1890 - 13 Southampton County - Chancery Ridley, N. J. Gdn Vs. Ridley, N. B. et als

"To sell timber
last interest of parties
Concerned

Ridley, A. M.

Ridley, N. B
Ridley, Robt.
Lewis Sallie A
Lewis Henry, his husband
Ridley, J W Trustee
Bryant, J. R. Admr Est-
representing B W. dec'd
Arrington & Jackson Co.

Ridley's Guardian

vs. Bill &c.

Ridley & others

1889 / May Rules. Files.

B. F. M. C.C.

J. F. West. p.q.

To the Honorable C. W. Hill Judge of the Circuit Court for the County of Southampton.

In Chancery Sitting

Humbly complaining sheweth unto the Court your Complaynant N. T. Ridley Guardian for R. M. Ridley an infant under the age of twenty one years, that the said R.M. Ridley is entitled to the fee simple Estate in that certain tract or parcel of land lying in Southampton County, Virginia, adjoining the lands of B.E. Worrell and others and lying along three roads and known as "Gordonias" containing 1400 acres more or less, which is the only real estate or interest in real estate owned by said infant. Said fee simple interest in said tract of land is subject to the life Estate, of your complainant, therein as tenant by the curtesy. The said R. M. Ridley is over the age of 14 years. Robt Ridley, Norfleet B. Ridley, Sallie A. Lewis (formerly Ridley) and Henry Lewis her husband would be her sole heirs and distributees if she were dead. The said R. M. Ridley inherited said tract of land from her mother Ridley who is now dead. That on the 3rd day of March your complainant conveyed said tract of land to J.W. Ridley Trustee for B.W. Merriman to secure the payment of the sum of Dollars. As will more fully appear by a certified copy of said Deed of Trust which is filed as a part of this bill, marked and marked "Exhibit A." The said B.W. Merriman departed this life intestate in the year 188-. On the day of 188- J.R. Bryant qualified as Administrator of the estate

of the said B.W. Merriman.

That your Complainant has conditionally sold all the timber over 8 inches in diameter at the Stump on the said land to John A. Amigdale for the sum of One Thousand and fifty Dollars, Provided the sale can be confirmed by your Honor, as will more fully appear from the Contract of Sale herewith filed marked "Exhibit X" and prays to be taken as a part of this Bill. That in the opinion of your Complainant the sale of said timber is to the interest of all parties concerned and especially of the infant, as the timber is of no use unless it can be thus utilized. The rights of no person will be violated by a sale of the said timber.

To the end therefore that justice may be done and in as much as your Complainant is remediless in the premises save in a Court of Equity where such matters are alone and properly Cognizable, he prays that N.B. Ridley, Robt Ridley, Dallie A. Lewis & her husband Henry Lewis, J.W. Ridley Trustee, J.R. Bryant Administrator of B.W. Merriman deceased and John A. Amigdale be made parties defendant to this Bill; that W.G. Sebell be appointed guardian ad litem to defend the rights of said infant in this suit; that the adult defendants and the guardian as well as the infant defendant over the age of fourteen years, may be required to answer the allegations of this Bill on oath; that the Sale, may be confirmed, to John A. Amigdale and the proceeds of such Sale

properly invested for the benefit of the said Infant; that all proper orders and decrees may be given as the nature of this case may require or to Equity may seem meet. And your Complainant will ever pray &c

J.F. Wert p.q. N.T. Ridley.

Virginia.

Southampton County, to wit:

This day personally appeared before the undersigned Wm R. Hart a Justice of the Peace for said County N.T. Ridley and made oath that he believes the statements made in the foregoing bill to be true. Given under my hand this 3rd day of ~~June~~ July 1889.

Wm R. Hart J.P.

[illegible]

Ridley's Gdn
&
Ridley + als: } decree

This day this Cause came on to be heard in vacation, pursuant to Notice which has been duly served upon each of the defendants. Upon the bill of the Plaintiff, taken for confessed as to adults the answer of W. J. Debrell, a practicing Attorney of Southampton County, who was assigned Guardian ad litem to the infant defendant, R. M. Ridley. the answer of the said R. M. Ridley, duly sworn to. she being an infant over the age of fourteen years. To which several answers, the Plaintiff, by his Counsel, replied generally. And was argued by Counsel.
On Consideration whereof the Court doth adjudge, order and decree that the papers in this Cause be referred to one of the Comrs of this Court, who is directed to enquire and report to Court:
1st Whether the interest of the infant defendant. R. M. Ridley will be promoted by a sale of the Timber as prayed for in the Plaintiff's bill.
2 Whether the rights of the [illegible] person will be prejudiced by such sale

5th whether the price agreed to be paid by Jno. A. Arringdale - as set forth in the agreement filed with the plaintiffs bill. marked Exhibit "X". is an adequate & fair price for said timber.

C. W. Hill
Judge &c.

A Copy - Teste:
B. A. McLemore C.C.

