

1877-006 Chancery Causes: Thomas & Adams' Trustees vs Thomas N Urquhart
Isle of Wight County

other surnames: Thomas,
Haydon, Young, Adams
[Carey & Shipp], Carey, Shipp,
Freeman, [Carey & Shipp], Carey,
[Carey & Ship], Ship

R. L. Thomas, C. B. Hay
Jen & M. B. Mary Dwyer
v. Bire

Thos W. Wyerhand -

1843.

Sept. Rules - Bill filed,
Sess. exp. & decem. miss.

Dec. 11. Bill taken for
conf. & act for hearing.

Octo. At. Dr. for acts.

May, 1844. Dr. to trust land

Decided 74. Feb. 7. Appear
& Octo. 75. Appear and
Decided 76. Decided.

" April 74. Rep. of meeting
confd. and de. to collect
and distributed
"

and annual value of the said land
that if the rents and profits of the
said land will not pay the debt
due as aforesaid to the said
Thomas and Adams and by
the assignment of the said
your said complainants and
that they may have such other
and further relief as the nature
of their case may require and
to Equity shall seem meet.
And they will ever pray &c
Thomas & Hay decy.

February 1873 by which they conveyed
to you said complainants all of
their individual and partnership
assets of every class and character
for the use and purposes of the said
Debt mentioned as will appear by a copy
of the said Deed herewith filed as exhibit
D and prayed to be taken as a part of
this bill.

- 4 That the rents and profits of the said
land will not pay the said debt
in five years.

It is under consideration whereof and for as
much as you complainants are
without remedy save in a court of
Equity where masters of this sort
are almost innumerable, to the end that
justice may be done, your complain-
ants pray that the said Thomas S. N.
Morgan may be made a party
defendant to this bill and be required
to answer the same as fully and
as effectually as if he were here and
now especially in regard to, that a
commissioner of this court may
take ^{and report} an account of the debts of
the said T. S. Morgan which
are a lien upon the land afore-
said together with the fixtures
of the same, that ~~that~~ ^{and report} he may
likewise ascertain, the fee simple

as follows 'Lot- 10 4 Maped' & con-
taining 7 3/4 acres value at \$2100.00
and is bounded by the various other
allotments in the said Deed
mentioned

- 2 That subsequent to the division aforesaid
the said Thomas N. Mighant became
indebted to Thomas and Adams
aforesaid in an open account
to the extent of nearly one ⁴⁰100 dollars
who instituted suit upon the said
account and at the March Term
of the County Court of Isle of Wight
County 1883 they obtained judgment
against the said Thomas N. Mighant
for the said sum of \$91.40
and interest from May 1st 1872
and \$7.40 costs of said suit as a
copy of the said judgment herewith
filed as exhibit "B" and pray-
ed to be taken as a part of this bill
shews. The said judgment has been
duly docketed as the laws direct.

- 3 That the said James Thomas and
Jno: P. Adams individually and
as partners as aforesaid made a
Deed of Trust on the Day of

In the Circuit Court of Isle of Wight-
County.

R. S. Thomas, Co. B. Hayden and
N. P. Young, Trustees of James Thomas
and John E. Adams late mer-
chants and partners trading
under the firm and style of
Thomas and Adams, Plfs
Against In Chy.
Thomas N. Argubart Deft

To the Hon George Blinn
Judge of the Circuit Court
of Isle of Wight County in Chan-
cery sitting.

The Bill of your plaintiffs respect-
fully shews

1. That Thomas N. Argubart upon
the division ^{made June 1st, 1871} of his father's property
inherited and had assigned to him
Lot No 4 as the Deed of Division
and Assignment of James B.
Argubart Exor &c and others here
with filed as Exhibit "A" and may
be taken as a part of this
bill, shews; and the said Lot No
4 is according to the survey made
and returned with the said Deed as
part thereof is bounded and described

Thomas & Adams'
Trustees

to Sum. to
and Bill
B.

J. N. Argueant

to Sept. Reels 1843.
Thomas f.g.

