

1895-03

Southampton County Chancery - Bradshaw, W. F. (adm.) vs Williams, J. W. (adm.) et als.

Sale of real estate
to settle debt.

Doles, D. L. (dec.)

st
James, Henry (dec.)
James, Watt
" , Richard H.
" , Ananias
" , W. H.

Dolus adun for 12
Bill
or 3
3
Ex luteo
Ionus adun 12 als

To The Honorable E. W. Bliss Judge of the circuit
court of Southampton in chancery sitting

Humbly complaining your Orator
W. F. Bradshaw administrator of D. T. Dole
dec'd who sues for himself and all the other
creditors of Henry Jones dec'd who will come
in and bear their share of the costs of this
suit sheweth unto your Honor that in
June 1890 Henry Jones closed departed
this life intestate leaving a small tract of
land in Southampton county containing 20
acres and the following children, Watt Jones
Richard H. Jones, Annanias Jones, and W. H.
Jones his distributees and heirs at Law and
that at the Term 1890 of the county
court of Southampton his estate was committed
to the hands of J. W. Williams sheriff of
Southampton for administration as will
more fully appear by a copy of the order
appointing the said Williams Surrogate
files marked exhibit A and prayed to
be taken as a part of this bill

Your Orator states further that on the
31st of October 1890 he obtained a judgment
on the said estate for \$7,555.70c with interest
from the 1st day of October 1890 and \$3.10c
costs which has been docketed all of which
will more fully appear by a certified

copy of the said judgment ~~summons~~ filed
marked exhibit B and prayed to be taken as
a part of this bill

(Your Orator states further that he
has had an execution issued on this
judgment which has been returned on
assets and as far as your Orator knows
and believes the said Henry Jones has
left no estate except this small tract ^{off-land}
out of which his debts can be paid

relief
(In tender consideration whereof
and inasmuch as your Orator is without
except in a court of equity where such
matters are peculiarly cognizable he therefore
prays that J. W. Williams administrator of
Henry Jones dec'd, Matt Jones, Richard Jones,
Ananias Jones, and Wm G. Jones, may be made
parties defendant to this bill and that the
court would compel them as free and
perfect answer make to the allegations therein
contained as if they had been themselves sworn
fully and specially interrogated and that
the court would order all the necessary
accounts to be taken and if it should appear
that there is no personal estate then that
the court would order the sale of the real
estate in this bill mentioned to pay your
Orator's debt, and that the court would

grant such other and general relief The
Justice considered as equity may dictate
and the nature of his case may require
and as in duty bound your Orator will
ever pray he

Thomas & Long,

W. F. Bradshaw. Admin
of D. L. Dole's dec^d. who sues
for himself and all other creditors
of Henry Jones, dec^d. who will
come in and bear their share
of the costs of this suit. } Plffs.

Against
J. W. Williams, Shff. and as
such Administrator of Henry
Jones, dec^d. Watt Jones.
Richard H. Jones. Amicus Jones.
& H. H. Jones. } Defs

1890. Dec 8. Process up^d to 2 Dec: Rules.

" 2^d Dec Rules: Process Execut^d in all
parties except W. H. Jones.

~~1891. 1st Jan.~~ " Bill & Ex: filed & de-
nied except at H. W. H. Jones.

1891. 1st Jan. " Bill taken for confessed
and cause set for
hearing as to all par-
ties except W. H. Jones.

Dolls' adum for me
as B Deeres
Jones adum is also

May Term 1891

Tobacco
C.H.H.

Ant \$ 464

Jones admr for re

vs

Jones admr & als

This day this cause came on to be heard on the plaintiffs bill taken for confessed as to the defendants J. W. Williams admr of Henry Jones dec'd Matt Jones, Richard H. Jones, ^{and} Amarias Jones and exhibits filed and was argued by counsel On consideration whereof the court doth adjudge, order, and decree, that one of the commissioners of this court take the following accounts 1st An account of J. W. Williams' transactions as a administrator of Henry Jones dec'd 2nd An account of the actual and annual value of all the real estate wherof the said Henry Jones dec'd seized and possessed and all the debts outstanding against the said state their dignity and priorities and report the said accounts to court together with any matters especially stated deemed pertinent by himself or which he may be required so to state by any of the parties interested

Sauthampton County Court, Oct Term 1890.
Henry Jones having departed this life
intestate more than three months ago,
and no person having applied for ad-
ministration of his goods and chattels:
On motion of W. F. Bradshaw, it is order-
ed that the estate of said decedent be
committed to the hands of J. W. Williams
Sheriff of this County, to be by him
administered according to law.

