

1874-04

Santhampton County - Chancery

Barham, H. J. vs
et al.

Wilson, Samuel's
Est.

"Creditors Suit"

Due for himself
and all other Creditors

Wm B Shanks
Adm. Estate of
Samuel Wilson
+
Caroline Wilson.

109. 28

Barham

W { Papers

Wilson's adm'g

Barkham
 & Bill

Wilson's adm. &

Wilson's adm. &

Bill

Barkham
Wilson's adm.

1869 July Rules

To the Hon

Judge of the Circuit Court of Southampton County -

Complaining shew unto the Court your Com-
plainant H. J. Barham, who sues for himself and all
other Creditors of Samuel Wilson deceased, who may make
themselves parties hereto on the usual terms -

Your Complainant respectfully represents to the
Court and says - that on the 28th day of January in
the year 1867, the said Samuel Wilson then a resident
and citizen of the said County of Southampton executed
and made payable to your Complainant, the said H. J.
Barham ~~afford~~ or writing obligatory for the sum of
one hundred dollars bearing legal interest till paid,
which said bond is herewith filed (and marked A) as
part of this Bill - that in the year 1868 the said
Samuel Wilson departed this life and William B.
Shands qualified as his administrator - and that
the personal estate of the said Samuel Wilson de-
ceased is insolvent -

that the said Wilson was at the time of his
death seized and possessed of a certain tract or
parcel of land lying in said County supposed to
contain about two hundred and five acres -
that he left as his only heirs at law, his
widow Caroline M. Wilson, and a son Samuel W.
Wilson who is a minor -

Your Complainant prays, that the lands
aforesaid may be decreed to be sold in order to
pay the debts ~~aforesaid~~ of the said deceased
according to the rights of the Creditors -

In Consideration whereof and inasmuch
as your Complainant is without remedy save
in a Court of Equity as the Honorable Court is, and

therefore has jurisdiction. To the end be Your
Complainant prays that the said William B.
Shands administrator of the said Samuel Wilson de-
ceased, the said Caroline M. Wilson, and the
said Samuel H. Wilson may be made parties
defendant hereto - the last-named by some dis-
creet and proper person as guardian ad litem to de-
fend his interests - and compelled to answer the
allegations herein made -

That the prayers of your Complainant may be
granted - that all proper accounts may be
had, - and such other and general relief granted
as may be consistent with Equity - &c.

Jno I. Kindred
per

1869 May Nov-

blk.

Shff

Com. Tyler

Law

19.66

1.50

12.00

Barham

Stat. Rules.

Wilson's adv

In Southampton Circuit Court.

H. T. Barham who does for himself & all other creditors of Samuel Wilson
against
Wm B Shands admor. Samuel Wilson, Caroline M. Wilson & Samuel H.
Wilson

1869 Feby. 16. Summons issued.

March. Rules Sum. ret. Ex? B

July. No Rules having been taken in consequence of vacancy in Office of
Clerk. Bill filed: B. P. Edwards assigned guardian ad litem to infant
Def. Ans. of infant & Rep. D. Nisi v. Wm B Shands & Caroline M. Wilson
Aug. Bill taken for confessed as to Wm B Shands & Caroline M. Wilson
Sep. Cause set for hearing &c

Nov. T. Decree for ad.

1870 Apl. 1. Report

May T. Decree &c

1871 Nov. T. Decree &c

Barlow--

as { Report of
H. B. Thomas
action of J. Wilson
"Relig. Union"

Wilson's action

1870 Sept. 21st

The undersigned administrator of Saml
Wilson dec'd reports that in obedience to an order
issued at the May term ¹⁸⁷⁰ directing him as
to do that he has paid to John I Kincaid
\$15 - to Pope & Woodland \$30.14 cts to the
same \$15.17 cts to J. C. Pope \$1.74 cts to Wm
E Prince \$5.63 cts to Thos B Braham \$22.12 cts
to R. C. Bannett \$11.89 cts and to Joseph A
Cocks \$2.30 cts as will appear by this receipt
herein and is ready to pay the others named
whenever their claims are presented All of
which is Respectfully submitted by

