1869 - 13 Southampton County - Chancery Harris, Theophilus F. vs Harris, et als

Partition

Harris - Julius Caesar ← L.R. Edwards (GAL)
" Nanny T.
" Frank E.
" Martha Jane
" Fabian Luther
" Missouri
" James Edwin.
" Ella
" Rosa
" Millard

4

Harris

v. } Papers

Harris adm

1870 May Ent. Final decree

To the Hon. Richard H Bakes Judge of the Circuit Court for the County of Southampton — In Chancery

Humbly complaining sheweth unto your Honor your Orator Thophilus F Harris that in the year 1854 his father Howell Harris died leaving a widow Mary Harris and the following children to wit; your orator, Julius Caesar, Nancy J, Sarah E, Martha Jane, Fabian Luther, Missouri, James Edwin, Ella, Nora, and Willard F Harris, all of the said children being infants under the age of twenty one years except your orator and Nancy J Harris — That before his death the said Howell Harris made and published his last will and testament which was admitted to probate at the April term 1854 of the County Court of Southampton and James Harris and your orator the Executors therein named qualified accordingly to law — That the said James Harris has since died leaving your orator the surviving Executor — That by his will the said Howell Harris left the whole of his estate except one horse to his wife during her widowhood charged with the clothing and educating of his children and after her death or marriage to be disposed of in unequal proportions among his children as will appear from the copy filed as aforesaid — That within two months after the death of the said Howell Harris his widow the said Mary announced the provision made for her by the said will, and commissioners appointed for that purpose by the County Court of Southampton proceeded to allot to her her dower — That the said commissioners after allotting to her one third of the personal estate, allotted to her as her dower in the real estate the tract of land devised by the 9th clause of the will to Willard F Harris after the death or marriage of the said widow — That the course pursued by the said widow was not anticipated by

the testator and no provision having been made by the said will in contemplation thereof, your orator has been much embarassed in the management of the said estate and is unwilling to proceed therein without the aid and direction of this honorable court. That it would be to the advantage of the devisees that the real estate mentioned in the 5th clause of the will should be sold, but your orator is not informed whether he has a right to sell the same, or how the balance of the personal estate after discharging the widows dower should be disposed of. In tender consideration of all which and in as much as he is without remedy in the premises except in a court of Equity where matters of this kind are peculiarly cognizable. To the end therefore that justice may be done, he prays your Honor to make Mary, Julius Caesar, Nancy T, Sarah E, Martha Jane Fabian Luther, Nilson J, James Erwin, Ella, Rosa, and Willard F Harris Defendants to this bill and that they answer the allegations thereof, that some fit & proper person may be appointed guardian ad litem to the infant Defendants. That your Honor will direct whether the real estate mentioned in the 5th clause and the personable property mentioned in the 8th clause should be now sold and the shares mentioned in the 7th clause divided as if the marriage or death of the widow had already occured, making a proper compensation from the other beneficiaries under the will who will thus be placed in immediate possession of their property to Willard F Harris for the real estate of which he alone has been deprived by the renunciation of the widow, or whether the whole of said property shall be kept together for the support and education of those children who will be entitled thereto at the death or marriage of the said widow making compensations as aforesaid to Willard F Harris, or whether the said property shall be kept together for the support and education of all the children and if the said property is to be kept together if the Executor whether he is to rent out the land and hire out the slaves, or to keep up the farm. That if any accounts are necessary they may be ordered, and that the court will grant such other and general relief in the premises as equity may dictate, and as in duty he will ever pray &c, may it please the court &c

Chamblis & Mapenberg
for Pltf

The answer of Julius Caesar, Sarah E, Martha Jane, Fabian Luther, Nilson J, James Erwin, Ella, Rosa, and Willard F Harris ~~by E N Erwin~~ Defendants to their guardian ad litem, to the bill of complaint filed against them and others by Theophilus F Harris

These Defendants being sworn and answering &c for answer to the said bill or so much thereof as they are advised it is material or necessary they should make answer unto, answering say, that they believe the facts therein stated are true and being informed they submit their rights to the protection of the court and having answered they pray to be dismissed &c

Chamblis & Mapenberg
for Defts

The answer of Mary and Nancy T Harris to the bill of complaint filed against them and others by Theophilus F Harris

these Defts saving & reserving &c for answer to the said bill or so much thereof as they are advised it is material or necessary they should make answer unto, answering say that the facts stated in the bill are true, and having answered this prayeth to be dismissed &c.

Chambliss & Mapp Solrs
for Defts

Harris
vs
Bill
&
Harris &c

1856 April Rules.

Nairn

21 } Accn

Nairn.

Nov. June 1856.

To be entered

R & B.

Harris
vs.
Harris et al

This day this cause came on to again be heard on the papers formerly read - on the report of Leonard Webb. made in pursuance of an order of this Court pronounced at May Term 1856 - and was argued by Counsel - on consideration whereof the Court adopting and confirming said report, to which no exception has been filed - doth adjudge and decree, that Mr Webb. one of the Commissioners of this Court. take the following accounts.

1st. A further account of the transactions of J. F. Harris Exor of Harold Harris -

2nd. an account of the outstanding debts and demands against the estate of Harold Harris, and a statement of the proportion of the funds, in the hands of the Exor. arising from the sale of Smithfield property to which each of said the creditors is entitled.

3rd. An Enquiry whether it will promote the interest of the children to divide the Slaves and Land to which they are entitled under the will of their father, Harold Harris. or put the Slaves together as a common fund - and sell the real estate vested in the children, except the Land, vested in Richard T. Harris - & the reasons on which the opinion is founded, also what compensation, should be made to the T. Harris, if the Slaves should be divided at this time, on account of his having received that part of his real estate included in the minors share.

also

which accounts and statements the Court with respect to Court, is ~~a matter to refer~~ with any matters, specially stated - deemed pertinent by himself or required by the parties, or either of them.

Harris
vs. } Commissioner
Harris et al

Augt 19th 1857

The accompanying Exercise & the within
Petition.

To Theophilus T. Harris, Nanny & Mary Harris and L. R. Edwards guardian ad litem to Julius Caesar, Sarah E., Martha Jane, Fabian Luther, Missouri, James, Edwin, Ella, Rosa & Mildred T. Harris.

You are hereby notified that I have fixed upon ~~Tuesday~~ Monday the ~~4~~ 14th day of ~~October~~ September next, at my office, in the town of Jerusalem, to take and state the several accounts required to be taken by a decree of the Circuit Court of Southampton County rendered at May term 1856, in the suit of Harris &c vs Harris & others, in which suit you are parties plaintiffs and defendants; at which time and place you are required to attend. Given under my hand as Commissioner of the said Court this the 28th day of July 1856.

