1902 - 009
Nansemond Co (Suffolk)

Chancery Causes : Thomas W. Savage et al vs Exr of James Voight et al

Miltier, Harrell, Gleason, Brinkley, Robertson, Milteer, Skinner, Baker, Wilkins,
Riddick, R L Brewer & Son], Costen, Brooks, Sumner

Thos W Savage &others
vs } Chancery Nole
Beverly D Baker &others

1898 Sept 13th Process issued returnable to September rules first monday.

" Sept. 5th. Process returned executed on all ~~others~~ defendants Bill filed and decree nisi against them.

" " 19th. Decree Nisi confirmed and cause set for hearing R H Rawles apponted Guardian ad litem

Savage &c

V.C. Chancery Notes

Baker Exor &c

In the Circuit Court of the County of Nansemond:

To the Hon .Robert R.Prentis,Judge of the said Court:-

Your orators ,Thoas W.Savage,A.D.Miltier and Joshua B.Harrell,creditors of James Voight,deceased,who sue on behalf of themselves and all other creditors of James Voight,deceased,who shall come in and contribute to the costs of this suit,respectfully show unto your honor the following case :

That in the early part of the year I893 the said James Voight departed this life leaving the following children and heirs at law:Elleanor Gleason,the wife of William E.Gleason,Eliza D.Brinkley,the wife of Felton Brinkley,Maggie May Voight,who has since married J.E.Robertson,Wilbur James Voight,and Ernest Voight,the last of whom is under the age of twenty one years.

That by his last will and testament,which was duly admitted to probate on the I4th day of February,I893,and a copy of which is herewith filed,marked "Exhibit A",and asked to be read as a part hereof,he appointed Bev.P.Baker,the Executor thereof,and the said Bev.P.Baker duly qualified as such,and possessed himself of the personal estate and effects of the said testator.

The said personal estate has been duly disposed of by the said Bev. P.Baker,executor as aforesaid,according to law,and the proceeds thereof has been applied to the payment of the expenses of administration,and, being insufficient to pay the debts of said decedent, has been applied to the payment pro rata of said debts.

That your complainants have from time to time received from said Exe cutor certain payments on the debts due and owing to them by said decedent at the time of his death,and such debts,evidenced by the notes or bonds of the said decedent,and which are justly due and owing to your complainants, are as follows:

To Thomas W.Savage the sum of $25.73,and accrued interest thereon,to A.D. Miltier the sum of $27.05 and accrued interest,and to Joshua B.Harrell the sum of $22.48 and accrued interest.

That the said James Voight also died seized and possessed of certain real estate,and that the said real estate has since his death been sold

according to the terms of a deed of trust thereon made by him in his life-time,and the residue of the proceeds of sale,after paying the debts secured by said deed of trust,amounting to the sum of $330.81,has been paid over to the said Executor.

Your complainants further show unto your honor that they,with the other creditors of the said decedent,have requested the said Rev.P.Baker, Executor as aforesaid, to pay and satisfy their respective demands and debts against the estate of the said decedent,but the said Executor,it being suggested to him that some of the debts now due and owing the creditors of said estate may be barred by the statute of limitations,and that by the payment thereof he may incur some liability which he is unwilling to take the risk of doing,has refused to pay out the money now in his hands as Executor as aforesaid,save under the direction of this court.

Your complainants further allege that they believe the funds now in the hands of the said Executor as aforesaid are sufficient to pay the debts now due and owing by said estate,and that they are entitled to have their debts respectively paid out of said funds.

In consideration whereof,and for as much as your complainants are remediless,save in a court of equity where matters of this kind are alone and properly cognizable,your orators pray that the said Rev.P.Baker,Executor of James Voight,deceased,Elleanor Gleason and William E.Gleason,her husband,Eliza D.Brinkley and Felton Brinkley,her husband,Maggie May Robertson and J.E.Robertson,her husband,Wilbur James Voight and Ernest Voight be made parties defendant to this bill and required to answer the same,but answers under oath are hereby waived;that a proper guardian ad litem may be assigned the infant defendant to defend his interests in this suit who shall also answer the same;that an account may be taken of the transactions of Rev.P.Baker,Executor as aforesaid;that an account may be taken of the debts due to your complainants as aforesaid,and of all other debts which were owing by the said testator at the time of his death,and which still remain unpaid;that the money,which your complainants allege is now in the hands of the said Executor may be applied in the payment of the debts of the said decednet in a due course of administration,and that a decree directing such payment may be made by this court;

that proper fees may be allowed the counsel who prosecutes this suit;that proper process may issue;that all proper orders and decrees may be made and inquiries directed;and that all such other,further and general relief may be granted your said complainants as to the court may seem meet, and the circumstances of this case require.And your complainants will ever pray,&c.

Thomas W. Savage

A. W. Lucas

Joshua B. Harris

By E. E. Rheard their Atty

Savage & others
vs Biss
Voglitz Exr & others

In the Circuit Court of Nansemond County-

Thomas W.Savage and others,crediters of James Voight,deceased,who sue,&c

vs

Rev.P.Baker,Executor of James Voight,deceased and others.

The answer of R.H.Raw les,an attorney at law,guardian ad litem to the infant defendant Ernest Voight,and of the said infant defendant by R. H.Rawles,his guardian ad litem,to a bill in equity exhibited against him and others in the Circuit Court of Nansemond by Thomas W.Savage and others,creditors of James Voight,deceased,who sue for themselves ,&c.

For answer to said bill the said guardian ad litem answers and says that he knows nothing about the matters mentioned in said bill,and calls for full proof of all debts against the ~~estate of~~ said James Voight,deceased;and the said infant defendants,by ~~their~~ his guardian ad litem answer and says,that being an infant of tender years, he knows nothing of the matters mentioned in said bill,and commits his interests and the protection thereof to the court.And now having fully answered he prays,&c.

R.H Rawles

Guardian ad litem to the infant defendant Ernest Voighy,and the said infant defendant by R.H.Rawles,his guardian ad litem.

~~A. D. Thomas Clerk~~

Answer of Guardian ad litem,&c.

In the Circuit Court of Nansemond County.

T. W. Savage and Others, Complainants,

vs.

James Voight's Executor and others.

This cause came on this day to be again heard upon the papers formerly read and upon the further report of Beverly P. Baker, Executor of James Voight, deceased, filed herein on the 5th day of March, 1902, to which report there is no exception and was argued by Counsel. On consideration whereof the court doth ratify, approve, and confirm said report. And it appearing to the court that there is nothing further to dispose of in this suit it is ordered that the same be removed from the docket.

Entered May 2, 1902.

Robt R Ellis

Entered in chancery
Order Book No 3 Page 427

Everett Waddey, Stationer and Printer, Richmond, Va. } Form No. 400.

Commissioner's Office, Suffolk Va

To Thomas W. Savage, A.D. Metts & Joshua B. Carrico Exrs of
and To Beverly P. Baker, Executor of James Voight, deceased, Eleanor
Gleason and William E. Gleason, her husband
Eliza W. Brinkley and Felton Brinkley,
her husband, Maggie May Robertson and J. E.
Robertson her husband, Wilbur James Voight and
R.H. Rawles, guardian ad litem of Ernest Voight, Defendants

You are ~~hereby~~ notified that I have fixed upon the 21st day of November next,
in Suffolk, Va

if fair, if not, on the next fair day thereafter (Sunday excepted), to take and settle at my office, the accounts
following, to-wit:-

1st An account of the transactions of Beverly P. Baker
Executor of James Voight, deceased.

2nd An account of the debts due the compl
and of all other debts which were a
the said James Voight at the time of his
death, and which still remain unpaid, together with their
respective degrees and priorities.

Together with other matters specially stated deemed pertinent
by himself, or required by any of the parties to be so stated.

required to be taken by a decree of the Circuit Court of the County of Nansemond
rendered on the 22nd day of September 1898, in a suit in chancery depending in said
court, ~~between~~ to which you are parties plaintiff
and defendant.

at which time and place you are required to attend.

Given under my hand, as Commissioner in chancery of the said court, the day and year first aforesaid.

Lee Britt
Commissioner in Chancery

We hereby acknowledge full and legal service of the within notice

Oct 31, 1898.

R.H. Rawles
Guardian ad litem.

E.E. Wallace
Atty for Plaintiff

Form No. 400.

