

1909-23

Southampton County

Chancery

Chappelle, Peter
A. Esq.

Chappelle, Patten, et al

To all whom it
may concern -

Chappelle, Peter's
Estate,

Fultz, Ricketta

Fultz, Willis

Green, Mary J.

Green, Elisha

Hamlin, Julia F.

Hamlin, Alex B.

Chappelle, John D.

Chappelle, Peter A

(Chappelle, Clairborne
Chappelle, Susan
Chappelle, Eleanor C)

Chappelle, Geo. &c.

+ Bill

Chappelle, Geo.

1904. 1st July Rules.

Field.

10. & 2. c.c.

W. L. Moore & Co. Pitt.

To the Honorable Robert B. Francis, Judge of the
Circuit Court of Southampton County,

Submitting herewith unto the court your complainant,
Peter A. Chappelle, Executor of Peter Chappelle, deceased,
test some time during the year 1902, Peter Chappelle
of the County of Southampton, departed this life, having
first duly published his last will and testament which
was duly probated the December term, 1902, of the County
Court of said County, and that at the April term 1903 of
said court, said Peter A. Chappelle, the executor named
in said will, duly qualified, all of which will appear by
reference to copy of said will herewith filed as a part
of this bill as exhibit "A".

That the said decedent left a widow, Pattie
Chappelle, and the following children surviving him, viz:
Richetta Paltz, wife of Willis Paltz, Mary T. Green,
wife of Elisha Green, Julia F. Hamlin, wife of Alex B.
Hamlin, John. W. Chappelle, Peter A. Chappelle, Claiborne
I. Chappelle, Susan G. and Eleanor G. Chappelle, last three
being infants of tender years.

That said decedent at the time of his death was
possessed of two valuable tracts of land lying in the
County of Southampton, one being the home place upon which
decedent lived at the time of his death, containing
acres, and bounded by the lands of

the other known as the "Briggs"
place, and was purchased by decedent from Jan. L. McLenore
containing acres, more or less, lying near the
Sussex County line, and adjoining the lands of

That said decedent left a very small quantity of
personal property, and was indebted in sums aggregating
more than the value of the personal property, and your
orator is therefore unable to meet the obligations of the
decedent without resorting to the real estate to do so.

Your complainant also states that there has been no allotment of dower to the widow, nor assignment of the poor debtor's exemption, and your orator is convinced that in order to meet these demands and pay off the expenses of the administration and debts due by decedent, it will be necessary to sell a small portion of the real estate above described. Your orator also represents that there is a small deed of trust on the undivided interest of one of the children, executed to H. B. McLeone, Trustee, to secure debt due to J. E. Prince, Courtland, N.Y.

Your complainant would also state that there is some standing timber on the real estate, which, if sold, might possibly be sufficient to pay off the indebtedness without selling any of the land, and if this can be done, your orator believes it would be to the best interest of all the parties to have this timber sold, and thus rid the estate of debt.

In tender consideration whereof, and forasmuch as your orator is remediless in the premises, save by the aid of the court of equity where matters of this kind are alone and properly cognizable, he prays that Pattie Chappelle, widow, and Richetta Faltz, nee Chappelle, and Willis Faltz, her husband, Mary T. Green, nee Chappelle and Elisha Green, her husband, Julia F. Hamlin, nee Chappelle, and Alex B. Hamlin, her husband, John W. Chappelle., Peter A.. Claiborne I., Susan and Eleanor C. Chappelle, the last three infants, J. E. Prince, and H. B. McLeone, trustee, may be made parties defendants to this bill, and required to answer same, answers under oath being waived. That an account of your orators administration on estate of said decedent may be had and settled, and that sufficient of the real estate may be sold, if such becomes necessary, to pay off the indebtedness due by said decedent; that the widow's dower may

IN ORDER TO BEAT THESE POINTS OUT AND OFF THE EXHIBITS
DOES NOT HAVE EXEMPTION' AND THAT ORDER IS CONTAINED THAT
ATTORNEY OF COURT TO THE COURT, NOT SETTLEMENT OF THE
LAST, COMBINATION ALSO STATES, MUST BE THE PART SO

be assigned to her, and that all such accounts may be
taken, inquiries made, and all such orders and decrees
entered as the nature of the case may require, or to
equity shall seem meet.

Notice is hereby given that the Court will be asked
to allow a reasonable fee to Plaintiff's counsel con-
ducting this cause.

And your orator will ever pray etc.

W. L. Moore & Corbett

Chappelle Esq
or { Spa: in Chaney

Chappelle, et. als:

1904. 1st July Ruler.

