1909-45 Southampton County Chancery - Haskings, Thomas J. (Gdn.) vs Ricks, Helen L. et als

sues to have dower interest awarded; interest of infants in the estate be sold and proceeds be invested for them; other orders & decrees be processed as legally ordered.

Ricks, Robert A. (minor)
Ricks, Sallie H.
" , F.T.
Read, Lillie A.
Vaughan, Mrs. L.W.

IN THE CIRCUIT FOR THE COUNTY OF SOUTHAMPTON,STATE OF VIRGINIA.

To the Hon.R.R.Prentis,Judge of the Circuit Court of the County of Southampton,in the state of Virginia.

Your orator,Thos.J.Haskins,guardian of Helen L.Ricks and Robt. A.Ricks,both infants under twenty-one years of age,complaining, ~~th~~ showeth unto the the court that the said Helen L.Ricks and Robt. A.Ricks,are entitled to the fee-simple estate in a one-fourth undivided interest in a tract of land lying,situate and being in Franklin District,in the County of Southampton,State of Virgin -ia,of which the late Collin A.Ricks died seised and possessed, containing about 345 acres,and adjoining the lands of W.W. Webb, S.B. Britton, Lucy M. Biggs, J.N. Gray and others, which is the only real estate ~~of interest in real estate~~ or personal property owned or possessed by the said infants.The said land deseended from the said Collin A.Ricks to his four children,R.A.Ricks,the father of the said infants,F.T.Ricks,Mrs.Lillie A.Read and Mrs.L.W.Vaughan, ~~the~~ three last named living,Mrs.Read and Mrs.Vaughan having been Ricks before their marriage.That on April 26th 1891 the said Robt.A.Ricks died,seised and possessed of this and other land in Southampton County,and oweing considerable debts.That it took all the personalty that he left and all the realty that he owned except this interest in this land to satisfy his debts.The said infants are both under the age of fourteen years. F.T.Ricks, Mrs.Lillie A.Read and Mrs.L.W.Vaughan would be the heirs of the said infants if they were dead.The said infants possess no personal estate at all.The said Robt.H.Ricks left only these two infants and his wife, ~~Sallie~~ H.Ricks.The said Sallie H.Ricks has never been endowed of any part of the lands left by her husband,

she having been the creditor in whose behalf his other realty was sold to pay his debts as above stated, and having set up no claim to dower in the suit in which said land was sold. Your orator therefore beleives that the said Sallie H. Ricks is entitled to her dower interest in the realty of her late husband out of the said land above described. Your orator further states that the farm is rapidly depreciating in value and continue to do so if not sold. That F.T. Ricks and Mrs. Lillie A. Read have agreed to sell their interests in said land to Mrs. L.W. Vaughan for the sum of five hundred dollars each and that the said Mrs. L.W. Vaughan, of her husband, is willing to give the sum of five hundred dollars for the interest of the late Robt. A. Ricks in said land, and your orator beleives that that is a fair price for the said land and that it will be greatly to the interest of the said infant children to sell the same at said price. Your orator states that F.T. Ricks is now living in Raleigh, N.C., Mrs. Sallie H. Ricks and the said infants are living at Woodworth, N.C. and Mrs. Lillie A. Read in Mecklenburg Co., Va., so that none of the parties in interest except Mrs. L.W. Vaughan live near enough to said land to look after it in the slightest degree, and hence the buildings are going down and the place in general will be worth very much less in a few years than it is now unless it be sold. Your orator further states that the rights of no person will be violated by sale of the said interest in said farm. Your orator further states that ~~To the end there of~~ the January ~~day of~~ Term 1897, he qualified as guardian for the said infant defendants before the County Court of the County, of Mecklenburg state of ~~North Carolina~~ Virginia, giving bond in the sum of $750.00 as will more fully appear by a copy of the order appointing him as said

guardian which is herewith filed, marked exhibit ''A'' and prayed to be read as a part of this bill.

Your orator further states that the rights of no person will be violated by a sale of the said interest in said land.

To the end therefore that justice may be done, and forasmuch as your orator is remediless in the premises save in a court of equity, he prays that the infants Helen L.Ricks and Robt.A.Ricks, and the adults Sallie H.Ricks, F.T.Ricks, Mrs.Lillie A.Read and Mrs.L.W.Vaughan, be made parties defendant to this suit ; that a proper guardian ad litem be appointed for said infants ; that the said parties and the said guardian ad litem be required to answer this bill ; that the said interest of said infants in said tract of land be sold ; that such order may be made assigning the said Sallie H.Ricks her dower interest out of the same may be made as the court may direct. That the proceeds of sale of said land be invested for the benefit of the said infants as the court may direct ; that all proper orders and decrees may be made and accounts and enquiries directed ; that proper counsel's fees be allowed ; and that such other, further and general releif may be granted as the nature of the case may require, or as may be proper in the premises. And your orator will ever pray, etc.

