

1848-003

SOUTHAMPTON COUNTY
CHANCERY PAPERS

COBB and Wife VS. PIERCE'S EXECUTOR
et al 11/1848

Other SURNAMES: Wyche,
Powell, Middleton, Ivey,
Peirce, Dole's, Maget,
Newsum, Newsom

50 20 17.

Cobb & wife

v. } Papers

Pierces Exor &c

1848 Nov. Decur

Cobb & wife
v. { Stat. Rules

Pierces Exr &c

Call	5.18
Shff	1.05
Wts	6.92
Law &c	19.16
	32.31

Jeremiah Cobb and Elizabeth his wife
against

- Rice B Pierce executor of Henrietta J Pierce dec^d. Patrick Doles, James
Mager, Geo. A. W. Newsom, Thomas M. Lawrence Co. Mary V. Alexander,
Francis J. Caroline, George, Louisa, Margaret, Rice B Pierce jr.
Frederick, John W Pierce, Ira J Wyche & Martha his wife, W. B. Pow-
ell and Mary J his wife, John S Middleton & Martha B his wife
Benjamin Ivey & Margaret his wife & Eliza A R Middleton -
1846 Dec. 29th Subpoena awarded returnable to January Rules 1847.
1847 Jan. R. Subpoena ret^d executed on Geo. A. W. Newsom & Patrick Doles
James Mager not found. - the other Dfts. no inhabitants - New
Sp^a awarded to Mager. Bill filed -
" Feb. R. Subpoena to Mager ret^d executed -
" March " - Cause set for hearing as to Dfts. Newsom & Doles -
" April " Answer of Rice B Pierce Exor. Henrietta J Pierce dec^d. Gen.
Rep: thereto. - Cause set for hearing as to Dft. Mager -
" June " Cause set for hearing as to Dft. Rice B Pierce Exor. Henrietta
J. Pierce dec^d. - Order of publication to Dfts. Mary V. Alexander,
Francis J. George, & John W Pierce, Ira J Wyche & Martha his wife,
W. B. Powell & Mary J his wife, Benjamin Ivey & Margaret his wife &
Thomas M & Lawrence B Pierce. New process awarded to Dfts. John S
Middleton & wife & Eliza A. R. Middleton -
" July. R. James D Massenburg appointed gen. ad litem to inspect Dfts.
the process to Middleton & wife & Eliza A R Middleton not being
Ex^d new process awarded to them -
" Aug. R. Process ret^d not found new process awarded to Dft. John S
Middleton & wife.
" Sep. Answer of infants & Gen. Rep: thereto. Sp^a to Middleton &
wife ret^d Ex^d -
" Nov. 9th Answers filed & issue made up to be tried by a jury
1848. etc. T. Deane &

Cobb & wife

to { Bill

Pierce Esq. or Co.

1847 January 18th

To the Honorable the Judge of the Circuit Superior
Court of law & chancery for the county of Southampton
Humbly complaining show unto your Honor your
complainant to George Cobb and Elizabeth his wife -

That during the year 1846 Henrietta T Pierce the
daughter of your oration departed this life above the
age of twenty-one years entitled to a large estate con-
sisting of lands lying in the county of Southampton
shares in possessions and other land and slaves
in reversion on the death of her mother besides
a considerable amount in money and bonds in
all worth in the estimation of your complainant
about the sum of eight thousand dollars

That at the time of the death of Miss Pierce she was on
a visit to one of her relations in Norfolk county.

That at the August Term of the county Court of South-
ampton a paper purporting to be the last will and
testament of the s^d Henrietta T Pierce was produced in
court and proved by the oaths of two of the subscribing
witnesses thereto, and admitted to record, and at the
September Term of the s^d Court Rice B Pierce one of the
Executors named in said will appeared in court and
qualified according to law by executing bond and
giving Patrick Doherty James Maget & Geo. A. Newsome his
securities - A copy of the s^d paper and certificate of qualifi-
cation of the Executor are herewith exhibited and pray-
ed to be taken and considered as a part of this bill.

