

1873-038 SOUTHAMPTON COUNTY
CHANCERY PAPERS

THOMAS et al

vs. DUKE et al

6/1873

[Whitehead, Turner + Company],
[Byrd, Peeree + Company], Jenkins
[Wiesonfeld + Company], [Bancroft,
Bache + Company], [Keen + Haggerty]
[Baxter + Kleppen], Bryce
[Davenport Brothers] [Gardner + Company]
[Horsey, Millar + Company], [Ferebe,
Beale + Company] [Millar Baines +
Millar] [Baxter, Adelsdorf + Company]
Brosius, Brosins, Horner, Lord, Robinson,
Loney, Miller, Baines, Bains, Monroe,
Smaltz, Mitchell, Huggins, Mills,
Pullen, Peirce, Sabia, Clarke
Freeber, Beall, Freebee, Whitehead,
Turner, Byrd, Peeree, Ferebe, Beale
Wiesonfeld, Bancroft, Bache, Ferebee
Haggerty, Baxter, Kleppen, Davenport,
Devenport, Horsey, Millar, Adelsdorf
Wiesonfeld, Horsey, Haggins, Cleppen,
Kitchen

other surnames: Core
[Thomas + Core], [Barrett] +
Higgins, [W.H. Morris + Sons],
[V.C. Grant + Company],
[Evans, Gardner + Company],
Lowenback, [Walter S
Moore + Company], [Keen +
Haggerty], Barrett, Higgins,
Morris, Grant, Evans,
Gardner, Moore, Keen,
Haggerty, Kindred, Brooks
[Brosius, Horner + Company]
Ketcham, [Lord + Robinson]
[F.B. Loney + Company], [Miller,
Baines + Miller], [Monroe,
Smaltz + Company]
[Mitchell + Huggins], [E.S.
Mills + Company] [Pullen
+ Peirce] [Robinson,
Lord + Company], [Sabia,
Clarke + Company] [Freeber,
Beall + Company], Warren

Thomas Hore Jr.
n } chy;

James W. Duke

1873 June B.

Co. ct. Southw.

To the Hon. The Judge of the County Court of
Southampton County, Virginia.

Complaining shew unto your
Honor, George J. Thomas & John H. Cole, merchants
and partners doing business under the name
and style of Thomas, Hove, Barrett &
Higgins, W. H. Morrisson, V. C. Grant Esq;
Evans, Gardner Esq, M. Lovantack, Walter
J. Moore Esq. Skeen & Hagerty —

Your Complainants respectfully
represent to the Court and say that they
received judgments against James W Duke
of said County that executions issued thereon
as follows —

Thomas Hove's execution issued from
the County Court of said County on the 26th
day of March 1870 & again on the 25th day
of June 1870 for \$249.38. with Interest
thereon from the 23^d of September 1869 till paid
& \$7.⁴⁴ costs — The first of which executions
went into the hands ^{D. S. Daley} of the Sheriff of said County
on the 10th day of April 1870 & the second above
named execution went into the said Sheriff's
hands on the 28th of June 1870, and from the time
at which the said executions went into the said
Sheriff's hands, they became liens on all the
personal estate & choses in action of the defendant
whether the same could be levied on or not — Copies

of said Executions, ^{& endorsements thereon} are filed herewith, as part
of this Bill & asked to be taken as part thereof
& marked No 1 & 2 —

That your Complainants Barnett &
Higgins had executions issued on a judgment
in their favor in said County Court, on the
said 26th March & 25 June 1870 for \$159.26
with interest from the 15th July, 1869 till paid
\$77.46¹ copies of which executions are
also filed herewith & marked 3 & 4, and which
executions became liens on the personal estate
& choses in action of said Jas. W. Duke as stated
above & of same date & of same dignity with
the Lien of the executions of Thomas Stone as
aforesaid.

That in order to compel the said James
W. Duke to surrender such estate as the said
executions were liens, proceedings by Inter-
rogatories were filed before Jas. B. Tyler a
Com^r. in chancery of said County, which were
answered by said Duke, & a list of his estate
surrendered to, which the Lien became
perfected —

That your Complainants Wm. N. Morris, &
son issued an execution on a judgment against said
James W. Duke, on the 11th of May 1870 for \$
with interest from the 20th of ¹⁸⁶⁹ \$
cuts — That your Complainants V. C. Hunt & Co

also on 11th day of May 1870 issued an execution
against said James W. Duke for
with Interest from the 20th of . \$
Cents — That your Complainants Dean,
Grandson He^r also on the 11th of May 1870 issued
an execution on their judgment against said
James W. Duke for with Interest
from the 20th of 187 \$
Cents — which said three executions went into
the hands of the Sheriff of Southampton County
on the 20th of are of equal date
and became Liens on the personal estate &
Choses in action of said Jas. W. Duke from
that day, subject to the prior Liens of said
Thomas Stone & Barrett & Higgins.

That your Complainants M. Loventack
on the 28th June 1870 issued his execution
for \$131.37 with interest from the 29th
day of Oct. 1869 \$ 8.56 Cents — That your
Complainants Walter S. Moore He^r also on
the said 28th June 1870 issued their execution
against said James W. Duke for \$79.30 with
Interest from the 13th day of July 1869
\$ 8.56 Cents — That your Complainants
Kern & Hagerty also on the 28th of June 1870
issued their execution for \$59.83 with Interest
thereon from the 12th day of June 1869 \$ 8.56
Cents, against said Jas. W. Duke, which

last three executions became Liens on the personal estate & choses in action of said James W. Duke from the day of when they were placed in said Sheriff's hands, subject to the prior Liens aforesaid —

That the Sheriff of said County levied the executions aforesaid ~~on the Personal estate of said Duke~~, in favor of Thomas Store, Barrett Higgins, M. Lownback, Walter J. Moore Esq. & Keen & Haggerty on the personal estate of said James W. Duke & thereupon the said James W. Duke took the benefit of the Homestead Law & the Sheriff surrendered the sale of said property.

That on the 18th day of July 1870 (while the several Liens aforesaid were in full force, the said James W. Duke, executed a deed of Trust to John J. Kinard the Trustee therein named, conveying all his property effects, to some certain debts therein named to Larkin Brooks, Brosius, Horner Esq., Barrett Higgins, Wm Bryce, Baxter & Klepper, Baxter, Adelsdorf Esq., Derenfort Bro., Evans, Gardner Esq., V. C. Grant Esq., Horsey, Millar Esq., Keen & Haggerty, C. Kitcham, Lord & Robinson, M. Lownback, J. B. Loney Esq., Walter J. Moore Esq., Miller, Baines & Miller,

Momre, Smaltz H^o, Stutchee & Huggins,
 E. S. Mills H^o, Pullen & Peice, Robinson, and
 H^o. Sahia, Clarke H^o Thomas, Stone,
 Freeber, Beall H^o, B. W. Warren, Whitehead
 Turner H^o, Byrd, Perree H^o, John W. Jenkins,
 Wisnerfeld H^o, Bancroft, Backe H^o, and
 all ^{other} debts which may be due by the said
 Duke in his individual capacity, whether
 mentioned or not But all debts upon which
 judgments have been obtained or executions
 issued and unpaid in the first place
 and before others - and all other debts
 statably " a copy of which deed is filed
 herewith marked '5' -

Your Complainants are advised
 that the said James W. Duke is claiming
 the Homestead exemption of \$2000,
 but your Complainants say that the
 said Duke is not entitled thereto, as
 he is ^{not} a householder, nor head of
 a family, some others are entitled &
 because the property out of which he
 is claiming the same is the property for
 which your Complainants debts were
 made for its purchase, and because the
 deed of trust aforesaid covers all of said
 estate & as against deed of trust such
 exemption cannot be claimed -

+ and Your Complainants say further that the said James W. Duke refused to surrender the goods conveyed by deed to John J. Kindred, Master of the said Court, & in selling off & disposing of the same, so that the same cannot be traced out & forth coming should a decree be made in his favor - That the said Duke is insolvent and unless restrained from further selling of said goods, & the same placed in a Receiver's hands, your Complainants will have no redress. (X)

Your Complainants pray that the estate of said Duke may be subjected to your Complainants Liens -

Your Complainants say that since the Liens of your Complainants have attached to said estate while the same was in the Sheriff's hands the said James W. Duke made sale of a large portion of said property that, not accounted for the same, tho. he has promised to do so - Your Complainants specially demand that the said James W. Duke shew set forth how much of said estate he sold or otherwise disposed of after the Levy thereon by the said Sheriff, & to whom sold, and ~~what he has sold~~ ~~that he has sold~~ - That what estate remains, he sold and the Chases in action collected & the proceeds paid to those entitled according to their respective rights &c. &c.

In consideration whereof and as a Court of Equity has jurisdiction to grant all adequate relief - To the End your Complainants pray That the said James W. Duke, John J. Kindred (Master) D. L. Soley (Sheriff), Larkin Brooks, Bronius, Turner H^c, Wm Bryce, Baxter & Klepper,

Boston, Adelhof H^{co}, Devenport ~~Dr~~^{Dr}, Evans,
Gardner H^{co}, Husey, Millar H^{co}, E. Kitcham,
Lord & Robinson, J. B. Loney H^{co}, Miller,
Bainis & Miller, Moore, Smally H^{co},
Mitchell & Huggins, E. S. Mills H^{co},
Pullen & Pierce, Robinson, Lord H^{co}, Sabie,
Clarke H^{co}, Meeker, Beale H^{co}, B. W. Warren,
Whitehead, Turner H^{co}, Byers Perree H^{co},
John W. Jenkins, Wrisenfeld H^{co}, & Bancroft,
Bache H^{co}, may be defendants hereto &
be required to answer the allegations
herein, and especially that the said
John W. Duke shall answer set forth
& dispose all matters and things as
herein demanded, and that all
other & further relief may be granted
consistent with equity &c.

Kelly, Andrew Guffin
J. V.

④ Your Complainants therefore pray, that the
said J^r, W. Duke may be restrained from
further disposal of said goods & that a Receiver
may be appointed to take charge of the same
make sale thereof, & hold the proceeds
subject to the order of Court.

This day
made oath before me that the facts & statements
set forth in said Bill believed to be true.
Nov. 11 1870. Sworn to before me
J. A. [Signature] J. A.

An Injunction is awarded the plaintiffs
 to restrain the within James W. Duke from
 selling or otherwise disposing of the goods
 & property named in the Decree of Trust ex-
 ecuted by him to Mr. J. Kindred, Trustee
 and Mr W Briggs - ^{sheriff} is hereby appointed
 Receiver in this cause, who is directed to proceed
 forthwith & take charge of all the estate named
 in said Decree & proceed to sell the same on the
 best terms, at auction after ten days notice
 by notice, at the Court house door of Southampton
 County & at Franklin & other places, - But
 before the plaintiff shall have the benefit of this
 order they or some person for them shall execute before
 the Clerk of this Court a Bond ^{according to law} in the penalty of
 \$5000. conditioned to pay any costs & damages, should
 this Injunction be dissolved; and also the said
 Receiver shall ~~execute a Bond in like manner~~
~~in the penalty of \$1500. faithfully to execute~~
~~the order & account for all moneys that may~~
~~come to his hands under the said Decree~~
 separate the proceeds in the Citizens
 Bank of Norfolk on Interest &
 report to Court.

J. W. W. ynhart Judge.

1870 Nov 29th
 awarded

Thomas Gore & Co.

W. Bice

James W. Duke
 & Co.

Co. ex. J. W. W. ynhart

Thomas Corral

as 3 Dummies

Duke's

1871 Feb

Thomas Conners
vs 3 Damm
Duke vs also

The defendant James
W Duke says the plaintiffs is not
sufficient in law

Thomas for def

Thomas, Corlies

vs 33

Duke 4 also

anion of James

W Duke

1871 Feb'y

The answer of James W Duke to a bill in
chancery in the county Court of Southampton
by Thomas W Corn and others against him
and others

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 W W Briggs sheriff
of Southampton holding against him
several executions which he had levied
on the 25th of August 1870 he files with
him his inventory under oath setting
forth his estate and claiming the benefit
of the homestead act that judge Hughes
appointed commissioners who valued the
property and after that was done he
selected and set apart for his homestead
and exemption certain property therein
named all of which appears by the said
inventory, order of the judge, appraisement
and his paper or note to the sheriff
informing him what articles he selected
filed as exhibit A by the plaintiff. This
bill, that he remained in possession
of this property until sale was made
of it under an order in this cause.

This defendant states that at that
time he was a homestead holder and has
only been dispossessed by what he conceives
an erroneous order in this cause.

He answers further that he conceives
that this court of chancery has no
right to have dispossessed him in this way

that proceedings had been instituted under
the Homestead ^{laws} that he was placed in
possession of this property by virtue of this
act and that the validity in the order
of the court can only be tested in
that proceeding which is now pending
before the court

As the allegations in the plaintiffs
bill that this property which was sold
is liable for their debts because it is the
very property purchased he says that
none of it was purchased from Thomas
& Co., none from Morris & sons none
from V. C. Grant Co., none from McLinn
that about \$5 worth was purchased from
Bennett & Higgins, about \$20 worth purchased
from Evans & Gardner Co., about \$10 worth
from Wallis & Moore & Co. and \$3 worth
from Kim & Huggins, but was purchased
from others that it consisted in some
good horse & buggy, furniture &c.

This defendant says further that he
spent no more than was necessary to
keep the property from waste support
his horse and cultivate his crop of
grain in fact, after he selected his
property he treated it as his own and
therefore carefully

This defendant says further that
according to the plaintiffs now showing
the deed of trust was worthless, that
there being execution liens on his property
he could not make any transfers of
the same and the Homestead law

over-ruled the execution liens and
having fully answered this defendant
prays to be discharged with his costs in

J. W. Suter
Attorney for defendant

Southampton County, to wit,

This day J. W. Suter, appeared before
Mr. James R. Tyler, a Commissioner in Chancery, and swore that
the facts set forth in the above answer and true to
the best of his knowledge and belief. Given under my
hand this 24th day of January A. D. 1871.

James R. Tyler, Commissioner

11

Thomas, Cne St.

3
bule

Decree Decided
by the Jcts.
to be entered
J. W. Magrath

Thomas Stone sal.

21

Duke

This cause in which the plaintiff appears to have proceeded against the Defendants Larkin Brooks, Brosius, Homer, H^c, William ~~Warrington~~^{Byrne}, Warrington Bro, Gardner, H^c, Halsey, Mellar H^c, C. Ketchum, Lord & Robinson, J. B. Hume, H^c, Mellar, Bain, S. Mellar, Monroe, Smalley H^c, Mitchell & Huggins, E. S. Mills, H^c, Robinson, Lord H^c, John, Clarke H^c, Hunt, Beale H^c, Byrd, Perre H^c, John W. Jenkins, Greenfield H^c, S. Bancroft, Bache H^c, who are out of this Commonwealth, in the mode presented by Law against absent Defendants, and they still failing to appear & make defence, Came on this day to be heard on the Rice ~~petition~~^{petition}, and taken for confessed as to the Defendants, ~~John W. Duke~~, John J. Kinard, Hunt, & D. L. Able, Sheriff, on whom process has been duly executed and they still failing to appear & make defence, & on exhibits filed with said Rice, and on the Report of W. W. Briggs, Receiver. This day filed & on the answer & fraud Jo, W. Duke replication thereto & on Demurre ^{this day filed & joined therein} & fraud Rice and was argued by Counsel, On consideration whereof the Court doth

overrule said Demurrer, and both
confirm said Report of Reuben Briggs,
(to which there is no exception) and
both decide that the appts in said the
hands of said W. W. Briggs, Reuben, &
after said, are subject to the provisions
of the Deed of Trust executed by said
Jas. W. Duke to Geo. J. Kinross, Trustee
& dated the 18th of July, 1870 & filed as an
Exhibit in the cause, & both adjudge
order & decree that a Comr. of this Court
shall settle the accounts of said W. W.
Briggs, Reuben & after said, and
ascertain & report the priorities of the
several parties secured by said Deed
of Trust & the amounts due each,

And make Report with any matters
specially stated, deemed pertinent by
himself or that any of the parties may
require to be so stated.

Southampton County Court, April Term 1871.