Executed on the 30th
day of June 1904, by
depositing a true
copy of the within
instrument to Alex. B
Hamlin and Julia
F. Hamlin in person
in Sussex County
Va.

Jac W. Price Sheriff
Sussex County
Va

Fee paid

13-9-10-11-12-13-14-15-16-17-18-19-20-21-22-23-24-25-26-27-28-29-30-31-32-33-34-35-36-37-38-39-40-41-42-43-44-45-46-47-48-49-50-51-52-53-54-55-56-57-58-59-60-61-62-63-64-65-66-67-68-69-70-71-72-73-74-75-76-77-78-79-80-81-82-83-84-85-86-87-88-89-90-91-92-93-94-95-96-97-98-99-100-101-102-103-104-105-106-107-108-109-110-111-112-113-114-115-116-117-118-119-120-121-122-123-124-125-126-127-128-129-130-131-132-133-134-135-136-137-138-139-140-141-142-143-144-145-146-147-148-149-150-151-152-153-154-155-156-157-158-159-160-161-162-163-164-165-166-167-168-169-170-171-172-173-174-175-176-177-178-179-180-181-182-183-184-185-186-187-188-189-190-191-192-193-194-195-196-197-198-199-200-201-202-203-204-205-206-207-208-209-210-211-212-213-214-215-216-217-218-219-220-221-222-223-224-225-226-227-228-229-230-231-232-233-234-235-236-237-238-239-240-241-242-243-244-245-246-247-248-249-250-251-252-253-254-255-256-257-258-259-260-261-262-263-264-265-266-267-268-269-270-271-272-273-274-275-276-277-278-279-280-281-282-283-284-285-286-287-288-289-290-291-292-293-294-295-296-297-298-299-300-301-302-303-304-305-306-307-308-309-310-311-312-313-314-315-316-317-318-319-320-321-322-323-324-325-326-327-328-329-330-331-332-333-334-335-336-337-338-339-340-341-342-343-344-345-346-347-348-349-350-351-352-353-354-355-356-357-358-359-360-361-362-363-364-365-366-367-368-369-370-371-372-373-374-375-376-377-378-379-380-381-382-383-384-385-386-387-388-389-390-391-392-393-394-395-396-397-398-399-400-401-402-403-404-405-406-407-408-409-410-411-412-413-414-415-416-417-418-419-420-421-422-423-424-425-426-427-428-429-430-431-432-433-434-435-436-437-438-439-440-441-442-443-444-445-446-447-448-449-450-451-452-453-454-455-456-457-458-459-460-461-462-463-464-465-466-467-468-469-470-471-472-473-474-475-476-477-478-479-480-481-482-483-484-485-486-487-488-489-490-491-492-493-494-495-496-497-498-499-500-501-502-503-504-505-506-507-508-509-510-511-512-513-514-515-516-517-518-519-520-521-522-523-524-525-526-527-528-529-530-531-532-533-534-535-536-537-538-539-540-541-542-543-544-545-546-547-548-549-550-551-552-553-554-555-556-557-558-559-560-561-562-563-564-565-566-567-568-569-570-571-572-573-574-575-576-577-578-579-580-581-582-583-584-585-586-587-588-589-590-591-592-593-594-595-596-597-598-599-600-601-602-603-604-605-606-607-608-609-610-611-612-613-614-615-616-617-618-619-620-621-622-623-624-625-626-627-628-629-630-631-632-633-634-635-636-637-638-639-640-641-642-643-644-645-646-647-648-649-650-651-652-653-654-655-656-657-658-659-660-661-662-663-664-665-666-667-668-669-670-671-672-673-674-675-676-677-678-679-680-681-682-683-684-685-686-687-688-689-690-691-692-693-694-695-696-697-698-699-700-701-702-703-704-705-706-707-708-709-710-711-712-713-714-715-716-717-718-719-720-721-722-723-724-725-726-727-728-729-730-731-732-733-734-735-736-737-738-739-740-741-742-743-744