

1877-02

Southampton County Chancery.

Asylum, Eastern Lunatic vs Stephenson-
Martha K.

settlement of inmate's debts

by: The President and
Directors

Barrett, Eugene C.
(Committee & G.A.L.)

President directors &
of the E. L. Asylum

or 3 Bill
Exhibits

E. C. Barnett Com
of M. K. Thompson

1875 January Rules

To the Honorable George Blow judge of the circuit
Court of Southampton County in Chancery sitting

Cometh complaining your Orators the
President and directors of the Eastern Lunatic
Asylum of Virginia shew unto your Honor
that at the October term 1874 of the circuit
court of Southampton they obtained a judgment
against Eugene C. Bant as committee of Martha
K. Stephenson for the sum of \$1837.84⁰⁰ for
board maintenance and medical attention in
the Eastern Lunatic asylum of Virginia from
March 7th 1867 to July 1874 on which execution
has issued and been returned no assets all of
which will more fully appear by certified copies
of the said judgment and execution herewith
filed marked exhibits A & B and prayed to be
taken as parts of this bill

Your complainants shew and charge further
that all the said Martha K. Stephenson states
both real and personal is liable for this debt
and judgement and that the only estate of
which they are advised she is possessed is two
hundred acres of land lying in Southampton
County, your orators state further that the
said M. K. Stephenson has been a lunatic
from her nativity that she is now well
advanced in years and in all human

probability will be a charge on the state for
her life that she has never been married
and is childless and that the state should
have what she has or at least what she owes
for her maintenance and support

In further consideration whereof and inasmuch
as your orators are without relief at law and
only entitled to relief in a court of equity
where such matters are peculiarly cognizable
they therefore pray that Eugene C. Barnett
both as committee and guardian ad litem
of Martha & Stephenson may be made a party
defendant to this bill and that the court
would compel him as full and perfect
answerer to the allegations therein contained
as if ~~they~~ ^{he} had been summoned more fully and
specially interrogated and that the court
direct a commissioner of this court to
enquire into the actual and assessed
value of all the real estate of which
Martha & Stephenson may be seized and
proprietor and all the judgments which have
been obtained against him and docketed
stating their priorities and dignity, and if
upon the coming in of the said reports it
should appear that the rents and profits of
the said Martha & Stephenson's land will
not pay the same in five years, then

that the court would decree her lands
to be sold for that purpose and that the
court would grant such other and general
relief the premises considered as equity
may dictate and the nature of their case
may require and as in duty bound your
orators will ever pray

Shanes p. 9.

The Commonwealth of Virginia

To the Sheriff of Southampton County - Greeting;

We Command you that of the goods and chattels of Martha N. Stephens in or which may come to the hands of Eugene C. Darrill her Committee late of your bailiwick, you cause to be made eighteen hundred and ninety seven dollars eighty four cents which the President & Directors of the Eastern Genetis Asylum of Virginia lately in our Circuit Court of Southampton County have recovered against him as well for certain damages as for interest thereon, also the sum of nine dollars and 30 cents, which to the said President & Directors in the same Court were adjudged for their costs in that suit expended, whereof the said Darrill Committee is convicted as appears to us of record; and how you shall have executed this writ make known at the Clerk's Office of our said Court, at the rules to be holden for said Court on the first Monday in February next, and have them there this writ.

Witness, G. Edwards, Clerk of our said Court, at the Court. Given this 9th day of November 1874, in the 99th year of the Commonwealth.

A. C. J. J.

Teste, G. Edwards, Clerk.

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President & Directors Lunatic
asylum
to } Ex. with Bill

Stephenson's Comee.

Southampton Circuit Court October Term 1874.
The President and Directors of the Eastern Equative
Asylum of Virginia

against

Eugene C. Barrill Committee of Martha N.
Stephensons

Plaintiffs

In Case

Defendants

The judgment obtained at the Rules not having been set aside and the plaintiffs being now entitled to a final judgment, it is therefore considered that the plaintiffs recover against the defendant, Eighteen hundred and ninety seven dollars and eighty four cents, the amount of the account upon which this action is brought, and their costs by them abated their suit in this behalf expended - to be levied of the goods and Chattels of the said Martha N. Stephenson in or which may come to the hands of the said Eugene C. Barrill her Committee to be administered.

Attest

Teste, G. B. Edwards C. C.



Simatic Asylum
to 3 Copy Deeds
Stephenson's Committee

Durhampton Circuit Court, February Term 1875.)

