

1856-018

SOUTHAMPTON COUNTY
CHANCERY PAPERS

URQUHART VS. URQUHART'S EXECUTORS^{+ al}

URQUHART + al vs URQUHART + al

11/1856

25 10

Urquhart

to } Papers.

Urquhart's

1856 Nov.

John Jones

Dr. Sumner

Robt. M. Allen

John W. Allen

A. S. H. Burgess

Belk

\$10.62

Shy

Law & Co.

13.75

\$ 26.37

Wright
B. Bide

Wright Exor. & Co.
" " "

1853 Oct. 10th

To the Honble Richard Stabler judge of the Circuit Court
of Southampton County, in Chancery sitting, humbly complaining
thereunto unto your Honor, your orator Whitmell H. Arguhart, that on
the day of 1850, James B Arguhart departed this
life at his residence in the said County, seized and possessed of a
large estate of Land, negroes &c: having made and published his
last will and testament which has been admitted to probat
and is now in the Clerk's Office of the County Court of Southampton, a
Certified copy of which, marked 'A' is herewith filed and prayed to
be taken as a part of this Bill. That the said deceased left a
widow, named Louisa, & four children, namely your orator, Whitmell
H. & James B, Fanny & Margaret Arguhart, who are his heirs & distributees
at law, and for whom due provision has been made by the said will.
The executor herein named has duly qualified & taken possession of
the estate ^{or} authorized & administered the same. Your orator states that
since the death of his late father, a child ^{has} borne of which his widow was
en ventre, has been born, ^{has} died which, in no way affects the arrangements
of said will, or the object of this suit. Your Orator further alleges that
at the death of his father, all of the said four children were minors,
but that your orator, being the eldest, is now over twenty one years of age
having attained his majority, on the
and he is therefore, as will be perceived by the said will of his father,
entitled to have his share or portion of the Estate set apart & allotted to
him according to the requirements & terms thereof, and for this end to
bring this suit to ask the aid of the Honble Court. to ~~effect the same~~.
The estate of his late father, besides money & chattel property, consists
of valuable Land & negro property situated & being in the several
States of Virginia, North Carolina & Tennessee, the Virginia estate
being estimated at \$100,000.00, the N. Carolina at \$50,000.00, & the Tennessee
at \$40,000.00, of which your orator is entitled to one fourth, and which
your orator prays, by Commissioners appointed by this Court, may be sold
& set apart to him; Your orator will state that the legacies, provision and
all arrangements relating to the said James Arguhart, the widow, have been
made & carried out according to the directions of his testator. In this

Contemplated division it is obvious that much difficulty will be experienced from the fact that the property in no state can be allotted to any one of the parties, and hence ^{if} the necessity the case should demand it, as the obvious interests of the parties certainly will in some instances hereinafter mentioned, certain parts or parcels of property, ^{of} the real estate be sold to effect the desired objects, and he prays that discretion and power be given to that end under the superintendence of the executor aforesaid who are the executors of your orator, & in whom he has, as his late father had implicit and unlimited confidence. Besides the residence of his testator in Southampton which contains a large body of land with several tracts adjacent, he possessed a tract called the "Orson Branch" containing ^{about} ~~acres~~ ^{acres} & valued at \$

and the said deceased was equally & jointly interested with his three brothers, Richard, Charles & Anselm B. Lurgishart, in the following property, to wit: the property called "Lurgishart's Store" in said County, and a parcel of land called "Applewhite" of about ^{an} ~~acres~~ ^{acres} & with about ^{of} ~~acres~~ ^{acres} situated in said County, and a house & lot, & were house & a wharf in the town of Smithfield, your orator is advised it is essential & necessary to sell the $\frac{1}{4}$ interest in the property aforesaid, the "Orson Branch" tract & a decree for that end is prayed for.

Your orator charges, that estate of his father has been kept together as his will enjoined, and that the same is now ready to be divided, or his portion thereof ascertained & allotted to him as that instrument prescribed, but from the silence of the will as to the manner in which or by whom this should be done, & from the magnitude of the interest & the responsibility attending the performance, it is proper & necessary the aid of this Honble Court be invoked, as it hereby done, to accomplish the objects aforesaid. Your orator is without a adequate remedy save in this Honble Court where matters of this sort are cognizable to the end therefore he prays that Richard A. Lurgishart & Charles B. Lurgishart executors of the said Jos B. Lurgishart dec'd, & in their own right and A. B. Lurgishart, & the said James B., Fanny, & Margaret Lurgishart, (the last three being children of said Jos B. Lurgishart dec'd, & also are infants) may be made parties defendant to this bill & be compelled

to answer the same, the said infants, by their said guardian ad litem appointed to defend them.

Your orator prays that this Honorable Court will grant a decree to allot his portion of the said Estate of his father, and for the sale of the several tracts & interests aforesaid, and grant all other & necessary relief which may be meet and fit in the premises. & grant the common costs & disbursements &c.

Whitwell A. Lurgishart
By Robert L. Lurgishart, his atty.

Wright's } Amended
 } New & Old
Wright's

1855 August Rules

To the Hon: Richard H. Baker judge the Circuit
Court of Southampton County - in chancery

Respectfully complaining sheweth unto your honor,
your Orator, James B. Uryghart, by ~~his~~ ^{his} & Whitnell H. Uryghart,
Att. By this their Amended Bill, that there is now pending
in the said Court, the Original (Bill), or suit, filed by your Orator
Whitnell H. Uryghart, and instituted for the purpose of
having allotted to him, the said Whitnell, his portion of
his late father's ~~will~~ ^{estate} (James B. Uryghart's) ~~estate~~: and also
to authorize the sale of several parcels of land & tenements
mentioned. Your Orator believe & so shall, that, an appraisement
of the estate of their late father & the portion of Whitnell H. Uryghart,
ascertained and allotted to him, though for some cause the reports of the commissioners, have
not yet been acted upon; and further, that the property
therein mentioned, were directed, by the said Decrees of the
3^d of May, ^{of November,} 1854, has also been sold, with the exception of
the property, situate or being, at "Uryghart's Store", & sometimes called
the "New Store plantation"; and the last mentioned property
was not for the following reasons which were omitted
to be stated to the Court when the Original Bill was
filed &c: This property "Uryghart's Store", as it was owned
by R. A. Uryghart, Charles H. Uryghart, Anselmn B. Uryghart
& James B. Uryghart &c, in equal parts, having
descended to them, from their father John Uryghart ad.
It was agreed between the four entitled as aforesaid, that
Anselmn B. Uryghart should sell the property, and in
consequence of this understanding, the said property, i.e., "Uryghart's
Store" was sold, ^{publicly,} about But after the death
of James B. Uryghart ad, the father of your Orator for the sum of
2279.00 & Dr. R. A. Uryghart became the purchaser &c: as will
appear by a receipt bearing date 18. Jan'y, 1854 - marked "A" & here-
with filed - for the payment of the purchase money. Your Orator
ask the Court to confirm & ratify the sale so made, & that
one fourth of the \$2279.00, being the portion of the said James B. Uryghart

last act, be divided among his heirs or paid to his executor, and your orator as aforesaid do hereby, as heir at law of the said James B. Uryghart ~~deceased~~, ratify said sale, and request that a commission be appointed to execute a deed to the purchaser -

Your orator James B. Uryghart, on his behalf, ~~does~~ respectfully states that he has attained his majority & is now over twenty one years of age, and according to the requirements & conditions of his late father's will, a copy of which was filed with the said amended Bill, he is entitled to have his portion of the estate of his father, allotted & set apart to him - and he therefore prays, this humble, to decree the same, that a commission be appointed for that end.

He prays that Margaret & Fanny ^{Uryghart} infant children of his late father James B. Uryghart ~~and~~, and Richard A. and Charles F. Uryghart, as executors of James B. Uryghart ~~and~~, & in their own individual rights, and Samuel B. Uryghart be made parties defendant to this Bill & answer the same & your orator prays that the decree prayed for be rendered & all other relief which may be meet in the premises &c.

