

1877- 13

Southampton County - Chancery

Jelke, Nathan J. to Jelke, Ann. Adm.

"To Settle Judgment"

James E. Schrell  
Adm. & et.

Ann Jelke

70  
Silks

v { Papers

Silks adm<sup>or</sup>

1877 May Term

Jelks

as { Bill  
3 Exh. 100  
Jelks adm.

1894 April Rules.

To the Honorable George Blow judge of the  
circuit court of Southampton County in  
chancery sitting

Humbly complaining your orator Nathaniel  
J. Selks who sues for himself and all the  
other creditors of Ann Selks who will come  
in and bear their share of the costs of this  
suit sheweth unto your Honor that some  
time in the year 1873 Ann Selks departs this  
life leaving considerable personal estate  
and intestate and that at the January county  
court of <sup>1874</sup> Southampton James E. Selck  
qualified as her administrator giving bonds  
in the sum of \$1000 all of which  
will more fully appear by a certified  
copy of his qualification herewith filed  
marked A and prayed to be taken as a  
part of this bill

Your Orator states and charges that  
Ann Selks who was also his mother and  
with whom he lives and for whom he farms  
was indebted to him in the sum of  
five hundred dollars as will appear by  
his account herewith filed marked B and  
prayed to be taken as a part of this bill  
for work and labor done and received  
at her special instance and request from

The beginning of the year 1869 to the end of the year 1873 which was more paid in her lifetime or by her administrator since her death.

Your Orator states and charges further that since Ann Selks death he has applied to the administrator James E. Selrell for payment of his debt and he has declined to do so alleging that <sup>he</sup> knows nothing of the justice of his demand and that if it is all right he can settle no demand until he ascertains the indebtedness of the estate and for that purpose he prays that a creditors bill should be filed in order that he may be safe in paying out the assets in his hands by a decree of the court.

In tender consideration whereof and inasmuch as your orator is without adequate relief at law and only entitled to full relief in a court of equity where such matters are peculiarly cognizable he therefore prays that James E. Selrell administrator of Ann Selks may be made a party defendant to this bill and that the court would compel him as full and perfect answer make to the allegations therein contained as if he had been thereunto more fully and

specially interrogated; and that the court would by its decree direct that James E. Selrell settle an account of his transactions as administrator of Ann Selks died before one the commissioners of this court who will also take an account of all the debts outstanding against her estate and upon the coming in of the said reports direct the payment to your orator of his debt in full or pro rata as the state of the assets may be, and that the court would grant such other and general relief as equity may dictate and the nature of his case may require and as in duty bound your orator will ever pray me.

Shanas J. G.

Ann Jelks, To A. T. Jelks, Dr

|          |                            |    |     |    |
|----------|----------------------------|----|-----|----|
| 1869. To | Services rendered on farm, | \$ | 100 | 00 |
| 1870 "   | Services rendered on farm, |    | 100 | 00 |
| 1871 "   | Services rendered on farm, |    | 100 | 00 |
| 1872 "   | Services rendered on farm, |    | 100 | 00 |
| 1873 "   | Services rendered on farm, |    | 100 | 00 |
|          |                            | \$ | 500 | 00 |

Witness for Jelks W. B. Samson. Notary at  
Christon, Ohio Wm and Mary, Barkman

Jetho  
20-  
Jetho and Channing  
in  
Jetho

April  
1874  
offered Rules.

Executed by delivering James E.  
Schree a copy of this Summons on  
the 16<sup>th</sup> day of February 1834.

W. D. Briggs

# The Commonwealth of Virginia

To the Sheriff of Southampton County--Greeting:

WE COMMAND YOU to summon *James E. Sebrille* <sup>son of</sup> *Amos Jelks decd.*

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 *April* ~~March~~ next to answer a bill in Chancery exhibited against him in our said Court by *Nathaniel S. Jelks* who sues for himself and all the other Creditors of *Amos Jelks decd.* who will come in and bear their share of the Costs of this Suit.

And have then there this writ. Witness LITTLETON R. EDWARDS, Clerk of our said Court, at the Court-house, this *17<sup>th</sup>* day of *February* A. D. 187*4*, in the *98<sup>th</sup>* year of the Commonwealth.

