

1880-03

Southampton County - Chancery

Salus, Robert M vs Jagers, A. J. Estate

Saml. Kelly, Sh.
Adm. Est. A. J. Jagers

Mary A. Jagers

(Joseph B. Jagers.
inf. Robert A. Jagers
Daniel Jagers

R. M. Soles.

no. } Billed.

Loynes. adm.

1870 September Rules

To the Hon. League of the County Court of
Southampton.

Humbly complaining, Sheweth unto your
Honor, your orator Robt. M. Dole that David W.
Seymour was in his lifetime and at the time of his
death justly indebted to your orator in the sum
of \$500. with interest from 7th July 1861. The fact
as will appear by a copy of the bond herewith
filed marked.

That being so indebted, the said D. W. Seymour
aported this life intestate, seized of considerable
real and personal estate, leaving his widow
Mary at R. Seymour, and three infant children.
To wit. Joseph B., Robert L. and David Seymour, his
his and his heirs.

That the estate of D. W. Seymour was committed to
the hands of Saml. Riles. Shff of Southampton
for administration, and his real estate has
ever since his death been under the control
of his said heirs at Law.

That your orator has been unable to collect
his due debt from the admr of the personal
estate which passed into his hands. or from
the land in the hands of his heirs at Law.

In the above consideration of all which
and in as much as your orator is without
remedy in the premises, except in a Court of
Equity. To the end therefore that Justice may

in the premises, given to the party that some
Kels. late Ruff & Southwicks, and as such
and of D. H. Sayer. Mary & Sayer, and
Joseph B. Ruff & Sayer. infants of
teen years, by some fit and proper person to
assist them, ^{may be made} parties to this suit, and required
on their oath to fully answer its allegations.

That an account may be taken of your
or other demands, and of all other debts
due and outstanding against the said
D. H. Sayer, distinguishing their character.

That an account may be taken of
the transactions of said Kels. and
of D. H. Sayer, estate also an account
of the absolute and annual value of the.

Real estate of which D. H. Sayer died seized.

That your order may be paid out of the
personal estate of D. H. Sayer if sufficient, if
not that so much of the real estate as
may suffice, be sold to your order and
paid; and grant such other & general
relief in the premises as Equity may
dictate.

May it please the Court.

Chambers p. p.

32

Sales
as { Bill &c.
Laynie.

1870 September Rules

Cham: paper

To The Judge of the Circuit Court of Southampton
in Chancery.

Respectfully complaining sheweth unto your
Honor. your orator Robert M. Dales. That at the
Term Term 1868. of the Circuit Court of South-
ampton, he obtained a Decree against
Charles M. Dwyer. for the sum of \$500. with
legal interest thereon from 7th day of January 1861.
and \$6.76 costs. which Decree was docketed
on 17th day 1870. and still remains unpaid
and entirely unsatisfied. a copy is filed as part of
this bill. Your orator further states that the said Charles
Dwyer. is seizer and possessor of a tract of
land in the County of Southampton, on which
he resides, on which your orator's Decree
is a lien, & which lien can and be enforced
in a Court.

That the said and profits of the said real
estate will not satisfy the said Decree.
within time and may therefore be sold to pay
satisfy your orator's demand.

In tender consideration of all which
and in as much as your orator is without
adequate relief in the premises, except in a Court
of Equity. To the End therefore that Justice
may be done, he prays your Honor. to make
Charles M. Dwyer. a debt. Attorney &
counsel him to answer the said bill & answer.

that an account of your brother's Lady must. and
all other ^{on some & some} ~~if any~~ may follow and then
petition, that a decree may be rendered for
the sale of the real estate of which to Mr. Johnson.
is signed & the proceeds applied to your brother's
account & grant such other & general
relief in the premises, as the case may require
& to Equity may seem meet.

May it please the Court.

Chambliss J. J.

J. J. Chambliss

Dols

v { Sum. Ch

Joyner

1870 August Rules

Executed June 26th
1870 by delivering a copy
of the within summons

Wm Briggs.
shd

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County, Greeting:

We command you to summon

Charles M Jones

if *he* be found within your bailiwick, to appear at the Clerk's Office of our *County*
Court of Southampton County, at the Rules to be holden for the said Court, on the first
Monday in *August next to answer* ~~Robert M. Jones~~ *of a bill in chancery exhibited against*
him in our said Court by Robert M. Jones

And have then there this writ.
Courthouse, this *22* day of
the Commonwealth.