Ridley vs Ridley

(N) 3 Spa

Ridley & als:

1859. Oct. 5th

Executed Oct 10th 59
by delivering a
Duplicate of this
Copy to each of
the within named
parties.
Wm Cassidy
Sh Wm Williams Sh Co

THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—Greeting:

WE COMMAND YOU TO SUMMON B. E. Worrell, A. J. Barham and R. A. Barham

B. F. McLemore, Clerk

to appear before ~~the Judge~~ of our Circuit Court of Southampton County, at the Courthouse, on the ~~first~~ 26th day of October Term next, to testify on behalf of J. R. Ridley & Bro. in the Chancery suit of J. R. Ridley & Bro. vs. J. R. Ridley & Bro.

And have then there this writ.

WITNESS, B. F. McLEMORE, ~~Clerk~~ Clerk of our said Court, at the Courthouse, this 1st day of September, 1884, in the 115th year of the Commonwealth.

TESTE: B. F. McLemore, Clerk, C. C.

Ridley's Gdn

No. 333 Notice

Ridley & Oliver

1889 Col. 25

Executed by serving Copies
of the within on N.B. Ridley
& Robt Ridley each in
person this 14th day of
Feb 1889.

E. H. Mauston
Sq.

Commissioner's Office,

Jerusalem, Va., Oct 8 1889

To N. J. Ridley Gdin of Robert M Ridley

&

N. B. Ridley - Robt Ridley - Jno. A. Arrington dec'd.
Sallie A. Lewis & Henry Lewis, her husband.
J. W. Ridley Trustee, J. R. Bryant Admr of
B. W. Merryman & R. M. Ridley, an
infant.

You are hereby notified that I have fixed upon the 25th *day of* Oct *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 Whether the interest of the infant defendant R. M. Ridley, will be promoted by a sale of the Timber as prayed for in the Plaintiffs bill.

2d - Whether the rights of any person will be violated by such sale.

3d - Whether the price agreed to be paid by Jno A. Arrington dec'd, as set forth in the agreement filed with the Plaintiffs bill marked "Exhibit X". is an adequate and fair price for said Timber.

required to be taken by a decree of Southampton Circuit Court, rendered ~~at the~~ in vacation, Sept 3 ~~term~~, 188 9, 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 said Court, the day and year first aforesaid.

B. F. McLemore

Comm'r. City of Portsmouth.

Commissioner.

To the ~~Sheriff of Southampton County~~ to execute.

The depositions of Benj: E. Worrell and others. taken by B. F. M. Lemon, Com'r in Chancery of the Circuit Court for the County of Southampton. on the 25th day of October 1889. pursuant to Notice hereunto filed. to be read as evidence in the Chancery Cause of "Ridley's Gdin &c v Ridley &als:".

Present: J. F. West
Prince & Sebrell } Attys for Pltff.

The Witness Benj. E. Worrell, being duly sworn, deposes as follows:

Q: What is your age, residence and occupation. do you know the parties to this suit, and the tract of land and Timber in the bill mentioned?

A. My Age is 54 years. reside in Southampton County. know the parties to the suit and the land and Timber in the bill mentioned.

Q: Please state whether or not, in your opinion, the interest of the infant defendant - R. M. Ridley - will be promoted by a sale of the timber as prayed for in the Plaintiff's bill?

A: I think it advisable to sell. think the price offered is the full value of the timber. I mean the Pine timber.

Q: Will the rights of any party be violated by such sale?

A: I think not, provided the money is properly invested and secured. And more this deponent saith not

Benj. E Worrell

The Wit[n]s N. J. Barham, being duly sworn, deposes as follows:

Q: What is your age, residence and occupation. do you know the parties to the suit & the Timber in the bill mentioned.

A: My age is 53 year. reside in Southampton Co. am a farmer. know the parties to the suit and the Timber mentioned.

Q: State whether the interest of the infant defendant, R. M. Ridley, will be promoted by a sale of the Timber as prayed for in the Plaintiffs bill?

A: I think the interest of the infant defendant will be promoted by a sale of the timber. provided the Guardian of said infant gives a proper bond, and security.

Q: Will the rights of any party be viola=

ed by such sale?

A: Not that I know.

Q: Is the price offered a reasonable & fair one?

A: I think it a fair price.

And further this deponent saycth not.

H. T. Bashaw

Sworn to and subscribed before me
this 25 day of Oct: 1889.

B. F. McLemore
Com'r in Chancery

Ridley's Gidi

№ 3

Report.

Ridley

1889 Oct. 25. Jeli

B. Fm

Commissioner's Office.
Courtland Va.
Oct. 25. 1889.

To the Circuit Court of Southampton Co.

In obedience to a decree of the Circuit Court of Southampton County, rendered in vacation - in the Chancery Cause of Ridley's Gdn & Ridley - on. the 3d. day of Sept 1889. The undersigned Commissioner reports to Court. that pursuant to Notice herewith filed, he proceeded, on this day, to take the depositions of B. E. Worrell and H. J. Barham. Gentlemen of experience and sound judgment, to be read as evidence in the above styled cause. And said Commissioner being required by the aforesaid decree to enquire and report to Court whether the interest of the infant defendant R. M. Ridley, will be promoted by the sale of the Timber as prayed for in the Plaintiffs' bill.,

2d. whether the rights of any person will be violated by such sale. and

3d. whether the price agreed upon is a fair and adequate one. &c., submits the following:

From the deposition of the Witnesses

herein before referred to. It will be seen that the interest of the Defendant, R. M. Ridley will be promoted by a sale of the Timber mentioned in the Bill. that the rights of no person will be violated by such sale, and that the price agreed to be paid, by Jno. A. Arrey dale, is a fair price for the said Timber.

