

1859-D/5

SOUTHAMPTON COUNTY
CHANCERY PAPERS

WILLIAMS and Wife VS. PARKER'S EXECUTORS et al
5/1859

Other SURNames: Edwards,
Rawls, Gay, Harcum,
Jones

Williams J^r & C^o

v } Papers

Parkes Exor.

Williams Juifer

v. } Refunding bond

Parkers Exrs

It now all men by these presents that we Seth D Williams Jas Vaughan &
A. J. Stephenson.

are held and firmly bound unto William M Jones and Jesse Parker Executors of
Jesse Parker dec^d in the just and full sum of Eleven hundred Dollars

to the payment whereof well and truly to be made
we bind ourselves our heirs, Executors and administrators, jointly and severally firmly by
these presents. Sealed with our seals and dated this 20th day of June
1859.

The Condition of the above obligation is such that whereas the above
bound Seth D Williams under a decree of the Circuit Court of Southampton County pro-
nounced on the 5th day of May 1859 in a suit therein depending between Seth D.
Williams & his wife Martha plaintiffs against William M Jones & Jesse Parker
Executors of Jesse Parker dec^d & others Defendants. has recovered against the said
William M Jones & Jesse Parker the sum of five hundred and seven dollars seventy
four cents with interest thereon from the 8 day of November 1857. Now if the said
Seth D Williams shall refund due proportions of all such debts or demands which may
hereafter appear against the said Jesse Parker dec^d and of the costs attending their recovery
then the above obligation to be void or else to remain in full force and virtue.

Signed Sealed & delivered
in the presence of }

S. D. Williams

(Seal)

Jas Vaughan

(Seal)

A. J. Stephenson

(Seal)

Williams & wife

2 }
}

Bill

&

Exhibits

Porter, Exors:

1858 April Rules

Circ. Court

April - rules

{ n.s. b. }

To the Hon. Judge of the Circuit Court of
Southampton County - In chancery -

Humbly complaining, sheweth your complainants Seth
D. Williams and his wife Martha, who before her inter-
- marriage with the said Williams, was Martha Portno,
daughter of Jeper Portno decd. that some time since
the said Jeper Portno, father of your female complain-
- ant decd, having previously executed his last will and
testament, which has been duly admitted to probate in the
County aforesaid, and a copy of which is herewith filed
as part of this bill - that the said testator, in his will
aforesaid, after making certain specific bequests not ne-
- cessary here to mention, bequeathing all the residue of his estate
of every kind to be equally divided among his children li-
- ving at his death. Under this clause your complainants
are entitled to one sixth of the residue of the estate.

Your complainants further state that William M Jones
and Jeper Portno, who were appointed executors in the
will of the said Jeper Portno decd. have duly qualified as
such in the County Court of the County aforesaid; and some-
time since returned an account of their transactions and
also an account shewing the amt to which each one of
the legatees under the will aforesaid is entitled - Your com-
- plainants are not satisfied that the account current of
the transactions of the executor above alluded to ~~is~~ ^{is} correct
and desire an opportunity of having the same investigated
before a Commissioner of this Court, and to receive the amt-
to which they are entitled under the will aforesaid -

In consideration of the facts before stated, and in as much
as your complainants have no remedy except in a Court
of Chancery, they pray that William M Jones and Jeper
Portno Executors of Jeper Portno decd., the said Jeper Portno
in his own right, William C. Gay admr. of Richard Portno
decd., Sarah Edwards, William C. Beaulac and his wife Corline

by Jeph Poston his ex ad litem

and ~~Jeph Poston~~ ~~executors~~ of Albert Poston, a lunatic,
he made defendants to this bill. that they answer the same
and that your Honor will compell the said Executors to ren-
der an account of their transactions as Executors of the
said Jeph Poston before a Commissioner of this Court, and
compell them by decree, to pay to your complainants the
amount that may be found due them; and grant them such
other and general relief as may be proper to the end of justice
and equity - And they will as in duty bound ever pray &c

M. S. Goodridge

atty

Williams & wife

£ { Amount of
Robert Porter
Porter Express

To the Hon. Judge of the Circuit-Court of the
County of Southampton - In shew

The answer of Albert Posten by Jeph Posten his guardian
doth shew to the bill of S. D. Mellons wife against
him wrong, in the said Court - This defendant seeing and
serving &c in answer to said bill, says that the facts
stated in the bill, be being one true, and submits the in-
terest of the said defendant Albert Posten to the protection
of the Court - And having answered prays hence to be dismissed
the Court with his costs &c.

Jeph Posten guardian
doth shew to Albert Posten
by his atty -

William's Snipe

rd } Aus me of Esos

Partly Esos.

The answer of Mrs. M. Jones and Lefse Parker. Execs. of
Lefse Parker, and to a bill filed in the Circuit Court
of Southampton against them and others, by Seth D.
Williams & wife.

These defendants saying &c - In answer
to said bill, say. That they are the Executors of
Lefse Parker and ~~that~~ That they have settled an ac-
count of their transactions, before a court of the
~~Circuit~~ ^{Circuit} Court. a copy of which account, is
filed by the Plaintiffs with their bill - and which
contains a full account of all the receipts and
disbursements, of the respondents, with their Testators
estate -

These respondents, further answer, That they
have paid over to all the Legatees of Lefse Parker
their respective portions of the balance due, on
the said account, except to the Plaintiffs, and
they have frequently offered ^{to pay} ~~them~~ what is due to
them, but they have declined to receive the amount.

