

1986-004 Chancery Causes T A. Saunders + d vs The Bank of Windsor val  
Isle of Wight County

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other surnames: Holland,  
Watkins, Johnson, Blow,  
Duck, Nelms, Young, Chapman,  
Erline, Jordan, Stringfield,  
Dwens, Clements, Stephenson,  
Pinner, Eley, Britt, Jenkins,  
Bain, [Bain's Brother], Roberts,  
Gwaltney, Tunstall

Saunders et. als.  
vs.  $\frac{L}{3}$  In chancery  
Bank of Windsor et. als.

Complainant's Bill.

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Octo. Rls. 1884.  
Bill depts. filed, & De.  
nisi v. depts.

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Nov. Rls. 1884 -  
Bill taken for confed.  
and set for hearing  
Apric Term 1885 -  
De. & answer Bill.  
April Term 1886.  
Dismissed -

they believe to be true, Given under my hand  
this 8<sup>th</sup> day of October 1884.

W. S. Holland. N. J.

Virginia,

County of Isle of Wight to wit:  
I, ~~George W. Maddell~~ <sup>M. L. Watkins</sup> a ~~Notary Public~~ <sup>Justice of the Peace</sup> in and  
for County of Isle of Wight and State of  
Virginia do certify that W. S. Holland whom  
name is signed to the above bill of complaint  
personally came before me in my said county  
and made oath that the statements contained  
in said bill so far as made of his own know-  
ledge are true, and so far as information de-  
rived from others he believes to be true.  
Given under my hand this 8<sup>th</sup> day of Oct.  
1884

M. L. Watkins J. P.  
~~Notary Public~~



or attorneys conducting this suit out  
of the proceeds of said Bank, and your  
complainants pray for such other and  
general relief as is agreeable in equity  
and good conscience. And they will  
ever pray. Let a subpoena go.

W. S. Holland. p. q.

8 Oct. 1884

Nancy Johnson  
Polly M. Johnson  
Ammie V. Watkins  
W. S. Holland

Virginia

County of Isle of Wight to wit:

I, W. S. Holland a notary public in and for  
the County of Isle of Wight, in the State of Virginia  
do certify that Nancy Johnson, Polly M. Johnson  
Ammie V. Watkins and  
whose names are signed to the bill of complaint  
personally came before me, in my said County and  
made solemn affirmation in due form of law  
that the statements in said bill contained so  
far as made upon their own knowledge are true  
and so far as made upon the knowledge of others

showing the amount of said Cashiers liability on his official bond, an account showing the date, penalty and sureties on said official bond, to whom payable, the condition of said bond, whether in existence or lost or destroyed, also an account showing the liabilities of said Bank in detail, showing whether <sup>due</sup> to depositors, or to others, that said master commissioner be authorized to hear testimony ore tenus and take the depositions of witness, that in these accounts the said commissioner shall report such things as he or the attorney for any of the creditors may deem advisable, that any and all other accounts may be taken which may be needed to a full settlement of all the transactions of said Bank, and your complainants pray that said real estate in said deeds mentioned be sold on reasonable credits to be fixed by this Honorable court, that the said A. P. Young trustee or the receiver to be appointed be required to institute a suit on the Common Law side of this Honorable Court on the said official bond, that your complainants be paid the amounts due them by said Bank that a reasonable fee be allowed the attorney



said Bank as provided in said paper purporting to be a deed of trust as trustee for said Bank as aforesaid and that a receiver be appointed for the purpose of winding up the affairs of said Bank with full authority and power, and that said receiver be required to give a bond and good security in a penalty double the nominal assets of said Bank.

And your complaints further pray that in the event said paper purporting to be a deed of trust by said Bank to said N. P. Young is sustained by this court that the said N. P. Young trustee as aforesaid be restrained from making any report of his doings and transactions to the County Court of Isle of Wight County, that he be required to make all his reports of all his doings and transactions to this Honorable Court that a special master commissioner <sup>that W. A. Holland, C. B. Juncos & in for his 18 "x" 18 "as appraisers for cash as in said exhibits mentioned.</sup> be appointed for this Court and that all accounts necessary to be taken and reported to this court, including an account of all money due said Bank with the evidence thereof; an account of the names of each of said stockholders with the amount for which he is liable to said Bank or to the creditors and depositors thereof; an account

And whereas your complainants are remediless save in a court of chancery where such matters are cognizable they pray that <sup>the "Bank of Windsor"</sup> J. H. Duck, J. E. Selms, A. P. Young, <sup>A. H. Arling</sup> W. S. Chapman, C. L. Selms, C. J. Stephenson, George H. Jordan, John E. Stringfield, Beuben C. Owens, Thomas J. Clements, Will H. Holland, Hannie S. Pinner and Arthur Pinner her husband, John H. Eley, Josiah Britt, Irvin Jenkins, <sup>Benj. R. Johnson</sup> W. L. Watkins, Benj. C. Roberts, Louisaanna Watkins, C. M. Eley and W. A. W. Eley his wife, W. S. Holland, C. B. Tunstall, George M. Bain jr C. J. H. Bain, James L. Bain and Catherine Bain executrix of Thomas C. Bain deceased trading and doing business under the name & style of "Bain & Bros. Henderson, & Langhorne may be made parties defendants to this bill and the said complainants waive an answer on oath as provided in Chapter 16 of the Acts of Assembly 1883-84. and your complainants pray that the said A. P. Young trustee in said paper purporting to be deed from said Bank be restrained from doing anything, collecting any money or taking further steps to close the affairs of



and prayed to be read as a part of  
this bill, and your complainant to allege  
that if said property is sold for cash  
under these deeds, at this time, of  
great financial pressure and scarcity  
of money prevailing in the whole country,  
that the property conveyed as aforesaid  
for the benefit of said Bank will be  
utterly consumed by said prior liens



or notes of said stockholders for the unpaid portion and the cashier's official bond as aforesaid (2) judgments liens and other evidences of debt not included in the first class, (3) an iron safe together with some other personal property, (4) Currency (5) the benefits to be derived under a deed of trust by M. L. Watkins & wife to A. D. Young trustee, a copy of which is herewith filed as an exhibit marked "D" and prayed to be read as a part of this bill, conveying certain property, on the terms, conditions & for the purposes therein set forth & mentioned; and your complainants aver that the property in said deed named had at the time of the execution of the said deed prior liens and encumbrances on it as will more fully appear by three deeds, to wit: One from M. L. Watkins and S. M. Oley and their wives to W. S. Holland one from B. C. Roberts and M. L. Watkins and their wives to \_\_\_\_\_ trustee and one from Roberts, Watkins & Oley to Trunstall trustee, copies of which are herewith filed as exhibits marked "E", "F" & "G" respectfully,

nor the President nor any of them, have ever been re-elected to the respective offices, the time for which they were originally elected having long since expired as provided in the by laws & charter of said Bank, a copy of which by laws is here with filed as an exhibit marked "C" and pray to be read as a part of this bill. and that said Board of Directors so called were not legally authorized to make said paper a copy of which is exhibit "B" for the further reasons that the Bank was at the time insolvent and had long since been closed and suspended, and also for the further reason that before that day and date the said Bank had forfeited its charter by grossly neglecting, failing and refusing to perform its duties under its own by laws and the laws of the Commonwealth of Virginia, and <sup>your</sup> complainants are advised that under no circumstances could said Bank legally make a deed of trust.

