1874 - 22 Southampton County - Chancery Ecuelle Richard et al Vs Wills, James Adm

"To settle Estate"
pursuant to Will

Richard L Ecuelle +
Stella Ecuelle his Wife

D. L Sales, Sh +
Committee of
E W. Mississing
dec.

Edith Wills

Nathan Berry +
Susan Berry his Wife

Jethro Charles +
Mary Charles his Wife

Littleton W Davis +
Lavica Davis his Wife

Thos C Wills.

Thomas R Wills

John P Mercer +
Virginia Mercer his Wife

Gideon Parker +
Sarah Parker his
Wife

Kelly p.f

Everitt dal.

v. } clay.

Wills adw dal

Co. Ct. Southw.

Received by Clerk Circuit

Court Aug. 13th 1873

Killg. J. V

Richd. L. Evans Admr

vs

Bice

Jas. Killy's Admr. &c

1870 July Rules

Co. ct. Southw

L2nn

4400 words

To the Hon: The Judge of the County Court of Southampton County.

Complaining sheweth unto the Court your Complainants Richard L. Everitt and Stella his wife.

1st Your Complainants respectfully represent to the Court and say, That James Wiles of said County died on the Day of 1862, having first made & executed his Last Will and Testament, which was duly proved & ordered to be recorded, in the County Court of Southampton County, on the 17th day of Nov. 1862 a duly certified copy of which will is filed herewith & prayed to be taken as part of this Bill marked "A" — That E. W. Mapsbury on the said 17th Nov. 1862, duly qualified in the said Court as Executor of said dec'd and took charge of the Chattle & personal estate of said dec'd — That the Testator by his will disposes of various parcels of land & other including one third of his chattle & money estate & his wife estate, to different persons & then by the 8th clause of said will says "I give and bequeath the other two thirds of the proceeds of the sale of chattle estate and of my money estate to be equally divided among all of my children.

2d. That the Testator left a widow named Edith, and the following children — to wit — James W. Wiles — Susan the wife of

Nathan W. Berry — Mary the wife of Isthio Charles — Louisa the wife of Littleton W. Davis, Ivon C. Wills, Thomas R. Wills, Virginia wife of Wm. B. Mears, — Henrietta wife of Mr. B. Langston & Sarah wife of Godwin Parker.

That the said Jas. W. Wise, died in the year 1863, having made his last will & Testament, a copy of which is filed herewith & marked 'B', by which he gave his estate to his sister Virginia wife of Wm. B. Mears, for herself and Children.

That John B. Langston & Henrietta his wife are dead, having one child only, named Stella — your female Complainant — and by Law entitled to her mothers share of said James Wiles estate.

That E. W. Mapsenburg as such Executor proceeded to sell the Chattle estate & collect the money due said Jas. Wills, his Testator and, rendered two settlements of his transactions as such Executor which were duly recorded in the County Court of Southampton copies of which are filed herewith & marked 'C'.

That by the order of Court of 20 July 1863 endorsed on the first of said accounts there was $8835.75. in said Mapsenburgs hands as such Executor which he was ordered to pay unto the Legatees & to invest $736.31.

in Interest bearing Stock of the State of Virginia for your Complainants benefit.

That the said E. W. Mapsenbury as such executor proceed to make such payments and Investment as will appear by the decree of said account, but in unequal annuals.

That in addition to the sales of the Chattle estate & moneys collected by the said Mapsenbury, he received a considerable sum in specie and deposites from the Portsmouth Savings Fund Society & otherwise, of which no account is made.

That since the qualification of said Mapsenbury as Executor aforesaid, he has died Intestate and his estate has been committed to the hands of D. L. Doles, the Sheriff of Southampton County for administration as will be seen by copy of the order of Court of August 15 1869 filed herewith marked "D".

That the estate of said James Wills dec'd. has since the death of said Mapsenbury to wit: on the 16th Aug 1869, been committed to the hands of D. L. Doles, Sheriff of Southampton County for administration as will be seen by a copy of the order of Court filed herewith marked "E".

Your Complainants pray that the

accounts of E. W. Mapenburg as Executor of James Wiles Deceased may be duly settled - taking as prima facie correct the accounts already settled by him, subject to be surcharged and falsified - That the accounts of D. L. Doles as Sheriff & Committee of said James Wiles dec'd, may be duly made -

That the Investment in Virginia State stock for your female Complainant may be accounted for, and that the estate of said James Wiles dec'd. whether in the hands of said E. W. Mapenburg his late Executor or of said D. L. Doles the present representative of said James Wiles dec'd. may be duly accounted for and distributed to those entitled.

In Consideration whereof, and as this Court has ample jurisdiction to grant all proper Relief - To the End therefore your Complainants pray that D. L. Doles the Sheriff & Committee of James Wiles dec'd, & as sheriff & Committee of E. W. Mapenburg dec'd, Edith Wiles, Nathan W. Berry and Susan his wife, Sethio Charles & Mary his wife, Littleton W. Davis & Louisa his wife, Irvin C. Wiles, Thomas R. Wiles, Wm P. Jane Virginia his wife, & Godwin Parker

and Sarah his wife may be made de-
fendants hereto, and be required to answer
the several allegations herein, and that
each one may set forth specially & shew
how much money, each has received of the
said E. W. Mapenbury Executor of said
James Wiles dec'd, & when — that the
accounts of said Mapenbury as Executor
as aforesaid may be settled as aforesaid,
that the accounts of said D. L. Dees as Sheff.
& Comr of said James Wiles dec'd may
also be settled, and that such other &
further relief may be granted Consistent
with Equity — And your Complainants
will ever pray &c.

John R. Kilby p. q

Everett & Wife

v

Sums Chy.

Will's adm'r &c

1870 July Rules

Not found

Dan'l Leak

Deputy

for D. A. Calvert

Clerk

Ennell & Wife
v.
Will Adm. &c
In Chancery

Answer of
N. H. Berry
Defendants

Everett & Wife
v. } In Chancery
Wills Admr. &c.

The Answer of Nathan N. Berry, defendant to the bill of Complaint of Richard L. Everett and Ella A. his wife exhibited against him in the County Court of Southampton County.

This defendant for answer thereto say that the allegations of said bill are true so far as he knows or believes.

This defendant, further answering, says that, his private papers, whereby he might be enabled to ascertain ~~the~~ amount received from E. H. Manning, dec'd. late Executor of James Wills dec'd. some some time since, lost and that he is therefore unable to make any statement of the amount so received.

This defendant, further answering says that he submits his right to the protection of the Court. And has no objection to the decree asked for.
And having fully answered, he prays to be hence dismissed with his reasonable costs.

