

1868-114

SOUTHAMPTON COUNTY
CHANCERY PAPERS

PERSON'S EXTORTION vs. PERSON et al

3/1868

See also: Francis v Person, 1868

other surnames: Francis

576

Junius R. Person ~~father~~

by 3

Halter B. Person ~~father~~

Decease

1867 Decr. Decease filed.

1868 Jan. Report

— " Mar. Rep. Confm?

To The worshipful County Court in
Southampton County - In chancery -

A humble complaining shew unto
your worship, ^{John A. Person, Executor of John A. Person deceased} your ^{in plan} ^{of John A. Person deceased} ^{Wm. S. Francis}
& Laura his wife, who was Laura Person the
daughter of John A. Person deceased, - the said Lau-
ra, a minor, who swears by her next friend, the
said Wm. S. Francis - and respectfully shews as
follows - That the said John A. Person de-
ceased this life in the year 1863 or thereabout
having executed his last will & testament which
was duly admitted to record in the clerk's office of
the County Court of Southampton, a copy of which
is herewith filed as part of this Bill & marked A.

That the said John A. Person after making
certain specific devises & bequests in said will
to certain of his children, gives and devises the
remainder of his estate real & personal to his
three youngest children, to wit the said Laura Per-
son (who has since intermarried with Wm. S. Francis)
Walter B. Person & Florence O. Person; directing that
the said real estate or farm therein devised be kept up and
the said personal estate be kept together until the end of
the present year, and that at the expiration of that
time the same might be kept together longer for the

benefit of the said three youngest children, at the discretion of the Executors therein named.

James M. Person, one of the said Complainants ~~therein~~ is the only surviving Executor and he disapproves of keeping the estate together, but recommends a division of the said chattel estate, a Decree having been heretofore rendered for a division of the realty among the said three youngest children.

Said Complainants therefore pray that Commissioners may be appointed by a Decree of this Court, to divide the said chattel estate -

that the said Walter B. Person & Florence O. Person, infants, by a guardian ad litem to be appointed by this Court, be made parties Defendant to this suit & compelled to answer its allegations &c. And as in duty bound, they will so pray &c.

Geo I. Kingdon Jr

The Court & several answers of Walter M. Person & Florence O. Person ~~to~~ ⁱⁿ favor, by L. R. Edwards their guardian ad litem to a Bill filed against them in the County Court of Hampshire

- These Defendants, for answer say that they have no objection to the Decree prayed for in the Bill of the complainants, so far as they have been being infants submit their interest to the judgment of the Court.

Geo I. Kingdon Jr

James R. Person & others }
by }
Walter B. Person & others } Decree

This Cause this day came on to be heard on the Bill of Complainants ~~and~~ Exhibits thereto filed the Answer of Defendants & Replication thereto; and the Court having appointed L. R. Edwards, guardian ad litem to the Infant Defendants ~~which said~~ order and decree, that Benjamin G. Turner, David Turner, Jefferson J. Woodard and George N. Musgrave be appointed special Commissioners for the purpose (any three of whom may act) that they divide into three just and equal shares the personal or chattel estate now belonging to the estate of John A. Person deceased, still undivided and which was given and bequeathed by the said testator John A. Person in his last will and Testament to ~~the~~ ^{who has intermarried with Wm. S. Francis} three youngest children, Laura, Walter B. and Florence O. Person - that the said Commissioners allot or assign one share to the said William S. Francis & Laura his wife, one share to Walter B. Person or to his guardian, and the other share to Florence O. Person or to her guardian -

And the said Commissioners are directed to report to this Court in order to a final decree.

Person

~ } Copy Person

Person

Southampton County Court December Term 1867 -
Jennings R. Person Executor of John A. Person decd.