4<sup>th</sup>

And your complainants aver that the assets of said Bank consist of 10 notes and bonds including the bonds



and your complainants also aver that before the execution of said exhibit "B" most, if not all, of said so called Directors had been served with copies of the summons in this cause duly returned and executed, and that after being notified as aforesaid, said stockholders & directors, determined to control the remaining miserable assets of said Bank contrary to the wishes and best interest of the people whose money had been so wantonly squandered, then & there undertook and did execute said paper a copy of which is exhibit "B": and your complainants further allege that at the time of the execution of this paper the capital stock of said Bank was less than \$10000. the minimum capital as provided in the charter aforesaid as will more fully appear from the records of said Bank, and the said Bank continued to receive up to the 19<sup>th</sup> day of August 1884 all money that might be offered for deposit, representing by its charter and otherwise that it had a capital stock of, at least, \$10000 and your complainants further avow that the so called Directors nor the cashier

or to the participation in any official business in said Bank and your complainants allege that said W. L. Withlin George W. Jordan & J. C. Helms with perhaps others <sup>who</sup> were present at the meeting and actively participated in the attempt to make said deed of trust are now owing to said Bank, their own paper being discounted, a great sum of money, to wit: more than \$3000. and were thus interested in delaying, hindering and defrauding the creditors of said Bank, and your complainants aver that this suit had been instituted six days before the date of said exhibit "B" and one day before the meeting was called, or pretended to be called, for the purpose of making said exhibit "B" and that the so called Directors in meeting assembled and before the call aforesaid was ordered by them had actual notice of the institution of this suit and were further actually notified that on the 20<sup>th</sup> day of Oct. 1884 at the C. H. of Isle of Wight County, a motion would be made for the appointment of a receiver to take charge of the assets of said Bank by this Honorable Court.



aver that on the 30<sup>th</sup> day of Sept. 1884  
a paper was drawn and signed purport-  
ing to be a deed of trust by said Bank  
to A. P. Young trustee, a copy of which  
paper marked "B" is herewith filed as an  
exhibit and prayed to be read as a part  
of this bill which said paper purporting to  
be a deed as aforesaid was made to defraud,  
hinder and delay your complainants and  
other depositors in collecting their money  
and which <sup>said</sup> trustee A. P. Young is a stock-  
holder having subscribed five shares in  
said Bank and is as a Director so called  
in said Bank and was and is the princi-  
pal surety on said cashier's official bond  
as aforesaid: and your complainants aver  
that said paper purporting to be a deed  
was not made by said stock holders  
after sufficient notice and that they  
allege that no notice was given at all,  
or if any, it was insufficient and im-  
properly given and that aver that  
several of the so called stock holders  
present at the meeting aforesaid and  
participating in the business thereof  
had forfeited their stock and <sup>under the</sup> by-laws  
and charter of said Bank had, there-  
fore, <sup>no right</sup> to vote for the making of any deed

is unsecured and worthless, and that said Cashier is utterly insolvent and your complainants charge and allege that by some manner of custom, by law, or without authority the business of said Bank was in fact, managed chiefly by George H. Jordan James E. Helms and M. F. Watkins, who are generally known to be insolvent and that the paper of these men to the amount of more than \$3000. have been discounted by, and is now due and owing to said Bank, which paper although worthless, is set down as a part of the assets of said Bank, and your complainants charge and allege that said Jordan & Helms were the leaders in inducing said Bank to make an assignment as herein after set forth, and that the managers of said Bank have disregarded the plainest principles of business and have wasted the money belonging to your complainants in the most wanton and reckless manner, the notes discounted by said Bank and now held by it being, as a rule, unsecured by real or personal security of any value, the greater majority of the endorsers being insolvent, and your complainants



and twelve dollars and nine cents, and George C. Gwaltney two hundred and ninety eight dollars, with interest from the time of the deposit till paid at the legal rate of interest as agreed by said Bank with said depositors your complainants.

These are the amounts as shown by the books of said Bank but your complainants say they are entitled to more than these several amounts and these amounts are still due and unpaid by said Bank.

That on or about the 19<sup>th</sup> day of August 1854 the said Bank was closed by the cashier thereof and afterwards business was suspended by certain men who claimed to be the Directors of said Bank: that said Bank is finally suspended and totally insolvent and that your complainants cannot collect the amounts due them; and without aid of this Honorable court will be unable to collect anything; and your complainants aver and allege that said cashier is in default to the sum of at least two thousand dollars for which sum he does not account and besides this amount the said cashier has discounted his own paper to the amount of not less than \$1800. which said paper

executed and filed among the papers  
of said Bank.

2<sup>nd</sup>

Your complainants aver that they were  
depositors in said Bank to a very large  
amount as shown by the books and ac-  
counts of said Bank to wit: J. A. Sam-  
uels two hundred dollars with interest  
for a long time, W. S. Holland trustee for  
John H. Holland five hundred and fifty  
seven dollars and forty three cents, W. S.  
Holland seven hundred and forty eight  
dollars and seventy seven cents, W. S.  
Holland attorney for A. V. Watkins five  
hundred and eighty one dollars and sev-  
enty nine cents, W. S. Holland special  
commissioner in the suit of Barnes and  
Bawles vs. Vaughans administrator et al.  
twenty eight dollars and forty seven cents,  
W. S. Holland special commissioner in  
the suit of Carr & Avis vs. Darden's ad-  
ministrator et al. one hundred and ninety  
one dollars and fifty cents, Nancy Johnson  
three hundred and two dollars and fifty  
cents, Nancy Johnson administratrix of  
A. P. Johnson deceased, four hundred and  
ninety seven dollars and fifty five cents,  
Polly M. Johnson administratrix of Jesse  
Johnson of Cobb deceased three hundred



and Catherine Bain executrix of Thomas B. Bain deceased trading and doing business under the name and style of "Bain & Bro." ten shares, one share in all cases being of the value of one hundred dollars that is to say one hundred dollars is one share. These were the stockholders at the time the said bank was closed as herein after fully set forth. The President, cashier and Board of Directors of said Bank are named in said exhibit "C" and these all claimed to be in office at the close of the Bank as herein after set forth that the said cashier was required by said Board of Directors to give a bond with good security as said cashier in the penalty of five thousand dollars conditioned for the faithful performance of his duties of said office and your complainants aver that said M. L. Watkins executed said bond with A. P. Young, B. C. Roberts and C. M. Eley as his sureties.

It is now currently stated that said bond is lost or destroyed, and your complainants charge and allege that it was the duty of the directors of said Bank to see that said bond was properly and legally

for deposits were made.

