

1857-022 Chancery Causes. Uriah Vaughan & al vs William H. Vaughan, executor of Samuel Vaughan & al
Dist. of Wright County Uriah Vaughan & al vs William H. Vaughan, executor of Samuel Vaughan & al

Other surnames: Holland,
Fowler, Lawrence, Purvis,
Duck, Hall, Darden, Jenkins,
Kilby, Ripley, Jones,
Gardner, Cobb, (Edwards
& Story), Edwards, Story,
[Marshall & Corbett] Rawls,
Marshall, Corbett, Norfleet,
[Norfleet & Williams] Williams,
Rogerson.

Vaughn et al

vs Mr Chancy

Vaughn et al

Complainant's Bill —

July rules 1855 Recd &
filed & dec'd mass in adult
Pastor.

August rules 1855 800. ad
Barn app. infants and Bill
taken for confessed as to adults.

Sept. rules 1855 and of infants
filed sup. & set for hearing.

Octo. 1855 Rule vs Deft.

Wm H. Vaughan p. 55

Nov. 5th 1855 Rule return ex.

May 17th. 1856. decree
for accts. p. 74.

Octo. 1856. Con? for repts.

March 2^d. 1857. Rept
of Sp^l Comr. Kelly filed

May 1857. Final decree
O. B. p. 112. For info

is still due unpaid. Your complainants charge that the said account is erroneous in the following particulars; 1st that the amount credited said estate as received from John B Jenkins is too small by one or two hundred dollars; 2^d in not crediting the estate with the proceeds of sale of the boy Ben, belonging to the estate of said testator sold by the executor after his testator's death. The said executor not having included said boy Ben, in his inventory, or exposed him to the appraisers for appraisement; then slave Ben mentioned in the appraisement being another negro & an old man. That the said executor sold the said negro for \$400.00, soon after his qualification, although such sale was ~~unlawful~~ for the payment of debts. Your complainants further allege that the said executor hired out the slaves of his testator for two years subsequent to his death & has returned no account of their hires, or settled with your complainants & the other legatees for the same. That Edith & Elizabeth Vaughn two the residuary legatees aforesaid have intermarried the former with George H Holland & the latter with Archibald Fowler your aforesaid complainants. That Cherry Jane Darden aforesaid died during infancy & said W^m H Vaughn has qualified as her administrator. That the said Cherry Jane Darden left as her distributees or law her mother Alcinda Purvis, who has intermarried with W^m H Lawrence (your complainants aforesaid) a full sister the aforesaid Larmin B Darden & a half brother James I Purvis both of whom are still infants, your defendants hereinafter named. That the said executor refuses though requested to do, to pay to your complainants & the other legatees of aforesaid the respective shares of the aforesaid balance, or to account with them for the sale of the said negro, negro hires or ~~for the hire of~~ the amount received by him from said Jenkins over the amount credited by him in said account. In tender consideration whereof & for as much as your complainants are without remedy at law & can only be relieved by this worshipful court of Chancery where matters of

this suit are cognizable, to this end your complainants pray that the aforesaid legatees not now parties complainant, to wit the said W^m H Vaughn, in his own right, as executor of Lemuel Vaughn deceased, as administrator of Cherry Jane Darden deceased & as administrator of Elizabeth Vaughn deceased, Lemuel Vaughn, ^{W^m H Darden} ~~Larmin B Darden~~, James I Purvis, Beverly R Vaughn, ~~James M Vaughn~~, ^{James M Vaughn} the last ^{of} ~~the~~ ^{said} infants by some person appointed their guardian ad litem to defend them in this suit; may be made party defendants to this bill required to answer the same. That the said W^m H Vaughn as executor aforesaid be required to disclose the amount for which he sold the said negro Ben, & the true amount received by him as executor aforesaid from the said John B Jenkins. That the said executor be required to render an account of the hires of his testator's slaves received by him. That the said account be corrected in the particulars herein complained of & such other matters if any as may hereafter be made to appear proper, & for that purpose referred to a commissioner of this court, & that your Honor will decree your complainants satisfaction for such balance as may be found to be due them on such settlement by the said W^m H Vaughn, or in his default by his said executory securities. & that such further other relief may be granted in the premises as may consist with equity & the nature of the case, & to the court may be proper & your complainants will ever pray &
Hayden for

To the Honorable Richard H Baker Judge of the Circuit Court for the county of Isle of Wight in Chancery sitting, humbly complaining, sheweth to the court, your complainants, Mariah Vaughan, Lanson Vaughan, Beverly Vaughan, George H Holland & Edith his wife (who was Edith Vaughan) Archibald Fowler & Elizabeth his wife (who was Elizabeth Vaughan) an infant suing, by the said Archibald Fowler her husband as next friend, W^m H Lawrence & Alcinda his wife (late Alcinda Parris) that on or about the day of 1845, one Samuel Vaughan departed this life in the county aforesaid having previously made & published his last will & testament, which after his death was duly admitted to probate, to wit at the September Term 1845 of the county Court of the county aforesaid, when W^m H Vaughan who was therein nominated as executor qualified as such & ~~withdrew~~ ~~withdrew~~ ~~withdrew~~ & I Hall as his sureties entered into an executory bond in a penalty of \$10,000, conditioned according to law, as will appear from an attested copy of said will, certificate of probate thereof & a copy of said executory bond, respectively marked A, B, & C herewith filed as a part of this bill — that the said executor took possession of the chattel estate of the said testator & by an audit of his transactions returned to the court aforesaid, he was found to be indebted to his testator's estate on the 10th day of October 1846, in the sum of \$459.32, with interest from that date on \$448.86, part thereof an office copy of which account marked D, is herewith filed as a part of this bill. That under the will aforesaid, the residuum of the personally subject to debts & legacies previously given to Elizabeth Vaughan the widow of the testator & Jane Vaughan a daughter of Albert Vaughan, passed to the persons named in the 10th or residuary clause of the will, to wit to W^m H Atkinson, Lanson Beverly, Samuel, Edith & Elizabeth Vaughan respectively 1/9th to Cherry Jane & Lavinia Richardson 1/9th to Beverly & James M Vaughan 1/9th — that the legates aforesaid are entitled to their respective shares of the aforesaid balance found due from the said executor, which

Exhibits

A
B
C

Exhibit

D

Vaughan & als. (2/2)

vs.  In Chaney

Vaughan & als.

Compls. Bille

A Copy

following particulars; That the amount credited said estate as received from John B. Jenkins is too small by one or two hundred dollars; That in not crediting the estate with the proceeds of sale of the boy Ben, belonging to the estate of said testator & sold by the executor after his testator's death - The said executor not having included said boy Ben, in his inventory, or exposed him to the appraisers for appraisement; the slave Ben mentioned in the appraisement - being another Negro & an old man - That the said executor sold the said Negro for \$400, 00. Soon after his qualification, although such sale was unnecessary for the payment of debts - Your Complainants further allege that the said executor hired out the slaves of his testator for two years subsequent to ^{his death} ~~this date~~, & has returned no account of their hires, or settled with your Complainants & the other legatees for the same - That Estlin & Elizabeth Vaughan. two of the residuary legatees aforesaid - have intermarried the former with George H. Holland & the latter with Archibald Fowler your aforesaid Complainants - That Cherry Jane Darden aforesaid died during infancy & said Mr. H. Vaughan has qualified as her administrator - That said Cherry Jane Darden left as her distributees at law - her mother Aleida Purvis, who has intermarried with Mr. H. Laurence (Your Complainant aforesaid) a full sister the aforesaid Lavinia B. Darden & a half brother James A. Purvis. both of whom are still infants, Your defendants hereinafter named - That the said executor refuses though requested so to do, to pay to your Complainants & the other legatees aforesaid their respective shares of the aforesaid balance, or to account with them for the sale of the said Negro, Negro hires or for the excess of the amount received by him from said Jenkins over the amount credited by him in said account - in tender consideration whereof & for as much as your Complainants are without remedy at law & can only be relieved by this worshipping Court of Chancery where matters of this sort are Cognizable, to this end your Complainants pray that the aforesaid legatees Not now parties Complainant, to wit; The said Mr. H. Vaughan, in his own right, as executor of Samuel Vaughan decd. as administrator of Cherry Jane Darden decd. & as administrator of Elizabeth Vaughan decd. Samuel Vaughan,

J. W. Duck & Thomas Hall, Lavinia B. Darden, James A. Purvis, Beverly R. Vaughan, James M. Vaughan & Jane Vaughan - the last five infants by some friend appointed their guardian ad litem to defend them in this suit, may be made party defendants to this bill and required to answer the same. That the said Mr. H. Vaughan as executor aforesaid be required to disclose the amount for which he sold the said Negro Ben, & the true amount received by him as executor aforesaid from the said John B. Jenkins - That the said executor be required to render an account of the hires of his testator's slaves received by him - That the said account be corrected in the particulars herein Complainant of & such other matters if any as may hereafter be made to appear proper, & for that purpose defend to a Commissioner of this Court, & that your Honor will decree your Complainants satisfaction for such balance as may be found to be due them on such settlement by the said Mr. H. Vaughan, or in his default by his said executorial securities - & that such further & other relief may be granted in the premises as may consist with equity & the nature of the case, & to the Court may be proper & your Complainants will ever pray &c.

Hayden p. q.

A. Esq.

Teste

A. R. M. J. C.

To The Honorable Richard A. Baker Judge of the Circuit
Court for the County of Isle of Wight in Chancery sitting, humbly
complaining therewith to the Court, your Complainants, Uriah
Vaughan, Lawson Vaughan, Beverly Vaughan, George W. Holland
& Estith his wife (who was Estith Vaughan) Archibald Fowler &
Elizabeth his wife (who was Elizabeth Vaughan) an infant suing
by the said Archibald Fowler her husband and next friend, Wm.
H. Lawrence & Alcinda his wife (late Alcinda Purvis) that on
or about the - day of - 1845, One Samuel Vaughan departed
this life in the County aforesaid having previously made and
published his last will and testament, which after his death was
duly admitted to probat, to wits, at the September Term 1845 of
the County Court of the County aforesaid, when Wm. H. Vaughan
who was therein nominated as Executor qualified as such, and
with J. W. Duck & J. Hall as his securities entered into an exe-
cutorial bond in a penalty of \$10,000, Conditioned according to
law, as will appear from an attested Copy of said will, Certificate
of probat thereof & a Copy of said executorial bond, respectively
marked (A), B & C. herewith filed as a part of this bill - that
the said executor took possession of the Chattle estate of the said
testator & by an audit of his transactions returned to the court
aforesaid, he was found to be indebted to his testator's estate on the
10th day of October 1846: in the sum of \$459.32 with interest
from that date on \$448.86 part thereof an office Copy of which
account marked (D) is herewith filed as a part of this bill - that
under the will aforesaid, The residuum of the personally Subject to
debts & legacies previously given to Elizabeth Vaughan the widow
of the testator & Jane Vaughan ^{daughter} of Albert Vaughan, passed to the
persons named in the 10th or residuary clause of the will, to wits,
to Wm. H., Uriah, Lawson, Beverly, Samuel, Estith & Elizabeth Va-
ughan respectively, $\frac{1}{9}$ th to Cherry Jane & Savinia B. Darden, $\frac{1}{9}$ th
to Beverly R. & James M. Vaughan $\frac{1}{9}$ th - that the legates aforesaid are
entitled to their respective shares of the aforesaid balance found
due from the said executor, which is still due & unpaid - Your
Complainants charge that the said account is erroneous in the

Vaughan & Co

Mr. J. Answer

Vaughan & Co

of Dept. Cott. Vaughan

as Executor of Samuel Vaughan, as aforesaid, that the Estate of Samuel Vaughan should to that extent be regarded as a creditor of the estate of the said Elizabeth Vaughan. And having both Estates before the Court, this respondent prays that the Court will decree accordingly.

And this Respondent having fully answered prays to be heard dismissed with his costs &c

Wm H. Vaughan

Wm H. Vaughan the above respondent this day made oath before me that the facts set forth in the foregoing answer are true to the best of his knowledge and belief.

Given under my hand this 14th day of July, 1858

Jno C. Cochran J.P.

the audit above referred to, leaves but a small balance of some \$54. due the estate, and on the 10th day of October 1846, this respondent paid to the Complainants - E. S. Vaughan, Maria Vaughan, Lawson Vaughan and S. M. Holland, each their respective shares of the said balance, as will fully appear by their refunding bond herewith filed, marked B. and prayed to be taken as part of this answer. So that upon the supposition that the said audit was correct your respondent shows how the balance in his hands was appropriated; And at that time to wit the 10 Oct. 1846, it having become necessary to raise the sum of \$405.06 for the purpose of paying debts due by the Estate of Samuel Vaughan dec'd, the following Expedient was resorted to for that purpose to wit, Eliza Vaughan the widow of the testator, being indebted to the estate as aforesaid in the sum of \$405. or thereabouts it was agreed by the said Maria, Elbert S. and Lawson Vaughan, and Geo. M. Holland, together with this respondent, that they would become her securities in order to enable her to borrow it, which she succeeded in doing from Wm M. Jones, and accordingly on the said 10th Oct. 1846, she with the securities aforesaid, went into a bond to the said Jones for that amount, a copy of which bond is herewith filed marked B. & prayed to be taken as part hereof. The said sum of money (\$405.06) then came into the hands of this respondent as Exor, and was appropriated by him to the payment of

the amount due to Hiram Gardner in right of his wife Barbara, for whom Samuel Vaughan was Guardian, in full of the amount shown by Comr. Cobb of Southampton to be due to the said Ward. And upon the sale of the boy Jacob above referred to, the entire proceeds of his sale (\$300) was paid to Mr M. Jones on account of the said bond and will be found to be correct thereon, the respondent not having even deducted his legal commissions: so much for this portion of the case - And in saying that the Audit above referred to is wholly inaccurate the Respondent means that he has paid sundry claims and debts of the estate which are not mentioned in the account at all, and of which he was not apprised until this suit was brought, as the said account was made up by Wm M. Jones as above stated, and the Respondent, thinking it was all right, gave it very little attention; He claims therefore that upon a proper settlement, the estate will be found in his debt.