N. N. Berry.

Norfolk Virginia
Sept. 14th 1870.

C. White Esq.
Dear Sir:

Enclosed please find the answer of Nathan H. Berry of this city to the bill of Complaint in the suit of Correll & Wife v. Hill Adm.r &c. Will this among the papers of that suit and oblige

Yours &c
Crispin & Allen
Attorneys.

Executed on Nathan W. Berry by delivering a copy hereof to him; the other within named Defts. Susan the wife of Nathan W. Berry, has, as her husband informs me departed this life.

Mort Llewellen
Dept for
J. Richd Llewellen
Sergt

Norfolk Bo. July 9th 1870

Berry & Wife
vs
Exors &c
Mills adm &c

1870 August Rules

Berry dies with Hardy Hbro. as said.

Norfolk

THE COMMONWEALTH OF VIRGINIA,

To the ~~Sheriff of Southampton County~~ Sergeant of the City of Norfolk, Greeting:

We command you to summon Nathan W. Berry & Susan his wife again

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 August next to answer a bill in Chancery exhibited against them & others in our said Court by Richard L. Everett & Stella his wife

And have then there this writ. Witness, OSWIN WHITE, Clerk of our said Court, at the Courthouse, this 4 day of July A. D., 1870, in the 94 year of the Commonwealth.

O. White Clk

Everett Willcox
vs Sum. Chy.

Wills adm &c
1870 July Rules

Executed.
W. W. Briggs Sheff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of the County of Southampton---Greeting:

We command you to summon D. P. Doles Sheriff & Committee of James Wills dec'd & as Sheff & Committee of Ell. Mapsburg dec'd. Edith Wills. Nathan W Berry & Susan his wife. Sette Charles & Mary his wife. Littleton W Davis & Louisa his wife. Irvin B Wills. Thomas R Wills. Wm. P. Moore & Virginia his wife & Godwin Parker & Sarah his wife

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 July next to answer a bill in Chancery exhibited against them in our said Court by Richard L. Everett & Stella his wife

And have then there this writ. Orrin White

Witness, ~~LITTLETON R. EDWARDS,~~ Clerk of our said Court, at the Court-House, this 1st day of ~~May~~ June A. D., 1870, in the 94th year of the Commonwealth.

O White Clk

Norfolk Va July 9th 1870

Everitt & Wife (Southampton Co. Va.)

To J. Richd Lewellen, Sergeant-at-arms of Norfolk, Va

To serving summons on Nathan W. Berry .50¢

Southampton County Court, May Term 1871.

Everett and Wife Plffs.
vs In Chancery
Willis &c: Defts.

This cause came on this day to be heard on the papers formerly read, and on the Report of Commissioner Tyler, made pursuant to the Decree of the day of August 1870, to which Report there is no Exception and was argued by Counsel; On consideration whereof the Court doth confirm the said Report, and doth adjudge, Order and decree, that D. L. Doles Sheriff and Committee of E. W. Maspenburg do pay the Several Sums to the following parties, being amounts due by said E. W. Maspenburg to the Legatees of James Willis dec'd. as appears by said Commissioner Tyler's Report, to wit; To Edith Willis $130.92½ To Wm. F. Moore and Virginia his wife, $140.20⅔ To Godwin Parker and Sarah his wife, $140.20⅔ To Thomas R Willis $140.20⅔ To Jethro Charles and Mary his wife, $140.20⅔ To Wm. F. Moore and Virginia his wife, Legatees of James W. Willis dec'd. $140.20⅔; To Littleton W. Davis and Louisa his wife, $140.20⅔; with interest on said Several Sums from the 30th October 1869, till paid. And the Court doth further adjudge, Order and decree, that Richard L. Everett and Estella his wife, pay to D. L. Doles Sheriff and Committee of E. W. Maspenburg dec'd. the Sum of $109.80; That Nathan W. Berry and Susan his wife, pay the Same $324.80; That Jarvis E. Willis pay the Same $159.80; That said Several Sums be paid with Interest from the 30th Oct. 1869, and which said Sums be paid by D. L. Doles, Sheriff and Committee

of James Willy decd- out of any money he may have
for said parties under this Decree, and account for
the same hereafter. And the Court doth further adjudge,
Order and decree, That D. L. Doley Sheriff and Committee
of James Willy decd- out of the Sum of $1297.95
which appears by said Commissioner Tyler's Report
as due to the Estate by him to said James Willy
Estate, pay the Costs of this Suit and also Legal
Charges including a fee of fifty dollars to John
R Kelly and fifty dollars to Wm B. Shands,
Attorneys, and then pay the Sum of $1000
part thereof, as follows; To Edith Willy widow
of James Willy decd- ($1333.33) and to Martian W.
Berry and Susan his wife, $296.29, To Justice Charley
and Mary his wife $296.29, To Littleton W. Davis
and Louisa his wife $296.29, To Drew C. Willy,
$296.29; To Thos R Willy $296.29; To Wm P.
Moore and Virginia his wife (Legatees of James
Willy decd- $296.29; To Wm P. Moore and Virginia
his wife (Legatees of Jas W. Willy decd) $296.29; To
Richard Truett and Estella his wife, 296.29 and
to Godwin Parker and Sarah his wife $296.29
And that the said D L Doley Sheriff and
Committee of James Willy decd- render a further
Account of his transactions as such
Representative of the Estate of James Willy decd-
which One of the Commissioners of this
Court will State and Settle and report to
Court.

A Copy
Teste, James R Tyler D.C

Pffs Costs
Clk $ 23.66 paid D R Edwards
Shff 16.00
I R Tyler Com 30.00 $ 69.66

White Co

Received May 22d. 1871 of D. L. Doley late
Sheriff & Committee of the Estate of E. W
Masenburg dec'd. by paying amount of Jany Execution
Dollars in full of My Portion of said Estate
due by said Masenburg as adm'r aforesaid
J. C. Willy
for Edith Willy

Received May 22d. 1871 of D. L. Doley late
Sheriff & Committee of the Estate of E. W. Masen
burg dec'd who was Administrator of James
Willy dec'd One Hundred & fifty three 33/100
Dollars in full of our Portion of said Estate
due by said Masenburg as administrator aforesaid

Witness
D R Edwards or to J Charles

Littleton Davis
his
Justice X Charley
mark
Wm P Moore in right of wife
Virginia
Godwin Parker —
Wm P Moore Guardian for Jas W Willy's Heirs
Thomas R Willy

Received May 22d. 1871 of D L Doley late Sheriff
& Committee of the Estate of James Willy decd
Thirteen Hundred & thirty three 33/100 dollars
in full of My Portion of said Estate as Pr Court
Tylers Report
J. C. Willy
for Edith Willy

