

The last will and testament of Owen Myrick dec'd. Dated the 30th day of October 1858, was this day fully probated by Thomas Simmons & Martha Simmons and the probate of the same was opposed by Eliza Grant and Mary Grant, his wife, who was daughter of Owen Myrick & others and by consent of the parties, the same is removed to the Circuit Court of this County for probate.

The Court doth appoint John F. Kindred, as curator of the estate of Owen Myrick dec'd. during the contest about this will. Whereupon he together with James D. Bryant, Davis Brainerd & W^m W. Briggs, his trustees, (who justified on oath as to their sufficiency), entered into and acknowledged a bond in the penalty of twelve thousand dollars conditioned according to Law.

Eli Granger a free person of color, whose lands charged with a felony by him committed in the County of Southampton (and within the jurisdiction of this Court, in this that he did in the said County on the 5th December A.D. 1858, unlawfully, wilfully and of his malice aforethought kill and murder Susan Boon, a free person of color, by beating her the said Susan with sticks and clubs (and with his hands and feet, and by otherwise beating and injuring the said Susan was this day set to the bar in custody of the Sheriff of this County, (and the Court having heard the evidence of opinion that a felony has been committed and that there is probable cause to charge the accused thereunto and ought to be tried for the offence of which he stands charged before the Circuit Court of this County (and thereupon he is removed to the said Court for trial. And the said Eli Granger is removed to jail.

Mary, above, the property of William Drake of Southampton County whose lands charged with a felony by her committed in the County of Southampton and within the jurisdiction of this Court in this that she did in the said County on the 8th December A.D. 1858 unlawfully, wilfully and of her malice aforethought kill and murder Susan Boon a free person of color by beating and injuring the said Susan was this day set to the bar in custody of the Sheriff of this County, and John R. Chamberlaine being assigned by the Court her counsel, on the motion of the Attorney for the Commonwealth for reasons appearing to the Court this trial is continued until the next term. And the said Mary is removed to jail.

Ordered that the Clerk register W^m Sumner, free negro, who were banished in this County as appears by the testimony of John F. Kindred.

Robert T. Fitch

against
W^m J. Brainerd

plff

Def^t

} Upon suggestion.

The summons issued in this cause being returned executed for reasons appearing to the Court this suit is continued until the next term.

Ordered that the Court be adjourned till the first day of the next term

Joseph Brettow J. C.