

1871-022

Chancery Causes: John T. Carr, by v c vs George W. Stephenson, Thomas Hall's estate &
Isle of Wight County William H. Stephenson

other surnames: Chapman,
Johnson, Young, Clements

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Isle of Wight County, Greeting:

WHEREAS _____ by the judgment of a Justice
of the Peace for the County of Isle of Wight, ha _____ lately recovered against

with interest thereon, to be computed after the rate of six per centum per annum, from the
day of _____ 18 _____, till payment, and also _____ costs by _____ in that behalf
expended; and the Constable to whom execution upon the said judgment was directed by a Justice of
the Peace, not being able to find goods and chattels to satisfy the same, has made return thereof to the
Clerk of our said County, who has docketed the same according to law: Therefore, at the instance of
the said _____ we command you that you take the said
_____ if _____ be found within your bailiwick, and
_____ safely keep, so that you have _____ bod _____ before the Justices of our said County
at the Courthouse, on _____ Monday in _____ to satisfy the said
_____ the sum of _____
with interest thereon as aforesaid, and _____ for _____ costs
aforesaid; and also _____ dollars and _____ cents, the costs of this execution. And have then there
this Writ. *Witness*, NATHANIEL P. YOUNG, Clerk of our said Court, at the Courthouse, this
day of _____ 18 _____, and in the _____ year of the Commonwealth.

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Isle of Wight County, Greeting:

WHEREAS _____ by the judgment of a Justice
of the Peace for the County of Isle of Wight, ha _____ lately recovered against

with interest thereon, to be computed after the rate of six per centum per annum, from the
day of _____ 18 _____, till payment, and also _____ costs by _____ in that behalf
expended; and the Constable to whom execution upon the said judgment was directed by a Justice of
the Peace, not being able to find goods and chattels to satisfy the same, has made return thereof to the
Clerk of our said County, who has docketed the same according to law: Therefore, at the instance of
the said _____ we command you that you take the said
_____ if _____ be found within your bailiwick, and
_____ safely keep, so that you have _____ bod _____ before the Justices of our said County
at the Courthouse, on _____ Monday in _____ to satisfy the said
_____ the sum of _____
with interest thereon as aforesaid, and _____ for _____ costs
aforesaid; and also _____ dollars and _____ cents, the costs of this execution. And have then there
this Writ. *Witness*, NATHANIEL P. YOUNG, Clerk of our said Court, at the Courthouse, this
day of _____ 18 _____, and in the _____ year of the Commonwealth.

~~may~~

Whitfield 199

Im. P. ~~Leavitt~~ per. fd.

to

3 ~~Chapman~~ papers.

to

Stephens's adv. tal.

1866.

Sept. adv. - Bill to file -
Sum. Ex. D. & down miss.

Octo. Rules - Bill taken
for conf. of trial for
hearing.

Octo. 1866 - ~~for~~ products.

May term 1867. Leave to
Deft. Johnson to file adv. & cond.

Octo. 1867 Leave to file
adv. & cond.

Dec. 29th. 1867 Rept.
filia

May 1868 - Decree for
further adv.

Octo. 1868. Cond.

May 1869. Leave to
file adv. & cond.

Jan. 5th 1870 adv. of
Im. Johnson - file adv.

March 24. 1870.

Rept. filia.

May 1870 - Decree for
payment to S.

Octo. term, 1871.

final decree

Virginia

In the Circuit Court of Isle of Wight County, Isle of Wight Co. Va.
To the Hon. Rich^d. H. Baker Judge of the Circuit of
Isle of Wight County, in Chancery sitting, your Hum^{ble} complaining
Sheweth unto your honor, your Orator, John T. Carr an infant
under 21 years of age, who lives by his next friends Elizabeth Carr,
That some time in the year your orator's father, Elizath Carr, died,
leaving him a minor, and that one George W. Stephenson qualified, as Guardian
to your orator, and gave as his securities, the following persons, viz Thomas
Hall and William H. Stephenson

That thereafter, to wit, the said Geo. W. Stephenson
departed this life, and one James Johnson qualified as his administrator.
That so far as your orator is informed, ^{there} has been no settlement on
the part of the said Geo. W. Stephenson, as to his transactions as Guardian to
your orator, that from his tender years, he has necessarily no knowledge
of the accounts received by his late Guardian, or of his acting & doings
in the premises: Nor so far as he is informed, has the administrator (James
Johnson) rendered an account of the transaction of his estate in this
matter. Your orator alleges that his late Guardian, received considerable
sums as such Guardian, and he prays that an account be taken thereof, by
a Commissioner of this Court, and whatever amount shall appear to be due to
your orator, be paid to him, or who-so-ever, may be legally authorized to receive it.
Your orator is without adequate remedy save in this Hon. Court, where matters
of this sort are properly cognizable -

To the End Therefore, that Justice may be rendered
in the premises, he prays, that James Johnson as administrator of Geo. W. Stephenson
as ~~may be made~~ ^{may be made} defendant, and H. Chapman & N. P. (James) Lyon, of Thos. Hall Sec^y and
Wm. Stephenson (the said J. Hall & Wm. Stephenson being
~~his~~ ^{the said} securities of the said Geo. W. Stephenson in his official Bond
given as Guardian ~~for~~ to your orator - may be made parties defendant to this
Bill and be compelled to answer, the same; That the said James Johnson be
compelled to render an account of the transactions of his estate, Geo. W.
Stephenson as Guardian to your orator, before a Commissioner of this, and whatever
amount may be so found due your orator will grant a decree for the same
and grant all other & further relief which may be met with in the premises, or to Equity
may seem right & proper.