Emmett & wife
vs
Wm Dunn

(Copy)

In Obedience to this decree, I have paid all the Parties the respective Amounts so ordered to be paid by said decree as per their receipts returned herewith

June 20th 1871

D. S. Doles late sheriff,
by W. W. Briggs

Rec. May 22. 1871 of D. S. Doles late Sheriff & Commr. of the Estate of E. W. Mapenburg dec. Two Hundred & Ninety 54/100 dollars in full of our portion of said Estate as per Com. Tyler's Report

Littleton Davis
Silvro his X Charles
mark
Wm P. Moore in right of wife Virginia
Godwin Parker
Wm P. Moore Gar for Jas B. & Wm H. Moore
D. C. Mills
Thomas R. Mills
John R. Kidder atty for R. Emmett
[redacted] Mapenburg
per W. W. Briggs a per decree
for N. W. Berry

Witness
S. R. Edwards as to S. Charles

1871 June 19
Rec'd Fee $5.00
John R. Kidder

Mr. H. N. Briggs. Please pay to J. C. Wills my portion of Jas Wills Estate and this shall be a reciept for the same

May 20th 1876

Witness Roderick R. Daughtrey

Edith her X mark Wills

Ewell Sale

v

Wells Adm

Report of Sale.

under Decree of

May Term 1871.

Filed 15 July 1871

Everett Esqre

v } Stat Rules

Wills' adm Dft

In Southampton County Court

Richard L Everett & Stella his wife

against

D L Doles Sheriff & Committee of James Mills dec'd & as Sheriff & Committee of E W Mapenburg dec'd Edith Mills, Nathan W Berry & Susan his wife, Jethro Charles & Mary his wife, Littleton W Davis & Louisa his wife, Irvin C Mills, Thomas R Wills, Mrs P. Moore & Virginia her husband & Godwin Parker & Sarah his wife

1870 June 1st Summons issued 1

" July Rules - Summ. ret'd. Executed on all but Berry & Wife. Bill filed - D Nisi v. Defts. except Berry & Wife. Alt. Summ. v them

" Aug. R. Alt. Summ. Ex'd on Berry. Wife dead - Bill taken for confessed as to all Defts except Berry & Wife - D Nisi v. Dft. Berry.

" Aug: 6th Decree as filed & C. for account.

1871 May Decree & C

" Aug - Report Decree for further acct's

1874 Feby Removed from Docket.

1871 May Term.

Pleffi Costs Clk $23.66

Sh: 16.00

J.R. Taylor Com' 30.00 $69.66

Everitt
vs.
Wills & ano

Southampton County Court, August Term 1871.

Everett and others Plaintiffs
against
Wills adm. and others; Defendants

In Chancery

This Cause Came on this day to be again heard on the papers formerly read and on the Report of payments Made by D. L. Dobie, Sheriff and Committee of James Wills dec. Under decree of May Term 1871, to which Report there is no Exception, and was argued by Counsel; On Consideration whereof, the Court doth Confirm the said Report, and doth adjudge, Order and decree, that D. L. Dobie, Sheriff and Committee of James Wills dec. render a further Account of his transactions as such Representative before one of the Commissioners of this Court, and that said Commissioner report the same and also an Account Shewing to whom any balance in said Representatives hands may belong, with any Matters Specially Stated deemed pertinent by himself or that any of the parties may require to be so Stated.

A Copy Teste

James A. Sykes D.C.

Everett & Wife

vs. 3 Rept &

Wills & others

Commissioner Tyler,

"

1843 February 25th

The Estate of James Wills dec'd

In Account with Demarcus L. Doles Shff & adm

			Dr		Cr
1871					
May 1	By Balance due Est. from Last report			297	95
"	To paid Costs of suit	149	66		
	By interest on bal: to 1 July 1873			13	47
	" amo rec'd from Wm P. Moore			330	28
	To paid Wm P. Moore	308	18		
	" paid Clerks Tickets	63	03		
	" paid Taxes for yr 1871	57	53		
1873					
Jany 1	By amt rec'd fm B. F. Bryant on Fi Fa			142	42
" "	By Amo rec'd fm John Williams			178	03
	To paid Shff tickets	10	50		
" 15	By Amo rec'd fm Jacob Lenow			34	95
	To Commissions on $705.78 @ 5%	35	28		
	" Clerks fee ~~for warrant~~ & Warrant	3	00		
	" Commissions fee for this ofc retained	10	00		
	" Balance due Est.	344	52		
		$1003	70	$1003	70
July 1	By Balance due Est brot down			$344	52
	with Interest from date til paid				

Respectfully Submitted

James R. Tyler

Com

An Account distributing the amount of funds in the hands of the administrator of James Wills dec'd as follows.

Feb	1	By amo. of Balance in hand			$ 344 52
		To Mrs Edith Wills (Widow) 1/3	114	84	
		To Irwin C. Wills heir 1/9	25	52	
		To Nathan A. Berry & wife 1/9	25	52	
		To Jethro Charles & wife 1/9	25	52	
		To Thomas R. Wills 1/9	25	52	
		To Godwyn Parker 1/9	25	52	
		To Williams P Moore 1/9	25	52	
		To James R Wills 1/9	25	52	
		To Littleton H. Davis & wife 1/9	25	52	
		To Estella Langston (late Estelle) 1/9	25	52	
					$ 344 52

Respectfully Submitted
James R Tyler
Com.

June 16th 1893 Rec'd of W W Briggs one hundred & fourteen & 84/100 dollars. Edith Wills
By S C Wills

June 16 Rec'd of W W Briggs Twenty five & 52/100 dollars in full S. C. Wills

1893 May Rec'd Twenty five 52/100 dollars as admr of Est Mary Ann Berry
W W Briggs

May 19th 1893 of W W Briggs Twenty five 52/100 dollars in full
J Charles

November 18th 1893 of W W Briggs Twenty five 52/100 dollars. S. C. Wills for Thos R Wills

May 19th 1893 of W W Briggs Twenty five 52/100 dollars in full
Godwin Parker

1894 May 19 Rec'd of W W Briggs Twenty five 52/100 dollars in full
Wm P Moore

1894 May 19th Rec'd of W W Briggs Twenty five 52/100 dollars in full
Wm P Moore Guar for J H & M Wills

May 29th 1893 of W W Briggs Twenty five 52/100 dollars in full
Littleton Davis

Rec'd May 6th 1893 Twenty five & 52/100 dollars in full John R. Kelly Atty

Enveloppe ordinaire

ou

Brigg.

Jaune

W. W. Briggs Sh. & Comr of Jay. Wills Decd.

" " Pay to John R. Kelly, the amount coming to me on final settlement of said Estate, in right of my wife. Mary E. also nay Mary E. Langston.

