

1871-063

SOUTHAMPTON COUNTY
CHANCERY PAPERS

BEALE

VS. BEALE

s/18 71

other surnames [Taylor, Martin,
and Company], Daws, Taylor,
Martin

Beall Jr

7

Beall Jr.

1871 Mar. 6th Bill filed. Chicago.
awarded \$
" May. Decree final.

Blk	\$ 8.67
Shk 10	9.00
Lau	16.00
	\$ 26.67

will be paid at
May 1st.

To the Hon. J. W. Murgubaur Judge
of the County Court of Southampton
County.

Complaining, shew unto the Court
your Complainant Bartley J. Beale
an Infant, under twenty one years
of age, being by his mother and
next friend Louisa Beale

Your Complainant respectfully
represents to the Court. and says
That one Charles Beale qualified
in the County Court of said County
as guardian of said Bartley J.
Beale, and executed his Bond
as guardian aforesaid with B. B.
Kindred and Saml Brittle as his
security. That the said Charles
Beale is Insolvent, That B. B.
Kindred is greatly Indebted if not
Insolvent - That Saml Brittle is
Dead & is his admor;

That the said Bartley J. Beale
under the will of one Bartley Can
Boney, became entitled to Norfolk
City Stock to the amount of \$1000 -
which came to the hands of said
Chs. Beale as guardian aforesaid
on which the Interest thereon has

to be made reference here to
Lawrence M. Rice & that the
said defendants

been collected by said Charles
Beale as guardian aforesaid
Your Complainant further
says that the said Chs. Beale
in violation of his duty as such
guardian, has for his individual
purpose, hypothecated said stock
of \$1000 with Jaylor. Martin H. of
Murfre, & executed to them or some
one of them a power of attorney
to sell said stock. That proceedings
are now pending in Southampton County Court for the
removal of said Chs. Beale as guardian aforesaid, and
Your Complainant says, that
unless this Court interfere its power
to prevent the sale of said stock,
the same will in all probability
be sold, and the same be lost to
Your Complainant, because of the
Insolvency of the said Chs. Beale
and also the condition of his said
that S. S. Davis of the Register of Murfreesboro, Tenn. the transferring
of said stock.
Securities. — In consideration
whereof and as this Court has
jurisdiction to grant all adequate
relief, to the end Your Complainant
prays that said Chs. Beale, and
said Jaylor, Martin H. and their
agents, attorneys and others may
be restrained & prohibited from
selling assigning or transferring

said Norfolk City stock to any one -
that the allegations herein may
be answered by said defendants
and that all other relief may
be granted consistent with Equity
etc.

+ Lavinia M. Beale

Southampton County to wit.

This day Lavinia Beale came
before me and made oath that the facts
set forth in the foregoing bill are to
the best of her knowledge and belief, true
Given under my hand this 20th
day March 1871.

P. Pinney J.P.

An Injunction is awarded the
plaintiff in this case to ^{restrain} restrain
the defendants, Charles Beale, and
Jas. Martin H^l, ^{J. S. Dams, Register of Nuptial} & their agents &
attorneys and all others, from selling,
conveying or transferring or otherwise
disposing of Nuptial City stock to
the amount of \$10000, referred to
in the Bill, belonging to Bartley J.
Beale, & now held by Chas. Beale his
guardian, - But no proof is
to be given in this cause till the plaintiff
some one further shall execute a
Bond before the Clerk of this Court in
his office in the penalty of \$100, to pay
all costs ~~and~~ damages that may be
awarded to the defendants should this
Injunction be dissolved, and to abide
the further order of the Court.

J. W. Wynchast Judge
March Term 1873 }

Beall h
n

Beall h

1871

Mag Co. et
Deane

To be entered.

JW Ungershart Judge

Beale &

M

Arnold

This cause came on to be heard on the Complainant's Bill taken for Confessed as to all the Defendants process having been executed on them and they still failing to appear to make defence, and was argued by Counsel. On consideration whereof the Court doth adjudge order and decree that the Defendants and their agents and attorneys be forever enjoined & prohibited from selling or otherwise disposing of the Norfolk City stock of \$1000. in the proceedings mentioned; and the Court doth further adjudge order and decree that the Defendants Taylor, Martin & Co. deliver the said Norfolk City stock to, the present legally qualified guardian of Bailey J. Beale, or to John R. Kelly her attorney, and the Court doth adjudge, order and decree that the Defendant Charles Beale pay to the plaintiff her costs expended in prosecuting this suit

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County, Greeting:

We command you to summon

~~Dan~~ Register of Norfolk

Charles Beale, Taylor, Martin & Co. of S.C.

if they be found within your bailiwick, to appear at the Clerk's Office of our County Court of Southampton County, at the Rules to be holden for the said Court, on the first Monday in *April next to answer a bill in Chancery exhibited against them in our said Court by Bartley J. Beale an infant suing by his mother and next friend Louisa Beale*

And have then there this writ. Witness, OSWIN WHITE, Clerk of our said Court, at the Courthouse, this 20th day of *March* A. D., 1871, in the 95th year of the Commonwealth.