The President and Directors of the Eastern
Legation Agency- Plaintiffs

against

E. C. Barrett Committee of Marston
W. Stephenson Defendants

In Chancery

This day this Cause came on to be heard on the Plaintiff's Bill taken for Complaint as to the Defendant E. C. Barrett Committee of Marston W. Stephenson and Exhibits filed therewith and was argued by Counsel; on Consideration whereof the Court doth adjudge, order and decree, that E. C. Barrett settle an account of his transactions as Committee of Marston W. Stephenson before one of the Commissioners of this Court, who shall also take an account of the Judgments which have been obtained against him as Committee of the said Marston W. Stephenson and distribute, with their priorities; and also an account of the actual and annual value of all the real Estate owned by the said Marston W. Stephenson and report the said accounts to Court together with any Matter Specially stated demanded pertinent by himself, or which may be required to be so stated, by any of the parties interested.

Attest
Jesse James R. Dyer V. C.

Lunatic Asylum
Sept

Septimus Committed

Commissary Taylor

1875 April 28th Ret^d

I acknowledge the receipt of
the within note
Edw. Smith.

COMMISSIONER'S OFFICE,

Jerusalem, Va., April 13th 1875

To E. C. Barrett Committee of Master K. Stephenson,

You are hereby notified that I have fixed upon the 15th day of April next, if fair; if not, the next fair day thereafter (Sunday excepted), to take and settle, at my office, the following

accounts, to-wit: 1st An account of the transactions of E. C. Barrett as Committee of Master K. Stephenson -

2^d An Account of the Judgments which have been obtained against him as Committee of the said Master K. Stephenson and docketed -

3rd An account of the actual and assessed value of all the real Estate, owned by the said Master K. Stephenson -

required to be taken, by a decree of Southampton ~~County~~ Circuit Court, rendered on the 12th day of February 1875, 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.

An account of the Judgments which have been obtained
against E. C. Barrett Committee of Master K. Steph-
-erson, and docketed in Southampton Circuit Court Clerk's Office.

date of
Judgment
1874.
Oct. Term
Master
Attorney
The President and Directors of the
Eastern Lunatic Asylum
against
Eugene C. Barrett Committee of
Master K. Stepherson,
Judgments for
Costs

\$1897 84

9 30

\$1907 14

Respectfully Submitted,
James R. Taylor,
Clerk in Charge

An account of the actual value, and assessed value, of
all the real Estate owned by the said Mortimer K. Stephenson,

One tract of Land containing actual value, Assessed value
One hundred and twenty seven acres,
in Southampton County, adjoining
the Lands of Sarah A. Stephenson,
and others.

\$400 00 \$25 00

Respectfully Submitted,

James K. Tyler,
Clerk in Chancery

Commissioner's Office
Jerusalem, April 27th 1875.)
To the Circuit Court of Southampton County,

Pursuant to the annual
decrees, the undersigned one of the Commissioners of this
Court, to whom was referred for settlement the follow-
ing accounts, to wit; 1st An account of the transactions
of E. C. Barnett as Committee of Mortimer K. Stephenson,
2^d An account of the Judgments which have been
obtained against him as Committee of the said Mortimer
K. Stephenson, and docketed.

3rd An account of the actual and assessed value of
all the real Estate, owned by the said Mortimer K.
Stephenson. Reports to the Court that on the 13th day of
April 1875, he issued a writ to said Barnett as Committee
of said Stephenson requiring him to attend the settlement
of the said account before him at his Office, on the 15th
day of April, which was duly acknowledged by said
Barnett, and he thereupon stated and settled the foregoing
accounts, and reports and Judgments in favor of the Estate
Luscatus Asylum for \$1907.14^{cts} including \$9.30^{cts}
costs. That the actual value of the land owned by said
Mortimer K. Stephenson is \$400.00 assessed \$25.00.

The Commissioner states specially to the Court that the said
Barnett as Committee of Mortimer K. Stephenson, has
never received or paid out any moneys belonging
to said Stephenson, he therefore has no account
to settle. The Commissioner further reports 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 decrees and writs and returns
returned him under my hand as Commissioner aforesaid,
the day and year first aforesaid.

Covers for \$5.00 chgs to Exrs.

James K. Tyler
Commissioner

Sanatic Asylum
to } Bond
Stephen's Office

Mr. W. Edwards, D.D.
Mr. W. Edwards, D.D.
Mr. W. Edwards, D.D.

