

1846-006 SOUTHAMPTON COUNTY
CHANCERY PAPERS

JOHNSON and Wife vs. SMITH et al

11/1846

other surnames: Cotton,
Riddick, Vaughan, Cross, Harcum,
Gardner, Jones

Calk. 9 11.31
 Shif 7.71
 Com - 4.50.
 Jan 17.41
 40.93
 132
 42.25

Johnson Wife

v. } Papers
 }

Smith Job

1843 Nov. ^{Dance} ~~Dance~~
 1846 Nov. Dance

Johnson & wife

v. } Statement

Smith &c

1843.

July. R. Sp^a ret.^d Executed on Smith
Vaughan - Riddick not found
Bill filed & new process v. Dft.
Riddick.

Aug. " Sp^a ret.^d executed.

Sep. " Set for hearing arts Smith &
Vaughan.

Oct. " Set for hearing arts Riddick

" J. Dece for account.

1844 May - Dft. Smiths now filed
by leave. Rep: 7 years cont^d

" Oct. 2^d Report -

" Nov. J. Dece to amend bill of

" Dec. R. Amended Bill.

1845 Feby. R. Sup^a of awarded to
the Dft. therein named

" Mar. R. Sp^a ret.^d Executed -

" May. J. Dece for another
account.

" Oct. 4. Report -

" Nov. J. Dece to. Dft Smith
with reservation of

1846. Nov. J. Dece v. Securities

do. cir. co.

Johnson & wife

no. 3 } Bill

Smith et. al

Chas. Comp.

To the Hon. Richard H. Baker, Judge of
the circuit Sup. Court of San Antonio
for the county of ~~San Antonio~~ ^{Southampton}, sitting in Chancery.

Respectfully explaining that unto your
Honor your. Complainants, Iphigene B. Johnson
and Mary his wife formerly Mary Cotton
that Josiah C. Smith qualified as the guardian
of your female Compt. at December Term 1836
of Southampton County. Court and your ^{Board} record
ing to San Antonio. Abner Sheddick and
Matthew H. Vaughan, his securities, a copy
of which record is here with exhibited
and prayed to be considered as a part of this
bill to make (et.) your Compt. further show
that the 2^d Smith returned in the month of
January 1841. an account ^{supposed} purporting to be
a fair and full statement of his trans-
actions as guardian to Mary Cotton. But which
account was so manifestly erroneous
and unjust, that your Compt. were un-
willing to adopt it as the basis of any
statement with the said Smith, and ac-
cordingly, they elicited a respectable witness
to state the account, which was a true
and the result was found to be that
the same was indubitable to Mary your

final except: in the sum of \$114.19 with
Int. from June 1841. which amount. The said
Smith admitted was correctly due from him
and which he repeatedly promised to pay
your Camps. - Account filed March 20 (C)
J. W. Orator states, that he has inter-
-view with Henry C. Callow, and has therefore
the right, to call on the said Guardian for
a statement of his accounts.

Be under consideration of all which
and to the end that Justice may be done
your Camps. pray your Honor to make
Josiah C. Smith, said Guardian to pay
C. Johnson, formerly called, and Abraham
Ruddick and Matthew W. Vaughan, his
securities, respondents to this Bill, and
compel them to answer the allegations
thereof. That your Honor, will grant
a decree, in this regard, for the amount
of the account B) that is for \$114.19
with interest from 23rd June 1841. and
if found the proof, your Honor should
not, be pleased to do this they thus pray
that the said Smith may be compelled
to answer upon a comp. of this account.
an account of his transactions, as, said
to your final Camps, and that he be com-
pelled to pay whatever balance may be

found due, on the settlement of his accounts.
to your Camps. and grant such other
and general relief in the premises, as
Equity may require, as in and to law
they will now pray.
And it please your Honor.

Chauncy for Camps.

Johnson and wife
" } Amundsen
Smith & Bill.

1844 Nov. 19th

To the Hon. Rich^d. H. Butler Judge of the Circuit
Sup. Court of Law and Chancery for the
County of Southampton.

