

1877-23

Southampton County - Chancery

Scoggins, Lucretia vs Scoggins, Lisora

Petition for sale of land
to divide

Scoggins, Sigooney
Kello, Samuel
(GAL) of above

Scoggins died seized and possessed, and upon which
 the said Theron A. Scoggins resided at the
 time of his death, supposed to contain
 about one hundred and fifty acres -
 that he take bonds from the purchaser for the
 deferred payments with sufficient personal
 security and retain the title till the further order
 of the Court or till the whole purchase money is
 paid - and return the bonds with a report of his ^{to the Court} proceedings.

But the said Edwin Daughtrey shall not be
 held to discharge the duties hereby imposed until he
 shall have executed in the Clerk's office of this
 Court bonds in the penalty of six hundred dol-
 lars conditioned in their faithful perform-
 ance.

34
 Lucinda Scoggins

Lucinda Scoggins X
 Will D. Spence

1868 Dec. Dec. 1868

1869 July 1869

1874 May. Removed from
 the books

Will for bond - \$500.00

To the worshipful County Court of
Southampton County - In Chancery -

Humbly recommending therewith unto
your worship your complainant ^{Lucy} Lueritia
Scoggins that her father Theron A. Scoggins
departed this life during the last year in
testate, and being and possessed of a small
tract of land on which he resided at the
time of his death - and leaving as his only
heirs at law ^{his children, to wit} your complainant who is an
adult, and Lissora Scoggins and Sigorney
Scoggins, the two last named being minors

Your Complainant is desirous of having
a division of the said real estate and be-
lieving that a division, in kind is im-
practicable, there being only about one hun-
dred and fifty acres of the said land to be
divided among three persons - she therefore
submits to the Court that it would be more
advantageous to the interest of all three
that a sale of the same should be
made for the purpose of a division -
that a ~~Commissioner~~ commissioner may be appointed
for that purpose & that your worship
would grant such order and several
relief as equity may dictate and
the nature of the case may require -

* that the said Lissora Scoggins and Sigorney Scoggins
minors, may be made parties defendant by some proper
person as guardian additional to defend them, and compelled
to answer the.

Ans I kindred p 7 -

The joint and several answer of
Lisora Scoggins and Sigorney Scoggins,
Minors by Samuel Kello who is appointed
guardian ad litem to the said Minors, by the
Court for that purpose, to a Bill filed
against them in the County Court of
Southampton County, by Lucretia Scoggins

These Defendants for answer to as
much of the Complamant's Bill as they
are advised it is material for them to
answer - say -

That they are minors of
tender years and submit their
interest to the protection of the Court -
and having answered they to be heard
advised - &c.

Kindly P.D.

Lucretia Scoggins

Lisora Scoggins & another } Deared

This Cause this day Come on to be heard on
the Bill, the Answer and Replication thereto and ~~was~~
the Court having appointed Samuel Kello guardian ad
litem to the Infant Defendants, and was argued by counsel
on Consideration whereof the Court doth adjudge, order and
decree that Edwin Daughtrey who is appointed
a Special Commissioner for the Hampshire Bill
at public auction, on a credit of twelve
months, except sufficient in Cash to defray
the expenses of this suit, after having duly
advertised the same in the manner usual for
this County, the real estate of which Theron A.

1873 May 19 Received of the Clerk of Southampton County the bond
returned with this report against Albert R. Bille W. N. Bille & W. E. Daugherty
for \$290. dated 30th Jan'y 1869 & due 12 months after date

Esquire Daugherty

Lucinda Scoggins

W. Scoggins

Courts Report

1869 July 1st

To the Worshipped County Court of Southampton
County - In Chancery -

Quentin Scoggins

Licra Scoggins, Father -

The undersigned a Commissioner
appointed by a Decree of the said Court, at
the December Term 1868, in the above named
suit, begs leave to report that he
made sale of the Tract of land in the pro-
ceeding mentioned and that Albert P. Bittle
became the purchaser for three hundred &
ten dollars - that he paid twenty dollars
in cash, and executed his bond for the re-
mainder of \$290.00 with Wm. A. Bittle & Wm. E.
Daughtrey as surety - The bond is herewith
returned to Court -

The Commissioner has paid \$5.00 to the Clerk
& \$15.00 to the Attorney - Their receipts are herewith filed
His Commissioner att. Still done

Respectfully Submitted
Everett Daughtrey

February 13th 1869

Commissioner

\$109.43⁷⁵/₁₀₀

Rec^d the 19th day of July eighteen hundred and
seventy three of Edwin Daugherty Commissioner appointed
by a decree of the County Court of Southampton County
to sell the lands belonging to the Estate of Theron A
Scoggin acc^d the sum of one hundred and nine & 2³/₄/\$.00 dollars
being my full portion of sales of said lands including interest
Witness Jos Croft
Lucy L. Scoggin

\$124.66

Rec^d. ~~A~~ November ^{the} 26th 1875 of Edwin
Daugherty Commissioner appointed by a decree of the
County Court of Southampton County to sell the
lands belonging to the Estate of Thomas A. Scoggin
dec^d, the sum of one hundred and twenty four
dollars and $\frac{66}{100}$ cents being my full portion of sales
of lands including interest

Witness Malinda Pittman

Isory Scoggin

\$ 107.42 $\frac{3}{4}$

Recd the 19th of July eighteen hundred and
seventy three of Edwin Daugherty Commissioner
appointed by a decree of the county Court of
Southampton county to sell the lands belonging
to the Estate of Theron A. Scoggin dec'd. The sum
of one hundred and nine & 42 $\frac{3}{4}$ dollars being my
full proportion of sales of said land including
interest

Sagorne Scoggin.