As to the demands of the plaintiffs Samuel, B.R. Vaughan, and Archibald Fowler and Chas. his wife, this respondent says that being infant at the time of his settlement with the other parties above mentioned, and having no legal Guardian, he could not then settle with them, but he did settle with them ^{with a full knowledge on this part of the agreement aforesaid} as they respectively arrived at their full age, that is to say with Fowler and wife on the 16th Aug^t 1853; with Samuel Vaughan on the same day; and with Beverly R. Vaughan on the 2nd of March 1850, as will appear by their several accounts and receipts herewith filed, marked D. E. and F, and

prayed to be taken as part of this bill: Next as to the demands of Chas. Jones and Lavinia B. Darden this respondent states that he was their Guardian; Chas. Jones Darden died some ten years since, and this Respondent qualified as his administrator and has settled his estate, and paid over to the widow now Alice A. Lawrence, James J. Davis, Guardian, and to herself as Guardian of Lavinia B. Darden, (who is still an infant) the amount due to each, as his accounts will show; and that matter has since been the subject of a Chancery suit brought by the Complainant Wm. Lawrence wife and others, against this respondent, which this respondent pleads as a final decision on all claims or controversy with this Respondent on this subject:

As to the demands of the Complainants Beverly R. Vaughan Jr, and James M. Vaughan, this Respondent states and shows to the Court that he has settled with Francis Rose ^{their Guardian} for all claims they had against him in the premises, and has paid to said Guardian, the full amount due to the said wards.

This Respondent paid over to Elbert S. Vaughan the Guardian of Jane Vaughan the legacy of \$100 left to her by the will, as will appear by his receipt here with filed marked H. and prayed to be taken as part hereof.

This Respondent further states that two of the Complainants to wit Sarah, and Beverly R. Vaughan the Elder, are indebted to this Respondent, which he claims to be good offsets against any demand they may have as

against him, if any they have, which he utterly denies.

Elizabeth Vaughan the widow of Samuel Vaughan deceased, died in the month of January 1855, intestate, and insolvent, and this Respondent qualified as her administrator as charged in the bill; Her whole estate, being exclusively chattel property, amounts to about \$500, the debts against it for exceed that amount, and this Respondent accounts are now in the hands of the Commissioner of the County Court of this Court, for the purpose of making a pro rata division among the Creditors, of whom this Respondent is ^{one of} the largest, his claim against the said estate amounting to some \$2000. The bond to Wm. M. Jones above referred to is not yet fully paid there being a balance of some \$100 and interest due upon it, and is filed as a claim against her estate, but the same being insolvent, of course this Respondent and the other Securities will have to pay the balance that may be due upon it, after it shall have received its pro rata portion of the assets of the said Elizabeth Vaughan Estate. This Respondent further states that if the said Complainants or either of them, have any just claim against any body on account of the said sum of \$405.06 the amount of the said Elizabeth Vaughan purchases at Samuel Vaughan sale, it is against the estate of the said Elizabeth Vaughan, for the whole of the said bond held by said Jones, is a valid claim against the Estate of the said Elizabeth Vaughan, and to the extent to which the same has been paid by this Respondent

41

all the accounts -

It is true, as charged in the bill, that by the audit above referred to this respondent appears to be indebted to the estate in the sum of \$459.32 or thereabouts, but such in reality is not the fact, as this respondent will proceed to explain; At the sale of the Chattel estate of the testator Samuel Vaughan, made by this respondent his Executor, Elizabeth Vaughan, an the widow of the testator, and another of this respondent, and of the Complainants Maria Vaughan and others, made purchases of articles necessary for her comfort and support, to the amount of \$405.06, and being very poor and unable to pay for them, it was agreed by the legates who were of age, to wit Elbert S. Vaughan, Maria Vaughan, Lawson Vaughan, and G. Dr. Holland, that she should not be required to pay the amount of her purchases unless she could do so without too great inconvenience to herself; and that this respondent should be held harmless from all liability for the said sum of \$405.06 in the settlement of his Executorial; to this act of benevolence and charity towards their mother, this respondent cheerfully assented, and the said Elizabeth Vaughan, never paid one dollar of the said amount, and in fact was never able to do so, but in the account on audit above referred to, he is charged with the full amount of the account of sales, including the said \$405.06, not one dollar of which did he ever receive. Deducting this sum of \$405.06 from the balance of \$459.32 shown by

Ben, whose true name was Jacob, the respondent denies each and every one of the said allegations and states that they are wholly untrue, and that these are the facts in relation to the said negro: to wit: the true name of the boy was Jacob, (although he was sometimes called Ben to distinguish him from another negro of the same name) and he was produced before the appraisers of his testator's estate, and by them appraised at \$275: as will appear of the Copy of the appraisement filed among the papers in this cause, the second Jacob therein mentioned being the negro here referred to and called Ben in the Complainant's bill, a fact well known to the said Complainant. Some time after the qualification of this respondent as Exor or administrator, and not soon after as charged in the bill, the said negro having become very unruly, and having repeatedly run away, fearing that he would be entirely lost to the estate of the testator, and it being necessary also to raise money for a debt herein after more particularly mentioned, this respondent sold the said boy Jacob, to Thos. Duffley of the County of Alle of Right, for the sum of Three Hundred dollars, which money was credited to the estate of said Samuel Vaughan deceased, and appropriated as herein after stated: This sale was made in the year 1847, and as well as the respondent recollects, in the ^{month of March or April} ~~first~~ part of the year: and the sum received for the said Negro was only three Hundred dollars, and not four hundred dollars as charged in the Complainant's bill, as this respondent will abundantly prove. In regard to the heirs of the re-

fract of the estate for the two years following the death of the testator, to wit for 1845 & 6, this respondent says that they were very small, and some of the negroes being old and infirm the expenses of the negroes for 1845 were as great as the proceeds of their hire; For 1846 the net hire of the negroes was \$30.50 which this respondent divided among the parties entitled to the amount, and this respondent is ready at any moment to render an account of the said hire and his transactions in relation thereto.

This Respondent comes now to that portion of the Complainant's bill which relates to the audit returned by him on the 10th day of October 1846, and in reply to the allegations of the said bill on that subject says that he believes and therefore charges that the said account as then rendered in settling sundry bills (and by this respondent, Exor or administrator) turned to be wholly inaccurate, and that the said estate of Samuel Vaughan deceased, will be found upon a full & proper settlement of his accounts, considerably indebted to this respondent. This Respondent was and still is entirely ignorant of accounts, and unaccustomed to the transactions and duties of a personal representative, and he entrusted the entire management of the testator, his father's estate to Wm. M. Jones, a personal friend of the testator, and who was recommended to this respondent, by the testator in his last moments, as a safe and judicious adviser, and the said Jones transacted all the business of the estate & kept and made out

1.
The answer of Wm H. Vaughan in his own right, as Executor of Lemuel Vaugh-
-an dec'd, as admr. of Chary Lane Darden dec'd, and as admr. of Elizabeth Vaughan dec'd to a bill of complaint exhibited against him, in the Circuit Court of Isle of Wight County by Uriah Vaughan and others:

This respondent saving to himself all manner of benefit of exception to the said bill for its many errors and misstatements, for answer thereto says, that it is true as charged in the said bill that Lemuel Vaughan died at or about the time mentioned in the said bill, that is to say, some time in the Year 1845, that this respondent qualified as his Executor as therein alleged and went on to administer and settle his estate, as required by his Will; But this respondent wholly denies that, upon a full and fair settlement of his accounts as Executor of Lemuel Vaughan, there is any thing due from this respondent to the plaintiffs or either of them.

In reply to the allegation of the bill that this respondent did not credit the said estate with the full amount received from Jas. B. Jenkins, this respondent says that the said charge is wholly false, that he ~~has~~ gave the estate credit for the full amount received from said Jenkins, which was \$500.05, as he is abundantly able to show to the satisfaction of the Court. In reply to the charges contained in said bill, in regard to the slave therein erroneously styled

To the Honorable Richard H Baker Judge of the
Circuit Court for the County of Isle of Wight in
Chancery sitting; The joint & several answers of
Lavinia B Warden, James I Purvis, Beverly R Vaughn
James M Vaughn, & Jane Vaughn, infants under
twenty one years of age by A P Young their guard-
ian ad litem, to the Bill of Complaint in said
Court exhibited by Ulrich Vaughn and others -
against them & others. The defendants several-
ly answering say that they know nothing of the
matters in said Complainants Bill contained, &
being infants of tender years submit their interests
in the premises to the protection of this Honorable
Court & pray hence to be dismissed &c

Signed - A. P. Young guardian

Infants Answer

Uriah Vaughan & Co.

m: $\frac{2}{3}$ Sund. in
3 Clap.

Wm & Vaughan & Co.

To July rules 1855
Cir. Est.

Hayden prof.

Presented
by William
Linn Coffey
to Wm & Vaughan
& Samuel Vaughan
H Hall Mfg.

The Commonwealth of Virginia,

To the Sheriff of Isle of Wight County—GREETING.

YOU ARE HEREBY COMMANDED TO SUMMON *William H. Vaughan in his own right,*
as executor of *Samuel Vaughan decd.*, as administrator of *Cherry Jan Darden decd.*,
and as admor. of *Elizabeth Vaughan decd.*; *Samuel Vaughan, Fannia B. Darden,*
James J. Purvis, Georgey B. Vaughan, James W. Vaughan and Law Vaughan,
the last five infants.

to appear at the Clerk's Office, of our *Circuit* Court for Isle of Wight county, on the first

Monday in *July* next, to answer *a Bill in Chancery to be filed*
against them in said Court by Michael Vaughan, Lawson Vaughan,
Barney Vaughan, George W. Holland and Edw. his wife, who was Edw. H.
Vaughan, Adchibald Foster and Elizabeth his wife who was Elizabeth
Vaughan, an infant being by said Arch. Foster as her next friend, and
of a plea of William H. Lawrence and Alcinda his wife, late Alcinda
Purvis.

~~damages~~

and have then and there this Summons.

Witness, NATHANIEL P. YOUNG, Clerk of our said Court, at his Office, this *26th*
day of *May*, 185*5*, in the *79.* year of the Commonwealth.

N. P. Young

Vaughan tal.

m } spa

Vaughan tal.

215: July 1856 before
Com^r. Wilby

The
H. L. Sumner
B. J. G. M. M. M.

Se ampton

THE COMMONWEALTH OF VIRGINIA,

Southampton
To the Sheriff of ~~Nansemond~~ County—Greeting:

You are hereby commanded to summon

John B. Jenkins

*To appear before John R. Kilby, Special
Commissioner on Tuesday July 15th next
at his office in Suffolk Va*

to appear before the _____ of our

Court of Nansemond County, on the _____ day of

_____ to testify and the truth to say in behalf of *Wm N. Vaughan*

he

in a certain matter of controversy ~~in our said Court~~ *before said Commissioner*
depending and undetermined between *Uriah Vaughan & others*
Plaintiffs and Wm N. Vaughan & others Defts.

And this *he* shall in no wise omit, under the penalty of £100
this writ.

Witness, *John R. Kilby Com. aforesaid*
~~PETER B. PRENTIS~~, Clerk of our said Court, at his office, the

June 1856 in the 80th year of the Commonwealth.

14th day of

*John R. Kilby
Com.*

Subpoena.]

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Nansemond County—Greeting:

You are hereby commanded to summon *Wm. M. Jones*
to appear before *John R. Kelly*, Special Commissioner
on Tuesday July 15th 1856, at his office in
Suffolk

to appear before the _____ of our _____
Court of Nansemond County, on the _____ day of _____
to testify and the truth to say in behalf of *Wm. H. Vaughan*

in a certain matter of controversy in ~~our said Court~~, before said Commissioner
depending and undetermined between *Miah Vaughan & others, Jtts;*
and *Wm. H. Vaughan & others Defts*:

And this *he* shall in no wise omit, under the penalty of £100 — And have then there
this writ.

John R. Kelly Com. aforesaid
Witness, ~~Patric B. Prentiss~~, Clerk of our said Court, at his office, the *14th* day of
June 1856 in the *80th* year of the Commonwealth.

John R. Kelly
Com.

Executed - and a true copy of the
within Summons delivered to Wm.
M. Jones. ~~~~~

J. D. Kelly Shff.

Vaughan sal.

or } spa

Vaughan sal.

21st July 1836
before com. Kelly

James?

Vaughan tal.,

or } spa

Vaughan tal.

To 15th July 1856
before Com Kilby

Executed by
Thomas Hall
and Lawson Van-
-ghan

by Joseph
H Duck
Sff Sff

S. of lot.

THE COMMONWEALTH OF VIRGINIA,

Wm of Wight

To the Sheriff of Nansemond County—Greeting:

You are hereby commanded to summon

*Thomas Hall and
Lawson Vaughan, to appear before John
R. Kilby, a special Commissioner at his office
in Suffolk Virginia, on Tuesday 15th July next*

~~to appear before the~~ of our

Court of Nansemond County, on the day of

to testify and the truth to say in behalf of *Wm H. Vaughan*

in a certain matter of controversy ~~in our said Court,~~ *before said Commissioner*
depending and undetermined between *Uriah Vaughan & others p'ts:*
and Wm H. Vaughan & others Defs.

And this *they* shall in no wise omit, under the penalty of £100 each, And have then there
this writ.

Witness, ~~Peter B. Prentis~~ *John R. Kilby Comr. appeared*, Clerk of our said Court, at his office, the

14th day of

June 1856 in the 80th year of the Commonwealth.

*John R. Kilby
Comr.*

Executed - and a true copy of the
within notice delivered to William
M. Jones. — J. S. Kelly, Shff.

Vaughan dec.

m. 3 of a

Vaughan

29th Dec 1836 before
J. S. Kelly, Comr.

Subpœna.]

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Nansemond County—Greeting:

You ARE HEREBY COMMANDED to summon

Wm M. May

to appear at my office in Suffolk, on the 9th
day of December next

to appear before the

of our

Court of Nansemond County, on the

day of

to testify and the truth to say in behalf of

Wm H. Vaughan

do.

in a certain matter of controversy ~~in our said Court~~ *before me as special Commr.*
depending and undetermined between *Wm H. Vaughan & others plaintiffs*
and *Wm H. Vaughan ex. d. Defendant*

And this *he* shall in no wise omit, under the penalty of £ 100
this writ.

And have then there

Witness, *John R. Kelly, spl. Commr.*
~~Peter B. Prentiss, Clerk of our said Court~~, at his office, the

12th

day of

Nov.

1856

in the

81st

year of the Commonwealth.

John R. Kelly
spl. Commr.

Executed - and a true copy of the
within sp. delivered to William
M. Loney. ~

H. H. Kelly, Sheriff

Vaughan

" Zaph.

Vaughan

211 Aug 1887.

[Subpœna.]

