

1804-007

SOUTHAMPTON COUNTY  
CHANCERY PAPERS

STEVENSON <sup>vs</sup> al vs

STEVENSON'S EXECUTOR  
<sup>vs</sup> al 811804

other surnames: Stephenson,  
Holmes

To the court of Southampton, sitting in chancery  
respectfully complaining, shew unto the court  
your orators and oratrices, Charles, ~~Eliz~~ Robert,  
Willis, John Charlotte and Jenny Stevenson.

That Thomas Stevenson their father  
died on or about the day of A.D. 1788,  
after having duly made and published his last  
will and testament in writing, that he left  
four other children besides y<sup>r</sup> complt<sup>s</sup>; to wit  
Edmund, Stevens, Thomas and Elizabeth.  
That in his said will he nominated and appointed  
Edmund and Thomas Stevenson his executors.  
That Thomas is also dead, and that Solomon  
Holmes is his executor. They add that Stevens  
and Elizabeth Stevenson absented themselves  
from this state about the year 1784, and have  
never been heard of since. That y<sup>r</sup> complt<sup>s</sup>  
Charles and the said Thomas and Edmund  
are of the whole blood of the abovesaid absentees  
and that the others of y<sup>r</sup> complt<sup>s</sup> are of the  
half blood only, (being by the same father,  
but by different mothers) y<sup>r</sup> complt<sup>s</sup> also  
state, that the proportion of their fathers  
estate, to which the said Stevens and Elizabeth  
were intitled, and which is now in the  
hands of the executors abovesaid amounts to  
£44.7.10 with interest from -

1/ In tender consideration whereof,  
and for as much as y<sup>r</sup> complt<sup>s</sup> are without  
remedy at law, they solicit the intervention of  
this court. to the end therefore that the said  
Solomon Holmes who now transacts the whole

business as executor and Edmund Stevenson  
may be made dependant to this bill of  
comptt and that they may full and perfect  
answer make to all and singular the allegations  
aforesaid, and that as fully as if the same  
were again repeated and they thereby  
particularly interrogated. They lastly pray  
the said depts make division of the £44.7.10  
the proportion of their fathers estate which  
vested in Stevens and Elizabeth Stevenson  
among the comptts and themselves, and  
that they assign one full share to the your  
orator Charles, & that they pay to each of the  
other comptts half shares only, that the depts  
Edmund retain one whole share, and that  
the depts Solomon in right of Thomas Stevenson  
his exor <sup>also</sup> retain one full portion. or that  
your worships will make any other order or  
decree in the premises for their relief as  
may seem just &c

May it please &c

Rich<sup>d</sup> & Ed. Byrd  
p. 2

Stevenson & Co. Bill  
15  
Stevenson & Co. James

The annex of Edmund Stevenson and Lotborn  
Holmes to the bill of complaint exhibited  
against them in the Worshipful court of  
Southampton county by Charles, Robert,  
Willis, John, Charlotte and Jenny Stevenson.

These depts admit that all the  
statements in the compts said bill are true,  
and they are willing that the court should  
make any order or decree in the case  
which may be consistent with equity & law.  
They lastly pray to be hence dismissed  
with their costs in this behalf expended.

B

11  
11

Stephenson  
W  
Stephenson

Bill

Stephenson &  
W & Bill  
Stephenson & Holmes

June 1804 *Indy Decree*

ordered that Edm<sup>d</sup> Stevenson and Solomon Holmes  
executor of Thomas Stevenson jr. dec<sup>d</sup> pay unto A.B.H.  
<sup>or any two of them</sup>  
The sum of £44.7.10 being the portion of their father's  
estate to which Elizabeth Stevenson and Stevens  
Stevenson were intitled together with the interest  
due thereon - and if the said Edm<sup>d</sup> Stevenson  
~~should intitle~~ to has no estate either of his own  
or of his testator Tho: Stevenson the elder, it is ordered  
that the said Solomon Holmes out of the estate  
of Tho: Stevenson jr. make up the deficiency  
of the said Edm<sup>d</sup> Stevenson <sup>or any</sup> and pay to the commissioners  
the ~~above~~ <sup>above</sup> said sum of £44.7.10 - with the interest, after  
deducting one full share which he ~~intituled~~  
is authorized to retain in right of his testator,  
and one other full share which is to be credited  
to the said Edm<sup>d</sup> Stevenson in his own  
right - And it is further ordered that the said  
commissioners A.B.H. <sup>or any two of them</sup> ~~decide~~ the said balance of  
the said £44.7.10 and interest (except ~~£4.10.4.4.~~ which  
is to be left in the hands of the s<sup>d</sup> Solo: Holmes to  
depay the ~~expense~~ <sup>cost</sup> of the said) among the compters  
in manner following, that is to say one full  
share to Charles Stevenson and half shares to  
each of the other compters ~~jr jr~~