Geo. J. Thomas and John St. Croe, Merchants and partners,
doing business under the name and style of
"Thomas and Croe",

Plaintiffs;

against
James W. Duke, and others;

Defendants;

In Chancery-

This Cause in which the Plaintiffs appears to have proceeded against
the Defendants Larkin Brooks, Business Men & Co. William Byrd, Swamp
Broz. Gardner & Co. Hersey, Miller & Co. C. Kitchard, Lord and Robinson,
J. B. Long & Co. Miller, Bains and Miller, Munro, Smalley & Co;
Mitchell and Huggins, E. S. Mills & Co. Robinson, Lord & Co, Salva,
Clark & Co; Funks, Beale & Co; Byrd, Ferris & Co; Johnson, Jenkins;
Winsfield & Co; and Bancroft, Backs & Co; who are out
of this Commonwealth, in the mode prescribed by law,
against absent Defendants, and they still failing to
appear, and make defence, came on this day to be heard,
on the Bill taken for Confid. as to the defendants John J.
Kindred, (Trustee) and S. L. Dolez, Sheriff, in whom process
had been duly executed, and they still failing to appear
and make defence, and in Exhibits filed with said Bill,
and in the Report of W. W. Briggs, Receiver, they say filed,
and in the answer of said James W. Duke, and replication
thereof, and in Denunciations of said Bill, this day filed;
and joined issues, and was argued by Counsel.
On consideration whereof the Court doth overrule
said Denunciations, and doth confirm said Report of Receiver
Briggs, (to which there is no exception,) and doth
decide that the appts in the hands of said Briggs,
Receiver as aforesaid, are subject to the provisions of
the Dec. of Insur., executed by said James W. Duke to
John J. Kindred, (Trustee,) and dated the 18th of July

1870, and filed as an exhibit in the case, and with adjudge
Order and decree, that the Commission of this Court shall
and settle the accounts of said W. H. Briggs, Receiver as
aforesaid, and ascertain and report the priorities of the several
parties secured by said Ind of Trust, and the amounts due
each, and make report with any matters specially stated,
demanded pertinent by himself, or that any of the parties
may require to be so stated.

A Copy

Filed,

James R. Tyler, J.C.

Thomas J. Core J.
v

Duke

1871 Feb. Court.

Thomas Stone L

W

Duke

This day left Duke
filed by his atty. plus his
Demurrer to ptt. Bee &
also his answer thereto, and
the ptt. allowed till next term
to take issue & came continues

Thomas & Lane Jr

7

San. W. Drake &

1891

San. Ch. Deane

To be entered.

J. W. Ingraham Judge

Thomas, Hore Jul:

4

Duke

This cause came on this day to be again heard on the papers formerly read from the report of Comd. Tyler, made pursuant to the order of the April Term 1871, of this Court - to which report there is no exception taken argued by Counsel. On consideration whereof the Court doth confirm the said Report, and doth adjudge order and decree that Wm. Briggs, Sheriff and Receiver pay the sum of \$722.83, in his hand as per Comd. Tyler's said Report a, full and first pay all cts of the suit, including a fee of \$25, to each of plaintiffs Counsel, to wit John J. Kindred, K.R. Griffin (and John R. Kilby) and then pay the Balance ratably to the several Creditors named in said Comd. Tyler's report

That is to say to Thomas, Hore \$281.50 - to Barritt Higgins \$184.03 - to Morrison \$130.29 - to Evans, Gardner \$60.946.94 to V. C. Hunt \$60.900.20 - to Walter J. Moore \$60.997.05 - to Lowentack \$152.41. To Keen Hagerty \$75.45 - to E. S. Mills \$60.76.82, to Monroe, Smalley \$60.100.13 & make report to Court.

Thomas Stone Jr
: n

Duke Jr

1871

July 1st. Deane

To be entered

1871 July 6th.

Thomas Stone Jr.

21

Duke. Jr

This cause came on this day to be again heard on the papers formerly read on the report of W. W. Briggs, Sheriff Receiver, made pursuant to the decree of the June Court 1871 - to which report there is no exception sworn upon by Counsel. On consideration whereof the Court doth confirm the said Report & doth adjudge order & decree that W. W. Briggs Sheriff Receiver aforesaid render a further account before one of the Commissioners of this Court of Collections from the Chases in action in his hands, conveyed by the deed of Trust executed by Jas. W. Duke and referred to in the proceedings, which account the said Com. will state settle & report to Court.

Wm. Hove

4

Duke St.

1873

June 28. et.

Final Decree

To be entered

Wm. Hove
Judge

Thomas, Heare

v

Duke Jr.

This cause came on this day to be again heard on the papers formerly read on the Report of W. W. Briggs, Sheriff Reciver, made under the decree of July Court 1871 - to which report there is no exception, and was argued by Counsel. On consideration whereof the Court doth confirm the said Report and doth adjudge, order & decree that the proceedings had in the cause be confirmed & made final between the parties, and nothing more remaining to be done in the cause it is ordered that the same be removed from the Docket.

G W Vick appeared before me Jas R Tyler
a Commissioner in Chancery and made oath that
he did deliver to James M Butler, Jno J Kindred
& D L Davis a true copy of the within summons
Dated 23rd 1870

James R Tyler, Commissioner

To inform and restrain the defendant James W Duke from
or otherwise disposing of the goods & property named in the deed of
Trust executed by him to Geo. I Kindred Trustee - and Wm W Briggs Sheriff
is hereby appointed receiver in this cause who is directed to proceed forthwith
and take charge of all the estate named in said deed and proceed to
sell the same on the best terms, at auction, after ten days notice, by notice
at the Courthouse door of Southampton County and at Franklin & other
places and the said receiver shall deposit the proceeds in the citizens bank
of Norfolk on interest and report to Court - Bond and Security being
given to pay any costs & damages should the said injunction be dissolved

A. C. Spuy

Teste, Oswin White Clk

Thomas Gore Esq.

to } Sumt. Chy.

Duke Esq.

Ala

1870 December Rules

Executed by
Delivering Copies
hereto

Bayler & Kupper

Bayler Attested of & C

Pullen & Penn

Whitehead Tamm & C

Not-foreman, B. W. Wancor
exon 5th 1870

Stephen Sewell

5th for

W. H. Sewell

Norfolk Sewell

THE COMMONWEALTH OF VIRGINIA,

To the ^{Sergeant City of Norfolk} ~~Sheriff of Southampton County~~, Greeting:

We command you to summon *Baxter & Allepper. Baxter, Adelsdorf & Co., Pullen & Pierce, W. W. Warren, Whitehead, Turner & Co.*

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 *December next* to answer a bill in chancery ^{exhibited} against themselves & others in our said Court by *George J. Thomas & John H. Core* merchants & partners doing business under the name & style of *Thomas & Core, & others*

And have then there this writ. Witness, OSWIN WHITE, Clerk of our said Court, at the Courthouse, this *27* day of *October* A. D., 1870, in the *95* year of the Commonwealth.

O. White Clk

Thomas Gore & Co
w { Sumt. Bhs.

Duke & Co

1870 December Rules

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County, Greeting:

We command you to summon *Jas. W. Duke, John I. Kindred, Trustee, & D. L. Dole, Sheriff,*

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 *December next* To answer a bill in chancery exhibited against themselves & others in our said Court by *George J. Thomas & John A. Gore* merchants & partners doing business under the name & style of *Thomas & Gore & others*

And have then there this writ.
Courthouse, this *27* day of
the Commonwealth.

Witness, OSWIN WHITE, Clerk of our said Court, at the
October A. D., 1870, in the *95* year of

O. White *cl*

Thomas Hone Tal

W.

Jan. W. Duke Tal

affidavit as to
non residence
of part of debts.
to get order of pub-
lication

Sent ord. pub-
to Christian Sam

Thomas H. H. H. H.

2,
Jay W. H. H. H.

This day, John P. Kelly
attorney for plaintiffs, came before
me and swore that he has
heard verily believe, that the
following named defendants in
the aforesaid case are non residents
of Virginia, to wit: Loukin Brooks,
Brooks, Homer H., Wm. Byce, —
Kearney Bros, Evans, Gardner H., Hursey,
Miller H., C. Ketchum, Lord Robinson,
J. B. Loney H., Miller, Baines & Miller,
Monroe, Smalley, H., Mitchell & Huggins,
E. J. Mills H., Robinson, Lord H.,
Sabia, Clarke H., Ferebee, Beale H.,
Byrd, Perdue H., John W. Jenkins,
Harris, H., & Bancroft. Backe H.

John P. Kelly

Thomas Gore Jr

& { Cr. Pub

Duke Jr

At Rules held in the Clerk's Office of the County Court of Southampton
County, on the first Monday in December 1870 -

George I Thomas and John H. Core merchants and partners doing business under the
name and style of Thomas & Core, & others Plaintiffs
against

James W Duke John I Kindred, Trustee, D L Dole, Sheriff, Larkin Brooks, Brosius,
Horner & Co, Wm Bryce, Braeton & Klepper & others Defendants } In Chancery

The object of this suit is to enforce the liens of the plaintiffs' executions of Fi Fa sued
out of the courts of Southampton County against the defendant Duke. And it appear-
ing by affidavit filed that the defendants Larkin Brooks, Brosius Horner & Co. William
Bryce, Davenport Bro's, Evans, Gardner & Co, Horsey, Millar & Co. C. Ketcham,
Lord & Robinson, J. B. Long & Co, Millar, Bains & Millar, Monroe Smaltz & Co,
Mitchell & Huggins, E. S. Mills & Co, Robinson, Lord & Co, Sabie, Clarke & Co,
Fenbie, Beale & Co, Wyrd, Perree & Co, John W Jenkins, Wisconsinfeld & Co Bancroft,
Bache & Co are not residents of the State of Virginia it is ordered that they appear within
one month after due publication of this order and do what is necessary to protect their interest
in this suit.

no. 100.

A T RULES HELD IN THE CLERK'S
Office of the County Court of Southampton
on the first Monday in December, 1870.
George J. Thomas, and John H. Core, merchants
and others, vs. [redacted] under the name

James W. Duke, [redacted] L.
Dole Sherin, [redacted] Hor-
ner & Co., [redacted] Klep-
per and others

Defendants.

The object of this suit is to enforce the lien of
the Plaintiff's executions of Fi. Fa. issued out of
the Courts of Southampton County, against the
Defendant Duke. And it appearing by affidavit
filed, that the Defendants Larkin Brooks, Bro-
sins, Horner & Co., William Beyer, Davenport
Bros., Evans, Gardner, Co.; Hervey, Millar &
Co., C. Ketchum, Lord & Robinson, T. B. Losey
& Co., Millar, Bains & Millar, Monroe, Smutz &
Co., Mitchell & Haggins, E. S. Mills & Co.,
Robinson, Lord & Co., Sabia, Clarke & Co., Fer-
chee, Belae & Co., Byrd, Perree & Co., John W.
Jenkins, Wiesensfeld & Co., and Bancroft, Bache
& Co., are not residents of the State of Virginia.
It is ordered that they appear within one month
after due publication of this order and do what
is necessary to protect their interest in this suit.

A Copy—Test

OSWALD WHITE,

Clerk.

de-5-41

*I, William B. Wellman, Editor
and Publisher of the Christian
Sun, a newspaper published
at Suffolk Va. do certify that
the annexed order of Publication
has been published in said
newspaper, once a week for
four successive weeks,*

Given under my hand

14 Jan'y 1871.

W. B. Wellman

Charges \$8⁵⁰

Thomas Hove
by
J. W. Duke

Report of
Receivers
filed Mar. 21 1871

In obedience to an order of the
County Court of Southampton, I
sold all the property of J. W. Duke
a detailed account of the sales, will
be filed in a few days, the net
amount will be about six hundred
dollars, which I am ready to
account for.

Respectfully Submitted

March 21st 1871

W. L. Briggs Receiver

Thomas & Gore fathers

to } Com. Tyler's Report

Duke

1871 June 6

Peffer's book

Colt - \$10.48

Sh. Briggs - 1.50

Lawrence S. F. Norfolk 2.50

Com. Tyler - 15.00

Printer - .58

Law & -

COMMISSIONER'S OFFICE,

Jerusalem

May 1 1871

TO

Geo. J. Thomas and John H. Core Merchants and
partners doing business Under the name and style of
Thomas & Core Plaintiffs

against

James W. Duke and others

Heft's

You are hereby notified that I have fixed upon the 27 day of May 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 a Commissioner of this Court shall state and settle the
account of Wm. Briggs Receiver as aforesaid and ascertain
and report the priorities of the several parties secured by said
Deed of Trust, and the amount due each, and make report
with any matters specially stated &c.

County
required to be taken by a decree of Southampton Circuit Court, rendered on the 27th day
of 1871, 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.

J. W. Duke's Creditors.

In Account with W. W. Briggs Shff & Receiv.

1870			\$	¢	\$	¢
Dec 30	By Amount Auctions Sales of Goods &c				\$1034	93
	To Amount paid J. Peltier for Rent	115	00			
	" Amt paid Wm P Sebrill as clerk at sale	25	00			
	" Amt paid W. W. Lawrence for services & sales	21	00			
	" Amt paid J. Quincy Buchanan Crier	22	00			
	" " paid for Paper	1	00			
	" Amt paid A. Butler		25			
	" Amt paid M. E. Powell Collector	15	00			
	" " " Taxes for 1870	39	11			
	" Amt paid Dr. Mapenbury for Rent	7	00			
	" Commissions on \$1034.93 @ 5%	51	74			
1871	Feb 2	" Commissioners for this report retained	15	00		
	" Balance due		722	83		
					\$1034	93
					1034	93

By Balance due J. W. Duke Cred^r brot down \$722 83
with interest from 2nd Feb'y 1871 till
paid

Respectfully Submitted
James R. Tyler
Comr.

An Account of all Judgments docketed and Executions issued against James H Duke and also their priorities as secured by a Deed of Trust Executed by said Jas H Duke to J. I. Kindred Trustee and duly recorded in the Clerk's Office of Southampton County on the 19th day of July 1870.

Docketed March 1870 No 1	Hilly	To Thomas S. Core Judge for	\$ 249.38	
		Int. from 23 rd Sept 1869 to 1st June 1871	25.26	
		Costs	6.86	
		"delivered ex to shff 10th April 1870"	\$ 281.50	
Docketed March 1870 No 1	Hilly	To Barrett W. Higgins Judge for	159.26	
		Int. from 15 July 1869 to 1st June 1871	17.91	No 1
		Costs	6.86	
		"Delivered to shff 10 April 1870"	\$ 184.03	465 53
No 2	Hilly	To Morris & Sons Judge for	\$ 202.86	
		Int. from March 12th 1869 to 19th March 1870	23	
		Paid 19th March 1869	203.09	
			42.00	
		bal.	141.09	
		Int. from 19th March 1869 to 2 Feb 1870	7.29	
			148.38	
		Paid 2nd Feb 1870 \$14.13 + 20.00	341.3	
			114.25	
		Int. to 1st June 1871	9.14	
No 2	Hilly	Costs	6.90	
		bal due	\$ 130.29	
		"Delivered Ex to shff 11 May 1870"		
		To Evans Gardner & Co Judge for	873.11	
		Int. from 21st Feb 1870 to 1st June 1871	66.93	
		Costs	6.90	
		"Delivered to shff 11 May 1870"	\$ 946.94	
				465 53

No 2	Gift	To V.C. Grant & Co. Judge for	\$ 829.13	465 53
		Int. from 19 Feb 1870 to 1st June 1871	63.97	No 2
		Costs	7.10	1977 43
		Delivered to shff 11 May 1870.	\$ 900.20	
No 3	Kind	Walter S. Moore & Co Judge for	79.30	
		Int. from 13 July 1869 to 1st June 1871	9.19	
		Costs	8.56	
		Delivered to shff 28 June 1870	\$ 97.05	
No 3	Kind	Summback. Judge for	131.37	
		Int. from 29th Oct 1869 to 1st June 1871	12.48	
		Costs	8.36	
		Delivered to shff 28 June 1870	\$ 152.21	
No 3	Kind	Keen & Hagerty Judge for	39.83	
		Int. from 12 June 1869 to 1st June 1871	7.06	No 3
		Costs	8.56	324 91
		Delivered to shff 28 June 1870	\$ 75.45	
No 4	Gift	E. S. Mills & Co Judge for	65.25	
		Int. from 27th Feb 1870 to 1st June 1871	4.91	
		Costs	6.66	
			\$ 76.82	
No 4	Kind	Memmo. Smalley & Co Judge for	81.37	
		Int. from 13 June 1869 to 1st June 1871	11.60	No 4
		Costs	2.16	176 95
			\$ 100.13	
Total amt of Judgments			\$ 2944 82	
Respectfully Submitted				
Jas R. Tyler				
Clerk				

Commissioners Office
Jerusalem June 6 1871

To the County Court of Southampton County.