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Nansemond County—Greeting:

YOU ARE HEREBY COMMANDED to summon

Wm. M. Jones, to appear
before me at my office on the *12th* day
of *January* next.

to appear before the

of our

Court of Nansemond County, on the

day of

to testify and the truth to say in behalf of

Wm. H. Vaughan

et

in a certain matter of controversy in our said Court, *between Uriah Vaughan tal.*
~~depending and undetermined between~~ *plaintiff & Wm. H. Vaughan adu*
t. Defendant.

And this *he* shall in no wise omit, under the penalty of £ 100
this writ. *John R. Kelly Com.*

Witness, ~~Peter B. Perkins~~, Clerk of our said Court, at his office, the

dec 1856 in the *11th* year of the Commonwealth.

And have then there

day of

10th
John R. Kelly
Com.

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Nansemond County—Greeting:

YOU ARE HEREBY COMMANDED to summon

Wm M. Jones to appear before
me at my office in Suffolk on 12th of
January next. to shew cause why an attachment
should not issue against him for failing to attend
at said office on 9th Dec. 1856, as previously summoned
to appear before the _____ of our _____

Court of Nansemond County, on the _____ day of _____

to testify and the truth to say in behalf of _____

to do

~~in a certain matter of controversy in our said Court,~~
~~depending and undetermined between _____~~

And this *he* shall in no wise omit, under the penalty of £100
this writ.

And have then there

John R. Kilby Com
Witness, ~~PETER B. PRENTIS~~, Clerk of our said Court, at his office, the

10th day of

Decr, 1856 in the 8th year of the Commonwealth.

John R. Kilby
Com

Executed and a true copy of the
within Rule delivered to
William M. Jones.

H. N. Kelly, Shff.

Vaughan
v
Vaughan
Rule vs
W. M. Jones

No. 1.

Dr. The Estate of Samuel Vaughan deceased,
In account with Wm H. Vaughan, Executor

Cr.

1846

Oct. 10	By Balance due the Estate on last acct. as appears by a copy of said acct. filed in the cause	448. 86
"	do. of Interest do. do. \$10.46	
	By hire of Jacob to spikes Reel for 1845.	1 75
"	" Lizzie's children to Anty Holland do.	5 05
"	" Zisby to Wm H. Vaughan "	10 00
"	" Hannah to same "	20 20
"	" Edna & child to S. H. Holland "	8 00
	To paid Eliz ^a Vaughan keeping Goodman "	10 00
"	" " same do. Peter "	10 00
"	" " Alley & Harry do — " "	18 50
"	" old Aggy (nothing)	—
Dec. 31	By hire of Zisby to Wm Fowler 1846	15 50
"	" " Hannah & child to W. Vaughan do.	16 25
"	" " Edney & child to Nelson Gardner do.	15 00
"	" " Goodman to Lauren Vaughan do.	2 00
"	" " Alley (nothing)	—
	To paid Eliz ^a Vaughan keeping Lizzie & 2 children 1846	18 25
	To paid Jason Holland per acct.	1 50
"	" " Francis Rose " (2) "	5 62
"	" " Jason Holland "	1 25
"	" " Carson & Lozman "	. 88
"	" " Wm G. Bradshaw "	. 53
"	" " J. Hall "	3 00
"	" " Jas. R. Purvis "	3 68
"	" " J. B. Johnson "	. 75
"	" " Clerk's fees 2.00 + 2.00 "	4 00
"	" " Wm M. Jones "	5 30
"	" " Mrs. A. English "	. 62
"	" " Mrs. B. Jenkins "	3 64
"	" " Dr. G. W. Peete "	10 00
1847 Mar. "	By sale of negro Jacob Jr to Mr. D. Repley To paid Jane Vaughan a money Legacy per acct.	300. 00 100 00
Oct. 10	By Interest on \$448.86 one year \$26.92 To Balance due the Estate	644. 89
	car \$37.38	\$842.61
		\$842.61

1857

Oct. 10 By Balance of Principal due Est. bet. on \$644.89
 " do. of Interest do \$37.38
 1848 Oct. 10 To paid Nancy Bradshaw per ret. 2.00
 By Interest on \$644.89 - 1 year 38.68
 To Balance due the Estate 642.89
\$76.06 \$644.89 \$644.89

1848

Oct. 10 By Balance of Principal due Est. bet. on \$642.89
 1849 Apr. 19 To paid Arch. Atkinson, atty. gen. ret. 10.00
 Oct. 10 By one year's Interest on \$642.89 \$38.56
 To Balance due the Estate 632.89
\$114.62 \$642.89 \$642.89

1849

Oct. 10 By Balance of Principal due Est. bet. on \$632.89
 " do. of Interest do added to Prin. 114.62
 " " Total Balance due the Estate \$747.51

No. 2.

An account showing who are the persons amongst whom the Balance of \$747.51, due by Wm. H. Vaughan as Executor of Lem. Vaughan dec'd., should be divided.

1849

Oct. 10 By Balance due by Wm. H. Vaughan
 Ex. of Lem. Vaughan, per act. No. 1 \$747.51

No. 1. To Wm. H. Vaughan as directed by the 10th
 clause of Testator's will $\frac{1}{9}$ \$84 16 $\frac{2}{9}$
 " 2 " Uriah Vaughan $\frac{1}{9}$ 84 16 $\frac{2}{9}$
 " 3 " Lawson Vaughan $\frac{1}{9}$ 84 16 $\frac{2}{9}$
 " 4 " Beverly Vaughan $\frac{1}{9}$ 84 16 $\frac{2}{9}$
 " 5 " Lemuel Vaughan $\frac{1}{9}$ 84 16 $\frac{2}{9}$
 " 6 " Edith Vaughan (now Edith Holland wife
 of Geo. W. Holland) $\frac{1}{9}$ 84 16 $\frac{2}{9}$
 " 7 " Elizabeth Vaughan (now Fowler wife
 of Arch. Fowler) $\frac{1}{9}$ 84 16 $\frac{2}{9}$
 " 8 " Cherry Jane Darden & Lavinia B. Darden $\frac{1}{9}$ 84 16 $\frac{2}{9}$
 " 9 " Beverly B. & Jas. M. Vaughan $\frac{1}{9}$ 84 16 $\frac{2}{9}$
\$747.51 \$747.51

The following Legatee accounts
 will show how the several amounts
 due the Legatees have been disposed
 of - or should be -

1849

Oct. 10 { 1st Wm. H. Vaughan Dr.
 He being the Executor of Lem. Vaughan
 his amo. of \$84.16 $\frac{2}{9}$ is paid -

1849

Oct. 10 { 2^d Uriah Vaughan Dr.
 By $\frac{1}{9}$ of \$747.51. above \$84.16 $\frac{2}{9}$
 To $\frac{1}{5}$ of \$300 paid Wm. M. Jones by Wm. H. Vaughan
 (see Wm. M. Jones' evidence) & which you have
 a charge against Eliz. Vaughan's Est. as
 her security to bond due said Jones \$60.00
 To amo. paid you per Exhibit (H.) filed with
 Defts. answer. 11 33
 " Int. on \$11.33 from 10. Oct. 1846 - 3 yrs - 2.00
 " Int. on \$60. from 10. Oct. 1847 - 2 yrs - 73 20
 " Bal. due Uriah Vaughan 84.16 $\frac{2}{9}$ 84.16 $\frac{2}{9}$

Legatee accounts continued

Uriah Vaughan

By Ambl. Act. on due Uriah Vaughan 3 163 2/3

1849 3rd - Larson Vaughan Dr.

He makes no claim, as will appear by writing filed herewith (he is however entitled to a claim of \$60. against Eliz^a. Vaughan's Estate, 1/5 of \$300 paid Wm. Jones.

1849 4th - Beverly Vaughan Dr.

Oct 10 By 1/9 of \$747.51. per act. no. 2 Exhibit (E) filed with Defts. answer shows a payment of difference in division of negroes, only. \$84. 16 2/3

1849 5th - Samuel Vaughan Dr.

Oct 10 By 1/9 of \$747.51. above p. act. no. 2 \$84. 16 2/3
 Is paid Saml. Vaughan on 1. Jan. 1847 per Exhibit (F.) filed with Defts. answer 49. 94 2/3
 " Int. on same from Jan. 1847 to 10 Octo 1849 - 2 y. 9 m. 10 d } 8. 31 1/4
 " Balance due Saml. Vaughan 25. 91
 \$84. 16 2/3 \$84. 16 2/3

1849 6th - George W. Holland & Edith his wife Dr.

Oct 10 By 1/9 of \$747.51. above p. act. no. 2 \$84. 16 2/3
 Is 1/5 of \$300. paid Wm. Jones (same as Uriah Vaughan) } 60. 00
 " amo. paid per Exhibit (H) with Defts. Ans. 11. 33.
 " Int. on \$11.33 from 10. Oct. 1846 - 3 ym 2. 00
 " Int. on \$60. 00 from 10. Oct. 1847 - 2 ym 7. 20
 " Balance due G. W. Holland & wife 3 63 2/3
 \$84. 16 2/3 \$84. 16 2/3

Legatee accounts continued

1849 No. 7. Arch^d. Fowler & Eliz^a his wife Dr.

Oct 10 By 1/9 of \$747.51 due per act. no. 2 \$84. 16 2/3
 Is paid Arch^d. Fowler on 1 Jan. 1847 as per Exhibit "D" filed with Defts. Ans. } \$49. 94 2/3
 " Int. on same from 1 Jan. 1847 to 10 Octo. 1849 - 2 y. 9 m. 10 d } 8. 31 1/4
 " Balance due Fowler wife 25. 91
 \$84. 16 2/3 \$84. 16 2/3

1849 No. 8. Cherry Jane Darden & Lavinia Darden Dr.

Oct 10 By 1/9 of \$747.51 due per act. no. 2 \$84. 16 2/3
 1/2 due Cherry J. Darden or \$42. 08
 1/2 due Lavinia Darden 42. 08
 \$84. 16 2/3 \$84. 16 2/3

1849 No. 9. Beverly R. & Jas. M. Vaughan Dr.

Oct 10 By 1/9 of \$747.51 due per act. no. 2 \$84. 16 2/3

Is paid Francis Rose paid on 8 July 1855

\$128.26 as per Exhibit Recd. attached to this Report marked (J) of which however \$75 was for difference in value of negroes as per Com^{rs}. Report attached hereto marked "Y" - therefore charge them with \$49. 94 2/3

" Balance due Beverly R. & J. M. Vaughan 34. 22 1/4

\$84. 16 2/3 \$84. 16 2/3

No 3
Dr. The Estate of Cherry Jane Darden died
In acct. with Wm H. Vaughan admr cr

1829
Oct 10 By 1/2 of \$84.16 due Cherry Jane Darden
& Lavinia Darden as per acct. Mr
\$42.08

Which is divisible among her heirs at
Law as follows

To Alcinda Lawrence (wife of Wm H. Lawrence)
& mother of the deceased 2/5 } 16 83

To Lavinia Darden a sister of the
whole blood 2/5 } 16 83

To James J. Purvis a Brother of
the half blood 1/5 } 8 42

\$42.08 \$42.08

No 4.

Dr. The Estate of Elizabeth Vaughan deceased,
In account with Wm H. Vaughan admr cr

1855
Aug. 11. { By amo. of Account of sales of Chattel Estate \$482.86
To paid W. J. Beaton, Crier at sale 3 00
" " Sheriff of S. of Wight Co. Taxes 6 50
" " clerk's fee per ticket 2 10
" " Wm Bridger for coffin 10 00
" retained to pay Clerk of C. C. Court accord. acct. 1 50
" 25 per cent com. on \$482.86 24 14
" paid Com. M. H. Watkins 5 00
1856
Jan. 10 { " Balance due the Estate 430 62
\$482.86 \$482.86

1856
Jan. 10 { By Balance due the Estate but on \$430.62

Statement of
Debts now due by Elizabeth Vaughan decd.

1856

Jan. 10	To Edwards Story, Bond & Int.	\$ 48 66
"	Re. G. Edwards, do. do.	1 60 3
"	Wm H. Vaughan do. do.	112 88
"	Same do. do.	65 47
"	Marshall Hobitt Jr. do.	2 52
"	Albert D. Vaughan do. do.	38 26
"	Wm H. Vaughan do. do.	153 44
"	Mablett & Williams acct.	17 24
"	Edward Rawls do. & Int.	18 90
"	Re. D. Marshall acct.	1 00
"	B. P. Vaughan do.	8 96
"	Caroline Vaughan do.	1 50
"	B. R. Vaughan do.	3 50
"	Edwards Story do.	12 35
"	Lawson Vaughan do.	10 00
		<u>\$510 71</u>
"	Abel Rogerson acct. \$5. & 2.26	726
"	Merith Holland, Bond \$38.12	
	Int. fm. 1 Jan. 1853 to 10 Jan. 1856 6.87	414 99
"	James Perris acct "	2 00
"	Wm M. Jones, Bond \$405.06	
	Int. fm. 10 Oct. 1846 to 10 Apr. 47 $\frac{12.15}{\$417.21}$	
	cr. on Bond 300.00	
	Int. fm 10 Apr 1847 to 10 Jan 1856 $\frac{117.21}{52.52}$	<u>\$169 73</u>
	To Wm H. Vaughan 1/5 of \$300 paid Wm M. Jones as security for decd. \$60.00	
	Int. fm 10 Apr 1847 to 10 Jan. 1856 - 31.50	91 50
	To Uriah Vaughan the same	91 50
"	Lawson Vaughan the same	91 50
"	Geo. W. Holland the same	91 50
	Total outstanding debts	<u>\$1099 69</u>

amt. in hands of Wm H. Vaughan to be distributed among said debts - as per acct. No. 4 \$430.62
which will give each creditor 39 7/100 per cent of his debt.

Statement of Balances Due by
Wm H. Vaughan Executor of Lemuel
Vaughan decd, on the several
Legatee accounts - as before stated.

1849 } Oct 10.	1. To Wm H. Vaughan - nothing	//
	2 " Uriah Vaughan.	3 63 ² / ₉
	3 " Lawson Vaughan nothing	-
	4 " Beverly R. Vaughan	84 16 ⁷ / ₉
	5 " Lemuel Vaughan	25 91
	6 " Geo. W. Holland & Edith his wife	3 63 ⁷ / ₉
	7 " Arch ^d . Fowler & Eliza his wife	25 91
	" Wm H. Lawrence & Alinda his wife \$16.83	} heirs of Cherry Jane Dawson a Legatee
8 -	" Lavinia Dawson 16.83	
	" James J. Perris 8.42	
	9 " Beverly R. & Jas. M. Vaughan	34 22 ⁵ / ₉
		<u>\$219 86 ¹/₉</u>

Statement made at the request of
R. H. Baker Jr, attorney for Wm H. Vaughan
showing how the several Legatee accounts will
stand, if the offsets claimed by said Vaughan
are allowed.

