

1835-009

SOUTHAMPTON COUNTY
CHANCERY PAPERS

VAUGHAN

VS.

LAWRENCE

et al

1/1835

See also. Randolph Edwards v. Tyler Edwards et al
1835-03

other SURNAMES: Cobb, Vaughn,
Moore, Turner, Joyner, Edwards,
Gardner, Lawrence, Joiner,

To The worshipful The Justices of the County
Court of Southampton in chancery sitting.
Humbly complaining, sheweth unto your
worships your Orator Thomas Vaughan, that
sometime in the year Henry Cobb of the
said County departed this life leaving en-
last will and testament, which was subse-
quently duly recorded in The County Court of
said County, as will more fully appear by
attested copies of the said will and Certifi-
cate of probat, herewith filed and prayed
to be considered as parts of this bill. And your
Orator further shews that the said testator
left two children, to wit, Millia and Amy,
to the latter of whom and her husband Sey-
mour Vaughan, with whom she had pre-
viously intermarried, he devised a small
tract or parcel of land, containing by esti-
mation two hundred acres, during their nat-
ural lives, without making any farther
disposition thereof, as will more fully appear
by reference to the said will; which said
tract or parcel of land was, soon after the
death of the said Seymour Vaughan and
Amy his wife, to wit, at the last October
Court for the said County, by a decree of this
worshipful Court, ordered to be divided in-
to two equal moities, one part whereof was
decreed to be allotted to the heirs of the said
Millia, and the other to the heirs of the said
Amy Vaughan and those claiming under them,
all of which will more fully appear by the
said decree, relation being thereunto had. And
your Orator represents that the said Amy
Vaughan left, at the time of her death, several
children, that is to say, Clotilley Cobb (born

antecedently to her intermarriage with the said Seymour Vaughan, the capable never-
theless of inheriting from her mother) who
intermarried with William Edwards, Shad-
rack Vaughan, Henry Vaughan, Nancy Vaughan
who intermarried with Brittain Edwards, Eliza-
beth who intermarried with Lope Gardner,
and Charlotte who intermarried with Red-
mond Cobb; That the said Clotilla has
subsequently died leaving nine children,
that is to say, Temperance who intermarried
with Tyler Edwards, Delilah who intermar-
ried with John Moore, Pircilla who in-
termarried with William E. Laurence,
(The latter of whom has since died leaving
children) Gray Edwards, Hewitt Edwards,
Randolph Edwards, Matilda Edwards, Gel-
liam Edwards, an infant, and Washington
Edwards who has since departed this life
whilst yet an infant; That your Orator has
purchased out the several interests of the
said Tyler Edwards & Temperance his wife,
and John Moore & Delilah his wife; That
the said Shadrack Vaughan has also since
departed this life leaving several children, that
is to say, Antony, Catharine who intermarried
with Copeland Turner, and Jane who inter-
married with Elisha Logan; That the said
Henry Vaughan has also departed this life leav-
ing the following children, to wit, Patsey who
intermarried with Lethes Cobb, Hillary Van-
ghan, & James Vaughan ~~seriously~~, Peggy
Vaughan and Emma Vaughan infants. And
your Orator further represents that the said
Shadrack Vaughan, after the death of the
said Amy, intermarried with his present
wife, and afterwards, to wit, sometime in
the year departed this life leaving a

last will and testament, which was sub-
sequently duly recorded, as will be seen by
reference to the Certificate of Probate herewith
filed & prayed to be considered as a part
of this bill. And your Orator further rep-
resents that the said Seymour Vaughan left
the following children by his last wife, that
is to say, Matthew, your Orator Thomas, Sey-
mour, Polly who intermarried with Harrison
Cobb, and William Vaughan; and that the
said Seymour & William have since departed
this life, the latter under age. And your Orator
further represents that the said Seymour
Vaughan, by his said last will and testament
(as will more fully appear by reference to
an attested copy of the said will herewith
filed) bequeathed the said tract or parcel
of land to his four sons by his last wife,
that is to say, Matthew, Thomas, Seymour &
William Vaughan, and bequeathed legacies
to the children by his first wife, the said Amy,
(with the exception of the said Clotilla to
whom he gave nothing) of which they took
and retained possession after his death. And
your Orator is advised that in consequence of
the death election on the part of the children
of the said Seymour Vaughan by his first
wife to claim and hold the legacies bequeathed
to them in the said will, they have produ-
ced and barred themselves from any right
to the land contrary to the devise thereof to
the aforesaid children by his second wife. And
your Orator is further advised that the said
tract of land, or rather the moiety thereof,
which was allotted to the heirs & under of
the said Amy Vaughan under the said decree,
should be divided into into four parts; one
part whereof should be assigned to the heirs of

