

1890 - 02

Southampton County Chancery

Barkas + Pallant vs

Vick, Franklin's
Estate

"Creditors Suit"

2. Olet
Incell

Vick, Emily, Executor

Bristow, Lurice

Vick, Mary

Vick, Paul G.) minor

Vick, Clyde

71 60
Chancery Papers

Barham & Pollard etc.

Against . . .
Franklin Vick's Exec-
utrix and others.

Wilbur J. Kilby p. 9.

¹⁷⁰
Barham & Pallardre
vs y Petition of
Vick's Exor

Louisa. A. Bristol

1886. Apl. 22 filed.

Barthom & Pollard re
vs } Petition re
Vick's Exce re

To George Blow judge of the circuit court
of Southampton County

In chancery sitting

Your petitioner Louisa A. Binstow
humbly petitioning begs ^{to} show unto
your honor that according to the com=
missioners report filed in this case
the estate of Franklin Vick decd owes
E. A Gardner a considerable sum of
money. That the lands of the said
Vick have been sold by Special Comr
H. J. Kilby and that he has the money
in his hands and will pay off
the debts of said Vick. Your petitioner
further shows unto your honor that
on 12th of Sept 1885 she obtained
a judgement against said E. A
Gardner for the sum of \$70.⁰⁰/₁₀₀ & costs
1.⁵⁸/₁₀₀ which judgement has been duly
docketed and that an execution
has been duly issued on the said
judgement. a copy of which execution
is herewith filed marked exhibit
No I and prayed to be considered
as a part of this petition. That
the said execution has not been
paid. Your petitioner claims

that the docketing of her
judgement and the issuing of her
execution thereon gives her a lien on
the funds of E.A. Gardner in the
hands of said W. J. Kilby and she
now prays that the court will order
said W. J. Kilby to pay out of the
funds in his hands, belonging
to said E.A. Gardner her aforesaid
judgement and costs. Thus petitioning
she humbly submits her petition
to the court

Louisa. A. Bristol
by her counsel
W. B. Shands & Son

Petition
of S. B. Marks vs
and account enclosed

To the Honorable Judge Blow judge of
the circuit court of Southampton in
chancery sitting

Respectfully petitioning your petition
S. B. Marks doing business under the
name firm and style of S. B. Marks & Co
shunke unto your Honor that there is
a creditor's bill filed against the estate
of Frank Vick died that all the
company accounts have been taken in
the case style Barham & Pollard for be
in Vick's execution and also that the
said Vick's land have been sold by
a decree of this court by Wilbur S
Kilby special commissioners and that
there will be a large sum of money
in his hands soon for distribution
your Petitioner asks that a further
account of debts may be taken by
a commissioner of the circuit Court
that he may prove his debt of
\$43.40 to before him and come into
a pro rata distribution of the funds
in hand or all if the estate will
pay and as in duty bound your
petitioner will ever pray be

Shamuel Wilson
p. petitioner

Barkham & Pollard

vs. } In Lohy

Nicke's Ex & al.

Order appointing
guardian ad
litem.

1885 April 6th. I hereby acknowledge
the service of the above order and
that I have received a copy thereof.

J. A. Pines

Donnell

Donnell

At Rules held in the Clerk's office
of the Circuit Court for the County
of Southampton on the 6th day of
April in the year 1885:

Wm R. Barkham and B. G. Pollard
merchants and partners in trade
under the firm name and style
of Barkham and Pollard, suing for
the benefit of themselves and all
other creditors of Franklin
Vicke deceased. Complainants,

Against

} In Chancery

Emily J. Vické, widow, and the
same Emily J. Executrix of the
last will and testament of
Franklin Vické deceased, Louisa
A. Bristow, and Mays Vické, Paul
R. Vické and Clyde Vické, the
last three named being infants
under the age of twenty-one years,
Defendants.

On the motion of the Complainants
by counsel, Joseph B. Prince is assigned guar-
dian to the defendants, Mays Vické, Paul
R. Vické and Clyde Vické, who are in-
fants under the age of twenty-one years
to defend them in this suit.

J. B. Prince C. C.

137
Barham & Holland
r { Stat. Rules
6
Pickerton & Co.

In Southampton County Court

William R. Barkham &
R. G. Pollard, merchants and
partners in trade under the firm
name of Barkham & Pollard, Pltffs
against

Emily J. Vick widow & Emily
J. Vick Executrix of Franklin
Vick and Louise A. Vick
Mabel Vick Paul R. Vick &
Lydia Vick, last mentioned infants & depots

Chancery

1885

March 15 ^{issued} Summons to appear before

April Rule ... with Exch. on Adults Depot Bill filed
Exhibits filed, J. B. Turner assigned
on Adult to infant depots, answer
of on Adult filed and Genl. Ref.
location - De on up to Adult depots,
May Rule Bill taken for confessed ^{as to adult depots} and answer
set for hearing -

In the Circuit Court of Southampton County, State of Virginia,

Barkham and Pollard, suing etc. Com-
plainants

Against } In Chancery.

Emily J. Vike Executrix of Frank-
lin Vike, deceased and others,
Defendants.

To the Honorable George Blow
Circuit Court Judge in and for
the County of Southampton, State of
Virginia:

Humbly complaining re-
spectfully represent and show unto
Your Honor, Your Complainants, W^m
R. Barkham and B. G. Pollard, mer-
chants and partners in trade un-
der the firm name and style of
Barkham and Pollard of Norfolk,
Va. suing for the benefit of them-
selves and all other creditors of
Franklin Vike deceased.

That the said Franklin Vike
late of said County, departed this
life in the month of May or June
in the year 1884 seised and pos-
sessed of considerable real and
personal estate in said County, leav-
ing surviving him, a widow, Emily J.,

and three children, to wit, Mays, Paul R. and Clyde then and now infants under the age of twenty-one years.

That on the 21st. day of July 1883 the said Franklin Vicke made his last will and testament and on the 27th. day of February 1884 added a codicil thereto according to law.

That by his said will and codicil the said Franklin Vicke gave and bequeathed unto the said Emily J. so long as she should remain his widow, all his real and personal estate that might be left after payment of all his just debts, except that part of the Exum farm as defined in said will and codicil and the Bristow lot of six or seven acres, bequeathed to his sister, Louisa A. Bristow.

That by his said will and codicil, he bequeathed to his said sister, Louisa A. Bristow, a widow, the said Exum farm as defined in said will, ~~as a home during her lifetime~~ and also the Bristow lot of six or seven acres, as a home during her lifetime, provided she shall continue to live upon the same; otherwise she is to have no control over it and it is to re-

main in his estate.

That the said Emily J. widow of said Franklin Vike, shortly after his death, caused his said will and codicil to be duly admitted to probate in the County Court of said County and at the same time qualified according to law, as the sole Executrix thereof without security, (the testator requesting that none be required), and proceeded to take possession of, and administer his estate. A copy of said will and codicil with the certificate of probate thereof, is herewith exhibited as part of this Bill and marked Exhibit A.

That by a writing properly acknowledged and certified and admitted to record in said County Court the 16th. day of March 1885, the said Emily J. (sometimes called J. E. Vike) renounced the provision made for her in said will and codicil with a view to claiming her proper share of the personal estate and her dower in the real estate of which her said husband, Franklin Vike, died seised and possessed, as will appear by a copy of said writing herewith exhibited as part of this Bill and marked Exhibit B.

That at and before the time of his death, the said Franklin Vick was indebted to your Complainants, Barham and Pollard, in the sum of One thousand one hundred and forty nine and $\frac{5}{100}$ dollars, due by a note dated the 12th. day of December 1883 and payable sixty days after its date at the Exchange National Bank of Norfolk, Va. Subject to a credit of \$131.⁷⁴ as of the 26th. day of November 1884, - which said note is herewith exhibited as part of this Bill and marked Exhibit B.

Your Complainants are informed and so charge that in addition to the said indebtedness to them, there is a large outstanding indebtedness on the part of said Franklin Vick to others and that for the satisfaction of all said indebtedness the personal estate of said Franklin Vick is wholly insufficient, and a sale of his real estate will be necessary.

That the said Executrix has refused and still refuses to pay said indebtedness to your Complainants and others, alleging that the personal assets in her hands are not sufficient to enable her to do so.

That the said Emily J. as widow of said Franklin Vicke, having renounced the provision made ^{for her} in said will and codicil, is entitled to dower in the real estate of which he died seised and possessed, ~~and that she and her infant children~~ and, after the satisfaction of his debts, to one-third of his personal estate then remaining.

In consideration whereof Your Complainants, being without remedy save in a Court of Equity, pray that the said Emily J. Vicke, widow, and the same Emily J. Executrix of the last will and testament of Franklin Vicke deceased, Louisa A. Bristow, and Mayo Vicke, Paul R. Vicke and Clyde Vicke, the last three named being infants under the age of twenty-one years, may be made parties, defendants, to this bill and be required to answer the same and all the allegations thereof on oath, the adults in their proper persons and the infants by their guardian ad litem to be appointed for them to defend their interests in this suit; that the said Emily J. Vicke may be required to render before one of the Commissioners of this Court, an account of her transactions as Executrix aforesaid;

that an account of the debts due by said Franklin Vike or his estate together with the necessary proof of the same and an account of the real estate of which said Franklin Vike died seised and possessed together with its fee-simple and Annual value, may be taken and report thereof made to Court; that the said real estate may be sold, if necessary and the proceeds thereof, as well as the proceeds of the sale of the personal estate of said Franklin Vike, applied in payment and satisfaction of said debts according to their priorities; that all proper orders and decrees in the premises may be made and inquiries directed; that the said Emily J. Vike may be required to say in her answer whether she prefers to have her dower in said real estate sold along with the real estate and to accept a gross sum of money equivalent to its present value in lieu thereof, or to have said real estate sold subject to her dower, or to have her dower therein assigned to her in kind; that such fees as may be proper, may be allowed the counsel of your Complainants and be de-

creed to be paid out of said estate
in the progress of this suit, notice
being here given that such fees will
be asked for; and that all such
other further and general relief may
be granted Your Complainants as
the nature of their case may re-
quire or to Equity shall seem
meet. And, as in duty bound,
Your Complainants will ever pray
etc.

Barham and Pollard
By Counsel

Wilbur J. Kilby p. q.

In the Circuit Court of South-
ampton County, Virginia.

Barham and Pollard etc.

vs.

} In Chancery

Frank Vicks Executrix
and others. Defendants.

The answer of Mays, Paul R.,
and Clyde Vicks, infants under the
age of twenty-one years by Joseph B.
Prince, their guardian ad litem, as-
signed to defend them in this suit
to the Bill of Complaint, exhibited
against them and others in the
Circuit Court of Southampton County
by W^m R. Barham and B. G. Pollard
merchants and partners in trade
under the firm name and style
of Barham and Pollard of Norfolk
Va. suing for the benefit of them-
selves and all other creditors of
Franklin Vicks deceased.

These Respondents reserving to
themselves the benefit of all just
exceptions to the said Bill, for
answer thereto, by their said guar-
dian ad litem, say,

That they are infants of ten-
der years and by reason of their
infancy are incapable of under-

standing or taking care of their rights and interests in said suit. They, therefore, by their said guardian ad litem, commend themselves and all their rights and interests in said suit to the protection of the Court and pray that no decree may be pronounced therein which will tend to their prejudice.

And having fully answered, these respondents pray to be hence dismissed with their reasonable costs in this behalf expended, and they will ever pray etc.

Mary Niek

Paul R. Niek

Lelyde Niek

By L. Bruce

Their guardian ad litem

Barkham & Pollard
vs. } In Chy.
Vicke's Ex. & al.

Copy of Emily J.
Vicke's writing
renouncing the
will of Franklin
Vicke

Exhibit B.

ment & to be annexed - and orders
to be recorded.

Test. W. B. H. H. H. H.

A. Copy. Test. W. B. H. H. H. H.
" " " " " "

To the Honorable E. C. Barrett, Judge of the
County Court of Southampton.

This is to certify to the Court that by virtue
of the power given me by law, I hereby
renounce the provision made for me
in my husband Frank Viche's will
and claim my distributive share in
the personalty, and dower in all the
real estate whereof Frank Viche
died seized and possessed. Given under
my hand this 9th day of March 1885.

J. E. Viche -

Southampton County Court.

This day J. E. Viche widow of
Frank Viche died, personally appeared
before me a justice of the peace
for the County aforesaid and acknowl-
edged the above writing to be her act
and deed. Given under my hand
this 9th day of March 1885.

W. M. Wigham, Jr.

At a County Court held for the County of
Southampton March 16. 1885.

The above writing of J. E. Viche, renouncing
the provisions made for her under
the will of her husband Frank Viche
died, was this day produced in Court,
together with the certificate of acknowledgment.

Barham & Pollard
vs. } In Chy.
Vicke's Ex. & al.

Copy of Franklin
Vicke's will

Exhibit A.

In the name of God, Amen.

I, Franklin Vicke of Berlin Va, being in sound mind, do, this day, make his his last will and testament, I give to my wife while she is my widow, after paying all of my just debts, all of my real and personal estate, except the Exum farm, which I give to my sister Louisa A Brister for a home during her lifetime, my wife to administer on my estate without security. Given under my hand and seal This 21st day of July 1883.

Berlin Va

Franklin Vicke decd.

July 21. 1883.

Cordicil.

Since writing the above, and thinking there might be some trouble in regard to the Exum land, I will state here the line that I want to run as follows commencing at the pine stump near my office the old line tree and the line to run as the old hedge row run to the Exum yard or on a straight line with the garden, thence west straight line to the R.A. Hood land. the land all lying north or between the

Exum house and the road to belong to my estate as my other lands. The land I give to my sister Mrs Louisa A. Brister is the balance of the Exum tract, also the Brister lot containing six or seven acres, this land is given to my sister Mrs Louisa A Brister during her lifetime as a home, and I further state here that if my sister Mrs Louisa A. Brister dont live on the land, she shall have no control ^{over} it. It is to remain as it now does in my estate.

Berlin Va
Feb 27, 1884.

Franklin Viche *(Deceased)*

Southampton County Court.

June Term 1884.

A writing purporting to be the last will and testament of Franklin Viche deceased was produced in Court by Emily J. Viche the Executrix therein named and there being no subscribing witnesses, Wm. B. Shands and Wm. Shands were sworn and severally depose that they are well acquainted with the hand writing of the testator and truly believe the said writing and the name thereto subscribed to be wholly written by the

testator's own hand, whereupon the
said writing is ordered to be recorded
as the true last will and testament of
the said Franklin Viche deceased, and
on the motion of Emily J. Viche, the executrix
therein named, who made oath according
to law, entered into and acknowledged a bond
in the penalty of Fifteen hundred dollars
conditioned ~~conditioned~~ as the law directs
(but without security, the testator requesting
that none be required and the Court
requiring none), which bond is ordered
to be recorded. Certificate is granted the
said Emily J. Viche for obtaining a probate
of the said will in due form.

Teste.

I. B. Pinner C. C.

a. copy.

Teste. I. B. Pinner C. C.

COMMISSIONER'S NOTICE

To William R. Barham and B. G. Pollard, merchants and partners in trade under the firm name and style of Barham & Pollard, suing for the benefit of themselves and all other creditors of Franklin Vicke, deceased..... Complainants,

AND

Emily J. Vicke, widow, and the same Emily J., executrix of the last will and testament of Franklin Vicke, deceased; Louisa A. Bristow and Mayo Vicke, Paul R. Vicke and Clyde Vicke, the last three named being infants under the age of twenty-one years.... Defendants.

You are hereby notified that on the 14th day of July, 1885, at my office, in Jerusalem, Southampton county Va. (at which time and place you are required to attend), I shall take, state and settle the following accounts, which are to be taken stated and settled and reported to Court in pursuance of the decree of the Circuit court of said county, rendered the 5th day of May, 1885, in the suit in chancery pending in said court, to which you are parties, plaintiffs and defendants, to wit:

1. An account of the transactions of Emily J. Vicke as executrix of the last will and testament of Franklin Vicke, deceased.

2. An account of the real estate of which the said Franklin Vicke died seized and possessed, together with its fee-simple and annual value.

3. An account of all debts due by the said Franklin Vicke in his lifetime and remaining unpaid, or by his estate, according to their dignity and priorities, including the debt due to the complainants, and specifying which of them, if any, waives the benefit of the homestead exemption.

4. An account of any matters specially stated deemed pertinent by myself, or which may be required by any of the parties to be so stated.

Given under my hand, as Commissioner in Chancery of said Court, this 20th day of May, 1885.

B. F. McLEMORE,
Commissioner in Chancery.
WILBUR J. KILBY, p. q.

Herald,

4.....1885

of which the an-
the SUFFOLK
by law, once a

7
J. D. ELAM & COMPANY, Eds. Herald.

Office of the Suffolk Herald,

Suffolk, Va., *July 4* 188*5*

I ~~WA~~ hereby certify that the order, of which the annexed is a copy, has been published in the SUFFOLK HERALD ~~in the manner prescribed by law~~, once a week for four successive weeks.