Wm. H. Uryghart
James B. Uryghart

Urygharts
17

Urygharts } The Joint & separate answers of Richard A. Uryghart, Charles F. Uryghart, as executors of the last will & testament of James B. Uryghart ~~deceased~~ & in their individual rights, and of Samuel B. Uryghart to an amended Bill filed against them & al., by Whitwell H. and James B. Uryghart. in the Circuit Court of Southampton Co. Va.

These respondents saving & excepting &c. for this their answer in their several capacities as aforesaid, to the said amended Bill, say, that they believe the facts stated in said Bill are all true. and as to the sale of the property, Urygharts state that as is said alleged, they desire the court to ratify the ^{or to set the same, or make any other disposition of the same as it may deem best} same & have executed a conveyance, as prayed for, as the only difficulty existing in the premises arises from the infancy of Margaret & Fanny Uryghart, the other two children of their late brother James B. Uryghart ~~deceased~~: these respondents as executors of the said deceased, also unite in the prayer for the allotment of James B. Uryghart's share in the estate of his father & having answered &c.

R. A. Uryghart Jnr. (C)
C. F. Uryghart Esq. (C)
S. B. Uryghart (C)

Urquhart -
P. Ans. of En.

Urquhart's Enw. Tab

1853 October Rules

To the honorable Richd. H. Baker judge of the Circuit Court
of So. Hampton County in Chancery sitting &c.

The joint and separate answer of Richd. A. Charles I. &
Samuel B. Burchhart executors of the last Will & Testament
of James B. Burchhart decd, to a Bill filed against them & al,
in this honorable Court, by Whitwell H. Burchhart Complainant.

These Respondents saving & reserving ~~to~~ for answer to so much
of said Bill as they are advised it is material for them
to answer; - Answer and say that the facts stated in
said Bill are true. That they are the executors of their late
brother James B. Burchhart decd, the father of Complainant;
that the Complainant has attained ~~the~~ the age of twenty one
years, and upon the requirements of the "will" of their Testator
is entitled to have his portion of the estate (kept together in
conformity to the Testator's direction & remaining after the legacies
to the widows which have been settled & arranged) - ascertained
and set off to him. & our Respondents are ready to comply
with the requests of Complainant, and unite with him in
requesting the aid of your honor to accomplish the object
sought for, ^{as well as the sale of the parcels of land described, as necessary & proper,} as they deem it proper to put him in possession
of his portion at least by the expiration of this year; but find
that, probably, they are not authorized to effect the contemplated
partition; and if they were, prudence would dictate that the
assent and directions of this Court, and having assessed
may have to be described ~~this~~, be as it is hereby respectfully
invoked: Your Respondents state that to facilitate the par-
tion, they have caused to be appointed Commissioners by the several
County Courts, of the States of Virginia, N. Carolina & Tennessee, ~~the~~
^{which} ~~in~~ the estate of their Testator lies, to value & appraise the same,
respectively, and suggest that the Commissioners who may be appointed
by this Court to effect the division, be empowered to adopt the
reports & Valuations so made by the County Court Commissioners
as the basis and foundation of their partition action in the premises

B. A. Burchhart -

S. F. Burchhart

24
25
5

Amherst Ave
W. M.

Whitwell & Urquhart

In chgg Court C. D. So. Hampshire

Urquharts execs. & als

The joint and separate answer
of Rich^d A, Charles B, & Asaelma B. Urquhart

to a bill filed against them & als in the Circuit
Court of So. Hampshire County by Whitwell & Urquhart &c:

These respondents serving & accepting to, for answer to so much
of said bill as they are advised it is material for them to answer,
say, that it is true as stated in said bill, that they are interested
in the several parcels of property, jointly with their late brother
James B. Urquhart &c, and that believing the interests of all
require a sale of the same, they were for that end in the
pursuit of arrangements, &c, for the reasons urged herein
& having answered for as herein to the Clerk of the Court:

R. A. Urquhart @

C. F. Urquhart @

A. B. Urquhart @

Wright

11 Intally

Wright Nov. 1853

1853 Oct. 18 Rules

Urguhart
v.

Urguhart Exors

} The answer of ~~William R. Edwards~~ R. Edwards
} 91. ~~to~~ Item to James B. Fanning,

& Margaret Urguhart infant children of James B. Urguhart;
to a bill filed against them by, Whitwell H. Urguhart
in the Circuit Court of So. Hampton County -

Then respondents, by Littleton R. Edwards their guardian
ad litem, saving & preserving etc: for answer to so much
of said bill as they are advised it is material for them
to answer; say that they believe the facts of said bill
are true, yet as they are minors under the age of twenty one,
they beg leave to submit themselves and interests to the
protection of the Honble Court. & having answered pray for -

L.R. Edwards for &c

In front corner

1855 August Rules.

The joint & separate answer of Fanny M. & Margaret A. Longhart, infant children of James B. Longhart, by Littleton R. Edwards ^{their} guardian ad litem, appointed to defend them to a bill filed & them & as: Whitmelo H. & James B. Longhart, in the District Court of St. Hampton County -

Now respondents, by their said Sd. ad litem for answer to so much of said bill as they are advised it is material for them to answer, say, that they neither deny & admit the allegations in said bill, but being infants, submit their interest in the premises, to the protection of this Hon. Court. -

L R Edwards

(P)

Burginhardt
v
Burginhardt } sum

To be entered
R. B. Baker
May Co. '54

1854 May Term

Wright

15

Wright, Son & Co. This cause came on to be heard
and the merits of the int and exhibits by their legal ad litem, and
on the bill, & answer ^{of the other party} exhibits, and was argued by counsel on
consideration whereof, the Court doth order, adjudge and decree that

Richard A. Wright who for such purpose is appointed Commissioner
after having advertised the time and place of sale, for at least twenty days
will sell at public auction to the highest bidder, on a credit of six
months, save so much as may be required to defray expenses of sale; which
may be in cash, the following property in the bill mentioned, to wit: "The Orsen
Branch tract", "Wright's Store", and the "Appelwhite tract & the houses

^{Wharf property,} lots & ware & stone house in Smithfield, Isle of Wight County, taking from the
purchaser, or purchaser's heirs, with approved security, ^{payable to the Court.} ~~and pay one fourth of the amount of one fourth of the proceeds of the~~
~~premises or lots, as the said Commissioner may decide best.~~

The sale of said property, to A. B. Wright, one fourth to
Charles F. Wright, one fourth to Richard A. Wright, and
one fourth to the Executors of James B. Wright, and
the Court doth further order and decree that Peter Holmes, John
D. Summerville, Robert Pretlow, John Baykin & A. S. H. Burgess, (any three
or more of whom may act,) are hereby appointed Commissioners for
the following purposes - viz, they after having been duly sworn, shall examine
& view the Real estate situate in Southampton County, other than (not
including the tracts above decreed to be sold) belonging to the estate of the
late James B. Wright, called 'Marquette' and the several farms & tracts
rents all appertaining; and shall also view & estimate the value of the
negroes of the said James B. Wright decd, and one fourth part of said
Real & negro property, in value, shall allot, assign & set apart (ac-
cording to the intention of the 'Will' of said James B. Wright decd) to ^{the Plaintiff} White
- male H. Wright the Son of the said James B. Wright, as his part &
portion thereof; and the said Commissioners in carrying out this decree, are not
to be satisfied to allot one fourth part ^{cash} of the said Land & negroes, but if beneficial
to all the parties, may allot any greater ^{or less} quantity than one fourth
of either, having regard to the interests of all entitled; and the cash, in either
may make compensation, either by a less ^{or greater} quantity or of value of the other spe-
cies of property, or in money as to them may seem best & advisable & beneficial
on value to equalize the division as before suggested
the Court doth further order, and they will make & return a full report
of their proceedings, - to this Court, in order to future orders in the premises.

Urguhart

v. } Copy done

Urguharts

St. Paulton

Tom. Urguhart a place of

St. George & North-Well

Southampton Circuit Court. May the 3^d 1854.

