1887-22 Southampton - County Chancery Holland, J. G. et als vs Morgan, Richard et als

"Land to be divided among the heirs at law as Sold for division"

Holland, James C.
Harcum, James +
Harcum, Ella his wife
Morgan, Junius
Clark, James +
Clark, Emma his wife

Clark, Charles +
Clark, Sarah E. his wife

Morgan, John
Morgan, Laurence

Holland
~~Maynard~~ n als
vs Z Bill
Z Chauncey
Morgan n als

To The Honorable George Blow judge of the circuit Court of Southampton in chancery sitting

Humbly complaining your Orators J. G. Holland, James E Holland, James Harcum and Ella Harcum his wife Junius Morgan, James Clark and Emma Clark his wife, Charles Clark and Sarah E Clark his wife, Show unto your Honor, that in the year 1883 Bryant Holland died intestate leaving the following persons his distributes and heirs at law, J. G. Holland a son James E. Holland a son, and seven children of a daughter Louisa who marries Mr Morgan and died in the lifetime of her father to wit Junius Morgan, Ella married to James Harcum, Emma married to James Clark, Sarah E, married to Charles Clark and three nephews &c to wit Richard Morgan, John Morgan, and Lawrence Morgan your Orators show further unto your Honor that Bryant Holland left a tract of land containing 88 acres lying in Southampton County and bounded north by the lands of Washington Holland East by those of Ellis Harcum South by those of Seymour Vaughan and

west by those of Warren B Carrum This
Tract of land your Orators wish divided
among the heirs at law and if that
cannot be done Then that the same may
be sold for division

(In Tender consideration whereof
and inasmuch as your Orators are without
relief at law and only entitled to relief in
a court of equity where such matters are
peculiarly cognizable May Thompson pray
that Richard Morgan, John Morgan and
Lawrence Morgan Three infants by
some fit and proper person their guardian
ad litem appointed for that purpose may
be made parties defendant to this bill
and that the court would compel them
as full and perfect answer make to
the allegations therein contained as if
they had been thereunto more fully
and specially interrogated and that the
court would decree partition of the
aforesaid Tract of 88 acres of land
among the heirs of Bryant Holland and
if partition cannot be made then that
the same may be sold and the proceeds
of sale divided among the heirs at Law
according to their rights and that the
court would grant such other and further

relief The premises considered as equity
may dictate and The nature of this
case may require and as in duty
bound your Orators will ever pray &c

Thanks to you &c

Holland &
W 3 Report of
Morgan vcals

Geo. H. Vick,
Pltff & Special Comr

Holland &c
vs
Report
Morgan &c

To the honorable George Blow judge of the circuit court of Southampton County

Your undersigned commissioner begs leave to make the following report. That acting under a decree entered in the above cause at the May term 1886 of the circuit court of the aforesaid County. he made the following payments Dr J.F. Bryant $16.80; H.H. Parker $10.00; Dr H.H. L. Goodman $23.30; Commissioner M & Lemmon $3.50 taxes $2.17; clerks cost $2.34; receipts for which payments are herewith filed and then divided the balance of $303.24 into three equal parts. of $101.08 each and paid one to J.G. Holland; one to James. C. Holland; and divided the remaining one third ($101.08) into seven equal parts of $14.44 4/7 and paid one share to J.J. Morgan. one share to Ella Harcum; one share to Elizabeth C. Clark; one share to Emma V. Clark, and to H.J. Morgan guardian of Richard; John and Lavinia Morgan three shares one for each of his wards. receipts for all of which payments are herewith filed with this report That there remains no funds in the hands of your. and that

there is nothing further to done by him. all of which is most respectfully submitted

oct 26th 1886 Geo. H. Vick Sheriff and Special Comr

Note

Mr Geo. H. Vick Sheriff & Comr died in the early part of this summer. and his receipts and papers in the above case being handed to me I made out the above report for him. he having requested me before he died to do so

Very respectfully

H. Shands

Received June 14th 1886 of J. E. Gillette for G. M. Ticke, Commissioner in the Chancery suit of Holland, &c., vs Morgan et als, depending in the Circuit Court of Southampton County, Check on Bank of Franklin, dated June 12, 1886, for Ten Dollars, same being amount due me as Atty in said suit, and directed to be paid me by a decree entered at the May term 1886.

Wm. H. Parker.

