

1881-005 Chancery Causes. Mary E. Batten, by v c, for + c VS Drarina Batten, etc of Folder 1
Jale of Wight County Daniel Batten v d

Plat in Oversize Box 2

Other SURNAMES: Bunkley,
Hall, Hodsdon, Lightfoot,
Edwards, Eloy, Milby Gale,
Boykin, Batin, Goodwin,
Jordan, Harrison, Womble,
Thomas, Powell

727.88

1649.26 #

824.68

2478.88

1874-12-70

1875-12-71

1212 727.88

1875-12-71

2758.9

727.88

7781.96

9465.75

727.88

1st Board due May 1875 from Ind. State 1875 \$727.88

2nd Do. due two years 727.88

1455.66

Ind. State to 2nd Dec. 1878

193.50

1649.26

3rd Board 3 years from Oct 1875

727.88

Ind. State

96.68

2478.76

On the judgt. in Hall & Patton with \$25.00
paid on 7 May 1877 & \$94.40 on 1. Jan 1878
by Amos Patton.

On same judgt. with \$3.39 amt. of
cost, which should have been deducted
from amt. paid. The balance on order, bonds, but
was not deducted the chgt. to Hall &
H

In the Circuit Court
October 21st 1878.

Wm. C. Patton for. do.

Ans. p. 10.

Against J. M. Chy.

J. H. Patton Exor. re et al.

Defte

This cause came on this day to
be again heard on the papers
submitted therein, and was
argued by counsel, on consid-
eration whereof the Court
with advice, view and
deliberation that W. C. Patton and
John R. Miller Commission. who
made sale of the land sold
under proceedings had in
this cause, receive of the Clerk
of this Court, (who will deliver by
them and has their receipts for)
the three bonds of Geo. H. Hall & Clement
Patton, with R. M. Patton and James
J. Whitney as their securities filed with
said report of sale of land made
by said Commission, each bond
being for the sum of \$727.⁸³ dated
the 2^d day of October 1876. & payable
to said Commission respectively
one two and three years after
date, with interest from date, &
that said Commission present

to Collect the principal and int
of the two first of said bonds now
due, and the principal and int of
the third of said bonds when
it shall become due or payable,
or receive the same before maturity
unless the obligors thereof shall
 sooner or pay the same, and that
said Comrs. pay first all unpaid
costs of this suit to be taxed by the
Clerk of this Court, and then pay
the residue of said bonds to Robert
B. Hodson and Mary G. his wife
in full satisfaction of payment
of the sum of \$5000.00 recovered
by them by decree of this Court
1876. of this Court, in the case
of Diana Fattin Cox of Daniel H.
Fattin decd., & make report to
Court of this proceedings under
this decree, filing with their report
the receipt or receipts of said Hodson
and wife, showing payment
to them as herein directed.

(1) Copy
True.

W. A. Edwards Refr
J. P. Young Secy

Adl. Costa since sold

Chick's fee - \$3.00 Paid in full

Gallie pr. f d.

— 7th Dec. Chy. Colby
De. Oct. 1878.

Gallie even

Bomb. College
4 Young Road
to H. B. Lane St.
Dec. 18th 78. as
per the receipt
from the
Master of the
School to the 18th 78

To R. H. Young
Cash & about
1/2

Dec. 18th 78

To The Circuit Court of Isle of Wight
County.

Your Commissioner reports to the
Court that, in pursuance of decree
of the court rendered in the suit of
Robert B. Gooden and Mary E. his wife
vs. Patton plaintiffs against the
personal representatives of Daniel
H. Patton dec'd. defendants at
the October Term 1878 on the 30th day
of Decr. 1878 he received from the
Clerk of the said Court the check books
of Geo. F. Hall & Company Patton with
R. M. Patton & Jas. T. Whitley account
for the sum of \$727. 88 each with
interest on each from the 2nd day of
Oct. 1876 till paid. That he has
collected the said check books and
this day amounting with principal
and interest included, to \$878. 76.
all of which was paid by Geo. F. Hall.
And after deducting therefrom the
unpaid costs of three dollars and
thirty nine cents, up to said decree
has paid over the balance of
\$847. 37 to Robert B. Gooden &
wife as by receipt herewith
filed will appear. And that
he has paid the said costs

3.39
2,777

Good cheer Wright
the better of the

Wright's K. B. 1897

Re. Postage and
M. P. (Wright) of
collections and
fragments under
descriptions of Dec.
1897.

W. 20. Dec.
1897.

Bae.
24.43.

to the Clerk of the Court to whom the
case came.

Given under my hand this 20th
day of Dec. 1897

Chas. H. Jones, Clerk

Know all men by these presents, that
whereas by a decree of the circuit court of
the County of De Kalb rendered at the
April term 1876 in the suit of Batten &
Friend v Batten Executors et al. it was
adjudged ordered and decreed that the
plaintiffs in said suit should recover
of Diana Batten the sum of \$3860²⁴
shown by the report of Commissioner
Atkinson to be due from the said Diana
Batten Executor of D. H. Batten to the
estate of her said testator, the said
amount so shown to be due, to be levied
of the goods and chattels of the said
Diana Batten, and whereas at the same
term of said court a judgment was
obtained by Eugene H. Batten v the said
Diana Batten for the sum of \$900⁰⁰
with interest from the dates of the re-
spective bonds in said suit filed, and
whereas the said decree and judgment
by operation of law are a lien upon
the Dower interest of the said Diana
Batten in the lands of which her
deceased husband D. H. Batten was
at any time during coverture seized and
possessed of, an estate in fee simple.
Now therefore this deed witnesseth, that
in consideration of the premises, and

in order to avoid the costs and charges
of suit to subject the said dower interest
of the said Diana Battus to the lien of
said judgment. The said Diana Battus
herby relinquishes surrenders and
releases up. for the purposes aforesaid
all her dower estate right title and interest
in and to, all and singular, the lands
tenements and hereditaments, of which
the said D. M. Battus, her late husband,
was at any time seized during the con-
tinue between them, and the said Diana
Battus hereby consents to the sale of said
dower estate and interest, and that the
proceeds arising from said sale, may
be applied in full satisfaction of said
decreed and judgment.

In testimony whereof the said Diana
Battus has hereunto set her hand and
affixed her seal this 17th day of August
A.D. 1876.

Diana Battus

Seal

Seal of Night County to wit:

J. R. E. Boykin a
commissioner in chancery of the
Circuit Court for the County of Night,
State of Virginia, do certify that Diana Battus

whose name is signed to the writing
herewith annexed bearing date the 17th
day of August AD 1876. Hasack
now lived the same before me in
my said county. Given under my
hand this 3^d day of October 1876

R. E. Boykin, Clerk

In the Clerk's office of the County Court
of Isle of Wight county, the 9th day of
Octo. 1876. This Deed was received and
admitted to record upon the annexed
certificate of R. E. Boykin a Commissioner
in chancery.

Teste, N. S. Young, Clerk

Diana Battro's.

Relinquishment of
Power &

/

Octo. 9th 1896.

Read & admitted to
record upon the
annexed certificate

Accorded in 44

Page 134

Whereas at the April Term of the
Circuit Court of the County of Jess of
Miss in the suit of Batten Perience
v Batten &c. was a decree rendered
in pursuance of a compromise
effected between Mary E Hodsdon
formerly Mary E Batten and Robert
B Hodsdon who intermarried with the
said Mary E Batten, and Geo F Heale
and Clements Batten whereby the said
Hodsdon & wife agreed to accept in full
satisfaction of the amount that might be
ascertained to be due, from R B Batten,
who in his life time with Geo F Heale &
Clements Batten as sureties had qualified
as the guardian of the said Mary E
Hodsdon formerly Batten, to the said
Mary E his late wife, the sum of Five
Thousand Dollars; and whereas at the
same term of the said Court in said
suit, a personal decree was rendered
against Diana Batten Estr of R B Batten
whereby it was adjudged ordered and
decided that Diana Batten should pay
to the Plaintiffs in said suit the sum of
\$3860⁸⁰ which amount when shown to
be due by the said Diana Batten to the
estate of the said R B Batten, the said
amount when paid to the said and

to be placed as a credit on the said sum
of \$5000⁰⁰ as aforesaid, and the Plaintiff
have their execution for the same; and
whereas at the same term of said Court a
judgment was obtained by Eugene W
Batten & the said Diana Batten for the
sum of \$700⁰⁰ with interest from the
dates of the respective bonds in said suit
filed; and whereas the sheriff of the County
of Bell of Wight in pursuance of execution
issued on said decree and judgment
levied on certain personal property al-
leged to be the property of Diana Batten,
to which said personal property Eugene
W Batten laid claim and obtained a
suspending bond, to prevent the sale
thereof until the title thereto could be
litigated, and whereas since the execution of
the said suspending bond, an agreement
has been entered into between Geo F Heall
elements Batten, Robert B Herasden and
Mary E his wife, and Eugene W Batten
whereby the said Geo F Heall elements
Batten Robert B Herasden Mary E his wife
covenanted and agreed to release and
surrender to the said Eugene W Batten
all right title interest and claim in and
to the personal property in said suspending

Land mentioned, which they the said.
Geo & Wallace Clements Batten Robert B
Kearse and Mary E his wife, may
might or ought to have, and did relin-
quish and release all their claims upon
cords of wood purchased by
the said Eugene^r Batten from Diana
Batten Executrix of R Mc Batten and out
from the lands of the said R Mc Batten,
and did further covenant and agree to
relinquish all rights or claims to the rents
or profits arising from the lease of the
lands of which R Mc Batten died seized
and possessed, and did consent that the
said Diana Batten should have had
and occupy the same until the 1st day
of January AD 1877, and whereas in
consideration thereof the said Eugene
K Batten did covenant and agree to and
with the said Geo & Wallace Clements
Batten Robert B. Kearse and Mary E
his wife, that he the said Eugene K
Batten would release the above right estate
title and interest of Diana Batten in
the lands of which her late husband
R Mc Batten was at any time seized
during coverture, from all liability
arising from the levy of his said
judgment, and did consent and

agree, that the proceeds arising from the sale of the above interest aforesaid should be applied solely and exclusively to the satisfaction in whole or in part of the judgment of the said wife 70 Diana Batten obtained in said suit of Batten vs Friend & Batten Executors.

Now therefore this deed made this 17th day of August AD 1876, between Geo F Hall, Clements Batten, Robt O Hepdalen & Mary E his wife of the one part and Eugene K Batten of the other part, witnesseth that the said parties of the first part for and in consideration of the premises, and in execution of the agreement aforesaid, do hereby release and surrender to the said Eugene K Batten all right title interest and claim, which they the said parties of the first or either of them, have or ought to have in and to the personal property in said suspending mentioned, a more further specification of said personal property will be found in a schedule herewith annexed as a part of this deed, and the said parties of the first part in continuation and execution of the said agreement do hereby relinquish and release all and every their claims and claims, right title

and interest in and to cords of
wood, purchased by the said Eugene K
Batten from Diana Batten daughter of
D H Batten and cut from the lands
of the said D H Batten deceased, and
the said parties of the first part do hereby
relinquish all right or claims to the rents
and profits arising from the lease or
otherwise of the lands of which D H
Batten died seized and possessed, and do
consent that the said Diana Batten or
any person claiming under her, may
have, hold and occupy the said lands
until the 1st day of January AD 1878,
and the said Eugene K Batten in con-
sideration of the premises aforesaid by
these presents does hereby release the dooms
right estate title and interest of the said
Diana Batten in the lands of which her
late husband D H Batten was at any
time seized during coverture, from all
liability arising from the tenor of this said
judgment, and does hereby consent and
agree that the proceeds arising from the
sale of the dooms interest aforesaid
shall be applied solely and exclusively
in satisfaction in whole or in part of the
said sum of \$3860⁰⁰ for the payment of
which a decree was rendered at the April

term 1876 of the Circuit Court of the County
of Isle of Wight in the suit of Batten vs
Hood & Batten Executors.

In testimony whereof witness the following
signatures and seals

R. B. Hoadson Seal

Geo. C. Hoadson Seal

Geo. H. Hall Seal

Clement Batten Seal

Eugene H. Batten Seal

Isle of Wight County to wit

I, R. E. Boykin a
com. missioner in Chancery for the
Circuit Court of the County aforesaid
in the State of Va. do certify that
R. B. Hoadson and Eugene H. Batten
whose names are signed to the writing
hereto annexed bearing date on the
17th day of August AD 1876. has each
appeared before me in
my said county, and I do further
certify that Mary C. Hoadson, wife
of the said R. B. Hoadson whose
name is also signed to the said
writing hereto annexed, personally
appeared before me in my said
county, and being by me, sworn

examined, freely and apart from
her said husband, and having the
writing before her fully explained to her
she the said Mary E. acknowledged
the said writing to be her act, and
declared that she had willingly
executed the same, and does not wish
to retract it. Given under my hand
this 3rd day of October AD 1886

L. C. Dwyer / com^r

In the County Court of Isle of Wight county
the 4th day of September, 1886, this deed
dated the 17th day of August 1886, was
acknowledged before me by George T. Hall
and Clements Patton two of the parties
thereto. Given under my hand as
clerk of said court, the day and year first
aforesaid.

A. J. Young clk

Hodsdon wife
and
Hall, Bellin &

Agreement

Filed 4. Oct. 1891

Whereas a suit is now depending in the Circuit
Court of Isle of Wight County, in which Mary E.
Batten per friend is plaintiff, and Deana Batten
Executrix of Daniel H. Batten decd; and the children
of said Daniel H. Batten, & his widow the said
Deana Batten, and George F. Hall & Clements Batten
the last being executors of said Daniel H. Batten in
his official bond as the guardian of the said Mary
E., are defendants, the object of which suit
is to recover the amount that may be due to
the said Mary E. Batten from the said Daniel
H. Batten, her late guardian as aforesaid.
And whereas the said Mary E. Batten, since the
pendency of said suit, has intermarried with
Robert B. Hodsdon. and whereas a compromise
of the matters in controversy under said suit has
been effected, whereby the said Hodsdon and
wife do agree to accept in full satisfaction
of the amount that may be, or might be
ascertained to be, due from the said Daniel H.
Batten to the said Mary E., late his ward, the
sum of Five Thousand Dollars. And to this
end, it is hereby mutually agreed by and
between the parties who sign and seal this
agreement, that a decree may be entered
in the said suit for that amount, in
lieu of any amount that may be ascertained
by the commission report in the cause

in full satisfaction of all demands of said
Mary E. late Batten, against said Daniel H.
Batten or his estate & sureties aforesaid. And it
is further agreed by the said parties signing
this paper, that the effect of said decree,
so to be entered, shall be to bind the
estate of the said Daniel H. Batten and his
said sureties to the payment of said sum
of \$5000.⁰⁰, as effectually, as any decree that
might be made in said suit, ~~and~~ for
that amount, had this compromise not been
made. Given under our hands & seals this

3^d day of February, 1846.

Witness

J. P. Young

Geo. F. Hall

A. B. Adams

M. E. Hodsdon,

Seal

Seal

Seal

Seal

Seal

Seal

Seal

Seal

Received ~~March~~ ^{April} 3rd 1846 of George P. Hall
one of the executors of Daniel S. Batten as
guardian of Mary E. Batten, as set forth in
the foregoing agreement, the sum of
Five Hundred Dollars, that sum being
advanced by him in full satisfaction of
the sum of Five Thousand then loaned in
the aforesaid stamped agreement.

Witness

J. P. Goring

J. B. Hodsdon

Batten per. fd. 26

vs. 3 Clay.

Batten Ex. 4. 1846.
/

Agreement &
Compromise
/

apl. 20th 1846
filed.
/

A.