A copy

Teste B. F. McLenore C. C.

Wales Adm^r for oc
vs } Sum.
Jones Adm^r et als

1890. 2 Dec Rules

Gen. l. b.

Executed by delivering
a copy of this Sum^s to
each of the within named
parties except those who
cannot be found

Dec. 12th 1890 J. H. Cobb dep^y for

J. W. Williams Sh^{ff}.

350
2.

X

THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—Greeting:

WE COMMAND YOU TO SUMMON

*J. W. Williams Sheriff. & as
such Admin of Henry Jones dec'd, Matt Jones
Richard W Jones Ananias Jones & H. H. Jones*

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 *9th* Monday in *Dec 1890* next, to answer a Bill in Chancery
exhibited against *them* in our said Court by *W. F. Bradshaw Admin of
H. L. Daley Dec'd, who sues for himself and all other
creditors of Henry Jones who will come in and bear
their share of the cost of this*

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

WITNESS, B. F. McLEMORE, Clerk of our said Court, at the Courthouse, this *8* day of
Dec, 1890, in the 115th year of the Commonwealth.

B. F. McLimore C. C.

Dole's Adm'r. for ex.

et

Jones' Adm'r & alv:

I certify that the Bond required of Special Com-
missioner, Wm Shand. in the above styled cause,
has been given with approved security.
Given under my hand this 14th day of Oct
1892.

B. F. McLeod C. J.

Receipt
from

Mr. B. Shands

\$ 25-

November 29 - Recd from William
Shandis commission in the case of
Johs admiral vs Jones admiral. The
sum of \$20 for bringing suit
and \$5 for writing deed to Mark Vick
William B. Shandis
attorney at Law

Received of Wm Shande Special Comr
in case of Doles admr to Jones
admr \$18.⁵⁷ as payment in
full of the amount in his hands
for us.

R. M. Stephenson.

By W. P. Vick.

Courtland V^a Aug 21/93

In Southampton *Justice* Court,

Oct. 31st

Term, 18*90*

M. F. Bradshaw Admin^r of

D. L. Dolex

Pltff.

In *Debt*

Against

J. H. Williams, Admin^r of

Henry Jones

Def.

Judgment for the Plaintiff against the Defendant for \$ *75.⁵⁷* with
legal interest thereon from *1st* day of *Oct*, 18*90*, till paid,
and costs, \$ *3.¹⁰*

Extract:

Teste:

B. F. M. Lemore C. C.

Clerk will please copy the order committing
Henry Jones et al to the hands of J. W. Williams
sheriff and file with the vice "a"

Chancery is done

and they out \$11⁰⁰ was paid
by us to Mrs Ella Exum
on account of debt due her
by said Board. Board how to pay her
direction Shands for a copy

Received of Wm Shand Special Comr
in chancery court of D.C. adms for
re vs Jones adms re \$11⁰⁰ as pay-
ment in full of out in his
hands for said

W F Bradshaw
Admr of D.C. D.C.
per Shandson

Recd. of W. ~~Shand~~ ^{Conrad} atty. Two $\$1.00$ dollars for
for "filling" land in case of Dale Adams
vs. Jones.

J. W. Williams

Dec 11 th 1893

Crier

Dolls' a dnr for K
to Report of Special Com
W Shand
Jones a dnr r ad

Sale of 18 acres of land belonging
to Henry Jones decd. sold to
Wm. P. Vick at public auction on
Nov 21st 1892 he being the highest
bidder for cash

To sale of land		\$81.00
" Cms. Trean	\$4.05-	
" paid W.B. Shand	20.00	
" " writing deed	5.00	
" " auctioneer	2.50	
" " Costs	19.77	
" " W.F. Broadshaw	11.11	
" " W.P. Vick	2.00	
" " R.M. Stephens	16.57	
	\$81.00	\$81.00

Money all paid out. & receipts
herewith filed & deed with
special warranty made
purchaser for property sold
herein respectfully submitted
Wm Shand
Special Care

Dolls adms fross
vs } Final Decree
Jones adms rods

To be entered
Robert R. Meates
Sept 24, 1895

Dobbs admors for se
vs } Final Decree
Jones admors se

This day this
cause came on to be
heard on the papers formerly
read and upon the report
of Special Comr Woodhams
showing of sale of property in the
bill and proceedings mentioned
& making of purchases ^{W. P. Vick} a deed
with special warranty for the
some and disbursements of proceeds
supported by proper vouchers
to which report no exceptions
have been filed and was
argued by counsel. On
consideration whereof the Court
doth adjudge order and decree
That said sale and report
be confirmed and there
appearing nothing further
to be done in this cause
ordered That the same be
removed from the docket

Commissioner's Office
Southland, Va.

