

1885-24

Southampton County - Chancery

Ortlaw, Jordan D. vs

Jayner, Thomas W.
Est

To settle Adams Account -
If personal assets will not
pay off debts to sell
real Estate

Ortlaw Vick & Co.

Briggs, W. W. Sh.
+ Adams Est &
Jayner, Thomas W.
Adm.

16 ~~no~~ ~~17~~
Pretlor 19 pt.

v } Papers

Joy vers admor se.

Portlow Living Pasture 100

on 3 Decree

Forquini aduwa also

To be entered

Nov-Term 1885-

Geo: B. Lewis,



✓

Follow suit of parties in
as 3 Decree
Torgues admirals

It appearing to the
court from the papers in this cause that
more than seven years have elapsed since
any order has been entered the court doth
adjudge, order, and decree that the same
be removed from the docket with leave to
any of the parties therein interested to
reinstale the same

Pullow

as 3 Decm

Lojenn's actin was

to be entered

Geo. B. Low.

Nov Term 1873.

Pittlow

vs 3 Decem

Joynis adm-ns

This day this cause came on to be heard on the plaintiff's bill taken for confessed as to all the defendants Wm W Briggs sheriff and as such administrator of Thomas W Joyns died Indiana & C. Joyns Matthew Joyns, Elisha Joyns and Mipomi Joyns and exhibit therewith filed and was argued by counsel On consideration whereof the court doth advise order and decree that Wm W Briggs settle an account of his transactions as administrator of Thomas W Joyns before one of the commissioners of this court who will also take an account of the debts outstanding against the estate of Thomas W Joyns died and also of all the real estate wherof the said T. W Joyns dies seized and possessed and its actual and annual value and report the said accounts to court together with any matter specially stated claimed pertinent by himself or which may be required to be so stated by any of the parties interested

per me, J. W. Pittlow

vs 3 Decem

Pittlow

Petition

vs 3 Deene

Joynes's adm^{rs} - als

This day this cause came on again to be heard on the papers formerly made and the report of Commissioner Tigh made pursuant to a decree of the Circuit Court of Southampton entered at the November term 1873 and to which report no exceptions have been filed and was argued by counsel on considerations whereof the court confirming the said report and it appearing from the same that Mr W Briggs the sheriff has no assets in hand and that the rents and profits of the land will not pay the debts in five years. The court doth accordingly order and decree that the sheriff of Southampton shall after having given at least twenty days notice of the time and place of sale by public advertisement at the court house and in the immediate vicinity of the land proceed to sell at public auction to the highest bidder at Jerusalem on some court day the tract of land lying near the Quaker church in Southampton County whereof Thomas^W Joynes died seized and

proposed and subject to his widow-
Indiana. C. C. Joyner's dower on the
following terms to wit sufficient cash
to pay the expenses of sale and costs
of this suit including a fee of
thirty dollars to Wm H Shamas the
plaintiff's counsel and the balance of
the purchase money on a credit of one
two and three years taking from the
purchase bonds with approved security
carrying interest from the date of sale
and return the said bonds along with
his report to court in order to a further
decree

Wm H Shamas

vs
C C Joyner

Joyner's widow

July Term 1874

To be entered

Testimony
J. H. Shamas

Porter's unprinted

no 3 Decem

Lyons's edition

To be entered

Geo. Blom.

Porter survey partur ne
27 3 Decem
Joyner admin ne

This day this cause came on again to be heard on the papers formerly made and the report of W. H. Briggs made pursuant to a decree entered at the February term 1874 of this court and to which report no exceptions have been filed and was argued by counsel on consideration whereof the court doth adjudge order and decree that the said report be confirmed and the court doth further adjudge order and decree that one of the commissioners of this court take a further account of the debts outstanding against the estate of Thomas W. Joyner dec'd and report the said account together with any matter specially stated deemed pertinent by himself or which may be required to be so stated by any of the parties interested.

