

1877-011
Nansemond Co. (Suffolk)

Chancery Causes: Josiah Henry Riddick by Benjamin W. Jones vs John R. Kilby, trst, Admr of Richard H. Riddick, & Richard T. Riddick Folder 1043

McGuire, Mathews, Jones

Folder 1

Will: ca 1838, Josiah Riddick, Nansemond Co.
also recorded in Gates Co., NC

Executed April 19th 1813
by delivering a copy to Jno R Kelly
as Justice. & a copy to Jno R Kelly as
admr., also to Rich T Puddick

W. H. Ely
Shiff
Nash.

Please to see
them & return
them to us -
we will be responsible
for them
of James Condon

State of North Carolina
Gates County - 3

Whereas a Decree of the
Honorable Court of Equity

has been obtained at Spring Term 1853 upon the Bill
of Complaint of Josiah H. Riddick and Louvenia his
wife Benjamin W. Jones & wife Jane M. and William H.
Riddick appointing Benjamin W. Jones, Trustee in the
place and stead of James R. Riddick acting Trustee
under and by virtue of two deeds executed by said
Josiah H. Riddick on the 3^d day of April 1846.
to said James R. Riddick and William H. Riddick, and ord-
ering and directing said James R. Riddick to convey to said
Benjamin W. Jones the tract of land conveyed in one of said
deeds now unsold and all the property of whatever nature
which has been purchased by said James R. under the provisions
of the other of said deeds with any part of the proceeds
of the sale of the Marsh farm: to be held by said
Benjamin W. Jones under the same trust as the same
is now held by said James R. Riddick and that
the said James R. Riddick account with & pay
over to said Benj W. Jones Trustee &c.

Now know all men by these presents that I James R.
Riddick for and in consideration of the premises and the
further consideration of the sum of five dollars to me
in hand paid by said Benjamin W. Jones the receipt
whereof is hereby fully acknowledged with given grants
bargained and sold and do by these presents grant
bargain sell and convey unto said Benjamin W. Jones
his heirs and assigns as Trustee as aforesaid a certain
tract of land lying in the County of Gates known
as the Providence & Pleasant Hill farm bounded as
follows by the Oposake Swamp. The lands formerly
belonging to John Brothers. Leon Franklin, William
Mathias, and others containing three hundred and seventy
seven acres be the same more or less, the said land lying
on both sides of the Public Road leading from Holly Grove

in the County of Gates to the Town of Suffolk in Virginia
and also Negro Woman Lucy and her three Children Sena
Philip and Penny. also one black steer two yearlings
one bed and furniture and one bay horse.
To have and to hold said tract of land together
with all and singular the improvements privileges
and appurtenances thereto belonging to him said
Benjamin W. Jones his heirs and assigns forever.
in trust however that he said Benjamin W. Jones will
and his heirs and assigns shall hold the said land
and every part of the same subject to all the trusts and
conditions fully set forth & expressed in a deed executed
to me together with one Wm. S. Riddick for said land
on the 3^d day of April 1846. and Registered in the

~~Register~~ in the Registers office of Gates County on the
24th day of April 1846. and no other, and to have
and to hold said slaves Lucy Philip Sena & Penny
and the stock of Cattle aforesaid one bed and furniture
and the bay horse aforesaid to him said Benj-
amin W. Jones his heirs and assigns forever upon
the all the trusts and conditions as are fully expressed
and set forth in a deed executed by Josiah
Riddick to me & one William S. Riddick on the 3^d
day of April 1846. concerning the tract of land
called the Marsh farm which said farm has been
sold by me in pursuance of the power vested in
me by said deed and the property last herein
described or the personal property hereby conveyed
being property purchased by me with part of
the funds thereof except the three children of
Lucy herein conveyed and no other my object being
to convey to said Benjamin W. Jones his heirs and assigns
all the right title and interest in and to said land and
the Negroes and other personal property herein conveyed
which I have held and enjoy by virtue of said Deeds
from Josiah Riddick to Jos R. Riddick & W. S. Riddick

upon the same trusts and conditions and subjecting
him said Benjamin W. Jones to the same accountability
or responsibilities and to the same person or persons
as I now hold have and am responsible for according
to the force and effect of said Deeds for said
Josiah R. Riddick to me of the aforesaid date
of April 3^d 1846.

In testimony whereof I have hereunto set my hand
and seal this the 10th day of April 1853.

Signed sealed & delivered
in the presence of
G. W. Brooks

J. R. Riddick (Seal)

North Carolina

Gates County

$\frac{1}{3}$ The foregoing deed from
Jos R. Riddick to Benjamin
W. Jones Trustee. was produced before me Jos W.
Ellis one of the Judges of the Superior Court of said
State is & for the State aforesaid. and the execution
thereof was duly proved upon oaths by G. W. Brooks
the subscribing witness thereto. Wherefore let the
deed & this certificate be registered
the 8th day of October 1853.

John W. Ellis
J. W. Ellis

This deed & certificate is registered in Book
No 21 page 324 & 325

H. B. Daugherty

State of North Carolina,
Catawba County.

I, R. B. Cooper, Clerk
of the Superior Court of said County, do hereby
Certify that John W. Ellis before whom
the foregoing deed was proved, was at the
time thereof Judge of the Superior Court
of Law and Equity ^{of the State of North Carolina} and authorized to take
proof of deeds &c. - and that H. M.
Dunsmuir was Public Register of the
County of Catawba.

In testimony of which I
do hereunto set my hand and
affix my seal of Office, this the
28th day of April 1873.
R. B. Cooper, Clerk.

James R. Wickliffe

To Wm. J. J. J.

By Mr. James J. J.

Received in Book

No. 21. Page 324

H. M. Dunsmuir

Deposition of B.W. Jones taken before me
G. H. Edwards a Notary Public for Wakelet
County, on the 1st day of May 1873 to be
read as evidence in a certain suit in Chancery
pending in the Circuit Court of Wakelet
County. in which said B.W. Jones ^{vs. Josiah H. Riddick} is plaintiff
and John R. Kelly trustee under the will of
Josiah Riddick & are defendants.

Present, J. H. Crocker atty for plaintiff

The said B.W. Jones being first duly sworn
deposes as follows

Question What is your name, age and occupation?

Answer B.W. Jones, age 42 years, live in Gates Co
North Carolina and by occupation a farmer.

Question Do you know Josiah H. Riddick?

Answer Yes sir. I married his daughter, he lives
in about 300 yards of me.

Question Is he a man of sound mind?

Answer No sir. he is incapable of attending to business
transactions.

Question Has he a trustee or committee appointed by
any Court of North Carolina and if so, who
is he?

Answer He has, I am his trustee appointed by the
Circuit Court of Gates Co. and I hereby produce

the evidence of my trusteeship, being a
deed executed by J. R. Riddick bearing date
the 10th day of April 1853. I manage all his
business affairs in the state of North Carolina
Do you know whether or not the said Josiah
McRiddick received the annuity provided under
the will of his father Josiah Riddick, for the
years 1862. 1863. 1864. 1865 and 1866, from R. H.
Riddick acting trustee under said will, Please
state all that you know about said, payment,
if paid, how they were paid and by whom?

Answer There was a bond of \$800 (Va State bond) came
into my hands sometime in 1865 after
the close of the war. I received the bond
from Josiah McRiddick, he had just returned
from Suffolk saying that Cousin Nat
Riddick had given it to him as his annuity
and he wanted me to take it and sell
it for him. I brought it to Suffolk and
offered to sell it to Bain & Bro Brokers. but
they only offered me 29^c on the \$1 for it. I
then carried it to Chamberlaine Broker in Suffolk
and sold it to him at 30^c to the \$1 which
netted \$240⁰⁰. The next year he received
~~one~~ another state bond for \$200 - he says
his Cousin Nat Riddick gave it to him
while in Suffolk. which he also placed
in my hands for sale. I came down to Suffolk

some after I got it, I offered it to Henry Cooper. he offered 33^c and told me to come down to Norfolk and if I could not get any more to bring it back to him at that price. I tried in Norfolk and Portsmouth and was only offered 31½^c on the \$1 - I sold it to Cooper at 33^c. The above prices was the highest I could get for the band.

Question Do you know whether Josiah McRiddick received any other payments on account of his annuity during those years?

Answer He did not. If he did I do not know of it, and I am familiar with all his transactions.

Question What kind of a woman is the wife of Josiah McRiddick?

Answer Moral, smart and industrious woman and without her services, he Josiah McRiddick would be unable to live.

And further this deponent saith not.
Benj W Jones

Subscribed and sworn to
before me this day and year
first aforesaid
G. N. Edwards

Further taking of depositions in this case is continued until Saturday next.

No further witnesses appearing these depo-
sitions are closed And I do hereby certify
that the foregoing were duly taken, signed
and sworn to before me on the day
and year first aforesaid, Given under
my hand this 14th day of October 1873

G. F. Edwards
Notary Public

Notaries fee $\$500$
 $\frac{100}{100}$

Received

Nov 21 1873

Received of cash

The depositions of Nathaniel
Riddick and others taken before
me Al. Withers a Commissioner
in Chancery for the Circuit Court
notice having been waived by
Counsel, at the office of Al. Withers
in the Town of Suffolk, on the 4th
day of March 1874 between the hours
of 6 A.M. & 6 P.M. were read as evidence
on behalf of the plaintiff in a cer-
tain suit in equity depending in
the Circuit Court for the County of
Harrison, wherein Josiah Henry
Riddick a person of unsound mind
suing by his next friend Benjamin
W. Jones. plaintiffs and John R.
Kirk Trustee &c. and John R. Kelly Adm^r
of Richd. H. Riddick decd. and Richd. T.
Riddick - — — — — defendants.
Present J. F. Crocker Atty. for Plffs.
" J. R. Kelly " " Defts.

Nathaniel Riddick being duly sworn in the
Holy Evangelists of Almighty God, depo-
sith and saith as follows:

104 Question by J. F. C. Atty for Plff -
What is your age?

Answer Fifty four -

2nd Question By same. Did you ever act as the Agent of Richard H. Riddick Trustee of Josiah Riddick, and as such Agent did you ever make any payment to Josiah Henry Riddick?

Answer I have acted as agent, from the death of my father to the death of my brother Richard H. Riddick and did make payments to Josiah Henry Riddick during the whole of that period,

3rd Question Examine Exhibit "B." filed with the Bill, and state whether the account therein stated was made out by you, as agent of Richard H. Riddick, Trustee?

Answer I can not state positively that the account is a copy of the one furnished, because the original is not before me, but I suppose it is substantially correct, the data of the account I think the same as furnished to me.

4th Question Please examine item 3rd of said account which purports to be payment to Josiah H. Riddick of his annuity of two hundred dollars for 1862-3-4 & 5 amounting to eight hundred dollars and also item 5th of said account, which purports to be payment to

Josiah H. Riddick for 1866. of his annuity of \$200, and please state if you made said payments to Josiah H. Riddick and if so in what funds?

Answer. On examination of the items referred to, I answer that, my own recollection of the matter is: that all were paid in Virginia State Bonds given by the State for unpaid interest accrued during the war & immediately after on \$4000⁰⁰/₁₀₀ of Bonds held by R. H. Riddick Trust under order of Circuit Court of Hanover.

1st Question By J. R. Kelly Atty for Depts. When you paid Josiah H. Riddick in Va State bonds, \$800 & 200, above referred to, did he accept it as so much money and in discharge of his annuity, under Col. Josiah Riddicks will to that extent & did the said Josiah H. Riddick execute receipts accordingly?

Answer. He accepted the bond and gave me receipts for the annuities for the years named, not without much grumbling. The bonds were given because there were no other funds with which to pay, of which I informed him.

2nd Question of the same, How was the \$4000 of State Stock above referred to held by Richd. H. Riddick Trustee, under Col. Josiah Riddick's will,

Answer. They were held by him as Trustee under a decree of a Circuit Ch. of Hanseman's County. ~~which~~ decree was the result of a suit brought to settle the estate of Josiah Riddick, and to provide a fund for the payment of an annuity of \$200, to Josiah H. Riddick under the provisions of the will of Josiah Riddick, and in order that the remainderman Richard T. Riddick might receive the balance of the estate.

3rd Question of same. Did you pay with said Josiah H. Riddick any money, between the 1st July, 1862. & the 1st July 1865. on account of his said annuity during the above period, and if yes, how much?

Answer. I know he went to Petersburg between the periods named, where I was then residing, but I do not remember having paid him anything, if I did I suppose I have his receipt & will examine

my papers to see. & if I do find a receipt I will make it known to the parties interested,

4th Question by ~~same~~ State if you can whether Josiah H. Riddick after the death of his father Col. Josiah Riddick, received by will or otherwise any portion of the estate disposed of by Col. Josiah Riddick's will, & if so, what, & its value at the time of receiving.

Answer. I know that by will in Gates County N.C. Josiah H. Riddick did receive certain property; that was disposed of by the will of his father, - I know the property was of considerable value, amounting to some thousands of dollars, I know that the most valuable was sold & I think afterwards owned by Robert Heile & I know that the property in which I J. H. Riddick now lives was a part of the property received, the property I refer to is the "marsh plantation" and the place where Josiah lives.

Re Examined by J. F. C. Atty for Plff.
1st Question, Was not the Marsh Plantation and the property in which Josiah now lives mentioned by you above, the ~~maiden~~ property of

of the mother of Josiah Henry Riddick
Answer, I have always understood that
it was,

2nd Question. Did not the said Josiah H.
Riddick receive the said property
in said will as the heir of
his mother,

Answer. Such has always been my un-
derstanding of the matter,

3rd Question by same. Did not Col. Josiah
Riddick own other lands, in North
Carolina other than the real estate
above mentioned,

Answer. He did own other ~~swamp lands~~
lands, which were swamp lands,
& which were not his wife's

4th Question. Are the "Marsh Plantation" and
the land in which Josiah now lives
specifically mentioned in the will?

Answer. They are not,

5th Question. Will you please mention what
Real Estate is now owned by Richard
Taylor Riddick & which was derived
under the will of Col. Riddick,

Answer. A house & lot in Suffolk at which
he now lives, and Seventy Five or
one hundred acres of swamp land
in Virginia, and a small tract in

Butler. N. C. of swamp land.
And further this deponent saith
not, — ^{Mark Riddick} witness for defendant
Wm H. McGuire being duly sworn in the
Holy Evangelists of Almighty God,
deponent and saith as follows.

~~1st Question of Jno. R. Kelly.~~

I was well acquainted with
the "marsh plantation" and the
farm on which Josiah ^{H.} Riddick
now lives, & lived in the latter named
place eight years ending the 1st
Jan'y 1845. And I considered the
"marsh plantation" at that time
to have been worth about \$3000.
and the place on which Josiah
H. Riddick lives about \$2000. —
And further this deponent saith
not.

Wm H. McGuire

State of Va

Notarially to-wit:

I Alwithers a Commissioner in Chancery
for the Court of the Co. of Hanover
in the said State do hereby certify, that the
pregoing depositions were duly taken
sworn to and subscribed before me
at the times and place mentioned therein
Given under my hand this the 10th day

day of March 1874

Alewithus

Leam. & Co

Fee \$8.00

Josiah N. Riddick N. & S.

m.

Riddick, Trustee &c.

The deposition of Attk^e. Riddick retaken by Consent of Parties on this 22^d day of April 1874, to be used by the defendants in the above suit, in Chancery, which is now pending in the Circuit Court of Hansman Co.

The said Attk^e. Riddick of lawful age being duly sworn says in answer to the questions following, to wit:

1. Question by John R. Kelly of Counsel, for plaintiffs.

State what number of negroes & their value if you can, came into the possession of Richard J. Riddick, under the will of Col. Josiah Riddick, when he received them - state particularly your means of knowing of the facts referred to.