The Commissioner calls the attention of the Court, Specially, to the depositions of the Witnesses, filed herewith, and upon which this report is based.

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

Com'r's fee $5.00
ch Plaintiff

Everett Waddey, Stationer and Printer, Richmond, Va. } Form No. 309.

Know all Men by these Presents, That we J. F. West and L. W. Doyle are held and firmly bound unto the Commonwealth of Virginia, in the sum of Two Thousand Dollars, to the payment whereof, well and truly to be made to the said Commonwealth of Virginia, we bind ourselves and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents, hereby waiving the benefit of our Homestead Exemptions as to this obligaiton, and any claim or right to discharge any liability to the Commonwealth arising under this bond, or by virtue of said office, post or trust, with coupons detached from bonds of this State. Sealed with our seals, and dated this 18th day of December one thousand eight hundred and Eighty nine.

The condition of the above Obligation is such, That if the above bound J. F. West shall faithfully perform the duties of his office or trust, as Special Commissioner under a decree of the Circuit Court of the County of Southampton, pronounced on the 18th day of November, 1889, in the suit therein depending under the name and style of Ridley's Gdn't Ridley & als: to Collect from Jno. A Arrington dec'd. one thousand and fifty dollars - for the pine timber on the tract of land mentioned in the papers of this cause - to execute a deed with special warranty to said Arrington dec'd for said timber - and to perform any and all duties under said decree or any other decree which may be entered in this cause then this obligation to be void, otherwise to remain in full force and virtue.

Signed, sealed and acknowledged in the presence of

J. F. West. SEAL.

L. W. Doyle SEAL.
By W. J. Sebrell, atty. in fact.

SEAL.

In the Clerk's Office of the Circuit Court of the County of Southampton:

This day L. W. Doyle by his attorney in fact suretyon the above bond, made oath before me B. F. McLemore, Clerk of the Circuit Court of the County of Southampton, that his estate after the payment of all his just debts, and those for which he is bound as security for others, and expect to have to pay is worth the sum of Two Thousand dollars; whereupon the said bond is admitted to record according to law.

Given under my hand this 18 day of December 1889.

Teste: B. F. McLemore Clerk.

Ridley's Gdin
5/ 148
A 3 3 Stat: Rules.

Ridley & als:

R. T. Ridley Pltff

v.

J. H. Ridley Trustee - J. R. Bryant - Exor of B. H. Merryman dec'd - Robt. Ridley - R. B. Ridley Sallie A. Lewis and Fanny Lewis her husband - Jno. A. Arrington dale + R. M. Ridley - an infant, by W. J. Sibrell his Guardian ad litem. Defts

1884. April 19.

Comm: to 1 May Rules -

1 May Rules " Comm: pd Ex cuted - Bill + Ex filed. Leave nisi -

2 May Rules: Bill taken for Confessed as to adults - and Cause set for hearing as to adults.

Ridley's Guard

v. Notice.

Ridley & others

Executed by delivering
a copy of this Notice to
each of the within
named defendants
Aug. 30 1889

J. Williams
Bailiff

To J.W. Ridley Trustee J.R. Bryan & Ex'rs of
B.W. Merryman decd & W.J. Rebell
Guard ad litem for R.M. Ridley

Take notice that on the 3rd
day of September 1889 I shall apply to
the Judge of the Circuit Court of Southampton
County, Virginia, for a decree to be entered
in the Chancery Cause now pending in
said Court, in which I am Plaintiff
and you and others are defendants;
styled "Ridley's Guard vs Ridley & others"
referring the matters in controversy in said
suit to One of the Commissioners of said
Court with instructions to ascertain and
report to Court the following facts:-

1. Whether the interest of the infant defendant
R.M. Ridley will be promoted by a Sale
of the timber as prayed for in the Plaintiffs
bill.
2. Whether the rights of any person will be
violated by such Sale.
3. Whether the price agreed to be paid by
Jno. S. Amingdale as set forth in the
Agreement filed with the plaintiffs bill
marked "Exhibit X" is an adequate and
fair price for said timber.

Respectfully
A.T. Ridley Guard R.M.
Ridley per Wilcox & Pruden
his Attorneys

Aug. 16th 1889

Ridley's Guards
vs
Notice
Ridley & others

1889 Aug 30th
Executed by serving
Copies of the writ on
N B Ridley and Robt
Ridley each in person

E W Maupin
Sgt.

To N. B. Ridley and Robt. Ridley:-

Take notice that on the 3d day of September 1889, I shall apply to the Judge of the Circuit Court of Southampton County, Virginia for a decree to be entered in the Chancery Cause now pending in said Court, in which I am plaintiff and you and others are defendants, styled "Ridley's Guard. v. Ridley & others" referring the matters in controversy in said suit to one of the Commissioners of said Court with instructions to ascertain and report to Court the following facts:

1. Whether the interest of the infant defendant R.W. Ridley will be promoted by a sale of the land as prayed for in the bill of the plaintiff.
2. Whether the rights of any person will be violated by such sale.
3. Whether the price agreed to be paid by Jno. H. Armistead as set forth in the Agreement filed with the plaintiffs bill marked "Exhibit R" is adequate and for a price of said land.