Abella Edwards, one further part to that
Thos Vaughan, one further part to your ora-
tor Thomas Vaughan, one further part to the
heirs of Seymour Vaughan^{decd}, and the remain-
ing part to the heirs of William Vaughan^{decd}?
and your orator charges that he has made
frequent applications to the above named par-
ties, and urged upon ^{them} the propriety of a sale
of the said land (which your orator avers is
not equivalent to \$200 a share) and a di-
vision of the proceeds thereof ~~to the said~~
conformably to the principles above sug-
gested; but they have hitherto wholly re-
fused to comply with such reasonable re-
quests, contrary to equity and justice. In
further consideration whereof and for as
much as ~~reasons of this kind~~ your orator
is without remedy in the premises except
by the assistance of a court of equity where
such matters are properly cognizable; To
the end therefore that the said ~~Edward~~
~~Ward & Josephine his wife~~ Priscilla Law-
rence, Gray Edwards, Hewitt Ed-
wards, Randolph Edwards, Matilda Ed-
wards, Gilliam Edwards, Antony Vaughan,
Copeland Turner & Catharine his wife, Eli-
sha Logan & Lane his wife, Sethus Cobb &
Patsy his wife, Hillary Vaughan, James
Vaughan, Peggy Vaughan, Emma Vaughan,
Nancy Edwards, Jeph Gardner & Elizabeth
his wife, Charlotte Cobb, Matthew Vaughan,
Harrison Cobb & Polly his wife - The said Peg-
gy Vaughan, James Vaughan, Emma Vaughan
and Gilliam Edwards by Randolph Edwards,
their special guardian appointed to defend
them in this suit - To the title of title of
complaint exhibited against them in
this worshipping court by Thomas Vaughan
Complainant. These defendants having and
renewing to themselves all manner of ad-
vantage to the many errors & insufficiencies
in the said title of complaint contained,
for answer thereto say, that so far as they
are advised the allegations in the said title
of complaint mentioned are substantially
true & correct, and they are willing that

even here again repeated and interrogated;
that a decree may be rendered by this wor-
shipping court directing a sale and division
of the said moiety of land allotted as afore-
said to the heirs &c of the said Amy Vaughan
deceased; and that such other & further ^{relief}
in the premises may be decreed as your or-
ator may require, as as to this worshipping court
shall seem meet under the circumstances
of the case.

May it please the Wm D. Hodgson, Esq.

The Joint and Separate Answer of Pris-
cilla Lawrence, Gray Edwards, Hewitt Ed-
wards, Randolph Edwards, Matilda Ed-
wards, Gilliam Edwards, Antony Vaughan,
Copeland Turner & Catharine his wife, Eli-
sha Logan & Lane his wife, Sethus Cobb &
Patsy his wife, Hillary Vaughan, James
Vaughan, Peggy Vaughan, Emma Vaughan,
Nancy Edwards, Jeph Gardner & Elizabeth
his wife, Charlotte Cobb, Matthew Vaughan,
Harrison Cobb & Polly his wife - The said Peg-
gy Vaughan, James Vaughan, Emma Vaughan
and Gilliam Edwards by Randolph Edwards,
their special guardian appointed to defend
them in this suit - To the title of title of
complaint exhibited against them in
this worshipping court by Thomas Vaughan
Complainant. These defendants having and
renewing to themselves all manner of ad-
vantage to the many errors & insufficiencies
in the said title of complaint contained,
for answer thereto say, that so far as they
are advised the allegations in the said title
of complaint mentioned are substantially
true & correct, and they are willing that

such a decree may be made in the premises as the complainant requires, or as to this worshipful Court shall seem right and proper under the circumstances of the case. And then defendants having answered &c may to be hence dismissed with their costs in this behalf expended.

Thomas Vaughan } This cause came on
v } this day to be heard, by
Priscilla Edwards &c. } consent of parties, on the
file, answer, and exhibit.
its filed, and was argued by counsel; on consideration whereof the Court, being of opinion that the land in the title of complaint mentioned is liable to sale and division as therein suggested, doth adjudge, order and decree that David D. Savage, Jesse Parker and Abram L. Gardner (any two of whom may act) after giving at least fifteen days public notice of the place and time of sale, at the Court house of ~~the~~ County of Southampton, and at two other public places, do proceed to sell the moiety of the tract of land devised by Henry Cobb to Szymon Vaughan which was allotted to the heirs of Amy Vaughan by a recent decree of this Court, and to divide the net proceeds arising from such sale, after paying the expenses of this suit, into ~~four~~ ^{five} equal ~~parts~~ ^{parts}; one part whereof they will appropriate among the heirs of Clotilda Edwards in the following manner, that is to say, to the defendant Priscilla ^{Lawrence} Edwards $\frac{1}{8}$; to the defendant Gray Edwards $\frac{1}{8}$; to the defendant Newit Edwards $\frac{1}{8}$; to the defendant Randolph Edwards $\frac{1}{8}$; to the defendant Matilda Edwards $\frac{1}{8}$; to the guardian of the in-