That by the provisions of the s^d will the whole property
both real & personal is devised to the cousins of the
dec^d none of whom in the event of her intestacy would
be her heirs at law to wit: Thomas M Pierce Laurence
C Pierce, Martha Wyche, Mary B. Alexander Francis J.
Caroline, George Louisa, Margaret Rice B jr, Frederick
Pierce, John W Pierce, Mary T Powell Martha B Middleton
Margaret Key and Eliza A B Middleton - That Mary B.
Alexander, Francis J, Caroline George Louisa Margaret

Rice B. Jr., Frederick, John W. Pierce Martha Wyche, Mary
& Powell and Margaret Grey are residents of North Carolina
and Thomas M. Pierce & Laurence C. Pierce are residents of
some state unknown, and ~~Martha Wyche~~ Caroline Louisa
Margaret Rice B. Jr. Frederick Pierce and Eliza A. K. Middle-
ton are infants under the age of twenty one years.
That Martha Wyche has intermarried with H. J. Wyche
Margaret Grey with Benjamin Grey and Martha B. Middleton
with John S. Middleton and Mary & Powell with W. B.
Powell. Your orator feels deeply mortified
to state that although her daughter was kind and
affectionate living on terms of great intimacy kind-
ness friendship & love yet she did not make any
provision for her - That she either forget she had
a mother or some undue and fraudulent influence
was exerted over her when the paper purporting to be
her last will was prepared - Your complainants
can not believe that Henrietta J. Pierce if in her
proper senses would have made such a will as
that which it is asserted she did make - They can not
believe that she would have left out her mother
and bequeathed her property to persons with some
of whom she was not on terms of a very affectionate
character - Your complainants believe and
therefore charge that the paper a copy of which
is herewith exhibited bearing date the 1st day of
August 1846 is not the true and valid last will &
testament of Henrietta J. Pierce, and they there-
fore feel bound in justice to their own rights
as well as a proper regard for the wishes of the dead,
to file this their bill for the purpose of contesting
the validity of the said will.

Your complainants further state that your orator
is the mother and sole heir at law of Henrietta J. Pierce
and is entitled to her whole estate in the event of
her intestacy - That the property which was in the

possession of the testatrix has come into the possession
of Rice B. Pierce the executor who refuses to deliver it
to your complainants because of the said alleged will
and your complainants contend there is no such
will sufficient to prevent the recovery of the said
property.

In tender consideration of all which and in
as much as your complainants are without ad-
equate relief in the premises, except in a court
of equity, to the end therefore that justice may be
done, they pray your Honor to make Rice B. Pierce
executor of Henrietta J. Pierce, Patrick John James Ma-
gill & Geo. A. W. Newson, Thomas M. Lawrence C. Mary B.
Alexander, Francis J. Caroline, George Louisa Margaret
Rice B. Jr. ^{Pierce} Frederick John W. Pierce H. J. Wyche &
Martha his wife, W. B. Powell & Mary J. his wife, John S.
Middleton & Martha B. his wife, Benjamin Grey & Margaret
his wife and Eliza A. K. Middleton, the infants by
some fit and proper person to defend them, defend-
ants to this bill with apt and proper words to charge
them - That an issue of verisimilitude may be
made up and tried at the bar of this court whether
the paper writing a copy of which is herewith exhibi-
ted be the will of the s^d Henrietta J. Pierce or not - That
if the said writing should be decided not to be the
will of Henrietta J. Pierce then your Honor will decree
the land and shares of which s^d decedent did possess
may be delivered up to your complainants - That
Rice B. Pierce be compelled to settle before a court of
this court an account of his transactions as Executor, &
whatever balance may be found due on such settlement
may be decreed to be paid to your complainants -
That an order of publication may issue against the
absent defendants, and your Honor will grant
such other & general relief in the premises as equi-
ty may dictate, as in duty bound they will ever

pray & may it please the court to grant &c

Levi Cobb

Chas. S. Craft pro comp.

