

1930-017
Narisemond Co (Suffolk) Chancery Causes: American Bank & Trust Co vs Joseph T. Williams et al

Cross, Webb

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY

American Bank & Trust Company, Suffolk, Virginia,
a Corporation organized and doing business under
the laws of the State of Virginia.....Complainant

V.

MEMORANDUM

Joseph T. Williams, Mattie L. Williams and
Jennie Lee Cross.....Defendants

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

Please summon Defendants for Complainant to 2nd February
(1930) Rules in Chancery.

Holland & Lovelace

p. 92

VIRGINIA:
IN THE CIRCUIT COURT OF NANSLEMOND
COUNTY

American Bank & Trust Company,
Suffolk, Virginia, a Corporation
organized and doing business under
the laws of the State of Virginia.
.....Complainant

V. MEMORANDUM

Joseph T. Williams, Mattie L.
Williams and Jennie Lee Cross....
.....Defendants.

HOLLAND & LOVELACE
ATTORNEYS AT LAW
SUFFOLK, VIRGINIA

The Commonwealth of Virginia,

Sergeant of the City of Suffolk

To the ~~XXXXXX~~, Greeting:

WE COMMAND YOU, That you summon... Joseph T. Williams, Mattie L. Williams

and Jennie Lee Cross

to appear at the Clerk's office of the... Circuit Court of the County of Nansemond

at the rules to be held for the said Court on the... 3rd Monday in February, 1930

to answer a bill in chancery, exhibited against... them in our said Court by

American Bank & Trust Company, Suffolk, Virginia, a Corporation

organized and doing business under the laws of the State of

Virginia

And have then there this writ. Witness... Paul J. Powell, Clerk of our said

Court, at the court-house, the... 30th day of January, 1930, and in the

154th year of the Commonwealth.

Paul J. Powell, Clerk.

By Oliver Whitehurst, D.C.

Original

No. 300

American Bank & Trust
Company

vs.

SUBPOENA IN CHANCERY

J. T. Williams et al.

Holland & Loxelose . . . p. q.

To Second February . . . Rules,
Hausemond Court. Circuit Court.

Present this 3rd day of February 1900.
By delivering a true copy of the writ
in process to my friend J. T. Williams,
in person in the City of New York, New York,
at New York.
City of New York.

Liability - J. T. Williams

as of Jan. 25, 1930

Makers	Endorsers	Nature of security	Amount of security	Estimated value of security	Amount of note
J.T.Williams & Mattie L.Williams		Bond made by W.H.Bailey, dated 1/7/26, payable on demand, secured by deed of trust on real estate located in Nansemond County	\$650.00	\$300.00	\$400.00
J.T.Williams & Mattie L.Williams					633.37
J.T.Williams & Mattie L.Williams		Note made by Joseph T. Williams & Mattie L. Williams, dated 4/4/29, payable 90 days after date, secured by deed of trust on real estate located in city of Suffolk, Va.	3500.00	2500.00	3500.00
J.T.Williams & Mattie L.Williams		Bond made by Hatcher W. Williams & Ima T.Williams, dated 9/29/22, payable on demand, secured by deed of trust on real estate located in Nansemond County	10000.00	1700.00	8150.28
J.T.Williams		Bond made by Solomon E. Jones, dated 3/28/29, payable on demand, secured by deed of trust on real estate located in the city of Suffolk, Va.	1500.00	700.00	700.00
J.T.Williams	Suffolk Fertilizer Co.				200.00
J.T.Williams	Ins.Dept.Amer.Bk.				275.00
J.T.Williams	Suffolk Fertilizer Co.				560.00
Willie Vinson & Joseph T.Williams, Lillie G.Vinson	Mattie L.Williams & J.T.Williams	Deed of trust on real estate located in city of Suffolk, Va.		750.00	1080.85
W.P.Bracy & Maggie D.Bracy	J.T.Williams				40.00
E.B.Shackelford	J.T.Williams				65.00
Mary J.Copeland	J.T.Williams				50.00
J.C.Webb	J.T.Williams				1500.00
Otis E.Smith	J.T.Williams				40.00
J.C.Webb	J.T.Williams				950.00
			\$15650.00	\$5950.00	\$18144.50

VIRGINIA:
IN THE CIRCUIT COURT OF HAMPSHIRE
COUNTY.

American Bank & Trust Company,
Suffolk, Virginia, a Corporation
organized and doing Business under
the laws of the State of Virginia.
.....Complainant

V. BILL OF COMPLAINT

Joseph T. Williams, Mattie L.
Williams and Jennie Lee Cross.....
.....Defendants

Filed 7-1-31

"Exhibit A".

HOLLAND & LOVELACE
ATTORNEYS AT LAW
SUFFOLK, VIRGINIA

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY

American Bank & Trust Company, Suffolk, Virginia,
a Corporation organized and doing business under
the laws of the State of Virginia.....Complainant

V.

MEMORANDUM

Joseph T. Williams, Mattie L. Williams and
Mary E. Webb.....Defendants

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

Please summon Defendants for Complainant to 2nd February
(1930) Rules, in Chancery.

Holland & Lovelace

p.q.

VIRGINIA:
IN THE CIRCUIT COURT OF NANSEMOND
COUNTY.

American Bank & Trust Company,
Suffolk, Virginia, a Corporation
organized and doing business under
the laws of the State of Virginia.
.....Complainant

V. MEMORANDUM

Joseph T. Williams, Mattie L.
Williams and Mary E. Webb.....
.....Defendants

HOLLAND & LOVELACE
ATTORNEYS AT LAW
SUFFOLK, VIRGINIA

The Commonwealth of Virginia,

Sergeant of City of Suffolk

To the ~~Sheriff of the County of~~ *Sheriff of the County of*, Greeting:

WE COMMAND YOU, That you summon *Joseph T. Williams, Mattie L. Williams*
and Mary E. Webb

to appear at the Clerk's office of the *Circuit* Court of the *County* of *Nansemond*.
at the rules to be held for the said Court on the *3rd* Monday in *February*, 19*30*,
to answer a bill in chancery, exhibited against *them* in our said Court by
American Bank & Trust Company, Suffolk, Virginia, a Corporation
organized and doing business under the laws of the State of Virginia.

And have then there this writ. Witness *Paul J. Powell*, Clerk of our said
Court, at the court-house, the *30th* day of *January*, 19*30*, and in the
154th year of the Commonwealth.

Paul J. Powell, Clerk.
By *Olivera Whitburn*, D. C.

Original
No. 300

American Bank & Trust
Co.

vs.

SUBPOENA IN CHANCERY

J. I. Williams, et al.

Willard & Lovelace p. q.

To ... Second February ... Rules,

House County ... Circuit Court.

