

1873-17

Santhampton County Chancery

Seaborn, Richard et al vs Parker, Com R. et al

"2 sides Account"

Henry S. Howard

~~17~~ ~~18~~ ~~19~~ 20 21 22 23

107

Darden & Co

2 } Papers

Parker & Co

Darden nals

no. 3 Bill n exhibits.

Parker nals

1859 August Rules

To the Honorable Richard G. Baker judge of the  
Circuit Court of Southampton in Chancery sitting

Humbly complaining your orators Richard  
I Darden and Richard G. Blythe who are for themselves  
and all other beneficiaries under a deed of Trust  
executed by Wm R Parker to Henry S Howard trustee  
and dated the 1<sup>st</sup> of September 1858 who will come  
in and bear their share of the costs of this suit  
show unto your Honor that on the 1<sup>st</sup> of September  
1858 Wm R Parker executes a deed of Trust to  
Henry S Howard as trustee conveying negroes,  
stock, crops &c for the purpose of securing certain  
debts and persons in the classification and manner  
therein set forth, all of which will more fully appear  
by a certified copy of the said deed herewith filed  
marked A and prayed to be taken as a part of this  
bill

Your orators show further that on the 19<sup>th</sup> of  
October Henry S Howard the Trustee sold the property  
conveyed to him and the amount of sales from the  
negroes and all came to the sum of \$4180.<sup>59</sup>cts  
as will appear by a copy of his account of sales  
herewith filed marked B and prayed to be taken as a  
part of this bill. Your orators show further that at  
the November Term 1858 of the Circuit Court of Southampton  
Richard I Darden obtained a judgment against Wm  
R Parker on bond for the sum of \$962.<sup>59</sup>cts with  
interest from the 20<sup>th</sup> September 1858 that at the  
same term of the same Court Richard G Blythe  
obtains a judgment vs Wm R Parker for the sum of  
\$172.<sup>88</sup>cts with interest from the 1<sup>st</sup> of September 1858  
as will more fully appear by certified copies of the said  
judgments herewith filed marked C & D and prayed to  
to be taken as a part of this bill.

Your Honor will perceive by an examination of  
the deed of Trust herewith filed that your orators are  
seized as creditors of the second class by manner

\* and that the said court direct the Trustee to pay your orators what balance may be found due them on settlement of the said account

Your Orators state further that the Trustee Henry S. Howard has gone on and paid all or nearly all the creditors of the first class and ~~and~~ there is still a large balance in his hands which they are advised should be distributed ~~either~~ to them in the second class but the Trustee refuses to pay them alleging that there is a large bond in the nature of an indemnifying <sup>bond</sup> now outstanding against Mr R. Parker with several securities and the condition of which is already broken and forfeited and that this bond must be paid before the second class creditors can come in,

In tender consideration whereof and inasmuch as your orators are without remedy at law and only entitled to relief in a court of equity where such matters are peculiarly cognizable they therefore pray that Mr R. Parker and Henry S. Howard may be made parties <sup>defendants</sup> to this bill and compel them as full and perfect answer make to the allegations therein contained as if they had been examined more fully and specially interrogated that Henry S. Howard be directed to settle an account of his transactions as Trustee of Mr R. Parker before a commissioner of this <sup>court</sup> showing what he has paid out and what is in hand, and that the said commissioner as aforesaid take an account of the debts outstanding under the said deed and their dignity and that the court would grant such other and general relief the premises considered as equity may dictate and the nature of this case may require and as in duty bound your orators will ever pray &c  
Shawd Jy.

Exhibits to be filed

- A Deed of Trust 5<sup>th</sup> Sept 1858 from R. Parker to H. S. Howard
- B H. S. Howard's Trustee account of sales under said deed
- C R. S. Dandies judgment vs W. R. Parker Nov term 1858
- D R. H. Blythe do vs W. R. Parker Nov term 1858

Larden 1<sup>o</sup>

v { Gehdet mit bill

Parker 1<sup>o</sup>

(A)

This Deed made this sixth day of September in the year one thousand eight hundred and fifty eight between William R Parker of the first part, and Henry S Howard (Trustee) of the second part, Witnesseth; that the said Parker doth grant and convey to the said Howard the following property Viz. One negro man Ned, one negro boy Jim, one negro woman Louisa, one negro girl Adeline, one bay horse (King) one bay mare (Julia) and colt, entire stock of horses and cattle, one buggy and harness, one sulky and harness, one double set of buggy harness, one cart and gear, plows and farming utensils and implements of every kind, household and kitchen furniture of every description Viz. Chairs, Sofa's, tables, beds, glass & crockery ware and every other kind now in possession of the said grantor. Crops of Corn, fodder, peas, potatoes, and all other kinds whether gathered or now growing, one double barrel gun, one Colts revolver, one gold watch and chain. In Trust to indemnify and secure the following securities and debts. In the first place to indemnify and save from loss the following securities by securing the following debts Viz. one bond due Richard Darden for \$800.00 Subject to a credit of fifty dollars. One bond due H D Moores estate for about \$535.00 or subject to two credits making about \$340.00. One bond due H D Moores ~~admiror~~ for about \$360.00 or dated January 1858. one bond due the same for about \$175.00 dated January 1858. One bond due same for about \$70.00 dated January 1858. One bond due same for about \$12.00 dated January 1858. One bond payable to L R Edwards for about \$500.00 Subject to credits not recollected, now in the hands of Jesse S. Barkman. One bond due A. B. Stephenson for about \$300.00. One bond due same as ~~admiror~~ of Jno. D Stephenson for about \$120.00. One bond due Lewis Worrell's estate for about \$225.00. and all other bonds or debts, not herein specially mentioned, for which H D. Moore, Wm W. Briggs, Jno. I. Hurdick or any other person may be legally responsible, in any manner as security for the said Parker, are to be paid in the first place and before all others.