Pursuant to a decree of the County Court of Southampton County rendered at the April Term 1871. in a suit in chancery depending in the said Court between Geo J Thomas and John H Gore merchants & partners doing business under the name & style of Thomas Gore and James W. Duke & others. The undersigned, one of the Commissioners of the said Court. to whom was referred for settlement by said decree, "that a Commissioner of this Court state and settle the account of H. W. Briggs. Receiver as aforesaid and ascertain and report the priorities of the several parties secured by said Deed of Trust and the amounts due each, and make report, with any matters specially stated &c." reports to the Court that on the 1st day of May last. he issued notices against the several parties, requiring them to attend the settlement of the said account before him at his said office on the 27th day of May 1871. That the parties aforesaid appeared by attorney, before your Commissioner, and he thereupon examined, stated & settled the foregoing accounts up to the 1st day of Feb^y 1871 and on that day finds, a balance due J. W. Duke's Creditors of \$722.83. with interest till paid. The Commissioner states specially to the Court that he has made up an account of all Judgments against J. W. Duke and finds the amount to be \$2944.82 cents including interest to 1st June 1871. and notes according to their date. The Commissioner further reports to the Court. that after the completion of the said acct. he retained the same in his office ten days for the examination of the parties, which with the decree and notices are herewith returned Given under my hand as Commissioner aforesaid the day and year first aforesaid

James R. Tyler
Comm

Thomas Glover Esq
to { Acct Sales

Duke.

Returned with Com Tyler's
Report June 1871.

Auction of D. W. Duff's Goods & Merchandise
Account of Sales
 Article \$ Cts Name

4	Boxes 2 collars @ 5 [¢]	22 ^½	J. C. A. Barham
4	" " " " "	22 ^½	" " " "
4	" " " " 6 [¢]	24	Thos. G. Barham
3	" " " " 7 [¢]	21	A. Leuncie
3	" " " " 10 [¢]	30	G. Dallas Darden
5	Msm. Books " 10 [¢]	50	Mr. Pullen
8	Boxes W. P. Gun Caps @ 16 [¢]	88	Thos. G. Barham
6	" Musket " " 5 [¢]	30	G. Dallas Darden
4	" Hooks & Eyes " 8 [¢]	32	Mr. Pullen
4	" " " " " 6 [¢]	24	A. Leuncie
4	" " " " " 5 ^½	22	Thos. Aburjee
1	Paper ½ in. screws	06	J. R. Moss
9	Pk. Wipes Hand @ 7 [¢]	63	R. Crawford Barnett
½	Doz lock screws " 3 [¢]	18	J. R. Moss
10	Pk. Wipes Gloves " 3 ^½	35	Dr. Daughtry
6	" Ladies " " 8 [¢]	48	Mr. Pullen
3	" " " " " 9 [¢]	27	Mr. H. Leagsdale
4	" " " " " 10 [¢]	40	Gen. W. Vick
1	Box Leable leard	05	Dr. Daughtry
3	Pk. Shears @ 25 [¢]	75	Dr. T. J. Pullen Sr.
"	" " " " "	75	Leash
2	" " " " "	50	Samuel Turner
2	Silk Hair Nets " 5 [¢]	10	Thos. Aburjee
1	" " " " " 1 [¢]	16	L. R. Edwards
1	" " " " " 7 [¢]	07	" " "
1	Box Buttons	55	Mr. Pullen
4	Pocket Knives @ 29 [¢]	1,16	Philas Aburjee
3	leards Deep Trimming	35	Capt. T. J. Burbage
2	Pk Scissors @ 30 [¢]	60	Mr. Pullen
4	Barlow Knives @ 9 [¢]	36	Capt. T. J. Burbage
5	Pk Scissors @ 10 [¢]	50	Allen Daughtry
5	Pocket Knives @ 25 [¢]	1,25	Capt. T. J. Burbage
		1,18	

No	Article	\$	Cts	Name	2
1	Socket Knife	20		Samuel Turner	
2	" Knives @ 35	70		Jacob Rawls	
5	" " " 25	1.25		J. le. Wills	
1	Cassimero coat	6.25		A. leonard	
2	Balls Gilt chet wine	75		P. Lewis	
1	Box Gun Tubes	50		Theo. G. Barham	
"	" " "	30		Wiley leonard	
"	Stock Lock	1.05		D. J. I. Pritton Jr.	
2	" " " 5 @ 40	80		Sam. P. Pritton	
4	Tin Pans " 35	1.40		Mrs. Pritton	
"	Leak " " 30	1.20		A. W. Norfleet	
10	Tin Plates " 6	60		Mrs. West	
12	" Pans	40		R. leonard Barretto	
44	" " D 2 Tin Leaps	65		Samuel Turner	
1	Pett Knives & Forks	30		Jacob Rawls	
"	" " " " "	25		J. R. Moss	
"	" " " " "	1.40		leapt. T. I. Burbage	
"	" " " " "	95		Mrs. West	
2	" " " " "	3.70		Mrs. H. leysdale	
1	" " " " "	75		Mrs. Peterson	
"	" " " " "	40		leapt. T. I. Burbage	
"	" " " " "	55		Mrs. West	
"	" " " " "	50		Mrs. L. Williams	
"	Box Soap	1.10		Sam. P. Pritton	
4	Shoe Knives @ 6	24		Johnson Barnes	
3	" " " 13	39		Mrs. le. Barnes	
"	" " " 11	33		A. A. Halland	
"	" " " 7	21		leapt. T. I. Burbage	
1	Box Gimlets	65		Theo. G. Barham	
"	Shoe Knife	11		Mrs. L. Williams	
2	Two feet Pocket Rules @ 25	50		Joshua Pritton	
3	Pad Locks @ 17 1/2	52		leapt. T. I. Burbage	
		\$29.00			

No	Article	\$	Cts	Name	3
1	Lot Letter paper	55		Mrs. P. Sebrice	
"	Box Spool Silk	35		Theo. G. Barham	
3	Spelling Books @ 5	15		Mrs. Peterson	
"	" " " 10	30		L. R. Edwards	
"	" " " 11	33		Geo. W. Vick	
1	X Cup Saw	2.00		Theo. G. Barham	
"	" " " "	2.75		R. leonard Barretto	
"	Drup Pattern 10 Yds @ 27	2.70		Amos Joyner	
"	Pr. Clipes Gaiters	1.00		R. leonard Barretto	
"	" " " " "	80		leapt. T. I. Burbage	
"	Box Hinges	40		Sam. P. Pritton	
"	Bundle Tape	25		P. Lewis	
"	Pr. Table cloths	1.85		Mrs. P. Sebrice	
"	Box lead's Pick	2.15		P. Lewis	
"	" " " " "	2.50		R. leonard Barretto	
2	Pett Table Springs @ 27 1/2	55		J. Q. A. Barham	
"	Pr Ladies Hose @ 17 1/2	35		Sam. Turner	
1	Box lead	22		M. J. Powell	
"	" " " " "	25		Theo. G. Barham	
3	Leads Ladies Dress Trim.	30		Mrs. Blythe	
4	" " " " "	35		" "	
3	" " " " "	17		" "	
1	Box Marbles	20		J. Q. A. Barham	
"	" Vest Buttons	25		P. Lewis	
"	" Hinges	51		Mrs. Williams	
"	" Pen Holders	35		D. Daughtry	
"	Pr. Ladies Gaiters	1.60		Warren Edwards	
"	" " " " "	2.20		Mrs. Williams	
"	" " " " "	1.40		Theo. G. Barham	
"	Wood Saw	1.10		leapt. T. I. Burbage	
"	Pr long Gaiters	1.75		J. R. Jenkins	
"	" Lace " "	1.90		Theo. G. Barham	
		\$31.03			

No.	Article	\$ cts	Name	4
1	Pr Kids Shoes	1 50	D. Daughtry	
"	" Ments. Gaiters	1 60	T. R. Jenkins	
"	" Brogan Shoes	1 05	Mrs. Williams	
"	Piece Rope	15	" "	
"	Pr Brogan Shoes	1 05	Henry Scott	
"	" " "	1 05	Jacks Hunter	
"	Red Pan	80	D. Goodman	
"	Drawing Knife	90	Thos. G. Barham	
"	Pr Boys Brogans	1 02	Mrs. H. Scott	
"	" " "	1 05	Mrs. S. Boykin	
"	" " "	1 30	Jacks Hunter	
"	Drawing Knife	1 05	R. Crawford Barret	
"	Bowl & Pitcher	1 45	Mrs. Pritton	
"	" " "	1 05	Samuel Turner	
"	Water " White	25	Mrs. Williams	
"	" " "	21	Mrs. Pritton	
7 1/2	Yds Linen Diaper @ 40	3 00	D. Daughtry	
1	Water Pitcher Coal	20	R. R. Johnson	
"	Pr. Boots	1 15	Mrs. W. Briggs	
"	" " "	1 25	R. W. Brooks	
"	" " "	1 80	" " "	
"	" " "	2 00	J. C. Wills	
"	Kerosene Lamp	1 10	A. Council	
"	Pr. Boots	1 45	R. Crawford Barret	
"	Pett Coasters	1 25	Mrs. P. Sebrall	
"	Powder Can	35	W. B. Holland	
1/2	Doz Salt Sticks	10	G. Dallas Darden	
1	Coal's Bowl	45	W. B. Holland	
"	Tin Mob. Pot.	06	Davy Kitchen	
"	White " "	26	R. W. Brooks	
"	Chisel	40	J. C. Wills	
3	" S	85	Wmson Steale	
		\$31.15		

No.	Article	\$ cts	Name	5
3	Chisels	30	Wmson Steale	
1	Box Lamp Wicks	22	D. Goodman	
1/2	Doz Boyer Cos. Coffees	24	Jacks Hunter	
1	1 1/4 in. Anger	37 1/2	Geo. W. Vick	
"	" "	40	F. Vaughan	
"	" "	35	Geo. W. Vick	
"	" "	30	F. Vaughan	
"	" "	27 1/2	Geo. W. Vick	
2	" S	15	" " "	
1	Pr Childs. Shoes	60	Mrs. Pritton	
2	" H. E. Hinges @ 25	50	W. B. Holland	
1	Box Art Blades	20	J. Q. A. Barham	
"	Pr Hinges	16	Mrs. Leott	
4	Whip Saw File	05	Smith	
1	X Cut Saw File	05	J. Q. A. Barham	
8 1/2	Yds S. Lammel 35	297 1/2	Mrs. H. Bogart	
1	Lot Suspensers	80	R. W. Brooks	
"	" Shirt Fronts	35	" " "	
3	Pr. H. E. Hinges @ 35	105	W. B. Holland	
1	Pitchfork	55	Leha's Parker	
"	White Dish	60	Do. S. Lammel	
3	Pr. Hinges @ 25	75	W. B. Holland	
1	White Dish	15	Anthony Butler	
"	Lot Tacks	55	Mrs. Pritton	
"	White Dish	75	Anthony Butler	
"	" " "	80	Davy Kitchen	
"	" " "	80	Do. Lammel	
"	Pitchfork	75	Thos. Jenkins	
"	" " "	65	Wm. West	
2	" " @ 65	1 30	Wm. Neely	
1	Spade	70	J. Q. A. Barham	
"	Long Hand Shovel	80	J. C. Wills	
		\$18.77		

No	Article	\$	cts	Name	6
1	Boss Tacks	75		A. A. Holland	
"	Pr. Shovel & Tongs	65		Wm. P. Sebrall	
"	" " " "	1	10	Wm. Neely	
"	" " " "	75		Wm. P. Sebrall	
12	Yds Shepherd Rains @ 3 1/2	4	50	Robt. Leobb	
12	" " " " 35	4	20	Theo. G. Barkham	
10	" " " " 30	3	00	Jack Hunter	
7	" " " " 30	2	10	"	
1	Poplin Drep Pat. 12 1/2 @ 25	3	00	Joshua Pritton	
4	Pr. Butt Hinges @ 9	36		W. B. Holland	
2	Butcher Knives " 12	24		" " "	
1	Pr Bop Bal. Shoes	52 1/2		R. U. Brooks	
"	" Mike's Mor. "	45		J. C. A. Barkham	
"	" Shoes	50		J. C. Wills	
3	Looking Glasses @ 30	90		R. U. Brooks	
1	Axe	85		M. W. Holland	
4	Pr Butt Hinges @ 17	68		A. G. Pritton	
1/2	Doz Tumblers @ 13	78		" " "	
1	Piece Cotton Rope	1	00	" " "	
"	Stone Pitcher	20		J. H. Drake	
"	Lot Brass Hinges	20		Chas. Smith	
"	Stone Pitcher	13		Silas Murfee	
4	White H'd Knfs @ 17	68		R. U. Brooks	
"	Pr Hinges @ 14	56		Elijah Joyner	
5	Sick H'd Knfs @ 65	3	25	A. G. Pritton	
2	" " " " 50	1	12	" " "	
1	Leorset	35		Wm. Peterson	
1	Storse collar	75		A. G. Pritton	
"	" " "	55		" " "	
"	" " "	75		Mrs Pritton Jr	
"	White Dish	80		Do: Leumpler	
"	Pr Hames	38		Anthony Butler	
		\$36.05 1/2			

No	Article	\$	cts	Name	7
1	Lard lean	50		Mrs. L. William	
"	Dug	05		Mrs. Brooks	
"	Tea Kettle	40		Thos. Mumford	
"	Butter Dish	35		Le. B. Scott	
3	Frying Pans @ 17	51		A. G. Pritton	
1	Skillet	20		J. Lewis	
"	Stew Pan	50		Wm. Neely	
2	Screw Drivers @ 20	40		A. G. Pritton	
"	" " @ 19	38		J. Lewis	
1	Lot Lamp burners	09		J. B. Pritton	
"	Jar Anting	20		Mrs Pritton Sr	
"	" Ginger	20		Wm. Neely	
"	" Lamphor	16		J. Lewis	
"	Lehopping Hatchet	75		Wm. Leobb	
2	Leombo + Brush @ 50	1	00	Wm. Neely	
"	Spades \$.	2	00	A. G. Pritton	
"	" 95	1	90	Wm. Neely	
1	"	75		Thos. Mumford	
2	" 70	1	40	Wm. H. Cogsdale	
4	Leombo @ 7	28		R. U. Brooks	
1	Lot Leather	25		Wm. Peterson	
"	Box Ribbon	1	75	Mrs. H. Bogart	
"	Lot perfumery	85		Harry Smallwood	
"	"Shoe Fly" Lic	13		Frank Wester	
"	Box Braids 16	1	60	Theo. G. Barkham	
"	Pr Elastic Garters	10		Harry Smallwood	
3	Cotton H'd Knfs @ 12 1/2	37 1/2		Wm. H. Cogsdale	
9	" " @ 8	72		R. U. Brooks	
7	Gingham " @ 8	56		Frank Wester	
4	Cotton " @ 18	72		Chas. Smith	
6	" " @ 6	36		R. U. Brooks	
"	Ginghams " " 12 1/2	75		Frank Wester	
		\$20.18 1/2			

