

1848-003 Chancery Causes: James Carroll, adm of Gray Carroll vs Mary A. Jones, James Carroll & al
Isle of Wight County George W. Carroll, adm of Gray Carroll & al vs Mary Ann Jones, George T. Carroll
& al

other SURNAMES: WRENN,
Holleman, Young, Goodrich,
Jordan

James Carroll
you & C
vs. ^{my} Bill
Gray Carroll
and others

June rules 1844. Bill & vs. file
J. P. Mills, ap. gon. addition
^{also} to the infants. & their answers
filed, & put up.

Same rules the one of all
other debts. & up.

Octo: 18. 1844. Depositing
returned records &c

Octo: Term 1844. Deem for sale &c

Jan: 1845. Report of sale
filed with books &c

May term 1845. Continued.

Octo: Term 1845. final deems.

son of Archibald Carroll a brother
of the half blood, Fanny Mearns, Ellen
Mearns and Constantia Mearns infant
children of Agnes Mearns who was ~~was~~
a sister of the half blood, and George
M., James, Laura, Thomas C. & Caroline
Holliman infant children of Caroline
Holliman who was a sister of the half
blood, your orator prays the court that
his ~~will~~ ^{will} could may be made a depen-
dent to this bill and by his guardian for
that purpose to be appointed he be ~~as~~
required to answer the same fully and
distinctly that the said Mary A Jones
~~Jones Carroll~~ Thomas Carroll, Albert & Mearns and
~~Elizabeth~~ his wife, Joel Holliman and Emily
M. his wife, Nathaniel ~~Boyd~~ ^{Boyd} and Sarah
M. his wife, & and George M. Carroll, and
the said infants Fanny, Ellen and
Constantia Mearns, and George M.,
James, Laura, Thomas C. and Car-
oline Holliman by their guardians
for that purpose to be appointed be
also made defendants hereto and
required to answer the same, and
may it please the court to decree
a sale of the land comprised in
such terms as may be deemed
proper, and grant judgment to the
petitioners requiring them to appear
and answer &c.

Verily so to wit

This day James Carroll personally appeared
before me a justice of the peace for the county
of ~~Jefferson~~ ^{Jefferson} and made oath to the truth
of the foregoing bill and the matters therein
contained. Given under my hand
this 27th day of May 1844

Charles H. Grace

after payment of some specific legacies. The whole estate of the said would consist of the said land worth at this time at least \$6000 about 7 or 8 slaves valued at about \$1766, and in trust in the balance of the estate which will be between four and five thousand dollars, and about the same sum to be received at the death of his mother to whom the same is bequeathed during her life provided he arrive to the age of 21 years. The said would is also entitled to a share in three lands directed by the will to be sold the said share being worth four or five hundred dollars.

Your orator believes the interest of his said would would be greatly promoted and manifestly require ~~at the~~ a sale of the said land.

The improvements on the land are of great value compared with the land alone consisting besides a large dwelling house, of a storehouse, granaries, barns, ~~and~~ and meat houses, which are liable to great ^{ready and} depreciation in value.

In the ordinary course of cultivation by rent or lease for the space of twelve years which must elapse before the would arrives at age, the land which is

now producing fine crops must become greatly exhausted, and the whole farm and improvements very materially lessened in value to the extent as your orator thinks of one third of its present value. He believes the land will sell readily at this time for at least \$6000, the annual interest on which would be \$360. The land ^{with still 40} ~~now~~ now rents for \$200 and in a few years will not rent for that sum; ~~and will not stand an average of \$150~~ so that the difference between the rent of the land and the interest on the sale at the end of 12 years would be at least \$2500 ~~probably \$7000~~, add to this the necessary depreciation of the land and improvements and your orator believes the injury to his would at the time he arrives to the age of 21 years will ~~be~~ equal if not exceed \$4000.

Under these circumstances your orator applies to the court to promote the interest of his said would.

The heirs at law of ^{as to real estate} the would, in case of his dying under 21 years are the following ^{to wit} Mary A. Jones, Thomas Carroll, your orator James Carroll, Eliza Murre the wife of Albert E. Murre, Emily M. Hollenbeck, the wife of Joel Hollenbeck, Sarah Young the wife of Nathaniel P. Young, ~~and~~ ~~and~~ of brothers and sisters of the half blood, George M. Carroll son

To the Judge of the Superior court
of Law and Chancery for the county
of Mississippi in Chancery sitting

Humbly complaining thereunto
the court of our orator James Lee
son grandchild of Gray Carroll
that on the 6th November 1843
a certain Gray Carroll of said county
deceased this life after having first
made and duly published his last
will and testament which has been
duly admitted to record in the
county court of Mississippi and an
attested copy thereof is herewith filed
marked A and is proposed to be
taken as part of this bill. the
said Gray Carroll in the fourth
article of his will gives to his son
Gray Carroll the value of your
orator three or little more than
eight years of age, the land and
plantation on which the ~~late~~
testator resided including the
lands that were formerly, when
sons, James, Edmund and Goodrich
or in other words all the lands
lying on the west side of first
creek to him and his heirs
forever, which said land
together amount to about nine
hundred acres. He also gave
the said Gray Carroll his son
two thousand dollars, and
an equal share in the
residue of his estate

Cand. R.
in 3 suppt. bills
Gray Cand.
Jothan —

May 19th 1847 Bill of
Revision of suppt. bills filed
by order of Court.