J.C.Parker, p.q. & Thos J Haskins Guardian

State of ~~North Carolina~~ Virginia, County of Mecklenburg

This day personally appeared before me, the undersigned, a Justice of the peace for the said county, the above named Thos.J. Haskins, guardian of Helen L.Ricks and Robt.A.Ricks, infants, plaintiff in the foregoing bill, and made oath that he beleives the statements contained therein are true.

Given under my hand this 26 day of Febuary 1897.

N.A.Coleman JP

Haskins. Edw.

vs.

Rickes. et als.

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Exhibit "A"

Mecklenburg County Court January Term 1897

On the motion of T. J. Haskins the court doth allow him the said T. J. Haskins to qualify as Gdn of Helen L & Robert A Ricks orphans of Robert A Ricks Deceased they being under the age of 14 years. And thereupon the said T. J. Haskins made oath as the law directs and entered into a bond in the Penalty of ($750 00/100) Seven Hundred and fifty Dollars Conditioned according to law, with Mrs Sallie A Ricks his Surety therein who justified on oath as to her Sufficiency and which said bond being acknowledged by the obligors thereto is ordered to be recorded

A Copy Teste W. A. Jamieson Clerk

# THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF SOUTHAMPTON COUNTY, GREETING:

WE COMMAND YOU TO SUMMON Lillie A. Reed,

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 1st Monday in Mch. 1897 ~~next~~, to answer a Bill in Chancery exhibited against her et als in our said Court by Thos. J. Hawkins & Son.

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

Witness, L. A. GAY, Clerk of our said Court, at the Courthouse, this 23rd day of February, 1897, in the 121 year of the Commonwealth.

TESTE: L. A. Gay, C. C.

I hereby acknowledge service of the within summons this 26th. day of February 1897. Lillie A. Read.

Rockbridge Co. to wit: State of Va

This day personally appeared before me H.C. Hamrick a Justice of the Peace in & for the county aforesaid in the State of Virginia, Lillie A Read and signed the above writing; this the 27th day of February 1897. Given under my hand.

H C Hamrick J.P.

Lillie A. Read

I hereby acknowledge service of the within Summons.
this 26th. day of February 1897.

F. J. Ricks.

This 26th day of February 1897. came F. J. Ricks before me a regularly
Commissioned and Appointed Notary Public, and acknowledged
service of the within subpoena as appears by his signature above.
Witness my hand and Notarial Seal this 26th day of February
1897.

Fee 50¢ Due.

H. H. Roberts
Notary Public.

Term Expires August. 30. 1897

F. J. Ricks.

# THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF SOUTHAMPTON COUNTY, GREETING:

WE COMMAND YOU TO SUMMON F. T. Ricks

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 1st Monday in Mch. 1897 next, to answer a Bill in Chancery exhibited against him & als in our said Court by Thos. J. Haskins, Gdn

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

Witness, L. A. GAY, Clerk of our said Court, at the Courthouse, this 23rd day of February, 1897, in the 121 year of the Commonwealth.

TESTE: L. A. Gay, C. C.

I hereby acknowledge receipt of the within notice on this 25th day of Febuary 1897 Sallie H. Ricks.

~~Signed and acknowledged before me in my County of State of North Carolina by Sallie H. Ricks this day of February 1897~~

Signed and acknowledged before me in My County of Mecklenburg State of Virginia by Sallie H Ricks this 26 day of Febuary 1897

N. E. Coleman J.P.

Sallie H. Ricks.

# THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF SOUTHAMPTON COUNTY, GREETING:

WE COMMAND YOU TO SUMMON Lallie H. Ricks

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 1st Monday in March 1897 ~~next~~, to answer a Bill in Chancery exhibited against her et als in our said Court by Thos. J Hoskins & Bro.

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

Witness, L. A. GAY, Clerk of our said Court, at the Courthouse, this 23rd day of February, 1897, in the 121 year of the Commonwealth.

TESTE: L. A. Gay, C. C.

Hawkins, Edw.,

vs.

Ricks, et als.

The answer of Sallie H.Ricks to a bill of complaint filed against her and others in the Circuit Court of Southampton County.

Virginia: In the Chancery Court of Southampton County.