No	Article	\$	cts	Name
2	Jugs @ 25	50		Dr. T. J. Pulton Sr
5	Flesh forks @ 5	25		W. J. Powell
1	Box Skirt Brail	1	90	Francis Joyner
"	Coat	2	60	Anthony Butler
"	Pr. Gaiters	1	00	Thos. G. Barham
"	Sugar Dish	20		W. B. Holland
2	Pitchers @ 25	50		Dr. T. J. Pulton Sr
1	Coat	3	80	Mrs. Blythe
3	Hats @ 70	2	10	Dempsey Johnson
1	Black clock coat	3	15	Thos. Mumford
3 1/4	Yds Drep Goods @ 16	54		Wm. Wester
1	Pr. Mipes Mor. Shoes	65		Thos. G. Barham
3	White Dishes @ 55	1	65	Dr. T. J. Pulton Sr
1	Pr Ladies Mor. Shoes	60		J. B. Holland
"	" Mipes " "	50		Francis Joyner
2	Steel Dishes @ 25	50		Dr. T. J. Pulton Sr
1	Pal. Skirt	70		Washington Vaughn
"	" " "	1	15	Eli Vick
"	Box Tooth brushes & B	25		Chas. Smith
"	Vest	2	00	Madison Griffin
1/2	Doz Looking Glasses @ 6	36		Frank Wester
1	Goof Matches	70		Francis Joyner
"	Spider	75		Thos. Mumford
"	Tea Kettle	45		Jepe Blythe
"	Butter Dish	20		Joshua Pulton
"	Vest	2	05	Mrs. W. Lawrence
"	Tea Kettle	27		David Kitchen
"	" " "	35		Pilas Murfee
"	" " "	40		Mrs. C. Barnes
2	Bot. Cherry Pectol @ 30	60		R. U. Brooks
5	" Ess. Ginger @ 18	90		Wm. Neely
2	Stone Pitchers @ 38	76		R. U. Brooks
		32	33	

No	Article	\$	cts	Name
1	Box Shot, 2 Dep.	1	75	Wm. H. Briggs
2	Stone Pitchers 35	70		Dr. T. J. Pulton Sr
1	Box Ground pepper	41		Wm. Peterson
"	Tell cups & Lancers	55		Le. B. Scott
2	Sugar Scoops @ 10	20		Wm. Neely
4	" " @ 2	08		L. R. Edwards
16 1/4	Yds Blue Flannel @ 22	3	57	Thos. G. Barham
1	White Mob. Pot	25		Eli Vick
"	Col's Water Pitcher	15		Johnson Barnes
"	White " "	12 1/2		Eli Vick
"	Lot Brown Sugar per lb @ 8			Frank Holland
17 3/4	Yds bleached Jeans @ 14	2	43	A. G. Pulton
1	Rem. Delaines	09		J. Q. A. Barham
"	" " "	07		Wm. Wester
5	Yds L " @ 17	85		R. U. Brooks
8 1/4	" " " 16	1	32	Geo. Newson
7 1/2	" " " 10	75		Johnson Barnes
11 3/4	" Poplin " 37 1/2	4	39	Pilas Murfee
4	" Red Tick " 17	68		" "
2 3/8	" " " " 15	33		Geo. Newson
3 1/2	" " " " 16	56		Pilas Murfee
6	" " " " 11	66		" "
2	Shovels " 60	1	20	William Edwards
13	" Armis " 14 1/2	1	88 1/2	J. Q. A. Barham
2	Shovels " 80	1	60	Wm. H. Briggs
11 3/8	" Steel Wool Delaines " 26	2	95 1/2	P. Lewis
10	" " " " 27	2	70	Wm. Cobb
12 1/2	" Poplin " 29	3	62 1/2	Geo. W. Vick
13 1/2	" " " 23	3	10 1/2	P. Lewis
2	Soup Lads " 10	20		Dr. T. J. Pulton Sr
"	Tin Dippers " 6	12		Geo. Newson
"	Par Knife	10		Mrs. H. Bogart
		37	40 1/8	

No	Article	#	ct	Name	10
1	Leup Pan	50		J. A. Edwards	
"	Muffin Pan	05		Pilas Murfee	
38	4 th Blk Cambric @ 8	304		Chas. Smith	
1	Oil Can	15		P. Lewis	
2	Stone Pitchers @ 20	40		Wade Munford	
"	" " " "	40		" "	
1	Briar Knife	25		Joshua Putlow	
"	Aug	10		Abner Cobb	
"	Coffee Mill	30		Johnson Barnes	
"	" "	40		D. T. J. Putlow Sr	
"	" "	30		Wm. Neely	
"	" "	30		D. T. J. Putlow Sr	
"	" "	40		Wm. H. Briggs	
"	Bot Lamp Shade			No Sale	
18 3/4	4 th Stannit @ 20	375		Chas. Smith	
2	Measures @ 5	10		Mrs. H. Bryant	
"	Mugs " 3	06		Capt. T. J. Burdage	
11	Pr. Work Cards " 25	275		P. Lewis	
2	Shovels " 65	130		Warren Edwards	
1	" Cotton "	50		Wm. Neely	
4	" " " " 32 1/2	130		P. Lewis	
3	Lamp Chim. Glass 2	06		Mrs. H. Bryant	
1	Box Flat Pencils	17 1/2		Capt. T. J. Burdage	
17 1/2	4 th Red Flannel @ 16	280		" " "	
14 3/4	" White " " 24	352		Thos. G. Barham	
10 3/4	" Shaker " " 21	226		Chas. Smith	
3	Acres " \$10	330		Warren Edwards	
5 3/4	Doz Lamp Chimneys " 31	170		Capt. T. J. Burdage	
1	Box Bolts & C	37 1/2		Joshua Putlow	
58	Boxes Ess Coffee " 3	174		P. Lewis	
1	Pan & pepper	40		Capt. T. J. Burdage	
6	Plates @ 10	60		P. Lewis	
				\$33.28	

No	Article	#	ct	Name	11
5	Small Plates @ 4	20		P. Lewis	
1	Box Pipes	35		Wm. Neely	
"	" of Copperas	05		J. P. Holland	
"	" " Spice	75		Capt. T. J. Burdage	
"	" " Seed	30		" " "	
"	" " Spanish Brown	15		Chas. Smith	
3	Bot. Pain Killer @ 12 1/2	37 1/2		Wm. Cobb	
1	Box Prob 4 Daps	105		Mrs. Lawrence	
3	Boxes Pills	35		P. Lewis	
1	Bal. Skirt	115		R. H. Brooks	
				\$4.72 1/2	

Total first days sale \$287.06 1/8

December 7 th 1890.				Continued
1	Lot Buttons	35		Wm. Neely
"	Box leather bands	27 1/2		" "
"	" Buttons	20		P. Lewis
"	" Buttons	50		" "
"	" Shingles & C.	20		Ben. E. Worrell
"	Leads Draining	35		Mrs. H. Bryant
"	Box Knitting needles	05		P. B. Putlow
3	Blk Veils	05		D. Goodman
1	Box Breast pins	05		Ben. E. Worrell
3	" " "	25		" " "
1	Pr Shovels & Tongs	55		D. Bryant
"	" " " "	50		J. Q. A. Barham
"	Spider	05		Pilas Murfee
"	" Shovel & Tongs	60		Frank Joyner
				\$3.97 1/2

No	Article	#	cts	Name
3	Belt Buckles	02		Frank Wester
1	Razor Strap	15		Mrs. H. Boyart
7	Belts Belts	09		Frank Wester
1	Lot Fancy "	30		" "
"	Box Ladies Cuff	04		Withey
"	" Neck Tie	45		Frank Wester
"	Lot Fancy Neck Combs	35		" "
"	" Ladies Paper Collars	03		D. Goodman
"	" " Knit Gloves	25		D. A. Murfee
"	" Whale bone	16		Sam. B. Pullon
"	" Anger Handles	30		Geo. W. Vick
"	Pr Trace Chains	50		Anthony Butler
"	Sugar bucket	15		Wm. Mason
"	Wash board (line)	25		Dr. Gregory
"	Tin Bucket	16		Wm. Cobb
3	Seives @ 11	33		" "
"	Skimmers @ 5	15		Harris Womble
1	Tin Bucket	07		Frank Wester
2	Boxes Pins	15		A. A. Riddick
1	Bundle Buckles	17 1/2		Frank Wester
8	Quilted Percha Combs @ 15	120		Harry Smallwood
1	Bundle Horn Combs			Wm. H. Briggs
2	Shaving brushes @ 5	10		Wm. H. Cogsdale
1	Pocket Books	15		Ben. E. Worrell
"	Box Truss Combs	12 1/2		Frank Wester
"	" Needles	1 60		Dr. Gregory
"	Brush & Razor Strap	50		" "
"	Pr. Men. Shoes	80		Frank Wester
"	" " "	90		Mrs. H. Boyart
"	" " "	1 10		Tommy Barrett
"	Lot Belts	31		Frank Wester
"	Pr. Gaiters	85		Wm. H. Briggs
\$11.74				

No	Article	#	cts	Name
1	Pr. Gaiters	65		Wm. H. Cogsdale
"	Lot Suspenders	80		Wm. H. Briggs
2	Pr Knit Gloves @ 20	40		Frank Holland
4	Belts Veils	05		J. Q. A. Barham
1	Pr. Jones Chains	60		Dr. Gregory
"	Knit Jacket	80		Sam Worrell
"	" "	75		Chas. Smith
"	" "	75		Harry Smallwood
"	" "	75		Mrs. Williams
"	" "	75		Dr. Gregory
"	" "	70		Mrs. Williams
"	" "	60		" "
"	" "	70		A. A. Riddick
"	" "	70		David Kitchen
"	" "	60		Chas. Smith
"	" "	55		D. A. Murfee
"	Lot Butt Hinges	190		Frank Holland
14	Grope Matches	50		Ben. E. Worrell
1	Bundle Sheet Locks	12 1/2		Frank Wester
"	Gal. Skirt	1 30		Wm. Mason
"	" "	1 00		Harry Smallwood
"	" "	1 15		" "
"	" "	1 05		Wm. Mason
"	" "	1 20		" "
"	" "	1 00		D. A. Murfee
28	Yds Delaines @ 10	280		Withey
4	" Brilliant @ 18	72		Mrs. Bradshaw
3	" Brown Cambric @ 8	40		R. R. Griffin
14	" " " @ 8	1 12		Mrs. Bradshaw
13	" Linen @ 40	5 20		Joshua Pullon
1	Thoe Patch	40		L. R. Edwards
10	Yds Belk Muslin @ 40	4 00		Mrs. Bradshaw
\$34.01 1/2				

No	Article	\$ ct	Name
10	2/5 Blek Muslin @ 30	3 00	Wm Mason
42	" Red Merino @ 18	7 56	Mrs Bradshaw
1	Orr coat	4 00	J. Q. A. Barham
"	Close coat	4 00	Amos Kitchen
"	" "	4 50	Wm H. Goodenaut
"	" "	4 05	Joe Gregory
"	" "	2 75	Harry Smallwood
2 3/4	2/5 Blek Anti Goods @ 45	1 23 3/4	Geo. W. Vick
8	" " & White Calicoes @ 8	64	Wm Mason
3	" " " " @ 8	24	Mrs Bradshaw
6	" " " " " 10	60	Thos. G. Barham
4 1/4	" " " " " 7	31 1/2	Wm Wester
2 1/4	" " " " " 5	11 1/4	" "
10 1/4	" " " " " 11	1 12 3/4	Pilas Murpe
6 1/4	" " " " " 6	37 1/2	Sam. Worrell
11 1/4	" Red " " 8 1/4	92 7/8	Wm Wester
1	Pr Brogan Shoes	1 45	Leann Beale
6	" " " @ 1 1/2	9 00	Inv. Puton Jr
1	" " " "	1 45	Anthony Butler
6	" " " @ 1 25	7 50	Ben. E. Worrell
1	" Boots	2 30	Junius Fox
4	" " @ 1 50	6 00	J. Q. A. Barham
4	" " @ 2 25	9 80	P. Lewis
1	" " "	1 35	J. Q. A. Barham
"	" " "	2 15	K. R. Griffin
"	" " "	2 35	D. Bryant
4	" Ladies L. Shoes @ 1 30	5 20	P. Lewis
1	" India R. "	65	Ben. E. Worrell
3	" Gents Bal. @ 1 25	3 75	" " "
1	Ladies Hood	30	Harry Smallwood
"	" " "	27	Amos Kitchen
3	" " @ 26	78	Wm H. Briggs
		\$ 89 1/2	

14

No

Article

\$ ct

Name

15

1	Lot Hoop Skirt	2 10	Ben. E. Worrell
5	Comforters @ 7	35	Withy
3	" @ 10	30	Washington Pykes
1	Lot Hoop Skirt	1 75	Frank Wester
1 3/8	2/5 Cassimere	15	J. Q. A. Barham
1	Remnant	16	Wm Cobb
"	" "	45	" "
2	Light Hab @ 1 00	2 00	Mrs. H. Bogart
4	Blek " @ 1 00	7 20	Amos Kitchen
1	White " "	1 00	Wade Munford
"	Light " "	1 15	Thos. Munford
2	Blek " @ 60	1 20	P. Lewis
"	" " " 1 00	3 30	Junius Fox
1	White " "	60	K. R. Johnson
3	Blek " @ 1 35	4 05	P. Lewis
4	Light " " 1 00	6 20	Joe Gregory
2	Blek " " 30	1 00	Madison Jordan
3	" " " 22	66	Washington Pykes
1	Brown " "	30	Wm Mason
"	Boys Cap	30	Orris Brantly
2	Lady's Hab @ 31	62	Wm Wester
1	" Brown Hat	50	Leash
"	" " " "	60	Ben. E. Worrell
"	" " " "	80	Frank Wester
"	" Blek " "	1 15	Thos. G. Barham
2	Gents Brown " @ 45	90	D. A. Murpe
4	" Blek " " 25	1 00	K. R. Johnson
2	" " " " 30	60	Anthony Butler
6	" " " " 50	3 00	K. R. Johnson
3	" " " " 55	1 65	Joshua Puton
"	" " " " 7 1/2	52	A. A. Holland
4	" " " " 90	3 60	Ben. E. Worrell
		\$ 49.36	

No	Article	#	cts	Name	18
1	Pc Ladies Min. Shoes	80		D. A. Murfee	
"	" " " "	95		Washington Vaughn	
"	" " " "	95		J. D. Prutton	
6	" Women's L. " @ 1 ⁰⁰	6	60	Frank Holland	
2	" Boys " " 1 ⁰⁰	2	00	J. D. Prutton	
11	" Women's " " 1 ⁰⁰	4	40	P. Lewis	
8	Pc Ladies Bess Shoes " 6	48		Wade Mumford	
1	Lard Can	75		Jno. Prutton Jr	
"	Pc Flat Irons	80		J. D. Prutton	
"	" " Iron	40		Leah Smith	
6	Steel Hoes @ 65	3	90	Frank Holland	
4	" " " 67 1/2	2	70	" "	
1	Lard Can	75		" "	
3	Shovels @ 75	2	25	" "	
4	Wool Shoes " 30	2	00	" "	
1	Box Lamp Burners	20		Joshua Prutton	
"	" Bull's Cough Med.	10		Frank Holland	
"	" Castor Oil & Bot.	12 1/2		" "	
"	" Ess. Lemon	40		" "	
"	" Paregoric	22 1/2		" "	
4	Bottles Yeast Powder @ 11	44		Capt. Dexter	
6	Vials Vermifuge	55		Frank Holland	
1	Sett Knives & Forks	1	80	J. D. Prutton	
31	Bales Carolina B. Snuff 6 1/2	2	02	D. A. Murfee	
1	Pkg Tacks	50		Mathew Joyner	
2	Pepper Boxes @ 6	12		J. D. Prutton	
1	Looking Glass	40		Leah Beale	
"	" " "	40		Thos. Mumford	
"	" " "	36		Silas Murfee	
4	" " " " @ 35	1	40	P. Lewis	
1	Pc Pickle Dishes	22 1/2		W. B. Holland	
2	Bot. Cherry Pect. @ 12 1/2	25		D. Daughton	
					\$39.29 1/2