Wm. B. Cobb Comm

Howell Harris

A Copy of Bill

Harris
&c } Exhibit with Bill
Harris V

(A)

I, Novell Davis considering the uncertainty of life and the duty of being prepared for death, do make and ordain this my last my last will and testament hereby revoking all former wills by me at any time made.

Item 1st. After paying my just debts I give to T. T. Davis my cream Horse.

Item 2. I loan to my wife and children all the remaining part of my estate, during her natural life or widowhood my children to be clothed and well educated out of the proceeds arising therefrom if sufficient; and if not my executors shall sell such species of property as they may think proper for that purpose, and in case my wife should marry in that event it is my will and desire for her to have one third part of my estate as the law would direct allotted to her in dower as if there had been no will.

Item 3. At the death or marriage of my wife my will and desire is that my son Theophilus E. Davis shall have his choice of one of the following negro boys. Henry, Williams or Matt either one of them which he may think proper to take.

Item 4. At the death or marriage of my wife I give to my son Millard F. Davis my home tract of land including the land lying on the west side of the mill pond and in case he should die without lawful issue. Then and in that case I give the above named tracts of land to my next youngest son James E Davis and in case he should die without lawful issue I then give it to the next youngest surviving son in like manner as before mentioned to them and their heirs forever. My main object for so disposing of the above named tracts of land is to keep it in my family.

Item 5th. At the death or marriage of my wife I leave all the balance of my real estate not yet named to be sold and the moneys arising therefrom to be equally divided between all of my children except Theophilus E. and Millard F. Davis, who have specific legacies above named.

Item 6th. My desire is that my son Theophilus T. Harris shall have his Education completed out of the proceeds of my estate either by sale of property or other wise my object for doing this is to make him equal with the balance of my children as my intention is not to give him any thing more than what I have already expressed above in the first and third clauses.
Item 7. My wish is that at the death or marriage of my wife or in case of either or both events, I leave the balance of my negro property not yet disposed of equally divided between all my children except Theophilus T. and Milland F. Harris, whom I have given Specific legacies.
Item 8. at the marriage or death of my wife my wish is to have all the perishable property sold and after paying all expenses, debts &c I give to my youngest son Milland F. Harris one Thousand dollars, my for doing so is because Milland F. Harris will have no legal title to his land unless he shall have a lawful issue, the next youngest surviving son shall have his legacy land &c by giving up first his portion of my estate which he is entitle to draw from the purpose of my will and if he should not be willing to give up his interest for that of Milland F. Harris then I extend the right to the next youngest son in like manner and in case he should not be willing to give up his legacy for that of Milland F. Harris, then I extend the right to the next youngest son in like manner and in case he should not be willing to give up his legacy for that of Milland F. Harris then my desire is that it shall be sold and equally divided between all of my children except Theophilus T. Harris and the sons to whom the right has been already extended.
Item 9. I constitute and appoint my brother James Harris and son Theophilus T. Harris the executors to this my last will and Testament. Given under my hand and seal, this the eleventh day of January one Thousand eight hundred and fifty four.

In presence of
Wm A. Jones
J. W. Cloud
Thos. B. Powell
G. N. Musgrave

Howell Harris (Seal)

At a Court held for the County of Southampton, the 17th day of April 1854.
This last Will and Testament of Howell Harris dec'd was this day proved by the oaths of Jos. W. Cloud & G. N. Musgrave two of the subscribing witnesses thereto and thereupon ordered to be recorded.
And on the motion of James Harris and Theophilus T. Harris the executors therein named who made oath and together with Joseph W. Cloud, Robert S. Jones & W. E. Ryland his securities (who justified on oath as to their sufficiency) entered into and acknowledged a bond in the penalty of Thirty five Thousand Dollars conditioned according to Law. Certificate is granted them for obtaining a probat of the said will in due form.

Test.
R. R. Edwards, C.C.

A Copy.
Test.
Henry S. Howard, D.C.

Harris

vs 3 depositions.

Harris

The depositions of Wm. A. Jones, James Drewry and Joseph H. Claud taken by me on the 17th day of August 1857, to be used as evidence before me in the suit of Harris vs Harris & others —

Wm. A. Jones being first duly sworn deposed and said as follows; I think it would promote the interest of the children that the slaves should be divided now, that is to say, I think that those children who are of age should take their proportion and the rest remain together — I think it would promote the interest of the children that the land should be sold. If Mr. F. Harris should receive the one thousand dollars given to him by the will of his father at this time, I do not think he ought to receive any other compensation — But if he should not then he ought to receive at least that amount now for the purpose of raising & educating him.

Wm. A. Jones

and Joseph H. Claud

James Drewry, being first duly sworn deposed and said as follows; We agree with Col. Wm. A. Jones in the deposition given above.

James Drewry

J. H. Claud

Harris

vs

Deane

Harris Cab

Nov 10th 57

To be entered

R. H. Baker

Harris &c-

vs

Harris &c-

On motion of Narcissa T. Harris, she is allowed to be made a Plaintiff in this cause, instead of one of the defendants and this cause came on this day to be further heard on the papers formerly read and on the report of Comrs. Cobb made in pursuance of a decree of this Court. at November Term 1856 and was argued by Counsel. On consideration whereof the Court, adopting and confirming said report, to which no exception has been filed, with a proviso and decree, that Thomas S Harris Exr of Howell Harris, after providing for the payment of $407.45 with interest thereon from 1st Sept. 1857, being the amount due to him on his Executorial account filed in this cause, and the sum of $193.56, due to him as guasi trustee, with interest from 31st December 1856, and also for the sum of $1000 with interest from the date of this decree, be paid to Willard F Harris, being the Legacy under the will of the testator, and retaining for himself the slave Henry, that he then deliver up for sale and division the lands, & slaves of which Howell Harris died seized & possessed that the lands be surveyed & divided between & Willard F. Harris & And the Court doth further adjudge order & decree that William A Jones, James Denny & Joseph B. Clark, and Samuel Denny, any three of whom may act, proceed, after being duly sworn before a Justice of the Peace to divide the said slaves so as to allot & the plaintiff Narcissa T. Harris 1/3 thereof in value, and the residue to be kept together and the Opt. purchase thereof each for the joint benefit of the infant de-

fendants, Sarah E. Martha A. Fabius
L. Mifouri James E. Ella, and Rosa Harris
and make report thereof to the Court
until the further order of the Court.
And the Court doth further adjudge order and
decree that Theophilus F. Harris, who is hereby
appointed a Commissioner for the purpose,
after having advertised the time, place and
terms of sale for thirty days by advertisement
at two or more public places in the neigh-
borhood, and at the Court House door of this
County on some Court day, on the premises
Real State aforesaid the said Howell Harris
did seised, in the County of Southampton, with
the petition seized by Willard F. Harris a afore-
said, on a credit of one three years, equal
instalments, (with cost and sufficient
to pay the cost of suit & expenses of sale, in
closing fee of Counsel) with interest thereon
from the day of sale, taking for the same
bonds with sufficient security payable
& retaining the title to the same until the further order of the Court
the said Commissioner, and return the
said bonds
here, with a report of his transactions
under his seal to the Court;
But this decree is to be suspended as to
the sale of the said Real State, until the
said F F Harris Comr. aforesaid shall ex-
-ecute in the Clerks office of this Court a
bond with sufficient security in the penalty
of $2500 payable to the Commonwealth of
Virginia, conditioned for the faithful per-
formance by him of the duties of his said
office or trust