Answer:

I will first state my means of knowing the facts referred to: My Father Mills Riddick & my brother Rich^d. H. Riddick were the qualified Executors of my uncle Col. Josiah Riddick dec^d. who died in 1838. The Estate however was managed wholly by my Father until his death in 1844, when my said Brother, R. H. Riddick & myself qualified as his Executors. The business of my Father's Estate devolved almost entirely on me, & owing to the somewhat intimate

connection between the two Estates I acted
as the agent of my brother in the management
of the Estate of my uncle, in hiring out the
Negroes, in renting out the lands & in making
up the Annual Statements. Richard
Taylor Reddick who proved to be the heir
under the will of Col. Jos. Reddick, became
of age in 1838 or 1839, at which time
the title to the property vested in him, subject
to the annuity of \$200. to be paid to Josiah
Henry Reddick. On attaining his majority,
it was not considered wise or just to
withhold a settlement with Rich^d Taylor Reddick,
so far at least as the paying over to him the
great bulk of the property was concerned.
Provided an amount sufficient to pay the
annuity of \$200. was retained in the hands of
the Executor or Trustee. Indeed we had the
opinion of Counsel on this matter & acted
under their advice. A Decree was
obtained from the Circuit Court of Hanse-
man County at the Spring Term in 1859
which authorized Rich^d T. Reddick, surviving
Ex^r. to transfer to himself as Trustee
\$4,000. of the funds of the Estate and that
the said Trustee invest the same in Virginia
State Stock, & out of the interest pay an-
nually the sum of \$200. to Josiah Henry
Reddick, being the annuity to which he

is entitled under the will of his Father."

As to the number of negroes I cannot say exactly, because I have ^{lost or} mislaid the list of hires for 1857 & 1858, & the number as a general thing was constantly increasing. But the list of hires for 1856, I have before me, At that time there were 52 in number, & 3 of them valueless, indeed expensives. I estimate their monied value in Decr 1858, at from \$18.000, to \$20.000.

2nd Question to J. R. Kelly, Counsel V:

State the lands that came into the possession of Rich^d J. Reddick from same source, & their value:

Answer.

First a House & lot in Suffolk then in good order worth I suppose \$2.500: a vacant lot immediately opposite. value about \$400. The Retreat Plantation worth \$5.000.; Soldier Hope Farm with the mill & 3 mile lands attached \$5.000; the Waterloo Farm \$1.000: Swamp Land in North Carolina \$1000. Other Estate in North Carolina about \$5.000. The tract of land on which Jack Douglass lived, Situate on the Norfolk Road \$1.000, & perhaps some other real Estate - I do not now remember, worth in the aggregate perhaps \$20.600.

3^d Question by J. R. Kelly of Counsel to.

State what became of said negroes & lands.

Answer:

I do not know whether Rich^d J. Reddick sold any of the negroes before or during the late Civil War. Whether he did or not however, the negroes were all freed by that event. As for the lands, - they were sold by Rich^d Taylor Reddick mostly, if not ^{entirely} before the war, & at prices in most cases below their value. The House & lot in Suffolk is the only remaining unsold portion of his ^{that I know of} inheritance, & he has executed a lien on that. This remark will not apply to the real estate in North Carolina, for the same went into the possession of Rich^d J. Reddick - having been recovered by Suit, years before he became of age, by Josiah Henry Reddick. A portion of the N Carolina Estate is still owned by Josiah Henry Reddick - so far as I know, - at least he lives on it - The remaining portion was sold or otherwise disposed of by Jos. Henry Reddick. The portion sold by Rich^d Taylor Reddick, I suppose, brought \$100 or \$200 less than \$8,000.

Nathl. Reddick

State of Virginia
Harrison Co. Lewis?

The foregoing deposition was taken and sworn to before me, as a part of the deposition taken by me on the 4th day of March 1874, by Counsel,
All witnesses Chas. L. Chace.

100. Mr. R.
3.000. Dr. R.
3.000. J. C.
800. Dr. R.
600. Dr. R.
1200 -

\$7,900.

At a Circuit Court held for Hansemond County
the 18th day of April 1859:

Richard H Riddick, Senr. Surviving Executor of
Col Josiah Riddick, dec'd

Complainant,

Against } In Chancery:

Rich^d Taylor Riddick: Defendant:

This Cause came on to be heard on the
Bills of the Complainant taken for Confessed as
the Rules, and an Exhibit filed therein, and
was argued by Counsel: On consideration
whereof the Court doth appoint Richard H
Riddick, (Son of Mills Riddick) Trustee for
the purposes herein named, as authorized
by the Will of Col. Josiah Riddick deceased,
and that the Plaintiff as surviving Executor
of said deceased transfer to himself as
such Trustee the Sum of Four Thousand dollars
which appears to be in his hands as such
Executor with interest from the 1st day of
February 1859, and that the said Richard
H Riddick as Trustee, invest the same in
Virginia State Stock, and out of the interest
pay annually the Sum of Two Hundred
dollars to Josiah H Riddick (Son of Col.
Josiah Riddick) being the annuity to which
he is entitled under the Will of his said
Father. — And that any surplus of interest
from time to time he pay to Richard Taylor
Riddick the Defendant in this Cause, who

Riddick vs Riddick
in
Riddick vs Riddick

Received & filed 14 May 1859

is entitled to the same, as also to the principal when the said annuity shall cease. But this decree is to be suspended till the said Richard H. Riddick as trustee of mesaid shall execute a Bond in the Clerk's Office and before the Clerk of this County Court with good security in the penalty of Ten Thousand Dollars, conditioned for the faithful execution of this decree and his duties as such Trustee. But the decree is to be considered as in no manner affecting the said Josiah Henry Riddick's (son of Col Josiah Riddick dec'd) right to the payments of his said annuity out of the Estate of the ^{said} Col Josiah Riddick, dec'd other than the said sum of Four Thousand dollars.

A Copy:

Teste

Peter B. Prentiss, Clerk.

State of Virginia

Now remembered to wit.

This day personally appeared before me A. L. Withers a Commissioner In Chancery Nathaniel Riddick The Trustee acting under the above decree and I certify that the writing above is a true copy of the decree. Given under my hand this the 14th Apr. 1874

A. L. Withers
Clerk &c.

Riddick for

2,

Kelly Hunter

1877 Oct. ¹⁰ Ct.

Final decree

To be entered.

Geo. B. Riddick.

Final decree entered

Q.B. No-1-p 361

Riddick & friend

17.

Kelly Trust

This cause came on this day to be again heard on the paper, formerly read in the final report of Mr. McKelby now made pursuant to the order of this court made in this case at the April Term 1897 - to which no exception is filed and was argued by counsel. On consideration whereof the court doth advise, order & decree that the proceedings had herein be confirmed & made final & binding between the parties and it appearing that nothing further need be done in this cause, it is ordered that the same be removed from the Docket.

Riddick has for

Riddick & c

The said Plaintiff of Counsel
except to the amended answer
of the defendant Richard T. Riddick
on the grounds,

- (1) That the said defendant does
not show by his answer or otherwise
that the matters alleged therein
by way of defence were not
known to him, or could not
have been known to him by the
exercise of due diligence,
before the filing of his original
answer and issue taken thereon
- (2) That the said Amended Answer
alleges by way of defence
to the complaint of the Plaintiff
matters inconsistent with
his original Answer —
- (3) And upon other grounds
appearing upon the face
of said Amended Answer
- (4) And particularly to so much of
said Amended Answer as denies the
Plaintiff's right to the annuity
~~in the proceedings~~ therein mentioned
and the matters alleged with
the view to sustain said denial.

Given & Counsel

for Plaintiff & c

Reddick per fol

4 5

Reddick h

Exaltis

o Amherst

Amherst of R 7

Reddick

State of North Carolina,
Gates County:

J. R. Blalock, Clerk

Clerk of the Superior Court of the
County aforesaid, do hereby cer-
tify that L. P. Hayes, whose gen-
uine signature is attached to the
foregoing Certificate, is Register
of Deeds of the County of Gates.

In testimony of which
I do hereunto set my hand
and affix my seal of Office
at Gatesville, this 5th
day of June 1874.

J. R. Blalock, Clerk

205.

Copy of Deed

From Mrs R. R. Dickson to

to Robert R. Steele

Certificate 50
Fees for Copy \$1.65

This Indenture made this 29th Day of
 May in the year of Our Lord One thousand
 Eight hundred and forty six between James R.
 Riddick of the one part and Robert R. Hill
 of the other part, both of the County of
 Gates and state of North Carolina, Witnesseth;
 That whereas Josiah H. Riddick formerly of
 Hanover County Virginia, now of said County
 of Gates and state of North Carolina executed
 to said James R. Riddick and to William S. Riddick
 a deed dated April 3rd 1846, which has been
 duly recorded in the Register's office of said
 County of Gates Conveying to them thereby a tract
 of Land lying and being in the said County
 of Gates and known as the Marsh Farm or
 plantation a further description of which is
 hereinafter given in Trust to sell for certain
 purposes named in said deed as by reference
 thereto, will fully appear, and whereas said
 James R. Riddick by virtue of said Deed has on
 this the 29th Day of May 1846, sold on the prem-
 ises said Land at public sale after having duly
 advertised the same, Whereupon said Robert R. Hill
 became the purchaser for the sum of Three
 thousand one hundred and fifty dollars, Now
 therefore this Indenture further witnesseth: That
 the said James R. Riddick make as aforesaid
 for and in consideration of the said sum

of Three Thousand one hundred and fifty -
dollars to him in hand paid by the said
Robert R. Hill the receipt whereof is hereby ack-
nowledged by the said James R. Riddick Trustee
as aforesaid does hereby bargain sell alien
enfeoff, Convey and Confirm unto the said
Robert R. Hill his heirs and assigns forever
all the right, title, claim interest or demand
of him the said Josiah H. Riddick in the
aforesaid piece tract or parcel of Land in the
said County of Gates known as the Marsh
Farm or plantation adjoining the lands of
William B. Whitehead, Miles Brinkley deceased -
Benjamin Brinkley, Dempsey Varn and others
and containing six hundred acres more or less,
with all the hereditaments and emoluments to
the same belonging or in anywise appertaining
To have and to hold to him the said Robert
R. Hill his heirs and assigns in as full and
ample a manner as he the said James R.
Riddick Trustee as aforesaid is empowered and
authorized by virtue of said Deed executed
by said Josiah Riddick to Convey and assure
the same and further the said James R.
Riddick Trustee as aforesaid hereby does covenant,
promise and grant to and with the said -
Robert R. Hill his heirs executors, administrators
and assigns that he the said Robert R. Hill

his heirs and assigns shall and may from
time to time and at all times hereafter
have hold occupy possess and enjoy the said
premises with the appurtenances free and clear
of and from all incumbrances, had, made,
done or committed by him the said James R.
Riddick Trustee as aforesaid or by his order means
or procurements and he the said James R. Riddick
Trustee as aforesaid will warrant and defend
the same against himself and his heirs and
against all other persons claiming under by
or through him to the said Robert R. Hill his
heirs and assigns forever.

In testimony whereof the
the said James R. Riddick Trustee as aforesaid
both tenants set his hand and seal this
29th day of May 1846, as above written,
Signed sealed and delivered 3

in the presence of

S. W. Morrell

D. Savage Pearce

J. R. Riddick Trustee 

I E. P. Hayes Register of Deeds for Gates County
N.C. do Certify that the above is a true
Copy of a deed from Jos R. Riddick Trustee
to Robert R. Hill. recorded in my office
on the 29th day of May 1846, in Book No 19,
page 345-6,

E. P. Hayes

Register of Deeds
for Gates County N.C.

This deed entered into this 3rd day of
April A. D. 1846. between Josiah H. Riddick
of the one part, and James R. Riddick and William
S. Riddick grantees and trustees herein. Witness-
eth, that for and in consideration of the love and
affection which the said Josiah hath and doth
bear for his wife Lavinia and his children,
and for the sum of one dollar to him the said
Josiah in hand paid by said grantees and trust-
ees, the receipt whereof is hereby acknowledged,
he the said Josiah hath granted, bargained
and sold, and doth hereby grant, bargain
and sell unto said grantees and trustees
James R. Riddick and William S. Riddick
their heirs and assigns forever, a certain
piece, parcel or tract of land lying and
being in the County of Gates and State of
North Carolina, known by the name of Prov-
idence and Pleasant Hill, butted and bound-
ed as follows. viz, adjoining the Orapeake
swamp the lands formerly belonging to John
Brothers, Jason Franklin William Matthias
and others, and lying on both sides of the
main road leading from said Orapeake
swamp to the town of Suffolk in Virginia.
To have and to hold the said tract, piece or
parcel of land to them the said James R. and
Wm. S. Riddick grantees and trustees, their

heirs and assigns forever. In trust how-
ever, and for the following purposes, viz.
that they shall hold the same for the
sole and separate use of the said Lavin-
ia and her children by the said Josiah,
born or to be born for and during the life
of said Lavinia free from the debts, contracts
or obligations of her husband the said Josi-
ah, and after the death of the said Josiah

& Lavinia they shall convey the same to
the children of the said Josiah then living,
their heirs and assigns in fee, it being express-
ly understood that the said grantees and
trustees may at their discretion permit the
said Josiah to live on the premises, and
should the said Lavinia not choose to live
thereon, or shall abandon the premises, then
the said premises may be rented out and
the rents and profits be applied agreeable
to the provisions of this trust: it is also
provided and agreed that should the said
trustees deem it advisable they may sell and
purchase other property, or may exchange
it for other property and the proceeds of the
sale, or the property purchased therewith, or
the property exchanged therefor, they may
hold and shall hold on the same trusts as

are herein specified and set forth: and it is also provided that for any monies, notes, rents or profits which the said Lavinia may be entitled to under this deed her receipt shall be a discharge therefor and good and sufficient evidence of her having received the same. it is also understood and agreed that said trustees, nor either of them shall be liable for any thing done in regard to the premises, unless it be for wilful waste or wilful destruction: Witness my hand and seal the day and year aforesaid. Signed, sealed & delivered in presence of
Lavinia Riddick

Mrs. W. Hall

Josiah H. Riddick

I L. P. Hayes Register of Deeds in and for Gates County Certify that the above is a true copy of Deed recorded in my office in Book No. 19
L. P. Hayes R.D.

State of North Carolina,
Gates County:

I, R. B. Cooper, Clerk of the Superior Court for the County and State aforesaid, do hereby certify that L. P. Hayes whose genuine signature is attached to the foregoing certificate

is Register of Deed for the County aforesaid.

In testimony of which, I
hereunto set my hand and
affix my seal of Office, at
Gatesville, this 26th day of June,
1874.

R. V. H. Crocker, Clerk.

no 4
Jared N. Ridgick
} copy sent to
Jas. R. Ridgick &
Wm S. Ridgick
Master

Register's fee \$10
Certificate & Seal 50
\$1.50

State of North Carolina.

To the Sheriff of Beauford County,
Greeting:

You are hereby commanded to Summon Richard H. Riddick and Nathaniel Riddick Executors of Mills Riddick if to be found in your County, so that you have them before the Judge of the Superior Court of Law to be held for the County of Gates at Gatesville on the first Monday after the fourth Monday in September next, then and there to answer unto Josiah H. Riddick of a plea of Trespass quare Clausum fregit, or it Armis &c. Damage Two Thousand five hundred dollars. Herein fail not and have you then and there this writ.

Witness, William J. Baker, Clerk of our said Court at Gatesville on the Monday after the fourth Monday of March 1846 and in the year of Independence the 70th.

(Signed)

Issued the 15th day
of June 1846.

Wm. J. Baker,
Clerk.

"Similar Writ to Gates."

"Executed on R. H. Riddick July 20th, 1846.

(Signed)

H. A. Elm, Sheriff
By Thos. Roper Dep.

At the said Fall Term 1846, this cause was continued.

At Spring Term 1847 cause continued.

At Fall Term 1847 cause continued.

At Spring Term 1848, leave was granted to plaintiff to amend - he to pay costs up to this term. The plaintiff amends by declaring against Richard H. Riddick in his own right - et al pro as to other defendant - Genl issue stat. law, R.T.S.

