

1858-015 SOUTHAMPTON COUNTY
CHANCERY PAPERS

PARKER

VS. SMITH'S EXECUTOR et al

#3
11/1858

Other surnames: Vaughan, Cobb,
Knight, Harrison, Jones,
Kello, Murfee

7. } Papers.

Smiths Exr. 70

Parker

. } Stat: Rules
 . }

Smiths Exp: \$

Wk.	\$ 21.20
ShH	12.00
Com.	6.75
Or. P.	5.00
Law t.	16.00
	\$ 60.95

Jamies St Parker an infant of tender years who dies by W^m Munfer his next friend Deft.

v.

Hemming M. Smith Exor. of Hemming J. Smith, Matthew W. Vaughan & Samuel Kello advisors of Harrison Cobb dec^d & as advisors of Maria Parker dec^d W^m M. Jones Exor. Jas. Cobb Defts.

1855 Feby. 23^d Summons issued retble. to March Rules.

" Mar. R. Sum. ret. Ex^r Bill filed. & decree nisi to Defts

" Apr. " Bill taken for confessed & cause set for hearing &c.

" May J. Leave to amend bill & cause remanded to Rules.

" Sep. R. Amended Bill Ex^r & Dec^r nisi to Defts therein named.

" Oct. R. ^{1st Monday} Sum. ret. Ex^r in Smith, Vaughan, Kello. No return as to Dft. Jones. Decree nisi to Defts. Smith Ex^r, Vaughan, Kello as to &c.

" Oct. Last Monday. Bill taken for confessed as to Dft. Smith Ex^r, Vaughan & Kello as to & cause set for hearing as to them.

" ~~Oct~~ ^{Nov} J. Answer of Dft. Vaughan filed by leave genl. reps. thereto.

" Dec. R. ~~Dec~~ Sum. to Dft. Jones Exor.

1856 Jan. R. Sum. Ret. Ex^r - Decree nisi to Dft. Jones.

" Feby " Bill taken for confessed as to Dft. Jones.

" Mar. " Cause set for hearing as to Dft. Jones.

" May. J. Decree for account &c.

" Nov. " Leave to amend bill.

1857 March 31st Amended bill. Sum^s issued retble. to last Monday in April next.

" Apr. R. (Last Monday) Sum. ret. Ex^r on Dfts. St. M. Smith ad., Jam^s Kello ad.

Mary, Geo. W. Rosetta & Elizabeth Cobb, M. W. Vaughan & W^m M. Jones Ex^r.
Decree nisi to Dfts. Smith, Kello, Mary Cobb, Vaughan & Jones.

" June R. Bill taken for confessed to Dfts. Smith, Kello, Mary Cobb, Vaughan & Jones.

" Nov. J. Decree for account.

1858 Mar. 31 Ref^d.

" Nov. Decree by consent.

Parker $\frac{2}{3}$
is $\frac{2}{3}$ Bill
Smith &c

1835 March Rules -

(960 words)

To the Hon. Richard H Baker Judge of the Circuit Court for the County
of Southampton

In Chancery

Humbly Complaining sheweth unto your Honor
your Orator James H Parker an infant of tender years who sued
by Wm Maspe his next friend that in the year 1838 his mother
Maria Parker died intestate having considerable personal es-
tate and that at the January term 1839 of the County Court of South-
ampton Henning T Smith qualified as her administrator and
gave bond according to law in the penalty of \$1000 with Matthew
Langman and Harrison Cobb his securities which will ap-
pear from a copy of the said bond herewith filed marked (B)
and prayed to be taken as a part of this bill - That the said Henning
T Smith as administrator as aforesaid possessed himself of the whole
personal estate of his intestate to a large amount in value and more
than sufficient to satisfy and pay all her just debts and funeral
expenses with a large surplus, which surplus belonged to your
Orator as the only child and distributee of the said intestate
That the said Henning T Smith has never returned any inventory
of the estate of his intestate nor rendered any account of his
transactions as administrator - That among other effects of
the intestate which came to the hands of her administrator was
a decree of this Honorable Court against the Executors of Harrison
Parker for \$307.73 with interest from December 1st 1840 which
was received by the said Henning T Smith in the year 1845 and
the amount thereof received by him - Your Orator is informed
and believes it to be true that there were no debts outstanding
against the said Maria Parker at the time of her death, and that
the only amount paid out by the said Henning T Smith as her
administrator was for her funeral expenses - That the said Hen-
ning T Smith died in the year 1854 after having made and published
his last will and testament and at the term 1854 of the County
Court of Southampton Henning T Smith the Executor therein
named qualified according to law - That the estate of the said
Henning T Smith notoriously and openly is solvent, and not

able to pay any part of the amount due from it to the estate of
Maria Parker de'd - That the said Harrison Cobb died in the year 18
and James Cobb qualified as his administrator; that James Cobb has
since died and the estate of Harrison Cobb has been committed to
Samuel Hells Sheriff of the County of Southampton - That since
the death of Henning T Smith the estate of Maria Parker has been
committed to Samuel Hells Sheriff of the said County, (all of which
will appear from copies of said orders of the County Court herewith
filed marked (B) and prayed to be considered as parts of this
bill - Your Orator further sheweth that the amount due from the
estate of the said Henning T Smith to the estate of Maria Parker
is not repaid for the payment of debts -

In tender consideration of all which and in as much as your Orator
is without remedy in the premises except in a Court of Equity,
where matters of this kind are peculiarly cognizable, To the end
therefore that justice may be done, he prays your Honor that
Henning T Smith's Executors of Henning T Smith, Matthew W
Laupham and Samuel Hells as administrators of Harrison Cobb
and as administrators of Maria Parker may be made defendants
to this bill and that they be compelled to answer the allegations
thereof, that an account of the transactions of Henning T Smith
as the administrator of Maria Parker may be taken under the di-
rection of this Honorable Court and that the amount ascertained
to be due thereon may be paid to your Orator, and that such other
and general relief may be granted in the premises as Equity
may dictate, and as in duty bound he will ever pray, he prays
it please the Court &c

Chambliss & Moberly
attorneys for Plaintiff

Parker
vs Amended Bill
Smith &c

1855. Sep. Rules.

To The Hon Richard H Baker Judge of the Circuit Court for the County
of Southampton In Chancery