Whitmill H Urquhart

against.

Richard A Urquhart & Charles F Urquhart Exors of James B Urquhart dec^d and in
their own right & others

Plff.

Defls.

This cause came on to be heard on the bill, answers of the infant defendants by their guardian ad litem & answers of the other defendants, replications thereto and exhibits and was argued by Counsel: On consideration whereof, the Court doth order, adjudge and decree that Richard A Urquhart, who for such purpose is appointed Commissioner after having advertised the time and place of sale for at least twenty days, will sell at public auction to the highest bidder on a credit of six and twelve months, save so much as may be required to defray expenses of sale which may be in cash, the following property in the bill mentioned, to wit, the "Crown Branch tract," "Urquhart's Store" and the Applewhite tract and the houses and lots & Ware & Store house & wharf property in Smithfield, Isle of Wight County, taking from the purchaser or purchasers four bonds with approved security payable to the Commissioner, and pay over bonds to the amount of one fourth of the proceeds of the sale of said property to A. B. Urquhart, one fourth to Charles F. Urquhart, one fourth to Richard A Urquhart and one fourth to the Executors of James B. Urquhart. And the Court doth further order and decree that Peter Holmes, Wm. St. Summrell, Robert Dutton, John Boykin & A. S. St. Burges (any three or more of whom may act) are hereby appointed Commissioners, for the following purposes, viz. They after having been duly sworn, shall examine and view the real estate situate in Southampton County (not including the tracts above decreed to be sold) belonging to the estate of the late James B. Urquhart called Marrique and the several farms & tracts thereto attached, and shall also view and estimate the value of the negroes of the said James B. Urquhart and one fourth part of said real and negro property in value. shall allot and apportion set apart (according to the intention of the will of the said James B. Urquhart dec^d) - the plaintiff Whitmill H Urquhart as his part and portion thereof - And the said Commissioners in carrying out this decree, are not necessarily to allot one fourth part each of the said land and negroes, but if beneficial to all the parties, may allot any greater or less quantity than one fourth of either, having regard to the interest of all entitled, and for the excess or deficiency in either may make compensation either by a less or greater quantity of the other species of property, or in money, as to them may seem best in order to equalize the division as before suggested, and they will make and return a full report of their proceedings to this Court in order to future orders in the premises

Attesty

Teste.

L. R. Edwards cles

Original from
r
Wright & Co. Nov. 1854

To be entered
R. H. Baker
Nov. Co. '54.

Larguheart-
it

R. A. Larguheart- Esq. of Jas. B. Larguheart & Co. vs. &c.

This cause came on this day again to be heard on the papers formerly read: and was argued & counsel: And it ~~being~~ ^{being} suggested, ^{to the court} that two of the Commissioners, viz Robert Peltow & ~~A. S. H. Burgef~~ ^{A. S. H. Burgef}, appointed by the order pronounced on the 3^d May 1854 to carry out the requirements thereof ~~were~~ ^{are} unable to act in the premises, the Court doth order adjourn and decree that so much of the said decree of the 3^d May 1854, appointing the said Peltow & Burgef be & the same is hereby set aside, and the Court doth appoint in their place, John Peltow and Thomas Larguheart Commissioners who, ~~shall~~ with the others in said decree mentioned, any three of whom may act, shall proceed to carry out the requirements of the said decree of the 3^d May 1854: ~~Report~~ and make report to the court.

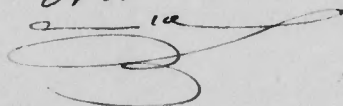
Merquhart

V

Merquhart Ex-243

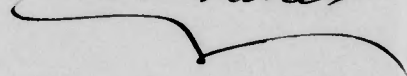
known

Nov. 1855-



To be entered

R. H. Baker



Verguhart

Deane

Verguhart

This cause came on again to be heard on the paper formerly read, on the amended bill, the answer thereto and replication, and the Report of Thomas H. Verguhart, Peter Holmes, Robert Pretoro, John Pretoro, John Boykin and William H. Summerell made in pursuance of the decree pronounced at the clear & November Term of the year 1854 to which no exception have been filed, and was argued by Counsel: On consideration whereof the Court doth confirm said Report, and doth further adjudge, order and decree that Richard A. Verguhart, and Charles F. Verguhart Executors of the last will & Testament of James B. Verguhart dec. Recover of Whitmell H. Verguhart the sum of ten thousand seven hundred and sixty four dollars & 50^{cts} (\$10764.50) shown to be due by the said Whitmell H. Verguhart by the said Report, on the allotment therein made - which sum of \$10764.50, the said executors are hereby directed to invest in ~~State~~ Stock bearing an interest of 6 p. cent ^{real or personal} or loan out on sufficient security. And the Court doth further order, adjudge and decree that John Boykin, Thomas H. Verguhart, Walter Cobb, John Pretoro & Geo. A. W. Newsom (any three of whose may act) who are hereby Commissioners for such purpose, proceed to examine & value the real estate & negroes, now in the hand and control of the executor of the said James B. Verguhart dec. excluding the land and negroes allotted & assigned to Whitmell H. Verguhart - the names of the said negroes appearing by the inventory and appraisement ^{under the} in this cause filed, as statement "A" (excluding therefrom as aforesaid those allotted to Whitmell H. Verguhart) and set apart one third part of the same, (Real estate & negroes)

* to be held by them in trust under the will of James B. Verguhart dec.

having regard to quality & quantity, to James B. Loughart as
his portion of his late father's estate, according to the intent of
his said last will and testament. And the said ~~executors~~ Commissioners,
in carrying out this decree, are not necessarily to allot one third
part of the land or negroes, but if beneficial and decidedly advan-
tageous to all parties, may assign any greater or less quantity than
one third of either, and for the excess or deficiency in either kind
may make compensation either by a greater or less quantity of the other
species of property; or ^{or in money,} may assign altogether of one kind, as to them
may seem best. And the Court doth further order and decree
that the said Commissioners or any three of them, inquire &
make report whether the interest of Margaret & Fanny, Loughart
the infant children of James B. Loughart ^{as is} will be promoted or not,
by a ratification of the ^{sale made of the} tract of land, called "Loughart's store" in
the proceedings mentioned & purchased by R. A. Loughart, and report
to Court their reasons for their opinion: and make report of
their proceedings under this decree, in order to ~~further order~~
~~in the premises~~ & a further decree

Ugubant

vs } C. J. D. D.

Ugubant

Southampton Circuit Court, November 9th 1853.
Whitwell H. Moughart

Deft 1

against
Richard A. Moughart & Chas F. Moughart exors of James
B. Moughart and in their own right & others Defts.

This cause came on again to be heard on the
papers formerly read, the amended bill, the answers thereto
and replications and the report of Thomas H. Moughart.
Peter J. Holmes, Robert Portlow, John Portlow, John Baykin,
and William H. Summrell made in pursuance of the decrees
pronounced at the May and November terms of the
year 1854, to which no exceptions have been filed &
was argued by Counsel. On consideration whereof,
the Court doth confirm said report and doth further
adjudge, order and decree that Richard A. Moughart
and Charles F. Moughart executors of the last will
and testament of James B. Moughart dec^d. receive of
Whitwell H. Moughart the sum of Ten thousand seven
hundred & sixty four dollars & 50 cts (\$10764.50)
shown to be due by the said Whitwell H. Moughart by the
said report on the allotment therein made which sum of
\$10764.50 the said executors are hereby directed to invest
in stock bearing an interest of six per cent or loan
out on sufficient security real or personal to be held
by them in trust under the will of James B. Moughart
dec^d. And the Court doth further adjudge, order
and decree that John Baykin, Thomas H. Moughart,
Walter Cobb, John Portlow and George A. W. Newson
(any three of whom act) who are hereby appointed
for such purpose proceed to examine & value the
real estate & negroes now in the hands and under the
control of the executors of the said James B. Moughart
dec^d. excluding the land and negroes allotted & assigned to

W. Chittrell M. Uguhart, the names of the said negroes appearing by the inventory and appraisement &c in this cause filed as Statement "A." excluding therefrom as aforesaid those allotted to W. Chittrell M. Uguhart, and set apart one third part of the same (real estate & negroes) having regard to quality & quantity to James B. Uguhart as his portion of his late father's estate according to the intent of his said last will and testament.

