1871 - 10 Southampton County Chancery Janes, Adolphus Exor et als vs- Holland, Meredith Est-

"Creditors Suit"

Adolphus Janes, Exor &
Wm M. Janes Exor +
Guardian for Sims &
Abram S Gardner, Exor.

William E Powell +
Martha J. His wife

Sarah R Holland
James Holland
Meredith W Holland

~~Hy Ho~~ 97

Kelly & V.

a. L. Ives Exrs. of
W. M. Ives dec'd &c.

vs } Ch.

Meredith Bollcomb
Sh. &c. Settlers

Cir. et. Northn. Co

Kirby p. 9

A. D. Ives, Exr. of
Wm. M. Ives, dec.

vs

Meredith Brevard Sh.
& Comr. Sutton

1869 June Rules

Cir. Ct. Southn

To the Hon. Judge of the
Circuit Court of Southampton County.

Complaining shews unto the Court your Complainant Adolphus H. Jones Executor of Wm M. Jones and (who was guardian of the heirs of Abram L. Gardner dec'd) who sues for himself & all other Creditors of Meredith Holland dec'd, who may make themselves parties hereto on the usual terms.

your Complainant respectfully represents to the Court and says, That the said Wm M. Jones (as guardian aforesaid) in his life time brought suit against said Meredith Holland on a writing obligatory, and at November term of the Circuit Court of Southampton County 1867, obtained a Judgment for the sum of $578.20 with Compound Interest from the 17th of August 1861 till Jany 1st 1867 and with Interest at six per cent per annum from Jany 1st 1867 till paid & $6.87 cts, and which was duly docketed in the county Court Clerk's office of said County on the 23d of Dec. 1867 & became a Lien on the Lands of said Meredith Holland — a duly certified Copy of which Judgment is filed herewith Marked A.

That the said Meredith Holland was at the time of the rendering said Judgment the owner of 596 acres of Land in said County, lying on

Cedar Swamp.

That since the rendering of said judgment to wit: on the day of 1868 the said Meredith Holland has died Intestate, leaving as his heirs at law and distributees, the following children (no widow) — Charles Holland, Mary E. Laurence (a widow), James Holland, John H. Holland, Martha J. now wife of Wm E. Rawls, Sarah R. Holland & Meredith W. Holland. That the said Wm M. Ivey has died & your complainant is his Executor.

That the estate of said Meredith Holland was by order of Southampton County Court of the day of committed to the hands of Saml. Kello, Sheriff of said County for administration. and that the personal estate of said deceased is insolvent —

Your Complainant prays that the Lands aforesaid may be sold to pay the debts of said deceased according to the rights of the creditors.

In consideration whereof and as this Court has jurisdiction. To the End your Complainant prays that Saml Kello Sheriff & Committee of Meredith Holland dec'd, Charles Holland, Mary E. Laurence, James Holland, John H. Holland, Wm E. Rawls & Martha J. his wife, Sarah R Holland & Meredith W. Holland may be made defendants hereto & be

Compelled to answer the allegations herein,
that the prayers of your Complainant
may be granted and that due proper
accounts may be had, and such other and
further relief granted Consistent with Equity &c

John R. Skilly Sol. for

"A"

Exhibit files with

Bill of

Ines for

Meredith Holland

Kelly

Southampton Circuit Court November Term 1867.

Wm M Jones Guardian of the heirs of Abram L Gardner dec Pltff.
against
Meredith Holland Deft } In Debt.

Judgment against the Defendant for $578.20 with Compound interest from 17 August 1861 till Janry 1st 1867 and with interest at six per cent per annum from Janry 1st 1867 till paid Costs.

Pltffs Costs $6.87

Abstract from the record.

Docketed. 23d Dec. 1867. Teste L R Edwards Clk

Jones Esqr

&c } Copy Decree

Hollands adm Ct

Southampton Circuit Court. November Term 1870.

Adolphus St. James Executor of William M. Jones dec'd. who sues for himself and all other creditors of Meredith Holland dec'd - who may make themselves parties &c - against Defts: Pltff:

Saml Wells, Committee of Meredith Holland dec'd - Chas Holland, Mary E. Lawrence, James Holland, Jno: H. Holland, Wm E. Rawls, & wife; Sarah R. Holland and Meredith W. Holland. Defts.

In Chancery.

This Cause came on this day to be again heard on the papers formerly read, and on the answers of Charles Holland, Mary E. Lawrence, James Holland, John H. Holland, Wm E. Rawls and his wife Martha J. John R. Holland and Meredith W. Holland; filed at the last term of this Court and on general replication thereto, and on the Report of Commissioner Wills, Made pursuant to the Decree of the Nov. Term 1869. of this Court, to which report there is no exception, and was argued by Counsel; On Consideration whereof the Court doth Confirm the said Rept and doth decide that the said Charles Holland, Mary E. Lawrence, James Holland, Jno. H. Holland, Wm E. Rawls, and his wife Martha J. John R. Holland and Meredith W. Holland, are not entitled to any Homestead in the Lands of which Meredith Holland died possessed, inasmuch as said lands are subject to Judgments being rendered in the life time of said Meredith Holland - Doth adjudge, order and decree, That John R. Kelly, who is hereby appointed Commissioner for that purpose, proceed to Sell before the Court house door of Southampton County, on some Court day, on a Credit of One, Two & three years, after initial from date, (except for such Sum sufficient to pay the Costs of Suit and expenses of Sale, including an attorneys fee to John A. Kelly, Jno. J. Kindred and Wm B. Shands each of Fifty Dollars, which he will require in Cash, and pays to those entitled:) the lands of which Meredith

Holland dirt perfect, described in Commissioners Whites said Report as two tracts, one of which contains three hundred and thirty one acres more or less, and adjoining Cedar Swamp; and the other tract Contains Two hundred and Sixty five acres, and also adjoins Cedar Swamp; bearing first given at least twenty days Notice of Such Sale by Notice at the Court House door of Southampton County, and at Franklin, and other public places in Said County taking from the purchaser Bond and good Security, and return the bills till the further Order of Court, and Make report to Court.