Humbly complaining by way of amendment
to his original bill sheweth unto your Honor your Orator
James H Parker an infant of tender years by Wm Mauger
his next friend That in the year 1838 his mother Maria Parker
died intestate and at the January Term 1839 of the Court & County
of Southampton Henning T Smith qualified as her adm^r and
gave bond according to law in the penalty of \$1000 with
Matthew Langston and Harrison Cobb his securities - That
the said Henning T Smith as adm^r possessed himself of
the whole personal estate of his intestate for which he has
never accounted all of which is set forth at length in the origi-
nal bill which is hereby referred to and prayed to be taken and
considered as a part of this amended bill - That the said Hen-
ning T Smith died in the year 1854 and Henning M Smith
qualified as his Ex^r - That the said Harrison Cobb died and at
the Term 18 of the Court & County of Southampton James
Cobb qualified as his adm^r - That the said James Cobb has
since died and the estate of Harrison Cobb has been com-
mitted to Saml Wells Sheriff of the County of Southampton
and since the death of Henning T Smith the estate of Maria
Parker has been committed to the said Wells Sheriff as
aforesaid - That at the Feb & Term 1856 of the Court & County
of Hanseman Wm M Jones qualified as the Ex^r of the
said James Cobb - That the estate of the said Henning T
Smith is notoriously insolvent and that the said
James Cobb receives assets sufficient from the
estate of his intestate the said Harrison Cobb to pay
the demand of your Orator

In due consideration of all which and in as much as
your Orator is without remedy in the premises except
in a Court of equity To the End therefore that justice may
be done, he prays your Honor to make Henning M Smith

Ensign Herminie, I submit Matthew to Langdon, Sam. & Wells
admirer of Maria Parker and Harrison Cobb and Wm J. Jones
Ensign of James Cobb dependencies to this bill and compel them
to answer the allegations therein - That all proper accounts
may be taken showing the amount due your brother and
who is responsible for its payment, and that such other
and general relief may be granted in the premises
as Equity may dictate, and as in duty bound he will
ever pray he may it please your Honor &c

Chambliss & Maplesbury
Attys for Compt

27.

Post Paid Amundson Bills
Smiths Emerald

1857 March 31st

To the Hon^{ble} Richard H Baker J^{ud} of the Circuit Court for the
County of Southampton In Chancery

Humbly complaining shew unto your
Honor your Orator James H Parker an infant & under
years who sues of Wm Maspe his next friend that some
time since he filed his bill and amended bill in this
honorable court against the Exec^y & Henning J Smith
who was the adm^y of Maria Parker the mother of your
Orator, Matthew W Langston one of the securities of said
Smith, Saml Kello adm^y of Harrison Cobb another
of said securities, Wm M Jones Exec^y & James Cobb who
had been adm^y of Harrison Cobb and Saml Kello adm^y of
Maria Parker, praying for a settlement of said Smith's
transactions as the adm^y as aforesaid, which said bill &
amended bill are hereby referred to and pray to be taken &
considered as proved & this amended - That your Orator
has been advised it is material that the distribution
and heirs at law of the said Harrison Cobb should be made
parties to this suit. That said distributees & heirs at law
are his widow Mary Cobb and his children Beow,
Elizabeth & Rosella Cobb the last three infanc^y & under
years - In under considerations of all which and
in as much as your Orator is without remedy in
the premises except in a court of Equ^y & he prays
that Henning J Smith Exec^y & Henning J Smith
Matthew W Langston, Saml Kello adm^y of Harrison
Cobb & adm^y of Maria Parker, Wm M Jones Exec^y & James
Cobb, Mary Beow, Elizabeth, and Rosella Cobb ~~may be~~
~~made~~ parties to this suit, that some fit & proper
person may be appointed guardian ad litem for
the infanc^y & Beow, that all proper accounts may
discovered, and that such other and general relief may
be granted in the premises as Equ^y may dictate & as in law
found & will be prayed.

Charles H. Proffers, bar,
attys for Pl^{ff}

Parker
vs 3
Smith & Co

Answer of M. W. Vaughan

Filed by leave Nov 7 1855

The answer of Matthew W. Vaughan to a bill, ^{and amended bill} in
chancery brought by Jas B. Parker by me as him and
others in the circuit court of Southampton

This defendant for answer to the said
bill, ^{and amended bill} or as much thereof as he is advised that it is
material for him to answer, answering says that
Harrison T. Smith qualified not only as administrator
of Maria Parker dec'd but that in Dec. in the year
1839 he qualified as the guardian of the plaintiff
Jas B. Parker, it is true that the said H. T. Smith
did receive the sum of \$307.73 as alleged in the
bill, which was paid to him by the executors of
Harrison Parker dec'd but this defendant answers
further that the said H. T. Smith was along with
him and Harrison Cobb ~~were~~ the joint executors
of Harrison Parker, that this defendant knowing the
loss and careless way in which H. T. Smith managed
his affairs, sometime in the year 1850 went to the
said Smith and asked him to give him a receipt
for the money which he had received as adm^r of
Maria Parker from Harrison Parker's estate, H. T. Smith
promised to do so and would have done so then but was
away from his house, but he told this defendant
that he had received the money and that he then
used it as the guardian of Jas B. Parker and should
account for it as such, This defendant knew that
Smith was acting both as administrator of Maria Parker
the mother and as guardian of Jas B. Parker the son
and knowing also that Maria Parker had been dead
for some twelve or fourteen ^{years} he did not doubt but
that Smith had long before transferred whatever balance
might be due from Maria Parker's estate to the guardian-
ship account of James B. Parker, as he was then
him at law, and this defendant believes that the

H. T. Little
said not only could the sum which he received from
Harrison Parker's executors as guardian of Jas H. Parker
as he told him but that he had nothing in administration
of Maria Parker electing to hold ^{it} after paying her debts
as the guardian of Jas H. Parker and having fully
answered the prayer herein to be dismissed with his
costs

M. W. Vaughan
Shanks for deft

Southampton County to wit

On This 2^d day of September 1853 -
Matthew Vaughan personally appeared before me a justice of
the peace for the county aforesaid and made oath that the
allegations contained in the above ^{answer} ~~xxx~~ are true to the best
of his knowledge and belief given under my hand and
seal

William Bowers J. D. ¹⁸⁵³ Seal

Parker }
is } Secy
Smith & Co

Parker

W

Smiths Executors

Decree

The bill of the complainant having been taken for confessed at the rules as to the defendants Hemming, Mr Smiths Executor Hemming, Smiths Samuel Kello Adm^r of Harrison Coff and Mathers to Laupman, and all the defendants still failing to appear and answer the said bill, the cause came on to be heard on the bill of the complainant and exhibits therewith filed and was argued by counsel on the consideration whereby the Court doth adjudge order and decree that a Commissioner of the Court take an account of the transactions of Hemming, Smiths as Adm^r of Maria Parker, and an account of the transactions of Hemming, Mr Smiths as the Executor of Hemming, Smiths and report the same to Court with any matters specially stated deemed pertinent by himself or which he may be required so to state by either of the parties.

