1849-009 SOUTHAMPTON COUNTY CHANCERY PAPERS KEELING et al VS. JENKINS et al

11/1849

other surnames: Rogers, Reddick, Powel, Rawls, Dardon Darden, Hunter, Williams, Durdon

~~25 16 8. 27 27~~

29. 14.

Keeling Esqr.

re } Papers-

Jenkins Esqr

1819 November Term

D. Pike v Randle

Keeling &c.

v. } Sat: of Rules &c.

Jenkins &c

Clk.	$12.01
Shff.	1 50
Prosecr	15.00
Law	17.41
	$45.92

John Keeling, Jonathan Rogers, Richard Riddick & Jackson Powell & C. Beverly Hunter
against
John P. Jenkins, Richard Rawls and Richard Darden

1844 Dec. 16th Sup.a Y.e issued returnable to January Rules 1845

1845 Jany Rules. Sup.a ret.d Executed on Deft. Darden. Bill filed and order Publication v Dfts: Jenkins and Rawls.

" Mar:. Answer of Deft: Darden filed. Gen: Rep: thereto.

" May " Set for hearing as to Darden

" Nov T. Leave to amend bill & cause remanded to Rules.

1846 Nov. Continued

1847 Oct. Rules Amended bill filed making C. Beverly Hunter party. Pff & proofs awarded v. Dft Darden.

" Nov. T. Continued.

1848 Jany. Answer of Darden. Gen. Rep: &c

March. Set for hearing as to Deft: Darden.

" May T. Continued

" Aug 10th Commission issued to take the Dep:s of Dft. Darden.

1849 Jany. R. Order pub. v Dfts Jenkins & Rawls.

" May T. Cont.d

Rushing &c
&c { Bird
Jenkins &c

1845 January Rules.

(719 words)

To the Honorable Richard A Baker, Judge of the Circuit Superior Court of Law & Chancery for the County of Southampton, humbly complaining sheweth to your Honour your complainants John Reeling, Jonathan Rogers, Richard Reddick & Jackson Powel, all parties to a certain instrument in writing hereinafter mentioned — That about the year 18 one John P. Jenkins at that time a resident of Suffolk, in the county of Nansemond being desirous of engaging in the Saddle & Harness business, but wanting the necessary funds, applied to three of your complainants, residents of the County of Nansemond, to wit John Reeling, Jonathan Rogers, & Richard Reddick, to aid him the said Jenkins in raising funds for the said purpose & the said Jenkins stated to them that if they would become his securities, one Jackson Powel of the county of Nansemond, one of the complainants in this bill, would lend him the requisite sum. Accordingly your complainants John Reeling, Jonathan Rogers, & Richard Reddick as securities joined with the said John P Jenkins, one of the defendants to this bill, as principal in executing to one of your complainants the said Jackson Powel as obligee, a certain bond, bill, note, or instrument in writing for about Three Hundred Dollars in lawful currency — that the said instrument was not delivered to the said Powel the said obligee therein named, nor did any consideration ever pass from the said obligee, but he refused to pay the money, having learned since his promise to advance it, that the said Jenkins the principal in the said instrument was a minor, which the said Powel supposed vitiated & rendered void the instrument & he therefore refused to lend the Money — that after this refusal of the said Powel to advance the Money on this instrument, the said instrument was deposited for safe keeping by the said Jenkins with one Richard Rawls of the town of Suffolk, with whom the said Jenkins was then employed. The said Rawls in violation of