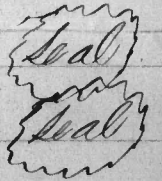
Know all men by these presents, that we, Wm^d Shands
and G. H. Vick are held and firmly bound unto the
Commonwealth of Virginia in the just and full sum of
six hundred dollars, to the payment whereof, well and
truly to be made, ~~we~~ bind ourselves, our heirs, executors
and administrators, jointly and severally, firmly by these
presents. And we hereby waive the benefit of our
homestead exemption as to this obligation.

Sealed with our seals and dated this 13th day of
November A. D. 1875.

The Condition of the above obligation is such, that
whereas by a decree of the Circuit Court of Southamp-
ton County in the Chancery suit therein pending in
which the President and Directors of the Eastern Lunatic
Asylum plaintiffs and Eugene C. Parvill both as a Committee
and Guardian of Martha K. Stephenson defendants rendered
at the November Term 1875 of said Court the above
bound Wm^d Shands was appointed Commissioner for certain
purposes in said decree mentioned. Now if the said
Wm^d Shands shall faithfully discharge the duties of his
trust under said decree and any other decree and any
other decrees which may be entered in said cause, then
the above obligation to be void, otherwise to remain in
full force and virtue.

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

Wm^d Shands
G. H. Vick



Southampton County, Circuit Court ^{clerk's office} November 15th 1875.
This bond was acknowledged by Wm^d Shands and G. H. Vick, whose
names are signed thereto and the said G. H. Vick made oath
that after the payment of his debts and all exemptions by
law except those waived within, is worth the penalty of the
said bond, Whereupon the said bond is admitted to record.

President & directors of
the C. L. Asylum

as 3 Decm

C. C. Barnitt Comtee
of M. K. Asylum

Feb. Term 1875

to be entered

Geo. T. Slon.

President and director of the E. L. Asylum
on 3 Decr

E. C. Barnett committee of Martha K. Stephenson

This day this cause
came on to be heard on the plaintiffs bill
taken for compense as to the defendant E. C.
Barnett committee of Martha K. Stephenson
and exhibits therewith the filice and was
argued by counsel, on consideration whereof
the court doth adjudge, order, and decree
that E. C. Barnett settle an account of his
Transactions as committee of Martha K.
Stephenson before one of the commissioners of
this court, who will also take an account
of the judgements which have been obtained
against him as committee of the said M.
K. Stephenson, ^{and docketed} with their priorities and also
an account of the actual and annual
value of all the lands owned by the
said M. K. Stephenson and report the same
accounts to court together with any matter
specially stated deduce pertinent by himself
or which may be required to be so stated
by any of the parties interested

Eastern Lunatic Asylum

by J. D. Pierce
Stephenson.

Nov Term 1876

To be entered

Geo. Blow

Eastern Lunatic Asylum

vs ³

Stephenson

Deere

This day This cause
came on again
to be heard on

the papers formerly made and the report of
Wm B Shandas commissioner ^{made} in pursuance
to a decree of this court entered at the
November Term 1875 and to which report
no exceptions have been filed and was
argued by counsel On consideration
whereof the court doth adjudge order and
decree that the said report be confirmed
and that Wm B Shandas withdraw from the
papers in this cause a bond for \$202.33 cts
executed by James D Smith & C Bishop
and due the 20th of June 1876 and collect
the same and pay it over to the Eastern
Lunatic Asylum of Virginia and
report to court returning his receipt
along with his report

Eastern Lunatic Asylum

22 3 Dec 1878

Thompson's Committee

To be entered

New Term 1878 ^{Geo. Blod}

President & Directors of E. L. Asylum

as 3 Decr
Stephenson Committee

This day this cause came on again to be heard on the papers formerly read and the report of Commissioner Tyler made pursuant to an order of this court entered at the February term 1875- and to which report no exceptions have been filed and was argued by counsel. On consideration whereof the court doth adjudge order and decree that the said report be confirmed and it appearing from the said report that there are no effects in the hands of her committee E. C. Barrett and that the rents and profits of Martha K Stephenson's land will not in five years pay the judgment due the Eastern L Asylum of Virginia, Therefore the court doth adjudge order and decree that Wm B Shuman who is hereby appointed special commissioner for that purpose shall after having given at least twenty days notice of the time and place of sale at Jerusalem by public advertisement proceed to sell at Jerusalem on some court day at public auction to the highest bidder the tract of land containing one hundred and twenty seven acres belonging to Martha K Stephenson for one third cash and balance on a credit of six and

eighteen months and in two equal instalments
taking from the purchase bond with
approved security carrying interest from
date of sale ^{of sale} and retaining the title until the
further order of this court and after paying
the costs of this suit pay the balance of
the money in hand to the Eastern Lunatic
Asylum of Virginia and report his proceedings
to court. But the said commissioner shall
not proceed to act under this decree until
he shall have executed in the clerk's office
of this court a bond in the penalty of
six hundred dollars with sufficient
security conditioned for a faithful
performance of this and any other decree
which may be entered in this cause.