Mary E. Ballen

1857	In account with Daniel H. Ballen her guardian		
July 6	To Disbursements to date	213 82	
	" Commissions on \$3905. ¹⁹	195 25	
	" Balance due the ward	3496 12	
		3905 19	
1856	By This sum received from former guardian	3781 07	
1857	July 6 " Interest on same from Dec 19 th 1856 to date	124 12	
		3905 19	
1858	July 6 To Disbursements to date	272 13	
	" Commissions on \$958. ⁶⁷ receipts	47 78	
	" Balance due the ward	413 188	
		4451 79	
1857	July 7 By Balance due the ward per contra	3496 12	
Dec 31	" Rent of land & Hires of Negroes	727 50	
1858	July 6 " Interest on \$3496. ¹² one year	209 76	
	" " " \$727. ⁵⁰ from Jan 31 st 1857 to date	18 41	
		4451 79	
1859	July 6 To Disbursements to date	328 16	
"	" " Commissions on \$914. ⁸¹ receipts	45 24	
"	" " Balance due the ward	541 41	4131 88
		914 81	4131 88
1858	July 7 By Balance due the ward per contra		4131 88
Dec 31	" Rent of land & Hires of Negroes	450 00	
1859	July 6 " Interest on \$4131. ⁸⁸ one year	247 91	
	" " " on \$650- from Jan 31 st 1858 to date	169 "	
		914 81	4131 88
1860	July 6 To Disbursements to date	314 13	
	" Commissions on \$915. ⁴⁸ receipts	45 77	
	" Balance due the ward	555 68	4673 29
		915 48	4673 29

1859	July 1	By Balance due the ward per contra Principal & Profits		4673 29
1860	Dec 31	" Hires of Negroes & Rent of Land	619 00	
1861	July 1	" Interest on \$4673.29 one year	2803 9	
	" "	" \$619.00 from Jan 31 to date	16 09	
			915 48	4673 29
1861	July 1	To Disbursements to date	350 49	
		" Commissions on \$998.07 receipts	49 95	
		" Balance due the ward	597 63	5228 97
			998 07	5228 97
1861	July 1	By Balance due the ward per contra Principal & Profits		5228 97
1860	Dec 31	" Hires of Negroes & Rent of Land	667 00	
1861	July 1	" Interest on \$5228.97 one year	313 73	
	" "	" \$667 from Jan 31 1861 to date	17 34	
			998 17	5228 97
1862	July 1	To Disbursements to date	274 20	
		" Commissions on \$964.95 receipts	48 25	
		" Balance due the ward	642 50	5826 90
			964 95	5826 90
1861	July 1	By Balance due the ward per contra Principal & Profits		5826 90
1861	Dec 31	" Hires of Negroes & Rent of Land	599 75	
1862	July 1	" Interest on \$5826.90 one year	349 61	
		" Interest on \$599.75 from Jan 31 1862 to date	15 59	
			964 95	5826 90
1863	July 1	To Disbursements to date in Confederate money	474 68	
		" 5 per cent commission on \$487 - receipts in do	24 98	
		" Commissions on receipts \$388.16 Interest	19 40	
		" Disbursements in Confederate money scaled to currency	19 81	
		" Balance due the ward,	348 95	6469 40
			887 82	6469 40

¹⁸⁶²	July 7	By Balance due The ward per contra Principal & Interest		6469 40
	Decr 31	" Rent of Land & Horse of Hazzers	487 00	
¹⁸⁶³	July 6	" Interest on \$487 - from Jan 31 1862 to date	12 66	
		" Interest on \$6469.40 one year	388.16	
			887 82	6469 40
¹⁸⁶⁴	July 6	To Disbursements in Confidant money to balance receipt in same.	148 20	
		" 5 per cent Commissions on \$156 recd in Confidant money	7 80	
		" Disbursements scaled to currency	31 54	
		" Commissions on Receipts Interest \$409. ¹⁰	20 48	
		" Balance due The ward	359 11	6818 35
			846 10	6818 35
¹⁸⁶³	July 6	By Balance due The Ward per contra Principal & Interest		6818 35
	Decr 31	" Rent & Hairs	156 00	
¹⁸⁶⁴	July 6	" Interest on \$6818.35 to date	409 10	
			565 10	6818 35
¹⁸⁶⁵	July 6	To Commissions on \$134. ³² receipt	21 71	
		" Balance due The ward	412 11	7175 46
			134 32	7175 46
¹⁸⁶⁴	July 7	By Balance due the ward per contra Principal & Interest		7175 46
	Decr 31	" Rent & Hairs scaled to currency	3 80	
¹⁸⁶⁵	July 6	" Interest on \$7175. ⁴⁶ one year	430 82	
			434 32	7175 46
¹⁸⁶⁵	July 24	To Disbursements	45 41	
¹⁸⁶⁶	June 26	" 5 per cent Commissions on receipt \$471. ⁰³	23 55	
		" Balance due The ward	402 07	7588 07
			471 03	7588 07
¹⁸⁶⁵	July 6	By Balance due the ward per contra Principal & Interest		7588 07
		" Hairs of Eli	33 30	
¹⁸⁶⁶	June 26	" Interest on \$7588.07 to date when grandson died	437 73	
			471 03	7588 07

1866
 June 26 By Balance the Ward per contra Principal
 " " " " " " Interest

7588 00

402 47

7990 47

(B)

An Account of the Debts due and unpaid by Daniel H. Ballin or his estate and their discharges

3rd Chap.

To Mary E. Ballin her late husband

7990 14

Interest on \$7588⁰⁰ from June 26th 1866 to April 20th 1876 4706 19 12 96 33

4th Chap.

Due to Bartholomew Lightfoot

1 00

Interest from Decr 15th 1867 to April 20th 1876

6 60

12 60

Bond to H. H. Edwards assignee of B. C. Cule

22 00

Interest from Decr 21st 1868 to April 20th 1876

22 44

44 44

Put on Bond due E. L. Clegg assignee of A. G. Bontin

19 11 18

Interest from Jan'y 1st 1866 to April 20th 1876

118 85

309 53

Judgement to W. B. Milby

11 54

Int from Nov 14th 1866 to April 20th 1876

10 68

22 22

Due bill to Geo. W. Milby Scales

13 5

Interest from Jan'y 1st 1862 to April 20th 1876

115

250

391 29

C

An Account of the Land of which the said Daniel H. Ballin died seized, and its annual and fee simple value

Annual Val Fee Simple Val

One tract containing 3619 acrs. on Long Creek

4 " "

3619

" adjoining above

300 00

3495 00

The Estate of Daniel H. Batten

1866

An account with Diana Batten his

July 8

By this sum being the amount of the inventory of the
chattel estate returned to County Court.

2570 93

" Invent from July 2nd 1867 to April 20th 1876.

1320 81

3891 84

Comptroller's Office

Smithfield April 10th 1876

To the Circuit Court of the County of Wright

Pursuant to a decree of said court rendered on the 18th day of May 1869
in a suit in chancery depending therein between Mary E. Batten suing
by Augustus Buckley her next friend plaintiff and Diana Batten in
her own right and as executrix of Daniel H. Batten decd and others defendants
the undersigned a commissioner in chancery of said court to whom was re-
ferred for settlement by said decree the following accounts: 1st An account
of the transactions of Daniel H. Batten as guardian of said Mary E.
Batten taking the ex parte accounts of said guardian heretofore rendered
to court and recorded, as prima facie correct subject to be surcharged and
satisfied by either party, 2nd An account of the transactions of said Di-
ana Batten as executrix of Daniel H. Batten decd, 3rd An account of
the debts due and unpaid by said Daniel H. Batten or his estate and their
priority, and 4th An account of the real estate of the said Daniel H. Batten
and its simple and annual value, reports to court that on the 20th
day of July 1870 he served notices against the said parties aforesaid
which were returned to your commission duly executed and the said par-
ties appeared in obedience thereto but the taking of the said accounts
not being completed on that day the taking of the same was continued
from day to day and from time to time until the date of this report when
he completed the foregoing account, marked A of the transactions of
Daniel H. Batten as guardian of Mary E. Batten and finds that there was

Due by the said guardian to his said ward on the 26th day of June 1866 the date
of his death, the sum of \$7990.¹⁴ of which \$7588.²² is a balance of principal
and \$402.²⁷ is a balance of ~~interest~~ ^{Interest}; the foregoing account marked B
of the debts due and unpaid by the said Daniel H. Ballou is heretofore and
therein duly audited and found that there is due of debts of the 3rd class the sum of
\$12,691.³³ on the 20th day of April 1876. the same being the debt due to the said
Mary E. Ballou, and of debts of the 4th class \$391.29 in the same day; also an
account marked C. of the real estate of which the said Daniel H. Ballou
died seized and found that its fee simple value is \$3095 and its an
nuity value is \$300 also an account, marked D. of the transac
tions of Daniel Ballou as executor of Daniel H. Ballou and found
that there is due by the said executor to the said estate on the 20th day of
April 1876 the sum of \$3860.84, of which \$2540.03 is principal and
\$1320.⁸¹ is interest.

Given under my hand as a commissioner in chancery of the said court
the day and year first aforesaid

Geo. R. Robinson Comr

Fine employed \$45.

Ballou for personal

Admission to probate

Commissioners' Report

Adm. 10 - 1876 & 1877

Rec'd of N. P. Loring Comr in the
Unit of Helder & wife for the Est-
of S. H. Bollen dec'd Fifty dollars
\$40.00 for surveying the tracts of land
known as Louis, Grace & Butler, making
plots, furnishing chain &c

Smith & Co
Nov 3rd 76

E. M. Morrison

THOS. G. ELAM.

Largest Circulation of any Paper in Nansemond, Isle of Wight, Southampton and Gates Co's.

E. E. HATHAWAY.

Suffolk, Va., _____ 187

Messrs Young & Kilby (Comrs)

TO "Suffolk Herald," DR.

Newspaper and Job Printing Establishment,

WASHINGTON SQUARE, NEAR MAIN ST.

7876

Aug	30	Ad Lands for sale Bathin, st. als: $7\frac{1}{2}$ in 5t	12	00
"	"	Printing bills (50) do. do. do. ($\frac{1}{6}$ sheet)	2	25
Paid			# 14	25
Elam & Hathaway per E				

S. R. H.

Recd & Cts 7/3876 of J. H. Jones & R. Kilby commission
of Sale in Patton vs Patton Estate. Fifty five dollars fee for
services as Commissioner

W. R. Peterson

Very Respectfully, &c.,

Cashier.

1876

Sept-1

Est- of S. H. Batten (deced)

To E. M. Morrison Surveyor

To 4 day work Surveying three tracts
of land, making plots for the
same & furnishing rods - money and
Chain & mess —————

\$4 00

Est. 7.
G. W. Batten Decd

To E. M. Morrison
Surgeon. \$40.00

COMMISSIONERS' SALE OF VALUABLE LANDS

By authority and in pursuance of a decree of the Circuit Court of Isle of Wight county, rendered at the April term. 1876, in the chancery suit of Mary E. Battin, per friend, vs. D. H. Battin's Exr's and als.: the undersigned, special commissioners, thereby appointed, will offer for sale

AT AUCTION,

before the Court-house door of said county, on the 2d day of October 1876 (that being Court-day), the following real estate, whereof the said D. H. Battin, died, seised and possessed, in the county aforesaid:

First, **THE "DAVIS TRACT,"**

containing by survey 334 Acres, lying very near Jones' creek, on a branch thereof, adjacent to the lands of T. W. Bassett, R. A. Todd, Geo. W. Andrews, dec'd, and als., and is improved by an excellent two-story dwelling and other houses necessary. Land of good quality, with good Orchard and wood and fencing timber abundant for the place. An excellent stock farm.

Second **The "GROCE TRACT,"**

containing by survey, 132 Acres, lying immediately on said Jones' creek, adjoining the first tract, improved by a dwelling house, &c. Land of good quality, with sufficient quantity of Wood-land and good marsh, and is likewise a good stock farm.

Third **THE "BUTTS TRACT"**

containing by survey, 214 Acres, lying adjacent to the "Davis tract," the land of Augustus Bunkley and J. B. Southall's estate. On this tract there are no houses, but the land is admirably adapted to the growth of corn and small grain, and has on it several hundred cords of pine wood that might be spared.

These lands lie from two and a-half to three and a-half miles of Smithfield, in an excellent neighborhood, and convenient to churches of various denominations. Jones' creek is navigable for vessels of considerable draft, and the wharf at "Old Town," at the mouth of Pagan creek, is within a short distance.

TERMS: *A credit of 1, 2 and 3 years will be allowed on the purchase money, except a sum sufficient to pay the costs of suit and expenses of sale, which will be required in cash. For the deferred payments, bonds, with good personal security, waiving homestead, payable respectively in one, two and three years from the day of sale, with interest from that day till payment, will be required, and a lien retained on the lands until the further order of the Court.*

N. P. YOUNG,
JNO. R. KILBY,
Commissioners.

Aug. 26th, 1876.

In the Circuit Court of the County of Isle of
Wight &c.

The undersigned Report to Court, that
pursuant to the decree of the said Court, made
at the April Term thereof 1876, in the cause
of Mary E. Batten plaintiff against D. H. Batten's
^{Executors}
~~Executors~~ &c. They proceeded to advertise the
Lands referred to in said decree, of which
D. H. Batten died seized & proposed, by Printed
handbills extensively circulated & by pub-
lication in the Suffolk Herald, a newspaper
published in Suffolk &c. and did on the
22^d day of October 1876 (being County Court day,
of said County, see at public auction said
Lands, on the terms named in said decree
to wit: a credit of one, two, & three years, secured by
Bond, waiving homestead, & retaining till time
the future order of Court - That Mrs. Orinda Batten
relinquished her Dower in consideration of certain
Considerations by writing recorded - Your Comrs
have the Lands surveyed, as will be seen
by ~~the~~ map of E. M. Morrison, filed herewith.
That the said Lands were sold free of any Dower
and proposition to be delivered on the 1st January
1877 - Your Commissioners sold the "Davis
Tract" of 334 acres, having ^{dwelling & other} ~~no~~ no improvements
with the "Horse tract" of 132 acres on which ~~the~~
~~is a an ordinary dwelling~~ ^{is a an ordinary dwelling} ~~house~~ ^{house} because the ~~Davis~~ ^{Horse} tract
has been used with the ~~same~~ ^{Davis} tract - both adjoining

and heretofore used together, and the ^{Grove} ~~Davis~~ ^{Davis} tract being situated in the rear of the ~~same~~ ^{Davis} tract no outlet except through the Davis tract

That at such sale, Geo. H. Hall & Clements Batten became the purchasers of said Davis tract of 334 acres & of the Grove tract of 132 acres, for the sum of Eighteen hundred dollars — \$1800.00 and also the Butts tract of 214 acres, was also purchased by said Hall & Batten ~~for~~ for six hundred & twenty five dollars — 625.00

Total sales — \$2425.00

of which the purchaser paid in cash

10 per cent on sales — 242.50

Credit sales. \$2183.50

For which Balance of \$2183.50. The said Hall & Clements ^{Batten} have executed three Bonds, each for \$727.83³³ payable at 1, 2 & 3 years time with interest from date accruing

hereunder ^{as} ~~stated~~ ^{stated} hereunder — \$2183.50

The cash rec'd. as above \$242.50

To 5 per cent Comm on \$300. \$15.00

" 2 do on \$2125: 42.50

" paid Taxes & other disbursements \$57.50

101.02

" E. M. Morris surveyor 40.00

paid " Suffolk Herald's ads 14.25

" L. B. Edwards. clerk — \$10.00 \$227.77

Bal. in Comm. \$24.73
honor

Your Commissioners report that the said
Land sold for the three fourths of the appraised
as required by Law.

Your Commissioners also report
the following statement showing the
Balance due the plaintiffs, which the
securities referred to in the proceedings
will have to pay, to wit:

To amount due to Plaintiffs

By Decree of April Term 1876 \$5000.00
Interest from 10 Apr 1876 to 22 Oct. 1876 — 5 m. 22 d. 126.83
To be credited with sale of said \$5126.83

Land as above \$2183.50 }

after paying taxes 1876

+ future costs, say { 75.50 \$ 2108.00
deficit — \$3018.83

for which the said Geo. J. Hare
& Clements, Batten, securities as
referred to, will have to pay.

Respectfully submitted

A. J. Young { Com.
John R. Kelly }

Oct. 22. 1876

Batten Rfd

n.
Battens ~~Ex ins~~ ~~Ex ins~~

Report of
of Com. Young & Kell

Filed Oct. 20, 1896.

The Survey Report
was in the report
of an Hayden & Co
to be collected to
Col. Hayden &
before the Court
and by Hall & Co
to C. B. Hayden
Oct 21/90 1896

The record shows that 10, 1896, of the Court
of the official Circuit Court the Court
shows that some files with the report
which were shown to the Court in
by the Court Clerk at Oct. 18, 1896

C. B. Hayden and

Battle for fd. v.

vs.

Bill of costs.

Battins Expt. et al.

Attoy. fee & writ Tax	16.00
Clerk's fees, County Court for exhibits	6.30
Ad. " Circuit	19.82
Mr. A. Chalmer Dy. Shff: for taxes.	3.00
E. J. Chapman Sewing sps: for witnesses	2.10
E. L. Eley Dy. Shff. Sewing Const. notices	2.50
Geo. T. Hall witness attendance	.50
Jos. Goodwin " "	.50
Jos. W. B. Hodge decr " "	.50
C. D. Jordan " "	.50
Mr. J. Plunkley " "	.50
E. G. Harrison " "	.50
Edwin Plunkley " "	.50
A. O. Young " "	.50
Mr. G. Womble " "	.50
W. A. Womble " "	.50
Jam. Thomas " "	.50
Mary A. Powell " "	.50
Leuelius Hall " "	.50
J. G. Boykin " "	.50
Commr. G. B. Atkinson fees	45.00

Pltf's costs to including ap. et. 1876 \$ 101.02

Total

A. J. Young att.

\$3095.00

773.75

\$2321.25

Batten for fd.

v. $\frac{3}{8}$ Bill of exchange

Batten, Df. et al
/

~~1000~~

Balance \$2450.00

\$242.50

\$21.50

In Isle of Wight Circuit Court, Apl. term, 1876.

Mary E. Battin, p. fa.

(vs.)

