

1871-013 Charney Causes: Robert J. Saunders for &c vs Gilbert Stephenson's admr &c

Isle of Wight County

Other surnames: Johnson,
Duck, Boykin, Davis, Eley,
Lawrence, Everett, Briggs,
Stephens

The within judgement is
 Subject to debts of a Superior
 dignity gave under my hand
 This 27 of July 1844
 H. Chapman

Elisha Sweet
 Wm. H. H. H.
 Wm. H. H. H.
 Wm. H. H. H.
 Wm. H. H. H.
 Wm. H. H. H.

100 dollar
 30000
 25000
 153

No 3

Wheeler & Co. to wit:

YOU ARE HEREBY COMMANDED TO SUMMON *Joseph Johnson Administrator of*
Gilbert & Co. Dees
at *Amherst* to appear before me, or some other *justice* of the
said *County* to answer *Elisha Everett* of a plea of debt for *five*
Dollars and *3 1/4* Cents, due by *ap* and make return how you execute this Warrant.

Given under my hand and seal, this

6th day of

July

1844

Summon

Sam Eley



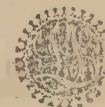
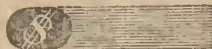
To any sworn Officer to execute.

ON hearing the parties, Judgment is granted the Plaintiff against the Defendant for *one*
Dollars and _____ Cents, with Interest from the *27* day of *July 1844*
till paid, and costs.—Given under my hand and seal, this *27th* day of *July* 1844

Principal, ——— \$ *1*

Costs, ——— *31*

Commissions, ———



LEVY on the Goods and Chattels of the Defendant to satisfy the above Judgment and Costs, and make
return hereof before me, on the *10th* day of *March* 1844

Given under my hand and seal, this

20th

day of

Mar

1844

W. R. Wright



March. 7th 1843 Received of Joseph H Johnson
Twenty Dollars & 38 cents in part of the debt in

Aug. 7th 1843 Rec^d of Jas H.
Johnson Twenty-seven Dollars
in part

Thomas & ~~James~~
for Robert Saunders
for B. H. Lusk

Gilbert Stephens on

and

Wm. Mumford

to note

for

\$67.50

B

~~#67 50/100~~ On demand the first day of January next
we promise to pay to Robt. Saunders his order or af-
signs the just and full sum of fifty seven Dollars &
50 Cents lawful money of Virginia It being for
the hire of Negro man Caliph the present year the
said Negro is to have his usual Clothing. The true
payment of which we bind ourselves our heirs &c.
Adm. &c. jointly and severally firmly by these
presents. as witness our hands this 19th day of
January 1842

Test.
R. H. Claiborne

Gillis Stephen
Wm. Mountfort

Nauset County to
wit. This day John
Walter personally appeared
before me, a justice of
the peace for said
County and made oath
to the justice of the within
in acct. to the best of his
knowledge and belief.
Given under my hand
this 27th April 1843.

Thos. J. Kelly J.P.

Gilbert Stevens.

1842.

To Eliza Evitt

March 15th. To horse feed supper
and breakfast for horse. \$1.00x

March 30. To 3 horn feed 75

" " on days board for horse 56 1/4

April 15th. 2 horn feed - - - 50

" " To supper & breakfast 50

" " 30. To 2 horn feed - 50

To supper and breakfast for horse 50

May 15th. To 2 horn feed 50

supper and breakfast

for horse

50

\$5.31 1/4

Yamsemond County SC

This day Henry T. Phillips came before me a Justice
of the Peace for the County aforesaid and made Oath that the within of
of Twenty dollar and 34¢ ~~of~~ against Gilbert Stephenson as
Debt and true. Given under my hand this 10th day of March
1843.

Nathl. P. Phillips (J.P.)

Gilbert Stephenson

of - \$17.34
442
\$12.72

Dec. 13th 1841 Rec. of the within from Debt
for the Court in Slave Nick Morgan
your m

W. Gilbert Stephenson Estate
 1842 In acc. with M^{rs}. Briggs Dr
 October 13th To 1 Barrel Pork \$8.00
 " " 13 5/2^{lb} W Bacon 2 48
 " " 1 lb Thos 1.25
 " " 1st Shot 10 & 2nd Knitting pins 9 23
 for Widow 5 1/2 Yds B. Marino @ 60 3 30
 " 15 " Calico 1.88 & 4 " R Flannel @ 2 88
 " 1 Silk Alp 4/6 1 K Cap 3/4 1.25
 " 3rd Coffee & 3rd Sugar 1 00
 " 1 Skein Silk 1 Yd W Cambric 1. C. 6. 6. 25
 " By 88 R. D. 1/5 \$3.30 \$20.64
 or off 3 30
 Bal due \$17.34

