

1866-01

SOUTHAMPTON CO.
CIRCUIT CHANCERY

WILLIAMS, A. VS. BARRETT, ANN E.

other names: Barrett, Benjamin
Barrett, Sarah.

Story for
Barrett } Deere

May Court 1861.

To be entered.

R. H. Baker

Story for
as } Dear
Barrett }

This day this cause came on to be heard on the bill of the Complainant taken for confessed as to the defendant upon whom ^{and of other bills to answer the said bill} process has been duly served, on exhibits, and was argued by Counsel - on consideration whereof the Court doth adjudge order and decree that ^{Mr H. P. Rogers who is here appearing} ~~Edward H. Story~~ Constable, ^{a special Commissioner on that behalf} under the defendant Ann E. Barrett or come one for her pay to the Complainant the amount of the two executions in the proceedings mentioned ^{to wit for the sum of \$30.40 with interest} from ~~20 day of January 1860~~ ^{for the sum of \$38.35 with} within sixty days from the date hereof shall after ^{from 20 day of January 1860 + the cost of the same} having given at least twenty days notice of time and place of sale, proceed to sell at public auction ~~the~~ ^{the} interest in remainder belonging to Ann E. Barrett in the three young negro children in possession of Sarah Barrett wife widow of Benjamin Barrett being her down interest; and out of proceeds of said sale, pay first the costs of this suit, and then pay to William the amount of the two executions and in the proceedings mentioned + the costs of said executions, and the balance if any pay to Ann E. Barrett. That this execution of this decree is to be suspended until the Commissioner shall have given ^{in the Clerk's Office of this Court} bond with good and sufficient security payable to the Commonwealth of Va in the penalty of \$200. conditions for its faithful performance of the trust herein assigned him

Story for W
Bill

Barrett

1861 April Rules

Bill
Barrett

1861 April Rules

To The Hon. Richard H Baker judge of the
Circuit Court of Southampton County - In
Chancery setting -

Humly complaining
sheweth unto your Honor, your complain-
ant Edwin R Story Constable of South-
ampton County, who sues for the benefit
of A Williams, that on the 29th March 1861
~~Benjamin & Warren~~ (he obtained) two executions from
Benjamin & Warren a justice of the Peace
for Southampton County, directed to
him in favour of A Williams against
Ann E Barnes. The amount of ^{one} ~~the~~ said debt for
thirty dollars and forty cents with interest
thereon from 3^d January 1861 and forty cents
and ^{month 3^d} ~~month 3^d~~ for thirty eight dollars and thirty
nine cents with interest thereon from 3^d
January 1861 ^{for 3^d cents cont.} as will appear by said executions
the said file is marked "B" and prayed to be
taken as a part of this bill -

Your complain-
ant would state that the said Ann E Barnes
has no property on which said executions could
be levied, and therefore has been returned in effect
but that the said Ann E Barnes is entitled
to an interest in remainder in the dower
property belonging to her mother Sarah Barnes
wife of Benjamin Barnes dead, consisting
of three young likely negro children ranging
from four to ten years old

your complainant desires the aid
of this honorable Court in authorizing
this interest to the payment of the aforesaid
executions, that there are eight or nine
other children who are usually entitled
with the said Ann & Barret to the remainder
of said slaves; - your complainant
desires the rule of the said Ann & Barret's
interest and the proceeds of sale applied
to your complainant's aforesaid execution
for tender consideration of which and
in as much as your complainant is
without remedy even in a Court of
equity it is prayed that Ann & Barret
may be made jointly dependant in
this bill and required to answer the
allegations thereof, that your
honor will decree a sale of
said interest in said slave names
and the proceeds of sale applied
to the payment of your complain-
ant's aforesaid executions, the
said Court will decree all proper
accounts and profits and other
and general relief for which may
be desired in the nature of the case
and may require it as day in court
done? your complainant will
ever pray -

Perthore & Co

Shing for the
m
Barrett } Deane

Appl. co. 1866..

