

1895-008 Chancery Causes: J. Richard Elliott, executor of Anna R. Boykin vs. Robert H. Whitfield,
Isle of Wight County admr of Dr. Anthony B. Boykin & d. Folder 1

other surnames: Edwards
Dick, Lee, Eley

Boys' and Girls

v. 3. 1866

Boys' and Girls

1866

April. Ketch - Bill filed,
gdn. ad litem app. to rectify
their acc. filed & replied, also
ans. of Whitfield papers,
& deam used in answer.

May Ketch - Bill taken for
confs. & to adult def. &
set for hearing).

May et. Deam for act.

Octo. 16. Ketch. filed,

Octo. Et. cond.

May 1866 - Deam for factum
rect.

Octo. cond.

May 1867 - cond. Octo. cond.

May & Octo. 1868. cond.

May & Octo. 1869 - cond.

May 1870 - Deam for act.

Octo. 1870 - cond.

apl. 1871. Deem to
pay Sallie Dick \$100. &
for further act.

Act. / 71. cond.

apl. & Act. / 72. cond.

apl. / 73. Resol. read
& de. for further
act. & for, n. by admt. of
A. G. Boykin to S. Dick

Feb. / 75. De. to review & to
collect A. R. Boykin fund, &
and for further act.

April term 1895

Arral

(3 year clause)

Anna R Boykins Ex^{or}

M 3 Mch.

A. H. Boykins adm. tal.

Bill of Exhibits A. B. C. D.

Gov. of. Isle of Wright Co.

Robert H. Whitfield administrator with
the will annexed of Dr A. G. Boykin dec^d;
and Anthony B., Betty Fanny, Evelyn,
Anne, Richard, & Mary Emma, Boykins,
who are infants of tender age by some
fit & proper persons to be appointed their
guardians ad litem, and Sarah Dick,
may be ^{made} defendants to this bill & be
required to answer the same, on oath,
and that said R. H. Whitfield may be
required to render an account of his
transactions as administrator with the
will annexed of Dr A. G. Boykin dec^d
& to deliver and pay over to your orator
the residue of the estate of said deceased
after payment of his debts; and that
the true intent & meaning, & legal effect
of, the last will & testament of said
A. G. Boykin, and also of the last
will & testament of said Anna R. Boykin,
may be declared by this Honorable
Court, and ^{that} the rights of all parties
may be ascertained and decided;
And that your orator may receive
such directions, as to the mode of
administering his trusts, as the Court
may deem right, or that your orator
may have such other & further re-
-lief in the premises, as equity may
dictate & the nature of his case
require May a subpoena issue &c

Wm. S. M. for the plaintiff

the nature & extent of the estate given to Mrs: Boykin by her husband's will? What were her powers of disposition, both as to their extent, & the mode of exercise? Whether Mrs: Boykin's will shall operate as an execution ~~as an~~ ~~execution~~ of her powers? And if it does, how far the execution attempted, will be approved & sustained? and how your orator shall discharge his trust? are questions humbly submitted to the decision of your Honor.

Your orator further represents, as possibly material to the decision of these questions, that it was expected by Mrs: Boykin, that her son Anthony, would graduate about the time of attaining his majority. That Susan Dick is a lady of high character, a relative of the family of Dr Boykin, who has been the matron, & companion of the children since their infancy, & who has enjoyed in the highest degree the confidence of both parents; and that since the death of Mrs: Boykin, your orator has kept the children at school at Dr George Mason's in the County of Greenville, under the care of Miss Dick, and accompanied by the slave Oliza bequeathed specially to Betty Fanny.

In tender consideration of the premises, & inasmuch as your orator is without remedy at law, to the end that

as aforesaid -

Your Complainant is advised, & therefore respectfully insists, that according to the terms of Dr Boykin's will & the law of the land, all of his estate after paying his debts, belonged certainly to his wife & children, in some sort or other; and whatever may be the construction of the wills aforesaid, that your orator, since the death of Mrs: Boykin, in his character as her Executor, & as guardian of the children, is entitled to the possession of the whole of said residue.

But the character of that possession can be determined only by the Court. - After the death of Dr Boykin, it was the opinion of Mrs: Boykin, & also of her friends & advisers, that she was the owner of all of her husband's estate under his will, or at least, that she had full & absolute power to dispose of it as she pleased. - The terms of her will clearly show, that she intended thereby, to dispose not only all of her little property, but also of the larger estate, owned by her husband. - and your complainant is advised, that under the circumstances, her will should be held to extend to that estate, and to operate as an execution of her powers in relation thereto, so far as by her husband's will, she is authorised to dispose of it. - But, what was

Mrs: Anna R. Boykin the widow, of
said Dr. Anthony G. Boykin, & sister of
your Orator, departed this life on
the ^{28th} ~~month~~ of ~~January~~ December 1858, having
first made & published her last
will & testament, which with a Codicil
thereto, was admitted to probate in the
County Court of Isle of Wight County
at the ~~same~~ term 1859, & your orator
qualified as Executor thereof at the
same term; as will appear by reference
to a copy of said Will & Codicil, & of
the orders of said County Court touching
said probate & qualification, marked
Exhibit C, herewith filed & prayed to
be taken as part of this bill: That said
Anthony G. and Anna R. Boykin left
surviving them, only six children, all of
them infants, to wit: Anthony B. aged
14 or 17 years, Betty Fanny 16 or 17 years,
Everlyn aged about 14 or 15 years, Ann
aged 12 or 13 years, Richard aged about
10 or 11 years, & Mary Emma aged about
6 or 7 years. And your orator was
appointed guardian of all said chil-
dren by the County Court of Isle of
Wight, & duly qualified as such, at
the term in the year 1859, as will
appear by a copy of the orders of
said Court touching said appointment
& qualification, herewith filed as
part of this bill & marked Exhibit D.

Your orator further represents, that
independent of the estate of the late
Dr. Boykin, Mrs: Anna R. Boykin

left a small estate of her own, consisting
in part of \$6000 in money, the proceeds
of a Policy of life Insurance, & of
some personally, that she acquired
by purchase after her husband's
death; all of which came into the
hands of your orator as her Executor,
& will be fully administered & ~~fully~~
accounted for. That there were no debts
of any consequence due by either said
Dr. A. G. Boykin or by his widow - and
it is believed that all of their debts
have been paid - So that there is
now, nothing to prevent the settlement
of the accounts of said Whitfield as
adm'r., & your orator as Executor, as
aforesaid, and the distribution or
disposition of the residue of said
Estate, among the parties entitled
thereto - But in consequence of doubts
that have arisen as to the proper con-
struction of both Wills, your orator
and the said Whitfield, have been
advised by Counsel, that they cannot
with safety settle their accounts &
administer the Estates in their hands
respectively, except under the advice
& direction of this Honorable Court.
And therefore, said Whitfield refuses
to pay over the said property in his
hands to your orator, except under
a decree of this Court, and your
orator desires the advice & direction
of the Court, in the discharge of his
duties as Executor, and as Guardian

To Hon. Richard H Baker Judge
of the Circuit Court of Isle of Wight
County in Chancery Sitting:

Humbly complaining sheweth unto
your Honor, your orator, J. Richard Elliott
of Nansemond County, Executor of the last
Will & testament of Anna R. Boykin dec^d,
that Dr Anthony G. Boykin of Isle of
Wight County, departed this life on the
17th day of October 1858, having first made
& published his last will & testament,
a copy of which marked Exhibit A
is herewith filed & prayed to be taken
as part of this bill: That said Will
was duly admitted to probate in the
County Court of Isle of Wight at the
term 1858; and the Executrix
therein named having declined to qualify,
one R. H. Whitfield was appointed by
the Court administrator with the
will annexed, & he duly qualified
as such at the December term 1858; all
which will fully appear by reference
to a copy of the order of the County
Court of Isle of Wight, herewith filed
as a part of this bill, & marked Exhibit
B. - And your orator avers, that
a large & valuable estate, consisting
of land, slaves, money, bonds & other
property, & worth in the whole from
\$60,000 to \$70,000, passed into the
possession, & under the control, of the
said Whitfield, as administrator as
aforesaid.

Your orator further represents, that

surrendered,
 (Having already to the said Complainant as guardian of the children of
 the late Mrs Baykin, a considerable number of negroes to which they were entitled
 on her death) and to render an account of this transaction as administrator
 or aforsaid. Indeed he only consented to qualify as aforsaid, only upon
 the hope, that he would be relieved of the responsibility of managing the
 estate consisting of many negroes after he had administered the same.
 And having assumed from hence to be dispensed with his duty in the
 behalf expenses. &c.

Robt. H. Whitfield attorn.
 of A. J. Baykin ad.

J. R. Elliott Secy. of A. J. Baykin
 Secy. of
 Baykin ad.
 Baykin ad.
 Baykin ad.

To the Hon. Rich^d. H. Baker judge of the Circuit Court of
the County of Chester in Chancery sitting.

The answer of Robt^t Whitefield administrator ^{with} the
Will annexed of Anthony G. Boykin decd, to a bill filed in this
Court against him & al. by J. Rich^d. Elliott Executor of the last
Will & Testament of Anna R. Boykin decd.

This, ^{respondent} having & excepting, so for answer to so much of the
Complainant's Bill as he is advised it is material for him to answer,
answering, says, that the allegations in said bill, relative to the death
of A. G. Boykin decd, the qualification on his estate by this respondent, the
subsequent death of his widow, Anna R. Boykin decd, and the qualification of
the Complainant as her executor, the number & ages of the children of
the said deceased, are all true, as well as the statement as to the
difficulties which have presented themselves, in the way of your respondent
and the Complainant, in the discharge of their respective duties arising
under the wills, of their several testators. This respondent was induced to
qualify as administrator of A. G. Boykin decd, by the persuasion of his
widow who was too feeble to act herself, the intention being on the part of this
respondent from the character ^{of} his testator & the doubt as to its true con-
struction, ^{that} to in all matters, not clearly within the scope of the duties of an
administrator as such, to consult & be governed by Mrs. Boykin, and
to cause her to unite in every act about which any possible doubt existed
as to its being within the authority or power of your respondent to perform.

The Complainant & this respondent have had frequent conversations, on the difficul-
ties growing ^{out} of said wills, and they both conceived it be safer for each of them
to cause a friendly suit to be instituted, for the objects specified in
said bill, and which course, he believes, has met the approbation & is in
accordance with the advice of eminent counsel. So far as this respon-
dent is concerned, he unites in the prayer of the Complainant's Bill, calling for
a construction of the will of his testator, and prescribing in what manner
he shall deliver up, & to whom, the estate of the said A. G. Boykin decd
so that he & his securities may be protected from all danger in so doing.
This respondent is ready & willing to deliver up the property of his testator

Anna & Boy Kings Ex^{tr}

in 3rd the Chy.

A. G. Boy Kings com. day

Answer of Sarah Wick.

In the Circuit Court of Sale of Wright County:

The separate answer of Sarah Dick to a bill of complaint exhibited in this Court by J. R. Elliott Exor of Anna R. Boykin, ^{the complain't} ~~defendant~~ ^{defendant} A. B. Boykin's admr. this respondent to them, as defendants

This respondent for answer to said bill says: that she believes the matters therein contained to be substantially true. And she submits all questions of law arising thereon, to the judgment of this honorable ^{Court}; insisting however, that your respondent's right to board or maintenance for life, under W^m. Anna R. Boykin's will, shall be established & protected by the decree of the Court. And having answered this respondent prays to be hence dismissed with her costs &c

Sarah Dick

By Wm. Lyon, her counsel

Anna R. Boykins Esq.

to { the clergy

A. R. Boykins adms

=
Answer of infants

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Cir: let. Isle of flight.

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April rules 1860 filed

In the Circuit Court of the of Wright County
In Chancery

The answer of the infant de-
fendants Anthony R. Boykin,
Betty Fanny Boykin, Evelyn Boykin
Anne Boykin, Richard Boykin
& Mary Emma Boykin, by N. D. Young

Esq: their guardian
ad litem, to a bill of complaint
exhibited in this Court by J. R. Elliott
Ex^r of A. R. Boykin dec^d as plaintiff
against these respondents & others
as defendants -

These respondents, answering by their said
guardian, say that they are infants of
tender years and submit their rights & in-
terests to the protection of this Honorable
Court - And having answered they pray
to be hence dismissed with costs to -

N. D. Young gdn.
ad litem

His ^a ~~Dear~~ friend
 Wm Lloyd Garrison

(Ds: $\frac{1}{2}$ Sund. in
Chy.

Boykins Advr: tab.

To April week 1860.

Per. Ct.
Jas. Lyon Esq
Hartford Conn.

Entered on R. R. Whelford

David C. Beaton is
for you. as Gay says

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF ISLE OF WIGHT COUNTY,—GREETING:

WE COMMAND YOU TO SUMMON *Robert H. Whitfield* admor. with the will

and heirs of Anthony G. Boykin decd.; Fannie (or Sarah) Dick, Anthony B.

Boykin, Betty F. Boykin, Evelyn Boykin, Anne Boykin, Richard Boykin & Mary E.

Boykin (the last six being minors under 21 years of age).

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* next, to answer *the*

Bill in Chancery of J. Richard Elliott Executor of the last will

and testament Anna G. Boykin decd. and the legal guardian

of a plea of *Anthony B. Betty F. Evelyn, Anne, Richard*

and Mary E. Boykin.

damages.

and have then there this writ. WITNESS, NATHL. P. YOUNG, Clerk of our said Court, at the Court

House, this *9th* day of *March* in the year 186*0*, in the *84th*

year of the Commonwealth.

N. P. Young co.

I, acknowledge service of the within notice.

Thos. Reese

To J^r J. R. Elliott Executor of Anna R. Brykin ad, and
as Guardian ad litem of Belle Brykin, Eow Brykin, Nannie
Brykin, Richard Brykin & Mary Brykin -

Take notice, that on Third day of Octo. 1860, at
Jr. George Mason's, in Greenville County, Ga., I shall proceed to take
the deposition of Sallie W. Sick, to be read as evidence in a
suit pending in the Circuit Court of Isle of Wight County, in
which you as Executor of Anna R. Brykin is Plaintiff vs I, and all
are Defendants: And if for any cause the said deposition shall
not be taken on that day, they will be adjourned from time to time, until they are
completed - Given under my hand this 4th day of Oct. 1860.

Robt. Whitfield admr
of A. R. Brykin ad

Mykiss Ex.
G.

Mykiss asi

Separation of
Salmonids

County of Greenville state of Va.
The foregoing deposition of Miss Sallie M. Dick was taken
down to, and signed before me Wm H Spratt
a justice of the peace of said County, at Drury
Mason in said County, on the 13th day of October
1860. Given under my hand this the 13th day of Oct. 1860
Wm H Spratt J. P.

The deposition of Sallie W. Dick, taken at Dr George
Mason in the County of Greenville, Virginia, on the 13th
day of Octo. 1860. to be read as evidence ~~for~~, in a suit
in favor of Brykins Exor. H. Brykins ~~admon~~ & als. pending in
the Circuit Court of said County.

The said Sallie W. Dick having been duly sworn on the
Holy Evangelists, deposes as follows.

Question 1. Were you a member of the late Dr. A. G. Brykins
family? 2. Were you well acquainted with negroes
belonging to him & his wife, if so please give the names
of such as belonged to Dr. Brykin absolutely: and also
those which on the death of Mrs. Brykin went to
her children:

Quest. 3. Were there negroes called the Filyhug negroes,
belong to Mrs Brykin & then to her children: or
to Dr. Brykin absolutely? Please give separate
list of each.

Answer: I was a member of Dr. A. G. Brykins' family for
many years before his death: and was well acquainted with
his negroes & to much extent with his affairs. & these are
names of the Negroes of Dr. A. G. Brykin which he
owned in fee simple - as follows:

Eliza, Solon, Lawson, Sally, Charles,
Wallace, Allen, Mack, Junius, Merritt,
Peter, Moses, Henry, William, Harrison,
Peter, Louisa, Cicero, Edmund, Georgianna,
Solly, Nancy, -

And the following are the negroes which on Mrs Brykins death
went to her children - Sylvia, Lewis, William, Louisa,
Ben, an infant, Fanny, Elizabeth, Clara, Anna, Mary,
Fanny, Anabella, Priscilla, Ellen, Robert, Allen, Jale,
William Margaret, Robert, George, Albert, Plummer and
infant. The last line Fitzhugh negroes. Sallie W. Dick

Receipt of Dr Ellinck
J. J. Dr. Boykin's
children - for all
negroes, belonging
to them - except
such as belonged to
Dr. Boykin - free

J. J. R. Elliott do acknowledge to have received
as Guardian to the children of the late Dr. A. A. Hykin
and Mrs Anna R. Hykin his wife, all the negroes, which
did not belong to the late Dr. Hykin in fee, from Rev H.
Whitfield his adviser, on the 1st January 1860. Witness my
hand &c of the 1st day 1860.

Thos. Elliott (D)

Baykins Ecce
Lals - - is } In Chancery
Baykins
Admirals }

Commissioner Hayden
Repat-

Octo. 16th 1860.
Right. filed.

The Estate of Anna R Baykin deceased
In account with J R Elliott her Executor -

1859	June	6	To Cash paid Probate Tax	1 00
	July	10	do R H Whitfield admr of A G Baykin for purchases at sale of latter by testimony	785 51
			do Rev. Taylor for Funeral Ser- mon of do -	25 00
			do Dr Purches Medical etc of do	36 00
		11	do B R Smith auctioneer at sale	5 00
			do J R Parker services at ..	15 51
		12	do Appraisers -	3 00
			do Clerks Tickets -	22 5-
		25	amount invested on this date in Vt state stock, in name of J R El- liott as Guardian of the heirs of A. G. Baykin, 53, shares at 95-	5985 00
1860	June	5	Commissions on \$5839.99. Recpts -	342 00
			Commissions fees for this etc I copy for Executor -	7 50 \$7208 77
1859			<u>Ca</u>	
	June	16	By Cash proceeds of sale of Chattel prop- erty made this day.	48 20
			do from R H Whitfield amt due by him to estate on individual etc	12 50
	July		amt recd on Policy of Insurance on life of A. G. Baykin \$5992.55, & \$153.17 interest on same, on deposits in Bank-	6145 72
	Dec	16	amt of credit sale of Chattel prop- erty due this day.	572 57
			do from A. G. Baykins admr -	61 00
1860	June	5	Balance due Executor as per debit	368 78 \$7208 77

R Baykin, which construction it is the object-
of this suit to obtain. That at the request of
the said R H Whitfield he continued the com=
pletion of his a/c as admr of S G Baykin until the
date of this report, so as to include his transactions
down to that date & on this 5th day of October 1880,
completed the foregoing account of the transac=
tions of the said R H Whitfield as admr of S. G.
Baykin, & on that day finds a balance of \$11,124.83
to be due from said admr to said estate, of which
\$10,231.84 is Principal & \$892.99 is interest - That no
materials have been furnished your commission
for an account of the real & personal estate of the said
S G Baykin. With the consent of the court of the
parties these accounts are returned to court with-
out the usual retention of ten days - Given under
my hand as commissioner aforesaid the day & year
aforesaid.

C. B. Hayden

Commissioner Fee \$14.25

7.50 - chgd J. R. Elliott

4.75 " R H. Whitfield
14.25

1859	Dec	5	By Balance due Estate on this date as per foregoing ac	10597 41	38961
"	"	14	" Amt from Susan Almand Bond	22 04	
"	"	"	" Thos Green's Admin -	3 75	
"	"	22	" Ed. Balleis Estate med'c	6 50	
"	"	"	" O. H. Balleis "	2 50	
"	"	"	" W. Whitley Bond	19 12	
1860	Jan	1	" Thos E Cutchin Indgmt.	45 00	
"	"	"	Amount of Negro Hires for 1859 less Hire of W. \$40.00 -	1449 50	
"	"	30	" Balance on Bond	7 70	
"	"	31	" Chas E Jordan "	82 42	
"	"	"	" " Med'c	6 50	
Feb	"	"	" A P Jones "	14 00	
"	"	"	" Indgmt to Mo R, & P H Cutchin	197 40	
"	"	29	" Willis Lockman Bond less ac	14 39	
March	"	1	" J. B Lockman "	178 66	
"	"	21	" Mo Breakley "	177 19	
April	"	3	" Saml Cutchin in part of Indgmt.	17 75	
"	"	"	" Wilem P Bagnale Bond.	1833 32	
May	"	24	" Jeremiah Cutchin in part "	82 14	
Sept	"	13	" Sundry Medical acs from Elisha L Eley Comtable	150 00	
Oct	"	5	" Interest on \$10,597.41 - to date	529 87	
				\$14,907 29	\$919 48

1860	Oct	5	Balance due Estate of Principal	10,231 84	
"	"	"	" Interest	892 99	
"	"	"	Total Balance due Estate	\$11,124.83	

To the Circuit Court
of Isle of Wight County;

Commissioners Office
Smithfield Oct 5th 1860

Pursuant to a decree of the said court made on the 18th day of May, 1860, in a suit in chancery depending in said court, between J. R. Elliott executor of the last will & testament of Anna R Baykin & Guardian of Anthony B. Betty F. Ann, Richard, Mary E Baykin, as Plaintiff, & R. H. Whitfield admr of A. G. Baykin Sally Dick, Anthony B. Bettie F. Anna, Richard, Evelyn Mary E Baykin, the undersigned one of the Commissioners of said court, to whom was referred for settlement, by said decree, the accounts of the transactions of R. H. Whitfield as admr of A. G. Baykin, of J. R. Elliott as executor of Anna R Baykin of the estate real & personal belonging respectively to the said A. G. Baykin, & Anna R Baykin, reports to the court, that on the 1st of September last he issued notices to the several parties aforesaid requiring them to attend the settlement of said accounts before him at his said office, on the 15th ult. which notices were acknowledged by the counsel for the parties. That the aforesaid J. R. Elliott, & R. H. Whitfield respectively as executor & admr aforesaid appeared before him in obedience to said notices & he thereupon examined the vouchers & settled the foregoing account of the transactions of the said J. R. Elliott as Executor of Anna R Baykin, up to the 5th day of June 1860, & finds a balance on that day due from estate to said Executor of \$364.78, exclusive of the amount mentioned in said account as invested in state stock in the name of J. R. Elliott as Guardian of the heirs of A. G. Baykin, which investment is debited in said account by your commissioner, without any decision as to the correctness of such investment. The account of the real & personal property of said Anna R Baykin is waived by counsel as demanding the construction of the wills respectively of A. G. & Anna

1860		To Amount not up-	3623 58	
March	20	.. Cash paid T. Whitehurst &c	1525-	
"	21	.. " " Mr Folk-	86 04	
"	"	" " " Bond	56 11	
"	"	" Suffolk Sun adsing Land	5 12	
April	5	.. Mrs Valentine &c	39 50	
May	24	.. J N Cutchin	6 00	
"	"	.. Alth's Fee in Wamble Wilson & Baykin	10 00	
June	"	.. Eliza's Expenses to Dock Mason's	3 50	
July	9	.. advanced to J R Elliott & Son of or- phans of A J Baykin for sup- port of wards	32 50	
"	18	.. G Sh Whites &c	3 75-	
"	25	.. E B Pedies Adm'r Bond.	139 08	
"	"	.. Clarks Tickets	28 67	
Aug	25	.. A. P. Spratly assignee E G Hamison &c	6 00	
"	"	.. Clerk of Stammered-	4 46	
"	"	.. " Prince Lease-	125-	
"	"	.. Dr Purdies Med &c	5 75-	
Oct	5	.. B B Pastens assignee Mrs Chalmers Bond	41 18	
"	"	.. C C Chalmers &c	46 47	
"	"	.. Commissions on \$4309.88 - Receipts	215 49	
"	"	.. do on \$529.87 Interest -	12 75-	26 49
"	"	Balance due Estate as per contra	10231 84	892 99
			\$14,907 29	\$919 48

Exp

1859	Dec	14	To Cash paid James Scott ac	3 13
"	"	16	" " Taxes & Clerks Tickets	85 34
"	"	22	" " S. R. Batten ac	2 25-
"	"	24	" advanced J. R. Elliott Soln of A. G.	
			Barkins aphans for support of wards	850 00
1860	Jan	10	" Cooper & Jordan Ac -	127 46
"	"	"	" " Bond -	30 38
"	"	"	" " Ac as Estate -	233 78
"	"	14	" A. Layman Ac	2 00
"	"	17	" O B Pastors "	4 75-
"	"	"	" R White clothing Margaret & 3 children -	12 50
"	"	"	" do Bal on Bond -	76 43
"	"	18	" Gray Carroll assignee J. A. Carol - Bond	561 04
"	"	28	" Willis Wilson Ac	1 50
"	"	31	" Sheriffs fees -	3 00
Feb	"	1	" H N Jordan Ac	114 63
"	"	"	" " Bond -	142 96
"	"	"	" " assignee S. G. man ac	2 73
"	"	"	" " A. R. Baykin	4 50
"	"	"	" " Bettie "	28 04
"	"	"	" " Evelyn "	18 66
"	"	"	" " Anna "	15 16
"	"	"	" " Richard "	13 15-
"	"	"	" " Mary E. "	10 86
"	"	4	" Dr H P Jordan bal on settlement	97 77
"	"	"	" " Atty fees stay in suits as Seeds & als -	13 00
"	"	"	" " J. A. Jones Atty fees for opinion on will	25 00
"	"	14	" " Clerks Tickets -	12 08
Mar	"	7	" " J. B. Whitehead Ac	19 11
"	"	9	" " Jesse Hodges "	13 00
"	"	"	" " H N Jordan "	3 12
"	"	"	" " G J Wilson "	9 50
"	"	"	" " Sarah Newman Bond -	99 652
"	"	16	" " J. R. Elliott Guardian of aphans of A. G. Baykin for support of wards	90 03
			" " Amt carried over -	\$ 3623.58

1839		To Amount not up	2099 68	
Oct	7	" Cash paid Dr B Pastens af	525-	
"	4	" " Central Presbyterian "	725-	
"	18	" Atty, fees & exp in suit vs A. Moody	650	
"	"	" " Thos E. Cutchin	650	
"	"	" " Saml Cutchin	650	
"	"	" " T. C. Matthews-	650	
Dec	3	" advanced J. R. Elliott Edm of De- phans of A. J. Baykin for Suppat of wards-	547 50	
"	5	" Commissions on \$14,392.32-	719 62	
"	"	" Balance as per Contra due Estate	10397 41	389 61
			\$14,002 71	\$389 61

1838		By		
Dec	21	By amt from sale of Land to H. P Tadon in Bonds of five equal amts payable annually, with interest from Jan 1 st 1839 -	8250 00	
1839				
Jan	1	" do from E. Mason Med af	4 00	
"	15	" " G. G. Carden "	12 00	
"	"	" " J. R. Elliott bal: on Settlement	139 64	
"	25	" " Ed: Pitt - Bond	204 67	
"	"	" " " Ac	12 00	
"	"	" " Mo Chapman bal on Settlement	43 6	
"	"	" " C F Maenn Edm H. Maenn af	350	
"	"	" " Jas Shepherd "	450	
"	"	" " Robt Lawrence "	1500	
"	"	" " Slaughter Popfield "	34 00	
"	"	" " Mo W (Anson 3.00 - A. C. Goodrich 6.00)	9 00	
Feb	"	" " Mrs Goodrich -	16 00	
"	"	" " Jim Lawrence f. n.	338	
"	"	" " Dr Briggs bal: on Settlement	1325-	
"	"	" " Margaret Povel - Med af	850	
Mar	4	" " Richd Reynolds Bond	3832	
"	"	" " " bal: on Settlement of af	2312	
		Amount carried over -	\$8795 26	

1839		By		
Mar	7	" do from H. J. Cabill - bal: on Bond	9896	
"	"	" " Chas Mo Pitt - Med af	400	
"	"	" " J. Pinner "	400	
"	24	" " C. Hall "	2125-	
"	"	" " Mary Hall "	200	
April	6	" " Geo. Simpson "	1100	
"	9	" " Geo. Maynard "	500	
"	14	" " Giles Minton "	1200	
"	26	" " Sally Munch "	4412	
"	"	" " Mo Edwards "	400	
June	15	" " Mat: Povel "	700	
"	17	" " Dr Elliott hire of William f. 1838	11500	
"	21	" Sales of Chattel Property due this day	3929 48	
"	27	" " T. Greenhorn Med af	3700	
July	23	" " Geo Simpson Bond	6079	
"	26	" " Mo Hall Med af	300	
"	30	" " J. A. Parker "	3300	
Aug	17	" " J. B. Hodsdon - interest on Bond	2817	
"	"	" " M. P. Hills - Bond -	252 68	
"	23	" " G. P. Tadan Med af	4150	
"	"	" " Ash Roberts Bond -	14137	
"	"	" " M. E. Gibbs Bal on af	244	
"	20	" " M. P. Howard "	1950	
"	"	" " H. J. Bunkley Bond -	14493	
Sept	5	" " Wm Johnson - Indgnit	5193	
"	"	" " Mo J. Coran Med af	1200	
"	10	" " Jas C Matthews Indgnit	3919	
"	13	" " W. P. Channel bal: on Settlement	723	
Oct	"	" " R. Bell Bond	1689	
"	"	" " Jas P Tadan Bonds af	2074	
Nov	5	" " H. Horn in part of Bond -	1000	
"	23	" " Geo. Milly balance on "	2328	
Dec	"	" " J. C. Thomas Edm of B. Thomas Med af	400	
"	5	" " Interest on \$7837.50 - (8250.00 less commissions from Jan 1 st 1839 to March 7 th 59 -	8621	
"	"	" " do on \$6792.50 - (7837.50 - 1045.00) from March 7 th	30340	
			\$14,002 71	\$389 61

