

1861-01

SOUTHAMPTON CO.
CIRCUIT CHANCERY

BARRETT, RICHARD

VS. BARRETT, ERASTUS B.
et al

Other names, Pretlow, Joshua

Murfee, Wells

Crumpler, Martha MaFilda

" Edward C.

Barrett, Amanda Louisa Fitzgerald

" Wells M.

Devany, Benjamin P.

Webb -

Barrett Barrett

v

v

Barrett

Barrett

1864 Nov

Barrett

agst 2 Bill in Chy

Barrett

526.

1855. April Rules

(4,000 words)

To the Honorable Richard H Baker Judge
of the Circuit Court of Southampton County
The Bill of your orator Richard Barrett
in his own right and as administrator of Wills
M. Barrett deceased respectfully represents
That Wills Marfee of said County departed
this life some time in the year 1842 having
first duly made and published his last Will
and Testament in writing (a copy of which is
herewith filed as an Exhibit marked A) which
said Will bears date the 9th day of September
1839 and was duly admitted to probate
in the County Court of Southampton
County on the 17th day of October 1842 as will
appear from the Exhibit aforesaid which your
orator prays may be taken as part of this Bill
From said Exhibit it will also appear that James
D. Massenburg one of the Executors named in said
Will duly qualified as such and your orator charges
that the said Executor duly administered the said
Estate and delivered over to the legatees under
said Will their respective legacies and that
the devisees under said Will took and held
the real Estate devised to them respectively
under the limitations therein prescribed
and hereinafter mentioned.
Your Orator charges that the said testator
had but two children (and they were the sole
beneficiaries in his will) viz: his daughter
Martha Matilda Crumpler the wife of
Edward C. Crumpler and his daughter Amanda
Louisa Fitzgerald Barrett the wife of your
orator Richard Barrett.

That

That his said wife died in the year 1845 leaving two children by your orator viz Wells M. Barrett and Erastus B. Barrett but no child or children of any deceased child and that her sister Martha Matilda Crumpler has died within the last few months her husband surviving her but leaving no children or the issue of any deceased child to survive her. That Wells M. Barrett son as aforesaid of your orator and his said wife died before the said Mrs Crumpler to wit in the year 1852 his said Brother Erastus B who yet lives surviving him and that administration on the Estate of his said deceased son Wells M. Barrett has been recently granted your orator by as will appear from a copy of the order of the County Court of Southampton granting said administration herewith filed marked B the said Wells at the time of his death being about 10 years of age. Your orator further charges that the said testator Wells M. Murfee by the second clause of his said will bequeathed to Simon Murfee Levi Bonner and James DeHajenburg the sum of \$2200 to be held by them in trust to be laid out in the purchase of land which they were directed to purchase convey to the said daughter Martha Matilda Crumpler for and during her life and after her death to such of her children as should be then living and the issue of such children as may have died during the lifetime of their mother and in the event his said daughter should leave

leave no such child or children or their issue then over to his other daughter Amanda Louisa Fitzgerald Barrett during her life and after her death to her children and the issue of such children as may be deceased. Your orator charges that the said named Trustees receive from the Executor of the said testator the sum so bequeathed to them and purchase therewith two tracts of land in the County of Southampton which they duly conveyed by deed of record to the said Martha Matilda Crumpler for life with remainders over according to the directions of said will. Office copies of said deed are herewith filed as Exhibits marked C & D to which reference is also made for a more particular description of said lands. The said Martha Matilda took the profits of the said lands during her life. By the 4th Clause of said will the testator bequeathed to his said daughter Amanda & his wife of your orator the tract of land (in Southampton County) wherein the testator then lived during her life and after her death he gave said tract of land to such ^{offspring} children as ~~may~~ might be then living and the issue of such children as may have died during her lifetime and in default of such children or their issue surviving her remainder over to her sister the said Martha Matilda for life and to her children or the issue of any such children after her death. By the sixth clause of said will the testator directed that all the rest of his slaves not disposed of

of by the previous clauses of his will (being in fact all except four which four he had by the 1st & 3rd clauses of his will given to his said daughters in fee) should be divided into two equal portions one of which he bequeathed to his daughter Martha Matilda Crumpler and the other to his daughter the said Amanda L. F. Barnett during their respective lives and after the death of his said daughters or either of them he gave and bequeathed their respective portions to their children then living and the issue of such children as may have died during the lifetime of the mother &c and in the event that either of his said daughters should die without leaving any child or issue of any child as aforesaid then the portion of slaves assigned to such deceased child should go to her surviving sister for life remainder in fee to her children and issue of any deceased child as before directed with regard to the lands all which will more fully appear by reference to said will.

Your orator further charges that the slaves of the said testator which were bequeathed by the said 6th clause were divided by the Executor as thereby directed and one equal portion delivered to the wife of your orator and the other portion delivered to the said Martha Matilda Crumpler. After the death of your orator's wife he remained in possession of the portion allotted to his wife holding them for his said children without qualifying as Guardian and is yet in possession of those of them and their increase as one now living many of them however

however having died. The slaves thus held by your orator at this time are the following viz Harriet William, Joe, Abby, Agnes, Mary, Ellen, Sam and Phoebe in all nine in number. The slaves held by Mr. Crumpler at her death subject to the limitations of the will of the said testator as herein set forth are as follows viz Anthony, Abraham Isaac, Jacob, Riddick, Ellen, Georgiana, Susan Sarah, Judith, Hannah, Wiley, Adaline, Nelson, Frances and Lucy are all sixteen in number which said last mentioned slaves are now in the possession of her husband Edward L. Crumpler who holds them only until this Court shall decree to whom ~~they should be delivered~~ ^{he is to} deliver them.

Your orator is advised and charges that upon the death of his wife Amanda L. F. the lands devised to her for life under the 3rd clause of her father's will as herein recited and the slaves which she received from his Executor under the 6th clause of said will became the absolute property of her ^{said} children who survived her viz Wills M and Crayton B. Barnett as devisees and legatees under the will of the said Wills Marfee their grandfather and that upon the death of the said Wills Marfee his share of the said lands thus acquired descended to your orator as the heir at law of his said deceased son and that his share of the said slaves belong to your orator as administrator of the said decedent and through him as administrator will pass to your orator as distributee of his said child as well as any other personal estate belonging to the said decedent there being no debts to be

be paid ^{out} of said decedent's Estate. Your orator
however is not so certainly advised as to his right
to any portion of the lands and negroes held for
life by Mrs Crumpler under the second and sixth
clauses of said will. He is advised that if this
Court should be of opinion that by virtue of
the said clauses the said Will, Mr Barrett took
a vested interest in said property on his surviving
his mother subject to be divested in the event of
Mrs Crumpler leaving a child or children or the
issue of such and that the fact of his dying before
Mrs Crumpler did not defeat his right thereto
then your orator as the heir and administrator
of the said Will, Mr Barrett is also entitled
to one half of the said lands and negroes
last herein mentioned. But if the said Will,
Mr was not so entitled at his death then your
orator is advised that the said lands and slaves
held by the said Martha Matilda Crumpler
pass and belong to his son the said Crastus B
Barrett. Your Orator submits to the decision
of the Court this question and all others
arising under the facts herein stated and desires
that his portion of the land and slaves which
he may be decreed to be entitled to as heir and
administrator of the said Will, Mr Barrett may
be allotted to him ^{in severalty} by Commissioners under the
order of this Court and that the share of
his said surviving son may be ascertained
and declared by this Court and in like man-
ner allotted and set apart to him. In tender
consideration whereof Your Orator Richard
Barrett in his own right as heir and distributee
and

and as administrator of the said Will, Mr
Barrett prays that the said Crastus B Barrett
(an infant under the age of 21 years) and
Edward C Crumpler may be made parties
defendants to this Bill and required to answer
the same, the said Crastus B Barrett by a
Guardian ad litem to be assigned to defend
them in this suit that the rights of your
orator and of the said Crastus B in the said
lands and slaves may be declared by the Court
and be divided between them according to their
respective rights when ascertained as above prayed
for that all proper accounts may be taken
that the said Edward C Crumpler be
required to surrender the slaves held by
him and that such other & further relief
be granted your orator in the premises &c
as may be proper. May it please the Court to grant
as prayed
Sagwell Taylor Esq

Barnett & Answer of Infant
as
Barnett & Crumpler

1855 April Rules

The answer of Erastus B Barlett by E W Mapes being his
guardian ad litem to a bill of complaint filed against him
and Edward Crumpler by Richard Barlett in his own right
and as administrator of Willis M Barlett.

This Defendant now and at all times hereafter saving
and reserving to himself all benefits and advantages
of exceptions &c for answer to the said bill or so much
thereof as he is advised it is necessary or material he
should make answer and answering saith that
the facts set forth in the Plaintiffs bill are true to the
best of his knowledge and belief, and that being an infant
under the age of twenty one years he submits his rights
and interest in the said property mentioned in the said
bill to the care and protection of this Honorable Court;
and having answered &c prays leave to be dismissed
with his costs &c

Erastus B Barlett
by E W Mapes being
his guardian ad litem

Branch

as I copy down

Branch

Cons. Report

1856 Nov. 8th Rep^d no 3^d.

Received 18th day of Jan'y 1857 of the Clerk of the Circuit Ct
of Southampton under decree of May Term 1857 the bonds of Wm H.
Webb & others. one for \$897⁰⁰ due 17 Decr 1856 the other for \$1795⁰⁰ due
Decr 17 1857.

Geo. R. C. Chamberliss -

Southampton Circuit Court, May Term 1856
Richard Banatt in his own right as adm^r of Mills & Co.
Banatt.

against
Erasmus B. Banatt of Edwards & Crumpler Defts

Self } In Chancery

This cause came on to be again heard on the papers
formerly read, on the petition of William D. Bryant, the
answer of William H. Webb to the said petition and was
argued by counsel. On consideration whereof the Court
doth adjudge, order and decree that Geo. R. Chambliss &
Jabez Will Taylor who are appointed Commissioners for
the purpose, take of William H. Webb his bonds with
good security one for the sum of \$897.52 with interest
from 17th day of December 1855, to fall due on 17th
September 1856, and another for the sum of \$1795.04
with interest from 17th December 1855, to fall due on 17th
Decr 1857, which said bonds are to be substituted for
the bonds of William D. Bryant executed to Geo. R.
Chambliss & Jabez Will Taylor Commissioners for the
purchase of the tract of land in the proceedings
mentioned belonging to the Devises of Mills & Co.
and the title to the said land is retained until the said
bonds of W^m H. Webb shall be fully paid.
The Commissioners will return the bonds which may
be executed by W^m H. Webb to this Court.

Henry S. Howard, D.C.

Barnett

vs J^{rs} Comis Report.

Barnett jr

Returned October 6th 1855

Richard Barrett in his own right (and as Administrator of
 Wills M. Barrett. Deft. }
 against } In Chancery
 Erastus B. Barrett & Edw. L. Crumpler Defts. }

An Account of the slaves which passed to the children of
 the plaintiff upon the death of his wife under the will of
 Wills Mufee; and of what has become of said
 slaves; (and which of them are now in possession of
 the plaintiff subject to distribution between him (and
 the defendant Erastus B. Barrett.

List of names of the slaves which passed to the children of
 the plaintiff upon the death of his wife under the will of
 Wills Mufee; (and shewing what has become of them: viz:

Negro Man Harry

" Girl Harriet

" Boy Peter

" Girl Abby

" Boy Jerry

" Girl Lotty or Charlotte.

" Boy Joe

" Girl Phebe.