Richard Everett

Everett Socks
an Z Report
Wells

1874 Febr. 27

In obedience to a Decree of the County Court of Southampton rendered at August Term 1891, in the Chancery Suit of Everett &others against Willis &others, I have distributed the Sum of $344.52 among the Estates of Dames Willis by Comm. Tyler's Report of February 25th 1893 - among the Devs of said Willis, and took their receipts for the same, which Receipts are herewith returned:

D. G. Boles Shff Sadler
of Sar Wells Co.

Excell & Wife
v
Wills Exs
} Com: Notice

Executed
W. D. Briggs Atty

COMMISSIONER'S OFFICE,

Jerusalem, Sept 7th 1870

To Richard L. Everette Plff

against

D. L. Doles Sheriff and committee of James Wills dec'd and as sheriff and committee of E.W. Mapenburg dec'd Edith Wills. Nathan W. Berry and Susan his wife. Isthes Charles and Mary his wife. Littleton W. Davis and Louisa his wife Irvin C. Wills. Thomas W. Wills. William P Moore and Virginia his wife, and Godwin Parker and Sarah Defendants

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 accounts, to wit: 1st An account of the transactions of E.W. Mapenburg late executor of Jas Wills dec'd taking the account filed with the bill as hereinafter corrected. Subject to be charged & falsified. (2nd) An account of the transactions of D.L. Doles sheriff & committee of James Wills dec'd. (3rd) An acct showing what has become of the sum of $736.31¢. ordered to be invested by order of June Circuit 1863. of Southampton County Court for the female Complainant 4th An account of all uncollected assets of James Wills dec'd and in what they consist, and their probable value & condition 5th, An account or statement showing how the account of each Legatee stands with the said James Wills Estate and to that end may examine each party on Oath as to the amounts received by them &c &c.

required to be taken by a decree of Southampton ~~Circuit~~ County Court, rendered on the ~~day~~ of August Term 1870, 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.

James R Tyler Commissioner.

To the Sheriff of Southampton County to execute.

Everett Ellis
v. } Conr Tyler's Report
Wills admr.

1871 April 27 Rec'd

The Estate of James Wills dec'd "A"

In account with E. W. Mapenburg. late Executor

1863			Dr		Cr	
May		By Balance due the Estate			$8835	75
		To paid Edith Wills. Widow 1/3 $2945.25			2945	25
		Confederate Money			5890	50
		By amount in Specie			642	33
					$6532	83
		9 Heirs. each ones Share as follows				
No	1	To paid Irvin C Wills Confd: money	$654	50		
		" " Same in Specie	71	37		
No	2	To paid Nathan W. Barry Confd. Money	654	50		
		" " Same in Specie	71	37		
No	3	To paid Jethro Charles Confd: Money	654	50		
		" " Same in Specie	71	37		
No	4	To paid Thos R Wills Confd. money	654	50		
		" " Same in Specie	71	37		
No	5	To paid Godwin Parker Confd. Money	654	50		
		" " Same in specie	71	37		
No	6	To paid Wm P. Moore Confd. Money	654	50		
		" " Same in Specie	71	37		
No	7	To paid James W. Wills Confd. Money	654	50		
		" " Same in Specie	71	37		
		Invested Under order of Court				
No	8	To paid Littleton Davis Trust Confd	654	50		
		" " Same in Specie	71	37		
No	9	To paid Estella Langston. (New Exec'tx) Confd Money	654	50		
		" " Same in Specie	71	37		
			$6583	83	$6583	83

Ex. Ors Account continued

			Dr		Cr	
1864						
Octo		By Amount to Wm P. Moore & 4 Bonds (Confed money)			₶1383	54
		To paid Tax bills	85	80		
		" " Confed: Tax	289	05		
		" " Wm. P. Moore for Keeping negroes	615	00		
		" " Clerks Tickets	19	25		
		" " Com. for county Const	30	00		
		" Commissions on ₶1383.54	69	16		
		" Bal due Est	253	28		
			₶1383	54	₶1383	54
Oct		By Balance due Est Bot dum in Confederate currency. (Non worthless)			₶253	28
1869						
Oct	30	By Amt from the Franklin Savings Bank Norfolk ₶2825.00. at 67 Cents for one dollar			₶1892	73
		To Mrs Edith Wills 1/3. due her			630	90
		Bal.			₶1261	83
		9 Heirs. each one's share ₶140.20 3/9				
No	1	To paid Richd L. Everett & wife Estella ₶250.00				
		Your share of above bal	₶140	20 3/9		
No	2	" Paid N. N. Berry & Sundries ₶150.00				
		" same 150.00				
		" " 20.00				
		" " 105.00				
		" " 25.00				
		" " 15.00				
		465.00				
		Your share of above balance	140	20 3/9		
		Amt Car up	₶280	40 6/9	₶1261	83

		To Amounts brot up		₶280	40 6/9	1261 83 3/3
No	3	" Wm P. Moore (due)		140	20 3/9	
"	4	" Godwyn Parker (Due)		140	20 3/9	
"	5	" Thos R. Wills " Due.		140	20 3/9	
"	6	" Paid Irwin C Wills	100.00			
		" " do	100.00			
		" " do	100.00			
			₶300.00			
		Your Share of balance		140	20 3/9	
"	7	" Jethro Charles " Due "		140	20 3/9	
"	8	" James H Wills, Dodgy adm. " Due.		140	20 3/9	
"	9	" Littleton Davis & wife " Due.		140	20 3/9	
				₶1261	83	₶1261 83

Legatees that have been overpaid

Richard L. Everett & wife paid	250.00		
By Your Share of balance	140.20	₶109	80
Nathan N. Berry & wife paid	465.00		
By Your Share of balance	140.20	324	80
Irwin C. Wills paid	300.00		
By Your Share	140.20	159	80
Amt overpaid as above stated		₶594	40

over

Legatees Unpaid as follows

Mrs Edith Wills	Due	# 630 92 3/9	
William P. Moore Trustee	Due	140 20 3/9	
Godwyn Parker Trustee	Due	140 20 3/9	
Thomas R. Wills	Due	140 20 3/9	
Jethro Charles Trustee	Due	140 20 3/9	
James N. Wills, Dodges ad.	Due	140 20 3/9	
Littleton Davis Trustee	Due	140 20 3/9	
Amount Unpaid		# 1472 14	

Respectfully Submitted
James R. Tyler
Exr.