Parker }
is }
Smith's Inc

To be entered

R. H. Parker

May 3. 1856.

Parker

vs
Smith & Esion & Co } Deans

This cause came on this day to be heard on the bill taken for confessed as to the Defendant Hemming, M Smith Esion & Hemming, Smith, Samuel Mello adm^r of Harrison Cobb decd and adm^r of Maria Parker and and Wm Jones Esion & James Cobb decd, on whom process had been duly served they still failing to appear and plead answer and demurr to the said bill: on the answer of the Defendant Langham with applications there to and on the exhibits filed and was argued by counsel - On consideration whereof the Court doth as per order and decree that one of the Commissioners of this Court audit state and settle an account of the transactions of Hemming, Smith & Esion as adm^r of Maria Parker and make report there of to Court with any matters specially stated deemed pertinent by him self or which he may be required by any of the parties so to state.

Darker

is 3 Copy Done
Smith Jr

Southampton Circuit Court, May term, 1856.

James B. Parker and infant of Tender years who sue by M^r
Murder his next friend. Plaintiff's B. 20

Against

against
Benning W. Smith, Exth. Norring F. Smith, Matthew H.
Vaughan, Samuel Kells, (adm^r. of Harrison Cobb & as adm^r.
of Maria Parker dec^d. & H^m M. Jones Exth of James
Cobb dec^d.
Defendants &

Defendants

This cause came on this day to be heard on the bill taken for confessed as to the defendants Benjamin M. Smith ^{Ex^r} of Benjamin S. Smith, Saml. Kello adm^r. of Harriet Cobb dec^d and adm^r. of Maria Parker dec^d and W^m M. Jones, ex^rs of James Cobb dec^d. on whom process had been duly served, they still failing to appear and plead, answer and demur to the said bill; on the answer of the defendant, Vaughan with replication thereto and on the exhibit filed and was argued by Counsel. On Consideration whereof, the Court doth adjudge, order and decree that one of the Commissioners of this Court audit, state, and settle an account of the transactions of Benjamin S. Smith as adm^r. of Maria Parker and make report there of to this Court with any matters specially stated deemed pertinent by himself or which he may be required by any of the parties so to state.

Acopsy.
Duct.

Henry S. Howard, D.C.

Postus }
v } Green
Smith de }

To be entered

R. H. B.

Nov. 6. 1857.

Parker

vs

Smith &c

} Decree

This day this cause came on again to be tried

on the papers formerly read on the report of commissioners. Howard made pursuant to the order of the May term 1856 to which report there is no exception, on the supplemental bill of the Plffs filed March 31st 1857 which has been taken for confessed as the rules as to the defts Henning, Mr Smith, Exec of Henning, T Smith, Mathew W Langham, Sam^l Kelso adm^r of Harrison Cobb & Maria ~~Parker~~, Son of John Erving Samuel Cobb, and Mary Cobb and on the account of the infant defts, and was argued by counsel, on consideration whereof the court doth approve over and decree that a commissioner of this court take ~~the full account of~~ ~~the transactions~~ of Henning, T Smith as adm^r of Maria Parker, and report the same to court with any matters specially stated during pendency of himself or which he may be required so to state by any of the parties. It is ordered that the time and place of taking the said account to be published once a week for four successive weeks in some convenient newspaper shall be equivalent to personal service of such notice on the parties.

and an account of the amounts respectively received of Mary Snow, Elizabeth & Rosella Cobb from the estate of Harrison Cobb as his distributives & heirs at law.

Fuller by 3.

vs 3 copy of Deere

Smith's Exr. 3.

Southampton Circuit Court, November 11th, 1858.

James H. Parker an infant of under years whose legal guardian
Moses his next friend Plaintiff
against

Hemming M. Smith Ex^{or}. of Hemming J. Smith, Matthew W.
Vaughan, Saml. Kello adm^r. of Hanson Cobb & Maria
Parker, W^m M. Jones ex^{or} of James Cobb, Mary, Geo. W.
Elizabeth & Rosetta Cobb Defendants.

This day this cause came on again to be heard on the
papers formerly read, on the report of Commissioner Howard,
made pursuant to the order of the May term 1858 in which
report there is no exception in the supplemental bill of
the plaintiff filed March 31st 1859, which has been taken
for confessed as to the defendants Hemming M.
Smith ex^{or}. of Hemming J. Smith, Matthew W. Vaughan,
Saml. Kello adm^r. of Hanson Cobb & Maria Parker,
W^m M. Jones ex^{or} of James Cobb, and Mary Cobb,
and on the answer of the infant & its guardian was argued by
counsel. On consideration whereof, the Court doth adjudge
order and decree that a Commissioner of the Court take
an account of the transactions of Hemming J. Smith as
adm^r. of Maria Parker and report thereon to
Court with any matters specially stated & deemed
pertinent by himself or which he may be required so
to state by any of the parties. A notice of the time &
place of taking the said accounts to be published once a
week for four successive weeks in some convenient
news paper shall be equivalent to personal service
of such notice on the parties. And an account of the
amounts respectively received by Mary, Geo. W.,
Elizabeth & Rosetta Cobb from the estate of Hanson Cobb
as his distributees & heirs at Law.

Attest,

Henry S. Howard, D.C.

Southampton Comy, Commissioners' Office.
Jerusalem, February 18th, 1878.

The parties appeared before the undersigned by their attorneys
(and James Vaughan and Seth D. Williams were examined
on oath touching the accounts required to be taken in the
Suinging deers.

Henry S. Howard Com. of the Circuit
of Southampton Comy.