R.B. Pierce's answer

Cott wife

2 }

Pierce for 400

4847 April Rules

The answer of N. B. Pierce & Co of Henrietta T Pierce
to the bill of Complaint exhibited against him and
others by Jere Colt & wife.

This Respondent saving to himself all benefit of
just exception that may hereafter arise to the many
errors and uncertainties of the Compt's bill. For answer
thereto or unto so much thereof as he deems it material
to answer. Answering, says. That it is true as stated
in the bill that Henrietta Pierce was on a visit to a
relative in Norfolk County at the time of the execution
of her last will and testament. and that your Respon-
dent is the Executor of her last will and has duly
qualified as such. But your Respondent does not
believe that Henrietta Pierce was of sound mind
at the time of the execution of her last will and
testament, neither does he believe that any undue
influences were brought to bear on her. in inducing
the execution of her will. He therefore feels, war-
ranted in denying the allegations of the bill, charging
such a state of things and calls for the strictest
proof to sustain the Compt's in these their charges.
And your Compt further states that if any kind
feelings existed in the heart of Henrietta Pierce
toward any of the legatees in the will he is not
advised of it. He is willing at any time to obey
an order of the Court to settle his account before
a Commissioner of the Court. And having
answered he prays to be heard dismissed, &c-

N. B. Pierce

This day N. B. Pierce & Co of H Pierce personally appeared
before me a (J.P.) and made oath to the truth of
the above answer. to the best of his knowledge and
belief. Given under my hand & seal this 16th March

1847-

G. A. M. Newson (J.P.)

Cobb & wife
" } Answer

Purvis & Co

1847 November 9

The answer of Thomas H. Pierce, Lawrence C. Pierce,
Mary V. Pierce, Alexander Pierce, Francis L. Pierce
George Pierce, John W. Pierce, John J. Wright and
Martha his wife, Wm B. Powell and Mary J. his
wife, Benjamin Gray and Margaret his wife to
the bill exhibited against them and others by
Jesse Cobb and Elizabeth his wife in the
Ancient Supr. Court of New and Essex for
the County of Southampton Co. Their respective
for answer to the said bill is to much
number as they are asked it is material
for them to reply to say that they deny
all the allegations of the bill tending to
impeach the proper manner referred to, as
the last will and testament of Hannah
J. Pierce. They aver that the said proper
was and is the last will and testament
made by her whilst in her perfect senses
and without any undue influence whatever
and further they believe that the disposing
Manner made were long contemplated by
her and were in conformity to her
freely expressed declarations. They call
for such proof of all the charges in
the bill. We think that &c.

Cobb

to } Answer

Pierces Esq

1847 November 9th

The answer of Patrick Dolan, James Maguire and
Mrs. & the executors to the bill exhibited against
them and others by John Cobb and Elizabeth his
wife in the Circuit Supr Court of Law and
Chancery for the County of Southampton. Their
respondents for answer to the said bill as to so
much thereof as they are advised it is material
for them to reply to say that with
the exception of the execution of the bond of
the Jft Pease B. Pease as Exr. of Henryetta J
Pease ^{which} ~~they~~ they admit, they know
nothing of the matters charged in the bill
without that &c.

Cobb's wife
2 1/2 Annuities of infants
Pierced

1847 September Rules

Circuit Superior Court of law & chancery for the
County of Southampton

The answer of Caroline,
Lancie, Margaret, Rice B jr. & Frederick Burr and
Eliza A B Middleton, infants by James D Mosher being
their guardian ad litem to a bill of complaint
exhibited against them &c by Isaac Cobb & Elizabeth
his wife -

These Defendants saying & reserving all
benefit of exceptions do for answer to said
bill, answer & say that they know nothing of
the matters stated in the bill of the Plaintiffs
and that they submit their rights to the protec-
tion of the Court and having answered they
pray hence to be dismissed the Court &c and
they will ever pray &c