4

The Estate of A. G. Baykin Deceased

In account with R. H. Whitfield his Administrator

1838 Dec 1839	1	To Cash paid Probate Tax	1 00
	"	" Sheriff's Taxes -	100 56
Jan	15	" Washwoman for family	1 50
"	"	" Expenses of Negroes -	1 00
"	"	" advanced Widow	10 00
Feb	8	" Coffin & Funeral Expenses	60 00
"	"	" Appraisers	2 00
"	"	" H. H. Noble Clerk at Sale	15 00
"	22	" Mrs P Thomas Clerk at	16 00
"	24	" Charlotte's Expenses to Petersburg	2 50
Mar	7	" R. A. Alquist's Executors Bond	104 50 00
"	8	" Subscription to Engineer, & Medical Journal & advertising Land in Engineer & Whig.	47 46
May	28	" A. Atkinson Brick Work on Grave	67 50
"	31	" Expenses of Eliza to Dr Masons	5 00
June	1	" Bill of Southern Argos	16 38
"	17	" Dr M. River 5.50 - Mrs Monahan \$10.00	15 30
"	"	" Mary Cap. & Sp.	1 00
"	"	" McCaffrey - Monument &c	153 60
"	"	" J. Pearman & Co Servants Expenses -	42 50
"	"	" Mr. Plocher	17 00
"	"	" A. J. Coffey & Co Balance of ac	32 87
Jul	26	" Isaiah Hail	19 6
"	"	" Mrs Chapman Bond	80 19
"	29	" E. Crump's balance on Settlement	61 65
"	"	" J. A. Parker - Ac	3 50
"	"	" R. F. Baret	69 1
Aug	3	" Miss M Baykin	125 00
"	6	" Mr Goodwin	75 38
"	25	" Steam Boat Co	4 00
"	"	" Freight	9 32
"	"	" S. G. Baykins ac	134 75
Sept	6	" R. Pope	40 83
Oct	7	" B. Bidgood	1 82
Amount carried over -			\$2099 58

Commissioner Hayden

2nd Repat-

Under Secree

of
May Term 1866

Sept. 1. 1868 filed

children, to the exclusion of their Mother without subjecting
the estate of A. G. Baykin in any manner to the control
of the will of his wife Ann R Baykin, it appearing to
your Commissioner that under a proper construction of
the will of A. G. Baykin, his wife Ann R Baykin was a mere
Trustee for life for the joint benefit of herself & children &
that on her death the property passed absolutely & equally to
the children of said A. G. Baykin - That no materials
have been laid before your Commissioner for an account
of the transactions of S. R. Elliott as Executor of Ann R Baykin
or of R. H. Whitfield as Administrator with the will annexed
of Ann R Baykin - as he has reported no receipts from her
estate with the exception of some negro hires, which
from to the date of the last decree herein the said R. H.
Whitfield as Guardian of her children had credited to
them in his guardian's office & expended for the benefit of
said wards - That there has been no evidence before him
of any investment by the executor of Ann R Baykin
except that of State Bonds in the name of the Guardian
of the children of A. G. Baykin reported in the last
report herein of the transactions of said S. R. Elliott as
Executor of Ann R Baykin; of the propriety of this
investment in this character no decision was made by
your Commissioner in his last report, because such
decision involved the construction of Ann R. Baykin's
will, which construction it was the object of this suit
to obtain, but which has not yet been made - Your Commissioner
has had no positive evidence before him of the
disposition made of this investment, but he infers that the
Bonds have been sold & the proceeds appropriated to
the support of the children of A. G. Baykin -
That the estate of Eveline & Bettie F Baykin still remain-
ing in the hands of the Administrator of A. G. Baykin - no
estate of theirs having come to the hands of E. W. & E. J. as
Administrators of Eveline Baykin & Bettie F Baykin, said
Administrators had no report to render - That said

R. H. Whitfield waived the account of his transactions in
the estate of S. R. Elliott, as he had rendered such an
account before the Commissioner of the County Court
of Hammond in which court he qualified in the
estate of said S. R. Elliott - At the request of R. H.
Whitfield as Administrator of A. G. Baykin he reports
the debt due from the estate of said A. G. Baykin to
Mrs. J. W. Noble reported on page 24 - amounting to
\$ - 149.57 of which \$ 120.58 - is principal & entitled
to be an interest from Oct 18th 1868 -

The Commissioner further reports to the court, that after the
completion of said account, he retained the same in his
office ten days for the examination of the parties, during
which time no exceptions were filed - The decree
Notices aforesaid are herewith returned -

Given under my hand as Commissioner aforesaid, the
day & year aforesaid

C. B. Hayden

Time employed

200 - hours - Commissioner's fee \$ 150.00 charged
to A. G. Baykin's Admrs -

R Baykin, the Administrator being anxious to have
on record an account of his expenditures, & it being
impracticable then to obtain the amount expended for
each child, & it being intended in some future accounts
to remedy this defect & which in the foregoing Legation of
has been done - That to obtain the items chargeable to each
child, & disent them from the general account of expendi-
tures, was a labour of great difficulty & trouble & has delayed
the completion of the A/c - That in the foregoing a/c
disbursements are allowed on account of the children
beyond their income, such expenditures not all being
just & proper, but in many cases from the exigency of the
times unavoidable & reasonable for the benefit of the wards -
That it was in evidence before your commissioner that the
sum of \$530.00 charged in the A/c of Feb 1855 on page 22
was on that date deposited with Miss Vick, to meet the contin-
gent expenses of the family, the Administrator fearing that
from the perilous condition of affairs the might be cut off ^{from} the
children & that this amount was left in the care of the war
in Miss Vicks hands unexpended, your commissioner has
hence allowed the same in the foregoing a/c - At the
instance of said Administrator, your commissioner
reports that the Bonds heretofore reported as uncollected
on account of the stay law are from the same cause
still uncollected, & that a suit is pending claiming
an abatement of the Page Bonds as to the interest
accruing during the war & as to a portion of the
principal on account of an alleged deficiency in the
lands for which these Bonds were given, that these
Bonds are credited for their full amount in the
foregoing accounts - That in the foregoing Legation
accounts all the property credited to the estate of
A G Baykin has been distributed equally among his

Commissioner's Office
Smithfield September 1st 1868

To the Circuit Court of
Isle of Wight County

Pursuant to a decree of the Court aforesaid made on the 17th day of May 1866, in a suit in Chancery depending in said court; between R H Whitfield as administrator of J R Elliott, & as Administrator of Ann R Baykin Plaintiffs & R H Whitfield as Administrator with the will annexed of Anthony F Baykin, Executor & Eley Sheriff of the County of Isle of Wight & as such Administrator of Bettie F Baykin & Eveline Baykin, Sallie Vick, Anthony R Baykin, Anna Baykin, Mary E Baykin & Richard Baykin, the last three infants Defendants - the undersigned one of the Commissioners of said court, to whom was referred for Settlement by said decree, the account of the transactions of Robert H Whitfield as Administrator of A. F. Baykin, of the amounts respectively due the children of said A. F. Baykin - of the transactions of J R Elliott as Executor of Ann R Baykin, of the amount of act & standers debts due from the estate of said Ann R Baykin, & of any investments made by such executor, the value thereof, what disposition has been made of such investment, & of the transactions of said R H Whitfield as Administrator of J R Elliott & as Administrator de bonis non with the will annexed of Ann R Baykin & of the transactions of Ezeck L Eley as Administrator of Bettie F Baykin, & as Administrator of Eveline Baykin; reports to the Court, that on the 5th day of January 1867, he issued Notices to aint the several parties aforesaid, requiring them to attend the Settlement of the said accounts, before him, at his said office, on the 5th day of February 1867, which were returned to your Commissioner duly executed - That the said R H Whitfield appeared before him & exhibited vouchers as Administrator

of A. G. Baykin covering a portion of the period included
in the foregoing accounts & to enable him to produce the
remaining vouchers the taking of said account was adjourned
from time to time, the papers of said Administrator having
during the war been much scattered, deranged & scrip-
pled & for sometime misplaced. That the said
Administrator had during the war regularly returned
to the County Court accounts of his transactions on the
estate of said A. G. Baykin from the date of the last
account herein, October the 5th, 1861, to October 5th, 1863
official copies of which are herewith filed - On page 13
will be found the continuation of the latter account to Dec 5, 1863
& on page 14^a to Dec 5, 1864 & on page 22 to April 5, 1865.
In completing the A/c from Oct 5/63 to Dec 5/63 on page 13 as
aforesaid, the balance due by the former A/c at the former date
having been previously credited in the Administrator's Legatee
Accounts, the continuance of the A/c to Dec 5/63 only
includes the receipts & disbursements between Oct 5 & Dec 5/63.
At the end of each successive year the balance at the close
of the A/c is distributed among the legatees in their respective
A/cs. As will be seen from the foregoing A/cs made up during
the war to Oct 5th/63 no distinction is made between
the receipts & disbursements in Confederate & par
currency, there being then no standard by which
the former could be scaled - In the foregoing A/cs
the Confederate currency receipts & disbursements
are reduced to their value in par currency -
In making the Confederate balances, the value has been
estimated according to the value at the time when
the balance was created & not at the end of the
fiduciary year when the balance is struck, such
seeming to your Commissioner the equitable
rule as well as the spirit of the rule established
in Deering's Adm'r's Recker - It is proper however
to state that the completion of the A/c has been deferred
in consequence of certifying portions of it; to make it

conform to the said case - From April the 5th/65, the
close of the Administration A/c the disbursements were charged
in the guardian A/cs, because the receipts were from funds
held in the capacity of guardian & because the receipts were
taken in the character of guardian - The Balance due
the Estate on Dec 5/62 is treated as a par fund because
much of it as did not originate in 1861 was created
in 1862 prior to the depreciation of the currency, there
being no receipts in 1862 after February of that year
& no disbursements after April when the currency
was at par -

Your Commissioner further reports that he has made up the
accompanying Legatee A/cs, showing the amount due each
of the children of A. G. Baykin from his estate - In these
Legatee A/cs the balance in the hands of the Administrator at the
end of each year is distributed among the children, they
being respectively credited with their shares of said balance
& charged with their disbursements during the year -
In the first year of the Administrator's transactions, when the
estate was not settled & the charges against the children
were few & the debts of the estate unpaid, the legatee A/cs
are made up so as to correspond with the Administration
A/cs as to the A/c & charged, but after the debts of the
estate were paid the Legatee A/cs are made up on the
principles of guardian A/cs - For each year there is
a statement showing what amount there would be at the
end of the year for distribution if no disbursements had
been made in account of the children in their respective
accounts - They are credited with their portion of the balance
thus ascertained - The A/cs of Belle & Baykin & Eveline
Baykin close at the end of the fiduciary years in which
they respectively died - The former having died on the
9th day of October 1861 & the latter on the 10th day of July
1864 - In regard to the A/cs closed as aforesaid, the balances
are divided among the remaining children -
In making up the Legatee A/cs of Belle & Baykin

Commissioner's Office
Smithfield September 1st 1868

To the Circuit Court of
Isle of Wight County

Pursuant to a decree of the Court aforesaid made on the 17th day of May 1866, in a suit in Chancery depending in said court; between R H Whitfield as administrator of J R Elliott, & as Administrator of Ann R Baykin Plaintiffs & R H Whitfield as Administrator with the will annexed of Anthony J Baykin, Ezeiel Eley, Sheriff of the County of Isle of Wight & as such Administrator of Bettie F Baykin & Eveline Baykin, Sallie Vick, Anthony R Baykin, Anna Baykin, Mary E Baykin & Richard Baykin, the last three infants Defendants - the undersigned one of the Commissioners of said court, to whom was referred for settlement by said decree, the account of the transactions of Robert H Whitfield as Administrator of A. J. Baykin, of the amounts respectively due the children of said A. J. Baykin - of the transactions of J R Elliott as Executor of Ann R Baykin, of the amount of assets and debts due from the estate of said Ann R Baykin, & of any investments made by such executor, the value thereof, what disposition has been made of such investment, & of the transactions of said R H Whitfield as Administrator of J R Elliott & as Administrator de bonis non with the will annexed of Ann R Baykin & of the transactions of Ezeiel Eley as Administrator of Bettie F Baykin, & as Administrator of Eveline Baykin; reports to the Court, that on the 5th day of January 1867, he issued Notices to gainst the several parties aforesaid, requiring them to attend the settlement of the said accounts, before him, at his said office, on the 5th day of February 1867, which were returned to your Commissioner duly executed - That the said R H Whitfield appeared before him exhibited vouchers as Administrator

1 Statement A

Principal-Interest

1859				
Dec'	5	Balance due Estate on this date	10,597	41
		Add Disbursements for Distributives		
		in this A/c to date as per (B)	562	50
		Am't of Interest brought down -	389	61
		Amount to be distributed on this date,	11549	52

Statement B

Disbursements to Legatus to Dec 5th/59

1859				
Jan'	1	Am't paid Widow	10	00
May	3	Expenses of Servant Eliza to Dr. Mason	5	00
Dec'	3	Paid Guardian of children	547	50
		Total Am't of Disbursements	\$562	50
		in A/c ending Dec 5 th /59 -		

A Kp Boykin a Legatee of A G Boykin Dec'd
In account with R H Whitfield his Administrator

1859				
Dec'	3	To your portion of amount paid		
		Dr Elliott your Guardian +		
		of charges in (B)	92	92
	5	" Balance due you as per contra.	1832	00
			\$1924	92

1859				
Dec'	5	By your portion of balance due		
		Estate on this date as per A)		
		being 1/6 of above balance of 11,549, 52	1924	92
			\$1924	92

2
 Bittie F. Boykin a Legatee of A. F. Boykin
 In account with R. H. Whitfield his Administrator

1859				
Dec	5	To your portion of charges in B -	97	92
"	"	" Balance due you as per contra -	1827	00
1859		C	\$1924	92
Dec	5	By your portion $\frac{1}{6}$ of Balance of		
		11-649.52 of A -	1924	92
			\$1924	92

Balance due the other Legatees Evelyn Boykin,
 Anna Boykin, Richard Boykin + Mary Emma -
 Boykin each on Dec 5th 1859 - \$1832 00

Statement C -

1860				
Dec	5	Balance of Principal due Estate		
		per A/c filed in this cause -	10240	09
	"	do per do on Dec 5 th 1859 -	10597	41
		Excess of Disbursements over receipts	357	32
		Add Disbursements charged in A/c interest	84	10
		Total excess of Disbursements -	\$441	42
		Disbursements to Legatees as per D -	1419	90
1860		Deduct Excess as per C -	\$441	42
Dec	5	Balance for distribution on this date	\$978	48

Statement of Disbursements to Legatus

In A/c ending Dec 5th 1860

1859						
Dec'	24	Amount paid Guardian -	850	00		
1860						
Feb'y	1	" for A B Boykin	4	50		
"	"	" " Bettie H "	28	04		
"	"	" " Evelyn "	18	64		
"	"	" " Anna "	15	16		
"	"	" " Richard "	13	15		
"	"	" " Mary E "	10	86		
March	14	" " Guardian children	90	03		
"	"	" " for servant of Fanny B Boykin	3	50		
29 th July	9	" " Guardian of children -	325	00	135	8 90
"	"	" " Admtr of Anna B Boykin			61	00
Total of Disbursements for Legatus						
in A/c ending Dec 5 th 1860 -					\$1419	90

A B Boykin a Legatus of A G Boykin
In A/c with R B Whitfield his Administrator -

1860						
Dec'	5	To your share of Disbursements				
		as per A/c D -	225	50		
		" Com's on \$106 - 02	5	30		
		" Balance due Legatus as per contra-	1870	30	\$2101	10
		for				
1859						
Dec	5	By Amount due Legatus on this				
1860		date per foregoing act	1832	00		
Dec'	"	" One years interest on \$1767 - 00 prin ^{cipal} of	106	02		
"	"	" Your act of \$978.48 per act (C)	143	08	\$2101	10

1774

Lettie F Boykin a Legatee of A G Boykin Deed
In account with R H Whitfield his Administrator

1860	Dec	5	To your share of Disbursements as pr a/c D -	252 55	
"	"	"	Commissions on \$105.72	5 28	
"	"	"	Balance due Legatee as pr contra -	1837 97	\$2095 80
1859			Cr		
Dec	5		By Balance due you on this date per foregoing a/c -	1827 00	
1860	Dec	"	" One year interest on \$1762.00 principal	106 72	
"	"	"	Your 1/6 of Balance of \$978.48 pr a/c C	163 08	\$2095 80

Erveline Boykin a Legatee of A G Boykin Deed
In account with R H Whitfield his Administrator

1860	Dec	5	To your portion of Disbursements as pr a/c D -	239 65	
"	"	"	Commissions on \$106.02	5 30	
"	"	"	Balance due Legatee as pr contra -	1856 15	\$2101 10
1859			Cr		
Dec	5		By this amount due you on this date per foregoing a/c -	1832 00	
1860	Dec	"	" One year interest on \$1767.00 principal	106 02	
"	"	"	Your 1/6 of \$978.48 pr a/c C	163 08	\$2101 10

Anna Boykin a Legatee of A G Boykin Deed
In account with R H Whitfield his Administrator

1860	Dec	5	To your disbursements as pr a/c D -	234 14	
"	"	"	Commissions on \$106.02	5 30	
"	"	"	Balance due Legatee as pr contra -	1859 64	\$2101 10
1859			Cr		
Dec	5		By balance due you on this date per foregoing a/c	1832 00	
"	"	"	One year interest on \$1767.00 principal	106 02	
"	"	"	Your 1/6 of \$978.48 -	163 08	\$2101 10

Richard Boykin a Legatee of A G Boykin Deed
In account with R H Whitfield his Administrator

1860	Dec	5	To your disbursements as pr a/c (D) -	234 14	
"	"	"	Commissions on \$106.02 -	5 30	
"	"	"	Balance due Legatee as pr contra -	1861 64	\$2101 10
1859			Cr		
Dec	5		By balance due you on this date per last a/c -	1832 00	
1860	Dec	"	By one year interest on \$1767.00 principal	106 02	
"	"	"	Your 1/6 of \$978.48 -	163 08	\$2101 10

Mary E Boykin a Legatee of A G Boykin Deed
In account with R H Whitfield his Administrator

1860	Dec	5	To your disbursements as pr a/c (D)	231 87	
"	"	"	Commissions on \$106.02 -	5 30	
"	"	"	Balance due Legatee as pr contra -	1843 93	\$2101 10
1859			Cr		
Dec	5		By balance due you on this date date per last a/c -	1832 00	
1860	Dec	5	One year interest on \$1767.00 principal	106 02	
"	"	"	Your 1/6 of \$978.48 -	163 08	\$2101 10

Statement (E)

1860	Dec	5	Balance due Estate of Principal --	10240	09	
			Do -- Interest --	205	51	
1861	Dec	"	Interest charged in a/c on this date ^{on} \$10240 ⁰⁹	614	41	11760 01
"	"	"	Balance due Estate on this date (deducted)			10938 81
			Excess of Disbursements over Receipts -			1421 20
			Deduct com's on interest included in do			30 71
			Net Excess of Disbursements over Receipts -			1390 49
			Disbursements for Legatus as per (F)			1474 43
1861	Dec	5	Am't for Distribution on this date -			\$ 83 94

Statement (F) of Disbursements for Legatus in a/c ending Dec 5th 1861

1861	Jan		Cash paid Miss Dick for 5 younger children	20	00	
	Feb	5	Board + Tuition for Anna Boykin	192	30	
	"	"	Do -- I Richard "	135	45	
	"	"	Do -- Bettie F "	145	45	
	"	"	Do -- Eveline "	193	20	
	"	"	Do Governor of 4 children	100	00	
	"	"	Do Mary E Boykin	134	45	
	"	"	Do Servant for Children --	55	50	
	"	9	Paid W ^m H Jordan clothing for Richard	14	83	
	"	"	" " " Anna "	40	65	
	"	"	" " " Eveline "	45	10	
	"	"	" " " Bettie F "	41	75	
	April	25	Cash to A. R. Boykin --	20	00	
	May	9	" " "	50	00	
	"	16	do Miss Dick for 5 younger children	50	00	
	June	10	" " "	50	00	
	Aug	30	" " "	60	00	
	Oct	12	Do I R Jones Burial Expenses removing remains of Bettie F Boykin -	1.15	55	\$1474 43

4
A B Boykin Legatee of A & S Boykin Deed.
In account with R H Whitfield his Administrator.

1861 Dec	5	To Cash as per Statement (F) —	70 00
		" Commissions on \$102.27 —	5 11
		" Balance due Legatee pr contra	1911 45
			1986 56

Dr

1860 Dec	5	By Balance as per foregoing a/c —	1870 30
1861 Dec	5	" One year Int on \$1704.58 principal of do	102 27
		" 1/6 of \$83.94 Balance as per (E) —	13 99
			\$ 1986 56

Bettie F Boykin a Legatee of A & S Boykin Deed,
In account with R H Whitfield his Administrator —

1861 Dec	5	To Year Disbursements as per (F) —	416 25
"	"	" Commissions on \$100.35 —	5 02
"	"	" Balance due Legatee as per contra	1531 04
			1952 31

Dr

1860 Dec	5	By Balance as per last a/c —	1837 97
1861 Dec	5	" One year Int on \$1672.53 principal of do	100 35
"	"	" 1/6 of Balance of \$83.94 pr (E)	13 99
			1952 31

Eveline Boykin a Legatee of A & S Boykin Deed.
In account with R H Whitfield his Administrator —

1861 Dec	5	To Year Disbursements as per (F) —	296 30
"	"	" Commissions on \$101.42 —	5 07
"	"	" Balance due Legatee —	1670 19
			\$ 1971 56

1860 — Dr —

Dec	5	By Balance as per last a/c —	1856 15
1861 Dec	5	" One year Int on \$1690.43 principal of do	101 42
"	"	" 1/6 of \$83.94 Balance pr a/c (E) —	13 99
			1971 56

Ana Boykin Legatee of S G Boykin Deed.
In account with R H Whitfield his Administrator

1861			
Dec	5	To Year Disbursements ^{as} pr (F) - - -	290 95
		" Commissions on \$101-63 - - -	5 08
		" Balance due Legatee as pr contra -	1679 23
			<u>1975 26</u>

1860		- Cr -	
Dec	5	By Balance due Legatee pr last ac 1859	64
1861			
Dec	5	" One year Int on \$1693-92 principal of do	101 63
		" " Year 1/6 of \$83-94 - - - - -	13 99
			<u>\$1975 26</u>

Richard Boykin a Legatee of S G Boykin Deed.
In account with R H Whitfield his Administrator

1861			
Dec	5	To Year disbursements as pr (F) - - -	208 25
		" " Commissions on \$101-75 - - - - -	5 09
		" " Balance due Legatee as pr Contra -	1764 05
			<u>\$1977 39</u>

1860		- Cr -	
Dec	5	By Balance pr last ac - - - - -	1861 64
1861			
Dec	5	" One year Int on \$1695-92 principal of do	101 76
		" " Year 1/6 of \$83-94 - - - - -	13 99
			<u>\$1977 39</u>

Mary E Boykin a Legatee of S G Boykin Deed.
In account with R H Whitfield his Administrator

1861			
Dec	5	To Year disbursements as pr (F) - - -	192 71
		" " Commissions on \$105-79 - - - - -	5 28
		" " Balance due Legatee as pr Contra -	1785 72
			<u>\$1983 71</u>

1860		- Cr -	
Dec	5	By Balance as pr last ac - - - - -	1863 93
1861			
Dec	5	" One year Int on \$1763-21 principal of do	105 79
		" " Year 1/6 of balance of \$83-94 - - -	13 99
			<u>1983 71</u>

-10-

A. S. Boykin a Legatee of A. S. Boykin Deed.
In account with R. H. Whitfield his Administrator

1862	Dec -	5	To your disbursements as per statement G	112 68
		"	Commissions on \$114.68 -	5 73
		"	Balance due Legatee as per contra	1987 32
				2105 73

- Cr -

1861	Dec	5	By Balance due you on this date per last ap	1911 45
1862	Dec -	5	" One year interest on do -	114 68
	"	"	" Your 1/6 of \$477.62 per Rp -	79 60
				\$2105 73

Evelyn F. Boykin a Legatee of A. S. Boykin Deed.
In account with R. H. Whitfield his Administrator

1862	Dec	5	To Disbursements as per statement G -	254 68
		"	Commissions on \$91.86 -	4 59
		"	Balance due Legatee as per contra	1443 23
				1702 50

- Cr -

1861	Dec	5	By Bal' due you on this date per last ap	1531 04
1862	Dec	5	" One year interest on do	91 86
		"	" Your 1/6 of Balance of \$477.62 as per Rp -	79 60
				\$1702 50

Evelyn Boykin a Legatee of A. S. Boykin Deceased
In account with R. H. Whitfield his Administrator

1862	Dec	5	To Disbursements as per statement G -	325 83
	"	"	Commissions on \$100.21 -	501
	"	"	Balance due Legatee as per contra	1519 16
				\$1850 00

- Cr -

1861	Dec	5	By Balance due you on this date per last ap	1670 19
1862	Dec	5	" One year interest on do	100 21
	"	"	" Your 1/6 of Balance of \$477.62 per Rp -	79 60
				\$1850 00

11

Anna Baykin a Legatee of A. G. Baykin deceased
In account with R. H. Whitfield his Administrator -

1862 Dec	5 To your disbursements as per (9)	327 57
" "	" " Commissions on \$100.75 -	5 54
" "	" " Balance due Legatee as per contra	1528 97
		<u>\$1859 83</u>

1861 Dec	5 By Balance due you on this date per last of	1579 23
1862 Dec	" " One year interest on do	100 75 -
" "	" " you 1/6 of \$477.62 as per A.	79 60
		<u>\$1839 58</u>

Richard Baykin a Legatee of A. G. Baykin
In account with R. H. Whitfield his Administrator

1862 Dec	5 To your disbursements as per L	218 92
" "	" " Commissions on \$103.84	5 29
" "	" " Balance due Legatee as per Contra	1725 28
		<u>\$1949 49</u>

1861 Dec	5 By Balance due you on this date per last of	1764 03
1862 Dec	" " One year interest on do	103 84
" "	" " you 1/6 of \$477.62 per A	79 60
		<u>\$1949 49</u>

Mary C Baykin a Legatee of A. G. Baykin dead
In account with R. H. Whitfield his Administrator -

1862 Dec	5 To your share of disbursements per I.	218 91
" "	" " Commissions on \$107.14	5 34
" "	" " Balance due Legatee as per contra	1750 19
		<u>\$1972 46</u>

1861 Dec	5 By Balance due you on this date per last A.	1783 72
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1862 Dec	5 " One year interest on	107 14
" "	" " you 1/6 of \$477.62 per A	79 60
		<u>\$1972 46</u>

¹²
Statement I.
Of Disbursements in Confederate Money for Legatees
in A/c ending Oct 5th & December 5th 1863 -

¹⁸⁶²	Dec	25	To Cash paid for Mason Board of Lawrence & servant -	195 00
Jan	19	do	James Southgate do.	168 75
"	"	do	Rental of " Eva Byker.	24 00
"	"	do	Tuition "	27 00
"	"	do	Adm's Expenses of Children -	3 00
July	13	do	James Southgate Board of Lawrence & servant	325 00
"	"	do	Board & Tuition Anna Byker -	244 50
Oct	"	do	Clothing for 4 younger children -	214 00
"	"	do	Richard Byker's Expenses -	631 00
"	"	do	Belvie Byker "	338 00
"	"	do	Mary E " "	412 00
"	"	do	Anna " "	825 00
"	"	do	General Expenses for Support of 4 younger children	1123 00
				<u>\$ 4527 25</u>

Statement K

Showing Balances in Confederate Money in Account ending ^{Oct 5}
Total Amt of Credits in A/c ending Oct 5/63 ¹⁸⁶² 20301 40
Deduct amount of Principal in do in par
currency previously credited in Legatee's
do Interest in do do 366 14
do do do 472 22 10429 75
Amt of Repts. in Confederate Money in do 9871 85
Amt of Disbursements in do in do
indecurs of Bond of 3300 00 6537 23
¹⁸⁶³ Oct 5 Bal due Estate in Confederate Money — \$ 3214 62

¹³
The Estate of A. P. Byker deceased
in account with R. H. Whitfield his Administrator

<u>1863</u>				
Dec	5-	To this amount - paid in Confederate Money from Oct 5, to date for clothing Support of Richard Byker.	631 00	
..	do in do for do of Evoline		338 00	
..	do in do for do of Mary E -		412 00	
..	do in do for do of Anna		825 00	
..	do in do for General expenses of four younger children -		1123 00	
..	Commission on \$ <u>3214</u> -		161 73	3330 61

<u>1863</u>				
Oct	5	By Balance due Estate on this date as per Statement <u>K</u> in Confederate Money -	3214 62	
Dec	5	" Interest on do from Oct 5 th to date -	32 14	
"	"	" Balance due Administrator as per debit in Confederate Currency - Statement <u>(L)</u>	83 85	<u>\$3330 61</u>

Showing Amount for Distribution on Dec: 5th 1863

<u>1863</u>					
Dec	5	To Amount Disbursed to Legatees			
		in A/c ending Dec 5 th 1863 as per I.	4527	25	
		Deduct Amount due Admin on			
		this date as per foregoing A/c		83	83

A. R. Byker a Legatee of A. P. Byker deceased
in account with R. H. Whitfield his Administrator

<u>1863</u>	Dec	5	To Balance due you on this date as per Contract in Confederate Money. - -	888 68	\$ 888 68
<u>1863</u>	Dec	5	By you 1/5 of \$ <u>4443.40</u> -	888 68	\$ 888 68

14-

Eveline Baykin a Legatee of A. G. Baykin
In account with R. H. Whitfield his Administrator

1863 Dec	5 To Disbursements on your ac as per statement I -	896 19 <u>\$896 19</u>
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1863 Dec	5 By your 1/5 of $\frac{C}{5}$ <u>\$4443.40</u> " Balance due Adm't as per debit in Confederate Currency -	888 68 751 <u>\$896 19</u>
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Anna Baykin a Legatee of A. G. Baykin deceased
In account with R. H. Whitfield his Administrator -

1863 Dec	5 To your Disbursements as per (I)	1573 68
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1863 Dec	5 By your 1/5 of $\frac{C}{5}$ <u>\$4443.40</u> " Balance due Adm't as per debit -	888 68 685 00 <u>\$1573 68</u>
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Richard Baykin a Legatee of A. G. Baykin
In account with R. H. Whitfield his Administrator -

1863 Dec	5 To Disbursements for you as per I	1138 19 <u>\$1138 19</u>
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	$\frac{C}{5}$	
	By your 1/5 of <u>\$4443.40</u> -	888 68
	" Balance due Adm't as per debit -	249 51 <u>\$1138 19</u>

Mary E Baykin a Legatee of A. G. Baykin deceased
In Account with R. H. Whitfield his Administrator -

1863 Dec	5 To Disbursements for you as per I -	919 18 <u>\$919 18</u>
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" "	" Balance due Administrator By your 1/5 of <u>\$4443.40</u> -	888 68 30 50 <u>\$919 18</u>
" "	" Balance due Administrator as per debit	

A P^o Boykin a Legatee of A & G Boykin Deed.
In Account with P^o H Whitfield his Administrator.

