

1884-13

Sanhampton County - Chancery

Cobb, Harrison
et al

vs

Ortlaw, Joshua
et al

" 2, Little Guardians "
Funds

Cobb, Harrison
Garole, Elisha +
Garole, Mary Jane
his wife

Slater, A. +
Slater, Scirilla
his wife

Ortlaw, Joshua
Warrell, B. E. Admrs.
Estate of
Lillie, Joseph E.
dec'd

Leabbs sochers

vs 3 Bice &
3 Exhibits

Putlow su

1875 September Rules

J. B. Thayer
M. E.

To the Hon. Geo. Blow. Judge of the Circuit
Court of Southampton. In Chancery.
Humbly complaining sheweth unto
your Honor, your complainants Harri-
son Cobb, Elisha Rawls & Mary Jane his
wife, formerly Cobb, & A. States & Scirilla
his wife, formerly Cobb, that at the
April Term of the County Court of
Southampton 1860, Joshua Prutton
qualified as the guardian of Harrison
Cobb, Mary Jane Cobb, & Scirilla
Cobb, and gave bond with Joseph
Elliott as surety, all of which
will more fully appear from copies
of the order of qualification & special
bond, herewith filed marked 1 & 2,
and made parts of this bill. That
since the qualification of the said
Prutton, as guardian as aforesaid,
the said Mary Jane Cobb has inter-
married with Elisha Rawls, and the
said Scirilla Cobb has intermarried
with A. States. That the said Joshua
Prutton has received from ~~Wm. B. Gardner~~
~~Adm^r~~ of Humphrey Gardner or from
some one else the sum of \$69.95 for
each of the above words, and that
this amount was received during
the month of Nov 1860. That the said

Pettow has never returned any ~~balance~~
accts of his transactions as Guardian &
upon being frequently asked for a
settlement, refuses to pay anything
to his wards, or to make any exhibit
of his transactions as Guardian - That
the said sum of \$69.95 as aforesaid
was paid by Wm B. Thayer, Adm^r
of Humphrey Gardner dec'd to Joseph
Gillette, who received the same for
Joshua Pettow - and your complainants
charge & aver that the said Gillette
accounted for the same to the said
Pettow, and that the said Pettow
went on during the year 1861 to
make accts on behalf of his wards
with Merchants in this County, in
tender consideration of which, and
inasmuch as your complainants are
without remedy in the premises, except
in a Court of Equity, where matters of
this kind are peculiarly cognizable,
to the end therefore that justice may
be done, they pray that the said
Joshua Pettow & B. B. Morrell, Adm^r of
Joseph Gillette dec'd, may be made
parties defendant to this bill &
compelled to answer the allegations
thereof - That your Honor will
direct a Commissioner of this
Court to take an acct of

the transactions of Joshua Patten
as Guardian as aforesaid, and
that your Honor will grant such
other further, general & special
relief in the premises, as the
nature of this case may require,
and to Equity may seem meet.
And as in duty bound, your
Complainants will ever pray &c.
May it please the Court &c.

J. B. Linn &c

Cabbages
vs

Rutabaga

Answer

Cobb ones

vs

Puttawre

The answer of Joshua Puttaw Tate guardian of Harrison Cobb Mary Jane Cobb and Scirella Cobb to a bill exhibited against him as such guardian by the said Harrison Cobb and by Elisha Hawley and Mary Jane, his wife, and A. Stiles and Scirella, his wife, in the Circuit Court of Southampton County.

This defendant now and at all times hereafter ~~reserving~~ ^{reserving} for my and reserving unto himself all benefit and advantage of exceptions which can or may be had to the many errors, uncertainties and other imperfections in the said Complainant's said bill of Complaint. Contained, for answer thereto or unto so much and such parts thereof as this defendant is advised is, or are material or necessary for him to make answer unto, this defendant answers by oath, That he did on or about the time named in the Complaint bill qualify as the guardian of the said Harrison Cobb, Mary Jane Cobb,

and Scirella Cobb. But that notwithstanding he qualified as such guardian this respondent avers that no money or other property ever came into his hands for the ward aforesaid; that as to the amount received by Joseph E. Gillette decd. from Wm B Shands say for this defendant he knows nothing of; that the said Joseph E. Gillette decd. was never authorized by this respondent to receive any money or other property from any party or parties whatsoever for him as such guardian; And that if the said Joseph E. Gillette decd. did receive of the said Wm B Shands as alleged in the Complainant's bill, or aforesaid, the sum of money, as therein stated, he did so without any authority from this defendant whatsoever, and that if the said sum of money was by him the said Joseph E. Gillette collected he never accounted for or paid the same to this respondent or any part thereof.