June rules 1847. ans^r of info. by
then gov: addition app^d at this rule,
& sup^d also the assn. of the assn.
depts. Prof^d & spec. us^d?

August 1847. Set for hearing.

Octo: 19th 1847. Decree granting
gov^t to invest proceeds of

May Term 1848. Continued.

Octo. term 1848. appt. made
by gov^t of investment & fiscal
decree. See O. W. p. 217.

Octo: 1848

land, &c., &c., &c., &c. sold by order of
this Court, you have will direct how
the said proceedings shall invert the
same and that you will make all
further and other orders in the premises
necessary to protect the rights of the
complainant and the defendant
and give full and ample relief -
and that you will grant such other
and further relief as may seem
meet and proper and as in duty
bound they will pray for.

Gr. b. d. Atticum
ab. d. To left.

W. Canby is anxious to pay his said bond,
and the present possession of the said
Gray Canby is desirous to do, in relation
to the matters of said sale that will
come to the benefit of the said estate,
but the relief thought necessary can't
be had except by the aid of this Court;
in consideration whereof, your comp^d.
prays that the matters and things in the
said original bill contained, may be
reviewed and put in such connection as
at the find of the Court can be made of such manner
will enable your Honor to do in the
premises what may be right & proper,
and that the said Mary Ann Jones, Geo. J.
Canby infant child of James Canby
decd: Thos Canby, Pelya born widow
of Albert E. Canby who has died since
the death of said deceased, Emily Holman
widow of Joel Holman decd: Nathl R.
Jones and his wife Virginia Jones, Geo.
W. Canby, James, Ellen and Constantine
Jones and George W. Jennings, Laura,
Thos B. and Caroline Hollman and
the ^{said} last infant by their guardians for
that purpose to be appointed, have each
assented to this bill and he requests
to amend the same, and that your
Honor will make a decree in the premises,
to relieve the estate of James Canby from
any further responsibility or account
of the said sale of the land & proceeds,
has in reference thereto; that the said
bonds may be delivered over to the said
Geo. W. Canby the present possessor
of Gray Canby, and that upon his execution
of a bond required by law to invest &
account for the proceeds of the sale of the

and George W. Kenney, Laura, Thos. C. & Carolin Hollman, infant children of Carolin Hollman dec'd: who are a sister of the half blood, and the said heirs at law of, and are now made defendants to the said bill - the accounts of the adult and infant defendants were filed, affidavits of assets, were taken, and all the requirements of the law were rigidly and strictly complied with - a summons issued at October term 1864 for a sale of the said real estate, the Commissioners appointed for that purpose made sales, deeds of the said lands, and your orator George W. Canch became the purchaser and executed bonds for the same, a deed was afterwards executed to him, and the same on James Canch having executed a bond in the said Court in the penalty of \$12,000 with surety, conditions that the proceeds of the sale of the lands purchased by the said George W. Canch should be faithfully applied in such manner as the Court might direct and direct a decree to the said Court and now that the same bill of the Court deliver to the said James Canch in manner of said Gray Canch, the three bonds filed with the report of the Commissioners, the said bonds, to be collected by the said James Canch personally or assigns, or they should fall due, and the said James Canch was also directed to invest the amount by leaving out the same upon good personal security, or good real security or both, for the benefit of the said Gray Canch - and your complainant shows that various other proceedings have in the said cause, all which will more fully appear by reference to the said

proceedings herewith filed - And your orator by way of supplement to the bill and a prayer of prayer by leave of the Court first had and obtained, represents that since the said last of, and in the cause of said, the said James Canch has departed this life in the County of Sevier, having made his will whereby he appointed you orator Thos. Canch and George W. Canch his executors who have qualified and made affidavit by certificate made herewith filed as a part of this bill - that he left a son, his heir to the said land - that since the death of the said James Canch, your orator George W. Canch, who was the purchaser of said lands, or under power of said Canch, has qualified in the County Court of Sevier, as executor of said Gray Canch, and has since been as the law directs, and made affidavit by which it is herewith filed that the said James Canch died without heirs who the said lands, and by your orator George W. Canch for the purchase of the lands of the said infant son of said sole, & the matter stands now in the same plight and condition, as at the time the same was pronounced in the said said suit, the instrument not having been since a decree to the order of this Court in October 1865 - Your orator further charges that it is their duty as executors of the said James Canch to have some action in the premises, so that the estate of their testator can be relieved from the responsibility created by the special provisions here given in this Court as herein before set forth, and the said George

To the Judges of the Circuit Superior Court of
Law and Chancery for the County of Allegh
Wright, in Chancery sitting, humbly complains
shows to the Court, your orator George W. Cantrill
who is guardian of Gray Cantrill an infant,
and the said George W. Cantrill and Thomas
Cantrill executors of James Cantrill decd.,
of the County of Allegh Wright and State of
Virginia, humbly represent that on the day
of June 1846, in the Circuit Superior Court
of Law and Chancery of said, one James
Cantrill of Perry County, being the guardian
of the aforesaid Gray Cantrill, instituted a
suit and filed his bill in this Court
among other things setting out, that one Gray
Cantrill senior father of said infant, had
expended his life after making his last will
and testament wholly he had given to the
ward of said James Cantrill, the land and
plantation whereon the said Gray Cantrill
resided in Allegh Wright County, that it was
to the interest of the said ward that at the
said land he sold in conformity to the
act of the General Assembly in such cases
and provided - that the heirs at law of
said ward so can be ascertained the age
of 21 years, were Mary Agnes, Thomas Cantrill
the said James Cantrill, Eliza Wren the
wife of Albert Wren, (but was a widow),
Emily W. Wren, Sarah V. Young wife of
Nathl. P. Young brothers and sisters of the
half blood, George W. Cantrill son of said
Cantrill decd. a brother of the half blood,
James Wren, Eliza Wren, and Constantine
Wren infant children of Agnes Wren
and who was a sister of the half blood,

