1874-10 Southampton County - Chancery Claud, Mary E. et al vs Carr, Richard M.'s Estate

"To Collect Payments & Debts"

Mary E. Claud +
John O. Claud

Geo. Vick late Sh.
Admr of Richard M. Carr

Sarah S Carr
John R. Carr

Alexander Knight +
Catherine J Knight
his wife

Claud Carr +
Martha Carr) infants

~~91. 88 83 77 72~~ 92

Thomas Gr. Clands

3 Bill

vs 3 Exhibits

no Cars

Pickshuffnals

1867 Alford Rules

1846 Words

To the Honorable Richard C Baker judge of the circuit Court of Southampton County in chancery sitting

Humbly complaining your Orator David C Thomas guardian of Mary E m. John P Cland shewith unto your Honor that Richard M Carr died in his lifetime togither with one Wm B Pope as security was indebted to your Orator by bond in the sum of $342 due the 25th of April 1861 as will more fully appear by the said bond herewith filed marked A and prays to be taken as a part of this bill, that in the year 1862 Richard M Carr died having considerable estate both real and personal, intestate, and that his estate was committed at the November term 1862 of the county court of Southampton to George W Vick as sheriff and committee for Administration as will more fully appear by a copy of the said order herewith filed marked B and prays to be taken as a part of this bill, and that he left a widow and four children as his distributees and heirs at law and their names are as follows, Sarah J Carr the widow, John R Carr, Catharine J Carr since married to Alexander Knight, Daniel Carr an infant and Martha Carr, an infant, your Orator states further that Richard M Carr left two tracts of land lying in Southampton one containing 335 1/2 acres and the other 113 1/2 acres of land, and that George W Vick late sheriff has settled an account of his transactions as administrator of R. M. Carr upon a commissioner and a certified copy of which is herewith filed marked C and prays to be taken as a part of this bill by which it appears there was a balance due the estate on the 31st of December 1863 of $2356.17 1/2, your Orator states further that his bond has never been paid

either by Richd M Carr in his lifetime by Wm B Pope by Jorge W Dick or by his him at law since his death Your Orator is advised and has been informed that the large balance due the estate or reported due by the administrator or committee was received during the war in Confederate currency and invested under order of the court in Confederate States stock and is lost if this be so and there be no other personal assets then the land must be charged with his debt Your Orator is further advised that Sarah E Carr the widow has some as yet been endowed in the lands of her husband Richd M Carr

To render consideration whereof and inasmuch as your orator is without relief at law and only entitled to relief in a court of equity where such matters are peculiarly cognizable, Your Honors pray that Jorge W Dick late Sheriff and as such administrator of Richard M Carr dec^{d}, Sarah E Carr, John R Carr, Alexander Knight and Catharine F Knight his wife, Daniel Carr an infant and Martha Carr and infant, (the two last by some proper person Their guardian ad litem appointed for that purpose) may be made parties defendant to this bill and compel them as full and perfect answer make to the allegations herein set forth as if they had been thereto more fully and specially interrogated, that the court would direct Jorge W Dick to settle an account of his transactions as administrator of Richd M Carr dec^{d} upon one of the commissioners of this court taking the account whereupon settle as prima facie correct liable to be surcharged and falsified by any of the parties interested and show what has become of the funds in his hands, and that the court would also direct the said commissioner to enquire into and report the actual an annual value of the land of Richd M. Carr dec^{d} subject to the widows dower, directing in making that dower should be allotted, and if it should appear by the said reports that all the personal estate of R. M. Carr has been lost by public calamity that the said lands or as much thereof as may be necessary may be sold to pay Your Orator debt and that the court would grant such other and further relief the premises considered as equity may dictate and the nature of his case may require, and as in duty bound Your Orator will ever pray &c

Thomas. J. C.

Eland. Edwds

vs Petition of Admr.

Carri Admr &c

To Hon D.W. Inglehart, Judge County Court of Southampton County. In Chancery.

Your petitioner, Geo W. Vick, late Sheriff &c as such Admr of E. M. Carr, dec'd respectfully represents to your Honor as follows— That by a report of Commr Howard filed in this cause Apl 2. 1868, it appears that there was a balance due said Estate by Admr of $22.39. 52/100, as of Mch 30. 1865. That this money was received in July 1863. That allowing the Admr a reasonable time to invest (6 mos) and charging him with the scaled value of the money, it would amount to $112.50 (scaled June 1864- 20 for 1)-. That by report "B" of Comr Howard- Apl 2. 1868. it appears that the balance due the Admr as of Feby 1. 1867, is $523.49-. That charging interest on the balance due the Estate by the Admr from June 1. 1864 to Feby 1. 1867, and taking the difference, it would still leave a balance in favor of the Admr of $390.77- as of Feby 1. 1867. That by report of G.W. Vick, Commr, filed in this cause, it is shown that there is in his hands June 1. 1873 $185.62 for rent; Charging interest on above amount

of $390.77 & deducting this amt of $185.62, it still leaves balance due your petitioner of $298.93 on 27th Jany 1. 1873. That by a report of Commissr W. W. Briggs, filed Jany 20. 1873, it appears there will be sufficient assets in his hands to pay all the debts against R M. Carr's Estate, including this debt due your petitioner. and your petitioner respectfully prays that his balance be allowed in the next distribution.

Respectfully
G W. Vick
by Counsel.

Petition of
G W. Vick
July 29 1873.

Received by Clerk Circuit Court Aug: 13th 1873.

134
Claude's Exr
vs
Carr's Admrs

117

Claudi Gdn

vs Petition of
Peter Adams.

Carri Adams et.

Feby 2. 1874

Claudi Gon

vs Petition of M. F. Pieti Admrs.

Carri Admr &c

In this Cause, Your petitioners R. F. Dillard & Chas L. Cocke, Admrs of M. F. Pieta dec'd respectfully represent as follows - That they hold a bond against R. M. Carr dec'd for twenty two 50/100 dollars, dated Mch 20. 1861, and due Oct 1. 1861. That the said debt is not reported in the asset of debts heretofore reported as due by said Carr. That there are funds now under the Control of the Court, more than sufficient to satisfy this demand, and that your Honor will allow your petitioners to be made party plaintiffs in this suit & that they may be entitled to receive their demand out of the fund now under the Control of the Court. And as in duty bound &c.

Feby 2. 1874

To Judge Cir - Ct.

R. F. Dillard

Chas L. Cocke -

by D. B. Prince -

On demand six months from date we promise to pay or cause to be paid unto Lenny Beale administratrix of Tellwood Beale dcd or order the just sum of Nine Dollars and Nine cents
it being for value received for the true payment of which well and truely to be made we bind ourselves our heirs Executors and administrators jointly and severally firmly by these presents as witness our hands and seals this 14th Day of December 1860

Teste

R. M. Carr {Seal}

{Seal}

{Seal}

$ 22.50

On the 1st day of October 1864 we promise to pay unto R. J. Dillard & C. L. Cocke, admrs. of Ch. J. Tate decd., Twenty Two Dollars and 50/100 for value received. Witness our hands & seals this 20 day of March 1861.

