

1884-33

Southampton County - Chancery

Stary, E. R.'s
Adm

vs Jones, Nat A's
Exor

'Creditors Sent'

Beaton, Geo. E. Exor &
Jones, Nat A. Adm

Beaton, Virginia O.

Bryant, Samuel A. Adm.

Jones, Emmett A.

Sta 18
S Long

as } Bills & exhibits
}

Jones Ex os di

1873 April Rules

Kindred & Prince.
Pa.

To the Honorable Joseph W. Timpson, Judge of the
County Court of Southampton. In Chancery.

Humbly complaining sheweth unto your
Honor your complainant E. R. Story
who sues for himself & all other creditors of Nat. A. Jones, who may contribute
to the costs of this bill follows, that sometime during the year

1862 Nat. A. Jones departed this life
after having made & published his last
will & testament, which was duly admitted
to probate at the Term of the County
Court of Southampton and Geo. E. Beaton
the Exor therein named qualified as such,
all of which will more fully appear from
copies of said orders, herewith filed marked
Exhibits (1 & 2) and prayed to be taken as parts of
this bill. That the said Nat. A. Jones died
seized & possessed of considerable real &
personal estate and the following parties
were his devisees viz. Geo. E. Beaton &
Virginia O. Beaton, his wife, who was before her
marriage Jones, and the sister of the said Nat. A.
Jones, Saml. A. Bryant & Emmett A. Jones, as
will be seen from a copy of the will of the
said Nat. A. Jones filed herewith marked (3)
and prayed to be taken as part of this bill.
That the said Geo. E. Beaton, by virtue of his qualifi-
cation possessed himself of all the personal
estate of his testator and sold it for what
was then the only currency viz. Confederate money

Exhibits (1 & 2)

Exhibit (3)

and proceeded to pay off all claims against the Estate of the said Jones as far as he could ascertain them; that the said Jones was indebted to your complainant at the time of his death in the sum of sixty three dollars by bond dated Jan'y 4. 1860, on demand six months after date with interest from date, ~~which said bond has been lost~~; as will be seen from copy of the receipt of Jno J. Kindred, attorney, for the said bond, which is herewith filed marked

Exhibit (4) (4) and prayed to be taken as part of this bill. That the said bond has been lost, and the affidavit of Jno J. Kindred, attorney,

Exhibit (5), is herewith filed, marked (5) and prayed to be taken as part of this bill. That J. C. Harris & Jesse Murrell were also obligors in the said bond, but they are both dead and their estates are totally insolvent. That there is nothing left, out of which your complainant can collect his debt, but the real estate of which Nat A. Jones died seized. In consideration of all which and as a Court of Equity is the only tribunal in which your complainant obtain adequate relief, and that full justice may be done to all parties, your complainant prays that Geo E. Beaton, Exor of Nat A. Jones, died, and the said Geo. E. Beaton in his own right & William O. Beaton his wife, Samuel A.

Bryant & Emmett A. Jones, the two last
of whom are infants under 21, may
be made parties defendant to this
bill & compelled to answer the allegations
thereof: that some fit & proper person
may be assigned for an ad litem to defend
the interests of the infant defendants,
that your Honor will order all
necessary accounts and that your
Honor will grant such other further
& general relief as Equity may dictate
and the nature of this cause may
require, and as in duty bound, your
Complainant will ever pray &c. - May it
please the Court &c. -

Kindred Prince Esq.

The joint several answer of said Bryant &
Emmett A. Jones, infants, by L. R. Edwards, their
ad litem, to a bill of Complaint exhibited against
themselves & others in the County Court of Southampton
by E. M. Story,

These defendants, saving & reserving &c. for answer
to said bill or to so much thereof as is material
to answer, answering say - that they are
infants & know nothing of the facts alleged in said
bill & being such, they submit their rights to the protection
of this Court. And having answered they pray hence to be dismissed &c.

L. R. Edwards, ad litem

Recd August 19th 1858 of E R Story one
Bond against Julius C Harris Jesse
Murrell & et al et Joms on demand six
months 6 mo after date with interest
from date and dated the 4th of January
1860 for fifty Three Dollars \$3) To collect
according to Law

Mo. J. Kindred - Atty.