Received this 30 day February 1930,
On delivering a true copy of the writ.
Given to Mrs Mary E. Mills. in person
in the City of Springfield, Missouri,

W. H. Johnson,

County Clerk sent

The Commonwealth of Virginia,

To the Sheriff of the County of Nansemond....., Greeting:

WE COMMAND YOU, That you summon Joseph T. Williams, Mattie L. Williams..
and Jennie Lee Cross

to appear at the Clerk's office of the Circuit..... Court of the County of Nansemond..
at the rules to be held for the said Court on the 3rd..... Monday in February....., 1930..
to answer a bill in chancery, exhibited against..... them..... in our said Court by
American Bank & Trust Company, Suffolk, Virginia, a Corporation.....
organized and doing business under the laws of the State of Virginia

And have then there this writ. Witness Paul J. Powell....., Clerk of our said
Court, at the court-house, the 30th..... day of January....., 1930....., and in the
154th..... year of the Commonwealth.

Paul J. Powell, Clerk.

By Olivera Whitehurst, D.C.

Original

No. 300

American Bank & Trust
Company

vs.

SUBPOENA IN CHANCERY

J. I. Williams & Co.

Holland & Lovelace . . . p. q.

To 2nd Feb of . . . Rules,
Nause County . . . Circuit Court.

3rd Feb
30

Williams, J. I.
B. K. K. K.
J. C. Taylor

Mattie L. Williams

February

3rd
30

February

3rd
30

Williams, Mattie L.
Williams' husband

B. K. K. K.
J. C. Taylor

The Commonwealth of Virginia,

To the Sheriff of the County of Nansemond, Greeting:

WE COMMAND YOU, That you summon Joseph T. Williams, Mattie L. Williams
and Mary E. Webb

to appear at the Clerk's office of the Circuit Court of the County of Nansemond
at the rules to be held for the said Court on the 3rd Monday in February, 1930,
to answer a bill in chancery, exhibited against them in our said Court by
American Bank & Trust Company, Suffolk, Virginia, a Corporation
organized and doing business under the laws of the State of Virginia.

And have then there this writ. Witness Paul J. Powell, Clerk of our said
Court, at the court-house, the 30th day of January, 1930, and in the
154th year of the Commonwealth.

Paul J. Powell, Clerk.

By Oliver Whitehurst, D.C.

Original

No. 300

American Bank &
Trust Co.

vs.

SUBPOENA IN CHANCERY

J. L. Williams & als

Halland & Lovclace.... p. q.

To Second February... Rules,
Nause. County... Circuit Court.

3rd Feb

30

Williams
EB Rawls
J. C. Taylor

Matth. L. Williams

Feb

3rd

30

Feb

30

3rd

Williams, Matth. L.
Williams's husband

EB Rawls
J. C. Taylor

Know all men that the undersigned, American Bank & Trust Company, Suffolk, Virginia, a Corporation, Complainant in the hereinafter styled cause, does give notice of lis pendens by this Memorandum filed in the Clerk's Office of the Circuit Court of the County of Nansemond, Virginia, on the 30th day of January, 1930, which sets forth as follows: There is now pending in the Circuit Court of the County of Nansemond, Virginia, a certain cause, the title of which is American Bank & Trust Company, Suffolk, Virginia, a Corporation organized and doing business under the laws of the State of Virginia, against Joseph T. Williams, Mattie L. Williams and Mary E. Webb; the general object thereof is to set aside as voluntary, fraudulent and void a certain Deed made by said Joseph T. Williams and Mattie L. Williams, dated January 25, 1930, and recorded in the Clerk's Office of the Circuit Court of Nansemond County, Virginia, on January 25, 1930, in Deed Book No. _____, at page _____, and subject the property therein mentioned to the payment of the Complainant's claim; the amount of the claim asserted by the Complainant is EIGHTEEN THOUSAND ONE HUNDRED FORTY-FOUR & 50/100-DOLLARS; the description of the said property is as follows:

FIRST: All that certain tract of land situate on the West side of the road leading from Pitch Kettle Road to Kilby's Station, containing one hundred and seventy-six (176) acres, more or less, and known as the Tom Byrd farm where George Williams formerly resided, and bounded as follows: Beginning at a white oak in the line of Henley Williams on the West side of aforesaid road, thence Southwardly along the West side of aforesaid road to the line of the American Brick Corporation, thence Westwardly along the line of American Brick Corporation to the County road leading from the aforesaid road to Joyner's bridge, thence along the East side of said road leading to Joyner's bridge to the land of Cephas Pruden, thence North Westwardly along said Pruden's line to the land formerly owned by Arthur Jeter now J.R. Saunders, thence continuing said course along the line of Arthur Jeter, now Saunders, thence Westwardly along said Saunders line to and across the aforesaid road, leading to Joyner's bridge to the land of W.C. Stephenson, thence along the line of W.C. Stephenson Northwardly across said Joyner's Bridge Road to the land of C.J. Barrett, thence continuing same course along Barrett's land to the land of Stephen Rawles' Estate, thence continuing approximately the same course along the Stephen Rawles' land to the Portsmouth Water Company property, thence Eastwardly along said Portsmouth Water Company line along a line of chopped trees, to a point on Lake Cohoon, thence continuing along the line of said Lake Cohoon to the

land of Henley Williams, thence Eastwardly along the line of Henley Williams to a corner, thence Southwardly along the line of Henley Williams to a corner, thence Eastwardly along the line of Henley Williams to the point of beginning, and containing by estimation one hundred and seventy-six acres (176).

SECOND: All that certain piece or parcel of land lying on the North side of Pitch Kettle Road containing by estimation nineteen acres with buildings thereon, known as the Carol place, and bounded and described as follows: Beginning at a point approximately one hundred yards West of Pitch Kettle Bridge in the line of Edwin Copeland (formerly Mrs. Bain's), thence Northwardly along the line of Edwin Copeland to the Lauril Cliff Country Club property, thence Eastwardly along the line of the Lauril Cliff Country Club to Smith's Creek its various courses, past Pitch Kettle Road to the line of Edwin Copeland (formerly Mrs. Bain's) thence Northwardly across said Pitch Kettle Road to the point of beginning.

THIRD: All that certain piece, parcel or lot of land, lying and being in the County of Hansemond, State of Virginia, in the North-west suburbs of the City of Suffolk, in that plat of building lots known as BOSTON and described as follows: Beginning at a certain point One Hundred and Twenty feet (120') east of and distant from the Southeast corner of Part Street and McKinley Avenue in said Boston and running thence along and fronting on the said McKinley Avenue on the South side thereof Eastwardly forty (40) feet, thence running at right angle to the said McKinley Avenue Southwardly One Hundred and Twenty (120) feet, thence running at a right angle and in a line parallel to the said McKinley Avenue Westwardly Forty (40) feet, and thence running at a right angle Northwardly One Hundred and Twenty (120) feet to the point of beginning, the said land hereby conveyed constituting and being Lot Number 144 in said BOSTON, as will appear by reference to a plat of said BOSTON on file in the office of John F. & John B. Pinner, reference to which is hereby made. Together with all and singular the appurtenances thereto belonging. It being the same land conveyed to J.T. Williams by John B. Pinner and wife, by deed dated January 8, 1915, and recorded January 15, 1915, in the Clerk's Office of the Circuit Court of Hansemond County, in D.B. 80, page 275.