They were willing to pay & settle up their transactions with
Lefse Parker's estate, although the Plaintiffs had no legal
right to demand their legacy. until after the lapse of
three months, from the time, of ~~the~~ ^{their} respondents
qualification, and yet the Plaintiffs not only refused
to receive what was due them, but brought the present
suit, to compel payment - ~~of~~ what they had refused to
receive - ~~the~~ ^{the} respondents qualified on 2nd May 1857.
and this suit was brought on 16th July 1858 - as appears
by the papers in this cause -

These respondents averring all fraud, and even in
the account filed - may to be true disbursements with
their estate, -

May it please the Court.

M^{rs} M. Jones Ex^{rs} of Lefse Parker

Santhampton County to wit.

This day Wm M. Goss, personally appeared
before me, & made oath that the facts contained in the within
~~answering~~ ^{answering} are true to the best of his knowledge & belief.

Given under my hand this 4th day of May 1858-

J. J. Proctor J.P.

William & wife

2 } notes for dinner

Posters Expense

May Co. 1858

To be entered

R. H. Baker

Williams & wife

May term 1858

Postum Executors



The bill of the plaintiffs for-
ing, been taken for confessed at the heels as to all of the
defendants except Robert Postum, ^{& Williams & Jones Executors of J. Postum} who still fail to appear
and answer, and the cause coming on to be heard on the bill
and exhibits filed, the answer of Robert Postum by his guar-
dian ad litem, ^{& the answer of Williams & Jones Executors of J. Postum} and general replicating thereto, as urged
by counsel, the court thereupon whereof the court doth order
adjudge and decree that Williams & Jones and J. Postum
Executors of J. Postum do: render before a Commissioner
of this court an account of their transactions as executors
as aforesaid, and that said Comr. also report an account
showing the amt which the plaintiffs are entitled to re-
ceive from the said Executors under the will of J. Postum
do: And the said Comr. is directed to take as the ba-
sis of said accounts, the account filed as an exhibit
with the bill (numbered 1st) liable to be amended and sub-
sided by virtue of the parties. Which said accounts the said
Commissioner is directed to audit, state and report with any
matters specially stated deemed pertinent by himself or which
may be required to be so stated by virtue of the parties

upon whom process has been duly served.

Williams & wife

5 3 Decr

Put in Ex: & c

May Court 1859.

To be entered

R. H. Baker

William & wife

i

}

Decease

Postum, Exor:

This day this cause came on again to be heard on the papers formerly read, and on the report of Coun: Howard and the statement therewith filed, marked (A) to which there are no exceptions, and was argued by Counsel, on consideration whereof the Court - confirming the same, doth adjudge order and decree that William M Jones and Jeph Postum pay to the plaintiff Sesto D Williams the sum of \$307.74 with interest thereon from the 8th Nov: 1837 - that the defendant William P Gay administrator of Richard Postum, out of the assets of his intestate, pay to the said William M Jones and Jeph Postum the sum of \$36.63 with interest from the same time; and that each of the defendants Jeph Postum, Sarah Colver, Colver and Maule & wife Caroline, and Albert Postum, pay to the said Wm. M Jones and Jeph Postum, the sum of \$36.63 with interest from the same time. And the Court doth further adjudge order and decree that the defendants William M Jones and Jeph Postum Exors: of Jeph Postum decd: out of the assets of their testator pay the costs of this suit - But the said S. D Williams is not to have the benefit of this decree, until he or some one for him, shall have executed in the Clerk's office a refunding bond with good security in the penalty of double the amount to be received by him, payable to the said William M Jones and Jeph Postum Exors: and conditioned as the law directs -

The Commonwealth of Virginia,

Isle of Wight
To the Sheriff of ~~Southampton~~ County—GREETING.

YOU ARE HEREBY COMMANDED TO SUMMON *William M Jones & Jesse Parker*
Exors. of Jesse Parker dec. Jesse Parker in his own right William E Gay admr
of Richard L Parker dec. Sarah Edwards. William Edwards & Caroline his wife
& Jesse Parker committee of Albert Parker

to appear at the Clerk's Office, of our *Circuit* — Court of Southampton County, on the first
Monday in ~~March~~ *April* next, to answer a bill in Chancery exhibited against
them in our said Court by *Little D Williams & his wife Martha*

and have then and there this Summons.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at his Office, this *16* day of

February

185*8*, in the *82*^d

year of our Commonwealth.

L. R. Edwards

Executed by delivering to E. Rawls and
Caroline his wife true copies of
the within July 26th. 1858
Jas. O. Gayoff

Williams & wife

to 3 sums. chg.

Jacksons 6 yrs.

1858. April Rules

J. O. Wright

The Commonwealth of Virginia,

To the Sheriff of Southampton County—GREETING.

YOU ARE HEREBY COMMANDED TO SUMMON *William M Jones & Jesse Parker*
Exors of Jesse Parker dec^d. Jesse Parker in his own right William E Gay admr.
of Richard Parker dec^d. Sarah Edwards William E Richards his wife Caroline &
Jesse Parker Committee of Albert Parker

to appear at the Clerk's Office, of our *Circuit -* Court of Southampton County, on the first
Monday in *March April* next, to answer *a bill in chancery exhibited against*
them in our said Court by Seth D Williams & his wife Martha

and have then and there this Summons.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at his Office, this

year of our Commonwealth.