Humbly complaining shew unto your Honor your Complaints
Jesse B. Johnson and Mary to his wife, formerly
Mary to follow, by way of amendment to his original
bill filed in this cause. That Geo. to Smiths qualifies
as the Grant of your female Complaint. at Dec. Term
1836 of Southampton County Court. with Abram
Riddick and Matthew W. Vaughan his Recorders,
that afterwards, Riddick becoming unsatisfied,
moved, against the said Geo. for Reversal Recusit
according to the provisions of the act of assembly.
That at July Court ¹⁸⁴¹ of Southampton County, the
said Smith recited to the p^r Riddick a bond
which is herewith filed - with Wm. P. ~~Grady~~ ^{Grady}, Secy:
R. Goodwyn, Thomas Harcum and your male
Complaints, his Recorders. That the said Goodwyn
has died, and Nancy Goodwyn has qualified
as his Recd.

Your Complaints further state, that the
said Smith is indebted to them an act
of his Sa^d Gratitude in the sum of \$
is well fully appear by the account of Lewis
Goodwyn, made up and returned under a
order of this Court in the original bill.
which is herewith referred to as a part of this
bill.

Your Complaints, further state that the sa^d
Smith is also indebted to them in the sum
of \$ being the balance of a home
accrue under circumstances and in a
way fully referred to, in a suit depending
in this Court in the name of Jesse B. Johnson

against Dr. L. Smith the same parties, in this
suit. which suit and the bill and exhibit. therein
expressed to, your drafts, here refer to and
pray the court to consider as a part of this
unrecorded bill. - Your drafts also state
they have often visited Dr. L. Smith to pay
and settle with them but he has hitherto
refused.

In tender consideration of all which
and in as much as your drafts are without
recourse in the premises, & left in a state of
Equity, & the said therefore they pray your
Honor, to make, Josiah L. Smith, Abraham
Riddick, Matthew M. Warrum, Wm. P. Croft
Thomas Harcum and Mary Gooden admt.
& deputed R. Gooden, Depts, to this bill
and compel them to answer the same fully
and unreservedly, that your Honor
will cause Dr. L. Smith to pay to your

drafts the sum of \$87.23. with interest from
31st Dec. 1841 according to the Report of Com.

Guadalupe before referred to, also the balance
due on the bond, in the suit before ment.
expressing between the same parties, in this suit.
and grant such other and general relief
in the premises as Equity may dictate.

May it please y. Honor. -

Johnson

n } Answer

Smith Jr

1824 May 4th

The answer of Josiah L. Smith, to a bill
of complaint exhibited by Johnson and
wife, against him as guardian of the estate
of this honorable court -

This defendant in answer to the said bill
states, that he is advised that the account
rendered by him as guardian of the female
complainant before the County Court of
Southampton in 1843, and to which
no exceptions were filed, ought to be consider-
ed as the basis, upon which the computation
of that court should form any future
account, and ought to be taken as prima
facie evidence, and stood, until controver-
sied and refuted, and not the separate accounts
of Wm M. Jones, which is urged upon by the
Plaintiffs, or of an account, taken -
the computation of that court should
be regarded both accounts, and proceed
to make up one account - when that
is done upon correct principles, ^{the} ~~your~~
abundant believes, it will be found
that he is not indebted to the female
complainant ^{her} ~~as~~ guardian one dollar
And having fully answered prayers to
be hence discharged with his costs in this
behalf expended - J. L. Smith

Southampton County Court
Personally appeared before me a Justice of the
peace for the County of Southampton Josiah L.
Smith, and made oath that the facts stated
in the above answer upon his own knowledge are true
and those stated upon the information of others he believes to be
true - Given under my hand and seal this 18 day of
March 1844 Alex. Myrick Clerk

Johnna wife

3 Answer of
A. Riddick

Smith &c-

1813 October 19th

To the Hon: Judge of the Circ: Sup: Court of Law
and Ch: for the County of Southampton, sitting
in Chancery -