-745-746-747-748-749-750-751-752-753-754-755-756-757-758-759-760-761-762-763-764-765-766-767-768-769-770-771-772-773-774-775-776-777-778-779-780-781-782-783-784-785-786-787-788-789-790-791-792-793-794-795-796-797-798-799-800-801-802-803-804-805-806-807-808-809-810-811-812-813-814-815-816-817-818-819-820-821-822-823-824-825-826-827-828-829-830-831-832-833-834-835-836-837-838-839-840-841-842-843-844-845-846-847-848-849-850-851-852-853-854-855-856-857-858-859-860-861-862-863-864-865-866-867-868-869-870-871-872-873-874-875-876-877-878-879-880-881-882-883-884-885-886-887-888-889-890-891-892-893-894-895-896-897-898-899-900-901-902-903-904-905-906-907-908-909-910-911-912-913-914-915-916-917-918-919-920-921-922-923-924-925-926-927-928-929-930-931-932-933-934-935-936-937-938-939-940-941-942-943-944-945-946-947-948-949-950-951-952-953-954-955-956-957-958-959-960-961-962-963-964-965-966-967-968-969-970-971-972-973-974-975-976-977-978-979-980-981-982-983-984-985-986-987-988-989-990-991-992-993-994-995-996-997-998-999-1000-1001-1002-1003-1004-1005-1006-1007-1008-1009-1010-1011-1012-1013-1014-1015-1016-1017-1018-1019-1020-1021-1022-1023-1024-1025-1026-1027-1028-1029-1030-1031-1032-1033-1034-1035-1036-1037-1038-1039-1040-1041-1042-1043-1044-1045-1046-1047-1048-1049-1050-1051-1052-1053-1054-1055-1056-1057-1058-1059-1060-1061-1062-1063-1064-1065-1066-1067-1068-1069-1070-1071-1072-1073-1074-1075-1076-1077-1078-1079-1080-1081-1082-1083-1084-1085-1086-1087-1088-1089-1090-1091-1092-1093-1094-1095-1096-1097-1098-1099-1100-1101-1102-1103-1104-1105-1106-1107-1108-1109-1110-1111-1112-1113-1114-1115-1116-1117-1118-1119-1120-1121-1122-1123-1124-1125-1126-1127-1128-1129-1130-1131-1132-1133-1134-1135-1136-1137-1138-1139-1140-1141-1142-1143-1144-1145-1146-1147-1148-1149-1150-1151-1152-1153-1154-1155-1156-1157-1158-1159-1160-1161-1162-1163-1164-1165-1166-1167-1168-1169-1170-1171-1172-1173-1174-1175-1176-1177-1178-1179-1180-1181-1182-1183-1184-1185-1186-1187-1188-1189-1190-1191-1192-1193-1194-1195-1196-1197-1198-1199-1200-1201-1202-1203-1204-1205-1206-1207-1208-1209-1210-1211-1212-1213-1214-1215-1216-1217-1218-1219-1220-1221-1222-1223-1224-1225-1226-1227-1228-1229-1230-1231-1232-1233-1234-1235-1236-1237-1238-1239-1240-1241-1242-1243-1244-1245-1246-1247-1248-1249-1250-1251-1252-1253-1254-1255-1256-1257-1258-1259-1260-1261-1262-1263-1264-1265-1266-1267-1268-1269-1270-1271-1272-1273-1274-1275-1276-1277-1278-1279-1280-1281-1282-1283-1284-1285-1286-1287-1288-1289-1290-1291-1292-1293-1294-1295-1296-1297-1298-1299-1300-1301-1302-1303-1304-1305-1306-1307-1308-1309-1310-1311-1312-1313-1314-1315-1316-1317-1318-1319-1320-1321-1322-1323-1324-1325-1326-1327-1328-1329-1330-1331-1332-1333-1334-1335-1336-1337-1338-1339-1340-1341-1342-1343-1344-1345-1346-1347-1348-1349-1350-1351-1352-1353-1354-1355-1356-1357-1358-1359-1360-1361-1362-1363-1364-1365-1366-1367-1368-1369-1370-1371-1372-1373-1374-1375-1376-1377-1378-1379-1380-1381-1382-1383-1384-1385-1386-1387-1388-1389-1390-1391-1392-1393-1394-1395-1396-1397-1398-1399-1400-1401-1402-1403-1404-1405-1406-1407-1408