

1850-008

Chancery Causes.
Dele of Wright County

Josiah Wood & ut vs Samuel C. Holland & ut
comt. & al

other SURNAMES. Blount,
Halstead, Happer, Blunt
Crump, Holleman, Halstead
Crocker, Light Foot, Kilby

Know all men by these presents that I Robert D. Woodley, of St. Marys County and State of Maryland, have constituted and appointed, and by these presents do nominate, constitute (and appoint John R. Kilby of Nausumond County and State of Virginia my true and lawful Attorney, for me and in my name to ask, demand, sue for, receive, and to grant all necessary receipts, releases and discharge, for and on account of, a Legacy left me by Samuel Woodley dec'd. late of Isle of Wight County, Virginia, and to do any and all acts necessary & proper to a settlement of the same, of to or with the Representative of said Samuel Woodley dec'd. his heirs, or any others now responsible for the same, and that as fully & completely as if I were personally present, hereby ratifying all my said Attorney, may lawfully do in the premises -

In witness whereof I have hereunto set my hand & affixed my seal this ninth day of May 1850

Witness

J. Spalding

Robert D. Woodley. (Seal)

State of Maryland
St. Marys County, to wit }

This day Robert D. Woodley, whose name is subscribed to the foregoing power of Attorney, personally appeared before me a Justice of the Peace for St. Marys County and State of Maryland and acknowledged the same to be his act and deed. Given under

my hand seal this ninth day of May 1850.

Joseph Spalding Esq

State of Maryland Saint Marys County Court
I hereby certify that Joseph Spalding
Gentleman before whom the within acknowledgment
was taken and signed was at the time of
so doing and still is one of the Justices of the
Peace of the State of Maryland in and for Saint
Marys County aforesaid duly commissioned and
qualified and that to all whom such due
faith are and ought to be given as well in
Court as Justice as thereon.

In Testimony whereof I have hereunto
set my hand and affixed my seal
of office this ninth day of May
in the year of our Lord one
thousand eight hundred & fifty

Wm. T. Ladd Esq
Saint Marys Co.



Robt D Woodly
to
John R Kelby
Power of attorney

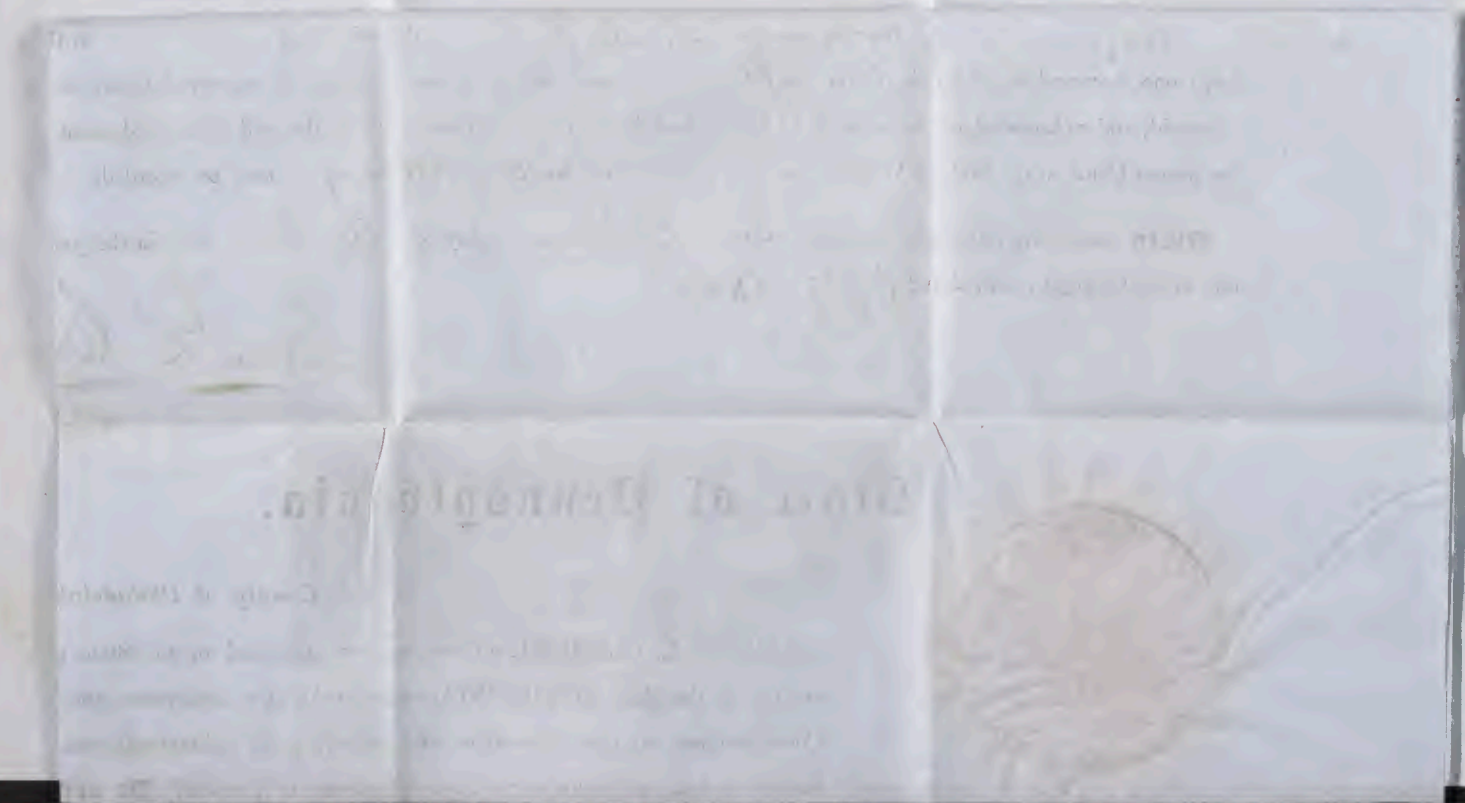
Know all men by these presents, That I Josiah Wood of the City of Philadelphia, and State of Pennsylvania, and Maria my wife (late Maria Woodley) one of the Legatees in the Last Will (and Testament of Samuel Woodley deceased, late of Isle of Wight County and State of Virginia, have constituted & appointed and by these presents do nominate, constitute and appoint John R. Kilby, of Suffolk, Hansemond County Virginia, our true and lawful Attorney, for us and in our names and behalf, to ask, demand, receive & sue for whatever amount may now be or may hereafter become due on account of the bequests contained in the will of said Samuel Woodley dec^d to said Maria, and to that end power and authority are hereby granted to, and vested in the said John R. Kilby, our said attorney to account with the Representative, or Legatees of said Samuel Woodley deceased, or any descendants of them or with any other person concerned, and to make such arrangements and compromise of our said claim as to our said attorney may be seen just and proper, not only for what may be now due but that yet to become due, and to grant all and every discharge, release and acquittance for the same, that may be necessary and proper, hereby ratifying and confirming all that ~~say~~ our said attorney may lawfully do in the premises, as though we were personally present to do the same - In witness

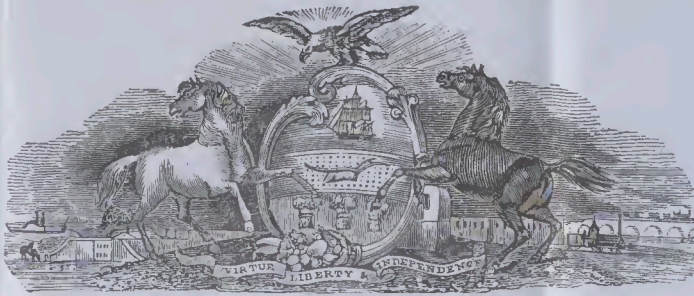
whereof we, Josiah Wood and Mariah
Wood have hents set our hands &
affixed our seals this 23^d day of
April 1830.

Signed, sealed & delivered } Josiah ^{his} Wood *Seal*
in presence of } Mark
} Maria ^{her} Wood. *Seal*
Mark.

Geo. S. Banger.

Saml. Clement.





State of Pennsylvania.

County of Philadelphia, to wit:

I, SAMUEL L. CLEMENT, a Commissioner appointed for the State aforesaid, under an Act of the State of VIRGINIA, entitled "An Act authorizing the appointment of Commissioners to take depositions and affidavits, the acknowledgment of Deeds and Instruments in writing under Seal, out of the State of Virginia," **Do hereby Certify,** that *Josiah Wood* a party to a certain

Letter of Attorney — bearing date the *Twenty third* day of *April* in the year of our Lord one thousand eight hundred and *fifty* — and hereto annexed, personally appeared before me in my State aforesaid, and acknowledged the same to be his act and deed, and desired me to certify the said acknowledgment to the Clerk of the proper Court in the State of Virginia, in order that the said *Letter of Attorney* may be recorded.

Given under my hand and seal this *Twenty third* day of *April* — in the year of our Lord one thousand eight hundred and *fifty*. 1850.

Sam L. Clement
Comm.

State of Pennsylvania.

County of Philadelphia, to wit:

I, SAMUEL L. CLEMENT, a Commissioner appointed for the State aforesaid, under an Act of the State of VIRGINIA, entitled "An Act authorizing the appointment of Commissioners to take depositions and affidavits, the acknowledgment of Deeds and Instruments in writing under Seal, out of the State of Virginia," **Do hereby Certify,** that *Mania Wood* — the Wife of *Josiah Wood* —

parties to a certain *Letter of Attorney* — bearing date the *Twenty third* day of *April* — in the year of our Lord one thousand eight hundred and *fifty* — and hereto annexed, personally appeared before me in my State aforesaid, and being examined by me privily and apart from her said husband, and having the aforesaid fully explained to her, she, the said *Mania* acknowledged the same to be her act and deed, and declared that she had willingly Signed, Sealed and Delivered the same, and that she wished not to retract it.

Given under my hand and seal this *Twenty third* day of *April* — in the year of our Lord one thousand eight hundred and *fifty*. 1850.

Sam L. Clement
Comm.

Isiah Wood wife

Power of atts.

Know all men by these presents that we
Samuel C. Holland and Catharine Holland
wife of said Saml. C. & formerly Catharine Woodley
have constituted and appointed by these
presents ~~have~~ do constitute and appoint
John R. Kelly of Nansemond County, Virginia
our true and lawful attorney for us and
in our names to ask, demand receive all
and any legacy due or to become due said
Catharine under the last will & Testament
of Samuel Woodley deceased, and to grant
all necessary proper releases, & discharges,
receipts therefor, to the Representative
or Legatee of said Saml. Woodley deceased
or to such other person as may be liable
therefor, hereby ratifying all our
said attorney may lawfully do in
the premises —

In witness whereof the said
Samuel C. Holland & Catharine his
wife have hereunto set their hands &
affixed their seals this 3^d. day of
April 1830.

Signed, sealed & delivered
in presence of

Saml C Holland

Catharine B Holland

Witness

Jacob Kenley Sr.

L.C. Holland and
Catharine his wife
to } Power of atty.
Mr. R. Kilby

Stebbinsville, Barrow Co.
Aug. 20th 1849.

Dear Sir,

Various causes prevented me from giving you my views in regard to the opinion of the Judge as expressed in the case of Wood & wife vs. Brodley's Exors. before I left Isle of Wight. I will now proceed to do so.

You may well suppose that my surprise, & I may add my astonishment, was great when you informed me what that opinion was. My habitual respect for the opinions of Judge Parker & my esteem for him as a man, would in ordinary cases have prevented me from expressing an opinion of my own in a case which he had decided. But my intimate knowledge of the particular feelings & wishes of the testator, and of the motives of the Executor compels me to regard that opinion as founded upon a total misconception of the facts of the case. Perhaps it will be well for me to give you a brief history of the case, that I may impress more fully upon your mind, the force of my succeeding remarks.

The peculiar relation between my uncle & Maria is well known. She was his slave; & had three children living at the time of his death. The children he wished to be absolutely free, & he accordingly emancipated them. Not so as to Maria. If the laws of the State had permitted him to emancipate her with the privilege of re-marrying in the Commonwealth, he would not have done so, as he wished her to devote her whole time & attention to the care of the children; ^{& never to get married.} and to secure that end he left her as a slave to my father in order that if she had other children afterwards, they might become the property of my father. Maria well knew & understood these wishes. They were well known in the neighborhood at the time. She resided for more than five years upon the piece of land allotted for her & receiving regularly her salary, dollar a year; but at the expiration of

that period she & Wood, (who living only a mile or so from each other) determining to get married, if my father would give her consent, emancipate her & allow her to leave the State (the Prob Gtts side were from the fact that Wood would not agree to marry her unless my father would first emancipate her.) For this privilege they agreed to give up their interest in the forty dollar a year, & to take upon themselves the support & maintenance of the children. My father, in view of all the facts & circumstances of the case, agreed to do so. He had been in constant apprehension of a procurement by the Grand Jury from the activities of Maria: his own health was becoming infirm: he had known Josiah Wood, & his family (who living for many years in sight of his own door) from his infancy, that he was a worthy young fellow, active, honest, thrifty & industrious, & that the care of the children would be safe in his charge. He really believed that the arrangement was the best that could be made for Maria & the children, & he considered that he was giving a fair & full consideration for the forty dollar a year: and history proves that he was right. The children of Maria from time her marriage would now pay, not only the forty dollar a year, but the thousand dollar also, due at his death. My father gave a deed of emancipation to Maria before her marriage, & I have no doubt from his general caution, required in the support of the children as a condition. Then having made no demand for it during the minority of the children, nor for many ten years after the youngest arrived at lawful age, it concludes that each at least was regarded ^{by them} as an obligation which they had assumed & properly verted upon them. Wood entered his consent to the terms of Maria's subsequent consent after the marriage.

Now, the error into which the Judge has fallen, I think doubtless, in pronouncing his opinion, is the assumption that my father was the mover in the business & that he imposed upon Maria & Wood, in prevailing upon them to get married & to leave the Commonwealth, for the purpose of avoiding the payment

of the forty dollar a year. I must confess that I feel hurt and mortified at this conclusion, not only because it ~~is~~ is calculated to fix a reproach upon the memory of my father as the perpetrator of a fraud, but because the opinion of the Judge seems to rest this object by the application of a legal principle, which has not one single feature of resemblance to this case, & which is at the same time unnatural, unreasonable & far-fetched.

I will now attempt to show this, and will do so, by showing that the principle laid down by the Judge would be applicable if the case were wholly reversing.

In the first place, if Maria had been emancipating or left free by the will of the testator, and my father had by any means deprived her of that freedom, a fraud would have been committing by him, & the application of the rule have been just in removing that fraud. But how it can be made applicable to the case of one who ^{was} a slave, and received her freedom, I cannot conceive.

2. To make Maria the beneficiary of a trust, it must be affirmed that she was a free person: But that she was a slave under the laws of the State is too clear to admit of an argument. The testator, by the way provision which he made for her (that she should live during her life on a certain piece of land), intended that she should remain in the Commonwealth; but the law would not allow him to set her free with this privilege, if he had wished. And it was absolutely necessary to enable her to enjoy the provision intended for her, that the testator should have given her as a slave to some friend.

3. The principle presupposes, that a legal trust may be created in favor of a slave against the master, which a court of equity may enforce: but property of any kind, absolutely or in trust, given to or in the hands of the slave, becomes the property of the master. It is clear however, in this case, that no legal trust was created. It was a mere confidential, personal trust that certain property given, should be created in a certain way,

a mere request, the neglect of which would amount to a breach of confidence only.

4. The principle supposes that the sixty dollars a year were given to Maria for her own benefit, whereas, it was given to her for the benefit of the children. They, the children, might have ~~she~~ had a claim upon my father for support, if his apportion or substitution had failed to support & maintain them during their minority. But that their maintenance was secured is proved by the fact that no demand was made for the purpose. It is also proved by the same fact, that my father's agent fully recognized & performed his obligation. — Maria was the Trentu (if I may be allowed to say so) for the children in the application of the sixty dollars. And consequently she as such Trentu ~~and~~ was guilty of the fraud in disposing of that amount. Her acknowledgment is a receipt of the money; she declares that she had no ^{full} valuable consideration for it.

5. So far as my father's action is concerned, what is there in it which can liken it to a sale by a Trentu, & a purchase of the thing sold? What did he sell? The freedom of Maria? Her right to leave the Commonwealth? Did he purchase either of these? He certainly did not sell & purchase the sixty dollars a year. Regarding Maria as a free person & under the will, the plain common law view of the matter is simply this; — that she & my father as co-legates fairly made an exchange of portions of their respective legacies. Regarding her as a slave, she had no rights but such as my father chose to grant her, & the only trust which ~~was~~ ^{could} legally be imposed was that created for the children, if Maria & her husband had failed to raise & support them.

6. The opinion of the judge assumes that my father was the mover & instigator of the transaction; whereas, he went on faithfully to perform the object of the testator for upwards of five years, and only yielded to the request of Maria & Lord. — If there was a fraud committed by either party, that fraud was committing

by both, & committing ~~it~~ jointly upon the testator: and if the wishes of the testator are to have any influence in the decision of the question, the condition should be made to fall alike upon both, and they should be placed in statu quo ante bellum. Bring her back to the place appropriate for her; - declare void the deed of emancipation and the deed of relinquishment.