At Fall Term, 1848, cause continued.

At Spring Term, 1849, cause continued.

At Fall Term, 1849, cause continued.

At Spring Term, 1850, cause continued.

At Fall Term 1850, at the Court House in Gatesville, before Hon. D. F. Caldwell, Judge presiding, come the parties aforesaid, by their Attorneys, and thereupon the following Jurors, viz: Doctor Hays, Jas. Carter, Edwin Cross, Simon Walters, J. D. Pinner, Eli Pilana, Barnes Goodman, Aug. Jones, Noah Rountree, Riddick Hunter, Willis Bunch & Mill Harrell, being Chosen tried and sworn, say they find all the issues in favor of the plaintiff and assess his damages to nineteen hundred and six dollars and thirteen cents.

State of North Carolina.
Gates County.

J. R. Blouwer, Clerk of the
Superior Court of the County and
State aforesaid, do hereby certify
that the foregoing contains a full
Transcript of the records, in a action
of Trespass, between Josiah H.
Riddick, plaintiff, and Richard H.
Riddick, defendant.

In Testimony whereof, I have
herunto set my hand and af-
fixed the seal of said Court,
at Office in Gatesville, this
the 25th day of June 1874.

R. R. Blouwer,
Clerk.

Mr 3
J. H. Riddick

v

Coe Riddick Exp.

sent for Rent.

Free \$2.00

State of North Carolina. }
Gates County: }

Be it Known

That at a Court of Pleas and Quarter Sessions begun and held for the County of Gates at the Court House in Gatesville on the 3rd Monday in November 1843, James R. Riddick, Sheriff returned the following writ in words, letters and figures to wit:

State of North Carolina } ss. Court of Pleas & Quarter Sessions
Gates County: } Aug Term 1843.

John Den complains of Rich^d's Hen in Custody &c. for this cause to wit. for that whereas Joseph H. Riddick on the 1st day of Jan'y 1840 at Gates County aforesaid had devised, granted, and to farm let to the said John Den a certain tract or parcel of land situated and lying in the County aforesaid and bounded as follows, viz: Adjoining the Opeake Swamp, the lands of John Brothus, dec'd, the lands formerly owned by Jason Franklin, dec'd, the boomman Mill formerly called the Luke Sumner Mill, the lands of Riddick Jones & others, which tract of land is known by the name of Providence, containing five hundred acres be the same more or less, and lying on both sides of the main road leading from Opeake Swamp to Suffolk, Virginia

2

with the appurtenances, to have and to hold the said tract or parcel of land and appurtenances to the said John Doe and his assigns from the said 1st day of Jan'y in the said year to the full end and term of twenty years thence next ensuing and fully to be completed and ended, by virtue of which demise the said John entered into the said premises and was thereof possessed, and the said John being so possessed thereof, the said Rich^d afterwards that is to say on the 2nd day of said month of January in the same year with force and arms entered into the said tract or parcel of land and appurtenances which the said Joseph H. Riddick had demised in form aforesaid for the term aforesaid and which is not yet expired and ejected the said John out of his said farm and other wrongs to him did to the great damage of the said John, against the peace and dignity of the State, whereby the said John saith he is injured and damaged to the value of twenty pounds and therefore he brings suit &c.

John Doe }

Rich^d Roe } Pledges to prosecute

Mr. William McGuire

Searsin: I am informed that you are in

possession of or claims title to the premises men-
tioned in the above declaration of Ejectment
or to some part thereof; and I being sued in
this action as a casual ejector and having
no claim or title to the same do advise
you to appear by some Attorney at the
next term of the Court of Pleas & Quarter
Sessions to be held at Gatesville for the
County of Bates on the 3rd Monday of Nov.
inst. and then and there cause yourself
to be made defendant in my stead other-
wise I shall suffer judgment to be en-
tered against me and you will be turned
out of possession. This 9th day of Nov. 1843
Your Loving Friend,

Rich^d Fern.

Upon which the Sheriff made the follow-
ing return: Executed by delivering a copy
of this Ejectment to Wmth H. Mc Guire this
10th Nov. 1843. (Signed) J. R. Riddick, Sheriff

At the same term, to wit: Nov. Term 1843
the defendant by his Atty A. Moore & A. A. Gil-
liam comes into Court and pleads. Rule
upon the atty of the plaintiff to give
security for the Costs of this suit on or before
the 1st day of next term of this Court or
the suit to stand dismissed. The defen-
dant enters into the Common rule and
pleads not guilty.

4
February County Court 1844.

Deu on demise of }
Josiah H. Riddick }

vs.

Fen & Wm H. McGuire } Security given.

Plaintiff called and non suit.

Appeal prayed and granted to the next Superior Court of law to be held for the County of Gates at the Court House in Batesville on the 1st Monday after the 4th Monday in March next.

State of North Carolina. }

Gates County. }

Know all men by these presents that whereas a certain suit is now pending in the County Court of said County, being an action of Ejectment wherein Josiah H. Riddick is plaintiff and William H. McGuire is defendant, we bind ourselves, our heirs, executors and administrators jointly and severally to pay to the said Wm H. McGuire all such costs and damages as may be adjudged against the said Josiah H. Riddick by the Court having cognizance thereof in the event of an unsuccessful prosecution of said suit by said Josiah H. Riddick given under our hand and seal this day of Feb. 1844

Test-

Willis F. Riddick

(Signed) James R. Riddick

Lafiter Riddick

5

State of North Carolina,
Gates County:

I, William G. Daughtry, Clerk of the Court of Pleas and Quarter Sessions for the County of Gates do hereby certify the foregoing to be a true, perfect and faithful Transcript of the proceedings had in the case of our own demise of Josiah H. Riddick against Fen and Wm H. McGuire as taken from the records of my Office.

In testimony whereof I have subscribed my name and affixed the seal of my Office at Gatesville this 13th day of March A.D. 1844. (Signed)

Wm G. Daughtry, Clk

At Spring Term 1844 of the Superior Court of said County of Gates this Cause was docketed, when the defendant, by his Attorney, came and pleaded "Not guilty - Stat. lim. R. & D." and said Cause was continued.

This Cause was continued at Fall Term 1844, Spring Term 1845 and at Fall Term 1845.

At Spring Term 1846 of said Superior Court held at Gatesville, before Hon J. L. Bailey, Judge of said Court, the parties aforesaid by their Attorneys aforesaid come, and Thereupon the following jurors, viz: Henry Carter, Levi Egan, Benja. Saunders, Rob. H. Ballard, James Brown, Daniel Williams, John D. Goodman, James Carter, Whitcomb Stollings, Reuben Esson, Miles Parker and John Blanchard, being chosen, tried and sworn to try the issues joined between the parties, say that the defendant is guilty of the trespass and ejectment as charged against, and assess his damages at six pence and costs."

State of South Carolina

To the Sheriff of Gates County, Greeting:

Whereas John Den lately before the Judge of our Superior Court of our Superior Court of Law held for Gates County at Gatesville on the first Monday, after the fourth Monday in March last past, by the course of the same, recovered his term yet to come of and in a certain tract or parcel of land with the appurtenances, lying and being in the said County and bounded as follows, viz: adjoining the Opeake Swamp, the lands of John Broth, dec'd, the lands formerly owned by Jason Franklin, dec'd, the Goodman Mill formerly called the Lake Summer Mill; the lands of Riddick Jones and Others which tract of land is known by the name of Providence, containing five hundred acres more or less, lying on both sides of the main road leading from Opeake Swamp to Suffolk, Virginia - against William H. McGuire, which Josiah H. Riddick of the said County, on the 1st day of January 1840 had demised to the said John Den to have and to hold the said tract or parcel of land, with the appurtenances, to him and his assigns from the 1st day of Jan'y

1840 until the full end and term of twenty years from thenceforth next ensuing and fully to be ended and completed, which is not yet expired: Whereupon the said William H. McGuire him the said John Den from his possession thereof hath expelled and removed, and the same John Den from his farm aforesaid hath ejected:

Wherefore we Command you that without delay you cause the said John Den to have his possession of his farm aforesaid, yet to come of and in his said tract of land aforesaid with the appurtenances: And in what manner you shall have executed this our writ do you make appear to the Judge of our said, at Gatesville on the first Monday after the fourth Monday in September next: And have you then and there this writ: Witness William J. Baker, Clerk of our said Court at Gatesville, on the first Monday after the fourth Monday in March in the 70th year of American Independence A.D. 1846

Issued April 6th

1846.

Will: J. Baker, Clk.

At Fall Term 1846 of said Superior Court, James R. Riddick, Sheriff of said County of Gates, returned the foregoing Writ of Possession, endorsed "Executed by putting Josiah H. Riddick in possession of the within named tract or parcel of land this 7th day of April 1846."
(Signed) J. R. Riddick, Sheriff.

State of North Carolina, }

Gates County: }

I, R. B. Couper, Clerk of the Superior Court of the County and State aforesaid, do hereby certify that the foregoing contains a full, true and perfect Transcript of the record, in an action of Ejectment tried in said Court between Josiah H. Riddick plaintiff and Mrs. H. McQuire, defendant.

In testimony whereof I do hereunto set my hand and affix the seal of my said Court, at Office in Gatesville, this the 2nd day of July A.D., 1874.

R. B. Couper, Clerk

Nr 2

Jonah H. Riddick

Dr. } Transcript

Wm H. McGuire

Fees \$4.00

State of North Carolina, }

Gates County: }

Be it known that at a Court of Pleas and Quarter Sessions begun and held for the County of Gates at the Court House in Gatesville, on the 3rd Monday in November, 1843, James R. Riddick, Sheriff returned the following writ in Sutes, Words and figures, to wit:

State of North Carolina, } Court of Pleas & Quarter Ses-
Gates County: } sions, Aug. Term 1843.

John Den complains of Richard Fenn in custody &c. for this cause, to wit: For that whereas Josiah R. Riddick on the first day of Jan'y in the year 1840, at Gates County aforesaid had demised, granted and to farm let to said John Den a certain tract or parcel of land situated and lying in the County aforesaid, and bounded and bounded as follows, viz: adjoining the lands of William B. Whitehead, Riddick Jones, Duncany Vann & others, containing seven hundred acres more or less and known as the Marsh Plantation with the appurtenances, to have and to hold the said tract or parcel of land and appurtenances to the said John Den and his assigns from the said first day of January in the said year to the

full end and term of twenty years thence
next ensuing and fully to be completed
and ended, by virtue of which demise
the said John entered into the said prem-
ises and was thereof possessed, and the
said John being so possessed thereof the
said Richard afterwards, that is to say
on the 2nd day of same month of Jan'y
in the same year, with force and arms
entered into the said tract of land and ap-
partenances which the said Josiah H. Red-
dick had demised in form aforesaid
for the term aforesaid, which is not yet
expired, and ejected the said John out of
his said farm and other wrongs to him
did to the great damage of the said Jno.
and against the peace and dignity of the state,
whereby the said John saith he is injured
and damaged to the value of twenty pounds
and therefore he brings suit &c.

John Doe }
Rich'd Roe } Pledges to Prosecute

Mr. Jethro Brinkley

I am informed that you are in posses-
sion of or claim title to the premises men-
tioned in the above declaration of Ejectment,
in to some part thereof, and I being sued in
this action as a casual ejector and having

no claim or title to the same do advise
you to appear by some Attorney at the next
term of the Court of Pleas and Quarter Ses-
sions to be held at Gatesville for the County
of Bates, on the 3rd Monday in November
next, and then and there cause yourself
to be made defendant in my stead - otherwise
I shall suffer judgment to be entered
against me and you will be turned out
of possession. This, 9th day of Nov. 1843.

Your Loving Friend,

Rick's Hen.

Upon which the Sheriff made the fol-
lowing return "Executed by delivering
a copy of this ejectment to Jethro Brink
by this 10th day of Nov. 1843

Signed J. R. Riddick, Sheriff

At the same term, to wit; November
term 1843, the defendant comes into
Court by his Attorneys H. A. Gilliam &
Augustus Moore, and pleads "Rule upon
the wife of the plaintiff to give security for
the costs of this suit on or before the 1st
day of the next term of this Court or
the suit to stand dismissed. The defen-
dant enters into the common rule
and pleads not guilty."

Feb'y County Court, 1844.

Dem on Demise of
Josiah H. Riddick,

vs.

Security given.

Frem & Jethro Brinkley.

Plaintiff called and now suit.

Appeal prayed and granted to the
next Superior Court of Law to be held
for the County of Gates at the Court House
in Gatesville on the 1st Monday after
the 4th Monday in March next.

State of North Carolina.

Gates County:

Know all men

by these presents that whereas a certain
suit is now pending in the County Court
of said County, being an action of
Ejectment, wherein Josiah H. Riddick is plain-
tiff and Jethro Brinkley is defendant. we
bind ourselves, our heirs, executors and admin-
istrators jointly and severally to pay to the
said Jethro Brinkley all such costs and
damages as may be adjudged against the said
Josiah H. Riddick by the Court having cognizance
thereof in the event of an unsuccessful prose-
cution of the said suit by said Josiah H. Rid-
dick. Given under our hands and seals this day of

Feb. 1844

Jos. - Miller H. Riddick

James R. Riddick

Lafayette Riddick

Read

Read

State of North Carolina, }

Gates County: } J. William G. Daugh-
try, Clerk of the Court of Pleas and Quarter
Sessions for the County of Gates, do hereby
certify the foregoing to be a true, per-
fect and faithful transcript of the
proceedings had in the case of Sum on
Demin of Josiah H. Riddick vs. Fen & fithro
Brinkley as taken from the records
of my Office

In Testimony whereof I have hereunto
subscribed my name and affixed the seal
of my Office in Gatesville this 13th day of
March A.D. 1844. Signed

Wm. G. Daughtry, Clerk.

At Spring Term 1844 of the Superior
Court of said County of Gates this cause
was docketed, and the defendant,
by his Attorney came and pleaded
"Not guilty. Stat. Lim. R. & I." and
said Cause was continued.

At Fall Term 1844, Spring term
1845 & Fall term 1846 this cause was
continued.

At Spring Term 1846 of said Superior
Court held at Gatesville, before Hon. J. L.
Bailey, Judge of said Court, the parties
aforesaid by their Attorneys come,

and Thereupon the following jurors, viz: Henry Carter Levi Cure, Benja. Saunders, Rob. H. Ballard, James Brown, Daniel Williams, Jethro D. Goodman, James Carter, Whitmel Stallings, Reuben Eason, Miles Parker and Jethro Blanchard being chosen, tried and sworn to try the issues joined between the parties, say that the defendant is guilty of the trespass and Ejectment charged against and assess his damages to six pence and costs."

State of North Carolina.

To the Sheriff of Gates County. Greeting:

Whereas John Den lately before the Judge of our Superior Court of Law held for Gates County at Gatesville on the first Monday after the fourth Monday in March last past by the course of the same recovered his term yet to come of and in a certain tract or parcel of land with the appurtenances, lying and being in the said County bettered and bounded as follows, viz: Adjoining the lands of William B. Whitehead, Riddick Jones, Dempsey Vann & others containing seven hundred acres more or less and known as the "Marsh Plantation"

against Jethro Brinkley of the said County
on the 1st day of January 1840 had de-
mised to the said John Den to have and
to hold the said tract or parcel of land
with the appurtenances, to him and his
assigns from the 1st day of Jan'y 1840 until
the full term and end of twenty years
from thenceforth next ensuing and fully
to be ended and completed which is not
yet expired: Whereupon the said Jethro
Brinkley him the said John Den from
his possession thereof, hath expelled
and removed, and the said John Den
from his farm aforesaid hath eject-
ed. Therefore we Command you, that
without delay, you cause the said John
Den to have his possession of his farm
aforesaid yet to come of and in his said
tract of land aforesaid, with the appur-
tenances: And in what manner you
shall have executed this our writ, do
you make appear to the Judge of our
said Court to be held for Bates County
in Gatesville on the first monday after
the fourth monday in September next.

