1844-052 Chancery Causes; Willis H. Woodley, gdn of Mary Ann Woodley vs Willis H. Woodley,
Isle of Wight County Mary Ann Woodley; by v c v a l

[included in Feb. 1844 records]

other SURNames: Thomas
Holstead

Spa: in chy:	36
Docketing suit	0
Att:	0
Fil: bill	1
Or: publication	10
copies	36
Swearing at it: bonds &c	5
Fil: answer &c: additional	5
Sp: Woodley &c Sp: 3	45
Sp: subpoena to take depo:	15
Sp: interrogatories	15
Ratio	50
Recording decree	34
Copy decree	34
Taxing costs	20
Or: for cont: rejt: Sp: d:	26
Recording rejt: Cont:	
final decree 2/3	54
	4.90 Clerk
L. & Cert: tax	10 75
Printers fee	5 00
Sheriff:	
	$20 65

Bill of costs

Dear Sir,

Enclosed you to find Receipts from Messrs Rodgers filed in pursuit of Messrs Rodgers to me in a letter. send them to Messrs Rodgers & endorsed yet the Bonds.

Compts
A. Atkinson
Lacy 8. 1835

Comptr. Watts
N.Y.

Acct: of N. Young clerk of the court of Shiaw
nigh two bonds filed in the dist of Woodby
a: Woodby, in favor of my wife Mary Ann
who was Mary Ann Woodby —

Jany: 7th 1839 —

Jno D Hotstead

Know all men by these presents that we and

are held and firmly bound unto David Campbell governor of Virginia for the time being and his successors in office in the just and full sum of one hundred

Know all men by these presents that we Willis H Woodby, Archd Atkinson & William H Day are held & firmly bound unto Davis Roberts Jordan Parr Jno. P. Thomas, William McCannon

gentlemen justices of the court of Isle of Wight County, now sitting in the sum of six thousand dollars; to which payment well & truly to be made to the said justices & their successors we bind ourselves & each of us, our & each of our heirs, Executors & administrators jointly & severally, firmly by these presents sealed with our seals & dated this 4th day of Nov. 1833 & in the 58th year of the Commonwealth.

The condition of the above obligation is such that if the said Willis H Woodby, guardian of Mary Ann Woodby orphan of Andrew Woodby shall remit the proceeds of the sale of a ~~and~~ ~~land~~ grist mill & the land thereto belonging ordered to be sold by the county court of this county at its last October term, and account for the same according to law, then the above obligation to be void, or else to remain in full force & virtue

Willis H. Woodby (Seal)

A. Atkinson Jr (Seal)

Wm H. Day (Seal)

Pittman
H. C. Edwards
atty

Wells S. Woodley's bond as
guardian to Mary Ann
Woodley authorizing him
to receive the sales of a water
grist mill & invest the
same according to Law.

November 4th 1833

BY VIRTUE of a decree of the County Court of Isle-of-Wight, pronounced the 7th of October, 1833, we shall offer for sale, to the highest bidder, on *Wednesday the 6th day of November*, 1833, a valuable Water GRIST MILL, with several acres of Land thereto attached, lying within three miles of the town of Smithfield, in said County, and the property of Mary Ann Woodley, an infant child of Andrew Woodley, deceased.—This Mill is one of considerable value and presents many advantages over other mills in the same County. Persons are invited to view the premises before the day of sale.—Terms 6 and 12 months credit, with approved security and a deed of trust on the property to secure the payment of the purchase money. The sale will take place on the premises.

GEORGE WILSON,
W. H. DAY, } *Com'rs.*

oc 10 Th3w

I CERTIFY *that the annexed Notice,* ~~in the Case~~ *of the Sale of Woodley's Mill, by G. Wilson & W. H. Day* *continuing* *has been inserted for three weeks, successively, in* "THE AMERICAN-BEACON," *Newspaper, published in Norfolk, Va. commencing Octo. 10th 1833.*

Wm C. Shields,

one of the firm of Shields & Ashburn,

Publishers of the Beacon.

Sworn *to before me, an Alderman of Norfolk Borough, by* Wm C. Shields ——— *this* 9th *day of* November 1833.

D. L. Barraud

Geo. Wilson & Wm H. Day Esq. (Commissioners)

To SHIELDS & ASHBURN,

Office of the American Beacon and Norfolk and Portsmouth Daily Advertiser, } Dr.

1833.