The respondent, reserving to herself all the benefit of exceptions to the said bill, for answer thereto, or to so much thereof as she is advised that it is material that she should answer, answers and says that she is very desirous that the interest of her late husband, R.A.Ricks, in the land in the said bill and mentioned shall be sold upon the terms named in the said decree, but she is advised that it is not sold now that the price will come down more than it has been since the sale and that the price will be much higher if sold a few years hence. And she says that the sale of the land be postponed for one year, and that the land be put out of the possession of the tenant now in the land.

And this respondent further answering says that the complainant's bill contains many charges which she is not bound to answer, but she denies that the complainant is entitled to the relief prayed for in his bill, and she will ever pray, etc.

Sallie H.Ricks

Haskins, Gdn.,

VS.

Ricks, et als.

The answer of Sallie H. Ricks to a bill of complaint filed against her and others in the Circuit Court of Southampton County, Virginia, by Thos Haskins, Guardian, complainant.

The respondent, reserving to herself the benefit of all just exceptions to the said bill, for answer thereto, or to so thereof as she is advised that it is material that she should answer, answers and says that she is very desirous that the interest of her late husband, R.A. Ricks, in the land in the said bill and proceedings mentioned shall be sold upon the terms named in the said bill as having been agreed upon with Mr. L.W. Vaughan, because she thinks that the price agreed upon is a fair price and that if it is not sold now that the place will come down more than it has and they will be unable to get the said price. Your respondent says that she is 29 years of age and that she desires that the commuted cash value of her dower in the said land be paid her out of the proceeds of this sale instead of being assigned her in kind.

And this respondent denies all fraud, unlawful combination and confederacy, and having fully answered the complainant's bill, prays to be hence dismissed with her reasonable costs in this behalf expended. And she will ever pray, etc.

Witness

John W. Rose

x Sallie H. Ricks

To the Honorable Robert R. Prentis, Judge of the Circuit Court of
Southampton County Virginia.

The answer of Helen L. Ricks and Robert V. Ricks, infants under the
age of 21 years by John N. Seward Jr. their guardian ad litem, and the
answer of the said John N. Seward Jr. Guardian ad litem for said in-
fants, to the bill of complaint exhibited against them in the Circuit Court
of Southampton County by T. T. Hawkins, Executor &c.

These respondents saving and reserving to themselves all benefit and advantage to them
now or hereafter arising from exception to the many errors and insufficiencies in the said
bill of complaint for answer to the matters thereof as they are advised it is material for them to
make answer unto, answering thereunto or to so much thereof as they are advised it is necessary
for them to make answer unto answer and say:- that they know nothing of the matters mentioned
in the said bill of complaint save as hereinafter is excepted to and they pray to be dis-
missed with their reasonable costs in this behalf sustained.

And now having answered they pray hence to be dismissed with their reasonable costs in this behalf sustained.

Sworn to and subscribed before me this 4th day of March 1887

Clerk

To the Honorable Robert R.Prentis, Judge of the Circuit Court of Southampton County, Virginia.

The answer of Helen L.Ricks and Robert A.Ricks, infants under the age of 21 years by John N.Sebrell Jr., their guardian ad litem, and the answer of the said John N. Sebrell Jr. guardian ad litem for said infants, to a bill in equity exhibited against them and others in the Circuit Court of Southampton County by T.J. Haskins, guardian &c.

These respondents saving and reserving &c for answer to the said bill or so much thereof as they are advised it is material for them to answer and say:- that they know nothing of the matters mentioned in the said bill and therefore commit all their interest to the protection of the Court. And now having answered they pray hence to be dismissed &c.

Jno. N. Sebrell Jr.
guardian ad litem, and
Helen L. Ricks, Robt A. Ricks, infants
by Jno. N. Sebrell Jr. gdn. ad litem

Subscribed and sworn to before me this 22nd day of March 1897

L. A. Gay C. C.

Haskins. Edin.
vs. } 1st Decree
Reiks. et als

To be entered.

March 22nd 1897

Robert R. Reeves

We consent

Jno. F. Stevens Jr.
Geo. D. Stevens
J. C. Parker
for plaintiff
& adult defendants

Ent'd Page - 121 -
Cop-

Haskins, Guardian,

vs.) 1st Decree.

Ricks, et als.

This day this cause came on to be heard upon the bill and exhibits, taken for confessed as to the adult defendants, upon the answer of J.N. Sebrell, Jr., Guardian ad litem for the infant defendants, and was argued by counsel.