fant defendant Gilliam Edwards $\frac{1}{8}$, and to the complainant Thomas Vaughan $\frac{2}{8}$: That they divide the remaining four fifths as follows, that is to say, to the complainant Thomas Vaughan $\frac{1}{4}$; to the defendant Matthew Vaughan $\frac{1}{4}$; and one other fourth of them four fifths they divide as follows, that is to say, to the complainant Thomas Vaughan $\frac{3}{14}$; to the defendant Matthew Vaughan $\frac{3}{14}$; to the defendants Harrison Cobb & Polly his wife $\frac{2}{14}$; to the defendant Elizabeth Vaughan $\frac{2}{14}$; to the defendant Antony Vaughan $\frac{1}{42}$; to the defendants Copland Turner & Catharine his wife $\frac{1}{42}$; to the defendants Elisha Segun & Jane his wife $\frac{1}{42}$; to the defendants Jethro Cobb & Patsy his wife $\frac{1}{70}$; to the defendant Hillary Vaughan $\frac{1}{70}$; to the guardians of the said several infant defendants, James, Peggy & Emma Vaughan each $\frac{1}{70}$; to the defendant Nancy Edwards $\frac{1}{14}$; to the defendants Sifu Gardner & Elizabeth his wife $\frac{1}{14}$; to the defendant Charlotte Cobb $\frac{1}{14}$; to the defendant Priscilla Lawrence $\frac{1}{12}$; to the defendant Gray Edwards $\frac{1}{12}$; to the defendant Newit Edwards $\frac{1}{12}$; to the defendant Randolph Edwards $\frac{1}{12}$; to the defendant Matilda Edwards $\frac{1}{12}$; to the guardian of the infant defendant Gilliam Edwards $\frac{1}{12}$; to the complainant Thomas Vaughan $\frac{2}{12}$: That they divide the remaining fourth of them ^{four fifths} ~~four fifths~~ as follows, that is to say, to the complainant Thomas Vaughan $\frac{3}{12}$; to the defendant Matthew Vaughan $\frac{2}{12}$; to the defendants Harrison Cobb & Polly his wife $\frac{2}{12}$; to the defendant Antony Vaughan $\frac{1}{36}$; to the defendants Copland Turner & Catharine his wife $\frac{1}{36}$; to the defendants Elisha Segun & Jane his wife $\frac{1}{36}$; to the defendants Jethro Cobb &

Patsey his wife $\frac{1}{60}$; to the defendant Hillary
 Vaughan $\frac{1}{60}$; to the guardians of the sev-
 eral infant defendants Eumer, Emma &
 Peggy Vaughan each $\frac{1}{60}$; to the defendant
 Nancy Edwards $\frac{1}{12}$; to the defendants Ephraim
 & Elizabeth his wife $\frac{1}{12}$; to the defendant
 Charlotte Cobb $\frac{1}{12}$; to the defendant Priscil-
 la Lawrence $\frac{1}{96}$; to the defendant Gray Edwards
 $\frac{1}{96}$; to the defendant Hewitt Edwards $\frac{1}{96}$; to
 the defendant Randolph Edwards $\frac{1}{96}$; to the
 defendant Matilda Edwards $\frac{1}{96}$; to the
 guardian of the infant defendant Gilliam
 Edwards $\frac{1}{96}$; to the complainant Thomas
 Vaughan $\frac{2}{96}$: And that they make report to

290 1132.

Thomas Vaughan

vs
 Decd

Randolph Edwards &c

vs
 Decd

And in exhibit the
 will of Henry Cobb,
 that of Euphemia
 Vaughan and the
 Decd in relation of
 which the laws of this
 was decided in the
 case of Edwards v.
 Vaughan &c.

W. Campbell Esq & Co.

Southampton December Court 1834.

