

1874-09

Southampton County Chancery -

Bryant, Richard B. vs Glover, Susan

recovery of debt

Bryant, Benjamin J.

To The Hon Judge of the County Court of
San Francisco County - In Chancery

Humbly complaining sheweth
unto your honor your orator Richard L.
Bryant (who sues in this behalf for the
benefit and at the cost of Rufa J Bryant)
and respectfully represents -

That at the November term of the Circuit
Court of said County AD 1870, your orator
received a judgment against Susan Glover
for the sum of thirty nine dollars & thirteen
cents (\$39.13) with legal interest thereon from the
12th day of November AD 1870 till paid and al-
so the further sum of \$7.39 cents which to the said
Bryant in the same Court, were adjudged for his
costs in that suit expended -

That your orator on the 25th day of November
AD 1870, issued from the Clerk's office of the
said Circuit Court his writ of Fieri Fa-
cias directed to the Sheriff of said County
and returnable to February Rules next there-
after - That the said Sheriff made his
return thereon in the following letters and
figures, to wit - "Come to hand Nov 29th 1870,
at 10 o'clock A.M. - W.W. Briggs shff" -
"No Effects - W.W. Briggs, shff" - A copy of
the said writ is herewith filed as part of
this Bill, marked A -

Your orator is therefore advised that the
only resource left to him by which to make
the said money due to him on the said writ

Q
of Fi Fa is out of the real estate of the
which the said Susan Glover is seized,
which your orator is informed is of con-
siderable value —

Your orator further charges, and alleges,
that the money due by the said Fi Fa was
for a liability incurred before the present
constitution of the State of Virginia took ef-
fect and that therefore the said Susan
Glover can not set up any claim of
Homestead or other Exemption allowed by
that instrument — and that in point of
fact the said money is due for real estate
which the said Glover now owns —

Your orator then further humbly prays,
that your Honor would make the said
Susan Glover a party defendant to this
Bill & compel her to answer the same
specially — That a Commissioner of this
Court take & report an account of the
annual rental value & fee simple val-
ue of all the real estate of which the
said Glover may be seized, together with a
statement of all judgments docketed
against her in said County & their Priori-
ties — and grant such other & general
relief as equity may dictate & the na-
ture of the case may require —

and as in duty bound, He will ever pray &c
May it please the Court &c.

Kindred Jg

Bryant for
vs $\frac{3}{5}$
Glover
Bile

1871 October Rules

County Court

Pryant
in { ~~Report~~
G. Liver
Report of Com^r

1873 Jan 20'

In Obedience to a Decree of the
County Court of Southampton in
the Chancery Suit of Benjamin Poyant
against Susan Glover, I advertised
the Land in the decree mentioned
containing nine acres
and sold the same at Newson's Depot
on the 13th day of November 1872
and at the same place Drake
became the purchaser by bidding there
for the sum of forty dollars, and
the said Drake paid the said
sum of forty dollars in cash, and
I executed to said Drake a
Deed for said Land with Special
Warranty; And out of the said sum of
forty dollars, I paid Costs of suit as
follows. Clerk of Court \$6.67 Sheriff's fees
and Service \$5.00 Lawyer \$15.00 Commission
for selling \$2.00 Auctioneer \$1.00 for
Executing Deed \$5.00 - Making in all
\$36.67 - leaving a balance in my hands
of \$3.33 which is not sufficient to pay
outstanding taxes.

Respectfully Submitted
W. W. Driggs Shff
Decr 16th 1872

Bryant
or $\frac{4}{3}$ Reese
Glenn

March Term 1872

To be entered.

Bryant
vs $\frac{1}{3}$ Decree-
Glover.