The Estate of James Wills Decd

In Account with D.L. Doles Shff & administrator

			Dr	Cr	Int.
1869					
Nov	19	By Cash from H. Cobb	#	# 408 95	#
		To paid I Kello Shff	8 00		
Sept		" " D.L. Doles Shff	5 90		
		" " Clerk Ticket	18 64		
		" " Mrs B Shands	58 00		
Dec	31	" Commissions on # 408.95 @ 5%	20 44		
		" Balance due Est	297 97		
			# 408 95	# 408 95	# " "
	31	By Balance due est brot down		# 297 97	
1870					
Feby	23	To paid Mrs H. Preston Com:	10 00		
Mar	17	" paid J.C. Wills (by order of Court)	100 33		
"	10	" paid Wm A. Hagenburg Mdbille	10 00		
May	1	" paid James Vaughan	189 47		
"	"	By Cash from J. Lenow		189 47	
"	"	" Cash from James Vaughan		600 00	
Mch	1	" Cash from Net Sales of T. Harcum land		674 65	
"	8	" Cash from Saving Bank Norfolk		2468 01	
Jany	13	" Cash from J.J. Warden Trustee of O. Vaughan		348 67	
Nov	10	" Cash from J.R. Kelly		349 70	
Dec	1	" Cash fm J. Lenow		61 00	
	31	" 6 Months interest on # 297.97			8 94
"	"	To Commissions on # 4691.50 @ 5%	234 57		
"	"	" Balance due est	3539 10		
			# 4989 47	# 4989 47	# 8 94
	"	By Balance due est brot down		# 3539 10	# 8 94
1871					
Mar	1	" Cash from Allen Cotton		479 73	
"	"	" Cash from B.J. Bryant		305 06	
	17	" Cash from J.R. Kelly		35 10	
April	17	To paid Thos N. Wills	117 07		
		" paid Expenses to Norfolk & Trice	20 00		
		Card forward	# 137 07	4358 89	8 94

		Dr	Cr	Int
1871	To Amounts brot over	$137 07	$4358 89	$ 8 94
apl 19	" Interest on $3339.10 ¢ 6 Months			106 17
	" Commissions on $779.79 ¢ 5%	38 98		
	" Balance due Est	4182 84		
		$4358 89	$4358 89	$ 115 11
May 1	By Balance due Est brot down		$4182 84	115 11
	Interest brot in		115 11	
	" Bal: due est in Principal & Int		$4297 95	

With interest on $4.182.84 ¢ part thereof from this day till paid

Respectfully Submitted

James R Tyler

Com:

Commissioners Office
Jerusalem April 27th 1871

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 said court between Richard L. Ewell. plaintiff and D. L Doles Sheriff and Committee of James Wills dec'd and as Sheff and committee of E W Mapenburg dec'd Edith Wills. Nathan W Berry and Susan his wife Jethro Charles and Mary his wife Littleton W. Harris and Louisa his wife. Irwin C Wills. Thos R Wills. Wm P Moore and Virginia his wife and Godwin Parker and Sarah his wife Defendants, The undersigned one of the Commissioners of the said court to whom was referred for settlement by said decree. the following accounts. Viz. that a Commissioner of this court take and settle the following accounts. First. An account of the transactions of E W Mapenburg late Executor of James Wills dec'd taking the account filed with the bill as prima facie correct. subject to be surcharged and falsified.

Second. An account of the transactions of D. L Doles Sheriff & Committee of James Wills dec'd.

Third) An account showing what has become of the sum of $736.31 Ordered to be invested by order of June Court 1863. of Southampton County Court for Your female complainant. (Fourth) An account of all Uncollected assets of James Wills dec'd. and in what they consist, and their probable value and condition, (Fifth) An account or Statement. Showing how the account of each Legatee stands with the said James Wills Est. and to that end may examine each party on Oath as to amounts received by them: & &. reports to the Court that on the 7th day of Sept last 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 19th day of October. which was returned to Your Commissioner duly Executed. that the parties aforesaid appeared before your Commissioner in obedience to the said notice, and he then and there examined stated and settled the foregoing accounts. The account marked "A" Shows the amounts overpaid to some of the Legatees. by E.W. Mapenburg as aforesaid. the sum of $594.40 cents and amount due and unpaid to the Legatees. the sum of $1472.14 cents. Account marked B. Shows D L Doles transaction as Shff & administrator aforesaid. up to the first of May 1871. and on that day finds a balance due the Est. to be $4297.95 cents. with interest on $4182.84 till paid. The Commissioner would state Specially that the $736.31 was invested by order of Court and was lost by reasons of the war. There a few uncollected debts due the said Wills estate and are probably good. as the administrator is using all efforts for there collection. The commissioner further reports to the Court that the Completion of the said accounts he retained the same in his said Office ten days. for the examination of the parties. which with the decree and notice are herewith returned.

Given Under my hand as commissioner aforesaid the day and year first aforesaid

James R Tyler

Com:

Commissr fee $30.00
Chg'd to Plffs.

The Est. of James Wills dec'd

In acct. with Edward W Massenburg Exor.

1862		Dr		Cr.	
Nov.	By amt. money found in desk			2121	00
" "	" " " " " trunk			1495	50
" "	" " brandy sold by testator			254	00
" "	" " Specie in house			1025	00
" "	" " premium received on State Bank notes @ 7 pr. ct.			255	17
" Dec	" " Acct. Sales			4959	78
" "	To Counterfeit money found in house	110	00		
1863 Jany	" expenses to Petersburg, on business for estate	50	00		
" May	By amt rec'd on Dect. Wm A Massenburgs note			49	00
" Jany	" " taxes paid Sheff + Clks fees	110	89		
" "	" " paid Appraisers fee	16	00		
" "	" " " Chamblis & Massenburg Atty's fee	90	00		
" "	" " " John M Charles Acct	144	00		
" "	" " " Godwin Parker Acct	127	00		
" May	" " " Dr W A Massenburg Medical bill	80	00		
" "	" " " Clerks fees, including recording this acct.	16	25		
" "	" " Commissioners fee for making up this acct.	10	00		
	" Commissions on $10.159.45 @ 6 pr. ct.	609	56		
	" Bal: due Est	8835	75		
		10159	45	10159	45
	" Bal. due Est. brought down			8835	75

Comm. Office

Jerusalem May 20th 1863.

Your Commissioner at the special request of the Executor, States, that $1025 were received in Specie, $1500. in State, Virginia Bank notes, & the remainder including

the amount of account of sales, in notes of the Confederate States—

Respectfully Submitted to the Court

James W Parker Comm.