1. Wm H. Vaughan (nothing due being same person as the Exor.)

2. Uriah Vaughan

1829
Oct. 10 } By Balance due him per page 3. \$ 3 63 ⁷/₉

To Bond for \$55.79

Int. fm. 18 May 1826 to 10th

Octo. 1826 - 4 m. 22 d.

cr. on Bond

1.30
\$57.09
11.33
\$45.76

Int. fm. 10. Octo 1826 to

10th Octo. 1829 - 3 y

8.22 =

\$53.98

To another Bond for

\$36.31

36.31

Int. fm. 21. Mar 1830 ~~to 10 Octo 1829~~

To one Bond for

\$16.25

" Int. fm. 25. Dec. 1827 to 10 Octo 1829

1.75 =

\$18.00

To one Bond for

\$6.11

" Int. fm. 9 Sep. 1824 to 10 Oct. 1829

1.37 =

\$7.48

" one Bond for

24.28

" Int. fm 16 Dec. 1823 to 4 Dec. 1824

\$22.88

Int. fm 4 Dec. 1824 to 10 Oct. 1829

16.38

3.72 =

\$20.10

Balance W. H. Vaughan 10 Oct. 1829

\$32.24

\$135.87

3. Lavinia Vaughan

no claim either way -

4. Beverly Vaughan

1829
Oct. 10 } By amo. due Beverly Vaughan p. 4 \$84.16

To Bond against same for

\$110.46

" Int. fm 3rd Jan. 1837 ~~to 10 Oct 1829~~

2.00

To Bond Discharge

3.1

" Int fm 10 June 1834 to 10 Oct 1837 -

" Balance due Wm H. Vaughan

28.61

\$112.77

\$112.77

5. Samuel Vaughan

1829
Oct. 10 } By amo. due Saml. Vaughan p. 4 \$25.91

6. George W. Holland & Edith his wife

1829

Oct. 10 } By amo. due them page 4

3 63 ⁷/₉

7. Arch^d. Fowler & Eliz^a. his wife

1829

Oct. 10 } By amo. due them page 5.

\$25.91

To Bond

8.00

" Int. fm. 17 Aug. 1833. to 10 Octo 1834

53

" Balance due Arch^d. Fowler

17.56

\$25.91 \$25.91

8. Lavinia Darden

1829

Oct. 10 } By amo. due her

\$42.08

" Cherry J. Darden's amo. distributed p. 6.

9. Beverly R. & Jas. M. Vaughan

1829

Oct. 10 } By amo. due them p. 5.

\$34.22

(over)

Recapitulation
of amounts due to and from Wm H.
Vaughan according to Statement
beginning on page 10.

1 Uriah Vaughan owes to Wm H. Vaughan \$132 24
with Interest from 10 Octo 1834

2 Laura Vaughan - nothing

3 Beverly Vaughan owes Wm H. Vaughan \$28 64
with Int. from ~~10 Oct 1834~~ 3 Jan 1837

4 Lemuel Vaughan has owing to him
by Wm H. Vaughan \$25 91
with Interest from 10 Octo 1849

5 George W. Stearns wife, due them
by Wm H. Vaughan \$3 63 1/2
with Int. from 10 Octo 1849

6 Arch^d. Fowler & Ely^a his wife, due
them by Wm H. Vaughan \$17 36
Int from 10 Octo 1854

7 { Lavinia Darden has owing to her by
Wm H. Vaughan with Int. from 10 Oct. 1849 42 08
Cherry J. Darden - amou. distributed page 6

8. Beverly R. & Jas. M. Vaughan have
owing to them by Wm H. Vaughan 34 22
with Int. from 10 Octo 1849

9. Wm H. Vaughan - nothing

Commissioner's office
 Subject - Jan'y 23^d 1857

To the Circuit Court of Isle of Wright County -

The Undersigned, appointed a special Commissioner by the decree of said Court of the 17th of May 1856 in the cause depending in said Court between Uriah Vaughan & others Plaintiffs and Wm. H. Vaughan Exor. of Levd. Vaughan dec'd. & others are Defendants (a copy of which decree is annexed hereto) proceeded to give the several parties notices according to law to appear at his office on the 15th day of July 1856 as he would then proceed to execute said decree (which notice is also hereto annexed), when C. B. Hayden Attorney for plaintiffs and R. W. Baker Jr, Atty for Defs., and also several of the parties appeared, and presented various papers and statements relative to the case, and some progress was made in the case, when the same was adjourned over till the 9th day of Dec. 1856, when the same Attorneys again appeared & further progress was made & the case again adjourned till the 12th of January 1857, when the said Attorneys again appeared, & the Deposition of Wm. H. Vaughan taken, & now having executed the said Decree submits the foregoing accounts and statements as the result thereof.

The accounts seemed to be in very great confusion and the Commissioner had on several occasions to examine the records of Isle of Wright County to obtain explanations of certain items, and has spent much time in endeavoring to arrive at a correct view of the several matters submitted to him -

Account No. 1. on page 1. is the account of Wm. H. Vaughan as Ex. of Levd. Vaughan dec'd. and in making up the same ^{the Comr.} has taken the account filed as an exhibit as the basis of the same.

Account No. 2, shows who are the Legatees of said Levd. Vaughan & entitled to the Balance due on account No. 1. and the several Legatee accounts following show each one's claim against said Executor - It seems ^{that Wm. H. Vaughan} the Executor Levd. Vaughan owed on his first acct. \$448.86 & Interest \$10.46 making

the sum of \$459.32, which he had in part distributed to the Legates as the several items of \$49.94⁷/₉ will shew - But as other items were paid after that period (10th Oct. 1846) & other ^{amts. received} ~~received~~ the Undersigned has struck the Balance on the 10th Oct. 1849 and charged the Ex. with Interest annually till then & allowed him Interest on the payments & the several Legates -

Berealy Vaughan was settled with in 1850 & the receipt filed with the Defts. answer, shews that it did not embrace any part of the Balance in the Exor. hands, but was for the difference due him in division of negroes & hence no allowance was made to the Deft. Wm. H. Vaughan for any other amts. as claimed - Nor did the Com. allow the Ex. a credit for any part of the debt due Wm. M. Jones, as it appears Berealy Vaughan was then under age & never ratified any such agreement as is relied on.

Wm. Vaughan is also allowed his share of the Balance in the Exor. hands as Exhibit (J) filed with Defts. answer does not shew its payment, nor does any other evidence in the cause. - So also Arch^d. Fowler & wife Elizabeth -

Elbert D. Vaughan not being a Residuary Legatee has no claim on the Exor., nor has he paid any part of the \$300 to Wm. M. Jones, altho, he became one of the securities for Elizabeth Vaughan & the Bond of \$405.06 to Wm. M. Jones.

The evidence of Wm. M. Jones, shews that ~~to~~ ^{and} Wm. H. Vaughan, Uriah Vaughan, Lauson Vaughan and Geo. W. Holland, Legates & Elbert D. Vaughan became security for Elizabeth Vaughan to Wm. M. Jones for \$405.06 & agreed to look to Elizabeth Vaughan's estate for what they might pay on it as her security, and also agreed that negro Jacob Jr. might be sold & pay part of said Bond, which was done & \$300 paid - The Com. has therefore reported them as Custodians of Elizabeth Vaughan. ~~unwisely~~ -

a Statement of Debts due by Elizabeth Vaughan has been made out, tho. not directed by the Decree, specially, seep. 8, in which is reported the claims of the several parties who paid Wm. M. Jones the \$300 aforesaid - I have taken the Report of Com. Watkins, as correct as far as it goes of said debts.

The Deft. Wm. H. Vaughan presented before the Com. several Bonds due him by some of the parties and asked that they might be allowed him as offsets, but the Com. did not consider them as strictly offsets to what he may owe them as Legates aforesaid and therefore did not allow them as such - But at the request of R. H. Baker Jr. Atty for Wm. H. Vaughan The Com. has made a statement (page 10) bringing forward all Balances due the parties as Legates and charging them with such Bonds, a reference to which will shew the result.

Respectfully submitted

John R. Kilby
Spl. Com.

Due
To H. H. Kelly Sh. Maud \$ 80
" Same Kelly " S. amp 20
" J. Hae " S. of W. 40

Due

Pro. B. Jenkins as wth.

1 day before com 50

+ 20 miles trav. each way 1.60 = \$2.10

To Wm. M. Jones 2 days 1.00

+ 10 miles trav. each way } 80 = 1.80

Com. has charged
the plaintiff { 30.00 \$30.00
\$35.30

Vaughan tal.
or { Com. Kilby's
Report.
Vaughan's Ex. tal.

May

Completed & filed in my
office 23^d Jan. 1857,
John R. Kilby
sp. com.

March 2nd 1857
filed.

Wm

Vaughan dal:

or. 3 ~~Expt~~
3 ~~Expt~~
✓ Com. note

Vaughan dal:

to the estate of Samuel Vaughan dec? if any, may
be distributable - And in what portions -
and Lastly any other matter seemed pertinent by
the Undersigned or either of the parties -;
at which time and place you are required
to attend -

Given under my hand, as Commissioner
(specially appointed by said decree,) the day
and year first aforesaid.

John R. Kilby
Spl. Comr.

June 16th 1836. Service acknowledged -

C. B. Hayden
Attorney for Plaintiffs -

Rec'd H. Baker Jr
att for deft. Wm
H. Vaughan
N. P. Young gov ad
them for deft. Dots.

Commissioner's Office
Suffolk. June 14 1856.

To Uriah Vaughan, Lawson Vaughan, Beverly
Vaughan, George W. Holland (and Edith his
wife, who was Edith Vaughan, Architect and
Fowler and Elizabeth his wife, who was
Elizabeth Vaughan an infant suing
by said Arch? Fowler as her next friend
and William S. Lawrence and Alcinda
his wife, late Alcinda Purvis. Plaintiffs
and

To William S. Vaughan in his own right,
as Executor of Samuel Vaughan dec? ,
as admr. of Cherry Jane Darden dec? ,
and as admr. of Elizabeth Vaughan
dec? . Samuel Vaughan, Lavinia B.
Darden, James J. Purvis, Beverly R.
Vaughan, James M. Vaughan, and
Jane Vaughan the last five infants, Defts.

You are hereby notified that I have fixed upon
Tuesday the 15th day of July next, ~~before~~ to
take and settle at my office, the several
accounts as directed to be taken by the decree
of the Circuit Court of Isle of Wight County
rendered on the 17th day of May 1856. in a suit
in Chancery depending in said Court wherein
you are plaintiffs and defendants - to wit..

- 1st An account of the transactions of Wm. S. Vaughan
as Executor of Samuel Vaughan dec? . As admr.
of Cherry Jane Darden dec? , and as admr.
of Elizabeth Vaughan dec? .
- 2nd An account of the persons among whom
any Balance that shall be found due from
the said Wm. S. Vaughan as Executor as aforesaid

if Any, may be distributable, and in what portions; which
accounts the said Commissioner is directed to state - settle
and to the Court report - together with any matter specially
stated, deemed pertinent by himself - or which may be requir-
ed by either party to be so stated, and the Court doth further
adjudge order and decree that the said Commissioner - if
required so to do, examine the said parties or either of them
in solemn forms, touching the said accounts.

A Copy

Teste. A. P. Young co.

Ex. A.

Vareghan & als.

W. Murphy Decree

as.

Vareghan & als.

At a Circuit Court Continued and held for the County of
Isle of Wight On the 17th day of May, 1856.

Uriah Vaughan, Lawson Vaughan, Beverly Vaughan, George W.
Holland and Edith his wife, who was Edith Vaughan, Archibald
Fowler and Elizabeth his wife (who was Elizabeth Vaughan) an infant
living by said Arch. Fowler as her next friend, (and William H. Law-
rence and Alcinda his wife (Late Alcinda Purvis. Plffs

Against In Chancery
William H. Vaughan in his own right, as Executor of Samuel
Vaughan decd. as adm^r. of Henry Jane Darden decd. and as adm^r.
of Elizabeth Vaughan decd. Samuel Vaughan, Lavinia B. Darden,
James J. Purvis, Beverly A. Vaughan, James M. Vaughan, and Jane
Vaughan, the last five infants. Defts.

On the motion of the defendant
Wmth H. Vaughan & for reasons appearing to the Court, it is ordered
that the rule awarded against him in this cause - on the 20th
day of October 1855. be discharged, And that the said defendant
be allowed sixty days from the date of this decree, within
which, to file his answer herein: And this cause coming
on this day to be heard upon the bill of the Complainants, re-
gularly taken for confessed at the rules, as to the defendant
Samuel Vaughan, and upon the answer of the infant defendants,
by guardian ad litem appointed to defend them in this suit, and
general replications to the said answer, and exhibits filed, was
argued by Counsel; On Consideration whereof, the Court without,
at this term, settling any principle or question involved in this
cause; doth adjudge - order and decree, that John R. Kilby who
is hereby appointed, by the Consent of the parties by their Counsel.
a special Commissioner for that purpose, do take the following
accounts. (viz) 1st An account of the transactions of Wmth H. Vaughan
as executor of Samuel Vaughan decd. as adm^r. of Henry Jane
Darden decd. and as adm^r. of Elizabeth Vaughan decd. 2^d an
account of the persons among whom any balance that
shall be found due from the said Wmth H. Vaughan as executor
as aforesaid, to the Estate of Samuel Vaughan decd. ~~And~~

Leone Vaughan's
Est.,

vouchers
allowed by
Com Kilby

v

and filed with his
Report.

Statement of hire,
recd. by Wm H.
Vaughan.

Negros belonging to the Estate of Lemuel Vaughan, decd.

December 29th, 1846-

Jacob (hire) to Spikes Beale		✓ \$1.75
Endman (for keeping) " Eliz: Vaughan	✓ \$10.00	
Lizy & Children (hire) " Anthony Holland		✓ 5.05
Aggy	5.00	0.00
Lisby (hire) Mrs H. Vaughan		✓ 70.00
Peter (for keeping) Eliz: Vaughan	✓ 10.00	
Hannah (hire) Mrs H. Vaughan		✓ 20.20
Edney & Child (hire) Sam: H. Holland		✓ 8.00
Alsey & Harry (keeping) Eliz: Vaughan	18.50 25.00	\$45.00
	~~\$45.00~~	Cancel

December 29th, '46.

