

1924-004
Nansmond Co (Suffolk) Chancery Causes: B. W. Council vs Alex Blizzard et al

IN THE CIRCUIT COURT OF NANSEMOND COUNTY, VIRGINIA:

B.W. COUNCILL.....COMPLAINANT

VS) MEMORANDUM.

ALEX BLIZZARD AND SALLIE J. BLIZZARD(sometimes
called Sallie Blizzard).....DEFENDANTS.

TO GEORGE E. BUNTING, CLERK OF SAID COURT.

Please summon defendants for complainant
to Second June (1924) Rules in Chancery.

Deposit \$10.00

Angus Molland
P. Q.

Rule Notes:

June 9, 1924, Process issued returnable to
James Auler, 3rd Monday, 1924
June 16, process returned & received, vero fieri
& clerics nisi si, Conf.
July 7, 1924 clerics nisi si confirmed & cause
set for hearing

6.70
3.50
3.20

B.W. COUNCILL

V) MEMORANDUM

ALEX BLIZZARD AND SALLIE J.
BLIZZARD (sometimes called
Sallie Blizzard).

HUGH L. HOLLAND
ATTORNEY AT LAW
SUFFOLK, VIRGINIA

CHANCERY SUMMONS

The Commonwealth of Virginia.

TO THE SHERIFF OF NANSEMOND COUNTY--GREETING:

You are Hereby Commanded to Summon Alex Blizzard and Sallie J. Blizzard, (sometimes called Sallie Blizzard

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 June, 1924, to answer a Bill in Chancery, exhibited against them in the said Court by B.W. Councill

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this 9th day of June, 1924, in the 14th year of the Commonwealth.

A Copy--Teste:

Clerk

Teste:

Clerk

Executed on the 10 day of
June 1924 within the county of
Nansemond, by delivering a
true copy of the within process,

in writing, to Alex Blizzard

in person
E B Rawles
Sheriff of Nansemond County.

Sallie J Blizzard
could not be found at his
usual place of abode on the
...10... day of June..
1924, so the within process
was executed on the said
...10... day of June 1924
within the county of Nanse-
mond by delivering a true copy
of the same in writing, and
giving information of its pur-
port to

Alex Blizzard

who was found at

Sallie J Blizzard
usual place of abode, and who
is a member of

family, and above the age of
sixteen years.

E B Rawles
Sheriff of Nansemond County.

Hugh L. Holland,

-p. q.

B.W. Councill

vs. } In Chancery

Alex Blizzard et als

1924

June Rules

Third Monday.

NANSEMOND COUNTY COURT,

Process Book, No.

Page

in person, in the County of Nansemond, State of Virginia.

Sheriff

Executed this day of, 191 by delivering a true copy of the with-
in process to

Virginia

In the ~~Circuit~~ Court for the County of *Jamesmond*

October 4, 1923

~~Term 1923~~

A. H. Gormie

Plaintiff

Action of

versus

Alex & Sallis J. Striggard

Defendants

Judgment in favor of the Plaintiff... against the Defendant... for the

sum of

One Hundred Forty-one & 6/100 Dollars

\$ *141.64*

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

6th day of October 1923

until payment

Subject to credit, viz.:

Honestead Maired

And the cost of suit, \$

A FIERI FACIAS issued *by said Justices of said County* from the Clerk's office of said Court on the *6th* day of *October*

1923 returnable to the

60 days

thereafter, directed to the

J. R. Rawles, Clerk

of the *County of Jamesmond* who hath made return thereon in the words and figures following,

to wit:

No return made by officer

This judgment was duly docketed in the Clerk's office of the *Circuit* Court of the *County*

of *Jamesmond* on the *15th* day of *Oct*, 1923

Judgment Docket No. *5*

Page *15*

A. H. Gormie
Clerk.

Teste:

J. R. Rawles

Clerk.

p.q.

B. H. Gormie

vs.

}

ABSTRACT OF
JUDGMENT

Alex & Nellie J.

