1895-021 Chancery Causes. Cardeza, Gilliam & Company, for &c vs L. J. Darden & Company
Isle of Wight County & al

other SURNAMES: Cardeza Gilliam, Darden, White Nelms Whitley, TURNER, [Merchants National Bank], Johnson, Paul [Johnson, Paul & Company], Wright [Larkin & Company], Ellis, Larkin, Eloy, [Lathrop & Company] Lathrop Beal, Fletch, [Fergusson & Brother] Fergusson, [Darden & Smith], Wells, Smith

6

Commissioner's Office,

Isle of Wight Courthouse, July 13th 1887.

To Howard J. M. Cardoza & Louis Gilliam, under the firm name & style of Cardoza, Gilliam & Co. and all other lien creditors of R. J. Darden, R. B. White & Wm H Darden

Plaintiffs,

And to R. J. Darden, R. B. White under style of R. J. Darden & Co; W. H. Darden, W. J. Nelms trustee for R. J. Darden & Geo. K. Nelms trustee for W. H. Darden

Defendants:

You are Hereby Notified that I have fixed upon the 17. day of August next, if fair, if not, the next fair day thereafter (Sunday excepted), to take and settle, at my office, aforesaid, the following accounts: 1st An account of the real estate of the said R. J. Darden, R. B. White, and W. H. Darden together with its annual and fair market value. 2nd An account of the liens upon said real estate, with their priority.

Required to be taken by decree of Isle of Wight Circuit Court, rendered on the 21. day of April, 1887, 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. D. Young Commissioner

Cardoza, Gilleam & Co.

v. } In Ch.

J. Darden & Co. et als.

Comm'l Notice

No 72. Aug. 1887

Boy Rinehart

Executed by delivering to the within named parties each a true copy of the within Notice Aug 1st 1887

Rec. A. Edwards

Shff.

Virginia: In the Hustings Court
Clerk's Office, the 19th day of October 1886.
This Deed of Trust was presented & Danl. Lee
to Gen. R. Adams, Trustee was admitted
to record on the annexed certificate of
J. D. Adams a Commissioner in
Chancery.

Test: N. P. Young clk

Copy

Test: N. P. Young clk
by G. M. Couch D.C.

Cardoza Guiteras & Co

v. J. B. Clay

L. J. Dundon Et als

Copy deed of Trust

W. H. Dundon

To J

Nelms G. K Trustee.

Exhibit F.

This Deed made this 19th day of October 1886 between W. N. Darden, of the County of Isle of Wight and State of Virginia, party of the first part and Geo. C. Nelms, trustee for the purposes hereinafter named, party of the second part: Witnesseth: that the said W. N. Darden in and for the consideration of $46.00 cash in hand paid the receipt whereof is hereby acknowledged and for the further considerations hereinafter made apparent, doth grant, sell, bargain, assign and convey with general warranty, the following property, viz: All the said W. N. Darden's interest in and to that certain tract or parcel of land known as "Elm Wood" lying and being in said County and State on which said W. N. Darden now resides containing by estimation four Hundred acres, more or less situated on the road leading from Woodland Church to Windsor together with all and singular the appurtenances belonging to the same. - All of the said W. N. Darden's interest in and to a certain tract or parcel of land lying and being in said County known as the "Jenkins" land, containing by estimation 143 acres more or less, bounded by the lands of Geo. Lane, Jno. E. Denson Jenkins property and others, which

was purchased by said W. A. Darden from
L. D. Stell by deed of Nov. 2nd 1883, and of
record in the Clerk's Office of the County Court
of Ouachita County, reference to which is
hereby made for a more particular description
to wit, five acres in Cotton, 12 sheep, 70 head
of hogs, hogs &c. Lot Corn about 100 bbls. Lot
peanuts now in said house and
some in stacks. All cattle, wagons, harness,
farming implements, tools, carriage and
buggy horses and Kitchen Furniture
Feather Beds and Bedding, Stoves and
and fixtures and Lot Guineas about three
hundred bbls. all of said W. A. Darden's
interest in the "Gober" lot in Camden
in Nansemond County or in money
coming to him in consideration therefor
or in addition thereto, a bond of G. R. Dar-
den to said W. A. Darden, for $1421.00 and
all other bonds, notes, due bills, &c
or other evidences of debt, due or coming
due the said W. A. Darden, including
debt of said W. A. Darden's interest in the
Insolvent Estate of L. D. Darden,
either by reason of Judgment liens, liens
of Executions or deeds of trust and especi-
ally under the deed of Trust this day
made to C. J. Ellis Trustee, and all

other property and interest of property or rights therein now owned or in which any interest is owned by the said W. A. Darden which he has a right to convey, all of which property and interests in and rights to property are by these presents bargained, sold, granted, assigned and conveyed to said Geo. T. Helms Trustee;

In Trust, to secure the following indebtedness for each note being intended to take priority over any other and for the following purposes: To secure and indemnify from and against J. C. Darden as co-endorser with said W. A. Darden of Geo. W. Darden and also to indemnify and save from harm said J. C. Darden and Geo. T. Helms, as sureties on said W. A. Darden's bond as guardian of Geo. A. Darden's children to secure to C. L. Darden the payment of a certain Bond of L. J. Darden and W. A. Darden for the sum of One Thousand Dollars to secure to Mrs. Haynes a bond executed by W. A. Darden for the sum of $250.00 to secure to Mrs. M. A. Brinday the payment of a Note for $250.00 executed to her by said W. A. Darden and after all of said debts

ive paid and indemnities made from said
proceeds then the remainder the said
Trustee is to hold for the sole and separate
use and benefit of M. E. Darden, wife of the
said W. H. Darden, or to dispose of the same
and pay over the proceeds thereof to her
at her decease however and it is express-
ly understood that this provision is
made for the said M. E. Darden in
consideration of her having hereto for
executed a deed for part of the real Estate
of said W. H. Darden and assigned her
dower interest, to secure a debt to the Farmers
Bank of Accomack, Virginia.
Witness the following signature and
seal this 4th day of January 1886.

Wm H. Darden [seal]

State of Virginia,
County of Accomack, to wit:

I, J. A. Kellam a Commissioner in Chancery
for the County Court of said County and
State do certify that W. H. Darden, whose
name is signed to the writing above
hereunto annexed bearing date the 4th day
of January 1886 has acknowledged
before me in my said County and
acknowledged the same to be his act.
Given under my hand this 19th day of
January 1886.