Thomas Cloughan
against

Plffs
vs
Defendants

Priscilla Lawrence Gray Edwards, Nurett Edwards, Randolph Edwards, Matilda Edwards, Gilliam Edwards, Anthony Cloughan, Joseph and Turner & Catharine his wife, Elisha Joyner & Jane his wife, Setho Cobb & Patsy his wife, Hillary Cloughan, James Cloughan, Peggy Cloughan, Susanna Cloughan, Nancy Edwards, Jesse Gardner and Elizabeth his wife, Charlotte Cobb, Matthew Cloughan, Harrison Cobb, and Patsy his wife - the said Peggy Cloughan, James Cloughan, Emma Cloughan and Gilliam Edwards by Randolph Edwards their special guardian appointed to defend them in this suit. Defts

This cause came on this day to be heard, by consent of parties on the bill, answer and exhibits filed, and was argued by Counsel, on consideration whereof the Court being of opinion that the land in the bill of complaint mentioned is liable to sale and division as therein suggested, doth adjudge, order and decree that David D. Savage, Jesse Parker, and Abraham L. Gardner (any two of whom may act) after giving at least fifteen days public notice of the place and time of sale, at the Court house of the County of Southampton, and at two other public places, do proceed to sell the moiety of the tract of land devised by Henry Cobb to Seymour Cloughan, which was allotted to the heirs of Amy Cloughan by a recent decree of this Court, and to divide the net proceeds arising from such sale, after paying the expenses of this suit, into five equal parts. One part whereof they will apportion among the heirs of Priscilla Edwards in the following manner, that is to say, to the Defendant Gray Edwards $\frac{1}{8}$, to the defendant Randolph Edwards $\frac{1}{8}$, to the defendant Nurett Edwards $\frac{1}{8}$, to the defendant Matilda Edwards $\frac{1}{8}$, to the guardian of the infant defendant Gilliam Edwards $\frac{1}{5}$, and to the Complainant Thomas Cloughan $\frac{2}{8}$ - That they divide the remaining four fifths as follows, that is to say, To the Complainant Thomas Cloughan $\frac{1}{4}$, to the defendant Matthew Cloughan $\frac{1}{4}$, and one other fourth of these four fifths they divide as follows that is to say, to the Complainant Thomas Cloughan $\frac{2}{14}$, to the defendant Matthew Cloughan $\frac{2}{14}$, to the defendant Harrison Cobb & Patsy his wife $\frac{1}{14}$, to the defendant Elizabeth Cloughan $\frac{1}{14}$, to the defendant Anthony Cloughan $\frac{1}{14}$, to the Defendant Joseph and Turner & Catharine his wife $\frac{1}{14}$, to the defendant Elisha Joyner & Jane his wife $\frac{1}{14}$, to the defendant Setho Cobb & Patsy his wife $\frac{1}{14}$, to the defendant Hillary Cloughan $\frac{1}{14}$, to the guardian of the several infant defendants James, Peggy, & Emma Cloughan each $\frac{1}{14}$, to the defendant Nancy Edwards $\frac{1}{14}$, to the defendant Jesse Gardner & Elizabeth his wife $\frac{1}{14}$, to the defendant Charlotte Cobb $\frac{1}{14}$, to the Defendant Priscilla Lawrence $\frac{1}{14}$, to the Defendant Gray Edwards $\frac{1}{14}$, to the Defendant

Stewart Edwards 1/12. to the defendant Randolph Edwards 1/12. to the Def^t
 Matilda Edwards 1/12. to the guardian of the infant defendant Gilliam
 Edwards 1/12. to the Complainant Thomas Clougham 2/12. That they divide
 the remaining fourth of those four fifths as follows, that is to say, to the
 Complainant Thomas Clougham 1/2. to the defendant Matthew Clougham 1/2
 to the Defendants Harrison Cobb. & Polly his wife 1/2. to the Defendant
 Jonathan Clougham 1/36. to the Defendant Cephalus Turner & Catharine his
 wife 1/36. to the defendant Jethro Cobb & Patsy his wife 1/60. to the
 Defendant William Clougham 1/60. to the guardian of the several infant
 defendants James, Emma, & Peggy Clougham each 1/60. to the Defendant
 Nancy Edwards 1/12. to the Defendants Jesse Gardner & Elizabeth his wife
 1/12. to the Defendant Charlotte Cobb 1/12. to the defendant Gray Edwards 1/96
 to the Defendant Stewart Edwards 1/96. to the Defendant Randolph Edwards
 1/96. to the defendant Matilda Edwards 1/96. to the guardian of the
 infant defendant Gilliam Edwards 1/96. to the Complainant Thomas
 Clougham 1/96. and that they make report &c

Clks Costs \$2.32
 Law. 10.00
 \$12.32

Attest
 James Rochelle

Vaughan

vs Geo. Dier

Edwards &c

For Complainers

Laughan

2 } Dec 18

James M. M. M.