Loans were negotiated, notes discounted, certificates of deposit were given, large quantities of blank checks have been from time to time printed and distributed to depositors. The counts deposited money under their control in said Bank. In short the Bank transacted all business usually transacted by a bank of "Discount and Deposit." The stockholders with ~~the number~~ number of shares subscribed by each is as follows:

Erwin H. Duck five shares, M. L. Watkins five shares, J. E. Helms five shares, A. D. Young five shares, W. L. Chapman five shares, A. K. Erline five shares, George H. Jordan ten shares, Geo. E. Stringfield five shares, Ceuben K. Owens six shares, Thomas J. Clements five shares, Mills H. Holland five shares, R. J. Stephenson five shares, Fannie J. Pinner who was Fannie J. Eley, and her husband Arthur Pinner one share, Geo. W. Eley one share, Josiah Britt five shares, Erwin Jenkins five shares, Benj. K. Johnson five shares, A. L. Helms five shares, and George W. Bain jr, C. J. K. Bain, James G. Bain,



To the Honorable George Blow  
Judge of the circuit court for Isle  
of Wight county:

Your complainants J. C. Saunders  
W. S. Holland trustee for John H.  
Holland Fannie V. Watkins administra-  
trix of Geo. M. W. Watkins deceased,

Folly M. Johnson executrix of Jesse Johnson  
of Robert. deceased, <sup>Fancy Johnson administratrix of A. Johnson deceased.</sup> and all other creditors  
who chose to make themselves parties to  
this suit humbly complaining, the said  
J. C. Saunders W. S. Holland Fannie  
V. Watkins <sup>Fancy Johnson</sup> and Folly M. Johnson doth  
respectfully represent to your Honor:

That on or about the 1st day of March  
A. D. 1884, a joint stock company under  
the name and style of the "Bank of Wind-  
sor" by an order or charter granted in  
vacation by the Hon. George Blow judge  
of the circuit court, a copy of which charter  
together with the annexed certificates is  
here with filed as an exhibit marked "A."  
and prayed to be read as a part of this  
bill, for the purposes in said exhibit "A."  
set forth. This Bank was organized with  
officers named in said exhibit "A" and  
Bank was opened and of general repute  
in the neighborhood and solicitations

J. A. Saunders

et al.

vs. 3 Sauns. to

3 Amer. Bill

in Am.

The Bank of

Windsor et al.

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W. S. Holland for

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To October Rules 1884

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Executed and a copy  
hereof delivered to

To Arthur Pinner

Mrs Arthur Pinner

and J. W. C. Clegg

Oct 3<sup>o</sup> 1884

J. T. Cox Sept for

J. L. Fuldham Sheriff

Recorded



M. L. Watkins and A. M. Ely late partners under the firm name and style of Roberts Watkins & Ely for the benefit of Anderson Langhorne, Homburg of Norfolk Virginia, <sup>the said Anderson Langhorne & Co.</sup> and the said M. L. Roberts, M. L. Watkins and A. M. Ely and the said M. L. Watkins as cashier of said Bank of Windsor, 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 October next, to answer the Bill in Chancery of T. R. Saunders Jr. S. Holland, trustee for John A. Holland, Hannie F. Watkins, administrators of Geo. M. S. Watkins, and Polly M. Johnson executrix of Jesse Johnson of Test. decd. - and all other creditors of said Bank of Windsor as depositors and otherwise - And have there their writ.

Witness H. P. Young Clerk of our said Court at the Court House, the 24<sup>th</sup> day of September 1874, in the 17<sup>th</sup> year of the Commonwealth.

H. P. Young Clerk

The Commonwealth of Virginia,  
To the Sheriff of Henrico County, Virginia.  
He commands you to summon the Bank of  
Hudson, and J. H. Buck, M. F. Watkins, J. E.  
Hollis, H. P. Young, W. S. Chapman, R. H. Poline,  
Geo. H. Jordan, John E. Strussfeld, Centin  
R. Owens, Thomas J. Clements, Mills &  
Holland, A. J. Dickinson, Samuel <sup>Arthur Quincy & Samuel Ellis agents</sup> Ely  
and W. Ely, Josiah Butt, John Hutchins, Paul  
R. Johnson, <sup>John & William</sup> Geo. M. Taine, G. R. T. R.  
Taine, James G. Taine and Catherine Taine  
executrix of Thomas R. Taine decd - the last  
four being partners in business under the  
firm name and style of Taine and Brothers,  
stockholders in said Bank - H. P. Young  
trustee in a deed of trust from M. F. Wat-  
kins and Louisiana his wife for the  
benefit of said Bank; the said M. F.  
Watkins and Louisiana his wife; Wm. S.  
Holland trustee in a deed of trust from  
Mills & Watkins and Louisiana his wife  
and A. M. Ely and M. A. T. his wife for  
the benefit of J. H. Buck, & Thos. J. Clements  
and Wm. S. Chapman; and the said J.  
H. Buck, Thos. J. Clements and Wm. S.  
Chapman, M. F. Watkins and wife  
and A. M. Ely and wife, R. B. Install  
trustee in a deed of trust from R. C. Roberts



T. A. Saunders et al.

vs. 3  
3 Sums. to am.  
3 Bill in Chg.

The Bank of Windsor  
et al. W. S. Holland & Co.  

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To Octo. Rules, 1884.  

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Executed Oct. 4. 1884 by  
delivering copies of writs to  
R. B. Dunstall Trustee, J. W.  
Anderson and John W. Lang-  
horne co-partners trading  
as Anderson, Langhorne  
& Co. other defendants not  
found.

N. Dickson Deputy  
on J. L. Slade Sgt  
of City of Norfolk Va

A. M. Eley late partners under the firm name  
and style of Roberts, Watkins & Eley, for the  
benefit of Henderson Langhorne & Company  
of Norfolk, Virginia, <sup>The said Henderson, Langhorne & Company</sup> and the said R. C. Roberts  
M. L. Watkins and A. M. Eley, and the said  
M. L. Watkins as Cashier of said Bank of  
Windsor, to appear at the Clerk's Office of the  
Circuit Court of the State of North Carolina at  
Coles to be holden for the said Court, on the  
first Monday in October next, to answer  
the Bill in Chancery of T. A. Saunders  
W. S. Holland, trustee for John H. Holland,  
Nannie T. Watkins, administratrix of  
Geo. W. D. Watkins, and Polly M. Johnson,  
executrix of J. M. Johnson of Robt., died,  
and all other creditors of said Bank of  
Windsor as deposited and otherwise. And  
have been there this writ.

Witness, R. P. Young, Clerk of our said  
Court, at the Court house the day of  
September, 1884, in the 109<sup>th</sup> year of the  
Commonwealth.