-1409-1410-1411-1412-1413-1414-1415-1416-1417-1418-1419-1420-1421-1422-1423-1424-1425-1426-1427-1428-1429-1430-1431-1432-1433-1434-1435-1436-1437-1438-1439-1440-1441-1442-1443-1444-1445-1446-1447-1448-1449-1450-1451-1452-1453-1454-1455-1456-1457-1458-1459-1460-1461-1462-1463-1464-1465-1466-1467-1468-1469-1470-1471-1472-1473-1474-1475-1476-1477-1478-1479-1480-1481-1482-1483-1484-1485-1486-1487-1488-1489-1490-1491-1492-1493-1494-1495-1496-1497-1498-1499-1500-1501-1502-1503-1504-1505-1506-1507-1508-1509-1510-1511-1512-1513-1514-1515-1516-1517-1518-1519-1520-1521-1522-1523-1524-1525-1526-1527-1528-1529-1530-1531-1532-1533-1534-1535-1536-1537-1538-1539-1540-1541-1542-1543-1544-1545-1546-1547-1548-1549-1550-1551-1552-1553-1554-1555-1556-1557-1558-1559-1560-1561-1562-1563-1564-1565-1566-1567-1568-1569-1570-1571-1572-1573-1574-1575-1576-1577-1578-1579-1580-1581-1582-1583-1584-1585-1586-1587-1588-1589-1590-1591-1592-1593-1594-1595-1596-1597-1598-1599-1600-1601-1602-1603-1604-1605-1606-1607-1608-1609-1610-1611-1612-1613-1614-1615-1616-1617-1618-1619-1620-1621-1622-1623-1624-1625-1626-1627-1628-1629-1630-1631-1632-1633-1634-1635-1636-1637-1638-1639-1640-1641-1642-1643-1644-1645-1646-1647-1648-1649-1650-1651-1652-1653-1654-1655-1656-1657-1658-1659-1660-1661-1662-1663-1664-1665-1666-1667-1668-1669-1670-1671-1672-1673-1674-1675-1676-1677-1678-1679-1680-1681-1682-1683-1684-1685-1686-1687-1688-1689-1690-1691-1692-1693-1694-1695-1696-1697-1698-1699-1700-1701-1702-1703-1704-1705-1706-1707-1708-1709-1710-1711-1712-1713-1714-1715-1716-1717-1718-1719-1720-1721-1722-1723-1724-1725-1726-1727-1728-1729-1730-1731-1732-1733-1734-1735-1736-1737-1738-1739-1740-1741-1742-1743-1744-1745-1746-1747-1748-1749-1750-1751-1752-1753-1754-1755-1756-1757-1758-1759-1760-1761-1762-1763-1764-1765-1766-1767-1768-1769-1770-1771-1772-1773-1774-1775-1776-1777-1778-1779-1780-1781-1782-1783-1784-1785-1786-1787-1788-1789-1790-1791-1792-1793-1794-1795-1796-1797-1798-1799-1800-1801-1802-1803-1804-1805-1806-1807-1808-1809-1810-1811-1812-1813-1814-1815-1816-1817-1818-1819-1820-1821-1822-1823-1824-1825-1826-1827-1828-1829-1830-1831-1832-1833-1834-1835-1836-1837-1838-1839-1840-1841-1842-1843-1844-1845-1846-1847-1848-1849-1850-1851-1852-1853-1854-1855-1856-1857-1858-1859-1860-1861-1862-1863-1864-1865-1866-1867-1868-1869-1870-1871-1872-1873-1874-1875-1876-1877-1878-1879-1880-1881-1882-1883-1884-1885-1886-1887-1888-1889-1890-1891-1892-1893-1894-1895-1896-1897-1898-1899-1900-1901-1902-1903-1904-1905-1906-1907-1908-1909-1910-1911-1912-1913-1914-1915-1916-1917-1918-1919-1920-1921-1922-1923-1924-1925-1926-1927-1928-1929-1930-1931-1932-1933-1934-1935-1936-1937-1938-1939-1940-1941-1942-1943-1944-1945-1946-1947-1948-1949-1950-1951-1952-1953-1954-1955-1956-1957-1958-1959-1960-1961-1962-1963-1964-1965-1966-1967-1968-1969-1970-1971-1972-1973-1974-1975-1976-1977-1978-1979-1980-1981-1982-1983-1984-1985-1986-1987-1988-1989-1990-1991-1992-1993-1994-1995-1996-1997-1998-1999-2000-2001-2002-2003-2004-2005-2006-2007-2008-2009-2010-2011-2012-2013-2014-2015-2016-2017-2018-2019-2020-