

1870-019

SOUTHAMPTON COUNTY
CHANCERY PAPERS

HUGHES

VS. DAVIS' ADMINISTRATOR

10/1870

other surnames: Tyler,
Sledge, Hardie, Everett,
Prince & Powell, Adams,
Myrick, Powell, Prince,
Edwards

621

G. M. Hughes

vs: { Deane

Davis' Admrs.

G. H. entered

J. W. Urquhart Judge

1870. Aug. Deane as filed

" Oct 20 - Rept.

" Nov: Deane Confg. rept.

To The Judge of the county court of
Southampton August term 1870

G. M. Hughes, In. chancery

D. L. Dolis

Your petitioners George M. Hughes repre-
sents to your Honor that he is a creditor
of the late Sam: R. Doris. That a commis-
sioner of this court has audited and returned
an acct. of the transactions of D. L. Dolis
Shff: and as such adm. of said S. R. Doris
ad. That the said report has been confirmed
by your Honor. Your petitioners further repre-
sents that the funds have not been distrib-
uted. Wherefore he prays that the said
report may ^{be} recommended and ^{that} your
petitioners claims with all other outstanding
accts. may be included in said acct.

I your petitioners will ever pray &c

G. M. Hughes

Answer of D. L. Dolis

Your respondent for answer says that
that he admits the allegations in the foregoing
petition and does not object to the order
asked for.

D. L. Dolis Shff:

On the petition of George M. Hughes
to which there is no objection, the court doth
adjudge, order and decree that the account
of the transactions of D. L. Dolis late Shff:

and as such adm^r of S. R. Davis be
recommitted to Commissioner Tyler with
instructions to allow said Hughes and all
other claims that may be duly proved before
him and report to court.

Stuqhus to
Davis adm^o Dec^r

October 19th 1870

Southampton County Court, August Term 1870.

Geo. M. Hughes who sues for the benefit of himself and all other Creditors
of Samuel R. Davis dec'd - who will come in and bear their share of the
costs of this suit -

Plaintiff In
Chancery

Against
J. L. Tyler, Sheriff and as such administrator of Samuel R. Davis dec'd.
Defendants

On the petition of Geo. M. Hughes, to which there is no
objection, the Court doth adjudge, Order and decree, that the
Accounts of the transactions of J. L. Tyler late Sheriff and
as such Administrator of S. R. Davis, be recommended to
Commissioner Tyler, with instructions to allow said Hughes
and all other claims that may be duly proved
before him and report to Court.

At Test,

James R. Tyler, C. C.

Hughes &
vs 3 Dec
Davis Adams

Nov: Term Co. Ct.
1870.

To be entered.
J. W. Vreghart Judge

Hughes &c

vs $\frac{2}{3}$ Decree.

Davis' Admors

This day this cause came on to be heard on the papers formerly read and the reports of Commisr Tyler, to which no exceptions have been filed and was argued by counsel. On consideration whereof, and it appearing from said reports, that there is a balance due the estate of S. R. Davis died of Two hundred and seventy eight $\frac{79}{100}$ in the hands of the Admors. the Court doth advise order and decree that D. L. Doler, late shff & as such Admors of S. R. Davis out of the assets of his intestate, pay to the following parties the following amounts, with interest on each from Oct 1. 1870, till paid - viz: to James R. Tyler \$8.58 - to Steubing Sledge \$16. $\frac{79}{100}$, to James H. Harder \$41.00, to Martha Emmeth \$11.00, to Prince & Powell \$5.70, to Tillman Adams \$23.00, to A. B. Davis \$37.00, to Dr. J. B. Powell \$47.10, to Geo: M. Hughes, Admors. \$19.45 to Geo: M. Hughes \$3.80, to Jesse Edwards \$10.70 to Myler Myrick \$4.79.

H. Hottelmann's Notiz

Commissioner's Office,

JERUSALEM, *Aug 27*

1870

To *Geo M. Hughes. who sues for the benefit of himself & all other creditors of Saml R Davis*

You are hereby notified that I have fixed upon the *19th* day of *October* next, if fair, if not, on the next fair day thereafter, (Sunday excepted,) to take and settle, at my office, the following account to wit:

That the account of the transactions of D L. Dolis late Shff and as such administrator of S R Davis, be re-committed to Commissioner Tyler with instructions to allow said Hughes & all other claims that may be duly proved before him and report to Court.

required to be taken by the decree of Southampton *County* Court, rendered ^{at} ~~on~~ the *Aug 27* day of *Sept* 1870, in a suit in chancery depending in said Court between

Geo. M. Hughes

Plff and

D. L. Dolis late Shff & as such adm of S R Davis *Deflt*

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.

James R Tyler
HENRY S. HOWARD, Commissioner.

COMMISSIONER'S OFFICE,

JERUSALEM, *September 19th* 1870.

To the Creditors of the Estate of
Samuel R. Davis }
deceased, and all others concerned.

You are hereby notified, that ~~at the request of~~ *by a Decree of Southampton County Court*
~~Administrator of the estate of the said~~ *deceased,*
I have appointed the *19th* day of *October* next, at my Office, for receiving
proof of debts or demands, against the said decedent or his estate, at which time and place you are
required to attend.

Given under my hand, as a Commissioner of the County Court of Southampton County, the day and
year first aforesaid.

James R. Tyler, Commissioner.

