

1917-013  
Nansemond Co (Suffolk)

Chancery Causes: J.W. Pedin & Co] et al vs Smith & Haslett] et al

Strause Bros & Co], Wallerstein, Strause, Morgan, Holland,  
Smith, Gay, King, Haslett

OVERSIZE

Box 3

- 1 PLAT

Bond of D. K. Haslett & Ella J. Haslett for  
\$700. dated 1st Jan, 1899, payable to  
Job. G. Holland, On demand.

|                |                                       |      |
|----------------|---------------------------------------|------|
| 1900 Jan. 1.   | Paid on principal                     | 75.  |
| 1902 Jan. 1.   | " " "                                 | 100. |
| 1903 Jan. 1.   | " " "                                 | 175. |
| 1904 " 1.      | " " "                                 | 50.  |
| 1905 " 1.      | " " "                                 | 50.  |
| 1905 July 1.   | Bond transferred to Mrs. Laura Smith. |      |
| 1907 Sept 1.   | Paid on principal                     | 50.  |
| 1910 April 30. | Int. paid to date,                    |      |
|                | Mo. int. paid since April 30. 1910.   |      |

BRADFORD KILBY  
ATTORNEY AT LAW  
SUFFOLK, VIRGINIA

June 20, 1913.

Dear Sir:-

I shall on June 27th., at my office, in Suffolk, Va., between the hours of 10 A.M. and 3 P.M., have another hearing of the accounts and inquiries to be taken, stated and settled, by me as Commissioner in Chancery in the suit of John W. Pedin et als v. Ella J. Haslett et als. Kindly be present to look out for your interests.

Yours very truly,

---

Commissioner in Chancery.

IN THE CIRCUIT COURT OF NANSEMOND COUNTY, VIRGINIA.

John W. Pedin, trading as J. W. Pedin & Company,  
and Leon Wallerstein, who sues as the surviving  
partner of Leon Wallerstein and J. J. Strause,  
trading as Strause Brothers & Company, who sue  
for themselves and such other lien creditors  
of R. L. Smith and J. J. Haslett, trading as  
Smith and Haslett or of J. J. Haslett, *etc.*

Complainants.

vs.

Ella J. Haslett,<sup>1</sup> C. B. Haslett,<sup>2</sup> Christabell Haslett,<sup>3</sup> R. L.  
Smith and J. J. Haslett, trading as Smith & Haslett,<sup>4</sup> J. J.  
Haslett,<sup>5</sup> Julia Haslett,<sup>6</sup> Addie Morgan,<sup>7</sup> Seth Morgan,<sup>8</sup> Job G.  
Holland,<sup>9</sup> and Robt. W. Holland,<sup>10</sup> Trustee, Defendants.

To the Clerk of said Court:

Please issue subpoena in chancery. Returnable Second  
April Rules, 1913.

James H. Cobitt & W. P. Lipscomb, pp.

---

CHANCERY SUMMONS

THE COMMONWEALTH OF VIRGINIA,

Sergeant of the City of Suffolk, Va.

TO THE SHERIFF OF NANSEMOND COUNTY—Greeting:

YOU ARE HEREBY COMMANDED TO SUMMON Ella J. Haslett, C.B. Haslett, Christabell Haslett,  
J.J. Haslett, R.L. Smith and J.J. Haslett, trading as Smith & Haslett, Julia Haslett,

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 third Monday in April 1913, to answer a  
Bill in Chancery, exhibited against them  
in the said Court by John T. Pedin, trading as J.T. Pedin & Company and Leon  
Wallerstein who sues as the Surviving of Leon Wallerstein and J.J. Strause,  
trading as Strause Brothers & Company, who sue for themselves and such other  
lien creditors of R.L. Smith and J.J. Haslett, trading as Smith and Haslett or  
of J.J. Haslett, etc.

and have then and there this summons.

WITNESS, G. E. BUNTING, Clerk of our said Court, at his office, this 14th day of  
April, 1913, in the 13th year of the Commonwealth.

A copy—Teste:

CLERK

Teste:

CLERK.

*Provisional for Support*

*J. H. Smith & J. J. Smith* - p. 9.

*J. H. Smith & Company*  
*et al*

vs.

In Chancery

*R. L. Smith & J. J. Haslett*  
*Trading as Smith & Haslett*  
*et al*

1913

*Oprie*

Rules,

*Lawd*

Monday.

NANSEMOND CIRCUIT COURT.

Process Book No. 3

Page 118

April 15, 1913. Executed the within process by delivering a true copy to the within named Ella J. Haslett, C.B. Haslett, Christabell Haslett, J.J. Haslett, R.L. Smith and J.J. Smith, trading as Smith & Haslett and Julia Haslett in the City of Suffolk, Va.

*W. E. Brambley*  
*by A. W. Baker* Deputy Sergeant

CHANCERY SUMMONS

THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF NANSEMOND COUNTY—Greeting:

YOU ARE HEREBY COMMANDED TO SUMMON R.L. Smith, Addie Morgan, Seth Morgan,

Job G. Holland and Robert W. Holland, Trustee

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 third Monday in April 1913, to answer a Bill in Chancery, exhibited against them in the said Court by John W. Pedin, trading as J. W. Pedin & Company and Leon Wallerstein, who sues as the Surviving partner of Leon Wallerstein and J. J. Strause, trading as Strause Brothers & Company, who sue for themselves and such other lien creditors of R. L. Smith and J. J. Haslett, trading as Smith & Haslett or of J. J. Haslett, etc.

and have then and there this summons.

WITNESS, G. E. BUNTING, Clerk of our said Court, at his office, this 14th day of April, 1913, in the 137th year of the Commonwealth.

A copy—Teste:

CLERK.

Teste:

CLERK.





IN THE CIRCUIT COURT FOR THE COUNTY OF NANSEMOND, VIRGINIA.

JOHN W. PEDIN, ETC. ET AL.,

v.

REPORT OF SPECIAL COMMISSIONER.

ELLA J. HASLETT, ET ALS.

The undersigned, James H. Corbitt, Special Commissioner, reports that pursuant to the decree entered in the above entitled cause on May 11, 1914, he received from H. Stuart Lewis, the purchaser of the property of which T. K. Haslett died seized and possessed subject to the dower therein of Ella J. Haslett, his widow, the sum of EIGHT HUNDRED AND FIFTY DOLLARS and delivered to the said Lewis a deed with special warranty conveying the said property. The Commissioner further reports that he has distributed the \$850.00 pursuant to the said decree for which he shows receipts as follows:

|    |                                          |          |                 |
|----|------------------------------------------|----------|-----------------|
| To | purchase price of land sold,             | \$850.00 |                 |
| By | Commissions due Special Commissioner     | \$26.00  |                 |
| "  | Paid for deed to purchaser,.....         | 10.00    |                 |
| "  | " " hand bills for advertising,          | 2.75     |                 |
| "  | " Auctioneer,.....                       | 5.00     |                 |
| "  | " Premium on bond Spl. Commissioner,     | 10.00    |                 |
|    |                                          |          | <u>53.75</u>    |
|    |                                          |          | \$796.25        |
| By | paid Court costs taxed by Clerk,.....    | \$48.25  |                 |
| "  | " B. J. Beale,.....                      | 5.25     |                 |
| "  | " B. D. Jones,.....                      | 4.00     |                 |
| "  | " Z. F. Langston,.....                   | 2.00     |                 |
| "  | " J. E. Vincent,.....                    | 2.00     |                 |
| "  | " Richard March,.....                    | 5.00     |                 |
| "  | " George W. Nurney, Jr. for survey,...   | 37.80    |                 |
| "  | " Attorney's fee allowed by Court,...    | 50.00    |                 |
|    |                                          |          | <u>154.30</u>   |
|    |                                          |          | \$641.95        |
| By | paid 1913 taxes,.....                    | \$9.92   |                 |
| "  | " 1914 taxes, (\$9.46 pro rated to       |          |                 |
|    | June 1st.,.....                          | 3.94     |                 |
|    |                                          |          | <u>13.86</u>    |
|    |                                          |          | \$628.09        |
| By | paid Addie Morgan, Assignee of Job G.    |          |                 |
|    | Holland for bond secured by D. of Trust: |          |                 |
|    | Principal,.....                          | \$200.00 |                 |
|    | Int. from 4/30/10 to 6/30/14,.....       | 50.00    |                 |
|    |                                          |          | <u>\$250.00</u> |
|    |                                          |          | \$378.09        |

\$378.09

By paid 1/3 to Addie Morgan,.....\$126.03  
" " 1/3 to C. B. Haslett,..... 126.03

252.06  
\$126.03

For judgment creditors of J.J.Haslett:  
By paid judgment Street & Cochran Co.  
Principal,.....\$30.14  
Int.1/1/09 to 6/30/14, 9.94  
Costs,..... 2.45

42.53

By paid on judgment Strause Bros. & Co.