7. The Judge says that the long silence of the defendants as to the emancipation & freedom of Maria is an estoppel to them in now claiming her as a slave. I had always thought that long silence, laches, might be, operative as a bar to the claimants demand. The defendants in this case have demanded nothing, and her emancipation was merely suggested as a justification to the plaintiffs' demand. They have even proposed to pay even a present sum for the future interests of the defendant upon giving an acquittance. If it be too late for the Defs. to suggest a claim which they would have had but for the relinquishment filed in the case, with what force and propriety can the same rule apply to the claim of Maria & Wood? After having obtained & enjoyed their freedom for nearly a quarter of a century upon terms proposed by themselves; after having permitted the matter to elapse without an effort to avow it, for twenty years after the death of the other party to the contract, & after the death of most of the persons living at the time, who would have been witnesses of the transaction; after having performed faithfully their own part of the contract without the suggestion of a fraud, or a complaint of its hardship or injustice, - these persons are now promising to return & to demand the whole of that which by their own acts they had both forfeited and relinquishing. And they are sustained in their demand by the forced application of a constructive principle of law! Why, if the mind be permitted to inquire how it is that the long silence of Wood & wife has just been broken, a very small degree of fancy could draw a picture which would make the blood almost run cold, if the propriety of the law did not, to its ^{own} discredit & the discredit of human nature, furnish too many instances of

a similar kind. Can it be believed that Holland & wife, for the sake of securing fifty dollars, the full proportion of the legacy when it is due, & probably the amount of their fee to their lawyer, would have brought & anticipated this suit? Can it be believed that Wood & wife at this late day, when the youngest of the three children is now thirty years of age, whose support & maintenance was intended to be secured by the provision of the will, & who never made the slightest demand or request during the minority of the children, ^{would have done so, as a good thing, thought of it} if their ^{hopes of gain} ^{prompted to them by others} had not been prompted to ~~it~~ by the hope of gain? Is it not possible that a triumvirate may have been formed for a division of the plunder that might be acquired through the use of their names?—

8. Upon the bare exhibition of their claim by Wood and wife, after the lapse of more than twenty years, & after the object intended to be secured, had been fully accomplished & accomplished for ten years before such an exhibition, the natural presumption would be that they had received it. But the exhibition of their actual receipt & relinquishment of it is ^{by the Court} ~~countered~~ ^{into a} ~~ground~~ ^{ground} in the person who discharged it.

9. Suppose ~~that~~ ^{that}, immediately after the emancipation of Maria by my father, her relinquishment, and marriage with Wood, & after the endorsement of his agent to the terms of the relinquishment, ~~that~~ my father had sought to restrain them from leaving the State & enjoying their freedom, would not the Court have pronounced such an attempt on his part, as well on account of the manifest fraud contained in it, as for the cause of human freedom?— But it is now counting into a fraud, because he granted to them their freedom & permitting ^{them} to leave the Commonwealth to enjoy it.

But whatever may be a proper construction of law as to any fiduciary ~~character~~ relation between my father & Maria, it cannot be applied as between my father & Wood. My father might have made a bargain with Wood or any body to support & maintain the children or to give sixty dollars a year for that purpose; and his only concern would be that he employed a competent & reputable person. After his marriage with Maria

he became entitled to the annuity, & should the decree be carried out, according to the opinion of the Court, the proceeds will be paid to him. Was not then, his endorsement on the relinquishment of his wife ~~as~~ ^{only} in condition as valid as his receipt would now be? Can he not at this time abandon the suit & relinquish all his interest in it? If now, why not then?—

I cannot in conclusion, forget the remark that the opinion of the Judge carrying into a decree would exhibit one of the harshest results known in the history of judicial proceedings. The liberty of an individual has justly been regarded as one of the richest blessings enjoyed by humanity: but here is a case in which the legal owner of a slave commutes his interest in a mother and her offspring as slaves forever, for a small annual stipend. And after enjoying their freedom for many years & submitting quietly to the terms & stipulations of their own proposition, the freed woman is allowed to return & ~~to suffer~~ ^{to suffer} under a construction of law to brand her benefactor's memory with a stigma & inflict ruin upon his children. — I say "ruin",— because but for this agreement & their acquiescence under it for so great a length of time, the annual payment of sixty dollars would have been a trifle: provision would have been made to meet it as it became due. But now—entrapped by their faith in an open & honest transaction;—betrayed by the long unbroken silence of the claimants;—the accumulation of the annuity, increased by the interest on each installment, has become so great as actually to threaten some of the dependants with bankruptcy. —

I trust that the Judge will, under a review of the case, find reason to change his opinion. If not, I cannot hesitate in asking for an appeal; and in this event I hope you can find some means to get, as a matter of future convenience to me, the paper filed in the cause.

I am very truly &c.

Wm. A. Woodley

The Hon. A. Attorney.

State of Pennsylvania, to wit: I Washington Peace a Commissioner appointed for the State aforesaid, under an act of the State of Virginia, entitled an act authorizing the appointment of Commissioners to take depositions & affidavits, the acknowledgment of deeds & instruments in writing under seal, out of the State of Virginia; do hereby certify, that Josiah Wood a party to a certain deed or power of Attorney bearing date the 11th day of January 1847 & hereto annexed, personally appeared before me in my State aforesaid & acknowledged the same to be his act and deed, & desired me to certify the said acknowledgment, to the clerk of the proper court in the State of Virginia, in order that the said deed may be recorded. Given under my hand & seal this 11th day of January 1847.

Washington Peace
Commissioner

State of Pennsylvania, to wit: I Washington Peace a Commissioner appointed for the State aforesaid, under an act of the State of Virginia, entitled an act authorizing the appointment of Commissioners to take Depositions & affidavits, the acknowledgment of Deeds & Instruments in writing under seal, out of the State of Virginia; do hereby certify, that Maria Wood the wife of Josiah Wood parties to a certain deed or Power of Attorney bearing date the 11th day of January 1847, and hereto annexed, personally appeared before me in my State aforesaid, and being examined by me privily and apart from her said husband, & having the deed aforesaid fully explained to her, she the said Maria acknowledged the same to be her act and deed, and declared that she had willingly signed sealed & delivered the same & that she wished not to retract it. Given under my hand and seal this 11th day of January 1847.

Washington Peace
Commissioner

unto our said attorney, by these presents, our full and whole power and authority in and about the premises, to have, use, and take all lawful ways and means, in our names, for the purposes aforesaid, and upon the receipt of any debts, dues, or sums of money, acquittances, or other sufficient discharges, for us and in our names, to make, seal, and deliver. And generally all and every other act or acts, thing or things, device or devices, in the law whatsoever, needful and necessary to be done in and about the premises, for us and in our names, to do, execute, and perform, as fully, largely, and comply, to all intents and purposes, as we or either of us might or could do, if personally present; and attorneys one or more under him, for the purpose aforesaid, to make and constitute, and again at pleasure to revoke. Hereby ratifying, allowing, and holding for firm and effectual, all and whatsoever our said attorney shall lawfully do in and about the premises, by virtue hereof.

In witness whereof, we have hereunto set our hands and seals, this Eleventh day of January, in the year of our Lord One Thousand eight hundred and forty seven.

Scaled and delivered

in presence of us.

Washington Peace

W. Wilson Harris



his
Josiah + Wood
mark
her
Maria x Wood
mark

To all persons to whom these presents shall come, I, Josiah Wood of the City of Philadelphia, in the State of Pennsylvania, and Maria my wife (late Maria Woodley) one of the legatees named in the last will and testament of Samuel Woodley late of Isle of Wight County, in the State of Virginia, deceased, send greeting; Whereas the said Samuel Woodley, in and by his last will and testament, did amongst other things, give and bequeath unto the said Maria the interest of One Thousand Dollars, during the life time of the said Maria, to be paid to her by the executor of the said Samuel Woodley: Now know ye, That I the said Josiah Wood and Maria my wife, have made, constituted, and appointed, and by these presents do make, constitute, and appoint John R. Kilby of Suffolk, in Nansemond County, Esquire, our true and lawful attorney, for us and in our names, and for our use, to ask, demand, sue for, recover, and receive of and from the said executor of the last will and testament of the said Samuel Woodley, or in whose hands soever the same may be found, the said legacy or bequest mentioned in the said will, and all arrearages of interest which remain unpaid, and all demands whatsoever, which are and shall be due, owing, payable and belonging to us by any means whatsoever, for or on account of the said Maria's share, part, or dividend of the estate aforesaid. Giving and granting

Know all by these presents that we Elizabeth A. H. Woodley & Thomas Wood-
-ley are held & firmly bound unto William A. Woodley Esq.^r of And. Woodley decd.
in the sum of five thousand dollars; for the payment of which well & truly
to be made, we bind ourselves, our heirs, Executors & assigns firmly by these presents.
Sealed with our seals and dated this 25th day of Feb. 1837.

The condition of the above obligation is such that as the above bound
Elizabeth A. H. Woodley has received her full & proper proportion of her father's
estate as allotted by commissioners of the court for that purpose, from
the hands of the said W. A. Woodley surviving Esq.^r of said And. Woodley,
and has had a full & final settlement of balances due on settlement of
the executorial and guardianship accounts of said W. A. Woodley. Now
if the said Elizabeth A. H. Woodley shall well & truly refund from time
to time her full & just proportion of any and all existing debts against
the estate of the said And. Woodley decd., or of all debts which may
hereafter arise & be legally due by the said estate as the same may
arise and be demanded; then this obligation to be void, otherwise to
remain in full force & virtue. —

E. H. Woodley Seal
Th. Woodley Seal

Elija N. N. Woodley
To Refunding Bond.
A. Woodley's Exor..

Know by these presents that we Thomas Wood-
-ley and John A Woodley are both & jointly bound
unto William A Woodley surviving Exor. of An-
-drew Woodley decd. in the sum of five thou-
-sand and no other lawful money of Virginia,
for the payment of which we bind ourselves,
our heirs, Exors & assigns: jointly & severally,
firmly by these presents - sealed with our seals
and dated this 1st day of Nov. 1834. -

The consideration of the above obligation is
such that whereas the above bound Thomas
Woodley has received his full & just propor-
-tion of his father's Estate as allotted by com-
-missioners of Court from the hands of the said
William A Woodley surviving Exor. of said And^{ew}
Woodley and is Guardian also of the said
Thomas, and has settled in full with his said
guardian for all demands & interests in this
whale; Now if the said Thomas shall not
& truly perform from time to time his full
& proper portion of any and all existing debts
against the estate of the said And^{ew} Woodley decd.
or of all debts which may hereafter arise & be
legally due by said estate, as the same may
arise or be demanded, - Then this obligation
to be void or else to remain in full force -

Tho: Woodley Seal

J. A. Woodley Seal

Pho: Woodley
To } Refunding
 } Bond
A. Woodley's Exor

Know, That I John A Woodley am here & firmly bound unto Willis A Woodley Esq. of Andrew Woodley decd in the sum of five thousand dollars; to the payment of which well & truly to be made I bind myself, my heirs, Executors & assigns firmly by these presents, Sealed with my seal this 8th day of November 1833.

The condition of the above obligation is this, that when the said John A Woodley is, on his arrival to the age of one & twenty years, receive of Willis A Woodley as Esq. aforesaid, and as the testamentary Guardian of the said John, his just, full & proper proportion of the estate of the said Andrew Woodley decd as allotted & set apart by Commissioners of the Court of Isle of Wight county for that purpose, amounting to the above mentioned sum: Now if the said John A Woodley shall refuse or come to be refused from time to time, his just & proper proportion of all debts & demands that may arise & remain unpaid (& which the said Willis A Woodley may legally be compelled to pay as Esq. aforesaid) after the disbursement of the assets which are in his hands & fully made, whenever such debts or demands may be given or be demanded, then the above obligation to be void, but else to remain in full force & effect. —

W. A. Woodley
Esq.

J. A. Woodley Seal

Nov. 8th 1833. I do hereby acknowledge to have received
of Miller & Woodley Esors of Andover Woodley and for
my guardians, all & every kind of estate to which I was
entitled as one of the distributees of my father; & to have
had a full settlement of all matters & accounts in relation
thereto with him --

Geo. H. Woodley,

John A. Woodley
vs. & Responding Bond
3 & Recd. -
Woodley's Exors.

Be it all men by these presents that I William A Woodley
am lawfully and firmly bound unto Miller A Woodley in the sum
of two thousand dollars; for the payment of which note I truly
to be made, I bind myself, my heirs, Executors & assigns, firmly by these
presents sealed with my seal and dated the 23rd day of March
Eighteen hundred and thirty two.

The condition of the above obligation is such, that whereas
the above bound William A Woodley has received personal pro-
perty of the said Miller A Woodley Executor of Andrew Woodley
decd. to the amount of two thousand five hundred dollars, and
that too before the settlement of the estate of the said Andrew Wood-
ley decd. now if debt should come against the said Miller A
Woodley as Executor aforesaid more than sufficient to exhaust the
fund remaining in his hands, and the said William A Woodley
shall not and truly refund and pay from time to time his full and
just proportion of such debt, with all legal costs & charges attending
the same, to the said Miller A Woodley as Executor aforesaid, as the
same may be demanded of him, then the above obligation to
be void or else to remain in full force and virtue.

Teste
Thomas Woodley

Wm A. Woodley Seal

William B. Woodley
To Σ Refunding Bond.
Woodley's Bond

Wm. wife tar.

n.

1/2 Bill of costs.

Stoddy's exp. tar.

~~Black~~ (including dismission) ~~(not done)~~ \$16.80

Atto. and writ tar. 17.41

Sheriffs for exp. process & return 9.50

Coroner 6.00

Commissioner 16.00

Order of public. 5.00

Total costs excluding copies ——— \$70.77

Copies by bill. of Sale of weights 4.30

do. " " " Norfolk city 4.00

\$79.07

M. P. Gormley & Co.

3 fifos. + .58 ——— 1.74

\$80.81

Wood House

21. { Bile. cut.

Woodley t.

79.

To Secy of W. Cty. Let Sp^a include all parties
to ans. amended Bill

To North. Willis W. Hooper & Cornelia his wife
& ans Virginia Blount - (To ans. amend Bill)

To Tennessee Mrs. C. Crump and Josiah Blount
, (to answer original & amended Bill)

To Lewis County Willis H. Woodley suror
Eas. of Andrew Woodley dec & also as adm.
of Andrew B. Woodley dec - and Elizabeth
H H Woodley (To ans. amended Bill)

Sp^a has to Feb. rules - In line
by mail - pay postage & charge 50.

J. R. Kelly

Memo. for
Clark

|||||
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6
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2

15

6
3

6

16.66
17.50

17.41

Capl William Crocker

1829

To Andrew Woodley do

July 22. To Repairing gig ———— \$ 1.50

" " 14th Iron & 7¢ ———— 1.04

30. Making shatter board sundries & tapes 2.00

Oct 1. Making gig spring 2/ ———— 1.50

" . Putting tire on gig wheels ———— .10th

" . 8th Iron & 7¢ ———— .58th

11.75th

Capt Mm Crocker

To 3 a/c

Capst. William Crocker

1825

To Amos Woodby — Dr

Dec. 15. To 2 B. P. Saws @ 4/6 — — — \$1.50

1826

Feb. 5.	"	Putting Bar to D. hoe 3/	50
8	"	Laying 2 cutters @ 3/3 7 th Iron @ 7¢	1.24
"	"	1 st B listard the off	26
15	"	Plating shoes of 2 Dagons @ 3/	1.00
"	"	Wood work & shoeing D. plough 4/6	75
"	"	Mending Clvice 9 th	12 th
March 3	"	Making Trowe hoe 3/9 4 th iron @ 7¢	90 th
13	"	Stripping & pointing D. hoe half way	75
"	"	Repairing D. plough shoe handle &c	75
April 19	"	Making fluke hoe 4/6	75
"	"	Laying cutter 2/3 11 th Iron @ 7¢	1.14
June 2	"	Laying 2 trowe hoes @ 3/12 Iron @ 7¢	1.84
"	"	Cutting Shank of D.	56 th
27	"	Stripping & pointing D. hoe 6/	1.00
July 5	"	Laying 2 fluke hoes @ 3/ 11 th Iron @ 7¢	1.77
			14.31 1/4
August 7	"	Making a pair Hames 1/6	25
"	"	Laying an axe 3/ 2 nd Iron 7 th 1 st steel 9 th	76 th
11	"	Mending a pair Hames 1/1 st	18 th
"	"	1 axe for Wm Tomlin 3/ for order	50
"	"	1 st Iron 7 th 1 st steel 9 th	22 th
Sept 25	"	Making narrow axe 4/6	75
"	"	5 th Iron 7 th 1 st steel 9 th	47 th
"	"		64
Novem 5	"	Laying narrow axe 3/ 2 nd Iron 7 th	127
"	"	1 st steel 9 th	
		To your account as at W. Cawling	\$18.26
			98.16
			\$116.42

Capt. Wm Crocker

apc

HL

Capt M Crocker will be so good as to pay Mr
Willis Bowling \$ 98.16 & and this shall be set
against me for the same

January 7th 1828

Wm Crocker

Accepted
Wm Crocker

Francis M Boykin
for
Sanny Boykin

Pay the within to Capt. A Woodley &
June 7th. 1829

of the
Marling ad.
of I Plant.

Leaving
on 2 orders
to receive
\$98.16

J.

On demand I promise to pay to James A. Woodley
\$11.00 or order the sum of eleven dollars and
eighteen cents, value recd.: for the payment of
which I bind myself, my heirs, executors & assigns
firmly by these presents. Sealed with my seal
Dated this 21st day of April 1828.

\$11.00/18 cents

Wm. Crocker 

May 30th 1829 - Pay to Amos Moody -
J. A. Moody & Co

76.

Amos Moody
to J. A. Moody & Co
J. A. Moody & Co
11/18

Capt William Crocker will pay unto
James & Willis H Woodley the sum of
fifty ^{dollars} ~~seven~~ and 29 cents and this shall be
a receipt against me in full of all
demands up to this date June 1st 1828

Francis M Maykin
Capt. the above for Fanny Boykin
order

Wm Crocker

May 30th 1829 - Pay to Amos
Woodley - Jas^d Woodley Sr

Enoch
To 3 men
Woodley

5.