Wm B Shames Admin
of Saml Wilson Dec'd

Remo from Mr B Shanda
ackn of Sam & Wilson Decd the
sum of \$22.50 and to be paid
by Decr of Circuit Court
of South Carolina of May 1870

R. F. Barkham
for H. J. Barkham

Received
from
Thos H Barkham
\$22.50

Mr W B Shanas

His Pleasure any ~~to~~ me

What money you may have in for me from Samuel
Wilsons estate

Lang Sy

May 16/70

Respectfully yours

W B Shanas

Receipt

Ans I Kindred

To 3

Wm B. Thomas

\$13 -

Received May 10th 1870, of Wm B Shands Adm^r
of Samuel Wilson dec^d, fifteen dollars in
full for fee, ordered to be paid to me, by a
Decree of the Circuit Court, at May term '70,
in Chancery suit of Barham &c vs Wilson's
Adm^r &c.

\$15.00 cash

The I Kindred

H. J. Barkin

12.00

Pair

H. F. Barham, also Sars for himself and all of the Creditors of
Samuel Wilson dead

against

Wm. B. Shavit adm^r of Samuel Wilson, Caroline M. Wilson and Samuel St. Wilson
1870

April 30 Owen White, Comptroller in Chancery.

Dr

To Making up Report &c in Chancery Suit.

\$ 12.00

Paid
Owen White, Comptroller
(1)

162
G. Wilson

To Note

To H. J. Berham

(A)

I do hereby promise to pay or
cause to be paid
unto H & W Barker
the sum and full
value of one hundred
dollars good and lawful
money of Virginia as
value received and
witness my hand and seal
this 28th day of January
1867 Samuel Wilson Seal

Witness

E. A. Dancy



Receipts
from
Pope in Woodland
" J. C. Pope

May 15-1870 Received from Mrs B
Shaw as order of Samuel Wilson the
sum of \$30.14^{cts} and also the
sum of \$15.17^{cts} amounts directed
to be paid me by the order of the
Circuit Court of Southampton



Robert Woodard

May 15-1870 Recd from Mrs B Shaw
the sum of \$1.74^{cts} amount directed
to be paid me by the circuit court
of Southampton

Geo. LeRoyer

Receipt
from

Joseph H Coates

\$ 2.30 cts

July 7th 1870 Received from Mrs. B.

Shonckes administrator of Samuel
Wilson died the sum of \$2.30 in
it being the amount claimed to be
paid him by decree of the
Court of Southampton County
for stocks

Receipt
from

Mrs. E. Paine.

\$3.13 out

Recd June 1. 1870 of Wm B. Shand Admr
of Saml Wilson Fine $63\frac{1}{100}$ dollars, it being amt:
ordered to be paid to Wm E. Prince by Decree
of Southampton Circuit Court.

J. B. Prince - atty for
W. E. Prince

Re. C. Barnitt

\$ 11.89 ces

Recd, June 7th 1870, of Wm B. Shanks Adm^r of Sam^l
Thom deceased, Eleven dollars & eighty nine cents (\$11.89 cents)
in full for a sum directed to be paid by him, to E. C. Barnett,
by a Decree of the Circuit Court rendered at the May term 1870.

Wm J. Kindred
Att^y for E. C. Barnett

Barham

to } Com Briggs
Report

Welsons adv

1871 Nov. 9th

In Pursuance to a Decree of
the Circuit Court of Southampton
County rendered at May Term 1870
in the Suit of H. B. Barham against
L. M. D. Shanks, administrator of Samuel Wilson
deceased, I sold the Tract of Land in
the decree mentioned, belonging to the
Estate of Samuel Wilson deceased containing
by estimation two hundred & seven acres
subject to his widow's dower, and at
the sale so made George Story became
the Purchaser by bidding therefor the
sum of one Hundred Dollars, and
the said Story instead of presenting his
bond, paid the one Hundred in cash,
and out of said amount I retained
\$5. for Commissions, and paid 54 dollars
& fifty cents for Writing Deed & Pay on
Deed, making in all paid out \$11.50
which leaves a balance in my hands
of Eighty Eight Dollars and fifty cents
subject to the order of the Court