D. H. Battin's Exor. Adm.

It appearing to the Court, that the plaintiff, Mary E. Battin, has married, and is now the wife of Robert B. Hodsdon. It is ordered that hereafter this cause be continued in the name of said Robert B. Hodsdon & Mary E. his wife as plaintiffs. And this cause came on to be again heard on the papers formerly read, & on the Report of Comr. Geo. R. Atkinson made pursuant to the decree of this Court made in this cause on the 18th day of May, 1869, and on depositions filed with said report & on an agreement made on the 3rd day of February, 1876, and signed by Clement Battin, George H. Hall, R. B. Hodsdon, & M. E. Hodsdon, and this day filed in this cause, and was argued by counsel. On consideration whereof the Court doth confirm said Report, and doth adjudge, order and decree that the said Robert B. Hodsdon and Mary E. his wife, recover of said Diana Battin, Exor. of Daniel H. Battin decd. the sum of \$5000.00, being amount which the plaintiffs by their said agreement accept in place of and in satisfaction of, the sum

reported by said Comr: Atkinson as due said Mary E. Hodgesden (late Mary E. Battin) to said Daniel H. Battin, her late guardian and the costs of her suit to be levied on the goods and chattels of said Daniel H. Battin decd.; in the hands of his Exr: the said Diana Battin, and the Court doth further adjudge, order and decree, that the said Robert B. Hodgesden and Mary E. his wife, recover of said Diana Battin, as Exr: aforesaid, to be levied on her own goods and chattels, the sum of \$3860.84, balance due by her as such Exr: to said Daniel H. Battin's Est: as appears by said Comr: Atkinson's Report, with interest on \$2540.93, part thereof from the 20th of Apl: 1876, which amount when paid to be placed as a credit on the said sum of \$5000.00 as aforesaid; and that the plaintiffs have their execution for the same. And the Court doth further adjudge order and decree that Nathl. P. Goring, and John R. Kilby be, and they are hereby appointed special Comrs: for that purpose, proceed to sell the land whereof the said Daniel H. Battin died seized and possessed, subject to the dower therein of the Mrs. Diana Battin, as the same may be laid off hereunder described as a tract of land in the County of

Isle of Wight, State of Virginia, containing by estimation, 619 acres of land, more or less, and composed of several parcels, but adjoining each other, having first given at least twenty days notice of such sale, by notice at the Court House door of said County, and in one or more Newspapers published as near the premises as practicable - and by printed hand-bills, on a credit of one, two and three years, with interest from date, except the costs of suit and expenses of sale, which the said Comrs: will require to be cash, and for the deferred payments, take bonds with good personal security, waiving homestead and retain the title to said land till ordered to be made by the Court. And that in making such sales the said Comrs: will employ a competent surveyor if necessary, and may in their discretion sell said lands in such parcels and portions as to them may seem proper, and make report to Court. And the Court doth adjudge, order and decree that Charles D. Jordan, James P. Jordan, Wm. S. Grimes and J. H. P. P. Cooper be, and they are hereby appointed Comrs: any three of whom may act, to set apart and assign unto Mrs. Diana Battin the widow of Daniel H. Battin decd: for her life, one third in value of said lands, having regard to quantity and quality, and in making said assign-
ment

may call to their aid a competent surveyor -
But no sale is to be made hereunder
until the said Young and Kilby shall have
executed a bond in the penalty of \$4000.00
payable to the Comth: of Virginia, and to be
executed before the Clerk of this Court, condi-
tioned faithfully to execute this Decree and
any other Decree that they may be required
of them to execute herein -

Attest.

Teste, A. P. Young att.

Attest per J. D.

Copy Decree

for sale per

Att. Ct. 1846.

Attest per J. D.

The Depositions of George J. Heall, Joseph Goodwin, Joseph B. Hodsden, Charles D. Jordan, John T. Brambley, Edmund G. Harrison, Edwin Brambley, M. J. Young, Geo. G. Humble, J. P. A. Humble and James Thomas,
Parties of lawful Age taken on this 20th day of July 1871 before George R. Atchinson
one of the commissioners in chancery of the State of New York Circuit Court, at his office in Suffolk
field in said County, at the instance of Francis Patton executor of Daniel H. Patton dec'd, under
a decree of the said Court, pronounced on the day of 18 in said suit in which any Thomas
Brambley, late and Mary E. Patton infant orphan of Edmund Patton dec'd surviving by Augustus
Brambley her next friend, plaintiff, and Francis Patton executor of Daniel H. Patton dec'd, and in
known right and others defendants, to be used as evidence before said commissioners, touching
certain matters of fact, referred to the said commissioners for settlement by said decree,

George F. Hall being first duly sworn deposes and saith, that in 1857 or 1858
I paid Daniel McBeth about eleven hundred dollars as well as I can
recollect, for portion of Anna Dardens estate, ~~at~~ was about the time
he was building his house.

Question by plaintiffs counsel. Were you security for Samuel H. Patton as guardian
of Mary E. Patton the plaintiff? I was one of the securities and am
a party to this suit.

(The Plaintiff by counsel excepts to the examination of this witness on the ground of interest on the part of

And further this deposition shall not.

Chas. F. Hall

Joseph Goodwin being duly sworn deposes and saith, that he was indebted to Daniel H. Batten guardian of Mary E. Batten for one hundred and twenty four dollars and eight cents by bond dated May 19th 1857, and that on the 19th day of April 1859 he paid the interest there on, and on the 25th day of January 1862 he paid the balance due on the note, that the said guardian also held a bond against Deponent, assigned to said guardian by Mary A. Batten widow of Edmund Batten dec'd, for one hundred and twenty two ⁴/100 Dollars payable six months from Feb'y 14th 1857. He does not recollect when he paid this note but does not think it was later than June 1862. He also owes the said guardian a bond ~~for~~ sugar hire, for fifty five dollars payable December 25th 1857, which was paid April 19th 1859, and a bond for fifty five dollars payable December 25th 1858 on which fifty dollars was paid Jan'y 21st 1861, and he thinks the balance was paid the 25th day of January 1862.

Joseph Goodwin

And further this deponent saith not.

Joseph B. Hoasden being duly sworn deposes and saith, he was indebted to D. H. Batten guardian of Mary E. Batten fifty dollars for sugar hire in 1861 and that he paid this said hire in February 1862 as well as I recollect, in Confederate money.

And further this deponent saith not.

J. B. Hoasden

Charles D. Jordan being duly sworn deposes and saith that, he hired from D. H. Batten guardian of Mary E. Batten a sugar man in 1862 for ninety dollars, which he has now paid. That he offered several times to pay the said hire to the said Batten but he always said he did not have the bond, and further this deponent saith not.

C. D. Jordan

John T. Brambley being duly sworn deposes and swears that he was indebted to W. B. Batten guardian of Mary E. Batten in a sum which he does not now recollect; that on the 13th day of March 1862 he paid said guardian a part of said debt in Confederate money and executed a bond for sixty nine dollars and sixty two cents for the balance which bond is still unpaid; that the bond first mentioned was the only bond that said guardian held against ^{him} at the time of said Batten's death. Question by plaintiff's counsel. Did you ever offer to pay the bond of sixty nine dollars to W. B. Batten in Confederate money? I offered to pay the bond of sixty nine dollars and sixty two cents in Confederate money and he refused to receive it. Question by G. F. Heull. Did you ever know him to receive Confederate money? I do not know of any except what I paid him in March 1862. And further this deponent swears not.

John T. Brambley

Edmond G. Harrison being duly sworn deposes and swears that he owes a long time to Mary E. Batten for the year 1858, for twenty five dollars as well as I recollect that he paid off this bond by furnishing him different things and leaving a balance of twenty dollars which he paid to W. B. Batten ^{in Confederate money} that said W. B. Batten objected to receiving Confederate money but said he supposed he would have to do so. he was afraid to refuse and that people were passing Confederate money in his place and he had more than he knew what to do with. He received it but he should be taken to Richmond for refusing. That deponent also owes the same sum for 1859, for eighty dollars which bond is still outstanding and against which he claims an offset of forty five. He does not know whether Mr. Batten was in the habit of receiving Confederate money or did receive any further than as stated above. The plaintiff by her counsel excepts to so much of the foregoing deposition as refers to the declarations of W. B. Batten; and further this deponent swears not.

Edmond G. Harrison

Edward Brinkley being duly sworn deponent and sworn, that he went with William
J. Brinkley to Daniel H. Batten, to pay some money to said Batten. Mr. Batten told
him that he reckoned he had as much Confederate money as he wanted but Batten re-
served it. I do not know how much money the said Brinkley paid to said Batten
and our Government recollect ^{except that it was during the war} the date of the payment, nor does he know whether the
money was due to Batten as guardian of Mary E. Batten, or not. The payment made
was for a balance due on a bond. He does not know why W. J. Brinkley wished deponent
to go with him to Batten's. And further deponent saith not. Edward Brinkley

W. J. Brinkley being duly sworn deponent and sworn.

In the summer of 1863, about July, at our court
day, D. H. Batten remarked that he was disappointed
at not meeting Mr. R. H. Sturtevant, who had promised
to meet him to make arrangements about investing
money, he Batten, had in hand for M. E. Batten as
her guardian. I replied to him that I had
to get money to buy salt for the County, and he
could invest it in that way for a while.

Mr. Batten agreed to this, and on the 4th of
August following Mr. Batten sent me in Sturtevant
and loaned me as agent for the County \$3000.⁰⁰ in
Confederate money for which I gave him the bond
of the County payable to him as guardian of
Mary E. Batten, and on the 7th of September
following, I received from him, as such agent,
a further sum of \$2000.⁰⁰ for which I issued

to him as such guardian a similar bond
of the county. When I borrowed the first \$3000.⁰⁰
he wanted me to take more but I then declined
as I had the promise of \$2000.⁰⁰ from another
party, who failed to comply & I then went to
Mr. Batten and obtained the last \$2000.⁰⁰
On the 7th of March, 1864, by agreement, Mr.
Batten & the other parties, from whom I had
borrowed for the county, met me at the Court
house when I paid them all the money I had
borrowed & took in the county bond. After
I paid Mr. Batten he stated that he had
obtained permission to invest M. E. Batten's
money and desired me to take it to Richmond
and invest it in C. S. bonds for him as gov.
of M. E. Batten - which I did.

and further this deponent saith not.

N. P. Spruill

Counsel for the plff. excepts to so much
of the foregoing deposition of N. P. Spruill as
refers to the declarations of D. W. Batten.

John G. Womble being sworn deponent and saith that I had dealings with Daniel
McBatten preceding the war, from 1858 to 1862, that he was generally short of money
and was hard to get money out of. And further this deponent saith not.
John G. Womble
Deponent was unable to sign his name by reason of a lame hand.

William A. Womble being duly sworn deponent and saith that in 1858 Daniel Mc
Batten commenced his account with John G. Womble making an amount of \$305 up to
January 18th 1862 by July 1860 he paid in Apples and Eggs about seventy five dollars
in May 27 1861 he paid in cash One hundred dollars, in January 18th 1862 he paid
Twenty one dollars in full of balance of account, these payments were exclusive of one made
for guano which was made a few days after the guano was bought, I applied to Mr Bat-
ten a year or so after he began the account to pay the money or give us his bond but he re-
fused to do either, and I think rather stopped dealing with us, He refused to pay the account
because he said he did not have the money. And further this deponent saith not.

W. A. Womble

Refusing deposition as far as it refers to the declaration of D. McBatten an exception to
by plaintiff through his counsel.

James Thomas being duly sworn deponent and saith that D. McBatten had dealings prior
to the war with Thomas Adams and Thomas Adams & Co. ^{of which James I was a member} that he was hard to get money
out of. That he seemed to be willing to pay but did not have the money. He had a little
deal with us in 1858 and gave us his bond for the balance due which is still unpaid.
And further this deponent saith not.

Sworn to and subscribed before me this day & year first aforesaid
J. W. Thomas

Geo. DeKenna Clerk

The Deposition of Mary A Powell

Mary A Powell being duly sworn depose and say, that

Question Are you acquainted with Mary E Patton the plaintiff in this case, and if so what is your relation to her? Ans I am; she is my child.

Ques Were you in the habit of applying to Daniel H Patton the guardian of the plaintiff for money for the purchase of clothes and other necessities for his ward and did you make such application during the war for Confederate money for such purposes?

Ans. I was in the habit of making such application to D H Patton for such purposes and I applied to him during the war I went to his house on one occasion and he said he had no money that he had lent it out on bond. He never gave me any money for such purposes during the war. I went to him to get money to pay for making a pair of shoes for his ward but did not get any.

Question Before the war was he in the habit of giving you money for such purposes?

Answer Sometimes he has given me a little but I generally made the purchases in

Smulthfuld and he paid the bills

Question by G F Hall. Did you apply to D H Batten before making accounts for his ward
or after they were made. Either before during and after the war?

Ans. When the ward made ^{and} articles I applied to the guardian for the pinney but
he never gave me any ^{the or no} ~~before~~ except ~~once~~ or twice, and during the war.
He would tell me to buy the things in Smulthfuld and that he would settle
the bill.

Question. Did you ever make any bills for the ward ^{with} the knowledge of Mr Batten?

Ans. I never did. I would apply to him first and he would tell me to buy the articles
and he would pay the bills

Does further this agreement I can not.

Mary A Powell

Ernestus Hall being duly sworn deposes and saith that

Did you pay W H Batten as guardian of Mary E Batten any confidential money during the war either for him or otherwise, and if so how much?

Ans I paid him a bond of security five or eight dollars, I think it was in 1862 but I am not sure as to the date. I know a couple of years ago but I do not know whether I paid the first time before the war or not.

And further this deponent saith not.

E. Hall

I J Boykin being duly sworn deposes and saith that Mr Batten was a customer of mine for several years before the war, and at the early part of the war that he owed me an account from 1861 to May 1862 I asked him for the money but he said he had no money and he gave me a note which included this account and a note which I then held. I also had an account against him as guardian of Mary Batten which I presented to him. He told me to draw off the account and he would take over it and promised to pay it but never did. Mr Batten never paid up his bills regularly but seemed to be always pressed for money. And further this deponent saith not.

J. G. Boykin

Sworn to & subscribed before me this year and day first of June and

Geo L. Johnson Clerk

Battin p. fol.

v. 3 Deposm.

Battin 244. tab.

Returned with
cont. report &
filed.

The Commonwealth of Virginia

To the Sheriff of the County of Wight greeting

You are hereby commanded to summon George F Hall, Edmund S Harrison A P Young
Edwin Bunkley, John T Bunkley Joseph Goodwin, John S Womble, Samuel S Boykin
James Thomas William A Humble Joseph B Kordosien and Charles H Jordan personally
to appear before the undersigned, one of the commissioners in chancery of the Circuit Court
of the County of Wight at his office in Smithfield on the 20th inst (July 1871) to testify and
the truth to say on behalf of Anna Batten executrix of Daniel H Batten deceased in certain matters
of account referred to the said commissioners for settlement by a decree of the said court, in a suit
in chancery pending therein between Mary E Batten infant orphan of Edmund Batten deceased
Susan Lucy Augustus Bunkley her next friend, plaintiff, and Anna Batten executrix of Daniel
H Batten deceased and in her own right E K Batten V C Batten Mary F Batten Geo E Batten
Endera Batten and Earnest Batten (the last six infants) and Clements Batten and Geo F
Hall defendants. And this they shall in no wise omit under the penalty of \$100. And here
there this writ. Witness Geo R Schenck commissioners of said court at Smithfield, the
5th day of July 1871 in the 95th year of the commonwealth

Geo R Schenck

Patton per friends
to 3 In Chancery

Pattons Ex and others
Commissaries of the
to Winthrop

Executed by delivering
over Copies of this Deed
to the parties in person
E. J. Chapman 1776

The Commonwealth of Virginia To the Shff of Isle of Wight County,
Greeting, We command you to summon Diana Batten Executrix
of Daniel H. Batten & in her own right, John T. Bunkley and
Annanda E. his wife late Batten, E. B. Batten, W. C. Batten, Mary
J. Batten, George E. Batten, Endora Batten & Earnest L. Batten
(the last six infants) and Clements Batten and George F.
Hall to appear at the clerk's office of our Circuit Court of
Isle of Wight County, at rules to be holden for the said court
on the first Monday in April 1868, to answer the Bill in
Chancery of Mary E. Batten, infant orphan of Edmund
Batten, suing by Augustus Bunkley as her next friend, on her
own behalf and that of other creditors of D. H. Batten decd.,
And leave them there this writ. Testus N. P. Young Clerk of our
said court, at the Courthouse, the 1st day of April 1868
in the 92nd. Year of the Commonwealth.

N. P. Young Clerk.

Mary C. Batten paid.

3/4 Sum. in Aug.

Daniel H. Batten Esq.
Feb.

To Apl. rules 1868

cir. et.

Hayden Esq.

John D. & Charles D.D.
for E. & E. Esq. 1868

Executed by delivery a true copy of the Deeds
of Daniel Batten John D. & Charles D.D. George T. Hale
to Clement Batten on the 4th day of - April 1868

The joint and separate answer of Geo. J. Hall & Clements Battin, to a Bill in Chancery exhibited in the Circuit Court of Staunton County by Mary E. Battin &c. against them, & themselves.

These Respondents say that they are the securities of Reuben H. Battin to his Bond as guardian of the said Plaintiff as stated in the Bill; That in making further answer to said Bill they adopt the answer of Drana Battin as Executrix in her own right, made in this case - which answer they have read & believe it contains the facts and statements properly stated applicable to this case -

Geo. J. Hall
Clements Battin

Clerk's office of the Circuit Court of Staunton County to wit.