Richard M. Carr {Seal}

C. D. Barham {Seal}

Claudi Bon

vs

Petition of
I. L. Backus

Carri Admrx

Jany 26. 1874

Claudi Gdn
vs. Petition of Jos. L. Barham.
Carri Admr &c.

In this cause, your petitioner Jos L. Barham respectfully represents as follows. That the real estate of the late R. M. Carr has been sold and the bonds for the deferred payments been returned into the office of the Commrs of Sale. and no final distribution of the funds has been made. That no act has yet been taken of a debt due your petitioner by said R. M. Carr, by bond dated Octr 14. 1860, for Nine 00/100 dollars on demand six months after date, payable originally to Lemy Beal & transferred to your petitioner, your petitioner therefore asks that he may be made a party plaintiff in the above suit & that he may receive his dept from the fund now in the control of this Court. And as in duty bound &c.

Jany 26. 1874. Jos. L Barham by
L B Bonner atty.

To Jn & Cir Ct. Lo'ampton.

Clands Gen.

v. Sums Chy

Carr's admor

1867 April Rules.

Executed March 29th 1867 on Geo. H. Vick by delivering him a copy

H. G. Holmes Dept.
for S. Kells Sheff

Executed Apr. 1. 1867 on Sarah J. Carr John R. Carr Alexander Knight & Catharine his wife & Daniel Carr by delivering to each a copy.

P. Curoon Dept
for S. Kells Sheff



THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—GREETING:

WE COMMAND YOU to summon George W Vick late Sheriff & Committee of Richard M Carr dec Sarah J Carr his widow. John R Carr. Alexander Knight & Catharine his wife & Daniel Mortimer Carr infants

to appear at the Clerk's office of our Circuit Court of Southampton County, at the Rules to be holden for the said Court on the first Monday in April next to answer a bill in Chancery exhibited against them in our said court by David St Thomas guardian of Mary E & John P. Claud

and have then there this writ. Witness LITTLETON R. EDWARDS, Clerk of our said Court, at the Court-house, this 26 day of March 1867, in the 91st year of the Commonwealth.

L R Edwards Clk

Claudo Grd

v } Commrs Report

Canes adm

1868 April 2

"A"

The Estate of Richard M. Carr dec'd
In account with George W. Vicks Shff & admr

1863			Dr		Cr	
July 2d	By Cash from Sales of Chattel Estate				3183	70
	" Cash from Tom Artis				10	00
	" hire of negro Jim				100	00
	" Cash from R.H. Hart				12	00
	" " " D.W. Nicholson				6	76
	To Commissions on $5312.46 cts at 5 pcr		265	62		
	" paid Pelegr Carrow	a/c	30	00		
	" " P. Doles	"	97	55		
	" " F. Dunn	"	10	00		
	" " G.W. Vick	"	20	00		
	" " F. Dunn	"	6	99		
	" " Gorge Fogg	"	7	00		
	" " A.L. Pond	"	11	43		
	" " Davis Vick	"	9	00		
	" " Gorge C Pope	bond	94	78		
	" " Gorge C Pope	acct	11	33		
	" " Joshua Bryant	"	12	75		
	" " Gorge C Pope	bond	6	14		
	" " Gorge C Pope	acct	30	00		
	" " C.D. Barham	"	169	16		
	" " Taxes for 1862		77	36		
	" " " for 1862		3	84		
	" " Thomas Ridley	"	4	31		
	" " Pelig Carrow	"	38	25		
	" " M.L. Gray	"	2	00		
	" " M.L. Gray	bond	428	84		
	" " R.H. Blythe	acct	1	63		
	" " M.L. Gray	"	7	30		
	" " George W. Vicks	bond	14	17		
	" " Bennet J. Griffin	acct	41	20		
	Amount Carried forward		$1421	07	5312	46

		To Amounts brought forward				1421	07	5312	46								
		" paid James I Darden	account			16	52										
		" " James I Darden	bond			88	96										
		" " James I Darden	"			8	52										
		" " John L Thorp	acct			21	52										
		" " Clerks tickets				3	00										
		" " Pope & Woodward	bond			37	77										
		" " Pope & Woodward	"			73	29										
		" " Pope & Woodward	"			36	12										
		" " W.W. Biggs	"			15	53										
		" " W.W. Biggs	account			31	23										
		" " John E Pizzard	bond			46	02										
		" " F Dunn	acct			25	00										
		" " James Rone	"			44	80										
		" " James Sykes	"			6	30										
		" " F Dunn	"			2	02										
		" " James I Darden	bond			54	44										
		" " James I Darden	"			311	03										
		" " G H Dicks acting guardian of Mary Carr balance due from R.H. Carr former guardian with interest to 31st Dec 1863				496	97										
		" Commissioners fee for this & Copy rec'd				30	00										
		" Clerks tickets retained				5	00										
		" Balance				2536	17										
						$ 5312	46	5312	46								
Dec	31	By Balance due Est brt down						2536	17								
1864		To paid Sheriff Taxes				18	22										
Jany	18	" " Thos H Urquhart	bonds & int			43	54										
Feb	15	" " Confederate Tax				40	00										
Mar	21	" " Wm B Shands	attny			50	00										
May	2	" " A L Pond				40	00										
		" " Clerks fee				6	80										
		Amt Carried up				198	56	2536	17								

1864		Amounts brought up	198 56	2536	17		
Dec	31	By interest on $2536.17 One year				153	37
		To Balance due est	2357 61				
			2556 17	2556	17	153	37
1865	"	By balance due est brt down		2357	61	153	37
Mar	30	To Paid R. E Thornton Confed. Tax	120 00				
"	"	" do do	24 00				
"	"	" " do do	136 10				
"	"	" " do do	27 22				
		By interest on $2357.61 to this date				35	36
		To Balance due est	2050 29				
			2357 61	2357	61	188	73
"	"	By bal due est brt down		2050	29	188	73
		" Interest to date		188	73		
		" Bal due Est		$2239	02		

" Confederate Money. the said
amt having been received on 2nd July 1863
with interest on $2050.29 part thereof
from this day till paid

Respectfully Submitted
Henry I Howard
Commr

"B."

The Estate of Richard M. Carr decd

In account with George W. Dicks Sheriff & administrator

1867						
Feby	1	To paid Mary J. Carr ward of R. M. Carr as her Guardian	517	09		
"	"	" " " Sheff Southampton County Taxes	6	40		
"	"	By Balance due admr			523	49
			523	49	523	49
		To Balance due admr brot down	523	49		
		in U.S. Currency or good money with interest thereon from Feby 1st 1867 till paid				

Respectfully Submitted
Henry S. Howard Comrs

The Commissioners here reports that soon after the funds of this intestate Richard M. Carr came into the hands of the administrator as the said Geo W Dick he was compelled to enter Military service of the Confederate States. and being therefore absent from home. he was thus unable to make any investment of the funds of the testator in his hands. was had Consequently to hold them as he received them in Confederate Money

Respectfully submitted
Henry S. Howard
Commis:

An Accounts of the debts outstanding now against the Estate of R. M. Carr decd

1st Class

Bond due Wm B. Shands assignee of R. S. Barnes Guardian of Pauline J. Worrell	30	00
interest from 25th Dec 1861 to the 25th Dec 1862	1	80
Amt due 25 Dec 1862	31	80
interest from 25 Dec 1862 to the 25 Dec 1863	1	90
Amt due 25th Dec 1863	33	70
interest fr 25th Dec 1863 to the 25 Dec 1864	2	02
Amt due 25 Dec 1864	35	72
interest fr 25 Dec 1864 to the 25 Dec 1865	2	14
Amt due 25th Dec 1865	37	86
interest fr 25th Dec 1865 to the 25th Dec 1866	2	27
Amt due 25th Dec 1866	40	13
interest fr 25th Dec 1866 to the 25 Dec 1867	2	40
Amt due 25 Dec 1867	42	53
interest fr 25 Dec 1867 to the 25 April 1868		85
		43 38
Bond due David H. Thomas Guardian of Mary E. & John P. Cloud assignee of A. S. Pope former guardian	342	00
interest fr 25th April 1861 to 25 April 1862	20	52
Amt due 25 April 1862	362	52
int fr 25th April 1862 to 25th April 1863	21	75
Amt due 25th April 1863	384	27
int fr 25th April 1863 to 25th April 1864	23	05
Amt due April 25. 1864	407	32
int fr 25 April 1864 to April 25. 1865	24	43
Amt due April 25th 1865	431	75
int on same to the 25th April 1866	25	90
Amt due April 25th 1866	457	65
Amt Cand forward	457	65 43 38

Amt brot forward	457	65	43	38
interest from 25th Apl 1866 to Apl 25th 1867	27	45		
Amt due Apl 25th 1867	485	10		
int fr Apl 25th 1867 to Apl 25th 1868	29	10		
Amt due Apl 25th 1868	514	20		
			314	20
Total Amount of debts reported to the Commissioner			$354	58

Respectfully Submitted
Henry S. Howard
Commiss.

An account of the actual and annual value of all the real Estate whereof the said R. M. Carr died Seized & possessed subject to the widow Sarah I. Carr's dower

	actual Value	annual Value
649 Acres of Land lying in the County Southampton subject to the Widows Sarah I Carr's dower	$1500 00	$ 125 00

Respectfully Submitted
Henry S. Howard, Comr

Commissioners Office
Jerusalem March 31st 1868

To the Circuit Court of Southampton County

Pursuant to a decree of the Circuit Court of Southampton County, rendered at the November Term 1867. in a suit in Chancery pending in said Court between David & Thomas, Guardian of Mary E. & John P. Bland, Plffs and Geo W. Vick Shff and as such administrator of Richd M Carr dcd. & others Defts, The undersigned one of the Commissioners of the Sd. Court to whom was referred for settlement by said decree the following accounts. That George W. Vick late Shff and as such admr of Richd M. Carr dcd Settle an account of his transactions as admr of the said R. M. Carr before one of the Commrs of this Court taking any account heretofore settled by him in the County Court as prima facie correct liable to be surcharged & falsified by any of the parties interested. who is also directed to enquire and report, if the said admr has made any investment of his intestates funds, and if so in what manner and by whose authority it was done, who will also take an account of the actual and annual value of all the real estate whereof the said Carr died Seized & possessed, subject to Widow Sarah I. Carr's dower, all of which accounts the said Commissioner will examine. State & Settle and report to the court with any matter Specially stated deemed pertinent by himself or which may be required by any of the parties to be so stated reports to the court that on the 15 day of January 1868 he issued notices

against the several parties aforesaid requiring them to attend the settlement of the said accounts before him at his said Office on the 20 day of March 1868. which were returned to your Commissioner duly executed on all the parties except Jno R Carr. and that he posted a Copy of said Notices at the front door of the Court house of Southampton County at the same time, That Geo W. Vick appeared before the Commissioner in obedience to said Notices. and he thereupon made up the foregoing Accounts, That he examined. Wm H. Briggs & Geo W. Vick on oath as to the actual & annual Value of all the Real Estate whereof the said R. M. Carr died Seized & possessed. subject to the widow Sarah J. Carr's dower, The Commissioner further reports to the Court that after the completion of the said account, he retained the same in his office ten days for the examination of the parties, which with the decree & Notices aforesaid and the evidence relating thereto are herewith returned Given under my hand as commissioner aforesaid the day & year first aforesaid

Henry S. Howard
Commissioner

Commis: fee $25.00
Shff fee 3.50

Southampton County, Court, November Term 1872.

David St. Thomas Guardian of Mary E. & John B. Clam-
against
Geo. W. Vick Sheriff &c &c of Richard M Carr dec'd. In Chancery
Sarah J. Carr, John R Carr, Alexander Knight and
Catharine S. his wife, Daniel Carr an Infant and
Martha Carr an Infant who sue by L R.
Edwards their Guardian ad litem. Defendants

This Cause was this day again heard on the papers formerly read together with the Report of Commissioner Sebrell now filed by leave of Court to which there being no objection the said Report is hereby Confirmed and was argued by Counsel, On Consideration whereof the Court referring to the said last named Report of Commissioner Sebrell and the Report of Commissioner Vick filed in this Cause at the last May Term of the Circuit Court, being of Opinion that the annual rents and profits of the real Estate of which the said Richard M. Carr died seized and possessed, subject to his Widow's dower, which has been assigned are insufficient to pay the debts which have been proved against the Estate of the said Richard M. Carr according to the Report of Comm'r Howard within five years. The Court doth adjudge, Order and decree, that Wm A. Biggs Sheriff of this County, be and he is hereby appointed a Commissioner for that purpose, to wit: that he sell at some proper place in this County, at auction, after reasonable notice, the tract of Land of which the said R. M. Carr,

deed Surveyed & prospected, Supposed to Contain 1849 acres, more or less, the whole to be Sold Subject to the Said Widow's dower therein, on the following terms to wit Sufficient in Cash to pay the expenses of this Suit, that may be Still Unpaid, including fee of Thirty dollars to Jno. J. Kindred Attorney and take Bonds from the purchaser for the residue in three equal annual installments with good Security bearing interest from date, & retain the title till the whole purchase money is paid and report to Court.

Master

Test, James R Taylor, C.C.

Sheff Costs
Clk. " $12.67

Sheff	7.00	Clerk's Com		
Com Howard	25.00	vs.	Sevier	
" Schell	10.00	Com's Fee	paid	W. Schell
Law Co	31.00	paid Jno J. Kindred		
	$85.67			

Rec'd January 20th 1843 of the Clerk & Master & Commissioner in the Chancery suit of Thomas Guardian against R. M. Carr's administrator & others Forty two & 75/100 dollars in part of a bond due by said Carr to Wm B Shands.

Geo A Trogg Assee to
William B. Shands

Rec'd December 17th 1892 of W. W. Briggs Sheriff and Commissioner in the Chancery suit of Thomas Guardian against Vick admr of R. M. Carr & others, Four Hundred & fifty dollars in part due me as assignee of David H. Thomas Guardian of Mary E. Bland from sales of R. M. Carr's Land.