*L. R. Edwards* CC

An account of all debts and demands against the Estate of Ann Jelks  
 dec'd. proved before me John A. Selwell a Commissioner in Chancery for the  
 Circuit Court of Southampton County, this 15<sup>th</sup> day of Sept. A.D. 1874, and Classified  
 according to priority.

| 4 <sup>th</sup> Class. |                                                                    |        |           |  |
|------------------------|--------------------------------------------------------------------|--------|-----------|--|
| 1869                   | An acct. due A. J. Jelks, latn in favor                            | 100 00 |           |  |
|                        | Out from Jan'y 1 <sup>st</sup> 1870 to Sept 15 <sup>th</sup> 1874. | 28 75  | 128 75    |  |
| 1870                   | An acct due A. J. Jelks latn in favor                              | 100 00 |           |  |
|                        | Out from Jan'y 1 <sup>st</sup> 1870 to Sept 15 <sup>th</sup> 1874  | 22 75  | 122 75    |  |
| 1871                   | An acct due A. J. Jelks latn in favor                              | 100 00 |           |  |
|                        | Out from Jan'y 1 <sup>st</sup> 1872 to Sept 15 <sup>th</sup> 1874  | 11 75  | 111 75    |  |
| 1872                   | An acct due A. J. Jelks latn in favor                              | 100 00 |           |  |
|                        | Out from Jan'y 1 <sup>st</sup> 1873 to Sept 15 <sup>th</sup> 1874  | 10 75  |           |  |
|                        |                                                                    |        | 110 75    |  |
| 1873                   | An acct due A. J. Jelks latn in favor                              | 100 00 |           |  |
|                        | Out from Jan'y 1 <sup>st</sup> 1874 to Sept 15 <sup>th</sup> 1874  | 4 75   | 104 75    |  |
|                        | Total amt due A. J. Jelks Sept 15 <sup>th</sup> 1874               |        | \$ 583 75 |  |
|                        | An acct due George James                                           | 38 78  |           |  |
|                        | Out from Jan'y 1 <sup>st</sup> 1874 to Sept 15 <sup>th</sup> 1874  | 1 84   | 40 62     |  |
|                        | An acct due Wm. H. Drury Co.                                       | 71 82  |           |  |
|                        | Out from Jan'y 1 <sup>st</sup> 1874 to Sept 15 <sup>th</sup> 1874  | 3 41   | 75 23     |  |
|                        | An acct due Wm. B. Westbrook                                       | 34 52  |           |  |
|                        | Out from Jan'y 1 <sup>st</sup> 1874 to Sept 15 <sup>th</sup> 1874  | 1 74   | 38 26     |  |
|                        | Total amt of Debt                                                  |        | \$ 737 84 |  |

Respectfully Submitted,

John A. Selwell

Commissioner

A Copy  
 Sent James R. Taylor J.C.

Levell's Report  
" receipts

To the Hon. Judge of Southampton Circuit Court:

The undersigned, Administrator of Ann Selks, deceased, begs leave to report, that in pursuance to a decree of the Southampton Circuit Court entered at the October term 1874, he has paid the balance found due by him by Commissioner Sebrell's report to the Estate of Ann Selks, to wit, the sum of Four Hundred and Eighty five dollars and seventy seven cents (\$485.<sup>77</sup>), to the following persons as shown by receipts herewith enclosed: viz:—

|                                      |   |                      |
|--------------------------------------|---|----------------------|
| Paid to L. R. Edwards Clerk          | ✓ | \$11.52              |
| " " W. W. Briggs, Shff.              | ✓ | 1.50                 |
| " " Mr. N. Sebrell, Com <sup>r</sup> | ✓ | 15.00                |
| " " W. B. Shands, Atty.              | ✓ | 31.00                |
| " " N. J. Selks, creditor,           | ✓ | 337.95               |
| " " Geo. W. James, "                 | ✓ | 23.20                |
| " " W. H. Drewry & Co                | ✓ | 43.50                |
| " " W. B. Westbrooke                 | ✓ | 22.10                |
| Total                                |   | \$485. <sup>77</sup> |

Respectfully submitted

James E. Sebrell, Adm<sup>r</sup>  
of Ann Selks, dec'd.

Received November 30<sup>th</sup> 1874 of Jas. E. Sebrell, <sup>adm<sup>r</sup> of Ann Selks died</sup> one & 50/100  
dollars in full of shff's cost.

W. L. Brown

Received November 30 1874 of Jas. E. Sebrell, Adm<sup>r</sup> of Ann  
Selks died fifteen dollars in full of my fee as Commissioner.