Thos G. ELAM & ~~WMPRELL~~, Eds. Herald.

P

brought in. Usually by the
The gold field was celebrated
nuggets some years since,
present find will no doubt
discovery of others.

The Chicago Tribune remarks
"the Japanese government
ling with the question of
in the schools. Think of it!
only lately barbarous
ing to that highest index of
tion, a wrangle over the
rival publishing houses!
tion of Japan is the real
nineteenth century."

The population of the
Nevada has dwindled down
in consequence of the colli-
mining interests, and there-
ly enough inhabitants left to
a State government. "The
beds, however, may induce
immigration, and add to the
tion. The deposits are very
situated for working, being
vicinity of a rich farming
with an abundant supply of

Barkham Pollard & Co.

vs $\frac{3}{3}$ summons

Vicker & Co. & Co.

1885. Apl Rules

Exeuted March 26th
1885 - by delivering each of
the parties named within
a copy of the within summons

G. W. Vicko

Sheriff

Witness part

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County—Greeting:

WE COMMAND YOU TO SUMMON *Emily J. Viche, widow and Emily J. Viche Executrix of the last will and testament of Franklin Viche deceased Louisa A. Britton, Mary Viche Paul R. Viche and Clyde Viche - last three infants.*

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 *them* in our said Court by *Wm R. Barkham and B. G. Pollard, merchants and partners in trade under the firm name of Barkham & Pollard, suing for the benefit of themselves and all other creditors of Franklin Viche deceased.*

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

WITNESS, J. B. PRINCE, Clerk of our said Court, this *20* day of *March*, 188*5*,
in the *109*, year of the Commonwealth. *Test. J. B. Prince C. C.*

Appoint Rich^d M. Thompson Richard A. Bristol
Kenneth M. Arguehart and John Thompson
any three to act to allot Mrs J. E. Pickett down
in Frank Pickett's estate

No effect.

G. W. Vickhoff
by J. E. Gillette Drkly-

Bristol.

$\frac{1}{4}$ } Li: La:

Gardner
1886. April Rules
Co: Ct.

Justice Adv. \$ 1.00
Blunk's " 58
1.58

acopy

Exhibit No I

The Commonwealth of Virginia,

To the Sheriff of Southampton County—Greeting:

We command you that of the goods and chattels of *E. A. Gardner*

late of your bailiwick, you cause to be made *\$70.⁰⁰ with interest thereon*
from Sept: 22nd 1885 till paid — which Louisa
A. Bristol

lately in our *Justice* Court of Southampton County have recovered against *him* as well
for a certain debt as for interest thereon; also the sum of *one* Dollars and *58* Cents,
which to the said *Louisa A. Bristol*
in the same Court were adjudged for *her* costs in that suit expended, whereof the said
E. A. Gardner is convict, as appears to us of record.
And how you shall have executed this writ make known at the Clerk's Office of our said Court, at the rules to be holden
for said Court on the first Monday in *April* next, and have then there this writ.

WITNESS, J. B. PRINCE, Clerk of our said Court, at the Courthouse, this *22nd* day
of *Febry*, 188*6*, in the *110th* year of the Commonwealth.

Testo. J. B. Prince Clk.
acopy. Testo. J. B. Prince Clk.

Dorchester Superior Court
May Term 1885.

Barham & Follock suing et.

2 3 Decem
Vicks Executors et al.

This cause

regularly matured at rules, came
on this day to be heard on the Bill
of the Complainant taken for
compensation as to the adult defendants
Guilty of Vicks widow and the same being
of Executors of the last will and testa-
ment of Franklin Vicks deceased and
Lanira A. Briston on whom
process had been duly served, they
still failing to appear and demur
pleas and answer and upon the
exhibits filed with said Bill, &
the answer of the infant defendants
Mays Vicks Paul R. Vicks and
Hyde Vicks by Joseph B. Trimmer
their Guardian ad litem, with
general replication to said answer
and was argued by counsel.
On consideration whereof the
Court doth as judge order and
decree that the papers in this
cause be referred to one of

the Commissioners of this Court,
who will take State and settle
the following accounts, and
make report ^{thereof} to Court to wit: -

1 An account of his transactions
of Emily Vick as Executrix of
Franklin Vick deceased, -

2 An account of the real estate of
which the said Franklin Vick
did seized and papered together
with its for Simple and Annual
value,

3 An account of all debts due by
the said Franklin Vick in his life-
time and remaining unpaid on
by his estate according to their
dignity and priorities including
the debt due to the complainants
and specifying which of them if
any waive the benefit of the hom-
estead exemption,

4 An account of any matters
specially stated and pertinent
by himself on which may be inquired
by any of the parties thereto so
stated, and the Court doth
direct that notice of the time of
taking said accounts be published

once a week for four successive
weeks in the "Suffolk Herald" a con-
vict newspaper published in
the Town of Suffolk in Chausson
County, and that said publication
shall be equivalent to personal
service of said notice on the parties
to this cause, but personal service
of said notice may be made upon
the defendants

A Copy

Wm J B French & Co



Commissioner's Office,

Jerusalem, June 9th 1875

TO THE CREDITORS OF THE ESTATE OF

Franklin Vicko dec'd

AND ALL OTHERS CONCERNED.

You are hereby notified, that, by a decree of the Circuit Court of Southampton County, I have appointed the 14th day of July next, at my Office, for receiving proof of all the debts, or demands, against the said decedent, or his estate ; at which time and place you are required to attend.

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

B. H. M. Lenoir Commissioner.

Mr McLamore will please state specially
that Mrs Vick has paid to parties
marked thus 2 and that she is entitled to
these payments in full

Myers Shanderson Jr. &c

Barham Island
43 October
Vicks Bux & Co.

1886 July 14

Execution from 26th 1883-
by delivering to each of the parties
named within a copy of the
the within notice

G. W. Vicks

Sheriff

Commissioner's Office,

Jerusalem, Va. May 20th 1885

To Wm. R. Barham and B. G. Pollard. Merchants and partners
in trade under the firm name and style of Barham & Pollard.
sueing for the benefit of themselves and all other Creditors of
Franklin Vicko, dec'd. Plaintiffs

Against

Emily J. Vicko. Widow. and the same Emily J. Executrix
of the last will and testament of Franklin Vicko dec'd. Louisa
H. Bristol. and Mayo Vicko. Paul R. Vicko and Sely de
Vicko. the last three named being infants under
the age of twenty one years. Defendants

You are hereby notified that I have fixed upon the 14th day of July 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 the transactions of Emily J. Vicko as
Executrix of the last will and testament of Franklin Vicko
dec'd.

2nd An Account of the real Estate of which the said
Franklin Vicko died seized and possessed. together with its
fee. Simple and Annual value.

3rd An Account of all debt due by the said Franklin Vicko
in his life time, and remaining unpaid. or by his Estate
according to their dignities and priorities. including
the debt due to the Complainants. and specifying
which of them if any receives the benefit of the
Homestead Exemption.

4th An account of any matter specially stated or
put forward by himself or which may be required
by any of the parties, to be so stated.

required to be taken by a decree of Southampton Circuit Court rendered at the May term,
1885, 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.

J. D. Emerson

Commissioner.

To the Sheriff of Southampton County to Execute.

The Estate of Franklin Vicko, dec'd
1884 In ac with Emily Vicko his Executrix

June	16	Do paid Clerk County Court.			
		tax on Executorial bond	1 00		
July	8	" W.E. French, for medicine	8 00		
"	9	" S.H. Marks & Co. a/c	35 91	L ✓	
Aug	9	" A.J. Branch	10 00		
"	12	" A.C. Holmes	5 00		
"	27	" G.C. Alley ✓	7 16	L ✓	
Sept	10	" A. Wright, part	53 55	L ✓	
"	"	" M. Cohen & Son	50 25	L ✓	
"	29	" Dr S.B. Kello, jr. med: a/c last illness	6 25		
"	"	" Dr S.B. Kello, Sr. med: a/c	60 15	L ✓	
Dec	3	" Barham & Pollard, part	10 00	L ✓	
"	"	" " proceeds			
"	"	7 Bags P/nts	42 42	L ✓	
"	8	" Manny Webb, Prince & Co for Enans.	100 00	L ✓	
"	16	By amo: sales chattel property		961 59	
"	"	" " of stock of goods & from other sources		360 00	
"	"	To Comd on \$1371.59 50%	66 08		
"	"	" paid Suffolk Herald for printing notices &c	1 08		
"	25	" Expenses of Cultivating Crop 1884	510 00		
"	"	" Taxes for 1883	61 98		2
"	"	" " " 1884	68 34		2
"	"	" Store License	11 50		
"	"	" Steel Tax	10 00		
"	"	" E.A. Gardner, wages for 1884	175 00		
"	"	" for Brandy barrel &c	31 98		
"	"	" Corn for use of farm	30 00		
"	"	" " Fodder " " "	5 00		
"	"	" " Shelling seed P/nts	5 00		
"	"	" Repairs to Cart & wheels &c	10 00		
			1465 65	1321 59	

1884

Dec 25

Amounts brot over \$1465.65 / 1321.59

" 31

Balanced.

14406
~~1465.65~~ ~~1465.65~~

1885

Jan 1	To bal: due Executrix	144.06	
" 16	" Paid: W. E. Deaton	13.60	✓✓
" 17	" " G. J. Whitfield	4.05	
Mar 16	" " Dr. E. C. Barrett, Med:		
	bill, last illness	11.00	
Apr 1	" " J. G. Kelle. for seed P/rnts	20.87	✓✓
May 9	" " Jas. Gools. for repairs to stee	2.50	
" "	" " Mrs M. E. Edwards. Note	353.00	✓✓
" "	" " Boykin & Bros. for Lard	23.68	✓
" "	" " for picking off P/rnts	15.00	
" "	" " Manling & Co 1884	14.00	
" "	" " Ditching	22.75	✓✓
" "	" " Appraisers (3)	3.00	
" "	" " Auctioneer at sale	5.00	
" "	" " Clerk	2.50	
" "	" " H. B. Shands. Atty fee	25.00	
July 2	" " Dr. J. H. Blairborne, Med: bill	18.15	
" 14	" " Amos: to pay Comr Accts		
	for Certifying Inventory, etc?	1.50	
" "	" " amos: to pay Comr Accts, for		
	certifying &c sales - retained?	3.00	
" "	" " amos: to pay Clerk for record		
	ing Inventory, &c		
	&c. Sales - retained	6.50	
" "	" " Comr's fee for Auditing &c.		
	stating this &c. - retained?	10.00	
" "	" " Int: on \$699. ¹⁶ 6 mos.	20.97	
	Balance		
		720.13	
		720.13 720.13	

1885

July 14 To bal: due the Executrix \$720.13
 with interest thereon from the
 14th day of July 1885, till paid

Respectfully Submitted.

R. J. McLeone

Comr in Chy

An Account showing the number of Acres
of Land of which Franklin Vicko did seized.
Taken under a decree of the Circuit Court of
Sonthampton County - rendered at the May Term
1885, in the suit of Danham & Pollard vs Vicko's
Executrix &c. showing the Annual and absolute
value thereof. To wit:

July 14th 1885

	Annual Value	Absolute Value
To 513 Acres Land. valued at	\$ 26400	\$ 3300.90

Respectfully Submitted.

W. H. McLenore

Comr in Chancery

An Account of the debts outstanding against the Estate of Franklin Vicko dec'd. - proved before B. F. M. Lemore, Commissioner in Chancery for the Circuit Court of Southampton County, on the 14th day of July 1885. Pursuant to Notice herewith filed, and in obedience to a decree of said Circuit Court, rendered at the May Term 1885 in the Chancery suit of "Barham & Pollard vs Vicko's Estate".

Third Class

A Debt due by decedent, as
Adminr of B. F. Vicko dec'd.
to Geo. H. Vicko Shff and
Adminr of B. F. Vicko dec'd. / 490.39
Int: from June 1 to July 14/85 359 493.98

4th Class

H. J. Wilcox
- Atty -

A Note due Barham
& Pollard 1149.51
Int: from 13th Feb/84 to 26 Nov: 84 57.21
12th Cash. 1203.72
131.74
Int: from 26 Nov: 84 to July 14/85 1071.98 1112.70
4072

A Note due E. A. Gardner 191.19
Int: from April 17th/84 to July 14/85 14.24 205.43

" Note due E. A. Gardner 230.18
Int: from Nov: 22/82 to July 14/85 36.51 266.69

" Bond due Mrs M. E. Edwards 382.00
Int: from Oct: 16/85 to July 14/85 223.34 605.34

R. J. Wilson
- Atty -

" Note due Martin Hill & Co. 458.95
Int: from Mich 28/84 to July 14/85 35.86 494.81

" A/c due Martin Hill & Co 412.17
Int: from Nov. 3/84 to July 14/85 17.23 429.40
3608.35

Amounts brot forward

\$3608.35

R. J. Wilson - Atty.

Ac due Plummer Wheeler & Co	71.56	
Int: from May 14/85 to July 14/85	71	72.27
Note due A. Wright	264.60	
Int: from July 1/84 to July 14/85	16.48	281.08
Ac due A. Wright	59.27	
Int: from Jan 1/85 to July 14/85	2.20	61.47
Ac due M. Cohen & Son	227.89	
Int from May 3/84 to July 14/85	18.60	246.49
Ac due W. E. French June 17/85	28.51	
Int: to July 14/85	13	28.64
Ac & Int: due J. Co. Ayer & Co		24.89
A balance due J. Emily Vick		
Executrix of Franklin Vick de.		
as shown by her Executorial		
Account herewith filed,	720.13	720.13
Total amo: due		\$ 5045.33

All the notes in the foregoing account
waive the "Homestead Exemption".

Respectfully Submitted

R. J. Wilson
Clerk in Chancery

Commissioner's Office

Jerusalem Va. July 14 1885.

To the Hon: Geo. Blow Jr. Judge of the
Circuit Court of Southampton County.
In obedience to a decree of the Circuit
Court of said County, entered at the May
Term 1885, in the Chancery suit of
Barham & Pollard v Vick's Executrix.
The undersigned Commissioner, to whom
was referred, the taking of the several
accounts called for in said decree,
begs leave report: That on the 20th
day of May 1885 he issued Notices to
the parties Defendant, and, at the
same time, he inserted Notices in
the Suffolk Herald, (a news paper
published in the town of Suffolk)
to the parties Plaintiff, requiring
them to attend the taking of said
accounts, on the 14th day of July, '85.
That said Notices have been returned,
by the Sheriff, Executed, and are
herewith filed. That on the said
14th day of July 1885, he proceeded to
take, state and settle the following
accounts: to wit: 1st - An account
of the transactions of Emily J. Vick
Executrix of Franklin Vick dec'd
and find a balance due the said

Executrix, as of the 14th day of July
1885. of \$720.⁰⁰ with legal interest
thereon from said 14th July, 1885, till paid.
2nd. An account of the Real Estate of
which Franklin Vicko died seized
and possessed, showing the number
of acres, together with the fee simple
and annual value of the same,
and finds, that at the time of the death
of decedent, he was charged, on the
land book of this County, with five
hundred and thirteen acres of land,
valued at \$3300.⁰⁰. The annual
value of which is \$264.⁰⁰, being
8% of the fee simple value.
3rd. An account of the debts due by the
said Franklin Vicko, in his life time
and remaining unpaid. (including
the balance due the Executrix) and
finds debts outstanding against said
decedent or his Estate, of \$5043.³².
That the debt due by decedent, as
Admin^r of B. F. Vicko, dec^d, (to the Estate
of said B. F. Vicko dec^d), amounting
to \$493.⁹⁸, is of the 3rd class: All the
other debts are of the 4th class. - That
the Notes or Bonds due Barham &
Pollard, E. A. Gardner, Mrs M. E.