Savage Sales

vs. } COMMISSIONER'S NOTICE.

Baker Sales

Savage Dals

vs In Chancery

Baker, Exr Dals

Report of
Special Commissioner

Filed April 5th 1899

1899 April 5th. Filed
A. J. Somerck

All Available Text Successfully Captured

Savage et als.

VS ---In Chancery---

B.P.Baker,Ex'r et als.

To the Honorable Robert R.Prentis,Judge of the Circuit Court of the County of Nansemond :-

Pursuant to decree made in this cause on the 22nd day of September I898,upon reference to me as one of the Commissioners in Chancery of said Court,and after and in accordance with due notice to parties,which notice is herewith returned,I proceeded on the 2Ist day of November I898,and on subsequent days by adjournment,to make the inquiries and examination,and to state the accounts and matters,required by said decree,and now report to the Court as follows:-

Ist-"An account of the transactions of Beverly P.Baker, executor of James Voight,deceased."

The Estate of James Voight,deceased,

In Account with B.P.Baker,Executor.

I896

Jany I-To amount balance due executor from last account and settlement before the commissioner of accounts of County court.I8cents

Nov.26-To am't p'd taxes on farm of deceased for the year I896- per voucher $4.56 ------- $4.74

------ To amount balance due executor for I896--

I897

Jany I-By amt of rent received from farm for I896-$75.00

.Jany I-To amt balance due the executor for 1896 $4.74

Jany 23-To amt paid taxes on farm for I897 per voucher $4.57

.Dec.3I-To amt Commissions on $75.00 at 5per. cent.due the executor- 3.75

Dec.3I-To amt balance due the Estate in settlement of account for year I897- 6I.94

$75.00-$75.00

I893			
Jany I-By amt due the Estate by executor in settlement of account for year I897 brought forward -			$6I.94
Jany I-By amt received from rent of farm of deceased for year I897-			75.00
Apl 29-By amt of proceeds from sale of said farm, due the estate			I85.3I
Dec 3I-By amt of rent from farm for time from Jany I, I898 to date of sale in April I898-			23.63
I899			
March 3I-By amt of interest received on money deposited in bank.			8.70
March 3I-To amt of commissions due the executor on $292.64 at 5 per.cent.	$I4.63		
To amt balance due the Estate by the executor in full-	339.95		
		$354.58	$354.58

I899
April I-By amount balance due the Estate of James Voight by B.P.Baker, executor of said Estate which amount is now on deposit in the Farmers Bank of Nansemond to the credit of the said executor. $339.95

(2nd-"An account of the debts duet the complainants, and of all other debts which were owing by the said James Voight at the time of his death, and which still remain unpaid, together with their respective dignities and priorities."

Your commissioner reports the following as the existing legal debts which are of the fifth class and same dignity against the estate of James Voight, deceased:-

(I) To Joshua B.Harrell, a judgment for obtained April II, I898, with interest -	$I0.73	
Interest from Oct.3, I889 to April I, 99	6.I2	
Costs of suit	I.45	
(Docketed on Judgment Docket No.2P.I44-)		$I8.30

Amount carried forward to next page-

Amount brought forward - $I8.30

(2) To A.D.Milteer, balance due on bond for $34.67 dated Dec.22, I89I, with interest from date thereon, subject to payments of $I5.I3, Apl I7, I894, and $4.I8 Jany II, I896-
Amt of principal and interest due Apl I, I899- 25.I6

(3) To Thomas W.Savage, balance due on bond for $60.00, dated April I4, I883, with interest thereon from date, subject to credits of $40.00, March 22, I884, $I4.39, Apl I7, I894, and $3.97, Jany II, I896-
Amt of principal and interest due Apl I, I899- I8.00

(4) To Estate of G.W.Skinner, balance due on bond for $20.00, dated Sept.8, I888, with interest thereon from Jany I, I889, subject to credits of $I0.25, March 24, I894 and $2.8I, Jany II, I896- I5.62

(5) To Elizabeth Baker, balance due on bond for $50.00, dated June 9, I884, with interest thereon from date, subject to credits of $25.00, Jany I4, I888, $I7.94, Apl 30, I894, and $4.87, Jany I, I896-
Amount of principal and interest due Apl I, I899- 23.54

(6) B.P.Baker, balance due on bond for $75.00, dated March 23, I883, with interest thereon from date, subject to credits of $40.00, Mch 23, I884, $20.00, Oct.28, I887, $I4.92, Apl 20, I894, and $4.08, Jany 20, I896-
Amt of principal and interest due Apl I, I899- I3.I2

(7) B.P.Baker, balance due on bond for $40.I0, dated Aug.2, I889, with interest thereon from date, subject to credits of $I0.00, Dec.3I, I889, $I2.56, Apl I6, I892, $9.79, Apl 20, I894, and $2.70, Jany 20, I896-
Amt of principal and interest due Apl I, I899- I4.26
making the total sum of ---------
$I28.00

Your Commissioner suggests that the balance in the hands of B.P.Baker, executor, the sum of $339.95, has been reported to the Examiner of Records for taxation for the year I899 and that the amount of taxes payable for said year will be the sum of $3.09 which amount should be reserved by the executor for that purpose.

After very careful consideration your Commissioner has reached the conclusion that the bonds and notes and accounts against the said Estate of James Voight, deceased, hereinafter described, are barred by the statute of limitations

and cannot be recovered from the said Estate,which claims as follows;to wit:-

Bond in favor of Jonas Wilkin's estate for $4I.00,dated June 2I,I875 and payable on demand,subject to payments of $33.59 April I8,I894 and $8.97 Jany 28,I896.

Note in favor of Amos Riddick for $I5.00,dated March 28, I885 and payable on demand,subject to payments of $8.00 Jany 8,I889 and $4.84 Jany II,I890.

Open account in favor of R.L.Brewer&Sonfor $I9.24,subject to credits of $7.4I Mch .I894 and $I.98 Feby I896, with letter of James Voight attached,dated Feby I,I893, which letter is alleged to contain an acknowledgment of the debt.

Open account in favor of W.L.Costen,dated Feby 27,I893, for $5.92,subject to payments of $I.5I Mch I894 and 37 cents Feby I896.

Open account in favor of Dr.G.C.Brooks,dated Feby 5,I890, for fifty cents,subject to payments of twenty cents Mch I894 and five cents Feby I896.

Open account in favor of Dr.R.E.Riddick,dated Jany 8,I893, for $3.00,subject to payments of $I.I5 Mch I894 and thirty cents Feby I896.

Open account in favor of C.E.Summner's estate,dated Jany 28,I893,for $47.9I,subject to payments of $I8.46 Mch. I894 and $4.54 Feby I896.

Open account in favor of Thos W. Savage dated Dec 5, 1889, for $16.00, subject to payments of $5.85 Feby 10, 1890, $3.91 Mch 1894 and 96 cents Feby 1896.

The open accounts and bonds were proved before the Commissioner of Accounts of the County Court pursuant to notice dated March I4,I894,whose report was confirmed at the July term I894 of said Court.

The evidence before your Commissioner showed that all of the claims had become due at the time of the death of the said James Voight,deceased,which occurred on the I3 day of February I893,and that many of them had become due and payable sometime before that time.

The decree for accounts in this cause was entered on the 22 day of September I898,at which time the statute cease to run on the accounts and bonds against the said Estate.

Your Commissioner is of the opinion that the time which elapsed between the filing of the claims under the said notice and the completion of the proceedings before the Commissioner under Sections 2690,2691 and 2692 of the Code of Virginia,should not be computed as a part of the time within which it was necessary,in order to prevent a bar of the claims,to bring any action,or institute any proceeding,for the recovery of such claims.While such time should be eliminated for that purpose and the ex parte settlement of the executor's account before the said Commissioner of Accounts is an evidence of the claims,yet the application of the statute of limitations to the accounts ,notes and bonds prior and subsequent to such period of time when the said matters were before him could not be thereby affected.

Ex parte settlements of accounts have nothing to do with the operation of the statute of limitations.

Leake's Ex'r et als.vs Leake et als.75 Va.P.803.

Also see Morris vs Lyon-84 Va.P.333.

