

1872-051

SOUTHAMPTON COUNTY
CHANCERY PAPERS

BRIGGS' ADMINISTRATOR vs. PARKER et al

6/1872

other surnames: fox,
chambliss

Briggs adm f^o
" } Stat. Rules

Parker f^o

In Southampton County Court.

Joseph St Prince administrator of John E Briggs dec'd Thomas J Fox &
Dolly his wife formerly Dolly A Briggs

against
James W Parker John R Chambliss Annie & Ursula Briggs the last two by
L R Edwards their guardian ad litem.

1872. April 12. Summons issued

" May R. Summons Ret'd Ex^o. Will filed. L R Edwards assigned Son ad litem
to infants. Ans^r of infants. G. Refr: D. Nisi & L R Parker & Chambliss

" June " Will taken for Confessed as to L R Parker & Chambliss & cause set for
hearing &c.

" " T. Deane &c Cause removed from docket.

Geo. St.

Briggs & Adams St.

or Bill

Lauren St.

1892 May
June Rules

L.B. Prince Jr.

To the Hon Jos: Co. Lupton, Judge of the County
Court of Southampton Co. In Chancery.

Humbly Complaining, sheweth unto your
Honor, your Complainant, Jos: H. Prince, Adm:
de bonis non of Jno: Briggs decd. That J. Fox &
Dolly A. his wife, formerly Dolly Briggs,
that at the Nov: Term of the Cir. Ct. 1866, David
H. Thomas, had recovered a judgment against
James W. Parker & Jno: R. Chambliss for two
hundred & forty four ⁴/₁₀₀ dollars; that in a
settlement had with the said Prince, as
Adm: as aforesaid, with D. H. Thomas, who had
been managing the Estate of the said Briggs,
for some time previous to his qualification, the
said Thomas transferred and paid over to the said
Prince the said judgment, upon which there
were some credits. That after the said judgment
came under the control of the said Prince,
he instituted inquiries into the pecuniary
conditions of the obligors, and found that the
Principal was wholly & irretrievably insolvent
and the Surety considerably embarrassed with
debts of this class. That it was at once apparent
to the said Prince, that whatever was recovered
upon said judgment would have to be recovered
from the Surety alone - That not a great while
after this, an offer of compromise from the Surety
to this bond was made to the said Prince, viz - that
the said Surety would pay to the said Prince the

sum of One hundred & eighty \$800 dollars, in
satisfaction of said judgment. That after consulta-
tion with the said Thomas J. Fox & Dolly & his
wife, it was determined that this was the
wisest & most prudent course to pursue.
That in furtherance of this determination
your Complainant Jos. H. Parice has
received the above sum from the said
Chambliss, in full satisfaction of the said
judgment. That your Complainants are advised,
that before the said act is finally binding,
it must receive the sanction of some Court
of competent jurisdiction, all parties in
interest being properly before the same.
In consideration whereof, your Complain-
ants pray that the said James W. Parker,
Jno R. Chambliss, Harriet E. Persula
Briggs, the last two of whom are the infant
children of the said Jno. E. Briggs decd, may
be made defendants to this bill; and
that some proper person may be assigned
their guardian ad litem in this cause.
That an order may be entered, approving
& confirming the act of the Adm'r in this
instance, and that your Honor will
order whatever else is necessary to be
done in the premises. And as in duty
bound, They will ever pray. &c. May it
please the Court &c.

J. H. Parice pr

The joint and several answer of
Harris E. Ursula Briggs - to a petition
filed by Jos H Parice & others against
themselves and others in the County Court
of Southampton. Answer by J. R. Edwards
their joint and several.

These defendants, saving preserving to,
for answer to the said petition, say that
they are infants being such, know
nothing of the facts therein set forth, but
submit their interests in this cause to the
protection of this Court. And having
answered, they pray hence to be dismissed
to -

J. R. Edwards -

Edw adltn

J. B. Parice p.d

Briggs' Adm't

as to Recd.

Parker &

June Term
1872.

To be entered.

J. W. Mangum
Judge

Briggs' Acet. 4.7

by 3 Dec.

Parker 3rd

This day this Cause came on to be heard on complainant's bill, which has been taken for confessed as to the adult defendants, J. W. Pauper & John R. Chambliss, the answer of the infants, Nannie E. & Ursula Briggs, by L. R. Edwards, who is hereby assigned their Guardian ad litem, exhibits filed, with several replication, and was argued by Counsel. On consideration whereof, and it appearing to the Court that the action of the Adm'r de bonis non of Jno. E. Briggs deceased, was prudent, the Court doth adjudge order and decree that the compromise more particularly described in the bill, be and the same is hereby confirmed and ratified, and declared binding & firm between all parties. And nothing further appearing to be done in this Cause, the same is ordered to be removed from the docket, at the cost of the said Jno. E. Briggs, Adm'r of Jno. E. Briggs.

Briggs and Co

& } Sum. Chr.

Parker & Co

1872 May Rules

Executed

J. S. Parkman
for W. W. D. 1941 S. 1/2

The Commonwealth of Virginia

To the Sheriff of Southampton County, Greeting:

WE COMMAND YOU to summon

Nannie E & Ursula Briggs James M Parker Jno B Chambliss &

if *they* be found within your bailiwick, to appear at the Clerk's Office of our County Court of Southampton County, at the Rules to be holden for the said Court, on the first Monday in May next to answer a bill in Chancery filed against them in our said Court by Joseph H. Prince, admr. de bonis non of Jno. E. Briggs dec'd Thomas J. Fox & Dolly & his wife, who was formerly Dolly A. Briggs

And have then there this writ. Witness, OSWIN WHITE, Clerk of our said Court, at the Court-house, this 12th day of *April* A., D., 1872. in the 96th year of the Commonwealth.

O. White Clk