

1860-006

SOUTHAMPTON COUNTY
CHANCERY PAPERS

DREW et al vs. JORDAN et ux et al
5/1860

other surnames: Mathews
Matthews, Matthias, Mathis,
Moore

25. 19. 17 15. 11 7

Draw Up

2. } Papers

Draw Up

1860 May

Draw

to } Stat: Rules

Draw of

Lucy P. Drew widow of Amsit Drew dec^d, Lucy O. Drew. Roma^v Drew. and Priscilla L. Drew
infants of Amsit Drew dec^d Suing by the said Lucy P. Drew their mother & next friend. Defts

A. W. Jordan & Mary L. his wife, Wiley B. Matthews & Dorcas Ann his wife. Isaac Matthews
& Minnie his wife. Amsit Drew. Edward J. Drew. Henry Moore Ex^r of Amsit Drew dec^d &
Virginia A. James A. Benjamin W. Sarah C. Patrick H. & Lucy R. Jordan children of the said A. W.
& Mary L. Jordan. Defts.

1854 Nov. 28th Sum^t issued retble: to Jany. Rules 1855.

1855 Jany. 2nd R. Sum^t ret^d Ex^r L^o. Bill filed. Ans^r of Dfts. A. W. Jordan & wife. W. B. Matthews
& wife. Isaac Matthews & wife. Amsit & Edward J. Drew. Decree nisi to Dfts. Moore Ex^r.

" Feby. R. Bill taken for confessed as to Dfts. Moore. Cause set for hearing as to Defts. A. W.
Jordan & wife. Wiley B. Matthews & wife. Isaac Matthews & wife. Amsit Drew & Edward J. Drew.

" Mar. R. S. R. Edwards assigned gen^l ad litem to infant Defts. Virginia A. James A. Benjⁿ
W. Sarah C. Patrick H. & Lucy R. Jordan. Ans^r of Infants filed. Gen. Rep: thereto.

" April R. Cause set for hearing as to Dfts. Moore Ex^r & infant Defts.

" May J. Decree &

1856 May 2nd Rep^t.

" J. Decree &

1859 May. 2nd Rep^t & Decree.

1860 Mar. 24th Rep^t.

" May J. Final decree

1855 May

Blk

\$ 6.82

Shft

50

Saw W

15.75

\$ 23.07

1856 May 8

Elks costs

\$ 2.45

To the Honorable Richard H. Baker Judge
of the Circuit Court of Southampton
County, humbly complaining, shew unto
your honor;

Your oratrix Lucy P. Drew
widow of Newit Drew deceased, late of
the County of Southampton, Lucy E. Drew
~~Rena~~ W. Drew, and Priscilla S. Drew in-
fants aforesaid of Newit Drew deceased, being
by the said Lucy P. Drew their mother and
next friends, that the said Newit Drew
departed this life on or about the 21st day
of November - 1843, having first duly made
and published his last will and tes-
tament an affair copy of which mark-
ed "A" is herewith filed and prayed to
be taken as part of this bill; and that
on the 18th day of December 1843, Henry Moore
qualified as the Executor aforesaid testa-
tor and has proceeded to administer and
settle his said estate, by paying off
all claims against it, which your or-
atrix believes and charges have
been entirely satisfied & discharged -

That the said Newit Drew, the testator, was seized and
possessed of a tract of land, at the time of his death, in the
County of Southampton containing four hundred
and twenty five acres more or less bounded by the lands
of Joseph Elgood, J. H. Parsons, Samuel Ellis & others and
was also possessed of considerable personal estate.

Your oratrix further states that on
or about the 18th day of ~~December 1843~~ ^{April 1847} she removed from
the said County of ~~Southampton~~ ^{Southampton} to the

County of Shelby -
~~City of Memphis~~ in the ~~State of Tennessee~~ and from there
to the County of Warren in the
~~State of~~ State of Mississippi where she now resides
and that she now has in her possession, or under her control,
the following personal property and negroes ^{which belong to} ~~belonging~~
to the estate of her deceased husband; viz; Peter about
35 years of age; Lucy about 60; Joshua about 18; Sam
about 14; Eliza about 22. ~~She has three children~~ ^{Cherry, about 53 her child}
~~which she sold~~ ^{and having about 13 - all of which have}
~~been sold since the death of said decedent~~ ^{been sold since the death of said decedent}
~~which comprises all the personal property of the said~~ ^{which comprises all the personal property of the said}
Testator and which she has continued to enjoy and
use since his death, in the manner, and for the
purposes, directed in his will:

Your Oratrix further states that the said testator
left the following children, to wit, Mary L. the wife
of A. W. Jordan of the State of Mississippi, Dorcas-
Ann Matthews the wife of Wiley P. Matthews of Nor-
folk County State of Virginia, James D. Drew
who has died since the Testator's decease, and
intestate, Winnifred B. Drew who has since
married Isaac Matthias of the State of Missis-
sipi, Hewitt Drew, Edward T. Drew, Lucy E. Drew,
Roxanna V. Drew, & Pircilla S. Drew, the last three
of whom are infants, suing as aforesaid; and
your Oratrix has qualified as guardian of the three
last mentioned children as will appear by ref-
erence to a certified copy of the order of Court to
that effect which is herewith filed marked "B,"
and prayed to be taken as a part of this bill.