1863

Dec	5	To Commissions on \$114-24	5	96
"	"	Balance as per contra due Legatee	2189	46
			\$2195	42

1862

- Cr -

Dec	5	By Bal due per in par currency on this date		
1863		as per foregoing account - - -	1987	32
Dec	5	" One years interest on do - - -	119	24
"	"	" Bal due per on this date in Confederate money \$888-68 equal in par currency	88	86
			\$2195	42

Erleine Boykin a Legatee of A & G Boykin Deed.
In account with P^o H Whitfield his Administrator.

1863

Dec	5	To Bal due Administrator on this date for last acc in Confederate money \$7.50 equal in par currency to - - -	75	
"	"	" Commissions on \$91-15 - - -	4	56
"	"	" Bal due Legatee as per contra - - -	1605	00
			\$1610	31

1862

Cr -

Dec	5	By Bal due Legatee on this date		
1863		for last account - - - - -	1519	16
Dec	5	" One years interest on do - - - - -	91	15
			\$1610	31

Sanna Boykin a Legatee of A & G Boykin Deed.
In Account with P^o H Whitfield his Administrator

1863

Dec	5	To Bal due Administrator on this date for last acc in Confederate money \$685.00 equal in par currency to - - -	6	85
"	"	" Commissions on \$91.42 - - - - -	4	58
"	"	" Bal due Legatee as per contra - - -	1607	16
			\$1618	59

The Estate of J G Bonham Deid
An account with E H Whitfield his Administrator

1864

Feb	7	To Cash paid John C Burrows for keeping Anna & 4 children for 1863 - Dr's bill, taxes &c - - - - -	1038	70	
"	"	do Josephine A Perry House rent for children paid in advance for 1864 - - - - -	600	00	
"	"	Taxes in Isle of Wight for 1862 - -	89	54	
"	"	" G W Britt for arresting negro - -	5	00	
July	1	" James Southall tuition Eveline	32	50	
"	"	" " " Anna	37	25	
"	"	" " " Mary E	49	50	
"	"	do Provisions for family	42	50	
"	"	Paid expenses of servants -	340	00	
"	"	" Dr Mc Nair med' & attendance on Eveline - - - - -	550	00	
"	"	" Dr Green for do - - - - -	150	00	
"	"	" Coffin & Burial expenses of Eveline	400	00	
"	"	" Medicine for do during sickness	825	00	
"	"	" Mc I Davis tuition of Richard -	55	00	
"	"	" House keeping expenses for 1864	5053	00	
Dec	5	Commissions on \$6121-12 -	306	06	\$9574 05

1864

Dr

Jan	26	By Admt of hires of Negroes in Petersburg for 1863 - pr John Lygon Esqr - -	749	00	
"	"	" Hire of Sally for part of 1862 when she went to the enemy - - -	50	00	
May	"	" Balance of Hire of Solon for 1863	122	12	
July	"	" Hire of Solon for 1864 to date - -	200	00	
Dec	5	" Sale of Solon - - - - -	5000	00	
"	"	" Balance Admt as pr debit -	3452	93	\$9574 05

16

- Anna Boykin's Account Continued -

Co

1862	Dec 5	By Bal due Legatee on this date per foregoing account	1524 97
1863	Dec 5	" One years interest on do	91 62
			<u>\$1618 59</u>

Richard Boykin a Legatee of A G Boykin Deed -
In Account with R H Whitfield his Administrator

1863	Dec 5	By Bal due Admin on this date as per foregoing etc in Confederate money \$249.51 equal in par currency	24 95
"	"	" Commission on \$103.52	5 18
		" Balance due Legatee as per contra	1798 67
			<u>\$1828 80</u>

1862

Co

Dec 5	By Bal due Legatee on this date per foregoing etc	1725 28	
1863	Dec 5	" One years interest on do	103 52
			<u>\$1828 80</u>

Mary E Boykin a Legatee of A G Boykin Deed -
In Account with R H Whitfield his Administrator

1863	Dec 5	To Bal due Administrator on this date as per foregoing etc in Confederate money \$30.50 equal in par currency	3 06
"	"	" Commission on \$105.01	5 25
		" Bal due Legatee as per contra	1846 90
			<u>\$1855 20</u>

1862

Co

Dec 5	By Bal as per foregoing etc on this date	1750 19	
1863	Dec 5	" One years interest on do	105 01
			<u>\$1855 20</u>

17

Statement L

Of Disbursements to Legatee in etc ending Dec 5th 1864 & of Amount for distribution on the 5th day of December 1864

Spent of House	600 00
Tuition of Eveline	32 50
" Anna	37 25
" Mary E	49 50
Provisions for family	42 50
Paid for Eveline's sickness & burial	1925 50
" Tuition of Richard	55 00
Housekeeping	5053 00
	<u>\$7794 75</u>

1864	Dec 5	By Bal due Administrator as per last account	3452 93
		Amount for distribution	<u>\$4341 82</u>

A G Boykin a Legatee of A G Boykin Deceased
In Account with R H Whitfield his Administrator

1864	Dec 5	To Commissions on \$131.37	6 57
		" Bal due Legatee as per contra in par money	2349 70
			<u>\$2356 27</u>

1863

Co

Dec 5	By Bal due Leg on in par currency on this date	
1864	per last account	2189 46
Dec 5	" One years interest on do	131 37
"	" Your 1/5 of \$4341.82 per L in Confederate money \$868.36 equal in par currency to	35 44
		<u>\$2356 27</u>

Eveline Boykin a Legatee of A G Boykin Deed -
In Ac with R H Whitfield his Administrator

1864	Dec 5	To Your share of Disbursements in Confdt. Money as per L	\$3381 37
1864	Dec 5	By Your 1/5 of \$4341.82 per L	868 36
		" Bal due Administrator as per debit	2513 01
			<u>\$3381 37</u>

Eveline Boykins' Ac Continued

<u>1864</u>				
Dec	5	To Bal'due Administrator as per above ac in Confederate currency \$2513.01 equal in par money to	102	59
		" Commissions on \$96.30	4	81
		" Bal'due Legatee as per contra in par money	1593	92
<u>1863</u>		- Co -	<u>\$1701 30</u>	
Dec	5	By Bal'due Legatee in par currency on this date as per foregoing Ac	1605	00
Dec	5	" One years interest on do.	96	30
			<u>\$1701 30</u>	
Anna Boykina Legatee of A B Boykin Deed In Ac with R H Whitfield his Administrator				
<u>1860</u>				
Dec	5	To Your share of Disbursements in Confederate money as per L	14	61 12
			<u>\$14 61 12</u>	
<u>1864</u>		- Co -		
Dec	5	By your 1/5 of \$4341.82 per L	868	36
		" Bal'due Administrator as per debit	592	76
			<u>\$14 61 12</u>	
<u>1864</u>				
Dec	5	To Bal'due Administrator as per above ac in Confederate money \$592.76 equal in par currency to	24	19
		" Commissions on \$96.43	4	82
		" Balance due Legatee as per contra	1674	58
			<u>\$1703 59</u>	
<u>1863</u>		- Co -		
Dec	5	By Bal'due Legatee on this date per foregoing Account	1607	16
Dec	5	" One years interest on do	96	43
			<u>\$1703 59</u>	

19

Richard Boykin a Legatee of A S Boykin Decd.
In Account with R P H Whitfield his Administrator.

1864

Dec'	5	To your share of Disbursements in Confederate money as per L - - -	14 78 87
			<u>\$ 14 78 87</u>

1864

Dr.

Dec'	5	By your 1/5 of \$4341.82 - - - - -	868 36
		" Bal'due Administrator in Conf'dt money as per debit	610 51
			<u>\$ 14 78 87</u>

1864

Dec'	5	To Bal'due Administrator as per above apc - -	
		in Conf'dt money \$610.51 equal in par currency to	24 42
"	"	" Commissions on \$107.92 - - - - -	5 40
"	"	" Bal'due Legatee as per contra - - -	1876 27
			<u>\$ 906 59</u>

1863

Dr.

Dec'	5	By Bal'due Legatee on this date for foregoing apc	
		in par currency - - - - -	1798 67
Dec'	5	" One years interest on do - - - - -	107 92
			<u>\$ 1906 59</u>

Mary E Boykin a Legatee of A S Boykin Decd.
In Account with R P H Whitfield his Administrator.

1864

Dec'	5	To your share of Disbursements in Conf'dt money as per L - - - - -	14 73 37
			<u>\$ 14 73 37</u>

1864

Dr.

Dec'	5	By your 1/5 of \$4341.82 as per L - - - - -	868 36
"	"	" Bal'due Administrator in Conf'dt money as per debit	605 01
			<u>\$ 14 73 37</u>

1864

Dec'	5	To Bal'due Administrator in Conf'dt money	
		\$605.01 as per above apc equal in par currency to - -	24 70
"	"	" Commissions on \$110 81 - - - - -	5 54
"	"	" Balance due Legatee as per contra - - -	1927 47
			<u>\$ 1957 71</u>

20

Mary E Boykin's a/c continued

1863
Dec 5 By Bal'due Legatee on this date as per foregoing a/c 1846 90
" One year interest on do - - - - - 110 81
\$1957 71

Mary E Boykin's Legatee of S E Boykin Deed
In Account with R H Whitfield his Administrator.

1865
April 5 To your share of Disbursements in Conf'dt
money in a/c ending on this date (page 22) 575 00
" Bal'due Legatee in Conf'dt money per contra - - 696 37
\$1271 37

1865
April 5 By your share 1/4 of \$5085-50 per Mo. - - - - - 1271 37
\$1271 37

1864
Dec 5 By this amount due Legatee in par currency
on this date per last a/c - - - - - 1474 58
April 5 " Interest to date - - - - - 33 49
" Amt due Legatee on this date for above a/c in
Conf'dt money \$696-37 equal in par currency to 11 60
\$1709 67

1865
April 5 To commissions on \$33.49 - - - - - 1 67
" " Bal'due Legatee as per contra - - - - - 1708 00
\$1709 67

21

Richard Boykin's Legatee of S E Boykin Deed
In Account with R H Whitfield his Administrator.

1865
April 5 To your share of Disbursements in Conf'dt
money in a/c ending on this date (page 22) 4000 00
\$4000 00

1865
April 5 By your share 1/4 of \$5085-50 - - - - - 1271 37
" " Bal'due Adm'r as per debit per Mo. 2728 63
\$4000 00

1865
April 5 To this amt as per above a/c due Administrator
in Conf'dt money \$2728-63 equal in par
currency to - - - - - 45 47
" Commissions on \$37.53 - - - - - 1 88
" Bal'due Legatee as per contra 1866 45
\$1913 80

1864
Dec 5 By Bal'due Legatee on this date per last
a/c in par money - - - - - 1874 27
" Interest on to date - - - - - 37 53
\$1913 80

Mary E Boykin's Legatee of S E Boykin Deed
In A/c with R H Whitfield his Administrator.

1865
April 5 To your share of Disbursements in Conf'dt
money in a/c ending on this date (page 22) 573 50
" " Bal'due Legatee as per contra - - - - - 697 87
\$1271 37

1865
April 5 By your share of \$5085-50 per Mo. - - - - - 1271 37
\$1271 37

1865
April 5 To commissions on \$38-55 - - - - - 1 93
" " Bal'due Legatee as per contra in par currency 1975 80
\$1977 73

1864
Dec 5 By Amt due Legatee on this date per last a/c
in par currency - - - - - 1927 55
1865
April " " Interest on to date - - - - - 38 55
" " Bal'due Legatee per above a/c on this date in
Conf'dt money \$697-87 equal in par currency to 11 63
\$1977 73

The Estate of J. S. Byrdin Deed

An Account with Mr. H. Whitfield his Administrator.

1865

Jan	28	To Cash paid James Dent for Board of Family - - - - -	17 20 50	
Feb		Board of Richard Byrdin tuition of Do - - - - -	3000 00	
		" " Clothing for Do - - - - -	1000 00	
		" " Auctioner's charge for sale of negroes	634 00	
		" Amount deposited with Miss Dick for support of children in North Carolina + which remained in her hands at the close of the war unexpended - - - - -	6550 00	
		Commissions on \$12920.00	646 00	
				<u>\$13555 50</u>

1865

Gr

Jan	2	By sale of Robert to John Hill - -	3310 00	
"	"	" " of 2 nd Robert to L & C Barton - -	4025 00	
"	"	" " " 3 rd Do to J S Goswiler - -	1820 00	
"	"	" " " Harrison to W. N. Martin	1025 00	
"	"	" " " Louisa to Lewis Heath - - -	1000 00	
"	"	" " " Peter to Hobbs - - - - -	1010 00	
"	"	" " " Net hire of negroes in Petersburg	730 00	
April	5	Bal due Admr for debit	635 50	
N.B.				<u>\$13555 50</u>

William sold in March 6th/65 but money did not reach Admr until after surrender -

Statement No. of Disbursements to Legatus in above Ac				
		Board of Family &c - - - - -	1720 50	
		Board tuition & clothing of Richard	4000 00	
				<u>\$5720 50</u>
		Deduct Bal due Administrator -	635 50	
		Am't to be Distributed - - -	\$5085 00	

A. B. Boykin a Legatee of A. G. Boykin Deed -
In Account with R. H. Whitfield his Administrator.

1866

Principal Interest

August	3	To your portion of Amount paid J. M. Hutchins		
		for keeping negroes in 1862 - - -		14 20
1868		" Do Clerks Tickets & Taxes - - -		3 50
Oct'	18	" Balance due Legatee as per contra	2132 81	715 71
			<u>\$ 2132 81</u>	<u>\$ 735 41</u>

1862

Co

Dec 5 By Bal due you on this date pr Legatee
As per page 10 of principal - - - 1987 32

1863

Dec 5 " " in due you on this date as pr -

Legatee as per page 15 - \$888-68 in

1864

Confid't money equal in par currency 88 86

Dec 5 " " As pr As per page 17 - \$868-36 in

1865

Confederate money equal in par do 35 44

April 5 " " As pr As per page 22 - \$1271-37 in

1868

Confid't money equal in par currency 21 19

Oct 18 " Interest on \$1987-32 from Dec 5th/62 to date 699 86

" " " " on \$88-86 from Dec 5th/63 to date 25 94

" " " " on \$35-44 from Dec 5th/64 to date 5 14

" " " " on \$21-19 from April 5th/66 to date 4 48

\$ 2132 81 \$ 735 41

Recapitulation of Balances due Legates as per
foregoing Account on October 18th 1868 -

A. B. Boykin Bal due on this date per page 23

of Principal -	2132	81	
Do " " of Interest -	715	71	\$2848 52
Bittie F Boykin page 18 th - Principal -	1443	23	
Do Interest from Dec 5 th /62 to date -	508	53	\$1951 76
Coeline Boykin per page 18 th Principal -	1593	12	
Do Interest from Dec 5 th /64 to date -	369	88	\$1963 00
Anna Boykin per page 20 - Principal	1708	00	
Do Interest from April 5 th /65 to date	362	39	\$2070 39
Mary E Boykin page 21 - Principal	1975	80	
Do Interest from April 5 th /65 to date	419	19	\$2394 99
Richard Boykin page 21 - Principal	1866	45	
Do Interest from April 5 th /65 to date	395	94	2262 39

Total Amount due from Administrators to Legates - \$13491 05

Principal of Do -	10719	41
Interest of Do -	2771	64
	\$13491	05

Statement of debt due from Estate of S. B. Boykin to John P. Wamble

Amount of \$4 for provisions -	
furnished servants -	120 68
Interest on fund from 1 st /62 to Oct 18 th /68	48 99
	\$169 67

Brykiss Ever

As

Brykiss Adams
Commons Report

Filed Oct. 3.^d 1841.

the several legates of the said A. G. Baykin and the said R. H. Whitfield and finds
that the said R. H. Whitfield as adm^r of A. G. Baykin is indebted to Anthony R. Baykin on
19th day of 1871 in the sum of \$938.51 to E. C. Baykin in the sum of \$404.76 on the
same day, to Belle A. Baykin \$509.92 on the same day, to Richard E. Baykin in the sum of
\$80.54, to Mary E. Baykin in the sum of \$246.86 and that Anna Baykin is indebted on the
same day to the said Administrator in the sum of \$402.38 of which the sum of \$19.57 is a balance of
interest. Your commissioner has also stated an account of the transactions of E. C.
Baykin the adm^r of A. G. Baykin from the 1st day of July 1869 to Feb^y 1st 1871 and finds that
on the last named day there is due by the said Administrator to the said estate of \$984.54
The said accounts are supported by satisfactory vouchers and are herewith returned
Your commissioner further reports that he has evidence before him that the
said Robert H. Whitfield as adm^r of A. G. Baykin obtained judgments against
various persons amounting to \$259.03 and has bonds due by W. P. Jordan for \$787.73
which are still unpaid, and he has reason to believe that at least a portion of these bonds
are payable to said Whitfield as such adm^r, and have been charged to him on his adminis-
tration account, and that he should have sold for them, but the evidence before your commis-
sioner notwithstanding he did not allow them to be sold and suggests that it is probable he re-
sented to transfer the same since on the subject.

Given under my hand as Commissioner of said court, this 22nd day of February A.D.
Geo. S. Johnson

True copy of said report.

to the children of said A. G. Brykner in whole accounts they shall be charged with the amounts respectively due by them to said R. H. Whitfield their late guardian, and with their pro rata share of any disbursements made on accounts of said A. G. Brykner's estate by R. H. Whitfield since the last account herein, or by his executors since his death and if any payments made by her to E. L. Ely as adm. d. b. n. of said A. G. Brykner. 3rd The account of any sales land or other lands, with which the said estate of A. G. Brykner has been indebted, when solvent, which have become insolvent without any laches on the part of said R. H. Whitfield as adm. of A. G. Brykner and charge the children with their pro rata share of the same, 4th The account of the transactions of said E. L. Ely as adm. d. b. n. of said A. G. Brykner. Reports to Court that in pursuance to said decree he filed notice to the parties aforesaid fixing upon the 4th day of August 1871 at his said office as to the time and place for stating and settling the said accounts, that the said notices were returned acknowledged by the said parties by their counsel, and the said parties appeared before your commission by counsel in obedience to said notice and the settlement of the said accounts not being then completed was continued from day to day and time to time until now when he completed the same that he has stated an account (A) of the disbursements on account of A. G. Brykner's estate by R. H. Whitfield since his last account or by R. H. Whitfield his executors since his death or of any payments made by her to E. L. Ely as adm. d. b. n. of A. G. Brykner and finds that R. H. Whitfield's executors had paid for the said estate the sum of \$279.42. that she has also paid to the said Ely as adm. d. b. n. of A. G. Brykner bonds belonging to the estate amounting to \$11449.80, making the sum of \$11729.22 which he has charged to the children of said A. G. Brykner pro rata. That he finds that there are in the hands of the said R. H. Whitfield's executors dues and other lands which have been indebted to said A. G. Brykner's estate when solvent but have become insolvent without any laches on the part of said R. H. Whitfield, amounting to \$843.92, as shown by account B. That he finds that the said R. H. Whitfield was indebted to the said estate as shown by account C. in the sum of \$131.68 and that in the administration of the estate of the said A. G. Brykner. Your commission has also reported accounts relating

Anna Boykin a Legatee of A. G. Boykin

1868

Swap with Robert H. Whitfield his admr.

Feb'y 3 To Balance due the guardian 450 11

Oct¹⁸⁶⁸ 18 Interest on same to date 19 13

" Balance due Legatee 1401.10

2070 39

Oct¹⁸⁶⁸ 18 By Balance due by Admr by Comr Hayden Report 2070 39

2070 39

Dec¹⁸⁶⁹ 16 To 1/2 of Disbursements Admr per A/c 1954 87

" Balance due the

Oct¹⁸⁶⁸ 18 By Balance due the Legatee per Comr 1401.10

Dec¹⁸⁶⁹ 16 Interest on same to date 111 54

" Balance due Administrator 242 23

1954 87

Dec¹⁸⁶⁹ 16 To Balance due Administrator per Comr 242 23

April⁷¹ 19 " Interest on Balance to date 19 50

1/2 of Insolvent Bonds per Account B 140 65

382 88

To Interest brought down 19 50

402.38

Mary E Boykin a Legatee of A. G. Boykin

1868

Swap with Robert H. Whitfield his admr.

Feb'y 3 To Balance due the Guardian 210 19

Oct¹⁸⁶⁸ 18 " Interest on same to date 8 93

" Balance due the Legatee 209 07 1975 80

419 19 1975 80

395 94 1846 48

2157 81

2159 86

1849	Decr	16	By Balance due Legation per Contra	402 10
1871	Apr	19	" Sent on same to date	48 47
			By 1/4 of Insolvent Bonds per account B	140 15
			" Balance due Legation	509 94
				650 57 650 57
1871	Apr	19	By Balance due Peter F. Boykin per Contra	509 92

Richard E. Boykin a Legation of A. G. Boykin died

In account with Robert H. Whitfield his admr.

1877	Aug	1	By 1/4 of \$527 paid for R. E. Boykin to J. D. Elliotts admr	87 88
1885	Oct	1	" 1/5 of Public Bonds	42 00
1885	Feb	3	" Balance due Legation on this date	222 98
			" 1/5 of Public Bonds	183 38
			" Balance due Legation	542 24
1866	Jan	3	By 1/4 of Sale of \$4000 of State Stock at 48	300 00
1867	Jan	3	" " 1/4 " of \$2300 " At " 48	119 33
1866	Oct		" " 1/4 " amount due Legation per account C.	22 11
1868	Feb	3	" Interest on \$300 from Jan 3 rd 1866	37 50
			" Interest on \$19.33 " Jan 3 1867	11 00
			" Interest on \$22.41 " Oct 1866	1 80
				542 24
1869	Decr	16	By 1/4 of Bonds & Bonds paid City for A	1954 87
			" Balance due the Legation	
1868	Feb	3	By Balance due the Legation per Contra	183 38
	Oct	18	" Balance due " " for Commissioner Hayden's Report per Contra	2212 39
1869	Decr	16	" Interest on \$183.39	
			" Interest on \$1866.45 balance of principal	

1871	April 19	To year 1/4 of dividend Bonds by Ape B	140 65	
		" Balance due Legatu	404 76	
			<u>545 41</u>	
1879	Dec 16	By Balance due Legatu per Contra	504 78	
1871	Apr 19	" clat on balanceto date	40 63	
			<u>545 41</u>	
		By Balance due Legatu per Contra	404 76	

Letter H Boykin a Legatu of A G Boykin

1866 clat ap with Robt H Whitfield his admr

1866	Jan 3	By year 1/4 of \$4000 of State Stock		300 00
1867	Oct 1	To paid year 1/4 of State Stock bond	42 00	
1866	Jan 3	By year 1/4 of \$2500 State Stock		169 33
1866	Aug 6	To year 1/4 of \$527.30 paid for Anna B Boykin to J R Elliott her admr	87 88	
1868	Jan 3	By clat on \$300 from Jan 3. 1866		36 00
		" clat on \$169.33 from Jan 3 1867		10 96
		To Balance	427 61	
			<u>515 49</u>	<u>515 49</u>
1868	Jan 3	By Balance due Legatu per Contra	427 61	
1866	Oct 1	" year 1/4 of amt due by Administrator per Account L. omitted		22 61
1869	Dec 16	" clat on same to date		4 35
		" clat on \$427.61 to date		5 11
		To year 1/4 of Resurrections and bonds by Ape A	1954 87	
		By Balance due by Commr Maydams report principal		1443 23
		" " " " " " Interest		508 53
		" clat on \$1443 23 from Dec 18 1868 to date		100 54
		To Balance due Legatu	602.10	
			<u>2556 97</u>	<u>2556 97</u>

S				
Augt	1867	6	To this amt paid J R Elliotts admr	46 52
			" 1/4 of \$527.30 paid on Union Property to J R Elliotts admr	57 88
Oct		1	" paid 1/4 of Fells Bluffs bond	42 00
Jan	1868	3	" Balance	321 40
				<u>107 80</u>
Jan	1866	3	By Balance due for Contra	25 255 96
Jan	1867	3	" 1/4 of \$2500 State Bank @ 434	169 33
Augt		1	" this sum from J R Elliotts admr	31 64
Jan	1868	3	" Sent on \$255.96 2 yrs	30 71
			" Sent on \$167.33 1 yr	10 16
				<u>497 80</u>
Feb			To paid 1/4 of Fells Bluffs bond	6 00
Jan	1869	3	" Balance	405 78 1937 13
				<u>411 78 1937 13</u>
Oct	1866	10	By 1/4 of amt due by Admr for account Committed	22 22 61
Oct	1868	18	" Balance due by Com for 1/4 of Haydens report	369 88 1593 12
Jan	1868	3	" Balance for Contra	321 40
Jan	1869	3	" Sent on \$2261	2 71
			" Sent on \$1593.12 from Oct 18 1868 to date	19 91
			" Sent on \$321.40 on 1/4 yr	19 38
				<u>411 78 1937 13</u>
Dec	1869	16	To 1/4 of Reducements Bonds for Account A	1954 87
			" Balance due	504 78
				<u>2459 65</u>
Jan	1869	3	By Balance due for Contra Principal	1937 13
			" " " " " Interest	411 78
Dec		16	" Sent on Principal to date	110 74
				<u>2459 65</u>

1867	Sept	3	To gnr 1/4 of \$527.30 paid for share R Boykin to R Elliott his admr	87 88		
			" Interest on \$52.75 difference in stock 1. Jan'y 3. 1867	3 41		
			" Interest " \$20 " " " " " "	37		
			" Interest on \$34.82 from Dec 66	51		
1866	Jan'y		By gnr 1/4 of Val of State Stock \$4000 @ 45		300	
	Oct		By gnr 1/4 Balance due by admr pr account C.		22 61	
1867	Jan'y	3	" gnr 1/4 of Sale \$2300 @ 43.		169 83.	
			" Balance due the administrator		39 61	
				532 05	532 05	
1867	Jan'y	3	To Balance due the administrator pr Contra	39 61		
1869	Nov	16	" gnr 1/4 of payments by Mrs Whitfield, & of Bonds to Ed Clay by account A1	1954 87		
			" Int on balance to Dec 18. 1868	3 86		
1871	April	19	" gnr 1/4 of closed out Bonds pr Account B.	140 65		
1868	Dec	18	By Balance due by Commr Haydens report Principal		2132 81	
			" do " " " " Interest		715 71	
			" Interest on balance of Principal to Dec 16. 1869		148 58	
			" Interest on \$998.76 from Dec 16. 69 to April 19. 71		811 40	
	April	1	To Balance due A R Boykin	938 51		
				3077 50	3077 50	
			By Balance due A R Boykin pr Contra		938 51	
Evelyn Boykin a legatee of A R Boykin died						
In ap. with Robert H. Whitfield his administrator						
1864	July	11	To Balance due Guardian		40 45	
1864	Jan'y	3	" Interest on do to date		3 59	
			By gnr 1/4 of Val of 4000 of State Stock @ 43.		300 00	
			To Balance	255 96		
				300 00	300 00	

(B)

An account of any Sales Bonds or other bonds with which the said estate of A G Boykin has been created when solvent, which have become insolvent without any laches on the part of Robt H Whitfield as admr of A G Boykin.

April	19	Bond of J H Mills & D D Partum.	Principal & Interest	429 98
"	"	J H Southall	" "	76 40
"	"	J H Moody & others	" "	60 40
"	"	Do " "	" "	77 90
"	"	Do " "	" "	34 46
		Judgment against John W Shum & D D Whithead	" " Clerk.	144 78
				843 92

(C)

The Estate of A G Boykin in

1866 In account with Robt H Whitfield his admr.

Jan'y	1	By Cash of D H Patton.	8	87 94
Oct	"	" Cash of H Bagnall		57 13
	"	" " " C L Ely admr of Nelson D Hall		22 73
		To find Clerk Tickets	22 73	
		" Commission on 187.80	8 39	
		" Balance due the Estate for distribution	136 68	
			167 80	167 80

Anthony R Boykin

1866 In account with Robert H Whitfield admr of A G Boykin

Jan'y		By Cash of Sale of State Stock \$1000 at 45%		~~300 00~~
		To Balance of Bonds Sale of Stock unaccounted for	342 75	
Sept	12	" Cash	24 00	
Oct		" Amt of Order on Henry Bagnall	57 13	

(A)

An account of the disbursements on account of A G Boykin's estate made by Robt H Whitfield since his last account, or by R A Whitfield his executor since his death, and of any payments made by her to E L Ely admr d.b.w. of A G Boykin.