Answer of Abraham Biedelick to a bill
of complaint, exhibited against him, Matthew
W Vaughan and Josiah C Smith, by Jeph
B Johnson and wife - This defendant saving
and reserving to himself all manner of benefit
and advantage of exception to the errors, &
imperfections in the said complainant's bill
of complaint contained, for answer thereto, or to
so much thereof as it is material for him
to answer says - That it is true, he became one
of the securities to the bond given by the said
J. C. Smith as guardian of Mary Anne Allen
Cotton, together with Matthew W Vaughan
and that at the July term of the County Court
for the County of Southampton 1841, an
order was made, at the instance of this
defendant, requiring the said Smith to
give counter security, which was accordingly
done, by bond bearing date the 19th July
1841, and signed by the said J. C. Smith, the
complainant, Jeph B Johnson and others
a true copy of which is herewith filed &
prayed to be taken as part of this answer.
In consideration of which, this defendant
is advised that he is not at all liable or
responsible for the acts and conduct of
the said Smith as guardian of said
in any manner or form whatever, and
consequently not liable to the demands of
the complainants made in their said bill
of complaint - And being answered, this
defendant prays hence to be dismissed the
court with his reasonable costs, in this
behalf expended &c.

Ridley Goodwyn for Deft

Dorchester County to wit-

This day personally appeared before me
a justice of the peace for the county of Dor-
-set, Abraham Piddick, and made oath
that the facts stated in the within answer
are true, to the best of his knowledge
and belief - Given under my hand this
19th day of Oct^r. 1843 -

Jas. May Jr. J. P. 

Johnson & wife

as
Smith & Co

or for deen

Oct 7 1843.

To be entered

R. H. B.

Johnson & wife

vs

Smith &c.

} It appearing to the satisfaction of the Court.
That the subpoena in this cause has been
executed, on Josiah W. Smith & Matthew W. Vaughan

who still fail to appear and answer, although

Two months have elapsed as well since the ^{service} of the said
subpoena, as since the Plffs. filed their bill. - On motion
the Court will take the bill for confessed as to the debt
and the cause, came on to be heard on the bill, debts
of the debt Abraham Reddick - Replication thereto, exhibits
& admission of witnesses, and was argued by counsel
on consideration whereof the Court with adjudge
order and award, that Com. Goodwyn audit, state
and to the Court Report. and a ~~copy~~ of the transac-
tions of Josiah W. Smith & wife to Mary Johnson
forming Mary to borrow and that the Com. take
the act: Matthew W. as the basis of his settlement
liable to be surcharged and satisfied - That
the Court shall specially any matters, arise pertinent
by himself, or which may be arising, the parties

Johnson & Co
r 2 Lafayette Square
Smith & Co

Sept: 14th - 1844 -

At a Circuit Superior Court of Law and Chancery held for
the County of Southampton on the 3rd day of November 1843
Jesse B. Johnson and Mary his wife }
Plffs

against
Josiah C. Smith Abner Readick and Matthew W. Vaughan Defts }

It appearing to the satisfaction of the Court that the subpoena in
this cause has been executed on Josiah C. Smith and Matthew W.
Vaughan who still fail to appear and answer: although two months
have elapsed as well since the service of the subpoena as since the
plaintiffs filed their Bill: On motion the Court doth take the Bill
for confessed as to those defendants: and the Cause came on to be
heard on the Bill answer of the defendant Abner Readick
replication thereto exhibits examination of Witnesses and was argued
by Counsel: On consideration whereof the Court doth adjudge order
and decree that Commissioner Gortwyn audit state and to the Court
report an account of the transactions of Josiah C. Smith late
guardian to Mary Johnson formerly Mary C. Cotton: and that
the Commissioner take the account marked A as the basis of his
settlement liable to be surcharged and falsified: That the Commissioner
state specially any matters deemed pertinent by himself or which
may be required by the parties to be so stated

Copy

Teste. L R Edwards Clk

Johnson & wife

2 } Dece

Smith & d

May Term 1845

To be entered

R. H. B.

Johnson & wife

vs

Smith & others

Circ. Sup. Court May Term 1845

Decree

It appearing to the court that more than two months have elapsed as well since the filing of the amended bill as the service of the subpoena on the defendants therein named who still fail to appear and answer, on motion of the plaintiff by counsel, their ~~amended~~ bill is taken for confessed - and the cause coming on again to be heard on the papers formerly read, the report of the Comrs., amended bill and exhibit filed, was argued by counsel. On consideration whereof the court being of opinion that the defendants, Crop, Horner and Gardner are not bound by the order of Nov: 3^d. 1843 and account reported under same, because they were not at that time, parties, doth order that said order & account be set aside; and that the defendant Josiah C Smith render an account of his transactions as guardian of Mary C Johnson formerly Mary C Cotton, before Comrs: Goodwyn who is directed to audit, state and report said account to court and that the Comrs: take the account of mortd C) as the basis of his settlement liable to be surcharged and falsified; and state specially ~~any~~ matters deemed pertinent by himself or which may be required by either of the parties to be so stated