Harris

vs } Comm. Bond

Harris

Know all men by these presents that we Theophilus F Harris
are held and firmly bound unto The
Commonwealth of Virginia in the just and full Sum of Two thousand
five hundred dollars. to which Payment 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
17th day of December 1857

The Condition of the above obligation is such that whereas by a
decree of the Circuit Court of Southampton County entered on the 16th day
of November 1857 in a suit therein depending between Theophilus F. Harris
Pltff: and Mary Harris & others Defts the above bound Theophilus F.
Harris was appointed a Commissioner for purposes therein mentioned
Now if the said Theophilus F Harris shall faithfully discharge the duties
of his office or trust according to law then the above obligation to be void or
else to remain in full force and virtue.

Signed, sealed & delivered
in the presence of 3

T. F. Harris (Seal)
Mark A. Janey (Seal)

Harris
vs } Decree
Harris &c

To be entered
R. H. Baker
May 4. 1856.

Harris
vs } Decree
Harris &c

This day this cause came on to be heard on the bill answers & Nancy & Mary Harris answer & the infant Defendants & EDWARD their guardian ad litem, application & the said answers and exhibits filed and was argued by counsel, On consideration whereof the court doth adjudge order and decree that one of the Commissioners of this court take the following accounts to wit;

1st An account of the transaction of James and Theophilus T Harris as the Execrs of Howell Harris

2. An account of the [redacted] real and personal estate (showing the value of each) as per decree allotted to Mary Harris, and to whom the said dower property is derived and bequeathed by the will of the said Howell Harris after the death or marriage of the said Mary Harris

3 An account of the debts of the said estate and slaves of which the said Howell Harris died seized (showing the value of each) and to whom the said property was devised and bequeathed after the death or marriage of the said Mary Harris, and the value of the share of each devisee & legatee

4 An account of the personable property directed to be sold by the executors of the will of the said Howell Harris (showing the aggregate value thereof & the value thereof after the payment of debts) and report the same to court with any matters specially stated deemed pertinent by themselves or which he may be required to state by any of the parties

Harris
vs: } Decree
Harris Adms.

Nov. Term 1867

To be entered

R. H. B.

Harris
vs: } Decree Nov: Term 1867
Harris' Admr. }

This day this cause came on to be heard, and it appearing to the satisfaction of the court (by exhibits filed marked L. & M.) that the bonds executed by Mark James for the purchase of a part of the land sold by T. F. Harris under a decree pronounced at the Nov. Term 1857 have been paid by said Mark James, it is ordered that Littleton R. Edwards be appointed a special Commissioner in the stead of T. F. Harris to execute & make a deed with special warranty to said James for the land he purchased in the proceedings mentioned: to wit the two hundred acres on the East side of Parris mill pond. The said land formerly belonging to the estate of Harrell Harris dec'd.

Harris

vs. } note to decree

Harris &c.

May Term 1858.

To be entered

R. H. Baker

Harris
vs
Harris &c-

This day this cause came on to be again heard on the ~~report~~ papers formerly read and on the reports of the Commrs mean the arrears of November Term 1857- and was argued by Counsel

On consideration whereof the Court confirming and adopting said reports to which no exception has been filed- doth adjudge ordain and decree, that the said Reports be binding and conclusive-. and the Court doth further adjudge ordain and decree, That Theophilus F. Harris, recive from the Clerk of this Court, the bonds filed with his report, being the bonds taken for the purchase of the real estate, in the proceedings mentioned, & collect the same when due, and out of the amount thereof, pay to the Guardian of Willard F. Harris the sum of $1000. with interest thereon from 10th day of November 1857- and ~~make~~ report the proceedings ~~thereof~~ to this Court.

But this decree in respect to the collection of the bonds, shall be suspended, until the said Theophilus F. Harris, or some one for him, shall give into Court bond & security, in the penalty of $3000- in the Clerk's Office of this Court, & before the Clerk, conditioned, faithfully to execute. Commonwealth of Virginia, this decree

B Varii

as 3 Copey Drew

B Varii z d.

Fluvanna Circuit Court, May Term 1836

Throphilus F. Harris Plaintiff } In Chancery

against

Mary, Julius Caesar, Nanny F., Sarah E., Martha Jane, Fabius Quintus, Missouri, James, Edwin, Ella, Rosa, & Willard F. Harris. Defendants }.

This day this cause came on to be heard on the bill, answers of Nanny & Mary Harris, answer of the infant defendants by L. H. Edwards their guardian ad litem, replications to the said answers, and exhibits filed and was argued by Counsel. On consideration whereof, the Court doth adjudge, order, and decree that one of the Commissioners of this Court take the following accounts viz:

1st An account of the transactions of James and Throphilus F. Harris as the executors of Howell Harris.

2nd An account of the real and personal estate showing the value of each allotted to Mary Harris as her dower, and to whom the said dower property is devised and bequeathed by the will of the said Howell Harris after the death or Marriage of the said Mary Harris.

3rd An account of the real estate and slaves of which the said Howell Harris died seized, showing the value of each, and to whom the said property was devised and bequeathed after the death or marriage of the said Mary Harris and the value of the share of each devisee & legatee.

4th An account of the perishable property directed to be sold by the 8th Clause of the will of the said Howell Harris showing the aggregate value thereof and the value thereof after the payment of debts and report the same to Court with any matters specially stated deemed pertinent by himself or which he may be required so to state by any of the parties.

A Copy, Teste,

Henry L. Howard, D.C.

Harris

vs } Copy of decree

Harris &c

I acknowledge receipt- of the within degree of which I have been notified
duley and hereby authorize W. W. Cobb of the County of
Southampton and state of Virginia, to carry out its legal
requisitions — Febry 4th 185- — J. F. Harris Exr.

Southampton Circuit Court, November Term, 1856

Theophilus F. Harris ... Plff's

against

Mary, Julius Caesar, Nancy F., Sarah E. Martha Jane, Fabian Luther, Missouri, James Edwin, Ella, Rosa, & Millard F. Harris. ... Defts.