1843 Mar 6th I Enapt the payment of the above
 account when articles in hand to pay with
 Joseph H. Johnson Secy

Gillespie Stephens

to 3 apc

Ely \$3.13

1842

Gilbert - Stephenson

To E. L. Eby Dr

June 21st

To 2¹/₂ gal whiskey @ 45 1 lb tobacco @ 16 \$ 1.38

" 4¹/₂ lbs tobacco for 6/ Dinner 16 1 25

July 21st

" 2 " do @ 16 0.50

Balance to before me the 30th of 3.13

November 1842

H. Chapman

Mrs B Lawrence
 Warrant
 of Stephen and
 Admra
 General
 Mrs F. Bealor

18.89 debt
 18.89

18.89 debt
 30 cor
 2 4 comens
 20.1 3

No 2nd

November 30th 1842
 The following is for debt in the
 capacity of ~~the debt~~ ~~the debt~~ ~~the debt~~
 of the debt is the change of the
 H. Hopkinson

Alfred Wright

COUNTY, to-wit:

YOU ARE HEREBY COMMANDED TO SUMMON

Joseph John Adams
of Gilbert Stephens Decd. to appear before me, or some other
Justice of the Peace for the said County, at *to house of Gilbert Stephens Decd* on the *30th* day of

Nov 1842 to answer *for B & A insurance*
of a plea of debt, for *nineteen* dollars and *58* cents, due by *af*
and then and there make return how you execute this warrant.

Given under my hand and seal, this

30th day of

Nov

1842

Summon

H. Chapman



To

Amos J. Bealson

Constable to Execute.

On hearing the parties, JUDGMENT is granted the Plaintiff against the Defendant for

dollars and

cents, with Interest from

till paid, and costs.

Given under my hand and seal, this

day of

18

Principal \$

Interest

Costs

Commissions

\$



LEVY on the Goods and Chattels of the Defendant to satisfy the above Judgment and costs. Given
under my hand and seal, this

30

day of

november 1842

H. Chapman



89 1/2
 40
 61.60

Gilbert Stephens

Joh c/o

John W. Lawrence

\$19.30
 10
 18.30

the within account was qualified to before
 me this 30 day of november 1842

H. Chapman

Gilbert Stephenson

Sept 9.

To John B Lawrence

1839

To medical attendance upon one child and medic. \$2.50

"ditto bleed wife during the same year ——— 1.00

Dec 10^h

To Medical attendance upon one of the children and med. — 2.75-

1840

Jan

To Medical attendance upon self and medic ——— 5.12/-

1841

March

To Medical upon wife and medic ——— 5.12/-

1842

1843 Oct To call visit and medic sent ——— 1.25-

\$18.25+

1840- To five quarts of brandy sent for by son

Wm at the rate \$1.00 per gallon, old Brandy 1.25-

\$19.50

This warrant was returned at the
plaintiffs cost
H. Chapman
November 26th 1842

Subpoena is granted the plaintiffs
against the defendant for three dollars
1/3 and if debts were charge of a copy
- nothing are dis charge - Government
may have this 30th day of November
1842.
H. Chapman

Cum L. Eley
W³ Hargrett
Gilbert Stephens
Admiral
Recorded
Jno. T. Keaton
Cand^l

Summons
for Jeff
John Johnson
Raja Whitehead

No. 1st

3.13 dollar

30 com

25

3. 6 8

4 2 m d up

Summ
m d up 1 0 6 attendance
5 1 6

W. Chapman COUNTY, to-wit: *Joseph Johnson*
YOU ARE HEREBY COMMANDED TO SUMMON *of Gilbert Stephens*
Justice of the Peace for the said County, at *you* on the *13* day of
1842 to answer *Sum I. Eley*
of a plea of debt, for *Three* dollars and *13* cents, due by *af*
and then and there make return how you execute this warrant.

Given under my hand and seal, this

day of *Nov* 18 *42*

Summon

H. Chapman **L.S.**

To

Wm. J. Beaton

Constable to Execute.

On hearing the parties, JUDGMENT is granted the Plaintiff against the Defendant for
dollars and cents, with Interest from
till paid, and costs.

Given under my hand and seal, this

day of 18

Principal \$

Interest

Costs

Commissions

\$

L.S.

LEVY on the Goods and Chattels of the Defendant to satisfy the above Judgment and costs. Given
under my hand and seal, this *30* day of *November* 18 *42*

H. Chapman **L.S.**

[Faint, illegible handwriting on the top half of the folded paper.]