Johnson & wife

2 } Copy done

Smith & ad

Sept 26th 1846

Southampton Circuit Superior Court. May 3rd 1845.

Isaac B Johnson & Mary C his wife formerly Mary C Cotton Plffs
against
Isaac C Smith Abram Riddick. Matthew W Vaughan. William P.
Cross. Thomas Harcum & Nancy Gardner administrators of Lemuel R
Gardner dec^d.
Defts.

In Chancery

It appearing to the Court that more than two months have elapsed as well since the filing of the amended bill as the service of the subpoena on the defendants therein named who still fail to appear and answer. On motion of the plaintiffs by Counsel their amended bill is taken for confessed. and the cause coming on again to be heard on the papers formerly read and the report of the Commissioner amended bill and exhibits filed was argued by Counsel: On consideration whereof the Court being of opinion that the defendants Cross, Harcum and Gardner, are not bound by the order of November 3rd 1843 and account reported under same because they were not at that time parties doth order that said order and account be set aside, and that the defendant Isaac C Smith render an account of his transactions as guardian of Mary C Johnson formerly Mary C Cotton before Commissioner Goodwyn who is directed to audit, state and report said account to Court. And that the Commissioner take the account marked, B. as the basis of his settlement, liable to be surcharged and falsified, and state specially any matters deemed pertinent by himself or which may be required by either of the parties to be so stated.

Attest

Teste.

J. R. Edwards Clk

To be executed on Johnson, Smith, Corp. Harcum and
Gardner - Coms.

We do hereby acknowledge the within notice

Albion
Thos. Harcum

W.D. C. 1845
Sept 13 Johnson

Johnson's wife
i 3 Coms. & 100
Smith & Corp

Sept. 20. 1845

Sauvthampton Circuit Superior Court. May 3. 1846.

John B Johnson & Mary C, his wife formerly ~~Plffs~~
Mary C Cotton

against

Joseph C Smith, Abram Pickels, Matthew
W. Vaughan, William P Crop, Thomas Norcum
and Nancy Goodwin administrators of Lem: B Goodner ~~Defts~~

In Chancery

The above named parties are hereby notified, that pursuant to an order of the Circ. Sup. Court of Law & Chancery for the County of Southampton made on the 3^d May 1846th the Commr: will, on the 20th day of September next at his office in Jerusalem at 10 o'clock, proceed to take the accounting, required, at which time and place the parties are required to attend with the necessary papers.

M. S. Goodwin

July 18th - 1846 —

Comms:

Johnson & wife

n. } now for
Brish H. al. } decess

Nov. Dec 1845.

To be entered

R. H. B.

Johnson & wife

vs.

Smith et al.

Wm for decree.

This day this cause came on to be again
tried on the papers formerly read, and on the Report
of Comr Goodwyn. made in pursuance of an order
of this Court pronounced at May Term 1845. To which
report there is no exception, and the Court confirming
said report doth adjudge order and decree, that
the defendant Josiah C. Smith pay to the Plaintiffs
Sigs B. Johnson & Mary his wife the sum of Sixty
Six dollars and Twenty nine Cents with interest on
fifty five dollars and fifty three Cents from
January 1st 1842 till paid - and the costs of
this suit - And liberty is reserved to the Plffs - to
proceed by proper process to recover the said sum of
money, interest and costs, out of the other assets
or either of them, provided this decree, should
prove unavailing against the defendant Smith -

Johnson & wife

in } note for
Smith & Co. } cash

Nov 9th 1846

~~due~~ Tate 883. n. 3.
Is not the original
surety Vaughan
discharged by the
Counter Security
given on the mo:
of A. Riddick 3.