"

Richard; John
and Lavinia Morgan

32

#43, 32

Received July 20th 1886. of J. E. Gillett for Geo. H. Vick Special Commissioner in Chancery suit of Holland & Co vs Morgan & als. the sum of Forty three & 32/100 Dollars to be distributed equally among my Wards as follows. One third to Richard Morgan, one third to John Morgan, and the remaining one third to Lavinia Morgan, this being their proportional allowance in said suit.

Witness:
J. E. Gillett
James R. Clark

Wm. J. his X mark Morgan Guardian for Richard Morgan.
John Morgan.
& Lavinia Morgan

Ella Hoagland
Elizabeth C Clark
28. 88

Rec'd July 17th 1886. of Geo. W. Vick Spec-
-ial Commissioner in Chancery suit
of Holland &c Vs Morgan &c, the sum of
Fourteen & 44/100 Dollars, it being the
proportional allowance due me in
said suit:

Charles C. Clark.
For Elizabeth S. Clark.

Rec'd July 17th 1886. of Geo. W. Vick Special
Commissioner in Chancery suit of
Holland &c Vs Morgan &c, the sum of
Fourteen & 44/100 Dollars, it being the
proportional allowance due me in
said suit:

Witness
J. E. Gillette

his
James X E. Starcum
mark
for Ella Starcum

Recd July 20th 1886, of Geo. H. Vick
Special Commissioner in Chancery
suit - Holland & Co Vs Morgan &
the sum of Fourteen & 44/100 Dollars
it being my proportional allowance
in said suit -

J J Morgan

James. C. Holland

#101.08

Received June 21st 1886. of Geo. W. Vick Commissioner the sum of One Hundred and one & 68/100 Dollars. it being my proportional allowance in suit. Holland & C vs Morgan & C.

Witness:
J. E. Gillette

James X his mark G. Holland

Rec'd June 16th 1886. of J. E. Gillis
for Geo. H. Vick Commissioner the
sum of One Hundred and one
08/100 Dollars ($101.08/100) it being
my proportional allowance in
suit. Hollandore Vs Morgan et al

J.G Holland

Rec'd June 14' 1886 of Geo W. Vick Spl.
Commissioner ~~in~~ $2.34 ~~Costs~~ Costs ticket
in suit of Holland v Morgan.

J B. Jones C.C.
By M. Lemmo D.C.

Read, June 15th 1886, of Geo. W. Vick
Commissioner Sixteen 80/100 Dollars
($16.80) in suit Holland &c, Vs
Morgan &c., it being the amount
due me for professional services,
J. F. Bryant.

Rec'd J. E. Gillette Jr
G W Vick Comm. Twenty three
& 80/100 dollars in Suit
Holland &c. vs Morgan
& Co it Being the Amt due
me. Jr Note for Mr Attention
June 15 1886
W H S Goodman

Rec'd June 14th 1886 of Gen. H. Vick Spec'l
Commissioner in Chancery suit of
Holland & Morgan, the sum of $3.50, being
amount due me for making Comr's report
in said suit.

B. F. McLemore
Comr in Chancery

Rec'd July 17th 1886 of Geo. N. Vick Special Commissioner in Chancery suit of Holland &c Vs Morgan &c, the sum of Four Tens & 44/100 Dollars, it being the proportional allowance due me in said suit.

James R Clark
for Emmer V Clark

The undersigned commissioner begs leave to report that in obedience to a decree of the circuit court of Southampton entered at the May term 1885 - in the case of Holland vs Morgan after having given the notice required he did on the 19th of October 1885 - at Jerusalem that being county court day sell at public auction to the highest bidder the tract of eighty eight acres of land whereof Bryant Holland died seized and possessed on the terms prescribed by the decree and that Jesse D Gardner became the purchaser for the sum of $415 and the option being given him under the decree to pay all the purchase money in cash he paid to your commissioner the said sum of $415 in cash and he made him a deed with special warranty and after paying the costs of the suit he has the following sum for distribution. The following is a statement in full

	Amount of sale from land		$416.00
Paid out	commissions at 5 - 1/2 per ct	17.32	
"	Clerks fee	5.32	
"	Commissioners fee	5.00	
"	Sheriffs fee	1.10	
"	Land	15.50	
"	Auctioneer fee	5.00	
"	writing deed	3.00	
		52.24	52.24
	Amount for distribution		363.36

