

1888-006 Chancery Causes. Archibald Atkinson, Senior, exor vs Richard Joyner & ux & d

Sale of Wight County

other surnames. Holland,
Parker, Williams, Gray, Baker,
Branch, Gay, Moore, Edwards,
Arnold, Cobb, Goodman,

To the Honorable George Blawie Judge of the court
of Isle of Wight as entry in chancery sitting

Humly explaining sheweth your honor your
orator Archibald Atkinson who is executor of Archibald At
Kinson Senior deceased that on the 2nd day of November
1855 there issued from the office of the Commissioner of Pen
sions of the United States of America to Nancy Holland
widow of Joseph J. Holland a warrant authorizing her to
locate One Hundred and sixty acres of land in any Land
office of the United States, which warrant she afterwards sold
and conveyed to the said Archibald Atkinson your orator
testator. but before said land was located the said warrant
was lost and has not yet been found. That after wards
to wit on the 7th day of February A.D. 1877. on proper proof
of the loss of said warrant, there issued from the said office
of Commissioner of pensions a duplicate copy of said war
rant which was delivered to your orator. That the said
Archibald Atkinson ~~had~~ ^{did} previously ^{died} after making and
publishing his last will and testament appointing your
orator the executor thereof which will was admitted to probate
in the county court of Isle of Wight on the day of
187. and your orator qualified as executor thereof. A duly
certified copy of said order of probate and of the qualification of
your orator as such executor ^{made} is herewith filed & herewith
filed and prayed to be taken as part of this bill.
Your orator further shews that prior to the issuing of the
said duplicate Land warrant the said Nancy Holland
had expended this life estate and therefore could not

* The said Archibald Atkinson was not
himself filed and prayed to be
taken as part of this bill

that the said James M. Holland
is a ward and not of the State of
Virginia

assign to your orator the said land warrant and under the
Cons of the United States it can only be assigned by the him at
Law of the said Henry Hollands. and is wholly worthless to
the estate of your orator's Testator until so assigned. That the
following are the heirs at Law of the said Henry Hollands
namely. Mary Joyner wife of Richard Joyner, Margaretta Parker
Hugh Williams Jr. Columbus Williams Adelaide Gray wife
of Jas L Gray Octavia Baker wife of Alexander Baker Helen
Branch wife of John J Branch, Martha Gay wife of George
M Gay, E E Hollands, A A Hollands, J W Moore, Emma Brown
wife of R A Edwards Ann McCnolds, James W Hollands, Lucy
Bobb wife of R H Bobb. Josephine J Goodman wife of W W
L Goodman, Jas P Hollands, Nettie Bobb wife of R H Bobb.
Robert Hollands, Willie Hollands Herbert Hollands, Jeph L Wi
lkins, Andy M Williams Alexander J Moore Arthur K
Moore Lucille Moore Minnie Moore and Bertha Moore
the last five of whom are infants and under the age of twenty
one years and can not assign the said warrant by one
of their own age. and the other defendants refuse to assign.
So the end therefore that Justice may be done and proceed
much as your orator is compelled in the premises, save
by the aid of a court of equity where matters of this kind
are alone and properly cognizable he prays that the said
Richard Joyner and Mary his wife Margaretta Parker
Hugh Williams Jr. Columbus Williams Jas L Gray and
Adelaide his wife Alexander Baker and Octavia his wife
John J Branch and Helen his wife George M Gay and Mar
tha his wife E E Hollands A A Hollands J W Moore, R A Edwards
and Emma his wife, Ann McCnolds, James W Hollands, R H

Blott and Lucy his wife, W H Goodman and Josephine J his
wife Joel P Holland, R Blott and Nellie his wife, Robert Wilson,
and Gertrude Holland Jeph L and Henry M Williams and
Alexander J, Arthur K, Lucile, Annetta and Bertha
may be made parties defendant to this bill and required on
their corporate oath to make answer the several statements of
this bill, that a guardian ad litem be appointed the said
infant defendants to defend their interests in this suit;
that proper process issue; that a proper examination be
appointed by the court to make ascertaining of the said
children's laws warrant to your orator and all such
other, further and general relief may be afforded your ora-
tor as the nature of his case may require or to equity shall
seem meet. And your orator will ever pray be

Ans R Atkinson pr

Atkinson's Execution

vs

Joyner & wife & als.

Debt plaintiffs Bill
and
Exhibits

Sept. Res. 1886.
Bill r. filed; same, etc.
on all adults except J. W. Hol-
land & ord. of publn. in. being.
N. P. Conroy assign. gdn. at return
to the inf. t. defo. this ans. filed
& gdn. ans. de. nisi & adults r.