R. H. Baker.

Johnson & wife

m.

Smith.

This day this cause came on to be perused
heard on the papers formerly read - and
it appearing to the satisfaction of the Court. that the
verdict pronounced in this cause at Nov. Term 1823, against
Josiah K. Smith has proved unavailing - & when, being
renewed to the Plaintiff, to proceed against the other defend-
ants - The Court ^{with} Judge order and decree, that
~~Matthew M. Houghton~~, Wm. P. Croft Thomas Horcum and Nancy
Gardner adm^{rs} of Samuel R. Gardney are^o pay to the Plff.
Liza B. Johnson & Mary to ~~her~~ ^{his wife}, the sum of Sixty Six
dollars and Twenty nine cts with interest on \$55.53
from Jan^y 1st 1822 till, and that they
pay to the Plffs. their costs by them in this suit
re/suppld -

656

Johnson & wife

to. { Sp. m. l. }

Smith & Co

1843 July Rules

Exchanged on St.
Smith & Vaughn—
A Reddy
Not found

Massachusetts of
W. L. Everett Sheriff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County, Greeting;

We command you that you summon *Isaac B Smith late guardian to*
Mary Johnson - Abram Kiddick & Matthew N. Vaughan

to appear at the Clerk's Office of our Circuit Superior Court of Law and Chancery for the
County of Southampton, at the Rules to be holden for the said Court on the first Monday in

July - next, to answer a Bill in Chancery exhibited against *them* in
the said Court by *Isaac B Johnson & Mary his wife formerly Mary*
Wotton

And unless *they* shall answer the said Bill within ^{*two*} ~~four~~ months thereafter, the Court will
take the same for confessed, and decree accordingly. And this *they* shall in no wise
omit, under the penalty of £100. And have then there this writ. Witness, LITTLETON
R. EDWARDS, Clerk of our said Court, at the Court-house, the *29th* day of
May 1843, in the *6th* year of the Commonwealth.

L R Edwards Clerk

[One Copy to be delivered each Defendant.]

C

1816

Johnson July 30

v. } Sp. in Chy

Smith Feb

1818 August Rules

Executed

Wm. Schell & J

Wm. L. Everett sff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County, Greeting :

We command you that you summon *Abram Riddick*

to appear at the Clerk's Office of our Circuit Superior Court of Law and Chancery for the County of Southampton, at the Rules to be holden for the said Court on the first Monday in

August - next, to answer a Bill in Chancery exhibited against *him* in the said Court by *Jose B Johnson & Mary his wife formerly Mary C. Cotton*

And unless *he* shall answer the said Bill within ^{*two*} ~~four~~ months thereafter, the Court will take the same for confessed, and decree accordingly. And this *he* shall in no wise omit, under the penalty of £100. And have then there this writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court-house, the *3rd* day of

July 184*3*, in the *10th* year of the Commonwealth.

L R Edwards Clk

[One Copy to be delivered each Defendant.]

Johnson & wife

to } Spain Chy.

Smith & Co

1845 March Rules

Garientul
Massenburg & DS

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County, Greeting:

We command you that you summon *Jonah C. Smith. Abram Biddick
Matthew W. Vaughan. Wm. P. Lingo. Thomas Harcum &
Nancy Gardner adm'x. of Samuel R. Gardner dec'd*

to appear at the Clerk's Office of our Circuit Superior Court of Law and Chancery for the
County of Southampton, at the Rules to be holden for the said Court on the first Monday in
March next, to answer ^{*an amended*} ~~a~~ Bill in Chancery exhibited against *them* in

the said Court by *Jepe W. Johnson & Mary his wife formerly
Mary C. Cotton*

And unless *they* shall answer the said Bill within ^{*two*} ~~four~~ months thereafter, the Court will
take the same for confessed, and decree accordingly. And this *they* shall in no wise
omit, under the penalty of £100. And have then there this writ. Witness, LITTLETON
R. EDWARDS, Clerk of our said Court, at the Court-house, the *3^d* day of

February 1845, in the *69th* year of the Commonwealth.

J R Edwards Clerk

[One Copy to be delivered each Defendant.]

