

1851-003 SOUTHAMPTON COUNTY
CHANCERY PAPERS

COCKE

VS. JOYNER et al

11/1851

other surnames; Peal,
Harrison, Murfee, Peale,
Peele, Sumner, Sebrell,
Jones, Bradshaw,
Halcomb

Cocks

to } Sat. Rules

Joynes & Co

1848 May.

Pluff Cords	Letter	\$10.55
	Shiff	4.42
	Corn	13.50
	Saw & Co	17.41
		\$45.88
	Printer	5.50
		\$51.38
1849 Nov.	Letter	1.08
		\$52.46

1850 May. additional Cords.

Letter	4.02
Corn.	6.00

1851 May.

Whole and Cords.	Letter	\$15.62
	Shiff	4.42
	Corn	24.50
	Saw & Co	17.41
	Printer	5.50
		\$69.55

Charles G Locke

^{v.}
Jane. Josiah. Elijah, Allen. Newson & Jane M Joyner. & Mary Jane
Peale infants of Mary Peale dec^d formerly Joyner.

1846 June 20. Sp^a of Decree nisi issued.

" Aug. R. Bill filed - Sp^a ret^d Ex^r on Josiah. Elijah & Newson
Joyner. - Allen & Jane M Joyner no inhabitants & Jane Joyner not f^d.

" Sept. New Sp^a an^d v. Jane. Allen & Jane M Joyner.

" Oct. 1st Monday. Answers of Josiah. Elijah Joyner. & of Elijah Joyner as Exor:
of Thomas Joyner dec^d. & as Ex^r additem to Allen & Newson
Joyner. & Mary Jane Peale filed

" Nov. T. Decree for the account.

1847 " " Decree of Nov. Term 1846 set aside. and decree for
an account

1848 March 28. Report.

" May T. Decree for p^{er}ff.

" Nov. " Continued

1849 May " Continued

1850 March 29 Report

" May T. Decree of

" Nov. " Pet. of J. D. Williams ad. C. H. Newson & dec^d

1851 Nov. 17th Report.

" May T. Decree

" Nov. " Reversal & set aside Decree

26.

Chas L. Carter

Vt

My finger has come

1846 August Rules

To the honourable, the Judge of the circuit superior court of Law and Chancery for the county of Southampton in chancery sitting;

Humbly complaining, sheweth to your honour, your orator Charles L. Bocke, in behalf of himself and all others, the bond and simple contract creditors of Thomas Joyner deed, late of the county of Southampton, who shall elect to come in, and contribute to the expences of this suit; that the said Thomas Joyner is indebted to your orator in a large sum of money, to wit: in the sum of \$55.21 cents with interest from the 15th day of February 1845; as will more fully appear by a bond executed by the said Thomas Joyner, marked, A, and hereto annexed, and prayed to be regarded as a part of this Bill, that the said Thomas Joyner departed this life on, or about, the day of 1845, after having duly made, and published his last will and testament, which was on the 17th day of March 1845 duly admitted to probat in the county court of Southampton, and thereupon a certain Elijah Joyner the executor therein named, qualified and took upon himself the administration of his estate and has reduced the same into his possession, an attested copy of which will, marked B, ^{is} hereto annexed and prayed to be regarded as a part of this bill; that the said Thomas Joyner died seized and possessed of considerable real and personal estate lying, and being, in the county of Southampton, and leaving neither wife, nor child, and the following persons to wit: his mother Jane Joyner, brothers, Josiah Joyner, Elijah Joyner, Allen Joyner & Stevenson Joyner, ^{and Mary P. Pease, infant, wife of Josiah Pease & sister of the said Thomas Joyner} & sister Jane M. Joyner, as his heirs, and distributaries at law, your orator is informed, and so he charges and believes that the personal estate of the said Thomas Joyner has been administered and consumed by the said Elijah Joyner executor aforesaid, in the payments of the debts &c due & owing by the said Thomas Joyner that your orator believes & therefore charges that the real estate, whereof the said Thomas Joyner died seized & which upon principles of Equity, & according to an act of the general Assembly of Virginia passed March 17th 1842. & for such cases provided, is liable to be sold for the payment of your orator's debt aforesaid, consisting of a farm in Southampton County, & bounded by, or lying adjacent to the lands of

Containing about acres & worth perhaps the sum of \$ and of
the yearly value of or the above, which said real estate, your orator
charges should be sold, and the proceeds applied to the payment of the debts of
your orator & others who may elect to come in &c. upon the principles & terms
herein set forth; And your orator has accordingly & frequently applied to the
said Jane, Josiah, Elijah, Allen, & Neverson and Jane M. Joyner
Mary Jane Real wife of Josiah Joyner, to consent to such sale and distribution thereof, the said proceeds as afore-
said; well hoping that such reasonable request would have been com-
plied with, But now so it is may it please the court, the said
Jane, Josiah, Elijah, Allen, Neverson, and Jane M. Joyner, combin-
ing &c; absolutely refused so to do, contrary to equity and good conscience
In consideration whereof, and for as much as your orator is remediless
save in a court of equity, where matters of this sort are cognizable &
relievable; to the End that the said Jane, Josiah, Elijah, Allen,
Neverson, and Jane M. Joyner, may be made parties defendants
of whom the said Allen, Neverson Joyner and Mary Jane Real, are jointly & severally by their said petition appointed by the court
here to, and on their several corporal oaths, to the best of their seve-
ral, and respective, knowledge, make true, full, complete and
perfect answers to each, & every part, of this Bill, more especially that the
said Elijah Joyner answer and set forth whether he is or not the
executor of said Thomas Joyner dec'd, the condition of the assets
&c and that he render your orators pray, before a commissioner of
this court, an account of his transactions as executor aforesaid. and the
said other defendants further answer & set forth a true and full &
particular account and description of the Real estate whereof the said
Thomas Joyner died seized, or had an interest in, the value thereof,
and the Annual value or receipts of the same. And your orator
further prays that the said real estate may be sold by a decree
of this Honourable court, and the proceeds distributed upon the
principles of this Bill, and Grant all other and necessary
relief as in the premises may be met and proper and
grant &c.

N. H. Whitford P. M.

Cocke

~
Petitions
Togues &c

Bring on the case on
the Pet: of Will. Murph
and the papers formerly
read, and direct the
report to be recommended
with authority to receive
proof of the said other
claims, and with
direction that the Com:
ascertain support the
ant. title on the
off. Cocke -

R. H. Baker
Hon. Co. 49.

To The Hon Judges of The Circuit Superior Court
of law & chancery for The County of South Hampton
In Chancery

Humbly petitioning sheweth unto your Honor
your petitioner Wm. Murphy that sometime
in the year 1846 a suit was instituted in
this honorable court against Elija Joyner
Esq. of Thomas Joyner decd. and Elija, Josiah,
Allen, Newson, Jane & Jane M Joyner heirs
at law of the said Thomas Joyner decd. in be-
half of Charles L Locke and all other creditors
of the said Thomas Joyner decd.; and at the Nov.
Term 1846 an order was made for a commis-
sion of the Court to settle an account of the
transactions of Elija Joyner on the estate of
his testator Thomas Joyner and also an
account of the present & annual value of
the real estate which of the said Thomas Joyner
decd seized: At the Nov. Term. 1847 an order
was made setting aside the order of the pre-
ceding term, directing the commissioners to
report an account of the transactions of Elija
Joyner Esq. of Thomas Joyner, an account of
the demand of the Plff and the claims of all
other creditors who may choose to come in
before the commissioners on the usual terms
showing the character & amount thereof, and
also an account of the real & annual value of
the real estate of which Thomas Joyner decd
seized. The commissioners reported the accounts
directed, on the 28th of March 1848, and at the
May Term of the same year the cause was
again heard on the papers formerly read and