Lisby (hire) Mrs Fowler		✓ \$15.50
Lizy & two children (keeping) Elizabeth Vaughan	✓ 18.25	
Hannah & Child (hire) Wm: Vaughan		✓ 16.25
Edney & Child (") Nelson Gardiner		✓ 15.00
Endman (") Lawson Vaughan		3.00
Alsey	✓ .00	.00
	* 18.25	\$48.75
		18.25
		<u>\$30.50</u>

Mr. Baker.

Sir: Above you have the "hires" & "keepings" of the
 Negros belonging to Estate of Lem: Vaughan for 1845 & 46.
 You will also find enclosed a medical account of \$10.00
 which is against the year 1845, for attendance
 upon woman Lizy & Child by Anthony Holland.

Respectfully-

May 19th, '46.

Mrs H. Vaughan

Vaughan W. H.

71.40

91

83-

316.

1853 William H. Vaughan Exor. of Lem. P. Vaughan.

Is clk. of Isle of Wight cy. est. &c.

Lang. Recording appraisement of his estate \$140

H. B. Howard D.

A. P. Younger

Vaughan to

M. 3/ Bill Cts

Vaughan to

Vaughan & Co. J. Vaughan.

Bills of Costs.

Chk. for	\$ 15.22
atto. & Toy	15.75
Shff. Hull	1.50
Do.	.40
Shff. Kelly	.80
" Kelly	.20
Wetumpas attw.	3.90
J. N. Kelly Sp. Com.	30.00
Cuts	<u>\$67.77</u>

Deft. in p. vs. W. H. Vaughan

Send Vaughan's Ex

These vouchers are
allowed in the 1st
settlt made by Wm
M. Jones

DRK

Saml. Vaughan

\$ 3.00

313

The ²/₄ payment of Wm. A. Vaughan
for: of Samuel Vaughan
Nov. 15th 1845 - J. J. Linn

1841/5 Lemuel Vaughan.

Sⁿ

To the Clerk of the free of the Court.

Mar. Recd.:	aid from Duck	1	00
-------------	---------------	---	----

"	aid from Scott	1	00
---	----------------	---	----

N. P. Younger: \$		3	00
-------------------	--	---	----

Chas. Vaughan

Feb. 3. 13

Recd. payment of Wm. H. Vaughan & Co. of Samuel Vaughan
Nov. 15th / 15 - J. J. Smith

1844 Lemuel Vaughan Esq^r & Co

To the clerk of Sale of Light County

June Recd: Seco: of Council 150

Octo: Same is same on 40 bond: 163

L. P. Youngdell p. 3 123

Waukegan Ill.

1.00

Rec'd Payment

Waukegan Ill.

1844 Samuel Vaughan Esq. of Barbara E. Gardner Dr.

To the Clerk of Southampton County Court.

June.	Order 25 recording your account 25	50
May	Order 25 recording your account 25	50
		<u>1.00</u>

S. R. Edwards Clk

Recd of Wm Lb Vaughan Esq of Lamuel
Vaughan Secd the sum of one dollar for our
dear services Appraising Estate
Oct 8th 1846 Alfred R Butler

Samuel Vaughan

1844

To F M Bgkin

Dr

9	Oct 9	Visit Sam & Medicine	2.00
13	Visit do.	do	2.00
		Medicine for Lawson & Co.	2.75

1845-Sept 2

Visit Sup, attention & Medicine
during day

5.00

3 Visit & Medicine 2.00

4 Visit " do 2.00

5 Visit " do 2.00

6 Visit " do 2.00

7 Visit " do 2.00

8 Visit " do 2.00

12 Visit " do 2.00

13 Visit " do 2.00

14 Visit " do 2.00

2.00

\$27.75

Oct 25-11-1845 Recd of Mrs Vaughan

For the sum of \$27.75

in full of the above acct

Franis M Bgkin

Dr. Boykin

in Phacet.

Am. N. Vaughan

Levell Manghams Est
1-845-

To Mr. Bader
Left 20 making coffin for self 18/

Worcester

Nov

Do
\$ 3.00

Recd. Nov: 19th 1865 from W^m H. Vaughan Exor. of Leont Vaughan &
the sum of three dollars in full of the within account.

William Briggs

Wm Wright Co (to wit)

Personally appeared before me Edwin W. Dineen a Justice
of the Peace for sd County Francis Rose and qualified
to the Justice of the within act this 18th day
of Novr 1846

Edwin W. Dineen J.P.

Summit Waugham's Est. to

1845-

Harrison Corbett

D.

Sept.

To make one coal

\$ 87 1/2

is getting up one steer.

25

1846 Oct 10th Rec^d payment on file

11 2 1/2

from 16th & accepted for

his

Harrison Corbett
mark

L. Vaughan
acct.

\$3.24 1/2

V

1843. } Mr. Samuel Vaughan
 To Robert C. Griffin ----- Dr.
 For the tuition of his children seventy eight days
 at four cents per day ----- \$ 3.12
 Do. to one Spelling Book at 9¢ ----- 0 " 12 1/2
3 " 24 1/2

Decr. 30th. 1843:

Recd. Three Dols. & Twenty four cents in full of the above
 account: Robt. C. Griffin

Statement of
Gardner's Debts,

Balance due from Samuel Maughan for of Barbara E Gardner To his ward
as appears from Commissioner's report returned to Southampton County Court
Nov. 1845

\$1572.76

with interest from Dec. 31/1845 till paid

Teste.

L R G demands both.

Mar. 19. 1855

Linnell Vaughan

\$23.53

6.13

\$29.66

✓

Rec^d payment of Wm^{ts}
Vaughan for^d of Linnell
Vaughan of Linnell
Nov. 19th 1848

Voucher
no 2

Mr. *Samuel Vaughan* & Son

1845

To JAS. C. JORDAN, Sheriff,

To 12 Levies and 4 Horses,

Revenue tax on 10 Slaves over 12 years old,

Do. do. on 802 Acres of Land,

Do. do. on Gig Carriages,

Do. do. on Watch Clock

Do. do. on Int. and Piano

Do. do. on Gold and Silver Plate,

Received payment,

Dr.

Dollars. Cents.

1840

320

193

\$ 23 " 53

255

Vaughan Som.

2.14

1. 00

3. / 4

He. Chapman
Proctor

1845. Samuel Vaughan

To the Clerk of Southampton County D.
Nov. Appearance 8. order 18 Copy 18. to settle your account as }
guardian of Barbara Elyardner. 44
Dec. Order 25 Recording account 145 - - - - - 170
2.14

L.R. Edwards Clk

Mr. E. K. Kraschen
Reich.

Voucher
No. 3.

✓

Samuel Vaughan Esq

1843

To Wm G Bradshaw Esq

Dec 16th 20 cash paid Mr Rose for you - \$5.00

Samuel Bradshaw personally appeared before me and
qualifies to the above acct ~~before me~~
This 29th day of Dec 1845

Wm Duck P.

1845 Dec 29

Re^d of Laysons' expense from Wm G
Vaughan Esq Wm G Bradshaw

Mr Wm H Vaughan Adm. of J. Vaughan & Co
1845 L. Edw. Harbo
Nov 13 L 3 galls Whiskey 2/1 13

Recd pay in full of the above
Edw. Harbo
By Joseph Parker

Jan. 1st 1861.

In 1st acct.

The Estate of Sewel Vaughan				To Wm D M Clenny		Dr	
1846	Aug 8	To 18 yds	Blk alpaca		60	10	80
		3 "	" Bombasin		7/-	4	50
		1/4 "	" Crape		3/9		15
		3 "	" Sace (bought) for			1	75
		8 "	" Edging		Dr		50
		2 pr	" Moravian Hose		3/9	1	25
		3 "	" Silk Gloves		3/-	1	50
		4 yds	" Cambric		9		50
		4 "	" Bld Cottons		8		33
		1 pr	" Blk Cotton Hose				44
		1	" Blk mouslin de lane shawl		7/6	1	25
		2 pr	" Morocco shoes		7/6	2	50
		1	" " "		6/9	1	13
		2 yds	" Blk Ribbon		Dr		12
					\$26 72		

Rec^d the above in full from
Wm M Jones one of the Exors of Sewel
Vaughan dec^d.

Wm D. M. Clenny
Sept 14th 1846.

Vaughan tal.

27

Vaughan's E

Offets claimed
by Wm H Vaughan
Filed with
Com Kelby's
Report.

offsets

✓
his

claim also ✓
Beverly Vaughan
to be furnished

$$\begin{array}{r} 75 \\ 49 \\ \hline \cancel{124} \end{array}$$

$$\begin{array}{r} 75. \\ 49. \\ \hline 124. \end{array}$$

$$\begin{array}{r} 124. \\ 6 \\ \hline 7.04 \end{array}$$

W. H. Vaughan's
memo.

+ Lauson Vaughan

Uriah Vaughan, to W. H. Vaughan Bond \$36.31

Int fm 21 Mar. 1830

Uriah Vaughan to same Bond 16.25

Int fm. 25 Dec 1847

Same ^{Libbie Vaughan} to same Bond 6.11

Int fm. 9 Sep 1844

same to same Bond 24.28

Int fm 16 Dec 1843.

cr. 4 Dec 1824. \$6.50

B. R Vaughan to same Bond \$110.46

Int fm. 3 Jan. 1837

same to same " 2.00

Int fm 10 June 1834

arch^d Fowler note " \$8.00

Int fm 17 Aug 1833

Rec Octo 26. 1832 from Wth Vaughan adv^r of
Wth Purvis dec^d. the sum of \$126.20 in full
of the Balance due to James R. Purvis as
guard^r for James J. Purvis orphan of Wth Purvis
dec^d J. R Purvis

Witness

W W Ames

This Rec^t. is from Chery J. Dandery Esq

Rec^d. Octo 10th 1846. of the
within Eleven dollars &
thirty three Cents. in part
the balance being four shars
of Saml Vaughns est.

Wm Vaughn

To

1300

Saml Vaughn Esq

\$55.79

all amts

Rec^d 798.96

Six months after date, we do promise to pay or cause to be
paid unto ^{Wm} H Vaughan Executor of Lemel Vaughan dec^d the
just sum of Fifty five dollars & seventy nine Cents
for value rec^d; for the payment of which, well and truly to
be made, we bind ourselves our heirs Executors, Admin^{rs} &c firmly
by these presents; witness our hands and seals the 18th
day of November A. D. 1845.

Witness
M. M. Jones

Wm H Vaughan
James R. Harris
William Bradley

Seal

Seal

Seal

Vaughan tal.

n

Vaughan En. H

Papers & evidence referred
to relied on by Com.
Kilby in his Report
also procured & used
in the case by him.

Vaughan tal;

m }

Vaughan En te

Dep: of W. M. Jones
filed with Com. Report.

7 Has any portion of that four teen paid
by or to whom?

Ans Yes. Three hundred dollars was
paid to me by W^m H. Vaughan on 10th April 1847
on account of it as endorsed on the bond,
and the parties themselves, Abiel Vaughan Snell
at first, told me he thought that was the
best way for William to pay ~~his~~ ^{our} debt and
he said they never look to their mother's ^{Estate for} indemnity:
8th

He said W^m M. Jones being sworn a Reframing
Bond signed by Elbert D. Vaughan, Uriah Vaughan
Lawson Vaughan & Geo. W. Hollensted, for \$11:33
dated 10 Oct. 1846 says that he understood that
it was in full of a settlement between the parties
— but that he cannot explain how that credit
was ascertained, & cannot remember how
the same was arrived at & knows nothing more
further than the paper shows — I suppose the
same was a settlement between the parties only
from reading the paper & beyond that cannot
recollect any thing about it

W^m M. Jones

The foregoing deposition taken

sworn to before me on

12th Jan. 1856 — C. B. Hayden

Counsel for p^{ts}. and R. H. Baker Jr

Counsel for Defts. being present

John R. Kilby Com^r

2
Grand Taylor, to ~~main~~ collect what
she owed a brain money from some other
source, I put at the earnest solicitation
of herself & her children to advance the
money, and take her bond with the children
as security which I did; I paid the money (\$405
: 06) to W. H. Taylor, the Exor in her presence
and took her ^{for the amt} bond, to which W. H. Taylor
Elder D. Taylor, Unit Taylor, Law-
son Taylor and Geo. W. Hollam who
married Taylor, are securities;
Eli Taylor (the daughter) and Beverly Taylor
also offered to sign the bond as securities
but being infants at the time I could
not take their signatures;

(A copy of the bond in question is hereto
appended marked A)

6.

Was any agreement made between the
said W. H. Taylor & the other securities
at the time this bond ^{was} given as to what?

Ans. All the securities who signed the bond along with
W. H. Taylor the Exor agreed to hold him
harmless, and never make him liable as
Exor or otherwise for the amount of
his purchases, and agreed to look
simply to his estate ~~for~~ after he died the
for the amount if they had to pay it, and
that W. H. Taylor should not suffer for
his action in the matter - I understood
the transaction to be a joint effort on
the part of all the signers of the bond as
a matter of charity to aid and assist
them aged and infirm mother -

Waylan
Waylan
Waylan

Depo. of Wm M Jones

1. What is yr. age & place of residence

Ans. I am about 24 years of age, reside in this County at home -

2. Do you know the parties to this suit

Ans. Yes in all of them -

3. Were you acquainted with General Taylor deceased, state whether intimately or otherwise, and whether you had any thing to do with the settlement of his estate & if so, what?

Ans. I was intimately acquainted with him, I assisted and advised Wm Taylor his Executor in the settlement of his estate -

4. Do you know any thing about the boy Ben McKinnis in the proceedings, and why he was sold and for what amount

Ans. I recollect the boy, he was constantly running a way and was sold by my advice to prevent his being a total loss to the estate, I do not know of my own knowledge for what he sold but have no doubt that \$300 is all he sold for I understand that that sum was a full and large price for him -

5. Do you know any thing ~~about~~ in regard to the purchases made by the widow Eliza Taylor at the said General Taylor's sale, and how that amount was paid -

Ans. She took Chattel Property at its appraisement to the amount of \$405, and being very poor and needy she could not pay for her purchases; It having become necessary for the payment of debts of

Lawson Vaughan's
statement.