R. P. Young



The Commonwealth of Virginia  
To the ~~Sheriff of~~ <sup>Sergeant of</sup> ~~Stafford~~ <sup>Stafford</sup> County, Greeting  
We command you to summon the Bank of  
Windsor, and J. W. Duck, M. L. Watkins, J. E.  
Helms, R. P. Young, W. S. Chapman, A. M. Eley,  
Geo. H. Jordan, John E. Stringfield, Reubin  
K. Evans, Thomas J. Clements, Mills L.  
Holland, A. M. Stephenson, Hannie T. Eley,  
H. Eley, Josiah B. Pitt, Ernie Sutton,  
Benj. R. Johnson, <sup>A. F. Wood</sup> and Geo. M. Bain jr;  
R. H. H. Bain, James G. Bain and Catharine  
Bain executrix of Thomas A. Bain decd.,  
(the last four being partners in business under  
the firm name and style of Bain &  
Barthol) stockholders in said Bank.  
R. P. Young trustee in a deed of trust from  
M. L. Watkins and Louisciana his wife for  
the benefit of said Bank, the said  
M. L. Watkins and Louisciana his wife;  
Jm & L. Holland trustee in a deed of trust  
from Mills L. Watkins and Louisciana his  
wife and A. M. Eley and M. A. G. his wife for  
the benefit of J. W. Duck, Thos. J. Clements,  
and Wm. S. Chapman, and the said J. W. Duck,  
Thos. J. Clements and Wm. S. Chapman, M. L.  
Watkins and wife and A. M. Eley and wife,  
C. B. Tunstall, trustee in a deed of trust  
from B. C. Roberts, M. L. Watkins and

J. A. Saunders

et al.

3 Sums. To  
to 3 over Bill  
in clu.

The Bank of Windsor

et al.

to S. Holland Sep.

To Oct. Rules 1884.

1884. Oct 4<sup>th</sup>

Executed by delivering  
Copies here of on  
R. T. K. Bain. Geo. M. B.  
Bain, J. M. Bain &  
Mrs J. A. Bain ~~each~~  
in person

Alfred Macphee

Sept.



find name and style of Roberts, Watkins  
and Eley, for the benefit of Henderson  
Langhorn & Company <sup>The said Langhorn & Company</sup> Norfolk, Virginia  
and the said B. C. Roberts, M. L. Watkins  
and A. M. Eley, and said M. L. Watkins  
as Cashiers of said Bank of Windsor  
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 Octo-  
ber next to answer the Bill in Chan-  
cery of J. A. Saunders, W. S. Holland  
trustee for John H. Holland, Nannie  
V. Watkins administratrix of Geo. M.  
L. Watkins, and Polly M. Johnson  
executrix of Jesse Johnson of Robt. died,  
and all other creditors of said Bank  
of Windsor as depositors and otherwise  
and have them there this writ.

Witness N. P. Young, Clerk of our said  
Court at the Court-house, the 24<sup>th</sup>  
day of September, 1884, in the 109<sup>th</sup>  
year of the Commonwealth -

N. P. Young Clerk

The Commonwealth of Virginia:  
To the Sergeant of City of Portsmouth, Greeting  
We command you to summon the Bank  
of Windsor; and J. W. Duck, M. L. Watkins,  
J. E. Kelms, N. P. Young, W. S. Chapman,  
J. R. Alvine, Geo. H. Jordan, John E. String-  
field, Reubin C. Owens, <sup>and</sup> Thomas J. Clements,  
Mills L. Holland, J. T. Stephenson, Hannie  
C. Eley, <sup>and</sup> W. Eley, Josiah Batts, Josiah Jun-  
kins, <sup>and</sup> C. Johnson, <sup>A. L. Myers</sup> and Geo. M. Bain jr,  
C. F. H. Bain, James G. Bain and Catherine  
Bain, executrix of Thomas A. Bain, decd.  
(the last four being partners in business  
under the firm name of Bain & Brothers)  
stockholders in said Bank; N. P. Young,  
trustee in a deed of trust from M. L. Wat-  
kins and Louisciana his wife, for the  
benefit of said Bank, the said M. L.  
Watkins and Louisciana his wife, Wm S.  
Holland, trustee in a deed of trust from  
Mills L. Watkins and Louisciana his  
wife and A. M. Eley and M. A. V. his wife  
for the benefit of J. W. Duck, Thos. J.  
Clements, and Wm S. Chapman, and the  
said J. W. Duck, Thos. J. Clements and  
Wm S. Chapman, and A. M. Eley and  
wife; T. B. Tunstall trustee in a deed  
of trust from T. C. Roberts, M. L. Watkins  
and A. M. Eley, late partners under the



J. A. Saunders et al.  
vs.  
3 J. Saunders to  
3 ans. Bill  
in chancery  
Bank of Windsor et al.

10 Oct. Rules, 1884.  
W.S. Holladay  
Clerk

Entered by reference  
to the within named Bank  
of Windsor, Wm. Duck, M.  
J. Matthews, Louisa Watkins  
J. C. White, W. D. Chapman, A. H.  
Arline, Geo. H. Boyd & Co., C.  
Sturges, J. P. C. Saunders, J. W. H.  
Arrell, J. W. Jackson, J. W. H.  
Johnson, W. D. St. Louis, W. H.  
A. M. Coley, W. H. Coley, W.  
C. Roberts, A. P. Stephens, A.  
J. Saunders, R. P. Moore, W. H.  
Miller, A. H. Wallace, W. H.  
a true copy of the within Sum-  
mons Oct. 2, 1884.  
W. A. Evans  
Clerk

late partners under the firm name and  
style of Roberts, Wiggins & Eley, for the benefit  
of Henderson Langhorne & Company, Norfolk,  
Virginia, and the said ~~Henderson, Langhorne & Company,~~  
M. D. Wiggins and A. M. Eley, and the said M. D.  
Wiggins as Cashier of said Bank of  
Windsor to appear at the Clerk's Office  
of the Circuit Court of Wm. of Wight  
County, at Rules to be holden for the said  
Court, on the first Monday in October next,  
to answer the Bill in Chancery of J. A. Saunders,  
W. S. Holladay, trustee for John H. Holland,  
Nannie S. Wiggins administratrix of Geo.  
M. D. Wiggins, and Polly M. Johnson, executrix  
of Jess Johnson of Test. decd., and all  
other creditors of said Bank of Windsor  
as depositors and otherwise. And have then  
been this writ. Witness, W. S. Young,  
Clerk of our said Court, at the Court-house,  
the 24<sup>th</sup> day of September, 1884, in the  
10<sup>th</sup> year of the Commonwealth.

W. S. Young, Clerk

The Commonwealth of Virginia:

To the Sheriff of the County of Northampton  
We command you to summon the Bank  
of Windsor, and S. W. Duck, M. L. Watkins,  
J. E. Helms, N. C. Young, W. S. Chapman,  
A. M. Eley, Geo. H. Jordan, John E. King, Jr.,  
(Clement C. Owens, Thomas J. Clements,  
Wills L. Holland, J. C. & Stephenson, Arthur  
Pinner & Eley, <sup>Pinner and Eley</sup> ~~W. Eley~~, Josiah B. Birt,  
Irwin Jenkins, Benj. C. Johnson, and  
Geo. M. Bain Jr., W. S. C. Bain, James S.  
Bain, and Catharine Bain executors of  
Thomas C. Bain decd: (the last four being  
partners in business under the firm name  
and style of Bain & Brothers) stockholders  
in said Bank, N. C. Young trustee in a  
deed of trust from M. L. Watkins and  
Louciana his wife for the benefit of said  
Bank; the said M. L. Watkins and Louciana  
his wife, Wm. L. Holland trustee in a deed  
of trust from Wills L. Watkins and Louciana  
his wife and A. M. Eley and M. A. V. his wife  
for the benefit of S. W. Duck, Thos. J. Clements,  
and Wm. S. Chapman, and the said S. W. Duck,  
Thos. J. Clements and Wm. S. Chapman, M. L.  
Watkins and wife and A. M. Eley and wife,  
R. B. Cunniff, trustee in a deed of trust  
from B. C. Roberts, M. L. Watkins and A. M. Eley

Pinner



Samson

in 3 h. Ches

Banky London

Apr. Term 1885

to be entered

Geo. S. S. J.