all of yours
& others
at ^{my} Anne's
carrick you

The annex of Mary A Jones
James Carroll, Albert & Mreum
and Eliza his wife, ~~and~~ Joel
Holliman and Emily M his wife,
and Nathaniel P Jones and Ter-
rah N his wife to a bill exhib-
ited against them & their in-
termediate resp. court by James
Carroll son of Gray Carroll

These respondents moving &c
for annex to said bill annex
and say, that it is true Gray
Carroll late of said county died
and made his will leaving
property to his children, and to
the said Gray Carroll his in-
fant son as stated in the
plaintiffs bill; they admit
that the land devised to him
will appreciate in value by
the usual course of cultivation
and that the improvements which
are valuable will be subject to
decay. They have no objection
to a sale thereof and are in
assent of the process as the
court may deem proper to de-
ret & having thus answered
they pray to be dismissed with
their costs &c

(Signed)
Emily Holliman

Mary A Jones
Gray Carroll
Albert Mreum for
himself and wife
Joel Holliman
for himself & wife
N. P. Jones for self & wife.
James Carroll

Thos. Carroll
curator

The answer of Thomas Carroll
to a bill exhibited against him
and others by James Carroll guardian
of Gray Carroll in the Superior
court

This respondent having and reser-
ving \$6 for answer to said bill
answers and says, that he ad-
mits it to be true that his
father Gray Carroll died and
made his last will and testa-
ment as charged in the Florida
bill. That he believes it
true the land devised to Gray
Carroll the infant defendant
would appreciate very much in
value before the infant arrives
to the age of 21 years, and that
his interest would be pro-
tected by a sale thereof, and the
proceeds placed at interest
would yield more more
than the annual rent of
the land. He is therefore
willing to the sale, if the court
deems it proper to direct it
having thus answered he prays
he be dismissed with
his costs &c

Respect
J. Carroll

Henry Mann
and others
at
Carricks you
Infects
carricks

The answer of Fanny Murre
Ellen Murre, Anne Constantha Murre
George M Holliman, James Holliman
Laura Holliman, Thomas C Holliman
and Caroline Holliman infant
under the age of 21 years by James
P Mills — Their guardian ad
litem to a bill exhibited against
them in Waplesburg Sup. court
by James Carroll guardian of
Gray Carroll

These respondents by their said
guardians for answer to said bill
answer and say that they believe
it true Gray Carroll late of said
county claimed to his son Gray
Carroll the land and other
property as stated in the plain-
tiff's bill, being infants they
do not know how their right
are to be effected by a sale of
the land as proposed. They be-
lieve to place themselves under
the protection of the court, and
ask that their interests shall
be duly protected in any decree
the court may direct to be
made in the cause, and
having thus answered they pray
their bill be dismissed with
their costs &c in their behalf
expended

signed
J. P. Mills for addition

Carroll per Gene

at

Carroll

Infants

arrived

The annuities of Gray Carroll
orphan of Gray Carroll are ~~in~~ ⁱⁿ ~~the~~
under 14 years of age ~~to~~
by ~~—~~ J. P. Mills his guardian
and letters to a bill exhibited
against him in the Superior
court of Mississippi by James
Carroll his guardian at law

This respondent by his said
guardian for answer to said
bill answers and says, that he
is informed that his father
Gray Carroll desired to have
a large and valuable tract of land
in the county of Mississippi, he is
ignorant as to his intent in
relation to the same and is
unable to say whether it be
to his intent that the same
shall be sold or preserved to
him when he arrives at age
He begs to place himself under
the protection of the court, and
asks that the provisions of the
laws shall be fully complied
with before any sale shall
be made, and his right in
all respects shall be duly protec-
ted and preserved. Having thus
answered he prays to be dismis-
sed with his costs &c in this
behalf expended

Witness
J. P. Mills ^{as} atty

John, others:

ad: Manning

Carrick Dr.

To Supplemental

Bill -

See rules 1867. filed

=

pray him to be disinterested

(Signed, A. D. Gurney for
self & wife.)

Mary A. Jones

Emily Holliman

Eliza Wrenn

Frederick Carroll

Th. Carroll

In the Circuit Superior Court of Law and
Ch: of the County of Dale of N. H., sitting in
Ch: The joint and separate answers of
several them for, Thomas Canab, Ely's Men,
Emily W. Hollenard, Mathe. P. Young &
Sarah V. his wife and George W. Canab,
to the ^{supplemental} Bill of complaint in the said Court
exhibited against them and others by
Thomas Canab and George W. Canab
executors of James Canab & others. —
The respondents, varying and reserving
to themselves, now and at all times
hereafter all benefit and advan-
tages of exception to the imputations and in-
firmities in the said Bill contained
for answer, admit that the original Bill
was filed or set forth, and that the per-
sons now have therein as described
and set forth by the complainant in
their said supplemental Bill alleged;
the defendants admit the truth of the
complainant's allegations, that the said
James Canab is dead, because a receipt
from George W. Canab who is one
of the heirs of James Canab to the real
estate the subject of this suit, if he, the
said George Canab is under the age of
21 years &c. and these defendants are
willing that this honorable Court shall
make any decree in the premises for
the relief of the complainant and for
the safe keeping and investment of the
persons of the lands sold by order of
this Court as stated in the Bill, and they