Gilbert
Stephenson
To Act
\$16-80

August 11th 1842 Gilbert Stephenson To Wilson
Stephenson Debt To 210^{lbs} of Bacon at 8 cents - \$16-80

Gilbert Stephens

To

Levin Aldrich

\$24, 10

On demand I promise to pay or cause to be paid
unto Irvine W Duck his heirs or assigns the just
and full sum of twenty four dollars & ten cents
good and lawful money of Virginia for value
rec^d given under my hand and seal this
day of ~~August~~ 1842

~~John~~
his
John Powell
mark

Gilbert Stephens

paper to Johnson ad

Gilbert
Stephens
20 Nov
\$57.00

Nov 20

Dec 10 \$50

Cost of suit \$6.30

On and if promises to pay or Go to be
paid onto Lewis H Johnson the sum or
five hundred and Twenty
dollars good and Law full money of Virgi-
nia it being for value of him and as
witness my hand and Seal this 1th day
January 1842
witness

Gilbert Stephens (Seal)

Gilbert Stephens
To
Mr Davis
Acct } 4.00

Gilbert Stephens to
1841

Mr Davis Mr Dr

To feeding of your Stallion & groom one season \$400.

Saunders

n

Ally on adv. of
Sept 1891

Rep. et. Decree
(Final)

To be entered.

Wm. H. H. H. H.

Wm. H. H. H.

Oct 7

Robert J. Saunders

m.

Sept. 11. Thursday 1861.

This cause came on this
day to be again heard on the paper, formerly
read from the Report of John W. Orick made
pursuant to the decree of the day of

to which report there is no
exception taken, argued by Counsel. On
consideration whereof the Court with confidence
the said Report and all other proceedings
had in the cause, nothing more now
remaining to be done, the cause is
ordered to be removed from the docket.

arrive to 21 years —

Laundus
vs
Stephenson's

Sec or a

Robert J Saunders vs Joseph H Johnson Admr. of
Gilbert Stephenson &c. This cause came on again to be
heard on the papers formally read, and the report of the
Comr. who was appointed to sell the land belonging to
Gilbert Stephenson - And the court doth further order
and decree that the said Comr. Irvin W Duck
do proceed to collect the amount of the bond of
Jincy Stephenson executed to him for the purchase of
the land of Gilbert Stephenson, which bond is for the
sum of two hundred and eighty six dollars and 57.^{cts}
and that he dispose of the amount in the following
manner. That he pay to Robert J Saunders twenty one
dollars and eighty five cents with interest thereon from
the 7th day of August 1843 till paid, to Irvin W Duck
\$24.10.^{cts} with interest from the day of 1842 till paid
to John B Baykin for Irvin W Duck on a/c \$3.46.^{cts}
to John Davis \$4.00 - to Jesse H Johnson \$188.71.^{cts}
with interest from the 30th day of January 1845 till paid -
to Exam L Eay \$5.16. to Ludlow Lawrence Ex. or. of John
B Lawrence \$20.13.^{cts} to Eliza. Coritt \$1.53.^{cts} to
Wilbon Stephenson \$16.50 to Eliza Briggs \$12.72
and if after satisfying the expenses of the suit and sale and the
aforesaid credits there remain in the hands of the Comr
any balance he shall bring the same into court subject to
its future order - Liberty is reserved to the infant defendants
to show cause if any they can within a year after they

if any they can in a year after they shall arrive
to the age of twenty one year. and the Comr. is to
report &c.

~~cats to be returned~~

Copy.

To

N. P. Connelley

Saturday 1st
vs 4 Decra
Elephington hay 2/ for sale

Robert J. Caundey and others vs Joseph H. Johnson
admr of Gilbert Stephenson &c This cause came on this day
to be again heard on the papers formerly read and the report
of the Comr. made pursuant to the order of the day of.

1845 to which no exceptions has been filed and was
argued by Counsel, on consideration whereof the court doth confirm
the said report and doth order that unless the defendant, or some one
of them, pay to the plaintiff respectively the claims to which they are
entitled under this decree, and the costs of this suit on or before the
next, Irving W. Duck who is for that purpose
appointed a Comr. after advertising for at least 30 days
at some public place near the premises, and likewise at the
door of the court house of this county, sell to the highest bidder
for ~~as~~ much cash as will pay the expenses of this suit and
of the sale, and the balance on a credit of twelve months
the real estate in the county of Isle of Wight whereof Gilbert
Stephenson died possessed as an estate of inheritance including
the visionary interest in the widows dower heretofore set aside
which land is estimated to contain one hundred and ten
acres bounded by the lands of Sally Mountford and others,
taking of the purchaser or purchasers bonds with good security,
and a deed of trust on the same to secure payment of the
purchase money. And the bonds so taken for the said land
the Comr. is hereby required to bring them into court subject
to the future order of the court. And the Comr. is to make
a deed to the purchaser without warranty. Liberty is reserved
to the infant defendants to shew cause against this decree

Jess of Wright County, Commissioners Office February 9th 1845

The parties to this suit, as well as all others interested in the subject matter of the within decree, are hereby notified that I have appointed Thursday the 20th day of March next, to execute the duties required of me in said decree: at which day at 9 O'clock A.M., they must attend at Mr. Lincy Stephensons in this County with the necessary proofs & documents.