This day Geo. J. Hall and Clements Battin came before me and made oath that the facts and statements set forth in said Answer are true to the best of their knowledge and belief. Given under my hand this 15th day of Feb'y 1869,

A. J. Gentry Clerk.

Batten Jr
in
Batten's Env.

Answer of
Rev. J. Hall
& Clement Batten

July. 15th 1869 - filed.

To the Hon. Richard H. Baker Judge
of the Circuit Court of Isle of Wight County.

The answer of Leana Patton in her own
right and as Executrix of Daniel H. Patton
decd. to a Bill in Chancery exhibited in the
Circuit Court of Isle of Wight County against her
& others by Mary C. Patton &c.

This Respondent says, That it is true her
husband the said Daniel H. Patton died & that
she qualified as his Executrix, and that he was
the guardian of said plaintiff as is alleged
in said Bill — That her husband the said
Daniel H. Patton as such guardian received
and had charge of said plaintiff's estate, and
as such received assets for said plaintiff to
the amount of \$3781.07 on 19th Nov. 1856 —
and that the hire of said plaintiff's negroes,
and Land rents & Interest was sufficient
to pay her expenses up to the commencement
of the late war, as charged.

Your Respondent however has been
informed & believes and therefore denies that
the said \$3781.07 or that the hire of negroes
and Land rents over and above what was
from year to year collected and expended for said
plaintiff whilst ward of said deceased was
received by said deceased in full currency as

is charged in said Complainant's Bill, But
That on the contrary the said amounts were
received & held by said Deceased in good
solvent Bonds, which were held by said
Deceased to meet the amounts thus charged
to him - That by the Law of the Land the
said Deceased acting as said guardian, was
authorized to lend out or hold in good
Bonds the money of his ward which he did.

That the said Deceased having in his
hands Bonds representing the Balance reported
against him in his guardian account received
during the late war a large amount thereof
in the notes of the late Confederate States Govern-
ment, That in receiving this money he only
did so in ordinary course of ^{his} guardian
transactions as parties would desire to pay him
- That he felt bound as a citizen obeying the
Laws of said Confederate States Government to
take the currency of the Government which claim-
ed his allegiance & compelled him to obey its
Laws, and when to have refused, would have
subjected him to personal danger from the
supporters of said Confederate States Government
and possibly to arrest by the Military authorities.

That having collected the said Confederate
States money in good faith for his ward as
he did his own and as thousands of others did,

and finding it on his hands and unable to lend it out on good security, he did, ~~as~~ as the Law authorized him to do, applied to the Hon. Richard S. Baker Judge of this Circuit for an order to invest \$5191.95 which was granted and the investment made as set forth in the record and which was allowed to said Deceased by Commissioner Young, in making up his guardian account, as he ought to have done.

This Respondent further says that there is no error, as is alleged in said Bill, in the said guardian accounts because Commissioner Young has allowed bills as credits to said guardian, paid in Confederate money.

For this Respondent says that as the Deceased only had Bonds on hand representing his apparent indebtedness to said plaintiff, he could only collect in Confederate money, & no other currency, & paid the same currency out in payment of his said ward's expenses, and hence should be allowed the same, as the Commissioner has done.

This Respondent further says that there is no error in said guardian accounts in not allowing the ward interest at the expiration of thirty days from 31st Dec. in each year — the end of the fiduciary year

— because ^{by} the Law of the Land a guardian
is only required to lend out or invest money
in his hands if it is not necessary to retain
it to meet accruing expenses of a ward,
but that he is allowed to retain a reasonable
amount without being charged with
Interest thereon in order to pay current
expenses — as was done in this case.

This Respondent further says that if
such money thus retained was not necessary
to pay current expenses of the ward, that yet
no interest should be charged the guardian
at the end of thirty days after the negro bill
& Land rents became due unless he
actually collected & received the same
& which this Respondent says the Deceased
did not do as she truly believes but held
the Bonds therefor, in which case no interest
is chargeable to said guardian except at
the end of the current fiduciary year.

This Respondent further says that her
Late husband, the said Daniel B. Patton
was an upright, conscientious & honest
man & had the Interest of his ward & niece
(the said plaintiff) at heart and managed
her estate to the best of his judgment, and
in a manner as good as he did his own.

That he, in all his transactions as such

guardian acted in good faith - That he
is now Dead & not here to answer and
explain for himself; That he has left this
Respondent his widow and her children,
to live as best their poverty will allow, and
that to require the payment of the plaintiff's
demands, would but be making the Deceased
and his helpless family responsible for the
losses of the late war - a principle at
variance with all equity - That the Deceased
used every reasonable care in the management
of his said ward's estate, and should not
now be made to make the losses incurred in
the manner referred to.

And now having answered - prays
to be hence dismissed &c

John R. Kelly, p. o.

Clerk's office of the Circuit Court of
Jesse of Wright County, to wit.

This day Diana Batten came
before me and made oath that the facts &
statements contained in the foregoing
answer are true as she verily believes.

Given under my hand this 15th day of
February, 1869.

A. J. Young, Clerk.

Battin Jr

n

Battin's art sac

anem th

Diana Battin Est
Jr.

July. 15th - 1869, filed

To the Honorable Richard H Baker, Judge of the
Circuit Court of Law and Chancery for the County of
Isle of Wight in Chancery sitting.

The joint & several Answers of Mary O Bankley
Josephine Bankley Ruth W Bankley & an unnamed
infant child of John F Amanda E Bankley -
Eugene S Battin, Virginia C Battin, Mary F Battin,
George E Battin, Endora Battin, & Ernest E Battin,
infants by N P Young their guardian ad litem, to
the bill of complaint in said court exhibited by
Mary E Battin against them & others. -

These defendants jointly & severally answering, say
that they know nothing of the allegations in said
bill contained. That they are infants under twenty
one years of age & submit their interest in the
premises to the protection of this honorable court.
And having answered they pray hence to be dismissed
with their costs in this behalf most unreasonably
expended & they will ever pray &c -

N. P. Young gov. ad litem

Battin p. fol.

s. $\frac{3}{4}$ luy.

Battin sal.

Infants amarr.

Apl. Ruls 1868 folio

To the Honorable Richard H. Baker Judge of the Circuit Court of Law & Chancery for the County of Isle of Wight in Chancery sitting; Humbly complaining, sheweth to the Court, your complainant Mary E. Battin infant orphan of Edmund Battin dec'd suing by Augustus Buckley as her next friend on her own behalf & that of the other creditors of Daniel H. Battin dec'd - that on the 7th day of July 1856, one Daniel H. Battin was appointed by the County Court of the County of Isle of Wight as guardian of your complainant & duly qualified therein as such guardian, & with Clements Battin & George F. Hall as his sureties executed before said Court a bond in a penalty of \$20000.00 conditional for the faithful performance of his duties as such guardian - Official copies of the order of appointment of said guardian & of said bond respectively marked A & B. are herewith filed & prayed to be taken as a part of this bill - that by virtue of said guardianship the said Daniel H. Battin received of the property of your complainant a large number of valuable negroes & \$3781.00 in money, that the hires of said negroes & the rents of your complainant's land, with the interest on said money - yielded an income more than sufficient for the support of your complainant - & that on the 6th day of July 1862 money had accumulated in the hands of her guardian from these sources to the amount of \$6412.18 in par currency, as shown by the account of said guardian on that date herewith filed and prayed to be taken as a part of this bill - that said

Exhibits
A & B.

Exhibits-
C D E + F

guardian returned accounts of his transactions to the 6th day of July 1863 - on which date the commissioners reports a balance due from said guardian to said ward of \$6430.95 - copies of which accounts marked respectively C - D - E + F are herewith filed and prayed to be taken as part of this bill - that the guardianship of the said Daniel H. Batten was terminated by his death on the 26th day of June 1866 that before his death the said Daniel H. Batten had made + published his last will + testament, which at the July term 1866 of the County Court of the County of Isle of Wight was admitted to probat + the widow of said testator Dianna Batten

Exhibits
G + H -

nominated in said will as executrix qualified as such - certified copies of which will, of the certificate of probat thereof + of the qualification of said executrix respectively marked - G + H - are herewith filed + prayed to be taken as part of this bill - that subsequent to the death of the said Daniel H. Batten, his executrix has returned an account of his transactions as guardian of your complainant to the 26th day of June 1866 the date of the death of the said guardian, showing a balance

Exhibit
- I -

due from said guardian to your complainant of \$1470.03 - a copy of which account marked I - is herewith filed + prayed to be taken as a part of this bill - that the said accounts are erroneously stated + your complainant has been greatly prejudiced thereby - your complainant is advised that she has

a right to reopen the said settlements to have the accounts settled on correct principles. She therefore charges the said accounts to be erroneous in the following particulars, 1st that in all & each of said accounts the rents & hires averaging in each year from \$500.00. to \$600.00 & collected by the said guardian annually on the 31st of Dec in each year, are not invested until the 6th of July the end of the fiduciary year, whereas only 30 days should have been allowed the said guardian for the investment of said rents & profits that by this error the said guardian is allowed to keep idle or to hold for his own benefit in each & every year of his guardianship the sum of \$500.00 or \$600.00 without interest. That on account of the youth of your complainant her expenses were small & the interest in each year on the balance of the previous year was sufficient for her support. 2^{ndly} that in the accounts ending respectively on July 6th 1863 & July 6th 1864. no distinction is made between the receipts in Confederate & par currency; in the first of these accounts the receipts of rents & hires in Confederate currency amounted to \$462-65- while the disbursements in Confederate currency that year amounted to \$652-96 the disbursements in Confederate money exceeding the receipts in that currency in that year in the sum of \$190-31- which amount of Confederate currency absorbs that amount of par

currency - that in the latter of said accounts while the receipts in Confederate currency amount to but \$156.00 the disbursements in that account in Confederate currency amount to \$714.94 + the excess of disbursements above receipts in Confederate currency is made to absorb or sink an equal amount of par currency. Such mode of stating the account was alike proper + necessary at the time the account was made up, there being then no standard ^{of} value for Confederate currency and no rule for scaling the same.

3^{dly} the allowance in the said accounts ending July 6th 1864 of the respective investments of \$4891.95 - + of \$300.00 as of March 1864, - was improper as no such amount of Confederate currency did or could have legally come to the hands of said guardian in the due exercise of his trust. That the foregoing accounts show that the rents + hires received by said guardian between the 6th of July 1862 + the 6th July 1864 amount in the gross to but \$618.65 + were more than consumed by the disbursements in Confederate currency in those years - that the account ending in July 6th 1862 shows a balance due the Ward of \$6412.18 which balance was in par ^{or equivalent} currency, as no rents or hires are credited subsequent to the 31st Dec' 1861 when Confederate currency was at or nearly at par. That even the excess of receipts of that year over disbursements as well as such excess for

the two subsequent years inclusive, do not amount to one fourth of the sum invested by the said guardian in Confederate bonds & certificates. Your complainant therefore denies the truth of the statement contained in the Petition of said guardian (filed with said report) praying the Court to confirm his aforesaid investment of \$4891-95 - which Petition charges that the Confederate funds thus invested had been received by said guardian from rents & negro hires in the due exercise of his trust as guardian. That upon the correction of said errors & a proper statement of said accounts a much larger sum will be due your complainant than the aforesaid balance of \$1470-03 shown by said account to be due her. That the said executrix of said guardian refuses to pay to your complainant the sum which would be justly due her on the correction of the errors aforesaid as well as the balance aforesaid of \$1470-03 now shown to be due her by said account. That your complainant is informed & so charges, that she has a right to have the foregoing accounts corrected as to the foregoing errors & the true balance due her ascertained & payment of the same decreed her out of the personal estate of said Daniel H. Butler or if that should prove insufficient, his real estate may be subjected to the payment of the same & if said real & personal estate should both prove insufficient the aforesaid sureties of said guardian may be made

liable therefor. That the said Daniel H. Battin died seized & possessed in fee simple of the following real estate in the County of Isle of Wight, to wit: One tract devised by the aforesaid will to H. Battin & to the said Dianna Battin, of 480 acres on Jones Creek adjacent to the lands of E. T. Bunkley & F. W. Andrews, & another tract of 139 acres adjacent to the former & the lands of Augustus Bunkley E. T. Bunkley & of the heirs of J. B. Southall dec'd. That said Daniel H. Battin left as his distributees & heirs at law & beneficiaries under his will, his ^{widow the} aforesaid Dianna Battin, his daughter Amanda E. Bunkley wife of John Bunkley, Mary V. Josephine ^{South} W. & an unnamed infant - children of the said John T. & Amanda E. Bunkley. Eugene B. - Virginus C. - Mary F. George C. Endora & Earnest L. Battin, the last ^{ten} of whom are infants. That your complainant is without remedy at law, & can only be relieved by the aid of this honorable court of chancery where matters of this sort are cognizable.

To this end your complainant prays that the said Dianna Battin in her own right & as executrix of Daniel H. Battin, George F. Hall Clements Battin, John T. Bunkley & Amanda E. Bunkley his wife Mary V. Bunkley, Josephine Bunkley, Ruth W. Bunkley, & an unnamed infant child of John T. & Amanda E. Bunkley, Eugene B. Battin, Virginus C. Battin, Mary F. Battin George C. Battin Endora Battin & Earnest L. Battin, the last ten infants by some person appointed their guardian ad litem

to defend them in this suit, may be made parties
defendant to this bill & be required to answer the
same. that foregoing accounts may be corrected &
reformed & the true balance due your complainant
ascertained & an account taken of the complainants
demands & that of the other creditors of said
Daniel H. Batten who may choose to become parties
to this suit on the condition of contributing to
the cost of the same - that all other necessary
accounts may be taken - that payment of your
complainants demand may be decreed her out
of the personal estate of said testator, & if the
same should prove insufficient for that purpose
that the said real estate may be subjected to the
payment thereof, & if both the personal & real
fund should prove insufficient that the said
sureties may be made liable therefor - that such
other & further relief may be granted as to the
court may seem meet & may consist with the
equity of the case, your complainant will ever
pray &c -

Hayden P. G. —

Nayden fig.
Mary E. Battin pr. fd.
vs: J. Bell

D. H. Battins' Exor. ads.

1868.
Apl. rules - filed

Upl cir. Ct. 1881.
Repts. of Comm.
Young Conf d.
De. to receive
Dues to Court House
& Grand Sec

Mayam pgs.
Battin pr. fd.

4
to. } Chy. papers.

Battin's Exch. & al.

1868.

Apr. Rules Bill & filed.
Sum. 2nd. on adult debs.
& decm nisi - Geo. as litig
app? to cts. this ans. filed &
refl.

May Rules - Bill taken for
confessed as to the adult
debs: and set for hearing.

May term - contd.

Octo. " contd.

May 1869, Decm for acts.

Octo. " contd.

May 1870 - contd

Contd. from May, 1870 to
Apr. 1876 & then down to
Sept 5 for each report. fd.

~~Oct. 1877. Repts.~~

Oct. 1876. Repts of case
Curt. v. Rde. v. Summies

Apr. 1877 & Octo. 1877. Contd.

"

Apr. 1878. Contd.

"

Dec. 1878. De. to Collect.

various papers out to

"

Apr. 1879. Final Decm.

Octo. " Reinstated on the
arrest Final Decm.

Apr.

Octo. ch. 1880. Reinstated
to arrest, & De. v. Battin
Chmms to show cause re

Dec. 1880 De. for
account

Groce Tract-

A Line Commencing at a But-on Doves and along
that-Ravine across the field to another Ravine;
Thence along that-Ravine to Jones Creek; thence
along that-Creek to Corner on John Daniels
Thence along the Creek to the beginning will
enclose an area of 132 acres.

Doris Tract -

Commencing at a Big Pine on the Old Iron Road to a Swamp on Andrews; Thence along that Swamp to its intersection at a Gut in the Marsh on the Butts Tract; Thence along that Gut to Corner on Lanthorn Butts & Doris; Thence along Jones Creek to a Gut between Doris & Grace to a head of Bottom Thence across the field to the head of another Bottom to a corner at a Gut in the Marsh between Doris, Grace & Bassett, thence along a Ravine to Bassett's Road Thence along that Road to an old Oak Corner on Robt Todd & Goodrich (land formerly belonging to Est. of Willis Wilson). Thence along a line of marked trees to Corner on Andrews & Goodrich; Thence to the Big Pine the Commencement; Enclose an area of 334 Acres known as the Doris or Home Tract.

Butts' Tract -

A Line commencing at a very large Hickory
between Geo Andrews, Aug Bunkley & Butts' Tract -
along the Old Town Road to a Swamp on
Andrews; thence along that Swamp to its intersection
with the Davis' Tract -; thence along the Moritz
to a Gut between Southwell & Butts; thence
along that Gut & Swamp to a marked tree
(a pine); thence along a line of marked trees
to a small Holly & Mulberry to corner on A. Bunkley
thence along a line of marked trees near Bunkley's
fence to the old Hickory. Will enclose an area
of 214 acres known as the Butts' Tract -

Commissioner's Office,

Isle of Wight Co. Va., Nov. 11th 1880.

To Clements Patton and George
H. Hall

Plaintiffs,

and to

Defendants:

You are hereby notified that I have fixed upon the 10th day of January, 1881, to take and settle, at my office aforesaid, the following accounts, to wit: A statement of what part of the purchase money for the real estate in the proceedings mentioned in the said *Bedden v. Patton* has been paid by the said Hall & Patton, respectively, and if either has paid more than his share then also a statement showing what amount on account thereof is due to him who has so paid more than his share by him who may not have paid his proper share or proportion; and also all other facts deemed pertinent by said Commissioner or which any of the parties may require to be so stated.

