

1827-017 Chancery Causes. Helen Parsons vs Abraham Stallings, admr of William Parsons

Isle of Wight County

other surnames : Carroll, Wrenn,
Jones, Jordan, Lightfoot, Petillo,
Patillo

My friend in back on the back of my person.
How far he is from of it and also report to
what seems of money he has received and when
on account of your oration and some persons
his words, and of whom said - That he also
saw upon oath, if he did not receive of
John Jordan on the 19th of October 1818 the sum
of two hundred and fifty three dollars
due to your oration & some persons - said he
not received from Gray Barrard, Ch. Brown &
Abraham Jones or of any and the bonds of
Zachariah Pettit, for the sum of \$
For what sum did he obtain Pettit's bonds
and did he not collect the money - if so
how much? - and that your Honor will
grant any order or decree in the premises for
the relief of your oration which may seem
consistent with Equity & good conscience, for
in duty bound she will say pray do
viva.

H. Allen atty.

Joseph Penon

3 Dec. 1826
Hallings

Exhibit filed Lewis
July 26 1826

July 1826

Filed

Oct. 2^d 1826. nisi done

Mar. 5th 1827 done nisi sep.
aside & Anor. of Dept. filed and
rept. Horn.

Allen

one Khan Jordan formerly guardian to Khan
Jordan the sum of two thousand and fifty
three dollars in full of William person's
orphan claim on Lewis Jordan orphan
as more fully and at large appears
by the receipt of the said Abraham Stalling
which is hereto annexed marked B and which
is prayed to be considered a part of this bill;
on the day of ^{the said}
Abraham Stalling guardian as aforesaid
received from Khan Jordan and other Co's.
from the sale of negroes

the sum of five hundred and sixty five dollars
and forty two cents. and all the other several
sums aforesaid have been received by the said
Abraham Stalling guardian as aforesaid
to which sum your orator was entitled, but
the said guardian intending to defraud your
orator has credited your orator for the sum of
five hundred and sixty five dollars &
forty two cents only on his guardian's a/c's,
returned and reported by Court. Sigsbee
February 1885 a copy of which a/c is hereto
annexed marked B and is prayed to be taken
and considered as a part of this bill;
your orator alleges that at the time the a/c
aforesaid was made up, examined, reported by
the Commissioner, she was wholly ignorant
of the facts herein stated as to the receipt of
large sums of money, and the information
has been lately discovered to her. so that your
orator is entitled to large sums of money
over and above what is credited in the said
accounts. ^{and which she has never received which is due her} your orator charges also that the
said Abraham Stalling as administrator
of the late father William person's did receive
large sums of money left in the hands of the
intestate, or which in his administration a/c's

he has not given the estate credit beside the
sum which by his accounts he admits he did
find in the house, was the sum of \$
which he lent or said he lent to one
certain person, while she lent it to her or
your orator does not know except from what
she has heard, for at that time she was of
tender years to wit about the age of
your orator has derived information of these
facts, since the account of guardianship
and of administration have been examined
reported and therefore could not be produced
evidence before the Court when the same were
made out, of the facts herein stated which
she is now prepared to prove. In tender consid-
eration whereof your orator is
remedied in the premises same by the aid of
Court of Equity in which said matter and
property cognizable and where fraud, perjury,
perjury may be detected, she prays the aid of
this Court. That the said Abraham Stalling may
be compelled again to settle his accounts as
guardian or trustee of your orator by his
late brother Lewis person, and for administra-
tion of Wm person before a Commissioner of the
Court, which said Court may be required to examine
the defendant on oath if thought proper by
receive evidence of the facts herein stated
set forth. That the Court may decree that the
said Abraham Stalling pay to your orator
the several sums aforesaid with interest due
other sums of money both things which have
come to his hands as guardian or administra-
tor. That the said Abraham Stalling may be
made a defendant hereto and be compelled
upon his corporal oath, full, true, purified
direct answer to make to all and singular
the allegations aforesaid, as fully as if the
same were herein again repeated the Clerk
may particularly interrogate. That he may
set forth and discover how much money was