trust thus reposed in him, assigned the said instru=
ment, without the knowledge & consent of the obligors to
one Richard Sturdon of Southampton for a consideration
so small as to have excited the suspicion of the said
Sturdon & given him notice of the fraud in the transac=
tion had he not been already acquainted with it as your
complainants believe he was, & whether or not the said
Rawls signed the said instrument so as to bind himself
with the obligors, your complainants are not informed, nor
does it effect their responsibility, as with, or without his
signature they are equally responsible as obligors in
the said instrument & without the interference of this
court may be bound by it — The said Sturdon as your
complainants belief still retains possession of the said
instrument & refuses to deliver it up though often request=
ed thereto. As the longer retention of the said instrument
by the said Sturdon would be contrary to equity & good
conscience & to the manifest injury of your complainants
in the premises, in tender consideration whereof, & foras
much as your complainants are without redress save
in a court of equity where matters of this nature are
cognizable they pray that the said John Lea Rives, Richard
Rawls & Richard Sturdon may be made parties defendants
to this bill, & may answer all & singular its al=
legations as specially as if the same were hereinafter
repeated, & they thereto distinctly interrogated & more es=
pecially that they may answer & set forth whether the
said Rawls did transfer the said instrument to the
said Sturdon under the circumstances before charged, &
whether before the said assignment or afterwards the
said Rawls signed the said instrument as obligor,
& whether the said Sturdon still has the said in=
strument in possession & that the said Sturdon
may by this court be perpetually enjoined from any
further negotiation of the instrument & restrained
from any proceeding against your orator, & that he
deliver the said instrument up for cancellation
or if it should appear by the answer of the defendants
that the said Rawls signed the said instrument as
obligor, that the said Sturdon be required to pur=
sue his remedy against the said Rawls & be restrain=
ed from all proceedings against your orator & that
such other & further relief may be had as consists
with equity & the nature of the case —

Hayden pq —

Keating & Co

& 3 Amended Bills

Sunkins

October Rules 1847

(560 words)

To the Honorable Richard H Baker Judge of the Circuit Superior Court of Law & Chancery for the County of Southampton, humbly complaining sheweth to the court, Your complainants John Ruling, Jonathan Rogers, Richard Reddick & Jackson Powell, that on or about the day of 184 your said complainants John Ruling, Jonathan Rogers, Richard Reddick & Jackson Powell exhibited their bill of complaints in this court, in which bill they omitted to make the said C Beverly Hunter, plaintiffs as aforesaid, a party to the said suit, besides many other matters & things which should have been included in said bill - all which omissions are supplied in this amended bill, filed with the permission of this Honorable court - your complainants charge about the year 18 one John P Jenkins in the manner & for the purposes described in said original bill obtained the execution of a certain bond, bill, note, specialty, or instrument in writing, the character of which your complainants do not exactly recollect, by which the said Jenkins, & the said Ruling, Rogers, Reddick, & Hunter obligated themselves to pay to the said Jackson Powel the sum of three hundred dollars as well as your complainants remember - at the time the said instrument was executed it was expected that the said Powel would advance the money on said instrument, but for the causes mentioned in said bill he refused to do so & the said instrument was never never delivered to the said Powel, or to any one for him, nor was any consideration whatever at any time paid by the said obligee Powel - nor was any consideration ever paid by any one to the said obligors Ruling, Riddick, Rogers, Hunter, or Jenkins - but the said instrument as in original bill recited was fraudulently assigned by one Richard Rawls either directly or indirectly to Mr Richard Warden of Southampton - your complainants not having the said instrument in possession & not recollecting its exact character cannot describe it with minuteness, either as to the exact amount, for which it was executed, the nature of the instrument, or the parties to it - but they have described it as

fully as in this powr — That your said complainants without the aid & interference of this Honorable court, may be made liable to the payment & satisfaction of said instrument, & they ~~the complainants~~ pray that the said Jno P Seaking Richard Rawls & Richard Darden may be parties defendant to this bill & answer all the charges of the same on oath, & that the said Richard Darden be compelled to answer & say fully & unreservedly whether he has in possession, or has ever had in possession, any instrument in writing of any character whatsoever, by which the said John Reding, Jonathan Rogers, Richard Riddick, C Beverly Hunter, & Edward B Hunter, jr ther, any or all of them, obligated themselves, or himself to the payment of three hundred dollars, or any other sum, greater or less, to the said Jackson Powell, or to any other person, & that the said Darden may be compelled to make a full discovery of any such instrument which he may have, or may have had & how he obtained the possession of the same & that he may either deliver up the same for cancellation or be perpetually enjoined from enforcing the payment of said instrument from your said complainants & that your Honor will grant such other & further relief as may consist with equity & the nature of the case &c.