In view of the facts and the application of the law your Commissioner is of the opinion that the bond in favor of Jonas Wilkin's estate,the note in favor of Amos Riddick, and the open accounts in favor of R.L.Brewer&Son,W.L.Costen,T.W.Savage ,Dr.G.C.Brooks,Dr.R.E.Riddick and C.E.Sumner's estate are barred by the statute and cannot be recovered from the estate of James Voight,deceased.

The records of the County Clerk's Office show that Jonas Wilkins obtained a judgment against James R.Johnson and James Voight ,Sept.20,1866,for $40.00,with interest from Aug.16,1858,and costs of $3.25,which was docketed

on Judgment Docket No.I.P.I5,Nov.20,I866.

That Charles Hunter obtained a judgment against James Voight,Sept.20,I866,for $I.28,with interest thereon from said date,and costs of $I.30,which judgment was docketed on Judgment Docket No.I,P.I5,Nov.20,I866.Execution was issued on each judgment Sept.20,I866 and there is no eividence of the subsequent issuing at any time of any execution in either case.The said judgments are not marked satisfied or settled on the said records.

Your Commissioner is of the opinion that these judgments cannot now be recovered from the said Estate from the lapse of time since the issuing of the last execution issued on each, as shown by the records in the said Clerk Office.

Your Commissioner has not been apprised of any other matter to be stated or included in this report.

April 5, 1899

Fee $17.50

Respectfully submitted,

Lee A Britt

Commissioner in Chancery

In the Circuit Court of Nansemond County-

Thomas W.Savage,A.D.Miltier and Joshua B.Harrell,creditors of James Voight,deceased,who sue for themselves,&c.

vs

Bev.P.Baker,Executor of James Voight,deceased and others-

In Vacation- On the 22nd day of September,1898-

This cause,in which the plaintiffs appear to have been given due and legal notice to the defendants of the application for this decree,came on this day to be heard on the bill taken for confessed as to the adult defendants,on whom process has been duly served,they still failing to appear,plead,answer or demur to said bill,on the answer of the infant defendant Ernest Voight by R.H.Rawles,his guardian,and of the said guardian ad litem,the said R.H.Rawles,an attorney at law,having been assigned at rules to defend the said infant defendant Ernest Voight,the replications to said answers,and exhibits filed,and was argued by counsel:

On consideration whereof the court doth adjudge,order and decree that the papers in this cause be referred to one of the commissioners of this court who is directed to take,state and report to court the following accounts:

1st.An account of the transaction of Bev.P.Baker,Executor of James Voight,deceased-

2nd.An account of the debts due to your complainants,and of all other debts which were owing by the said James Voight at the time of his death,and which still remain unpaid,together with their respective dignities and priorities.

Together with any other matters specially stated deemed pertinent by himself or required by any of the parties to be so stated.

Robert C. Rawles

To the Clerk of the Circuit Court
of Nansemond County,Virginia.

Entered in Chancery
Order Book No 3
Page 160

Entered Sept 22, 1898

Robt I Lewis

In the Circuit Court of Nansemond County:

Thomas W.Savage and others vs B.P.Baker,Exor and others

This cause came on again this day to be again heard upon the papers formerly read,and upon the report of Commissioner Lee Britt,reporting an account of the debts still due and unpaid by the estate of Jas.Voight,deceased,filed on the 5th day of April,1899,to which report no exceptions have been filed,and was argued by counsel:

On consideration whereof it appearing to the court from said report that there is now in the hands of Bev.P.Baker,Executor of said James Voight,deceased,the sum of $339.25 the court doth adjudge,order and decree that the said Bev.P.Baker,Executor as aforesaid,after the payment of the costs of this suit,including a fee to the counsel who prosecutes this suit of $25-x do proceed to pay the respective claims of the parties to whom said estate is now indebted,according to the report of said Commissioner Lee Britt,and in the order therein stated,it appearing from said report that the funds in his hands are sufficient for that purpo se,and after the payment thereof shall proceed to distribute the residue thereof among ~~such of~~ the heirs at law of said Jas.Voight,deceased,

to said Creditors or to their attorney

In the Circuit Court

Savage & Others
vs Decree
Burt Baker Synnah

Apl. 18, 1899

To be Entered

Robert R. Prentis

Entered in Chancery
Order Book No 3
Page 212.

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

T. W. Savage et als.

vs.

James Voight's Administrator et als.

This cause came on this day to be again heard upon the papers formerly read and upon the report of Beverly P. Baker, Administrator, showing an account of his disbursements since the last decree entered herein, and also the amount he now has in hand for the said estate filed on the 1st day of April, 1900, to which report no exceptions have been taken and was argued by counsel.

On consideration whereof the Court doth ratify and approve and confirm said report, and as for the balance now in the hands of the said Beverly P. Baker, Administrator, doth order and adjudge that he proceed to distribute the same according to the provisions of the last will and testament of the said James Voight, ~~to the duly qualified guardian~~ of Wilbur James Voight so soon as he shall have executed before the Clerk of this court a proper bond in the penalty of $200. ~~conditioned as above~~ with good security, to be approved by said Clerk conditioned to refund and repay to the said Court Ellenora Gleason, Eliza D. Brinkley and Maggie May Voight ~~the~~ accordance with the provisions of said will, in case the said James Voight shall ~~die~~ without issue. —

Savage
vs
Wright et al

Entered Apl. 14, 1900

Entered in Chancery
Order Book No 3
Page 283.

Commissioner's Office-

Suffolk, Va., October 31, 1898

To Thomas W. Savage, A. D. Milteer and Joshua B. Harrell, Plaintiffs

and

Beverly P. Baker, Executor of James Voight, deceased, Eleanor Gleason and William E. Gleason, her husband, Eliza D. Brinkley and Felton Brinkley, her husband, Maggie May Robertson and J. E. Robertson, her husband, Wilbur James Voight and R. H. Rawles, guardian ad litem of Ernest Voight, Defendants-

You are notified hereby that I have fixed upon the 21st day of November next, if fair, if not, on the next fair day thereafter (Sunday excepted), to take and settle at my office in Suffolk, Va., the accounts following, to wit:-

'Ist-An account of the transactions of Beverly P. Baker, Executor of James Voight, deceased.

2nd-An account of the debts due the complainants, and of all other debts which were owing by the said James Voight at the time of his death, and which still remain unpaid, together with their respective dignities and priorities.

Together with other matters specially stated deemed pertinent by himself, or required by any of the parties to be so stated, required to be taken by a decree of the Circuit Court of the County of Nansemond, rendered on the 22nd day of September 1898, in a suit in chancery depending in said Court, to which you are parties plaintiff and defendant, -at which time and place you are required to attend.

Given under my hand, as Commissioner in Chancery of the said Court, the day and year first aforesaid.

Lee A. Britt

Commissioner in Chancery.

Commissioner's Office

Staunton, Va., October 21, 1864

Thomas B. Harrell,

Esq

Dear Sir:

Enclosed please find Deed of Trust executed by Benjamin F. Bryan and wife to me as Trustee for the benefit of Wm. Bryan, Jr. which I have duly recorded in the Clerk's Office of this County.

Yours truly,

Commissioner.

Original

Commissioner's Office

Staunton, Va., October 21, 1864

Thomas B. Harrell,

Esq

Dear Sir:

Enclosed please find Deed of Trust executed by Benjamin F. Bryan and wife to me as Trustee for the benefit of Wm. Bryan, Jr. which I have duly recorded in the Clerk's Office of this County.

Yours truly,

Commissioner.

Commissioner's Office-

Suffolk, Va., October 31, 1898.

To Thomas W. Savage, A.D. Milteer and Joshua B. Harrell, Plaintiffs and

Beverly P. Baker, Executor of James Voight, deceased, Eleanor Gleason and William E. Gleason, her husband, Eliza D. Brinkley and Felton Brinkley, her husband, Maggie May Robertson and J.E. Robertson, her husband, Wilbur James Voight and R.H. Rawles, guardian ad litem of Ernest Voight, Defendants-

You are notified hereby that I have fixed upon the 21st day of November next, if fair, if not, on the next fair day thereafter (Sunday excepted), to take and settle at my office in Suffolk, Va., the accounts following, to wit:-

1st-An account of the transactions of Beverly P. Baker, Executor of James Voight, deceased.