Required to be taken by a decree of the Circuit Court of Isle of Wight County, rendered on the 20th day of October, 1879; in a suit in Chancery depending in the said Court, in which you are parties, ~~plaintiffs~~ and defendants; at which time and place you are required to attend.

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

A. J. Spence

Commissioner.

Hoodsdon et al.

vs. 3 Cured
noted

Bath in adw. et al.

To 10th Jan. 1881.

Executed by delivery
to Charles Bartlett
a copy of the return
Dec 10th 1880

L^d J. Edwards
Shft

Know all men by these presents. That we
S. P. Young, John R. Kilbey, Geo. F. Hall and
Allen Ballen are held & firmly bound unto
the Commonwealth of Virginia in the sum
of four hundred dollars to the payment
whereof, well & truly to be made, we bind
our selves, our Heirs, Executors and Administrators
jointly & severally, firmly by these presents.
As witness our hands & seals, this 1st day of
October in the year of our Lord, one thousand
eight hundred & seventy six, and we each
waive the benefit of our Homestead as
to this obligation. The condition of the
above obligation is such, That when as
by a decree of the Circuit Court of Isle-
of-Wight County, pronounced on the 22nd
day of April in a cause depending in
the said Court, in which R. B. Hodgeson
& Mary H. his wife, late M. H. Ballen are
Plaintiffs & Dorcas Ballen Exr: of Daniel
H. Ballen, decd: are etc. are defendants,
the above bound S. P. Young and
John R. Kilbey were appointed a special
commissioner to see the lands whereof
the said Daniel H. Ballen died, seized
& possessed, in the decree & proceedings
mentioned. Now if the above bound
S. P. Young & John R. Kilbey shall faithfully

discharge his duties as Commissioner
under the said decree, or any future
decree in said cause, then the above
obligation to be void, otherwise to remain
in full force & virtue.

Signed, sealed, & delivered
in the presence of

A. P. Young (seal)
John R. Kilby (seal)
Geo. F. Hall (seal)
Clement Ballin (seal)

In the Acts office of the circuit court
of Allegheny County Oct. 2^d 1876, this
bond was executed & admitted to record
Teste

A. P. Young Atk.

A copy Teste,

A. P. Young Atk.

Ballin's Copy. Feb.
this 2^d Oct. 1876.

Notar. publ. in
v. J. Coffey Comm.
Grand.

Commissioners Office, Smithfield
July 20th 1876

To Mary E Batten, infant orphan of Edmund Batten dec^d, suing by Augustus Bunkley
her next friend Plaintiff
And to, Maria Batten executrix of Daniel H Batten dec^d & in her own right, John T Bunkley
and Amanda E his wife, late Batten, H P Young guardian ad litem of E R Batten,
H Batten, Mary F Batten, Geo E Batten, Endora Batten, and Earnest Batten, (the last
six infants) and Clements Batten and George F Hall Defendants.

You are hereby notified that I have fixed upon the 22nd day of August next, if fair
if not, on the next fair day thereafter, (Sunday excepted) to take and settle at my
office the following accounts:

- 1st An account of the transactions of Daniel H Batten as guardian of said Mary E
Batten, taking the separate accounts of said guardian heretofore rendered to court and re-
corded, as prima facie correct, subject to be discharged and falsified by either party.
- 2nd An account of the transactions of said Maria Batten as executrix of Daniel H Batten dec^d.
- 3rd An account of the debts due and unpaid by said Daniel H Batten or his estate and
their priority.
- 4th An account of the real estate of the said Daniel H Batten, and its full value
and annual value.

Required to be taken by decree of the Circuit Court of Isle of Wight County ordered
on the 18th day of May 1879 in a suit in chancery depending in said court, between
Mary E Batten suing by Augustus Bunkley her next friend plaintiff, and Maria
Batten in her own right and as executrix of Daniel H Batten dec^d and others, defendants,
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 of us said

Geo H Peterson Com^r

Entered on A Drunkley

E. L. Riley Dr
for F. Smith & Co.

Batter per friend

W. J. Coward & Co.

Batter per friend

Mary C. Battis, in account with
Daniel H. Battis her Son.

1863

August		To cash advanced ward for necessaries	110 00	
Decr.	14	" " " Mother of ward for clothing	100 00	
"	21	" " " same for same	100 00	
"	25	" paid W. L. Powell for board 1863	75 00	
"	30	" Cash paid Dr. for necessaries furnished ward	127 00	

1864

March	14	" " " Robt H. Whitfield fee for obtaining order to invest funds	30 00	
"	18	" " " for \$4500. U. S. 8 per. cent. bonds purchased under order of Judge Richard H. Baker of 21st Sept 1863.	4891 95	
"	"	" " for \$300. Confederate States 4 ps. ct. scrip under same order	300 00	
"	"	" " paid Miss Hodsden tuition in 1863.	14 44	
"	"	" This sum over chd. Edu. in hires of 1862 for Scott, who went to the Sankus in December 1862	5 84	
"	"	" This sum over chd. Edu. in hires of 1862 for Robert who went to Sankus 18th June 1862	21 87	

1864

March	18	" " " over chd. Edu. in hires of 1862 for Hannah who went to the Sankus 18th June 1862	4 50	
"	"	" Do Do for hire of old Peter " "	10 00	
"	"	" " " for hire of Dick " "	64 78	
"	"	" " Commissions on \$156. repts. of hires & cents	8 88	
"	"	" " Commissions on \$316.75 repts. of interest	15 83	
"	"	" Balance due the ward pr. contra	1196 79	

1863

July	6	By balance due ward on last a/c.		6630 93
Decr.	31	" hire of Eli this year		81 00
"	"	" rent of land		75 00
March	18	" interest on \$6630. 93 to date when \$4891.95 invested		278 00
July	6	" interest on \$1758.98 bal. after investment		38 25
			\$7103 68	\$7103 68

1865	July 6	To Commissions on \$226.80 recd.	11 34	
	"	" Balance due the ward pr. contra	1412 25	
1864	July	" By this sum due on last a/c.		1796 79
Dec.	31	" rent of land		75 00
	"	" hire of Eli to date		80 00
1865	July 6	" interest on last balance to date		71 80
			<u>\$1423 59</u>	<u>\$1423 59</u>
1865	July 24	To paid Mrs. Powell for ward	25 00	
	"	" Jno. A. Jordan	10 00	
	"	" Clk. & Comm. fees for last a/c.	4 16	
1866	June 26	" " Comm. for this a/c.	4 50	
	"	" pay Clk. for filing & recdg. same	1 75	
	"	" Commissions on recd. of \$158.62	5 43	
	"	" balance due the ward pr. contra	1470 03	
1865	July 6	By balance to date due ward		1412 25
	"	" hire of Eli five months, when he was free		33 30
1866	June 26	" interest on last balance to date		75 82
			<u>\$1520 87</u>	<u>\$1520 87</u>

Commissioner's Office Isle of Wight Co. Va.
November 1st. 1866

To the County Court of Isle of Wight Co.

Your commissioner reports to the Court that Diana Battin the executrix of Daniel H. Battin decd. submitted before him a statement of all the moneys the said Daniel H. Battin had received, become chargeable with, or had disbursed, for the said Mary C. Battin during the periods embraced in the foregoing a/c. together with the vouchers for the disbursement. That your commr. embraced the said gdn. in the list of fiduciaries whose a/cs. were before him for settlement, which was posted at the Court House door on the 1st. of September last, and on the date of this report five days having elapsed since the said list was so posted & made up & completed the foregoing a/c. And on the 26th. day of June, 1866, at the death of said gdn. finds a balance due to the said Mary C. Battin from said gdn. of \$1470.03. Your commr.

reports further that the sum of \$4891.95 and \$300.00 charged in the said a/c. as expended for the Confederate States 8. pt. ct. Bonds, and 4 pr. ct. Confederate States script, were expended under an order of Richd. H. Baker of the Circuit Court of said County bearing date the 21st day of September 1863, which order together with the petition of the said gdn. asking for said investment are herewith filed, marked A, as a part of this report. The U. S. Bonds and script were exhibited to your commr. since under my having as a commr. in Chancery of said County Court, the day & year first aforesaid A. P. Young commr.

In Isle of Wight County Court held Office Dec. 3rd 1866 the foregoing a/c. having been filed for one month, and no exceptions having been filed & taken thereto, was confirmed & ordered to be recorded.

Teste

A. P. Young Clk.

A.

To the Hon. Richd. H. Baker Judge of the Circuit Court of Isle of Wight: Humbly represents to your Honor, your petitioner Daniel H. Battin, that he is the gdn. of (his niece) sue Mary C. Battin infant child of C. Battin decd, and that in the due exercise of his trust, he has received at various times from negro hires, rent of land & several sums of money amounting to between 3 and 4000 dollars, belonging to his said ward. That being in the County of Isle of Wight near Pagan & Morris Creek, he deemed it unsafe to keep money about him, especially as his premises have been entered & plundered many times, night & day, during the year 1862, especially under these circumstances not knowing what to do, he invested for its safety, the amt. in int. bearing bonds or certificates of the Confederate States. His ward not being of age, & therefore he being unable to pay the same over, he prays, that the Hon. Court will satisfy the investment: heretofore made, & grant him to receive any other sums that may be received by him, as aforesaid, in interest bearing bonds, or certificates of the

Confederate States, or of the State of Virginia, or any other sufficient bonds, or securities of or within the said state, or according to the provisions of the Act of the General Assembly of 5th. March 1863. Your petitioner will be

Daniel H. Battin gen.
of Mary C. Battin. By
Robt. H. Whitfield, his Attorney

This cause coming on to be heard, on the petition of Daniel H. Battin gen. of Mary C. Battin, the court doth adjudge, order & decree, that the investment hereafter made by the said Daniel H. Battin, as gen. as aforesaid in interest bearing bonds or certificates of the Confederate States, be & the same are hereby ratified & confirmed, and the court doth further grant leave to the said Battin, to invest any other sum, received by him in the due exercise of his trust of gen. aforesaid, in interest bearing bonds or certificates of the Confederate States, or of the State of Virginia, or any other sufficient bonds or securities of or within the said state -

Given under my hand, as a Judge of the Circuit Court of the County of Isle of Wight, in vacation, this 21st. day of Sept. 1863.

Richard H. Baker -

In the County Court of Isle of Wight Co. Va. Clerk's Office Jan. 1st. 1864 the within report was admitted to record -

Teste, N. P. Young, Clk.

copies

Teste

N. P. Young Clk.

Filed

In the County Court of Isle of Wight County the 2^d day of July 1866.
The last will and testament of Daniel N. Ballin dec:
was proved by the oaths of George Cooper and James P.
Jordan, the subscribing witnesses, thereto and ordered to
be recorded. And on the motion of Deana Ballin
the Executrix therein named, who made oath, and
without security, as requested by the will, entered
into & acknowledged above in the pecuniary of \$7000.00
with condition according to law, Certificate of probate
is granted her on said will in due form.

a copy.

Test, N. P. Connybly.

Ariana Batten Exec. of
Daniel W. Batten decd.
Certif. of probate.

Exhibit - 14

In the name of God Amen.

I, Daniel H. Battin of the county of Isle of Wight and State of Virginia, being of sound mind & memory, do make and ordain this my last will & Testament, revoking all others heretofore made by me, in manner and form following, to wit:

- 1st. I leave unto my wife Diana Battin all my chattel and real estate, of whatever kind (after paying) all my just debts) so long as she remains my widow, with the express understanding that my youngest children be educated and cared for out of the same.
- 2nd. I wish it expressly understood that should my wife Diana Battin marry again then and in that case, I leave it discretionary with her to take her dower, what the law allows her for life, or a child's part in fee simple.
- 3rd. It is my will and desire that, if in the judgment of my wife and her advisers, it be for the interest of my estate, at any time to dispose of the Butts estate, or tract of land, I desire that the same be sold and the proceeds of the same be loaned to my wife as the other property is devised.
- 4th. It is my will and desire that at the death of my widow Diana Battin or after she shall have married again, that my daughter Amanda E. Bunkley have during her natural life two thirds of a child's portion of my estate then remaining then to her children & then his heirs. But should my daughter Amanda E. Bunkley leave no child, I desire that the same two thirds portion of one share shall revert back to my remaining children.

5th

It is my will and desire that the remainder of my estate after taking therefrom the portion bequeathed my daughter Amanda E. Bunkley, be equally divided between my other children then living, to them and their heirs forever.

6th

It is my will and desire that none of my real estate now remaining be sold for a division among the heirs, or disposed of at any time unless they become unmanageable.

7th

I appoint my wife Deana Batten Executor of this my last will and testament, and desire the court to permit her to qualify without security. In witness whereof I have hereunto set my hand & seal this 16th day of December 1862.

Signed in presence of

Daniel H. Batten (Seal)

George Cooper

James P. Jordan

In the County Court of Isle of Wight County, the 2nd day of July 1866, this will of Daniel H. Batten was proved by the oaths of George Cooper and James P. Jordan, the subscribing witnesses, and ordered to be recorded.

Teste.

A. D. Gunglitt

A copy. Teste, A. D. Gunglitt.

Daniel H. Batten

Will

a copy.

Exhibit - 9

Mary E. Battin

In account with Daniel H. Battin, her guardian

1861

Decr.	31	To paid W ^m H. Jordan for clothing pr. acct.	11 98
"	"	" " taxes for 1861. do.	39 14
"	"	" " Clerk's fee - do.	1 00
1862	"	" " for Keeping Olive & four chld: 1861	50 00
Janry.	"	" " N. F. Powell for necessaries -	2 50
"	"	" " for extra clothing for negro Olive & children -	12 26
"	"	" " W ^m H. Jordan. clothing pr. acct.	89
"	"	" " Geo. R. Atkinson for for taking evidence in regard to runaway negroes	2 55
July	3	" " Geo. F. Hall for blankets for do.	5 00
Mar.	17	" " N. F. Powell for money ad. saved for same	20 00
"	"	" " Jos. Holladay. midwife fee for negr.	2 00
Apr.	"	" " D. B. Pastor for 1/2 yd: of black silk	1 88
July	6	" " board for 1861	125 00
"	"	" " Comm: on \$946. 95 - recpts @ 5 pr. ct.	47 34
"	"	" " Balance per contra -	6412 18

1861.

July 6.	By Balance on last acct. reported	5786 77
Decr. 31	By " hire of Eley. \$80. Peter \$50.	130 00
" "	" " " Dirk \$115. - 1861. Robert \$100.	215 00
" "	" " " Ary \$18. Scott. \$115. Hannah \$8.	141 00
" "	" " " Hardy for 9 mos. when he went to Kentuck	63 75
" "	" " rent of land in 1861.	50 00
1862 July. 6	" int. on \$5786.77. last yr's balance	347 20
		\$6733 72 \$6733 72

1863

Janry.	6	To pd. N. F. Powell board for 1862. pr. acct.	125 00
July	4	" " Julia B. Hodge, 1861 & 62	14 44
"	"	" " N. F. Powell clothes & shoes. 1862 & 63	41 30
"	"	" " Do Do , 1863	235 50
"	"	" " taxes of , 1862	60 96
July	6	" " Comm: on \$871. 73 recs. @ 5 pr. ct.	43 58
"	"	" " for Keeping Olive & four children for 1862	100 00
"	"	" retained to pay comm: for this acct. & copy	8 00
"	"	" " " clk. for fly: & ready:	4 00

July 1863-2	To Balance due the ward per contra	\$6630 95	
		\$7283 91	
July	6. By balance on last acct.		\$6412 18
Decr.	31. " hire of Ely \$81. Peter \$60. Scott \$70 for 1862		211 00
	" " " Dick \$100. Robert \$90. Amy \$18. " 1862		208 00
	" " " Hannah \$18. rent of land \$50		68 00
	(Negro Louisa left with ward as servant.)		
July.	6. By int. on \$6412.18. last balance		384 73
		\$7283 91	\$7283. 91.

Commissioner's Office, Isle of Wight County.
April 13th, 1864.

To the County Court of said County:

Your commissioner reports to the Court, that on the 7th day of March last Daniel H. Battin, guardian of Mary E. Battin, exhibited before him a statement of all the money he had received, become chargeable with, or had disbursed, during the period embraced in the foregoing accts. together with the vouchers for the disbursements. That your commissioner embraced the said guardian in the list of fiduciaries, whose accts. were before him for settlement which was posted at the front door of the Court-house on the first day of the last Court, and on the date of this report, (ten days having elapsed since the said list was so posted) made up and completed the foregoing acct. and on the 6th day of July, 1863, finds a balance of six thousand six hundred and thirty dollars and ninety three cts. (\$6630.93) due from the guardian to his said ward. The commissioner finds and so reports that the guardian has given such a bond as the law requires, in a penalty and with security sufficient. Given under my hand as a commissioner of the said Court, the day and year first aforesaid.

N. S. Young Comm.

In the County Court of Isle of Wight County, June 6th, 1864 the foregoing account and report having been filed one month, and no exception made thereto, was confirmed and ordered to be recorded.