Octo. 10	To publishing Notice ~~in the Case~~ of the Sale of Woodleys Mill, on 6th Nov. 1833 ——— 1 & 3 weeks	$1.50

Rec'd Pay't

Shields & Ashburn

1487·17½
1487·17½
£1974·35

To WILLIAM B. WOODLEY.—
Sir—As you are not an inhabitant of the State of Virginia, I take this mode of giving you notice, that on *Saturday, the 24th day of August*, 1833, at the Tavern of James W. Wheadon, in the County of Isle of Wight, between the hours of 7 o'clock, A. M. and 7 o'clock, P. M. of same day, I shall take the depositions of John B. Gale, Mills Daniel, and others, to be read as evidence in the suit in the County Court of Isle of Wight in Chancery, in which I, Willis H. Woodley, Guardian to Mary Ann Woodley, am Plaintiff, and you and others are Defendants.—And if from any cause, the said depositions shall not be taken on that day, they will be taken at Isle of Wight Court House, on the first Monday in October, 1833, between the hours of 7 o'clock, A. M. and 7 o'clock P.M. of that day.

WILLIS H. WOODLEY,
Guardian of Mary Ann Woodley.

july 18 Th4w

I CERTIFY *that the annexed Notice, in the case of* Woodley vs Woodley *has been inserted for* four weeks *successively, in* "THE AMERICAN BEACON," *Newspaper, published in Norfolk, Va. commencing* July 18th 1833.

Shields & Ashburn,
of Shields & Ashburn,
Publishers of the Beacon.

Sworn *to before me, an Alderman of Norfolk Borough, by* Shields *this* 12th *day of* October 1833.

D. C. Barraud

P. Atkenson Esq.

To SHIELDS & ASHBURN,
Office of the American Beacon and Norfolk and Portsmouth Daily Advertiser, } Dr.

1833
July 18 *To publishing Notice in the Case of* Woodley vs Woodley — *to take de-positions* — 4 weeks — } $2

AT a Court held for Isle of Wight County, the third day of June 1833,

Willis H Woodley, Guardian of Mary Ann Woodley, orphan of Andrew Woodley, dec'd. *Pltf.*

AGAINST

Willis H Woodley, William B Woodley, John H Woodley, Thos Woodley, Elizabeth H H Woodley, Mary Ann Woodley, Fanny Thomas, who is now the wife of Samuel Thomas, and who was formerly Fanny Woodley, and Joseph R and John C Woodley, infant children of Andrew B Woodley, decd; *Dfts* } IN CHANCERY

On motion of the Plaintiff by his Attorney, Nathaniel Young Clerk of this Court, is appointed guardian *ad litem* to Joseph R Woodley, John C Woodley, Mary Ann Woodley, Elizabeth H H Woodley and Thomas Woodley, to defend them in this cause. This day came the Plaintiff by his Attorney and filed his bill; and William B Woodley, one of the Defendants, not having entered his appearance and given security according to the Act of Assembly and the rules of this Court; and it appearing to the satisfaction of this Court that he is not an inhabitant of this Commonwealth,--On motion of the Plaintiff by his Attorney, it is ordered that the said William B Woodley do appear here on the first Monday in September next, and answer the Plaintiff's bill; and that a copy of this order be forthwith inserted in some newspaper published in the Borough of Norfolk for two months successively, and that another copy be posted at the front door of the Court House of this County for two successive court days.

A Copy—Teste,

NATH'L YOUNG, *C C I W C.*

june 13 Th2m

I CERTIFY *that the annexed Notice, in the case of* Willis H. Woodley vs Wm B Woodley & others *has been inserted for* Two Months, *successively, in* "THE AMERICAN BEACON," *Newspaper, published in Norfolk, Va. commencing* June 13th 1833.

Wm C Shields,

of Shields & Ashburn,

Publishers of the Beacon.

Sworn *to before me, an Alderman of Norfolk Borough, by* Wm C. Shields —— *this* 12th *day of* October 1833.

D. C. Barraud

Archibald Atkinson Esq

To SHIELDS & ASHBURN, Dr.

Office of the American Beacon and Norfolk and Portsmouth Daily Advertiser,

1833.

June 13. To publishing Notice in the Case of Willis H. Woodley vs Wm B Woodley & others. 2 Months $5

E. C.

Willis H Woodley guardian to Mary Ann Woodley
on
Mary Ann Woodley, Thomas Woodley, Elizabeth Woodley,
Joseph H Woodley, and John C Woodley infants of Joseph H Woodley
deceased & Wife of Saml Thomas, & Willis H Woodley
the wife of Wm B. Woodley who is out of this County,
and against whom the plaintiff appears to have
proceeded in the manner prescribed by law as against
absent defendants, they failing to appear and
file their answer, on motion of the plaintiff,
the Court doth take his bill for confessed as to
that defendant; and the cause coming on to
be heard on the bill, the answers of the defts.
Mary Ann Woodley, and of her guardian ad
litem, & the answer of Samuel Thomas & his
wife Fanny Thomas, Willis H Woodley, John
H Woodley, Thomas Woodley, Elizabeth
Woodley, John C Woodley, & Joseph H Woodley
~~plaintiff~~ ~~Woodley~~
the infant defendants having answered by
their guardian ad litem, and depositions
of John B Gale and Milly Daniel
was argued by counsel; On consideration
whereof, the Court being of opinion from
the Evidence in the cause, that the interest
of the infant defendant Mary Ann Woodley
manifestly requires the sale of her real
estate usually called "the Store lands" & the
land and appurtenances attached thereto
which by the complainants bill is sought to
be sold in conformity to the acts of assembly
in such case made and provided and
the Court being also of opinion that the rights
of others will not be violated; the Court