No	Article	#	cts	Name	19
20	Bottles Ink @ 3	60		Frank Joyner	
1	Box Ess. Lingham	25		W. Cobb	
"	" Worm Candy	16		W. Brock	
"	" Paper Chigger	40		W. B. Holland	
"	" Rev. Goff's Cordial	60		" " "	
"	" Turp. Oil	50		Frank Holland	
"	" Agri. Pills	85		W. B. Holland	
"	Apothecary's Scales & Wghts	30		W. P. Sebrall	
"	Kerosene Lamp	45		Ed. Vick	
"	" " "	25		Leah Beale	
"	" Jar Lint	1	15	W. B. Holland	
"	" Ttacs, Knife 2 Sts, 1 App. plr	55		Frank Joyner	
18	Lbs Putty @ 4	72		W. B. Holland	
1	Kerosene Lamp	85		Harry Smallwood	
"	" " "	75		W. Barrett	
160	Lbs Nails @ 4 1/4	6	80	Frank Holland	
1	Lard Can	50		Anthony Butler	
"	" R. Tail Rings	25		P. Lewis	
"	" Peg Center	16		Benj. Lemmie	
32	Lbs Soda @ 4	1	28	Frank Holland	
25	" Ground pepper @ 6	1	50	Capt. Dexter	
2	Tubs & Contents	55		W. Brock	
1	Tub & Apples	63		Silas Murfee	
"	" Hand Saw	1	00	Mathew Joyner	
"	" " "	1	20	W. Withy	
10	Wool Hoes @ 32	3	20	F. M. Holland	
1	Sugar Bucket	20		Jno. H. Boyart	
3	Scissors @ 10	30		W. Vester	
"	" " " 13	39		F. M. Holland	
1	Lot Leather Leathers	20		" " "	
"	" Oil Can	13		Thos. G. Barkham	
"	" Coffee Pot	40		Le. Beale	
					\$27.27

No	Article	\$	cts	Name	20
1	Bucket	12		Thos. Barnett	
832	lbs leavings @ 2 1/4	18	72	G. Lewis	
1	Oven	1	00	Leary Beale	
"	Pr Scales	3	00	G. Lewis	
"	" counter scales	3	00	Joshua Patten	
"	Lot leavings 44 Plugs	1	75	Warren Edwards	
"	Plugs	3	00	Thos. Mumford	
"	"	2	00	Anthony Butler	
"	"	85		G. Lewis	
"	"	2	00	F. Holland	
"	"	30		G. Lewis	
"	"	2	00	" "	
"	"	3	00	Mrs. Leary	
"	Dinner Pot	1	25	Mathew Gardner	
"	Plugs	1	00	G. Lewis	
"	"	2	00	Leary Beale	
"	"	1	35	G. Lewis	
"	"	2	85	Warren Edwards	
"	"	2	85	Mrs. Le. Barnes	
"	"	1	85	Jamies Ford	
"	"	3	00	F. Holland	
"	"	2	00	Leary Beale	
"	"	1	95	G. Lewis	
"	"	1	85	" "	
"	"	1	90	Wm Rawls	
"	"	1	85	G. Lewis	
"	"	2	00	F. Holland	
"	"	1	00	J. A. Kitchen	
"	"	2	00	F. Holland	
"	Horse	42	00	J. B. Daughtry	
"	Buggy	11	00	W. W. Lawrence	
"	Jersey Wagon	14	50	Thos. Mumford	
		\$129	14		

No	Article	\$	ct	Name
1	Box Ess. Cinnamon	10		Warren Edwards
"	Iron Wedge	21		Wm. Dunkin
"	Box Lamp Shades	02		Warren Edwards
"	Pan Knife	01		Wm. Cobb
7	Pr Names @ 27	189		Warren Edwards
1	Apron Coat	150		Thos. G. Barkham
"	"	60		Wm. Lamer
"	"	80		W. J. Bracy
"	"	210		Wm. Barrett
"	"	210		Eli Vick
"	"	70		Wm. Lamer
"	"	35		Mrs. Williams
"	"	45		Sept Cobb
"	"	110		Wm. Dunkin
13	Yds Japanese cloth @ 26	338		Mrs. H. Bryant
1	Coat	95		Peter Cobb
"	"	155		Philip Francis
"	"	225		Warren Edwards
"	"	170		Daniel Vaughan
"	"	80		Mrs. Bryant
"	"	65		Wm. Fowler
"	Remnant Hingham	50		Elijah Joryer
"	" Linc	05		Wm. Cobb
7 3/4	Yds Hingham @ 14	108 1/4		Mrs. Williams
1	Remnant Cambrie	01		D. A. Murphy
"	Vest	180		Habe Mumford
"	Pr Pants	100		Mrs. Williams
12	Yds Sepaca @ 19	228		Wm. Dunkin
12	" Rich Poplin @ 40	480		Wm. Day
1	Wool Pant	75		Pancho Mason
"	Stitchet	50		Thos. G. Barkham
"	1/2 Bushel Macaroni	25		Dempsey Johnson
		\$36	23 1/4	

No	Article	\$	cts	Name	No
1	Hat	1	50	Jos. Turner	
"	Pt Patent Leather Shoes	1	25	Wm. J. Kuss	
"	" " " "	1	35	Geo. Williams	
"	" " " "	1	55	W. W. Lawrence	
"	" " " "	1	45	W. F. Sebell	
"	" " " "	1	55	W. Edwards	
"	" " " "	1	85	Joshua Rutten	
"	" " " "	1	35	Geo. Williams	
"	" " " "	1	00	Wm. Faircloth	
"	" " " "	1	00	Henry Kicks	
"	" " " "	1	75	W. Cobb	
"	" " " "	1	70	Geo. Robinson	
"	" " " "	05		U. S. Bracy	
"	" " " "	35		W. Fowler	
"	" " " "	66		Anthony Butler	
"	" " " "	75		Mr. Duke	
155	lbs Brown Sugar @ 7/4	11	23 1/4	Leary Beale	
1	Doz Lamp Chimneys	15		W. F. Sebell	
"	Bbl Molasses @ 4 1/4			Eli Vick	
"	" " " @ 2 1/8			W. Cobb	
4	Measures of ground	57		David Stephens	
1	Oil lean	15		Leach	
4	Empty Barrels	1	16	Leutchen	
1	Chain	06		W. Cobb	
"	Lgt Sack	1	10	Ad Langford	
"	Empty Hayrack	55		Sprattley & Co	
4	Bord	04		D. J. Murphy	
1	Bar. Lawn	25		Leach	
24	lbs Lawn @ 6	1	44	F. Holland	
4	" " @ 9	36		Dany Stephens	
1	Hard Stick	11		Joshua Rutten	
2	Paper Sacks &c	10		K. R. Griffin	
		\$34 72 1/4			

No	Article	\$	cts	Name	3
1	Pt. Hinges	05		Robt Hobbs	
"	" Scissors	14		Tom Parker	
"	Bunch Feathers	06		Di. Goodman	
"	Vest	1	35	Geo. W. Vick	
"	Bed	35	00	W. F. Sebell	
"	Tray	31		Leary Beale	
Let. by \$2.50 it being the difference in the sale of goods not taken at the first days sale		\$36.91			
Total last days sale		\$107.87			
Amt. of bills left in the hands of M. Duke for delivery.					
Jacks Hunters bill		7	69		
Bill Petersons		"	1 91		
Henry Scotts		"	1 05		
Capt. Jester		"	1 94		
Wm Dags		"	4 80		
Wm. Dunkins		"	2 28		
1 Coat			2 10		
		27 99			
		11			
		16 99			
		35			
		51 99			

No	Article	q	cs	Name
1	Set Buggy Harness	9	75	M. W. Lawrence
"	" Plough Gear	2	5	Ben. E. Worrell
"	Plough	10		" "
"	Wheeler & Fork	60		Mr. Williams
"	Lot Harness	50		" "
"	Plough	2	60	Mr. W. Lawrence
"	Legthw "	2	00	K. R. Griffin
"	Buggy at M ^r Lawrence's	5	00	Ben. E. Worrell
"	Lot pop hen mts	1	25	Mr. Williams
87	Bushels Pea Mts @ 12 ³²	114	84	P. Lewis
36 ³⁴	" Pea Mts in bags" 140	51	45	" "
1	Cart & Wheels	7	00	Jos. Gregory
"	Lot Gear		35	" "
6	Mustard Crib @ 3	2	18	Jack Jones
W. T. Schell let by \$5.34			<u>195.87</u>	

Total second days sale \$699.56 1/2

Anticipation all
deduct by Error \$1094.54 1/2
7 84
\$1086.70 3/4
51 71

apc sales. \$1034 93

W. W. Wigg/ Recd

Thomas & Coe &

W

Jas. W. Duke

Report of payments

filed 18 July 1871

To the County Court of Southampton.

The Undersigned Reports to Court that pursuant to the decree of June Court 1871, made in the Cause of Thomas & Coe others against James W. Duke others, he has proceeded to pay out & distribute the sum of \$722.83 in his hands, as directed by the said decree (and as the following statement and annexed receipts will shew,

By amou. in the hands of the Undersigned \$722.83
pd To paid Cots as per statement & ret of atty. 62.65
" " Kindred, Buffin & Kelly, each \$25 each \$75.00
Nett Balance \$574.18

Paid the same ratally as follows.

pd To Thomas Gore on \$281.50 Paid \$58.14
pd " Barnett & Higgins on \$184.03 " \$34.86
G. pd " Morris & Son on \$130.29 " \$24.75
G. pd " Evans. Gardner & Co on \$946.94 " \$184.92
G. pd " V. C. Grant & Co on \$900.20 " \$176.64
1 C on pd " Walter T. Moore & Co on \$97.05 " \$18.44
1 C on pd " Lowmberck on \$152.11 " \$28.96
K on pd " Keen & Hagerty on \$75.45 " \$14.34
Friend pd " E. S. Mills & Co on \$76.82 " \$14.60
pd " Moore, Smith & Co on \$100.82 " \$19.16
\$2944.82

Respectfully submitted
W. C. Driggs

(Att. Recus)

1871 June Rec^d. of W. W. Briggs Sh. Receiver
the several sums set opposite our names, to wit:

John R. Kelly	\$ 62.65
John R. Kelly	25.00
John R. Kelly for Thomas, Horie	58.11
John R. Kelly " Barilla Higgins	34.86
John R. Kelly " Monroe, Amally Nov	19.16
	\$ 199.78

R R Claffin	25.00
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R R Claffin atty for Morris, Don	247.50
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R R Claffin atty for Evans, Gardner & Co	1849.2
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R R Claffin atty for V Choate & Co	176.04
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Walter S. Moore & Co	18.44
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Loebach	28.96
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Keen & Hagerle	14.24
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Paid me	25.00
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Thomas Stone

47

Duke St.

Report of W. W. Briggs.

Sh. & Received under
Decree of July 1871

Filed 16 June 1873

Thomas Hare Jr

v

Duke Jr.

To the County Court of Southampton County.

The undersigned reports to the Court that he has made no further report, of collections from the Chose, in action in his hands as conveyed in the deed of Trust executed by Jas. W. Duke referred to in the decree of July Court 1871. because the same are perfectly worthless. Hence he has nothing to Report.

May 10 1873

W W Briggs Shff

Briggs W. W.

W. W. Briggs Receives Jas W. Duke,

1871

To James R Tyler, Commissioner
Juno To Making up Repub. Notes &c. \$15.00

Paid by
J. R.

James R Tyler, Commissioner

Thomas Gore gat

to } Exhibits with bill
122 - 324

Duke gat

The Commonwealth of Virginia

To the Sheriff of Southampton County Greeting

We command you that of the goods and chattels of James W Duke late in your bailiwick you cause to be made two hundred forty nine dollars thirty cents with legal interest thereon from 23^d September 1869, till paid which George I Thomas & John H Core merchants & partners doing business under the name & style of Thomas & Core lately in our County Court of Southampton County have recovered against him as well for a certain debt as for interest thereon also the sum of six dollars and 86 cents which to the said Thomas & Core in the same Court were adjudged for their costs in that suit expended whereof the said Duke is convict as appears to us of record and how you shall have executed this writ make known at the Clerks Office of our said Court at the Rules to be holden for said Court on the first Monday in June next and have them there this writ. Witness Oswin White Clerk of our said Court at the Courthouse this 26th day of March 1870, in the 9th year of the Commonwealth

O. White Clk

Sheriffs Endorsement & Return - "Came to hand 10 April 1870 at 10 O'clock A.M."

W. W. Briggs Dy. Shff.

"No property - W. W. Briggs Dy. Shff."

A Copy.

Teste, O. White Clk

The Commonwealth of Virginia

To the Sheriff of Southampton County Greeting

We command you that of the goods & chattels of James W Duke late in your bailiwick you cause to be made two hundred and forty nine dollars thirty cents with legal interest thereon from 23^d September 1869, till paid, which George I Thomas & John H Core merchants & partners doing business under the name and style of Thomas & Core lately in our County Court of Southampton County have recovered against him as well for a certain debt as for interest thereon also the sum of seven dollars and 14 cents which to the said Thomas & Core in the same Court were adjudged for their costs in that suit expended, whereof the said Duke is convict as appears to us of record, and how you shall have executed this writ make known at the Clerks Office of our said Court at the Rules to be holden for said Court on the first Monday in June next and have them there this writ.

Witness Oswin White Clerk of our said Court at the Courthouse this 25th day

of June 1870 in the 94th year of the Commonwealth

Sheriff's Endorsement & Return

O. White CB

Came to hand June 28 1870 at 9 O'clock A.M. W.W. Briggs Shff.
I served upon all the chattel estate of said J.W. Duke consisting of stock goods, one horse,
one buggy, harness, one Jersey Wagon and the said Duke claimed the constitutional
exemption which will appear by the report of appraisers herewith returned

W.W. Briggs Shff.

To W.W. Briggs Sheriff of Southampton County
Sir

As you hold executions against
me and are now about to proceed to sell my property without setting aside the homestead and
exemptions allowed me a householder by the Constitution and laws of Virginia, particularly the
act passed the 27th of June 1870 prescribing the manner in which a householder and head of
a family shall set apart and hold a homestead and personal property for the benefit of himself
and family exempt from sale for debts. I now file with you the following inventory under oath of
my estate and require you to report the facts to the judge of the County Court either in term
time or vacation that the proper steps may be taken to set aside the property allowed me by law
I claiming all the exemptions both of Homestead and poor debtors law. The following is an
Inventory of my estate.

(1) one horse - 2 Buggys harness - 1 Sulkey - 1 Jersey Wagon - 1 Cart & wheels harness
1 Bed mattress Stid & covering - 3 Plows - 1 set plow harness and a interest in a
growing crop of Pea nuts. Also an interest in the late firm of Rawls, Dillard & Co.
interest unknown, - also an interest in the accounts of the late firm of A.G. Holland & Co. - 1 Ox
1 Wudhoe, 1/2 Bush Corn, about 200 lbs fodder 150 lb oats - and stock of Genl. Mose
consisting of dry goods, notions, ready made clothes, hats caps, Boots, Shoes, hardware, cutlery,
Crocery & glassware, Grocers, Hallow, Woodware & agricultural implements, plows, castings,
spades, pitchforks &c. Furniture &c. also promissory notes, acct: as follows

List of promissory notes

John Eoley
A.G. Holland
Joseph Jordan
S. M. Lawrence
W.W. Lawrence
J. E. Lawrence

" " "
G.W. Miller
John B. Scott
John B. Wiggins
Sarah E. White
W.A. C. Mow

36 95
78 18
43 38
56 14
10 87
50 00
157 71
14 37
8 86
57 00
13 57

List of acct: due

Henry Austan
Thomas Bradshaw
George Bryant
Solomon Beale
Amos F. Bradshaw
Fanny Brantley
Jas Brantley
J.G. Barham
Wm Brewer
Jacob Bradshaw
Joshua Bryant
Daniel Bradshaw
G.W. Biggs staff