The report of the commissioners, and he having re-
ported only the debt due the State as outstand-
ing against the said Thomas Jozner dec'd., a
decree was entered directing the land of which
the said Jozner died seized to be rented out
and the proceeds applied to the payment of
the State debt until it should be discharged.
Your petitioner further states that the said Thomas
Jozner dec'd. in his lifetime was indebted to him
in the sum of \$39.86 for which amount he executed
his bond to your petitioner on the 31st day of
January 1845 with one George H Gardner as his
surety, and that the said bond is still due & unpaid
in his possession. That at the time the commis-
sioners took the aforesaid account of the debts out-
standing against the said Thomas Jozner dec'd.
your petitioner was out of the commonwealth
and not aware that such an account had
been directed, or that this suit was pending,
and consequently he failed to lay his claims
before the commissioners. Your petitioner
is advised that under these circumstances
aforesaid he ought now to be permitted to go
in before the said commissioners and prove
his debt due on the bond aforesaid.

Chambliss Waplesburg attys

Cocks

2 } Pitt. of S. William adv.
E. H. H. H.

Seignurs are

1850 November Term

To the Hon Judge of the Circuit Superior
Court of Law and Chancery, for the County of Rich-
amond, in chancery - November Term 1850.

Humly petitioning sheweth
unto your honor, your petitioner Edw D. Williams
administrator of Edwin Harrison deceased, that
some time in the year 1846, a suit was instituted
in this honorable court against Elijah Izner, ex-
ecutor of Thomas Izner deceased, and Elijah, Jo-
siah, Allen, Stevenson, Lane and Lane M Izner
heirs at law of the said Thomas Izner deceased,
in behalf of Charles L Locke and all other cred-
itors of the said Thomas Izner deceased; and
at the November Term 1846 an order was made
for a commissioner of the court to settle the
transactions of Elijah Izner on the estate of
his testator Thomas Izner, and also an account
of the fee simple & annual value of the re-
al estate whereof the said Thomas Izner
died seized: At November Term 1847, an order
was made setting aside the order of the pre-
ceding term, directing the commissioner to re-
port an account of the transactions of Elijah
Izner, executor of Thomas Izner an account
of the demand of the Plaintiff and the claims
of all other creditors who might choose to
come in before the commissioner on the
usual terms showing the character & amount
thereof, and also an account of the fee simple
& annual value of the real estate whereof
Thomas Izner died seized. The commissioner
reported the accounts directed on the 28th
March AD 1848, and at the May Term of

that year the cause was again heard on the papers formerly read and the report of the commissioner and he having reported only the debt due the plaintiff as outstanding against the said Thomas Byrner deceased, a decree was entered directing the land of which the said Thomas Byrner died seized to be rented out and the proceeds applied to the payment of the plaintiff's debt until it should be discharged. At the November term of this Court AD 1849, a petition was made by one William Murfee begging to be permitted to exhibit his claims, against the said Thomas Byrner deceased, before a commissioner, asking a report thereon, and that he the said Murfee might come in, on the usual terms, in the distribution of the proceeds of the rent of said land - The commissioner accordingly returned a report to the May term of this Court AD 1850, at which time a decree was made directing the sheriff as a special Commissioner to make sale of the aforesaid land, to receive the rents due, and to report to this Court in order to a final decree - The sheriff as commissioner as aforesaid has made no report.

Your petitioner further states that the said Thomas Byrner dec'd in his lifetime was indebted to ~~the~~ ^{said Edward Garrison in his lifetime} in the sum of eleven dollars & seventy five cents, due by bond executed to the ~~petitioner~~ ^{said Edward Garrison} on the 20th December AD 1844, upon which bond the ~~petitioner~~ ^{he afterwards} on the 17th March AD 1849, obtained a judgment against the said Elijah Byrner executor of Thomas Byrner as aforesaid; and that the said Thomas By-

ner was further indebted, during his lifetime, to ~~the said Edward Garrison~~ ^{the petitioner} in the sum of four dollars due by open account upon which ~~the petitioner~~ ^{he afterwards} obtained judgment on the 17th March 1849 AD, and that the said judgments are still due & unpaid & are now in the possession of your petitioner.

Your petitioner further states that at the time the commissioner took the aforesaid accounts of the debts outstanding against the said Thomas Byrner deceased ~~your petitioner~~ ^{the said Edward Garrison was then} ~~petitioner~~ ^{living} and was not a resident of this Commonwealth ~~nor~~ ^{was} he aware that such accounts had been directed or that this suit was pending and consequently he failed to lay his claims before the commissioner.

Your petitioner is advised that under the circumstances aforesaid he ought now to be permitted to go in before the said Commissioner and prove his debts still due him as executor on the judgments aforesaid.

Jno J. Kindred
attorney

Samuel J. J. J.
art. u.
L. H. H. H. H.

Box

to } Answer

Seigneur 80

The answer of Jane M. Joyner, to a Bill of Complaint
filed by her. ~~Bill~~ By Charles L. Coche, in Ex. P. Sup. Court
of So. Hampton.

This respondent having &c. & desiring &c. for answer
to so much of said Bill, as she is advised it is material for
her to answer, answers & says; that it is true she is a sister
of said Thomas Joyner &c. and entitled as one of his heirs at law;
&c. that the facts in said Bill alleged are true to the best
of her knowledge & belief & having no objection to a
sale of the real estate of said Thomas Joyner &c. as in
the manner prayed for in said Bill - & having answered &c.

Jane M. Joyner (Signed)

Infant carrier

1811 6 Oct. 1st Monday

1 By Elijah Joyner their S^d ad litem appointed to defend them in
the suit.

The answer of ~~Elijah Joyner~~ S^d ad litem to Allen
& Reverend Joyner. & Mary Jane Beal wife of Mary Beal, Dorsey Joyner
to a Bill of Complaint filed at their S^d by Chs L. Cooke
their respondents by their S^d S^d ad litem Elijah Joyner. for answer to
to much of 1st Bill as they are advised it is material for them to answer
and say that is true they are entitled & stand in the relation as
set forth in the complaint, Bill: but as they are infants &
by law to submit themselves, and their interest, to the protection
of the Court. Great &c. and having agreed upon this.

Elijah Joyner

Secre

To be entered

R 14 B.

1846 Nov. Term

Cooke } This day this cause came on to be heard on the Rice v. J. & Co. and was
H } argued by Counsel, on consideration whereof the court doth order &c. that Elijah
J. J. } J. J. the executor of the last Will & Testament of Thomas J. J. do render before
the Commissioner of this Court, an account of his Transacting on the estate
of his testator the s^d Thomas J. J. & further more take an account of the all
the real estate whereof the s^d testator died seized, and the ^{simple &} annual value of the
s^d estate &c.

Southampton Circuit - Superior Court, Nov. 11. 1846
Charles L. Locke. - - - Plaintiff

against:

Jam. Josiah, Elijah, Allen, Neverson } In Chancery
+ Jam. McGovern, & Mary Jane Peale.
by Elijah Joyner, their guardian
ad litem - - - - - } Defendants

This day this cause came on to be heard on the
answers and Exhibits and was argued by
Council, on consideration whereof the court doth
order &c that - Elijah the executor of the last will
and testament of Thomas Joyner dec^d under before
Commissioner of this Court, an account of his
transactions on the estate of his late testator the
said Tho^s Joyner dec^d and furthermore
take an account of the real estate where
of the said ~~Thomas Joyner~~ died seized
and the presump^{tion} and an actual value of
of the said estate.

