

1874-048

Southampton County

Chancery Papers: Butts vs Briggs

3/1874

Bulls

v } Bull & 2

Briggs

1879. Jan. Decree & 2

" May. Receiv. & 2

" Rep. H. & Decree & 2

Batts
No. 3
Briggs.

Bill, answer
I receive —

To be entered
J. W. Mynhardt Jr.

18 09
99 8
8.11

Chk. Co. \$ 2.09
S. for P 16.00
\$ 18.09

To the Hon: Joseph H. Manguent, judge
of the County Court of Southampton,
In chancery sitting. January term 1872.

Humbly Complaining sheweth unto your ^{honor}
your Complainant Henry M. Butts that
sometime in the year 1858, Henry P. Briggs
deceased this life leaving a last Will and
testament in which he left your Complainant
as his Executor. That your Complainant
qualified as his executor according to law.
That he gave his real estate to his
wife during her life and at her death
to his children - That his wife died
in 1860, leaving two children living
at her death, viz. Jane and Catharine
Briggs. That at her death he sold
all the property of Henry P. Briggs as
directed by his will. That he has
had his accounts regularly settled
before a Commissioner of this Court
as executor of Henry P. Briggs, and
that he has continued to act as
guardian to Jane and Catharine
Briggs since the death of their Mother.
That they are now both of age, but
Catharine is so diseased mentally that
she is incapable of managing her own
property, and being incapable of receiving
it your Complainant who is now getting
old and whose health is not good, desires
the aid of this Court as to what disposition
shall be made of it. He desires your
honor to make such order with regard to it
as you may think proper and right.

He states that the funds in his hands belonging to the said Catharine Briggs consist of a Va. Registered State bond of \$750, invested by him in pursuance of an order of the County Court of Southampton made in the year 1862. That he has since funded the interest in two State Bonds one of \$100 and one of \$57.00. Under an exec. papered Mar 2nd 1866. That he has his accounts as Guardian regularly settled by a Commissioner of the Court. Copies of all which are herewith filed and prayed to be taken as a part of this bill. That it will appear by his said accounts that Catharine Briggs is indebted to him in the sum of \$21.59, but he has collected for her \$37.50, interest on State Bonds. In tender consideration of all which he prays that Catharine Briggs be made party defendant to this bill - that a guardian ad litem be appointed her to defend her interests, and make answer for her, and that your honor will make such order in the premises as may seem to you fit and proper and he ever prays &
C. W. Cobb

The answer of Catharine Briggs by J. R. Edwards appointed her guardian ad litem to defend her in this suit. This defendant saying I, for answer say that being ^{mentally} diseased she submits her interests to the care and protection of this honorable Court. J. R. Edwards
by C. W. Cobb atty.

Henry M. Butts
vs
Catharine Briggs by J. R. Edwards
her guardian ad litem -
This day this cause was docketed by Consent of the parties, and with leave of the Court, and came on to be heard on the bill, answer of the defendant by J. R. Edwards her guardian ad litem, general replication thereto and exhibits, and was argued by counsel on consideration whereof the Court doth adjudge, order and decree that Henry M. Butts late ^{acting} Guardian to Catharine Briggs deposit with the Clerk of this Court ^{and take his receipt therefor} the funds belonging to the said Catharine Briggs, viz. one Virginia Registered State bond of \$750. And two State bonds one of \$100, and the other of \$57. And after paying the expenses of this decree pay the balance of money in his hands also to the said Clerk, and take his receipt therefor.

Peterson P.
Sally Briggs -

1872 Nov

To the Honorable Judge of the County
Court of Southampton County,

Your petitioner Sally Briggs
begs leave to state to the Court
that she has been boarding and
taking care of Catharine Briggs
and or then of Henry P. Briggs
dec'd. for many years. That
she has rec'd. no pay for her board
since the year 1862. The State
that the said Catharine is lately
afflicted - affected with
paralysis and attended with
a great trouble - She desires
your honorable Court to direct
to be paid to her such amount
as ^{you} ~~your honor~~ ~~or the Court~~ may
think proper. & She will
ever pray &c.

Sally Briggs
By W. C. Walling

I hereby certify, that I think
the amount in my hands recd.
for sale of State bonds is wholly
inadequate to pay Mrs. Sally Briggs
for the board of Catherine Briggs.
to my knowledge she is badly
afflicted, and I should not be
willing to board her one year
for the said amount.

Colo Cobb

Burt

as { decm

Wings

May Co. 1872

Is entered
J. W. Myahart
Judge

Bulls

vs.

Briggs.

This way this cause came on the
petition made on the paper for merits read. And on
certain ^{on} state bonds, filed, by Henry M. Bulls, ~~Esq.~~
of Henry P. Briggs read the order of this Court.
entered at July Term 1872 and was originally
caused. On consideration whereof the Court
both order and decree, that - 1000 to 000. who
is appointed a Receiver for the purpose. with
from the paper in this cause. The following
Virginia State Bonds, one for \$750. dated July
14th 1863. payable to H M Bulls Secy. of Common
Briggs - one for \$100 - dated Aug 1. 1867. and
one for \$57. dated Aug 1. 1867. make sale of
same. on the best term in law. & report to
Court.

Bulter.
no } seen
Mugger - }

Nov. 21: 1872.
J. W. Mugger Judge

Butler vs Briggs & Co.