FOURTH: "Item 1" All that certain piece, parcel or lot of land lying and being in the County of Hansemond, beginning at the South West corner, and running thence Northwardly along and fronting on Pitch Kettle Road, in the line thereof 40 feet, thence running Eastwardly at a right angle with said Pitch Kettle Road 120 feet, thence running Southwardly at a right angle 40 feet, and thence running Westwardly at a right angle along the line of Benjamin P. and Mary E. Cornick 120 feet, to the point of beginning.

"Item 2" Beginning at the South West corner of the land described in Item 1, and running thence Westwardly along and fronting on said Pitch Kettle Road in the line thereon 91 feet and 6 inches, thence running Eastwardly 120 feet, thence running Northwardly 91 feet to the South East corner of the land described in Item 1, thence running Westwardly along the line of the land described in Item 1, 120 feet to the point of beginning, which said property is also described in the Deed aforesaid, to which reference is hereby made;

And the names of the persons whose estates are intended to be affected thereby are Mary E. Webb, Joseph E. Williams and Mattie I. Williams.

IN WITNESS WHEREOF, the said American Bank & Trust Company, Suffolk, Virginia, a Corporation, has caused these presents to be signed by B. L. Saunders, its President and its Corporate seal to be hereunto affixed and attested by E. E. Jones, its Secretary, this 30th day of January, 1930.

AMERICAN BANK & TRUST COMPANY, SUFFOLK,
VIRGINIA, A CORPORATION

BY

B. L. Saunders

President

Attest:

E. E. Jones

Secretary.

STATE OF VIRGINIA,

City of Suffolk, to-wit:

I, Mabel Jakeman, a Notary Public in and for the city aforesaid in the State of Virginia, do certify that B. L. Saunders, President of American Bank & Trust Company, Suffolk, Virginia, a Corporation, and E. E. Jones, Secretary of said Corporation, whose names are signed on behalf of said Corporation to the writing above bearing date on the 30th day of January, 1930, have acknowledged the same before me in my city aforesaid.

Given under my hand this 30th day of January, 1930.

Mabel Jakeman

Notary Public

My commission expires:

April 26-1930

I, Paul J. Powell, Clerk of the Circuit Court of the County of

Nansemond, Virginia, in which the above-mentioned cause of American Bank & Trust Company, Suffolk, Virginia, against Joseph T. Williams, Mattie L. Williams and Mary E. Webb, is pending, do hereby authenticate the above Memorandum according to the provisions of Section 6469 of the Code of Virginia, and declare that the facts stated in said Memorandum are correct as shown by the record in the said cause.

Paul J. Powell Clerk
M. K. Gardner Deputy

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

Virginia.

In the Clerk's Office of the Circuit Court of Nansemond County the 30 day of January 1930.

This ~~deed~~ was presented, and, with the certificate _____ annexed, admitted to record. at 12:00 m.

Teste:

Paul J. Powell _____, Clerk

By *M. K. Gardner* _____, D. C.

INDEXED

VIRGINIA:
IN THE CIRCUIT COURT OF NANTSEMOND
COUNTY.

American Bank & Trust Company,
Suffolk, Virginia, a Corporation
organized and doing business under
the laws of the State of Virginia.
.....Complainant

V. LIS PENDENS

Joseph T. Williams, Mattie L.
Williams and Mary E. Webb.....
.....Defendants

*Admitted to record
this 30 day of
January 1934 at 12:00 M.
See Deed Book
no. 120 Page 31*

[Signature] #
fee. 3.00

HOLLAND & LOVELACE
ATTORNEYS AT LAW
SUFFOLK, VIRGINIA

Know all men that the undersigned, American Bank & Trust Company, Suffolk, Virginia, a Corporation, Complainant in the hereinafter styled cause, does give notice of lis pendens by this Memorandum filed in the Clerk's Office of the Circuit Court of the County of Nansemond, Virginia, on the 30th day of January, 1930, which sets forth as follows: There is now pending in the Circuit Court of the County of Nansemond, Virginia, a certain cause, the title of which is American Bank & Trust Company, Suffolk, Virginia, a Corporation organized and doing business under the laws of the State of Virginia, against Joseph T. Williams, Mattie L. Williams and Jennie Lee Cross; the general object thereof is to set aside as voluntary, fraudulent and void a certain Deed made by said Joseph T. Williams and Mattie L. Williams, dated January 23, 1930, and recorded in the Clerk's Office of the Circuit Court of Nansemond County, Virginia, on January 25, 1930, in Deed Book No. _____, at page _____, and subject the property therein mentioned to the payment of the Complainant's claim; the amount of the claim asserted by the Complainant is EIGHTEEN THOUSAND ONE HUNDRED FORTY-FOUR & 50/100-----DOLLARS; the description of the said property is as follows:

FIRST: All those certain tracts of land consolidated, consisting of five hundred (500) acres, or more, situated in Nansemond County, Virginia, and bounded and described as follows: Commencing at a point on the South side of the Pitchkettle Road about ten feet west of a small house in front of the lane leading to the said road between the Powell land and the Pierce land, thence running southwardly to a branch, thence eastwardly down said branch to Duke's line; thence along the said Duke line Southwardly to the land of the Virginian Railway Company to Smith Creek; thence along said Smith Creek to the right of way of the Virginian Railway; thence westwardly along the right of way of the Virginian Railway; thence continuing westwardly along the line of the Virginian Railway property to the land formerly owned by Dennis Baker, thence along the Baker line to the Barrett land; thence along the Barrett land to the road leading from Kilby's Station to the said Pitchkettle Road; thence eastwardly along said Pitchkettle Road to a branch, which is the line between the said J. T. Williams and the Rose farm, thence Northwardly along the Rose line to the Borg line; thence along Borg's line to the line of C. W. Powell; thence along the Powell line back to the Pitchkettle Road; thence eastwardly along said road to the point of beginning.

SECOND: All that certain lot, piece or parcel of land with buildings thereon situate in Upper Chuckatuck Magisterial District, Nansemond County, Virginia, commencing at a point on the South side of Pitchkettle Road about ten feet west of a small house in front of the lane leading to the road between the Powell land and the Pierce land, thence Eastwardly along the South side of Pitchkettle Road to the land of Edwin Copeland (formerly Mrs. Bain's); thence Southwardly along the line of Edwin Copeland to a deep branch, thence Westwardly along the run of said branch along the line of C. J. Duke, which said branch is the dividing line of the property herein conveyed and the land of C. J. Duke, and continuing the course of said branch to the J. T. William's home place, thence continuing Westwardly a course along said branch to a corner with J. T. William's home place, thence Northwardly along the line of said J. T. William's home place to the point of beginning, being ten (10) acres, more or less, which said property is also described in the Deed aforesaid, to which reference is hereby made;

And the names of the persons whose estates are intended to be affected thereby are Jennie Lee Cross, Joseph T. Williams and Mattie L. Williams.