October 22. 1891.

To the Circuit Court of Southampton County.
Pursuant to a decree of the Circuit Court
of Southampton County, rendered at the
May term 1891. in the Chancery Cause
of "Doler Admin & Jones" Admin & also: the
undersigned Commissioner reports to Court.
that on the 1st day of October 1891 he issued
Notices against the parties to this suit
requiring them to appear before him, at
his Office on the 22nd day of October 1891,
at which time and place he should pro-
ceed to take the several accounts required
by the aforesaid decree; that said notice
has been returned Executed.

Whereupon your Commissioner proceeded
to take and settle the account of the
transactions of J. N. Williams, Sheriff &
Admin of Henry Jones, dec'd. and find
a balance due the said Administrator
of \$2.⁰⁰ with interest thereon from the
1st day of November 1891 till paid. which
said amount is due as Costs of Admin-
istration. the Administrator having received
nothing from said Estate.

2nd. An account of the fee simple and
annual value of the real estate whereof

Henry Jones died seized and possessed, showing
the fee simple and annual value thereof; — and
reports: That Henry Jones, at the time of his death
was seized of a small tract of land, containing
18 acres, assessed at \$75.⁰⁰. — the annual value
of which is set down at \$7.⁰⁰.

The Commissioner, (having first advertised the
time and place, by putting notice at the Court
house door, as required by law) has taken
and filed herewith, an account of the
debts outstanding against said decedent or
his estate, which said debts amount to \$110.⁰²
to wit: 1st Balance due the State. \$2.00,
2nd Acct: due R. M. Stephenson, for Coffin & burial
expenses. \$16.⁵². 3rd Judgment in favor of W. F.
Bradshaw Admr of D. L. Deles, \$83.⁵⁸. ~~4th~~
4th An account due R. M. Stephenson, of \$7.⁹² —
Aggregating \$110.⁰².

The several accounts
herein referred to, together with the notice
of the time and place of taking the same,
are herewith filed.

Respectfully Submitted.

B. F. McLeod

Clerk in Charge

Commissioner's

fee \$5.⁰⁰. ch 31st 1885.

An account of the fee simple and annual value of the real estate wherof Henry Jones died seized and possessed. reported by B. F. McLeمود, Commissioner in Chancery of the Circuit Court for Southampton County. May 1. 1892.

	Fee Simple	Annual
18 Acres of land. valued at:	\$75.00	\$7.50

Respectfully Submitted.

B. F. McLeمود
Comm'r in Chancery

Southampton County Court: May Term 1891
Dole's Adm'r for &c.

vs

Jones' Adm'r & als:

This day this cause came on to be heard, on the Plaintiff's bill taken for confessed as to the defendants J. H. Williams Adm'r of Henry Jones, dec'd. - Richard H. Jones, Watt Jones and Ananias Jones, and exhibits filed - and was argued by Counsel.

On consideration whereof the Court doth adjudge - order and decree, that one of the Commissioners of this Court take the following accounts:

- 1st - An account of J. H. Williams' transactions as Administrator of Henry Jones - dec'd. -
- 2^d - An account of the actual and annual value of all the real estate whereof the said Henry Jones died seized and possessed - and all the debts outstanding against the said estate - Their dignity and priority - and report the said accounts to Court - together with any matters specially stated deemed pertinent by himself or which he may be required so to state by any of the parties interested.

Attest: J. P. McLennan C. J.

COMMISSIONER'S OFFICE,

JERUSALEM,

Sept. 1

1896

To the Creditors of the Estate of

Henry Jones

deceased, and all others concerned.

You are hereby notified, that ~~at the request of~~
~~Administrator of the estate of the said~~

*by decree of the Circuit Court
of Southampton County*

~~deceased,~~

I have appointed the *22nd* day of *October*

next, at my Office, for receiving

proof of 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 a Commissioner of the County Court of Southampton County, the day and year first aforesaid.

B. F. McLenore

Commissioner.

Doris Adult. for &c
No. 3 Notice
Jones' Adultal.
1891. Oct 22

Executed Octo. 16th 1891
by delivering a copy of
this Notice to each of
the within named
parties.

J. W. Williams
Suffr

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X

COMMISSIONER'S OFFICE,

COURTLAND, VA., Oct 1. 1891.

