

1854-011

SOUTHAMPTON COUNTY
CHANCERY PAPERS

PRESSON'S EXOR VS. PRESSON vol (2)

5/1854

other surnames: Whitney, Drew,
Pretlow, McClenny, Gualtney,
Faison, Cutler, Clanton, Gay,
Griffin, McClenny, Gwaltney,
Holleman, Urquhart, Harris,
DeK, Joiner, Stephenson,
Clements, Boykin,

8 6 4 4 3

Prepons Cui

v. } Papas

Prepon

Persons Exp.

• } H. at. Rules

Person of

Colk .	\$ 16.64
Shiff .	8.50
Grw .	54.00
Law of	17.41
	\$ 96.55

Joshua Preeson Exor: of the last will and Testament of Joel Preeson
decd.

against

Catharine Preeson, Nancy Whitney, Benjamin Drew, Robt. and Joel
Preeson Wm. M. Cherry, Henry Swallow, Alex. Faison, Mary E &
James Preeson & James E Clayton

1847 May 17 Subp: of opened will to June Rules

" June R. Sp: not Executed on Catharine Preeson after Deft. not
found. New sp: an. v. Dft. Clayton. & Mary E & Joel Preeson.
Bill filed.

" July R. Sp: not Executed. James E Clayton assigned guardian
ad litem to infant deft. Mary E & James Preeson.

" Aug. R. Answer of Deft. Catharine Preeson Gen: Rep: thereto

" Sept. " Set for hearing as to Dft. James E Clayton.

" Oct. " Set for hearing as to Dft. Catharine Preeson

" Nov. D. Decree for an account

1848 March 20. Report

" May. J. Report recommended

" Oct. 7: Report.

" Nov. J. Decree.

1849 May. Decree

" Nov. Decree

1850 May. Cont?

1851 May. Continued

1852 Nov. Continued.

1854 May. Decree final

Pluff Carl

Blk.

Bluff

Low.

\$12.46

9.50

11.00

72.96

Cont. Prefm.

Blk.

49

Law.

Nancy Mulkay

49

R.B. Prillon

54

JMR Prillon.

54

JW Holliman

54

Gay Gay

54

3.14

\$ 76.10

~~7~~
m
Hupman
Iveson & Co

to } Bill

Iveson & Co

1847 J. M. P. dis.

To the hon. Rich.^d H. Baker judge of the Circuit & Superior Court of Law & Chy.
for the county of So. Hampton; In Chancery sitting, humbly complaining sheweth
unto your honor, your orator Issac Prepon son of the last will & testament of Joel
Prepon decd; that sometime in the year 1841, the said Joel Prepon the brother of your
Orator, departed this life, after having duly made & published his last will and Testament
which in the month of December of that year was admitted to record in the Clerk's Office
of said County, a copy of which marked "W" is herewith filed and prayed to be taken as a part of
this Bill; that your orator one of the executors mentioned in the s^d will alone qualified on the
estate of the deceased, and at such proceeded to administer the same. The said Joel Prepon
left a widow named Catharine, and two infant children, Mary E. and James Prepon
who are now infants, under the age of 21 yrs and where guardian is one James E. Clayton
and he left also a considerable real & personal estate, as will appear by the terms or clauses
of s^d will and the account current of your orator, herewith filed marked "A" & prayed to be
taken as a part of this Bill - which your orator supposed at the time and indeed until
very recently was much more than sufficient to pay all the debts & claims outstanding
against the estate of the deceased: and being under such impression, and being also
prompted by feelings of sympathy and affection for the widow & family of his late
brother, he allowed the widow to take possession of the slaves and other property
bequeathed to her by ^{the} will of her husband, and proceeded to pay the Agents due to
her and the legatee Nancy Whitney, without demanding as he should have done unpaid
bonds &c: of them, yet from the relation between them, and the nature of the services
rendered by ^{the} Whitney, and their probable inability to give security, - and above all - your
orator at the time supposing there was a sufficiency besides to pay the debts of the deceased
as far as by diligent inquiry he could ascertain them - (he) was induced thus to part with
funds which he now finds are necessarily wanting to pay the debts of his brother,
which have, since that time and recently, come to light. Your orator charges that
~~the~~ following persons ~~as far~~ have claims, bonds &c: against the estate of Joel Prepon
now unpaid: to wit: Harrison Joiners about \$150 to \$200. Mary. Dow \$300. W. S. Bell adm^r of Benj.
Gwaltney about \$375. to \$400. Robt. Prentiss \$200. Joe Prentiss \$200. Henry Gwaltney \$100. and Wm.
McCleary \$80. and Alex. Haison \$80. - together ranging about the sum of \$1500. or more
and for a large portion of which since the return of the a.c.t. Current: heretofore
referred to - your orator ~~has~~ paid & discharged by the sale of his own estate, and
for some of these debts too he was surety for his brother - he was sued individually
and but a few days back while stretched on bed of pain & sickness ^{shaken} & helpless he beheld
his own property seized on & sold by the Sheriff of So. Hampton, for debts not his own

and which he, at the time of allowing his brother's widow to take the property bequeathed to her for reasons herein before given - supposed had been paid, or were not in existence - and for the payment of the balance of these debts, unless this honorable court interferes, your orator apprehends that the remainder of his estate will be swept from him. He avers that the widow took and now has the negroes, to wit: (Long) Lewis, Preston and Stephen and the bed, furniture and the legacy or a portion thereof and the land loaned to her, in the said will mentioned, and enjoyed by her under the belief at the time when as aforesaid that they would not be wanting to pay debts; but which she now refuses to deliver up to your orator for these purposes, to wit: to discharge the debts due & owing as aforesaid from his testator.

Your orator avers that the acct. of his transactions, heretofore filed & returned to this office on this face show a balance (there) against him of about \$171.00, but supposing the principles of stating that account to be correct, and the rejection of the bonds & other vouchers & receipt of payments made by your orator in the course of his administration made by the Comptroller as "remarked" by him to have been legal (which your orator avers & charges was no respect proper, just or legal -) - state since that return & settlement he has paid out of his own funds, ^{in whole & in part} three times the amt. of s^d balance found against him; for the chief of which as well as to meet the other claims due by his testator he has a right to call on the heirs & legatees for the property held by them under the will of the decedent; and if that shall be insufficient to call for a balance of this honorable court to subject the land & other real estate of the testator to pay his debts, as well those not paid by your orator, as the amount he is in advance to his s^d testator: which said real estate consists of

three tracts -

Your orator is aware that exceptions have been taken to the s^d acct. current, returned by the s^d Comptroller (Goodwin) - by the s^d widow and the s^d to s^d children Mary E. & James Prepon - through their counsel - as would have been also by your orator - but supposing that the same ends would be obtained through the medium of this suit - upon an account executed to be decreed by this honorable court, throwing the liability of your orator as executor of his late brother; and indeed of all matters which would show the indebtedness between them, not regarding ^{of any kind, or through any means} mere technical objections which might be abridged indeed, by other long & harassing suits - your orator is willing as he is advised they also prefer, this latter mode of adjusting the said "accounts," and considering the "exceptions" thereto; For

your orator deems it probable that the "account" embraces subjects which should strictly have been presented in "accounts" of the transactions of his late brother as the administrator of their two estates, Sally and Lucy Harris - whose estates he kept entire possession, are owing more or less for many years without settling the same, or accounting to your orator for the due half thereof; to which he & his s^d brother were entitled as the heirs and distributees of s^d Lucy & Sally Harris - and upon the adjustment thereof and the amt. thus found due to your orator from these sources - the s^d Comptroller may have allowed as a debt due to your orator from his late brother - which was in truth just & right - state & your orator cannot now say whether such was the case or not, as he readily confesses his ignorance of being and because the papers vouchers &c. referring to ^{these} matters, are, he believes, in the possession of the Comptroller (who is absent) and thus cannot be submitted to his counsel for inspection &c.:

Your orator prays, that in addition to the s^d Catharine Prepon, widow & legatees & devisee of s^d Joel Prepon &c. and the said Nancy Whitney - that the said Creditors of the decedent: to wit: Reg. Brown, Robt and Joe Pullen, Wm. McHenry, Henry Gualtney, Alex. Frazer, ^{and Robt. Cutler} may be made parties & defendants to this bill, and be enjoined and restrained from proceeding at law on their several debts against your orator - and that the said Catharine Prepon and Nancy Whitney be compelled and the said Infants, Mary E. and James Prepon, and then s^d James E. Clay ton who also may be made parties defendants hereto - and be compelled on their several corporal oaths to answer this bill in every material part: and that they make particularly state what property and the value thereof, and the monies which each of these heirs received from your orator as executor aforesaid, and from the alms, all the property, land, slaves, furniture, stock &c. which either or any one of them, may have received, (and now have) from or through the last will & testament of s^d Joel Prepon, or otherwise belonging to his estate; and the value of the same - and your orator prays that the s^d defendants be compelled to deliver up the said property so received or the account for the same which by a decree of this court may be sold and proceeds be applied towards the payment of the debts of the decedent as well those unpaid by your orator, as those which he may hereafter pay, or has already discharged out of his own personal funds; as to such advance monies he charges he is entitled to all the rights & remedies of the creditors who held these debts and grant all other & necessary relief, as may be meet & proper in the premises & grant his costs &c.

Respectfully Prayed

Wm. Langston

Joshua Brison personally appeared before me a justice of the
peace for the county aforesaid, and made oath that the facts stated in his Bill
hereto annexed are true to the best of his knowledge and belief, in and
my hand this 9. Nov. 1847 -

G. A. W. Newcom. JP

Answer of
Wm. Whitney

Prep. Ex.

}
n

Prep. Y

1847 Nov. 9

For the 10 to 11th of Nov.

The end

To the Hon: Rich^d H. Boker Judge of the Ct. Supr. Court of Law & Eq-
in the County of So. Hampton: &c.

The Answer of Nancy Whitney to
a Bill of Compt. filed th. her and al^s by Joshua Prepon ex^r of Joel Prepon &c.
This respondent. Owing &c. answers and says, that she believes it to be true that
s^r Joshua Prepon qualified as ex^r of Joel Prepon &c., and that by the
said will of Joel Prepon, this respondent is entitled to a legacy as in
the said Bill is set forth, and insists that she should not be distur-
bed in the possession or acquisition of the same, because she believes that
the assets sufficient came to the hands of s^r Joshua Prepon, to satisfy
all debts due from the estate of s^r Joel Prepon &c. That she has no
objection to the ~~production~~ accounts of the transactions of said Joshua
Prepon ex^r. as requested in said Bill, and having answered &c.

Chambers, & Co. up and down
for Depts.

Propose

2

Answer

Propose

1847 Aug: Rules

To the Hon Richard H Baker judge of the Circuit Superior Court of Law & Chancery for the County of Southampton. - The answer of Catharine Prepon to a bill of complaint exhibited against her by Joshua Prepon in this court.

This respondent during & residing as for answer to said bill or so much thereof as she is advised it is material she should answer says it is true the complainant Joshua Prepon qualified as Executor of the last will & testament of her deceased husband Joel Prepon, and that he delivered to her the slaves & other property given her by the said will, to the value of \$2050.00 and paid her \$65.50 part of the pecuniary legacy therein bequeathed her as is stated in the bill, but she denies the insufficiency of assets alleged by the complainant, she believes the estate is amply sufficient to pay both debts & legacies, and that after delivering to your respondent the property bequeathed her there remained in the hands of the Executor assets enough if properly & legally administered to have paid & discharged every debt due from the estate.

Your respondent is willing an account of the transactions of the complainant as Executor of her deceased husband should be decreed by the Court as is suggested in the bill, and having answered she prays hence to be dismissed the Court do

Chambliss Shrapner Aug 9/47

Southampton County, to wit;

Personally appeared before me a justice of the peace for the County aforesaid Catharine Prepon & made oath that the facts stated in the above answer are true to the best of her knowledge & belief - Given under my hand this 9th day of July 1847

L. C. Griffin J P

Prepon Answer of
2 } Infants
Prepon

1844 Nov 9

Answer of James N. and Mary E. Prepon, infants of Joel
Prepon, by James Clayton their guardian ad litem, to a bill filed
in the Circuit Supr. Court against them or others by Joshua Prepon
Execr of Joel Prepon -

These respondents saving, reserving to themselves
for answer to said bill or so much thereof as they deem material
to answer - say that they know nothing of the various matters
set forth in the bill. That your respondent James N. has never
received any thing from the estate of his father, save a small
gun ~~bequeathed~~ bequeathed to him in his father's will; and the said Mary
E. Prepon has received nothing save an old bureau also devised
to her in her father's will. Your respondents are willing to
submit to any settlement of the subject of the suit - which
the Hon. Court may deem right and proper; and they are led
to believe that their father's estate has suffered much loss
from the neglect and bad management of the Executor
and having answered pray to be dismissed the Court with
their costs &c.