1870	Decr 1	Disbursements by R A Whitfield Executor.	Clerks & Sheriff's Tickets	107 92	
			Bonds & Fees	172 51	279 42.
1869	Novr 11	Paid to E L Ely admr d.b.w. of A G Boykin the following bonds:			
		Bond of E Ficks & J W Lawrence	Principal & Int	58 87	
		" " A G Boykin	" "	43 52	
		" " A G & W P Jordan	" "	142 58	
		" " Same	" "	138 46	
		" " O F & W W Chapman	" "	7 35	
		" " W F Lawrence	" "	194 29	
		" " W W Chapman & W M Whiting	" "	44 42	
		" " John A Chalmers	" "	131 93	
		" " J F Morrey & J H Wail	" "	42 81	
		" " J C & R H B Benson	" "	22 21	
		" " Geo W Andrews	" "	46 99	
		" " A F Helms & G W Darden	" "	76 58	
		" " W M Johnson & W P Jordan	" "	37 42	
		" " R H & H L Tyner	" "	44 81	
		" " David Tyner	" "	49 41	
		" " F B Bagnall & Henry Bagnall	" "	1244 39	2393 21
1870	Apr 4	" " John G Whitfield.	" "		2085 53
69	Nov 11	" " Thomas Page & others	" "	4595 00	11729 22
		" " Do "	" "	2303 48	
		" " M F Whiting	" "	72 38	6971 06
		Due by average Decemb 1869.	" "		11729 22
		Bonds of W P Jordan given before commencement	" "		

1870
Decr 14 Amounts brought forward
By Cash on hand of A F Holmes & W G Barden

1871
Febry 6 To Balance due the Estate

1528 24 2429 18
79 62

980.56

2578 80 2578 80

The Estate of Anthony G Boykin

1870

In account with Evan L Cley his administrator de bonis non

Feb	9	To paid Thomas Adams bond	20 14
		" paid Thomas Adams apiece of Thomas Adams Co bond up	441 86
		" paid Thomas Adams apiece of Crumpler Johnson bond	23 22
Apr	28	" paid W H Elliott apiece of Cooper Jordan	222 97
		" paid John G Worble Judgement	200 11
		" paid Norfolk Virginian Hand bills Page Land	5 00
		" paid Christian (Suffolk) Sun Advertising Do	12 25
May	12	" paid C B Hayden Trustee of R B Pastors	2 27
	14	" paid Christian Sun Advertising Page Land	31 81
	21	" paid Norfolk Virginian Do	69 75
	24	" paid J M Cowling & W Butts Surveying Do	120 00
		" paid Norfolk Virginian Advertising Do	46 75
		" paid Do Hand Bills	2 50
		" paid Christian Sun Advertising Do	16 25
		" paid Elliott apiece of Cooper Jordan	91 81
Dec	14	" paid W H Thomas opm up	17 36
		" paid C B Hayden Attorney	78 50
		" 5 per cent Commission on \$2518.80 Receipts	125 44

Credits

Feb	9	By Cash in part of Thomas Page Bond	121 00
		" Do " " " Do "	500 00
	22	" Do " " " Do "	500 00
July	9	" Do " " " Do "	173 89
		" Cash Balance due on W M Johnsons bond	34 31
Dec	14	" Cash in part of Thomas Page bond	100 00
		Carried forward	1328 24 2429 18

The Estate of Anthony G. Peyton deceased

In account with Esq. L. Ely his administrator de bonis animis

1870

Feb	9	To paid Thomas Adams, bond	20 64	
		" paid same as apigne of Thomas Adams Co, bond and account	441 06	
		" paid same as apigne of Crumpler & Johnson. bond.	23 22	
April	28	" paid W. G. Elliott apigne of Cooper & Jordan	222 97	
		" paid Jno G. Womble judgement	200 61	
		" paid Norfolk Virginian, Land bills advertising the Page Land	5 00	
		" paid Christian Sun advertising same	12 25	
May	12	" paid C. B. Hayden trustee for B. B. Haydens	2 27	
	14	" paid Christian Sun advertising Page Land	31 81	
		" paid Norfolk Virginian for same	69 75	
	24	" G. W. Landry & J. W. Butt for surveying same	120 00	
		" paid Norfolk Virginian advertising same ^{Land bills 2.50}	49 25	
		" paid Christian Sun advertising same	16 25	
		" paid W. G. Elliott apigne of Cooper & Jordan	91 86	
Decr	14	" paid Wm. H. Thomas of an account	17 36	
		" paid C. B. Hayden attorney fees	78 50	
		" 5 per cent Commissions on \$2535. ⁰⁰ Receipts.	126 75	
1870	Feb	9 By Cash in part of Thomas Payer bond		421 00.
		" Do " " " Do "		500 00
	22	" Do " " " Do		500 00
July	9	" Do " " " Do		173 87
		" Balance due on Wm. H. Johnsons bond		34 31
October	1	" Cash of J. H. Wicks administrator		26 22
Decr	14	" Do in part of Thomas Payer bond		600 00
		" Do on bond of J. H. Wicks & J. W. Hardin		79 12
Carried Forward			1529 55	2535 12

1870		Continued		
Dec	16	Amount Brought Forward	1524 83	2535 02
Feb	6	By Balance due the Estate	1005 47	
Feb	7	By Balance due the Estate per Contra		1005 47
		To this sum is added of Anthony R. Beykine	167 58	
		Richard C. Beykine	167 58	
		A. M. Lee & Anna his wife	167 58	
		Mary C. Beykine	167 58	
		Estate of Evelyn Beykine	167 58	
		" " Peter H. Beykine	167 57	
			1005 47	1005 47
Feb	16	To paid R. R. Higgins Medical account	19 00	
		" paid C. B. Hayden Attorney	2 53	
March	1	" paid W. H. Jordan's Executors Bond & Interest	247 28	
		" paid Sally H. Risk under decree of April 20 th 1871	100 00	
		" paid C. B. Hayden as Attorney ^{\$20} as Commissioner ^{\$37.50}	57 50	
		" paid C. H. Young Clerk fees ^{\$1.87} Geo. R. Anderson Commissioner ^{\$4.00}	41 57	
		" Sprout's commissions on \$1109.50 receipts	80 49	
Feb	6	By Balance due the Estate	1080 13	
Feb	16	By payment of R. R. Higgins		69 70
Mich	1	" Cash in part of Thomas Payer Bond		1500 00
Sept	6	" Cash of Geo. W. Andrews ^{\$52.34} per E. Hanson ^{1.78}		59 12
			1628 85	1628 85
Feb	7	By Balance due the Estate per Contra		1080 13
		To Amount to credit of Anthony R. Beykine	180 02	
		" " " " " Richard C. Beykine	180 02	
		Carried Forward		
			360 04	1080 03

Amounts Brought Forward	360 04 1080 13
To this sum is credit of A M Lee & Anna his wife	180 02
" " " " " Mary E Boykin	180 02
Estate of Evelyn Boykin	180 02
" " Peter F Boykin	180 03
	1080 13 1080 13

(A)

Mary E. Boykin

In account with Emma L Ely her guardian

1870			
Feby	6	To paid R B Pastors for preaching in 1869.	119 02
		" paid L B Jordan Tutor in 1869.	29 00
		" paid A M Lee for board	120 00
		" paid Thomas H Graves Tutor	23 00
		" Cash for clothing	40 00
		" 5 percent commission on \$113.16	8 15
			270 01
1869	Aug	11 By Cash received from L B Hayden for school	107 84
		" " " " " " " " " " " " " "	53 32
1870	June	7 To Balance due the guardian	106 85
			270 01
1870	June	7 To Balance due the Guardian for interest	106 85
Aug	1	" paid J C Meador for clothing	5 00
		" paid E G Boykin " "	69 44
		" paid " " " "	25 86
1871	Aug	1 " paid A M Lee Board for 1870	129 75
		" paid L C Graves Tutor	19 20
		" paid J H Hubbard for clothing	22 52
		Continued	378 94

1871

May	1	Amount brought forward	378 94
		To paid Monthly for clothing	55 15
		" Expenses on 27 th 82	13 79
June	6	" Interest on Balance one year	6 41
		" Car	

434 79

1871	May	4	By Cash from C. B. Hayden Special Commissioner	24 45
	July	7	" " " Father's Estate your distributable share this day	167 58
			" " " Evelyn Perkins Estate " " " " "	41 89 1/2
			" " " Peter J. Perkins " " " " "	41 89 1/2
June	6	"	Balance due the Guardian	178 97

454 79

			To Balance due the Guardian per Contra	178 97
Sept	8	"	Cash to Ward	25 00

Oct	8	"	Cash " do for clothing	50 00
Nov	18	"	Cash " do by A. R. Perkins	12 00

1872	Feb	5	" paid C. B. Riddick Board & Sustain in 1868 & 9.	391 25
		7	" Interest on Balance to date.	7 16
				664 38

Feb	7	By this amount from Father's estate your distributable share	181 02
		" " " Evelyn Perkins Estate " " " "	45 00 1/2
		" " " Peter J. Perkins estate " " " "	45 00 1/2
		" Balance due the Guardian	394 35

664 38

1872	Feb	7	To Balance due the Guardian per Contra	394 35
------	-----	---	--	--------

B.

Richard E Boykin

1869

In account with Edwin L Clay his guardian

July 5	to paid for qualification	1 20
Augt 26	" Cash	45 00
Nov 12	" paid Hensworthy & Jenkins for clothing	8 75
	" paid Mrs Applewhite for making clothes	6 00
1870 Jan 25	" Cash ^{\$20} paid Geo H Brill for clothing ^{16 44}	36 44
Feb 3	" Cash	15 00
June 27	" paid Wm Goodwin for cutting clothes	2 50
	" 5 per cent commission on \$163. ¹⁶	8 15
July 4	" Balance due the Ward	45 07
	By Cash for 1869	163 16
1869 Augt 1	By Cash from C. H. Hayden Special Commissioner	109 84
	" " " do " "	53 32
		163 16
1870 July 5	" paid R B Pastors for clothing	6 89
	26 " paid Henry Drake Shrs	3 30
	28 " paid J H King clothing in 1867	69 50
Augt. 7	" paid Wm Goodwin cutting clothes	1 50
	" paid S G Boykin clothing	43 86
Nov 22	" paid A R Boykin for board 34 months	408 00
	" Cash	9 50
Dec 20	" do	5 00
1871 Mch 15	" paid R B Pastors clothing ^{\$2.82} paid Town Exp ⁷⁵	18 27
	21 " paid A R Boykin	15 00
	27 " paid M H Langhorne for boots	3 50
	" paid Thomas Adams	61 75
	Cashed Forward	645 57

1871		Continued		
Feb	27	Amount Brought Forward	648 57	
		To paid Taxes for 1869	1 80	
	28	" paid for Board &c	27 50	
May	11	" Cash ^{\$15} paid J H Whitchurst for Books ^{\$9.20} paid Taxes for 1870 ⁵⁰	24 71	
		" Commissions on \$278. ⁵² Receipts.	13 92	
			<u>713 49</u>	
July	5	By Balance due the Ward	45 07	
Aug	4	" Cash from C B Hayden Special Commissioner	24 45	
July	6	" " " Father's Estate your distributable Share	167 58	
		" " " Evelyn Perkins " " "	41 89 ²	
		" " " Peter J Perkins " " "	41 89 ³	
July	4	" Interest on Balance one year	2 70	
		" Balance due the Guardian	389 90	
			<u>713 49</u>	
July	5	To Balance due the Guardian <i>contra</i>	389 90	
	24	" paid Thomas Adams	102 28	
Aug	24	" paid J G Perkins	41 00	
Sept	20	" Interest to date when Ward arrived to age of 21 years.	4 22	
			<u>537 40</u>	
July	7	Interest to date	14 16	
		By this sum from Father's Estate your distributable Share	180 02	
		" " " Evelyn Perkins Estate " " "	45 00 ²	
		" " " Peter J Perkins " " "	45 00 ²	
		" Balance due the late Guardian	281 53	
			<u>551 56</u>	551 56 ¹
		To Balance due the late guardian	281 53	

C.

Anthony R Boykin a distributee

In account with E. L. Ely adm^r de bonis non of A. R. Boykin

1871	July	7	By this sum from distributable share of Father's estate this day	167 58	
	"	"	" " " " " " " Evelyn Boykin's estate	41 89 ²	
	"	"	" " " " " " " William B Boykin's estate	41 89 ²	
				<u>251 37</u>	
1872	July	7	By Interest on \$1.37 one year		15 08
	"	"	" this sum your distributable share of Father's Estate	180 02	
	"	"	" this sum " " " Evelyn Boykin's "	45 00 ²	
	"	"	" this sum " " " William B Boykin's "	45 00 ²	
			Balance due to A. R. Boykin.	521 40	15 08

D.

Evelyn Boykin

In account with E. L. Ely adm^r de bonis non of A. R. Boykin

1871	July	7	By this sum her distributable share of Father's estate	167 58	
	"	"	To this sum to credit of A. R. Boykin	41 89 ²	
	"	"	" " " " " " " R. E. Boykin	41 89 ²	
	"	"	" " " " " " " M. E. Boykin	41 89 ²	
	"	"	" " " " " " " A. M. Lee & Anna his wife	41 89 ²	
				<u>167 58</u>	167 58
1872	July	7	By this sum her distributable share of Father's estate		180 02
	"	"	To this sum to credit of A. R. Boykin	45 00 ²	
	"	"	" " " " " " " R. E. Boykin	45 00 ²	
	"	"	" " " " " " " Mary E. Boykin	45 00 ²	
	"	"	" " " " " " " A. M. Lee & Anna his wife	45 00 ²	
				<u>180 02</u>	180 02

(E)

Estate of Walter F. Boykin

In account with Exr. L. Ely adm^r de bonis non of A. G. Boykin

Feb'y	1871	7	By this sum her distributable share of Father's Estate		167 58	
			To " " to credit of A. R. Boykin	41 89 ²		
			Richard E. Boykin	41 89 ²		
			Mary E. Boykin	41 89 ²		
			A. M. Lee & Anna his wife	41 89 ²		
				167 58	167 58	
Feb'y	1872	7	By this sum her distributable share of Father's Estate	180 02	180 02	
			To " " to credit A. R. Boykin	45 00 ²		
			Richard E. Boykin	45 00 ²		
			Mary E. Boykin	45 00 ²		
			A. M. Lee & Anna his wife	45 00 ²		
				180 02	180 02	

(F.)

A. M. Lee in right of his wife Anna formerly Anna Boykin

In account with Exr. L. Ely adm^r de bonis non of A. G. Boykin

March	1870	1	To paid order in favor of C. B. Haydon	29 00		
Feb'y	1871	7	" Interest on same to date	1 42		
			" Balance due A. M. Lee & wife	220 75		
				251 37		
Feb'y	1871	7	By this sum distributable share of A. G. Boykin's estate	167 58		
			" " " Do " Evelyn B. Boykin "	41 89 ²		
			" " " Do " Walter F. Boykin "	41 89 ²		
				251 37		
Feb'y	1871	7	By Balance due per contra	300 00	220 75	
				300 00	220 75	

		" Amb brought over.	300 00	220 75
McK	1	By Interest on Balance to date.		85
		" Balance due administrator.		784 0
			300 00	300 00
		To Balance per contra	784 0	
Feb'y	1872	7 " Interest on same to date.	4 39	
		By your distributable share of A. B. Boykins estate		180 02
		" " " " Evelyn Boykins "		45 00 ²
		" " " " Walter Boykins "		45 00 ²
		To Balance due A. M. Lee & Wife	1872 4	
			270 03	270 03
		By Balance due A. M. Lee & Wife per contra		187 24

An Account of the disbursements on account of A. G. Baykin's Estate made by Robert H. Whitfield since his last account, or by R. H. Whitfield his executor, since his death, or of any payments made by her to Edward L. Ely administrator de sonum of A. G. Baykin dec'd.

£

The Estate of A. G. Baykin

1846

In account with Robert H. Whitfield his administrator

Paid Clerk's tickets	22	73
" Commissions 5% on \$167. ⁸⁰ Receipts	8	39
" Balance due the Estate, credited to the several Legacies	136	68

Credits

1846
May

1	By Cash of A. H. Ballou	87	94
---	-------------------------	----	----

Oct	6	" " " Henry Beaman	57	13
-----	---	--------------------	----	----

"	"	" E. L. Ely admr of Adson D. Hall	22	73
---	---	-----------------------------------	----	----

167	80	167	80
-----	----	-----	----

By Balance due the Estate,	434	68
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(H)

1870
Dec

1	Disbursements by R. H. Whitfield Executor	Clerk & Sheriff's Tickets	107	92
---	---	---------------------------	-----	----

Commissions fees	172	50	280	42
------------------	-----	----	-----	----

1849
Nov

11	Paid by her to E. L. Ely admr de sonum of A. G. Baykin the following sums
----	---

to Isaac W. Cannon	Principal & Interest	58	87
--------------------	----------------------	----	----

A. G. Baykin	"	63	52
--------------	---	----	----

to S. J. Jordan & W. P. Jordan	"	142	58
--------------------------------	---	-----	----

Same	"	138	44
------	---	-----	----

of J. W. Chapman	"	7	35
------------------	---	---	----

W. W. Chapman & William Whitley	"	44	42
---------------------------------	---	----	----

John D. Chalmers	"	134	73
------------------	---	-----	----

J. Moody & J. Hail	"	62	80
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Amount Forward	154	93	280	42
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Amount Brought Forward	654 93	280 42
J. E. Rensen & R. H. B. Rensen	22 21	
George H. Andrews	46 99	
A. F. Helm & H. W. Rensen	76 58	
Wm. W. Johnson & W. Rensen	37 42	
R. H. Jones & H. L. Jones	66 80	
J. C. Bagnall & Henry Bagnall	1244 39	
Thomas Page & others	1578 00	
Do Do	2503 68	
W. J. Whitney	72 38	9120 30
		<u>9400 72</u>

Bonds due by W. Rensen proved against his estate, to wit

Bond for	422 73	
Int. from Jan 21 st 1859 to November 11 th 1869	243 50	686 23
Bond for	92 00	
Interest from Jan 1 st 1863 to November 11 th 1869	37 87	129 87
Bond for	273 00	
Interest from Jan 1 st 1862 to November 11 th 1869	128 77	401 77
Bond for	181 00	
Interest from Jan 1 st 1863 to November 11 th 1869	41 58	142 58
Bond for	91 00	
Interest from Jan 1 st 1863 to November 11 th 1869	37 46	128 46
		<u>10889 63</u>

1867	Amount brought forward	87 88	43 95
	Interest on Balance		1 55
Aug 1	By Balance due administrator		42 38
		87 88	87 88
	To Balance due the estate	42 38	
1869			
November 21	" 1/2 year 1/4 of payments by Mrs. Whitfield to E. L. Clay by account R	1814 94	
1871			
April 19	" 1/2 year 1/4 of Insolvent Bonds for account R	140 45	
	" Interest on 42 ³⁸ balance to Oct 18 th 1868	3 05	
1868			
October 18	By Balance due by account Mayhew's report, Principal		2132 81
	" Do " " " " Interest		718 71
	" Interest on Balance of Principal to November 21 1869		139 70
	" Interest on 4127 ⁸⁵ from November 21 1869 to April 19 th 1871		95 49
	To Balance	1082 69	
		3083 71	3083 71
1871			
April 19	By Balance due A. B. Boykin		1082 69
	" Interest from April 19 th 71 to April 19 th 1873		129 92
			1212 61

A

The Estate of Edwin Boykin legate of A. B. Boykin

1864 In account with Robert H. Whitfield his administrator.

July 10	To Balance due Guardian	40 45	
1866			
July 3	" Interest thereon to date	3 59	
	" By 1/2 year 1/4 of sales of State Stock \$4000 @ 45		300 00
	To Balance	255 94	
		300 00	300 00
1867			
Aug 1	To paid J. R. Elliott's admr	46 52	
	" 1/2 year 1/4 of \$27 ⁵⁰ paid for Anna Boykin to J. R. Elliott her admr	87 88	
	Carried forward	134 40	

Augt 6 Amount Brought forward 131 40
 Oct 1 Repaid your $\frac{1}{5}$ of Sally Ricks bond 42 00
 1868 Jan 3 " Balance 329 52

505 92

1866 Jan 3 By Balance due per contra 255 96

Oct 10 " your $\frac{1}{5}$ of Balance due by the adm^r per account R 22 78

1867 Jan 3 " your $\frac{1}{5}$ of \$2500 of State Clock at \$13 164 83

Augt 1 " This sum from R. Elliotts adm^r 31 64

1868 Jan 3 " Interest on \$955 76 2 years 30 71

505 92

Feb 1869 Repaid your $\frac{1}{5}$ of Sally Ricks bond 6 00

Apr 21 " your $\frac{1}{5}$ of Disbursements & Bonds per account R 1814 94

" Balance 613 16

2434 10

1868 Jan 3 By Balance due per contra 329 52

Oct 18 " Balance due by Commissioner Hagdens Asst Principal 1593 12

" " " " " " Interest 369 88

1869 Apr 21 " Interest on \$329.⁵² from Jan 3rd 1868 to date 37 23

" Interest " \$1593.¹² " Oct 18th 1868 " " 104 35

2434 10

1871 April 19 To $\frac{1}{5}$ of Insolvent bonds per account R 1140 65

" Balance 524 42

665 07

1869 Apr 21 By Balance due per contra 613 16

1871 April 19 " Interest on same to date 51 91

665 07

By Balance due per contra 524 42

1873 April 19 " Interest on same to date 62 93 587 35

(A)

Betty F Brykin a Legatee of J B Brykin

1867 In account with Robert H Whitfield his administrator

Aug 6 By your 1/6 of \$327.³⁰ paid for Anna B Brykin to J R Elliott her admr 87 88
 " Balance 413 82

501 70

1866
 Aug 3 By your 1/6 of \$4000 of State Stock 300 00

Oct " your 1/6 of Balance due by Administrator per Account G 22 78

1867
 Aug 3 " your 1/6 of \$2300 of State Stock 144 83

1868
 Aug 3 " sub on \$234.⁹⁰ from Aug 3rd 1867 14 09

501 70

1869
 Apr 21 By your 1/6 of Returnments & Bonds by account 16 1814 94

" Balance 691 93

2506 87

1868
 October 18 By Balance due by Lewis Hayden's report Principal 1443 23

" Do " " " Do " Interest 508 53

" Do " per contra 413 82

1869
 Decr 21 " sub on \$1443.²³ from October 18th to date 94 53

" " sub on \$413.⁸² " Aug 3 1868 to date 46 76

2506 87

1871
 Apr 19 To 1/6 of Insolvent Bonds per account K. 140 60

1870
 Apr 21 By Balance due per contra. 691 93

1871
 Apr 19 " sub on Balance to date 58 58

To Balance due 609 86

750 51 750 51

By Balance due Betty F Brykin

609 86

1873
 April 19 " Interest to date 73 18

683 04

Richard E Baykin a Legatee of A G Baykin

In account with Robert H Whitfield his administrator

1868	July 3	To Balance due the Guardian	222 98	
	Octo 18	Interest on Balance to date	9 57	
		Balance due the Legatee	143.39	1866 45
			395 94	1866 45
		By Balance due by Court Hayden's Spmt Principal		1866 45
		" " " " Do Interest	395 94	
			395 94	1866 45
1869	Apr 21	To 1/2 of Redemptions & Bonds per account No	1814 94	
		Balance due the Legatee	337 15	
			2152 09	
1868	Octo 18	By Balance for Contra Principal	1866 45	
		" Do " " Interest	143 39	
1869	Apr 21	Interest on Balance of Principal	122 25	
			2152 09	
1871	April 19	To 1/2 of Interest Bonds per Account No	140 65	
		Balance due the Legatee	225 04	
			365 69	
1869	March 21	By Balance for Contra	337 15	
1871	Apr 19	Interest on Balance	28 51	
			365 69	
1871	Apr 19	By Balance due the Legatee for Contra	225 04	
1873	Apr 19	Interest on same to date	27 00	
			252 04	

Mary Elwyn a Legatee of A G Baykin

1868 In account with Robert W Whitfield his administrator

Feb	3	To Balance due the Executor	210 19
Oct	18	Interest on same to date	8 97
		Balance due the Legatee.	200 03 1975 80
			419 19 1975 80

1868	October	18	By Balance due the Legatee per Com ^r Haydens Report Principal.	1975 80
			" " " " " " Do Interest	419 19
				419 19 1975 80

1869	Nov	21	To 1/6 of Redemption of Bonds per Account K	1814 94
			Balance due the Legatee	490 30
				2305 24

1868	October	18	By Balance per contra Principal	1975 80
			" Do " " Interest	200 03
1869	November	21	Interest on Principal to date	129 41
				2305 24

1871	April	19	To 1/6 of Insolvent Bonds per Account K	140 65
			Balance due Legatee.	391 16
				531 81

1869	November	21	By Balance per contra	490 30
1871	April	19	Interest on same to date	41 51
				531 81

1871	April	19	By Balance per Contra	391 16
1873	April	19	Interest on same to date	46 94
				438 10

(2)(91)

Anna Boykin a Legatee of A G Boykin

1868 In account with Robert H Whitfield his administrator

July	3	To Balance due the Guardian	450	16	
October	18	" Interest on same to date	19	13	
		" Balance due Legatee.	1601	10	
		By Balance due by Commissioner Boykin's report			2070 39

2070 39 2070 39

1869	March	21	To Cash 1/6 of Redemption Bonds for account H.	1814	19	
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1868	October	18	By Balance due Legatee per contra			1601 10
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1869	November	21	" Interest on same to date.			104 87
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			By Balance due Administrator			1082 22
--	--	--	------------------------------	--	--	---------

1814 19 1814 19

1869	November	21	To Balance due administrator per contra	108	22	
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1871	April	19	" Cash 1/6 of Insolvent Bonds for account K	140	15	
------	-------	----	---	-----	----	--

1873	April	19	" Interest on Balance (\$108. ²²) to date			22 10
------	-------	----	---	--	--	-------

			" Interest on \$140. ¹⁵ " "			16 88
--	--	--	--	--	--	-------

248 87 39 03

Commissioner Office Smithfield
March 29th 1873

To the Honorable Court of All Right County
Pursuant to a decree of the Honorable Court of the said county rendered on the 19th day of April 1871 in the said in show case depending between the said Boykin's claim & other plaintiffs and W. P. Jordan's claim and other defendants, the undersigned a Commissioner in show case of the said to whom was assigned for settlement by said decree 1st A further account of the transactions of Robert H Whitfield as administrator of A G Boykin dec'd
2nd An account showing the amounts respectively due from R H Whitfield as such ad

immediator to the children of the said A. B. Boykin in which accounts they shall be charged with the amounts respectively due by them to said R. H. Whitfield their late guardian, and with their pro rata share of any disbursements made on account of said A. B. Boykin's estate by R. H. Whitfield since the last account shown, or by his executor since his death, and of any payments made by him to E. L. Clay as administrator de bonis non of said A. B. Boykin, 3rd An account of any sales bonds or other bonds with which the estate of said A. B. Boykin has been credited when solvent, which have become insolvent without any laches on the part of said R. H. Whitfield as administrator of said A. B. Boykin, and charge the children with their pro rata share of the same. 4th An account of the transactions of said E. L. Clay as administrator de bonis non of said A. B. Boykin, reports to the court that he has stated the foregoing account of the transactions of E. L. Clay as administrator de bonis non of A. B. Boykin from July 7th 1870 to July 7th 1872 and finds that there was due by the said administrator to the said estate on the 7th day of July 1871 a balance of \$1005.³⁷ and on the 7th day of February 1872 a balance of \$108.¹³ which balances have been carried to the accounts of the legatees of the said A. B. Boykin, which are herewith reported, marked respectively A, B, C, D. E and F. Account C is an account of the transactions of said E. L. Clay as guardian of Mary E. Boykin from June 7th 1869 to July 7th 1872 and shows a balance due the guardian on that day of \$394.³⁵. B is an account of the transaction of said E. L. Clay as guardian of Richard E. Boykin from June 7th 1869 to July 7th 1872 and shows a balance of \$281.⁵³ due by said Richard E. Boykin to the said E. L. Clay his late guardian, Account D shows that there is due to A. B. Boykin a balance of \$321.⁴⁰ principal and \$15.⁰⁸ interest, Account E is a distributee account of Evelyn Boykin, and shows that the amount which has been distributed among her distributees, Account F is a similar account with the estate of Betsey B. Boykin, Account G shows that there is due to A. B. Lee in right of his wife Anna, formerly Anna Boykin \$187.²⁴ on July 7th 1872. Your commissioner has also stated the following accounts to wit Account G of the transaction of R. H. Whitfield administrator of A. B. Boykin since his last account, and finds a balance of \$136.⁴⁸ due by the said administrator on the 6th day of October 1866 which balance has been transferred to the accounts of the several legatees of A. B. Boykin into his administrator, Account H shows that R. H. Whitfield as executor

of Robert W. Whitfield his receipt, debts due to the estate of the said A. G. Boykin the sum
\$281³² and has paid to Esau & Ely adms^r de bene non bonds amounting to \$1068⁵¹ belonging to said
estate and with which the said Robt W. Whitfield has been charged, making in all \$10889¹³ which amount
has been divided among and charged to the several legates of said A. G. Boykin in their accounts with
the said Robert W. Whitfield adms^r. Account, N. shows that of the said Bond or other bonds with which
the estate of the said A. G. Boykin has been credited when solvent, which have become insolvent without
any claims on the part of said Robt. W. Whitfield as administrator of A. G. Boykin amount to
\$843⁹² in April 19th 1871, which amount has been divided among and charged to the said legates
in their accounts with the said administrator, Accounts L. M., N. O., P. and Q. an account of the
several legates of the said A. G. Boykin with Robert W. Whitfield his administrator, and show respect
only that there is due by the said administrator on the 19th day of April 1873 \$1212¹¹ (of which \$29⁹²
is a balance of interest,) to Anthony R. Boykin to the Estate of Emily Boykin \$587³⁵ of which \$12⁹³
is a balance of interest, to Betsey F. Boykin \$183⁰⁴ of which \$3¹⁸ is a balance of interest, to
Richard E. Boykin \$252⁰⁴ of which \$27 is a balance of interest, to Mary E. Boykin \$438¹⁰ of
which \$46⁹⁴ is a balance of interest, and that there is due to the said administrator on the same day
by Anna Boykin a balance of \$248⁸⁷ principal and \$39⁰³ interest, Given under my hand
as a commissioner of the said court the day and year first aforesaid

Geo. R. Anderson

Time employed 36 1/2 hours \$56⁵⁰

Bayliss Excelsior & Co.

vs { Commonwealth Report.

Bayliss Adams & Co.

//

apl. of the 18th & filed.

1.

Commissioners Office Southfield

July 1st 1870

To Rebecca A Whitfield Executrix of Robert H Whitfield deceased, Edmund Ely
admr of John R Elliott, and admr & bonis adm of Anna R Boykin decd.

To Edmund Ely admr ^{with the will annexed} & bonis adm of Anthony G Boykin decd & A M Deane and
Annie his wife. Fannie Dick, Anthony R Boykin and N P Young guardians ad litem
of Richard Boykin Evelyn Boykin Mary E Boykin and Willie H Boykin.

You are hereby notified that I have fixed upon the 4th day of August next,
if fair, if not the next fair day thereafter (Sunday excepted) to take and
settle at my office the following accounts.