This day this cause came on to be again heard on the papers formerly read, on the report of Comm. Cobb made in pursuance of an order of this Court pronounced at May Term, 1856, and was argued by Counsel. On consideration whereof, the Court adopting and confirming said report, to which no exception has been filed doth adjudge, order and decree that the said Comm. Cobb one of the Commissioners of this Court take the following accounts.

1st. A further account of the transactions of T. F. Harris Extor of Howell Harris.

2nd. An Account of the outstanding debts and demands against the estate of Howell Harris and a statement of the possession of the funds in the hands of the Extor. arising from the sale of perishable property to which each of the creditors is entitled.

3d. An Enquiry whether it will promote the interest of the children to divide the slaves and Land to which they are entitled under the will of their father Howell Harris or keep the slaves together as a Common fund, and sell the real estate devised to the children except the Land devised to Millard F. Harris & the evidence on which the opinion is formed.

Also what compensation should be made to M. F. Harris if the slaves should be divided at this time on account of his being deprived of that part of his real estate included in the widow's dower. which accounts and statements the Comm. will report to Court with any matters specially stated deemed pertinent by himself or required by the parties or either of them.

Teste,

Henry S. Howard, D.C.

This day Joseph W bland and William A Jones personally appeared before me and made oath that they had complied with the requisitions of the within clerks as regards the division of the Slaves belonging to the estate of Howel Harris decd. given under my hand this 12th day of March 1858

Nathl. N. Thomas J.P.

Copy of Decree

Harris
vs
Harris's

Comd. Ct. Ct.
1858 May 3rd Rpd.

Southampton Circuit Court, November 19th, 1857.

Theophilus F. Harris ... Eff 3

against

Mary, Julius Caesar, Nancy F., Sarah E., Martha Jane, Fabius Luther Missouri, James, Edwin, Ella, Rosa, & Milland F. Harris Defts.

On motion of Nannie F. Harris, she is allowed to be made a Plaintiff in this cause instead of one of the defendants and this cause came on this day to be further heard on the papers formerly read and on the report of Wm. Cobb made in pursuance of a decree of this Court at November Term 1856 and was argued by Counsel. On consideration whereof, the Court adopting and confirming said report to which no exceptions be filed doth adjudge, order and decree that Theophilus F. Harris Executor of Howell Harris after providing for the payment of $1807.415¢ with interest thereon from 1st Sept. 1857. being the amount due to him in his executorial account filed in this cause and the sum of $193.5h¢ due to him as guardian with interest from 31st December 1856, and also for the sum of $1000.— with interest from the date of this decree to be paid to Milland F. Harris being the legacy under the will of the Testator and retaining for himself the slave Nancy, that he then deliver up for sale and division the lands & slaves of which Howell Harris died seized & possessed except the lands devised to Milland F. Harris. And the Court doth further adjudge, order and decree that William A. Jones, James Drewry, Joseph W. Cleland and Saml Drewry, any three of whom may act, after being duly sworn before a Justice of the peace to divide the said slaves so as to allot to the plaintiff Nannie F. Harris and the defendant Julius C. Harris each 1/9 thereof in Value and the remainder to be kept together for the joint benefit of the infant defendants Sarah E., Martha J., Fabius L., Missouri, James E., Ella and Rosa Harris until the further order of this Court and make report thereof to this Court. And the Court doth further adjudge, order and decree that Theophilus F Harris who is hereby appointed a Commissioner for the purpose after having advertised the time, place and terms of sale for thirty days by advertisement at two or more public places in the neighborhood and at the Courthouse door of this County on some Court day, proceed to sell on the premises the Real estate of

which the said Howell Harris died seized in the County of Southampton. except that portion devised to Willard F. Harris & appertaining a credit of one and two years equal instalments (except cash sufficient to pay the cost of sale & expenses of sale including fees of Counsel,) with interest thereon from the day of sale, taking for the same two bonds with sufficient security payable to the said Commissioners retaining of the title to the same until the further order of the Court and return the said bonds with a report of his transactions under this decree to the Court.

But this decree is to be suspended as to the sale of the said real estate until the said F. F. Harris Commissioner as aforesaid shall execute in the Clerks office of this Court a bond with sufficient security in the penalty of $2500 00 payable to the Commonwealth of Virginia, conditioned for the faithful performance by him of the duties of his said office & trust.

Teste,

Henry S. Howard DC.

"

"

He declines to the within decree, the Jud of the Court. proceed to confirm and allow the Report therein mentioned. and herewith returns the same, as by paper filed Marked (W) - Only the Mr Carlisle, were present - when the said admission was made, but I am informed another Court has been and confirmed & admitted, and concurs in the same, but declines to sign this report because he was not sworn - & and not a J.

Respectfully submitted

To the Clerk of the
Cir. Ct. of Southampton.

Wm. H. Jones } Court
J. W. Carlisle }

Harris

vs

Harris & others.

Commissioners Report

1857 Nov. 7

The Estate of Howell Harris dec?
In account with Theophilus F. Harris Executor.

1856			Dr.		Cr.		Interest
Dec	31	By Balance due per Report			2369	30	
"	"	To paid Taxes and Substitutes	15	33			
"	"	" " Expenses at Court	1	50			
"	"	" Expenses of Theophilus at College —	165	00			
"	"	To paid for repairs of House	11	00			
"	"	" " John Harrison, acct.	5	50			
"	"	By Balance due the Estate	2170	97			
			2369	30	2369	30	
1857		By Balance due brought down			2170	97	
Jany	7	" Cash rec? of R. P. Clements			6	25	
Augt	17	" " " of Johnson, Merritt & Co.			527	06	
"	"	" " " of J. C. Ivey			44	19	
		To Commissions on $577.50	28	87			
Jany	5	" paid Expenses to Greenville		50			
"	"	" " James R. Joyner, acct	12	22			
Mar	2	" " James Brevoy on bond	33	48			
"	"	" " Expenses to Greenville		75			
May		" Amount expended at College by T. F. Harris —	150	00			
June	1	To paid Expenses to Greenville		50			
"	"	" " E. J. Turner, acct	16	50			
July	16	" " J. R. Chambliss, acct.	11	50			
"	17	" " Peter Edwards, bond &	357	15			
Augt	3	" " Expenses to Courts	5	75			
"	19	" " J. B. Vick, acct	1	37			
"	17	" " James Brevoy on bond	356	57			
"	21	" " Wm P. Harris " "	398	05			
"	31	" " Thomas M. Pearson adm?. of James Harris dec?, balance due as Co-executor.	1570	73			
		Amounts carried forward,	2883	88	2748	47	