2021-2022-2023-2024-2025-2026-2027-2028-2029-2030-2031-2032-2033-2034-2035-2036-2037-2038-2039-2040-2041-2042-2043-2044-2045-2046-2047-2048-2049-2050-2051-2052-2053-2054-2055-2056-2057-2058-2059-2060-2061-2062-2063-2064-2065-2066-2067-2068-2069-2070-2071-2072-2073-2074-2075-2076-2077-2078-2079-2080-2081-2082-2083-2084-2085-2086-2087-2088-2089-2090-2091-2092-2093-2094-2095-2096-2097-2098-2099-2100-2101-2102-2103-2104-2105-2106-2107-2108-2109-2110-2111-2112-2113-2114-2115-2116-2117-2118-2119-2120-2121-2122-2123-2124-2125-2126-2127-2128-2129-2130-2131-2132-2133-2134-2135-2136-2137-2138-2139-2140-2141-2142-2143-2144-2145-2146-2147-2148-2149-2150-2151-2152-2153-2154-2155-2156-2157-2158-2159-2160-2161-2162-2163-2164-2165-2166-2167-2168-2169-2170-2171-2172-2173-2174-2175-2176-2177-2178-2179-2180-2181-2182-2183-2184-2185-2186-2187-2188-2189-2190-2191-2192-2193-2194-2195-2196-2197-2198-2199-2200-2201-2202-2203-2204-2205-2206-2207-2208-2209-2210-2211-2212-2213-2214-2215-2216-2217-2218-2219-2220-2221-2222-2223-2224-2225-2226-2227-2228-2229-2230-2231-2232-2233-2234-2235-2236-2237-2238-2239-2240-2241-2242-2243-2244-2245-2246-2247-2248-2249-2250-2251-2252-2253-2254-2255-2256-2257-2258-2259-2260-2261-2262-2263-2264-2265-2266-2267-2268-2269-2270-2271-2272-2273-2274-2275-2276-2277-2278-2279-2280-2281-2282-2283-2284-2285-2286-2287-2288-2289-2290-2291-2292-2293-2294-2295-2296-2297-2298-2299-2300-2301-2302-2303-2304-2305-2306-2307-2308-2309-2310-2311-2312-2313-2314-2315-2316-2317-2318-2319-2320-2321-2322-2323-2324-2325-2326-2327-2328-2329-2330-2331-2332-2333-2334-2335-2336-2337-2338-2339-2340-2341-2342-2343-2344-2345-2346-2347-2348-2349-2350-2351-2352-2353-2354-2355-2356-2357-2358-2359-2360-2361-2362-2363-2364-2365-2366-2367-2368-2369-2370-2371-2372-2373-2374-2375-2376-2377-2378-2379-2380-2381-2382-2383-2384-2385-2386-2387-2388-2389-2390-2391-2392-2393-2394-2395-2396-2397-2398-2399-2400-2401-2402-2403-2404-2405-2406-2407-2408-2409-2410-2411-2412-2413-2414-2415-2416-2417-2418-2419-2420-2421-2422-2423-2424-2425-2426-2427-2428-2429-2430-2431-2432-2433-2434-2435-2436-2437-2438-2439-2440-2441-2442-2443-2444-2445-2446-2447-2448-2449-2450-2451-2452-2453-2454-2455-2456-2457-2458-2459-2460-2461-2462-2463-2464-2465-2466-2467-2468-2469-2470-2471-2472-2473-2474-2475-2476-2477-2478-2479-2480-2481-2482-2483-2484-2485-2486-2487-2488-2489-2490-2491-2492-2493-2494-2495-2496-2497-2498-2499-2500-2501-2502-2503-2504-2505-2506-2507-2508-2509-2510-2511-2512-2513-2514-2515-2516-2517-2518-2519-2520-2521-2522-2523-2524-2525-2526-2527-2528-2529-2530-2531-2532-2533-2534-2535-2536-2537-2538-2539-2540-2541-2542-2543-2544-2545-2546-2547-2548-2549-2550-2551-2552-2553-2554-2555-2556-2557-2558-2559-2560-2561-2562-2563-2564-2565-2566-2567-2568-2569-2570-2571-2572-2573-2574-2575-2576-2577-2578-2579-2580-2581-2582-2583-2584-2585-2586-2587-2588-2589-2590-2591-2592-2593-2594-2595-2596-2597-2598-2599-2600-2601-2602-2603-2604-2605-2606-2607-2608-2609-2610-2611-2612-2613-2614-2615-2616-2617-2618-2619-2620-2621-2622-2623-2624-2625-2626-2627-2628-2629-2630-2631-2632-2

