

1819-007

SOUTHAMPTON COUNTY
CHANCERY PAPERS

IRWIN

VS. IRWIN'S EXECUTOR

11/1819

other surnames: Blunt

Irwin

101

Irwin's Exor

Bill of Answer
Prepared

July 1818 full

dece

1819 Aug: order for account

To the worshipful Court of Southamp-ton in Chancery sittings -
Humbly complaining & sheweth unto your worships your
orator George Irwin. That a certain James Irwin
late of this County departed this life sometime in the year
eighteen hundred and nine having first made and
published his last will and testament, wherein he appointed
a certain Samuel Blunt executor, a copy of which will
is hereto annexed as a part of this bill. That by said will
he bequeathed all his property (save and except as therein
excepted) to his father Arthur Irwin, late of the Isles
in the County of Meath in that Part of the United Kingdom
of Great Britain and Ireland called Ireland. That the
said Arthur Irwin hath since departed this life
leaving a last will and testament wherein your
complainant is appointed executor. That the said
James Irwin died possessed of an estate much more
than sufficient for the payment of his debts, which hath
come to the hands of his executor the said Samuel
Blunt. That he is entitled to recovery of the said
Samuel Blunt executor as aforesaid whatever property
thereof may be in his hands which was devised
or bequeathed to the said Arthur Irwin: nevertheless
the said Samuel Blunt executor as aforesaid
still retains the whole of the estate wherof the said
James Irwin died possessed in his hands, withholding

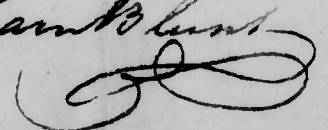
the same from your complainant though he
is partly entitled to the same, which is unjust
and tends to the injury of your complainants
Intender consideration whereof and in as much as
your complainant is without remedy save in this
Court he prays that the said Samuel Robert Esq
of the said James Irwin and may be made a defendant
and be compelled to answer all and singular
the allegations herein contained fully and unreservedly
he further prays that he may be compelled to render
a just and perfect account of his transactions on
the estate of the said James Irwin and that he
show the just balance of said estate which may
be now in his hands, and that he be compelled to pay
over the same to your complainants your
complainant finally prays that your worships
would grant any other or further relief in the
premises which may be consistent with justice and
Equity, and as in duty bound he will ever pray

He -

Geo. Irwin
By
Jas Donnelly
his Attorney in fact.

To the worshipful Court of Southampton in Chancery
sitting. The Answer of Samuel Robert executor of
James Irwin and to the bill of complaint exhibited
against him by George Irwin exor of Arthur Irwin
and.

This respondent now and at all times
serving and reserving to ~~himself~~ himself every benefit
of exception to any error or imperfections in the complainants
bill contained, for answer to so much thereof as he is
advised is necessary for him to answer, answering saith
That it is true that he is executor of James Irwin and
that he cannot deny the material allegations in the
complainants bill, except that he has been at all times
and still is willing and anxious that his executorial
transactions when his testators estate should be investigated
and finally settled. That he is prepared to show
what estate came to his hands and how the same
hath been administered, and is perfectly willing
to abide by such decree as this Court may finally
pronounce in the premises, and having answered
this respondent prays to be heard dismissed &c.

Samuel Robert


Commissioners Report
& Account of
James Irwin's dec'd
Estate

Nov^r 15th 1875 -

1

3

The Estate of James Irwin decd.