Witness, OSWIN WHITE, Clerk of our said Court, at the
June A. D., 187*0*, in the *9th* year of

O. White

Solus. vs. Gynm

Gynm & c. infants

Petition.

To the Hon. Judge of the Circuit to seat of
Southampton.

The petition of Jos. B. Robt. L. Daniel
and Hannah E. Taylor. respondents by Thomas,
E. Taylor that they have been compelled to
pay to Robert M. Dole, the sum of \$319.80
with interest from Jan. 1st 1871. as secured on a
bond against E. L. Ely. to which this Justice
has issued a writ and to M. Taylor. now co-
respondent. and that to M. Taylor is now
indebted with in one half of the amount
paid to R. M. Dole. to wit \$159.90 - with
interest - from Jan. 1. 1871.

That in a suit in this Court. Dole
has obtained a decree, against - M. Taylor
for the amt. which your Petitioners have
paid, and they are advised, that - have
the right - to be substituted to all the legal
rights of R. M. Dole. acquired by his decree
against - M. Taylor. To the said amt. and of
his estate, of said Taylor, for the above
sum.

They pray your Honor to allow them to
become parties in the suit of Dole vs
Taylor, & that Taylor shall pay to them
the above stated sum of \$159.90 -

and grant such further relief, as the Court
may require.

Does
as } or an.
Ingen.

May 27. 1871.

Boles

vs.

Boyes.

On motion of Saml. Riles. now of
Died at Boyes, & of Jas. B. Robt. L. Hannak
E. and said Boyes. infants, by Thomas L.
Boyes their next friend, they are allowed to
be made parties Paff. in this cause.

Salus

as { trans

longer.

Octo 10. 1870.

to be entered

Wm. J. Hart Judge

Robert M. Davis.

vs. }

Charles M. Dwyer.

This Bill having been taken for conference at Rules - & set for hearing - This cause came on this day when heard on the Bill, & exhibits filed and was argued by Counsel - On Consideration whereof the Court with acquiescence and assent, that a Com. of this Court take an account of the Defts. Indebtedness and of all other outstanding judgments against Charles M. Dwyer. as touching their respective portions also an account of the absolute and annual value, of the Real estate of Charles M. Dwyer - as containing whether the Defts & profits thereof will pay satisfaction. The said Indebtedness in five years - The Com. will report - said accounts & Com. with any matters specially stated deemed pertinent - by himself or required by the parties who so stated -

Dates

to } Co judge Ex. with
Bill

Joyner

In Southampton County Court June 15. 1868

Robert M Dole

against

Charles M Joyner Surviving Heir of himself E. L. Eley & David M Joyner Defts

Plff } In Debt

The judgment obtained at the Rules not having been set aside and the Plaintiff being now entitled to a final judgment it is therefore considered that the Plaintiff recover against the Defendant five hundred dollars the debt in the declaration mentioned with legal interest thereon from 7 day January 1868 till paid and his Costs by him about his suit in this behalf expended

\$ 6.76

A Copy -

Teste,

Orin White Cky

Judgment docketed January 17. 1870

Dols

to } Ex. with bill

Joyners adm of

The following is a true copy of a bond filed with the papers in a suit lately depending in the County Court of Southampton County, between Robert M Doles Plaintiff and Charles M Joyner Surviving obligor of E. L. Eley & David H Joyner Deft. to wit.

" 500. 00- On demand we & each of us do bind ourselves our heirs & assigns to pay or cause to be paid unto Robert M Doles or order the just & full sum of five hundred dollars current money of Virginia, at birth of for value received of him, this 7th day of January 1861.

Elisha L. Eley (Seal)
D. H. Joyner (Seal)
Chas M Joyner (Seal)

Teste

Osmin White (Seal)

Dies

to { Status of Infants

Joyner's adm of

1870 October Rules

The answer of Jo: B. Robt P. & Daniel Joyner infants under the age of 21 years by L.R. Edwards their Guardian ad litem, to a bill in Chancery exhibited against themselves & others in the County Court of Southampton County by Robert M. Dole.

These defendants for answer to said bill say they know nothing of the facts set forth in the bill and being infants rely upon the protection of the Court for their rights in the premises. and having answered &c &c

L.R. Edwards Lgr. ad litem

Dols

to } Sum. Chy

Jayner's ad

1870 August Rules

Executed.