Putlow August 1877

as 3 Decm

Joymus adu be

May 1877

to be entered

Edw. B. Low,

Pettar surviving partners

vs 3

Dece

Joyner's administrators

This day

This cause

came on again to be heard on the papers
formerly filed and the report of Commissioner
Tyler made pursuant to an order of this
court entered at the same time 1874 and
to which report no exceptions have been
filed and was argued by counsel on
consideration whereof the court doth
adjudge, order, and decree that W. Briggs
sheriff do withdraw the three bonds filed
executed by J. A. V. Joyner and others including
his receipt therefor to the clerk and
collect the same and make a due with
special warranty to the purchaser J. A. V.
Joyner for the one hundred and thirty
three acres of land formerly owned by his
husband Thomas Joyner and after
collecting the said bonds distribute the
same pro rata among the creditors
who have proved their debts in the
two reports filed in this cause by
Commissioner Tyler dated the 23rd of February
1874 and the 25th of September 1874 and
return his receipts along with his report
to this court in order to a further decree

vs 3

Dece

Joyner's administrators

Pellow Sept

~ } Same day

Joyners adm

1873 July Rules

Executed.

G. A. Gay Dy

for W. W. W. 991 sth

The Commonwealth of Virginia

To the Sheriff of Southampton County--Greeting:

WE COMMAND YOU to summon *H. W. Baiggs Sheriff of Southampton County and*
as such administrator of Thomas W. Joyner dec. Matthew Joyner, Eliza
Joyner & Miss Susan Joyner
if they be found within your bailiwick, 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
July next to answer a bill in Chancery exhibited against them in our said
Court by J. D. Preflow surviving partner of the firm of Preflow, Vick
& Co who sues for himself and all other creditors of Thomas W. Joyner dec. who
will come in bear their share of the costs of this suit

And have then there this writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the
Court-house, this 18 day of June A. D. 1873, in the 97
year of the Commonwealth.

L. R. Edwards *cl*

July 1st I acknowledge service of
the within summons for Mrs
Indiana T. C. Joyner

Wm B Sherris
for Mr J. T. Joyner

Indlton
{ Sum. Chy
To the Sheriff of Southampton County--Greening:
Joyner's ad
1873 August Rules

The Commonwealth of Virginia

To the Sheriff of Southampton County--Greeting:

WE COMMAND YOU to summon *Indiana & C Joyner*.

if *she* be found within your bailiwick, to appear at the Clerk's Office of our *hon'ble* 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 herself & others by J. S. Prather surviving partner of the firm of ~~the firm of~~ Prather, Nick. Ho. who saw for the benefit of himself & all other creditors of Thomas W. Joyner dec'd who will come in and bear their share of the costs of this suit

And have then there this writ. Witness LITTLETON R. EDWARDS, Clerk of our said Court, at the Court-house, this *6th* day of *July* A. D. 1873, in the *9th* year of the Commonwealth.

L. R. Edwards

Prattlow Sept.

to Com Tyler's Rept:

Loynes adm of

1874 Feby 23rd

The Estate of Thomas W. Ingers
In account with W^m W. Briggs his administrator

1874
Jan 1

Received no assets

A

Respectfully Submitted
James R. Tyler Com.

An account of debts outstanding against the Estate
of Thomas W. Ingers dec^d. as follows

Bond due Prettus Vicko Co Jan 2 ^d 1861	25	58		
Int to March 1 st 1874	20	14		
			45	61
Debt due Jethro Cobble "as security"	26	36		
Int from April 18, 1870 to 1 March 1874	6	19		
			32	55
Debt due Jethro Cobb (as security)	334	00		
Int from 17 Jan 1870 to 1 March 1874	80	16		
			414	16
Debt due Orris Charles	66	78		
Int from 20 Dec 1869 to 1 March 1874	16	75		
			83	53
			575	88

Respectfully Submitted
James R. Tyler
Com.