doth adjudge, order and decree that George
Wilson and William K Doy
or any one of them, Commissioners for that
purpose appointed, after giving three weeks
previous notice by advertisement published
in one of the News-papers printed in the town
of Norfolk and also at the door of the
Court House of Elizabeth City County, do
expose to sale at publick auction on a credit
of 6 and 12 months, the land and premi-
-ises in the said bill mentioned and des-
-cribed as "The Mill Lot", being the Mill property lands of which he [illegible] Woodly died seized &c. x
-tenancy all the to pay and Woodly in addition to the sale
and out of the money arising from the sale
pay the expences of the said sale and take
of the purchaser or purchasers two bonds
with approved security each for one moiety
of the purchase money (after cost paid) the
bond to be payable in six months, the other
in 12 Months, together with a deed of trust
on the said Real estate to secure the
payt of the purchase money - and
the said Com are directed to bring the bonds
and trust deed into Court to be subject
to their future order of the said Court.
and liberty is reserved to the infant
defendants to shew cause if any they can
against this decree within 12 months after
they shall respectively arrive to the age
of 21 years &c —

Woodley

v

Woodley &c.

To be entered on minutes

vide Tate 295.
supplement to R. case 224

June Court 1833—

This day came the plff: by his counsel and filed his bill and the def: William B Woodley not having entered his appearance, and given security according to the act of Assembly, and rule of this Ct and it appearing to the satisfaction of the Ct that he is not an inhabitant of this Com'th:, On motion of the plff: by counsel, it is ordered, that the said defendant do appear here on the monday in September next, and answer the bill of the plff:— and that a copy of this order be forthwith inserted in some news-paper published in the Boro: of Staunton for 2 months successively, and posted at the front door of the Court House of this County, on two successive Court days.—

Woodley's Gov.
" " Chy.
Woodleys. Dr.

publication

Willis B Woodley guardian of Mary Ann Woodly

v

Mary Ann Woodley, Thomas Woodley, Elizabeth Woodley, Joseph B Woodley, John D Woodley, infant children of John B Woodley, Willis B Woodley, said Peggy & Fanny his wife & W.B. Woodley — & J.B. for further

This cause came on again this day to be heard upon the papers formerly read & the report of the sale made by some of the Commissioners, & exceptions to the order of the 11th day of October 1833, to which there is no exception, & was argued by Counsel; On consideration whereof, the Court being satisfied of the propriety of the sale and that the guardian of the infant before the sale was made had executed bond with sufficient security pursuant to the duties & according to the act of the 27th February 1828 in such case made and provided; and the Court being also satisfied with the bond and security taken from the purchaser according to the terms of the decree do which are filed in the office of the Clerk of this County Court and under the control of this Court, the Court approving and confirming the said report both as to the sale & conveyance, and that the said Commissioner execute to the said James B Wilson Richd. Alexander, James B Urquhart, Richd. A Urquhart, Charles Urquhart, and Stanhope Urquhart, a deed for the Mill and lands mentioned & described in the report aforesaid & the plat "and appurtenances thereto to Mary Ann "Woodley in the division of the lands whereof "her father died seized &c" & the Clk will hereafter issue further &, to the process of the sale.

and the Court doth also adjudge, order and decree that the infant defendant Mary Ann Woodley on arrival to the age of 21 years, convey by a good &

sufficient deed with warranty of title the said real estate to the purchasers aforesaid. And liberty is reserved to the infant defendants to shew cause if any they can against this decree within a year & a day after they shall respectively arrive to the age of twenty one years

Wm Woodyard
vs
Henry Dunn
Mary Ann Woody
and others

In the Ct.

April 7th 1834 decree for the commissioner to make a deed to the purchasers

Monday Sam Mon day Sam Mon day

This cause coming on this day to be again heard on the report of Comy Reed the report of the Com. last for one hundred cent to the order of sale, and it appearing to the Court that Mary ann Holstead wife of John D Holstead has arrived to the age of 21 years, It is ordered that the bill of this ct. exhibited to John D Holstead in right of his wife aforesaid the Bond filed in this Suit payable by Archd Atkinson, J. Wilson, Lar B Luyckart, Chs J Luyck-hart, Augustus B Luyckart & John Luyckart to Nov 10th day Com. - to be paid by them to the said Holstead for him & his wife in right of the respectively & the Report - And the said Holstead & wife are to execute a deed to the Report or Court for ordered and the Clerk

Woody

v.

