L872-048 SOUTHAMPTON COUNTY CHANCERY PAPERS

SCARBOROUGH and Wife etal vs. BRANCH et ux et al 12/1012

Other surnames: Lane, Lain

Scarborough Justice P

v } Stat. Rules.

Lanes adm

In Southampton County Court.

Q. A. Scarborough & Elizabeth his wife. Burnet E Lane & Lucy his wife. & Wm. F. Lane

against

Newit Branch both in his own right & as admr of Wiley Lane dec'd Eleanor Branch his wife & Nancy B Lane

1872.

" Sep. R. Sum's Ret'd Executed. Bill filed D. Nisi v Defts.

" Oct R. Bill taken for Confessed. Cause Set for hearing &c.

" " Ct. Decree for dec't

" Dec'r " Decree v Dft.

Scarborough vs Ads

Bill

vs 3

3 exhibits

Lanes Admrs ads

September Rules 1872

To the Honorable Joseph W Wyatt
Judge of the county court of Southampton
in chancery sitting

Humbly complaining your Orators
C. H. Scarborough and Elizabeth his wife
Bunit B Lane and Lucy his wife and
Wm. F Lane show unto your Honor
that in the year 1867 Wiley Lane of
Southampton county departed this life
having first duly made his last will
and testament which was duly proved
in the county court of Southampton and
a copy of which is herewith filed marked
A and prayed to be taken as a part of
this bill and leaving Nancy B Lane
his widow and four children to wit
Elizabeth married to C. H. Scarborough
Lucy married to Bunit B Lane, Eleanor
J married to Newit B Branch and Wm
F Lane his legatees and devisees that
Newit B Branch qualified as his adminis-
trator as will more fully appear by
a certified copy of his bond herewith
filed marked B and prayed to be taken
as a part of this bill, That Nancy
B Lane the widow to whom the
whole estate had been devised for
life renounced the will and claims
her distributive share in the estate
and by the said will the residue
of the estate was devised equally
among the children

Your orators state further that Nevit Branch the administrator has settled three annual accounts of Wiley Lam's estate as will more fully appear by copies of the said accounts herewith filed marked C by which the court will perceive there was a balance due the estate of $1.87..6.5 cts on the 31st of December 1871

Your Orators state and show further that the administrator Nevit Branch wishes to settle with them by this last account saying and averring that these accounts contain a full and correct account of his transactions as administrator of Wiley Lam and that the said sum of $1.87..6.5 cts is all that is due the estate

Your Orators are unwilling to settle by the said accounts and aver and charge distinctly and positively that they are incorrect and inaccurate in the following particulars First that Nevit Branch has charged the estate with the following sums of money which he has never paid out to wit for labor in 1867 $14..50 cts and $28..13 cts for labor in 1869 $30 and $7 for commissions it being charged twice Secondly that he has received or ought to have received the following sums of money for which he has not accounted to wit $3..50 cts from Francis Lamicon $2..50 cts from Erasmus Spivey $28 from Mrs Nancy B Lam and $35 - from Mr N B Lam on judgment And that the said accounts are incorrect and inaccurate in divers other particulars

In Tender consideration whereof and inasmuch as your orators are without relief at Law and only entitled to relief in a court of equity where such matters are properly cognizable they therefore pray that Nevit Branch both in his own right and as administrator of Wiley Lam and Eleanor his wife and Nancy B Lam may be made parties defendant to this bill that the court would compel them as full and perfect answer make to the allegations therein contained as if they had been thereto more fully and specially interrogated and that the court would direct Nevit Branch to settle his account as administrator of Wiley Lam before one of the commissioners of this court taking the account which he has settled as "prima facie" correct liable to be surcharged and falsified by any of the parties interested and that the court direct a payment to your orators of whatever may be found due them, and that the court would grant such other and general relief the premises considered as equity may entitle and the nature of their case may require, And as in duty bound your orators will ever pray &c

Chancery ft. 9.