February

1858, in the

82nd

L R Edwards

Executed on Wm E Hay admt R. Parker de.
+ Sarah Edwards by delivering each a copy
of this Summons on the 23^d February 1858.
Wm M Jones. & Dep. Parker & Wm E Rawls wife
Not residents of My County Geo W Vick by
for Wm E Briggs & Co

Williams

to { Sum. Chs.

Parkers Exors & Co

1858 April Rules

The Commonwealth of Virginia,

Anscom
To the Sheriff of ~~Southampton~~ County—GREETING.

YOU ARE HEREBY COMMANDED TO SUMMON *William M Jones & Jesse Parker*
Exors. of Jesse Parker decd., *Jesse Parker in his own right*, *William E. Gay admr.*
of Richard Parker decd., *Sarah Edwards*, *William E. Raub* & *Caroline his wife*
& *Jesse Parker Committee of Albert Parker*

to appear at the Clerk's Office, of our *Circuit* - Court of Southampton County, on the first
Monday in ~~March~~ *April* next, to answer a bill in chancery, exhibited against
them in our said Court by *John D Williams* & his wife *Martha* -

and have then and there this Summons.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at his Office, this

February

1858, in the

82^o

year of the Commonwealth.

L. R. Edwards

Williams & Yrider

to { Sumner City.

Parkers Exp. & Co

1858 April Rules

Stansumand

Executed March 1st 1858 and a true copy
hereof delivered to Wm^m Mr. Jones and J. P. Parker.

Jesse R. Savage Sheriff
of Stansumand Co. Va.

Commissioner's Office,

Jerusalem, June 16th 1858

To Seth D. Williams and his wife Martha, Plaintiff

against

W^m M. Jones & Jesse Parker exors. of Jesse Parker dec^d.
 and the said Jesse Parker in his own right W^m E. Gay
 adm^r. of Richard Parker dec^d, Sarah Edwards, W^m E.
 Rawls and his wife, Caroline and Albert Parker, a
 lunatic by his guardian ad litem Jesse Parker defendants

YOU ARE HEREBY NOTIFIED, That I have fixed upon the 30th day of July
 1858, to take and settle, at my Office, in the Town of JERUSALEM, the following accounts:

An Account of W^m M. Jones' and Jesse Parker's Transactions
 as executors of Jesse Parker dec^d.

And An Account showing the amount which the Plaintiffs
 are entitled to receive from the said executors under the
 will of the said Jesse Parker dec^d.

Required to be taken by the decree of Southampton Circuit Court, rendered on the 4th day of May 1858, in a Suit in Chancery depending in said Court, in which you are parties Plaintiff & 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.

To the SHERIFF of Southampton County to Execute.

Executed, all parties except W^m McDougall,
Jesse Parker & W^m E. Rawls
W^m W. Briggs Shiff

William's wife.

to Henry's notice.

See find's wife - 1866.

July 20th 1868.

Commissioner's Office,

Jerusalem, June 16th 1858

To Seth D. Williams & his wife, Martha, Plaintiffs
against

W^m M. Jones & Jesse Parker exors. of Jesse Parker dec^d the said
Jesse Parker, in his own right, W^m E. Bay adm. of Rich^d Parker dec^d
Sarah Edwards, William E. Rawls and his wife, Caroline,
& Albert Parker a lineatic by his Guardian (as to W^m Jesse
Parker. defendants

YOU ARE HEREBY NOTIFIED, That I have fixed upon the 20th day of July
1858, to take and settle, at my Office, in the Town of JERUSALEM, the following accounts:

An Account of W^m M. Jones' & Jesse Parker's Transactions as
executors of Jesse Parker dec^d;

And An Account showing the amount which the Plaintiffs are
entitled to receive from the said executors under the will of Jesse
Parker dec^d.

Required to be taken by the decree of Southampton Circuit Court, rendered on the 14th
day of May 1858, in a Suit in Chancery depending in said Court, in which you are parties
Plaintiffs 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.

Witness my hand. Henry S. Howard, COMMISSIONER.

To the SHERIFF of Southampton County to Execute.

Executed July 13th 1838 and a true Copy
hereof delivered to Wm. M. Jones & Jesse
Parker, All the other within mentioned
names, are non residents of my County
Wm. Eliza Reputer
Jesse W. Sabey & Son

Williams & wife

vs
James McKie

Debtors &c. &c.

Do Jan 20th 1858.

Williams & wife

vs Lewis & Notice

Parkus Croisals

To July 20th 1855.

Commissioner's Office,

Jerusalem, June 16th 1855

To Seth D. Williams & his wife, Martha plaintiffs
against

W^m M. Jones & Jesse Parker exors. of Jesse Parker dec^d
the said Jesse Parker in his own right, W^m C. Gay,
admr of Richard Parker dec^d, Sarah Edwards, W^m C. Hawks
and his wife, Caroline, & Albert Parker, a lunatic by
his guardian as heirs Jesse Parker. Defendants

YOU ARE HEREBY NOTIFIED, That I have fixed upon the 20th day of July
1855, to take and settle, at my Office, in the Town of JERUSALEM, the following accounts:

An Account of W^m M. Jones & Jesse Parker's transactions
as executors of Jesse Parker dec^d

And An account showing the amount which the plaintiffs are
entitled to receive from the said executors under the will of
the said Jesse Parker dec^d

Required to be taken by the decree of Southampton Circuit Court, rendered on the 11th
day of May 1855, in a Suit in Chancery depending in said Court, in which you are parties
Plaintiff's and Defendant's; 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.