2nd-An account of the debts due the complainants, and all other debts which were owong by the said James Voight at the time of his death, and which still remain unpaid, together with their respective dignities and priorities. Together with other matters specially stated deemed pertinent by himself, or required by any of the parties to be so stated.;-required to be taken by a decree of the Circuit Court of the County of Nansemond, rendered on the 22nd day of September 1898, in a suit in chancery depending in said Court, to which you are parties plaintiff and defendant, at which time and place you are required to attend.

Given under my hand, as Commissioner in Chancery of the said Court, the day and year first aforesaid.

Leo Britt

Commissioner in Chancery.

Commissioner's Office

Norfolk, Va., October 21, 1898.

To Thomas M. Savage, Esq., U.S.A., Commissioner in Chancery,

Portsmouth, Va.

Sir:

You are hereby notified that by decree entered by the Circuit Court of the City of Portsmouth, Va., on the 19th day of October, 1898, in the suit of Beverly B. Baker, Executor of James Vaiden, deceased, complainant, against Elizabeth D. Gleason, widow of William E. Gleason, deceased, and Eleanor Gleason, widow of Thomas Gleason, deceased, defendants, you were appointed a Commissioner to take an account of the debts and liabilities of the said William E. Gleason, deceased, and Thomas Gleason, deceased, and to report the same to the Court, with your opinion as to the order of their priority of payment, and to report any other matter which you may deem pertinent to the matters in controversy in said suit, or which any party may require you to report, and you are directed to report to the Court with all convenient speed.

Very respectfully,

Beverly B. Baker, Executor of James Vaiden, deceased

By Counsel

Savage & Hale

Original

Savage & Hale

Baker, Gwynn & Hale

Commissioner's Office

Executed this 3rd day of November 1898 by delivering a true copy of the within notice to each of the within named William E. Gleason and Eleanor Gleason in person, Wm. Jon Smith sgt of the City of Portsmouth Va

Rec'd $1.00 fee for service

Wm Jon Smith sgt

Commissioner's Office-

Suffolk, Va., October 31, 1898

To:- Thomas W. Savage, A. D. Milteer and Joshua B. Harrell, Plaintiffs.
and
Beverly P. Baker, Executor of James Voight, deceased, Eleanor Gleason and William E. Gleason, her husband, Eliza D. Brinkley and Felton Brinkley, her husband, Maggie May Robertson and J. E. Robertson, her husband, Wilbur James Voight and R. H. Rawles guardian ad litem of Ernest Voight, Defendants

You are notified hereby that I have fixed upon the 21st day of November next, if fair, if not, on the next fair day thereafter (Sunday excepted), to take and settle at my office in Suffolk, Va., the accounts following, to wit:-

1st- An account of the transactions of Beverly P. Baker, Executor of James Voight, deceased,

2nd- An account of the debts due the complainants, and of all other debts which were owing by the said James Voight at the time of his decease, and which still remain unpaid, together with their respective dignities and priorities. Together with other matters specially stated deemed pertinent by himself, or required by any of the parties to be so stated,- required to be taken by a decree of the Circuit Court of the County of Nansemond, rendered on the 22nd day of September 1898, in a suit in chancery depending in said Court, to which you are parties plaintiff and defendant, at which time and place you are required to attend.

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

Lee A. Britt

Commissioner in Chancery.

Commissioner's Office-

Sutton, Va., October 21, 1898

To Thomas W. Williamson and Joseph E. Hartzell,

Executors of James P. Brayer, deceased, Greeting:-

Whereas, Elias D. Brinkley, heretofore duly appointed Commissioner of Accounts for Braxton County, West Virginia, by the Circuit Court of said County, by an order entered in said Court on the 2nd day of October 1897, in a certain chancery cause therein pending, wherein Elias D. Brinkley, Executor of the last will and testament of James P. Brayer, deceased, was plaintiff, and William Brayer and others were defendants, and which said order is in the words and figures following, to-wit:-

"Elias D. Brinkley, Executor of the last will and testament of James P. Brayer, deceased, plaintiff, vs. William Brayer and others, defendants. In Chancery. Braxton Circuit Court, October 2nd, 1897. This day came the plaintiff by his attorney, and the defendants, William Brayer, Mary Brayer, Thomas Brayer, Jr., Elizabeth Brayer, Jr., Elizabeth Brayer, Jr., Elizabeth

Commissioner's Office-

Suffolk, Va., October 31, 1898.

To Thomas W. Savage, A. D. Milteer and Joshua B. Harrell, Plaintiffs.

and

Beverly P. Baker, Executor of James Voight, deceased, Eleanor Gleason and William E. Gleason, her husband, Eliza D. Brinkley, and Felton Brinkley, her husband, Maggie May Robertson and J. E. Robertson, her husband, Wilbur James Voight and R. H. Rawles, guardian ad litem of Ernest Voight, Defendants.

You are hereby notified that I have fixed upon the 21st day of November next, if fair, if not, on the next fair day thereafter (Sunday excepted), to take and settle at my office in Suffolk, Va., the accounts following, to wit:-

1st-An account of the transactions of Beverly P. Baker, Executor of James Voight, deceased.

2nd-An account of the debts due the complainants, and of all other debts which were owing by the said James Voight at the time of his death, and which still remain unpaid, together with their respective priorities and dignities.

Together with other matters specially stated deemed pertinent by himself, or required by any of the parties to be so stated, required to be taken by a decree of the Circuit Court of the County of Nansemond, rendered on the 22nd day of September 1898, in a suit in chancery depending in said Court, to which you are parties plaintiff and defendant, - at which time and place you are required to attend.

Given under my hand, as Commissioner in Chancery of the said Court, the day and year first aforesaid.

Lee Britt

Commissioner in Chancery.

Executed by delivering a true copy of the within
for Eliza D. Brinkley and Helen Brinkley to Helen
Brinkley at their residence and by leaving a copy
with Mrs. Beverly Baker for Beverly Baker at
his residence, he not being found at his usual
place of abode, and explaining the nature of
same thereto. B. E. Hopkins D.S.
Nov 10th 1898. For A. H. Mason S.H.C.

Original

Sarah Hale
vs
Beverly Baker, Exr. &c.
Commissioner's Notice

To Beverly Baker, Executor of James Voight, deceased, and to Sarah Hale, Executrix of Thomas Hale, deceased.

You are hereby notified that I have fixed upon the 21st day of November next, if fair, if not, on the next fair day thereafter (Sunday excepted), to take and settle at my office in Suffolk, Va., the accounts following, to wit:-

1st-An account of the transactions of Beverly D. Baker, Executor of James Voight, deceased.

2nd-An account of the debts due the estate, and of all other debts which were owing by the said James Voight at the time of his death, and which still remain unpaid, together with their respective priorities and dignities. Together with other matters specially stated deemed pertinent by himself, or required by any of the parties to be so stated, required to be taken by a decree of the Circuit Court of the County of Nansemond, rendered on the 22nd day of September 1898, in a suit in chancery depending in said Court, to which you are parties plaintiff and defendant, at which time and place you are required to attend.

Given under my hand, as Commissioner in Chancery of the said Court, the day and year first aforesaid.

Commissioner in Chancery.

Know All Men by These Presents, That we, Wilbur James Voight and Fellon Binkley

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA in the just and full sum of Two hundred 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.

And we waive the benefit of our exemption as to this obligation, and also waive any claim or right to discharge any liability to the said Commonwealth arising under this bond, or by virtue of the office, post or trust herein mentioned, with coupons detached from bonds of said Commonwealth.

Sealed with our seals, and dated this 10th day of February in the year of our Lord one thousand ~~eight~~ nine hundred and two, and in the 126th year of the Commonwealth.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas by a decree entered in the Chancery cause pending in the Circuit Court of Nansemond County on the 14th day of April 1900 between Thomas W Savage &others Complainants against B P Baker Executor of the last will and testament of James Voight deceased and others defendants it was adjudged ordered and decreed that said B P Baker Exor. of said deceased doth proceed to distribute the funds in his hands according to the last will and testament of said James Voight deceased to Wilbur James Voight as soon as he shall have executed a bond in the penalty of two hundred dollars with good security to be approved by the clerk of this Court conditioned to refund and pay Ellenor Gleason Eliza E Binkley and Maggie May Voight in accordance with the will of said James Voight deceased in case the said Wilbur James Voight shall die without issue. And whereas the said Wilbur James Voight has attained his majority and in compliance with said decree hath entered into a bond in the penalty of Two hundred dollars conditioned and payable according to said decree SEAL
faithfully perform his duties under said decree and all subsequent decrees then the above obligation is to be void or else it is to SEAL
remain in full force and effect. SEAL

Wilbur James Voight SEAL

Fellon Binkley SEAL

In the office of the Clerk of the Circuit Court of Nansemond County, on the 10th day of February 1902 ~~189~~.