83.50  
\$126.03

\$126.03

As there is nothing further to be done in this cause  
the Commissioner recommends that the same be removed from the docket.

Dec. 19, 1916

*James H. Carleton*  
*Special Commissioner*

IN THE CIRCUIT COURT OF  
NANSEMOND COUNTY, VIRGINIA.

---

JOHN W. PEDIN, ETC., ET AL.,

v.

ELLA J. HASLETT, ET ALS.

---

REPORT OF SPECIAL COMMISSIONER

1917 Jan'y, 13. Filed  
JLM.

JAMES H. CORBITT  
ATTORNEY AND COUNSELLOR AT LAW  
SUFFOLK, VIRGINIA

IN THE CIRCUIT COURT OF NANSEMOND COUNTY, VIRGINIA.

John W. Pedin etc. et al.

v.

Ella J. Haslett et als.

TO THE HONORABLE JAMES L. MCLEMORE, JUDGE:

The undersigned James H. Corhitt, Special Commissioner, reports that pursuant to a decree entered in this cause on the 6th day of April, 1914, he proceeded, after having advertised the time, place and terms of sale in the manner directed in the aforesaid decree, to sell at public auction the property of which T. K. Haslett died seized and possessed, subject to the dower therein of Ella J. Haslett, his widow, also fully set forth and described in the said decree and as shown by a copy of the hand bill, marked exhibit "A" hereunto attached and made a part of this report, and that at the aforesaid sale H. Stuart Lewis became the purchaser thereof for the sum of \$850.00, he being the highest bidder.

The said purchaser desires to pay the entire purchase price in cash and to have executed to him a deed for the aforesaid property.

Your Commissioner reports that the sale of the property was well advertised, that the weather was good on the day of sale and that C. B. Haslett, J. J. Haslett and Addie Morgan, the wife of Seth Morgan, parties in interest, were present and while the property did not bring as much as your Commissioner had thought it would bring he does not know of any reason why the sale should not be confirmed.

The report of Bradford Kilby, Esq., Commissioner in Chancery, shows the fee simple value of the entire property to be about \$1800.00 and the annual value about \$100.00, but his report does not show that the property is worth subject to the widow's dower, which has been assigned to her by the aforesaid decree entered on the 6th day of April, 1914.

Very respectfully,

May 11, 1914.

James H. Corlitt

Special Commissioner.

*Exhibit "A"*

# Commissioner's Sale

OF

## VALUABLE PROPERTY NEAR SUFFOLK, VA.

By authority of a decree entered on the 6th of April, 1914, in the chancery cause of John W. Pedin, trading, etc. et al. vs. Ella J. Haslett et als, pending in the Circuit Court of Nansemond County, the undersigned will sell at public auction, to the highest bidder,

**In front of the Old Post Office, in Suffolk, Va.**

**On Saturday, April 25, 1914**

**AT 12 O'CLOCK M.**

The following described property, located in Nansemond County, Va., and of which T. K. Haslett, deceased, died seized and possessed:

FIRST. "Beginning at a point on the South side of the County road, the said point being the Northwest corner of that certain parcel of land assigned to the widow as dower, per plat; thence running from the said located point and along the South side of the said County road S. 56 degrees, 35 minutes. E. 530, 6 feet to a point; thence S. 62 degrees, 35 minutes E. 303 feet to a point on the South side of the County road, the said point being the Northeast corner of this parcel of land described; thence leaving the said County road and running S. 24 degrees, 35 minutes W. 612.2 feet to a point, the said point being the Southeast corner of this parcel of land described; thence N. 61 degrees, 03 minutes W. 890 feet to a big pine (now dead), the said big pine being the Southwest corner of this parcel of land described; thence N. 30 degrees, E. 396.2 feet to a point; thence N. 29 degrees, 40 minutes E. 247.2 feet to the point of beginning, and containing by actual survey 12.1 acres."

This parcel of land has been assigned to Ella J. Haslett, widow of the said T. K. Haslett, deceased, as her dower, and it is therefore, to be sold subject to said dower, and

SECOND. "All that certain tract of land described as follows: Beginning on the South side of the County road at the Northeast corner of that certain piece or parcel of land assigned to Ella J. Haslett as dower, and running thence from the said located point and along the South side of the County road S. 62 degrees, 35 minutes E. 502.7 feet to a point; thence S. 54 degrees, 55 minutes E. 391.5 feet to a point; thence S. 36 degrees, E. 434.2 feet to a point; thence S. 30 degrees, 15 minutes E. 224.8 feet to a point on the South side of the County road; thence leaving the said County road and running S. 83 degrees, 05 minutes W. 319.8 feet to a pine stump; thence S. 10 degrees, 10 minutes W. 427.3 feet to the center line of a run in a ravine or branch; thence Westwardly and following the various meanderings of the said center line of the run to a point where another run of a branch intersects the first run; thence Northwardly and following the various meanderings of the last mentioned center line of the run to a big pine tree (now dead), the said big pine being the Southwest corner of the parcel of land assigned to said Ella J. Haslett as dower; thence along the Southern line of that certain parcel of land assigned as dower S. 61 degrees, 03 minutes E. 890 feet to the Southeast corner of the parcel of land assigned as dower, thence along the Eastern line of the parcel of land assigned as dower N. 24 degrees, 35 minutes E. 612.2 feet to the point of beginning, and containing by actual survey 56.66 acres."

Both of these parcels of land will be sold, however, subject to a deed of trust, recorded in D. B. 43, page 381, from Thomas K. Haslett and Ella J. Haslett, his wife, to Robert W. Holland, Trustee, to secure to Job G. Holland the sum of \$700, on which there is now a balance due of \$200 with interest thereon from April 30, 1910; and the purchase price, so far as necessary, will be subjected to the satisfaction of this lien.

**TERMS**--One-third cash, one-third on a credit of twelve months, and the residue on a credit of two years from the day of sale, the credit installments to bear interest from the day of sale; taking from the purchaser bonds for the deferred payments, and the title to be retained until the further order of Court; with the right to the purchaser to pay the entire purchase price on the day of sale, if he so desires.

The sale is subject to confirmation by the Court.

APRIL 7, 1914.

**JAMES H. CORBITT, Special Commissioner.**

VIRGINIA--In the Clerk's Office of the Circuit Court of Nansemond County:

I, G. E. Bunting, Clerk of the Circuit Court of Nansemond County, Va., do certify that the bond required of James H. Corbitt as Special Commissioner under the decree of said Court entered on the 6th day of April, 1914, in the chancery cause pending in said Court between John W. Pedin, trading, etc. et al complainants, vs. Ella J. Haslett et als., defendants, has been executed with security deemed sufficient by me.

Given under my hand this 7th day of April, 1914.

G. E. BUNTING, Clerk.

4-1-1885

Commissioner's Sale

AVAILABLE PROPERTY

NEAR ROCKFORD, VA

On Saturday, April 25, 1885

at 10 o'clock A.M.

WILLIAM C. COMPTON, Auctioneer

IN THE CIRCUIT COURT OF  
NANSEMOND COUNTY, VIRGINIA .

John W. Pedin etc. et al.

v.

Ella J. Haslett et alts

- - - -

REPORT OF SPECIAL COMMISSIONER

1914 May 11th filed  
J.M.

JAMES H. CORBITT  
ATTORNEY AND COUNSELLOR AT LAW  
SUFFOLK, VIRGINIA

John W. Pedin, etc. et al.

Ella J. Haslett et als.

UPON CONSIDERATION WHEREOF, the Court doth approve and confirm the report of the said Special Commissioner, and it appearing to the Court that the property directed to be sold by decree entered in this cause on the 6th day of April, 1914, was advertised in accordance with the requirements of the aforesaid decree, that the sale was well advertised and was held on a day when the weather was good, and that C. B. Haslett, J. J. Haslett and Addie Morgan, parties in interest, were present, and by other parties in interest no objection being made to the consummation of the said sale, it is adjudged, ordered and decreed that the sale of the said property to H. Stuart Lewis for the sum of \$850.00 be, and the same hereby is, confirmed; and it appearing to the Court that the said H. Stuart Lewis desires to pay the entire purchase price in cash and to have a deed executed to him for the said property, it is adjudged, ordered and decreed, further, that, upon receipt by the said Special Commissioner of the said sum

of \$850.00, he execute to said H. Stuart Lewis or to whoever he may direct, a deed, with Special Warranty, conveying unto him the property of which T. K. Haslett died seized and possessed, subject to the dower therein of Ella J. Haslett, his widow.