Woody

Order

Vote entered

Entered

Wm. & Woodley &c. & Mary ann Woodley
& Chy.
Mary ann Woodley & others.

& It appearing to the Court that Wm. & Woodley as exor: of Andrew Woodley in discharging the debts of his testator has been compelled to pay a large sum of money over and above what remained in his hands after selling slaves &c to the distributees, and that the proportion which Mary ann Woodley wife of John Holstead who has been made a party to this cause is the sum of eight hundred & odd dollars, in order to pay her proportion of debts of her father Andrew Woodley. The Ct. therefore by consent of the said Holstead doth do order that the delivery in the bonds filed in this cause pay to the said Willis & Woodley exor: of Andrew Woodley the sum of eight hundred odd dollars to be applied as a credit when paid to one of the said bonds due by Elizabeth Wilson & others, & which credit when the said sum shall have been paid, is to be

Endorsed on back of the said bonds by the
said ~~Hardy Broadley~~ John B Holstead

I consent to the foregoing order & wish it to
be entered by the Court — John E. M. Eaton
Date

To the County Court of Isle of Wight —

Agreeably to a decree of the County Court of Isle of Wight County made in the suit of Willis H Woodley complainant, and Mary Ann Woodley complainant, and Mary Ann Woodley & others defendants, at October Court 1833, a copy whereof is hereto annexed & made a part of this report, after giving three weeks notice by advertisement published in one of the newspapers printed in the town of Norfolk, also at the door of the Court-House of Isle of Wight County, I did, on the sixth day of November 1833 on the premises, expose to sale to the highest bidder on a credit of six and 12 months, except so much as was necessary to pay the costs of this suit, the lands and premises mentioned in the said annexed decree, described as the mansion & appurtenances, allotted to Mary Ann Woodley in a division of the lands of which he & Nathaniel Woodley died seized &

In Isle of Wight County Court October term 1833.

Willis H. Woodley guardian to Mary Ann Woodley Plaintiff

against

In Chancery

Mary Ann Woodley, Thomas Woodley, Elizabeth Woodley, Joseph R. Woodley, and John C. Woodley infants and John H. Woodley, Willis H. Woodley, Samuel Thomas and Fanny his wife and William B. Woodley Defendants

The defendant William B. Woodley who is out of this country, and against whom the plaintiff appears to have proceeded in the mode prescribed by law against absent defendants, still failing to appear and answer: On motion of the plaintiff, the court doth take his bill for confessed as to that defendant, and the cause coming on to be heard, on the bill, the answers of the defendants Mary Ann Woodley, and of her guardian ad litem, the answers of Samuel Thomas & his wife Fanny Thomas, Willis H. Woodley, John H. Woodley, Thomas Woodley, Elizabeth Woodley, John C. Woodley & Joseph R. Woodley, the infant defendants having answered by their guardian ad litem, and depositions of John B. Cole, and Willis Daniel, was argued by counsel On consideration whereof the court being of opinion from the evidence in the cause, that the interest of the infant defendant Mary Ann Woodley manifestly requires the sale of her real estate usually called the new mill, and the land and appurtenances attached thereto, which by the complainants bill is sought to be sold in conformity to the acts of assembly in such case made and provided, and the court being also of opinion that the rights of others will not be violated, the court doth therefore order and decree that George Wilson and William H. Day or any one of them commissioners for that purpose, appointed after giving 3 weeks previous notice by advertisement published in one of the news papers printed in the town of Norfolk, and also at the door of the court house of Isle of Wight county, do expose to sale at publick auction on a credit of 6 and 12 months, except so much as will pay the costs of this suit and of the sale, the land and premises in the said bill mentioned and described as the new mill being the mill and appurtenances allotted to Mary Ann Woodley in a division of the lands of which her father Andrew Woodley died seized &c and out of the money arising from the sale pay the expenses of the suit &c and take of the purchaser or purchasers two bonds with approved security each for one moiety of the purchase money, after costs paid, one bond to be payable in six months, the other in 12 months, together with a deed of trust on the said real estate to secure the payment of the purchase money, and the said comrs are directed to bring the bonds and deed of trust into court to be subject to the future order of the said court; and liberty is reserved to the infant defendants to shew cause if any they can against this decree within 12 months after they shall respectively arrive to the age of twenty one years &c.

