

1869-06

Southampton County Chancery

Norfolk Trust Co. vs Urganant, A.B.

Transfer of deed to settle debt

other- P. Hennebern & Co.

Kieby J. V

Norfolk Trust Co.

n { Chy:

a. B. Winkhart tal.

Ci: et. South Co.

Muske Trust Co.

" } Rice

A. B. Urquhart &
others.

1869 May 3. The exhibit filed in this
case withdrawn by me.

John R. Sells, Jr.

Circuit Court, Southern Co.

To the Judge of the Circuit Court of Southampton
County, Virginia

Complaining shew unto the Court,
your complainant, "The Norfolk Trust Company."

Your Complainant respectfully represents
to the Court and says, That at the February
quarterly Term 1868 of the Court of the
Incorporation of the City of Norfolk, your Com-
plainant, as Endorser of Cyrus E. Staples
recovered a judgment against A. B. Urquhart
survivor of himself and Peter Henneberry dec'd,
late Merchants and partners trading under
the firm ^{and style} of P. Henneberry & Co. for \$2010.50
with interest thereon from the 19th day of July
1867 till payment and costs ^{\$6.14} - subject to a credit
of \$570.50 on 19 July 1867 & also of \$375. paid
18th Oct. 1867 - which judgment was duly
docketed in the Clerk's office of the County Court
of Southampton County on the 12th May 1868,
- a copy of which judgment &c. is filed herewith
as part of this Bill &c. marked 'A' -

That at the same term (February 1868) of the
said Court of the Incorporation of the City of Norfolk,
your Complainant, also recovered a judgment
against Cyrus E. Staples and A. B. Urquhart
survivor of himself and Peter Henneberry dec'd,
late Merchants and partners trading under
the firm & style of P. Henneberry & Co. for \$1801.75

with Interest thereon from the 13th day of August 1867 till paid & cents ^{\$6.94} - subject to a credit of \$300. paid August 13th 1867 - which judgment was docketed in the Clerk's office of the ^{County} Circuit Court of Southampton County on the 12th of May 1868 - a copy of which judgment &c. is filed herewith as part of this Bill marked "B" -

That Executions on said judgment were duly issued returned "no effects" as may be seen by copies of said executions, returns filed herewith marked "C. & D" -

That on the 22^d day of May 1866, Thomas Ridley and Margaret A. B. his wife executed their deed of conveyance to M. W. Urquhart & M. H. Urquhart & ^{said} A. B. Urquhart and E. A. Urquhart his wife, conveying to the said parties the tract of land in the County of Southampton, known as "Boxkin, farm" lying and being in said County of Southampton, Virginia & in Northampton County, North Carolina, consisting of one thousand and fifty acres, more or less, and bounded as follows. to wit: Beginning at Boxkin's bridge on the Meherrin River and bounded by the road leading from said bridge to Boxkin's depot; on the north by a Branch which constitutes the line between the Boxkin's tract and Henry Knudsen's

estate; On the East by the Land belonging to the
estate of Jacob Worrell & of Henry Cook decd;
On the South by the Meherrin River - To Have & to
hold the said Tract of Land in joint Tenancy
- the said J. W. Urquhart & M. J. Urquhart
his wife & their heirs to be seized of one un-
divided moiety of the whole, & the said
A. B. Urquhart & E. A. Urquhart his wife
and their heirs to be seized of the other
undivided moiety of the whole"

which deed was duly admitted to record
in the Clerk's office of Southampton County
Court on the 18th of June 1866, & a duly certified
Copy of said deed is filed herewith as part
of this Bill & marked "E"

That by operation of Law the judgments
aforesaid became liens on whatever interest
the said A. B. Urquhart had in said
Land, - That on the 14th day of July
1868, the said A. B. Urquhart & E. A. Ur-
quhart his wife by deed duly executed
re-sold & conveyed to Mrs. Ridley, all their
right, interest and property in & to said
Lands, & as will be seen by the deed for
the same which was duly recorded in
the Clerk's office of Southampton County
on the 20th day of July 1868 - a duly certified
Copy of which is filed herewith marked

"J", and prays to be taken as part of this bill.
Your Complainant says. That the Interest
of said A. B. Merchaut in said Land,
was, at least one fourth part thereof
in value, and that the said Interest
is liable & subject to the Lien of said
Socketed Judgments, and prays that
the Interest of said A. B. Merchaut therein
may be sold for that purpose -

That the deed from said A. B. Mer-
chaut & E. A. his wife to Mr. Ridley
& dated the 14th of July 1868, being subsequent
to the rendition & socketing of said Judgments
is to be postponed to them.

In consideration whereof and as
this Court has ample jurisdiction to
grant all adequate relief - To the End
Your Complainant prays that A. B.
Merchaut & E. A. Merchaut his wife,
Mr. Ridley, J. W. Merchaut & M. J.
Merchaut his wife, may be made
defendants & be required to answer
the allegations herein - That the Interest of
said A. B. Merchaut in said Land may be
sold for the purposes aforesaid, that if necessary
the said Land may be divided between the
parties entitled before such sale, and
that all other and further relief may

be granted, consistent with Equity &c.
John R. Kelly p. v.

Winifred Trust Co

or

Wm. A. Hunt. &c

1869

May 1st
order

To be Entered

E. J. Pitts

Wm. Folch Trust Co

N.

Urgent &c.

On the the motion of the
Plaintiff atts this cause is ordered
to be dismissed & the plt's atty is
advised to withdraw the exhibits
filed in the cause or leaving a
Receipt therefor.