Southampton County In the Clerks Office the 2d day of June 1863

This account of Edward W Mafsenburgs executorial proceedings on the estate of James Wills dec'd was this day returned and filed for exceptions. And at a Court held for the said County on the 20th day of July 1863 It was ordered that the report of Commissioner Parker of the transactions of E.W. Mafsenburg as Exor of James Wills dec'd be Confirmed and be recorded - And it appearing to the Court that Wm P Moore who intermarried with Jinny Wills one of the legatees is indebted to the estate in a larger amount than his share of the balance due on said report it is ordered that the Executor pay out the balance as follows - To the widow Edith Wills $2945.25 - To Irvin C Wills $736.31 - To James Wills $736.31 - To Thomas Wills $736.31. To Littleton Davis in right of his wife Louisa $736.31 - To Jethro Charles in right of his wife Polly $736.31. To Godwin Parker in right of his wife Sally $736.31 - To N. W. Berry in right of his wife Susan $736.31 and that he invest the like sum of $736.31 in interest bearing stock of the State of Virginia for the benefit of Stella Langston an infant grand child of the testator without a guardian - And if said Exor: should not be able to pay any of the parties herein directed to be paid as aforesaid in consequence of their absence in the lines of the enemy or in the army of the Confederate States, he is directed to invest the sum due to such party or parties in interest bearing Stock of the State of Virginia. And it is further ordered that the said Exor: return the said Stock together with a report of his transactions, receipts &c under this order, to Court, and that he be allowed ninety days from this date to make said payments or investments without interest -

Teste

L.R. Edwards Clk

A Copy -

Teste, L.R. Edwards Clk

The Estate of James Wills dec'd

In Account with Edward W Mafsenburg Executor

1863			Dr		Cr	
May		By balance due the Est. as per report			$8835	75
"		To amount paid N. W. Berry	694	50		
"		" " " Godwin Parker	694	50		
June	25	" " " Elizabeth Wills Widow	2945	25		
July	15	" " " L W Davis, distributee	654	50		
"	"	" " " Jethro Charles "	705	00		
Sep	19	" " " Irvin C Wills "	728	95		
Oct	8	" paid State tax	85	80		
Nov	20	" " " " James W Wills "	72	00		
"	25	" invested by order of Court, & at his request in Confederate 6 per cent Stock for J.W. Wills distributee	600	00		
"		To invested by order of Court for S. Langston infant legatee	700	00		
"1864"						
May	2.	" paid Confederate Tax	289	05		
"		" balance due the estate	706	20		
			8835	75	8835	75
		By bal: due the estate brought down			706	20
Sep	27	To paid Thos. R Wills distributee	728	95		
Oct	13	" " William P Moore	756	91		
"	"	" " do do for keeping negroes 63 & 64	615	00		
"	"	By Cash rec'd from W.P. Moore on four bonds			1383	54
Dec	22	To paid Clerks tickets	19	25		
"	"	" " Comm'r fee for this acct (in Confederate money)	30	00		
		" bal: due the Executor			90	37
		Amounts Carried forward	2170	11	2170	11

		Amounts brought forward			2170	11	2170	11
1864 Decr	22	To balance due the Exor. brought down			90	37		

Your Commissioner, at the request of the Executor, specially states, that the payments & investments made to the legatees credited as above, were made under an order of the Court at the June term 1863, except the payment to William P Moore, which was paid out of the debt collected from him & charged to the Exor above. And that further, all the money charged & credited in the above account, was paid & received in Confederate Treasury notes.

Respectfully submitted to the Court

James W Parker Commissioner

Southampton County, In the Clerks Office the 13th day of January 1865

This account of Edward W Massenburgs executorial Proceedings on James Wills' Est was this day returned and filed for exceptions. And at a Court held for the said County on the 20th day of February 1865, the said account having lain one month and upwards in the Clerks Office and there being no exception thereto, was examined, confirmed and ordered to be recorded

Teste, L R Edwards DC

A Copy

Teste L R Edwards DC



1.30

C.

Copy

James Mills Will.

"A"

60.4

In the name of God, Amen, I James Wills of the County of Southampton and State of Virginia do ordain, constitute and appoint this my last will and testament in manner and form following_

Item 1st To my Son James W. Wills, I give and devise the tract of land known as the Lawrence tract containing about four hundred acres, to him and his heirs forever_

Item 2d To my Son Irwin B Wills I give and devise that part of my land lying on Nottoway river known as the Briggs and Barrett land containing about four hundred acres and divided from the homestead or old place by a line recently altered by myself, to him and his heirs forever_

Item 3rd To my wife Edith Wills I give and devise that part of my land known as the homestead or old place, to have and to hold during her life or widowhood and after her death or marriage then I give and devise the said homestead or old place to my son Thomas R Wills to him and his heirs forever_

Item 4th To my wife Edith Wills I give and bequeath my slaves Jacob, Ben, Agnes and Winny to have and to hold during her life or widowhood, and after her death or marriage, then I give and bequeath the said Slaves to be equally divided among all my children_

Item 5. I give and bequeath the remainder of my Slaves to be equally divided among all my children, no regard being had in such division to any advancement which I may heretofore have made to either of my said children in slaves or money, it not being my intention that such advancement shall be brought into hotchpot or accounted for in the division of any part of my estate_

Item 6th I desire my Executor hereafter named to sell all the balance of my chattel estate

Item 7th I give and bequeath to my wife Edith Wills one third of the proceeds of the sales of my chattel estate and one third of my moneyed estate to have and to hold during her life or widowhood and after her death or marriage I give and bequeath the same to be equally divided among all my children_

Item 8th I give and bequeath the other two thirds of the proceeds of the sale of my

estate chattel estate, and of my moneyed estate to be equally divided among all my children-

Item 9th I hereby nominate and appoint Edward W Mapsenburg the executor of this my last Will and testament hereby revoking all other and former Wills and Testaments by me heretofore made-

Item 10th I give and bequeath to my sons Irvin C & Thomas R Wills the debts due me from the Nottoway Saw mill Company for timber Cut off the lands given them under 2d and 3 clauses of this will, to be divided between them in the same proportion that the timber has been Cut from the lands given to each and should I collect the said debt or any part of it then I desire my executor to divide the amount so collected in the proportion proportion aforesaid between my said sons Irvin C & Thomas R before any of my moneyed estate is divided under the 7th and 8th clauses-

Item 11th I give and bequeath my stills to my three sons James W. Irvin C and Thomas R, the said stills to remain where they are and to be jointly & equally used by all three-

Item 12th I give and bequeath to my three sons and to my wife one bed each-

In Witness whereof I hereunto sign my name and affix my seal this day of 1854.

In the presence of.

James Wills (Seal)
T A Scoggin (Seal)
Joshua Crumpler (Seal)
Edwin Daughtrey (Seal)

At a Court held for the County of Southampton aforesaid on the 17th day of November 1862.

