

My dear Rogers Sir
to J. Heywood Esq.
James Heywood Esq. Secy of
William Lloyd.

Rogers Heywood Esq.
to J. Heywood Esq.
James Heywood Esq.

An Inventory and appraisment of the Estate of
 John A Rogers deceased taken this 13th day of January 1823.
 By the Commitioners being first sworn agreeable to an Order
 of the Worshipful Court of Yorks Held December the 16th 1822

| | | | |
|---|----------|--|---------|
| 1 Bed & Furniture 1 st choice | \$ 30 00 | 2 Flax Hackels | \$ 2 00 |
| One d ^o second d ^o | 20 00 | 1 Pare Endiron | 75 |
| 1 d ^o d ^o | 10 00 | 3 Iron hob. 1 Rack 1 pair hooches | 2 75 |
| 1 Desk Walnut | 10 00 | 1 Tea Kettle a Spit. & frying pan | 2 00 |
| 1 square Mahogany Table | 6 00 | 1 Gridiron & hibit | 50 |
| 1 d ^o Rown Walnut d ^o | 2 00 | 1 Old Sorn | 1 00 |
| 1 small Pine d ^o | 1 00 | 3 Pieces Woodware | 50 |
| 1 Cupboard and its contents | 10 00 | 1 Whip Saw. two Boxes & Rust. | 8 00 |
| 2 Water & 2 Cannstons | 2 25 | 4 Axes | 4 00 |
| 5 Earthen Dishes | 2 25 | 6 Hoes | 2 50 |
| 1 Dozen & 1/2 Plates | 1 00 | 2 grubbing hoes & 2 Iron Rakes | 1 00 |
| 3 Looking glasses | 1 00 | 1 Spade | 75 |
| 6 Pots. 1 Pitcher & and Earthen pan | 2 37 1/2 | 4 Ox Chains | 4 00 |
| 1/2 Dozen knives & forks | 1 00 | 1 Pare trace chains & singleties | 1 00 |
| 1 Puter Basin | 75 | a lot of old Plows | 1 00 |
| 2 Jugs | 50 | Old Sytees & Cradle | 1 00 |
| 15 Junk Bottels | 1 01 | 1 Grind Stone | 25 |
| 6 Winder Chains & 2 flag s ^o | 4 00 | 1 Spinning wheel & Hards 1 st chs | 2 00 |
| 2 Trunks | 1 50 | 1 d ^o | 1 50 |
| 2 Flax wheels | 2 00 | 3 Iron Weagrs | 1 25 |
| 5 Old Chain | 50 | 1 Hand Mill | 3 00 |

| | | | |
|---|---------|------------------------------|----------|
| 2 Raw Hides | \$ 3 00 | Blade for 50 cents per 6 1/2 | \$ 15 00 |
| 1 Set of old Iron | 1 00 | Say Three Thousand etc | |
| 1 Set of Tools | 2 50 | Top Fodder & Shucks per foot | |
| 2 Pairs of Oyster Tongs | 1 00 | 25 cents say 90 foot | 22 50 |
| A lot of Barrels | 2 00 | 1 Copper Cattle | 2 00 |
| 1 Gigg & Nameps | 30 00 | 2 Old Iron Pots | 75 |
| 1 Horse & Saddle | 50 00 | 1 Grasp. Sythe | 12 1/2 |
| 1 Ot Cart | 12 00 | 1 Cart | 2 00 |
| 1 Sow & seven Pigg | 7 00 | 1 Pine Table | 30 |
| 3 Sows | 9 00 | 1 Powdering Tub | 25 |
| 7 Shoats | 7 00 | 1 Negroman Gun | 437 50 |
| 4 Small Shoats | 2 00 | 1 do. Billy | 47 25 |
| 1 Yoake of Steer 1 ch | 30 00 | 1 do. John | 400 00 |
| 1 do. | 24 00 | 1 do. Cain | 475 00 |
| 1 do. Boob | 30 00 | 1 do. Robin | 450 00 |
| 1 Black Cow | 12 00 | 1 do. Man Will | 85 00 |
| 1 do. Brinded | 12 00 | 1 do. Woman Chaney | 80 00 |
| 1 do. dark pie | 10 00 | 1 Girl Patley | 300 00 |
| 1 Red Heffer 1 ch | 10 00 | 1 Girl Chaney | 300 00 |
| 1 do. 2 ch | 9 00 | | |
| 1 do. 3 ch | 7 00 | | |
| 1 Brinded Cow | 9 00 | | |
| 1 Cow Yearling | 4 00 | | |
| 2 Calves | 5 00 | | |
| 1 Red quilt | 10 00 | | |
| 1 Counterpane | 4 00 | | |
| 90 Barrels of Flour @ \$3.00 per Barrel | 270 00 | | |
| | | Kemp P. Elliott | |
| | | John Hogg Jr | |
| | | Thomas Minson | |
| | | Joseph Crockett | |

Returned into York County Court. the 20th day
of January 1823. And Ordered to be recorded

Teste Sam. Shields cyp.