Upon consideration whereof the court doth adjudge, order and decree that one of the Commissioners of this court inquire into and report,

1st. What was the interest of R.A. Ricks, deceased in the land in the bill and proceedings mentioned, and the fee simple value of the same.

2nd. Who are the heirs at law of the said R.A. Ricks, deceased.

3rd. What interest, if any, Sallie H. Ricks, the widow of the said R.A. Ricks, deceased, has in the said land.

4th, Whether or not it will be to the interest of all concerned and particularly of the infant children of R.A. Ricks, deceased, for their interest in said land to be sold.

5th. If sold what would be a fair price for the said interest in said land.

6th. Any other matter deemed pertinent by the Commissioner or which he may be required to state by any party in interest.

And the said Commissioner shall report to this court as soon as practicable.

By consent of parties, by their counsel, in open court, it is further ordered that this ~~be made a vacation~~ cause be submitted to the judge of said Court for such decision & decree in vacation as might be made in term.

Virginia: In the Circuit Court of Southampton County. March Term 1897.

Hankins, Guardian,
vs. } Ct. Decree.
Ricks et als.

This day this cause came on to be heard upon the bill and exhibits, taken for confessed as to the adult defendants, upon the answer of J.R. Sebrell Jr. Guardian ad litem for the infant defendants, and was argued by Counsel.

Upon Consideration whereof the Court doth adjudge, order and decree that one of the Commissioners of this Court inquire into and report.

1st. What was the interest of R.A. Ricks, deceased in the land in the bill and proceedings mentioned, and the simple value of the same.

2nd. Who are the heirs at law of the said R.A. Ricks, deceased.

3rd. What interest, if any, Lassie H. Ricks, the widow of the said R.A. Ricks, deceased, has in the said land.

4th. Whether or not it will be to the interest of all concerned and particularly of the infant children of R.A. Ricks, deceased, for their interest in said land to be sold.

5th. If sold what would be a fair price for the said interest in said land.

6th. Any other or other matters deemed pertinent by the

Commissioner or which he may be required to state by any party in interest.

And the said Commissioner shall report to this Court as soon as practicable.

By consent of parties, by this Counsel, in open Court, it is Further ordered that this cause be submitted to the Judge of this Court for such decision or decree in vacation as might be made in term.

A Copy.

Teste: L. A. Gay D.C.

Hawkins, Guardian
vs. } Ch. Sess.
Ricks et als.

Entered Page 121.

No. 1

In the Supreme Court
of Ontario
No. 3
Notice re Admissions

Take notice that the Plaintiffs admit for the purpose of this action the following facts:

1. That the Plaintiffs are the owners of the lands described in the Statement of Claim herein.
2. That the Defendant Richey entered into possession of the said lands under an agreement for purchase from the Plaintiffs.
3. That the Defendant Richey has made default in payment of the instalments due under the said agreement.
4. That the Plaintiffs have duly performed all conditions precedent on their part to be performed.

Dated this 15th day of January, 1923.

J. M. Gibbons Jr.
Solr. for Plaintiffs

---

I hereby agree that the following interrogatory be propounded to the witness examined under this notice by Counsel for the Plaintiffs, as to advisability of sale of infants land, to wit, "Is it to the interest of the infants of R.A. Richey that the land in the bill mentioned be sold & what is a fair price for it?"

J. M. Gibbons Jr.
Solr. for Plaintiffs

Commissioner's Office,
Courtland
Jerusalem, Va., April 8th 1897

To Thomas J. Hostrins Executor Plaintiff

vs

Helen S Ricks and Robert A. Ricks infants by J. N. Sebrell Jr their Guardian ad Litem and Dallie E. Ricks; F. T. Ricks; Lillie A Read; Mrs L. W. Vaughan

*You are hereby notified that I have fixed upon the* 20th *day of* April 1897 *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 What was the interest of R A Ricks deceased in the land in the bill & proceedings mentioned & fee simple value of the same

2nd who are the heirs at law of said R A. Ricks deceased

3rd what interest, if any Dallie E Ricks the widow of the said R A Ricks deceased has in the said land

4th whether or not it will be to the interest of all concerned & particularly of the infant children of R A Ricks deceased. for their interest in said land to be sold

5th If sold what would be a fair price for said interest in said land

6th any other matters deemed pertinent by the Commissioner or which he may be required to state by any party in interest

*required to be taken by a decree of Southampton Circuit Court, rendered at the* March *term, 1897, 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.*

J. M. Shands

*Commissioner.*

*To the Sheriff of Southampton County to execute.*

Hankins Gdn

vs. {Defnts Chas W. Shands

Fields et als

1897. 22nd April Filed

L. A. Gay, C. C.

SHANDS & SON,
ATTORNEYS-AT-LAW,
COURTLAND, VA.