W. W. Briggs shff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County, Greeting:

We command you to summon
Joyner

Sam Hells adm of David H Joyner & Mary et R

if *they* be found within your bailiwick, to appear at the Clerk's Office of our *County*
Court of Southampton County, at the Rules to be holden for the said Court, on the first
Monday in *August next to answer a bill in Chancery exhibited against them & others in*
our said Court by Robert M Dole

And have then there this writ. Witness, OSWIN WHITE, Clerk of our said Court, at the
Courthouse, this *22* day of *June* A. D., 187*0*, in the *94* year of
the Commonwealth.

O White Clk

Deles.

ms.

Joynum.

Petition of Sam.

Deles. & one D. A. Joynum.

To the Hon. Jas. W. Vaughan, Judge of the
County Court of Southampton.

The Petition of Saml. Rello, son of D. R. Rello
a foreigner. Represents to your honor that his
intestate and Charles M. Sycow, became the
creditor of Ed. Ely, on bond executed to R. M.
Dolan for \$500. on 7th July 1861.

That he has been compelled to pay, under a
decree of the Circuit Court of Southampton, in the
suit of Sycow Sen. vs. Sycow & Co. as such decree
this intestate the sum of \$479.⁷⁰ with int. from Sept. 7th.
a copy of the decree is here with filed -

That Robert M. Dolan previous to his payment
had intended suit in this Court, on the Chancery
side there to collect the debt against Ely
on a judgment against Sycow as one
of the debtors jointly with D. & Sycow, for the
amt. of the debt. That a decree has now
entered in favor of R. M. Dolan for the
amount of his debt - and for the satisfaction
of his debt for the payment and
satisfaction of the debt, which has since
the said decree, been paid in part, to
net the sum of \$479.²⁰ with interest from Sept. 1. 1861.
to satisfy the said claim, and is advised that he may
be subrogated to the rights of the R. M. Dolan, on
his judgment against Charles M. Sycow, to
one half of the amt. paid by him to R. M.
Ely. debt. and pray your honor to so decree
and grant such other relief in the premises
as Equity may require.

May it please the Court -

Chambers for Petitioner.

D^{es}

{

Stat. Rules

Conc. adm. f^o

In Southampton County Court

Robert M Dole

against
Samuel Kello Sheriff of Southampton County and as such administrator of
D. St. Joyner, Mary A Joyner, & Joseph B, Robert L & Daniel Joyner
infants.

1870 - June 22: Summons issued &c

" Aug. Rules. Sum. Ret. Executed.

" Sept. " Bill filed. L. R. Edwards appointed Gov. assessor to
Infant Defts. - A. Nisi v. Deft. Kello at. & M. A Joyner

" Oct. Rules - Ans. of Infants. G. Rep. thereto. Bill taken for confessed as to

Deft. Dole at & M. A. Joyner - Cause set for hearing &c

1871 Oct 6. Removed to Cir. Ct.

1871 Oct 20 Received by blk Cir. Ct.

22. 13

Dols

Stat. Rules

Joyner

1872 Nov. 6.

blks. to be paid to S.S. 2d. 9.81

to blk. 2.57

1.00

Ship

6.00

Com. Tyler.

16.00

Law 12

35.38

In Southampton County Court

Robert M Dole

Plff

against
Charles M Joyner

Def

1870 June 22^d Summons issued &c.
" Aug: Rules Sum. Ret? Excluded Court for Bill
" Sept " Bill filed S. Nisi to Dft.
" Oct " Bill taken for confessed cause set for hearing &c.
" " Ct Decree for account &c.

1871 Jan 25 Report
" Feb 6 Decree for Sale
" Oct " Removed to Cr. Ct.

1871 Oct 20 Received by blk. Cr. Ct.

1872 Nov Decree for Sale

1873 May Decree to Execute deed

Dales is Joyner the
Joyner is Joyner the

Report of J. H. Wells, adm.
filed
November 8th 1880

The evidence of which report is found in a statement in the said -
writing of the said Sam^l Kello, which is filed with the Report and is
marked X.

- 1 Dole vs Joyner -
- 2 Dole vs Joyner's Adm^r?
- 3 Joyner vs Joyner

To the Hon George Blinn Judge of the Circuit Court
of Southampton County. In Chancery

The undersigned, Administrator of Samuel
Kello deceased respectfully represents -

That at the November term 1872 of this Court
a Decree was entered in the above-styled Suits
(all three having been heard together) in which decree
the said Sam^l Kello was appointed ^{a special} Commissioner
for the purpose of selling certain real estate
of which Charles M. Joyner was then seized -

The undersigned finds in the papers of the said
Sam^l Kello satisfactory evidence that the sum
of money ^{to pay} ~~for~~ which the said real estate was
so ordered to be sold was fully paid to the
said Sam^l Kello in his life-time and
that therefore no sale of the said Ch^s M.
Joyner's real estate was necessary.