James E. Clayton g^d. ad litem

Preson

to } Geo: Order.

Preson of

Oriented

William A. Bell Deputy of
Jacob Warner Smith

Southampton Circuit Superior Court. July Rules 1847.
Joshua Prepon in his own right and as Exor. of Joel Prepon dec'd Plff.

against
Catharine Prepon. James C. Clayton guardian to Mary E. & } In Chancery
James Prepon and Mary E. Prepon & James Prepon infants }
of Joel Prepon } Defs }

On the motion of the plaintiff by Counsel James C. Clayton 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 upon him a copy of this order

Attest

Teste J. R. Edwards C. C.

Preface over:

2 3/4 Dec
Preface

To be entered

R. H. Baker
Baker Co. Ky

1927 Nov Term

25.

Preson. & al.

Secrecy In city

Catherine Prepon, James and Mary Prepon Infants of Dec Prepon or by Jas Clayton their s^r ad Almo-
and Francis children - which is this day filed by consent of the Court & the said Trustees
and was argued by counsel, on consideration whereof, both over, adjudge, and

decreed, that a commissioner ^{of said courts} proceed to take the following accounts: - First - take an account of the transactions of Joshua Preeson Executor of Joel Preeson dec'd, showing what debts, if any, paid by the said executor, bound the heirs, - and also the character and amount of all other debts so paid.

2^d Take an account of the Outstanding debts and claims due and owing from the estate of the said Doll Prepon; and the character and dignity thereof.

3rd An account of the real estate to which the said Joel Preffen was entitled, showing the absolute and annual value thereof.

I." - An account of the legacies and other advancements made and delivered to the legatees of the said test. Person &c., ~~and~~ liberty is given to the Parties respectively, to examine said ~~and~~ other before the court or solemn form.

and report the same to the court, together with all matter seemed pertinent by the commissioner himself; or that may be required by the Parties to be stated.

Note - take N. 1 and then N. 2 as above indicated.

Southampton Circuit Superior Court November Term 1847
Joshua Puford, Executor of the last will and testament of
Joel Puford decd.

Plff }
Chcy }

against

Catharine Puford, Nancy Whitney Benjamin Dorr Robert-
L Joseph Puford Jr. & Henry Henry Gratney Museum
-son Faison Mary E. James Puford infants by James
E. Clayton Their Guardian ad litem James E. Clayton } Defts

This cause came on to be heard this day on the bill
answers of Defendants of Catharine Puford James & Mary Puford
infants of Joel Puford decd. by James E. Clayton Their Guardian
ad litem and of Nancy Whitney which is this day filed by
consent. replications thereto and was argued by Counsel: on
consideration whereof the Court doth adjudge, order and decree
that a Commissioner of this Court proceed to take the following
accounts: First. An account of the transactions of Joshua Puford
Executor of Joel Puford decd. showing what debts of any kind
by the said Executor become the heirs: And also the character
and amount of all other debts so paid: 2nd Take an acc-
ount of the outstanding debts and claims due and owing from
the estate of the said Joel Puford and the character and
amount thereof: 3rd An account of the Real estate to which
the said Joel Puford was entitled, showing the absolute and
annual value thereof: 4th An account of the legacies and
advancements made and delivered to the legates of the said
Joel Puford decd. and Report the same to the Court with any
matters deemed pertinent by the Commissioner himself, or that
may be required by the parties to be so stated and liberty is
reserved to the parties respectively to examine such other before the
Commissioner in solemn form.

Teste L. R. Edwards C. C.

Clerks Office Seneca Dec-1st 1847

I have appointed Wednesday the 15th instant (December next) to take up the accounts directed by the above order of the Court: on which day the parties interested are required to attend at Ten o'clock at the Court with their vouchers and testimony.

Luc. Cobb Clerk

December 11th 1847

I acknowledge the service of the within notice
Jas E Claytor

Dec^r 13th, 1847, I acknowledge the service
of the within notice.

Benj. L. Drem

December 13. 1847

I acknowledge the service of the within notice

December 13. 1847. I acknowledge the service of the within notice

December 14. 1847

I acknowledge the service of the within notice
Prepous Ew. Catherine Prepous

To I receive notice

Prepous Jr

Dec^r 14th 1847 I acknowledge the service of the
within notice
H. Preizon

Dec^r 14th 1847 - I acknowledge the service of the
within notice
No. Preizon

December 14. 1847

I acknowledge the service of the within notice

December 14. 1847

Joseph Preizon

I acknowledge the service of the within notice
Nancy Whitney

Southampton County Va

This day Arthur A. Dewy personally appeared before me Justice of the peace for the County aforesaid and made oath that James Clayton, Benj L. Dew, Henry Gwaltney, Joseph Pettow, Nathaniel Pleson, A. Faison, Robert Pettow, Joshua Pleson, and Nancy Whitney acknowledged service of the above notice given under my hand this 14th day of December 1847

Wm. D. Hood 

Prepous Ex.

to } Deved

Prepou &c

10.06
10.27
10.63

30.96

Poughkeepsie Circuit Superior Court November Term 1847

Joshua Prepon Executor of the last Will & Testament of
Sorel Prepon dec'd

against

Catharina Prepon Nancy Whitney Benjamin Drew Robert
Joseph Andrew Wm McElenny Henry Swallowy Abner
der Pison Mary & James Prepon infants by James &
Clayton their Guardians ad litem & James & Clayton

Plff
Chg
Def

This cause came on to be heard this day on the bill answers of
Defendant Catharina Prepon James & Mary Prepon infants of
Sorel Prepon dec'd by James & Clayton their Guardians ad litem and
of Nancy Whitney which is this day filed by consent replications
thereto and was argued by counsel: On consideration whereof the
Court doth order adjudge and decree that a Commissioner of this
Court proceed to take the following accounts: First: An account
of the transactions of Joshua Prepon Executor of Sorel Prepon dec'd,
showing what debts of any paid by the said Executor found the
heirs: and also the character and amount of all other debts so
paid: 2^d Take an account of the outstanding debts and
claims due and owing from the estate of the said Sorel Prepon
and the character and dignity thereof: 3^d An account of
the Real estate to which the said Sorel Prepon dec'd entitled
showing the absolute & annual value thereof: 4th An account
of the legacies and other advancements made and delivered to
the legatees of the said Sorel Prepon dec'd and Report the same
to the Court with any matters deemed pertinent by the Commissioner
himself or that may be required by the parties to be so stated
and liberty is reserved to the parties respectively to examine
such other before the Commissioner in solemn form

Wm H Edwards cc

Courts Office Jerusalem Deer 1st 1847

I have appointed Wednesday the 15th instant (December) next
to take up the accounts directed by the above order of the Court,
on which day the parties interested are required to attend at Ten
o'clock A.M. with their vouchers and testimony See Court Comm.

Prepou
v. ^{4/2}
Prepou

To be entered

R. H. Baker

1848 May.

Prison Law

11

Prisoners

3
3
3
3
3

Secrecy In City

This cause came on this day to be heard ^{again} on the papers formerly read, and the report of ^{the} Commissioner. ~~Lord~~ ^{the} ~~Lord~~ and was argued by counsel On consideration whereof the Court, not deciding any principle or objection arising upon or made to the said report, doth order adjudge and decree, that the said report ^{be} ~~re~~ committed to the ^{of this court} ~~the~~ Commissioner, who is ^{hereby} ordered to receive evidence of the existence of any other claims against the estate of ^{or since paid off by} ~~the~~ ^{Prison}, also to open the account reported by him, as to any item thereof, which may be desired by counsel, or either of them and report any facts, evidence connected with such item: and the Court further more directs him the said commissioner to take an account of ^{all} the property, and the character and ~~character~~ kind of property which ^{each} ~~any~~ & all of the legatees have received under the will of the testator (will ^{separate & aggregate} Prison): and the supposed value of such property:

Prepos. Erv.

v. } Co. Deved

Prepos. If

Notice to 8th August

Southampton Circuit Superior Court May 4. 1848.
Joshua Prepon Executor of the last will & Testament of Joel Prepon dec'd *Pell*
against.

Catharine Prepon. Nancy Whitney, Benjamin Drew. Robert & Joseph Drellow.
Wm. McClenny. Henry Gaultney. Alexander Faison. Mary E & James Prepon
infants by James C Clayton their guardian ad litem & James C Clayton Dft's

This cause came on this day to be again heard on the papers formerly read
and on the report of the Commissioner and was argued by Counsel. On considera-
tion whereof the Court not deciding any principles or objections arising upon
or made to the said report, doth order to adjudge and decree that the said report
be recommitted to a Commissioner of this Court who is hereby ordered to receive
evidence of the existence of any other claims against the estate of said Joel
Prepon or since paid off by said executor. also to open the account reported
to him as to any item thereof which may be desired by Counsel or either of
them, and report any facts and evidence connected with such item. And
the Court further more directs the said Commissioner to take an account of
all property and the character and kind of property which each and all
of the legacies have received under the will of the Testator Joel Prepon
and the supposed separate and aggregated value of such property.

Attest

Jesr. J. R. Edwards Ck

Prison
vs } Co. Secre.
Prison

Notice duly ex-
ecuted on the par-
ties but none attended
but the self
See cold comm

Southampton Circuit Superior Court May 4th 1848
Joshua Prepon Exor of the last will & testament of Joel Prepon Decd Plff -
against

Catharine Prepon Nancy Whitney, Benj^m Drew, Rott & Jo Pullow
Wm Clenny, Henry G. Wallrey, Alexander Faison Mary E. & James
Prepon infants by James Clayton their Guardian J. Clayton Defts

This Cause came on this day to be again heard on the papers
formerly read & on the report of the Commissioner & was agreed by Counsel on
consideration whereof the Court not deciding any principles or objections
arising upon or made to the ~~Court~~^{order} said report, doth adjudge & decree
that the said report be recommitted to Commissioner of this Court who is
hereby ordered to receive evidence of the existence of any ^{other} claim
against the estate of said Joel Prepon or since paid off by the
said Executor. Also to open the account reported to him as
to any item thereof which may be desired by Counsel or either
of them; and report any facts or evidence connected with
such item, And then Court doth furthermore direct the said
Commissioner to take an account of all property, and the charac-
ter and kind of property which each fall of the Legates have
received under the will of the Testator Joel Prepon, and the
several separate and aggregate value of such property

A Copy

Teste L. R. Edwards Clk

Court Office Jerusalem July 1st 1848

The parties interested in the accounts directed by
the above order of the Court are required to attend at the
Court house in the Town of Jerusalem on Tuesday the 8th day
of August next with such evidence and witnesses, as will
enable the Comm^{rs} to carry the said decree into effect

Joseph M. Comm^r.

July 21.st 1848. I acknowledge the service of
the within notice.

Joshua Payson

July 21. 1848, I acknowledge the service of
the within notice.

Nancy Whitney

This is to certify that Arthur A. Drewry personally ap-
peared before me and made oath that Joshua Payson &
Nancy Whitney acknowledged the service of the within
notice, and that he left a true copy of the within
at the residence of Jas E. Clayton & Catharine
Payson.
Given under my hand this 2nd Aug.
1848. —

Wm. D. Allen

Prison
RS
Prison.

11
12
4 2 9
2 6 4

The amount decreed
to be paid by Catherine
Prison to Joshua Prison
does not directly
appear and more-
over in respect to
this matter I prefer
that the decree sh.
be by consent.
and accordingly
the decree may be
entered R. H. B.

