

1879-10

Southampton County - Chancery

Harrell, D. C.

vs

Bryant + Anderson

"
In sum taxes + rent
to satisfy Complaint "
Money Admitted"

J. J. Bryant
Geo. B. Anderson

E 78 Harrell.

15th { In Chay.

Bryant et. als

1879 May Dismissed

Harrell
vs ⁴5 Li' Chey.
5
Bryant & Anderson

Bill

1877. April Rules

D. C. Warren

of the Du Ches.

J. F. Bryant & Geo. B. Anderson.

To The Hon. Geo. Blaw Judge of the
Circuit Court of Southampton County:

Complaining sheweth unto your honor
your complainant who represents and says
that some time in the latter part of the summer
of 1876, George B. Anderson a general Contractor
applied to your complainant, who is a
brick-maker & was at that time so em-
ployed, for a certain number of bricks
for the purpose of using them upon a
house which was then in course of erec-
tion & was the property of J. F. Bryant for
whom the said Anderson had agreed to do
the brick work and plastering necessary to
the completion of the said house. That your
complainant before the order of the said
Anderson was filled, had an interview
with the said Bryant, in which interview
the said Bryant represented to your com-
plainant that he thought he would run
little or no risk in furnishing the said bricks
to the said Anderson, that he (Bryant) had
known him ever since he came to the Co.
to live & that he had never heard any com-
plaint of his want of promptness in the
discharge of his pecuniary obligations

& that as far as he knew, he (Anderson) had acted honorably, that your complainant relying upon these representations & assurances furnished the brick to the said Anderson, little thinking that he would come to resort to this remedy to make his money. That your complainant was advised and believed that in case Anderson did not pay for the materials furnished that he could hold the property upon which the materials were used responsible for them, and acting upon this belief your complainant did furnish the said Anderson for the use of the said Bryant the materials mentioned in the exhibit herewith filed marked "A" & prayed to be taken as a part of this bill, that after the materials was furnished the said Anderson on the 29th day of August 1876. paid your complainant \$20.⁰⁰ leaving a balance due of \$66.07 which is still due & unpaid. That your complainant applied to both Anderson and Bryant frequently for the balance so due but without avail, that your complainant then determined to pursue his remedy given him, & served a notice on the said Bryant in writing notifying him that your complainant would hold the house responsible for the amount due, which

notice was received by the said Bryant and acknowledged by him, as will appear from exhibit "B" here with filed & asked to be taken as a part of this bill, That your complainant has been informed that the said Bryant had promised to pay the said Anderson \$320.⁰⁰ for doing the brick work & plastering for the said house & that he had paid the said Anderson \$180. leaving a balance due on the said contract of \$140. That the said Anderson left and abandoned the said work before it was completed and that the said Bryant had to employ others to do the work which the said Anderson promised to do. That the said Bryant on the 30th Sept. 1876. & on the 1st Nov. 1876. after the said Anderson had abandoned the said work, agreed to do all in his power to save your complainant's bill, & that he wanted them and at that time accept an order from the said Anderson for your complainant's bill, all of which will appear from exhibits "B" & "C." here with filed. That your complainant is informed that the said Anderson never came back after the 1st Nov. 1876 thereby leaving a balance in the said Bryant's hands, That your complainant was advised, & did proceed to furnish the said Bryant (the owner) with

an affidavit showing a correct account
of the amount due your complainant
by the said Anderson the genl. contractor and
remaining unpaid, & that the amount
so furnished the said owner did not exceed
the amount named in the previous notice,
& that your ~~complainant~~ complainant within twenty
days after the completion of the work upon
the said house, and before the work there on
was terminated filed his lien in the Clerk's
Office of the Court of Southampton & it was
duly admitted to record, & that within less
than six months from the filing of said
lien, this suit was instituted. That your
complainant is a laboring man & mechanic
& can not afford to lose even the small amount
claimed in the premises, that he is a man
of family & dependent upon his labor for a
living, that the materials were furnished
& used upon the house of the said Bryant
who will enjoy the same, whilst your com-
plainant if denied his prayer will be
left without a remedy, as the said Anderson
as your complainant is informed is to-
tally insolvent, & has removed beyond
the limits of this State. And your complain-
ant prays that the said Bryant and
Anderson be made parties defendants to
this bill & required to answer the same