Entered # 15

Lammers et. als.

v.s.

Bank of Windsor et als

This court came  
on this day and on motion of the  
plaintiffs for reasons appearing to  
the court they ~~are~~ allowed to amend  
their bill.



L. A. Saunders et al

vs J. M. Cherry -

Windsor Bank et al

April 22 1886

To be entered -

---

Offered to the  
Court & rejected  
by the court  
Apr. 22<sup>d</sup>. 1886

T. A. Sanders et. al.  
vs ~~the~~ In Chancery  
Bank of Windsor et al

This case come on this day  
to be heard and ~~at~~ N. P.



N.P. Yang trustee in the deed from the  
said Bank to him is not a party as  
such to this bill, it being fully under-  
stood by the Court and agreed by  
counsel that the leave heretofore given  
the plaintiff in this cause to amend  
their bill was given for the purpose  
of making said Trustee a party as  
aforesaid. That at the time said  
leave was given said N.P. Yang trustee  
appeared in person, being the clerk of this  
Court and by his Counsel

J. A. Saunders et. al.

vs

The B.

This Cause came on this day to be heard on the bill of Complaint taken for confessed as to the adult defendants and on exhibits filed and was argued by Counsel on Consideration whereof the Court doth order and decree that the motion of the plain tiffs by their Counsel to set aside the deed ~~from~~ ~~the~~ purporting to be from the bank of Windsor to A. P. Young trustee be, and the same is hereby overuled; that said plain tiff's motion to grant an injunction and appoint a receiver in accordance with the prayer of the bill be, and the same is hereby overuled and refused; that said plain tiffs motion for a decree referring the doings and transactions of said A. P. Young trustee to a Master Commissioner of this honorable Court, be and the same is hereby overuled and refused; that said A. P. Young by his Counsel having intimated already that he desired to file a demurrer, the same was filed, the said demurrer is sustained by the Court, on the ground that said



Samuel M.  
n. 1/2 In. ch. y  
Bank of Windsor etc.

apl. 22<sup>d</sup>. 1886,  
Enter this.

Geo. Blow,  
—

Entered No. 38  
—

Samuel et al.

vs.

3 Decker

Bank of the Indies et al.

This cause came on this day to be heard on the papers formerly read, and the Defts. by counsel demurred to the plaintiffs bill, in which demurred the plaintiffs by attorney joined - whereupon the demurrer being argued, the court doth sustain the same, and doth accordingly order that the Bill of the plaintiffs be dismissed, and that each party pay its own costs,



Roberts & Watkins  
to  $\frac{3}{4}$  Loford  
Ely Trust.

Sheldon et al.  
vs.  $\frac{3}{4}$  In clay.  
Bank of Windsor  
Expt. C.  
Filed with Bill.

that she had willingly executed said  
writing and that she does not wish to  
retract it, each making the same  
declarations. Given under my hand  
this 26<sup>th</sup> of July 1881,

W. G. Holland, A. G.


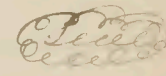

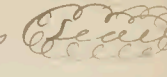
In the Clerk's Office of the County Court of  
Isle of Wight County, the 1<sup>st</sup> day of Augt.  
1881. This deed of Trust from B. B. Roberts  
and wife and M. G. Watkins and wife  
to A. M. Eley, Trustee, was received and  
admitted to record upon the Certificate  
thereon of W. G. Holland a Notary Public,  
Test, A. P. Young & Co.

a copy. Test,

A. P. Young & Co.



of orders this day and date first above  
written.

Benj. L. Roberts   
Martha J. Roberts   
M. G. Watkins   
Louisianna Watkins 

Virginia,  
County of Isles of Night To wit:  
I, W. S. Howell a Notary Public in and  
for the County and State aforesaid do certify  
by that Benj. L. Roberts and Martha J.  
Roberts and M. G. Watkins and Louisianna  
Watkins whose names are signed to the  
writing hereto annexed bearing date on  
the 20<sup>th</sup> day of July in the year 1881, person-  
ally appeared before me in my County  
and State aforesaid and acknowledged  
each the said writing to be his and her  
act and deed, I further certify that Mar-  
tha J. Roberts and said Louisianna Wat-  
kins wife of said M. G. Watkins, person-  
ally appeared before me in my County  
and State aforesaid and being each  
examined by me privately and apart  
from her said husband and having  
the said writing fully explained to  
them, they the said Martha J. Roberts  
and Louisianna Watkins each declared

to sell the said property in pursuance of  
the terms of this deed. If a sale be required  
by the said Irvin W. Duck or Thomas J. Clements  
the said A. M. Cley shall, after giving the place  
at his discretion, and advertising the same  
for thirty days printed in some newspaper  
published in the County of Salisbury or  
in some adjoining County, sell the afore-  
said appurtenances thereto belonging for  
cash at public auction to the highest  
and out of the proceeds of said sale shall  
pay first all costs of sale. Secondly shall  
pay to the said I. W. Duck and Thomas J.  
Clements or their assigns the amount of  
money which the said Irvin W. Duck and  
Thos. J. Clements or their assigns or agent  
shall have paid on the aforesaid notes,  
annuities or contributions together with all  
costs sustained by said Thos. J. Clements &  
Irvin W. Duck, if the said M. L. Patten  
and Benj: to. Roberts shall fully pay off  
and satisfy all demands made by any  
and all holders of said notes or annuities  
then this writing shall be null and  
void, or otherwise in full force and  
virtue.

Witness the Hands and Seals of the



from S. A. Adams and Lou. A. W. Pinner  
administr. of R. A. Pinner decd. by bill of sale  
dated on the 26<sup>th</sup> day of July in the year  
1881, Do Trust, nevertheless and for the use  
intent and purposes following and now  
other namely that the said Benj. C. Roberts  
and W. L. Wallis shall be suffered to remain  
in the quiet and peaceable possession  
and enjoyment of the aforesaid property  
until default be made by the said W. L.  
Wallis and B. C. Roberts in the payment  
of the negotiable note aforesaid or any  
of the renewals or continuations of the  
same which may be substituted therefor  
or for any part thereof, and then upon  
this further trust that if the said  
Ira H. Duck and Thos. J. Clements  
or either of them, or either of their personal  
representatives, or any of their  
heirs shall be compelled to pay or shall  
pay at or after maturity the said negotiable  
note or any part thereof, or  
any note or notes given in renewal  
or continuation of the said note in  
whole or in part then and in that  
event the said I. H. Duck and Thomas J.  
Clements their agent or personal repre-  
sentative may require the said W. L. Wallis

