sum of Five hundred and fifteen
dollars and Sixty Six Cents has been paid to the Plaintiff from
the Sale of M. S. Williams' Sundry the above sum on the 26th
November 1849.

M. C. Butler

August 26 1853

B1

Wattle

2 } Exh. with amended bill

Williams or 82

State of North Carolina

Be it Remembered That at a Court of Pleas and Quarter Sessions held for the County of Hertford at the Court house in Winton, on the Fourth Monday of August, in the Year of our Lord One thousand, eight hundred, and forty eight, 1848. Came Mary J. Battle, by David Outlaw acquire her attorney, and brought into the said Court her writ against A. H. Jones Executor of Henry L. Williams deceased, which writ is in the words and figures following, "To wit."

State of North Carolina

To the Sheriff of Hertford County, Greeting:
We Command you, to take the body of A. H. Jones executor of A. L. Williams (if to be found in your County) and him safely keep, so that you have him before the Justices of our County Court of Pleas and Quarter Sessions, at the next Court to be holden for the County of Hertford at the Court house in Winton, on the fourth Monday of August next, then and there to answer unto Mary J. Battle of a plea that he owes to her the Sum of Four hundred, Ninety Seven dollars & 50 cts which he owes, and unjustly detains to her damage One hundred dollars, Wherof he.
Hearing full, and have you then and there this writ.
Witness David H. Conner Clerk of the said Court at Winton this Fourth Monday of May Anno Dom 1848. and in the 72nd Year of our Independence.

Issued the 28. July 1848

J. M. Conner Clk

Endorsed thereon, "Service accepted" W. K. Smith atty.

And at the Court aforesaid, "to wit" August Term 1848 the said A. H. Jones executor as aforesaid, by W. K. Smith his attorney comes to defend the saying and injury, whom he, and pleads, "fully administered, and no assets."
Plaintiff of the defendant, admitted by the plaintiff to be true.

Judgment was granted the plaintiff against the defendant as executor for the Sum of Four hundred, and Ninety Seven dollars, and fifty five Cents — "Doll 497.55" with interest thereon from the first day of January 1846 to be paid

Indignment of the Court. That the defendant recover his Costs of the plaintiff, to be taxed by the Clerk.

And it being suggested to the Court, that Sums were devised by Henry L. Williams the defendant testified to A. Joseph, M. Jones, William Henry Jones, Lewis H. Warrall, and George Cuthbert Bitt of whom Joseph Bitt is Guardian.

Whereupon it is Ordered by the Court, that a writ of Scire Facias issue to them to show Cause why the said Sums so devised to them should not be subjected to the satisfaction of the said Indignment in plaintiff's favor.

Copy of the Note filed on which Indignment was granted.
D. W. T.

1847. 55

I the Henry L. Bittle, for hundred, Ninety Seven dollars & 50 cts for bond & Chattel of her children James & Nicholas, John & Ann Eliza up to January 1. 1846. which I am to pay as follows, first to discharge a Note & her due W. H. Jones of Monmouth County. & signed by herself & A. Rindick. the balance after paying said Note I am to pay to her the said Henry L. Bittle, all to my interest from the day 1st 1846. until settled.

Witness.

A. Rindick

M. L. Williams

The following Scire Facias issued to the Governor &c

State of North Carolina

To the Sheriff of Hertford County, Greeting:
Whereas Henry L. Bittle, lately in our County Court of Pleas and Quarter Sessions of Hertford County to wit, at the August Term 1848, recovered a Judgment against A. Joseph, M. Jones executor of Henry L. Williams dec'd for the sum of four hundred and Ninety Seven dollars and fifty five Cents, with interest from the 1st day of January 1846 for debt, and also the sum of Seven dollars & 50 cts for Costs and Charges in said suit expended, at which time the said A. Joseph & M. Jones executed an affidavit, submitted "fancy administered, and no assets," which plea were admitted to be true by plaintiff

And it being suggested to the Court, by the said Henry L. Bittle that Sums and Tenements were devised by H. L. Williams the defendant, testified to A. Joseph, M. Jones, William Henry Jones, Lewis H. Warrall and George Cuthbert Bitt.