To H. F. Bradshaw Admin. D. L. Dolan dec'd, J. W. Williams, ^{shd}
+ Admin. Henry Jones dec'd, Matt Jones. Richard H. Jones.
Anson Jones and W. H. Jones

You are hereby notified that I have fixed upon the 22 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 An account of J. W. Williams transactions as Admin.
of Henry Jones dec'd
- 2nd. An account of the actual and annual value of all
the real estate wherof the said Henry Jones. did seized
and possessed
- 3rd. An account of all the outstanding debts against
the said estate their dignities and priorities, together with
any other matters specially stated deemed pertinent by himself
or which he may be required so to state by any inter-
ested party -

required to be taken by a decree of Southampton Circuit Court, rendered at the May
term, 1891, in a suit in Chancery depending in said Court, in which you are parties, plain-
tiffs 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. McLaughlin Commissioner.

To the Sheriff of Southampton county to execute.

An account of the debts outstanding against the Estate of Henry Jones, dec^d. - reported in obedience to a decree of the Circuit Court of Southampton County - rendered at the May term 1891. in the Chancery Cause of Doles' Adm^r for H. R. Jones. Adm^r & al^s: Oct 22. 1891.

1. Req:	To amo: due J. H. Williams, Adm ^r		
	as per Administration acct	2.00	2.00
	Judgment in favor H. F. Bradshaw		
2 ^d Req	Adm ^r of D. L. Doles, dec ^d	75.57	
	Int: from Oct 1/90 to Oct 1/91	4.91	
	Costs -	3.10	83.58
			85.58
	Acct: due R. M. Stephenson		
1. Req:	for Coffin, burial expenses &c.	16.57	16.57
3 " "	Acct: due R. M. Stephenson	7.92	7.92
1 " "	" " " W. P. Beck	110.07	110.07
	Respectfully Submitted	2.00	112.07

B. F. McLennan,
Com^r in Chancery

The Estate of Henry Jones, dec'd.
In Acct with J. W. Williams, Shff & Adminr

1890

Oct.

To Order of Application

"

To amt Clerk's fees and
Cost of Administration

\$ 2.00

1891

Nov.

To Balance due Administ. \$ 2.00
with interest thereon from
This day till paid.

Respectfully Submitted.

B. F. M. Lennard,

Cmr in Chancery.

Shand

to }

COMMISSIONER'S
BOND.

Commonwealth.

1892. Oct. 14. filed.

Know all men by these Presents, That we, William Shands
and Wm B. Shands

are held and firmly bound unto the Commonwealth of Virginia, in the sum of
one hundred & fifty 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 obligation,
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 14 day of October one thousand
eight hundred and ninety two.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the above bound
William Shands
shall faithfully perform the duties of his office or trust, as Special Commis-
sioner

under a decree of the Circuit Court of the County of Southampton
pronounced on the 6 day of May, 1892, in the suit therein
depending under the name and style of "Dexter Adams, Jr. against
Jones' Admin & als"

then this obligation to be void, otherwise to remain in full force and virtue.

Signed, sealed and acknowledged in
the presence of

William Shands
Wm B Shands



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

This day Wm B. Shands

surety on the above bond, made oath before me, B. F. McLennan 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 one hundred
& fifty dollars.

Given under my hand this 14 day of October, 1892.

Teste: B. F. McLennan Clerk.

Dolls' admr for vs

vs 3

Jones admr vs als

Decree

This day this cause came on again to be heard on the papers formerly made and the report of Commissioner B. F. McLean of J. W. Williams Transactions as administrator of Henry Jones dec'd and an account of the debts outstanding against the said estate and the actual and annual value of all the real estate whome the said Henry Jones died seized and possessed and to which accounts no exceptions have been filed and was argued by counsel. On consideration whereof the court doth adjudge order and decree that the said reports be confirmed and it appearing to the court from the said reports that the 18 acres of land left by Henry Jones will not pay the debts in five years. The court doth further adjudge order and decree that William Shandas who is hereby appointed a special commissioner for that purpose shall after having given at least twenty days notice of the time and place of sale by public advertisement both at Courtland and in the immediate

vicinity of the said land proceed
to sell at Courtland or some county
court day at public auction to the
highest bidder the 18 acres of land
whereof Henry Jones died seized and
propagated on the following terms to wit
one half cash and the balance on
a credit of twelve months taking from
the purchaser bond with approved security
carrying interest ^{from date}, but the purchaser
has the option if he so desires of
paying the whole of the purchase
money in cash ^{and taking a deed} and report his proceedings
to court in order to a further decree

But the said William Shands
shall not proceed to sell under this
decree until he shall have executed
in the clerk's office of this court a
bond in the penalty of one hundred
and fifty dollars ^{with good and sufficient security} conditioned for a
faithful performance of this decree
and any other articles may be entered
in this cause