Scarborough ss

on 3 Decm

Last Adjourned

Vote entered

D. W. Wyckhart

Judge

Oct. Term 1872

Scarborough ats
vs 33 Decm
Lane's admr ats

This day this cause came on to be heard on the plaintiffs bill taken for confessed as to all the defendants Newit B. Branch and Eleanor his wife and Nancy B Lane and the exhibits filed with the said bill and was argued by counsel On consideration whereof the court doth adjudge, order and decree that Newit Branch settle an account of his administration of Riley Lane's estate before one of the commissioners of this court who will take any accounts heretofore settled by the said Newit B Branch as "prima facie" correct liable to be surcharged and falsifies by any of the parties interested and the said commissioner will report the said account to Court & giving notice by advertisement as by him may be deemed pertinent, & which may be required to be stated by any of the parties interested

Scarborough
vs.
Lewis et al
2 Deeds

Southampton County Court, October Term 1872.

C. A. Scarborough and Elizabeth his wife, Bennet E. Law and Lucy his wife and William F. Law — Plffs:

Against

Newit Branch both in his own right and as Admr. of Wiley Law dec'd. Eleanor Branch his wife and Nancy B. Law — Defts:

In Chancery

This day this Cause came on to be heard on the Plaintiffs Bill taken for Confessed as to the Defendants Newit Branch and Eleanor his wife, and Nancy B. Law and the Exhibits filed with the said Bill, and was argued by Counsel; On Consideration whereof, the Court doth adjudge, Order and decree, that Newit Branch States an account of his administration of Wiley Law's Estate before one of the Commissioners of this Court, who will take any accounts heretofore Stated by the said Newit Branch as "prima facia" Correct, liable to be Surcharged and falsified by any of the parties interested, and the said Commissioner will report the said account to Court, together with any Matter Specially Stated, deemed pertinent by himself, or which may be required to be so Stated, by any of the parties interested.

A Copy

Teste,

James Ogden, D.C.

Scantorough versus

vs 3 Decm

Louis Adams

Dec. Term 1872

To be entered

J. W. Wyckart Judge

Scarborough & wife & als
vs 3 Decm
Lane's Admr & als

This day this cause came on again to be heard on the papers formerly read and the report of Commissioners Sykes to which no exceptions have been filed and was argued by Counsel On consideration whereof the court doth adjudge order and decree that the said report be confirmed and that Nevit Branch administrator of Riley Lane do pay to Nancy B Lane the sum of £ 8.5.. 99 cts to Elizabeth Scarborough the sum of $17.. 31½ cts to Calvin H Scarborough and Lucy his wife the sum of $17.. 31½ cts to Burnet E Lane the sum of $17.. 31½ cts and to Wm. F Lane the sum of $17.. 31½ cts and the court doth further adjudge, order and decree that the said Nevit Branch pay to the plaintiffs their costs in this suit expended

Scarborough & Wife &c
v
Supt. Chy

Lanes adr &c

1872 September Rules

Executed
A. Cobb Dy
for Wm Driggs Shff

The Commonwealth of Virginia

To the Sheriff of Southampton County, Greeting:

WE COMMAND YOU to summon Newit Branch both in his own right & as admor. of Wiley Lane dec'd. Eleanor Branch his wife & Nancy B. Lane

if they be found within your bailiwick, to appear at the Clerk's Office of our County Court of Southampton County, at the Rules to be holden for the said Court, on the first Monday in September next to answer a bill in chancery exhibited against them in our said Court by C. H. Scarborough & Elizabeth his wife Burnet E Lane & Lucy his wife & Wm. F. Lane

And have then there this writ. Witness, ~~OSWIN WHITE~~ L R. Edwards, Clerk of our said Court, at the Court-house, this 21st day of August A., D., 1872. in the 97 year of the Commonwealth.

