

1782-008 SOUTHAMPTON COUNTY
CHANCERY PAPERS

EDWARDS' EXTR. VS. FAUICON, EXTR OF EDWARDS 12/1872

To the worshipful justices of Southampton county
sitting in chancery.

A assembly so implaining sheweth unto your worships your orator
Benjamin Blunt of the said Micajah Edwards dec'd That an
open unsettled & running ^{and} formerly subsisted between ^{Micajah} ~~William~~
Edwards in his life time & your orator testator. & one William
Edwards of the county of Surry dec'd an only brother of the said
Micajah - That after the death of the said Micajah & in the
life time of the said William. & during some dearth or scarcity
in Surry county the said William Edwards in a de application
to your orator ^{by} ~~by~~ letter for a quantity of corn to be sent to him
~~and to be paid for~~ but then mentioned no demand as a balance
due him or requested any settlement of the Account, which
your orator refused to send thinking & being advised that
he was not justifiable in the delivery of any specific
Article of the estate without some further proof or some-
thing at ~~that time~~ ~~the said~~ ~~particular~~
as your orator was informed by his Co executor ⁱⁿ ~~the said~~
now dec'd that in a conversation she had had with the said
Will Edwards, that the Account betw him & his brother Micajah
was never intended by him to be demanded but that he had
neglected ^{or forgot} to direct the same to be taken notice of in his will
That the said Will Edwards whose death soon after happened
(without Children) ~~the~~ by ^{his} ~~the~~ said will devised the greatest
part of his real estate to the Children of the said Micajah
his only brother - & his personal estate chiefly to his wife
Martha & left the said Martha his widow & one ~~James~~
Nicholas Paulson his exors. which said Nicholas is now the
acting & surviving exor of the said Will Edwards - & That
during the administration of the said personal estate a
conversation happened betw the said Martha the widow
of the said Paulson Thop

in such Order & Device as your w^{is}dom may
to make for relief of your Orator in the premises
Court will also grant. the Commonwealth vs
Hollo for Confdt?

Subpoena Ser.

400

400

Clwards op
24.
Shawdon op
of Edward
} O
} 2
} 3

Dec: 17 82

by m^{rs} J^{rs}
w^{al}

The answer of Nicholas Taulkron executor of William Edwards
deced to the bill of complaint of Benjamin Blunt executor
of Micajah Edwards decd

This defendant now and at all times hereafter
saving and reserving to himself all advantage of exception to
the manifold imperfections in the said complaint and said
bill of complaint contained For answer thereto or to so much
thereof as this Defendant is advised is material for him to
make answer unto he answereth and saith, That the said
Bill as far as it respects the death of William Edwards decd, ^{his wife}
the appointment of his wife Martha & this defendant executor,
and the death of the said Martha is true; but, that as to
the demand this def^t hath made agst the estate of the said Micajah
Edwards decd the following circumstances are all that he is
pry to, to wit, That soon after the decease of the said ~~William~~
this Defendant on the examination of his Brother found thereon
a long account and to the amount of _____ against the estate
of the said Micajah that he spoke to Mr Edwards the co executor
for information therein who told this Defendant that a few days
before the death of the Testator he told her that he desired no demand
might be made against the estate of the said Micajah for the
reasons that it would distress the estate to discharge it & that
as he intended the greater part of the estate for his brother
Micajah's children it would make no difference if it were now

demanded That the said Martha dying before the matter was
settled and the account remaining open this Defendant thought
himself obliged to commence an action agst the Executors of the
said Elizabeth Edwards for the recovery of the balance appear-
ing on the said Books without that that by
Southey J.

Shown to before me this 12th
Dec. 1782.

W. J. Hunt

Nich^s Tauler

Mr Edwards legatee of the money & personal estate

Shewen to Edwards
Edwards Jr.

Toulon
or
Blunt of Cap
Pawans

On 1st

W. H. H. H. H.

April 7th
imp and

GEORGE the Third, by the Grace of GOD, of GREAT BRITAIN,
FRANCE, and IRELAND, King, Defender of the Faith, &c. To
the Sheriff of *Southampton* County, greeting: We command you
that you take *Benjamin Blunt & Elizabeth Edwards; Executors*
of Michael Edwards deceased.

if *they* be found within your Bailiwick, and *them* safely keep, so that
you have *them* Bodies before the Justices of our said County Court, at
the Courthouse of the said County, on *the 2. Thursday in April*
that to answer *Nicholas Faulcon surviving Executor of William Edwards*
deceased *of a plea of trespass upon the Case of damage* *sixty*
pounds

and have then there this Writ. Witness *Richard Kello*
Clerk of our said Court, at the Courthouse aforesaid, the *11th*
Day of *March* in the *14* Year of our Reign.

San Kello
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