Hayden pq

Keeling Jas

v. Jno. Darden

Jenkins Jas

1845 Febry 17.

The answer of Richard Darden, to a Bill of Complaint filed against him and others, by John Keeling and others in the Circuit Superior Court of Law and Chancery for the County of Southampton —

This defendant, now and at all times, saving and reserving to himself, all and all manner of exceptions to the many errors, uncertainties and imperfections of the said Bill of Complaint, for answer thereto, or to so much thereof, as he is advised it is material for him to make answer unto, answers and says- that he has no knowledge of any such Bond, bill, note or instrument in writing as described and mentioned in said Bill of Complaint- That Richard Rawls did not, nor did any other person ever transfer to him the bond of John P. Jenkins, John Keeling, Jonathan Rogers and Richard Riddick payable to Jackson Powell as stated and mentioned in said Bill of Complaint- Without, that, that &c —

(Signed)

Richard Darden

Southampton County, To Wit:

This day Richard Darden personally appeared before me a Justice of the peace in and for the County aforesaid, in the State of Virginia, and made oath that the foregoing answer is true — Given under my hand and seal this 17th day of February 1840 —

N. Williams J.P. Seal

Richard Darden

adds Answer & amended Bill -

John Keeling et al:

1818 January Rules

- 300 words -

The Answer of Richard Darden to the amended Bill of complaint exhibited against him and others in the Circuit Superior Court of Law and Chancery for Southampton County by John Keeling and others Plaintiffs -

This defendant now and at all times saving and reserving to himself, all and all manner of exception to the said amended Bill, for answer thereto, or to so much thereof, as he is advised it is material for him to make answer unto, answers and says. That sometime on or about the 16th day of Jany 1843, he purchased for a valuable consideration a Bond of one Richard Rawls, executed by John P. Jenkins, Rich.d Riddick, Jonathan Rogers, Ed. B. Hunter and John W. Keeling, for the sum of $300, payable to Jackson Powell or order, on demand with Interest from date, and dated the 15th day of March 1842 -

This Respondent knows nothing of the charges made in the said Bill, how the Bond was executed, whether any consideration paped, or not he is entirely ignorant - all he knows, is that the Bond was bought to him by Rawls, who claimed the ownership and had possession of the Bond, and he Rawls offered to sell it, and your Respondent purchased it, for a valuable consideration - not knowing any thing of the origin of the Bond, he calls upon the plaintiffs for full proof, of all facts material, stated in their amended Bill -

And your respondent having answered pray, hence to be dismissed with his costs, in this behalf most unrighteously sustained - without that, that, &c -

(signed) Richard Harden

Southampton County to wit: This day Richd Darden personally appeared before me a Justice of the Peace in and for the County aforesaid, and made oath that the facts stated in the above answer are true - Given under my hand this 20th day of Dec. 1847 -

Jesse Parker. J.P.

Kuhing &c
v
Bardin &al.

Order to be
entered
R. H. Baker
Sol. Co. 49

1849 November Term

Keeling et als

vs

Marden et als-

The defendants John B Jenkins & Richard Rawls who are out of this commonwealth & against whom the Plaintiffs appear to have proceeded in the mode prescribed by Law against absent defendants still failing to appear & answer, on motion of the plaintiffs their original & amended bills are taken for confessed as to those defendants. And the cause coming on to be heard as to the other defendant on the original & amended bill, his answers, replications & exhibits filed & examination of witnesses & was argued by counsel- On consideration whereof the Court doth adjudge ordain & decree that the defendant Richard Marden be perpetually restrained & enjoined from collecting the bond in the proceedings Mentioned & that the said John B Jenkins, John H Keeling, Jonathan Rogers Richard Riddick & C B Hunter be discharged from all liability for the same ~~& that the said bond be delivered up to be cancelled~~ and that the defendants pay to the plffs their costs about their suit in this behalf expended-