In the second place to secure the following debts to which there is no security. Viz. debt due Richard I Darden of about \$950.00 or by bond and account. debt due Thomas A Briggs, whether by bond or account for about \$700.00. debt due Richard A Blythe for about \$190.00 whether by bond or account. debt due Jesse S. Barkman for about \$200.00 whether by bond or account. debt due H. P. Pope Two bonds making about \$160.00 and account of about \$30.00 bond due George C Pope for about \$85.00. debt due James D. Mapenbury for about \$65.00. debt due Jacob Lenoir for about \$80.00 debt due Nicholas Bell for about \$150.00. debt due Everett Ellis for about \$150.00 debt due James D Bryant for about \$60.00. debt due Benjamin E Morrell for about \$125.00

Debt due A. K. Stephenson for about \$80.00 debt due Warren Edwards for about \$30.00  
Debt due Wm J Majett for about \$25.00 debt due Wm W Briggs for about \$255.00 debt.  
due Thomas H. Vreeland amount not remembered - debt due Burgess Burgess Coyner for about  
\$30.00 debt due by bond to John I. Kindred for \$388.79. debts due M. A. Santos & Co.  
Santos, Walker & Co. A. J. Williams & Co. the amounts of which are not remembered - and all  
other persons, though not specially herein mentioned, to whom the said Parker may be  
indebted to the extent of one cent are to be paid in like manner as other creditors mentioned  
by name, in the second class. If it should be necessary for the trustee to make sale of the  
property herein conveyed, the negroes shall be sold for cash, and the residue of the property on  
a credit of three months, bond to carry interest from date.

Witness the following signatures and seals.

Teste.

Wm R. Parker (Seal)

Henry S. Howard (Seal)

Southampton County In the Clerk's Office September 7<sup>th</sup> 1858

This Deed of Trust was acknowledged by Wm R. Parker & Henry S. Howard, parties  
thereto, and was admitted to record

Teste

L R Edwards & Co

A Copy

Teste L R Edwards & Co

Southampton County In the Clerk's Office December 30. 1858  
This account of Sales was returned and admitted to record.

Teste

JR Edwards lb

Attest

Teste

JR Edwards lb

Davidson Jr

Exhibit with bill

Banker 10

(B)

604

An acct. of the sale of William R Parker's property sold by Henry S Howard Trustee,  
Oct 19/58.

|                         |      |                |        |                  |
|-------------------------|------|----------------|--------|------------------|
| 3 Wading shoes          | No 1 | p <sup>o</sup> | 40     | J. E. Gillette   |
| 2 " "                   | 2    | p <sup>o</sup> | 37     | A. J. Kello      |
| 1 grub hoe              |      |                | 60     | A. K. Stephenson |
| 3 Axes                  | No 1 |                | 80     | B. Worrell       |
| 1 Daggow                |      | p <sup>o</sup> | 1 80   | A. J. Kello      |
| 1 Richardson's plow     | No 1 |                | 1 05   | Benj. E. Worrell |
| 1 " " "                 | 2    |                | 1 65   | Geo. W. Lawrence |
| 1 Daggow                |      |                | 1 40   | B. E. Worrell    |
| 1 Set of plow gear      |      |                | 95     | "                |
| 1 " " "                 |      |                | 85     | A. K. Stephenson |
| Reins and head stall    |      | p <sup>o</sup> | 38     | B. J. Henderson  |
| 1 Cart wheels & gear    |      |                | 7 00   | W. W. Briggs     |
| 1 Bridle & saddle       |      |                | 2 85   | " "              |
| 1 Drawing knife         |      | p <sup>o</sup> | 41     | Monroe Gray      |
| 1 Sulky harness         |      |                | 20 00  | W. W. Briggs     |
| 1 Buggy harness         |      |                | 52 00  | " " "            |
| 1 Lot of old harness    |      |                | 6 75   | B. E. Worrell    |
| 1 Set                   |      | p <sup>o</sup> | 9 00   | J. E. Gillette   |
| 1 horse named King      |      |                | 85 00  | W. W. Briggs     |
| 1 " " Julia             |      |                | 75 00  | " " "            |
| 1 Colt                  |      |                | 50 50  | B. E. Worrell    |
| 16 Shoats               |      |                | 16 50  | Thos. A. Briggs  |
| 1 Wild boar             |      |                | 3 05   | W. W. Briggs     |
| Amount carried forward. |      |                | 338 31 |                  |
| Amount brought forward  |      |                | 338 31 |                  |
| 1 Sow & nine Shoats.    |      |                | 40 75  | W. W. Briggs     |
| 6 Shoats                |      |                | 12 00  | Wm. E. Deale     |
| 10 " "                  |      |                | 22 00  | "                |
| 9 " "                   |      |                | 20 00  | "                |
| Double set of harness   |      | note           | 38 00  | Wm. A. Maysburg  |
| 10 Bbls. long Corn      |      | \$2.78         | 27 80  | W. W. Briggs     |
| 10 Bbls. " "            |      | 2.80           | 28 00  | "                |