IN WITNESS WHEREOF, the said American Bank & Trust Company, Suffolk, Virginia, a Corporation, has caused these presents to be signed by B. L. Saunders, its President and its Corporate seal to be hereunto affixed and attested by E. E. Jones, its Secretary, this 30th day of January, 1930.

AMERICAN BANK & TRUST COMPANY, SUFFOLK, VIRGINIA,
A CORPORATION.

BY

B. L. Saunders

President

Attest:

E. E. Jones Secretary.

STATE OF VIRGINIA,

City of Suffolk, to-wit:

I, Mabel Jalcum

, a Notary Public in and

for the city aforesaid in the State of Virginia, do certify that B. L.

Saunders, President of American Bank & Trust Company, Suffolk, Virginia, a Corporation, and E. E. Jones, Secretary of said Corporation, whose names are signed on behalf of said Corporation to the writing above bearing date on the 30th day of January, 1930, have acknowledged the same before me in my city aforesaid.

Given under my hand this 30th day of January, 1930.

Mabel Jackson
Notary Public

My commissions expire:

April 26-1930

I, Paul J. Powell, Clerk of the Circuit Court of the County of Nansemond, Virginia, in which the above-mentioned cause of American Bank & Trust Company, Suffolk, Virginia, against Joseph T. Williams, Mattie L. Williams and Jennie Lee Cross, is pending, do hereby authenticate the above Memorandum according to the provisions of Section 6469 of the Code of Virginia, and declare that the facts stated in said Memorandum are correct as shown by the record in the said cause.

Paul J. Powell
By M. K. Saunders Deputy
Clerk of the Circuit Court of the County of
Nansemond, Virginia.

Virginia.

In the Clerk's Office of the Circuit Court of Nansemond County the 30 day of January 1930.

This ~~deed~~ was presented, and, with the certificate annexed, admitted to record. at 12:00 M.

Teste:

Paul J. Powell, Clerk
By M. K. Saunders, D. C.

INDEXED

VIRGINIA:
IN THE CIRCUIT COURT OF NANSEMOND
COUNTY

American Bank & Trust Company,
Suffolk, Virginia, a Corporation
organized and doing business under
the laws of the State of Virginia.
.....Complainant

V. LIS PENDENS

Joseph T. Williams, Mattie L.
Williams and Jennie Lee Cross.....
.....Defendants

*Admitted to record
this 30 day of
January 1930 at
12:00 M.
See Deed Book
No. 120 Page 29*

Fee \$2.50

Rec'd
HOLLAND & LOVELACE
ATTORNEYS AT LAW
SUFFOLK, VIRGINIA

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY

American Bank & Trust Company, Suffolk, Virginia,
a Corporation organized and doing business under
the laws of the State of Virginia.....Complainant

V.

DECREE

Joseph T. Williams, Mattie L. Williams and
Jennie Lee Cross.....Defendants

This day came the Complainant, by Counsel, and moved
that this suit be dismissed and that the Lis Pendens filed in
this suit be released.

On consideration whereof, it is ordered that this suit
be and the same is hereby dismissed, and it is further ordered
that the Lis Pendens filed in this suit and recorded in the Clerk's
Office of this Court be and the same is hereby released, and the
Clerk of this Court is hereby directed to note on the margin of the
Deed Book where said Lis Pendens is recorded, the fact that same
is released, making a reference to this Order.

It appearing to the Court that there is nothing further
to be done in this suit, it is ordered stricken from the docket.

Virginia:
In the Circuit Court of Nansemond
County.

American Bank & Trust Company,
Suffolk, Virginia...Complainant

V. DECREE

Joseph T. Williams, Mattie L.
Williams and Jennie Lee Cross

Enter April 12. 1930

J. L. McLenore

Chancery Order Book
No. 6 Page 327

HOLLAND & LOVELACE
ATTORNEYS AT LAW
SUFFOLK, VIRGINIA

VIRGINIA:

IN THE CIRCUIT COURT OF HANSEMOND COUNTY

American Bank & Trust Company, Suffolk, Virginia,
a Corporation organized and doing business under
the laws of the State of Virginia.....Complainant

V.

DECREE

Joseph T. Williams, Mattie L. Williams and
Mary E. Webb.....Defendants

This day came the Complainant, by Counsel, and moved
that this suit be dismissed and that the Lis Pendens filed in
this suit be released.

On consideration whereof, it is ordered that this suit
be and the same is hereby dismissed, and it is further ordered
that the Lis Pendens filed in this suit and recorded in the Clerk's
Office of this Court be and the same is hereby released, and the
Clerk of this Court is hereby directed to note on the margin of the
Deed Book where said Lis Pendens is recorded, the fact that same
is released, making a reference to this Order.

It appearing to the Court that there is nothing further
to be done in this suit, it is ordered stricken from the docket.

VIRGINIA:
IN THE CIRCUIT COURT OF NANSEMOND
COUNTY.

American Bank & Trust Company,
Suffolk, Virginia....Complainant

V. DECREE

Joseph T. Williams, Mattie L.
Williams and Mary E. Webb.....
.....Defendants

Enter April 12. 1930

J. L. McLenore

*Chancery Order Book
No. 6 Page 327*

HOLLAND & LOVELACE
ATTORNEYS AT LAW
SUFFOLK, VIRGINIA

Liability - J. T. Williams

as of Jan. 25, 1930

Makers	Endorsers	Nature of security	Amount of security	Estimated value of security	Amount of note
J.T. Williams & Mattie L. Williams		Bond made by W.H. Bailey, dated 1/7/26, payable on demand, secured by deed of trust on real estate located in Nansemond County	\$650.00	\$300.00	\$400.00
J.T. Williams & Mattie L. Williams					633.37
J.T. Williams & Mattie L. Williams		Note made by Joseph T. Williams & Mattie L. Williams, dated 4/4/29, payable 90 days after date, secured by deed of trust on real estate located in city of Suffolk, Va.	3500.00	2500.00	3500.00
J.T. Williams & Mattie L. Williams		Bond made by Hatcher W. Williams & Ima T. Williams, dated 9/29/22, payable on demand, secured by deed of trust on real estate located in Nansemond County	10000.00	1700.00	8150.28
J.T. Williams		Bond made by Solomon E. Jones, dated 3/28/29, payable on demand, secured by deed of trust on real estate located in the city of Suffolk, Va.	1500.00	700.00	700.00
J.T. Williams	Suffolk Fertilizer Co.				200.00
J.T. Williams	Ins. Dept. Amer. Bk.				275.00
J.T. Williams	Suffolk Fertilizer Co.				560.00
Willie Vinson & Lillie G. Vinson	Joseph T. Williams, Mattie L. Williams & J.T. Williams	Deed of trust on real estate located in city of Suffolk, Va.		750.00	1080.85
W.P. Bracy & Maggie D. Bracy	J.T. Williams				40.00
E.B. Shackelford	J.T. Williams				65.00
Mary J. Copeland	J.T. Williams				50.00
J.C. Webb	J.T. Williams				1500.00
Otis E. Smith	J.T. Williams				40.00
J.C. Webb	J.T. Williams				950.00
			\$15650.00	\$5950.00	\$18144.50

VIRGINIA:
IN THE CIRCUIT COURT OF NANSEMOND
COUNTY.