Plaintiff

Virginia

a J.P.
~~In the Circuit~~

Court for the County of *Hammond*

May 5, 1923

~~Term, 192~~

B. H. Cornice

Plaintiff

Action of

versus

*Alex Blizzard and
Saele Blizzard*

Defendants

Judgment in favor of the Plaintiff against the Defendants for the

sum of *Twenty*

\$ *90.00*

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

1st day of May 1922

until payment

Subject to credit, viz.:

Hammond

And the cost of suit, \$ *3.75*

A FIERI FACIAS issued *by J.P. Cornice* from the Clerk's office of said Court on the *5* day of *May* 192*3* returnable to the *60 days* thereafter, directed to the *J. P. Cornice, Dist.* of the *County* *Hammond* who hath made return thereon in the words and figures following, to wit: *No effect*

This judgment was duly docketed in the Clerk's office of the *Circuit* Court of the *County* of *Hammond* on the *7* day of *May* 192*3* Judgment Docket No. *5* Page *3*

Teste:

J. P. Cornice

Clerk.

Clerk.

P. J.

B. W. Gurnie

vs.

}

ABSTRACT OF
JUDGMENT

*Alex. Strigand &
Sallie Strigand*

Notice of taking depositions.

TO ALEX BLIZZARD AND SALLIE J. BLIZZARD (Sometimes called Sallie Blizzard)

Take notice that on the 26th day of June, 1924, at the office of Hugh L. Holland, attorney at law, 200-03 American Bank & Trust Company Building, Suffolk, Virginia, between the hours of 10:00 A.M. and 5:00 P.M. of that date, before a Notary Public, I shall proceed to take the depositions of witnesses to be read as evidence in my behalf in a certain suit in equity, depending in the Circuit Court of Nansemond County, Virginia, in which I am complainant, and you, the defendants; and, if from any cause, the taking of the said depositions be not commenced, or if commenced, be not concluded on that day, the taking thereof will be adjourned from day to day or time to time, at the same place and at the same hours until the same shall be completed.

B.W. COUNCILL

BY

Hugh L. Holland
Attorney

B.W. COUNCILL....COMPLAINANT

V) NOTICE OF TAKING DEPOSITIONS

ALEX BLIZZARD AND SALLIE J.
BLIZZARD (Sometimes called
Sallie Blizzard)..DEFENDANTS.

ORIGINAL.

HUGH L. HOLLAND
ATTORNEY AT LAW
SUFFOLK, VIRGINIA

Executed on the 10 day of
June 1924 within the county of
Nansemond, by delivering a
true copy of the within process,

in writing, to Alex

Blizzard in person
E. B. Rawles
Sheriff of Nansemond County.

Sallie J. Blizzard
could not be found at his
usual place of abode on the
10 day of June
1924, so the within process
was executed on the said
10 day of June 1924
within the county of Nanse-
mond by delivering a true copy
of the same, in writing, and
giving information of its pur-
port to

Alex Blizzard

who was found at

Sallie J. Blizzard
usual place of abode, and who
is a member of

family, and above the age of
eighteen years.

E. B. Rawles
Sheriff of Nansemond County.

IN THE CIRCUIT COURT OF NANSEMOND COUNTY, VIRGINIA:

B.W. Council.....Complainant.

vs) Decree

Alex Blizzard and Sallie J. Blizzard.....Defendants.

It appearing to the Court that the matters
for which this suit was brought have been settled by the
parties, on motion of the complainant, it is ordered
that this suit be dismissed from the docket.

B?W. Council.....Complainant.

vs) Dedree

Alex Blizzard and Sallie J.
Blizzard.....Defendants.

Entered July 31, 1928

LM

Chancery Book No 2-
Page 488

HUGH L. HOLLAND
ATTORNEY AT LAW
SUFFOLK, VIRGINIA

B.W. COUNCILL.....COMPLAINANT

VS) BILL

ALEX BLIZZARD AND SALLIE J. BLIZZARD (Sometimes
called Sallie Blizzard).....DEFENDANTS.