But no Sale is to be made Under this Decree, till the Said John R. Kelly, Shall execute before the Clerk of this Court, in his Office, a Bond in the penalty of Twenty five hundred dollars, Conditioned for the faithful Execution of the duties required of him Under this Decree, and any other Decree, which he may be required to execute Under this Decree. And Unless the Said Lands Shall Sell for three fourths of their Value according to the last report made for the purpose of Taxation. And it is further Ordered that a Commission of this Court ascertain what Credit Should be plead to the Judgment of Wm E. Gay against Said Meredith Holland, referred to in Said Commissioners Whites Report, and Make report to Court.

A Copy Teste.

James R Sykes, D.C

Clks Cost.	$	13.72
Shff. "		4.50
Com Whites		15.00
Law Y.		
	$	

Defts Co Holland Y. Cost

Clk	$	0.50
Law.		

Southampton County Clk's Office
November 30 1870

Assessed value of the lands of Meredeth Holland dec^d directed to be sold.

One tract containing 331 acres assessed at $1489.50 $1118.
" " 265 " " $795.— $597

1489.50
3
4468.50
1117.12

Test. Oswin White cc

795
8 5
6-

1870 Adolphus H. Jones Exr of Wm M Jones dec'd
April who was Guardian of the heirs of Abram L. Gardner
dec'd

To Edwin White, Commissioner in Chancery &
To making up Report &c in Chancery Suit — $ 15.00
of Jones Exr &c Stollman's Exr &c

Edwin White, Commissioner

To the Circuit Court of Southampton County.

The Undersigned reports to Court. That pursuant to the decree of said Court of Nov. Term 1870, made in the cause of Jno. Jas. Jr. vs. Wm. Holland &al. he proceeded to advertise the Lands therein named, as directed and did on the 19th. December 1870 (being Court day) at auction before the Court house door of said County, on the terms named in said decree, the said Lands, when the same were purchased as follows. The tract of 331 acres valued in aforesaid decree at $1489.50 was purchased by I. D. Pretlow & Jno. B. Pretlow Jr. for $1500.00

and the tract of 268 acres by Jno. M. Cobb (valued as above $795) for 591.00

$2091.00

Of which there was received in cash $ as follows ——

Paid	To 5 per Cent Comr. on $300 =	$15.00
Paid	" 2d. on $1791. Balance	35.82
Paid	" paid Jno. R. Kelly Attn.	50.00
Paid	" " J. J. Kinder Do.	50.00
Paid	" " W. B. Shands Do.	50.00
Paid	" " Comr. White	15.00
Paid	" " for printed Handbills	1.50
Paid	" " Clerk 13.72 & 50c.	14.22
Paid	" " Sheriff.	4.50
Paid	" " Surv. Cris	10.00
Paid	" " reserved for 2 years Stamps	10.00 — $256.04

$1834.96

Amo., hot. m #1834.96

Jno. M. Cobb executed 3 bonds each for #140. Dated 19 Dec 1870. payable with Int. from date at 1. 2 & 3 years, with D. D. Pullen, security, which are filed herewith, making #420:00

and

D. D Pullen & Sam B. Pullen executed 3 Bonds as above each for #433.33 making =

#1299.99 = #1719.99

In comm. Lands — #114.97

No title to said Lands retained till the further order of Court.

Respectfully submitted
John R. Kilby Com

1871 June 16 Rec'd my fee Wm B Shands $30.00
1871 July 15th Received my fee $30.00 cents
Jno D Kindred

1871 May 15 Rec'd of the Clerk of the Circuit Court of Southampton County, the Three Bonds of Jno. M. Colt & I. D. Pretlow, each for $1110 also the three Bonds of S. B. Pretlow & I. D. Pretlow each for $433.33 filed with this report & now delivered Done under Decree of May Court 1871

John R. Kelly Com'r

Sheriff's &c.

Return of Sale

1871 April 18.

Cir. Ct.

Executed March 18th 1869 & a true Copy hereof delivered to James Holland.

Jno Clay Sh'ff

Louis Exon
v.
James Chaney
&
Holland & al: D.C.

1869. April Rules.

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of the County of ~~Southampton~~ Nansemond — Greeting:

We command you to summon Samuel Vick Sheriff & Committee of Meredith Holland dec'd Wm E. Rawls & Marston & his wife, Sarah R. Holland, James Holland, Meredith W. Holland

if they be found within your bailiwick, to appear at the Clerk's Office of our Circuit court of Southampton County, at the Rules to be holden for the said court, on the first Mondy in April next to answer a bill in Chancery exhibited against them & others in our said Court by Adolphus H. Jones Executor of Wm M. Jones dec'd Guardian of the heirs of Abram S. Gardner dec'd who sues for himself & all other Creditors of Meredith Holland dec'd.

And have then there this writ.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court-House, this 22nd day of February A. D., 1869, in the 93rd year of the Commonwealth.

L R Edwards, clk

Jones Exr

v } Com Whites Rept.

Holland

1870 April 2d

An Account of Judgments against Holland &c. as follows.