An account of the real Est. owned by Thomas
W. Inghes dec. as follows

1 Tract of Land near Luken Church

Actual Value	Annual Value
300 00	40 00

Respectfully Submitted
James R. Fyle
Clerk

Commissioners Office
Feb'y 18th 1874

To the Circuit Court of Southampton County
Pursuant to a decree of the Circuit Court of Southampton
County rendered at the November Term 1873 in a suit
in chancery pending in said court, between Jordan &
Preston survey partners of the firm of Preston Vickes & Co and
W. W. Briggs shff & adm of Thomas W. Inghes dec. Indiana
V. L. Inghes Martha Inghes Elisha Inghes and Minnie In-
ghes; The undersigned one of the Commissioners of the said
court to whom was referred for settlement, the following
account. That W. W. Briggs settle an account of his trans-
actions as adm. of Thomas W. Inghes before one of the Commis-
sioners of this court who will also take an account of the
debts outstanding against the Estate of Thomas W. Inghes dec.
and also of all the real Est. whereof the said T. W. Inghes
did seize and possess and its actual & annual value

reports to the court that on the 17th January last. he issued notices against the several parties aforesaid, requiring them to attend the settlement of the said accounts before him at his said office, on the 17th day February last. which were returned to your Commissioners duly executed. That the parties aforesaid appeared. (except Mr Jynen) who is not in the country before your Commissioners in obedience to said notice, and he thereupon examined stated & settled the foregoing accounts up to the 1st day of March 1874 and on that day found the outstanding debts to be \$575.⁸⁸/₁₀₀ and the actual value of the Land to be \$300.⁰⁰ Annual value \$40.⁰⁰

The Commissioners specially reports to the court that W. H. Brigg administrator of Thos W. Jynen never received any assets and further that Thomas W. Jynen died in possession of a tract of Land in Southampton County lying near the Quaker church valued at \$300.⁰⁰ the annual value about \$40.⁰⁰ but your Commissioners cannot say whether the land has been fully paid for as the said Jynen had no deed recorded in the Clerk's Office. The Commissioners further report to the court that after the completion of the said accounts, he retained the same in his office ten days for the examination of the parties, which with the deces and notices are herewith returned. Given under my hand as Commissioner aforesaid the day & year first aforesaid

Comp. for \$6.-

James R. Fyler
Clerk

Executed by delivering V B Jeyner, Martha Jeyner,
Elenora Jeyner & Miss Jeyner each a copy of
this Summary on the 29th day of January 1834.
Indiana Jeyner is not a resident of the County
W W Driggs shff

Postage
to
Jeyners ad }
Compliments
Notice

COMMISSIONER'S OFFICE,

Jerusalem, Va., January 17th 1874

To

Jordan D. Pelters surviving partner of the firm of Preston
Vicke & Co who sues for himself & all the other creditors of Thomas W
Inynes deceased will come in and bear their share of the costs of this suit

Against

Plaintiff

Wm W Brigg Sheriff of Southampton & as such administrator of Thomas
W. Inynes deceased Indianto V. C. Inynes Matthew Inynes. Eliza Inynes
and Miss Inynes

Defts

You are hereby notified that I have fixed upon the 17 day of February next, if
fair; if not, the next fair day thereafter (Sunday excepted), to take and settle, at my office, the following
accounts, to-wit:

That Wm W. Brigg settle an account of his transac-
tions as admr of Thomas W. Inynes before one of the Commissioners
of this Court who will also take an account of the debts outstand-
ing against the Estate of Thomas W. Inynes deceased and also of all
the real estate wherof the said T. W. Inynes died seized and
possessed and its actual and annual value and report to
Court. J. R. T.

required to be taken by a decree of Southampton County Court, rendered on the _____ day
of November 1873, 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.

Pretlow

to } copy decree

Coyne's adm of

Copy to J. L. G.

July 17th 1874

Southampton Circuit Court November Term 1873.