Edwards, Martin Hill & Co. and A. Wright, all waive the homestead. The Court states further, at the special request of Counsel for Executrix, that the sum of \$53.⁵⁵ paid to A. Wright, the sum of \$50.²⁰ paid M. Cohen & Son, the sum of \$142.⁴² paid Barham & Pollard, the sum of \$353.⁰⁰ paid Mrs. M. E. Edwards, and the sum of \$175.⁰⁰ paid E. A. Gardner, were in part payment of the amounts due these parties from the Estate of decedent and that said sums have been applied as a Credit upon the Bonds, Notes or accounts held by the parties aforesaid against said Estate; That the balance due the Executrix from the Estate, as shown by her Executorial Account herewith filed, is composed in part of the several sums above mentioned, and that said amounts should be paid her in full, before she should be required to pro-rate with the other Creditors; to the above should be added the Costs of administration. Medical bills in last illness (\$50.⁰⁰) Taxes, for 1883-4, of \$130.³² and burial Expenses of decedent, all of which amounts will fully appear by reference to the Executorial Account. The Commissioner has also been requested to state, as near as practicable, the boundaries

of the several lots of land in the bill men-
tioned - submits the following: Home tract,
bounded on the South by Berlin & Petersburg
road - East by Davis's land - & land of Dr
Kello - West by Gardner's Est.: 6 Acre
lot - bounded on east by Petersburg road -
North & West by Exum land - South by Jeru-
salem road - 100 Acre lot - North by
Petersburg road - West by M. H. Hook - South &
East by Exum land - The Com'r has not
been able to ascertain the boundaries
to the other lands - All the lands lie at
or in the immediate vicinity of the
village of Berlin -

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

Commissioner's fee
\$25.00

charged to Plaintiffs

Wm

The Separate answer of J. E. Pickett ^{and} of Franklin Pickett and also his widow to a bill in chancery by Messrs Barham and Pollard in the Circuit Court of Southampton against her and others

This defendant for answer to the said bill or as much thereof as she is advised it is material for her to answer, answering says that as ordered she has settled her transactions as executrix of her deceased husband Franklin Pickett before one of the commissioners of the said court and now files in the papers in the cause by which it appears there is a balance due her of \$720.13cts with interest from the 1st of July 1881 -

And for further ^{answer} she says she desires that the court would appoint commissioners to allot her dower in kind in all the real ^{estate} whereto her husband died seized and possessed at an early day as possible and having fully answered prayers to be dispensed with her costs &c

Shandon Low p. oc. Signed J. E. Pickett

Southampton County to wit

Mrs J. E. Piche widow and
executrix of Franklin Piche deceased
personally appeared before me a justice
of the peace for Southampton County
State of Virginia in my county of residence
and made oath that the facts set
forth in the above return are true to
the best of her knowledge and belief
given under my hand this 16th day of
1885-

D. A. Kistow. J. P.

Piche's Executor
ackd 3 Answer of
J. E. Piche
Barham & Pollard

Barham Pollard Jr.

or 3 Lems Bond

Nichols Exr Jr.

Know all men by these Presents, That we *W. J. Kilby and W. R. Barham*

are held and firmly bound unto the Commonwealth of Virginia in the just and full sum of

Six thousand Dollars, to the payment whereof, well and truly to be made, we bind ourselves, our heirs, executors and administrators, jointly and severally, firmly by these presents. And we, the obligors herein, hereby waive the benefit of our homestead exemption as to this obligation, and also waive any claim, right or privilege to discharge any liability arising under said bond in any currency, funds, counter-claims or offsets other than legal tender currency of the United States.

Sealed with our seals and dated this *18* day of *January* A. D. 18*86*

THE CONDITION of the above obligation is such that if the above bound

W. J. Kilby who was appointed a Special Commissioner of Sale, by a decree of the Circuit Court of Southampton County, rendered at the November Term thereof 1885, in the Chancery Suit therein depending styled Barham & Pollard vs McKee & others to sell the lands whereof Frank McKee died seized & possessed and for other purposes more particularly set out in said decree, reference to which is hereby generally and specially made

under this and all further decrees that may be entered in said suit

shall faithfully discharge the duties of *his* office or trust according to law, then the above obligation to be void, or else to remain in full force and virtue.

Signed, sealed and delivered }
in presence of the Court. }
The Clerk -

Wilbur J. Kilby
W R Barham



Barham & Pollard

vs.

Vicke's Ex. & al.

The Exceptions of the Plaintiffs to the Report of Commissioner. B. F. McLenore, filed the 28th day of September 1885 in the cause in Chancery pending in the Circuit Court of Southampton County, Va. between Barham and Pollard, Plaintiffs, and the Executrix of Franklin Vickie deceased and others, Defendants.

These exceptions except to said Report because the said Commissioner in the statement made by him in his said Report of the transactions of said Executrix, has erroneously and improperly given her credit for, and charged against the estate of said deceased the following sums of money paid by said Executrix to the following parties, to wit: To S. H. Marks Hes. \$35.⁹¹ on 9 July 1884; to C. C. Alley \$7.16 on 27 Augt. 1884; to A. Wright \$53.⁵⁵ on 10th

Sept. 1884; to M. Cohen Son \$50²⁵ on
10 Sept. 1884; to Dr. J. B. Kello Sr. \$60¹⁵
on 29 Sept. 1884; to Barkham & Pollard
\$100. on 3 Dec. 1884; to same \$42.42,
on 3 Dec. 1884; to Maury. Webb, Prince
Geo. \$100. on 8 Dec. 1884; to W. E. Deaton
\$13.60 on 16 Jan. 1885; to J. G. Kello \$20.87
on 1 April 1885; to Mrs. M. E. Edwards
\$353.⁰⁰ on 9 May 1885; to Brykin &
Pm. \$23.68 on 9 May 1885; & for ditching
\$22.75 on 9 May 1885.

These executors say that all the
foregoing sums of money, except the
item of \$22.75 for ditching, were
paid on account of debts due by
said Franklin Vickel deceased
in his lifetime and pro tanto
amounted to payments ~~of said debts~~ in full
when the estate of said Vickel
is ~~wholly~~ insolvent and will
not pay more than fifty per
cent of his debts. The said
Executrix has, therefore, paid said
sums of money in her own wrong
and is not entitled to ~~the~~ ~~or~~
have the same refunded to her
in full out of said estate, as
will be the result if she be al-

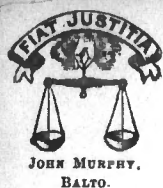
lowed ^{to charge} ~~credit~~ for the same, ^{to the estate} in the account of her transactions as Executrix aforesaid. She can claim no more than the right to stand in the shoes of the parties to whom she has paid said sums of money and to receive such dividends from said estate as they ~~would~~ ^{might} be entitled to, on account of said sums of money, had the same not been paid to them. As to the sum of \$22.75 expended by her for ditching, she ~~is not entitled to~~ has no claim upon the estate for the same, either as creditor, Executrix or otherwise for she had no right to create such indebtedness on account of the estate. This sum of \$22.75 should therefore, be not allowed her.

These exceptors also except to said Report in that it says erroneously; That said sum of \$53⁵⁰ paid to A. Wright, said sum of \$50²⁵ paid to M. Cohen Son, said sum of \$100. and \$42.42 paid to Barham & Pollard, ^{and} said sum of \$353⁰⁰ paid to Mrs. M. E. Edwards and ~~said~~

sum of \$175.⁰⁰ paid by said Executrix
to E. A. Gardner by said Executrix
should be repaid^d her in full before
she should be required to pro rate
with the other creditors. Having
paid these sums of money on
account of debts due by said
deceased in his lifetime and
his estate, being insolvent, she
is entitled ^{if to any thing at all,} to only such dividends
as the estate may be able to pay
on account thereof, and in ^{no} case
can she claim the same should
be repaid to her in full.

These exceptors also except to said
Report in that it erroneously shows
a balance due said Executrix of
\$720.¹³ upon a statement of her trans-
actions as Executrix aforesaid. These
exceptors say that a proper state-
ment of her transactions with the
above sums of money omitted, as
they should be, will show an in-
debtedness on her part to said ~~ex-~~
estate.

And for other and divers errors
and omissions in said Report,
these exceptors except to the same



To the Circuit Court of South-
ampton County, Va.

In pursuance of the decree of
said Court pronounced the 6th. day
of November 1886 in the suit in
Chancery in said Court depending
between Barham & Pollard, Plain-
tiffs and Josephine E. Vike, the
Executrix of Franklin Vike de-
ceased and others, Defendants, a
copy of which decree is hereto at-
tached; the undersigned respectfully
reports to Court that after he had
given the Clerk of said Court a
receipt to be filed with the papers
in said suit for the several Bonds
of Josephine E. Vike and Wm P.
Vike mentioned in said decree and
had received said Bonds of said
Clerk, as directed by said decree,
he proceeded to collect and on the
15th. day of March 1887 did collect
the money for them together with
the interest due thereon.

That on the 15th. day of March 1887
he received of said Executrix the
sum of \$342.³⁹ due by her to the
estate of said Franklin Vike de-

ceased, as specified in said decree, together with interest on the sum of \$331. part thereof from the first day of May 1886.

That he has disbursed and paid the money received by him as aforesaid, together with the sum of \$218.²⁴ mentioned in said decree as being previously in his hands, to the parties and in the manner and in satisfaction of the costs and expenses, specified in said decree, as the papers and vouchers hereto attached and the following statements will fully show:

Statement.

No. 1.

Showing the debts due by said Franklin Vick deceased, to be paid as directed by said decree, to wit:

First Class.		
To Benj. F. Vick, or his Estate,		\$ 493 98
" Interest from 14 July 1885 to 14th.		
March 1887 on \$490.39. - 1y. 8m.		49 04
Total		\$ 543 02

Second Class

To Barham & Pollard	\$ 1112 70	
" Interest on \$1071. ⁹⁸ from 14 July 1885 to 14 March 1887 - 1y. 8m.	107 20	
	\$ 1219 90	
To E. A. Gardner.	\$ 205 43	
" Interest on \$191. ¹⁹ from 14 July 1885 to 14 March 1887. - 1y. 8m.	19 12	224 55
To E. A. Gardner.	\$ 266 69	
" Interest on \$230.18. from 14 July 1885 to 14 March 1887. - 1y. 8m.	23 02	289 71
To Mrs. M. E. Edwards.	\$ 605 34	
" Interest on \$382. from 14 July 1885 to 14 March 1887 - 1y. 8m.	38 20	643 54
To Martin Hice Ho.	\$ 494 81	
" Interest as above on \$458. ⁹⁵	45 89	540 70
To Martin Hice Ho.	\$ 429 40	
" Interest as above on \$412.17	41 22	470 62
To Plummer, Wheeler Ho.	\$ 72 27	
" Interest as above on \$71. ⁵⁶	7 16	79 43
To A. Wright	\$ 281 08	
" Interest as above on \$264.60	26 46	307 54
To A. Wright	\$ 61 47	
" Interest as above on \$59.27.	5 93	67 40
To M. Cohen Son	246 49	
" Interest as above on \$227.89	22 79	269 28
carried on	\$ 4112 67	

brought on			\$ 4112 67
To W. E. French	\$ 28 64		
" Interest as above on \$28. ⁵¹	2 85	3149	
To J. C. Ayer & Co	\$ 24 89		
" Interest as above on \$24.89.	2 49	2738	
To S. H. Marks & Co.	\$ 43 40		
" Interest on \$40. from 1 Dec. 1886 to 14 March 1887, - 3m. 14 ds.	70	4410	
To Josephine E. Vieke	\$ 924 46		
" Interest on \$860. ⁵⁹ from 1 May 1886 to 14 March 1887, - 10m. 13ds.	114 90	969 36	
Total			\$ 5185 00

Statement No. 2

Showing the disbursement of the money received by the undersigned as above-specified, in accordance with the directions of said decree:

By Cash in the hands of the undersigned as stated above. -			\$ 218 24
" Cash of Josephine E. Vieke. Executrix of Franklin Vieke, deceased.		342 39	
" Interest on \$331. part of \$342.39 from 1 May 1886 to 15 March 1887, - 10m. 14ds.		20 73	
carried on			\$ 581 36



brought on			581	36
By Amount of two Bonds of Josephine E. Vike each for the sum of \$543.88-			1087	76
" Interest on \$1087.76 from 15 March 1886 to 15 March 1887- 1 y.			65	27
" Amount of two Bonds of Wm P. Vike, each for the sum of \$195. ⁰⁰			390	00
" Interest on \$390. from 15 March 1886 to 15 March 1887.- 1 y.			23	40
To 5 per cent commissions on \$300. part of the gross proceeds of sales of land sold under decree in said suit. =	\$15.00			
" 2 per cent commissions on \$1396. balance of said gross proceeds of sales of land =	\$ 27.92	42	92	
" paid J. Ed. Brooker in full of two bills for printing notices of said sales and other notices and publishing same in "Suffolk Herald", per acct.		23	75	
" paid Wm H. Hood for surveying said lands. per acct.		40	00	
" " John Higgins, carrier of chain for said W. H. Hood surveyor, per acct.		2	00	
" " Richard Warren, ditto "		2	00	
" " Matthew Worrell, " "		2	00	
" " Robert Crocker " "		75		
carried on		113	42	214779

brought on		\$ 113 42	2147 79
To paid Saml. B. Kells, Cour. per acct.		2 00	
" " R. M. Stephenson " "		2 00	
" " W. F. Bradshaw " "		2 00	
" " Robt. G. Stephenson " "		2 00	
" " Jos. B. Prince, Clerk's fees "		14 70	
" " B. F. McLeMORE, Cour. "		30 00	
" " Wilbur J. Kilby, Atto. for Plffs. "		15 00	
" " Same State tax on said suit "		1 50	
" " J. W. Williams, Crier at said sale "		10 00	
" " Taxes on said land for 1885. "		21 13	
" " Fees due Geo. W. Nick, Sheriff. "		7 00	
" Amount retained for writing deeds conveying said lands to Josephine E. Nick and Wm P. Nick, purchasers.		10 00	
" Amount to Balance		1917 04	

2147 79 2147 79

By Amount to balance brought on.		\$ 1917 04	
To paid Wm Shands, Admr. of Benja. F. Nick deceased, per acct.		\$ 543 02	
" " Barkham & Pollard 26 1/2 per cent of \$1219.90 =		323 27	
" " E. A. Gardner, ditto of \$224.55 =		\$ 59.50	
" " Same 26 1/2 per cent of \$289.71 =		\$ 76.77	
Total		\$ 136.27	

deduct amount due to
Louisa A. Bristow, as per

said decree, to wit: \$ 77.93 58 34

\$ 924 63 1917 04

brought on	\$ 924 63	1917 04
To paid Mary E. Edwards 26 1/2 per cent of \$643.54 =	170 54	
" " Martin Hill Ho ditto of \$540.70 =	143 29	
" " Same ditto of \$470.62 =	124 71	
" " Plummer, Wheeler Ho. ditto of \$79.43 =	21 05	
" " A. Wright ditto of \$307.54 =	81 50	
" " A. Wright ditto of \$67.40 =	17 86	
" " M. Cohen Son, ditto of \$269.28 =	71 36	
" " W. E. French, ditto of \$31.49 =	8 34	
" " J. C. Ayer Ho. ditto of \$27.38 =	7 26	
" " S. H. Marks Ho. ditto of \$44.10 =	11 69	
" " Josephine E. Vick, ditto of \$969.36 =	256 88	
" " Louisa A. Bristow, the amount re- tained above out of dividends due E. A. Gardner, in full of her claim a- gainst him for the sum of - \$ 71.58 and interest thereon from 22 Sept. 1885 to 14 March 1887 =	\$ 6.35 =	77 93
	\$1917 04	\$1917 04

Separate deeds with special warranty in the usual form have been made by the undersigned to said Josephine E. Vick and Wm P. Vick conveying to them the several parcels of land purchased by them under proceedings in said suit.

Respectfully submitted this 15th day of April 1887.

Wilbur J. Kilby, Comr.

Received of Wilbur J. Kilby, Special
Commr. the respective sums of money
charged in the foregoing Report as
paid to us and set opposite of our
names respectively as follows:

Wilbur J. Kilby, Atto. for Plaintiffs \$15.00

Wilbur J. Kilby, Atto., State tax on suit, \$1.50

Wilbur J. Kilby Atto. for Barkham & Pollard \$323.27

Extracts of 7 weeks

Mr. *Emily J. Vick* No.
1885.

To JAMES E. SEBRELL, Treasurer of Southampton County, Dr.

SUBJECTS OF TAXATION.	State Tax, 30c. on \$100	County Levy, 50c. on \$100	SCHOOL TAXES.			TOTAL TAX.
			State, 10c. on \$100	County, 5c. on \$100	District, 7½c. on \$100	
To <i>459</i> acres Land, value \$.	<i>19.61</i>	<i>5.89</i>	<i>9.82</i>	<i>1.96</i>	<i>.98</i>	<i>1.47</i>
" Personal Property, value...\$.						<i>2.01</i>
" Capitation Taxes.....						<i>21.13</i>
" Income.....\$.						
Total.....						
Fee Bills.....						
5 per cent. additional.....						
Total.....						

Received payment. *22* day of *May*, 188*6*. *B. F. Briggs* dety. Treasurer.

Chilmark, Va April 88

Received of Wilbur J. Kilby Special Commr. Seventy-one and $\frac{36}{100}$ dollars, the same being a dividend at the rate of $2\frac{1}{2}$ per cent on our claim for \$269.²⁸ against Franklin Pickle, or his estate.

\$71.³⁶

M Johnston

Received of Wilbur J. Kilby, Special Commr.
Eight and $\frac{34}{100}$ dollars, the same being
a dividend at the rate of $26\frac{1}{2}$ per cent
on my claim for \$31.⁴⁹ against Frank-
lin Rike, or his estate.

\$8.³⁴

Wm French
March 26 th 1889

Received of Wilbur J. Kilby
Special Comr. forty dollars (\$40)
for surveying and making
a plat of the lands of which
Franklin Vicke died seized
and possessed.

\$40.⁰⁰

Witnessed

Feb 3rd 1887.