Your commissioner advises the confirmation

of the sale as he is satisfies the land
brought its full value and he has been
informed there are debts against Bryant
Hollands estate which should be paid
before this money is distributed among the
heirs at law All of which is

Respectfully submitted by

G. W. Vicks

Sheriff and commissioner

Bryant Holland dec'd
Morgan vs do
Petition for sale of land
Filed Oct 28th 1851

1881 -

October 21st Received from
J. W. Vick Sheriff and
commissions in the case
of Holland vs Morgan &
Wilson in full of the legal
fee and five dollars for
writing deed in the
case

Wm B Shands

$5.00

Rec'd Oct 19th 1885 of G W Wicks Sheriff
& Commissioner of in suit of [redacted]
& Morgan five dollars as Costs
for sale of his Bayou Teche Land

Watkins & Williams

Received Oct 27. 1885 of Herbert Conn
in Redemption of Morgan St. Bridge and 37/100
dollars in full of Rent to date.

L B Prince b.l

Rec.d Oct 20" 1885 of G.H. Vick, Shff &
Comr in suit of Holland v Morgan
$5.00 fee for making report in said suit.

B.F. McLemore
Comr

Holland &c
" Swan
Morgan

" "

Ditto

Scott Chancery Court May
Term 1885.

Holland &c
vs
Dean
&
Morgan

This day this cause coming
on again to be heard upon the papers
formerly read and the report the report
of Commissioner P. J. Allen heretofore made
in pursuance to a decree rendered
in this cause at the Nov. term 1884
and to which report no exceptions
were filed and was argued by Counsel
On Consideration whereof the
Court doth adjudge ordain and
decree that said report be confirmed
and it appearing to the Court from said
report that a division of said lands
is not practicable in any of the modes
prescribed by law. The Court doth further
adjudge order and decree that Geo W
Peck and as such Sheriff of Scott County
County who is hereby appointed
special Commissioner for that
purpose and who shall after giving
due notice of place time & terms
of sale by Advertisements at Jamestown
and in vicinity of the land for one

to sell at public Auction in the town of Jerusalem, on some County Court day to the highest bidder the said tract of 88 acres more or less which Bryant Holland died seized and possessed lying in Southampton County and adjoining lands of Seymour Vaughan et als: on the following terms to wit: Purchaser paying one half of purchase money cash and giving his bond with approved security for balance said bond payable twelve from date of sale with option to purchaser to pay all purchase money cash and take a deed for same and return his report to Court along with this receipt for payment of costs in this cause in order for further decree of court

A Copy Teste J. B. Freeman Clk

Clk $5.32
Shff 1.50
Surg. 16.00

Southampton Circuit Court. Nov: Term 1884

J.G. Holland - Jas C. Holland - Jas
Harcum & Ella, his wife - Jumius
Morgan. Jas Clark & Emma, his
wife - Chas. Clark & Sarah E, his wife - Plffs

against

Richard Morgan, John Morgan
& Lawrence Morgan
all infants - Defts

In Chancery

This day this cause came on to be heard
on the plaintiffs bill - the answer of the
infant defendants Richard Morgan
John Morgan and Lawrence Morgan -
by S.B. Trimmer their Guardian ad litem.
and general replication thereto, and was
argued by Counsel - on consideration
whereof, the Court doth adjudge, order
and decree that one of the Commis-
sioners of this Court enquire into and
report whether the tract of land lying
in Southampton County whereof Bry-
ant Holland died seized and possessed
containing 88 acres can be conveniently
divided among the heirs of Bryant
Holland dec'd - and if partition cannot
conveniently be made, if the interest
of those entitled to the subject or its

proceeds will be promoted by a sale of the entire subject or its proceeds, or allotment of part and sale of residue. and report the said matters to Court, together with any matter specially stated deemed pertinent by himself or which he may be so required to state by any of the parties interested.

Mosby

Dated. J. B. Price a. c. c.

Holland &c.
vs
Decree
Morgan &c.

Mosby

Holland

v

Spa

Morgan

1885 Apl 17th

Execution by
delivery of copy
to within named
April 11th 86
Chas H. Okins
Dep Sheriff

1

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County—Greeting:

WE COMMAND YOU TO SUMMON N. N. Cotton James Vaughan and Seymour Vaughan

to appear before B. F. McLEMORE, a Commissioner in Chancery for the Circuit Court of Southampton county, at his office, in Jerusalem, Va., on the 17" day of April 188 5, to testify and the truth to speak on behalf of J. G. Holland & others.

in a certain chancery suit in our said court depending and undetermined between

J. G. Holland & others

Plaintiff

and

Richard Morgan & others

Defendant

and this they shall in no wise omit under penalty of law. And have then there this writ.