The said A. W. Jordan and Mary L. his wife for-
merly Mary L. Drew have six children viz
Virginia Ann; James Arthur; Benjamin Newitt; Sarah Cornelia; Patrick Henry;
Wm. Rebecca - of the respective ages of 15; 11; 9; 6;
3; and 1 -

Your Oratrix for this state that the testa-

tor, by his said will, devised & bequeathed
all his estate real and personal, after the
payment of his debts, to your adult complain-
ant Lucy P. Drew his widow, during her na-
tural life, for the purpose of raising and
supporting his younger children; and after
her death, he bequeathed to his daughter Mary
L. Jordan the sum of \$300. to be equally di-
vided among her several children; To his
daughter Dorcas Ann Matthews, the sum of
Eight hundred dollars, absolutely; and after
the death of his said widow, direct all
the balance of his estate real and person-
al, to be sold and equally divided be-
tween his remaining children, named in his
said will; The children of the testator have
been raised and educated as directed by
him, and the three infant complainants
who are respectively of the ages of 17, 16,
and 13 - years, are now enjoying the ben-
efits of his will in those particulars.

Your complainants allege and charge that
it would be much to the advantage of
all the parties, to see the tract of land a-
foresaid, in the County of Southampton, wh-
ich they are all desirous of doing, and have
the proceeds thereof invested in some good
six per cent stock, as the said land is now
of little or no value & profit to them, is
deteriorating every year, by bad cultivation,
the growing up of the ditches, and other cau-
ses, and is not capable of a division in
kind among the parties entitled thereto, and

they believe the interest of all the parties
will be very much promoted thereby.
In the consideration whereof and for
as much as your Orators are remedying
law in a Court of Chancery where mat-
ters of this sort are properly cognizable,
to the end therefore they pray, that A. W.
Jordan and Mary L. his wife, Wiley P. Ma-
thews and Dorcas Ann his wife, Isaac Ma-
thews and Minnie Ann his wife, Hewitt Drew,
Edward J. Drew, Henry Moon Exor of Hewitt
Drew deceased, and Virginia A.; James A.; Benjamin W.;
Sarah B.; Patrick M.; Lucy L. Jordan, children of said
A. W. & Mary L. Jordan, may be made defen-
dants to this bill and required to answer
the allegations hereof upon oath; that a
guardian ad litem may be appointed to
defend said infant defendants in this
suit; that all map, any and proper accounts
may be directed to be taken, and that
the said land may be decreed to be
sold by a Commissioner to be appointed
for that purpose, and the proceeds of such
sale invested as to the Court shall
seem best, for the interest of the parties
entitled thereto; that all other relief, both
general & special may be granted in the
premises, that the nature of the case re-
quires, and Equity & good Conscience de-
mand; and your Orators will ever pray
that a Decree thereon may be made.

Lucey P. Drew

Drews
27: 3
Drews & Co.
Bill

1855 June 10th

Draw

to }

Draw to

Sturges of
Jordan & wife

1855. Jan. Rules

The joint and several answer of A. W. Jordan, and Mary L. his wife, to a bill of complaint exhibited against themselves, and others by Lucy P. Dew and other plaintiffs, in The Circuit Court of Southampton County:

These respondents saving to themselves all manner of benefit of exception to the plaintiffs said bill &c, for answer thereto say - That the facts therein set forth are all true as far as they know and believe, and they unite with the said plaintiffs in praying for a sale of the lands in the said bill mentioned, and an investment of the proceeds as therein desired:

Your respondents have the following children to Virginia A.; James A.; Benjamin W.; Sarah C.; Patrick W.; and Lucy, R.

who are aged respectively - 13; 11; 9; 6; 3; & 1 - years.

And having fully answered your respondents pray to be hence dismissed &c

Arthur W. Jordan
Mary L. Jordan

County of Warren
State of Mississippi

The foregoing assumed was
This day sworn to before me by the respondents, A. W. Jordan & Mary L. his wife. Given under my hand this
25th day of September, 1857

L. Hawbrough J. C.

Draw

2 }

Draw 87

Answer of Newell & Co.
7. Draw -

1855 Jan'y Rules.

The joint and several answer of Hewitt Drew and Edward T. Drew to a bill of complaint exhibited against themselves and others by H. C. P. Drew and other plaintiffs in the circuit Court of Southampton County.

These respondents saving to themselves all manner of benefit or exception to the plaintiffs said bill &c. for answer they say that the facts therein set forth are all true as far as they know and believe and they unite with the said plaintiffs in praying for a sale of the lands in the said bill mentioned and an investment of the proceeds as therein desired. And having fully answered the respondents pray-
to be hence dismissed &c.

Hewitt Drew
Edward T. Drew

County of Warren
State of Mississippi

Sworn before
me by the respondents Hewitt & Edward T. ^{Drew} This 7th day
of October A.D. 1852. Given under my hand the day
and date above said

L. Hansbrough, J. P.

Draw

2

Draw 4

John & wife
Matthew & wife

1855 January Rules

1100

1100

The answer of Isaac Mathis and Winnifred B. his wife, to a bill of Complaint exhibited against themselves and others, by Lucy P. Drew and other plaintiffs in the Circuit Court of Southampton County -

These respondents, saving to themselves all manner of benefit of exception to the plaintiffs said bill in, for answer thereto say that the facts therein set forth are all true as far as they know and believe, and they unite with the said plaintiffs in praying for a sale of the lands in the said bill mentioned, and an investment of the proceeds as therein desired.

And having fully answered they pray to be hence dismissed &c.

I R Mathis

W B Mathis

County of Warren

State of Mississippi &c.

Sworn to before me by the respondents Isaac R. Mathis & Winnifred B. his wife.

Given under my hand this 7th day of October A.D. 1854

D. Wansborough J.P.

Draw

to }

Draw of

Answer of
Matthews wife

1855. Jan. Rules

The joint and several answer of Wiley B Matthews and Dorcas Ann his wife to a bill of complaint exhibited against themselves and others by Lucy F. Davis and other plaintiffs in the Circuit Court of Southampton County.