And have you then and there this
writ. Witness Wm. J. Baker, Clerk of
said Court, at Gatesville, on the first

monday after the fourth monday in
~~September~~ next. And have your return
and return this with March A.D. 1846.

Issued the 6th of } Will: J. Baker, Clerk
April 1846.

At Fall Term 1846 of said Superior
Court, James R. Riddick, Sheriff of said
County of Gates, returned the foregoing
writ of possession, endorsed "Executed"
by putting Josiah H. Riddick in posses-
sion of the within named tract on
parcel of land this 7th day of April
1846.

(Signed) J. R. Riddick, Shff.

State of North Carolina,

Gates County:

J. R. Bls Bowper,

Clerk of the Superior Court for the County and
State aforesaid, do hereby certify that the
foregoing contains a full true and
perfect transcript of the record in my
Office, in an action of Ejectment tried
in said Court between Josiah H. Rid-
dick, and Jethro Brinkley, defendant.

In testimony whereof I do hereunto
set my hand and affix my seal of
Office at Salisbury, this 3rd day of July
1874.

R. B. Bls Bowper, Clerk.

Josiah H. Riddick
vs
Jethro Brinkley
Plaintiff

Riddick's

v

Riddick's

5 Ex. with
supplemental
answer

Nauvomo, County to wit.

I W E Lechoen Clerk of the Circuit
Court Grant County do certify that R T
Riddick this day personally appeared before
me and made oath to the amendments
as stated in the foregoing answer, given
under my hand this 4 July 1878

W E Lechoen Clerk

At the request of the Defendant,
claimed by the Defendant as his own
Devised to this respondent for frequently
referred to by Josiah Henry Kiddick
of which fact, he has no knowledge when he filed his
original answer

The amended or supplemental answer of Richard Taylor Kiddick to a Bill in Chancery exhibited in the Circuit Court of Hansemond County, Virginia, against him and others by Josiah Henry Kiddick a person of unsound mind suing by Benjamin W. Jones his next friend

This Respondent by leave of the Court files this, his amended or supplemental, answer and says: That, since the filing of his original answer in this case, he has come into possession of ^{the} facts ^{hereinafter set forth} relating to the recovery of the said, in North Carolina and had ~~no definite knowledge at that time~~; that when the events took place which he is about to refer to, he was of tender years and wholly ignorant of them; and that they chiefly transpired in the State of North Carolina.

That the Testator, Col. Josiah Kiddick had lands in Virginia and in North Carolina and among those which he claimed as his own in North Carolina, was the ^{propriety of} Marsh plantation worth at least \$3000, and containing 600 acres, more or less, and which was rented out to one Jethro Brinkley; and of another tract of land of 500 acres, more or less, rented out to Wm. H. McGuire and worth \$2000.

That the annuity of \$200 to said Josiah Henry Kiddick, in the will of said Col. Josiah Kiddick was based on the belief of said Col.

Josiah Riddick that he was the owner of said two parcels of land, as well as his other real and personal estate in North Carolina and Virginia.

That notwithstanding these facts, the said Josiah Henry Riddick in his own name, brought suits to recover the two tracts of land aforesaid and at the Spring Term 1846 of the Superior Court of law held for Gates County, North Carolina, the possession of the Marsh plantation aforesaid in possession of Jethro Brinkley and the other farm in possession of Wm H. McGuire, were recovered by said Josiah Henry Riddick, as will appear by transcripts of the record of the said Court filed herewith as part of this answer and marked A. 1 and 2.

That a suit was also instituted in said Superior Court of law of Gates County, North Carolina by said Josiah Henry Riddick against the executors of Col. Josiah Riddick aforesaid and at the fall term 1850 of said Court a judgment was rendered in favor of said Josiah Henry Riddick against said Executors for \$1906.13 for rents, as will appear by a transcript of the record of said case filed herewith as part of this answer and marked A. 3.

That said Josiah Henry Riddick took possession of the farm aforesaid of 500 acres occupied by Wm H. McGuire and has lived on

it ever since. — That the said Josiah H. Riddick by deed dated the 3d. day of April 1846 conveyed the said Marsh ^{or plantation} plantation to James R. Riddick, and William S. Riddick, trustees, as will be seen by a copy of said deed filed herewith as part of this answer and marked ch. 4.

That the said James R. Riddick one of said trustees did on the 29th. May 1846 by deed of that date, convey the said Marsh plantation to one Robert R. Hill for \$3150 as will be seen by a copy of said deed filed herewith as part of this answer and marked ch. 5.

Your Respondent is advised and says that by the suits brought by said Josiah H. Riddick he elected to take the said lands against the will of his father, the said Col. Josiah Riddick and is not entitled to claim the legacy or annuity of \$200 as named in said will and also the said lands and having elected to take said lands is barred from the recovery of said annuity.

Your Respondent is further advised and says that under the suit referred to in his original answer and which was brought in the Circuit Court of Chaussemand County by your Respondent against the executors of Col. Josiah Riddick deceased to get possession of the estate to which he was entitled under the will of said

deceased, the said Court as therein stated, directed the investment of \$4000. in Virginia State stock. to meet said annuity and that such arrangement and provision was an appropriation of a part of said testator's estate to meet said annuity and released the remainder of the said estate from further charge on that account.

Your Respondent says that the payments made to said Josiah H. Riddick whether in Virginia State stock or otherwise and whether depreciated or not, were valid and being received by him in discharge of his annuity cannot now be demanded again. That the said Josiah H. Riddick in the suits and deeds aforesaid, acted in his own name and without a next friend and if competent for that purpose is also competent to execute a Receipt.

That whether the views of your Respondent are correct or not as above set forth, he claims that the annuity of \$200, should at any rate be abated in the same proportion, the value of the lands recovered by said Josiah H. Riddick bear to the lands received by your Respondent.

That the value of any state stock paid to or received by said Josiah H. Riddick in payment of the said annuity, was affected by

the late war over which your Respondent had
no control and which caused a loss to
your Respondent of nearly all the estate
he received of said testator.

Your Respondent prays to be hence
dismissed.

Richard T. Riddick

Hausmann County, Texas:

This day Richard Taylor Riddick
personally came before me and made oath
that the facts and statements contained in
the foregoing answer are true to the best of
his belief.

Given under my hand this 15th.
July 1874.

W. E. Cotton

Clerk Hausmann Co.

Riddick p. 10.

m

Riddick sal.

amended or supplemental
answer of

Rich? Taylor Riddick

Filed Oct. 1st, 1876,

Dr Josiah H Riddick (son of Col. Josiah Riddick dec'd)
In Account with John R Kelly Trustee, appointed in order of
the Circuit Court of Nansmond County, of April Term 1869

1869	Jan 1	By Balance due the Trust fund of Richard H. Riddick dec'd late Trustee, on settlement recorded in Nansmond Circuit Court - Balance being in Virginia State Stock, for interest funded on State Stock held by him			\$ 135 50
"	May 24	By 2 per Cent interest on \$4000: Due State Stock held as Trustee aforesaid (less State Tax)			76 00
		To Cash paid expenses to Richmond to transfer Stock.	\$ 12 00		
		" 2 per Cent Comm. on \$4000. Stock received of former Trustee's admor. and for transferring same	\$ 80 00		
"	" 29	To Cash paid Josiah H. Riddick, Balance of Annuity of 1867. per rec:	\$ 59 00		
"	" "	do: do: same in full of annuity			
"	" "	By Virginia state stock held under above order of Court	\$ 200 00		
"	" "	To Virginia State Stock, held by John R. Kelly Trustee	\$ 4000 00		4000 00
"	Nov 15	By Cash of Interest due 1st Jan. 1869			38 00
"	" 20	To Cash paid P.B. Pears Clerk for ticket	\$ 2 00		
1870	Jan 1	do: do: Josiah H. Riddick Annuity of 1869. per rec	\$ 200 00		
"	Feb 4	By 1 per cent interest on State Stock. less tax			38 00
1871	Jan 1	To Cash paid Josiah H. Riddick annuity of 1870 per receipt	\$ 200 00		
"	" "	" 5 per Cent Comm. on \$287.50 (cash recd)	\$ 14 37		
"	" "	By Sale of the \$135.50 Va. state stock rec'd of former Trustee			67 75
		Carried over	\$ 4767 37	\$ 4355 25	

1871 Jan 1. Amos: Brest. on \$4767.37 \$4355.25
 To difference, between the Stock charged
 the Trustee, and amount for which the
 same was sold. 67.75 " "
 " 5 per Cent Comm^s on \$67.75 3.38 " "
 " interest on payments in foregoing acc^t
 current over and above receipts 40.00 " "
 " retained to pay Comm^r. for making
 up this acc^t 5.00 " "
 " By this sum due Trustee to bal acc^t " " 528.25
 \$4883.50 \$4883.50
 1871 Jan 1. To Balance due Trustee not down \$528.25

Commissioner's Office,

Suffolk, Va. July - 21st 1871

Circuit
 To Nansemond County Court:

Your Commissioner reports to Court that John R Kilby, Trustee for Josiah
~~the~~ H. Riddick has exhibited
 before him a statement of all moneys received by the said Trustee or with
 which he had become chargeable or had disbursed, during the periods embraced in the foregoing account,
 together with the vouchers in support of the disbursements. That he finds a balance of Five Hun-
 dred and twenty eight dollars and twenty two cents (\$528.25) to be due
 by the said Josiah H. Riddick to the said John R Kilby Trustee on
 the 1st - - day of January - 1871, with interest thereon from that day. That
 the said account is supported by satisfactory vouchers, and that the said
~~has given such bond as the law requires, the penalty whereof and~~

That the said Trustee was embraced in the list of Fiduciaries posted
 up at the front door of the Courthouse of Nansemond County, on the first day of April
 Court last, and now on this day, (ten days having elapsed since the same was thus posted up,) the foregoing
 account is made up and completed.

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

Peter B. Perkins Commissioner.

I hereby certify, that the foregoing account & Report
are copies from the originals made out by me, and to
be recorded.

Peter B. Prentiss. Commr.
July 21st: 1871

Josiah H. Riddick

with { copy 1st acct.

John R. Kelly, Trustee.

Exhibit No 1,
with Kelly's answer

The Joint and separate answer of John R. Kilby, Trustee under the will of Isaiah Riddick and as admr. of Richard H. Riddick Decd, to a Bill in Chancery exhibited against him &c in the Circuit Court of Staunton County by Immanuel Riddick, a person of unsound mind, suing by Benjamin W. Ingham, his next friend.

This Respondent in answer to the statements contained in said Bill adopts the answer of Richard J. Riddick, filed in this cause as containing all that this Respondent could say, so far the said answer goes, and in addition thereto says. That since his appointment as Trustee, he has regularly paid the annuity of \$200. referred to & in order to do so has advanced the sum of \$528.25, up to the first of Jan'y 1871. — as will be seen by a copy of his account filed herewith as part of this answer, marked No 1.)

That the \$4000 of Virginia State Stock came into his hands as said Trustee which under a recent Law he has, funded and received new stock for, to wit:

Registered Bonds of said state	\$3000.00
Certificate for	66.67
	\$3066.67
	and

a certificate for \$1533.33, the payment
of which is dependant on a settlement between
Virginia and West Virginia -

Your Respondent claims, that he
alone is entitled to receive any amount
that this Court may decree (if any thing)
in this cause, (and that under no
circumstances, should the same be paid
to the plaintiff or his agents, for the reason,
set forth in Richard J. Riddick's answer
aforesaid - Your Respondent prays that
the amount aforesaid may be paid out
by a sum in gross, and out the trust,
and having answered &c.

John R. Kelly Trustee &c

Shown to before me this 5th day of October 1871
Hilli E. Bohon Clerk.

Riddick sal.

1)

Riddick &

owner of
John R. Kilby

To the Circuit Court of Hansemond County.

The answer of Richard J. Riddick to a Bill in Chancery, exhibited in the Circuit Court of said County, by Josiah Henry Riddick a person of unsound mind, suing by Benjamin W. Jones his next friend, against him & others.

This Respondent says — That it is true Col. Josiah Riddick died & left the will referred to in said Bill, in which an annuity of \$200 is provided for his son, the said Josiah Henry Riddick, and by said will he named certain Executors & Trustees.

That Richard H. Riddick one of the Executors took upon himself the office of Trustee for said Josiah Henry Riddick, under the said will, & discharged its duties till the day of his death in January 1868 —

That under the said will of Col. Josiah Riddick, he gave the most of his estate to your Respondent's father (Josiah Riddick Jr) for life & then to his oldest male child that should arrive to twenty one years, & your Respondent is that child, & on the death of his father received the property referred to.

That the said Richard H. Riddick Trustee as aforesaid, as your Respondent is informed & believes, regularly paid the annuity of \$200 as aforesaid, & regularly

returned an account of his transactions
to said Circuit Court, & which, ^{was} regularly
confirmed by said Court - as the exhibits filed
with the bill will show.

That he has been informed & believes
that some time previously to the late war (about
1858) a suit in Chancery was brought in this
Court to set apart an estate sufficient
to produce income enough to pay said annuity
and that accordingly \$4000 in Virginia
state stock were then set apart & placed
in the hands of said Richard N. Riddick
Trustee aforesaid for that purpose - The
records of said suit cannot now be
produced, the same having been destroyed
by fire in February 1866, with the Clerk's
office & all its records - That after the
death of said Richard N. Riddick, the
said Circuit Court appointed Thos. R. Kelly
Trustee to administer said fund & into
whose hands the said \$4000. of state stock
came, & that he has regularly paid the
said annuity as his account filed with
his answer will show, & that in order to
do so he has advanced up to 1st Jan 1871 the
sum of \$528.25⁰⁰

This Respondent has no personal
knowledge as to how or in what funds the

said Richard H. Riddick, trustee as
after and paid said annuity, the trustee
relies on the accounts after and as evidence
that said annuity has been properly
paid -

Your Respondent, however says that
if it should appear to the Court, that the
said annuity was paid by said Richard H.
Riddick trustee after the was ended in
a depreciated fund; that still your Respondent
claims that it was a full discharge of said
annuity, the same having been (if at all)
accepted in full payment - That if appear
such payment was made in a fund which
did not realize par in present currency,
and the Court should decide that the
difference should be made up out of the
estate left by said Col. Josiah Riddick, &
now owned by your respondent, that then this
Respondent protests against any portion
thereof being ~~being~~ paid to the plaintiff,
or their agents, and claims that if any
such sum is to be paid by your Respondent,
that it shall be paid to John R. Kelly
the legally authorized trustee of said
Josiah Henry Riddick, to be expended in
accordance with the said will - That
the said Col. Josiah Riddick, greatly disapproved

of his said son marriage & expressly
provides in his will against any part
of said annuity being expended for
the benefit of any one but himself -

That the next friend of said Mariah
Henry Riddick is the son in Law of said
Mariah Henry Riddick, and as your res-
pondent believes irresponsible - That the
said Mariah Henry Riddick has declared that
this suit has been brought against his
wishes without his authority & as son of
said Mariah has declared to the same
effect - That the said suit has been
instigated by the wife son in Law of said
Mariah Henry Riddick, & for their own benefit
- persons against whom, the said Col. Mariah
Riddick, aimed in his will to guard against
- The said wife son in Law, undertaking
as your Respondent is informed to give one
half to their Attorney, of whatever may be
got, if anything, & they get the other half -
against all which arrangements your
Respondent protests.

Your Respondent says that if the
Court should decide that any amount
is to be paid by him, he is ready to do so.

Your Respondent further says that
he is anxious to cancel said annuity

and to pay it off, and prays that the
present value of said annuity
may be ascertained & that he may
be permitted to pay the same at once,
and having annuities to
Rich^d L. Kiddick

Virginia

Nansemond County to wit {

I, John R. Kelly, a Notary
Public in and for said County, State of
Virginia, do certify that this day Richard L.
Kiddick whose name is signed to the
foregoing answer, came before me & being
sworn says, that the facts & statements as
set forth in said answer are, so far as
they depend on his own knowledge, true, and
that so far as the same depend on in-
formation derived from others, he believes
to be true. Given under my hand
this 5th Oct. 1871.