(21)

Parker 7 Dec
2 3
Smith adm? &c

Nov. Term 1858

To be entered

R. H. Baker

Parker

a

3

Decr

Smith ~~and~~ Parker &c

This day this cause came on again to be heard on the papers formerly read and on the report of Commissioner Howard made pursuant to the order of the November Term 1857 to which report there is no exception and was argued by counsel on considerations whereby the court, ^{by consent} doth adjudge order and decree that the said report be confirmed and that the Defendant Matthew Langham pay to the Plaintiff the sum of \$273.70 with interest thereon from the 31st of December 1857, and that the Defendants Mary, George W, Elizabeth, and Rosella Cobb jointly pay to the Plaintiff a like sum of \$273.70 with interest from December 31st 1857, and that each of the parties to this suit pay their own costs in this behalf expended.

Parker

to { Sum. Chy.

Smiths Co. & P

1855 March Rules

by M

Executed on Henning
M. Smith & Matthew M
Vaughan March 1st 1855
by delivering to each a
copy of the within
J. C. Edwards Spt.
for J. Kello Sheriff

Executed on Saml. Kello
by delivering to him a copy
the 5th of ~~February~~ 1855

J. J. Kello deputy
for S. Kello Sheriff

The Commonwealth of Virginia:

To the Sheriff of Southampton County, Greeting:

We command you to summon *Henning M Smith Exor of H. T. Smith dec^d. who was*
admo^r. of Maria Parker dec^d. Matthew H. Vaughan, & Samuel Kello Shiff & admo^r. of
Hanson Cobb & as admo^r. de bonis non of Maria Parker dec^d

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 *March next* to answer
a bill in Chancery exhibited against *them* in our said Court by

James H Parker an infant who sues by M^r. Murfee his next friend

and have then there this Writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at
the Courthouse, this *20th* day of *February* 1855 in the *79th*
year of the Commonwealth.

L R Edwards Clk

Parker

to } Sum. Lib.

Smiths Lib.

1855 October Rules

Executed by delivering
10 each a copy of the within
on the 26th day of Sept. 1855

J. C. Edwards Sept. for
Y. R. M. S. H. S.

The Commonwealth of Virginia :

To the Sheriff of Southampton County, Greeting :

We command you to summon *Henning M. Smith Executor of Henning T. Smith. Matthew W. Vaughan. Saml. Wells admors of Maria Parker & Harrison Cobb.*

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 *the original & amended* bills in Chancery exhibited against *them & others* in our said Court by

James A. Parker an infant of tender years by William Monroe his next friend.

and have then there this Writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Courthouse, this *3^d* day of *September* 185*5* in the *80th* year of the Commonwealth.

J R Edwards

THE COMMONWEALTH OF VIRGINIA:

To the Sheriff of ^{Hammond} ~~Southampton~~ County—GREETING

We command you to summon

William M Jones Exor. of James Cobb

to appear at the Clerks office of our Circuit court of Southampton county at the Rules, to be
holden for the said court on the first Monday in *January* - ^{on original and amended} next, to answer a bill in
Chancery exhibited against *him & others* in our said court by

James M. Parker an infant of tender years by William Murfree his next friend

And have then there this writ. WITNESS, LITTLETON R. EDWARDS, Clerk of our said
Court at the Courthouse, this *3rd* day of *December* 1855 in the *80th*
year of the Commonwealth.

L.R. Edwards

Executed - and a true copy of
The within summons in Chy:
delivered to William M. Jones
Esq. of James Cobb.

J. H. Kelly Shff.

Given by 42
to { James Cobb.
Smiths Esq &
1856 January Rules

Commissioner's Office.

Jerusalem Va, August 19th 1856.

To James M. Parker, an infant of tender years who sues
by W^m Mure his next friend, plaintiff.

And

Wm^g M. Smith ^{vs} Wm^g S. Smith dec^d. Matthew
W. Vaughan, Samuel ~~Wells~~ ^{vs} Harrison Cobb and
as adm^r of Maria Parker dec^d. of W^m M. Jones
Ex^r of James Cobb dec^d, Defendants.

You are hereby notified that I have fixed upon
the 16th day of September 1856, to take and settle at
my office, in Jerusalem, the account of Wm^g S. Smith's
transactions as administrator of Maria Parker required
to be taken by the decree of Southampton Circuit Court
rendered at the May term 1856, in a suit in chancery
depending in said Court in which you are parties,
plaintiff and defendants; at which time and place
you are required to attend.

Given under my hand as Commissioner in Chancery
of the said Court, the day and year first aforesaid
Wm^g S. Howard, Com^r.

To the Sheriff of Southampton
County to execute.

Parker vs. J.

vs. J. C. Smith's notice.

Smith's 24th.

~~Executed by~~

~~At D. Summer Det~~

~~for S. Kello~~

~~By Delivered~~

~~3 copies~~

Executed by delivering a copy of the within to Herman M.
Smith, Matthew O'Donoghue, Saml Kello and Wm. Kello
Wm. Kello is not a resident of this County.

At D. Summer Det., for
S. Kello Det.

Parker by next 8^c

vs 3^d Comm's Notice

Smith's 4th 3^d

Commissaries Office

Jerusalem 3rd August 17th 1836.
To James H. Parker, an infant of tender years who saes
by W^m Munroe his next friend plaintiff

And

Henry M. Smith, exor of Henry S. Smith, Matthew
W. Vaughan, Saml Wells, Admr. of Harrison Cobb, Jas
Admr. of Maria Parker dec'd. & W^m M. Jones, ex^r
of James Cobb dec'd., Defendants.

You are hereby notified that I have fixed upon
the 16th day of September 1836, to take and settle at
my Office in Jerusalem the account of Henry S.
Smith's transactions as Administrator of Maria
Parker required to be taken by the decree of
Southampton Circuit Court rendered at the
May Term 1836 in a suit in Chancery de-
pending in said Court, in which you are parties
plaintiff (and defendants; at which time and place
you are required to attend.

Given under my hand as Commissioner in
Chancery of the said Court, the day and year
first aforesaid.

Henry S. Howard, Com^r.

To the Sheriff of Hantsdown }
To execute on W^m M. Jones }
Exr of James Cobb dec'd. }

Executed and a true copy of the within
Notice delivered to William M. Jones,
Exor. of James Cobb decd.