These respondents saving to themselves all manner of benefit of exception to the plaintiffs said bill &c, for answer thereto say; that the facts therein set forth are all true as far as they know and believe, and they unite with the said plaintiffs in praying for a sale of the lands in the said bill mentioned, and an investment of the proceeds as therein desired -

And having fully answered your respondents pray to be hence dismissed &c.

Wiley B. Matthews

County of Norfolk

State of Virginia &c }

Sworn to before me by

The respondent W. B. Matthews this 31st day of October 1852.

John Ash J. P.

Draw of

v. { 2 Anns. Infants

Draw of

1855. March Rules

The answer of Virginia et. James et. Benjamin W. Sarah C. Patrick H. & Lucy R Jordan infants of tender years by I R Edwards their guardian ad litem, to the bill of complaint exhibited against them and others by Lucy E Drew & others in the Circuit Court of Southampton County.

These defendants saving and reserving to themselves all benefit of just exception to said bill for answer thereto say, that they know nothing of their own knowledge, of the facts set forth in the bill - and being infants of tender years, submit their interest to the care and protection of this honorable Court - And having answered pray to be hence dismissed with their costs &c.

I R Edwards For ad litem &c.

Draw
in Σ Decem
Draw lab

He be entered

R. H. B.

May 3. 55

1855 May Term

Maj. Esmond will please
send me a copy of this
Decem as soon as convenient
after the Court

R. H. B. Jr.

Decr
27 3 Decr
Decr 27

The Bill of the Complainants having been taken for confessor at the Rules as to the Defendant Henry Moon Esq of New-It Decr Decr and he still failing to appear and answer, the cause came on this day to be heard upon the bill, the answers of the adult Defendants Infant wife, Matthews & wife, Matthews & wife, Hewitt Decr and Edward T. Decr, and of the infant defendants by L. R. Edwards their guardian & being appointed to defend them in this suit, and several replication thereto, the Exhibits filed, and was argued by counsel: On consideration whereof the Court doth adjudge order & decree that L. C. P. Cooper Esq: who is hereby appointed a comr: for that purpose, do make sale of the tract of land in the bill and proceedings mentioned at public Auction to the highest bidder, before the Court House Town of South-ampton County on some Certain Court Day, after giving twenty days previous notice of the time & place of such sale, in a newspaper published in Norfolk City, and by printed hand bills posted at the various public places in the said County, upon the following terms to wit, for Cash sufficient to pay the costs of suit and expenses of said sale, and the balance upon a credit of six and nine months, taking from the purchaser two bonds in equal amounts

with sufficient security, payable to the said
Comm: and retaining the title till the further
order of the Court - And the said Comm: will
report his proceedings in the premises, and return
said bonds to the Court -

In Southampton Circuit Court. May the 2^d 1855.

Lucy P. Drew widow of Stewart Drew dec'd. & others.

against

A. W. Jordan & Mary L. his wife & others.

Plffs

Defts

{ In Chancery }

The bill of the complainants having been taken for confessed at the Rules as to the Defendant Henry Moore executor of Stewart Drew deceased, and he still failing to appear and answer, the cause came on this day to be heard upon the bill, the answers of the adult defendants Jordan and wife, Matthews and wife, Matthias and wife, Stewart Drew and Edward T. Drew and of the infant defendants by L. R. Edwards their guardian ad litem appointed to defend them in this suit, and general replications thereto, the exhibits filed, and was argued by counsel. On consideration whereof the Court doth adjudge, order and decree that L. C. P. Corper who is hereby appointed a commissioner for that purpose, make sale of the tract of land in the bill and proceedings mentioned at public auction to the highest bidder, before the Courthouse door of Southampton County on some County Court day, after giving twenty days previous notice of the time and place of such sale in a Newspaper published in Norfolk City, and by printed hand bills posted at the various public places in the County, upon the following terms to wit. for cash sufficient to pay the costs of suit and expenses of sale and the balance upon a credit of six and nine months, taking from the purchaser two bonds in equal amounts with approved security payable to the said Commissioner and retaining the title till the further order of the Court. And the said Commissioner will report his proceedings in the premises and return said bonds to Court.

Attest

Teste

L. R. Edwards Ck

Draw
on $\frac{1}{2}$ Acru
Draw tabs

May 3. 56
To be entered
R. H. P.

Drew
27 3

Drowdale This cause came on this day to be again heard upon the papers formerly read and upon the Report of L. C. Cooper, Special Commissioner, ^{made} ~~made~~ ~~him~~ pursuant to the decree of the 3^d day of May 1855, to which report no exceptions have been filed, and was argued by counsel; On consideration whereof the Court doth confirm said report, and doth adjudge order and decree that the said L. C. Cooper Commr. as aforesaid proceed to collect the two bonds of the purchaser Wm. J. Francis, which are returned with his said report, at their maturity, and to surrender the same, and make to the said Francis a good and sufficient deed of conveyance, for the land in the bill and proceedings overhauled, with special Warranty; And the said Commissioner is directed to pay over the proceeds of the said two bonds to the Complainant Lucy P. Drew to be held by her subject to the provisions of the will of Hewitt Drew deceased, upon the Execution by the said Lucy P. Drew, of a bond with sufficient security in the sum of \$2400; conditioned to have the said proceeds forthcoming at her death, the said bond to be returned and filed with the papers in this cause - But if the said

Lucy P. Drew shall refuse to give such bond or
fail to do so for six months after the rendition
of this decree, then the said L. C. Cooper is
authorized to invest the said proceeds in his
own name as Com. in p. for the benefit of
the parties interested, either in State Stock bear-
ing interest at 6 per cent, or in bonds satis-
factorily secured, and
returning the said receipt a bond to be filed
herein, - And the said Com. will report
his proceedings in the premises to the Court.