TO THE HONORABLE CIRCUIT COURT OF NANSEMOND COUNTY:

Your complainant, B.W. Councill, respectfully
represents:

(1) That on the 5th day of May, 1923, he recovered
before a Justice of the Peace of the County of Nansemond a
judgment against Sallie J. Blizzard (sometimes called Sallie
Blizzard), of said county, for the sum of NINETY (\$90.00)
DOLLARS, with interest thereon from May 1, 1922, until paid,
and \$3.75 cost, and that said judgment was duly docketed in
the Clerk's Office of the Circuit Court of Nansemond County,
Virginia, on May 5th. 1923, in judgment docket 5, page 2, an
abstract of said judgment is herewith filed marked Exhibit "A"
and made a part of this bill; and,

(2) That a writ of fieri facias was issued upon said
judgment on the 5th day of May, 1923, directed to J.R. Rawles,
Constable of the County of Nansemond; that said writ was
placed in the hands of the said constable to be executed, and
was, on the day of , 1923, returned by said
Constable with the following returns endorsed thereon, to-wit,
"No effects. J.R. Rawles, Constable"; and,

(3) That on the 6th day of October, 1923, your
complainant recovered before a Justice of the Peace of Nansemond
County, a judgment against the said Alex Blizzard and Sallie J.
Blizzard (sometimes called Sallie Blizzard) for the sum of

One Hundred and Forty one and 64/100 Dollars, with interest thereon from October 6, 1923, until paid, and \$, cost, and that said judgment was duly docketed in the Clerk's Office of the Circuit Court of Nansemond County, Virginia, on October 15, 1923, in judgment docket 5, page 15, an abstract of which said judgment is herewith filed marked Exhibit "B" and made a part of this bill; and,

(4) That a writ of fieri facias was issued upon said judgment on the day of 19 , directed to the Sheriff of Nansemond County, and that said writ was placed in the hands of said sheriff to be executed, and was, on the day of , 19 , returned by the said sheriff with the following return endorsed thereon, to-wit; "I can find no property to satisfy the within execution. E.B. Rawles, Sheriff, of Nansemond County"; and,

(5) That the said Sallie J. Blizzard (sometimes called Sallie Blizzard) is seised and possessed in fee simple of a certain tract of land, lying and being in the said County of Nansemond, and described as follows:

All that certain tract of land in Holy Neck Magisterial District, in Nansemond County, Virginia, about two and one-half (2 1/2) miles from Holland, Virginia, on the South Quay Road, containing fifteen and two thirds (15 2/3) acres, more or less, and bounded by the lands of Dr. Job G. Holland, Emma Hare, L.R. Howell, Walter Norfleet and others. It being the same tract of land which the said Sallie J. Blizzard inherited from her father, Jack Norfleet. This is a part of the same tract of land formerly belonging to Jack Norfleet and conveyed to him by Robert H. Holland by deed duly recorded in Nansemond County Clerk's Office in Deed Book 4, page 291, and also being the same land in which Walter Norfleet, Laura M. N. Harris and husband, heirs of Jack Norfleet deceased, conveyed their interest to Sallie J. Blizzard by deed dated February 12, 1903, and recorded in the Clerk's Office of the Circuit Court of Nansemond County, Virginia, in Deed Book 54, page 330.

(6) That the rents and profits of the said real estate will not satisfy said judgment in five years:

In consideration whereof, and forasmuch as your complainant is remediless in the premises, save in a court of equity, your complainant prays that the said Alex Blizzard and Sallie J. Blizzard (sometimes called Sallie Blizzard) may be made parties defendant to this bill, and required, but not on oath, to answer the same, the oath being hereby waived; that all proper orders and decrees may be made, inquiries directed, and accounts taken; that, if it shall appear that the rents and profits of the said real estate will not satisfy the said judgments in five years, the said real estate, or so much thereof as may be necessary, be sold to satisfy the said judgments; that, if the rents and profits of said real estate will satisfy the judgments in five years, the said land be rented out, and the rents and profits therefrom be applied to the said judgments until the same are fully satisfied; and that your complainant may have all such further and other and general relief in the premises as the nature of his case may require or to equity shall seem meet.

B. W. Council

Complainant

by Council

Hugh J. Holland
Counsel

B.W. COUNCILL....COMPLAINANT

V) BILL

ALEX BLIZZARD AND SALLIE J.
BLIZZARD (sometimes called
Sallie Blizzard)....DEFENDANTS.

Filed June 16, 1924
H. L. Holland

Clark

HUGH L. HOLLAND
ATTORNEY AT LAW
SUFFOLK, VIRGINIA