Fourth: One lot or parcel of land lying and being in the village of Windsor and State aforesaid with all buildings, and appurtenances thereto belonging, it being the same land conveyed to M. L. Watkins by A. H. Ashburn & wife by deed on the 9<sup>th</sup> of March in the year 1881, reference to which said deed is hereby made for boundaries & description and secondly, all that lot or parcel of ground containing eight acres less the same more or less lying and being in the County and State aforesaid, it being the lot on which the said B. C. Roberts now resides with all fixtures and appurtenances thereto belonging, it being the same lot conveyed from A. H. Ashburn and wife to said B. C. Roberts by deed dated on the day of \_\_\_\_\_ in the year \_\_\_\_\_, and bounded as follows, on the north by the lands of Geo. M. L. Watkins deed: On the West by the County road leading from the site of Wright Court House to Windsor, on the South by the lands of Josiah H. Greenwood, Children. On the West by the lands of A. H. Ashburn and M. L. Watkins, and thirdly, one Saw-mill, together with all fixtures thereto belonging purchased



This Indenture made this 26<sup>th</sup> day of July in the year 1881, A. D. between B. C. Roberts and Martha J. Roberts his wife of the County of Isle of Wight and State of Virginia, parties of the first part and M. G. Watkins and Louisa Watkins his wife of the County and State aforesaid party of the second part and Iwan W. Duck and Thomas J. Clements party of third part, Whereas the said Thomas J. Clements and Iwan W. Duck have endorsed a certain negotiable note for the sum of Five Thousand Dollars dated on the 26<sup>th</sup> day of July in the year 1881, and payable six days after date at the Farmers Bank aforesaid, and which said note it is contemplated to renew from time to time, and whereas the said B. C. Roberts and M. G. Watkins wishes to indemnify and secure the said Iwan W. Duck and Thomas J. Clements against all loss by reason of their endorsement aforesaid. And this Indenture witnesses that in consideration of the premises and for the further consideration of One dollar cash in hand paid, the said parties of the first part do grant with general warranty unto the said party of the second part trustee, the following property

T. A. Saunders et al.  
vs. B. Inley.  
Bank of Windsor et al.

Copy Deed of trust  
from Watkins et al.  
to James Hunter

---

Exbt. D. filed with Bill

---



In the clerk's office of the county court of  
the said Wright County, the 15<sup>th</sup> day of Sep-  
tember, 1884, this Deed of Trust from  
Mills S. Wadkins & wife to W. P. Young,  
Trustee, was admitted to record on  
the <sup>certificates</sup> return of George M. Waddill, a  
Notary Public.

Test, W. P. Young ckl.

a copy  
Test W. P. Young ckl.

To the Trustee aforesaid, five per cent commission  
on sales or on receipts that may come to his  
hands -

Witness the following signatures and seals.

M. S. Watkins Seal  
Lavinia Watkins Seal

Virginia.

County of Isle of Wight, To wit:

I, George M. Waddill a Notary Public in and  
for the State and County of aforesaid, do certify that,  
Miss S. Watkins, whose name is signed to the  
above deed, dated the 15<sup>th</sup> day of September, 1884,  
has acknowledged the same before me in the said  
County of Isle of Wight. And I further certify that  
Lavinia Watkins, the wife of said Miss S. Watkins,  
whose name is also signed to said deed, per-  
sonally appeared before me in my said County  
and being examined by me privately and apart  
from her said husband, and having the said  
deed fully explained to her, she acknowledged  
the same to be her act, and declared that she had  
willingly executed the same and does not wish to  
retract it. Given under my hand as a Notary Public,  
this 15<sup>th</sup> day of September, 1884.

Geo. M. Waddill N.P.



of J. Person; also his interest - in two hun-  
dred acres of land, more or less, purchased  
of Elizabeth Hall - which last two tracts  
were purchased by said Watkins and  
A. M. Ely from said Person & said Eliza-  
beth Hall - Some of which said lands &  
lots and interests are now conveyed  
in a previous deed of trust to indemnify  
J. W. Duck, J. J. Clements & W. S. Chapman,  
of record; also all other property of said  
Mills & Watkins now held or owned by  
him, and not particularly mentioned above.  
In trust to secure to the said Bank  
of Windsor whatever sum or sums of  
money may be ascertained to be due by said  
M. S. Watkins on settlement of his accounts  
as cashier aforesaid in the capacity  
of cashier for deficit  $\$$ , and also all  
sums that he may be indebted to the  
said Bank on settlement of his accounts  
individually and as a partner of the firm  
of M. S. Watkins & Co. as aforesaid; and  
also any and all other indebtedness of said  
M. S. Watkins to said Bank in any capa-  
city and amount. And it is covenanted  
that this trust shall be executed in ac-  
cordance with the statute of Virginia in  
such case made and provided, (recording)

Trustee as aforesaid, the following prop-  
erty, to wit: Two steam sawmills complete,  
together with the two engines and all other  
machinery connected with or used for  
the purpose of driving or working said  
steam sawmills. One of which said saw-  
mills & engines being located on the land  
of A. K. Arline, and the other on the land  
of Patrick Pierce in the county of Sul-  
livan; also all the trucks, boxes & other  
articles used and occupied in carrying  
on the sawmill business and connected  
therewith, by the said M. S. Watkins; also  
fifteen mules, eight log carts, two log  
wagons & harness. A portion of which  
said property is now under a deed of  
trust for the benefit of Henderson,  
Langhorne & Co., also two hundred acres  
of land lying adjacent to the land known  
as the M. S. Watkins tract; all his real  
estate or equitable interest in real estate  
of every description lying in or adjoining  
the village of Windsor, in said county,  
including the lot on which said Watkins  
resides, and the lot now occupied by S. James  
Carr & others as store &c., also his interest in  
two hundred acres of land purchased



Thomas Mills L. Watkins is indebted to  
the Bank of Windsor in the amount of debt  
of Eight Virginia, in the sum of Three  
Thousand dollars, or more, as will be shown  
upon a settlement of his accounts as cashier  
of the said Bank. And whereas he is  
also indebted to said Bank in further  
amounts individually and as a member  
of the firm of M. L. Watkins & Co. which  
firm is composed or was composed said  
M. L. Watkins & A. M. Eley, which amounts  
are not now ascertainable. And whereas  
the said Mills L. Watkins is willing and  
desirous to secure to the said Bank all  
sum or sums of money which he owes  
as aforesaid, as cashier, as individual  
and as co-partner aforesaid. Now this  
 deed made this 15<sup>th</sup> day of September  
in the year 1884, between the said Mills  
L. Watkins and Louisa and his wife, of  
the one part, and A. P. Young chosen  
as trustee, of the other part, Witnesseth:  
that the said Mills L. Watkins & wife,  
in consideration of the premises, and  
of the sum of five dollars to him in  
hand paid, the receipt whereof is hereby  
acknowledged, do grant, with general  
warrant, unto the said A. P. Young

dated this 20<sup>th</sup> day of Decr. 1881.