181, 8 Nov. Term

Prepon vs Prepon

This day this cause came on to be again heard on the papers formerly read and on the reports of Leon Cobb made in pursuance of the order of this court pronounced at November Term 1847, and of May Term 1848, and the court adopting the report of 1847 which includes the commissions, and the extra costs in this suit on the official bonds, and confirming the same; and also confirming the Report in reference to the outstanding debts, and also confirming the Report made under the order of 1848. to which there is no exception, on consideration of which Reports and argument of Counsel, the court ^{by consent of parties} doth adjudge, order and decree, that the Sheriff of Southampton County take possession of the slaves, Stephen, (son of) Lewis, Preston, a small horse, gray mare, two beds and furniture and double yoke and harness, being the property received by Catharine Prepon ~~and~~ ^{Joshua} ~~of Joel Prepon~~ ^{exor of Joel Prepon}, and after advertising the same for 30 days, by advertisements at the Court house door of Southampton County, sell at the Court house of said County on some court day, the said property for cash: and out of the proceeds if sufficient to pay the whole ~~debts herein after mentioned if sufficient they were to pay the same in full~~ ^{other wise first to pay} to Henry W. Holliman \$260.08: with interest on \$252.19 ^{that is to say} a part thereof, from the 14 March 1845 till paid. to Robert & Joseph Prellow the sum of Seven hundred & 47 cts, with interest from 21st day of May 1843 till paid: to Robert Prellow the sum of \$195.72 with interest on \$189.19 a part thereof from 22nd May 1841 till paid: to Nath. J. Griffin exor of Benjamin Griffin the sum of \$89.48 with interest from 25th June 1843 till paid: to Carey Gay and Caroline his wife the sum of \$50.85. with int from 5th May 1847 till paid; and if the proceeds of sale of the above named property should be more than sufficient to pay the above named debts ~~pay then he shall pay~~ to Joshua Prepon exor \$861.67 cts with int on \$684.35 part thereof from December 1847 till paid: And the court doth further, order adjudge, order and decree that Catharine Prepon pay to Joshua Prepon the sum of \$213.50 ^{213.50} with interest thereon from the 23rd December 1842 till paid; and ~~the court doth further order adjudge~~

and liberty - is hereby reserved to the plaintiffs to ask for further relief, if
this decree should prove unwinding -

Prepon

3 Drums

Prepon

100 1
20 1
4 0

200 4
200
200
100

1000

Southampton Circuit Superior Court November Term 1848
Joshua Preston Executor of the last Will and Testament of
Jarl Preston decd. }
Deft.

against
Ethanand Preston Henry Whitney Benjamin Dred
Robert and Jos Preston Wm. McClenny Henry Swallow
Abel Faison Mary E. and James Preston and
Jane E. Clayton }
Deft.

This day the Cause came on to be again heard on the papers
formerly read and on the Report of Commissioner Cobb made
in pursuance of the order of this Court pronounced at November
Term 1847 and of May Term 1848 and the Court adopting
the Report of 1847 which excludes the commissions and the extra
cost on the writs on the Official bonds and confirming the
same and also confirming the Report in reference to the outstanding
debt and also confirming the Report in made under the order
of 1848 to which there is no exception. On Consideration of
which Report and arguments of counsel the Court by consent
of parties doth adjudge order and decree that the Sheriff of
Southampton County take possession of the share Stephen (son)
Ewin Preston & some horse Gray mare two beds and furniture
one double bed and harness being the property received by Ethanand
Preston of Joshua Preston Executor of Jarl Preston and after
advertising the same for thirty days by advertisement at the Court
house door of Southampton County sell at the Court house of said
County on some Court day the said property for cash and
out of the proceeds if sufficient pay the debt herein after
mentioned if sufficient otherwise to pay the same pro rata
that is to say To Henry W. Holloman two hundred and
sixty dollars and eight cents with interest on two hundred
and fifty two dollars and thirteen cents & part thereof from the
14th March 1843 till paid To Robert and Joseph Preston
the sum of seventy six dollars and forty seven cents with
thereof from 4 day of March 1843 till paid To Robert
Preston the sum of one hundred and twenty two dollars and

Seventy two cents with interest on other hundred and eighty
 nine dollars & thirteen cents & past thereof from 25th of May
 1841 till paid to Robert Griffin executor of Benjamin
 Griffin the sum of eighty nine dollars and forty eight cents
 with interest from 25th June 1848 till paid. To Cary Fay
 and Caroline his wife the sum of fifty dollars and eighty
 five cents with interest from 5 May 1847 till paid and if
 the proceeds of sale of the above named property should be
 more than sufficient to pay the above named debt then he
 shall pay to Joshua Draper eight hundred and sixty one
 dollars and sixty seven cents with interest on six hundred and
 eighty four dollars and thirty eight cents past thereof from
 December 1847 till paid and the Court doth further adjudged
 order and decree that Catharine Draper pay to Joshua Draper the
 sum of two hundred and thirteen dollars and fifty cents with
 interest thereon from the 23rd December 1842 till paid and liberty
 is hereby reserved to the plaintiffs to ask for further relief if
 the above should prove unavailing
 Test J R. Edwards C.C.

By Virtue of the within decree I have sold the following
 property to wit

1 Slave Stepmay	To A B Wyckham	300.00
1 do do Lewis	To A B Wyckham	207.00
1 Horse	To B Crumpler	30.25
1 Bed & Stead	To W B Babb	5.05
1 do do	To E A Williams	3.15
		<u>\$539.45</u>

Shuff commissions	25.26
paid to W W Newson	29.16
paid Bishop & Wyckham	3.50
paid Lefu Drury exp.	1.00
	<u>58.92</u>
	<u>\$480.53</u>

Paid Henry W Holliman	\$295.89
" Robt & Jo. Pattaw	60.45
" Robt Pattaw	130.54
" R L Griffin	50.75
" Cary Fay & wife	34.40
	<u>\$480.53</u>

Wm Schull ex. of
 Islander Shuff

Prepor
v $\frac{2}{3}$ Burn
Prepor

To be entered
R. H. Baker
May Co. '49

1849 May Term

Joel Prepon ex. &c.
vs.

Decree in Chg.

Catharine Prepon. Nancy Whitney, Mary Prepon &c. vs.:

This cause came on this day again to be heard ^{on} of the papers formerly read, and the Report of the Sheriff made in pursuance of the decree of this Court pronounced at the November Term 1848: and was argued by counsel: and it appearing from the said Report of the Sheriff, to the satisfaction of the Court that the personal estate of the decedent Joel Prepon, has been exhausted in the past payments of the debts against the same; and that there is still due ~~and~~ the sum of \$109.30 ^{with Int. from 30th Jan. 1849} to Henry W. Holliman: the sum of \$100.27 to Robert Pretlow, with Int. from the 20th Jan. 1849; and the sum of \$88.58 with Int. from the 19th Jan. February 1849, to Joseph & Robert Pretlow: and the sum of \$861.67 with Int. on \$684.38 ^{a part thereof} ^{from December 1847, till 1st} to Joshua Prepon: and the sum of \$21.70 with Int. from the 30th Jan. 1849 to Cary Gay & Caroline his wife: on consideration whereof the Court doth order, adjudge and decree that unless the defendant Catharine Prepon ^{& James Prepon} and Mary E. Prepon, or either of them, or some one for them, do within sixty days after the date hereof, pay unto Henry W. Holliman or his agent, the sum of \$109.30 with Int. from the 30th Jan. 1849 till paid; to Robert Pretlow ^{or his agent} the sum of \$100.27 with Int. from the 30th Jan. 1849 till paid: to Joseph & Robert Pretlow, or their agent, the sum of \$88.58 with Int. from the 19th Feb. 1849 till paid: to Cary Gay & Caroline Gay the sum of \$21.70 with Int. from 30th Jan. 1849 till paid: and to Joshua Prepon the sum of \$861.67 with Int. ^{on} \$684.38 a part thereof ^{till} from 1st December 1847 and the costs of this suit &c.

That the Sheriff who is hereby appointed a commissioner for such purpose

after having given 20 days previous notice by advertisement at the door of the Court House of this county, and on the premises expose to sale at the Court House by public Auction on a credit of six months (except to a sum in cash sufficient to pay the expenses of sale & the costs of this suit—

all the tracts of land & real estate on the Bills & Reports mentioned, being all the Real estate whereof the said Joel Prepon died seized &c: and that he take of the purchaser or purchasers a bond, or bonds with good personal security for the purchase money, — execute a deed to the purchaser — file the bonds in this cause, and make Report to this Court in order to a final decree

Northampton Circuit Superior Court May 3^d 1849.

Joshua Prepon executor of the last Will & Testament of Joel Prepon dec^d. Plffs
against

Catharine Prepon, Nancy Whitney, Benjamin Drew, & others Dfs

This cause came on this day again to be heard on the papers formerly read and on the report of the Sheriff made in pursuance of the decree of the Court pronounced at the November term 1848 and was argued by counsel. And it appearing from the said report of the Sheriff to the satisfaction of the Court that the personal estate of the decedent Joel Prepon has been exhausted in the part payment of the debts against the same, and that there is still due the sum of One hundred and sixty nine dollars and thirty cents with interest from 30th January 1849: to Henry W Holloman, the sum of One hundred dollars & twenty seven cents to Robert Prutton with interest from 30th January 1849, and the sum of Eighty eight dollars & fifty eight cents with interest from 19th February 1849 and the sum of Eight hundred & sixty one dollars & sixty seven cents with interest on six hundred & eighty four dollars & thirty eight cents a part thereof from 1st December 1827 to Joshua Prepon: and the sum of twenty one dollars & seventy cents with interest from 30th January 1849 to Cary Gay & Caroline his wife. On consideration whereof the Court doth adjudge, order & decree that, unless the defendants Catharine Prepon and Mary E Prepon & James Prepon or either of them or some one for them, do within sixty days after the date hereof pay unto Henry W Holloman or his assignee the sum of One hundred & sixty nine dollars and thirty cents, with interest from the 30th January 1849, till paid, to Robert Prutton or his assignee the sum of One hundred dollars & twenty seven cents with interest from 30th January 1849, till paid, to Joseph & Robert Prutton or their assignee the sum of Eighty eight dollars & fifty eight cents with interest from 19th February 1849, till paid, to Cary Gay the sum of twenty one dollars and seventy cents with interest from 30th January 1849, till paid, and to Joshua Prepon the sum of Eight hundred and sixty one dollars and sixty seven cents with interest on six hundred and eighty four dollars and thirty eight cents a part thereof from 1st December 1827, and the costs of this suit, that the Sheriff who is hereby appointed a Commissioner for such purpose, after having given twenty days previous notice by advertisement at the door of the Courthouse of this County and on the premises exposed to sale at the Courthouse by public auction on a credit of six months except a sum in cash sufficient to pay the expenses of sale and the costs of this suit, the tract of land & real estate whereof the said Joel Prepon died seized and that he take of the purchaser or purchasers a bond or bonds with good personal security for the purchase money, file the bonds in this cause and make report to this Court in answer to a special decree

at Copy

Teste

J R Edwards Ck

By virtue of the ^{decreed} within decree To Sheriff of Wash-
 ampton County, did on the 15th day of October
 last being court day, having advertised at
 least twenty days before the day of sale, sell
 to the highest bidder on a credit of six
 months, except so much as will pay all
 the ^{land in the above mentioned} costs, and James B. Arguehart became the
 purchaser his being the highest bid, for
 the sum of three hundred and ninety five
 dollars. and paid the purchase money
 in cash, all of which except the costs
 and commissions is now returned to
 the court. —

W. D. Schull, Jy
 I. Barden

Land sold to James B. Arguehart for	\$395.00
Comm. off	\$16.90
Costs of sale	76.10
	<u>\$93.00</u>
	\$302.00
Cash returned to the Court	<u>\$302.00</u>

Péper v. Préf. v. as
Luna

1829 November Term

To be entered
A & B

Joshua Prepon vs: Joel Prepon dec. &c.

v.