65 S. C

Kelling &c

v. Spa in Chy

Jenkins &c

1845 January Rules

Executed on
Richard Darden
By Wyoming deputy &
Jarad B Hines Sheriff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County, Greeting:

We command you that you summon Jn.° P Jenkins, Richard Rawls & Richard Darden

to appear at the Clerk's Office of our Circuit Superior Court of Law and Chancery for the County of Southampton, at the Rules to be holden for the said Court on the first Monday in January next, to answer a Bill in Chancery exhibited against them in the said Court by Jno Keeling, Jonathan Rogers, Richard Riddick & Jackson Powell

And unless they shall answer the said Bill within ~~four~~ two months thereafter, the Court will take the same for confessed, and decree accordingly. And this they shall in no wise omit, under the penalty of £100. And have then there this writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court-house, the 16th day of December 1824, in the 69th year of the Commonwealth.

L R Edwards C

[*One Copy to be delivered each Defendant.*]

606

Ludwig &c
vs
Spa Ehe
Jenkins &c

1847 November Rules

Executed
John Barham d/st
Jno Jacob Barnes Exr

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County, Greeting:

We command you that you summon

Richard Darden

to appear at the Clerk's Office of our Circuit Superior Court of Law and Chancery for the County of Southampton, at the Rules to be holden for the said Court on the first Monday in November next, to answer an amended Bill in Chancery exhibited against him & others in the said Court by John Keeling, Jonathan Rogers, Richard R[illegible], Jackson Powell & E. Beverly Hunter

And unless he shall answer the said Bill within ~~four~~ two months thereafter, the Court will take the same for confessed, and decree accordingly. And this he shall in no wise omit, under the penalty of £100. And have then there this writ. Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court-house, the 4th day of October 1847, in the 72nd year of the Commonwealth.

L R Edwards clk

[*One Copy to be delivered each Defendant.*]

Notice to Sanders to take
depositions

To Richard Darden

Sir Take Notice that on the 10th day of Oct next between the hours of 9 AM & 5 PM of that day, at the office of Saml M Wilson in the town of Portsmouth, Norfolk County, Va. we shall proceed to take the deposition of J J Williams & on the 12th day of Oct Next between the same hours at Holladay's Hotel in Suffolk Nansemond County Va the deposition of M C Daughtrey; & on the 7th day of November next between the same hours, at Newsom's Hotel in Jerusalem, Southampton County Va, the deposition of Richard Darden, to be read as evidence for us in a suit now pending in the Circuit Superior Court of Law & Chancery for the County of Southampton, wherein we are Pltffs & you & others are Defendants: & if from any cause the Taking of either of the said depositions shall not be commenced, or being commenced, should not be completed on the days respectively appointed the taking of the same will be adjourned from time to time until the said depositions shall be completed. Given under our hands this 1st day of September 1848

John Kerling
Jonathan Rogers
Jackson Powell
E B Hunter

'48. Octo: 2d Jacknowledge Service of this Notice for Richard Darden
R. C. Prentis. Atto: for R Darden

Jenkins &c

v. } Dep:

Darden

Come to hand Sept. No: 8.
1818.