L. R. Edwards Clk

Sun Job Print, Suffolk, Va

Scarborough
v
Lane's adr.
} Com: Notices

Executed

W. W. Briggs Sheff

COMMISSIONER'S OFFICE,

Jerusalem Oct 28th 1872

TO W. H Scarborough and Elizabeth his wife
Bennet E Lane and Lucy his wife and William F Lane
against Defts

Newit Branch both in his own right an as adminis-
trator of Wiley Lane dec'd & Eleanor Brandt his wife
and Nancy B Lane ——— Defts

You are hereby notified that I have fixed upon the 21st day of November next, if fair, if not, on the next fair day thereafter (Sunday excepted), to take and settle, at my office, the following accounts, to wit: That Newit Branch settle an account of his ~~transactions~~ administration of Wiley Lane Est: before one of the Commissioners of this Court. who will take any account heretofore settled by the said Newit Branch as prima facie correct liable to be surcharged and falsified by either parties interested and the said Commissioner will report the said account to court together with any matters specially stated

required to be taken by a decree of Southampton Circuit Court, rendered on the October day of Term 1872, in a suit in Chancery, depending in said Court, in which you are parties, plaintiffs and defendants; at which time and place you are required to attend.

Given under my hand as Commissioner in Chancery of the said Court, the day and year first aforesaid.

To the Sheriff of Southampton County to execute.

James R Tyler *Commissioner.*

Scarborough &c
vs
Lewis Adr &c Exrs

21st Nov. 1872.

Executed
A Talcott Dy for
W W Briggs Shff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County—Greeting:

WE COMMAND YOU TO SUMMON Nurit Branch, C. N. Scarborough, Edwin Morris and William F. Lane

Commissioner

to appear before the ~~Judge~~ of our County Court of Southampton county, at the Court House, on the 21st day of November ~~term~~ next, to testify and the truth to say on behalf of C. N. Scarborough and others in a certain matter of controversy in our said court depending and undetermined between Scarborough & others Plaintiff and Lane's adm'r Defendant And this they shall in no wise omit, under the penalty of £100; and have then there this writ.

Witness, ~~OSWIN WHITE, Clerk of our said Court, at the Court House, this~~ Jos. R. Tyler Commissioner in Chancery 1st day of November 1872, in the 97th year of the Commonwealth.

James R. Tyler, Commissioner

Scarborough & als

against

Repst

Land's Attn

Commissioner Tyler,

1872 Nov. 23.

The Estate of Miley Lainis
In account with Hewit Branch his adm:

1867			$ Dr	$ Cr	$ Int
Sept	4	To paid Appraisers	3 00		
		" " Clerk at Sale	6 00		
		" " Crier	3 00		
		" " Laborers in saving Crop	14 50		
		By Amo Sale of Personal property		320 72	
		To Commissions on Same	25 03		
Dec	31	" Balance due Est	449 19		
			$ 320 72	$ 320 72	" "
		By Balance due Est last down		$ 449 19	
1868		" One Year interest on bal			26 95
June	10	To paid W.H. Cobb atty	30 00		
		" " Clerk Safes	50		
		" Commissions on $ 26.95	1 34		
Dec	31	" Bal: due Est	417 35		
			$ 449 19	449 19	$ 26 95
"	"	By Balance due Est last down		$ 417 35	$ 26 95
		" Int. on balance One year "			25 04
1869		To paid E.J. Morris to satisfy Execution	80 00		
		Int: on same fr 12th Nov 1867	9 60		
		" paid costs on same	15 54		
		" " Shff of Surry	50		
		" " Blacksmith acct	8 06		
		" " W. F Lainis bond	8 24		
		" " Int: on same	94		
		" " S. B Kello for Medical Services	34 50		
		" " Elijah Gray	20 00		
		" " Sheriff for Taxes	6 23		
		" " Clerk for recording Inventory &c	9 31		
		" " M. D Butler acct	8 87		
		" " Crier at Sale	2 00		
		" " Laborers & board for same	15 00		
		" " & Assistance of Executors	3 00		
			$ 218 79	$ 417 35	$ 51 99