In account with Samuel Blunt Esq D^r & Cr

1809

June	20	By Cash found in the house		81 84
	22	" 2 Walnut Tables sold		16 "
	23	" 1 Lancet b ^y 1 ditto b ^y		2 "
	24	" sundry Medicines sold to Doct ^r Downman		69 12
July	3	" $\frac{3}{4}$ yd ^s brown linen at 3/2 oz. Perzorio		" 87
	10	" Lantling timber \$4. 1 bunch feathers 1/6 3 days work Day		8 75
		" 1 Truselet 10/ 1 bottle lotion b ^y		" "
	16	" 1 negro man Slave Davy, sold		500 "
	"	" sundry surgical instrument sold	\$12.50	
	"	" sold James Tregant	74 "	
	"	" 1 bottle Andrews lotion	1 "	87 50
Aug ^t	8	" Amount of Sales on this day, due June 8 th 1810		743 43
	12	" 1 negro Man Slave Harry sold		373 50
	"	" 1 bottle of Ink		" 25
	21	" Cash rec ^d of William Loftin acct.		10 33
	"	" " Mary Evans note		17 49
	"	" " George Dillard acct.		" 75
	"	" " James Sebell		5 58
	"	" " 1 bottle Andrews lotion		1 "
	"	" " for 65 ^{lb} Bacon at 8 Cents p ^{lb}		5 20
	"	" " Richmond Dillard acct.		25 25
	"	" " Robert Nicholson		" 50
	"	" " Littleberry Baines		" 92
Oct	16	" " " Reuben Whitfield		1 "
	"	" " " Nicholas Everett		29 42
	"	" " " John Urquhart		1 38
	"	" Sundry Medicines sold Doct ^r Thos L. Price		64 57
	"	" ditto sold Doct ^r Lawson		58 46
	"	" balance due on my own acct.		7 46
Nov ^r	18	" Henry Parker for one half of the horse called Newt-lips Value £110.		183 33
	20	" Cash received of William Biggs acct.		" 50
Dec ^r	18	" Thomas Vaughan note		8 32
	"	" " Thomas Butts acct.		7 "
	19	" " Jno Nicholson's		2 42
	"	" " County allowance		3 34
	29	" " Thomas Fitzhugh Jun ^r acct.		10 50
1810 Feb ^y	11	" " Nathl Boush		2 97
	19	" " Robert Williams		4 83
	"	" " John Whiteheads note		11 20
	"	" " Abel Greasy		9 20
	"	" " ditto Open Accounts		1 "

1850		By Amount brought forward		2357 08
March	19	By Cash received of William Taylor Voted Act.		8 13
	"	" " John Crichlow in part of his acct.		7 00
	21	" " " Thomas E. Coats		1 "
Apr.	7	" " " Richard Edmunds		6 75
	16	" " " Robt Downman		5 50
	"	" " " John Richardson		15 08
	25	" " " on Exon. in part vs Edwin Reese		5 60
May	4	" " " 1 Peter Lyrence sold		2 75
	5	" " " Thomas Fitzhugh ands Account		88 83
	14	" " " Mary Leonard		1 10
	16	" " " Jolly Gerati's		10 "
	"	" " " John Applewhites		4 64
June	18	" " " John Wilkinsons		7 42
	"	" " " John Pond Junt's		6 67
			Dollars	3082 08
1859	July	To paid Joseph Ginter & Receipt	15 "	
	Aug.	" " John Argutwast	373 50	
	Sept	" " John Deneque	6 04	
	"	" " Richmond Dillard	2 "	
	Oct.	16 " " William Margett	15 08	
	25	" " " Henry Parker	5 75	
Nov 5	13	" " " Belkield Stark	425 83	
	"	" " " Edmunds & Marion	3 50	
	"	" " " James Lancer	2 "	
	"	" " " Isaac Powell	1 "	
	22	" " " Griffin Smith	8 "	
	"	" " " Henry Parker	52 35	
Dec 5	18	" " " Benja Bille	12 31	
	19	" " " John Nicholson	9 55	
1850	March	24 " " John Smith	140 "	
	Apr.	16 " " Nath. Sebrall	5 "	
	19	" " " Mary Leonard	19 54	
May	14	" " " Carr Darden	7 11	
	21	" " " Benja Griffin acct.	30	
	"	" " " Elias Hobbs	6 96	
	"	" " " Sam Bleunt Guard to Benja W. Bleunt	48 61	
June	17	" " " John Smith & Receipt	211 44	
	18	" " " Augustine Claibourn	117 09	
	"	" " " Henry M. Gray	2 75	
	"	" " " William Wrenn	58 "	
	19	" " " Rich W. Byrd	25	
			Dollars	1560 71
1850	July	7 By cash received of Sam Calvert Account	" "	35 08
	"	" " " of Edwin Reese balance of Exon.	" "	56 37
		Amount carried forward	Dollars	91 45

