

1891-002 Chancery Causes: Lucy A. Johnson, John vs Lucy A. Johnson, widow of Benjamin
Isle of Wight County R. Johnson & al

Other surnames: Taylor,
Bradshaw, Gay

Johnsania Knordum

rs. { In Chancery

Johnsania Knordum

(35)

Compt. Bill.

Sept. 1st Rules - Bill of Exh.
filed, dect. & de. in
w. ad ult. dect. & de. ad
letum as filed: to the inst.
dect. & their ans. filed; also
ans. of inst. over 14 years,
& y. rel. Replew.

Sept. 2nd Re. Bill taken
for conf. as to adult
dect. & act for removing.

"
Oct term 1889. report conf.
decree for sale

"
April term 1890 de. for
acts, & execute dect. & de.

Oct term 1890

de. to col. & pay.

May 18. 1891,

Final decree

and correct to the best of her knowledge
and belief. Given under my hand
this 31st day of August 1889.

W. S. Hall and
Carr. in charge.

to the maintenance and education of
said infant children, that your
oratrix be allowed her interest in said
land as the widow of said Ben. R. Johnson
in money in lieu of her dower therein,
that a guardian ad litem be appointed to
defend the ^{that a reasonable attempt be} interest of said infants, &
that all inquiries and accounts may
be made and reported, all commissioners
be appointed, all decrees entered as
the nature of this cause may require,
and that all such other, further and
general relief may be afforded your
oratrix as the nature of her case may
require or to equity shall seem
meet. And she will ever pray &c.
W.S. Hall and p. 81.

Mrs Lucy A. Johnson

Virginia;

County of Isle of Wight to wit:

I, W.S. Hall and a commissioner
in Chancery for the Circuit Court of Isle of
Wight County, do certify that Lucie A.
Johnson whose name is signed to the
foregoing bill in Chancery came before
me in my said county and made
solemn affirmation in due form
of law that the facts stated in
said bill in Chancery are true

to afford all said children. Your oratrix
further states that she cannot form,
not having any one to manage such
a business for her, and therefore does
not attempt to cultivate any of said
tract herself.

Your oratrix says she is the
mother of said Sallie and George and
would be their heir at law if they were
dead, that if said A. Sidney Johnson,
who is son of said Ben. R. Johnson by
a former marriage was dead, said
Sallie and George would be his next
of kin and heirs at law. Said Sallie and
George are under ^{age} 21 years. For as much as your ora-
trix is without remedy save in this
honorable court where such matters are
alone and properly cognizable she
prays that said Lucy A. Johnson
widow of Ben. R. Johnson, Lucy A.
Johnson, A. Sidney Johnson, Sallie E.
Johnson and George L. Johnson the
last three being infants under the
age of twenty one years, be made parties
defendants to this bill and required to
answer the same, an answer on oath
is hereby waived as provided by statute, she
prays that said tract of land be
sold and the proceeds be applied

Code 1887
Sec. 2616

filed as an exhibit under the "B" and
asked to be read as a part of this bill.

Your orator says that the interest of said
minor children will be promoted by a
sale of the said tract of land, that
the fences on said land are in need of
repair, that there is no money in hand
with which to do the work, that there
is no building of any kind on said
tract of land, and only a small part
thereof is arable, and therefore, cannot be
rented to advantage, in fact the
rents and profits derived therefrom will
not more than pay costs of necessary
repairs and taxes, that in the opinion
of said orator it is not advisable to
sell said lot which was and is still
being used as a home for the family
and said children have very little
personal estate, that the eldest of
said minors has about exhausted his
interest in the personal estate and
is in need of more money to complete
his education, that he is a promising
boy and will take an education,
that the other children will also
need money in a short time with which
to secure the advantages of an education
which your orator desires very much

To the Hon. C. W. Hill Judge of the Circuit
Court of Isle of Wight County:

Your orator's Lucy A.
Johnson guardian of A. Sidney Johnson, Sallie
E. Johnson and George Z. Johnson humbly
complaining most respectfully represents:

That in the year 1886 her husband
Ben. R. Johnson died seized and possessed
in fee of a lot in Windsor and a
certain tract of land said to contain
87 acres adjoining the lands of Iron
Jenkins, S. F. Johnson and others situate
in said County of Isle of Wight about
one mile from Windsor, it being the
land conveyed to said Ben R. Johnson
by deed from Johnson & Taylor a
certified copy of which deed is herewith
filed as an exhibit marked "A" and
asked to be read as a part of this
bill, reference to which is hereby made
for more accurate description of
said tract of land, and leaving
your orator his widow, and your orator's
said words as his children and only
heirs at law; that your orator qualified
as guardian of said children as will
more fully appear by a certified copy
of the records of the County Court of
said Isle of Wight County herewith

Johnson et. al.

Ads, { In Chancery
Johnson's adm., et al

Answer of A. Sidney
Johnson an infant
over the age of 14 years
and under the age of
21 years.