"J"

filed with Com Report

W Lawson Vaughan appeared
before me this 14th July 1856, and
declared he had been fully settled
with by Wmth Vaughan as Exor.
of Lemel Vaughan decd, and from
Elyza. Vaughan's Estate, and now
sets up no claim, and desires the
suit so far as he is concerned to
be dismissed — (Vaughan Exor. vs.

Vaughan and others). and further
that the agreement referred to in the
Exor. answer in regard to his mother's
purchase is true & there stated and
was agreed to by all the adult parties
who executed the Bond to Jones as her
security.

Teste

John R. Kelly

Wmth Vaughan
Lawson & Vaughan
mark

reports to the Court that on the day of 1st last past—
 At the request of the said administrator he presented his debts
 against the estate of said Elizabeth Vaughan as the same are
 the Courthouse as the law requires, and has stated the foregoing
 account of debts due by said Elizabeth Vaughan. From the
 said debts he amounted to the sum of \$473.40. Your Court has
 also sealed said debts, and herewith reports the estate amounts
 due to the creditors of said Elizabeth ^{Vaughan} out of the assets in the
 hand of the administrator.

Given under my hand as Com^t of said Court the day and
 year first aforesaid.

M. M. Withkins

In the County Court of Seaford County, April 7th 1816
 the foregoing account having been filed in the Clerk's office of
 said Court for one month, no exceptions being filed there-
 to— was confirmed by said Court and ordered to be recorded.

Teste.

J. C. Lister J. C.

A copy

Teste.

J. C. Lister J. C.

Copy of Elizabeth Vaughan's

with

known & determined

Wm. H. Vaughan Clerk

A copy

(X.)

filed with Com. Repts

The Estate of Elizabeth Vaughan decd. In account,
With William H. Vaughan her administrator

1855

Datts of 1st Auguly

Aug. 11	To paid M. J. Beaton Crier	3 00
"	" Shff of J. of Wight Taxes	6 50
"	" " Clerk's tickets	2 10
"	" " Hm Bridges for Coffin	10 00
"	" Retained for recd: this account	1 50
"	" Adm ^r . Com ^p . \$482. 86.	24 14
"	" p ^r . Com ^r . Watkins for making up this acct.	5 00
"	" Bal. due after deducting datts of 1 st Auguly	480 67
		<u>\$ 482. 86</u>

1855

Aug. 11 By Amt. of Chatter estate Bndrs

\$ 482. 86

A list of datts due by Elizabeth Vaughan decd. all of which are of
Equal — One payable pro rata the whole amount of each debt & interest

One Bond due Edward & Story	44 75
Interest on do.	2 91
One Bond due Ro. J. Edwards	14 74
Int. on do.	1 29
One Bond due William H. Vaughan	88 19
Int. on do.	24 69
One Bond due do.	41 97
Int. on do.	23 80
One Bond due Marshall Cortitt	2 16
Int. on do.	3 6
One Bond due Elbert D. Vaughan	24 53
Int. on do.	13 73
One Bond due Wm. V. Vaughan	130 04
Int. on do.	23 40
1 up. due & reflect Subscribers	17 24
" due Edward Rawls	16 70
Int. on do.	2 00
1 up. due Ro. D. Marshall	1 00
" " due G. R. Vaughan	8 96
" " due Caroline Vaughan	1 50
" " due B. R. Vaughan	3 50
" " due Edwards & Story	12 55
" " due Leonard Vaughan	10 00
	<u>510 71</u>

1855

Aug. 11 By Amts. of Receipts brought forward

482. 86

January 15th 1856.

To the County Court of Blount County. Your Commissioner

And Susan Vaughan receives	25
Uriah Vaughan "	25
Beverly R. & James M. Vaughan	75
William H. Vaughan	25
Samuel Vaughan	50
Elizabeth Vaughan	75
Beverly R. Vaughan	75
	3 50

all with interest thereon from the first day of January 1848
until paid

Respectfully Submitted

Jacob H. Duck

A. R. Butler

Francis M. Bayliss

A Copy

Test.

H. C. Latimer Secy.

Vaughan

25.

3

Copy refd. of
sale of my own
L.

Vaughan

" "

paid with com. Defunct

In obedience to an extraordinary decree, Randolph W. Vaughan
and others commenced the first day of September A.D. 1848
by the County Court of Isle of Wight, Your Commissioners
proceeded on the first day of January 1848 to ~~proceed~~ ^{directed}.
The slaves in the bill mentioned as by said decree divided.
The valuation of the Slaves are as follows:

Woman Jenny	\$400.	1/2	
Boy Daniel	300	1/2	
Old Jacob	125	1/2	attested under Elizabeth Vaughan
Army / child,	100	1/2	
	<u>\$925</u>		

We then placed the remaining Slaves in nine lots as follows
Goodman in lot no: 1 valued at . . . \$200..

Which was drawn by Isaac Vaughan.

Elizabeth in lot no: 2 valued at . . . 200

Which was drawn by Viriah Vaughan.

Hannah in lot no: 3 valued at . . . 400

Which was drawn by Lucretia B. Darden, Cherry Lane Dec.

Dary in lot no: 4. valued at . . . 150

Which was drawn by Rev. R. Vaughan & Jas. M. Vaughan

Edna in lot no: 5. valued at . . . 400

Which was drawn by Geo. W. Holland in right of himself & Co.

Lisby in lot no: 6. valued at . . . 200

Which was drawn by Wm. H. Vaughan.

Peter in lot no: 7. valued at . . . 175

Which was drawn by Saml. Vaughan.

Aggy in lot no: 8. valued at . . . 150

Which was drawn by Elizabeth Vaughan.

Ann Eliza in lot no: 9. valued at . . . 150

which was drawn by Rev. R. Vaughan
who was sold by the Executor. . . \$2025

\$225

Therefore Lucretia B. Darden pays . . . \$175..

also Geo. W. Holland pays . . . 175

\$350 (and

Jas. J. Randolph
Vaughan. recd.

free

Recd from

" 3 "

filed with Com Report

Mrs. H. Vaughan a settlement in

Rec^d The sum of one hundred and twenty eight dollars
and twenty six cents from M^{rs} H Vaughan Ex^{or} of Lemuel
Vaughan Dec^d which amt is the full legacy of
James & Randolph Vaughan who are the
grand children of S^r Lemuel Vaughan dec^d
given under my hand this 8 day of February
th 1855
Test Abel Rayson Francis ^{Jun} + Rose
mark

Difference in negroes 75.00
P^{aid} for 1 Dec. 1848 to }
8 Feb. 1855 }

To the worshipful Court of the County
of Suffolk, I certify that I have
paid out the debts of Eliza Vaughan Decd
according to the provision of their debts
as specified by their Oupers the 28th Oct 1857

Wm H Vaughan

W Vaughan
M E Report
W Vaughan

Vaughan & M. Vaughan Extra Report and
 Statement of Distribution made by Wm H.
 Vaughan Adm: of Eliz: Vaughan Dec: of the
 fund in his hands under the decm in this
 Cause made at the May term 1857 viz:

Gross Amount to be distributed			\$430.62
Parties Names;	Debts	Pro rata part	Receipts
Edwards & Story	\$48.66	\$19.07	John R. Kelly atty 21. Sep. '55
Ro. G. Edwards	16.03	6.26	John R. Kelly atty. 1 do
Wm H Vaughan	112.88	44.22	W. H. Vaughan
" " "	65.47	25.64	W. H. Vaughan
Marshall & Corbitt	2.05	.85	John R. Kelly atty
Elbert D Vaughan	38.26	14.98	Elbert D Vaughan Wm H. Vaughan for
Wm H Vaughan	153.44	60.12	W. H. Vaughan
Norflut & Williams	17.24	6.75	A. W. Williams
Edwaw Rawls	18.90	7.41	Edw Rawls
Ro. D Marshall	1.00	.40	R. D. Marshall
B. R. Vaughan	8.96	3.50	B. R. Vaughan
" " "	3.50	1.37	B. R. Vaughan
Caroline Vaughan	1.50	.60	Caroline Vaughan
Edwards & Story	12.35	4.84	John R. Kelly atty 21 Sep. '57
Lawson Vaughan	10.00	3.92	Lawson Vaughan
Abel Rogerson	7.26	2.84	Abel Rogerson
Murieth Holland	44.99	17.61	W. H. Holland
James Purvis	2.00	.80	J. R. Purvis
M. M. Jones	169.73	66.48	Jonah O. Gay & Co
Wm H Vaughan	91.50	35.74	W. H. Vaughan
Wm H Vaughan	91.50	35.74	Wm H. Vaughan
Lawson Vaughan	91.50	35.74	Lawson Vaughan
Geo. W. Holland	91.50	35.74	George W. Holland
	\$1100.22	\$430.62	

all of which is respectfully
 submitted -
 Oct 28, 57 W. H. Vaughan

Vaughn et al --
vs.

Vaughn et al

Order of Oct Term 1838

To be entered

R. H. Baker

Ent.
18

Vaughn et al
vs
Vaughn et al } -

On motion of the plaintiffs by counsel the
Court doth order that the Defendant W^m H. Vaughn
as Ex^r of ^{Vaughn deceased} Lemuel do appear before this court on the
first day of the next term thereof, and
show cause, if he can, why an attach-
ment should not be sued forth against
him for his contempt in failing to
answer the Bill of the plaintiffs -

Vaughan sale

05.

My copy done

Vaughan sale

Delivered a new copy
of the within to
William H. Vaughan
This Third of November
1855.
Joseph H. Duval
Opt for Tho Hall Shiff

At a Circuit Court Continued and held for the
County of Isle of Wight on the 20th day of Oct. 1855.
Uriah Vaughan, Lanson Vaughan, Beverly Vaughan,
George W. Holland and Edith his wife (who was Edith Vaughan),
Archibald Fowler and Elizabeth his wife (who was Elizabeth
Vaughan - an infant suing by said Archibald Fowler her next
friend - and William H. Lawrence and Aleinda his wife (late
Aleinda Purvis Plfs

Against
William H. Vaughan in his own right and as Executor
of Samuel Vaughan decd: as administrator of Cherry
Jane Darden decd. and as administrator of Elizabeth Va-
ughan decd. Samuel Vaughan, Savinia B. Darden, James
J. Purvis, Beverly R. Vaughan, James M. Vaughan and
Jane Vaughan, the last five infants. Defts.

On Motion of the plaintiffs by Counsel -
The Court doth order - that the defendant W^m H. Vaughan
as Executor of Samuel Vaughan decd: do appear before
the Court on the first day of next Term thereof, and show
Cause, if he can, why an Attachment should not be
sued forth against him for his Contempt - in failing
to answer the Bill of the plaintiffs.

A Copy
Teste:

A. D. Young ec.

Commissioner is directed to state settle and to the
Court report, together with any matter specially
stated, deemed pertinent by himself or which
may be required by either party to be so stated.
And the Court do the further adjudge, order and de-
cree that the said Commissioner if required so to do,
examine the said parties ^{or either of them} in solemn form, ~~or~~
~~extra officio~~, touching the said accounts.

Thompson

W. S. Brown
Magistrate's Office

Received by
July 7 1854

To be returned

R. M. Parker

Vaughan

27 3

Vaughan

Decree.

On the motion of the defendant
Wm. H. Vaughan, and for reasons appearing to the
Court, it is ordered that the rule awarded
against him in this cause on the 20th day of
October 1855, be discharged, and that the said
defendant be allowed sixty days from the
date of this decree, within which to file his
answer herein: And this cause coming on
this day to be heard upon the bill of the com-
plainants, regularly taken for conscript at the
rules, as to the defendant Samuel Vaughan,
and upon the answer of the infant defen-
dants by their guardian ad litem appointed to
defend them in this suit, and general rep-
lication to the said answer, and Exhibits
filed, was argued by counsel; In considera-
tion whereof, the Court, without, at this
time, settling any principle or question in-
volved in this case, doth adjudge order and
decree, that John R. Kilby who is hereby ap-
pointed, by the consent of the parties by their
counsel, a special Commissioner for that
purpose, do take the following accounts viz:
1. An account of the Transactions of Wm.
H. Vaughan, as Executor of Samuel Vaughan
decd., as admr. of Cherry Lane dardm decd.,
and as admr. of Elizabeth Vaughan decd.;
2. An account of the persons among whom
any balance that shall be found due from
the said Wm. H. ^{Vaughan} ~~decd.~~ as Exr. as aforesaid,
to the Est. of Samuel Vaughan decd., if
any, may be distributable, and in what
proportions; Which accounts the said

Vaughn salts }
as } In
Vaughn Ess } Chamber
Salt — }

Rough becase

May Tenn 1837—

To be entered—

R. H. Baker

the said W^m H. Vaughan as administrator of Elizabeth
Vaughan demand pay out and distribute the sum
of \$430.62 the amount in his hands as such admin-
istrator as shown by said report, pro rata among the
following creditors whose claims are asserted by said
Comptroller viz to Edward & Son \$48.66; to Ro. S.
Edwards \$16.03; to W^m H. Vaughan \$112.88 + \$65.47; to
Marshall & Cabot \$252; to Elbert D. Vaughan \$30.26
to W^m H. Vaughan \$158.44; to Raflin & Williams \$17.24
to Edward Rauls \$18.90; to Ro. D. Marshall \$1.00; to
R. R. Vaughan \$8.96; to the same \$3.50; to Caroline
Vaughan \$1.50; to Edward & Son \$12.35; to Larrison
Vaughan \$10.00 to Abel Rogers \$7.26; to Min-
deth Allen \$44.99; to Jas. Purvis \$2.00; to Wm
Ch. Jones \$169.73; to W. H. Vaughan \$91.50; to Min-
ah Vaughan \$91.50; to Larrison Vaughan \$91.50;
to Geo. W. Hollans \$91.50, the pro rata of, and
dith being \$397.10, and that the said W^m H. Van-
ghan report his proceedings under this decree to
the Court. And that the Court doth further
adjudge order and decree that said Vaughan
pay to W^m H. Vaughan the sum of \$132.24 with
interest from 10th Oct 1845 till paid; and that
Beverly R. Vaughan sⁿ pay to W^m H. Vaughan
\$28.01 with ~~interest~~ interest from 3^d January
1857, and that the said W^m H. Vaughan
pay the Costs of this cause.

Vaughan &c

N.