But this decree is to be suspended un-
til the said Cooper, Com. as aforesaid,
shall execute a bond in the penalty of \$2400
before the Clerk of this Court, conditioned
for the faithful performance of the duties of
his office of Com. in p. as aforesaid, according
to law.

Draw

m { copy scene

Draw tab

Southampton Circuit Court, May Term, 1836.

Lucy D. Drw, widow of Nwit Drw, dec'd Lucy D. Drw, Rosena V.
Drw & Driscilla Drw infants of Nwit Drw, dec'd, & als. Plffs
against

A. W. Jordan, & Mary L. his wife, & Ciley B. Matthews & Dorcas
Ann, his wife, & Isaac Matthias & Mcinnifred his wife, Nwit
Drw & als. Dfts.

This cause came on this day to be again heard, in the papers
sumely read, and upon the report of L. C. D. Cooper Special
Commissioner made herein pursuant to the decree of the 3rd day
1835, to which report no exceptions have been filed and
was argued by Counsel. On consideration whereof the Court
doth confirm said report and doth as judge, order, and decree
that the said, L. C. D. Cooper Com^r as aforesaid proposed
to collect the two bonds of the purchaser W^m J. Francis
which are returned with his report at their maturity and
to surrender the same and make to the said Francis a
good and sufficient deed of conveyance for the land in
the bill and proceedings mentioned with Special
warranty; And the Commissioner is directed to pay over
the proceeds of the said two bonds to the complainant Lucy
D. Drw to be held by her subject to the provisions of the
will of Nwit Drw deceased upon the execution by
the said Lucy D. Drw of a bond with sufficient security
in the penalty of \$2400. conditioned to have the said
proceeds forthcoming at her death; the said bond to be
returned and filed with the papers in this cause.
But if the said Lucy D. Drw shall refuse to give such
bond or fail to do so for six months after the rendition
of this decree then the said, L. C. D. Cooper is directed
to invest the said proceeds in his own name as Commis-
sioner for the benefit of the parties interested either in State
Stock bearing interest at 6 percent or in bonds satisfactorily
and sufficiently secured and returning the said script or bonds
to be filed herein. And the said Commissioner will report

his proceedings in the premises to the Court.

But this decree is to be suspended until the said Comptroller
Commissioner as aforesaid shall execute a bond in the penalty
of \$25,000, before the Clerk of this Court conditioned
for the faithful performance of the duties of his office
of Commissioner as aforesaid, according to Law.

Attest,
Dated,

Certs since May Term 1855

to wit. Lett. § 245 }

Henry S. Howard, D.C.

X
Dues

" { Dues
Dues

May 3 59

To be enclosed

R. H. Baker.

May Edward will please send me
a copy of the order

RHB

Draw

or

Drawals

Draw

& } Co: Draw

Draw of

Southampton Circuit Court. May 4th 1859.

Lucy P. Drew widow of Newt Drew dec^d Lucy E. Roun V. and Priscilla Drew infants
of Newt Drew dec^d suing by the said Lucy P. Drew their mother & next friend Defts:
against.

A. W. Jordan & Mary L his wife Wiley D. Matthews & Dorcas Ann his wife.
Isaac Matthews & Minniefred his wife. Newt Drew. Edward T. Drew &
Henry Moore Exors. of Newt Drew dec^d. Defts

This cause came on this day again heard upon the papers formerly read and upon
the report of Leopold C. D. Cooper Special Commissioner made pursuant to the decree rendered
in this cause on the day of May 1856 and was argued by counsel. And it being suggested
to the Court that the plaintiff Lucy P. Drew widow of Newt Drew deceased had departed
this life since the last decree rendered herein, it is ordered that L. R. Edwards be appointed
next friend of the infant plaintiffs Lucy E. Roun V. and Priscilla S. Drew to prosecute
the same in their behalf. And the interest of the said Lucy P. Drew widow as aforesaid in
the fund in question having terminated by her death, the Court, without for the present taking
any action upon the said report of Commissioner Cooper above referred to, doth adjudge,
order and decree that a Commissioner of this Court take an account showing the persons to
and among whom the sum of twelve hundred and nine dollars twenty three cents shown
by Commissioner Cooper's report to be the net amount of Sales paid to the said Lucy P.
Drew dec^d is now distributable, and in what proportions they are entitled to the same -
which account the said Commissioner is directed to state, settle and to the Court report
together with any matter specially stated, deemed pertinent by himself or which may be
required by either party to be so stated

Attest

Teste.

L. R. Edwards

Drew
n. J. Deane
Drew te.

May 2. 1860.
To be on trust
R. H. Patton

Drew

no. 3

Drew &c

This cause came on this day to be again heard upon the paper formerly read, upon the report of L. C. D. Cooper Special Commissioner made in pursuance to the decree of the day of May 1856, and upon the report of Commr. Howard made pursuant to the decree of the 3^d day of May 1859, to which two reports no exceptions have been filed, and was argued by counsel; On consideration whereof the Court doth adjudge order and decree that the said reports be confirmed, and that said Commr. Cooper pay, out of the balance of \$7.98 remaining in his hands as shown by his report of 30th April 1856, the unpaid costs of this cause; And nothing more remaining to be done in this cause, it is ordered that the same be removed from the docket.

Draw of

~ } Sum. Chy.

Draws of of

1855. January Rules

13a

Executed The 22^d day
of Dec. 1854 by delivering
him a lease.