Be it known to all whom it may
concern that I Mariah of Woodley, late
the property of Samuel Woodley, decd,
late of the County of Del of Wight,
and who have recently been emancipated
and set free by Andrew Woodley
of the County of Del of Wight, for and
in consideration of value received
of the said Andrew Woodley, do
hereby exonerate, release, acquit &
discharge him the said Andrew
Woodley as executor of Samuel
Woodley and in every other charac-
-ter whatsoever, from all claims,
demands &c which are or have been
set on in law or equity due owing
to me from the said Andrew Wood-
-ley under the will of the said
Samuel Woodley - hereby relinquishing
to the said Andrew Woodley all
my right, title &c in law & equity
to the extent on One thousand
Dollars to me to be paid annually
under the will aforesaid - ~~for~~
during the life of the said Mariah
Given under my hand & seal this
4th day of October 1827

Witness

Barth: Lightfoot

her
Mariah of Woodley
mark

I Josiah Wood. do hereby acknowledge that
the within Bargain & Agreement was made
& Entered into. previous to my Marriage
with the said Mariah of Woodley, and
I do now acknowledge & approve of the
same Agreement. Given under my hand
& Seal this 21st day of Nov^r 1827
Test
Mr. B. Woodley
Josiah^{his} Wood Seal
mark

Mariah of Woodley
to Z Beck
Ans^d Woodley

Y

Know, that I John H. Woodley am held and firmly bound
unto Willis H. Woodley Esq. of Adams County deed: in the sum
of five thousand dollars, to the payment of which well
and truly to be made I bind myself, my heirs, executors,
firmly by these presents sealed with my seal this 8th day
of November 1842. The condition of the above obligation
is this, that when the said John H. Woodley did on his
arrival to the age of one and twenty years, named of
Willis H. Woodley as executor aforesaid, and as the
interim guardian of the said John, his full
and proper protection of the estate of the said
Adams County deed: is allotted and set apart by Com-
missioners of the Court of Deeds of Adams County for that
purpose, amounting to the above mentioned sum:
Now if the said John H. Woodley shall refuse, or come
to be refused from time to time, his full and proper
protection of all debts & demands that may arise and
remain unpaid (and which the said Willis H. Woodley
may legally be compelled to pay as executor aforesaid) after
the disbursement of the assets in his hands is fully made,
whenever such debts or demands may arise or be
demanded, then the above obligation to be void
but else to remain in full force & effect. —

Teste
Thos. Woodley

John H. Woodley Esq.

Copy.

Teste

A. P. Young Esq.

Woody t
at 3³⁰ p.m.

Wood t.

Exp't. C. filed by cliff.
W. Woody with his
and

This Indenture made this 2nd day of March in the
year 1836, between John S. Holstead of the first part, Nathaniel
Young of the second part & William A. Moody of the third part: Wherein
as the said John S. Holstead has this day executed his bond to the
said William A. Moody, as Executor of Andrew Moody and, in the sum
of five thousand dollars, conditioned to refund his just & proper
proportion of all debt & demands which may hereafter arise
against the estate of the said Andrew Moody, as the same may
become due & payable, and wherein the said Holstead is willing
& desirous to secure the said William A. Moody in the same: Now
this Indenture witnesseth, that for & in consideration of the
premium, or also for the further sum of one dollar in hand paid
to the said John S. Holstead by the said Nathaniel Young, (the receipt
whereof is hereby acknowledged) he the said John S. Holstead hath
given, granted, bargained & sold, & by these presents doth give, grant,
bargain & sell unto the said Nathaniel Young, his heirs, Executors & assigns
the following slave & then deceased, to wit, Cyrus, Joe, Stephen,
Linda & her children, Margaret, Jack, Richard & Prudence; To have
& to hold the said slave & then deceased, unto the said Nathaniel
Young, his heirs, Executors & assigns. And the said John S. Holstead
for himself, his heirs, Executors & assigns, doth hereby covenant, promise
& agree to & with the said Nathaniel Young his heirs Executors & assigns that
the right & title of the aforesaid slave & then deceased, unto the said
Nathaniel his heirs Executors & assigns, against all persons whatsoever, shall
& will warrant & forever defend by these presents. Upon trust nevertheless
that the said Nathaniel Young his heirs Executors & assigns shall per-
mit the said John S. Holstead to remain in quiet & peaceable possession
of the the aforesaid slave & then deceased, & take the profits
thereof to his own use, until default be made in the conditions
of the refunding bond above mentioned & then upon the further
trust that he, his heirs, Executors or assigns shall & will, as soon after the
happening of such default as aforesaid as he or they shall think proper,
or the said William A. Moody, or any other person legally authorized in
his name, shall request, sell the said slave, & then deceased, or such
part thereof as shall be necessary, to the highest bidder for ready money

at public auction, after having fixed the time & place of sale, at
~~then~~ or his own discretion, and give ten days notice thereof at
two or more public places in the county of Isle of Wight - and
out of the moneys arising from such sale shall, after satisfying
the charges, taxes, & all other expenses attending the process, pay
to the said Willis & Woodby or such other person as may be
legally authorized to receive, such sum as shall be found to be
the just & proper portion of such debt as may arise under
the condition of the said bond aforesaid: and the balance if
any, shall pay to the said John D. Holstead, his heirs, Executors & assigns.
But if there shall be no default in the condition of the said
bond, so that the said Willis & Woodby shall not be injured, then
this indenture shall be void, or else to remain in full force & virtue.
In witness whereof, the said parties to these presents have hereunto
set their hands & affixed their seals the day & year first above
written.

John D. Holstead *Seal*
Nathl. Young *Seal*
Wm. D. Woodley *Seal*

Hoolshad
to $\frac{2}{3}$ and of trust
Young for Woodley

March 2nd 1836 a.M.
by the parties and att.
to be recorded —
W. Young D.C.

Recorded
—

Refunding Bond
inclosed —

11

1836

Now all men by these presents that Mr. John L. Holstene
and an his & friends bond unto William & Mary
by writ of Andrew Woodley and in the sum of five thousand dollars:
for the payment of which note & truly to be made, we bind ourselves, our
heirs, Executors & assigns, jointly & severally, firmly by these presents. Sealed with
our seal & date the 2nd day of March 1830. —

The condition of the above obligation is this, that whereas the
above bound John L. Holstene has received of the said William & Mary
as Executors aforesaid, and as Guardian of Mary Ann Woodley, who has mar-
ried with the said Holstene, the full & proper proportion of
the estate of the said Andrew Woodley decd. as aforesaid & set apart to
the said Mary Ann, by commission of the Court of Sale of High
County approved for that purpose, amounting to the above mentioned
sum: Now if the said John L. Holstene shall refuse or cause to be
refused from time to time his just & proper proportion of all debts & legal
demands that may arise or remain unpaid against the estate of the
said Andrew Woodley decd, & if such debt or demands may arise, then
the above obligation to be void otherwise to remain in full force.

Witness

Nathl. Young

John L. Holstene

Seal

Know all men by these presents, that I William B. Woodley am held and firmly bound unto Willis H. Woodley in the sum of Five Thousand Dollars, for the payment of which well and truly to be made, I bind myself, my heirs executors & assigns firmly by these presents, sealed with my seal and dated this 23^d day of March 1832. The Condition of the above Obligation is such that whereas the above bound William B. Woodley has received personal property of the said Willis H. Woodley exor. of Andrew Woodley decd. to the amount of two thousand and five hundred dollars, and that two before the settlement of the estate of the said Andrew Woodley decd. No debt should come against the said Willis H. Woodley as exor. aforesaid, now then sufficient to exhaust the funds remaining in his hands, and the said William B. Woodley shall well and truly receive and pay from time to time his full and just proportion of such debts, with all legal costs and charges attending the same, to the said Willis H. Woodley Exor. aforesaid, as the same may be demanded of him; then the above Obligation to be void or else to remain in full force and virtue.

Teste

Thomas Woodley

Wm B Woodley *Seal*

Cpy.

Teste

A. P. Young Esq.

Woody val.

at. 3 City.

Wood t.

Expt. C. filed by
Def. with Woody in the
his an.

In the County Court of Isle of Wight January 3.^d 1831.

Woodley vs. Woodley; him &. In Chancery.

This day the Cause came on to be heard on the bill, answer and exhibits, was argued by Counsel, on Consideration whereof the Court with a Judge, order and decree that Barth. Lightfoot, Blackburn Booth, Wilson Davis and John B. Gale, or any three of them, after notice to the adult parties and the next friend to the infants, proceed to divide the slaves of Andrew Woodley, dead, into five parts, and allot an fifth of the said slaves to W^m B. Woodley, an fifth to John Woodley, an do. to Elizabeth Woodley, an do. to Thomas Woodley, and the remaining fifth part to Mary Ann Woodley, and that they do make a report of their proceedings to this Court in order to a final decree. Liberty is reserved to the infant defendants to show Cause, if any they can, against this decree within twelve months after they shall arrive to the age of 21 years.

Copy.

Teste A. P. Young &c.

Woodley's exort.
at 364.

Woodwinds. Kals.

Expt. A. folio 1.
Def. Willis H. Woodley
with his answer.

At a court held for Isle of Wight County the first day
of February 1847.

Andrew Woodley late executor of Samuel
Woodley decd. having been dead for many years and it
appearing that since his death, no administration has
been granted on the estate of said Samuel Woodley; It is
ordered that the said estate be committed to the hands
of the Sheriff of this County for administration as the
law directs

Attest
J. P. Young

J. P. Young clerk

Order committing The
Estate of James Keesley to
the hands of the Sheriff of
Isle of Wight County.

(Copy)

(No. 8.)

See for copy 184

At a Court held for the County of Sleasight The 4th. day of
March 1847.

On motion of Jas. H. Kelly, ordered that the
estate of John H. Woodley dec'd. be and it is hereby committed
to the hands of Jacob Hallman Sheriff of this county for
administration according to law.

H. Kelly

Att

J. H. Hallman

Order committing the
estate of John H. Woodley
to the hands of the shff:
of Seaford County.

No 7

At a court held for the County of Sleight
the 1st day of March 1847.

On the motion of John F. Kelly.
Ordered that the estate of William H. Westley be and they
be hereby committed to the hands of Jacob Holloman
Sheriff of this County for administration according to
law.

Attest
J. Kelly

J. H. Holloman

Order Committing the
Estate of Wm B. Rodney to the
Shiiff of St. Charles

No. 6

At a court held for West Virginia county, the sixth
day of February 1833.

On motion of Willis H. Woodley,
administrator is granted him on the estate of Andrew
B. Woodley decd. and with Mr. H. Day, Archibald Atkinson,
Mr. S. Woodley & Geo. D. Day, his securities, acknowledged a bond
in the penalty of \$25,000, conditioned as the law directs.

Meopy,

Teste

A. P. Young, clk

Certificate of Miss Woodley's
admission: on the estate of
Anchored B Woodley decd.

(a copy)

No. 5.

Traced & copied J. G. W.

Executors or Administrator's Bond, with the will annexed, binding Real Estate by Will of Testator.

KNOW ALL MEN BY THESE PRESENTS, That we *Willis B Woodley*
and *Andrew B Woodley*

are held and firmly bound unto *Josiah Holliman, Benjamin Dray,*
Charles Mann and Watson Jordan

Gentlemen, Justices of the Court of Isle-of-Wight County, now sitting, in the sum of *Eighty*
Thousand Dollars, to which payment
well and truly to be made to the said Justices, and their Successors we bind ourselves, and each of us,
our and each of our Heirs, Executors and Administrators, jointly and severally, firmly by these
presents—Scaled with our Seals, and dated this *4th* day of *January*
one thousand eight hundred and *thirty* and in the *54th* year
of the Commonwealth.

THE CONDITION of this obligation is such, That if the said *Willis B Woodley and*
Andrew B Woodley Execut ors of the last will and testament of
~~of Andrew Woodley~~ *“Administrat with the will annexed,”*
~~of Andrew Woodley~~ deceased, do make a true and perfect
inventory of all and singular the goods, chattels and credits of the said deceased, together with an inventory
of the real estate within this Commonwealth, which by the said will may be subject to *their* authority,
and which have or shall come to the hands, possession or knowledge of *them* the said *Willis B Woodley*
and Andrew B Woodley or into the hands or possession of any other person
or persons for *them*, and the same made, do exhibit to the *County* Court of Isle-of-Wight at
such time as *they* shall be thereto required by the said Court, and the same goods, chattels and
credits and real estate, do well and truly administer according to law, and make a just and true account
of *their* actings and doings therein, when thereunto required by the said Court; and further do well
and truly pay and deliver all the legacies contained and specified in the said will, as far as the said
goods, chattels and credits and real estate will extend, according to the value thereof, and as the law
shall charge *them*; then this obligation to be void or else to remain in full force.

Signed, sealed and delivered }
in open Court.

Wm. C. Edwards

Willis B. Woodley

Andrew B. Woodley

See 1 Act of Assembly on this subject, }
passed 16th February, 1825.

A. P. Young

A. P. Young



Willis L. V. And. W. Woodley's
bond as exec. of said dec'd
Woodley said dec'd
— (copy)

No. 4

See for search copy 509

In the name of God I Andrew Mosley of the county
of Middlebury, calling to mind the uncertainty of life & of
all human concerns, & desirous of disposing of such
worldly goods as it has pleased him to bestow upon me, to
humbly constitute and ordain this as my last will and
testament. First in the first place, I do appoint my
two sons Willis H and Andrew 13 Mosley, executors to
this my last will and testament, with full power &
authority to act as such without being compelled to give
security for the same. And I do also appoint them as guardian
to my younger children, viz. I appoint Willis guardian to
William, John and Elizabeth; and Andrew, guardian to
Thomas and Mary Ann. Second, Being uncertain and
unable, from the depreciation and low price of property
at this time to form any just estimate how much of
my estate it may require to absorb and pay debts; and
unwilling to burden my said executors in the free easy
& speedy discharge of said debts, by making a specific
devise or bequest, I do hereby give to them full and entire
control over all and every species of my property, whether
real, personal or mixed, to sell or dispose of in such
manner as to them shall seem best for effecting said
purposes: and shall in their administration be most
conducive to the interest of my younger children above
named; with the understanding that they in first place
prouid to sell all my chattels & perishable property of every
description & collect all the debts which may in any
manner be owing to me. Third it is my will and
desire that after the payment of my debts the residue
of my real estate be equally divided (as to quality) among
my four youngest children viz. William, John, Thomas,
Elizabeth and Mary Ann, if in the opinion of my said
executors it can be advantageously effected, by giving to each a
more compact plantation; or if this cannot be done as my
said estate may stand at the payment of my debts, my said

executors are empowered to make such an arrangement
or disposition of any portion of my said real estate either by
sale or transfer, so as to secure such a plantation as soon for each
of my said children; if in the judgment of my said executors such
an arrangement will be more advantageous to the interest of
the said children than a sale of my whole real estate. But if
in their opinion it will not, then it is my wish that the
whole of said residue be sold, upon the best terms that can
be obtained; and the proceeds thereof, together with such sums
as may remain undistributed of, to be equally divided among
my said children above mentioned and their heirs forever.

In witness whereof I have hereunto set my hand & seal this
14th day of May in the year one thousand eight hundred
thirty eight. Truly yours, as the or from wills or
testaments to me hereof made.

Signed sealed and published

And^{ly} bearing seal

in presence of

William Moore

Henry & James Lee

James DeGard

At a court held for Raleigh County, the 4th day of January 1838.

The foregoing will was presented in court by Willis H. Woodley
and Andrew B. Woodley the executors therein named, who made
oath thereof; and the same being proved by the oaths of
William Moore and Henry James Lee of the witnesses therein
and ordered to be recorded, and an motion of said executors
who entered into and acknowledged a bond in the penalty of
eighty thousand dollars conditioned as the law directs, certificate
was granted them for obtaining probat thereof in due form
of law.

Teste

Wm. Young &

Attest

Teste

J. P. Young &

And^{re} Woodley
Will

(copy)

(no 3)

See ^{manuscript} copy 624

Shewy all men by these presents, that we Andrew
Wootley and Robert Hunt are held and firmly bound unto
James W. Wallace, Charles Brown, Joseph Edmon, and
Edmund Pider, gentlemen, justices of the Court of Sicca
County, New York, in the sum of twenty five thousand
dollars, to the payment whereof, well and truly to be made
to the said justices and their successors, we their heirs and
each of us, our and each of our heirs, executors, and
administrators, jointly and severally, firmly by these presents,
Signed with our seals and dated the 5th day of May 1833.
in the 16th year of the Commonwealth.

The condition of the above obligation is such
that if the said Andrew Wootley executor of the last will
and testament of all the goods and chattels and credits of
Samuel Wootley deceased, do make a true and perfect
inventory of all and singular the goods, chattels and credits
of the said deceased which have or shall come into the hands
possession or knowledge of him the said Andrew Wootley
or into the hands or possession of any other person or person
for him, and the same do make do certified into the
County Court at such time as shall be there required by
the said Court, and the same goods chattels and credits
do well and truly administer according to law - and make a
true and true account of his doings and doing therein,
when there required by the said Court, and further, do
well and truly pay and deliver, all the moneys contained
and specified in said will, as far as the said goods, chattels
and credits will extend, according to the value thereof as the
law shall charge him, then this obligation to be void, or to
remain in full force and virtue.

And I, Andrew Wootley Seal
as Executor Seal

Copy,
Filed

J. M. Jackson Secy

See Woodbury's
letter of Sam^l Wootley
May 6th 1822. printed

Copy

No 2

In the name of God amen, I Samuel Woodley of the County of Giles & Wright State of Virginia, do make and ordain this to be my last will and testament in manner and form following to wit, 1st I do give unto my brother John Woodley's children, and my late sister Mary Kent the wife of William Kent her children the sum of three thousand dollars to be equally divided between them share and share alike to them and their heirs forever. 2nd I do give unto Doctor Josiah Kent a half dozen table spoons to him and his heirs forever. 3rd I do give unto Francis St Crocker wife of James Crocker one dozen tea spoons to her and her heirs forever. 4th It is my wish and desire that my servant Maniah which I leave to my brother Andrew Woodley in trust, shall have the use of thirty acres of land lying in the forks of the Swamp adjoining the lands of Colonel James Johnson and Scotland Johnson for her and her children to live on during the lifetime of said Maniah, also the use of five woods and rail timber, also the interest of one thousand dollars to be paid to her annually by my executor as long as she lives to raise and maintain her three children, to wit, Abner, Eliza and Christiana and at the death of Maniah, that my executor pay the further sum of five hundred dollars to the children of my said brother and sister as above named to be divided among them at their mother's death. It is also my wish and desire that my said execr. pay unto the children of said Maniah the sum of five hundred dollars to be divided between them at their mother's death, to them and their only or their heirs forever.

It is also my wish and desire that my said execr. pay unto the children of said Maniah the sum of five hundred dollars to be divided between them at their mother's death, to them and their only or their heirs forever.