The last Will and testament of James Wills decd was this day proved by the oaths of T. A. Scoggin, Joshua Crumpler and Edwin Daughtrey the subscribing witnesses thereto and thereupon ordered to be recorded. And on the motion of Edward W Mapsenburg the Executor therein named who made oath and together with James D. Mapsenburg & William W Cobb his securities (who justified on oath as to their sufficiency) entered into and acknowledged a bond in the penalty of twenty five thousand dollars conditioned according to law Certificate is granted him for obtaining a probat of the said will in due form

Teste

L R. Edwards C C

A Copy-

Teste, L R. Edwards D. C.



James W. Wills

Will

"

"B"

(Copy)

Hardy's Bluff, Signal Station.
Isle of Wight County, Va. 3 August 16th 1863

Dear Sister;

I will now proceed to answer your Kind letter that came to hand last evening; I was very glad indeed to hear from you, as I had not heard from you in so long. I am up but not very well. I have had a Couple of chills and does not feel well. Sister, I have no News of importance to write you, at present. We Can See the Yankee Boats every day, their fleet Came up the River the other day and threw us a few but fortunately no person was hurt. I received a letter from Brother Irvin last week, Stating he was well then but did not know exactly where Bro Thomas was. Sister tell Cousin Wm H. that I am very well Satisfied indeed with the Sales that he Made of the property he Sold for me. I am Much oblige to him and will pay him for his trouble, for he done better than I Could have done myself. I am glad that you have got the Steer home, you Can keep him, I give him to you, he is gentle and the Children Can drive him to Mill. I am Verry Sorry that Cousin Wm has got to leave home again and Come in the Service. I am Sorry for all the Men to leave home, though I expected it when the President Called for the last men. I wish Cousin Wm Could hire a Substitute in his place and Stay at home. I would assist him in paying one if he Could hire one. I know Several men in Southampton that is not in the Service. I Suppose they have Substitutes. Cousin Wm had as well Stay at home as they. I am Sorry but I Can't help it, I wish I Could, you Must all do the best you Can.

You asked if the Cedar Store house did not belong to the Lawrence Tract. It was formerly attached to it, but after Parker bought the Lawrence place he Cut it off, the line in the rear of the house from the

County road to the rail road, below the Cedar. I dont Calculate it will ever do me any more good, as I dont ever expect to live to see the war end, but I want it to do you and your Children Some good; If I get Killed or dy in the Service, I want it to be yours as long as you live and then to your Children, if I can leave my way with it. Sister as Soon as you hear of my death go to Miss. Eady's and demand my Trunk and the Key of it. I expect that Cousin Emma has the Key, but she will give it up to you. E. Wasenburg wrote me Some time ago, that he was ready to Settle with me and wanted to know what he Should do with it, the Money; I told him to put it on Interest and put the funds in Cousin Emma's hands to keep, and She put them in my new Trunk. I have a good bed, a tin Safe and a pair of Cart wheels, at the widow's. I dont want her to have any thing that belongs to me, She has got enough. I think Sister, I had two Notes in Mattie's hands when he died that I have not heard from, one was against Majr. Edwards of Jerusalem and the other against Mr. Parker for Pork Sold them at the Lawrence place last Year. I dont know what Wasenburg done with them, also a hundred dollars that I Sent home when I was at Camp Cook. Sister I leave in the hands of Mr. W. W. Edwards of Isle of W. Papers and Money to the amt. of two hundred and Eighty four dollars to keep for me. I have his receipt of which I will Send you, then you will have Some thing to Show for it. My Watch I dont want Sold. I want James to have it. I would be very glad to Come home and See how things are working but I Cant. I dont Expect to Come again, but you Must do the best you Can and pray for better times. Give my love to all my Sisters and friends, please write again Soon and give me all of the News from Old Southampton, if I Cant Come I am glad to hear from them at anytime, give my love to Cousin Wm and family. Nothing More at present. I remain your ever true and faithful Brother.

Excuse bad writing for I am in a hurry.

J. W. Wills.

At a Court held for the County of Southampton on the 11th day of August 1864. This writing bearing date 11th of August 1863, purporting to be the last will and Testament of James W. Wills dec'd. was this day again produced in Court by William D. Moore and Virginia his wife in Order to be proved, and Jarvis C. Wills and Godwin Parker, appeared and opposed the proof of the Said Will. Whereupon divers Witnesses were Sworn and examined and the parties by their Counsel fully heard. On Consideration whereof, it is the Opinion of the Court that the Testator at the time of executing the writing aforesaid was of Sound Mind and Memory, and that he was Under no Undue influence and that the Said Writings and the Signature is wholly in the handwriting of the Said James W. Wills. It is therefore Ordered that the Said Writing be recorded as and for the last Will and Testament of the Said James W. Wills dec'd.

Teste,

J. R. Edwards, Ck

A Copy

Teste,

James R. Tyler, D.C.

Southampton County Court August 15th 1869

On the motion of William A Mapsburg It is ordered that the estate of Judge Edward W Mapsburg be committed to the hands of the Sheriff of this County for administration he being dead over three months

A Copy

Teste E R Edwards DC



Southampton County Court August 16th 1869

Edward W Maslenburg Executor of James Wills having died and no person applying for administration de bonis non with the Will annexed of the said James Wills It is ordered that D. L Doles Sheriff of this County take the unadministered estate of the said James Wills dec'd into his hands and administer the same according to law

A Copy -

Test, L.R. Edwards D.C



Southampton County Court, August Term 1870.

Richard L. Everett Plaintiff

against

In Chancery;

A. L. Doles Sheriff and Committee of James Wills dec'd and as Sheriff and Committee of E. W. Mapenburg dec'd Edith Wills, Nathan W. Berry, and Susan his wife Jethro Charles and Mary his wife, Littleton W. Davis and Louisa his wife, Irvin C. Wills, Thomas R. Wills Wm. S. Moore and Virginia his wife, and Godwin Parker and Sarah his wife Defendants

Susan Berry one of the Defendants in this Cause having died and her Estate having this day been Committed to the hands of Wm. W. Briggs the Sheriff of Southampton County for administration, Came on this day to be heard by Consent of said Briggs, Sheriff and adm'r of Susan Berry dec'd and on the bill of the Complainants taken for Confessed as to all the other defendants, on whom process has been duly executed, and they failing to appear and make defence, and on the Exhibits filed with the said Bill, and was argued by Counsel; On Consideration whereof the Court doth adjudge, Order and decree; That a Commissioner of this Court take and state the following accounts;

1st An account of the transactions of E. W. Mapenburg late Executor of James Wills dec'd taking the account filed with the bill as prima facie Correct, Subject to be Surcharged and falsified.