Johnson wife

Deposition

Smith Jas

Came to hand under Seal Sept.

18/1842

RRE

The deposition of William H. Jones, being first sworn,
Taken before me Edward R. Hunter, one of the Justices of
the peace for the County of Hammond, at the residence
of Edw. R. Hunter, and in the Hall room thereof,
between the hours of 10 O'clock in the morning and 5 in
the evening of the same day; to be read in evidence
in a suit now pending in the Circuit Superior Court
of Law and Chancery for the County of Southamptom
in which Jesse B. Johnson is plaintiff and Jos. C.
Smeltz defendant: deposes and swears as follows:
that some time in the month of January last,
at the request of the said Jesse B. Johnson & Josiah
C. Smeltz your deponent stated, settled & adjusted
the guardian account of Josiah C. Smeltz with
the estate of Mary Johnson (late Mary Cotton) and
gave to said Johnson a copy, showing the balance
due from said Smeltz as guardian aforesaid,
which she acknowledged to be correct, and with
which she appeared to be satisfied - the balance
due to said Johnson in right of his wife was
\$114.19.

Question by the plaintiff. In the settlement of
the account between Smeltz and myself, was any
thing said about a bond she held against Wm.
B. Daugherty as son of Mary B. Cotton.

Answer. There was: Mr. Smeltz proposed that you
~~would~~ credit the account with one third of the
amount of said bond, and wait the result
of the suit, but you refused to allow such a
credit, that he was the guardian for your wife
and that to him alone you should look for
whatever balance might be due.

Question by the Plaintiff:

Were all the charges made by Mr. Smeltz against
my wife admitted by you. Answer: They were

so far as I now recollect

Questions by the Plaintiff: Did Jos. C. Smith appear
to be satisfied with the settlement of the account
after it was made - answer - He did

and further your deponent saith not
W. H. Jones

Sworn and subscribed before me

This 18. day of Sept 1849.
Edw. R. Hunter, J. P.

I, the undersigned, do hereby certify that the foregoing is a true and correct copy of the deposition of Jos. C. Smith taken on the 18th day of September 1849, at the residence of the said Jos. C. Smith, in the County of ... State of ...

Johnson & wife
to } Commr:
Report
Smith & c

1844 October 2^d

Mary C Cotton

In account with Josiah C Smith Guardian

		Dr		Cr	
1837				25	00
	By negro hire this year				
	To clothing, " "	20	00		
Decr: 31	By balance due the ward			5	00
1838	" negro hire this year			25	00
	To clothing, " "	20	00		
	Interest on \$5.00			30	
Decr: 31	By balance due the ward			10	30
1839	" negro hire this year			25	00
Sept	" amt. recd: of W. B. Daughtery,			73	41
	" Interest on \$10.30			"	60
	To clothing, this year	20	00		
	" Comm: on whole amt recpts \$148.41.	7	42		
Decr: 31	By balance due the ward			81	89
1840	" negro hire this year			28	00
	To clothing, " "	20	00		
	Interest on \$81.99.			4	91
Decr: 31	By balance due the ward			94	80
1841	" negro hire this year			25	00
	To clothing, " "	20	00		
	" Comm: on recpts of 1840 & 1841. \$53.00	2	65		
	" Cash paid J. Custisins	5	35		
	" " " A. Coop	2	75		
	" " " H. Fowler	7	50		
	Interest on \$94.80.			5	68
		38	25	125	48
				38	25
Decr: 31	By balance due the ward			87	23

with Interest from this day till paid

Respectfully submitted

W. S. Goodwyn

Comr:

Comm: fee - \$2.50. Chd: }

To Jeph B Johnson }

W. S. Goodwyn Comr:

Johnson's wife

2 } Comm. Prepost-

Smith & others

1848 October 4th

1181

Mary C Johnson formerly Cotton
In account with J. C. Smith Guardian

		Cr.	Dr.	Int.
1837				
Debr:	31	By amt: negro hires this year	25 00	
		To clothing furnished "		
		" Commissions on \$25-	20 00	
		By balance due the word	1 25	
			3 75	
1838				
Jan	1	By balance due the word	3 75	
Debr:	31	" amt negro hires this year	25 00	
		To clothing furnished "		
		" Commissions on \$25-	20 00	
		By Int on bal: of 1837	1 25	
		" Balance due the word	22	
			7 72	
1839				
Jan	1	By balance due the word	7 72	
Sept	11	By amt recd: of of Wm B Daughlrey	73 41	
Debr:	31	" " negro hires this year	28 00	
		To clothing furnished "		
		" Commissions on \$101.41	20 00	
		By Int on bal: of 1838	5 07	
		" Balance due the word		.46
			84 06	
1840				
Jan	1	By balance due the word	84 06	
Debr:	31	" amt negro hires this year	25 00	
		To clothing furnished "		
		" Commissions on \$25-	20 00	
		By Int on bal: of 1839	1 25	
		" Balance due the word		5.04
			87 81	
1841				
Jan	1	By balance due the word	87 81	
June	12	" amt: bal: of bond from guardian	13 38	
		To amt paid J. I French atty for 3 suits		
		" Commissions on \$13.38-	25 00	
		Amto recd forward	66	
			101 19	5.50

1841

June	12	Am'ts brot forward -	101	19	25	66	8:50
		Expenses of wedding &c -			20	00	
		By Int on bal: of 1840 -					6:26
Decls:	31	" Balance due the word -			55	63	
1842							
July	1	Balance due the word -	65	63			
		Int ~~accrued~~ ~~on~~ ~~the~~ ~~word~~ -			10	76	
		Balance due the word -					\$66.29
		With Int on \$55.63. from this day till paid					
		Respectfully submitted					
		M. S. Goodwyn					

Comm: fee \$2.00

chd to Jeph B Johnson

88 1 M. J. Goodwyn

Power:

Corn:—

4
2
2
2
2
2

24/11/1911

1850

Collins' Sugar?
To } W. Bond
Justice

John W. Smith
To } Ex. with Will
Smith & Co

Know all men by these presents that We Josiah
L Smith (Master) W Vaughan and Abram Reddick are
held and firmly bound unto James Clayton Jacob Barnes
Jephtha Darden and George A L Barham gentlemen Justices
of the Peace for Southampton County now sitting in the sum
of two thousand dollars to the payment whereof well and truly
to be made unto the said Justices and their successors we bind
ourselves and each of us our and each of our heirs Executors and
administrators jointly and severally firmly by these presents
Sealed with our seals and dated this 19th day of Decr 1836
The Condition of the above obligation is that if the above
bound Josiah L. Smith his Executors and administrators
shall well and truly pay and deliver unto Mary D. Allen
Orphan of Henry Cotton deceased all such estate
or estates as now is or are, or hereafter shall appear to be due
to the said orphans when and as soon as they shall attain to
Lawful age or when thereto required by the Justices of the
said Court; and also keep harmless the above named Justices
and their and every of their heirs Executors and administrators
from all trouble and damages which shall or may arise about
the said Estate; then the above obligation to be void or else to
remain in full force and virtue

Signed sealed and delivered }
in the presence of the Court }

Josiah L. Smith (Seal)
A. Reddick (Seal)
M. W. Vaughan (Seal)

Copy Teste L. R. Edwards l & c

Mary Cottons. gone.
account

Happy

B.

Johnson & Wife

Smith Jr. 5 Ex. with Will

Dr/a B. Brown
no.
Box 6 Smith.
Wrentham, Mass.
Received at
No. 10 N. Main St.
Wrentham, Mass.
Adm. Cl.: 1836

Dr Mary Cotton orphan of Beby D Cotton decd
In account with Josiah C Smith her guardian Contra Cr

1838 Jan 1	To board & clothing for 1837	20	00		
" " "	By her share of negro hires for 1837	"	"	20	00
1839 Jan 1	To clothing for 1838	20	00		
" " "	By her share of negro hires for 1838	"	"	20	00
1840 Jan 1	To clothing for 1839	20	00		
1839 sep 11	pd Wm B Daughtneys land	32	74		
" " "	5 per cent commo on acct	3	67		
1840 Jan 1	balance for contra	37	00		
1839 sep 11	By cash recd from Wm B Daughtneys	93	41	-73	41
1840 Jan 1	her share of negro hires for 1839	"	"	20	00
				\$93	41
1840 Jan 1	By balance to debit			37	00
1841 Jan 1	To clothing for 1840	20	00		
" " "	By her share of negro hires for 1840			20	00
" " "	To balance for Contra	37	00	57	00
		57	00		
1841 Jan 1	By balance to debit			37	00
" " "	Int on \$37.00 for 1 yr 3 mos 19 days			2	88
	Balance due the orphan			\$39	88