Story

To. } Sum. Chy

Jones' Era of

1873 February Rules

Executed

Edw Briggs Skiff

The Commonwealth of Virginia

To the Sheriff of Southampton County, Greeting:

WE COMMAND YOU to summon *Geo. E. Beaton, Sheriff, Nathl Jones dec'd Geo. E Beaton of Virginia his wife, Saml. A Bryant & Emmet A Jones their last infants,*

if they be found within your bailiwick, to appear at the Clerk's Office of our County Court of Southampton County, at the Rules to be holden for the said Court, on the first Monday in February next to answer a bill in Chancery exhibited against them in our said Court by E. R. Story, who sues for himself & all other Creditors of Nathl A Jones who may contribute to the costs of this suit

L. R. Edwards

And have then there this writ. Witness, ~~OSWIN WHITE~~, Clerk of our said Court, at the Court-house, this 21st day of *January* A., D., 1873 . in the 97th year of the Commonwealth.

L. R. Edwards Clk

Commissioners Office
Junction July 14/73

To the Creditors of the Est. of
Nashville A. Jones
dec'd, and all others concerned }

You are hereby notified that by a decree of the County
Court of Sampson County rendered at the May Term 1873 I have
appointed the 25th day of August next at my office for
receiving proof of debts or demands against the said dec'd
for his Est; at which time & place you are required
to attend.

Given under my hand as a Commissioner in chancery
for Sampson County the day & year first aforesaid

James R. Tyler
Comm.

Story Z. Securo -
24.
J. J. J. J. J.

Quartermaster General's Court, May Term 1873.

E. R. Story, who sues for himself and all other Creditors
of Nathaniel Jones dec'd. who may Contribute to the
Costs of this Suit—

Plffs.

Subscribers

against

Geo. E. Beaton Esq. of Nathaniel Jones dec'd. Geo.

E. Beaton and Virginia his wife, James P. Bryant
and Emmet A. Jones the two last Infants—

Defts.

This day this Cause came on to be heard on the bill of the
Complainants which has been taken for Confession as to the
Defendants Geo. E. Beaton and wife the amount of the Infant
Defendants by J. R. Edwards, who is hereby appointed their
Guardian ad litem, with general replication thereto and Exhibits
filed, and was argued by Counsel; On Consideration whereof
the Court doth adjudge, order and decree, that a Commissioner
of this Court, take the following accounts; viz; An account
of the transactions of Geo. E. Beaton as Esq. of Nathaniel
Jones dec'd. An account of all the outstanding debts against
the said Jones distinguishing their dignity; An account
of the annual and absolute value of the real Estate of
which Nathaniel Jones died seized. All of which said accounts
the said Commissioner shall audit and report to Court together
with any other matters specially stated, deemed pertinent,
by himself or which may be required to be so stated, by any
of the parties interested.

At Copy sent, James R. Tyler, D.C.

Story
James Exp } Com. Notes

COMMISSIONER'S OFFICE,

Jerusalem, June 27th 1873

TO

E. R. Story who sues for himself & all other Creditors
of Nath^l A Jones dec^d who may contribute to the
Costs of this Suit
against —

Ges E. Beaton Ex^r of Nath^l A Jones dec^d Ges
E Beaton & Virginia his wife. Samuel A Bryant
and Emmet A Jones. the two last Infants —

You are hereby notified that I have fixed upon the 25th day of July 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 :

An Account of the transactions of Ges E. Beaton as
Ex^r of Nath^l A. Jones dec^d.

An account of all the outstanding debts against the
said Jones distinguishing their dignity,

An account of the annual and absolute value of
the real Est. of which Nath^l A. Jones died, seized,
all of which said accounts the said Commissioner will audit
and report to Court. &c &c

required to be taken by a decree of Southampton Circuit Court, rendered on the May 1st day
of 1873, 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.

James R. Tyler Commissioner.