Can My infant
for others

and: I am now
to supplement
Can Mr. Brown

To the Judge of the Circuit Superior
Court of Kansas and Chy. for the
County of Shawnee in Chy.
setting - The joint and separate
assurances of Francis, Ellen and
Constantia Adams, and Geo. W.
Levinson, Laura, Rhona, C. and
Caroline Hallenad, and ^{Gray} ~~Caroline~~
~~Caroline~~ ~~and others~~ ~~and others~~
Can do so far, by ~~that they~~
James P. Mills, their personal ad-
vocate, to a supplemental Bill
which sets forth and states in
this Court by Rhona Can do, Geo.
W. Can do and: of James Can do
and others - The respondents by
their ~~own~~ say that they are of
tender years, and submit their
rights to the care of this Court;
they call upon the complainants
for proof of the allegations in
their Bill, and pray them to be
dismissed &c.

(signed,

J. P. Mills Esq. and others

Carroll for guarantee We acknowledge
vs: ³ J. Sp. in Chf. Service of this spot.
Carroll and others May 1844.
(Signed)

To Sum July 1844

Geo. B. Carroll
Mary A. Jones
A. P. Conny for
himself and wife
J. B. McNamee
for himself
and wife
Alfred McNamee for
himself & wife

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Isle of Wight County, Greeting:

WE COMMAND YOU TO SUMMON Gray Carroll an infant under the age of 21 years, Mary A. Jones, Thomas Carroll, Abbot C. Wynn and Eliza his wife, Isel Holliman and Emily M. his wife, Nathl. P. Young and Sarah W. his wife, George W. Carroll, Fanny, Ellen, and Ann Constantine Wynn, George M. Jones, Laura Thomas G. and Caroline Holliman the last eight infants under the age of 21 years.

to appear before the Judge of the Circuit superior Court of Law and Chancery for the County of Isle of Wight, at the Court House of said county, on the first Monday in June next, being rule day, to answer a bill in Chancery in the said Court exhibited against them by James Carroll son of Gray Carroll orphan of Gray Carroll.

and if they shall fail to answer the Bill within two months thereafter, the Court will take the said Bill for confessed, and proceed to decree the matter thereof accordingly. And have then there this

Writ.—Witness Nathaniel P. Young, Clerk of our said Court, at the Court House, this

20th day of May

1844, in the 68th year of the Commonwealth.

N. P. Young C.

Carroll's gain:

no. 3rd Ed:

Carroll Val:

To June July 1844.

I acknowledge receive
7 the within Spec
Aug 25th 1844
J^h Carroll

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of *Isle of Wight* County, Greeting.

WE COMMAND YOU TO SUMMON *Thomas Canoll*

to appear before the Judge of the Circuit Superior Court of Law and Chancery for the County of Isle
of Wight, at the Court House of said County, on the first Monday in *June* next,
being Rule day, to answer a bill in Chancery in the said Court exhibited against *himself* by *James*
Canoll guardian of Gray Canoll orphan of Lucy Canoll

and if *he* shall fail to answer the Bill within two months thereafter the Court will take the said
Bill for confessed, and proceed to decree the matter thereof accordingly. And have then there this
Writ.—Witness Nathaniel P. Young, Clerk of our said Court, at the Court House, this
20th day of *May* 1844, in the *18th* year of the Commonwealth.

N. P. Young

We acknowledge receipt of the above

May 28th 1847
Wm. A. Jones & Co.
of New York

Wm. A. Jones
Carrington Holliman
Eliza Merwin
L. C. Leavitt
H. K. Jones

Geo. W. Canoll genl:
of Gray Canoll, Vals:
no: 3rd Sp. in Ch.
May Am. Soc., Vals:

To June 1847.

A. A. Jones and Co.

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of *Isle of Wight* County, Greeting:

WE COMMAND YOU TO SUMMON *Mary Ann Linn, Thomas Carroll*
Elyse Dean widow of Albert B. Dean, Emily Hollerman widow of Robt
Hollerman, Walter P. Linn (and Sarah Virginia his wife), George W.
Carroll, George T. Carroll infant child of Saml Carroll decd, James
Ellen & Constantia A. Dean, George W. Linn, Laura and Caroline
Hollerman and Thomas Hollerman and Guy Carroll (the
last nine infants by their guardians to be appointed for that
purpose).

to appear before the Judge of the Circuit superior Court of Law and Chancery for the County of Isle
of Wight, at the Court House of said county, on the first Monday in *June* next,

if never and sufficient bills
being rule day, to answer a bill in Chancery in the said Court exhibited against *them* by *George*
W. Carroll guardian of Guy Carroll an infant, and the
said George W. Carroll (and Thomas Carroll, executor of
Saml Carroll decd.

and if *them* shall fail to answer the Bill within two months thereafter, the Court will take the said
Bill for confessed, and proceed to decree the matter thereof accordingly. And have then there this.