//
Filed Sept. Reels 1889,

Subscribed and sworn to before me in my said
county of Allegheny this 31st day of
August 1889,

W. S. Hallard Clerk, in
Chancery

The answer of A. Sidney Johnson an infant over the age of 14 years and under the age of 21 years to a bill in Chancery, exhibited in the circuit court of Isle of Wight County against himself and others by Lucius A. Johnson Guardian &c.

This respondent reserving to himself the benefit of all just exception to the many errors, inaccuracies and omissions of said bill in Chancery, for answer thereto or to so much thereof as he is advised it is material for him to answer says:

That he believes and therefore admits the statements in said bill contained and believes it will to his own and to the interest of his father and sister to sell the tract of land in the bill mentioned, but being an infant he confesses his inability to duly appreciate his interests and therefore prays that no decree be pronounced prejudicial to his interest and he prays for the aid and protection of this honorable court.

And having fully answered this respondent prays to be hence dismissed with his costs in this behalf expended and he will ever pray &c.

(over)

A. Sidney Johnson

Johnson, et al., vs. ...

Ads - { In chng

Johnson's Guardian et al.,

In faith, answer by
their guardian ad
litem

//

Filed Sept. 1889.

The joint and separate answer of A. Sidney Johnson, Sallie E. Johnson and Geo. Z. Johnson son infants under the age of 21 years by R. E. Boykin attorney at law their guardian ad litem to a bill in chancery exhibited in the circuit court of Isle of Wight County against themselves and others by Levy A. Johnson their guardian.

These respondents resuing to themselves the benefit of all just and legal exception to the many errors & inaccuracies in said bill contained, for answer thereto or to such thereof as they are advised it is material for them to answer, by their said guardian ad litem, answer and say:

That they are infants of tender years and therefore not capable of comprehending or appreciating their rights and interests in the premises pray that the Court will protect them in their said interests, and they pray that no decree may be pronounced in said prejudicial to their rights and interests, and having fully answered they pray to be hence dismissed with their costs in this behalf expended. And they will ever pray &c.

R. E. Boykin Esq. ad litem

Subscribed and sworn to before me in my court
this 2nd day of Sept. 1889. W. S. Hallam Esq. law.
in chancery &c.

Johnson, A. A. gent.

U.S. { Summons in action of
to answer Bill
in clay.

Johnson et al.

W. S. Holland p. q.

20 Sept 1889 Rules,

1889, Circuit Court.

This being at Johnson

I hereby waive service of the within summons by an officer and accept legal service at this 31st day of August 1889.

The Commonwealth of Virginia,

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

WE COMMAND YOU to summon Lucie A. Johnson widow of Benj. R. Johnson deceased; Lucie A. Johnson, A. Sidney Johnson, Lallie E. Johnson and George F. Johnson, the last three infants under 21 years of age

to appear at the clerk's office of our Circuit Court of the County of Isle of Wight County at the court-house thereof, at the Rules to be holden for said court, on the first Monday in

September next to answer the Bill in Chancery of Lucie A. Johnson guardian of A. Sidney Johnson, Lallie E. Johnson and George F. Johnson

of a plea of

Damage

Dollars. And have then there this writ.

WITNESS,

A. O. Young

, Clerk of our said court, at the court-house, the

30th

day of

Aug.

1889

, and in the 114 year of the Commonwealth.

A. O. Young, Clerk

Johnson G. W.

.....

WITNESS'
SUBPENA.

Johnson's inf. et al

To 23. Sept. 1889.

Executed

Sept. 21st / 889.

Ro. A. Eccles

Stk.

The Commonwealth of Virginia,

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

You are hereby commanded to summon *Joshua Bradshaw and*
John M. Gay

personally to appear before the undersigned, one of the commissioners in chancery of the *Circuit*
Court of the *County* of *Isle of Wight*, at his office, at the court-house of said county, on
the *23rd* day of *September 1889*, ~~next~~, to testify and the truth to say in behalf of
the Plaintiff

in a certain matter &

referred to the said commissioner for *requiring report*, by a decree of the said court in a suit in
chancery therein pending between *Frederick A. Johnson* *vs.* *John A. Sidney*
Johnson et al. *Pliffs.* and *John A. Sidney Johnson*
et al.

And this *they* shall in no wise omit, under the penalty of £100. And have then there this writ.

Witness, *N. P. Young* a Commissioner of the said court, at
the court-house of said county, the *12th* day of *Sept.* 1889, and in the
114th year of the Commonwealth.

N. P. Young Comm.

the interests of said infants will be pro-
moted by a sale of said land. That they es-
timate the annual value of said land at
\$15.⁰⁰ and the fee simple value \$400.⁰⁰.

Joshua Bradshaw
John M. Gay.

Attested to and subscribed by the af-
fiant, the day and year first aforesaid.