15
60
2 26
2 72
1 96
50
7 50
6 91
4 84
1 56
32 47
9 60
4 17

Leonard Barrett	17 57	Isaac Crumpler	75	W. B. Holland	5	David Kitchen	62 96
Dillard, Edward Jr.	31 35	Burges Council	9 50	W. W. Holland	32	B. E. King	8 13
J. I. Burbage	45 56	B. E. Cobb	16	D. A. Holland	6 34	John J. Kindred	84 28
J. D. A. Barham	43 56	Wiley Corbett	56	John W. Hagner	3 25	John F. Lewis	6 35
W. D. Bryant	6 70	Billy Denson	25	Bryant Holland	10	Jacob Senow	8 98
W. R. Butler	5 00	John H. Drake	50 14	W. A. Henderson	5 00	Mrs. M. E. Lee	4 34
Edwin Bradshaw	2 75	Samuel B. Drake	22 76	Darden Hedgpeth	55	William Lewis	1 14
J. D. Bryant	9 75	Stephen Doyal	12 06	Warren Harcum	1 13	John W. Lawrence	76 65
Wm. G. Biddle	1 50	Joe Daughtrey	1 00	David Jais	5 62	Robert Lewis	1 75
C. H. Bailey	3 83	Eliza Davis	25	G. A. Johnson	27 88	B. B. Lane	4 04
Chas. Brantley	10 08	Conrad Drake	25	K. R. Johnson	33 85	Dr. W. A. Maysburg	75
Wm. Brock	8 11	John B. Daughtrey	16 58	Wm. A. Joyner	11 64	J. W. Maqui	21 58
Jacob T. Bradshaw	5 42	Cal. H. Dewany	2 65	Isabod Johnson	10 64	Mrs. E. E. Gillette	40
Wm. Babb	75	J. T. Duck	2 56	J. E. James	20 40	Miss Annie E. Parker	16 36
R. B. Barnes	1 45	Junius Dunford	55 79	Bing W. Johnson	19 83	Dr. Wm. R. Parker	51 92
Tammie Barrett	05	R. J. Darden	4 40	R. W. Johnson	14 36	Miss Alice Parker	16 48
George Barrett	3 58	J. I. Dennis	9 87	Matthew Joyner	1 88	John Rose	1 60
J. deBordenave	1 16	Wm. E. Daughtrey	2 54	L. T. Joyner	4 65	Marcus Razor	4 60
W. H. Briggs	10	Jonathan Darden	7 25	Mrs. E. E. Gillette	40 60	Joe Rose	4 26
John M. Cobb	50	Joseph Edwards	31 25	John H. Griffin	1 21	Frank Rose	25
Wm. Council	8 46	P. A. Edwards Jr.	22 56	Joseph Griffin	1 75	Mrs. M. A. Rose	1 50
Wm. H. Coysdale	8 36	John Ellis	2 00	L. A. Gay	3 15	Mrs. Nancy Sumner	1 60
Sallie Council	8 62	Walter Ford	7 86	Miss Mahilda Griffin	84	C. B. Scott	3 47
John Clark	4 45	Wm. Faircloth	1 58	Henry Hays	95	Joe W. Turner	3 91
E. T. Charles	3 75	J. W. Fuller	30 28	E. Howell Jr.	13 53	Pierce Turner	7 46
J. A. Clopton	21 10	Wm. E. Forster	21 03	Joe Harcum	2 15	E. L. Vaughan	20 65
Orrie Charles	32 25	J. T. Faircloth	13 40	E. B. Hunter	27 36	B. R. Vaughan	8 93
Robt. W. Cobb	85	George Griffin	3 13	F. Hundley	5 47	Lawson Vaughan	1 75
Wm. Coysdale	1 50	J. P. Gay	75	G. W. Holland	11 41	Mrs. Nancy Vaughan	3 40
Alfred Cobb	23	W. W. Glover	18 40	George Holcom	7 88	Mrs. Margaret Vaughan	6 65
Bing Council	7 95	Cal. Griffin	4 50	R. C. Hall	50	Fred. Vaughan	17 92
George Council	6 30	J. E. Gillette	26 27	W. H. Holland	6 00	George Vaughan	2 37
Kelby Cobb	19 91	Joseph Johnson	20	Joe McCheney		L. H. Webb	130 48

Sept. J. McClenny	1 65	Saunders Joyner	8 00
W. P. Mumford	8 40	Lanier Williams	80
J. R. Mof	20 15	Abram Langston	23
John Moore	2 75	Albert Wyatt	4 15
Miss Edith Moore	53	Jacob Wade	4 28
E. F. Murfee	10 12	Joe R. Wade	1 75
George Moore	84	Charles Wythe	20
Mrs. Neely	74	E. Williams	50
S. D. Nelson	63	Sat. P. Whitfield	7 18
S. D. Puckett	5 00	D. J. Watkins	103 98
J. J. Purvis	2 82	John Williams	30
Mrs. H. Sillman	7 20	Octavius Mills	11 07
Robt. Parker	7 61	Cassell Sanklan	95
Robt. Burton	5 25	John Mabry	3 43
Allen Branch	1 00	Elias Murfee	2 25
Henry Bell	1 35	Solomon Moore	1 25
Lewis Bryant	80	George Mitchell	95
Billy Crocker	15 99	S. Mason	25
Joe Cobb	11 45	Hamlin Old	3 12
Peter Croft	40	Dosin Peterson	60
Bill Cutler	55	A. Potter	75
Tom Cloyd	37	Tom Parker	3 00
Joshua Daughtery	7 45	Jack Ricks	10
Jack Day	8 65	Charles Smith ed.	3 00
Sam Edwards	3 75	Miller Scott	2 25
George Gardner	17 35	Tom Sykes	95
Nelson Jelliffe	1 00	John Sykes Scott	3 75
Wat Holland	23	Albert Turner	10 10
Sip Harris	3 90	Preston Taylor	1 95
Peter Hunter	8 08	Jonah Mills	29 88
Lewis Joyner	2 63	Newsom Whitney	10
Henry Johnson	2 00	Stroud West	15
Eldridge Johnson	1 10	Interest due on above notes & acct.	
		Sam W. Duke	

Southampton County, State of Virginia.

This day James W. Duke personally appeared before me a justice of the County and State aforesaid, who being duly sworn

We the undersigned Commissioners appointed by J. W. Urquhart County Judge of Southampton County, to appraise the effects of J. W. Duke do make the following report. We found in possession of Duke the following property.

One white horse	30 00
One Buggy No. 1	30 00
Harness	10 00
One Buggy No. 2	10 00
One Sulkey	10 00
" Jersey Waggon	10 00
" Cart, Wheels & harness	8 00
" Feather bed & c.	25 00
3 plows & harness	5 00
" Crop peanuts	150 00
Interest in late firm Rawls, Dillard & Co.	
Goods in Store	
Dry goods	50 00
Ready made clothes	20 00
Notions	25 00
Hats & Caps	50 00

Sept. J. McClumy	1 63	Saunders Joyner	8 00
W. P. Mumford	8 40	Lanier Williams	80
J. R. Mops	20 13	Abram Langston	23
John Moore	2 75	Albert Wyatt	4 15
Miss Edith Moore	53	Jacob Wade	4 28
E. F. Murfee	10 12	Joe R. Wade	1 75
George Moore	84	Charles Wythe	20
Wm. Neely	74	E. Williams	50
J. L. Nelson	63	Sam. P. Whitfield	7 18
J. D. Pritchard	5 00	D. J. Watkins	103 98
J. J. Purvis	2 82	John Williams	30
Wm. H. Pritchard	7 20	Oscarious Mills	11 07
Robt. Parker	7 61	Carroll Parklan	95
Robt. Burton	5 25	John Mabry	3 43
Allen Branch	1 00	Elias Murfee	2 25
Henry Bell	1 35	Solomon Moore	1 25
Lewis Bryant	80	George Mitchell	95
Billy Brucker	15 99	E. Mason	25
Joe Cobb	11 45	Hamlin Old	3 12
Peter Croft	40	Dosin Peterson	60
Bill Cutler	55	At Potter	75
Tom Cloyd	37	Tom Parker	3 00
Joshua Daughtery	7 45	Jack Ricks	10
Jack Day	8 65	Charles Smith ed.	3 00
Sam. Edwards	3 75	Willie Scott	2 25
George Gardner	17 35	Tom Sykes	95
Nelson Jettles	1 00	John Sykes Scott	3 75
Wat. Holland	23	Albert Turner	10 10
Sif. Harris	3 90	Prusson Taylor	1 95
Peter Hunter	8 08	Joniah Mills	29 88
Lewis Joyner	2 63	Newsom Whitney	10
Henry Johnson	2 00	Strand West	15
Eldridge Johnson	1 10	Interest due on above notes & acct's	
		Ed. W. Duke	

Southampton County, State of Virginia.

This day James W. Duke personally appeared before me a justice of the County and State aforesaid, who being duly sworn made oath to the correctness and truth of the above inventory - Given under my hand this 25th day of August 1870.

James F. Bryant J. P.

I hereby appoint (in vacation) J. G. Barham, Joshua Pritchard & N. R. Council Commissioners who, after having been duly sworn, will proceed to appraise, at its cash value, the property of Ed. W. Duke, of Franklin. Witness my hand this 29th of August 1870.

J. W. Urquhart Judge

Southampton County Court.

This day Joshua Pritchard, J. G. Barham & N. R. Council personally appeared before me and made oath that - would appraise at cash value all the property of Ed. W. Duke.

Sept 5 1870

W. W. Briggs Shff

" Warr. wheels & harness	8 00
" Feather bed & "	25 00
3 plows & harness	5 00
" 1 Crop peanuts	150 00
Interest in late firm Rawls, Dillard & Co.	
Goods in Store	
Dry goods	50 00
Ready made clothes	20 00
Notions	25 00
Hats & Caps	50 00

Boots & Shoes	100 00
Hardware & Cutlery	120 00
Crockery & Glassware	10 00
Groceries	30 00
Hollow Ware	10 00
Woodware	1 00
Agricultural Implements	58 00
Tin Ware	7 00
Contents of Show cases	10 00
Drugs	8 00
Tobacco	2 00
Stone ware	2 00
Window glass & putty	5 00
6 Chairs	3 00
Store fixtures	20 00
Looking glasses	4 00
	803 00

A list of notes and accounts certified to J. W. Duke before Comm. Tyler
which we value at 200 00
Interest on A. G. Hollands & Co. acc^s 23 00

225 00

813 00

\$ 1028 00

Given under our hands this 6 day of Sept. 1870.

J. G. Barham
N. Cornell
Joshua Prebrow

Franklin Va. Sept. 7 1870

To W. W. Briggs Sheriff of Southampton Co.
I claim all of the above appraisement of property under the poor debtor & Homestead
& Exemption laws.

J. W. Duke

To W. W. Briggs Sheriff of Southampton County

You are notified that under the homestead law passed the 24th of June 1870, I have selected the following articles of personal property and choses in action at their appraised value in the inventory made by the Commissioners appointed by Judge Urquhart to wit.

One horse valued at	\$ 30 00
" Buggy No. 1	30 00
" Harness	10 00
" Buggy No. 2	10 00
" Sulkey	10 00
" Jersey Wagon	10 00
" Cart wheels & harness	8 00
" Feather bed &	25 00
" 3 plows & harness	5 00
" Crop pea nuts	150 00
" Interest in late firm Rawls, Dillard & Co.	
Goods in Store	
Dry goods valued at	\$ 50 00
Ready made clothes valued at	20 00
Notions	25 00
Hats & Caps	50 00
Boots & Shoes	100 00
Hardware & Cutlery	120 00
Crockery & glassware	10 00
Groceries	30 00
Hollow ware	10 00
Wood ware	1 00
Agricultural Implements	58 00
Tin Ware	7 00
Contents of Show cases	10 00
Drugs	8 00
Tobacco	2 00
Stone Ware	2 00

Windows Glaze & Putty

6 Chairs

Store fixtures

Looking glasses

Accounts & notes valued at

Interests in acct^s of A. G. Holland &c.

5 00

3 00

70 00

4 00

1 200 00

25 00

Franklin Va. Sept. 12. 1870.

J W Duke

Copy

Teste

O White Clk

The Commonwealth of Virginia

To the Sheriff of Southampton County, Greeting-

We command you that of the goods and chattels of James W Duke late in your bailiwick you cause to be made One hundred & fifty nine dollars twenty six cents with legal interest thereon from July 15th 1869 till paid which Wm D Barrett & Jose T Higgins merchants & partners doing business under the name & style of Barrett & Higgins lately in our County Court of Southampton County have recovered against him as well for a certain debt as for interest thereon, also the sum of Six dollars & 61 cents which to the said Barrett & Higgins in the same Court were adjudged for their costs in that suit expended, whereof the said Duke is convict as appears to us of record, and how you shall have executed this writ make known at the Clerks Office of our said Court at the Rules to be holden for the said Court on the first Monday in June next, and have then there this writ Witness Edwin White Clerk of our said Court at the Courthouse this 26th day of March 1870, in the 94th year of the Commonwealth

O White

Sheriffs Endorsement & Return - "Came to hand 10th April 1870 10. O'clock
A W,

W. W. Briggs Dr. Shff

No property - W. W. Briggs Dr. Shff

A Copy

Teste, O White Clk

The Commonwealth of Virginia

To the Sheriff of Southampton County, Greeting.

We command you that of the goods and chattels of James W Duke late in your bailiwick you cause to be made One hundred and fifty nine dollars twenty six cents with legal interest thereon from July 15th 1869, till paid which Wm D Barrett & Jose T Higgins merchants and partners doing business under the name & style of Barrett & Higgins lately in our County Court of Southampton County have recovered against him as well for a certain debt as for interest thereon, also the sum of Seven dollars and 14 Cents which to the said Barrett & Higgins in the same Court were adjudged for their costs in that suit expended whereof the said Duke is convict as appears to us of record, and how you shall have executed this writ make known at the Clerks Office of our said Court at the Rules to be holden for the said Court on the first Monday in June next and have then there this writ Witness Edwin White Clerk of our said Court at

the Court house this
Commonwealth.

day of June 1870, in the 95th year of the

O. White Clk

Sheriffs Endorsement & Return "

" Came to hand June 28 1870 at 9 O'clock A.M. - W. W. Briggs Shff
I levied on all the chattel estate of W Duke consisting of stock of goods, one horse, one
buggy, harness & one Jersey Wagon and the said Duke claimed the Constitutional
exemption as will appear by the report of appraisers herewith returned

W. W. Briggs Shff "

James W. Sato -
Sec of Trust

To
John J. Kindred
Trustee for the benefit of
Larkin Brooks & others.

(5)

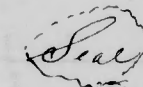
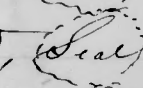
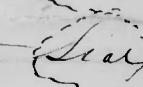
(Copy)

(See 15)

This Deed Made this 18th day of July A.D. 1870,
between James W. Suter of the first part and John J. Kendrick,
(Trustee) of the second part, Witnesseth; that the said Suter
doth hereby grant and convey unto the said Trustee the follow-
ing property and effects, to wit; all the right, title and
interest of the said Suter in the firm of A. G. Holland & Co.
both in the stock of goods now on hand, and whatever may
be due to the said firm from any person, also all the
right, title and interest of the said Suter in the said firm
of Rawls, Sillard & Co. or whatever may be due to them
from the said firm, one Grey horse, two buggies & harness,
one Sulkay, one Jersey Wagon, one Cart and wheels, one bed-
stead, Mattress and Covering, all of the Store furniture, Crop of
Sea-Islands now growing, and all the debts which may be
due to the said Suter from any person whatever, to wit;
Account vs. Joshua Bryant for about \$35.00 cents, due vs. J. J.
Bartago for about \$50.00 cents due vs. J. V. A. Barham for
about \$45.00 cents, due vs. W. St. Coysdale for about \$35.00 cents
due vs. Orris Charles for about \$35.00 cents due vs. Kilby
Cobb for about \$20.00 due vs. John St. Suter for about
\$50.00 cents, due vs. James B. Suter for about \$35.00
cents, due vs. Sillards, Edwards & Co. for about \$40.00
cents, due vs. John B. Daughtrey for about \$110.00 cents
due vs. Joseph Edwards for about \$35.00 cents due vs. Garden
Watkins for about \$110.00 cents, due vs. Virginia Sanford for
about \$10.00 cents, due also vs. W. S. Beary for about \$20.00 -
due vs. Geo. Eley for about \$50. due vs. Joseph Jordan for about
\$50. due vs. S. M. Lawrence for about \$40. due vs. James

E. Lawrence for about \$220. and all other Notes acts and other evidences of indebtedness which may be due to the said Duke from any person. In Trust, to Secure the payment of the following debts due by the said Duke, to wit; To Larkin Brooks of North Carolina for about \$190. to Brossier, Storer & Co. of Balto; for about \$170. to Barnett & Higgins of Balto; for about \$160. (Judgments) to Wm Bayne of (N.Y.) for about \$100. to Barker and Klepper (Norfolk) for about \$75. to Barker, Adelsdorf & Co Norfolk for about \$150. Temperley Bros N.Y. for about \$55.00 Evans, Gardner & Co. (N.Y.) \$875. T. C. Grant & Co. (Norfolk) amount unknown, Stacey, Miller & Co. Balto; \$100. Young & Staggerty, Balto; about \$40.00 C. Ketchum (N.Y.) \$30. Lord & Robinson Balto; \$30. M. Sarnbach Balto \$135.00 F. B. Sney & Co. Balto; and unknown, Walter S. Moore & Co. of Balto; \$50. Miller Bains & Miller (Chil) \$10. Monroe ^{Smalley & Co.} ~~Chil~~ (Chil) \$80. Mitchell & Staggins, Wilmington (N.C.) \$115. E. S. Mills & Co. N.Y. \$70. Cullen & Seiree Norfolk \$30. Robinson, Lord & Co. N.Y. \$15.00 Sabin Clarke & Co. N.Y. \$180. Thomas & Coe (Norfolk) \$240. Frierer, Beall & Co. Balto; \$80. B. W. Warren (Norfolk) \$75.00 Wheeler, Turner & Co. Norfolk \$130. Bayl, Turner & Co. Balto \$130. John W. Jenkins Balto; \$240. Wessonfield & Co. Balto \$45. Bancroft, Bach & Co (Chil) \$40. and all other debts which may be due by the said Duke in his individual Capacity, whether herein specially mentioned or not. But all debts upon which Judgments have been obtained or Executions issued, are to be paid in the first place and before others,

and all other debts payable.
Witness the following Signatures and Seals.