Writ.—Witness Nathaniel P. Young, Clerk of our said Court, at the Court House, this

20th day of *May* 1847, in the *71st* year of the Commonwealth.

N. P. Young

Services acknowledged by us

(Signed,

~~Martha Carroll~~

~~James Carroll~~

James Carroll

Mary A. Jones

Emily Holleman

~~Martha Carroll~~

Geo. W. Carroll

A. P. Young for self & wife

J. P. Willis for addition

I wish take notice. That on the first
Monday in October 1856 at the Club
office of Isle of Wight; and on the
18th of October 1856, at the same
place and on the 17th of October
1856 at the house of Edwin Morris-
son in Smithfield, Isle of Wight
County, between the hours of 8 o'clock
A.M. & 6 o'clock P.M., I shall take
the depositions of James Mc Candless
John W. Woodrich, Wilson John, & others
to be read as evidence in the suit
in the Circuit Superior Court of Law
and Chancery in Isle of Wight, in
which I am p't. of Gray Candless
&c. &c. and you and others are
opponents.

James Candless

Wm. Gray Candless

20 Sept. 1856.

To James Candless, Mary Ann Jones,
Nathl. P. Young this wife Virginia;
Albert & Wm. this wife, Emily Baker,
Geo. W. Candless, my dea. th. Candless
J. P. Wells 3d. of Gray Candless, to &c.
his sent.

Suria acknowledged by me
(Signed, Th. Carroll)

Adm'r to
Thos.
Carroll

To Mr Thomas, Care of - Norwich
please to take notice, that on
the 11th of May day, at the place
herein after named, I shall
take the deposition of James de
Breen, Wilson Jones, John Goodrich
and others, to be read as evidence
in the suit depending in the
Circuit Superior Court of Law &
Chancery for the State of New York,
in which I am (as the petitioner
of Gray Canale plaintiff) & you
and others are defendants.

The depositions will be taken on
the first Monday in October
1846, at the Clerk's office of the Court
of the State of New York, and on the 17th of
October 1846, at the Tavern of Edwin
Morris in Seneca Falls - ~~and~~
they will be taken between the hours
of 8 o'clock in the morning & 6
o'clock in the evening of said days.
September 24. 1846. James Canale pl. of
Gray Canale

~~with~~ the restrictions and conditions which should be and are usually imposed upon leases in the neighborhood. The improvements on the farm at this time are extensive and with the exception of the mansion, in a dilapidating condition. The Orchard is large, but not very valuable, the most of the trees being pretty old - The farm, according to the usual course of husbandry and cultivation of tenants - would not at the expiration of 10 or 12 years be worth as much as now by \$1000. unless there should be a considerable advance in the price of land about that time; I am of opinion that the intent of the said Gray Carroll is would be materially benefited by a sale of the plantation at this time, or the interest ~~of the money~~ which would accrue on the purchase money, added to its present value would enable the said Gray Carroll to purchase a farm, when he might prefer to own one, more valuable than this.

J. M. Jordan

Octo: 18th 1844, Come to hand
under seal

J. D. Wiles D.C.

to hand

Carroll

Carroll

James M. Jordan & Mrs. W. Goodrich personally appeared before me & made oath to the truth of the answers herein contained - Given under my hand this 7th day of Octo: 1844
J. Morrison D.C.

in Feb of Wight on which Gray Carrol
senior lived at the time of his death?
if so, what is it probably worth
in for simple? what would it
rent for probably for a con-
-tinuous term of 12 or 13 years, with
such restrictions and conditions
as are generally imposed, in the
neighborhood here, upon leases?
What are the improvements now
on said farm? Has it or not a
valuable orchard and access
to the usual course of husbandry
or cultivation by tenants, with
the farm probably be worth more
or less in 10 or 12 years than
it is now worth? and do you
think ~~now~~ that the interest of
the said Gray Carrol will be
materially benefited by a sale
of said land now or not?
I propose as to give an answer
to the said interrogatory -

any one of John W Goodrich to said question,
I know the said infant Gray Carrol. I know is
about the age of nine years, I do know the farm
on which Gray Carrol died and which by will he

gave to his son Gray Carrol Jr, which farm
I suppose to be worth between ~~five~~ ^{six} ~~seven~~ ^{eight}
thousand dollars, I suppose it would rent, one
year with another, until the child shall
arrive to the age of 21 years, (with out some
incident to the houses) for about 160 dollars.
The improvements were originally very good, as
they are all of wood they are already going
somewhat to decay and without considerable
repairs I suppose they will go very much
to decay before the infant shall be of age.
It is my opinion under all the circumstances
that interest of the infant manifestly requiring
that the said land should be sold
John W Goodrich

The answer of James W Goodrich to the
interrogatory at the time of exam-
ination and in the presence of the parties
as litigants to the infant defendants,
on the 7th of October 1846 -

I am acquainted with Gray Carrol, the infant child of Gray Carrol
died and believe he is about ~~the age of~~ eleven years
of age. I know the farm in the County of Middlebury on which
Gray Carrol Jr. lived at the time of his death, now belonging to his
infant son Gray Carrol Jr. and judge it to be worth at the time
in for simple about \$5000.00. I do not think it would rent for
more than \$150.00 for a consecutive term of 12 or 13 years with