And the said Commissioners in carrying out this decree are not necessarily to allot one third part of the land or negroes, but if beneficial (and decidedly advantageous to all parties) may assign any greater or less quantity than one third of either and for the excess or deficiency in either kind may make compensation either by a greater or less quantity of the other species of property or in money or may assign altogether of one kind as to them may seem best. And the Court doth further order and decree that the said Commissioners or any three of them enquire & make report whether the interest of Margaret & Fanny Uguhart the infant children of James B. Uguhart dec'd., will be promoted or not by a ratification of the sale made of the tract of land called "Uguhart's Store" in the proceedings mentioned & purchased by R. A. Uguhart and report to Court their reasons for their opinion and make report of their proceedings under this decree in order to a further decree.

Attest,
J. C. O'Keefe,
Clerk.

Henry J. Hovan, D.C.

Arguheart
V. Linn

Arguheart enrtd

May 1856

To be entered

R. M. Baker

1856

May Term

Whitnall H. & James B. Lurguhart
vs.

R. A. Lurguhart & Chas. F. Lurguhart vs.

This Cause came on again to be heard upon the paper formerly read; and the Report of Richard A. Lurguhart a Commissioner appointed by the decree entered herein, at the May Term 1854: and also upon the Report of Wm. W. Cobb, John Prellow & Thomas H. Lurguhart, three of the Commissioners appointed by the decree entered herein at the November Term 1855, to allot to the plaintiff James B. Lurguhart, his portion of the land & negroes, according to the terms of said decree - to which Reports no exceptions have been filed and was argued by Counsel. On consideration whereof the Court doth confirm the said Reports, and ^{do} ~~also~~ adjudge, order and decree, that the partition and allotment of the negroes, mentioned & named in the said Report, and the plantation, called "Copperhook", containing 2278 acres, and bounded by the "Williamson tract, and the lands of Whitnall H. Lurguhart, & Peter Holmes, unto the said James B. Lurguhart in manner & form as in the said Report is made be held firm & stable:

And the Court doth further adjudge and decree that Richard A. Lurguhart & Charles F. Lurguhart Executors of the last will & testament of James B. Lurguhart dec'd, as receiver of James B. Lurguhart, the sum of eleven thousand seven hundred and fifty dollars & 55 ^{cts}/₁₀₀ (\$11750.55 ^{cts}/₁₀₀): being the value of the crop of the land & negroes allotted to him as aforesaid, over his proportion of the land & negroes in the proceeding mentioned, and the Court doth further order, that upon the payment of the said sum of \$11750.55 ^{cts}/₁₀₀ to the said R. A. Lurguhart & Charles F. Lurguhart Executors as aforesaid that they, the said R. A. Lurguhart & Charles F. Lurguhart who are hereby appointed Commissioners for such purpose, ^{execute} a conveyance of the

tract of land called "Ropperhook", to the said James B. Uzzelhart
and the said sum of eleven thousand seven hundred and fifty dollars
+ 66 2/3 cts, the said executor are directed to invest in stock bearing
an interest of 5 percent, per annum, or loan out on sufficient
security, Real or personal to be held by them, in trust, under the
will of James B. Uzzelhart decd. And the Court doth further
order, adjudge & decree, that Richd. A. & Charles F. Uzzelhart, also
execute a conveyance of the plantation called "Harrigell" to
Whitmett H. Uzzelhart, upon the payment of the sum of (\$10764.50)
due by him, as by the report of Jas. B. Uzzelhart, Peter J. Holmes, Nathl
Pretton, John Pretton, John Baykin & Wm. H. Summerville heretofore
returned & made under the decree, ^{entered herein, at the} May & November Terms 1854,
& confirmed by the decree herein pronounced at the November
term 1855. And it appearing to the Court, by the said Report of
Mr. W. Cobb, John Pretton & Thomas H. Uzzelhart, that the interests of
the infant children, Margaret & Fanny Uzzelhart, justified the
sale of the plantation, called "Uzzelhart's store" in the proceedings
mentioned, the Court doth ratify the said sale; and it is ordered
that Charles F. Uzzelhart & Asaelman B. Uzzelhart, in their own right
& as commissioners for such object, execute a conveyance of the same
to the said Richard A. Uzzelhart.

And the Court doth further order, adjudge and decree that
Richard A. Uzzelhart who is hereby appointed a commissioner for
such purpose, execute a conveyance of the "Applewhite tract" to Ellis
David, the purchaser thereof, on the payment of the price thereof &c:
That he also execute a conveyance of the "Wharf property" & store house
to Miriam H. Bromble the purchaser thereof, upon the payment of the
price of the same - That he also execute a conveyance of the "house &
lot" in Smithfield, to Saxe Dodge, the purchaser, on payment of the

price,
thereof: And that he also execute a conveyance of the ~~Orson Branch~~
"Orson Branch tract" to Alenman Branch the purchaser,
upon his paying the price thereof as aforesaid, & make report
to the Court: and it is further ordered that the
costs in this case be paid by Richard A. Uzzelhart
and Charles F. Uzzelhart Executors of James B. Uzzelhart
decd. out of the assets of their testator in their hands
to be administered -

Ungutau

Sumner

August

Nov. 1856

To be entered

R. H. Baker

Urguhart
v

Deceit

Urguhart Exors.

This Cause came on this day to be again heard, on the paper formerly read, and the reports of Rich^d. A. Urguhart, of Rich^d. A. Urguhart and C. F. Urguhart executor of James B. Urguhart dec^d: and of A. B. Urguhart and Charles F. Urguhart, to which no exceptions have been filed, and was agreed by counsel, on consideration whereof the Court doth adjudge, order and decree that the said reports be and the same are hereby ~~established~~ confirmed; and the Court doth further ad: or dec: that Richard A. Urguhart and Charles F. Urguhart execs. of James B. Urguhart dec^d. opt of the assets of their testator in their hands to be administered, ~~pay~~ the remaining costs of this suit; and hereby is moved to any other parties who may hereafter seek relief under the will of the said James B. Urguhart dec^d. to apply for the same, until such application shall be made this cause is discontinued from the docket

The Commonwealth of Virginia:

To the Sheriff of Southampton County, Greeting:

We command you to summon *Richard A. Urquhart Charles F. Urquhart Exors. of James B. Urquhart dec^d and in their own rights. A. B. Urquhart James B. Fanny & Margaret Urquhart*

to appear at the Clerk's Office of our Circuit Court of Southampton County, at the Rules to be holden for the said Court, on the first Monday in *October next* to answer

a bill in chancery exhibited against them in the said Court by Whitmel A. Urquhart

and have then there this Writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Courthouse, this day of *September* 1853 in the 78th year of the Commonwealth.

L R Edwards Clk

I acknowledge due Service of the within Summons

J. R. Edwards qdr. ad libitum
H. A. Merchants
C. F. Merchants
A. B. Merchants

Merchants

& { Summons

Merchants

1853 Oct. Rules

Report of Commr

1855 Oct 15th

Verguhart.