W. T. Kelly Shff.
Sammons & Co.

THE COMMONWEALTH OF VIRGINIA :

To the Sheriff of Southampton County—GREETING

We command you to summon *Henning M Smith Exr. of Henning T Smith decd?*
Matthew W Vaughan. Same Heir admr. of Harrison Cobb & admr. of Maria
Parker. Mary Cobb, Geo W. Elizabeth. & Rosetta Cobb

to appear at the Clerks office of our Circuit court of Southampton county at the Rules to be
holden for the said court on the ^{last} ~~first~~ Monday in *April* ^{the original undenied} next, to answer ^a bill in

Chancery exhibited against *them & others* in our said court by
James H Parker an infant of tender years ^{who sues} by *William Murfee his next*
friend

And have then there this writ. WITNESS, LITTLETON R. EDWARDS, Clerk of our said
Court at the Courthouse, this *31st* day of *March* 1857 in the *81st*
year of the Commonwealth.

L. R. Edwards Clk

Executed on Hearing, Mr Smith & Co. A.D.
 Smith & Co. Sam Kello admt. Hain now Capt
 & admt. Maria Parker ad. Mary Cobb. Geo
 W Cobb Rosetta & Elizabeth by delivering
 each copy of this summons. I went to
 the residence of Matthew L Vaughan and
 he not being found there I left a copy
 of this summons with Mrs Vaughan his
 wife and gave information to her of its
 purport, she being a member of his family
 and an eight years younger.

Wm W Briggs shff

27.

Parker

} Sum. Chy.
2

Smiths Ex 10

1857 April Rules (last Monday)

THE COMMONWEALTH OF VIRGINIA :

To the Sheriff of ^{Norfolk} ~~Southampton~~ County—GREETING :
We command you to summon *William M Jones Exor: of James Cobb dec'd*

to appear at the Clerks office of our Circuit Court of Southampton county at the Rules, to be
holden for the said Court on the ^{last} ~~first~~ Monday in *April* ^{the original and amended} next, to answer ^a bills
in Chancery, exhibited against *himself & others* in our said court by
James H Parker an infant of tender years, who says by William Murfee his next friend

And have then there this writ. WITNESS, LITTLETON R. EDWARDS, Clerk of our said
Court at the Courthouse, the *31st* day of *March* 1857 in the *87th*
year of the Commonwealth.

L. R. Edwards Clk

Banker by do

to { Sund. Chy.

London & Co

1857 April Friday - Last Monday

Lawrence

Executed April 8th 1857 and a true
copy hereof delivered to William Mc,
James Esq., per R. Savage Esq.

Parker

& { Deposition

Smith by &

Handed in by St Howard Com.

Sept. 21 1955

Deposition of Jesse Cobb taken by consent at the
Office of Mr B Chancas in Jerusalem the 21st of
September 1855 -
to be used as evidence in favour of Matthew
W Vaughan in a certain suit now pending in the
circuit court of Southampton brought by Jas H Parker
by Mr Munfe his next friend against him Smith Esq
and others

The deponent Jesse Cobb having been first
duly sworn on the holy Evangelists of Almighty God deposes
and says as follows: I and Mr. Matthew W. Vaughan
went down to Mr. Henning Smith to settle with
him, and Mr. Smith said he did not have time
then that he had started away - that he was oblig-
ed to go down to Mr. Joyner to meet two gentlemen
there and if he did not go then they would leave
& he would have to ride down to Merriott to see
them. And Mr. Matthew W. Vaughan asked Mr. Smith
for a receipt to show that he, Vaughan, was clear
of all responsibility to Harrison Parker's estate.
and Mr. Smith said that he could not do it then but
would do it - that he ought to have done so
before & ought also to have given one to Harrison
Cobb who was also one of the Executors of
Harrison Parker.

Question by Defendants Counsel. How did Henning
Smith then say he held this money?

Answer. That he (Smith) held it as guardian
of James Harrison Parker.

Question by Defendants Counsel. Did you not under-
stand from Henning Smith that all the money he had
received from Harrison Parker's estate he then held
it as guardian of James Harrison Parker?

Answer. I so understood him to say.

And further this deponent saith not

Jesse Cobb

Sworn to and subscribed before Henry S. Howard one of
the Commissioners of the Circuit Court of Southampton
County at the time and place mentioned in the
 foregoing caption.

Henry S. Howard, Commr.

The Plaintiff's Counsel excepts to this Deposition so far as it
relates to the declarations of William J. Smith.

Henry S. Howard Commr.

September 21st 1833 }

Commissioner's fee 75¢ }

paid by M. W. Tackerson }

Henry S. Howard, Commr.

OFFICE OF THE SOUTHERN ARGUS, }
NORFOLK, VA.. 6th Feb^y 1858. }

COMMISSIONER'S OFFICE, }

Jerusalem, Jan 5th, 1858.

TO James H Parker, an infant of tender years who
sues by Wm Murfee, his next friend, Pp^r,
against

Henning M Smith, executor of Henning T Smith, Mat-
thew W Vaughan, Sam'l Kellin, adm'r of Harrison
Cobb and adm'r, Maria Parker, Wm M Jones, ex-
ecutor of James Cobb, Mary, Geo W, Elizabeth
and Rosetta Cobb, Def's.

You are hereby notified that I have fixed upon the
18th day of February, 1858, to take and settle, at my
Office, in the town of Jerusalem, the following ac-
counts:

An account of the transactions of Henning T Smith
as administrator of Maria Parker.

And an account of the monies respectively receiv-
ed by Mary, Geo W, Elizabeth and Rosetta Cobb, from
the estate of Harrison Cobb, as distributee and heirs at
Law.

Required to be taken by the decree of Southampton
Circuit Court, rendered on the 11th day of November,
1857, in a suit in Chancery depending in said Court, in
which you are parties Plaintiff and defendant, at which
time and place you are required to attend.

Given under my hand, as Commissioner, in Chancery
of the said Court, the day and year first aforesaid.

HENRY S HOWARD,
Commissioner.

ja 9 - 4w

J. Alfred Leonard one of the pub-
lishers of the Southern Argus, a newspaper
published daily in the City of Norfolk, State
of Virginia, do certify that the annexed Legal
Notice in the case of *James H Parker* an
infant of tender years by *Wm Murfee*
his next friend, *vs* *Henning M. Smith*
exor of *Henning T. Smith*, *McW. Vaughan* fall-
pending in the Circuit Court of the
County of Southampton has been
published once a week for four
successive weeks in the said newspaper, commen-
cing on the 9th day of Jan^y 1858.

Chge of publication \$5. =

A. H. Leonard

Parker
 1
 Statement of
 E W M
 Smith 2.

