

1868 - 03

Southampton County Chancery

Thomas, David H. VS Bryant, Richard W. et al

received 1/2 of Bond money

Guardian for
Cland, Mary E.
" John P.

in { Cland, Mary E.
for { Cland, John P.
Edwards, L. R.,
(GAL.)

102 96 89 17

Claudio Bon

iv } Papers

Bryant & P

102 96 89 77

Claudio Gov.

~ { Papers

Bryant & Co

Claude Gou

Thomas Gou

for 3 Bill
to visit

Bryant nals

1868 March Rules

To the Honorable Richard H Baker judge of the
circuit court of Southampton County in
chancery sitting

Humbly complaining your orator David
H Thomas guardian of Mary E Clance and John
P Clance sheweth unto your Honor that he holds
a bond as guardian for his wards for \$200
due the 15th of March 1861 with some credits
owed by Davis Barnett, R. C. Barnett, E. C. Barnett
and Richard L Bryant to Amos S Pope guardian
all of which will more fully appear by a certified
copy of the said bond herewith filed marked A
the original being filed in another suit at common
law in the circuit court of Southampton
your orator further states that all the obligors
in the said bond are insolvent except Richard
L Bryant one of the securities of the principal
Davis Barnett, and as far as your orator can
ascertain Richard L Bryant; pecuniary affairs
are far from being in a satisfactory state
The said R. L. Bryant has offered to pay your
orator if he would give him a release in full
one half of the above bond, in two annual
payments, and under the statute passed in
1860 your ^{orator} comes into a court of equity and
asks it advice and ratification of the said
offer if to the court it may seem right
In tender consideration wherof and inasmuch as
your orator is without relief at law and only
entitled to relief in a court of equity where such
matters are peculiarly cognizable he therefore asks
that Richard L Bryant, Mary E Clance
and John P Clance the two last infants

by some fit and proper person their guardian
ad litem may be made parties defendant to this
bill and compel them as full and perfect answer
make to the allegations therein contained as if they
had been themselves more fully and specially
interrogated, That the court if it see fit may
authorize your orator to grant R. L. Bryant a
release in full of the sum bond on his payment
of one half of the amount thereof in two annual
installments and grant such other and general
relief the premises considered as equity may
dictate and the nature of his case may require
and as in duty bound your orator will ever
pray

Shanda p. 9.

Thrinax grisea

as 3

Bryant Hills

Arrival of M B 10

San P. C. Land by 10

1868. March Rules

The answer of Mary B and John P Colman two
infants by L. R. Edward their guardian ad litem
opposite for that purpose to a bill in chancery by
David H Thomas for them is another

This defendant for answer to the said bill
or as much thereof as he is advised it is
material for him to answer, answering says
that he knows nothing of the facts set forth
in the bill but swears to the interests of his
wards to the end of this court whose judicial
duty it is to protect the rights of infants and
having fully answered prays leave to be dismissed
with his costs etc

Read by consent

Shaw for plaintiffs

Clan's gr

as 3 Dec

Bryant & Co

May 1868

To be entered

R. H. B.

Clancey gr
vs 3 Decr.
Bryant vs

This day this cause came on
to be heard on the plaintiff's bill the answers of
R. L. Bryant and the two infants Mary E and
John H. Clancey by ~~Edwards~~ ^{Edwards} their guardian
ad litem assigned for that purpose with general
exceptions thereto by the plaintiff exhibit files and
was argued by counsel, on consideration whereof the
court doth adjudge, order, and decree, that David
H. Thomas guardian of Mary E. Clancey and John H.
Clancey be authorized and directed when Richard L. Bryant
shall have paid to him one half of the bond for
\$1000 due 15th March 1861 in of principal and interest
^{due} ~~owed~~ executed by him and others to Amos S. Pope former
guardian of the aforesaid infants, in two annual
instalments, then that the said David H. Thomas
shall give to the said R. L. Bryant a receipt or
release in full discharge of the said bond, and the
court doth further adjudge, order and decree that
R. L. Bryant pay to D. H. Thomas his costs
incurred in the prosecution of this suit

Thomas given

as 3

Bryant

Arrival of R. L. Bryant

1868 March Rules

The answer of Richard L Bryant to a bill in
chancery by D. H. Thomas as claimant or others

This defendant for answer to the said bill
or as much thereof as he is advised it is
material for him to answer answering only
the facts set forth in the said bill and
true and that he has offered to pay one
half of the said bond in two annual
installments on condition of a release in
fact and having fully answered prayer that
to be dispensed with his costs are

Rec'd by court
Shall be paid off

Claude Gm

v } Stat. Rules

Bryant J

6/12
Law 1.

16.32
15.50
21.82

In Southampton Circuit Court.

David H Thomas Guardian of Mary E. Bland & John P. Bland.

Richard P. Bryant ^{against} Mary E. Bland & John P. Bland, the said Mary E. & John P. Bland infants by L. R. Edwards their Guardian ad litem.

1868 February 20. Summons issued.

1. March R. Bell filed. L. R. Edwards assigned Guardian ad litem to infant

Defts. Answers of Deft. G. Rep: to inf. infants.

Apr. Cause set for hearing &c

May 1. Decided

Copy bond in the case of Amos & Pogue for Thomas
or Davis 1.3 amt to also and file with the bill
exhibit A

Shanks

Claude's Son

& { Sum. Chy

Claude's & Co

1868 March Rules.

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of the County of Southampton—GREETING:

We command you to summon

Mary E. Claud & John I. Claud & Rich^d S. Bryant

if ~~they~~^{*being*} be found within your bailiwick, to appear at the Clerk's office of our court of Southampton County,
at the Rules to be holden for the said court, on the first Monday in *March next* to answer a bill in

*Chancery exhibited against them in our said Court by David H. Thomas guardian
of Mary E. Claud & John I. Claud*

And have then there this writ.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the courthouse, this *20* day of

February

A. D., 186*8*, in the *92nd* year of the Commonwealth.

L. R. Edwards