5th It is my wish and desire that Abner, Eliza and Christiana children of Maniah when they arrive at lawful age shall be free and to enjoy all the right and privileges that are enjoyed by people of colour within the State of Virginia or elsewhere within the United States of America, and that they shall be permitted to stay and remain with their mother till they come of age, and in case of the death of their mother before their coming of age, then and in that case they may be placed under such person or persons care as their mother may recommend at her death, and in default of appointment, that then my brother Andrew Woodley my executor &c will place them where they will be taken

good and due care of and brought up to get them living in an honest way &c &c.

6th I do give the balance of my estate real and personal of every kind and nature whatever that I have not given away already, I do give the said balance to my brother Andrew Woodley to him and his heirs forever. 7th and lastly I do nominate and appoint my brother Andrew Woodley my sole and sole executor to this my last will and testament, and I do moreover request it as a favour that his executor will continue to perform my wishes and desires enjoined on him as relates to Maniah and her children, hereby revoking and disannulling all other wills heretofore made by me.

In testimony whereof I have hereunto set my hand and affixed my Seal this 7th day of April one thousand eight hundred and twenty two.

Signed Seal published & declared as and for my last will and testament in the presence of
Andrew B. Woodley
William B. Woodley
Benjamin Sherry
John Gordon
mark
Hopkins
J. P. Young atty

~~A Court held for Giles & Wright County the 6th day of May 1899. The last will and testament of Samuel Woodley was proved by the oaths of Andrew B. Woodley, William B. Woodley and John Gordon three of the justices of the peace and ordered to be recorded.~~

~~Teste
J. P. Young, at~~

At a Court held for Shelby County the 6th day of May 1832.
 The foregoing last will Testament of Samuel Woodley was presented in Court
 by Andrew Woodley The executor therein named, who made oath thereof
 according to law; and the same being proved by the oaths of Leander B
 Woodley, Willis H Woodley and John Gordon. Some of the witnesses
 thereto and ordered to be recorded. and on the motion of said
 executor, who together with Josiah V Blunt his security entered
 into and acknowledged a bond in the penalty of twenty five
 thousands dollars, with a condition thereto, as the law directs
 antiquesate was granted him for obtaining probat thereof in due
 form —

at test

I Copy

at test

A. P. Young at

A. P. Young at

Samuel Woodley

Will

copy

(No. 1. 1)

Wood &c.
v.
Woodley's Exors.

This cause came on this day to be heard again on the papers formerly read and the Report of Commissioner D. Lightfoot made pursuant to the decree of 16th of May 1849 to which no exceptions have been filed and was agreed by counsel: On Consideration whereof the Court both ~~judge, after and decree~~ decide that the plaintiff Maria was emancipated by the last will and Testament of Samuel Woodley deceased and entitled to the legacies in said will devised & bequeathed to her, and further that the paper purporting to be a discharge or Relinquishment from Maria & Josiah Wood to Andrew Woodley filed with the answer of the defendants Willis H. Woodley, is ~~invalid~~ ^{inoperative} and not a valid discharge and is therefore set aside; and the Court doth further decide that William Woodley, John Woodley, Thomas Woodley, Elizabeth Woodley & Mary Ann Woodley (now the wife of John D. Healdstead) are responsible for the amount due the said plaintiff Maria -

Whereupon the Court by consent of the plaintiffs by their attorney ~~and~~ and the defendants Mr. D. Healdstead & Mary Ann his wife & Thomas Woodley by their Attorney, in pursuance of a compromise agreed on before the Court

had given its decision as set forth in
this decree, both adjudge does and decree
that John D. Heald and Mary Ann his wife,
Mumay Woodley, ^{Elizabeth Woodley} Judith Hollenman
sherriff & committee of ~~son~~ John Woodley
deceased pay to the plaintiffs Josiah
Wood & Maria his wife five hundred
and fifty dollars, and to Lemuel
C. Hollands and Catharine his wife
the sum of fifty dollars and to
Robert D. Woodley the sum
of fifty dollars and the costs
of suit

Woodhouse.

14. 1/2 Dec.

Wobley's exp. 1/2

15. 1/2 Dec.

16. 1/2 Dec.

17. 1/2 Dec.

18. 1/2 Dec.

At a Circuit Superior Court of Law and Chancery held
on the 18th day of May 1849.

Isiah Wood wife and Samuel C. Hollans wife... Plaintiffs

against } In Chancery

Willis H. Woodley surviving exor. of Andrew Woodley decd.
and admor. of Andrew B. Woodley decd. and others } Defts:

The answers of Elizabeth H. H. Woodley, John C. Holstead and
Mary Ann his wife and Thomas Woodley ~~and~~ ^{and} filed this day by
consent, and it appearing to the Court that the original and
amended Bills in this cause, have been filed more than two
months, and the subpoena executed on the defendants Isiah
Hollaman Sheriff and Committee of Samuel Woodley decd.
and also of the estate of William B. Woodley and John Woodley
decd. Virginia Blount, Willis H. Kappa and Cornelia his wife
and John C. Kump administrator of Isiah Blount decd.
more than two months and still failing to appear and
answer, the same as to them is taken for confessed, and the
cause came on to be heard on the original and annexed
Bills, the answers of Willis H. Woodley as exor. of Andrew Woodley ^{decd.} and
admor. of Andrew B. Woodley decd. John C. Holstead and Mary Ann his
wife, Elizabeth H. H. Woodley and Thomas Woodley, replications thereto exhibit-
its depositions of witnesses, and was argued by counsel; on considera-
tions whereof, the Court, reserving to itself the decision of the several
questions arising in this cause, doth adjudge, order and decree that a
commissioner of this Court take first an account of the plain-
tiffs Wood wifes demands, ^{the transactions of} secondly an account of Andrew
Woodley as executor of Samuel Woodley decd. Thirdly, an account of
the joint and separate transactions of Willis H. Woodley and
Andrew B. Woodley as executor of Andrew Woodley decd. and also
the said Willis H. Woodley as the surviving executor of Andrew
B. Woodley decd. fourth an account of the transactions of Willis
H. Woodley as ~~executor~~ ^{admor.} of Andrew B. Woodley decd. which said accounts
the said commissioner is directed to examine, state and report
to Court with any matters specially stated deemed pertinent by him-
self or required by the parties to be so stated

A Copy.

Teste

A. P. Younger.

24?

Wood Wife Sal.

W. { Co. deced

Woodley's exor. Sal.

D

From 1st 1849 notice
for settlement at Isle of
Wight Court House. on
Thursday the 7th of Aug.
1849 —

Blighfort Can

Wood &c.

v.

Woodley, Exor. &c.

The answers of Elizabeth H. H. Woodley, Mrs. D. Halstead & Mary Ann his wife & Thomas Woodley are filed this day by ~~exhibent~~ ^{original defendants} and

It appearing to the Court that the Bills in

this case have been filed more than two months and the subpoena executed on the defendants, Josiah Holliman Sheriff & Committee of Saml. Woodley decd, and also of the estates of William B. Woodley and John Woodley deceased, Virginia Blount, Willis W. Waples, and Cornelia his wife and John C. Crump admr. of Josiah Blount decd, more than two months (and they still failing to appear (and answer the same as to them is taken for confessed, and the cause came on to be heard on the original (and amended Bills, the answers of Willis H. Woodley, as executor of Andrew Woodley deceased and admr. of Andrew B. Woodley decd, John D. Halstead and Mary Ann his wife, Elizabeth H. H. Woodley, and Thomas Woodley, replications thereto, exhibits, deposition of witness (and was argued by counsel: on consideration whereof, the Court (reserving to itself the decision of the several questions arising in the cause) doth advise, order and decree that a commissioner of this Court take first an account of the plaintiffs' demand —

Secondly — an account of the transactions of Andrew Woodley as Executor of Samuel Woodley deceased, Thirdly — an account of the joint & separate transactions of the ~~Executor~~ ^(Wood &c.) Willis H. Woodley and Andrew B. Woodley as executors of Andrew Woodley decd, and also of the said Willis H. Woodley as the surviving executor of Andrew Woodley deceased, Fourth — an account of the transactions of Willis H. Woodley as admr. of Andrew B. Woodley deceased — and report to Court &c.

which have occurred the said Com. is bound
to remain, that subject he cannot write any
matter specially stated, passed for decision by
himself is required by the President to be
as stated.

Good M.

N.

Decree

may know

Moorey's Bank 1849.

To be continued

P. M. 23

Moorey's Bank

State of Wright County - Circuit Superior Court of Law & Chancery for the said
County May the 18th 1849 -

Sarah Wood & Wife & Samuel Holland & Wife

Pls

against

In Chancery

Wills & Woodley surviving exor. of Andrew Woodley and Adm. Defts

Pursuant to an order made on the said 18th of May 1849 in this
suit; a copy of which is herewith filed marked D and at the instance of the
Plaintiffs Attorney I proceeded on the 1st of June 1849 to notify the parties
in this suit of the time & place for the settlement of the accounts directed
by said order. The notices are herewith filed marked A. 1. & 2. -

At the time & place for settling said accounts, the Plaintiffs
Attorney laid before your Commissioner the claim of the Plaintiff Wood &
Wife's arising under a Legacy in the last Will & Testament of Samuel Woodley
decd. - And at the request of said Attorney, your Commissioner has
stated the said Wood & Wife's demand under three different accounts &
in different forms, marked A. 1. A. 2 & A. 3 -

The account marked A. 1. in which the several annuities is
charged from May 6th 1822 to May 6th 1849. with the yearly Interest
thereon added to the principal or annuities, amounting on the said
6th of May 1849 to \$ 3822.05. -

The account marked A. 2. in which the yearly annuities is
charged for the time aforesaid, the yearly interest is charged & extended in
a separate column from that in which the annuities stand - which stands
thus: amount of annuity \$ 1620.00 Interest \$ 1242.00 making
\$ 2862.00 -

The account marked A. 3 in which the annuity is charged
for the time aforesaid, including Interest amounts to \$ 1620.00 -

No papers or evidence relative to Andrew Woodley's transactions
on the Estate of Samuel Woodley decd. was presented to your Commissioner
therefore no account thereof could be stated: but from the evidence in the
cause, there was sufficient Estate of the Testator to pay Debts & Legacies
which came to the hands of Andrew Woodley his Executor & the residuary
Legatee - I am authorized by the Plaintiffs Attorney to state, that
it is unnecessary to state any other accounts under the afore mentioned
order - All of which is submitted to the Court,

August. 17th 1849 -

Wm. Lightfoot Esq. Commr.

In the Circuit Superior Court of Law & Chancery for the County of
Isle of Wight May the 18th 1849

Joseph Wood & wife &

against

Willis J. Woodley surgeon of Andrew Woodley & Co.

An Account of Plaintiff Wood & wife's Demand

1823

May 6 To annuity or Interest on \$1000 one year from
May 6th 1822 under Saml. Woodley's Will \$ 00 00

1824

May 6 " ditto or ditto - one year from May 6. 23 00 00
" " " Interest on \$60 from May 23 to May 1824 one year 3 50
\$ 123 50

1825 " ditto or ditto one year 00 00

May 6 " Interest on \$123 50 one year 7 41
\$ 191 01

1826 " ditto or ditto one year 00 00

May 6 " Interest on \$191 01 one year 11 46
\$ 262 47

1827 " ditto or ditto one year 00 00

May 6 " Interest on \$262 47 one year 15 74
\$ 338 21

1828 " ditto or ditto " 00 00

May 6 " Interest on \$338 21 " 20 29
\$ 418 50

1829 " ditto or ditto " 00 00

May 6 " Interest on \$418 50 " 25 11
\$ 503 01

1830 " ditto or ditto " 00 00

May 6 " Interest on \$503 01 " 30 21
\$ 593 82

1831 " ditto or ditto " 00 00

May 6 " Interest on \$593 82 " 35 82
\$ 689 44
Amt. carried forward

	Amount brought forward	\$ 689.44
1832	To annuity or Interest on \$1000 for one year	00.00
May 6	Interest on \$ 689.44	41.30
		<u>\$ 790.80</u>
1833	" ditto or ditto	00.00
May 6	Interest on \$ 790.80	47.44
		<u>\$ 898.24</u>
1834	" ditto or ditto	00.00
May 6	Interest on \$ 898.24	53.89
		<u>\$ 1012.13</u>
1835	" ditto or ditto	00.00
May 6	Interest on \$ 1012.13	60.72
		<u>\$ 1132.85</u>
1836	" ditto or ditto	00.00
May 6	Interest on \$ 1132.85	67.95
		<u>\$ 1260.81</u>
1837	" ditto or ditto	00.00
May 6	Interest on \$ 1260.81	75.64
		<u>\$ 1396.45</u>
1838	" ditto or ditto	00.00
May 6	Interest on \$ 1396.45	83.78
		<u>\$ 1540.23</u>
1839	" ditto or ditto	00.00
May 6	Interest on \$ 1540.23	92.41
		<u>\$ 1692.64</u>
1840	" ditto or ditto	00.00
May 6	Interest on \$ 1692.64	101.55
		<u>\$ 1854.19</u>
1841	" ditto or ditto	00.00
May 6	Interest on \$ 1854.19	111.25
		<u>\$ 2025.44</u>
1842	" ditto or ditto	00.00
May 6	Interest on \$ 2025.44	121.52
		<u>\$ 2206.96</u>
1843	" ditto or ditto	00.00
May 6	Interest on \$ 2206.96	132.41
		<u>\$ 2399.37</u>
	Am't. carried forward	\$ 2399.37

	Am't. brought forward	\$ 2399.37
1844	To annuity or Interest on \$1000 one year	00.00
May 6	Interest on \$ 2399.37	143.96
		<u>\$ 2603.33</u>
1845	" ditto or ditto	00.00
May 6	Interest on \$ 2603.33	156.20
		<u>\$ 2819.53</u>
1846	" ditto or ditto	00.00
May 6	Interest on \$ 2819.53	169.17
		<u>\$ 3048.70</u>
1847	" ditto or ditto	00.00
May 6	Interest on \$ 3048.70	182.92
		<u>\$ 3291.62</u>
1848	" ditto or ditto	00.00
May 6	Interest on \$ 3291.62	197.49
		<u>\$ 3549.11</u>
1849	" ditto or ditto	00.00
May 6	Interest on \$ 3549.11	212.94
		<u>\$ 3822.05</u>
	Total am't. of Wood & Co's claim & acct. 2 3	
	At 1: in which compound Interest is charged 3	

Account of Plaintiff Wood & wife's Demand

1823	No. 2		
May 6	To annuity or Interest on \$1000 one year	3	00 00
	from May 6th 1822		
1824	" ditto or ditto	one year	00 00
May 6	" Interest on \$60	"	3 00
			\$ 120 00 3 00
1825	" ditto or ditto	"	00 00
May 6	" Interest on \$120	"	7 20
			180 00 10 80
1826	" ditto or ditto	"	00 00
May 6	" Interest on \$180	"	10 80
			\$ 240 00 21 00
1827	" ditto or ditto	"	00 00
May 6	" Interest on \$240	"	14 40
			\$ 300 00 35 00
1828	" ditto or ditto	"	00 00
May 6	" Interest on \$300	"	18 00
			\$ 300 00 54 00
1829	" ditto or ditto	"	00 00
May 6	" Interest on \$300	"	21 60
			\$ 420 00 75 00
1830	" ditto or ditto	"	00 00
May 6	" Interest on \$420	"	25 20
			\$ 480 00 100 80
1831	" ditto or ditto	"	00 00
May 6	" Interest on \$480	"	28 80
			\$ 540 00 129 00
1832	" ditto or ditto	"	00 00
May 6	" Interest on \$540	"	32 40
			\$ 600 00 162 00
1833	" ditto or ditto	"	00 00
May 6	" Interest on \$600	"	36 00
			\$ 600 00 198 00
1834	" ditto or ditto	"	00 00
May 6	" Interest on \$600	"	39 60
			Ant. carried forward \$ 720 00 237 00

	Ant. brought forward	\$ 720 00	237 00
1835	To annuity or Interest on \$1000. 1st.	60 00	
May 6	" Interest on \$720	"	4320
			\$ 780 00 280 80
1836	" ditto or ditto	"	60 00
May 6	" Interest on \$780	"	4680
			\$ 840 00 327 00
1837	" ditto or ditto	"	60 00
May 6	" Interest on \$840	"	50 40
			\$ 900 00 378 00
1838	" ditto or ditto	"	60 00
May 6	" Interest on \$900	"	54 00
			\$ 960 00 432 00
1839	" ditto or ditto	"	60 00
May 6	" Interest on \$960	"	57 00
			\$ 1020 00 489 00
1840	" ditto or ditto	"	60 00
May 6	" Interest on \$1020	"	61 20
			\$ 1080 00 550 80
1841	" ditto or ditto	"	60 00
May 6	" Interest on \$1080	"	64 80
			\$ 1140 00 615 00
1842	" ditto or ditto	"	60 00
May 6	" Interest on \$1140	"	68 40
			\$ 1200 00 684 00
1843	" ditto or ditto	"	60 00
May 6	" Interest on \$1200	"	72 00
			\$ 1260 00 756 00
1844	" ditto or ditto	"	60 00
May 6	" Interest on \$1260	"	75 00
			\$ 1320 00 831 00
1845	" ditto or ditto	"	60 00
May 6	" Interest on \$1320	"	79 20
			\$ 1380 00 910 80
1846	" ditto or ditto	"	60 00
May 6	" Interest on \$1380	"	82 80
			Ant. carried forward \$ 1440 00 992 00

Amt. brought forward \$ 1440 00. 992 00
 1847 To annuity or Interest on \$ 1000. 1 Year 00
 May 6 " Interest on \$ 1440. " 00 40
 \$ 1500 00 1059 00
 1848 " ditto or ditto " 00 00
 May 6 " Interest on \$ 1500 " 00 00
 \$ 1560 00 1149 00
 1849
 May 6 " ditto or ditto " 00 00
 " " Interest on \$ 1560. " 00 00
 \$ 1620 00 1242 00
 Total amt. of annuity \$ 1620 00
 ditto of Interest 1242 00
 \$ 2862 00

An Account of Plaintiff, Wood & Wife's Demand
 No 3

1823
 May 6 To annuity or Interest on \$ 1000. say \$ 80 annually
 from May 6th 1822 to May 6th 1849 under the
 last Will & Testament of Sam^l Woodley 27 Years \$ 1620 00

Total amt. of acct No 3. including Interest \$ 1620 00

Dr. The Estate of Samuel Woodley decd

In Account with Andrew Woodley Executor

No papers or evidence being produced before your Comm^{rs}
 as to Andrew Woodley's transactions on the estate of Sam^l
 Woodley decd no account could therefore be stated -
 but from evidence filed in the cause, Samuel Woodley the
 Testator did seize & disposed of estate sufficient to pay his
 debts & the Legacies contained in his Will which property
 came to the hands of Andrew Woodley his Executor -

Commissioners for

Time employed \$ 16 hours \$ 16.
 charged to the Plaintiffs.