A Copy Dated

L. R. Edwards

Commissioner's Office Jerusalem Feb^y 11. 1847
The parties interested in the settlement of
the accounts directed by the above order
of the court are requested to attend at
the court-house ~~for the~~ town of
Jerusalem on Tuesday 20th day of
July next, having appointed that
day for their examination and
settlement;

Per Coll^{or} Court

July 16. 1847 I acknowledge the service of the within
notice
Arthur A. Drury, ^{my} James M. Joyner
mark

July 14. 1847 I acknowledge the service of the within
notice
for Joines

July 19th 1847 a copy of this notice
delivered to Elijah Joyner this day

Act Drury

Sanction County to wit

This day Arthur A. Drury personally appeared
before me James D. Bryant a Justice of the Peace for said County
and made oath that James M. Joyner and Jos. Joyner acknowledge
service of the within notice. and that he delivered a true
copy of the within to Elijah Joyner at the above mentioned
dates given under my hand this 19th day of July 1847

James D. Bryant JP

Booke }
vs } Notes
Loggers

Executed by
Delivering as
true app to the Dept
Clyde Lupton

A. C. Rapp Sept
for J. Barns Ship

Payables

Jerusalem Circuit Superior Court, November 11th 1846

Charles L Cooke

Plff
vs
In Chancery

Against

Jane, Josiah, Elijah Allen, & Vernon
& Jane McBoyer, & Mary Jane Peale, The said
Allen, Vernon, Joyner & Mary Jane Peale
by Elijah Joyner, their guardian ad litem.

This day, this cause came on to be heard on the
answers & exhibits, and was argued by Counsel,
On consideration whereof the Court doth order, &c.
That - Elijah the executor of the last will and
testament of Thomas Joyner dec^d? render before
Commissioners of this Court - an account of his
transactions on the estate of his testator the
said Thomas Joyner dec^d? and furthermore take
an account of the real estate whereof the said
testator died, seized and the fee simple and
annual value of the said estate.

A Copy

Teste L. R. Edmund Clk

Clerk, Office Jerusalem February 11th 1847

The parties interested in the settlement of the
accounts directed by the above order of the Court
are required to attend at the Court house in the
town of Jerusalem on Thursday the 11th day of
march next - having appointed that day for their
examination and settlement

See both Court

mem —

books

a

Jaynes P

To be entered

R. B. B.

1847 November Term

Coke
St.
Thomas Byner

Their cause came on the day to be heard on the papers formerly
 read, and ~~was~~ ^{the} report of ~~Commissioner of Prob.~~ ^{the} and was argued by counsel. On consider-
 - ation whereof the court doth, that ~~the~~ ^{the} be order, that ^{the} decree entered in this case
 at the November Term ¹⁸⁴⁶ be and the same is hereby set aside: and the report returned
 by ~~o' Commissioner~~ ^{in person} be suspended; and the court doth further order, that the Commissioner
 of ~~this court~~ proceed to take an account of the transactions of Elizabeth Syner
 & c. of s^r Thomas Syner dec^d in which the account heretofore rendered in this cause
 may be taken as prima facie correct: and further more ~~take~~ ^{state} an account of the
 plaintiffs demands and as well as of the claims of all other creditors of s^r
 deceased - who may choose to come in before said Commissioner upon due notice
^{the original terms} being by s^r Commissioner: and also ~~render~~ ^{real estate of which the said} an account of the annual value
 and fee simple value of all the ^{thereof} real estate whereof the said ~~Thomas~~ ^{Thomas}
 Syner died seized: and the court doth further order, that: and the same
 as well as any other special matters required by the parties to be stated - well
 make report - to this court. And the court doth decree that Elizabeth Syner
 dec^d of s^r Thomas Syner dec^d pay to the s^r Cooke, the plaintiff in this case
 the sum of \$20.55 with int. thereon ~~from~~ ^{from} 31st Aug^r 1847. well paid -

x Thomas J. Pinner died intestate, choosing
which accounts the said Comptroller is
directed to examine state health & to
the court report with any matter especially
stated & caused by him self or
neglected by the trustees to be so stated.

locked

to } Dever

Joynner & Co

Notice given to
the 1st March 1847
Heath Com

Poughkeepsie Superior Court November Term 1847
Charles C. Cocher

178

Int Chy

against
Sams Josiah Elijah Allen Morrison Sams W. D. May
Sams Peake infants of Mary Peake formerly Squire
the said Allen & Morrison Squire & Mary Peake
infants by the said Elijah Squire their Guardian
ad litem

Defts.

This cause came on this day to be heard on the papers formerly
read and the Report of the Commissioner and was argued by
Counsel. On Consideration whereof the Court doth order that the
decret entered in this cause at November Term 1846 be and
the same is hereby set aside: And the Court doth further order
that the Commissioner proceed to take an Account of the
transactions of Elijah Squire Executor of Thomas Squire decd
in which the Account heretofore rendered in this cause may be
taken as prima facie correct and further more take an Account
of the said Plaintiffs demand as well as of the claims of all other
creditors of the said decedent showing the character (and amount
thereof) who may choose to come in before said Commissioner
upon the usual Terms: And also an Account of the real
estate of which the said Thomas Squire died intestate showing
the Annual and for simple value thereof which Account
the said Commissioner is directed to examine state and
send and to the Court Report with any matters specially
stated demand pertinently by himself or required by the
parties to be so stated

Isabel G R Edwards CC

Cocher ^y Leven;
Junior & as

To be entered

R. H. Baker

1818 May

Cooke
14-
Inver 1849.

This cause came on again to be heard on the papers for trial
read, and the report of ^{The} Commissioner, ~~then made~~, made pursuant to an order of this Court
at the Nov Term (~~1848~~) 1849, ^{to which no objection has been filed} and filed in the cause.

and was argued by counsel; on consideration whereof, ^{and there having been no exception}
~~taken to the said report~~, the Court doth confirm ^{the said report} the ~~same~~; and it appearing that the
claim of ^{the} ~~Charles Carter~~ ^{amounts to} in the sum of £ 55.21cts, with Int from the 15th Feb. 1845;
the Court doth decree that the said Elijah Joiner ^{pay}, in part satisfaction of Complainer's claim
the sum of £ 50.55^{cts} with Int. on £ 20.55^{cts} thereof from the 31st Aug. 1847 ^{has} been paid, and
with Int. of £ 30 (the balance thereof) from the 1st January 1848 ^{and} been paid: and the said
Elijah Joiner is further directed to receive the ^{rent} ~~the~~ rent of the tract of land
in the ~~said Bill & report~~ ^{and} mentioned, coming due on the 31st Decr. 1848: and continue
to rent the said land out from year to year, and the proceeds apply to the full or change
of ^{the balance of the said debt demands} ~~said debt of £ 55.21cts~~ and Int: and the costs of this suit: and liberty is hereby
reserved to the complainant to apply ^{for} any other order or decree in this suit, which
may be meet, proper & necessary -

Pack
2 { Seams
Logans

To be entered

R. H. Baker

Nov Co. '49

1849 November Seams

Cocks
a { Done
Torgue

This day this cause came on again to be heard on the petition of Tom Murphy and the papers formally read, and was argued by counsel, on consideration whereof the Court doth adjudge order and decree that a Commissioner of this Court take an account of the claims of the petitioners Murphy as well as the claims of all other creditors of the said Thomas Torgue who may choose to come before him on the usual terms showing the character and amount thereof and report the same to Court, with any matters specially stated demanded pertinent by him self or required by the parties to be so stated, and that he also ascertain and report the amount still due the Plaintiff Charles L Cocks.

