

1871-070 SOUTHAMPTON COUNTY
CHANCERY PAPERS

CHANNELL VS. CHANNELL & al

3/1871

Henry Channell

vs {

Rebecca & Elsie Channell

Deceit

1857 Oct. Deceit as filed
+

1871 March Removed from the
Docket

State of Virginia
County Court for Southampton County *Flint*

Shrubbly Complaining sheweth unto your worships your orator Henry Channell that his father Nathaniel Channell departed this life on the nineteenth day of January in the year one thousand eight hundred and fifty six intestate, and leaving as his only heirs at law, his three children, To wit your orator (who was at the time of his said father's death of lawful age) Rebecca Channell and Eveline Channell who were then and still are minors of tender years, being under the lawful age of twenty one years —

Your orator states that just before the death of the said Nathaniel Channell to wit on the twentieth day of December, in the year one thousand eight hundred and fifty five, there was issued by J. Minor, the Commissioner of Pensions of The United States Government at the City of Washington, for and in consideration of certain military services rendered by the said Nathaniel in the war with Great Britain declared June 18th 1812, a land warrant for one hundred and twenty acres, the number of which said warrant is 39. 235 — that the said Nathaniel never disposed of the said land warrant, in any manner, in his life — time — So your said orator is therefore advised that the said Rebecca and Eveline Channell and himself are entitled to the same in equal shares — He therefore prays that your worships would make the said two minors parties defendants to this bill, and compel them to answer its allegations, by a guardian ad litem to be appointed by your worships — that your worships would appoint grant a decree, appointing a commissioner to make sale of the said ^{land} warrant, publicly or privately — and grant

Such other and general relief as equity may dic-
tate and the nature of the case may require -
and as in duty bound the will ever pray &c -

Ino I kindred
p q

The Separate answer
of Rebecca Channell & Eveline Channell
(Infants of tender years) by L R Edwards their guardian
ad litem, to a bill filed against them in the County Court of
Southampton, by Henry Channell -

These defendants saying &c, for our
dover say that they are infants of tender years, and
know nothing of the allegations contained in the said
bill, and submit their interests to the protection of
the Court -

And having answered pray to be here dismissed

Ino I kindred
p d

State of Virginia

County Court for Southampton County -
October Term AD 1856

This Cause this day, came on to be
heard on the bill, the answer of the defendants, Rebecca
Channell and Eveline Channell (Infants of tender
years, by L R Edwards who is hereby appointed by the
said Court their guardian ad litem) and the replica-
tion thereto - and was argued by Counsel - On Considera-
tion whereof the Court doth advise, order and decree that
Thomas St. Briggs, who is hereby appointed a special Com-
missioner for that purpose, sell for cash, either publicly
or privately the land warrant issued by the Govern-
ment of The United States (by J. Kinist, Commissioner of
Pensions for the said Government) to Nathaniel Chan-
nell on the 20th day of December AD 1855, for one hun-
dred and twenty acres, the number of which said warrant
is 39. 235 -

And it appearing upon satisfactory testimony
offered to the said Court that the said Nathaniel Chan-
nell departed this life on the 19th January AD 1856, in
testate, and leaving as his only heirs at law, Henry Chan-
nell, Rebecca Channell and Eveline Channell
children of the said Nathaniel - the said Briggs is
directed to pay over the net proceeds resulting from
the sale of the said land-warrant to the said Henry,
Rebecca and Eveline Channell in equal shares,
and report to this Court in order to a final decree

But the said Briggs shall not proceed to
act in the premises, until he shall have executed in
the clerk's office of said County, bond with sufficient

Security in the sum of two hundred dollars, con-
ditioned for the faithful performance of the duties
hereby imposed.

I now all now by these presents that we Thomas N. Briggs and
John J. Kindred

are held and firmly bound unto the Commonwealth of Virginia in the just and
full sum of Two hundred
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 31st day of
September. A D 1858

The Condition of the above obligation is such that if the above bound Thomas
N Briggs who has been appointed Commissioner by the County Court of
Southampton County at the October term 1857 in a Chancery suit
pending in the said Court between E Chamell plaintiff and E Chamell
defendants to sell for cash either publicly or privately the land warrant
issued by the Government of the United States (by J. Minor Commissioner of pensions
for the said Government) to Nathaniel Chamell on the 20th day of
December 1855 for one hundred and twenty acres, the number of which
said warrant is 39.255.

shall faithfully discharge the duties of 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

as enjoined by the said decree

Thos. N. Briggs
John J. Kindred

(Seal)

(Seal)

(Seal)

(Seal)