" " Agnes

" Boy William

Negro boy Peter Died December 13th 1843 (and

" " Jerry Died January 6th 1834 (and

Negro Man Harry was sold by plaintiff in December 1830 for \$625.00

" Girl Lotty or Charlotte was sold by plaintiff in January 1833 for \$500.00

Leaving

Leaving now in the possession of the plaintiff Richard Barrett.
 Subject to distribution between him and the defendant Erastus
 B. Barrett, the following slaves viz:

Negro Woman Harriet.

" " Abby

" Man Joe

" Girl Agnes

" Boy William

" Girl Phoebe

" " Mary

" " Helen

" Boy Saml

The last three named: the Girls Mary & Helen
 & Boy Saml, being the descendants of the slaves which
 passed to the children of the plaintiff upon the death
 of his wife (and born since that time). Your Commissioners
 state further that there have been several other births:
 the descendants of the slaves which passed to the children
 of the plaintiff upon the death of his wife since that time,
 but they having died he deems it unnecessary to mention
 their names or to say more about them here.

An Account of the hires of the slaves which passed
 to the children of the plaintiff upon the death of his
 wife, since the death of his said wife Amanda
 L. B. Barrett.

1845	D.	Cr.
Dec 25	By Amount of Negro hires to date	125 00
	Amount carried forward	125 00

1845

Dec 25	Amount brought forward	125 00
" "	To Commissions on \$125.00	6 25
" "	paid Dr. Gurley, med. bill	6 75
" "	for board and clothing Erastus B. Barrett this year	50 00
" "	for board & clothing Mills M. Barrett this year	50 00
" "	expenses of burying slave Peter	10 00
" "	for keeping slaves Joe & Phoebe this year	40 00
" "	By balance due the plaintiff Richard Barrett	38 00
		163 00 163 00

" "	To balance due the plaintiff Richard Barrett brought down	38 00
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1846

Dec 25	Interest on \$38.00 to date	2 28
" "	By Amount of negro hires to date	79 00
" "	To paid for board & clothing Erastus B. Barrett this year	50 00
" "	for board & clothing Mills M. Barrett this year	50 00
" "	Dr. Gurley & Sebell med. bill	15 00
" "	Dr. Nicholson " "	3 00
" "	for keeping slaves Joe & Phoebe this year	40 00
" "	Midwife's fee	2 00
" "	expenses of burying slave Phoebe	2 00
" "	Commissions on \$79.00	3 95
" "	By balance due plaintiff Rich. Barrett	126 23
	Amounts carried forward	205 23 205 23

1846
Dec 25 Amounts brought forward 205 23 205 23
" " To balance due plaintiff Richard Barrett
brought down 3 12 6 23

1847
Dec 25 " Interest on \$126 23 to date last year bal: 7 57

" " By Amount of negro hires this year 82 00

" " To paid for board & clothing Erastus
R. Barrett this year 50 00

" " " for board & clothing Wills
M. Barrett this year 50 00

" " " for keeping slave Abby &
2 children this year 20 00

" " " for keeping slave Joe &
Shel. this year 30 00

" " " Dr. Mafordburg's bill 5 00

" " To Commissions on \$82 00 4 10

" " By balance due plaintiff Rich^d. Barrett 210 90
292 90 292 90

" " To balance due plaintiff Rich^d. Barrett
brought down 3 210 90

1848
Dec 25 " Interest on \$200 00 to date 12 65

" " By Amount of negro hires this year 90 00

" " To paid for board & clothing Erastus
R. Barrett this year 60 00

" " " for board & clothing Wills
M. Barrett this year 60 00

" " " for keeping slaves Samiel &
Abby & five children this year 60 00

" " " Wm. Griffin for tuition of 5 00

" " Amounts carried forward 408 55 90 00

1848
Dec 25 Amounts brought forward 408 55 90 00

" " To Commissions on \$90 00 4 30

" " By balance due plaintiff Richard Barrett 323 05

" " 413 05 413 05

" " To balance due plaintiff Rich^d. Barrett
brought down 3 323 05

1849
Dec 25 " Interest on \$323 05 to date 19 38

" " By Amount of negro hires this year 107 00

" " To paid for board & clothing Erastus
R. Barrett this year 60 00

" " " for board & clothing Wills M.
Barrett, this year 60 00

" " " for keeping slave Samiel
& three children this year 40 00

" " " Commissions on \$107 00 5 35

" " By balance due plaintiff Rich^d. Barrett 400 78
507 78 507 78

" " To balance due plaintiff Rich^d. Barrett
brought down 3 400 78

1850
Dec 25 " Interest on \$400 78 to date 24 04

" " By Amount of negro hires this year 120 00

" " To paid board & clothing for Erastus R.
Barrett this year 70 00

" " " for board & clothing of Wills
M. Barrett this year 70 00

" " " for keeping slave Abby &
& three children 40 00

" " " Miss C. Stow for tuition of 17 75

" " Amounts carried forward 622 57 120 00

1833

Decr	25	Amount brought forward	432 00	949 00
"	"	To balance due by plaintiff R. Barrett	516 98	
			949 00	949 00
1834		By balance due by plaintiff R. Barrett brought down		316 98
Decr	23	" Interest on \$516. 98 to date		31 01
"	"	" Amount of hire of negroes this year		98 50
"	"	To paid for board & clothing Orasmus R. Barrett this year	80 00	
"	"	" Same amount retained in the hands of the plaintiff as administrator of Wills M. Barrett, he being entitled to one half the hire	80 00	
"	"	" paid for keeping slave Abby & her children this year	50 00	
"	"	" expenses of burying infant of slave Abby	1 50	
"	"	" expenses of burying slave Jerry	6 00	
"	"	" Medical bills for slave Jerry	26 30	
"	"	" Commissions on \$128. 01	6 40	
"	"	" balance due by plaintiff R. Barrett	396 09	
			6416 49	6416 49
"	"	By balance due by plaintiff Rich ^d Barrett brought down with interest thereon from the 25 th day of December 1834, till paid		\$396 09

An Account of the present absolute and annual value of the slaves now in possession of the Plaintiff Richard Barrett, subject to distribution between him & the defendant Erastus B. Barrett.

Names of the Slaves	Absolute Value		Annual Value		Expenses to keep those that are expensive	
	\$	¢	\$	¢	\$	¢
Negro Boy Joe	500	00	75	00		
" Woman Harriet	400	00	20	00		
" " Abby	600	00	00	00		
" Girl Phoebe	700	00	25	00		
" " Agnes	400	00	00	00		
" Boy William	400	00	15	00		
" Girl Mary	100	00	00	00		
" Boy Sam	200	00	00	00	15	00
" Girl Helen	275	00	00	00	15	00
Total amount of absolute value	\$4175	00	135	00	\$30	00
Deduct expenses of expensive negroes			30	00		
Total amount of annual value						
after deducting expenses of expensive slaves			\$105	00		

Erastus B. Barrett, a minor.

In account with Richard Bant, acting guardian

1875		D.	C.
Dec 25	By your portion of rent of land to date.		40 00
"	" " " " " Negro hires " "		61 50
"	To Comm. pains out of 102 50	5 12	
	Amounts carried forward	5 12	102 50

1845

Dec 25	Amounts brought forward	\$ 512	102 50
"	"		
"	To paid for board & clothing of you this year	50 00	
"	"		
"	" D ^r Gurley 1/2 Med ^l bill	3 37	
"	"		
"	" your part land Tax one half	1 42	
"	"		
"	" 1/2 repairs of houses in land	5 00	
"	"		
"	" 1/2 of keeping negroes Joe & Phel	20 00	
"	"		
"	" 1/2 of Coffin & burying negro Peter	5 00	
"	"		
"	" balance due ward	12 59	
		102 50	102 50

1846	"	By balance due ward brought down	12 59
Dec 25	"	Interest on \$12 59 to date	75
"	"	" your portion of rent of land this year	40 00
"	"	"	
"	"	" hire of negroes "	39 50
"	"	To Commissions on \$80 23	4 01
"	"	"	
"	"	" paid for board & clothing of you this year	50 00
"	"	"	
"	"	" 1/2 of keeping slaves Joe & Phel	20 00
"	"	"	
"	"	" 1/2 of D ^r Gurley & Dobells Med ^l bill	7 50
"	"	"	
"	"	" 1/2 of Land Tax	1 42
"	"	"	
"	"	" 1/2 of Midwife's fee	1 00
"	"	"	
"	"	" 1/2 of D ^r Nicholson's Med ^l bill	1 50
"	"	"	
"	"	" 1/2 of expenses of burying Phel	1 00
"	"	"	
"	"	To balance due ward	6 41
		92 84	92 84

"	"	By balance due ward brought down	6 41
1847	Dec 25	" Interest on \$6 41 to date	38
"	"	" your portion of rent of land this year	40 00
"	"	"	
"	"	" hire of negroes "	41 00
"	"	To Commissions on \$87 79	4 38
"	"	Amounts carried forward	\$ 4 38 87 79

1847

Dec 25	Amounts brought forward	\$ 4 38	87 79
"	"		
"	To paid your board & clothing this year	50 00	
"	"		
"	" 1/2 your part for keeping negro woman Abby & two children	10 00	
"	"		
"	" 1/2 your part for keeping Joe & Phel	15 00	
"	"		
"	" 1/2 your part D ^r Maffenburg's Med ^l bill	2 50	
"	"		
"	" 1/2 your part Land Tax	1 42	
"	"		
"	" balance due ward	4 49	
		87 79	87 79

"	"	By balance due ward brought down	4 49
1848	Dec 25	" Interest on \$4 49 to date	26
"	"	" your portion of rent of land this year	40 00
"	"	"	
"	"	" hire of negroes "	45 00
"	"	To Commissions on \$83 26	4 26
"	"	"	
"	"	" paid your board & clothing this year	60 00
"	"	"	
"	"	" 1/2 your part of keeping Harriet & Abby & five children	30 00
"	"	"	
"	"	" 1/2 your part of Land Tax	1 42
"	"	"	
"	"	" W ^m Griffin, tuition	2 50
"	"	By balance due Guardian	8 43
		98 18	98 18

"	"	To balance due Guardian brought down	8 43
1849	Dec 25	" Interest on \$84 3 to date	50
"	"	By your portion of rent of land	40 00
"	"	"	
"	"	" hire of negroes "	53 50
"	"	To paid your board & clothing this year	60 00
"	"	"	
"	"	" Commissions on \$93 50	4 66
"	"	Amounts carried forward	73 59 93 50

1849					
Dec 25	Amounts brought forward	73 39	73 50		
" "	To paid your part for keeping Harriet and three children	20 00			
" "	" " " 1/2 your part of Land Tax	1 42			
" "	" " " 1/2 your part for repairs of house	50			
" "	By balance due Guardian		2 01		
		73 51	73 51		
" "	To balance due Guardian brought down	2 01			
1850					
Dec 25	" Interest on \$2 01 to date	12			
" "	By your portion of rent of land this year		00 00		
" "	" " " " hire of negroes " "		60 00		
" 13	" " " " of sale of slave Harry		312 30		
" 25	To Commisfions on \$372 50	18 62			
" "	" paid your board & clothing this year	70 00			
" "	" " 1/2 your part for keeping Harriet and three children	20 00			
" "	" " " 1/2 your part catching Harry while runaway	2 50			
" "	" " " 1/2 your part of Land Tax	1 42			
" "	" " " 1/2 " " of Jail fees for Harry	2 73			
" "	" Miss E. Strong Auction of	8 87			
" "	balance due ward	246 21			
			372 50		
" "	By balance due ward brought down	246 21			
1851					
Dec 25	" Interest on \$246 21 to date	14 77			
" "	" your portion of rent of land this year		00 00		
" "	" " " " of negroes " "		45 00		
	Amount carried forward		305 98		

