

1816-125

SOUTHAMPTON COUNTY
CHANCERY PAPERS

PARISH & al

VS

GOODWYN'S ADMR & al

3/1816

other surnames: Briggs,
Kello, Blunt

To the worshipping Court of Southampton
sitting in chancery humbly complaining
sheweth unto your worships your com-
-plainants Nancy Parish widow of
William Parish dec^d. Tho^s. C. Parish & Nancy
Parish (the younger) infant heirs of
William Parish by their next friend
Sam^l. Kello. -

That about the year
1800 W^m. Parish departed this life
after making & publishing his last
Will & Testament, wherein he made
& appointed Robert Goodwyn & Charles
Beiggs jr. his Executors, both of whom
qualified, and took upon themselves
the burden of administering the Estate.
That soon after the death of the said
W^m. Robert Goodwyn who alone acted
as Executor sold off so much of the
Estate (personal) as was deemed sufficient
for the payment of debts according to
the provisions of the said Will. That
at sundry times so late as twelve
months after the sale the said Ex^r.
Robert Goodwyn assured your petitioners
the widow, he had in his hands more
than enough to satisfy all the debts
due from the Estate of the said W^m.
out of the money raised by the sales
already made; and that there would
be no necessity for any further sale

for that purpose. Yet notwithstanding
these several declarations, the said
Robert did so neglect to pay the debts
due from the Estate, that the other
remaining property was subjected to
seignior & sale to satisfy those very
debts which he himself had declared
should be paid out of the amount of
the first sales of property. -- That the
said Mr. Parish was very little in debt
and in his Will had made provision
for payment by directing specially so
much property to be sold for that
purpose, and which said property was
by the said Rob. Goodwyn sold and
declared to be amply sufficient, after
having had time to ascertain how
much was due from the Estate.

Nevertheless such was his negligence
and Delay, in making payment
that two valuable Slaves to wit
Simon a fellow, and Lucy a Girl
were taken under two several Executions
and sold to satisfy them, tho' the
amount of either was inconsiderable,
and a suffering them in the hands of
the Exr. Rob. Goodwyn. -- Further

the said Executors did not in their life
time, nor any person since for them
ever make any return of an Inventory,
Account of Sales, or Account Current, of
the said Mr. Parish's Estate; whereby your
complainants can ascertain to what
amount they are injured; they are how-
ever able to prove the property first
was considerable. And that the two
Slaves sold for about \$500 - being
perhaps four times the amount of the
Executions under which they were taken
and sold. -- And yet no part of the
money has been paid to your complain-
ants, or to any other person for them.

In tender consideration whereof
and in as much as your complainants
are compelled in a Court of Law,
they pray the interference of this Court.
To the end therefore, they pray that
Samuel Blunt admr. Robert Goodwyn
& Mr. Briggs Exr. Charles Briggs Jr. &c.
may be made Defendants to this bill
be compelled to answer & come And
that Saml. Blunt admr. of Rob. Goodwyn
who was the only acting Executor of
the said Mr. Parish be directed to make
up an Account Current of the Estate of

the said Mr. Parish and return the same
to his Court; that he account for &
pay to your complainants the full
amount of what is so justly due to
them, out of the Estate of the said
Robt. Goodwyn for and on acc^t of his
misapplication of the Estate of Mr
Parish, confided to his care & manage-
ment specially for the payment of
the said Mr. Parish's Debts, and by
him converted to his own use: and
for other and general relief: and
as in Duty bound shall see.

The Jan^y Court 1815 leave was given by the Court
to amend this Bill by making Robt. Goodwyn
Simmons now guardian to Thos. Parish & Nancy
Parish a complainant in the place of Saml. Kello
who was the former complainant as next friend
to the 2^d S^rs of Mr. Parish de^d. Robt. G. Simmons also qualified as Admin^r to Ann Parish de^d. and is made a party complainant
to this bill in the place of the 2^d Nancy Parish de^d.