Created by delivery
to the within named
J. N. Argueant a
true Copy of the within
Summary Aug. 29th
1843

A B Edwards Diff

The Commonwealth of Virginia,

TO THE SHERIFF OF ISLE OF WIGHT COUNTY—GREETING:

We command you to summon *Thomas A. Arguehart*

to appear at the Clerk's Office of the *Circuit* Court of Isle of Wight County, at Rules to be holden

for the said Court, on the first Monday in *September* next to answer *the Bill*
in chancery of R. S. Thomas, C. B. Hayden and
A. P. Young, trustees for James Thomas & John E. Adams
individually and as late partners trading under
the name & style of Thomas & Adams

And have then and there this writ.

Witness, NATHANIEL P. YOUNG, Clerk of our said *Circuit* Court, at the Courthouse,
 the *25th* day of *August* 18*78*, in the *98th* year of the
 Commonwealth.

N. P. Young, Clerk.

the simple value is \$1273²⁶ .. and its Annual value is \$30-
Given under my hand as a commissioner in chancery of the said court the day and
year first aforesaid

Geo. C. Johnson.

Com. employed 5 hrs. Dec. 15-

Wm. C. Johnson Justice

as { Commissioner Agent of
Accounts

Required.

Dec. 16, 1894

Commissioners Office
Smithfield May 18th 1874

Before Circuit Court of Isle of Wight County

Pursuant to a decree of the Circuit Court of said County rendered on the 20th day of October 1873 in the suit in Chancery depending therein between A^d Thomas, late Hayden and A^d Young, trustees for James Thomas and John Coddams individually and as late partners trading under the name and style of Thomas Adams, plaintiffs and Thomas A. Vreghant, defendant, the undersigned one of the commissioners of said Court to whom was referred for settlement by said decree an account of the annual and fee simple value of the real estate owned by the defendant Thomas A. Vreghant together with all the liens upon the same, reporting their date and priority, reports to the court that on the 20th day of November 1873 he issued notices against the said parties which were returned to your commissioners duly executed or acknowledged by the said parties or their attorneys, requiring them to attend at his office at noon on the 1st day of December 1873 to enable him to execute said decree, and on the date of this report he completed the following account of the liens upon the real estate of the said Thomas A. Vreghant, showing their dates and priorities to wit

1	A Judgment in favor of T. P. L. Wright & Co. Ship Merchants under the name of Bangs Shipps dated Sept 5 th 1872.	36 00	
	Interest from January 29 th 1871 to May 26 th 1874	7 18	
	Cents	8 15	51 33
1	A Judgment in favor of Arthur C. Freeman dated Sept 5 th 1872	41 00	
	Interest from June 15 th 1872 to May 26 th 1874	5 81	
	Cents	8 15	54 96
2	A Judgment in favor of James Thomas and John Coddams late merchants and partners under the firm and style of Thomas Adams, dated March 5 th 1873.	91 40	
	Interest from May 1 st 1872 to May 26 th 1874 at 12 percent	22 69	
	Cents	7 40	121 49
	Total Amount.		227 78

Your commissioners also finds that the said Thomas A. Vreghant owns a tract of land situated in Isle of Wight County containing 97 1/2 acres and that its

Thomas Adams, Justice

vs

Urgent

Common Pleas
for the County

Given by delivery
to the within named
Thos. N. Urgent
a true copy of the within
Notia Dec. 1st 1873

L. B. Edwards Clerk

Western Edge Service of the within Notice

Comptroller Office Fairfield
November 20th 1873

In Dec of Right Circuit Court, October 20th 1873

R. J. Thomas, C. B. Hayden and H. P. Young Trustees for James Thomas and John
Edwards individually, and as late partners trading under the name and style of
Thomas & Edwards, Plaintiffs

vs.

} In Chancery

Thomas H. Nugent

} Defendant

It was adjudged, ordered and decreed in this cause that a commissioner
of the Court, take and render to the Court an account of the annual and feedable
value of the real estate owned by the defendant Thomas H. Nugent, together
with the value of the same upon the same terms as in the case of Thomas & Edwards,

It further ordered and decreed that a bill be filed within the 16th day
of December 1873 at my office showing, as the time and place for the filing and
reporting said account, at what time and place they are required to attend

Shown under my hand as Commissioner of the said Court the day
and year first aforesaid

Geo. Pettibone Clerk

Thomas & Adams Trustees

2 Copy decree
vs. 3/ Octo: cin: let.
1873.

Thos. N. Ughart

For Comm: in
Chy.