Abstr Test Nath. Young C.

and at the said sale James R Wilson, Archd Atkinson, Nicholas A Urquhart, James B Urquhart, Charles Urquhart and Austin Urquhart became the purchasers of the said land, mill and appurtenances, they the highest bidders therefor, at the price of three thousand dollars - and in conformity to the said decree, I have paid the legal expenses of the suit, which was the sum of $25.00 — this being deducted, the nett amount of purchase money is two thousand nine hundred and seventy five dollars to secure the payment of which I have as directed taken two bonds executed by James R Wilson, Archd Atkinson, Nicholas A Urquhart, James B Urquhart, Charles Urquhart and Austin Urquhart with a deed of trust on the property, each bond is for the sum of fourteen hundred and eighty seven dollars and 17½ Cts; one payable in six months, the other payable in twelve months from the 6th day of November 1833, which bonds and deed of trust I herewith render into the Court aforesaid as by the decree I am ordered - all which is respectfully submitted

(Signed)

Wm H Day

Attorneys fee & tax $10.75
Printers fees 7.00
Clerks fee 4.90
$22.65
advertising 1.50
24.15

Mills Kimball
Bill of Costs
Brought up
Mary Ann Moody
Appt

Decem ber 1st 1853
Commissioners report with two bonds fees
& comfee

To Natl C Young Guardian ad Litem to Mary Ann Woodby,
Thomas Woodby, Elizabeth Woodby, Joseph R Woodby and
John C Woodby infants of tender years, and John R Woodby
Willis R Woodby, Danl Thomas & Fanny his wife L
Wm B Woodby: Take notice that on Saturday the 24
of August 1833 at the tavern of James N Rhodes in the
County of Isle of Wight, between the hours of 7 o'Clock Am
and 7 o'Clock pm of same day, I shall take the depos-
-itions of John B Gale Tellidy Daniel and Others, to be read as
Evidence in the Suit in the County Court of Isle of Wt.
in Chancery, in which as Guardian of Mary Ann
Woodby, I am pl'ff: and you are defendants
and if from any cause, the said depositions
shall not be taken on that day, they will be taken
at Isle of Wight Court-House on the first Monday
in October 1833 between the hours of 7 o'Clock Am
and 7 o'Clock pm of same day ——

July 16. 1833 —

Willis R Woodby Jr.
to Mary Ann Woodby

Brooklyn Sa.

" 3/3 Austria

Brooklyn Dr.

24 Bf. L 1 Month
in Cotton 1833.

To William H. Brooks Jr. Late ...

Copy of Invoice of Cotton Shipped ...

Wm. H. Brooks

Per Ship Brooklyn

Samuel Thomas

Shields & Ashburn, Printers, Norfolk.

The Commonwealth of Virginia,

To the Sheriff of Norfolk — *County*, GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON Mary Ann Woodley John C. & Joseph R Woodley, the two last are infants of Andrew B Woodley dec'd.

to appear before the ~~Judge of the Circuit Superior Court of Law and Chancery for the County of Isle-of-Wight~~ Justices of our said county court, at the Court-House of Isle-of-Wight County, on the first day of June term next; to answer a bill exhibited against them

in the said Court, by Willis A Woodley guardian to Mary Ann Woodley

and unless the said defendants shall answer the said bill within four months thereafter, the Court will take the same for confessed, and decree the matter thereof accordingly. And this they shall in no wise omit, under the penalty of £100 each and have then there this writ: Witness NATHANIEL YOUNG, Clerk of our said Court, at the Court-House, the 28th day of May 1833, and in the 57th year of the Commonwealth.

Nath. Young.

Woodley J. Edn.

vs. Spas. in. ch.

Woodley &c

May 28th 1833. —

atkinson

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Executed on
Mary Ann Woodley
The others Capt
are no Limiting
Baldwick
H. Wilson Shff

Shields & Ashburn, Printers, Norfolk.

The Commonwealth of Virginia,

To the Sheriff of Isle of Wight County, GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON *Mary Ann Woodley, Willis A Woodley, Joseph R & John C Woodley Woodley infant children of Andrew B Woodley dec'd, Sam'l Thomas & Fanny his wife, William B Woodley, John A Woodley, Thomas Woodley and Elizabeth A. A. Woodley*

to appear before the ~~Judge of the Circuit Superior Court of Law and Chancery for the County of Isle-of-Wight~~ *justices of our said county court*, at the Court-House of Isle-of-Wight County, on the first day of *June* term next; to answer a bill exhibited against *them*

in the said Court, by *Willis A Woodley Guardian to Mary Ann Woodley*

and unless the said defendant shall answer the said bill within four months thereafter, the Court will take the same for confessed, and decree the matter thereof accordingly. And this *writ* shall in no wise omit, under the penalty of £100 *each*: — and have then there this writ: Witness NATHANIEL YOUNG, Clerk of our said Court, at the Court-House, the *25th* day of *May* 1835, and in the *59th* year of the Commonwealth.