To the County Court of Alb of Wight sitting in chancery, humbly complaining, I beseech unto you
worship your oratrix Helen person, that she is the
child of William person late of the County of Alb
of Wight (who is now dead, and sister of Thomas
person her decd. brother late of the County of Alb
-aid-) That upon the death of the said ^{William} ~~person~~
person, ^{which occurred in the year of our Lord} one Abraham Stallings became the
administrator of the said William person &
Guardian of your oratrix and of his brother
Thomas person - Thomas died on or about the
day of ~~the~~ ^{1st} July 1876 and under the
age of twenty one years leaving your oratrix his
sister of the ~~whole~~ blood and one Mary ^{petilla} ~~petilla~~ blood;
(of North Carolina) his sister of the ~~whole~~ blood;
That during the Guardianship aforesaid and
whilst your oratrix was in her minority, the
said Abraham Stallings at various times
received large sums of money for and on
account of your oratrix - On the ~~1st~~ ^{1st} day of
the said Guardian
recd. of Gray barrell Esq. Wren and Abraham person
Contracting under a deed of the County Court
of Alb of Wight bonds executed by one Zachariah
Petters for slaves purchased of them under a deed
of the County Court of Alb of Wight for the benefit
of the said oratrix and her brother Thomas person
secured ~~the~~ ^{for the sum of One hundred}
~~and fifty pounds~~ ^{and fifty pounds}
~~and~~ ^{for the sum of One hundred}
and forty seven shillings and forty six pence
which bonds were payable 30th of March 1876
which said bonds your oratrix charges said
been paid to the said Abraham Stallings
Guardian as aforesaid which bonds appear
to have been paid over by the Comptroller
as will appear by an office copy of them
upon which is hereto annexed marked A
and is prayed to be considered as a part of
this bill. On the 29th day of October 1878
the said Abraham Stallings also received of

W. Person

is.  Answer.

A. Hallings.

Baker.

March 5th 1827. Ans? filed


J. W. Co. Co.,

up by him have been returned and recorded in the
worshipful Court, on some time about the month
of February in the year 1825 and the other some
time previously: in these several settlements he has
accounted for all monies & other credits to which the
complainant is entitled from him as her late guar-
dian, in whatever manner received: He relies there-
fore upon the same and requires strict legal proof
in support of any & every allegation tending to the
falsification thereof: This respondent has examined
the original exhibit filed with the bill marked
B. purporting to be a receipt for the sum of \$263
paid him by a certain Ischem Jordan: this receipt
this respondent utterly denies and calls for proof
thereof: from the first moment he heard this receipt
was relied on to charge him, this respondent denied
as he does now deny the execution of it, in proof
of the justice of which denial, this respondent urges
your worships to a critical examination of the
paper itself, the face of which bears the marks of
foulness and fraud: And this respondent further
states that, as he is advised, the proper parties are
not before the court: without that &c. And this
respondent denies all fraud & combination charged
against him & prays to be hence dismissed with
his costs in this behalf sustained &c.

Isle of Wight County, to wit: This day Abraham
Stallings appeared before the subscriber a justice
of the peace for the county aforesaid, made oath
that the allegations contained in the annexed answer
so far as the same depend upon his own knowledge
are true, & so far as the same depend upon the
knowledge of others he believes them to be true -