In Isle of Wight Circuit Court, October 20th 1873,

R. S. Thomas, C. B. Hayden and W. P. Young Trustees
for James Thomas and John E. Adams indi-
vidually and as late partners trading under
the name and style of Thomas & Adams Pliffs.
vs. 3 Equitancy

Thomas N. Urquhart Deft.

This Cause came on this day to be heard
on the Bill taken for confessed as to the
said defendant, and Exhibits filed, and was
argued by Counsel; On consideration where-
of the Court doth adjudge, order & decree that
a Commissioner of this Court take & render
to this Court an account of the annual and
fee simple value of the Real Estate owned
by the defendant Thomas N. Urquhart,
together with all of the liens upon the same,
reporting their dates and priorities, and
any other matter deemed pertinent by him-
self or required by either of the parties to be
so stated,

A copy, Teste,

C. H. Hart, D. C.

mentioned, containing 731 acres more or less. for the term of five years. the rent to be paid on the 1st day of January annually, with the right of re-entry if default in payment be made for 30 days, taking from the lessee a lease with sufficient security. Conditioned as above, provided said land should lease for said term for at least \$250.⁰⁰ exclusive of the costs of executing said decree, and on failure to make such lease, to report to court.

Alcopy

Teste,

W. H. Hart, D. C. for
N. P. Young, clk.

Atto. fee Hat \$16.00
clks. " " 4.01 Paid Ch. P. Young
Suff. " " 1.00
Conf. Attorney 5.00
Costs to May Ct. 1874 \$26.01
Dms. 15.70

auditors fee 5.00
\$46.71

W. H. } Copy of decree
May Cir. Ct. 1874

Thomas N. Arguehart

Thomas N. Arguehart

Received of R. B. Edwards the sum of five dollars seven cents
Nov. 21st 74.
R. B. Edwards atty
Received Nov. 21st 74 of R. B. Edwards the sum of five
dollars seven cents in this sum.
Theorem Court

In Isle of Wight Circuit Court, May 27th 1874,

R. S. Thomas, C. B. Hayden and N. P. Young trustees for
James Thomas and John E. Adams, individually
and as late partners trading under the name and
style of Thomas and Adams ————— Pliffs.

vs. } In Chancery
Thomas W. Urquhart ————— Deft.

This Cause came on again this day to be
again heard on the papers formerly read,
and on the Report of Geo. R. Atkinson Comr.,
made pursuant to a decretal order entered here-
in at the October term 1873 of this Court, to
which report there are no exceptions, and
was argued by counsel: On consideration
whereof the Court confirming said report,
doth adjudge order and decree that unless
within sixty days from the date of this de-
cree the defendant Thomas W. Urquhart
or some one for him pay the plaintiffs
and J. P. S. Carey & J. S. Shipp merchants and
partners trading under the name and
style of Carey & Shipp, and Arthur C. Free-
man the sum and sums of money
respectively due them, together with all in-
terest and costs, likewise due them, that the
Sheriff of this County proceed to lease to the
highest bidder at Isle of Wight Courthouse on
some Court day the land in the proceedings

1876, 1877, 1878, 1879, and 1880. And it is covenanted by and between the parties of the first- and second-part to these presents that if default shall be made by the said L. B. Edwards, the lessee, within thirty days after the payment herein due as aforesaid be made in meeting and making the said payments that then the said L. B. Edwards, the lessee shall re-enter, and take absolute possession and control of the premises aforesaid.

Wharf the following signlines and
sues A. B. Colvard Esq. Sec.