Isle of Wight Henry S. Howard, COMMISSIONER.

To the SHERIFF of ~~Southampton~~ County to Execute.

Completed by delivering a true copy
of the within to Caroline Rawls July
2^d. 1858 and leaving with her
a copy for Edward Rawls being
from home - the same day

Josiah W. Gay

St. J. "

Williams

vs { Subpoena

Parker & Co

Executed

Wm. A. Dick

Shf

The Commonwealth of Virginia,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—GREETING:

WE COMMAND YOU TO SUMMON *W^m. C. Gay, W^m. J. Magee and Eliza W. Parker*

Commissioner Howard of the Circuit Court
to appear before the ~~the~~ ¹ of our ~~Court~~ of Southampton County, at
the Court House, on the *26th* day of *March* ~~Term~~ *1859* to testify and
the truth to say in behalf of *Seth D. Williams*
in a certain matter of controversy in our said Court depending and undetermined between
Seth D. Williams Plaintiff and
Jose Parker's ex^{or} & others Defendant,
and have then and there this writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court
House, this *21st* day of *March* 1859, in the *85th* year of the
Commonwealth.

L. R. Edwards Clk.

Williams & wife

vs { Subj

Daniel's Exors &c

To Sept. 21st 1858.

Executed

G. W. Vick by
for Williams &c

The Commonwealth of Virginia,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—GREETING:

WE COMMAND YOU TO SUMMON *Elijah Parker and Elisha Darden*

Complainer in Chancery
to appear before the *Henry S. Howard* of our *of Circuit* Court of Southampton County, at
the Court House, on the *31st* day of *September* Term *1888* to testify and
the truth to say in behalf of *Leah D. Williams*
in a certain matter of controversy in our said Court depending and undetermined between
Williams & wife Plaintiff and
Parker & Darden & others Defendant,
and have then and there this writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court
House, this *17th* day of *September* 1858, in the *83^d* year of the
Commonwealth.

Henry S. Howard
L. R. Edwards, Clk.

The examination of Ellis Harcum & William E. Gay
Witnesses of lawful age taken on this 17th day of August 1858, before
Henry S. Howard, one of the Commissioners in chancery of the Circuit
Court of Southampton County, at his office at the Court House of
said County, to be used as evidence by the said Commissioners
in a certain matter of account referred to him for settlement
by a decree of the said Circuit Court rendered in the Chancery
cause of Williams & wife against Parker's Ex^{rs} & others on
behalf of the plaintiff.

The Defendant Ellis Harcum being first duly sworn deposes and says
"About the middle of April prior to the death of Mr. Lisle Parker
Senior at the request of Mr. W^m. Jones I went to Mr. Lisle
Parker's (Senior) and got three bushels of potatoes & plantings and
at his request carried them to Southquay for him where he
promised to meet me to get them. I left there before Mr.
Jones' cart arrived. But Mr. Jones told me he got the
potatoes". And further this defendant saith not."

Ellis Harcum

Sworn to and subscribed before me this 17th day of August 1858
Henry S. Howard, Clerk.

The Defendant W^m. E. Gay being first duly sworn deposes and says:
"I was the trustee in two Deeds of Trust made by W^m. S. Moore
the one dated 25th day of June 1857 & the other dated the
29th day of June 1857, and both recorded the 29th day of June
1857 the first for the benefit of W^m. Murfee and others
and the other for the benefit of Godwin Parker and James
Wills and after discharging both of said Deeds or the
Debts secured in said deeds there was left in my
hands as trustee about eight or nine hundred dollars, which
surplus was afterwards conveyed by the said W^m. S. Moore
to be me as trustee by Deed of Trust dated Jan'y 5th 1858
and admitted to record on the same day to secure Henry S.
Moore & Margaret Moore as his trustees, which balance
was insufficient to pay off the debts secured in the
last mentioned deed. The Debts secured in the first
two Deeds were not fully satisfied until sometime
in February 1858, - at the last sale of the property
there being a prior sale sometime in December 1857
of a part of the property. The general impression was
that it would take the whole of W^m. S. Moore's property
to pay the Debts secured in the first two Deeds - That is
that was the impression of most persons who talked
to me upon the subject. I purchased potatoes from

Mr. Jesse Parker Es. the Spring he died and paid a dollar per bushel and he told me that was his price.
And further this Deponent saith not.

Wm. E. Gay
Sworn to and Subscribed before me, this 17th day of August 1858.
Henry S. Howard (Clerk).

Ellis Hareum's attendance one Day }

The Examination of W^m E. Gay.

Witness of Laodulage Taken on this 26th day of March 1859, before Henry S. Howard, one of the Commissioners in Chancery of the Circuit Court of Southampton County, at his office, at the Court House, of said County, to be used as evidence by the said Commissioner on behalf of the plaintiffs in a certain matter of account referred to him for settlement by a decree of the said Circuit Court rendered in the Chancery cause of Williams & wife, against Parker & no & others.

The Dependent W^m E. Gay being first duly sworn deposes and says: Question by Plaintiff - What is W^m S. Morris' interest in Henry S. Morris' estate worth? Answering Morris' estate was worth some \$5000.00 and I do not know what he owed or the amount of his Debts. W^m S. Morris is entitled to 1/3rd of the estate after paying his Debts. And further this Dependent saith not.