Whereupon it was Ordered by the Court, on Motion that a Scire Facias issue to them the said devisees to show Cause why the said Sums and Tenements should not be subjected to the satisfaction of the said Indignment in plaintiff's favor.

You are hereby Commanded to make known to the said M. H. Jones, William Henry Jones, Lewis H. Warrall, George Cuthbert Bitt, and also to Joseph Bitt guardian to the said Geo. C. Bitt "if to be found in your County" that they be and appear before the Justice of the County Court of Pleas and Quarter Sessions, at the next Court to be held for the County of Hertford at the Court house in Winton on the Fourth Monday of November next, then and there to show Cause if any they can or know of any, wherefore the said Henry L. Bittle should not have her Judgment with Costs affirmed, satisfied of the Sums and Tenements aforesaid, and also why she should not Indignment and execution according to Act of Assembly in such Case made and provided.

Given under my hand and seal of Office this 17th day of August 1848
Witness Lewis H. Warrall Clerk of the said Court at Winton
the Fourth Monday of August A. D. 1848

Deer 17. Oct 1848

M. C. Jones

Sheriff returned thereon. To hand the 17th of November 1848.

Executed on Joseph Bitt, and George C. Bitt, the 22nd Novr. 1848 the other defendants, to wit, M. H. Jones, W. H. Jones & Lewis H. Warrall not to be found in my County, and are not residents of the State.

J. P. Bridges

And where Scire Facias issued, "D. W. T."

State of North Carolina

To the Sheriff of Hertford County, Greeting:
Whereas Henry L. Bittle lately in our County Court of Pleas and Quarter Sessions of Hertford County, to wit, at the August Term 1848, recovered a Judgment against A. Joseph & M. Jones executor of Henry L. Williams dec'd for the sum of four hundred, Ninety Seven dollars and fifty five Cents, with interest from the 1st

4
day of January 1846. for Debt, as also the sum of seven dollars & 20^{cts} for fees and charges in said suit expended. At which time the said A. H. Jones executed an affidavit pleaded, "fully administered and no assets," which plea was admitted to be true by plaintiff and it being suggested to the Court by the said M. J. Battle that said suits and judgments were devised by Henry S. Williams the defendants testified to Joseph H. Jones, William H. Jones, Lewis M. Winrose and George C. Smith of whom a bill is granted. Whereupon it was Ordered by the Court that said suits and judgments be issued to them, the said devisees to show cause why the said suits and judgments should not be subjected to the satisfaction of the said judgment in plaintiff's favor. You are therefore, hereby Committed (as we have before committed you) that you make known to the said A. H. Jones, W. H. Jones, Lewis M. Winrose & George C. Smith also to Joseph C. Smith guardian to the said Geo. C. Smith (if to be found in your County). that they be and appear before the District of the County Court of Platte and District of Kansas at the next Court to be held in the County of Hartford at the Court house in Winton on the Fourth Monday of February next, then and there to show cause if any they can, whereupon the said Henry S. Battle should not have judgment in respect of the said suits & judgments affirmed, and whereupon she should not have judgment and execution accordingly upon any writ of assembly in such case made and provided. Motion fail not, and have you then & there this writ. Witnesses Lewis M. Conner Clerk of the said Court at Winton the Fourth Monday of November A. D. 1848.

Dec 12th Nov 1848. J. M. Conner & M. Conner thereon, "The Sheriff will execute this only upon the said Joseph H. Jones, William H. Jones, Lewis M. Winrose, & George C. Smith." "Clerk". The defendants "to wit" A. H. Jones, W. H. Jones & Lewis M. Winrose not to be found in my County and are not residents of the State. J. P. Smith, Sheriff. And at this Term, "to wit" February Term 1849. On Motion, it is Ordered by the Court, that Lewis M. Conner Clerk of this Court, be and is hereby appointed Guardian, and Estate.

