1895-033 Chancery Causes: Isaac N. Jones vs Robert C Jones et al

Isle of Wight County

other surnames: Hollemon, White, Ward

In the name of God amen, I Robert T. Jones
of the county of Isle of Wight and state of Va
being of sound mind do make and constitute
this writing as my last will and testament.
1st I direct my executors hereinafter named
to collect all the debts due me as soon as it
can well be done, and to pay out of the same
all of my just debts.
2nd All my estate, real personal and mixed,
not otherwise disposed of, I give to my dear
wife Lucy Ann during her life or widow-hood
for her support and the support of my son
Robert C. Jones, and my daughter Martha
Belle Jones, at the death or second marriage
of my dear wife, I desire my executors to sell
all of my personal or chatell estate, and
the proceeds together with all moneys which
may be in hand or belonging to my estate
to be equally divided between my children
Roxana Elizabeth, Martha Belle, Lucy
Ann Cassandra, and Robert C. Jones.
3d Should my son Robert C. Jones survive
the death or marriage of my dear wife,
I then give him the said Robert C. all
of that piece, parcel or tract of land on
which I now reside, with all buildings, orchards
&c. thereon, containing two-hundred acres more
or less together with another tract or parcel
of land containing one hundred and eight
acres more or less lying and being in the
county of Surry and joining the home
tract, to him my said son R. C. Jones and

his heirs upon these conditions to wit: that he
my said son R. C. Jones will give a home &
and support my said daughter Martha
Belle Jones as long as she my said daughter
Martha Belle Jones lives & remains single,
and further upon this special condition that
if he the said Robert C. Jones should live to
have an issue lawfully begotten, but if he
the said Robert C. Jones should die not
leaving a child (or rather a lawful issue
I then and in that case give the lands, buildings
orchards &c. before mentioned to my daughters
Roxana Elizabeth Martha Belle and
Lucy Ann Casandra to them and their
heirs forever.

4th I give to my daughters Roxana Elizabeth
Martha Belle and Lucy Ann Casandra
the residue of my real estate to wit: One tract
of land called "Grays" containing one hundred
and thirty acres more or less, also one other
piece of land containing one hundred and
twenty acres more or less (bot of G. W. Canall)
a part of the Wilson Jones land, including
Mrs. Margaret Jones dower interest, together
with all other lands not otherwise disposed
of to be divided equally as to quantity and
quality between my three daughters above
named, to them and their heirs forever.

5th I have the greatest confidence in my
son Robert C. Jones and my son-in-law
Jno. W. Ward whom I hereby constitute and
appoint my executors. I hope they will accept-

this Trust, because I know they will protect the intrust of my whole family.

Given under my hand and seal this the 20th day of August 1869

R. T. Jones

signed & acknowledged in the presents of
R. H. Randolph
T. A. Baldwin

In the county court of Dale of Right county the 3d of Oct. 1881. This last will and Testament of Robt. T. Jones, dec'd. was proved by the oaths of R. H. Randolph and T. A. Baldin the subscribing witnesses thereto and ordered to be recorded. And on the motion of Robt. C. Jones and John W. Ward the executors therein named, who made oath and together with A. S. Hollman and T. N. Jones their securities who justified entered into and acknowledged a bond in the penalty of $1000 & with conditions according to law, certificate of probate is granted them on said will in due form.

Teste

N. P. Young clk.

A Copy.

Teste,

N. P. Young clk.

Co. T. Jones'

Well

account,

$4.

In the circuit court of Isle of Wight county October 20th 1887.

J. N. Jones ... Pltff.

vs. } In debt

R. C. Jones ... Deft.

Judgement was granted the plaintiff against the defendant for $341.20 with interest $39.00 from the 1st day of Dec. 1884, being a part thereof, and with interest on $302.20 the remainder thereof from the 22nd Jany. 1885, till payment and cost $7.60

A Copy abstract.

Teste, N. P. Young clk.

Will of R. C. Jones dec'd 20th, 1869, conveying 200 acres more or less, & 108 in Surry

to Cordelia Bond during her life or widowhood & Martha Bell Jones as long as she lives, or is single, & dies leaving issue

Jones D. R
v
Jones R. C.

Copy of Judgment
"B"

N. P. Young Bond			198 63
Interest-principal Aug 10 87			
to October 21 88. 1.1.20			13 56
			212.19
Taken from	381 50		
Loan			169 31
			381.50
Loan for Young & Others	381 50		
N. E. Swasbury adm	75-10		
	456 60		
964			
350			
614 Costs of suit - at Common Law			
Imposed by this decree	3.50		
Fee for suit -	10 00		
Costs of Chancery suit - to be			
paid by me	24.82		

S. N. Jones

vs. In Chy.

R. C. Jones et als.

Bill of costs, including dismission to be entered at first calling of the cause. Viz:

Atto. fee Flag on suit	16.50
Stff. of Accomac for paid by Plff. atts. including postage	1.04
Stff. of Wight fees	2.50
Clerk's fees	4.78
	$24.82

Accdg.

Teste, A. P. Gunnell clk.

