

1887-01

Sanctamston County Chancery

Bardon, James H. to Bardon, Geo. H.

"Is sell real estate
to satisfy judgment"

Borden } City deers
Garden

Pennsylvania Circuit Court, May Term 1878.

James H. Bordin
against
George H. Bordin

Plff
Def

This day the Court came in to be heard on the
Complainant's Bill, taken for confessed as to the
defendants, Exhibits filed and were argued by
counsel, On consideration whereof the Court doth
adjudge, order and decree, that a Commission
of this Court take the following accounts,
to wit, An account of all outstanding
unsettled claims against Geo. H. Bordin,
An account of the interests of the said
Bordin in any real estate, and its
annual and few simple value. Which said
Reports the Commission will report to
Court, with any other matters deemed
pertinent by himself, or required to
be so stated, by any interested party.

A Copy,

Teste,

James H. Tyler, J.C.

COMMISSIONER'S OFFICE,

Jerusalem, Va., Oct 9 1878

To George H. Darden,

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

- 1st "An account of all outstanding Unsettled Liens against Geo. H. Darden."
- 2nd "An account of the interest of the said Darden in any real Estate; and its annual & for-Simple Value."

Given under my hand as Commissioner in Chancery of the said Court, the day and year first aforesaid.
required to be taken by a decree of Southampton County Court, rendered on the 22nd day of May 1878, 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.

Barden

to } Report

Darden

no bond returned with this
Report

In obedience to a Decree of the Circuit Court
of Southampton County in the Chancery suit of
Barden against Darden rendered at November
Term 1848, with the consent of the Plaintiff
and defendant, I rented privately the tract
of land on which said George A. Darden resides
for the year 1849 to

for one fourth of the Cotton
made on said farm for that year. I also took from
said Parties a bond for the prompt delivery of
the said one fourth of the Cotton - which bonds
are herewith returned.

Respectfully Submitted

W. L. Piggott Clerk

May 1st 1849

W. L. Piggott Clerk

~~112~~ ~~88~~ ~~82~~ ~~64~~ ~~48~~
~~62~~ ~~47~~ ~~38~~

Barden

v { Stat. Rules

Darden

In Southampton Circuit Court.

James H Barden
against
Geo. H Barden

1878 March 28th Summons issued

" Apr R Summons ret^d Executed Bill filed Decra Nisi v. Deft

" May " Held Monday in April Bill taken for Confessed & Cause set
for hearing

" " J. Decra for acct. &c

" Nov " Decra to rent out

Executed by delivering a
copy of the within Feb 25 1878
for E. W. Garrison
for W. D. Briggs Esq

Warden
in
(Chancery)

1878 chancery

The Commonwealth of Virginia:

To the Sheriff of Southampton County---Greeting:

WE COMMAND YOU TO SUMMON *Mr. J. Gordon*

if _____ to 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 Monday in *April next* to answer *a Bill*
in Chancery exhibited against him in and said Court
by James H. Borden.

and have then and there this writ.

Witness, **Littleton R. Edwards**, Clerk of our said Court, at the Court
House this *20th* day of *March* 187*8*, in the
102nd year of the Commonwealth. *L. R. Edwards Clk.*

J. W. Barden's
Receipt

This is to certify that the Claims I
had against Geo H Barden, and
which were filed in the Chancery
Court of Barden vs Barden, now
pending in the Circuit Court
of Southampton Co, have been
fully satisfied. Witness my
hand & seal May 3. 1886.

J. H. Barden

Decd.

Barden
" } Judge
Jordan

(Exhibit A.)

Tra 300

Dorchester Circuit Court, November Term 1876.

Certs

clk \$3.50

Sh 50

Off 3.50

\$7.50

To the ifud

James H. Barden

against

Gen. H. Barden,

Plff

vs Def

Def

against the Defendants

The judgment obtained in the Office, not having been set aside, & the Plaintiff being now entitled to a final judgment, it is therefore considered that the Plaintiff recovers against the Defendants the sum of Seventy Six \$3/100 dollars, the debt in the declaration mentioned, with legal interest thereon, ~~thereon~~ from the 1st day of January 1874, till payment, & his costs by him about his suit in this behalf expended.

ed.