John R. Kelly,
Notary Public

Riddick to friend

m.

Riddick Jr.

answer of
Rid? J. Riddick

this day ten having elapsed since the same
was posted up the foregoing account - and
report, as made up and completed.

Given under my hand as Commissioner in
Chancery of the Circuit Court for said County -
the day and year first mentioned

Peter B Prentiss Commissioner

At a Circuit Court held for Hanson and County
the 12th day of October 1868

This account of Richard H Riddick's Trustee
under the will of Col^d Josiah Riddick deceased,
which was filed in the Clerk's Office of this County
on the 3^d day of September 1868 by Peter B Prentiss
Commissioner, was this day examined by the Court
and no exceptions having been filed thereto and
no error appearing on the face thereof is confirmed
by the Court - and ordered to be recorded

Teste

Copy

Peter B. Prentiss Clerk

Teste

H. E. Cohen Clerk

Commissaries Office
Suffolk Va August 31st 1868

To The Circuit Court of Hansemond County
Your Commissioners reports to the Court, that Richard
H. Riddiers, the Trustee under the will of Col^o Josiah —
Riddiers deceased has exhibited before him a statement
of all money received by the said trustee or with which
he had become chargeable, or had disbursed, during the
period embraced in the foregoing account together with
the Vouchers in support of said disbursements. That he
finds a balance of one Hundred and fifty five dollars
and fifty Cents (\$135.50) to be due by the said Trustee,
to the said Estate, on the first day of January 1868, and
that said balance is represented by funded bonds upon
the Treasury of the state of Virginia given for the interest
upon the state stocks, held by the Trustee, and is now
greatly depreciated and cannot be considered avail-
able except at their current market value, to pay
the balance due the Annuitant Josiah H. Riddiers,
his annuity of \$200, under the will of Col^o
Josiah Riddiers deceased, for the year December
31st 1867. Your Commissioners also reports the
death of Richard H. Riddiers, the last surviving
Trustee under the aforesaid will, which occurred on
the 14th day of January 1868. And that the said
Richard H. Riddiers was embraced in the list
of Fiduciaries posted up at the front door of the
Court House of Hansemond County on ~~the~~ first
day of August County-Court last, and now on

Riddick Josiah	60 ^{cts}	Dr., The estate of Co. ^l Josiah Riddick Decr ^d	
Settlement		In act with Rich ^d H Riddick trustee under the will of said Dr - Cr	
1862 Jan'y 1 st		By Bal due the estate on Settlement made this day	\$ 4 50
1867 July 1		" Ant of Int at 5 per cent on \$4000. Virginia State Stock	
" "		received in funded bond for June 30 th	960 00
" "		To paid Josiah H Riddicks Annuitant " his	
" 3 "		annuity of \$200 for 1862, 1863, 1864 & 1865 per receipt \$800 00	
" "		By Ant of Int on \$4000 Virginia State Stock for	
" "		1866 at 5 per cent (received in funded bond)	240 00
" "		To paid Josiah H Riddicks Annuitant his	
" 5 "		annuity of 200 for 1866 per Receipt	200 00
" "		5 per cent Commis on \$960	48 00
" "		" " " " " 240	12 00
July 1 st		By Ant of Int at 4 per cent on \$4000 Virginia	
" "		State Stock for 6 mos 1867	80 00
" "		To p ^d State tax on same @ 5 per cent	4 00
" "		" " Josiah H Riddicks ann Act of Annuity	
" "		per Receipt	65 00
1868 July 1 st		By Ant of Int at 4 per cent on \$4000 Va state	
" "		Stock for 6 mos 1867	80 00
" "		To p ^d state tax on same @ 5 per cent	4 00
" "		" " Josiah H Riddicks ann Act	
" "		annuity of \$200 Thos Wilson Treasr per Rept	76 00
" "		" 5 per cent Commis on \$160 recpt for 1867	8 00
" "		Reserved to pay Comd for this report	10 00
" "		" " " Clerk of Court for recording	
" "		this report	2
" "		Bal Due Estate	135
			\$1364 50 1864-50
1868 July 1 st		By Balance Due the est brot down	\$135 50

Coma Report
of
Rich^d H. Riddick
Trustee } of Josiah Riddick
By Richard B

Filed June 1871
Page 75—

I Josiah Kiddick Son of Solder Stope in the County,
of Hanover in the State of Virginia do hereby make
my last Will & Testament in manner & form that
is to say -

First. I leave the whole of my estate both real
& personal for the payment of my just debts
and funeral expenses -

Secondly, I hereby liberate and set free the following slaves
to wit: Ann the daughter of my negroe woman Phillis
and Tobias, Willis - Millicent, & James children of my
negroe woman Maria & the future increase of the females
of the said negroe slaves, whether born before or after
my death, so soon as the said female slaves shall arrive
to the age of eighteen years & said male slaves
if they shall choose to accept their freedom as they shall ~~each~~ ^{respectively} at the
shall ~~arrive~~ ^{arrive} to the age of twenty one years
age before mentioned, that is the female at eighteen years of age and the male
~~at age~~ ^{at age}; And so no difficulty may hereafter arise
Twenty one years

as to the ages of the said slaves, I would here state that
negroe Ann is now fifteen years old. negroe Tobias
twelve years of age, negroe Millicent ten years of
age, negroe Willis nine years of age, and negroe
James eight years of age. If the females of the said
slaves, shall accept their freedom, as each of
them shall respectively arrive to the age of eighteen
years as aforesaid, then the increase of the said female
slaves, whether born before or after my death, shall
be free, during that the mothers & their children
or ~~any~~ shall enjoy freedom at the same time
upon the acceptance of the said slaves or any of them

of their freedom as aforesaid. I direct my executors herein after named to pay them the sum of One hundred dollars each, for the purpose of removing them to some one of the Free States in this Union - or to the Colony, of Liberia in Africa, If any one of the said female Negroe Slaves, shall ~~die before~~ the period for their acceptance of their freedom shall arrive, bearing a child or children as aforesaid the said child or children if male shall have full power and authority to accept their freedom on their arrival to the age of twenty one year of age - and if females they and their increase shall have power to accept their freedom on their arrival to the age of eighteen years, that is the acceptance of freedom by the mother ^{or mothers} shall be an acceptance for their children of their freedom -

Thirdly, Believing that my poor unfortunate son Josiah Henry Riddick is not capable of managing property, nor do I believe he is capable of taking care of himself, being of an unsound mind. I leave him under the care & protection of my brother Mills Riddick and my friends William S. Riddick & Richard A. Riddick, son of Mills Riddick, to be well and comfortable taken care of, as is hereafter provided for. but no part of the provision that I shall herein after make for him, is not

to go either directly or indirectly to his present wife, who was Lavina Mathews or her children. Fourthly, upon the condition contained in the preceding or third clause of this my last Will an Testament I leave for the support of poor and unfortunate son Josiah Henry Riddick for and during the term of his natural Life the sum of Two Hundred Dollars pr-annum which annuity or sum of Two hundred dollars is to be raised out of my estate and hereby created a lien on the same for that purpose and which annuity my executors first and my Trustees hereinafter to be named, are to be raised out of the interest and profits of my estate & pay and transfer the same unto Mills Riddick, Wm. S. Riddick and Richard H. Riddick (son of Mills Riddick) whom I hereby trust for the purpose of receiving the said annuity, and applying the same in supporting my said son Josiah Henry Riddick for and during the term of his natural Life, and the said Trustees herein mentioned are to render an account annually of their transactions relative to the said annuity of two Hundred Dollars pr annum as aforesaid -

Fifthly. It is my will and desire that there shall be no sale of any part of my property, & I hereby direct there shall be no sale, unless it shall be found necessary, for the payment of my just debts.

Sixthly, I loan to my nephew Josiah Riddick just for and during the term of his natural life the use of the plantation on which I now reside, known by the name of ("Soldiers Hope") & the use of all the slaves on the said plantation viz: Moses, Beit, Albert, Foster, Belphe, Maria, Lydia, Lucy, William, Matilda and Dennis, also the use of all my other personal & chattel estate on the said plantation (excepting my bonds) accounts & moneys) & also I loan unto my said nephew Josiah Riddick just the use of the slaves liberated by the second clause in this my last Will & Testament until they shall respectively accept of their freedom as is herein before mentioned and provided. The loan of the use of the property in this clause of my Will contained, I make upon the express condition that my said nephew Josiah Riddick just take care and treat with great humanity all of my said slaves liberated as aforesaid during the time they are required by this my last Will & Testament to remain in service.

Seventhly, The residue of my estate including the real personal & mixed as well in the State of North Carolina as in the State of Virginia, I leave in the hands of my brother Mills Riddick and my friends William S. Riddick & Richard H. Riddick (son of Mills Riddick) whom I hereby appoint trustees for holding the residue

of my estate for the uses & purposes herein after
 mentioned to wit; first for the use & benefit of my
 said nephew Josiah Riddick jun. for and
 during the term of his natural life; and secondly
 after his death to & for the use and benefit of the
 male child or children which my said nephew
 Josiah Riddick may leave living at the period
 of his death, and after the death of my said nephew
 Josiah Riddick jun. the interest & profits arising
 from the said estate to be applied towards support-
 ing & educating of the male child or children
 which my said nephew Josiah Riddick jun.
 may leave until he or they shall arrive to the
 age of twenty one years, & upon the male child
 or children of my said nephew Josiah Riddick
 jun. arriving to the age of twenty one years,
 the estate hereby vested in the trustees as
 aforesaid, I hereby give & devise to him
 & his heirs or them & their heirs forever. But
 if my said nephew Josiah Riddick jun. shall
 die leaving no male child or children
 living at his death, then the estate mentioned
 in this clause of my Will, I give & devise
 to the male child or children of my brother
 Mills Riddick that may be living at his
 death. If my said nephew Josiah Riddick
 jun. shall die before he or they or either
 of them shall arrive to the age of twenty

one year, the estate hereby vested in the
trustees as aforesaid. I hereby give & devise
to him & his heirs, or them and their heirs forever
but if my said nephew Josiah Riddick first
shall die leaving no male child or children
living at his death, then the estate mentioned
in this clause of my Will, I give and devise
to the male child or children of my brother
Mills Riddick that may be living at his
death. If my said nephew Josiah Riddick first
shall die leaving a male child or children
living, and the said male child or children
shall die before he or they or either of them
shall arrive to the age of twenty one years
then I give and devise the estate mentioned
in this clause of my will, to the male
child or children of my brother Mills Riddick
that may be living at the period of the
death of the male child or children
of my said nephew Josiah Riddick
first

Eightly. The property which I have loaned
to my said nephew Josiah Riddick first
by the sixth clause of ~~my~~ this my last
Will & Testament (except that portion which
will be consumed in its use) I hereby
dispose of the same at his death in the
same manner as I have disposed of

the residue of my estate ~~in~~ in the preceding
or seventh clause of this my last Will
& Testament -

Ninthly. If the trustees hereby shall fail to
take upon themselves the character of
Trustees or shall die after accepting
the trust, or whenever from any cause
a trustee or trustees are wanting to
carry into effect the trust hereby cre-
ated, I request the Circuit Superior
Court of Law and Chancery for the County
of Stansemond to appoint from time to
time whenever it may be necessary, such
person or persons as trustees as may
be relied upon to execute the trust
created by this my last Will & Testament.
Tenthly. I give unto my friend Wm. William
S. Riddick my gold watch.

Lastly. I hereby appoint my brother Mills
Riddick and my friend Wm. William
S. Riddick, and my nephew Richard
H. Riddick (son of Mills Riddick)
executors of ^{this} my last Will and
Testament, and direct that no security
be required of them or any one of them, hereby
revoking all other or former Wills
or Testaments by me heretofore made
In witness whereof I have hereunto set

my hand and affixed my seal this 16th
 day of September, in the year One thousand
 eight hundred and thirty eight
 Signed, sealed, published
 & declared, as and for } J. Riddick Esq.
 the last Will & Testament
 of the above named
 Josiah Riddick Sr. in
 presence of us
 Arthur Smith
 Nathaniel Brothie
 Orajah Langston
 Benj. Wilkins
 Abram Norfleet
 Miles Sasser

State of North Carolina, }
 Gates County. } Office of Superior Court Clerk
 Feb. 17th 1871.

J. R. Blawyer, Probate Judge
 of Gates County, do hereby certify that the foregoing
 is a true copy of the last Will and Testament
 of J. Riddick, as appears of record in my Office.

In testimony of which I do here-
 unto set my hand and affix my
 seal of Office, at Gatesville the
 date above written

R. B. Blawyer, Clerk
 of the Superior Court & Probate
 Judge of Gates County.

To Hon. Geo. Blow, Judge of the Circuit
Court of Hansmann County.

Humbly com-
plaining sheweth unto your honor, your
Complainant Josiah Henry Riddick, a
person of sound mind, suing by Benjamin
W. Jones his next friend, that
Col Josiah Riddick died about 1838
seized and possessed of a very large and
valuable estate, and leaving but one
child, your complainant. The said
Josiah Riddick before his death executed
and published his last will and Testament,
which was duly proved and admitted to
record in the County Court of Hansmann County,
a copy of which is herewith filed, as a part of
this bill marked "A". The said testator
believing your complainant was of sound
mind, and incapable of managing property
or of taking care of himself, left him to
the care and protection of his executors
to be well and comfortably taken care of -
and for this purpose he left your complain-
ant an annuity of two hundred dollars
for and during the term of his natural life,
which annuity he directed to be raised out
of his whole estate, and created it a charge
and lien on the same, and directed his
Executors to Transfer the said annuity to

unto Mills Reddeck, W. S. Reddeck and
Richard H. Reddeck, as Trustees, who were
to apply the same for the support of your
complainant. And the said testator directed
that the said trustees should render an
annual account of their transactions rel-
ative to the said annuity - All of which
will more fully appear by reference to
the third and fourth clauses of said will.

Your Complainant has been informed,
and therefore believes and charges, that under
said will there was transferred to the
said Trustees or to such of them as acted, four
thousand dollars of Virginia State Stock,
for the purpose of said annuity - For
many years prior to the late war, the said
Rich^d. H. Reddeck, was the only surviving
and acting Trustee under said will, he
continued to act as such until his death,
which occurred in 1868. The said Trustee,
as far as he knows and believes, paid your
Complainant the said annuity of two hun-
dred dollars, regularly up to the 1st of January
1862. Since said ^{last mentioned} day, your Complainant
has received nothing on account of his an-
nuity, except what appears to have been
paid him for the audited account of the
transactions of said R. H. Reddeck, which
was returned & filed in the office of record

County Court, on day of 1868, a
copy of which is herewith filed as a part of
this bill marked "B". Of the items,
\$800, and \$200, she refers in said account,
as having been paid to your complainant
as his annuity for 1862, 1863, 1864, 1865
and 1866, he says and charges, that the said
sums of \$800, and \$200, were paid to him
by the said Trustee in Virginia state bonds, taken
for funded interest - when the same was
offered to him your complainant refused to
take them, but being told and persuaded by
said Trustee or his agent, that unless he
took them, he would get nothing, and
being incapable from natural weakness of
mind of judging for himself as to his rights,
he took the said interest funded bonds, and
gave his receipt for the same. Your
complainant charges that the said bonds
at the time he received them were not worth
in the market over per cent of their
face value - and being compelled from his
necessities to sell them, he sold them at
cents to the dollar -

Your Complainant is advised that under
the will of his father, he was and is entitled
to have paid him annually two hundred
dollars - And that if this sum is not annually
paid him, he is entitled to the same with

interest - and that he is not compelled to secure
his annuity in any thing but money - and the
being of unsound mind he is not only entitled
to be dealt fairly by and to be accorded all
his rights by those who deal with him, but
that he is specially entitled to the protection
of the Court - The annuity left him
by his father was but a very small
pittance in comparison to his immense
estate - which he gave to others - It would
indeed be a severe hardship, if your com-
plainant, the only child of his father, and
from natural weakness of mind, incapable
of protecting himself, should be deprived
of the little to which he is entitled - He is
advised that his father charged this annuity
on his whole estate, that it might at all
times and under all circumstances,
so long as any of said estate existed, be punc-
tually and regularly applied to your
complainant's support. He is further
advised and claims that the whole of the
estate of the said testator remaining in
kind, is still charged with the annuity
provided for him - and if the fund hitherto
transferred to the trustees for the purpose of said
annuity, has from any cause been rendered
insufficient to yield the said annuity,

your complainant is entitled to have recourse to the other estate of said testator into whose soever hands it may be, for the purpose of raising and securing the regular payment of his said annuity -

Your Complaint charges that the \$4000 - of Virginia State Stock originally transferred to the said Trustee has from depreciation become insufficient to yield the said annuity - and that it will require the sale of much of the said stock to pay him the annuities now in arrears, and due him.