A J Kello deputy
for Saml. Kello Sheriff

The Commonwealth of Virginia :

To the Sheriff of Southampton County, Greeting :

We command you to summon *Henry More Exor. of Awt Drow 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 *January* - to answer
a bill in Chancery exhibited against *him & others* - in our said Court by

Lucy D Drow widow of Awt Drow dec^d & others

and have then there this Writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at
the Courthouse, this *28th* day of *November* 1854 in the *79th*
year of the Commonwealth.

L.R. Edwards

Commissioner's Office,

Jerusalem, January 1, 1860

Lucy S. Drew widow of *Swit Drew*, dec'd. Lucy E. Horna V.,
and Priscilla Drew, infants of *Swit Drew* dec'd. Living by the said
Lucy S. Drew their mother and next friend - Plaintiffs
against

A. W. Jordan, & Mary L. his wife, Wiley B. Matthews & Dorcas
Ann, his wife, Isaac Matthias & Elmified, his wife, *Swit Drew*,
Edward F. Drew, Henry Moore Exor. of *Swit Drew* dec'd. Defendants.

YOU ARE HEREBY NOTIFIED, That I have fixed upon the 20th day of February
1850, to take and settle, at my Office, in the Town of JERUSALEM, the following accounts:

An account showing the persons to and among whom the sum of Two
hundred and nine dollars, twenty three cents, shown by Commissioner
Coro's report to be the net amount of Sales paid to the said Lucy
S. Drew dec'd is now distributable, and in what proportions they are
entitled to the same.

Required to be taken by the decree of Southampton Circuit Court, rendered on the 11th
day of May 1857, 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.

Henry S. Howard, COMMISSIONER.

To the SHERIFF of Southampton County to Execute.

Commissioner of the Court

I do hereby certify that the within notice for the
parties plaintiffs & defendants
R. H. Baker atty.

Drew to

" $\frac{2}{3}$ Deposition

Drew to them

The Deposition of W. B. Matthews, a witness
of lawful age, taken before me David
J. Gardner in a Notary Public of
the City of Portsmouth, by consent of
parties, to be read as Evidence in the
Suit in Chancery now depending in the
Said Court of Southampton County, in
which Lucy P. Drew widow of Nathl. Drew
deceased, ^{do then} are plaintiffs, and A. W. Jordan
wife and others are defendants -

The Said W. B. Matthews being first duly
sworn deposes and saith as follows viz:

Question - Are you acquainted with the parties
to this Suit; if yea state if you know any
thing of a sum of money, amounting to
\$1209.23, received by Mrs. Drew from L. C. P.
Compu, Commissioner; to whom the same be-
longed upon the death of Mr. Drew; what dis-
position has been made of said money and
all about it?

Ans: I am acquainted with all the par-
ties to this Suit - The sum of money re-
ferred to (\$1209.23) was received by me
from Mr. Compu, as attorney in fact for
Mr. Drew, and paid over to him - Mr. Drew
died in April 1858; Upon his death
the said sum of money was distributable
under the will of Nathl. Drew deceased
as follows viz: To my self & wife Dorcas & son
who was Dorcas & son Drew, Eight Hundred
Dollars thereof, which has been received by
us; to the children of A. W. Jordan, and
Mary & his wife \$200, which has been paid
over to them; and the balance thereof was

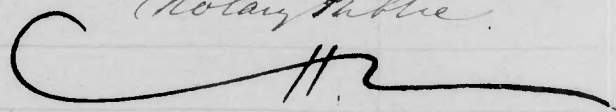
distributed equally among the children of the said Janet Don deceased under his will, living at the death of his wife, who were Benjamin, Janet, Edward J, Lucy E, Rebecca, and Percilla (James having died before his mother) all of whom are now of age and have received their several proportions of said fund.

And further this deponent saith not.
W. B. Matthews

Subscribed and sworn to before me this
2^d day of November 1859 -

D. J. Godwin

Notary Public



Drew

17 $\frac{3}{3}$ Report of
Drew's lab.

L. C. P. Cooper
Spec. Comm.

1886 May 2^d Ret?

Drew
 vs 3 Report
 Drew falls

Pursuant to the annexed decree pronounced in this cause on the 2^d day of May 1855, the undersigned, Commissioner appointed by said decree, proceeded to advertise and sell the tract of land in the Bill and proceedings mentioned, in the manner, and upon the terms directed by said decree, and the same being put up at public Auction, before the Court House door of Southampton County, on Monday the 15th day of July 1855, (that being Court Day) Mr. S. Francis, being the highest bidder, became the purchaser at the price of \$1501:00. Out of that sum, your Commissioner took in cash from the purchaser, as directed by the said decree, the following costs and expenses viz:

Plaintiff's atty	\$15.75
Deft's "	15.00
Clark & Skiff	15.00
Cryer	1.00
Printer	10.00
5% et Comm on \$300	15.00
2 " " " 1000	20.02
	<u>\$91.77</u>

And for the balance of the said purchase money, being \$1209:23, your Commr: took from the purchaser two bonds, in the sum of \$604:61 1/2 each, with security, payable in 6 and 9 months respectively, as directed by the said decree, which two bonds are filed with this report. . . .

over

out of the cash payment of \$91.77
Yam Commissioner paid the
following costs and expenses, for
which the receipts and vouchers
are herewith filed viz:

Paid R H Baker for atty for Plff & Defts.	\$30.75	
" Clerk	6.82	
" Sheriff	.50	
" Cryer	1.00	
" Printer for Law Bills	2.00	
" Comm. to self	35.02	
" P. Broughton for advt.	7.75	
" Bal. in hand of Com.		
for further costs	7.93	
	<u>\$91.77</u>	\$91.77

All which is respectfully submitted.

April 30/56

Leopold C. P. Couper
Spl. Commr.