W^m S. Francis & Laura his wife who was Person,
the daughter of John A. Person decd. &c. The said
Laura a Minor who was by her next friend,
the said W^m S. Francis. &c

against -
Walter B. Person & Florence O. Person, Infants,
by L.R. Edwards their Guardian ad litem. - } Defts:

Plffs:

In Chancery

This Cause this day came on to be heard on the Bill of Com-
plainants and exhibits therewith filed, the answer of Defendants
and replication thereto, and the Court having appointed L.R.
Edwards guardian ad litem to the Infant Defendants, doth
adjudge Order and Decree, That Benjamin G. Turner, David
Turner, Jefferson J. Woodard, & George M. Musgrave, be
appointed Special Commissioners for the purpose, (any three of
whom may act.) That they divide into three just and equal
Shares the personal and chattel estate now belonging to the Estate
of John A. Person decd. Still undivided and which was given
and bequeathed by the said Testator John A. Person in his
last Will and testament to his three youngest children, Laura
who has intermarried with W^m S. Francis, Walter B. and Florence
O. Person. That the said Commissioners allot or apportion one share to
the said W^m S. Francis & Laura his wife, one share to Walter B.
Person or to his Guardian, and the other share to Florence O.
Person or to her Guardian. -

And the said Commissioners are ordered to report to this Court
in Order to a final decree. -

Attest
Copy

L.R. Edwards, Clk

Persons &c

5. } Report

Pinson

1868 Jan. 6th

We the undersigned commissioners in obedience
to the annexed order did proceed on 27th
of Decr 1867 to divide the personal and
chattel estate of Geo. A. Person and, as
exhibited to us as follows between Wm. S. Francis
in right of his wife Laura Walter B. Person
and Florence O. Person. The inventory and
appraisement of each lot is herewith submitted.

Respectfully submitted
The appraisement of the whole ^{being} of the said
chattel estate was made at which David ^{mark} ~~Turner~~
the Commissioners suppose it would ~~be~~ ^{be} ~~miss~~ ^{miss} ~~gave~~
sell at the usual credit 3

Jan'y 17. 1868. This day personally before me a
Justice of the Peace for Southampton County, Va
Benj. G. Turner David Turner and G. N. Musgrave
and made oath to the above report.

Wm. S. Francis (J. P.)

* This appraisement is made at what the Commissioners suppose the property would sell at on the usual credit at the sales of ~~Wattel~~ estates.

Appraisement and division of the chattle estate of John A Person decd between Laura Francis, Walter B & Florence O Person*

The following is a list of property assigned to Laura Francis.

Furniture at Home	\$125.00
Decorat Spoons	12.00
1 Glass	8.00
1 Luren	" 75-
1 Bed in office No 3 with covering & sheets	15.00
1 Cotton gin	50.00
1 Apple Mill & fixtures	10.00
one half contents of weaving room	2.50
1 pr balances in gins	1.50
2 Small dishes	" 50
1 pr bed blankets	4.00
2 Cartrifairs	6.00
Out hogs	36.00
1 Carriage and harness	271.25
1 yoke oxen No 1	125.00
55.00	
Lot of Fodder 4800 ^{lbs} @ 8/-	72.00
1 horse & two mules	280.00
2 pr leather	3.00
30 bbls corn @ \$5.00	225.00
1 Wagon No 1	40.00
7 bus peas @ \$1.00	7.00
10 " oats @ 5/-	5.00
1 lot of tools	5.00
1 " Chains	2.00
1 " axes, hoes &c	4.00
1 " plow harness	3.50
Cattle in amt	160.00
2625 ^{lbs} pork @ \$10.00	1267.75
Mistake in corn	242.50
	1480.25
	25.00
	1505.25-

A list of property assigned to
Walter B Pearson.

1 side board	\$30.00
1 desk and book case	15.00
1 Table & round	10.00
1 Set chairs in Parlor	3.00
1 Carpet & rug	9.00
Andirons in Parlor	5.00
1 yellow bedstead, bed and picture up little stairs	30.00
1 Bed top Parlor stairs	22.50
1 Water cups, 2 saucers, bowl sugar dish and cream pot	3.00
3 Silver spoons for	24.00
4 Table spoons for	9.00
1 Dinner pot No 3	3.50
1 large " " 2	5.00
1 Pot	10.00
1 Matress	158.00
Andirons in Chamber	3.50
Teakettle &c	3.00
6 Dining room chairs	5.00
3 Chamber chairs	3.25-
1 Back garden table & floor brush	2.00
1 half contents of evening room	2.50
1 oven No 1	2.00
Andirons, pot racks & hooks	3.00
Contents of Milk house	3.00
1 Bowl and pitcher in Chamber	1.50
1/2 doz W.G. Plates	.75-
4 Small "	.35-
2 Bed stands	.50
3 Small dishes	1.50
4 " "	1.00
6 blk knives & forks	1.50
	\$195.35-