American Bank & Trust Company,
Suffolk, Virginia, a Corporation
organized and doing business under
the laws of the State of Virginia.
.....Complainant

V. BILL OF COMPLAINT

Joseph T. Williams, Mattie I.
Williams and Mary E. Webb.....
.....Defendants

Filed 2-1-30

"Exhibit A"

HOLLAND & LOVELACE
ATTORNEYS AT LAW
SUFFOLK, VIRGINIA

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY

American Bank & Trust Company, Suffolk, Virginia,
a Corporation organized and doing business under
the laws of the State of Virginia.....Complainant

V.

BILL OF COMPLAINT

Joseph T. Williams, Mattie L. Williams and
Mary E. Webb.....Defendants

TO THE HONORABLE JAMES I. MCLEMORE, JUDGE OF THE CIRCUIT
COURT OF THE COUNTY OF NANSEMOND, VIRGINIA:

Your Complainant, American Bank & Trust Company, Suffolk,
Virginia, a Corporation organized and doing business under the laws
of the State of Virginia, respectfully represents:

(1) That your Complainant is a creditor of Joseph T. Williams
and also of Mattie L. Williams, who is wife of the said Joseph T.
Williams; that the total liability of the said Joseph T. Williams
to your Complainant is not less than Eighteen Thousand One Hundred
Forty-Four and 50/100 (\$18,144.50) Dollars; the total liability of
Mattie L. Williams, wife of said Joseph T. Williams (this liability
is included in the total liability of Joseph T. Williams above given),
is not less than Thirteen Thousand Nine Hundred Sixty-Four and 50/100
(\$13,964.50) Dollars; that the estimated value of securities held for
the liability of Joseph T. Williams (for which Mattie L. Williams is
liable in part as above stated), is ~~six thousand seven hundred~~ Six Thousand Seven
Hundred Sixty (\$6,760.00) Dollars; that the excess of liability of
Joseph T. Williams (for which Mattie L. Williams is also liable in
part), is not less than Eleven Thousand Three Hundred Eighty-Four and
50/100 (\$11,384.50) Dollars; this liability is evidenced by notes
on which Joseph T. Williams or Mattie L. Williams, or both appear
as maker or endorser; your Complainant files herewith, marked

"Exhibit A", a list of the said liability of the said Joseph T. Williams and also of the said Mattie L. Williams, showing the makers, endorsers, nature of security, amount of security, estimated value of security and amount of each of the notes evidencing said liability; and,

(2) That for several months last past your Complainant has from time to time, requested the said Joseph T. Williams and ^{through him} Mattie L. Williams to execute to your Complainant Deed of Trust on ^{part of} their real estate to secure their indebtedness, both jointly and separately, and has endeavored in every way to secure security for the said liability of said Joseph T. Williams and also of the said Mattie L. Williams; that your Complainant has made known to the said Joseph T. Williams on numerous occasions that the financial statement of the said Joseph T. Williams, in the opinion of ~~himself~~ your Complainant, was not sufficient to justify the credit that was being extended to him without security, and that his liability was far in excess of the value of the securities held by your Complainant; that the said Joseph T. Williams has failed and refused at all times to give to your Complainant security for his indebtedness or to pay same; that the said Joseph T. Williams has become very much offended with your Complainant on account of its calling for security, which the said Joseph T. Williams was amply able to furnish, if he had desired to do so; that your Complainant has made it clear to the said Joseph T. Williams that it would have to sue him and secure judgment against him and also Mattie L. Williams for their liability to your Complainant unless they were paid off or secured; and,

(3) While the said Joseph T. Williams and Mattie L. Williams were anticipating the institution of suits against them by your Complainant, on which judgments would be secured, the said Joseph T. Williams and Mattie L. Williams, with the object and intent to

prevent your Complainant from realizing anything from the property of said Joseph T. Williams and of Mattie L. Williams, conveyed by a Deed dated the 23rd day of January, 1930, and recorded on January 25, 1930, in the Clerk's Office of the Circuit Court of Hansemond County, Virginia, in Deed Book No. _____, at page _____, to Mary E. Webb, his daughter, a large part of his real estate, as follows:

FIRST: All that certain tract of land situate on the West side of the road leading from Pitch Kettle Road to Kilby's Station, containing one hundred and seventy-six (176) acres, more or less, and known as the Tom Byrd farm where George Williams formerly resided, and bounded as follows: Beginning at a white oak in the line of Henley Williams on the West side of aforesaid road, thence Southwardly along the West side of aforesaid road to the line of the American Brick Corporation, thence Westwardly along the line of American Brick Corporation to the County road leading from the aforesaid road to Joyner's bridge, thence along the East side of said road leading to Joyner's bridge to the land of Cephas Pruden, thence North Westwardly along said Pruden's line to the land formerly owned by Arthur Jeter now J. R. Saunders, thence continuing said course along the line of Arthur Jeter, now Saunders, thence Westwardly along said Saunders line to and across the aforesaid road, leading to Joyner's bridge to the land of W. C. Stephenson, thence along the line of W. C. Stephenson Northwardly across said Joyner's Bridge Road to the land of C. J. Barrett, thence continuing same course along Barrett's land to the land of Stephen Rawles' Estate, thence continuing approximately the same course along the Stephen Rawles' land to the Portsmouth Water Company property, thence Eastwardly along said Portsmouth Water Company line along a line of chopped trees, to a point on Lake Cohoon, thence continuing along the line of said Lake Cohoon to the land of Henley Williams, thence Eastwardly along the line of Henley Williams to a corner, thence Southwardly along the line of Henley Williams to a corner thence Eastwardly along the line of Henley Williams to the point of beginning, and containing by estimation one hundred and seventy-six acres (176).

SECOND: All that certain piece or parcel of land lying on the North side of Pitch Kettle Road containing by estimation nineteen acres, with buildings thereon, known as the Carol place, and bounded and described as follows: Beginning at a point approximately one hundred yards West of Pitch Kettle Bridge in the line of Edwin Copeland (formerly Mrs. Bain's), thence Northwardly along the line of Edwin Copeland to the Lauril Cliff Country Club property, thence Eastwardly along the line of Lauril Cliff Country Club to Smith's Creek its various courses, past Pitch Kettle Bridge to the line of Edwin Copeland (formerly Mrs. Bain's), thence Northwardly across said Pitch Kettle Road to the point of beginning.