RECEIVED J. D. GILFORD
JAN 25 1891

131
Conty. and retaining the title of the subject order the
accusation and the subject order the
the subject order the subject order the subject order the
the subject order the subject order the subject order the

the subject order the subject order the subject order the
the subject order the subject order the subject order the

the subject order the subject order the subject order the
the subject order the subject order the subject order the

the subject order the subject order the subject order the
the subject order the subject order the subject order the

the subject order the subject order the subject order the
the subject order the subject order the subject order the

the subject order the subject order the subject order the
the subject order the subject order the subject order the

the subject order the subject order the subject order the
the subject order the subject order the subject order the

the subject order the subject order the subject order the
the subject order the subject order the subject order the

the subject order the subject order the subject order the
the subject order the subject order the subject order the

the subject order the subject order the subject order the
the subject order the subject order the subject order the

NOTICE. COMMISSIONER'S SALE OF VALUABLE LAND!

By authority of a Decree of the Circuit Court of Southampton county, rendered on the 2d day of May, 1855, in a suit therein depending on the Chancery side thereof, in which Lucy P. Drew, widow of Newit Drew, and others were Plaintiffs, and A. W. Drew and others are Defendants, I shall on

Monday, the 16th of July,

that being Court day, before the Court House door of Southampton county, at the hour of 12 M., offer at Public Sale to the highest bidder, a certain

TRACT OF LAND,

lying and being in the said county of Southampton, and bounded as follows, to-wit: By the Lands of Joseph Claud, J. H. Person, Samuel Ellis and others, containing **FOUR HUNDRED AND TWENTY-FIVE ACRES** more or less, and is the Land of which Newit Drew died, seized and possessed.

Terms, so much as may pay cost of suit and sale Cash; the balance of the purchase money upon a credit of six and nine months, in two bonds of equal amount with approved security, and retaining the title till the further order of the Court.

LEOPOLD C. P. COWPER,
SPECIAL COMMISSIONER.

June 22, 1855.

Printed at Fiske's Cheap Job Office, 42 High Street, Portsmouth, Va.

Lucy P. Drew
to { Power of Attorney
W. B. Matthews

Drew &
in ~~to~~ Report of
Drew & Co.

Com: Cooper

1859 May 4th

Know all men by these presents that I, Lucy P. Drew of the County of Warren and State of Mississippi, have nominated, constituted and appointed and do by these presents nominate, constitute and appoint Wiley P. Matthews of the City of Portsmouth and State of Virginia my agent and attorney in fact for me and in my name to receive and collect of and from Leopold C. P. Couper of the said City of Portsmouth the money in his hands as Special Commissioner in the case of Lucy P. Drew widow of Herit Drew deceased et al. against A. D. Lordan and Mary L. his wife et al. under a decree rendered on the 3^d day of 1855, and due to me, the said Lucy P. Drew, during my natural life; or held by him for me in any other capacity or manner whatsoever.

And I hereby authorize and empower my said agent and attorney for me and in my name to make, execute and deliver to the said Couper all necessary and proper receipts, acquittances, indemnifying bonds or other bonds to protect and save him, said Couper, his sureties, or his heirs, free from any loss, damage or injury on account of or in any manner growing out of his payment of any money to my said agent and attorney for me, or for my use. And I further authorize and empower my said agent and attorney to act for me generally in the State of Virginia and to execute any bond or other writing that I might execute if personally present. And I hereby ratify and confirm whatever my said agent and attorney may lawfully do in the premises. In testimony whereof I have hereunto set my hand and affixed my seal this 17th day of December 1856 -

Witness
F. N. Steele

Lucy P. her Drew (seal)
mark

United States of America
State of Mississippi
County of Warren
City of Vicksburg Ss.

Be it remembered that
on this Twenty Second day of December A D 1856
before me Francis N. Steele, a Commissioner, resident
in the City of Vicksburg, duly commissioned and qual-
ified by the Executive authority, and under the laws of
the State of Virginia, to take the acknowledgment of
Deeds &c to be used or recorded therein, personally appeared
Lucy P. Drew to me known to be the individual named
in and who executed the foregoing Power of Attorney and
whose name is signed to the writing within bearing date
the Seventeenth day of December A D 1856, and acknow-
ledged the same before me, and declared that she had willingly
executed the same and did not wish to retract it.

In Witness whereof I have hereunto set
my hand and official seal at Vicksburg
this 22^d day of December A D 1856
F. N. Steele
Commr

Pursuant to the annexed deed I have
paid over to Lucy P. Drew widow of John
Drew deceased the sum of \$1209.23 as shown
by my last report in this cause, and have
taken her bond with security, as directed
by the said deed with condition to have
the said sum ^{and I have made a deed to the purchaser W. S. Francis} forthcoming at her death,
all which is respectfully submitted -
24 June 1857 -

Leopold C P Cowper
Spl. Commr.

Drew y als

vs { Cami Report.

Drew y als

1860 March 24

An Account Showing the persons to and among whom the sum of two hundred and nine Dollars, twenty three cents, shown by Commissioner Cropper's report to be the net amount of sales paid to the said Lucy P. Drew and is now distributable and in what proportions they are entitled to the same.

W. B. Matthews & Deas & Son his wife was formerly Deas & Son Deas.

An account with L. C. P. Cropper Special Commissioner

1858		D.	C.
April	By your proportion of said sum		800 00
June 1859	To paid you as per receipt	800 00	
		800 00	800 00

The Children of W. B. Adams and Mary L. his wife

An account with L. C. P. Cropper Special Commissioner

1858		D.	C.
April	By your proportion of said sum		300 00
	To paid you as appears by Deposition of W. B. Matthews	300 00	
		300 00	300 00

W. B. Adams & Deas

An account with L. C. P. Cropper Special Commissioner

1858		D.	C.
April	By your proportion of said sum		
	Being 1/6 of Balance		18 20 1/2
	To paid you as appears by Deposition of W. B. Matthews	18 20 1/2	
		18 20 1/2	18 20 1/2

Edw Drow

In account with L. C. P. Cooper, Special Commissioner.