Mr. Parish
Oct 1811
Mr. Parish's Bill
Oct 1811 Bill
Kello's Bill to answer
Oct. 1811
Nov. 1811
Oct 1812
Oct 1811
Mr. Simmons
July 1814
Oct 1811
to the two Parishes

I do hereby acknowledge notice of the amendment to this
Bill in making Robert G. Simmons a party thereto as
Guardian to Thos. Parish & Nancy Parish orphans of Mr
Parish de^d. in place of Saml. Kello now de^d. formerly their
next friend - 17 March 1815 - Saml. Kello

The answer of Wm Briggs Executor of
Charles Briggs who was Exr. of William
Parish decd. to a Bill in Chancery exhibited
against him and others by Nancy Parish
widow of the s^d W. Parish and Tho^s.
C. Parish & Nancy Parish the gaugers
him to the s^d W. Parish by Sam. Kell
their next friend in the County
Court of Southampton, for answer
thereto says that true it is, he is
Exr. to the said Charles Briggs decd.
but that he is informed, and
verily believes, that his testator Chs.
Briggs never took upon himself
(tho' qualified to do so) any part
of the business or transaction
or concerning the Estate of the s^d.
Wm Parish — and further believes
that Robert Goodwyn the other
Exr. of William Parish, did do &
execute all matters which were
done for and on account of thos^d

Estate so that the said Charles
his respondents testator know
little or nothing ^{about} the Estate of
the s^d. Wm Parish never having
interfered with the management
thereof - and he prays that he
may be hence Dismissed &c

Sampton J^c This day appeared before
me Joseph Vick a Justice of the peace
for the aforesaid County of Southampton
Wm Briggs and made oath to the
truth of the foregoing answer
Given under my hand this 31 day
of Janry 1812 .. J. Vick J^c

Wm Parish

Charles Ensign

Answer of

Wm Briggs

Feb'y 1812

Godwyns adms
adms }
Parishes } answers

To the worshipful Court of Louthampton in Chancery sitting
The Answer of Samuel Blunt administrator of Robert Goodings
dead to the Bill of Complaint exhibited against him and
William Briggs Executor of Charles Briggs dead who was
executor of William Parich by Nancy Parich widow
of William Parich dead and Nancy Parich and Thomas
of Parich infant heirs of the said William Parich
by their next friends Samuel Wells—

This Respondent saving and reserving to himself now
and at all times hereafter the right of excepting to
any errors mistakements or imperfections in the
Complainants bill contained; for answer thereto
or to concur thereto as he is advised is material
and necessary for him to make answer unto, answering
saith that he knows nothing of the allegations
contained in the Complainants bill, and
therefore cannot say whether they be true or false;
but from the papers left by your respondents
intestate relative to the estate of William
Parich dead your respondent hath attempted
to make up an account, which is respectfully

Submitted to your worships as a part of this
answer: one item of which amount to wit. \$87.73
paid to Charles Panch is as your reverend believes
sliding money and should be extended in currency
from this account which is submitted to you
now ~~but~~ it appears that the estate of the said
William Panch is indebted to the estate of Robt
Goodwyn for a considerable sum. your reverend
will further remark that William Panch
became security to a certain Thos E Scott in a
bond executed to Robt Goodwyn, and that the said
Thos E Scott is since dead and his estate not
sufficient to pay even his present auditors
your Reverend will be led further to state
that from the loose manner in which his intestate
was in the habit of transacting his business
generally, and from the situation in which the
papers relating to the estate of William Panch
and were found it is impossible that he can
render a more correct account than the one
now submitted. Believing however as your reverend
does that his intestate was a man of probity

and knowing that he was a man possessed of a very
considerable ^{estate}, and having often heard that William
Panch ~~possessed~~ possessed of but a little property, and
that he left a ~~widow~~ ^{widow} with two children
to be supported out of that little, he cannot indulge
an opinion that his intestate did indebted to the
estate of William Panch in the amount contended
for by the complainants. your Reverend denying
all fraud combination & prays to be hence dismissed
with his costs in this behalf sustained and he will

Lenthampton County Ct
Samuel Blunt this day personally appeared before
me a Justice of the peace for the said County
and made oath to the truth of the foregoing answer as
far as it depends upon his own knowledge and as
far as it depends upon the knowledge of others he
believes it to be true - Given under Henry D Long Jr
my hand this 5th day October 1811