3

Vaughan & Exors

This cause came on this day to be again heard upon the papers formerly read and upon the answer of Wm H. Vaughan in his own right, as Executor of Samuel Vaughan dec'd, or admr. of Cherry Lane Darden deceased, and or admr. of Elizabeth Vaughan dec'd, this day filed by leave of the Court, several applications, motions and Exhibits filed with said answer, and upon the report of Jno R Kelly Special Commissioner taken and returned pursuant to the Decree herein of May term 1856, to which report no exceptions have been filed, and was argued by counsel; the consideration whereof the Court doth adjudge order and decree, that the said report be confirmed, and that Wm H Vaughan Executor of Samuel Vaughan deceased, pay out of his own goods and chattels, to Samuel Vaughan the sum of \$25:91 with interest thereon from the 10th Oct. 1849 till paid; to Geo W Holland and Corth his wife \$9:63 with like interest, to Melchised Forster and Eliz: his wife \$17:36 with like interest; to Edwin Darden or to his legal guardian \$42:08 with like interest; ~~to the same an distribution of Cherry Lane Darden~~ to Betsy R. and James all Vaughan ^{Equally} \$34:22 with like interest ^{Equally} between them; And that the said Wm H. Vaughan as administrator of Cherry Lane Darden pay out of his own proper goods and chattels to Wm H. Lawrence and Alminda his wife \$16:83 with like interest; to Edwin Darden ^{or to his legal guardian} \$16:83 with like interest; and to Jno I Purvis \$8:42 with like interest. And the Court doth further adjudge order and decree that

Samuel Vaughan

Will

A copy

Exhibit - A

Filed with Complainant's

Bill -

Darden land, thence along the Darden line to the Moss Scott land as aforesaid, to him and his heirs forever.

7th I give to my son Samuel Vaughan all the residue of my ~~Home~~ tract of land with the appurtenances thereto belonging to him and to his heirs forever.

8th I give to my two grand sons Beverly R. Vaughan and James M. Vaughan the tract of land called the John Roe tract, to be equally divided between them, and to their heirs forever.

9th I give to my daughter Edith Vaughan one Negro girl named Fanny and her future increase, also I give to my daughter Elizabeth one Negro girl named Alice and her future increase to them and to their heirs forever.

10th All the rest of my estate of what nature or kind soever it may be, I give to be divided among the following persons, (and in the following portions, to William H. Vaughan one ninth, to Uriah Vaughan one ninth, to Lawson Vaughan one ninth, to Beverly Vaughan one ninth, to Samuel Vaughan one ninth, to my daughter Edith Vaughan one ninth, to my daughter Elizabeth Vaughan one ninth, to my two grand daughters Cherry Jane (and Serina) B. Darden one ninth, and one ninth to my two grand sons Beverly R. and James M. Vaughan - to them & their heirs forever.

11th I ^{hereby} appoint my son Albert Vaughan to be the lawful guardian of my grand daughter Jane Vaughan, with a request that the Court take his bond as such, without being requested to give any security. Lastly I hereby nominate and appoint my friend Wm. M. Jones and my son William H. Vaughan the lawful executors of this my last will and testament, hereby revoking and annulling all other or former Wills and testaments by me heretofore made.

In witness whereof the said Samuel Vaughn hath hereunto set his hand and seal the Eleventh day of July A.D. 1845.

Signed, sealed and acknowledged to be the last will and testament in the presence of

Archibud Fowler 3
William G. Bradshaw 3
Henry M. Daughtry 3

Samuel Vaughan 

In Isle of Wight County Court Sept. 1st 1845- The foregoing last will and testament of Samuel Vaughn decd. was proved by the oaths of Archibud Fowler, William G. Bradshaw and Henry M. Daughtry the witnesses thereto - and ordered to be recorded. And William H. Vaughan qualified as Executor.

Teste

A. P. Young co.

A Copy

Teste.

F. C. Lattimer D.C.

I Samuel Vaughan a native of the State of Virginia and an inhabitant of the County of Isle of Wight in said State, being weak in body, but of sound mind and memory, do make and ordain this to be my last will and testament in manner and form as follows Viz:

After the payment of my Just debts, I lend to my wife Elizabeth Vaughan, one third part of all my estate for and during her natural life or widowhood; and after her death or marriage, I give the same to be divided Among the following persons and in the following portions, to William H. Vaughan One Ninth, to Uriah Vaughan One Ninth, to Lawson Vaughan One Ninth, to Beverly Vaughan One Ninth, to Samuel Vaughan one Ninth, to my daughter Edith Vaughan One Ninth, to Elizabeth Vaughan one ninth, And to my two grand daughters Cherry Jane Darden and Levina B. Darden one ninth, And to my two grand sons Beverly R. Vaughan and James M. Vaughan one Ninth to them and their heirs forever.

2^d. I give to my daughter Alcinda Purvis One dollar to her and her heirs forever.

3^d I give to my grand daughter Jane Vaughan the daughter of Elbert Vaughan the John Carr tract of land, with the appurtenances therunto belonging. also two negroes namely Nelly and her child named Milly, also all the stock, household and kitchen furniture of every description which I purchased at the sale of Elbert Vaughans property, also one hundred dollars in cash, to her and her heirs forever.

4th I give to my son Uriah Vaughan the Jonas Bradshaw plantation containing one hundred and twenty five acres more or less; to him and his heirs forever.

5th I give to my son Lawson Vaughan the whole of the Amy Carr tract of land, also a part of the Home tract called the Buzzard pond running from the main road along the old pathway to the Moses Scott tract of land, to him and his heirs forever.

6th I give to my son Beverly Vaughan the Moses Scott tract of land also a part of the Home tract to be cut off by running from the old path way at Lawson Vaughans corner along the main road to the corner of my fence, thence along the old Darden path, so called, to the

9th I give to my daughter Edith Vaughan one negro girl named Fanny and her future increase, - also I give to my daughter Elizabeth one negro girl named Alsey and her future increase to them and to their heirs forever. -

10th All the rest of my estate of what nature or kind soever it may be, I give to be divided among the following persons and in the following portions, to Wm^m H. Vaughan one ninth, to Uriah Vaughan one ninth, to Lawson Vaughan one ninth, to Beverly Vaughan one ninth, to Samuel Vaughan one ninth, to my daughter Edith Vaughan one ninth, to my daughter Elizabeth Vaughan one ninth, to my two grand daughters Cherry Jane & Lavinia B. Darden one ninth, and one ninth to my two grand sons Beverly R. and James M. Vaughan to them and their heirs forever. -

11th I hereby appoint my son Elbert Vaughan to be lawful guardian of my grand daughter Jane Vaughan, with a request that the Court take his bond as such, without being requested to give any security. Lastly - I hereby nominate and appoint my friend Wm^m M. Jones and my son William H. Vaughan the lawful executors of this my last will and testament, hereby revoking and annulling all other or former wills and testaments by me heretofore made. In witness whereof the said Samuel Vaughan hath hereunto set his hand and seal the 11th day of July 1845 -

Signed Sealed and acknowledged to be the last will and testament in the presence of

Archibird Fowler

William G. Bradshaw

Henry M. Daughtry

Samuel Vaughan (Seal)

In file of Wight County Court September 1st 1845 the foregoing last will and testament of Samuel Vaughan died. was proved by the oaths of Archibird Fowler, William G. Bradshaw and Henry M. Daughtry - the witnesses thereto - and ordered to be recorded - and William H. Vaughan qualified as executor.

Test.

A. Copy. Test.

A. P. Young es

A. P. Young ec.

copy

Samuel Vaughan's

Will

A copy

Ex. D. A.

I Samuel Vaughan a Native of the State of Virginia - and an inhabitant of the County of Isle of Wight in said State, being weak in body, but of sound mind and memory, do make and ordain this to be my last will and testament in manner and form as follows - Viz - After the payment of my just debts, I bequeath to my wife Elizabeth Vaughan One third part of all my estate - for and during her natural life or widowhood, And after her death or marriage, I give the same to be divided among the following persons (And in the following portions, to William H. Vaughan One Ninth, to Uriah Vaughan one Ninth, to Lawson Vaughan one Ninth, to Beverly Vaughan one Ninth, to Samuel Vaughan one Ninth, to my daughter Estlin Vaughan one Ninth, to Elizabeth Vaughan one Ninth, and to my two grand daughters - Cherry Jane Darden and Sarinia B. Darden one Ninth, and to my two grand sons - Beverly R. Vaughan and James M. Vaughan one Ninth - to them and their heirs forever. — 2nd I give to my daughter Aleinda Purvis One dollar - to her and her heirs forever —

3rd I give to my grand daughter Jane Vaughan - the daughter of Albert Vaughan the John Carr tract of land - with the appurtenances thereto belonging, also two Negroes - Namely - Nelly and her child named Milly - also all the stock, household and kitchen furniture of every description which I purchased at the sale of Albert Vaughan's property - also One hundred dollars in cash, to her and her heirs forever. — 4th I give to my son Uriah Vaughan the Jonas Brodshew plantation containing one hundred and twenty five acres - more or less, to him and his heirs forever. — 5th I give to my son Lawson Vaughan the

whole of the Amy Carr tract of land - also a part of the home tract - "Called the Buzzard pond" running from the main road - along the old pathway - to Moses Scott tract of land, to him and his heirs forever. —

6th I give to my son Beverly Vaughan the Moses Scott tract of land - also a part of the home tract - to be cut off by running from the old path way at Lawson Vaughan's Corner - along the main road - to the Corner of my fence, thence along the old Darden path so called - to the Darden land, thence along the Darden line to the Moses Scott land as aforesaid - to him and his heirs forever.

7th I give to my son Samuel Vaughan all the residue of my home tract of land with the appurtenances thereto belonging - to him and to his heirs forever.

8th I give to my two grand sons Beverly R. Vaughan and James M. Vaughan the tract of land called the John Roe tract, to be equally divided between them and their heirs forever. —

Qualification of
William H. Vaughan
as Ex. of Sen. Vaughan
and Co

A. copy

Exhibit - B - filed
with Complaints Bill

At a Court held for the County of Isle of Wight the 1st day
of September 1845.

The Last Will and testament of Samuel Vaughan decd:
was proved by the oaths of Ark^r. Fowler, William Bradshaw
(and Henry M. Daughtry the witnesses thereto, And ordered to be
recorded. And on the Motion of William H. Vaughan who
made oath as the Law directs— And with Irwin W. Duck, (and
Thomas Hall his securities who Justified, entered into and
acknowledged a bond in the penalty of \$10,000 Conditioned as
the Law directs— Certificate of probat is granted him On said
will in due form.

A Copy
Teste.

J. C. Latimer D.C.

Executorial Bond of
Ann H. Vaughan as
Exor. of Lemuel Vaughan decd.

A Copy

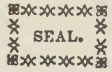
Exhibit C - filed with
Complainant's Bill

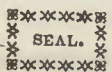
KNOW ALL MEN BY THESE PRESENTS, That we *William H. Vaughan, Irvin W. Duck and Thomas Hall*

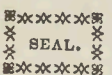
are held and firmly bound unto the COMMONWEALTH OF VIRGINIA, in the just and full sum of *Ten Thousand* dollars, to the payment whereof well and truly to be made to the said COMMONWEALTH OF VIRGINIA, we bind ourselves and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents. Sealed with our seals, and dated this *first* day of *September* one thousand eight hundred and *forty five* - and in the *70th* year of the Commonwealth.

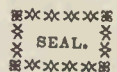
THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the said *William H. Vaughan Exor. of the last will and testament of Lemuel Vaughan* deceased, do make a true and perfect inventory of all and singular the goods, chattels and credits of the said deceased, which have or shall come to the hands, possession or knowledge of *him* the said *William H. Vaughan* - or into the hands or possession of any other person or persons for *him* the said *William H. Vaughan*, and the same so made do exhibit into the *County Court of Isle of Wight* at such time as *he* shall be thereto required by the said Court, and the same goods, chattels and credits, do well and truly administer according to law, and make a just and true account of all *his* actings and doings therein, when thereunto required by the said Court; and further do well and truly pay and deliver all the legacies contained and specified in the said will, as far as the said goods, chattels and credits will extend, according to the value thereof, and as the law shall charge *him*; then this obligation to be void, or else to remain in full force.

Signed, sealed, acknowledged and delivered in the presence of }

William H. Vaughan 

I. W. Duck 

T. Hall 



A copy
Teste.

L. C. Latimer Secy

Samuel Vaughan. Est.

Settlement

A copy

Exhibit - D - Filed
with Complainant's
Bill -

By amount of John Roe's	Bond	22	23
" Do. James Purvis	Do.	24	77
" " George W. Holland	Do.	4	93
" " Jettus Cobb	Do.	3	47
" " Richmond Edwards	Do.	46	30
" " Albert D. Vaughan	Do.	13	25
" " Randolph Fowler	Do.	2	50
" " William Bly	Do.	12	00
" " John Roe	Do.	18	95
" " Lason Holland	Do.	137	15
" " Meredith Holland	Do.	52	24
" " W. Fowler	Do.	18	32
" " Wm. Howell	Do.	31	01
" " Richard Beal	Do.	4	50
" " Thomas West	Do.	5	65
" Cash recd. from John B. Jenkins		500	05
		23	12 91
		1864	05
		<u>\$</u>	<u>448 86</u>
1846			
Oct 10 By Interest on \$448.86. for 4 Mo. 20 d.		10	46
" Balance due the estate with Int. on \$448.86. past due of			
from the 10 th of Oct. 1846. till paid		<u>\$</u>	<u>459 32</u>

Respectfully Submitted
Wm. M. Jones

In Isle of Wight County Court Nov. 2nd 1846. the foregoing account was returned and ordered to lie for ^{exceptions} ~~examination~~. And in the same Court January 4th. 1847. the said account having been filed two terms (and no exceptions taken thereto, the same is confirmed and ordered to be recorded.