Respectfully
N. B. Ridley Guard. R.W. Ridley
by Wright Pruden
Attys.

Ridley's Chuch
vs. Z. Notice.
Ridley & others

We hereby acknowledge legal service of the within Notice

B. A. Lewis
P. C. Clerk

To Dallie A Lewis & Henry Lewis
her husband:

Take notice that on the 3rd day of September 1889 I shall apply to the Judge of the Circuit Court of Southampton County, Virginia, for a decree to be entered in the Chancery Cause now pending in said Court, in which I am plaintiff and you and others are defendants, (Styled "Ridley's Exor &c vs Ridley &others"), referring the matters in controversy in said Suit to one of the Commissioners of said Court with instructions to ascertain and report to said Court the following facts:-

1. Whether the interest of the infant defendant R M Ridley, will be promoted by a sale of the timber as prayed for in the plaintiffs bill.

2. Whether the rights of any person will be violated by such sale.

3. Whether the price agreed to be paid by Jno. A. Armistead as set forth in the agreement filed with the plaintiffs bill marked "Exhibit A" is an adequate and fair price for said timber.

Respectfully,
A. T. Ridley Exor &c.
Ridley for self & Annie
his attys

Aug 20/89.

N. J. Ridley
To
Merrymans Trustee

Deft 2

Abstract

"Exhibit A"

Ridley's Trustee
vs.
Ridley et al

Feb 19 chy Ct. M.

Abstract Inst. No. 7 M. Journal 62

Whereas N. J. Ridley stands justly indebted to B. W. Merryman of the County of Southampton, State of Virginia in the sum of Eight hundred dollars lawful money of the United States by his bond bearing date the 3rd day of December, 1886, with interest thereon payable from the date. And whereas N. J. Ridley desires to secure more effectually the payment of the said sum of Eight hundred dollars, with interest as aforesaid: Now therefore this deed made the 3rd day of December 1886. between N. J. Ridley of the first part J. Wm. Ridley Trustee of the second part, and B. W. Merryman of the third part Witnesseth: That the said N. J. Ridley for and in consideration of the sum of Eight hundred dollars to him in hand paid by the said J. Wm. Ridley before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged hath granted, bargained and sold, and by these presents doth grant, bargain, sell, release and confirm unto the said J. Wm. Ridley Trustee a certain tract or parcel of land, situate lying and being in the County of Southampton near the Three Creeks, containing 1400 acres, and bounded by the lands of Mrs Lewis, Parker, Rowland and others, and known as the Goodwyn

Deed

Tract. In Trust, nevertheless and for the following use, intent and purpose and none other, that if the said N.J. Ridley his heirs or assigns shall fail or refuse to pay to the said B.W. Merryman as above and the said sum of Eight hundred dollars specified in the said bond, with interest thereon ~~that~~ then the said William Ridley shall as soon after such failure or refusal, or said B.W. Merryman shall request, sell the said tract of land at public auction upon the premises for cash, first giving thirty days notice of the time and place of sale in three public places near where the said land is situated, and out of the proceeds of such sale, he shall first pay all costs and charges attending the execution of this trust, secondly pay to the said B.W. Merryman, his heirs or assigns the said sum of Eight hundred dollars with all the interest that shall have accrued thereon and remain unpaid, on whatever amount may then be due and the balance if any he shall pay to the said N.J. Ridley his heirs or assigns, and if the said N.J. Ridley shall well and truly pay and discharge the said bond then this Deed shall

be void, else shall remain in full force and virtue.

In witness whereof the said parties have affixed their hands and seals this the 3rd day of December 1886.

N. J. Ridley (Seal)
B. W. Merryman (Seal)

State of Virginia
Southampton County Towit

I Geo E Beaton a Justice of the peace for the County aforesaid in the State of Virginia, do certify that N. J. Ridley and B. W. Merryman whose names are signed to the writing above bearing date on the 3rd day of December 1886 have acknowledged the same before me in my County aforesaid.

Given under my hand this 3rd day of December 1886.

George E Beaton J. P.

Southampton County: In the Clerks Office Dec. 20. 1886.

The foregoing deed of Trust from N. J. Ridley to B. W. Merrymans Trustee, was this day received and with the certificate annexed admitted to record

Teste. E. B. Privett clk.

Ridley's Exrs

vs

Same

Ridley & als:

1889. May Rules

Cir: Ct.

Ex cepted Bray & W
1889. by delivering a
copy to this Summons to
J. W. Ridley & a copy to
J. R. Bryan & W. H. Dibrell
B. C. Bunn Dept

for J. H. Williams
D. M. P.

I hereby acknowledge
legal service of the within
John A. Amyett
for J. F. West, this attorney.