1851					
Dec 25	Amounts brought forward			305 98	
" "	To Commisfions on \$59 77		2 98		
" "	" paid your board & clothing this year		75 00		
" "	" " 1/2 your part of keeping Abby and four children		20 00		
" "	" " " 1/2 your part Dr. Gurley med bill		5 50		
" "	" " " 1/2 " " of Land Tax		97		
" "	" Jordan Edwards Auction		5 00		
" "	balance due ward		198 53		
			303 98	303 98	
" "	By balance due ward brought down		198 53		
1852					
Dec 25	" Interest on \$198 53 to date		11 91		
" "	" your portion of Rent of land this year		20 00		
" "	" " " " hire of Negroes " "		48 00		
" "	To Commisfions on \$79 61		3 98		
" "	" paid your board & clothing this year		75 00		
" "	" " 1/2 your part for keeping Harriet & two children		10 00		
" "	" " " 1/2 your part for keeping Abby and four children		20 00		
" "	" " " 1/2 your part for buying two of Harriet's children		2 00		
" "	" " " 1/2 your part of land Tax		1 36		
" "	balance due ward		165 90		
			278 44	278 44	
" "	By balance due ward brought down		165 90		
1853					
Jan 1	" your part of sale of slave Charlotte		400 00		
Dec 25	" " " " of rent of land this year		32 50		
	Amount carried forward		597 40		

1853	Decr 25	Amount brought forward		577 40
"	"	By your portion of hire of negroes		62 30
"	"	Interest on \$165.90 to date		9 95
"	"	" " " " on \$400.00 six months		12 00
"	"	To Commissions on \$376.95	25 84	
"	"	" paid your board (and clothing) this year	80 00	
"	"	" 1/2 your part for keeping Abby and four children	25 00	
"	"	" 1/2 your part of Land Tax	17 3	
"	"	" 1/2 " " " burying infant of slave Abby	7 5	
"	"	" balance due ward	548 53	
			681 85	681 85
1854	Decr 25	By balance due ward brought down	548 53	
"	"	" Interest on \$548.53	32 91	
"	"	" your portion of rent of land	32 30	
"	"	" " " " hire of negroes	49 23	
"	"	To Commissions on \$14.66	57 3	
"	"	" paid your board & clothing this year	80 00	
"	"	" 1/2 your part for keeping Abby and four children	25 00	
"	"	" 1/2 your part of expenses of burying infant of Abby	7 5	
"	"	" 1/2 your part of Land Tax	17 3	
"	"	" 1/2 " " " of Med bill for slave Jerry	13 23	
"	"	" 1/2 your part of burial expenses of Jerry	3 00	
"	"	Amounts carried forward	129 46	663 19

1854	Decr 25	Amounts brought forward	\$ 129 46	663 19
"	"	To balance due ward	533 73	
"	"		663 19	663 19
"	"	By balance due ward brought down with Interest thereon from this date, December 25 th 1854 till payment.	\$ 533 73	

An Account of the absolute and the annual value of the Tract of Land in the proceedings in this cause mentioned & decreed to be divided by a decree pronounced in this cause at the May Term 1855, between the plaintiff Richard Barrett and the defendant Erasmus D. Barrett, taken at the instance of the said plaintiff Rich^d Barrett and E. W. Maffentbury the guardian ad litem of the said Defendant Erasmus D. Barrett

The Absolute Value of said Tract of Land \$3000.00
The Annual Value of said Tract of Land \$ 65.00

All of which accounts are respectfully submitted
Henry S. Howard, Comr.

Commissioner's Office,
Jamestown, October 5th 1855.
To the Circuit Court of Southampton County.
Pursuant to a decree of the Circuit Court of Southampton County, rendered at the May Term 1855, in a suit in Chancery depending in the said Court between Richard Barrett in his

own right & as administrator of Wills M. Barrett plaintiff
and Erastus B. Barrett and Edward C. Crompton defendants, the
undersigned one of the Commissioners of the said Court, to
whom was referred for settlement and taking, by said decree,
the accounts required to be taken by the said decree,
reports to the Court, that on the 25th day of August last,
(1855) he issued notices against the several parties
aforesaid, requiring them to attend the settlement (and
taking) of said accounts before him at his said office, on
the 18th day of September 1855, which were returned
to your Commissioner duly executed. That the parties
aforesaid appeared before the Commissioner in obedience
to the said notices, and he thereupon proceeded to take
and settle the said accounts; (but the taking of said
accounts not being able to be completed on that
day for the want of evidence relating thereto the
further taking of the same was adjourned to Friday
the 21st day of September 1855. At which
time the parties aforesaid again appeared before the
Commissioner, and he thereupon took, stated and settled
the foregoing account of the slaves which passed to
the children of the plaintiff upon the death of his wife,
under the will of Wills Murfee dec'd, and of what
has become of said slaves, and which of them
are now in possession of the plaintiff subject
to distribution between him and the defendant,
Erastus B. Barrett, and finds (as will appear
from said account) that there came into the hands
of the plaintiff Richard Barrett upon the death of

his wife and which passed to the children of the said
plaintiff under the will of Wills Murfee dec'd, the
following slaves, viz: Man, Harry, Girl Harriet,
Boy Peter, Girl Abby, Boy Jerry, Girl Lottier
Charlotte, Boy Joe, Girl Phoebe, Girl Agnes,
and Boy William; also that the Boy Peter died
December 13th 1845, and Boy Jerry died January
1st 1854, and that the plaintiff sold man
Harry in December 1850, for \$625.00 and Girl
Lottier or Charlotte in January 1853, for \$800.00
(and that there are now in the possession of the plaintiff
subject to distribution between him and the defendant
Erastus B. Barrett the following slaves viz: woman
Harriet, woman Abby, man Joe, Girl Agnes,
Boy William, Girl Phoebe, Girl Mary, Girl
Stellen, and Boy Sam; the last three named
being the descendants and born since the death
of the plaintiff's wife: Also the foregoing account of
the hires of the said slaves since the death of
the said Amanda L. S. Barrett the plaintiff's wife
up to the 25th day of December 1854, (which is
the latest date to which the hires have been
received,) and on that day finds a balance
due by the plaintiff of \$376.09 with interest
from the date aforesaid: Also the foregoing account
of the present absolute and annual value of said slaves
and finds the total absolute of all the slaves
to be \$4175.00 and the total annual value to be
\$105.00 (as to the present absolute and annual

value of each slave gone are referred to the account) also the foregoing account of the plaintiff as acting guardian of his son the defendant Erastus B. Barrett up to the 25th day of December 1853, (taken and settled at the instance of the plaintiff) and on that day finds a balance due by the plaintiff as acting guardian aforesaid to the defendant Erastus B. Barrett the ward of \$533.73 with interest from that day aforesaid; and also the foregoing account of the absolute and annual value of the Tract Land in the proceedings in this cause mentioned and decreed to be divided between the plaintiff Richard Barrett and the defendant, Erastus B. Barrett, taken at the instance of the said plaintiff and E. M. Maffentbury the guardian ad litem of the said defendant Erastus B. Barrett, and finds the present absolute value of said land to be \$3000.00 and the annual value to be \$65.00. Your Commissioner deeming it pertinent states specially, as regards the account of the hires of the slaves, that the hires were not enough to meet the charges upon them (as will be seen from said account) that most of the slaves were young & consequently expensive & also that the children of the plaintiff who were entitled to the hires were of very tender years; also that your commissioner under the peculiar circumstances of the case and the relationship in which the plaintiff stands to those entitled to the hires of the slaves he has allowed him commissions on all

the receipts by him. The same remarks are applicable to the account of the plaintiff as acting guardian of the defendant Erastus B. Barrett. The Commissioner further reports to the Court that after the completion of the said accounts, he retained the same in his office ten days for the examination of the parties, which, together with the decree and notices aforesaid and the examinations of Benjamin Drury and Joshua Dutton witnesses examined before the Commissioner in relation to said accounts, are herewith returned. Given under my hand, as commissioner aforesaid, this fifth day of October 1855.

Henry J. Howard, Comm^r

Commissioner's fee \$40.00 }
Charged to Richard Barrett }
H. J. Howard, Comm^r

Barnett

vs } Conn's Report
Barnett

1855

Returned Nov 8.
H. J. N.

Barnett

vs { Arcubant Southampton County.

Barnett.

The undersigned Commissioners appointed by the Court of Arcubant Southampton County pronounced at the last term in the cause entitled as above to divide the lands in the proceedings mentioned Report. That they went on the land for the purpose of dividing said land but they came to the conclusion for the reasons set forth by one of the undersigned Benjamin Devaney in the Report given by him before Commissioner Howard which is filed with his Report returned in this cause and to which they beg leave to refer that Partition of the said land could not be conveniently made and that the interest of the parties would be promoted by a sale thereof.

They are of opinion that the absolute value of the said tract is about three thousand dollars and the annual value about sixty or sixty five dollars.

Respectfully Reported November 8. 1855.

B. Devaney
J. A. D. Gilman
Warren Edwards

Barrett.

23

Barrett & Co

Court Chambers
Report.

1858 May 4th

Barratt

as

Barratt of -

In obedience to the order in this case of May Term 1857. I procured to collect, as far as I could - the bonds due from the clerk of the circuit Ct. of Southampton - which bonds amounted with int. to the ~~first~~ 18th of January 1858 - to.

1st Bond against Webb. for \$897.52 - amount with int from Dec. 1855 112.19.20 \$1009.71

2^d Bond against same with interest from same time amounted \$2019.71

Total amt. due that day - \$3029.42

I collected of Webb. his 1st bond and interest of \$1009.71

and in part of the 2^d bond 541.87 1551.58

leaving a balance due ~~of \$1477.84~~ with interest from Jan'y 18. 1858 \$1477.84 with

I was directed to pay to Richard Barratt in his own right one half of the said bonds. This I did, and paid him on the 18th of Jan'y 1858. as per his receipt herewith filed, the sum of \$1541.71 - his full half of the said bonds and interest -

I collected of Webb - as above stated \$1551.58 - paid to Rich Barratt. 1541.71

leaving in my hands \$36.87

Mr. Barratt. has so far declined to execute the bonds required by the order of May Term 1857. so as to enable him to receive from the money belonging to Erastus B Barratt.

Respect fully Submitted
Jos R Chambliss Cont.

Jan'y 18/1858. Rec^d of J^r Chamberlⁿ, Com^r
in chief of Banat. & T. Banat. S^d assigned
in chief. The sum of \$1514. I^l being my
half of the bonds of W^m H. M^l in the purchase
of murres. lands. -
T^l.

W^m B Shands

(Rich^d) Banat

Bancroft

3 Decree.

Bancroft J.

(Copy)

Southampton Circuit Court, May Term, 1857.

Richard Barnett in his own right & as administrator of William M. Barnett plff

Erasmus B. Bennett & Edward C. Crompton Defts } In the case of

This day this cause came in to be further heard on the papers formally read and on the report of J. R. Chambliss of Izewell Taylor under the decree of November Term 1856, to which no exception has been filed, and was argued by Counsel. On consideration whereof, the Court adopting and affirming said report doth adjudge, order and decree that J. R. Chambliss who is appointed Commissioner for the purpose receive from the Clerk of this Court, the bonds executed by Wm. H. Webb & others one for \$877.⁵³ due 17th December 1856, and the other for \$1795.⁰⁰ due December 17th 1857. and collect the same, and when collected pay one half to Richard Barrett in his own right and the other half to Richard Barrett guardian to Ernestus B. Barrett his infant son who is required to lend out the same on good real or personal security and report and report to Court. And that the said Commissioner report to Court in order to a final decree.