J. A. Kellam
Commissioner

This Deed, made this 19th day of October 1886 between L. J. Darden of the County of Isle of Wight in the State of Virginia, party of the first part W. J. Nelms Trustee for the purposes hereinafter named party of the second part, and W. D. Darden in his own right and as guardian of E. D. Darden's children party of the third part:

Witnesseth: That the said party of the first part in and for the consideration of five dollars, cash in hand paid, the receipt whereof is hereby acknowledged and for further considerations hereinafter named, doth grant bargain, sell, assign and convey with general warranty to said W. J. Nelms, trustee the following property, to-wit: all of the said L. J. Darden's interest in and to that certain tract or parcel of land upon which he now resides and cultivated and which was conveyed to the said L. J. Darden by W. D. Darden and wife by their deed of June 1st 1884, which is of record in the Clerk's Office of the County Court of Isle of Wight County and to which reference is hereby made for a more particular description of said land - all of the said L. J. Darden's interest in and to a certain tract or parcel of land lying in said County

known as "Hickory Creek" and purchased by him of A. E. Tilch by his deed of July 27th 1883 and of record in the Clerks office aforesaid reference to which is hereby made for a more particular description of said land, one lot of standing timber land and logs at and near the saw mill of said L. J. Darden and the manufactured timber at and near said saw mill - one lot timber now at "Shivers landing", ready for shipping (about 100,000 ft) one steam saw-mill, trucks, boggy, fixtures &c: now being operated by the said L. J. Darden, in said County, one saw-road or boggy-track, running from said saw-mill, to the Shivers landing, thirteen head of horses and mules, whole lot of saw-mike and running gear, wagons, and implements now owned and in use by said L. J. Darden, all stock of any description owned by said L. J. Darden one lot or store goods now in store house on said first named tract of land two buggies and harness, all growing crops, or crops which have been sowed now on the lands of said L. J. Darden all bonds, notes and accts. or other evidences of debt due said L. J.

Darden or coming due to him; and all other property and rights and interests in and to property now owned or in which any interest is owned by said L. J. Darden, to have and to hold to him the said trustee. In trust to secure the following indebtedness, and in the order in which they are named: 1st a note for $1128.06 executed by the said L. J. Darden on the 9th day of January 1886, and payable one day after the date thereof to Wm H. Darden guardian for E. N. Darden's children.
2nd a note for $565.69 executed by the said L. J. Darden on the 17th day of November 1885, and payable on demand to W. H. Darden or his order.
3rd all other indebtedness of the said L. J. Darden to W. H. Darden, so indorsed by note bond or otherwise.
All of which property the said L. J. Darden owns in fee simple except encumbrances thereon by deeds of trust, judgments and executions.
Witness the following signature and seal this day and year first above written.

L. J. Darden (Seal)

State of Virginia:
County of Isle of Wight } to wit:
I, J. T. H. Sears, a commissioner in Chancery for the

the County Court of Lee & State County
do certify that L. J. Sanders whose name is
signed to the writing above bearing date
on this day personally appeared before me
in my said County and acknowledged the
said writing to be his act.

Given under my hand this 19. day of Octo: 1886.

J. H. Nelms, Comm'r in Chy.

In the Clerks Office of the County Court of Lee & State
County the 19th day of October 1886. This Deed of
Trust from L. J. Sanders to W. J. Nelms, Trustee
was admitted to record on the annexed
Certificate of J. H. Nelms a Commissioner in Chy.

Teste: N. P. Youngblood.

A:
Copy: N. P. Youngblood
by G. M. Coombs

Copy Deed of Trust
L. J. Sanders
To
W. J. Nelms Trustee

Exhibit "C"

Cumberland, Williams & Co.

vs.

L. J. Sanders et als.

This Deed, made this 13th day of June 1884,
between L. J. Darden of the first part and
W. J. Nelms of the other part:
Witnesseth: That the said party of the first
part in and for the consideration of five
dollars cash in hand paid the receipt whereof
is hereby acknowledged, doth grant, bargain
sell and convey with general warranty, unto
the said W. J. Nelms the following pro-
perty, viz: All of that certain tract or parcel
of land, formerly known as that part of
Col. Wm. H. Darden's farm known as the
"Brick House tract" conveyed to the said
L. J. Darden by the said Wm H. Darden and
wife by their deed of the 7th day of June 1884,
and duly recorded in the Clerk's Office of Isle
of Wight County Court, containing by estima-
tion 290 acres be the same more or less, and
bounded by the lands of J. C. Darden, the
big swamp, the county road leading from
Carlton's Road to Dr. of Wight County Home,
the lands of Henry Murphy dec'd and the
county road leading from "Elm Road" to
Suffolk Va., together with all appurte-
nances thereto belonging or in any-
wise appertaining to have and to hold
unto the said W. J. Nelms his
Heirs, to secure the payment of a
certain Bond of even date herewith

for the Sum of Three Hundred Dollars, ($1200.00) executed by the said L. J. Darden, and payable to Mattie L. Turner, three months after date. And it is Expressly understood & agreed that the parties hereto shall default in making the payment of said Bond when the same shall become due and payable, together with Interest as may have accrued thereon, that the said Mattie as herein expressed by the holder of said Bond shall sell the said property hereby conveyed after advertising for 30 days, and shall apply the proceeds of such sale first to cost of such sale, second to the payment in full of said Bond with Interest as may have accrued thereon, and the remainder if any he shall pay over to the said L. J. Darden and the said L. J. Darden covenants and agrees that he has a right to convey the said property, that the same is free from encumbrances, and that he will execute such other and further assurances as may be necessary and proper.

Witness the following Signature and Seal.

L. J. Darden (Seal)

State of Virginia, City of Norfolk County, To-wit:

I, J. Fanning Keeny a Notary Public, in

and for the County and State aforesaid do
Certify that L. J. Dunbar whose name is
signed to the writing above hereunto
on the 13th day of June 1884, personally
appeared before me in my said County
and acknowledged the said writing
to be his act. Given under my hand
this 13th day of June 1884.

J. Hemingway
Notary Public

In the Clerks Office of the County Court of
Reynolds County the 16th day of June
1884. This Deed of Trust from L. J. Dunbar
to N. J. Means for benefit of Marcia L.
Turner, was admitted to record on the
annexed Certificate of J. H. Means a
Notary Public.

Test: A. P. Young Clk
by J. M. Davis D.C.

a copy
Test: A. P. Young Clk.
by J. M. Davis D.C.

Cundeza Fernandez

v. } In Chy.

Dandini Elmes

a copy Decree Final

L. J. Dandini

To

W. J. Mellus Trustee for

Mollie L. Turner

Exhibit "D."