A Copy,

Teste,

Docketed Nov: 23. 1876-

J. K. Edwards Clk

#27.
Barden

01 Bile Exhibits
Barden

1878 April Rules

Price for

To the Hon. Geo. Blow, Judge of the
Circuit Court of Southampton
- In Chancery -

Humbly, complaining sheweth unto your
Honor your Complainant James S. C.
Re. dec. That at the Octo. Term 1876
of the Circuit Court of Southampton obtained
a judgment against Geo. H. Darden for
\$76.24 with interest from Jan'y 1st 1876, & \$4⁰⁰
Costs, as will more fully appear from a
certified copy of said judgment herewith
filed marked "A" & agreed to be taken
as a part of this bill. That execution
of said judgment have been issued upon
said judgment & returned "no effect"

That said Geo. H. Darden has an in-
terest in real Estate in the said County
sufficient to the full of said judgment and
more than sufficient to satisfy the same
but that the rents and profits of the same
for five years will not satisfy said
judgments, That your Complainant
is advised that it is necessary to seek
the assistance of this Court to enforce
said judgments, in consideration where
of and inasmuch as your Complainant
is without remedy save in a Court
of Equity, when matters of this kind

are properly to be heard, your Complain-
ant prays That the said Geo. H. Gar-
den may be made a party ^{Defendant} to this
bill and Compelled to answer the al-
legations thereof, That your Honor will
grant an order directing a Com-
missioner of the Court to take the
following accounts, to wit: An
account of the absolute and annual
value of all the real estate owned by
Geo. H. Garden, and his interest there-
in - An account of your Complain-
ant's lien and all other outstanding
unsettled liens against said Gar-
den ^{distinguishing their priorities} whether by judgment or otherwise
and if it should appear that the rents
and profits of the real Estate of
said Garden will not satisfy
the liens in five years, That the said
real Estate may be sold and the
proceeds thereof properly distrib-
uted, and that your Honor will grant
such other, further, general and spe-
cial relief as the nature of the case
may require or to Equity may seem
meet. And as in duty bound your
Complainant will ever pray &c.

May it please the Court &c

J B Prince & c

Barden
against Report of

Barden

Commissioner Tyler

"

1878 Oct. 25th Recd

1906

An account of judgments obtained against George H. Darden and docketed in the clerk's office of Southampton County, as follows

Docketed May 21st 1870 Satisfied	Sarah Ford against Geo H. Darden Judg ment for	402 22		
	Interest from 10 th October 1867. to 1 Oct 1878	265 06	667	28
	Judgt Obtained October 17/1870			
Docketed May 13 th 1871 Satisfied	James J Darden for the benefit of C. E & M. H. Britt Judgt against A. S Pope & Geo H Darden for	4000 00	4000	00
	(Obtained May Cir. Court 1871)			
Docketed Sep 29 th 1871 Satisfied	Amos S Pope. Judgt. against G H Darden for	470 67		
	Interest from 18 July 1871. to Oct 19/1878	203 40	674	07
	"Obtained Sept County Court 1871"			
Docketed Sep 10 th 1872 Satisfied	James J. Darden. Judgt against G. H Darden for	205 00		
	Int from 15 th October 1867. to 1 st October 1878.	134 78	339	78
	(Obtained Sept 18 th 1871)			
Docketed Novr. 23 rd 1876	Jas H. Barden Judgt. against G H Darden	76 83		
	Int from 1 Jan'y 1876. to 15 th Octo 1877	8 25		
		85 08		
	Paid October 15 th 1877	47 50		
		137 58		
	Interest to 1 st October 1878	21 6		
	Costs	7 40	47	14
	(Obtained Nov Term Cir. Court 1876)			

Card over

5728 27

amount brot forward \$5728 27

Docketed	Barden & Cutler for the benefit of Jas H. Barden		
Novr 23 rd	Judgt. against Geo H. Darden for	104 99	
1876	Int. from Jan'y 1 st 1874 to 1 Oct. 1878 @ 8 per ct	39 90	
	Costs	7 40	152 29
	Judg obtained Novr Term. Cir. Court 1876		
Barden & Cutler for the benefit of Jas H. Barden			
Docketed	Judgt against same for	84 76	
Novr 23 rd	Int from 1 st Jan'y 1875 to Apr 12 th 1875 @ 8 per ct	1 74	
1876		86 50	
	Paid 12 Apr 1875	63 89	
		22 61	
	Int. to October 1 st 1878	6 26	
	Costs	7 40	36 27
	" Judg Obtained Novr Term - Cir. Court 1876 "		
Total			\$5916 83