Josiah C Smith Sr

At a Court held for the County of Southampton the 18th day of January 1841 this account of Josiah C Smith Guardianship of Mary Cotton was returned and ordered to be recorded

Jesth L R Edwards Clk

c. Hepp. Este. L R Edwards Secy

Settlement of the Goods
acc. of Mary Cotton:
(now Mary Johnson)

Cotton

1. 2. 3.

Dr. Mary Johnson (formerly Mary Cotton)

In acc: with Jos. C. Smith late guar^r . . Contra Cr:

1839. Sep: 11	By this sum rec ^d from W. B. Daughtrey			73	41
1838. Jan: 1	To clothing for 1837.	62			
" "	By this portion of negro hires for 1837 \$25			10	00
1839. Jan: 1	To clothing for 1838. \$15				
" "	By this portion of negro hires for 1838. \$25			10	00
1840. Jan: 1	To clothing for 1839 \$15				
" "	By this portion of negro hires for 1839. \$25			10	00
1841. Jan 1	To clothing for 1840 \$15				
" "	By this portion of negro hires for 1840 \$25			10	00
" "	Sp. Cent Common on a/c.	3	67		
" "	By balance to debit			69	74
				<u>\$109</u>	<u>74</u>
	Int: on \$69. 74 for 3 yrs 4 mos 10 ^d	14	05		
	Int: on \$10. for 4 yrs	2	40		
	Int on \$10 for 3 yrs	1	80		
	Int on \$10 for 2 yrs	1	20		
	Int on \$10 for 1 yr		60		
		<u>\$20</u>	<u>05</u>	20	05
				<u>\$129</u>	<u>79</u>
1841 Nov: 16	To Cash p ^r Jos. C. Smith's acc. . . . \$5. 35				
"	p ^r Alben Crop acc: 2. 75				
				<u>8</u>	<u>10</u>
				<u>\$121</u>	<u>69</u>
"	To cash p ^r Henry Fowler for goods			7	50
				<u>\$114</u>	<u>19</u>

~~with interest~~

With Interest from 12th June 1841

Cottons & Co.

2. } Bond with Counter
Security.

Riddick.

Copy.

Johnson & Co.

2. } Cr: with one of D-fts
Riddick.

Smith & Co.

Know all men by these presents that we Josiah C. Smith William P. Croft & Lemuel R. Gardner & Thomas Harcourt & Jeph. B. Johnson are held and firmly bound Abram Reddick in the sum two thousand _____ to be paid unto the said Abram Reddick, his certain attorney his Executors administrators or assigns to the payment whereof well and truly to be made we bind ourselves our heirs executors and administrators jointly and severally firmly by these presents sealed with our seals and dated this 19th day of July 1841

The Condition of the above obligation is such that whereas the above bound Josiah C. Smith as Guardian of Mary & Allen Cotton heretofore to wit: At a Court held for the County of Northampton on the 19th day of December 1836 before the justices of the said Court executed a bond payable to the said justices with Abram Reddick and Matthew W. Vaughan & his securities and Conditioned for the discharge of his duties as Guardian — as aforesaid and whereas by an order made at this day the said Court of Northampton has directed the said Josiah C. Smith — to give the said Abram Reddick — good Counties security: Now therefore if the said Josiah C. Smith shall entirely indemnify the said Abram Reddick against any loss or injury already sustained by him or which may be hereafter sustained by him in consequence of the execution of the said first bond then this obligation to be void otherwise to remain in full force and virtue

Signed sealed and delivered
in presence of

J. C. Smith *ad*
William P. Croft *ad*
Lemuel R. Gardner *ad*
Jeph. B. Johnson *ad*
Thomas Harcourt *ad*

Copy

Teste

JR Edwards. Secy