Nath'l Young

May 26th 1833. We the undersigned, acknowledge the service of the within sps. —

W. H. Woodley
Samuel Thomas
Frances H. Thomas
Jno. H. Woodley

Woodley & Wife. —
vs
Geo. M. Bibb
Woodley to
May 28th 1833.
Writ. —

Received June 3rd 1833. on Mr. Woodley's motion 28 May Term Continued for Term Court May

Interrogatories agreed upon by the plaintiff and the defendant Nathaniel Pope who has been appointed guardian ad litem to Mary Ann Woodly, Thomas Woodly, Elizabeth Woodly, Joseph H Woodly, and John C Woodly infant defendants to be propounded to John B Gain, Milly Daniel and others on the 7th day of 1833 at the first monday in October 1833 —
For the purpose of taking Evidence to be used in the suit in Chancery in the County Court of Bledsoe Nashville, in which Willis H Woodly as guardian of Mary Ann Woodly is plaintiff and the said Mary Ann Woodly, Thomas Woodly, Elizabeth Woodly, Joseph H Woodly and John C Woodly and others are defendants. —

1st Interrogatory to — are you acquainted with Mary Ann Woodly one of the children of Andrew Woodly dec'd:- if so, what is her real and personal estate - and especially say what is the condition of her title, what the annual value or rent thereof will it soon, or does it now require repairs, and will they be probably expensive or very considerable - is the real estate subject to what casualties, and will the expenses of repairs to her said estate before she arrives to the age of 21 years likely to be very great or no. and say also, what from your knowledge of the condition of her real estate, she will be injured or benefitted by a sale thereof, the money to be well secured & the interest paid annually until she arrives to age? make true answers to these questions and make a statement of any other facts calculated to inform the Court whether or not it will be advantageous to the infant for the Court to direct a sale of her said

The answer of John B Gale to the first interrogatory. — This affiant says that he knows Mary Ann Moody and is not informed that she is the daughter of Andrew Moody dec. late of Pike of Pickett County — that he is not acquainted with any real estate of said infant except the Mill which is usually called "the Saw Mill" — it is now in a very bad condition requiring expensive repairs say some two Hundred dollars — the rents he believes to be from $120 to $130 a year and the mill is so subject to casualties as to render it in his opinion much to the interest of the infant that the said Mill should be sold, and the money placed out at interest on good security — the repairs must be frequently made and the Mill thereby rendered valueless when said premises kept in good order and tenantably repaired much more than equivalent to the rents that can reasonably be expected to be kept up properly, & he entertains the opinion that unless the Mill is sold it will so occur before the infant becomes of age —

John B Gale

The answer of Wm Daniel of Lauderdale to the first interrogatory — This affiant says that he knows Mary Ann Moody who is a child of Andrew Moody dec'd late of the County of Pike Right — that he knows the Mill belonging to said infant, the rents the same at $128 a year & from having occupied the mill he has had the opportunity to examine into the state of the Mill — it is in a very bad condition now & unless expensive repairs are put on the Mill in a short time, she will be materially injured — He made enquiry of a Millwright some months ago, to ascertain what the repair of the Mill would cost him — this affiant wants to see the Mill than it is when if the evidence should be necessary to adjust the difference — that it would be worth $300 to put the mill in good order — He has a good opportunity to know the condition of the Mill & has no doubt the interest of the infant will be much increased by a sale & good security for the money — and he believes that not $50 a year is neither to the infant after deducting repairs —

(Sworn)

Wm Daniel

Pike Right Coty. to wit — This first Monday in October 1833 being the 7th of the month at Pike Right Court House, the foregoing depositions of John B Gale & Wm Daniel were taken & sworn to before me on the same day and sealed by them under their hands & seals this day aforesaid —

Thos Smelley (PS)

Pike Right Coty (PS)

I state to you Gentlemen as Letters to Mary Ann Moody, Thos Moody, Elizabeth Moody, Enoch M Moody & John C Moody infants & defendants in the suit in the County Court of Pike Right to agree that the aforesaid interrogatories may be admitted & put on the 26th of August 1833 or the first Monday in October 1833, at the Tavern of

James M. Meade, Lt at Col of 1st Ill Cavl. & Brevet — appreciably to notice.

(signed) Nath'l Young

Brevet Lt Col
Asst Adjt Genl
Washington

To the County Court of Elk & Raymond in
Chancery sitting — The joint and separate
answers of Thomas Woodley and
Elizabeth Woodley infants, but above
the age of 14 years, to the bill of
complt. to said Court exhibited
them and each of them by Wm. H. Woodley
Guardian for Marylen Woodley —

These defendants Thos & — say that
they have read the complainants bill
which they think contains the truth,
and these respondents think the
interest of their said ward Marylen Woodley
requires the sale of her said slaves
therein attached, & pray them to be
dismissed &c — (signed) Th: Woodley
Elizabeth H. Woodley

Elk & Mt. County Jan — This day came
before the undersigned a Justice for the
said County — Thomas Woodley
and Elizabeth H. Woodley infants and
oath that the foregoing answer is true
so far as it applies to their own
knowledge, and that so far as it
applies to the knowledge of others
they believe it to be true — Sworn
to and subscribed this 22d day of
June 1863 —

W. C. Edwards

Thomas Elizabeth

H. Woodley

and 3 Answers

Woodleys Sdrs

June 26th 1832

answer filed.