John Wigham  
Solomon Turner  
Simon Boykin

Exampson June court 1804

Charles Robert Willis, John, Charlotte and Jenny Stephens Compt

Agd  
Edmund Stephenson & Solomon Holmes

Left

This cause was docted by Consent- Heard On the bill of  
answer On Consideration whereof it is decreed & ordered that Edmund  
Stephenson and Solomon Holmes ex<sup>rs</sup> Thomas Stephenson sh<sup>all</sup>  
pay into the hands of In<sup>rs</sup> Urquhart Solomon Turner and  
Simon Baykin or any two of them the sum of forty four  
pounds seven shillings and ten pence being the portion  
of their fathers estate to which Eley Stephenson & Stephen  
Stephenson were entitled together with the said  
Thomas And if the said Edmund Stephenson has no  
estate either of his own or of his testator Thomas the elder  
it is ordered that the said Solomon Holmes out of the  
estate of Thomas Stephenson Jun<sup>r</sup> make up the deficiency  
of the said Edmund so as to pay to the Comd<sup>r</sup> aforesaid  
the above sum of £44<sup>7</sup>/<sub>10</sub> with Intt ~~respectively~~  
~~and as to the said three shares which were left by the~~  
~~testator Charles Stephenson which share he was~~  
~~entitled to~~ and except one full share  
which he is authorized to retain in right of his testator  
and one other full share which is to be credited to the  
P<sup>r</sup> Edmund Stephenson in his own right. And it is  
further ordered, that the P<sup>r</sup> Comissioners or any two  
of them divide the balance of P<sup>r</sup> £44<sup>7</sup>/<sub>10</sub> & sh<sup>all</sup> except  
£4<sup>4</sup>/<sub>10</sub> which is to be left in the hands of P<sup>r</sup> Solomon to  
defray the Costs of this Suit, Among the Comptts in the

following manner. to wit One full share to Charles  
Stephenson one half share to each of the other Complain  
ants and make rept in order to a final decree

Lamello &

I have received of Mr. John Holmes ten  
dollars as a fee for obtaining the  
within decree.

Richd. W. Byrd  
Aug. 21st 1849

Stephenson  
v  
Stephenson } Inty  
Decree

Henson

VS

Henson

Rept in Chy

Rept Re P and

Legal

In obedience to the annexed order  
 have examined into the situation  
 of Edmund Stephenson and am satisfied  
 that he has no estate either of his own  
 or of his Testator, and therefore we have  
 demanded of Solomon Holmes as executor  
 of Thomas Stephenson p. the sum of £44.7.10  
 with interest from the 1<sup>st</sup> of December  
 1789, which makes the sum of ~~£88.1.1~~  
~~£47.4.7~~ and have applied the  
 same as follows -

To p<sup>d</sup> Mr Sol<sup>r</sup> Holmes for costs - - - £4.4.  
 To p<sup>d</sup> him for cash p<sup>d</sup> by him to Mo:  
 Holmes for costs of a suit in the Dist. Co: 1.13.  
 To p<sup>d</sup> Mr Hugharts as per his bonded debt  
 by the consent of the parties - - - 4. .3

To p<sup>d</sup> Mr Holmes in right of his. 12. 3. 4

To p<sup>d</sup> Mr Holmes for  
 To cash allowed to  
 a credit to Edmund  
 To p<sup>d</sup> Robert Stephenson 6. 1. 8  
 To p<sup>d</sup> Willis Stephenson 6. 1. 8  
 To p<sup>d</sup> John Stephenson - - - 6. 1. 8  
 To p<sup>d</sup> Charlotte Stephenson 6. 1. 8  
 To p<sup>d</sup> James Stephenson - - - 6. 1. 8  
 £77.4.7

August 31<sup>st</sup> 1804

J. P. Boykin  
 J<sup>r</sup> Hugharts