Robt. S. Pope as of David H. Thomas

Witness
Jno. F. Reidred

This belongs to
Thomas M. Carraher
Sale of Land
$1400

Rec'd Decr. 5th 1864 of W. W. Briggs Esq
& Cent Five Dollars for Auctioneering
R. M. Carr's Guard

Pelge Ceiroon

Claudes Gön

vs } Coms Report.

Carrs Adms &c.

1872 Nov 18.

An account showing the annual and absolute value of the Real Estate of which Rich'd Carr. died seized and possessed, subject to the widow. Sarah J. Carr's dower.

	actual value	annual value
644 acres of land lying in Southampton County, subject to the widows dower	$1000 00	$60 00

Respectfully submitted
Jno. A. Scherell
Comm'r
Commissioner's Office
Jerusalem Oct 30. 18th 1872

To the Circuit Court of Southampton County—

Pursuant to a decree of the Circuit Court of Southampton County rendered at the May Term 1872, in a suit in Chancery depending in said Court between Davis & Thomas Exrs of Mary E. & Jno. T. Cleland Plff and Geo. W. Vick Plff retainer of A. McCleland dec'd and others Defts. The undersigned one of the Commissioners of the s'd Court to whom was referred for settlement the following account viz— "An account of the annual and absolute value of the Real Estate of which Rich'd McCarr died seized and possessed, and whether said Real Estate is capable of being divided and

sold in parcels for the purpose of paying the debts due according to Com'r Howard's Report to Thos as Guardian & Wm B. Shands' Reports that he has prepared the foregoing account from Evidence of certain parties living near and adjoining said Real Estate, and finds the absolute value of said Real Estate to be $1000.00 and the annual value to be $60.00 The Commissioner also reports that he is convinced from statements of these parties that the said Real Estate cannot be divided into parcels so as to pay off the aforesaid debts - all of which is respectfully submitted &c

M. Sebrell
Commissioner

Commissioner's fee
$10.00

In Obedience to a Decree of the County Court of Southampton in the Chancery Suit of David A Thomas Guardian of Mary E & Jno. P. Claud against Geo W Vick Shff & adm'r of Richard M Carr dec'd Sothers, I Sold to the highest bidder at Popes Store on the 5th day of December 1872, The Land belonging to Richard M Carr dec'd. Supposed to Contain 649 Acres Subject to the Widows dower, And at the Sale so made Alexander Knight became the Purchaser by bidding therefor the Sum of Thirteen Hundred & Thirty dollars, And the said Alexander Knight paid in Cash Six Hundred & Thirty five dollars as part of the purchase money; And out of the said Amount, I have paid Costs of Suit as follows Clk of Court $12.65 Sheriff $3.00 Com'r Steward $25.00 Com'r Scivell $10.00 & Sawyer $31.00 Auctioneer $5.00 & my Commission for Selling $35.00 & Amount reclaimed to pay for Executing Deed, making in all $132.25; leaving a balance in my hands of $502.75 out of which balance I have paid to Robert S Pope assignee of D A Thomas $400.00, and to George W Pope assignee of E B Shands $42.75 as will appear by their receipts herewith filed; And for the balance of the Purchase Money, the said Alexander Knight Executed three bonds

with Ben A Knight as Security for $331.67 each, Payable one, two & three years after date carrying interest from date, which bonds are herewith returned:

Respectfully Submitted
W W Briggs Shff & Com'r

January 18th 1873.

1874 July 6 Received of the Clerk the three bonds filed with this report against A Knight & B F. Knight for $331 67/100 each

W W Briggs Shff

92
Thomas Gelvin
vs
Report of Com'rs ordered

1873 Jany 27

Robt S. Pope
Receipt
To
Geo R. Carr

Received of Mrs. S. Kindred the sum of Twenty dollars Money received by him from ~~Robt~~ John Robert Learn as interest on a debt due from Richd M Learn to late to Phillip S Leland's heirs — —

September 30th 1809. Robt S. Pope

John Carr has paid $20.50 cts on the 30th of September 1869 it being one years interest on bond due from his father R. M. Carr estate to the guardian of Mary E vs John P Cloud

Wm B Shands
atty for plaintiff

Clerks Com

To } Com. Notice

Can'ad

Executed on Geo. W. Vick
March 16th 1868 by delivering
him a copy
W. G. Holmes Dep.
for S. Kells Shff
Executed on Sarah F. Carr
Alex. Knight - Each. F.
Knight & David H. Thomas
and on d. R. Edwards
March 3. 1868 by delivering
to each a copy
P. Carroon Dep.
for S. Kells Shff

John. R Carr is no
inhabitant of my county
P Carroon Dep.
for S Kells Shff

COMMISSIONER'S OFFICE,

Jerusalem, Jany 15th 1868

To David H. Thomas guardian of Mary E & John P. Cand Plff

Against

George W. Vick late Shff and as such administrator of Richard M. Carr dec'd

Sarah J. Carr. John R. Carr. Alexander Knight & Catharine Knight his wife

Daniel Carr an infant and Martha Carr an infant, the two last

by L. R. Edwards their Guardian ad. liten

You are hereby notified that I have fixed upon the 20 day of March 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 George W. Vicke late Shff and as such administrator of R. M. Carr dec'd, settle an acct of his transactions as administrator of the said R. M. Carr before one of the Commissioners of this Court taking any account heretofore settled by him in the County Court as prima facie correct, liable to be surcharged & falsified by any of the parties interested, who is also directed to enquire and report if the said admor has made any investment of his intestates funds, and if so in what manner and by whose authority it was done. who will also take an account of the debts now outstanding against the estate of R. M. Carr, and also, an account of the actual & annual value of all the real estate whereof the said Carr died seized & possessed, subject to widow Sarah J. Carr's dower. all of which accounts the said Commissioner will examine, state and settle and report to the Court with any matters specially stated, deemed pertinent by himself or which may be required by any of the parties to be so stated as required to be taken by a decree of Southampton Circuit Court, rendered ~~on~~ the ~~day of~~ November Term 1867, 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.

Henry S. Howard, Commissioner.

To the Sheriff of Southampton County to execute.

"6"

Thomas Ex. Gen. Claude

v. Ex. with bill

Barr's adm'r



The Estate of Richard McCarr dec'd

In account with George W Vick Sheriff & admor.