Ans^d J. Carr perfrat^r G. Carr
By Attest^d R. G.

Mrs J. Carr for

H. Bill

Johnson ad. of

Chapman

Whitfield for

To the Honorable E. D. Pitte Judge of the Circuit
Court of Isle of Wight County in Chancery sitting

The Answer of James Johnson
as Administrator of George W. Stephenson
to the Bill of complaint in said Court
exhibited by John T. Carr, infant orphan of
Micajah Carr, suing by Elizabeth Carr as
his next friend, against him and
others;

This defendant saving and reserving all
right of exception to the many errors and imper-
fections in said Bill contained, for answer
thereto or to so much thereof as he is informed
it is material or necessary for him to answer
answering says: that he admits to be true the
general allegations of said Bill as to said
George W. Stephenson having been the Guardian
of said complainant, the death of said George
W. Stephenson, & the qualification of this defendant
as the Administrator of said George W. Stephenson,
and that as such Administrator he is ready
& willing to render an account of his
transactions on the estate of the said George W.
Stephenson. That this defendant is informed
and so charges that the said George W.
Stephenson as Guardian of the said John T.
Carr held at the time of his death, as the
assets of his said ward, The Bond of Benjamin
D. Smith & M. C. Bohoon for \$1063.80, payable six

months from December the 9th 1858, with interest from that date to Hardy Chapman Commissioner under the Decree of the County Court of Isle of Wight County in the suit of Johnson and others vs. Carr & others. That under the Decree in said cause the said Commissioner was directed to collect said Bond, and pay over the proceeds to the Guardian of said confinement. That the said George W. Stephenson knowing that the said Bond was against solvent parties, and a good investment for his ward preferred said Bond to the money and it was accordingly assigned by the said Commissioner to the said George W. Stephenson as will appear from a copy of said Bond, of the Decree in said cause and of the Report of said Commissioner, respectively marked A, B & C, herewith filed and prayed to be taken as a part of this answer.

Exhibits
A, B & C

That the said George W. Stephenson in his lifetime received two payments of Two Hundred & one Hundred & Fifty dollars each respectively on the 31st of July 1860 and February the 11th 1861. That owing to the exigencies of the late War the said Bond has become comparatively worthless, the said Smith having

become hopelessly insolvent, and the said Cohoon has gone into Bankruptcy. That as up to the commencement of the War the said Bond was a good Bond and has been lost without any laches on the part of said Guardian, this defendant is informed, and so charges that said Guardian should not be held responsible for said loss. That the amount of said Bond is included in the credit of \$1417.55 of May 18th 1860, credited in the account of said Guardian made up in this cause under the Decree made herein of May Term 1867. That this defendant is informed that there is a further error in said account in the said Guardian being charged with interest on the whole amount of his receipts (\$1417.55) instead of on that amount less commissions on the same. This defendant therefore prays that the said account may be re-committed to said Commissioner and corrected in the foregoing particulars, and the said Guardian only charged with so much of said Bond, as he received thereon, to wit, the two payments aforesaid of \$200.00 and \$150.00, and such amount as may hereafter be received from the Assets in Bankruptcy of the said Cohoon. And having answered

this defendant prays hence to be dismissed
with his costs in this behalf expended
and he will ever pray &c.

Signed James ^{his} Johnson
mark

Sale of Wight County, to wit:

J. C. B. Hayden a Notary Public
for the County aforesaid in the State of
Virginia, certify that this day James
Johnson, whose answer is above written person-
ally appeared before me in said County, and
made oath that the statements contained in
the said answer, so far as made of his own
knowledge, are true; that such statements as
are made therein from knowledge or information
derived from others, he believes to be true.

Given under my hand, this 3^d day of
January 1870.

C. B. Hayden

Ans. J. C. B. Hayden

W. J.

Notary Public

Answer of James Johnson

Jan. 3^d 1870



The Commonwealth of Virginia,

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

We command you to summon James Johnson admr. of George W. Stephenson late admr. of John T. Carr and H. Chapman & N. P. Young exrs of Thomas Hall and Wm H. Stephenson

to appear on the first Monday in September next, (being Rule day), at the Clerk's office, of the Circuit Court for the County of Isle of Wight, directed to be holden at the Courthouse thereof, to answer the Bill in chancery of John T. Carr a minor, suing by Elizabeth Carr his next friend

and have then and there this writ.

Witness, Nathaniel P. Young, Clerk of our said Court, this 21st day of August 1856, and in the 9th year of the Commonwealth.

N. P. Young Clk.

[A copy to be delivered to each defendant.]

copy

Inc. P. Carr. & Co.

er } Samt. in
 Ch.

Rev. W. Stephens
adm. toll.

To Sept. early 1846

Car. Ch.

Thankful

2132
C. J. Schaffner

The 9th of June 1858

one bond vs Benjamin D. Smith \$1063.80 cts. Due

W^m C. Colver Security

paid July 31st 1860 \$2.00

do Dec^r 11th ~~1860~~ 1861. 1.50

do. in kind of 1862 of

G.W. Stephens collected of Mr. H. Watkins in the Spring of 1862
\$137. ~~for~~ on gov. of S. T. Carr

Commissioner's Office, Isle of Wight Court house.