Witness, B. F. McLEMORE, Commissioner of our said Court, at his said office, this 9" day of April 188 5, in the 109th year of the Commonwealth.

Teste: B. F. McLemore

Comr

Holland &c.
v
Rebirch
Morgan &c.

1885. April 17th filed.

The Depositions of A. H. Cotton and others, taken before B. F. McLemore a Commissioner in Chancery for the Circuit Court of Southampton County - to be read as evidence in a certain chancery suit depending in the Circuit for the said County, under style of "Holland &c. v. Morgan &c." - on the 17th day of April 1883.

The Witness A. H. Cotton, being duly sworn, deposes as follows:

Q: What is your age - where do you reside, do you know the parties to the above suit and the tract of land in the proceeding mentioned?

A: My age is 60 years - reside in Southampton County, near the tract of land mentioned - and know the parties to the suit -

Q: Do you think the land can be equally divided between the parties entitled - having regard to quality and quantity?

A: I know the tract of land thoroughly - and do not believe any set of commissioners can divide it, and do justice to all parties -

Q: Do you think the interest of the parties would be promoted by a sale of the entire tract and division

of proceeds?

A: I do.

Q: What would you consider the fair cash value of the track of land?

A: About three hundred and fifty dollars. And further this deponent sayeth nothing.

Allen H Cotten

The Wife of James Vaughan, being duly sworn deposes as follows:

Q: What is your age, where do you reside. do you know the parties to this suit and the track of land in the proceedings mentioned?

A: My age is 70 years. reside in Southampton County. near the land mentioned and know the land well, and the parties to the suit.

Q: Do you think the track can be conveniently divided among the parties entitled thereto?

A: The track of land lies in such shape that I do not see how it can be divided. and such cannot be with equal justice to all.

Q: Do you think the interest of the parties would be promoted by a sale of the land?

A: I do.

Q: What would you consider a fair cash price for the track of land?

A: About three hundred and fifty or four hundred dollars.

And further this deponent saith not.

Saml. Vaughan

The Witness Seymour Vaughan, being duly sworn, deposes as follows:

Q: What is your age, where do you reside, do you know the parties to this suit and the track of land in the proceedings mentioned?

A: My age is 47 years. live in Southampton County. adjoining the tract of land referred to above, and know the parties to the suit.

Q: Do you think the said track of land can be conveniently divided among the parties, and if not. Why?

A: I do not think it can be divided into parties to all parties, and for the following reasons: the land consist of old field, and Branch lands and lies in such shape that I cannot see how it can be divided. the track is very small, containing about 80 acres, which would be hard to be divided into nine shares. some of the shares, if

divided would necessarily be of no value whatever.

Q. Do you think the interest of the parties would be promoted by a sale of the said land?

A. I do.

And further this deponent saith not.

Simon Vaughan

I B. F. McLemore a Commissioner in Chancery for the Circuit Court of Southampton County do hereby certify that foregoing depositions of Allen N. Cotton & others were duly taken, sworn to and subscribed before me at the place and time mentioned. Given under my hand this 17th day of April 1865.

B. F. McLemore
Com'r in Chancery

Commissioner's Office
April 17th 1885

To the Hon. Geo. Blow, Judge of the Circuit Court of Southampton County:-

The undersigned Commissioner, in pursuance of a Decree of the Circuit Court of Southampton County, entered at the November Term 1884, in the Chancery cause of "Holland &c. v. Morgan Et. als: submits the following report: That he issued subpoenas for A. A. Cotton, James Vaughan and Seymore Vaughan, parties living near to and, the Commissioner had good reasons to believe, were familiar with the track of land whereof Bryant Holland died seized and possessed. and said Witnesses having appeared at the Office of your Commissioner, in obedience to said summons, the Commissioner proceeded to take the depositions of the same, which said depositions are herewith filed, and prayed to be read as part of this report: Having taken the depositions of the Witnesses above mentioned, and having made enquiry concerning the tract of land in the proceedings

mentioned. Your Commissioner is of opinion that partition of the said land cannot be conveniently made and for the following reasons:- The tract is small containing about 80 acres. There are nine parties entitled under the decree. The land consist of old field and Branch land, and is so situated that some of the parties would get Branch lands only, whilst others would get old field. That the shares would be very small, about nine acres each. That none of the shares would be of much value and the Branch land would be almost, if not entirely worthless. The land has no buildings upon it, and is said to be very poor.

