

1872 - 16

Santhampter County - Chancery

Brutt, Miles A.
et al

vs. Jagger, Henry Est-
Sh. & Committee

Payment of "Bills"

Jannet E. B. Brutt
Wife of Miles A. Brutt

Wm. Briggs Sh. &
Committee of
Henry Jagger, Adm.

Know all men by these presents that we Mills & Britt &
Elijah Joyner
are held and firmly bound unto W^m W Briggs Shff & admin: of Henry
Joyner dec^d
in the just and full sum of One hundred
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 21st day of October A.D. 1872

The condition of the above obligation is such, that whereas Mills & Britt
hath preferred to the
Judge of the Circuit Court of Southampton County a petition for a writ
of Supersedeas to a decree of the County Court of Southampton rendered on the
day of 1872 in a suit in Chancery wherein Mills & Britt
were Plaintiff
and W^m W Briggs Shff & admin: of Henry Joyner - Defendant.
whereby it was decreed and ordered that the plaintiff bill be dismissed

and the said Circuit Court hath allowed the supersedeas prayed for, upon the terms
provided by law, and has fixed the penalty of the bond to be One hundred.

Now if the said Mills & Britt

Executors or administrators, shall prosecute the said writ with effect, or shall well and truly
pay the amount of the decree aforesaid of the said County Court, and all such costs & damages
as shall be awarded, in case the said judgment shall be affirmed, then the above obligation
to be void, otherwise it is to remain in full force.

Mills & Britt (Seal)
Elijah G. Joyner (Seal)

7.38
 777
 15.15

4.77
 690

Birth wife to
 7

Colk - 11.67
 Shiff 50
 Sam X^o 18.00

Joyneri admt

1872

un. cir. cl

Final decree

To be entered.

George

We consent to this
 decree

John R. Kiehl for pl.

J B Parice for def

Wm B Shandy

for Clarendon

Brill wife &

"

Joyner admr

This cause came on to be heard on the Transcript of the Record in this case, Argument of Counsel.

On consideration whereof and by consent of parties, without again remitting this cause to the County Court of Southampton County, it is decreed ordered, that, Wm W. Briggs, admr of Henry Joyner decd, pay to Mules A. Brill in right of his wife Hannie the sum of \$45.54 with interest from this day. To Susan Joyner the like sum of \$45.54 with like interest. To Elzab Joyner the like sum of \$45.54 with like interest. & To Elizabeth Joyner the like which sum being one half of the amount claimed by the parties sum of \$45.54 with like interest, & that the defendant W. W Briggs pay the costs of this suit,

3270²
498166

Booth
v. } Supersedeas

Briggs adm Joyner &

1872. November Cir. Ct.

The Commonwealth of Virginia:

To the Sheriff of Southampton County. Greeting:

We command you that from all further proceedings on a decree of the County Court of Southampton County rendered on the 20th day of May 1872, in a certain suit in Chancery between Mills A Britt & Fannie ER his wife formerly Joyner & others Plaintiffs and W.W. Briggs late Sheriff & as such admor: of Henry Joyner dec: & others Defendants, whereby it was among things adjudged, ordered and decreed that the Plaintiffs bill be dismissed and that the Plaintiffs recover from the Defendant their costs in said suit expended. you all-together supersede, which decree before the judge of the Circuit Court of Southampton County for Cause of error in the same to be corrected on the petition of the said Mills A Britt we have caused to come, he having given security to prosecute with effect, and if the decree aforesaid shall be affirmed to pay all damages and costs as shall be awarded - We also command you that you give notice to the said W.W. Briggs late Sheriff & admor. as aforesaid that he be before the judge of our said Circuit Court at the Courthouse on the first day of the next term of the said Court then and there to have a rehearing of the whole matter in the decree aforesaid contained. And have then there this writ -

Witness Linton R Edwards Clerk of our said Court at the Courthouse this 21st day of October 1872. in the 97th year of the Commonwealth

L. R. Edwards Clk

Brill wife sal.

m

Byneri about h

Petition for

Supersedeas

^{Nov. 5.}
1872 - Decree for plffe 80

7.70
204
477
14.51

7.38
477
12.15

To the Hon. Geo. Blaw Jr. Judge of the Circuit Court of Southampton County.