The above bond was executed and acknowledged by the obligors (the surety ~~---~~ justifying on oath as to his sufficiency) and recorded.

Teste: A P Gomey CLERK.

A copy Teste A P Gomey Clerk

Welbur James Vaughn

To } Bond

The Commonwealth.

1902

Feby 10th.

Recorded in Bond
Book No 1. Page 263.

A copy.

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON Beverly P Baker Executor of James Voight deceased Elleanor Gleason and Willam E Gleason her husband Eliza D Brinkley and Selby Brinkley her husband Maggie May Roberson and E Roberson her husband Wilbur James Voight and Ernest Voight the said Ernest Voight being an infant under the age of twenty one years.

to appear at the Clerk's Office of the Circuit Court of Nansemond County, at the Rules to be held for the said Court, on the First Monday in September 1898, to answer a Bill in Chancery, exhibited against them in the said Court by Thomas W Savage A D Miller and Joshua B Darrell who sue on behalf of themselves and all other Creditors of James Voight deceased who shall come in and contribute to the costs of this suit;

and have then and there this summons.

Witness, A. P. GOMER, Clerk of our said Court, at his office, this 13th day of August, 1898, in the 123rd year of the Commonwealth.

A copy—Teste:

_____, CLERK.

Teste:

A P Gomer, CLERK.

Executed this 24 day of Aug 1898 by
Serving a true Copy of the writ and paper
Ord & Elias D Bunkley
Ord Fellow Bunkley and
Ord Holland
Ord Baker
Ord Baker
for A & W Baker Sheff

E E Holland p. q.

Thomas W Savage
A D Mallory and others

vs. } In Chancery.

Benj P Baker Exor of
Jas Mayfield dec'd and others

1898

September Rules.

First Monday.

Nansemond Circuit Court.

Process Book No. 2

Page 166

To Bev.P.Baker,Executor of James Voight,deceased, Eleanor Gleason and William E.Gleason,her husband,Eliza D.Brinkley and Felton Brinkley,her husband,Maggie May Robertson and J.E.Robertson,her husband,Wilbur James Voight and Ernest Voight-

Please take notice that on the 22nd day of September,1898,I shall apply to the Hon.R.R.Prentis,Judge of the Circuit Court of Nansemond County,Va.,at his office in Suffolk,Virginia,for a decree,in the suit now pending in the said court,wherein you are defendants andwe are plaintiffs,for accounts,including an account of the transactions of Bev.P Baker,Executor of James Voight,deceased,and also an account of the debts which were owing by the said James Voight,at the time of his death,and now remain unpaid-

Thomas W.Savage,A.D.Miltier and Joshua B.Harrell,who on behalf of themselves,and all other creditors of James Voight,deceased,who,&c,by D.E.Holland, their Atty

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF ~~NANSEMOND~~ Prince Edward COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON Beverly P Baker Executor of James Voight deceased, Eleanor Gleason and William E Gleason her husband Eliza D Brinkley and Felton Brinkley her husband Maggie May Robertson and J E Robertson her husband Webber James Voight and Ernest Voight the said Ernest Voight being an infant under the age of twenty one years

to appear at the Clerk's Office of the Circuit Court of Nansemond County, at the Rules to be held for the said Court, on the First Monday in September 1898, to answer A Bill in Chancery, exhibited against them in the said Court by Thomas W Savage A D Miller and Joshua B Harrell who sue on behalf of themselves and all other Creditors of James Voight deceased who shall come in and contribute to the Costs of this suit

and have then and there this summons.

Witness, A. P. GOMER, Clerk of our said Court, at his office, this 13th day of August, 1898, in the 123rd year of the Commonwealth.

A copy—Teste:

_____, CLERK.

Teste: C. L. Gomer, CLERK.

E E Holland p. q.

Thomas W Savage &
& Miller and others

vs. } In Chancery.

Rev. P Baker Exor of
Jas Voight dec'd and others

1898

September Rules.

First Monday.

Nansemond Circuit Court.

Process Book No. 2

Page 166

Executed this 19th August 1898 by delivering a true
Copies of the within Subpoena in
Rob'tson & J. E. Robertson
(Sheriff's fee $1.00 paid)
J. W. Dickinson Sh'ff
By E. Coleman D.

1898 Returned 20th Aug 1898 & Returned May 9th 1899

ToBev.P.Baker,Executor of James Voight,deceased,Elleanor Gleason and William E.Gleason,her husband,Eliza D.Brinkley and Felton Brinkley,her husband,Maggie May Robertson and J.E.Robertson ,her husband,Wilbur James Voight and Ernest Voight-

Please take notice that on the 22nd day of September,1898,I shall apply to the Hon.R.R.Prentis,Judge of the Circuit Court of Nansemond County Virginia,at his office in Suffolk,Virginia,for a decree in the suit pending in said court wherein you are defendants,and we are plaintiffs,for accounts,including an account of the transactions of Bev.P.Baker,Executor of James Voight,deceased,and also an account of the debts,which were owing by the said James Voight,at the time of his death,and now remain unpaid.

Thomas W.Savage,A.D.Miltier and Joshua B. Harrell,who sue on behalf of themselves and all other creditors of James Voight,deceased,&c, by Stedman their atty

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON Beverly P Baker Executor of James Voight deceased Eleanor Gleason and William E Gleason hey husband Eliza D Brinkley and Fellen J Brinkley, her husband Maggie May Robertson and J E Robertson her husband, Wilbur James Voight and Ernest Voight, the said Ernest Voight being an infant under the age of twenty one years

to appear at the Clerk's Office of the Circuit Court of Nansemond County, at the Rules to be held for the said Court, on the First Monday in September 1898, to answer a Bill in Chancery, exhibited against them in the said Court by Thomas W Savage A D Meller and Joshua B Harrell who sue on behalf of themselves and all other Creditors of James Voight deceased who shall come in and contribute to the costs of this suit.

and have then and there this summons.

Witness, A. P. GOMER, Clerk of our said Court, at his office, this 13th day of August, 1898, in the 123rd year of the Commonwealth.

A copy—Teste:
A P Gomer, CLERK.

Teste:
A P Gomer, CLERK.

I accept Service on the within Paper
August 13th 1898

Beverley P. Baker Exer
of James Voights Dec'd

I accept service of the within notice
& an application for leave for
account on the 26 day Sept 1898.

R H Rawles
Guardian ad Litem
for Edward Voights.

E & Holland p. q.

Copy for
Beverly P Baker

vs. } In Chancery.

1898
September Rules.
Term Monday.

Nansemond Circuit Court.

Process Book No. 2

Page 166.

To Rev P Baker Executor of James Voight deceased, Eleanor Gleason and William E Gleason her husband Eliza D Brinkley and Felix Brinkley her husband Maggie May Robertson and J E Robertson her husband Wilbur James Voight and Ernest Voight

Please take notice that on the 22nd day of September 1898 I shall apply to Hon R R Prentis Judge of the Circuit Court of Nansemond County Virginia at his office in Suffolk Virginia for a decree in the cause pending in said Court wherein you are defendants and we are plaintiffs for accounts including an account of the transactions of Rev P Baker, Executor of James Voight deceased and also an account of the debts which were owing by the said James Voight at the time of his death, and now remain unpaid.

Thomas W Savage A D Miller and Joshua B Harrell who sue on behalf of themselves and all other Creditors of James Voight deceased.

Pcly E E Holland their Atty

A Copy Teste:

A P Gomey Clerk

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF ~~NANSEMOND COUNTY~~ Sergeant the City of Newport-News —GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON Beverly P. Baker Executor of James Voight deceased Elleanor Gleason and William E Gleason her husband Eliza D Brinkley and Felton Brinkley her husband Maggie May Robertson and J E Robertson her husband Wilbur James Voight and Ernest Voight the said Ernest Voight being an infant under the age of twenty one years.

to appear at the Clerk's Office of the Circuit Court of Nansemond County, at the Rules to be held for the said Court, on the First Monday in September 1898, to answer a Bill in Chancery, exhibited against them in the said Court by Thomas W Savage A D Mullen and Joshua B Darrell who sue on behalf of themselves and all other Creditors of James Voight deceased who shall Come in and Contribute to the Costs of this suit

and have then and there this summons.