|                                        |       |        |                  |
|----------------------------------------|-------|--------|------------------|
| 10 Bbls long corn                      | 2.80  | 28.00  | R. J. Darden     |
| 10 Bbls long corn                      | 12.85 | 28.50  | J. W. Briggs     |
| 8 Bbls do do                           | 2.84  | 22.72  | "                |
| 10 Bbls short corn                     | 1.31  | 13.10  | J. W. Briggs     |
| 12 1/2 Bbls Rem.                       | 1.33  | 16.63  | R. J. Darden     |
| 1 Stock fodder No. 1. 58¢/pr. bun?     |       | 5.22   | W. W. Briggs     |
| 1 do 3. 2 900lb. 70.                   |       | 6.30   | do               |
| 1 do 4. 2 600 " 70                     |       | 4.20   | do               |
| 1 do 5. 2 600 " 70                     |       | 4.20   | R. J. Darden     |
| 3 Stacks damaged fodder 2,200 lbs. 57¢ |       | 8.25   | do               |
| 1 Gold watch & chain                   |       | 70.50  | A. R. Stephenson |
| 1 Bear rug                             |       | 5.00   | W. W. Briggs     |
| Wardrobe                               |       | 10.00  | do               |
| Trunked Bed                            |       | 2.00   | do               |
| Table & Rocking chair                  |       | 1.00   | do               |
| Crib                                   |       | 2.00   | do               |
| Wash stand bowl & pitcher              |       | 2.50   | do               |
| Arm chair                              | paid  | 1.00   | James Jenkins    |
| Block & lamps                          |       | 1.30   | W. W. Briggs     |
| Amount Carried forward                 | f     | 759.28 |                  |
| Amount brought forward                 |       | 759.28 |                  |
| Andirons                               |       | 25     | W. W. Briggs     |
| Blue chest                             |       | 50     | do               |
| Sideboard                              |       | 5.50   | do               |
| Walnut table                           |       | 1.00   | do               |
| Fine table in drawing room             |       | 50     | do               |
| 1 pr. brass candle sticks              | paid  | 60     | Wm. E. Gay       |
| 1 " do do                              | paid  | 35     | John St. John    |
| Bed up stairs No. 1                    |       | 12.00  | W. W. Briggs     |
| Bed No. 2                              |       | 20.25  | do               |
| 3 Chairs upstairs                      |       | 75     | R. J. Darden     |
| Looking glass upstairs                 |       | 1.00   | W. W. Briggs     |
| Wash stand                             |       | 25     | do               |
| Bed head & mattress                    | paid  | 5.10   | B. J. Henderson  |
| 1 doz. Walnut chairs                   |       | 7.00   | W. W. Briggs     |
| Lounge                                 |       | 16     | J. A. Briggs     |

2 Sofa's  
 1 pr. tables  
 1 pr. Sofas No. 2  
 1 Rocking chair  
 Fender & Andirons  
 Carpet in Parlor  
 Walnut table up stairs  
 Hearth rug  
 Tables & Looking glass in Office  
 Centre table  
 Book Case  
 Amount Carried forward  
 Amount brought forward  
 Settee in Office  
 Double gun  
 Revolver  
 Clock in Office  
 Bed furniture in Office  
 The Mahone cow  
 1 Spotted cow  
 Picking of field  
 Shucks

|        |                  |
|--------|------------------|
| 15.00  | W. B. Shands     |
| 16.50  | W. W. Briggs     |
| 15.00  | Fayette Parker   |
| 2.10   | W. W. Briggs     |
| 1.75   | J. A. Briggs     |
| 5.00   | W. W. Briggs     |
| 7.25   | Mourer Gray      |
| 4.05   | W. W. Briggs     |
| 1.00   | do               |
| 70     | do               |
| 1.00   | do               |
| 883.84 |                  |
| 883.84 |                  |
| 1.00   | W. W. Briggs     |
| 9.50   | do               |
| 13.00  | J. A. Briggs     |
| 1.10   | W. W. Briggs     |
| 9.00   | do               |
| 7.50   | do               |
| 2.55   | do               |
| 8.00   | do               |
| 5.05   | Geo. Lawrence    |
| 940.54 | Nine hundred and |

forty dollars & fifty four cents.

The foregoing property was sold on a credit of three months without interest chosen from day of sale.