Received of Wilbur J. Kilby, Special
Commissioner Two hundred and
fifty-six and ⁸⁸/₁₀₀ dollars, the
same being 26 ¹/₂ per cent of
my claim for \$969.³⁹ against
the estate of Franklin Vicke
deceased.

\$256.⁸⁸

Josephine E. Vicke

17 March 1887

Received of Wilbur J. Kilby
Special Comr. One hundred
and seventy and $\frac{54}{100}$ dollars
being $26\frac{1}{2}$ per cent of my
claim for \$643.⁵⁴ against
Franklin Pike or his estate

\$170.⁵⁴

Witness:

J. E. Picky

Mary E. Edwards

17 March 1887

Received of Wilbur J. Kilby Special Comr. Ten (10) dollars for services rendered as crier at the sale on the 15th. day of March 1886 of the lands of which Franklin Vicke died seized and possessed.

J. W. Williams. Crier
31 Jan. 1887

Received of Wilbur J. Kilby Special Commr. fourteen and ⁷⁰/₁₀₀ dollars in full of my fees taxed as part of the costs of the Chancery suit now pending in the Circuit Court of Southampton County between Barkham & Pollard, Plaintiffs and Franklin Vickes Executrix &c. defendants

\$14.⁷⁰

J. B. Pines C. C.

Mar 15. 1887

Received of Wilbur J. Kilby Special
Commr Fifty-eight and $\frac{34}{100}$ dollars
on account of the claims of E. A.
Gardner for \$224.55 and \$289.71 re-
spectively, against Franklin Rike
or his estate.

\$58. 34

W. D. Subee.
H

12 April 1887

Atty. for E. A. Gardner

vw
H14

MAR 31 1887

Received of Wilbur J. Kilby
Special Commr. Seven and $\frac{26}{100}$
dollars, the same being a divi-
dend at the rate of $26\frac{1}{2}$ per
cent on our claim for \$27.³⁸
against Franklin Vicko or his
estate.

\$7.²⁶

J. C. Kilby

Received of Wilbur J. Kilby, Special Commr. the respective sums of money set opposite our names below for services rendered by us as Commissioners in the Chancery suit of Barham & Pollard against Vike and others pending in the Circuit Court of Southampton County, namely:

12 April 1887

S. B. Kellogg \$2.00

R. M. Stephenson \$2.00

W. F. Bradshaw \$2.00

R. G. Stephenson \$2.00

Received of Wilbur J. Kilby Special Commr. Seven dollars, in full of fees due Geo. W. Vick, late Sheriff of Southampton County, taxed as part of the costs of the Chancery suit pending in the Circuit Court of said County between Barkham & Pollard &c Plaintiffs and Vick and others, Defendants.

J. S. Vick, Adms

12 April 1887

Received of Wilbur J. Kilby, Special
Commr. the respective sums of money,
set opposite our names below, for
services rendered as carriers of the
chain etc. for Wm H. Hood during
the time of his survey of the lands
of Franklin Vick, namely:

Witness	W. H. Vick	John ^{his} X Higgins	\$2.00
Horace Hood,	Milton Purdie.	Rich ^{his} X Warren	\$2.00
	W. H. Vick	Math ^{mark} Monroee	\$2.00
	R. H. Spruey	Robert ^{his} X Crocker	\$0.75
	Witness:		

J. E. Vick

12 April 1887

Southampton County Court November Term 1886

Upon the motion of
H. M. Shands who made oath according to law
and together with H. M. B. Shands his security,
who justified as to his sufficiency, entered
into and acknowledged a bond in the penalty
of nine hundred dollars, conditioned as the
law directs, which bond is ordered to be
recorded, certificate is granted him for obtain-
ing letters of administration on the estate
of B. F. Vicke dec'd not administered by F.
Vicke former administrator, who has died

Attest

Teste:

J. B. Prince C. C.

COMMISSIONER'S NOTICE

To William R. Barham and B. G. Pollard, merchants and partners in trade under the firm name and style of Barham & Pollard, suing for the benefit of themselves and all other creditors of Franklin Vicks, deceased..... Complainants,

AND
Emily J. Vicks, widow, and the same Emily J., executrix of the last will and testament of Franklin Vicks, deceased; Louisa A. Bristow and Mayo Vicks, Paul R. Vicks and Clyde Vicks, the last three named being infants under the age of twenty-one years... Defendants.

You are hereby notified that on the 14th day of July, 1885, at my office, in Jerusalem, Southampton county Va. (at which time and place you are required to attend), I shall take, state and settle the following accounts, which are to be taken stated and settled and reported to Court in pursuance of the decree of the Circuit court of said county, rendered the 5th day of May, 1885, in the suit in chancery pending in said

and defendants, to wit:

1. An account of the transactions of Emily J. Vicks as executrix of the last will and testament of Franklin Vicks, deceased.

2. An account of the real estate of which the said Franklin Vicks died seized and possessed, together with its fee-simple and annual value.

3. An account of all debts due by the said Franklin Vicks in his lifetime and remaining unpaid, or by his estate, according to their dignity and priorities, including the debt due to the complainants, and specifying which of them, if any, waives the benefit of the homestead exemption.

4. An account of any matters specially stated deemed pertinent by myself, or which may be required by any of the parties to be so stated.

Given under my hand, as Commissioner in Chancery of said Court, this 20th day of May, 1885.

B. F. McLEMORE,
Commissioner in Chancery.

WILBUR J. KILBY, p. q. jcl2-4t

Suffolk, Va.,

1886

W. L. Lemore Coun in chy
To Suffolk Herald, Dr.

Fine Job Work a Specialty

Printing Notice to Crs of
in Chy Suit of
u & Pollard vs Vicks Extra
6 inches 4 weeks

8.00

by Wilbur J. Kilby Spl Coun
H. C. Booker Pub

Suffolk, Va.,

1886

Mr J S & M Lemore Come in Chy
To Suffolk Herald, Dr.

TERMS:

Transient Advertisements and
Subscriptions, Payable in
Advance.

Annual Advertisers are Re-
quired to Settle Quar-
terly.

Job Work, Cash on Delivery.

Fine Job Work a Specialty

June 17 To Publishing Notice to Cts of
F. Vick - in Chy Suit of
Barkham & Pollard vs Vicks Extra
et als - 6 inches 4 weeks 8.00

Paid by Nelson J. Kilby Sd Comr
H. B. Hooker Pub

**VALUABLE LAND AT BERLIN,
SOUTHAMPTON COUNTY,
FOR SALE!**

By authority of the decree of the Circuit court of Southampton county, Va., pronounced on the 6th day of November, 1885, in the cause in chancery in said court depending between Barham & Pollard, plaintiffs, and the Executrix of Franklin Vicks, deceased, and others, defendants, I shall sell by public auction, before the Courthouse door of said county, in Jerusalem, on County court day,

MONDAY, MARCH 15, 1886,

the following real estate of which said Franklin Vicks died seised and possessed, situated at and near Berlin, in said county, to wit:

1. All that certain lot of land known as **THE BRISTOW LOT**, containing $6\frac{1}{2}$ acres, more or less, and bounded on the north by the county road known as the Petersburg road, leading west from Berlin; on the east by the county road known as the Jerusalem road, running north and south through Berlin, and on the south and west by the land formerly owned by John Exum.

2. All that parcel of land known as **THE HOOD LAND**, containing 70 acres, more or less, consisting partly of old field land and partly of original growth woodland, and bounded on the north by said Petersburg road, on the southeast by said land formerly owned by John Exum, and on the southwest by the land of William H. Hood.

3. All that parcel of land known as **THE STORE LOT**, having upon it a store building in which said Franklin Vicks, in his lifetime, conducted his mercantile business, bounded on the east by the land of C. L. Davis, on the south by said Petersburg road, and on the west by the land of said Vicks which has been assigned to his widow as part of her dower.

4. All that parcel of land, consisting chiefly of arable land, but partly of original growth woodland, with part of the orchard upon it, containing 133 acres, more or less, and bounded on the north by the land of John Gardner and Ordinary Branch, which divides this parcel from other land of said Franklin Vicks; on the east by the land of C. L. Davis and that part of the land of said Vicks assigned to his widow as part of her dower, upon which his late residence is located; on the south by said dower land and said Petersburg road, and on the west by the land of John Gardner and others.

5. All that parcel of original growth woodland, containing $32\frac{1}{2}$ acres, more or less, and bounded on the north by the land of Dr. Samuel B. Kello, on the east by that parcel of said Vicks's woodland which has been assigned to his widow as part of her dower, on the south by said Ordinary Branch and the parcel of land numbered four above, and on the west by the land of said John Gardner.

6. All that parcel of old field and original growth woodland, containing 45 acres, more or less, and bounded on the north by the lands of Monroe Bulls and C. L. Davis, on the east by the land of Whitney and the county road leading from Berlin to Ivor Station, on the south by the land of C. L. Davis, and on the west by the woodland assigned to said widow as part of her dower.

7. All that parcel of arable land upon which is located the late dwelling-house of said Vicks, and the outhouses, including the yard, garden and a part of the orchard, containing $40\frac{1}{2}$ acres, more or less, and bounded on the north and west by the parcel of land numbered four above, on the east by the land of said C. L. Davis and said store lot, and on the south by said store lot and said Petersburg road.

8. All that parcel of original growth woodland containing 80 acres, more or less, and bounded on the north by the land of Dr. Samuel B. Kello, on the east by the parcel of land numbered six above, on the south by the land of C. L. Davis, and on the west by the parcel of land numbered five above.

The two parcels of land last above described have been assigned to said widow as her dower and will be sold subject thereto. The purchaser will take possession of them at her death.

TERMS.—Enough of the purchase-money will be required in cash to pay the costs of suit and expenses of the sale, and the remainder in two equal instalments, payable respectively at the end of six and twelve months, with interest from the day of sale, the purchaser to execute bonds therefor with good personal security.

The title will be retained until the purchase-money is paid and conveyance directed by the Court.

FEB. 12, 1886.

WILBUR J. KILBY,
Special Commissioner.

I, Joseph B. Prince, Clerk of the Circuit court of Southampton county, Va., do certify that the bond required of Wilbur J. Kilby, as Special Commissioner of sale under the decree entered at the November term of said court, 1885, in the chancery suit of Barham & Pollard vs. Vicks's Executrix and others, has been executed with security deemed sufficient by me.

Given under my hand this 18th day of January, 1886.
J. B. PRINCE,
Clerk.

Suffolk, Va.,

1886

*Wm. J. Kilby Comr
To Suffolk Herald, Dr.*

Fine Job Work a Specialty

*Advertising Sale of
Vicks Land Near Berlin
12 inch 3 weeks
printing 100 4th sheet bills
two of above Sale of Land*

*\$ 13.00
275*

*Printed by William J. Kilby, Special
Printer*

rounded unaccountably like my brother-in-law
 because Mr. Stubbs, one of your labor-
 ers told us this evening at the 'Three Pig-
 ges' that he'd met old Dutch carrying
 something in his arms that looked like a
 man. Hurray! here he is. You jolly old
 guy! What a dance you've led me!
 As he said these words, the boy paused
 opposite my silent companion and yellow
 conspirator, and inspected his dress and
 features by the aid of a candle stuck in a
 bottle, with an interest that was almost
 paternal.

Transient Advertisements and
 Subscriptions, Payable in
 Advance.

Annual Advertisers are Re-
 quired to Settle Quar-
 terly.

Job Work, Cash on Delivery.

1886

Suffolk Va.,

1886

Wm. J. Kilby Comr
 To Suffolk Herald, Dr.

Fine Job Work a Specialty

Feb/ 26	To Advertising sale of		
	4 Vicks Land. Near Berlin		
	12 inch 3 weeks		\$ 13.00
	To Printing 100 4th sheet bills		
	notice of above sale of land		2.75
			\$ 15.75
	Paid by William J. Kilby spec		
	Ed. Hooker		

Received of Wilbur J. Kilby Special
Commr. three hundred and eighty-
eight and $\frac{4}{100}$ dollars, the same
being the sum total of dividends
at the rate of $26\frac{1}{2}$ per cent. on
the following claims against Frank-
lin Vicks, or his estate, namely;

On claim of Martin Hill Co. for \$540.70 = \$143.29

On claim of Same for \$470.62 = \$124.71

On claim of Plummer, Wheeler Co. for \$79.43 = \$21.05

On claim of A. Wright for \$307.54 = \$81.50

On claim of A. Wright for \$67.40 = \$17.86

Total \$388.41

R. J. Wilson atty for
above claimants.

25 March 1887

Barham & Pollard

To } Acct.

M. Lemore

\$30.00

Office of B. F. McLeMORE,
Commissioner in Chancery and Commissioner of Accounts

Jerusalem, Va. Aug 6 1886

Msp: Barham & Pollard

1885. To B. F. McLeMORE, Comr in Chancery &
May 20. To taking Accts & making report

in Chancery cause of
Barham & Pollard & Vick's Exrs. \$ 25.00

1886.

apl. 10. To making Amended report
in said suit -

5.00
\$ 30.00

please permit.

Dec 28 1886 Recd. pay of H. J. Kilby, Spec. Comr.

B. F. McLeMORE

Thank

Received of Wilbur J. Kilby Special
Commr. five hundred and forty-
three and $02/100$ dollars in full
of the debt and interest thereon
due to Benj. F. Vike, or his estate,
by Franklin Vike, late Adminis-
trator of said Benj. F. Vike, or his
estate

\$543.⁰²

March 31st 1887

W. Shands Admr of
B. F. Vike dec'd

March 31st 1887

Received of Wilbur J. Kilby Special
Commr. Seventy-seven and $93/100$
dollars in full of the claim of
Louisa A. Bristow for \$71.⁵⁸ against
E. A. Gardner and of the interest
due thereon from the 22 day of Sept.
1885 to the 14th day of March 1887

\$77.⁹³

W. B. Shands & Son attys for L. A. Bristow

(over)

March 31st 1887

Received of Wilbur J. Kilby, Special
Comm. Eleven and $\frac{69}{100}$ dollars
the same being a dividend of $26\frac{1}{2}$
per cent on the claim of S. H. Marks
& Co. for \$44 $\frac{10}{100}$ against Franklin
Vicke, or his estate.

\$11 $\frac{69}{100}$.

W. B. Shands & Son attys for S. H. Marks & Co

Southampton circuit court Nov Term 1886
Barham & Pollard

^{07.}
Vicks & Co. ex. adm. & al.

This cause came on this day to be heard on the papers formerly read and on the report of the assignment of doer to Josephine G. Vick widow of Franklin Vick deceased in the real estate of which he died seized and possessed, filed the 26th day of May A.D. 1886, the same being the report made by Samuel B. Wells, C. W. Stephenson, H. F. Bradshaw and Robt. G. Stephenson, four of the commissioners appointed by the decree entered herein on the 6th day of November A.D. 1885 to assign said doer, and on the report of special commissioner Hilbert J. Hoilby filed the 19th day of October A.D. 1886, the same being a report of the sale of said real estate subject to said doer, in pursuance of said decree of the 6th day of

November A. D. 1885, and on the
reports of Commissioner B. F.
McLemore filed respectively on
the 28th day September 1885; and
the 24th day of April 1886, the
same, being reports of debts
due by said Franklin Pick
etc. made in pursuance of the
decree entered herein on the
5th day of May 1885; and the
6th day of November 1885; and
on the petition of Louis A.
Mistow filed the 22 day of
April 1886, and was argued by
counsel. On consideration
whereof the court with the con-
sent of parties, doth approve
and confirm said sale and
Report of special Commissioner
Hibber J. Hilby and said Re-
port of assignment of donor
and said Report of Commis-
~~sioner B. F. McLemore filed on~~
the 24th day of April 1886, in
which Reports no exceptions have
been taken and filed, and doth
approve and confirm said Re-
port of said Commissioner B.
F. McLemore filed on the 28th,

day of September 1885, in all re-
ports except those parts of it to
which exceptions were taken by
the plaintiffs and sustained
by the court, on the 6th day
of November 1885.