Witness, A. P. GOMER, Clerk of our said Court, at his office, this 13th day of August, 1898, in the 123d year of the Commonwealth.

A copy—Teste:

_____, CLERK.

Teste: A. P. Gomer, CLERK.

Executed this 17th day of August 1898
by delivering two Copies of the within Summons to
Ernest Vaughan and James Wright

E. E. Holland, p. q.

Thomas W Savage Adm
Mallett and others

vs. } In Chancery.

Ben. P Baker Exor of
Jas Voight and others

1898

September Rules.

First Monday.

17

Nansemond Circuit Court.

Process Book No. 2

Page 166

ToRev.P.Baker,Executor of James Voight,deceased,Elleanor Gleason and William E.Gleason,her husband,Eliza D.Brinkley and Felton Brinkley,her husband,Maggie May Robertson and J.E.Robertson ,her husband,Wilbur James Voight and Ernest Voight-

Please take notice that on the 27nd day of September,1898,I shall apply to the Hon.R.R.Prentis,Judge of the Circuit Court of Nansemond County Virginia,at his office in Suffolk,Virginia,for a decree in the suit pending in said court wherein you are defendants,and we are plaintiffs,for accounts,including an account of the transactions of Rev.P.Baker,Executor of James Voight,deceased,and also an account of the debts,which were owing by the said James Voight,at the time of his death,and now remain unpaid.

A copy Teste.

A.L.Gomeyclerk

Thomas W.Savage,A.D.Miltier and Joshua B. Harrell,who sue on behalf of themselves and all other creditors of James Voight,deceased,&c. by R.R.Pruden, their Atty

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE ~~SHERIFF~~ Sergeant OF ~~NANSEMOND COUNTY~~ the city of Portsmouth GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON Beverly T Baker Executor of James Voight deceased Elleanor Gleason and William E Gleason her husband Eliza D Brinkley and Pelton Brinkley her husband Maggie May Robertson and J E Robelson her Husband Wilbur James Voight and Ernest Voight, the said Ernest Voight being an infant under the age of twenty one years

to appear at the Clerk's Office of the Circuit Court of Nansemond County, at the Rules to be held for the said Court, on the First Monday in September 1898 to answer a Bill in Chancery, exhibited against them in the said Court by Thomas W Savage & D Miller and Joshua B Darrell, who sue on behalf of themselves and all other Creditors of James Voight deceased who shall come in and contribute to the Costs of this suit

and have then and there this summons.

Witness, A. P. GOMER, Clerk of our said Court, at his office, this 13th day of August, 1898, in the 123rd year of the Commonwealth.

A copy—Teste: _____, CLERK.

Teste: A P Gomer, CLERK.

Service accepted
This 16 day of August
1898.

William C. Gleason

Executed this 16th day
of August 1898 by
delivering a copy hereof
to Ellearor Gleason
in person Wm Jon Smith
Sergt of City of Portsmouth
Va

Rec'd fee of $1.00 for service
Wm Jon Smith

E E Holland p. q.

Thos W Savage, Adm
Miller and others

vs. } In Chancery.

Ben. P Baker Exor of
Jas Voight-dec'd & others

1898

September Rules.

First Monday.

Nansemond Circuit Court.

Process Book No. 21

Page 166.

To Bev.P.Baker,Executor of James Voight,deceased,Eleanor Gleason and William E.Gleason,her husband,Eliza D.Brinkley and Felton Brinkley,her husband,Maggie May Robertson and J.E.Robertson,her husband,Wilbur James Voight and Ernest Voight-

Please take notice that on the 22nd day of September,1898,I shall apply to the Hon.R.R.Prentis,Judge of the Circuit Court of Nansemond County,Va.,at his office in Suffolk,Va,for a decree, in the suit now pending in said court,wherein you are defendants andwe are plaintiffs,for accounts,including an account of the transactions of Bev P.Baker,Executor of James Voight,deceased,and also an account of the debts which were owing by the said James Voight at the time of his death and now remain unpaid.

Thomas W.Savage,A.D.Miltier and Joshua B.Harrell,who sue on behalf of themselves and all other creditors of James Voight,deceased,&c,by E. B. Howard, their Att'y

To A.P.Gomer,Clerk of the Circuit Court of Nansemond County:

Thomas W.Savage,A.D.Miltier and Joshua B.Harrell,who sue on behalf of t hemselves and all other creditors of Jame s Voight,deceased,who shall c ome in and contribute to the costs of this suit-

vs

Bew. P.Baker,Executor of James Voight,deceased,(Elleanor Gleason and William E.Gleason,her husband, Portl'd Eliza D.Brinkley and Felton Brinkley,her husband (Maggie May Robertson and J.E.Robertson,her husband, farmville Wilbur James Voight and Ernest Voight, Newport News Va. the said Ernest Voight being an infant under the age of twenty one years.

Issue summons in Chancery to Rules on ~~3rd~~ 1st Monday in ~~August~~ September, 1898.

Tay $1,50

E.E.Hasseltine p.q.

Please inclosed notice served -

In the Circuit Court of Nansemond County-

Thomas W.Savage,A.D.Miltier and Joshua B.Harrell,wreditors of James Voight,deceased,who sue,&c.

vs

Bev.P.Baker,Executor of James Voight,deceased,and others

At Rules on the 3rd Monday in September,1898

On motion of the complainants,by counsel,R.H.Rawles,an attorney at law, is hereby assigned guardian ad litem to the infant defendant Ernest Voight to defend his interests in this suit.

A.P.Gomer Clerk.

In account of the transaction of
Beverley R. Baker Executor of James Wrights
Estate dec'd — Nov. 1st 1899. —

Paid out as per Statement made
by Lee Britt Special Commissioner

To A. D. Miller	✓	$25.16
" Joshua B. Farrell	✓	18.30
" Elizabeth B. Baker atty E. E. Holland	✓	23.57
" E. E. Holland atty Jas. Clerks fees &c	✓	76.21
" Rev. R. Baker	✓	27.38
" Thos. W. Savage	✓	18.00
" R. B. Hayes for S. W. Skinner's est.	✓	15.62
" Taxes — to S. J. Ellis Treas.	✓	2.99
" Commission on $339.95		17.00
" Revenue Stamps		.20
		$224.40

Due the estate as per the
Special Commissioners report — $339.95

Leaving a balance in the hands of
Beverley R. Baker exr of said
Estate of — (in Farmers Bank of Hanover) $115.55
$339.95

Respectfully Submitted
B. R. Baker Exr. of
James Wrights Est. dec'd.

D. C. Baker
Executor of
James Wright Est.

1900 Apl 2nd Filed
A. P. Gomeyock

Paid by C.K. April 8th 1901

Indebtedness of James Voight's Estate Dec'd.

By Executor

		dated	amt.	Interest paid to	credit	March 1894 1st payment 38⅓ per cent	Feby 1896 2d payment
W. A. Wilkins	Due Bill	January 11th 1889	$345.00				$76.05
Jonas Wilkins Et	Bond	June 21st 1875	41.			$33.59	8.97
A. D. Miller	"	Dec. 22nd 1891	34.67	✓		15.13	4.18
G. S. Harrell	"	~~Oct. 3rd 1889~~	33.25	January 3rd 1891.	$5.85 January 3rd 1891.	12.57	4.10
Thos. W. Savage	"	April 14th 1883	60.00	✓	$40.00 March 22nd 1884.	$14.39	3.97
G. W. Skinner	"	Sept. 8th ~~1888~~ July 1889	20.00	✓		10.25	2.81
Mrs. Elizabeth Baker	"	June 9th 1884	50.00	January 14th 1888	paid $25.00	17.94	4.87
Bev. P. Baker	"	March 23rd 1883	75.00		$40.00 March 23rd 1884 $20.00 Oct. 28th 1887	$14.72	4.08
" " "	"	August 2nd 1889	40.10		$10.00 Dec. 31st 1889 12.36 April 16th 1892	7.77	2.70
Brewer & Son	Acct		$19.24	Letter dated Feby 1st 1893 read 13th chap. of St. Matthew commencing at 24th verse		7.41	1.98
W. L. Costin	"	to Feby 27th 1893	3.92			1.51	.37
Thos. W. Savage	"	Dec. 5th 1889	16.00		$5.85 Feby 10th 1890	3.91	.96
Dr. J. C. Brooks	"	Feby 5th 1890	.50			.20	.05
Dr. R. C. Riddick	"	January 8th 1893	3.00			1.15	30
C. C. Sumner	"	to January 28th 1893	47.91			18.46	4.54
Amos Riddick	Acct	March 28th 1888	15.00		January 8th 1889 $8.00 January 11th 1890. 4.00		$119.93

Paid Receipt

C.B.H.