1869			Dr		Cr		Int	
	To Amo: Brot forward		$218	79	$417	35	$51	99
	" paid Commissioners for attending Court		7	00				
	" " W H Preston for admitting will		5	20				
	By Amo. Omitted in a/c sale Landsfarm				3	50		
	To paid Clerk for recording a/c		1	50				
	" " Commissions for account		4	00				
	" Commission on $28.54 @ 5%		1	42				
Dec 31	" Bal: due Est		183	14				
			$420	85	$420	85	$51	99
"	"	By Balance due Est Brot down			$183	14	$51	99
		" Int. on balance one Year					10	98
1870		To paid Clerks Tickets		40				
		" " Shff "		40				
Dec		" " Clerk "		40				
		" " Shff "		40				
		" " Clerk for recording a/c		1	00			
		" " Commissions for same a/c		3	00			
		" Commission on $10.98			54			
	31	" Balance due Est		177	00			
			$183	14	183	14	$62	97
"	"	By Balance due Est brot down			$177	00	62	97
		" Int. on balance one Year					10	62
1871		" Cash for Dana Inman 1868			3	38		
Jany		To paid Rev Mills Barrett for funeral		2	00			
Nov	30	" " C H Searbro as witness in suit						
		of Lanier & Est Wiley Lanier		6	60			
		" paid Clerks fees		3	11			
		" " Shff Tickets			40			
Dec	18	" Execution in favor of Ben Lanier		28	28			
		" " W. N. Cobb atty fee		5	00			
		" " Commiss: for making a/c & Copy		3	30			
		" " Clerk for recording a/c		1	00			
		Amo. Carried forward	$49	89	180	50	$73	59

1871			Dr		Cr		Int	
Dec 31	To Amo: brot forward		$49	89	$180	50	$73	59
	To Commission on $14.12 @ 5%			70				
	" Balance due Est		129	91				
			$180	50	$180	50	$73	59
"	By Bal: due Est Brot down				$129	91	$73	59
1872	" Int. on bal. one year						7	79
	" Cash from N B Lanier				28	00		
	" " " Same				13	03		
	To paid Clerks Ticket			70				
	" " Shff "			40				
	" Commission on $48.82 @ 5%		2	44				
Dec 4	" Bal: due Est		167	40				
			$170	94	$170	94	$81	38
"	"	By Bal: due Est Brot down			$167	40	$81	38
"	1	" Int. on bal. 11 Months					9	20
							$90	58
		To Interest Brot in				90	58	
		Bal. due Est.				$253	98	

Respectfully Submitted

Com'r $10.

James R Tyler

Com

Statement of
amount due

Statement filed

Amount due 257.98

To be paid Mrs Lane est 85.99

" " " Elizabeth Scarborough 17.34

C. Scarborough & wife 17.34

Burnet C Lane 17.34

Mrs L Lane 17.34

$16.40 to be paid each distributee 1st March 1872

Principal & int now $17.13 cts

each share 34.49

Memorandum
for
Wiley Lewis

Note Nuvit Branch pais on the 11th
of March 1872 $15.40cts to each of
Wiley & Lewis heirs

Wm B Stanley

Copy Wiley Lane's will as Exhibit A

" Mint Branch Administrations B

Copies of Mint Branch Administrators accounts already filed C

Memorandum for
Clerk

A 113

In the name of God Amen I Wiley Lane of the County of Southampton an State of Virginia do declare this to be my last Will an Testament.

I give to Nancy B Lane my Wife all of my estate as long as she lives an at her death the same be sold an equel devided betwen dell of my children. Given under my hand an seal this the 11th day of May 1867.

Teste

Richard B Travis
Miles Scarborough
William H Morris

Wiley his X mark Lane

At a Quarterly Term of the County Court of Southampton County held at the Courthouse there of on Monday the 19th day of August 1867.

This last Will and Testament of Wiley Lane dec. was proved according to law by the oaths of Miles Scarborough & William H Morris two of the subscribing witness thereto and ordered to be recorded. And the Widow of the said Wiley Lane here in Court refusing to qualify as administratrix with the Will annexed of the said Wiley Lane (no executor being named therein) On the motion of Newit Branch who made oath according to law and together with Calvin H Scarborough, Wm F. Lane & Sylvanus Hines his Security, (who justified on oath as to their sufficiency) entered into and acknowledged a bond in the Penalty of three hundred dollars Conditioned as the law directs Certificate is granted him for obtaining Letters of administration on the estate of the said Wiley Lane dec. with his Will annexed in due form. It being declared on oath that the estate real & personal of the said Wiley Lane does not exceed in value the sum of One thousand dollars.