- 1st A further account of the transactions of R H Whitfield as administrator
of Anthony G Boykin deceased.
- 2^d An account showing the amounts respectively due from R H Whitfield
as admr of A G Boykin to the children of said A G Boykin, in which
account they shall be charged with the amounts respectively due by them to
said R H Whitfield their late guardians, and with their pro rata share of any
disbursements made on account of said A G Boykin's estate by R H Whitfield
since the last account herein, or by his said executrix since his death, and of
any payments made by her to E L Ely admr & bonis adm of said A
G Boykin.
- 3rd An account of any Sale bonds or other bonds with which the said es-
tate of A G Boykin has been encumbered when solvent, which have become in-
solvent without any laches on the part of said R H Whitfield as admr of
A G Boykin, and charge the children with their pro rata share of the same.
- 4th An account of the transactions of the said E L Ely as admr & bonis adm
of said A G Boykin -
required to be taken by decree of the Circuit Court of Sale of Wright County
rendered on the 17th day of May 1871 in a suit in Chancery depending
in said court, between J R Elliott Exor &c of Anna R Boykin &c and other
plaintiffs and R H Whitfield admr &c of A G Boykin decd and other
defendants, at which time and place you are required to attend, being

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

Geo. Hutchinson Comr.

Service Acknowledged

~~C. B. Hayden~~ Atty for R. H. Whitfield Esq
C B Hayden — Queen L. Ely, A. M. Lee Snipe
Sallie Vick, A. R. Baykin
& infant of dts —
John R. Killy atty for C. H. Whitfield Esq

Proprs. C. B. Hayden

At 3 Court Office

Proprs. at Court

In Isle of Wight Circuit Court, May 11th 1870.

J. R. Elliott, Exor: & c. of Ann R. Boykin & cetera. Pliffs.
vs: } In Reply,

Rs: R. H. Whitfield admr: & c. of A. G. Boykin de c: and
others _____ Defs.

This Cause in which the death of the
pliff: R. H. Whitfield as admr: of J. R. Elliott, & as
admr: of Ann R. Boykin, & of the said R. H. Whit-
field as one of the defs: in this Suit as
admr: of Anthony G. Boykin, & of the qualification
of R. H. Whitfield as Exor: of J. R. Elliott, & of Ex-
-cum de, Eley as admr: of J. R. Elliott, & admr: de
bonis non of Ann R. Boykin & Athy: G. Boykin
& of the marriage of the deft: Annie Boykin
with A. M. Lee, is suggested since the last
decree herein, it is ordered that this Suit be
revived in the name of said R. H. Whitfield
as Exor: of said R. H. Whitfield, & of said Exum
de, Eley as admr: of J. R. Elliott & as admr: de bonis
non of Ann R. Boykin as pliffs: And by
Consent of the said Ex. de, Eley as admr: de bonis
non with the will annexed of Anthony G. Boy-
kin, of said A. M. Lee & Annie his wife
it is ordered that this Suit be carried on
against them as defs: Come on to be
again heard on the papers formerly read.
On the report of Comr: Hayden under

the decree herein of May term 1866, & filed in
this cause on Sept^r the 1st 1868, & was
argued by counsel on consideration
whereof the Court - Confirming said re-
port to which no exceptions were filed,
doth adjudge, order & decree, that a Com^r
of this Court take the following accounts:

1st ^{and further} An acct: of the transactions of R. H. Whitfield
as adm^r of the Est^y of S. G. Boykin

2nd An acct: showing the amounts respect-
ively due from R. H. Whitfield as adm^r of
S. G. Boykin dec^d to the children of said
S. G. Boykin, in which acct: they shall
be charged with the amounts respectively
due by them to said R. H. Whitfield, their
late Guardian, & with their pro rata
share of any disbursements made on
account of said S. G. Boykin's estate
by R. H. Whitfield, since the last acct:
herein or by his said Ex^{or}: Since
his death, & of any payments made
by her to said E. E. Eley, adm^r de bonis non
of said S. G. Boykin

3rd An acct: of any Sale Bonds or other Bonds
with which the said estate of S. G. Boykin
has been credited when Solvent, which
have become insolvent without any
caches on the part of said R. H. Whitfield

as adm^r of A. G. Bykin & charge the
children aforesaid, with their pro-
rata share of the same —
4th An acct. of the transactions of the
said E. L. Ely as ~~the~~ adm^r de bonis
non of said A. G. Bykin, which
accounts he shall take settle
& report to court with any matters
specially stated, deemed pertinent
by himself, or required by the par-
ties to be so stated,

A copy.

Teste A. P. Jones Clerk

No. 43,

Boylkins Exor: &c et als:
vs:

Boylkins admr: &c. et. als:

Copy of Decree,

May Cir: Ct. 1870.

act.

In Eschewright Circuit Court, April 20th 1871.

A. G. Boykin's adm^r & als,
vs.

Plffs:

A. R. Boykin & als,

Defes:

and

{ In Chy:

Boykin's Guardian &c.

Plffs:

vs.

Same

Defes:

These Causes this day came on to be again heard together, the former on the papers formerly read & on the Report of Comm^r George R. Atkinson, under the Decree therein of May Term 1870, and the latter on the papers formerly read & on the Report of E. B. Hayden Special Commissioner under the Decree in said suit of May Term 1870. And was argued by counsel. On Consideration whereof the Court doth adjudge, order, & decree that for the reasons therein stated the said Report of Comm^r Geo. R. Atkinson be recommitted for a further taking of the accounts in said Decree of May Term 1870, directed, which accounts he shall take settled & Report to Court with any matters specially stated, deemed pertinent by himself or required by the parties to be so stated. And the Court doth further adjudge, order, & decree that said E. B. Eley adm^r de bonis non with the will annexed of A. G. Boykin out of any assets of his said Testator now in or that may hereafter come to his hands pay to Miss Sally W. Dick on or before the 1st of July next \$100.00 on account of her support given her by the will of Anna R. Boykin, And the Court confirming the Report of Special Comm^r Hayden to which no exceptions

were filed, doth further adjudge, order & decree that the latter of said suits be removed from the Docket, without prejudice to any one, the purposes thereof having been attained, & the amount due Ro. H. Whitfield as Guardian credited in the account of his administration on the estate of A. G. Boykin in the account of the same made up in the Report aforesaid of G. R. Atkinson, & the Court further adjudges, orders & decrees, that E. L. Ely adm^r de bonis non with the will annexed of A. G. Boykin, pay the costs of the last suit inclusive of an Attorneys fee of \$20.00 to C. B. Hayden for his services in said cause

Att. Whitfield & Tax 15.50 A Copy

Att. Hayden 20.00

Att. W. fee 7.38^x

Comm. Hayden 3⁰⁰. 50

Costs of 2^d Suit \$80.38

Debate

N. P. Young clk.

+ of these fees \$1.87 are unpaid

Boykin's adm^r &c

Copy of

Decree

Boykin v. Ely

Apl. Cir. Ct. 1891.

Tax costs

Boykin v. Ely

Received of E. L. Ely, Adm^r A. G. Boykin One Hundred Dollars due Saly. & Dick under the within Decree

C. B. Hayden

Recd of same Twenty Dollars Fee in within suit

C. B. Hayden

Recd of same Thirty Seven Dollars & Fifty Cents

Commissioners Fee as above

Recd. \$1.87 balance fee

C. B. Hayden

-1

To amt brought forward	589 66
" this sum to the credit of A R Boykin	42 07
Richard E Boykin	42 07
Mary E Boykin	42 07
Adm Lee & Sonns his wife	42 07
Estate of Walter Boykin	42 07
" " Evelyn Boykin	42 07
	842 08

1873 March 1	By this sum received in full of Payer Bond	312 74
	" this sum received in full of John Whelpleys Bond	329 34
		842 08

B.

Richard E Boykin

1872 In account with Emma L Ely his late guardian and admr of A G Boykin

July 7	To Balance due the late guardian per former report	281 53
	" paid Geo H Brett May 11 th 1871 milled	1 20
	" paid Est B Hayden Nov 28 th 1871 "	12 00
	" Cash Jan 4 th 1872 "	40 00
Feb 26	Do 90- paid H B Estlin apc 56. ³⁷	146 37
Apr 19	Do	70 00
Aug 16	" paid Jones & Kelley apc	37 00
July 7	" Interest on \$306. ⁴² due by average March 16 th 1872	15 32
	" Interest on \$281. ⁵³ one year	16 89
	By this sum your distributable share of A G Boykins estate	685 68
	" this sum your distributable share of Walter Boykins do	162 85
	" this sum your distributable share of Evelyn Boykins do	162 85
	To this sum to the credit of R E Boykin on bond on this day	391 07
		1011 38 1011 38

Apr 21	By this sum your distributable share of A G Boykins estate	42 07
" " " " " " " " " " " " " " " "	" " " " " " " " " " " " " " " "	9 99
" " " " " " " " " " " " " " " "	" " " " " " " " " " " " " " " "	9 99
	To this sum to R E Boykin credit on bond	41 95
		41 95 41 95

(L. 1)

Mary E. Boykin

1872

An account with Emma L. Clay her guardian

Feb	7	To Balance due the guardian for former report	394 35	
	26	" Cash for clothing	50 00	
Mar	29	" paid for making dress	3 50	
June	1	" paid L. C. Lee for board &c	103 35	
July	1	" paid J. C. Thomas expenses from office	6 00	
Sept	3	" paid A. B. Pastors up for clothing	54 07	
1873				
Jan	1	" paid L. C. Hubbard up " Do	62 00	
Feb	7	" 5 per cent Commission on \$1011 ³⁸ receipts	50 57	
		By this sum your distributable share of A. B. Boykins estate	685 18	
		" this sum your distributable share of Bethe Boykins estate	162 85	
		" this sum your distributable share of Evelyn Boykins estate	162 85	
		Interest on \$394 ³⁵ on year	23 66	
		" Balance due the Ward	263 88	
			1011 38	1011 38
Feb	11	To paid A. M. Lee board &c	151 00	
Apr	16	" Cash for clothes	15 00	
	21	" 5 per cent Commission on \$15 ³⁰ receipts	3 26	
		" Balance due the ward	159 92	
			329 18	
1873				
Feb	7	By Balance due the Ward for contra	263 88	
April	21	" this sum your distributable share of A. B. Boykins estate	42 07	
		" this sum your distributable share of Bethe Boykins estate	9 99	
		" this sum your distributable share of Evelyn Boykins "	9 99	
		" Interest on \$263 ⁸⁸ to date	3 25	
			329 18	
1873				
April	21	By Balance due the Ward for contra	159 92	

(6)

Attorney R Boykin

1872

In account with Emma L Ely ^{Ex-legal & Bellet Boykin} administrator of A G Boykin's of

July	7	By Balance due by former report Principal	521 40	15 08
		" Balance " " " Interest	15 08	
July	1873	7 " Interest on \$521 40 one year	31 28	
		Total of gross bond principal & interest		72 28
		" Balance due A R Boykin		495 48
			567 76	567 76

		By Balance due per contra		495 48
		" This sum your distributable share of A G Boykin's estate		685 68
		" " " " " " Bellet Boykin "		162 85
		" " " " " " Evelyn Boykin "		162 85
				1511 86

April	21	" Interest on \$1511 86 to date	18 58	
		" This sum your distributable share of A G Boykin's Estate		42 07
		" " " " " " Bellet Boykin "		9 99
		" " " " " " Evelyn Boykin "		9 99
		Balance due A R Boykin	18 58	1568 91

(7)

Estate of Bellet Boykin

1873

In account with Emma L Ely her administrator

July	7	By this sum her distributable share of A G Boykin's estate		685 68
		To 5 per cent commissions on \$685 68	34 28	
		" This sum to credit of A R Boykin	162 85	
		" This sum to credit of Richard E Boykin	162 85	
		" This sum to credit of Mary E Boykin	162 85	
		" This sum to credit of Able Lee & Anna his wife	162 85	
			685 68	685 68
Sept	21	By this sum her distributable share of A G Boykin		42 07
		To 5 per cent commissions on \$42 07	2 11	
		Carried forward	2 11	42 07

1873			
Apr	21	Amounts Brought forward	2 11 42 07
		To this sum to credit of A R Boykin	9 99
		" " " " " Richard E Boykin	9 99
		" " " " " Mary E Boykin	9 99
		" " " " " A M Lee & wife	9 99
			42 07 42 07

(14)

Estate of Evelyn Boykin
in account with Edwin L. Ely her administrator,

1873			
July	7	By this sum her distributable share of A S Boykins estate	685 68
		To 5 per cent commission on \$685. ⁶⁸	24 28
		" this sum to the credit of A R Boykin	162 85
		" this sum to the credit of Richard E Boykin	162 85
		" this sum to the credit of Mary E Boykin	162 85
		" this sum to the credit of A M Lee & wife	162 85
			685 68 685 68
April	21	By this sum her distributable share of A S Boykins estate	42 07
		To 5 per cent on \$42. ⁰⁷	2 11
		" this sum to credit of A R Boykin	9 99
		" this sum to credit of Richard E Boykin	9 99
		" this sum to credit of Mary E Boykin	9 99
		" this sum to credit of A M Lee & wife	9 99
			42 07 42 07

(15)

A R Boykin

1873			
Apr	19	By Balance due A R Boykin by former report Principal	1182 69
		" do " " " " Interest	129 92
	23	Let your one sixth of \$329. ³⁴ received by E L Ely admr for J S Whitfield	88 22
			41 70
		" Interest on \$1082. ⁶⁹ to date	72
		Balance due A R Boykin	1182 69 42 42

C.

An Account of the judgement or other sums on the interest of A R Boykin
in the estates of A G Boykin, Eva Boykin & Betsey Boykin

Secured by	Bond to Anthony A Jordan adms of W Jordan decd	638 12	
debt of trust	Interest on same from November 28 th 1865 to October 19 th 1873	312 15	940 27
dated 4 th day	Bond due to same	260 00	
of September 1866	Interest on same from May 1 st 1867 to October 19 th 1873	106 88	366 88
			1307 15

(K)

The Estate of Evelyn Baykin

In a/c with R H Whitfield adms of A G Baykin

1873							
Apr	19	By Balance due the Estate per former report, Principal	524	42			
	"	" " " " " " " " Interest	42	93			
	23	" Interest on balance to date		35			
		Septm '6 of amt received by E L Elyon J H Whitfield bond			88	22	
		Balance due the estate			499	48	
			587	70	587	70	
Apr	1873	23 By Balance due the Estate per contra			499	48	

(L)

The Estate of Betty Baykin

In a/c with Robert H Whitfield

Apr	19	By Balance due the estate per former report, Principal	409	86			
	"	" " " " " " " " Interest		73	18		
	23	" Interest on \$609 ⁸⁶			40		
		Octm 1871 '6 of amt received by E L Elyon adms from R H Whitfield		5	22		
		" Balance due the Estate			595	22	
			183	44	183	44	
		By Balance due the Estate per contra			595	22	

(H)

Richard E Baykin

In a/c with Robert H Whitfield adms of R E Baykin

1873							
Apr	19	By Balance due per former report, Principal	225	06			
	"	" " " " " " " " Interest		27	00		
	23	" Interest on \$225 ⁰⁶			15		
		Septm '6 of amt received by E L Elyon adms from R E Baykin		88	22		
		Balance due			163	07	
			252	19	252	10	
		By Balance due R E Baykin			163	07	

Mary E Boykin A

1873

In account with Robert H Whitfield admr of A G Boykin

Apr 19	By Balance due by former report	Principal	391 16	
1	Do	Interest	46 94	
23	Interest on \$391.16		26	
	Also sum 1/6 of amt decreed from R H Whitfield by Ed Cley admr		88 22	
	Balance due		350 14	
			438 36	438 36

By Balance due Mary E Boykin

350 14

(C)

Anna Boykin now Anna Lee

1873

In account with Robert H Whitfield admr of A G Boykin

Apr 19	By Balance due Administrator per former report	Prin't amt	248 87	39 13
23	Interest on \$248.87			16
	Also sum 1/6 of R H Whitfield's amt received by Ed Cley		88 22	
	Balance due Administrator		337 09	39 19

Respectfully Office of the Court

Oct 4th 1873

Pursuant to a decree of the Circuit Court of Ill. of Stoughton county rendered on the 21st day of April 1873 in the suit therein captioned and depending thereon between A G Boykin ^{admr} & als plaintiffs and A R Boykin & als defendants the undersigned who was appointed a Special Commissioner by said decree and to whom was referred for settlement the following accounts 1st A further account of the transactions of Robert H Whitfield as administrator of A G Boykin, 2nd A further account showing the amounts respectively due from Robert H Whitfield as admr of A G Boykin decreed to the children of said A G Boykin in which account they shall be charged with the amounts respectively due by them to the said Robert H Whitfield Thus

late guardian, and with their prorate share of any disbursements made on ac-
count of said C. & G. Boykin's estate by R. W. Whitfield since the last account herein
or by his said executor since his death or by E. J. Chapman his adm'r de bonis non
or of any payments made to said E. L. Ely adm'r de bonis non of said C. & G.
Boykin, 3rd A further account of any sale bonds or other bonds with which the es-
tate of said C. & G. Boykin has been credited when solvent, which have become insolvent
without any failure on the part of said R. W. Whitfield as adm'r of said C. & G. Boykin
and charge the children with their prorate share of the same. 4th An account of the
transactions of E. L. Ely as adm'r of said C. & G. Boykin, and as guardian
of Mary E. Boykin, of any judgments or other claims on the estate of C. & G. Boykin
in the estate of C. & G. Boykin, Eva Boykin & Betsey Boykin, reports to the court that
on the 1st day of June 1873 he issued notices to the parties interested in the said decree
fixing upon his office at New Bedford as the place and on the 18th day of July 1873 as the time
for stating and supporting the said accounts, which notices were acknowledged executed by
the parties by their attorney, that no evidence was laid before your commission which enabled
to state accounts numbered 1 and 3. That he has stated an account marked A of
the transactions of E. L. Ely administrator de bonis non of C. & G. Boykin deceased
which account shows nothing due by said administrator to the said estate, the amounts
due by him at the regular settlements in said account having been transferred to the accounts
of the said Administrator with the several distributees of the said C. & G. Boykin ^{of Betsey & Evelyn Boykin} which accounts
are marked respectively B, C, D, E, F & G. Account B shows that the said Administrator
has paid to Richard E. Boykin the whole amount due him. Accounts F & G show that
the said E. L. Ely as administrator of Evelyn Boykin and Betsey Boykin has transferred
to the credits of their distributees the amounts due them. Account C is an account of the trans-
actions of E. L. Ely as guardian of Mary E. Boykin and shows a balance of
(\$259⁷²) one hundred and fifty nine ⁷²/₁₀₀ Dollars due by the guardian to her and on
the 21st day of April 1873. Account D shows that there is due by the said E. L. Ely
as administrator of C. & G. Boykin Evelyn Boykin & Betsey Boykin the sum of two hundred
and ninety two ⁵⁹/₁₀₀ Dollars ^(of Principal & One Dollar and twenty cents of interest making \$294⁵⁹) to A. W. Lee in right of his wife Julia Anna Boykin on the
21st day of April 1873, and account E shows that on the same day there was due to C. & G. Boykin
\$1568⁹¹ Principal & 18⁵⁸ interest making in all \$1587⁴⁹. Your commission has also stated

account of K. L. M. & C. O. Chapman & Co. showing the amount due from Robert B. Brykman
 as shown by the children of said R. B. Brykman, and shows by account
 that there was due on the 25th day of April 1873 to R. B. Brykman \$1082.⁶⁹ of Principal &
 \$12.⁴² interest making \$1095.¹¹ Seven hundred and twenty five dollars and eleven cents
 account shows that on the same day there was due to the estate of Evelyn Brykman \$499.⁴⁸
 account shows that on the same day there was due to the estate of Peter Brykman \$578.²²
 account M shows that on the same day there was due to Richard E. Brykman \$143.⁹⁷ account C
 shows that on the same day there was due to Mary E. Brykman \$380.¹⁴ and account D shows
 that on the same day Anna Brykman now Mrs Lee was indebted to the said administra-
 tor \$337.⁰⁹ Principal and \$32.¹⁹ of interest making a total indebtedness of \$369.²⁸. Account shows
 that the interest of R. B. Brykman in the estates of A. G. Brykman, Eva Brykman & Peter Brykman
 are subject to a lien for \$1307.¹⁴ due on the 19th day of October 1873,
 from under any bond as special commissioners of said court the day and year first
 above written
 I am employed 35 hours, \$65-

For distribution

Brykman estate

Brykman & Co

Commissioners Report -

Oct. 8. 1873 filed

Deputies and are hereby notified that I have fixed upon Friday
The 18th inst at my office at noon, as the time and place for receiving
and those at which time and place they are required to attend
Cases under my hand as Special Commissioners of said court The day and
year first abovesaid

Geo. Pittman Sheldons

Done at New York

C B Hayden

Att for Plffs & Defendants -

Attest
J. B. Jones

Register

James Jones

In Sale of Wigal Circuit Court, April 21st 1873

A. G. Boykin's Adm^r & others.

Plffs.

vs,

J. Tubby;

A. R. Boykin & others

Defts.

This cause in which it is suggested that since the last decree herein R. E. Boykin has attained lawful age, & that R. A. Whitfield, Executor of R. H. Whitfield, has departed this life intestate, and that the Estates of said R. H. Whitfield has been committed for administration de bonis non with the will annexed & that of R. H. Whitfield for administration to E. J. Chapman Sheriff of the County of Sale of Wigal, It is ordered that this suit proceed against the said R. E. Boykin in his own name by consent of said E. J. Chapman against him as Adm^r de bonis non with the will annexed of Robt. H. Whitfield, & as Adm^r of R. H. Whitfield, came on this day to be again heard on the papers formerly read, On the report of Commissioner Atkinson under the decree herein of April 20th 1871, for the petition of G. C. Atkinson substituted under the Decree of trust from A. R. Boykin of the 4th day of September 1866, for the benefit of Watson J. Jordan, Jr's Adm^r, It was argued by counsel: on consideration whereof the Court doth adjudge, order and decree that Commissioner G. C. Atkinson

2nd

who is hereby appointed Special Comr., for
for that purpose proceed to take further
accounts of the transactions of R. H.
Whitfield as Admr., of A. G. Boykin,

A further account showing the amounts
respectively due from Robert H. Whitfield
as Admr., of A. G. Boykin decd. to the chil-
dren of said A. G. Boykin, in which account
they shall be charged with the amounts re-
spectively due by them to said R. H. Whitfield
their late guardian, and with their pro-
rata share of any disbursements made
on account of said A. G. Boykin's Estate
by R. H. Whitfield since the last account
herein, or by his said Executors since
his death, or by E. J. Chapman his Admr.
de bonis non, or of any payments made
to said E. J. Eley Admr. de bonis non of said
A. G. Boykin,

3rd

A further account of any sale bonds or
other bonds with which the Estate of said A. G.
Boykin has been credited when solvent,
which have become insolvent without
any laches on the part of said R. H. Whitfield
as Admr. of said A. G. Boykin, and charge
the children with their pro rata share of
the same,

4th

An account of the transactions of

Exmn L. Eley as Adm^r; de bonis mori
of said A. G. Boykin, and as guardian
of Mary E. Boykin, of any judgments
or other liens on the interest of A. R. Boy-
kin in the Estate of A. G. Boykin. Eva
Boykin & Bettie H. Boykin, which ac-
counts he shall take & file one part
to Court with any matters specially
stated, deemed pertinent by himself
or required by the parties to be so stated,
And the Court doth further adjudge, or-
der & decree that E. L. Eley out of any
funds now in his hands, or that may
hereafter come to his hands as such
Adm^r; of A. G. Boykin, or belonging to the
distributees of said A. G. Boykin, pay to
Sally W. Dick, one hundred dollars, and to
C. B. Hayden for his services as Attorney
for the defendants in this Cause \$300.00
charging the same equally to the distributees
of said A. G. Boykin, and also pay the costs
of this suit. — The Court doth further adjudge
order & decree that G. R. Atkinson Trustee
under the Deed of Trust in these proceed-
ings mentioned, be made a party de-
fendant to this suit,

Attest,
Clerk,

Wm. H. Hart, Jr.,
Clerk

A. G. Boykin's adm^r, & als

} Copy decree
Dec. of Apl. Cir. Ct. 1873.
}

A. R. Boykin & als,

Amounts received by L B Edwards Administrator

Admrs of Evelyn Boykin

1875-

Apr	1	By amt. from R. A. Whitfield's Sams	✓ 202 08
Nov	25	" " " " from Corns in Battin or Whitfield	✓ 53 97
Dec 1876	15	" " " " R. A. Whitfield's Sams	✓ 30 78
Apr	15	" " " " Corns in Battin or Whitfield	✓ 53 52

1875-

Oct 1876	29	To paid L B Hayden Atty fee	5 00 ✓
Apr	15	" " " " " "	5 00 ✓

See Com youngs Report of L B Edwards to admnistrators of R A Whitfield to Nov 25/71 for payment on Admrs of Evelyn Boykin

$$\begin{array}{r} 340.35 \\ 17.59 \\ \hline 322.76 \end{array}$$



A. R. Anthony R. Boykin
In account with George R. Atkinson his Trustee

1875

Oct. 30	To Paid C. B. Hayden atts. fee	10 00	
"	" L. B. Edwards adm. of		
"	W. S. Jordan Jr.	649 60	
"	Comm. 5 per cent on \$300 ⁰⁰	15 00	
"	" 2 " " on \$382. ²⁴	7 64	
"	By this amt. from R. H. Whitfield		
	admt.		682 24
Nov. 25	" Cash from C. B. Hayden Comt.		
	in suit of Patton v. Whitfield		182 31
Dec. 15	" " from L. B. Edwards adm.		
	of Whitfield		113 92
1876	Jan. 4	" " from E. L. Ely's Est. said	
	Ely being adm. of A. G. Boykin		650 89
	To Comm. at 2 per cent on \$936.82	18 73	
	" Paid C. B. Hayden atts. fee	15 00	
	" " fee for substituting trustee	5 00	
	" " L. B. Edwards adm. of		
	W. S. Jordan Jr.	898 09	
		\$1619 06	\$1619 06

Commissioner Office, Isle of Wight County
March 8th 1876.

To the Circuit Court of said county.

Pursuant to a decree of the said court rendered on the 12th day of Feb. 1875, in suit therein depending between A. G. Boykin adm. p'tt. and A. R. Boykin, G. R. Atkinson as trustee for A. R. Boykin t'ls. de'th. directing a commissioner of the said court to take the

following accounts, First - An account of the transactions of A. B. Edwards as admr. of A. G. Boykin's decd. Second - An account of the amounts respectively due the children of A. G. Boykin. & Third - An account of the transactions of George W. Atkinson as trustee under the decd trust of A. G. Boykin. Your commissioners reports to the court that on the 22^d of March, 1845, he issued notices to the parties that he had fixed upon the 27th of April, 1845, to take and settle said accounts. which notices were duly acknowledged by the parties or their attorney. That on the day so fixed upon the parties failed to appear, and the taking of said accounts was continued & remained continued until the date of this report, when George W. Atkinson trustee as aforesaid exhibited to your commissioners a statement of all the moneys he had received, become chargeable with or had disbursed during the period embraced in the foregoing account marked 1; together with the vouchers for the disbursements, from which your commissioners has made up the said account which shows that the said trustee has legally disbursed all the moneys that have come to his hands to the 4th day of June 1846. Your commissioners reports, as to the other accounts required by the said decree, that he has not been able to make them for want of necessary material & information.

Given under my hand as a commissioner of said court, the day & year first aforesaid.

J. D. Young Comr.

Boykin's Adm.
3 Com. Rpt.
v. 3

Boykin vol.

March 10th 1876.
Filed

1874 L. B. Edwards Esq. & Adm. of S. H. Bogkin Dec. 18
 To the Clerk of the High Court

1874	Filing two Reports 30. Decr. & 2 Copies of 120.00. Jordan adm. 1871	50
	Filing report of Jordan's Adm. 15. Decr. & copy as Page 56.	41
	Filing Comr. & Bogkin's Report 15. Decr. & copy 56.	41
	~~Conte vs Bogkin 1872~~	~~42~~
	Same as Bagnall 72. Same vs Bogkin 72	1 44
	Retr Decr. & copy as Jordan adm.	36
	Conte vs Bagnall	36
1875	Filing Comr. & Bogkin's Report 15. Decr. & copy as 1871	41
"	D. & D. & 2 Copies vs Bogkin & als.	1 50
"	Conte vs Bagnall	36
"	Filing Report as Bogkin 15. Decr. & copy 56.	41
"	Conte vs Page at Oct. 34. & July & Feb. 75.	1 08
"	Conte vs Jordan & at July 75.	36
"	Conte vs Bagnall 36. ~~as in dict 36~~	36

A. W. Young Clerk

4484
 9.77

x

L. B. Edwards

W. H. K. & B. B. B.

~~11.44~~

9.77

3.42

1.80

1.80

16.22

Paid by

L. B. Edwards

1873
Augt,

E. L. Eley admr. of A. S. Boykin
vs. M. P. Young clk. of Cole of Wight Cir. Ct. D.
Fily. prep. in suit vs. Bagnall from les. let. 20
docty. 15, Octo. fily. rept. 15, Decree & co. 60, Taxg.
add. costs for comr. 40. — — — — — } \$1.53

M. P. Young, clk.

Eley, E. L. Adm.

\$1.53

Paid by
Edwards

1871,
Augt.

E. L. Eley admr of H. S. Boykin
vs N. P. Young comr of accts. of Isles of Wight Co. Va. Fr
Registering Court of Est's: or "Cath." Wescott
Emily G. Dick, & Sarah G. Bagwell to sale;
on your motion @ 50¢ each } 1.50
N. P. Young comr,

Eleg. E. L. Home.
\$1.50

Paid by
Edwards

Exum L. Eley admr. of A. G. Boykin		
1873	To N. P. Young lck. of Escof Wright Es. let.	D ^r
July	Court vs. Bagnall 36. Augt. transfg suit	} 1.12
	sc vs. do. to Cir. Ct. 36. taxg. costs & copy 40	
"	Secice & copy vs. Dick	.56
	Wiltg. 2 petns of creditors	.30
Augt.	Transfg. to Cir. Ct. 56 taxg. costs & es. vs. do. 40.	.96
Octo.	2 Searches for records	.20
Nov ^r	2 abstracts from decesses Boykin vs. Jordan per atts.	80
	Certficate of value &c. of W. P. Jordan's land	.35
		<u>\$4.29</u>

N. P. Young lck.

Eloy Edmund L.