This day the cause came on to
be further heard on the papers formerly
read, on the petition of Briggs -
on the report of Com. Robt. of the sale
of Va. State Bonds directed ~~to him~~ to be
sold by him and was argued by
Counsel, on consideration whereof
the Court confirming said Report -
to which no exceptions have been
filed and doth approve and decree
that Com. Robt. Com. after paying
the costs of this suit and expenses in
selling the State bonds, be and lawfully
pay to Sally Briggs, the balance, on
account of Mowbray and expenses
of Catherine Briggs -

Bulls

at

Biggs

This cause came on this day to
be again heard on the paper formerly
read, and on the report of Wm. W. Cobb
Commissioner made in pursuance of a
decree rendered in this cause at
Chor. term 1872, to which report
no exceptions have been filed, and
on consideration whereof the Court
with adjudge, order and decree
that the said report be confirmed
and that the said cause be removed
from the docket.

Bully

nd

High...

Cont. to old Report
of State of State

Memor.

1872 Nov.

To the Honorable Judge of the
County Court of Southampton
County.

The undersigned Commissioner
hereby leave to report that he made
sale of the bonds directed to be
sold by a decree of said Court
in the case of Betty or Briggs
and that the net sale amounts
to \$387.80 per statement
herewith ¹⁰⁰files marked A.

Respectfully Submitted
W. W. Corbett Commissioner

CH

THE UNIVERSITY OF CHICAGO

Richmond, Va., June 24th 1874

Paid for account of W. W. Cobb's Com. A.

By LANCASTER & CO., Bankers.

\$157.	W ^h reg ^d Bonds 1867 CHA	6986
750	do " old 38	285
	cash not collected	38
		39286
Ref. com & pay	456	
" Stamp	50	
	38780	

To the Honorable Judge of the
County Court of San Diego in

County -
In the matter of a petition of the
County of San Diego for an order
in the matter of the County of San Diego
under the provisions of the Act of March 1872
relating to the sale of land.

That the County of San Diego is entitled to the

Butt
of the County of San Diego
of the County of San Diego
of the County of San Diego
of the County of San Diego

San Diego County
1872-73. 1873-74.

San Diego County
San Diego County

To the Honorable Judge of the
County Court of Southampton
County -

In obedience to a decree of the
Court made at Nov. term 1872.
in the suit of Butts v Briggs the
undersigned as common law clerk to
report as follows -

By amt of Sale of ~~Old Bonds~~ \$387.80

To ~~pd~~ Lawyers fees \$20.

" ~~Expenses to the Court~~ \$12.

" Clerk fees ~~to the Court~~ \$10.

" ~~Commissions~~ \$19.38

" Amt Paid

Mr Sally Briggs 326.42

\$387.80. \$387.80

Respectfully Submitted
C. W. Carter

Rec^d. June 6th. 1872 of James R.
Tyler clerk of the County Court of
Southampton County Va, the following
v. State bonds directed to be paid to one
by a decree of the County Court of
Southampton County rendered at
May term 1872, in the suit of Butts
vs Briggs, Virg. one for \$750, dated
~~July~~ 14th. 1863, payable to H. M. Butts
Guardian of Caroline Briggs, one for
\$100, dated Jan'y 1st. 1867, and one
for \$57. Jan'y 1st. 1867

Wm. L. Cobb

[Faint, illegible handwritten text, possibly bleed-through from the reverse side of the page.]

1874 March 16

Received of Com. Co. Cobb Commr
in the suit of Beeth vs Briggs
depending in the County Court of
Southampton County, the sum of
three hundred and twenty six dollars
and forty one cent, amount directed
to be paid to ~~the~~^{me} by a decree of the
said Court at Nov. Term 1872 -

Witness J B Perkinson

Golly D Briggs

Catherine Briggs

STATE OF VIRGINIA,
SECOND AUDITOR'S OFFICE,
RICHMOND, *June 23* 1868

This is to certify, that there remains to the credit of

H. M. Butts & Co. Cashier Briggs

on account of interest for the six months ending 1st July,
1867, on Registered Debt of Virginia, standing in that name
on the books of this office,

seven ————— Dollars *50* — Cents, as
per statement below:

Six months' interest, due 1st July, 1867,

three per cent. on \$ *750.00*, \$ *22.50*

Amount payable under Act 21st March,

1867, two per cent. on same which has

been paid, - - - - - *15.00*

Unpaid and remaining to credit, \$ *7.50*

H. A. Rogers
Second Auditor.

Catherine Briggs

STATE OF VIRGINIA,

SECOND AUDITOR'S OFFICE,

RICHMOND,

June 23 186*8*.

This is to certify, that there remains to the credit of

A. M. Butts for Catherine Briggs

on account of interest for the six months ending 1st *Janu-*
ary - 186*8* on Registered Debt of Virginia, standing
in that name on the books of this office,

Seven ————— Dollars, *50* ————— Cents, as
per statement below:

Six months' interest, due 1st *July 1868*

three per cent. on \$ *750* —, \$ *22.50*

Amount payable under Act 21st March,
1867, two per cent, on same which has
been paid, - - - - -

15.00

Unpaid and remaining to credit, \$ *7.50*

A. L. Rogers
Second Auditor.

Amount due W M Butts on his Guardian account as Guardian of
Catharine Briggs Jan. 1. 1867 \$ 21.59

By interest received on Registered Debt of W. Jan. 1. 1867 \$15.00.
Int to Jan. 18. 1872. 3.94

By Int rec'd on Registered Debt of W. Jan. 1. 1868. 15.00
Int to Jan. 18. 1872

paid W W Cobb for \$10. & L R for \$2.

paid by B

3.64	37	54
	15	95
	12	01
	3	95