Service Acknowledged

Barth. Lightfoot Comr.

Wm H Day atty for plaintiff

A. P. Young Esq: ad litem for defendant Debs.

Lincy ^{his} x Stephenson
mark

Joseph H. Johnson

John H. Johnson

Saunders & ad

vs

Notice

Stephensons heirs &

B

John H. Johnson for the defendant
Feb 13 - 1845

At a Court held for the County of Sol. of Rights January 6th 1845
Robert A. Saunders & others

against

The heirs & Representatives of Gilbert Stephenson. (Sole)

This cause in which the Bill is taken for confessed as to the defendants Joseph S. Johnson and Henry Stephenson, on whom the Subpoena seems to have been executed, & the Bill filed more than two months, & who still fail to appear, came on to be heard on the Bill, the answer of the infant defendants, replications thereto, exhibits filed, & was argued by counsel. On consideration whereof the Court doth adjudge, order & decree that a Commissioner of this Court take the following accounts, - First, an account of the acting & acting of Joseph S. Johnson on the Estate of Gilbert Stephenson, distinguishing those that bind the heirs from those that do not, - Second, An account of the real Estate of which the said Gilbert Stephenson died seized & possessed, or otherwise entitled to, subject to the Dower of the Widow, & which has come by descent to the Infant defendants, & if the same has been disposed of, by whom, to whom, for what price, and the probable annual value thereof subject to the Widow's dower. -

Third - An account of the plaintiffs demands. -

And it is ordered that all the other Creditors of Gilbert Stephenson to prove their claims before the said Commissioner, distinguishing those that bind the heirs from those that do not, - Upon the said Commission agreeing to contribute ratably to the expenses of this suit. Which said Commissioner is directed to examine, State & settle & to the Court report with any matters specially stated deemed pertinent by himself, & which may be required by the parties to be so stated. -

Henry Jones

J. P. Wells LC

Henry Jones

Barth Lightfoot Comr.

At a court held for Isle of Wight County January 6th 1845

Robert I Saunders & als:

Plffs:

Against

In Chancery
Defts

The heirs and Representative of Gilbert Stephenson

This cause in which the bill is taken for confessed as to the defendants Joseph H Johnson and Sincy Stephenson on whom the Subpoena seems to have been executed, and the bill filed more than two months and who still fail to appear, came on to be heard on the bill the Answer of the infant defendants, Applications thereto exhibits filed and was argued by Counsel, on Consideration whereof the Court doth Adjudge order and decree that a Com^r. of this Court take the following accounts that is to say First, an account of the Actings and doings of Joseph H. Johnson on the estate of Gilbert Stephenson distinguishing those that bind the heirs from those that do not, 2nd And Account of the real estate of which the said Gilbert Stephenson died seized and possessed or otherwise entitled to, subject to the dower of the widow, and which has come by descent to the infant defendants, and if the same has been disposed of, by whom, to whom, and for what price, And the probable Annual Value thereof Subject to the widow's dower, 3rd and Ap of the plffs. demands - And liberty is reserved to all the other creditors of Gilbert Stephenson to prove their claims before the said Com^r. distinguishing those that bind the heirs from those that do not - upon the said creditors agreeing to contribute ratably to the expenses of this suit, which said Account the said Com^r. is directed to examine, State & Settle and to the Court report with any matters specially asked deemed pertinent by himself and which may be required by the parties to be so stated -

A. copy

Teste

J. P. Mills D.C.

To: J. Saunders & Co.
against } Copy Decree
Stephenson's Admors. & heirs

£

Feb'y. 9th 1845 Notice is
for the settlement of the debts
incurred by the within named
W^m. Henry Stephenson & Co.
Thursday the 3rd of March
1845

be required by the parties to be established —

Saunders
vs
Leptunom admrs }

decree —

Robert Saunders who was for himself and other creditors of Gilbert Stephenson decd:

Vs

Joseph H Johnson admr. of Gilbert Stephenson
Jincy Stephenson widow and Wm^t, Mary Lane, Sally Ann, Elizabeth
Lemuel and Emma Stephenson infants and heirs at law of Gilbert
Stephenson. This cause in which the bill is taken for
confeid as to the defendants Joseph H Johnson and Jincy Stephenson
on whom the subpoena seems to have been executed, and the bill
filed more than two months and who still fail to appear,
came on to be heard on the bill the answer of the infant defendants
replikations thereto, exhibits filed and was argued by counsel: On
consideration whereof the court doth a judge order and decree
that a Commr. of this court take the following account that is
to say- First an account of the actings and doings of Joseph
H Johnson on the estate of Gilbert Stephenson ^{distinguishing those that bind the heirs from those that do not} - ^{an account}
of the real estate of which the said Gilbert Stephenson died
seised and possessed or otherwise entitled to, subject to the dower
of the widow, and which has come by descent to the infant-
defendants, and if the same has been disposed of, by whom, to
whom and for what price, and the probable annual value
thereof subject to the widow's dower- 3^d an asc of the plffs
demands - And liberty is reserved to all the other creditors
of Gilbert Stephenson to prove their claims before the said
commr. distinguishing those that bind the heirs from those that
do not- upon the said creditors agreeing to contribute
ratably to the expenses of this suit, which said account
the said Commr. is directed to examine, state & settle,
and to the court report, with any matter specially
stated, deemed pertinent by himself and which may