And the court with further
consent of parties doth adjudge,
order, and decree that said
special commissioners Hilbert
J Hilby, receiver of the clerk
of this court the two Bonds
of Josephine C. Vick filed with
his said report, each for the
sum of five hundred and forty
three and 88/100 dollars, bearing
interest from the 15th day of
March 1886, and the two Bonds
of William J. Vick also filed
with the last mentioned Report
each for the sum of one hundred
and twenty five dollars, bearing
interest from the 15th day of
March 1886 and proceed to col-
lect the same at their maturity
or receive the money there-
for before their maturity if
the obligors should desire to pay
the same before the maturity

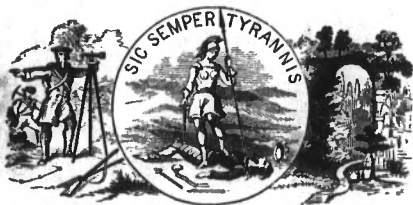
thereof; and that said clerk
deliver said Bonds to said spe-
cial commissioner Hilbert J.
Kelby and take of him a re-
ceipt for them and file the re-
ceipt with the papers in this cause
and that said Josephine C.
Tuck pay to said special com-
missioner Hilbert J. Kelby the sum
of three hundred and forty
two and $\frac{3}{100}$ dollars in her
hands as Executrix of said
Franklin Tuck deceased as ap-
pears by said Report of com-
missioner McLenore filed the
24th day of April 1886, with in-
terest on the sum of three hun-
dred and thirty one dollars
part thereof from the first day
of May 1886 till paid, and that
said Special commissioner,
Hilbert J. Kelby with the sum
of two hundred and eigh-
teen and $\frac{24}{100}$ dollars in his
hands as appears by his said
report and that money which
he may receive by virtue of
this decree do pay first all
the costs of this suit and ex-

penses of said sale, and then
pay to the Personal Represen-
tative of Benjamin F. Vick decess-
ed, or his attorney, in full, the
sum of \$493.28 with interest on
the sum of \$490.32 part thereof
from the 14th day of July 1886-
till paid, the same being a
debt due by said Franklin Vick
as late Administrator of the es-
tate of said Benjamin F. Vick
deceased and as such having
priority over all other debts due
by him: and that said com-
missioner Hilbert J. Hilby dis-
tribute and pay pro rata ^{all} the
balance of said money then
remaining in his hands to the
creditors of said Franklin Vick
whose claims have been proved
in this cause and are of equal
dignity as specified in said
Report of commissioner B. F.
McLemore. But out of the money
which C. A. Gardner, one of
the said creditors, may be en-
titled to receive under this de-
cree, the said special commis-
sioner, Hilbert J. Hilby, will pay

do said Louisa A. Bristol the
sum \$71⁵⁰ with interest there on
from the 22nd day of Septem-
ber 1886 till paid the same be-
ing the amount to which she
is entitled to have of said C. A.
Gardner, by virtue of her judg-
ment and execution against
him as set forth in her said
Petition. And the court doth
further adjudge, order, and
decree that said special com-
missioner, William J. Kilby make
to said Josephine C. Nick and
William J. Nick separate deeds
with special warranty in the
usual form conveying to
them the several parcels of
land purchased by them
under proceedings had in
this cause, after their said
Bonds shall have been paid
in full, and make report to
court of his proceedings un-
der this decree.

Atty. - Duto:

J. B. Pinco cc.



Commissioner's Office,

Jerusalem, *March 1* 1876

TO THE CREDITORS OF THE ESTATE OF

Franklin Vicko dec'd.

AND ALL OTHERS CONCERNED.

You are hereby notified, that, by a decree of the *Circuit* Court of Southampton County, I have appointed the *10th* day of *April* next, at my Office, for receiving proof of all the debts, or demands, against the said decedent, or his estate; at which time and place you are required to attend.

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

B. M. Lemoore

Commissioner.

The Estate of Franklin Vicko dec'd

In ac with J. Emily Vicko his Executrix

1884	June	16	To paid Clerk Co: Ct: Tax on			
			Executorial bond	1000		
	July	8	" " W. S. French for medicine	800		
	Aug	9	" " A. J. Branch	1000		
	"	12	" " A. L. Kelms	500		
	Sept	29	" " Dr S. B. Kells Jr, med: ac			
			last illness	625		
	Dec	16	By amo: sales chattel property			961.59
	"	"	" " " " Stock of goods &			
			from other sources			360.00
	"	"	To Comd on \$1321.59 5%	66.08		
	"	"	" " Paid Suffolk Herald for			
			printing notices	1.08		
	"	25	" " Expenses of cultivating			
			Crop 1884	510.00		
	"	"	" " Taxes for 1883	61.98		
	"	"	" " " " 1884	68.34		
	"	"	" " Store License	11.50		
	"	"	" " Still Tax	10.00		
	"	"	" " E. A. Gardner, wages for 1884	175.00		
	"	"	" " for Brandy barrels &c	31.98		
	"	"	" " Corn for use of farm	30.00		
	"	"	" " Fodder " " "	5.00		
	"	"	" " Shelling Seed P/mto	5.00		
	"	"	" " Repairs to Cart & wheels	10.00		
	"	31	Balanced	305.38		

1885	Jan	1	By bal due Estate			
	"	17	To paid G. J. Whitfield	405		
	Mich	16	" " Dr. S. B. Barrett, med: ac			
			last illness	11.00		
	May	9	" " J. Gould. repairs to still	2.50		
	"	"	" " Picking off P/mto	15.00		
	"	"	" " Manling rails 1884	14.00		
	"	"	" " Appraisers	3.00		
				49.55		305.38

1885

May 9	Amounts brot over	\$ 4955	\$ 305.38
" "	Do paid Auctioneer at sale	500	
" "	" " Clerk at "	250	
" "	" " W.B. Shands, Atty fee	2500	
July 2	" " Dr J. H. Claiborne Med: bill	18.15	
" 14	" Com'r Accts. Certifying Inventory	1.50	
" "	" " " A/c Sales	300	
" "	" " Clerk Co: let. recording Inventory & A/c Sales	6.50	
" "	" " Paid for Coffin & for decedent	54.50	
Dec 31	By Sales of Goods in store, Remainder of Stock -		2300
" "	Do Com's on \$20.00 5%	1.15	
	Balanced	161.53	

32838 32838

1886

Jan 1	By bal: due Estate		161.53
Feb 16	" Amos: rec'd from J. L. Morris on Bond - secured by Taint deed		271.85
" "	" Amos: from Booker Hardy on acct		7.13
" "	Do Com's on \$218.98 5%	10.94	
" "	" Paid W.B. Shands, Atty fee	2500	
" "	" " hands for carrying Chain for Surveyor - (Cutting off down)	3.00	
May 1	By Int: on \$161.53 12 mos:		9.69
" "	" " " \$341.57 1 "		1.70
" "	Do Com's " \$11.39 5%	57	
" "	" " Com's for clerk fees, retained	10.00	
	Balanced	342.39	

391.90 391.90

1886

May 1	By bal: due Estate - interest added in with interest on \$331.00 the principal thereof, from this day till paid.		\$ 342.39
-------	--	--	-----------

Respectfully Submitted
B. F. McLemore
Com'r

Bachman + Tolland
4th  Report

Vick's Extra

1886. Apr 24th filed -

Commissioner's Office
Jerusalem Va. April 10th 1886.
To the Circuit Court of Southampton
County :

Pursuant to a decree of the
Circuit Court of Southampton County;
entered at the November Term 1885
in the Chancery Cause of "Barham
& Pollard vs Vick's Executrix", the
undersigned, one of the Commissioners
of the said Court, to whom was re-
ferred for settlement, by said decree,
a further account of the transactions
of J. Emily Vick, Exr of Franklin
Vick dec^d. (Exceptions having been
filed to former account and said
account having been re-committed
to the hands of the Commissioner for
correction, in accordance with
said exceptions): Reports to Court,
that having notified the Defendant,
J. Emily Vick - He proceeded, on
the 10th day of April 1886. to take,
and state a further account of the
transactions of the said Executrix
in accordance with the aforesaid
instructions - and finds a balance
due the said Estate of \$342.³⁹: (of

which amount \$11.³⁹ is interest, as of
the 1st day of May 1886-

The Commissioner also advertised for
a further account of debts outstand-
ing against said Estate - by posting
Notice at the front door of the Court
House - as required by law - and finds
debts against the Estate, inclusion of
interest, amounting to \$924.⁴⁶, due
to J. Emily Vicko - all of which said
debts are of the 4th class.

Respectfully Submitted.
B. H. McLenore
Clerk in Chancery

Court's fee \$5.⁰⁰
Chq Plaintiff

State of Virginia }
Southampton County } to wit

This day personally appeared before me, R. A. Bristow, a Notary Public in and for said County, in said State, Samuel B. Kello, Richard M. Stephenson, W. F. Bradshaw, and Robert G. Stephenson four of the Commissioners, appointed by the decree of the Circuit Court of said County on the 6th day of November 1885 in the Chancery Cause pending in said Court between Barham and Pollard, Plaintiffs, and Franklin Vike's Executrix and others, Defendants, to assign and allot dower unto Josephine E. Widow of said Franklin Vike in the lands of which he died seised and possessed, and made oath severally that they would perform the duties required of them by said de-

free to the best of their ability.
Given under my hand this 30th.
day of January 1886.

R. A. Bristow N.P.

In the Circuit Court of South-
ampton County, Va.

Barham and Pollard, Plaintiffs etc.

vs. } In Chancery.

Franklin Vike's Executrix and
others, Defendants.

To the Circuit Court of South-
ampton County:

In pursuance of the de-
cree of said Court pronounced
on the 6th. day of November A.D.
1885 in the Cause in Chancery in
said Court depending between
Barham and Pollard, Plaintiffs etc.
and Franklin Vike's Executrix
and others, Defendants, the un-
dersigned, Samuel B. Kells, Richard
M. Stephenson, Robert G. Stephenson,
and W. F. Bradshaw, four of the
commissioners appointed by said
decree to assign and allot dower
unto Josephine E. the widow of said
Franklin Vike deceased, in the
lands of which said Franklin
Vike died seised and possess-

ed as specified in said decree, respectfully report to Court:

That having been first duly sworn faithfully to perform the duties required of them, they went upon the lands aforesaid and found them to consist of the following parcels, to wit:

1. All that parcel of land situated at and near Berlin in said County, containing two hundred and eighty-one (281) acres, more or less and bounded on the north by the lands of John Gardner, Samuel B. Kello, Munroe Bulls, C. L. Davis and others, on the east by the County road leading from Berlin to Irer and the land of C. L. Davis, on the South by the County road leading west from Berlin known as the Petersburg road and on the west by the land of John Gardner and others, - Value \$2450.⁰⁰.

2. All that parcel of land known as the Hood Land containing seventy (70) acres, more or less, and bounded on the north by said Petersburg road, on the Southeast by the

land formerly owned by John Exum and known as the Exum Land, and on the Southwest by the land of Wm. H. Hood, - which parcel of seventy acres of land is also located near Berlin in said County, ^{value \$210.⁰⁰}

3 All that certain lot of land known as the Pistor Lot, situated at Berlin in said County, containing six and one-half ($6\frac{1}{2}$) acres, more or less, and bounded on the north by said Petersburg road, on the east by the county road known as the Jerusalem road running north and south through Berlin and on the south and west by said Exum Land, ^{value \$300.⁰⁰}

4. All that parcel of land known as the Store Lot, having upon it a store building, containing 0.238 acres, more or less, and bounded on the east by the land of C. L. Davis on the south by said Petersburg road, and on the west and north by the parcel of land first above-described, - Value \$350.⁰⁰

That in pursuance of said decree your Commissioners have assigned and allotted unto said Josephine E. Vieke by metes and

bounds the following parts and parcels, being together one equal third part in value of the said lands, as and for her dower aforesaid, to wit:

1. All that parcel of arable land upon which is located the late dwelling house of said Franklin Vické deceased and the outhouses including the yard, garden and a part of the orchard, containing forty and one-half ($40\frac{1}{2}$) acres, more or less, and bounded on the north and west by the other land of said Vické, on the east by the land of said C. L. Davis and said store lot and on the south by said store lot and said Petersburg Road, the courses and distances around the same being as follows: Beginning at the northeast corner of said store lot 1.33 chains from the centre of said Petersburg road, and running thence along the land of said C. L. Davis $\text{ct } 24^{\circ} \text{ E. } 11.14$ chains to a corner, thence $\text{ct. } 7^{\circ} \text{ W. } 10.75$ chains to a stake in the northeast corner of the dower, thence $\text{ct. } 68\frac{1}{2}^{\circ} \text{ W. } 15.40$ chains to a stake in the north-

west corner of the dower, thence S. 19° W. 20.75 chains to the centre of said Petersburg road, thence S. 67° E. 10.15 chains thence 6.01 chains, thence 1.36 chains to the Southwest corner of said store lot, thence along the store lot ct 23° E. 1.33 chains to the Northwest corner of the store lot, and thence S. 67° W. 1.80 chains to the Beginning, and being part of the above described parcel of 281 acres of land, - Value \$1000.

2 All that parcel of woodland containing thirty (30) acres, more or less, and bounded on the North by the land of Samuel B. Kello, on the east by the other land of said Vick, on the South by the land of said C. L. Davis and on the west by the other land of said Vick, the courses and distances around the same being as follows: Beginning at a gum tree in a corner on the land of said C. L. Davis on ordinary Branch and running thence along said branch ct $54\frac{1}{2}^{\circ}$ E. 3.23 chains, ct $83\frac{1}{2}^{\circ}$ E. 2.67 chains, ct $82\frac{1}{2}^{\circ}$ E. 2.85 chains, S. $51\frac{1}{2}^{\circ}$ E. 2.45 chains, E. 2.84 chains, S. $55\frac{1}{2}^{\circ}$ E. 2.27 chains, S. 86° E. 0.70 to a gum tree at a corner on said Branch, thence ct 10° E

16.87 chains to a pine tree at a corner on said Kello's land, thence ct. $64\frac{1}{2}^{\circ}$ W. 2.16 chains P. Fa. ct. 68° W. 5.40 chains, P. Fa. ct. 66° W. 2.33 chains, ct. 73 W. 2.90 chains to a corner on a path, thence S. 32° W. 11.70 chains S. 10° W. 3.31 chains, S. $2\frac{1}{2}^{\circ}$ W. 2.50 chains, S. 41° E. 1.10 chains to the Beginning, and being another part of the above-described parcel of 281 acres of land, which said parcel of 30 acres of woodland is for the purpose of supplying the said widow with necessary fire wood and timber for fences. - Value \$150.⁰⁰

That the lands assigned as dower aforesaid, were surveyed and designated for your Commissioners by Wm. Hood, Surveyor, whose services the Commissioners deemed necessary to lay off said dower.

The survey and plat of said lands as made by said Surveyor are herewith filed as part of this Report, upon which plat said dower lands are distinguished from the other lands of said Franklin Tiede deceased.

Your Commissioners are of opinion

that the lands assigned as dower
aforesaid constitute one equal third
part in value of all the lands in-
cluding the buildings and improve-
ments on the same, of which said
Franklin Pike died seised and
possessed.

Respectfully submitted this 30th,
day of January A. D. 1886

S. B. Kelle

M. M. Stephenson

W. J. Buchanan

Robt. G. Stephenson

} Comrs.

Charges:

4 Comrs. - each \$2. =	\$8.00
Surveyor for survey & plat	40.00
Richd. Warren, chain carrier	2.25
John Higgins "	2.00
Matthew Worrell "	2.50
Total	\$54.75

Estate of F. Vick deid

1886

To Wm H Hood

Dr

Jan 30 To Survey and subdividing

357 1/2 Acres of land @ 10¢ per acre \$ 35.75

" Cutting off dower 5.00

\$ 40.00

Wm H Hood Surveyor

1886

Estate of F. Vick deid

Dr

Jan 30 To Richard Warren Chain Carrier

\$ 2.25

" Mr Higgins

" "

2.00

" Mathew Worrell As man and exhibiting lines 2.50

\$ 6.75

The above hands were employed on Survey

Wm H Hood

Surveyor

Barham & Pollard

vs $\frac{3}{4}$ Copy Deere

Viehe's Ex. & Co.

Barham & Pollard

vs. } In Chy.

Viehe's Ex. & Co.

Report of Comrs.
appointed to assign
dower.

1886. May 26. filed.

In the Circuit Court of Southampton
County. November Term 1885:

Barham & Pollard

vs
Ticke's Ex & al.

This cause came on this day to be again heard on the papers formerly read and on the report of Commissioner B. F. McLeure filed the 28th day of September 1885, being a Report in pursuance of the decree entered in this cause the 5th day of May, 1885, and on the exceptions taken by the Plaintiffs to said Report; and on the separate answer of Emily J. (or J. & E.) Ticke to the Bill in this cause, this day filed by leave of the Court with general replication to said answer and was argued by counsel.

In consideration whereof the Court doth sustain said exceptions and doth order that said Report be recommended to said Commissioner for correction in accordance with said exceptions, and that he restate the account of the transactions of the Executrix of Franklin Ticke deceased and in so doing include a further account of her transactions and omit therefrom the several sums of money to the allowance of which said exceptions are taken. And the said Commissioner will also take, state & report to Court a further account of any debts due by said Franklin Ticke deceased or his estate.