The depositions of John W Goodrich and
James de Forest
taken on the 7 day of October 1844, at
the Clerk's Office of the County of
Lutes - the hours of 8 o'clock A.M.
and 6 o'clock P.M. of the same
day, to be read as evidence in the
suit now depending in the Circuit
Superior Court of Law and Chancery
for the County of Isle of Wight, in which
James Canale ~~is a~~ ^{is} plaintiff
Canale an infant is plaintiff: and
Thomas Canale and others are
defendants - which said depositions
are taken in the presence of
James B. Willy

guardians and citizens to the infant
defendants Gray Canale, Fanny Wm
Allen Wm, Ann C. Wm, Geo. W. Wm
Loring, Holliman Laura Holliman, Thomas
C. Holliman and Caroline Holliman infants.
Interrogatory by the complainant
to the defendant Debberson previous-
ly sworn to speak the truth -
Are you acquainted with Gray
Canale an infant child of Gray
Canale and: if so, what is his pro-
bable age? Do you know the farm

James Camille

Receipt for

books.

Sam^l Canoll gen^l of Gray Canoll
vs. Report of State

Man^y Ann Long V^o.

Octo. 1845.

Printed filed for
bonds

To the Judge of the C. S. C. & Chancery for Isle of Wight County.
By Virtue and in pursuance of a decree of the Circuit
Superior Court of Law and Chancery for the County of
Isle of Wight, pronounced on the 19th day of October 1844,
and minutes amended, in the suit of James Carroll
guardian of Gray Carroll against Mary Ann Jones
and others, we the commissioners named in said decree,
having advertised the same as directed, did sell at public
auction to the highest bidder on the premises, on Saturday
the 10th day of November 1844, the land in the decree
mentioned, to wit: The real estate of the infant Gray Carroll
deceased to him by his father Gray Carroll dec'd. &c. at
which sale George W. Carroll being the last and highest
bidder, purchased the same at the price of six thousand
dollars. We have taken from the said purchaser three
bonds payable to us as commissioners aforesaid, for the sum
of two thousand dollars each with good security, the
first bond payable on the 10th day of November 1845,
the second on the 10th day of November 1846 and the
third on the 10th day of November 1847, each carrying
interest from the day of sale - we have made a deed
to the purchaser without warranty - and here with return
the bonds aforesaid to the Court, subject to the future
order thereof, which we respectfully report to the
Court.

N. P. Courney Commrs.
Albert H. Kern Commr.

Canoll tal.

11. 3/4 report
in ch.

Don't say

Oct. 18. 1948. felio.

To the Judges of the Circuit Sup^r Court of Law
and Chancery for the county of Isle of Wight.

Pursuant to a decree of the said Court
pronounced on the 19th day of October 1847
in a suit therein pending, wherein Thomas
Carroll & George W. Carroll exors. of James Carroll
decd. & said Geo. W. Carroll in his own right &
as gov. of Gray Carroll are plaintiffs and
Mary Ann Jones, Thomas Carroll, Elyse Wren,
Emily W. Holliman, Nathl. F. Goring & Virginia
his wife, George W. Carroll, Harry Ellen, & Ann
C. Wren, and George, James, Laura & Caroline
Holliman, Gray Carroll & George Thomas Carroll
are defendants. The undersigned guardian of
the said Gray Carroll has invested the ~~the~~
~~same~~ amount collected on the three bonds
due to the said Gray Carroll for the sale
of his land in the proceedings mentioned,
amounting in principal & interest on the
5th day of October 1848 to the sum of \$7400—,
in the stock of the State of Virginia as per cer-
= tificates no. 2039, 2038, 434, 1999, 1997, 1998, 31,
and 300. which is respectfully submitted.

Octo. 18. 1848.

John W. Leavitt
Guardian of Gray Carroll

Candles &c

or 3/4 lb

Candle, Jaws

Others -

for the ct.

To be paid -

10/12/12

as the land and plantation on
which the distater resides in land
the lands that come forming when
-sons, Jones's, Rowan, and Goodrich
or in other words all the lands lying
on the west side of first swamp,
about 900 acres - and the Court
being also of opinion, that by
such sale, the rights of others will
not be violated, the Court doth

adjudge, order and decree that
Attor. P. Young & Albert E. ^{written of them} Messrs
~~who are to that purpose -~~ ^{with them} ~~appointed~~

~~the Court~~ (after advertising the time
and place of sale at the Court
House of Wm. Wright County at
some other place near to the
premises, and also by ~~advertis-~~
~~ment~~ in some newspaper in this
County, for at least seventy days,
so as to sell on the premises
to the highest bidder, at public
auction the lands aforesaid
on a credit of one, two and three years
but with interest from the day of sale

taking from the purchaser, bonds
with good personal security &
a lien on the land for the payment
of the purchase money and that
he make a deed to the purchaser
and bring the bonds into Court
subject to the future order thereof
and make report ~~of the proceeds thereof~~



Lang, Canch Co. of Gray Canch, Jeff.

Gray Canch an infant, deay an
Lons, & others.