J. W. Duke 
Jno. J. Kindred, 
Trustee 

Southampton County, In the Clerk's Office, July the 19th 1870-
(This Deed of Trust from James W. Duke to John J. Kindred, (Trustee) for the benefit of Larkin Brooks & others; was this day acknowledged by the said James W. Duke and John J. Kindred, to be their act and deed and admitted to record. Stamps of the Int. Rev. of the United States to the amount of three dollars, being affixed thereto and duly cancelled.)

Teste, James R. Tyler, J.C.

Attest

Teste, James R. Tyler, J.C.

Thomas Gore &

Copy papers

Duke

340/4.81

To the Hon. The Judge of the County Court of
Southampton County, Virginia.

Complaining shew unto your
Honor, George I. Thomas & John H. Core Merchants and
partners doing business under the name and style of
Thomas & Core, Bennett and Higgins, W. H. Morris
Wm. V. C. Grant & Co, Evans, Anderson & Co, M. Lorenbeck,
Walter S. Moore & Co & Keen & Haggerty.

Your Complainers
Respectfully Represent to the Court and say that they Re-
ceived judgments against James W. Duke of said County
and had executions issued thereon as follows

Thomas & Core's
execution issued from the County Court of said County
on the 26th day of March 1870 & again on the 23rd day of
June 1870 for \$249.38 with Interest thereon from the
23rd of September 1869 till paid & \$7.⁴⁴ Costs. The first
of which executions went into the hands of J. S. Miles the
Sheriff of said County on the 10th day of April 1870 &
the second above named execution went into the said
Sheriff's hands on the 28th of June 1870, and from
the time at which the said executions went into the
said Sheriff's hands, they become liens on all the
personal estate & claims in action of the Defendant
whether the same could be levied on or not. Copies of
said executions & Endorsements thereon are filed herewith,
as part of this bill & asked to be taken as part thereof & marked
No 1 & 2

That your Complainers Bennett & Higgins had
executions on a judgment in their favor in said County
Court, on the said 26th March & 23rd June 1870 for \$159.26
with Interest from the 15th July 1869 till paid & \$7.⁴⁴ "

Copies of which executions are also filed herewith & marked

3 & 4, and which Executions become liens on the personal Estate & debts in Action of said Jas. W. Duke as stated above & same date & of same dignity with the Lien of the Executions of Thomas & Core as aforesaid,

That in order to Compell the said James W. Duke to surrender such estate as the said Executions were Liens, proceedings by Intelligations were filed before Jas. B. Tyler a Com^r in Chancery of said County, which were answered by said Duke, and a list of his estate surrendered by which the Lien became perfected.

That your Complainants Wm. H. Morris & Son issued an execution on a judgment against said James W. Duke, on the 11th May 1870 for \$ with Interest from the day of \$ Costs

That your Complainants V. C. Grant & Co also on the 11th day of May 1870 issued an Execution against said James W. Duke for \$ with Interest from the day of \$ Costs

That your Complainants Eoms Gardiner & Co also on the 11th of May 1870 issued an execution on their judgment against said James W. Duke for \$ with Interest from the day of 187 \$ Costs - Which last three executions went into the hands of the Sheriff of Southampton County on the day of are of Equal dignity and became Liens on the personal estate & debts in action of said Jas. W. Duke from that day, subject to the prior Liens of said Thomas & Core & Barrett and Higgins -

That your Complainants, Mr. Lowenback on the 28th of June 1870 issued his execution for \$ 131.37 with Interest from the 29th day of Oct. 1869 \$ 8.50 Costs

That your Complainants Walter & Moore & Co, also on the 28th June 1870 issued their executions against

said James W. Duke for \$ 79.30 with Interest from the 13th day of July 1869 \$ 8.50 Costs - That your Complainants Keen & Haggerty also on the 28th of June 1870 issued their executions for \$ 67.85 with Interest thereon from the 13th day of June 1869 \$ 8.50 Costs, against said Jas. W. Duke, and which last three executions become Liens on the personal estate & debts in action of said James W. Duke from the day of when they were placed in said Sheriff's hands subject to the prior Liens aforesaid.

That the Sheriff of said County levied the executions aforesaid, in favor of Thomas & Core, Barrett and Higgins, Mr Lowenback, Walter S. Moore & Co, Keen & Haggerty on the personal estate of said James W. Duke & thereupon the said Jas. W. Duke took the benefit of the Homestead Law and the Sheriff suspended the sale of said property.

That on the 18th day of July 1870 (while the several Liens aforesaid were in full force, the said Jas. W. Duke, executed a Deed of Trust to John S. Hindes the Trustee therein named, Conveying all his property and effects, to secure certain debts therein named, to Larkin Banks, Burns, Thomas & Co, Barrett & Higgins, Wm Bryce, Bayler & Clepper, Bayler Adelsdorf & Co, Portsmouth Bros, Evans, Gardner & Co, V. C. Grant & Co, Horsey Miller & Co, Keen & Haggerty, C. Kitchen Lord & Robinson, Mr. Lowenback, H. W. Loney & Co, Walter S. Moore & Co, Miller, Baines & Miller, Moore Smalley & Co, Mitchell & Higgins, B. S. Mills & Co, Pullen & Price, Robinson Lord & Co, Sabie Clarke & Co, Thomas & Core, Thibau, Beall & Co, B. W. Warren Whitehead Turner & Co, Bryn Pencer & Co, John W. Jenkins, Weisenfeld & Co, Bancroft & Bache & Co, and all other debts, which may be due by the said Duke in his individual Capacity, whether mentioned or not - But all debts upon which judgments have been obtained or executions issued are to be paid in the first place and before others - and all other debts ratably - A copy of which Deed is filed herewith &

marked 5"

Your Complainants are advised that the said James W. Duke, is claiming the Homestead exemption of \$2000, but your Complainants say that the said Duke is not entitled thereto, as he is not a householder, nor head of a family & none others are entitled because the property out of which he is claiming the same is the property for which your Complainants debts were made for its purchase, and become the deed of trust aforesaid, covers all of said estate & as against deeds of trust such exemption cannot be claimed.

Your Complainants pray that the estate of said Duke may be subjected to your Complainants' debts.

Your Complainants say that since the debts of your Complainants have attached to said estate while the same was in the Sheriff's hands the said James W. Duke, made sale of a large portion of said property & has not accounted for the same, tho, he has promised to do so.

Your Complainants specially demand that the said James W. Duke shall set forth how much of said estate he sold or otherwise disposed of after the levy thereon by the said Sheriff, & to whom sold, that what estate remains to be sold and the charges in action collected & the proceeds paid to those entitled, according to their respective rights.

And your Complainants say further that the said James W. Duke refuses to surrender the goods conveyed by his deed of trust to Mrs. J. Kindred, trustee as aforesaid, & is selling off & disposing of the same, so that the same cannot be sold nor be forthcoming, should a decree be made for him to do so. That the said Duke is insolvent and unless restrained from further selling of said goods, the same placed in a Receiver's hands, your Complainants will have no redress.

Your Complainants therefore pray that the said Jas. W. Duke may be restrained from further disposal of said goods & that a Receiver may be appointed to take charge of the same, & the sale thereof, & hold the proceeds subject to the order of Court.

In Consideration whereof, and as a Court of Equity has jurisdiction to grant all adequate relief — To the end your Complainants pray — That the said James W. Duke, Mrs. J. Kindred (Trustee) J. L. Dole, (Sheriff), Larkin Brooks, Brosius, Horn & Co, Wm. Brice, Baxter & Klepper, Baxter, Adelsdorf & Co, Deenpost & Bro. Evans Gardner & Co, Horsey, Millar & Co, C. Kitcham, Lord & Robinson, S. B. Loney & Co, Miller, Baines & Miller, Monroe Smalley & Co, Mitchell & Higgins, E. S. Mills & Co, Pullen & Pence, Robinson & Lord, Ho, Sabia, Clarke & Co, Treder, Beall & Co, B. W. Warner, Whitehead Turner & Co, Byrd Perre & Co, John W. Perkins, Wisenfield & Co, & Banerft, Bache & Co. May be defendants here to be required to answer the allegations herein, and especially that the said, James W. Duke shall answer and set forth & discover all matters and things as herein demanded, — and that all other further relief may be granted consistent with Equity & Justice.

Kilby Kindred & Griffin

p 3

This day

Made oath before me that the facts & statements set forth in said Bill believed to be true, sworn to before me Nov 11 1870

J. A. Tyler - J. C.

An Injunction is awarded the plaintiffs to restrain the within James W. Duke from selling or otherwise disposing of the goods & property named in the deed of trust executed by him to Mrs. J. Kindred Trustee, and Wm. W. Briggs Sheriff is hereby appointed Receiver in this cause, who is directed to proceed forthwith & take charge of all the estate named in said deed.

and proceed to sell the same on the best terms, at Auction
after Ten days notice, by notices at the Court House door
of Southampton County & at Franklin & other places -
But before the plaintiff shall have the benefit of this order
they or some person for them shall execute before the Clerk
of this Court a Bond according to Law the penalty of \$1600
Conditioned to pay any costs & damages should this Injunction
be dissolved; and also the said Receiver shall Deposit the
proceeds in the Citizens Bank of Norfolk on Interest & report
to Court

J. M. Vaughan. Judge

The Commonwealth of Virginia

To the Sheriff of Southampton County Greeting;

We command you that of the goods and Chattels of James M. Duke late in
your bailiwick you cause to be made two hundred forty nine dollars thirty cents
with legal interest thereon from 23rd September 1869 till paid which George I. Thomas
& John H. Core merchants and partners, doing business under the name & style of
Thomas & Core lately in our County Court of Southampton County have recovered
against him as well for a certain debt as for interest thereon, also the sum of
six dollars and 86 cents which to the said Thomas & Core in the same Court
were adjudged for their costs in that suit expended, whereof the said Duke
is convict as appears to us of record; and how you shall have executed this
Writ make known at the Clerks Office of our said Court at the Rules to be
holden for said Court on the first Monday in June next and here then return this
Writ. Witness Oswin White, Clerk of our said Court, at the
Court House this 26th day of March 1870, in the 94th year of the Commonwealth

O White - C. C.

Sheriffs Endorsement & Return - Came to hand 10 April 1870 at
10 o'clock A. M. - Wm W Briggs - Dy. Shff -

No property - Wm W Briggs Dy Shff -

A Copy - Teste - O White - C. C.

The Commonwealth of Virginia

To the Sheriff of Southampton County Greeting -

We command you that of the goods and Chattels of James M. Duke
late in your bailiwick you cause to be made two hundred and
forty nine dollars, thirty cents, with legal interest thereon from 23rd of
September 1869, till paid, which George I. Thomas & John H. Core mer-
chants & partners doing business under the name and style of Thomas
& Core lately in our County Court of Southampton County have recovered
against him as well for a certain debt as for interest thereon also
the sum of six dollars and 86 cents which to the said Thomas & Core
in the same Court were adjudged for their costs in that suit ex-
pended, whereof the said Duke is convict as appears to us of record,
and how you shall have executed this Writ make known at the
Clerks Office of our said Court at the Rules to be holden for said
Court on the first Monday in June next and here then return this
Writ.

Witness Oswin White Clerk of our said Court at the
Courthouse this 26th day of June 1870 in the 94th year of the
Commonwealth

O White - C. C.

Sheriffs Endorsement & Return -

Came to hand June 28th 1870 at 9 o'clock
A. M. - Wm W Briggs Shff. I levied upon all the Chattel
estate of said J. M. Duke Consisting of stock goods, one horse,
one buggy & harness, one Jersey Wagon - and the said
Duke claimed the Constitutional exemption which will
appear by the report of Appraisers herewith returned.

(Wm W Briggs. Shff)

To Wm W Briggs. Sheriff of Southampton County

Sir,

As you hold executions against me and are now about to proceed to sell my property without setting aside the homestead and exemptions allowed me a householder by the Constitution and laws of Virginia, particularly the act passed the 27th June 1870 prescribing the manner in which a householder and head of a family shall set apart and hold a homestead and personal property for the benefit of himself and family exempt from sale for debts. I now file with you the following inventory under oath, of my estate and require you to report the facts to the Judge of the County Court either in term time or vacation, that the proper steps may be taken to set aside the property allowed me by law, I claiming all the exemptions both of Homestead and poor debtors law.

The following is an Inventory of my estate.

(1) One horse - 2 Buggys & harness - 1 Sulky 1 Sundry Wagon
1 Cart 10 wheels & harness 1 Bed Mattress 1 Stead & Covering 3 Pews
1 Set plow harness and a interest in a growing crop of pea nuts.
Also an interest in the late firm of Rauls Hillard & Co interest unknown, - also an interest in the accounts of the late firm of A. S. Holland & Co = 104 1 Wood hoe 1/2 Bush Corn, about 200 lbs fodder, 150 lbs oats and stock of Genl. Indee Consisting of dry goods, notions Ready made clothes, Hats, Caps, boots, shoes, Hardware, Cutlery, Crockery & glass ware - Caneers, Nullem Wood ware & Agricultural implements, plows, Castings, Spades, pitchforks &c Lin ware & also Promissory notes, acct as follows

List of Promissory Notes	36	75	List of Accts due		
John Eley	78	18	Henry Andran		15
A. S. Holland	43	58	Thomas Bradshaw		60
Joseph Jordan	56	14	George Bryant	3	25
S. M. Lawrence	10	87	Solomon Beale	3	72

List of Promissory Notes

W. W. Lawrence	10	87
S. E. Lawrence	50	00
" " "	137	71
G. W. Miller	14	37
John C Scott	8	86
John B Higgins	57	00
Sarah E White	13	51
W. H. Cotton		
Leonard Barrett	17	57
Dillard Edwards & Co	31	33
J. J. Ambage	43	36
J. R. A Barham	43	36
W. D. Bryant	6	70
W. R. Butler	5	50
Edwin Bradshaw	2	75
J. D. Bryant	7	75
Wm G Biddle	1	50
C. H. Bailey	3	83
Thos Brantley	10	08
Wm Bruck	8	11
Jacob T Bradshaw	3	42
Wm Babb		75
Robt Barnes	1	45
Lammit Barrett		05
George Barrett	3	58
S. de Cordemare	1	16
Wm W Briggs		10
John M Cobb		50
Wm Council	8	45
Wm H Cogsdale	8	36
Chas Council	8	62
John Clarke	4	45

List of Accts due

Amos T Bradshaw	1	96
Fanny Brantley		30
Jas Brantley	7	50
J. G. Barham	6	91
Wm Bruner	4	84
Jacob Bradshaw	1	56
Joshua Bryant	32	47
Daniel Bradshaw	9	60
G. W. Biggerstaff	4	17
Isaac Cumber		75
Burgess Council	9	50
B. E. Cobb		16
Wiley Corbett		56
Billy Denton		25
John H Drake	50	14
Samuel B Drake	22	76
Stephen Doyle	12	06
Jas Daughtry	1	00
Eliza Davis		25
Conrad Drake		25
John B Daughtry	165	98
Jas H Derangy	2	65
J. T. Ducks	2	56
James Dumford	55	19
R. J. Darden	4	40
J. T. Dennis	7	89
Wm. E. Daughtry	2	58
Jonathan Darden	7	25
Joseph Edwards	31	25
Port Edwards Jr	22	56
John Ellis		2 00
Walter Ford	7	86