William E. Gay

Sworn to and Subscribed before me this 26th March 1859
Henry S. Howard Com^r.

Williams & wife -

vs 3rd Census Rep. Co.

Packer's Ex. Co.

1859 April 9th

The Estate of Jesse Parker, Senior, deceased.
In account with W^m M. Jones & Jesse Parker, Executors

			D.		Cr.
1857 May		By cash found in house			13 63
"	8	To paid Jacob Snow	15	73	
"	"	" " Hardy Rawls (vacant)	11	56	
"	"	" " Carlton W. Scott "	25	23	
"	18	" " W ^m Mumfee	9	95	
"	"	" " Chambliss & Mapesburg attys	25	00	
"	"	" " A. C. Hall	80	00	
"	June 13	" " W ^m D. Bryant	4	00	
"	" 24	" " Solomon P. Daughtrey & Co	10	38	
"	"	" " W ^m R. Lawrence	2	63	
"	July 8	" " A. H. Jones	5	00	
"	" 17	" " Wm. C. Gay	8	00	
"	"	" " Dr. R. D. Baker med acct	57	50	
"	"	" " Jos. E. Gillette appraiser	2	00	
"	"	" " E. Darden "	2	00	
"	"	" " R. Byrt "	2	00	
"	Aug: 8	" " the Clerk of Southampton fees	7	38	
"	"	By cash recd. of J. Weston			44 00
"	"	" " " Godwin Parker for shucks			3 00
"	"	" " " Moore & Edwards, bond &c			468 45
"	"	" " " Cogsdale & Hareman "			19 80
"	"	" " " Godwin Parker bond			29 31
"	"	" " " J. W. Lawrence "			142 43
"	"	" " " John D. Jenkins "			143 25
"	"	" " " Robert G. Edwards "			378 00
"	"	" " " Wm. D. Deimts "			91 94
"	"	" " " Meredy Holland "			303 00
"	"	" " " Baloy Mumford "			8 00
"	"	" " " Geo. D. Old acct			7 00
"	"	" " " W. D. Williams bond			268 15
"	"	" " " Do.			8 78
"	Nov 8	By amount of sales due this day			1907 24
"	"	To Commissions on \$3836 100	191	80	
"	"	" paid Anna Howard	6	50	
"	"	" " Clerk's fees	3	00	
"	"	" " Taxes	74	59	
"	"	By amount of sales of 3 bushels of potatoes plantings to Wm. M. Jones			3 00
"	"	To Commissions on \$3 00		15	
Amounts carried forward			524	40	3839 00

1857 Nov 8	Amounts brought forward	524 40	3839 00
" " "	To Balance due estate	3314 60	
		3839 00	3839 00
" " "	By balance due estate brought down with interest thereon from this day till paid.		3314 60

Respectfully Submitted
Henry S. Howard (Att.)

Richard Parker Legatee
In account with Wm. M. Jones & Jesse Parker Junr. Exors of
Jesse Parker Senr. dec'd.

1857 Nov 8	By your proportion of the above balance.	Dr		Cr.	552 43 3/4
" " "	To paid you per receipt		564 39		
" " "	" balance due exors overpaid				11 95 1/2
				564 39	
" " "	To balance due Exors overpaid by them this day.		11 95 1/2		

Jesse Parker Junr Legatee
In account with Wm. M. Jones & Jesse Parker Senr. Exors. of
Jesse Parker Senr. dec'd.

1857 Nov 8	By your proportion of the above balance.	Dr		Cr.	552 43 3/4
" " "	To paid you per receipt		564 39		
" " "	" balance due Exors overpaid				11 95 1/2
			564 39	564 39	
" " "	To balance due Exors overpaid by them this day.		11 95 1/2		

Sarah Edwards Legatee
In account with Wm. M. Jones & Jesse Parker Senr. Exors of
Jesse Parker Senr. dec'd.

1857 Nov 8	By your proportion of the above balance.	Dr		Cr.	552 43 3/4
" " "	To paid you per receipt		564 39		
" " "	" balance due exors overpaid				11 95 1/2
			564 39	564 39	
" " "	To balance due Exors. overpaid by them this day.		11 95 1/2		

Edward Rawls & Caroline his wife, Legatee
In account with Wm. M. Jones & Jesse Parker Senr. Exors
of Jesse Parker Senr. dec'd.

1857 Nov 8	By your proportion of foregoing balance	Dr		Cr.	552 43 3/4
" " "	To paid you per receipt		564 39		
" " "	" balance after overpaid				11 95 1/2
			564 39	564 39	
" " "	To balance due exors overpaid by them		11 95 1/2		

Albert Parker Legatee
In account with Wm. M. Jones & Jesse Parker Senior Exors
of Jesse Parker, dec'd.

1857 Nov 8	By your proportion of foregoing balance	Dr		Cr.	552 43 3/4
" " "	To amount returned by the Exors & Adm ^r plus Jones under the will for your benefit		564 39		
" " "	" balance due exors overpaid				11 95 1/2
			564 39	564 39	
" " "	To balance due exors overpaid by them		11 95 1/2		

Seth D. Williams and Martha his wife, Legatee
In account with Wm. M. Jones & Jesse Parker Junr Exors
of Jesse Parker dec'd.

1857 Nov 8	By your proportion of foregoing balance due you under the will this day	Dr		Cr.	552 43 3/4
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Respectfully Submitted
Henry S. Howard (Att.)