1863			$ cts	$ cts
	By cash from Sales of Chattel Estate			5183 70
	" Cash from Jos Artis			10 00
	" hire of negro Jim			100 00
	" Cash from R. A. Hart			12 00
	" Cash from D.W. Nicholson			6 76
	To Commissions on $5312, 46 cts at 5 pr ct.		265 62	
	" paid Peleg Carow	account	30 00	
	" paid P Doles	"	97 55	
	" paid F Dunn	"	10 00	
	" paid G W. Vick.	"	20 00	
	" paid F Dunn	"	6 99	
	" paid George Fogg	"	7 00	
	" paid A L Pond	"	11 45	
	" paid Davis Vick	"	9 00	
	" paid George C Pope	bond	94 78	
	" paid George C Pope	account	11 33	
	" paid Joshua Bryant	"	12 75	
	" paid George C Pope	bond	6 14	
	" paid George C Pope	account	50 00	
	" paid C D Barham	"	169 16	
	" paid taxes for 1862		77 36	
	" paid taxes for 1862		3 84	
	" paid Thomas Ridley	account	4 31	
	" paid Peleg Carow	"	38 95	
	" paid W L Gray	"	2 00	
	" paid W. L. Gray	bond	428 84	
	" paid R. H. Blythe	account	1 63	
	" paid W. L. Gray	"	7 30	
	Amount Carried over		1365 70	5312 46

			Dr			Cr	
	Amounts brought over			1365	70	5312	46
To	paid George W Vicks	bond		14	17		
"	paid Bennet J Griffin	account		41	20		
"	paid James I. Darden	"		16	52		
"	paid James I. Darden	bond		88	96		
"	paid James I. Darden	"		8	52		
"	paid John L Thorp	account		2	50		
"	paid Clerks ticket			3	00		
"	paid Pope & Woodard	bond		37	77		
"	paid Pope & Woodard	"		73	29		
"	paid Pope & Woodard	"		36	12		
"	paid W.W. Briggs	"		15	53		
"	paid W.W. Briggs	account		31	23		
"	paid John E Gwyzard	bond		46	02		
"	paid F Dunn	account		25	00		
"	paid James Rowe	"		44	80		
"	paid James Sykes	"		6	50		
"	paid F. Dunn	"		2	02		
"	paid James I Darden	bond		54	44		
"	paid James I. Darden	"		311	03		
"	paid G. W. Vicks acting guardian of Mary Carr balance due from R. M. Carr former Guardian with interest to 31st Dec. 1863.			196	97		
"	Commissioners fee for this & Copy ret.			30	00		
"	Clerks tickets retained			5	00		
"	Balance			2556	17		
				5312	46	5312	46
Dec	31 By balance due the estate with interest from this day					2556	17

Respectfully Submitted by
Wm B. Shands Commissioner

Southampton County In the Clerks Office the 5th day of February 1864
This account of George W Vicks administration on the estate of Richard M Carr dec was this day returned and filed for exceptions. And at a

Court held for the said County on the 21st day of March 1864 the said account having lain one month and upwards in the Clerks Office and there being no exception thereto, was examined confirmed and ordered to be recorded

Copy

Teste J R Edwards Clk

Thomas

Answer of infant
vs 3 Daniel & Martha
Com by us

Richardson & al

1867 April Rules

The answer of Daniel Carr and Martha Carr two infants by G. R. Edwards their guardian ad litem to a bill in chancery by D. H. Thomas &c Thom 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 he knows nothing of the facts set forth in the plaintiffs bill, but submits the interest of his wards to the care of this court whose peculiar duty it is to protect the rights of infants and having fully answered prays hence to be dismissed with his costs &c

Read by consent

Wm B Shands counsel for plaintiff

B

Thomas Ex Gr. Claud.

v Ex. with bill

Carr's admr

A

Southampton County Court November 17th 1862

On the motion of Sarah J Carr. It is ordered that George W Vick Sheriff of this County take into his hands the estate of Richard M Carr dec'd to be administered according to law.

Copy

Teste L R Edwards CC

Thomas Gdr of Claud's

vs.

Carr's admr &c

Report of Commissioner

To the Hon Judge of the Circuit Court
of Southampton County —

Thomas Guardian &c of Elizabeth :
vs
Vick, Sh[illegible] & adm[r] &c of Learn[illegible]

The undersigned, Special Commissioner appointed by a decree rendered in the Cause at the May term of this Court & the May term 1868. respectfully reports that he has rented out the real estate mentioned in the proceedings as directed in said decree for the years 1870 – 71 & 72 for the following sums respectively Viz: –

for the year 1870 to Alex[r] Knight		$110 00
for the year 1871 to Same for		60 00
& that he has paid out as follows		
Taxes for 1867 & 68	18 00	
Taxes for 1869	13 68	
Taxes for 1870	12 16	
Taxes for 1871	2 04	
Commissions on $170.00 5 per ct	8 50	$170 00
Leaving a balance	$54.38	
of $115.62 cents now in the hands		$115 62
of the Commissioner subject to the order of the Court.		

The Commissioner further states that he rented out the said real estate for the year 1872 to Alex[r] Knight for — $70 00
which will fall due on January 1st 1873 —

Respectfully submitted
S. H. Vick Com[r]

Clandᵉ Gelpᵉ

vˢ {L. Report}

Carᵉ adᵃ

under decree of
June Term 1874

1874 October Term

In Obedience to a decree of the Circuit Court of Southampton County in the Chancery Suit of Thomas Guardian of Cleland against Vick adm) of Carr & others, rendered at June Term 1874, I Collected the three bonds due by Alexander Knight Amounting to $369:46.; and out of that Amount, I paid Costs of said, and the debt ordered to be paid by said decree, Amounting to $233.21 as per receipts herewith returned, which left in my hands $136.25 to be divided among the four heirs of R. M. Carr dec'd, and out of that Amount, I paid to said A Knight in right of his wife Catharine $34.06, to said A Knight as agent of Jno R Carr $34.06 to said A Knight as Guardian for Rich'd D Carr $34.06 & to said A Knight as Agent for Martha R Carr, $34.06 as will appear by his receipts herewith filed; I also Executed to the said A Knight a deed with the usual warranty for real Estate in the proceedings mentioned belonging to Rich'd M Carr dec'd

Sept 10th. 1874

E. Eldridge Com'r

Geo. H. Flagg debt due 18th " 1874. $10.96
Int. due 18th " August 1874 .13
11.13

R S Pope agent of D & Thomas due 18th " May 1874 $144.77
Int. due 18th " August 1874 2.17
$146.94

J. E Barham debt due — $14.72
Int. on $9.09 part thereof from 18th " May 1874
due 18th " August 1874 .22
$14.94

R. Dillard & C Eberle admrs of
M J Pate debt due 18th " May 1874 $34.86
Int. on $22.50 part thereof
due 18th " August 1874 .34

$35.20
11.13
146.94
14.94
208.21
Costs — 22.68
$230.89
Cash. 2.32
$233.21

3 Bonds & Int to Aug 20 $369.46
233.21
$136.25

231.67
695.01
500
1195.01

250
38.21
76.79

D. H. Thomas Guardian of Mary E. & John R. Claud

1874 To James R Tyler Commissioner Dr.

May 11 " Rept in the Suit of Claud's Govt vs

Can's admrs &c $10.00

James R Tyler Commissioner

Mr. Wm Briggs

Please settle what is due
me of R M Carr estate with Mr A Knight

Martha R. Carr.

Claudo Bon

v } Copy decree

Carro admr &c

Southampton Circuit Court February Term 1874.

David H. Thomas Guardian of Mary E. & John T. Cloud. Plffs.
against. In Chy:
Geo. W. Vick Sheriff and Committee of Richard M. Carr dec'd & others, Defts

This Cause came on this day to be again heard on the papers formerly read, on the petition of J. S. Barham & R. F. Willard and Chas. F. Cocke, admrs. of M. T. Pete dec'd was argued by Counsel, on Consideration whereof the Court doth by consent of parties, adjudge order and decree, that a Commissioner of this Court ascertain what debts remain unpaid due by Richard M. Carr dec'd and make report to Court, and it is also agreed that the claim of Geo. W. Vick heretofore filed in the Cause, is withdrawn, and that he is to assert no claim against said state, and that no charge is to be asserted against him.