Decr. 9th. 1867.

The depositions of James Johnson and Thomas J. Clements taken before N. P. Young Commissioner of the Circuit Court of Isle of Wight county to be read as evidence in a matter of account before the said Commissioner under a decree of said Circuit Court entered on the day of 18th, in the suit of Eliz. Carr next friend of Mrs. T. Carr vs. J. Johnson admr. of Geo. W. Stephenson & others Defts.

James Johnson being duly sworn saith.

Ques. by Cons.

Did you know Geo. W. Stephenson gov. of Mrs. T. Carr, if so state whether or not you know any thing of any receipt by him, of money for his ward in Confederate States notes & how much & what disposition was made thereof?

Ans.

I know said G. W. Stephenson. Just before the evacuation of Norfolk by the Confed. Troops, in the Spring of 1862, I received from M. H. Wathen on a bond due to said Stephenson as gov. of said as well as I now recollect, the sum of \$137.00 in Confed. States Treasury notes, which with other money given me by said Stephenson, and under his instructions, I delivered to T. J. Clements to be invested for said Stephenson as gov. of said. and further deponent saith not.

James Johnson
subscribed

Ques. by
Carr.

Thomas J. Clements being duly sworn, says.

Did you know Geo. W. Stephenson Gov. of Geo. T. Carr, and ~~do you~~ know any thing of any investment made by the said Gov. of money in his hands belonging to said Gov., if so state what you know?

Answer.

I did know said Stephenson Gov. aforesaid. He placed in my hands a sum of money to be invested; at the time, he stated that a part of the money had come into his hands as guardian for Geo. T. Carr. He asked me how he should proceed to invest his said money, I told him he would have to get an order from the Judge to do so, he replied that, he being in the service, could not attend to it but desired me to make the investment in the best manner I could ^{for his word}. The money came through the hands of Jas. Johnson to me from said Stephenson, and was received in Jan'y. or Feb'y: 1863. I do not know how much of said money was the money of his ward. I did not get any ^{believing that it could afterwards be confirmed by court} order for him to invest, but invested the whole and received (say \$1500.00) in the name of Geo. W. Stephenson in Confederate notes, bonds. I am enclosing a copy of the part of said money as Geo. T. Carr. And further the deponent saith not.

Thos. J. Clements

The foregoing deposition was taken & subscribed before me the day & year mentioned in the caption

Jas. Johnson 1 day. 50¢

T. J. Clements 1 day. 2 miles over the - 68¢

J. P. Young Com

Carr pt. fd.
3 Dec.

Stephenson to

Dr. John J. Carr

In account with George W. Stephenson his guardian.

1860				
Apr.	3	To disbursements per act. awarded in es. court.	66 90	
"	"	By receipts " " " " " "		39 53
"	"	" Balance due the guardian		37 37
			\$ 66 90	\$ 66 90

1860				
Sept.		To paid tax on land for 1860	3 68	
"	"	" " board of ward " "	60 00	
1861				
Apr.	3	" Commissions on \$1417. 55 receipts	70 88	
"	"	" paid Comm. and Clerk's fees	3 80	
"	"	" this sum balance due gov. last year	37 37	
"	"	" interest thereon one year	2 24	
"	"	" Balance due the ward per contra	1336 01	

1860				
May	18	By this sum received from W. Chapman and Executor of wards father & as commissions under a decree of the circuit court in the suit of John J. Carr late (in bond)		1417 55
Decr.	31	By rent of land for 1860 (lps comm.)		19 00
1861				
Apr.	3	By interest on \$1417. 55 from 18. May 1860 to this time, it being in bond carrying interest, (lps comm.)		77 43
			\$ 1513 98	\$ 1513 98

1861				
Sept.		To paid Taxes & Comm. revenue for	9 98	
1862				
Apr.	3	" Comm. on \$8. receipts	40	
"	"	" balance due the ward	1409 78	
1861				
Apr.	3	By balance due the ward last act.		1336 01
Decr.	31	" rent of land 1861		8 00
1862				
Apr.	3	" interest on last balance (lps comm.)		76 15
			\$ 1420 16	\$ 1420 16

1863

Feb. 15 To this sum invested for the ward in
Confederate States Bonds, it being
the amount of money in hand of
guard: belonging to his ward and
uninvested at that time . . .

487 00

Apl. 3 " Commission on \$8. disburse

40

" " Balance due the ward

1007 61

1863

Apl. 3 By balance due ward on last act.

1409 78

Aug. 31 " Rent of land 1862

8 00

Feb. 15 " interest on last balance to this time
when instrument was read (l/c com.)

70 31

" interest on \$922.78 balance after the
investment of \$1187. from 18. July. to
3^d. Apl. 1863. (l/c com.)

6 92

\$1495 01 \$1495 01

1864

Apl. 3 To balance due the ward fr. contra

1065 04

1863

Apl. 3 By balance on last act.

1007 61

Apl. 3 " interest on same one year (l/c com.)

57 48

\$1065 04 \$1065 04

1865

Feb. 14 To disbursements for act. of record

4 00

" " Balance due the ward this day, when
the guardian died . . .