Pursh, ad }
" }
Blunt ad } Spec of
 } Review

To November 1875

The Commonwealth of Virginia to the Sheriff of
Southampton County Greeting; you are hereby com-
manded that for certain causes moved before our justices
of our county court of Southampton in chancery that
you make known to Samuel P. Hunt adm^r of Robert
Goodwyns ac^t. that all other matters ~~proceeding~~ set aside
we firmly injoin, that he in his proper person be
before the Justices of our county court of Southampton
at the courthouse on the third monday in November
next to show good and sufficient cause why a certain
bill in chancery exhibited against him by Ann Parish
of Thomas C. Parish & Nancy Parish by their next friend
Samuel Kello, and the proceedings thereupon in our
said court heretofore should not be reversed in the
name of Robert S. Simmons adm^r of Ann Parish of
Guardian to Thomas C. & Nancy Parish, and further
to do and receive what our said court shall in that
part consider. And this hee shall in no wise
omit under the penalty of \$100 And have then
thus writ. Witness James Rockells C. of our said
court at his office the 10th day of Oct. 1815 & 20th year
of the Comm^{on}

J. Rockells

Acct. of Wm
Parish's Estate
and M. Com.
Report

July 1813

March 19th 1816

Judge for Plt.

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The within statement is believed by the Master Commissioner to whom
this case was referred by the Court for adjustment, to be as perfectly
correct as it possibly can be made; having used more than
ordinary pains, and taken nearly two years to obtain all the
information and testimony connected with the case which
could be had. - It is therefore very respectfully submitted to
the Court.

J. F. U. B.

Moore. Sur for his employment

four days 3 hours each at

$3\frac{1}{4}$ p. hour is £2.5.0

The Estate of Wm Parish du. in acct. Current with Rob. Geo

1801 To P. W. Miquelot Son then act. bal.	24	8	7 1/2
To John M. Worthys act.	12	-	-
Apr. 20 To J. W. Warrgraves act.	2	8	-
To Rob. Maly for Jones - 1798	1	19	4 1/2
Nov. 8 To Nathl Morris p. Dav. Fisher	2	15	11
1803 Apr. 23 To P. Ch. Parrish. Lond. Sent	27	7	3
1804 Jan. 24 To P. I. Brown Grignon's Exor.	13	5	1/2
1805 Feb. 19 To John Davis	1	4	-
Mar. 19 To Jordan Denson	16	18	-
To Henry Briggs	6	-	-
To James Cruik	1	3	3
To paid Tho. D. Price	16	-	-
July 10 To Thomas Morris	3	8	1
Feb. 26 To P. Ditto	2	3	6
Mar. 1 To P. Henry Briggs	16	-	-
Aug. 5 To P. Tho. D. Price	3	4	6
To Sam. Killo \$2:70	-	16	2
To Ditto 52	-	3	1 1/2
			<u>£118 16 10</u>

M^{rs} Nancy Parish to. & at Wm Parish
 sale to the amt. of £21:6:8
 Interest on that sum 10 years 12:8:4 33 15 0
 Commission on £199:1:9 being the
 amo. of sale & negro hire at 4% 11 18 10
 £152 11 10
 £164 10 8
 Bal. Due to the Estate Dec. 1812 92 14 1/2
£257 4 9

By amo. of Sales of

By hire of Negro Simon	6	1	6
By interest on the hire of Simon 12 years	4	6	6
By Cash in part of Sale of Simon	38	10	2
Interest on this sum from 14th month 1805 till Dec. 1812	18	4	4
By Sam. Calverts Bond for the balance of the Sale of Simon	38	10	2
By Interest on this Bond from 1st Jan. 1805 till Dec. 1812	1	2	2
By balance due the Estate on Sale of Lucy after payment of 3 Exors	13	12	11
By Interest on this sum from Dec. 1804 till Dec. 1812: 8 years	6	10	1
			<u>257 4 9</u>

By balance due the Estate of
 Wm Parish ninety two pounds
 fourteen Shillings & one penny 92:14:1

Robt. M. C.