Parker & Smith - Note

1st A suit on the Security bond for \$1000 dated Dec 16 1839 with Harrison, Cobb & Wm Harrison securities, the distributees of Harrison Cobb are his widow Mary & his children Geo W, Elizabeth, & Noelle and the distributees of Wm Harrison are his widow Elizabeth who has intermarried with Geo H Knight, Jos E Harrison, Susan Ann who has intermarried with Wm M Jones, Mary E & Louisa Harrison. That the distributees of Harrison Cobb have no property which is still undivided to the name of \$2823.75, that Elizabeth Harrison has no property to amounting \$2792.47, Jos E Harrison \$1500.31 - Mary E Harrison \$1500.31, Louisa Harrison \$1500.31 - Susan Ann Jones \$1242.02 (Wm E Harrison now a poor man's estate was divided among the other distributees to \$1500.31)

George Harrison son of Wm Harrison is reported in debt to the estate \$142.46, Harrison Cobb's estate is reported in debt to the court -

One provision account reports a balance of \$1063.21 due the ward, the other including Maria Parker's estate reports \$2331.37 due the ward -

Parker & Smith

2^d A suit against H J Smith as the adm^r of Maria Parker, with Matthew Loupion & Harrison Cobb his securities, bond in the penalty of \$1000 - Harrison Cobb's distributees the same as in the first case. Their amount to from their father also the same as in the first case - Balance reported due the estate from H J Smith \$669.46 with interest on \$384.18 from Dec 31st 1843 - In this case there is the deposition of Leff Cobb ^{and son} to show that the money was elected by H J Smith to be paid as provisions

Parker & Smith

3^d A suit to revive an old suit in Chancery
against the Executors of Harrison Parker to wit;
H T Smith, Matthew Douglass and Harrison Cobb
together with their securities Edwin Harrison and
Samuel R. Solomon, to settle the estate of said
Harrison Parker, in which a decree was entered against
the Executors & their securities on the 6th of April 1842
in favor of Jas H Parker for \$372.90 with a like
amount to Maria Parker - The distribution of
Harrison Cobb &c are made portions

March Party

at

N.Y. Port

7

Mrs Mariah Parker

To H. T. Hunt

1837			
July 28 th	To Cash to purchase Mourning clothes	-	\$50.00
June 1 st	To Cash to self		10.00
Aug. 10 th	" Ditto		5.00
apl. 8 th 3 rd	" Ditto p: John Williams for 2000 Herring		8.00
	* p: exp: Mrs. Allen for 12th floor		103.00
	" p: exp: Parker for 12th floor		
	* & some fodder		
	bought the 12th floor in Norfolk		
	furnished Corned Herring 1839		
	found 2 12th Cuts Herring & 4		8.00
	Hem of Herring for Herring Park 1839		404
	412		

\$111.00

* There is an acct for this article properly receipted for
* This also that is part of it

$$\begin{array}{r} 211069.44 \\ 534.72 \\ \hline \end{array}$$

As a com? of Marietta Parker \$669.46 with
 put on \$584.18 from Decm 31st 1845 = \$1094.80
 on the 31st Decm 1857 = \$1129.80 Decm 31st 1858
 This does not include any part of the old debt

As the Executors of Harrison Parker \$392.90 added
 with interest on \$295.67 $\frac{2}{3}$ added from
 Decm 31st 1840 = \$1069.44 Decm 31st 1857

As the Garrisonian papers \$1063.21 with inter-
 est from Decm 31st 1857 = \$1126.99 Decm 31st 1858
 Neither way in which this account is added in-
 cludes any part of the old debt

$$\begin{array}{r} 21547.40 \\ 293.76 \\ \hline \end{array}$$

$$\begin{array}{r} \text{Total} \quad 1094.80 \\ \quad 1069.44 \\ \quad 1126.99 \\ \hline \$3291.23 \end{array}$$

$$\begin{array}{r} 21534.72 \\ \$267.36 \\ \hline 2 \\ \hline 33472 \end{array}$$

$$\begin{array}{r} 211069 \\ 534 \\ \hline \end{array}$$

$$\begin{array}{r} 211094.80 \\ 547.40 \\ 534.00 \\ \hline \end{array}$$

$$\begin{array}{r} 511081 \\ 540 \\ \hline \end{array}$$

$$\begin{array}{r}
 273.70 \\
 273.70 \\
 \hline
 547.40 \\
 534.72 \\
 \hline
 1082.12
 \end{array}$$

$$\begin{array}{r}
 267.36 \\
 267.36 \\
 \hline
 534.72
 \end{array}$$

$$\begin{array}{r}
 267.36 \\
 273.70 \\
 \hline
 541.06
 \end{array}$$

$$\begin{array}{r}
 250.00 \\
 125.00 \\
 \hline
 375.00
 \end{array}$$

Papers belonging
to

Mania Perkins set

Rec. of Harrison Cobb and others the
sum of two hundred and ninety six
dollars and fifty four cents in full of
the legacies due to Mariah Parker by
her husband Harrison Parker decd,
also one hundred and eighty five dollars
and sixty seven cents in full of her
legacies for the sale of Negroes Horse and
beds

N. Y. Smith

Feb. 6. 1841.

W. M. Loomis

296.10
185.67
482.17

Mrs Hannah Parker

But at the sale of Hannah Parker Dr.

5 Bush Peas 250 lb. 3 Seta 250 lb	4.00
" out 40 lb 10 lb	
1 Cow. 4.00. 1 Loom 1.00 Cow & 6 pig 4.00	9.00
Red cow. 2.00. 5 Champs 2.50. 1st Hays 1.00	5.50
1st Plugs 1.00. 1 1st Seta 1.00. 1st w 3 1.00	3.00
Horse 42.00. Cow & Calf 4.00. Cuck & Wharf 5.00	57.00
Mahogany 25 lb & Ends 15.00 w. Table & Glass 4.00	19.00
1st Window Chair & 1st Plugs 2.00	3.00
Bureau. 6.00. Clock 15.00 And more & 1st w 3 22.00	22.00
Candle stick 1.00 Buffet & Counting & 1st w 3 12.00	12.00
1 Red 15.00 1 do 15.00. Chest 5.00. 1st w 3 31.00	31.00
Worstead stand 25.00 1st w 3 5.00. 1st w 3 12.00	3.12
Round Table 15.00 1st w 3 1.00	2.53
	172.67
1 Red 30.00. 1st w 3 15.00	45.00
Contents of Bay 4.00. 1st w 3 5.00	9.00
3 pigs & 2 Tubs 62.22	62.22
	227.22
By Ruby old woman any	100.00
	127.22

This estate over for keeping this old
Negro 12th &

The state of
Maine Parker

The Estate of Maria Parker dec'd.
In account with Henry F. Smith her Administrator.