A. B. Colvard Esq. (Sew)
 Stephen H. H. H. H. (Love)
 R. W. Burges (Lied)
 (Lied)

This Deed made this 5th Day of October A.D. 1874 between L. B. Edwards Sheriff of the County of Isle of Wight of the one part and Stephen W. Wightman and R. M. Buzger ~~parties~~ of the second part. Witnesseth that the said party of the first part doth demise unto the said parties of the second part all that certain tract or parcel of land lying and being in the County of Isle of Wight. Consisting of 731 acres more or less being the land that belongs to Thomas W. Wightman and assigned to him in the partition of the estate between the heirs at law of the late Richard Wightman and is the same in the Bill and proceedings mentioned in the suit in the Circuit Court of Isle of Wight County of R. L. Thomas, C. B. Hayden and R. P. Gentry Trustees of James Thomas and Geo. E. Adams individually and as partners trading as Thomas & Adams v. J. A. Wightman which I was required by the Decree of the Hon. Judge of the said Court to set out upon the conditions of the said Decree was complied with, from the first day of January A.D. 1875 to the first day of January A.D. 1880. a period of five years. Yielding therefore during the term fifty seven dollars and sixty six cents to be paid yearly and annually thereafter, to wit on the first days of January

Thomas Adams &
Twiss
&c

100 } In-Chancey

Thomas R. Argue

Report of L. P. Edwards
Shipton, of Leasing &

Jan. 25th 1875. Returned
spilled -

under and outburst -

A. J. Edwards Shipton

Thomas & Abner Trustees

v.

Thomas M. Arguehart.

The undersigned has leave to report
that the defendant Thomas M. Arguehart
not having within sixty days from the
date of the Decretal order rendered in this
cause on the 27th May 1874 paid to the
plaintiffs in the cause ~~some~~ and
to Messrs Ship and Carey and Arthur
C. Freeman the sum or sums of money
respectively due them together with the
interest and costs likewise due them
he advertised the said land for rent
and on the 5th day of October last he
at public auction leased out the land
in the Bill and proceedings mentioned
to Stephen M. Arguehart for the term
of five years for the sum of \$335.00
and took from the said S. M. Arguehart
a lease for 5 years ~~conditional~~ for the pay-
ment of the rent on the first days of
January 1876, 1877, 1878, 1879, and
1880 ~~and conditional~~ with the right to
re-enter for default in making either pay-
ment for thirty days after it becomes due
and the said S. M. Arguehart gave as
his surety R. M. Arguehart as will
be seen by the Lease which is herewith

Received July 1st 1877 of L. B. Edwards
 Sheriff of the County of Issa of Wright - the sum
 fifty seven dollars and eighty seven cents
 collected and paid by him under the decree of the
 Circuit Court of Issa of Wright County at its Octo-
 ber Term 1876 in the Case of Thomas Adams
 v. Wagonhart;

C. B. Hayden Atty for
 Cay & Shipps

Received July 1st 1877 of the above said L. B. Edwards
 the sum of sixty two dollars and fifty cents due us and
 collected and paid as above mentioned.

A. R. Freeman
 by Geo. Shaw Atty

Received July 1st 1877 of J. H. Wagonhart the sum
 of One Hundred and fifty four dollars and Sixty
 four cents due by J. H. Wagonhart under the judg-
 ment of Thomas & Adams against him

R. I. Thomas, Atty.

Re

74 6. 12
 48 12 13
 3. 28

119 2 1/2
 23 6 10 1 18 3
 5 6 6 0 6

Henry Schiff

36 00

Interest from Jan 2^d 1871 to Jan 4th 1877

13 71

Cash

8 15 3786

" Arthur C. Korman

41 00

Int from Jan 15th 1872

13 25

Cash

8 15 6240

" Thomas Sedgwick

91 40

Interest May 1st 1872

12%

55 84

Cash

7 40 15464

Mid

" W. Langhorne

14 00

Int from May 22nd 1874

2 76

Cash

1 75 1851

" J. S. Buckhouse

12 50

Int from Dec 22 1874

1 84

Cash

1 75 16⁰⁹29

Mid

" E. W. Moore & Co

44 63

Int from Oct 6th 1874

7 13

Cash

7 55 5931

Mid

36881

By A. B. Cleveland.

1851

16.04

5931

93.91

18.51

75.40

12166

24715

10

225

10

27844

475 50
475 50
52251

475 50
475 50
475 50
32773

Thomas & Adams ~~Associates~~

per 3 Statement of Election &c
under decree of April term 1877

Shos. N. Verguhant.