Received Nov. 17<sup>th</sup> 1874 of Jas. E. Sebrell, <sup>J. E. Sebrell</sup> Adm<sup>r</sup> of Ann  
Selks died thirty one dollars in full of my fee as Attorney.

Wm B. Thomas atty

Received November 28<sup>th</sup> 1874 of Jas. E. Sebrell, Adm<sup>r</sup> of  
Ann. Selks died Three Hundred and thirty seven dollars  
and ninety five cents in full of my part of balance due  
by J. E. Sebrell to the Estate of Ann Selks. N. Thos. Selks

Received November 30 1874 of Jas. E. Sebrell, Adm<sup>r</sup> of Ann Selks  
died, Twenty three dollars and twenty cents in full of my part of  
balance due by the said J. E. Sebrell to the Estate of Ann Selks.

George James

Received Nov 30<sup>th</sup> 1874 of Jas. E. Sebrell, Adm<sup>r</sup> of  
Ann Selks died forty three dollars and fifty cents in full  
of my part of balance due by the said Jas. E. Sebrell to  
the Estate of Ann Selks. W. H. D. receipt

Received Decr 22<sup>d</sup> 1874 of Jas. E. Sebrell, Adm<sup>r</sup>  
of Ann Selks died twenty two dollars and ten cents in  
full of my part of balance due by the said J. E.  
Sebrell Adm<sup>r</sup> to the Estate of Ann Selks.

Wm B. Thomas atty

Silk's  
w } State Rules.  
Silk's admor.

In Circuit Court Southampton County

Nathaniel T. Selks who sues for himself and all other creditors of Ann Selks who will come in and bear their share of the costs of this suit.

against  
James E. Sebrall administrator of Ann Selks dec'd.

1874 February 17. Summons issued

" April Rules Sumt. ret'd Executed - Bill filed. D. Nisi to Dft.

" May " Bill taken for Confessed cause set for hearing 8<sup>th</sup>.

" June Decree for Acct.

Sep 25. Rept.

" Oct 1. Decree for Sale

1877 May. Dismissed

Ilko

to } Copy decree

Ilko's adnor

Dorchester Circuit Court June Term 1874.

Nathaniel J. Felke who sues for himself  
and all other Creditors of Ann Felke deft  
against

James E. Sebrell assign of Ann Felke deft

This day this cause came on to be heard on the Plaintiffs bill  
taken for Confess as to the Defendants Jas E. Sebrell  
assign of Ann Felke decd- and the Exhibit filed and was  
argued by Counsel, on consideration whereof the Court  
doth adjudge, order and decree, that one of the  
Commissioners of this Court take an account of Jas E.  
Sebrell's transactions as assign of Ann Felke decd-  
also an account of all the debts outstanding  
against the Estate of the said Ann Felke with  
their dignity and report the said accounts together  
with any matters specially stated demanded per-  
taining by themselves or which may be required to  
be so stated by any of the parties interested,  
to this Court, in order to further decree.

A Copy  
Sister James R. Tyler D.C.

119

Jeeks

75 & Comr's report  
Jeeks & dnr

1874 Sept 25<sup>th</sup>

The Estate of Mrs. Ann Delks, deceased.  
In ac with  
James E. Sebrall, her. Adm'r

1874

|      |    |                                                                                 |        |     |      |
|------|----|---------------------------------------------------------------------------------|--------|-----|------|
| Feby | 1  | By amo: of ac of sales of<br>personal property                                  |        | 500 | 13   |
|      |    | " net proceeds of sale of<br>One Bale of Cotton                                 |        | 62  | 44   |
|      |    | To paid J. E. Sebrall, atty's fee                                               | 5 00   |     |      |
|      |    | " " Auctioneer, at sale                                                         | 5 00   |     |      |
|      |    | " " Clerk at sale                                                               | 3 00   |     |      |
|      |    | " " Taxes                                                                       | 9 35   |     |      |
|      |    | " " Wm. H. Gwaltney, Coffin                                                     | 30 00  |     |      |
| Sept | 15 | By interest on \$510. <sup>27</sup> / <sub>100</sub> for<br>One & a half months |        |     | 3 82 |
|      |    | To Commissions on \$566. <sup>44</sup> / <sub>100</sub> 5 p. ct.                | 28 32  |     |      |
|      |    | Balance due Estate.                                                             | 485 77 |     |      |
|      |    |                                                                                 | 566 44 | 566 | 44   |

1874

|       |    |                                                                         |  |  |          |
|-------|----|-------------------------------------------------------------------------|--|--|----------|
| Sept. | 15 | By amount due Estate this<br>day with interest thereon<br>till paid - - |  |  | \$485 77 |
|-------|----|-------------------------------------------------------------------------|--|--|----------|

Respectfully submitted  
John E. Sebrall  
Adm'r

An account of all debts and demands against the Estate of Ann Jelks deceased, proved before me, John N. Sebrell, a Court in Chancery for the Circuit Court of Southampton County, this 15th day of September A.D. 1874, and classified according to priority.