J D Mosher being g^d ad litem

Colt Spruce

2 } Answer

Purser Enr 40

1847 November 9th

The answer of John S Middleton and Martha
B his wife to the bill exhibited against
them and others by Jane Cobb and Elizabeth
his wife in the Circuit Superior Court
of Law and Chancery for the County of
Southampton. Their respondents saving and
reserving to themselves all such exceptions to the
said bill for answer thereto or to so much as
they are advised it is material for them to reply
to, say that they deny all the allegations of
the bill tending to impeach the paper therein
signed to, as the last will and testament
of Hannah J. Parris. They insist that the
said paper was and is her last will and
testament made by her whilst in her proper
senses and without any undue influences
whatsoever, and further they believe that the
dispositions therein made were long contempla-
ted by her and were in conformity to
her "freely and happily" declarations. They
call for strict proof of all the charges in
the bill. Witness that &c.

J. S. Middleton

Southampton County to wit

John S Middleton this day appeared
before me a Justice of the Peace for the County
of said and made oath that the facts stated
in the above answer are true to the best of
his knowledge and belief. Given under my
hand this 9th day of December 1847.

H. J. Smith (J.P.)

Robt & wife
Pierce & son
Brother

Pierce Esq

Esq

H. P. Pope Esq

Southampton Circuit Superior Court July Rules 1847.

Jeremiah Cobb & Elizabeth his wife

against

Rice B Pierce Exor. of Henrietta Pierce & others

Plffs

Defds

} In Chancery

On the motion of the Plaintiffs by Counsel James D Maspenburg is assigned guardian ad litem to the infant defendants to defend them in this suit! And it is ordered that notice be given the said guardian of his appointment by serving him with a copy of this order.

Attest

John L. Edwards clk

Cobb frog
& } Doves.

Pieris Es

Decem. Natal. 1847.

To be entered

R.H.B.

Cobb wife

"

Pence E. & Co.

}

By consent of parties this

cause came on to be heard

on the bill answers of all the

depts several replications and exhibits

and was argued by counsel on consideration

whereby the Court doth advise and

decree that the following issue be tried

by a jury at the bar of this Court at

the next term namely to wit. whether the

paper dated the first day of August 1846

and attested to probate in the County Court

of Southampton on the 17th of August 1846

as the last will and testament of Henrietta

J. Pence be the last will and testament

of the said Henrietta J. Pence or not.

Cottswick
3 { Judgments
Dance 104

Shop

Southampton Circuit Superior Court May Term 1848
 Jeremiah Colt and Elizabeth his wife

Plffs

vs
 upon

against
 Rice B Davis Executor of Henrietta Davis decd, and others Defs
 Spent out of Chancery

This day came the parties by their attorneys and thereupon
 came & Jury to wit "Cuthbert D Barham Edward S. Simmons
 Nathaniel Simmons George & Pope Spradley S. Delahans William Dunsford
 William Thornton Mark J Davis John W Turkey Josiah Munn
 William Whitney and Ch. Sprary who being checked tried and
 sworn the truth to speak upon the issue joined upon then each
 returned a verdict in the following words to wit "We of the
 Jury find that the paper writing dated 1st day of August 1846
 and admitted to probate in the County Court of Southampton
 on the 17th day of August 1846 as the last will and Testament
 of Henry J Davis is the true last will and Testament of
 Henrietta J Davis" Which is ordered to be certified to the
 Circuit Superior Court of Law and Chancery for Southampton County
 sitting in Chancery

Plffs: Costs

felts. \$2.22

Stuffs 2.52

Mts. 2.45

Saw. 2.50 \$17.89

A Copy Test J R Edwards C. J.

Def's costs.

felts. 2.28

Stuffs 1.05

Mts. 5.42

Saw 2.52 \$12.77

Cobb's wife
i } Decm.
Pierce's name

To be entered
R. H. Baker
Nov. co. 48.