1113 32

1864

Apl. 3 By balance due the ward on last act.

1065 04

Feb. 14 " interest on same to date (l/c com.)

52 28

\$1117 32 \$1117 32

1865

Feb. 14 Balance due the ward of principal

\$1113 32

Commissioner's Office, Isle of Wight Court House
December 9th. 1867.

To the Circuit Court of Isle of Wight County,

Pursuant to a decree of said Circuit Court, rendered
on the 17th. day of May 1867, in a suit in Chancery de-
fending in the said Court, between John T. Carr, a minor,
suing by Elizabeth Carr his next friend, complainant, and
James Johnson administrator of George W. Stephenson *decd.*; late
guardian of John T. Carr, and Nardy Chapman & W. P. Young
executors of Thomas Hall *decd.*; and William H. Stephenson
defendants; the undersigned, one of the Commissioners of
the said Court, to whom was referred for settlement, by said
decree, the account of the transactions of George W. Stephenson
as guardian of John T. Carr, reports to the Court, that on
the 20th. day of November last, he issued notices against the
several parties aforesaid, requiring them to attend the
settlement of the said account, before him, at his said office,
on the 7th. day of December 1867, which were returned
to your commissioner duly executed. That James Johnson
administrator as aforesaid, appeared before your Com-
missioner, and he deeming it proper to continue the case
for the purpose of obtaining testimony, continued the taking
of said account to the 9th. of December 1867, on which last
day, your commissioner examined the vouchers & evidence
and stated and settled the foregoing account of the transac-
tions of the said George W. Stephenson as guardian of the said
John T. Carr, up to the 14th. day of February 1865, the day on
which the guardian died, and on that day, finds a balance
due the ward from the guardian, of One thousand, one
hundred and thirteen dollars and thirty two cents (\$1113.32)

Your commissioner reports specially to the Court, that the
charge of \$487.00 made for investment in Confederate States
Bonds, was all used by your commissioner, upon evidence
adduced, that the same was in the hands of the guardian
uninvested, and arose from money which came to his hands
in the due course of his transactions, and the same was in-
vested in good faith & for the best interest, of the ward, as
was then supposed by the guardian.

Your commissioner further reports to the Court, that
after the completion of the said account, he retained the
same in his office ten days for the examination of the parties

The decree and notice aforesaid & the evidence relating to the account, are herewith filed & returned.

Given under my hand, as Commissioner aforesaid, the day and year first aforesaid.

A. D. Young Commissioner.

Time employed 10 hours.

Commissioner's fee \$7.50

Dr. Johnson witness .50

J. J. Clements " .68

\$ 8.68

Ans. J. Carr per. fld.

v. ^{ex} Report under
Decree May 1867.

Geo. W. Stephenson adm.
Tals.

December 29th. 1867
filed in the cause.

A. D. Young Clerk.

At the request of counsel for the plaintiff & defendant
 Your commissioner has made an account of the transaction of
 James Johnson as administrator of George W. Stephens, marked C.
 showing that on the 5th day of March 1866 there was a balance of
 \$1578.40 in Confederate money ^{& sales bonds} in the hands of the administrator, for
 the uncollected balance of
 which he has sales bonds & uncollected as shown by statement
 AC herewith filed. And that on the 5th day of March 1869
 there is a balance of \$102.10 due from the said
 adminr. in United States currency.

Given under my hand as a commissioner of said Circuit
 Court the day and year first aforesaid.

Comm. fee \$12.00
 Shff. 1.00
 \$13.00

C. H. Hart Commr.

Car for fw.

3 Cont. Report.

Stephenson & Co.

March 24th 1890 filed

=

26.

A Statement of sales bonds & accounts in the hands of
James Johnson adms. of Geo. W. Stephenson decd: uncollected
and being the balance remaining of the sales of said
decedent's choiced estate heretofore reported to court
and payable in Confederate money. As wit:

Bond of B. N. Griffin & J. M. Saunders dated 8th March
1865 and payable 1. Jan'y. 1866 for \$123. 70

Bond of J. M. Saunders & E. J. Eley dated
and payable same day for 70. 12

Bond of James A. Tomlin & John Davis dated &
payable same day for 54. 00

Bond of Jack White & Lewis White & E. J. Eley
dated & payable same day for 118. 00

Acct. n. Mort J. Davis dated & payable same day for 540. 00

Bond of James W. Stephenson dated & payable
same day for 5964. 40

Bond of Lewis Briggs do. do. 135. 00

Account n. John P. Boykin do. do. 4436. 93

Bond of John Hatchell & do. do. 161. 69

Acct. n. Rebecca Pierce for do. do. for 3274. 85

Martha Powell & M. Davis bond do. do. 27. 25

Geo. W. Stephenson bond do. do. 3746. 00

John I. Carr

In account with James Johnson admr. of Geo. W. Stephenson decd.