Teste

D.R. Edwards CC

Know all men by these Presents that we Newit Branch, Calvin Dearborough Wm F. Lane & Sylvanus Hines are held and firmly bound unto the Commonwealth of Virginia in the just and full sum of three 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 17th day of August A.D 1867.

The Condition of the above obligation is such that if the above bound Newit Branch as administrator with the Will annexed of Wiley Lane dec'd 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.

Newit his X mark Branch (Seal)
Calvin H. Dearborough (Seal)
William F. Lane (Seal)
Sylvanus Hines (Seal)

One dollar Stamp

A Copy -

Test. R. Edwards Clk

Account Current

Wiley Davies Est.

6

11.67

The Estate of Wiley Lane

In account with Newet Branch Adm.

1867.						
Sep	2	To paid appraisers		3 00		
		" " Clerk at Sale		6 00		
		" " Crier "		3 00		
		" " Laborers in Saving Crop		14 50		
		By amount of account of Sales of personal property			500	72
		To Commissions on Same		25 03		
		" Balance due Estate		449 19		
				500 72	500	72
1868		Balance due estate brought down			449	19
		By one years interest			26	95
Jany	10	To paid W W Cobb Atty.		30 00		
Mar	13	" " E. J Morris for labor part year 1867 stricken out		28 13		
		" " Clerk Inspex		50		
		" Balance due Estate		417 51		
				476 14	476	14
1869		By balance due estate brought down			417	51
Nov	12	" Interest on Same to Nov 12. 10 Mos & 12 days			21	71
		To paid E. J. Morris to Satisfy execution		80 00		
		" Int on Same from 12 Nov 1867		9 60		
		" paid Costs on Same		15 54		
		" " Sheriff Inspex		50		
		" " Blacksmith Work		5 06		
		" " W F Lane bond		8 24		
		" " Interest on Same		94		
		" " S B Kello for medical Services 65-67		34 50		
		" paid Elijah Grey		20 00		
		" " S Kello for taxes		6 23		
		" " Clerk for recording Inventory &c		9 31		
		Amount Carried over		189 92	439	22
				$	¢	
1869		Amount brought over		189 92	439	22
		To paid M D Butler ase		8 87		
		" " Crier at Sale		2 00		
		" " Laborers & Guard for Same Allow $15 - instead		30 05		
		" " O. A Scarbrough ase		3 00		
		" " Commissioners for laying off Widows dower		7 00		
		" paid W H. Prichard for admitting Will		5 00		
		By amount omitted in ase Sales heretofore rendered			3	30
		To Clerk for recording within ase.		1 50		

		To Commissioners for this account.			£	m	
		Balance due Estate			191	38	
					442	72	442 72
1869 Nov	12	Balance due estate brought down			191	38	
		with interest on $191.38 from this day till paid					

Respectfully Submitted

Walter Ford

Com.

Southampton County In the Clerks Office November the 15. 1869.
This account of Newit Branches administration on the Estate of Wiley Lane dec'd was returned and filed for exceptions. And at a Court held for the said County on the 20th day of December 1869 the said account having lain one month and upwards in the Clerks office and no exceptions being filed thereto it was examined Confirmed and ordered to be recorded

Teste. Wm White CC

A Copy -

Teste, J.R. Tyler CC

The Estate of Wiley Lane dec'd

In account with Newit Branch his admr.

			$	Cts	$	Cts
1869						
Nov	12	By balance due Estate from last report			191	38
Dec	31	To paid Clerks tickets		40		
		" " Sheriffs "		40		
		By interest on $191.38 to date			1	45
		To Commissions on $1.45		07		
		" Balance	191	76		
			192	83	192	83
1870						
Jany	1	By balance due Estate Dec 31. 1869			191	76
Dec	31	To paid Clerks tickets		40		
		" " Sheriffs "		40		
		" " Commissioners for allotting Widows dower strike	7	00	out	
		By interest on $184.16 cts			11	04
		To Commissions on $11.04		55		
		" Clerks fees for recording this acct.	1	00		
		" Commissioners fee for this Acct. & Copy.	3	00		
		" Balance	190	65		
			$ 203	00	$ 203	00
Dec	31	By amt. due Estate with interest from date on $179.61 apart thereof.			$ 190	65