Catharine Prepon vs. The Sheriff:

This cause came on this day to be heard on the papers formerly read; and on the report of William J. Webb Esq. of J. Larson Sheriff: acting as commissioner under the decree of this court in this cause pronounced at the May term thereof 1849. to which no exception has been filed and was argued by counsel: on consideration whereof the Court doth confirm said report of sale made under the order aforesaid; and orders and decrees that the said Sheriff, Comptroller as aforesaid executed a deed for the land sold to the purchaser, James B. Cuyahuta; and it further appearing to the satisfaction of the Court, that the several creditors to wit: Henry W. Holliman, Robt. Patton, Joseph & Robt. Patton and Cary Gay, have received full satisfaction of the several debts claimed to be paid them by the decree or order of this court of the 3^d May 1849, on the several executions taken out by them respectively against the said Joshua Prepon &c.; and that only the said Joshua Prepon debt remains unpaid, it is therefore ordered that the said Comptroller pay the Sheriff aforesaid pay over to the said Joshua Prepon the sum of \$302.00. the balance of the purchase money of the tract of land sold, as appears by the report aforesaid; and returns the wisdom of such pay to this court to be filed in the papers; and hereby is hereby returned to the parties, or any one of them, for any and further relief that may be made & fit in the premises -

Southampton Circuit Superior Court - November 8th 1849.

Joshua Prepon Executor of the last will & testament of Joel Prepon dec^d
against

Catharine Prepon, Nancy Whitney & others.

Plff: } In Chancery
Defts: }

This cause came on this day to be heard on the papers formerly read and on the report of Williams & Sebrall deputy of J. Darden Sheriff acting as Commissioner under a decree of this Court in this cause pronounced at the May term thereof 1849 to which no exception has been filed and was argued by Counsel: On consideration whereof the Court doth confirm said report of Sale made under the order aforesaid; and order and decree that the said Sheriff Commissioner as aforesaid execute a deed for the said land to the purchaser, James B. Urquhart, And it further appearing to the Court satisfaction of the Court, that the several creditors to wit, Henry W. Holliman, Robert Prellow, Joseph & Robert Prellow and Cary Bay have received full satisfaction of their several debts decreed to be paid them by the decree or order of this Court of the 3^d May 1849 or to executions taken out by them respectively against the said Joshua Prepon and others and that only the said Joshua Prepon's debt remains unpaid. It is therefore ordered that the said Commissioner the Sheriff aforesaid, pay over to the said Joshua Prepon the sum of three hundred and two dollars the nett balance of the purchase money of the tract of land sold, as appears by the report aforesaid, and return the evidence of such payment to the Court, to be filed in the papers. And liberty is hereby reserved to the parties or anyone of them for any and further relief that may be met and fit in the premises

A Copy

Teste

L. R. Edwards Clk

Received this May 2/1850 from William I
Seabell deputy of Lepta Gordon sheriff the
sum of three hundred and two Dollars
in full of the within decree from the Circuit
Superior Court of law & chancery for Southampton
County.

Isaac Treflow

Accordingly to the within decree I have paid to Isaac
Treflow the sum of three hundred & two dollars the nett balance
of the purchase money of the tract of land sold - as will
appear from his receipt above.

W. I. Seabell deputy of
Lepta Gordon Sheriff

Isaac Treflow

to L. Gordon

Isaac Treflow

Proposed. Esq.

Vol. { Note for
Proposed. } answer.

May Term 1854.

To be entered

R 14 Baker

May Co. 54

Purpon: Cmo.

vs.

Purpon

This day this cause came on to be finally
heard on the report of the Court. (L. 1849). made under an
order of this Court, pronounced at Nov. 1849 - and was argued
by counsel - on consideration whereof the Court, ^{with a unanimous opinion} ~~that they~~
said report, to which no exceptions have been filed, be
confirmed, — and so

L.S. 6

Prepon

v } Spo-in Chy

Prepon &c

1847 June Rules

Excerpts on Catharine Prepon
The other parties not found.

William A. Dull Deputy of
Jacob Darnes Sheriff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County, Greeting:

We command you that you summon *Leatharin Prespon James E Clayton* guardian to *Mary E*, and *James Prespon* and *Mary E Prespon* and *James Prespon* infants of *Joel Prespon* *du*

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

June next, to answer a Bill in Chancery exhibited against *them* in the said Court by *Joshua Prespon* in his own right and as Executor of *Joel Prespon* *du*

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 *17* day of *May* 184*7*, in the *71*^{*st*} year of the Commonwealth.

L R Edwards

[One Copy to be delivered each Defendant.]

Prison

: Spanish

Prison

1847 July Rules

Excerpts

William A. Bell Deputy
Jacob D. Barnes Sheriff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County, Greeting:

We command you that you summon *James E Clayton Guardian*
to Mary E. and James Prepon and Mary E
Prepon and James Prepon infants of Joel
Prepon do

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 *Joshua Prepon in his own right and as*
Executor of Joel Prepon do

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 ~~18~~ *8th* day of

Jan — 184 *7*, in the *713* year of the Commonwealth.

J. R. Edwards ec

[One Copy to be delivered each Defendant.]

Prison de
vs } deposition
Prison

B

The deposition of James B. Wigglesworth taken at the Court
house in the Town of Jerusalem ^{before Jm Gott Commr.} on the 21st day of Feby 1848 to be
read as evidence in a suit depending and undetermined in the
Circuit Superior Court of Law and Chancery in which Joshua
Purson Exr. of Joel Purson dec^d is plaintiff and Catharine Purson
and others are defendants who being duly sworn saith

Question by the Commr. How many acres ~~of land~~ do you suppose
are contained in the land of which Joel Purson dec^d
died seized and possessed, and what do you think is its value
in fee simple, and what is its annual value at this time

Answer. - I suppose from what I know & have heard
there are about three hundred or a few acres more or less
in the tract; and that its fee simple value I think
is worth about four hundred dollars; and that its
annual value is worth about thirty dollars; and
further this deponent said not

Jm's J. Wigglesworth
sworn to and subscribed
before the day and date
as above

Jm. Gott Commr

Gwaltney & Whitney
Depositions

Q

Filed with Comm. Letter report
Oct. 7. 1848.

Pepson

vs. In Chancery.

Pepson

The deposition of Richard H. Groatney, of lawful age, taken at Bicksville, in the County of Southampton, on the 17th day of August 1848, pursuant to notice, to be used as evidence in the Circuit Superior Court of Law and Chancery for the said County in a suit wherein Joshua Pepson, Executor of Joel Pepson dec^d is Plaintiff, and Catharine Pepson & others are defendants.

Richard H. Groatney being first duly sworn deposes and says as follows. That he delivered by the direction of the plaintiff Joshua Pepson, to Catharine Pepson, forty barrels of corn valued at \$2.50 per barrel - 3000 lbs of fodder at fifty cents per hundred - 1000 lbs of pork at \$4.00 per hundred. This deponent further says that he knows that Joshua Pepson Executor as aforesaid, delivered to the said Catharine Pepson, one negro man Slipney valued at \$550. another negro man Long Lewis valued at \$550. one negro ^{boy} by the name of Puslon valued at \$400. one sorrel horse valued at \$150. one bed and furniture valued at \$35.00. one debt at \$15.00. and further this deponent says that not -

Richard H. Groatney

The deposition of William Whitney, of lawful age taken at the same time and place above mentioned, to be used as evidence in a suit now pending in the Circuit Superior Court of Law and Chancery for the County of Southampton wherein Joshua Pepson Executor of Joel Pepson

dec^d is plaintiff, and Catharine Pepson and others are defendants -

William Whitney being first duly sworn deposes and says as follows. That Joshua Pepson Executor of Joel Pepson dec^d delivered to Catharine Pepson in December 1841 the following property to wit: This deponent has no recollection of the valuation of the property - the following negroes - Slipney a negro man, Long Lewis do. Puslon a negro boy - one sorrel horse, one grey horse, two beds - 1000 lbs of pork - 40 Bbls of corn - 3000 lbs of fodder - one Bureau one double gig and harness. And further this deponent says that not -

William Whitney

The above depositions of Richard H. Groatney and William Whitney were taken and sworn to before me at Bicksville Southampton County on the 17th day of August 1848.

Jen^{ts} C. C. C.

Professor Extr
vs { Leonard
Prepon de } Report

1848 March 20

February 18th 1848

An account of the out-standing debts which remain unpaid and the character of the same

This Exon. binds the Heirs		Henry W. Holleman's exon debt due Sept 28/1841	"	"	\$782 00
		Interest on debt to Feb 20/1843	"	"	65 48
					847 48
		By Credit of Exon.	"	"	350 00
		bal. due			497 48
		Interest on debt to June 19 th 1844	"	"	39 78
					537 26
		By Credit of Exon	"	"	100 00
		bal. due	"	"	437 26
		Interest to October 2/1844	"	"	7 48
Binds the Heirs					444 74
		By Credit of Exon.	"	"	150 00
		bal. due	"	"	294 74
		Interest to March 14/1845	"	"	7 95
					302 69
					50 00
	1845	By Credit of Exon.			
	March 14	To balance due H. W. Holleman			\$252 69
		with interest thereon from this date till paid			7 89
					\$260 58
Binds the Heirs		James M. McLeann's Exon. due Dec 18/1841	"	"	50 00
					6 73
	1841	To balance on this Exon. due	"	"	56 73
	Dec 15	with interest thereon from this date till paid			
					106 13
		Interest to October 4 th 1841	"	"	2 38
					108 51
		By Credit of Exon.	"	"	28 81
		bal. due			79 70
		Int. to May 4/1843	"	"	6 77
Binds the Heirs					86 47
		To bal. due J. & R. Pattow	"	"	10 00
		with interest from this date till paid	"	"	\$76 47

Cand forwarded

Robert Patton's

Robert Patton's Exam^t due May 22/1841 \$189.19
costs 6.53
To balance due R. Patton \$195.72
with Interest thereon from this date till paid

1841

Dec 31 To Rich^d St. Gwynne's account due this day
as an overseer from 1838 to 1841 balance \$210.00

An Account of the real and annual Value of the real Estate

300 Acres Land valued at \$400.00
ditto of annum \$30.00
See James B. Wigham's deposition
marked B.

Continued forward

Comm^o fee Dec 15/47 5 Hours

" Jan. 18. 26. 28. 29

Feb. 1. 2. 8. 9. 18. - 16

At House D. C. \$41.00

A. A. Querry Cons^o for executing 7 notices 3.50
Charged to the Plaintiff

Respectfully Submitted to

J. C. Comm^o

Prepon's Executor

vs.

J. Du Claux

Prepon &c

The parties in this case were notified that the accounts directed by the decree would be taken up on the 15th day of Decr 1847, in the town of Jerusalem. Joshua Prepon Esq. Plff, and Catharine Prepon, Henry Gmaltrey, and James E. Clayton Guardian ad litem to the infant debtors E. and James Prepon, with E. W. Chapmanburg their ^{appeared} Counsel. The defendants by E. W. Chapmanburg their Counsel contended that the Executor should be disallowed any commissions, for failing to report his proceedings within the time allowed by law: They also except to the allowance of any costs on the official bonds of the Executor. The Executor requires of the Court to report a special account, allowing his commissions and the costs which accrued by suits on his official bonds. The Executor states that his testator qualified as Executor on the estate of Sally Harris, and sold all the estate except the negroes, which were divided equally between the testator and plaintiff by Commissioners chosen by them for that purpose: But that his testator never reported any of his transactions of the said estate. As the plaintiff holds bonds to a considerable amount against that estate, he requires the Court to make a statement of his testator's proceedings on Sally Harris' estate, so that he may be allowed his bonds in this settlement, and he exhibits the vouchers and accounts of the said estate, and account of sales which he says are all the papers that he can find relating to the settlement.

This account was continued ~~was continued~~ to the 18th day of January 1848 when the Plff and Catharine Prepon one of the defendants appeared, with their Counsel R. Whitfield Esq for the Plff and J. R. Chambers Esq for the debtors. The same points were made by the debtors' Counsel as at the former meeting. The Court is directed by the Plffs' Counsel to state that his client took all the necessary steps to report his proceedings as the law directs and exhibits

The order of reference within the time required by law, to a Special Comr. to audit his account and that a day was appointed for this purpose, but the Pff was sick and unable to attend: Another day was then fixed on, but the Comr was then sick and died a few days after. The Executor then concluded his transactions before making a report and in doing so, he did not withhold any money from the legacies but that his account will show that all the assets in his hands were applied to the payment of debts, and that after the whole were exhausted, there still remains a considerable sum due from the Estate, besides considerable advancements made by the Est^{ee} which he expects will be shown by this Report —

The Estate of Joel Puffer deceased

In account with Joshua Puffer, Executor.