The undersigned therefore has no objection
to the entering of a Decree setting aside
the said decree ^{of November term 1872} for the sale of the said
Ch^s M. Joyner's real estate.

Respectfully submitted -

John G Kello adm^r of Sam Kello.

15:16
Dols

to } Report
Joyner & Co

1874, June 23

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

In obedience to a decree of the Circuit-
Court of Southampton County at the June Term thereof
1874 in case of *Loyner vs Loyner, Admr. & others*.
I have, as special Commissioner appointed by
said decree for that-purpose, executed a deed to
George H. Whitfield for the tract of land men-
tioned in said decree, being one of the tracts of
which David H. Loyner died seized and possessed
lying near Berlin, sold by Wm. E. Holmes as Com-
missioner of this court and he having died with-
out having executed any deed for the same.

E. L. Story

Sam. L. Wells, State of N. H.

"X"

Charles W. Lyman

To Land

Bonds & Longman & Co. Deane Nov. 1872

Debt due January 1871 \$471⁷⁰ & \$40²⁴ = \$511.94
 Out to August 1st. 1871 17.61
 Shiff's Coms. 529.55
 19.59
 \$ 519.14

Debt due January 1871 \$346.64
 Interest to Aug 12.13
 Shiff. Coms. 358.77
 16.17 \$ 374.94
 \$ 924.08
 \$ 462.04

Int. up to Jan. 21/1873 40.81
 Return for Costs. \$65.00 502.85
 65.00
 \$ 567.85

Jan. 21/1873 By Cash \$170
 By order on Bank of 100
 & Shiffman 100
 " Note for 100 -297.85 \$ 567.85
 Jan. 27

On demand I promise to pay Saml. Kello Thompson
 sum of Two hundred and ninety seven Dollars and
 Eighty five Cents (The amt. as above stated) for the pay-
 ment of this debt. I waive all exemption that may
 be to any property of my property. Witness
 my hand and seal this 21st day of January 1873 -
 Charles M. Joy

Dols
to } Copy done
Joyner

Dols
to } Copy done
Joyner's adm
+

Joyner
to } Copy done
Joyner's adm

1
Southampton Circuit Court February Term 1874.

Notes

against

Jayner

Notes

against

Jayner's adm'r

Jayner

against

Jayner's adm'r

William C. Holmes having departed this life and C. V. Holmes having qualified as his administratrix; It is ordered that this cause be proceed in the name of said administratrix and this day this cause came in to be further heard on the papers formerly read, and was argued by counsel; on consideration whereof the Court doth ~~adjudge~~ order and decree, that a Commissioner of this Court take an account showing what has been paid by Wm. C. Holmes Commissioner under the decree of this Court entered at May term 1871, and to whom paid, and what amount, and to whom is now due, from said Holmes under the said decree, and report to Court.

Attest

Teste, J. R. Edwardsclg
"

Plff.

} In Chancery

Def.

Plff.

} In Chancery

Def.

Plff.

} In Chancery

Def.

Joyner
v
Joyner ad. } Com. Notico

COMMISSIONER'S OFFICE,

Jerusalem, Va., *May 21st* 1874

To. Daniel Innes an Infant who sues by
Wm. Holmes his next friend

Peff

v
Mary & R. Innes & others —

Deft

You are hereby notified that I have fixed upon the *2nd* day of *June* — next, if fair; if not, the next fair day thereafter (Sunday excepted), to take and settle, at my office, the following accounts, to-wit:

That a commissioner of this court take an account showing what has been paid by Wm. Holmes Commissioner under the decree of this court at May Term 1871. and to whom paid, and what amount and to whom is now due, from said Holmes under the said decree and report to Court

required to be taken by a decree of Southampton ^{*City*} ~~County~~ Court, rendered on the _____ day of *February Term* 1874, 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.

JAMES R. TYLER, COMMISSIONER.

To the Sheriff of Southampton county to execute.

Dales & Joyner & Co
to } Com. Tyler's
Report

Joyner's adv

1874 June 2^d

An Account showing what has been paid by Wm G. Holmes
Commissioner under the decrees of this Court of May Term 1871. and to
whom paid.