But this decree is to be suspended until the said J. R. Chambliss shall enter into bond with sufficient security in the penalty of \$3000. in the Clerk's Office of this Court conditioned for the faithful performance thereof, and until the said guardian shall enter into bond in the Clerk's Office with sufficient security in the penalty of two thousand and two hundred dollars conditioned to perform what is required of him by this decree which bonds shall be made payable to the Commonwealth of Virginia.

Test.

Nancy S. Howard, D.C.
(" " ")

" " "

Ans^r of W. H. Webb -

1856 May 3^d

The answer of William A. Webb. to a petition, filed
by Wm D. Bryant, in the suit of Barrett and Barrett &c.
in the circuit court of Southampton.

This respondent admits the allegations of the peti-
tioned. and is willing to execute his own
bonds, in the place of the petitioner: alluded to by him
and accept his purchase on the same terms on
which, Wm D. Bryant. bought the Land, under the
act, enacted for the sale thereof -- and
having assumed to be his assignee -
Wm A. Webb

Section 4.
Wm D Bryant.

1856 May 3^d

To the Honorable N. H. Baker Esq of the Circuit
Court of Southampton,

Wm D. Bryant respectfully represents to the court.
That he purchased a tract of Land sold under an
order of this court, in the suit of Bantl. vs
Bantl & al. That he executed, for the purchase
money. One bond to J. N. Chambers & Taggart Layton
court for the sum of \$897.⁵⁰ a dtd 17th Dec. 1855.
with interest from date. The said bond executed
to the same for \$1795.⁰⁰ a dtd 17th Dec. 1855. with
interest from date. The first named bond due nine
months after date, and the other due two years
after date, is each of which, Bantl J. Bryant
and Richard L. Bryant are the securities, The said
bonds were returned to court, by the clerk and are
now among the papers in the case of Bantl. vs
Bantl & others,

That, he has sold the said Land to Wm D.
Nebb for the same amount and on the same
terms on which he purchased - and desires when
the purchase money shall be paid, That the sum
shall be executed to him.

That the said Nebb, is willing to execute his
bonds ~~to~~ in the place of former Petitioner's bonds
above alluded to - and he begs your Honor
to make an order, in the case, authorizing
the court to take of the said Nebb, bonds, for the
amount, as his bonds, and when such bonds are
taken & returned that his bonds may be added to
him -

(May it please the Court, &c -

Wm D. Bryant.
by counsel.

Barnett

W. S. Anderson of
Barnett &c

Wm. C. Crampton

1855 April Dues filed.

The Answer of Edward C. Brampton to the Bill
of Complaint filed against him ~~and~~ ^{Edward}
his B. Barretto, by Richard Barretto in his
own right and as admr. of R. M. Barretto &c.

This respondent saving to himself
all manner of exceptions to the Complainant's
said bill, answering says that he believes
the facts set forth in said bill are true;
that he is not advised that he has any
interest in the property in question, and he
submits all questions in the premises to the
Court: Your respondent has in his possession
the slaves mentioned in said bill, ^{as they have now been demanded of him by any one,} but
the shame of his ~~discovery~~ ^{discovery} ~~and~~ ^{and} he
is at all times ready and willing to de-
liver over and surrender them to any
person to whom the Court may direct
the same; and having fully answered &
your respondent prays to be heard dis-
missed with his costs &c.

Ed. C. Brampton
made

Sworn to before me as clerk of this Court of the Circuit Court in my office this 3^d
day of May 1855

J. R. Edwards Clk.

Banish.

v.

Secur

Banish. &c

May 20. 1857.

To be entered

R. H. Baker

1857 May Term

Barratt. as Barratt. &c.

This day this court came out to
further read on the papers formerly read, & on the report of
J.R. Chambers & Joseph Taylor read the decree of November
1856 - to which no exception has been filed - and was agreed
by court. On consideration, whereof the court adopting and
affirming said report, doth agree, man and decree. That
J.R. Chambers who is appointed a court for the purpose
since from the behest of this court, the Bonds executed
by Wm. H. Webb & others - one for \$897.⁵⁰ am 17th Dec 5. 1856 - and
the other for \$1795.⁰⁰ am December 17th 1857. and call in the
same, & when called lay one half to Richard Barratt, in
his own right - and the other half to Richard Barratt ^{Guard}
to Erastus Barratt, his infant son, & that the court do
at security & report to court in man to a final decree,

But this decree shall be suspended until the said
J.R. Chambers shall come into bond with sufficient security.
in the penalty of \$3000 - in the clerk's office of this court,
conditioned for the faithful performance thereof, and until
the said ~~Barratt~~ ^{guardian} shall enter into bond in the clerk's
office, with sufficient security, in the penalty of
two thousand dollars, conditioned to perform what
is required of him by this decree - which bond, shall
be ^{made} payable to the commonwealth, of Virginia -

Dan M.

ad. note for

Dan M. new

May Term 1856.

To be entered

R. H. Baker

May 3. 1856

Bancroft.

25

Bancroft.

This day this cause came on to be again heard on the papers previously read, on the petition of William D. Bryant. The answer of William H. Webb, to the said petition and was argued by counsel. On consideration, whereof the court with advised opinion and decree, That J. R. Chambliss, and Jagonell Taylor, who are appointed commissioners for the purpose, take of William H. Webb his bonds with good security - one for the sum of \$897.50 with interest from 17th day of December 1855. to fall due on 17th September 1856. - and another for the sum of \$1795.00 with interest from 17th December 1855. to fall due on 17th Dec. 1857. - which said bonds, are to be substituted, for the bonds of William D. Bryant. executed to J. R. Chambliss & Jagonell Taylor, Comrs. for the purchase of the tract of Land, in the proceedings mentioned, belonging to the service of Mills, Murphy - and the title to the said Land is retained, until the said bonds of Wm. H. Webb. shall be fully paid - The court will return the bonds which may be executed by Wm. H. Webb, to this court.

Barrett

v

}

Barrett

Re: Service

May 4. 1855

J. Taylor -

To be entered

R. H. B.

1855 May Term

Commissioner of this Court ascertain and report to the Court the slaves which pertain to the children of the Plaintiff upon the death of his wife under the will of said Peter Manife and what has become of the said slaves and to which of them are now in possession of the Plaintiff subject to distribution between him and the Defendant Executors D. Barnett and that said Commissioner take ^{report} an account of the heirs of the said slave, since the death of the said Amanda L. F. Barnett and of the present value and annual value of said slaves now living and such other accounts as he may deem proper ^{to} be required by the parties. The Court reserves the ~~decision~~ decision of the said slaves and all other questions until the coming in of said report.

Barrett

Barrett } This cause came on the day to be heard on the
Bill and Exhibits and on the answer of the infant
defendant Erastus B. Barrett filed at rules by
Edw Massenburg his Guardian ad litem duly assigned
to defend him in this suit. ~~and~~ general replication
to said answer and on the answer of the defendant
Edward C Crumpler also filed at rules and was
argued by counsel on consideration whereof the
Court ~~is of opinion~~ ^{is} of opinion and doth
adjudge and decree that the infant defendant
Erastus B. Barrett is entitled ^{in fee} to all the property
real and personal held and enjoyed ^{during his life} by Martha Matilda
Crumpler daughter of and devisee of Wells Murfee
the testator in the premises mentioned under the
second and sixth clauses of the will of said
Wells Murfee referred to in the Plaintiffs Bill
viz to the tract of land in the County of Southampton
described in and conveyed by the deed of ~~Simon~~
Carr Bowers Simon Murfee and Ed Massenburg
to the said Martha M Crumpler subject to the
limitations of the will of the said Wells Murfee
deceased: which said deed bears date the 29th March
1846 and an office copy of which is filed as
an Exhibit marked C with the Bill and also
to another tract of land in said County described
in and conveyed by the deed of Carr Bowers and
Ed Massenburg to the said Martha M Crumpler
subject to the limitations aforesaid which doth ~~do~~ ^{do} bears
date the 19th of April 1852 and an office copy
of which is filed as an Exhibit marked D ~~with~~ ^{with}
the Bill and also to the Slaves Anthony, Abraham,
Isaac, Jacob, Resdeck, Gillean, Georgiana, Susan,
Sarah, Judith, Hannah, Wiley, Abeline, Nelson,
Frances and Lucy mentioned in the Bill. and it
is ordered that the defendant Edward C Crumpler
deliver to the said Erastus B. Barrett or his legal

Guardian the said slaves and ~~devoted~~ to him and his
and Guardian possession of the said lands.

The Court is further of opinion and doth advise and
decree that upon the death of Amasa L. F. Barrett
wife of the Plaintiff the real ~~estate~~ ^{and slaves} ~~Eschelon~~
to her said wife for life by the will of the said testator
under the 4th and 6th clauses ^{& mentioned in the Bill} ~~of the~~ devised in fee to
his surviving children - Wills M. Barrett and - Easter B. Barrett
do survive in remainder under said will and that upon the
death of the said Wills M. Barrett intestate. Her share of
the said real Estate is acquired under said will and of
which he died seized passed and descended to her father
Richard Barrett Plaintiff in this cause as he died at law
and that his share of the slaves ~~under~~ ^{under} ~~the~~ ^{the} ~~will~~
~~the~~ ^{he} is acquired passed to the Plaintiff as personal
representation of the said Wills M. Barrett deceased and
of that the said Plaintiff in his own right as ^{sole} Executor of
the said intestate is entitled to such share ~~of the~~
~~property~~ ^{of the} ~~estate~~ ^{estate} there being no debts due from
said intestate as is suggested in the Bill and presumed
by the Court from the fact of her dying when of tender years.
It is therefore advised and decreed that Joshua
Pettow, Joseph G. Gillett,
Warren Edwards, Perry Devany } and they are hereby appointed
& Moody Smith
Commissioners any three of whom may act. who shall
~~execute~~ ^{with} the act of the Surveyor of this County Survey
equally between the Plaintiff and the infant Defendants
Easter B. Barrett the part of land in the County of
Southampton mentioned in the Bill to which the testator
Wills Marper devised at the time of his death and
devoted to his daughter Amasa L. F. Barrett for life
by the fourth clause of his said will. and lay off
these respective portions by metes and bounds to be
having regard in each division as well to the quantity
^{quality} and value of said land as to the value of the improve-
ments on the respective shares allotted and return
a report of their division with a plat of the survey
thereof - The Court doth further order that on

Banitt

M S Duer

Banitt

May Jun 58

To be entered

R. 11. 13

Barnett.

vs

Barnett.

This day this cause came on to be again
heard on the papers, formerly read, and on the report
of Clow. J R Chambers, made under a decree of
May Term 1857. and was argued by Counsel. On con-
sideration whereof the court confirming said report
to which no exception has been filed - doth adjudged
man & decree, that ~~the~~ J R Chambers, proceed to collect.
the balance of the bond due from Wm. M. M. - as
directed by the decree of May Term 1857 - and when collected
deposit the same, together with the sum of \$56.87. reported
as now in his hands, in the Mechanics Savings Society
of Petersburg - and ^{return} ~~send~~ the certificate of said deposit,
with his report, to this court.

^x
Civ. co.

Danitt.

as } new

Danitt. &c.

May co. 1859.

To be entered

R. H. Baker

Daniel

rd.