Commissioner's Office
Jerusalem, April 9th 1859.
To the Circuit Court of Southampton County
Pursuant to a Decree of the Circuit Court
of Southampton County, rendered on the 10th day of May 1858.
In a suit in Chancery pending in the said Court between William &

with plaintiffs and John Parker senior's execs. & also defendants, the
Commissioner of the said Court to whom was referred
the settlement by said Decree the account of Wm M Jones and
Jesse Parker's Tinsmiths and executors of Jesse Parker, dec'd.
an account showing the amount which the plaintiffs are entitled
to receive from the said executors under the will of the said Parker
which reports to the Court that on the 16th June 1858, he issued
process against the several parties aforesaid requiring them to attend
the settlement of the said accounts before him, at his said office
on the 20th day of July 1858; which were returned to the
Commissioner duly executed. That Seth D. Williams,
Wm M. Jones and Jesse Parker, appeared before your
Commissioner in obedience to the said notices and he thereupon ex-
amined the vouchers &c and not being able to complete the said
account, the same was adjourned to the 17th day of August
1858, at which time the said Seth D. Williams ap-
peared before your Commissioner and not being able to com-
plete the said account the same was adjourned to the 21st
of September 1858, at which day no one appearing be-
fore your Commissioner the said account was adjourned to the
19th day of October 1859, at which time no one appearing
the said account was adjourned to the 23rd day of February
1860, at which time Seth D. Williams appeared before
your Commissioner and the account was adjourned to the 2nd day
of March 1860, at which time Seth D. Williams
again appeared before the Commissioner and he made up
and completed the foregoing accounts.

The Commissioner further reports to the Court that after
the completion of the said accounts he retained the same in his
office for the examination of the parties, which with the
decrees and notices aforesaid (in the evidence relating thereto are herewith
returned.

Given under my hand, as Commissioner aforesaid the day and year
first aforesaid.

Henry S. Howard, Comm^r.

Statement filed with Comr: Howard, report

Bal. due estate Lopez Portno as p: report	\$3314.60
Am't S. D. Williams bond to be deducted	268.15-
1837. Nov: 8" - Bal. due Estate	\$3046.45-
Am't due each Legatee - $1/6$ " =	\$307.74-
Am't paid Richard Portno as p: report	\$564.39
" due the same as above -	307.74
Bal. due Exors: with Int from Nov: 8" - 1837 =	\$56.63-
Am't due from Lopez Portno, legatee	\$56.65-
with Int from some time -	
Am't due ^{from} Sarah Edwards legatee	\$56.65-
with Int from some time	
Am't due from Edward Peabody's wife legatee	\$56.65-
with Int from some time	
Am't due from Albert Portno legatee	\$56.65-
with Int from some time	
Am't due from Executors to S. D. Williams & wife	
legatee. as above stated	3 \$307.74
with Int from Nov: 8" - 1837 -	

The undersigned Comr: states that after the several accounts reported by him were made out, the Executors failed to receive by writ the sum of \$268.15; the amt of S. D. Williams bond & interest, with which they were charged in their account current. The above statement shows the amt due ~~due~~ the said S. D. Williams and wife legatee, and also the amount due the Exors. from each of the others

by attorneys who had been employed since several years -

Respectfully submitted

Henry S. Howard (Att.)

Wells and Wells

2
B

Parkway, Iowa

Howard - (C & S)

William's wife

& }

Parker's Exr &

Ersk D. Williams

To Henry S. Howard Commissioner of Southampton Circuit
Court -

1858

June 16	To Printing notices of Postage 6 & summonses for	\$ 9.12
July 20	" Taking Depositions for & remaining in office	\$ 5.00
Aug 17	" " " & returning summonses for	\$ 5.00
Oct 19	" Waiting Office for parties 6 hours	\$ 5.00
1859 July 22	" " " " " 6 "	\$ 5.00
Making 36	" Taking Depositions & making up accounts & Writing report for	3 8.00

\$ 35.12

Henry S. Howard Comr.

Southampton Circuit Court

Seth D Williams & his wife Martha

against

William M Jones & Jesse Parker Executors of Jesse Parker dec'd the said Jesse Parker in his own right William O Gay admr of Richard Parker dec'd Sarah Edwards William Edwards & his wife Caroline & Albert Parker a lunatic.

1858. Feby 16 Summons if issued returnable to April Rules

April Rules - Sum. ret. Executed - Bill filed. Dece nisi to Wm M Jones & Jesse Parker Exors. & Jesse Parker in his own right, Gay admr. Edwards & Rands & Jesse Parker assigned by or ad litem to Albert Parker

" Apr. (Last Monday) Ans. of Albert Parker. B. Repr. Bill taken for copy as to the third Defts. Cause set for hearing &c

" May T. Dece for account. &c

1859 Apr. 9 Rept.

" May T. Dece. &c

Colls. -	9 10.58
Shff . .	8.50
Com.	35.12
Wt	50
Lan for P.	16.50
	9 71.20

Williams & wife
 & } Stat. Rules

Parkers Exor. &

(Copy)

Ispe Parkers

Will

I Jesse Parker of the County of Southampton, in the State of Virginia being weak in body, but of sound mind and memory, do make and ordain this to be my last will and testament in manner and form as follows:

- 1st. I give to my daughter Martha Williams two negroes Kezia and Mary and their future increase one bedstead, bed and furniture, half a dozen Windsor chairs & one tin. Saps, which she has already received; also one bedstead, bed and furniture not received.
- 2nd. I give to my son Richard Parker the sum of fifteen hundred dollars already received, also two thousand five hundred dollars which I have paid for him, also one bedstead, bed & furniture, half a dozen Windsor chairs and two negroes Minerva & Taylor. I also leave to him for and during his life the following negroes namely, Elias, Louisa, Sam. Jerry, old Anthony, Symus, Nelson, old Mary and Marcelle and the future increase of the females, and one bedstead, bed and furniture not received; and at his death I give the aforesaid negroes bed and furniture to be equally divided among all his then living children.
- 3rd. I give to my son Jesse Parker two thousand nine hundred & seventy five dollars which he has already received; also I give him the following negroes, namely, Tom, Henderson, Eliza, Adeline, Helender, Anna, little Anthony and Billy and the future increase of the females, also two horses, one bedstead, bed & furniture already received and one bedstead, bed and furniture and one eight day clock not received. Also I give to my son Jesse Parker the land & plantation with the appurtenances, including the mill and fixtures, whereon I now live, lying between the Cedar Swamp and the Cypress Swamp and bounded by the road leading from South Quay to Monroe Ferry, said road being the Northern boundary line from the Cedar Swamp to a post at a ditch, thence up the said ditch to the line of the Carr Tract of land, thence along the Carr Tract tract to the Cypress Swamp and bounded on the South West by Littleton Moores line.
- 4th. I give to my daughter Sarah Edwards one bedstead, bed & furniture already received, also one bedstead, bed & furniture not received; also the following negroes namely, Minny, Chany & Emeline already received, and Mary, Aggy, Mills, and Liddy not received which I give her in her own right to dispose of as she may think proper.
- 5th. I give to my daughter Caroline Rawls one bedstead, bed and furniture already received, also one bedstead and furniture not received, also the following negroes

namely James and Cherry already received: and I also leave to her for and during her life two other negroes namely Rose and Narcissa and the future increase and at her death I give the same to be equally divided among all her then living children.

6th I leave to my Son Albert Parker for and during his natural life, the land and plantation called the "Carr tract" lying on the North side of the road leading from South Quay to Monroe Ferry; said road being the Southern boundary line from the Cedar Swamp, and bounded by the land herein devised to Jesse Parker Jun. from the post at the ditch also I leave him one bed and furniture, and the following negroes, namely Lewis, Hannah, Nathan, Mariah and Redick and their future increase of the females: the above named property leave to Albert Parker, to be kept in the care of W^m M. Jones Jesse Parker Jun. & Adolphus H. Jones, whom I hereby appoint as Curators with power to hire and rent out his negroes and land, and take charge of his property herein devised to him and dispose of as his necessities require at their discretion. And should the said Albert Parker die leaving a lawful child or children, then I give the property herein leave to him, to his child or children if such there be - but if he should die leaving no child or children, then I give all the said property to be equally divided among all my then living children except Martha Williams, yet the portion that would fall to the said Martha Williams, I give to my grand daughter Mary Ella Williams (alias Mitty Williams) should she be living, if not, to such of my other children as be then living, except Martha Williams.

7th I give to my grand daughter Mary Ella Williams alias Mitty Williams two negroes named Jane & Cherry and their future increase which I leave in the care of my executors until she arrives to the age of eighteen years, but should she die before she arrives to that age or without a child or children then the said negroes and the future increase thereof to be equally divided among all my then living children.

All the residue of my estate of what nature or kind soever I leave to be equally divided among all my children who may be living at the time of my death - the said Albert Parker's portion to be held in trust by my Curators as aforesaid.

Lastly I hereby nominate and appoint my friend W^m M. Jones & Jesse Parker Jun. my lawful executors of this my last Will and testament - In Witness whereof I have hereunto set my hand Seal the first day of December in the year of our Lord one thousand eight hundred and fifty four. Signed Seal and acknowledged to be the last Will and testament of Jesse Parker Jun. in the presence of

William E. Gay.

W^m P. Moore

Hardy Rawls

Jesse Parker (Seal)

At a Circuit Court held for the County of Southampton on the 2^d day of May 1857.
This last Will and testament of Jesse Parker dec^d was proved by the oaths of William E. Gay, W^m P. Moore and Hardy Rawls the subscribing witnesses thereto and thereupon ordered to be recorded. And on the motion of W^m M. Jones & Jesse Parker Jun. the executors therein named who made oath and together with Joseph E. Gillette, William E. Gay & Carr Bowers their securities (who justified on oath as to their sufficiency) entered into and acknowledged a bond in the penalty of Twenty thousand dollars conditioned as the law directs, certificate is granted the said W^m M. Jones & Jesse Parker Jun. for obtaining a probate of the will of the said Jesse Parker dec^d in due form.

Teste

J R E Edwards Clk

Attest

Teste J R E Edwards Clk

The Estate of Jesse Parker Sen. dec^d.

In Account with W^m M Jones & Jesse Parker Executors.