Teste

A. P. Young co

A. copy

Teste: J. C. Latimer DC

The Estate of Samuel Vaughan *decd.*
In account with William H. Vaughan *Executor*

1845

Sept.	20	To paid William Bridges for coffin	3	00
Nov.	19	" " I Drown shff. blk. tickets	29	66
"	"	" " Robert E Griffin	3	25
"	"	" " William Bradshaw	5	00
Dec.	29	" " Jason Holland	2	75
1846.				
Jan'y	3	" " W. Gardener	1572	85
Sept.	14	" " Wm. D. M. Clemy	26	72
"	"	" " Wm M. Jones	8	50
"	"	" " The appraisers of 3. Comm ^r of 3.	6	00
"	"	" " Solomon Daughtry	50	07
"	"	" " Dr. F. M. Boykin	27	50
"	"	" " Tho ^s Hale	3	00
"	"	" " Edw ^d Rawls	1	13
Oct.	10	" " Corbit	1	12
"	"	" " Frederick Porter	3	30
"	"	" " John Lawrence	"	82
"	"	" " Clerk's fees (estimated)	3	75
"	"	" " 5 ^{pts} Cent Com ^t . on recto.	115	63
			~~1864~~	05

1846

May	18	By amount of sales	866	05
"		" Cash found in the house	134	90
"		" amount of Alcinda Dardens Bond	9	39
"		" do. William Blanchets - - - do.	41	50
"		" " W. J. Smith - - - do.	50	38
"		" " Alfred Cobb - - - do.	10	25
"		" " Wm. Fowler - - - do.	14	00
"		" " Anthony Holland - - - do.	8	00
"		" " L. P. Nicholson - - - do.	16	00
"		" " Nelson B. Gardner - - - do.	82	62
"		" " Wm H. Vaughan - - - do.	82	77
"		" " Daniel Fowler - - - do.	50	36
"		" " Uriah Vaughan - - - do	45	36

Samuel Vaughan^d Est.

Settlement.

A copy E. M. D.

By Amount of John Roe's bond	22	23
" Dr. James Purvis "	24	77
" " George W. Holland "	4	93
" " Athos Cobb "	3	47
" " Richmond Edwards "	46	30
" " Robert D. Vaughan "	13	25
" " Randolph Fowler "	2	50
" " William Bly "	12	00
" " John Roe "	18	95
" " Isaac Holland "	13	71
" " Minnie Holland "	52	24
" " W. Fowler "	18	32
" " Mrs. Howell "	31	01
" " Richard Beal "	4	50
" " Thomas West "	5	65
" Cash rec'd. from Mrs. B. Jenkins	500	05
	23	12 91
	18	64 05
	\$	448 86

1846.

Octo 10	By Interest on \$448.86. for 4 Mos. 20 d.	10	46
	" Balance due the estate with Int. on \$448.86 paid thru		
	from the 10 th of Octo. 1846. till paid	3	459 32

Respectfully Submitted
Wm. M. Jones

In Isle of Wight County Court Nov. 2^d. 1846. the foregoing account was returned and ordered to lie for ~~examination~~ ^{exception} - and in the same Court January 4th. 1847. the said account having been filed two terms. and no exceptions taken thereto, the same is confirmed and ordered to be recorded -

Teste. N. P. Young es
A copy
Teste. N. P. Young es.

The Estate of Samuel Vaughan decd.
In account with William H. Vaughan Executor.

1845				
Sept	20	To paid William Bridger for Coffin		3 00
Nov.	19	" " J. Driver Shff. Clks. tickets &c.		29 66
"	"	" " Ro. E. Griffin		3 25
"	"	" " Wm. Bradshaw		5 00
Decr.	29	" " Jason Holland		2 75
1856				
Jan'y.	3	" " H. Gardener	1572 85	
Sept	14	" " Wm. D. McCuney	26 72	
"	"	" " Wm. M. Jones	8 50	
"	"	" " The Appraisers \$3. Comm ^r . \$3.	6 00	
"	"	" " Solomon Daughtery	50 00	
"	"	" " Dr. L. M. Boykin	27 50	
"	"	" " Thos. Hall	3 00	
"	"	" " Edw. Rawls	1 13	
Octo.	10	" " Corbett	1 12	
"	"	" " Frederick Portugee	3 30	
"	"	" " John Lawrence	82	
"	"	" " Clks fees (estimated)	3 75	
"	"	" " 5 p ^{ct} . Cent Com ^r . on acct.	115 63	
			<u>\$1864 05</u>	
1846.				
May	18	By Amount of Sales	866 05	
"		" Cash found in the house	138 90	
"		" Amt. of Alcinda Dardens - Bond	9 39	
"		" do William Blanchets "	41 50	
"		" " H. T. Smith "	50 38	
"		" " Alfred Cobb "	10 25	
"		" " Wm. Fowler "	14 00	
"		" " Anthony Holland "	8 00	
"		" " L. P. Nicholson "	16 00	
"		" " Nelson B. Gardener "	82 62	
"		" " Wm. H. Vaughan "	82 77	
"		" " Daniel Fowler "	50 36	
"		" " Uriah Vaughan "	45 36	

Vaughan

v.

Vaughan

Ex:° flew with
W. H. Vaughan's answer

Acc^d April 10th 1847 Three hundred dollars
in part.

Wm M Jones

\$103.00

Wm M Jones

To

paid

Chas Vaughan & Son

Chas

(A)
S. D. Smith
copy

With interest from this day we do promise to pay or cause
to be paid unto William M Jones his heirs or assigns
the just sum of Four Hundred and five dollars and six
cents, for value received; for the payment of which we
and truly do make ourselves bind ourselves, our heirs
executors, and assigns, firmly by these presents: The in-
terest to be paid annually, or the interest to be computed
on the interest, forming a new Capital to be paid: as
witness our hands and seals the 10th day of October
1846.

Witness.

Elizabeth ^{his} Vaughan Seal

✓ Wm. H. Vaughan Seal

✓ Albert D. Vaughan Seal

✓ Uriah Vaughan Seal

✓ Lawson ^{his} Vaughan Seal

✓ George W. Holland Seal

1853 July 1	To amt brought forward	11	88	
1849 Jan: 1	By this sum due her in dession of negroes	"	"	75 00
1853 July 1	" interest 4 yrs to mos			20 25
	interest on 11 88 7/2 for 6 mos	11	88	95 25
			35	
		12	23	95 25
				12 23
	Balance due		8	83 02
	To s ^r . Cont Common deanted			4 15
	To Cash p ^r for keeping aggr - eggs		7	8 87
	Balance due Elizabeth		35	68
			34	3 19

Rec^d. Aug. 16th 1853 from ~~Wm~~ Vaughan Esq of Maine
 Vaughan due Forty three dollars & 19 Cents interest of
 my portion of the estate of S^r Vaughan in right
 of his wife Elizabeth

Witness

Mills. H. Daughtrey

Archibird Fowler

Elizabeth Vaughn ass^t

see p 2.

Settles
 H. H.
 H. H.

Elizabeth Vaughn orphan of Samuel Vaughn decd.

In account with Wm H. Vaughn her Executor

Per

1847 Jan 1	By her portion of her father's est.			49	94 ² / ₉
1846 Feb 4	To p ^r . In: B. Jenkins		4	62 ¹ / ₂	
1847 Apr 20	" Eder. Rauls		1	12 ¹ / ₂	
1847 Dec 31	By interest on \$49. 94 ² / ₉ for 1 yr	\$ 2. 99	5	75	2 76
" "	Balance due the orphan				47 18
1848 Apr 14	" p ^r . J. Pinner		2	25	
" Nov 9	" " J. Pinner		6	12	
1848 Dec 31	By interest on the balance of 1847	2. 83	8	38	5 55
" "	Balance due the orphan				41 63
1849 Apr 20	To paid J. W. Duck		3	94	
" "	" Wm Greffen		1	25	
1849 Dec 31	By interest on the balance of 1848	\$ 2. 47	5	19	42 70
" "	Balance due the orphan				39 41
1850 Feb 1	To p ^r . C. Watton		1	13	
" "	" J. L. Denton			72	
1850 Dec 31	By interest on the balance of 1849	\$ 2. 33	1	95	48
" "	Balance due the orphan				39 41
1851 Apr 24	To p ^r . J. W. Duck		15	53	
" "	" R. B. Edwards		10	50	
" "	" A. W. H. H. H.		6	57	
" Dec 31	" Ellert Vaughn		6	50	
" "	By interest on the balance of 1850	\$ 2. 36	38	10	35 74
" "	Balance due the orphan				3 67
1852 Mar 17	To p ^r . Wm B. B. B.		59		
" May 4	" R. B. Edwards		5	70	
" "	" Wm H. H. H.		4	00	
" Dec 28	" R. B. Edwards		22	11	
" "	By interest on the balance of 1851	22	32	40	26 18
" "	" negro hire for 1852	6. 00			
					22 51
	By negro hire for 1853. due from hire		12	12 ¹ / ₂	
	Comm fee \$1.50		1	50	
			\$ 10	62 ¹ / ₂	10 62 ¹ / ₂
	Balance due the Executor				\$ 11 85 ¹ / ₂
	W. H. H.				

Beverly R. Vaneighen
account receipt

To

W. H. Vaneighen

Exhibit "C"
with Sept-
Am on -

Sept 11, 1891

D^r. Beverly Vaughan orphan of Lem^d Vaughan dec^d
 In account with M^{rs} M. Vaughan Ex^r. Geo^o. Co.

1848 Jan: 1	By this sum in division of negroes			\$138.89
1845 Dec: 31	To p ^r . Comm ^o of the residue	1	50	
1846	" Tax acc ^o :	1	30	
1847	" Dells	1	40	
1848	" Dells	1	67	
"	" p ^r . J. W. Holland school acc ^o	3	37	
1849.	" " Lambert Johnson	4	25	
" Dec. 31	p ^r . In ^r . Yates acc ^o .	7	25	
" "	p ^r . board 25 days board	2	50	
"	p ^r for keeping Ann Eliza 2 yrs	18	00	
" " "	p ^r . Rob ^t & Edwards	10	21	
"	p ^r . J. Penner & Co.	46	22	
"	" interest on \$13.50 for 2 yrs	1	62	
1850		99	29	138.89
Jan: 1	By interest on \$138.89 for 2 yrs	16	67	82.62
				56.27
	To 5 p ^r . Cont Comm ^o on acc ^o			6.95
				\$49.32
	By a leg ^y for killing Crows			36
				\$49.68

Received March 21st 1850 from M^{rs} M. Vaughan
 Ex^r. of Lem^d Vaughan dec^d. the sum of Forty nine
 dollars & 68/100 in full of the balance due me
 out of \$138.89 the difference due me from the
 other legacies in the division of the negroes which
 belonged to the estate of Lem^d Vaughan dec^d.
 Witness

Beverly A. Vaughan

	By amt. brot. forward	\$ 13 09
1840 Jan 1	By this sum due in the division of negroes	50 00
1853 July 1	" interest 4 yrs term	14
	Balance due the orphan	\$ 77 09
	To 50c. Cent common directed	3 85
		\$ 73 24

Recd. Aug. 16th 1853 from Wm H. Vaughan Exr of Lem. Vaughan
 the above amount of \$73.24 Cent infull of my
 portion of my fathers estate including interest to this
 day.

Witness
 Wm H. Jones

Lemuel Vaughan

Lemuel Vaughan's att.

Sealed

per \$2-

F. M. H.
 by
 D. H. Amos

Dr. Samuel Vaughan orphan of Saml. Vaughan decd.

In account with Wm. H. Vaughan Executor

1847 Jan. 1	By his portion of his father's est.			49.94 ³ / ₄
" Dec. 31	To p ^r . Shiff: & Common Ticket	2	82	
" " "	By interest on \$49.94 ³ / ₄ for 1 yr	2	99	17
" " "	" balance due the orphan			50 11
1848 Dec. 31	To p ^r . A. R. Cutler	3	00	
" " "	By interest on the balance of 1847	\$3.00		
" " "	" balance due the orphan			50 11
1849 Oct. 8	To p ^r . Char. Walter	1	25	
" Dec. 31	p ^r . Sheriff's Ticket		91	
" " "	" Dets for 1848		91	
" " "	By interest on the balance of 1848	\$3.00	3 07	7
" " "	~~Balance due the orphan~~			50 04
1850 Dec. 31	To p ^r . Sheriff		72	
" " "	" p ^r . J. W. Deech		3 85	
1850 Dec. 31	By interest on the balance of 1849	\$3.00	4 57	1 57
" " "	" balance due the orphan			48 47
1851 Apr. 24	To p ^r . J. W. Deech		13 13	
" Dec. 31	" Do. G. Edwards		8 56	
" " "	" Wm. R. Breant		6 72	
" " "	" M. M. Corbet		54	
" " "	" Sheriff - 68 - Cash \$10		10 68	
" " "	By interest on the balance of 1850	\$2.90	39 63	36 73
" " "	" balance due the orphan			11 74
1852 May "	To p ^r . Shiff: 70 - Clerk \$1.90		2 67	
" " "	" M. H. Hopkinson \$50 - W. Breant 25		1 75	
1852 Dec. 31	By negro hire \$1. interest on the bal of \$51.70	\$1.70	4 42	2 72
" " "	" balance due the orphan		" "	9 02
1853 July 1	" interest on \$9.02 for 6 mos.		27	
" " "	" negro hire for 1853	5.30		5 57
" " "				14 59
" " "	Common fee \$1.50			1 50
" " "	Balance due the orphan			13 09

W. H. Jones

Ellen D. Varybunt

Recd

\$100.

Oct. 11.

✓

Rec^d October 10th 1846 from Wm^m Vaughan Esq
of Leno^x Vaughan dec^d the sum of one hundred
dollars in full of the legacy given to my daughter
Jane Vaughan by the said Leno^x Vaughan dec^d

Witness
Witness

E. West D. Vaughan

Vaughan's

Mr. E. H. with

Vaughan's for the

Deft. W. H. Vaughan

Answer.

The Heirs of Lord Vaughan
To ref: Bond.
Mem. H. Vaughan Esq.

Know all men by these presents, that we Uriah Vaughn, Elbert
D. Vaughn, Lawson Vaughn
of the county of Islesworth, in the state of Virg^a, am chield
and firmly bound unto Wm H. Vaughn Executor of Serr^l
Vaughn dec^d, in the penal sum of Five hundred dollars
lawful money of Virg^a; for the payment of which, well
and truly to be made, we bind ourselves our heirs, Exors.
Admins &c firmly by these presents: sealed with our seals &
dated the 10th day of October A.D. 1846.

The condition of the above obligation is such that where
as the above bound have this day received from Wm
H. Vaughn Executor of Serr^l Vaughn dec^d the sum of
Eleven dollars & thirty three Cents each, it being
their distributable shares of the balance found to be due
them on a settlement of the estate of the said Serr^l
Vaughn dec^d; Now therefore if the above bound shall
refuse or neglect to pay any debts or demands which
may hereafter appear against the estate of said dec^d
together with the cost attending the recovery of the same,
then the above obligation to be void, otherwise to be and
remain in full force and virtue to the extent of the
sums received as aforesaid: signed sealed and delivered

in the presence of {
Wm. M. Jones }

Elbert Vaughn Seal
Uriah Vaughn Seal
Lawson Vaughn Seal
mark Seal
George H. Hallowell Seal