Respectfully Submitted

W. L. Dole, Sheriff
& Clerk

The Estate of Samuel Wilson dead
In account with Wm B. Shands his administrator

1868		Dr	Cr
June	1 By amt from sales of Chattel Est		\$ 279 83
	To Commissions on \$ 279. ⁸³ @ 5%	13 99	
	" paid Wm B Shands atty's fee	25 00	
	" " Clerk at Sale	10 00	
	" " Jo N. Cook for Coffin	20 00	
	" " G. H. Gilliam expenses of Est	8 00	
	" " for Seaming Crop	31 00	
	" " M. E. Cottrell for making shoes	2 50	
	" " for picking out cotton	2 00	
	" " P. Larson Auctioneer	5 00	
	" " Sheriff Taxes	9 68	
	" " Clubs tickets	2 95	
	" " do do	2 95	
	" " C H Nicholson for Shroud	3 23	
	" Commissions <i>fu rta</i>	1 50	
	" Balance due Est carried down	143 03	
		279 83	279 83
Dec 1869	31 By balance due Est brot down		\$ 143 03
Dec	31 To amt paid Clubs tickets retained	3 65	

Respectfully Submitted,

Isaac White, Comptroller

An Account of debts outstanding against the Estate of Samuel Wilson as follows.

No	1	To John N. Cook	acet	10 25	
		int: from 1 st Jan'y 1868 to 1 Feb 1870		1 28	
					11 53
"	2	Bob Robinson	acet	39 00	
		int from 1 st Jan'y 1868 to 1 Feb 1870		4 88	
					43 88
"	3	Wm E. Prineas	acet	25 00	
		int from 1 st Jan'y 1868 to 1 st Feb 1870		3 13	
					28 13
"	4	Thomas H. Baskham	Bond	100 00	
		int: from 25 Jan'y 1867 to 1 st Feb 1870		12 60	
					112 60
"	5	Pope & Howard	Bond	100 00	
		Int from 27 th Decr 1869 to 1 Feb'y 1870		60 51	
				160 50	
		Paid 31 st Decr 1869		10 00	
				150 50	150 50
"	6	George C. Pope	Bond	8 33	
		int: from 1 Jan'y 1862 to 1 Feb 1870		40	
					8 73
"	7	Pope & Howard	Bond	87 75	
		int: from 1 st Jan'y 1862 to 17 Decr 1866		26 11	
				113 86	
		Paid 17 th Decr 1866		51 00	
				63 86	
		Int to 1 st February 1870		11 97	
					75 83
"	7	George H. Gilliam	apt	5 00	
		int: from 1 Jan'y 1868 to 1 Feb 1870		62	
					5 62
		for r. d			436 82

Am't brot over

42 82

No 8 To Margarette Merrill Bond
ent fm 29 Dec 1861 to 1 Feb 1870

4 00

1 94

5 94

" 9 " Eugene C. Baunt Bond
ent fm 21st Dec 1861 to 1 Feb 1870

40 00

19 46

59 46

502 22

*Respectfully Submitted
Oswin White*

Com: in chg

An Account of the Fee Simple & Annual Value
of the real Est of Samuel Wilson decd.

	Fee Simple Value	Annual Value
Samuel & Martha Wilson owns jointly 1/10 Acres	\$700 00	
Samuel Wilson one half share of said Land. which is subject to Widows dower	\$350 00	\$25 00

Respectfully Submitted

Osmir White

Commissioner
in Chancery

Commissioner's Office,

Jerseyland, March 27th 1870.