Daniel & -

This day this case came on to, again heard on the paper, formerly read and on the report of J. R. Chambliss made under the order of May term 1858 - and was argued by counsel - on consideration whereof the court, after a good oral and acen, that the said report be confirmed -

And the court both ad: or: & de: that John R. Chambliss deposit the balance reported to be in his hands, to wit, \$46.74 in the neck: bag: County of Polk, Iowa and return a certificate of such deposit to this court -

Bonnet

2 { acres

Bonnet

Oct: Co. 1861

To be entered

R. H. B.

1861 November Term

As Chancery has
been in the court
against him
this 20th Decy 1862.

Richd. Bennett
agent for
C. B. Bennett

Bonnett &

i 3

Bonnett

This day this cause came on again to be
Laid on the papers formerly read together with the report
of Court Chomblip made pursuant to the order of Apr:
Court 1839, to which no exceptions have been filed, and was
argued by counsel - On consideration whereof the Court doth
adjudge, order and decree that ^{said} report be confirmed - and it
appearing to the Court that the respondent Cranstoe B
Bonnett has attained lawful age since the last order in
this cause, the Court doth further order, adjudge and decree
that the Certificate of deposit for the sum of \$1560.00
filed with the said Court: report be delivered to the said Cranstoe
B Bonnett, his agent or attorney, and that the said John
B Chomblip pay to the same the sum of \$46.74 the balance
remaining in his hands as appears by said report.

1862 Jan 20 Received of the Clerk of the Circuit Court Southampton Co. Certificate
of Deposit for in this cause for fifteen hundred and fifty dollars.

R. Barrett Agent
for
E. B. Barrett

Barnett

vs } Copy of Docum

Barnett &

185.44

50.75

10.00

2.50

12.19

done for 10

done

Shiff

Alles rate

Southampton Circuit Court, November 9th 1853.
Richard Barrett in his own right (and as administrator
of Wills M. Barrett

Plff

against

Erastus B. Barrett of Edward C. Crumpler. Defts.

This cause came on this day to be again heard
on the papers formerly read and on the report of
Commissioner Howard, and also on the report
of Benjamin Drayton, Joseph E. Gillette & Cairn
Edwards three of the Commissioners appointed to
divide the land in the proceedings mentioned which
reports were taken and returned to Court in pursu-
ance of the decretal order made herein at the last
term and also on the amended report of Commissioner
Howard made up and returned at this term by di-
rection of the Court for the parties and was argued by
Counsel. On consideration whereof the Court being
of opinion that the plaintiff is not entitled to
charge for the support and maintenance of his
children doth confirm and adopt the amended report
of Commr. Howard in lieu of the original report
as to the hires and confirm the residue of said report
and doth adjudge, order and decree that the
plaintiff Richard Barrett pay to the infant defend-
ant Erastus B. Barrett or his legal guardian the
sum of \$255.66 with interest on \$202.07
part thereof from the 25th day of December
1854, till paid and the further sum of \$121.00
and interest on \$712.50 from the 1st of January 1855.
till division of the slaves is made being the amounts
shown by said Amended report to be due said defendant for the
hires of slaves and interest on proceeds of slaves,
sold by the said plaintiff, and it is further ordered

Barnett
Barnett

R. L. Lenn
Nov. 1855

J. Taylor Jr.

To be entered

R. H. Baker

Barnett

"

Barnett

This cause came on this day to be again heard on the papers formerly read and on the Report of Commissioner Howard ^{also} on the Report of Benjamin Devaux, Joseph Ebellette and Warren Edwards three of the Commissioners appointed to divide the land in the proceedings on the writ which reports were taken and returned to Court in pursuance of the Senate order made hereon at the last term and also on the amended Report of Commissioner Howard made up and returned at this term by express direction of the Court for the parties and was argued by counsel on consideration whereof the Court being of opinion that the plaintiff is not entitled to charge for the support and maintenance of his children doth confirm ~~the~~ and adopt the amended Report of Comm. Howard in lieu of the original report ^{as to the heirs and confirm the residue of said report and} doth adjudge and decree that the plaintiff Richard Barnett pay to the infant deft. Erastus B. Barnett or his legal guardian the sum of \$255.66 with interest on \$202.07 part thereof from the 25th day of Decr 1854 till paid and the further sum of \$121.00 and interest on \$712.50 from the 1st of January 1855 till paid ^{being the amount of the slaves as made} being the amounts shown by said amended report to be due said deft. for the hire of slaves and interest on proceeds of slaves sold by the said plaintiff and it is further ordered that the said plaintiff in his own right as distributee of Wills M. Barnett decd. retain for his own use the balance of the sums ascertained by said report to be due by him and it is further ordered & decreed that Benjamin Devaux, Joseph E. Ebellette, Warren Edwards, Joshua Dettler and Moody Smith be

and They are hereby appointed Commissioners, any three of whom may act to divide the ^{remaining} Slaves of which Amanda S. F. Barrett was in possession during her life as shown by report of Court. Howard namely: Slaves Harriet, Abby, Joe, Agnes, William, Phoebe, Mary Helen and Sam^r between the plaintiff Richard Barrett as distribute of Wills M. Barrett dec^d and the defendant Erastus B. Barrett and in such division the said Commissioners will bring into the common fund, the slave Harry as of the value of \$625.00 and the girl Charlotte as of the value of \$800.00 bring the price the said slaves were sold for by the said Richard Barrett and then assign to the said plaintiff Richard Barrett one half in value of the said slaves including said Harry and Charlotte at the prices aforesaid and deduct from his said share the said sum of \$1425.00 ^{received} by him as aforesaid for the sales of Harry & Charlotte and assign and deliver to him the residue of his share thus ascertained in the other slaves above mentioned and the said Commissioners will allot to the said infant defendant Erastus B. Barrett the residue of the said slaves for his ^{half} share thereof to be ascertained as aforesaid and make report to Court.

And the Commissioners appointed to divide the land in the proceedings in this cause mentioned having reported that a partition of the same was inconveniently recommended a sale thereof and the plaintiff having declined to accept the said land, the Court confirming and approving the said

report, doth adjudge, order ~~and~~ and decree that
John R. Chambers & Saxevel Saylor who are hereby
appointed Commissioners for that purpose do
proceed after having advertised the time, place
and terms of sale at the Courthouse door of
this County on some Court day and at one
or more public places convenient to the
premises and also in one or more of the
Newspapers published in the City of Norfolk
to sell the real estate in the bill & proceed-
ings mentioned being a certain tract of land
in the County of Southampton near Mumfrees
Depot on which Wills Mumfre resided at
the time of his death. The said sale to be
made at public ^{auction} in front of the Courthouse
of this County on some Court day upon the
following terms to wit: for so much cash as
will pay the expenses of sale (and the costs
of this suit. one third of the residue on
a credit of nine months, and the residue
on a credit of two years from the day
of sale the credit instalments to bear inter-
est from the day of sale. Taking from the
purchaser bonds with good personal security
for the deferred payments, ^{to be retained with their report} and the title to be
retained until the further order of the Court
and make report of their proceedings herein
to the Court. But the said Commissioners of sale
shall before executing this decree give bond in the
Clerk's office of this Court before the Clerk with
approved security in the penalty ^{of} \$3000 payable
to the Court of V^t and conformable according to law -

Banett

no 3 Deposition

Banett Jr

Returned with Com Howard
report Oct. 6th 1855-

Southampton Circuit Court, May term, 1855.
Richard Barrett in his own right & as adm^r of Wells M.
Barrett Pegg 7

against
Erastus B. Barrett & Edward C. Crumpler. Defts. 5

This cause came on this day to be heard on the bill
(and exhibits (and on the answer of the infant defendant Erastus
B. Barrett filed at rules by E. W. Maffenburg his
guardian (as his duly assigned to defend him in this
suit) general replication to said answer, (and on the answer
of the defendant Edward C. Crumpler also filed at rules
(and was argued by counsel. On consideration taken of the
Court is of opinion, (and doth adjudge and decree that the
infant defendant Erastus B. Barrett is entitled in fee
to all the property real (and personal held (and enjoyed during
her life by Martha Matilda Crumpler daughter of (and devisee
of Wells Murfee, the estate in the proceedings mentioned
under the second and sixth clauses of the will of said Wells
Murfee referred to in the plaintiffs bill viz: the tract
of land in the County of Southampton described in (and
conveyed by the deed of Carr Dowers, Simon Murfee
(and J. D. Maffenburg to the said Martha M. Crumpler
subject to the limitations of the will of the said Wells
Murfee deceased, which said deed bears date the 29th
March 1844, (and an office copy of which is filed
as an exhibit marked B. with the bill; and also to another
tract of land in said County described in (and conveyed by
the deed of Carr Dowers (and J. D. Maffenburg to the said
Martha M. Crumpler subject to the limitations aforesaid
which deed bears date the 19th of April 1852,
(and an office copy of which is filed as an exhibit
marked D. with the bill, and also to the slaves; -
Anthony, Abraham, Isaac, Jacob, Riddick, Gillia,
Georgiana, Susan, Sarah, Judith, Hannah, Wiley

Adaline, Nelson, Francis (and Lucy) mentioned in the bill, and it is ordered that the defendant Edward C. Crumpler deliver to the said Erastus B. Barrett or his legal Guardian the said slaves (and surrenders to him or his said Guardian possession of the said lands).

The Court is further of opinion, (and doth adjudge and decree that upon the death of Amanda S. T. Barrett, wife of the plaintiff, the real estate (and slaves) devised to his said wife for life by the will of the said testator under the 4th and 6th clauses thereof (as mentioned in the bill, vested in her surviving children Wills M. Barrett (and Erastus B. Barrett as devisees in remainder under said will (and that upon the death of the said Wills M. Barrett intestate his share of the said real estate so acquired under said will (and of which he died seized, passed and descended to his father Richard Barrett plaintiff in this cause, as his heir at law, (and that his share of the slaves so acquired passed to the plaintiff as personal representative of the said Wills M. Barrett deceased, and that the said plaintiff in his own right as sole distributee of the said intestate is entitled to such share there being no debts due from said intestate as is suggested in the bill (and presumed by the Court from the fact of his dying when of tender years. It is therefore adjudged, ordered and decreed that Joshua Dutton, Joseph E. Gillette, Melancthon Edwards, Benjamin Devany (and Moody Smith be (and they are hereby appointed Commissioners any three of whom may act, who shall with the aid of the Surveyor of this County divide equally between the plaintiff (and the infant defendant Erastus B. Barrett the tract of land in the County of Southampton mentioned in the bill, in which the testator Wills M. Barrett resided at the time of his death, (and devised to his daughter Amanda S. T. Barrett for life by the fourth clause of his said will (and lay off their respective portions by metes (and bounds having regard in such division as well to the quantity, quality

and value of said land as to the value of the improvements on the respective shares allotted (and return a report of their division with a plat of the survey to the Court.

The Court doth further order that a Commissioner of this Court ascertain (and report to this Court the slaves which passed to the children of the plaintiff upon the death of his wife (under the will of said Wills M. Barrett (and what has become of said slaves, (and which of them are now in possession of the plaintiff subject to distribution between him (and the defendant Erastus B. Barrett (and that said Commissioner take (and report an account of the hires of the said slaves since the death of the said Amanda S. T. Barrett (and of the present absolute (and annual value of said slaves now living, (and such other account as he may deem proper or be required by the parties. The Court reserving the division of the said slaves (and all other questions until the coming in of said report.

Cetc.

Wm. S. Howard, D. C.