1st

In the Circuit court of Isle of Wight County,
the 20th day of Octs. 1886.

Howard J. W. Cardoza and Lewis Gilliam,
merchants and partners trading under the
firm name and style of Cardoza, Gilliam & Co. Plffs.

vs. In Debt on fc. bond.

L. J. Darden, R. B. White and W. H. Darden. Defts.

Judgment for pltffs: against the defendants
for $660.00 to be discharged by the payment
of $350.35 with interest thereon from the 15th day
of July 1886, till payment.

Costs $4.10

Abstract.

Teste, N. P. Young clk.

Isle of Wight County, To Wit:

I. N. P. Young Clerk of the County & Circuit
said County, certify that the forthcoming
bond upon which the foregoing judgment
was rendered in the Circuit Court 20th of
Octs. 1886, was returned on the 2nd day
of August 1886, and entered upon the
judgment docket of said County,
and the bond filed with the papers in
the case returned by the sheriff.

Teste, N. P. Young clk.

Cardoza, Gilliam & Co.

In Chy.

vs.

L.J. Darden, R.B. White & W.H. Darden et al,

Abstract from pleas.

Exhibits B & C. filed with the Bill.

//

Know All Men by These Presents:

THAT WE, Richard E. Boykin, principal, and H. R. Darden surety

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA in the just and full sum of Six Thousand DOLLARS, to the payment whereof well and truly to be made to the said Commonwealth, we bind ourselves, and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents. Sealed with our seals, and dated this 21st day of Decr., in the year one thousand eight hundred and eighty-Seven and in the 112th year of the Commonwealth.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that if the above bound Richard E. Boykin, Jr., by decree of the Circuit Court of Isle of Wight County, rendered on the 20th day of October 1887, in the suit of Cardoza, Gilliams & als. vs. L. J. Darden & als. W. H. Darden & others was appointed a Special Commissioner to sell the lands in the Bill & proceedings mentioned when of L. J. Darden and Wm H. Darden are sized and possessed. under said decree or any future decree in the cause shall faithfully discharge the duties of said office or trust, then the above obligation to be void, or else to remain in full force and virtue. We hereby waive the Homestead Exemption as to this obligation, and we also waive any right, claim or privilege to discharge any liability arising under said bond, or by virtue of said office or trust, in any currency, funds, counter-claims, or offsets other than legal tender currency of the United States.

R. E. Boykin SEAL

H. R. Darden by SEAL

A. P. Young his attorney in fact SEAL ~~SEAL~~

SEAL

SEAL

Circuit

IN ISLE OF WIGHT COUNTY COURT, Clerk's Office Dec. 21st 1887:

This bond was executed and acknowledged ~~in open Court~~ by the obligors to the same, and ~~ordered~~ directed to ~~be~~ record~~ed.~~ the surety having justified as to his sufficiency

Teste. A. P. Young

CLERK.

A copy Teste, G. M. Cook dc

Carolyn Gilliam Heron

v. | Tuckey.
Comm. Bond
under Decree
Oct. Term 1887

L. J. Darden Heir Etal.

A Copy

In the circuit Court of Isle of Wight County.
the 21st day of April, 1887.

Howard J. M. Cardeza and Lewis Gilliam merchants & partners trading under the partnership name and style of Cardeza, Gilliam & Co. . . . Pltffs.

vs. In Debt.

R. J. Darden and R. B. White, merchants and partners trading under the firm name and style of R. J. Darden & Co. . Defts.

Judgment was granted the Plaintiffs against the defendants for the sum of $277.88 with interest on $144.78 from the 15th day of Nov. 1884. till paid, being part of the debt, and with interest on $133.00 the residue thereof, from the 20th day of Jan. 1885, till paid, and their costs expended. Costs $8.20

Extract. Teste, S. P. Young clk.

Isle of Wight County Circuit Clerk's office, to wit:
I certify that the above mentioned judgment was docketed in the judgment docket of Isle of Wight County, the 28th day of Oct. 1886.

Teste, S. P. Young clk.

Cardeza, Gilliam
Geo.

vs. In chy.

Dandew stab.

Ord Judgt. of Octo.
term 1880.

Exhbt. A. filed
with Bill.

Cadeja Williams Pltf
vs
Darden et als } Decree

This cause came on this day to be again heard upon the papers formerly read, and upon the report herein of Comr Young, filed Sept 9th 1887, and was argued by Counsel on consideration whereof the Court, doth adjudge order and decree, that R E Boykin, who is hereby appointed a Comr in this cause, proceed to sell at public auction at Side of Wake Court House, having given at least thirty days notice of the time & place of sale by hand bills posted at the front door of the Court House of said County, on some Court day prior to the day of sale, at three or more public places in said County and in the discretion of said Comr in some newspaper, the several tracts of land of which L D Darden and William H Darden are seized and possessed as reported in Comr Young's said report, upon the following terms, to wit, for cash as to so much of the proceeds as may be necessary to defray the costs of suit & sale and the balance upon a credit of one and two years from the day of sale, with interest from the day of sale; but so much of said decree as divides the land of the said Jeptha Williams shall be suspended, until the said Comr shall execute a bond in the penalty of $6000.00, conditioned for the faithful performance of this

Olga Williams
v
Dr Shay

Kardamakis

Rough Notes
Oct Term 1887
To be entered -
C Mace

Entered
No 2

I am quite sure
that the Rail Road Locomotive Report to Court
of this proceeding was made this date

Cas. Reg. Tillman Ro
vs. } in Chy
Hasten et als

This cause came on this day to be heard on the bill and exhibits file taken for confessed as to the defendants, upon whom process has been duly served, they etc. failing to appear plead answer or demur and was argued by Counsel, upon consideration whereof the Court doth adjudge order and decree, that a Commissioner of this Court take the following accounts.

First an account of the real estate of the said E. Hasten P. C. White and Wm H. Hasten together with its annual and its present value.

Second an account of the liens upon said real estate with their priorities which accounts the said Commissioner shall take settle and report to court with any matters especially stated, deemed pertinent by himself or required by the parties to be so stated.

Cardeza Gilliam & Co.
vs
Lachey

Garden trais

Rough decree
April Term 1887
To be entered
Clerk

Entered
#33

R. E. Boykin,

Attorney at Law.

COURTS:
ISLE OF WIGHT, SURRY, NANSEMOND AND SOUTHAMPTON COUNTIES, AND U. S. DISTRICT COURT, AT NORFOLK.