To the Circuit Court of Southampton County;

The undersigned reports to the Court that pursuant to the decree made by said Court, at the November Term 1869, in the Chancery Cause therein pending wherein St. J. Barlow is Plaintiff and Wm B. Shands adm^r of Samuel Wilson and others are Defendants - he proceeded to make up the following accounts to wit; 1st An Account of the indebtedness of the said Samuel Wilson - Secondly; An Account of the assets in the hands of the said Wm B. Shands administrator as aforesaid, and Thirdly an Account of the fee simple and annual value of the real Estate of which the said Samuel Wilson died seized and possessed. All of which is respectfully Submitted to the Court by

Osmir White, Commissioner

Commissioner's fee \$12.00

Barham

to { Sum. Chy

Wilsons am

1869 March Rules

Executed Feb. 27th. 1869
on Sum. W. Wilson & Car-
oline Wilson by delivering
a copy to ~~each~~ Samuel W.
Wilson and by leaving
a copy for Caroline Wilson
with a white member of
the family over 16 years
old and explaining its
purpose she being from
home. J. W. Williams
Dept- for S. Kells staff

Executed Feb. 16th. 1869
on Wm. B. Shumby by
delivering him a copy.
E. L. Story Dept
for S. Kells staff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of the County of Southampton—Greeting:

We command you to summon *Hm B. Hands admor. of Saml Wilson, Caroline W*
Wilson widow of Saml W Wilson

if *they* be found within your bailiwick, to appear at the Clerk's Office of our court of Southampton County,
at the Rules to be holden for the said court, on the first Mondy in *March next* to answer a bill in Chancery
exhibited against them in our said Court by St. J. Barham who sues for himself & all
other Creditors of Saml Wilson dec^d

And have then there this writ.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court-House, this *16* day of
February A. D., 186*9*, in the *93^d* year of the Commonwealth.

L. R. Edwards

Barham

to { Mrs. Infant

Melrose and J'

1869 July Rules

The answer of Samuel H Wilson an infant by S. R. Edwards his Guardian
ad litem to a bill of complaint exhibited against him & others by A. J. Barham
who sues for himself & all other Creditors of Samuel Wilson dec'd &c.

This respondent says he is ignorant of his rights, he being an infant, and
therefore submits the same to the judgment ~~of the court~~ of the court &c.

S. R. Edwards Guardian

H. J. Barham

vs

Sam^l Wilson's adm^r et al

Decree

November term '69

To be entered

E. J. Pitt

A. T. Barham
vs
Samuel Wilson's adm^r & others

This Cause was heard on the complain-
ant's Bill and Exhibits filed therewith, the Answer of
the infant Defendant, Samuel M. Wilson, this day filed
by L. R. Edwards, appointed by the Court guardian ad
item to the said infant, and the Bill being taken
for confessed as to the said Caroline M. Wilson
and Wm. B. Shands adm^r of the said Samuel Wilson
was argued by Counsel; on Consideration whereof
the Court doth adjudge order and decree that a
Commissioner of this Court take and settle an ac-
count of the indebtedness of the said Samuel Wilson.
Second - An account of the assets in the hands of
the said Wm. B. Shands adm^r of the said Samuel Wilson
taking as prima facie correct such accounts as the
said Administrator may have returned to the County
Court of this County - and
Third - An account of the fee-simple and an-
nual value of the real estate of which the said
Samuel Wilson died seized and possessed -

With ~~any~~ other matters deemed pertinent by him-
self or which may be required by any party inter-
ested to be so stated.

Wilson died seized and possessed. With any
other matter deemed pertinent by himself
or which may be required by any party
interested to be so stated.

Copy

Tested G. R. Edwards Sec.

Wilson and

Burham
or Copy Sec.

I acknowledge service of the within
Notice

Wm. B. Shames

admr of the Estate of Wilson and

Southampton Circuit Court November Term
1869

H. T. Barkham who sues for himself }
& all other creditors of Saml Wilson } Plff
Against

W. B. Shands Adm^r of Saml Wilson, }
Caroline M. Wilson & Saml H. Wilson } Defts

In Chancery

This cause was heard on the Complainant's Bill & Exhibits filed therein, the answer of the Infant Defendant Saml H. Wilson this day filed by E. H. Edwards appointed by the Court Guard ad litem to the said Infant, and the Bill being taken for confessed as to the said Caroline M. Wilson and W. B. Shands Adm^r of said Saml Wilson, and was argued by Counsel. On consideration whereof the Court doth adjudge order & decree that a Commissioner of this Court take & settle an account of the indebtedness of the said Samuel Wilson, Secondly, and account of the assets in the hands of the said W. B. Shands Administrator of the said Saml Wilson taking as prima facie correct such accounts as the said Administrator may have returned to the County Court of this County, And thirdly and account of the fee simple and annual value of the real estate of which the said Samuel

Barham

in 3 lines

Wilson

Nov: June 1876.