No 1	William E Gay	Judgment for	1000	00	
Docketed	Interest from 7 July 1861. to 1 Feby 1870		514	00	
May 7. 1861	Costs		8	05	$ 1522 05
Ent May 4 1861	Subject to a credit from sale of the Land				
No 2	Wm H. Finch "Judgment" for		429	97	
Docd	Interest from 29th Jany 1861 to 1 July 1870		232	20	
July 23/61	Costs		3	67	
Ent May 4 1861					665 84
No 2					
Docketed	Richard Johnson. who sues for the benefit				
July 23/61	of Robt M Dole. Judgment		260	44	
Ent May 4 1861	Int from 29 Jany 1861 to 1 Feby 1870		140	71	
	Costs		3	67	
					404 82
No 2					
Docketed	David Turner. "Judgment for		370	00	
July 23rd	Int from 1st Feby 1861. to 1 Feby 1870		270	00	
1861	Costs in five Cases 29.97		29	97	
Ent May 4 1861	The foregoing Judgments have all been paid				799 97
No 3					
Docketed	Wm M. Jones. as Guardian. Judgment for		578	20	
Dec 23rd	Compd. int from 17 August 1861. to 1 Jany 1867.		212	79	
1867	Simple int from 1st Jany 1867. to 1 Feby 1870				
	on the principal		106	96	
	Costs		6	87	
					904 82
4					
Docketed	Richard Barrett Guard for Charles B.				
May 4th	Barrett. Judgment for		304	50	
1865	Int from 10th March 1860. to 1 Feby 1870		180	71	
	Costs		7	34	492 75
					$ 4790 25

	To Amt brot over			4790 25
No 5	Thomas B Powell. Sometimes called adm of			
Docketed	Jno C. Ivey. Judgement for	335 00		
June 1st	Int from 15th Decembr 1860 to 31 ~~August 1863~~	52 81		
1868		387 81		
	Paid 31st August 1863	121 50		
	Bal due	$ 266 31		
	Int from 31st Augst 1863 to 1 Feby 1870	102 73		
	Costs	6 67		
				375 71
No 5				
Docketed	David Turner. Judgment for	300 00		
June 1st	Int from 1st Feby 1862 to 1 Feby 1870	240 00		
1868	Costs	6 67		
				746 67
No 6				
Docketed	Hillary Cutchens & Cherry G his wife late			
June 26th	Cherry G. Warden	150 00		
1868	Int from 2nd Janry 1860 till 1 Feby 1870	90 72		
	Costs	7 16		
				247 88
No 6				
Docketed	Joseph H. Duck Judgment for	170 20		
June 26	Int from 29th Decr 1859 to 1 Feby 1870	103 02		
1868	Costs	7 16		
				281 38
No 6				
Docket	Joseph H. Duck Judgment for	62 50		
June 26	Int from	26 56		
1868	Costs	7 16		
				96 22
	Total amt of Judgments with int & Costs		$	6538 11

Respectfully Submitted
Oswin White
Com:

An Account of the fee Simple & annual Value of the Real Est. of Meridith Holland dec

	Fee Simple Value	Annual Value
One Tract of 331 Acres adjoins Cedar Swamp	$ 1489 50	$ 100 00
One Tract of 265 Acres adjoins Cedar Swamp	$ 795 00	$ 50

Respectfully Submitted
Oswin White
Com:

	To Amt brot over			4790 25
No 5	Thomas B. Powell. Sometimes called adm of			
Docketed	Jno C. Ivey. Judgement for	335 00		
June 1st	Int from 15th December 1860 to 31 August 1863	52 81		
1868		387 81		
	Paid 31st August 1863	121 50		
	Bal due	$ 266 31		
	Int from 31st Augt 1863 to 1 Feby 1870	102 73		
	Costs	6 67		
				375 71
No 5				
Docketed	David Turner. Judgment for	500 00		
June 1st	Int from 1st Feby 1862 to 1 Feby 1870	240 00		
1868	Costs	6 67		
				746 67
No 6				
Docketed	Hilary Cutchens & Cherry G his wife late			
June 26	Cherry G. Warden	150 00		
1868	Int from 2nd Janry 1860 till 1 Feby 1870	90 72		
	Costs	7 16		
				247 88
No 6				
Docketed	Joseph H. Duck Judgment for	170 20		
June 26	Int from 29th Dec 1859 to 1 Feby 1870	108 02		
1868	Costs	7 16		
				281 38
No 6				
Dock'd	Joseph H. Duck Judgment for	62 50		
June 26	Int from	26 56		
1868	Costs	7 16		
				96 22
	Total Amt of Judgments with int & Costs		$	6538 11

Respectfully Submitted
Oswin White
Com'r

Commissioner's Office,
Jerusalem, March 1st 1870.

To the Circuit Court of Southampton County;

The Undersigned reports to the said Court, that pursuant to the decree made by said Court at the November Term 1869, in the Chancery Cause therein pending, wherein Adolphus H. Jones Exr of Wm M. Jones dec'd who was Guardian of the heirs of Abram L. Gardner, dec'd - Plaintiff and Samuel Wells, Sheriff and Committee of Meredith Holland dec'd - and others, Defendants; he proceeded to ascertain and report the facts and Statements as required by said decree, to wit; "That one of the Commissioners of this Court, proceed to ascertain and report all the Judgments docketed in Southampton County Court Clerk's Office, against the said Meredith Holland and their priority - and Secondly, the Value of the real Estate of said Meredith Holland, Subject to said Judgments and a description of the same as to boundaries, quantity, and annual and fee simple value, and Make report to Court." The Commissioner reports the amount of Judgments to be ($6538.11) with interest and Costs, and that there is two tracts of land, one tract containing 331 acres no Cedar Swamp, Southampton County Va - fee Simple Value $1489.50 and annual Value $100 - and the other tract Contains 265 acres, no Cedar Swamp in said County, fee Simple Value ($795.00) and annual Value $50 - The Commissioner also Reports, that after the Completion of the said account, he retained the same in his Office, ten days), for the examination of the parties, which with the decree &c - is herewith returned. - He would also State Specially, at the request of one of the parties, that he has not been able to find any Deed of Trust binding the said two tracts of Land - All of which is,

Respectfully Submitted,

Oswin White, Commissioner

Commissioner's fee $15.

