

1909-114

Southampton County Chancery

William's (Admin)² VS Bishop, Thomas A.
_{H. Myrick} et al

Sued to have an account taken
by a commissioner of the liens on
defendants land, then order a
sale of same to satisfy just
debts -

Myrick, William A.

Prince, J. B.
(adm.) of
Beale, Wm H. (dec.)
Worrell, Benjamin E.

Williams' admn

2 3

Bill

Ex Libris

Bushy n alio

2 Grb. Rules

Copied

To the Honorable S. W. Bill judge of the
circuit court of Southampton in chancery
sitting

Humly complaining your Coator
Wm. A. Myrick administrator de bonis non
of Joseph G. Williams dec'd sheweth unto
your Honor that at the May term 1892
of the circuit court of Southampton he
as administrator of Joseph G. Williams
dec'd obtained a judgement against Thomas
A. Bishop as administrator of Joseph G.
Williams dec'd for the sum of \$101.30cts
as will more fully appear by the certifies
copy of the said decree herewith filed
marked exhibit A and prayed to be taken
as a part of this bill and the certifies
copy of the clerk that the same has been
docketed that on this judgement he had
an execution issued against the said
Bishop which has failed to bring him
in any money, and therefore he now
brings this suit to enforce his judgement
due against the real estate of the said
Thomas A. Bishop, your Coator sheweth
further unto your Honor that the said
Bishop is seized and possessed of a tract
of land lying in Southampton containing
174 acres and of great value more

than enough to pay your Orator's debt
and the incumbrances on it, your Orator
sheweth further unto Honor that the
said Bishop by a deed of trust dated the
2^d of November 1874 and of record in
the county court of Southampton and a
certified copy of which deed is herewith
filed marked exhibit B and prayed to be
taken as a part of this bill to Wm. E.
Beale as trustee conveyed the said tract
of land to secure three bonds of \$300, each
due to Benjamin E. Worrell, your Orator
states further that the trustee W. E. Beale
has long since departed this life and
that J. B. Pince has qualified as his
administrator, your Orator states further
that most of the debt due by these
bonds to Benjamin E. Worrell has been
paid and that this land if sold will
more than pay Mr. Worrell, and his debt
and that he has brought this suit in
chancery to enforce the line of his
judgment on this land.



In Tender consideration whereof
and inasmuch as your Orator is
without ^{relief} at law and only entitled to relief
in a court of equity where such matters
are peculiarly cognizable the Honorable
prays that Thomas A. Bishop, J. B.

Since administrator of Wm E Beale died
and Benjamin E. Worrell may be made
parties defendant to this bill that the
court would compel them as full and
perfect answer make to the allegations
therein contained as if they had been thereto
more fully and especially interrogated but answer
to this bill under oath is hereby expressly
waived, that the court would order an
account to be taken by one of its Commissioners
of the liens on this tract of 174 acres of land
the amounts due and their priorities
and a sale of the same to pay your
debts due. 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 Honor
will ever pray we

Shand & Son. J.

This Deed made this 25th day of Nov. 1874, between Thos. A. Bishop and Delia J. his wife of the one part: and William E. Beale Trustee of the other part, Witness: that the said Thos. A. Bishop and Delia J. his wife doth grant unto the said Wm. E. Beale trustee a certain tract or parcel of land containing 17 1/2 acres be the same more or less and bounded by the lands of Seth H. Bishop, Dempsey Johnson and others being the same land, the said T. A. Bishop bought of E. R. Story, Est. In Trust to secure, Benj. E. Worrell in a debt of nine hundred dollars, by bonds of three hundred Dollars each Viz: one bond of \$300.⁰⁰ due Jan. 1st 1876 with interest from the 18th day of Nov. 1874, one other bond of \$300.⁰⁰ due Jan 1st 1877 with interest from the 18th day of Nov. 1874, one other bond of \$300.⁰⁰ due Jan. 1st 1878 with interest from the 18th day of Nov. 1874—

In Witness whereof we have hereunto set our hands and affixed our seals this 25th day of Nov. 1874.

Thos A. Bishop 
Delia J. Bishop 

Southampton County: In the Clerk's Office December 14th 1874
This Deed of Trust from Thos A. Bishop and Delia J. his wife, to William E. Beale Trustee

for the benefit of Benjamin E. Worrell, was this day received and acknowledged by the said Thos. A. Bishop to be his act and deed, and Delia J. Bishop the wife of the said Thos. A. Bishop, personally appeared before me in my office aforesaid, and being examined by me privily and apart from her said husband and having the writing aforesaid fully explained to her, she the said Delia J. Bishop, acknowledged the said writing to be her act and deed and declared that she had willingly executed the same and not wish to retract it.

Whereupon the said Deed is admitted to record

Teste:

L. R. Edwards C. C.

A copy

Teste: B. F. McLenore C. C.

Exhibit
"12"

A. B. 32

1874 to 1877

William's ²⁰⁵ Adm
Stat: Rules:
Bishop & alv:

2 Feb

Edm. A. Mayrick, Adm
de bonis bon of Joseph G.
Williams, dec.^d

~~File~~

Against

Thos. A. Bishop - J. B. Finco
Adm of Edm. E. Beato, dec.^d and
Benj. E. Worrell.

} In Chiz

1893 Feb. 10. Proceed up to 2nd Feb. Rules

1 2nd Feb. Rules. Proceed Executed. Bills & Ex. filed.

de ora nisi.

" 1 mo. "

Bill taken for confessed and
Cause set for hearing.