This Cause this day was
again heard on the papers formerly
read, and the report of Commisr. Schell
made in pursuance of an order
entered at the Jan'y Term 1872, of this
Court, to which report no exceptions have
been filed, and was agreed by Council.
On consideration whereof, the Court
confirming said report, doth a ^{copy of} ~~copy of~~
order & decree that W. W. Briggs, ^{he} ~~he~~
this County, he is hereby appointed a special Commisr.
for the purpose that he sell the real
estate reported to Commisr. Schell, after
having duly advertised the time, place
terms of sale, at public auction to the
highest bidder, upon the following terms,
to wit: One half cash, ^{including an attorney's} the balance on
see of \$15.00 a credit of nine months, the purchaser
to give bonds with approved personal security
carrying interest from day of sale, and the
title to be retained for the deferred payment.
And the said Commisr. is directed to ~~make~~
~~collect the said bond when due~~
~~report to Court of the proceeds, and~~
~~after that execute a deed with special~~
~~order to the purchaser and report to Court~~
~~may take by virtue thereof,~~
in order to a final decree.

Bryant
22 Dec
Glen

Dorchester County Court, January Term 1872

Richard L. Bryant, who has in this behalf for
the benefit and at the Costs of Benj. F. Bryant's Eff.

against
Susan Glan

John H. Hanning
Jt. Clk.

This Cause was this day heard on the Complainant's Bill,
with the exhibits filed, and being taken for Confid. as to
the Defendant Susan Glan, was argued by Counsel; the Consider-
ation whereof the Court doth assign, Order and decree, that a
Commissioner of this Court, take, State and report an account
of the annual rental value, and for simple value of all the
real Estate of which the said Glan may be seized,
together with a Statement of all judgments docketed
against her in the County of this County and since prior
to this, and State any other Matters in the said Report, which
the said Commissioner may deem pertinent, or that
may be required by either party, to be so stated.

A Copy
Sub.

James R. Tyler, J. C.

Books Costs	76.67
Sh. "	50
Comm. Seabrook	5.00
Law & P	<u>16.00</u>
	28.17

paid to Seabrook

Obeyant
to
Helen
D. Seabrook

San Francisco County Court, March Term 1872.

Benjamin J. Bryant

Against

Susan Glan

Deft.

Subpoena

Deft.

This Cause this day was again heard on the papers
formerly read and the Report of Commissioner Selmer,
Made in pursuance of an Order entered at the Jan-
uary Term 1872 of this Court, to which Report no
exceptions have been filed, and was argued by Counsel;
On Consideration whereof the Court Confirming said
Report, doth adjudge, Order and decree, that Wm.
Briggs, Sheriff of this County, be and he is hereby
appointed, a Special Commissioner, for the
purpose, that he do see the real Estate reported to
Commissioner Selmer, after having duly advertised
the time, place and terms of Sale, at public auction,
to the highest bidder, upon the following terms,
to wit; One half Cash, including an attorney's fee
of fifteen dollars, the balance on a Credit of
Nine Months, the purchaser to give bond with
approved personal Security, Carrying interest from
day of Sale, and the title to be retained for the
deferred payment. And the said Commissioner is directed
to Collect the said Bond when due after that, execute
a Deed with Special warranty, to the purchaser,
and report to Court, in order to a final decree.

At Copy

Teste,

James R. Tyler, J.C.

-86

Bryant for V

to Stat. Rules

Glover

Received by Clerk Cienis
Court Aug: 13th 1873

In Southampton County Court

Richard L. Bryant who sues in this behalf for the benefit and of the estate
of Wm. A. Bryant
against
Susan Glover

1871 Sep 25th Summons in Chancery issued

" Oct Rules Summons Ret^d. Executed Bill filed. Decree nisi v. Lth.

Nov - Bill taken for Confessed Cause set for hearing 9th

1872 March 19. Report & Decree

1874 June. Removed from Docket.

Very ant
to Sum. Chy.

Blair

1871 October Rules

Executed

J. L. Burham Deputy
for W. W. Briggs Sheriff

The Commonwealth of Virginia

To the Sheriff of Southampton County, Greeting:

WE COMMAND YOU to summon

Susan Glover

if *She* 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
October next to answer a bill in chancery exhibited against her in our said Court by Richard
S. Bryant who sues for the benefit of Benj. V. Bryant

And have then there this writ. Witness, OSWIN WHITE, Clerk of our said Court, at the Court-
house, this *25* day of *September*, A., D., 187*1*, in the *96* year of
the Commonwealth.

O. White Clk

24

Bryant

2 }

Ex: with Bill

Glover

23

The Commonwealth of Virginia.