5
to the infant defendants without question in this State, "to wit" William Henry Jones, and Lewis Winrose. "to wit" Joseph H. Jones. Whereupon it appearing to the Court, that two writs of Habeas Corpus have been granted by the Court of assembly in such case made and provided. Judgment therefore against the Devisees, according to said suits for the sum of Four hundred thirty seven dollars and fifty five cents, "\$437.55" with interest from the 1st day of January 1846 and also for costs to be taxed by the Clerk, and that Execution issue accordingly. Whereupon the following Writ of Habeas Corpus issued State of North Carolina. To the Sheriff of Mecklenburg County, Greeting: We Command you that of the Suits and judgments of which the late Henry S. Williams died seized and possessed, and which upon his death, and which by his Last Will and Testament he devised as follows. The Land whereon he lived containing nine hundred acres more or less he devised to William Henry Jones and to Joseph H. Jones. The Land lying on the Meherrin River containing One thousand acres more or less he devised to Lewis M. Winrose. The Land lying on Back Run Creek, called the Whitley and Clark Tracts containing five hundred & three more or less, he devised to George C. Smith. "if to be found in your County." You are to be made the sum of Four hundred & thirty seven dollars and fifty five cents, "\$437.55" with interest from the 1st day of January 1846 here said which Henry S. Battle lately in our County Court of Platte and District of Kansas held for the County of Hartford at the Court house in Winton recovered against the said A. H. Jones, William Henry Jones, Lewis M. Winrose and George C. Smith, as devisees of the said Henry S. Williams for Debt, as also the sum of fifteen dollars & 20^{cts} for fees and charges in said suit expended whereof the said A. H. Jones, W. H. Jones, Lewis M. Winrose and George C. Smith are convicted and liable as appears to me of Record. And have you the said money before the District of our said Court at Winton on the Fourth Monday in November next, then and there to render to the said Henry S. Battle his Debt, costs, and charges affirmed. Motion fail not, and have you then and there this writ.

Witness Lewis M. Cooper Clerk of the said Court at Winston
the Twelfth Monday of August Anno Dom 1849 in the 7th
Year of our Independence
Given 20th Septem 1849. *L. M. Cooper* Ck

Judgment Due 497.00 plus with interest from the 1st
of January 1846

Clerk Writ & 2.15 Tax 100 with Smith & 4 7.15
Clerk Supd. & 3.10 Off. Supd. 120
with Outlaw & 4. 8.30
Dec 15. 49
C. E. Ck

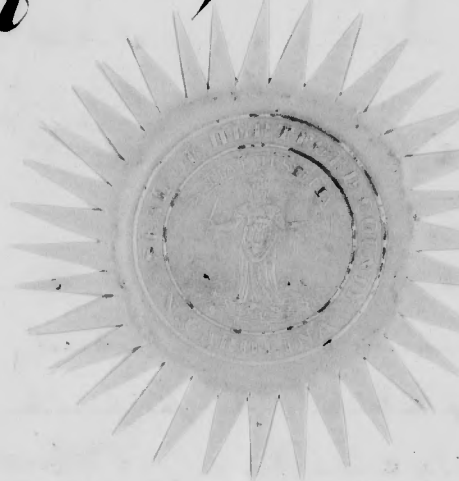
Sheriffe return thereon.