Smithfield, Isle of Wight Co., Va. April 18th 1888

Dear Mr Young

Mr L I Warden
Offi
is in my requesting me to make up
a statement of the amt due in
suit of Cordza Gilliams Rec'r v
Warden - as he proposes to get
Ferguson Rec'r's rule off suit
dismissed, I wish you would
make out at request of parties
a special of statement report showing
showing amt due on the several
judgments, Cr C & T Co with 8 0/0
as of July 15/87 & 25 0/0 Mch 9/88,
and also showing cost to dis-
missal: do this if you can
& Col Warden will appreciate
it. as it is for his benefit.

Yrs in haste

R E Boykin

NOTHING BUT THE ADDRESS TO BE ON THIS SIDE.

N. F. Young Esq
Dept of Agriculture
Va

Smithfield
Sept 27/89

Dear Nat.

Please look into the Release D.B. and see if any hon bus man to Warden Read an abstract of time by first passing tomorrow. If none let me know. No fail to do this today.

Yrs

R. A. Boykin

There is no evidence in Clerk's office of the release of either of the Trust deeds made by A. J. Warden & recorded therein.

N. P. Young, Clk.

N. P. YOUNG,
CLERK OF COURTS,
ISLE OF WIGHT CO., VA.

Mr. R. E. Boykin
Atto. at Law
Smithfield
Va.

58311

A.

An account of the real estate of L. J. Darden together with its annual and fee simple value.

A tract of land lying in the County of Isle of Wight, adjoining the land of William H. Darden & al: containing 790 acres, acquired by deed from said Wm H. Darden & wife, the annual value of which is	$ 150 00	
and the fee simple value is		$ 1500 00

B.

An account of the real estate of William H. Darden, together with its annual and fee simple value.

Two tracts of land lying in the County of Isle of Wight, adjoining the lands of L. J. Darden, Gdd in H. Darden & others, respectively containing 245½ acres, acquired by devise from his father Thomas Darden dec'd & by deed from Holt comm'r.	$143	
The annual value of which is	$ 300 00	
and the fee simple value is		$ 3000 00

C.

An account of the liens upon the real estate of L. J. Darden, with their priorities.

1st Prio:	A debt due to Mrs. Mollie S. Whitley, nee Turner, wife of L. H. Whitley by bond, secured by deed of trust. Exhibit "D"	3	$ 1200 00
	Interest thereon from the 17th day of Dec. 1886 to the 20th day of Octo. 1887	61 60	$ 1261 60

	Amount brought forward		$1261 60
2d/ priority Plaintiffs	A judgment of the Circuit Court of the Isle of Wight County rendered on the 21st. day of Octo. 1885 in favor of Plaintiffs	105 00	
	Int. thereon from the 6th day of June 1884, to the 20th day of Octo. 1887	21 26	
	Costs of suit	8 20	134 46
2d/ priority Attorneys	A judgment of same Court rendered at same term in favor Johnson, Reid & Co. for the benefit of W. J. Johnson	$135 75	
	Interest thereon from 23d. Sept. 1884 to 23d Jan/86 =	6.11	
		141.86	
	Credit by payment 23d. Sept. 1884.	111.21	
	Bal. of principal 23d. Sept. 1886	30 65	
	Int. thereon to 20. Octo. 1884	7 38	
	Costs of suit	8 20	46 23
3d/ priority Wilson. Bayliss	A judgment of same Court rendered 21st. April 1886, in favor A. Wright vs. W. Ward & L. J. Darden for	47 45	
	Int. thereon from 7th. Aug. 1885, to 20. Octo. 1887	6 27	
	Costs of suit	9 36	63 08
4th/ priority Plaintiffs	A forth coming bond executed by L. J. Darden, W. H. Darden & J. C. Darden to the Commercial Bank of Suffolk for the benefit of Sydney T. Ellis trustee, and returned & docketed the 1st. day of May 1886, for		
agreed to J. H. Wilson	$1852.14 to be discharged by the payment of	$926 07	
	Int. thereon from 1st. March 1886 to 20th Octo/87	91 06	
	Costs of 2d. judgment	3 94	1021 07
	Amt. carried forward		$2480 21

This judgment has been satisfied by all of the other creditors except the Commonwealth

	Amt. brot. forwd:			$ 2480 21
5th " Priority Boykin	A forthcoming bond executed by L. J. Darden, R. B. White & W.m H. Darden to Cardozo, Gillican & Co, and returned & docketed 7th Augt. 1886, for $660.00 to be discharged by the payment of		330 00	
	Int. thereon from the 15. July 1886, to 20. Oct. 87		25 05	
	Costs of second judgment		4 10	359 40
6th " Priority Prentis	A forthcoming bond executed by L. J. Darden, R. B. White & W.m H. Darden to the Merchants National Bank of Baltimore Md. and returned & docketed on 6th of Sept. 1886, for $893.62			
	to be discharged by the payment of		446 81	
	Int. thereon from the 7th day of August 1886			
	to the 20th day of Octo. 1887.		32 78	
	Costs of second judgment		4 10	483 66
7th " Priority. Prentis	A judgment of a Justice, docketed 13th of Octo. 1886, in favor of J. D. Larkin for		21 15	
	Int. thereon from the 20th of June 1885 to Do.		2 96	
	Costs of warrant & just.		1 80	25 91
8th " Priority	A note executed by L. J. Darden on the 9th day of Janu. 1886 Payable one day after date to W.m H. Darden guardian for E. H. Darden's children for the sum of		1128 26	
	Interest thereon from the 10th of Janu. 1886, to Do.		120 35	
	(This debt is secured by deed of trust from L. J. Darden to W. J. Nelms Trustee, Exhibit "E".)			1248 61
	Amt. carried forwd.			$ 4597 79

	Amt. of liens brought forward.		$4597 79
9th Priority.	A note executed by L.J. Darden on the 17th day of Nov. 1885, and payable on demand to Wm H. Darden for	565 69	
	Interest thereon from 17th Nov. 1885, to Do.	65 33	63102
	(Secured by said deed, Exhibit "E.")		
	Total of liens found		$5228 81
10th Priority.	All other indebtedness of said L.J. Darden to Wm H. Darden, evidenced by note, bond or otherwise.		
	(No further indebtedness proved)		

D.

An account of the liens upon the real estate of William H. Darden, with their priorities.