Your petitioner, Mills A. Britt respectfully represents to the Court and says that a suit in chancery was brought by himself & wife and others in the County Court of said County against W^m W. Briggs, Sheriff & Committee of Henry Joyner, deceased, and others, having for its object the settlement (among other things) of the administration accounts of W^m W. Briggs Sheriff and Committee of Henry Joyner died, — that the case proceeded to a final hearing and at the May term 1872 of the County Court of said County a decree was made exonerating said Briggs from the payment of the sum of \$242.17 reported as due by him on the 1st. day of July 1863 to the estate of said Henry Joyner deceased, which decree your petitioner says is erroneous in the following particulars: —

1. Because there is no sufficient evidence of the investment by Briggs as Administrator of Henry Joyner deceased, of the sum of \$242.17, reported by Commissioner Tyler as due by Briggs to said estate on the 1st. July 1863.
2. Because \$207 of the moneys received by said Briggs as such administrator, were received in currency equivalent to gold of John Parham's trustee, on the 26. July 1861.

3. Because if the amount of the account of sales of \$180, 83, due in July 1861 was not collected till 1862 & 1863, and if collected in Confederate money, was more than expended by said Briggs in payment of debts, and therefore he had no Confederate money to invest as stated in his answer.

4. Because the order of Southampton County Court of 17, April, 1865, authorizing said Briggs to invest \$200, money in his hands belonging to said estate, was ~~inoperative~~, the said administrator having no Confederate money in his hands.

5. That the sales having been expended in payment of debts, the administrator should not be allowed to hold \$207 when given as gold from July 1871 to April, 1865, and then claim the right to be exonerated from its payment, by investing Confederate money (which he never received for the amount), in discharge of the same.

5. The answer which alleges the fact of investment is not sworn to, and hence does not amount to proof, nor would it, if sworn to, without other proof of the facts therein stated not responsive to the Bill, and the fact of investment is of that nature.

Wherefore because of the said errors, your

petitioner prays that an appeal be granted
him from the said decision of the County
Court of Southampton County

Wm. A. Brill

vs atty.

I certify that I consider the case referred
to herein should be reviewed by the Circuit
Court of Southampton County.

27 Sep. 1872.

John R. Kelly

1
Pleas. before the Judge of the County Court of South-
ampton County, at the Courthouse thereof on the twentieth day of
May in the year 1872.

Be it remembered, that heretofore, to wit, on the 28th day of July in
the year 1871. came Mills A Britt & Fannie E. R his wife, formerly
Joyner & others by their Counsel, and sued out of the Clerks Office of said
Court a Summons in Chancery against Wm. W. Briggs late Sheriff &
as such administrator of Henry Joyner dec^d; Geo. W. Vick late Sheriff
and as such admor. of Margaret Joyner dec^d; & Saml. Kello late Sheriff
and admor. of John Joyner dec^d; which with the return thereon is in the
words following-

Summons-

"The Commonwealth of Virginia. To the Sheriff of Southampton
County. Greeting. We command you to summon Wm. W. Briggs late
Sheriff and as such admor. of Henry Joyner dec^d; Geo. W. Vick late
Sheriff & as such admor. of Margaret Joyner dec^d; & Saml. Kello late
Sheriff & admor. of John Joyner dec^d; if they be found within your
bailiwick, to appear at the Clerks Office of our County Court of
Southampton County at the Rules to be holden for the said Court on the
first monday in August next to answer a bill in Chancery exhibited against
them in our said Court by Mills A Britt & Fannie E. R his wife
formerly Joyner & others. And have then there this Writ.
Witness Edwin White Clerk of our said Court at the Court house
this 28th day of July, A. D. 1871 in the 96th year of the Common-
wealth. O. White Clk"

Return - "Executed. W. W. Briggs Shff."