The Deposition of Benjamin Drury taken on this 17th day of September 1855, before Henry S. Howard one of the Commissioners in Chancery in the Circuit Court of Southampton County at his office at the Courthouse of the said County, to be used as evidence before the said Commissioners touching certain matters of account referred to him for settlement by a decree of the said Court, made at the May term 1855, in a suit in Chancery therein depending between Richard Barrett in his own right & as Administrator of Wills M. Barrett plaintiff and Erastus B. Barrett & Edward C. Crumpler defendants.

The Dependent being first duly sworn deposes and says: That he was one of the Commissioners appointed by a decree of the Circuit Court of the County of Southampton to divide the land devised to his daughter Amanda S. J. Barrett for life by Wills Munroe between Richard Barrett and his son Erastus B. Barrett, and that he with the rest of the Commissioners went over the land for the purpose of dividing the said land and after going over the land they the said Commissioners unanimously came to the conclusion that the said land could not be divided equally in value without materially injuring one or the other of the shares of the said land. - That the said land is crossed and cut up by the County roads and at this time requires a great deal of fencing and to divide it it would require more fencing and that it would be very difficult to divide it in such a way as to give or get rail timber to keep up both shares in places, - and that he believes it would be greatly to the interest

of all parties interested that the said tract of land
should be sold. And the deponent further
says he believes the fee simple and absolute
value of the said land to be about three
thousand Dollars \$3000.00. and the annual
value of the said land to be about sixty
or sixty five Dollars \$60. or \$65. ~
And further this Deponent says not:

Benjamin Devany
Sworn to and subscribed before me as Commissioner aforesaid
the 17th day of September 1855.

Henry S. Howard,

The Deposition of Joshua Dutton Taken on this 21st day
of September 1855, before Henry S. Howard, one of the Commis-
sioners in Chancery in the Circuit Court of Southampton County,
at his office, at the Courthouse of the said County, to be
used as evidence before the said Commissioners touching
certain matters of accounts referred to him for settle-
ment by a decree of the said Court, made at the May
Term 1855, in a suit in Chancery therein depending
between Richard Barrett in his own right and as
administrator of Wills M. Barrett plaintiff (and
Erastus B. Barrett & Edward C. Crumpler defendants.
The Dependent being first duly sworn deposes (and
says: I am acquainted with the slaves now living
and in the possession of Richard Barrett, subject
to distribution between him and his son Erastus
B. Barrett, and I consider that the absolute value
of boy Joe is \$800.00 & his annual value \$75.00
the absolute value of Negro woman Harriet \$400.00
& her annual value \$20.00, the absolute value of
Abby a woman \$600.00 & her annual value nothing
she being a breeding woman, the absolute value of
Girl Phoebe \$700.00 & her annual value \$25.00
the absolute value of Girl Agnes \$400.00 & her
annual value nothing, the absolute value of Mary
\$400.00 & her annual value nothing, the absolute
value of Boy William \$400.00 & his annual
value \$15.00 the absolute value of Boy Sam
\$200.00 & his annual value worth \$15.00 to keep
him and the absolute value of Girl Helen

7
\$275.00 of her annual value worth \$15.00 to keep
her, the last two negroes being young & consequently
small & expensive. These being all the negroes
now living & in the possession of Richard Barnett
subject to distribution between him & his son Erastus
B. Barnett.

And further this deponent saith not

Joshua Pethou
Sworn to and subscribed before me as Commissioner of said
the 21st day of September 1855.

Henry S. Howard.

Barnett & Exhibit A
Barnett

Wills. Man. fur.

Wills.

Letter with Bell -

141.

Being blessed by Almighty God with a sound mind and disposing memory, I do hereby make constitute and appoint this my last will and testament in manner of form following, that is to say.

First. I give and devise to my daughter Martha Matilda Crumpler my house and lot in the Town of Monroe, second choice of my beds with stead and furniture and two negroes, Davy and his wife Parthena with their increase to her and her heirs forever.

Secondly. I give and bequeath to my brother Simon Murfee and my friends Carr Bowers and James D. Massenburg Two thousand Two hundred dollars to be held by them in trust and laid out in the purchase of a tract of land in the County of Southampton, so soon as it can be judiciously done by them or a majority of them, causing advice to be executed conveying said tract of land to my daughter Martha Matilda Crumpler for and during her life and after her death to such of her children as be then living and the issue of such children as may have died during the life time of their mother, said issue taking my such share or shares as would have fallen to the deceased children had they survived their mother, and in the event my said daughter should leave no such child or children or their issue, conveying said tract of land to my daughter Amanda Luiza Fitzallen during her life and after her death to her children and the issue of such of her children as may be deceased in the same manner as above directed.

Thirdly. I give and bequeath to my daughter Amanda Luiza Fitzallen Barret, my negro man Sam and woman Rody with the increase of said Rody and first choice of my beds with stead and furniture to her and her heirs forever. I loan to my said daughter during her life my watch and after her death I give the same to her oldest son then living and in the event of there being no son to the oldest daughter and should my said daughter Amanda leave no child then I give said watch to my daughter Martha Matilda Crumpler during her life and at her death I give the same to her oldest son and if she has no son then to her oldest daughter.

Fourthly: I loan to my daughter Amanda Louisa Fitzallen Barret the tract of land whereon I now live, consisting of several parcels purchased at different times (and held under different deeds, during her life, (and after her death I give said tract of land to such of her children as may be then living) and the issue of such children as may have died during the life time of the mother, said issue taking only such share or shares as would have fallen to their deceased parent or parents had they survived their mother, (and should my said daughter Amanda Louisa Fitzallen Barret die without leaving any child or the issue of any deceased child then I loan said tract of land to my daughter Martha Mahilda Crumpler during her life, and after her death I give the same to her children then living) (and the issue of such of her children as may be deceased, the issue taking only such share or shares as before directed.

Fifthly - Should my executors after paying my debts and the necessary expenses of settling my estate not have funds sufficient in hand to pay the amount of two thousand two hundred dollars directed to be laid out in a tract of land it is my wish that the deficiency may be made up by the sale of the necessary number of young female slaves. As to my two old negroes Jim and Nancy, I wish my executors (and my two daughters to make such provision for or disposition of them as may seem most advisable.

Sixthly: All the rest of my slaves not herein before disposed off I wish divided into two equal portions, one of which I loan to my daughter Martha Mahilda Crumpler and the other to my daughter Amanda Louisa Fitzallen Barret during their respective lives upon condition that they shall at no time be removed out of the County of Southampton. After the death of my said daughters or either of them I give and bequeath their respective portions to their children then living) and the issue of such children as may have died during the life time of the mother, the issue of the deceased children taking only such part as would have belonged to them had they survived

their mother. And should said negroes at any time be removed out of the County of Southampton, the life estate being thereby terminated as to the negroes removed they are to pass (and decide) as though the tenant for life had died. In the event that either of my said daughters Martha Mahilda (and Amanda Louisa Fitzallen should die without leaving any child or issue from any deceased child, then I desire the portion of negroes assigned to said deceased daughter should go to her surviving sister for and during her life and after her death to her children (and the issue of any deceased children as is before directed with regard to the land.

Lastly, I nominate and appoint my friends Carr Powers and James D. Massenburg executors to this my last will (and testament. In witness whereof, I set my hand (and affix my seal this ninth day of September, One thousand eight hundred and thirty nine.

In presence of
Stephen Murdaugh
Jordan Edwards
William V. Edwards
William Peel.
Wills Murfee Seal

At a Court held for the County of Southampton the 7th day of October 1842. The last will (and testament of Wills Murfee decd. was proved by the oaths of Jordan Edwards, William V. Edwards and William Peel three of the subscribing witnesses thereto and ordered to be recorded. and on the motion of James D. Massenburg one of the executors therein named who made oath and together with William A. Spunk, William B. Goodwyn and Robert Hicks his securities entered into and acknowledged (and in the penalty of Forty thousand dollars conditioned as the law directs. Certificate is granted him for obtaining a probat of said will in full. Liberty being reserved to the other executor to be joined in the said probat when he thinks fit.

Test. J. D. Edwards, C. C.

Brown of Ohio

to { Copy of Deed
Crumpler

Barnett

or S.

Barnett

Exhibit - C.

Refer with Bk.

This Indenture made and entered into this 29th day of March one thousand eight hundred and sixty four, between Cass Dorris, Simon Musser and J. D. Masseyburg trustees under the last will and testament of Will Musser dec^d of the one part and Edward C. Cumpston and Martha Matilda Cumpston his wife of the second part, Witnesseth: that for and in consideration of the sum of fifteen hundred dollars current money in hand paid being a part of the sum of two thousand two hundred dollars devised by the aforesaid Will Musser to be laid out for land for the benefit and use of the aforesaid Martha Matilda Cumpston the said aforesaid Cass Dorris, Simon Musser and J. D. Masseyburg have bargained and sold, and by these presents do and each of them doth bargain and sell unto the aforesaid Martha Matilda Cumpston all of that tract of land recently purchased by the said Cass Dorris, Simon Musser & J. D. Masseyburg from the before mentioned Edward C. Cumpston as will appear by his dec^d bearing date the twenty eighth day of this present Inst. containing by estimation two hundred and fifty two acres more or less to be held and enjoyed by the said Martha Matilda Cumpston for and during her natural life and after her death to such of her children as may be then living and the issue of such children as may have died during the lifetime of their mother, said issue taking only such share or shares as would have fallen to the deceased children had they survived their mother, and in the event the said Martha Matilda should leave no children or the issue of deceased children, then from and after the death of the said Martha Matilda Cumpston the said tract of land is hereby conveyed unto Amanda Louisa Fitzallen Barrett wife of Richard Barrett for and during her life and after her death to her children which she may leave at her death and the issue of any deceased children as above directed in the case of Martha Matilda Cumpston. To Have and to hold the said tract of land

as above directed to her the said Martha Matilda Cumpson
during her life (and her children and their issue forever afterwards
and in the event her leaving no children or the issue of any
children then to the said Amanda Louisa Fitzgerald Barrett
during her life (and after her death to her children (and
their issue forever with the reversion, reversions, remainder
and remainders, yearly (and other issues (and profits. In
witness whereof, the said parties herunto set their
hands and seals this day (and date above written.

Leas Boro
S. Munroe
J. D. Massenburg

Southampton County. In the Clerk's office the 16th day of March 1876.
This Deed of bargain and sale from Leas Boro, S.
Munroe and J. D. Massenburg to Edward C. Cumpson &
wife, was acknowledged by said Boro, Munroe &
Massenburg (and admitted to record.

test,

L. R. Edwards, C. C.

Attest,

Nancy S. Howard, C. C.

Barrett

to } Deed

Barrett

Filed January 20. 1862.