upon said, and that the said house and a
sufficient quantity of land attached with
same for its convenient use may be sold
to satisfy your complainant's claim and
the interest on the same, & that your com-
plainant may have such other and further
relief as the nature of this case may require
or to equity may seem meet. And your
wator will ever pray &c

Witness p. 25.

Harrell

vs 3

Bryant & Auden

Answer of

J. F. Bryant

vs "

Exhibits

"

The Answer of J. F. Bryant to a bill of complaint filed in the Circuit Court of Southampton vs him by D. C. Harrell.

This respondent for answer to the said bill - says - That it is true your ^{respondent} ~~complainant~~ did have an interview with D. C. Harrell before any contract with Geo B. Anderson to furnish any brick was made, but your respondent denies that he made any representations to Complainant that he would run little or no risk in furnishing Anderson. On the contrary your respondent said to Complainant that he should not be responsible for any of Andersons & Harrells bargains - That he had bargained with Anderson to do this brick work & some other work, but if Anderson could not do it or failed to comply with his bargain, he should get some one else. Your respondent then told Complainant that Anderson was from the place where Complainant lived and he ought to know him better than respondent. This respondent denies that Complainant ever applied to your respondent before the institution of this suit for money. But respondent did say to Complainant that if he would get an order from Anderson, he would pay the order. But independent of all this, your respondent says that the work of which

these bricks were furnished, was completed on the 5th day of September 1876, by Anderson, and your respondent paid the said Anderson on that day, as will be seen by said receipt filed herein marked (1) & prayed to be taken as part of this answer. That by reference to the contract between respondent & Anderson, filed herein marked (B) & prayed to be taken as part of this answer, it will be seen that \$150 was the amount your respondent was to pay when the brick work was completed. That according to the Mechanics Lien law, the complainant is required to give notice to respondent within 30 days from completion of the work - and ~~the~~ complainant did not so give any notice in more than 60 days as will appear from the said notice filed herein marked (C) & prayed to be taken as part of this answer. - by reference to this notice it will be seen that it was delivered Dec 18. 1876 by A.C. W. who was A.C. Wither, Complainant's Counsel, whereas, as your respondent is advised it should have been delivered before Oct 6th 1876. Your respondent further says that in his belief Anderson was not a general contractor. Your respondent further says that Anderson did abandon the contract he had made with your respondent & alluded to above, after he had finished the brick work - and after your respondent

had paid him, went on the 5th day of Sept. 1876. and that your respondent did not owe Anderson anything until the Plastering was completed. That Anderson never returned & your respondent had to employ other parties at higher wages to complete his plastering &c. Wherefore your respondent says that the bill of the Complainant should be dismissed. And having answered your respondent says hence to be dismissed &c.

J. F. Bryant

Southampton County Court.

I, J. B. Prince a Notary Public for the County aforesaid in the State of Virginia do certify that J. F. Bryant whose name is signed to the foregoing answer, personally appeared before me in my County aforesaid & made affidavit that the said answer was true to the best of his knowledge & belief. Given under my hand Oct 15. 1877.

J. B. Prince
Notary Public



WRITE THE ADDRESS ON THIS SIDE - THE MESSAGE ON THE OTHER

103600
94893
8809

19445
32648
44800
94893
105800
111293

B. D. Co. Harrell

105800

93393

31648

44300

17445

Va.

10301

Franklin,
Nov. 4. 76.