And it is further adjudged, ordered and decreed that the said Special Commissioner shall disburse and distribute the said purchase price as follows:-

FIRST. He shall pay all costs and expenses of the sale.

SECOND. He shall pay to the Clerk of this Court all costs taxable in this suit, including \$20.50 to Bradford Kilby, Commissioner, of which \$15.00 is the fee allowed him for his report filed July 1, 1913, and the remaining \$5.50 of which is for the Sheriff of this county, for serving notices of the hearing before Commissioner Kilby; \$5.25 to B. J. Beale, \$4.00 to B. D. Jones, \$2.00 to E. F. Langstun, \$2.00 to J. E. Vincent, \$5.00 to Richard Marsh, for work done and services rendered in and about the assignment of dower to the widow, Ella J. Haslett, and \$37.80 to Geo. W. Nurney, Jr. for surveying the property mentioned in the bill and for making plats thereof; and \$ 50 to James H. Corbitt and W. P. Lipscomb, their attorneys' fee for conducting this suit.

THIRD. To the Treasurer of Nansemond County the sum of \$ 9 <sup>92</sup>/<sub>100</sub>, taxes due on said property for the year 1913; and the *pro-rated tax for 1914, to be computed to the date of delivery of Special Commissioner's deed to the purchaser.*

FOURTH. To <sup>^</sup>Job. G. Holland, the sum of \$200.00 with interest thereon from April 30, 1910, same being balance

due on a bond for \$700.00 signed by T. K. Haslett, dec'd. and Ella J. Haslett, his wife, payable to the said Job G. Holland, and secured by a deed of trust on the land mentioned in the bill in these proceedings.

FIFTH. And the balance of the said purchase price the Special Commissioner shall disburse and distribute equally between Addie Morgan, C. B. Haslett and J. J. Haslett, the heirs at law of the said T. K. Haslett, deceased, except, however, that the share of J. J. Haslett shall be applied toward the satisfaction of the following two judgments in their order, to-wit.

(A). A judgment in favor of Street and Corkran Co. for \$30.14 with interest thereon from the 1st day of Jan. 1909, till paid and \$2.45 costs, said judgment having been rendered June 23, 1909 and docketed July 29, 1909.

(B). A judgment, on instrument waiving Homestead Exemption, in favor of Leon Wallerstein, who sues as the surviving partner of Leon Wallerstein and J. J. Strause, trading as Strause Brothers and Co. for \$246.54 with interest thereon from May 19, 1909 till paid and \$8.45 costs, said judgment having been rendered July 29, 1909 and docketed Aug. 3, 1909;

both of which judgments were reported by Commissioner Kilby as lien debts of record against R. L. Smith and J. J. Haslett, trading as Smith and Haslett.

And this cause is continued for a further report of the said Special Commissioner of his proceedings hereunder.

J. W. Pedin, etc. et al.

vs. Chancery.

Ella J. Haslett et als.

Decree confirming  
report of Special Com-  
missioner and order-  
ing distribution of  
purchase price.

*Enter May 11. 1914*  
*Jas. L. W. Moore.*

*Entered in Chancery*  
*Order Book No. 4-*  
*Page 640*

W. P. LIPSCOMB  
ATTORNEY AT LAW  
SUFFOLK, VA.

IN THE CIRCUIT COURT OF HANSEMOND COUNTY, VIRGINIA.

John W. Pedin, etc., et al.

vs. In Chancery.

Ella J. Haslett et als.

This cause came on ~~again~~ this day, to be again heard on the papers formerly read, upon the report of Commissioner Bradford Kilby, filed July 1, 1913, and upon the report of B. D. Jones, J. E. Vincent, Z. T. Langstun and B. J. Beale, four of the Commissioners appointed by decree, entered in this cause on July 14, 1913, and filed March 25, 1914, to which reports there is no exception, and was argued by counsel for complainants.

ON CONSIDERATION WHEREOF, the Court doth approve and confirm the report of said last-mentioned Commissioners, filed March 25, 1914, as aforesaid, in which report the said Commissioners did assign and allot unto Ella J. Haslett, widow of T. K. Haslett, deceased, the property hereinbelow described, as and for her dower in the land in the bill mentioned, whereof said T. K. Haslett, deceased, was seized of an estate of inheritance during his marriage with the said Ella J. Haslett, the said dower being described as follows:-

"Beginning at a point on the south side of the County Road, the said point being the northwest corner of that certain parcel of land assigned to the widow as dower, per plat; thence running from the said located point and along the south side of the said County Road S. 56 degrees, 35 minutes E. 530.6 feet to a point; thence S. 62 degrees, 35 minutes E. 303 feet to a point on the south side of the County Road, the said point being the northeast corner of this parcel of land described; thence leaving the said County

Road and running S. 24 degrees, 35 minutes W. 612.2 feet to a point, the said point being the southeast corner of this parcel of land described; thence N. 61 degrees, .03 minutes W. 890 feet to a big pine (now dead), the said big pine being the southwest corner of this parcel of land described; thence N. 30 degrees, E. 396.2 feet to a point; thence N. 29 degrees, 40 minutes E. 247.2 feet to the point of beginning, and containing by actual survey 12.1 acres;"

attached to which said report is a plat showing the entire tract of land mentioned in the bill, as well as the parcel thereof which was assigned to the said Ella J. Haslett as dower.

And the Court, in confirming the aforesaid assignment of dower, doth adjudge and order that this decree be recorded in the current Deed Book in the Clerk's Office of this Court, and that the plat of the said property be recorded in the Plat Book in said Clerk's Office.

~~And the Court doth further adjudge and decree that the said Ella J. Haslett, widow of T.K. Haslett, deceased, as aforesaid, do pay unto George W. Murney, Jr. the sum of \$ \_\_\_\_\_? the same being her just part of the expense of surveying the land in question and of assigning unto her dower therein.~~

And it appearing unto the Court, from the report of Commissioner Bradford Kilby, filed July 1, 1913, that the real estate in the bill mentioned can not be conveniently divided in kind between the several parties entitled to share therein; that no party will take the entire property and pay therefor to the other parties such sums of money as their interests therein may entitle them to; and that the interest of those entitled to the said property will be promoted by a sale of the entire property, rather than an allotment of part and sale of the residue, the Court doth adjudge, order and decree that James H. Corbitt, who is hereby appointed a special commissioner for the purpose, do proceed, after having advertised the time, place and terms of

sale by hand-bills posted in conspicuous places in the city of Suffolk fifteen (15) days before the day of sale, to sell, at public auction, the following property of which said T. K. Haslett died seized and possessed:

FIRST. The above-described property which has been assigned unto the widow of T.K.Haslett as and for her dower, the said parcel of land to be sold subject to the dower therein of the said widow, Ella J. Haslett; and,

SECOND. All that certain tract of land described as follows:

Beginning on the south side of the County Road at the northeast corner of that certain piece or parcel of land assigned to Ella J. Haslett as dower, and running thence from the said located point and along the south side of the County Road S. 62 degrees, 35 minutes E. 502.7 feet to a point; thence S. 54 degrees, 55 minutes E. 391.5 feet to a point; thence S. 36 degrees, 15 minutes E. 434.2 feet to a point; thence S. 30 degrees, 15 minutes E. 224.8 feet to a point on the south side of the said County Road; thence leaving the said County Road and running S. 83 degrees, 05 minutes W. 319.8 feet to a pine stump; thence S. 10 degrees, 10 minutes W. 427.3 feet to the center line of a run in a ravine or branch; thence westwardly and following the various meanderings of the said center line of the run to a point where another run of a branch intersects the first run; thence northwardly and following the various meanderings of the last mentioned center line of the run to a big pine tree ( now dead), the said big pine being the southwest corner of the parcel of land assigned to said Ella J. Haslett as dower; thence along the southern line of that certain parcel of land assigned as dower S. 61 degrees, .03 minutes E. 890 feet to the southeast corner of the parcel of land assigned as dower; thence along the eastern line of the parcel of land assigned as dower N. 24 degrees, 35 minutes, E. 612.2 feet to the point of beginning, and containing by actual survey 56.66 acres;

both of said tracts of land being shown on plat attached to the report of the Commissioners assigning dower; upon the following terms, to-wit: one-third cash, one-third on a credit of twelve months, and the residue on a credit of two years from the day of

sale, the credit installments to bear interest from the day of sale; taking from the purchaser bonds for the deferred payments, and the title to be retained until the further order of Court; with the right to the purchaser to pay the entire purchase price on the day of sale, if he so desires.