Jordan D. Prindle, surviving partner of the firm of Prindle, Vickrey & Co who sues for himself and all the other creditors of Thomas H. Jager, who will come in and bear their share of the costs of this suit. Plaintiff

against

Wm. W. Briggs Sheriff of Southampton and as such administrator of Thomas H. Jager dec'd. Indiana V. C. Jager, Matthew Jager, Elisha Jager and McFarri Jager Defendants

This day this cause came on to be heard as the plaintiff's bill taken for confessed as to all the defendants Wm. W. Briggs Sheriff and as such administrator of Thomas H. Jager dec'd. Indiana V. C. Jager, Matthew Jager, Elisha Jager and McFarri Jager and exhibit therewith filed and was argued by counsel. On consideration whereof the Court doth adjudge order and decree that Wm. W. Briggs settle an account of his transactions as administrator of Thomas H. Jager before one of the Commissioners of this Court who will also take an account of the debts outstanding against the Estate of Thomas H. Jager dec'd. and also of all the real estate wherof the said T. H. Jager died seized and possessed and its actual and annual value and report the said accounts to Court together with any matter specially stated demanded pertinent by himself or which may be required to be so stated by any of the parties interested.

Attest

Geo. F. Edwards Clk

O. Charles paid for Joyner
done for 6 months

1120
378
129.78

By 9 months Board 1300
Balden Charles 10th Oct. 1869 with Int.
with Interest from date 16.78

we agree that Oris Charles receive $\frac{3}{4}$
& Thos. Joyner receive $\frac{1}{4}$ of the Crop.

The said Thos Joyner is to pay unto the
said Oris Charles the sum of sixty six
dollars & $\frac{7}{8}$ as the above statement will
show.

Dec 20th 1869.

G. W. Vick }
B. H. Vick }

Rec January 13th 1879 of Sethro Cobb
Three Hundred & twenty four dollars
in part of an Execution against
said Cobb Ethelreda Kitchen & Thos W
Snyder in favor of Ben Elwood acct.
of J. A. Elliott & Co

W. W. Briggs
for D. G. Soley, sh

Rec^d April 18th 1830 of Sethu Cobb
Twenty ~~and~~ 2^{1/2} dollars in full of an
Execution against said Cobb Etheldreda Kitchen
Thomas W. Jaynes Surrogate obligors of
themselves & Moody Smith in favor of
Benjamin E. W. v. ell adme. Jos. E. Kellish
&c.

W. W. Briggs by
for D. L. Dole, shff

Frederick
W. E. B. Park
Sergeant at Arms

Rec^d May 15th 1874 of the Clerk of the Circuit Court
Three bonds against J. A. V. Sawyer & W. H. B. Williams
for ten dollars each

W. W. Briggs Bond

In obedience to a decree of the Circuit Court of Southampton County, in the Chancery Suit of Peltow against Jaylor, Adams & others, I advertised, the Tract of Land belonging to the Estate of Thomas Jaylor dec'd, containing about one Hundred & thirty three acres; according to the direction of said decree, and sold the same, Subject, to the Widow, down, at public Auction, in the Town of Jerusalem on the 3rd Monday in April 1834; and at the Sale so, made, J. A. V. Jaylor became the purchaser, by bidding therefor, the sum of One Hundred dollars; and the said J. A. V. Jaylor, paid, in Cash, Seventy dollars and executed her bonds, for ten dollars, each, payable, one, two, & three years after date, carrying interest from date, with J. H. Williams & W. D. Willson as her security which bonds are herewith returned; a Tax of $\frac{1}{2}$ per cent on Sales in this State, which is fifty cents.

Respectfully Submitted

W. W. Driggs, Shff

A further account of the outstanding debts
against Thomas W Joyner. dec'd. as follows.

Acct due to Jas W. Willows. May 8/73	27	00
Int. to 15 th October 1874	2	29

\$29 29

Respectfully Submitted
James R. Tyler
Clerk

Commissioner's Office
Jerusalem Sept 18/1874

To The Circuit Court of Southampton County.