1st Priority. Pendis.	A judgment of the circuit Court of Isle of Wight County rendered at Oct. term 1885, in favor of Mary Wells vs. L.J. Darden & Wm H. Darden for	$ 105 00	
	Interest thereon from 6th June 1884, to the 20th of Oct. 1887.	$ 15 26	
	Costs of suit	$ 8 20	128 46
	Amt. carried forward.		$ 128 46

	Amt. of liens brought fwd.		$ 138 46
2d Priority. Pr.	Afortheoming bond executed by L.J. Darden, W.H. Darden & J.C. Darden to the Commercial Bank of Suffolk, for the benefit of S.T. Ellis trustee for said Bank, and returned and docketed May 1. 1886, for $1852.14 to be discharged by the payment of		
	Int. thereon from the 1st of March 1886, 4 do.	92 60 7	
	Costs of record fiedgmt.	9 1 06	
	(By endorsement on the execution issued on 2d. judgt. it appears that it was assigned to J.H. Helms.)	3 94 102 1 07	
3d priority.	A debt due to the Farmers Bank of Nansemond, by note executed by Wm H. Darden on the 23d of June 1886, & payable ninety days from its date, secured by deed of trust on the land said Darden derived by devise from his father, dated 23d and recorded 24th June 1886, for bal.	1500 00	
	Int. thereon from 23d. Sept. 1886 to do.	5 50	1505 50
4th priority. Boykin.	A forthcoming bond executed by L.J. Darden, R.B. White & W.H. Darden to Cardoza, Gilliam & Co. & which was returned & docketed on 2d. Augt. 1886, for $660. to be discharged by the payment of	330 35	
	Int. thereon from the 15th of July 1886, to do.	25 05	
	Costs of record fiedgment	4 10 359 40	
	Amt. carried fwd.		$ 3014 43

	Amt. of liens brought fwd.		$ 3014 43
5th priority. Batts	A forthcoming bond executed by A. J. Darden, R. B. White & Co. W. Darden to the Merchants National Bank of Batts: Nd. and returned & docketed the 6th day of Sept: 1886, for $893.62 to be discharged by the payment of	446 81	
	Int. thereon from 2nd of Augt. 1886, & do.	32 75	
	Costs of 2nd judgmt,	4 10	483 66
6th priority.	A debt due to W. S. Darden by bond executed to her by A. J. Darden and W. W. Darden, dated not named, for		1000 00
	A debt due Mrs. Haynes by bond given to her by W. W. Darden, dated & named, for		250 00
	A debt due to Mrs. M. A. Brinkley by bond given her by W. W. Darden, no date named, for		250 00
	[These three debts are secured pro rata, by the deed of trust of W. W. Darden to Geo. W. Helms trustee of record 19. Octs. 1886. Exhbt. "F."]		
	Total of liens found		$ 4998 09

Commissioners Office, Isle of Wight County C.H. Sept. 9th 1887.

To the Circuit Court of said County.

Pursuant to a decree of the said Circuit Court, rendered on the 28th day of April, 1887, in a suit in chancery therein depending, in which Howard J. W. Cardoza and Lewis Gilliam under the firm name and style of Cardoza, Gilliam & Co. suing for themselves and all other lien creditors of A. J.

Darden and R. B. White late merchants and partners under the name and style of L. J. Darden & Co: and Wm H. Darden, are plaintiffs, and the said L.J. Darden & R. B. White under the style of L. J. Darden & Co; Williams & Darden, W.J. Nelms Trustee for L.J. Darden & Geo. T. Nelms Trustee for Wm. H. Darden are defendants, directing a commissioner of the said Court to take the following accounts, First- An account of the real estate of the said L.J. Darden, R. B. White, and Wm. H. Darden, with its annual and fee simple value. Second- An account of the liens upon said real estate, with their priority, and to report the same to the Court, with any other matters deemed pertinent by himself or required by the parties to be stated. Your Commissioner reports to the Court, that on the 13th day of July, 1887, he issued notices to the parties, plaintiffs and defendants, that he had fixed upon the 12th day of August 1887, to take and settle, at his office aforesaid, the accounts so required - which notices were duly executed, and the original returned to your Commissioner and is herewith filed.
That on the day so fixed upon, the parties failed to attend, except L.J. Darden who did attend, and for want of evidence and other good causes shown, your Commissioner continued the taking of said account, from time to time, until the date of this report, on which day, from the evidence before him, your Commissioner

made and completed the foregoing accounts, marked, respectively, "A" "B" "C" & "D."

Act. A. This account is of the real estate of L. J. Darden, and shows that it consists of 290 acres, the annual value of which is ascertained to be $150.00, and the fee simple value ascertained to be $1500.00.

Act. B. This account is of the real estate of W. H. Darden, and shows that it consists of two tracts, respectively, of 245/100 and 145 acres. the first acquired by devise from his father Thomas Darden dec'd: and the secon by deed from L. D. Holt commissioner; the annual value of which two tracts, is ascertained to be $300.00 and the fee simple value thereof $3000.00

Act. C. This account is of the liens against L. J. Darden's land, showing the total amount to be $528.81, the priority of which liens is designated by the number in the margin of the account,

Act. D. This account is of the liens against W. H. Darden's land, showing the total amount of said liens to be $498.09. The priority of which liens, is designated by the number in the margin of the account.

Given under my hand as a commissioner in chancery of the said Circuit Court, the day and year first aforesaid.

N. P. Young Comm.

Time employed 22 hours.

Comm'r. fee $24.00

Staff: " 2.00

Clk. Ct. for endrs 3.25

$29.25

Cardeza, Gilliam & Co.

vs. Att'm Clef.

L. J. Darden & Co. et al.

Report of Comm'r. Young
under de: of Apl. 1887.

Filed Sept. 9th 1887.

Oct. term 1887.
Confirmed by Court.

In the Circuit Court of Isle of Wight County, April 21st. 1887.

Howard J. M. Cardoza and Louis Gilliam under the firm name and style of Cardoza, Gilliam Bro. and all other creditors of L. J. Darden and R. B. White and Wm. H. Darden

Pltffs.

vs. } In Chy

L. J. Darden and R. B. White under the firm name and style of L. J. Darden Bro. W. H. Darden W. J. Helms Trustee for L. J. Darden Geo. K. Helms Trustee for W. H. Darden Defts.

This cause came on this day to be heard on the bill and exhibits filed taken for confessed as to the defendants upon whom process has been duly served they still failing to appear plead answer or demur and was argued by Counsel - Upon consideration whereof the Court doth adjudge order and decree that a Commissioner of this Court take the following accounts: First an account of the real estate of the said L. J. Darden R. B. White and Wm. H.