Amount of sales of Negroes under Deed of trust from said Parker on same day as above sale for cash

Negro boy Jim  
 " Man Ned  
 " Woman Louisa  
 " Girl Adeline

|         |                |
|---------|----------------|
| 1020.00 | Janett         |
| 910.00  | Pipes & Murfee |
| 850.00  | Peter Edwards  |
| 460.00  | John Powell    |
| 3240.00 |                |

Henry S. Howard Trustee

Darden 1<sup>o</sup>

o } Exh<sup>o</sup> with bill

Parker 1<sup>o</sup>

C & D.

Southampton Circuit Court November 15 1858

Richard J Darden

Plff.

against

Wm R. Parker

} In Debt.

Def.

The judgment obtained at the Rules not having been set aside and the plaintiff being now entitled to a final judgment it is therefore considered that the plaintiff recover against the Defendant nine hundred and sixty two dollars fifty one cents the debt in the declaration mentioned with legal interest thereon from the 22<sup>d</sup> day of September 1858 till paid and his costs by him about his suit in this behalf expended. And the said Defendant in Merces &c.

Plffs Costs \$7.45.

Attest

Jesse

L R Edwards Clk

Southampton Circuit Court November 15. 1858

Richard H Blythe

Plff

against

William R Parker.

} In Debt.

Def

The judgment obtained at the Rules not having been set aside and the plaintiff being now entitled to a final judgment it is therefore considered that the plaintiff recover against the Defendant One hundred and twenty two dollars eighty eight cents the debt in the declaration mentioned with legal interest thereon from the 1<sup>st</sup> day of September 1858 till paid. and his costs by him about his suit in this behalf expended. And the said Defendant in Merces &c.

Plffs Costs \$7.45

Attest

Jesse

L R Edwards Clk

Wm R. Parker  
Deed of Trust  
To  
Henry S. Howard, (Trustee)

1858 Sep. 7<sup>th</sup> Adk. year

Read  
Page 342  
& Examined

This deed made this sixth day of September, in the year one thousand eight hundred and fifty eight, between William A Parker of the first part, and Henry S. Howard (Trustee of the second part, Witnesseth; That the said Parker did grant and convey to the said Howard the following property, viz, one negro-man, Fred, one negro-boy Jim, one negro-woman Louisa, one negro-girl Adeline; one bay horse (King) one bay mare (Julia) and Colt, entire stock of Hogs and Cattle, one buggy and harness, one saddy and harness, one double sett of buggy-harness, one cart and gear, plows and farming utensils and implements of every kind, household and kitchen furniture of every description, viz, chairs, sofas, tables, beds, glass and Crockery ware and every other kind now in possession of the said grantor. Crops of corn, fodder, peas, potatoes and all other kinds ~~whether~~ <sup>whether</sup> gathered or now growing; one double barrell gun, one Colt's revolver, one gold watch and chain.

In trust to indemnify and secure the following securities and debts — In the first place to indemnify and save from loss the following securities, by securing the following debts viz, one bond due Richard Darden for \$800.00 subject to a credit of fifty dollars — one bond due H. D. Morse's estate for about \$535.00, subject to two credits, making about \$340.00 — one bond due H. D. Morse's adm<sup>r</sup> for about \$360.00 dated January 1858 — one bond due same for about \$175.00 dated January 1858 — one bond due same for about \$70.00 dated January 1858 — one bond due same for about \$12.00 dated January 1858 — one bond payable to L. R. Edwards for about \$500.00 subject to credits not used. Bated now in the hands of Jesse S. Barkham — one bond due A. K. Stephenson for about \$300.00 — one bond due same as adm<sup>r</sup> of Geo. D. Stephenson for about \$120.00 — one bond due Lewis Morrell's estate for about \$200.00 — and all other bonds or debts, not here in specially mentioned, for which H. D. Morse, Wm. H. Briggs, Geo. S. Kindred, or any other person

May be legally responsible, in any manner as security for the said Parker, are to be paid in the first place, and before all others -

In the second place to secure the following debts to which there is no security viz, debt due Richard J. Darden of about \$950.00 by bond and account - debt due Thomas A. Briggs, whether by bond or account for about \$700.00 debt due Richard H. Blythe for about \$190.00, whether by bond or account - debt due S. S. Parkman for about \$200.00 whether by bond or account - debt due H. P. Pope two bonds making about \$160.00 and account of about \$30.00 - bond due George C. Pope for about \$85.00 - debt due James D. Haptenburg for about \$65.00 - debt due Jacob Snow for about \$80.00 debt due Nicholas Bell for about \$150.00 - debt due Everett Ellis for about \$150.00 - debt due James D. Bryant for about \$60.00 - debt due Benjamin E. Small for about \$125.00 - debt due A. K. Stephenson for about \$80.00 - debt due Thos. Edwards for about \$30.00 - debt due J. M. V. Kapte for about \$25.00 - debt due J. W. Briggs for about \$255.00 - debt due Thomas H. Urquhart amount not remembered - debt due Burgess Ingham for about \$30.00 - debts due by bond to Mrs. J. Kinsler for \$388.72 - debts due M. A. Santos & Co, Santos, Trickett & Co, A. J. Williams & Co, the amounts of which are not remembered - and all other persons, though not specially herein mentioned, to whom the said Parker may be indebted to the extent of one cent are to be paid in like manner as other creditors mentioned by name, in the second class.