Isle of Wight County to wit

Bartholomew Lightfoot this day made oath
 before me a Justice of the Peace for the said County that the time charged
 for making the foregoing report is just & true: Given under my hand
 this 28th day of August 1849

Just. Wm. die J.P.

Wood & Wife
vs } Report
Woodley's Exor. & Ad

Augt. 2nd 1849 rept. filed

The deposition of Bartholomew Lightfoot
taken this 7th day of March 1848 at Sale of
Wright Court House ^{pursuant to the annexed notice} between the hours of eight
in the forenoon and six in the afternoon
to be read as evidence for the plaintiffs in
a suit now pending in the Circuit Superior
Court of Law and Chancery of said County
wherein Josiah Wood and Mariah his wife and
Samuel C. Holland and Catharine his wife
(who are as well for themselves as all others who
may choose to make themselves parties hereto,
on the usual terms) are plaintiffs and Josiah
Holloman sheriff of Sale of Wright County and
committee of the estates of Samuel Woodley
dec^d and of Wm B. and John Woodley dec^d
Willis H. Woodley surviving executor of Andrew
Woodley dec^d and also as adm^r of Andrew B.
Woodley dec^d Thomas Woodley, Elizabeth H. H.
Woodley, Wm D. Halstead and Mary Ann his
wife, Virginia Blount, Willis W. Hopper and
Lemuel his wife and John C. Crump adm^r
of Josiah Blount dec^d are defendants

The deponent being first duly sworn on the
Holy Evangelists, of almighty God, says
in answer to interrogatories as follows

Question by plaintiffs attorney -

Were you acquainted with Samuel Woodley
late of Sale of Wright County deceased, and if so, what
estate did he leave, & was it sufficient to pay his
debts & ^{the} legacies ^{to plaintiffs} named in his will?

Ans. I was well acquainted with Samuel Woodley - but as
to what amount of Estate he left at his death I know not,
but I have no doubt he left estate more than sufficient
to pay the Legacies left to the plaintiffs

Question by same - Have you seen the paper filed with the answer of Willis H. Woodley in this cause, as executed by the Plaintiff Mariah, and if so, was any, and what ^{the} consideration thereof?

Ans. The paper alluded to is before me: to which my name is annexed as a subscribing witness, that the signature is in my hand writing, but as to the contents thereof, I am at present totally ignorant.

Question by same - Was not the consideration for the said paper or discharge, the said Mariah leaving the Commonwealth of Virginia?

Ans. I have recollection at all what induced Mariah to leave the Commonwealth.

Ques. by same - Did she leave the Commonwealth soon after the execution of said paper by her.

Ans. I don't know when she left.

Ques. by same - What are the pecuniary circumstances of Willis H. Woodley?

Ans. Col. Woodley has left the County of Isle of Wight, & has present removed to a considerable distance: ~~It is~~ therefore his pecuniary circumstances are not known to me.

Question by defendant's Counsel: Is it, or not, your habit, whenever you ^{are} called on to settle, or witness any transaction between parties, if either be ignorant, or unable to read or write, to satisfy yourself, that such person is knowing what he is doing; or yourself to explain said transaction?

Ans. I am in the habit of explaining the matter to such who can't read ~~or such as can't read~~ Or reading the same to them. Ques. by same: Could you be induced to write the signature of an illiterate person and then subscribing as a witness without first fully explaining the circumstances of the transaction to said person.

Ans. As above observed, it has been my custom to explain to those ignorant, the nature of a paper I am called on to witness but in this particular case I have no recollection what was said or done by me on that occasion. Time has effaced every thing connected with it from my mind.

Question by plts. atts:

Is it not customary with you to witness any paper that may be presented to you for that purpose without enquiring into the circumstances?

Ans. When called on by the party signing or acknowledging an instrument ~~to sign~~ as a witness, I do so -

Ques. by same. Have Wm. & Geo. Woodley departed this life & did they leave any estate.

Ans. Several years since, Wm. Woodley left this County & has not returned, when he left I understood he carried with him but little property - John Woodley died some 2 or 3 years since & I understand died poor.

and further this deponent saith not
Barth. Lightfoot

Isle of Wight County to wit.

The foregoing deposition was taken as set forth in the foregoing Caption - Given under my hand this 7th day March 1848

J. S. Lattimer

Woodwards Vals.

no. 3 bly.

Woodley, adm. vals.

Depo. of B. Lightfoot
felic by consent
March 7. 1848.

At a Circuit Superior Court of Law & Chancery held on the 18th day
of May 1849 -

Josiah Wood and Maria his wife & Lemuel B. Woodard
& Catharine his wife

Plaintiffs

against

In Chancery

Josiah Holloman Sheriff of Lee of right & admor. of
Samuel Woodley decd. William B. Woodley decd. and
John S. Woodley decd. Willis S. Woodley surviving exor.
of Andrew Woodley decd. as also admor. of Andrew B.
Woodley decd. - Thomas Woodley, Elizabeth S. Woodley
John L. Gotschall & Mary Ann his wife, Willis S.
Stapp & Cornelia his wife, Virginia Blunt, and
John C. Crump admor. of Josiah Blunt decd.

Defendants

~~Answer of Woodley deceased exor. of Andrew Woodley~~

The answers of Elizabeth S. Woodley, John L. Gotschall
& Mary Ann his wife & Thomas Woodley are filed this day by consent,
& it appearing to the Court that the original & amended bills in
this cause having been filed more than two months & the subpoenas
executed on the defendants Josiah Holloman Sheriff & Committee of
of Samuel Woodley decd. & also on the Estates of William B. Woodley
& John Woodley decd. Virginia Blunt, Willis S. Stapp & Cornelia
his wife & John C. Crump admor. of Josiah Blunt decd. more than
two months & still failing to appear and answer the same as to
them, is taken for confessed: and the cause came on to be heard on
the original & amended bills, the answers of Willis S. Woodley as
exor. of Andrew Woodley decd. & admor. of Andrew B. Woodley decd.
John L. Gotschall & Mary Ann his wife, Elizabeth S. Woodley &
Thomas Woodley, replications thereto, exhibits, deposition of witnesses
& was argued by Counsel: On consideration whereof the Court,
reserving to itself the decision of the several questions arising
in this cause, doth adjudge, order & decree that a Commissioner
of this Court take first an account of the Plaintiffs Wood & wife's
demands - Secondly an account of the transactions of Andrew
Woodley as executor of Samuel Woodley decd. - Thirdly an account
of the joint & separate transactions of Willis S. Woodley & Andrew B.

Woodley as executors of Andrew Woodley decd. and also the said Willis
B Woodley as the surviving exor. of Andrew B Woodley decd.

Fourth, an account of the transactions of Willis B Woodley as admor.
of Andrew B Woodley decd. which said accounts the said Com-
missioner is directed to examine, state & report to Court with any
matters specially stated or need pertinent by himself, or required
by the parties to be so stated.

Copy Teste J P Young Sec

Copy Teste B Lightfoot Comr

Jess of Wright County, Commissioners Office June 1st 1849.

The parties to this suit, as well as all others interested
in the subject matter of the foregoing decree, are hereby notified
that I have appointed ~~Thursday~~ the seventh day of August next,
to execute the duties therein required of me: on which day at 9 O'clock
AM they will attend at Jess of Wright Courthouse with the necessary
documents & proofs.

Service of notice acknowledged } Baxton: Lightfoot Comr.

Wm. A. Woodley

Elizabeth B. Woodley
by Wm. A. Woodley

John R. Kelly atty: }
for ptis: }

J. C. Crump Adm. of }
J. B. Blunt Dec. }

Notarially attested atty. for decd. & testator & may claim his wife }
& for Elizabeth Woodley & for Thomas Woodley. }

Wood & wife & ad.

as

3

notice

Wood & wife cor. of ad

No. 2

At a Circuit Superior Court of Law & Chancery held for the
County of Isle of Wight on the 18th day of May 1849

Josiah Wood & Maria his wife & Samuel C

Boocand & Catharine his wife

Plaintiffs

against

In Chancery

Josiah Borman Sheriff of Isle of Wight and Defendants

Admor. of Samuel Woodley and William B

Woodley and John S Woodley and Willis S

Woodley surviving exor. of Andrew Woodley and

as also admor. of Andrew B Woodley and Thomas

Woodley, Elizabeth S Woodley, John L Gotshead &

Mary Ann his wife, Willis S Wapper & Cornelia

his wife, Virginia Blunt & John C Brown admo

of Josiah Blunt and

The answers of Elizabeth S Woodley, John L Gotshead &
Mary Ann his wife & Thomas Woodley are filed this day by consent,
& it appearing to the Court that the original & amended bills in this
cause having been filed more than two months & the Subpoena
executed on the Defendants Josiah Borman Sheriff & Committee of
Samuel Woodley and also on the estates of William B Woodley and
& John S Woodley and Virginia Blunt, Willis S Wapper and
Cornelia his wife & John C Brown admor. of Josiah Blunt and
more than two months & still failing to appear & answer, the same
as to them is taken for confessed: & the cause came on to be heard
on the original & amended bills, the answers of Willis S Woodley
as executor of Andrew Woodley and admor. of Andrew B Woodley
and John L Gotshead & Mary Ann his wife, Elizabeth S Woodley
& Thomas Woodley, replications thereto, exhibits, deposition of
witnesses & was argued by counsel: On consideration whereof
the Court reserving to itself the decision of the several questions
arising in this cause, doth as judge order & decree that a
commissioner of this Court take first an account of the Plain-
tiffs Wood & wife's demands: Second an account of the
transactions of Andrew Woodley exor. of Samuel Woodley and

Thirdly - an account of the joint & separate transactions of
Willis S. Woodley & Andrew B Woodley as executors of Andrew

Woodley died & also the said Willis S Woodley as the surviving exor.
of Andrew Woodley died. Fourth an account of Willis S Woodley
as exor. of Andrew B Woodley died. — which said accounts
the said Commissioner is directed to examine, state & report
to Court, with any matters specially stated, deemed pertinent by
himself or required by the parties to be so stated —

Attest

Teste

N. P. Young Clk

Attest

Teste

Barth: Lightfoot Comr.

Isle of Wight County, — Commissioners Office June 1st 1849 —

The parties to this suit, as well as all others interested
in the subject matter of the foregoing decree, are hereby notified
that I have appointed Thursday the seventh day of August
next, to execute the duties therein required of me: on which day
at 9 o'clock A.M. they will attend at Isle of Wight Courthouse
with the necessary documents & proofs —

Barth: Lightfoot Comr.

N^o. 1.

Wood I wife v

v.

Notice

Woodleys adm: v

I delivered a copy of this
notice to W. C. Hopper on
the 14 day of July '49
also a copy to said Hopper
on same day a copy
with directions to deliver
the same to R. B. Howard
who reside in the same
house she being absent
& he being over 16 years of
age J. F. Woodhull
J. G. B. Tatum Clk

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of *Norfolk* County, Greeting:

You are hereby commanded to summon *Virginia Blunt*

to appear at the Clerk's Office of our Circuit Superior Court of Law and Chancery for
Salem County, at the Rules to be holden for the said Court, on
the first Monday in *March* next, to answer a
Bill in Chancery, exhibited against *her & others*
in the said Court, by *Josiah Wood wife & al:*

And unless the said Defendant shall answer the said Bill within two months thereafter,
the Court will take the same for confessed, and decree the matter thereof accordingly.
And this *she* shall in no wise omit, under the penalty of £ 100.

And have then there this Writ.

WITNESS, *Mathe. J. Young* Clerk of our said
Court, at the Courthouse, the *26th* day of *February* 1848, and in the
71st year of our Foundation.

(M. J. Young cc)

(One Copy to be delivered each Defendant.)

Iosiah Wood & wife

(or $\frac{2}{3}$ sp. in Ohy ")

Iosiah Holliman shff
Holliman of Sam^d. Woodly & ab

20 March 1848

I executed this process by
delivering a copy to W. W.
Hapner with directions to
deliver it to the def^t -
on the 2^d day of March 1848
who usually rides with
Hapner

H. F. Woodhouse

for C. R. Smith shff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of *Barbour*

County, Greeting:

You are hereby ^{again} commanded to summon *Willis H. Woodley surviving*
exor. of Anson Woodley decd. and also as admor.
of Anson B. Woodley decd. and Elizabeth
H. H. Woodley

to appear at the Clerk's Office of our Circuit Superior Court of Law and Chancery for
Salisbury County, at the Rules to be holden for the said Court, on
the first Monday in *March* next, to answer a *amended*
Bill in Chancery, exhibited against *them & others*
in the said Court, by *Isaac Wood and Manah his wife*
and Samuel C. Holland and Catharine
his wife, who sue as well for themselves
as all them who may choose to make
themselves parties on the usual terms.

And unless the said Defendant shall answer the said Bill within two months thereafter,
the Court will take the same for confessed, and decree the matter thereof accordingly.
And this *they* shall in no wise omit, under the penalty of £ 100. *each*
And have then there this Writ.

WITNESS,

N. P. Young

Clerk of our said
Court, at the Courthouse, the *18th* day of *February*
1848, and in the

7th year of our Foundation.

N. P. Young

(One Copy to be delivered each Defendant.)

Ex. sent to Miss H. Waddy and
Elizabeth H. Waddy M. Williams and
no inhabitant of my household.

Wood's wife was.

as: { Sp. in Chy

Wood's ex. w. w. d. r.

To March 1878.

Dr. A. Kelly Jr.

THE COMMONWEALTH OF VIRGINIA,

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

You are hereby commanded to summon

Elizabeth H. H. Woodley

to appear at the Clerk's Office of our Circuit Superior Court of Law and Chancery for
Isle of Wight County, at the Rules to be holden for the said Court, on
the first Monday in *March* next, to answer an amended

Bill in Chancery, exhibited against *her & others*
in the said Court, by *Joseph Wood & Mariah his wife, and*
Samuel B. Holland and Catharine his wife who
sue as well for themselves as others who may choose
to come in and make themselves parties on the
usual terms.

And unless the said Defendant shall answer the said Bill within two months thereafter,
the Court will take the same for confessed, and decree the matter thereof accordingly.
And this *she* shall in no wise omit, under the penalty of £ 100.

And have then there this Writ.

WITNESS, *Nathan P. Young* Clerk of our said
Court, at the Courthouse, the *9th* day of *February* 184 *8*, and in the
72nd year of our Foundation.

N. P. Young Clk.

(One Copy to be delivered each Defendant.)

Wood & Wife Vals.

m

38 p in ch.

Woodley Vals.

To March 1848

Kelby p. q.

Exente

Wm. & Sons

To Josiah Holliman, Sheriff of Isle of Wight
County and Committee of the Estate of Samuel
Woodley deceased, and of Wm. B. and John
Woodley dec'd. Willis H. Woodley surviving
Executor of Andrew Woodley dec'd. and also as ad-
ministrator of Andrew B. Woodley dec'd. Thomas
Woodley, Elizabeth H. H. Woodley, John D.
Halliwell and Mary Ann his wife, Virginia
Blount, Willis W. Happer and Cornelia
his wife and John C. Crump administrators
of Josiah Blount deceased.

Take notice that on Tuesday the 7.th day
of March 1848, between the hour of Eight in the
forenoon and six in the afternoon of that day
at Isle of Wight Court house, we shall proceed
to take the depositions of Bathstomew
Lightfoot and others, to be used as evidence for
or in a suit now pending in the Circuit
Superior Court of Law and Chancery of
Isle of Wight County, on the Chancery side of
the docket; and if from any cause the
taking of the said depositions shall not
be commenced, or being commenced should
not be completed on that day, the taking
of the same will be adjourned from time
to time until the said depositions
shall be completed. Given under our
hand this 9th day of February 1848

Josiah Wood and
Manah Wood his wife
Samuel C. Holland and
Catharine Holland his
wife for themselves and
others
By John R. Kelly their attor.

James M. Jordan Deputy for Holliman Sheriff
of Isle of Wight County personally appeared before
me for witness of the facts for the County of Wight
and made oath that he believed a true
copy of this notice to Elizabeth H. H. Woodley
and ~~Thomas~~ H. H. Woodley
given under my hand the 18th day of February 1848
1848
J. Morrison J. W.

THE COMMONWEALTH OF VIRGINIA,

To the ^{Clerk}~~Sheriff~~ of Isle of Wight County, Greeting:

You are hereby commanded to summon Josiah Holliman Sheriff of Isle of Wight and County of the estates of Samuel, late W. and John H. Woodley decd. Willis H. Woodley adj. exor. of Andrew Woodley decd. and also as admor. of A. W. Woodley decd.; Thos & Eliza H. H. Woodley Ins. D. Holstead & Mary A. his wife.

to appear at the Clerk's Office of our Circuit Superior Court of Law and Chancery for Isle of Wight County, at the Rules to be holden for the said Court, on the first Monday in March next, to answer a ~~an~~ amended Bill in Chancery, exhibited against Thos & others in the said Court, by Josiah Wood & Mariab his wife and Samuel C. Holliman and Catharine his wife who sue as well for themselves, as all others who may choose to make themselves parties on the usual terms.

And unless the said Defendant shall answer the said Bill within two months thereafter, the Court will take the same for confessed, and decree the matter thereof accordingly. And this ~~they~~ shall in no wise omit, under the penalty of £ 100. each And have then there this Writ.

WITNESS, N. P. Young Clerk of our said Court, at the Courthouse, the 8th day of February 1848, and in the 72^d year of our Foundation.

N. P. Young

(One Copy to be delivered each Defendant.)