Am't paid forward

\$195.35-

1 old castor	.50
2 pithers	.25-
1 half contents of dairy	7.50
1 trundle bedstead	2.50
1 Spotted blanket	3.50
2 pr blankets	8.00
1 Comfort	3.00
1 Counterpane	3.50
1 Wash stand, candle stand & other furniture in office	5.00
1 lot furniture over Chamber stairs	2.00
1 " " off dining room	10.00
1 Clock	3.00
2 Ovens damaged	1.00
1 " No 2	1.00
And bags	29.00
1 Still	285.10
1 white saw No 1	25.00
1 " " " 3	2.00
1 Scythe	.75-
1 pr scales & fixtures	1.50
9 pr leather	5.00
1/2 half barrels in lumber house	18.50
1/2 " castings in " "	2.50
1 boiler	3.00
1 Buggy & harness	20.00
1 Gate oven	30.00
300 lbs fodder	45.00
1 horse & two mules	75.00
1/2 half plows &c	255.00
" " barrels in log barn	25.00
50 lbs corn @ \$3.00	16.25-
15 sheep @ \$1.00	225.00
1 wagon, log wheels, horse cart & old harness	15.00
	43.00
	\$1087.60

Am't brot over	\$1087.60
2614 ^{lbs} pork @ \$10.00	261.40
7 bus fees @ \$6.00	7.00
1 lat trace	5.00
1 " chains	2.00
1 " axes, horse	4.00
1 " plow harness &c	3.50
1 lat Cattle in Am't	100.00
11 bus axes @ 3/4	3.00
^{mitcham} ^{can}	
A list of property assigned	\$1473.50
to Florence C. Pura	<u>25.00</u>
	1500.50
1 Bureau	\$20.00
1 Sofa	15.00
1 Table & round	10.00
1 pr Candel sticks & tray	6.00
1 Bowl, pitcher &c up Parlor stairs	10.00
1 Bed No 2 over dining room	25.00
1 Mattress up Parlor stairs	5.00
1 Bed up Chamber stairs	22.50
1 Cartar	10.00
5 silver spoons	4.00
24 Table spoons	9.00
1 Brass kettle	2.50
6 dining room chairs	5.00
1 Mat No 1	5.50
2 biscuit plates	1.00
1 Bed in Office No 1	25.00
Contents in small room up stairs	15.00
1/2 doz soup plates	7.50
2 large dishes	2.00
6 knives, file & fork & 12 first choice forks	3.50
1/2 contents of dairy	7.50
1 shield	.20
Contents of side board	8.00
	<u>212.45</u>

1 Compart	\$ 212 45-
1 Bedstead at Parker's	3.00
1 Mat No 4	2.50
12 forks and chains	3.00
Out bags	1.50
Lot of fodder 4900 $\frac{1}{2}$	36.00
1 yoke black Oxen	73.50
3 mules	45.00
1 still	285.00
5 Cow hides	50.00
1 Whip and No 2	5.00
1 " " " 41	2.00
1 " " " 41	1.50
1 " " " 41	1.00
1 " " " 41	13.50
1/2 half of barrels in lumber house	3.50
1/2 " " in log barn	16.25-
1/2 carting in lumber house	~~754.45~~
1/2 half plow etc	3.00
1 1/2 head of sheep	75.745-
1 big wagon, or wheels, straw cutter, and	25.00
lumber in carriage house	15.00
30 bbls corn @ \$5.00	797.45-
2609 $\frac{1}{2}$ bush @ \$10.00	40.00
7 bus peas @ \$1.00	2.20.00
1 lat loads	2.60.90
1 " chains	7.00
1 " axes, horse	5.00
1 " gear	2.00
Cattle in Ant	4.00
10 bus oats @ 3/-	3.50
	1.50.00
	5.00
	\$ 1504.85-