First Amk. Collection of S. N. Verguhant

Principal

57.00

Interest from Jan. 1870 to June 1877. 4.90

Second Amk. Collection of S. N. Verguhant

Principal

57.00

Interest from Jan. 1877 to June 1877. 1.44

Total Amk. Collection

\$121.66

Amk. Cash \$3.70

taken as a part of this report. Finding that
 the said H. N. Wigham and R. W. Burgess
 were willing and anxious to pay the money due
 in the deferred years of this lease I accepted the
 same and paid over to ^{R. L. Thomas, attorney for this lessee} Thomas & Adams the
 sum of one hundred and fifty ^{four dollars} ~~seven~~ and ^{sixty} ~~eighty~~
^{four} ~~seven~~ cents as shown by his receipt - hereunto
 filed marked "C" and prayed to be taken as
 a part of this report. I have also paid
 all clerks and sheriffs costs as is shown by the
 receipts hereunto filed marked D & E. hereunto
 filed and prayed to be taken as a part of this
 report. All of which is respectfully submit-
 ted.

L B Conrad Shiff

Thomas & Adams

"

Wigham & Burgess

1827

Religious Person

Report of L. B. Conrad
 Shiff

Oct. 1. 1827

Filed

Thomas - Adams

v.

J. H. Urquhart

Do the Hon Circuit Court
of San of Wright County:

I have the honor
to report that pursuant to the decree of the
Circuit Court of San of Wright County rendered
at its October Term 1876, ^{hereto attached} I have collected
the bonds of the J. H. Urquhart and R. H.
Burgess as in the said decree directed and ap-
plied the proceeds thereof to the payment of
the judgments of Shipp & Cary, and Arthur
C. Freeman, Thomas & Adams according
to the directions of the said decree. There was
one upon the first bond of the said J. H. Urquhart

the principal sum of	57.66
and of interest	4.90
and upon the second bond principal	57.66
and interest	<u>1.44</u>
Making a total of	\$ 121.66

which I have applied thus:

to the judgment of Cary & Shipp	57.86
to A. C. Freeman	62.40
to Thomas & Adams	<u>1.40</u>
Making a total of	\$ 121.66

for which the receipts of the said parties are
herewith filed marked "A & B" and prayed to be

Thomas Wams Foster

v. Ralph Deane

Robert W. Deane

1873 October Term

Exhibitions

Geo. B. Deane,

Entered (7)

Thomas & Thomas Justices

Thomas M. Bryan Just.

This cause came on this day to be heard on the Bill captioned for confessed as to the said defendant - and exhibits filed and was argued by counsel: on consideration whereof the court with Judge Adams and Deane that a commission of this Court do take and render to this Court an account of all the annual and for simple value of the real estate owned by the defendant Thomas M. Bryan - together with all of the claims upon the same reporting their dates and priorities and any other matters deemed pertinent - by himself or requested by either of the parties to be executed.

Thomas & Adams
Publishers

N.

Wright & Co.

Book Store

May June 1874

To the undersigned

Geo. B. Wood.

Entered

42,

rights of entry if refusal in any
must be made for 30 days taking
from the area a lease with suffi-
cient security - conditioned as above
provided said land should lease for
said term for at least \$250 exclusive
of the costs of executing said decree, and
in failure it make such a lease to
upset - 10 cent -

Thomas & Stams Juniors

v.

Wright & Co

This cause came on again this day to be again heard on the papers formerly read and on the report of G. R. Atkinson Commissioner made pursuant to a decretal order entered herein at the October Term 1873 of this Court to which report there are no exceptions and was argued by counsel: on consideration whereof the Court ^{confirming said report} doth advise an order and leave that writs return 60 days from the date of this decree the defendants Thomas & Stams Juniors or some one for them pay the plaintiffs and T. P. I. Cary & J. S. Shiffers merchants and partners trading under the name and style of Cary and Shiffers and Arthur C. Freeman the sums and sums of money respectively due them together with all interests and costs likewise on them that the Sheriff of this county get out a lease to the highest bidder at the Court House on some Court day the land in the proceedings mentioned containing 7 3/4 acres more or less for the term of five years the rent to be paid on the 1st day of January annually with the

Thomas & Adams Inc.