¹³
Verguhart } To the Hon. Richard H. Baker judge of the
Circuit Court of Southampton County: Respectfully represent, that
the undersigned were appointed Commissioners, by the "Order"
pronounced, at the May Term, & November Term 1854, ⁱⁿ of the
Case of Whitmell H. Verguhart against James B. Verguhart & Sons
& heirs & als: pending in the said Court, to appraise ^{real} the estate
of the said James B. Verguhart, lying in the County of Southampton, not
in said Decrees or Order, directed to be sold; and also the negroes of
the said deceased & allot & set apart to the Complainant one
fourth part thereof according to the intent of the Will of
the said James B. Verguhart decd., with ample & discretionary
power to allot such portions of negroes or Land, as the intent
of all parties might, as it should appear to us, demand.
The undersigned will further state, the Valuation of the negroes
were made more particularly, by Thomas Verguhart, John Prellow &
John Byker, by actual inspection & adopted by the others,
viz, W. H. Summerville - Geo. Byker, Peter S. Holmes & Robt Prellow,
who (the four last named) acted more particularly in reference to the
Real estate, ^{and allotment} though the division made of the Real estate & of the
negroes, as herein after set forth, together with the reasons therefor
are adopted by the undersigned as forming and constitu-
ting the history of their action in the premises & the report
thereof which "now" submit to this Honorable Court. The unders-
igned state they were duly sworn - that the negroes of the
late James B. Verguhart, in this State & S. Carolina, are or
were Valued by them at - \$990 ~~22.00~~ ^{28.00} \$990 28.00

of which the portion of Whitmell H. Verguhart would be ^{presently four thousand and seven hundred & fifty seven dollars (\$24757.00)} ~~\$24757.00~~
but under the discretionary power given to them, and with a view to
the interest of the other children, especially the two youngest, who
are quite young & for other reasons - they have allotted & set over
to Whitmell H. Verguhart negroes, to the value of \$10501.00
being the sum of \$5744.00 - — more than his 1/4 part.

The names of the negroes thus allotted & set over to the
said Whitmell, are as follows. Sampson, Eliza, Mack, Edith,
Lepe, Nancy, Sarah, Tom, Malinda, Abram, Silvester, Mary, Henry,

Frank, Parson, George Anna, Anaka, Betty, Luke, Harriet, ^{Letter}
 Letter Newton, Eviline, Ben, Barbara, Ann, Prigga, Peter, Winney, Solomon,
 Elijah, Jim, John, Letter Phillip, Gely, Amy, Say, Phoe, Charles, ^{or John} ~~Anna~~ ^{John}
 William, Kenneth, Lookey, Chelena, Holland, Lope, Harriet, Peter, Robert,
 Joseph Daily, - Clements, Lippy, Jack, Henry, George, Peter, Patience, ^{John} ~~Delilah~~,
 whose several, as well as aggregate values will appear, by reference
 once to the entire list & appraisement of all the said negroes
 & with the names &c; here with returned by your commissioners
 marked, "Statement A", which they pray may be taken as
 a part of this report. The undersigned further state that
 of the Real estate in the said Decree mentioned, they have
 allotted and set apart to Whitmell H. Arguheart, the Home
 stead plantation, called "Warrigue", containing
 1534 acres or thereabouts, which they value at ten thousand dollars (\$10,000.)
 The balance of the Estate (Real) containing about 5306
 acres, they value at \$3. per acre - equal nine thousand, nine hundred & eighty six & 99/100
 The total value of the entire Real estate is therefore \$19916.00
 of which Whitmell's portion if it had been apportioned - would be \$4979.50
 So by this arrangement of the "Warrigue" to him, he will owe \$5020.50
 to the estate, or to the other legacies or heirs. So that the sum
 of \$5744.00 - which Whitmell is to pay for the crop of
 negroes, allotted to him, added to this, which he is to pay for
 the allotment of "Warrigue", make the sum of \$10764.50
 which he owes to the estate of James B. Arguheart dec'd.
 Our reasons for this division as above are chiefly these, to have
 divided the Real estate into four parcels, besides being inconvenient
 in many other respects from location &c; would have greatly diminished
 the value of the whole, & each of parcel: And the several shares would
 have been too small to justify the employment of good managers, &c;
 & the party who would have had the Swelling ex "Warrigue" & the
 most valuable improvements, would have had too small a
 quantity of arable or Cultivable land. We further more
 think, that money will be worth much more to the smaller
 children than Land, as the rent is much below the per cent on the
 purchase money or the value. We further more state that this division

is made with the full consent of all parties, including ~~the~~
 the guardian & Mother of the younger children. And the
 division thus made of the ^{Real Estate} ~~at the said estate~~ or allotment of the negroes
 as herein before set out, are dependent to some extent, ^{as} one on
 the other. It was necessary for the one who had the most Land, to
 have the most negroes, and as the Land belonging to ~~the~~ estate
 in fee, N. Carolina was compelled to be & was sold; and as Whit
 mell H. Arguheart owned in right of his mother his father's
 first wife, a considerable Real estate, adjoining which his
 father's estate was (in that state), the two smaller children, Mary
 & Henry Arguheart, would have had, if the negroes had been
 divided into four equal parts, more or a greater number
 than could have been profitably employed. And as it was
 not desirable to sell them, it was deemed the best &
 most judicious on every aspect of the case, to make the division
 of Real estate and negro property & the allotment to
 Whitmell H. Arguheart of both kinds, as herein above
 detailed; all of which is most respectfully submitted.
 Given under our hands this 9th of April 1855.

Tho^s A. Myrick
 Peter J. Holmes
 Rob^t P. Peterson
 John Pettow
 John Boykin
 Wm^t H. Sumner

Southampton County.

James Arguehart.

personally appeared before me a justice of the peace for the said County & made
oath that he proposed the duties of Commissioner as required
by the amended laws - to the best of his skill & judgment.

Benj. B. Kendrick (Jb)

Report of
N. A. Lenz

1855 Oct. 15

In obedience to an order of the Court of Southampton pronounced, in the case of Whitcomb & Longworth v. James B. Longworth, executor & al., the undersigned, pronounced at the May term 1854 the undersigned appointed a commissioner for the sale of certain property therein mentioned, and hereinafter referred to, beg, leave to report, that after due advertisement, he exposed to sale the said property: as follows: The Apple White tract was sold on the 5th of June 1854, for the sum of \$1000.00. ^{with Allen Edwards & John Garrison as security,} to Mills Daniel, who executed his two bonds each for the sum of \$500.00, payable in one & two years with interest from the said 1st June 1854: The Lharf property & store house was sold on the 24th of December 1854, and Hiram H. Merrill, executed the purchase at the sum of One Thousand dollars, for which with Clements Batten & Edwin D. Merrill as security, he executed his ^{four} bonds, for \$250. each, payable in one & two years with interest from the 1st Jan 1855: one of which said bond he delivered over Charles F. Longworth, one to A. B. Longworth for their several interest in said property, and retained the one payable to the undersigned as executor of J. B. Longworth ad. & the 4th as his own. The house & lot in Smithfield was sold on the same day, and John Roddy, became the security purchaser at the sum of \$900, payable in one & two years with interest from 1st January 1855; for which four bonds of equal amount were taken with John L. Adams as security; one of which said bond was delivered to Ch. F. Longworth, one to A. B. Longworth, one retained in his own right, & one as the executor of the said J. B. Longworth ad, according to their several right in the said property. Your Commissioner further states that he did not sell the property, in Southampton County, called Longworths store ^{or the New store plantation} for this reason - This property had been sold by A. B. Longworth ^{as executor} ~~ad. of John Longworth ad.~~ with the consent of all the parties

entitled, viz, the said Char. F. Urquhart, A. B. Urquhart, and
R. A. Urquhart, and Jos. B. Urquhart & in the lifetime of the last, &
the said R. A. Urquhart, your Commissioner, became the purchaser
and has paid the amt of the purchase money, to wit, \$2640.00, to the said
A. B. Urquhart as aft. But as doubts have arisen whether the said A.
B. Urquhart as ^{as agent or otherwise} ~~as agent of James B. Urquhart~~ was authorized to sell or
can now give a good title to the same, in consequence of the death of
James B. Urquhart, & the minority of two of his children, Henry, & Margaret
Urquhart; it is desired that your honor do ratify the sale so made, and direct
a deed be executed conveying the title vesting in the heirs of James B. Urquhart
as to your Commissioner. These facts in connection with the larger
last property were omitted to by the undersigned in the memorandum
he gave his counsel preparatory to the institution of this suit, & hence
these omisions in the bill.