E. J. Charles	3 75-	Wm Faircloth	1 58
J. A. Clopton	21 10	J. W. Fuller	32 28
Orvis Charles	32 25-	Wm E. Fowler	21 03
Robt M Cobb	85-	J. T. Faircloth	13 40
Wm. Cogsdale	1 30	George Griffin	3 13
Alfred Cobb	23	J. P. Gay	75-
Benj Council	7 95-	W. W. Glover	18 40
George Council	6 30	Jas Griffin	4 50
Willie Cobb	19 91	J. L. Gillette	26 27
W B Holland	5-	Joseph Johnson	24
M. W. Holland	32	Daniel Kitchen	62 96
B. A. Holland	6 34	B. E. King	8 13
John W. Kagner	3 25-	John J. Kindred	84 28
Bryant Holland	10	John I. Lewis	6 35-
W H Henderson	5 00	Jacob Senous	8 98
Daniel Hedgepeth	55-	Mrs M. C. Lee	4 34
Warren Hareum	1 13	Wm Lewis	1 14
Daniel Ivis	5 62	John W. Lammie	76 65-
G A Johnson	27 88	Robert Lewis	1 75-
W. R. Johnson	33 85	C. C. Lane	4 04
Wm. H. Joyner	11 64	Dr W. A. Madding	75-
Schabod Johnson	10 64	J. W. Magee	21 58
J E James	20 40	Miss Annie E. Parker	16 36
Benj W Johnson	19 83	Dr Wm R Parker	57 92
R J Johnson	14 36	Miss Alice Parker	16 48
Matthew Joyner	1 88	John Rose	1 60
S. J. Joyner	4 65	Marcus Raynor	4 60
Mrs E. E. Lillie	40 60	Jos Rowe	4 26
John H Griffin	1 21	Frank Rose	25-
Joseph Griffin	1 75-	Mrs M A Rose	1 50
S A Gay	3 15-	Mrs Nancy Summer	1 60
Miss Matilda Griffin	84	C. B. Scott	3 47
Henry Hays	95-	Jos W Turner	3 91

E. Howell of M.	13 53	Price Sumner	7 45
James Hareum	2 15	E. L. Vaughan	20 65
E. B. Hunter	27 36	B. B. Vaughan	8 73
H. Hundley	5 47	Lawson Vaughan	1 75
G. H. Holland	11 41	Mrs Nancy Vaughan	3 40
George Holcom	7 98	Mrs Margaret Vaughan	6 65
R. C. Hall	50	Fred Vaughan	17 92
W. H. Holland	6 00	George Vaughan	3 37
Jos Mc Clenny		E. H. Webb	130 48
Jos. I. Mc Clenny	1 65	Saunders Joyner	8 80
H. P. Mansford	8 40	Daniel Williamson	80
J. R. Moss	20 65	Abram Langston	23
John Moore	2 78	Alburt Wyatt	4 15
Miss Edith Moore	53	Jacob Wade	4 28
E. L. Murfee	10 12	Jas R. Wade	1 75
George Moore	84	Charles Wythe	20
Wm Nely	74	D. Williams	50
S. L. Nelson	63	Jas P. Whitfield	7 18
J. L. Furlow	5 00	D. J. Watkins	103 98
J. J. Purvis	2 82	John Williams	30
Wm H. Pettman	7 20	Octavius Wells	11 07
Robert Parker	7 61	Caswell Barklan	95
Robt Barton	5 25	John Mabry	3 43
Allen Branch	1 00	Silas Mufu	2 25
Henry Bell	1 35	Solomon Moore	1 25
Lewis Bryant	80	George Mitchell	95
Billy Crocker	15 99	S. Mason	25
Jos Cobb	11 45	Hamblin Old	3 12
Peter Croft	40	Dosin Peterson	60
Bill Cutler	55	N. Potu	75
Tom Cloyd	37	Tom Parker	3 00
Isiah Daugherty	7 45	Jack Ricks	10

Jack Day	8 65	Charles Smith Col ^d	3 00
Jim Edwards	3 75	Willie Scott	2 25
George Gardiner	17 35	Tom Cykes	95
Nelson Pellett	1 00	John Scott	3 75
Walt Holland	25	Albert Turner	10 10
Lip Harris	3 90	Preston Taylor	1 95
Peter Hunter	8 08	Josiah Wells	29 88
Lewis Joyner	2 63	Newsom Whitney	10
Henry Johnson	2 00	Stimud West	15
Eldridge Johnson	1 10	Interest due on above notes	7 00

Sal W. Duke

Southampton County State of Virginia,

This day James

W. Duke personally appeared before me a justice of the County and State aforesaid, who being duly sworn, made oath to the correctness & truth of the above inventory - Given under my hand this 25th day of August-1870

James F. Bryant - J. P.

I hereby appoint (in vacation) S. S. Barham, Joshua Peltow & N. R. Council Commissioners, who after having been duly sworn will proceed to appraise, at its cash value, the property of James W. Duke, of Franklin. Witness my hand this 29th of August-1870 -

J. W. Squibb - Judge.

Southampton County to wit,

This day Joshua Peltow & N. R.

Council personally appeared before me, & made oath that would appraise at cash value all the property of J. W. Duke -

Sep 5, 1870

Wm W Briggs. Shff

We the undersigned Commissioners appointed by J. W. Squibb County Judge of Southampton County, to appraise the effects of J. W. Duke do make the following report -
We found in possession of Duke the following property -

One White Horse	30 00
One Buggy - No 1	30 00
Harness	10 00
One Buggy No 2	10 00
One Sulky	10 00
" Jersey Wagon	10 00
" Cart wheels & harness	8 00
" Leather bed &c	25 00
3. Plows & harness	5 00
" Crop Re - Muls	150 00
Interest in late firm Rawls Lillard &c	
Goods in Store	
Dry Goods	50 00
Ready made clothes	20 00
Notions	25 00
Hats & Caps	50 00
Boots & Shoes	100 00
Hardware & Cutlery	120 00
Crockery & Glassware	10 00
Groceries	30 00
Hollow Ware	10 00
Woodware	1 00
Agricultural Implements	58 00
Iron Ware	7 00
Contents of Rhin Cases	10 00
Drugs	8 00
Tobacco	2 00
Stone Ware	2 00

Window Glaz & Putty	5	00
C. Chairs	3	00
Store fixtures	20	00
Looking glasses	4	00
	30	00

A list of notes and accounts certified to J. W. Duke
before Commr Tyler, which we value at 200.00
Interest in A. G. Hollands geo acct 25.00
225.00
813.00
\$ 1028.00

Given under our hands this 6th day of Sep-1870.

J. G. Barham
N. Council
Joshua Pickett

Franklin Va. Sep 7th-1870.

To Wm W Briggs Sheriff of
Southampton County. I claim all of the above as exempt
of property under the poor debtor & Homestead & Exemption
Laws.

J. W. Duke

To Wm W Briggs Sheriff of Southampton County.

You are
notified that under the homestead law passed the 24th June
1870, I have selected the following articles of personal property
and choses in action at their appraised value in the
inventory made by the Commissioners appointed by Judge
Arguehart to wit.

One Horse, valued at	30	00
" Buggy No 1 "	30	00
" Harness " "	10	00
" Buggy No 2 " "	10	00

" Sulky " "	10	00
" Jersey Wagon " "	10	00
" Cart wheels harness " "	8	00
" Feather bed &c " "	25	00
" 3 plow harness " "	5	00
" Crops pea nuts " "	150	00
" Interest in late firm Rawls, Dillard & Co Goods in Store		
Dry goods valued at	\$ 50	00
Ready made clothes valued at	20	00
Notions " "	25	00
Hats & Caps " "	30	00
Boots & Shoes " "	100	00
Hardware & Cutlery " "	120	00
Crockery & Glassware " "	10	00
Quercus " "	30	00
Hollow ware valued at	10	00
Wood ware " "	1	00
Agricultural Implements " "	58	00
Fine Ware	7	00
Contents of Shew Cases " "	10	00
Drugs " "	8	00
Tobacco	2	00
Stone Ware	2	00
Window Glaz & putty	5	00
C Chairs	3	00
Store fixtures	70	00
Looking glasses	4	00
Accounts & notes valued at	200	00
Interest in acct's of A. G. Holland &c	25	00

Franklin Va. Sep 12th 1870 J. W. Duke
Copy - Test - O White - Cb -

The Commonwealth of Virginia

To the Sheriff of Southampton Co. Greeting—

We Command you that of the goods and Chattels of James W Duke late in your bailiwick you cause to be made One hundred & fifty nine dollars twenty six Cents with legal interest thereon from July 15th 1869 till paid which Wm D Barnett & Jesse S Higgins Merchants & partners doing business under the name and style of Barnett & Higgins lately in our County Court of Southampton County have recovered against him as well for a certain debt as for interest thereon also the sum of six dollars 86 Cents which to the said Barnett & Higgins in the same Court was adjudged for their costs in that suit expended, whereof the said Duke is comick as appears to us of record, and how you shall have executed this writ make known at the Clerks Office of our said Court at the Rules to be holden for the said Court on the first Monday in June next, and have then there, this writ. Witness Oswin White Clerk of our said Court at the Court house, this 26th day of March 1870, in the 94th year of the Commonwealth

O White

Sheriffs Endowment & Return— "Came to hand 10th April 1870 10 o'clock A.M.

Wm W Briggs Dy Shff

Not properly. Wm W Briggs Dy Shff.

A Copy

teste

O White— C.C.

The Commonwealth of Virginia

To the Sheriff of Southampton County Greeting.

We commend you that of the goods & Chattels of James W. Duke late in your bailiwick you cause to be made one hundred and fifty nine dollars, twenty six Cents with legal interest thereon from July 15th 1869 till paid which Wm D Barnett & Jesse S. Higgins lately in our County Court of Southampton County have recovered against him as well for a certain debt for interest thereon also the sum of

seven dollars and 44 Cents which to the said Barnett & Higgins in the same Court were adjudged for their costs in that suit expended whereof the said Duke is comick as appears to us of record, and how you shall have executed this writ make known at the Clerks Office of our said Court at the Rules to be holden for the said Court on the first Monday in June next, and have then there, this writ. Witness

Oswin White Clerk of our said Court at the Court-house this day of June 1870 in the 94th year of the Commonwealth

O White C.C.

Sheriffs Endowment & Return.

"Came to hand

June 28th 1870 at 9 o'clock A.M. W W Briggs Shff

I levied on all the Chattel estate of J. W.

Duke consisting of stock of goods, one horse, one buggy, and harness & one jury Wagon. and the said Duke claimed the Constitutional exemption as will appear by the report of appraisers herewith Returned

W W Briggs Shff."

This Deed made this 18th day of July A.D. 1870. between James W. Duke of the first part and John J. Kindred (Trustee) of the Second part, doth hereby grant and Convey unto the said Trustee the following property and effects, to wit: all the right, title, and interest of the said Duke in the firm of A.G. Holland & Co. both in the stock of goods now on hand, and whatever may be due to the said firm from any persons, also all the right title and interest of the said Duke in the late firm of Rawls, Dillards & Co. or whatever may be due to him from the said firm, one Grey horse, two luggies & harness, one Sulky, one Jersey wagon, one cart and wheels one bedstead mattress and covering, all of the store furniture, Crop of Pear-Nuts now growing, and all the debts which may be due to the said Duke from any person whatever, to wit: account with Joshua Bryant for about \$35.00 cents, one vs T.J. Bunkage for about \$30.00 cents, one vs J. D. A. Barkham for about \$45.00 cents, one vs W. H. Cogsdale for about \$25.00 cents one against Orris Charles for about \$35.00 cents, one vs Wilbey Cobb for about \$20.00 cents, one against John H. Drake for about \$50.00 cents, one against Saml B Drake for about \$25.00 cents, one vs Dillard Edwards & Co for about \$40.00 cents, one vs John B Daughtry for about \$110.00 cents, one vs Joseph Edwards for about \$35.00 cents, one vs Darden Watkins for about \$110.00 cents, one vs Virginia Dunford for about \$60.00 cents, one note vs U.S. Bracy for about \$20.00 cents, one vs Jno Eley for about \$30, one vs Joseph Jordan for about \$50, one vs S.M. Lawrence for about \$60.00, two vs James E Lawrence for about \$220, and all other Notes accts and other evidences of indebtedness which may be due to the said Duke from any persons In Trust to secure the payment of the following debts due

by the said Duke, to wit: To Larkin Brooks of North Carolina for about \$190. to Prains Korner & Co of Balto for about \$170. to Barnett & Higgins of Balto for about \$160. (Judgment) to Wm Boyer of (N.Y.) for about \$100. to Basler and Klepper (Norfolk) for about \$75. to Basler Adelsdorf & Co (Norfolk) for about \$150. Desmout Bros N.Y for about \$55. Evans Gardner & Co N.Y \$875. E.B Grant & Co (Norfolk) amount unknown, Hersey Miller & Co Balto \$100. Kien & Hagerly (Balto) about \$60.00. C Hitcham N.Y \$30. Lord & Robinson Balto \$30. M Lounsbach Balto \$135.00 F.D. Sney & Co Balto amt unknown, Walter S Moore & Co of Balto \$80. Miller Prains & Miller (Phil) \$10. Monne Sonally & Co (Phil) \$80. Mitchell & Huggins (Wilmington N.C.) \$115. E.S. Mills & Co (N.Y.) \$70. Pullin & Pierce Norfolk \$30. Robinson Lord & Co (N.Y.) \$45. Saker Clark & Co (N.Y.) \$180. Thomas & Coe (Norfolk) \$240. Trencher Beall & Co (Balto) \$80. B.W. Warren (Norfolk) \$75.00 Whitehead Turner & Co (Norfolk) \$130. Beyel, Perree & Co (Balto) \$130 John W Jenkins Balto \$240. Wickenfield & Co (Balto) \$45. Bancroft-Rache & Co (Phil) \$40. and all other debts which may be due by the said Duke in his individual capacity, whether herein specifically mentioned or not. But all debts upon which judgments have been obtained or execution issued are to be paid in the first place and before others, and all other debts ratably

Witness the following signatures & seals

J. W. Duke (Seal)
Jno. J. Kindred (Seal)
Trustee (Seal)

Southampton County. In the Clerk's Office July the 19th 1870. This Deed of Trust from James W. Duke to John J. Kindred (Trustee) for the benefit of Larkin Brooks & others

was this day acknowledged by the said James W. Duke
and John J. Hindred, to be their act and deed and admitted
to record. Stamps of the Govt. Rec. of the United States to the
amt. of three dollars being affixed thereto and duly
Cancelled

Teste James R. Tyler D.C.

A Copy

Teste James R. Tyler D.C.

Know all men by these Presents, That we, *John H. Core & John R. Hilby*

are held and firmly bound unto the Commonwealth of Virginia in the just and full sum of *One thousand* dollars good and lawful 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 *21st* day of *November* A. D. 1870 .

THE CONDITION OF THE ABOVE OBLIGATION is such, that if the above bound *George I Thomas & John H Core* merchants & partners doing business under the name & style of *Thomas Core & others* on the *21st* day of *Nov. 1870* obtain from the County Court of Southampton County an injunction to restrain *James W Duke* from selling or otherwise disposing of the goods & property named in a deed of trust executed executed by him to *Geo. I. Thomas* Trustee and *Wm W Briggs* Sheriff is authorized appointed receiver in the cause & directed to proceed forthwith to take charge of all the estate named in said deed & proceed to sell the same on the best terms after giving ten days notice at the Court house door of Southampton County & at Franklin & other places. Now if the said *Thomas Core & others* obtaining shall pay all such costs as may be awarded against them and all such damages as shall be incurred in case the injunction be dissolved then the obligation to be void or else to remain in full force and virtue.

~~shall faithfully discharge the duties of his said office or trust according to law, then the above obligation to be void, otherwise to remain in full force and virtue.~~

Signed, sealed and delivered }
in presence of ~~the Court.~~ }

John H. Core [SEAL.]

John R. Hilby [SEAL.]

[SEAL.]

[SEAL.]