The Commissioner is, therefore, of opinion, that the interest of all parties concerned, would be promoted by a sale of the entire tract and division of the proceeds.

The Commissioner states further, that no party has expressed to him any desire or willingness to purchase the land or any part thereof, and pay to the other parties such sums of

money as their interest in the same would entitle them to receive.
The property is depreciating in value every day.

Respectfully Submitted
B. F. McLemore
Com'r in Chancery

Commissioners fee $5.00
Witness fees
A. H. Cotton — .50
Jas Vaughan .50
Seymore Vaughan .50
6.50
due to Plaintiffs

Holland & others

vs

Dunn

Morgan

1884. Oct: Rules

Dir: Ct.

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County—Greeting:

WE COMMAND YOU TO SUMMON Rich.d Morgan. John Morgan & Lawrence Morgan, three infants, by J.B. Prince their Guard.n ad litem

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 October next, to answer a bill in Chancery exhibited against them in our said Court by J. G. Holland. Jas. C. Holland, Jas. Harcum & Ella Harcum his wife, Jennie Morgan. James Clark & Emma Clark his wife. Chas. Clark & Sarah E. Clark his wife.

And this they shall in no wise omit; and have then there this writ.

WITNESS, J. B. PRINCE, Clerk of our said Court, this 16th day of September, 1884, in the 109th year of the Commonwealth.

Testo. J.B. Prince C.C.

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County—Greeting:

WE COMMAND YOU TO SUMMON Richard Morgan. John Morgan & Lawrence Morgan, three infants, by J. B. Prince, their Guard'n ad litem.

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 October next, to answer a bill in Chancery exhibited against them in our said Court by J. G. Holland, Jas. C. Willard, James H. Harcum & Ella Harcum his wife, Jennie Morgan, James Clark & Emma Clark his wife, Charles Clark & Sarah E. Clark his wife.

And this they shall in no wise omit; and have then there this writ.

WITNESS, J. B. PRINCE, Clerk of our said Court, this 16" day of September, 188 4, in the 109" year of the Commonwealth.

Test. J. B. Prince C.C.

Rec? Jany 22/86. of G. H. Vick Comr
three & 67/100 dollars - fee for taking ase of
debt against Bryant Holland dec?. - by
order of Circuit Court.

B. F. McLemore
Comr in Chr

Holland

" } A/c debts

Morgan

1886. Jany 22 filed.

An Account of the debts outstanding against the Estate of Bryant Holland dec'd

pursuant before B. F. McLemore Comr in Chancery for the Circuit Court of Southampton County in obedience to a decree of said Court rendered at the November Term 1885 in the Chancery Cause of Holland & Morgan

An A/c due G. W. Vick for taxes paid on real Est. for 1885	2 17	2 17
" A/c due W. A. Parker, Atty. fee in suit	10 00	10 00
" A/c due Dr. J. F. Bryant.	15 00	
Int: from Jan 1/84 to Jan 1/86	1 80	16 80
" Bond due Dr. W. N. L. Gordman	16 00	
Int: from June 22/78 to Jan 1/86	7 30	23 30
" A/c due D. F. Webb	4 16	
Int: from Jan 1/83 to Jan 1/86 Barred by statute	74	4 90
An A/c due Vaughan & Gay.	10 87	
Int: from Jan 1/81 to Jan 1/86 - Barred by statute -	3 26	14 13
" A/c due W. W. Jenkins & Co	8 49	
Int: from Jan 1/80 to Jan 1/86 Barred by statute	3 05	11 54
" Comrs fee for this report	3 50	3 50
Total sums: debts		$ 86 34
Less those barred by statute.		30 57
		$ 54 77

Respectfully Submitted.
B. F. McLemore
Comr in Chancery

Holland

Morgan et als

vs

Morgan et als

Answer to Plaintiffs supplemental bill

guardian ad litem

The joint answer of Richard Morgan
John Morgan and Lowmans Morgan Three
infants by L B Parker Their guardian
ad litem to a bill in chancery in the
circuit Court of Southampton by J. J. Holland
and others against Them

This defendant for answer to the
said bill or as much thereof as he is advised
it is material for him to answer, answering
says he knows nothing of the allegations
of the plaintiffs bill but submits the
interests of his wards to the care of this court
whose guardian duty it is to protect the rights
of infants and having fully answered
prays hence to be dismissed with his costs &c

Signed by
L B Parker
Guardian ad litem
Thanks to Com. p. d.