1857		Amounts brought forward	2883	88	2748	47
Augt	31	To paid Thomas M. Newsom, bond for which Howell Harris was security for William A. Ivey.		119	22		
"	31	To paid J. C. Ivey bond for which Howell Harris was security for Richard Anders.		36	24		
"	"	To paid Mrs. S. E. Harris, acct.		1	72		
"	"	" " Thos. M. Newsom admr. of James Harris dec'd.		26	00		
Septr	1	To paid A. A. Williams, acct			19		
"	"	" " for Books &c, for S. F. Harris while at College.		40	00		
"	"	To paid Chambliss & Mapson, acct		40	00		
"	"	" " J. R. Chambliss, "		21	50		
"	"	" " Wm. W. Cobb Comnr.		59	00		
"	"	By Interest on $2170.97 balance of last year up to this date.			86	83	
"	"	To Commissioners fee for this account and copy furnished.		15	00		
"	"	To Balance due the Executor			407	45	
			3242	75	3242	75	
"	"	To Balance due brought down $407 45 with interest thereon from this date.					

Respectfully Submitted
Wm. W. Cobb Comnr.

Stanny Z., Julius C., Sarah E., Martha J., Fabian L., Mary E., James C., Ella, Rosa & Millard F. Harris, infants of H. Harris dec'd.
In account with Z. F. Harris Executor of Howell Harris dec'd.

			Dr.		Cr.	
1856						
Decr	31	By Rent of land this year.			90	00
"	"	" Hire of negroes			698	34
"	"	To paid for keeping appraised negroes	65	00		
		Amounts carried forward	65	00	788	34

1856		Amounts brought forward	65	00	788	34
Jany	1	To paid Mrs. Harris, acct.		50		
Mar	3	" " W. A. Walker, "		1	12	
"	12	" " G. E. Ford, "		6	00	
"	"	" " Noah Walker, "	40	00		
"	"	" " Lyons, Abrahams & Davis, "	9	64		
"	"	" " H. Ford "	2	00		
"	"	" " G. E. Ford, "	2	75		
June	3	" " Mrs. Poole, "	10	75		
"	6	" " Filmon Adams, "		25		
Decr	25	" " Pope & Murfee, "	15	78		
"	"	" " Nannie & Sarah Harris	20	00		
"	31	" " for hat & blanket for Saud	2	00		
"	"	" " John Pierce for tuition	27	56		
"	"	" " Dr. George Mason, "	40	47		
"	"	" " Sarah E. & Martha J. Harris	6	00		
"	"	" " Mrs. Harris for board	562	76		
"	"	" " Miss Sallie Ramsay, tuition	70	00		
"	"	" " Dr. T. B. Powell, Med: acct	57	75		
"	"	" " Mrs. Thomas, acct	1	78		
"	"	" " Same		38		
"	"	" Commission on $788.34	39	41		
"	"	" Balance due the Executor			193	56
			981	90	981	90
"	"	To Balance due brought down with interest thereon from this date.	$193	56		

Respectfully Submitted
Wm. W. Cobb Comr.

Commissioner's Office
October 15th A.D. 1857

In obedience to a decree of the Circuit Court of Southampton County rendered at November term 1856 in the suit of Harris

vs Harris & others, the undersigned beg leave to submit to the Court the foregoing account of the transactions of Y. F. Harris executor of Howell Harris dec'd. At the request of the said executor he has also made up the account of his transactions as acting guardian to the infant children of Howell Harris dec'd which is herewith returned as a special statement.

He reports that there are no outstanding debts against the estate of Howell Harris, except a small one, the precise amount of which the executor does not recollect. From the account herewith returned, it appears that the estate of Howell Harris is indebted to his executor Y. F. Harris; so that there is no perishable property, or any funds arising from the sale of perishable property in his hands. The commissioner reports that it would promote the interest of the children to divide the slaves at this time, and that it would also promote their interest to sell the land.

He also reports that if Millard F. shall receive the one thousand dollars given to him by the will of his father, at this time he ought not receive any other compensation if the slaves shall be divided; but if he does not, then he ought to receive at least that amount for the purpose of raising and educating him.

The Commissioner makes this report upon the evidence of Wm A. Jones, James Brown and J. W. Claud whose depositions are herewith filed.

Comms fee $15.00
Charged to Executor
Specific fee.

Respectfully Submitted
Wm H. Cobb Com

Harris

vs 3

Harris & others

Commissioner's Report

1856. Sept. 30 Ret.

The Estate of Howell Harris dec'd.
In account with Theophilus F. Harris Executor.

1854			Dr.		Cr.		Int
May	9	By cash rec'd of Kirkland & Butterworth			71	69	
June	1	" " " of James Harris Exor.			25	62	
"		To paid Servants for corn	10	67			
"		" " " Mrs Poole, acct.	4	75			
"		" " Christian & Todd, "	5	50			
"		" " Thomas Crowlaw "		88			
"		" " Royston's "	19	63			
"		" " R. M. Harrison "	5	87			
"		" " Lyons, Abraham & Davis, "	10	55			
"		" " Drummon & Wyche "	3	50			
"		" " R. S. Jones, "	14	05			
"		" " Same, due bill	2	57			
"		" " James A. Sledge, acct		31			
"		" " John A. Pesson, "		75			
"		" " Sarah Harris "		50			
"		" " for sundry expenses	5	90			
"		" " Postage account	4	56			
"		" " expenses to Petersburg	6	82			
"		" " to the Widow	1	50			
"		" " W. F. Jones, acct,	7	00			
July		By cash rec'd of John Lewton			10	00	
"		" " " of Jesse Turner			4	48	
"		" " " A. A. Thomas				14	
"		To amount paid for Liquor	1	00			
"		" paid R. Stone, acct,		75			
"		" " for gloves,		62			
"		" cash lent to Sarah		50			
		" Commissions on $111.93	5	59			
Dec'r	31	" Balance due the Executor			1	78	
			113	71	113	71	
1855		To balance due brought down	1	78			
		Carried forward					