Adm:

\$4.29

Pa. 2

	E. L. Eley admr. of A. G. Boykin		
1873	To N. P. Young clk. of Isle of Wight Cir. Ct. Dr.		
July	Abstract from decree vs. Page per Hayden atts.	.25	
Octo.	Court vs. Boykin & als	.36	
	Docket, filg. & court vs. Dick	.74	
1874	Filg. rept. 15, Decree & Co. 60. tag, add'l costs &c		
May	W. Bagwell 40	1.15	
	Filg. rept. 15. Exh'ts. 25. decree & Co vs. Dick 75.	1.10	
	Copy fragments: to file inquit vs. Jordan per atts.	.60	
		<u>\$ 4.20</u>	

N. P. Young, clk.

Eley, E. L. Adm.

\$4.20

4.29

3.05

\$11.62

16.21

\$27.84

Paid by

Edwards

A. B. Edwards Shff. & adm^r. d. b. n. of A. B. Boykin Solo D^r

1874

To the Clerk of Isle of Wight Vir Bond

Conty. Smith vs Boykin Bal. at May & Oct

$\frac{1}{2}$

1875
July

Settling Rept. 15. Dec. & copy 75. Tax & Cost. & copy 1.80.

2.70

L. P. Youngelt 3.42

X

L. B. Edwards
Staff Admr. of
F. G. Roykin

83.42.

2nd. 1844. 1845. 1846.
1847.

1848. 1849. 1850.
1851. 1852. 1853.

May 13th 1876. Received from W. W. Hayden & W. J. Young corner of Butler & Whitefield 180.73

Commission at 2% 3.61

Amount due to pay corner of Young 5-

paid A. B. Edwards agent W. J. Young J. bal of bill 8.76

• fee for release of certifying 6-

• Groveland in custody for W. J. Young & W. J. Young 57.36

180.73 180.73

L B Edwards

Adm of A. G. Boykin

In Ac with C B Hayden

1875

Nov

By amt from suit is R T Vick.

✓ 39 52

"

To Fee for do.

✓ 2 50

30 " Carl

137 02

1876
Jan

By this amt from suit is J J Nail

✓ 29 65

To Fee for do.

✓ 2 50

Sept

19

By amt from suit is H P Gordon

✓ 109 40

"

"

To Fee & Commission for do

✓ 10 00

"

"

Carl -

128 63

\$ 178 57 \$ 178 57

Sept 19/76 -

settled in full

C B Hayden

May either be paid to A R Byrnes distributor of
a part to G R S. All for 700000 Indian
Hunter under last Trust deed -

On Sept 2 of 76 - L B Edwards Adm W P Lander
paid the former's share to himself as Adm of
A. G. Byrnes -

✓ 189.40

✓ 36.82

✓ 110.10

✓ 38.19

✓ 34.50

Statement of Payments made through me in
reference to A. G. Baker's estate being done the
transactions to a later date than the Edwards
Book page 48 - the credit of \$875.88 is from
Smith & P. London ~~May 18~~ May 20 1875
The 4 heirs each rec'd \$200 of this and except A. R.
Baker whose share of that amount was to have been
paid to G. R. Allen in December but was not & that
he is now satisfied & this 200 ~~of 4 of balance~~

Adm^r of Bettie F Boykin

1875-

Oct

29 To paid to B. Hayden Atty fee

5 00 ✓

1876

Apr

15

"

50

5 00 ✓

See Com Jourⁿ of ~~of~~ R. A. Whitfield as
adm^r of R. A. Whitfield for payment as adm^r
of Bettie F Boykin -

1875

Apr

1

By amt from R. A. Whitfield Adm^r

✓

241 67

Nov

25

"

"

Com^r in Battⁿ vs Whitfield

✓

64 54

Dec

15

"

"

R. A. Whitfield's Adm^r

✓

54 80

1876

Apr

15

"

"

Com^r in Battⁿ vs Whitfield

✓

64 01

✓.

Commissioner's Office,

ISLE OF WIGHT COURTHOUSE:

March 22^d 1875

To L. B. Edwards Shff. and admor. de bonis non
of A. G. Boykin decd.

Plaintiffs,

And

To A. W. Boykin, Geo. B. Atkinson Trustee, R. E. Boykin,
L. B. Edwards Shff. & adm. of Betty & Evelyn Boykin,
same adm. de bonis non of Ro. H. Whitfield & R. A. Whitfield
decd., Mary E. Boykin & Sally Dick & A. M. Lee ^{Mary E. Boykin's wife} Defendants:

You are hereby Notified, That I have fixed upon the 27th day of
April next, if fair, if not, the next fair day thereafter, (Sunday
excepted), to take and settle, at my office aforesaid, the following accounts:

1st. An account of the transactions of L. B.
Edwards as administrator of A. G. Boykin decd.

2nd. An account of the amounts respectively due
the children of A. G. Boykin.

3rd. An account of the transactions of said Geo. B.
Atkinson as trustee under the decd of trust of A. W.
Boykin.

Required to be taken by decree of Isle of Wight Circuit Court, rendered on the
12th day of February, 1875, 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 Commissioner of the said Court, the day and year
first aforesaid.

A. J. Young

Commissioner.

We acknowledge service of this notice
C Borden & Co. proprietors of the various exhibits
in which ~~these~~ ^{these} are styled
in this notice

A. B. Co. owners
of the exhibitions

Boykins Am. L.

v. ³ ₃ Coms. Notice

Boykins L. & Co.

No 2 of the April 1875.

To be signed by
by R. A. Thomas

Commissioner's Office
Smithfield January 5th 1867

To R H Whitfield Administrator of J R Elliott, as Administrator of
A. P. Baykin, as Administrator of Ann R Baykin, Anthony R Baykin
Anna Baykin Richard Baykin, Mary E Baykin, Emma L Eley
Sheriff of the County of Isle of Wight & as such Administrator of
Belle F Baykin & as Administrator of Evelyn Baykin & Fannie Dick

You are hereby notified that I have fixed upon
the 5th day of February 1867 to take settle at my office the accounts
of the transactions of ~~Robert H~~ Whitfield as administrator with the
will annexed of Anthony P Baykin & of the amounts respective-
ly due the children of said testator; of the transactions of J R
Elliott as Executor of Ann R Baykin, of the amount of out-
standing debts due from the estate of said Ann R Baykin & of
any investments made by such executor, the value thereof & what
disposition has been made of such investments & of the
transactions of said R H Whitfield as Administrator
of J R Elliott decd, of said R H Whitfield as administrator
with the will annexed of Ann R Baykin & of the transactions of
Emma L Eley as Administrator of Belle F Baykin & Evelyn
Baykin, required to be taken by the decree of of Isle of
Wight Circuit Court, rendered on the 17th day of May 1866, in a
suit in chancery pending in said court, in which you are
parties plaintiffs & defendants: at which time & place you are
required to attend.

Given under my hand, as commissioner in chancery of
the said court, the day & year first aforesaid -

C B Hayden

Service acknowledged -

J. W. Dick

C B Hayden Counsel for A R Baykin -

John R. Kelly atty for R. H. Whitfield &c.

Baykins Peculiar Sals

105

Baykins Administrative Sals

Commissioner's Notice

Under Decree of
May 1866 -

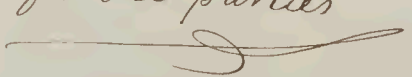
Commissioners Office
Smithfield Sept. 1st 1860

To J. R. Elliott, Executor of
Anna R Baykin & Sola of
Anthony B, Bettie F, Evelyn, Anna, Richard, &
Mary E Baykin, R. H. Whitfield admr of
A. G. Baykin, Sallie Dick, Anthony B,
Bettie F, Evelyn, Ann Richard & Mary E Baykin;

You are hereby notified that I have fixed
upon the 15th inst, to take & settle at my office, the
accounts of the transactions of R. H. Whitfield as admr
of A. G. Baykin, of J. R. Elliott as Executor of Anna R
Baykin & of the estate real & personal respectively
of the said A. G. Baykin & Anna R Baykin, requir-
ed to be taken by the decree of the Circuit Court of Elbert
County, at its May Term 1860, in a suit in
chancery depending in said court, in which
you are parties Plaintiffs & Defendants, at which
time & place you are required to attend.

Given under my hand, as commissioner in
chancery of said court, the day & year
first aforesaid.

C. B. Hayden

I acknowledge the service of the within notice
R. H. Whitfield came
for all parties


Baykins Eye } In
2 als - as } Chaney
Baykins adm }
2 als - }

Commissioners Notice

Know all Men by these Presents, that we George
R. Atkinson and W. P. Young are held and
firmly bound unto the Commonwealth of Virginia
in the sum of one thousand five hundred dollars
to the payment whereof, well and truly to be made, we
bind ourselves, our Heirs, Executors & Administrators,
jointly and severally, firmly by these presents,
and we and each of us hereby waive the benefit of our
homestead exemption as to this obligation.

As witness our hands and seals, this 6th day of Sept.
in the year of our Lord, one thousand eight hundred
and seventy five.

The condition of the above obligation is such,
that whereas, by decree of the Circuit Court of
Suffolk County, pronounced on the 12th day of May, 1875
in a cause depending in said Court, in which
A. J. Boykin & others are Plaintiff and
G. R. Boykin & others are Defendant, the above bound
George R. Atkinson as trustee in a deed of Trust from
A. R. Boykin was authorized to receive and collect the
amount due said A. R. Boykin from the estate of said
A. J. Boykin, Evelyn Boykin and Percy Boykin
shown by the report of Com^r Atkinson to be due him.
Now if the above bound Geo. R. Atkinson shall faith-
fully discharge his duties as trustee under said
deed, then the above obligation to be void, otherwise to
remain in full force and Virtue Geo. R. Atkinson
W. P. Young

A copy,
Teste

T. S. Purdie & Co
N. P. Young & Co

In the Clerk's office of the District Court, the 6th day
of Sept. 1870, this bond of Geo. R. Atkinson, with N. P. Young as
security, was acknowledged and admitted to record. Teste

T. S. Purdie & Co
N. P. Young & Co

Boykins Adm.

W. J. Purdie

W. J. Bond

Boykins & Co

Sept. 6th 1870

Filed

In Sale of Wright County Court. July 5th / 1869

On the motion of Anthony A. Jordan
and it appearing to the Court, that A. R.
Boykin has had due notice of this
motion, he was solemnly called but
came not, whereupon it is ordered
that George R. Thomson be and he
is hereby substituted as trustee in the
place of Robert W. Whitfield dec'd:
who was trustee in a deed of trust
from said A. R. Boykin for
the benefit of said A. A. Jordan
dated the 4th day of September 1866,
and duly recorded,

I Copy, Teste,

W. H. Hart, D. C.

Copy of order substituting
Geo. R. Atkinson as Trustee
in place of Mr. H. Whitfield
indeed trust from A. R.
Baykin —
=

See pp. 307

At a County Court held for Isle of Wight County
On the 6th day of June 1859.

The last will and testament of Ann R. Brykin
decd. together with a Codicil thereto, was produced in
Court. And the said will was proved by the oaths of
W. P. Jordan Jr. and J. M. Brykin - two of the witnesses
thereto - and the said codicil was proved by the oaths of
J. R. Elliott and W. P. Jordan Jr. witnesses thereto. Said
will and codicil was ordered to be recorded. And on the
motion of J. Richard Elliott the executor therein named,
oath - and with John Avery, Timothy E. Langston, D. C. Parker
William J. Smith, Jesse R. Savoy, John Kittrell, Alex^r.
Moore and David W. Duke his securities (who justified)
entered into and acknowledged their bond in the penalty
of \$15,000:00. with condition according to law, Certificate
of probate is granted the said J. Richard Elliott on said
will in due form. Ordered that said bond be recorded
and that James P. Jordan, Chas. D. Jordan, J. A. Parker
and Geo. W. Andrews or any three, being first sworn -
appraise the estate & make report.

Attest

Seal

J. C. Latimer D.C.

Ann R. Baykin^d Esq^r.
qualifd: P^r

A Copy

At a County Court held for Isle of Wight county
On the 6th day of June 1859. —

On the motion of J. Richard Elliott, he is appointed
guardian of Anthony R. Boykin, Bettie F. Boykin, Evelyn
Boykin, Anne Boykin, J. Richard Boykin & Mary Emma Boykin
orphans of Anthony F. Boykin decd. And thereupon with
John Avery, Timothy E. Langston, W. C. Parker, Wm. I. Smith,
Jesse R. Savage, John Kettrell, Alexander Moore & David
W. Duke his securities, who justified, entered into, and ac-
knowledge their bond in the penalty of \$100,000=00, with
condition according to law.

Hofn

Teste.

J. C. Latimer & Co.

J. R. Collett: quailed:
as Genl. of Boykins
children &c.

Copy.

Boykins Esq.
m. 5/6 Aug.

Boykins Esq.

Esq. D. filed with
Rice

I, Ann R. Brykin of the County of Isle of Wight
and state of Virginia, do make this my last will
and testament - to wit:

I desire Sarah Dick to take my children to
Stanton or some other Town - and for her board to
be paid three years - and likewise her traveling
expenses. Should there be objection to Stanton
as a place of residence or school, by my Brother
Richard, J. M. Brykin & R. M. Brykin, they may
designate any other place. At the end of three
years, it is my desire that a residence be purch-
ased in Norfolk or Portsmouth as a home for my
children and Sarah Dick, the house to be purch-
ased and furnished according to the discretion of
my said brother Richard, J. M. Brykin & R. M. Brykin.
When all the girls, save one are married, the house
lot & furniture I bequeath to that one, to her and her
heirs forever. It is my will and desire that Sarah
Dick remain with that one; when my son Anthony
graduates - then I desire that my property be equally
divided between my several children, my son
Anthony to be continued at college until he gradu-
ates; his - as well as the expenses of all my children
to be paid out of estate. At the division of estate
three years hence, I require then - my son Anthony
to pay ^{to} my daughter Mary Emma One thousand dollars.
To avoid difficulty, Should the children not approve
of the Management of Sarah Dick; then I desire
the house and lot & furniture to be sold - and one fifth
of the proceeds I give to the said Sarah Dick - to her and
her heirs forever. And the balance to be equally divided
between my daughters. I give and bequeath to my dau-
ghter Bettie Farnsey - my servant Eliza - to her & her heirs
forever, with the understanding that said Eliza is in no
wise to be separated from my said daughter Bettie Farnsey.

to her and her heirs forever. I desire my daughters
while Single - to remain together; I constitute & appoint
my brother Richard Elliott my executor.

November 7th 1858.

Witness
R. M. Boykin
J. M. Boykin
W. P. Jordan Jr.

Ann R. Boykin (Seal)

I Ann R. Boykin, do declare this to
be a Codicil and to form a part of my last will and
Testament, bearing date the 7th November 1858. Wherein
said I have directed, on the event of my Children not
approving of the Management of Sarah Dick that the house
and Lot and furniture be sold - and one fifth of the proceeds
to go to said Sarah Dick, I do hereby revoke that clause
and direction: And in lieu thereof, do desire that the
house & Lot and furniture be not sold; And I do also
revoke the bequest of One fifth of the Contemplated Sale,
therein given to Sarah Dick, and direct that she have
no interest in said house & Lot & furniture: But wish
my daughters - in the event of not approving of the Man-
agement of said Sarah Dick - to live at said house and
Lot - under the protection of some Matronly Lady: And
that Sarah Dicks bond be paid out of the estate - wherever
she thinks proper to select a home. With the exception
of the alteration aforesaid - in all other respects I do
hereby ratify - Confirm & establish my said will.

Witness my hand and Seal this 8th day of November 1858.

Signed in our presence
& in presence of Testator
Nannie Boykin
J. Richard Elliott
W. P. Jordan Jr.

Ann R. Boykin

deed: together with the codicil thereto - was proved
by the oaths of John R. Elliott - W. P. Jordan Jr. and
J. M. Boykin three of the witnesses thereto - and ordered
to be recorded - And on the motion of J. Richard
Elliott the executor therein named - who made oath - &
with John Aoy, Timothy E. Langston, D. C. Parker, Mon J.
Smith, Jesse R. Savary, John Kirtell, Alexander Moore
and David W. Duke (who justified, entered into and
acknowledged their bond in the penalty of \$15,000.00.
with Condition according to law, Certificate of probate
is granted the said J. Richard Elliott on said will
in due form, Ordered that said bond be recorded.

Teste

H. P. Young

Teste.

A. P. Young & Co

J. C. Latimer D. C.

In Isle of Wight county Court June 6th
1859. the last will and testament of Ann R. Boykin

Boykins Edw.

Vol. 3 Chy.

Boykin tab.

Estt. b. filed with
the Bill.

Ann R. Boykins
Will

Ann R. Boykins
Will

Boykins

At a County Court held for Isle of Wight County on
the 6th day of December 1858 —

On the motion of Robert H. Whitfield (with the consent
and approbation of Mrs. Ann R. Boykin widow and
Executrix appointed by the will) who made oath —
and with John G. Whitfield, A. P. Young, Francis
M. Boykin, Watson P. Jordan, James B. Southale &
George R. Atkinson his securities (who justified) entered
into and acknowledged their bond in the penalty of
\$100,000:00. with condition according to law, certifi-
cate is granted him for obtaining letters of Adminis-
tration with the will annexed — On the estate of
Anthony G. Boykin decd. which bond is ordered to be
recorded.

Copy
Teste.

J. C. Latimer D.C.

Dr. appt. R. A. Whaley.

Adm. P. of the
Est. of A. G. Boykin

Appt.

Boykin Eps.

no. $\frac{1}{2}$ Cdy.

Boykin tal.

Est. B. filed
with bill.

In the Name of god Amen, I Anthony G. Boykin
of the County of Isle of Wight and state of Virginia,
make and ordain this paper writing to be my last
will and testament, In manner & form following;
First. I Constitute and appoint My wife Ann R
Boykin sole executrix; 2nd I give to My said wife
from the implicit Confidence reposed in her, the
entire Control and management of every species of
property I possess And invest her with full power to
sell, or to dispose of Any part or the whole for the
mutual benefit of herself and children; And I do
most earnestly request that the Court will not
thwart my design, and that she may be permitted
to administer without exacting security.

Given under my hand and seal this 17th day
of December 1853. —

Anthony G. Boykin

In Isle of Wight County Court, November 1st 1858.
a paper writing purporting to be the last will and
testament of Anthony G. Boykin dec'd. was presented
in Court, And there being no subscribing witness
thereto, Francis M. Boykin and Robert H. Whitfield
were sworn — And severally deposed that they are
well acquainted with the hand writing of the tes-
tator — and that they verily believe that the said paper
writing — and the name thereto subscribed — to be in
the proper hand writing of the said Testator, and
thereupon the said paper writing bearing date on
the 17th day of December 1853. is ordered to be recorded
as the true last will and testament of Anthony G.
Boykin dec'd

Teste.

A. G. Young

Teste

A. G. Young cc

J. C. Latimer D.C

Boykins Esq. &
D. 3 Ch.

Boykins Esq.

Esq. A. filed with
Bills.

A. G. Boykins Will

A. G. Boykins

Will
Copy.

W. P. Jordan & B. Boykin's admors as ad. & Boykin's Exor. & Boykin's admors as ad.

The first of these cases is as follows: Dr. A. S. Boykin died testate. his will conferred extraordinary power of his widow, Anna B. Boykin, touching the control, management ^{& disposition} of all of his property for the mutual benefit of herself & children: she is also appointed his Executor. She fails to qualify, and Robt. H. Whitefield qualifies as adm. with the will annexed of Dr. B. The real estate of Dr. Boykin had been advertised by Mrs. Boykin for sale: ~~before~~ At the sale of the admors' portion of the personal estate, & according to previous notice, the real estate is also sold, with the consent, direction & full approval of Mrs. Boykin. Mrs. Boykin dies in a few days after the sale: A deed is executed to the purchaser Watson P. Jordan, by R. H. Whitefield as admors of A. S. Boykin. The suit is brought to confirm the sale, or if it cannot be done then the purchaser to restore, & claims to have the bond given by him to be returned &c.

The other suit is brought to construe the will of Dr. A. S. Boykin, and the will of Mrs. A. B. Boykin - and in both it is essential to ascertain, determine the following points, besides others:

1st Was the power of management, disposal of the property &c. contained in Dr. Boykin's will, conferred upon Mrs. Boykin, in person, as a personal trust, distinct ^{from} & independent of the office of Executor?

2^d Had the Admors. R. H. Whitefield the power to convey title to the land sold, to the purchaser? And

3^d If not - Was the agency of Mrs. Boykin in the sale of such a character as to justify the Court in confirming the sale -

4th If the power of sale, management, control & disposition &c. belonged to Mrs. Boykin as Executor, and therefore passed to

to the ad^{or} (R. H. Whitfield) ~~ad^{or}~~, is the trust a continuing one, or may it be safely to the ad^{or} of Dr. Brykin, be given up to the guardian of Dr. B's children -

All of these questions, it may be ^{are} really of no practical interest to the ad^{or} of Dr. Brykin, except so far as he is concerned about the title conveyed to the purchaser, and in this particular he feels great concern, though he feels satisfied that no injury will result to him: But he is desirous of submitting to the Court, the impressions which, led to the sale, he at the time of the sale had, concerning the true meaning of Dr. Brykin's will & of his own power under the same. He had not then examined the will, critically, but conceived that any doubt which was entertained as to his power, or Mrs. Brykin, to convey a good title would be obviated by her uniting with him in the deed which was prevented however by her death soon after the sale - not to say opinion.

These impressions, of the matter referred to were as follows, and as to the error of which his mind is not altogether clear now.

The administrator believed, that the ~~power~~, in the will of Dr. Brykin, were not conferred on Mrs. Brykin as a personal trust distinct from & independent of, her character as executrix, but were connected with the office of executrix, and that therefore these powers, survived, or were transferred to the ad^{or}.

That the trust was a continuing one ⁱⁿ him, - the responsibilities of which he could not be relieved, except by a decree of Court, or a surrender of his administration, and the qualification of another.

That Mrs. Brykin was but a trustee for her life, and took no portion of estate - that is an integral part thereof.

That she had no power by her will to dispose of the same.

The many questions arising under the two wills, depend mainly if not entirely, on the construction of Dr. Brykin's; and on that a few remarks will be made. The reasoning of Mr. Jones & Mr.

Sydney, both, proceed upon the idea, that our Act C. V. Ch. 131 § 1.

Contemplates a positive and unconditional sale of real estate, in order for the executor, or ad^{or}, with the will annexed to sell. - The last named gentleman uses the word "devised to be sold" and the former states, that these provisions in our Law do not extend to discretionary power, or personal trusts. Now, but for the high estimation in which I hold these gentlemen, I should say, that the mere expression in a will, such as "it is my will, or desire that my real estate be sold for certain objects" &c. would be as imperative, as if the testator had said "I positively direct it to be sold" &c. Why? because in a Court of Equity I take it, that wherever there is a trust connected with a power, to perform which, that is the trust, the power is given, - the trust makes it imperative, and as the power in Dr. Brykin's will is given to execute the trust - for the mutual benefit of his wife & children, that trust makes the power in one sense imperative. For will it be denied, that if a will had been filed by any one of the children, setting forth, mismanagement of the fund, or that a very extraordinary price had been offered for the property which the trustee had refused to take, notwithstanding the property was daily depreciating & would so continue, that a Court of Equity would not afford relief, and that according to the facts? A gain may not a reference to the Law as it existed prior to the Act, in question, or those from which the Act is taken, and in regard to which the statute Law may be supposed to have been enacted, throw some light on the true construction of thereof.

According to the Common Law, if a devise was to A. B. & C, to sell, his executor, land to sell, then the right would survive: but if the devise was that the Land should be sold by A. B. & C. & he made them his executor, yet if one died the other could not sell; and probably in the first case if all ~~die~~, the ad^{or} with the will annexed would not: and if there was authority to sell for a trust, the ad^{or} could not sell. A Court of Equity gave relief in all cases, upon the principle that a trust shall never fail

for want of a trustee. Now if such was the Law independent of the statute Law, would not a Court Equity by the appointment of a trustee carry out the trusts of Dr. Byrnes' Will? but to save the necessity of resorting to a Court of Equity for its aid, as well as to save time, and the costs of so doing seemed to have been the design of the statute, to point out at once who shall in such cases, ^{be} the person to carry out the trusts. see *Brown v. Amundson & Rand.*

But it will be said that the point in controversy is affirmed, viz that the power in Dr. B.'s Will was annexed to the office of Execution. The answer is that if the view I have given of the objects, scope & extent of the statute Law, be correct, that when ever a Will creates a trust, that then the statute so construes the Will as to annex the power, or trust to the executorial office, regardless of the phraseology used; and that in all such cases the Act points out who shall perform the trusts, to save the trouble, time & expense of resorting to a Court of Equity (see report of Review on one section of our Law in the Fore.)

But let us examine the Will itself, and see if the matter is so clear as is contended for.

One argument is that the power is conferred by one item, distinct from that, item or clause appointing his wife executor. It is admitted there is force in this position, but not conclusive. Indeed is not the full force of the argument broken by reference to the order in which these "Items" exist. The second is obviously designed to be a continuation of the first: and the separation of these parts of the Will into two clauses would seem rather to have been accidental than intentional. Notice the manner, or language, used in the commencement of the 2^d item: By the first he had appointed his wife his executor - and immediately after, in the second item, he says "I give to my said wife"

D: Now it will be admitted that if after the ^{words} "said wife," he had added the word "Executrix", all doubt would have been removed, but will it be contended that the omission of the word "Executrix", after the words "said wife", is sufficient to make these two clauses entirely distinct from each other as to the character of the person in each? or would it not be more rational to suppose, that the reason why the word Executrix was not added, was from the fact that he had just named her "Executrix". The idea of the first item, had not passed from his mind, when the 2^d was commenced, and he doubtless deemed it useless to repeat the word "Executrix" after having just appended it to the name of his "said wife". Now from this arrangement, or ^{as the 1st & 2nd} relation of the two items, a conclusion equally rational may be drawn, that the two are substantially one clause. To suppose, the 2^d had been the first item, and the first lost; then the argument drawn from the separation would have been indeed forcible - that is suppose by the first he had conferred all the power in the 2^d, on A. B. Bykin: and then in conclusion had appointed her Executrix. Any one will at once perceive the difference. Furthermore it is argued that this power was conferred upon his wife, because of the implicit confidence he had in reposed on her" &c. admit it; but does that conclude the matter, that he meant to separate the character in which she held this power, from that of executrix? Every trust implies in law, the very language here used, viz. personal confidence. But read, the last clause of the 2^d item - he says, and I do most earnestly request that the Court will not thwart my design, and that she may be permitted to ~~go~~ administer without exacting

Security &c: Now I submit, if this language, emphatic & earnest as it is, does not show that he was regarding his life throughout as Executor. his "design" "had" already expressed, and hoped the Court would not thwart it, by demanding security when she administered. Dr Brykin was an intelligent man, and for a number of years had been justice of the peace, had sat on the County Court bench & was well aware of the Law, that at the request of a testator, the Executor might be allowed to qualify without giving security. If she was a man ^{under} no security would necessarily be required, - and "to administer" he clearly referred to her executorial capacity, and his design, ^{that of} "her administering as executor with the powers already conferred on her as such, could only be thwarted by exacting security, and from this clause, a most important ^{one} in construing the whole will, we may well argue, that the "implicit confidence reposed in her" was as much the reason he gave for allowing her to qualify without exacting security, as to show that these words created personal trust, and as the reason why he gave her such powers: And it seems the more so, as these words are almost universally employed in wills when such a request is made to allow qualification without security. Let me repeat, that his design referred to the powers already or just conferred on his wife whom he had appointed executrix, and which he requested might not be thwarted, by exacting security when she came to administer, on his will. If these words, "Security" & "administering" do not refer to her executorial character, then I am at a loss how to construe them.

R. H. Whipple. Open in
Ch. Dr. May 1891, full

The will of Dr A. G. Boykin has been submitted to me by the administrator thereof that I may give my opinion upon the questions that follow viz: first,

"One, or did the powers of management, disposition &c, bestowed by the 2^d item of his will on his wife, vest in her, as executrix, and therefore capable of being exercised by me as her administrator, or are these powers vested in her, or a more personal or particular trust?"

Second, "Dr Elliott has qualified as Executor of all" Boykin, and as guardian to her and her late husband's children, now holds the legal right, in either capacity to receive of me, as administrator of Dr A. G. Boykin the property of Dr Boykin?"

Opinion.

In the note of the learned editor of Hill on Trustees, marginal page 472, top page 208 (3^d Am. Edn. 1857) it is stated to be "a general rule, that administrators cannot testamentary annex, succeed only to the ordinary administrative duties and authorities, and cannot therefore exercise any trust or power, given by will with reference to real estate." citing a great number of authorities.

It is added in the same note "this however has been altered by Statute, with regard to powers of sale in several of the States," cited among the acts referred to is the act of Virginia in Chap. 131 Code 1847 page 545.

"But," the annotator proceeds, "as, in the case of a surviving executrix, above referred to, it has been held in some states, that these provisions do not extend to discretionary powers, or personal trusts."

And among the examples of cases, cited by The a further course of adjudication, under these statutes, is the case of Brown v Brunistell 6 Rom 594,⁺ of which ^{the} decision is said to rest on the ground of "the power being imperative, and not vesting any peculiar personal confidence in the executor."

Under our act, which is confined to the case of "real estate, devised to be sold", it would seem quite clear that the right of the administrator &c. to sell, depends on the direction being imperative to sell, and does not exist, where there is only a personal direction to sell given the executor.

And in every case, it must be determined by the construction of the will whether there is such imperative direction, or a more personal direction to sell, given the executor.

And Sir John Grant has laid it down that "wherever a power is of a kind, that indicates a personal confidence, it must prima facie, be understood to be confined to the individual, to whom it is given; and will not, except by express words, pass to others, to whom, by legal transmission, the same character may happen to belong." Cole v Wade 16 Vesey 44 marginal.

Now, turning to the power ^{of management and disposition} given by W^{ill} Bayliss to M^{rs} Bayliss, it is not only "of a kind, that indicates personal confidence", but it is expressly declared that it is given "from the implicit confidence, reposed in her."

And there is an entire absence of express words to pass the power to others.

And in fact, while she is named Executrix of the will

^x This case arose under the acts of 1785 and 1794, which seem to be substantially the same as the acts of 1849 and 1859.

the power of management and disposition in question
is not conferred on her, virtute officii. But it is
given in another clause of the will, from which, in which
she is named, as executrix, and it is given to her,
nominatim, and not in the character of executrix.