Octo. Res. Bill taken for conf.
as to adults vs. whom was gdn.
nisi at last rules & as to J. W.
Holland on ord. of publn. &
cause set for hearing.

Octo. term 1886.
De. appty. G. R. Atkinson
ans. to assign said manum

April term 1887
decree

Dec. term 1887
Removed from docket

A. Atkinson Esq. & Mr. Chief,
vs.
J. van der Hoff, Holland et al.

The joint and separate minors of Robert,
William & Gertrude Holland; John L. and Henry
M. Williams; and Alexander, Arthur &
Lucille, Henrietta and Bertha Moon,
infants under the age of twenty one years,
by N. O. Young their guardian ad litem
assigned to defend them in this suit.

These respondents, reserving to them
selves the benefit of all just exceptions
to the bill of complaint filed against
them to them in the Circuit Court of
Isle of Wight County, by Archibald
Atkinson Esq. of Archibald Atkinson &
Co. for answer to ^{said} bill as they
are advised it is material for them
to answer, answer and say that
they are infants of tender years, and
by reason thereof, incapable of
protecting their interests, and they
submit the protection thereof to
the court, and pray that no decree
will be rendered in the cause pre-
judicial to their interests. And
having answered, pray leave to be
discharged with their costs, &c.

N. O. Young guardian
ad litem to the infants
aforesaid,

Belknap's Etc,
" 3 In Clp,
Jocund and etc,

Infants and etc,
Filed Sept. 1886

Atkinson's Exor.

vs. ² Lucas. Ad
ans. Bill
in Chf.

Holland's Decis

//

To Sept. Rules 1886

Sett of Wight Co. Ct.

G. R. Atkinson per

Executed August 30th
1886 by delivering to
the within named
Richd Joyner & Mary
his Wife a true
Copy of the within
Summons.

R. W. Barrett Deputy
To J. L. Barnham Shff

The Commonwealth of Virginia, Southampton.

To the Sheriff of ~~Isle of Wight~~ County, Greeting:

WE COMMAND YOU TO SUMMON

*Richard Joyner and Mary his wife;
Georgia Parker, Hugh Williams Jr. Lequibus Williams; J. Lykander Gray
and Adelaide his wife, Alexander Baker and Octavia his wife; John S.
Branch and Delia his wife, Geo. M. Kay and Martha his wife; Ed. Co.
Holland; A. A. Holland; J. W. Moor; R. A. Edwards and Emma
his wife, Annell Arnold, James W. Holland, R. H. B. Cobb and
Lucy R. his wife, W. H. L. Goddard and Josephine J. his wife, Joel P.
Holland; R. H. Cobb and Nettie his wife; Robert, Willie and
Holland; Jesse L. and Henry M. Williams and Alexander J. Arthur K. Lued
Henrietta and Birta Moor, the last ten of whom are infants under 21 years
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 Archibald Atkinson Executor of Archibald
Archibald Atkinson, senior, deceased.*

of a plea of _____ for \$ _____ Damages \$ _____ And have then there this writ.

Witness, N. P. YOUNG, Clerk of our said Court, at the Courthouse, the *10th* day of *August*
1886, in the *111th* year of the Commonwealth.

N. P. Young clk.

The Commonwealth of Virginia,

To the Sheriff of Isle of Wight County, Greeting:

WE COMMAND YOU TO SUMMON *Richard Joyner and Mary his wife, George*
ann Parker, Hugh Williams Jr. Columbus Williams, J. Lyssander
Gray and Adelaide his wife, Alexander Baker, and Octavia his
wife, John J. S. Branch and Delia his wife, Geo. M. Ray and Martha
his wife, E. E. Holland, A. A. Holland, J. W. Moore, R. A. Edwards,
and Emma his wife, Ann M. Arnold, James W. Heccand, R. N. B.
Gobb and Lucy L. his wife, W. H. G. Goodman and Josephine J. his wife, Joel P.
Holland, R. H. Cobb and Nellie his wife, Robert, Willie, and Bertie Holland, Jesse and
Scaly, M. Williams, and Alexander, Arthur H. Lucile, Henrietta and Bertha Moon
the last ten of whom are infants, under twenty one years of age,
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 Archibald Atkinson executor of Archibald Atkin-
son, Senior, deceased,

of a plea of _____ for \$ _____ Damages \$ _____

And have then there this writ.

Witness, N. P. YOUNG, Clerk of our said Court, at the Courthouse, the *10th* day of *August*
188*6*, in the *111th* year of the Commonwealth.

N. P. Young Clk.

Atkinson's Exor.

vs. 2/3 Secord, to
3/4 Aust. Bell
in Clap.

