

1872-050 SOUTHAMPTON COUNTY
CHANCERY PAPERS

Ex Parte

WILLIAMS' COMMITTEE, PETITION of 4/1872

Petition of Saml Wells
Shuff and committee
of Ernest P Williams

1870 May. Feby filed & Order

8^o

June 11^o Report

1871. ~~Jan'y. Decree final for~~

1872. App. Return from the Docket

To the Hon Joseph Maguire judge of the
County Court of Southampton in Chancery
Sitting

Respectfully petitioning your petitioners
Samuel Killo sheriff and as such
committee of Erastus P Williams a lunatic.
sheweth to your Honor that sometime in
the year 1867 he was appointed committee
of Erastus P Williams by the county
court of Southampton, that the said Lunatic
had some little personal estate and an interest
in a lot in Jerusalem that are his estate both
personal and real has been sold his interest
in the said real estate which was sold for
a division bringing \$173.17^{cts}, your petitioners
sheweth further that he has settled an account
of his transactions as such committee before
one of the commissioners of this court a copy of
which is herewith filed marked A and prayed
to be taken as a part of this bill by which the
court will see he has accounts for all the
said Williams estate both real and personal
and there is a balance due the lunatic
of \$149.92^{cts} this with a debt for \$32.85^{cts}
due from C. C. Williams is as far as your petitioners
knows all the said Williams estate

Your petitioners sheweth further that

The said Erastus P Williams is now an inmate
of the lunatic asylum at Williamstown that
he has a wife and the same reports above
is all his estate. He also owes debts

Your petitioner does not know what to
do in the premises whether to pay the debts
first and then apply the residue to the support
of the family or whether this whole
amount will not have to be set aside under
the homestead exemption for the support
and maintenance of the family. Under the
circumstances he comes into court and asks
the court to direct him what disposition
to make of the funds in his hands and
to make such an order as to it may seem
right and as in duty bound your petitioner
will ever pray etc

Shames for petitioner

Samuel Kells Sheriff and as such committee
of Erastus P Williams a lunatic having this day
filed his petition together with a copy of his
report asking the court to dispose of the funds in
his hands which have arisen from the sale of
the real and personal estate of the said lunatic
the court without deciding any of the questions
which are involved in this cause doth adjudge
order and decree that a commissioner of this
court take a further account of the debts now
due and owing by the said Erastus P Williams
and report the same to this court together with
any special matter deemed pertinent by himself
or which may be required by any of the
parties interested to be so stated

11
Secret

Dorchester County Court, May Term 1870-

Samuel Wells Sheriff and as such ^{Committee} administrator of Erastus C. Williams & Lunatic, having this day filed his petition together with a Copy of his Report, asking the Court to dispose of the funds in his hands which have arisen from the sale of the real & personal estate of the said Lunatic, the Court wishes deciding any of the questions which are involved in this Case, doth adjudge, Order and Direct, that a Commissioner of this Court take a further account of the debt now due and owing by the said Erastus C. Williams, and report the same to this Court, together with any Special Matter deemed pertinent by himself, or which may be required by any of the parties interested to be so stated.

Attest,
Clerk,

James R. Tyler, C. C.

Kills committed
of C. P. Williams } There
ex- parte }

To be entered
J. N. Myrhaek
Judge
Jan 2 Term 1871

ex-parte Samuel Wells }
Committee of Erastus P. Williams } Decem

This day this cause
came on again to be heard ^{on the papers formerly filed} and the report of
Commissioner Tyler to which no exceptions
have ^{been filed} and was argued by counsel on each side
whereof the court doth adjudge order and decree
that Samuel Wells deposit the sum of \$4,700.92 as
the balance due Erastus P. Williams by the last
report and the interest and whatever sums of
money he shall have since collected in
the Citizens Bank of Norfolk Virginia in
his name as committee of Erastus P. Williams
a lunatic and return the said certificate
of deposit bearing six per cent interest
along with his report of what he has
done in order to a further decree of this
court

Kello Staff and
Commissa of
Williams
"

Sussex County Court, January Term 1871

On the petition of Samuel Kells, Sheriff and Committee of
Erastus P. Williams, a Lunatic -

In Chancery

This day this Cause came on again to be heard on the
papers formerly read and the Deft of Beneficiaries Tyler,
to which no exceptions have been filed and was argued by
Counsel; On Consideration whereof the Court doth adjudge, Order
and decree that Samuel Kells deposit the Sum of one hundred
and forty seven dollars and eighty two cents (\$147.82) the
balance due Erastus P. Williams by the last Report, and
the interest, and whatever Sum of money he shall have
since collected in the Citizens Bank of Norfolk Virginia,
in the name of Samuel Kells Sheriff and Committee of
Erastus P. Williams, a Lunatic, and return the said
Certificate of deposit bearing six per cent interest along
with his Report of what he has done, in order to
a further Order of this Court.

A Copy

Teste

Samuel Tyler, J.C.