A Copy-

Test, W. R. Edwards C. C.

Claus 4 dz
E 3 Com.
Cani ad 3 Notic

1

COMMISSIONER'S OFFICE,

Jerusalem, Va., Apl 15 1874

To David A Thomas, Guardian of Mary E & John P. Claud.

against

Geo W. Vicke Shff & Committee of Richard M. Claud

2

You are hereby notified that I have fixed upon the 1 day of May next, if fair; if not, 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 ascertain what debts remain unpaid and due by Richard M. Claud dec'd and make report to court &c

2

required to be taken by a decree of Southampton ~~County~~ Cir Court, rendered on the _____ day of February Term 1874, 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.

JAMES R. TYLER, COMMISSIONER.

To the Sheriff of Southampton county to execute.

aforesaid the year & day first aforesaid

James R Tyler

Cert. Fee $10,00
Charged to Plff 3

1874 May 6th

Blands Exr
vs
Com of Tyler Repl.
Barrs adm &c

An Account of the outstanding debts against Richard M. Cazz dec'd. as follows.

4th Class

To Amo. due W. B. Shands assgn of R. S. Barnes Gdn of Pauline I. Worrell as pr Com. Howard Supt. of 31st Mch 1868. now belongs to Geo A. Fogg.	43	38		
Int. fm 25 Apl 1868 to 7 Dec 1872	12	00		
	55	38		
1872 Jany 18th. Paid by Briggs Com	42	73		
	12	65		
Int. fm 18 Jany 1872. to 18 May 1874	1	77		
	14	42		
Less 4 yrs int. deducted	3	46		
				10 96
R. S. Pope Assignee of Amo due " David A. Thomas gdn of Mary E. & Jno P. Cland ~~assgn of R. S. Pope~~ as pr Com. Howard Supt.	574	20		
Int fm 25 Apl 1868 to 7 Dec 1872	142	42		
	656	62		
Paid 18 Jany 1872. by Briggs Com	460	00		
	196	62		
Int. to 18 May 1874	27	42		
	224	04		
Paid by J. J. Kindred #20. & Int #5.50	25	50		
	198	54		
Less 4 yrs interest	53	77		
				144 77
" Amo due J. L. Barbaw	9	09		
Int fm 14 Dec 1860 to 18 May 1874	7	34		
	16	43		
Less 4 yrs interest	2	16		
				14 27
Amo. due R. F. Dillard & C. L. Cocke Admrs of W. T. Pate. due 20 Mch 1861	22	50		
Int to 18th May 1874	17	76		
	40	26		
Less 4 yrs int.	5	40	34	86
			# 204	86

Recapitulation

Due G. H. Fogg	10	96
" R S Pope &	144	77
" J. S. Barham	14	27
" R F Dillard & C S Cocke adm'rs W T. Pete	34	86
	℔204	86

Respectfully Submitted
James R Tyler
Com:

Commissioners Office
Jerusalem April 24th 1874

To the Circuit Court of Southampton County

Pursuant to a decree of the Circuit Court of Southampton County. rendered at the February Term 187 in a suit in chancery pending in said court. between David H. Thomas Guardian of Mary E & John P. Bland and Geo. W. Vicks Adm'r and Committee of Richard M. Cain dec'd and others, the undersigned one of the commissioners of the said court to whom was referred for settlement the following decree. That a Commissioner of this court ascertain what debts remain unpaid and due by Richard M. Cain dec'd and make report to court &c. reports to the court; that on the 15 day of Apl last. he issued notices against the several parties aforesaid requiring them to attend the settlement of the said accounts. before him at his said office on the 1st day of May. which was returned to his office duly acknowledged. That the parties, [illegible] aforesaid appeared (by attorney) before his Commissioner in obedience to said notice and he thereupon examined stated and settled the foregoing accounts up to the 18 day of May 1874. and on that day finds the amo. of debts due to be ℔204. &c. including interest as to the Commissioner reports specially. that he allowed an abatement of Four years interest. (which on the account) the Assembly of Virg. passing an act to that effect. The Commissioner further reports to the court that after the completion of the said accounts 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

On demand with Interest from date
we or either of us do owe and
promise to pay or cause to be
paid unto Amos S. Pope Guardian
The just and full sum of Three
hundred and forty two dollars for the true
payment of which we bind
our selves our heirs firmly by
these presents witness our hands
and seal this 25th day of April
1861

Eighteen hundred &
sixty one.

Richard M. Carr [Seal]
Wm B. Pope [Seal]

Claudo Gov

v Z Co: Denver

Carro adm

Southampton Circuit Court November Term 1867.

David N. Thomas guardian of Mary E. and John R. Cleaud, Plff:

against

George W. Vick Sheriff and as such administrator of Richard M. Carr, dcd. Sarah J. Carr, John R. Carr, Alexander Knight, and Catherine T. Knight his wife, Daniel Carr an infant and Martha Carr an infant, the two last by L R Edwards their Guardian ad. litem. — In Chancery

Defts.

This day this Cause came on to be heard on the bill taken for confessed as to George W. Vick Sheriff and administrator of Richard M. Carr, dcd. Sarah J. Carr, John R. Carr, Alexander Knight, and Catherine T. Knight his wife, and the answer of the two infant Defendants Daniel Carr and Martha Carr by L R Edwards their guardian ad. litem with general replication thereto by the Plaintiff, exhibits filed &c and was argued by Counsel, On Consideration whereof, the Court doth adjudge, Order and decree, that George W. Vick late Sheriff and as such administrator of Richard M. Carr, dcd. State an account of his transactions as administrator of the said R. M. Carr, before one of the Commissioners of this Court, taking any account heretofore settled by him in the County Court as prima-facie correct, liable to be surcharged and falsified by any of the parties interested, who is also directed to inquire and report if the said administrator has made any investment of his intestates funds and if so in what Manner and by whose authority it was done, who will also take an account of the debts now outstanding against the Estate of R. M. Carr, and also an account of the actual and annual Value of all the real Estate whereof the said Carr died seized and possessed, Subject to widow Sarah J. Carr's dower, all of which accounts the said Commissioner will examine, State and settle, and report to the Court with any Matters Specially Stated deemed pertinent by himself, or which may be required by any of the parties to be so Stated. —

A Copy

Test L R Edwards Cl

the Seventy dollars ($70.00) for rent of the said Real Estate for the year 1872, so soon as the same fall due, by suit if necessary, and after paying such other costs as may have legally accrued hereafter, to pay over the nett balance ratably to said Creditors as before indicated and report to this Court.

Thomas Gill et al Claimants
vs
Harris & Deveree
Admr et al

Entered June Term 1872

To be entered

Yeatman.