Darden together with its annual and fee simple value. Second. An account of the liens upon said real estate with their priority, which accounts the said Commissioner shall take state and report to Court with any matters specially stated deemed pertinent by himself or required by the parties to be so stated

a Copy
Teste:- S. D. Yancey Clk

Cardozo Coleman & Co. 13.
v.
J. Lee Oliver.
Decree Sale.

Copy Decree
April Term 1887.

July 13 1887.
Costs $2.12 Compt.

Sel.

W. H. Dardens land - 245½ a. Val.° at Lee $2919.00

" " 143 " " " " 286.00

Annual values of same $

L. J. Dardens " 290 " " " " $1450.00

Annual values of same $

Liens v. W. H. Darden land.

B. ~~Decree Apl. 1885 for J. W. Darden v. W. H. Darden $389.79~~

Pr. Merchants Nath. Bank Balto. F.C. B. docket, 6. Sept. 1886. (see bond file N) 3

54/p. 6/86

Pr. Mary Wells judg.t (see v. L.J. Darden below)

Oct/88 Pr. Cond. Bk. v. L.J. & W. H. Darden F.C. bond on file. Oct. 1885. (See it) and jud. on F.C. B. Apl. 86. for $1853. with int. from 27. Jan 1883, & $8.50 costs - Credit by $926.70 int. from 1. March 1884 $3.94 cts -

May 1. 1886. Bond returned

Deed (see) to Gen. H. Helms Trust - Apl. Oct. 86

19. Oct. 86 (See deed)

Liens v. L.J. Darden land.

Jan 1885 Deed of trust to Helms for Turner - (see it)

Pr. Merchants Nath. Bk. Balto. (See F.C. bond 6. Sept. 1886 filed)

B. Cardoza, Gilliam & Co. (see F.C. bond docket 2. Aug. 1886)

Pr. Mary Wells jud. v. Darden & Co. Oct. 21. 1885 for $105.50 with int. from 6. June 1884 & $8.20 costs (see folio 1.)

~~Cond. Bks v. J. W. Helms, L.J. Darden & (F.C. B. see it)~~ Jud. Oct 85

a. Johnson, Paul & Co. for W. P. Johnson v. Darden & Co. Jud. 21. Oct. 85 - $135.75 int. from 2. Sept. 84. costs $8.50 (See Folio)

Cr. 2. June 86 by $111.21

See Cond. Bk. above for $1854.14 & F.C. bond Pr.

Oct. 85

Apl. 86

Wright A. v. Storm W. W. & Darden L.J. (See Folio 15.) Ind. Apl. 86

13
Octo/86 J. D. Larkin & Co. vs. L. J. Darden & Co. Justices Court
for £21.15 with int. from 20. June 85, & £1.80 costs.

Dec'd Com. L. J. Darden to Le J. Palmer for costs
1884 12th Issued 16. June 1884, for Execution
June 16 / by dep. from W. H. Darden (Re-issued)

19. Oct/86 Do. to Do. 2nd - 19. Octo. 1886 (Sent)

W. N. D.

1 " Henry Wells pat. Oct. 1855 — See A. J. So. Cases

2 " Comm'l. Bank fc. B. May 1, 1866, see Do.

3 " Gordon, Gillian & Co. see D. J. So. Cases

~~4 Deed Cook to C. H. Nelson, See ct. of priority of lien~~

~~Union &~~

4 " R. C. Deed to Merritt, Both BK. Rolla — See ct.

5 " Deed of Cook to McCann, Victor

Deed of land to J. K. Cofield — Not. 23rd Jan 1858 Rec. 24 Jan — to secure note of $1900.00 to Comm. BK. Kansas City, 2 yrs Jan 1856. Payable 90 days after date.

Q. J. D.

1st ✓ Deed to Helen for Turner. — See it in Ref. Book 1884

2. ✓ Mary Wells Smith. Oct. 21, 1855 —

" ✓ Johnson Paul & Co for Johnson Smith. Oct. 21, 1855.

3. ✓ A. Wright & Co. Darius & Hemo — Oct 21 1855

4. ✓ Comm. [illegible] K Co, B: Gilman & Co, 1856 Dec 1st

5. ✓ Cadwa Gilman Moo. & Co. to A Gilman & Bank 2 Aug 1856

6. ✓ Mrs. Mary Wells 13K. Balt. Co. Relinq. Oct. 1855

7. ✓ J. T. Darkin — Oct 21 Deed to Hemo.

8. ✓ Deed to Helen — See it. University of Louisville

Hemo

Return to
THE FARMERS BANK OF NANSEMOND,
SUFFOLK, Va.,
If not delivered within 5 days.

Nathl P. Young Esq
Isle of Wight Court House
Isle of Wight County
Va.

John R. Copeland, President W. N. Jones, Jr., Cashier

The Farmers Bank of Nansemond

Suffolk, Va. August 30th 1887

N. P. Young Esq

Dear Sir:

Yours of the 27th rec'd. & contents noted.

This bank holds a deed of trust on certain real estate belonging to Col W. H. Darden of your County to secure a debt due to the bank, and which is on record in your office, the original amount was $1900.00 but it has been reduced to $1500.00 and the interest has been paid up to the 28th of September next. Now you can see what the interest will be on $1500.00 from Sept 28th to Oct. 20th

On the 6th of August 1887 L. J. Darden did have an account at the Farmers Bank but his account was over drawn 27 cents.

Yours Very Respy & Truly

John R. Copeland

6,0 1570
25.
22
50
50
5.50

Return to ROBERT R. PRENTIS,
Lock Box 22, SUFFOLK, Virginia,
If not delivered within 5 days.

N. P. Young Esq.
Isle of Wight C.H.
Va.

OFFICE OF ROBERT R. PRENTIS,

ATTORNEY AT LAW.

COURTS:
NANSEMOND, ISLE OF WIGHT AND SOUTHAMPTON COUNTIES,
AND UNITED STATES COURTS AT NORFOLK.

Suffolk, Va., 29 August 1887

N. P. Young Esq.
Isle of Wight C.H.

Dear Mr. Young,

Replying to your recent favor would say that the Sheriff paid me the moneys on the executions of Mary Wells and Commercial Bank of Suffolk v. L.J. and Thos. T. Darden, but I do not remember whether ~~they~~ the judgments were assigned or endorsed satisfied. My receipts upon the executions will show. The judgment in favor of Merchants National Bank of Baltimore is still due to the plaintiff and should be reported as a lien on the defendants real estate. I think I represent some small judgments v. L.J. Darden obtained before Justices, which I wish reported.