Jones Exrs

v } Comr. Tylers Report

Hollands admor &c

1871. March 10th

Southampton Circuit Court November Term 1870

Adolphus St. Jones Executor of William M. Jones dec'd who sues for himself and all other Creditors of Meredith Holland dec'd — Pltff. In Chy.

against

Samuel Wells, Sheriff and Committee of Meredith Holland dec'd — Charles Holland, Mary E. Lawrence, James Holland John H. Holland, Wm. E. Rawls and Martha J. his wife, Sarah R. Holland and Meredith W. Holland Defts.

This Cause came on this day to be again heard on the papers formerly read and on the answer of Charles Holland, Mary E. Lawrence, James Holland, John H. Holland, Wm. E. Rawls and his wife Martha J. John A. Holland and Meredith W. Holland filed at the last term of this Court, and on general replication thereto, and on the Report of Commissioner White, made pursuant to the Decree of November Term 1869, of this Court, to which Report there is no Exception, and was argued by Counsel, On Consideration whereof, the Court doth Confirm the said Report, and doth decide that the said Charles Holland, Mary E. Lawrence, James Holland, Jno. H. Holland, Wm. E. Rawls and his wife Martha J. John A. Holland and Meredith W. Holland, are not entitled to any Homestead in the Lands of which Meredith Holland died possessed, in so much as said Lands are subject to Judgments being rendered in the Lifetime of said Meredith Holland, doth adjudge, Order and decree, that John A. Kilby, who is hereby appointed a Commissioner for that purpose, proceed to sell before the Courthouse door of Southampton County, on some Court day, on a Credit of one, two and three years, with interest from date, except for a sum sufficient to pay the Costs of Suit and expenses of Sale, including an Attorney's fee to John A. Kilby, John C. Kindred and Wm. B. Shands each of Fifty Dollars which he will require

in Cash, and pay to those entitled.) the Lands of which Meredith Holland died possessed, described in Commissioner White's said Report as two tracts, One of which Containing 381 acres, more or less, and adjoins Cedar Swamp, and the other tract Containing 218 acres and also adjoins Cedar Swamp, bearing first given at least twenty days Notice of such Sale by Notice at the Court House door of Southampton County, and at Franklin and other public places in said County, taking from the purchaser Bond and good Security and retain the title till the further Order of Court and Make report to Court; but no Sale is to be Made Under this Decree, till the said John R. Kelby, Shall execute before the Clerk of this Court, in his Office, a Bond in the penalty of ($2500.00) Conditioned for the faithful Execution of the duties required of him Under this Decree and any other Decree which he may be required to Execute Under this Decree; nor unless the said Lands Shall sell for three fourths of their Value according to the last assessment Made for the purpose of Taxation.

And it is further Ordered, that a Commissioner of this Court, ascertain what Credit Should be placed on the Judgment of William E. Gay against said Meredith Holland, referred to in said Commissioner Whites Report, and Make report to Court.

A Copy
Teste,

James R. Sykes, D.C.

Commissioner's Office,
Jerusalem March 14th 1871.

To the Circuit Court of Southampton;

Pursuant to a Decree of the Circuit Court of Southampton County rendered at the Nov. Term 1870, in a Suit in Chancery depending in the said Court between Adolphus A. Jones Exr. of Wm M. Jones dcd against Samuel Kello Shaff and Committee of Meredith Holland and others - the Undersigned to whom was referred "That a Commissioner of this Court ascertain what Credit Should be placed on the Judgment of Wm E. Gay against said Meredith Holland, referred to in said Commissioners White's Report;" reports to the Court that the Judgment referred to has as yet, received no Credit, but that C. C. Vaughan the Commissioner in the Suit of Wiggins and wife vs. Parker, pending in this Court Sold Under a Decree of the said Court Made at the November Term 1869, a piece of Land for the Sum of $745. to Josiah P. Gay, and after deducting the expenses which amounted to $56.59, the said Commissioner as directed by said Decree, took his Bond with approved Security, for the balance of the purchase Money, to wit; ($688.41) Six hundred and Eighty eight dollars and forty one Cents, payable twelve Months after date, with interest from date. Which Bond when Collected will be placed as a Credit on said Judgment of Wm E. Gay against Meredith Holland. All of which is respectfully Submitted to the Court by

James R. Sykes
Commissioner

Commissioner's fee $2.00
Sign to Plaintiff

Southampton Circuit Court, May Term 1871.

Adolphus H. Jones Executor of William M. Jones dec'd
(who was Guardian of the heirs of Abram L. Gardner)
who sues for himself and all other Creditors of
Meredith Holland dec'd. Plaintiff

In Chancery

Against

Samuel Ellis Sheriff and Adm'r of Meredith Holland dec'd
and others. Defendants

This Cause Came on this day to be again heard on the papers formerly read and on the Report of John R. Kilby, Commissioner, Made pursuant to the Decree of the November Term of this Court 1870, to which Report there is no exception and was argued by Counsel; On Consideration whereof the Court doth adjudge, Order and decree, That John R. Kilby Commissioner as aforesaid receive of the Clerk of this Court (who will deliver the Same to him on his leaving a receipt therefor,) the three Bonds of Jno. M. Cobb and J. D. Parker each for two hundred and forty dollars and the three Bonds of S. B. Parker and J. D. Parker, each for Four Hundred and thirty three dollars filed with the said Report, and Collect the Same when due, (the said debtors being authorized if they think proper, to pay the said Sums of money before due,) including of interest to the day of payment, and Make to Said Jno. M. Cobb a Deed for the real Estate purchased by him with Special Warranty, in the usual form, and also Make to Said Samuel B. Parker and J. D. Parker a like Deed for the real Estate purchased by them; and the Said Jno. R. Kilby, as Commissioner aforesaid, is directed out of Said proceeds of Said Bonds pay any Costs that may remain unpaid, and then pay the Same with the Sums of One hundred and fourteen dollars and Ninety Seven Cents, in Said Commissioner Kilby's hands as appears by his Said Report, notably to