		Dr		Cr
1837				
May	8	To paid Jacob Senor	15 73	
"	"	" " Hardy Rums (2 acct ^s)	11 56	
"	"	" " Jonathan W Scott "	25 23	
"	18	" " W ^m Musker	9 95	
"	"	" " Schumbliss & Mapenburg	25 00	
"	"	" " A. E. Ball	60 00	
June	13	" " W ^m D. Bryant	4 00	
"	24	" " Solomon J Daughting & Co.	10 38	
"	"	" " W ^m R. Lawrence	2 63	
July	8	" " A H Jones	5 00	
"	17	" " W ^m E. Guy	8 00	
"	"	" " D R. D. Baker Med: ac ^t	57 50	
"	"	" " Jos. E. Gillette appraiser	2 00	
"	"	" " Co Darden "	2 00	
"	"	" " R. Boyt "	2 00	
Aug	8	" " Clarke fees	7 38	
"	"	By cash found in the house		13 65
"	"	" " rec ^d of J. Weston		44 00
"	"	" " Godwin Parker for Shunks		3 00
"	"	" " Moore & Edwards bond &c		468 45
"	"	" " Corp Lake & Harum		19 80
"	"	" " Godwin Parker bond		29 31
"	"	" " J. M. Lawrence "		142 43
"	"	" " Jas. B. Jenkins "		143 25
"	"	" " Robert S Edwards "		378 00
"	"	" " W ^m D. Briants "		91 94
"	"	" " Meredy Holland "		303 00
"	"	" " Baldwin Mansford "		8 00
"	"	" " Geo. D. Old acct		7 00
"	"	" " S. D Williams bond		268 15
"	"	" " D ^r		8 78
		Amounts carried forward	248 36	1928 76

1857		Amounts brought forward	248	36	1928	76
Nov	8	By amount of sales due this day			1907	24
"	"	To Commissions on \$ 3836.00	191	80		
"	"	Commissions fee for making up this account & the legatee accounts.	6	50		
"	"	Clarks fee for recording this account & the legatee accounts	3	00		
"	"	balance due estate	3386	34		
			3836	00	3836	00
"	"	By balance to the estate brought down with interest thereon from this day			3386	34

Respectfully Submitted

Henry S. Howard Comr.

Richard Parker, Legatee

In account with Wm M Jones & Jesse Parker Exors. of Jesse Parker Sen. dec'd

1857			D	Cr.
Nov	8	By your proportion of the above balance due your fathers estate		564 39
"	"	To paid you per receipt	564 39	

Henry S. Howard Comr.

Jesse Parker Junior Legatee

In Account of Wm M Jones & himself as Executors of Jesse Parker Sen. dec'd

1857			D	Cr.
Nov	8	By your proportion of the above balance due your fathers estate		564 39
"	"	To paid you per receipt	564 39	

Henry S. Howard Comr.

Parable Edwards Legatee

In Account with Wm M Jones & Jesse Parker Jr. Exors. of Jesse Parker Sen.

1857			D	Cr.
Nov	8	By your proportion of the above balance due your fathers estate		564 39
"	"	To paid you per receipt	564 39	

Henry S. Howard Comr.

Edward & Hannahs & Caroline his wife

In account with Wm M Jones & Jesse Parker Jr. Exors. of Jesse Parker Sen.

1857			D	Cr.
Nov	8	By our proportion of the foregoing balance due Jesse Parker Sen. dec'd		564 39
"	"	To paid you per receipt	564 39	

Henry S. Howard Comr.

Albert Parker a legatee

In account with Wm M Jones & Jesse Parker Jr. Executors of Jesse Parker Senior.

1857			D	Cr.
Nov	8	By our proportion of the foregoing balance due your fathers estate		564 39
"	"	To amount retained by the Executors of Adolphus H Jones under your fathers will for your benefit.	564 39	

Henry S. Howard Comr.

Seth D Williams & Martha his wife Legatee.

In Account with Wm M Jones & Jesse Parker Jr. Exors. of Jesse Parker Senior.

1857			D	Cr.
Nov	8	By your proportion of the foregoing balance due the estate of Jesse Parker Senior in right of his wife.		564 39

Commissioners Office - Jerusalem

To the Circuit Court of Southampton County.

Your Commissioner reports to the Court that

on the 23^d day of July 1857 W^m M. Jones and Jesse Parker Jr. Executors of Jesse Parker Senior deceased before your Commissioner a statement of all the money which they the said W^m M. Jones and Jesse Parker Jr. had received or become chargeable with, or had disbursed within the time embraced from their qualification and that time together with the vouchers for such disbursements. That the Commissioner embraced the said Executors in the list of fiduciaries whose accounts were before him for settlement, which was posted at the front door of the Courthouse of said County, on the first day of August Term of said Court, and on the date of this report (two days having elapsed since the said account was mentioned in the said list) made up and completed the foregoing account of the said Executors transactions on the estate of the said Jesse Parker sen^r and on the 8th day of November 1857 finds a balance of \$3386.34 due from the Executors to the said estate. all principal. The account is supported by satisfactory vouchers and is herewith returned. Your Commissioner further reports to the Court, that he has examined whether the said Executors have given such bond as the law requires, and whether it is in a special and with securities sufficient and finds the same to be unobjectionable and fully sufficient.

Your Commissioner further reports that at the request of the Executors he has divided the balance in their hands on the 8th day of November 1857 amongst the several legacies the children of the said Jesse Parker Senior in accordance with the provisions of his last will and Testament, and made up and respectfully reports the foregoing accounts with the said legacies. Your Commissioner further reports that the Executors have fully settled up the estate with the exception of one or two debts due the estate which are insolvent at this time, but should they be hereafter collected they will account for them.

Given under my hand as Commissioner of said Court this day of
1857.

Henry S. Howard Comr.

Returned Jan. 6. 1858)

• Copy

Jesse L R Edwards Cky

Exhibit (C)