Cobb & wife
v
Pierce & son

Decree

May term 1848

This day this cause came on to be heard on the bill and exhibits, answers of Defendants and replications thereto, and the verdict of the jury, rendered at May term 1848, and was argued by counsel. On consideration whereof the Court being of opinion that the paper writing, dated the 1st day of August in the year 1846, and admitted to probat in the County Court of Southampton on the 17th day of August in the year 1846 as the last will and testament of Henrietta T Pierce is the true last will and testament of the said Henrietta T Pierce doth adjudge, order and decree that the plaintiffs bill be dismissed, and that the plaintiffs pay the costs of this suit.

C.S.C

Cobb Wife

v } App. in Chy

Pierces Exor & ad

1847 January Rules

Executed on George A. H.
Munson and Patrick Hols

James Magget not found
The other ^{defendants} ~~parties~~ no doubt.

William A. Bell Deputy of
J. C. Barnes Sheriff

Recd App. v Martha & Mary Blinn

Now App. v Magget ip?

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County, Greeting;

We command you that you summon *Rice B. Pierce executor of Henrietta P. Pierce*
dec'd. Patrick Doles. James Maget. George A. W. Newsom. Thomas M. Pierce
Laurence B. Pierce. Mary T. Pierce. Alexander Pierce. Francis J. Pierce
Caroline Pierce. George Pierce. Louisa A. Pierce. Margaret Pierce.
Rice B. Pierce jr. Frederick Pierce. John W. Pierce. Ira B. Myche & Martha
his wife. W. B. Powell & Mary T. his wife. John S. Middleton & Martha B
his wife. Benjamin Ivy & Margaret his wife & Eliza A. R. Middleton.

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

January— next, to answer a Bill in Chancery exhibited against *them* in
the said Court by *Jeremiah Cobb & Elizabeth his wife*

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
December 184*6*, in the *71st* year of the Commonwealth.

L. R. Edwards clk

[One Copy to be delivered each Defendant.]

C.S.B

Cobb Gruffs

v } Sp^a in Rhy

Pierces Error 408

1847 February Rules

Corrected by Delivering a true
the contents
copy of H. P. Roper D.S.
for Jacob Barnes' Shuff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County, Greeting:

We command you that you summon

James Maget —

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 ^{and others} Monday in *February* next, to answer a Bill in Chancery exhibited against *him* in the said Court by *Jeremiah Cobb of Elizabeth his wife* —

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 *4th* day of *January* 1847, in the *71st* year of the Commonwealth.

L. R. Edwards *clerk*

[One Copy to be delivered each Defendant.]

10.8.16

Cobb wife

~ } Sp^a Chy.

Tierias Emr y^e

1847 July Rules

THE COMMONWEALTH OF VIRGINIA

Sergeant of the City of Norfolk
To the ~~Sheriff~~ of Southampton County, Greeting:

We command you that you summon

*John S Middleton & Martha B his wife & Eliza A.
R Middleton*

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 *other* ~~them~~ in
the said Court by *Jeremiah Cobb & Elizabeth his wife.*

And unless *they* shall answer the said Bill within ~~four~~ ^{two} 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 *7th* day of
June. 184*7*, in the *7th* year of the Commonwealth.

R. Edwards

[One Copy to be delivered each Defendant.]

C. S. C.

Cobb & wife

v } Sp. in Chy.

Pierres Exor &c

1847 August Rules

Not found

Pro B. M. C. bond
dz for A. M. Smith
J. H. M.

THE COMMONWEALTH OF VIRGINIA,

Norfolk
To the Sheriff of ~~Southampton~~ County, Greeting:

We command you that you summon

*John S Middleton & Martha his wife &
Eliza A R Middleton*

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 ^{*& others*} ~~them~~ in
the said Court by *Jeremiah Cobb. & Elizabeth his wife*

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 *5th* day of
July 184*7*, in the *72nd* year of the Commonwealth.

L R Edwards Clk

[One Copy to be delivered each Defendant.]