THE COMMONWEALTH OF VIRGINIA.

SUSSEX
TO THE SHERIFF OF ~~SOUTHAMPTON~~ COUNTY, GREETING:

WE COMMAND YOU TO SUMMON...Pattie Chappelle,..Widow,..Richatta Faltz, nee Chappelle, and Willis Faltz her husband, Mary T. Green nee Chappelle, and Elisha Green her husband, Julia F. Hamlin, nee Chappelle and Alex B. Hamlin, her husband, John W. Chappell, Peter A. Claborn I., Susan and Eleanor C. Chappell, the last three Infants, J. B. Prince and H. B. McLenore Trustee

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..1904.....
~~next~~, to answer a Bill in Chancery exhibited against....them.....in our said Court by.....Peter A. Chappelle,..Executor,..of..Peter..Chappelle..deceased

And this....they.....shall in nowise omit under penalty of law. And have then there this writ.

Witness, B. F. McLEMORE, Clerk of our said Court, at the Courthouse, this 24th.....day of.....June....., 1904..., in the 12~~th~~...year of the Commonwealth.

Teste :

B. F. McLenore....., C. C.

J. L. Munro. Atty in suit of
Chappelle Exor vs Chappelle Heirs -
To B. F. Munro P. J.

To ~~for~~ Sheriff for Sum. Pwerty. \$1.00

Chappelle Ex'or &c
 v. } Successors of
 } son ad & item.
 Chappelle's heirs &c.

this behalf expended, and will ever pray, etc.
 to be hence dismissed with reasonable costs in
 "And having fully answered, the said respondent pray
 prejudice."

no decree may be pronounced which will tend to
 interests to the protection of the court, and pray that
 Guardian commend and rights and
 interests. therefore, by said

understanding, or of taking care of rights and
 by reason of infancy, incapable of
 "That infant of tender years, and
 said Guardian ad litem answers and says:

that it is material should answer, by
 to, or so so much thereof as advised
 self of all just exceptions to said bill, for answer there-
 "The respondent reserving to the pen-

point for the county of , by
 hibited against and others, in the circuit
 tend in this suit, to a bill of complaint ex-
 , Guardian ad litem, assigned to de-
 sent under the age of twenty-one years by
 "The separate answer of

[Faint handwritten notes and signatures at the bottom of the page, including "Prothonotary" and "Clerk of Court".]

"The separate answer of Clairborne I. Susan C. Eleanor B. Chappell
infants under the age of twenty-one years by E. Frank
Storrs, their guardian ad litem, assigned to de-
fend them in this suit, to a bill of complaint ex-
hibited against them and others, in the circuit
court for the county of Sauchoampton, by Peter A
Chappell Executor of Peter Chappell decd

"The respondents reserving to themselves the ben-
efit of all just exceptions to said bill, for answer there-
to, or to so much thereof as they are advised
that it is material they should answer, by them
said guardian ad litem answers and says:

"That they are infant of tender years, and
by reason of their infancy, are incapable of
understanding, or of taking care of their rights and
interests. They, therefore, by their said
guardian commend their and their rights and
interests to the protection of the court, and pray that
no decree may be pronounced which will tend to their
prejudice.

"And having fully answered, the said respondents pray
to be hence dismissed with their reasonable costs in
this behalf expended, and they will ever pray, etc.

E. Frank Storrs
Guardian ad litem for infants
Clairborne I., Susan C. & Eleanor B. Chappell

Chappell's Exor. &c.
v. $\sum$ Answer of Widow.
Chappell's Heir.

Ann Gordon
Jno & Kells
W. C. Stephens
W. H. Jones
W. J. Briggs

The separate answer of Patti Chappelle to a bill of complaint exhibited against her and others in the Circuit Court of Southampton County by Peter A. Chappelle, Executor of Peter Chappelle, deceased.

The respondent arriving to herself the benefit of all just exceptions to the said bill, for answer thereto, or to so much thereof as she is advised it is material that she should answer, answers and says:

That true it is that the said Peter Chappelle died at or about the time alleged in complainant's bill, leaving a will, as therein stated, and leaving your respondent, his widow, and the children therein named. That it is, also, true that, at the time of his death, your respondent's late husband, the said Peter Chappelle, was seized and possessed of the two valuable tracts of land mentioned in complainant's bill. That said respondent, also, left considerable personal property, but, as to the extent of the value thereof, your respondent is not fully advised, nor is she advised as to the extent of the indebtedness outstanding against said decedent at the time of his death.

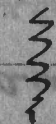
That it is true, as stated in complainant's bill, that there has been no allotment of dower nor assignment of the poor debtor's exemption to your respondent. That your respondent is advised that she is entitled to the same, and she, therefore,

prays that dower be allotted to her, and her portion of the poor debtor's exemption be assigned her, without delay.

The respondent is, also, advised that, should there remain any surplus of the personal estate of the decedent, after the payment of the debts outstanding against him, she would be entitled to receive one-third of such surplus; and she, therefore, unites in praying that an account of the said Peter A. Chappell's administration on the estate of the decedent may be had and settled; and, if there should be any surplus in his hands, after the payment of the debts against the decedent and costs of administration, she prays that her portion of the same may be paid to her.