Clerks office

State of Virginia,
County of Nansemond, to wit:—

I, Beverly P. Baker, executor of the Estate of James Voight, deceased, do hereby affirm upon oath that the foregoing statement contains a true list of the creditors of said James Voight, deceased, and that the said dates of bonds and accounts are true to the best of my knowledge and belief, and further that the amounts therein specified of principal of said debts and payments thereon are true and correct and that all of said bonds and accounts were due and payable on or before Feby 13, 1893 the date of the death of said James Voight. Given under my hand this 3rd day of April 1899.

Affirmed & before me the 3rd day of April 1899 Le Britt, Commissioner in Chancery

Bev. P. Baker Exr

Farm sold April 28 1898

to Estate £23.63
To H.A. Wilkins 51.37

Plant paid Apl 29/98
Possession given Apl 28/98

Deposit £4 Apl 29 1897
H.A.W. a Wilkins

Exd C.T.
N.L.

$34.67 On demand I owe and promise to pay unto A D Milligen his Heirs, Executors, Administrators or Assigns, the just and full sum of Thirty Four DOLLARS and Sixty Seven CENTS. current money of the United States, for value received, with interest from date; for the payment of which I bind My self, My Heirs, Executors and Administrators firmly by these presents; and I hereby waive the benefit of My Homestead Exemption as to this debt, obligation or contract.

As witness My hand and seal this 22nd day of December in the year of our Lord one thousand eight hundred and ninety-one.

WITNESS W J Rawles

Frances Voight [SEAL.]

[SEAL.]

Paid on the within
note by B. R. Baker Exr
April 17/94 $ 10.12

Paid on the within note
by B R Baker Exer
Jany 11/96 $ 4 18

COMMERCIAL BANK.

$60 00/100 SUFFOLK, VA., April 14th 1883.

_____ days after date I promise to pay unto Thomas W Savage the just and full sum or Order, negotiable and ~~payable at~~ the COMMERCIAL BANK OF SUFFOLK, in Suffolk, Va., without offset, of Sixty 100 DOLLARS, for value received; and we, maker and endorsers, hereby waive the benefit of our Homestead Exemption as to this debt. as witness

Credit the maker. my hand and seal

Chas E Wing James Voight Exat.

$17 46 Apl 1/94

Received on the
within note Fourty
Dollars in part pay
ment this 22 nd March
1884

by cash received $14.39 cts
by B D Baker Administrator
of James Voight Estate
this 17 th April 1894

by cash on [illegible] $3.97 Mc
11 th of Jan 189 by BD Baker

$ 10.00

On demand I *promise to pay unto* Beverley P. Baker *his Heirs, Executors, Administrators or Assigns, the just and full sum of* Seventy five ——— *DOLLARS and* ——— *CENTS, current money of the United States, for value received; and it is agreed upon by the parties that interest on this Note shall be at the rate of* ——— *per cent. per annum; for the payment of which* I *bind* my self, my *Heirs, Executors and Administrators firmly by these presents; and* I *hereby waive the benefit of* my *Homestead Exemption as to this debt, obligation or contract.*

As witness my *hand and seal this* 25th *day of* March *in the year of our Lord one thousand eight hundred and* eighty three (1883)

James Voight (Seal)

Witness ——— (Seal)

Rec'd March 23rd 1884
forty Dollars on the
within note
B. P. Baker
$40.00

Rec'd October 28th 1887
twenty Dollars on the
within note
$20.00 B. P. Baker

1894. April 20th Rec'd of Wm
Evans - fourteen Dollars &
ninety-two Cents
$14.92.

2nd payment from Exrs - of four
Dollars and Eight Cents January 20th 1896
$4.08

Evans & Bright
Note $40.00

B. P. Baker
1887

On demand, I owe and promise to pay unto Elizabeth Bolen *his Heirs, Executors, Administrators or Assigns, the just and full sum of* fifty ..... *DOLLARS and* ..... *CENTS, current money of the United States, for value received, with interest from date; for the payment of which I bind* myself, my *Heirs, Executors and Administrators firmly by these presents; and I hereby waive the benefit of* my *Homestead Exemption as to this debt, obligation or contract.*

As witness my *hand and seal this* 5 *day of* June, *in the year of our Lord one thousand eight hundred and eighty-*four (1884.

James Wright (Seal.)

Witness E. Bolen

(Seal.)

All Available Text Successfully Captured

James Wicks
2367

1894 Apl. 30.
Credit $17.94 paid by B.P.
Baker Exor. (through Bk of
Prince) Gahr J. S. Branch
Cashier

1896 Jan 1
Credit $4.87 paid by B.P.
Baker Exor (through J B Pin-
ner.)
Gahr J S Branch
Cashier

14

All Available Text Successfully Captured

Rec'd of W. P. Baker Exer of James Wright's Estate Dec'd Ten Dollars and Twenty five cents on the within note March 24th 1894

$10.25 Nancy J. Skinner

Rec'd of W. P. Baker Exer of James Wright's Estate Dec'd two Dollars and eighty one cents on the within note January 11th 1896

$2.81.- Nancy J. Skinner

Nancy Skinner

#1623

On or before the first day of January next I promise to pay or cause to be Paid to G W. Skinner or order the just and full sum of Twenty dollars it being for value Received as witness my hand and seal this the 8th day of September 1888

Witness

James Voight

189---

To R. R. SMITH, Clerk of Nansemond County Court, Dr.

3321	5.86	22.52	3321	10.6	
	12.57				
	4.10				

Tax and Recording Fee---$

---, *Clerk.*

Jno Hamm vs BP Baker Adm of James Vaught

1873 suit suit from the

11th day of Dec 1892 till pend

ency

Dec 1897 apl 10th before JW Pancake

Docket 2 Page 144

Nov 9th 1899. Left in the Hands of Beverley P. Baker Exer of James Wrights Est. as per Lee Britts Special Commissioners acct. $115.55

Paid Taxes 1900, as per Receipt $1.20

Paid Taxes 1901 " " " 1.13

Clerks Fees for Record) 1.26

Clerks Fees for Bond)

Wilbur James Wright & Fellon Brisbey. 1.50
5.08

Interest on 115.55 to 10th Feby 1902 7.78

Paid Wilbur James Wright 118.25
February 10th 1902 $123.33 $123.33

B. P. Baker Exer of
Jas. Wrights Est

Final Settlement of
Co Pl Baker Exer of
James Wright Est
February 10th 1902

1902 March 5th
A. R. Comey Clk

$40.10 ____ Ten Dollars ____ after date, with legal interest from date until paid, ~~payable~~ ____

I bind my self, my heirs, executors and administrators, jointly and severally, to pay to Burley P. Baker, his heirs or assigns, the sum of forty 10/100 DOLLARS, for value received; and I hereby waive the benefit of my Homestead Exemption as to this debt, obligation and contract.