On hand this 4th Oct 1849. notwithstanding the
same day. I have made out, see my return on John C. Darnold
F. D. have applied from out to Mary F. D. her property
five hundred fourteen dollars and sixty six cents 504.66
and have paid the same to the plaintiffs Order (A. P. Darnold)
paid with Smith & Outlaw there fees 8. returned my fee
of 1.20 and paid Clerk Cooper his fees 6.25
John P. Bishop Shff

" " "

State of North Carolina
Hertford County

I Lewis M. Cooper Clerk of the Court
of Peace and Quarter Sessions of the County and State aforesaid
do hereby Certify, that the foregoing contains a true and
perfect Transcript of the Record in an action of Debt
lawfully pending in said Court between Henry S. Battle
Plaintiff, and Josephus M. Jones Executor of Henry S. Williams
and also against William Henry Jones and Others, Defendants
of Henry S. Williams deceased.



In Testimony whereof, I have
hereunto signed my Name and affixed the
Seal of said Court at Office in Winston
this 26th day of October A.D. 1854.

L. M. Cooper Ck

State of North Carolina
Hertford County

I John A. Anderson, Chairman Presiding
Magistrate, of the Court of Pleas and Quarter Sessions
of said County, and State aforesaid, do hereby Certify
that Lewis M. Cooper Esqr, whose Name appears
and signed to the foregoing Certificate, is now &
was at the time of signing the same, Clerk of
our said Court, of County and State aforesaid,
and that his attestation, is in due form, and by
the proper Officer, and that full faith and Credit
are due to his official acts as such
Given under my hand this 26th October 1854

John A. Anderson JP
Chairman Presiding Magistrate

Battle of

to } Court land

Williams' cor.

1856 May 8th

KNOW ALL MEN BY THESE PRESENTS, That we *William B. Shands*
& *Jesse S. Barham*

are held and firmly bound unto the Commonwealth of Virginia, in the just and full sum of
One thousand Dollars, for the
payment of which, well and truly to be made, we 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 *8th* day of *May*, 185*6*

The Condition of the above Obligation is such, That whereas the above bound
William B. Shands

has by a Decree of *The Circuit Court of Southampton County*
pronounced on the _____ day of *May* 185*6*, in
a cause therein pending wherein *Battle & Co.*
Plaintiff and *William's adms &c* are Defendants,
been appointed Commissioner to make sale of certain *Real* Estate in
the said cause described.—Now if the said *William B. Shands*
shall faithfully discharge *his* duties as such
Commissioner under said decree, then this obligation to be void, else to remain in full
force and virtue.

Signed, Sealed, and delivered }
in presence of }

William B. Shands L.S.
Jesse S. Barham L.S.
L.S.

Southampton Circuit Court Clerk Office May 8th 1856

I Jeph. S. Burdett security to
the within bond made oath before me Clerk of the Court aforesaid that his estate after the payment
of his just debts is worth the sum of One thousand Dollars, the penalty of the said bond—
Given under my hand this day above written.

JR. E. Edwards Ck

Battle of

5 } some bond

Williams' ad.

Know all men by these presents that we William B. Shands & Wm W. Briggs
are held and firmly bound unto the Commonwealth
of Virginia in the just and full sum of Four hundred dollars good and lawful
money of Virginia, to the payment whereof well and truly to be made we bind ourselves
our heirs executors and administrators jointly and severally firmly by these presents
Sealed with our Seals and dated this 17th day of November 1856

The Condition of the above obligation is such that whereas by a decree of
the Circuit Court of Southampton County entered on the 7th day of November 1856
in a suit in Chancery depending in the said Court between Mary Battle & Abraham
Riddick plffs. against Helel ad'm: Williams & others Deft. the above bound William B
Shands was appointed for purposes in said decree expressed. Now if the said William B
Shands shall faithfully discharge the duties of his said Office or trust according to law
then the above obligation to be void or else to remain in full force and virtue

Signed sealed & delivered
in presence of

JR Edwards Clk

Wm B Shands
Wm W Briggs

(Seal)

(Seal)

(Seal)

Southampton Circuit Court November 17th 1856

Wm W Briggs the security in the within bond made oath before me Clerk of the said Court
that his estate after the payment of all his just debts is worth the sum of \$200. the penalty of
the said bond.

JR Edwards Clk