Ex-juror Kells sheriff
" committee of E. P.

Williams

Deane

J. W. Mynhart Judge
Jan 2 Term 1872

Ex, parte Wells Shuff and
committee of Erastus P Williams } Deem.

This day this cause
came on again to be heard and the papers
formerly made and the report of Samuel
Wells Shuff and committee of Erastus P
Williams and was agreed by counsel on
consideration whereof the court doth adjudge
order and deem that Samuel Wells Shuff and
committee of Erastus P Williams a Summe
withdraw the certificate of deposit for \$157.52 cts
of the Citizens Bank of Norfolk from the papers
in this cause and collect the same and
out ^{of} the said money pay to Thomas J Ketter
Sum \$75.34 cts to Mr R Parker or his assigns
\$28.13 cts ^{with} and paying the costs of this suit that
have accrued since the last order in this
cause pay over the balance of the said
money to the wife of the said Erastus P
Williams and return his receipts with his
report to court in order to a further order.

1872 Jan 18th Received of the Clerk of the Court the certificate of Deposits
wherein referred to -

E. L. Story Deft for
S. Kello late Plff &c.

Ex parte Wells Shuff
a committee of Crastus
P Williams

Dean
To be entered
J. W. W. W. W. W. W.
Judge
April Term 1912

Ex parte Kells sheriff
vs committee of Exactors } Decree
P Williams }

This day this cause came on again
to be heard on the papers formerly made and
the report of Samuel Kells sheriff and
committee of Exactors P Williams made
pursuant to a decree entered at the January
Term 1872 and to which no exceptions ^{have been} ~~are~~
filed and was argued by counsel on
consideration whereof the court doth
adjudge order and decree that the said
report be confirmed And it appearing to
the court that there is nothing further
to be done in this cause the court
doth order the same to be removed
from the docket

1870 June 11th

A further account of outstanding debt. now due and owing by
the said Erastus P. Williams "A Sanatio" as follows

To F. J. Prester	"Meal Bill"	25 10	
Int. from 1 Jan'y 1864 to 1st June 1870		9 62	
			34 62
To F. J. Prester	"Meal Bill"	9 56	
Int. from 1 Jan'y 1866 to 1st June 1870		2 53	
			12 09
To F. J. Prester	"Meal Bill"	25 70	
Int. from 1 Jan'y 1868 to 1st June 1870		3 63	
			28 63
To Wm R. Packer	"Meal Bill"	25 00	
Int. from 1st Jan'y 1868 to 1 June 1870		3 13	
			28 63
Total debts			\$ 103 97

Respectfully Submitted
Jas R. Tyler
Comy.

Comptroller's Office,
Jerusalem, June 10th 1870.

To the County Court of Southampton;

Pursuant to a decree of
the County Court of Southampton, rendered on the 21st day
of May 1870, the undersigned one of the Commissioners of
the said Court to whom was referred for Settlement by
said decree - "an account of the debts now due & owing
by the said Erastus P. Williams"; reports that so far as
he has been able to ascertain there are only two debts
outstanding and unpaid against the said Erastus P. Will-
iams - as shown in the above account - That the Commis-
sioner has computed the interest up to the 1st of June

1870- and find the aggregate amount of said debts is
amounting inclusive of Interest to be (\$103.97) two hundred
and three dollars and Ninety Seven Cents -
Given Under my hand as Commissioner of the said County,
the day and year first aforesaid.

James R. Taylor, Clerk.

Commissioner's fee \$5.00 -
Chgo to S. Kelle, Sheriff
and Committee

1871 July 8

The undersigned Sheriff and Committee of Erastus P. Williams begs leave to report that in obedience to a decree of this Court entered at the January Term 1871 he has deposited the sum of One Hundred & fifty ~~one~~ ⁵²/₁₀₀ Dollars in the Citizens Bank of Norfolk Va and has with returns the Certificate of deposit as ordered and he reports further that he received the sum of Sixty ⁷⁸/₁₀₀ Dollars from C. C. Williams which he applied to the payment in part of the sum of Seventy One ⁶⁶/₁₀₀ Dollars which he had advanced to the Estate of the said E. P. Williams heretofore. All of which is Respectfully submitted by

S. G. Gello
Sheriff & Committee

1892. Mar. 11th

In conformity to a decree of the County Court of Southampton made at the January Term thereof 1872 I have collected the certificate of deposit - for \$151.52 of Citizens Bank of Norfolk for the Estate of Erastus P. Williams, Linatic which with interest from June 9th 1871 amounted to \$156.66 Paid expense of collecting \$3.75 - leaving balance \$152.91. I have also received of E. C. Williams \$60.78 which deducting 8 per cent. Commissions leaves \$57.74 which with the above made \$210.65 - which has been paid out - as follows: -

clerks cost	-	-	paid I.R.C.	1.46
To Thomas J. Pettow				75.34
To taxes in my hands vs Wm. B. Parker				
the \$28.63 due him, he having directed				
this claim to be applied to payment of said				
taxes both before and after he took the				
benefit - of the Bankrupt law	-	-		28.63
To Sarah J. Williams wife of Erastus P. Williams				105.22
				<u>\$210.65</u>

Respectfully submitted
S. Wells Stiff & Committee

Received Feb. 23. 1872 of S. Wells Stiff & Committee of my husband E. P. Williams One hundred and five ²²/₁₀₀ Dollars (\$105.22) in full of amt - due me from my husband's Estate.