Southampton Circuit Court: May Term 1892
Pullock & Co

^{vs}
Williams Adm'r & als
Story ^{and} et als

3
3
3 Decree
3
3

^{vs}
Williams Adm'r & als

This day this cause came on to be heard on the petition of D. A. Bishop late Administrator of Jos. G. Williams dec'd. filed during the term and was argued by Counsel. On consideration whereof the Court doth adjudge, order and decree that so much of the decree of November 10th 1891 as directed the petitioner Thos A. Bishop to pay to the estate of Joseph G. Williams dec'd. \$211¹⁰ be set aside and annulled, and that the said Bishop be directed to pay \$101³⁰ the amount found due by Com'r Jas. C. Parker in his report filed April 23, 1891 in full settlement of amount due by him as late Administrator of Jos. G. Williams dec'd.

A copy
J. B. F. McLenore Clk

Williams's Advers

vs } Notice

Bishop & als:

1893. ~~Sept 16~~
Sept 16th

Executed

R. D. Moore Deft

for J. W. Williams
Suff

X

14

COMMISSIONER'S OFFICE,

COURTLAND, VA., Augt 15th 1893.

To J. A. Bishop. J. B. Price and
P. E. Horrell.

You are hereby notified that I have fixed upon the 16th day of Septm next, if fair, if not, the next fair day thereafter (Sunday excepted), to take and settle, at my office, the following accounts, to wit:

An account of the Actual and Accrued value of the tract of 174 acres of land, now held and occupied by J. A. Bishop, and of all the liens now existing and outstanding against or upon said tract of land. - Their dignities and priorities - whether by Mortgage, Deed of Trust or judgment.

required to be taken by a decree of Southampton Circuit Court, rendered at the May term, 1893, 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. A. McLeod Commissioner.

To the Sheriff of Southampton county to execute.

An account of the Annual and actual value of the tract of land now held and occupied by Thos. A. Bishop - and the liens now existing against or on said land - viz:

A. Tract of land containing 174 acres. actual value	\$ 1200.00	
Annual value of same	\$ 75.00	
List of liens against the above viz:		
1 st Deed of Trust in favor of B. E. Worrell. for	\$ 650.00	
2 Fee fees due B. F. McLennan	2.74	
3 Judgment in favor H. A. Myrick Adm'r J. G. Williams Int. from May 10. 1892 till paid.	\$ 10130	10130
4 th Deed of Trust. dated Feb 27 th 1893. in favor of S. H. ^{and} D. J. Bishop. for	1591.00	
Total amount of liens	\$ 2345.04	

Respectfully Submitted.

B. F. McLennan
Clerk in Chancery

Williams's Acom
at ³ Report.

Bishop & als;
1893. Oct. 2. filed.

Commissioner's Office.

Courtland, Va.

Sept. 16th 1893.

To the Circuit Court of Southampton Co.
In obedience to a decree of the Circuit
Court of Southampton County, entered at
the May Term 1893, in the Chancery
Cause of "Williams's Adm'r & Bishop
& als." the undersigned Commissioner
reports to Court. That, having issued
Notice against the parties to the
suit, and the Sheriff having returned
said Notice "Executed", he proceeded
to take the following accounts, to wit:

1st An account of the annual and ac-
tual value of the tract of land
held and occupied by J. A. Bishop,
and reports, that J. A. Bishop is seized
of a tract of land containing one
hundred and seventy four acres, the
actual value of which is \$1200.⁰⁰ &
the annual value is believed to be
\$45.⁰⁰.

2nd An account of the liens outstanding
against or upon said tract of land
and finds liens, binding said land,
amounting to \$2345.⁰⁴, as follows, viz:
1st A Deed of Trust in favor of Benj. C.
Warrell, for \$650.⁰⁰. 2nd, A Judgment

in favor of W. A. Mysick, Admr of J. G.
Williams, dec^d: amounting to \$101.³⁰
with interest from May 10. 1892. till paid.
3^d - A deed of trust in favor of Elith
H. and Melia J. Bishop for \$1591.⁰⁰. and
a fee bill due B. F. McLeod, Clerk, amounting
to \$2.⁷⁴. Aggregating \$2345.⁰⁴ as aforesaid.

Respectfully Submitted.

B. F. McLeod,

Clerk in Chancery

Court's fee \$5.⁰⁰
charged Plaintiff. }

Williams's Admⁿ

2^d } Sum:

Bishop & als:

1893. 2nd Feby Rules

Cir: let:

Executed by deliv^{ing}
a copy of this ~~to~~
to each of the within
named parties

Feb. 20th 93 J. W. Williams
Suff.

X

THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF SOUTHAMPTON COUNTY, Greeting;

WE COMMAND YOU TO SUMMON

Thos. A. Bishop - J. B. Finney
Adm^r of Wm. E. Beale, dec^d. and Benj. E. Worrell.

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 *3^d* Monday in *February 1893* next, to answer a Bill in Chancery exhibited against *them* in our said Court by *Wm. A. Myrick Adm^r*

de bonis non of Joseph G. Williams, dec^d.

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 *10* day of

February, 1893, in the 117th year of the Commonwealth.

Teste: B. F. McLemore

C. C.

-1909-

Williams adms
on 3 Dec
Bishop & als

To be returned
cmt
May 5th 1893

Sep 16/93

Entered

Williams adurr

vs 3

Bishop & als

Dece

This day this cause came on to be heard on the bill taken for consigned as to all the defendants Thomas A. Bishop, J. B. Prince and Benjn E. Worrell 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 an account of the actual and annual value of the tract of 174 acres of land now held and occupied by Thomas A. Bishop and of all the liens now existing and outstanding against or on the said tract ^{or lands} their dignity and priorities whether by mortgage, deed of trust or judgment and report the same to court together with any other matters specially stated deemed pertinent by himself or which he may be required so to state by any of the parties interested.