1871	To paid Clerks fees	\$ 17 15	
May	" paid Shff. fees	2 50	
	" paid Commissioner Tyles	25 00	
	" paid Saml Kello	172 27	
	" paid Josephus Turner	2 27	
	" paid Wm Atkinson	82	
	" paid A. Gannon for L Whitney	4 64	
	" paid R. M. Doles	100 00	
	" paid R. M. Doles	100 00	
	" paid Jno R Chambliss	30 00	
	" paid W. H. L. Goodman	10 57	
	By Amos recd. from Sale of Land		623 53
	To Balance due	158 31	
		<u>\$ 623 53</u>	<u>623 53</u>

By Balance due brot down by W. G. Holmes
with interest till paid

Respectfully Submitted
James R. Tyles
Comm.

An Account showing what is now due. And to whom, from
Wm G. Holmes as Commissioner under said decree of May Term
1871. as follows

Due to Ro M. Doles	bal:	157 04
" to J. M. Duck		99
" to S. B. Kells		5 34
" to Jeremiah Chappel		1 81
" to B. Barnes		9 70
		174 88

Respectfully Submitted
James R. Nyles
Com.

Commissioners Office
Jerusalem June 2^d 1874

To the circuit court of Southampton County

Pursuant to a decree of the circuit court of Southamp-
ton County rendered at the February Term 1874 in a suit in
Chancery pending in said court. between Daniel H. Syner (Deft.
&c) and Mary A. R. Syner & others. The undersigned one of
the Commissioners of the said court. to whom was referred for
settlement. the following accounts to wit
That a Commissioner of this court took an account showing
what has been paid by Wm G. Holmes Commissioner under
the decree of this court at May Term 1871. and to whom paid
and what amount. and to whom is now due from said
Holmes under the said decree and report to court. Reports
to the court that on the 21 day of May last he issued notices
against the parties. requiring them to attend the settlement
of the said account before him at his Office on the 2nd day of
June 1874 (which was acknowledged by atty) the parties
appeared (by atty) and he thereupon examined and settled

The foregoing accounts of Wm G. Holmes as Commissioner
under decree of May Term 1871. and find that he paid
to the creditors as per receipts the sum of \$465.²²/₁₀₀ as the
account will show. and a balance due \$158.³/₁₀₀. and
made up an account showing the amt. now due ~~to~~ and to
whom. which amounts to \$174 88/100. The Commissioner
has nothing of a special matter to report. The
Commissioner further reports to the court that after
the completion of the said accounts. he retained the same
in his Office ten days for the examination of the parties
which with the decree and notices are herewith
returned.

Given Under my hand as Commissioner
aforesaid the day and year first aforesaid
James R. Nyles
Com. fu \$5.

Doles	}	
no 3		
Joynner		
Doles	}	
no 3		
Joynner adm		Deane
Joynner	}	
no 3		
Joynner adm		

To be entered

Genl. B. H. W.

Dole vs Joyner
Dole vs Joyner's admr
Joyner vs Joyner's admr

This day these causes
came on again to be

heard on the papers formerly made and was argued
by counsel on consideration whereof the court
doth adjudge order and decree that these three
causes be removed from the docket with
leave for any party interested to have within
of three months on motion after ten
days notice to the opposite party

Boles as Lypnus.
Lypnus as Lypnus.
Boles as Lypnus adn

Decem.

Nov. Ct: 1872.

By Consent
W. Cham. Secy
also

To be entered

Geo. Blod.

Doe no Joyns.

Doe no Joyns. aow

Joyns no Joyns.

This day these causes came on to be further heard. on the papers, turning round, and it being admitted that Charles M. Joyns had sold to Wm. Jenkins. 200 acres of the tract of 360 acres. with which he stands charged. The Court. both bench and assizes that - sent. Ellis. who is appointed a receiver for the purpose, after giving 20 days previous public notice of the time & place of sale. sell to the highest bidder, at public auction. on the premises, 360 acres of land of which Charles M. Joyns is seized - on a credit of one two & three years equal annual instalments. except cash sufficient to pay the costs of suit and expenses of sale. That he take of the purchaser. bonds with good personal security for the arrear payments. and retain the title to the land until the purchase money is fully paid. & ~~after~~ return the bonds with his report to Court.

But this assizes is suspended until the Court. or some one for him. enter into bond securing in the Clerk's Office of this Court in the penalty of \$1000. Condition according to law.

appointed a Com. for the purpose, execute
and return to George W. Hulfield - a man
with special warranty for the lands bought
by him, at a Sale made by Wm. Holmes, of
which H. J. Gwynne will sing - and report
to the court.

Deeds &c. of Gwynne

Deeds

Gwynne Com.