I am very glad to know that

you are improving in health. I expect
to be over at September Court.—

Very truly yours,

Robt. N. Pearis.

Receipt on Miss L. H. Whittaker bond of
R. J. Dorsey Co. bond paid to 12th of
June 1866.

11 - 2 1/2

47.45
13
14235
4745
11
6.27

111
111
111
1-8

12 00.
5
60.00
1.60
61.60

20
8
1.00

3.00
3.00
6.00

1.78
5.20

20.
20
4.00

Cardoza, Gilliam & Co.

vs. In Chy.

L. J. Darden & Co. et als.

Bill of costs.

Clks. fee and tax on suit	16.50
Clerks fees in suit	8.45
Shffs. fees	3.50
Comm'r. in Chy. fees, Young,	16.50
A.R. for evidence before Comm'r.	3.25
	$48.20

Teste, T. P. Young clk

Cardoza, Gilliam & Co.
vs. 3/3 In Chief,
Dardeer et als.

Bill of costs.

Chas Smith transactions

Summons
&
L D Darden –

1 Merchants National Bank.
p137 v } Sept 24/89. Satisfied by
L. D. Darden } order of Plffs Atty –

2 Cayuga Guano Co
v } Jdgt Oct/86 – 330 85/100 int fr July 15/86 4.10
L D Darden R B White & L D Darden
on July 15/87. 50.00 mch 9/88. 250.00
Per Statement furnished by Plffs counsel
on Apl 18/88.

3 Hall &c
v } Jdgt of act 185 for 105.20 int fr 6th June
L. D. Darden 184. & 20
It is thought these sum pd by Col
D T assigned them, but does not appear

4 Johnson Paul Dec for N P Johnson
v } Jdgt Oct/85. 135.75 costs 8.20
L D D Dec int fr 23 Sept/84. on 111.21
as of 23d June/86 per Return
on Exn – See motion & as to satisfaction.

5 Agustus Wright
v } Sept Term/86. 47.45 int fr 7th
Kiernan & Darden Aug/85. 8.20 costs.
No return on Exn –

6 [illegible] Larkin Bros

So the Points

v } Judg dismiss 18 Sept/86, 22.88
Darden } int fr July 1/86, 1.80 Costs
unsatisfied

Com Bank for Ellis

See

v } Judg of Dis 18 Sept/86 4/6 10
D— } int fr 22 d mch/85 = 1.80
unsatisfied

Ellis B Co

v } Dis 21 d/87, and 106.29 int fr
Darden } 14 th Apl/87, 7.20 Costs
unsatisfied

Latham Bro

v } Dismiss Nov 15/86. 96.50
D— } int fr 6 June/86, 1.00
Costs. Whitehead atty

Real C B

v } unsatisfied
D— } Dis 10 th Dec/88, 30.25
int fr July 1/87, 1.95 Costs
unsatisfied

S E Turner

v } Judg of Circ Ct Nov/89.
D } 4/6.20 int on 107.29 fr 16 Jany
/89, to 30.41 fr Mch 1/89,
Costs 7.85.
not satisfied

1/84 all that portion of our farm known as the Sneak house tract, bounded on N by Arrow Swamp on East by so swamp the lands of H.M. Smith heirs on S by lands of [illegible] public road from Sycamore Church to the [illegible] containing by Survey 8 Acres 1 Rod & 9 Perches more or less

A. J. N. from H. H. Dare

Date from 1st 1884 D. 73. 47 pg 702 #1

Same to H. J. Nelms trustee

Date June 12 1884 D. B. 47 pg 708

In H.S. Holmes trustee. To secure notes [illegible] bond 12 05 Dy

Same from A. E. Felch

Deed Book 48 pg 520

This conveys 20 acres

Same date to Jno T. Whitley

D. B. 48 pg 523

Same to G. K. Nelms trustee

D. B. 49 pg 326

Same to Same

D. B. 49 pg 499

Same unit J. B. Parks & J. F. Latimer

D. B. 53 pg 82

No 10 * Same to H. J. Nelms trustee

D. B. 50 pg 460

To secure [illegible] Note

Same date to Ferguson & Bro

Mrs Smith

D. 73. 52 pg 112 Land July 2/84

For right of way 1/4 250 ft wide

Same to Same

D. B. 52 pg 112

12

Date June 1884 Nelms trustee 4 acres road land 1.00 220 acres

1/4 250' to O.H. Nelms trustee H.S.H. a dist 1/4 N.S.W.

Surplus lands

10 L D Darden
W D Talmo Trustee
Conveys Hickory Track, Saw mill, manufac
timber - Timber & Stumpage standing,
saw mill Boilers, fixtures & Tram track
13 horses Mules Carts Wagons Stock
Hogs & buggies, Carts, all tools supplies
Safes all other property Rights & Privileges
to secure - Mrs M Darden Son & M Darden
Children 1128 26
a note due Darden M K 565.69 Vall other
indebtedness of M K D

12 Darden & Smith Co } 625.0 / .2 / 125.00 } 4 @ 12 months after date
Ferguson & Bro

Release from damage by fire

Wm. H. Edwards
Dames in Rose

The Commonwealth of Virginia,

To the Sheriff of Isle of Wight County, Greeting:

WE COMMAND YOU TO SUMMON L. J. Darden and R. B. White under the firm name and style of L. J. Darden & Co. W. H. Darden, W. J. Nelms Trustee for L. J. Darden & Co. & Nelms Trustee for W. H. Darden

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 March 1887 ~~next~~, to answer the Bill in Chancery of Howard J. McCardey and Louis Guillain under the firm and style of Cardeza, Guillain & Co. and all other Lien Creditors of L. J. Darden, R. B. White and W. H. Darden who may prosecute this Suit

~~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 3d day of March 1887, in the 111th year of the Commonwealth.

N. P. Young Clk

Cardozo, Gilleaudeau
& Co. for themselves
& others Pltfs

vs. } Summons
} in Chy.

W. J. Darden et
als.

To March Rubs Esq.
Box Rin Esq.

March 5th 87 I hereby
acknowledge legal
service of the within
process -

F. K. Nelms
Master for W. H. Darden

Executed by delivering to the
within named F. K. Darden
R. B. Allen W. H. Darden ~~H.~~
~~K. Nelms~~ each a
true Copy of the within
Summons March 5th 1887.