11 Dec

Wm. H. H. -

April 1877

To be entered,

Geo. Bloss.

Filed 37

own & the same - Boston and Newport - 11
his handwriting under this name

17 Arthur C Freeman the sum of \$54.96 with 2 cents
on off 46.00 from the 2d day of May 1874 All paid

Thomas & Adams Trustees

vs
Wm Hart

This cause came on this day to be again heard
on the papers formerly read and on the report
of L. B. Edwards made pursuant to the de-
cretal order rendered at St Mary Term 1874
to which report no exceptions are filed and
was argued by counsel. On consideration
whereof the court confirming the said report
with advice and decree that the said
L. B. Edwards collect from S. M. Wagoner
and R. W. Benge his surety the sum of fifty-
seven dollars and sixty six cents with inter-
est thereon from the first day of January
1876 till paid, and also the sum of fifty-
seven dollars and sixty six cents with interest
thereon from the 1st day of January 1877 till
paid, and after paying the unpaid costs of this
suit pay ^{to Cary and Shiff, or their attorneys} ~~the balance in his hands~~
~~the sum of thirty six dollars with interest thereon~~
from the 24th day of January 1871 till paid and
Eight dollars and fifteen cents their costs ^{of} and
to the Trustees of Thomas and Adams, or their
attorney the balance in his hands as a credit-
upon their judgment of \$91.40 of March 4th
1873 taking from the said parties ^{receipts} for the pay-
ments made as aforesaid, and returning the

Trustees of Thomas + Adams or their Attorney
the balance in his hands as a credit upon
their judgment of \$91.⁴⁰ of March 4th 1873,
taking from the said parties, receipts for
the payments made as aforesaid, and
returned the same to the court together
with his report of his proceedings under
this decree.

Attest
W. C. Key

add: Costs, to wit
clerk's fees - \$3.76

Paid at New York

W. A. Edwards De for
N. P. Young att

Thomas + Adams

Trustees

v. B. Buckley

J. H. Magrath

Copy of decree of
April 11th 77.

At a circuit court held for the county of
Isle of Wight on Saturday April 21st 1877.

R. S. Thomas, C. B. Stoyden and A. J. Young Trustees
of Thomas and Adams. Petiffs.

Against J. N. Chancery
Thomas A. Urquhart

Deft.

This cause came on this day to be again
heard on the papers formerly read, and on
the report of G. B. Edwards, made pursuant
to the decretal order rendered at its May term
1874, to which report no exceptions are filed,
and was argued by Counsel, on consideration
whereof the court confirming the said report,
doth adjudge, order and decree that the
said G. B. Edwards collect from J. N. Urquhart
and W. H. Burgess his succees the sum of
\$57.⁶⁶ with interest thereon from the 1st day
of January 1876 till paid; and also the sum
of \$57.⁶⁶ with interest thereon from the 1st day
of January 1877 till paid, and after paying
out the unpaid costs of this suit, pay to
Gary and Ship or their Attorneys the sum
of \$36.⁰⁰ with interest thereon from the 29th
day of January 1871 till paid, and \$8.¹⁵
their costs; and Arthur L. Freeman the sum
of \$54.⁹⁶ with interest on \$41.⁰⁰ from the 26th
of May 1874 till paid; and to the

upon their judgment of \$91,40 of March 4th
1873. taking from the said parties receipts
for their payments made as aforesaid
and return the same to the Court,
together with his report of his proceedings
under this decree.

Attest.

Teste.

V. A. Edwards D.C. for
A. P. Young Clerk

Thos. Adams Lunsden

or
Jesse Appleby

Myself, J. P.

Dorchester Cir. Ct. April 21st 74.

A. S. Thomas, E. B. Sayden and S. S. Francis Trustees
of Thomas and Adams, Pltffs

Against J. S. Chacey
Thomas S. Mighnark Defts.