And at Rules held in the Clerks Office aforesaid on the Seventh
day of August 1871. came the Complainants by Counsel and filed their
bill against the Defendants, which is these words. to wit -

Bill

"To the Hon. Joseph W. Urquhart, Judge of the County Court of

Southampton County. In Chancery. Humbly Complaining, Sheweth unto your Honor. Your Complainants Mills A. Britt & Fannie E. R. Britt his wife, who was formerly Joyner, Susan Joyner, Elijah Joyner and Elizabeth Joyner an infant, who sues by Mills A. Britt her next friend. That sometime during the year 1860, Henry Joyner departed this life intestate. That at the Decbr. term 1860 County Court of this County, his estate was committed to the hands of W. W. Briggs, who was then Sheriff, for administration. That the said Briggs, by virtue of his office, possessed himself of all the chattel estate of his intestate, which was much more than sufficient to have paid all his just debts. That in Jan'y 1861, the said admr. returned an account of sales of the effects of the said Henry Joyner, amounting to \$180. 83 that during the same Month of the same year, the said Briggs received from Jno. Barham who was a trustee of Henry Joyner, the sum of \$207. 98, it being a surplus after satisfying the trusts, as will be seen more fully by reference to a copy of the account filed marked, 2, and prayed to be taken as part of this bill. That Henry Joyner left the following heirs at law & distributees. Viz. Your Complainants Mills & Britt, who intermarried with Fannie E. R. Joyner, a daughter of the said Henry Joyner, Martha, John, Susan, Elijah & Elizabeth Joyner. That since the death of the said Henry Joyner, Martha & John Joyner have died intestate, after attaining the age of 21. and unmarried, and the estate of Martha Joyner was committed at Aprl. County Court 1863, to G. W. Vick, who was then Sheriff for administration. and the estate of John Joyner was committed at October Court 1866 to Saml. Kello, who was then Shff. for administration. That although the said Henry Joyner died during the year 1860, the said Briggs has never yet returned any account of his administration, or offered to make any, though repeatedly urged to do so. That he has not settled with any of the legatees

of the said Henry Joyner, although he must necessarily have funds in his possession for distribution, and although he has been repeatedly & persistently requested so to do. That the funds which the said admor: received both from the sale of the personal effects of the said Henry Joyner, and from John Barham were as good as gold, and had as high a market value, they being received in 1864. That the said admor: so far as your Complainants are advised, allowed this money to waste and took no steps to invest any of it until in April 1865. That at a April County Court of Southampton County, which was several days, after the surrender of Genl. Lee, and the evacuation of Richmond, an order was entered ordering the said Briggs to invest a portion of the funds belonging to the estate of Henry Joyner in Confederate States bonds, as will be seen by a copy of the order filed marked, 3. Stocks which at that time had no appreciable value. Your Complainants further say & charge that the said admor: was guilty of gross neglect in thus allowing funds belonging to him in a fiduciary character to become utterly worthless. And your Complainants further charge that the order under which the investment was made is void & of no legal effect whatever.

In tender consideration of all these facts and in as much as your Complainants are without remedy in the premises save in a Court of Equity, where matters of this kind are peculiarly Cognizable, to the end therefore that justice may be done, they pray that the said W. W. Briggs late Shff. & as such admor: of Henry Joyner dec'd. G. W. Vick late Shff. & as such admor: of Martha Joyner dec'd. Saml Kello late Shff & admor: of John Joyner dec'd. may be made parties defendants to this bill and Compelled to answer the allegations thereof. That your Honor will order all necessary & proper accounts, that an order may be entered, setting aside the investment made by the admor: of Henry Joyner, and directing the said admor: to pay to the parties entitled the money he received belonging

to Henry Joyner's estate or its equivalent - And that your Honor will grant such other further & general relief as to equity may seem meet and the nature of this case may require And as in duty bound your Compts will ever pray &c. May it please the Ct &c. J. B. Prince p. q."