A. O. Young Com. in Chf.

Johnson & son

3 In Chf.

Johnson & son

Witness filed

with Court. Gang

report of 20.00.

Sept. 1889.

11

State of Virginia,

County of Isle of Wight, To wit:

On this 23rd day of September, 1889, before me N. P. Young a commissioner in chancery for the circuit court of Isle of Wight County, personally appeared Joshua Bradshaw and John M. Gay, under oath, who being duly sworn, depose and say that, they are respectively, aged 69 and 54 years. That they are well acquainted with the land whereof Benj. A. Johnson did seized and possessed mentioned in the Bill and proceedings ~~concerning~~ in the chancery cause pending in the said circuit court wherein Lucy A. Johnson guardian of A. Sidney Johnson et al. is plaintiff, and A. Sidney Johnson et al. are defendants. That said land lies in the County of Isle of Wight in half mile of Windsor. That the quantity is 8¹/₂ acres. That the quality of said land is poor. That it is almost devoid of timber or wood of any kind. That there are no buildings upon it. That it necessarily yields to the infants defendants in said suit but very small income after payment of taxes, and that the money arising from the sale of said land will be of greatly more benefit, used in the support & education of the said infants, they leaving but small means for such purpose. That, as the nearest relations both on the paternal & maternal side of said infants, the affiants have no hesitation in saying that they believe

Johnson's Gard.

vs. $\frac{2}{3}$ In Chap.

Johnson et als.

Report of Comm. Young
under decree of Sept. 10.
1889.

Filed Sept. 24th 1889.

That the other two are quite young, reside with
their mother in the immediate vicinity of good
schools. That their share of the proceeds of sale
of said land, if sold, would, if allowed to be
used for the purpose, aid in giving to them
the advantages of a much coveted educa-
tion. For these reasons as well as those
given in the affidavit, your commission con-
sider and report that the land should be
sold.

Given under my hand as a commis-
sioner of the said Circuit Court at my
office at the Court House of said County,
this 23rd day of September, 1889.

N. P. Young clk.

Time employed, 8 hours.

Comm. fee. \$6.00

1 to the parties, plaintiffs and defendants,
2 that he had fixed upon the 23^d day of
3 September 1889, as the time, and his of-
4 fice at Isle of Wight Court House as the place
5 to make the inquiries and report required
6 by said decree. That service of said notice
7 was duly acknowledged by the parties
8 plaintiffs and defendants, and the guardian
9 ad litem to the infants defendants.
10 That, on the day so fixed upon, your com-
11 missioner took the evidence of witnesses who
12 had been duly summoned, which evidence
13 is herewith filed, and from it, your com-
14 missioner reports, 1st. that the interests of
15 the said infants will be promoted by
16 a sale of the land in the bill and pro-
17 ceedings mentioned. 2nd. That the an-
18 nual value of said land is \$15.⁰⁰ and
19 the fee simple thereof is, \$400.⁰⁰ 3rd.
20 That Mrs. Mary A. Johnson, widow of
21 Benjamin R. Johnson deceased, should be
22 allowed in lieu of her dower in said land
23 the sum of \$102.⁸⁸. 4th: That there is
24 no lien on the interest of any party en-
25 titled to share in said land or its proceeds.
26 5th. Your commissioner reports specially, that
27 from his personal knowledge, the infants
28 in this suit, except one, are of tender years.
29 That the oldest is a boy of about 16 years of
30 age, sprightly and intelligent and seems anxious
31 to obtain an education and is now attending
32 a fine school, aided therein by relatives.

In the Circuit Court of the County of Isle
of Wight.

Lucy A. Johnson guardian of A. Sidney
Johnson, Sallie E. Johnson and George F.
Johnson. Preft:

vs. $\frac{2}{3}$ In Chancery.
Lucy A. Johnson widow of Benj. R. Johnson decd;
A. Sidney Johnson, Sallie E. Johnson and
George F. Johnson. Last three infants - Defts:

To the said Circuit Court of Isle of Wight
County.

Pursuant to a decree of the said court
rendered in vacation on the 10th day of
September 1889, directing one of the com-
missioners of the court to make and report
the following inquiries accounts, 1st Whether
or not a sale of the land in the bill
and proceedings mentioned, will promote
the interest of the infant defendants?
2nd. The annual and fee simple value
of the said land. 3rd. What gross sum
of money should be allowed Lucy A. Johnson,
the widow of Benjamin R. Johnson decd; in
lieu of her dower in said land, under
sections 2281 and 2282 of the Code of 1887?
4th Whether or not there are any liens on
any interest in said land. 5th any other
matter which the commissioner or any
party interested may deem proper.
Your commissioner reports to the court that
on the 12th day of Sept. 1889, he issued notices

Johus ouis R'dim.

2s. {

Johus ouis in faul, et. al.

Special Court: Report
of Sale

Filed & confirmed
apl. term 1890.