And now having fully answered the Complainant's bill this respondent prays leave to be

deem[?] with his reasonable
Costs in this behalf exp[?] and
and he will ever pray

Gifford

State of Virginia

Southampton County Court

This day personally appeared
before me L R Edwards, Clerk of the
County Court of said County, Joshua
Rutlan, whose answer is above written
and made oath that the statements
contained in the said answer
so far as made upon his own knowledge
are true; and that such statements as
are made therein (if any) from knowledge
or information derived from others
he believes to be true. Given under
my hand this 3rd day of November
1875-

L R Edwards Clk

~~17th to 31st~~
38

Cobb & others

} Stat. Rules

Prattlow &

In Southampton Circuit Court.

Harrison Cobb, Elisha Rawls, & Mary Jane his wife formerly Cobb, &
A Slates & Scivilla his wife formerly Cobb

against
Joshua Prtlow & B. E. Morrell admors. of Joseph E. Gillette dec^d.

1875 Aug 19 Summons issued

" Sep. 19. Summons ret^d. Executed. Bill filed. Decree Nisi &
Defts

" Oct " Bill Taken for confessed & Cause set for hearing.

" Nov Answer of Dft. Prtlow

Carroll D. and D.

Cobb & others

to } Exhibits with bill

Prattlow

A Court held for the County of Southampton on the 16th day of April 1860.

The Court doth nominate and appoint Joshua Preble guardian of Henry H. Mary Jane, Perilda T. Cott infants Children of Dece Cott. Whereupon he together with Joseph E. Gillette his security (who justified on oath as to his sufficiency) entered into and acknowledged a bond in the penalty of three thousand dollars conditioned according to law.

A Copy-

Test, M. Edwards C. C.

Know All Men by these presents, that we Joshua Preble, Joseph E. Gillette are held and firmly and bound unto the Commonwealth of Virginia, in the just and full sum of three thousand dollars, Current money of Virginia, to the payment whereof, well and truly to be made, we bind ourselves, our heirs, Executors and administrators, jointly and severally, firmly by these presents, Sealed with our seals and Dated this 16th day of April A. D. 1860.

The Condition of the above obligation is such, that if the above bound Joshua Preble guardian of Henry H. Mary Jane, Perilda T. Cott infants Children of Dece Cott, shall faithfully discharge the duties of his said office

or trust, according to law; then the above obligation to be void or else to
remain in full force and virtue.

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

Joshua Brewster 
Jos: C. Gillman 

Attest

Teste, J. R. Edwards Clerk,

Executed by delivering Ring Elverell
a copy of the Summons on the Tuesday
of September 1875. W. D. Briggs Esq.

Executed by delivering Joshua Preece
a copy of the Summons on the 30th
day of August 1875 & a copy by me
W. D. Briggs Esq.

W. D. Briggs Esq.
to
Sum. City.
Denton
1575 September Rules

The Commonwealth of Virginia,

To the Sheriff of Southampton County---Greeting :

WE COMMAND YOU TO SUMMON

of Joseph E. Gillette dec^d Joshua Pickett & B. E. Norrell admors.

if they 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 September next.

To answer a bill in Chancery exhibited against them in our said Court by Harrison Cobb Elisha Rawls & Mary Jane his wife formerly Cobb & A. & Serilla his wife formerly Cobb

And have then there this Writ.
the Court House, this 19th
year of the Commonwealth.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at
day of August A. D. 1875, in the 100

L. R. Edwards Clk

Kobb socks
us $\frac{1}{2}$ Deane
Poculow, &c.

~~May term 1884~~
To be entered.

Geo. T. Blod.

Lobb sothers

vs

}

Decees.

Butlaw & c

On motion of the plaintiffs
and nothing further remaining to
be done in this cause, it is ordered
that the same be removed from the
docket.