* And as the power was not to vest in her in the character
of executrix, it cannot be said to pass to the adminis-
trator &c. &c., because by legal transmission the
character of representative happens to belong to him.
See 2^d Story Equity § 1062, 4th Kech 326; in the Marriage
and Suzerain on powers, (there cited in the note to Story § 1062)
for the principles settled in the analogous case of the
powers of surviving executors.

My conclusion is that the power of manage-
ment and disposition conferred on M^{rs} Boylston by the
2^d clause of the will is a personal trust, and not a
power annexed to the office of executrix, and that
it did not pass to the administrator &c. &c.,
on the contrary, ^{although this does not affect the question of the administrator's power} I think, notwithstanding she
failed to take upon herself the duties of executrix,
that she still might have retained the trust, as
defined in the 2^d clause of the will, to control and
manage the property, with the power of sale at
her discretion; with the right to receive from the ad-
ministrator, in due course of administration
the testator's property, that might lawfully go into his
hands, to be held by her for the purposes of the said
trust.

Upon the second question I am of opinion that M^{rs}
Elliot, who combines the capacities of executrix of M^{rs} Boylston
and guardian of the children of M^{rs} Boylston and herself, has the
right in the one capacity or the other, or both, to re-
ceive the property of the estate of M^{rs} Boylston from the adminis-
trator &c. &c.

Not to make her the depositary of the property of M^{rs} Boylston, but to make her the trustee of it for the children of M^{rs} Boylston.

I think it quite clear that either she or the children took both together took all Dr Baylins' estate, and that he as representing them all must be entitled to the whole estate.

What are the respective rights of M^r Baylins, and the children it would seem to be indifferent to the administrator to inquire. For, I suppose, if he delivers over to ^{all} the estate, it is not incumbent on him to distinguish how much he receives as guardian of the children, and how much, as Executor of M^r Baylins.

I have felt more difficulty in arriving at a conclusion on this point than on the questions stated, and I am sorry, at the end of my resources, to be unable to produce conclusive authority to sustain my conclusion.

But I have felt I ought to consider the question, as it may perhaps touch the duties of the administration, and any such arising in my own mind, though ~~not~~ ^{not} stated, I am bound to consider.

The ~~testator~~ gives M^r Baylins the entire control and management of every species of his property, for the mutual benefit of himself & children, with the power to sell or dispose of all or any part of it.

Under this gift, I think M^r Baylins took the whole property, as trustee, for the common benefit of himself and children, during his life, remainder to the children; with the power to convert the property from one kind to another in furtherance of the more and ^{which} the benefit of ~~both~~ himself and children.

This view seems to me to accord better with the late decisions, than to regard M^r Baylins as entitled to an integral part of the estate in fee; so as to sever the estate between himself and the several children, instead of keeping it together as a common fund for their common enjoyment.

I have had less doubt that the children were entitled with the mother to the benefit of the estate in common with her during her life, than that she was not entitled to share with them the remainder.

But I am of opinion she was only entitled for life. Nor have I been able to satisfy myself that Mr Baykin possessed the power of appointment of the estate ~~between~~ amongst her children. I rather think the less power of conveyance of the property from one hand to another the better to control and manage it for the "mutual" benefit of herself and children, was all that was intended by the powers granted, to be conferred on her.

This question, I repeat, is not free from difficulty, nor have I authorities to rest on, or opposite or could be decided.

The question is discussed in the following texts and cases, viz: 2 Rep on Leases marginal pages 1448-9, Tormon on Wills 2 vol marginal pages 307-17, 3 Lomax English (P. 1855) top page 323, marginal page 221, Stinson v Day 1 Rob. Va Rep 435 and especially Webb v Allen j. 5 Cr 446-7, and Michel v Hardy 10 Gratt 336.

In the view I take of the matter, the administrator, of Mr Baykin has no interest in the question, except so far as the property is concerned, which is ~~now~~ in his hands as administrator, and, as I suppose, that is personally, the children of Mr Baykin, I think, are entitled to the remainder in it. As to personally, there is less difficulty in cutting down the power to a life interest, than in reality, 2 Tormon 316 may be.

The course suggested by the administrator seems to me to be the prudent course to bring together in one suit the widow, the children, the purchaser of the land sold by the administrator and the dower, that the title of the

purchase may be made good, or the sale set aside
and the parties to it restored to their original position.

If the sale should be an advantageous one for the infants
and the purchaser is willing to abide by it, there is
no difficulty in the Court confirming it. *Goodland v. Loving*
1 Row 396, *Daniel v. Litch* 13 Gratt 217.^x

There is more difficulty, if the purchaser objects. But see
the last case and *Godwin v. Mason* 4 Gr 14 Gratt 102.

I recommend that the suit be brought by the guardian
and according to the provisions of the code for the sale of
infant's lands.

The Bill might be multifarious, if, to the object of confirming
the sale, the further object of distributing the proceeds of the
sale, *Dr. Boykin*, were ~~included~~ added and the two
associated in one: although, if the purchaser did not object
and demur, the Court, *sua sponte*, would hardly dis-
miss the Bill for that ground of objection.

It would be more formal however to bring a separate
suit for distribution, in which Dr. Elliott, in his two ca-
pacities of Guardian of the children and Executor of *Dr. Boy-
kin*, the children, *Dr. Boykin* and *Dr. Boykin*, and the
Administrator, *Anna Leland* - or annex of *Dr. Boykin*, may
all be parties, in which the rights of all may be determined.

James Alfred Jones

Jan 21st 1860.

^x Jones conducted such a suit in So. Hampton Circ. Court, in
which the late Hening J. Smith as guardian of infants was the plaintiff.

Gen. Alfred Ince

Opinion on questions
arising under Dr. Baughman's
will.

S. J. Richard Elliott
Somerton P.O. Va

Petersburg Va. Feb 23. 1859.

Dear Sir:

As preliminary to the opinions which I am about to express, I here recapitulate the facts which constitute the case submitted by you for my consideration.

Dr. Anthony G. Boykin of Beaufort County died testate, in October 1858, having appointed his widow as Executrix. I have a copy of the will. The widow declined to qualify as Executrix, & Mr. Whitfield was appointed admr. with the will annexed.

The widow Mrs. Anna R. Boykin died testate in January 1859, appointing her brother S. Richard Elliott Executor. I have also a copy of her will.

Dr. & Mrs. Boykin left surviving them six children: Anthony aged 18 or 19 years, Betty Fanny 16 or 17, Evelyn 14 or 15, Anne 12 or 13, Richard 10 or 11, and Mary Emma aged about 6 or 7 years.

Dr. Boykin's Estate is estimated to be worth some \$60,000 or \$70,000, and comprises a large number of Slaves.

Mrs. Boykin at the time of her death, had an Estate of her own, consisting in part of \$6000, the proceeds of a Life Insurance Policy, and some property bought by her of her husband's admr. Mr. Whitfield, besides her personal interest if any in her husband's Estate under his will.

I presume that you have copies of both wills & will read them in connection with ^{this} paper. I will therefore not encumber this communication with any extracts from them, beyond what may be absolutely necessary. Understanding you to wish to get control of the whole Estate of your Nephews & Nieces, according to the evident purpose of Mr. Boykin's will, and to obtain my advice.

as to Upon Duty & the extent of your powers under all the Circumstances, I shall, before discussing any of the difficult questions about which there may be controversy, first of all state those propositions, about which in my judgment there can be no dispute.

I think it clear that under Dr. Boykin's will, his widow did not take an absolute estate in fee simple in all his property. I state this proposition so emphatically, because I understood from you that such was her impression, and probably the impression of most of her advisers. Dr. Boykin's will does not ^{in terms} give his wife any title; it contains no such words as are usually employed to give or convey an estate; it simply gives her, "from the implicit confidence reposed in her", "the entire control & management of every species of property" possessed by the testator, and "invests her with full power to sell or to dispose of any property or the whole", for a definite purpose, upon a specific trust, namely "for the mutual benefit of herself & her children". She was I take it, appointed trustee of the whole property, with very large powers indeed, but still for the mutual benefit of herself & children. She undoubtedly had an interest, a beneficial interest in the estate. What was the nature & extent & value of that interest, will be considered presently. For the present it is sufficient to say that it was not an estate in fee simple. So ^{as} that if she had married again, the second husband might have claimed the whole from the children by virtue of his marital rights, or so as that if she had become involved in debt, her creditors might have consumed the whole & left her children penniless. Nothing was further from Dr. Boykin's purpose than such consequences as these. Yet they would ^{have} been inevitably possible, if the proposition I state above, be not true.

I think it also clear, that the Trust confided to Mrs. Boykin, was purely personal: Though she is named Executrix, yet the powers granted by the will of Dr. B. are not given to her in that Capacity; but given to her as the wife, the repository of the husband's "implicit confidence". Mr. Whitfield therefore does not succeed to these powers: His duty extends only to the ordinary administration of the Estate; collecting the assets, paying the debts, & delivering the residue over to those entitled under the Will of his Testator.

Whatever may be the extent & nature of Mrs. Boykin's personal beneficial interest under her husband's will, an inspection of the two Testamentary papers will leave no doubt upon these points: Namely: that all of his estate belonged in some proportion or other to his widow & his children, and ^{that} any person who will now unite in his own person the ^{two} Characters of Executor of Mrs. Boykin, and guardian of her children, will be entitled to the possession & management of the whole property. My advice to you therefore is, to qualify as Executor of Mrs. Boykin, and as guardian of the children. Let Mr. Whitfield go on as fast as possible to close up his administration accounts: Receive from him as soon as he may be willing to give it up, all of the property that will not be required to pay debts. Keep the whole Estate together for three years, ~~appropriating~~ hire out the slaves or so many of them as you may deem advisable, and appropriate the income to the support & education of the children, Anthony at College & the others at Staunton, or at some other school to be selected according to Mrs. Boykin's will. During these three years, acting both as Executor & as guardian I do not see that you can experience any practical difficulty. At the end of that time your

troubles will begin. To prepare yourself to meet them ~~carefully~~, you should now make & return a full & accurate inventory & appraisement of all of Mr. Boykins Estate that may come into your hands otherwise than through Mr. Whitfield as admr. with the Will annexed. Also a like inventory of all the estate that you may receive from Mr. Whitfield. You should keep your accounts of the two funds separate & distinct as far as possible - so as to be able to distinguish easily, if necessary, Mr. Boykins Estate proper, from Dr. Boykins - keep also separate accounts against the children, so that if necessary hereafter, the expenses of each can be ascertained.

I presume that Dr. Boykins debts are small, and that his own accounts, notes &c together with the proceeds of the perishable property will be sufficient to pay them all, & that Mr. Whitfield will be glad to relieve himself of the trouble of managing the Estate - & will deliver the slaves as soon as you qualify -

The troubles to which I referred above, & which I anticipate as likely to arise at the end of three years, will grow ^{out} of the questions which may be raised upon the construction of the two Wills, & which I will here state in order:

I. What was the nature & extent of Mrs. Boykins interest in Dr. Boykins Estate under his will.

1. Did she take all in fee-simple? This I have answered.
2. Did she take any part of his Estate in fee-simple or absolutely? Did she take a child's part, that is to say, One seventh, absolutely, so as to be at liberty to give her seventh, to whom she pleased? Is the word "Mutual" to be construed to mean "Equal", so as to justify a partition of Dr. Boykins Estate into seven Equal parts?

3. Did she Take only a life estate in one seventh, or
4. Did she Take a life estate in the whole estate of D. Boykin, with power of disposition & advancement among & to her children, as she might deem best in the Exercise of a Sound parental discretion?

II. What was the extent of Mrs Boykin's power of disposition of her husband's estate?

1. The power to Sell is clearly given her. Did she have the power to dispose of the property by Will? If she had,
2. Should her last will & testament be regarded as being made in execution of that power? Or should it be held to operate only on her own proper estate?
3. Had she the right to dispose of her husband's property unequally among the children, that is give some more than others?
4. If she was bound to distribute her husband's property equally, may not the inequalities provided for in her will, be made good out of her own proper estate?
5. Is the provision made for Sarah Dick's board, in case she should leave the children, good as a charge upon D. Boykin's property, or will it be paid ^{out} of Mrs Boykin's estate proper?

III. What is the proper construction of Mrs Boykin's Will?

1. Anthony, at the division is to pay Mary Emma \$1000. So that the youngest child will then receive \$2000 more than the oldest. The question arises out of what fund, Should the house & lot & furniture be bought? Is Anthony, in addition to the \$1000, to pay also part of the cost of a home, which he being 21, will not probably enjoy? Is the house & lot to be bought & deducted from the Estate before the division? or

2. Is the division first to take place, & Anthony's share given him, & then the purchase to be made out of the share of the other children who are to live in the "home" under the care of Sarah Dick?
3. Is Betty Fanny to have the Servant Eliza over & above or in addition to, her divided share of the Estate, or is the Servant simply to be counted as part of Betty Fanny's share?
4. To whom will the house, lot & furniture ultimately belong? If Miss Betty Fanny shall happen to be the last of the daughters to marry, her title would be indisputable. But
5. Suppose the last single daughter, (not Miss Betty Fanny) dies unmarried, to whom would the house & furniture go?
6. Conceding that the last unmarried Sister, takes the house & lot & furniture in fee-simple, with condition that upon her marriage, the property shall go to Betty Fanny, will this provision be regarded as a condition in restraint of marriage, & therefore illegal & void, or would it be considered as a good executory devise?

IV. May it not be held that Dr. Boykin's Estate shall be distributed equally among the children, & that the inequalities provided for by Mr. Boykin's will, as well as the contingent provision for Sarah Dick's board, shall be made good out of Mr. Boykin's Estate proper? And would Mr. Boykin's Estate be sufficient for that purpose - & to buy the house & lot & furniture?

I have studied all of these questions with much care, & considered them with reference to both

principles & authorities. I shall not give in detail, either the reasoning or the books, which have led me to the opinions I have formed. They would make this letter too long. It would probably not be interesting or even useful to you in the present position of affairs. I will merely state the results of my reflection & examinations, with the remark that upon some of the points raised in the foregoing questions, my views are by no means entirely satisfactory to my own mind.

I am of opinion that it was the design of Dr. Boykin to leave his wife after his death clothed with all the power & control over his estate, that he himself enjoyed in his life time, subject only to this restriction that the children should ultimately become the beneficiaries of the whole, upon terms of substantial though not exact Equality; - or in other words to place his wife after his death in his shoes, so far at least as the ^{power of} management & disposition of his property was concerned among his children. That consequently Mrs. Boykin took a life interest in the whole property, with the power of advancement to any child from time to time as she might deem best, subject only to the rule of substantial Equality among the children in the end.

I am also of opinion that Mrs. Boykin had the power to appoint & dispose of her husband's estate by Will, as well as by deed. I think the terms of the will are sufficiently broad to cover & include testamentary power. Moreover, it is certain that Dr. Boykin did not contemplate that his wife would strip herself of the whole estate during her life. Unless therefore, the balance finally retained by her, could be disposed of by ^{her} Will, the

power given her to dispose of the whole, would be partially defeated. I will mention two cases which have had much influence in forming my opinions upon the two preceding propositions. One is Harrison vs Harrison 2 Grattan 1, & the other Steele vs Lewisay 11 Grattan 454. Of course then I think that Mrs Boykin took no part of her husband's estate in fee-simple; but only a life interest in the whole.

Though Mrs Boykin in her will does not say that she intends thereby to execute the powers given her by her husband's will, I do not doubt but that it will be held that her will was intended, or at least shall be construed as an execution of that power. The terms of the will clearly indicate that she was declaring her will with reference to the whole of her husband's estate, as well as her own much smaller one.

Mrs Boykin's power being confined to the distribution or disposition of her husband's estate among the children, I think the provision for Sarah Dick's board in case she should leave the children, would not be a valid charge upon Dr Boykin's property - and could be taken only out of Mrs Boykin's estate proper. The provision for her while in charge of the children as matron, would I think be good.

I have spoken of "Substantial Equality" as distinguished from "Exact Equality", as the rule by which Mrs Boykin should have been governed in disposing of her husband's estate among her children. It is proper for me to explain my meaning more fully. I construe the word "Mutual" as meaning something different from "Equal." We predicate "Equality" of interests that are separate, &

distinct. "Mutuality" implies community, & reciprocity of interest. I think that the terms "mutual benefit of herself & children" do not refer exclusively to the interest of each separately, but to the interests of them all as members of one family, having reference to their mutual & reciprocal, social & domestic rights & duties. I think therefore that Mr. Boykin had the right to make such discriminations among the children, ^{either by during life, or by will at her death,} having reference to their ages, sexes, infirmities if any, circumstances & wants, as a judicious, affectionate impartial father would probably have made - in the exercise of the power delegated to the wife. For example - The provision that the oldest shall pay \$1000 to the youngest would seem to be a just & lawful difference, made in consideration that Anthony ~~would~~ ^{will} have received, in education to be at least that much more than the youngest child when the division comes to be made. There also may be reasons known to the family, why Miss Betty Fanny should have the servant Eliza specially & in addition to her share. But I have serious doubts whether it will ^{be} held that it was proper to give to Miss Betty Fanny, both the girl Eliza, & the house lot & furniture (which will be worth I presume at least \$6000), over & above the shares of her sisters. This seems to me to be a difference not contemplated by Dr. Boykin's will. Possibly however such a difference would be made good out of Mr. Boykin's estate proper.

I believe this answers all the questions raised as to the extent of Mr. Boykin's interest in and power over her husband's estate.

I have had much difficulty in construing satisfactorily the meaning of Mr. Boykin's Will. I think it clear however that Anthony

The duty of the Executor for the first three years seems however to be plain. Namely to keep the whole estate together, keep Anthony at College till he graduates, send the "children" under the charge of Sarah Dick to Staunton or Somewhere else to school, & pay all expenses out of the common income - & let Eliza go with Miss Betty Fanny.

At the end of three years the division is to be made, & the "home" in Portsmouth or Norfolk is to be bought. I think it was intended that Anthony should not pay any part of the cost of the "house lot & furniture". That the payment of \$1000 to Mary Emma was all that was designed to be taken from Anthony's equal share - was the only difference intended to me made against him. It is evident that in the first clause of her will, Mrs. Boykin does not speak of Anthony as a child; - does not include him in the words my children, who are to be under the charge of Sarah Dick, & for whom the "house" is to be purchased as a "home". I think therefore that Anthony's sixth part should be set off to him first, and the cost of the residence & furniture, be taken out of the other five sixths.

I think it will be held that Betty Fanny shall have Eliza in addition to her sixth part - or at least that such is the meaning of the will. It will be observed that Eliza is given to Betty Fanny at once, possession to be had immediately, while the general legacy to her is not to be ascertained & delivered till the end of three years. Moreover there is a special reason given for the specific bequest of Eliza. These are two strong circumstances tending to make this what is called a cumulative legacy.

The ultimate disposition of the house & lot & furniture presents some difficult questions, of

If Miss Betty Fanny shall be the last daughter to marry, she would clearly take the property in fee simple under the will both clauses of the will.

If the last unmarried daughter, ^(not Betty Fanny) should never marry, she would also take the property in fee simple, & might will it to whom she pleased.

Mrs Brykin's idea was evidently, that the last unmarried daughter should have the property, "to her & her heirs forever" if she died ~~as a maid~~ but that upon her marriage, the property should go to Betty Fanny. This looks very much like a condition in restraint of marriage, ^{as if} the last daughter could ~~only~~ ^{only} marry under the penalty of forfeiting property that may be worth some \$5000 or \$6000. The law encourages people to marry. And it is held that conditions annexed to vested estates intended, or manifestly calculated to restrain people from marrying, are contrary to public policy, good morals & the law of the land, & are therefore null & void. If this view applies to this case then the last unmarried sister, will have the property absolutely, & the limitation over to Betty Fanny would fail.

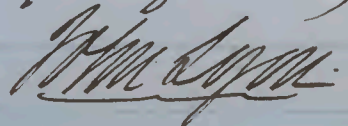
On the other hand it may be contended & with much force, that a parent may very innocently & properly, provide for the necessities & comfort of an unmarried daughter, by giving her an estate, to be hers if she never does marry, but to go to somebody else whenever she does marry in as much, as she will in all probability, not need the estate then, having a husband to provide for her. It is hard to say which view would prevail. I incline to adopt the former.

It is hardly necessary for me to say that as to Mrs Brykin's own estate proper, her powers

was absolute, to will it to whom and in whatever manner she pleased. If therefore it should be held that M^{rs}. Boykin had no right to make any differences among the children, in disposing of her husband's estate, it may nevertheless be held that the differences provided for by her will shall be made good out of her estate proper, if it be sufficient for that purpose.

Whenever the time for division comes, all these questions will have to be settled. And you as Ex^r & guardian cannot undertake to decide them yourself. The only path of safety for you will be to file a bill in Equity before the Judge of the Circuit Court of Isle of Wight, & get him to construe the two wills, and direct you how to execute your trust. Hence the importance of so keeping your accounts that the estates of D^r. B. & M^{rs}. B. may at any time be conveniently settled separately, and that the expenditures of each child may be made to appear separately also, should it become necessary.

You requested me to think of everything I could write you fully on the subject. If there ^{be} any matter on which you wish my views, not embraced in this letter, or if you wish me to give more fully the reasons & authorities on which I have expressed any opinion herein, I will afford me pleasure to be as explicit as I can. This communication is already too long. But really I do not see how I could make it shorter, & still present to your mind all the propositions, which I think you ought to consider.

Very truly your friend


at New Lyons 2.95
opened in
cells of the 4 day
May 1892

Baykin et al

¹¹
Baykin et al.

This cause this
day came on to be again heard
on the paper formerly read was
argued of counsel, on consid-
eration whereof the court doth
adjudge order & decree that a com-
missioner of this court take
a further o/c of the transactions
of L B Edwards Solicitor of
A S Baykin & a distributee
o/c, which accounts he shall
take settle & report to court -
with any matters specially
stated & deemed pertinent
of himself or required of
the parties to be so stated -

Baylin et al

Baylin

9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31

Oct Term 1881,

To be entered

Geo. B. Snow

Entered 19

Baykins Adam &als

vs.

Baykin &als

This cause this day
came on to be again heard on the papers
formerly read & on the report of Commis-
sioner N P Young Under the decree
herein of February Term 1875 was
an order of Court, on consideration
whereof the Court Confining so
much of said report as relates to
the account of the transactions of
L B Edmunds administrator of A
G Baykin deceased, to which no
exceptions were filed doth adjudge
order & decree that said report be
committed to said Commissioner
who shall restate the distributees
account so as to include therein
Betty F & Evelyn Baykin & that said
Commissioner take an account of the
transactions of L B Edmunds as admin-
istrator of Betty F Baykin & Evelyn
Baykin & shall further ascertain
what provision if any should be
made for the support of Sally W
Bick under the will of Anna R
Baykin which accounts he shall

take Belthe report to court with any
Matters specially stated, deemed parties
Knew by themselves or required by the parties
to be so stated - & the court doth further
advice in due order & decree that L B Edmund
out of the assets of Belthe & Boykin & Evelyn
Boykin in his hands ^{the costs of this suit & fees} that they come to his
hands from the said Belthe & Evelyn
three hundred dollars, & when he receives
thereof return the same to court
with his report of his proceedings
under this decree -

Boykin & Evelyn

4
Boykin & Evelyn -

In Colco Wright Circuit Court, February 12th 1875

A. G. Boykin's adm^r, & als.

Plffs.

Against J. Subchancery

A. R. Boykin and others

Defts.

This cause in which it is suggested that since the last decree herein, the plaintiff Ex^{or} L. Eley late Sheriff of this County under such adm^r, de bonis non with the will annexed of Anthony G. Boykin decd: has departed this life: and that the Estate of the said A. G. Boykin has been committed for administration de bonis non with the will annexed to L. B. Edwards Sheriff of this County, it is on motion of the said L. B. Edwards as adm^r, de bonis non of A. G. Boykin ordered that this suit be carried on in his name as such adm^r. And it being further suggested that since the last decree herein the defendant Mary E. Boykin has attained to twenty one years of age, and that the defendant E. L. Eley late Sheriff of this County and as such adm^r, of R. A. Whitfield. R. A. Whitfield, Bettie Boykin and Evelyn Boykin has departed this life, and that the Estates of the said R. A. Whitfield. R. A. Whitfield. Bettie Boykin and Evelyn Boykin have been committed to said L. B. Edwards Sheriff as aforesaid for administration de bonis non, and that F. M. Eley has qualified as adm^r, of the said E. L. Eley, it is on motion of the plaintiff and by consent of the said Mary E. Boykin L. B. Edwards and F. M. Eley, ordered that this

Suit be carried on against the said Mary E. Boykin
in her own name, and against the said L. B. Edwards
as adm^r, de bonis non of A. G. Whitfield, R. A.
Whitfield, Bettie Boykin and Evelyn.
Came on this day to be again heard on the papers
formerly read, and on the report of Com^r,
L. R. Atkinson under the decree herein of April
term 1873, And was argued by counsel; On
consideration whereof the Court doth adjudge
order & decree that said report to which no ex-
ception was filed be confirmed, and that the
defendant L. B. Edwards as adm^r, de bonis
non of Bettie Boykin, and Evelyn Boykin
out of any funds that may come to his hands
as such adm^r, pay the sum of \$100.00 to Sully
W. Dick, and $\frac{1}{4}$ of the balance (being the share
of Anna Lee, late Boykin) to the adm^r, of R. A. Whit-
field in full satisfaction of the amount shown by
the report aforesaid of Com^r, Atkinson to be due
R. A. Whitfield, and the remaining $\frac{3}{4}$ deposit
in the Farmers and Merchants Savings Bank
Smithfield, subject to the order of the Court
herein, to his credit as such adm^r, after
paying thereout the unpaid costs of this suit,
taking the Certificate of deposit of the Cashier
of said Bank therefor and return the same to
Court, with his report of his proceedings
under this decree, The Court doth further
adjudge, order and decree that the defend-
ant L. R. Atkinson as Trustee under the
deed of Trust in these proceedings mentioned
made by A. G. Boykin be authorized to

receive and collect the amount due said A. G. Boykin
from the Estate of said A. G. Boykin, Evelyn Boykin
and Bettie Boykin as shown by the aforesaid
report of Com^r, Atkinson, But the effect of
this decree shall be suspended as to said payment
to the said L. R. Atkinson as Trustee aforesaid
until he shall execute in the Clerk's Office of this
Court a bond with sufficient security in a
penalty of \$1500.00 Conditioned for the faith-
ful performance of his duties as such Trustee
payable to the Commonwealth of Virginia,
And the Court doth further adjudge, order and
decree that a Commissioner of this Court
take the following accounts.

- 1st An account of the transactions of said L. B.
Edwards as adm^r, of A. G. Boykin,
- 2nd An account of the amounts respectively
due the children of A. G. Boykin,
- 3rd An account of the transactions of said
L. R. Atkinson as Trustee under the deed
of Trust aforesaid which accounts he shall
take & file and report to Court, with any
matters & specially stated, deemed pertinent
by himself, or required by the parties to be
so stated.

(Copy Teste,

Wm. H. Hart, S. C. for
U. P. Young, Clerk

• F. G. Boykin's account

vs } Subj. Co. deene

A. R. Boykin & als,

Faby: Term Cir. Ct. 1875,

Mar. 22^d 1875. When
fr. to 24th April 1875

Acct. of Attorney
for the Defendant

For services rendered

in the case of
vs. Hagan & bond
from Sept 1874

Baykin, Exec. L. 11

20

Baykin's Admin. L. 11

This cause in

which it is suggested that since the last decree herein, the P. of Court & Eley, late Sheriff of this County was such administrator de bonis non with the will annexed of Anthony J. Baykin deceased, has departed this life, & that the estate of the said A. J. Baykin has been committed to for administration before now with the will annexed is L. B. Edwards Sheriff of this County, it is on motion of the said L. B. Edwards as administrator de bonis non of A. J. Baykin ordered that this suit be carried on his own name as such administrator, & it being further suggested that since the last decree herein the defendant Mary E. Baykin has attained twenty one years of age & that the defendant E. Eley, late Sheriff of this County was such administrator of R. B. Whitfield, R. A. Whitfield, Bettie Baykin & Evelyn Baykin has departed this life & that the ~~defendant's~~ estates of the said R. B. Whitfield, R. A. Whitfield, Bettie Baykin & Evelyn Baykin have been committed to said L. B. Edwards Sheriff as administrator for administration de bonis non & that A. Eley has qualified as administrator of the said E. Eley, it is on motion of the Plaintiff in amount of the said Mary E. Baykin, L. B. Edwards & A. Eley ordered that this suit be carried on against the said Mary E. Baykin in

her own name & against the said
L. C. Edwards as administrator delinquent
of T. S. Whitfield, T. S. Whitfield, Bettie Bykin
& Evelyn, came on to the bench this day to be
again heard on the papers formerly read in
the report of Commissioner F. S. Thompson on
the same term, April term 1873 - was
argued & counsel on consideration
whereof the court doth adjudge a decree
decree that said report to which no
exception was filed be confirmed &
that the defendant L. C. Edwards as
administrator delinquent of Bettie Bykin, &
Evelyn Bykin out of any funds that he
comes in hands as such administrator
pay the sum of \$1000.00 to Sally Wickham
of the balance of said sum (being the share of said
Sally Wickham) to the administrator of T. S.
Whitfield in full satisfaction of the said
claim; the report of said Commissioner
to be due T. S. Whitfield & the remaining 3/4
deficit in the Farmers Merchants Bank
of said town to be paid by the said
Bank Smithfield, after paying the said
sum
The complainant at this suit, taking the
certificate of deposit of the said bank of said
Bank & then returning the same to said
bank with his report of his proceedings under
the decree - the court doth further
adjudge and decree that the defendant
F. S. Thompson as trustee under the
will of said T. S. Whitfield in these proceedings

Mentioned made, L R Barker be and charged
to receive & collect the amount decreed
of L R Barker from the estate of said S F Barker
Everly Barker & Betty Barker as heirs
The decreed report of Commissioner Atkinson
But the effect of this decree shall be
suspended as to said payment to
him and J R Atkinson as trustee
of said until he shall execute at
the clerk's office of this Court a bond
with sufficient security in a penalty of
\$500.00 conditioned for the faithful
performance of his duties as such trustee
payable to the Commonwealth of D.C.