That as to the proposed sale of standing timber on the real estate of the decedent, mentioned in complainant's bill, respondent says that if any standing timber be sold on any of the real estate in which she has dower-interest, she prays that her proportionate part of the proceeds be paid to her.

The respondent denies all fraud, unlawful combination and confederacy; and having fully answered the complainant's bill, she prays to be hence dismissed with her reasonable costs in this behalf expended, and she will ever pray &c.

W.D. Sebrill, p.d. 

Chaprellin Exor
H } Stat: Rules.

Chaprellin's Heirs

Peter A. Chappello. Executor of
Peter Chappello. deceased. Plff.

" 75 "

Pattie Chappello, widow.

Richetta Faltz. nee Chappello
and Miss Faltz. her heirs and.

Mary J. Greer. nee Chappello,
and Editha Green her husband.

Julia F. Hamlin. nee Chappello,
and Albert B. Hamlin. her husband.

John H. Chappello. Peter A.,
Blairborne J., Susan and Eleanor
C. Chappello - the last three, infants.

J. B. Trine, and H. B. McLennan, Trustees.

1904. June 24. Process up to 1st July Return.

" 1 July Return: Bill & Ex. filed.

E. Frank Story Appt. for addition
to infants Dfts. Process
returned Executed. ~~to Chappello~~
~~to J. H. Chappello~~

Deceased niece

2 July - Bill taken for Confessed
as to Adults & Cause set
for hearing as to them

Stat: of Rules

In the name of God, Amen:- I Peter Chappell of Southampton County Va., being of a sound mind do make this my last will and testament, hereby revoking all other wills made by me.

1st---- I want my estate to stand undivided until my youngest child becomes twenty one years of age.

2nd---- Then I give one third of my property to seven of my youngest children.

3rd---- And the other two thirds of my property is to be equally divided among all of my children.

4th---- I name and appoint my son Peter Chappel sole Executor of my last will & testament.

In witness whereof I have hereunto set my hand & seal this 7th, day of February 1900

Peter Chappel----- (seal)

Witness

Robert L. Lowe

Maynard L. Williams.

Southampton County Court: December Term 1902.

A writing purporting to be the last will and Testament of Peter Chappel, Deceased, was produced in Court, and proved by the oaths of Robert L. Lowe and Maynard L. Williams the subscribing witnesses thereto and ordered to be recorded as the last will and testament of ^{the said} Peter Chappel deceased.

Teste: B. F. McLemore C. C.

A Copy

Teste B. F. McLemore C. C.

Virginia:

Southampton County Court: April Term 1903.

On motion of Peter Chappel, the executor named in the last will and testament of Peter Chappel deceased, (which said will has been heretofore probated in this Court,) who appeared in Court and made oath according to law, and together with George Hill, Clinton Ricks, Richard Ricks and Elisha L. Green as his sureties who justified on oath as to their sufficiency, entered into and acknowledged a bond in the penalty of Fifteen Hundred Dollars conditioned as the law directs (which bond is ordered to be ~~re-~~ recorded), Certificate is granted the said Peter Chappel for obtaining a probate of said will in due form.

A Copy

Teste: B. F. McLenore C. C.

Jno. W. Chappelle
Peter A Chappelle.

I acknowledge legal
service of this summons
June 25th. 1904
Peter A Chappelle

I acknowledge legal
service of this summons
July 3rd 1904
J W Chappelle

Charleston, W. Va.

We acknowledge legal
service of the within process
J B Prince

H B McLeary
Trustee.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF SOUTHAMPTON COUNTY, GREETING:

WE COMMAND YOU TO SUMMON....Pattie Chappelle,..Widow,..Richetta Faltz, nee Chappelle, and Willis Faltz her husband, Mary T. Green, nee Chappelle, and Elisha Green her husband, Julia F. Hamlin, nee Chappell, and Alex B. Hamlin her husband, John W. Chappelle, Peter A. Claborne I., Susan and Eleanor C. Chappelle, the last three Infants, J. B. Prince and H. B. McLeMORE-----Trustee

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....1904.....~~next~~, to answer a Bill in Chancery exhibited against.....them.....in our said Court by.....Peter..A...Chappelle..Executor..of..Peter..Chappelle,..deceased

And this..they.....shall in nowise omit under penalty of law. And have then there this writ.

Witness, B. F. McLEMORE, Clerk of our said Court, at the Courthouse, this 24th.day of....June....., 1904., in the 12.2...year of the Commonwealth.