1870 July 8	By this sum received by James Johnson admr. of Geo. W. Stephenson decd. who was gdn. of John I. Carr on the bond of R. D. Smith & Cochran, being amt. collected out of Cochran's estate (Smith being insolvent) and being all that can be obtained on said bond which bond was paid to said Geo. W. Stephenson, as gdn. of said Carr, by Hardy Chapman, and upon which two payments of \$200. ⁰⁰ and \$50. ⁰⁰ , respectively, were made to said guardian in full payment and credited to his credit in the foregoing gdn. acct.	266 00	
	To half fee due by said Stephenson, as guardian, to Ho. H. Whitfield decd.	21 00	
	" " do. to C. B. Hayden do. do.	21 00	
	" " Balance due John I. Carr by Jas. Johnson admr. do.	226 00	
		\$266 00	\$266 00

Do the Estate of George W. Stephenson decd.
In account with James Johnson his administrator.

1868 Mar. 5	To balance due admr. on act. reported & confirmed in the county court of Franklin	93 86	
	" bal. due do. of interest acct. in to prior	5 13	
1869 July	" paid C. B. Hayden fees in suits	17 30	
	" paid Taxes for 1865 & fees	5 10	
Mar. 5	" balance due the estate for contra	102 10	
1868	By amt. collected in U. S. currency on sales bonds, & various purchases at sale (paid in U. S. currency)	223 54	
		\$223 54	\$223 54

1866 Mar. 5	By balance in Confederate Money due the estate as per act. reported to county court.	\$21,578 40	
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Commissioner office, Isle of Wight Courthouse,
March 11th 1870

To the Circuit Court of said county.

Your commissioner reports to the court that, in pursuance of a decree of said court rendered on the 18th day of October 1866, in the suit of John I. Carr per friend n. James Johnson admr. of George W. Stephenson decd. directing one of the commissioners of the court to settle and report an account of the transactions of George W. Stephenson as guardian of John I. Carr. he issued notice to the parties interested that he had appointed the 5th day of February 1870 to take and settle at his office, the said account. That the parties failing to appear on that day, the taking of said account was continued from time to time until the date of this report when your commissioner completed said account marked A. which shows that the guardian had invested all the funds that had come into his hands in Confederate States bonds. which bonds are now worthless. Your commissioner has allowed the said investment, because it was in evidence before him that the funds were in their hands of the guardian invested and that he used all the means in his power to procure an order of the Judge to redeem the same, but failed to do so in consequence of being called into the military service.

Your commissioner has made account marked B. which shows that James Johnson admr. of George W. Stephenson is indebted to the said John I. Carr in the sum of \$26.00 with interest from the 5th of February 1870. This balance arises from collections made by said Johnson on a bond which was held by said Stephenson as guardian of said Carr.

Dr. John T. Carr

In account with George W. Stephenson his guardian

1860				
Apr. 30.	By balance due the guardian on last act.	37	37	
	" paid land tax for 1860.	3	68	
1861	" " Card of ward "	60	00	
Apr. 3.	" " Comm. of clerk's fees	3	80	
	" commissions on \$350.00 receipts	17	50	
	" interest on \$37.37 on year	2	24	
	" " Balance due the ward per contra	244	41	
1861				
July 31	By amt. recd. on B. D. Smith's bond in fact.			200 00
1861				
July 11	" " " " " " " "			150 00
	" " " recd. of land for 1860 (by conr.)			19 00
		\$ 369	00	\$ 369 00
1861				
Sept. 1862	By paid taxes & com. money for	9	98	
Apr. 3	" comm. on \$8.00 amt. of land		40	
" "	" Balance due ward for. contra	255	96	
1861				
Apr. 3.	By bal. on last act.			244 41
Dec. 31. 1862	" rent of land for 1861			8 00
Apr. 3	" interest on \$244.41 on year (by conr.)			13 93
		\$ 266	34	\$ 266 34
1863				
July 15	By amount invested for ward in Confederate States Bonds, being the balance in his hand at this time in Confederate money as shown by the deposition of Dr. Johnson & Dr. J. Cheever	413	52	
1862	By amt. collected on bond n. M. H. Watkins conf. money			137 00
Apr. 3.	By balance on last act			255 96
18	" " rent of land for 1862			8 00
Dec. 31. 1863	" interest on last balance to this time when made (by conr.)			12 56
July 15	"	\$ 413	52	\$ 413 52

Dear friend

W

Stephenson Sal..

Under the decree made
in this cause at May Court 1870,
the sum of \$226 and Interest thereon
has been paid by the defendant to the
Plt..

John R Kelly
P. V

Oct. 18 7871

Can be

in.

Stephens on

~~Statement~~

(X)

Filed Oct. Court 1871

Geo. J. Carr pro. pr.

Ut.

Decree

Stephenson's adms. & als

This cause came on to be heard on the Bill,
taken for confessed as to the defendants, ^{James Johnson adm. of Geo. W. Stephenson,} Harry Chapman &
N. P. Young Exrs of Thomas Hall decd, and taken as to Mr. A. Ste-
phenson, on whom process had been duly served, they still failing
to appear, & plead, answer & demur to the said Bill; on the
exhibits filed, & and was argued by counsel, on consideration
whereof, the Court doth order, adjudge and decree, that the said
James Johnson adm. of Geo. W. Stephenson decd, do render, ^{an account,} of the
transactions of Geo. W. Stephenson decd, as guardian of Geo. J. Carr
before a Commissioner of this Court, who is directed, to examine, settle & state
the same, and make report thereof to the Court, with any matters speci-
ally, deemed pertinent by himself, or which may be required by any of the
parties to be so stated.

Geo. T. Carr for pr.