1850		By Amount brought forward		91 45
July	7	By Cash received for 191 feet sawed lathes	" "	1 43
	16	" " " Thomas Potts acct.	" "	6 33
	20	" " " Peter Obrian acct.	" "	2 75
Aug.	4	" " " William Ketchen	" "	1 "
	20	" " " William Potts for J. Loftens acct.	" "	5 "
	23	" " " Thomas Ridley Junt's	" "	15 98
Sept	17	" " " a balance of Fred Parkers	" "	16 33
	"	" " " Althriston Harvey's	" "	12 50
	"	" " " Josiah Munday's	" "	3 75
Oct.	13	" " " William Clements	" "	11 42
Nov.	23	" " " James Trezvant	" "	30 16
1851	Jan.	8 " " " Edwin Reese	" "	9 67
	21	" " " Randolph Newsum	" "	5 23
March	18	" " " Drewry Williams	" "	7 67
	19	" " " Col. Tho. Ridley	" "	24 50
	"	" " " Thomas Ridley Junt's in full	" "	44 38
Apr	4	" " " Robert Miller for Note & Int.	" "	3 92
	"	" " " ditto Account	" "	1 "
	15	" " " Drewry Williams	" "	4 42
June	17	" " " Sam Brown	" "	14 08
	"	" " " James Blow	" "	13 "
			Dollars	325 89
1850	July	7 To paid Collin Ketchen & Co. & Receipt	20 78	
	"	" " " Samuel Calvert	32 79	
	11	" " " James Trezvant	18 "	
	16	" " " Carr Darden	" 90	
Aug.	13	" " " Braxton Robertson	" 50	
	14	" " " Person Turner	9 58	
	"	" " " Expenses at Greenville Court	1 06	
Sept	15	" " " Henderson Martin	11 06	
	17	" " " Samuel Barham	19 "	
	"	" " " Benja Griffin	3 50	
Oct 5	15	" " " William Wrenn	3 29	
	"	" " " James Clayton	8 "	
Nov.	2	" " " William Moore	81 75	
	23	" " " James Trezvant	4 "	
1851	June	17 " " " James Jackson	6 19	
	"	" " " Willie Francis	" 50	
			Dollars	220 90
1851	July	30 By Cash rec'd of Smith & Claibourn acct.	" "	10 "
	Aug.	19 " " " Orie B. Pierce	" "	2 50
Sept	16	" " " Henry Thomas note of Interest	" "	13 04
	"	" " " balance on John Thomas' lost Note	" "	1 67
	"	" " " William Wrights Account	" "	8 "
1852	Jan.	24 " " " John Fitzhugh	" "	11 92
		Amount carried forward	Dollars	47 13

1812	By Amount brought forward	"	47 13
February	By Cash rec ^d of John Cradock his account	"	1 92
June 16	" " in part of Thomas Standley's last note	"	83 28
	" Sales of lots No. 18 & 19 in the town of Belvidere Nov. 5 1811	"	436 68
1811	Sept. 7 To paid Samuel Calvert & Receipt	dollars	569 01
	" " Edmunds Mason	1 15	
Oct. 21	" " Ephraim Gee	1 21	
	" " Alexander McNeil	" 50	
30	" " Joshua Fort ditto	18 36	
November 19	" " ditto	39 76	
1812	February 9 " " Clarissa H. Hitchcock	3 92	
June 15	" " John M. Jeffries	8 92	
		9 87	
1812	Aug. 17 By Cash rec ^d of Ben ^e Peck Acct.	dollars	84 09
September 11	" " " Kinchen folks	" "	1 "
	" " " Mr. Fitzhugh	" "	1 50
	" " " Ann Harris	" "	6 25
	" " " Nathan Jones	" "	9 50
	" " " Howell Cobb's Note & Interest	" "	6 "
1813	January 7 " " " Ben ^e Cobb's Account	" "	18 04
	" " " Owen Myrick	" "	24 76
	" " " Rich ^d Mabry's	" "	3 42
February 8	" " " John Wills	" "	50
		" "	3 16
1812	August 17 To paid Thomas Applewhite & Receipt	dollars	74 13
Sept. 22	" " " J. M. of Southampton	2 17	
	" " " Ben ^e Harrison	6 51	
1813	January 18 " " " David Newsum	" 30	
Feb. 8	" " " Alexander Madell	43 84	
	" " " Furrow Turner	3 12	
	" " " David Windreem	8 42	
		100 "	
		dollars	164 36
1813	September 20 By rec ^d of Geo. Guley exor. of Josiah Vick in full of his acknowledged account	" "	17 78
1814	Feb. 21 " " Doct ^r William Jones for surgeons instruments due this day	" "	41 25
Apr. 2	" " Nath ^l Foster for Thomas Westrooks Account	" "	4 67
June 20	" " Thomas Fitzhugh his last Note & Interest	" "	10 20
	" " Cash rec ^d of Noel Waddell	" "	4 "
		dollars	77 90
1814	March 22 To paid Augustine Claiborne & Receipt	1 92	
May 5	" " Molly McNeil	129 25	
		dollars	131 17