Respectfully Submitted
 Jas H. Styles
 Commissioner

An account of the actual & annual value of Land belonging to Geo H. Darden & wife as follows—

		Actual Value	Annual Value
One tract of Land	15 acres	\$ 30 00	\$ 10 00
"	41 1/2 do	1249 00	75 00
"	73 2/3 do	73 67	20 00
"	386 do	540 00	50 00
"	447 do	1564 00	120 00
		\$3456 67	\$275 00

Commissioners Office
 Jerusalem Octo 24th 1878

In the Circuit Court of Southampton County

Pursuant to a decree of the Circuit Court of Southampton County rendered at the May Term 1878. in a suit in chancery pending in the said court. between Jas H. Barden & Geo H. Darden. The undersigned, one of the commissioners of said court, to whom was referred for settlement, the following account to wit

- 1st An account of all outstanding unsettled liens against Geo. H. Darden.
- 2nd An account of the interest of the said Darden in any real Estate, and its annual & for simple value reports to the court, that on the 9th day of October last. he issued notices against the several parties aforesaid requiring them to attend the settlement of the said accounts before him, at his said office on the 22nd day of October. which were returned to your commissioners duly executed, that the parties aforesaid appeared before the commissioners in obedience to said notices and he then upon examination. stated & settled the foregoing account up to the 1st day of October 1878. and on that day finds the amounts of Judgments inclusive of interest to be \$5916.83 and the amount of the actual value of the real estate to be \$3456.67 and the annual value to be \$275.00. The Commissioner states specially that the said George H. Darden only has a life interest in the said real estate.

The Commissioner further reports to the court 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 and notices aforesaid are herewith returned

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

Commissioner for \$1000
 Charg'd to Plaintiff

James H. Styles
 Commissioner in Chancery

Barden
in $\frac{1}{3}$ Deere
Barden

Nov Term 1898

To Le Gilman,

Geo. B. Stone,

Barden
vs 3 Decees.
Barden

This day this Cause came on to be again heard on the papers formerly read, the report of Court Tyler filed Oct 25. 1878, and was argued by Counsel. On consideration whereof, no exception being filed to said report, the same is hereby confirmed. And it appearing to the Court from said report, that the rents & profits of the real estate belonging to Geo. H. Barden will pay the unsatisfied liens against him in five years, the Court doth a judge order & decree that W. W. Briggs, Sheriff of Southampton, take charge of said lands, rent them out to the highest bidder at public auction from year to year until a sufficient sum is realized to pay the unsatisfied judgment liens against said Barden. And in renting out said lands, the said Briggs will take bonds from the renters with good security. reserving in every case the right to distrain for the rent, if same is not paid on or before 15 Nov: of each year. And said Briggs will report to Court.

Barren
in 3. Dec
Barren "

May Term 1898

To be entered.

Geo. B. D.

Barren
vs 3 Decree
Barren

This day this cause came on to be heard on the Complainant's bill, taken for confessed as to the defendant, Exhibits filed and was argued by Counsel.

On consideration whereof, The Court doth a judge order and decree that a Comr of this Court take the following accounts to wit: an account of all outstanding indebtedness against Geo. H. Barren - an account of the interest of the said Barren in any real estate, and its annual & fee simple value. which said reports the Comr will report to Court, with any other matters deemed pertinent by himself or required to be so stated by any interested party.

Barden 19—
M. & Deem—
Barden

Nov. Term 1887.

To be entered—
C. M. H. C.

Entered 2.80

Prince & Subell p. 4.

~~to J. Subell p. 4.~~

Barden v. Deane.
Barden

This day this cause came on to be ^{further} heard upon the papers formerly read, and the certificate of J. H. Barden, showing that the debt due him have been fully satisfied, was argued by counsel. On consideration whereof, & it appearing to the Court that nothing further remains to be done in this cause, it is ordered that the same be removed from the docket.