Southampton December Court 1834

Thomas Vaughan

against

Plffs

In Chancery

Priscilla Lawrence Mary Edwards, Merit Edwards, Randolph Edwards, Matilda Edwards William Edwards Anthony Vaughan, Copeland Turner & Catharine his wife wife, Elisha Joyner & Jane his wife, Istmo Cobb & Patsy his wife Hillary Vaughan, James Vaughan, Peggy Vaughan, Susanna Vaughan, Nancy Edwards, Jesse Gardner and Elizabeth his wife Charlotte Cobb, Matthew Vaughan Harrison Cobb and Polly his wife the said Peggy Vaughan James Vaughan, Emma Vaughan & William Edwards by Randolph Edwards their Special guardian appointed to defend them in this suit

Defts

This cause came on this day to be heard, by consent of parties on the bill answer and exhibits filed & was argued by Counsel On consideration whereof the Court being of opinion that the land in the bill of Complaint mentioned is liable to sale and divisions as therein suggested doth adjudge, order and decree that David D Passage, Jesse Parker, and Abraham L Gardner (being two of whom may act) after giving at least fifteen days public notice of the place & time of Sale at the Courthouse of the County of Southampton and at two other public places do proceed to sell the variety of the tract of land devised by Army Cobb to Seymour Vaughan which was allotted to the heirs of Army Vaughan by a recent decree of this Court and to divide the net proceeds arising from such Sale after paying the expenses of this suit, into five equal parts. One part whereof they will appportion among the heirs of Priscilla Edwards in the following manner that is to say to the defendant Gray Edwards $\frac{1}{8}$ to the Defendant Randolph Edwards $\frac{1}{8}$ to the Defendant Merit Edwards $\frac{1}{8}$ to the defendant Matilda Edwards $\frac{1}{8}$ to the Guardian of the infant defendant William Edwards $\frac{1}{8}$ & to the Complainant Thomas Vaughan $\frac{1}{8}$ That they divide the remaining four fifths as follows that is to say To the Complainant Thomas Vaughan $\frac{1}{4}$ to the defendant Matthew Vaughan $\frac{1}{4}$ and one other fourth of those four fifths they divide as follows that is to say to the Complainant Thomas Vaughan $\frac{2}{14}$ to the defendant Matthew Vaughan $\frac{2}{14}$ to the defendant Harrison Cobb & Polly his wife $\frac{2}{14}$ to the defendant Elizabeth Vaughan $\frac{2}{14}$ to the defendant Anthony Vaughan $\frac{1}{42}$ to the defendant Copeland Turner & Catharine his wife $\frac{1}{42}$ to the defendant Elisha Joyner & Jane his wife $\frac{1}{42}$ to the defendant Istmo Cobb & Patsy his wife $\frac{1}{70}$ to the Defendant Hillary Vaughan $\frac{1}{70}$ to the guardian of the several infant defendants James Peggy & Emma Vaughan each $\frac{1}{70}$ to the defendant Nancy Edwards $\frac{1}{14}$ to the defendant Jesse Gardner & Elizabeth his wife $\frac{1}{14}$ to the defendant Charlotte Cobb $\frac{1}{14}$ to the Defendant Priscilla Lawrence $\frac{1}{42}$ to the Defendant Gray Edwards $\frac{1}{112}$ to the Defendant

Newt Edwards $\frac{1}{12}$ to the Defendant Randolph Edwards $\frac{1}{12}$ to the Defendant
 Matilda Edwards $\frac{1}{12}$ to the guardian of the infant defendant Gillian Edwards
 $\frac{1}{12}$ to the Complainant Thomas Vaughan $\frac{2}{12}$ That they divide the remaining
 fourth of those four fifths as follows that is to say to the Complainant Thomas
 Vaughan $\frac{2}{12}$ to the defendant Matthew Vaughan $\frac{2}{12}$ to the defendants
 Harrison Cobb & Polly his wife $\frac{2}{12}$ to the defendant Anthony Vaughan $\frac{1}{36}$ to
 the defendant Joseph and Turner & Catharine his wife $\frac{1}{36}$ to the Defendant Elisha
 Joyner & Jane his wife $\frac{1}{36}$ to the Defendant Jethro Cobb & Patsy his wife $\frac{1}{60}$ to
 the Defendant Hillary Vaughan $\frac{1}{60}$ to the guardian of the several infants defendants Jane
 Ercum & Peggy Vaughan each $\frac{1}{60}$ to the Defendant Nancy Edwards $\frac{1}{12}$ to the
 Defendants Jesse Gardner & Elizabeth his wife $\frac{1}{12}$ to the defendant Charlotte Cobb
 $\frac{1}{12}$ to the defendant Henry Edwards $\frac{1}{96}$ to the Defendant Newt Edwards $\frac{1}{96}$
 to the Defendant Randolph Edwards $\frac{1}{96}$ to the defendant Matilda Edwards
 $\frac{1}{96}$ to the Guardian of the infant defendant William Edwards $\frac{1}{96}$ To the
 Complainant Thomas Vaughan $\frac{2}{96}$ and that they make report of
 all this Cost \$ 2.32

Saw $\frac{14.00}{12.32}$

A Copy

Teste

James Rochelle

Henry Cobbs

Will.