Benj. C. Roberts Notary Public.  
I hereby certify that the following word are  
interlined (trust) 1<sup>st</sup> reads the said H. S. Holland  
2<sup>nd</sup> deced to and 3<sup>rd</sup> the proceeds

Benj. C. Roberts N.P.

In the Clerk's office of the County Court of  
Sole of Wight County, the 20<sup>th</sup> day of December  
1881, This deed of trust from M. G. Watkins &  
A. M. Cely & their wives et als. to Wm. S. Hol-  
land trustee, was received and admitted to  
record on the certificate of B. C. Roberts a Notary  
Public.

Teste, A. P. Young C. K.

a copy

Teste, A. P. Young C. K.

J. A. Saunders et al.  
vs.  
The Bank of Hudson et al.

copy of trust deed  
from Watkins & Cely &  
to W. S. Holland trustee

Ex 64. Fi. plus with Bull



on the same and to give receipts therefor.  
Witness the following signatures and seals  
the day and date herein before written.

M. L. Watkins *(Seal)*  
Louisa Watkins *(Seal)*  
A. M. Cley *(Seal)*  
M. A. V. Cley *(Seal)*

State of Virginia,  
Jesse of Night County, Trust:  
I, Cley C. Roberts a Notary Public in & for the  
said County do certify that M. L. Watkins & A. M.  
Cley, whose names are signed to the annexed  
deed bearing date on 19<sup>th</sup> day of December 1881  
came personally before me in my said County  
and acknowledged the same. I further certify  
that Louisa Watkins the wife of the aforesaid  
M. L. Watkins & M. A. V. Cley the wife of the  
aforesaid A. M. Cley whose names are signed  
to the aforesaid annexed deed dated as  
above written came personally before me in  
my aforesaid County, and being by me examined  
privately and apart from their husbands, and  
having the said writings fully explained to  
them, they, the said Louisa Watkins and  
M. A. V. Cley acknowledged the same to be  
their acts, and declared that they had  
willingly executed the same, and do not  
wish to retract it. Given under my

after paying expenses of sale to the pay-  
ment of whatsoever amount may be due  
and unpaid on the notes aforesaid or on  
any notes given in continuance or renewal  
of the notes aforesaid. And it is further  
agreed by all the parties to this deed that  
the said W. S. Halland shall at any time  
on the request of any party interested take  
charge of all the assets aforesaid of the  
said Firm of the said M. L. Watkins & Co.  
And shall proceed to sell for cash at public  
auction or privately at cost as may be  
more prudent under the circumstances  
and shall deposit the proceeds in some  
bank to the credit of W. S. Halland, Trustee  
for the benefit of said J. W. Suck, Thos. J.  
Slements, and W. S. Chapman, and the  
said W. S. Halland is hereby authorized and  
empowered to employ clerks, Auctioneers and  
any other assistance, and to do any and  
all other things necessary in the speedy  
disposal of said assets, and to collect  
any and all the claims included above  
in said assets, due or held by the said  
M. L. Watkins & Co. And the said W. S. Hol-  
land is hereby authorized to bring action  
or suit on said claims to receive money



as aforesaid the said J. H. Duck, Thos. J.  
 Helmeants, and W. S. Chapman, against any  
 payment, loss, liability or demand as aforesaid  
 said by reason of their endorsing any note  
 or notes in continuation in lieu, or in  
 renewal of the aforesaid notes or any one of  
 them, Now the Conditions of this deed are  
 such that if the said W. L. Watkins & A. M. Ely  
 shall pay, pay off and satisfy the holder  
 of said notes on or before the day of maturity,  
 that is to say ninety days after their date,  
 then this deed shall be null and void other-  
 wise in full force and binding, It is also  
 covenanted & agreed by all parties to this  
 deed, that at any time after ninety days after  
 the date of these presents upon the request  
 of the aforesaid endorsers the said W. S. Hel-  
 land after thirty days notice in some news-  
 paper published in this or an adjoining  
 county and by posters printed and put up  
 at five or more public places proceed to  
 sell at public auction to the highest bidder  
 for cash in the village of Windsor, the  
 property named in the first and second  
 groups above that is to say, the property  
 belonging to said W. L. Watkins and A. M. Ely  
 outside and exclusive of the assets of said  
 W. L. Watkins & Co. and shall apply the proceeds

tract or parcel of land lying and being  
in the County and state aforesaid, con-  
taining by estimation two hundred and  
fifty acres, in gross, it being the same  
tract of land conveyed to M. L. Watkins & Co.  
by deed from Dr. Anthony Persons & wife,  
in trust to secure and indemnify J. W.  
Suck, Thos. J. Clements, and N. S. Chapman,  
any and all payments they or either one of  
them may make, any loss they may  
sustain, any liability they may incur,  
or any demand made of said J. W. Suck,  
Thos. J. Clements, and N. S. Chapman,  
by reason of their endorsing the follow-  
ing notes: One note for five thousand  
dollars payable ninety days after date  
to J. W. Suck, Thos. J. Clements and N. S.  
Chapman and endorsed by said J. W. Suck,  
Thomas J. Clements and N. S. Chapman,  
dated on the 19<sup>th</sup> day of December, 1881,  
payable at the Commercial Bank, Suf-  
folk, Va. A second note for five thousand  
dollars, dated payable and endorsed  
like the first note above described, both  
said notes made and executed by  
said M. L. Watkins and A. M. Cley,  
and further to secure and indemnify



Wm. H. Jane Saunders et als, F. C. Roberts,  
W. S. Chapman and the County road leading  
from Windsor to Isle of Night-let. and all  
the personal and Chattel property of every  
kind and description whatever now  
belonging to said A. M. Cley - And  
Thirdly. All the property now belonging  
to the firm of M. G. Watkins & Co. including  
all the stock of Goods of every kind and  
description in storehouse, warehouse and  
elsewhere now belonging to M. G. Watkins & Co.  
consisting of any good, hats & shoes, hats,  
caps, glass ware, crockery ware, hard ware  
cottons, groceries and many other articles  
&c. &c. all the bonds, notes, books, and  
accounts held by or due to said M. G. Wat-  
kins & Co, a tract or parcel of land  
lying and being - the County and State  
aforesaid, containing by estimation seventy  
five acres in gross bounded by the lands  
of William Hall, Feotrud Davis dead:  
Dease Mingo, by the lands formerly  
belonging to Geo. M. S. Watkins and by  
the County road leading from Windsor  
to Isle of Night-let Court-house & contai-  
ning about 15 acres conveyed to Adol-  
phus Cross by deed from M. G. Watkins  
and A. M. Cley, and also another