1841		Dr	Cr
	To paid for brandy at the sale	16 00	
	" " B. Groaty bond &	44 65	
	" " R. Booth do.	12 38	
	" " B. L. Dren acct	2 60	
	" " J. E. Clayton due bill	33 16	
	" " S. Barton do	14 90	
	" My bonds and accts retained	1088 09	
	" paid J. Holmes' acct	7 50	
	" " John Brown do	13 80	
	" Security retained, see S. Harris' acct A.	662 00	
		1895 08	
1842	To paid taxes tickets	33 02	
	" " Dr. D. Hood's bond &	67 93	
	" " H. W. Holliman do	35 50	
	" " Joel Holliman do	46 15	
	Carried forward	182 50	

1842

To amount brought forward	182 60
To paid H. W. Holliman acct	15 80
" " J. M. Gentry & A. Rainer Executions	137 03
" " S. H. Holmes Clerk &	10 80
" " Thomas & Adams acct	24 03
" " Ct. Whitney	56 80
" " Thomas & Adams bal. bond	31 46
" " J. M. Holland ditto	10 81
" " J. L. Bailey assigned to Execution	52 18
" " J. B. Ingubart acct	97 75
" " J. L. Groaty Appraiser	1 00
" " J. B. Ingubart in part bond	52 25
	670 11

Decr 23

By amount of sales due this day
By John Brown's Bond

6960 03
28 06
6988 09

1843
Jan

To paid Clerk tickets	1 44
" " J. H. Holmes for general services	5 00
" " Mr. T. Bevan bond	41 30
" " W. G. Stephenson for Coffins	14 00
" " Mr. G. Bevan bal. bond	5 43
" " J. Puttoms Execution \$764.45	
Deduct extra Costs \$29.15	735 30
" " R. Darden & B. G. Washington Executions	284 24
" " A. W. Holliman acct	156 38
" " Taxes tickets	8 17
" " J. B. Ingubart bal. bond	52 92
" " Mr. J. Bell ditto	98 91
" " C. Chapman (Clerk)	8 00
" " J. P. Barton bond	8 47
" " Mr. H. F. Grouble	4 52
" " P. M. Bailey	68 63
" " J. G. Counsel	147 70
Carried forward	1640 51

March

July

1843

To amount brought forward

1640 51

To paid S. Gray Bond

8 99

" " W. H. Griffin acct

20 00

" " G. A. Harris Bond

30 77

" " J. Tarrow "

30 77

" " R. Harris "

30 77

" " E. H. Morrison "

30 77

" " L. D. Putney "

30 77

" " W. C. Harris "

30 77

" " R. H. Whitfield atts part bond

350 40

" " A. W. Hollenman Bond

117 84

" " G. Johnson "

22 96

" " Vick & Drenney acct

3 00

" " B. Crumpler acct

18 85

" " A. Fairon Bond

23 67

" " W. G. Stephenson "

29 04

" " ditto "

16 80

" " P. M. Bailey "

47 04

" " J. Gray bal. Bond

14 95

" " ditto acct

2 25

" " P. M. Bailey "

50 87

" " A. Fairon

91 14

" " J. D. M. Delt

89 40

" " ditto

25 80

2758 13

1844

To paid Shiff of Sale of Right tickets

1 57

" " P. B. Prentiss atts. Bond

52 08

June 19 " " W. H. Hollenman in part of Execution

100 00

Oct 2 " " ditto do

150 00

By amount of Execution of H. J. Brock

38 18

To paid W. A. Bell, Shiff R. Dardeni

Eaton C. Stephenson for J. M. Gurley do

and J. J. French - \$594.99

Deduct extra Cost \$30.96

Carried forward -

564 03

563 68

38 18

1844

To amount brought forward

867 68 38 18

To paid B. Chapman's Execution

314 75

1182 43 38 18

1845

To paid H. W. Hollenman in part Exe

50 00

" " J. D. Ragland Exe \$22183

Deduct Extra Costs 13.40

208 43

To paid A. Fairon bond

15 33

" " B. Chapman "

8 21

281 97

1846

To paid S. Bailey acct

83 70

" " R. H. Whitfield atts do

34 50

" " F. M. Boykin's judgment

8 71

" " A. P. Young "

5 95

" " R. H. Gualthay in part Execution

81 13

" " J. M. Pullom do

2 75

" " A. G. H. Bunge's Execution

182 70

399 44

1847

To paid R. G. Griffin Execution

20 79

" " W. Loken acct

1 25

" " W. J. Delt Execution \$41484

Deduct Extra Costs 26.69

388 15

" " H. Lomer's Execution

270 86

661 05

The Estate of Joel Prepon decd.

In general account with John Prepon Execution

1841

Decr 31

1842

Decr 31

To balance due disbursed by the Exe

1895 08

" Amt disbursed per account

670 11

" interest on the balance of 1841

113 40

By amount of Receipts this year

" " 6988 09

By balance due the Estate

4309 20

Carried forward

6988 09 6988 09

			Dr	Cr
1842				
Decr	31	By balance brought forward	" "	4309 20
1843				
Decr	31	To amount disbursed this year	2758 13	
		By interest on the balance of 1842		
		say on \$2500.00 \$150.		
		By balance due the estate \$150.	1551 07	
		\$150.00	4309 20	4309 20
1844				
Decr	31	By balance brought down \$150.00	" "	1551 07
		Interest on the bal. of 1843 \$93.06		
		To amount disbursed this year	1182 43	
		By balance due the Estate	368 64	
		\$243.06	1551 07	1551 07
1845				
Decr	31	By balance brought down 243.06	" "	368 64
		By interest on the balance of 1844 \$18.43		
		To amount disbursed this year	281 97	
		By balance due the Estate	86 67	
		\$261.49	368 64	368 64
1846				
Decr	31	By balance brought down \$261.49	" "	86 67
		By interest on the bal. of 1845 \$5.20		
		To amount disbursed this year	399 44	
		By Interest brought down		266 69
		To balance due the Executor		46 08
			399 44	399 44
1847				
Decr	31	To balance due the Executor	46 08	
		To interest on the balance of 1847	2 30	
		To amount disbursed this year	681 05	
		By amount of Receipts omitted in 1844		45 05
		To balance due the Executor		684 38
			729 43	729 43
		To balance due the Executor	684 38	
		with interest from this date till paid		
		Continued forward		

The plaintiffs attorney directs the Comr. to make a special account, and allow the plff his commissions, and the other costs which are disallowed in the other account

			Dr	Cr	in B
1841					
Decr	31	To amt disbursed & due the Est.	1895 08		
1842					
Decr	31	" interest on the balance of 1842	113 70		
		" amount disbursed facet	670 11		
		By amount of Receipts this year	" "	6988 09	
		To Comr. on ditto	349 40		
		Balance due the estate	3959 80		
			6988 09	6988 09	
1843					
Decr	31	By balance brought down	" "	3959 80	
		To amount disbursed facet	2758 13		
		Balance due the estate	1201 67		
			3959 80	3959 80	
1844					
Decr	31	By balance brought down	" "	1201 67	
		To interest on \$2500 part of bal. of 1842	" "	" "	150.00
		To amt disbursed facet	1182 43		
		By amt of Receipts this year	" "	38 18	
		To Comr. on ditto	195		
		Balance due the estate	55 47		
			1239 85	1239 85	150.00
1845					
Decr	31	By balance brought down	" "	55 47	150.00
		By interest on the balance of 1844	" "	" "	72.07
		To amt disbursed facet	281 97		
		By interest brought down	" "	222 07	
		Balance due the estate	" "	443	
			281 97	281 97	
1846					
Decr	31	To balance brought down	443		
		" amount disbursed facet	399 44		
		To balance due the Est.	403 67		
		" interest on the bal. of 1845	26		
1847					
Decr	31	To amount disbursed facet	681 05		
		" Interest on the bal. of 1846	24 23		
		To balance due the Executors	1109 41		with interest thereon from this date till paid

The costs on the official bonds are not included in the above statement because the Court might allow one & not the other. This method will therefore exhibit the account ⁱⁿ both respects.

1843	Extra Costs on T. Pittman's exon.	29	15
	Interest to Oct 31/1847	6	99
1844	Costs on C. Stephenson's exon.	30	96
	Interest on ditto 3 years	5	57
1845	Costs on J. D. Ragnato's exon.	13	40
	Interest on ditto 2 years	1	60
1847	Costs J. Dalke's exon.	26	69
	amt total - which	\$	104 36

added to the above balance
will ^{make} the balance due including
Court's Costs on the official exon. \$1223 77
with interest from this date till paid

The testator administered on the estate of Sally Harris but made no settlement of his transactions; and as the Entry held bonds to a considerable amount against that estate the Court is directed to settle the estate. The Entry exhibited account sales and Vouchers which he found among his testators estate and from which the following account is formed

1838		Dr	Cr	Lib
Dec 4	By Amount Sales due this day		655 76	
	To Joshua Dupons bond retained not having paid it	432 99		
	To ditto ditto 111.80			
	By his purchase at the sale 52.85	58 95		
	" paid J. Crumpler for coffee &c	21 00		
	" " Mrs Brown acct	1 80		
	" " A. Faison "	6 00		
	" " P. M. Bailey "	1 56	522 30	
	By balance due the estate to be equally divided the testators estate and the Executor which will give to each the sum of \$66.73		133 46	
	To amt of the entry bonds as above		491 94	
	13y ditto proportion of the estate		66 72	
	" interest from this date to the 31st Dec 1841		103 34	
	This amount charged the testators estate as retainers		662 00	
	also for claims		1080 09	

An account of the debts which bind the heirs, also the character amount of all other debts paid by the Executor

To whom		Debts which bind the heirs	Debts due bills & not entered in acct.	Accounts	
1841	To paid Bonds of Sale			16	00
	" " G. W. Gwatney	44 65			
	" " R. Booth do	12 38			
	" " B. Drew acct	" "	" "	2	50
	" " J. E. Clayton du bill	" "	32 16		
	" " J. Gray do	" "	23 00		
	" " J. Holmes acct	" "	" "	7	50
	" " Mrs Brown do	" "	" "	13	80
	" " Retainers part acct the greater bond being the less	1088 09			
	" " do bonds do	662			
Dec 31	disbursed this year	1396	56 16	39	90
1842	To paid Taxes & Hectets	" "	" "	33	02
	" " W. D. Hood bond	87 93			
	" " W. H. Holloman do	35 50			
	" " J. Holloman do	46 15			
	" " W. H. Holloman do	" "	" "	15	00
	" " J. M. Gentry acct	137 03			
	" " J. Holmes acct	" "	" "	10	00
	" " Thomas & Adams "	" "	" "	24	03
	" " A. Whiting "	" "	" "	56	00
	" " Thomas & Adams	31 46			
	" " J. M. Holloman "	10 81			
	" " J. L. Bailey Exor	52 18			
	" " J. B. Meggahan	" "	" "	97	03
	" " J. S. Gwaltney	" "	" "	1	00
	" " J. B. Meggahan	52 25			
Dec 31	disbursed this year	433 31	" "	236	08
	Continued forward				

1842

		Bond the Amine	due bills	Accts
To paid tickets		"	"	144
" " S. Holmes	act	"	"	500
" " M. J. Brown	Bond	"	41 30	
" " W. G. Stephenson	act	"	"	14 00
" " T. Fallow expn.				735 38
" " R. Darden & "				284 24
" " A. W. Holloman	act	"	"	156 38
" " travel tickets		"	"	667
" " M. J. Dalk				98 91
" " E. Chapman		"	"	800
" " J. Gray	Note			857
" " P. M. Bailey	"			5927
" " J. B. Vignebant	"			52 92
" " J. Gray	"			8 99
" " J. G. Counsel	"			147 70
" " W. H. Griffin	"	"	"	20 00
" " W. C. Harris	"			30 77
" " S. Tarver	"			30 77
" " E. R. Stevenson	"			30 77
" " J. A. Byrum	"			30 77
" " R. Harris	"			30 77
" " E. D. Putney	"			30 77
" " R. Whitfield also in part Bond				350 00
" " A. W. Holloman	"			117 84
" " G. Johnson	"			22 96
" " Vick & Crewry	act	"	"	300
" " B. Crumpler	"	"	"	18 85
" " A. Faison	Bd	"	23 67	
" " A. Faison	do	"	29 04	
" " J. M. Bailey	"		47 04	
" " M. H. A. Womble	"		4 52	
" " W. Stephenson	"		16 80	
" " J. Gray	"		13 23	
" " E. A. Dalk	"	"	"	89 40
" " do	"	"	"	25 80
Dec 31 Can'd forward		2152 91	94 01	348 54