But the said special commissioner , James H. Corbitt, shall receive no money under this decree until he shall have entered into bond, with a sufficient security, in the Clerk's Office of this Court, payable to the Commonwealth of Virginia, in the penalty of \$ 2500, and conditioned for the faithful discharge of his duties hereunder.

And the said special commissioner is directed to report his proceedings hereunder to the Court.

And this cause is continued.

John W. Pedin, etc.  
v.

Ella J. Haslett et als.

Decree Confirming  
Donor & Ordering Sale.

Entered April 6. 1914.

Jas. S. M. Moore.

Entered in Chancery  
Order Book No. 4  
Page 633

Recorded V. B. 78

Page 252

IN THE CIRCUIT COURT OF NANSEMOND COUNTY, VIRGINIA.

John W. Pedin , etc., et al.,

vs. In Chancery.

Ella J. Haslett et als.

Commissioners' Report on Dower.

To the Honorable Jas. L. McLemore, Judge of the said Court:-

The undersigned, who, by decree entered in the above cause on the 14<sup>th</sup> day of July, 1913, were appointed commissioners for the purpose of assigning and allotting to Ella J. Haslett, widow of T. K. Haslett, deceased, by metes and bounds, one equal third part in value of the land whereof the said T. K. Haslett died seized and possessed, as her dower therein, respectfully report as follows:-

Before assigning the widow her dower, your commissioners deducted from the value of the entire tract the sum of \$200.00 with interest thereon at the rate of 6 % per annum from April 30, 1910, in accordance with the said decree of July 14, 1913.

Your commissioners went upon the land in question, and, after due and careful deliberation, assigned to the widow what to the commissioners appeared to be a fair one-third thereof , in value; and, thereupon, pursuant to authority given the commissioners by the terms of the aforesaid decree, a competent surveyor, George W. Nurney, Jr., Esq., was employed to lay off the whole of said land and make a plat thereof, showing the entire tract and the part assigned to Ella J. Haslett as her dower therein.

The said plat is attached hereto and made a part hereof. The dower assigned to the widow is described as follows:-

Beginning at a point on the south side of the County Road, the said point being the northwest corner of that certain parcel of land assigned to the widow as dower. per plat: thence running from the said located point and along the south side of the said County Road S. 56 degrees, 35 minutes E. 530.6 feet to a point; thence S. 62 degrees, 35 minutes E. 303 feet to a point on the south side of the County Road, the said point being the northeast corner of this parcel of land described; thence leaving the said County Road and running S. 24 degrees, 35 minutes W. 612.2 feet to a point, the said point being the southeast corner of this parcel of land described; thence N. 61 degrees, 03 minutes W. 890 feet to a big pine (now dead), the said big pine being the southwest corner of this parcel of land described; thence N. 30 degrees E. 396.2 feet to a point; thence N. 29 degrees, 40 minutes E. 247.2 feet to the point of beginning, and containing by actual survey 12.1 acres.

Attached hereto is also the bill of the said surveyor, aggregating \$37.80, which should be taxed in the costs.

Your commissioners have expended the sum of \$5.00 for labor in cutting out the line of the survey, and ask that this item be also taxed in the costs in this cause.

And your commissioners respectfully ask that the Court  
allow them what, to the Court, may seem fit and proper, for their  
services in the premises.

Respectfully submitted,

B. D. Jones  
J. E. Vincent  
G. F. Langston  
B. J. Beale

Commissioners.

GENERAL CONSTRUCTION,  
SURVEYS, MAPS, PLATS, PLANS,  
PROFILES, ESTIMATES AND SPECIFICATIONS,  
CONFIDENTIAL EXAMINATIONS AND REPORTS,  
REALTY AND INDUSTRIAL DEVELOPMENT,  
MUNICIPAL IMPROVEMENT.

## BRINKLEY & NURNEY

ENGINEERS

MUNICIPAL BUILDING

R. H. BRINKLEY  
G. W. NURNEY, JR.

SUFFOLK, VA.      March 10th., 1914.

Thos. K. Haslett Estate,  
                                 Holland Va.

To Geo. W. Nurney Jr.

Civil Engineer .

1914.  
Feb.

To making survey of T. K. Haslett Estate, near Holland Va.  
Field Work-Office Work- Calculating Area- Descriptions-  
Map and six blue prints.  
Railroad expenses. Board and Lodging.  
Engineer and labor

\$ 37.80

GENERAL CONSTRUCTION,  
SURVEYS, MAPS, PLATS, PLANS,  
PROFILES, ESTIMATES AND SPECIFICATIONS,  
CONFIDENTIAL EXAMINATIONS AND REPORTS,  
REALTY AND INDUSTRIAL DEVELOPMENT,  
MUNICIPAL IMPROVEMENT.

BRINKLEY & NURNEY  
ENGINEERS  
MUNICIPAL BUILDING

R. H. BRINKLEY  
G. W. NURNEY, JR.

SUFFOLK, VA. May 9th., 1914.

EXPENSES ON HASLETT SURVEY. HOLLAND VA.  
To

George W/ Nurney Jr. Civil Engineer.

1914.

|          |                                              |                              |          |
|----------|----------------------------------------------|------------------------------|----------|
| Feb. 12. | Engineer                                     | Field Work.                  | \$ 6.00  |
|          | Labor                                        | " "                          | 4.00     |
|          | Livery                                       |                              | 2.50     |
|          | Board & Lodging                              |                              | 5.00     |
|          | Lunches.                                     |                              | 1.50     |
| Feb. 13  | Office Work.                                 | Plotting notes & Calculating |          |
|          |                                              | Area of both tracts.         | 6.00     |
| Feb. 14  | Making plat of survey                        | with tracing.                | 6.00     |
|          | Full descriptions and six blue prints of map |                              | 5.00     |
|          | R. R. Fare to Holland & Return               |                              | 1.80     |
|          |                                              |                              | -----    |
|          |                                              |                              | \$ 37.80 |

Pedin, etc., et al.

v.

Ella J. Hoslett et al.

---

Commissioner's Report on  
Dower.

---

Filed March 25-14  
S. J. Parker, DC.

W. P. LIPSCOMB  
ATTORNEY AT LAW  
SUFFOLK, VA

In the Circuit Court of Nansemond County, Virginia.

July term, 1913.

John W. Pedin, trading as J. W. Pedin & Co. and Leon Wallerstein, who sues as the surviving partner of Leon Wallerstein and J. J. Strause, trading as Strause Brothers & Co., etc.

vs.

Ella J. Haslett, C. B. Haslett, Christabell Haslett, R. L. Smith & J. J. Haslett, trading as Smith & Haslett, J. J. Haslett, Julia Haslett, Addie Morgan, Seth Morgan, Job G. Holland and Robt. W. Holland, Trustee.

This cause came on this day, to be again heard upon the papers formerly read, and upon the report of Commissioner Bradford Kilby, filed July 1, 1913, to which report there is no exception, and was argued by counsel.

Upon consideration whereof, the court doth approve and confirm the said report, and, it appearing from the report of the said Commissioner that all parties interested in the land in the bill mentioned, of which T. K. Haslett died seized and possessed, desire that the dower of Ella J. Haslett, widow of the said T. K. Haslett, deceased, be assigned to her, the court doth, ~~furkherx~~ adjudge, order and decree that J. E. Vincent, B. J. Beale, J. I. Langston, Luther Rawls and Brock D. Jones, who are hereby appointed commissioners for the purpose, any three or more of whom may act, do go upon the land in the bill and proceedings mentioned, of which the late T. K. Haslett was seized of an estate of inheritance during his marriage with the said Ella J. Haslett, <sup>and assign and allot to the said Ella J. Haslett,</sup> widow of the said T. K. Haslett, by metes and bounds, one equal third part

in value of the said land as her dower therein, and, if for the proper performance of their duties under this decree it should become necessary, in the opinion of the said commissioners, who shall act hereunder, they are authorized and directed to employ a competent surveyor, who shall lay off the said land, or such part thereof as may be necessary, and make a plat thereof.