Hughes

v } Com. Tylers Report

Davis' adm 8⁰

1870 October 20th

The Estate of Samuel R. Davis
In account with D. L. Doles Shff & administrator

1869		Dr	Cr
Decr 8	By amt of sales of Chattel Est	#	# 359 99
	To paid Smith & Holt for Coffin	22 00	
	" paid Prince & Powell for Shroud	1 85	
	" paid Jas H Hardee for delivering proper-	-	
	ty	5 00	
	paid Taxes	1 23	
1870 May 2	" paid Mr T Adams for digging grave	2 00	
	" Commissions on \$359 99 @ 5%	18 00	
	" Commissioners fee, for former report & copy	10 00	
	" Clerks fee for recording former ac	5 00	
	" paid Sheriff ticket	1 00	
	" Commissioners fee for making up this		
	ac. ac debt &c	10 00	
	" Clerks fee, for recording this ac	5 00	
	" Balance due Est	278 91	
		# 359 99	# 359 99
Octo 1	By Balance due Est brot down		# 278 91
	with interest from this day till paid		

Respectfully Submitted
James R Tyler
Clerk.

(13)

An Account of debts or demands outstanding against the Est of Samuel R Davis dec^d proved before me, Jas R. Tyler Comp^r in Chancery and Classified according to their respective dignities.

3rd Class

To James R Tyler. Comp^r for making up report in case Davis v Buzzard. 1/6 part of 8 33
Int. to 1st November 1870. 25

8 58

4th Class

No 1 " Sterling Sledge. "Receipt for money paid" 90 00
Int. to 1st November 1870 2 42

92 42

" 2 " Sterling Sledge ap 5 30
Int. from 6 Dec 1869. to 1 Nov 1870 30

5 80

" 3 James H. Hardee Note 100 00
Int. from 14 Mch. 1868 to Nov 2nd 1868 3 80

103 80

Paid 2nd Nov 1868 50 00

53 80

Int. to 1st November 1870. 12 yrs 6 45

60 25

" 4 Martha A. Everett ap 15 00
Int. from 1st June 1869 to 1st Nov 1870. 1. 5. 1 27

16 27

" 5 Princeg Powell ap 7 82
Int. from 1 Sept 1869 to 1st Nov. 1870 1 yr 2 mo 34

8 36

" 6 Tillman Adams ap 32 13
Int. from 1 Jan'y 1870. to 1st Nov 1870. 10 mos 1 60

33 73

" 7 A. B. Davis Act 49 00
Int. from 1 Jan'y 1869 to 1st Nov 1870. 1. 10 mo 5 39

54 39

" 8 Dr J. B. Powell Mch/Bill 8 00
Int. from 1st Jan'y 1868 to 1 Nov 1870. 2 yr 10 mo 1 36

9 36

\$ 280 58

Ant Balance

\$280 58

No 9 Dr J. B. Powell med Bill 11 00
Int for 1 Jan 1869 to 1 Nov 1870. 14 mos 1 31

12 31

" 10 Dr J. B. Powell med Bill 19 50
Int. for 1st Jan 1867 to 1 Nov 1870. 3 1/2 yrs 4 48

23 98

" 11 Dr J. B. Powell med Bill 22 50
Int for 1 Jan 1870 to 1 Nov 1870 1 12

23 62

" 12 Geo. M. Hughes (adm) Bond vs Davis & Sledge 26 54
Int for 15 July 1869. to 1 Nov 1870. 14 3/4 mos 2 05

28 59

" 13 Geo. M. Hughes ap 5 10
Int for 12 Dec 1868 to 1 Nov 1870. 14. 10 mos 5 6

5 56

" 14 Ispe Edwards ap 15 10
Int for 1 Jan 1870 to 1 Nov 1870. 10 mos 7 5

15 75

" 15 Maylor Myrick ap 6 66
Int for 1 Nov 1869 to 1 Nov 1870 39

7 05

Total debt

\$397 44

Respectfully Submitted

James R. Tyler

Com

16
An Account Apportioning the funds in the hands of D. L. Doles administrator of Saml R. Davis. Amongst the several Credits as follows

James R. Tyler " 3rd Clap debt " 8 58
4th Clap

Sterling Sledge 2 acts 66 79

James W. Hardee 41 00

Martha Everette 11 00

Prince S Powell 5 70

Sillman Adams 23 00

A. B. Davis 37 00

Dr J. B. Powell 4 acts 47 10

Geo. M. Hughes adm 19 45

Georgi M. Hughes 3 80

Ispe Edwards 10 70

Maylor Myrick 4 79 270 33

Total amt \$278 91

Respectfully Submitted

James R. Tyler

Com

Commissioners Office

Jerusalem Oct 20th 1870

To the County Court of Southampton County

Pursuant to a decree of the County Court of Southampton County rendered at the August Term 1870. in a suit in chancery, depending in the said court between Geo. M. Hughes and D. L. Dole Sheriff & administrator of Samuel R. Davis, the undersigned, one of the commissioners of said court to whom was referred for settlement, by said decree, the account of D. L. Dole, administrator of the estate of Samuel R. Davis dec'd, reports to the court, that on the 29th August last he issued notices against the parties aforesaid, requesting them to attend the settlement of said account before him on the 19th day of October 1870 which were returned to your Commissioners duly executed. The parties aforesaid appeared, in obedience to said notice, and he thereupon stated & settled the foregoing account of the said D. L. Dole adm^r of Samuel R. Davis up to the 1st day October 1870. and finds a balance due the Estate \$278.91. cent with interest from that day till paid. Your Commissioners further reports to the court, that he has made up an account of all outstanding debts against said Est., and also an account, apportioning the funds in the hands of the administrator amongst the several creditors, which is marked B. The Commissioner further reports to the court, that after the completion of said accounts he retained the same in his office ten days for the examination of the parties which with the decree and notice aforesaid are herewith returned Given Under my hand as Commissioner aforesaid, the day and year first aforesaid

James R. Tyler

Com^r