The deposition of J J Williams taken at the Office of Saml M Wilson in the town of Portsmouth, Norfolk County Va on the 16th day of October 1848, between the hours of 9 AM & 6 PM to be read as evidence on behalf of John W Keeling, Jonathan Rogers Jackson Powell & E B Hunter in a Chancery Suit now pending in the Circuit Superior Court of Law & Chancery for the County of Southampton in which they are Plffs, & Richard Darden & Richard Rawls & others are defendants. The deponent being first duly sworn on the Holy Evangelists deposes & says as follows in answer to the following questions by Plffs Attorney -

1st Question - State whether or not you are acquainted with John P Jenkins & Richard Rawls. Ans -

I am well acquainted with each of the Gentlemen & have been for Eight or 10 Years

2- Question - State whatever you may know about an attempt by said Jenkins to procure Money from Jackson Powell in the year 1842. ? -

In Answer to the 2nd Question I do recollect and ever shall recollect the fact that some time Early in the Spring of the Year 1842, the said John P. Jenkins living with & with me at that time wish to go into business he requested me to make the inquiry of some house who would loan him some three or four hundred Dollars. I saw Jackson Powell Lower parish Isaacmond Co. he told me he would let me have three Hundred & John W Keeling was all the security he wish, he wrote or I think Jenkins wrote the note, & then we goes to Mr Jonathan Rodgers who signs with him the said (Jenkins) we goes to Ed. B. Hunter who signs Richard Riddick & John W Keeling. the securities being obtains we went after the Money of Powell he made some excuse saying he would have next week, the next week I goes he tells me that he had

understood John P. Jinkins was not of the age of twenty One Years & as such the Securities were not bound & and he could not let the Money go. nor did not to my knowledge pay One cent on said note.

4th Question — State whether or not the Securities ever in any manner authorized Rawls to dispose of the Bond, or whether Rawls had any title to the Bond, or any authority to pass it off? — Ans — He never had to my knowledge The Securities I know were never consulted and I know they would have objected to Rawls having any thing to do with the bond as some of them had expressed their dissatisfaction in signing the note after we failed in obtaining the money from Powell after the the Securities were satisfied that John P Jinkins was a minor they told me if they had of known the fact they would not have signed the note I was living in Suffolk at the time and Wm. Jinkins Boarded with me & consulted me in every movement in said note

S. J. Williams

4th Question — State what became of said note or Bond?

In answer to the above. I recollect well after failing to get the Money from Powell, Wm. Mills & Daughty in Suffolk told me if Powell would indorse the note he Daughty would let Jinkins have the Money, I saw Powell and he refused to assign the note, — — — Daughty then tells Richd Rawls if he would place his name as principal to the note he Daughty would let him have the Money — When they came to examine the note, the body of the note and the Principal's name was so near together that there was not room left for Rawls to insert his name. Consequently all hopes of raising the money on the note in question was abandoned, by Jinkins.

And sir as I was the agent of Jinkins in getting those Gentlemen to become his security, I felt a duty to see that the note was destroyed. Some time afterward. Wm. Wm N Keeling called on me for the note, I told him I would see Rawls & get it bring the note to him & let him erase his signature. I called on Richd Rawls for the note he says I have destroyed it long ago burnt up in the stove, I told the securities this they were all satisfied. It was considered destroyed for something like 12 months, when I understood a Mr. Warden in Southampton County had the note Rawls told me that he considered the note as worth nothing consequently had burnt it up,

The foregoing deposition was taken, sworn to & subscribed at the time & place Mentioned in the Caption before me a justice of the peace for the County of Norfolk. Given under my hand & this 16th day of October 1848

Jas. E. Wilson J P

Kueling Jas

v. 3 Or: Pub:

Jenkins Jas

Osgoy portico at front door Court House. Jany. 10. 1863

At Rules held in the Clerks Office of the Circuit Superior Court of Law and Chancery for the County of Southampton on the 6 day of January 1843.