William E. Gay, William H. Finch, R. M. Isles apts of Richard Johnson and David Turner, according to their respective Judgments as reported by Commissioner White, in his Report of 1st March 1870, the same being duly bearing prior lien to all other Creditors of said Meredith Holland, and of which said Judgments being of equal dignity and priority, and report to Court.

A Copy Test,

James R Tyler, D.C.

Jones' Exr Decree
vs.
Holland's admr.

A Copy?

Debts due by Meredith Ireland

To Wm E. Gay	Judgment	₶1522.05
Int. on ₶1000. from 1st Feby 1870		
to 21st aug/1871 — 1 yr. 6m. 21ds		93.50
		₶1615.55

Cr. amo. to be paid by C.C.		
Vaughan Cons. per statement		667.48
		₶948.07

To Wm H. Smith (Jud'g.)		₶665.84
Int. on ₶429.97 from 1st Feb.		
1870 to 21st aug. 1871	40.17	= ₶706.01

To Richd Johnson for benefit of		
Ro. M. Boles — Jud'g		₶404.82
Int. on ₶260.44 as above	24.34	= ₶429.16

To David Turner Jud.		₶799.97
Int. on ₶500. as above.	46.75	= ₶846.72
	Total debts.	₶2929.96

Lease
Report of
Payments
Orleans &c

1871 October 16

To the Circuit Court of Southampton Co.

The Undersigned reports to Court, that pursuant to the decree of the May Term 1871 of said Court, made in the cause pending in said Court, wherein A. H. Ivey Exr. of Wm. M. Ivey &c. is Plaintiff and Samuel Ellis Sh. &c of Meredith Holland dec'd, Defts, He has received of the Clerk of said Court the several Bonds of Jno. M. Cobb, and J. D. Pretlow & Collected the same, and paid the proceeds to those entitled as directed by said decree, and as the following statement will shew

By Balance in the hands of the undersigned (John R. Kelly) as per said decree $114.97

Interest on same 4.03

By 3 Bonds of J. M. Cobb &c. each $140 = 420.00

" Interest collected of same. 12.60

$551.60

By 3 Bonds of J. D. Pretlow, each $433 1/3. 1300.00

" Int. on same 8 mos. 52.00

Total amo. . . $1903.60

To paid Com. Tyler. fee per rec. $2.00

" fee for Report, & scaling &c. Bonds &c 23.94

" further Clerks fee, 2.50 $28.44

Bal. $1875.16

Amo. brought on ℔1875:16

To paid Wm E. Gay. 6 4 per
cent of ℔948:07 amo.
due him per statement ℔606:76
To paid Wm H. Finch, do.
on ℔706:01. ℔457.84
To paid Ro. M. Doley do
on ℔429:16 ℔274.66
To paid David Turner. do.
on ℔846:92 ℔541.90 = ℔1875:16

Deeds have been made to the purchasers
of the real estate as directed

Respectfully submitted
John R. Kelly Comr

1871 aug 21 Rec'd of John R. Kirby
Com'r. the several sums to which we are
entitled as above.

L D Brettow for Wm H Finch $157.84

L D Brettow for David Turner $541.90

Robert McDole

C C Vaughan for Wm E. Gay Com'r $606.76

A. H. Jones Exr of William M. Jones dec'd

1871. To James R. Tyler, Commissioner Dr

March 4 Making up Report in case of

Jones vs Holland &c $2.00

James R Tyler, Commissioner

For & in consideration of the sum seventy five dollars money to me in hand paid, I hereby sell & transfer unto L D Pretlow all my right title & interest to a bond due me by Charles Holland & Meredith Holland of the county of Southampton, on which bond judgement has been obtained in the said county, & I hereby authorize all & every one who may have money in their hands for the payment of the said debt to pay it unto L D Pretlow

Apl 28th 1871

Wm A Finch

For value received I assign the
judgment, I hold against Chas
Holland & Meredith Holland to
J Denson. Pretton, Witness my
hand and seal this 8th
day of May, 1870.

David his + mark Jernigan (Seal)

Witness
J B Pruce

Wiggins and Wife
vs. Parkins adm'r &c.
Decree

A Copy

Southampton Circuit Court, [illegible] Term 1871.

Murfee &c. vs. Parker adm
Parker &c. vs. Parker adm
Wiggins and wife &c. vs. Parker &c.
Wiggins and Wife &c. vs. Parker &c.

In Chancery.

This day these Causes came on again to be heard on the papers formerly read and the Report of Special Commissioner Cecil C. Vaughan Made pursuant to a Decree of this Court entered at the November Term 1869, and to which no Exceptions have been filed and was argued by Counsel; Whereupon consideration whereof the Court doth adjudge, Order and decree, that the said Report be Confirmed and that Cecil C. Vaughan withdraw the Bond of $690.41 he filed with his report in the papers in this Cause bearing his receipt thereon, and collect the same, and that he also collect from John R. Kelly the Commissioner appointed to Sell Meredith Holland's Land, the amount to be paid from the said fund on the bond due from Charles Holland and Meredith Holland to Wm E. Gay former Commissioner appointed to Sell the Land in one of the Causes and pay to the Administrator of William E. Gay dec'd. the Sum of one hundred and Seventy Six dollars and fifty Eight Cents with interest from the 9th of March 1861, and after paying the Expenses of these Suits incurred Since the rendering of the Decree of the November Term 1869 including a fee of thirty dollars each to John J. Kindred & Wm B. Edwards deposite the residue of the funds Collected in the Citizens Bank of Norfolk Virginia and return the Certificate of deposit along with his Report to this Court in Order to a further decree.