Respectfully Submitted

Jno. J. Kindred

Com. of Accounts -

Southampton County In the Clerks Office March 9. 1871.
This account of Newit Branches administration on the estate of Wiley Lane dec'd was this day returned and filed for exceptions. And at a Court held for the said County on the 17th day of April 1871 the said account having lain one month and upwards in the Clerks Office and no exceptions being filed thereto, it was examined, Confirmed and ordered to be recorded

Teste James R Tyler DC

A Copy -

Teste, J.R. Tyler DC

The Estate of Wiley Lane dec'
In account with Newit Branch his adm'

1871							
Jany	1	By amount due Estate per last report				190	65
		To paid Rev. Mills Barrett for preaching funeral		2	00		
Nov	30	" " C.H. Scarboro attendance 2½ as Witness in suit of Lanier v. Estate Wiley Lane	2½	6	60		
		" " Clerks fees		3	11		
		" " Sheriffs			40		
Dec	18	" " Execution in favor of Benj Lanier		28	28		
		" " W W Cobb Attys fee		5	00		
		By interest on $190 65 this year				11	43
		To Commissions on $11 43			34		
		" Commissioners fee for this a/c & Copy retained		3	50		
		" Clerks fee for recording this a/c.		1	00		
		" Balance due Estate		151	65		
				202	08	$202	08.
1871 Dec.	31	By amt. due Est with interest on $140. 22 till paid				$151	65.

Respectfully Submitted

Jno J Kindred
Com of Accts

Southampton County In the Clerks Office January 27 1872
This account of Newit Branches administration on the Estate of Wiley Lane dec' was this day returned and filed for exceptions And at a Court held for the said County on the 18 day of March 1872 the said account having lain one Month and and upwards in the Clerks Office and no exceptions being filed thereto it was examined confirmed and ordered to be recorded

Teste

Orrin Whitley

A Copy Teste. J R Tyler C C

Scarborough &c.

v. } Copy Bill &c

Danes adm &c

To the Honorable Joseph W. Urquhart Judge of the County Court of Southampton in chancery sitting

Humbly complaining your Orators C. H. Scarborough and Elizabeth his wife Bennet E. Saint and Lucy his wife and Wm F. Saint shew unto your Honor that in the year 1867 Wiley Saint of Southampton County departed this life having first duly made his last will and Testament which was duly proved in the County Court of Southampton and a copy of which is herewith filed marked A and prayed to be taken as a part of this bill and leaving Nancy B. Saint his widow and four children to wit Elizabeth married to C. H. Scarborough Lucy married to Bennet E. Saint, Eleanor L. married to Newit Branch and Wm F. Saint his legatees and devisees that Newit Branch qualified as his administrator as will more fully appear by a certified copy of his said bond herewith filed marked B, and prayed to be taken as a part of this bill, That Nancy B. Saint the widow to whom the whole estate had been devised for life renounced the will and received her distributive share in the estate and by the said will the residue of the estate was divided equally among the children Your Orators state further that Newit Branch the administrator has settled several accounts of Wiley Saint's estate as will more fully appear by copies of the said accounts herewith filed marked C, by which the Court will perceive there was a balance due the estate of $151.65 cts on the 31st of December 1871 your Orators state and shew further that the administrator Newit Branch wishes to settle with them by this last account saying and averring that these accounts contain a full and correct account of his transactions as administrator of Wiley Saint and that the said sum of $151.65 cts is all that is due the estate Your Orators are unwilling to settle by the said accounts and aver and charge distinctly and positively that they are incorrect and inaccurate in the following particulars First that Newit Branch has charged the estate with the following sums of money which he has never paid out to wit for labor in 1867 $14.50 cts and $28.13 cts for labor in 1869 $30 and $7 paid Commissioners, it being charged twice secondly that he has received or ought to have received the following sums

of ~~valuable~~ money for which he has not accounted to wit $3.. 50 cts from Francis Inman $2.. 50 cts from Edwin Spivey $28 from Mrs Nancy B. Dane and $30 from Mrs R. B. Dane on judgements and that the said accounts are incorrect and inaccurate in divers other particulars.