To the County Court of Bledsoe Co. to sitting in Equity
The joint and separate answers of Willis
B Woodly and John H Woodly and Samuel
Thomas and Fanny his wife to the bill
of complaint against them and others
exhibited in the said Court by Willis B
Woodly guardian for Mary Ann Woodly

These defendants saving &c for answer
say that the said Willis B Woodly, John H Woodly
Fanny Thomas, and Elizabeth Woodly, Mary
Woodly, John B. Woodly and Joseph H Woodly
and John B Woodly ~~the~~ would be the
heirs at law to the said Mary
Ann Woodly with these defendants,
were the said Mary Ann dead. They are
aware of the property & a sale such as is
by the guardian of Mary Ann Woodly asked
of his bill and have thereto attached.
They believe the allegations in the bill of
the complainant to be true, and so far as
concerns these defendants, they hereby
enlarge their entire approbation of the
proceedings instituted on the part of
the guardian of Mary Ann Woodly
and unite in the request that the
same as prayed, shall be made
And having answered, they pray hence
to be dismissed &c — signed.

W B. H Woodly
Jno H Woodly
Samuel Thomas
Frances H Thomas

County of Bledsoe Sept. This day came before the
subscriber a justice for said County Wm A Edwards
the aforesaid Willis B Woodly, John B. Woodly &
Saml Thomas, & the foregoing answer is sworn
to by them known or believed. Given under my
hand this 22nd day of June 1833. — W. A. Edwards

Wm. B. Woodly Jno. B.
Woodly & Wife
Thos. Briscoe
and
Hannah
Woodly &c.

June 26th 1832
answer filed

To the County Court of Lee of Nightria sitting — The separate answer of Mary and Woodley an infant to the 14 day to the bill of complaint against her and others in the said Court exhibited by Willis Woodley pro ami of the said Mary ann Woodley —

This respondent for answer say that she being of tender years lacks the capacity to judge correctly of her interest, which she submits to the Court, she however admits that by a certain deed is advised the title is vested in Woodley Lodge mill together with the 50 acres of land thereto attached, and the real estate to which in any way she is entitled, and she is moreover informed that without selling some part of her real estate the necessary repairs cant be put on the said mill and that from time to time she or her guardian will have to expend considerable money in keeping up the mill — she is moreover advised that the balance of her estate consists of the following slaves, to wit. Cyrus, Joe, Stephen, Linda & her four children, Margaret, Jack, Richard and Emmaline.

She does believe from all that has come to her knowledge, that her interest many

-ferthy requires that the Mill shall be sold
& the money vested in some security calcu-
-lated to produce certainty of
benefit with the risk of damage and
so far as she is capable she freely con-
-ents to the sale which her guardian
thinks advisable and necessary
she prays leave to be discharged

(signed) Mary Ann Woodley

Borough of Peterborough } The day came
before the undersigned a justice for the
said Borough Mary Ann Woodley who
made oath that the foregoing answer
is true so far as depends on her
knowledge and belief and so far as it depends
on the knowledge of others she believes
it to be true. Given under my
hand and seal as a justice for the
said Borough this 21st day of June in the year
1833.

G. S. Cobbe

Mayan Woodly

adv: Zanan

Wm B Woodly Sen.

June 26th 1832

action filed

To the County Court of Edgefield District sitting in Chancery. The answer of Mary Ann Woodly, Elizabeth Woodly, Thomas Woodly, John C Woodly and Joseph N Woodly all infants of tender years by Nathaniel Young Clerk of the County Court of Edgefield, by the said Court specially appointed to defend them in this suit to wit, the suit in Equity in the Court County of Edgefield, in Chancery by Wm R Woodly guardian to Mary Ann Woodly against these defendants and others. — These respondents saving & reserving unto the said infants all & all manner of benefit & advantage of exception to their rights which they submit to the Court and called on the plaintiff to prove the allegations in his bill. and having answered say they know to his discredit &c. —

(Signed, Nath[l] Young)

Edgefield District County to wit, This day came before the undersigned, a Justice for said County, Nathl Young who made oath that the aforesaid answer is true so far as it opens only his knowledge, and that so far as it relies on the knowledge of others he believes it to be true. — Given under my hand and seal this 6th day of June 1833. —

(Signed)
W. C. Edwards
"QU"

Woodly's infants
ads! Answer
of Ans.ts by Gd.n as la
time
Wm. H. Woodly &c.