1858		Dr		Cr	
April	By your proportion of the said sum being 1/6 of Balance				18 20 1/2
	To paid you as appears by the Deposition of W. B. Matthews	18 20 1/2			
		18 20 1/2	18 20 1/2		

Edw Drow

In account with L. C. P. Cooper, Special Commissioner.

1858		Dr		Cr	
April	By your proportion of the said sum being 1/6 of Balance				18 20 1/2
	To paid you as appears by the Deposi- tion of W. B. Matthews	18 20 1/2			
		18 20 1/2	18 20 1/2		

Lacy D. Drow

In account with L. C. P. Cooper, Special Commissioner.

1858		Dr		Cr	
April	By your proportion of the said sum being 1/6 of Balance				18 20 1/2
	To paid you as appears by the Deposi- tion of W. B. Matthews	18 20 1/2			
		18 20 1/2	18 20 1/2		

Edw Drow

In account with L. C. P. Cooper, Special Commissioner.

1858					
April	By your proportion of the said sum being 1/6 of Balance				18 20 1/2
	To paid you as appears by the Deposi- tion of W. B. Matthews	18 20 1/2			
		18 20 1/2	18 20 1/2		

Priscilla Drow

In account with L. C. P. Cooper, Special Commissioner.

1858		Dr		Cr	
April	By your proportion of said sum being 1/6 of Balance				18 20 1/2
	To paid you as appears by the Deposition of W. B. Matthews	18 20 1/2			
		18 20 1/2	18 20 1/2		

Respectfully Submitted

Henry S. Howard, Clerk.

Commissioner's Office

Jerusalem, March 10th 1860

To the Circuit Court of Southampton County.

Pursuant to the order of the Circuit Court of Southampton County, rendered the 11th day of May 1859, in a suit in chancery depending in the said Court between Drow & also plaintiffs and Drow & also defendants the undersigned one of the Commissioners of the said Court, to whom was referred for settlement by said decree "an account showing the persons to and among whom the sum of twelve hundred and nine dollars twenty three cents shown by Commissioner Cooper's report to be the net amount of Sales paid to the said Lacy D. Drow dec'd. is ~~not~~ distributable, and in what proportions they are entitled to the same, reports to the Court, that on the 1st day of June 1860, 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 20th day of February 1860, which were returned to your Commissioner duly acknowledged by the attorney for the parties. When your Commissioner made up and completed the foregoing account. 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 order and notices

aforesaid and the evidence relating thereto is herewith re-
turned.

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

Comer's fee \$5.00

Henry S. Hoar, Com.

Lincy P. Dr in Widow of Gust. Lewis & others

1854.

To App. of S^o Ampton

To et. Appⁿ in ch. on A. How - Est. of Dr. .50

J. Wells App.

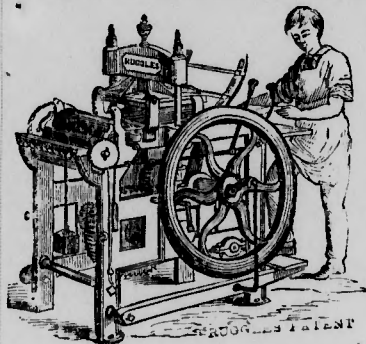
V. C. P. Camper, Esq, Trustee.
1883. To Daily Transcript Office Dr
June 23 To printing bills for sale of
Mr. Dimes' Farm. — \$ 2 00
Rec'd payment of
J. D. Fisk

July 16. 55 Recd of L. C. & Co a paper on Tollar
for crying Brew land at auction this day.

Eli H Davis

JOBB PRINTER

EVERY DESCRIPTION OF



EXECUTED IN BEST STYLE

AT SHORT NOTICE.

Norfolk, Va. 185

At Est: of Newitt Drew
To T. C. BROUGHTON & SON, Dr.

Proprietors of the NORFOLK AND PORTSMOUTH HERALD "Herald Buildings," Roanoke Avenue.

Custom House Blanks, Bills of Lading, Notes, Checks, Bonds, &c. &c. for Sale.

1880
June 25 To Advog Sale of Land 2sq 3aw 10t
Rec^d Pay of LCP Cropper ~~4th~~ Com. \$7.75
J. H. Broughton & Son



Drawn by
in
Draws by do.

}

Stat of costs.

Colts.

\$ 6.82

Shiff

50

Lam of

15.75

\$ 23.07

6.82
7.32

10.00
6.82

3.18

50

2.68

Received Bluffs Cash \$ 6.82.