And the said commissioners are directed, before assigning the widow her dower, to deduct from the value of the entire tract of land, as ascertained by them, the sum of \$200.00 with interest thereon at the rate of 6 per centum per annum from April 30, 1910, same being balance due on a certain bond for \$700.00 dated January 1, 1899, executed by the said T. K. Haslett, deceased, and Ella J. Haslett, his wife, and payable to Job G. Holland on demand, (same being now held by <sup>Mrs.</sup> Addie Morgan, one of the heirs-at-law of the late T. K. Haslett), the said bond being secured by a deed of trust on the land in the bill mentioned, executed by the said T. K. Haslett, now deceased, and his wife, Ella J. Haslett.

And the said commissioners are directed to report their proceedings hereunder to the court.

---

J. W. Pedin, etc.

vs.

Ella J. Haslett et als.

Decree Appointing Commis-  
sioners to Assign Dower.

Enter July 14. 1913.

John L. Moore.

Entered in Chancery  
Order Book No. 4.  
Page 588.

To John W. Pedin, trading as J.W. Pedin and Co. and Leon Wallerstein who sues as the surviving partner of Leon Wallerstein and J.J. Strause trading as Strause Brothers and Co. Complainants.

and  
Ella J. Haslett, C.B. Haslett, Christabell Haslett, R.L. Smith and J. J. Haslett, trading as Smith and Haslett, J.J. Haslett, Julia Haslett, Addie Morgan, Seth Morgan, Job G. Holland, and Robt. W. Holland, Trustee, Defendants.

You are hereby notified that on the <sup>June</sup>5 day of ~~May~~ 1913, at my office in Suffolk, Va. (at which time and place you are required to attend), I shall take, state and settle the following accounts which are to be taken, stated and settled and reported to court in pursuance of the decree of the Circuit Court of Nansemond County rendered on the 13th. day of May 1913 in the suit in chancery pending in said court to which you are parties plaintiff and defendant, to-wit:

- (1) Whether or not all parties in interest are properly before the court in this cause.
- ✓ (2) Whether the real estate in the bill mentioned can be conveniently divided in kind between the several parties entitled to share therein.
- ✓ (3) If the same can not be conveniently divided in kind, whether any party will take the entire property and pay therefor to the other parties such sums of money as their interests therein may entitle them to.
- ✓ (4) And if the same can not be conveniently divided in kind, and if no party will take the entire property and pay the others for their shares, whether the interest of those entitled to the said property or to its proceeds, will be promoted by a sale of the entire property, or by an allotment of part and sale of the residue.
- (5) Whether there are any delinquent taxes on the said land, or any other liens against the same, and if so, what is due thereon.
- (6) Whether all parties interested desire to commute the dower interest of Ella J. Haslett, widow of T.K. Haslett, in said estate and to have paid over to her the cash value thereof or whether it is the desire that the said dower be assigned to said Ella J. Haslett.
- (7) An account of the lien debts of record against R.L. Smith and J.J. Haslett, trading as Smith and Haslett, and of J.J. Haslett, together with their priorities.
- (8) An account of the real estate of which the said J.J. Haslett is seised and possessed, or in which he is in any way interested, together with the annual and fee-simple value thereof.
- (9) Whether or not the rents and profits arising from the said real estate will pay the lien debts against the same within 5 years.
- (10) Whether there are any delinquent taxes upon the said property of the said J.J. Haslett or other liens against the same.
- (11) Any other matter deemed pertinent by the commissioner or required to be stated by any interested party.

Given under my hand as Commissioner in Chancery of said Court the 23rd. day of May 1913.

*Bradford Kilby*  
Commissioner in Chancery.

*Sheriff's fees \$5.50*

Executed this 29<sup>th</sup> day of May by delivering a true copy  
of the within notice to Ella J. Haslett - C B Haslett -  
Christobel Haslett - R L. Smith - J. J. Haslett, residing at  
Smith & Haslett, near J. J. Haslett in the City of Suffolk

W E Broughtley  
by H B Broughtley

Executed this 31<sup>st</sup> day of May by delivering a true copy  
of the within notice to Julia Haslett - Addie Morgan  
John Morgan for J. Holland <sup>and</sup> Robt. W. Holland, Linc.  
in the County of Hampshire

H B Broughtley  
Shuff

J. W. Peden et al

v.

Ella Haslett et al

Commissioners Notice

Original

5/24/1913.

We hereby accept legal and  
sufficient service of the within  
notice.

M. P. J. & Co., of Counsel  
for complainants.

John W. Pedin, trading as J. W. Pedin & Company,  
and Leon Wallerstein, who sues as the surviving  
partner of Leon Wallerstein and J. J. Strause,  
trading as Strause Brothers & Company, who sue  
for themselves and such <sup>other</sup> lien creditors of  
R. L. Smith and J. J. Haslett, trading as  
Smith and Haslett, or of J. J. Haslett, etc. Complainants.

vs.

Ella J. Haslett, C. B. Haslett, Christabell  
Haslett, R. L. Smith and J. J. Haslett,  
trading as Smith & Haslett, J. J. Haslett,  
Julia Haslett, Addie Morgan, Seth Morgan,  
Job G. Holland and Robt. W. Holland,  
Trustee, Defendants.

This day this cause came on to be heard upon the  
bill and exhibits filed, said bill being taken for confessed  
as to all the defendants, they having been duly served with  
process and still failing to appear and plead, answer or de-  
mur to the said bill, 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 enquire into and report to Court:

(1). Whether or not all parties in interest are  
properly before the Court in this cause.

(2). Whether the real estate in the bill men-  
tioned can be conveniently divided in kind between the sev-  
eral parties entitled to share therein.

(3). If the same cannot be conveniently divided  
in kind, whether any party will take the entire property and  
pay therefor to the other parties such sums of money as  
their interests therein may entitle them to.

(4). And, if the same cannot be conveniently divi-  
ded in kind and if no party will take the entire property  
and pay the others for their shares, whether the interest  
of those who are entitled to the said property, or to its

proceeds, will be promoted by a sale of the entire prop-

erty, or by an allotment of part and sale of the residue.

(5). Whether there are any delinquent taxes on said land; or any other liens against the same, and, if so, what is due thereon.

(6). Whether all parties interested desire to commute the dower interest of Ella J. Haslett, widow of T. K. Haslett, deceased, in said estate and to have paid over to her the cash value thereof; or whether it is desired that the said dower be assigned to said Ella J. Haslett.

(7). An account of the lien debts of record against R. L. Smith and J. J. Haslett, trading as Smith & Haslett, and of J. J. Haslett, together with their priorities.

(8). An Account of the real estate of which the said J. J. Haslett is seized and possessed, or in which he is in any way interested, together with the annual and fee simple value thereof .

(9). Whether or not the rents and profits arising from the said real estate will pay the lien debts against the same within five (5) years.

(10). Whether there are any delinquent taxes upon the said property of the said J. J. Haslett, or other liens against the same.

(11). Any other matter deemed pertinent by the commissioner, or required to be stated by any interested party.

J. W. Pedin, Jr.  
v.  
Ella J. Haslett.

Decree of Reference.

Enter May 13, 1913.  
James L. McLenore.

Entered in Chancery  
Order Book No. 4.  
Page 576-

Virginia:

In the Circuit Court for the county of Nansemond - July Term, 1909.

Leon Wallerstein who sues as the surviving  
partner of Leon Wallerstein & J. J. Strause, trading as  
Strause Brothers & Co. Plaintiff

Action of

Rebt on  
Negotiable Note.

versus  
L. Smith and J. J. Haslett, trading as Defendants  
Smith & Haslett,  
Judgment in favor of the Plaintiff against the Defendant & for the

sum of Two hundred forty-six & fifty-four

\$ 246.54

With interest thereon at the rate of six per centum per annum, from

\$

May 19, 1909,

until payment.

\$

Subject to credit, viz:

And the cost of suit,

\$

8.45

A FIERI FACIAS issued from the Clerk's office of said court on the 3<sup>rd</sup> day of Aug., 1909  
returnable to the 2<sup>nd</sup> October Rules thereafter, directed to the Sheriff of the Co. of

Nansemond who hath made return thereon in the words and figures following, to-wit: I can find

no property to satisfy the within Judgment or any part thereof.

This Judgment was duly docketed in the Clerk's Oct-18<sup>th</sup> - 1909 - A. H. Baker, Sheriff.

Teste:

office of the Circuit Court of the County

of Nansemond on the 3<sup>rd</sup> day of Aug., 1909.