Johnson's g'd'n.

Vs.)

Johnson Lucie A. et.als.

The undersigned, your special commissioner begs leave to report that after having executed his bond as required by the decree a copy of which is herewith filed and asked to be read as a part of this report, and believing that Windsor would be a better place to sell the land, and after advertizing as by said decree required did on the 28th day of December 1889 offer the said land for sale at public auction, a copy of one of the hand bills is herewith filed at which sale W.S.Holland became the highest bidder and purchaser, at the price and sum of three hundred and twenty-five (\$250) dollars, and has paid to me the whole amount with interest, preferring to pay cash. Your commissioner says the property was thoroughly advertized, the sale fair and a good many people were present at the sale. He says the property sold low, but he is of opinion that no better sale could be made under the circumstances, and recommends the confirmation of the sale to W.S.Holland. Your commissioner is the own uncle of the infant children and is doing this work as commissioner without any compensation whatever, that he does not even charge any commissions. Your commissioner says he has paid the costs in this suit as ordered by said decree and has a balance in hand of \$301.01, and he asks that said sale be confirmed and that the money in hand be distributed as soon as possible to meet the needs and demands of the infant children.

April 15th 1890.

Respectfully
John M. Gay. Spec. Commr.

Sold to J. C. Bennett
10/17/1874
By A. C. Bennett

COMMISSIONER'S SALE

OF REAL ESTATE.

Pursuant to a decree of the circuit court of Isle of Wight county pronounced at the October term, 1889, in the suit of Lucie A. Johnson, guardian, &c. vs. Johnson et als., I shall offer for sale at auction to the highest bidder at Windsor, on

Saturday, December 28, 1889,

all that tract of land lying and being in said Isle of Wight county adjoining the lands of Mrs. B. T. Carr, S. F. Johnson deceased, the N. & W. R. R. company, said to contain one hundred acres more or less, sale in gross and not per acre, it being the tract of land of which B. R. Johnson died seized and possessed and the tract he bought of J. F. H. Johnson and Jno. M. Taylor. A portion of this land is under cultivation, the rest in woods but susceptible of cultivation. It is about one half mile from Windsor, and would make a good home and farm by a little improvement.

Dec. 5, 1889.

Jno. M. Gay, Spe. com.

In the clerk's office of the circuit court of Isle of Wight county the 5th day of December, 1889, I, N. P. Young, clerk of said circuit court, do certify that Jno. M. Gay, who by a decree of the said court at the October term, 1889, in the suit of Johnson's guardian vs. Johnson et als., is appointed to sell the land in the proceedings mentioned, has given the bond by said decree required with surety deemed sufficient by me.

Given under my hand the day and year above written.

N. P. Young, Clerk.

*Terms, 1/3 Cash, balance 6 & 1/2 months with interest from date.
purchaser giving bonds with good security till retained till further order by the court.*

Bill of costs

Johnson & Co

no. 4

Johnson & Co

Johnson good.

" $\frac{1}{2}$ Rice of cash

Johnson S. S. & Co

acc. sent to pay 14.50

all. " 6. $\frac{1}{8}$

shff. " 1.40

com. in ch. Y. 6.00

Cnts to Octo. Decr, 89 \$ 29.68

Total,

A. P. Young cc

20130

Suey A. Johnson, 7826 Sue 753 - 7073

H. Sidney Johnson 7425 - 715 - 6710

Sallie E. Johnson 7425 - 715 - 6710

Geo. G. Johnson 7425 - 715 - 6710

30101	2898	27203
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Johnson & Leeg A, gad. 1st

no. $\frac{1}{2}$ In clup.

Johnson & Sidney
et al.

Report of Court,
Young and son
of 1890.

Filed Sept. 30th 1890.

Your commissioners, the engineer, was con-
tinued from time to time until the
date of this report, when, from the evidence
before your commissioners he ascertains
that on the 15th day of April 1890, the
fund in the hands of John M. Gay, the
special commissioner aforesaid, was \$301.01
That Mrs. Mary A. Johnson, widow of
Benj. R. Johnson decd., is entitled
to one third thereof, for life,
the present fee simple value
of which is \$48.26
That the share of A. S. Johnson is 74.25
That the share of Sallen E. Johnson is 74.25
That the share of G. J. Johnson is 74.25
\$301.01 \$301.01

Given under my hand as one of
the commissioners of the said court,
the day and year first herein.
A. P. Young (seal)

Comms. fee \$4.50
Steff: " 50
\$5.00

In the office of N. P. Young, a commissioner of the circuit court of the district of Columbia, the 20th day of Sept. 1890,
Lucy A. Johnson guardian of A. Sidney Johnson, Sallie E. Johnson and George J. Johnson. Plaintiff

Against $\frac{3}{4}$ In Chancery.
Lucy A. Johnson in her own right as the widow of B. R. Johnson decd; A. Sidney Johnson, Sallie E. Johnson and George J. Johnson, the last three infants, A. S. & Co. Defendants.
To the Circuit Court of said county.