Teste - R. P. Young cc.

By Publick L

Mary E. Battin

In account with Daniel H. Battin her guardian

1860-

Decr. 23	1861	To cash to ward pocket money.	\$ 2 50
Jan'y:		" paid for attendance on Cherry, a sick negro of ward's	5 00
Mar: 11		" Cash to ward for necessaries	5 00
		" paid N. F. Powell for board. 1860.	125 00
July 1.		" paid Mother for cash for sundry " necessaries at different times.	23 41
July 1.		" paid taxes for 1861.	35 50
"		" " J. F. Boykin for clothing	31 59
"		" " Wm H. Jordan " do	27 34
"		" " Thomas Adams & Co. for medicine	3 50
"		" " Dr. W. F. Jordan. med. acct.	42 75
"		" " Jos. Holliday for keeping negro Olive & three children 1860	45 00
"		" " Commissions on \$979.40 - receipts	48 97
"		" retained to pay Comm. for this act.	2 50
"		" retained to pay clk. for wdg. the same	1 50
"		" Balance per contra	5786 77

1860

July 6		By balance on last account	5206 83
Decr: 31		" hire of Elipha. Scott. \$120.	220 00
"		" " " " Dick \$120. Peter \$66.	186 00
"		" " " " Robert \$100. Hardy \$85	185 00
"		" " " " Aug. \$18. Hannah \$8.	26 00
"		" " rent of land to N. F. Powell.	50 00
1861- July 6		" int. on last year's balance	312 40
			\$6186 23 \$6186 23

Commissioner's Office, Isle of Wight Co.
April 18th, 1863.

To the County Court of said County:
Your Commissioner reports to the Court, that on the 1st of January last, Daniel H. Battin, guardian of Mary E. Battin, exhibited before your Commissioner a statement of all the money he had received, become chargeable with, - had disbursed, during the period embraced in the foregoing account together with the vouchers for the disbursements. That your Commissioner

embraced the said guardian in the list of fiduciaries, whose accounts were before him for settlement. which was posted at the Court-house door on the first day of January Court last. And on the date of this report, made up and completed the foregoing account. And on the 6th day of July, 1861, finds a balance of \$5786.77 due from the guardian to the ward. The guardian has given such bond as the law requires, in a penalty, and with security, sufficient. Given under my hand as a Commissioner for said County Court, the day and year, first above said.

N. P. Young Comr.

In the County Court of Sol of Wight, June 1st, 1863, the foregoing account and report, having been filed one month, and no exception filed thereto, were confirmed and ordered to be recorded.

Teste - N. P. Young - C.C.

a copy.

Teste

N. P. Young tellr.

Exhibit - E -

Mary E. Ballin, in a/c. with
Daniel H. Ballin.

1858

Dec.	30	To paid price for hiring out negroes	1	00
"	"	Wm. H. Jordan, clothing for self & negroes	15	48
"	"	Jos. W. Gray for extra shoes for negroes	1	50

1859

April	"	"	S. G. Boykin for clothing &c	49	55
"	"	"	for tunnel bedstead for ward	4	50
"	"	"	Layes on real & personal estate 1858	83	85
"	"	"	Clerk's fee	1	30
"	"	"	Robert H. Whitfield adme. A. G. Boykin and a/c.	5	50
"	"	"	D. B. Pastens necessities for self and negroes	15	78
"	"	"	Joseph Holliday, midwife fee to negro woman	2	00
"	"	"	N. F. Fowler for necessities for ward	41	20

June

"	"	"	Dr. for board of ward nurse for 1858	125	00
July	6	"	" This sum being error of interest on the amt. received by Edu. from his Mother who is Edu.	37	81
"	"	"	" Commissions on \$900.60 re. - expts of income, this to pay Com. for making this a/c. and copy for Edu.	3	50

"	"	"	" Balance due ward pr. contra of profits and principal	489	60	\$4176	75
				\$900	60	\$4176	75

1858

July	6	By this sum due ward on last a/c. To date		4176	75
Dec.	31	"	Line of Eli \$130. - Line of Peter \$75: for 1858	205	00
"	"	"	Line of Lottie \$110. " Dick \$110.	220	00
"	"	"	" Cora \$25. " Robert \$50.	85	00
"	"	"	" Harry \$55. " Louisa \$5.	60	00

1859
July 6 Byline of Olive and 2 children 5 00
" rent of land 75 00
Interest on last year's balance to date 250 60
\$ 900 60 \$ 419 75

Commissioner's Office Sls. of Wight County,
February 8th. 1861.

To the County Court of Sls. of Wight County,
Your commissioner reports to the court, that on the 20th. day of Decr. 1859 Daniel H. Batten, Edu. of Mary C. Batten exhibited before me a statement of all the money he had received become chargeable with or had disbursed during the year ending on the 6th. day of July 1859, together with the vouchers for the disbursements. That your comr. embraced the said Edu. in the list of fiduciaries whose a/cs. were before him for settlement, which was posted at the front door of the Court House of said county, on the first day of January court last, and on the date of this report (ten days having elapsed since the same was thus posted) made up & completed the foregoing a/c. And on the 6th day of July 1859 finds a balance of \$466.35 due from the said Edu. to the said ward. Upon Comr. reports that the Edu. has given such bond as the law requires in a penalty and with security ample and sufficient.

Given under my hand as Comr. of said Court the day & year first aforesaid.

T. P. Loungee comr.

In the County Court of Sls. of Wight county. Spec. Decr. 1860, the foregoing a/c. having been filed in the Clks. Office of said Court for one month, & no exceptions being filed thereto, was confirmed by said court, and ordered to be recorded.

Teste

T. P. Loungee.

at testy.

Juste

A. P. Youngblood.

1859
Decr. Mary C. Batten in a/c. with Daniel H. Batten Edu.
To Cash to ward 1 50
" paid for attending a sick negro child 1 50
" " Pasture for clothing 11 82
" " J. J. Nail & bro. for do. 4 19
" " Bassett for keeping Olive & chil-
-dren 1859 40 00
" " W. H. Jordan Goods for self &
requires to 22nd. May 1860 17 32
" " Mrs. Valentine bill 18 50
" " Do 5 00
" " Laces for 1859 33 35
" " Clerk's fees 1 50
" " Foster & Moore for clothing 10 94
" " J. G. Boyline Do 43 41
" " N. J. Powell board of ward Daniel 1859 125 00
" Commissions on \$899.48 acct. 44 97
" pay comr. for this acct. & copy for Edu. 3 50
" " Clk. for filing & recdg. same 1 50
July 6 " Balance pr. contra 5206 33
1859 By balance on last a/c. 4666 35
Decr. 31 " Line of Eli 1859 \$120. line of Peter \$50 170 00
" " " Roy " \$18. " " Scott \$110 128 00
" " " Dick " \$111. " " Robert \$80 191 00
" " " Henry \$80. Hannah for keeping
Lima to ward for nurse 80 00
" Olive (\$40 to keep children) 50 00
" Rent of land 279 98
July 6 " Interest on Balance to date \$5565 83 \$5565 83

Commissioner's Office Sls. of Wight Court House,
February 6th. 1861.

To the County Court of Sls. of Wight Co.

Your comr. reports to the court that on the 22nd. of Decr. last Daniel H. Batten edu. of Mary C. Batten exhibited before him a statement of all the money he had received become chargeable with or had disbursed during the period embraced in the foregoing a/c. together with the vouchers in support of the disbursements. That your comr. embraced

The said gdn. in the list of Fiduciaries whose a/c's.
were before him for settlement. which was posted
at the front door of the Court House of said County
on the 1st. day of January Court last, and on
the date of this (ten days having elapsed since the
same was thus posted) made up and completed
the foregoing a/c. And on the 6th. day of July 1868
finds a balance of \$5206.33 due from the said gdn.
to his said ward. Your comr. reports further that
upon examination he finds that the gdn. has given
such bond as the law requires, in a penalty & with
security ample & sufficient.

Given under my hand as comr. of the said court
the day & year first aforesaid.

N. P. Young comr.

In the County Court of Wight co. April
1st. 1861 the foregoing a/c. having been filed in the
Clerk's Office of said Court for one month, & no ex-
ceptions being filed thereto, was confirmed by
said court, & ordered to be recorded.

Teste

N. P. Young es.

a copy.

Teste

N. P. Young clk.

Exhibit: 40

Mary E. Battin, In account with,
Daniel H. Battin, her Guardian

1856

Decr:	To paid taxes for 1856	26 63
1857		
Janry.	" paid for shoes &c. for negroes	3 50
"	" " Making clothes for ward	1 08
"	" " to Mother to purchase necessaries	5 40
Febry.	" " for clothing	4 60
May	" " Cash for necessaries	10 00
"	" " Doct. Phillips medical bill	18 30
"	" " for parasol and fan	2 00
"	" " Mother for hire of nurse, clothing &c	70 48
July.	" " board of ward and nurse, from 7 th July, 1856, to 1 st January, 1857	63 03
"	" " to paid difference in pair shoes	18
"	" " Clerk's fees	6 02
"	" " Commissions on \$3781.07 rec'd.	187 05
"	" " " this sum to pay commissions for this account	2 30
"	" Balance due per contra	3555 12
		<u>\$3954 99</u>

1856

Nov:	19 By this sum rec'd: from Mary A. Battin - former guardian	\$3781 07
"	" " interest on ditto from 1 st of Oct. 1856 to date	173 92
		<u>\$3954 99</u>

Commissioner's Office,

Jess of Wight Court House

February 8th, 1858.

To the County Court of Jess of Wight County:

Your Commissioner reports to the Court, that on the
18th day of November last, Daniel H. Battin, guardian
of Mary E. Battin, exhibited before your Commissioner
a statement of all the money he had received, become
chargeable with, or had disbursed, during the year end-
ing the 6th day of July, 1857, together with the vouchers
for each disbursement. That your Commr. embraced
the said guardian in the list of fiduciaries whose

accounts were before him for settlement, which was pooled at the door of the Court-house of said County, on the first day of December term last, and on the date of this report, (ten days having elapsed since said account was mentioned in said list) made up and completed the foregoing account of the transactions of the said Daniel H. Battin, as Guardian aforesaid. And on the 6th day of July, 1857, finds a balance of \$555.12 due from the said Guardian to the said Mary. Your Commr. reports further that he has examined, and finds that the Guardian has given such bond as the law requires - in a penalty and with security ample and sufficient. Given under my hand as a Commissioner of said Court, the day & year first aforesaid.

N. P. Young - Commr.

In the County Court of Isle of Wight County, April 5th, 1858, the foregoing account having been filed in the Clerk's Office of said Court, for one month, and no exceptions being filed thereto, was confirmed by said Court, and ordered to be recorded.

Teste.

F. C. Salinger D. C.

A copy.

Teste

N. P. Young D. C.

Mary C. Battin, In account with
Daniel H. Battin, her Guardian.

Aug:	To paid midwife fee to Peggy Olin	\$ 2 00
"	" " taxes & tickets for 1857.	28 68
Decr: 31	" " N. F. Powell & wife for board of ward and nurse & for sundry necessaries & hire of nurse, for 1857	216 20
1858- Jan: 1	" paid G. W. Milby for whipping Negro. Peter.	50
"	" " Cash advanced ward	50
Apr: 6	" paid Pastor and Shivers for newscans	9 00
" 13	" " L. C. P. Cowper att. for collecting bonds	1 00
June 15	" Cash advanced ward	50
May "	" " " for ward	10 00
"	" " paid for acdg. last Guardian acct.	1 30
July 6	" pay Commr. for this act. & copy	2 50
"	" Balance due ward per contra.	4176 75
"	" Commissions on \$940.80 receipts	47 04
		<u>\$4495 92</u>

1857-

Decr: 31	By balance due ward on last settlement	3555 12
"	" " hire of Eley for 1857-	140 00
"	" " " " Peter " "	100 00
"	" " " Scott " "	135 00
"	" " " Dick " "	130 00
"	" " " Aary " "	30 00
"	" " " Robert " "	62 50
"	" " " Hardy " "	55 00
1858- R.	" Rent of land " "	75 00
July 6-	" int. on last year's balance to date	213 30
		<u>\$4495 92</u>

Commissioner's Office, Isle of Wight County
January 15th, 1859.

To the County Court of Isle of Wight County.

Your commissioner reports to the Court, that on the 29th day of December, 1858, Daniel H. Battin, guardian of Mary C. Battin, exhibited before your Commissioner a statement of all the money he had received, become chargeable with, or had disbursed, during the year ending

— or embraced — in the foregoing amount. together with the vouchers for such disbursements. That your Commissioner embraced the said Guardian in the list of fiduciaries — whose accounts were before him for settlement — which was posted at the front door of the Court house of said County, on the first day of January Court last, and on the date of this report (ten days having elapsed since the same was thus posted) made up and completed the foregoing account of the transactions of said Daniel H. Battin, as Guardian of the said Mary E. Battin and on the 6th day of July, 1858, finds a balance of \$4176.75 due from the said guardian to the said ward. Your Commissioner reports further that upon examination he finds that the guardian has given such bond as the law requires, in a penalty and with security ample and sufficient. Given under my hand as a Commissioner of said Court, the day and year first above said.

(N. P. Young - Comr.)

In Isle of Wight County Court March 7th, 1859, the foregoing account having been filed, in the Clerk's office of said Court, for one month, and no exceptions being filed thereto, was confirmed by said Court, and ordered to be recorded.

Teste. N. P. Young. Cc.

a copy.

Teste

N. P. Young, Clerk.

Exhibit C

4 copies

Al. H. Thorne paid.

An act. with

Mary E. Battin

Pro. 1. 2. 3. 4.

KNOW ALL MEN BY THESE PRESENTS, That *we Daniel N. Battin,
Clement Battin and George F. Hall*

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA, in the sum of *Twenty*
Thousand Dollars to the

payment whereof well and truly to be made to the said Commonwealth of Virginia, *we* bind
ourselves each of us, our and each of our heirs, executors and administrators,
jointly & severally, firmly by these presents. Sealed with *our* seals, and dated this
seventh day of *July* one thousand eight hundred and *fifty six*

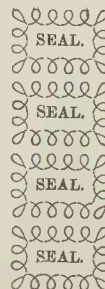
THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the said
Daniel N. Battin who has this day been appointed
as guardian of Mary E. Battin orphan of Edmund
Battin decd. by the County Court of Isle of Wight County

shall faithfully discharge the duties of his said office, then this obligation is to be void, or else to remain
in full force.

Signed, sealed, acknowledged and }
delivered in the presence of }

Daniel N. Battin
Clement Battin
Geo. F. Hall

A. copy. Teste *A. P. Youngletts*



Daniel H. Battins bond
as gdw. of Mary E. Battin
copy.

Exhibit - A & B

Battin for. for.

v. E. C. G.

Battins' E. C. G. for.

Exhibits

A. B. C. D. E. F. G. H. & I.

Hodsdon & wife &c

vs.

Batten's Ex'or. &c

This cause came on this day to be again heard on the papers formerly read therein and on the Report of Commissioner Nathl. P. Young, filed the 11th day of January A.D. 1881 and was argued by counsel.

On consideration whereof the Court doth confirm the said Report to which no exception has been filed, and it appearing by the written consent of Clements Batten filed with said Report that he agrees that a deed may be made to Geo. F. Hall alone for the real estate purchased jointly by said Clements Batten and said Geo. F. Hall under proceedings in this cause, the Court doth Adjudge, order and decree that said Nathl. P. Young one of the Commissioners who made sale of said real estate, do make to said Geo. F. Hall ~~one~~ a deed with special warranty in the usual form conveying said real estate (being that of which Daniel H. Batten died seized and possessed) ^{as described in the papers in this cause} to said Geo. F. Hall alone, and nothing more remaining to be done in this cause, it is ordered

Hodsden J^c

vs.

Batten J^c

Isle of Wight County

Circuit Court

April Term 1881

Final Decree

To be entered

Geo. B. Low.

Entered 72

that the same be removed from the
docket

In the Circuit Court of Schofield
County - April 21st 1880.

Mary C. Ballin - for f. s. (Now Hudson) Comptroller
of the Ins. Co. of the State.

D. H. Ballin Exor. & ad.

Def't

On the motion of the defend-
ant heard & all by his counsel,
and for good cause shewn,
it is ordered that this cause
be, and the same is hereby reinstated
and placed again upon the docket
of this Court, and thereupon
this cause shall be again
heard on the papers formerly
read therein, and on the report
of Commr. N. O. Young this day
filed by leave of the Court, and
consideration whereof, the Court
doth confirm the said report
for which no exception has been
filed, and doth order that Clement
Ballin, one of the defendants
to this cause be summoned
to appear at the next term
of this Court, and show cause
if any he has why the said
conveying the real estate shall

Hodden for. f. 14.
3 am Chas.
v { Copy Dec.
Apr. 1880.

Ballin O'Connell.

To Act. civ. ct. 1880

This order requires
Clement, Ballin &
appears & shows cause
why and for the land
should not be made
to G. H. Hall, and
its service has been
acknowledged by
said Ballin on the
back hereof.

under proceedings had in this
cause should not be made
alone to said Geo. H. Hall instead
of jointly to said Clements Ballin
and said Geo. H. Hall.

Acquiesce Teste.