330

347.12
20
367.12
134.24

347.12
12.50
342.62

347.12
15.10
92
1

47.12
9422

109.41 1/3

15.10
134
16.54
250
18.84
32.712
329.28

Georgine

3 { Lady Anne

Georgine

765

2

5

3

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Southampton County December Court 1868

Queretia Scoggins

Def.

In Chancery

against

Lisora Scoggins & Ligooney minors by Samuel Kello their guardian.

ad litem

Def.

This cause this day came on to be heard on the bill, the answer, and replication thereto (the Court having appointed Samuel Kello guardian ad litem to the infant defendants, and was argued by Counsel. On consideration whereof the Court doth adjudge, order and decree that Edwin Daughtrey who is appointed a Special Commissioner for the purpose, sell at public auction on a credit of twelve months, except sufficient in cash to defray the expenses of this suit, after having duly advertised the same in the manner usual in this County, the real estate of which Theron A Scoggins died seized and possessed and upon which the said Theron A Scoggins resided at the time of his death. Supposed to contain about One hundred and fifty acres that he take bonds from the purchaser for the deferred payments with sufficient security and retain the title till the further order of the Court or till the whole purchase money is paid - and return the bonds with a report of his proceedings to Court - But the said Edwin Daughtrey shall not proceed to discharge the duties hereby imposed until he shall have executed in the Clerk's Office of this Court, bond in the penalty of six hundred dollars conditioned for their faithful performance.

A Copy -

clks book \$5.00 paid

Feste,

L R Edwards cl

L R E

Attorney's fees \$15.00 Paid

No I Kinder

77 65
Lucia Scoggins
vs
Lisora Scoggins
+ another }
}

Decree
20th
1871 June County Court

To be filed entered
J. W. M. G. H. G.
Judge

Received by Clerk Circuit
Court Aug. 13th 1873.

Lucretia Scoggins

or

Lisora Scoggins ~~with~~ } Decree
Barother -

This Cause was this day again heard on the papers formerly read together with the Report of Edwin Daughtry (Commissary) filed at the February Term A.D. 1869 to which there is no exception & the same is confirmed.

On Consideration whereof the Court doth adjudge order & decree that the said Commissioner Daughtry receive from the Clerk of this Court the bond of Albert P. Bittle filed in the papers in this cause & others for the sum of \$290.00 and filed in the papers in this cause proceed to collect the same, after which execute a Deed with special warranty for the tract of land in the proceedings mentioned, pay such other necessary and legal expenses as may be due, and report to this Court in order to a final decree including expenses of preparing and recording said Deed, as well as his commissions, pay the nett balance in equal shares to Lucretia Scoggins, Lisora Scoggins and Sigbooney Scoggins or to the guardian of either if a minor - and report to this Court in order to a final decree.

Scoggins

or

Scoggins

Leon's Bend

Know all men by these presents that we Edwin Daughtrey
James Vaughan & William Beale
are held and firmly bound unto the Commonwealth of Virginia in the just and
full sum of Six hundred dollars good and lawful money of Virginia to
the payment whereof well and truly to be made we bind ourselves our heirs,
executors and administrators jointly severally firmly by these presents.

Sealed with our seals and dated this 18th day of January A.D. 1869

The condition of the above obligation is such that if the above bound
Edwin Daughtrey as Commissioner appointed by the County Court of
Southampton at the December Term 1868, in a suit in the said Court
depending in which Lucretia Scoggins is plaintiff and Liora Scoggins &
Defendants shall faithfully discharge his duties under the decree in said suit
and under any other decree which may be entered therein and in all respects
faithfully discharge the duties of his said office according to law then the
above obligation to be void or else to remain in full force and virtue.

Edwin Daughtrey (Seal)
James Vaughan (Seal)
William Beale (Seal)

Southampton County In the Clerks Office 18th day of January
1869

This bond was acknowledged by the obligors thereto, and James Vaughan
& Wm Beale the securitys made oath that their
estates after the payment of all their debts is worth the sum of Six hundred
dollars, the penalty of said bond.

G. R. Edwards clk

Scoggins

Vol 3

Scoggins

Report of Comⁿ

Reported wanted

Scoggins
 Scoggins }

Agreeably to the decree made in this Cause at May Term 1871 I received of the Clerk the bond filed with my report at Feb'y Court 1869 and received the amount I have credited a due to Albert P. Bittle the purchaser of the land with special Warranty.

Respectfully Submitted

Edwin Daugherty

Statement of Bond - Principal \$290.00
 Interest to to 19 May 1873 57.12
 // 347.12

Deduct Commissions \$16.34
 for writing dec't 2.50 18.84
 Amount to be distributed // 328.28
 Each one share // 109.42 $\frac{2}{3}$