Pursuant to a decree of the said Circuit Court, rendered in this case on the 22nd day of April 1890, directing one of the the commissioners of the said court to "enquire and report to the chancery of Lucy A. Johnson widow of B. R. Johnson decd, and of each of the other parties, in the funds in the hands of John M. Gay, special commissioner." Your commissioner, to whom the said decree was delivered for execution, reports to the court that, on the 13th day of May 1890, he issued notices to the plaintiff and defendants, and to the guardian ad litem of the infants, that he had fixed upon the 10th day of June 1890, to make at his office, the enquiry and report aforesaid, and requiring them to attend, which notice was duly served on Lucy A. Johnson, and the same thereof duly acknowledged by R. E. Boykin, guardian ad litem of the infants aforesaid. That in consequence of the illness of

Johnson gdn
ps. 3 Inchy
Johnson et al

Deer of Oct. term 1890

Acopy.

In the Circuit Court of Sale of Weymouth County
October term 1890.

Johnson's Guardian

vs.

Johnson et als.

This cause came on this day to be again heard
on the papers formerly read and on the report
of N. P. Young, Comr., filed Sept. 20th, 1890, and
was argued by Counsel, on consideration whereof
the Court doth adjudge, order and decree that
said report to which no exception has been
filed be and the same is hereby ratified and
confirmed, and that spe. Comr. John M. Gay retain
ratably ^{each} out of charges of each of the parties entitled,
as shown by said report the sum of twenty dollars
in all to pay W. S. Holland for his services in
prosecuting this suit and enough more to
pay the unpaid costs of this suit and pay the
balance to the parties or to their duly qualified
guardian taking receipts therefor and make
report to Court.

a copy.

Unpaid costs, viz,

Clerk's fees. \$4.98

Comr. Young for

2. report } 4.00

Shff. for notes .50

Total \$8.98

To ful. decreed to be made

Teste, N. P. Young com

J. M. Gaycomb
Vouches with
his report

Rec^d of John M. Gay. Special Comm^r
in the suit of Johnsons Guardian vs
Johnson. Lucie A et al. the sum of
Seventy & 13/100 dollars, it being my part
of the proceeds arising from said suit.
This 7th day of - November - 1870
Lucy A Johnson

Received of John M. Gay. Special Comm^r,
in the suit of Johnsons Guardian vs Johnson.
Lucie A et al. the sum of Two hundred, & one
& 30/100 dollars, it being the joint amount
of A. S. Johnson Sallie E. Johnson and George Y.
Johnson, arising from the proceeds of said
suit.

Nov 7th 1870. Lucy A Johnson gvr

Johnson, Lucy A. guardian

vs.

Johnson A. Sidney et. als.

Johnson, Lucy A. guardian

vs.

Johnson A. Sidney et. als.

Report of Spe. Comr.

John M. Gay.

*Filed & certified
May 18, 1891.*

20.00

24.2

25

26.07

26.102

26.102

Respectfully submitted,

John M. Gay.

Johnson, Lucy A. Guardian &c.

vs.

Johnson, A.Sidney, et.als.

The undersigned your special commissioner begs leave to report that he has executed the decree of October 1890 by paying the amount in hand to the parties entitled as directed by said decree. Your commissioner herewith files his vouchers for amounts paid out as follows:

To W.S.Holland, atto, fee	<i>Paid W.S. Holland</i>	\$20.00
" N.P.Young, clerk and commissioner	<i>Paid N.P. Young</i>	8.48
" R.A.Edwards, sheriff	<i>Paid R.A. Edwards</i>	50
" Lucy A. Johnson		70.00
" " " " guardian &c.		201.30

\$301.30

Respectfully submitted,

*Jno M. Day
by W.S. Holland
his atty.*

Spe.Comr.

Johnson Ender
vs { In chancery
Johnson et. al.

De cee

In vacation Sept. 10th
1889..

To be entered

C. W. Hill

Judge

Sept 10th 1889

Entered

Johnson & Dim.

vs.

Johnson et al

This cause come on this day on the bill of complaint, the answers of the infant defendant by their guardian ad-litem R. E. Bykin an attorney at law, on the answer of the infant over the age of fourteen years and exhibits filed with the bill in vacation by consent of parties and was argued by counsel, on consideration whereof the court doth adjudge, order and decree that one of the masters commissioners of this court make, take and report the following inquiries and accounts:

- (1) Whether or not a sale of the land in the bill and proceedings mentioned will promote the interest of the infant defendants:
 - (2) The annual and fee simple value of the said land:
 - (3) What gross sum of money should be allowed Lucy A. Johnson the widow of Ben. R. Johnson deceased in lieu of her dower in said land under sections 2281 and 2282 Code 1887.
 - (4) Whether or not there are any liens on any interest in said land
 - (5) Any other matter which the Court, or any other party ^{in interest}, may deem proper
- C. W. J.