If it should be necessary for the trustee to make sale of the property here in Guyana, the negroes shall be sold for cash and the residue of the said property on a credit of three months, bonds to carry interest from date.

Put the following signatures and seals

Teste.

Wm H. Parker

Henry S. Howard

Sackamston County Clerk's Office, September 7<sup>th</sup> 1858.  
This Deed of Trust was acknowledged by W<sup>m</sup> R. Barker & Henry S.  
Howard, parties thereto, and was admitted to record.

Beste,

L. R. Coward Lib.

Darden J<sup>d</sup>

v. } Stat. Rules

Parker J<sup>d</sup>

1873 November Term

In Southampton Circuit Court.

Richard J Darden & Rich<sup>d</sup> M Blythe who sue for themselves & all other beneficiaries  
under a deed of trust executed by W<sup>m</sup> R Parker to Henry S Howard Trustee &c

<sup>a garnish</sup>  
W<sup>m</sup> R Parker & Henry S Howard

1859 July 25<sup>th</sup> Summons issued &c

" Aug. R. Sum. Ret. Executed. Bill filed. D. nisi &c. &c.

" Sept. " Bill taken for confessed.

" Oct. " Cause set for hearing &c.

" Nov 3. Decree for acct.

1860 Nov. 1<sup>st</sup> Report.

1873 Nov. Removed from Docket.

# The Commonwealth of Virginia,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—GREETING:

WE COMMAND YOU TO SUMMON

*Trustee*

*M<sup>r</sup> R. Blythe & Henry S. Howard his*

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 *August next*, to answer a bill in chancery exhibited against *them* in our said Court by

*Richard S. Darden & Richard A. Blythe*

and have then and there this writ Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court House, this *25<sup>th</sup>* day of *July* 1859, in the *86<sup>th</sup>* year of the Commonwealth.

*L. R. Edwards*

Darden &

and a small quantity of land Ch.

Parker &

1859 August Rules

Executed July 25<sup>th</sup>  
1859 on the within  
named parties by deliv.  
ering them copies of  
this notice

Robt M. Loomis F. H. H.  
For Wm. W. Briggs S. H. H.

Witnessed R. C.

1861 March 16<sup>th</sup> Received of Henry J. Howard Trustee of  
Wm. R. Parker fifty Dollars in part of claims held by  
Matthew Moore against said Parker in Chancery suit of  
Darden & Co. Parker & others in Southampton Circuit Court.  
John Moore Admin.  
of Matthew Moore.

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Wm R Parker, Grantor in a deed of Trust. In  
account with Henry S Howard Trustee

| 1858             |                                                                                                         |   | Dr      | Cr      |
|------------------|---------------------------------------------------------------------------------------------------------|---|---------|---------|
| October 18       | By sale of negroes sold for<br>cash this day                                                            | } |         | 3240 00 |
| "                | " To paid W W Briggs Adm <sup>r</sup> of<br>H D Moon bond & int.                                        | } | 69 00   |         |
| "                | " " W W Briggs Adm <sup>r</sup> of<br>H D Moon bond & int.                                              | } | 173 98  |         |
| "                | " " W W Briggs Adm <sup>r</sup> of<br>H D Moon bond & int.                                              | } | 11 50   |         |
| "                | " " W W Briggs Adm <sup>r</sup> of<br>H D Moon bond & int.                                              | } | 256 85  |         |
| "                | " " W W Briggs Adm <sup>r</sup> of<br>H D Moon bond & int.                                              | } | 285 94  |         |
| " 19             | " " Eli W Davis exgr                                                                                    |   | 10 00   |         |
| "                | " " A J Hells clerk                                                                                     |   | 3 00    |         |
| " 27             | " " Richd H Darden bond & int.                                                                          |   | 854 96  |         |
| Nov. 1           | " " Geo W Lawrence ad.                                                                                  |   | 44 53   |         |
| " 6              | " " Ben. E Morrell apign <sup>r</sup><br>bond & int.                                                    | } | 214 86  |         |
| " 8              | " " Jeph S Barham apign <sup>r</sup><br>bond & int.                                                     | } | 356 15  |         |
| Dec. 1           | " " A H Stephenson<br>bond & int.                                                                       | } | 311 00  |         |
| " 22             | " " Lewis Morrells Ex <sup>r</sup><br>bond & int.                                                       | } | 190 10  |         |
| 1859<br>Jan'y 17 | " " Execution in favour<br>of N P Phillips                                                              | } | 92 10   |         |
| " 18             | By amount of account of sales<br>due this day, sold on<br>three months time, with<br>interest from date |   |         | 940 54  |
|                  | Amounts carried forward                                                                                 |   | 2873 97 | 4180 54 |