1839			D.		Cr.		Int.
Jan'y	21	Debit of admin's account retained	111	00			
"	"	" " " purchase at Haverhill					
		Parker's sale retained	127	22			
"		" paid W. D. Clarke acct	6	98			
"	23	" " Meredith Holland acce.	1	50			
Feb'y	1	" " W. & E. Haverhill acct	3	88			
June	12	" " Jesse Parker "	1	00			
"	17	" " Gilliam Edwards "	10	00			
Octo	13	" " Taxes	1	63			
"	22	By account of sales due this day			478	17	
Dec	16	To paid Dr. Breman Medl acct	132	75			
1840	Jan'y	21 " balance due estate	83	21			
			478	17	478	17	
1840	Jan'y	21 By balance due estate brot. down			83	21	
Feb'y	24	To paid Jesse Parker acct	6	81			
March	17	" " Saml J. Douglas atty.	25	00			
Aprl	14	" " for keeping old negro	62	50			
"		" " John S. Middleton acct	7	00			
1841	Jan'y	21 By Interest on \$83.21 to date					4.77
"	"	" " brought in			4	77	
"	"	" balance due admin			13	11	
			101	31	101	31	
"	"	To balance due admin. brought down	13	11			
1841	Decr.	31 " Interest on \$13.11 to date	3	02			
"	"	By amt rec'd from Shuffin case of Parker's adm. vs Parker's Exors. &c.			364	06	
"	"	To balance due estate	347	93			
			364	06	364	06	
"	"	By balance due estate brot down			347	93	

Packed by J.

vs 3 Conn's Rept.

Smith's Ex^{rs}.

1856 October 6th Returned

The Estate of Maria Parker, dec'd.

In account with Manning J. Smith, her administrator

1839			D.	Cr.	Int.
Jan'y	23	To amt paid W D. Clarke acct	6 98		
"	"	" " " M. Holland Ayer	1 50		
Feb'y	1	" " " W & O. Hammon acct	2 88		
June	12	" " " Jesse Parker "	1 00		
"	17	" " " Gilliam Edwards "	10 00		
Octo	15	" " " Foxes	1 63		
"	22	By account of sales due this day		478 17	
Dec	16	To paid D. Beament Med acct	132 75		
"	31	" balance due the estate	321 43		
			478 17	478 17	
"	"	By balance due estate brot down		321 43	
1840	Feb'y 24	To paid Jesse Parker acct	6 81		
March	17	" " Saml. Douglas, att'y	25 00		
Aprl	14	" " for keeping old negro	62 50		
"	"	" " John S. Middleton acct	7 00		
Dec	31	By Interest on \$321.43 to date			19.28
"	"	To balance due the estate	220 12		
			321 43	321 43	19.28
"	"	By balance due estate brot down		220 12	19.28
1840	Dec 31	" amt rec'd from Sheriff in Sait Parker's admn. or Parker's Exors. &c		364 06	
"	"	By Interest on \$220.12 to date			66.00
"	"	To balance due the estate	584 18		
			584 18	584 18	85.28
"	"	By balance due the estate brot down		584 18	85.28
"	"	" Interest brought in		85 28	
"	"	By balance the estate with Interest on \$584.18 put therein from this day till paid		\$669 46	
Respectfully Submitted Henry S. Howard, Comr.					

Commissioner's Office

Jamestown, October 2nd 1856.

To the Circuit Court of Southampton County.

Pursuant to a decree of the Circuit Court of Southampton County rendered at the May term 1856, in a suit in Chancery depending in the said Court between James H. Parker an infant of three years who sues by W^m Massee his next friend Plaintiff and Humming M. Smith Ex^r. of Humming T. Smith dec^d Matthew W. Vaughan, Saml. Kille, ad^{rs}. of Harison Cobb, as ad^{rs}. of Maria Parker, & W^m M. Jones Ex^r. of James Cobb, Defendants, the undersigned one of the Commissioners of the said Court to whom was referred for settlement by said decree an account of the transactions of Humming T. Smith as administrator of Maria Parker, reports to the Court that on the 19th day of August 1856 he issued notices against the several parties aforesaid, requiring them to attend the settlement of the said account before him at his said Office on the 16th day of September 1856, which were returned to your Commissioner, duly executed. That the plaintiff aforesaid and the defendant Matthew W. Vaughan appeared before the Commissioner by counsel in obedience to the said notices and he thereupon examined the vouchers placed in his hands, state and settles the foregoing account of the said Humming T. Smith's administration on the estate of the said Maria Parker dec^d. up to the 31st day of December 1845, and on that day finds a balance to the said estate from the said administrator of \$669.46; of which \$85.28 is interest. The Commissioner further reports to the Court that after the completion of the said account, he retained the same in his office ten days for the examination of the parties which with the decree and notices aforesaid ~~and the evidence relating thereto~~ is herewith returned. Given under my as Commissioner.

aforesaid the day and year first aforesaid.

Nancy S. Howard, Clerk.

Commissioner's fee \$10.00

Charge to plaintiff

Sheriff of Nassau and \$5.00

" " Southampton \$2.50

Commissioner.

Packed by J. C.

vs J. C. Conn's Report.

Smith's Ex. n. g.

1858 March 31st

The Estate of Mariah Parker dec'd.

An account with Henry S. Smith her administrator.

1839		Dr		Cr		Ans
Jan'y 23	To amt paid W. D. Clarke acct	6	78			
" " "	" " " Dr. Holland Crget	1	50			
Feb'y 1	" " " W. J. E. Holland acct	2	88			
June 12	" " " Jesse Parker "	1	00			
" 17	" " " William Edwards "	10	00			
Octo 15	" " " James	1	63			
" 22	By account of Sales due this day			478	17	
Dec 16	To paid Dr Beaman mrd acct	132	75			
" 31	" balance due the estate	321	43			
		478	17	478	17	
" 1840	By balance due estate bot down			321	43	
Feb'y 24	To paid Jesse Parker, acct	6	81			
March 17	" " Saml Douglas atty	25	00			
April 14	" " for keeping of old negro	62	30			
" "	" " John S. Middleton acct	7	00			
Dec 31	By Interest on \$321.43 to date					19.28
" "	To balance due the estate	220	12			
		321	43	321	43	19.28
" 1841	By balance due estate bot down			220	12	19.28
Decr. 31	" amt rec'd from Sheriff in suit of Parker adm. vs Parker Exors &c			364	06	
" "	By Interest on \$220.12 to date					66.00
" "	To balance due the estate	584	18			
		584	18	584	18	85.28
" "	By balance due the estate bot down			584	18	85.28
" "	" Interest brought in			85	28	
" "	By balance due the estate			669	46	
	with Interest on on \$584.18 paid thereof from this day till paid					
	Respectfully Submitted.					
	Henry S. Smith, Adm.					