Johnson's guardian

Vs.

Johnson Lucy A. et. als.

D E C R E E .

To be entered.

C. H. Hill
Oct 22. 1885

Amended 2

Johnson's guardian

Vs. }

Johnson Lucy A. et. als.

This cause came on this day to be again heard on the papers formerly read and on the report of commissioner Young filed September 24th 1839 to which there is no exception and was argued by counsel, on consideration whereof the court doth order and decree that John M. Gay and Joshua Bradshaw (either of whom may act) who are hereby appointed special commissioners to sell the lands in the bill and proceedings mentioned at public auction to the highest bidder at Isle of Wight Court House or at Windsor after having given at least twenty days notice by printed handbills on the following terms: one third cash and the rest in two equal installments payable in six and twelve months from day of sale requiring of the purchaser his bond with good personal security and retaining title till the further order of this court and out of the cash payment pay the costs of this suit and sale ~~and a fee of \$20 to W. S. Holland for his services and pay 25 7/10 per cent of the rest to said Lucy A. Johnson as a part payment in lieu of her dower in said land and pay the remainder to said Lucy A. Johnson guardian for the use and benefit of her said wards, but~~ before the said John M. Gay or Joshua Bradshaw or either of them shall enter upon their or his duties herein they or he shall enter into a bond before the clerk of this court in the penalty of \$300 payable to the Commonwealth of Virginia with surity by said clerk deemed sufficient and conditioned for the faithful performance of duty under this and all subsequent decrees herein. And said Commissioner or Commissioners shall report to court.

1 clerk of this court in the penalty of \$800⁰⁰
 2 payable to the commonwealth of Virginia
 3 with security by said clerk deemed suf-
 4 ficient, and conditions for the faithful
 5 performance of duty under this and all
 6 subsequent decrees herein, And said com-
 7 missioners or commissioners shall report
 8 to court.

9
 10 A copy. Teste,

11 N. P. Young att

12 attor. Gen's writ tax \$16.50 pd W. S. H. Allen

13 attor. fees 6.78 pd

14 N. P. Young att

15 Sheriff " .40

16 Ro. A. Edwards Secy

17 Counsel, per day, 4. 6.00

18 Pd. N. P. Young cont

19 Cost, to Octo. 1889. \$29.68

20 Crier fee to R. H. Edwards

21 Ro. A. Edwards Crier

22 Johnson's son
 23 vs. } Decree
 24 Johnson Lucy & et al
 25 A copy file. for Vol. 10.

26 Cost, to pay

In the Circuit Court of Isle of Wight county
October 22nd 1889

Johnson's guardian

Plt

vs.

Johnson Lucy A. et als

Defts

This cause came on this day, to be again heard on the papers formerly read, and on the report of Commissioner Young filed September 24th 1889, to which there is no exception, and was argued by counsel, on consideration whereof the court doth adjudge order and decree, that John M. Goy and Joshua Bradshaw (either of whom may act) who are hereby appointed special commissioners to sell the land in the bill and proceedings mentioned, at public auction to the highest bidder at Isle of Wight court house or at Windsor, after having given at least twenty days notice by printed handbills on the following terms: one third cash, and the rest in two equal installments payable in six and twelve months from day of sale, requiring of the purchaser his bond with good personal security and retaining title until the further order of this court, and out of the cash payment, pay the cost of this suit and sale. But before the said John M. Goy or Joshua Bradshaw or either of them, shall enter upon their or his duties herein, they or he shall enter into a bond before the

Johnson's guardian

Vs. } Decree

Johnson Lucie A. et.als.

April 21st, 1890

Clerk will enter this decree:

C. M. Price

Entered #1

Johnson's guardian.

Vs. }

Johnson Lucie A. et. als.

This cause came on this day to be again heard on the papers formerly read and on the report of John .M.Gay special commissioner this day filed and was argued by counsel on consideration where of the court doth adjudge, order and decree that the said report to which there is no exception filed be and the same is hereby ratified and confirmed and that the sale of the land to W.S.Holland as reported by said special commissioner be and the same is hereby ratified and confirmed, that said John M.Gay who is hereby appointed a special commissioner for that purpose make, execute and deliver to W. S.Holland a good and sufficient deed with special warrenty for the lands in the bill and proceedings mentioned. And the court doth further adjudge, order and decree that one of the commissioners ^{of this cause} enquire and report the share of Lucie A.Johnson, widow of B.R.Johnson and of each of the other parties in the fund in the hands of John M.Gay, Special Commissioner.

widow of B. R. Johnson and of each
of the other parties in the fund in the
hands of John M. Gay special, com-
missioner.