Mr. A. has not
commenced my
plastering yet - I
am looking for
him every day,
and as soon as he
arrives, will in-
form you of the
fact. Your notifi-
cation to me is worth
nothing, but I will
do as I promised,
aid you all in my
power, to save your
account - Respectfully
J. Bryant



WRITE THE ADDRESS ON THIS SIDE—THE MESSAGE ON THE OTHER

10" |

Mr. D. C. Harrell

Suffolk
Va

Hanklin Va.
Sept. 30. 1876.

Dear Sir:

I received your
Postal this morning,
but don't intend to
become involved
in any complications
with yours' and Au-
dersai's affairs -

I will accept an order
any time it gives one,
which I presume he
will do, as soon as he
commences the plastering
This he will do as soon
as the carpenters are
ready for him - yours
J. F. By and

Deposited on the

18th Dec 1876

By

Held

Exhibit (C)

Suppose V.

Nov. 28th 1876.

To Dr. J. F. Bryant.

Franklin V.

Sir I will hereby take notice
that I have furnished Geo. B. Anderson
a general contractor the following materials

5700 Salmon Bricks at \$8.50 per m. \$48.45-

3500 Hard " " \$10.75 " " \$37.62

Total \$86.07

Per. By cash \$20.00

But Due \$66.07

The foregoing materials were used upon your
house now being built in the town of Franklin
& I hereby give notice as required by law, that
it is my intention of claiming the benefits
of the mechanics lien for said materials
Very Respectfully Yours obt. Servt.

D. C. Hamill

By Helveth Atty &c

Sept 5. 1876, Recd. of J. F. Bryant. the
sum of One Hundred and Fifty Dollars
(\$ 150⁰⁰) in part payment of Contract.

Geo. V. B. Anderson

Marrell
vs { Exhibits
Dyck and J. Anderson

(Exhibit A.)

George P. Anderson Genl Contractor,
To D. C. Harrell

D^r

Nov. 18 th 1876.	To 5700 Salmon Brick @ \$8.50 per m.	\$48.45
"	3500 Hard " @ \$10.75 " "	\$37.62
		<u>\$86.07</u>
Or By Cash		20.00
Bal. Due		<u>\$66.07</u>

State of Virginia
Hansemond County, to wit:

This day personally appeared before me A. C. Withers a Commissioner in Chancery for the Circuit Court Hans: Co. D. C. Harrell and made oath that the foregoing account is correct and just and has never been paid. Given under my hand this the 18th day Nov. 1876.

A. C. Withers

Com'r &c.

Know all men by these presents that whereas George P. Anderson a general contractor, in the business of Brick layer did purchase of me the bricks mentioned in the foregoing account and did promise to pay the price there named for the said bricks, and whereas the said bricks so purchased of me were used for one J. F. Bryant in the construction of his the said Bryant's house, by the said Geo. P. Anderson General Contractor as aforesaid. Now therefore I D. C. Harrell of the County of Hansemond and State of Virginia do by these presents signify my intention of claiming the benefit of the mechanics lien as provided by law, and do hereby establish such lien upon the property of the said J. F. Bryant as is in such case made and provided, which property is situate in the town of Franklin and in the County of Southampton lying and being North West from the depot of the Seaboard & Roanoke Rail Road, and on the ~~left~~ near the new Church, and is situate South from the present residence of the said J. F. Bryant and a lien is also claimed upon a sufficient quantity of land adjacent to the said building for convenient enjoyment of the same.

Witness the following signature and seal this the

18th day of Nov: 1876.

D.C. Harrell

Seal

State of Virginia, Hansemond Co. to wit:

This day personally appeared before me A. C. Withers a Comr. in Chy for the Circuit Court, D.C. Harrell the party whose name is signed to the writing above and acknowledged the same before me in my County aforesaid.
Given under my hand this 18th Nov: 1876.

A. C. Withers

Compt &c.

Southampton County - In the Clerk's office December 18th 1876.
This Writing together with the certificates thereto annexed, was this day filed and recorded according to law.
J. M. Edwards C. C.