An Account of the property received respectively by Mary, Geo. W., Elizabeth and Rosetta Cobb from the estate of Harrison Cobb, as his distributees and heirs at law.

1850	Jan'y 1	By \$73 acres of Land @ \$25.00 per acre	\$1825.00
"	"	" " " " " " " " " " " "	200.00
"	"	" " " " " " " " " " " "	500.00
		Total Value of property rec'd jointly	\$1825.00
1851	May 2	By interest thereon to this day	\$742.25
"	"	Principal & Interest to this day	\$2823.75

The Commissioner States Specially that the property of Harrison Cobb has never been divided amongst his heirs but is held by them jointly -

Respectfully Submitted
Henry S. Howard Comm.

Commissioner's Office
Jerusalem, March 31st, 1838

To the Circuit Court of Southampton County.

Pursuant to a Decree of the Circuit Court of Southampton County, rendered on the 11th day of November 1837, in a suit in Chancery depending in the said Court between Parker by his next friend J. Plaintiff and Smith's Exrs (and others defendants) - the undersigned one of the Commissioners of the Court aforesaid to whom was referred for settlement by said decree, "An account of the transactions of Henning T. Smith as administrator of Maria Parker dec'd. and an account of the amounts respectively received by Mary, Geo. W., Elizabeth and Rosetta Cobb from the estate from the estate of Harrison Cobb, as his distributees and heirs at law, reports to the Court that on the 6th day of January 1838, he issued notices against the parties interested, which were duly published once a week for four successive weeks in

the Southern Argus a Newspaper published in the City of Norfolk, requiring them to attend the settlement of the said accounts, before him, at his office, on the 18th day of February 1838, - At which time he made up and settled the foregoing account of the transactions of Henning T. Smith's administration on the estate of Maria Parker dec'd. He also examined testimony and made up the foregoing account of the property received by Mary, George W., Elizabeth and Rosetta Cobb from the estate of Harrison Cobb as his distributees and heirs at law.

The Commissioner further reports to the Court that after the completion of the said accounts he retained them in his office ten days for the examination of the parties. Which accounts with the Decree notice are herewith returned.

Given under my hand this 31st day of March 1838, as Commissioner aforesaid.
Commissioner's fee \$6.00
Charges Plaintiff } Henry S. Howard, Comm.
Order of publication \$3.00

Administration Bond

Parker

2 } Exhibit with Bill

Smiths adm HP

(A)

KNOW ALL MEN BY THESE PRESENTS, That we

Hemming J. Smith Harrison Cobb & Matthew W. Vaughan
are held and firmly bound unto *William L. Everett Edwin B. Glend Jefferson Parker and*
James Mayot

gentlemen justices of the County Court of Southampton now sitting, in the just and full sum of
One thousand dollars; to the payment whereof,
well and truly to be made to the said justices for the time being and their successors, we bind
ourselves, our heirs, executors and administrators, jointly and severally, firmly by these pre-
sents; sealed with our seals, and dated this *27th* day of *January*
in the year one thousand eight hundred and ~~forty~~ *thirty nine*

THE CONDITION of this obligation is, that, if the said *Hemming J. Smith*
administra^{For}

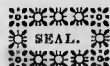
of the goods, chattels and credits of *Manah Parker* deceased,
do make a true and perfect inventory of all and singular the goods, chattels and credits, of the
said deceased, which have, or shall come to the hands, possession or knowledge of *him*
the said *administrator*, or in the hands or possession of
any other person or persons for *them*, and the same so made, do exhibit into the County
Court of Southampton when *he* shall be thereunto required by the said court; and such
goods, chattels and credits, do well and truly administer according to law; and further, do
make a just and true account of *his* actings and doings therein, when thereto required
by the said court; and all the rest of the said goods, chattels and credits which shall be found
remaining upon the account of the said administra^{For}, the same being first examined and al-
lowed by the justices of the said court for the time being, shall deliver and pay unto such per-
sons respectively, as are entitled to the same by law; and if it shall hereafter appear, that any
last will and testament was made by the deceased, and the same be proved in court, and the
executor obtain a certificate of the PROBATE thereof, and the said *administrator*
do in such case, being required, render and deliver up *his* letters of administration, then this
obligation to be void, else to remain in full force.

Signed, Sealed and acknowledged }
in open Court.

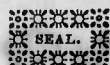
H. J. Smith



Harrison Cobb



M. W. Vaughan



Copy Test L. R. Edwards Secy

Parker

2 } Exhibit with Bill

Smiths Ex.

(13)

Southampton County Court. March 19th 1855.

On motion of William Murfee guardian of James H Parker, it is ordered that the unadministered estate of Harrison Cobb dec^d be committed to the hands of Samuel Kello Sheriff of this County to be administered according to law.

At Copy

Teste L R Edwards Cky

Southampton County Court. March 19th 1855

On motion of William Murfee guardian of James H. Parker. It is ordered that the unadministered estate of Maria Parker dec^d be committed to the hands of Samuel Kello Sheriff of this County for administration according to law

At Copy

Teste. L R Edwards Cky

Parker

2 } Ex: with amended Bill

Smiths Co. P
(S)

At a Monthly Court held for Hansemond County,
the 8th. day of July 1850.

The Last Will and Testament of James Cobb
deceased, was proved by the oaths of J. H. Cobb, Timothy
E. Langston and Saml. S. Stringfield the subscribing
witnesses thereto, and was ordered to be recorded:
and on the motion of William M. Jones, the Executor
therein named, who made solemn affirmation
according to law, and with James Barnes and
Timothy E. Langston his securities, who justified
entered into and acknowledged a bond in the
penalty of three thousand dollars, conditioned
according to law, Certificate is granted him for
obtaining a probat of the said will in due form.

A Copy:

Teste, Peter B. Prentiss. Clerk.