1844

To paid F. B. Prentiss	Bond	\$	52 08		
" " A. W. Holloman in part expn.			150 00		
" " ditto	ditto		150 00		
" " R. Darden & others expn.			564 03		
" " B. Chapman			314 75		
" " M. J. Dalk of freight		"	"	"	157
Dec 31 disbursed this year		\$	1190 86	"	157
1845					
To paid A. W. Holloman in part ex.			50 00		
" " H. Gwaltney expn.			208 43		
" " J. Womble	bond		15 33		
" " B. Chapman	"		8 21		
Dec 31 amt disbursed this year		\$	281 97		
1846					
To paid A. Bailey	Acct	"	"	"	83 70
" " R. H. Whitfield atty G ^d			34 50		
" " T. Bepin	bond	"	"	8 71	
" " A. P. Young	"	"	"	5 95	
" " R. H. Gwaltney	act	"	"	"	81 13
" " J. M. Pittlow	bond	"	"	2 75	
" " A. H. Burgess & Son.			182 70		
Dec 31 disbursed this year		\$	217 20	17 41	164 83
1847					
To paid W. Cofer	act	"	"	"	125
" " R. G. Griffin expn.		"	"	"	20 77
" " W. Dalk expn.			388 15		
" " A. Jones	do		270 86		
Dec 31 disbursed this year		\$	559 01	"	22 04
ditto in 1841			1896		
ditto 1842			433 31	"	236 08
ditto 1843			2132 91	94 01	348 54
ditto 1844			1180 86	"	157
ditto 1845			281 97		
ditto 1846			217 90	17 41	164 83
" " amt. that disbursed		\$	6721 96	111 42	773 06

An account of the advancements made by the Executor to the Legatees in part of their Legacies under the will of Testator

1841					
Decr	24	To amt advanced A. Whitney in Legacy	\$	43 02	
"	25	" "A. Whitney in part of Legacy		13 49	
		" Interest on \$58.51 to Decr 31/1847 6 years		4 80	
"	"	To amt advance A. Whitney & Sub	\$	18 29	18 29
1841					
Decr	24	To amt advanced C. Prepon the widow		43 02	
		" Interest to Decr. 31/1847 6 years		15 48	
"	"	To amt advanced & interest the widows		58 50	58 50
1842.					
		To paid W. H. Griffin for tuition of M. Prepon		15 00	
		" interest on detto to Decr 31/1847 5 yrs		4 50	
Decr	31	"		19 50	19 50
1843					
		To paid A. Whitney for tuition of Mary		12 16	
		" Interest on detto to Decr 31/1847 4 yrs		2 58	
		nett advanced for the legatees		34 54	34 54
1847					
Decr	31	nett amt advanced to the legatees with interest to this date	"	"	111 33

Recapitulation

"	"	To amount due the Esty without Comd.		684 38	
"	"	" ditto for advancements to the legatees		111 33	
"	"	To amount due the Esty in this form	\$	795 71	

If the Court should ^{allow} the Commissions then the balance will (to wit, on acct

advancements to the legatees

The ^{balance} will then be due the Esty

If the Shffs Comr be on official bonds

should also be allowed then would

The balance will then be due the Esty

with interest thereon from this date till paid

Inc. G. B. Comr

1 Holloman after
& } copies

Prepous Exr.

not paid

bal. due \$252.69 with
interest all paid

\$782.00.

With interest from the date hereof I Joel Prepon do promise to pay to Benjamin L Drew his heirs or assigns for value received the just and full sum of Seven hundred and eighty two dollars good and lawful money of Virginia to which payment well and truly to be made unto the said Benjamin L Drew &c I bind myself my heirs &c firmly by these presents. As Witness my hand and Seal this 28th day of September eighteen hundred and forty one.

Witness.

Joel Prepon (Seal)

P. M. Bailey

Pay the within note to Henry W Holliman. January 12th 1843.

Benj L Drew

Feby 20th 1843. Rec. of Joshua Prepon Exr. of Joel Prepon the sum of three hundred fifty dolls 40^{cts} in part of the within note.

Re. St. Whitfield.

Southampton Circuit Superior Court November 4th 1843.

Henry W Holliman as^{ex} of Benjamin L Drew

Plff

against

Joshua Prepon Exor of Joel Prepon dec.

Defr

In Debt.

The defendant still failing to appear on motion of the plaintiff by his attorney it is considered by the Court that the plaintiff recover against the defendant the sum of Seven hundred and eighty two dollars the debt in the declaration mentioned with interest thereon from the 28th day of September 1841 till paid and his costs by him about his suit in this behalf expended. To be paid of the goods and chattels of the decedent in the hands of the defendant to be administered. And the said defendant in Money &c. ~~Plffs Costs~~ This judgment is to be credited for three hundred & fifty dollars forty cents paid February 20th 1843.

Plffs Costs \$6.73 + 116 = \$7.89.

The Commonwealth of Virginia To the Sheriff of Southampton County Greeting. We command you that of the goods and chattels of Joel Prepon dec. in the hands of Joshua Prepon to be administered late in your Court in your cause to be made the sum of Seven hundred and eighty two dollars with interest from the 28th day of September 1841 till paid which Henry W Holliman assignee of Benjamin L Drew lately in our Circuit Superior

Court of Law and Chancery for Southampton County hath recovered against the said Joshua Presson Exor of Joel Presson dec^d for debt. also seven dollars and 89 cents which to the said Holliman ap^{pe} in the same Court were adjudged for his costs by him about his suit in that behalf expended: whereof the said Presson is convict as appears to us of record. And how you shall have executed this writ make known at the Clerks Office of our said Circuit Superior Court of Law and Chancery at the Rules to be holden for the said Court on the first Monday in February next. And have then there this writ. Witness E Littleton R. Edwards Clerk of our said Court at the Courthouse this 2^d day of November 1845 in the 70th year of the Commonwealth.

L R Edwards cc

This Execution is to be credited for \$350. 4th 100 paid February 20 1843 - for \$100. paid June 19 1844 - for \$150 p^d October 2 1844 and for \$50. paid March 14 1845.

L R Edwards cc

Sherrills Return. "No Effects. William A Bell Depy. J. B. Hines Sff."

Suit was instituted upon the Executorial bond, judgment obtained. Exor. sued out thereon, forthcoming bond given. judgment obtained thereon and Exor. sued out. which execution has not been returned.

L R Edwards

Jan. 15. 1848.

M. Clenny

& } Copies.

Prepares Exr.

Not paid

of 50-

On demand the 25th day of December 1841 I promise to pay or
cause to be paid to James M. McClenny or order the just and full
sum of fifty dollars good and lawful money of Virginia; for which
payment well and truly to be made I bind myself my Exors. admin-
istrators &c. firmly by these presents. As witness my hand and
seal this 2^d day of August 1841.

Witness

Joel Prespon (Seal)

Pay the within to Wm J M. McClenny

James M. McClenny

Southampton Circuit Superior Court May 5th 1847.

James M. McClenny for the benefit of William J M. McClenny Plff.
against

Joshua Prespon Exor. of Joel Prespon dec^d.

Sw
Dft. Debt

The judgment obtained at the Rules not having been set aside
and the plaintiff being now entitled to a final judgment it is
therefore considered that the plaintiff recover against the defendant
fifty dollars with legal interest thereon from the 25th day of De-
cember 1841 till paid the debt and interest in the declaration men-
tioned and his costs by him about his suit in this behalf expended
To be levied of the goods and chattels of the decedent in the hands
of the defendant to be administered. And the said defendant
in Mercy &c
Plffs. Costs \$6.73.

The Execution which issued upon the above judgment has been
returned "No assets."

Teste

L. R. Edwards Secy

On demand I bind myself to pay to So: & Robert Pellow the just sum
of One hundred & five dollars and thirteen cents for value received. As Witness
my hand and seal this 19th day of May 1841

Teste

Joel Pellow (Seal)

Wm. E. Branch.

Southampton Circuit Superior Court November 13th 1846
Joseph Pellow & Robert Pellow.

Defts

against

Josiah Pellow & Joel Pellow

Deft.

} In Debt

The judgment obtained at the Rules not having been set aside and
the plaintiffs being now entitled to a final judgment it is therefore considered
that the plaintiffs recover against the defendant One hundred & five dollars
and thirteen cents with interest thereon from the 19th day of May 1841 till
paid the debt and interest in the declaration mentioned and their costs
by them about their suit in this behalf expended. To be paid of the goods
and chattels of the defendant in the hands of the defendant to be adminis-
tered. And the said defendant in Mercy &c.

Defts costs \$6.55. - Or for \$28 ²¹/₁₀₀ p. Oct. 4. 1841 Or for \$10. p. May
4. 1843.

Execution was sued out upon the above judgment & returned "No assets."
Suit was instituted upon the Extra bond, judgment obtained, execution sued
out thereon: a forthcoming given, judgment rendered on the said bond
Execution sued out on the judgment and has not been returned

Teste

S. R. Edwards cc

Jan'y 15. 1848.

On demand the 22nd day of May I promise to pay or cause to be paid to Robert Prettow or his assigns the just and full sum of One hundred and eighty nine dollars and nineteen cents for value received of him As Witness my hand and seal this 21st day of May 1841
Test. Joel Prettow (Seal)

Southampton Circuit Superior Court November 13th 1846

Robert Prettow.

against
Joshua Prettow Exor. Joel Prettow dec^d

Plff

Def^t

In Debt

The judgment obtained at the Rules not having been set aside, and the plaintiff being now entitled to a final judgment, it is therefore considered that the plaintiff recover against the defendant One hundred and eighty nine dollars and nineteen cents with interest thereon from the 22nd day of May 1841 till payment the debt and interest in the declaration mentioned and his costs by him about his suit in this behalf expended. To be levied of the goods and chattels of the decedant in the hands of the defendant to be administered. And the said defendant in Mercy &c

Plffs Costs \$ 6.55.

Execution was issued upon the above judgment and returned "No assets" Suit was instituted upon the Exor's bond, judgment obtained, exor. sued out thereon, a forthcoming bond given, judgment rendered thereon and Exor. sued out upon that judgment and has not been returned

Teste.

L R Edwards (Seal)

Jan^y 15. 1848.

An acct of Joshua Phipps claims vs Ed Phipps estate

No	1.	Bond due Octr 23 ^d 1830	15 00	
		Int to Deer 31/1841	<u>10 07</u>	25 07
No	2	ditto due March 1/1837	150 00	
		Int to Deer 31/1841	<u>100 69</u>	250 69
	3	ditto due Nov 16/1829	24 12	
		Int to Deer 31/1841	<u>17 10</u>	41 22
	4	ditto Apr ^e 10/1831	6 50	
		Int to Deer 31/1841	<u>4 63</u>	11 13
	5	Acct due Sept 15/1837	4 33	
		Int to Deer 31/1841	<u>1 07</u>	5 40
	6	Bond due Mar. 6/1834	50 00	
		Int to Jan'y 20/1835	<u>2 11</u>	
			52 11	
		By Credit on do	<u>29 00</u>	
			23 11	
		Int on do to Deer 31/1841	<u>9 61</u>	32 72
	7	Bond due Decr 19/1834	50 00	
		Int to Feby 20/1837	<u>6 50</u>	
			56 50	
		By Credit	<u>50 00</u>	
			6 50	
		Int on bal. to Deer 31/1841	<u>1 92</u>	8 42
	8 & 13	By bal. due from Lucy Harris co ^e	215 47	
		Int from Feby 1837 to Deer 31/1841	<u>62 92</u>	278 39
	B	By 1/2 still & worm #84.	92 00	
		Int from Deer 4/1838 to Deer 31/1841	<u>19 05</u>	111 05
	10	To my pro. Rent plantation	70 00	
		Int from Decr 31/39 to Deer 31/41	<u>8 40</u>	78 40
	D	To ditto for 1840	70 00	
		Int on ditto one year	<u>4 20</u>	74 20
	E	To ditto for 1841	<u>70 00</u>	70 00
1838	Deer 4 F	By my proper ^{ty} in division Lucy Harris' Negroes	133 75	
		Int to Deer 31/1841	<u>34 24</u>	167 99
		Carry		1154 50

Amisient brought forward	" "	1154 58
To Cash of R. H. Gwaltney affidavit	50 00	
Int from Jan'y 1837 to Dec 31/1841	14 50	64 50
" A. Stephensons Auct	" "	5 44
" Mahogany Table	" "	15 00
		<u>1239 52</u>
By J. A. Holloway bond	8 80	
" due the Testator	22 82	31 62
Nett amt retainer on this score		1207 90
amt charged in Auct		1088 09
Error to Charge		<u>\$119 89</u>

To the Extra bond W. S. Harris estate and
for which the testator had credit, see
Sally Harris' acct in former report

To ditto
By your sale purchase ditto \$124.80
nett amt bonds due 52.45 71 95

Amount credited to Joel Prepon in the
1841 settlement of S. Harris estate see Auct 543 09

Dec 31 The Court finds an error in these two bonds of \$10.56 10 56
To amount of error with Int. from this date \$130 37
~~the whole amt of which should have been~~
~~added in S. Harris' estate, but this~~
~~was an error. It had only in credit~~
~~the retainer~~

The Court in examining the retainer found
he made an error in the two bonds due
from S. Harris estate of \$10.56 and in
the other items the sum of \$119.81 by not
extending the interest on some of the items
making in the whole \$130.37.