The depositions of S.B. Preddy et als
taken before Wm Shands Commissioner in
chancery for the circuit court of South-
ampton Co Va at his office in Courtland
Va on April 26th 1897 pursuant
to notice herewith attached; to be
read as evidence in the chancery
cause of Hoskins Geordion vs
Ricks et als
Present J.C. Parker. atty for complainant
The witness S.B. Preddy being duly sworn & thereto examined saith
the interest of the infants of R.A. Ricks decd. that the land in the bill
proceedings mentioned be sold & if so what is a fair price for it, he
Deposes and says as follows
I am 63 years old. former. my farm
adjoins the land mentioned in the
bill and proceedings. have been
over the land repeatedly and
know it very thoroughly. know
all the parties interested in the
said land. Mrs Louisa Ricks
mother of R.A. Ricks decd. F T Ricks
Mrs Lillie A Read and Mrs L.V. Vaughan
has dower in the said land
I being one of the Commissioners
to assign it. but don't think
said report assigning it was
ever filed in Court as one of

the Commissioners died before said report was signed. but she has had possession of part assigned her. The four above named parties each have a one fourth interest in same subject to Mrs Rich's said dower. I should think that five hundred dollars a very good price for the interest of A.a. Rides dec'd; and his heirs are his two children (minors) Helen L Rides and Robt a Rides and his widow Sallie H Rides who has a dower right in his interest in said land It will be greatly to the interest of all parties particularly of said infants for their said interest to be sold. for the real estate is depreciating in value. and the proceeds would be of great benefit in maintaining & schooling them. The rights of no party will be violated by said sale

and further this deponent Sayeth not

signed S. B. Prather

The witness J. C. Nelle being sworn & then asked is it to the interest of the infants of R.A. Ricks decd that the land in the bill & proceedings mentioned be sold; and if so what is a fair price & Deposes & Says

Thereupon deposes and says that he endorses what is stated by S.B. Prather and says that he thinks five hundred dollars a big price for interest of said R.A. Ricks decd. that his farm is near said land in controversy. That he is county surveyor and knows fully thoroughly about said property and further this deponent Sayeth not

signed J. C. Nelle

The witness J.M. Williams being sworn & then asked is it to the interest of the infants of R.A. Ricks decd that the land in the bill & proceeding mentioned be sold & if so what is a fair price for it? Deposes & Says The land in controversy, formerly belonged to my father and I think four hundred dollars a fair price for the interest of said R.A. Ricks

in said land and I think it greatly to the interest of said minors to make sale of same and if they get $500 for their interest of this forbes therein they will do very well. the rights of no one will be voided by said sale. I am sheriff of Southampton Co Va & know value of real estate in that section and agree with S.B. Parker in his other statements about said land and further this deponent sayeth not

Signed J.T. Williams

The witness James Dundelow being sworn & then asked is it to the interest of the infants of R.A. Ricks decd. that the land in the bill & proceeding mentioned be sold & if so what is a fair price for it?

Thereupon deposes and says as follows. I am former & live near land I know the land in question and parties to this suit and think $400 a fair value for R.a. Ricks interest in said land. the statements made by above witnesses are correct and further this deponent sayeth not

Signed James his X Dundelow mark

The witness J. H. Drake being sworn & then asked is it to the interest of the infants of R.A. Ricks dead that the land in the bill & proceedings mentioned be sold & if so what is a fair price for it?

Thereupon deposes and says as follows

I am farmer. live near Floral and think $4.00 a fair price for R.A. Ricks' dec'd interest in said land and that the interests of all parties especially the infants will be promoted by sale of the said land the infants need the money coming to them to help maintain and educate them the statements made by above witnesses are correct and further this deponent sayeth not

signed J. H. Drake

Subscribed and sworn to before me by above parties to wit; S.B. Pillow. I.B. Wells; J.W. Williams, James Dendelow; and J. H. Drake, Given under my hand this 20th day of April 1897

Wm Shands

Com'r in Chancery Ct. Ct of Southampton Co Va

Commissioners office
Courtland Va April 20 1897

To the Hon R. R. Prentis Judge of the circuit court of Southampton Co Va

your undersigned Commissioner reports that pursuant to a decree of said court rendered at the March Term 1897 in the chancery cause of Hopkins Gow vs Ricks et als pursuant to notice duly given & herewith attached. he proceeded on April 20th 1897 at his said office to take the various accounts directed by said decree and reports as follows

1st R. A. Ricks dec'd has an undivided 1/4 interest in the real estate in the bill & proceedings mentioned subject to his mothers dower therein. That $300.00 is a very fair value therefor

2nd His heirs at law his two infant children Helen L Ricks & Robert A Ricks and his widow Sallie H Ricks.