Cocks

to } Co. Duvet

Jayner & Co

Southampton Vicar's Superior Court - November 8th 1849.

Charles L. Cocks

Plff } In Chancery

against
Jann. Isaac. Elijah. Allen. Stevenson & Jann. M. Joyner & Mary Jane
Peale infant of Mary Peale dec^d formerly Joyner. the said Stevenson &
Allen Joyner & Mary Jane Peale infants by the said Elijah Joyner their
next friend. Defts

This day this cause came on again to be heard on the petition of Wm. Murfee
and the papers formerly read and was argued by counsel. On consideration whereof
the Court doth adjudge, order and decree that a Commissioner of this Court take
an account of the claim of the petitioner Murfee as well as the claims of all
other creditors of the said Thomas Joyner who may choose to come before him on
the usual terms, shewing the character and amount thereof and report the same
to Court with any matters specially stated deemed pertinent by himself or required by
the parties to be so stated, and that he also ascertain and report the amount still
due the plaintiff Charles L. Cocks.

A Copy Teste.

L. R. Edwards Ck

Cocks
i } Scars
Loynes L.

File up the blank &
enter the account if no
other species has been
detected the ship will be
appointed in all cases.

P. H. B.

1350 May 7 Term

Cocke
Joynes &

May Term 1850

This day this cause came on again to be heard on the papers formerly read and the report of Commissioner Cobb made pursuant to the order of November Term 1849. To which report there is no exception; and the Court confirming the same doth adjudge, order & decree, That on the 31st of January to Eliazah Joynes, Josiah Joynes, Allen Joynes, Newson Joynes, Lane Joynes & Lane M Joynes or some one for them before the expiration of sixty days shall pay to William Innes the sum of \$39.86 with interest from the 31st of January 1845; and to Charles & Cocke the sum of \$52.81 with interest from the 26th of April 1849; That Alexander Mayrich ^{the Sheriff} who is hereby appointed a special commissioner for that purpose, shall after having given twenty days notice of the time and place of sale, sell to the highest bidder at the Court House of Southampton County on some Court day the land in the proceedings mentioned, whereof Thomas Joynes did seized, possession to be delivered on the 1st of January next, on a credit of nine months except so much in cash as will be necessary to pay the expenses of sale and cost of this suit, and for the proceeds of sale after deducting the expenses thereof and of this suit to take a bond with good security and the Court doth further decree that the said Alexander Mayrich ^{the Sheriff} shall collect the rent which may be due for said land at the expi-

ration of the present year, and report his pro-
 ceedings to court in order to a final decree,
 but the said ~~shall have~~ ^{shall have} no
 authority to act under this decree until
 he shall enter in to bond with approved
 security in the Clerk's Office of this court
 conditioned faithfully to perform the
 duties assigned him by this decree in the pen-
 alty of Four Hundred & no more

... 21. 12. 1911

10-11-12-13-14-15-16-17-18-19-20-21-22-23-24-25-26-27-28-29-30-31-32-33-34-35-36-37-38-39-40-41-42-43-44-45-46-47-48-49-50-51-52-53-54-55-56-57-58-59-60-61-62-63-64-65-66-67-68-69-70-71-72-73-74-75-76-77-78-79-80-81-82-83-84-85-86-87-88-89-90-91-92-93-94-95-96-97-98-99-100-101-102-103-104-105-106-107-108-109-110-111-112-113-114-115-116-117-118-119-120-121-122-123-124-125-126-127-128-129-130-131-132-133-134-135-136-137-138-139-140-141-142-143-144-145-146-147-148-149-150-151-152-153-154-155-156-157-158-159-160-161-162-163-164-165-166-167-168-169-170-171-172-173-174-175-176-177-178-179-180-181-182-183-184-185-186-187-188-189-190-191-192-193-194-195-196-197-198-199-200-201-202-203-204-205-206-207-208-209-210-211-212-213-214-215-216-217-218-219-220-221-222-223-224-225-226-227-228-229-230-231-232-233-234-235-236-237-238-239-240-241-242-243-244-245-246-247-248-249-250-251-252-253-254-255-256-257-258-259-260-261-262-263-264-265-266-267-268-269-270-271-272-273-274-275-276-277-278-279-280-281-282-283-284-285-286-287-288-289-290-291-292-293-294-295-296-297-298-299-300-301-302-303-304-305-306-307-308-309-310-311-312-313-314-315-316-317-318-319-320-321-322-323-324-325-326-327-328-329-330-331-332-333-334-335-336-337-338-339-340-341-342-343-344-345-346-347-348-349-350-351-352-353-354-355-356-357-358-359-360-361-362-363-364-365-366-367-368-369-370-371-372-373-374-375-376-377-378-379-380-381-382-383-384-385-386-387-388-389-390-391-392-393-394-395-396-397-398-399-400-401-402-403-404-405-406-407-408-409-410-411-412-413-414-415-416-417-418-419-420-421-422-423-424-425-426-427-428-429-430-431-432-433-434-435-436-437-438-439-440-441-442-443-444-445-446-447-448-449-450-451-452-453-454-455-456-457-458-459-460-461-462-463-464-465-466-467-468-469-470-471-472-473-474-475-476-477-478-479-480-481-482-483-484-485-486-487-488-489-490-491-492-493-494-495-496-497-498-499-500-501-502-503-504-505-506-507-508-509-510-511-512-513-514-515-516-517-518-519-520-521-522-523-524-525-526-527-528-529-530-531-532-533-534-535-536-537-538-539-540-541-542-543-544-545-546-547-548-549-550-551-552-553-554-555-556-557-558-559-560-561-562-563-564-565-566-567-568-569-570-571-572-573-574-575-576-577-578-579-580-581-582-583-584-585-586-587-588-589-590-591-592-593-594-595-596-597-598-599-600-601-602-603-604-605-606-607-608-609-610-611-612-613-614-615-616-617-618-619-620-621-622-623-624-625-626-627-628-629-630-631-632-633-634-635-636-637-638-639-640-641-642-643-644-645-646-647-648-649-650-651-652-653-654-655-656-657-658-659-660-661-662-663-664-665-666-667-668-669-670-671-672-673-674-675-676-677-678-679-680-681-682-683-684-685-686-687-688-689-690-691-692-693-694-695-696-697-698-699-700-701-702-703-704-705-706-707-708-709-710-711-712-713-714-715-716-717-718-719-720-721-722-723-724-725-726-727-728-729-730-731-732-733-734-735-736-737-738-739-740-741-742-743-744-745-746-747-748-749-750-751-752-753-754-755-756-757-758-759-760-761-762-763-764-765-766-767-768-769-770-771-772-773-774-775-776-777-778-779-780-781-782-783-784-785-786-787-788-789-790-791-792-793-794-795-796-797-798-799-800-801-802-803-804-805-806-807-808-809-810-811-812-813-814-815-816-817-818-819-820-821-822-823-824-825-826-827-828-829-830-831-832-833-834-835-836-837-838-839-840-841-842-843-844-845-846-847-848-849-850-851-852-853-854-855-856-857-858-859-860-861-862-863-864-865-866-867-868-869-870-871-872-873-874-875-876-877-878-879-880-881-882-883-884-885-886-887-888-889-890-891-892-893-894-895-896-897-898-899-900-901-902-903-904-905-906-907-908-909-910-911-912-913-914-915-916-917-918-919-920-921-922-923-924-925-926-927-928-929-930-931-932-933-934-935-936-937-938-939-940-941-942-943-944-945-946-947-948-949-950-951-952-953-954-955-956-957-958-959-960-961-962-963-964-965-966-967-968-969-970-971-972-973-974-975-976-977-978-979-980-981-982-983-984-985-986-987-988-989-990-991-992-993-994-995-996-997-998-999-1000-1001-1002-1003-1004-1005-1006-1007-1008-1009-1010-1011-1012-1013-1014-1015-1016-1017-1018-1019-1020-1021-1022-1023-1024-1025-1026-1027-1028-1029-1030-1031-1032-1033-1034-1035-1036-1037-1038-1039-1040-1041-1042-1043-1044