May 4

The Commonwealth of Virginia,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—Greeting:

WE COMMAND YOU TO SUMMON J. W. Ridley Trustee, J. R. Bryant Exr of B. W. Merryman dec'd Robt. Ridley, R. B. Ridley Sallie A. Lewis and Henry Lewis her husband Jno. A. Arrington and R. M. Ridley an infant by W. J. Sebrell her Guardian ad litem.

to appear at the Clerk's Office of our Circuit Court of Southampton County, at the Rules to be holden for the said Court on the first Monday in May next, to answer a bill in chancery exhibited against them in our said Court by N. T. Ridley. Gdn for R. M. Ridley.

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

Witness, ~~J. B. PRINCE,~~ B. F. McLemore Clerk of our said Court, this 19 day of April 188 7, in the 111th year of the Commonwealth.

B. F. McLemore C. C.

Ridley's Estate

Ex parte Swann

Ridley et als:

1889. 1st May Rules

Cir: Ct.

Executed by serving
Copies of the within
on Robt Ridley &
N.B. Ridley each
in person this 23d
day of Apl. 1889.

Ed W Mauffins
Sergeant

The Commonwealth of Virginia,

TO THE ~~SHERIFF~~ Sergt. OF ~~SOUTHAMPTON COUNTY~~ City of Southampton —Greeting:

WE COMMAND YOU TO SUMMON Robt. Ridley and J. B. Ridley

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 May next, to answer a bill in chancery exhibited against them & others in our said Court by N. N. Ridley Adm'r of R. M. Ridley

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

Witness, ~~J. B. PRINCE~~ B. F. McLemore, Clerk of our said Court, this 19 day of April 1889, in the 113 year of the Commonwealth.

B. F. McLemore C. C.

Henry Lewis

I hereby acknowledge
legal service of the
within Summons.

Henry W. Lewis

The Commonwealth of Virginia,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—Greeting:

WE COMMAND YOU TO SUMMON Henry Lewis

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 May next, to answer a bill in chancery exhibited against him & others in our said Court by N. P. Ridley, Jr'r of R. M. Ridley —

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

Witness, ~~J. B. Prince~~ B. F. McLemore, Clerk of our said Court, this 19 day of April 1889, in the 113th year of the Commonwealth.

B. F. McLemore C. C.

Sallie A. Lewis

I hereby acknowledge
legal service of the
within summons.

Sallie A. Lewis

The Commonwealth of Virginia,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—Greeting:

WE COMMAND YOU TO SUMMON Sallie A. Lewis

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 May next, to answer a bill in chancery exhibited against her brothers in our said Court by R. A. Reading Exr of R. M. Reading

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

Witness, ~~J. B. Prince~~ B. A. McLemore, Clerk of our said Court, this 19 day of April 188 7, in the 111 year of the Commonwealth.

B. A. McLemore C. C.

Ridley & Gadsden

Answer of
infant defendant
over 14 years
of age.

Ridley & ats

1889 June 17. Filed
B. & M. cc

Answer of R. M. Ridley infant over the age of 14 years to a Bill in Chancery exhibited against her and others in the Circuit Court for Southampton County by N. T. Ridley Guardian of the said R. M. Ridley.

For answer to the said bill the said R M Ridley answers and says that though under full age, she believes she knows what are her interests in the matters referred to in the bill; she believes the statements in said bill are true and that it will be to her advantage to sell the timber in the bill mentioned, and spend a portion of the proceeds in her education and invest the residue for her benefit. And now having fully answered, she prays hence to be dismissed &c

R. M. Ridley

County of Southampton to wit:—

This day personally appeared before me the undersigned a justice of the peace in and for said County, R. M Ridley and made oath that she believes the several statements made in the foregoing answer to be true. Given under my hand this 17th day of June 1889.

R. Frank Barham J.P.

N. T. Ridley

with Agreement.

J. A. Arrington dale

"Exhibit X"

Ridley's Order

vs

Ridley et al

This agreement made this 19th day of November 1888 between W. T. Ridley of the one part and John A. Amigdale of the other part Witnesseth that the said party of the first part has agreed to sell all the pine timber of the size of eight inches and upwards across the Stump on that tract a parcel of land situate in South Hampton County, Virginia containing fourteen hundred acres more or less, lying along three lanes, adjacent to the lands of B.E. Worrell and others and known as the Goodwin Farm, provided the said sale can or will be confirmed by the Judge of the Circuit Court of Southampton County. The said parties of the first part have also agreed to give the said party of the second part or his assigns the right of ingress and egress on said farm; also the right of way for a Tramway, and the right to erect upon and remove from said lands all such structures as the said party of the second part, or his assigns may deem necessary to enable him or them to cut and remove said timber from said land. In consideration of the above premises the said John A. Amigdale agrees to pay to such person as the said Circuit Court of Southampton County may designate the sum of One Thousand and Fifty Dollars in case this Sale is confirmed, as the

purchase price in full for said timber*. It is agreed also that the said John A. Arrnigdale or his assigns shall remove said timber from said land within ten 10 years from the date of confirmation of this Sale. Witness the following Signatures & seales the day & year first above written.