This cause came on this day to be again
heard on the papers formerly read, and
on the report of L. B. Edwards made pursuant
to the decreed order, rendered at its
May term 1874, to which report no exceptions
are filed, and was argued by Counsel, on
consideration whereof, the Court confirming
the said report, doth adjudge, order
and decree that the said L. B. Edwards,
collect from S. S. Mighnark and E. W. Burgess
his surely, the sum of \$57.⁶⁶, with interest
thereon from the 1st day of January 1876,
till paid; and also the sum of \$57.⁶⁶, with
interest thereon from the 1st day of June
1874, till paid; and after paying the unpaid
costs of this suit, pay to Cary and Ship
or their Attorney, the sum of \$36.⁵⁹, with
interest thereon from the 24th day of June
1874, till paid, and \$8.¹⁵ their costs, and
Arthur C. Freeman the sum of \$54.⁹⁶ with
interest on \$41.⁵⁰. from the 26th day of May
1874, till paid; and to the Trustees of
Thomas and Adams, or their Attorney
the balance in his hands, as a credit

Thomas Adams

v.

Wrentham

1877

Delwin Tenna.

To be entered.

Geo. S. Sloss.

(Entered 8)

Thomas & Adams

v

J. H. Hughes & Co.

This cause came on this day to be again heard on the papers formerly read, and on the report of L. B. Edwards made pursuant to the docket order rendered herein at the April Term 1877. In which no report or exceptions are filed and was argued by counsel. On consideration of the report ^{confirms} ~~confirming~~ the said report, and there being nothing further to be done the court doth adjudge order and decree that the said cause be removed from the docket.

R. A. Wigham's Exor:
Commissioners

To the Deed of Assignment

John Goodswife &
others,

Attest

Taste

No, young lady!

sloopy

Taste

Extr. Fruit, &c,
" " " "

Corporation of the City of Norfolk, Town of:
J. W. M. Chaplain, a Notary Public
for the Corporation aforesaid in
the State of Virginia, do certify
that Burgess Urquhart whose
name is signed to the writing above
bearing date the 1st day of June
1871, has acknowledged the same
before me in my Corporation,
Given under my hand this the
1st day of May A.D. 1872,
J. W. M. Chaplain
Notary Public
(Seal)

In the Clerk's Office of the County
Court of Isle of Wight County
the 2nd day of May 1872,
This Deed of assignment re-
quiring no United States Revenue
stamp was received and having
been acknowledged by J. B. Urqu-
hart, Thos. N. Urquhart and S. N. Urqu-
hart, & the Commissioners who
signed it before me in my office,
was admitted to record upon the annexed
Certificates of its acknowledgement
by the other parties, and privy ex-
amination of the fences lo-
ver.

also parties to this annexed deed res-
pectively appeared before us in per-
son, and having this deed fully
explained to them respectively,
they acknowledged the same to be
their act, and declared that they had
willingly executed the same and
do not wish to retract it.
Given under our hands this 20th
day of January 1872,

Geo. H. Jordan, J. P.
Chas. B. Stumpfer, J. P.

Corporation of the City of Norfolk, to wit:
S. W. M. Chaplain a Notary Public
for the Corporation aforesaid,
in the State of Virginia, do certify
that John Goode Jr. whose name is sign-
ed to the writing above bearing date the
1st day of June 1871, has acknowl-
edged the same before me in
my Corporation,

Given under my hand this
22nd day of January A. D. 1872,

W. M. Chaplain
Notary Public

and Seals, the 1st day of June
1871.

Jas. B. Urquhart Exor. Exec. Seal
N. S. Young Comr. Seal
Robert Simpson Seal
Abr. Belline Seal
H. Chapman Seal
Jas. Cook Seal
John Goode Jr. Seal
Sallie Goode Seal
Jas. B. Urquhart Seal
Mary Louisa Urquhart Seal
Mr. A. Urquhart. Seal
Thos. H. Urquhart Seal
George Urquhart Seal
Stephen H. Urquhart, Seal.

Virginia

County of Talbot & it town &c.