To be entered

R. W. Baker

1850 November Term

Locke
vs
Joyner } leave

This day this cause came on again to be heard on the petition of Seth D. Williams administrator of Edwin Harmon deceased and the papers formerly read, and was argued by counsel, on consideration whereof the Court doth order, adjudge and decree that a commissioner of this Court take an account of the claims of the petitioner Williams as well as the claims of all other creditors of the said Thomas Joyner deceased, who may choose to come before him on the usual terms, showing the character and amount thereof and report the same to Court, with any matters specially stated deemed pertinent by himself or required by the parties to be so stated and that he also ascertain and report the amount still due the plaintiff Charles L. Locke.

Novem term 1850.

books
is 3 copy seen.
Jaggers

In Southampton Circuit Court, November 8th 1850.

Charles L. Cooke

plff

against

Jane Josiah, Elijah, Allen, Keason & Jane M. Joyner and
Mary Jane Peale infant of Mary Peale dec^d formerly Joyner. Defts

This day this cause came on again to be heard on the petition
of Seth S. Williams administrator of Edwin Harrison dec^d and papers
formerly read and was argued by counsel. On consideration whereof
the Court doth order, adjudge and decree that a Commissioner of this
Court take an account of the claims of the petitioner Williams
as well as the claims of all other creditors of the said Thomas
Joyner dec^d, who may choose to come before him on the usual
terms shewing the character and amount thereof and report the same
to court with any matters specially stated deemed pertinent
by himself or required by the parties to be so stated and that
he also ascertain and report the amount still due the plaintiff
Charles L. Cooke.

Attest

Teste J. R. Edwards Clk

Cock
i Σ Secus
Joyner & Co.

To be entered

R. H. Baker

May Co. '51.

1851 May Term

Cooke

i

Joyner Esq &c

May Term 1851

This day this cause came on again to be heard on the papers formerly read. The report of Commissioner Cobb made pursuant to the order of November Term 1850 and the report of Commissioner Myrick made pursuant to the order of May Term 1850, to which reports there is no exception and the Court confirming the same, after adjudge, order, and decree that the said Commissioner Alexander Myrick execute a deed conveying the said land to the said Harrison & wife, and out of the proceeds of said land pay to Charles L Cooke the sum of \$23.51 with interest from the 22d of August 1850, to Edwin Harrison the sum of \$12.05 with interest on \$11.75 part thereof from the 20th of December 1844, to Richard Holcombe for Edwin Bradshaw the sum of \$5.30 with interest on \$5.00 part thereof from February 16th 1846, to William Massey the sum of \$39.86 with interest from the 31st of January 1846, and also ~~add~~ the cost of this suit and the balance left after making the said payments distributed equally between Jane, Josiah, Elijah, Allen, Benson and Jane M Joyner and Mary Jane Peck, and report to this Court in order for a final decree

x to Edwin Harrison four dollars with interest from January 1st 1845. and to Edwin Bradshaw the sum of two dollars & fifty cents with interest from February 16th 1846 till paid.

look for note for.
as } were
Layman - it }

Nov. - June 1857.

To be entered
R. H. Baker
Nov. Co. 51

1851 Nov. - June

leave us Joyner & others.

It appearing to the court.

That the Defendant Mason & wife Joyner has intermarried with Thomas Jones - it is ordered that this cause be proceeded in, against the said Jones & wife - and the cause coming on this day to be finally heard on the papers formerly read - and on the report of the court. Master (J) - ^{as argued by counsel} On consideration whereof, the court considering said report to which there is no exception - doth adjudge order and decree, that Alexander Myrick, shff. &c. - pay to Thomas Jones and Mason J. his wife the sum of \$125.50 with interest thence from 10 day of Nov. 1857. till paying the balance in his hands arising from the sale of Thomas Joyner's real estate - after paying the debts.

But the said ~~Joyner~~ & wife - shall not have the benefit of this decree - until they or some one for them - give in bond & security in the clerk's office of this court, in the penalty of \$250.00

~~conditioned~~ payable to Messrs. Joyner - conditioned to pay to him - the sum of \$125.50 in the event that Mason J. Jones, shall die without having issue

Mess. Sumner and
S. H. Cabell
Oppositions

A

Filed with Com. Books.
Sept. 20. 1847

The deposition of Mills Sumner taken at this Court house in Southampton County on the 20th day of July 1847 to be read as evidence in the suit of Charles L. Cocke plaintiff against Elijah Jagers executor of Thomas H. Jagers dec'd & others defendants in the Circuit Superior Court of Law & Chancery for the said County of Southampton, who being of lawful age, and being duly sworn, says

That he thinks the ^{land} of ^{which} the U. Jagers dec'd seized is worth about one dollar & twenty five cents per acre, and that the annual value of the said tract of land is worth about thirty five dollars. and further this deponent swears not.

M D Sumner

The deposition of James H. Sebrille taken in the same Case and at the same ^{time} con- cides in the valuation stated by Mills Sumner in the above deposition

J. H. Sebrille

The above depositions were taken, and signed by the parties before as the Court. This 20th day of July 1847

J. H. Sebrille

A B The tax act calls for 181 $\frac{3}{4}$ acres

J. H. Sebrille

Lecker

in } Sp. in Chy

Joyners Enr. Gab

1846 August Rules

Executed on
Josiah Joynes

Executed on
on Elijah Joynes &
Neverson Joynes—
William Joynes & Jane
Joynes—No Inhabitation
Jane Joynes Not found
H P Pope

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County, Greeting:

We command you that you summon *Elijah Joyner Executor of*
Thomas Joyner dec'd and Eliza Joyner. Josiah Joyner
Allen Joyner. Neverson Joyner Jack Joyner and Jane
M Joyner

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 *them* in
the said Court by *Charles L Locke in behalf of himself*
& others

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 *20* day of

June

184*6*, in the *70* year of the Commonwealth.

S R Edwards

[One Copy to be delivered each Defendant.]

16.5.6

Cocks

or } Sp. in Chy

Jayners Error

1846 October Rules

Excused and June

Jayner only

Wm Magit Dept
for Capt Barnes

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County, Greeting:

We command you that you summon

Jane M. Joyner *Jane Joyner. Allen Joyner &*

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
October next, to answer a Bill in Chancery exhibited against ^{*others*} ~~them~~ in
the said Court by *Charles Clarke in behalf of himself & others*

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 *7th* day of
September 184*6*, in the *71st* year of the Commonwealth.

L.R. Edwards

[One Copy to be delivered each Defendant.]

VIRGINIA—IN CHANCERY.—Southampton
Circuit Superior Court, November Term, 1847:
Charles L. Cocke, Plf
against

Jane, Josiah, Elijah, Allen, Newsom, Jane W.
and Mary Jane Peale, infants of Mary Peale,
formerly Joyner, the said Allen and Newsom
Joyner and Mary Jane Peale, infants by the
said Elijah Joyner, their guardian *ad litem*, Defs.