1814	Jan. 18 By rec ^d of Lewis Fort in full of his bond which was given to settle Thomas Warts Account Principal & Int. L. 27.0.7 ¹ / ₂	"	
	deduct amount of Lewis Fort's judgment H. 4.0.	"	52 77
Oct. 29	" Cash rec ^d of Henry Briggs for his last Note & Interest	"	44 01
	" " " ditto " his Account	"	13 42
	" " " ditto for Miss Elys	"	2 50
		dollars	112 70
1814	Oct. 25 To paid the clerk of General Court tickets	1 26	
1815	February 21 " " Branton Robertson & Receipt	19 72	
		dollars	20 98
1815	September 19 By Cash received of R. E. Williams his Acct L. 4. 11. 67	"	
	" " " ditto in part of his last Note 20. 10. 5	"	85 15
1816	April 29 " Robert Rochelle in full of Ben ^e Lewis last Note & Int.	"	54 52
	" " " Gebulon Lewis. Am ^t of his open Account	"	49 25
		dollars	188 92
1815	Oct. 23 To paid John Rives & Receipt	2 46	
1816	September 16 By Cash received of Rich ^d Williams bal. of his last Note	"	13 40
	" " " George Guley in full of Principal & Int. of his last Note	"	25 08
	" " " Daniel Butts ditto	"	14 37
	" " " Edwin Turners last Note & Interest ditto	"	26 06
	" " " Cost received in the 3 above last	"	35 94
Oct. 21	" " " Charles B. Nicholson last note	"	61 "
	" " " Lewis Rochelle Account	"	11 75
	" " " Arthur A. Cam for Mrs. Abraham Williams Acct.	"	54 28
1817	June 16 " " John Urquhart exor. of J. Clements in full of his Acct.	"	123 39
	19 " " " Alfred Butts in full of his Acct.	"	16 83
Oct. 25	" " " John T. Blow ditto	"	31 83
19	" " " of Henry Coker surviving obligor of Rich ^d Butts dec ^d in full of a judgment & statement	"	128 94
		dollars	542 28
1816	July 5 To paid John Rives & Receipt	1 53	
Sept 16	" " " Henry Briggs	25 03	
	" " " ditto	7 91	
	" " " Edmunds Mason	8 40	
Nov. 18	" " " Augustine Claiborne Att.	932 93	
1817	March 20 " " " ditto	174 "	
	21 " " " James Freyvant	58 "	
June 17	" " " Augustine Claiborne	10	
19	" " " ditto	128 94	
		dollars	1346 74
1818	June 16 By Edwin Turner in full of his Acct.	"	1 50
1817	Aug. 18 To paid Augustine Claiborne Att. & Receipt	102 72	
1818	March 16 " " " Rich ^d P. Clements	3 56	
	" " " Clerk Jamison	4 90	
	Amount Carried forward	dollars	111 18