Executed on the Defendants Josiah Stollman, & John D
Molstead & Wife

The Defts: Willis & Woodley and Thomas Woodley are not
residents of the County of Isle of Wight

Wm. Lightfoot, Coroner

March 1840

Wood, wife & lab.

3 Apr. in Chy.

Woodley & co. lab.

15 March 1840.

Wm. H. Wilby Esq.

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of *Barbour* County, Greeting :

You are hereby commanded to summon *Nellie H. Woodley* *summons*
Execr of Andrew Woodley decd: and also as adm^r
of Andrew B. Woodley decd. and Elizabeth
H. H. Woodley

to appear at the Clerk's Office of our Circuit Superior Court of Law and Chancery for
Isle of Wight County, at the Rules to be holden for the said Court, on
the first Monday in *February* next, to answer an amended
Bill in Chancery, exhibited against *them & others*
in the said Court, by *Isiah Wood and Mariah his wife*
Samuel C. Holland and Catharine his wife,
who sue as well for themselves as all others
who may think proper to make themselves
parties on the usual terms.

And unless the said Defendant shall answer the said Bill within two months thereafter,
the Court will take the same for confessed, and decree the matter thereof accordingly.
And this *they* shall in no wise omit, under the penalty of £ 100. *cash*
And have then there this Writ.

WITNESS, *Attest: A. J. Young* Clerk of our said
Court, at the Courthouse, the *17th* day of *January* 1848, and in the
72^d year of our Foundation.

A. J. Young *clerk*

(One Copy to be delivered each Defendant.)

not treated for want of time

J. W. Williams
for the same

Isiah Woodhouse
and others

no. 3/4 Spa. in Cky.

Woodley's Exper: tab.

To July. July 1848.

Isa. Woodley for

To Josiah Holliman Sheriff of Isle of Wight County and
Committee of the estates of Samuel Woodley deceased,
and of Tom B. and John Woodley dec^d— Willis H. Woodley
surviving Executor of Andrew Woodley dec^d, and also as admin-
istrator of Andrew B. Woodley dec^d— Thomas Woodley, Eliza-
beth H. H. Woodley, John D. Halstead and Mary Ann
his wife, Virginia Blount, Willis W. Hopper and
Cornelia his wife, and John C. Crump administrator
of Josiah Blount deceased—

Take Notice, that on Tuesday the 7th
day of March 1848, ~~between~~ the hours of Eight in
the forenoon and six in the afternoon of that day,
at Isle of Wight Court house, we shall proceed to
take the depositions of Bartholomew Lightfoot
and others, to be used as evidence ⁱⁿ a suit now
pending in the Circuit Superior Court of Law &
Chancery of Isle of Wight County, on the chancery side
of the Docket, wherein we are plaintiffs and you
are defendants; and if from any cause the taking of
the said depositions shall not be commenced,
or being commenced, should not be completed on
that day, the taking of the same will be adjourned
from time to time until the said depositions shall
be completed. Given under our hands this 13th day of
Dec^r 1847.

Josiah Wood and
Manah Wood his wife
Lemuel C. Holland and
Catharine Holland his wife
for themselves & others

by John R. Kilby their att^y:

1847 Dec. 13th ^{Senior adm^r} R. W. Whitefield for
Geo. S. Halstead & wife and
for Thos. Woodley—
Josiah Holliman Aff^r

March 7 / 1848 In testimony whereof of the above written R. W. Whitefield att^y for
Thos. H. Tho. & Elizabeth Woodley, Halstead &
wife &c.

Wood sal.

v. 3 Notice
Woodley's sal

To Josiah Holliman Sheriff of Isle of Wight County
and Committee of the Estate of Samuel Woodley deceased
and of Wm B. and John Woodley decd; Willis H.
Woodley surviving executor of Andrew Woodley decd
and also as administrator of Andrew B. Woodley decd
Thomas Woodley, Elizabeth H. H. Woodley, John D. Halstead
and Mary Ann his wife, Virginia Blount, Willis W.
Happer (and Cornelia his wife and John C. Crump
administrator of Josiah Blount deceased.

Take Notice, that on Tuesday the 7th
day of March 1848, between the hours of Eight in the
forenoon and six in the afternoon of that day
at Isle of Wight Court house, we shall proceed
to take the Depositions of Bartholmew Lightfoot
and others to be used as evidence for a suit now pend-
ing in the Circuit Superior Court of Law & Chancery
of Isle of Wight County, on the Chancery side of the
Docket, wherein we are plaintiffs and you are
defendants; And if from any cause the taking of
the said Depositions shall not be commenced, or being
commenced should not be completed on that day, the
taking of the same will be adjourned from time
to time until the said Depositions shall be
completed - Given under our hands this 13th day
of December 1847.

Josiah Wood and
Mariah Wood his wife
Samuel C. Hollans and
Catharine Hollans his wife
for themselves & others

by John R. Kelly their atty.

Barbour Suffolk Va
The Shff. of ~~Isle~~ Co. will deliver Copies of
the above notice to Col. Woodley & Eliza. H. H. Moberg
make the usual return similar this one back as soon
as possible by mail to me here - your fees in this case
will be paid as you may direct - sent the 14th day
John R. Kelly
15 Dec 1847

Mr. H. Woodley and Elizabeth H. H. Woodley
 are not inhabitants of this County -
 Sheriff of Lewis County
 1848

Barham County To wit
 This day personally appeared
 before me a Justice of the peace for said
 County J. R. Williamson and made
 oath that he secured a true copy of
 the within on W. H. Woodley and left a
 copy with him for E. L. H. Woodley
 Given under my hand this 1st March 1848
 E. D. Hallot J.P.

Attest
 W. H. Woodley

To Josiah Holloman Sheriff of Isle of Wight
County and Committee of the Estates of Samuel
Woodley deceased and of John B. and John
Woodley dec^d. - William H. Woodley surviving Executor
of Andrew Woodley dec^d and also as administrator
of Andrew B. Woodley dec^d. Thomas Woodley,
Elizabeth H. H. Woodley, John W. Halstead and
Mary Ann his wife, Virginia Blount, Willis
W. Hooper and Cornelia his wife, and John
C. Crump administrator of Josiah Blount
deceased.

Take notice that on Tuesday the 7th day
of March 1848, between the hours of Eight in
the forenoon and six in the afternoon of that
day at Isle of Wight Court house, we shall
proceed to take the depositions of Bartholomew
Lightfoot and others, to be read as evidence
for us in a suit now pending in the Circuit
Superior Court of Law & Chancery of Isle
of Wight County, on the Chancery side of the
Docket, wherein we are plaintiffs and
you are defendants; and if from any
cause the taking of the said depositions
shall not be commenced, or being commenced
should not be completed on that day, the
taking of the same will be adjourned
from time to time until the said depositions
shall be completed. Given under our
hands this 13th day of December 1847.

Josiah Wood and
Maudie his wife
Samuel C. Holland and
Catharine Holland his wife
by John R. Kelly, their attor.

Wood wife tal.

v { notice to
Take dep.

Woodley's tal.

Notice to Hopper to
W. Blount.

I executed this process
by delivering a copy
to W. W. Hopper on the 16
Jan'y '48 also I delivered one
copy to W. Hopper ^{on the 21st Feb 1848} with in-
structions to deliver the
same to W. Blount at
whose house she usual-
ly resides
J. F. Woodhouse &
for C. N. Smith

Stiff

To Josiah Holliman Sheriff of Isle of Wight County and
Committee of the Estates of Samuel Woodley deceased,
and of Wm B. and John Woodley dec^d - Willis H. Woodley
Surviving Executor of Andrew Woodley dec^d and also as
administrator of Andrew B. Woodley dec^d - Thomas
Woodley, Elizabeth H. H. Woodley, John D. Halstead and
Mary Ann his wife, Virginia Blunt, Willis W.
Happer (and Cornelia his wife, and John C.
Crump administrator of Josiah Blount deceased -

Take Notice that on Tuesday the 7th day
of March 1848, between the hours of Eight in the
forenoon and six in the afternoon of that day, at
Isle of Wight Court house, we shall proceed to take the
depositions of Bartholomew Lightfoot and others, to
be used as evidence for us in a suit now pending
in the Circuit Superior Court of Law and Chancery
of Isle of Wight County, on the Chancery side of the
Docket, wherein we are plaintiffs and you are
defendants; and if from any cause the taking of
the said depositions shall not be commenced, or
being commenced, should not be completed on that
day, the taking of the same will be adjourned
from time to time until the said depositions
shall be completed. Given under our hands
this 13th day of Decr. 1847.

Josiah Moor and
Mariah Moor his wife
Samuel C. Holland and
Catharine Holland his wife
for themselves & others
by John R. Kelly their atts.

Wood tal.
C, Notice to
v. Blake Esq.
Woodley's tal

1818 Jan. 13. The Acknowledg
ment of the within
notice -
Jno C. Crump

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of *Suffolk* County, Greeting:

You are hereby commanded to summon *Willis W. Hopper and*
Cornelia his wife, and Virginia Blount

to appear at the Clerk's Office of our Circuit Superior Court of Law and Chancery for
Isle of Wight County, at the Rules to be holden for the said Court, on
the first Monday in *February* next, to answer an amended
Bill in Chancery, exhibited against *them and them*
in the said Court, by *Joseph Wood and Mariak his wife*
and Samuel C. Holland and Catharine his
wife, who sue as well for themselves as all others
who may choose to make themselves parties on
the usual terms.

And unless the said Defendant shall answer the said Bill within two months thereafter,
the Court will take the same for confessed, and decree the matter thereof accordingly.
And this *them* shall in no wise omit, under the penalty of £ 100. each.
And have then there this Writ.

WITNESS, *Walter P. Young* Clerk of our said
Court, at the Courthouse, the *7th* day of *December* 184*7*, and in the
72nd year of our Foundation.

W. P. Young Clk.

(One Copy to be delivered each Defendant.)

Wood & wife & als:

no. 3 Spar in Ch.

Woodly & als

To Febry. mch 1848.

Ans. R. Kelly pg.

I executed this process on Wm. Hopper & wife by delivering to Hopper a copy for self & wife on the 16th day of January 1848 - Va
Blount not found
H. F. Woodhouse Esq
for A. R. Smith
Thoff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of ~~St. Albans~~ County, Greeting:

You are hereby commanded to summon John C. Crump, admin-

istrator of Josiah Blount decd.

to appear at the Clerk's Office of our Circuit Superior Court of Law and Chancery for

Isle of Wight County, at the Rules to be holden for the said Court, on

the first Monday in *February* next, to answer an original *Return* Bill in Chancery, exhibited against *him and others*

in the said Court, by *Josiah Wood and Mariah his wife, and*

Samuel C. Holland and Catharine his wife

who sue as well for themselves as all others who
may choose to make themselves parties on the usual
terms.

And unless the said Defendant shall answer the said Bill within two months thereafter,
the Court will take the same for confessed, and decree the matter thereof accordingly.

And this *do* shall in no wise omit, under the penalty of £ 100.

And have then there this Writ.

WITNESS, *John P. Young* Clerk of our said
Court, at the Courthouse, the *7th* day of *December* 184*7*, and in the
72nd year of our Foundation.

John P. Young & Co.

(One Copy to be delivered each Defendant.)

Wood & wife bals.

as: $\frac{3}{4}$ sp in chy.

Woodley's exor. bals.

To Felby: rules 1828.

Ans. R. Felby

1848 Janry: 13th I acknowledge receipt of
the within notice. —
J^{no} 18th 1848

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of *Sewan*

County, Greeting:

You are hereby commanded to summon

Willis H. Woodley
Surviving executor of Andrew Woodley decd.
and also an Administrator of Andrew B.
Woodley decd. and Elizabeth H. H. Woodley

to appear at the Clerk's Office of our Circuit Superior Court of Law and Chancery for
Sec. of High County, at the Rules to be holden for the said Court, on

the first Monday in *February* next, to answer a *un answered*
Bill in Chancery, exhibited against *them and others*

in the said Court, by *Josiah Wood and Mariah his wife,*

Samuel C. Holland and Catharine his wife,
who sue as well for themselves as all others who
may choose to make themselves parties on
the usual terms.

And unless the said Defendant shall answer the said Bill within two months thereafter,
the Court will take the same for confessed, and decree the matter thereof accordingly.

And this *they* shall in no wise omit, under the penalty of £ 100. *each.*

And have then there this Writ.

WITNESS,

Samuel P. Conroy Clerk of our said
Court, at the Courthouse, the *7th* day of *December* 184*7*, and in the
7th and year of our Foundation.

A. P. Conroy Clk.

(One Copy to be delivered each Defendant.)

Willis H Woodley and Elizabeth H Woodley
are not inhabitants of this County.

Jacob Lorentz
Sherriff of Lewis County
D.F. 29. 1847

Wood Wife Veto:

3. Sher. in Chg.
as:

Woodley's exor: Veto.

To February under 1848

A.R. Kelly 1847

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of *Lewis* County, Greetings.

WE COMMAND YOU TO SUMMON

*Willis H. Woodley surviving
executor of Andrew Woodley decd and also as administrator
of Andrew S. Woodley decd, and Elizabeth H. H. Woodley*

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 *May* next,
being Rule day, to answer a bill in Chancery in the said Court exhibited against *them* by *Isaac
Wood and Mariah his wife, and Samuel C. Holland and
Catharine his wife, who sue as well for themselves as all others
who may choose to make themselves parties on the usual terms.*

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
1843 day of *March* 1847, in the *7th* year of the Commonwealth.

N. P. Young Secy.

Josiah Wood's wife
and others

is. } Spm in Chy.

Josiah Holliman & H:
and Conts. of Samuel
Woodley & Co. and others.

To May 1847.

Amos Kelly

is entire on Wills No
Woodley and Elizabeth
No. No. Woodley by Deben.
ing Copies.

John Loring Esq
for Jacob Loring Esq

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of *Suffolk* County, Greeting,

WE COMMAND YOU TO SUMMON

*William H. Hopper and
Cynthia his wife and Virginia (Blount)*

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 *May* next,
being Rule day, to answer a bill in Chancery in the said Court exhibited against *him self*, by *John
Goodman Mariah his wife, and Edward C. Willard
and Catherine his wife who sue as well for themselves
as all others who may choose to make themselves parties
in the usual way.*

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

23rd day of *March* 184*7*, in the *7th* year of the Commonwealth.

N. P. Young

Wood and Wife Lib.
27: } Dep. in Cty.

Wood's corner. Lib.

To May 22nd, 1847.

Geo. R. Kelly

I executed this process
by delivering one copy to
Miss Blount & 2 copies
to W. C. Thayer one
for himself & one I di-
rected him to deliver to
his wife on the 10th day
of May 1847

Th. F. Woodhouse
& A. R. Smith
Jr.

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of

Isle of Wight

County, Greeting:

WE COMMAND YOU TO SUMMON

*Isaac Holloman, Shop & Sale of Wight
County and Committee of the estate of James Woodley decd., William B. Woodley
son of James Woodley decd. and also as executor of Andrew B. Woodley decd. David B.
Holliman, Sheriff of Isle of Wight County and Committee of the estate of William
B. and John B. Woodley decds. Thomas Woodley, Elizabeth B. B. Woodley,
John D. Holstead and Mary Ann his wife, Virginia Wood and
William B. Hopper and Cora his wife*

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 *May* next,
being rule day, to answer a bill in Chancery in the said Court exhibited against *them* by *Isaac
Holloman and Mariah his wife and Samuel C. Holloman and Catharine
his wife who sue as well for themselves as all others who may choose
to make themselves parties on the usual terms.*

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

23rd day of *March* 1847, in the *71st* year of the Commonwealth.

N. P. Young ec.

Exempts on Ino D Holsten & Mary his
Wife & ~~James Holsten~~ & other
Defendants no entablers

I acknowledge same - after, paid in
due form.
James Holsten off

Appt. wife and
Holland large
2: 3/4 in. cl.

Went to see Mr. Vols.

To Mar. 184.

Small piece of
le

To the Hon. Richd. H. Baker Judge of the Circuit Sup. Ct. of Law & Eq. for the County of
Isle of Wight: In Chancery Suing &c.

The Answer of Thomas Woodly to the amended bill filed by Joseph Wood &
Mariah his wife &c. att. him & all:

This respondent saving & reserving all manner of exception &c. to the manifold errors in said
bill & answers and says that as to the charge in said amended bill alleged, as to the "release"
or agreement of sale on the part of S^r Wood & wife, of their estate under the will of David Woodly &c.
being fraudulent, and filed as an exhibit with the answer of S^r Miller Woodly ex^o of Andrew Woodly
&c. being fraudulent, and obtained by the said Andrew Woodly by false statements, and misrep-
sentations made by him to said Compt^s, as to the object & purpose of its execution by said
complainants, and in ignorance of its "real design, character & legal effect, this
respondent believes as far as his knowledge extends, that all such charges in said ^{Amend.} bill
to be groundless, false, and made with a design to obtain a second time the benefit
once received under the will of S^r David Woodly. Your respondent does not pretend to speak of
any personal knowledge of the transaction referred to, or the circumstances attending the
execution of said paper styled a "Release" in said amended bill; but from the face of the paper
itself, the character and reputation of the said executor, and the subscribing witnesses, the
long delay on the part of complainants to assert their claim, placing beyond reach
after the death of said Andrew Woodly &c. all evidence other than that furnished by the
said "Release"; and the pretended ignorance of their rights, together with allegations of base & dishonorable
conduct on the part of S^r Executor of said David Woodly &c., and this respondent again pronounces the
said charges in said amended bill, one & all, ~~as~~ false and untrue; denies the relief prayed
for by said Compt^s, and insists on the full force and effect of said "Release" or compromise, or sale
between said Compt^s, and said Com^{on}, as he believes the same was based on a full, fair, & adequate
consideration, and having answered pray leave to be dismissed &c.