John Keeling Jonathan Rogers Richard Reddick & Jackson Powell Pltff

against

John P Jenkins Richard Rawls & Richard Darden Deft

In Chy

The Defendants John P. Jenkins & Richard Rawls not having entered their appearance and given security according to the act of assembly and the Rules of this Court and it appearing by Satisfactory evidence that are not inhabitants of this Country It is ordered that the said defendants do appear here on the first day of the next Term and answer the bill of the plaintiffs" and that a Copy of this order be forthwith inserted in some Newspaper published in the Borough of Norfolk for two Months successively and posted at the front door of the Court house of this County

Test J R Edwards Clk

Robert to Abert 1838

10

C. B. Hayden Esqr.
Smithfield
Va.

I CERTIFY that the annexed Notice in the case of John Keeling Jonathan Keeling and Others vs. John A Jenkins & Others has been inserted once a week for two Months successively, in "THE AMERICAN BEACON," Newspaper, published in Norfolk, Va. commencing January 23rd. 1845

H. B. Bagnall
of William E. Cunningham & Co.
Publishers of the Beacon.

Sworn to before me, an Alderman of Norfolk Borough, by Henry B Bagnall
this 29th day of March 1845

S. C. Whitehead. J. P.

AT Rules held in the Clerk's office of the Circuit Superior Court of Law and Chancery for the County of Southampton, on the 6th day of January 1845.

John Keeling, Jonathan Rogers, Richard Riddick, and Jackson Powell, Pltf's
against
John A Jenkins, Richard Rawls and Richard Darden, Deft's.
In Chancery.

The Defendants, John A Jenkins, and Richard Rawls not having entered their appearance and given security according to the Act of Assembly and the Rules of this Court, and it appearing by satisfactory evidence that, they are not inhabitants of this Country, it is ordered that the said defendants do appear here on the first day of the next Term and answer the bill of the plaintiffs, and that a copy of this order be forthwith inserted in some newspaper published in the Borough of Norfolk for two months successively and posted at the front door of the Court House of this county.

A copy – Teste.

ja 23 I. R. EDWARDS, c. c.

C. B Hayden Esq.

TO WILLIAM E. CUNNINGHAM & CO. } Dr.
Office of the American Beacon and Norfolk and Portsmouth Daily Advertiser, }

1845
Jan 23 To publishing notice in the case of Jno. Keeling and Others vs. Jno. A Jenkins and Others } $ 5

C. B. Hayden Esqr. Smithfield

1845 In Wm. E. Cunningham & Co. Dr

Jan.y 23 To Adv.d Chanc. Notice, in case of Wm. Sterling & Others

vs. Wm. A. Jenkins and Others

Rec.d payment. 30 April 45.

Beacon Office

Norfolk April 22nd. 1845

To Richard Darden

Sir: Take notice, that on the 10th day of October next, between the hours of nine in the forenoon and six in the afternoon of that day, at the office of Sam'l M. Wilson in the town of Portsmouth, Norfolk county, Virginia, we shall proceed to take the deposition of J. J. Williams; and on the 12th day of October next, between the same hours, at Holladay's Hotel in Suffolk, Nansemond county, Va., the deposition of M. C. Daughtrey; and on the 7th day of November next, between the same hours, at Newsome's Hotel in Jerusalem, Southampton county, Va., the deposition of Richard Darden, to be read as evidence for us in a suit now pending in the Circuit Superior Court of Law and Chancery for the county of Southampton, wherein we are plaintiffs, and you and others are defendants; and if from any cause the taking of either of the said depositions shall not be completed, or being commenced, should not be completed on the days repectively appointed, the taking of the same will be adjourned from time time until the said depositions shall be completed. Given under our hands this first day of September, 1848.

JOHN KEELING,
JONATHAN ROGERS,
RICHARD RIDDICK,
JACKSON POWEL,
E. B. HUNTER.

Sept 5 w4w

Southampton County, to wit:

This day Calvert D Jones of Isle of Wight who is upwards of Sixteen years of age personally appeared before me a Justice of the Peace for the said County, & made oath that he did on the 29 day of Sept. 1848 deliver to the above named Richard Darden a true copy of the above Notice. Given under my hand this 29 day of Sept. 1848

Thos. Ridley J.P.

Kerlin et al
vs
Darling

Publication of Notice to
Ramble for taking depositions

I Hereby Certify that the annexed Notice has been inserted Weekly for four weeks in "The Southern Argus" Newspaper published in Norfolk Va, Commencing Wednesday 5th Sept. 1848.