1855		To balance brought forward		1	78			1855		Amount brought forward		241	06	105	82
Octo	27	By cash rec'd of B. F. Hunt.				15	04	Decr	31	To paid John A. Pinson, acct.		21	20		
"	"	" " " J. Paul & Co.				50	00	"	"	" " " Peter Edwards on bond,		68	99		
"	"	To expenses to Petersburg		6	00			"	"	" " " James Bruny " "		83	00		
"	"	" paid Todd & Christian, acct		1	50			"	"	" " " Jay account		36	58		
"	"	" " Harrison & Co, "			50			"	"	" " " Clerks ticket		2	00		
"	"	" " Shaffer & Co "		12	00			"	"	" " " Ditto		2	00		
"	"	" " Lyon, Abraham & Davis "		6	70			"	"	" " " B. C. Waller, acct		13	44		
"	"	" " Pearman & Co, "		14	82			"	"	" " " A. L. Pond, "		9	75		
"	"	" " J. B. Stewart, "		1	50			"	"	" " " E. J. Turner, "		59	00		
"	"	" " Allen P. Lee, "		2	00			"	"	" " " Servants for corn & fodder		31	92		
"	"	" Amount paid to the widow		1	00			"	"	" " " J. J. Moore, acct.		8	96		
Decr		By cash rec'd of J. W. Cleland				17	00	"	"	" " " L. W. Jones, "		23	50		
"		" " " " of C. B. Turner				7	71	"	"	" " " Julius C. Harris		100	00		
"		" " " " of Henry Turner				7	53	"	"	" " " J. Thorpe, acct.		1	00		
"		" " " " of E. J. Turner				8	54	"	"	" " " Elvira Myrick "		41	86		
"		To paid A. R. Joyner, acct.		6	87			"	"	" " " A. A. Thomas "		3	77		
"		" " James R. Joyner "		3	21			"	"	" " " Ditto		2	00		
"		" " Wm. H. Basdan, "		20	00			"	"	" " " James Cooke, acct		3	00		
"		" " Thomas Adams "		1	36			"	"	" " " R. S. Jones, "		12	00		
"		" " Nancy A. Thomas "		2	74			"	"	" " " J. G. Mason, "		4	50		
"		" " Henry Turner "			88			"	"	" " " Saml. Ellis, "		1	75		
"		" " J. G. Mason "		9	00			"	"	" " " Hartwell Pate, "		4	29		
"		" " M. A. James "		7	26			"	"	" " " College expenses for boy		25	00		
"		" " to Servants		1	00			"	"	" Expenses to Petersburg		6	00		
"		" " E. P. Turner, acct		3	90			"	"	" paid G. A. Musgrave, acct.		30	00		
"		" expenses to Petersburg		6	75			"	"	" " " B. E. Pope, "		22	26		
"		" paid Commissioners		17	25			"	"	" " " S. Ramsay, notes,		88	75		
"		" " Lyon, Davis & Co, acct		17	69			"	"	" " " Tax on land		7	32		
"		" " W. H. Bruny, postage,			18			"	"	" " " for vinegar		1	50		
"		" " Saml. Bruny, acct,		3	63			"	"	" " " Biggs, Turner & Biggs, acct.		2	12		
"		" " Same, "		4	00			"	"	" " " Simon Myrick balance					
"		" " Postage acct.			10					due on guardian account.		49	41		
"		" " S. & W. H. Bruny, acct		87	44			"	"	To paid Potts & Mason, acct		32	57		
		Amounts carried forward		241	06	105	82			Amounts carried forward		1040	80	105	82

1855		Amounts brought forward	1040	80	105	82
Decr	31	To paid expenses to Concord		75		
"	"	" " John A. Person acct.	29	64		
"	"	" " Bettie Felts "	39	71		
"	"	" " Allen B. Crumpler "	38	08		
"	"	" " J. R. Persons "		75		
"	"	" " J. B. Powell, mdse acct.	129	95		
"	"	" " Potts & Mason "	10	01		
"	"	" Balance due the Executor			1183	87
			1289	69	1289	69
1856		To Balance due brought down	1183	87		
Jany		By cash rec'd of Kirkland & Pace			35	00
"		" " " " " W. A. Jones			15	06
Feby		" " " " " Kirkland & Pace			71	25
"		" " " " " Sarah Lewis			76	50
March		" " " " " Kirkland & Pace			90	23
"		" " " " " S. Drewry			3	00
May		" " " " " E. J. Turner			3	00
"		" " " " " E. B. Williams			2	00
July	1	By account of Sales due this day			3461	88
"	19	" cash rec'd of James Persons			4	36
Augt	3	" " " " " E. B. Eland			2	00
"	15	" " " " " J. A. Persons			31	96
		To Commissions on $3796.24	189	81		
Octo	1	To interest on the balance of 1855	53	26		
"	"	By Balance due the Estate	2369	30		
			3796	24	3796	24
"	"	By Balance due brought down			2369	30

With interest thereon from Decr 31st 1856.

Respectfully Submitted
Wm W. Cobb Comr.

The Estate of Howell Harris dec'd
In account with James Harris Executor.

1854					Dr.	Cr.
April	20	By cash found in the house				160 00
"	"	" " rec'd of W. A. Ivey				62
"	"	" " " " " W. B. Walton bond				89 09
"	"	" " " " " H. W. Ivey "				211 00
"	"	" " " " " J. B. Newton "				40 01
"	"	" " " " " Seth B. Turner "				95 03
"	"	To paid for Coffin &c.			57	80
"	"	" " " " J. F. Harris for goods &c			46	37
June	3	" " B. F. Hunt acct.			26	12
"	5	" " Patterson & Cooper "			7	21
"	"	" " E. W. Eland "			5	00
Augt	10	" " J. F. Harris			155	00
Sept	1	" " Sterling Sledge acct.			30	14
"	20	" " Chamblis & Mapsenburg			10	00
Octo	10	" " George W. Eland acct			12	49
"	15	" " St. St. Thomas agent for Francy A. Ivey.			479	25
"	16	To paid for goods in Petersburg			43	97
"	"	By cash rec'd of J. B. Mason bond & Int.				969 85
Nov.	21	To paid John Nicholson acct.			1	00
Decr	19	" " W. S. Goodwyn "			5	50
"	26	" " J. B. Mason "			12	19
"	"	" " H. Pate "			2	87
"	27	" " Same "			1	94
"	31	" " Sheriff of Southampton			88	20
"	"	By cash rec'd of J. H. Westbrook				12 35
"	"	" " " " " John Newton				95
"	"	To Commissions on $1578.90			78	94
"	"	" Balance due the Executor				479 39
					2058	29 2058 29
1855		To Balance due brought down			479	39
Jany	18	By cash rec'd of Clara Mabry				78 30
		Amount carried forward			479	39 78 30