Teste:

B. F. McLeMORE....., C. C.

Chappelle's Ex^{or}

Spa: in Chanin

Chappelle et al:

1904. 1st July Release

Executed June 30-04
by Delivering a copy
to each of the
below names.
Mary L. Green +

Elisha Green.

Clabarne. C. Susan

+ Eleanor C. Chappelle

Richetta Feltz + William Feltz

Geo Bryant Deputy

for

D. L. Gilbert Shbk.

D. L. Gilbert Shbk.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF SOUTHAMPTON COUNTY, GREETING:

WE COMMAND YOU TO SUMMON...~~Pattie Chappelle, Widow, Richetta~~
Faltz, nee Chappelle, and Willis Faltz her husband, Mary T. Green, nee
Chappelle, and Elisha Green her husband, Julia F. Hamlin, nee Chappelle,
and Alex B. Hamlin her husband, John W. Chappelle, Peter A. Claborn I.,
Susan and Eleanor C. Chappelle, the last three Infants, J. B. Prince and
~~B. F. McLeMORE~~-----Trustee

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~~....1904.....
~~next~~ to answer a Bill in Chancery exhibited against.....~~them~~.....in our said
Court by.....~~Peter A. Chappelle, executor of Peter Chappelle deceased~~

And this ~~they~~.....shall in nowise omit under penalty of law. And have then there this
writ.

Witness, B. F. McLEMORE, Clerk of our said Court, at the Courthouse, this
...~~24th~~ day of...~~July~~....., 190~~4~~., in the 12~~3~~...year of the Commonwealth.

Teste :

B. F. McLeMORE....., C. C.

And it appearing ~~to the Court~~ from the answer of
 Pattie A. Chappelle, widow of Peter Chappelle died.
 that no dower has been assigned to her in the real
 estate of her late husband, and she is desirous that
 same be done, the Court doth adjudge order
 and decree that Ames Gardner, Jos. G. Kello,
 W. H. Joyner, W. S. Briggs and W. C. Stephenson
 be and they are hereby appointed special
 Commission (any three of whom may act)
 after being first duly sworn
 and are directed to go upon the land
 of which said Peter Chappelle died seized
 and proceed in accordance with the
 Statute in such cases made and pro-
 vided, to lay off and assign to the
 said widow, One third in value of all
 the real estate of which said Peter Chap-
 pelle owned at the time of his death, and
 report to Court.

-1909-

Chappelle, Ex., etc.,

Decree

vs.

Chappelle's heirs.

Enter

18
 1904, July

Robert R. Gardner

We consent to this decree
 and we are the heirs of the
 said deceased Peter Chappelle
 for all right of appeal and
 for all right of appeal and
 for all right of appeal and

W. J. Seibel,
 atty. for widow.

Entered
 C. O. B. p. 96.

And by consent of parties, given in open
 Court it is ordered that the papers in this
 Cause may be submitted to the judge of this Court
 for such decision and decree thereon in
 vacation as might be made in term.

Peter A. Chappelle, Executor of

Peter Chappelle, deceased, ----- Plaintiff

vs.

Pattie Chappelle, widow, Richetia Faltz,

nee Chappelle, and Willie Faltz, her

husband, Mary T. Green, nee Chappelle,

and Elisha Green, her husband, Julia F.

Hamlin, nee Chappelle, and Alex B. Ham-

lin, her husband, John W. Chappelle, Pe-

ter A., Claiborne I., Susan and Eleanor

C. Chappelle, the last three infants,

J. B. Prince and H. B. McLemore, trustee,-----Defendants

-----Q*#*#0-----

This day, this cause, which has regularly matured at

Rules, came on to be heard upon the bill of complainants

the answer of Pattie Chappelle filed this day
filed at rules, the bill taken for confessed as to the remaining
on whom process has been duly served, and they still failing to appear
adult defendants and the answer of E. Frank Story, guardian

ad litem for the infant defendants, Claiborne I., Susan C. and

Eleanor C. Chappelle, duly assigned at rules, with gener-

al replication thereto, and was argued by the counsel.

On consideration whereof, the court doth adjudge, order
and decree that this cause be referred to one of the com-
missioners of this court, who is directed to inquire and
report to court-

First, *an* account of Peter A. Chappelle's Administration
on the estate of Peter Chappelle, deceased.

Second; an account of the debts against the estate of the
said decedent, Peter Chappelle, together with their priori-
ties and dignities.

Third, an account of the real estate of which the said de-
cedent died possessed, and whether or not there are any delin-
quent taxes against same.

Fourth, any other matter deemed pertinent by the commis-
sioner or required to be stated by any party in interest.