W. A. Edwards S.C. for
N. P. Younger

I accept service of the summons required by
this decree to be served on me.

Clement Ballin

Hodsden & Co.

vs.

Bathin & Co.

This day came the parties to this cause by their counsel ~~as well as Clements Bathin~~ by his counsel and thereupon Clements Bathin upon whom ~~process~~ had the order of the October Term of this Court in the year 1879 in this cause had been duly executed, appeared in Court by his counsel and alleged that he had cause to show why the deed conveying the real estate sold under proceedings had in this cause, should not be made alone to ~~said~~ Geo. F. Hall instead of jointly to himself and said Geo. F. Hall.

On consideration whereof the Court doth order that ~~all matters of dispute and difference in this cause between said Clements Bathin and Geo. F. Hall~~

~~be referred to a Commissioner~~
of this Court ~~who will report~~
~~all the facts in regard thereto~~
~~to the Court. Together with~~
a statement showing what
part of the purchase-money
for said real estate has
been paid by said Hall
and said Battin ~~re-~~
~~spectfully~~ ^{respectively}, and
if either has paid more
than his share, then also
a statement showing what
amount on account thereof
is due to him who has
so paid more than his
share, by him who may
not have paid his proper
share or proportion. And
also report all other facts
deemed pertinent by said
Commissioner or which
any of the parties may
require to be so stated

Holdsden Swife

M.

Bathur

October Term

1880

Decree

To be entered

Geo Blod

Entered 6,

Hudson's wife &c

vs.

Battin's Per. Ref. - tal.

It appearing to the Court
~~that this cause ^{was} had been removed from the~~
~~that no deed has been made~~
~~docket of this Court without a decree providing~~
~~no decree by this Court directing~~
~~for the execution of a deed~~
~~a deed to be made to Geo. F.~~

Hall and Clements Battin
conveying to them the real estate
purchased by them under
proceedings had herein and
that no deed has been made
to them, it was this day ordered
~~by the Court~~ that this cause
be reinstated and placed again
upon the docket of this Court,
And thereupon this cause
came on this day to be again
heard on the papers formerly
read therein. On consideration
whereof the Court doth adjudge
order and decree that N. P. Young
one of the Commissioners, who
made ^{under proceedings in} sale of the real estate
of which Daniel H. Battin died
seised and possessed, make
to said Geo. F. Hall and Clem-
ents Battin a deed with spe-
cial warranty in the usual
form conveying said real
estate to them, they being the

Battin for fd.

vs. }

Battin's Exor, tal

Oct. Term 1879

Decree

To be entered

Yes, & Decree.

Entered 30

X^d.

purchasers thereof as will
appear by the report of said
sale filed in this cause.
And nothing more remaining
to be done herein, it is ordered
that this cause be removed
from the docket.

Battin

N.

Battin's Ex'or.

On the motion of the defendant, Geo. F. Hae, by his counsel ^{and for good cause shown} it is ordered that this cause be, and the same is hereby, reinstated and placed again upon the docket of this Court. And thereupon this cause came on to be again heard on the papers formerly ^{read} therein and on the Refut of Commissioner N. P. Young this day filed by leave of the Court. On consideration whereof the Court doth confirm the said Refut to which no exception has been filed and doth order that Clements Battin, ^{one of the defendants to this cause} be summoned to appear at the next Term of this Court and show cause, if any he has, why the deed ^{conveying} ~~for~~ the real estate sold under proceedings had in this cause, should not be made alone to said Geo. F. Hae instead of ~~jointly~~ jointly to him, ^(said Clements Battin) and said Geo. F. Hae.

Hadsden wife

15. $\frac{3}{10}$ Cley.

Gatten

Octo. 20th 1879.

to be entered.

No. Blow,

Entered 12

Mary E. Battin per fd.

vs.

D. H. Battin's Exor, & al.

This Cause came on this day to be again heard on the papers formerly read therein and on the Report of Commissioner ^{A. P.} Young being a Refut of Collections and payment ^{of money} made by ~~said~~ in pursuance of a decree of this Court pronounced at the October Term thereof in the year 1878 ^{together with the vouchers filed with said Report} in this Cause, and was argued by counsel, - said Commissioner A. P. Young being the survivor of himself and John R. Kelly joint Commissioners appointed by said decree to execute the same said John R. Kelly having since said decree departed ~~this~~ life.

On consideration thereof the Court doth confirm the said Refut to which no exception has been filed and ~~do not~~ doth adjudge order and decree that the proceedings had in this Cause be and they are hereby declared to be final and binding between the par-

Hadden Junr &c

vs. } Chy.

Batten's Rep &c

Sole of Wright County
Circuit Court

April Term 1879

Decree

To be entered

Geo. W. Blount.

Entered 22

ties to this cause, and nothing more remaining to be done in this cause; the Court doth order that the same be removed from the docket of this court.

and that said Commissioners proceed to collect the principal and interest of the two first ~~of~~ ^{of said} Bonds now due, and the principal and interest of the third of said Bonds when it shall become due and payable, or receive the same before maturity, should the obligors thereof desire sooner to pay the same, and that said Commissioners pay first all unpaid costs of this suit to be taxed by the Clerk of this Court, and then pay the residue of said Bonds to Robert B. Hodsdon and Mary E. his wife in part satisfaction and payment of the sum of \$5000 recovered by them by decree of April Term in the year 1876 of this Court in this cause, of Diana Battin Executrix of Daniel H. Battin deceased, and make report to Court of their proceedings under this decree, filing with their Report the receipt or receipts of of said Hodsdon and wife showing payment to them as hereby directed.

Battin per fd.

vs.

Battin's Exors. & als.

This cause came on this day to be again heard on the papers formerly read therein and was argued by counsel.

On consideration whereof the Court doth adjudge, order and decree that C. P. Young and John R. Kilby, Commissioners who made sale of the land sold under proceedings had in this cause, receive of the Clerk of this Court (who will deliver to them and take a receipt of them for) the three Bonds of Geo. F. Hare and Clements Battin, with R. M. Battin and Jas. F. Whitley as their securities, filed with said Refut of sale of land made by said Commissioners, each bond being for the sum of \$727.83 dated the 2nd. day of October 1876 and payable to said Commissioners respectively one, two and three years after date with interest from date

Battin per fd.

vs.

Battin's Exors & als

Isle of Wight Co. Cir. Ct.

October Term 1878

Decree

To be entered

Geo. Brew.

We consent to this

C B Haden
Att for H. & L. Loring
Kilby Haden for
defendants

Go

Entered 12

Batten v. P.

21

Battins adw. re

This cause came on this day to be again heard on the papers formerly read in the report ^{of sale} of Nathl. P. Young & John P. Kelly, Comrs, made pursuant to the decree, made in this cause, at the Apr. Term 1876, to which report there is no exception, and was argued by Counsel.

On consideration whereof the Court doth confirm the said report, and doth adjudge order & decree that, the plaintiff recover of the defendants Geo. J. Hall & Clements Battins securities on the guardian Bond of Ebenezer H. Battins late guardian of the female complainant, the sum of ~~three thousand eight hundred and eighty three~~ ^{three thousand eight hundred and eighty three} ~~dollars~~, with interest thereon from the ~~10th day of~~ ^{2^d day of Oct. 1876}, till paid being the amount due on the sum of \$5000. ~~as~~ decreed the plaintiff at Apr. Court 1876 of this Court, after deducting the amount of sales of land as reported by said Young & Kelly, Commissioners, herein confirmed.

Batten ~~of~~
n.

Batten row n
1896

Oct. Oct.

Sever

To be entered

Geo T & Co

Calc (30)

In Isch of Wylth Circuit Court
of the State of N. H. 1876.

May 2

Batten vs

D. H.

Batten's ~~Exor~~ & al.
of said Robert B. Hodden & Mary E. his wife as plaintiffs,
and this cause came on to be again

It appearing to the Court, that the
plaintiff Mary E. Batten, has
married since the wife of Robert B.
Hodden - It is ordered that hereafter the
cause be continued in the name
of said Robert B. Hodden & Mary E. his wife as plaintiffs,

heard on the papers formerly read from the Report of
Cm Geo. R. Atkinson, made pursuant to the
Decree of this Court made in this cause on the
18th day of May 1869, and ~~the~~ Depositions, filed with
said Report, ~~and was argued by Counsel.~~ On
~~consideration whereof~~, and on an agreement
made on the 3^d day of February 1876 signed by
Clement Batten, Geo. F. Hale, R. B. Hodden &
M. E. Hodden, and this day filed in this cause
and was argued by Counsel. On consideration
whereof the Court doth confirm said Report &
doth adjudge order and decree that the said
Robert B. Hodden & Mary E. his wife, reversion
of said Diana Batten Exr. of Daniel^H Batten
dec^d. the sum of \$5000, being amount which
the plaintiffs by their said agreement
accept in place of & in satisfaction of the
sum reported by said Cm. Atkinson as
and said Mary E. Hodden (late Mary E. Batten)
by said Daniel^H Batten her late husband)
and the cuts of her real, to be levied of the
goods & chattels of said Daniel^H Batten dec^d
in the hands of his Exr. the said Diana Batten.
and the Court doth further adjudge
order & decree that the said Robert B. Hodden

said Comrs. will require to be cashed) For the
deferred payments take Bond with good
personal security, waiving Homestead, &
retain the title to said Land, the order to be
made by the Court - and that in making
such sales, the said Comrs. will employ
a competent Surveyor, if necessary, (and
may in their discretion sell said Land
in such parcels & portions, as to them may
seem proper, and make report to Court. &

But no sale is to be made hereunder
until the said Gony & Kelly shall have
executed a Bond in the penalty of \$400, payable
to the County of Virginia, & the executed before the
Clerk of this Court, conditioned to faithfully
to execute this Decree & any other Decree that they
may be required ^{of them} to execute herein

+ and the Court doth adjudge now & decree that
Chas. D. Jordan, Jas. P. Jordan, Lewis E. Smith &
J. Z. P. O. Cooper, be & they are hereby appointed
commissioners, to ~~set apart~~ ^{to set apart} ~~safe~~ any three of whom
may act, to set apart & assign unto Mrs. Orana
Batten ^{for her life} the widow of Daniel H. Batten ^{dec. 2^d} one
third in value of said Land, having regard to
quantity & quality, & in making said as-
signment may call to their aid a com-
petent surveyor,

Bureau (see list)

2. 1/2

Bureau + also

Apr. 1876

To be ordered

See list

also for 19.82

Vol. 2. G

Battin & v. Battin Exr.

on the motion of Geo. H. Hare
& Clements Battin Sol Diana Battin
in her own right and as Executrix of Daniel
H. Battin dec'd, by John R. Kelly their
attorney, leave is granted them to file
their answer, and the cause came
on this day to be heard on the Complainant's
Bill & exhibits filed therewith, & on the
answer of the said Adult Defendants
this day filed & the answer of the Defiant
Defendants by ~~their~~ ^{their} guardian ad litem
& with general replications to said
Answers, and was argued by Counsel;
on Consideration whereof, The Court,
without deciding any question involved
in the cause, doth adjudge, order & decree
that a Comr. of this Court take &
settle the following accounts, to wit:
1st. ^{an account of}
The transactions of said Daniel H. Battin
as guardian of said Mary E. Battin,
and, ⁱⁿ doing so may take the separate
accounts of said guardian heretofore
returned to Court recorded as prima
facie correct, subject to be impeached &
falsified, ^{by either party} and ~~make report to Court with~~
~~any matters specially stated deemed~~
~~material by him or her that any of the~~

~~Parties may require to be so stated.~~
2^d. an account of the transactions
of said Diana H. Battin a, Ent of
Hannah. Battin decd
3^d. an account of the debts due &
unpaid by said Hannah. Battin
or his estate and their dignity
4th An account of the real estate
of said Hannah. Battin, fit, for
simple & annual value, and
make up to Court with any matters
specially stated deemed pertinent by
himself or that any of the parties may
require to be so stated.

Battin &

W.

Battin Ent &

1869

May Court, Decree

John Enders

E. J. Felt

Entered

understanding that what he owes Mr. Patton
as admr. of Mrs. Tomlin is to be applied
towards the said purt. of Hadden
as said Hall & Patton, and said Hall
also agrees to refund to said Patton
the \$121.²⁵ which he paid Kelly & Son,
con. on the cash sales of the land with
out, though from the time it was paid
May 18th 1881.

I am to Patton
Geo. H. Hall

Agreed in my presence
at P. H. Hadden

Mr. Clements Batten agrees that he will
withdraw all objection to the making
of Deed to Col. G. T. Hall for the Batten land
upon the condition that the credits already
made on Hodges' acct. of \$25.⁰⁰ of 1894. ⁴⁵/₁₀₀
shall remain to his benefit, and that Mr. Batten
shall also have the benefit of one half of the
amt. now in the hands of L. B. Edwards
advant. of W. H. Batten or that may come to
his hands, to be applied to the said acct.
To which Col. Hall assents with the

Total amt. of princ^l & int. on the
 draw of Hodden to wife in Batten Hall \$ 2018. 83
 whole amt. of int. thereon 736. 37
 Total amt. of debt \$ 2755. 20

Paid by Edwards, Shiff. &
 Admrs. as follows -

1st 374. 44
 2nd 132. 79

Pd. by Ad. on Exp^s on
 Batten Eq^y - for
 Exp^s of trees \$ 104. 05

Total from Shiff. & 611. 28

Bal. to be paid by Hall Batten \$ 3143. 92

One half of which is \$ 1571. 96

Off which W. C. Batten
 paid as crds. on judg^t. docket

1st - first - payment 145. 13

second ~~94. 45~~
 157. 86

third " to Hodden

\$100.⁰⁰ & int. thereon } 115. 83

fourth " to do.

\$125.⁰⁰ & int. 150. 93

when fifth " being the
 amt. p^d by Col. Hall
 on his bond to Batten } 517. 80

1081. 55

Amt. to be paid by Batten - Bal. \$ 490. 41
 24. Jan. 1881. I entered in full per receipt
 on amt page

Received 24th. January 1881. of
Clement, Patton, Tom Hudson & Ninety
dollar & 41 cts. being the balance of
his one half of the debt of Oct. Oct.
Oct. 1876 in Hudson & wife m. Patton &
other m. said Patton & G. F. Hall for
\$3018. 83 with int. from 2^d. Octo. 1876.
in favor of my self & my wife.

A. D. Hudson for
Self & wife

Maple Grove Jan 21/80

Mr. Young,

Mr. R. B. Hodder
will be at your office
next Monday. Please if
there is anything that you
can do in the matter do it as
Mr. Patton seems to be in a
hurry at last, your respectfully

Geo. H. Hall

$$\begin{array}{r}
 2977.68 \\
 2532.53 \\
 \hline
 445.10
 \end{array}$$

$$\begin{array}{r}
 7888.05 \\
 37.85 \\
 \hline
 577845.20 \\
 \hline
 1569.04 \\
 \hline
 56276.16 \\
 \hline
 10255.23\frac{1}{2} \\
 309.45\frac{1}{2} \\
 \hline
 1564.68 \\
 930.00 \\
 37.85 \\
 \hline
 2532.53
 \end{array}$$

$$\begin{array}{r}
 2.20 \\
 1.34 \\
 \hline
 3.54
 \end{array}$$

Mrs Young

Whole amt. pd.

3018.83

Whole amt. Int.

736.37

Total pd. & int.