Eastern Lunatic Asylum

as 3 Decr

Chapman

May Term 1877

To be entered

Geo. Blood.

Eastern Lunatic Asylum

Dec 3

Stephenson

This day this

cause came on

again to be heard on the papers formerly
made and was argued by counsel on
consideration whereof the court doth
adjudge order and decree that Mr
B. Stearns withdraw from the papers in
this cause a bond for \$202.33 is
executed by James L Bishop and John B
Bishop and on the 20th of June 1877
executing his receipt therefor to the clerk
and after collecting that and the one he
already holds make a deed with specific
warranty to James L Bishop for the tract
of land containing one hundred and
twenty seven acres of land formerly owned
by Matthew K Stephenson and pay all
own to the Eastern Lunatic Asylum
and return his receipts along with
his report in order to a further decree

Eastern Lunatic Asylum

as 3 Decr

Thompson

Nov. Idem 1877

To be entered

Geo. Blod.

Eastern Lunatic Asylum

vs 3
M. R. Stephenson

Deere

This day this cause
came on again to
be heard on the

papers formerly made and the report of
Wm B Shanas special commissioner
made pursuant to a decree of this
court entered at the May term 1877
and to which report no exceptions
have been filed and was argued by
counsel On consideration whereof
the court doth adjudge, order, and
decree that the said report be confirmed
and it appearing to the court that there
is nothing further to be done in
this cause it is ordered that the same
be removed from the docket

May 30th 1877 Received from J^{ms} B Shands
Commissioner the sum of \$28.98cts in
full of amount received for sale of
M. K. Stephenson's land in case of Eastern
& Ogden vs Stephenson

J^{ms} B Shands
Attorney for Plaintiff

Receipt
from

Mrs J. J. Shanks

\$428.98 cts

Memorandum
for
Columbia

41

1877

15.00

PR Edwards

W. B. Sands

1877

3.50

L. R. Edwards

Dr.

1875.

To J. E. SEBRELL, Treasurer Southampton County,

To 127 Acres of Land, value \$ 559

“ Property, &c., value . . . \$

“ Capitation Taxes, ...

" Tickets, . /

Five per cent for collection, ...

Received payment, 20 day of

State Tax, at 50c. on \$100.		County Levy. at 45c. on \$100.		SCHOOL TAX. County, at 2½c. on \$100.		District, at 7½c. on \$100.		TOTAL TAX.	
2	80	2	52	13		42	5	87	

104

6.87

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Smithampton Circuit Court November Term 1875.

The President and Directors of the Eastern Lunatic Asylum vs.

against

Eugene C. Parrott both as committee and guardian ad litem of Marietta
St. Stephenson

In Chancery

Def.

This day this cause came on again to be heard on the papers
formerly read and the report of Commissioner Tyler made pursuant to an order
of this Court entered at the February term 1875 and to which report no exceptions
have been filed and was argued by Counsel. On consideration whereof the Court
doth adjudge order and decree that the said report be confirmed; and it
appearing from the said report that there are no effects in the hands of her
Committee E. C. Parrott and that the rents and profits of Marietta St.
Stephenson's land will not in five years pay the judgments due the
Eastern L. Asylum of Virginia. Therefore the Court doth adjudge,
order and decree that Thos. D. Shands who is hereby appointed special
Commissioner for that purpose shall after having given at least twenty
days notice of the time and place of sale at Jerusalem by public
advertisements proceed to sell at Jerusalem on some County Court day at
public auction to the highest bidder the tract of land containing one
hundred and twenty seven acres belonging to Marietta St. Stephenson for one

third cash and balance on a Credit of ^{two} and eighteen months Credit two equal instalments taking from the purchaser Bonds with approved security carrying interest from day of sale and retaining the title until the further order of this Court and after paying the costs of this suit pay the balance of the money in hand to the Eastern Sematic Asylum of Virginia and report his proceedings to Court. But the said Commissioner shall not be forced to act under this decree until he shall have executed in the Clerk's Office of this Court a bond in the sum of six hundred dollars with sufficient security conditioned for a faithful performance of this and any other decree which may be entered in this cause.