Judgment Docket No. 3 Page 124

J. E. Bunting Clerk.

By S. J. Parker, H.C.

J. E. Bunting, Clerk.

By S. J. Parker, H.C.

Jas. H. Corlitt, p.g.

Leon Wallerstein who  
sues as the surviving  
partner of Leon Wallerstein  
& J. J. Strause, trading as  
Strause Bros. & Co.

vs.

ABSTRACT OF  
JUDGMENT.

L. Smith & J. J. Harlett  
trading as Smith &  
Harlett.

Exhibit "B."

---

Virginia:

Before E. G. Privott, a Justice of the Peace for City of Suffolk, Va. - July 5-11  
~~In the Circuit Court for the county of~~ ~~Tax, 1911~~  
John W. Pedin, trading as J. W. Pedin & Company, Plaintiff

~~Plaintiff~~

Action of

versus

R. L. Smith and J. J. Haslett, trading as Smith and  
Haslett,

Defendant s

Judgment in favor of the Plaintiff against the Defendants for the  
sum of Sixty-four dollars and forty-four cents

\$ 64.44

With interest thereon at the rate of six per centum per annum, from  
Feb. 26, 1910, until payment.

\$

\$

~~Subject to credit viz:~~

And the cost of suit,

\$

2.95

~~A Fieri Facias issued from the Clerk's office of said court on the day of 1911  
returnable to the thereafter, directed to the of the of  
who hath made return thereon in the words and figures following to-wit:~~

An abstract

from This Judgment was duly docketed in the Clerk's

office of the Circuit Court of the County

of Nanse on the 2nd day of April, 1913

Judgment Docket No. 3 Page 191

Teste :

G. L. Bunting, Clerk

By S. J. Parker, Deputy Clerk.

G. L. Bunting, Clerk.

By S. J. Parker, D. C.

p. q.

John W. Pedin, trading as

J.W. Pedin & Co.

vs.

} ABSTRACT OF  
JUDGMENT.

R.L. Smith & J.J. Haslett,

trading as Smith & Haslett

Exhibit "A."

Virginia,

Circuit Court for the County of Nansemond, to-wit:

J.W. Pedin et als. }

v. }

In chancery.

Ella J. Haslett et als. }

Commissioner's office,

Suffolk, Va. June 30th. 1913.

To Honorable James L. McLemore, Judge of the Circuit Court for the County of Nansemond:

In pursuance of the decree of the Circuit Court for the County of Nansemond pronounced on the 13th. day of May 1913 in the suit in chancery pending in said court between J.W. Pedin et als., Complainants, and Ella J. Haslett et als. Defendants, the undersigned Bradford Kilby, one of the Commissioners in Chancery of said Court, respectfully reports as follows:

That on the 23rd. day of May 1913, your commissioner gave notice to the parties to the said suit that he would proceed on the 5th. day of June 1913, at his office in Suffolk, Va. to make the several inquiries required by said decree to be made by one of the commissioners in chancery of said court.

That sufficient and legal service of the notice was duly served on some of the parties to said suit and accepted by others, as will appear from the original of said notice herewith returned, showing proper endorsements to that effect.

That on the 27th. day of June 1913, to which date the taking of said inquiries was duly adjourned, your commissioner took the depositions of John L. Gay, W.A. King, A.T. Holland, C.B. Haslett, Ella J. Haslett, and J.J. Haslett, which depositions are herewith returned.

That from the testimony of said witnesses and from information otherwise obtained, your commissioner reports as follows:

(1)

All parties in interest are properly before the court in this cause.

(2)

The real estate in the bill mentioned can not be conveniently divided in kind between the several parties entitled to share therein.

(3)

No party will take the entire property and pay therefor to the other parties such sums of money as their interests therein may entitle them to.

(4)

The interest of those entitled to the said property will be promoted by a sale of the entire property, rather than an allotment of part and sale of the residue.

(5)

There are no delinquent taxes on the said land in the bill mentioned.

The following deed of trust on the land on the land in the bill mentioned is recorded in Deed-book No.43, page 381 in Nansemond County Clerk's office: viz. a deed of trust from Thomas K. Haslett and Ella J. Haslett, his wife, to Robert W. Holland, Trustee, to secure to Job G. Holland the sum of \$700., evidenced by a bond for that sum, executed by said Thomas K. Haslett and Ella J. Haslett, his wife, and payable to said Job G. Holland on demand. Said deed of trust and bond are dated Jan. 1st. 1899. Mrs. Anne Morgan now holds said bond by assignment, and the balance due thereon is \$200. with interest on said \$200. from April 30, 1910.

(6)

All parties interested desire that the dower of said Ella J. Haslett be assigned to her, and not commuted.

(7)

The following are the lien debts of record against R.L. Smith and J.J. Haslett, trading as Smith and Haslett:

\* (1) A judgment in favor of Street and Corkran Co. for \$30.14 with interest thereon from the 1st day of Jan. 1909, till paid and \$2.45 costs. Rendered June 23, 1909, and docketed July 29, 1909.

(2) A judgment <sup>on instrument waiving homestead exemption</sup> in favor of Leon Wallerstein who sues as the surviving partner of Leon Wallerstein and J.J. Strause, trading as Strause Brothers and Co. for \$246.54 with interest thereon from 19th. of May 1909, till paid and \$8.45 costs. Rendered July 29th. 1909, docketed Aug. 3, 1909.

(3) A judgment in favor of the De-Haven Dawson Co. for \$53.22 with interest thereon from the 31st. day of October 1908 till paid and \$2.45 costs, Rendered June 23, 1909 and docketed Nov. 11, 1909.

(4) A judgment in favor of J.W. Pedin, trading as J.W. Pedin and Co. for \$64.44 with interest thereon from Feb. 26, 1910 till paid and \$2.95 costs. Rendered and docketed April 2, 1913. \*

(5) In Deed-book No. 65, page 473, in Nansemond County Clerk's office is recorded a deed of assignment dated June 22, 1909, and admitted to record on June 23, 1909, from R.L. Smith and J.J. Haslett, partners trading as Smith and Haslett, to S.E. Everett, Trustee for benefit certain creditors, among them being the four judgment creditors listed above. Said deed transferred all the stock of merchandise owned by said firm. The trustee has not yet filed an account of his transactions with the Commissioner of Accounts.

(8)

J.J. Haslett owns an one-third undivided fee-simple interest subject to the dower of his mother, Ella J. Haslett, in the following real estate:

) All that tract of land in Holy Neck District in the County of Nansemond and State of Virginia, known as the Cross or O'Berry farm, containing ninety acres, more or less, and bounded by the lands of P.H. Butler, Swepton Faulk, dec'd., Wm.C. Hare, and Jas.R. Jones, dec'd., and being the same land which by deed dated 1st. Jan. 1899, and recorded in Deed-book No. 42, page 201 in Nansemond County Clerk's office, Virginia, was sold and conveyed to T.K. Haslett (father of

J.J. Haslett), by Job G. Holland and wife.

The fee-simple value of this tract is about \$1800., and the annual value about \$100.

(9)

The rents and profits arising from said real estate will not pay the lien debts against the same within five years.

(10)

There are no delinquent taxes against the said real estate in which said J.J. Haslett is interested. The other liens against the interest of said J.J. Haslett in said real estate have been listed above.

(11)

There is no other matter deemed pertinent by your commissioner or required to be stated by any interested party.

Respectfully submitted this 30th. day of June 1913.

*Bradford Kilby*

Commissioner in Chancery.

Commissioner's fee: \$15.

Sheriff's fees  $\frac{5.50}{\$20.50}$

your commissioner deems it pertinent to add that J. J. Haslett died leaving very little personal property. What he did leave was sold by his heirs, and his funeral expenses and doctor's bill paid from the proceeds. After these charges were paid, there remained a balance of fifty-two (\$52.) dollars which was given to Ella J. Haslett, his widow. Mrs. Ella J. Haslett still has this sum of money intact.

*Bradford Kilby,*

Commissioner in Chancery.

John L. Gay, being duly sworn, deposes as follows:

Q. What is your name, age, residence, and occupation, do you know all the parties who are interested in the land in the bill mentioned in this cause, and are all such parties before the court?

A. John L. Gay, 54 years, lumber business, Suffolk, Va. I know all the parties and they are all before the court in this cause. They are Ella J. Haslett, widow of T.K. Haslett, 64 years old, and her three children C.B. Haslett, J.J. Haslett, and Mrs. Addie L. Morgan, all of whom are adults. Julia Haslett is the wife of J.J. Haslett, Christabell Haslett is the wife of C.B. Haslett, and Seth Morgan is the husband of Mrs. Addie L. Morgan. Mrs. Ella J. Haslett has no other children than those named above.