\$3755.20

Pd. by Edwards off. 374.44

" " " 132.79

507.23

To be paid by Hall & Batten

\$247.97

~~of which Hall pd. 500.00~~

Half of which to be pd. by each \$1023.98 1/2

Batten pd. (Jul) 298.99

" " (by Hall) 245.58

" " (Batten) 266.76

" " (Hall) 252.22

1081.55

To be pd. by Batten

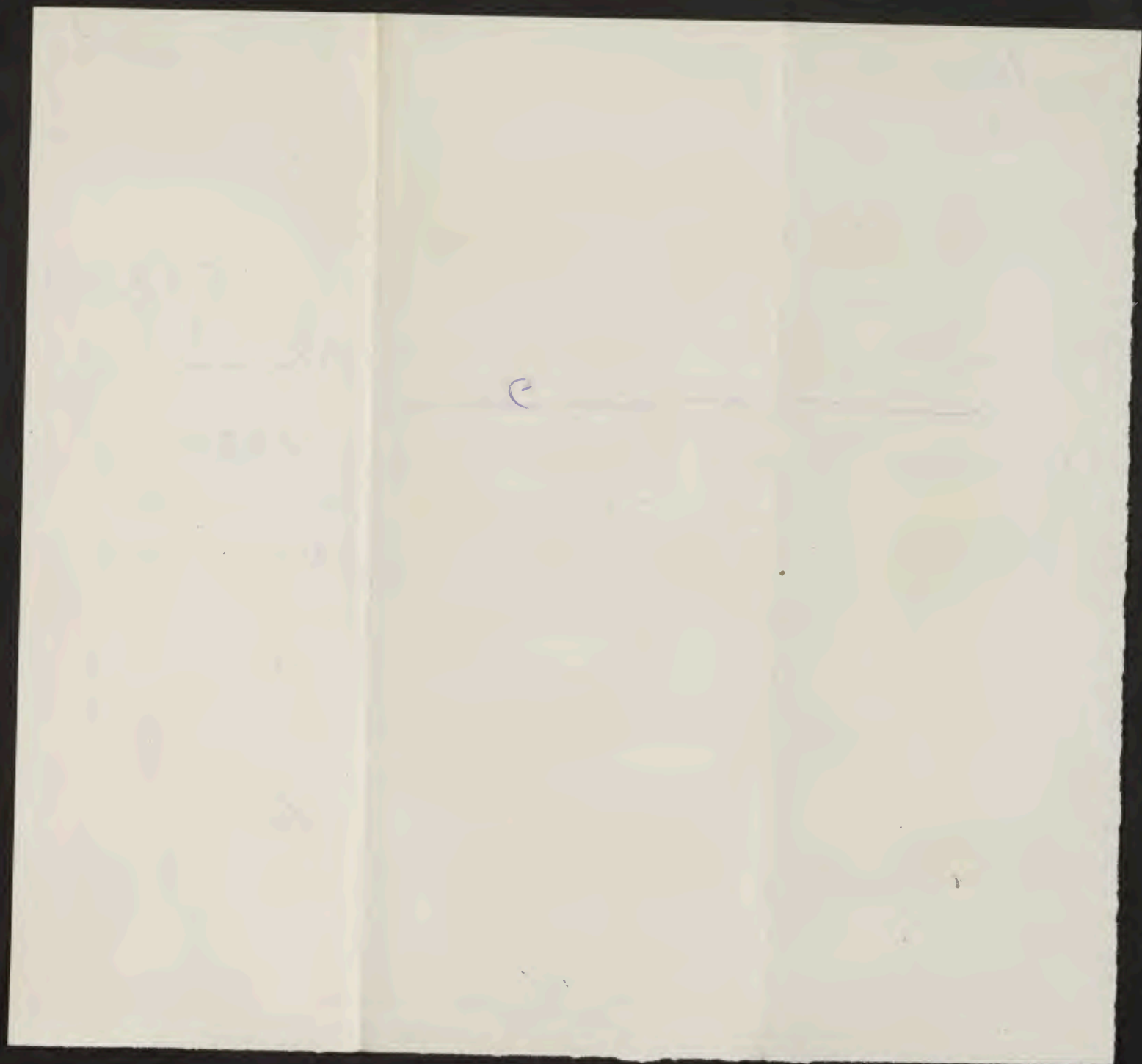
\$542.43

\$1623.92

Hall pd.

500.00

\$1123.92



150
350

500

6.55
1.50

20.05

1611.25
500.00

1111.25

1314.26
296.99

1611.25
1017.27

2628.52

~~1082.85~~ H. a. ft. 1115.83
518.98 Do. 150.93

763.87 266.76
Hall P. H. 252.22
for Bm 518.98

700
252.22

952.22
266.76

1218.98

265.58
252.22

517.80
Ant. f. 577.80
Bm 1218.98

Mr. Batten accounted
to Mr. Hordman for
\$1282.85 - in bargain
settle up \$578.98
which he should
have accounted for
only \$1017.27 less
518.98

making \$498.29 which
he should have paid
Hordman instead of
\$703.87 - sum stated
of acct. due by Batten
to Hordman marked
X

703.87
498.29

205.58

1878. 6. 8

1876. 10. 2

1.8.6

1880. 1. 5

1878. 8. 8

1.6.27

1-111

3018.83 ^{50.31}

10 30180

3018830

.30180

30490.10

271147090

2829.84

9 1/3

254,6856

94328 ¹⁷¹⁰

33012 (330.12)

267.41.96

94.45-

25.00

119.45-

21 1/2

2 1/3 9.45-

5.272

25.08.47

1878
Sept. 11 - 100 85.21 164.00

Int. 5.06

2597.25 ¹³

1558350

86575-

164.49.25-

4.2587

85.21

4 1/3

34084

2840

3.69.24

23.92

42.86

66.78

5-

333.90

119.45

25.08

146.13

160.68

27.89

132.79

2/2628.52

credit on foot of int.

1311.26

145.13

1169.13

Acct. fr. by Batten

To Kelly & int.

157.86

Batten

1117.27

245.58

1282.85-

I, James P. ..., do certify that I am Assessor for the Township of ..., in the County of ...

that the annexed list of insolvents was submitted to me for my opinion in writing, on oath, as to the propriety of such list, and it appearing to relate to my District, and having carefully examined the same, and in each case therein contained, do hereby accompany the said list with my opinion that the officer who returned the same did not find, nor by using due diligence could not have found sufficient property within this bailiwick liable for said taxes.

Signed before me, a Justice of the Peace, in and for the County of ... this ... day of ... 18...

1881-1-24
1879-1-22
500
125-
125-
8
17
500
2153-17
285-58
466.
509 4.88
359 9
21-00
400-24
487-24

J. P.

in the District of ... this day presented to the Court a list of insolvents in the Township of ... on the ... day of ... 18...

of the said Collector at the foot thereof thereto subscribed, and accompanied by the written opinion of the Assessor appearing touching the propriety of such list, and each case therein contained, verified by his oath thereto annexed, which said list, after being examined and corrected by the Court, the Court doth order that a copy thereof be certified to the Auditor of Public Accounts by the Clerk of this Court.

1881-1-24
1877-12-20
3-1-4
1881-1-24
1877-8-24
35-
36-
41
203/2
125
20
2000
62
31
25-93
125-00
150-91

Clerk

Statement of the judgment, by decree,
of Hodsden wife on Hall's Bond, of Octo.
23^d - 1876 -

Cont. of judgment with interest thereon,
from the 2^d of Octo. 1876 - - - } 3018. 83

~~Int.~~ Int. to 8. Jan 1878 301. 90

1877
Jan. 7 Paid by Chas. T. Batten 25.00 3323.73

Jan 4, 1878 " " Do. 96.45

Jan 8 " L. B. Edwards, ^{shff} adm. 374.44 4193.89

2829.84

Int. to 5th Jan. 1880 -

267.41

3097.25

1880
Jan. 5 Paid by Geo. T. Hall

500.00

2597.25

Int. to 24 Jan. 1881

164.46

2761.31

Pd by L. B. Edwards, ^{shff} adm. 132.79

1881
Jan. 24 Bal. due Hodsden wife } 2628.52

Hodsdon
in for $\frac{1}{2}$ Chap
Batter & Dr. &

H

Stationer &
Receipts & of
from down
on still H. Batter

X

Whole bal. due Hrodsden \$2628.52
 Hall 1/2 1314.26
 Batten 1/2 1314.26
\$2628.52 \$2628.52

Batten 1/2 bal. due \$1314.26

Paid by Batten on his acc 1/2

by G. B. Hall for against 1/2

Credit on acct. 1/2 by Batten ^{sent} \$115.13

Do. amt. 1/2 by Batten to Kelly, ^{Ym} \$51.86 296.99

~~amt. 1/2 by Batten~~ \$1017.27

Paid by Hall for Batten \$250.⁰⁰

being 1/2 of the credit on the

acct. of \$500⁰⁰ 1/2 by Hall & int. 265.88

Whole amt. due by Batten \$1282.85

of which there is due to Hrodsden &

wife \$1017.27

and to Hall 265.58

\$1282.85

Am't. of $\frac{1}{2}$ to be paid by Col. Hall	
to Hodder	1576. 96
Am't. paid by him	500. 00
Am't. to be paid by Col. Hall in his right	\$1076. 96
Am't. to be paid by him for W. Batten's	517. 80
	<u>1589. 76</u>
Pd. to Hodder	500. 00
Bal. due by Col. Hall	<u>\$1089. 76</u>

The above is the correct
 am't. that Col. Hall owes to
 W. Hodder on 24th Jan. 1881.
W. Hodder

Jan 24, Jan. 1881	\$1089. 76
Int. to	<u>9. 08</u>
Paid. Int.	<u>\$1098. 84</u>

Received March 14th 1881, from Geo. F.
 Hall the sum of Ten Hundred and Ninety
 Eight dollars & eighty four cents being the
 balance in full due my wife & self
 on the decree of Isl of Wight Circuit Court
 at Octo. Term 1876 for \$3018. 84 with int.
 from 1st Octo. 1876, the balance of said
 decree having been heretofore paid by the order
 of D. H. Batten & the said Hall & Cleaves Batten
 R. B. Hodder for
 Self & Wife

Hobbsden Inf
to E. Chen
Bottom Hall
"
Receipts in full
for amt. of
debt of
Oct. 18 76

Home March 27th 1880

Dear Col I received
your note with the agreement -
but can not take your check
or sign the agreement until you
Mr Batten & the Heirs of Mr
D. H. Batten sign it. The other
agreement I signed after you
left the Clerk's Office that day I
was surprised some time after-
ward to hear Mr Hayden say
there was no signature to it - but
mine. So Col get the others
to sign it by Court-day & I will
be at Court sign the agreement &
receive the amount & give you
a Receipt for same
Yours very respectfully

R. B. Hayden

mas. 27th

March 24th 1878

Dear Col. I wrote you
the day I received your letter telling
you that - I could not - come to see
you until Court - day but - thinking
you would not - receive it, as it - was
directed in the same way I directed
the first one & which I found
in the P Office to day I will
again say that - it - will not - be
convenient - for me to come up to
see you until Court - day at - which
time I shall have to - come any way
consequently will send a long note
so you can keep the check until then
& I can give you a Receipt - when
I come
Yours Respectfully

Smithfield

you

R B J Hodges

March 24th

(1)

24th

Col. Geo. F. Hall

Dear Sir Your favor
of the 17th came to hand To day & I
write to let you know that it will not
be convenient for me to come up there until
Court-day at which time I shall have to
go to Court any how & will save a
long ride. so keep the Check until then
& I can give you a Receipt for it on
that day. Yours very

Respectfully

R. B. Hodsdon

March 21st / 76

mar 21st

Mr George H. Hall
Per Mr Russell

Robert B. Hodsdon wife, . . . Plffs.

vs.

$\frac{2}{3}$ In Chancery.

L. B. Edwards shff. & admr. of Daniel
H. Battin decd. et als. Defts.

To the Circuit Court of the County of Wright.

Your commissioner, to whom the decree of the October term last in this cause requiring a statement of what part of the purchase money for the real estate in the proceeding mentioned has been paid by Geo. F. Hall and Clements Battin, respectively, and if either has paid more than his share, then also a statement showing what amount is due from one to the other &c. was referred, reports to the court that legal notice was given to the parties, who appeared before your commissioner and by written agreement, objection to the making of the deed for the land, offered to the said George F. Hall was withdrawn by said Battin, which obviated the necessity for making said ~~report~~ statements, and your commissioner has therefore made none. This is at file said agreement.

Given under my hand as commissioner of the said circuit court, the 17th day of January, 1881.

A. P. Young com.

Hoodson et al.
vs. } In chq.

Battens Adm. et al.

Report under Act
of Act. term 1880.

Filed 11th Jan. 1881.
/

In the Circuit Court of Iowa
Wright County - Octo. 20th 1880

Mary E. Ballin now Stooden & F. Cuff
v Seely.

D. H. Ballins Exors. & as. Defes

" This day came the parties to this cause
by their counsel and thereupon Clements
Ballen upon whom the order of the
October term of this court in the year
1879 in this cause had been duly executed,
appeared in court by his counsel and
alleged that he had cause to show
why the deed conveying the real estate
sold under proceedings had in this cause,
should not be made alone to Geo. H.
Heall instead of jointly to him self and
said Geo. H. Heall.

On consideration
whereof the court doth order that a
commissioner of this court report to court
a statement showing what part of the
purchase money for said real estate has
been paid by said Heall and said Ballen
respectively, and if either has paid more
than his share, then also a statement
showing what amount on account
thereof is due to him who has so paid
more than his share, by him who may
not have paid his proper share or proportion.

and also report all other facts deemed
pertinent by said commissioner or which
any of the parties may request to be
so stated.

A copy
Teste
(W. A. Edwards D. C.

Comm. Office Isle ofight C. St.
Nov. 11th 1880.

The parties, Geo. H. Hall & Clements & Batten, mentioned in
the foregoing decree, are hereby notified that I have
fixed upon the 10th day of January, 1881. to make
the statements therein required. And the said parties are required
to attend at my said Office on the said day fixed upon.
Teste, A. S. Young commr.

Hood den suf-
v B in clay
v Copy the
v Parties Batten.

Clear term 1880
Nov. 11. 1880 - motion
to 10th day. 1881.

For
Mr. Kelly, etc.
For etc.

We accept service of the written notice.
Geo. H. Hall

To the Hon. Geo. Blount, Judge of the Circuit
Court of Sale of Wright County.

The undersigned commissioner
appointed by a decree of the court
rendered at the last October term in the
suit in Chancery therein depending
between Robert W. Hodges and wife plaintiffs:
and the personal representative of Daniel
H. Batten decd: and others defendants to make
to the purchasers of the lands of the
said Daniel H. Batten, respectfully
reports to the court that he has not
made the said deed because, although
the report of sale appears that the said
lands were bid off by George F. Hall
and Clement Batten, the report of
your commissioner of the collection &
distribution of the sales bond shows
that the payments on said bond were
made solely by said Hall and he
asks that the deed shall be made
to him alone instead of to him and
said Batten jointly.

Given under my hand this 20th
day of April 1880.

J. J. Young Comr.

Godsden wife

to.

3 Clug.

Battle Pass,

Report of A. S. Young

that no And has

been made to and

is known therefor.

"

^{ref.}
Filed 20th Apr. 1880.

"

Jun

May 3rd 1878

Received of Geo. F. Hale
three hundred dollars (\$300) in part of
the first Bond given to Com^{rs} for
the Batten lands sold to satisfy
debt due my wife by W. H. Batten
as Guardian with Geo. F. Hale
& Clements Batten Executors—

Witness

Geo. F. Atkins

R. B. Hodsdon

300
900
25
925

R. B. Hagon
Richt 300.00

January 7th 1878

Received of Geo. F.
Hall Two hundred and fifty doll-
ars in part of Execution in favour
of Hodgden & wife D. H. Patton
De, Guard, & Geo. F. Hall & Clement
Patton his securities

\$250.00

R B Hodgden

250
8-78 74
1760
175
62
1237

R. B. Hodgson
Receipt
280,

Decemb., 3rd 1877

\$250⁰⁰ Received of Geo. F. Hall Two hundred
and fifty dollars in part of judgment
against said Hall and Clemmon Batten
in right of my Wife W. H. Batten Guard,
and said Hall his securities
Witness

R B Hadsden

250.
0.
15.00
1.25
8.
16.33

R. B. Hodge

Receipt \$250.00

125
8
20 00
31
100 21

Recd Aug^{6th} 1877
Of E A Hall
one hundred & twenty five dollars
\$125.00 in part payment
of Judgment in favor of
R B Hodsdon & wife
R B Hodsdon

P. B. Hodgson

Receipt - \$125.

aug. 6/77-

2 188.90
 74.45
 97.25
 88.05
 22.20
 87.85

\$188.90

June 4th 1877

Received of Geo. F. Hall
 and Clemons Batten One hundred
 and Eighty eight dollars and Ninety
 Cents in part of Execution due
 my Wife

R B Hodsdon

1878-12-20
 1877-6-4
 1.6.15

B. B. Arden
Receipt
188.90 for
Herald Batten

911.45-

May 7th 1877.

Received of Geo. F. Hall
and Clamorous Batten each twenty
five dollars to ward execution
in favour of Hodgeson & Wife
\$50.00

W J Hodgeson

Witness ~~for~~ R B Hodgeson

James A. Whitley

Received Decm^r 4th
1874 of J. S. Hall one
hundred & fifty dollars \$150.⁰⁰
in part payment of debt
due R B Hodsdon & wife by
Batten, Administrators
R B Hodsdon

Rect.
150,

Recd. Nov. 6th 1876

Of Col. J. H. Hall
Two Hundred & fifty Dollars \$250.⁰⁰
in part-payment of debt due
R. B. Hodsdon & wife by Batter's Admin-
istrators

R. B. Hodsdon

R. D. Hodgins

Receipts for

2 5/10.

1 0 0.

4 0 0.

5 0 0. on Agreement

3 0 0.

2 5 0.

2 5 0.

1 2 5.

94, 45

25

1944, 45

\$2473.¹⁶ in

Received December the 20th 1848,
from A. P. Young commission for col-
lections & disbursement in the suit
of Robert B. Hoodsden wife Mary C. late
Battin vs. The personal representatives
of Daniel B. Battin dec'd. the
sum of Two Thousand Four Hundred
and Seventy three dollars and seventy
six cents, that being the amount
in full of the three bonds of \$754.³³
each dated 2^d Octo. 1846 and payable
respectively in 1, 2 & 3 years from their
date with interest to be paid, which
bonds are signed by Geo. F. Hall Deputy
Battin, with R. M. Battin and James H. Whaley
as securities, and were by decree of
the Circuit Court of Shelby County
rendered in the said cause on the
Octo. term 1848 directed to be collected
by said commission and paid
the said sum of said to us by
him.

R. B. Hoodsden for
the \$3.³⁹ costs which self & wife
should have been deducted
from above amt. was
paid by R. B. Hoodsden
is credited to him on the
judgment of Hoodsden wife & R. M. Battin & A. P. Young



Map of
Battus Land
filed with
Comr. Report of
sale