Thomas, Guardian of Clands
vs E Deree.
Carr's Admr &c

This Cause came on this day to be heard again
on the papers formerly read, the report of
Comr Vick this day filed by leave of Court
and the Court confirming said report
doth adjudge order & decree that a
Commissioner of this Court take
another account of the fee simple value
and annual rents & profits of the all real
estate of which Rich.d M. Carr died
seized & possessed, and the said Com
missioner is further ordered to report
whether said real estate is capable
of being divided and sold in par
cels for the purpose of paying
the debts due according to Comr
Howard's report to Thomas Guard.n of
Clands and Wm B. Shands

And the said Geo. W. Vick special
Commissioner heretofore appointed is ordered
to pay out ratably the nett balance of $115.62 cts in his hands,
after defraying all expenses legally and
properly accrued in this Cause up
to this time ~~first paying~~ including a fee of twenty
five dollars to Jno. D. Kindred Esq to the
said Creditors to wit Thomas Guard.n of Clands
and Wm B. Shands or their assignees ra
tably, according to the report of Comr
Howard filed in this Cause, and further
the said Vick Comr is directed to collect
forthwith

1

Thomas Jno. & Clarke

vs 3 Decm

Canadian mail

Act. Co. 1867

To be entered

R. K. B.

Thomas guardian &c Clands
vs
Carr &c Defts

This day this cause came on to be heard on the bill taken for confessed as to Jorge W Dick shriff and administrator of Richard M Carr dec'd, Sarah J Carr, John R Carr, Alexander Knight and Catharine J Knight his wife and the answer of the two infant defendants Daniel Carr and Martha Carr by L. K. Edwards their guardian ad litem with general replication thereto by the plaintiff, exhibits filed, and was argued by counsel on the consideration whereof the court doth adjudge, order and decree, that Jorge W Dick late shriff and as such administrator of Richard M Carr dec'd settle an account of his transactions as administrator of the said R. M. Carr before one of the commissioners of this court taking any account heretofore settled by him in this county court as prima facie correct liable to be surcharged and falsified by any of the parties interested who is also directed to inquire and report if the said administrator has made any investment of his intestates funds and if so in what manner and by whose authority it was done, who will also take an account of the debts now outstanding against the estate of R. M Carr, and also an account of the actual and annual value of all the real estate whereof the said Carr died seized and possessed subject to widow Sarah J Carr's dower, All of which accounts the said commissioner will examine, state and settle and report to the court with any matter specially stated deemed pertinent by himself, or which may be required by any of the parties to be so stated

Claudi Rhea
et 3 Heirs
Carri Adm'rs

July Term 1813

To be entered
J. Worthington
Judge

Claudi Eden

vs Eq. decree.

Carrie Adams &c.

This day this cause came on to be further heard on the papers formerly read, the report of Commr Briggs, filed Jany 20. 1873, and the petition of Geo. W. Vick filed July 29. 1873, and was argued by Counsel. On consideration whereof the Court, confirming said report, to which no Exceptions have been filed, doth adjudge order & decree that the sale of real Estate therein reported be declared final & binding, and the Court doth further decree that in the list of debts to be paid out of the balance now in the hands of W.O. Briggs Commr, the debt due G.W. Vick, amounting to $298.93 due Jany 1. 1873 be included -; and that he receive his share of the said balance.

legally qualified guardian. and the Court doth further order the said W.W. Briggs Sheff. & Comr aforesaid, to execute to said Alexander Knight a deed with special warranty, for the land purchased by him under proceedings had herein, when he shall have paid all three of his Bonds as aforesaid, which he may do at any time before the same shall become due, and said W.W. Briggs, Sh. & Comr aforesaid will make report to Court—

Clerk's fees
$ Items N.

Lewis' adm

1879
June Cir. ct
Decree to collect
Deposit & make Deed
& be returned,
Geo. T. Sloan C.C.

Bland pltf

v.

Carr adm'r

This cause came on this Day to be again heard & the report of Com'r Tyler, made pursuant to the decree made herein at the July Term 1874 of this Court - to which report there is no exception now argued by Counsel: On consideration whereof, the Court doth confirm the said report & doth adjudge, now and decree that Wm. Briggs Sheff. & Com'r. recive of the Clerk of this Court (who are deliver the same to him, on his leaving a receipt therefor,) the three Bonds of A. Knight, & Benja F. Knight $231.65 each filed in this cause & collect the same as they may become due, & pay the proceeds as follows - first pay any costs that may remain unpaid; and then pay the several debts named in Com'r Tyler's said report, to wit: To Rev. H. Toss $10.96 with Interest from the 18 May 1874; To R. S. Pope assignee of David H. Thomas pltf of Mary E. & Mrs. P. Bland $144.77, with Interest from the 18 May 1874; To J. L. Barham $14.29 with Int. on $9.09 part thereof from 18 May 1874; To R. F. Dillard & C. L. Cocke admrs of M. T. Pate dec'd. $34.86 with Interest on $22.50 part thereof from the 18 May 1874 till paid; & the residue pay equally to the said John R. Carr, Catharine T. Knight, Dannie Carr, & Martha Carr - the amounts to be paid to any who are under twenty one years, to be paid to their

Clauson for
Pl

Cam adv

1874

Def. Decree

to be entered

Geo Blow

1874 Feb. 28:

In consent of this

Decree.

John R Kelly atty

for Pltfs & Richd Lee

Cam. dec

G. W. Vick

W. B. Prince

Thomas Guardian of bland

v.

Carr adm

This cause came on this day to be again heard on the papers formerly read & on the petition of J. L. Barham & R. F. Dillard & Chs. L. Locke adms of W. J. Pate dec'd, and was argued by Counsel:

On consideration whereof the Court doth, by consent of parties adjudge order & decree that a Master of this Court ascertain what debts remain unpaid due by Richd. W. Carr dec'd, and make report to Court, and it also appears that the claim of Geo. W. Vick heretofore filed in the cause is withdrawn & that he is to assert no claim against said estate & that no claim is to be asserted against him,

Claudi Gon

v Copy decree

Carri adma

Southampton Circuit Court, June Term 1874.

D. H. Thomas Guardian of Mary E. and John E. Eldridge — Plaintiffs

against

Geo. W. Vick late Sheriff and as such adm'r of Richard M. Carr dec'd. & others — Defendants

In Chancery

This Cause came on this day to be again heard on the Report of Commissioner Tyler made pursuant to the decree made herein at the February Term 1874, of this Court, to which report there is no Exception and was argued by Counsel, & Consideration whereof the Court doth confirm the said Report, and doth adjudge, Order and decree, that Wm. H. Briggs Sheriff &c Commissioner receive of the Clerk of this Court, who will deliver the same to him on his bearing receipt therefor, the three Bonds of B. F. Knight & B. F. Knight of $231.66 each, filed in this Cause, and collect the same as they may become due, & pay the proceeds as follows; first pay any Costs that may remain unpaid, and then pay the several debts found in Commissioner Tyler's said Rep't to wit, To Geo. H. Trogg $10.96 with interest from the 18th May 1874, To R. A. Pope Assignee of D. H. Thomas Guardian of

Mary E. ~ John S. Cland $ 1444.77 with interest from the 18th of May 1874, to J. L. Barham $ 14.72 with interest on $ 9.09 part thereof from 18th of May 1874, to R. T. Dillard and C. L. Cocke Attorneys of M. T. Pate dec'd $ 34.81, with interest on $ 22.50 part thereof from the 18th of May 1874, till paid, and the residue pay equally to the said John R Carr, Catharine T. Knight, Daniel Carr & Martha Carr, the amounts to be paid to any adult and under twenty one years to be paid to their legally qualified Guardians, and the Court doth further Order the said Wm M. Briggs Sheriff and Commissioner aforesaid to execute to said Alexander Knight a Deed with Special Warranty for the land purchased by him under proceedings had herein when he shall have paid all the & his Bonds as aforesaid, and which he may pay at anytime before due, if he shall so elect, and said W. M. Briggs Sheriff and Commissioner aforesaid, will make report to Court.