Your Complaint charges that the said testator, after charging his estate with the said annuity, and making provision for the emancipation of certain slaves in his will mentioned, bequeathed and devised the residue of his estate for the benefit of his nephew Josiah Reddick jr, for his life, and after his death to the male child of the said Josiah Reddick jr -; that the said Josiah Reddick jr, left but one child, to wit, Richard Taylor Reddick, now living, and that the said R. T. Reddick, under the provisions of said will became in possession of the said estate, that the said R. T. Reddick has disposed of the greater part of

the said estate, but he still remains in possession of and owns some of the real estate devised under said will - all of which your Complainant claims is charged with and liable for the said annuity -

Your Complainant further sheweth, that John R. Kilby has duly qualified as administrator of the estate of the said Richard H. Riddick - and that the said John R. Kilby by due appointment by order of the Circuit Court of Harrison County, is the sole Trustee under the will of the said Testator - as will appear by a certified copy of said order herewith filed marked "C" as a part of this bill, and that the said Trustee holds so much of the funds originally transferred to the Trustee for the purchase of said annuity as remains unexpended -

In tender consideration whereof, and inasmuch as your complaint is without remedy save in a Court of Equity where matters of this kind are properly cognizable and relievable, to the end that justice may be done

in the premises, he prays that John R. Kilby as Trustee under the will of Josiah Riddick, and the said John R. Kilby as adm'r of Richard H. Riddick dec'd, and Richard T. Riddick may be made parties defendants to this bill, and be required to answer the same; that the said John R. Kilby as Trustee under the will of Josiah Riddick be required to render an account of his transactions as such Trustee, and that he be required to answer particularly what funds are in his hands liable for said annuity, and that the said John R. Kilby as adm'r of Richard H. Riddick be required to render an account of the transactions of the said R. H. Riddick as Trustee under the said will of Josiah Riddick, and that he be required to answer particularly in what funds the said items of \$800. and \$200. dollars mentioned in the said audited account of R. H. Riddick Trustee, were paid to your complainant - and that the said Richard T. Riddick may be required to answer and show particularly what real estate he now holds and owns which was devised under under the will of Josiah Riddick, and what real estate which was devised to him under said will, which has been

sold by him, the persons to whom sold, and the
prices obtained for the same, and the
respective dates of said sales. That the
annuities in answer and due your Com-
plaint be paid him - that the said checks in
the hands of the trustee be red for that pur-
pose - and that a sufficient fund be raised
out of the other estate of Josiah Riddick
which came into the hands of the said R. J.
Riddick for the purpose of securing the
regular payment of the said annuity -
and that all other & further relief be granted
your Complaint that the nature of his
case may require, and he will ever pray &
God wit & Crockers
hij.

Riddick per fid

or } Bille

Riddick's trustee do

Chancery - notes

1871 Oct. 12

Leave to file answers

Riddick's

or

Riddick's Trustee

1871. 2^d June Sum. filed

" June 5. Bill Filed & Cond. Decree

" July R. C. D. C, as to all the
defts & in ms. of p'ty atto. cause
set for hearing.

1873 Oct. 2nd Sum. Decree for costs & leave to file amended answer

1874 Dec. 24. Security for costs given

" June 2nd Sum. Decree to sell land

" Aug. 7th Sum. Decree: Bond executed & filed

" Oct. 15th: Continued

1876. Apr. 10th: Decree to collect, make Dec 2nd

" Oct. 12th: Continued

1877. Feb. Report of Collection & Co

" Apr. 10th: Decree for fund to be paid over

" May 10th Report of h'gt. filed

" Oct. 10th Final Decree

Riddick &
N.

Riddick's trust
Chy notes

Mrs. R. Kelly Trustee.

To Alleviations Com. Dr.

Mar. 10th 1874 To taking depositions in

Riddick &c. vs. Kelly Trustee.

\$ 5. ⁰⁰/₁₀₀

To report as Comr. in same

\$ 5. ⁰⁰/₁₀₀

\$ 10.00

Cost of material furnished

ced (cedar)	\$8.14
(Prunella)	4.86
ally: 1 tree	16.50
shrub 1 1/2 H 20,	2.50
AC 10 - 100	18.00
4 7 Edward on	5.00
	\$50.00

Know all Men by these Presents, That we

J. F. Crocker and John R. Killy, and Wilbur
J. Killy

are held and firmly bound bound unto the COMMONWEALTH OF VIRGINIA in the sum of

Twenty five hundred dollars

Dollars; for the payment thereof, well and truly to be made to the said Commonwealth, we bind ourselves and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents.

Sealed with our seals, and dated this 9th day of August 1875, in the
15 year of the Commonwealth. And we and each of us hereby waive the benefit of

year of the Commonwealth. And we and each of us hereby waive the benefit of our
Homesick Hampton acts to this obligation.
THE CONDITION OF THIS OBLIGATION IS, That if the said *J. H. Crocker and*

John R. Kilby, who were by a decree of the Circuit Court of Harpersburg County, pronounced at the June Term of said Court 1875, in the cause of Mariah Sney Riddick vs. against John R. Kilby, Trustee, Richard Taylor Riddick to make sale of certain real estate and perform certain duties as therein named

shall faithfully discharge the duties of *their* said trust, *as Commissioners* —

 aforesaid, then this Obligation to be void, else to
 remain in full force.

Acknowledged in presence of

Peter B. Prentiss

J 7 Crocker [SEAL.]

John R. Kilby — (SEAL.)

Wilbur L. Kilby (SEAL.)

(SEAL.)

(STEAL.)

(SFAL.)

(SFAL)

(SEAL.)

J. F. Crocker & John R.
Kilby, Commrs:

To \$ Bond

Commonwealth:

Aug: 9th: 1875- Executed Hild.

Test, Peter B. Prentiss,
Clerk

John A. Reddick to
Kilby, Secy to the
Commrs, Bond

THE COMMONWEALTH OF VIRGINIA,

To the SHERIFF OF NANSEMOND COUNTY—Greeting:

YOU ARE HEREBY COMMANDED TO SUMMON

John R. Kirby Trustee
under the will of *Josiah Riddick*, *John R. Kirby*
administrator of *Richard H. Riddick* deceased
and *Richard J. Riddick*

to appear at the Clerk's office of the *Circuit* COURT OF NANSEMOND COUNTY, at the Rules to be holden for the
said Court, on the first Monday in *June* next, to answer

a Bill in Chancery, exhibited against *them*

in the said Court, by *Josiah Henry Riddick*, a person of unsound
mind, suing by *Benjamin H. Jones* his next friend

and have then and there this Summons. Witness, WILLIS E. COHOON, Clerk of our said Court, at his office,
this *2nd* of day *May* 1871, in the *95th* year of the Commonwealth.

W. E. Cohoon Clerk of the Court.

Executed June 5th 1871 and a full copy given to Josiah R. Riddick
trustee under the will, Josiah Riddick, admr Richard H.
Riddick deceased, (each)

W H Eby Sheriff

Riddick her full
copy given in
Riddick's trustee

20 June Ruled
1871

9673
Hgt

Portsmouth N.H.

Feb: 15 1875

Mr N. Kelly Han,
Genl.

Mar. 7 13 inst

proposing compromise of the Redden
matter - Will you be so kind
as to make a calculation & let
us know what is the whole amt.
(principal & interest) which we
would receive, if our views
prevailed in the case, and the
apt. of the Com's should be con-
firmed. We prefer to end
the litigation if we can do so
on reasonable terms - We
have no doubt of final result,
but we recognize time as
an element of compromise.

Yours

John Shuck

Godwin Hatcher

1875

Josiah Henry Riddick, a person
of unsound mind, suing by
Benjamin W. Jones his next friend
against

John R. Kilby Trustee under the
will of Josiah Riddick, John R.
Kilby Administrator of Richard
H. Riddick deceased, and Richard
T. Riddick,

The Clerk of the Circuit Court
of Hanson County will please
issue summonses in Chancery to
James Parker.

Godwin & Crocker

Attys.

Reddish purple

7 }

Reddish purple

Mem:

KNOW ALL MEN BY THESE PRESENTS, That *We D. J. Godwin*
J. F. Crocker are, ~~am~~ held and firmly bound unto the COMMONWEALTH OF
VIRGINIA, in the sum of *one hundred dollars* to be paid to the
said COMMONWEALTH, for which payment, well and truly to be made, ~~I bind myself~~ ^{we bind ourselves} my heirs,
executors and administrators, firmly by these presents. Sealed with my seal, and dated this
26th day of December 1874

The Condition of the above Obligation is such, That whereas a suit hath
been instituted in the ^{Circuit} Court of ^{Harrison County} ~~Hastings of the City of Richmond~~, by *Joshua Henry*
Riddick a person of unsound mind suing by *Benjⁿ*
W. Jones his next friend, Plaintiffs, and *Jos. R. Hilby*
trustee under the will of *Joshua Riddick dec^d*; *Jos. R. Hilby*
admr of *Richard H. Riddick dec^d*, and *Rich^d T. Riddick*
are defendants

a suggestion was entered by the *said defendants* that the said
Plaintiff is

not a resident of the State of Virginia, and that security was required of *him* for the
payment of the costs and damages which may be awarded to the said defendant and of the
fees due or to become due in the said suit to the officers of the said court. Now if the above
bound *D. J. Godwin* shall well and truly pay all such fees as are
due or may become due from the said *Plaintiffs*

to the officers of the said Court in the prosecution of the said suit, and moreover shall well
and truly pay to the said defendant all such costs and damages as may be awarded to *them*
in case the said plaintiff shall be cast therein, and condemned to pay the same, then this
obligation is to be void, otherwise to remain in full force and virtue.

Executed, acknowledged, &c. }
in the presence of }

D. J. Godwin

* SEAL. *

J. F. Crocker (Seal)

Circuit Court of Harrison County

In the Clerk's Office of the ~~Court of Hastings of the City of Richmond~~:

26 December 1874

The above named *D. J. Godwin* *J. F. Crocker* this day made oath before me,

Clerk of said court, that his estate, after the payment of
all his debts, and of such liabilities as he may have incurred as security for others, is worth
the sum of *one hundred dollars* the penalty of the above bond.

W. E. Cochran
CLK

Riddick & Co. Friend

n { Bond for payt
of costs.

Riddick & Co. al.

June 5th 1871

The Clerk of Lancaster Circuit Court
 vice entry of record, that the Defendant
 in the Chancery suit now at rule in said
 Court wherein Josiah Henry Riddick a
 person of unsound mind, suing by Benjamin
 W. Jones his next friend, is plaintiff and
 John R. Kelly trustee under the will of
 Josiah Riddick John R. Kelly admr.
 of Richard H. Riddick decd, and Richard
 J. Riddick are defendants, suggests
 that the said plaintiff is a non resi-
 dent of the State of Virginia, and
 that security for the entry in said
 suit is required of him.

John R. Kelly
 Trustee & admr
as aforesaid

Code p. 767.

Riddick & Jones
n. { chy:

Killy, Jun 2nd

notice for
security for conts.

1891
June 7th filed at
Rules

we do hereby certify that the within
is the true and correct copy of the
order of the court in the above
case
J. W. Jones
Clerk

1877 Sep. 3^d Rec^d of John R. Killy, Twenty
five dollar fee in ch. case of Jos. H. Piddick
for friend n. John R. Killy Trustee.

under decree of afe c¹⁸⁷⁷ A. A. Hammond
Cw. et

C. B. Hayden

#25

At a Circuit Court held for Hannemuel County the
10th day of April, 1877.

Josiah Henry Riddick, a person of unsound
mind suing by Benjamin A. Jones his
next friend Plaintiff.

Against } In Chancery
John R. Kelly Trustee under the will of Josiah
Riddick, John R. Kelly, administrator of Richard
H. Riddick deceased and Richard T. Riddick. Defendants.
This cause came on this day to be again heard on
the papers formerly read, and on the report of John R.
Kelly and Jas T. Crocher, Commissioners made pur-
suant to the decree made in this cause at the
April Term 1876, to which report there is no ex-
ception, and was argued by counsel on consid-
eration whereof the Court doth confirm the said Re-
port and it appearing by said report that John R. Kelly
one of said Commissioners has in his hands the sum
of \$269.31 - subject to the order of this Court, The Court
doth order and decree that the said John R. Kelly out
of said sum of \$269.31 and interest on the same from
the 15th day of February 1877 - pay to C.B. Hazden and
John R. Kelly, Attorneys, for defending this cause the
sum of \$25- each and then pay any costs that may
remain unpaid, and the residue pay to John
R. Kelly Trustee for Josiah Henry Riddick under
the will of Col. Josiah Riddick to be held and dis-
bursed by him under such orders as the Court
may ~~direct~~ ^{make} in a chancery cause now pending

in this court wherein John R. Kelly Trustee for said
Josiah Henry Riddick is plaintiff and Richard Fay-
ler Riddick is defendant, and the said John R. Kelly
will make report of his proceedings under this
Decree to Court.

costs

clk: \$5.00 including
final decree

P.B.P.

a copy:

Teste,

Peter B. Prentiss. Clerk

Jos. Hen: Riddick

#3 Copy Decree

John R. Kelly, Trustee

To the Circuit Court of Ansonand Co. Va.

The undersigned reports to the said Court,
that he has executed the decree of said Court
made at the April term 1877, in the cause
therein pending wherein Joniah Henry Riddick
a person of unsound mind &c. is plaintiff and
John R. Kilby Trustee under the will of Joniah
Riddick dec'd &c. is defendant, as follows —

By amount in the hands of the undersigned as per said decree	\$269.31
Int. from 15 th day of July 1877 to 15 Aug 1877 — 6 mos.	8.08
	<u>\$277.39</u>

To paid P. B. Pruitis, clerk

as Taxes on said decree \$5.00

" " C. B. Hayden, Atty &c. 25.00

" " Mr. R. Kilby " " 25.00 \$55.00

Nett Balance \$222.39

To paid to John R. Kilby, Trustee under

of Joniah Riddicks will for the

Trust therein, as per said decree

222.39

Respectfully submitted

John R. Kilby Com

15. Aug 1877

1877 Aug 15. Rec'd. fee of \$25. & Balance of \$222.39 as

above

John R. Kilby

Trustee &c.

For. N. Riddick
In friend

M.

John R. Kilby musta
do.

Rept - final

~~To be sent~~

~~To be sent~~

Filed Aug. 10th 1877.
ack.

Mess Godwin & Crocker

1873 - To M^r H. H. Henshaw

To Executing Sums on Jno R Kelly as Trustee & admin. \$1.00

Ret. Bird's

\$1.00

Recd. Payment

2/7/73

1875
 Dec. To John R. Kelley & Archer Co
 To H. R. Kelley Sec
 To Loring 60 yds 16 1/2¢ \$10 00
 " 14 loads sand at 16 1/2¢ 2 33.
 " 12 loads dirt 15¢ 1 80 \$14 13
 Suffolk Jan. 8 7/76

Recd. Pay.
 H. R. Kelley

Geo R Kelley
ate

215
20
212
12
31

Rec^d of J R Kilby & Crocker Commissioners
Fifteen Dollars for selling the Riddick
Lot Dec 13th 1895

Geo D Parker Comm

ELAM & CAMPBELL, Editors and Proprietors.