On the motion of the complainant
it is suggested that Joel H. Manna
one of the defendants has induced
the institution of this suit & that his
wife Emily another defendant
has persuaded him - and this can
come on this day to be heard on
the bill of the complainant, the
answers of all the defendants,
replications thereto, ^{exhibits filed} and the
examination of witnesses; on
consideration whereof, and it
being proved to the satisfaction of
the Court by the evidence taken in
the cause, that the interest of
the infant manifestly requires
the sale of his real estate in the
bill mentioned, being a tract of
land devised to him by his father
Gray Canch, being the planta-
-tion whereon the testator lived at
the time of his death, and devised

Lane, Canale & Messrs of Gray Canale
Gray Canale & Co. -

This cause this day came on again
to be heard on the papers formerly read
and the report of the Atty. P. Young and
Albert & Edwin Commissions, made in pur-
-suance of the order of the 19th of Octo.
1844, to which no exceptions have been
filed, and was argued by Counsel;
on consideration whereof the Court
doth confirm the said report & the sale
made by the said Commissions, but
the land conveyed by them to the pur-
-chaser Geo. W. Canale is to be held
at all times liable for the purchase
money. ^{Other debts are to be paid by the said Geo. W. Canale} And Lane Canale who is
the guardian of the infant defend-
-ant Gray Canale who has
been sold under the aforesaid order
having executed a bond in this Court
in the penalty of \$12000, with Geo.
W. Canale ^{who justifies, as to his sufficiency} his sureties, conditioned that the
proceeds of the sale of the land pur-
-chased by the said Geo. W. Canale
shall be paid & fully applied in
such manner as the Court may direct,
and invested according to the order -

The Court doth order that the Clerk of
this Court deliver to the said James
Carroll possession of the said Gray
Carroll the three Bonds filed with
the report of the Commissioners, which
Bonds are now by law 14 Carrolls
on the 10th of November 1844 to the said
estate P. Young and Albert & Wm
Carr - one of the said Bonds is due
on the 10th of November 1845, one due
the 10th of Nov. 1846 & the other due
10 Nov. 1847 - each for the sum of
\$2000 with interest from the
said 10th of November 1844, which
bonds may be collected by the said
James Carroll possession as aforesaid
or they shall respectively fall due,
and he is hereby directed to invest the amount
by lending out the same upon good personal
security or good real security or both, for
the benefit of the said Gray Carroll -
Liberty is reserved to the infant defendant, to
show cause if any he can against this
order in a year after he shall be 21 years of
age -

Canals for

or

Canals to

be made in

the County

Oct. 1845.

Canoe

7 3/4

Canoe R.

over to the
Court -

To be entered

R. H. B.

Entered

Now you are out of the world and the world is a better place
than it was before. I hope you are happy and healthy.
I am your friend,
R. H. B.

I am Cash P^r of Gray Cash
May Jones &c.

It appearing to the Court that since
the rendition of the decree made
in this cause in October 1845,
the said James Cairns has died,
and that George W Cairns has
been appointed guardian of
the said Gray Cairns, and that
Thomas Cairns and the said Geo-
W Cairns are the executors of the
said James Cairns, & motion, of
~~the~~ leave is given ^{and Bill of revivor} ~~to~~ them to
file a supplemental ~~Bill~~ ^{Bill} in this
cause ~~to revive the said~~ ^{Bill} ~~and~~ ^{and} ~~thereupon~~ ^{and} ~~thereupon~~
the plaintiffs filed their supplemental Bill and
Bill of revivor accordingly -

Thomas Canth and Geo. W. Carroll are acting
officers Canth, and the said Geo. W. Carroll
in his own right and as gov. of Gray Canth
and infants or Mary Ann Jones, Thomas Canth
Eliza Brown, Emily W. Holliman, Mathew P.
Young and his wife Sarah V. Young, Geo. W.
Canth and Fanny, Allen, and Constantine
Ward, and Geo. W. Deenier, Danvers,
Thomas Canth and Caroline Holliman and
Gray Canth and Mary Thomas Canth
the last two infants - 2 p.

This cause came on this day to be again
heard on the original bill of discovery,
therein, the supplemental bill, answer,
of all the defendant thereto, replication
exhibit filed and was argued by counsel.
On consideration, ~~except~~ ^{except} ~~the~~ and Geo.
W. Carroll the present gov. of Gray Canth for
one of the infant defendants, having and
a bond in this Court on the 18th of October
1847, in the penalty of thirteen thousand
and eighty - dollars, with M. P. Young
his surety, conditioned that the said Geo.
W. Carroll guardian of the said Gray Canth
orphan of Gray Canth and shall and
faithfully apply the proceeds of the said
sale or the Court has directed, by decree in
the said cause of the twenty second day of
October 1845; and it appears to the Court
that the former guardian James Carroll
has departed this life since the decree of the
22^d day of October 1845 (1845) he having
received from the Clerk of this Court, the bonds

of George W. Canby the purchaser of the
lands named in the bill, but that he did
not collect them in his lifetime and that
the said bonds still remain in the hands of
Thomas Canby George W. Canby executor of
James Canby the former son of said Gray
Canby; the Court with advice, order them
that the said Geo. W. Canby and George W.
Canby executor of James Canby do deliver
and pay over to George W. Canby the present
possession of Gray Canby, the 3 bonds & take
for the purchase money of the lands of the
said Gray Canby sold under the order
of this Court, and which by the order of the
said Court, were delivered by the clerk to
said James Canby in his lifetime or son of
said Gray Canby, and the Court with
further order that the said Geo. W. Canby
the present son of said Gray Canby do
procure to collect the 3 bonds aforesaid,
and to invest the amount, by lending
out the same upon good personal security,
or good real security, or both, for the
use of the said Geo. W. Canby, or for the
benefit of the said Gray Canby, and the
said Geo. W. Canby is to make report to this
Court as soon as practicable showing
plainly and distinctly how he has
disposed of the money so invested to the
invested - liberty is reserved to the infant
after to show cause if any they can get
this decree and a new one they shall
respectfully arrive to the age of 21 years, at
this time is retained for further order.