Ro. Saunders

vs.

Jos. H. Johnson ad.

1871

Report of
payments

In the County Court of Isle of Wight County
The Undersigned reports to Court
that pursuant to the decree made at
Court in the cause of
Ro. I. Saunders against Joseph H. Johnson
others; he received of the Clerk of said
Court the Bond of Jincy Stephenson of \$286.57
filed in said cause, & collected the same
& paid all the debts as directed by said
decree, many years ago, and has neglected
to report the facts till now — the whole
matter of said suit has, been long
since settled —
Aug 1871.

J. M. Duck Comr.

In obedience to the annexed decree of the County Court of Isle of Wight, bearing date June Term 1843 - and to me the under signed directed. After having fixed the time and place of sale on the premises and giving thirty days notice of the same as directed in said decree exposed to sale the land named in said decree, and ^{on a credit of twelve months} James Stephens became the purchaser for the sum of three hundred and fifty dollars, and after deducting five per cent commission on the amt. of sales, which is seventeen dollars and fifty cents, and the amount of Court charges together with Commr. Lightfoots fee amounts to forty six dollars and ninety nine cents., which sum added together makes the sum of sixty four dollars and forty nine cents and that sum deducted from three hundred and fifty dollars, leaves the net sum of two hundred and eighty five dollars and fifty one cents, and your said Commissioner herewith this report returns the bond as directed in said decree for the further order of the Court which is all submitted to your honors. and further your s^d Commissioner report res.
Sept 26th 1845-

John Duck

In Isle of Wight County Court June 3^d 1845.

Robert J. Saunders Vtms Executor of Gilbert Stephenson Compls.
against In Chancery.

Joseph H. Johnson, Jincey Stephenson & others S. Defendants

This cause came on this day to be again heard on the papers formally read, and the report of the Court made pursuant to the order of the day of 7th 1845, to which no exception has been filed, and was argued by Counsel; On consideration whereof the Court doth confirm the said report, and doth order that unless the defendants, or some one of them, pay to the plaintiffs respectively the claims to which they are entitled under ^{the said report} ~~the said report~~, and the costs of this suit, on or before the day of sale next; John W. Duck, who is for that purpose appointed a commissioner, after advertising for at least thirty days at some public place near the premises, and likewise at the door of the Court house of this County sell to the highest bidder for as much cash as will pay the expenses of this suit, and of the sale, and the balance on a credit of twelve months, the real estate in the County of Isle of Wight whereof Gilbert Stephenson died seized as an estate of inheritance, including the survivorship interest in the widows dower heretofore set aside, which land is estimated to contain one hundred and ten acres, bounded by the land of Sally Mountford Vtms; Vtms of the purchase or purchases bonds with good security and a deed of trust on the same, to secure payment of the purchase money. And the bonds so taken for the said bond the Court is hereby required to bring them into Court subject to the further order of the Court. And the Court is to make a deed to the purchaser without warranty. Liberty is reserved to the infant defendants to show cause against this decree, if any they can, in a year after they shall arrive to the age of twenty one year. And the Court is to make report &c

Certs \$32.74 Court Costs \$20 Copy

Shff. H. Com. \$17.00 Clerk \$8.49

Teste A. P. Young Clerk.

Saunders & Lottum
vs. Z. Co. decd.
Stephens heirs & Lottum

Am. W. Duck cont.

Paid to, et 1845

Launders & Co
as ³ Report
Stephenson's Admors V

170
Sile of Wright county to wit

This day Bartholomew Lightfoot made oath
before me a Justice of the peace for the said county - that the fee
charged for this report is just & true. Given under my hand this 1st
day of April 1845 -

E. Morrison J.P.

The Intestate Gilbert Stephenson died seized & possessed of a tract of land in this county containing one hundred & ten acres - This land is subject to the power of the widow of the said Stephenson, and is at present & has been since the death of her husband, in the possession of said widow. no part thereof since the death of the said Gilbert Stephenson - The annual value thereof, subject to the power aforesaid, is twenty dollars - the real value thereof, subject to said power, is three hundred dollars.