W. Seave

Stephenson & Son

Oct 10. 1866

To be entered

R. 14 Baker

Entered

1703

Entered

At a Circuit Court Continued and held for the County of Talbot
Wight, on the fourteenth day of May, Eighteen hundred & Sixty Seven,
Present

Richard H. Baker Judge

John T. Carr a minor, being by English H. Carr his next friend Complainant
Against

James Johnson Admin, of George W. Stephenson late Guardian of
John T. Carr, and Harlow Chapman and Nathl. P. Young Executors
of Thomas Hall decd. and William W. Stephenson. L. et al.

This Cause came on to be heard on the bill, which is
as to the defendants, James Johnson Administrator of George
W. Stephenson, Harlow Chapman, Nathl. P. Young Executors
of Thomas Hall decd. and as to William W. Stephenson, an
exhibitor of process has been duly shown, They still failing to appear
and file answer and answer to the said bill, on the exhibits,
filed and was argued by counsel, on the objection which
the Court with the order, as judge and decree, that the said
James Johnson, Administrator of George W. Stephenson decd.
do render an account of the transactions of George W.
Stephenson decd. as Guardian of J. T. Carr, before a
commissioner of this Court, who is directed to examine
the said estate the said, and make report thereof to the
Court with in thirty days, deemed pertinent by
himself, which may be required by any of the
parties to be so stated.

a copy, Teste.

N. P. Young Clk.

Carr p. gdw.

v. { Copy done
for acti.

Stephenson adv. &

1867

Atter up. 20. Nov.

to 7th. Dec.

Dow. 7. 2 hum & card.

to the 9th Dow.

Dow. 9. 3 hum & 2 depu.

1860

May

Rev Geo W Stephenson

To Robert H Whitfield

To Geo W Whitfield Johnsons order of John Carr your ward 20 00

1862

Geo. W. Stephenson

D:

To the clk. of Isle of Wight Co. Ct.

May

Copy deed from Thomas & Phillips to

Jno. Stephenson

A. P. Young clk. 79

Stephens on Geo. W.

79

DD

1864 George W. Stephenson adm. Elizth Stephenson. D.
To the Cl. of Ish. & Wright Co. Ct.

Apr. Admon. on her est, recd. bond Floyd (Adm) 245

May Proving her will in fact & conts: 53

A. P. Youngblaw. \$ 3 08

Stephenson Geo. W.
admt.

£ 3. 00

D

Mr George W. Stephenson

1865-

To E. L. ELEY, Sheriff of Isle of Wight County, Dr.

To Tax on *88 1/2* Acres land, value \$ *427*

\$ *11 86*

" " White males over 21 years of age,

" Clerk's fees, \$ *3.79*

Commissioner's fees, \$ *50*

3 79

Received Payment,

44.65

Sheriff.

Deputy.

Geo W Stephenson

" 86

3 79 Ck per

4. 65

50

8. 15

all D

Mr George W. Stephenson to James Mills Corner River
1855 To attestation in land By 455 acres Transf^d to James Johnson
50

113-2-3

old.

G W Stephens

~~75~~

50

D

James Johnson Administrator of
Geo. W. Stephenson Dec'd

1866

To C. B. Hayden Dr.

Aug

To Fee, Writ Tax & Stamp in
suit in Circuit Court vs
Borden & Morris

6 00

" Stamp on Bond

80

1867
Dec.

To Fee & Writ Tax in suit &
attachment in Cty. Ct. of
Isle of Wight vs Holland

10 50 \$17 30

Received Payment of Above
Through C. B. Hayden
C. B. Hayden

James Johnson

Adm Geo W Stephens

1869

Dec

To C B Hayden -

To Fee for Examining Answer

in Case for friend as

Stephens Adm & Co & Co.

in said suit -

20 00

Rec'd Payment through E L Ely -

C. B. Hayden

La 18 Septembre

Admir

1

In Case of Stephen's admiral - - By consent of
parties by Counsel it is agreed that the Commissioner
restate the Aff of Sea W Stephen as Idm of
Mo I Can in which said Idm shall not be
charged with such sums as the record in this
Case (see Exhibit A filed with Adm's Answer)
shows to have been actually paid on the Bond
of Ben & Smith & H E Cohon mentioned
in said Aff & that said Commissioner shall
also make up report on aff of the transaction of
said Stephen's Adm -

C B H & den Aff for Aff -
John R. Kelly p. v

1868
March 5. Bal. p. den adm. p. 73.86
But 5.13

Campes p. 12
11
Stephenson A. d. m.

Memorandum
La Commission

At a Circuit Court held for the County of Isleswright on the 18th day of October 1866.

John T. Carr a Minor, Suing by Elizabeth Carr his next friend. Compts.

Against

In Chancery

James Johnson admr. of George W. Stephenson late Guardian of ~~James T~~ ^{John T.} Carr, Hardy Chapman & N. P. Young Executors of Thomas Hall & William H. Stephenson. Defts.

This Cause on to be heard on the bill taken for Compts as to the defendants James Johnson admr. of George W. Stephenson, Hardy Chapman & N. P. Young Exors of Thomas Hall ~~deci.~~ and as to William H. Stephenson, On whose process had been duly served, they still failing to appear & plead answer & demer to the said bill: On the Exhibits filed &c. and was argued by Council, on Consideration whereof, the Court doth order, a Judge & decree, that the said James Johnson admr. of George W. Stephenson ~~deci.~~ do render an account of the transactions of George W. Stephenson ~~deci.~~ as Guardian of John T. Carr before a Commissioner of this Court, who is directed, to examine settle and state the same, and Make report thereof to the Court, with any matters specially, deemed pertinent by himself, or which may be required by any of the parties to be so stated: a copy.