The Estate of Nathaniel A Jones Dec
In account with George E. Beaton, his Executor

1862			Dr	Cr
	To paid D. H. Thomas	Bond	5 45	
	" paid John T Powell	apc	2 25	
	" paid Wm J. Payne	bond	3 10	
	" paid Jno J Kindred	fre	10 00	
	" paid Henry Channel	bond	167 85	
	" paid Henry Channel	"	47 05	
	" paid C. D. Barham	apc	75 00	
	" paid Beaton & Harrison	"	16 97	
	" paid Turner & Bro	"	3 65	
	" paid Beaton & Harrison	"	19 36	
	" paid Saml Buttle	bond	20 43	
	" paid D. H. Thomas	apc	18 00	
	" paid J. R. & H. T. Ingers	"	8 63	
	" paid M. A. James	bond	5 00	
	" paid Taxes		25 90	
	" paid Mr Brown	"	2 10	
	" paid M. A. James	apc	1 76	
	" paid Pelys Caron	"	20 -	
	" paid J. R. & H. T. Ingers	bond	36 60	
	" paid Beaton & Harrison	apc	17 59	
	" paid G. C. Pope	"	70 00	
	" paid W. M. Beaton	"	97	
1863	" paid Henry Channel	"	7 25	
	" paid James R. Beaton	bond	57 57	
	" paid Turner & Bro	"	35 34	
	" paid E. P. Turner	"	104 76	
	" paid E. P. Turner	"	6 18	
	" paid Henry Channel	apc	87 01	
	Also Carried over		875 76	

1863

Cash brot over

		\$875.76	
To paid Henry Channell	ap	185.63	
" paid Geo. E. Beaton	bond	171.25	
" paid Anthony Harris	"	10.80	
" paid Geo. E. Beaton	"	79.59	
" paid L. D. Barham	"	7.80	
" paid R. F. Dillard	"	33.98	
" paid Pope & Woodward	"	15.77	
" paid Pope & Woodward	"	7.83	
" paid B. J. Bryant	"	32.57	
" paid B. J. Bryant	ap	26.58	
" paid G. E. Beaton for keeping			
expence negro in 1862		62.00	
" paid N. N. Thomas	bond	45.28	
" paid Edward Beaton	ap	18.00	
" paid N. N. Thomas	bond	2.19	
By Cash from sales of Chattel estate		2196.05	
" Cash found in the house		103.00	
" Cash from L. J. Murrell on bond		42.69	
" Cash from W. H. Parker	"	100.00	
" Cash from N. R. Innes	"	22.50	
" Cash from Beaton & Harris	"	26.91	
To Commission on \$2491.15 @ 5%		124.53	
" Balance		791.60	
		<u>\$2491.15</u>	<u>\$2491.15</u>

March 20	By Balance due Est. brot down		\$791.60
	To paid J. H. Barnes	note	11.50
	" paid B. E. Waller	ap	2.85
	" paid B. E. Waller	"	2.21
	" paid Taxes		33
	" paid Clerks Tickets		1.25
	" paid Commissioners fu		10.00
	" paid Geo. E. Pope	ap	40.00
	" paid L. B. Riddick	"	40.00
	Cash over		<u>\$108.14</u>
			<u>\$791.60</u>

1863

To Amt brot up		\$108.14	\$791.60
paid G. R. Munfer	ap	36.75	
By interest on \$791.60. at			
9 mo. & 10 days			25.83
To Clerks fees retained		5.00	
" Commissioners fu		15.00	
" Balance		126.71	
		<u>\$791.60</u>	<u>\$791.60</u>
			25.83

1865

June

By balance		\$626.71	25.83
interest brot in		25.83	
By balance due as principal		\$652.54	
& interest in Confederate money sold			
at the rate of \$8.00 for \$1.00 in gold		<u>81.48</u>	<u>81.48</u>

1872

Dec 16	To Cash pd Druggs Executor. W. S. G.		73.10
	By Interest on \$81.50 for 7 yrs & 6 mos		36.30
	To Bal. due Est.		44.76
		<u>\$117.86</u>	<u>\$117.86</u>
"	By bal. due est brot down		44.76
	with interest on \$84.60 part thereof		
	from date til paid		

05 24

00 1851

00 58

Respectfully Submitted
James H. Tyler

An account of all outstanding debts or demands against Nathl A Jones dec. proved before me Jas R Fylen Commissioner in chancery &c &c

Bond Due ER Story. ("against Julius C Harris, Jeph Murrell & Nathl A Jones" for 63 00
 Int from 4th Jan'y 1860. to 1st Oct 1873 51 94
 \$ 114 94

Respectfully Submitted
 Jas R Fylen
 Comr.