Can sh for L.

or 2/3 been

Gray Can sh

for other —

for the Lugo
at October 1867.

~~whether the degree
to which the part of
a person's body which
the infant Gray passed
off? be a 2/3 and the
answer it be false.
There are moreover
several inconsistencies
between the part of
the body which
is corrected —
To be entered (L. 10).~~

and etc

all the
...
...
...

Cash dr.

3

Gray Carroce
an infant ~~dr.~~

Dea in the
Ledger submitted
the 18th Octo. 1828.

To be entered

R. H. B.

Antonia

Barroce & Gray can be settled -

This cause came on this day to be again heard on the papers formerly read and the report of George W Barroce guardian of Gray Can be made agreeably to the order of the 19th of October 1867, to which no exception has been filed and was argued by Counsel; On consideration whereof the Court doth confirm the said report, it order that the costs of this suit be paid out of the estate of the infant defendant George W Barroce &c.

Bonds having been returned with the
 report of the Commissioners, the Judge of
 the Circuit Superior Court of Law and
 Chancery of Isle of Wight, in a sum-
 mons in the said cause, has
 issued and issued a confirmation
 of the said sale & and with, as the
 law directs, proceeds to direct the
 application of the said money in
^{fulfillment of the}
 proceeds of the said sale or to the extent
 shall seem best. Now if the said
 Laws cannot prevail of this?
 They cannot shall with and faith-
 fully apply the proceeds of the said
 sale in such manner, as the Court
 may direct and invest the same as directed
 then the said obligation to be void,
 as to remain in full force —
 signed, sealed, & attested
 and delivered before }

James Carroll

Geo. W. Leavitt

Witness

N. P. Vining

Candy Bonds

Know all men by these presents, that
we James Canah and George W Canah
are held and firmly bound unto
Gray Carroce

in the sum of twelve thousand
dollars current money of Virginia,
to which payment well and truly to
be made, we bind ourselves our
heirs to jointly and severally, first
by these presents - sealed with our
hands and dated this 23^d day of
October 1845 -

The Condition of the above Obligation
is such, that whereas in or concerning
-up in the Circuit Superior Court of
Law and Chancery for the County of
Isle of Wight, in which James Canah
complainant of Gray Canah orphan
of Gray Canah decd: is plaintiff,
and Mary Ann Jones and others are
defendants, in a proceeding under the
act of assembly entitled "an act
to reduce into one the several acts concerning
-saying, orphan, curators, infants, masters, &c.
-filing" passed the 18 day of February A.D. 1819,
in the case of infant mal estate, the Court
did on the 19th of October 1844, decree a
sale of the infant mal estate in the said
mentioned, which mal estate was after-
wards sold by the Commissioners under
said decree and George W Canah
became the purchaser at the price of
Six thousand dollars - for which he
executed three Bonds, each for two
thousand dollars with interest from
the 16th of November 1844 till paid,
but payable in 1. 2 & 3 years from
the 16th of November 1844 - which said

This life and one George W. Carroll for, by the County Court
of Polk of right, lawfully appointed and qualified,
as guardian of the said Gay Carroll, the infant,
which will appear by reference to the record of said Court.
Now the said George W. Carroll guardian
of the said Gay Carroll appears of his Carroll
and shall well and faithfully apply the proceeds of
the said sale as the Court has directed by decree in the
said cause of the 22nd day of October 1865. Hence the
obligation is to be paid, or else to remain in said
Court and return.

Witness

Geo. W. Carroll
N. P. Young

Done at the
Court of Polk Co.
the 18th October 1865

Shew all men by these presents that we George W. Carroll
and N. P. Conroy are held and firmly bound Henry
Carroll in the sum of Twenty Thousand and eighty
dollar current money of Virginia. To which payment
well and truly to be made, we bind ourselves, our
heirs & jointly and severally firmly by these presents
sealed with our seals and dated this 18th day of ~~June~~^{October}
1847.

The Condition of the above obligation is such that
whenever in a ^{later} ~~case~~ depending in the Circuit Superior
Court of law and chancery for the County of Isle of
Wight in which James Carroll guardian of Henry
Carroll orphan of Henry Carroll decd. is plaintiff
and Mary Ann Jones doctress are defendants in a
proceeding under the act of Assembly entitled "An
act to reduce into law the several acts concerning
guardians, orphans, curators, infants, masters and
apprentices, passed the 18th day of February A. D. 1819
for the sale of infants real estate, the Court did, on
the 19th of October 1844 decree a sale of the infants
real estate in the Bill mentioned, which real estate
was afterwards sold by the commissioners under said
decree, and George W. Carroll became the purchaser
at the price of six thousand dollars, for which he
executed three bonds each for two thousand dollars with
interest thereon from the 10th day of November 1844
till paid, but payable in 1, 2 & 3 years from the 10th of
November 1844, which said bonds having been returned
with the report of the commissioners, the Court in a
decree rendered in said cause did decree and
order a confirmation of said sale, and did as the
law directs proceed to direct the application of said
money or proceeds of said sale as the Court should see fit.
And whereas since the execution of the bond of said
James Carroll gen: as aforesaid, executed on the 22^d day
of October 1845 the said James Carroll hath departed