|         |                                                                                                   |                    |                    |
|---------|---------------------------------------------------------------------------------------------------|--------------------|--------------------|
| 1859    | Amounts brought forward                                                                           | 2873 97            | 4180 54            |
|         | By three month interest on \$940.54                                                               |                    | 14 10              |
|         | To commission on \$4194.64 at 5 & 2<br>per cent                                                   | 91 89              |                    |
|         | To error in account of sales the<br>purchaser not complying with the<br>terms of sale             | 15 00              |                    |
|         | To paid Clerk tickets                                                                             | 17 67              |                    |
| July 18 | Balance due Grantor                                                                               | 1196 11            |                    |
|         |                                                                                                   | <del>4194 64</del> | <del>4194 64</del> |
| 1860    | By balance due brought down                                                                       |                    | 1196 11            |
| July 16 | To paid A. K. Stephenson a/pure                                                                   | 138 02             |                    |
| Sept 1  | By interest on \$1196.11 to this day                                                              |                    | 62 79              |
|         | Balance due grantor in principal                                                                  | 1058 09            |                    |
|         |                                                                                                   | 1196 11            | 1196 11            |
| 1860    |                                                                                                   |                    |                    |
| Sept 1  | By balance due grantor brought<br>down in principal                                               |                    | 1058 09            |
|         | Interest brought in                                                                               |                    | 62 79              |
|         |                                                                                                   |                    |                    |
|         | By balance due brought down<br>with interest on \$1058.09 paid<br>thereof from this day till paid |                    | \$1120 88          |

Respectfully submitted  
Wm H. Petlow Compt.

|                                                           |         |                                                                                                                                                           |  |
|-----------------------------------------------------------|---------|-----------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| "B"                                                       |         | an amount of outstanding debts under a deed of<br>trust executed by William B. Parker to Henry<br>S. Howard trustee the 6 <sup>th</sup> of September 1858 |  |
| Judgment due R. F. Bly the 22 <sup>nd</sup> Sept 1858     | 172 88  |                                                                                                                                                           |  |
| Interest to September 1 <sup>st</sup> 1860                | 20 16   |                                                                                                                                                           |  |
| Certs                                                     | 8 03    | 201 07                                                                                                                                                    |  |
| Judgment due R. J. Darden 22 <sup>nd</sup> Sept 1858      | 962 57  |                                                                                                                                                           |  |
| Interest to Sept 1 <sup>st</sup> 1860                     | 112 29  |                                                                                                                                                           |  |
| Certs                                                     | 8 03    | 1082 89                                                                                                                                                   |  |
| Judgment due Thomas Briggs 12 <sup>th</sup> August 1858   | 1178 00 |                                                                                                                                                           |  |
| Interest to 8 <sup>th</sup> of September 1858             | 51 0    |                                                                                                                                                           |  |
| Amount due 8 <sup>th</sup> "                              | 1183 10 |                                                                                                                                                           |  |
| By credit "                                               | 500 00  |                                                                                                                                                           |  |
| Balance due "                                             | 683 10  |                                                                                                                                                           |  |
| Interest to September 1 <sup>st</sup> 1860                | 80 77   |                                                                                                                                                           |  |
| Certs                                                     | 8 03    | 771 90                                                                                                                                                    |  |
| Judgment due Everett M. Ellis 11 <sup>th</sup> April 1858 | 200 00  |                                                                                                                                                           |  |
| Interest to September 1 <sup>st</sup> 1860                | 29 75   |                                                                                                                                                           |  |
| Certs                                                     | 7 45    | 237 20                                                                                                                                                    |  |
| Judgment due M. A. Santos & Co 20 <sup>th</sup> Sept 1858 | 131 00  |                                                                                                                                                           |  |
| Interest to Sept 1 <sup>st</sup> 1860                     | 15 72   |                                                                                                                                                           |  |
| Certs                                                     | 7 70    | 154 42                                                                                                                                                    |  |
| Judgment due Gillitt & Petlow 1 <sup>st</sup> Jan 1859    | 103 55  |                                                                                                                                                           |  |
| Interest to Sept 1 <sup>st</sup> 1860                     | 10 35   |                                                                                                                                                           |  |
| Certs                                                     | 9 57    | 123 47                                                                                                                                                    |  |
| Judgment due Joshua Petlow 16 <sup>th</sup> Jan 1854      | 150 00  |                                                                                                                                                           |  |
| Interest to 1 <sup>st</sup> Sept 1860                     | 59 62   |                                                                                                                                                           |  |
| Certs                                                     | 6 71    | 216 33                                                                                                                                                    |  |
| Amount carried over                                       |         | 2787 28                                                                                                                                                   |  |