A Copy

Clerk	\$8.58	paid L.R.O.	Debt, M. Edwards & Co.
Sh.	50	pd	
Com. Tyler	5.00	paid L.R.O.	
Saw &c.	16.50	pd	
	<u>130.58</u>		

Sematic Asylum
 to { Clerk's Office
 Stephens's Committee

Report of Mr. B. Shanks
Special Commissioner

1877 May 30th

The Undersigned Commissioner begs
leave to report that in obedience to an
decree of The circuit Court of
Southampton ordered at the May term
1878 he withdrew the bond for \$202.33^{cts}
against James L Bishop and that he
received the sum of \$447.05^{cts} principal
of bond interest and costs of suit
and paid out the sum of \$18.07^{cts} Taxes
and tickets and paid over the Balance
\$428.98^{cts} to Wm B Shames the attorney
for the Eastern Lunatic Asylum as will
appear by his receipt herewith filed
And the Commissioner Reports further
that James L Bishop having paid
all the bond in full as directed he
made to him a deed with special
warranty for the one hundred and
twenty seven acres of land formerly
owned by Matthew K Stephenson all
of which is Respectfully Submitted
By

Wm B Shames
Special Commissioner

Eastern & Asylum

Stephenson

Commissioner's Report

The undersigned Commissioner has
leave to report that in obedience to a decree
issued at the November 1875 of this court
after having advertised in the manner
thence directed he did at Jerusalem
on the 20th of Decr 1875 - that being county
court day sell at public auction to the
highest bidder the tract of land containing
one hundred and twenty seven acres
belonging to Martha K Stephenson for the
sum of \$507 and James E Bishop
became the purchaser and as directed
one third was paid in cash to the
sum of

\$ 202.^{cts} 33

And he paid costs as follows \$ cts

Clerks tickets 8.^{cts} 58

Shriffs ticket 30

Auctioneer 5.^{cts} 00

Commissioner Tyler 5.^{cts} 00

Attorneys fee 21.^{cts} 50

Commissioners on \$507 at 5% payment 21. 14 61.^{cts} 72

Leaving a Balance of cash on hand of 140.^{cts} 51

Which he has paid over to the plaintiff ^{Commissioner} The

Eastern & Asylum as will appear by

its receipt herewith filed; And he also

returns the two bonds of \$202.33 cts each

for the defunct payments with his report

All of which is respectfully Submitted by

Wm B Shanas Commissioner

May 23^d 1877 Received from the clerk of the
Court a bond for \$202.33⁰⁰ dated 20th Dec
1875 - due 20th June 1877 and executed by
James L Bishop and Seth H Bishop Es.
Wm B Shands

Wm B Shands

91

Easton & Anglin

413

Wilmington

Commissioners Report
of land sale

1876 January 21st Rd

atty for J.H.H.

Commissioners

Wm B Shands

1876 Dec 4. Received of the clerk of the Court and returned with
this report due 20th June 1877. under date of 20th June 1876.

Executed by delivering Ed Barrett
a copy of this Summons on the 1st day
of January 1875

W. W. Briggs shff

Eastern Surety Association
to Edmund C. Briggs
Shippensburg Penna
1875 January 18th

The Commonwealth of Virginia,

To the Sheriff of Southampton County---Greeting :

WE COMMAND YOU TO SUMMON

*Eugene C. Barrett Committee of Martha
H. Stephenson*

if *he* be found within your bailiwick, 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 *January next to*

*answer a bill in Chancery exhibited against him in our said Court by the
President & Directors of the Eastern Lunatic Asylum of Virginia*

And have then there this Writ.
the Court House, this *15th*
year of the Commonwealth.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at
day of *December* A. D. 1874, in the *99th*

L. R. Edwards

Receipt
from

Wm B Shames

duy for E. L. Asylum

for

\$140.11 cts

Journals Day 3rd 1874

Received from Mr B Shanes Commission
to see Mr. K. Thompson and \$140.00
for the Eastern Lunatic Asylum of
Virginia

Mr B Shanes
attorney for E. L. Asylum

51- 83
President & Directors
Eastern Lunatic Asylum
& } Stat: Rules
Stephenson's Commr.

1877. November.

In Southampton Circuit Court

The President & Directors of the Eastern Lunatic Asylum of
Virginia

against
Eugene W. Barrett both as Committee and guardian ad litem of
Martha W. Stephenson.

1874 December 15. Summons issued

1875 January Rules. Bill filed. D. Wisi v. Barrett Commr

" February " Bill taken for Confessed as to Deft. Barrett Commr
& Cause set for hearing as to him -

" " T. Decree for account

" Nov " Decree for Sale

1876 Nov " Decree to Collect &c

1877 May T. Decree to Collect &c

" Nov " Report - Removed from the Docket