And further this deponent saith not.

W.A. King, being duly sworn, deposes as follows:

What is your name, age, residence, occupation, and are you well acquainted with the land mentioned in the bill in this cause?

A. W.A. King, Treasurer of Suffolk, formerly Deputy Treasurer of Nansemond County, age, 60 years, residence in Suffolk, I know the land well, have passed it frequently.

Q. What in your opinion is the fee-simple and annual value of it?

A. Fee-simple value about \$2000. Annual value about \$100.

Q. Could it be conveniently divided in kind, or part allotted and the balance sold?

A. No. It is too small a farm, only about 90 acres. The buildings are situated in the far North-west corner of farm, and only about 35 acres are cleared. It would decrease its value greatly to divide it up, especially after assigning the widow, her dower.

And further this deponent saith not.

A.T. Holland, being duly sworn, deposes as follows:

Q. What is your name, age, residence, occupation, and are you well acquainted with the land in the bill mentioned in this cause?

A. A.T. Holland, 53 years, peanut business, residence Suffolk, I know the land well.

Q. What in your opinion is the fee-simple and annual value thereof?

A. Fee-simple about \$1800. Annual \$100. to \$125.

Q. Could it be conveniently divided in kind? or part allotted and balance sold?

A. No. It could not be divided without damaging the whole value. After widow's dower is assigned, the small divisions would not sell to advantage. There are three heirs.

Q. Would the interest of all parties be promoted by selling the entire tract rather than dividing it?

A. I think so.

And further this deponent saith not.

C.B. Haslett, being duly sworn deposes as follows:

Q. What is your name, age, residence, occupation, and are you one of the heirs interested in this land?

A. C.B. Haslett, 39 years, residence Suffolk, police officer. I am one of the heirs interested in the land.

Q. Are all the parties interested before the court in this case?

A. Yes.

Q. Do any of the heirs wish to buy the interests of all the others in the said land?

A. I do not, and I know the others do not.

Q. Could the land be conveniently divided in kind?

A. No. It would put it in mighty bad shape to do that.

Q. Do the heirs wish to have the widow's dower assigned to her or commuted?

A. They wish it assigned to her.

And further this deponent saith not.

Ella J. Haslett, being duly sworn, deposes as follows:

Q. What is your name, age, residence, occupation, and are you the widow of T.K. Haslett?

A. Ella J. Haslett, age 64 years on 13th. of October 1912., I reside in Suffolk with my son, I am the widow of T.K. Haslett.

Q. Do you wish your dower interest in the land of which your husband died seised assigned to you or commuted?

A. I want it assigned to me.

And further this deponent saith not.

J.J. Haslett, being duly sworn, deposes as follows:

Q. What is your name, age, residence, occupation and what is your interest in the land mentioned in this case?

A. J.J. Haslett, 35 years, residence Suffolk, occupation insurance business. I have an one-third undivided fee-simple interest in the land, subject to my mother's dower.

Q. Do you own or have any interest in any other real estate?

A. No.

And further this deponent saith not.

---

J. W. Pedin et als.

v. } In Chancery

Ella J. Haslett et als

---

Report of Bradford Kilby  
Commissioner in Chancery  
under decree of May 13.

1913.

---

Filed July 1, 1913

U. S. District Court  
Clerk

---

IN THE CIRCUIT COURT FOR THE COUNTY OF NANSEMOND, VIRGINIA.

JOHN W. PEDIN ETC. ET AL.,

v.

DECREE.

ELLA J. HASLETT ET ALS.

This cause came on this day to be again heard upon the papers formerly read and upon the report of James H. Corbitt, Special Commissioner, this day filed and was argued by counsel.

Upon consideration whereof the court doth approve and confirm the report of the said Special Commissioner showing receipts and disbursements by him as follows:

|    |                                                                                                        |                 |                 |
|----|--------------------------------------------------------------------------------------------------------|-----------------|-----------------|
| To | Purchase price of land sold,.....                                                                      | \$850.00        |                 |
| By | Commissions due Special Commissioner, ..                                                               | \$26.00         |                 |
| "  | Paid for deed to purchaser,.....                                                                       | 10.00           |                 |
| "  | Paid for hand bills for advertising,..                                                                 | 2.75            |                 |
| "  | Paid auctioneer,.....                                                                                  | 5.00            |                 |
| "  | Premium on bond Special Commissioner, ..                                                               | 10.00           | 53.75           |
|    |                                                                                                        |                 | <u>\$796.25</u> |
| By | Paid Court costs taxed by Clerk,.....                                                                  | \$48.25         |                 |
| "  | Paid B. J. Beale,.....                                                                                 | 5.25            |                 |
| "  | Paid B. D. Jones,.....                                                                                 | 4.00            |                 |
| "  | Paid Z. F. Langston,.....                                                                              | 2.00            |                 |
| "  | Paid J. E. Vincent,.....                                                                               | 2.00            |                 |
| "  | Paid Richard March,.....                                                                               | 5.00            |                 |
| "  | Paid George W. Nurney, Jr., for survey, ..                                                             | 37.80           |                 |
| "  | Paid attorneys fee allowed by court, ..                                                                | \$50.00         | 154.30          |
|    |                                                                                                        |                 | <u>\$641.95</u> |
| By | Paid 1913 taxes,.....                                                                                  | 9.92            |                 |
| "  | paid 1914 taxes, (\$9.46, prorated to June 1)                                                          | 3.94            | 13.86           |
|    |                                                                                                        |                 | <u>\$628.09</u> |
| By | Paid Addie Morgan, Assignee of Job G. Holland<br>for bond secured by deed of trust:<br>Principal,..... | \$200.00        |                 |
|    | Int. from 4/30/10 to 6/30/14,.....                                                                     | 50.00           | 250.00          |
|    |                                                                                                        |                 | <u>\$378.09</u> |
| By | paid 1/3 to Addie Morgan,.....                                                                         | \$126.03        |                 |
| "  | paid 1/3 to C. B. Haslett,.....                                                                        | 126.03          | 252.06          |
|    |                                                                                                        |                 | <u>\$126.03</u> |
|    | For judgment creditors of J.J. Haslett:                                                                |                 |                 |
| By | Paid Judgment Street & Cochran Co.<br>Principal,.....                                                  | \$30.14         |                 |
|    | Int. 1/1/09 to 6/30/14, ..                                                                             | 9.94            |                 |
|    | Costs,.....                                                                                            | 2.45            | \$ 42.53        |
| By | on Paid judgment Straus Bros. & Co.                                                                    | 83.50           |                 |
|    |                                                                                                        | <u>\$126.03</u> | <u>\$126.03</u> |

And it appearing to the Court that there is nothing further to be done in this cause it is ordered that the same be removed from the docket.

TO THE CLERK OF THE COURT  
AT THE CITY OF NEW YORK

DAVID M. HARRIS, JR.

DAVID M. HARRIS, JR.

FILED

IN THE CIRCUIT COURT OF  
NANSEMOND COUNTY, VIRGINIA.

---

JOHN W. PEDIN, ETC. ET AL.,

v.

ELLA J. HASLETT, ET ALS.

---

DECREE.