Holland's Heirs
/

For Sept. Rules 1886

✓ R. A. Atkinson, Exr.

Executed by Deliver
ing to the Within named
Jas. S. Branch & Dolia his wife
Geo. W. Gay & Martha his wife
E. C. Holcomb & A. A. Holland
J. W. Moore & R. A. Cawson &
Emma his wife Ann M.
Arnold & R. H. Cobb & Lucy his
wife W. H. T. Graham & Josephine
his wife Joel P. Holland and
R. H. Cobb & Nettie his wife coal
at the City of the Within
Summons Aug 26th 1886

R. A. Cawson
Siff.

The Commonwealth of Virginia,

Nausemound

To the Sheriff of ~~Isle of Wight~~ County, Greeting:

WE COMMAND YOU TO SUMMON *Richard Joyner, and Mary his wife, Georgiana*
Parmer, Hugh Williams Jr., Columbus Williams, J. Lysander Gray and Adelaide
his wife, Alexander Baker and Octavia his wife, John J. Bottruch and Delia
his wife, Geo. M. Kay and Martha his wife, E. E. Halland, A. A. Halland,
J. W. Moon, R. A. Edwards and Emma his wife, Ann M. Arnold, James W.
Holland, R. H. B. Cobb and Lucy L. his wife, W. H. L. Goodenau and Joseph
ine J. his wife, Joel P. Halland, R. H. Cobb and Nettie his wife,
Robert, Willie and Gertrude Halland, Jesse L. and Henry M.
Williams and Alexander J. Arthur K. Lucile, Henrietta and Bertha
Moon, the last ten of whom are infants under twenty one years of age,
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 Archibald Atkinson Executor of Archibald
Atkinson, senior, deceased.

of a plea of _____ for \$ _____ Damages \$ _____ And have then there this writ.

Witness, N. P. YOUNG, Clerk of our said Court, at the Courthouse, the

10th day of *August*

1886, in the *111th* year of the Commonwealth.

N. P. Young, clk.

Virginia,

In the Clerk's office of the Circuit Court
of Isle of Wight County, the 10th day of
August 1886.

Before me, N. P. Young Clerk of
the said Circuit Court of the said County,
personally appeared R. A. Edwards
and made oath that James W. Holland
a defendant in the suit of A. Williams
Exor. M. the Heirs of a Henry Holland
this day instituted in said court, is
a non resident of the state of
Virginia.

R. A. Edwards

Sworn & subscribed to the foregoing
your first & for said.

N. P. Young Clerk

Atkinson's Ego,

vs. 3 Affid. for
3 Ord. pend,

Hollands' Exrs

Filed 10. Aug. 1886.

Atkinson's Exp.

or, $\frac{3}{3}$ In chf.

Jaynesbury, Holland et als.

Bill of costs to Octo. 1886.

See Atts. for ptiff. & tax	16.50
" atts. for def. inf's.	15.00
" Clerk's Court	14.50
" Shff. of llyght	8.50
" Do. Nourm. p. by ptiff.	3.50
" Do. Southampton " "	1.00
" Publishing ord. of publv.	5.00
Total to including	64.06
Octo. term 1886	

Total, A. S. Young clk

Out. brot. down 64.06

1887.

apl. for two clerks fees &	
tax on seals attached	
to records	5.64
Total costs	69.70

Atkinson's Exo.
n. $\frac{3}{4}$ In Ch.
Jaguar et up. eds.

Bill of costs

To the Governor of Isle of Wight County

Pursuant to a decree of the said court that was made on the 21st day of March 1886, in the suit in chancery pending therein between Archibald McKinnon executor of Archibald McKinnon for Plaintiff and Richard Joyner and Mary his wife and others defendants, the said court appointed a Special Commissioner appointed by said decree reports to court that in obedience to the said decree he did on the 18 day of November 1886 assign and deliver to the said Archibald McKinnon executor of Archibald McKinnon for the duplicate land warrant No 8956 in the said proceedings mentioned.