The items A. B. C. D. E. F. were admitted to be correct by
defendants at the first meeting in taking the first
account reported at the last term

Interest on Error from Dec 31/41 to Dec 31/1847

46.92
\$177.29

James

Mc

Ed. Dupont
Note \$15.00

101

On Demand I promise to pay or cause
to be paid unto Joshua Prepa the
just and full sum of Fifteen
Dollars for Value Recd as Wmgs.
my hand and seal this 23^d of Oct

1830 —

Test —

Joshua Prepa (Seal)

Prefer
S. L. K. H.
Prefer
\$ 1.50.00

no 2

On demand I promise to pay or cause to be
paid unto Joshua Prepon the just and full
sum of one hundred and fifty Dollars lawful
money of Virginia for which I bind myself
my heirs Executors admors &c given under my hand
and seal this 1st day of March 1837

Test
John C. Williams

Joel Prepon (Seal)

Isabel Preston
Voted 24th & 25th

Nov 3

{ examine }

On demand I promise to pay or cause
to be paid unto Joshua Prepon the just
and full sum of Twenty four Dollars
12/100 for Value Recd this 16th of Nov^r,
1829
J^{os} Prepon *Deca*

acet 4.23-

e 105-

Dear Sir, I have sent you by Steamer
193^{lb} of bacon which I bought in
Petersburg - at $11\frac{1}{2}$ cts per lb - \$ 21.23
10^{lb} brown sugar N. 4 at 24cts 2.40
233^{lb} Cr

by 233^{lb} of Bacon hams at $12\frac{1}{2}$ 27.96
Due Joshua Preeson 4.33

I am your Respectfully Doel Preeson
Sept 15th 1837

Mr. Johna P. P. P.

By: L. P. P.

Oct 4. 33-

c. 10 5-

Three days after the date I promise to pay or cause
to be paid unto Mathew Morris or his order
the just and full sum of fifty Dollars current
money of Virginia for just value received
witness my hand and seal this third day of
May 1834 —

Isab. Reson ^{to} Seal

Patrick Dolis

23

Matthew Harris

I hereby certify that Joshua Prepon
paid this claim by
sending the money
to me by Capt
Benjamin Griffin
about March last
Matthew Harris

Oct 6
Dear
John
Wrote

[illegible]

Nine Months after date we Joel Preston and Samuel Pond
J. Robert Drury do hereby promise and oblige ourselves our
heirs Executors and administrators to pay or cause to be paid unto
Matthew Harrip Executor of Henry Harrip decd. his heirs
and assigns the Just and full sum of Fifty dollars —

of lawful money of this Commonwealth
it being for Just Value recd witness our hands and seals
this 19th day of March 1834

Test

Benj Griffin

Joel Preston

Samuel Pond

Seal

Seal

Robert Drury

Seal

1848. I hereby that Joshua Preston
paid these claims, by receiving the
money to me by Capt Roy. Griffin
about March Court. 1837
signed

Matthew Harris

Lucas Preston
To & Note
all Harris

Rec'd July 20th 1837 the
sum of Fifty Dollars in
part of the within note
Matthew Harris

In a Division ~~of~~ of the property of Lucy
Harris acc^d. Between Talley Harris Joshua
Preeson and Joel Preeson Talley Harris fell
in Debt to Joshua Preeson Two hundred and
fifteen Dollars and $\frac{47}{100}$. February 18th, 1837,

Sally Harrif took at the appraisement of the Est between her and Lucy In Concern				
5 Bbls of apples Brandy \$30. — 5 Silverspoon ^{\$1.25}	\$37	25		
1 White spotted sow and piggs \$3.25, 1 reg sow & do \$3. —	5	25		
3 saws \$10.50, 1 Black sow and piggs \$3.50, —	14	00		
1 reg spotted sow & 8 piggs — — — — —	4	00		
18 shoats \$10. — 27 sheep \$20.25, — — — — —	30	25		
1 large sow \$3. — 1 Boar \$4. — — — — —	9	00		
37 fat hagg \$4.75, — 4 Oeew \$30. — — — — —	94	75		
1 Cow & Calf \$5. — 1 Bell Cow \$5. — — — — —	12	00		
100 Bbls of long Corn — — — — —	200	00		
71 Bbls of short do \$71. — 1000 ^{lb} of Coar \$37.50, —	108	50		
1 sow & piggs \$3. — 1 top stack \$2.50, —	5	50		
1 Ox Cart and Wheel \$5. — 2 steer yacks & \$1.25 —	7	25		
1 horse ~~and~~ Cart and Wheel \$5. — 1844 ^{lb} seed Cotton \$30.88, 42	88			
1 loom \$2.50, — — — — —	2	50		

Am^t of There Concern \$374 13

What Sally Harrif took of Lucy Harrif's

some Est. — — — — —				
15 barrel Coll \$40. — 15 barrel Mare \$80. — — — — —	120	00		
10 Walnut Chairs \$7.50, 1 Chest of Drawers \$2. —	9	50		
1 Gun — — — — —	5	00		
Sally Harrif took in all — — — — —	\$308	53		

Salley Harris
 Took in property
 \$ 708.53
 432.22
 \$ 276.41 over
 2 ÷ 432.22
 215.11

65
 6
 3.90
 3
 11.70
 66.70

CP 8

Aug 26th, 1848,
 I do hereby certify that the
 within statement was made
 by me.
 Aug 28th 1848
 J. A. Dorem

What Joel Prefson took of the Concerns at the
appraisement, —

1 large pieg Cow \$10. — 2 young steers \$25. —	35	00
1 Brindle Cow \$10. — 3 heifers \$12. —	22	00
1 small black steer \$5. — All the ploughs \$9. —	14	00
8 plough hoes and 5 Cutters \$8. —	8	00
7 Grub hoes and hammers and tracers —	8	00
12 Clevis and 8 swingles trees \$2. — Saw & D. Knives \$1. —	3	00
14 Meezing hoes \$3.50, 3 spades & 5 Cts. —	4	25
1 parcel of Bl and red timber —	5	25
1 Wagon & C \$25. — 14 crew Bl: \$7. —	32	00
40 old Cider Bl: \$10. — 40 old 50 Gall, Cask's \$20. —	30	00
7 stands \$3.50, — 1 Bung hore & 5 Cts —	4	25
1 set of Coopers tools —	5	00

Am't. of the Concerns — \$168 75

What Joel Prefson took of Lucy Harriß's Est.

1 Desk — — — — — 10 00

Joel Prefson took in all — — — — — \$178 75

Jan'y. 20th, 1848,
 This is to Certify that
 the within Statement
 was made by me
 Benj. L. Drem
 "

Joel Johnson
 took in property
 \$ 178.75
 37.30
 \$ 216.11

What Joshua Preeson took of the Concerns
at the appraisement.

1 pitch fork, 1 crow, and 1 back plane — \$

1 87

What he took of the Concerns —

1 87

What Joshua Preeson took of Lucy Harriess Esq.

1 pitch kettle \$30. — 1 Croft Cut Saw \$9.30. —

31 30

6 maple Chairs \$3. — 1 Walnut Table \$5. —

8 00

1 pair of Scales \$6. — 1 Mahogany Table \$15. —

21 02

Joshua Preeson's took of Lucy Harriess Esq. — \$

50 50

Deauch 1 mahogany Table —

62 37

15 06

47 37

It is to certify that
I received the within
Statement.

Bury's & Jones
Jany. 26th, 1848,

Joshua Preeson
took in property

62. 37
153. 74

215. 11

The Mahogany table was transferred
to Joel Preeson \$ 15. 00

\$ 201. 11

Joel is charged with this Table
in the receiver

Scott Comr

\$/279" 91³/₄ On demand I promise to pay or cause
to be paid, to William Bailey his heirs, &c.
The just sum of Two hundred, & seventy nine
dollars, Nity one Cents & three quarters. it being for
Value rec^d. Witness my hand & Seal this fourth
day August 1823

Test. —

Sally ^{her} + Harkiss Seal
mark.

Pinchas M. Bailey

John ^{his} Forrest
mark.

Paid Decr 28th 1828 the sum of
one hundred Dollars in part of
the within note

Joshua Paper

✓
Bal Decr 31/1841
bal. 481.70 ~~paid~~

✓
Paddy Hannon
Pay to
O. H. Bailey } Note
\$279.97 1/4

I. Cap. paid the within note to William
Ricks for value recd. 18th Sept 1828

O. H. Bailey
Adm. of Wm. Bailey

Sally Harris

\$65.70

Int 59.10 to Dec 12/1861

124.80

Pat. Dec 30/1841

\$107.90

On Demand I promise to pay to Wm. Kieles the sum
of sixty five dollars & 70. cts being in full for the hire
of Negro man Ben. (the property of Joshua Presner)
for the year 1826. Witness my hand and seal this
25th day of July. 1828 ?

Test
Jelly + Kieles
Mark Seal

Please pay the within account to Mr Joshua Treppson
and this shall be your receipt against me —

Ap^l 18th 1835

c 101

Abel^d Stephen

Miss Sally Harris To Acct. Stephen - - - Dr,
1834

To 2 Plough Beams 50^{cts} - - - \$10.00

1835 To 1 Ox wheel - - - 3.00
- - - \$7.00

246
144

In the Name of God. Amen I Joel Prepon of
the County of Southampton V^o. being of Sound Mind
Make and Ordain this as my Last Will and Testament
I loan to my Wife the following named, Negro (V^o),
Lewis commonly called Long Lewis) A P^o and P^o during
her Natural life time and at her death to my
children also two of my best beds with the best
furniture for the same during her Natural life I also
loan to my wife that tract of Land with its improve-
ments ~~in~~ which may fall to my Wife in a division
of Land takes place between my brother and self during
her life also I give to my wife two of my horses such
as she may choose and my double big Bed Will
and direct that she have support for herself and
family out of my estate for a ~~year~~ year. I give to
my son Samr the small land.
I Give to my Daughter Mary my Bureau. I
desire that my Negroes not disposed of as above may
be sold to the best advantage and the proceeds to be
divided between my children with the exception of two
hundred and fifty dollars to be paid to my wife
And One hundred and fifty dollars which I Give
to Miss Nancy Whitney for her services to myself
and family.