3rd His said widow is entitled to dower in his said interest. Your said Commissioner is informed she wishes said interest sold and such part of proceeds paid her in fee simple as the court allows her in lieu of dower

4th From the evidence & facts before your Commissioner it would be to the interest

of all concerned. especially the infants
(they needing such part as is coming to
them — to help maintain & educate
them) to sell the said interest of
R. A. Ricks decd especially if they
can get $300 for it

5th $300 would be a very fair price
for the interest of R. A. Ricks decd
in said real estate

Your Commissioner files herewith the
evidence on which this report
is based all of which is

Respectfully submitted by

W^m Shands

Com^r in Chancery of Ct. Ct. of Southampton Co^ty Va

Costs

| | |
|---|---|
| Com^rs fee | 5 00 |
| Witnesses | |
| S. B. Pretlow | 50 |
| J. C. Mills | 50 |
| J. N. Williams | 50 |
| James Dundelow | 50 |
| S. 86 Drake | 50 |
| | 7.50 |

Hopkins. Edw.

v. } 2nd Decree

Reiles, et als

In Vacation:
Circuit Court of Southampton County
on the 19th. day of May 1897.—

Haskins,Gdn.,

VS.) 2nd decree.

Ricks,et als.

This day this cause came on again to be heard,in vacation, upon the papers formerly read,and upon the answer of Mrs.Sallie H.Ricks,filed by permission of the court this 19th day of May 1897,and the report of Comr.Wm.Shands filed the 22 day of April 1897,to which report no exceptions have been filed,and was argued by counsel.

Upon consideration whereof,all the parties to this suit being present,by their attorney,at the granting of this decree and agreeing thereto,the court doth adjudge,order and decree that sale of the interest of R.A.Ricks,deceased,in the land in the bill and proceeding mentioned,be made to Mrs.L.W.Vaughan for the sum of five hundred Dollars, one-half to be paid in cash and the balance in one year with interest from date,bond to be given by the said Mrs.L.W.Vaughan for the defered payment, secured by deed of trust on the property conveyed.And J.C.Parker,who is hereby appointed a Commissioner for that purpose,is hereby directed and empowered to make a good and sufficient deed,with special warranty to the said Mrs.L.W.Vaughan for the interest of the said R.A. Ricks deceased in the land in the bill and proceeding mentioned, as soon as the said Mrs.L.W.Vaughan shall have paid him as attorney for Sallie H.Ricks the sum of Sixty-five & 50/100 Dollars, and shall have paid to Thos.J.Haskins, Guardian, as hereinafter prescribed the sum of one hundred and eighty-four & 50/100 Dollars,and shall have given her bond for the same amounts as those named above,secured by deed of trust on the said land,to the said

Hawkins Edw
vs
Ricks, et als.

1909

We consent to this decree

J. M. Schwartz Jr.
Edw. Wilkins Jr. Solicitors for Defts.

Entered May 19, 1877

Robert Ricks

Entered Page 147

Sallie H.Ricks and Thos.J.Haskins, Guardian, payable one year after date, with legal interest from date. Out of the funds thus paid to them by Mrs.L.W.Vaughan the said J.C.Parker, Attorney for Sallie H.Ricks, and Thos.J.Haskins, Guardian, shall pay pro, rata, all the costs of this suit, including a fee of twenty-five dollars to the said J.C.Parker, as attorney in this suit. But before the said Mrs.L.W.Vaughan shall pay any money to the said Thos.J.Haskins Guardian under this decree, or shall give him the said bond, as above required, he shall first enter into bond before the Clerk of this Court, in the clerks office thereof, in the penalty of seven hundred hundred dollars, with security deemed sufficient by the clerk, and conditioned for the faithful application of the funds that shall come into his hands under this decree, or any future decree in this cause, and for the management and preservation of any property or securities in which the same may be invested for the protection of the rights of those interested therein, whether such rights be vested or contingent, and to perform any future order that this court may make concern -ing the same.

And the said J.C.Parker, special Commissioner, is required to report what he has done to this court at the next term thereof.

Robert D. Ellis.

To the Clerk of the
Circuit Court of
Southampton County.

Hopkins. Gdn
vs. } 3rd Decree
Ricks. et als

To be entered.
April 5, 1898.
Robt N Ellis

Enrld -201-

Haskins. Gidin,

vs. } 3rd Decree

Ricks, et als.