A copy Teste A. F. Young Deputy
for W. F. Young Clerk

Johnson's order
vs. J. M. Gay,
Johnson vs. A. F. Young
Recd of April term 1890

for a copy

A copy

May 12. 1890.
Order of J. M. Gay
1890.

May 12. 1890

In the Circuit Court of Sale of Rich-
mond County April term 1890.

Johnson's guardian

Plff

vs. } In chancery

Johnson Lucie A. et al

Deflt

This cause came on this day to be again heard on the papers formerly read and on the report of John M. Gay, special commissioner this day filed, and was argued by counsel, on consideration whereof the court doth adjudge, order and decree that the said report to which there is no exception filed be and the same is hereby rat-ified and confirmed, and that the sale of the land to W. S. Holland as reported by said special commissioner be and the same is hereby ratified and confirmed, and that said John M. Gay who is hereby appointed a special commissioner for that purpose make, execute and deliver to W. S. Holland a good and sufficient deed with special warranty for the land in the bill and proceedings mentioned. And the court doth further adjudge order and decree, that one of the commissioners of this court, enquire and report the share of Lucie A. Johnson

Johnson Lucy A. guardian

vs

Johnson A. Sidney et. als.

DE C R E E

To be entered.

May 1890

Entered

Johnson Lucy A. guardian &c.

vs.

Johnson, A. Sidney, et. als.

This cause came on this day to be again heard on the papers formerly read and on the report of John M. Gay, special commissioner, with vouchers therewith filed this day by consent of parties and was argued by counsel, on consideration whereof the court doth adjudge, order and decree that said report of John M. Gay special commissioner to which there is no exception be and the same is hereby ratified and confirmed and there being nothing further to be done it is ordered that this case be dismissed from the docket and that the proceedings in this cause be made final and binding by and between all parties thereto.

Johnson's Guardian.

Vs. }

Johnson et.als.

DECREE.

To be entered.

CNK

Oct. 21. 1892

(Entered 6)

Johnson's Guardian.

Vs.

Johnson et.als.

This cause came on this day to be again heard on the papers formerly read and on the report of N.P.Young Comr. filed Sept. 20th, 1890, and was argued by counsel, on consideration where -of the Court doth adjudge, order and decree that said report to -which no exception has been filed be and the same is hereby ratified and confirmed, and that Spe. Comr. John M.Gay retain ratably out each of shares of each of the parties entitled, as shown by said report the sum of twenty dollars in all to pay W.S.Holland for his services in prosecuting this suit and enough more to pay the unpaid costs of this suit and pay the balance to the parties or to their duly qualified guardian taking receipts therefor and make report to court.

In the clerk's office of the county court
of Isle of Wight county, the 2^d day of April
1883. This deed from Jos. F. H. Johnson wife
and John M. Taylor & wife to Benjamin R.
Johnson was admitted to record upon
the annexed certificate of W. S. Holland
a Notary Public.

Teste. A. P. Young clk.

Attest. A. F. Young Deputy
for W. S. Young clk.

Johnson J. F. H. et al
vs
Johnson B. R.

Johnson J. F. H. et al
vs.
Johnson B. R. et al

Attest

Ex. Ch. A. F. Young
with price

State of Virginia

County of Isle of Wight, to wit;

I W. T. Holland, a notary public in and for the county & state aforesaid do certify that Joseph F. H. Johnson and Christiana Johnson, John M. Taylor E. J. Taylor, Benjamin R. Johnson and Lucy A. Johnson whose names are signed to the writing above bearing date on the 19th day of January 1883, A.D. personally appeared before me in my county and state aforesaid and acknowledged the said writing. I further certify that the said Christiana Johnson wife of said Joseph F. H. Johnson, E. J. Taylor, wife of said John M. Taylor and Lucy A. Johnson, wife of said Benjamin R. Johnson, names above, having the said writing fully explained to them and they being examined by me privately and apart from their said husbands personally appeared before me in my said county and state and they the said Christiana Johnson, E. J. Taylor and Lucy A. Johnson each of them acknowledged the said writing and they each of them declared they had willingly executed the said writing, and that they do not wish to retract it.

Given under my hand this the day of 1883 A.D.

W. T. Holland

Notary Public

their agents or assigns shall have the right up to the 1st day of January 1884 A.D. to cut any and all pine wood and timber on said land, also the right of ingress in and to any part of said land for the purpose of hauling or conveying away said wood timber or lumber from said land up to the time last above written, but the said Johnson and Taylor shall not have the right to cut any other wood on said land, except pine tree wood, except what is necessary in cutting & clearing paths or roads, and when other trees than pine are cut for the purpose of clearing paths, it shall not be removed from said land, and all these privileges and rights shall not extend beyond the 1st day of January in the year 1884 A.D. after which time all these rights and privileges shall revert to and belong to said Benjamin C. Johnson, and the said parties of the first part each of them covenants that they have the right to convey said land to said grantee, that said grantee shall have quiet possession of said land, that they have done no act to incumber the said land, and that they will execute such further assurance of said land as may be requisite. Witness the following signatures and seals.