O. White Clk

Beale by H

~ { Sp. & Impson

Beale H

1841 April Rules

Executed April
1st 1841 by delivering
to Charles Beal a true
copy of this summons.

Taylor, Martin H. &
& J. S. Daws not residents
of this County

Jos S. Barham
by W W Briggs
27th

To inform Frederick the Defendants Charles Beal, Taylor, Martin H. &
J. S. Daws the order of the Court, their agents, attorneys and all others from selling,
conveying or transferring or otherwise disposing of the property of the said Beal, to the
amount of \$1,000 reported to us the said Frederick the Defendants, Charles Beal, Taylor, Martin H. &
J. S. Daws, as guardian. Bond with surety approved by us in the
sum of one hundred dollars being executed, conditioned to pay all costs &
damages that may be awarded to the defendants should the injunction be
dissolved, and to abide the future order of the Court.

Done at Mobile 27th

THE COMMONWEALTH OF VIRGINIA

Sergeant of the City of Norfolk
To the Sheriff of Southampton County, Greeting:

We command you to summon

*Charles Beale, Taylor, Martin & Co. &
J. S. Davis Register of Norfolk*

if they be found within your bailiwick, to appear at the Clerk's Office of our County Court of Southampton County, at the Rules to be holden for the said Court, on the first Monday in *April next to answer a bill in Chancery exhibited against them in our said Court by Bartley Beale an infant suing by his mother and next friend Louisa Beale*

And have then there this writ.
Courthouse, this 20 day of
the Commonwealth.

Witness, OSWIN WHITE, Clerk of our said Court, at the

March

A. D., 1877, in the 95 year of

O. White Clk

Deponent & return the defendants Charles Beale, Taylor, Martin & Co. S. S. Davies register of Norfolk. Their agents, attorneys and all others concerned from selling, exchanging or transferring or otherwise disposing of any of the said stock to the amount of \$1000: or paid to in the full belonging to Charles Beale & now held by Charles Beale his guardian. Bond with surety approved by me in the penalty of one hundred dollars being executed, conditioned to pay all costs & damages and may be awarded to the defendants should the injunction be granted, and to abide the future order of the Court.

Done, O. White Secy

Beale by H^c

~ } Sub. & Injunct.

Beale H^c

1871 April Rules

Kilby

Executed by
Oswering who hereof
to J. H. Watters members of the
firm Taylor Martin & Co
& also a copy hereof to
S. S. Davies register.

this the 24th day of March
1871

Horatio Sewall

Wm. F. Sewall
Norfolk Singers

Know all men by these presents that we Nader Biggs & John R Kilby
are held and firmly bound unto Charles Beale, Taylor Martin & Co of D.C.
Davis
in the just and full sum of one hundred Dollars
to the payment whereof well and truly to be made to the said Beale, Taylor Martin
& Co of D.C. Davis we bind ourselves our heirs, executors and admors
jointly and severally firmly by these presents. Sealed with our Seals and dated this
20th day of March AD 1871

The Condition of the above obligation is such that whereas the above bound
Bartley W Beale an infant being by his mother & next friend Louisa Beale
has obtained from the County Court of Southampton County an injunction to inform
and restrain the above bound named Charles Beale, Taylor, Martin & Co of D.C.
Davis.

their agents, attorneys and all others from selling, assigning or transferring or otherwise
disposing of Norfolk City Stock to the amount of \$1000- referred to in the plaintiffs
bill belonging to Bartley W Beale now held by Charles Beale his guardian

until the further order of the Court Now if the said Bartley W Beale
shall pay all such costs as may be awarded
against him and all such damages as shall be incurred in case the injunction be
dissolved then the above obligation to be void, otherwise to remain in full force and
virtue -

Nader Biggs (Seal)
John R. Kilby (Seal)