The court doth further adjudge order
decree that a commissioner of this court
take the following accounts

1st (D) An account of the transactions of said
L R Edwards as executor of S F Barker (D)
which accounts he shall take with the
Court with some other persons

2. An account of the amount expended
for the children of S F Barker
in or general of the parties to be so stated

3. An account of the transactions of said
J R Atkinson as trustee
of said

Barber, John

Barber, John

Rough sketch

Feb. 18, 1894

John Barber

Rev. P. B. Ross

Entered (36)

8 - It is ordered that this suit proceed against R E Baykin with in some 24 or 25 days of said E J Chapman as administrator de bonis non with the will annexed of R H Whitfield & as admin of R E Whitfield

R. G. Baykin's admors

R Baykin's adm.

~~A R Baykin's adm.~~

This came in which it is suggested that since the last decree herein R E Baykin has attained lawful age & that R H Whitfield exor of R H Whitfield has departed this life intestate & that the estates of said R H Whitfield has been committed for administration de bonis non with the will annexed & that of R A Whitfield for administration to E. J. Chapman Sheriff of the County of Isle of Wight, came on this day to be again heard on the papers formerly read, on the report of Commissioner Atkinson under the decree herein of April 20th 1871 & on the Petition of G. R. Atkinson substituted Trustee under the deed of Trust from A R Baykin of the 4th day of September 1866 - for the benefit of Station P Jordan for Adam, & was argued by counsel, on consideration whereof the Court doth adjudge order & decree ~~that said report to which no exceptions were filed be confirmed, & without now deciding on said report (doth adjudge order & decree)~~ that Commissioner G. R. Atkinson who is hereby appointed special commissioner for that purpose proceed to take further accounts of the transactions of R H Whitfield as admin of A. S. Baykin, ^{2nd} & further account showing the amounts due to the children of said A. S. Baykin as administrator of A. S. Baykin deceased to the children of said A. S. Baykin in which account they shall be charged with the amounts respectively due by them & said

A. G. Bykin & Co.

A. R. Bykin & Co.

x - G. R. Atkinson Treasurer
can do the deed of ~~the~~
with these proceedings marked
be made a party defendant
to this suit.

To the Clerk

April Term 1873

To be entered

Wm. H. B. 15.

Entered

of any find monies or other liens on
the interest of A R Bykin in the
estate of S G Bykin; Eas Bykin & Belter
7 Bykin -

R H Whitfield & Co. to present in, and with the same estate of any his
business or on account of said A G Bykin estate by R H Whitfield
since the last account given by his said estate since his death or by
E Chapman his adm^r to him now or of any payments made to said
E Chapman his adm^r of said A G Bykin; ^{2nd} A further account of of any
said Bonds or other monies with which the estate of said A G Bykin has
been credited when solvent which have become insolvent without any
lack in the part of said R H Whitfield as adm^r of said A G Bykin
and charge the executor with their pro rata share of the same, 4th An
account of the Transactions of Eas & Ely as adm^r or business of
said A G Bykin and as guardian of Mary C Bykin ^{2nd} which
account he shall take settle report to court with
any matters specially stated deemed pertinent by
himself or required by the parties to be stated -
and the court doth further adjudge order & decree
that - E L Ely out of any funds now in his hands
or that may hereafter come to his hands as adm^r of S G
Bykin a balance to the distributees of said estate
A. G. Bykin pay to Sells W back One Hundred Dollars
& to C B Hayden for his services as attorney for the
defendants in this cause off 300.00 - charging
the same against to the distributees of said A G Bykin
& also pay the costs of this suit - The court doth further
adjudge order & decree 

A. G. Boykin's Admr.
^{vs.}
A. R. Boykin & als.

Boykin's Exor.
^{vs.}
Same.

These causes, this day came on to be heard together, The former on the papers formerly read & on the Report of Commissioner G. R. Atkinson under the Decree therein of May Term 1870 and the latter on the papers formerly read & on the Report of C. B. Hayden, Special Commissioner under the Decree in said suit of May Term 1870, & was argued by counsel, on consideration whereof the Court with a. o. d. that for the reasons therein stated the said Report of Commissioner G. R. Atkinson be recommended, for a further taking of the accounts there in said Decree of May Term 1870 directed, which accounts he shall take settle & report to Court with any matters specially stated deemed pertinent by himself or required by the parties to be so stated ~~at the~~ ^{said} Court doth further a. o. d. that E. L. Eley Administrator de bonis non with the Will annexed of A. G. Boykin out of any assets of his said Testator

now in, or that may hereafter come
to his hands pay to Miss. Sallie W.
Dick on or before the 1st of July next
\$100⁰⁰ on account of her support given
her by the Will of Anna R. Boykin.
And the Court confirming the said Report
of Special Commissioner Hayden
to which no exceptions were filed
doth further a.o.d. that the latter of said
suits be ^{removed from the docket without prejudice to any party} ~~dismissed~~ the purposes thereof
having been attained & the amount
as R. S. Whitfield as Guardian credited
in the Account of his administration
on the estate of A. G. Boykin in the
account of the same made up in
the Report of aforesaid J. R. Atkinson &
the Court further a.o.d. that Ed. Day
adm. de commission with the Will annexed
of A. G. Boykin, pay the costs of the last
suit inclusive of an attorney's fee
of \$20⁰⁰ to C. B. Hayden for his services
in said cause

A. G. Boykin's Adm.
W.
A. R. Boykin's Adm.
And

Boykin's Adm.
W.
Same

Rough Deem
April Term
1871

To be entered,

Cl. at 2005

ent'd

Boykin's Exor

Boykin's Admr & al.

This cause in which the death of the Plaintiff R. H. Whitfield as Admr of J. R. Elliott & as admr of Ann R. Boykin & of the said R. H. Whitfield as one of the Defendants in this suit as Admr of Anthony G. Boykin, & of the qualification of R. A. Whitfield as Executor of R. H. Whitfield & of Edmund L. Eley as Admr of J. R. Elliott & Admr. de bonis non with the Will annexed of Ann R. Boykin & Anthony G. Boykin, & of the marriage of the Defendant ^{Annie} ~~Married~~ Boykin with A. M. Lee is suggested since the last Decree herein, it is ordered that this suit be revived in the name of the said R. A. Whitfield as Executor of said R. H. Whitfield, & of said Edmund L. Eley as Admr. of J. R. Elliott & as Admr. de bonis non of Ann R. Boykin, as Plaintiffs, & by consent of the said Edmund L. Eley as Admr. de bonis non with the Will annexed of Anthony G. Boykin of said A. M. Lee & ~~Married~~ his wife, it is ordered that this suit be carried ^{on} against them as Defendants, come on this day to be again heard on the papers formerly read & on the Report of Commissioner Hayden under the Decree herein of May Term 1866

filed in this cause on September the
1st 1868, & was argued by counsel, on con-
sideration whereof the Court confirm-
ing said Report to which no exception
were filed doth adjudge, order & decree
that a Commissioner of this Court
take the following accounts

1st

A further account of the transactions
of said R. H. Whitfield as Administrator
of said A. G. Boykin

2^{ndly}

An account showing the amounts
from R. H. Whitfield as Admr of A. G. Boykin's
respectively due the children of said
A. G. Boykin, in which account they
shall be charged with the amounts
respectively due by them to said R. H. Whit-
field their late Guardian & with their
pro rata share of any disbursement
made on account of said A. G. Boykin's
Estate by R. H. Whitfield since the last account
herein, or by his ^{said} Executor since his
death, & of any payments made by her to
said Germ Liley as Admr bonis non of said
A. G. Boykin

3^d

An account of any Sale Bonds or
other Bonds, with which the said
Estate of A. G. Boykin has been credited
when solvent, & which have become in-
solvent without any lack on the part of
said R. H. Whitfield as Admr of A. G. Boykin &
charge the children aforesaid with their
pro rata share of the same.

4th 29

An account of the transactions of
the said Ed. Cley as Adm^r de lous^s
ron of said St. G. Boykin; which ac-
counts he shall take settle & report
to Court with any matters specially
stated deemed pertinent by himself or
required by the parties to be so stated.

Boykin's Ego
v

Boykin's Adm. tal.

Rough Decree
of
May Term
1870

To be entered

Geo. T. Brown, Jr.

1870

Received

Baykin
Etc — vs
Baykin
Admors

This came in which the death
of J R Elliott Executor of Anna R Baykin
is suggested & that R H Whitfield has qual-
ified as administrator of said J R Elliott
~~it is ordered~~ & as administrator de bonis non
with the will annexed of said Anna R
Baykin, it is ordered that this suit be
revived in the name of said R H Whitfield
as admin de bonis non with the will annexed
of said Anna R Baykin, & it appearing
to this court that the infant defendants
Bettie Fanner, Baykin & Evelyn Baykin have
departed this life since the last decree herein
& that their estates have been respected
committed to Egan & Eley Sheriff of
Isle of Wight County for administration &
~~that the defendants Anthony R Baykin~~

by consent of parties it is ordered that this suit be
renewed against said Gunn & Ely as adminis-
trators of Bettie Fanny Baykin & Evelyn Baykin,
of a said & also against R H Whitfield as
administrator of J R Elliott - & it being
suggested that Anthony R Baykin has at-
tained lawful age since the last decree
herein, it is ordered that this suit proceed
against him in his own proper name -
came on this day to be again heard on the
papers formerly read & on the report of Com-
missioner Hayden under a decree herein
of May Term 1840 & was argued by ~~counsel~~
on consideration whereof the court doth (and)
that said report to which ^{no} exceptions were
^{except as to the account of the transactions}
filed be confirmed, & that a commissioner of
of J R Elliott ^{executed by Anna R Baykin}
this court take the following accounts -

1st A further account of the transactions of
R H Whitfield as admin with the

will annexed of A R Baykin; ~~which~~ ^{with} ~~in~~ ^{to}
~~2nd An account of the transactions of R~~

King which accounts any reports of the
transactions of said admin returned to the
County Court of this County & confirmed &
shall be taken as prima facie correct
subject to be surcharged & justified by any
party -

2nd An account showing the amount re-
spective due the children of said
testator

3rd ~~An account~~ ^{account} of the transactions
of J R Elliott as executor of Anna R
Baykin & show thereby the amount
of outstanding ^{debts} due from the estate
of said Anna R Baykin & if said
executor has made any investment as
such executor, said commissioner
shall ascertain the value thereof &
what disposition has been made of such

investment -

4th - An account of the transactions of
R H Whitfield as administrator of
J R Elliott deceased, in token of which
account any account returned by
him as such administrator shall
be taken as prima facie correct sub-
ject to be discharged & satisfied by
any party -

5th - An account of the transactions of R H
Whitfield as administrator of
with the will annexed of Anna R Baykin

6th - An account of the transactions of E. J.
Ely as administrator of Bettie Fanny
Baykin, & Evelyn Baykin.

which accounts the said commissions
in case shall take, settle & report to Court
with any matters specially stated deemed
pertinent by himself or required by the
parties to be so stated -

At Circuit Court Continued and held for Sale of
Wright County On the 18th day of May 1860.

J. Richard Elliott executor of the last Will and testament of
Ann R. Brykine decd. and the legal Guardians of Anthony
B, Betty F, Evelyn, Ann, Richard and Mary E Brykine
Against Plaintiffs

Robert H. Whitfield administrator with the will annexed
of Anthony G. Brykin decd. Sallie (or Sarah) Dick, Anthony
G. Brykin, Bettie H. Brykin - Evelyn Brykin, Anne Brykin
Richard Brykin and Mary C. Brykin (the last six being
minors under the age of 21 years. . . . Defts.

This day this cause came on to be heard upon the Bill and the answers of all the Defendants & the exhibits filed and was argued by Counsel. On Consideration whereof the Court doth adjudge - order and decree that one of the Commissioners of this Court take an account of the transactions of the Defendant Ro. H. Whitfield as adm^r with the will annexed of Anthony G. Bryskin decd: and of all the estate both real and personal - left by said A. G. Bryskin at the time of his death; also and account of the transactions of the Plaintiff J. R. Elliott as Executor of Ann R. Bryskin decd. and of all her estate - both real & personal - distinguishing such estate as she may have derived from her late husband - from that which she had otherwise acquired, and report said accounts to this Court at its next term with any matters specially stated - which he may deem pertinent - And which any party may desire to have so stated; And said Ro. H. Whitfield, J. R. Elliott respectively - are hereby ordered to proceed and lay before said Commissioner

all books, vouchers & other papers in their possession
or under their control touching the matters embraced
in said accounts. —

A Copy

Teste.

H. C. Latimer D.C.

Copy Kings Exor.

no. Copy Deacons.

Copy Kings acct.

J. R. Elliott Ex^r of A. R. Boykin dec^d & Jeff^r

5

R. W. Whitfield adm^r e. t. c. of A. G. Boykin dec^d & others de^fs.

This day this cause came on to be heard upon the bill, and the answers of all the defendants, & the exhibits filed, and was argued by counsel. On consideration whereof, the Court doth adjudge order & decree, that one of the Commissioners of this Court take an account of the transactions of the defendant R. W. Whitfield as Administrator with the will annexed of Anthony G. Boykin dec^d and of all the estate both real & personal left by said A. G. Boykin at the time of his death; also an account of the transactions of the Plaintiff J. R. Elliott as Executor of Anna R. Boykin dec^d, and of all her estate both real ~~estate~~ and personal, distinguishing such estate as she may have derived from her late husband, from that which she had otherwise ~~derived~~ acquired; and report said accounts to this Court at its next term, with any matter specially stated which he may deem pertinent, ~~and~~ which any party may desire to have so stated: And said R. W. Whitfield & J. R. Elliott respectively, are hereby ordered to produce & lay before said Commissioners, all books, vouchers & other papers in their possession or under their control, touching the matters embraced in said accounts.

21
A.R. Bro. Kim's Ex^a

to 3 m. clay

A.G. Bro. Kim's adm. tas

Cor. St. Isle of Wight

Note for dues

May Term 1860

To be entered

R. H. Baker.

Bayke's Ec- } In
as }
Bayke's } Chan-ey
Admin- }

Rough sketch

May Term 1864

To be entered

Rich. H. Baker

Entered

The Estate of Anthony C. Boykin decd.

In account with Lemuel B. Edwards ~~Shff~~ & administrator
de bonis non.

1880

Mar. 24 To Balance per contra princpl. dist. \$ 64 29 \$ 3 86

1879

Mar. 24 By balance due estate on acct. of records
in county court

64 29

Mar. 24 " interest on same one year 3 86

\$ 64 29 \$ 3 86

1881

Mar. 24 To Paid C. B. Hayden atto. fee in suit
of Boykin vs. Bagnall

10 00

" " Clerk's fees Dr. 2 92

" " Hayden atto. fee in suit vs. Seiry 25 00

" " Sallie Dick May 8. 1875. under
decree of court - omitted to be charged
heretofore in adms. acct.

100 00

" interest thereon 30 00

" comm. on \$819.30 receipts 40 95

" " Balance per contra

674 59 7 72

\$ 883 57 \$ 7 72

1880

Mar. 24 By Balance per contra

64 29 3 86

Mar. 25 " this sum of C. B. Hayden comm. in
suit of Boykin vs. Bagnall

259 20

1881

Feb. 9 " amt. from same in suit Hayden com.

" Seiry on the same Bagnall debt 560 10

Mar. 24 " interest on \$64.29 one year 3 86

\$ 883 57 \$ 7 72

1st Distributive account.

1887

Mar. 24	Balance due estate for distribution paid.	674 69
do. do. do. do. do. do.		7 72
	amt. for distribution	682 41
	A. R. Boykin's share $\frac{1}{4}$	170 60 $\frac{1}{4}$
	Rich ^d E. Boykin's " "	" 170 60 $\frac{1}{4}$
	Mrs. Ann M. Lee's " "	" 170 60 $\frac{1}{4}$
	Miss Mary E. Boykin's " "	" 170 60 $\frac{1}{4}$
		\$ 582 41 \$ 582 41

Dr. A. R. Boykin

In acct. with L. B. Edwards adm. of A. G. Boykin decd.

1876

Jan. 20	By amt. retained by adm. to be paid as per rept. in acct of Boykin's adm. Boykin and which it is not shown has been paid	200 00
	By int. on same to 24 March 1887	64 00
	To paid your trustee per receipts for \$47.25 and \$103.17 =	148 42
1881 Mar. 24	By your distribution share p. above acct.	170 60
	To Balance due A. R. Boykin	286 18
		\$ 434 60 \$ 434 60

Recl'd. E. Boykin

In acct. with L. B. Edwards adm. of A. G. Boykin

1887

Mar. 24	By your distribution share as above	170 60
	To paid you per receipts for \$47.25 & \$103.17	148 42
"	" Bal. due R. E. Boykin	22 18
		\$ 170 60 \$ 170 60

Mr. Anna M. Lee

In acct. with L. B. Edwards admr. of A. G. Boykin decd.

1881

March 24	By your distribution share on foregoing ad.	170 60
	To paid your receipts. of \$47. ²⁵ of \$101. ⁴²	148 42
	" Bal. due Mr. Lee	22 18
		\$170 60 \$170 60

Miss Mary E. Boykin

In acct. with L. B. Edwards admr. of A. G. Boykin decd.

1881

Mar. 24	By your distribution share on foregoing ad.	170 60
	To paid your att. per receipts. for \$47. ²⁵ of \$101. ⁴²	148 42
	" Balance due M. E. Boykin	22 18
		\$170 60 \$170 60

The Estate of A. G. Boykin decd.

In acct. with L. B. Edwards admr. & su.

1881

Decr. 1882	To paid Handen atty. gen. Boykin & Jordan	50 00
March	" " Clerk's fees	3 91
" 24	" Comm. on \$604. 80 receipts	30 24
	" retained to pay comm. for this acct. & reporting same	12 00
" "	Bal. per contra due estate	573 42

1881

Octo. 8	By amt. from W. S. Jordan for Est. for	3
	Wm. & Handen comm.	3
		604 80
1882	Feb. 9 " Amt. from Court in suit on. Spicing	3
	on the H. Bagnall debt.	3
		64 77
		\$669 57 \$669 57

2nd. Distributed account.

1882

Mar. 24	Balance per contra to distribute.				543 42
	To A. R. Perkins share	1/4	143	35 1/2	
	" R. E. Perkins share	1/4	143	35 1/2	
	" Anna M. Lee "	1/4	143	35 1/2	
	" M. E. Perkins "	1/4	143	35 1/2	
					\$543 42 \$543 42

A. R. Perkins

In acct. further, with L. B. Edwards adms. A. R. Perkins

1885

Mar. 24	By balance to date				286 18
1882					
Mar. 24	" interest on same one year				17 16
					303 34
" "	" your distribution share on				
	2 ^d distribute acct. above				143 35
	" interest on \$429. 53, principal,				
	from 24. March 1887 to 20 Apr/88.				48 76
1885					
Apr. 20	due A. R. Perkins				\$525 45

R. E. Perkins

In further acct. with L. B. Edwards adms. A. R. Perkins

1887

Mar. 24	By Bal. to date				22 18
	Int. to 17. Dec. 1887				98
					23 16
Dec. 17	To paid on p. acct.				10 17
	Per Int. carried forward.				\$1299

1881		
Feb. 17	By amt. brought forward	\$ 12 99
1882		
Mar 24	" your share on 2 ^d distribu. act. $\frac{1}{4}$	143 35
		156 34
	To amt. paid you for capt.	104 91
		\$ 57 43
1882		
Mar. 24	Bal. due R. E. Berlin Principal	57 43
	Int. thereon to 20. Apl. 1883.	9 00
1883- Apr. 20	Bal. Prcl. & Int. due R. E. Berlin	\$ 66 43

Mr. Ann M. Lee

In further act. with L. B. Edwards adm. A. G. Berlin

1881		
Mar. 24	By Bal. to date	22 18
	" Int. to 17. Dec. 1881.	98
		23 16
Apr. 17	To paid Horden atts. for you	10 17
		12 99
	By your part 2 ^d distribute act.	143 35
1882		156 34
Mar. 24	To paid your said atts. for you	104 91
		57 43
	Int. to 20. Apl. 1883	9 00
1883- Apr. 20	Due Mr. Lee Prcl. & Int.	\$ 60 43

Miss Mary E. Boykin

In acct, further, with L. B. Edwards adms. of A. G. Boykin decd.

1885

March 24	By Balance to date	22 18
	" Int. To 17. Dec. 1885	98
		23 16
Dec. 17	To said C. B. Hayden your atto.	10 17
		12 99
1887		
Mar. 24	By your sent on 2 ^d distbu. acct.	143 35
		156 34
"	To said your said atto.	104 98
		51 43
	By int. To 20. Apl. 1885	9 00
" "	Bal. due M. E. Boykin	\$ 60 43

Commissaries, Isl of Wight C. Court,
March 20, 1885.

To the Circuit Court of Isl of Wight County,
Pursuant to a decree of the said circuit
court rendered at the Octo. Term 1880, in
a suit in Chancery therein depending
in which L. B. Edwards adms. decd.
vs. of A. G. Boykin decd. is p^{ty}. and
A. R. Boykin et al. are defendants,
directing a commissary of the said
court to take a further account of the
transaction of said L. B. Edwards as
administrator of A. G. Boykin decd.

and distribute accounts, your
commissioner reports to the court that he
found certain to the parties interested, that
he had filed upon the 20th day of Aug.
1882, to take and settle the said accounts
at his office, which returns were duly
served and returned to your court.
That on the day so filed on, the said
admr., appeared before your commissioner
and exhibited a statement of all the money
he had received, become chargeable with
or had disbursed during the period em-
braced in the foregoing accounts, to-
gether with vouchers for the disbursements.
And at the request of the admr. the taking
of said accounts was continued from time
to time to enable the admr. to furnish other
vouchers, until the date of this report,
when the admr. nor his personal repres-
entation having produced any further vouchers,
your commissioner, in presence of
R. E. Boykin admr. of the said A. B.
Edward, made up & completed the
foregoing accounts, showing that the
admr. is indebted to R. E. Boykin in
the sum of \$525.48 with interest on
\$429.53 paid thereof from 20. Apr 1885
and to R. E. Boykin, Ann M. Lee and
Mary E. Boykin each, the sum of \$50.48
with interest on \$57.43 paid thereof,
from the 20th of April, 1885.

Given under my hand as a

Boyd's adm.

vs. $\frac{3}{4}$ M. ch.

Boyd's chs.

Rept. of com. Geny
under de. of Octo.
1880.

Filed March
21st. 1885

Received of said court the day and
year first herein written.
Clerk. \$12.00
W. J. for
C. J. 3 \$14.00
C. J.

3 copies

Commissioner's Office.

Isle of Wight Co. Va., Dec. 5th 1881.

To L. B. Edwards administrator of the estate of
T. G. Boykin decd. —

Plaintiffs,

and to A. R. Boykin, R. E. Boykin, R. M. Lee
and Anna his wife, and Mary E. Boykin

Defendants

You are hereby notified that I have fixed upon the 20th day of January 1882.

to take and settle, at my office aforesaid, the following accounts, to-wit: A further
account of the transactions of L. B. Edwards
as administrator of T. G. Boykin decd.:
And a distribute account.

Required to be taken by a decree of the Circuit Court of Isle of Wight County, rendered on
the 24th day of October 1881, 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 re-
quired to attend.

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

 Commissioner.

L. B. Edwards
— Staff

In Shipwrights present Court

(1) Ct. - 24th 1881.

A. B. Boykin admr. &c

Compt. &c.

v. J. M. Chas.

A. B. Boykin et als

Def. &c.

This cause this day came on to be again heard on the papers formerly read, and was argued by counsel, on considerations whereof the Court doth adjudge, order & decree that a Commr. of this Court take a further account of the transactions of S. B. Edwards admr. of A. B. Boykin, and a distributive acct. which accounts he shall take with and report to Court with any arrears & fees &c. as stated & determined by

Boyskins down. 14

3 in chry
v } down. Dec.

Boyskins et al.

Oct. Cir. ch. 1881

Notes paid 8th of
Dec. 1881, to 20th
Jan. 1882.

Notes debtd. to
diff.

For accts.

himself or required by the partner
to be so stated.

Chapman

Steele.

W. A. Edwards & Co. for
W. D. Chapman & Co.

Dr. The Estate of Anthony G. Boykin dec.
In account with L. B. Edwards his Administrator.

1875 *debris sum*

Jan. 20	To Paid Clerk shff. & fees	27 22	
"	" R. E. Boykin	2 00 00	
"	" Dr. M. Lee & Annie his wife	2 00 00	
"	" Mary E. Boykin	2 00 00	
"	" retained to pay the trustee of A. G. Boykin	2 00 00	
May	" paid Geo. R. Atkinson cond. fee	35 00	
Nov.	" " C. B. Hayden fee in suit v. Dick	2 50	
"	" " for ret. to Dr. Cash	37 02	
1876	" " Dr. fee suit v. J. J. Wail	2 50	
"	" " Dr. fee & cond. on aut. from W. P. Jordan Jr. Est.	10 00	
Jan. 20.	" Comm. on \$945.05 receipts	47 25	
"	" Balance per contra	00 00	

1875

Jan. 20	By this aut. from Est. of W. P. Jordan Jr. through cond.	875 88	
Nov.	By aut. from Chy. suit v. Dick	39 52	
1876 Jan. 20	" Aut. " suit v. J. J. Wail	39 65	
"	" Balance per debit	16 44	
		\$961 49	\$961 49

1876

Jan. 20	To Balance per debit	16 44	
"	" Comm. on \$518.41 receipts	25 92	
Sept. 20th	" Balance per contra	476 05	
		\$518 41	

1876				
Sept. 19	By this amt. from Com. in recit of W. P. Jordan Jr. Est. 3		109	40
" 20	" do. from S. B. Edwards on adm. of W. P. Jordan Jr. in the following recs. viz:	189. 40 34. 82 110. 10 38. 19 34. 50		
			409	51
			\$518	41

Distribute Acct. of foreign balance.

1876				
Sept. 20	By balance		476	05
	To A. R. Boykin 1/4	119 51 1/4		
	" Lee Ann his wife 1/4	119 01 1/4		
	" R. E. Boykin 1/4	119 01 1/4		
	" Mary E. Boykin 1/4	119 01 1/4		
		\$476 05	\$476	05

Dr. ^{A.} The Estate of Betty D. Boykin Dec.
In acct. with S. B. Edwards her administrator

1875				
Apr. 15	Paid C. B. Hayden fees	10 00		
" "	" " Alks. fees	1 72		
" "	" " R. S. Whitfield adm. 68. 15 28. 14	96 29		
1876				
Apr. "	" Comm. on \$12.8. 55	6 43		
" "	" Balance for com. 292 58			
1875. Apr	By Amt. from Whitfield adm.		241	67
Nov.	" " from do.		36	80
" "	" " Comm. Patton & Whitfield		64	54
1876				
Apr.	" " " Jan		64	05
			\$407 02	\$407 02

13.

Dr. The Estate of Evelyn Boykin decd.

In account with L. B. Edwards her administrator

1875

Apr. 15 To paid C. B. Hayden atty. fees 10 00

" " Clk. fees 1 72

1876

Apr 15 " Comm. on \$117.49 receipts 5 87

" " Balance per contra 322 76

1875

Apr. 1 By amt. from R. N. Whitfield Adm. 303 08

Nov. 25 " " Comm. in suit Patton v. Whitfield 53 97

Dec. 15 " " R. N. Whitfield's adm. 30 78

1876

Apr. 15 " " Comm. in Patton v. Whitfield 53 50

\$ 340 35 \$ 340 35

1876. Apr. 15 Balance due the estate \$ 322 76

Commissioner's Office, Isle of Wight Co. Va.
September 10th 1876

To the Circuit Court of Isle of Wight Co.
Pursuant to a decree of the said Court
rendered on the 12th day of February 1875
in the suit in Chancery therein depending
between L. B. Edwards admr. de bono
non of A. L. Boykin decd. plaintiff, and
A. R. Boykin and als. defendants di-
recting a commissioner of the Court to
take settle and report first an account
of the transactions of L. B. Edwards the
admr. of A. L. Boykin decd. Second, an
account of the amounts respectively due
the children of A. L. Boykin, and Third.

an account of the transactions of G. R. Alkenson as trustee under the deed of trust of R. R. Boykin, your commissioner reports to the Court that on the said day R. March 1875 he issued notices to the several parties that he had fixed upon the 27th day of April 1875 to take and settle at his office aforesaid the said accounts; that G. R. Alkenson laid before your commissioner a statement of his transactions as trustee for R. R. Boykin with the vouchers for his disbursements; whereupon your commissioner stated and settled the said trustee's account and reported the same to court, which has been filed in the cause. That for reasons submitted to your commissioner, the taking of the first and second accounts was continued, and remained continued from time to time until the date of this report, when F. B. Edwards exhibited to your commissioner a statement of his transactions as administrator of R. R. Boykin with his vouchers for the disbursements made by him, whereupon your commissioner examined the same, stated and settled the foregoing administration account and on the 20th day of Sept. 1876 finds a balance due the estate of the said R. R. Boykin of \$476.55 which balance as shown by the foregoing distributive ac-

Adm. acc.

Distribute acct.

account shows the sum of \$119.10 $\frac{1}{4}$ due to each of the children of the said R. G. Boykin to wit: A. R. Boykin A. M. He and Annie his wife, R. E. Boykin and Mary E. Boykin. Your commissioner reports specially that at the request of L. B. Edwards administrator of Betty F. Boykin and Evelyn Boykin and at the request of C. B. Hayden counsel for the plaintiff, that the said L. B. Edwards as administrator of the said Betty F. Boykin and Evelyn Boykin laid before your commissioner statements of his transactions as such administrator, respecting with his vouchers for the disbursements made for each of said estates, which your commissioner has examined and thereupon stated and settled the foregoing accounts marked "A" and "B", and on the 15th day of April 1876 finds a balance due the estate of Betty F. Boykin of \$292.58, and on the same day a balance due the estate of Evelyn Boykin of \$322.76 from the said L. B. Edwards admin. of B. F. and Evelyn Boykin respectively. Given under my hand, as a commissioner of the said court the day and year first aforesaid.

Court fee \$20.00

N. P. Young Comm.

Boykins' Adm.

v. $\frac{3}{4}$ In Chap

Boykin et al.

Report of Comm. Young
under ad. of July-1875.

Filed Sept 20th 1876.