Exhibit No. 1.

An account Sales of the property of Henry Joyner dec^d made this 8th day of January 1861.

Articles	Purchasers	
1 turning plow & traces	Wm. J. G. Worrell	55
1 trace plow	Jo ^s Drake	87
1 Set Cart gear	H. J. Pope	31
1 Saddle & Bridle	Jas. J. Darden	50
1 Sheepskin &c	Same	05
3 plow hoes	Wm. J. G. Worrell	75
4 Coulters & fro.	Same	45
2 Grindstones & adz	Wade Banks	35
1 hatchet & 4 Augers	Elias Worrell	06
2 Planes	Wm. B. Worrell	05
1 handsaw, Drawing knife &c	Jo ^s W. Pope	25
1 Steer yoke & Carrying knife	Miles Worrell	05
2 Barrels & Vinegar	Bm. E. Pope	60
2 Barrels & Salt	Jas. G. Worrell	75
2 Open headed barrels	Same	02
3 Barrels Corn @ \$3.00 pr Barrel	Wm. J. G. Worrell	9 00
1 Maul & Wedges	Same	55
1 Maul & axe No. 1.	St. P. Pope	40
1 Maul & axe No. 2	Jas. G. Worrell	25

Southampton County. In the Clerks Office. April 15. 1864.
This account of Sales was returned and admitted to record.

Teste. L. R. Edwards Clk

A Copy- Teste. O. White Clk

Exhibit 2-

"Henry Joyner grantor under Deed of Trust.

In account with John Barham the Trustee.

1861			Dr	Cr.
Jan	26	By amount of Sale of land		420 00
"	"	To paid Ben E. Pope bond & Int.	77 05	
"	"	" " " " " " " "	111 76	
"	"	" " " " " " " "	5 00	
"	"	" " " " " " " "	6 50	
"	"	" " " " " " " "	2 00	
"	"	" " " " " " " "	10 11	
"	"	" " " " " " " "	207 58	
			420 00	420 00

Respectfully Submitted

Henry S Howard Com.

At a Court held for the County of Southampton April 15th 1864
This account of John Barhams transactions as trustee under Deeds of Trust
from Henry Joyner having lain one month and upwards in the Clerks
Office and there being no exceptions thereto, was examined, confirmed
and ordered to be recorded.

Teste. L. R. Edwards Clk

A Copy- Teste. O. White Clk

Exhibit 3-

"Southampton County Court April 17 1865.

Ordered that Wm W. Briggs Sheriff and administrator of Henry

Joyner dec^d invest the sum of two hundred dollars monies in his hands belonging to intestates estate in Confederate States Stock or State Stock of either of the Confederate States or in real or personal property at his discretion for the benefit of the persons entitled thereto.

Copy-

Teste, O. White Clk

D. nisi -

And the Summons in this case being returned executed and the defendants failing to appear it is ordered that the Complainants bill be taken for confessed unless the said defendants shall appear and plead, answer or demur thereto at the next Rules -

Bill taken
for confessed }

At which day, to wit At Rules held in the Clerks Office aforesaid on the fourth day of September in the year aforesaid the defendants still failing to appear on the motion of the Complainants by Counsel their bill is taken for confessed and the cause is set down for hearing -

At another day, to wit At a County Court held for the County of Southampton on the 19th day of September 1871 -

Decree for account -

This day this cause came on to be heard on the Complainants bill the answer of W. W. Briggs adm^r of Henry Joyner dec^d; exhibits filed general replication thereto and was argued by Counsel. On consideration whereof the Court doth adjudge, order and decree that a Commissioner of this Court take an account of the transactions of W. W. Briggs, as administrator of Henry Joyner, and also make up an account, distributing whatever balance there may be in the hands of the said Briggs among the parties thereto entitled - In auditing which accounts, the Commissioner is directed to state any matter deemed pertinent by himself or which may be required to be so stated by any of the parties interested -

Report of Commissioner made under the above decree -

1 Maul & Axe No. 3

Lot Horns

3 Baskets

St. P. Pope

Elias Worrell

Wm. J. G. Worrell

55

13

05

Amount Carried over.