|                                                             |              |         |
|-------------------------------------------------------------|--------------|---------|
| Amount brought over                                         |              | 2787 28 |
| Bond due Benjamin F. Vick Jan'y 23 <sup>d</sup> 185-8       | 11 10        |         |
| Interest to September 1 <sup>st</sup> 1860                  | <u>1 72</u>  | 12 82   |
| Bond due Bain & Co March 16 <sup>th</sup> 185-8             | 10 07        |         |
| Interest to September 1 <sup>st</sup> 1860                  | <u>1 48</u>  | 11 55   |
| Bond due James H. Persons June 22 <sup>nd</sup> 185-8       | 254 05       |         |
| Interest to Sept- 1 <sup>st</sup> 1860                      | <u>33 44</u> | 287 49  |
| Bond due Wm J. Sebrell 19 <sup>th</sup> May 185-6           | 30 25        |         |
| Interest to Sept- 1 <sup>st</sup> 1860                      | <u>7 77</u>  | 38 02   |
| Account due Wm J. Sebrell 1 <sup>st</sup> Dec, 185-6        | 12 00        |         |
| Interest to Sept- 1 <sup>st</sup> 1860                      | <u>2 70</u>  | 14 70   |
| Account due James J. Sebrell Sept. 28 185-8                 | 7 38         |         |
| Interest to Sept. 1 <sup>st</sup> 1860                      | <u>7 8</u>   | 8 16    |
| Account due Santos, Walke & Co Jan'y 26 <sup>th</sup> 185-8 | 57 49        |         |
| Interest to Sept- 1 <sup>st</sup> 1860                      | <u>7 52</u>  | 65 01   |
| Bond due Benjamin Harrell Jan'y 18 <sup>th</sup> 185-8      | 150 00       |         |
| Interest to Sept- 1 <sup>st</sup> 1860                      | <u>23 57</u> | 173 57  |
| Bond due Samuel Drewry Dec, 26 <sup>th</sup> 185-7          | 15 75        |         |
| Interest to Sept- 1 <sup>st</sup> 1860                      | <u>2 53</u>  | 18 28   |
| Bond due A. H. Stephenson Dec 25 <sup>th</sup> 185-8        | 81 90        |         |
| Interest to Sept- 1 <sup>st</sup> 1860                      | <u>8 27</u>  | 90 17   |
| Amount carried over                                         |              | 3507 05 |

|                                                         |             |        |
|---------------------------------------------------------|-------------|--------|
| Amount brought over                                     |             | 350705 |
| Account due A H Stephenson April 20 <sup>th</sup> 185-8 | 436         |        |
| Interest to September 1 <sup>st</sup> 1860              | <u>60</u>   | 496    |
| Bond due James Dewey July 19 <sup>th</sup> 185-8        | 4800        |        |
| Interest to Sept 1 <sup>st</sup> 1860                   | <u>609</u>  | 5409   |
| Bond due Jeph L Bartan January 1 <sup>st</sup> 185-8    | 14745       |        |
| Interest to Sept 1 <sup>st</sup> 1860                   | <u>2359</u> | 17104  |
| Account due Jeph L Bartan March 2 <sup>nd</sup> 185-8   | 975         |        |
| Interest to Sept 1 <sup>st</sup> 1860                   | <u>142</u>  | 1117   |
| Bond due H P Pope August 16 <sup>th</sup> 185-8         | 13515       |        |
| Interest to Sept 1 <sup>st</sup> 1860                   | <u>1655</u> | 15170  |
| Bond due H P Pope March 17 <sup>th</sup> 185-6          | 1656        |        |
| Interest to Sept 1 <sup>st</sup> 1860                   | <u>442</u>  | 2098   |
| Account due H P Pope August 22 <sup>nd</sup> 185-8      | 2918        |        |
| Interest to Sept 1 <sup>st</sup> 1860                   | <u>354</u>  | 3272   |
| Bond due Mathew Moores Adm Feb 27 <sup>th</sup> 185-8   | 16244       |        |
| Interest to Sept 9 <sup>th</sup> 185-8                  | <u>533</u>  |        |
| Amount due " " "                                        | 16777       |        |
| by credit " " "                                         | <u>1700</u> |        |
| Balance due " " "                                       | 15077       |        |
| Interest to Sept 1 <sup>st</sup> 1860                   | <u>1787</u> | 16864  |
| Bond due Mathew Moores Adm Jan 13 <sup>th</sup> 185-7   | 1431        |        |
| Interest to September 1 <sup>st</sup> 1860              | <u>311</u>  | 1742   |
| Amount carried over                                     |             | 413977 |

Amounts brought over

4139 77

Commissioner's Office  
Jerusalem Nov. 15<sup>th</sup> 1860

|                                                                             |           |       |
|-----------------------------------------------------------------------------|-----------|-------|
| Bond due Mathew Moore's estate January 1 <sup>st</sup> 1858                 | 69 50     |       |
| Interest to Sept 20 <sup>th</sup> 1858                                      | 274       |       |
| Amount due " " "                                                            | 62 24     |       |
| By credit " " "                                                             | 26 25     |       |
| Balance due " " "                                                           | 35 99     |       |
| Interest to Sept 1 <sup>st</sup> 1860                                       | 412       | 40 11 |
| Bond due Robert H Screws April 24 <sup>th</sup> 1858                        | 35 84     |       |
| Interest to Sept 1 <sup>st</sup> 1860                                       | 506       | 40 90 |
| Bond due Bro. W. Screws 21 <sup>st</sup> June 1858                          | 15 00     |       |
| Interest to Sept 1 <sup>st</sup> 1860                                       | 1 97      | 16 97 |
| Bond due W. J. Mapille Abigam Feb. 15 <sup>th</sup> 1858                    | 25 00     |       |
| Interest to Sept 1 <sup>st</sup> 1860                                       | 3 81      | 28 81 |
| Bond due J. C. Burns Abigam January 1 <sup>st</sup> 1858                    | 7 00      |       |
| Interest to Sept 1 <sup>st</sup> 1860                                       | 1 12      | 8 12  |
| Bond due Jacob Lennow January 1 <sup>st</sup> 1860                          | 79 00     |       |
| Interest to Sept 1 <sup>st</sup> 1860                                       | 3 55      | 82 55 |
| Account due J. D. Mapinburg August 1 <sup>st</sup> 1858                     | 61 25     |       |
| Interest to Sept 1 <sup>st</sup> 1860                                       | 7 65      | 68 90 |
| Bond due J. H. Urquhart Sept 1 <sup>st</sup> 1858                           | 70 00     |       |
| Interest to Sept 1 <sup>st</sup> 1860                                       | 8 40      | 78 40 |
| Bond due Geo. C. Pope Sept 1 <sup>st</sup> 1858                             | 85 00     |       |
| Interest to Sept 1 <sup>st</sup> 1860                                       | 10 20     | 95 20 |
| Account due J. Williams & Co. January 1 <sup>st</sup> 1858                  | 30 00     |       |
| Interest to Sept 1 <sup>st</sup> 1860                                       | 3 00      | 33 00 |
| Total amount of debts inclusion of interest up to 1 <sup>st</sup> Sept 1860 | \$4632 73 |       |