The demand of the Plaintiff Robert J. Saunders is founded on a bond, binding the heirs - payable on the 1st of January 1843.

Interest till 7th March 1843	73	
	08.23	
paid the 7th March 1843	20.38	
	47.85	
Interest from 7th March 1843 to Aug. 7. '43	1.00	
	48.85	
paid Aug. 7th 1843	27.00	
	21.85	\$21.85
Interest on \$21.85 from Aug. 7. '43 till paid		

II

Amount of claims against the Estate of Gilbert Stephenson, presented before the commissioners by persons agreeing to contribute ratably to the expense of this suit -

Irvin W. Duck, bond, <u>heirs not bound</u> for	24.10
Interest on bills from the 10 day of Jan 1842 till paid	

John B. Boykin for Irvin W. Duck. Acct. for:	8.40
--	------

John Davis Acct. for	4.00
----------------------	------

Sept. 18. Johnson, Judgt. on bond, heirs not bound for \$570.00

Interest from Jan 31. 1842	59.38
----------------------------	-------

paid Apl. 10th 1844	458.64
---------------------	--------

Int. on 180.74 from Apl. 10. '44 till Jan. 3. '45	7.67
---	------

paid Jan 3. '45	6.00
-----------------	------

Cost. of suit \$ 6.30

Int. on \$ 182.41 from Jan. 3. '45 till paid

Carum L. Pley. Judgt. on acct.	3.13
--------------------------------	------

Cost. of Judgt. Nov. 30. 1842	2.03
-------------------------------	------

Ludlow Lawrence exor. of John Lawrence, Jud. on acct.	18.89
---	-------

Cost of Judgt. Nov. 30. 1842	1.24
------------------------------	------

Elisha Ewing Judgt. on acct. July 27. '44	1.00
---	------

Cost of Judgt.	55
----------------	----

Wilson Stephenson Acct. Aug. 11. '42	16.50
--------------------------------------	-------

Merit Briggs - bal. of acct. Oct. 13. '42	12.72
---	-------

Total amt. of claims exclusive of Pts. demand	\$298.18
---	----------

C			
Dr The Estate of Gilbert Stephenson decd?			
1842			
Dec 5	To paid D. Watkins for shoes for hired servant	1 25	
" 6	" paid W. G. Stephenson for coffin	6 00	
" "	" paid Elisha Gay Vothers for appraising the est. &c.	5 00	
" 8	" paid Merit Briggs for clothes for hired servant	3 50	
" "	" paid Sheriff for taxes	4 57	
" "	" paid James Clegg for burying clothes for the deceased	2 88	
" "	" paid W. J. Beaton for crying the est.	5 00	
1843			
Jan 5	" paid Tho. Hale Const. on exon.	3 36	on acct.
" 20	" paid W. J. Beaton Const. on exon.	2 55	"
Apr 16	" paid Mary E. Ballard, bond -	33 28	Devis bound.
May 7	" paid Ro. J. Saunders part of bond -	20 38	Devis bound.
Aug 7	" paid J. L. Day for do. do.	27 00	Devis bound.
" "	" paid Clerk tickets	1 75	
Dec	" paid A. Wright Const. cost of warrant	55	
" 16	" paid W. R. Stephenson Const. cost of warrant	30	
" "	" paid Ro. G. Griffin bond -	55 57	Devis bound.
" 31	" 5% cent Comm ^s on \$682.10 receipts	34 10	
" "	" Balance due the Estate	475 00	contra
		\$682 10	

1844			
Apr 16	To paid Jesse Johnson pt. of Ind. on bond.	458 04	
" "	" paid John Lawrence admr - as an app ^r .	1 00	
" "	" paid W. J. Beaton Const. cost on warrants	1 04	
" "	" paid ditto on Ind. on bond	17 57	
" "	" paid ditto ditto on bond	9 05	
" "	" paid Comm ^r Lightfoot	6 50	
1845			
Jan 30	" paid Clerks tickets	1 03	
" "	" paid Jesse Johnson part of Ind. on bond	6 00	
" "	" paid Josiah Loyer Const. cost on survey warrants	1 53	
Mar 20	" this sum to pay the clerk for recording &c.	2 07	
" "	" 5% cent Comm ^s on \$74.20 receipts	3 71	
" "	" Balance due the estate	50 65	
		\$559 73	