S. T. Ridley. (Seal)

John A. Arrnigdale (Seal)

T. W.

* Also the said John A. Arrnigdale agrees to allow two axe men to remove said timber & timber as may grow upon said land, the use thereof to be free of charge.

Ridley's Guar

Answer of

vs. Gdn ad litem

Ridley et als

1889. June 17 filed

B. F. Fn. ag.

The answer of W. J. Debell Gudn
ad litem to the infant defendant R.M.
Ridley, to a bill in Equity exhibited
against the said infant and others
in the Circuit Court for Southampton
County by N. T. Ridley Gudn of R.M.
Ridley.

For answer to said Bill the said Gdn
ad litem says that he is of the opinion
that the interest of said infant would
be promoted by a sale of the timber as
prayed in the Bill and an investment of
the proceeds as the law directs; & the said
infant by her guardian ad litem says
that being of tender years she knows but
little of the matters mentioned in said Bill
& she commits her interest to the protection
of the Court. And having answered he prays
to be dismissed -

W. J. DeBell,
Gdn. ad litem.

Virginia
Southampton County, to wit:-

This day personally
appeared before the undersigned R. F. Barham
a justice of the peace for said County
W. J. Debell Gudn ad litem of R.M. Ridley
and made oath that he believes the
statements made in the foregoing answer
to be true. Given under my hand this
17th day of April 1889.

R. F. Barham J. P.

Received of J. T. Wood Special
Comr. of the Circuit Court
for Southampton County in
the Chancery cause therein pending
styled Ridley's Guard v. Ridley &c
the Sum of Nine Hundred and Seventy
Four Dollars in full of said
Decree rendered under the decree
entered in the said cause at
the Nov. Term 1889 of said
Court.

A. T. Ridley Guard of
R. M. Ridley

Jan 25. 1890.

(1)

Received of J. F. Mark Special
Comr. of the Circuit Court of
Smith county in the chancery
cause of Ridley's Exrs vs. Ridley &c
now pending in said Court Forty
& 00/100 Dollars in full of all costs
in said suit.

$40.00

R. F. McLaurin Clerk of
the Circuit Court.

Jan 26/90

Ridley's Exrs

vs. Spiel Comrs.

Report.

Ridley & als.

Ridley's Ques'n.
vs
Ridley et als.

To the Honorable [redacted] D. Hill Judge of the Circuit for Southampton County.:

The undersigned, Spec'l Commissioner, begs to report that pursuant to the decree entered in the above styled cause at the November Term 1889, he accepted the bid of John A. Armigdale of $1050. for the timber in the bill and proceedings mentioned, collected said amt. from said Armigdale and executed to him a good and sufficient deed, with Special Warranty, for the said timber. That in obedience to said decree he has made the following distribution of the said sum of $1050. to wit:

To Cash pd. R.F. McLemore Clerk	
Costs in above suit	$40.50
To Comm'rs of Spl Comm.	30.
To costs of deed to Armigdale	5.50
To Cash pd N.T. Ridley Ques'n for R.M. Ridley (the bal in my hands).	$974.
	$1050.00

Your Commissioner returns herewith the receipts of R.F. McLemore Clerk and N.T. Ridley Ques'n for R.M. Ridley for the amounts paid them.

Your Comm'r has given the bond required of him by the above referred to decree.

Respectfully Submitted.

J.F. West, Spec'l Comm'r.

Virginia. In the Clerk's Office
of Sussex County:

I, Jno. D. Owen, Clerk of the County Court of Sussex County, hereby certify that the land books in my office shew that L.W. Doyle owns real property in this County the assessed value of which is $2670; that the property books shew that said L.W. Doyle owns personal property the assessed value of which is $655; that the records shew no encumbrances upon his realty or personalty except a trust deed for $250. on a portion of his real estate; and that I would not hesitate to accept said Doyle as surety on a bond in the penalty of Two Thousand Dollars. Given under my hand this 24th day December 1889.

Jno. D. Owen Clk

Doyle & Mc.

To. Power ally

Schell vs. J.

Ridley's Heirs

vs.

Ridley & al.

Know all men by these presents
that D. L. W. Doyle of Sussex County
Virginia, do hereby make, constitute and
appoint W. J. Sebrell of Southampton County
Virginia, my true and lawful attorney
in fact for me and in my name to
sign, seal, acknowledge and delivery, as
surety, a bond in the penalty of Five Thousand
Dollars required to be executed by J. F. West
Special Commissioner by a decree entered
by the Circuit Court of Southampton County,
on the 18th day of November 1889 in the
Chancery Cause therein pending styled
Ridley's Heirs vs Ridley &als. And generally
to my said attorney I give full power
and authority touching the premises to do,
execute, perform and finish in all
things in as ample a manner as
I might do if personally present; hereby
ratifying and confirming all lawful acts
done by my said attorney in virtue hereof.
Witness my hand and seal this 19th day of
December in the year 1889.

D. L. W. Doyle. (Seal)

Virginia,
Sussex County, to wit:-

I, David May Jr a Justice of the
Peace in and for the County of Sussex in
the State aforesaid do certify that L. W. Doyle
whose name is signed to the Power of Atty
above written bearing date on the 19th
day of December 1889 has acknowledged

the same before me in my County and
State aforesaid; and I do also certify
that the said L.W. Doyle also made oath
before me this day that after paying his
just debts and waiving the benefit of
his homestead exemption his estate is
worth the sum of Five Thousand — Dollars.
Given under my hand this 19th day of
December 1884.