Sarah J. Williams

Recd. Feb. 24th. 1872 of S. Wells Stiff & Committee of E. P. Williams Linatic Seventy five ³⁴/₁₀₀ Dollars in full of amt ordered to be paid me by decree of the County Court of Southampton at January Term 1872.

T. J. Pettow

Crastus Williams

£ 3 cent

J. P. Howell

William

JR

Erastus Williams

1865	To T. J. Pratt	Dr	
Oct 6	To visit & prescription to self		\$ 3.00
" 8	" visit & prescription		3.00
" 10	" visit & prescription		3.00
Nov 17	" visit & prescription		3.00
" 19	" visit & prescription		3.00
" 21	" visit & prescription		3.00
	By 1.75 to Fadden		<u>\$ 8.44</u>
	To balance due		\$ 9.56
	Interest		<u>2.28</u>
			<u>\$ 11.84</u>
1863	To Examination and report in the case of Erastus Williams a lunatic		25.00
1867	To Examination of same patient		<u>25.00</u>
			<u>\$ 11.84</u>

Erastus J. Williams.

For Merch Bill

Wm. R. Parker.

\$25.00.

Alameda
J. R. J.

1864.

Erastus P. Williams. Est

To Wm R Parker Dr

1867. To Medical Examination of Erastus P. Williams (Sunatic)
and Making Out Medical Report to Williamsburg Sunatic
Asylum — — — — — \$25.00.

Samuel Kello Shiff & Co^{rs}
of Erastus P. Williams

The Estate of Erastus P. Williams

In Account with Samuel Kello Sheriff and Commr. Sec.

			Dr	Cr
1868				
Jan	1	By amt. recd. from sale of personal property		90 61
		To Commissions on \$90.61 @ 5 p. c.	4 33	
		" paid appraisers	3 00	
		" " Attorney fee for committing Est	5 00	
		" " Susan F. Gaskins board	20 00	
		" " E W Davis for selling buggy	50	
		" " Clarks ticket	1 30	
		" " Taxes	12 11	
		" " Expenses for carrying Erastus P. Williams to the Asylum	51 05	
Dec	31	By Bal. due S. Kello		10 08
1868			100 69	100 69
Dec	31	To bal. due S. Kello brought down	10 08	
1869		" Int. on this amount 10 months	51	
Nov.	1	By this amt. recd. for your interest in Lot in Jerusalem		
		Sold under decree of Court		173 17
		To Commissions on this amount	8 66	
		" Clarks fee for recording this account retained	2 00	
		To Commissioners fee for making up this account & a copy of the same, retained	4 00	
Dec	31	To balance due Estate	147 92	
1869			173 17	173 17
Dec	31	By balance due Estate brought down		147 92

Respectfully Submitted

Oscar White Commissioner

Commissioners Office
Jerusalem Feb 15 1870

To the County Court of Southampton County.

Your Commissioner reports to the Court that Samuel Kello Sheriff and Committee of Erastus P Williams, a lunatic, has exhibited before him a Statement of all the money which he had received or had become chargeable with, or had disbursed, during the period embraced in this account, together with the vouchers for said disbursements. That the said Samuel Kello was embraced in the list of Fiduciaries whose accounts whose accounts were before him for settlement which was posted up at the front door of the Courthouse of said County on the first day of December Court last, and on the date of this report (ten days having elapsed since the same was thus posted up) made up and completed the foregoing account and finds a balance of \$147.92, due the said estate on the 31st day of December 1869. The account is supported by satisfactory vouchers and is herewith returned.

The Commissioner would state specially that the sum of \$54.05 allowed for conveying the lunatic to the Asylum was actually spent for that purpose, in consequence of the River being frozen up so that the boats could not run, and being detained on that account and having to hire a private conveyance, caused the expenses to be much greater than they would otherwise have been.

The Commissioner would also state, that he has not charged interest on the balance due the estate for the reason that the Committee has to keep it on hand to pay debts and cannot invest it for that reason.

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

Orwin White Commissioner

Southampton County In the Clerks Office the 17th February 1870
This account of Samuel Kello Sheriff & Committee of Erastus P Williams a lunatic

was returned & filed for exceptions. And at a Court held for the said County on the day of March 1870, the said account having lain one month and upwards in the Clerks Office and no exception being filed, it was examined, confirmed and ordered to be recorded.

Teste

- Orwin White Ck

A Copy

Teste

L.R. Edwards D.C.