Alcopy.

54 Cents

In the name of God Amen, I Henry Cobb of the County of Southampton & parish of Nottoway being sick and weak in body (and of perfect sound mind and memory, and calling to mind the uncertainty of this mortal body, do make Constitute (and ordain this and no other to be my last Will & Testament) & first and principally, I desire that all my lawful debts and funeral charges be paid out of my Estate. Item I give and bequeath to my five grand children, Amey Gimmer, Robert Gimmer, Ann Gimmer, Betsy Gimmer & Henry Gimmer the sum of Twenty five pounds lawfull money of Virginia to be equally divided amongst my said five grand children. Item I also give to my daughter Millip Gimmer the just sum of five Shilling of lawfull money of Virginia and no more. Item, I also give and bequeath to my son in law Seymour Vaughan my negro boy, Tom, one boy, Jacob, also my negro girl Nell, and also my land whereon I now live containing, Two hundred acres be the same more or less and all my moveable Estate real and personal, I give and bequeath to my son in law Seymour Vaughan during his natural life (Except the negroes) Stock & Cattle. I give and bequeath to my grand daughter Chlotilla Cobb. Item I also give & bequeath to my Grand Daughter Betsy Vaughan my negro Girl, Cato, first Child if she ever has any Issue and also at the death of my son in law Seymour Vaughan & Amey Vaughan give my three negroes, Tom, Jacob & Nell as follows to my grand son Henry Vaughan. I give and bequeath my negro boy Jacob to him & his heirs forever. I also give to my grand son Shadrach Vaughan my negro boy Tom to him and his heirs forever. I also give and bequeath to my grand daughter Amey Vaughan my negro girl Nell to her & her heirs forever. I also in case of the death of my son in law Seymour Vaughan or the death of my daughter Amey Vaughan do desire that if either of them dies & the other should marry again that they should not possess the said negroes after their marriage again. I likewise ~~in~~ constitute and ordain this to be my last Will and Testament, and I do appoint my son in law Seymour Vaughan to be my whole and sole Executor to this my last Will & Testament. In witness whereof I have hereunto set my hand and Seal this fifth day of January, one thousand Seven hundred and ninety one

Signed Sealed published & declared
to be the last Will & Testament

of Henry Cobb

In presence of

Asa Beal

Josiah Murfee

Francis Murfee

Henry Cobb Seal
Wm. Beal

At a Court held for the County of Southampton the 10th day of December 1795
This Will was presented in Court and proved by the oaths of Asa Beal, Josiah Murfee & Francis Murfee the witnesses thereto and ordered to be Recorded.

and at a Court continued and held for the County of Southampton on Friday the
11th day of December 1795, and on the motion of Seymour Vaughan Executor of
the last will & testament of Henry ^{Cobb} Vaughan dec: who made oath according to
Law. Certificate is granted him for obtaining a probat thereof in due form giving security
whereupon &c

Attest

Saml. Wells Secy

Teste

J R Edwards Clk

Seymour Vaughans

Will

Copy

70 Cents

In the name of God, Amen, I Seymour Vaughan of Southampton County Virginia being in a low state of health, but thanks be to Almighty God of sound and disposing mind and memory, do make and ordain this my last Will and testament in manner and form following (to wit) First I leave to the use and occupancy of my beloved wife Elizabeth ^{Vaughan} for and during the term of her natural life in widowhood, the following tract or parcels of land to wit, that I now live on and is bounded as follows Beginning at a Cypress a corner tree standing in the Cypress Swamp running thence on easterly course to a black gum in the center of the Cedar Swamp, thence up the center of said Cedar Swamp to a black gum, thence a westerly direction to a Cypress standing in the joining Swamp - thence along a line of marked trees to a gum in the Cypress Swamp, thence down the Cypress Swamp to the first station. Containing by estimation two hundred acres, also one other tract of land bounded as follows viz beginning at a Cypress a corner tree in the Cedar Swamp, running thence on east course to a water oak in the gum pond thence a northerly course to a road oak standing near Nicholas Cobbs fence and in his line - thence a west course to a pine standing in the Cedar Swamp, thence down the center of the Cedar Swamp to the beginning, containing by estimation seventy five acres, to her and her own proper use and benefit during her life in widowhood and at her death or marriage I give the said tract or tracts of land in equal distribution between and amongst my four sons - to wit Matthew, Thomas, Seymour & William Vaughan to them and their heirs and assigns forever. I also give to my said four Sons, to be equally divided amongst them at my death - one bed and furniture, one chest and one trunk Item. I give to my son Henry Vaughan, one Negro man Jacob, to him and his heirs and assigns forever. Item I give to my daughter Nancy Edwards, one negro Elander with her increase - to her and her heirs & assigns forever. Item. I give to my daughter Charlotte Vaughan, one negro woman Nancy - together with her increase to her and her heirs and assigns forever. Item I give to my daughter Elizabeth Gardner one negro woman Sophia and increase to her and her heirs and assigns forever. Item I give to my son Shadrach Vaughan one negro boy Tom to him and his heirs & assigns forever. Item. I give to my daughter Polly Vaughan one negro girl Dinah and increase to her and her heirs & assigns forever. Item I give to my son Matthew Vaughan one negro boy Sam to him and his heirs and assigns forever. Item I give to my son Thomas Vaughan one negro boy Saunders to him and his heirs and assigns forever. Item I give to my son Seymour Vaughan one negro girl Agas and her increase, to him and his heirs and assigns forever. Item I give to my son William Vaughan, one negro boy Bobb to him and his heirs and assigns forever. Item I leave to the use of my beloved wife Elizabeth Vaughan during her life in widowhood one negro boy Harry and two women Betty and Hannah & it is my intention and I do hereby devise that in case my wife should marry that then she shall be entitled to and receive, the same portion of my estate both real & personal, as she by law would have been entitled to if I had died without Will