Holland ys. 93

vs Q. Mot. Rules

Morgan ys.

In Southampton Circuit Court.

J. G. Holland, Jas C. Holland James Hacuum & Ella Hacuum, his wife, Junius Morgan, James Clark & Emma Clark his wife, Charles Clark & Sarah E. his wife. Pltffs. against. Richard Morgan. John Morgan and Lawrence Morgan. all infants. Defts } In Chancery.

1884. Sept: 16. Summons issd to Oct: Rules.

" Oct: Rules. Bill filed. D. B. Price assigned Gdn ad litem to infant defts. Answer of Infants filed, Genl Replication thereto.

" Nov: Rules. Cause set for hearing.

In Southampton Circuit Court.

May Term 1886.

Holland &c

vs

Morgan &als

Decree.

This day this cause came on again to be heard on the papers formerly read, and the report of Commissioner McLemore of the debts outstanding against the Estate of Bryant Holland dec'd, made pursuant to a decree of this Court entered at the November Term 1885, and to which report no exceptions have been filed and not argued by Counsel. On consideration whereof the Court confirming the said report doth adjudge order and decree that G.W. Vick the Commissioner pay to W.H. Parker $10. to Dr. J. F. Bryant $16.80 to Dr. W.H.L. Gordman $23.30 to Commissioner McLemore $3.50 and to himself $2.17 taxes paid by him for the Estate and the balance in his hands to wit the sum of $305.59 divide into three equal parts and pay one third to J.G. Holland, one third thereof to James C. Holland and 1/3 of 1/3 to Ella Hasenin wife of James Hasenin, 1/3 of 1/3 to Ella Clark wife of James Clark, 1/3 of 1/3 to Sarah C. Clark wife of Charles Clark 1/3 of 1/3 to Junius Morgan, 1/3 of 1/3 to the lawful guardian of Richd Morgan, 1/3 of 1/3 to

the lawful Guardian of John Morgan, and 1/3 of 1/3 to the lawful Guardian of Laurence Morgan, and return his receipts along with his report to Court, in order to a further decree.

Adopt.

Teste.

L B Lewis C.C

Clks costs. 4/ due $2.34.

Holland &c
vs
Morgan &c

Decree

Holland ne

vs 3 Decree

Morgan et als

This day this cause came on again to be heard on the papers formerly read and the report of Commissioner McLemore of the debts outstanding against the estate of Bryant Holland dec'd made pursuant to a decree of this court entered at the November term 1885 and to which report no exceptions have been filed and was argued by counsel On consideration whereof the court confirming the said report doth adjudge, order, and decree that J. W. Vick the Commissioner pay to W. H. Parker $10 to D. J. F. Bryant $15.80 cts to D. W. H. C. Goodman $23.30 cts to Comm McLemore $3.50 cts and to himself $2.17 cts Taxes paid by him for the estate and the Balance in his hands to wit the sum of $305.97 cts divide into three equal parts and pay one third thereof to J. J. Holland one third thereof to James C Holland and 1/7 of 1/3 to Ella Hancock wife of James Hancock. 1/7 of 1/3 to Emma Clark wife of James Clark, 1/7 of 1/3 to Sarah C Clark wife of Charles Clarke 1/7 of 1/3 to Jimmie Morgan, 1/7 of 1/3 to the lawful guardian of Richard Morgan

1/7 of 1/3 to the Lawful guardian of John Morgan and 1/7 of 1/3 to the Lawful guardian of Laurence Morgan and return his receipts along with his report to court in order to a further decree

Holland vs
Ex 3 Persons
Morgans &c

To be entered
May Term 1866

Geo. A Bloss. J.