An account of the annual and absolute value of the real Est. of which Nathl A Jones dec seized & possessed

	Annual Value	absolute Value
1 Tract of 15 ac in Flat Swamp	5 00	45 00
1 do of 429 " " "	100 00	1287 00
	\$ 105 00	\$ 1332 00

Respectfully Submitted
 Jas R Fylen
 Comr.

Commissioners Office

Jerusalem
 Sep 15th 1873

To the County Court of Southampton County

Pursuant to a decree of the County Court of Southampton County rendered at the May Term 1873. in a suit in chancery depending in the said court between ER Story. who sues for himself & all other creditors of Nathaniel A Jones dec and Geo E Beaton Exor of Nathl A Jones. Geo E Beaton & Virginia his wife Sarah A Bryant and Emmet A Jones, the two last Infants. the undersigned one of the commissioners of the said court to whom was referred for settlement the following accounts. Viz
 An account of the transactions of Geo E Beaton as Exr of Nathl A Jones dec.

An account of all outstanding debts against the said Jones distinguishing their dignity.

An account of the annual and absolute value of the real Est. of which Nathl A Jones dec seized. reports to the court that on the day of last he issued notices against the several parties aforesaid requiring them to attend the settlement of the said account before him at his said office on the day of which was returned to your Commissioners duly executed. That the parties aforesaid appeared - by "atts" before the commissioners in obedience to said notices and he thereupon stated and settled the foregoing accounts up to the 1st day of October 1873 and on that day found a balance due the Est. of \$44.⁷⁶ and also an account of the outstanding debts against said Est. to be \$114.⁹⁴ including interest and an account of annual & absolute value of the real Est. which the annual value amounts to \$105.⁰⁰ and the absolute value amts. to \$1332.⁰⁰
 The Commissioners have nothing of a special matter to report. The Commr. 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
due & notices are here with returned.

Given Under my hand as Commissioner aforesaid
the Year & day first aforesaid

James R. Tyler

Commissioner for \$15.00

44
J. R. Tyler
Report

Jan. 1873

Commissioner for \$15.00

1873. Sept 18th

Received by Robert C. C. C.

Comd. Sept 18th 1873.

5.78
2.14
3.64

Receipts

2

James Esq.

Statement

alluvial
J.R.

Drays accrs	Judgment due April 7 th 1860 -	\$ 100.00
3	Int to Decr 26 th 1860 - (8.19)	4.33
James Carr & Co		104.33
	Credit by amt paid Decr 26 th 1860 -	35.00
	Int to Decr 26 th 1860 -	\$ 49.33
	Int to Decr 26 th 1872 - (12) - ~~35.40~~ = 1/2 Int -	17.70
	Costs of suit	4 6.07
	Am't due -	\$ 73.10

Decr 16th 1872 - Recd. of Mrs. M. Beaton for G. E. Beaton the above
 sum of seventy three dollars and 10/100 in full of the above judgment
 W. L. Garrison
 Wm. J. A. Beaton

Rec^d Nov-13th 1874 of the Clerk of the Circuit Court
a bond due by Geo E Beaton for \$109. ¹⁵/₁₀₀ dollars
paid in this sum

Wm Dugg, Comy.

34
Story
as { Report
Jones & Ems

1874 July 23rd

In obedience to a decree of the Circuit Court
of Southampton County rendered at November Term
1833, in the Chancery Suit of E. R. Story against
Geo E Beaton Esq of Nat Jones *de solis*, I advertis-
ed according to the directions of said decree the
Real Estate of Natl A Jones *de*, and rented the
Same to the highest bidder at public Auction, at
Jerusalem on the 18th day of December 1833, for the year
1834; and at the said Renting George E Beaton
became the Rentor by bidding therefor the sum of
one Hundred & Nine & $\frac{15}{100}$ dollars; and the said
George E Beaton Executed his bond for the said sum
payable the 1st day of January 1834, with
as his Security; which bond is herewith
returned as a part of this Report.