1855		amount brought forward	479	39	78	30
Jany	18	By cash rec'd. of Ct. T. Francis.			146	50
"	"	" " " " L. W. Jones			1	50
"	"	To paid T. Adams acct	3	75		
"	"	" " E. P. Turner "	116	86		
"	"	" " Servants	5	75		
"	"	" " Lewis Harris' Est.	341	88		
"	"	" " Mark A. James	23	21		
"	"	" amt due Ex'or retained	14	67		
"	"	" cash sent to T. F. Harris	50	00		
"	"	" amt due the Ex'or retained	148	12		
"	"	" paid W. L. Francis, acct,	73	18		
"	"	" " J. W. Cleaud "	10	60		
"	"	" " George Mason "	120	22		
"	"	" " Negroes for cotton	3	44		
"	"	" " J. C. Harris acct	45	00		
"	"	" " T. & W. H. Brantley, "	252	09		
"	"	" " L. W. Jones, "	5	50		
"	"	" " Hall, Potts & Branch	48	70		
May	5	By cash rec'd. of J. A. Person.			2	00
"	"	" " " " J. A. Person			10	22
June	1	" " " " " B. T. Hunt			644	71
"	10	" " " " " Simon Turner			4	75
"	"	" " " " " W. A. Jones adm'x			2	44
"	31	To paid Williams & Murfee	49	73		
"	"	" " Butterworth & Kirkland	12	58		
"	"	" cash furnished T. F. Harris	50	30		
"	"	" paid J. G. Mason	11	00		
"	"	" " Eliza E. Williams	1	50		
"	"	" " T. A. & A. Ramsay	2	72		
"	"	" " R. Cleaud bond	46	34		
"	"	" amt retained to pay B. T. Hunt	73	48		
"	"	" " due the Ex'or retained	50	14		
"	"	" " retained for expenses	4	60		
		Amounts carried forward	2044	75	889	92

1855		amount brought forward	2044	75	889	92
June	31	To paid Julius C. Harris, acct	7	50		
"	"	" Commissions on $889.92	44	49		
"	"	" Interest on the balance of 1854.	14	38		
"	"	" paid B. P. Kirkland, acct.	13	55		
"	"	" " B. J. Phipps, "	4	12		
"	"	" " for sundry articles	20	00		
"	"	" " Simon B. Allyrick	15	00		
Aug	31	" " T. F. Harris	75	00		
"	"	" Balance due the Executor			1348	87
			2238	79	2238	79
"	"	To Balance due brought down	1348	87		

with interest thereon from this date

Respectfully Submitted

Wm. W. Cobb Comr

Commissioner's Office,

September 18th 1856.

In obedience to a decree of the Circuit Court of Southampton County rendered at May term 1856 in the chancery suit of Harris &c Harris & others therein depending, the undersigned Commissioner of said Court begs leave to submit to the said Court the foregoing accounts of the transactions of Theophilus F. Harris and James Harris as executors of Howell Harris dec'd - He finds a balance due from Theophilus F. Harris to said estate on October 1st 1856 of $2369.30, and a balance due from said estate to James Harris on the 31st day of August 1855 of $1348.87.

He reports that the real estate allotted to Mary Harris as dower in her decased

husband's estate is valued at $1694.66, and that the said land was devised by the will of the said Howell Harris to his son Millard F. Harris after the death or marriage of the said Mary Harris. That the slaves allotted to the said Mary Harris are valued at $4150.00 - That the said Howell Harris in his will gave to his son Theophilus F. Harris the choice of the following negroes, viz, Henry, William or Watt, that Williams and Watt are amongst those allotted to the said Mary Harris. All the rest of the said slaves are directed by the said Howell Harris to be divided equally, at the death or marriage of the said Mary Harris, amongst all his children except Theophilus F. and Millard F. Harris.

He further reports that the real estate of which the said Howell Harris died seized and possessed is valued at $5084. That the slaves of which he died possessed are valued at $12450. That at the death or marriage of Mary Harris the said real estate and slaves are disposed of in the following manner. The home tract of land including the land lying on the west side of the Mill pond is devised to Millard F. Harris, and is valued at $3000. All of the balance of the land is to be sold and divided equally amongst all his children except Theophilus F. and Millard F. Harris. That, after giving to Theophilus F. Harris the choice of the following slaves, to wit, Henry, William or Watt, he directs the balance to be divided equally amongst all his children except Theophilus F. and Millard F. Harris. Your Commissioner further reports that the aggregate value of the said real estate and slaves after deducting the proportion given to Theophilus F. and Millard F. Harris, is $14034.00 and that the value of the share of each devisee and legatee in this property will be $1559.33⅓ - That the value of each of the negroes, the selection of which is given to Theophilus F. Harris, is $500-

He reports that the perishable estate directed to be sold by the 8th clause of the will of the said Howell Harris is valued at $3461.88. All of the debts against the estate of the said Howell Harris have not yet been paid off, but his executor thinks that there will not be left very little left of the said perishable property after the payment of all the debts. That it will consume nearly the whole of the perishable estate in the payment of debts.

All of which is respectfully submitted

Wm M. Cobb Comr

Comm fee $ 35.00
1 copy furnished, 3
Charged to T. F. Harris
Est'r of Howell Harris dec'd 23

28
14
112
28
3 1 2
1

Harris ✓

M. J. Commissioner
Harris

Executed
Wm W Briggs Shff.

7 Ls
1/2 6

To Theophilus F. Harris, Mary, Julius Caesar, Nancy, Sarah E. Martha Jane, Fabian Luther, Missouri, James Edwin, Ella, Rosa and Millard F. Harris.

You are hereby notified that I have appointed Monday the 16th day of February 1857, at my office, in the Town of Jerusalem to take the several accounts, required to be taken by a decree of the Circuit Court of Southampton in the suit of Harris v Harris ordered at November Term 1856; in which you are parties plaintiffs & defendants.

Given under my hand as Commissioner of the said Court this 15th day of January 1857.

To the Sheriff of }
Southampton County }

Wm. W. Bobbett Com

Harris

v 3 Summ. Obs

Harris Esq^r

1856 April Rules

THE COMMONWEALTH OF VIRGINIA:

To the Sheriff of Southampton County—GREETING:

We command you to summon Mary. Julius Caesar. Nancy F. Sarah E. Martha Jane. Fabius Luther. Missouri. James. Edwin. Ella. Rosa. & Millard F. Harris.

to appear at the Clerks office of our Circuit Court of Southampton county at the Rules, to be holden for the said Court on the first Monday in April Inst. — ~~next~~, to answer a bill in Chancery, exhibited against them in our said court by —

Theophilus F Harris

And have then there this writ. WITNESS, LITTLETON R. EDWARDS, Clerk of our said Court at the Courthouse, the 7th day of April 1856 in the 80th year of the Commonwealth.