Given under my hand this 2 day of
March A. D. 1827. *Chas. L. Linn J. P.*

The Answer of Abraham Hallings to the bill of complaint exhibited against him in this court by Helen Person Complainant: This respondent saving and reserving to himself every benefit and advantage of exception to the many errors and insufficiencies in the said bill contained for answer thereto saith, It is true this respondent did qualify as administrator of William Person, as also guardian of the complainant & her brother Turner Person now deceased: as administrator as aforesaid this respondent, as charged & admitted by the said bill, has long since returned to the County Court of Isle of Wight an account of his transactions: this account, having been first examined by and afterwards recorded in the said Court, contains as this respondent believes, a full, perfect & honest detail of his management as admor of the said William Person: This respondent denies explicitly that he has omitted any credit or credits to which the estate of his intestate was entitled and he calls for proof in support of the charge made against his integrity in this respect: He moreover calls upon the complainant to point out the errors plainly and distinctly, charged to have been committed by him in the settlement of his said admor account, and he contends that without such specification and falsification, under the settled law of the land, the said account cannot be again opened & re-investigated - This respondent further answering saith, that as guardian as aforesaid, he discharged his duty, fairly, honestly & according to the best of his ability: two accounts made

The Commonwealth of Virginia to the Sheriff of Isle
of Wight County greeting. We command you, that you
summon Abraham Stallings to appear before the justices
of our County Court at the Court house of the said
County on the first Monday in July next to answer a
bill in Chancery exhibited against him by Helen Person

And this he shall in no wise omit under the penalty
of \$100. And have there this writ. Witness Ma-
thaniel Young Clerk of our said Court at the Court
house the 26th day of June 1826 in the 50th Year of the
Commonwealth

Math. Young

Rec^d of Nathl. Young Clerk of Is. of Weights County Court a receipt
which Abram Stallings as Gov^r to Helen Person gave me for \$263-
which is dated the 29th of Oct^r 1818 and filed as an exhibit in a
suit in chancery pending between the said Helen Person &
said Stallings - the rec^t is taken to show to Saml. Goodson
(who is confined to his bed) to have his deposition taken
to prove the hand writing of Wm. Goodson the subscribing
witness to the rec^t — 6th Apr^l 1827 —

Isaac Gordon

2

2

Committed Nov 1st 1876

Wm. W. T. Wood
for Wm. W. T. Wood

Person

W.

W. W. T. Wood

Stallings

7681 7681 7681

At Rules held in the Clerks Office of Isle of Wight County the second day of October
1026-

Welm Person

against

Abraham Stallings

Plaintiff

In Chancery

Defendant

The bill in this cause having been filed and the Sub-
poena executed more than three months on the Defendant, and the said
Defendant failing to file his answer. On the motion of the Plaintiff
by his Counsel, it is ordered that his bill be taken for confessed, and the
Court will proceed at a future day to decree the matter thereof, unless
the said Defendant on or before the first day of the term next after being
served with a copy of this order, shall show cause to the contrary.

Attest Teste

Nathl. Young CD

The balance due on the settlement of Mr. Persons estate, has been
accounted for by Stallings in a Gen. account for 1817 —
W Young &

Report of Division of
Stamps of Decis. Court
and. Acc. —

A

24
To the honorable the Court of Isle of Wight County in Chancery setting
Agreeable to the annexed decree to us directed we the Subscribers have ex-
posed to public sale the slaves belonging to the estate of Lewis Jordan Sen. decd. at
which sale a certain Zachariah Patillo of North Carolina (who had previously
intermarried with Polly Jordan, who was entitled to two thirds of said slaves) became
the purchaser of all the said slaves for the sum of four hundred and eighty dollars:
for one third part thereof the said Patillo executed his bonds for the benefit of Helen
and Turner Persons the complainants in the said decree. The subscribers having
first deducted from the amount of sales, the sum of thirty seven dollars, being the
amount of expenses attending the obtaining of the decree & the sale.

Upon an examination of the accounts current of Lewis Jordan Sen. decd.
and of the Guardian accounts of the infants of said Lewis Jordan Sen. decd. and
other vouchers to us produced, we have found that on making a division of
the money due the estate of Lewis Jordan Sen. decd. the estate of Lewis Jordan jun.
decd. and of the estate of Harriott Jordan decd. as directed by said decree, that
the said Helen and Turner Persons were entitled to the sum of one hundred
and ninety seven dollars and fifty one cents which said sum appeared to be due
the 15th December 1816, and that they were also entitled to the further sum of
one hundred and forty seven dollars and forty one cents as their proportion of the
proceeds of the above mentioned slaves, for which sum we have taken Zachariah
Patillo's bonds as aforesaid payable the 3rd of March 1818 which bonds we have
paid over to Abraham Skattings Guardian to said Helen & Turner Persons
all of which proceedings are respectfully submitted by —

Gray Carroll
Edw Mann }
Abraham Jones }

Attest Yeste

Wm. Young Esq

Stallings
vs.  Agm acct
Persons 

Copy for
Sham Jordan Esqr.