This cause came on this day to be heard on the papers formerly read, and the Report of the Commissioner, and was argued by counsel: on consideration whereof, the court doth order that the decree entered in this cause at November Term, 1846, be, and the same is hereby set aside: And the court doth further order that the Commissioner proceed to take an account of the transactions of Elijah Joyner, Executor of Thomas Joyner, dec'd, in which the account heretofore rendered in this cause may be taken as *prima facie* correct—and furthermore, take an account of the plaintiff's demand, as well as of the claims of all other creditors of the said deceased, showing the character (and amounts thereof) who may choose to come in before said Commissioner upon the usual terms: And also an account of the real estate of which the said Thomas Joyner died entitled, showing the annual and fee simple value thereof, which account the said Commissioner is directed to examine, state and settle, and to the court report, with any matters specially stated deemed pertinent by himself or required by the parties to be so stated

Teste,

L. R. EDWARDS, C. C.

COMMISSIONER'S OFFICE, }
Jerusalem, Feb. 22d, 1848. }

The parties interested in this account are required to attend at my office in this place, on the 21st day of March next, with their vouchers and evidence; and those who may have claims unpaid against the estate will present them on that day, as they may be reported in order to a final decree.

mar 7—td

JESSE COBB,
Commissioner.

Lewis Webb & Co., John H Eustace and John Temple, of the firm of Eustace & Temple, Wm D Simms Admr. of J C Riley, W H Robards, John L Wilkins jr.

That they, the said Thomas Atkinson, Wm. Abernathy and others, above mentioned, as well also all others, defendants in this suit, do appear before the Judge of the said Court of Equity, at the Court to be held at the Court House in Raleigh, on the first Monday after the fourth Monday of March next, and plead, answer or demur to the said Information: otherwise, the same will be taken as confessed by them respectively, and be heard *ex parte*.

Witness, the said Perrin Busbie, Clerk and Master of the said Court, 9th February, 1848.

fe 15—w6w \$21 PERRIN BUSBIE, C M E.

GREGORY & POTTS,

GROCERS AND COMMISSION MERCHANTS

BOLLINGBROOK ST., PETERSBURG, VA.

THE subscribers having made addition to their stock of Groceries by recent purchases in the Northern markets, they are enabled to offer an extensive and complete assortment in their line:

St. Croix, Porto Rico, N. O. and Clarified Sugars,
Loaf, Crushed and Powdered do.,
Old Gov Java, Laguira and Rio Coffee,
Gun Powder, Young Hyson and Black Teas, best quality.

N. O. and West India Molasses,
Stuart's Syrup, a very superior article,
Tallow, Sperma and Wax Candles,
Pepper, Spice, Ginger, Mace, Cloves, &c.,
Swedes and English Iron, assorted,
Cast, German and Blistered Steel,
Nails, as'd, from 3 dy. to 30 dy ,

And every other article usually kept in the Grocery line, and to which they invite town and country dealers.

Particular attention paid to selling produce of every description, and receiving and forwarding merchandise.
feb 17

Cocke }
vs } Commr
✓ Jones & } Report

Ex. 20

Sept. 20th 1847

back

in

Joiner de

} In Chancery

The Court is directed to take an account of Elijah Joiner executor of Thomas Joiner dec'd, also an account of the real estate of said testator Thomas Joiner dec'd died seized and possessed, and the feesimple and annual value of the same

		Dr	Cr	Int
~~1847~~	To paid taxes on land last year	" 47		
	" " P. Rowe's order	4 61		
	" " clerks ticket	2 00		
	" " James Vick note due	6 75		
	" " G.D. Bishop (loyer)	50		
	" " my note retained	35 50		
	" M. Worrell act	1 75		
	" " Barlow & Boykin due bill	2 85		
	" " appraisers	2 25		
	By M. Worrell bond	" "	18 86	
	By rent of plantation this year	" "	49 50	
May 31	By amount sales due this day.	" "	110 07	
	To Court on \$178.43	892		
			178 43	
			64 66	
Dec 31	By balance due the estate	\$ " "	113 77	
1847	To paid by E. Holland bond & Int	36 31		
	" " W. M. Jones auto	57 70	94 01	
Aug 31	By balance due	~~12~~ " "	19 76	
	" Interest on debts to this day 8 mos		79	
" "	By balance due the estate	\$ " "	20 65	20.55
	with interest thereon from this date till paid			
	Note The plantation is rented this year on shares which the Est thinks may net \$30. but this cannot be ascertained till the crop is gathered			
	continued forward			

Comrs fee March 10th 3 Hours
 " July 18 4 Hours
 " Aug 20 4 "
 11 Hrs @ 6/11.50

To A. & Treas'rs Comrs for each
 3 notices \$1.50

Respectfully Submitted
 Geo. Cobb Comr

Geo. H. Comr

Coake }
vs } reformed
Boynes de } report

1848 Alms 28th

Charles A. Cooke

100

} In Chancery

Elijah Joyner Lethers
The Comr. under the decree of the Court at November Term 1847, gave notice to the parties, to attend before him on the 21st instant March 1848, but no person attended; the Comr. also gave notice in the Petersburg Intelligencer, and also set up a notice at the Front-door of the Court house in the Town of Jerusalem, for all the Creditors who had Claims against the estate of Thomas Limer died to present them on the said 21st day of March last, but there was no claim presented, he therefore reports the same account which he reported at the last term of the Court with the addition of the rent of the land for the last year which the Exr stated he expected would amount to about \$30.00

1847

August 31 st 13 amt due the estate & last report	\$20.58-
By rent of Land this year	30.00
Due 21 st 13, balance due the estate	\$50.58-
with interest thereon from this date till paid	

The Comr. is directed to state the amount of the plaintiffs demand which is a bond due the 15th February 1845 for } \$55.21
so that the plaintiffs demand is \$55.21 with interest thereon from the 15th day of February 1845 till paid

The real estate say 187³/₄ at \$1.25 } \$227.18³/₄
and the annual Value \$35.00 see Mills Deemmer
and James H. Debrill deposition marked (A)

Comr. fee 2 Assns & Cf. \$2.00 }
charged to the plff }

Respectfully submitted
Jno. Lett Comr

Locke
vs } Comrs Report
Joyner &

1850 March 29 "Ret."

Charles L. Cooke

against { In Chancery
Elijah Soyner & others

In obedience to the decree of the Court at November Term 1849, the Commissioner gave notice to all creditors holding claims against the estate of Thomas Soyner dec? to appear before him on the 19th day of March 1850. The claim of the petitioner William Murfee was the only one proved before him. The Commissioner is also directed to report the balance due the plaintiff Charles L. Cooke.

The claim of the petitioner William Murfee is a bond binding the real estate, executed on the 31st day of January 1845 for the sum of \$39.86. So that the amount still due him is \$39.86 with interest thereon from the 31st day of January 1845 until paid -

Debt due the plaintiff Charles L. Cooke
February 15th 1845, as reported by former
Commissioner -

\$55.21

Interest on this amount to April 26th 1849.

\$13.89

\$69.10

By amount paid by Elijah Soyner April 26th 1849. \$16.29

To amount still due the plaintiff Charles L. Cooke \$52.81
with interest thereon from April 26th 1849
until paid.

All of which is respectfully submitted
Wm. W. Cobb Comr.