Your Commissioner further states that he sold the "Orson Branch" land
on the 15th of December 1854, to Almond Branch ^{with} ~~as surety~~ ^{as surety} ~~Branch~~,
for the sum of \$335. payable one year for sale, but with interest from the date
to the undersigned as executor of James B. Urquhart Esq. The undersigned ~~that~~
further states that when ever in the sales aforesaid, the property was sold
on longer terms than the decree specified, he was induced thus to act from
a conviction that the price was enhanced by such prolongation of the time -
all of which is respectfully submitted - Truly very hard this 1st day of May
1855

R. A. Urquhart Commissioner

The undersigned Charles F. Urquhart, and A. B. Urquhart
do hereby express their concurrence in the statement made
in the annexed Report, relative to the purchase or sale of the
New store Place Lot, or Urquhart's Store, and desire the Court
to make the Order prayed for ^{or sell the same out & out as may be if more convenient as to the} confirming the said sale, and
decreeing a conveyance of the title. if necessary, & ~~actually~~ ^{actually} on
hand this the 1st of May 1855

C. F. Urquhart
A. B. Urquhart

An inventory & App:
praisement of the
repts of Est: of
J. B. Urquhart & Co.

1855 Oct 15

Statement "A"

Brought forward	minus 2 00	+	\$ 34.276
Diecy			7 10
Frank Chuz Simon Judy Anthony & Betsy			17 00
Peter Amy			5 00
Jack & Lizzy Patience Odilah & John			26 00
Ruffin Jimmy Amy Ruffin & infant			25 00
Jack & Mary Mack & Mary			22 00
Exum Lucy William Louella & Paul			24 00
Jesse Harriet Peter Mack & Robert			26 00
William & Henrietta			9 00
Lizzy & Fatha			14 00
Mania 600. Edna Wmmy 750			13 50
Anna & Thomas 1100. Edwin 1100			22 00
Jordan 1150. Lewis 1000. London 1000			31 50
Ferdinand 850 Chelsea 1200			20 50
Elmerts 1500 Mansfield 1800			33 00
Charles 800. Phil Dols 250			10 50
Sampson 500. Lily 900			14 00
Jane 700. Fanny 800			15 00
Cinderella 900. Matilda 100			10 00
Holland 150. Violet 50			2 00
Judy 300. Patience 1			3 01
Amy 800. George 700. Peter 700			22 00
Welly Sylvia Spin Mingo & Joshua			23 00
Fay & Milly 250. Tom & Henrietta 1800			20 50
Willy Robertson Richard Cornelius			35 00
Agnes Jr. Polly Cary Frank & infant			
Mary Eliza John Mina Indiana & }			25 00
Julius			
Odilah & Child			2 00
Matilda James & Evlina			12 00
AnaKa Edmund & Fanny			13 00
AnaKa 200. Judy & Child 1000			12 00
Sarah Britt minus 50			
Vely 300 Larina 450			7 50
Sucky 350 Ananias 600			9 50
Isam Branch 1 Wmmy 500			5 01
Burvell 950. Ephraim 600			15 50
Cicero 1200. Jason 1150. Joe 900			32 50
William 1000			1 00
Tempe Baily minus 100			
Fanny 900. Violet 750. Cherry 800			25 50
Alice 650. Sophia 700. Shade 850			22 00
			99378
Subtract 300			350
Amount			99028

Statement "A" - filed with the Report of Comptroller

An inventory & appraisement of the
 negroes belonging to the Estate of James B
 Myrhaat decd. made, in obedience to a
 decree of the Circuit Court of Southampton
 County, by John Byrd & John Prellow
 & J. D. Myrhaat Comrs.

Dumpey Eliza Mae & Edith	14 50
Jesse Nancy Sarah Tom & Matilda	23 50
Sham Sylvester Mary Cherry & Frank	20 50
Parsons Georgiana Snatta & Betty	17 00
Little 800. Harriet 300	11 00
Little Ruben	1 00
Enlin	800
Ben & Barbara	6 00
Old Ruben	75
Sam & Pissy	15 00
Betty	6 00
Woiny & Solomon	8 00
Elijah	10 00
Jane	7 00
John	8 00
Little Philip	8 00
Betsy	50
Say & Phoe mms 100	
Samy	1
Sathan Snatta Perry America & Maria	14 00
Tom Little Nancy Martha & Fanny	26 00
Matilda Pissy Margaret & Jack	17 00
Tom	9 00
Charlotte & Minerva	8 00
Jelson	10 00
Rose Scip & Lannia	10 50
Little Dumpey	8 00
Boson & Marina	12 00
Old Philip	4 00
Ely Hit. Hardy, & Peter	10 00
Lucy	8 00
Celia	3 50
Anthony	9 00
Little Say	8 00
Fed. Amy & Fenta	15 00
Edith mms 100	
Lucy	50
	34 476

These belong to the heirs —

Tempe Boykin	minus 50	
Martha & child		9 00
Rosetta Henrietta & Joe x		1 500
Willy Boykin		8 00
Michel		4 00
Julia & Caroline		11 50
Henry		7 00
Subtract 50		54 50
Amount		54 00
Total Amount		99 028
		\$ 104 028

We have allotted to W. H. Wapshant the following negroes viz:

Dempsey Eliza Mac & Edith		14 50
Jesse Nancy Sarah Tom & Matilda		23 50
Abraham Sylvester Mary Cherry & Frank		20 50
Parsons Georgiana Anaka & Betty		17 00
Lukey & Harriet		11 00
Little Reuben & Enlin		1 800
Ben & Barbara 600. Sam & Prissy 1500		21 00
Reboy 600 Minny & Solomon 800		14 00
Elijah 1000. Jim 700. Jack 800		25 00
Little Philip 800 Cely 50. Aug 1		8 51
Ley & Phu	minus 100	
Rosetta Henrietta & Joe		1 500
Charles 800. Anna & Thomas 1100		19 00
William & Henrietta 900. Lueky 350		12 50
Chelcia 1200 Holland 150		13 50
Jesse Harriet Peter & ~~Robert~~ Robert		26 00
Tempe Bailey	minus 100	25 901
Subtract 200		200
Amount		257 01

W. H. Wapshant's portion = \$ 26 107

Due W. H. Wapshant by Estate

406
26 107

The following negroes, we have allotted to W. H. W. at valuation, in obedience to a discretionary power extended to us by a previous decree & with the consent of all parties viz:

our

Settlements	1500
{ Sissy & Jack. Henry. George. Peter Patience }	4800
{ Delilah & John }	<u>6300</u>
Balance due W. H. Myrhaat as on last page	406
Due Estate by W. H. Myrhaat	<u>\$ 5894</u>

Geo. Boykin
 John P. Howard } Commrs
 Thos. H. Myrhaat

~~Wright~~
Wright
Wright

Commissioner's Report.

1856 March 31st Ret^d

Whitmill H. Hughes

Plff.

against

Richard A. Hughes and Charles F. Hughes Executors
of James B. Hughes decd., in their own right & others. Dfs

In obedience to a decree of the Circuit Court
of Southampton County, rendered at November term 1855; in the
above suit in chancery concerning therein, we, the undersigned
appointed Commissioners by said decree, to set apart to James
B. Hughes one third part of the real estate and negroes
in the hands and control of the executors of James B.
Hughes decd., excluding the land and negroes heretofore
allotted and assigned to Whitmill H. Hughes, beg leave to
submit the following report. We have examined and valued
the said real estate and negroes, and submit the
following as their appraisement and valuation. Viz:

Valuation of Negroes.