David Mays, Jr. J.P.

Southampton Circuit Court: May Term 1890.

Ridley's Gdn

vs

Ridley & als: } Decree

This day this cause came on to be further heard, on the papers formerly read, the report of Com'r J.T. West, filed during the term, showing collection of the purchase money for the timber in the proceedings mentioned, the proper disbursement of same, supported by sufficient vouchers, & the Execution of a deed to the purchaser, to which report there is no Exception, and was argued by Counsel. On Consideration whereof the Court doth confirm the said report, and doth adjudge, order and decree that a Commissioner of this Court Enquire and report what amount in fee would be equal to the life Estate of N.T. Ridley in the aforesaid purchase price for said timber. Which account the Commissioner will audit and report to Court, together with any other matters specially stated deemed pertinent by himself or which

may be required to be so stated by any interested party.

A Copy - Tests: B. F. McLemore C.C.

We acknowledge legal service of the within Notice, this 12th day of Augt. 1890.

N. B. Ridley

R. Ridley

Co. Solicitor
Gdn. ad litem &c.

Ridley's Guardian
vs
Ridley &c.
1890. Augt. 22

COMMISSIONER'S OFFICE,

COURTLAND, VA., Aug 9th 1890

To N. B. Ridley - Robt Ridley, & others

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

"What amount, in fee, will be equal to the life Estate of N. T. Ridley in the purchase price of the Timber recently sold from the farm of R. M. Ridley".

required to be taken by a decree of Southampton Circuit Court, rendered at the May term, 1890, 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. F. McLemore Commissioner.

To the Sheriff of Southampton county to execute.

We Acknowledge legal service of the within Notice. this 20 day of Augt. 1890.

D. W. Lewis
Sallie A. Lewis

Ridley's Guardn
vs
D. W. Lewis &c.
Ridley Qs
1890. Augt. 22

COMMISSIONER'S OFFICE,

COURTLAND, VA., Aug 9 1890

To Mrs Sallie A. Lewis and
Henry Lewis, her husband - & others.

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

"What amount, in fee, would be equal to the life Estate of N. J. Ridley in the purchase price of the Timber recently sold from the farm of R. M. Ridley-

required to be taken by a decree of Southampton Circuit Court, rendered at the May *term, 1890, 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. F. McLemore *Commissioner.*

To the Sheriff of Southampton county to execute.

Ridley's Gdn
2" Report. 130
Ridley & als:
1890. Aug: 27. filed

Commissioner's Office
Courtland Va.
August. 22nd. 1890

To the Circuit Court of Southampton County.

Pursuant to a decree of the Circuit Court of Southampton County rendered at the May Term 1890. in the Chancery cause of Ridley's Guardian Ridley & als: the undersigned Commissioner reports to Court, that on the 9th day of Augt. 1890 he issued notices against the several parties requiring them to appear before him, at his Office, on the 22d. day of Augt. 1890; that legal service of said Notice was acknowledged by the parties interested., that none of the parties save the Complainant; N. J. Ridley, appeared before the Commissioner in obedience thereto. Whereupon your Commissioner proceeded to ascertain what amount, in fee, would be equal to the life Estate of N. J. Ridley in the purchase price of the timber mentioned in the proceedings of this cause. And submits the following report: The net amount of the timber sold is $974.00, the interest on which

said amount, for one year, at 6%. is $58.44
which multiplied by $11.15, the present
value of an Annuity of one dollar, at
the age of forty seven. (that being the age
of the Complainant, N. T. Ridley) gives
$651.60, as the gross amount of the life
Estate of the said Complainant.
A Copy of the decree under which
this report is made, and the Notices
of the time and place of taking the
same, are herewith filed.

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

Commissioner's fee
$5.00 charged to Plaintiff.

Ridley's Gdn

D" Gdn Bond

Ridley & als:

1890. Jany 7. filed.

B. F. M. cc.

Know all men by these Presents, That we Nathaniel T. Ridley and J. Williams Ridley -

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

Contains detached from Bond of this

Sealed with our seals and dated this 7 day of January A. D. 18 90

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

Nath'l T. Ridley

Guardian of Roberta M. Ridley

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.

N. T. Ridley. SEAL

J. W. Ridley SEAL

SEAL

SEAL

Receiver of B.F.W. Lemon. Clerk.
Fifteen Dollars alty for taxes
in Suit of Ridley & Gust vs. Ridley et al.

J. F. Clerk

Jan 20/90

H. T. Ridley Guardian for R. M. Ridley &c Plaintiffs
against &c
J. N. B. Ridley, Robt Ridley, Jno. A. Amis dale, Dallie A Lewis and Henry A. Lewis her husband, J. M. Ridley, Trustee, J. R. Bryant Exor of B. D. Merryman decd. and R. M. Ridley an infant by W. J. Schell his guardian ad litem — — — Defendants.