(Exhibit D.)

Ms D. C. Harrell,

Suffolk

Va

Franklin

Nov: 1. '76.

Mr A. has not commenced my plastering yet - I am looking for him every day, and as soon as he arrives will inform you of the fact. Your notification to me is ~~not~~ nothing but I will do as I promised, aid you all in my power, to save your account.

Respectfully

J. F. Dyant

(Exhibit C.)

Ms D. C. Harrell,

Suffolk,

Va

Warrell
vs { Exhibits
Osgood & Anderson

Homer
2

Bryant

Rept of Commission
C.W. Briggs

Harriet ⁴ Bryant.

To the Hon. Sec. Blaw Judge of the
Circuit Court of Southampton Co;

The undersigned, your special Com-
missioner appointed by decree dated
at the May term 1879 to
sell the property mentioned in the bill
and proceedings and with the proceeds
of said sale to pay and satisfy certain
debts & costs & would respectfully report,
that he collected the said money with
sale and has paid off and discharged
the said debt and costs.

Respectfully submitted:

W. L. Green, Comy

Apr 1879

Rec'd of W. L. Green, special
Commissioner all the money due me,
or set forth in the bill and proceedings in
this case, together with all interest
on the same.

D. C. Harrell
per A. C. Wickers, atty
~~for~~

9605

Harrell

to } State Rules

Bryant & Co

1

2

In Southampton Circuit Court

D. C. Harrell

^v
J. F. Bryant & Geo. B. Anderson

1877 March 1st Summons issued.

" April R " Returned Ex^d on Bryant. Anderson not a
resident - Bill filed - D. Nisi v Deft Bryant.

" May " Bill taken for Confessed as to Deft. Bryant & Cause set
for hearing as to him -

1878 May T. decree for plaintiff.

1879 May - dismissed

July 18. 1888. I acknowledge service of within
noted.

J. F. Bryant
by J. B. Ruice
atto

Notice for
J. F. Bryant

To J. F. Bryant (M.D.)

Take notice, that we shall, on the 22nd day of February A.D. 1878 at the office of Peter B. Prentiss (Clerk's Office) a Commissioner In Chancery in the town of Suffolk and County of Nassau, between the hours of 6 A.M. & 6 P.M. of that day, proceed to take the depositions of E. W. Burgess & George J. Barum & others, who read as evidence in our behalf in a certain suit in equity depending in the Circuit Court for the County of Southampton wherein you are defendant and we are plaintiffs. And if from any cause the taking of the said depositions be not commenced on that day or if commenced be not concluded on that day the taking of the same will be adjourned from day to day, or from time to time at the same place & between the same hours, until the same shall be concluded.

Respectfully Yours
D. C. Farrell

By A. Cloithus
Att'y &c

W. C. Howell
25th { Depositions
J. F. Bryant

Came to hand sealed Febry
25. 1878. L.R. Edwards CLK

The Depositions of E. W. Burgess, Geo. L. Bennett & D. C. Harrell
taken before me, Peter B. Prentiss, a Commissioner in Chancery
of the Circuit Court in and for the County of Newsummond
in the State of Virginia, pursuant to notice hereto sub-
scribed, at the Clerk's Office of Newsummond County Court, in
the Town of Suffolk, Virginia, on the 22nd. day of
February, A.D. 1878, between the hours of 6 A.M.
and 6 P.M., to be read as evidence on behalf of
D. C. Harrell, in a certain suit in equity de-
pending in the Circuit Court for the County of
Southampton, wherein D. C. Harrell is Plaintiff
and J. F. Bryant (Ind.) is Defendant.

Present: A. C. Withers, attorney for the Plaintiff
J. F. Bryant, the Defendant

E. W. Burgess, being duly sworn on the Holy
Evangelists of Almighty God, deposes and saith as follows:

1. st Quest. by Plffs. Att. What is your age, where do you reside, and
what is your occupation?