Tom, Lillie, Harry, Martha & Fanny. —	\$2100.00
Eathan, Anarchy, America, Lucy, Amanda, and Maria and Penny —	2450.00
Amy and Feriba —	900.00
Kit, Hardy, Peter and Charlotte —	1250.00
Matilda, Jack, Popsy and Margaret —	1300.00
Lucy, (old)	50.00
Levy, (old)	100.00
Red,	900.00
Anthony,	850.00
amount carried forward,	\$9900.00

Amount brought forward.	\$9900.00
Say, (little)	700.00
Boron and Marina.	1300.00
Clifton and Rose.	1800.00
Tomy.	950.00
Old Philip	400.00
Old Reuben	150.00
Dempsey, (little)	800.00
Eli	370.00
Dilly,	725.00
Eddy, (old and expensive) minus \$150.00.	
Wetley and Sylvia, Mingo, Squire & Joshua	2225.00
Ruffin, Jimmy and children Frank and Amy	2200.00
Jaxon, Willie, and children Robinson, Richard,	
Aggy, Cornelius, Joe, Polly, Mary, Frank, Abram	
and Sarah.	4900.00
Frank, Cherry and children Simon, Judy, Anthony	
and Betty.	2150.00
Tom, Henrietta and child Polly.	1825.00
Matilda and children Junius and Estine.	1125.00
Judy and child Riddick.	850.00
Mary and children Eliza, John, Mina	
Caroline, Julius, Virginia and Richard.	2500.00
Exum, Lucy, and children William	
Vinette, Paul and Sally.	2050.00
Jack, Katy and children Mae & Nannie.	2275.00
Peter and Mary. — and child Alice.	1100.00
Amount carried forward —	\$40295.00

Amount brought forward —	\$40295.00
Anarchy and child Nanny. —	750.00
Old Matilda and Bing. —	300.00
Phil Dole. —	250.00
Isaac Branch. —	1.00
Jerry and Milly. —	150.00
Chamfield. —	1700.00
Barnes. —	400.00
Burwell. —	950.00
Ephraim. —	400.00
Edwin. —	1000.00
Jordan. —	1100.00
Lewis. —	1000.00
Cicero. —	1100.00
London. —	1050.00
William. —	950.00
Joe. —	900.00
Ananias. —	750.00
Edmund. —	700.00
Anarchy Boykin. —	100.00
Violet	50.00
Patience, (old and expensive) minus \$100.	
Sarah Britt. (old and expensive) minus \$100.	
Beloy. —	350.00
Cherry. —	800.00
Jane. —	600.00
Amount carried forward.	\$55646.00

Amount brought forward -	\$55646.00
Stanny. -	700.00
Delilah. -	700.00
Sophia. -	750.00
Violet. -	700.00
Cinderella. -	850.00
Winnie. -	800.00
Judy. (nurse)	300.00
Lizzy and Fathy. -	1400.00
Maria. -	375.00
Shade. -	700.00
* Fanny. -	250.00
Lilly. -	800.00
Total amount of valuation -	\$63971.00
Deduct amount allowed for old and expensive negroes.	350.00
Nett amount of valuation -	\$63621.00
Add valuation of Sampson omitted in the foregoing list -	300.00
Total value -	\$63921.00
James B. Hughant's proportion of negroes - $\frac{1}{3}$ =	\$21307.00

Valuation of real estate.

Tract of land known by the name of "Copperhock"
containing two thousand two hundred and seventy eight
acres, ^{per Thomas B. Worrell's survey} and bounded by the lands of Whitmill H. Hughant,
Peter J. Holmes and the tract of land hereafter mentioned

known as the "Williamson" tract, valued at \$5.00
per acre - \$11390.00

Tract of land known as the "Williamson"
plantation referred to above, valued at
\$2.50 per acre, containing one thousand
and twenty eight acres ^{per T. B. Worrell's survey.} \$2570.00

Total valuation of Real estate - \$13960.00
James B. Hughant's proportion of
Real estate - $\frac{1}{3}$ \$4653.33 $\frac{1}{3}$

The Commissioners report that, under the discretionary
power, confided to them by the decree aforesaid
they have allotted to James B. Hughant the
following named negroes, valued at \$26921.00
it being an excess over his proportion of said negroes
of \$5414.00; for which he will have to make
compensation to the other legates, viz:

Tom, Lettie, Harry, Martha and Fanny -	\$2100.00
Nathan, Anarchy, America, Lucy, } Amanda, Maria and Penny -	2450.00
Amy and Teriba -	900.00
Kit, Harby, Peter and Charlotte -	1250.00
Matilda, Jack, Popsy and Margant -	1300.00
Lucy. (old)	50.00
Cely. (old)	100.00
Fed.	900.00

Amount carried forward - \$9050.00

Amount brought forward.	\$9050.00
Anthony.	850.00
Say, (Little) -	700.00
Boron and Marina.	1300.00
Nelson and Rose.	1800.00
Tony	950.00
old Philip	400.00
old Reuben	150.00
Dempsey, (little)	800.00
Eli	370.00
Billy	725.00
Eddy, (old and expensive) minus \$150.00	
Frank, Cherry and children Betty.	2150.00
Anthony, Judy and Simon.	1100.00
Cicero -	400.00
Ephraim -	750.00
Ananias -	1.00
Isham -	375.00
Maria -	250.00
Fanny -	1100.00
Jordan -	1000.00
Lewis -	850.00
Cinderella -	800.00
Winnny -	600.00
Jane -	
Amount of valuation -	\$26471.00
Deduct amount for keeping Eddy.	150.00
Nett amount of valuation -	\$26321.00
Carried over	

Nett amount of valuation of negroes allotted to James B. Meghant. ~~\$26321.00~~
 By his proportion of valuation of negroes — 21807.00
 Excep over his proportion — \$5014.00

The Commipioners further report that they have allotted to James B. Meghant the tract of land known by the name of "Coppahouck" containing two thousand two hundred and seventy eight acres per Thomas B. Morrill's survey, valued at \$5.00 per acre — amounting to — \$11390.00
 By his proportion of total valuation of real estate — 4653.33 1/3
 Excep over his proportion — \$6736.66 2/3
 The following account will show the amount due from James B. Meghant to the estate of James B. Meghant decd., on account of the exup of negroes and land allotted to him over his proportion —

Excep over his proportion of negroes — \$5014.00
 " " " " of land — 6736.66 2/3
 Balance due from James B. Meghant to the Estate aforesaid. \$11750.66 2/3

The Commipioners further report that they are of opinion that the sale of the tract of land called "Meghant's" Store, and which has been purchased

by R. A. Meghant, ought to be ratified, and that it was to the interest of the infants, Margaret and Fanny Meghant, that it should have been ~~made~~ at the time that the sale was made, for the following reasons. That the said land could not have been divided in kind amongst the parties entitled thereto without great injury to their several interests; that it was rapidly going out of repair; that a sale was necessary, and that the sale which has been made, was made after a full public notice of the time and place of sale, and that the price was a fair one at that time. They deem it proper to state, however, that owing to the increased value of land generally, it would probably sell for more at this time.

The decree is herewith returned.

Given under our hands this the 18th day of December 1855.

Wm. W. Cobb
John P. How
Geo. W. Mynhach

Urguharts.

v.

Urguharts

Report of Chs. F. & B. A.

Urguhart: and of

Charles. F. & A. B. Urguharts

Comp. - under a

Sum of 1856 - May Ten

To the Hon. Richd. H Baker Judge of the Circuit Court of South
Amptown County: In Chancery &c.

The undersigned who were appointed Commissioners by a decree
of this honorable Court at the May term thereof, 1856, pronounced in
the case of Whitwell & Jas. B. Uryghart vs. Jas. B. Uryghart's Executors
on the said Court pending by leave to Report, that they having
received, the sum of \$11750.00 of James B. Uryghart on the decree
specified, they did execute and deliver unto the said James B.
Uryghart, a deed conveying the land called "Copperhough", con-
taining by estimation 2278 acrs, in the premises mentioned: And
they further say, that having received the sum of \$10584.50 of
Whitwell H. Uryghart by the said decree directed to be paid
to them as Executors of the late James B. Uryghart and, they have
according to the requirements thereof executed a deed, con-
veying the tract or plantation, called "Warriguel" to him the
said Whitwell H. Uryghart; and that they have proceeded to
invest the said several sums of money in the manner
prescribed - All of which is respectfully submitted.