And the Court doth adjudge, order & decree that Richard M. Stephenson, Richard A. Bristol, D^r Sam^l B. Kello, H. F. Bradshaw & Robert C. Stephenson, who are hereby appointed Commissioners for the purpose, any three or more of whom

may act; do go upon the land in the proceedings mentioned
of which the said Franklin Ticker did seized and pro-
ceeded and assign and allot to said Emily J. (sometimes
called Josephine E.) Ticker widow of said Franklin Ticker
deceased by Indenture and bonds one equal third part in value
of said land as her dower therein and, if for the proper per-
formance of this duties under this decree, the said Com-
missioners should deem the services of a surveyor necessary,
they are authorized to employ such surveyor who shall
lay off the said land, or such part thereof as may be
necessary & make a plat thereof. And said Commission-
ers to Esquire Aaron, and said Commissioner B. F. Mc-
Lennan, will report their respective proceedings hereun-
der to Court. And the Court do hereby ad-
judge, order & decree that Wilbur J. Kilby, Jr. is hereby
appointed a special Commissioner for the purpose as, after
having advertised the time, place and terms of sale
once a week for three successive weeks in the Suffolk
Herald, a newspaper published in the Town of Suffolk
& posting notice of the same in one or more public
places in this County, proceed to sell at public auc-
tion at the front door of the Court House of this County
the land in the bill and proceedings mentioned, in one
or more parcels as to said Commissioner shall seem fit
and subject to the order of said Emily J. Ticker widow
afore said and upon the following terms to wit:
for cash enough to pay the costs of this suit, & the ex-
penses of the sale, (which said Commissioner will ap-
ply in payment of said costs & expenses) & the
residue in two equal installments payable respect-
ively at six and twelve months from the day of sale.

The credit installment to bear interest from day of sale
and the purchaser to execute bonds therefore with secu-
rity payable at said respective dates and the title of
the property to be retained until the whole purchase
money is paid + a conveyance directed by the Court;
And the said Commissioner will report his proceed-
ings here under to Court; But before proceeding
to make said sale, said Commissioner Wilbur P. Wilby
will execute a bond with sufficient security in the
Clerk's Office of this Court in the penalty of \$6000
payable to the Commonwealth of Virginia, & condition-
ed for the faithful discharge of his duties here-
under and all other decrees he may be required to
execute in this cause, and will obtain of the Clerk
of this Court a certificate that said bond has been
given + append the same to a copy thereof to
the advertisement of said sale.

A Copy.

Teste

J. B. Prince C. C.

To the Circuit Court of Southampton County:

In pursuance of the decree of said Court pronounced the 6th day of November A. D. 1885 in the suit in Chancery in said Court depending between Barham & Pollard, Plaintiffs and the Executrix of Franklin Vick deceased and others, defendants, the undersigned respectfully reports to Court that on the 17th day of October 1887 before the Courthouse door of said County he made sale by public auction of all that certain parcel of woodland of which Franklin Vick died seised and possessed, situated on Lightwood swamp in said County containing by survey, thirty-eight (38) acres, more or less and bounded by the lands of James L. Morris, Alfred White, Mary A. Rollings and Mrs. P. A. Travis and being the same land which by deed dated 12 June 1869 and recorded 21 June 1869 was sold and conveyed by

Benja. Johnson (or O'Donnelly) to said Franklin Nipe, a plat of which is herewith filed.

That said sale was made on County Court day in said County and by authority of said decree and on the terms and conditions therein specified.

That before proceeding to sell said land, the undersigned gave notice of the time, place and terms of the sale in the manner and for the periods specified in said decree and executed before the clerk of said Court the Bond required by said decree to be executed by the undersigned and obtained of said Clerk a certificate of the due execution of said Bond and appended a copy of the certificate to said notice of sale.

That said certificate is filed with a Report of sale heretofore filed by the undersigned in said suit and a copy of said notice is herewith filed.

That in compliance with the

terms and conditions specified in said decree, A. L. Helms, who was the purchaser of said land as the highest bidder for the sum of seventy-six dollars, has paid to the undersigned part of said sum of seventy-six dollars, to wit the sum of twenty-eight and $\frac{66}{100}$ dollars, and has executed his two bonds for the balance with J. R. Johnson as surety thereto each for the sum of \$23.67 bearing interest from the 17th day of October 1887 and payable six and twelve months after date.

That said Bonds are hereto attached.

That the said sum of \$28 $\frac{66}{100}$ has been disbursed by the undersigned as directed by said decree in satisfaction of the costs of said suit and the expenses of said sale as the following statement and the receipts hereto attached will fully show:

(See Statement on next page)

Statement

By Cash received as above stated			\$ 28	66
To 5 per cent Coms. on \$76.	\$ 3	80		
" paid L.A. Gay, Crer. per acct.	3	00		
" " W. H. Hood, Surveyor "	10	90		
" " J. E. Booker for printing notices of the sale etc. per acct.	7	50		
" " B. F. M. Lemore, Clerk's fees to final decree. per acct.	2	91		
" Amount to Balance		55		
	28	66	28	66

By Balance brought on

55

The title to said land
was retained until
the further order of Court.

Respectfully submitted this 15th.
day of March 1888.

Wilbur J. Kilby
Cmr.

1887	Bacham & Pollard & Vick's Estate.	
April.	To Filing Report.	✓ .25
May	" Decease & Copy	.72
	" Filing two more Reports - (in the future)	.50
	" 2 Deceases & Copies -	" 1.44

Paid by H. J. Kieby, Comr
 W. F. M. Lemmer cler

\$ 2.91

1888 March 7th Received of Wilbur
J. Kilby Special Cour. Three dollars
for services rendered as crier at
the sale on the 17th day of October
1887 of a small parcel of land
of which Franklin Pike died
seised and possessed, - sold
by said Cour. by public auction
under decree of Court.

\$3.⁰⁰

L. A. Gay
Crier

Mr. Wilbur

TRANSIENT ADVERTISEMENTS and
SUBSCRIPTIONS Payable in Ad-
vance.
Annual Advertisers Required
to Settle Quarterly.
JOB WORK, CASH ON DELIVERY.

1887

*Sept 23 To Pub
Franklin
5 in
Printing
Note*

**LAND FOR SALE IN SOUTHAMP-
TON COUNTY!**

By authority of a decree of the Circuit Court of Southampton county, Va., pronounced the 6th day of November, 1885, in the suit in chancery in said court depending between Barham & Pollard, plaintiffs, and the executrix of Franklin Vicke, deceased, and others, defendants, I shall sell by public auction, before the Courthouse door of said county, on County Court day,

MONDAY, OCTOBER 17, 1887.

all that certain parcel of WOODLAND of which Franklin Vicke died seised and possessed, situated on Lightwood Swamp, in said county, containing, by survey, thirty-eight (38) acres, more or less, and bounded by the lands of James L. Morris, Alfred White, Mary A. Rollings and Mrs. P. A. Travis, and being the same land which, by deed dated 12 June, 1869, and recorded 21 June, 1869, was sold and conveyed by Benja. Johnson (or O'Donnelly) to said Franklin Vicke. A plat of the land, in my possession, may be seen at any time.

TERMS OF SALE.—Enough of the purchase-money to cover the expenses of the sale will be required in cash and the balance in two equal installments at the end of six and twelve months, respectively, with interest from the day of sale, the purchaser to execute separate bonds, with good personal security, in evidence of the deferred payments, and the title to the land to be retained until the further order of Court.

WILBUR J. KILBY,
Special Commissioner.

I, Joseph B. Prince, Clerk of the Circuit Court of Southampton county, Va., do certify that the bond required of Wilbur J. Kilby, as Special Commissioner of Sale under the decree entered at the November term of said court, 1885, in the chancery suit of Barham & Pollard vs. Vicke's Executrix and others, has been executed with security deemed sufficient by me.

Given under my hand this 18th day of January, 1886.
J. B. PRINCE,
Clerk.

1887

*the Court
Herald, Dr.
a Specialty.*

*sale of
out*

600

150

7.50

Mar 3rd 88

*paid Payment
H. B. Prince
Pub*

The table is found and about a hundred bodies were requisitioned for the man and viscera. No less than a hundred took off. In reality it is composed of human and colors, for it looks like a polished mosaic of marble of different colors. The observer gives the impression of his life in the manufacture. To the very color of Giuseppe Segatti, who passed several years of his life in the manufacture. It was made probably without a rival. It was made evening structure and glistening in conception which, for originality in the matter of In the Pitt palace at Florence is a [Medical Circular.]

A Curious and Unhappy Tale

Warning the bosom of somebody, away came the refrain:

and borne on the wind from half a something of sweetness and regular then there followed a sound which "Ou, Jack!" was the only reply, in again. What'd ye say?" "Well, we'll call it square then and sorry."

"It was all my fault, Jack, and I'm chance?" said Jack.

"Do you think you can give me and upon the Vermont hillside. often done in the olden times in the her face upon his shoulder, just as she and drew his wife upon his knee. She Jack sat down upon the side of the didn't hurt me."

1887

Mr. William D. Kirby Spe. Commr
To Suffolk Herald, Dr.
Fine Job Work a Specialty.

TRANSIENT ADVERTISEMENTS and
 SUBSCRIPTIONS Payable in Ad-
 vance.
 Annual Advertisers Required
 to Settle Quarterly.
 JOB WORK, CASH ON DELIVERY.

1887

Sept 23 To Pubg Notice of Sale of Franklin Vicks land 5 in 4 w Printing 100 Hand Bills Notice of Sale	6.00 1.50 \$ 7.50
Mar 3 '88	Recd Payment <i>H. B. Parker</i> Pub

Wilbur J. Kilby, Special Comr.

To

Wm H. Hood, Surveyor, Dr.

1887

Sept. 1

To Survey of a small parcel of
land, containing 38 acres,
belonging to the estate of
Franklin Tice deceased
and situated on Lightwood
swamp in Southampton Coun-
ty, Va. and making plat
and field notes of same. =

\$ 6 90

" wages of chain-carriers, ax-
men and exhibitor of lines
during said survey.

4 00

\$ 10 90

1888 March 6th, Received of Wilbur
J. Kilby, Special Comr. Ten and
90/100 dollars in full of the above
bill.

Wm H. Hood
Surveyor

LAND FOR SALE IN SOUTHAMPTON COUNTY!

By authority of a decree of the Circuit Court of Southampton county, Va., pronounced the 6th day of November, 1885, in the suit in chancery in said court depending between Barham & Pollard, plaintiffs, and the executrix of Franklin Vike, deceased, and others, defendants, I shall sell by public auction, before the Courthouse door of said county, on County Court day,

MONDAY, OCTOBER 17, 1887,

all that certain parcel of WOODLAND of which Franklin Vike died seised and possessed, situated on Lightwood Swamp, in said county, containing, by survey, thirty-eight (38) acres, more or less, and bounded by the lands of James L. Morris, Alfred White, Mary A. Rollings and Mrs. P. A. Travis, and being the same land which, by deed dated 12 June, 1869, and recorded 21 June, 1869, was sold and conveyed by Benja. Johnson (or O'Donnelly) to said Franklin Vike. A plat of the land, in my possession, may be seen at any time.

TERMS OF SALE.—Enough of the purchase-money to cover the expenses of the sale will be required in cash and the balance in two equal installments at the end of six and twelve months, respectively, with interest from the day of sale, the purchaser to execute separate bonds, with good personal security, in evidence of the deferred payments, and the title to the land to be retained until the further order of Court.

WILBUR J. KILBY,

SEPTEMBER 14, 1887.

SPECIAL COMMISSIONER.

I, Joseph B. Prince, Clerk of the Circuit Court of Southampton county, Va., do certify that the bond required of Wilbur J. Kilby, as Special Commissioner of Sale under the decree entered at the November term of said court, 1885, in the chancery suit of Barham & Pollard vs. Vike's Executrix and others, has been executed with security deemed sufficient by me.

Given under my hand this 18th day of January, 1886.

J. B. PRINCE, CLERK.

Barham & Pollard

vs. } In Chy.

Vieke & als.

Report of second
sale of land.

1888. Apr 23. filed.

Confirmed
7 May 1888

1888 May 7th. Received of the clerk of the Circuit Court of Southampton County the two Bonds of A. L. Phelps & J. R. Johnson, mentioned in the foregoing Report, each for the sum of \$23.⁶⁷ bearing interest from 17 Octo. 1887. Said Bonds are received in pursuance of, and for the purposes specified in, the decree entered the 7th. day of May 1888 in the Chancery suit depending in said Court between Barham & Pollard Plaintiffs and Josephine E. Vicks Ex. & al. defendants

Wilbur J. Kilby
Cmr.

Mr Frank Vick In ac with Parker & Brown

1883
 Dec 19 To Aft to J. H. Hendley -
 84 Aug 16 n n J. H. Pope
 n n n Patterson Mammal Co
 Nov 19 n Dr for half of white dog
 Apr 18 n 100 Punt of dog for 15-
 May 14 n Dr L. H. Hendley to bill
 Jan 16 n Interest -
 16 n amt to be credited in note
 this day }

149.03

29.82

100.00

200

23.15

25.00

29.72

25.18

131.74

84 Aug 20 By W. H. Hayes -
 Oct 31 n n
 Jan 8 n n
 Jan 16 n n
 16 n Interest -

42.42

375.05

07

100.00

29.72

520.46

320.46

EX 06

Parker & Brown

Exhibit : 6.

Barkham & Pollard

vs.

} In Chy.

Nicke's Ex & al

1810

\$1149⁵¹

Norfolk, Va. Jan 17th 1883-

Sixty days after date. I promise to pay
to the order of Wm. H. Pollard -

Eleven hundred & forty nine ⁵¹ Dollars
and Exchange National Bank of - Norfolk, Va.
value received, with interest from at per centum per annum;

and maker and endorser, hereby waive the benefit of my homestead exemption
as to this debt.

No. 37354 Due

July 13

J. Vick

I hereby acknowledge legal review of the within
Noticed.

Atty

March 1/86.

for J. E. Vicko, Extra of
J. Vicko due? —

Harlan & Jelland

4th m Noticed

Vicko's Extra

1886. April 10

Commissioner's Office,

Jerusalem, Va. Mich 1st 1886

To J. Emily Vicko - Executrix of
Franklin Vicko dec^d -

You are hereby notified that I have fixed upon the 10th day of April next, if
fair, if not, the next fair day thereafter (Sunday excepted), to take and settle, at my office, the following accounts,
to wit:

To Re. State the Account of J. Emily Vicko
Executrix of Franklin Vicko dec^d and in
doing^{es} take a further Account of her transac-
tions as ~~Executrix~~ as aforesaid. — Also: —
A further accounts of any debts against the
Estate of the said Franklin Vicko dec^d —

required to be taken by a decree of Southampton Circuit Court rendered at the November term,
188 ✓, 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.

B. J. McLeMORE

Commissioner.

To the Sheriff of Southampton County to Execute.

S. H. Marks & Co
#23-4000

[illegible]

PETERSBURG, VA.

1886

Nov 29
 Mr. *H. Nick* Berlin
 To S. H. MARKS & CO., Dr.,
 Manufacturing Confectioners and Bakers.

TERMS

No. 129 North Sycamore street.

<i>1884</i>		
<i>July 28</i>	<i>Wine</i>	<i>96</i>
<i>Nov 17</i>	<i>"</i>	<i>388</i>
<i>" 19</i>	<i>"</i>	<i>6912</i>
<i>Apr 4</i>	<i>"</i>	<i>95</i>
<i>30</i>	<i>"</i>	<i>1200</i>
<i>1884 Cr</i>		<i>8691</i>
<i>May 3</i>	<i>By 27th W. W. D.</i>	<i>1100</i>
<i>July 17</i>	<i>" Cash</i>	<i>1891</i>
<i>" "</i>	<i>Cash for W. W. D.</i>	<i>1700</i>
		<i>4691</i>
<i>1886</i>		<i>4000</i>
<i>Dec 1</i>	<i>To Interest</i>	<i>340</i>
		<i>\$4340</i>

I. B. Price, Clerk of the Circuit Court of
Southampton Co. Va. do certify that
the bond required of W. J. Kirby, as Comr. of
Sale by decree entered at Nov Term 1885
in Chancery suit of Borchman & Pollard
vs Vickie & Co. &c has been executed
with security deemed sufficient by
me. Given under my hand June
18. 1886.

I. B. Price Clerk-

**VALUABLE LAND AT BERLIN,
SOUTHAMPTON COUNTY,
FOR SALE!**

By authority of the decree of the Circuit court of Southampton county, Va., pronounced on the 6th day of November, 1885, in the cause in chancery in said court depending between Barham & Pollard, plaintiffs, and the Executrix of Franklin Vicke, deceased, and others, defendants, I shall sell by public auction, before the Courthouse door of said county, in Jerusalem, on County court day,

MONDAY, MARCH 15, 1886,

the following real estate of which said Franklin Vicke died seised and possessed, situated at and near Berlin, in said county, to wit:

1. All that certain lot of land known as **THE BRISTOW LOT**, containing $6\frac{1}{4}$ acres, more or less, and bounded on the north by the county road known as the Petersburg road, leading west from Berlin; on the east by the county road known as the Jerusalem road, running north and south through Berlin, and on the south and west by the land formerly owned by John Exum.

2. All that parcel of land known as **THE HOOD LAND**, containing 70 acres, more or less, consisting partly of old field land and partly of original growth woodland, and bounded on the north by said Petersburg road, on the southeast by said land formerly owned by John Exum, and on the southwest by the land of William H. Hood.

3. All that parcel of land known as **THE STORE LOT**, having upon it a store building in which said Franklin Vicke, in his lifetime, conducted his mercantile business, bounded on the east by the land of C. L. Davis, on the south by said Petersburg road, and on the west and north by the land of said Vicke which has been assigned to his widow as part of her dower.