JH Woodly 21

State of North Carolina
County of Senoir —

This is to certify, that this day,
the above named Thomas Woodly personally appeared
before me, a justice of the peace, in & for the county & State
aforesaid & made oath, that the allegations set forth in
the foregoing answer, are just and true according to the
best of his knowledge & belief & requested me to certify
the same — September 21st 1848
L. Wooten 21

undone } I know
V. Hardy's notes a med. till

Filed by consent of p'ts.
Mo. R. Kelly Jr

The answer of Elizabeth Woodley, to ~~an~~ amended bill filed against her & als. By Josiah Wood & Meriah her wife, Holland & Hope & als. In said Ch. Sup. Court of Law & Eq. In Chy. to

This respondent saving and reserving etc: for answer to so much of said amended bill, as she is advised it is material for her to answer; says that as far as she knows or can ascertain that the charges, allegations, & statements, one & all, contained in said amended bill, relating to the execution of said "release" or "contract of sale" between said Josiah Wood & Meriah his wife ^{and Andrew Woodley exor. of said woodley} (freed as an exhibit with the answer of William Woodley chx. to the last will & Testament of said Andrew Woodley is, and referred to in said bill.) - that the same was fraudulently obtained, and executed by said Woods, without an accurate knowledge of its character & legal effect, but in ignorance of the rights conveyed & sold thereby - are utterly, in every special allegation and statement, false & untrue. This respondent pretends to no personal knowledge of the circumstances of said transaction, but from the face of the paper itself, - from the character & reputation of the said Executor, and of the subscribing witnesses, thereto, - from the long delay before the assertion of their rights, and that ~~not~~ until the death of the s^d Andrew Woodley who might supply or furnish evidence corroborating the truth of the said Instruments, together with other allegations of base & dishonorable conduct on the part of said Andrew Woodley in the transaction referred to, this respondent, again, pronounces the whole statement, in every part, throughout said bill, to be false - and therefore denies the right to the relief prayed for, and vests upon the said "release", or "sale", in its fullest force & effect. And having answered pray here to be furnished with her costs in this behalf expended.

Elizabeth A Woodley *(signed)*

Buckham County Va.

Elizabeth Woodley personally appeared before me - justice of the peace for the county aforesaid, and made oath that the facts as stated above in her answer are true to the best of her knowledge & belief: given under my hand this 15th day of September 1848 William W Foster J P

Wood & wife } Elyson Wood
2 }
Camacho River } Wood & Co

Filed by consent of Jts
✓ Mr. R. Kelly
Manitoba.

The Joint & Separate Answer of Jno. D. Hotstead & Mary Ann his wife
to the amended Bill filed by Josiah Wood & Mariah his wife & als. At then & als on the
Court last of Jan ~~1848~~ for the County of Linn of Miss.

These respondents saving & reserving &c: for answer to so much of said amended
Bill, as they are advised it is material for them to answer & say; that as to the
Charge in the 2d. amend. Bill, that a paper "filed in the cause, by which the said Wood & wife
acknowledged the receipt for a valuable consideration of the payment of the leg. ay &c:
left Mariah by the late Jno. D. Woodley &c; "was obtained from them by misrepresentation
& paid and without consideration" &c: and all other charges in any manner connected
with said paper: on to the best of the knowledge & understanding without foundation
& false; and originate in a desire after a lapse of time, to speculate on the accidents
of time, and the difficulties which the parties may meet with in defending themselves from
an unwarranted demand: Your respondents, as is obvious, had no personal knowledge
of the circumstances of the execution of said "paper" of which &c: But they believe
that it is what it purports to be: and insist upon it; as a full discharge & a complete
defense to, the claim which the Compt. have for so long a time ~~prolonged~~ ^{to} ~~thundered~~
over: and having answered from hence to be satisfied with the ends & —

Jno D Hotstead ②
Mary A Hotstead ②

In witness whereof: to wit:

Jno. D. Hotstead and Mary Ann his wife, personally appeared
^{a portion of his name}
before us in our County of Linn and made oath the facts as above
set forth are true, or true as they know or believe. Given under our
hand this 11th day of May, 1848—

E. Morrison JB

Inv. to Head ship
H. and
W. Under Hill

To be filed by consent
J. R. Kilby p.g.
R. H. Whipple

To the hon. Richd. H. Baker judge of the circ. Sup. of Law & Chy. for the county
of Sal. of Light-County: In Chy. telling re:

The Joint & separate answer of John S. Holstead, and Mary Ann his wife, formerly Mary, ^{nee} Woodly, to the Bill of complaint of Jonah Wood & Maria his wife, Holland & wife & the Blunts &c: re: filed against these your respondents & alies: These respondents, saving and reserving, at all times hereafter all manner of benefit and advantage of exception, to the many errors & imperfections in: to said Bill: re: Answer and say, that it is true as is alleged in said Bill, that they are husband & wife, and that the genuine statement in the said Bill contained - of the several deaths, of Samuel Woodly and Andrew Woodly, the uncle and father of your respondent - Mary Ann Holstead, formerly Mary Ann Woodly - and of the death of Andrew B. Woodly her brother - with the several qualifications on their several estates, by the persons as set forth on said Bill, and other things & matters immediately connected therewith - is as far as these respondents are informed, also correct - though in these matters as well as all other facts ^{of all & one several instances referred to} coming ~~growing out of the belly of the~~ " in said Bill, these respondents pretend not to any familiar & intimate acquaintance, because on their occurrence, the wife of the ^{1st} Holstead, was of very tender years - under 21 years - and since her intermarriage the said respondent Holstead had legally no right to interfere in any way - and, further more - do not pretend to admit the truth of any fact which may be prejudicial to their interest, but call for the strictest proof of the same, on part of Compt. As to the claim of, Maria Wood to the interest on the \$1000. These respondents as far as they are advised, believe the same is groundless. ^{1st because Maria was by the will of ^{1st} Sam^l Woodly, the slave & property of Andrew Woodly & therefore had no rights under the will of ^{1st} Sam^l Woodly} is they understand & have been so informed by those whose duty it was to know & be familiar with such matters - the said Wood & Maria his wife, did release or sell or convey, upon adequate consideration, to the ^{1st} Andrew Woodly, son of Sam^l Woodly &c, all of their interest & title arising under the will of ^{1st} Sam^l Woodly, as will appear, as well from the fact, that they the said Jonah Wood & wife, have slumbered for so long a period without asserting or endeavoring to collect the same, or even making any inquiry in relation thereto, as from the inspection of said a paper, or instrument of writing signed by them, filed as your respondents are informed, by Col. Willis H. Woodly ^{son} of his late father, Andrew Woodly, to which answer as ~~well~~ and all facts therein stated material to their defense these respondents beg leave to refer to, and be considered as a part of this, their answer - and further, in regard to the claims of the remaindermen - or those entitled, to the one thousand dollar - upon the death of Maria - the assertion of any right on their part, your respondents, conceive to be premature, for their Bill declares, that they as the event on which the liability of your respondents or others the legatees of Andrew Woodly &c - arises (if at all) has not yet occurred: and a strong case, something more than the ill timed fear of Compt. - should be clearly made out, ere this honorable Court, will render the decree prayed for, which would be depriving of these

Belknap Co.

Jno D. Holstead signed
Mary A Holstead signed

Nov 22 1893

Dr. L. L. L.

Part 1

Ans. of Mrs. E. Holbrook
of Weymouth

July 4 night - Ceremony: to cut in

Two & related to may, son his wife, personally appeared before me, a justice of the peace for the county of Loudon, and made oath, that facts as set forth in their answer (above) - are true, as far as they know or believe.

Given under my hand this 18th day of October 1847 -

La C. Jordan 17p

The Answer of Thomas Woodley one of the Defendants to the Bill of Com.
- Plaintiff of Josiah Wood & Maria his wife & Holland & Co. & others, Complainants.

This Defendant, saving and reserving to himself now, and at all times hereafter, all, and all manner of, benefit and advantage of exception, which can or may be had, or taken, to the many errors and imperfections of said Complainants Bill &c. for answer thereto, or to so much thereof, as this Defendant is advised is in anywise material or necessary for him to answer unto, ~~Alldwell~~ and says, that he believes that the statement of the many facts, to wit: the deaths of his uncle Samuel Woodly, and his late father, Andrew Woodly, and of his (this Defendant's) brother Andrew B. Woodly, and the several qualifications, on their several estates, and the other matters there to ~~app~~ pertaining, as set forth in said Bill - is in the main true and correct, and from the limited personal experience, which, as appears from the said Bill, this Defendant (in addition to his youth & infancy at the several periods referred to) - had in the transactions on which is grounded the Complainants charges for the decrees which are ~~sprayed~~ prayed for, and the relief sought to be obtained - This Defendant calls for the strictest adherence to the principles which will govern the case made out in said Bill, and as necessary for his complete defence, in the premises & begs leave to refer to and to incorporate in this, and as a part of his answer: the answer which has been filed in this cause by his brother Col. William A. Woodly Esq. of his late father, as far as the facts therein set forth and referred to, are material & pertinent to the relations which, this Defendant, under the will of his late father or otherwise may occupy & hold to the case and the transactions in said Bill set forth. And for further answer, this Defendant, utterly denies the right of Complainants, or either class of them - to recover of this Defendant, as one of the legatees of his father, the proportion of the legacy, bequeathed by the 5th clause of said Andrew Woodly's will - or to call upon him, to produce the same into Court, because, the conditions, ^{or events} on which those entitled to the said legacy of £1000. have not, by their own showing, taken place, and until the death of Maria - the use & enjoyment of the same, and the possession & control of the principal of said legacy - are entrusted, by the will aforesaid to the representatives of his late father - the ^{late} Andrew Woodly. And as to the pretended claims of Maria Wood & her husband Josiah Wood ^{it became known by saying that Maria was not emancipated by the will of S^r. Samuel Woodly, but was the property of her own country} this Defendant denies their right altogether, as he believes & says that ^{For if she were emancipated, & had no} if they ever had any, they, the ^{late} Wood & wife, in solemn & legal form, for a full & adequate consideration, sold & conveyed, or released the same, to his late father, Andrew Woodly in his lifetime: as will appear

by a written instrument to that effect, signed and sealed by the said Wood & wife
and which, being filed, as an exhibit & as a part of the answer of Willis H. Woodley Esq
Esq of his late father, as this defendant is informed - this defendant begs leave
to refer to, and the 1st answer aforesaid - as parts of this his answer, and forming
part his defence. This defendant so far as concerns himself, and he believes as regards the other
legates of his father - whose estates may be liable to advance and pay the 1st legacy of \$1000. to
the remaindermen, on the happening of the event to wit the death of Maria - believes there is
not the slightest foundation for the apprehension & fears as expressed in ~~the~~ ^{his} Will - of loss
& probable injury to them - ~~from the supposed insolvency of,~~ and until some other
proof or other evidence of the truth of said charges - or the ^{probable} insolvency, and waste
of property - on the part of himself, and his brother & sisters - who may be liable
ultimately on the happening ^{of} the event aforesaid - to the payment of the 1st \$1000. &
this Court cannot do this defendant the injustice of decreeing against him
his portion thereof - to be locked up in Court, with a loss of the interest or
annual value thereof to him, when for this annual value & interest, his late father
has paid a full consideration as before stated this defendant denies, therefore completely
disprove the truth of the statement in ~~the~~ ^{his} Will, of any loss, or probable loss to them as therein suggested.
and if they will accept, the propositions herein after made - or not - or whatever decree may be rendered
this defendant insists that it must be, as well as the entire costs of this suit - at the expense & charge
of complainant. This defendant, in order to settle this matter forever - as well as to show
this honorable Court that he is willing & has been to ^{do} ~~equity~~ act fairly ~~between~~ & equitably & justly
declares, that sometime ago, perhaps 12, or 18 months - when this matter was brought to his notice - ~~that~~
he proposed, by letter & through a personal friend - his counsel in this case - and probably
otherwise, to the complainant, or some of them, and ~~probably~~ to their counsel - that he
was perfectly willing & offered to pay whatever his ^{of the value thereof} proportion of the \$1000 -
might be - according to his duty & obligations of every character - upon the execution to him
of a full & complete receipt & acquittance therefor, by the proper parties, and
he believes that the others standing in the same relation with himself - ^{were} willing
& prepared to do the same thing - with the view of saving costs & trouble, which the
death of Maria - would give cause of action to those entitled to, but this reasonable
and just offer was refused, and the refusal followed by a harassing suit, for
what reason - this defendant can't say, unless to subject him & others to unnecessary
costs &c, and yet the absence of this defendant, a non resident of an adjoining State - in connexion
with other circumstances - has filled the imagination of Compts. with groundless fears - &
suggested a plausible tale of, probable loss & squandering of property &c. to the detriment
of Mr. Isaac Wood & wife & their coadjutors, -

This defendant, further, however, says: that he is willing - if all the necessary parties
are brought before the Court, and the age of Maria and other facts are produced
in order to estimate the present value of the shares which the said
ten remaindermen may be entitled to, - to pay unto those entitled
the 1st present value - upon the execution, on their part, to him of
a full, absolute & legal receipt, acquittance &c. which shall protect
& shield him & his interests forever from any & all claims arising under
the will aforesaid of his uncle & father: otherwise he prays that he
may be dismissed &c. with his costs &c. on this behalf expended.

Wm. Woodley signed

Do. H. Whitfield atty

Senoir - County to wit:

Thomas Under, this day personally appeared before me a justice of the peace for the County
of Senoir & State of North Carolina, and made oath that facts in his answer
as above set forth are true to the best of belief, knowledge and recollection. Given under my
hand this the 13th day of October - 1847.

Wm. J. West J. P.

This Woody and
at. E. Def.
Woodville etc

Act. Term 1867
filed by court
of court.

The answer of Elizabeth N. H. Woodley to a bill of com-
plaint exhibited against her & others by Joseph Wood & Maria
his wife & Samuel C. Hollans & Catharine his wife, in the Cir-
cuit Superior Court of Law & Chancery of Isle of Wight County.

This defendant, saving & reserving to herself all ex-
ception to the said bill, for answer thereto, or so much thereof as
she is advised it is material for her to answer unto, answers
& says, That she was too young at the death of her father to
know any thing of her own knowledge of the matters & things
contained in the complainant's bill, but referring to the acts of
her uncle Samuel Woodley & of that of her father Amos Woodley
& to the exhibits filed in the cause, she relies wholly upon the
judgment & discretion of the court for the protection of her
interests in this behalf, so far as the same may be con-
sistent with justice & equity.

And the said defendant avers all fraud be-
lieved that, that her - and hereby prays ~~that~~ to be deemed
admitted with her costs in this behalf most wrongfully
sustained. — Elizabeth N. H. Woodley

Lewis County, Tennit. —

Elizabeth N. H. Woodley made oath before
me a Justice of the Peace in & for the said county, that the
matters contained in the foregoing answer, so far as they are stated
to be of her own knowledge, are true; and so far as she has
been heard thereof from others & declares her belief of them,
she does believe them to be true. Given under my hand
this 24th day of July 1847. Adam. Speltz, J. P.

28
The answer of William A. Woodley as surviving executor of An-
drew Woodley dead, & also as administrator of Andrew B. Woodley dead
to a bill of complaint exhibited against him & others by Joseph Wood
& Maria his wife & Samuel C. Holland & Catharine his wife,
in the Circuit Superior Court of Law & Chancery of the
Wight County.

This defendant, saving & reserving to himself all ex-
ceptions to the said bill, for answer shunts, or to so much thereof,
as he is advised it is material for him to answer unto, answereth
& saith: That he believes that the bill of the complainants cometh
state the death of Samuel Woodley dead, of Andrew Woodley dead &
of Andrew B. Woodley dead. It is true that Andrew Woodley be-
came the executor of Samuel Woodley; that this defendant & Andrew
B. Woodley became the executor of Andrew Woodley & that this
defendant became the administrator of Andrew B. Woodley & surviving
executor upon the death of Andrew B. of Andrew Woodley. He states
that the accounts of William A. Woodley & Andrew B. Woodley as ex-
ecutors of Andrew Woodley have been stated & settled by a commis-
sioner of the county court of Isle of Wight, & that estate fully admin-
istered, with the exception of a part of the legacies bequeathed by
Samuel Woodley to the children of his brother & sister John Woodley
& Mary Blunt, & with the payment of which the estate of Andrew
Woodley was made chargeable. That the estate of Andrew Woodley
has been distributed under an order of the county Court of Isle of
Wight & by commissioners appointed by said Court (copies of which
order & report are here filed, marked A. & B. & prayed to be taken
as part of this paper). Between their two younger children, viz. Wm.
B. Woodley ^{John A. Woodley} Thomas Woodley, Elizabeth A. B. Woodley & Mary
Ann Woodley - now wife of John A. Holstead; - That a responding bond
was taken by this defendant as executor of Andrew Woodley dead,
from William B. Woodley
with a bond of trust upon a lease & a lease portion of his share
of his father's estate, and a similar bond from John A. Wood-
ley with personal security & that the other legacies, viz. Thomas
Woodley, Elizabeth A. B. Woodley & John A. Holstead & his wife
Mary Ann, have received their respective portions of the father's

estate & have ample means, then derived to meet the claims of the
legatee of Samuel Woodley decd. - The bonds of M^r. B. Woodley
the Sec of Trust to secure the same by copies together with a copy
of John B. Woodley's bond, are here filed, mentioned, C. H. & E.
& prayed to be taken also as part of this answer. -

This defendant further states that Andrew Woodley decd.
in his life time received a full discharge of all the interest which
the said Joseph Wood & Maria Wood his wife derived from the
will of Samuel Woodley decd. as will be seen by this receipt
& relinquishment here filed, mentioned &c. & also prayed to be tak-
-en as part of this answer. -

This defendant further believes that all the children
of Mary Island had attained to lawful age & were married
before the death of Andrew Woodley decd. & that he had ful-
ly satisfied & discharged the portion of legacies respectively
bequeathed to them by the will of Samuel Woodley decd. He
derives this belief from a vague impression made upon his mind
by the constant & extensive pecuniary transactions which took
place between them, by the cordial & relation of the parties, by
the known kindness & indulgence manifested towards them by the
said Andrew Woodley & by the fact, that at the death of Andrew
Woodley this defendant found among his papers evidence of an ac-
-crued claim against William Crocker who intermarried with
Polly Island, one of the children of the before mentioned Mary Island
which exhibited the said Crocker as largely indebted to the said
Andrew Woodley decd. but which upon presentation to the said
Crocker by this deft. or Enor. or aforesaid was in part offsetting
by a claim of the said W^m. Crocker against the said And^r. Woodley
decd. & is further sent by the declaration of the said Crocker that
the balance which still appeared to be due was understood & had
been intended & agreed upon by himself & the said And^r. Woodley
as a payment & discharge of the legacy bequeathed by Sam^l. Wood-
-ley decd. to his wife Polly - formerly Polly Island. The evidence of
such indebtedness on the part of said Crocker will be found in
the papers here filed, mentioned, &c. & H. & E. & prayed to be taken

as part of this bill & as a bar to any future claim of the said
defendant Crocker for his portion of said legacy. -