C			
In Account with Joseph M. Johnson, Administrator			
1842			
Nov 30	By cash found in the house of Intestate	1 00	
" "	By cash of Joseph R. Holland	3 07	
Dec 5	By cash of Thomas & Adams	20 00	
1843			
Jan 20	By cash on Judgment vs Mills	8 55	
" "	By cash of J. Carr & Co. - of Jos. Cullen & \$3.00	3 90	
Feb 23	By cash of Thomas & Adams \$20.38 - of J. Watkins 1.62	22 00	
May 20	By cash of W. W. Agfield \$3. - of J. Mouniford 5.22	8 22	
" "	By cash of J. Loyer Const. on exon. vs Phillips	14 00	
June 5	By cash of J. Loyer Const.	6 30	
" "	By cash of J. Loyer 1.70 - of J. Barnes \$3.	4 70	
July 19	By cash of W. J. Beaton 6.50 - of J. C. Clayton 6.25	12 75	
Aug 2	By cash of W. J. Beaton \$4. - of J. English 3.88	7 88	
Oct 2	By cash of W. J. Beaton 6.25 - of W. Wright 5.87	12 12	
Nov 13	By cash of J. Stephenson \$3. - of J. Mouniford 21.80	24 80	
	By amount of Sales of the estate	527 44	
Dec 4	By cash of J. Loyer Const.	3 37	
		\$682 10	

1844			
Jan 1	By this sum, balance due last year	475 00	
" 5	By cash of John Bare	13 75	
Mar 13	By cash of J. Ballard	12	
" "	By cash of W. Stephenson	3 42	
" "	By cash of Mills Carr	6 00	
June 16	By cash of J. Loyer on bond	31 47	
Nov 21	By cash of W. J. Beaton, Const. for survey claims	15 44	
Dec 24	By cash of Mr. Howell	4 00	
" 31	By Interest on \$475.00 3 1/2 % pro. say to the 10th of Apr. 20 07	10 07	
	Due the estate Mar. 20th 1845. \$50.05	50 05	
		\$559 93	

Isle of Wight County March the 20th 1845

Pursuant to a decree pronounced in the County Court of Isle of Wight in the Suit of Robert J. Saunders & others Plaintiffs against The Representatives and heirs of Gilbert Stephenson dec'd directing an account of the transaction of Joseph Johnson Admor. of Gilbert Stephenson dec'd &c. the decree marked A. is herewith filed -

On the 9th of February 1845 a notice was issued, notifying the parties in said suit that on Thursday the 20th of March 1845 was appointed, to meet at the house of Jincy Johnson, for the taking of the accounts directed by said decree - which notice (is marked B. herewith filed) was returned, "Service acknowledged by the parties,"

Your Commissioner also caused advertisements to be set up in the neighbourhood of the residence of the late Gilbert Stephenson, notifying all persons having claims against the estate of said Stephenson, to present & prove them before your Commissioner on the day & place aforesaid -

Your Commr. has examined, stated & settled an account of Joseph Johnson's Admor. on the estate of Gilbert Stephenson. The account is hereto annexed marked C. which shows that on the 20th of March 1845 the said Admor. had in his hands belonging to the Estate of said Stephenson fifty dollars & sixty five cents -

An account of the real estate of the said Gilbert Stephenson is marked D & hereto annexed - the annual value thereof is \$20, the real value thereof Subject to the Widows dower. is \$300. -

An account of the demand of the Plaintiff Saunders, is marked E, which shows his claim to be \$21.85 with Interest thereon from the 7th of August 1843 till paid -

A List of claims presented & proved before your Commissioner by persons agreeing to contribute ratably to the costs of this suit is marked F. - the total amount of claims thus presented, amounts to the sum of two hundred & ninety eight dollars & eighteen cents -

exclusive of Interest. All of which is submitted to the Court

Commissioners fee

Barth. Lighthart Comr.

15 hours at . . . \$15.00

for giving notices . . . 2.50

\$17.50

charged to Plaintiff

Pro: J. Saunders & Co.
vs: $\frac{3}{4}$ Spd. in Chy.

Wm. H. Stephenson Vals.

To Octo: Co. Court 1844.

Day Ref.

This Spd. is to be
ex^d. on the adult
parties only.

Day.

Octo: 27th 1844 Exhauited by appearing
a true copy of the within to Henry
Chapman and Joseph H. Johnson
for said persons &c.

THE COMMONWEALTH OF VIRGINIA,

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

WE COMMAND YOU TO SUMMON *William B. Stephenson, Mary Jane Stephenson, Sally Ann Stephenson, Julia Ann Stephenson, Elizabeth, Samuel J. and Emma Stephenson, Joseph H. Johnson and Lucy Stephenson. The seven first named being children and heirs at law of Gilbert Stephenson*
decd. — *Jurors*

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~~ *day of October* term next,

being ~~Rule day~~, to answer a bill in Chancery in the said Court exhibited against *them* by

Robert I. Saunders, who sues as well on his own behalf as on behalf of others. Creditors of said Gilbert Stephenson &c.

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

9th day of *September* 1844, in the *69th* year of the Commonwealth.