Teste N. P. Young clk.

Kelly 84

Barro pr. fed.

ms: ³ copy desired
for auto.

Stephensons' adms. r.

To July 8. 1870.

St. b.

John T Carr
for friend as
James Johnson
A claim of George or Stephen et al -

This cause came on this
day to be again heard on the papers formerly
read & on motion of the defendant James
Johnson as admit of George or Stephen in leave
is given him to file his answer in this cause
within sixty days & it is ordered that this cause
be continued -

Thos T Carr
for friend - } In
do } Charney
Stephens
Admiral

Rough check

May Term 1867

To be entered -

R. H. Baker

17th

~~Ans~~ J. J. Parr

H.

Secree

Geo. W. Stephenson & Co

It is ~~Case~~ ^{was} ~~being~~ ^{the} on again
to be heard, on the papers formerly ^{and} ^{the} report of ^{the} ~~Commissioner~~
- made in pursuance of an order made at the May
Term 1867, upon which the Court at that time
expressing no opinion & was agreed by Counsel -
On Consideration whereof the Court doth order, ~~ad~~ ^{ad} ~~opt~~ ^{opt}
and decree, that the said Report be re-committed
to the same Commissioner who is directed to an
account of the transactions of James Johnson
as well of Geo. W. Stephenson as: and an act of
the transactions of N. P. Young & Hardy Chapman & Co
of Thomas Hall & Co: and report to the Court, with
any matter specially stated desired pertinent
by himself or by any of the parties.

Carr
V B
Stephenson

Source
May Co. 1868
To be entered
R. H. Baker

1879

Entered

At a Circuit Court for the County of Suffolk, held at the
Court house on the 19th May 1868.

John T. Carr a Minor suing by Elizabeth Carr, his next friend Plff.
against

James Johnson Adm^r of George W Stephenson late guardian
of John T. Carr and Harry Chapman & N. P. Young Exors of
Thomas Hall dec^d & William H Stephenson Defts

This Cause coming on again to be heard, on the papers
formerly read, and the report of the Commissioners made
in pursuance of an Order made at the May term 1867.
Upon which the Court at that time expressing no Opinion
and was agreed by Council: On Consideration whereof the
Court doth Order, to agree, & decree that the said report
be ~~re-examined~~ recommitted to the same Commissioners who
is directed to take an account of the transactions of James
Johnson Adm^r of George W. Stephenson dec^d and an
account of the transactions of N. P. Young & Harry Chapman
Exors of Thomas Hall dec^d and report to Court with
any matter specially stated deemed pertinent by himself
or by any of the parties.

Acq^y.

Teste

N. P. Youngell.

Camp for f.d.

v. { Copy Decided
for acts.

Stephensons' adm. v. d. s.

Leah v Stephen

on motion of the deft by John
D. Kelly his atty Leah is given him
to file his answer in 90 days &
the case is continued

Can
v

Stephenson &

1869

May 22
order

To be returned

E. D. Pitts

~~Continued~~
John T. Carr pr. fd.

vs.

Stephenson's Admr. Vals.

On motion of the
defendant, James Johnson, Administrator of
George W. Stephenson leave is given him to
file his answer in this cause within nine-
ty days, and it is ordered that this cause
be continued

Mrs. J. Carr
Jr. friend
W.
Stephenson's
Adms. Halls

In
Chancery

Roughly
October Term
1869

To be entered

Leary v. Stephenson

This cause came on this day to be again heard on the papers formerly read & on the answer of James Johnson admr of George W. Stephenson and with general replication thereto & on the Report of Court Young made pursuant to the decree of the 18th of October 1866, and was argued by Counsel on Consideration whereof (there being no exception to said Report) the Court doth confirm the said Report and doth adjudge order and decree that James Johnson as admr of Geo. W. Stephenson do & out of the appts in his hands as such admr. ^{including a fee of \$50 to Mr. R. Kelly filly. atty.} pay the costs of this Suit, and then pay to John J. Leary the sum of \$226: with int. from 8 Feb 1870 till paid being the amo. due said Leary by said Geo. W. Stephenson his late guardian as appears by Court Youngs said Report. and that the said James Johnson as admr aforesaid make report of his payments hereunder & file there- with the evidence of such payments

Leandro
v

Thompson
1890

May 4. Decree
to be entered —
Geo. B. Brown

Ex. 10
189

Carr p^r f^d.

97

Stephenson Jr.

This cause came on this day to be again heard on the papers formerly read & on the ~~Expt~~ statement marked (X) this day filed, & was argued by Counsel, on consideration whereof the Court doth ~~adjudge~~ ^{adjudge}, order and decree that the proceedings had in this cause be confirmed, and, nothing more being necessary to be done in the cause, the Case is ordered to be removed from the Docket.

Can p. fr?

W

Stephenson to

1871

Oct. Cir. Ct.

Final decree

To be returned

Geo. J. Blow.

Entered. S.