June 6th 1833
Answer filed

To the Justices of the County Court of Oldham
Right in chancery sitting - Humbly complaining
shew unto your worships, your orator Willis B
Woodley guardian ad litem of Mary Ann Woodley
orphan of Andrew Woodley dec'd: of
the County of Oldham Right That the father
of the said Andrew Woodley departed this life
on or about the day of A.D. 1829
leaving several children and a considerable
real and personal estate - that after
the death of the father of the said Mary Ann
Woodley, under a decree of the Superior
Court of Chancery for the district of Mis-
sissippi, the estate of said Andrew Woodley
was divided by Commissioners for that
purpose appointed, and the property set
apart and allotted to the said Mary
Ann Woodley consisted of a parcel of
land to wit the East half of the South East
quarter of Section number Twenty Eight
in Township number Twelve South of
Range number Two East containing
eighty acres more or less, and also
the following real estate, to wit
the West quarter of the South West
quarter of Section number Twenty seven
in Township and Range aforesaid
which real and personal estate was
valued by the Commissioners to be worth
$ 5-325 -
but in consequence of the said Mary Ann being
under the age of twenty one years and
unable to manage the same to any advantage
and in consequence of the said Mary Ann
residing with your orator in the County
aforesaid which deprives your orator of the
benefit of the labour of the said Mary Ann
which would be of great benefit to your
orator in the cultivation of his farm

grist mill was erected thereon - the advan-
-tage which it would afford in manu-
-facturing rendered the seat so valuable,
that your orator verily believes the mill
in its present condition would command
a price if sold that would produce
an annual profit far greater than
can be expected to result from renting
even were the mill in good order - In
-deed this complainant is aware
that a fair price would be paid if
the said property could be sold, & this
money so secured as to render the
intent of the said parties perfectly
safe, and in the judgment of the said
guardian the interest of his ward
will be promotedly a sale of the said
real estate and he is advised that it
is in the power of your worship
to decree such a sale, & to direct
investment of the money under
such circumstances, your orator prays
that your worship will decree that the
said real estate be sold pursuant to
the provisions of the law - He proves
that the said Mary Ann Woodley is
above the age of 14 years, to wit, of the
age of [illegible] years & that those who
would be heirs to the aforesaid estate
of said Mary Ann Woodley were dec-
-d your orator Willis B Woodley, Jas
B. Woodley, John H Woodley, Thomas Wo
-odley, Elizabeth Woodley, and Fanny
Thomas who is now the wife of one
Sandy Thomas (which said persons are
the brothers and sisters of said Mary Ann
Woodley and two infants of Andrew
B Woodley decd: who was also a brother
of said Mary Ann, the said infant
children of Andrew B Woodley to wit,
Joseph R Woodley and John C Woodley
being entitled to stand in the place of
their father - Your orator prays that the
said Willis B Woodley Jas B. Woodley,
Thos J Woodley, John H Woodley, Thomas
Woodley, Elizabeth Woodley, Mary Ann Woodley
his wife, and the said Joseph R
Woodley and John C Woodley be
made defendants hereto, and that they
be compelled to answer this bill, fully
and evasively - that your worship appoint
some disinterested, intelligent & fit person
to be guardian ad litem to the said
Mary Ann Woodley, as also to the said
Thomas Woodley, Elizabeth Woodley,
Joseph R [illegible] and the
[illegible] they being infants, and that
guardian ad litem be compelled to
answer this bill on oath, as also the
said Mary Ann Woodley when she is
above the age of 14 years - and that
your worships will, if in your judgment
it be proper decree a sale of the real
estate of the said Mary Ann Woodley
or such part as to you shall seem
fit and proper, and make any other
further decree in the premises
which may [illegible]
of the ward of
is duty bound [illegible]

County of Rockbridge to wit. This day before the subscriber a Justice for said County, came Willis H. Woodby guardian for Mary Ann Woodby and made oath that the statement in the annexed bill is true so far as depends on his knowledge, & that so far as depends on the knowledge of others he believes it to be true. Given under my hand this 3d day of June 1833.

Parker Wills J.P.

Dr.

Decem 1st 1832 The undersigned as guardian of Mary Ann Woodby entered into Bond & security in the penalty of $1836 Condition for the D. Woodby to pay $300 yrs

January 1st 1833 Amount due Mary Ann Woodby

$300

Interest 3 yrs @ 6 per cent

$54

$354

Rockbridge June 3rd 1833

Wm. H. Woodby

Dr. to Willis & Woodby

To publication of Willis & Woodby guardian of Mary Ann Woodby petition for settlement of her estate

$5

To publication of Willis & Woodby guardian of Mary Ann Woodby petition for settlement of her estate

$5

To publication of Willis & Woodby guardian of Mary Ann Woodby petition for settlement of her estate

$5

$15

John Wm. 1833 Decem for value rec'd of Willis & Woodby guardian of Mary Ann Woodby the sum of $300 with interest from Decem 1st 1832 Decem 1st 1833 commissioners note

$300

Interest on the same from Decem 1st 1832 to June 3rd 1833

$18

$318