This day this cause came on to be heard in vacation, pursuant to Notice which has been duly served upon each of the defendants, upon the bill of the plaintiff taken for confessed as to the adult defendants, the Answer of W. J. Schell, a practising Attorney of Southampton County, who was assigned guardian ad litem to the infant defendant R. M. Ridley to defend her interest in this suit, duly sworn to, and the answer of the said R. M. Ridley duly sworn to, she being an infant over the age of fourteen years, to which several answers the plaintiff by Counsel replied generally and issue joined 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 is directed to enquire and report to

the Court.

1. Whether the interest of the infant defendant R M. Ridley will be promoted by a sale of the timber as prayed for in the plaintiffs' bill

2. Whether the rights of any parties will be violated by such sale.

3. Whether the price agreed to be paid by Jno. A. Armingdale as set forth in the agreement filed with the plaintiffs bill marked "Exhibit X" is an adequate and fair price for said timber.

C. P. Hill
Judge

Ridley's Estate
187
Decree
vs.
Ridley's Heirs

Be entered
Chancellor
Finn
Feb 3: d 1869

Oct 25

Ridley Pleas

vs Decree

Ridley does

To be entered

Nov. 18/89 Cmshie

Entered folio 362

Ridleys' Exors
vs. }
Ridley & others

Decree.

This day this cause came on to be again heard upon the papers formerly read and upon the Report of Comr. B.F. McLemore filed Oct. 25th 1889, to which there is no exception and was argued by Counsel: On consideration whereof the Court approving said Report of Comr. McLemore, doth confirm the same and doth adjudge ordr. and decree that J.F. West ~~I~~ who is hereby appointed a Special Commissioner for that purpose accept the bid of One thousand and ($1050/) Fifty Dollars made by John A. Amingdale for all the pine timber of the size of eight inches and upwards across the stumps on that tract or parcel of land situate in Smithsonian County, Virginia, containing 1400 acres known as the "Goodnie Farm" mentioned in the plaintiffs bill, collect said amount, and execute to the said John A. Amingdale a good and sufficient deed with Special Warranty, for the said pine timber upon said tract of land pursuant to the agreement filed with the complainants bill marked "Exhibit X", and report to Court.

The Court doth further adjudge, order and decree that the said J.F. West

Special Commissioner as aforesaid, out of the amount so collected pay the unpaid costs of this suit and then ~~deposit~~ pay the residue of said account to the ~~Clerk of this Court~~ in the Petersburg Savings and Insurance ~~Company~~ legally qualified guardian of R. M. Ridley. But the said Commissioner shall not pay over the said sum to such legally qualified guardian until said guardian shall have entered into additional bond with approved security in the penalty of at least $2000; and if said guardian fail to give such additional bond within ninety days from the entering of this decree, then the said Commissioner shall deposit the said account in the Petersburg Savings and Insurance Company's Bank, Petersburg, Va., to the credit of this cause, taking interest bearing certificates therefor and file the same with the papers in this cause, and said certificate thereof when so filed shall be a discharge of said Commissioner for the account so deposited.

But before the said Commissioner shall act under this decree he shall enter into bond in the penalty of $2000 - with security to be approved by the Clerk of this Court, conditioned

according to law for the faithful
discharge of his duty under
this or any other deem in this
cause.

Ridley Bon
vs 33 Decree
Ridley Jo.

1890 May Term
To be entered.
C M Hill

406

Ridleys Exrs
vs
Decree

Ridley et.
This day this Cause came on to be
further heard on the papers formerly
read, the report of Comr. J.F. Ebert
filed during the term, showing collection
of the purchase money for the timber
in the proceedings mentioned, the proper
disbursement of same, supported by
sufficient vouchers, ~~to take~~ the execu-
tion of a deed to the purchaser, to
which report there is no exception
and now argued by Counsel. On consider-
ation whereof, the Court doth confirm
the said report and doth accordingly
and decree that a Commissioner
of this Court require and report what
amount in fee simple be equal to the
life Estate of N.T. Ridley in the aforesaid
purchase price for said timber,
which account the Commissioner
audit and report to Court together
with any other matters specially
stated deemed pertinent by the
parties or which may be required to
be so stated by any interested
party.

Ridleys Gdn
vs
Deere
Ridley & others 121

Nov Term 1890
To be entered.

Ridley Gdn
vs
Ridley & others

3 Decree.

This day this cause came on to be again heard on the papers formerly read, the report of Comr McLemore filed Aug 27. 1890. to which there is no exception and was argued by Counsel. On consideration whereof, the Court doth adjudge order and decree that the said report be and the same is hereby confirmed. And it appearing from the said report that the sum of $651.60 in fee vested be equal to the life Estate of N. T. Ridley in the purchase price of the timber recently sold in this cause. and the said N. T. Ridley being willing to accept the said sum in lieu of his life estate in the whole of the purchase money, the Court doth adjudge order and decree that the said N. T. Ridley Gdn vs out of the said purchase money pay himself the said sum of $651.60 in lieu of his life estate in the whole purchase money, and that he charge himself as Gdn of R M Ridley with the balance of said purchase money. And nothing further appearing necessary to be done in this cause it is ordered to be removed from the docket.