We George A. Jordan and Charles B.
Crumpler Justices of the County
aforesaid, do hereby certify that
Miss Margaret A. Urquhart party
to the annexed deed dated the 1st day
of June 1871, has acknowledged
the same before us in our County
aforesaid, and we further certify
that Mrs. Sallie Goode wife of said
John Goode, and Mrs. Mary Louisa
Urquhart wife of James B. Urquhart

Lot No. 6, according to survey and
plot marked H. Containing 399.40
acres, valued at \$4550.⁰⁰, to Stephen
U. Urquhart, making the total value
of the land so assigned, the sum of
\$20800.⁰⁰, each share or one sixth
part being \$3466.66, to equalize
the division the parties are to pay
and receive owelty as follows,
John Goore wife pay to Thomas U.
Urquhart \$733.³³, James B. Urquhart &
wife pay to the same \$881.³³, and
Stephen U. Urquhart pay to the same
\$450.⁰⁰, Miss M. Ada Urquhart
will pay to Surges Urquhart \$933.³³,
and Stephen U. Urquhart will pay
to the same \$433.³³,

The surveys and plots herein before
mentioned are herewith filed and are
to be recorded as a part of this deed,
of assignment, in evidence of the
acceptance by the parties respectively
of the lots or parcels of land so as
aforesaid assigned to them, and of
the payments of owelty so as aforesaid
awarded to be paid, the said assign-
ees have become parties hereto
and signed and sealed this Deed,
Witness the following signatures

Now, therefore the said James B. Urquhart as the Executor aforesaid together with the Commissioners aforesaid, with the aid of a surveyor, having divided the said Real Estate into six equal lots or parcels, with regard to quality and quantity, do hereby allot and assign the same as follows, to wit: Lot No. 1, according to Survey and plot marked A containing 530.69 acres, valued at \$300.00 to John Goode and Sallie his wife. Lot No. 2, according to Survey and plot marked B, composed of two tracts of 178 and 315 acres, respectively making in the aggregate 493 acres valued at \$4350.00 to James B. Urquhart and Mary Louisa his wife. Lot No. 3, according to Survey and plot marked C, containing 630.82 acres, valued at \$4400.00 to Miss M. Ada Urquhart. Lot No. 4 according to Survey and plot marked D, containing 731.50 acres, valued at \$2100.00 to Thomas H. Urquhart. Lot No. 5, according to Survey and plot marked E, containing 1762.70 acres, valued at \$2100.00 to Ranges Urquhart.

Whereas, by the will of Doctor Richard
W. Ughhart deceased, it is provided that
at the death of his wife and the attain-
ment of the age of twenty one years of
his youngest child, the remainder of
his Estate shall be divided between
all his children, and whereas Mrs Mary
R. Ughhart has long since died, and
Stephen W. Ughhart the youngest of
the Testator's Children has attained the
age of twenty one years, and has re-
ceived his equal portion with the
others of said Testator's Children, of the
personal estate of the Testator which
has been divided, and whereas James
W. Ughhart the executor of the said Rich-
ard W. Ughhart to enable him
further to carry out the provisions
of said Testator's will has called to his
aid, as directed by said will messrs,
Messrs. Henry, Robert, Rindford, Abraham
Bellines, Hardy Chapman and Joel
Cook to divide and assign to each
of the legatees or distributees under
the said Will, One equal Sixth part
of the Real Estate of the Testator
in the County of Lenoir Ughhart,
(the Real Estate in North Carolina having
heretofore been assigned)

Thomas Adams

copy of
vs. judgment

Thos. W. Ughent,

In Isle of Wight County Court, March the
4th day of March 1873.

James Thomas & John C. Adams
late merchants and partners under
the firm and style Thomas & Adams Plffs.

vs. In Debt,

Thomas N. Wigham & Co. Deft.

The judgment at rules in this suit,
not having been set aside, and the
plaintiffs being now entitled to a
final judgment, it is consid-
ered that the plaintiffs recover
against the defendant ninety
one dollars and forty cents, the
debt in the declaration mention-
ed, with interest thereon at the
rate of twelve per cent per an-
num from the first day of
May 1872, till paid, and their
costs in this behalf expended,

Costs

7:40

Attest

Teste,

Wm. H. Hart & Co.