4. All that parcel of land, consisting chiefly of arable land, but partly of original growth woodland, with part of the orchard upon it, containing 133 acres, more or less, and bounded on the north by the land of John Gardner and Ordinary Branch, which divides this parcel from other land of said Franklin Vicke; on the east by the land of C. L. Davis and that part of the land of said Vicke assigned to his widow as part of her dower, upon which his late residence is located; on the south by said dower land and said Petersburg road, and on the west by the land of John Gardner and others.

5. All that parcel of original growth woodland, containing 321 acres, more or less, and bounded on the north by the land of Dr. Samuel B. Kello, on the east by that parcel of said Vicke's woodland which has been assigned to his widow as part of her dower, on the south by said Ordinary Branch and the parcel of land numbered four above, and on the west by the land of said John Gardner.

6. All that parcel of old field and original growth woodland, containing 45 acres, more or less, and bounded on the north by the lands of Monroe Bulls and C. L. Davis, on the east by the land of Whitney and the county road leading from Berlin to Ivor Station, on the south by the land of C. L. Davis, and on the west by the woodland assigned to said widow as part of her dower.

7. All that parcel of arable land upon which is located the late dwelling-house of said Vicke, and the outhouses, including the yard, garden and a part of the orchard, containing $40\frac{1}{2}$ acres, more or less, and bounded on the north and west by the parcel of land numbered four above, on the east by the land of said C. L. Davis and said store lot, and on the south by said store lot and said Petersburg road.

8. All that parcel of original growth woodland containing 30 acres, more or less, and bounded on the north by the land of Dr. Samuel B. Kello, on the east by the parcel of land numbered six above, on the south by the land of C. L. Davis, and on the west by the parcel of land numbered five above.

The two parcels of land last above described have been assigned to said widow as her dower and will be sold subject thereto. The purchaser will take possession of them at her death.

TERMS.—Enough of the purchase-money will be required in cash to pay the costs of suit and expenses of the sale, and the remainder in two equal instalments, payable respectively at the end of six and twelve months, with interest from the day of sale, the purchaser to execute bonds therefor with good personal security.

The title will be retained until the purchase-money is paid and conveyance directed by the Court.

WILBUR J. KILBY,
Special Commissioner.

I, Joseph B. Ernes, Clerk of the Circuit court of Southampton county, Va., do certify that the bond required of Wilbur J. Kilby, as Special Commissioner of sale under the decree entered at the November term of said court, 1885, in the chancery suit of Barham & Pollard vs. Vicke's Executrix and others, has been executed with security deemed sufficient by me.

Given under my hand this 18th day of January, 1886.
J. B. PRINCE,
Clerk.

Bacham & Bacham

vs.

Ticke's Ex. & ad -

This cause came on this day to be again heard on the papers formerly read and on the report of Commissioner B. F. Moore, filed the 28th day of September 1885, being a Report in pursuance of the decree entered in this cause the 15th day of May 1885, and on the exceptions taken by the Plaintiffs to said Report, & on the separate answer of Emily J. (or J. S.) Ticke to the Bill in this cause, this day filed by leave of the Court, with general replication to said answer, & was argued by counsel -

In consideration whereof the Court doth sustain said exceptions & doth order that said Report be re-committed to said Commissioner for correction in accordance with said exceptions, & that he restate the account of the transaction of the Executor of Franklin Ticke deceased & in so doing include a further account of his transactions & omit therefrom the several sums of money to the allowance of which said exceptions are taken. And the said Commissioner will also take, state & report to Court a further account of any debts due by said Franklin Ticke deceased or his Estate.

And the Court doth adjudge, order & decree that Richard M. Stephenson, Richard A. Bristol, D. Saml. B. Kells, W. F. Bradshaw, ^{and} Robert S. Stephenson, who are hereby appointed Commissioners for the purpose, any three or more of whom may act; do go upon the land in the proceedings mentioned of which the said Franklin

Ticke did seized & possessed & assign & allot to said Emily J. (widow called Josephine E). Ticke widow of said Frank in Ticke deceased by dotes & bonds an equal third part in value of said land as her dower therein & if for the proper performance of their duties under this decree, the said Commissioners should deem the services of a surveyor necessary. They are authorized to employ such surveyor who shall lay off the said land or such part thereof as may be necessary & make a plat thereof. And said Commissioners to assign dower, & said Commissioners, B. F. McEmore, will report their respective proceedings hereunder to Court.

And the Court doth further as judge, order & decree that Wilbur J. Kilby, who is hereby appointed a special Commissioner for the purpose ab. after having advertised the time place & terms of sale twice a week for three successive weeks in the Suffolk Herald, a news paper published in the Town of Suffolk & posting notice of the same in one or more public places in this County proceed to sell at public auction at the front door of the Court house of this County the land in the bill & proceedings mentioned, in one or more parcels as to said Commissioner shall deem fit & subject to the dower of said Emily J. Ticke, widow aforesaid, & upon the following terms to wit: for cash enough to pay the costs of this suit & the expenses of the sale (which said Commissioner will defray in payment of said costs & expenses) & the residue in two equal installments payable respectively at six & twelve months from the day of sale, the credit installments to bear interest from day of sale

and the Purchases to execute Bonds there for with security
 payable at said respective dates & the title of the prop-
 erty to be retained until the whole purchase money
 is paid & a conveyance directed by Court; And the
 said Commissioner will report his proceedings here-
 under to Court. But before proceeding to make said
 sale, said Commissioner Wilbur J. Delby. will execute
 a bond with sufficient security in the Clerk's
 Office of this County in the penalty of \$600.00
 payable to the Commonwealth of Virginia & condition
 is for the faithful discharge of his duties here-
 under & all other duties he may be required to exe-
 cute in this course. & will obtain of the Clerk of this
 Court a certificate that said bond has been given
 & append the same or a copy thereof to the
 advertisement of said sale.

A. Gofey

Teste
 J. B. Prince C. C.

Clerk \$9.70
 Shff. 6.00
 Comm. & Deane 25.00
 Law Dr. 16.50
 \$57.20

To the Circuit Court of South-
ampton County, Va.

In pursuance of the decree
of said Court pronounced on the
6th day of November A.D. 1885
in the Cause in Chancery in
said Court depending between
Barham and Pollard, Plaintiffs
and Franklin Vick's Executrix
and others, Defendants, a copy
of which decree is hereto at-
tached; the undersigned ap-
pointed a Special Commis-
sioner for the purposes stated
in said decree, respectfully
reports to Court that having first
executed the bond required of
him and obtained of the Clerk
of said Court a certificate of
its due execution as specified
in said decree, which said
certificate is hereto attached,
he proceeded to advertise and
did advertise the lands of
which said Franklin Vick
died seized and possessed
for sale on the terms and
conditions named in said
decree and that after said

lands had been advertised for sale in the manner and for the periods specified in said decree, he, by authority of said decree and in pursuance of said advertisement, offered said lands for sale by public auction before the Courthouse door of said County, on County Court day, Monday, the 15th day of March 1886 in eight several parcels subject to the dower therein of the widow of said Franklin Vick^{and} upon the terms and conditions aforesaid.

That at said sale W^m P. Vick was the highest bidder for the following parcels of said land to wit:

1. Parcel No. 1 Known as the Bristow Lot containing $6\frac{1}{2}$ acres for the sum of \$320.
2. Parcel No. 2 Known as the Hood Land containing 70 acres for the sum of \$70.⁰⁰
3. Parcel No. 6 being a parcel of woodland containing 45 acres,

⁹⁷
Barham & Pollard

vs. } In Chy.

Nicke's Ex. & al.

Report of Sale of
lands 15 March
1886.

1886. Oct 19 -
Filed - L.B.P. cc

for the sum of \$60, making a total of \$450.⁰⁰

That Josephine E. the widow of said Franklin Vicke deceased became the purchaser, as the highest bidder, of all the rest of said lands as follows:

- 1 Parcel No. 3, known as the Stone Lot, containing less than one acre for the sum of \$105.
- 2 Parcel No. 4 containing 133 acres for the sum of \$400.
- 3 Parcel No. 5 being all woodland containing $32\frac{1}{2}$ acres, for the sum of \$50.
- 4 Parcel No. 7 with the dwelling house and all other houses and improvements upon it, containing $40\frac{1}{2}$ acres, for the sum of \$625.
- 5 Parcel No. 8, being 30 acres of woodland for the sum of \$66, making a total of \$1246.⁰⁰.

A copy of the advertisement of the sale of said lands, is hereto attached from which a full and definite description of said lands may be obtained.

Recapitulation

Amount of proceeds of sale
of lands to Josephine E. Vick

\$1246.00

Amount of proceeds of sale of
lands to W. P. Vick

450.00

Total

\$1696.00

Cash paid by Josephine E.
Vicke on account of the costs
of suit and expenses of sale

\$158.24

Cash paid by W. P. Vick
on same account

60.00 = \$218.24

Balance

\$1477.76

For part of which, to wit \$1087.76,
said Josephine E. Vick, executed
her two Bonds, with good security,
each for \$543.88, one payable 6
and the other 12 months after date
with interest from date =

\$1087.76

And for the other part of which
to wit \$390, said W. P. Vick ex-
ecuted his two Bonds, with good
security, each for \$195, one payable
6 and the other 12 months after
date with interest from date =

\$390.00

Total

\$1477.76

\$1477.76

The said Bonds of Josephine E.
Vicke and W. P. Vick are herewith
filed.

The Commissioner has not yet

disbursed any part of said sum of \$218.24 on account of the costs of suit and expenses of sale, deeming it best not to do so before the confirmation of said sales by the Court. So this sum remains in the hands of the Commissioner subject to the order of Court.

Respectfully submitted this 3d. day of August A. D. 1886.

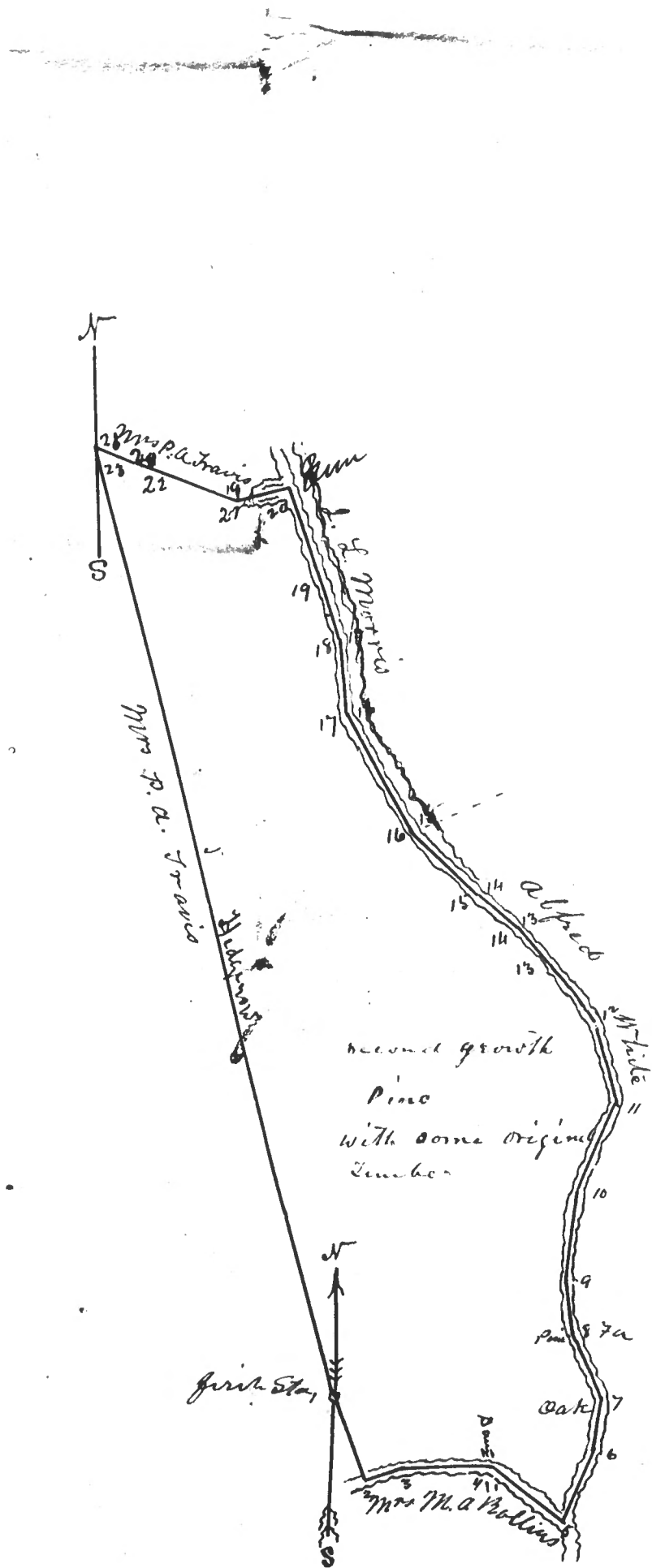
Wilbur J. Kilby
Special Commr.

1887 Feby. 21st, Received of Joseph B. Prince, Clerk of the Circuit Court of Southampton County, the several Bonds mentioned in the above Report, for the purposes stated in the decree which was entered in November 1886 in the Chancery suit in which this Report was filed.

Wilbur J. Kilby
Special Commr.

Field notes & Land marks

Sta	Bearing	Land marks	Distance
Commencing at Pine in Mrs P. A. Travis line			
1	S 20° E	P. F. A. in Mrs Travis line	3.71 chs
2	N 75° S	Cor on branch Mrs M. A. Rollins	1.46 "
3	N 87° E	Gum S. L. " "	3.33 "
4	S 55° E	Small Dogwood (old maple St " "	3.22 "
5	N 22° E	Gum Cor Ins branches Alfred White	2.67 "
6	N 6° E	Gum S. L. up branch " "	2.05 "
7	N 25° W	Oak S. L. new " "	2.57 "
8	N 6° W	P. F. A. new " "	2.05 "
9	N 5° E	Gum " " "	3.63 "
10	N 23½° E	P. S. L. " " "	3.76 "
11	N 18½° W	Gum S. L. " " "	2.95 "
12	N 34½° W	Gum S. L. " " "	3.00 "
13	N 41½° W	" " " " "	1.57 "
14	N 50° W	double Gum S. L. " " "	2.24 "
15	N 47° W	Gum F. A. " " "	3.44 "
16	N 30° W	3 gums flayed Cor Jas L. Morris	5.10 "
17	N 4° W	P. F. A. " " "	2.80 "
18	N 20° W	Gum " " "	3.04 "
19	N 17° W	Splish Gum " " "	3.05 "
20	S 78° W	Gum Cor. Mrs P. A. Travis	1.93 "
21	N 73° W	Small Oak " " "	4.13 "
22	N 68° W	Pine " " "	1.97 "
23	S 15½° E	Pine Cor, " " "	14.02 "
24	S 15½° E	P. S. line on Hedge row to beginning	26.40 "



Wm Rollins Exhibiting lines
Jas L. Morris & N. Hook carried chains
Wm Wellons apman

F. Vick
Ben Johnson Truck
Surveyed for land W. L. Kitcher Co.
Scale 300 ft to 1/2 in
38 acres
Aug 22nd 1887
Wm H. Howard
Surveyor

\$ $\frac{20}{100}$

Received of Wilbur J. Kilby, Special Commr.
the sum of twenty cents, being $\frac{3}{4}$ of 1 per ~~DOLLARS~~,
cent dividend on our claim for
\$27.³⁸ against Franklin Vicks or
his estate.

Lowell, Mass Feby 4 1890

J. A. Vicks

Received of Wilbur J. Kilby, Special
Cmr. the respective sums of money set
opposite our names below, the sum
being $\frac{3}{4}$ of 1 per cent dividend on ac-
count of our claims against Franklin
Vicke, or his estate, to wit:

E. A. Gardner by W. J. Sebree his Atty	\$1.68
E. A. Gardner by W. J. Sebree his Atty.	\$2.18
S R Marks Co. by W B Bonds & Son Atty	ps .33

Received of Wilbur J. Kilby, Special Commr. the respective sums of money set opposite our names below, the same being $\frac{3}{4}$ of 1 per cent dividend on account of our claims against Franklin Vicko or his estate, to wit:

Martin Hull & Co.	\$ 4.05
Martin Hull & Co.	3.53
Pharmacia & Wheeler & M. W. Whithead	.59 ^c
A. Wright by DIBD	\$ 2.31
A. Wright by DIBD	0.50 ^c
McClure & Fox	2.03
W. E. French <u>as agent</u>	.23 ^c

1889 Dec. 6th, Received of Wilbur
J. Kilby, Special Comr. Eleven and
 $\frac{60}{100}$ dollars, being in full of $\$10.\overset{36}{-}$
the value of my dower in 38 acres
of land of my husband's estate
sold by said Comr. on 17 Octo. 1887
under decree of Court and also in
full of $\$1.\overset{24}{-}$ interest on said sum of
 $\$10.\overset{36}{-}$ from 17 Octo. 1887.
 $\$11.\overset{60}{-}$ J. E. Vickre

Received of said Commissioner
Seven and $\frac{28}{100}$ dollars being a
dividend of $\frac{3}{4}$ of 1 per cent on my
claim for $\$969.\overset{36}{-}$ against the estate
of Franklin Vickre deceased.
 $\$7.\overset{28}{-}$ J. E. Vickre

Received of said Commissioner four and
 $\frac{82}{100}$ dollars being a dividend of $\frac{3}{4}$ of 1 per
cent on my claim for $\$643.\overset{54}{-}$ against the
estate of Franklin Vickre deceased.
 $\$4.\overset{82}{-}$ Mary E. Edwards.