To the Sheriff of Southampton County. Greeting.

We command you that of the goods and chattels of Susan Glover late in your Bail-
wick you cause to be made thirty nine dollars & thirteen cents with legal interest from
the 12th day of November 1870 till paid which Richard L Bryant lately in our
Circuit Court of Southampton County has recovered against her as well for a certain
debt as for interest thereon, also the sum of Seven dollars and 39 cents, which to the said
Bryant in the same Court were adjudged for his costs in that suit expended, whereof
the said Susan Glover is convicted as appears to us of record, and how you shall
have executed this writ make known at the Clerks Office of our said Court at
the Rules to be holden for the said Court on the first Monday in February next,
and have then there this writ - Witness Edwin White Clerk of
our said Court at the Courthouse this 25th day of November 1870, in the 95th
year of the Commonwealth.

O White Cl

Sheriffs Endorsement & Return

"Came to hand Nov. 29 1870 at 10 O'clock

AM - W W Briggs Shff -

"No Effects - W W Briggs Shff -

A Copy -

Teste, O White Cl

Bryant & Co

or

Susan Glover

Decece

1872. January term

To be entered

J. W. Wignhart Judge

For Hampton County Court -

January term 1872.

Bryant for se

^{or}
Glover -

} Decree

This cause was this day heard on the Complainant's Bill with the Exhibits filed, and being taken for confessor as to the defendant Susan Glover was argued by Counsel: On consideration whereof the Court with advice order and decree that a Commission of this Court 'take state and report' an account of the annual rental value and fee-simple value of all the real estate of which the said Glover may be seized, together with a statement of all judgments docketed against her in the Courts of this County and their priorities - and state any other matters in the said Report which to the said Commission may seem pertinent or which may be required by either party to be so stated.

104 79

Bryant & Co

15

Wagon

Cambridge Mass

Wagon

1872 March 19

An Account of the Annual and Fee Simple
Value of Real Estate of Susan Glover.

1870
mch 1

Annual, Fee Simple

9³/₄ acres of Land with Limestone
situated in Newson's Town
Ship. County of Southampton Val. \$10.00 \$50.00

Respectfully Submitted
Jno. H. Sebell
Clerk in Chancery

(2)

An account of the Judgments docketed against
Susan Glover in the County of Southampton
County.

On Judgment in favor of
H. S. Bryant obtained Nov
Term 1870 \$39.43
Interest from 12th Nov.
Costs 7.39

Respectfully submitted
John H. Sebell, Clerk

Commissioner's Office
Newark N.J.
March 18th 1872.

To the County Court of Southampton County.
Pursuant to a Decree of the County Court
of said County rendered at July Term 1872 in a
suit depending in said Court between H. S. Bry-
ant, who sues for the benefit of Terry S. Bryant, Petitioner

and Susan Glover Deft, Your Commissioner to
whom was referred ^{the settlement} the following accounts
viz - "An account of the Annual rental and
Free simple value of the real Estate of Su-
san Glover - Together with a statement of all
judgements docketed in the Courts of South
ampton County against her," reports that
by reference to the Judgement Docket he
finds only one Judgement vs said Glover which
is described in above account marked
(2) and that from evidence of certain
parties together with the assessed value
on the Land book of Stevesons Township he
believes the value as reported in account
marked (1) to be correct.

Your Commissioner deems it pertinent to
report the fact that since the Judgement
was obtained against said Susan G-
lover, she has disposed of said Tract of
Land of 9^{3/4} acres to J. H. Griffin for
the sum of \$55.00,

All of which with decess etc is res-
pectfully submitted

Geo. H. Sebrice
Clerk

Legal fee
\$5.00

Bryant

vs

Glover

Decree

June Term 1874

To be entered

Geo. W. Wood

Circuit Court
Southampton County -

Bryant vs Glover

This cause was this day again heard on the
papers formerly read & was argued by counsel.
On consideration whereof & it appearing to the
Court that nothing further is necessary to be done
herein, it is ordered that the same be dismissed
~~set~~ from the docket, subject to be ~~restored~~ stored
thereto, on the motion of any party interested.