I do hereby leave all the residue of my estate of every nature or kind whatsoever to be sold
(including the three negroes left to the use of my wife at her death or marriage) and
the amount thereof I give to be equally divided amongst all my children then living
or their descendants. Lastly I hereby nominate and appoint my two sons Thaddeus
Vaughan and Henry Vaughan to be the executors of this my last will and Testament
In testimony whereof I the said Seymour Vaughan have hereunto set my hand &
Seal this 22nd day of October 1814.

Seymour ^{his} Vaughan Seal
~~mark~~

signed sealed published
and pronounced in presence of
Jacob Darden

Kinchin ^{his} Cobb
~~mark~~
Coxling ^{his} Cooper
~~mark~~

At a Court held for the County of Southampton the 21st day of November 1814
This Will was presented in Court by the Executors proved by the oath
of Kinchin Cobb and Coxling Cooper two of the Witnesses thereto. and Ordered to be
Recorded, and on the motion of Thaddeus Vaughan one of the Executors named
(the other refusing to qualify) who made oath according to law, Certificate was granted
him for obtaining a probate thereof in due form who gave bond and security whereunto
of

Attest. Teste. L R Edwards Secy

Commissioners report.

Vaughan

in 3 Chy

Edwards & P

1835 Jan. - Ret & cons. by consent

In obedience to an interlocutory decree, 'Vaughn against Edwards and others, pronounced at December Court 1834 by the county Court of Southampton; your Commissioners, having given fifteen days public notice of the time and place of sale by three several advertisements one of which was posted up at the door of the Court-house of said County, proceeded on Friday the 26th day of December 1834, on the premises, to sell the moiety of the tract of land, devised by Henry Cobb to Seymour Vaughn which was allotted to the share of Amy Vaughn by a recent decree of the county Court of Southampton aforesaid, when John Vaughn became the last bidder and purchaser of the 5th lot of land for the sum of \$302. 15

to which we added \$40. the sum to be paid by the heirs who drew the other moiety to make the division equal \$40. 00

making the sum total of \$342. 15

Your Commissioners then deducted \$17. 23, one moiety of the expense of the recent decree & division, and \$12. 32 the cost of this suit, also 5p. cost commissions on the amount of sales being \$17. 10. making \$40. 00

Net proceeds of the sale after deducting expenses \$295. 50

Your Commissioners then divided this sum into five equal parts which gives the sum of \$59. 10

To the defendant Gray Edwards $\frac{1}{8}$ \$7. 38 $\frac{3}{4}$.

" " Randolph Edwards $\frac{1}{8}$ 7. 38 $\frac{3}{4}$.

" " Newet Edwards $\frac{1}{8}$ 7. 38 $\frac{3}{4}$.

" " Matilda Edwards $\frac{1}{8}$ 7. 38 $\frac{3}{4}$.

" the Guardian of William Edwards $\frac{1}{8}$ 7. 38 $\frac{3}{4}$.