Respectfully submitted

Wm H. Paitlow Commissioner

To the Circuit Court of Southampton County.

Pursuant

To a decree of the Circuit Court of Southampton County rendered at the November Term 1858, in a suit in Chancery depending in said Court between R. J. Darden & Co. plaintiffs and Wm R. Parker & dependants, the undersigned one of the Commissioners of the said Court, to whom was referred for settlement by said decree, the accounts of Henry S. Howard's transactions as Trustee of Wm R. Parker, and also an account of all outstanding debts under the deed of trust executed by Wm R. Parker to Henry S. Howard Trustee, reports that on the day of January 1860, he issued notices against the several parties aforesaid requiring them to attend the settlement of said accounts, before him at his said office, on the day of March, 1860, which were returned to your Commission duly executed - That the parties aforesaid failing to appear he adjourned the taking and settling said accounts from day to day and from time to time up to the present, when the parties appearing, he thereupon examined the vouchers, stated and attested the foregoing accounts marked "A" of Henry S. Howard's transactions as Trustee of Wm R. Parker up to September 1<sup>st</sup> 1860, and on that day finds a balance due the said grantor of \$1120.88, with interest on \$1058.09 from that day, and also the account marked "B" of the outstanding debts under the deed of trust from Wm R. Parker to Henry S. Howard Trustee, and finds the total amount of debts inclusion of interest up to 1<sup>st</sup> September 1860 to be \$4632.73 - The Commissioner further reports that after the completion of said accounts, he retained the same in his office ten days for the examination of parties, and no one appearing to take exception thereto, the same together

with its due is returned to the court.

Given under my hand as Commissioner aforesaid  
the day and year first aforesaid

Wm H. Pailow Commr.

Compr Fee \$25.00 }  
chgd to Parties }

Barber & }  
" }

Compr. Report

1860 Nov. 15 Ret.

Darwin - 11 also  
is 3 Durre  
Parker - 11 also

May 20. 1862  
To be entered.

R. H. B.  
✓

Darden vs

vs 3 Deere

Parker vs

This day This cause came on again to be heard on the papers formerly made and the report of commissioner Pettow made pursuant to a decree of This court entered at the November term 1859, to which report no exceptions have been filed, and was argued by counsel, on the hearing whereof the court confirming the said report doth adjudge, order and decree, That Henry S. Cochrane the trustee after paying out of the trust fund in his hands the costs of this suit up to this time and reserving enough to meet the other costs that may arise, Pay to Richard H. Blythe and the other creditors of the second class as ascertained by the schedule marked B in commissioner Pettow's report, pro rata the sum of \$1120.88cts with the interest thereon due less the costs, it being the balance due after paying the creditors of the first class, and file his receipts among the papers of This cause.

Darden me

vs. } Deum  
Parker me

Nov. Co. 1859.

To be entered

R. H. Baker

1859 November Term

Darden vs als  
vs 3 Denum  
Parker vs als

This cause came on this day to be heard on the bill taken for confessed as to the defendants Wm. R. Parker and Henry S. Howard on whom process had been duly served and they were failing to appear and please, answer and demur to the said bill, and on the exhibits filed and was argued by counsel. On consideration whereof the court doth adjudge, order and decree, that Henry S. Howard settle an account of the transactions as trustee of Wm. R. Parker under the deed of Trust in the bill mentioned before a commissioner of this court, who is directed to examine, state, and settle the same and make report thereof 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, and the said commissioner is further required to take an account of all the debts outstanding under the said deed of Trust, together with their class and dignity and report the same.

Darden vs  
vs  $\frac{2}{3}$  Darden  
Parker vs

Nov Term 1873

to be entered

Geo Blount.

Darwin

vs 3 Deane

Parker

This day this cause  
came on again to be

heard on the papers formerly read and was  
argued by counsel On consideration  
whereof and it appearing to the court  
that more than seven years <sup>and more</sup> have elapsed  
since the last order filed in this cause  
the court doth accordingly order and decree  
that the same be removed from the  
docket with liberty to any party  
intending to have the same reinstated  
by motion

Wm Deane  
vs  
Parker