Copy Teste Sam. Shields cyp.
Octo 3rd 1843

Copy Inventory & Appraisement
of John. A. Rogers's Estate.

Copy
Inventory & Appraisement
of Mr. A. Rogers's estate

Clasbury Jan'y 30th 1844.

Es. W. Southall Esq.

Dear Sir; In my last communication, covering the papers connected with the estate of John H. Rogers *dec'd* and forwarded by Rowland Robinson Esq., I was not, perhaps, as explicit as I intended, or should have been, in relation to the object of the suit, which I have requested you to institute against the legatees and representatives of that estate. Aciding myself of a snowy morning, and the lassure which delicate health imposes on me in such weather, I will trouble you with a few remarks that I think pertinent. But in doing so, as I am not a lawyer, my purpose is not to trammel or influence you in conducting ^{the suit} contrary to your better informed judgment.

My leading object is the recovery from the estate of Valt, the balance reported by Commissioner Shields, as well as any additional amount which an improper settlement, on the part of that Court, may entitle the legatees to recover. I wish, therefore, that settlement to be set aside, or at any rate opened, throwing Valt's representatives on their vouchers, and not imposing on me the onus probandi, in order to falsify their accounts. — The Court having credited the estate with only one item from the account sales, (the negroes), and that item, when compared with the inventory, assuming so novel an aspect, whilst the balance or residue of the estate is credited from the inventory, alleging that "no account of sales was returned", creates, of itself, a strong desire to have the accounts opened. But I have still other reasons to urge; — The settlement of Commr. Shields was not returned, I think, until '29, and the ^{error} was allowed his commissions. Was he not, Sir, barred by the statute of Virginia, not having returned an account of his administration since he undertook it in ^{the} last of '22, or early in '23? — The Clerk is allowed \$13 or 14, for recording this settlement, with other papers, when the papers themselves show, by the Clerk's endorsement,

that they were not recorded earlier than '29. Pray, sir, does not a clerk, not only forfeit his fees, but subject himself to a penalty for charging fees before the service is performed? — In 1826, I think you are writing from memory, the estate is charged with \$36, or thereabouts, paid to Mr. Allen Chapman. I have no doubt but that the claim was a just one, as far as Mr. Chapman was concerned, but it is quite possible that it was due from Mrs. Rogers, and not from the estate. I think I am warranted in this conclusion from the fact, that the two slaves sold, (even at the common price), were more than sufficient to relieve the estate from its indebtedness. —

When you have leisure to answer this note, please notice the case I alluded to you in my last.

I presume it may become necessary to collect some testimony either for the Court, or to be read in settlement of the accounts. When you advise me of that fact, I will attend to it personally. —

I want, ^{me} sir, to remark, that myself or wife, ^{never} had any notice of the settlement of Mr. Tabbs administration, or any other of the acts and doings, as regards this estate, until Doctor Power, the elder, became ^{Adm^r} Administrator. If I had been properly advised, I certainly would have guarded the estate against the disadvantages, that must have been practised upon it.

Some of my inquiries and suggestions may appear quite simple, but please pass them over, as it is 12 or 14 years since I had the honour of being a M. Comm. off^r in the Sup. C^t. Chancery for the Richmond District, and since that time, have paid no attention to Chancery suits.

I am with great respect
Yours
H. S. Ford

J. L. Pray, sir, is the bill filed?

S. C.

Samuel Crawford

30. January 1844.

Recd. 6 Feb 1844.

Virginia

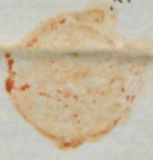
Williamsburg

George W. Lottwell Esq.

Dir



NO 41 1844



Petersburg Jan^y 5th 1844.

G. W. Southall Esq^r

Dear Sir, Your favor of the 3^d inst. came to hand this morning. I now inclose you the papers, so far as I have been able to procure them, relative to the estate of John A. Rogers' estate. You will perceive that the account of sales is not among the papers: and by a note from G. W. Town attached to the copy of J. A. Rogers' Will, that no such paper had been returned to the Clerk's Office by the representatives of Mrs. Tabbs, who was ex^{or} of J. Rogers. There is something strange in this when contrasted with an item of debit reported by Commissioner Shields in his settlement of Tabbs' administration of Rogers' estate. You will find the item dated, Jan^y 15th 1827, and reads thus; "To amo^t of Clerk's fees for recording appraisment account of sales & settlement of estate \$13.50⁰⁰. I do not know whether the comm^r. S. Shields and the Clerk S. Shields is the same person or not; but at any rate one or the other must have been grossly mistaken. I was particularly anxious to obtain the account of sales; because, 1st she, ^{Mrs. Rogers,} ~~exor~~ was not required to sell, or cause to be sold, any part of the estate she might wish to retain, except the two slaves set apart for the payment of the testator's debts, provided the amo^t. of their sales proved to be sufficient to discharge them, which the account shows was the fact. - Because 2^d, It was represented to me, that she became the principal purchaser, and was not required by the ex^{or} to comply with the conditions of the sale - that of giving bond and security for the purchase money, thereby leaving the estate of Rogers with no other security than the solvency of the ex^{or} and Mrs. Rogers at the time of her death. - Because 3^d, The Comm^r. credits the estate of Rogers by \$860, the amount of sales of the two slaves directed to be sold, (Mirable dictum no account of sales!) whilst the inventory and appraisment shows them to have been cleared at \$437.50 and Kelly at \$471.25 = \$908.75. - It is here worthy of notice, that the Appraisers were so very