Suffolk, Va., Sept 27th 1875

Mess Crocker & Kelly Commissioners

To "Suffolk Herald" Dr.

Newspaper and Job Printing Establishment,

WASHINGTON SQUARE, OVER COMMERCIAL BANK.

July 14	50 Hand Bills, Riddick Property	2 00	
"	Adv	50	do Lin 4 times 7 00
Aug 14	50 Hand Bills	50	do 2 00
" 18	Adv	50	do Lin 4 times 2 00
			\$18 00

Paid.

Elam & Campbell

2.2.12

Received of the Hon. Secy. to Govt.
the sum of Rs. 100/-

ELAM & CAMPBELL, Editors and Proprietors.

Suffolk, Va., Dec 1st 1875

Mess Kelby & Crocker Com

To "Suffolk Herald" Dr.

Newspaper and Job Printing Establishment,

WASHINGTON SQUARE, OVER COMMERCIAL BANK.

Sept 29	Adv	Riddicks House	Hob	4w	4 times	7 00	
Nov 17	"	20	20	1/2 w	4 20	3 75	10 75

Paid
Elam & Campbell

B. 2. R.

Mr. Richard T. Niddick

1875.

TO TOWN OF SUFFOLK, Dr.

1st Feb'y.—To Tax \$ *2 000* Real and Personal Property, at 60c. pr. \$100 val. *6 12 00*
" To Capitation, at 50c. each.....
" To Dog, at \$1 each.....

Received Payment,

J R Kelly
J W Rawls

Sergeant.

Rock. T. Ruddell

412

In Hanscomb County Circuit Court Term
(Special) Term 1875:

Joseph Henry Riddick ~~Plaintiff~~

vs

Jno R Kelly Trustee &c etc

Inchman

This Cause came on this day to be again
heard on the proper formal writ, and on the entering
motion (X) filed in this Cause and was argued by
counsel. On consideration whereof the Court with
advice order & deem that the plaintiff recover of
the defendant Richard Taylor Riddick the sum of
six hundred ~~dollars~~ and seventy five dollars with
interest thereon from the 1st day of January 1875 to
paid and the legal costs of this suit, and that
J F Leachman and John R Kelly who are hereby
appointed commissioners for that purpose proceed
to sell the lands referred to in the proceedings, ~~for that~~
~~purpose~~ ~~proceed~~ ~~to sell~~ ~~the lands~~ referred to in the
proceedings and described as a lot of land on the East-
side of Main Street, in the Town of Suffolk,
Hanscomb County Virginia Bounded east by main
Street of said Town North by a lot, of John Riddick
(formerly Jpe Perry) East by a small piece of land
(formerly belonging to the heirs of Peterman Dickerson and
south by the lot now belonging to Mrs F. Perrin formerly
known as the "Rising Sun Lot" and on which now
now herein ordered to be sold is a two story wooden

building with basement and out-houses. That the said
 sale be made at auction before the Court House door of
 Somerset County, on some Court day, after having given
 notice of by advertisement published in the Suffolk Herald
 a News paper published in the town of Suffolk, one
 week for at least three weeks and by printed notices
 the sale to be on a credit of six and twelve months in
 equal instalments (Except for a sum sufficient to
 pay costs of suit and expenses of sale which will be in
 cash & paid, to those entitled ~~for~~ taking from the
 purchaser and our good security for the deferred
 payments and delivering possession of the premises
 On the first day next our mother & father to be
 But no sale is to ~~be~~ be made under this decree
 unless the said J. F. Laverne and John R. Kelly shall
 have executed before the Clerk of this Court in his office
 or bond in the penalty of \$2500 payable to the Commissioners
 of Virginia and conditioned for the faithful execution of
 this decree and any other decree or order that may be made
 in this cause

Costs
 CLK. (Coker) \$8.14
 " (P. H. P.) 4.86
 City of Hays 14.50
 S. H. (N. H. 2d) 2.50
 A. C. W. Thoms. 13.00
 G. F. Edwards 5.00
 \$50.00

Attesty date

W. C. Bohren clerk

James M. R. Kelly paper

as

James R. Kelly not to be

James M. R. Kelly 1875

(copy)

1875 Aug: 9 The Bond
 required under this Decree
 has been executed.
 Peter B. Lavelle
 Clerk

To the Circuit Court of Staunton County Va.

The Undersigned Report to the Court, that pursuant to the decree of said Court made at the June Term 1875, in the case therein pending wherein Jacob Henry Riddick Sr. is plaintiff and John R. Kelly Trustee & Rich^d. Taylor Riddick are defendants They proceeded to advertise the Lot in the Town of Suffolk on East side of main street as described in said Decree, in the "Suffolk Herald" and "Christian Sun", two newspapers published at Suffolk Va. and by printed Handbills, at the Court House over of said County & many other places, and did on the 9th day of August 1875, offer the said Lot for sale before the Court House over of said County (being Court day) when no bid could be had over one thousand dollars, and the said sale postponed - And at September Court of said County after due notice, the same was again offered for sale at the same place & no sufficient bid, & the sale was again postponed, & the same proceedings had at October & November Courts of said County (1875) and at December Court (13th) 1875, after due notice the said Lot was again offered for sale at auction before the Court House over of said County, when the same was knocked down by the auctioneer at eleven hundred & Eighty five dollars to Jas. H. Giddens = \$1185.00 (cash or over)

Amo. bro. in

\$1185.00

of which the said Jas. H. Crittenden
has paid in cash, & the same paid to those
entitled as follows -

to 5 per cent com. on \$300.	\$15.00	
" 2 do on \$885.	17.70	
" Geo. J. Parker and	32.70	
	15.00	
for " paid John (Suffolk) Dorr, pr.	12.00	
for " "Suffolk Herald," ads	10.75	
for " "Christian Sun" do	4.50	
for " W. E. Coburn. clerk's fee,	8.14	
" " P. B. Prentiss do.	4.86	
" " Atty's fee & day	16.50	
for " W. H. Eley sh.	2.50	
for " A. C. Arthur, Com.	13.00	
" " S. H. Edwards, Notary	5.00	
for " " State Ho. Day 1875	25.00 = 149.95	
		\$1035.05
for " " Paying Bice to Jour of Suffolk	\$14.13	
for " " Suffolk Herald, abice	18.00	32.13
		<u>1003.92</u>
	Balance	\$1003.92

For which J. H. Crittenden has executed

Two Bonds each for \$500. 46.00

at six & 12 months with interest from date

with J. D. Williams secy, & filed herewith = \$1003.92

Respectfully submitted

John R. Kilby

J. F. Crocker

} Comrs

1875— Recd of John R. Kilby & J. M. Crocker
Leons, the several sums set opposite our names,
and as per foregoing statement

Albion Corn., \$13.75

1876 June 14, Recd. the two Bonds of J. H.
Cuttick & Co. filed herewith, delivered to me by
order of Court of April Term 1876.

John R. Kilby Comr.

Josiah H. Ridgick
to friend

3 Report
of case
Ridgick v. J. Ridgick & Co.

1876
June 14
32 7 11
11 2 25

1876 July 15 Rec^d. of John R. Kelly, Com^r in
the Chancery suit in Circuit Court of Nassau
County, ~~of~~ Riddick p. friend M. Riddick, Master
four hundred & eighty five dollars & thirty seven
cents in part of debt names in said decree

(485.37)

John R. Kelly
atty for J. R. Kelly

\$ 11 ¹³

Commonwealth of Virginia,

OFFICE OF THE AUDITOR OF PUBLIC ACCOUNTS,

Richmond, Va. 17 July 1876

Received of

R. T. Riddick

Eleven

Dollars

13

Cents,

on account of the redemption of

his

land, returned delinquent for the non-

payment of Taxes by the Treasurer of

Nansemond

County, for the year

1874

one Lot

~~Acres~~

Main St. Eddy

}

E. W. Norvell
2^d Col. 72

Paid by John R. Hilby Esq. - chairman Suffolk
on 2^d Dec

Mr. Richard T. Riddick Town of Suffolk,

1875. To WM. ELEY, Treasurer of Nansemond County.

	Dols.	Cts.
To State Tax on <i>1 1/2</i> acres land, value \$ <i>2000</i> at 50 cts. on \$100...	<i>10</i>	<i>00</i>
To State Tax on Personal Property, value \$ at 50 cts. on \$100...		
Total State Tax on Land and Property.....	<i>10</i>	<i>00</i>
To County Levy, 50 per cent. on State Tax.....	<i>3</i>	<i>00</i>
To Parish Levy, 25 per cent. on State Tax.....	<i>2</i>	<i>50</i>
To County and District School Tax on Property, 6 cts. on \$100... <i>2000</i>	<i>1</i>	<i>20</i>
State Capitation \$1, County Capitation 50 cts.....		
Clerk's Fees.....		
Commissioner's Fees.....		
Total Tax on all subjects.....	<i>18</i>	<i>70</i>
December 1st, five per cent. added.....		<i>94</i>

RECEIVED PAYMENT

of J R Kelly comt \$ *19 64*

Wm Eley Treasurer. *o*
Deputy.

Richard J. Riddick

18,70
94

19,64

14, 25

1877 July 15 Recd of John R. Kilby & J. J. Crocker
Comrs. under decree of April 1876, of Circuit
Court of Sanson Co. Va. in the case
of Josiah H. Riddick per friend W. said
Riddick, trustee, the sum of Two hundred
and sixty dollars & eighty eight cents Balance
of \$675. as referred to in said decree.

\$260.88

Edwin Crocker

att for J. H. Riddick

At a Circuit Court held for Newmoud County, the 10th:
day of April. . . . 1876.

Josiah Henry Riddick, a person of unsound
mind, suing by Benjamin H. Jones his next friend. . Plaintiff.

Against E In Chancery

John R. Kelly, Trustee under the will of Josiah
Riddick, John R. Kelly, administrator of Rich-
ard H. Riddick deceased and Richard T. Riddick. . Defendants

This cause came on this day to be again heard
upon the papers formerly read, and the report of
special commissioners, Jno. R. Kelly and J. F. Crocker
made pursuant to the decree entered herein
on day of June 1875. to which report there
are no exceptions and was argued by counsel
on consideration whereof the Court approving
and confirming the said report, doth adjudge
order and decree, That the said Jno. R. Kelly and
J. F. Crocker, special commissioners do receive of
the clerk of the court the bonds of the purchaser
filed with their said report, upon receipting therefor
and collect the same on maturity or sooner if the
purchaser prefer to pay them before maturity,
and upon the payment thereof they will convey
the house and lot sold with special warranty
unto the purchaser, and they will out of the
proceeds of said bonds when collected pay to
Godwin & Crocker attorneys for the plaintiff the
sum of Six hundred and seventy five dollars
with interest from the first day of January

1873, the same being the amount which was by the aforesaid decree, decreed to be paid to the plaintiff; and the residue of the proceeds of said bonds the said commissioners will hold subject to the further order of this Court. And the said Commissioners will report to this Court.

a copy:

Leslie

C. A. Cansey D. Co.

Jos: Henry Radlich.

vs { Copy of Decree

For R. Kelly Foster & Co

Isiah Henry Riddick, a person of unsound mind
suing by Benjamin H. Jones, his next friend, plt.

v.

John R. Kelly Trustee, under the will of
Isiah Riddick, John R. Kelly, admr. of
Richard H. Riddick decd. and Richard
J. Riddick. Defts.

To the Circuit Court of Stansbury Co.
The undersigned report to Court, that pursuant
to the decree of April Term 1876, made in the
above case, the undersigned have recd. of
the clerk of said Court, the (2) bonds of Jas
H. Cullindum &c. of \$501.46 each, and has
proceeded to collect the same, and after
paying back taxes, &c., has paid ~~the~~
~~residue~~ to Messrs. Groves & Crocker attorneys
for the plaintiff the amts. as directed by
said Decree, as the following statement &
annexed receipts will show.

By amts. of said Cullindum's return \$501.46

" Int. from 13 Dec 1875 to

13 July 1876, 7 mths.

} 17.54

\$519.00

to paid tax for 1874, (having been

returned delinquent) W. W. \$11.13

" paid tax 1875, due before sale, 20.00

" retained for costs

2.50

\$33.63

Can. 2. m

\$485.37

By am. let on \$ 485.37
 To paid Godwin & Crocker, in part
 of \$675. referred to in said decree } 485.37
 per

1877
 July 1. } By 2^d Bond of J. H. Crittenden
 & (the purchaser of the real
 estate referred to in the
 proceedings \$501.46

By Int. from 13th Dec. 1875 to 1st July 1877. 33.83
\$535.29

am. to be paid under the decree
 of April Court 1876 \$675.00
 Int. on same from 1st Jan'y
 1875 to 15th July 1876 (14.6m. 15d) 62.43
\$737.43

Then paid as her ret. to Godwin
 & Crocker atty for pctrs } 485.37
\$252.06
 Int. from 15th July 1876 to
 15th July 1877, 7 mo } 8.82
\$260.88

1877
 Feb 15. To paid Godwin & Crocker, atty
 for Jacob W. Riddick, Bal-
 ance of \$675. per ret } 260.88 = 260.88
\$274.31

To be for dec. to purchaser 5.00
 Balance in the hands of John R. Kelly \$269.31
 One of the co-mor. }

Respectfully submitted

J. F. Crocker }
 John R. Kelly } Am.

Riddick p^{ro}

n.

Riddick's mustick

Report.

1877 Feb.
Feb: 9th: clk

At a Court held for Anderson County October Term 1872
Josiah Henry Riddick a person of unsound mind being by
Benjamin W Jones his next friend.

against

John R Kelly, trustee under the will of Josiah Riddick
John R Kelly admr of Rich^d H Riddick decd + Rich^d J
Riddick

Plffs.

In Chancery

Def.

This cause came on this day to be again heard upon
the bill the answer of John R Kelly, trustee under the will of Josiah Riddick
and as admr of Richard H Riddick decd. the answer of Rich^d J Riddick with
general replication thereto the exhibits, examination of witnesses and was
argued by counsel. On consideration whereof the Court doth advise & order
& decree that a commissioner of this Court provide to state an account of
the transactions of the said Rich^d H Riddick as acting trustee under the
will of Josiah Riddick from the 1st day of January 1862 to the death of the
said Rich^d H Riddick totaling his account as made out and duly
reduced and a copy of which is filed as an exhibit in this cause as
prima facie correct, subject to be surcharged and justified, and the
said commissioner in examining stating and settling said account
shall particularly enquire and ascertain whether the annuities due the
plaintiff for the years 1862, 1863, 1864, 1865, & 1866 were paid him by
the said R^s Riddick acting trustee as aforesaid and if paid, where
and in what funds paid, and if not paid in currency the said
commissioner will ascertain the then market value of the funds in
which the said annuities were paid, and reducing said payments
to their value in currency the said commissioner will and report
a statement of the same showing the balance due in currency

to the plaintiff on account of the annuities of David Green
 and liberty is hereby granted the defendant to give an amended
 or additional answer within ninety days

copy

test

Wm. & Thomas Clark

Joseph H. Chaddock Jul

at

J. R. Kelly trustee &

in at.

October term 1873

Service of notice
 of this account
 is made by this decree
 on the plaintiff
 & a copy is delivered
 to the Clerk
 for Plaintiff.

The Court hereby
 orders that the
 defendant shall pay
 to the plaintiff the sum
 of \$1000.00
 within thirty days
 of the date of this
 decree.

The Court is of the opinion
 that the plaintiff is entitled
 to the sum of \$1000.00
 and so decrees.

Josiah Henry Riddick a per.
son of unsound mind suing } Pltfs.
by his next friend Benjamin }
W. Jones

vs.

In Chcy.