L R Edwards Clk

S. C. Harris
Certificate

1658. May 13--

December 28th 1857

This is to certify that I am perfectly satisfied with the division of negro property made this day by the Commissioners appointed by the Circuit Court of Southampton County to allot to me my part of the slaves belonging to the Estate of my deceased Father which Commissioners in accordance with the provisions of a decree granted for that purpose, have allotted to me the negro man by name Ben valued at one thousand dollars, a Jacob valued at one hundred and twenty five dollars to keep for life and a woman by name Hagar & one child valued at two hundred and fifty dollars to keep during her life. In witness whereof I have hereunto affixed my hands and seal this day and date December 28th 1857

Julius C. Harrison Seal

Witness
W. H. Cleland

Miss Annie Harris
To Certificate

1858 May 3d

Decr 28th 185-7

This is to certify that I am perfectly satisfied with the division of negro property made this day by the Commissioners appointed by the Circuit Court of Southampton County to allot to me in valuation 1/9 part of the slaves belonging to the Estate of my Deceased Father, which Commissioners in accordance with the provisions of a Decree granted for that purpose have allotted to me a servant girl by name Margaret who was valued at the sum of seven hundred dollars. The object desired by the Executor in requiring this certificate from my hands is that after the Commissioners had met for the purpose of making a division of the negroes Mr James Browne one of the three who were named in the Decree was suddenly called away on account of the illness of his wife

In witness whereof I have hereunto affixed my hand and seal this the 28th day of December 185-7

Nannie Harris Seal

Know all Men by these Presents, That We Theophilus F Harris.
Henry V. Cobb & J.C. Harris

are held 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 April A. D., 18 59

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the above bound Theophilus F Harris who is appointed Commissioner in a suit in Chancery depending in the Circuit Court of Southampton County between Harris Ex. v. Harris Exor &c by order of the said Court at May Term 1858

as Commissioner aforesaid
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~~.
S R Edwards Clk

T. F. Harris {SEAL}
H. V. Cobb {SEAL}
J. C. Harris {SEAL}
{SEAL}

Harris

Report

Harris

1868 Nov 4th

Harris

vs

Harris &c

Pursuant to the decree rendered in this cause at the November Term 1867 I have executed to Mark A James a deed with Special warranty for two hundred acres of land, the tract purchased by him as appears from the proceedings in the case.

Respectfully Submitted

L R Edwards Spl Commr.

Report and Sale of
Land
by
T. F. Harris
Commissioner

Under
Nathan. Thomas & wife heirs
qualify— W. A. Jones & J. W. Leland
to the Deeds, & have James
Dewey summoned at Superior
Court before the Judge—
& T. F. Harris
hand this Report to Clerk
Chamblee & orders thereon
Bonds to him that he
may return them to the
Clerk's office—

1859 Apl 18. Rec'd the bonds returned by the Commissioner with this Report.
Theophilus. F. Harris

Report
Commissioner
Filed
1858 May 3d

1858

In obedience to a Decree dated the 19th of November 1857 obtained in the suit of Harris vs Harris ordering me to make provision for the amount of $407.45 with interest thereon from the 1st day of September 1857 being the amount due to me upon my Executorial Account & also for the sum of $193.56 being the amount due to me as Guardian with interest thereon ~~at 6 per cent~~ from the 31st of December 1856 I beg leave to make the following Report —

I have made provision for the payment of the above named amounts by the sale of negro woman Anne whom I was directed by the County Court at August Term to sell under a Decree for that purpose. The amount for which she sold was $633.00 Cash out of which I have deducted the expenses of sale which left a balance on hand of $599.80 which amount I have appropriated as directed by the Decree. I have also sold according to the requirements and condition of the Decree, the Real Estate mentioned in the Decree viz 371 acres of Land for the sum of $2751.71 — out of which amount I have deducted $134.03 with which to pay the cost of suit, expenses of sale &c. The Land sold in two seperate tracts one containing 200 & the other 371 Acres. That containing 200 acres was purchased by Mark. A. James at a cost of $8.75 per acre, & that containing 371 acres was purchased by Eulyss C. Harris at a cost of $2.70 per acre. As it is more satisfactory to the Legatee who are of age, that the $1060 due as the Legacy under the will of the testator to M. F. Harris should be raised out of the proceeds of the Real Estate, I think it proper to do so instead of raising that amount out of the personal Estate. In accordance with the requirements of the Decree, I herewith return the Bonds which I was directed to take for the property to the Court —

Respectfully — Theophilus F. Harris Executor

Valuation of
Slaves
belg
G. W. Glaud
W. A. Jones

(W)

No	Valuation of Slaves		$	cts
1	Negroe man	Ben	1000	00
2	" "	Sam Senior	675	00
3	" "	Peter	825	00
4	" "	Solomon	250	00
5	Woman	Mary	800	00
6	Girl	Margaret	700	00
7	Savinja	& child Lewis	700	00
8	Sam	Junior	300	00
9	Girl	Eveline	700	00
10	Woman	Winny	150	00
11	"	Betsey	200	00
			6300	00

Expensive Negroes

Woman	Mason & child	$	250.00	
Negroe man	Jacob		125.00	375 00
	Allot to Nannie & Caesar each	1/2 of	1/2 375.00	925 00
Amt of each one's share		1/2 of	$ 638.33	

Allotted to Nannie Harris Margaret valued at $ 700.00
Less 63 8.33
Amt of N. Harris indebtedness to Est 41.67

Allotted to Caesar Harris negroe man Ben valued at $ 1000.00
" " " Mason & child valued for life $ 250.00
" " " old man Jacob " " " 125.00 375 00
Amt of valuation allotted to C. Harris Less 625.00
Amt of each share is $ 638.33 — 625.00

Amt allotted in valuation to J. C. Harris 625.00
Amt of each ones share is $ 638.33
Amt of J. C. Harris " " 625.00
Amt due Caesar $ 33.33
from Minor children

Amt of Nannie Harris share is $ 700.00
Each one's portion is the amount of 638.33
Amt of Mrs N. indebtedness to $ 41.67
the Minor children
Amt due Caesar 33.33
8.34
Nannie is to pay Caesar Harris the amount of $ 33.33
while she pays back to Minors the amt of 8.34
$ 41.67

In Southampton Circuit Court.

Theophilus F. Harris Plff.

against

Mary, Julius Caesar, Nanny F, Sarah E, Martha Jane, Fabius Luther, Missouri James Edwin, Ella Rosa & Millard F. Harris Defts.

1856. Apl. Rq. Bill filed. L. R. Edwards assigned gr. ad litem to infant Defts: Julius Caesar, Fabius Luther, Missouri, James Edward, Ella, Rosa & Millard F Harris. Ans of infants & Resp: ans of Nanny & Mary Harris also filed

" " " 28. Cause set for hearing on bill, answ &c.

" May T. Decree for account &c

" Sept. 30 Report.

" Nov T. Decree for accounts.

1857 " T. Report

" " T. Decreed

1858. 2 May T. Decree &c

1867 Nov T. Decree &c

1869 May " Resp & final decree