All of which is respectfully submitted

Geo R. McKinnon

Special Commissioner

Arkansas Examiner

1886

Journal of the State

Gen. - Arkansas

Report of the

under decree of Dec. 1886

Atkins and Executor

Plaintiffs

vs
Inchman,
Widow of Nancy Holman
Joyner and wife and others
Defendants

This cause ~~was~~ ~~settled~~ ~~on~~ ~~the~~ day in which the plaintiff has pro-
ceeded against the said James R. Holman in the mode pro-
vided by law against absent defendants, came on this day
to be heard on the bill taken for compulsion to said James R.
Holman, and as to the ~~other~~ ~~adult~~ ~~home~~ defendants on whom
process has been duly served, they still failing to appear and
plead answer or demurr. on the answers of the infant defen-
dants by W. P. Joyner their guardian assigned to defend them
in this court, with general replications thereto, on exhibits
filed and was argued by counsel. On consideration whereof
the court doth adjudge order and decree that George R.
Atkinson who is hereby appointed commissioner for that
purpose do withdraw from the papers in this ^{Suit} the ~~Suit~~ ~~is~~ ~~an~~
indent No 8956 for one hundred and thirty acres of land to
Nancy Holman widow of Joseph ~~Holman~~ ^{Atkinson}, ~~and deliver~~ ^{and deliver}
the clerk of this court her receipt therefor, and do assign the
same to Archibald Atkinson Executor of Archibald Atkin-
son deceased, and make report to court of no further
steps under this decree.

Whitman's Epitaph

1886

George Washington and Thomas

Deane

Yellow Fern 1886

John Deane

Geo. Blow.

Entered

#28

In the Circuit Court of Isle of Wight County in the
State of Virginia April 20 1887.

Urbahold Atkinson executor of Urbahold Atkinson, Jr.
deceased

Plaintiff

vs

Richard J. J. and Mary his wife, George W. Parker
August Williams for Columbus Williams, James L. Gray and Ad-
elaide his wife Alexander B. Max and Adeline his wife John
J. French and Adeline his wife George M. Gay and Martha
his wife. E. E. Hollands, U. U. Hollands, J. W. Moore, Robert A.
Edwards and Susan his wife, Ann McLeod James W.
Hollands, R. H. B. Cobb and Lucy his wife, W. H. L. Goodman
and Josephine his wife, Joel P. Hollands, R. A. Cobb and Nettie
his wife, Robert, Willie and Bertrude Hollands, Jesse L. and
Henry, M. Williams, and Alexander J. Arthur K. Lucille
Amelia and Bertha Moore, the last her being, upwards of
over the age of 31 years

Defendants

This cause came on this day to be again heard on the papers
formerly read and on the report of commissioner Atkinson on
under decree herein of October term 1886 and was argued
by counsel. On consideration whereof it appeared to the court
that Henry, Adeline and her life time, ^{for value received} if you to her husband
Atkinson Jr. The said document No 8726 for her husband
was duly given of land dated November 2 1855: that the
same was lost with a duplicate as well therefore on the
day of February 1877 from the Survey Office of the
United States, and that the said Henry, J. J., George W. Parker
Mr. August Williams for Columbus Williams William Gray

Nathan Baker, John Brown, William J. & J. Holland, W. L. Holland, J. L. Moore, Emma Edwards, Maria W. Edwards, James W. Edwards, Lucy Cobb, Josephine J. Edwards, John P. Holland, Willie Cobb, Robert Holland, W. L. Holland, George Holland, Jesse L. Williams, Henry M. Williams, Alexander J. Moore, Arthur K. Moore, Lucile Moore, Annella Moore and Bertha Moore, Defendants in this suit who have been duly summoned to answer the plaintiffs bill of complaint, are the only heirs of land of the said Henry Holland the said estate at large and who have been admitted to be the legal owners of the said land is known, that the said Lucile and Annella Edwards of the said land who are known is entitled to have the same referred to him as such owners, and the said John and James the assignees of the said ^{Duplicate} land is known to the said Lucile and Annella Edwards of the said ^{Duplicate} land is known to the said John and James on the 18th day of November 1886 by commissioner George R. Arthurson under decree herein of October term 1886.

Williamson's Calendar

1887

August 1887

August 1887

1887

1887

C. M. Hill

Entered
No. 1.

Johnson Expense

vs

Johnson & wife & els

Deuce

Johnson June 1887

To be entered

C. White

Entered

No. 13

Clarkson & Co.

vs

James & wife and als

This cause came on this day to be again heard on the papers for
entry, read and was argued by counsel. The consideration whereof
and it appearing to the court that there is nothing further to be done
herein it is ordered that this case be removed from the docket.

STATE OF VIRGINIA.—IN THE
Clerk's office of the Circuit Court of Isle
of Wight county, the 10th day of August, 1886,
in vacation,

Archibald Atkinson, executor of Archibald
Atkinson, Sr., deceased, Complainant,

vs.