Pursuant to a decree of the Circuit Court of Southampton County rendered at the June Term 1874. in a suit in chancery pending in said Court between J. R. Pullen surviving partner of Pullen Vick & Co. and W. W. Bugg, Sheriff & admr. of Thomas W Joyner dec'd. the undersigned one of the Commissioners of the said Court to whom was referred for settlement the following account to wit: that a Commissioner of this Court take a further account of the outstanding debts against Thomas W Joyner dec'd and report to Court & report to the Court that on the 25 day of September last he issued Notices against the several parties aforesaid. requiring them to attend the settlement of the said account before him at

his said office on the 8 day of October. which was
returned duly executed. that the party left aforesaid
appeared before the Commissioner in obedience to the said
notice and he thereupon examined stated & settled the
foregoing account. up to the 15 day of October 1874
and on that day finds the amount to be \$29.²⁹/₁₀₀
The Commissioner reports specially, that the account
of J.W. Wellons is for the coffin of Thomas W. Joyner
and paid by said Wellons, and he is of the opinion
that it ought to be paid before the other debts as it
is properly ^a portion of the expenses of administration.

The Commissioner further reports to the court
that after the completion of the said account he
retained the same in his office ten day for the
examination of the parties. which with the decree
& notice are herewith returned.

Given under my hand as Commissioner
aforesaid. the day and year first aforesaid
James R. Tyler
Com: for #2 - Com:

Southern Circuit Court, February Term 1874.

J. D. Dillman Surviving partner of the firm of
Dillman, Vick and Co. who sue for himself and
all other Creditors of Charles W. Jagers dec'd

against
Wm. W. Briggs Sheriff and as such assign of
Charles W. Jagers dec'd

This day this Cause came on again to be heard on the
papers formerly read and the Report of Commissioner Tyler
made pursuant to a decree of the Circuit Court of
Southampton entered at the November Term 1873, and to which
Reports no exceptions have been filed and was argued by counsel,
on Considerations whereof the Court Confirming the said
Report, and it appearing from the said Report that Wm. W.
Briggs the Sheriff has no assets in hand, and that the rents
and profits of the land will not pay the debts in
five years, the Court doth adjudge, order and decree,
that the Sheriff of Southampton shall after having
given at least twenty day notice of the time and
place of Sale, by public advertisement at the
Court house, and in the immediate vicinity of
the Land, proceed to sell at public auction, to the
highest bidder, at Jerusalem, in Snow County South
Carolina, the tract of Land lying near the Quaker Church,
in Southampton County, whereof Chas. W. Jagers
dec'd, ^{deceased} ~~and~~ ^{seized} ~~and~~ ^{and} ~~subject~~ to his Widow
Indianna E. C. Jagers's dower, on the following

A Copy

Sister James R. Tyler, D.C.

Делуиус адмр

27
} body deced

Order by

= cost of 100 =

Pettow }
v } Com. Notice
Inquest }

I acknowledge
Service of this Notice
w^{as} Drigg and

COMMISSIONER'S OFFICE.

Jerusalem, Va., Sept 25 1874

To J. D. Putter. surviving partner of the firm
of ~~Putter & Co.~~ *Puff*
against

W. W. Briggs Sheriff & as such adm of Thomas
W. Syner decd. — *Perfl*

You are hereby notified that I have fixed upon the 8 day of October next, if fair; if not, the next fair day thereafter (Sunday excepted), to take and settle, at my office, the following accounts, to-wit:

Take a further account of the debts outstanding
against the estate of Thomas W. Syner decd
and report to Court &c

required to be taken by a decree of Southampton County Court, rendered on the _____ day
of June Term 1874, 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.

Surrogate's Office

Jerusalem Jay 14th 1874

To the Creditors of the Est. of
Thomas H. Joyner
decd, and all others concerned }

You are hereby notified
that: by a decree of the Circuit Court of S. Campbell Co. Ky
I have appointed the 17 day of Feb'y next
at my office, for receiving proof of debts or dem-
ands against the S.^d decedent or his Est. at which
time & place you are required to attend.
given under my hand as Comr. in Chancery, the
day & Year first aforesaid

Jon R Tyler
Comr.