JR E Edwards. 66

June 1. 1859 - Remitt of L.C.P. Cooper
Special Commission in the suit of
Drew agst Drew, the sum of Eight hundred
and Dollars in full of legacy to
Duncan Ann Matthews, under the will
of Janet Drew deceased, out of the
sum of \$1209.23 which was law by
the Court for life, who died on the
- day of April 1858 -

\$800 -

Wm B Matthews for
Self & Doreas, and Matthew
his wife

(copy)

Newitt Draws. Will

Draw

to } Ex: with bill

Draw $\frac{1}{2}$

In the name of God: Amen. I Newt Drew of the County of Southampton and State of Virginia being in bad health and knowing that it is appointed once for all men to die. but being of sound mind and memory do make and ordain this to be my last and testament in manner and form as follows. to wit. Item the first. my will is that all my just debts should be paid. Item the second. I lend all the balance of my estate after my just debts is paid both real and personable to my beloved wife Lucy P. Drew, during her natural life for the purpose of raising and schooling my younger children - after the death of my wife Lucy P. Drew I give to the heirs of Mary L. Jordan formerly Mary L. Drew, the sum of three hundred dollars to be equally divided between her several children. Item the third. I give to my daughter Dorcas Ann Matthews formerly Dorcas Ann Drew the sum of Eight hundred dollars to her and her heirs forever. Item the fourth. After the death of my wife Lucy P. Drew my will and desire is that all my estate, both real and personable be sold, and equally divided between my several children namely. James D. Drew. Winnifred B. Drew. Newt Drew. Edward F. Drew. Lucy E. Drew, Rona V. Drew, Priscilla L. Drew and to my child unborn to them and their heirs forever. Lastly. my will and desire is that my beloved wife Lucy P. Drew, should be my Executrix and that she be suffered to qualify without Security, and in case she should be unwilling to qualify after mature consideration - then my will is, that Henry Moore should be my Executor. In Witness whereof I have hereunto set my hand and seal this fourth day of November one thousand eight hundred and forty three.

Signed, sealed and delivered

in presence of

James Harrison

Joseph ^{his} Roe

Benjamin ^{mark} ^{his} Ellis

Newt Drew

(Seal)

At a Court held for the County of Southampton on the 18th day of December 1843.
This last Will and Testament of Newt Drew dec. was this day proved by the oath of James Harrison, Joseph Roe and Benjamin Ellis the subscribing witnesses thereto and ordered to be recorded. And Lucy P. Drew the Executrix therein named refusing to take upon herself the burthen of the Execution thereof. On the motion of Henry Moore the executor therein

named who made oath and together with William A Jones and Peter L Beckman
his securities entered into and acknowledged a bond in the Penalty of Twenty thousand
dollars conditioned as the law directs certificate is granted him for obtaining probate of
the said Will in due form

Teste. L. R. Edwards *ls*

Attest

Teste L. R. Edwards *ls*

Lucy P. Drew, widow of Newt Drew deceased; Lucy
E Drew, Roena V. Drew, and Priscilla S Drew, infants
of said Newt Drew, suing by Lucy P. Drew, their
Mother and next friend - Plaintiff -

against $\frac{1}{2}$ In Chancery
A. W. Jordan and Mary L. his wife, Wiley P. Mathews
and Dorcas Ann. his wife, Isaac Mathews and
Miniford his wife, Newt Drew, Edward T. Drew,
Henry Moon Exor of Newt Drew deceased, and
Virginia et. James et. Benja. W, Sarah C, Patrick
H, and Lucy R Jordan, the last six being in-
fants ~~of~~ ^{children} of the said A. W. and Mary L
Jordan - Defendants -

Clark Biccut
Bent Southampton
County -

7. Decem ber Rules 1854

Praker
p 9

copy Newt Drew will
afford for settlement of the infants
one power be enough -

KNOW ALL MEN BY THESE PRESENTS, THAT WE,

Leopold C P Cowper
and Arthur Emerson

are held and firmly bound unto the Commonwealth of Virginia in the sum of

twenty four
hundred

Dollars, for the payment thereof, well and truly to be made to the said Commonwealth, we bind ourselves and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents.

Sealed with our Seals, and dated this

14 day of *June*, 185*6*, in the *80*th

year of the Commonwealth.

THE CONDITION OF THIS OBLIGATION IS, That if the said *Leopold C P Cowper* who was by a decree of the Circuit Court for the County of *Southampton* pronounced at the May term 1856 of said Court, in a suit therein pending between *Lucy P. Drew* widow of *Newitt Drew* decd: & others plaintiffs and *A W Jordan* & many & his wife & others defendants, appointed Commissioners to collect certain bonds in said decree mentioned and make a deed to the purchasers of the land in the Bill proceedings mentioned and to invest the amount of said bonds as in said decree directed shall faithfully discharge the duties of his office of *Commissioner* as —

— aforesaid, then this Obligation to be void, else to remain in full force.

Acknowledged in presence of

P. H. Daughtry

Virginia O'Connell
Notary Public.

Leopold C P Cowper [Seal.]

Arthur Emerson [Seal.]

A W Jordan [Seal.]

[Seal.]

[Seal.]

[Seal.]

[Seal.]

[Seal.]

Norfolk County to-wit:

This day *Arthur Emerson* made oath before me that after the payment of his debts his estate is worth more than twenty four hundred dollars. Given under my hand this *14* day of *June* 185*6*.

Virginia O'Connell
Notary Public.

I know all men by these presents that we Lucy P. Drew
widow of Newit Drew deceased acting herein by Wiley B
Mathews her attorney in fact (the said Lucy P. being a resident
of the state of Mississippi and Wiley B Mathews, H Mathews
and V. B. Bilisely of the town of Portsmouth County of Norfolk State
of Virginia are held and firmly bound unto Leopold C. P. Bloomer
Special Commissioner in the suit of Drew agt. Drew & als: now
pending in the Circuit Court of Southampton County Virginia in
Chancery, in the sum Two thousand four hundred dollars with
interest thereon from this date for which payment well and truly to
be made we hereby bind ourselves jointly and severally and our joint
and several heirs executors, administrators and assigns firmly by these
presents. Sealed with our seals and dated this 24th day of Janu
ary A.D. 1857-

Wiley B. Mathews *Seal*
attorney in fact for Lucy P. Drew *Seal*
Wiley B. Mathews *Seal*
H. Mathews *Seal*
Vernon B. Bilisely *Seal*