This Indenture made this eighth day of April in the year of our Lord eight hundred and sixty one, between Erasmus B Barrett of the one part, and Richard Barrett of the other part, both of the County of Southampton, State of Virginia; Whereas, the said Erasmus B Barrett has lately attained the age of twenty-one years, and is seized and possessed, or entitled to, considerable estate, both real and personal, consisting of lands lying in the said County of Southampton, money, bonds and slaves, herein after mentioned, but is greatly afflicted with bodily disease and infirmities, so much in fact as to render the management of the said property by him, in an advantageous way, almost impossible; and having entire confidence in the skill and judgment of the said Richard Barrett, as well as in his integrity; and whereas the said Erasmus B Barrett, desires, in the event of his dying, to settle the said property upon the said Richard Barrett his heirs and assigns, reserving however to himself the said Erasmus B Barrett, a life estate in the whole of the said property. Now therefore this Indenture Witnesseth that the said Erasmus B Barrett for and in consideration of the premises, in consideration of the sum of ten dollars to him in hand paid by the said Richard Barrett, at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, and in further consideration of the natural love and affection of the said Erasmus B Barrett for and towards his Father Richard Barrett aforesaid, has parted, bargained sold and conveyed, and does hereby grant, bargain, sell and convey unto the said Richard Barrett his heirs and assigns forever, the following property, to wit: those two certain tracts of land situate lying and being in the County of Southampton, one known as the "Bar Edwards" tract, and the other as the "Crumpler" tract, containing in the aggregate about five hundred and fifty acres of land: also the proceeds of the "Wells Murfee" tract of land in the hands of Commissioners Chambliss and Taylor, under a decree of the Circuit Court of said County; also all the money and bonds now in the hands of the said Richard Barrett, as the guardian of the said Erasmus, also the following negro slaves and the future increase of the females of them, viz. Jacob, Abram, Anthony, Isaac, Riddick, Bill, Wiley, Abby and her children Agnes, Mary, Ellen, Henry and Fanny, Harriet, Susan and her children Sally, Judy, and Junious, Hannah, and her children Adeline, Newson, and Frank and Gilley and her children Georgiana, and Nanny: To have and to hold the above described property unto him the said Richard Barrett his heirs and assigns forever, as agent however, and for the use and purposes herein after expressed, that is to say for the sole and exclusive use, benefit of the said Erasmus B Barrett, for and during his

natural life, then with remainder in fee simple to the aforesaid Richard Barrett his heirs and assigns herein referred to before, and the said Richard Barrett is hereby authorized and required to rent and hire out the said land and Slaves and invest the said money as he may deem best for the advantage of the said Erastus, and to use and employ the property hereby conveyed to him of all kinds, as in his judgment may be best for the interest of the said Erastus, and shall account to the said Erastus, and pay over to him the rents issues and profits of the said property as he the said Erastus may require, and upon the death of the said Erastus, in the manner indicated and declared above by the provisions of this deed, and authority is hereby vested in the said Richard Barrett to sell the said lands and Slaves or any of them, if he shall deem it judicious or proper at any time so to do and to invest the proceeds of such sale or sales, in such manner as he may deem best for the interest of the said Erastus, such investments to be made and held by him subject to all the provisions and stipulations of this Deed.

Witness the following signatures and Seals the day and year first above written.

Sealed and delivered

Erastus B. Barrett (Seal)

Richard Barrett (Seal)

in presence of

L.R. Edwards

Wm. H. Preston

Southampton County In the Clerk's Office April 11th 1861

This deed was acknowledged by Erastus B. Barrett and Richard Barrett, parties thereto, and admitted to Record

Teste

L.R. Edwards

a Copy

Teste

L.R. Edwards

Barrett

vs S.

Barrett vs

Exhibit B.

filed under Bill.

Ban M.

as

Banc H. L.

} Bonus.

Report

1859 May 2^d



Banck.

nd

Banck t.-

By amt. in my hands pr. last report. \$ 36.87.
By amt. Balance of Melbs. bonds \$ 1559.87.
\$1596.74

To certificate of deposit of Mech. Socy.
Society of P. Musbury, here with returned. 1550.00
Bal: ~~on hand~~ 46.74

The auditor is a decree of the cir. court of South-
ampton, in the suit of Banck vs. Banck, entered
at May Term 1858. I collected the balance of the
Bond, and by Wm. Webb - per statement (T) and
attached a receipt to the above statement in
the Mechanics Savings Society of P. Musbury \$1550 - and
here with return the certificate of deposit, and also
return the sum of \$46.74, being balance in my hands.

Respectfully submitted.
Geo. R. Chambers Comr.

I not being able to get through with the taking of
this account today, the further taking of this
same is adjourned until Friday the 21st day of
September 1853.

Henry S. Howard

Barrett

vs } Commis Notice

Barrett J.

Executed on R.
Barrett Sept. 14th on
E. W. Massenaugher
and on E. C. Cronker
13th 1853 - by

delivering to
each a copy of the
within.

J. S. Edwards

Dept. for G. Kellogg

J. S.

Commissioner's Office.

Jerusalem, August 23rd 1855

To Richard Barrett in his own right & as Administrator of
Wills M. Barrett, plaintiff (and

To Erasmus B. Barrett by E. M. Massenburg his guardian
ad litem (and Edward C. Crumpler defendants.

You are hereby notified that I have fixed upon the 18th
day of September 1855, (next) if fair, if not, on the next fair
day (Sunday excepted) to take (and settle at my Office
the account of the slaves which passed to the children
of the plaintiff upon the death of his wife under the
will of Wills M. Barrett dec'd, (and what has become
of said slaves, (and which of them are now in possession
of the plaintiff subject to distribution between him (and
the defendant Erasmus B. Barrett; also an account
of the hires of the said slaves since the death
of the said Amanda L. T. Barrett, (and of the
present absolute (and annual value of said slaves
now living), (and such other account as may be deemed
proper, or required to be taken by the decree of Southamp-
ton Circuit Court, rendered at the May term 1855,
in 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.

Henry S. Howard.

Banett

vs } Census Report
 } amended

Banett y.

1833

Nov 8. returned.

Richard Barrett in his own right and as administrator of
 Wills W. Barrett } plff }
 against } In Chy.
 Erasmus B. Barrett & Edward C. Campbell Deft.

An Account of the hires of the slaves which passed
 to the children of the plaintiff upon the death of his
 wife, since the death of his said wife Annanda
 S. S. Barrett.

1843			D ^r	ls	Int.
Dec 25	By amt. of negro hires to date			125 00	
	To commissions on same	6 25			
	" paid D ^r Gurley med. bill	6 75			
	" " expenses of buying Peter	10 00			
	" " for keeping slave Joe & Osh. this year	40 00			
	To balance due by the plaintiff	62 00			
		125 00	125 00		
"	By balance due by the plaintiff			62 00	
1846 Dec 25	" Interest on \$62.00 to date				3 72
	By amt of negro hires to date			79 00	
	To paid D ^r Gurley & Sobrell med.	15 00			
	" " D ^r Nicholson "	3 00			
	" " for keeping expensive slave	40 00			
	" " Midwife's fee	2 00			
	" " expenses of buying Rhody	2 00			
	" Commissions on \$79.00	3 95			
	" balance due by the plaintiff	75 05			
		141 00	141 00	3 72	
	By balance due by the plaintiff			75 05	3 72
1847 Dec 23	" Interest on \$75.05 to date				4 50
	" amt. of negro hires this year			82 00	
	Amounts carried over			157 05	8 22

1847	Decr 25	Amounts brought forward			157	05	8.22
"	"	To paid for keeping expensive slaves					
		this year	50	00			
"	"	D ^r M ^r apentun's bill	5	00			
		To Commissions on \$82.00	4	10			
		" balance due by plaintiff	97	95			
			157	05	157	05	8.22
1848	Decr 25	By balance due by plaintiff			97	95	8.22
		By Interest on \$97.95 to date					5.87
		" amt hire of negroes this year			90	00	
		To paid for keeping expensive					
		negroes this	60	00			
		" Commissions on \$90.00	4	50			
		" balance due by plaintiff	123	45			
			187	93	187	93	14.09
1849	Decr 25	By balance due by plaintiff			123	45	14.09
		" Interest on \$123.45					7.40
		" amt of nego hire this year			107	00	
		To Commissions on same	3	35			
		" paid for keeping expensive					
		negroes this year	40	00			
		" balance due by plaintiff	185	10			
			230	43	230	43	21.49
1850	Decr 25	By balance due by plaintiff			185	10	
		" Interest on \$185.10					11.10
		" amt of nego. hires this year			120	00	
		" paid for expensive negroes					
		this year	40	00			
		" " for catching slave Henry					
		runaway	5	00			
		" " Jail fees for same	5	50			
		" Commissions on \$120.00	6	00			
		To Amounts carried over	56	50	305	10	32.59

1755.0					
Dec. 23	Amounts brought forward	56	50	303	10 32.59
" "	To balance due by the plaintiff	248	60		
		303	10	303	10 32.59
"1851"	By balance due by the plaintiff			248	60 32.59
Dec. 23	" Interest on \$248.60				14.91
	" amt. of negro hired this date			90	00
	To Commissions on same	4	50		
	" paid for keeping expensive slaves this year	3	40	00	
	" " Dr. Guley's med bill		3	00	
	" balance due by plaintiff	291	10		
		338	60	338	60 47.50
"1852"	By balance due by plaintiff			291	10 47.50
Dec. 23	" Interest on \$291.60				17.46
	" amt. negro hired this year			96	00
	To Commissions on same	4	50		
	To paid for keeping expensive negroes this year	3	60	00	
	" " expenses of buying two negroes	3	40		
	" balance due by plaintiff	318	30		
		387	10	387	10 64.96
"1853"	By balance due by plaintiff			318	30 64.96
Dec. 23	" Interest on \$318.30				19.09
	" amt negro hired this year			125	00
	To Commissions on same	6	25		
	" paid for keeping expensive negro this year	50	00		
	" " for buying infant slave	1	50		
	" balance due by plaintiff	385	55		
		443	30	443	30 84.05
"	By balance due by plaintiff			385	55 84.05
	Carried forward				

1853

Dec 25	Amounts brought forward		383	33	84.05
1851					
Dec 25	By Interest on \$38333. to date			23	13
"	" Amt of negro hires this year			78	30
"	Do Commissions on same	3	91		
"	" paid expenses of buying infant	1	30		
"	" " " of " Jerry	6	00		
"	" " Medil bills for Jerry	26	30		
"	" " for keeping expensior				
"	negroes this year	30	00		
Dec 25	" balance due by plaintiff	404	14		
		484	03	484	03 107.18
"	By balance due by plaintiff			404	14 107.18
"	" Interest brought in			107	18
"	By balance due by plaintiff			511	32
"	interest on \$404.14 part				

thereof from the 25 Decr 1854. till paid which will be due as follows To Charles B. Bennett 1/2 of principal \$ 202.07 1/2 of Interest \$ 53.59 Aggregate due C. B. Bennett \$ 255.66 with interest on \$202.07 from the 25th Decr 1854.

The other half will be payable to the plaintiff Richard Bennett (adm. of Wills M. Bennett and retained by him as the sol. distribute of said intestate.

On the 15th day of December 1830 the plaintiff sold Harry for \$525.00 and on the 15th of January 1833 he sold slave Charlotte for \$800.00. As in the division to be made of the remaining slaves between the said Richard Bennett

Banitt as the distributor of Wills M. Banitt, dec.
 and Erastus B. Banitt the said Rich^d Banitt
 will be charge^{able} with the value of the said
 Slaves by charging him in a separate account
 upon the sales of the said slaves and distrib-
 uting said interest between the parties who
 would have been intitled to the said slaves
 if they had not been sold, he will
 thus be made to account fully for the
 said slaves so sold. The Commissioner
 therefore reports such an account as follows:
 Interest on \$625.00 the amount of sale of slave
 Wang from the 1st January 1837 to the 1st of
 January 1833. \$ 150.00

Interest on \$800.00 amount of sale of slave
 Charlotte from the 1st February 1833 to
 the 1st of January 1833. } 92.00
 \$242.00

Payable one half to Erastus B Banitt
 namely } \$121.00

with interest on \$712.50 one half of
 gross proceeds of slaves abovementioned
 from the 1st of January 1833 till
 paid.

The remaining half will be retained
 by Richard Banitt admr. of Wills
 M. Banitt and as sole distributor
 of the said intestate.

Commissioners office }
 November 8th 1833 }

The above account is made up at the bar
 of

of the Court and were reported at the request of
the Council of the parties in this cause and
Respectfully Submitted by
Henry S. Howard, Coun.