J. A. Watkins and by the County road lead-  
ing from Windsor to Knoxville and by  
the lands of J. J. Lewis and T. J. Marshall,  
it being the same land conveyed to said M. G.  
Watkins by deed from M. H. Watkins, one lot of  
ground in the village, County and State aforesaid  
said on which stands the storehouse and  
warehouse heretofore used and occupied by  
the said M. G. Watkins & Co, with all fixtures  
and appurtenances thereto belonging, it being  
the same lot conveyed to said M. G. Watkins  
by deed from said A. H. Ashburn wife and  
the same lot conveyed in a deed of trust  
to A. M. Cley Trustee to secure to S. N. Duck  
and Thos. J. Clements the payment of a  
certain debt or liability therein named,  
all the personal and chattel estate of  
every kind and description whatsoever  
now belonging to said M. G. Watkins. And  
secondly. All the property belonging to said  
A. M. Cley, excepting his interest in the firm  
of M. G. Watkins & Co aforesaid, including  
a tract or parcel of land lying and being  
in the village, County and State aforesaid,  
containing by estimation thirty two acres,  
with all fixtures and appurtenances thereto  
belonging and bounded by the lands of



This Deed, made this 19<sup>th</sup> day of December, One thousand eight hundred and eighty one (1881) and domain, between M. G. Watkins, and Louisa Watkins his wife and A. M. Cley and M. A. V. Cley his wife of the County of Dale of the State of Virginia, parties of the first part and H. S. Holcomb Chosen Trustee of the said County and State party of the second part, Witnesseth: That for and in consideration of ten dollars cash in hand paid the receipt whereof is hereby acknowledged, the said parties of the first part do grant with general warranty unto the said H. S. Holcomb the following property to wit: First, all the property belonging to the said M. G. Watkins, outside of his interest in the firm of M. G. Watkins & Co. including the house and lot now occupied by the said M. G. Watkins, lying and being in the village of Windsor and County and State aforesaid, containing by estimation eight acres, a tract or parcel of land lying and being in the County and State aforesaid containing by estimation two hundred acres, and bounded as follows: by the lands of A. H. Ashburn, Thos. J. Clements,

J. A. Saunders et al.

to  $\frac{7}{2}$  Dr chq.

The Bank of Windsor et al.

Copies of deed from Roberts,  
Watkins & Co. to R. B.  
Deenstall Trustee.

---

E. & G. filed with Bill.

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11



and State and respectively acknowledged  
the same before me in my County aforesaid  
before me in my hand this 2<sup>nd</sup> day of July  
in the year 1884.

H. J. Holland Notary Public.

In the Clerk's Office of the County Court  
of DeKalb County, the 2<sup>nd</sup> day of July  
1884, This deed of trust from Roberts,  
Watkins & Cley to Richard B. Truitt  
Trustee for the benefit of Henderson,  
Gaughran & Co. was received and admit-  
ted to record on the annexed certificate  
of H. J. Holland, a Notary Public.

Teste, W. P. Young att.  
by Geo. M. Leake D.C.

a copy

Teste, W. P. Young att.

may cause the same to be insured at the expense of the said parties of the first part, and the premiums of such insurance shall if not paid by the said parties of the first part, upon request of said Richard B. Truitt be a charge upon the trust property aforesaid. The said parties of the first part covenant that will warrant guarantee the property hereby conveyed and they hereby waive the benefit of their homestead exemption as to the aforesaid debts and obligations and as to this contract.

Witness the following signatures & seals

Benj. C. Roberts Seal

M. L. Watkins Seal

A. M. Eley Seal

Virginia,

County of Isle of Wight trust:

I, W. S. Hellen a Notary Public in and for the County of Isle of Wight, do certify that Benjamin C. Roberts, M. L. Watkins and A. M. Eley, whose names are signed to the writing above bearing date on the 1st day of July in the year eighteen hundred and eighty four, personally came before me in my said County



said proceeds of sale to the said Richard B. Tunstall, shall pay to the said Henderson, Laughorne & Co. or their assigns, the said notes with interest thereon or so much thereof as shall remain unpaid, and the balance if any, to the said Roberts, Watkins & Ely, or their assigns. The said Roberts, Watkins & Ely consent during the continuance of this trust and at their own proper cost and charges, to keep insured the property or described in some good insurance Company in a sum not less than \$1800. (eighteen hundred dollars, and assign the policy or policies of insurance to the said trustee, who shall hold the same as additional security for the payment of the said negotiable notes and of each of them and of all renewal notes given in their place, and in case of loss by fire, the said trustee is authorized to collect the insurance upon the same, and apply said insurance money as is above provided for in case a sale be made. The said parties of the first part hereby agree that if they shall fail to keep the said property insured as aforesaid, then the said Richard B. Tunstall

and take the profits thereof to their own use (except as to said lumber which if removed shall be shipped to the said Henderson Laughorne & Co. and the proceeds thereof applied to the reduction of the said debt) until default be made in the payment of the negotiable note aforesaid, or one of them, or of any note or note given in renewal or continuation of them or one of them, and upon such default being made, the said Richard B. Trunbull shall so soon thereafter as he shall be requested by the said Henderson, Laughorne & Co. or their assigns, so to do, sell the above granted property at public Auction, at such time and place and upon such terms and conditions as he may deem expedient, having first given notice of such time and place of sale for at least twenty days by printed bills posted at at least six public places in the vicinity of said property, and by advertisement in one or more newspapers published in the city of Norfolk, if the said Trustee shall deem such advertisement in newspapers expedient, and out of the proceeds of such sale, after paying all the expenses attending the execution of this trust, including commissions



on the Norfolk and Western Railroad,  
and the other of said saw mills being  
now on the land of A. A. Arline in said  
county, and located about five hundred  
yards in a Southern direction from the  
said depot at Windsor, and also seventeen  
mules now in use at the said two saw  
mills, and also one hundred and fifty  
thousand feet of manufactured lumber  
now at

In Trust to secure to Henderson, Laugh-  
lorn & Co. of the said City of Norfolk, the  
payment of three negotiable notes made  
by the said Roberts, Watkins, & Eley payable  
at the Bank of Commerce of Norfolk,  
Va. to the order of Henderson, Laughlorn  
& Co. and all dated July 1<sup>st</sup> 1884, and each  
of said notes being for the sum of Six  
hundred dollars, (\$600.00) and each  
containing a waiver of Homestead ex-  
emption, and said notes being payable  
respectively, sixty, ninety and one hun-  
dred and twenty days after date, and  
upon the further trust that the said  
Roberts, Watkins & Eley, may remain  
in quiet and peaceable possession  
of the above granted and described premises

This Deed made this 1st day of  
July in the year 1884, between B. L.  
Roberts, M. L. Mathias and A. M. Eley,  
parties in trade, and doing business  
under the name and style of Roberts,  
Mathias & Eley, in the County of Isle of  
Wight, and State of Virginia parties of the  
first part, and Richard B. Trimmall,  
Trustee of the City of Norfolk in the State  
of Virginia party of the second part.  
Witnesseth: That for and in considera-  
tion of the sum of one dollar cash  
in hand paid, the said parties of the  
first part do grant unto the said party  
of the second part, with general war-  
ranty the following property, to-wit:  
All those two certain saw-mills, together  
with the boilers, engines and all other  
fixtures and appurtenances belonging  
to or necessary to the use of said two saw-  
mills when running, belonging to the  
said parties of the first part and now  
in the County of Isle of Wight, in the State  
of Virginia, the one of said saw-mills  
being now on the farm of Patrick Pierce  
in said County and located about two  
and a quarter miles in a Northeasterly  
direction from the depot at Wanders