A Copy Teste. J. Ames R. Sykes D.C.

Jones Exr

to } Com.s bond

Holland

2527

Know all men by these Presents that we John R Kilby

are held and firmly bound unto the Commonwealth of Virginia in the just and full sum of Two thousand five hundred ——— Dollars To the payment whereof well and truly to be made To the said Commonwealth we bind ourselves, our heirs executors and administrators jointly and severally firmly by these Presents Sealed with our Seals and dated this day of A D 1870

The Condition of the above Obligation is such that whereas in a Suit in Chancery depending in the Circuit Court of Southampton County between Adolphus H Jones Exor. of Wm W Jones dec^d who sues as Plaintiff and Samuel Kello Shff & Committee of Meredith Holland dec^d & others Defendants by a decree entered therein on the 11th day of November 1870 the said John R Kilby was appointed Commissioner to sell the lands of which Meredith Holland died possessed described in Commissioner Whites report in said Suit. Now if the said John R Kilby shall faithfully discharge the duties of his said Office or trust under the said decree and any other decree which may be rendered in the said suit. Then the above Obligation to be void or else to remain in full force and virtue.

John R. Kelly (Seal)

Joseph B Prince (Seal)

Jones Exor

v Sum. Chs

Hollands adr

1869 April Rules

Executed Feb. 23 1869 on Meriwether N. Holland, Feb. 24th 1869 on Wm. E. Rawles & Martha J. his wife & L. Kello & Sarah R. Holland by delivering to each a copy.

James Holland is not a resident of my county.

E. L. Story Deps

for L. Kello Shff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of the County of Southampton—Greeting:

We command you to summon Samuel Kello. Sheriff & Committee of Meredith Holland dec'd Wm. E. Rawls & Martha J. his wife. Sarah R. Holland. James Holland & Meredith W. Holland

if they be found within your bailiwick, to appear at the Clerk's Office of our court of Southampton County, at the Rules to be holden for the said court, on the first Mondy in April next (Circuit) To answer a bill in Chancery exhibited against them & others in our said Court by Adolphus H. Jones Executor of Wm. M. Jones dec'd guardian of the heirs of Abram D. Gardner dec'd who sues for himself & all other creditors of Meredith Holland dec'd

And have then there this writ.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court-House, this 22 day of February A. D., 1869, in the 93 year of the Commonwealth.

L R Edwards cc

Executed March 15th 1849 & action Copy handed down to Mayr. R. Laurence

Thos Ely Clk

Jones Exor.

v.

Sums Chy

Hollands adm

1869 April Rules

Nansemond

THE COMMONWEALTH OF VIRGINIA, Nansemond

To the Sheriff of the County of ~~Southampton~~ Greeting:

We command you to summon Mary E Lawrence

if she be found within your bailiwick, to appear at the Clerk's Office of our Circuit court of Southampton County, at the Rules to be holden for the said court, on the first Mondy in April next to answer a bill in Chancery exhibited against her & others in our said Court by Adolphus H. Jones & James Executor of Wm. M Jones dec. guardian of the heirs of Abram D. Gardner dec. who sues for himself and all other Creditors of Meredith H Holland dec.

And have then there this writ.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court-House, this 22 day of February A. D., 1869, in the 93 year of the Commonwealth.

L R Edwards Clk

Jones Exor.

&

} Sum. Chy

Hollands adm'r

1869 April Rules

Executed March 1st 1869
by delivering a Copy of
the within Sum's in Chy
to the defendant
Holland

W A Moody D S
N J Malloy Dpt
City of Pby

Petersburg

THE COMMONWEALTH OF VIRGINIA,

To the ~~Sheriff of the County of Southampton~~ Sergeant of the City of Petersburg —Greeting:

We command you to summon Jno. H. Holland

if he be found within your bailiwick, to appear at the Clerk's Office of our court of Southampton County, at the Rules to be holden for the said court, on the first Mondy in April next to answer a bill in Chancery exhibited against them & others in our said Court by Adolphus H. Jones Executor of Wm. M. Jones dec'd guardian of the heirs of Abram L. Gardner dec'd whereas he for himself & all other creditors of Meredith Holland

Circuit

And have then there this writ.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court-House, this 22 day of February A. D., 1869, in the 93 year of the Commonwealth.

L. R. Edwards cc

Executed on the 16th of August
1869 by delivering a true copy
of the within to Charles Hallmond

Milly E Powell DS
for F Smith Shff.

Jones' Exr:
v
Summ. Cty
Hollands &c. Sp

1869 September Rules

D.O.Wright

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of the County of ~~Southampton~~ Greeting:

We command you to summon Charles Holland

if he be found within your bailiwick, to appear at the Clerk's Office of our court of Southampton County, at the Rules to be holden for the said court, on the first Mondy in September Circuit next to answer a bill in Chancery exhibited against him & others in our said Court by Adolphus H Jones Executor of Wm M Jones dec'd Guardian of the heirs of Abram L Gardner dec'd who sues for himself & all other Creditors of Meredith Holland dec'd

And have then there this writ.