Court fee \$5.00
charged to Wm. Murfee

12214
Bocke

is } Copy of decree
Joyners

Southampton Circuit Superior Court May Term 1850
Charles L. Cooke

against
Jane, Josiah, Elijah, Allen, Newton & Jane
M. Joyner & others } In Chancery
Defts)

This day this cause came on again to be heard on the papers formally read and the report of Commissioner Cobb made pursuant to the order of November Term 1849, to which report there is no exception and the Court confirming the same doth adjudge, order and decree that unless the defendants Elijah Joyner, Josiah Joyner, Allen Joyner, Newton Joyner, Jane Joyner and Jane M. Joyner, or some one for them before the expiration of sixty days shall pay to William Murfee the sum of thirty nine dollars and eighty six cents with interest from the 31st of January 1845, and to Charles L. Cooke the sum of fifty two dollars and eighty one cents with interest from the 26th of April 1849, then Alexander Myrick the Sheriff who is appointed a special Commissioner for the purpose, shall after having given twenty days notice of the time and place of sale, sell to the highest bidder, at the Courthouse of Southampton County, on some Court day the land in the proceedings mentioned whereof Thomas Joyner died seized, possession to be delivered on the first of January next, on a credit of nine months, except so much in cash as will be necessary to pay the expenses of sale and costs of this suit, and for the proceeds of sale after deducting the expenses thereof one of this suit, he take a bond with good security. And the Court doth further decree that the said Alexander Myrick the Sheriff collect the rents which may be due for said land at the expiration of the present year, and report his proceedings to Court.

At Copy Teste.

clerk 11.86
Shff 4.42
Cork 1850
Law & 17.48

52.19
1.00
\$53.19

J R Edwards Clk

E. Joyner

For Receipt

Given as per

Order

to which

1852 March 15th Recd of A. Myrick Shiff
and Commisⁿ acting under a decree
of the Circuit Court of Sootampton Co
(Black vs Gayner) The sum of one
hundred and Twenty five Dollars \$8/100
being the fine and cost after satisfying all
claims, and cost set forth in said Decree

Elijah Gayner
for Thos. Jones
as per order

Mr H P Pope
Southampton Va.

RECEIVED

L. Boyner
March 16th 1853

Mr William Pope.

Please pay to Mr Elijah
Joyner the amount you have in hand due
me from the estate of Thomas Joyner dec.
This will be a good receipt.

March 13th 1852.

Respectfully
Thomas Joyner.

To the Honourable Judges of the Circuit Court of Southampton
County (Nov. Term 1857) —

By Virtue of the above Decree obtained May Term 1857,
I have executed to M. P. Pope a deed conveying said land,
to said M. P. Pope, and also settled up all debts and
cost named in said Decree as follows, To-wit,

1857				
May	2 ^d	By Balanced due the Decree up to last report		\$256 49
"	"	To This amt Paid + Put p ^d C. L. Cochrane in full	\$26	56
"	"	" This amt Paid + Put p ^d E. Harrison's Adm ⁿ in full	222	05
"	"	" This amt Paid + Put p ^d E. Brashaw in full	70	14
"	"	" This amt Paid + Put p ^d Wm. Mumf ^r in full	54	80
"	"	" This amt paid Wm. Mumf ^r Cost in full	1	57
"	"	" Do " Do E. Harrison's Cost " "	"	50
"	"	" Do " " Wm. W. Cobb, Comis ^r , in full	6	00
"	"	" Do. Do " S. R. Edwards & Co Do "	3	79
"	"	" Do Do " Printer — " Do	5	50
"	"	By Balanced due this day — —	\$125 58	\$256 49

Nov. 10th Respectfully Submitted this day

A. Myrick Stiff & Comis^r

15. 1/3
X 76
179. Received of H. P. Lape at Myrick Bluff of three 79/100 Dollars the amount of
my fee in the within suit agreed since May Term 1850

L R G Edwards & Co

Locke

& } Co. Deers & Co.

Joynes

(3)

Southampton Circuit Court May 3rd 1857.

Charles L Locke

against.

Jane Josiah, Elijah, Allen, Emerson, & Jane M Joyner & Mary Jane
 Peale infant of Mary Peale de^d formerly Joyner.

Plff.

In Chancery

Defts.

This day this cause came on again to be heard on the papers formerly read and the report of Commissioner Cobb made pursuant to the order of November Term 1850. and the report of Commissioner Myrick made pursuant to the order of May Term 1850 to which reports there is no exceptions and was agreed by ~~the~~ the Court confirming the same doth adjudge order and decree that the said Commissioner Alexander Myrick execute a deed conveying the said land to the said Harrison P. Pope and out of the proceeds of said land pay to Charles L Locke the sum of \$25.51, with interest from the 22nd August 1850 to Edwin Harrison the sum of \$12.45, with interest on \$11.75 part thereof from the 20th of December 1844, to Richard Holcomb for Edwin Bradshaw the sum of \$5.30, with interest on \$5. part thereof from February 16th 1845, to William Murfee the sum of \$39.86 with interest from 31st January 1845 to Edwin Harrison four dollars with interest from January 1st 1845 and to Edwin Bradshaw the sum of two dollars and fifty cents with interest from February 16th 1846 till paid and also all the costs of this suit; and the balance left after making the said payments, distribute equally between Jane, Josiah, Elijah, Allen, Emerson and Jane M Joyner and Mary Jane Peale And report to this Court in order to a final decree.

Whole amt. looks to wit.

At Copy

Teste. J.R.C Edwards clk

clerk \$15.65

Shff. 4.12

Comm. 24.50

Law & 17.41

Printer 5.50 \$69.58

Wm Murfee costs. 1.57

J.D. Williams as E. Harrison 50

\$69.55

Costs since May Term 1850 to wit. clerk \$3.79

Comm. 6.00

Wm Murfee 1.57

J.D. Williams as 50 11.86

To The Honorable Judge of the Circuit Court
of Southampton County May Term 1857 —

By Virtue of the above Decree I sold on the 19th
day of August last the land mentioned in
said Decree at public auction before the
Court House door on a credit of nine
months {

Purchased by Harrison P. Pope for \$ 320.00
By Cash paid in full by H. P. Pope 320.00

By This Court rec'd for rent last year	\$ 8 50		
" " " " of Elijah Joyner	30 00		
" Sale of Land	320 00		
Expenses			\$ 358.50

To Commission \$300. c 5 p. Ct	15 00
" " " 20. c 2 p. " Bal Purch money	40
" " " 8.50 Rent rec'd c 5 p. Ct	42
" " " 30.00 c 5 p. Ct and rec'd of Joyner	1 50
<u>\$358.50</u>	

" This amt paid to clerk for	11 86
" " " " Sheriff	4 42
" " " " Commissioners	18 50
" " " " Lawyer	17 41
" " " " Clerk	1 00
" " " " Car Bowers (ie pt of Colins)	31 50

By Balanced due	\$ 356 49		\$ 358.50
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Respectfully submitted to the Court this 2nd day
of May 1857 —

A. Myrick Sheriff &
Commiss

The enph po in

51
1 Secend

The property mentioned below was out of
land and sold to make money

Acct. of sales of property of
Thomas Jayner sold by W. D. Pope
as Commissioner; for A. Myrick ship

3 Bbls Corn for Jayner	\$1.90
200 Lbs Flour	1.40
That Brantly	
808	
	\$8.50

Receipt, 5/10/00

W
Clerk

Receipt

\$11.86

1857 ~~March~~ 2nd Recd of A. M. Smith Sheriff & Comptroller
The sum of Eleven Dollars 86/100 in full of my fees
in the suit of Lake v. Jaynes mentioned in said
Acct. returned May term 1858.