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3

Dr Helen Person orphan of William Person deceased

In account with Abraham Stallings her Guardian

Per

1818	Jan'y 1	To this sum on former account returned & recorded	88	39	
	Oct 13	" cash paid Zacariah Pattillo for board this year	40	00	
		" cash sent to North Carolina for said orphan	5	00	
	Decr 31	" Interest on \$88.39 from 1 st of Jan'y till this day		5	30
			<u>\$136</u>	<u>39</u>	<u>5 30</u>

1820	Jan'y 1	To this sum due for 1818	136	39	5 30
	Apr 20	" one half the amount of Judgment against William Persons estate, paid John C Crump admr of As: J Fulgham	4	32	
	May "	" one half the amount of Judgment against William Persons estate paid John C Crump admr of John B S Blackhurst	3	68	
		" paid clerks tickets	3	00	
		" paid Joseph B Whitehead Constable Ind	1	36	
	Oct	" cash sent to said orphan by Henry Calteote	20	00	
		" amt of Interest for 1818 brought forward	5	30	
	Decr 31	" Interest on \$136.39 from 1 st Jan'y 1819 till 1 st July 1820	8	18	
		" 5 per cent commissions on \$565.42 recd from sale of negroes	28	27	
		" balance due the orphan p contra	367	79	
			<u>\$578</u>	<u>39</u>	

1822	Decr 1	To cash sent said orphan by John Pleasant	\$15		
	" 31	" this sum due the orphan p contra	367	79	29 12

1824	Oct 30	To this sum retained to pay Commissioner Lightfoot for making up this account	\$4		
		Due the orphan p Contra	367	79	65 56

1820	July 1	By this sum received from John Jordan & others Comrs from sale of negroes, sold by virtue of a decree of Court			565 42
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Decr 31	By Interest on \$565.42 from 1 st of July 1820 till this day, after deducting \$136.39 the amount due from said orphan Jan'y 1 st 1820		12	87	
			<u>\$578</u>	<u>29</u>	

1822	Jan'y 1	By this sum due the 31 st Decr 1820	367	79	
	Decr 31	By Int. on \$367.79 from 1 st Jan'y 1821 till this day after deducting the disbursements		29	12
			<u>\$367</u>	<u>79</u>	<u>29 12</u>

1824	Oct 30	By this sum due the orphan the 31 st Decr 1822	367	79	29 12
		By Int. on \$367.79 from 1 st day of Jan'y 1824 till this day after deducting the disbursements		36	46
			<u>\$367</u>	<u>79</u>	<u>65 56</u>

Principle \$367.79
Interest 65 56
\$433.35

Commissioners Office Octr 30th. 1824

Pursuant to an order of the Court of Isle of Wight County Abraham Stallings laid before me his papers and vouchers relative to his transactions as Guardian to Helen Person Orphan of William Persons decd. which I have carefully examined and stated shewing the sum of four hundred and thirty three dollars and thirty five cents due from the said Abraham Stallings to the said Helen Persons the sum of three hundred and sixty seven dollars and seventy nine cents part thereof is principle and to carry interest from this day till paid - which your Commissioner reports to the court -

Barth. Lightfoot Commr.

At a Court held for Isle of Wight County the 7th. day of February 1825. the foregoing account. was returned and ordered to lie for exceptions And at a court held for the said County the 22. day of May 1825. and no exceptions being filed thereto was ordered to be recorded -

Attesty Jst. Nathl. Young Clk

\$117 - o.p. on T. & C
503 - due on A

\$386