Cobb Jr wife
w. } Sp. ch

Pierces Earl

1847 September Rites

Executed on the 3^d day
of September 1847 by de-
livering a true copy
of the within to Mrs J.
Middletown & Martha B.
his wife & Eliza A R.
Middletown

For B. M. Cloud
by for A. P. Smith off

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of ^{Norfolk} ~~Southampton~~ County, Greeting:

We command you that you summon

John I Middleton & Martha N his wife &
Elija A R Middleton . - - -

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
^{September} ~~September~~ next, to answer a Bill in Chancery exhibited against ^{W others} ~~them~~ in
the said Court by Jere Cobb & Elizabeth his wife.

And unless ^{have} ~~they~~ shall answer the said Bill within ~~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 2^d day of
August 1847, in the 7^d year of the Commonwealth.

L R Edwards *bb*

[One Copy to be delivered each Defendant.]

Cobb & wife

v.

} Exhbt. with bill

Pierces Exor. &c

Locha

In the name of God amen. I Henrietta^J Pierce of the County of Southampton & State of Virginia, and now on a visit to my relations in Norfolk County, being sick and weak in body, but of sound mind and disposing memory: and calling to mind the uncertainty of human life, and being desirous to dispose of all such worldly estate as it has pleased God to bless me with, I give and bequeath the same in manner following that is to say:

Item. 1st I desire that my executors herein after named, pay off and discharge all of my just debts and funeral expenses.

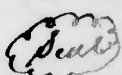
Item. 2^d I give and bequeath unto Eliza A. R. Middleton daughter of Capt. John P. Middleton my gold watch and chain.

Item 3^d I give and bequeath all my estate both real and personal which I hold in possession, and also all such estate both real and personal that may lawfully revert to me at the death of my mother Elizabeth Cobb, to be equally divided amongst my Cousins, Thomas M. Pierce, Lawrence Pierce, Martha Wyche, Mary V. Pierce, Alexander Pierce, Francis J. Pierce, Caroline Pierce, George Pierce, Louisa Pierce, Margaret Pierce, Rice B. Pierce, Jr., Frederick Pierce, John W. Pierce, Mary J. Powell, Martha B. Middleton and Margaret Ivy to them and their heirs forever.

Item. 4th In the event of the death of Mr. Cobb, the husband of my mother, should my dear mother be left without the means of a comfortable support. It is my request and I do hereby earnestly desire my several Cousins to whom I have bequeathed all my estate, to contribute equal portions for the comfortable support of my dear mother during her natural life.

Item 5th And lastly I do hereby constitute, name and appoint my uncle Rice B. Pierce of North Carolina and my friend John P. Middleton of Norfolk County Va. executors to this my last will and testament, hereby revoking all other wills by me heretofore made. In Witness whereof I have hereunto set my hand and affixed my Seal this the first day of August in the year of our Lord one thousand eight hundred and forty six.

Signed, Sealed, published, declared
and delivered in presence of us
who have subscribed our names

Henrietta J. Pierce 

as witnesses
Wm Etheridge
J M. Drury
John S Middleton.

At a Court held for the County of Southampton the 17 day of August
1846. A writing bearing date the 1st day of August 1846 purporting
the last Will and testament of Henrietta J Pierce dec^d. was produced
in Court and proved by the oath of Wm Etheridge and J M. Drury
two of the subscribing witnesses thereto and ordered to be recorded. John
S Middleton one of the Executors therein named appeared in Court
and refused to take upon himself the burden of the execution of the
said Will.

Teste L R Edwards Ck

Attest

Teste. L R Edwards Ck

Colb & wife

v. } Exh't. with bills

Pierces Exr &c

At a Court held for the County of Southampton on the 21st day of
September 1846.

On the motion of Rice W Pierce one of the executors,
named in the last will and testament of Bennett T Pierce dec: hereto-
fore proved and recorded in this Court, who made oath and together
with Patrick Doles, James Maget and G. A. W. Newson his securities
entered into and acknowledged a bond in the penalty of twelve thousand
dollars conditioned as the law directs certificate is granted him for
obtaining a probat of the said Will in due form

Teste..

L R Edwards Cls