Barkham & Pollard
58

vs. } In Chy.

Vicke's Ex. & al.

Report of collections
and disbursements
under decree of 7th.
May 1888.

1890. Mich 4th filed

B. F. M. Co.

Confirmed 5th.
May 1890

To the Circuit Court of South-
ampton County, Va.,

In pursuance of the decree
of the Circuit Court of South-
ampton County, Va. pronounced
on the 7th. day of May 1888 in
the Cause in Chancery in said
Court depending between Barham
and Pollard, Plaintiffs and
the Executrix of Franklin Vicks
deceased and others. defendants;
the undersigned respectfully
reports as follows:

That as directed by said
decree after he had received
of the Clerk of said Court and
given him a receipt for the
Bonds herein mentioned, the
undersigned proceeded to collect,
and has collected, the two bonds
of A. L. Chelms, mentioned in
said decree, each for the sum
of \$23.⁶⁷ with J. R. Johnson
surety thereto, dated the 17th. day
of October 1887 and payable
to the undersigned with interest
from their dates, and that he
has disbursed the money in
the manner specified in said

decease as will appear by the vouchers hereto attached and the following statement, to wit:

Statement

By Principal sums of said Bonds			47	34
" Interest on same from 17 Octo. 1887 to 8 Octo. 1889			5	59
" Amt. in hands of Comr. as per his Report filed in said Cause 23. Apl. 1888.				55
			53	48

To paid for writing deed conveying to A. L. Gehus the land sold to him in said Cause. per acct.	3	00		
" " Josephine E. Vike as per said decree, principal \$10.36				
Interest from 17 Octo. 1887 to 17 Octo. 1889. per acct. 1.24	11	60		
" Amt. to Balance	38	88		
	53	48	53	48

By Balance brought on			38	88
To paid Barkham & Pollard $\frac{3}{4}$ of 1 per cent of 1219.90	9	15		
" " E. A. Gardner " of 224.55	1	68		
" " Same " of 289.71	2	18		
" " Mary E. Edwards " of 643.54	4	82		
" " Martin Hill Ho. " of 540.70	4	05		
" " Same " of 470.62	3	53		
" " Plummer, Wheeler Ho. " of 79.43		59		
	26	00	38	88

brought on				26 00	38 88
Spaid A. Wright $\frac{3}{4}$ of 1 percent of	307.54	2 31			
" " Same " " of	67.140	50			
" " M. Cohen Son " " of	269.28	2 03			
" " W. E. French " " of	31.49	23			
" " J. C. Ayer Dec. " " of	27.38	20			
" " S. H. Marks Dec. " " of	44.10	33			
" " Josephine E. Hicke " " of	969.36	7 28	Ad		
				38 88	38 88

As directed by said decree, a deed has been made to A. L. Chelus conveying to him the land purchased by him under proceedings in said cause.

Respectfully submitted this 3d, day of March 1890

Wilbur J. Kilby
Special Counr.

Received of Wilbur J. Kilby, Special Counr. the respective sums of money charged in the above report as paid to us and set opposite our names as follows:
Barkham & Pollard by Wilbur J. Kilby, Atty. \$9.15

Barham & Pollard

vs. } In Chy.

Sent in copy to Reck.

10 9 71

Nicks Ex. tal.

In the Circuit Court
of Southampton County
6th. ~~July~~^{Nov.} 1885

Decree

To be entered

Geo. B. L. S.

✓
We consent to
this decree
W. G. Kilby, Atty.
for Plaintiffs
Shands & Son.
for deft J. E. Vick

Barham & Pollard
vs.
Vicke's Ex. & al.

This cause came on this day to be again heard on the papers formerly read and on the report of Commissioner, B. A. McLeomore, filed the 28th. day of September 1885, being a Report in pursuance of the decree entered in this cause the 5th. day of May 1885, and on the exceptions taken by the Plaintiffs to said Report, and ~~was argued by Comm. J. (or J. E.) Vick~~ ^{on the separate answer of family} ~~to the Bill in this cause, this day filed~~ ^{by leave of the Court with general replication to} ~~said answer, and was argued by counsel.~~

On consideration whereof the Court doth sustain said exceptions and doth order that said Report be re-committed to said Commissioner, ~~who is directed to~~ ~~restate the same and in so doing~~ for correction in accordance with said exceptions, and that he restate the account of the transactions of the Executrix of Franklin Vick deceased and in so doing include ~~such~~ a further account of her transactions and omit therefrom

the several sums of money to the allowance of which said exceptions are taken. And the said Commissioner will also take, state and report to Court a further account of any debts due by said Franklin Nickle deceased or his estate.

And the Court doth adjudge, order and decree that Richard M. Stephenson, Richard A. Bristow, ^{Dr. Daniel B. Kelly} ~~Bennett M. Argueant~~ and ^{W. A. Bradshaw and Robert S. Stephenson} John Stephenson, who are hereby appointed Commissioners for the purpose, any three or more of whom may act, do go upon the land in the proceedings mentioned of which the said Franklin Nickle died seized and possessed and assign and allot to said Emily J. (sometimes called Josephine E.) Nickle widow of said Franklin Nickle deceased by metes and bounds one equal third part in value of said land as her dower therein and, if for the proper performance of their duties under this decree, the said Commissioners should deem the services of a surveyor necessary, they are authorised to employ

such surveyor who shall lay off the said land, or such part thereof as may be necessary and make a plat thereof. And said Commissioners to assign dower, and said Commissioner, B. F. McLenore, will report their respective proceedings hereunder to Court.

And the Court doth further adjudge, order and decree that Wilbur J. Kilby, who is hereby appointed a special commissioner for the purpose do, after having advertised the time, place and terms of sale once a week for three successive weeks in the Suffolk Herald a newspaper published in the Town of Suffolk and posting notice of the same in one or more public places in this County, proceed to sell at public auction at the front door of the Courthouse of this County the land in the bill and proceedings mentioned, in one or more parcels as to said Commissioner shall seem fit and subject to the dower of said Emily J. (~~sometimes called~~) ~~Josephine E.~~ Nieke, widow of the said

and upon the following terms to wit: for cash enough to pay the costs of this suit and the expenses of the sale (which said Commissioner will apply in payment of said costs and expenses,) and the residue in two equal installments payable ~~respect~~ respectively at six and twelve months from the day of sale, the credit installments to bear interest from day of sale and the purchaser to execute bonds ^{with security} therefor, payable at said respective dates and the title of the property to be retained until the whole purchase-money is paid and a conveyance directed by the Court. And the said Commissioner will report his proceedings hereunder to Court. But before proceeding to make said sale, said Commissioner Wilbur J. Kilby, will execute a bond with sufficient security in the Clerk's office of this Court in the penalty of \$6000.⁰⁰ payable to the Commonwealth of Virginia and conditioned for the faithful discharge of his duties hereunder and all other decrees he may

be required to execute in this
cause, and will obtain of the
Clerk of this Court a certificate
that said Bond has been given
and append the same or a copy
thereof to the advertisement of
said sale,

Barham & Pollard

vs. } In Chy.

Vicke's Ex. & al.

In the Circuit Court
of Southampton County
May 5th 1885

Decree

To be entered

Geo. Blood,

Entered 117

Barham & Pollard suing etc.

vs

Vicke's Executrix & al.

This Cause ^{regularly matured at Rufes} came on this day to be heard on the Bill of the Complainants taken for confessed as to the adult defendants ^{Emily J. Vicko widow and the same Emily J. Executrix of the last will} Louisa A. Bristow on whom process had been duly served, they still failing to appear and demur, plead and answer, and upon the exhibits filed with said Bill, ~~and the answer of Emily J. Vicko widow and the same Emily J. Executrix of the last will and testament of Franklin Vicko deceased, and the answer of the infant defendants, Mayo Vicko Paul R. Vicko and Clyde Vicko by Joseph B. Prince their guardian ad litem, with general replication to said answer, and was argued by~~ by counsel.

On consideration whereof the Court doth adjudge, order and decree that the papers in this Cause be referred to one of the Commissioners of this Court, who will take, state and settle the following accounts and make report thereof to Court, to wit:

1. An Account of the transactions of Emily J. Vicko as Executrix of ~~Franklin~~ the last will and testament of Franklin Vicko deceased

2. An Account of the real estate of which the said Franklin Nieke died seized and possessed together with its fee-simple and annual value.

3. An Account of all debts due by the said Franklin Nieke in his lifetime and remaining unpaid or by his estate according to their dignity and priorities including the debt due to the Complainants and specifying which of them ^{if any} waive the benefit of the homestead exemption.

4. An Account of any matters specially stated deemed pertinent by himself, or which may be required by any of the parties to be so stated.

And the Court doth direct that notice of the time and place of taking said Accounts be published once a week for four successive weeks in the "Suffolk Herald" a convenient newspaper published in the Town of Suffolk in Chausseward County and that said publication shall be equivalent to personal service of said notice on the parties to this cause but personal service of said notice may be made upon the ~~said~~ defendants.

Barham & Pollard

vs. } In Chy.

Vicke Tal.

In the Circuit Court
of Southampton County
November 6th, 1886

Decree

To be entered

Geo. B. Snow.

✓

We consent to this
decree

Wilbur C. Kilby
att. for Plaintiffs

Shands & Son
attys for defendants

Barham & Pollard

vs.

Vicke's Executrix & al.

This cause came on this day to be again heard on the papers formerly read and on the Report of the assignment of dower to Josephine E. Vické widow of Franklin Vické deceased in the real estate of which he died seised and possessed filed the ~~5th day~~ 26th day of May A. D. 1886 ~~made by Samuel B. Kello~~ the same being the Report made by Samuel B. Kello, R. M. Stephenson, W. F. Bradshaw and Robt. G. Stephenson, four of the Commissioners appointed by the decree entered ^{herein} in this cause, on the 6th day of November A. D. 1885 to assign said dower, and on the Report of Special Commissioner Wilbur J. Kilby filed the 19th day of October A. D. 1886, the same being a Report of the sale of said real estate subject to said dower in pursuance of said decree of the 6th day of November A. D. 1885 and on the Reports of Commissioner B. F. McLenore filed respectively on the 28th day of September 1885 and the 24th day of April 1886 the same being reports of debts due by said Franklin Vické etc. made in pursuance of the decrees

entered herein on the 5th day of May 1885 and the 6th day of November 1885 and on the ~~Petition~~ Petition of Louisa A. Bristow filed the 22 day of April 1886, and was argued by counsel,

On consideration whereof the Court ^{with the consent of parties} doth approve and confirm said sale and Report of Special Commissioner, Wilbur J. Kilby and said Report of assignment of dower and said Report of Commissioner B. F. McLeomore filed on the 24th day of April 1886 to which Reports no exceptions have been ^{taken and} filed and doth approve and confirm said Report of said Commissioner, McLeomore filed on the 28th day of September 1885 in all respects except those parts of it to which exceptions were taken by the plaintiffs and sustained by the Court on the 6th day of November 1885.

And the Court ^{with further consent of parties} doth adjudge, order and decree that said Special Commissioner Wilbur J. Kilby, receive of the Clerk of this Court and that said Clerk deliver to him the two Bonds of Josephine E. Nickle filed with his said Report each for the sum of five hundred and forty three and $8\frac{1}{100}$ dollars bearing interest from the 15th day of March 1886, and

~~also~~ the two Bonds of William P. Vick also filed with the last mentioned Report each for the sum of one hundred and ninety-five dollars ~~and~~ bearing interest from the 15th day of March 1886 and ~~that~~ proceed to collect the same at their maturity or receive the money therefor before their maturity if the obligors should desire to pay the same before the maturity thereof; and that said Clerk deliver said Bonds to said Special Commissioner, Wilbur J. Kilby and take of him a receipt for them and file the receipt with the papers in this cause; and that said Josephine E. Vick pay to said Special Commissioner, Wilbur J. Kilby the sum of three hundred and forty-two and $\frac{39}{100}$ dollars ~~and~~ in her hands as Executrix of said Franklin Vick deceased as appears by said Report of Commissioner. M. Lemore filed the 24th day of April 1886 with interest on the sum of three hundred and thirty-one dollars part thereof from the first day of May 1886 till paid; and that said Special Commissioner, Wilbur J. Kilby with the sum of two hundred and eighteen and $\frac{24}{100}$ dollars in his hands as appears by his said Report and the

sioner, Wilbur J. Kilby, will pay to said Louisa A. Bristow the sum \$71.⁵⁸ with interest thereon from the 22nd day of September 1885 till paid, the same being the amount to which she is entitled to have of said E. A. Gardner by virtue of her judgment and execution against him as set forth in her said Petition, ~~and said Commissioner will make Report to Court of his proceedings under this decree.~~

And the Court doth further adjudge order and decree that said Special Commissioner, Wilbur J. Kilby, ~~do~~ make to said Josephine E. Nieke and William P. Nieke separate deeds with special warranty in the usual form conveying to them the several parcels of land purchased by them under proceedings had in this cause, after their said Bonds shall have been paid in full, and make report to Court of his proceedings under this decree.

Barham & Pollard
~~69~~ 59

vs. } In Chy.

Vicke & al.

In the Circuit
Court of South-
ampton County.

May 7th, 1888

Decree

To be entered
C. M. Hill

✓

Barham & Pollard

vs.

Trick & al.

This cause came on this day to be again heard on the papers formerly read and on the Report of Special Commissioner Wilbur J. Kilby filed on the 23d day of April A. D. 1888 (the same being a Report of the second sale of land of which Franklin Trick died seized and possessed in pursuance of the decree entered herein on the 6th day of November A. D. 1885), and was argued by Counsel.

On consideration whereof the Court doth approve and confirm said sale and Report to which no exception has been taken and doth adjudge, order and decree that said Commissioner receive of the Clerk of this Court the two bonds of A. L. Telus filed with said Report with J. R. Johnson surety thereto, each for the sum of twenty-three and $\frac{67}{100}$ dollars bearing interest from the 17th day of October A. D. 1887 and proceed to

collect the money at the maturity of the bonds or receive the money before their maturity, if the obligors should desire to pay the money before their maturity, and said Clerk is directed to deliver said bonds to said Commissioner and take of him a receipt for them, and file the receipt with the papers in this cause.

And the said Commissioner is directed to pay first all unpaid costs of this suit out of said money and then to pay to Josephine E. Nieke ten and $\frac{36}{100}$ with interest thereon from the 17th day of October 1887 till paid as an equivalent for, and in full satisfaction of her dower in said land and then pay the remainder of said ^{pro rata} money to the creditors of said Franklin Nieke whose claims have been allowed in this suit and who are entitled to the same.

And the Court doth further adjudge order and decree that said Commissioner make to said A. L. Chelus after the payment of said Bonds

~~in full~~ and the interest thereon
in full, a deed with special war-
ranty in the usual form conveying
to him ~~said~~ ~~for~~ the parcel of land
purchased by him under proceed-
ings in this suit,

And said Commissioner will
make report to Court of his trans-
actions under this decree.

Basham & Pollard

105. } In Chy

Reke tal.

In the Circuit Court
of Southampton County
May 5 1887

Decree

To be entered

C. M. Hill

✓

Barham & Pollard

vs.

Nicke & al

This cause came on this day to be again heard on the ~~Report~~ papers formerly read and on the Report of Special Commissioner, Wilbur J. Kilby filed the 18th day of April 1887 (the same being a Report of collections and disbursements in pursuance of the decree entered herein on the 6th day of November 1886) and was argued by counsel.

On consideration whereof the Court doth approve and confirm the said Report to which no exception has been filed and doth order that this cause be continued.

Barham & Pollard

vs. } In Chy.

Wick & al.

May 5th. 1890

Final decree

To be entered

C. W. Shu

Entered

Barham & Pollard

vs.

Vicke's Ex. & al.

This cause came on this day to be again heard on the papers formerly read and on the Report of Special Commissioner, Wilbur J. Kilby, filed on the 4th. day of March A. D. 1890 (being a Report of the collection and disbursement of money under the decree entered herein on the 7th. day of May A. D. 1888) and was argued by counsel.

On consideration whereof the Court doth approve and confirm said Report to which no exception has been taken and, ~~it~~ there being nothing further to be done herein, doth adjudge, order and decree that the proceedings had herein be final and binding between the parties and that this cause be removed from the docket.