" the Complainant Thomas Vaughn $\frac{3}{8}$ 22. 16 $\frac{1}{4}$ \$59. 10

the remaining four fifths \$236. 40

The decree directs that the remaining four fifths be divided as follows viz

To the complainant Thomas Vaughn one fourth of the remaining four fifths \$59. 10

and to the defendant Matthew Vaughn one fourth \$59. 10 \$118. 20

the remaining two fifths carried to the next page \$118. 20

the remaining $\frac{1}{5}$ brought forward
 The decree then directs that one other fourth of those
 four fifths be divided as follows viz

To Thomas Vaughan $\frac{2}{14}$	$\$3.44\frac{3}{4}$	$\$59.10$
" Matthew Vaughan $\frac{2}{14}$	$3.44\frac{3}{4}$	
" Harrison Cobb & Polly his wife $\frac{2}{14}$	$3.44\frac{3}{4}$	
" Elizabeth Vaughan $\frac{2}{14}$	$3.44\frac{3}{4}$	
" Anthony Vaughan $\frac{1}{42}$	$1.40\frac{3}{4}$	
" Copeland Turner & Catharine his wife $\frac{1}{42}$	$1.40\frac{3}{4}$	
" Elisha Sojner & Jane his wife $\frac{1}{42}$	$1.40\frac{3}{4}$	
" Letitia Cobb and Patsy his wife $\frac{1}{70}$	$84\frac{3}{4}$	
" Hillary Vaughan $\frac{1}{70}$	$84\frac{3}{4}$	
" James Vaughan $\frac{1}{70}$	$84\frac{3}{4}$	
" Peggy Vaughan $\frac{1}{70}$	$84\frac{3}{4}$	
" Emma Vaughan $\frac{1}{70}$	$84\frac{3}{4}$	
" Nancy Edwards $\frac{1}{14}$	$4.22\frac{1}{4}$	
" Sufe Gardner & Elizabeth his wife $\frac{1}{14}$	$4.22\frac{1}{4}$	
" Charlotte Cobb $\frac{1}{14}$	$4.22\frac{1}{4}$	
" Priscilla Lawrence $\frac{1}{112}$	$52\frac{43}{56}$	
" Gray Edwards $\frac{1}{112}$	$52\frac{43}{56}$	
" Newell Edwards $\frac{1}{112}$	$52\frac{43}{56}$	
" Randolph Edwards $\frac{1}{112}$	$52\frac{43}{56}$	
" Matilda Edwards $\frac{1}{112}$	$52\frac{43}{56}$	
" Gilliam Edwards $\frac{1}{112}$	$52\frac{43}{56}$	
" Thomas Vaughan $\frac{2}{112}$	$\$1.05\frac{20}{56}$	$\$59.10$

the remaining fourths of those four fifths
 The decree directs that the remaining fourths of
 those four fifths be divided as follows viz

To Thomas Vaughan $\frac{2}{12}$	$\$9.85$
" Matthew Vaughan $\frac{2}{12}$	9.85
" Harrison Cobb & Polly his wife $\frac{2}{12}$	9.85
" Anthony Vaughan $\frac{1}{36}$	$1.64\frac{1}{6}$
" Copeland Turner & Catharine his wife $\frac{1}{36}$	$1.64\frac{1}{6}$
" Elisha Sojner & Jane his wife $\frac{1}{36}$	$1.64\frac{1}{6}$
" Letitia Cobb & Patsy his wife $\frac{1}{60}$	$98\frac{1}{2}$
" Hillary Vaughan $\frac{1}{60}$	$98\frac{1}{2}$
" James Vaughan $\frac{1}{60}$	$98\frac{1}{2}$
" Peggy Vaughan $\frac{1}{60}$	$98\frac{1}{2}$
" Emma Vaughan $\frac{1}{60}$	$98\frac{1}{2}$
carries forward	$\$39.40$

$\$118.20$

The remaining fourths of those four fifths brought forward $\$59.10$

amt. disposed of on the last page brought forward $\$39.40$

To Nancy Edwards $\frac{1}{12}$	$4.92\frac{1}{2}$
" Sufe Gardner and Elizabeth his wife $\frac{1}{12}$	$4.92\frac{1}{2}$
" Charlotte Cobb $\frac{1}{12}$	$4.92\frac{1}{2}$
" Priscilla Lawrence $\frac{1}{96}$	$61\frac{1}{16}$
" Gray Edwards $\frac{1}{96}$	$61\frac{1}{16}$
" Newell Edwards $\frac{1}{96}$	$61\frac{1}{16}$
" Randolph Edwards $\frac{1}{96}$	$61\frac{1}{16}$
" Matilda Edwards $\frac{1}{96}$	$61\frac{1}{16}$
" Gilliam Edwards $\frac{1}{96}$	$61\frac{1}{16}$
" Thomas Vaughan $\frac{2}{96}$	$123\frac{1}{8}$
	$\$59.10$

which disposes of the net proceeds of the sales after deducting
 the expenses, which your commissioners have paid over to the
 individuals as directed in the decree aforesaid, and taken
 their receipts for the same.

All of which is submitted

Given under our hands the 26th day of Decr

J. B. Parker
 David Savage