Franklin Depot, Va.

\$25.50

One day after date I promise to pay to PRET-
LOW, VICK & CO., the sum of Twenty five
Dollars, and fifty Cents, for value received, with-
out offsel. Witness my Hand and Seal this 7th
day of January 1861

WITNESS.

Ben J. Barnes

Thomas W. Smith L.S.

L.S.

Frederick Report of
to } Chapman

Johns admor

Commissaries Tyler

1874 Sept. 25th

"

Southampton Circuit Court, June Term 1874.

J. D. Fitts Surviving partner of the firm of
Fitts, Vick & Co. Plaintiff

against

Wm. W. Briggs Sheriff and as such adm^r of
Thomas W. Jagers dec^d. Defendant

In Chancery

This day this Cause came on again to be heard on the
papers formerly read and the Report of W. W. Briggs
made pursuant to a decree entered at the February
Term 1874, of this Court, and to which Report no
exceptions have been filed and was argued by Counsel;
On consideration whereof the Court doth adjudge,
order and decree, that the said Report be confirmed,
and the Court doth further adjudge, order and
decree, that one of the Commissioners of this Court
take a further account of the debt outstand-
ing against the Estate of Thos W. Jagers dec^d.
and report the said account together with any
matter specially stated, deemed pertinent by
himself, or which may be required to be so
stated, by any of the parties interested?

A Copy

Filed James R. Jagers D.C.

Nov. 21st 1873. Recd. of J. W. Wellons,
twenty seven dollars and fifty cents,
for coffin for Rev Thomas W. Joiner
of Southrup Co. Va.

Chas. Smith

The Estate of
Rev. Thos. I. Joiner

1873

To Chas. Smith Dⁿ

May 8th To Coffin and Case,

double lining and Cords

handles and plate for self. 27.00

Recd. paym^t. at the hands of
Rev. Jas. W. Wellons.

Chas. Smith
for B.

Not due by account to J. W. Wellons

Instructions
in Report
joined

1877 Nov. 6th 15

~~As~~ ~~in~~ ~~the~~ ~~presence~~ ~~of~~ ~~a~~ ~~decree~~ ~~of~~ ~~the~~ ~~Circuit~~
 Court of Southampton County in the Chancery
 Suit of Preston against Jeyner I collected from
 Sale of Land in Cash Seventy dollars, (which
 I reported in a former Report) and out of the
 said sum of Seventy dollars I paid Expenses
 of Sale & Suit as follows. To Clerk of Court
 \$8.98 To Sheriff \$4.00 To Bond Tyler \$6.00 To Wm B
 Shands Attorney \$31.00 sum retained to pay for
 writing Deed \$5.00 & Clerk of Court future cost
 \$3.00 To Auctioneer \$2.00 for printing advertising
 \$1.00 Commissions for Selling Land \$5.00 making
 Total Cost \$65.98 - leaving a balance from Cash
 Payment of \$4.02. I have collected the three
 Bonds due by J. V. Jeyner & others Executed for purchase
 of Land amounting to \$33.40 - which ^{sums} ~~amounts~~
 make \$39.42 to be distributed among the Creditors
 I Executed to J. V. Jeyner a Deed to said
 Land with special Warranty.

W. W. Briggs Comr

I further report that I paid out of
 the \$39.42 in my hands as stated in
 above report an account due Charles
 Smith for Coffin \$27.50 leaves a balance
 in my hands of \$11.92 ¹⁰⁰ to be distributed
 among the Creditors W. W. Briggs Comr

39.42
 27.50
 11.92

1129

Prellon sept.
a } Stat. Rules

Loguers adu. 9^o

1897 May

In Southampton Circuit Court

Jordan D Prebloss surviving partner of the firm of Prebloss, Vick & Co.
who sues for himself and all the other Creditors of Thomas W Joyner dec.
who will come in and bear their share of the costs of this suit -

against.
Wm W Briggs Sheriff of Southampton & as such admor. of Thomas W Joyner
dec. Indiana V. C. Joyner, Mathew Joyner, Elisha Joyner & Missouri
Joyner.