As a bar to the demand of James B. Woodley, one of the
children of John Woodley decd. & of his son, upon the legatee of
Andrew Woodley decd. this defendant suggests the large indeb-
-tedness of the said James B. Woodley to the estate of the said
Woodley decd. not only directly, but as security for the said J^r.
B. Woodley in several cases, in which the estate of the said Andrew
has been compelled to pay under judgment of Court. Thus
and a copy of an execution in favor of Catharine Woodley, now
Catharine Holland, who obtained a judgment against the estate
of the said Andrew Woodley decd. upon the guardian bond of
the said James B. Woodley, is here filed, mentioned, &c.
& prayed to be taken as part of this answer. - And then as-
-sents to the consideration of the Court whether the collusion
which seems to have been made between the said Catharine, the ward,
& the said James, the guardian, for the purpose of subjecting the estate
of Andrew Woodley decd. the security in the guardian bond - to
the judgment above mentioned, for their mutual benefit & accommodation,
may not legally & equitably be applied as a perpetual bar to any claim
which the said Catharine or her husband Lem^l. C. Holland may have
upon the estate of the said Andrew Woodley or of his legatee on ac-
-count of the legacy bequeathed to her by the said Sam^l. Woodley?
or whether an amount equal to the said legacy claimed by the said
Holland & wife may not be applied as an offset & discharge of the
said out of the bond of the said Catharine with her guardian as
aforesaid? At the time the case was brought upon the guardian bond
for the purpose of subjecting the security, the said Andrew Woodley decd.
had been dead several years, the situation of the said James B.
Woodley had become greatly embarrassed & his property encom-
-bured by debts of Trust; - the said Catharine resided with the fami-
-ly of her guardian, was a young lady of high & fashionable
bearing, & above 18 years of age; - her guardian had a store
in the town of Smithfield, & it was equally unusual for the
one to sell goods as for the other to make an improving show,

and both could be equally accommodated at another's expense. - The ward arrives ~~at~~ lawful age, - the guardian becomes mistrustful, - exceptions are filed against his account upon the ground ~~that~~ he had permitted his ward's expenditures to exceed her annual income, - a suit is instituted against the security for the amount of such excess, - a judgment is obtained, and as is believed, the proceeds of that judgment or a large portion of it, are applied to the purchase of a portion of the guardian's household furniture which is settled upon him & his family. -

And the said defendant denies & without that he
is bound to prove to be true, dismissed with his costs, which he
has most successfully sustained.

Wm. A. Woodley,

Surviving Exor. of Andrew
Woodly died & admin. of
Andrew B. Woodly died.

Levick County, To wit:

Miller & Woodley make oath before me
a justice of the Peace in & for the said county, that the matters
contained in the foregoing answer, so far as they are stated to be of
his own knowledge, are true, and so far as he has heard them
from others & declared his belief of them, he does believe them to
be true. Given under my hand this 24th day of Aug. 1847.

Adam - Sittler

Monday Sept.
21. 1841.

Alfred Hughes

James F. Waller

West City

To The Honorable the Judge of the Circuit Superior
Court of Law and Chancery of Isle of Wright County

Humbly complaining, sive to the Court
your Complainants Josiah Wood and Mariah
his wife, and Samuel C. Holland and Catharine
his wife, who sue as well for themselves, as all
others who may choose to make themselves parties
hereto, on the usual terms.

Your Complainants state that sometime
in May (this year 1847) they exhibited their Bill in
this court against Josiah Holloman Sheriff of Isle of
Wright County & Committee of the estate of Samuel Woodley
dec'd, Willis H. Woodley surviving Executor of Andrew Woodley
dec'd, and also as admors. of Andrew B. Woodley dec'd, the
same Josiah Holloman Sheriff as aforesaid & Committee of the estate
of Wm B. and John Woodley dec'd, Thomas Woodley,
Elizabeth H. H. Woodley, John D. Halstead & Mary Ann
his wife, Virginia Blount and Willis W. Hopper
and Cornelia his wife; The object of which said
Bill was & is to recover an annuity of sixty dollars,
left to the Complainant Mariah, by Saml. Woodley
dec'd, and also to secure the principal sum of
money in which your Complainant Cath-
arine Holland & others are ^{interested} on the
death of said Mariah, on the ^{fear} ground, ^{are had of future loss and that} that
same is liable to be so squandered & lost by
Insolvency to the use that such claim will
be & is, in great danger of being lost— Since
the filing of said Bill a paper purporting
to be a release, sale or discharge from said
Mariah & her husband Josiah for the said
annuity has been filed with the answer
of Willis H. Woodley sury Exor. of Andrew
Woodley dec'd, and have having been given
to file an amended Bill in this cause.

Now by way of amendment to their original
Bill, your Complainants charge that the
paper, or release, or sale filed as aforesaid
purporting to be from Mariah & her husband
Josiah and in release for valuable considera-
tion of all interest and rights under the will
of Saml. Woodley dec'd, was obtained from them
by misrepresentation and fraud; ^{and without consideration} that they were
informed & given to understand by said answer
that the paper thus presented, was only a bond
to leave the State of Virginia, and in no wise

connected with any rights under Saml. Woodley's will - that under the belief that such land to have the Commonwealth was necessary the same was signed - that they were ignorant and uneducated, neither read or write and had no means of guarding against imposition and that at that time did not know their rights under the said Saml. Woodley's will never having been informed by his Executor Andrew Woodley thereof, and were astonished to learn that any discharge of such rights had been executed or pretended to have been executed. That having immediately removed out of Virginia, and being deceived and kept ignorant of their rights in the premises, and being ignorant & uneducated they have from time to time been quieted in regard thereto, hoping that they should have their just rights granted them by the proper parties, but they have been deceived and are now old and poor, whilst others have that which should now be enjoyed by them - They therefore claim that such release is but a fraud on their just rights, obtained by misrepresentation, and in ignorance of their just rights, in the premises, ^{and without proper consideration} and therefore should be set aside, and such decree made in the premises as will give to them ^{their just demands, and that said release is fraudulent of itself, no consideration being expressed therein} their just demands, and that said release is fraudulent of itself, no consideration being expressed therein.

Your complainants also charge that John C. Crump who qualified as admr. of Josiah Blount dec'd, ^{as stated in the original Bill} should be made a party defendant and heirs - and should be compelled to answer all the charges in the said original & this amended Bill -

Your complainants further charge that

In tender consideration whereof and for as much as your complainants are without remedy save in a Court of Equity - to the End therefore they pray that the said parties Defendants to the original Bill, to wit; Josiah Holliman Sheriff & Comr. of Saml. Woodley dec'd; Willis H. Woodley surviving Exr. of Andrew Woodley dec'd, & also admr. of Andrew B. Woodley dec'd; the said Josiah Holliman Shff. & Comr. of the estates of Saml. B. and John Woodley dec'd; Thomas Woodley, Elizabeth H. H. Woodley, John D. Hagstead and Mary Ann his wife, Virginia Blount, and Willis W. Hapner and Cornelia his wife, may be made Defendants hereto, and also John C. Crump admr. of Josiah Blount dec'd, and that all the charges in said original Bill not before answered and also all the allegations herein may be answered by them and each of them, and further that the Defendants shall on their Corporate oaths set forth & declare distinctly & unequivocally their own personal knowledge & information in regard to the release or pretended release from Mariab & Josiah Wood aforesaid, whether any consideration was paid & what and such other matters in relation thereto as they may know - and that such release may be set aside, and such decree or decree granted in the premises as may be right and proper - and that such other and further relief may be granted as cometh with Equity &c.

John R. Kelly Jr.

Abiah Wood wife sal,

v. Amended
Bill

Wordley's sal:

To the Honorable, Richard H. Baker, Judge of the Circuit
Superior Court of Law and Chancery of Isle of Wright County.

Humly Complaining, shew to the Court Your Complain-
ants Josiah Wood and Mariah (his wife, and Samuel B.
Holland and Catherine^{his} wife, who sue as well for themselves,
as all others who may choose to make themselves parties
hereto, on the usual terms —

That Samuel Woodley, of said County, died about
the year 1822, possessed of a large real and personal & chattel
estate, far more than sufficient to pay all his debts and
funeral expenses, and also all the legacies named in his
will, hereinafter mentioned — That he left a Last will and
Testament which was duly admitted to record in Isle of Wright
County Court at May term 1822 — and that Andrew Woodley
the Executor therein named duly qualified as such at said
Court (as will be seen by a copy of said will herewith filed as part
of this Bill marked "No. 1") and entered into and acknowledged
at the same time, a Bond conditioned according to Law, with
one ~~James~~ Josiah Blunt his security in the penalty of twenty
five thousand dollars as appears by a copy of said bond filed
herewith as part of this Bill marked "No. 2."

That by his said Last will & Testament the said
Samuel Woodley says in the 4th clause thereof that
it is his wish and desire that his servant Mariah
which I leave to my brother ^{Andrew} Woodley in trust, shall
have the use of thirty acres of land lying in the
forks of the Swamp, adjoining the lands of the heirs of
Colonel James Johnson and Scotland Johnson (f. n.) for her
and her children to live on during the lifetime of said
Mariah, also the use of five wood and rail timber, also
the interest of one thousand dollars to be paid to her
annually by my executor as long as she lives to raise
and maintain her three children, to wit. Albert,
Liza and Christiana, and at the death of Mariah,
that my executor pay the further sum of five hundred
hundred dollars to the children of my brother and
sister as above named to be divided among them as above
expressed — and that it was his wish and desire that
his Executor pay unto the children of said Mariah
the sum of five hundred dollars to be divided
between them at their Mother's death —

Your Complainants charge that the gift to "the children
of my Brother and sister as above expressed — is for
the children of John Woodley & Mary Blount as named
in the first clause of said will —

Your complainants charge that Manah, the servant named in Samuel Woodley's will is now the wife of Josiah Wood - and that she has long since acquired her freedom from the said Andrew Woodley Executor as aforesaid, and further that your complainant Catherine Hollans, was Catherine Woodley & a daughter of John Woodley decd.

That the said Andrew Woodley as Executor of Samuel Woodley decd. professed himself of the estate of his Testator, and has converted the same to his own use - that he has never returned any Inventory, account of sales or settlement of the same, and that he has failed to pay to your complainant Maniah, the legacy left her by said Will -

Your complainants are advised that the said Maniah is entitled to have received yearly the sum of sixty dollars, being the interest on one thousand dollars - and interest on every yearly payment till paid -

Your complainants state that John Woodley left three children to wit: your complainant Catherine & James H. & Rev. D. Woodley, and that Mary Blount left seven children, to wit: Josiah, Thomas, Mary, Sally, Keturah and Elizabeth, making together ten persons who are entitled to five hundred dollars or fifty dollars each on the death of said Maniah -

Your complainants charge that the estate of Samuel Woodley decd. which came to the hands of Andrew Woodley his Executor, was not only converted to his use, but ^{that he proceeded thereon} was held and enjoyed by him till his death & then with his own estate was disposed of by his wife -

Your complainants charge that the said Andrew Woodley died about the year 1829, having first made and published his last will and Testament which was duly admitted to record in Isle of Wight County Court the 4th day of January 1830 - and that Willis H. Woodley & Andrew B. Woodley, the Executors therein named duly qualified as such, as will appear by a copy of said Will filed herewith as part of this Bill, marked (No. 3) and executed a bond according to Law, without security in the penalty of Eighty thousand dollars, as will be seen by a copy of said bond filed herewith, marked (No. 4) -

That the said Willis H. & Andr. B. Woodley professed themselves of all the estate of said Andrew Woodley which was very large, ample for the purposes of

paying debts, expenses and all other charges - and that there was a large estate which passed to his Legatee, as hereinafter set forth -

That Andrew B. Woodley one of the Executors of Andrew Woodley died soon after his Testator & Willis H. Woodley qualified as his administrator in the County Court of Isle of Wight on the 6th July 1832 as appears by the certificate of the clerk filed herewith marked No. 5. & asked to taken as part hereof.

That Willis H. Woodley the surviving Executor proceeded to settle the estate of his Testator, without regard to the rights of your complainants, which were known to him, & to make distribution of the same, among the Legatee in said Andrew Woodley's will to wit: William, John, Thomas, Elizabeth & Mary Ann Woodley.

That the amount thus distributed to the said William, John, Thomas, Elizabeth & Mary Ann Woodley, was far more than sufficient to pay your complainants demands.

That the said William Woodley has since died & his estate has been committed to the hands of ^{Josiah Holliman} ~~James H. Woodley~~ Sheriff of Isle of Wight County on the 1st day of March 1847 as will be seen by certificate of the clerk filed herewith marked No. 6 - That John Woodley has also died & his estate has been committed to said ^{Holliman} ~~James H. Woodley~~ Sheriff aforesaid on the 1st day of March 1847, as will be seen by certificate of the clerk filed herewith marked No. 7 - & that Mary Ann is now the wife of John D. Halstead -

Your complainants are advised that the demands due them were debts of superior dignity against the estate of Andrew Woodley decd. and the same not having been provided for by Willis H. and Andrew B. Woodley his Executors, that therefore they have a just demand against them -

Your complainants are further advised that the Legatee of Andrew Woodley decd. are also responsible to them for their demands, having recd. an estate from said Andrew Woodley more than sufficient for the payment thereof & that such estate is now chargeable for the same -

Your complainants state that the estate of Samuel Woodley decd. was on the 1st day of July 1827 committed to the hands of ^{Josiah Holliman} ~~James H. Woodley~~ Sheriff of Isle of Wight County for administration, as will be seen

by the certificate of the clerk filed herewith and marked No. 8.

Your Complainants charge that Josiah Blount died about the year 1824 Intestate, possessed of a large personal & other estate, leaving two children - Virginia and Cornelia - the latter of whom is now the wife of Willis W. Hopper - That John C. Crump qualified as the administrator of said Josiah Blount dec'd in Isle of Wight County Court soon after his death & received ^{into his hands} the estate of his Intestate - that he has finally settled his Intestate's estate, and has distributed the same to the said Virginia & Cornelia his heirs which amount thus distributed is far more than sufficient to pay your Complainants demand & your Complainants now call on the said Virginia & Cornelia to set forth how much & what estate they received from their father's estate -

Your Complainants are advised & charge that Andrew Woodley (the Executor of Saml. Woodley dec'd.) as well as Josiah Blount his security are bound to your Complainants for their demand -

Your Complainants further charge that principal sum of money, which is to be distributed on the death of Mariah, is likely to be lost, so that those entitled in remainder are liable to receive no benefit whatever from the bequests of the Testator - Saml. Woodley dec'd - That the estate of Saml. Woodley as aforesaid has been long since disposed of & squandered - that Andrew Woodley's & Josiah Blount's estate have also been distributed among the heirs & legatees - that some of the said legatees as before named are dead & are insolvent & some non residents of Virginia - Your Complainants therefore pray on behalf of themselves & all others interested that the Court will decree the payment of the said principal sum of money (as disposed of by Saml. Woodley) to be paid into Court & to such person as the Court may direct, in order that the same may not be entirely lost & your Complainants with others deprived of their just rights; and that justice may be done, they also pray that this cause may be returned on the docket of said Court, to grant such relief as from time to time may be necessary & legal -

Intender consideration whereof, and for as much
as your Complainants are without remedy, save
in a Court of equity where matters of this sort
are cognizable. To the end therefore they pray
that ~~Samuel M. Hoffman~~ ^{Josiah Hoffman} Sheriff of Isle of Wight County
Committee of the estate of Samuel Woodley dec^d,
Willis H. Woodley surviving Executor of Andrew Woodley dec^d,
and also as administrator of Andrew B. Woodley dec^d,
~~Samuel M. Hoffman~~ ^{Josiah Hoffman} Sheriff of Isle of Wight County aforesaid
Committee of the estates of Wm B. and John Woodley dec^d,
Thomas Woodley - Elizabeth H. H. Woodley, John D.
Halstead and Mary Ann his wife, Virginia Blount
and Willis W. Hopper & Corruelia his wife, may
be made defendants hereto, and be compelled on
their Corporal oaths to answer all and singular the
several allegations herein, and that as particularly
or if again repeated & they thereto interrogated - that
a Commissioner of this Court may be required to
take an account of the Complainants demands
and also of such other matters as may necessary right -
that your Complainants may have such decree a-
gainst the defendants (or such of them as is proper) for
their demands, and that such other & further
relief may be granted as may consist
with equity &c.

John R. Kilby. p. 2.

Kilby p. 8.

Josiah Wood wife sal.

v.

Bill &
Exhibits

Josiah McAllister
~~James~~ James ship. & Comdr
of Saml. Woodley dec. sal.

1847.

May rules. Bill & filed
Sps. exp. in all dists. except
J. Woodley & order of public.
in him.

July rules 1847 see for
hearing.

Octo: 29th 1847. Learn from
Sps. W. H. Woodley & J. D.
D. Holston & wife to file their
answers & same filed Sep.

Octo: 20th 1847. Learn from J. D.
Thos. Woodley to file and same
filed Sep. 1847. J. D. Thos. to file
to file and Bill & come out to rule.
C. S. C. L. & C.

Decr: 6th 1847. Am. Bill
filed & Sps. exp. to answer at
July rules 1848.

Jan. rules Sps. answered in
William H. Woodley sal. to Barber
Court. July rules - new Sps. answered.

March 7. 1848. Defio. of
B. Lightfoot filed by Counsel.

March. rules 1848 Sps. exp. on
all parties. except J. Woodley

May rules see for hearing as to
all parties except J. Woodley.

May term 1849. Decr.
20. p. 2 & 5.

Sept 2 & 4 1849. reports filed.

Sept. 1849. Court.

Magister 1850.

filed & heard.