16 49

Amt. Bro't. over

16 49

1 Spinning wheel No. 1.

1 do do No. 2.

Lot trays &c

2 Pots & Hooks & Tea Kettle.

2 Ovens & Spider

1 Loom & harness

1 Table & Contents

1 Open headed Stand

Lot fishing poles

1 pr pot racks

1 Warping ^{barge} boxes

1 fishing flat

1 Saw rule &c

1 White Sourd & Pige

1 Sow & 9 do.

10 fat hogs

1 Work ox

3 Sheep at 80 ds. each

Stack fodder No. 1

do do No. 2

do do No. 3

5th Choice Bee hives6th 2nd do do do

St. P. Pope

Ben. E. Pope

Wm. J. G. Worrell

St. P. Pope.

Jas G. Worrell

Wade Banks

Dick Whitfield

Elias Worrell

W. W. Briggs

Ben E. Pope

Jas J. Darden

St. P. Pope

Jas J. Darden

Same

Same

Same

John C. Bunn

Jas. G. Worrell

Ben. E. Pope

Same

Same

Wade Banks

Jas G. Worrell

1 55

25

07

30

40

50

57

06

38.

10

40

85

05

11 25

16 00

57 75

28 05

2 40

2 60

4 20

4 50

1 75

2 35

Collards in garden	Elias Worrell	25
1 Bed Furniture up stairs	Wm J Gray	4 35
Amt. Carried over		157 42
Amt Brought over		157 42
Hankin blades, fig &c	Jobe Holland	13
1 Chest, upstairs	Same	06
1 bag Cotton & Turkey wing	Ben. E Pope	25
1 Bedstead	Chs. E. C. Brittle	52
1 Chest down stairs	Wade Banks, Jr.	1 25
1 table & contents	Same	1 50
1 block	Amos S Pope	50
1 Cradle	Elias Worrell	50
7 Chairs	Wade Banks, Jr.	1 80
1 pr. Sad iron & Prep board	Wm J Gray	55
2 Meal barrels	Sam. G. Worrell	05
1 Bed furniture No 1	Miles Worrell	6 00
1 do do No 2	Jos. Drake	8 25
Lot fish nets	James Rowe	30
Lot Chub do	Ben. E Pope	15
Cloth basket, shoe bench &c	Andrew J. Mials	05
Pinchers, Snuffers &c	Sam. G. Worrell	05
1 Saddle	Miles Worrell	25
1 Shot gun No 1	Sam. G. Worrell	80
1 do do No 2	Parker Revell	10
Lot Cotton Seed & Hammer	Ben. E Pope	50
1 Water Bucket & Basin	Miles E. Worrell	05
		180 83
W W Briggs adm.		

Report.