N. P. Young Clk.

To the

The answer of ^{Wm} Stephenson
Mary Jane, Sally Ann, Elizabeth, Lemuel and Emma Stephenson
infants and heirs at Law of Gilbert Stephenson deceased by their
Guardian ad litem Nathaniel P Young, to the bill of complaint
in the said court exhibited against them and others by Robert
J Saunders on behalf of himself and other creditors of Gilbert
Stephenson deceased. The respondents saving and reserving to
themselves all manner of benefit and advantage of exception
to the errors and imperfections in said bill contained, for answer,
say they are of tender age, and ignorant of the demand
set up by the complainant. These defendants contend that
the personal fund in the hands of the admr: ought to be
applied to the payment of the plaintiff demand, and
they submit to the court the protection of their just rights
they pray to be dispensed with their costs in this behalf sustained.

Signed —

N. P. Young Gadd

Isle of Wight county Va. This day Nathaniel P Young came
before me a Justice for said county, and made oath that
the foregoing answer is true so far as he knows or believes,
Given under my hand and seal, this 6 day of July: 1845

Mills W. Gadd

Stephen's son
as }
Sunday } Answer

Thrs. answer

The bond filed in the Court is delivered to the Commissioner

Laundry
vs
The admr of Bill
Gibbs at Stephenson
vs

Octo: 7th 1844 Bill &c
filed, Sp^d executed —

ant. of the infants filed &
Jury term 1845 Int^d denied

April 2nd 1845 report returned
and filed for exceptions —

June 3rd 1845. Decree for
sale & up to be made.

Sept. 1st 1845.
final decree.

Day of

to wit \$20.38⁴⁵ paid on the 7th March 1843 also \$27-
paid on the 7th August 1843 - as will appear by exhibit-B
here with filed, and also to disavow other persons in sums of
Money. And Your orator has applied to said Johnson and
requested him to pay said money but he has refused alleging
that the personal fund in his hands has been exhausted and
inadequate to the payment of all the debts of Gilbert Stephenson
and Your orator has applied to the widow and heirs of Stephenson
to be paid out of the real estate, but they refuse and say that
his demand ought to be paid out of the personally, and is not
to be paid out of the real estate. Whereas your orator is advised
that as the personal fund has been exhausted, the real estate is now
the only fund from which Your oratory claim can now be paid
and satisfied, and that in a court of equity Your orator can
be relieved and paid his just and proper demand.

In tender consideration whereof and for as much as your
orator is without remedy in the premises save in this court
of equity, to the end that justice be done, He prays that
the said Joseph H Johnson admr. as aforesaid, and the said
Jincy Stephenson widow of Gilbert Stephenson, and Wm H
Stephenson, Mary Jane, Sally Ann, Elizabeth, Lemuel, and
Emma Stephenson infants and heirs at law of said Gilbert
Stephenson may be made defendants to this bill, and be
compelled to answer the same fully and unreservedly. That
You will compel the said Johnson admr. as aforesaid
to settle his administration account, and shew distinctly
how he has disposed of the assets that came to his hands.
That the said widow and heirs may set forth to the best
of their knowledge and belief whether Your oratory demand

is not just and correct? How much and what real estate
has come to their hands, or to the possession of either of
them where it lies and the annual fee simple value thereof
that You will make the usual and necessary order in
reference to said property, that You will decree a sale of the
real estate to pay your orators demand - if it be true that
the personal fund has been exhausted in the payment of other
debts - And that You will make any other and ~~further~~
order in the premises that may comport with equity, and
that You will grant him the Comth. writ of Cpa
commanding &c.

Leay pg

To the

in chancery sitting, humbly complaining
shew to the court your complainant Robert J. Saunders who
sues as well on his own behalf as of that of the other creditors
of Gilbert Stephenson, who may choose to come in and contribute
to the expenses of this suit. That one Gilbert Stephenson late of the
county of Ash of Right departed this life on or about the
day of ^{Ad} intestate seized and possessed of an
estate of inheritance to a tract of land in said county
containing ^{Ac} ^{Ac} and bounded by the lands of

and the said intestate at the time of his death left
and other personal estate to the value
of ^{Ac} and upwards and one Joseph H. Johnson
before the said court qualified as admr. of the said Gilbert
Stephenson as will appear by a certificate of qualification
which is herewith filed, and marked A. and is to be
considered a part of this bill, and the said Johnson has
taken possession of the personal fund aforesaid, and one
Lucy Stephenson widow of said Gilbert Stephenson, and Wm. H.
Stephenson, Mary Jane, Sally Ann, Elizabeth, Lemuel, and
Emma Stephenson infants and heirs at law of Gilbert Stephenson
have possessed themselves of the real estate aforesaid, and they
are in the receipt of the rents and profits. Your orator
avows that the said Gilbert Stephenson at the time of his
death was indebted to him in the sum of sixty seven
dollars and fifty cents, with interest thereon from the
1st day of January 1843. Subject to the following credits