Witness my hand and seal this 2nd day of August 1871

James Voight SEAL

Witness :

Hattie Baker, SEAL

SEAL

SEAL

Dec 31st 1889. Received Ten Dollars
in the within.
$10.00 B. P. Baker

April 16th 1892 Received Twelve Dollars
and fifty six cents, from sale of Peanuts
on the within. B. P. Baker
$12.56

April 25th 1894 Rec'd Eight Dollars
Nine Dollars and Seventy three cents—
$17.73
2nd payment from Case of Two Dollars
and Seventy cents. January 20th 1896
$2.70

Settled Accounts
1-12 $10.00
Issued by Circle Ave
August 12 1907

B. P. Baker
14 06

1899, May 8th-Received of B.P.Baker, Admr of Jas.Voight, deceased, the follow ing amounts set opposite our names in payment of the debts reported in their favor by Commissioner Lee Britt in the chancery cause of Savage and others vs Rev.P.Baker, Admr of Jas.Voight, deceased and others-

A.D. Millsaps	25.16
	1 8.30
Joshua B Harrell	
Elizabeth Baker	23.54
By E.C.Stracand, Atty	
E.C.Stracand, Cost of suit & Atty fee	76.21
B.P. Baker	27.38
	18.00
J W Savage	
R. B. Hayes for G W Skinner Est-	15.62
1899 taxes paid Oct 10th 1899, to S.T.Ellis C.C.	2.99

($41,00)

On demand with interest from date I promise to pay or cause to be paid to Jonas Wilkins or order the just and full sum of forty one dollars lawful money it being the amount due by bond by James R Johnson to me with James Voight security and this bond is in lieu of said bond now docketed in the clerks office of Nansemond County for value received as witness my hand and seal this the 21st day of June 1875.

Witness

Mary J. Bellin

James Voight (Seal)

April 18th 1896 Received
of B. P. Baker Exer.
Thirty three Dollars and
fifty nine cents on the
within.
$33.59
Benjamin Wilkins Adm.

January 28th 1896. Rec'd of
B. P. Baker Exer. Eight Dolls
and ninety seven cents on the
within.
$8.97.
Benjamin Wilkins

Aug 3, 1896 Received
of Benjamin Wilkins adm
thirty three dollars
and fifty nine cents
its being part of the
Jones & Wright note
$33.59 Mary E. Wilkins

James Wilkins Dec'd

Samuel Wyatt

Whaleyville, Va. Feb 27th 1883

Mr James Voight

BOUGHT OF **W. L. COSTEN,**

DEALER IN

DRY GOODS, CLOTHING, HATS AND CAPS,

Boots and Shoes, Crockery and Hardware,

GROCERIES, TOBACCO AND CIGARS.

Feb	1	To Amt of act.	$3.92

Bonsai

On demand with ... well interest I promise
to pay unto Amos Riddi... The just and full sum of
Fifteen dollars, & further ...ee, & waive the benefit of
my home-stead exemtion ... March 28th 1885

Witness
L. F. Riddick

James Voight (Seal)

L

All Available Text Successfully Captured

Barnwell County State

January 8 A 1889

Received [illegible] [illegible]

Eight dollars

January 11 A 1890

Received within note of four Dollars

eighty four cents

For value received we hereby assign and transfer our interest in

and title and to the land due on within bond or note to C.N. Riddick.

Margarette X Riddick. mark. Pa[illegible] James J. Riddick James J. Riddick

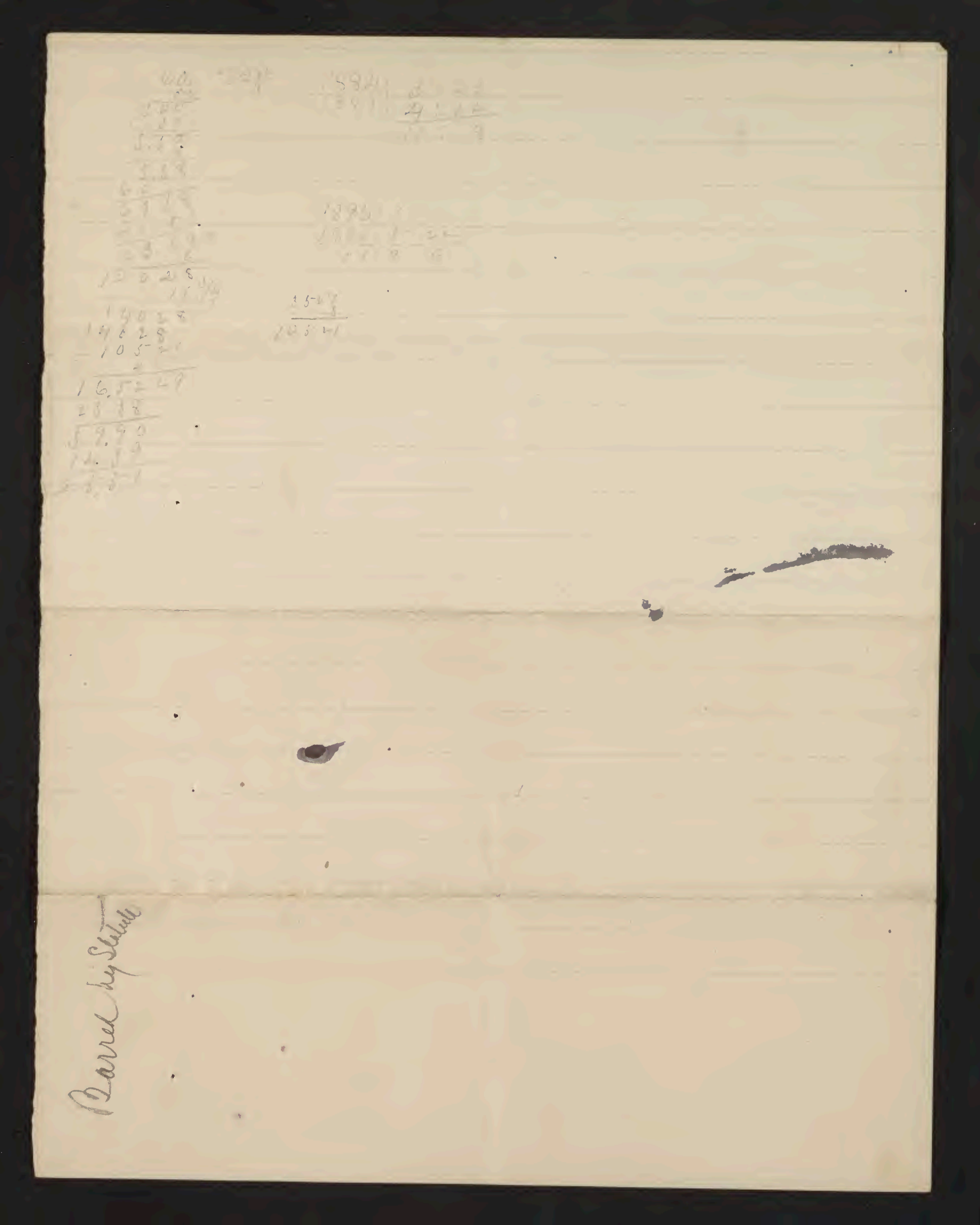
Barnes Freight, Forwarding and
Cotton Commission Agt. 6th of
December 1883. Paid on Cotton
$15.50 Tel. & P.C. 16.00
5-85
$10.15

Our note given for $40.00, April
14th 1883. Paid on note $40.00
March 22nd 1884.

37.37

In favor of T. Pt. Savage.

Note $37.37
Int. 10.15
47.52



Thomas W Savage & others
vs In Chancery
Rev P Baker Exr & others

Costs	
Clerk	8.91
Writ Tax	1.50
Sheriff of Nansemond	2.50
" " Pr Edward	2.00
Sergt Newport News	1.80
" of Portsmouth	2.00
Attorney	15.00
Commissioner	17.50
	$51.21

Costs

1899, May 8th-Received of E.E.Holland, atty, the amounts set opposite our names in payment of costs in chancery cause of Savage and others vs Bev.P Baker, Admr of Jas.Voight and others-

Lee Britt, Commissioner — $17.50

A S Buhen 2.50

L L Gomer Clerk Circuit Court — $ 8.91

R. H. RAWLES,
ATTORNEY AT LAW AND NOTARY PUBLIC,
SUFFOLK, VA.

BELL PHONE NO. 88.

PRACTICES IN ALL STATE AND
FEDERAL COURTS.

Mr. Smith:-

I enclose $3.50, $1.75- to pay for recording this deed and $1.75- to pay for recording deed from Virginius Copeland to Jacob R Holland some 2 months ago. Send me the deed marked "paid" and make charge from date. It is charged to me.

Yours Truly
R H Rawles

Cash
Clerk 89
Jay 15
Sh. Nau. 25
" Pr ES 20
Sergt-Wn 180
" Porter 200
Ally 15.00
Comr. 1750
$51.21