1873 June 18th Summons issued

" July R. Sum. Ret. Ex. on all Dfts. except Indiana V. C. Joyner - Bill filed.
D. Nisi to Dft. except Indiana V. C. Joyner. Al. Sum. to her.

" Aug. R. Sum. to Dft. Indiana V. C. Joyner ret. Ex. D. Nisi to her. Bill
taken for Confes. as to all the other Dfts.

" Sep. R. Bill taken for Confes. as to Dft. Indiana V. C. Joyner & Cause
set for hearing &c. as to all the Dfts.

" Nov. Decree for Acct.

1874 Feby 23 Rept.

" J. Decree for sale

" June Decree for further acct.

1877 May - Decree

J. D. Patterson
 or 3 Bills
 "inhibits"
 Joyner's Acknowledgments

1873 July Rules

To the Honorable George Blow judge of the
circuit Court of Southampton County in
chancery sitting.

Humbly complaining your orator
Jordan D Putlow surviving partner of the
firm of Putlow Vick Co who are for
himself and all the other creditors of Thomas
W Joyner ^{D.} who will come in and bear their
share of the costs of this suit sheweth
unto your Honor that sometime in the
year 1873 Thomas W Joyner departed this
life intestate leaving considerable estate
and his widow Indiana V. C. Joyner and
two brothers Matthew and Elisha Joyner
and one sister Miporia Joyner his distributees
and heirs at law and that at the June
term 1873 of the county court of Southampton
his estate was committed to the hands of
Wm H Briggs sheriff of Southampton
County for administration all of which
will more fully appear by a certified copy
of the said order herewith filed marked
A and prayed to be taken as a part of
this bill, your orator sheweth further that
Thomas W Joyner in his lifetime was
indebted by bond to the firm of Putlow
Vick Co in the sum of \$25,500 with
interest from the 1st of Jan'y 1861 as will
more fully appear by a certified copy of
the said bond herewith filed marked
B and prayed to be taken as a part of
this bill

over

* an account of the debts outstanding against the estate and

This bond given Coator charges and avers
has more been paid either by Thomas W
Joyner in his lifetime or by his Administrator
since his death and that his whole estate
both real and personal is liable to the same
and that if there is not personal assets
enough in the hands of the administrator
to pay this and other debts then the
land whereof the said Thomas W Joyner
died seized and possessed and now in the
hands of his heirs at law must be
sold subject to the widows dower to
pay the same.

An Tender consideration whereof and
inasmuch as your orator is without relief at
law and only entitled to relief in a court
of equity where such matters are peculiarly
cognizable he therefore prays that Mr
W Briggs sheriff of Southampton and as
such administrator of Thomas W Joyner in
Indiana C. C. Joyner, Matthew Joyner
Elisha Joyner and Missouri Joyner may
be made parties defendant to this bill
and that the court would compel them as
full and perfect answer make to the
allegations therein contained as if they had
been themselves more fully and specially
interrogated; that the court would direct
Mr W Briggs to settle an administration
account of Thomas W Joyner died and
also that the commissioners take an
account of the annual and actual
value of all the real estate whereof

The said Thomas W Joyner died seized
and possessed and if it should appear
from the said accounts that the personal
assets in the hands of the administrator
will not pay the debts of the intestate
then that the court would order a sale
of the real estate for that purpose
subject to the widows dower as your
orator is satisfied and without charges
and avers that the rents and profits
of the same will not pay the debts
in five years.

And that the court would grant
such other and general relief the premises
considered as equity may dictate and
the nature of his case may require
and as in duty bound your orator will
ever pray he

Shemas p. 9.