THIRD: All that certain piece, parcel or lot of land, lying and being in the County of Hansemond, State of Virginia, in the Northwest suburbs of the City of Suffolk, in that plat of building lots known as BOSTON and described as follows: Beginning at a certain point One Hundred and Twenty feet (120) east of and distant from the Southeast corner of Park Street and McKinley Avenue in said Boston and running thence along and fronting on the said McKinley

Avenue on the South side thereof Eastwardly forty (40) feet, thence running at a right angle to the said McKinley Avenue Southwardly One Hundred and Twenty (120) feet, thence running at a right angle and in a line parallel to the said McKinley Avenue Westwardly Forty (40) feet, and thence running at a right angle Northwardly One Hundred and Twenty (120) feet to the point of beginning, the said land hereby conveyed constituting and being Lot Number 144 in said BOSTON, as will appear by reference to a plat of said BOSTON on file in the office of John F. & John B. Pinner, reference to which is hereby made. Together with all and singular the appurtenances thereto belonging. It being the same land conveyed to J. T. Williams by John B. Pinner and wife, by deed dated January 8, 1915, and recorded January 13, 1915, in the Clerk's Office of the Circuit Court of Nansemond County, in D. B. 80, page 275.

FOURTH: "Item 1" All that certain piece, parcel or lot of land lying and being in the County of Nansemond, beginning at the South West corner, and running thence Northwardly along and fronting on Pitch Kettle Road in the line thereof 40 feet, thence running Eastwardly at a right angle with said Pitch Kettle Road 120 feet, thence running Southwardly at a right angle 40 feet, and thence running Westwardly at a right angle along the line of Benjamin F. and Mary E. Cornick 120 feet, to the point of beginning.

"Item 2" Beginning at the South West corner of the land described in Item 1, and running thence Westwardly along and fronting on said Pitch Kettle Road in the line thereon 91 feet and 6 inches, thence running Eastwardly 120 feet, thence running Northwardly 31 feet to the South East corner of the land described in Item 1, thence running Westwardly along the line of the land described in Item 1, 120 feet to the point of beginning.

A certified copy of said Deed just above referred to is herewith filed and marked "Exhibit B", and made a part of this Bill of Complaint.

(4) That on the same day, namely, January 23, 1930, the said Joseph T. Williams and Mattie L. Williams conveyed either all or practically all of their real estate, without any consideration to the said Mary E. Webb and Jennie Lee Cross, by the following Deeds, as follows: (1) Deed from Joseph T. Williams and Mattie L. Williams to Mary E. Webb, dated January 23, 1930, and recorded January 25, 1930, in the Clerk's Office of the Circuit Court of the City of Suffolk, Virginia, in Deed Book No. 13 at page 91, a certified copy of which said Deed is herewith filed and marked "Exhibit C", and made a part of this Bill of Complaint; (2) Deed from Joseph T. Williams and Mattie L. Williams to Jennie Lee Cross, dated January

23, 1930, and recorded January 24, 1930, in the Clerk's Office of the Circuit Court of the City of Suffolk, Virginia, in Deed Book No. 13, at page 89, a certified copy of which said Deed is herewith filed and marked "Exhibit D", and made a part of this Bill of Complaint;

(3) Deed from Joseph T. Williams and Mattie L. Williams to Jennie Lee Cross, dated January 23, 1930, and recorded on January 25, 1930, in the Clerk's Office of the Circuit Court of Mansemond County, Virginia, in Deed Book No. _____, at page _____, a certified copy of which said Deed is herewith filed and marked "Exhibit E", and made a part of this Bill of Complaint; and,

(5) Your Complainant further charges that both said Mary E. Webb and Jennie Lee Cross are daughters of the said Joseph T. Williams and Mattie L. Williams; that the property conveyed by the four Deeds above mentioned, two deeds to Mary E. Webb and two Deeds to Jennie Lee Cross, included either all of the real estate of the said Joseph T. Williams or practically all of same; that your Complainant is now investigating both the Clerk's Office of the Circuit Court of the City of Suffolk, Virginia, and the Clerk's Office of the Circuit Court of the County of Mansemond, Virginia, to find out whether said Joseph T. Williams still has any real estate left in his name or not ; that the three Deeds just above set out in this paragraph and also the Deed first above referred to, namely the Deed from Joseph T. Williams and Mattie L. Williams to Mary E. Webb, dated January 23, 1930, and recorded on January 25, 1930, in the Clerk's Office of the Circuit Court of Mansemond County, Virginia, in Deed Book No. _____, at page _____, which said Deed your Complainant is seeking to set aside and to have declared voluntary, fraudulent and void by this suit, were all made on the same day with the object and intent to prevent your Complainant from realizing anything whatever from the property of the said Joseph T. Williams and Mattie L. Williams, and were all made

without any consideration and with intent to hinder, delay and defraud your Complainant; and,

(6) Your Complainant alleges and charges that no consideration whatever passed from Mary E. Webb to said Joseph T. Williams for the said Deed; that same was made to hinder, delay, and defraud your Complainant; that it is entitled to have said Deed set aside and the property therein embraced subjected to the payment of the indebtedness of the said Joseph T. Williams and of Mattie L. Williams to your Complainant as hereinbefore set out.

In tender consideration whereof and forasmuch as your Complainant is remediless in the premises save by the aid of a Court of Equity where matters of this kind are alone and properly cognizable, your Complainant prays that the aforesaid Joseph T. Williams, Mattie L. Williams and Mary E. Webb may be made parties Defendant to this Bill, that they be required to answer the several statements thereof, but not under oath, answer under oath being hereby expressly waived; that the Deed mentioned above to Mary E. Webb from Joseph T. Williams and Mattie L. Williams, dated January 23, 1930, and recorded January 25, 1930, in the Clerk's Office of the Circuit Court of Hansemond County, Virginia, in Deed Book No. _____, at page _____, be set aside as voluntary, fraudulent and void; that the property embraced in it, or so much of it as is necessary to satisfy your Complainant's claims; be sold and the proceeds applied to your Complainant's claims; that a personal Decree and judgment against the said Joseph T. Williams and also the said Mattie L. Williams may be made in favor of your Complainant for any deficiency remaining on the claims of your Complainant after applying thereto its share of the proceeds of sale, or if it be not entitled to share in such proceeds that the Court may render a personal Decree against the said Joseph T. Williams and also against the said Mattie L. Williams for the full amount of your Complainant's claims against them respectively; that reasonable

Attorneys' fees be allowed to the Attorneys for your Complainant in this suit as provided by law; that the institution and prosecution of this suit may be made without prejudice to the rights of your Complainant against any other parties or against any security that may be liable for said indebtedness of said Joseph T. Williams or Mattie L. Williams, or both; and that all other, further and general relief may be afforded your Complainant as the nature of its case may require or to equity shall seem meet.

And your Complainant will ever pray etc.

IN WITNESS WHEREOF, the said American Bank & Trust Company, Suffolk, Virginia, a Corporation, has caused these presents to be signed by B. L. Saunders, its President and its Corporate seal to be hereunto affixed and attested by E. E. Jones, its Secretary, this 31st day of January, 1930.

AMERICAN BANK & TRUST COMPANY, SUFFOLK,
VIRGINIA, A CORPORATION

BY

B L Saunders
Agent and President.

Attest:

E E Jones
Agent, Secretary and Cashier.