The Estate of Henry Joyner
In account with W. W. Briggs administrator

1861			1861	1861	Interest
Jan	8	To paid C. D. Barham	26 50		
"	8	" paid P. Carson auctioner	3 00		
Feb	25	" paid Ro. W. Wrenn	2 50		
July	8	By amount Sales due this day		180 83	
"	26	" Amt. from John Barham trustee		207 58	
Aug	19	To paid Jobe Holland	5 25		
Sep	16	" paid Ben. E. Pope	1 92		
"	"	" paid B. E. Pope	1 00		
Dec.	31	" Paid taxes	8 14		
"	"	" Commissions on \$388.41 @ 5%	19 42		
"	"	Balance due Est.	320 68		
1862			\$ 388 41	\$ 388 41	
Jan	1	By Balance due Est. brot down		320 68	
"	20	To paid Geo. C. Pope	25 60		
"	20	" paid Geo. C. Pope	5 80		
"	"	" paid Geo. C. Pope	12 00		
"	"	" paid Miles Worrell	1 25		
Feb	28	" paid J. I. Darden	1 00		
"	"	" paid J. I. Darden	3 8		
Dec	31	By Interest on \$320.68 6 months			18 62
"	"	To Balance due Est.	274 65		
1863			320 68	320 68	18 62
Jan	1	By Balance due Est. Brot. down		274 65	18 62
Feb	16	To paid Pope & Woodard	2 84		
"	"	" paid Pope & Woodard	17 89		

apl.	20	" paid Pope & Woodward	33	60		
May	16	" paid Elijah Joyner	5	00		
July	1	By interest on \$274.65 - 6 months				8 23
		To Balance due Est.	215	32		
1863			\$ 274 65	274 65	26 85	
July	1	By Balance due Est. brot: over	215	32		26 87
		" Interest brot: in	26	85		
		" Balance due Est. Principal & Int.	212	17		
		with interest on \$215.32 Cents part thereof till paid -				

Respectfully Submitted

James R Tyler Comr.

An account distributing the balance in the hands of the administrator amongst the parties entitled thereto -

To Mills & Britt in right of his wife	1/4 of Principal	\$ 53 83
" do do do	1/4 of Int.	6 7 1/4
" Susan Joyner	1/4 of Principal	53 83
" do do	1/4 of Int.	6 7 1/4
" Elijah Joyner	1/4 of Principal	53 83
" do do	1/4 of Int.	6 7 1/4
" Elizabeth Joyner	1/4 of Principal	53 83
" do do	1/4 of Int.	6 7 1/4
		\$ 212 17

Respectfully Submitted -

James R Tyler Comr.

Commissioners Office - Jerusalem January 11th 1872

To the County Court of Southampton.

Pursuant to a decree of the County Court of Southampton, rendered at the September Term 1871, in a suit in Chancery

depending in the said Court between Mills A. Britt & others against
W. W. Briggs late Sheriff and as such adm. of Henry Joyner dec^d and
others: the undersigned to whom was referred for Settlement by said decree
"that a Commissioner of this Court take an account of the transactions
of William W. Briggs as administrator of Henry Joyner and also make
up an account distributing whatever balance may be in the hands of
the said Briggs among the parties entitled thereto to the same" The
Commissioner reports that he has examined the vouchers of the said Briggs
and has made up and stated the foregoing account of the said W. W. Briggs
as administrator of the Estate of the said Henry Joyner dec^d. up to July
the 1st. 1863. and on that day finds a balance due the said estate from
the said administrator of \$242.17 with interest on \$215.32 part thereof
from the 1st day of July 1863 till paid. The Commissioner further
states, that after the completion of the said account he retained the
same ten days in his office for the examination of the parties, which
with the decree aforesaid, is herewith returned. Given under my hand
as Commissioner aforesaid, the day and year ^{first} aforesaid.

Commissioner's fee \$6.00

James R. Tyler Commissioner

Charged to Plaintiffs }
-

And now on this day, to wit, At a Court held for the County aforesaid
on the day and year first herein aforesaid. to wit, on the twentieth day of
May in the year 1872.

This day this cause came on again to be heard on the papers formerly read
and the report of Commissioner Tyler, made pursuant to a decree entered
at the September term 1871. the answer of the defendant Wm. W. Briggs
administrator of Henry Joyner dec^d and exhibits filed therewith general
replication thereto and was argued by Counsel. On Consideration whereof the
Court being of the opinion that the investment made by the administrator

Final decree-

M^{rs} W. Briggs of the assets in his hands belonging to the estate of Henry Joyner dec^d in Confederate States Stock in 1864 was valid and lawful, and that the said investment absorbs all the said assets, therefore it doth adjudge, order and decree that the plaintiffs bill be dismissed, and the plaintiffs recover from the defendant their costs in this suit expended.