2nd An account of the transactions of A. L. Doles Sheriff & Committee of James Wills dec'd

3rd An account shewing what has become of the Sum of £731.31 Ordered to be invested by Order of June Court 1813, of Southampton County Court, for your female Complainants.

4th An account of all Uncollected effects of James Wills dcd and in what they consist, and their portable Value and Condition.

5th An account or Statement shewing how the account of each Legatee stands with the said James Wills' Estate, and to that end may examine each party on Oath as to amounts received by them; and Make report to Court, with any Matters specially stated, deemed pertinent by himself, or that any of the parties require to be so stated.

A Copy Teste, James R. Tyler, D.C.

Barrett & Wife &c
vs
Wills Exr

1813-44

Everitt wife

v.

Wills' adm'r &c.

Susan Berry one of the defendants in this cause having died & her estate having this day been committed to the hands of Wm. F. Berry the Sheriff of Southampton County for administration, came on this day to be heard by consent of said Berry Sheriff & adm'r. of Susan Berry dec'd. & on the Bill of the Complainants taken for confessed as to all the other defendants, on whom process had been duly executed and they failing to appear & make defence, & on the Exhibits filed with the said Bill, and was argued by Counsel: On consideration whereof the Court doth adjudge, order and decree that a Com'r. of this Court. take & state the following accounts

1st an account of the transactions of E.W. Mapsubury late Executor of Jas. Wills dec'd touching the account filed with the Bill as prima facie correct, subject to be surcharged and falsified

2d. an account of the transactions of W. D. L. Doles Sheff. & Com'r of Jas. Wills dec'd.

3d. an account shewing what has become of the sum of $736.31 to be proved ordered by order of June Court 1863 of Southampton County Court for Infemale complainant

4th an account of all uncollected assets

of Jas. Wills dec'd. and in what they consist (and their probable value & condition

5. an account or statement shewing how the account of each Legatee stands with the said Jas. Wills estate: & to that end may examine each party on oath as to amounts rec'd by them.

and make report to Court with any matters specially stated deemed pertinent by himself or that any of the parties require to be so stated.

Ervin Wife
vs.
Wills adm'r
1870
Aug 4 Co. Ct.
Decree

Z to be entered.
J. W. Worsham
Judge

Everitt &
vs.

Writs adw &

1874

Feb. 4. Final

Decree

To be entered.

Geo. Bliss.

Everitt &c

vs

Mills admr &c

This cause came on this day to be again heard on the papers formerly read and on the report of W. W. Briggs made pursuant to the decree of Southampton County Court of August term 1871 — to which report there is no exception was argued by Counsel; On consideration whereof the Court doth confirm the said Report & doth adjudge & decree that the proceedings had in this cause be confirmed & made final & binding between the parties; and Nothing more remaining to be done in the cause, it is ordered that the same be removed from the docket.

Everett St.

N.

Wills adm

1871

Aug Ct. Decree

To be entered.

J. W. Morgenthau Judge

Everill Sol.

vs

Wiles' admr Sol

This cause came on this day to be again heard on the papers formerly read and on the Report of payments made by D. L. Doles Sheriff & Committee of Jas. Wiles dec'd. under decree of May Term 1871 — to which report there is no exception, and was argued by Counsel. On Consideration whereof the Court doth confirm the said Report and doth adjudge, order & decree that D. L. Doles Sh. & Comm. of Jas Wiles dec'd, render a further account of his transactions as such Representative before one of the Commissioners of this Court, and that said Comm. report the same, and also ~~an interlocutory~~ an account shewing to whom any Balance in said Representatives hands, may belong. with any matter specially stated deemed pertinent by him or that any of the parties may require to be so stated.

Evelyn Wife

vs.

Wills adm't

1871

May 4. Decree

To be entered

J. W. Wagenhart Judge

Evans &c.

vs

Wills' Exr &c.

This cause came on this day to be again heard on the papers formerly read & on the report of Comr. Tyler, made pursuant to the decree of the day of August 1870 to which report there is no exception, and was argued by Counsel: On Consideration whereof the Court doth Confirm the said Report, and doth adjudge, order and decree that D. L. Doles Shff. & Comr of E. W. Massenburg Decd pay the several sums to the following Legatees, being amounts due by said E. W. Massenburg to the Legatees of Jas Wills' Decd. as appears by said Comr Tylers report, to wit: To Estelle Wills $630.92¾ — To Wm P. Moore & Virginia his wife $140.20 3/9 — To Godwin Parker and Sarah his wife $140.20 3/9 — To Thomas R. Wills $140.20 3/9 — To Lethus Charles & Mary his wife $140.20 3/9 — To ~~D. L. Doles Shff. & Comr~~ W. P. Moore & Virginia his wife $140.20¾ of James W. Wills Decd: To Littleton W. Davis & Louisa his wife $140.20 3/9 Legatees with Interest on said several sums from the 30th Oct. 1869 till paid; And the Court doth further adjudge order and decree that Richard L. Evans & Estella his wife pay to D. L. Doles Shff. & Comr of E. W. Massenburg Decd the sum of $109.80 — Net & altho

W. Berry & Susan his wife pay the same $324.80
That Irwin C. Miles pay the same $159.80, that
said several sums be paid with Interest from the
30th Oct 1869, and which said sums be paid
by D. L. Doles Sh. & Comr of Jas Miles Decd out
of any money he may have in his hands under
this decree, & account for the same hereafter.

And the Court doth further adjudge, order
and decree that D. L. Doles Sh. & Comr of
Jas Miles Decd, pay the sum of $4297.95 which
appears by said Comrs Report as due to the
estate of said Jas Miles estate, pay the
costs of this suit & all legal charges thereby the
sum of $6000, past thereof, to Jas Miles —
Edith Miles, widow of James Miles Decd $1333.33 —
to Nathan W. Berry & Susan his wife $296.29
To Settle Charles Settle & his wife $296.29 To
Littleton W. Davis & Louisa his wife $296.29 To
Irwin C. Miles $296.29 To Mary R. Miles $296.29
to wit P. Minne of Virginia his wife (legatee of Jas Miles dec'd)
$296.29 To wit P. Minne of Virginia his wife (legatee
of Jas W. Miles Decd) $296.29 To Richard Everett
& Estelle his wife $296.29 & To Godwin ~~Godwin~~
Parker & Sarah his wife $296.29, and
that the said D. L. Doles Sh. & Comr of
Jas Miles Decd, render a further account of
his transactions as such Representative on the
estate of Jas. Miles Decd, which are of the
Comrs. of this Court will state & settle
Report to Court.

D. Doles
Sh. & Comr
Jas Miles Dec'd
Atkins
Attorneys

Ent. including a fee of $150
to Wells & Wells
Attorneys