To be entered

R. H. B.

Story for the
vs
Barrett } Deane

This cause came on again this day
to be heard on the papers forming a record and was
argued by counsel. On consideration whereof,
the plaintiff not caring further to prosecute
this suit, it is ordered to be dismissed.

Story for the
to { Exhibits

Barrett

no effect on
E. A. Strong could



Southampton County to wit—

To Edwin R. Story Constable of said County

I command you in the name of the Commonwealth
of Virginia, that of the goods and chattels of Ann E.
Barrett in your district you cause to be made the sum
of thirty dollars and forty cents with interest thereon
from the third day of January 1860 till paid.
which A. Williams has recovered before Joshua
Pettors in a warrant in debt and also the sum
of forty cents which were adjudged to the said A.
Williams for costs in prosecuting the said warrant—
Given under my hand this 22nd day of March
1861.

Benj. E. Worrell J.P.

 Southampton County to wit—
To Edwin R. Story Constable of said County
I command you in the name of the Commonwealth
of Virginia, that of the goods and chattels of Ann E.
Bailey in your district—you cause to be made
the sum of thirty-eight-dollars and thirty-nine
cents—with-interest—thereon from the third day
of January 1860 till paid which A. Williams
has recovered before Joshua Pretter in a warrant
in debt—and also the sum of forty cents which
were adjudged to the said A. Williams for costs
in prosecuting his said warrant—Given under
my hand this 29th day of March 1861

Benj. E. Worrell J.P.

Story for 10
in } Com. Bond

Barrett

Know all men by these presents that we W^m H. Prtlow
are held and firmly bound unto the Common-
wealth of Virginia in the just and full sum of three hundred dollars, to the
payment whereof well and truly to be made, we bind ourselves our heirs, Executors
and administrators jointly and severally firmly by these presents, Sealed with our
seals and dated this day of 1861

The condition of the above obligation is such that, if the above bound W^m
H. Prtlow Commissioner appointed by a decree of the Circuit Court of Southampton
County rendered on the 3^d day of May 1861 in a suit in Chancery therein pending
between Edwin R. Story Constable &c. plaintiff and Ann E. Barrett Defendant
shall faithfully discharge the duties of his trust under the said decree, then the above
obligation to be void or else to remain in full force and virtue.
Witness.

(Seal)

(Seal)

In the Clerk's Office of the Circuit Court of Southampton County.

The above bond was acknowledged by the obligors thereto before me, Clerk of the
Court aforesaid in my Office and
the security thereto made with before me that estate after the payment of
debts worth the sum of three hundred dollars the penalty of the said bond -
Given under my hand this day of 1861

Story for 8th
Sum. Chy

Barrett

1861 April Rules

Expence March
24 1861. by delivering
her a copy of the
within summons

W. B. Dick
Shff

The Commonwealth of Virginia,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—GREETING:

WE COMMAND YOU TO SUMMON

Ann E. Barrett

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 *her* in our said Court by *Edwin R. Story Constable who*
Sues for the benefit of A. Williams

and have then and there this writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court House, this *20th* day of *March* 18*81*, in the *85* year of the Commonwealth.

L. R. Edwards

Story for Vp
w { Stat. Rules

Barrett

In Southampton Circuit Court
Edwin R. Story Constable of Southampton County who sues for the benefit of A. Williams
against
Ann E. Barrett.

1861 March 20 Summons issued &c.
" April R. Summons ret. Executed. Bill filed & A. Nisi is left.
" (last Mond.) Bill taken for confessed & cause set for hearing.
" May 5 Decree.
1866 Dismissed

Williams

~ } Sum. Ch.

Barrett

1861 April Rules

Executed July 22nd
1861. by the following
have a copy of the
within summons

W. H. Webb

The Commonwealth of Virginia,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—GREETING:

WE COMMAND YOU TO SUMMON

Ann E Barrett

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 *her* in our said Court by _____

A Williams

and have then and there this writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court House, this *21st* day of *February* 18*61*, in the *85* year of the Commonwealth.

L R Edwards

Story for the

to 3 Papers

Barrett