*Enter Jan 13. 1917*  
*J. L. Moore*  
*Order Book #5-*  
*Page 84*

TO THE HONORABLE JAMES L. McLEMORE, JUDGE OF THE CIRCUIT COURT  
OF NANSEMOND COUNTY, VIRGINIA:

John W. Pedin, trading as J. W. Pedin & Company, and Leon Wallerstein, who sues as the surviving partner of Leon Wallerstein and J. J. Strause, trading as Strause Brothers & Company, who sue for themselves and such other lien creditors of R. L. Smith and J. J. Haslett, trading as Smith & Haslett, *and as shall come in, take part in and share the costs of this suit,* of J. J. Haslett, <sup>A</sup> complaining show unto the Court the following facts:

That on the 5th day of July, 1911, before E. G. Privott, a Justice of the Peace for the City of Suffolk, Virginia, John W. Pedin, trading as J. W. Pedin & Company, recovered judgment against R. L. Smith and J. J. Haslett, trading as Smith & Haslett for the sum of Sixty-four Dollars and forty-four cents (\$64.44), with interest thereon from the 26th day of February, 1910 until paid and \$2.95 costs, the abstract of which judgment is herewith filed marked Exhibit "A" and prayed to be read as a part of this bill; that no part of said judgment has ever been paid; that an abstract of said judgment rendered by the said Justice of the Peace was duly docketed on the 2nd day of April, 1913 in the Clerk's Office of the Circuit Court of Nansemond County;

That on the 29th day of July, 1909, in the said Circuit Court of Nansemond County, Leon Wallerstein who sues as the surviving partner of Leon Wallerstein & J. J. Strause, trading as Strause Brothers & Company, recovered judgment against L. Smith and J. J. Haslett, trading as Smith & Haslett, on an instrument waiving Homestead Exemption, for the sum of Two Hundred and Forty-six Dollars and Fifty-four cents (\$246.54), with interest thereon from the 19th day of May, 1909 until paid and \$8.45 costs, the abstract of which judgment is here-

with filed marked Exhibit "B" and prayed to be read as a part of this bill; that, save and except ~~the~~ the sum of \$76.00 which was paid on the 7th day of March, 1910, no part of said judgment has ever been paid; that said judgment was duly docketed on the 3rd day of August, 1909 in the Clerk's Office of the Circuit Court of Nansemond County;

The records of the said Clerk's Office show that other judgments in favor of other parties have also been recovered against the said R. L. Smith and J. J. Haslett, trading as Smith & Haslett, which said judgments are apparently not marked satisfied;

That T. K. Haslett, father of said J. J. Haslett, was in his life time seized and possessed of certain real estate lying in the County of Nansemond, Virginia, which he acquired by virtue of a certain deed of bargain and sale executed by Job G. Holland and Nannie J. Holland, his wife, on the 1st day of January, 1899, and recorded in the Clerk's Office of Nansemond County in D. B. #42, page 201, the said property being described in the said deed as follows:

"All that tract of land in Holy Neck District of the aforesaid county and state, on which Wm. H. Howell, a tenant, has resided for the last two years and known as the Cross or Henry O'berry farm, containing ninety acres, more or less, embracing the whole of the said tract hereby sold in gross and bounded by the lands of P. H. Butler, Swepton Faulk, dec'd., Wm. C. Hare and Jas. R. Jones, dec'd. estate",

M. J. O'berry, Eddie F. Marshall, J. Lloyd Savage, Sallie M. Savage, R. A. Marshall J. W. O'berry and Anna E. O'berry having conveyed unto the said T. K. Haslett whatever interest they had in said property by deed dated the 11th of March, 1899 and recorded in D. B. #42, page 398 in said Clerk's Office; and being so seized and possessed, the said T. K. Haslett on or about the \_\_\_\_\_ day of \_\_\_\_\_, 1913 died intestate, leaving a widow, Ella J. Haslett, and two sons, C. B.

Haslett and J. J. Haslett, and one daughter, Addie Smith (now Morgan), his only children and heirs at law; that C. B. Haslett has a wife now living, to-wit, Christabell Haslett; J.J. Haslett, likewise, has a wife now living, to-wit, Julia Haslett, and Addie Smith (now Morgan) has a husband now living, to-wit, Seth Morgan;

That the said T. K. Haslett and Ella J. Haslett, on the 1st day of January 1899, executed a Deed of Trust to Robt. W. Holland, Trustee, to secure a debt of \$700.00, with interest, payable to Job G. Holland, which said Deed of Trust is recorded in D. B. #43, page 381;

Your complainants aver that their judgments are liens upon the interest of J. J. Haslett, as one of the three children and heirs at law of T. K. Haslett, dec'd., in the above-described property; that the said real estate is, as complainants believe, susceptible of partition among the parties entitled thereto; but, should the property not be divisible in kind, complainants believe, and here state, that the interests of those who are entitled to the said real estate, or its proceeds, will be promoted by a sale of the whole, or by an allotment of part and a sale of the residue;

Complainants aver and charge, further, that, should the said real estate be divided in kind among the parties entitled thereto, the rents and profits arising from so much thereof as might be allotted to said J. J. Haslett by such division in kind, will not in five (5) years satisfy the judgments which are liens upon the same, and that complainants are, therefore, entitled to have the interest of him, the said J. J. Haslett, which might arise from said division of the property, sold to satisfy their own and the other liens thereon; and that, if it should eventuate that the interests of those who are enti-

tled to the said real estate will be promoted by a sale of the whole thereof, then your complainants are entitled to have the interest of said J. J. Haslett in the proceeds of said sale applied to their liens and to the other liens thereon.

In consideration whereof, complainants pray that the said R. L. Smith and J. J. Haslett, trading as Smith & Haslett, J. J. Haslett, Ella J. Haslett, C. B. Haslett, Christabell Haslett, Julia Haslett, Addie Morgan, Seth Morgan, Job G. Holland and Robt. W. Holland, Trustee, be made defendants to this bill and required to answer the same, but not on oath, the oath being expressly waived; that proper process issue; that all proper orders and accounts be directed and taken; that the lien creditors of the said R. L. Smith and J. J. Haslett, trading as Smith & Haslett, and of J. J. Haslett be convened before a master commissioner in chancery of this court; that the lien debts of the said R. L. Smith and J. J. Haslett, trading as Smith & Haslett, and of J. J. Haslett be ascertained and the amounts thereof and their order of priority of lien be established; that the said real estate, herein before described, be divided between the parties entitled thereto according to their respective rights; that, if said real estate be divided among the parties entitled thereto and it should appear that the rents and profits of the interest therein of J. J. Haslett arising from such division will not in five (5) years pay the judgments which are liens upon the same, said interest of J. J. Haslett in said division, or so much thereof as will suffice to satisfy the liens thereon and the costs of suit and sale, be sold and the proceeds thereof applied to the payment of the said costs and liens; that, if such rents and profits will suffice, the said land, allotted to said J. J. Haslett by such division, if the same be effected, be rented out and the rents

and profits thereof be applied to the said liens until they are fully satisfied; or, if the said real estate cannot be divided in kind and should be sold as a whole, that the interest of J. J. Haslett in the proceeds thereof be applied to the said liens until they are, as far as possible, satisfied; and that all such other further and general relief may be given as in the premises is just and right.

And notice is hereby given that the Court will be requested to allow counsel for complainants a reasonable fee for services in prosecuting this suit.

And your complainants will ever pray, etc.

James H. Conbill and W. P. Lifscorn, p. q.

John W. Pedin, trading as  
J. W. Pedin & Co., etc.

V.

R. L. Smith & J. J. Hoskett,  
Trading as Smith &  
Hoskett, et als.

---

Bill -

Filed Apr. 21, 1913

G. E. Bunting,  
Clerk.

W. P. LIPSCOMB  
ATTORNEY AT LAW  
SUFFOLK, VA.

CIRCUIT COURT

Second Monday in January, March, May  
July and October

HON. JAMES L. McLEMORE, Judge  
GEO. E. BUNTING, Clerk  
J. U. BURGESS, Commonwealth's Attorney  
ALEX. H. BAKER, Sheriff  
C. R. FULGHAM, County Treasurer  
LEE BRITT, Commissioner of Accounts

Nansemond County Clerk's Office

SUFFOLK, VA.,

RULE NOTES:

John W. Pedin, trading as J. W. Pedin & Company and Leon Wallerstein, who sues as the surviving partner of Leon Wallerstein and J. J. Strause, trading as Strause Brothers & Company, who sue for themselves and such other lien creditors of R. L. Smith and J. J. Haslett, trading as Smith and Haslett or of J. J. Haslett, etc.

Vs. In chancery.

Ella J. Haslett, C. B. Haslett, Christabell Haslett, R. L. Smith and J. J. Haslett trading as Smith and Haslett, J. J. Haslett, Julia Haslett, Addie Morgan, Seth Morgan, Job C. Holland and Robt. W. Holland, Trustee

Process issued April 14th, 1913, returnable Secon April Rules, Third Monday, 1913.  
April 21, 1913.

*Process returned executed. Bill filed & decree nisi  
May 3; Bill taken for confession.  
Cause set for hearing.*

PLAT SHOWING  
PROPERTY OF T.H. HASLETT, DECEASED.  
NEAR HOLLAND, VA.  
SCALE 1" = 100' FEB. 1914.

*L. W. Murray Jr.*  
*Surveyor*



—THIS PRINT MADE BY—  
**MORRIE COMPANY**  
TRACINGS, BLUE PRINTS, BLACK &  
WHITE PRINTS, PICTORIAL MAPS,  
SO. B. & L. PRINCE "2140" NORFOLK  
110 P. O. BOX 3, NORFOLK, VA.