A Copy

Clks Costs $ 7.68. Paid S.R.C. Teste James R Tyler, D.C.

Com Tyler 10.00

Retain for future clks Costs $ 2.32 - paid S.R.C.

Rec August 20th 1874 of Wm M Briggs Commissioner in the Chancery Suit of Clands Guardian against Carr's adm's & others, Eleven & 13/100 dollars in full of amount due me for above directed & one Hundred & forty Six & 94/100 dollars & fourteen & 94/100 dollars & thirty five & 20/100 dollars.

Robt S. Pope

A Burkham

L B Prince atto

for Peter Adams

To Amt Collected from Alx Knight
on his three bonds & Int To August 20th 1874 $469.46

By Amt of debt & cost paid by direction by said decree 233.21

Bal due the four Ests $236.25

$134.06

Rec'd August 20th 1874 of W. W. Briggs Commissioner in the Chancery Suit of Thomas Guardian & against Carr's Admr's & others, One Hundred & thirty four 06/100 dollars in full Amount directed to be paid us by said decree, it being our portion of Sale of R. M. Carr's real Estate after paying debts

A Knight in right of my wife Catharine, & assignee of John R Carr & as Guardian for Richard D Carr & Agt for Martha R Carr's

231.63 0 1/2

231.63 6

13900 2

12 1085 03

1.15 1158 3

57 22.00 8 6

295

233

6 1/2

Olands Gon

3 Copy Decree

Canvas adm

Southampton Circuit Court. May Term 1872.

Thomas Guardian &c Chandler Pltff.
against
Carr's Admr &c Defts. In Chancery

This cause came on this day to be again heard, on the papers formerly read, the Report of Commissioner Dick, this day filed, by leave of Court, and the Court confirming said report, doth adjudge, Order and decree, that a Commissioner of this Court take another account of the fee simple value and annual rents & profits of all the real Estate of which Richard M. Carr, died seized and possessed; and the said Commissioner is further ordered to Report whether said real Estate is capable of being divided and laid off in parcels, for the purpose of paying the debts due according to Commissioner Howard's Report to Thomas Guardian of Chandler and Wm B. Chandler. And the said Gen. W. Dick, Special Commissioner, heretofore appointed, is ordered to pay out ratably the nett balance of $115.62 Cents, in his hands after deducting all expenses legally and properly accrued in this Cause, up to this time, including a fee of twenty five dollars to John J. Kindred, Attorney, to the said Creditors, to wit; Thomas Guardian &c Chandler and Wm B. Chandler or their assigns ratably, according to the report of Comr. Howard, filed in this Cause, and further the said Dick Commissioner is directed to collect forthwith the Seventy dollars, ($70.) for rent of the said real Estate for the year 1872, so soon as the same falls due, by suit if necessary, and after paying such other costs, as may have legally accrued hereafter, pay out the nett balance ratably to said Creditors as before indicated, and report to Court.

A Copy

Test James R Sykes, Clk.

Thomas Jun of Clarke

vs 3 Deeds

Writ of Sheriff Venditioni

May Co. 1868.

To be entered

R. H. Baker

Thomas Gr of Clarke
vs 3 3 Decm
Richd Shiff &c als

This day this cause came on again to be heard on the Reports formerly made and to which no exceptions have been filed the report of commissioner Howard made pursuant to a decree of this court entered at the November term 1867 and was argued by counsel On consideration whereof the court doth adjudge order and decree that the said report be confirmed, and it appearing from the said report that the annual profits of the lands whereof Richard M Carr died seized and possessed subject to the widows dower will pay all the debts outstanding against the estate in five years The court doth further adjudge order and decree that unless John R Carr, Catharine L Carr, Daniel Carr, Martha Carr, Alexander Knight and Catharine S Knight or some one for them shall pay the debts proved against the estate amounting to the sum of $5357.38 cts and the costs of this suit by the 1st of January 1869, then the sheriff of Southampton is directed to take possession of the two tracts of land one containing 335½ acres and the other 113½ acres whereof the said R. M. Carr died seized and possessed and out the same out subject to the widow Sarah A Carr's dower, until the said debts and costs shall have been paid and then deliver the said lands up to the aforesaid heirs at law and report to the court in order to a further decree

In County Court of Sullivan Co. —
November term 1872

Leland's guardian
vs
Carr's Adm^r & others

This Cause was this day again heard on the papers formerly read & on the Report of Commissioner Sibrell now filed by leave of Court to which there being no objection the said Report is hereby confirmed, and was argued by Counsel.

On Consideration whereof the Court, referring to the said last-named Report of Commissioner Sibrell & the Report of Commissioner Vickers filed in this Cause at the last May term of the Circuit Court being of opinion that the annual rents & profits of the real estate of which the said Richard M. Carr died seized & possessed, subject to his widow's dower, which has been assigned, are insufficient to pay the debts which have been proved against the estate of the said Richard M. Carr according to the Report of Commissioner Howard, within five years — the Court doth adjudge, order & decree that Wm W. Biggs Sheriff of this County, be & he is hereby appointed a Commissioner for that purpose, & that he sell, at some proper place in

the County at auction after reasonable notice the tract of land of which the said R. M. Learn died seized & possessed, supposed to contain 64 9 acres more or less — the whole to be sold subject to the said widow's dower therein — on the following terms, to wit sufficient in cash to pay the expenses of this suit that may be still unpaid, including a fee of thirty dollars to Jno. S. Kinard Attorney, & take bonds from the purchaser for the residue in three equal, annual installments, with good security, bearing interest from date; retain the title till the whole purchase money is paid; ~~and the deed~~ and report to Court.

Clauds's Guardians
vs
Learn's Adm'r &c
Decree
November '72
To be entered
W. M. Bynum

Thomas Guardian of Claud
vs
Carr's adm'r &c

Decree

November term '72

To be entered

Geo. Rives D.

Thomas Guardian &c

vs

Carr's adm^r & others

By Consent of parties

On motion of the Plaintiff it is ordered that this suit be removed to the County Court of this County for further proceedings to be had therein

Claudius
&

Carmina adhuc
inedita
1874
Ed. Ad. Gerber et
Julius Dicae
Gies. Blos

Clark &c.

v.

Carr &c. &c.

This cause came on this day to be again heard on the papers formerly read and on the report of W. W. Briggs Comr made pursuant to the decree of this Court of the June Term 1874 — to which report there is no exception — and was argued by Counsel: On consideration whereof the Court doth confirm the said Report & doth adjudge and decree that the proceedings had in this cause be confirmed & made final & binding between the parties, and nothing more remaining to be done in the cause it is ordered that the same be removed from the docket.