S T Sawyer. Publisher.

Sworn to before me (Foreman) Lucien D Starke an Alderman of the City of Norfolk this tenth day of October 1848.

Thos H Sheild JP

Witness Robt Keeling

TO MR. RICHARD RAWLS—Sir: Take notice, that on the 10th day of October next, between the hours of nine in the forenoon and six in the afternoon of that day, at the office of Sam'l M. Wilson in the town of Portsmouth, Norfolk county, Virginia, we shall proceed to take the deposition of J. J. Williams; and on the 12th day of October next, between the same hours, at Holladay's Hotel in Suffolk, Nansemond county, Va., the deposition of M. C. Daughtrey; and on the 7th day of November next, between the same hours, at Newsome's Hotel in Jerusalem, Southampton county, Va., the deposition of Richard Darden, to be read as evidence for us in a suit now pending in the Circuit Superior Court of Law and Chancery for the county of Southampton, wherein we are plaintiffs, and you and others are defendants; and if from any cause the taking of either of the said depositions shall not be completed, or being commenced, should not be completed on the days repectively appointed, the taking of the same will be adjourned from time time until the said depositions shall be completed. Given under our hands this first day of September, 1848.

JOHN KEELING,
JONATHAN ROGERS,
RICHARD RIDDICK,
JACKSON POWEL,
E. B. HUNTER.

Sept 5 w4w

Advertising $5.00

Reading &
Or. Pub.
Jan. Ans &

Copy posted at front door of the
C. House Jany. 3. 1849.

At Rules held in the Clerks Office of the Circuit Superior Court of Law and Chancery for Southampton County on the first Monday in January 1819 –

John Riding. Jonathan Rogers, Richard Riddick, Jackson Powell and C. Barnby Hunter Pltffs } In Chancery.

against

John P. Jenkins. Richard Rawls and Richard Durden Defts

The defendants John P. Jenkins and Richard Rawls not having entered their appearance and given security according to the act of Assembly and the rules of this Court and it appearing by satisfactory evidence that they are not inhabitants of this Country it is ordered that the said defendants do appear here on the first day of the next Term and answer the Bills of the plaintiffs and that a copy of this order be forthwith inserted in some newspaper published in the City of Norfolk for two months successively and posted at the front door of the Courthouse of this County –

Order of Publication
in Attachment Case.

IN CHANCERY VIRGINIA: At rules held in the Clerk's Office of the Circuit Superior Court of Law and Chancery for Southampton county, on he first Monday in January, 1849,

John Keeling, Jonathan Rogers, Richard Riddick, Jackson Powell, and C. Beverly Hunter, Plaintiffs,

against

John P. Jenkins, Richard Rawls and Richard Durden, Defendants.

The defendants, John P. Jenkins and Richard Rawls, not having entered their appearance and given security according io the act of Assembly and the rules of this court, and it appearing by satisfactory evidence that they are not inhabitants of this country, it is ordered that the said defendants do appear here on the first day of January term next, and answer the bills of the plaintiffs, and that a copy of this order be forthwith inserted in some newspaper published in the city of Norfolk for two months successively, and posted at the front door of the court house of this county.

A copy—Teste:

ja 22-2m S. R. EDWARDS, C. C

I Certify That the annexed notice in the case of Keeling Jenkins & others

has been inserted Two Months successively in the Newspaper, published in Norfolk, Va. commencing on the 23rd day of January 1849 and ending March 23rd 1849

Darius J. Hill Clerk of Samuel T. Sawyer,

Publisher of the Argus.

Sworn to before me, an Alderman of the City of Norfolk, by Darius J Hill this 30th day of April 1849

Thos H Sheild JP

C. B. Hayden Esqr

1849 **TO SAMUEL T. SAWYER,** Dr.

Office of the "Daily Southern Argus,"

To publishing notice in the case of Keeling & others vs Jenkins & others 2 Months $5.00