In Tender consideration whereof and inasmuch as your Orators are without relief at Law and only entitled to relief in a Court of equity where such matters are peculiarly Cognizable they therefore pray that Newit Branch, both in his own right and as administrator of Wiley Dane dec'd. Eleanor his wife and Nancy B. Dane may be made parties defendant to this bill that the Court would compel them as fully and perfect answer make to the allegations therein contained as if they had been thereunto more fully and specially interrogated and that the Court would direct Newit Branch to settle his account as administrator of Wiley Dane before one of the Commissioners of this Court taking the accounts which he has settled as "prima facia" correct liable to be surcharged and falsified by any of the parties interested and that the Court direct a payment to your Orators of whatever may be found due them, and that the Court would grant such other and general relief the premises considered as equity may dictate and the nature of their case may require, And as in duty bound your Orators will ever pray &c

Shands p.q.

(Exhibit A+B)

In the name of God: Amen. I Wiley Dane of the County of Southampton an State of Virginia do declare this to be my last Will an Testament.

I give to Nancy B. Dane my wife all of my estate as long as she lives, an at her death the same be sold an equeb divided between dells of my children. Given under my hands an seal this the 11th day of May 1867.

Wiley his X Dane mark

Teste

Richard B Travis

Miles Scarborough

William H. Morris.

At a Quarterly Term of the County Court of Southampton County held at the Courthouse thereof on Monday the 19th day of August 1867

This last Will and testament of Wiley Dane dec'd was proved according to law by the oaths of Miles Scarborough & William H. Morris two of the subscribing witnesses thereto and ordered to be recorded. And the widow of the said Wiley Dane here in Court refusing to qualify as administratrix with the Will annexed of the said Wiley Dane (no executor being named therein) On the motion of Newit Branch who made oath according to law and together with Calvin H. Scarborough, Wm F. Dane & Sylvanus Hines his security, (who justified on oath as to their sufficiency) entered into and acknowledged a bond in the penalty of three hundred dollars Conditioned as the law directs. Certificate is granted him for obtaining Letters of administration on the estate of said Wiley Dane dec'd. with his will annexed in due form It being declared on oath that the estate real & personal of the said Wiley Dane does not exceed in value the sum of One thousand dollars.

Teste

D. R. Odwards Clk

"

Know all men by these presents that we Newit Branch, Calvin Scarborough Wm F. Dane & Sylvanus Hines are held and firmly bound under the Commonwealth of Virginia, in the just and full sum of three 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 17th day of August A.D. 1867.

The Condition of the above obligation is such, that if the above bound Newit Branch administrator with the will annexed of Wiley Dane dec'd 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

One dollar 01 amp

Newit his X mark Branch (Seal)

Calvin H. Scarborough (Seal)

William F. Dane (Seal)

Sylvanus Hines (Seal)

A Copy

Test R. R. Edwards clk

The Estate of Wiley Paine

In account with Newit Branch Admr.

1867						
Sep	4	To paid appraisers	3	00		
		" " Clerk at sale	6	00		
		" " Crier " "	3	00		
		" " Laborers in saving crop	14	50		
		By amount of account of sales of personal property	7		500	72
		To commissions on same	25	03		
		" Balance due Estate	449	19		
			500	72	500	72
1868		Balance due estate brought down			449	19
		By one years interest			26	95
Jany	10	To paid W. W. Cobb atty	30	00		
Mar	15	" " C. D. Morris for later part year 1867	28	13		
		" " Clerk Sussex		50		
		" Balance due estate	417	51		
			476	14	476	14
1869		By balance due estate brought down			417	51
Nov	12	" Interest on same to Nov 12.. 10 Mos.. & 12 days			21	71
		To paid C. D. Morris to satisfy execution	80	00		
"	"	" Int on same from 12 Nov 1867	9	60		
		" paid Costs on same	15	54		
		" " Sheriff Sussex		50		
		" " Blacksmith work	5	06		
		" " W. F. Pond bond	8	24		