The following are copies of the answer, and exhibits therewith of the defendant filed among the papers in this cause. To wit:

Answer.

"The answer of M^{rs} W. Briggs to a bill in Chancery by Mills & Burt & others against him. This defendant for answer to the said bill or as much thereof as he is advised it is material for him to answer, answering says, that in the year 1860 H. Joyner's estate was committed to him as Sheriff, for administration that in January 1861 he had a sale of the personal estate on six months credit. That sometime in 1862 or 1863 he received these bonds in the ^{then} usual currency, viz. Confederate States notes and that in 1861 he received from John Barham \$207. in Virginia bank notes, that he settled no account owing to the war, he being part of the time in the army and part of the time there being no Commissioners. He answers further that when the Confederate States Congress passed a law reducing the value of the currency one third having, having held all the funds up to this time in Confederate States treasury notes, fearing their total loss he invested them in 7.30 C. States bonds which are herewith filed at the time he had no order from Court to invest but did what the Court would have ordered had he have applied to it. Subsequently, at the April Term 1865, he applied to and had an order to invest all the funds which he had in his hands as the representative of various estates in Confederate States Stock a

copy of which order is herewith filed and prayed to be taken as a part of this answer. This defendant for further answer says that he did all he could to save all estates committed to his hands from loss, using the same care to save the funds of estates that he did his own, that such was the condition of the country that prudent men refused to take charge of estates, often sons refusing to qualify on their fathers estates, and that these burdens and responsibilities were thrown on Sheriffs who had no escape from them. He is willing to settle any accounts the Court may order and having fully answered prays hence to be dismissed. J^d Shands p. D."

This day W^m W. Briggs personally appeared before me James R. Tyler a Commissioner in Chancery and made oath that the within answer is true to the best of his knowledge and belief. Given under my hand this 18th day of November A.D. 1871.

James R. Tyler Com^{rs}

Exhibit filed with the answer -
Southampton County Court April 17th 1865.

Ordered that W^m W. Briggs Sheriff and administrator of Henry Joyner dec^d invest the sum of two hundred dollars, monies in his hands belonging to intestates estate in Confederate States Stock or State Stock of either of the Confederate States, or in real or personal property at his discretion for the benefit of persons entitled thereto.

A Copy -

Jesse O. White Ck

(The Confederate bonds filed with the answer cannot be copied -)
The following is a copy of another paper filed in the cause, to wit,
"I G. W. Vick do hereby swear that I was with W. W. Briggs in the City of Petersburg on or about the 26th day of March 1863, and he

did invest a large amount of Confederate money in 7/30 Confederate bonds for sundry estates which were in his hands as administrator. and to the best of my recollection the estate of Henry Joyner dec^d was one, he having exhibited to me a list of said estates.

G. W. Vick

A transcript of the Record

Teste

L. R. Edwards C. C.

Clerks fee for this transcript of the Record \$4.⁷⁷/₁₀₀

L. R. Edwards C. C.

Having seen and inspected the within record
 I am of opinion that there is reasonable
 doubt of the justice of the judgment complained
 of, fit and proper to be argued & considered,
 as prayed for in the annexed petition, certified
 to by Council as required by law ~~and before~~
~~the~~, and I do therefore allow the writ of Habeas Corpus
 prayed for. But before the issuing of the writ
 aforesaid, the said Miles H. Britt, or some
 responsible person is to enter into Bond, with
 sufficient security, in the penalty of \$100.
 with condition to pay the amount of the recovery
 and all costs and damages which may be
 awarded, in case the judgment be affirmed.

Octo. 14th - 1872.

Geo. B. Brown.

Judge P. C. for
 So. Hampton Co.

Britt & Wife }
 } Copy Record

Joyner's admt }
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