Jones S. C.
Bill of Costs
vs.
Jones R. C. et als.

Cross in Stocks by Hand—

Int-12 Oct-1st 68

192.63

13.56 21.13 212.19

169.31

38.32

The Commonwealth of Virginia,

To the Sheriff of Isle of Wight County, Greeting:

WE COMMAND YOU TO SUMMON R. C. Jones, A. S. Hollingsworth and Martha Bell Jones, his wife, A. W. Worrell and Roxana Worrell, his wife, and Elizabeth Jones and John W. Worrell and Lucy Ann Cassandra Jones his wife

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 Isaac N. Jones

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 22 day of August, 1888, in the 113th year of the Commonwealth.

N. P. Young Clk.

Executed by delivering to the within named R. C. Jones A. W. Hollaman Martha B. his wife A. H. Colvin Roxana E. his wife each a true copy of the within Summons Aug 30th 1888.

J. E. Chapman Dep. for
R. A. Edmonson
Sh'ff.

J. W. Jones
vs
R. C. Jones et al

Summons
Ret'd Sh'ff's Off. 1888
Edmonson Sh'ff

The Commonwealth of Virginia,

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

WE COMMAND YOU TO SUMMON A. C. Jones, A. S. Holleman and Martha Bell his wife, A. H. White and Eviana Elizabeth his wife, Jno. W. Ward and Lucy Ann Cassandra his wife

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 Isaac N. Jones

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 2nd day of August, 188 , in the 113th year of the Commonwealth.

N. P. Young Clk

Jones J. A.

vs. Demurrer, to
ans. bill
in chy,
Jones Ro. C. etals.

To Sept. Rules 1888.
Isle of Wight Co.
R. S. Thomas Sh'ff.

Executed August 30th
1888 as to John W. Ward
and Lucy Ann Casadu-
dra Ward, his wife, the
others of the within named
defendants are non-res-
idents of my bailiwick
and were not found therein.

Jno. H. Wise
Sheriff

To the Hon C. W. Hall
Judge of the Circuit Court in Chancery
Sitting.

Your orator, L. R. Jones, humbly
complaining, sheweth unto the court
That R. T. Jones departed
this life on the day of
after having first-
made and published his will bear-
-ing date August 20th, 1869 which
was duly admitted to record in the
County Court of Dent County Mo-
on the 3d day of October 1881 as
will appear from a duly certified
copy of the same herewith filed as
Exhibit "A" and prayed to be taken
as a part of this bill

2 That his wife Lucy Ann Jones
departed this life on the day
of 18

3 That he devised to his son
Robert C. Jones by the said third clause of his will "all
of that parcel or tract of land on which
he resided at the date of the said
will and at the date of his death
to wit "with all buildings, orchards or
thereon containing two hundred acres
more or less together with another tract

of land containing one hundred and eight acres more or less lying and being in the county of Surry and joining the home tract on the conditions mentioned in the said deed

That your orator at the Circuit Court of Surry this County at the October Term 1887 obtained judgment against the said R. C. Jones for the sum of Three Hundred and forty one dollars and twenty cents with interest on $39.20 part thereof from the 1st day of December 1884 till paid & on $302.20 the residue thereof from the 22d day of January 1885 till paid and $7.60 costs which said judgment by and duly docketed the same as will appear by the exhibit of R. P. Terry and by a copy of the said judgment hereunto filed as Exhibit "B" and prayed to be taken as a part of this bill.

That execution issued on the said judgment and nothing has been made on the same as appears by a copy thereof hereunto filed as Exhibit and prayed to be taken as a part of this Bill

That since the death of the said testator Martha Bell Jones has intermarried with A. S. Holleman Roxana Elizabeth Jones has intermarried with A. H. White and Lucy Ann Cassandra Jones has intermarried with Jno W. Ward

In tender consideration whereof and forasmuch as your orator is without remedy save in accounts of Equity. Where matters of this nature are alone and properly cognizable & the end that justice may be done he prays that R. C. Jones a. S. Hollingsworth and his wife A. H. White Lovemarcha Bell ~~Jones~~ his wife Roxana Thrashabet ~~Jones~~ his wife and Lucy Ann Cassandra ~~Jones~~ his wife may be made parties to this Bill and be required to answer the same fully and as effectually as if they were here and more specially interrogated an answer on oath is waived, that an account may be taken of the annual and fee simple value of the aforesaid tract of land herein above described; that of the rents and profits will pay the debt of your orator in the time mentioned by the statute it may be decreed that until the same is fully paid and cost, and that if the rents & profits will not pay it in the prescribed time that then the said tract may be sold & your orators debt paid in full; that a fee may be allowed your orators attorney for his services in this suit & and that your orator may have all such other

Jones. L. R
v
Bill
In chy.
Jones R. C.

Sept. Rs. 1888. 1st Mo.
Bill & Sd. filed, sums. &c
& dec. nisi v. defts.
Sept. Rs. 3d Monday.
Bill taken for confd.
& set for hearing.
//
Final Adjd. Term 1895
//

and further relief as may be agreeable
and to Equity. &
And to bill &c
Thomas R.S.
Ans.