### 4th Class.

|       |                                             |        |        |  |
|-------|---------------------------------------------|--------|--------|--|
| 1869. | An. apc due A. J. Jelks labor on farm       | 100 00 |        |  |
|       | Int. from Jan'y 1. 1870 to Sept. 15. 1874.  | 28 75  | 128 75 |  |
| 1870  | An. apc due A. J. Jelks labor on farm       | 100 00 |        |  |
|       | Int. from Jan'y 1. 1870. to Sept. 15. 1874. | 22 75  | 122 75 |  |
| 1871  | An. apc due A. J. Jelks labor on farm       | 100 00 |        |  |
|       | Int. from Jan'y 1. 1872. to Sept. 15. 1874  | 16 75  | 116 75 |  |
| 1872  | An. apc due A. J. Jelks labor on farm       | 100 00 |        |  |
|       | Int. from Jan'y 1. 1873 to Sept. 15. 1874   | 10 75  | 110 75 |  |
| 1873  | An. apc due A. J. Jelks labor on farm       | 100 00 |        |  |
|       | Int. from Jan'y 1. 1874. to Sept. 15. 1874  | 4 75   | 104 75 |  |

Total amo. due A. J. Jelks Sept. 15. 1874. \$583 75

|                                           |       |       |  |
|-------------------------------------------|-------|-------|--|
| An. apc due George James                  | 38 78 |       |  |
| Int. from Jan'y 1. 1874 to Sept. 15. 1874 | 1 84  | 40 62 |  |

|                                            |       |       |  |
|--------------------------------------------|-------|-------|--|
| Apc due Wm. H. Drury & Co.                 | 71 82 |       |  |
| Int. from Jan'y 1. 1874. to Sept. 15. 1874 | 3 41  | 75 23 |  |

|                                            |       |       |  |
|--------------------------------------------|-------|-------|--|
| Apc due W. B. Westbrook                    | 36 52 |       |  |
| Int. from Jan'y 1. 1874. to Sept. 15. 1874 | 1 74  | 38 26 |  |

Total amo. of Debts \$737 86

Respectfully submitted  
John N. Sebrell  
Court

Commissioner's Office  
Sept. 15<sup>th</sup> 1874

To the Circuit Court of  
Southampton County,

Pursuant to a decree of the Circuit Court of Southampton County rendered on the 13<sup>th</sup> day of June 1874, in a suit in Chancery depending in said Court between, A. J. Jelks & all other creditors of Ann Jelks Plaintiffs, and James E. Sebrell Administrator of Ann Jelks, Defendant, the undersigned one of the Commissioners of said Court, to whom was referred for settlement, by said decree, the account of James E. Sebrell's Administration of the Estate of Ann Jelks, deceased, reports to the Court, That on the 21<sup>st</sup> day of July last he issued notices against the several parties aforesaid, requiring them to attend the settlement of the said account, before him at his Office on the 15<sup>th</sup> day of September, which were returned to your Commissioner duly executed. That the parties aforesaid appeared before the Court in obedience to the said notices, and he thereupon examined the vouchers, stated and settled the foregoing account of the said James E. Sebrell's administration of the Estate of the said Ann Jelks, deceased, up to the 15<sup>th</sup> day of September 1874. and on that day finds a balance due the Est. from the Administrator aforesaid of \$485.<sup>77</sup> of which amount, \$3.<sup>82</sup> is interest. The Court further reports that debts against the Est. of Ann Jelks deceased, have been proved to the amount of \$737.<sup>86</sup> all of the fourth Class. The Court further reports to the Court that after the completion of the said account, he retained it in his Office for the period of Ten days for the examination of parties interested, All of which with the decree, notices &c. is herewith respectfully submitted,

Jno. N. Sebrell  
Court in Chancery

Court's fee  
\$15.00 Charged  
to the Administrator  
of Ann Jelks dec'd

Excited by delivering Dr. Eschell &  
Mr. Decker each a copy of the Summer in  
the 17<sup>th</sup> day of August 1854