June Court. 1874.

to be entered -

Geo. T. Bled.

Joyner & Co vs Joyner & Co.
Sells vs Joyner
Sells vs Joyner adw.

This case these causes came on
to be further heard on the papers formerly seen
and on the report of Lord Lyndal, made under
a decree of this Court at February Term 1874 -
and the Court confirming said Report to
which no exception has been filed, both
oral and decreed, that - S (B Holmes Comr of
Wm. Holmes out of the opus of her intestate, in
her hands the commission, pay to R M. Sells
\$157.45 to S. M. Sells 99 cents, to A B Kellogg \$5.34
to Lem. Chappell \$1.00 to B. B. Boram \$9.70
with interest on said amounts from Nov 8th 1871
the said, and that, is ordered. With a view
further, to ask for further relief against the
said, of Wm. Holmes Com. appointed to sell the
said of Wm. Joyner, adw. should this decree
more unavailing -

And it appearing by the report of Lord
Holmes that George W. Whitfield the purchaser
of the said of S. H. Joyner, sold by him as
Comr has been fully paid. And that
S. Holmes has departed this life, without
making a deed to the purchaser for the
said land. The Court ^{doth} order and
decree, that E. L. Stone, who is hereby

Doles

& } Copy Deane

Jayner &

Southampton Circuit Court. November Term 1872

Dos

vs
Soyner,

Plf.

Def.

In Chancery.

Dos

vs
Soyner's adm^r

Plf.

Def.

In Chancery.

Soyner

vs

Soyner

Plf.

Def.

In Chancery.

This day these causes came on to be further heard, on the papers formerly read, and it being admitted that Chas. M. Soyner had sold to Wm. M. Smith 200 Acres of the track of 560 acres with ^{which} he stands charged, the Court doth order and decree that Saml. Kello. who is appointed a Comm^r for the purpose, after giving 20 days previous public notice of the time & place of sale, sell to the highest bidder, at public auction, on the premises, 560 Acres of land, of which Chas. M. Soyner is seized, on a credit of one two and three years, equal annual instalments, except cash sufficient to pay the costs of suit and expenses of sale, that he take the purchaser bonds with good personal security, for the deferred payments, and retain the title to the land until the purchase money is fully paid, & return the Bonds with his Report to Court, But this Decree is suspended until the Comm^r, or some one for him enter into Bonds and Security in the Clerk's Office of this Court in the penalty of one \$1000 -
Conditional to according to law.

Attest -

Wm. L. R. Edwards Ck

Sales

as

} Accru

Longue

Feb 21: 1871

J. W. Wright Judge

Deeds.

Plff.

vs

In Chancery.

C^W M. Dwyer.

Def.

This day this cause came on to be further heard on the papers formerly read, and on the report of C^W M. Dwyer, made under the order of this Court. rendered at Oct. Term 1870. and was argued by Counsel. On consideration whereof the learned Comptroller said Report to which no objection has been filed, doth as Judge or as and decrees that the Sheriff of this County, after giving thirty days previous public notice of the time & place of sale, sell at the Court House door of this County on some ^{on the premises} ~~least day~~ the land in the bill and proceedings mentioned, of which Charles M. Dwyer, is seignor in Southampton County containing 560 acres. On a credit of one, two and three years, equal annual instalments. (except cash sufficient to pay the expenses of the sale and costs of this suit) taking bonds with good personal security for the deferred payments carrying interest from the date of ^{sale} and retaining the title to the land until the purchase money is paid. The Court will return the bonds ~~to the court~~ with his report to Court.

- 1 Dole vs Joyner
- 2 Dole vs Joyner's admⁿ
- 3 Joyner vs Joyner

Decree

November term 1880

To be entered.

Geo. B. Snow

1880 Nov. Removed from the
Docket.

1. Dole vs Joyner
 2. Dole vs Joyner's adm^r.
 3. Joyner vs Joyner
- } Decree

These causes were this day, on motion of Charles M. Joyner, ~~reinstated~~ stated upon the docket, and were again heard on the papers formerly read together with the Report of Geo. L. Kellogg adm^ristrator of ^{and the exhibit filed therewith} same Kellogg deceased this day filed by leave of Court:

On consideration whereof the Court doth adjudge, order and decree that the order entered in these suits at the November term 1872 of this Court, directing a sale of the real estate of which Chas. M. Joyner was seized & possessed, be and the said order is hereby set aside and declared null and void.

And there appearing nothing further necessary to be done in these causes they are dismissed from the docket.