STATE OF VIRGINIA;
City of Suffolk, to-wit:

E. E. Jones, being duly sworn says that he is the Agent, Secretary and Cashier of the Complainant named in the foregoing Bill of Complaint, and that he knows the contents thereof; that the facts and allegations therein contained are true, except such as are therein stated to be upon information and belief, and that as to such allegations he believes them to be true.

E E Jones
Agent, Secretary and Cashier of American
Bank & Trust Company, Suffolk, Virginia, a
Corporation.

Subscribed and sworn to before me in my city aforesaid in the
State of Virginia by the said E. E. Jones, this 31st day of January
1930. In testimony whereof I have hereunto set my hand this
31st day of January, 1930.

Mavis January
Notary Public

My commissions expire:

December 6, 1932

VIRGINIA:
IN THE CIRCUIT COURT OF NAYSEMOND
COUNTY.

American Bank & Trust Company,
Suffolk, Virginia, a Corporation
organized and doing business under
the laws of the State of Virginia.
.....Complainant

V. BILL OF COMPLAINT

Joseph T. Williams, Mattie L.
Williams and Mary E. Webb.....
.....Defendants

Filed 2-1-32
[Signature]

HOLLAND & LOVELACE
ATTORNEYS AT LAW
SUFFOLK, VIRGINIA

VIRGINIA:

IN THE CIRCUIT COURT OF HANSEMOND COUNTY

American Bank & Trust Company, Suffolk, Virginia,
a Corporation organized and doing business under
the laws of the State of Virginia.....Complainant

V.

BILL OF COMPLAINT

Joseph T. Williams, Mattie L. Williams and
Jennie Lee Cross.....Defendants

TO THE HONORABLE JAMES L. MCLEMORE, JUDGE OF THE CIRCUIT
COURT OF THE COUNTY OF HANSEMOND, VIRGINIA:

Your Complainant, American Bank & Trust Company, Suffolk,
Virginia, a Corporation organized and doing business under the laws
of the State of Virginia, respectfully represents:

(1) That your Complainant is a creditor of Joseph T. Williams
and also of Mattie L. Williams, who is wife of the said Joseph T.
Williams; that the total liability of the said Joseph T. Williams
to your Complainant is not less than Eighteen Thousand One Hundred
Forty-Four and 50/100 (\$18,144.50) Dollars; the total liability of
Mattie L. Williams, wife of said Joseph T. Williams (this liability
is included in the total liability of Joseph T. Williams above given),
is not less than Thirteen Thousand Nine Hundred Sixty-Four and 50/100
(\$13,964.50) Dollars; that the estimated value of securities held for
the liability of Joseph T. Williams (for which Mattie L. Williams is
liable in part as above stated), is ~~not less than~~ Six Thousand Seven
Hundred Sixty (\$6,760.00) Dollars; that the excess of liability of
Joseph T. Williams (for which Mattie L. Williams is also liable in
part), is not less than Eleven Thousand Three Hundred Eighty-Four and
50/100 (\$11,384.50) Dollars; this liability is evidenced by notes
on which Joseph T. Williams or Mattie L. Williams, or both appear

as maker or endorser; your Complainant files herewith, marked "Exhibit A", a list of the said liability of the said Joseph T. Williams and also of the said Mattie L. Williams, showing the makers, endorsers, nature of security, amount of security, estimated value of security and amount of each of the notes evidencing said liability; and,

(2) That for several months last past your Complainant has from time to time requested the said Joseph T. Williams ^{through him} and Mattie L. Williams to execute to your Complainant Deed of Trust on ^{part of} their real estate to secure their indebtedness, both jointly and separately, and has endeavored in every way to secure security for the said liability of said Joseph T. Williams and also of the said Mattie L. Williams; that your Complainant has made known to the said Joseph T. Williams on numerous occasions that the financial statement of the said Joseph T. Williams, in the opinion of ~~himself~~ your Complainant, was not sufficient to justify the credit that was being extended to him without security, and that his liability was far in excess of the value of the securities held by your Complainant; that the said Joseph T. Williams has failed and refused at all times to give to your Complainant security for his indebtedness or to pay same; that the said Joseph T. Williams has become very much offended with your Complainant on account of its calling for security, which the said Joseph T. Williams was amply able to furnish, if he had desired to do so; that your Complainant has made it clear to the said Joseph T. Williams that it would have to sue him and secure judgment against him and also Mattie L. Williams for their liability to your Complainant unless they were paid off or secured; and,

(3). While the said Joseph T. Williams and Mattie L. Williams were anticipating the institution of suits against them by your Complainant, on which judgments would be secured, the said Joseph

T. Williams and Mattie L. Williams, with the object and intent to prevent your Complainant from realizing anything from the property of said Joseph T. Williams and of Mattie L. Williams, conveyed by a Deed dated the 23rd day of January, 1930, and recorded on January 25, 1930, in the Clerk's Office of the Circuit Court of Nansemond County, Virginia, in Deed Book No. _____, at page _____, to Jennie Lee Cross, his daughter, a large part of his real estate, as follows:

FIRST: All those certain tracts of land consolidated, consisting of five hundred (500) acres or more, situated in Nansemond County, Virginia, and bounded and described as follows: Commencing at a point on the South side of the Pitchkettle Road about ten feet West of a small house in front of the lane leading to the said road between the Powell land and the Pierce land, thence running southwardly to a branch, thence eastwardly down said branch to Duke's line; thence along the said Duke line southwardly to the land of the Virginian Railway Company to Smith Creek; thence along said Smith Creek to the right of way of the Virginian Railway; thence westwardly along the right of way of the Virginian Railway; thence continuing westwardly along the line of the Virginian Railway property to the land formerly owned by Dennis Baker, thence along the Baker line to the Barrett land; thence along the Barrett land to the road leading from Kilby's Station to the said Pitchkettle Road; thence eastwardly along said Pitchkettle Road to a branch, which is the line between the said J. T. Williams and the Rose farm, thence Northwardly along the Rose line to the Borg line; thence along Borg's line to the line of C. W. Powell; thence along the Powell line back to the Pitchkettle Road; thence eastwardly along said road to the point of beginning.

SECOND: All that certain lot, piece or parcel of land with buildings thereon situate in Upper Chuckatuck Magisterial District, Nansemond County, Virginia, commencing at a point on the South side of Pitch Kettle Road about ten feet west of a small house in front of the lane leading to the road between the Powell land and the Pierce land, thence Eastwardly along the South side of Pitch Kettle Road to the land of Edwin Copeland (formerly Mrs. Bain's), thence Southwardly along the line of Edwin Copeland to a deep branch, thence Westwardly along the run of said branch along the line of C. J. Duke, which said branch is the dividing line of the property herein conveyed and the land of C. J. Duke, and continuing the course of said branch to the J. T. William's home place, thence continuing Westwardly a course along said branch to a corner with J. T. William's home place, thence Northwardly along the line of said J. T. William's home place to the point of beginning, being ten (10) acres, more or less.

A certified copy of said Deed just above referred to is herewith filed and marked "Exhibit B", and made a part of this Bill of Complaint.