Holland &c
vs
Morgan &c

Decree

This day this cause came on again to be heard on the papers formerly made and the report of Geo W Vick Comr and commissioner of the sale of eighty ~~[illegible]~~ eight acres of land belonging to Bryant Hollands estate and of his making a deed to the purchaser Ira D Gardner and to which report no exceptions have been filed and was argued by counsel the consideration whereof the court doth adjudge, order, and decree that the said report be confirmed and the said G. W. Vick reporting to the court that there are some debts due from the estate yet. The court doth further ~~adjudge~~ order, and decree, that the said G. W. Vick after paying such debts as shall be satisfactorily proven before him divide the residue of the said ~~[illegible]~~ into three equal parts and pay one third part to E J Holland, one third part to Susan A Holland and 1/3 the 1/3 to Ella Harrell wife of James Harrell 1/3 the 1/3 to Emma Clark wife of ~~[illegible]~~ James Clark, 1/3 the 1/3 to Lula A Clark wife of Charles Clark, 1/3 the 1/3

to the Lastfar guardian to Richard Morgan 1/7 of 1/3 to the Lastfar guardian of John Morgan and 1/7 of 1/3 to the Lastfar guardian of Lawrence Morgan and 1/7 of 1/3 to Francis Morgan and Edward Lair receipts along with his report to court in order to on further order

The court doth further adjudge, order and decree that one of the commissioners of this court take an account of the debts outstanding against Bryan Holland's estate distinguishing them & report and report the said account to court & settle any matters specially stated deemed pertinent by himself or which he may be required to state by any of the parties interested

Holland &c
vs
Morgans &c

To be entered
Jan Term 1845 -

Test J B Lewis

Hollands
vs
Decree
Morgan &c

Nov Term 1884
To be entered

L. S. Blow

Entered
page 82

or article for away or to do against
D. each by duty of the parties
inhibited

Hollands &c
vs
Morgan &c

Decree

This day this cause came on to be heard on the plaintiffs bill the answer of the infant defendants Richard Morgan John Morgan and Lawrence Morgan by N.B. Prince their guardian ad litem and general replication thereto and was argued by counsel On consideration whereof the court doth adjudge, order and decree that one of the commissioners of this court inquire into and report whether the tract of land lying in Southampton county whereof Bryant Holland died seized and possessed containing 88 acres can be conveniently divided among the heirs of Bryant Holland dec'd and if partition cannot conveniently be made if the interests of those entitled to the subject or its proceeds will be promoted by a sale of the entire subject or its proceeds, or allotment of part and sale of residue and report the said matters to court together with any matters specially stated deemed pertinent by himself or

Holland &c
vs } Decree
Morgan

This day this cause came on again to be heard on the papers formerly read and upon the report of Commissioner B. F. McClemore made in pursuance to a decree rendered in this cause at the Nov Term 1884 and to which report no exceptions were filed. and was argued by Counsel. On consideration whereof the court doth adjudge. order and decree that said report be confirmed And it appearing unto the court from said report that the a division of said land is not practicable in any of the modes prescribed by law The court doth further adjudge order and decree that Geo. H. Vick and as such sheriff of Davidson county who is hereby appointed special commissioner for that purpose and who shall after giving due notice of place time and terms of sale by advertisement at Jerusalem and in vicinity of the land. proceed to sell at public auction in the town of Jerusalem to the highest bidder. The said tract of 88 acres more or less whereof

* court day
* in some county

Bryant Holland died seized and possessed. Done being in Northampton County and adjoining lands of Seymour Vaughan et als. On the following terms to wit. Purchaser paying one half of purchase money costs. ~~Land~~ giving his bond with approved security for balance. said bond payable twelve from date of sale; with option to purchaser to pay all purchase money ~~Costs~~ and take deed for same, And return this report ~~to~~ court along with this receipts for payments of costs in this case in order for further ~~duplicate~~ of court

Holland and al
105 3 Deed
Morgan Sale

To be Entered
May Term 1885
Lest Bros
Atty

Holland &c 81
vs
Deeree
Morgan & als

Mon June 1857
To be Entered
C Mott

Holland &c
vs 3 Decree
Morgan &c als

This day this cause come on again to be heard on the papers formerly read and upon the report of Geo. H. Vick. Chff & Special Comr of Loyments made by him in pursuance of a former decree entered in this cause to which report no exceptions were filed and it was argued by counsel, On consideration whereof the court doth adjudge order and decree that the said report be confirmed. and it appearing to the court that there is nothing further to be done in this cause the court doth further adjudge order and decree that the same be removed from the docket