This day this cause came on to be heard upon the papers formerly read and upon the report of J.C. Parker, Special Commissioner, filed ~~during this day~~ ~~Com. of Ct~~ 5th ~~1898~~, to which report no exceptions have been filed and was argued by counsel.

Upon consideration whereof the Court doth confirm said report and doth further continue this cause for further proceedings to be had therein

Form No. 309.

Haskins Thos. J.

to } COMMISSIONER'S BOND.

Commonwealth.

1897- June 4. Filed
L. A. Gay C.C.

KNOW ALL MEN BY THESE PRESENTS that I,Sallie H.Ricks,of Mecklenburg County,Virginia,hereby make,constitute and appoint J.C. Parker,of Southampton County,Virginia,my true and lawful attorney in fact,for me and in my name to make,execute and deliver, along with Thos.J.Haskins and as his security,a bond in the penal-ty of seven hundred dollars,before the Clerk of the Circuit Court of Southampton County,Va.,the same being required to be given by the said Thos.J.Haskins by the said Circuit Court of Southampton County,by decree entered May 22nd 1897 in the chancery cause pending in the said court styled Haskins,Gdn. vs.Ricks,et als.,and conditioned for the faithful application by the said Thos.J.Haskins of the fund that shall come into his hands under the said decree,or any future decree in the said cause,or any property or securities inwhich the said fund may be invested, and for the management and preservation of the same,and for the protection of the rights of those interested therein,whether such rights be vested or contingent,and to perform any future order that this court may make concerning the same,the said fund belonging to the infant heirs of R.A.Ricks,deceased.And I give full faith and authority to the act of the said J.C.Parker in signing the said bond for me and in my name.And I waive my homestead exemption as to the said bond.

Given under my hand and seal this 1st day of June 1897.

Sallie H. Ricks (Seal.)

Virginia,Mecklenburg County,to-wit:-

I, N.A.Coleman ,a Justice of the Peace for the said county,in the state of Virginia,do certify that Sallie H.Ricks,whose name is signed to the writing above bearing date the 1st day of June 1897,has acknowledged the said writing before me in my county aforesaid,and at the same time made oath before me that her estate,after the payment of her just debts and the debts for which she is security for others and expect to have to pay,is worth the sum of seven hundred dollars.

Given under my hand this 2 day of June 1897.

N.A. Coleman JP

Teste:_____ Clerk.

Know all men by these Presents, That we, Thos. J. Hastens and Sallie H. Ricks

are held and firmly bound unto the Commonwealth of Virginia, in the sum of Seven Hundred 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 4th day of June one thousand eight hundred and ninety seven.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the above bound Thos. J. Hastens, Guardian &c.

shall faithfully perform the duties of his office or trust, as Guardian of the orphans of R. A. Ricks, dec'd.

under a decree of the Circuit Court of the County of Southampton pronounced on the 19th day of May, 1897, in the suit therein depending under the name and style of Hastens, Guardian against Ricks et als: and any future decree that may be entered in said cause, and for the faithful application of the funds that shall come into his hands under this decree, or any future decree in this cause, and for the management and preservation of any property or securities in which the same may be invested &c. for the protection of the rights of those interested therein, whether such rights be vested or contingent and to perform any future order this court may make in the premises, then this obligation to be void, otherwise to remain in full force and virtue.

Signed, sealed and acknowledged in the presence of

Thos. J. Hastens SEAL.

[redacted] N. Ricks SEAL.

by J. C. Porter, her attorney in fact. SEAL.

Common to the bond.

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

This day Sallie H. Ricks by her atty. in fact

surety on the above bond, made oath before me, L. A. Gay Clerk

of the Circuit Court of the County, of Southampton

that her estate, after the payment of all her just debts, and those for which she is bound as security for others and expect to have to pay, is worth the sum of Seven Hundred dollars.

Given under my hand this 4th day of June, 1897.

Teste: L. A. Gay Clerk.

Haskins Bdn,
to date
vs } addl. cmte. fees
Rivers et als

Hawkins Wm.

vs. } Additional Stat. of claim & fees to date.

Rivers et als.

| | | |
|---|---|---|
| 1898. April | Fil. Special Bonds report 15. 1 dozen 36= | 5.1 |
| 1903. Nov. 7 | 12 Continuances on the docket 3,00 | 3,00 |
| | Tax costs 6 years @ 10ct. 60 = | 60 |
| | Nov. 7th. 1903. | $4.11 |

Pratt: L. A. Gay Ly. Ly.