particular in ascertaining, even to the fractional parts of a dollar,
the value of these two slaves, whilst no such exactness is observed in the
valuation of the other slaves. I am inclined to the opinion that the values
set upon them in the appraisement, were the prices they brought at sale.
And because, lastly, the account of sales would have relieved my mind of
many perplexing doubts that rest upon it.

I have inclosed, with the papers connected with the suit I request
you to bring, the bill in Chancery filed by Doctor F. W. Power, in order
that you might be apprised of the attitude in which that bill places the legates
of John A. Rogers. I have not thought it necessary to answer the bill at all.
It is true the bill prays for accounts and distributions amongst the legates,
whilst the representatives of Mr. Tabb and Mrs. Rogers are not made
parties, altho Doctor Power holds the refunding bond given by Mrs. Rogers
to Mr. Tabb, or his representatives, for of \$48,932 cents.

As there is ^{not} a sufficiency of the estate of John A. Rogers to pay off
the special legacies without the above mentioned of \$48,932, and as the legacy
to ^{my} wife is equal to the other two special legacies, I have thought it best to
make myself and Rosy L. Crawford, my wife, Compt's, and all other
persons, in any manner connected with the estate, Respond't's. I am
ignorant of the names of the representatives of Mrs. Rogers, and also of
Mr. Tabb, unless Saml. Gray and wife, mentioned in Count. Shields
Report, be his representatives. On this subject I would have informed myself
when in yourk in Aug, 1843, if I had supposed a Chancery suit could
have been necessary to settle the estate. The Chancery bill sent you
gives all the other parties except the five younger children of Mr. A. Rogers,
(Mrs Crawford's father), who are made residuary legates. - Whether it will
be necessary to make them Respond't's or not, you will determine. Their

Names are; Samuel C. Rogers, Henry A. Rogers, Benjamin Franklin
A. Rogers, Sarah M. Ford, formerly Rogers and Mary E. Ligon formerly
Rogers, (she is dead - left issue). — Saml, Henry and Benjamin are,
I believe, citizens of Texas, the others live in Alabama. —

Allow me to trouble you to ascertain the Representatives of Jabb & W. Rogers.
As regard the legacy to Edmund C. Thomas, Mr. John Fox, of York town,
informed me, many years ago, that Thomas had received his legacy and spent
it, and had become wealthy. As Mr. Fox is dead, perhaps, no proof of the
fact can be procured. — Allow me, Sir, to moot this question; if
Mr. Thomas was a hanger on in the family of Mrs Rogers, and supported
out of the estate of S. A. Rogers in common with herself, would
not the expenses thus thrown on the estate stand as an offset
equal amount of his legacy? —

I wish this suit to be conducted with as much stoutness as the
principles of equity will permit.

I am, Sir, Most Respectfully Yours

S. Courtoisford

"

P. S. I will detain this communication

My accompanying Note was sealed and the seals dry before
it occurred to me that I had omitted to state, that a part of my wife's
legacy had been received. We have received \$450. — \$300 from the elder,
and \$150 from the younger Doctor Lower.

S. Courtoisford

Samuel C. [unclear]

Recd. 8th Jan'y 1844.

Recd. 8th Jan'y 1844.

Therby enquiring Mr. Caughy's work
the made is in the [unclear]
in the [unclear] of [unclear] [unclear]
Byron State, which was [unclear] [unclear]
to [unclear] [unclear]. It has [unclear] [unclear] [unclear]
and is not [unclear] [unclear] [unclear] [unclear].
They visit. She [unclear] [unclear] [unclear]
[unclear] [unclear] [unclear] [unclear].
[unclear] [unclear] [unclear] [unclear].

Virginia

Melvin's [unclear]

Esq. Southall

George W. Southall

437.50
471.25

908.75
45.40

863.35

H. John

Received of George W Southall, for my father doct.
Frederick B. Power, adm^r of John A. Rogers deceased,
The sum of Three Hundred and Ten Dollars, in full of
the purchase money due for the purchase of a negro
man slave named Cain, one of the slaves of the
said Rogers' Estate, this day sold by the said
Frederick B. Power adm^r as aforesaid, at public
sale, at York County Court House, the right and
title to which slave is hereby warranted.

10 January 1843.

Frederick B. Power

For F. B. Power

Fredrick B. Cross agent of
John A Rogers. by J. W. Cross
Receipt & Bill of sale
for negro man Cain.

\$310.

16 Jan'y 1843.

negro kids to Cross & Son
for year 1843 at p 80. See
envelope of same 1843.