(4) That on the same day, namely, January 23, 1930, the said Joseph T. Williams and Mattie L. Williams conveyed either all or practically all of their real estate, without any consideration, to the said Jennie Lee Cross and Mary E. Webb, by the following Deeds, as follows: (1) Deed from Joseph T. Williams and Mattie L. Williams to Mary E. Webb, dated January 23, 1930, and recorded in the Clerk's Office of the Circuit Court of the County of Nansemond, Virginia, in Deed Book No. _____, at page _____, on January 25, 1930, a certified copy of which said Deed is herewith filed and marked "Exhibit C"; (2) Deed from Joseph T. Williams and Mattie L. Williams to Mary E. Webb, dated January 23, 1930, and recorded January 25, 1930, in the Clerk's Office of the Circuit Court of the City of Suffolk, Virginia, in Deed Book No. 13 at page 91, a certified copy of which said Deed is herewith filed and marked "Exhibit D", and made a part of this Bill of Complaint; (3) Deed from Joseph T. Williams and Mattie L. Williams to Jennie Lee Cross dated January 23, 1930, and recorded January 24, 1930, in the Clerk's Office of the Circuit Court of the City of Suffolk, Virginia, in Deed Book No. 13, at page 89, a certified copy of which said Deed is herewith filed and marked "Exhibit E", and made a part of this Bill of Complaint; and,

(5) Your Complainant further charges that both said Jennie Lee Cross and Mary E. Webb are daughters of the said Joseph T. Williams and Mattie L. Williams; that the property conveyed by the four Deeds above mentioned, two deeds to Mary E. Webb and two Deeds to Jennie Lee Cross, included either all of the real estate of the said Joseph T. Williams or practically all of same; that your Complainant is now investigating both the Clerk's Office of the Circuit Court of the City of Suffolk, Virginia, and the Clerk's Office of the Circuit Court of the County of Nansemond, Virginia, to find out whether said Joseph T. Williams still has any real estate left in his name or not; that

the three Deeds just above set out in this paragraph and also the Deed first above referred to, namely the Deed from Joseph T. Williams and Mattie L. Williams to Jennie Lee Cross, dated January 23, 1930, and recorded in the Clerk's Office of the Circuit Court of the County of Nansemond, Virginia, on January 25, 1930, in Deed Book No.____, page____, which said Deed your Complainant is seeking to set aside and to have declared voluntary, fraudulent and void by this suit, were all made on the same day with the object and intent to prevent your Complainant from realizing anything whatever from the property of the said Joseph T. Williams and Mattie L. Williams, and were all made without any consideration and with intent to hinder, delay and defraud your Complainant; and,

(6) Your Complainant alleges and charges that no consideration whatever passed from Jennie Lee Cross to said Joseph T. Williams for the said Deed; that same was made to hinder, delay, and defraud your Complainant; that it is entitled to have said Deed set aside and the property therein embraced subjected to the payment of the indebtedness of the said Joseph T. Williams and of Mattie L. Williams to your Complainant as hereinbefore set out.

In tender consideration whereof and forasmuch as your Complainant is remediless in the premises save by the aid of a Court of Equity where matters of this kind are alone and properly cognizable, your Complainant prays that the aforesaid Joseph T. Williams, Mattie L. Williams and Jennie Lee Cross may be made parties Defendant to this Bill, that they be required to answer the several statements thereof, but not under oath, answer under oath being hereby expressly waived; that the Deed mentioned above to Jennie Lee Cross from Joseph T. Williams and Mattie L. Williams, dated January 23, 1930, and recorded January 25, 1930, in the Clerk's Office of the Circuit Court of Nansemond County, Virginia, in Deed Book No._____, at page_____,

be set aside as voluntary, fraudulent and void; that the property embraced in it, or so much of it as is necessary to satisfy your Complainant's claims be sold and the proceeds applied to your Complainant's claims; that a personal Decree and judgment against the said Joseph T. Williams and also the said Mattie L. Williams may be made in favor of your Complainant for any deficiency remaining on the claims of your Complainant after applying thereto its share of the proceeds of sale, or if it be not entitled to share in such proceeds that the Court may render a personal Decree against the said Joseph T. Williams and also against the said Mattie L. Williams for the full amount of your Complainant's claims against them, respectively; that reasonable Attorneys' fees be allowed to the Attorneys for your Complainant in this suit as provided by law; that the institution and prosecution of this suit may be made without prejudice to the rights of your Complainant against any other parties or against any security that may be liable for said indebtedness of said Joseph T. Williams or Mattie L. Williams, or both; and that all other, further and general relief may be afforded your Complainant as the nature of its case may require or to equity shall seem meet.

And your Complainant will ever pray etc.

IN WITNESS WHEREOF, the said American Bank & Trust Company, Suffolk, Virginia, a Corporation, has caused these presents to be signed by B. L. Saunders, its President and its Corporate seal to be hereunto affixed and attested by E. E. Jones, its Secretary, this 31st day of January, 1930.

AMERICAN BANK & TRUST COMPANY, SUFFOLK
VIRGINIA, A CORPORATION

BY

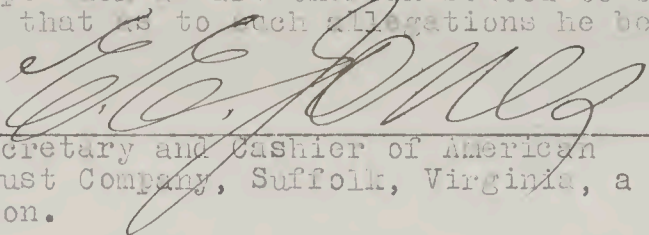
B L Saunders
Agent and President

Attest:

E. E. Jones
Agent, Secretary and Cashier

STATE OF VIRGINIA,
City of Suffolk, to-wit:

E. E. Jones, being duly sworn says that he is the Agent, Secretary and Cashier of the Complainant named in the foregoing Bill of Complaint, and that he knows the contents thereof; that the facts and allegations therein contained are true, except such as are therein stated to be upon information and belief, and that as to such allegations he believes them to be true.


Agent, Secretary and Cashier of American
Bank & Trust Company, Suffolk, Virginia, a
Corporation.

Subscribed and sworn to before me in my city aforesaid in the
State of Virginia by the said E. E. Jones, this 31st day of January
1930. In testimony whereof I have hereunto set my hand this
31st day of January, 1930.


Notary Public.

My commissions expire:

December 6, 1932

VIRGINIA:
IN THE CIRCUIT COURT OF HANSMOND
COUNTY.

American Bank & Trust Company,
Suffolk, Virginia, a Corporation
organized and doing business under
the laws of the State of Virginia.
.....Complainant

V. BILL OF COMPLAINT

Joseph T. Williams, Mattie I.
Williams and Jennie Lee Cross.....
.....Defendants

*Filed 2/1-30
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HOLLAND & LOVELACE
ATTORNEYS AT LAW
SUFFOLK, VIRGINIA