W. C. Briggs skf

Delts {  
as {  
Delts & don't

COMMISSIONER'S OFFICE,

Jerusalem, July 21 1874

TO

N. T. Jelks who sues for himself  
+ all other Creditors of Ann Jelks. Plffs  
against  
Jas. E. Sebrall Admr of Ann Jelks dec'd

You are hereby notified that I have fixed upon the 15 day of Sept 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 :

- 1<sup>st</sup> An account of the transactions of Jas. E. Sebrall as Admr of Ann Jelks dec'd
- 2<sup>nd</sup> An account of all outstanding debts + demands against the Est of said Ann Jelks dec'd + &c

required to be taken by a decree of Southampton Circuit Court, rendered on the 13 day  
of June 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.

To the Sheriff of Southampton County to execute.

J. E. Sebrall Commissioner.

Jalke

as 3 Decm

Jalke's action

Oct Term 1874

to be entered

Geo. R. Sted

Jelks

on 3 Decm

Jelks' admr

This day this cause came on again to be heard on the papers formerly made and the report of Commissioner ~~Sever~~ <sup>of this court</sup> made pursuant to a decree entered at the June term 1874 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 James E. Sever be paid out of the balance found due by him by the said report to the estate of Anne Jelks to wit the sum of \$485.77c<sup>ts</sup> pay first the costs of this suit including a fee of thirty dollars to Wm B. Shanks the plaintiffs attorney and the residue pay pro rata to the creditors who have proved their debts by the abovesaid report they all being debts of the fourth class and the said James E. Sever will return his receipts along with his report to this court in order to a further decree.

*Silkes*

is 3 Decm

*Silkes' adum.*

May June 1877

to be entered

Geo. Blod.

Jelks

3 Decm  
Jelks adm

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

formerly made and the report of James  
E. Selwell made <sup>present</sup> to a decree of this court  
entered at the October Term 1874 and to  
which report no exceptions have been  
filed and was argued by counsel, the  
consideration whereof the court doth  
adjudge, order, and decree that the said  
report be confirmed and it appearing to  
the court that nothing further is to be  
done in this cause the court doth  
order that the same be removed from  
the docket.

3 Decm  
Jelks adm

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

Feltham

on 3 Decr

Feltham

To be entered

Heriots.

June Term

1874

Selks

vs 3 Decree

Selks admr

This day this cause came on to be heard on the plaintiffs bill taken for confissee as to the defendant James E. Sebrill administrator of Anne Selks decd and the exhibit therewith filed and was argued by counsel On consideration whereof the court doth adjudge order and decree that one of the commissioners of this court take an account of James E. Sebrill's transactions as administrator of Anne Selks decd also an account of all the debts outstanding against the estate of the said Anne Selks with this dignity and report the said accounts together with any matters specially stated claimed put in by himself or which may be required to be so stated by any of the parties interested to this court in order to a further decree

Longsight County Court, January Term 1874.

On the motion of James E. Sevell who made oath according to law and together with William N. Sevell & John N. Sevell his securities (who justified in oath as to their sufficiency) entered into and acknowledged a bond in the penalty of two thousand dollars, conditioned according to law. Certificate is granted the said James E. Sevell for obtaining letters of administration on the Estate of Ann Jolks dec<sup>d</sup> in due form.

Attest  
Copy Teste,

J. R. Edwards C. C.

Selks  
w } Copy done

Selks adm

1875 July 9

Durhampton Circuit Court, Oct. Term 1874.

Jelks

Jeff. Sub-Chancellor

against  
Jelks and Co.

Deft.

Clk \$10.52

Shff 1.50

Comm Sebel 13.00

Law t<sup>r</sup> 31.00

\$ 66.02

Jelks fees \$11.52

paid SW Edward

This day this cause came on again to be heard on the papers formerly read and the report of Commissioner Sebel made pursuant to a decree of this Court entered at the Term Term 1874, 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 James E. Sebel, out of the balance found due by him by the said report to the estate of John Jelks to wit, the sum of Ten Thousand and Eighty five 11/100 dollars, pay first the Costs of this suit, including a fee of Thirty dollars to Wm. B. Shands the Plaintiff's attorney, and the residue pay pro rata to the Creditors who have proved their debts by the aforesaid Report, they all being debts of the said John Jelks, and the said James E. Sebel, will return his receipts along with his report to this Court, in order to a further decree.

A Copy,

Teste,

James R. Tyler, C.