To be entered.

Geo. Blod.

Barham
as $\frac{2}{3}$ decree.

Wilson

This day this cause came on to be further heard on the papers formerly read, and the report of Commissioner Briggs, to which there being no exceptions filed, the same is confirmed.

And the Court doth, adjudge, order ^{after paying to Geo. Knapp a fee of ten dollars} and decree that the said Briggs pay over ratably the money, to wit \$88.50, now in his hands to all of the creditors of the said Wilson, whose names are indicated in a former report. That he execute a deed with special warranty to the purchaser of the real estate in the proceedings mentioned, & make up a report ~~report~~ to Court, in order to a final decree.

Ministered as follows: first to John St. Leach ^{12.30 cents} ~~\$2.88 cents~~,
 to Rob. Robinson ^{8.47} ~~\$1.87~~ cents - to Wm. E. Rince
 \$5.63 cents - to Thos. H. Barham \$22.52 cents
 to Pope & Woodward \$30.04 cents - to George C. Pope ¹¹² ~~\$2.74~~ cents
 to Pope & Woodward ^{15.17} ~~\$15.17~~ cents - to George H. Williams ¹¹² ~~\$1.42~~ cents
 to Margaret Thome ^{11.89} ~~\$1.20~~ cents - to Eugene C. Barnett ^{11.89} ~~\$1.42~~ cents

And the ^{only} ~~residue~~ residue of said assets to the said
~~Coppy page White, \$112~~ ^{White \$112 for signing out Report}
~~Doley, the said Comptroller to be accounted for by~~
~~him with the net proceeds from the sale of the said~~
~~real estate and \$5.00~~ ^{each} ~~to Mr. Stinson~~ ^{to Mr. Stinson} in the suit.

And the said Comptroller and said Administrator
 are directed to report to the Court in order to a further decree.
 The said Doley returning with his Report the bond ta-
 ken by him for the purchase of said real estate.

Barham

21

Wilson's adm. 186

Decree

To be entered

May 3rd 1870

Geo. T. Brown. Jr.

Barham

vs

Wilson's adm^r & others } Decree

This Cause was, this day, again heard on the papers formerly read, and the Report of Commissioner White, made in pursuance of a docketal order ~~made~~ ^{entered} herein at the last November term of this Court to which said Report there being no exception the same is hereby confirmed — and was argued ^{by counsel on consideration of the} ~~and the court doth for the order~~ ^{order} and decree that the Sheriff Demarcus L. Dole, Sheriff of this County, sell at public auction the real estate in the proceedings mentioned having duly advertised the same ^{at three or more public places in the neighborhood} ~~at the following term, to wit~~ — Ruffian in Cash to defray the expenses of the suit and the execution of this decree which he is directed to pay immediately thereafter — ~~and take from the purchaser bond with sufficient personal security for the deferred payment, bearing interest from date, payable nine months after date, and retain the title to the said real estate till the said bond is paid~~ ^{the said real estate to be sold subject to the right of dower of the widow of Samuel Wilson} — And Mr. Shand, administrator, aforesaid, is directed to pay out the assets ^{now} in his hands to be ad —

Barham ~~as~~

as

Wilson's Adm.

Deere

June Term 1874

To be entered

as above.

Circuit Court
Southampton County -

Barham vs. Wilson's adm^r

0 This Cause was this day
again heard on the papers formerly read
& was argued by Counsel: On consideration
whereof, & it appearing to the Court that
nothing further is necessary to be done herein
it is ordered that the same be dismissed
from the docket Subject to be restored
thereto, on the motion of any party interested.