		To pd Interest on same		94		
		" " S. B. Kello for medical services 66- 67	34	50		
		" paid Elijah Gray	20	00		
		" " S. Kello for taxes	6	23		
		" " Clerk for recording Inventory &c	9	31		
		Amount Carried over	189	92	439	22
			$		$	
1869		Amount brought over	189	92	439	22
		To paid W. D. Bida a/c	8	87		
		" " Crier at sale	2	00		
		" " Laborers & board for same	30	05		
		" " C. A. Scarbrough a/c	3	00		
		" " Commissioners for laying off widows dower	7	00		
		" paid W. W. Pretlow for admitting Will	5	00		
		By amount Omitted in a/c Sales heretofore rendered			3	50
		To Clerk for recording within a/c.	1	50		
		To Commissioners for this account	4	00		
		Balance due Estate	191	38		
1869			442	72	442	72
Nov	12	Balance due estate brought down	191	38		

with interest on $191.38 from this day till paid—

Respectfully Submitted

Walter Ford

Comr.

Southampton County Set the Clerk's Office November the 15th 1869

This account of Newit Branches administration on the Estate of Wiley Paine dec'd was returned and filed for exceptions— Ordered at a Court held for the said County on the 20th day of December 1869, the said account having lain one month and upwards in the Clerk's Office

and no exceptions being filed thereto, it was examined, confirmed and ordered to be recorded.

Test

Oswin White Clk

A Copy

Test J.R. Tyler Clk

The Estate of Wiley Dane decd.

1869 In account with Newit Branch his admr.

			$	ct	$	ct
Nov.	12	By balance due Estate from last report			191	38
Dec	31	To paid Clerks fees		40		
		" " Sheriffs "		40		
		By interest on $191.38 to date			1	45
		To Commissions on $1.45		07		
		" Balance	191	96		
1870			192	83	192	83
Jany	1	By balance due Estate Dec 31. 1869			191	96
Dec	31	To paid Clerks fees		40		
		" " Sheriffs "		40		
		" " Commissioners for allotting widows dower	7	00		
		By interest on $194.16 cts			11	04
		To Commissions on $11.04		53		
		" Clerks fees for recording this acct.	1	00		
		" Commissioners fee for this acct & Copy.	3	00		
		" Balance	190	65		
			$203	00	$203	00
Dec	31	By amt. due Estate with interest from date on $179.61 apart thereof.			$ 190	65

Respectfully Submitted

Dno J. Kindred

Com. of accounts.

Southampton County In the Clerks Office March 9. 1871.

This account of Newit Branches administration on the Estate of Wiley Dane decd was this day returned and filed for exceptions, And at Court held for the said County on the 17th day of April 1871 the said account having lain one months and upwards in the Clerks office and no exceptions being filed thereto, it was examined, confirmed, and ordered to be recorded.

Test

James R. Tyler DC

A Copy

Test J.R. Tyler Clk

The Estate of Wiley Dane decd.

1871 In account with Newit Branch his. admr.

			$	ct	$	ct
Jany	1	By amount due Estate per last report			190	65
		To paid Rev. Wills Barrett for preaching funeral	2	00		
Nov	30	" " C.H.C. Scarboro. attendance fee as witness in suit of Dorris v Estate Wiley Dane	6	60		
		" " Clerks fee	3	11		
		" " Sheriff.		40		
Dec	18	" " Execution in favor of Benj Dorris	27	28		
		" " W. W. Cobb Attys fee	5	00		
		By interest on $190.65 this year			11	43
		To Commissions on $11.43		54		
		" Commissioners fee for this acct + Copy retained	3	50		
		" Clerks fee for recording this acct	1	00		
		" Balance due Estate	157	65		
1871			$202	08	$202	08

Dec 31 By amt due Ct. with interest on $140.22 till paid $157.65

Respectfully submitted
Jno J. Kindred
Comr of accts

Southampton County In the Clerks Office January 27th 1872
This account of Nevitt Brantley administration on the Estate of Wiley Jones dec'd was this day returned and filed for exceptions And at a Court held for the said County on the 18th day of March 1872, the said account having lain one month and upwards in the Clerks Office, and no exceptions being filed thereto. it was examined, confirmed, and ordered to be recorded,

Teste
Edwin White Clk

A Copy
Teste D. R. Tyler Clk

Scarborough &c.
vs
Copy Bill &c
Jones adm &c