Joseph F. N. Johnson (seal)
Christiana Johnson (seal)
John M. Taylor (seal)
Elonora J. Taylor (seal)
B. R. Johnson (seal)
Lucy A. Johnson (seal)

This deed made this 19th day of January
in the year one thousand eight hundred
and eight three (1883) between Joseph F. H.
Johnson and Chaulina his wife, John M.
Taylor and E. J. Taylor his wife of the
county of Isles of Wight & Nansemond and
the state of Virginia, parties of the first
part, and Benjamin R. Johnson and Lucy
A. his wife of the county of Isles of Wight
and state of Virginia, parties of the second
part, Witnesseth, that for and in consideration
of Seven Hundred Dollars cash in hand
paid, the receipt whereof is hereby acknow-
ledged by said Jos. F. H. Johnson and John
M. Taylor the said parties of the first part,
doth grant and assign forever the following
property to wit: Eighty seven acres of land
more or less lying in the Windsor magisterial
district in the county of Isles of Wight within
about a half a mile of the village of Windsor,
bounded on the north by the Norfolk and
Western Rail Road, east by the lands of the
said John B. Saunders, on the south by
the lands of Irvin Jenkins, Milton Dematon,
and A. W. Arline, and west by the lands
of J. E. Nelson, it being the same land
conveyed from John B. Saunders & wife
to Jos. F. H. Johnson and Mrs. M. Taylor
by deed dated on the 15th day of January
1883, together with all and singular the
appurtenances belonging to the same,
except as herein set forth and described.
It is agreed by each and all the parties
that the said Jos. F. H. Johnson & Mrs. M. Taylor

Johnson. gdn

vs.

Johnson et al

A copy.

Notice issued 12th for
23rd sep.

12,860

7107,880

allowed Lucy A. Johnson the widow of
Ben R. Johnson deceased in lieu of her
dower in said land under sections 2281
and 2282 code 1887

4 Whether or not there are any liens on
any interest in said land.

5 Any other matter which the court
or any other party in interest may
deem proper.

A copy Teste

In the circuit court of Isle of Wight
county in vacation Sep 10th 1889.

Lucy A. Johnson guardian of
A. Sydney Johnson, Sallie E. Johnson,
and George J. Johnson

Pltfs

vs.

Lucie A. Johnson widow of Benj
R. Johnson decd: Lucie A. Johnson, A.
Sydney Johnson, Sallie E. Johnson,
and George J. Johnson, the last three
infants under 21 years of age.

Defts.

This cause came on this day on the
bill of complaint, the answer of the infant
defendants by their guardian additon R. E.
Boylein an attorney at law, on the answer
of the infant over the age of fourteen
years and exhibits filed with the bill,
in vacation by consent of parties and
was argued by counsel, on consideration
whereof the court doth adjudge order and
decree that one of the master commissioners
of this court make, take and report the
following inquiries and accounts.

- 1 Whether or not a sale of the land in the
bill and proceedings mentioned will promote
the interest of the infant defendants.
- 2 The annual and fee simple value of the said
land
- 3 What gross sum of money should be

Johnson A.A. gen.
" 3/3 In chey,
Johnson et al.

Common-Prison.

To 10. June 1890.

Excellence
June 7th 1890

Ro. A. Edwards
Slfr

As guard and witness for the
infant defendant, Lackland
accused of the robbery

R. E. B. Capt. and Gen. and others

Lackland's accused of the
robbery as accused for being
hearsay and defendant, and
accused of the robbery of
the infant defendant. May 17/90,
W. S. Hall et al.

Commissioner's Office,

Isle of Wight Courthouse, May 12. 1890.

To Lucy A. Johnson ^{gds.} of A. Sidney
Johnson, Sallie E. Johnson and
George G. Johnson

Plaintiffs,

And to Lucy A. Johnson in her own
right as widow of B. R. Johnson ^{dec.};
A. Sidney Johnson, Sallie E. Johnson &
Geo. G. Johnson, last three infants, ^{and R. E.}
^{Boyle's gds., additrs of infant, dec.} Defendants:
You are Hereby Notified that I have fixed upon the 10th day of May

next, if fair, if not, the next fair day thereafter (Sunday excepted), to take and settle, at
my office, aforesaid, the following ~~account~~ ^{enquiry and report}:

"The share of Lucy A. Johnson, widow
of B. R. Johnson, and of each of the
other parties in the fund in the
hands of John M. Gay special com-
missioner."

Required to be taken by decree of Isle of Wight Circuit Court, rendered on the 22nd day
of April, 1890, in a suit in chancery depending in the said court, in which
you are parties, plaintiffs and defendants, at which time and place you are required to attend.

Given under my hand, as Commissioner of the said Court, the day and year first

aforesaid.

A. P. Horsey

Commissioner