Witness, ~~LITTLETON R. EDWARDS~~ Oswin White, Clerk of our said Court, at the Court-House, this 2 day of August A. D., 1869, in the 94 year of the Commonwealth.

O. White Cl

The joint answer of Charles Holland, Mary E Lawrence, James Holland John H Holland Wm E Rawls and his wife Martha J. John R Holland and Meredith W Holland to a bill in chancery by Jones &c vs Thos W Allen

For answer to the said bill or as much thereof as it is material to answer these defendants for answer say that they are the children and heirs at Law of Meredith Holland, that they are householders and heads of families and as such entitled to the exemption under article XI of the constitution of Virginia. These defendants state further that their ancestor and father Meredith Holland died in the year 1868 having the tract of land mentioned in the bill, which descended to them that they at once entered into possession and have enjoyed it up to this time reaping it out and receiving the rents and profits and that is now their land that after their father death This bill has been filed this land to his debts, These defendants now claim the homestead exemption to $2000 in the said land to hold it clear of all debt and ask the court to have it set aside before any debts are paid

and having fully answered prays him to be dismissed with his costs &c

Thomas for defts

Thomas
vs
Holland

Same vs
same & Clark
Holland & ux

1870 May Term

13.72

Jones Exor

v. Stat. Rules

Hollands adm Xo

1870 Nov.

Clk.	$ 13.72
Shff Kello —	2 50
" Smith J. Off —	50
" W Eby Assessors —	100
Sgt. Mallory	50
Coro White —	15 00
Law Xo	15.50
	$ 48.72

In Southampton Circuit Court.

Adolphus A Jones Executor of Wm M Jones dec'd (who was guardian of the heirs of Abram L Gardner dec'd) who sues for himself & all other creditors of Meredith Holland dec'd who may make themselves parties hereto on the usual terms. Pff

against

Samuel Kello Sheriff & Committee of Meredith Holland dec'd Charles Holland Mary E Lawrence, James Holland, John H Holland Wm E Rawls & Martha J his wife, Sarah R Holland & Meredith W Holland Defts:

1869 Feby 22. Summons issued

" June R. Summons being returned Executed on ~~Bill~~ but Chs Holland Bill filed D. Nisi to all the Defts except Dft. Chs. Holland.

" July R. Bill taken for confessed as to all Dfts except Chs Holland new sum. to him.

" Aug. R. Sum. ret. Executed on Dft. Chs. Holland D. Nisi to him. Cause set for hearing as to all the other Defts.

" Sep. R. Bill taken for confessed as to Dft. Chs. Holland

" Oct " Cause set for hearing as to Dft. Charles Holland

" Nov T. Decree for account &c

1870 May T. Ans. Charles Holland &c filed. G Rep. 1 Cent.

" Nov. T. Decree for sale &c

1871 March 10. Report.

" May — Decree to confirm. &c

" Oct 16. Report

Nov T Final decree

Crosfs Exrs
&c
Mayfields admrs

Com. notice

Executed June 1st 1848. and true Copys hereof delivered to Edwin Smith & Matthew N. Crosfs Exors & Executrix of N. Crosfs Dec'd

Wm Ely

COMMISSIONER'S OFFICE,

Jerusalem, May 19th 1868

To Edwin Smith & Martha A. Cross Exor and Extrix of Hardy Cross decd & all other creditors of Jeremiah Norfleet decd Pltffs

Vs

John B. Jenkins admr of Jeremiah Norfleet decd Matilda Norfleet, Grooms Barnes & Sallie his wife Stevenson Council & Hannah his wife Wm Barnes & Alexena his wife Lucy C. Norfleet & Marietta Norfleet Defts

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

1st An account of the transactions of John B. Jenkins as administrator of Jeremiah Norfleet decd. 2nd An account of the debts due by the said Jere: Norfleet. or his Estate and their dignity. 3rd An account of the real estate of which said Jere: Norfleet died seized. subject to the dower therein of his widow and the fee simple and annual value thereof. and make report with any matter specially stated deemed pertinent by him or which any of the parties may require to be so stated

required to be taken by a decree of Southampton Circuit Court, rendered on the day of May term 1868, in a suit in Chancery, depending in said Court, in which you are parties, plaintiffs, and defendants; at which time and place you are required to attend.

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

Henry S. Howard Commissioner.

To the Sheriff of ~~Southampton~~ County to execute.

Jas. Ewer

N.

Sheard's

1869

Nov. Comm. Dem

To be entered.

E. P. Pitts

Travis Ed & al v. Holland &c

This cause came on to be heard on the Bill of the Complainants taken for confessed as to all the defendants, process having been duly executed on all of them and they failing to appear & make defence, & an Exhibit filed with the said Bill, and was argued by Counsel;

On Consideration whereof the Court doth adjudge, order & decree that one of the Commissioners of this Court proceed to ascertain and report all the Judgments docketed in Southampton County Court Clerk's Office against the said Meredith Holland, and their priority, and secondly the value of the real estate of said Meredith Holland subject to said Judgments and a description of the same as to boundaries, quantity & value. And make report to Court with any matters specially stated deemed pertinent by himself, or that any of the parties may require to be so stated

annual & the surplus

Journal
of

Holland for
1870
Nov & Dec

To be returned
Geo. Dalton.