Respectfully Submitted
W. L. Briggs Comr

Story's Adm^y
or Σ Deane

Jones' Exord^y

Nov Year 1843

To be entered
Geo. B. Snow.

Story

vs $\frac{1}{3}$ Decree--

Jones: Exor &c

It being suggested to the Court that E.R. Story, the complainant in this cause, has died, and that Mollie F. Story, his widow, has qualified as his Administratrix on the motion of the said Mollie F. Story, Admin^{tr} of E.R. Story decd, it is ordered that this cause be proceeded with in her name, and this day this cause came on to be further heard on the papers formerly read and the report of Commissioner Tyler filed Sept 10. 1873. and was argued by Counsel. On consideration whereof, the Court confirming said report, no exceptions being filed to the same, doth adjudge order & decree that Geo: E. Beaton, Exor of Nat: A. Jones, pay to Mollie ~~the~~ Story, Admin^{tr} of E.R. Story the sum of forty four $\frac{76}{100}$ dollars, (the same being balance due from said Beaton to estate of Nat A. Jones) in part satisfaction of debt due E.R. Story by Nat A. Jones & others. And the Court doth further decree that unless Geo: E. Beaton, or some one for him shall within thirty days from this order pay to the said

Mollie F. Story Advers of E. M. Story the
sum of \$70.18, same being balance
due E. M. Story by Nat A. Jones, with
interest thereon from Oct 1. 1843
till paid, and also the Costs of
this suit, then W. W. Biggs, Sheriff
of Southampton County is directed
to take possession of the real
estate whereof Nat A. Jones did
seize & rent the same out from year
to year until the said debt of \$70.18
with interest as aforesaid & costs of this
suit are fully paid; and the renting
of said land shall be after twenty
days public notice, the party renting
to give bond with good security, and
the right to distrain being reserved.
And the Court further directs that
Geo: E. Beaton be served with a
copy of this order & that W. W. Biggs
make report to Court of his proceedings
under this order.

Story

on 3 Decree

Jones' Work

May 1883

To be entered

J. W. M. G. A. H. A. S. T.
Judge

Story

vs $\frac{1}{3}$ Beaton

Jones Exor &c

This day this cause came on to be heard on the bill of the complainant, which has been taken for confessed as to the defendant's Geo. Beaton & wife, the answer of the infant defendants by H. R. Edwards who is hereby assigned their Guardian ad litem, with general replication thereto, and exhibits filed and was argued by counsel. On consideration whereof, the Court doth adjudge order & decree that a Commissioner of this Court take the following accounts viz. an account of the transactions of Geo. Beaton as Exor of Nat. A. Jones decd. an account of all the outstanding debts against the said Jones. distinguishing their dignities; an account of the annual & absolute value of the real estate of which Nat. A. Jones died seized. all of which said accounts the said Commr will audit & report to Court together with any other matters specially stated deemed pertinent by himself or which may be required to be so stated by any of the parties interested.

Story 79 Adm
in 3 Decree,
Jones' Exor

Oct. Term 1874
To be entered.
Geo. B. Smith.

Stoy's Adm't
3 Decree.
Jones's Exors &c

This day this Cause came on to be further heard on the papers formerly read and the report of Comm'r Briggs, filed July 23rd 1844, and was agreed by Counsel. On consideration whereof, the Court doth confirm the said report, no exceptions being filed to the same; and it appearing to the Court that the bond of Geo E Weston filed with said report will be due before the next Term of this Court, the Court doth order & decree that Geo Briggs receive receipt for the same to the Clerk of this Court, collect it when due, and after paying the Costs of this Suit, pay the balance to the Creditors of Nat A. Jones, according to their priorities & make report to Court.

Sting's A. M. v.
vs 3 Decree
James E. v.

May Term 1884.

To be entered.

Geo. Blom

✓

Story's Adm'r

vs

Jones Ex'r

}

Decree.

This cause came on this day to be further heard on the papers formerly read and was argued by Counsel. On consideration whereof, and it appearing that nothing has been done in this cause for seven years except to continue it, the Court doth order that the same be removed from the docket.