L. R. Edwards Clk

858 Recd of A. M. Smith Sheriff & Comptroller

St. J. Receipt

4.42

1857 March 2nd Recd of A. Myrich Shuff and Compromise
four Dollars 42/100 in full of my cost in the suit
of Cocke vs Joyner. named in said Decree May Term
1857 —

A. P. Pope Deft for
A. Myrich Shuff

Levy
Cattle
Receipt
1850

Novr. 18th 1850. Received of H. P. Pope Sh^r. The
sum of \$18.50 in full of my fees in the
suit of Cook vs. Joyner -

Wm. W. Cobb Com

Landing
Receipt

1741

August 13th Recd of H. P. Pope the
sum of Seventeen Dollars 41/100 for
fee due in the Chancery suit of
Cocke vs. Seimons &c.

Chas. S. Thompson

Cam Bowers

3 Receipt

~~\$3.50~~

31.50

August 22nd. 1850. Received of Harrison P. Pope
Deputy Sheriff of Alex. Ellick Jdgt. & Comr.

The sum of \$31.⁵⁰ in part payment of the
amount directed to be paid to Charles L. Locke
under a decree of the Circuit Superior Court at
May term 1850, from the sales of the land
of Thos. Loggins decd.

Sam Barren.
for
Charles L. Locke

Locke
v. & Commissions Report
Jugurtae

1854 March 17th

Cocke

vs.

Joyner &

Pursuant to the decree rendered in the above suit in Chancery, by the Circuit Court of Southampton on the 8th day of November 1850, the Commissioner gave notice to all the creditors of Thomas Joyner dec^d. to prove their claims before him on Monday the 3^d day of February 1851. having posted said notice at the front door of the Court House of said County for two successive Court days of said County Court - The following is an account of the debts proved before him, and also an account of the balance still due the Plaintiff Charles L. Cocke.

Amount due Charles L. Cocke by former report of Commissioner, April 26 th 1849	\$52.81
Interest thereon to August 22 nd 1850.	4.20
	<u>\$57.01</u>

Amount paid by Elijah Joyner Executor of Thomas Joyner dec ^d . August 22 nd 1850	31.50
Amount still due Charles L. Cocke with interest thereon from August 22 nd 1850 till paid.	<u>\$25.51</u>

A judgment obtained by Edwin Harrison against Elijah Joyner Executor of Thomas Joyner dec^d. on a bond of the said Thomas Joyner, binding the real estate, due Decr 20th 1844, for — \$11.75 with interest thereon from Decr 20th 1844 till paid.

Plaintiffs Costs — .30

A judgment obtained by Edwin Harrison against Elijah Joyner Executor of Thomas Joyner dec^d. on an open account against the said decedent, for \$4.00 with interest thereon from January 1st 1845 till paid.

Plaintiffs Costs — .30

A judgment obtained by Richard Hallcomb for
Edwin Bradshaw against Elijah Soyner Executor
of Thomas Soyner decd. on a bond of said decedent
binding the real estate, for — — \$5.00
with interest thereon from February 16th 1846 till paid.

Plaintiffs Costs — .30

A judgment obtained by Edwin Bradshaw
against Elijah Soyner Executor of Thomas Soyner
decd. on an open account of the said decedent, for \$2.50
with interest from February 16th 1846. Till paid.

Plaintiffs Costs. .30

Commissioners Fee \$6.00
Charged to the petitioner.

W. W. Cobb

Respectfully Submitted
W. W. Cobb Com.

June 28th - 1845

I send
this bond to Dr. Carr
Bowers to collect for
me; and, he is hereby
authorized to give
a rec^t in my name
C. L. Locke

A

Richmond College Feb. 15th 1845

On demand I promise to pay to Chas. L. Locke or his
Assigns the sum of fifty five dollars and twenty one
cents, for value rec^d as witness my hand & seal.

Thos. Symer Seal

Thomas Joyner's
Will

Cooke } Ex. with Will
" }

Joyner's Ex. &c.

A Copy

B

In The Name of God amen. I Give and bequeath to my sister
Mason Jane Sagers and to her heirs forever the tract of land and all thereto
pertaining given me by my Grand father William Wells do.

If she should die without a lawful heir I Give the said tract of land to my
brother, Newson Sagers and to his heirs forever. It is my will and desire that
my stock of hogs and crop of the present year should go to satisfy a debt which
I owe to Mr. William M. Sams of Hammond County Tⁿ.

It is also my will and desire that this plantation should be rented out one year
or more to satisfy all of my other lawful debts.

After all my just debts are paid it is my will and desire that this plantation
should be rented out four years in succession in any way thought proper by my
Executor for the benefit of my brother, Newson Sagers' education if he should
die during these four years I Give and bequeath the income of this plantation
to my mother Jane Sagers if living if not I Give and bequeath them to my
niece Mary Jane Peck for the four years specified in the remaining part of
them if Newson should have drawn a portion after my just debts are paid
I make this provision. My mother Jane Sagers is to draw from the plantation
two barrels of sound long corn every year as long as she lives I Give and bequeath
all my other property to Newson Sagers I appoint, my brother Elijah Sagers
my Executor I acknowledge this to be my last will and testament. Given under
my hand and seal this third day of February 1843.

Teste

Matthew Wells

his
Matthew W. Morrill
mark

Thos. Sagers *Teste*

At a Court held for the County of Southampton on the 17 day of March 1843.
This Last Will and Testament of Thomas Sagers decd. was proved by the oaths of
Matthew Wells Matthew Morrill the subscribing
witnesses thereto and ordered to be Recorded and on the Motion of Elijah
Sagers the Executor therein named who made oath and together with Matthew
Wells & Orman Bryant his securities entered into & acknowledged & bond in the
penalty of one Thousand dollars conditioned as the law directs certificate is
granted him for obtaining a probate of said will in due form.

Teste P. R. Edwards Clk.

Sims & others
E } bono.
Soyner

I know all men by these presents that we Thomas Jones, for himself & his wife Mason J. Elijah Joyner, Josiah Joyner & Allen Joyner are held and firmly bound unto Alexander Joyner in the just and full sum of two hundred and fifty dollars, 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 15th day of March 1852

The Condition of the above obligation is such that whereas in a suit in Chancery depending in the Circuit Court of Southampton County between Charles L Coker plaintiff and Jane Joyner & others Defendants it was on the 10th day of November 1851 decreed and ordered that Alexander Myrick Sheriff & pay to Thomas Jones and Mason J his wife the sum of \$125.58 with interest thereon from the 10th day of November 1851 till paid, being the balance in his hands arising from the sale of Thomas Joyner's real estate, after paying the debts. But the said Jones & wife were not to have ~~to have~~ the benefit of the said decree until they or some one for them enter into bond & security in the clerks Office of the said Court in the penalty of \$250. payable to Alexander Joyner conditioned to pay to him the sum of \$125.58 in the event that Mason J Jones shall die without having issue. Now if the said Thomas Jones and Mason J his wife shall pay to the said Alexander Joyner the said sum of One hundred and twenty five dollars & fifty eight cents in the event that the said Mason J Jones shall die without having issue then the above obligation to be void or else to remain in full force and virtue.

Witness.

Thomas Jones - (Seal)
Elijah Joyner (Seal)
Josiah Joyner (Seal)
A. C. Joyner (Seal)

Southampton Circuit Court Clerks Office February March 15 1852
This day Elijah Joyner, Josiah Joyner & Allen Joyner Secured to the above bound made oath before me Clerk of the said Court that their ^{Joint} estates after the payment of all their just debts is worth two hundred and fifty dollars, the penalty of the above bond.

Teste, Henry J. Howard, C. C.