

1857-13

SOUTHAMPTON COUNTY
CHANCERY PAPERS

BRITTLE et al vs. BRITTLE, ADMR. of.
BRITTLE

9/1857

Other surnames: Summrell,
Edwards

Brittle & Co.

Oct 3 Bill, amount \$

Brittle's admr &

1857 Sep. Decr as filed.
#

To the worshipful County Court of Southampton
County, in chancery sitting. September Court-
1857.

Humbly complaining shew unto your wisdoms
your complainants A. T. H. Britte, J. T. H. Summerell
and Adrianna L. his wife, formerly Britte, and Mary
E. Britte, an infant who sues by L. R. Edwards her
next friend that John W. H. Britte departed this
life sometime ago intestate leaving a mother
and four brothers and sisters who are your
complainants and George G. G. Britte -

That the said John W. H. Britte resided
at the time of his death in the state of Miss-
issippi, but was entitled to personal property
in this state. That at the term of this
Court George G. G. Britte appeared as his
admr. according to law, and has settled
his account before a Commissioner of
this Court, which they believe to be correct
and are willing to abide by, a copy of which
is herewith filed and prayed to be taken as a
part of this bill. That by the said account
he is indebted to the said estate in the sum
of \$490.17 with interest from July 16th 1857.
Your complainants are advised that the
personal property of the said John W. H. Britte
in Virginia, which is the amount specified
above, must be distributed according to the
laws of his domicile, which was in the state
of Mississippi. They therefore state that the
courts of Mississippi give it to the brothers and
and sisters of the said intestate exclusive
of the mother. They have applied to his admr.
aforesaid for the payment of the amount due
from him to each of them, but he has declined

doing so without a decree of this court. In
tender consideration of the premises and in
as much as your complainants are without
remedy save in this honorable court it is
prayed that George G. G. Brittle in his own
right and as admr. of John W. W. Brittle
dec'd. be made a party defendant to this
bill and true answers made thereto. That
he be compelled to pay to your complainants
the amount to which each of them may be
entitled as the distributees of John W. W. Brittle
dec'd. and that your worship will decree such
further and general relief in the premises
as equity may dictate, and they will ever
pray &c.

Cobb. L. G.

The answer of George G. G. Brittle in his own
right and as admr. of John W. W. Brittle
dec'd. to the foregoing bill.

This defendant having &c, for answer to said
bill says that the facts as stated in said bill
are true so far as he believes or knows, and he
is willing to abide by the decree of this honorable
Court & having answered prayer to be heard
and ruled with cost &c.

George G. G. Brittle
by W. W. Cobb his atty.

A. S. H. Brittle, J. T. W. Summerville & Adrianna L.
his wife, formerly Brittle, and Mary E. Brittle
an infant - who were by L. R. Edwards her next friend,
vs
George G. G. Brittle in his own right and as admr. of
John W. W. Brittle dec'd.

This day this cause came on to be heard
on the bill, answer, application thereto, and
exhibit - and was argued by counsel on consid-
eration whereof the court doth certify, order and
decree that George G. G. Brittle admr. of John
W. W. Brittle dec'd. retain out of the balance due
from him to said estate the sum of \$18.00 to
pay the expenses of this decree, and that he
pay to A. S. H. Brittle the sum of \$118.79 1/4;
to J. T. W. Summerville & Adrianna L. his wife the
sum of \$118.79 1/4; to Mary E. Brittle the sum of
\$118.79 1/4, with interest on all of said amounts
from this date, and that he retain the sum of
\$118.79 1/4 as his distributee share of his intestate's
estate. But - this decree shall be suspended
unless the said parties shall execute, if required
by the said George G. G. Brittle admr. as aforesaid
proper ^{with sufficient security} refunding bond to the said George G. G.
Brittle admr. of John W. W. Brittle conditioned
to refund their proportion of any debts which
may hereafter come against the estate of the
said John W. Brittle dec'd.

Account Current of

John W. W. Brinkley Esq.

A Copy.

The Estate of John W. W. Brindle dec^d.

In account with George G. G. Brindle administrator.

1857			Dr	Cr.
Jan	16	By cash rec ^d from Savings bank in Petersburg		428 36
"	"	By Nancy W. Brindle bond		66 00
"	"	Amount rec ^d from John E. Nicholas adm ^r of Jane Brindle	23	16 34
		To Commissions on \$520. 70.	26 03	
		" Paid Clerks tickets	2 00	
		" Commissions fee & copy	1 50	
		" Clerks fee retained	1 00	
July	16	By Balance due the Estate	490 17	
			520 17	520 70
"	"	By Balance due brought down with interest thereon from this date.		490. 17

Respectfully Submitted

Wm W. Cobb Comy

Southampton County In the Clerks Office the 20 day of April 1857.

This account of George G. G. Brindles administration on the estate of John W. W. Brindle dec^d was returned and filed for exceptions. And at a Court held for the said County the 15 day of April 1857 the said account having lain one month and upwards in the Clerks Office and there being no exceptions thereto was examined confirmed and ordered to be recorded.

Teste

JR Edwards cb

Attest

Teste

JR Edwards cb