1818		To Amount brought forward			111	18		
March 31		" Paid Augustus Claiborne Atto. & Receipt	35	"				
June 16		" " ditto in full of David Windham's decree	41	25	487	43		
July 14		" " James Donnelly & Receipt	900	"				
20		" " James Rochelle		7	58			
"		" " Richd Clements		3	99			
Sept 31		" " Master Commissioners for 38 Hours at 75 cts	28	50				
1819		By Cash of J. C. & Co. \$28.58	49	95	990	02		
1810		By Amount of Receipts this year & Acct.			3082	03		
		To Commissions on \$2774.57 the amt of sales at 5 cts	138	45				
		" ditto on 387.57 Accts on Accounts at 10 cts	38	75				
		To Amount disbursed this year & Account	1560	71	1757	91		
June 30		By Balance due the estate this day			1324	17		
1811		By Amount of Receipts this year & Account			325	97		
		To Commissions on \$325.97 at 10 cts	32	59				
		" Amount disbursed & Account	220	90	253	49		
June 30		By Amount due the Estate this day			1396	65		
		" Interest on \$1396.65 from 30 June 1810 to 30 June 1811					79	45
1812		By Amount of Receipts & Account			569	05		
		To Commissions on \$569.05 at 10 cts	56	90				
		" Amount disbursed & Account	84	09	140	99		
July 31		By Balance due the Estate			1824	67		
		" Interest on \$1824.67 from 30 June 1811 to 30 June 1812					83	79
1813		By Amount of Receipts & Account			74	13		
		To Commissions on \$74.13 at 10 cts	7	41				
		" Amount disbursed & Account	164	36	171	77		
June 30		By balance due the Estate			1727	03		
		" Int. on \$1727.03 from 30 June 1812 to 30 June 1813					103	62
1814		By Amount of Receipts & Account			77	90		
		To Commissions on \$77.90 at 10 cts	7	79				
		" Amount Disbursed & Account	131	17	138	96		
June 30		By Amount due the Estate this day			1665	97		
		" Interest on \$1665.97 from 30 June 1813 to 30 June 1814					99	95
1815		By Amount of Receipts & Account			112	70		
		To Commissions on Receipts	11	27				
		" Amount disbursed & Account	20	98	32	25		
June 30		By balance due the Estate			1746	42		
		" Int. on \$1746.42 from 30 June 1814 to 30 June 1815					99	95
1816		By Amount of Receipts & Account			188	95		
		To Commissions on Receipts & Acct.	18	89				
		" Amount disbursed & Account	2	46	21	35		
June 30		By balance due the Estate			1913	99		
		" Interest on \$1913.99 from 30 June 1815 to 30 June 1816					104	78
1817		By Amount of Receipts & Account			542	28		
		To Commissions on \$542.28	54	22				
		To Amount disbursed & Account	1346	74	1400	96		
					858	68		
					1055	31	571	54

1817	By Amount brought forward			1055	31	571	54
	" Int. on \$1055.31 from 30 June 1816 to 30 June 1817			"	"	63	31
1818	By Amount of Receipts & Account		1	50			
	To Commissions on \$1.50						
	" Amount disbursed & Account	187	43	187	58	186	08
	" Amount disbursed since the 30 June to					869	23
	to the 12th of August 1819 Acct.			990	02		
1819	By Amt of Receipts & Account			28	58	964	44
Sept 12	By Balance due the Estate			"	"	92	21
	By Int on \$869.23 from 30 June 1817 to 30 June 1818			"	"	"	52 15
	By Amount of Interest Account			"	"	687	"
	" By balance of Interest due the Estate			"	"	594	79 687 00

Virginia Southampton County Court July 1818

George Irwin by James Donnelly
his Attorney in fact... Complainant.
against
Sam^r. Bleunt exor. James Irwin dec^d
Defendant.

This cause was this day docketed by consent of the parties and with the assent of the Court, came on to be heard upon the bill of exhibits the complainants answer of the defendant exhibits and arguments of counsel thereupon. The court do examine state and settle the Account of the Executor proceedings of Sam^r Bleunt, on the estate of his testator the said James Irwin dec^d and that he report any matter thought pertinent by himself or requested by the parties, to the Court.

A Copy
Giles A. Meddleton Sec

Commissioners Office Jerusalem Sept 31st 1819
Agreeably to the foregoing decree I have stated & settled the executorial proceedings of Samuel Bleunt on the estate of his testator James Irwin deceased by the vouchers and papers furnished me by the said Exor. and if approved by the Court & Council, the decree should be entered for five hundred & seventy four dollars 79 cts of Interest and the Costs as state above which is submitted to the Court.

Commissioners for 38 Hours at
75 cts per hour paid by the Ex^r.
J. C. M. B.

There was a lot sold by the Ex^r in the Town of Jerusalem adjoining W. C. Daugherty, but although Irwin had possession he never had any legal title by deed. The lot as the Ex^r states was sold provided he could make a good title, and he found he could make no legal title he therefore never executed any thing for it. It was sold to Jno. Cricklow, & is now in the possession of his Estate.