July 1856

R. A. Uryghart
G. F. Uryghart } Executors

Arguimbau

V

Arguimbau

Report of. Compt

R. A. Arguimbau

under review of May 1888

To the Hon. Rich^d. H. Baker Judge of the Circuit Court of Southhampton
County, in chancery Sitting.

The undersigned was appointed a Commissioner, by a decree pronounced in the case of Whitcomb H. Longworth and James B. Longworth vs. James B. Longworth's Exors and als: pending in the said Court, at the May Term thereof, held for the year 1856, (besides other things) to execute a conveyance to Sefu Hoozer of the "~~Wharf and~~ Lot" in the town of Smithfield - Isle of Saint John; a conveyance of the tract called "Applewhite" to Mills Daniel: a conveyance of the "Wharf Property" to Henry H. North: and a conveyance of the tract called the "Orson Branch tract" to Almona Branch, the several purchasers of the said tracts mentioned in the proceeding mentioned, on the payment of the several sum due by them severally. The undersigned beg leave to report, according to the requirements of said decree, and the payment of the several sum having been made by the several parties aforesaid - he did execute and deliver, a deed, to each of the said parties, viz, to Hoozer, Daniel, North & Branch conveying the several parcels of Land, or property, to them respectively: and that the wife of the undersigned, and Charles H. & Anne Maria B. Longworth in their individual right; and their respective wives, the being with most of whom being duly sworn, did also unite in the several deed to, Hoozer, North, and Daniel: All of which is respectfully submitted
July 1856.

R. A. Longworth Commissioner @

To the Hon. Richard H Baker judge of the Circuit Court of
Southampton County - In chancery sitting -

We, the undersigned, having been appointed commissioners
by the decree pronounced in the case of Whitwell H & Jas. B. Ar
gusht vs. Jas. B. Argusht's execs & als: in said Court pending
at the May Term thereof for the year 1856, for the object of
executing a deed to Richard A Argusht, for the tract of Land
called "Argusht's Store" in the proceedings mentioned - beg
leave to report, that they in their own rights, their respective
wives undivided, with proper relinquishment on their parts, and
as commissioners, did according to the requirements of said
Decree, execute and deliver the deed aforesaid, conveying
the Land "Argusht's Store", to him the said Rich^d. A. Argusht -
All of which is respectfully submitted this the July 1856 -

A. B. Argusht Com^r
C. F. Argusht "

Cred ch

13 June/56

£ 250.

7 Sept/56

400

R. H. B. B. B.

p. 9

James B. Ingraham's

Will.

To be returned to
Rev. H. Whitfield Esq
Smithfield

Estimate of property - \$80.00
estate of C. 50.00
No estate 100.00

Whitfield & -

Gas. Co.

Tramway -

Manufact.

on side of
road of the road

1 Prob. practice 10
2. 20 - 20 - 391 -

31
15 story Equity line 670
2 50 - 50 - 54 - 55 -

net 743 - 744

Hol. by 425 - 1

as to power of N. E. Court
to question license of Virginia cars

I, James B. Urquhart of the County of Southampton and State of Virginia, do hereby make my last will and testament in manner and form following, that is to say:

after the payment of my debts and funeral expenses, I give to my wife Rebecca Louisa Urquhart, all of the negroes and their increase, which fell to me in her right from the estate of her father the late Thomas S. Norfleet, to her and her heirs forever. I also give to her and her heirs forever, two thousand, one hundred and fifty dollars for the land which fell to me in her right, and which land I sold to my brother, Richard A. Urquhart, provided she will make him (my brother Richard A. Urquhart) a good right to aforesaid land. I further give to my wife Rebecca Louisa Urquhart eight thousand dollars to be paid to her by my executors hereafter named, as soon after my death as it can be raised from my estate. I also give to her all of my household and kitchen furniture, my carriage and horses to her and her heirs forever.

I give to Sally Urquhart and M. Ada Urquhart my nieces and daughters of Richard A. Urquhart and Marie Antoinette Urquhart, daughter of Charles S. Urquhart the sum of seven hundred and fifty dollars each, to them and their heirs forever. I also give to Henry Urquhart, the son of Anselm B. Urquhart the sum of five hundred dollars to him and his heirs forever.

After this, I wish the balance of my estate to be kept together until my son Whitnell St. Urquhart arrives to the age of twenty one, then wish his portion to be taken from it and given to him and his heirs forever.

After this is done, I wish the residue of my estate to be kept together until my son, James B. Urquhart reaches the age of twenty one, then wish his portion to be taken from it and given to him and his heirs forever.

After this is accomplished, the balance of the estate to be kept together until Francis N. Urquhart arrives

to the age of twenty one. I then wish her portion given to her and her heirs forever.

After this, I wish the balance of the estate to be kept together until my youngest daughter Margaret N. Urquhart reaches the age of twenty one, and for it then to be given to her and her heirs forever.

Should either of my children die before her she shall arrive to the age of twenty one years, and leave a child or children, I wish that child or those children to have what I have above given to the parent or parents of those children at reaching the age of twenty one.

But should either of them die before reaching twenty one without leaving children, I wish his, hers or their portion to be equally divided among my children and their heirs.

I wish my executors hereafter named, to spare no expense in giving all of my children the best opportunities to receive the most liberal education of which their capacities will admit. The means or money for carrying this fully out, I wish raised from my estate.

It is my desire and earnest request that my executor and assistant executors, shall at some very early day after my demise remove the mortal remains of my former wife Marie Antoinette Urquhart from the family cemetery of the late Thomas Hill of North Carolina, and place it by my side in the cemetery of my family.

If it shall be the desire of my wife Rebecca Louisa Urquhart to remain at my residence, Warrigue, I leave it to the discretion of my executors to make any arrangements with her which may meet their views.

And lastly, I do hereby constitute and appoint my brother Richard A. Urquhart executor and further constitute and appoint my brother Charles E. Urquhart and brother Anselm B. Urquhart to be his assistant executors of this my last will and testament.

In witness whereof, I have hereunto set my hand

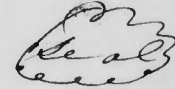
and affixed my seal, this
Witness

Geo. Boykin

Saml. H. Holmes

John Bowers.

day of August 1850.

James B. Urquhart 

At a Court held for the County of Southampton, on the 16th day of September 1850. This last will and testament of James B. Urquhart dec^d was this day proved by the oaths of John Boykin and John Bowers two of the subscribing witnesses thereto and ordered to be recorded. And on the motion of Richard A. Urquhart and Charles E. Urquhart two of the executors therein named who made oath thereto, and gave bond and security according to Law, Certificate is granted them for obtaining a probat of the said will in due form. Liberty being reserved to Anselm B. Urquhart the other executor therein named to join in the said probat when he shall think fit.

Teste L.R. Edwards, C.C.

A copy Teste Henry S. Howards, D.C.

At Burlington
Right for
Thurgate's Store
Plan Labors

"A"

Filed with amended bill

Received of Richard A. Argubart The sum of
two Thousand two hundred & seventy nine dollars, being the
purchasing or price in full of the Sturston plantation sold
by Anselm B. Argubart acting as agent for Jas. B. Argubart &
Charles Argubart, R. A. Argubart & Henry, to the said R. A.
Argubart. The deed for which is hereafter to be executed,
the said sum of \$2279.⁰⁰ is the price of the entire estate
or property including the interest or share of the said
R. A. Argubart &c. as acting my hand & seal
this 10. Jan'y. 1854.

A. B. Argubart Secd

Memorandum

I wish for a decree to sell the 2d: portion of the following property
which we hold in common to wit. The Smithfield lot, ware house &c
The Applewhite land lying in S of W County - Urquhart's store plan
tation, Brown Branch's land ~~Gray Branch land, John R. J.~~
Land, And the land my Brother bought of Brown Branch
which is the 2d: entire property -