Haskins. Gidin

vs.

Ricks. et als.

Means. for Refs

"Statement A"

Hackins. Edn. vs. Ricks. et als.

| | | | | | |
|---|---|---|---|---|---|
| Oct. | 23 | By amt received from Hon. Lill Vaughan | | | $16.00 |
| " | " | To paid costs of suit as follows. | | | |
| | | Clerk | 6.50 ✓ | | |
| | | Sheff. | 1.00 ✓ | | |
| | | Taxed fee + writ tax | 16.50 ✓ | | |
| | | Comis fee | 5.00 ✓ | 29.40 | |
| " | " | " " attorney's fee | | 25.00 ✓ | |
| " | " | " " Sallie H. Ricks dower amt | | 120.00 ✓ | |
| " | " | " " Thos. J. Hackins. Edn. | | 340.00 ✓ | |
| | | | | $516.00 | $516.00 |

$85.00

Courtland, Va. April 1st 1898

Received of J. C. Porter, Special Comr in suit of Haskins, Gdn vs. Ricks, et als, Five Dollars Fee for report in said case.

Wm Shands Comr

Please sign this receipt.

Received Ivanhoe, Five Dollars attorney's fee as directed to be paid me by decree in suit Haskins Gdn vs. Ricks, et als. May 19th 1897.

J. C. Porter Atty

Woodcock, N. C.
November 3rd 1897

$120.55/100

Received of J. C. Porter attorney the sum of One Hundred and twenty and 55/100 Dollars in full of amounts collected by him for me in suit of Haskins Guardian vs. Ricks, et als, pending in the Circuit Court of Southampton County under decree in said cause May 19th 1897.

Sallie H. Ricks

$340.

Keats, Va. Nov. 2nd, 1897.

Received of Mrs. L. W. Vaughan the sum of three hundred and forty dollars it being the share, after paying costs of suit and attorney's fee, of Helen L. Ricks and Robt. A. Ricks, the infant children of R. A. Ricks deceased, in the purchase price paid by the said Mrs. L. W. Vaughan for the interest of the R. A. Ricks in the farm left by his father, Collin Ricks, the said sum being paid me in accordance with the terms of a decree entered May 19th 1897 in a chancery suit pending in the Circuit Court of Southampton county, Virginia, styled Haskins, Guardian, vs. Ricks, et als.

J. J. Haskins Guardian

for Helen L., and Robt. A. Ricks.

Hawkins, Edw.

vs. } Statement of Facts

Reid et al.

L. A. GAY, CLERK.

Clerk's Office

OF THE

Circuit Court of Southampton County,

Courtland, Va., _____ 189

Hopkins, Executrix.

vs } Statement of Costs

Rieves, et als,

Summons 25¢ 5 Copies 65¢ Receipt 15¢ Atty. 10¢ Docket 18¢ = 1.36

Return $1.00 Entering Return 35¢ Fil. bill 15¢ Do. 24. 15¢ = 1.65

Fil. answer of Gen. additional 15¢ Do C.H. Rieves 15¢ replication 15¢ = .45

Fil Comrs. report 25¢ 2 Decrees $1.50, Tax Costs 40¢ = 2.09

Fil Comrs bond 15¢ Court at Mch Term 1897. 25¢ 1.40

Oct 30th 1897 Paid L.A. Gay C.C. Clerk $6.95

Pd J.W. Williams Shff. 1.00

Pd. J.C. Parker Law re. 16.50

24.45

Comr fee. 5.00

29.45

Test: L. A. Gay C.C.

Haskins. Gdn
vs.
Ricks. et als.

Report of Special Commissioner

To the Hon. R.R. Prentiss, Judge of the Circuit Court of Chittenden County.

The undersigned, your Special Comr. appointed by decree of May 19th 1897, in suit of Haskins, Admr. vs. Rickard and others, begs to report that Mrs. L.W. Vaughan prefered to pay cash for the land in the bill and proceedings mentioned, to giving a deed of trust on the land, and hence on Oct. 28th 1897 she paid the full purchase price $600. with interest thereon from date of decree, which sum was paid out as directed by said decree, as shown by Statement hereto attached, marked "Statement A", supported by the vouchers thereto attached. Upon said payment by Mrs. L.W. Vaughan, (said Hon. J. Haskins having previously given bond as required by said decree) your Commissioner made, executed and delivered to said Mrs. L.W. Vaughan a good and sufficient deed for the land in the bill and proceedings mentioned, as directed by said decree.

Respectfully submitted,
J.C. Porter,
Special Comr.