The remainder of my lands together with my person-
al chattel and other estate not otherwise disposed
off I direct and desire may be sold for the
benefit of my children I hereby appoint Joshua
Prepon and A P^o Burgess. Executors of this my
Will and Testament In Testimony of which I
hereunto set my hand and seal this 20th
April 1841

signed sealed in presence of } Joel Prepon (Sd)
Jas. W. Urquhart }
P^o My B^o }
Sam^l M^o Swallow }
mark

At a Court held for the County of Southampton
the 20th day of December 1841 This Last Will
and Testament of Joel Perpon do was proved by
the Oaths of P M Bailey and James M Swallow
two of the Wilmpro Throats and Ordered to be Recor-
ded And on the Motion of Joshua Perpon one
of the executors therein named who made oath
and together with Bryd. Griffin Esq & Council
and P M Bailey his securities entered into and
acknowledged a bond in the penalty of Thirty
Thousand dollars conditional as the Law directs
certificat is granted him for obtaining a probat
thereof in due form: Liberty is reserved for the other
executor therein named to join in said probat
when he thinks fit

J R Edwards Esq

A Copy

Teste J R Edwards Esq
Joel Perpon: Will

Perpon's Law

Exhibited with
Will

Perpon's

(M)

"W"

Professor's Exam

to } Entered with Bill

Professor's Exam

The Estate of Joel Prepon

In Account with Joshua Prepon Executor

1841			Dr	Cr	
Decr	31	By Amt two notes and order due from Bal ^y Int	53	16	
		To Amt paid Ely Council ach			16 00
		" " " Bery ⁿ Swallowing bond & Int			44 65
		" " " Rich ^d Bond " "			12 38
		" " " W B Drew bond & Int ach			2 60
		" " " E E Clayson bond & Int			33 16
		" " " Sam ^d Berlow " "			14 90
		" " " Sam ^d H Holmes tuition			7 30
		" Commission on \$53.16			2 75
"	"	" Bal ^y due the executor	78	28	
1842			133	94	133 94
		" Bal ^y due executor			78 28
Jan		" paid John Brown ach			13 80
		" " Taxes for 1841			22 98
		" " S Holman bond & Int			46 13
		" " W D Hood " "			67 93
		" " Dempsey Harrison " "			35 30
		" " H W Holman Int ach			15 00
		" " Sheriff two Executions			137 03
		" " John Crumpler			3 30
		" " Sam ^d H Holmes appraiser ch ^y & com			10 00
		" " Clerk of Ist of Wight			2 67
		" " John Thomas ach			24 53
March		" " Nancy Whitney board of children			56 00
April		" " Thomas & Adams bond & Int			46 00
May		" " S W Holman's " "			10 81
Nov		" " Sheriff execution			32 18
Dec		" " S B. Urquhart in part bond			52 25
		" " W H Griffin tuition			18 80
		" " S B Urquhart ach			97 75
		" " Q E Swallowing Appraiser			1 00
		By Amt John Brown Bond	20	86	
"	23	To Int on Bal ^y of 1841			4 69
		Amt ^y card forward	6980	89	792 33

1842	Dr	Amto brot forward	6980 89	792 35	
		30 Commissions on \$6980.89		349 54	
		By Bal due estate		5839 30	
1843			6980 89	6980 89	
		By Bal due estate brot down	5839 30		
		Expaid Clerk tickets		1 44	
Jan 10	"	" P H Holmes for funeral service		5 00	
17	"	" A S Bond bond & Int		41 30	
	"	" W H Thompson for coffin		14 00	
	"	" Sheriff Execution for J Prindle		76 45	
20	"	" Gordon Johnson bond & Int		12 42	
24	"	" Sheriff two Executions		284 24	
Feb	"	" R H Whitfield for R D Hollman		330 40	
	"	" Sheriff Esch of Wight tickets		3 15	
18	"	" A W Hollman bond & Int		117 84	
" 20	"	" W B Shands atty for do		153 85	
	"	" L A Harris "		30 78	
	"	" A W Hollman act		156 38	
March 11	"	" Nancy Whitney bond for 1842		12 16	
	"	" E Williford for S Gray bond		8 57	
	"	" W H Griffin tuition do		20 00	
	"	" E Williford for S Gray bond		8 77	
April	"	" Bragg Crumpler act		15 35	
May	"	" Vick & Drury "		3 00	
Aug	"	" S B Council bond		48 63	
"	"	" do do "		747 70	
Exp	"	" M & H Wombler "		12 52	
	"	" W O Deth "		98 91	
Nov	"	" S B Urquhart "		52 35	
Dec	"	" M L Bwan Bal		5 43	
	"	" Taxes for 1843		3 04	
	"	" Int on Bal of 1842			330 37
" 31		By Bal due estate		3447 70	
			5839 30	5839 30	
		By Bal due estate brot down	3447 70		
Sum 17		Expaid P B Prindle Bal bond &		52 08	

1844	Sum	R D Hollman Execution		100 00	
		Amto Brot forward	3447 70	152 08	330 37
		Expaid Joel Hollman atty		7 50	
	"	" Sheriff of Esch of Wight		1 67	
		By Amth Execution & R D Brock	38 18		
May		Jo paid Sheriff & Executions		594 79	
Aug	"	" Bragg Chapman Execution		314 75	
Oct	"	" J Hart for do in part Judgments		130 00	
	"	" Comm on \$38.18		1 90	
Dec 31		By Int on Bal of 1843			206 86
		" Bal due estate		22162 99	
			3485 88	3485 88	
		By Bal due estate brot down	2262 99		
March 14		Expaid R D Hollman in part Execution		30 00	
June 16	"	" Sheriff Execution		221 83	
Nov	"	" Bragg Chapman bond & Int		8 21	
		By Int on Bal of 1844			13577
Dec 31		" Bal due estate		1982 93	
1845			2262 99	2262 99	
		By Bal due estate brot down	1982 93		
Jan 31		Expaid Sheriff executions		182 70	
Feb 13	"	" A Drury Const & Judgments		14 66	
Apr 15	"	" A Faison act		83 70	
May	"	" R H Whitfield for do		80 41	
Nov 20	"	" R H Swallow in part "		81 13	
"	"	" Sunday bonds due Esch retained		1075 31 (1)	
"	"	" do act do do		1082 53 (2)	
"	"	" paid Comm for account		10 00	
"	"	By Int on Bal of 1845			10576
"	"	" Esch account brot down	798 76		
"	"	" Bal due estate		171 27	
			2781 71	2781 71	
"	"	By Bal due estate all Esch	171 27		
		Respectfully Submitted			
		W S Goodwyn Comm			
		The Comm states specially that the Esch paid before him			

several bonds and accounts which were not allowed because they contained no witness that they were paid by the Exr. than bring no Receipts to Henry Whitney for money paid in part of legacy and one from the Widow in part of legacy neither of which could be brought into the account

Comd^y for \$10. ch^y
in Ach

W. S. L.

W. S. Goodwyns Comd^y

Catharine Prepon & James E. Clayton Exrsⁿ to James & Mary Prepon except to the within Act.

1. Because the Comd^y has allowed the Exr^s Com^t on his Receipts although no account had been rendered by him for more than two years after his qualification
2. Because the Comd^y has allowed the expenses of Law suits which ought not to have been incurred as the condition of the Estate did not require it;
3. Because the Comd^y did not specify the apparent Ambⁿ which constitutes the charge due the Exr^s marked (1) (2) & for other errors apparent on the face of the Act

Chambers & Raf^s Att^s for
C. Prepon
W. S. Goodwyns Att^s for
J. E. Clayton.

On account of School Property of the County
Southampton as promise to pay or cause
to be paid unto Robert James the just
and full sum of ~~five~~ Dollars & fifty
cents for Value received as witness my
hand and seal this 10th day of April 1830

John P. Phipps

Sworn to by the Off agreeably
to the understanding the Council
Sec 6th

611 5-08
11 9
11 9
11 9

Persson

Note

8.61.50

10

Elvina

Chambers

Prepar &
Blair
Note To

Walls care

\$13.75-

am 4th Aug 1831

~~15.44-~~
~~5.9-2nd~~
~~22.34~~
~~23.12~~
~~9.32~~
~~55.76~~

13.75
82.50
90.7
22.82

On or before the first day of August 1834
Joshua Prepon & Tho. Blou do promise to pay to
Joe Prepon admt. of William Ward deed
The Sum of Thirteen dollars & seventy cents for Value
(Received as witness we signed ourselves our heirs Executors
and admt. ~~as witnesses~~ giving our hands and seal
here this 26th day of April 1834

Test
E Hancock

Joshua Prepon 
Thomas B. Blou 

Joel Davis
Refr.
for \$15.00
which I Paid
to Joshua
Pegion

15.00 Int.
850
\$23.50 L

retainer

1

Recd July 16/1832 of Joel Prepon the sum
of Fifteen dollars it being the sum that
Joshua Prepon gave and received on the said
Joel Prepon for

his
James & Davis
mark

York. - Paper

\$6.50
2.82 ^{hd-}
9.32

Credits

on demand I promise to pay, ~~for~~ ^{for} Hollaway
the just sum of six dollars and fifty cents
current money of a for value received
~~received~~ given ~~under~~ my hand and seal
this first day of October 1830.

Witness

C Madison Freeman

Joshua Pepponi (seal)

Propon
to } Act
Qualifying
\$10.00

Isil Parson

In Account R. H. Walkey Dr

1841

To balance due for services as overseer for
the years 1838, 1839, 1840 & 1841

210.00

January 15th 1837

Toel. Tresson to Joshua Tresson Do
to cash lent \$5.00 and sent by Richard \$5.00
Jb. Guiltney

This day. - Personally appeared before me Richard
H. Guiltney and made oath to the above Act of fifty
dollars. Given under my Hand and seal this 18 day of January
1848 John Wick. J.P.

R. H. Gwathney personally appeared before me a justice
of the peace for the county of Lo. Hampton, Va. that
William Prepon sent by me the sum of
fifty dollars, ^{to Joel Prepon} about the 15th 1837, and sent
at the request of Joel Prepon. Given under
my hand this 1st day 1848.

Lo Hampton county.

Joel Prepon
25/10/48
25/10/48

Leatha Darnin Sheriff of Southampton County
1849. To Dep. Dewey Dr.

May 19th To buying 2 mares & 1 horse
belonging to ~~John~~ P. Brown and. \$1.00
Rec^d. paym^t. on full
Dep. Dewey

Estate of J. Presson
A/c

Bishop & Inguhart

— " " " —

Jerusalem Ga. 1848.

The estate of Joel Person

To Bishop & Wigham Sr.

Nov 15. To prescript & Tr. Crick Co. for negro \$ 2.00
Dec r. 28. To do. & div. Lub. Comp. — — 1.50

Received January 15/1849 of Mr. Shuller of \$ 3.50

of the Garden sheriff the sum of ~~the~~ ^{the} Dollars and
fifty Cents in full of the above account
Bishop & Wigham

The estate of Joshua Prepon Dr.

To S. A. M. Newcom Sailor

1868 4 49

To deling aboard Lewis 67 days @ 20¢ \$13.40

" " " Stepm 29 " " 5.80

" Commuting 50¢ each returning 50 mile 2.00

" 1 pr shoes for Lewis 1.50

" keeping horse 38 days at 17¢ per day 6.46

29.16

Rec^d. January 13 1869 of Wm D. Smith of Jephtha
Harden staff the sum of twenty nine dollars and
sixteen cents in full of the above of

S. A. M. Newcom

11
11
11

The within notice acknowledged and received of my personal
August 15-1848
Catharine Peterson

No. May. Catherine. Prepon.

you are hereby notified to attend at Vicksville Co. Hampton
Co. on the 17th Augt. 1848, before me the Compt^y to settle the transactions of Joshua Prepon
Ex^r of Joel Prepon - & to make ~~disput~~ other accounts etc: by a series of court-promonues
in his Care of Prepon into Lt. Prepon. &c. at which time the deposition of one Daniel Marshale
will be taken in reference to the sale & value of ~~one~~ a negro man Boston, supposed to
be sold by him ~~on~~ - & who belongs to the estate of Joel Prepon or -

Levin W. Allen

By ~~the~~ Court etc etc

Notes Acknowledged

M. L. Manshau

10th Aug 1848.

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

10th Aug 1848

Mr. Mills Marshall

You are hereby notified & directed to attend before me the Commissioner
in the case of ~~Profr~~ Exr St. Profr in Circuit Court of Lewis & Clark Co. to hear & determine on
the 17th Augt, 1868. at Vicksburg, as a witness to give evidence in relation to the sale & value
of a boy or negro, Preston, belonging to the estate of ~~St. Profr~~ Exr.

Lev. Robt. Cullen

By R. H. Whetzel Esq