R. A. Edwards Sh'ff.

The Commonwealth of Virginia,

To the Sheriff of Isle of Wight County, Greeting:

WE COMMAND YOU TO SUMMON L. J. Darden and R. B. White under the firm name and style of L. J. Darden & Co. W. H. Darden, W. J. Nelms trustee for L. J. Darden, Geo. K. Nelms trustee for W. H. Darden

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 March 1887 ~~next~~, to answer the Bill in Chancery of Howard J. M. Cardoza and Louis Gilliam under the firm name and style of Cardoza, Gilliam & Co. and all other creditors of L. J. Darden, L. J. Darden & R. B. White and W. H. Darden

~~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 3rd day of March 1887, in the 111th year of the Commonwealth.

N. P. Young clk.

Cadeza Gilleai & Co.

v. { Summons to answer Bill in Chy.

L. J. Dawson & Co.
Etals

T. March Rls. 1887.

Baylis Jr

March 5th 87. I hereby acknowledge legal service of this process -

W. J. Nelms
Solr for L. J. Dawson

#On 14478 Dec 20th 1850 from Jany 1885

To the Hon. E.D. Hill, Judge of the Circuit Court of Law and Chancery for the County of Isle of Wight, in Chancery sitting

Humbly Complaining Sheweth to the Court your Complainants P. Ford J. M. Cordeza and Levi Lillian merchants and partners Trading under the partnership name and style of Cordeza, Lillian & Co. suing on behalf of themselves and all other creditors of a. J. Warden, R. B. White and William H. Warden, who may choose to come in and contribute to the cost of this suit. That at the April Term 1886, your complainants recovered a judgement against L. J. Warden and R. B. White, merchants and partners, trading under the firm name and style of L. J. Warden & Co. for the sum of $ 277.88 with interest, ~~thereon~~ from the 15th day of Nov 1884 8 20 = until paid together with costs of suit, a certified abstract of said judgement, is herewith filed marked A and prayed to be read as a part of this bill.

That execution was issued upon said judgement and levied upon certain personal property of the said L. J. Warden.

That on the 15th day of July 1886 the said L. J. Warden and R. B. White together with one Wm H. Warden as their security, executed and delivered to the Sheriff of said County a forthcoming bond, that the said forthcoming bond was forfeited and on the 2nd day of Augt. 1886 the said Sheriff

returned said Bond together with execution issued on said judgment, to the Clerks office of the Circuit Court aforesaid, as will appear from the certificate of said Bond herewith filed marked B and prayed to be read as a part of this Bill.

Your Complainant informed and so charges that from the day of said return the said forthcoming Bond had the force and effect of a judgement against the Obligors therein, all of said parties being alive when the said Bond was forfeited, and is a lien from the date of said return upon their real estate.

That on the 20th day of Oct. 1886, the said Circuit Court awarded ~~an execution~~ execution on said forfeited forthcoming Bond, which was duly issued on the 23rd day of October 1886 ~~was returned "no effects"~~ a certified copy of said execution is herewith filed marked C and prayed to be read as a part of this Bill.

That the amount of said judgment and Costs are still due and unpaid to your said Complainant. That the said A. J. Warden R. B. White and Wm. K. Warden, each are seized and possessed of valuable real estate in the County of Isle of Wight, and the said Wm. K. Warden has some interest in real estate in the County of Nansemond. That on the 12th day of June 1884, the said A. J. Warden by his certain deed of that date

conveyed in trust to W. L. Wilson a certain tract or parcel of land situate, lying and being in the County of Wirt & State, containing by estimation 290 acres, be the same more or less and bounded by the lands of L. C. Warden et als; to secure to Mollie L. Burnes the payment of the sum of a certain bond executed by the said L. C. Warden of even date with said deed, and being for the payment to the said Mollie L. Burnes, twelve months after the date of said bond of $1205.00 which deed is duly recorded in the Clerk's Office of the County Court of the County aforesaid, a Copy of said deed is herewith filed marked "A" and prayed to be read as a part of this bill.

That by this deed bearing date Oct. the 19th 1886 and of record in the Clerk's Office of the County Court of the County aforesaid the said L. C. Warden conveyed in trust to the said W. L. Wilson the real estate in Exhibit "A" mentioned and covered together with all the other estate real and personal of the said L. C. Warden, in trust, to secure the debts in said deed mentioned, a copy of said deed is herewith filed marked "B" and prayed to be read as a part of this bill.

That by this deed bearing date Oct. 19th 1886 and of record in the Clerk's Office of the

is turned to second the deed to
said deed mentioned

County Court of the County aforesaid
the said W^m H. Warden conveyed to
Geo. L. Kelme under all of his estate
real and personal, which estate is par-
ticularly mentioned described and set
forth, in said deed, # a copy of said deed
is herewith filed marked F and prayed
to be read as a part of this bill.
Your Complainants are informed and so
charge that this said agreement is a lien
upon all of the real estate of the said E. L.
Warden R. R. White and W^m H. Warden
is prior to the deeds marked Exhibits E
and F. and that he has a right to sub-
ject the real estate of the said E. L. Warden
R. R. White and W^m H. Warden ~~as aforesaid they have the right to subject this real estate~~
to the payment of the said agreement aforesaid
In tender consideration thereof and
Forasmuch as your Complainants are
without remedy at law and can only be
relieved by the aid of this Honorable Court
in the premises in the matters of this sort and
alone and properly cognizable and relief-
able in this Court that proper may be done
in the premises, your Complainants say
that the said E. L. Warden R. R. White and
W^m H. Warden ~~was~~ E. L. Kelme Warden
Geo. L. Kelme Warden, A. H. Walden and
Mollie A. his wife formerly Mollie
Evans may be made parties Defendants
to this bill and be required to answer

the same that the real estate of the said E. L. Warden P. L. White and Wm H. Warden be subjected to the payment of your complainants indebtedness aforesaid that a Commissioner of this Court take an account.

Fifth. Of the real estate of the E. L. Warden P. L. White and Wm H. Warden together with rents and the simple value.

Second an account of the liens upon the said real estate with their priority that all other necessary orders be entered and enquiries directed, that process may issue, and that such other further and general relief may be granted in the premises as the nature of the case may require, or to equity shall seem meet and your complainants will ever pray &c

Boykin, p. q.

Cardozo Gilliam & Co.
v. / In Chy
Carden et als

Complainants Bill

March Rules 1887.
Bill &c. filed, Summons etc. &
demurrer.

April Rules. Bill taken for
confessed & cause set for
hearing.

1887. April Term.
Decree for account &c.

1887. Oct. Term.
Rec. Comm. Rpt. filed & for sale

April Term 1895
Final Decree
5 year bond

Byt, Tin, & C.