John R. Kilby Trustee under
the will of Josiah Riddick }
John R. Kilby admstr. of R. H. } Defts.
Riddick deceased and }
Richard T. Riddick }

In The Circuit Court for New Hampshire
County.

Pursuant to decree in this cause of October
Term 1873, The undersigned Commissioner
of said Court has come to report in accor-
dance with said ~~decree~~

1st

An account stated before a former
Commissioner by Richd. H. Riddick
the Trustee under the will of late
Josiah Riddick deceased from the
1st day of Jan'y, 1862 to the death of the
said R. H. Riddick taking his account
as made out, as will appear from the
original herewith filed marked "B," and
from said account making up
another account showing the dif-
ference in value of V^t State Stock
on the 5th Jan'y 1867, & the amount
due, or that might be due the as-

mittant in currency. The sum
of \$800. in Va State Stock having
been paid to Josiah Henry Riddick
during the lifetime of Richd. H. Riddick
by Nathl. Riddick acting for said Trust-
tee R. H. Riddick, and also the
sum of \$200 in Va State Stock
paid the same year by the same
party.

The Estate of Col. Josiah Riddick Decd.				
In account with Rich ^d . H. Riddick Trustee				
under the will of Col. Josiah Riddick				
Jan. 1 st 1862	By Bal. due estate on settlement this day	\$	4	50
Jan. 1 st 1867	" Amt. of interest at 6 pr. ch. on \$4000			
	Virginia State Stock received in funded bond for four years			960 00
Jan. 3 rd	To paid Josiah H. Riddick annuitant, his annuity of \$200 for 1862-3-4-5. pr. receipt	\$	800	00
	By amt of inter on \$4000 U.S. Stock for 1866 at 6 pr. ch. recd, in funded bond			240 00
Jan. 5 th	To paid J. H. Riddick annuitant his annuity of \$200 for 1866 pr. receipt		200	00
	5 pr. ch. com. on \$960		48	00
	" " " " " \$240		12	00
July 1 st	By Amt. of Intsch. @ 4 pr. ch. on \$4000 U.S.S. for 6 mos. 1867			80 00
	To pd. State Tax on same @ 5 pr. ch.		4	00
	" Josiah H. Riddick on act. of annuity pr receipt		68	00
Jan. 1 st 1868	By amt. of inter, at 4 pr. ch. on \$4000 U.S.S. for 6 mos. 1867			80 00
	To state Tax on same 5 pr. ch.		4	00
	" paid Josiah H. Riddick on act. of annuity of \$200 the Wilson & Angler pr. acct.		76	00
	" 5 pr. ch. com. on \$160 recpt. for 1867		8	00
	Reserved Wray com for this report		10	00
	" " " Clerk of Court for		2	00

Jan. 1st 1868

Bal due Estate

135 00

1364 50 1364 50

\$135 50

By Balance due Estate Brought down

The above account is an accurate copy of account already filed in the cause & marked "B," & your

Commissioner begs leave to report,

that the \$800. paid the annuitant

on the 3rd Jan'y 1867 was paid in

Virginia State Stock, which at that

time was worth in the market 30¢ on

the dollar, amounting to - - - - \$240 00

for the years 1862-3-4-5: your com-

missioner also reports that the an-

nuitant was worth \$200 per annum &

that the interest on that amount from

1st Jan. 1863. to 1st Jan. 1867. @ 6 per. cent. to-

gether with the principal would be 248 \$248 00

The interest and principal from 1st Jan'y

1864 to 1st Jan. 1867. being 3 years - - - 236 00

The interest & principal from 1st Jan. 1865-

to 1st Jan. 1867 @ 6 per. cent. 2 years 224 00

The interest from 1st Jan. 1866 to 1st Jan

1867 being one year @ 6 per. cent. 212 00

The payment of \$200 on the 5th Jan'y 1867

was made when due & no interest is

allowed, being for 1866. -

200 00

Total annuity & interest in currency

\$1120 00

Total annuity in V ^t -State Stock	\$306 00
Bal. due annuitants in currency on 1 st Jan'y. 1867	\$814 00

The foregoing statement is made from sales
actually made at the times indi-
cated,

Respectfully submitted
A. L. Withers
Com. &c.

Leam. Lee. Secy

Can. Repub.

Filed Mar 10th

1874. A. W.
Can.

Jonah N. Riddick plaintiff

vs

Richard Taylor Riddick &c

In Chancery, in the Circuit Court
of Anne Arundel County Va

I, Richard Taylor Riddick do hereby
consent & agree that the Court may decree
against me in favor of the plaintiff for
Six hundred and seventy five dollars
with Interest from the 1st day of January
1875, & taxed costs of the case - and
I further consent that the said Court
may decree a sale of the House & Lot, to
which I obtained title under the Last
will & Testament of W. Jonat Riddick
decd; situated on the East side of the
main street of the Town of Suffolk
Anne Arundel Co. Va. Bounded west by
said street, north by a lot of Nathl.
Riddick (formerly Jeffy Penys); East by
a small parcel of land, ^{formerly} belonging to the
heirs of Putnam Dickerson decd; and
South by a lot now belonging to John H. Pinner
formerly known as the "Rising Sun" lot",
on which above described lot is a two story
wooden dwelling with basement, & outbuildings,
and out of the proceeds to pay the said
sum & interest & costs, & the
Residue to be placed in the hands of

John R. Kelly, Master for said Marshal
Henry Riddick, to be administered ac-
cording to the terms & conditions of
said Col. Marshal Riddick will.

Given under my hand seal
this 10th April 1875.

Witness
John R. Kelly

H. T. Riddick

Riddick per friend

" (X)

Riddick sal.

Consent or to
Compromise
of R. J. Riddick

Filed May 1. 1875-

Josiah Henry Riddick & p^r

vs.

John R. Kilby Trustee

This cause came on this day to be again heard on the papers formally read, & on the report of John R. Kilby & Jas. D. Crocker, Commissioners made pursuant to the decree made in this cause at the April Term 1876 - to which report there is no exception and was argued by Counsel. On consideration whereof the Court doth confirm the said Report, and it appearing by said report that John R. Kilby one of said Commissioners has in his hands the sum of \$269.31, subject to the order of this Court, The Court doth order & decree that the said John R. Kilby out of said sum of \$269.31 & interest on the same from the 15th day of February 1877, pay to C. B. Hayden & John R. Kilby, Attorneys, for defendants this case, the sum of \$75 each, and then pay any costs that may remain unpaid, and the residue pay to John R. Kilby Trustee for Josiah Henry Riddick, ^{under the will of Col. Josiah Riddick} to be held & disbursed by him, under the ~~proceedings~~ such order as the Court may make in a chancery cause now pending in this Court wherein John R. Kilby Trustee for said Josiah Henry Riddick is plaintiff & Rich^d & Jazm Riddick is defendant, and the said John R. Kilby will make report of his proceedings under this decree to Court.

Riddick & Co

N.

John R. Kilby

Trustee &

1877

Apr. Court

Decree

As he entered

Geo. T. Brown

Entered O.B. No 1 p 334

Joseph Henry Riddick per friend
as }
Jno R. Kilby trustee &

This cause came on this day to be again heard upon the papers formerly read, and the report of special commissioners Jno. R. Kilby and J. F. Crocker made pursuant to the decree entered herein on day of June 1875, to which report there are no exceptions, and was argued by counsel: on consideration whereof the court approving and confirming the said report, doth and judge order and decree that the said Jno. R. Kilby and J. F. Crocker, special commissioners do receive of the clerk of the court the bond of the purchasers filed with their said report upon receipting therefor, and collect the same as maturity or sooner if the purchasers prefer to pay them before maturity, and upon the payment thereof they will convey the house and lot sold with special warranty unto the purchaser, and they will out of the proceeds of said bond when collected pay to Hedden & Crocker attorneys for the plaintiff the sum of six hundred and seventy five dollars with interest from the

At a Circuit Court held for Nansemond County, the 10th day of April, 1876.

Josiah Henry Reddick, a person of unsound mind, suing by Benjamin H. Jones, his next friend. Plaintiff.
against } In Chancery

John R. Kelby, Trustee, under the Will of Josiah Reddick; John R. Kelby, Administrator of Richard H. Reddick, deceased, and Richard J. Reddick. Defendants.

This Cause came on this day to be again heard upon the papers formerly read, and the Report of Special Commissioners, Jno. R. Kelby and J. F. Crocker, made pursuant to the decree entered herein on day of June, 1875, to which report there are no exceptions, and was argued by Counsel. On consideration whereof, the Court approving and confirming the said report, doth adjudge, order and decree, that the said Jno. R. Kelby and J. F. Crocker, Special Commissioners do receive of the Clerk of the Court, the bonds of the purchaser filed with their said report, upon receipting therefor, and collect the same on maturity, or sooner, if the purchaser prefer to pay them before maturity, and upon the payment thereof, they will convey the House and Lot sold, with special warranty unto the purchaser, and they will out of the proceeds of said bonds, when collected, pay to Godwin & Crocker, Attorneys for the Plaintiff, the sum of Six Hundred and Seventy-five dollars, with interest from the first day of January, 1875, the same being the amount, which was by the aforesaid decree, decreed to be paid to the Plaintiff; and the residue of the proceeds of said bonds, the said Commissioners

will hold, subject to the further order of this Court.
And the said Commissioners will report to this Court
a Copy:

Teste,

Peter B. Prentiss, Clerk

Forink Henry Reddick &
vs J Co: Moore, April 10th 1876
Jno: R. Kelly, Justice de, La:

Isiah H. Riddick vs. friend

v

Richard Taylor Riddick sal.

This cause came on this day to be again heard on the papers formerly read, and on the writing marked (X) filed in the cause, and was argued by Counsel;

On consideration whereof the Court doth adjudge order and decree that the plaintiff recover of the Defendant Richard Taylor Riddick the sum of six hundred & seventy five dollars with Interest thereon from the 1st day of January 1875, till paid & the legal costs of this suit;

and that J. F. Crocker & Geo. R. Kilby, who are hereby appointed Commissioners for that purpose, proceed to sell the Land referred to in the proceedings, and described as a lot of Land on the East side of Main street, in the Town of Suffolk, Nansemond County Virginia, Bounded West by Main street of said Town; North by a lot of Isiah Riddick (formerly Sep. Perry); East by a small parcel of Land (formerly belonging to the heirs of Putnam Dickerson decd); and South by the lot now belonging to John F. Pinner, formerly known as the "Rising Sun lot", and on which lot now known or said to be sold, is a two story wooden building with basement, front houses. That the said sale be made at auction before

the Court House door of Hanover County
on some Court day, after having given ~~at least~~
~~Twenty days~~ notice by advertisement published
in the ~~Suffolk Herald~~, a newspaper published
in Suffolk, once a week for at least three weeks,
and by printed Handbills, the sale to be
x on credit of six & twelve months in
equal instalments, (except for a sum suf-
ficient to pay costs of said expenses of
sale which will be required in cash, &
paid to those entitled), taking from the
purchaser Bond & good security for the
deferred payments, & delivering possession
of the premises on 1st January next, and
make report to Court.

But no sale is to be made under
this decree until the said J. F. Crocker &
John R. Kelly shall have executed before
the Clerk of this Court in his Office, a Bond
in the penalty of \$2500, payable to the
Commonwealth of Virginia, and conditioned
for the faithful execution of this decree
& any other decree or order that may be
made in this cause.

Riddick & friend.

v.

Riddick &

1875

June 21.

Deane

To be entered

Geo. B. Cow.

Entered

Riddick for p
3
Riddick

On motion of the plaintiff
and by leave of the court, this
~~said~~ plaintiff files ^{his} exceptions
to writing to the Amended Answer
of the defendant, Richard T.
Riddick, and the defendant,
by counsel asking a continuance
of the case, it is ordered that
this case be continued until
the next term of the court.

Riddick p 5
R 3
Riddick

Dear
Wm. L. Riddick
Oct 1 1874

Geo. L. Riddick

End 5

Riddick per fid

7 3

Riddick per fid

This day came the parties
by counsel and the plaintiff by counsel
moved the Court to set aside the order
entered herein on the 17th day of May
1874 allowing the said defendants
leave to file answers within six
days, and to hear the cause on
the merits thereof as it now appears
by the record, which motions having
been argued by counsel, were, for
reasons deemed sufficient by the
Court, ~~or~~ overruled.

Riddick head
7 3
Riddick Truck

deem
to be entered
21 May 1874

Great slow

Entered

Riddick for friend &.

Riddick Trustee^{as} &.

On motion of the
Defendants - Mrs R Rilly Trustee
Under the will of Eniah Riddick &
as Adm of Richard & H Riddick &
Richard T Riddick ^{they are given their} to file their
answer within 30 days from
the date of this decree -

Reddish
per friend
Reddish Hunter

Rough & Clever

May Term 1874
May 20 78/4

To be entered

Geo. T. Smith

Entered

Joseph Henry Reddick a
person of unsound mind being
by Benjamin W. Jones his next
friend

^{or}
John R. Kelly as Trustee under the
will of Joseph Reddick and the said
John R. Kelly as Administrator of Richard
H. Reddick, and Richard J. Reddick

This Cause came
on this day to be heard upon
the Amended Answer of the
defendant Richard J. Red-
dick which has been offered
with motion to file the same,
and the exceptions of the
plaintiff ~~part~~ taken and
filed to said Amended
Answer, and was argued
by counsel; on consideration
whereof the Court sustains
all of said exceptions ex-
cept the first, and will
reject the said Amended
Answer & refuse leave
to file the same.

Thudich
for print

7. 3

Thudich

seener

John E. L. T.

• Geo. A. Howard



Josiah Henry Riddick a person
of unsound mind suing by
Benjamin W. Jones his next friend

vs

John N. Kilby Trustee under the
will of Josiah Riddick, John N.
Kilby administrator of Richard H.
Riddick decedent, and Richard
T. Riddick -

This cause came on this
day to be heard upon the bill, the answers
of John N. Kilby Trustee under the will
of Josiah Riddick and as administrator
of Richard H. Riddick decedent, the answer
of Richard T. Riddick with general re-
pudiations thereto, ^{as examined by the} the exhibits, and was
argued by counsel: On consideration
whereof, the court doth adjudge, order
and decree, ^{a Commissioner of the} that ~~John N. Kilby administrator~~
~~of Richard H. Riddick decedent~~ ^{is holder of} ~~is holder of~~ Richard H. Riddick, do stand
~~before one of the Commissioners of this Court~~
on account of the transactions of the said
Richard H. Riddick as acting Trustee under
the will of Josiah Riddick from the first day
of January 1862 to the death of the said R. H.
Riddick. ^{And the said Commissioner} And the said Commissioner
in examining, stating & settling said ac-
count, shall particularly enquire and

+ of which is filed as an exhibit in
this cause, prima facie correct
subject to be surcharged & falsified

and ascertain whether the annuities due the plaintiff for the years 1862, 1863, 1864 1865 and 1866, were paid here by the said Richard H. Riddick acting trustee as aforesaid, and if paid, when, and in what funds paid, and if not paid in currency, the said commissioner will ascertain the then market value of the funds in which the said annuities were paid - and reducing said payments to their value in currency, the said commissioner will make & report a statement of the same, shewing the balance due in currency to the plaintiff in account of the annuities of said years: and liberty is hereby granted the defendants to file an amended or additional answer, within ninety days -

Riddick &

v

Riddick &

1873

Oct. Cir. Ct.

decree for

accty.

To be entered,

Respectfully

Entered

196

Isiah Henry Riddick, a person of
unsound mind, seized by Benjamin
H. Jones his next friend. Compl.

vs.

John R. Kelly trustee under the
will of Isiah Riddick, John
R. Kelly administrator of
Richard H. Riddick deceased
and Richard J. Riddick. Left.

On the motion of the defendants
John R. Kelly, trustee & administrator as
aforesaid and Richard J. Riddick,
leave is given them to file their answers
in this cause which are accordingly
filed.

Riddick p. 100

as.

Riddick to

1871

Oct. 1st. order

To be entered

Geo. P. Brown.

Entered