Six months after date with Interest from
date we promise to pay Hardy Chapman
Commissioner appointed by the County Court
of Lee of right to see negro girl Ellen
belonging to the estate of Micajah Carr
dec'd. the sum of Ten hundred & sixty three
80/100 dollars for value rec'd for the
payment of which we bind ourselves
herein and assign firmly by these
present, witness our hands and
seals this 9th day of Dec 1858

Witness

J. Heen

Beyla D Smith Sec'd

W E. Colburn Sec'd

Endorsed

I assign the within to George W.
Stephenson witness my hand & seal
H. Chapman Com

\$200 Rec'd July 31st 1860 The sum
of Two hundred dollars in full of
the within Bond George W Stephenson

\$150 Rec'd Feb 11 1861. The sum of
one hundred & fifty dollars in full of the
within Bond George W Stephenson

\$266⁰⁰ to be got out of Colburn & Co.
Alam Amt of \$264.00 pd Feb 8/70

Jno T. Carr pro

vs

Stephenson's adm & alb.

Exhibit

A

filed with James Johnsons

Answer

ms. 009.

Mrs. Robert H. Whitfield

Sir: I desire that
you would bring suit against the late
George W. Stephenson dec'd for the recovery
of the amount due by him as guardian
into John T. Carr orphan of the year 1860
&c. I want a judgment at the next
Court term, if possible.

Yours respectfully

Justice

Jacob Turner
J. B. Johnson

Elizabet Carr
guardian for John T. Carr
August 8th 1866

Samuel Johnson is admt. of
Stephenson. I will file up as to Johnson

Secretary - or Stephen or go^{on} or you may
decide - Stephen was gov^{or} act. has been
made up to the day of his death &
recorded. Mr. Corn chieftain, we do
say that if a suit at law can be bro't
so that she can get judgt. at the next
Cir. Ct. she prefers it to a Ch. Suit
Of course you will judge of that.

Yours

N. P. Young

Bill to be filed

Wm. H. Moly

Can can see

if Bill has been written

Know all men by these presents, that we George W. Stephenson, Thomas Hall & William H. Stephenson are held & firmly bound unto the commonwealth of Virginia in the sum of Three thousand dollars to the payment whereof well & truly to be made to the said commonwealth of Virginia, we bind ourselves & each of us, our & each of our heirs executors & administrators, jointly & severally, firmly by these presents, sealed with our seals & dated this 4th day of April, 1859, in the 83^d. year of the commonwealth. The condition of this obligation is, that if the said George W. Stephenson who was this day appointed, by the court of said county, as the guardian of John T. Carr orphan of Mingo Carr decd., & qualified as such, shall faithfully discharge the duties of his office of guardian aforesaid, then this obligation to be void, or else to remain in full force

George W. Stephenson seal

Thomas Hall seal

W. H. Stephenson seal

In the county court of Wm of Wight county, April 4th, 1859 this bond was executed & ordered to be recorded

Teste A. D. Younger

copy file. A. D. Younger

George W. Stephenson

To the Board of Gov.
3 of Am. F. Carr
at ~~Guarantee~~ to

Am. F. Carr

Carr for f. d.

m. & bly.

Stephenson adm. for

Commissioner's Office, Isle of Wight Court House,

November 20 to 186 *7*

To *Elizabeth Carr next friend John T. Carr Junr John add. of G. W. Stephenson, N. Chapman & N. P. Young Esqrs. of T. Hall Esq. and Wm. N. Stephenson*

You are hereby notified that I have fixed upon the *7* day of *December* next, if fair, if not, the next fair day thereafter, (Sunday excepted), to take and settle, at my office, the following accounts:

"An account of the transaction of George W. Stephenson as guardian of John T. Carr's"

required to be taken by decree of Isle of Wight Circuit Court, rendered on the *14th* day of *May* 186 *7*, in a suit in Chancery depending in said Court, between

said John T. Carr by Eliz. Carr his next friend Plff. and said Junr John add. of G. W. Stephenson, N. Chapman & N. P. Young Esqrs. of T. Hall Esq. and said Wm. N. Stephenson Defs.

at which time and place you are required to attend.

Given under my hand as a Commissioner of the said Court, the day and year first aforesaid.

N. P. Young

Com'r.

Eleutheria, obtaining a true copy of the
within to James Johnson in the 29th Dec

1869

Ed. Clay Jr

Clar. for. fd.

N. 3 Cont. Notes

Stephenson adw. sol.

To 8th Feby. 1870.

40.00
4.00
36.00

Commissioner's Office, Isle of Wight Court House,

December 13th 1866

To James Johnson, Sheriff of Isle of Wight Circuit Court, & Son, C. Johnson

You are hereby notified that I have fixed upon the 8th day of September next, if fair, if not, the next fair day thereafter, (Sunday excepted) to take and settle, at my office, the following accounts:

An account of the transactions of Geo. W. Johnson, as
executor of John T. Carr

required to be taken by decree of Isle of Wight Circuit Court, rendered on the 18th day of
October 1866, in a suit in Chancery depending in said Court, between

John T. Carr, for Benjamin Carr, his next friend, plt.,
vs. James Johnson, executor of Geo. W. Johnson, & co. d. co.

at which time and place you are required to attend.

Given under my hand as a Commissioner of the said Court, the day and year first aforesaid.

C. H. Hart Com'r.