41
21
75

Jones &c

vs

Holland &al

This cause came on this day to be again heard on the papers formerly read & on the answer of Charles Holland, Mary E. Lamme, Sam, Holland, John H. Holland, Wm E Rand, & this wife Martha J, John R. Holland and Meredith W. Holland, filed at the last term of this Court, & on general application thereto, and on the Report of Comr. White, made pursuant to the decree of the Nov. Term 1869 of this Court - to which report there is no exception and was argued by Counsel; On consideration whereof the Court doth confirm the said Report and doth decide that the said Charles Holland, Mary E. Lamme Sam Holland, John H. Holland, Wm E. Rand, & this wife Martha J, John R. Holland, and Meredith W. Holland are not entitled to any Homestead in the lands of which Meredith Holland ~~made said lands~~ mortgages in said lands are subject to judgments liens rendered in the life time of said Meredith Holland and foreclosed. Doth adjudge, order and decree that John R. Kelly who is hereby appointed a Comr. for

that purpose, proceed to sell before the Court House door of Southampton County, on some Court day, on a credit of one, two & three years with Interest from date (except for a sum sufficient to pay the Costs of suit & expenses of sale including an attorney's fee to Mr. I Randolph Turner & Shands each = John R. Kelly, of fifty Dollars, which he will receive in cash & pay to them entitled), the Lands of which Meredith Holland died possessed, described in Comr. Whites said Report as two tracts - one of which contains 331 acres more or less and adjoins Cedar Swamp; & the other tract contains 265 acres, and also adjoins Cedar Swamp, - having first given at least twenty days notice of such sale by notice at the Court House door of Southampton County, and at Franklin and other public places in said County - taking from the purchaser Bond & good security & retain the title till the further order of Court and make report to Court -

But no sale is to be made

under this decree, till the said John R. Kelly, shall execute before the Clerk of this Court in his office a Bond in the penalty of $2500, conditioned for the faithful execution of the duties required of him under this decree, and any other decree which he may be required to execute under this decree — nor unless the said Lands shall sell for three fourths of their value according to the last assessment made for the purpose of Taxation —

And it is further ordered that a Copy of this decree be certified which order should be entered on the Judgment of Wm E. Ray against said Meredith Wellford, referred to in said Com'r. White's report, and make report to Court

Smyth

vs

Woodward

1870

May 21. Order

To be entered

Geo. Blow 2

Jno. R. N. Holland.

On the motion of the defendants Charles Holland, Mary E. Lawrence, James Holland, John H. Holland, Wm E. Rainey & wife Martha J., John R. Holland & Meredith W. Holland, leave is given them to file their answer, which is accordingly filed, to which the plaintiff replied generally, & the cause is continued

A Copy

Test L. R. Edwards D.C.

Thomas Exor.

v.

Bobby Reeves

Abdallah adm &c

Fee marked

Dis ck

costs

Southampton Circuit Court November Term 1869

Adolphus H Jones Extor of Wm M Jones decd. & (who was Guardn of the Heirs of Abram Gardner decd) who sues for himself and all other Creditors of Meredith Holland decd - who may make themselves parties hereto on the usual terms — Plffs

In Chancery

against

Saml Wells Sheriff & Committee of Meredith Holland decd - Charles D Holland, Mary E Lawrence, James Holland, Jno T Holland, Wm E Rawls & Martha J his wife, Sarah R Holland & Meredith W Holland — Defts

This cause came on to be heard on the Bill of the complainant taken for confessed as to all the Defendants process having been duly executed on all of them & they failing to appear & make defence, and on Exhibits filed with the said Bill & was argued by Counsel; On Consideration whereof, the Court doth adjudge, order and decree, that one of the Commissioners of this Court proceed to ascertain and report all the Judgements docketed in Southampton County Court Clerks Office, against the said Meredith Holland and their priority, & Secondly the value of the real estate of said Meredith Holland Subject to said Judgements, & a description of same as to boundaries, quantity & annual & fee simple value & make report to Court with any matters specially stated deemed pertinent by himself or that any of the parties may require to be so stated —

sum of $114.97, in said Court Killy hands as appears by his said Report., ratably to Wm E. Ray, Wm H. Finch, Ro. M. Dole, agts of Richard Johnson, & said sums according to their respective Judgments as reported by Com. Whittle in his report of 1st March 1870, the same being Debts having prior liens to all other creditors of said Meredith Holland, & all of which said Judgments being of equal dignity & priority, and report & Court.

Jones Exrs.
vs.
Holland &c.

1871
Abby ch. decree
to be entered.

Clerk's Costs.

Jones Exr. vs. Holland &c.

This cause came on this day to be again heard on the papers formerly read, & on the report of John R. Kelly Comr. made pursuant to the decree of Nov. Court 1870 - to which report there is no exception, and was argued by Counsel: On consideration whereof the Court doth adjudge, order and decree that John R. Kelly, Comr. aforesaid receive of the Clerk of this Court, (who will deliver the same to him, on his leaving a receipt therefor) the three Bonds of Jno. M. Cobb & J. D. Patton, each for $140, and the three Bonds of S. B. Patton & J. D. Patton, each for $433.33, filed with the said report & collect the same, when due (the said debtors being authorized if they think proper to pay the said sums of money before due) inclusive of interest to the day of payment and make to said Jno. M. Cobb a Deed for the real estate purchased by him with special warranty in the usual form, and also make to Saml B. Patton & J. D. Patton, a like deed for the real estate purchased by them; and the said John R. Kelly as Comr. aforesaid is directed, out of said proceeds of said Bonds, pay any cost that may remain unpaid, and then pay the same with the

Jones &c.

vs

Ireland &c

1871

Nov. Ct.

Final decree

to be entered.

Geo. B Cox.

Ivey &c.

v.

Orleans &c.

This cause came on this day to be again heard on the papers formerly read & on the Report of John R. Kelly, Commissioner, made pursuant to the decree of the May Term 1871 of this Court — to which report there is no exception now argued by Counsel: On Consideration whereof the Court doth confirm the said Report and doth adjudge order and decree that the proceedings had in this cause be confirmed & made final and binding between the parties, & that the cause be removed from the Docket.