Richard Joyner and Mary his wife, Georgiana
Parker, Hugh Williams, Jr., Columbus Wil-
liams, Jas. L. Gray and Adelaide his wife,
Alexande' Baker and Octavia his wife, John
J. S. Branch and Della his wife, George M.
Gay and Martha his wife, E. E. Holland, A.
A. Holland, J. W. Moore, Ro. A. Edwards
and Emma his wife, Ann M. Arnold, James
W. Holland, R. H. B. Cobb and Lucy his
wife, W. H. L. Goodman and Josephine J.
his wife, Joel P. Holland, R. H. Cobb and
Nettle his wife, Robert, Willie and Gertrude
Holland, Jesse L. and Henly M. Williams,
and Alexander J., Arthur K., Lusile, Hen-
rietta and Bertha Moore, the last ten being
infants under twenty-one years of age,

Defendants.

IN CHANCERY.

The object of this suit is to procure the as-
signment by the heirs at law of Nancy Hol-
land of a duplicate land warrant for 160 acres
of land, the original of which was sold and
assigned by the said Nancy Holland to the
said Archibald Atkinson, Sr., and has been
lost. And affidavit having been made and
filed that the defendant James W. Holland is
a non-resident of the State of Virginia, it is
ordered that he appear here, within one
month after due publication of this order,
and do what may be necessary to protect his
interest in this suit. And that a copy of this
order be published once a week for four suc-
cessive weeks in some newspaper published
in the city of Norfolk, Va.

A copy—Teste.

N. P. YOUNG, O.
a13-law4w

G. R. ATKINSON, p.q.

I, *S. S. Nottingham* *Asso Editor* of the
NORFOLK LANDMARK, a newspaper published in the City
of Norfolk, in the State of Virginia, do certify that the order of
publication, a copy of which is hereto annexed, has been pub-
lished once a week for four successive weeks, in said newspaper,
commencing on the *12th* day of *Augst.* 18*86.*
and ending on the *3rd* day of *Sept.* 18*86.*

Given under my hand this *10* day of *Sept.* 18*86.*

S. S. Nottingham
Asso. Editor

Atkinson's Ego.

n. $\frac{2}{3}$ In clup,
Joyner & wife & others

//
Certf. of public^a. of
order of public.

Dated Sept. 15th 1886.

State of Virginia.

In the Clerk's office of the Circuit Court of
Isle of Wight County, the 10th day of August
1880, in vacation.

Archibald Atkinson Executor of
Archibald Atkinson Sr. 3 Compt.

vs.

Richard Joyner & Mary his wife, George and
Parker, Hugh Williams Jr., Ebenezer Williams,
Jas. H. Gray and Adelaide his wife, Alexander
Baker & Octavia his wife, John F. Branch
and Delia his wife, George M. Gay and
Martha his wife, E. E. Holland a. a.
Holland, J. W. Moore, Ro. A. Edwards &
Emma his wife, Ann M. Arnold, James
W. Holland, R. H. B. Cobb & Lucy L. his wife,
W. H. J. Goodman & Josephine J. his wife,
Jed P. Holland, R. H. Cobb & Nellie his wife,
Robert, Willie & Gertrude Holland, John R. &
Henry Williams, and Alexander J. Arthur &
Lucile, Stewart & Bertha Moore, the
last ten being infants under twenty one
years of age. Defendants

The object of the suit is to procure the
represent by the heirs at law of Nancy
Holland of a duplicate and Warrant
for 100 acres of land, the original of
which was sold and assigned by the said

James Holland to the said Archibald
 Atkinson Esq, and has been lost. And
 affiant having been made & filed that
 the defendant James W. Holland is a
 non resident of the state of Virginia, it
 is ordered that he appear here within six
 months after due publication of this order,
 and do what may be necessary to protect
 his interest in this suit. And that a
 copy of this order be published once a week
 for four successive weeks in some news
 paper published in the City of Norfolk
 Teste,

A. J. Young clk.

Atkinson Esq.
 vs.
 Holland Esq.

Holland Esq.

Filed Augt. 10. 1888.
 Admitted of
 record.

Entered Cir. Ct.
 Aug. 10. 1888
 No. 5. page 119

Fulgham & Cohoon,

Manufacturers' Agents and

Dealers in Boots and Shoes.

Suffolk, Va. Sept 7th 1886

W. P. Young Esq

Mr Sir I wish you to
amend the return in copy of amended Bill of
B C Roberts vs Watkins return and add copy de-
livered to W H Jones for Cast - also on suit
of Atkerson vs Atkerson so as to read - not-
finding Georgianna Parker at her usual place
of abode nor any member of her family
over sixteen ^{years of age} I foster a copy of same on the front
door of her dwelling. I had not seen
the late act of assy page 140-141 until
Mr Prentiss pointed it out you will please
amend the error and oblige - as I did
not know of the act - and thus shall be
your authority for so doing

Respect your L. Fulgham - Eff