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Barrett

7 { Report

Barrett & Co

1856 Apr. 21st

We the undersigned Commissioners named in the
 decree of the Southampton Circuit Court November 9, 1853
 to divide the Slaves of Amanda Barnett due between
 Richard Barnett and Erastus B Barnett - Report, that we
 did on the 20th day of December 1853 proceed to Value
 the whole number of the Slaves named, and then divided
 them as the decree directs as follows:

Valuation of Slaves	Richard Barnett proportion
Harriett - - - \$700. " "	Harry - - - \$625. " "
Abby - - - 800. " "	Charlotte - - 800. " "
Joe - - - 800. " "	Phoebe - - - 600. " "
Phoebe - - - 600. " "	Joe - - - 800. " "
Bill - - - 350. " "	Sam - - - 275. " "
Agnep - - - 400. " "	3100. " "
Mary - - - 400. " "	R. Barnett pays
Helin - - - 350. " "	to E B Barnett - - - 25
Sam - - - 275. " "	<u>\$3075</u>

E B Barnett's proportion
Harriett - - - \$700. " "
Abby - - - 800. " "
Bill - - - 350. " "
Agnep - - - 400. " "
Mary - - - 400. " "
Helin - - - 350. " "
Cornelia 50. " "

add 25. " "
\$3075

lots by
 R. Barnett

Cornelia (infant) 50. " "
{ Harry - - - 625. " "
{ Charlotte - - 800. " "
<u>\$6150. " "</u>

One half 3075. " "

all of which is respectfully
 submitted

B Dewany
 Warren Edwards
 Mary Smith

Barrett

to } Court bond.

Barrett Jr

KNOW ALL MEN BY THESE PRESENTS, That we

John R Chambliss Jaz Taylor &

are held and firmly bound unto the Commonwealth of Virginia, in the just and full sum of
Three thousand Dollars, for the
payment of which, well and truly to be made, we bind ourselves, our and each of our
heirs, executors, and administrators, jointly and severally, firmly by these presents.

Sealed with our seals and dated this *17th* day of *Nov.*, 1855

The Condition of the above Obligation is such, That whereas the above bound

John R Chambliss & Jazwell Taylor

has by a Decree of *the Circuit Court of Southampton County*
pronounced on the *9th* day of *Nov.* 1855, in

a cause therein pending wherein *Richard Barnett in his own right &c* is
Plaintiff and *Erastus B. Barnett &c* Defendants,

been appointed Commissioner to make sale of certain *real* Estate in
the said cause described.—Now if the said *John R Chambliss & Jazwell Taylor*
of their office or trust. shall faithfully discharge *the* duties ~~as such~~

~~Commissioner under said decree~~, then this obligation to be void, else to remain in full
force and virtue.

Signed, Sealed, and delivered }
in presence of }

John R Chambliss L.S.
Jazwell Taylor L.S.
Robt Whitfield L.S.

Barrett

to } Report

Barrett

1855. Dec. 17th

Barnett

Report of Sale
Barnett & Co.

The undersigned commissioners, appointed by the Court of the County in this case, on the 9th day of Novr. 1855, to sell the tract of land in the Bill & proceedings mentioned, being a certain tract near Allen's depot, upon which Wells Mumpson resided at the time of his death, report that after advertising the same, as presented by said decree, they did on the 17th day of December 1855, upon to sell the said premises, at public auction, before the Court House Town of Southampton County, when Wm. D. Bryant being the highest bidder, became the purchaser at the sum of \$2850.00, of which he has paid in cash, for costs of suit & expenses of Sale as follows viz:

Cont. - Purchase Money		\$2850.00
Expenses of sale viz		
Advertising	\$5.00	
Comm. 5 per cent on \$500	15.00	
2 per cent on \$2000	57.00	
Cy in	1.00	
Costs of suit	85.44	
		157.44
		\$2692.56
1/3 of undiv. at 9 mos. bond for		897.52
Bond for balance at 2 years		1795.04

Given Bonds: herewith return the bonds of said purchaser, with Bury: Bryant & Richard L. Bryant as guaranties.

R. Chambers }
Clerk

Barnett

v } Bond.

Barnett

Know all men by these presents that we Richard Barrett
are held and firmly bound unto the Common-
wealth of Virginia in the just and full sum of Five thousand dollars. current
money of Virginia: 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 day of
1857 -

The Condition of the above obligation is such that if the above bound
Richard Barrett ~~he~~ of his infant son Erastus B. Barrett shall faithfully
perform what is required of him by a decree of the Circuit Court of Southampton
County entered on the 2^d. day of May 1857 in a suit therein depending between
Richard Barrett in his own right and as administrator of Wills M. Barrett plaintiff
against Erastus B. Barrett & Edward C. Crumpler Defs. then the above obligation
to be void or else to remain in full force and virtue -

Signed, Sealed & delivered }
In presence of }

(Seal)

(Seal)

Barnell
Barnett

Received of J. R. Chamberlain and J. W. Taylor Commrs
of cts in above suit forty dollars in full of my fee
as Commissioner of accounts in said suit as taxed -

Dec. 17 1855

Henry S. Howard, Commr.

Received my fee in said suit as taxed to the date -

12¹² of said Commrs. Dec 17 1855

J. R. Edwards

Received my fee as Sheriff in said suit as taxed on
12¹² of said Commrs. Dec 17 1855 -

M. P. Sumner

Received the taxed fee to Chamberlain, Attorney &
said tax. 11¹⁵ 55

J. W. Taylor

Received fee 11¹⁵ taxed to defendant's attorney -

J. R. Chamberlain

Geo. R. Chambliss & Hazell Taylor, Esqrs Trustees

1833

To further Argus

Dr.

Dec^r 6 - To ad^r sale land of Hampton Co.

2 sept 9 times 3 - \$55=

Per J. Taylor for advertisement

Barrat & Co

& Sons City.

Barrat & Co

1855. April Rules

Entered on the books
B Barrat March 10th
& Edward C Crumpler
March 15th 1855 -

A. C. Edwards Esq.
for J. Wells Esq.

The Commonwealth of Virginia:

To the Sheriff of Southampton County, Greeting:

We command you to summon *Erastus B. Barrett an infant under the age of 21 years and*
Edward B. Crampler

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

Richard Barrett in his own right & as admor: of Hells M. Barrett dec^d.

and have then there this Writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at
the Courthouse, this *7th* day of *March* 1855 in the *79th*
year of the Commonwealth.

L. R. Edwards

Norfolk March 3. 1855

Dear Sir

I enclose you Bill and Exhibits in suit of
Barrett vs Barrett. In which I sent you memorandum
for you on Friday - Please appoint ^(or Com) Ed Massenburg
Guardian ad litem to Erastus B. Barrett and ask him to
file the answer above as I want a decree at the next
term. Chambers & Massenburg are to represent the
infant.

Yrs truly
Joswell Taylor

L R Stewart Esq

Clerk Southampton Cent Co.
Peru New York

Наимені

(С)

Wm H. Webb & others, to J R Chambers, & Laywell Taylor.

Bond ann dec 17. 1857. with Int. from 17th Dec. 1855. \$1795.00.

Int. to Jan 187. 1858.

220.39

\$2015.42

Then paid

541.87

\$1473.55

Int to 20th Dec. 1858

81.77

\$1555.32

Then paid

1100.00

\$455.32

Int to 20th Feb 1859.

4.55

\$459.87

Barrett

to } Com. Bond

Barrett 10



KNOW ALL MEN BY THESE PRESENTS, That we *John R Chambliss*

are held and firmly bound unto the Commonwealth of Virginia in the just and full sum of *Three thousand* _____ Dollars, current money of Virginia, 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 *18* day of *January* A D. 185 *8*.

The Condition of the above Obligation is Such, That if the above bound *John R. Chambliss* who was on the 2nd day of May 1857 by a decree of the Circuit Court of Southampton County entered in the suit of Richard Barrett in his own right & as administrator Hills W Barrett against Erasmus B. Barrett & Edward Crumpler appointed Commissioners for the purpose of receiving certain bonds on said decree devised & collecting the same &

shall faithfully discharge the duties of his said office or trust according to law, then the above obligation to be void, or else to remain in full force and virtue.

Signed, Sealed and delivered in the
presence of the Court.

John R. Chambliss
J. B. Chapman

L.S.

L.S.

L.S.

L.S.

Bowers of Massachusetts

to } copy of Dec. 2

Comptroller

Barnett

vs. S.

Barnett &c

Exhibit D

Filed with Bill

This Indenture made and entered into this 19th day of April in the year one thousand eight hundred and fifty two between Leas Bowers and J. D. Maysenburg of the one part and Martha Matilda Crompter wife of Edward C. Crompter of the other part; Witnesseth that whereas Wells Mumfee by his last will and Testament gave to Leas Bowers, Simon Mumfee & J. D. Maysenburg two thousand two hundred dollars to be invested in land and conveyed by them to the said Martha Matilda Crompter with the limitations and restrictions set forth in said decedent's will (and having heretofore executed their trust with the exception of six hundred and sixty dollars, the said Leas Bowers and the said J. D. Maysenburg in their character of trustees having recently purchased of the heirs the tract of land formerly held by James Edwards at the price of six hundred and sixty dollars as will appear by deed duly recorded to them. Now for and in consideration of the premises and the further consideration of one dollar current money in hand paid they the said Leas Bowers and J. D. Maysenburg trustees as aforesaid have bargained and sold and by this do bargain, sell (and convey) unto the said Martha Matilda Crompter, wife of Edward C. Crompter the said tract of land containing two hundred and ninety acres more or less bounded by the lands of the late Wells Mumfee, James W. Mumfee and James Wells for and during her natural life (and after her death to her children or the heirs of said children should any of them have died during the lifetime of the mother leaving issue (and in the event of their being no such children or their issue then to children of the late Amanda Banott former wife of Richard Banott or in other words to be held by said parties in strict accordance with the will of said Wells Mumfee (and the said Leas Bowers & J. D. Maysenburg will for themselves and heirs warrant (and

defined unto the said parties all right title and interest
which they as trustees acquired under the aforementioned
deed. Given under their hands and seals the day (and
date above written).

Leah Bowers Seal
J. D. Mafsenburg Seal

Southampton County. In the Clerk's office the 18th day of October 1832
This Deed of bargain and sale from Leah Bowers & J. D.
Mafsenburg to Martha Matilda Cummpler wife of Edward
C. Cummpler was acknowledged by the said Bowers
& Mafsenburg (and admitted to record.

Teste,

L. R. Edwards, C. C.

Attest,

Teste,

Henry S. Howard, S. C.

5.

Barnett

v. } Stat. Rules

Barnett

Richard Barrett in his own right & as adm. of Wells M. Barrett Beff

v.

Erastus B. Barrett & Edward C. Crumpler Dft.

1855 Mar. 7: Sum. issued rdbk. to April Rules.

" April R. Sum. ret. Ex. Bill filed, E.W. Masfurnburg assigned go. additum to infant
Dft. Erastus B. Barrett. Ans. infant Gen. Rep. thereto. Cause set for hearing as to infant.

Decree him & Dft. Crumpler.

" May 5. Decree H?

" Oct. 6 Report

" Nov. 5. Decree for division &

" Dec 17 Rep.

1856 Apr 21 Rep.

" May 5. Pet. of M.D. Bryant & Ans. of W.H. Webb. & Decree 1?

" Nov 8. Rep. ret?

1857. May 5. Decree &

1858 May. Rep. & Decree

1859 . . . Rep. & Decree

1861 Nov. . . Decree to pay over 1?