Answer I am 59 years of age, reside in Suffolk, and my occa-
sion is that of a Brick-layer & plasterer.

2. ^d Quest. by Pl. & D. Did you ever work on the house of the defendant in this
cause, located in Franklin, La. La, when did you begin
such work, what kind of work did you do, and when
did you complete it?

Answer I did work on the house, located in Franklin, began
the work, about the last of January or first of February 1877.
which consisted of plastering the house & finishing up

some brick-work which was underpinning one (1) dollar
said work was completed 20th Feb. 1877

3rd Quest: How did you know that it was on the 20th Feb.
1877, when you completed the work named?

Answer: The day we finished the work, the defendant and
self were with us, and gave us his note, which
I find was dated 20th Feb. 1877.

4th Quest: Do you know Geo. B. Anderson, one of the
defendants to this suit, & if so, what was his
business?

Answer: I know Mr. Anderson, a plasterer & bricklayer
but do not know his given name
and further than defendant said, and

(Signed)
E. M. Briggs

George L. Barron, being duly sworn on the Holy
Vigilants of Almighty God, deposes and says
as follows:

1st Quest: What is your age, where do you reside and what is
your occupation?

Answer: I am 24 years of age, reside in Suffolk, and my occupa-
tion is that of a Bricklayer and Plasterer.

2nd Quest: Did you ever work on the house of the defendant in
this cause, located at Franklin; & if so, when did you
begin such work, what kind of work did you do, and
when did you complete it.

Answer: I did work on said House, about the last of March.

bar on the 1st of December, 1866, on the ~~each~~ plastering & brick work - brickwork having consisted of laying the hearth - the work was finished the 20th day of Feb: 1877 (I speak from memory learned from Mr. Burch, the date of a certain note, which was given the day was finished the brick work.)

3rd Quest: Do you know Geo: B. Anderson, ~~plasterer~~ bricklayer, ~~who~~ one of the defendants to this suit, if so, what was his business?

Answer: I do - his business was plastering & bricklaying.

4th Quest: Was said Anderson, a workman and Contractor, or simply a Contractor?

Answer: I was told, that he was both.

Cross Examination of Defendant.

1st Quest: Did you or not furnish the bricks, yourself, used in the brick work referred to? & if whom did you purchase them?

Answer: We did - having purchased a part of them from P. H. Lee & Co - & the balance from H. R. Calley.

2nd Quest: Do you know who furnished the bricks, ~~furnished~~ ^{provided} by Anderson?

Answer: I do not know - but it was generally understood & believed that they were furnished by Mr. D. C. Howell.

and for the this document signed by
(signed) C. D. Brewer

N.C. Hamell, being duly sworn on the Holy Evangelists of Almighty God, deposes and saith as follows:

1st Quest:

What is your age, where do you reside & what is your occupation?

Answer I am 41 years of age - reside in Salt M. Va. and my occupation is now, I was at the time the brick, alluded to, were furnished, a brick-maker.

2nd Quest:

Are you the Plaintiff in this cause, & do you know Geo: B. Anderson, of S. C. what was his occupation?

Answer I am the Plaintiff in this cause & I know said Geo: B. Anderson, who was a bricklayer, ~~plasterer~~ plasterer & general Contractor for

3rd Quest:

^{work of that description: I know him to have been a general Contractor, having been once associated with him in business.}
Did you furnish the brick, for the house of the defendant, Bryant, in the Town of Frankler; & was the material, as furnished by you, to Anderson used for that purpose?

Answer I furnished the material (brick) - which were used by Anderson for that purpose.

4th Question

Look at Exhibit "C" filed with the defendant,

Answer I say whether that is a correct account of material furnished?

Answer I have examined exhibit "C" & find it correct.

Cross examined by Defendant

1st Quest:

Did you not furnish bricks to the parties

about the time you furnished brick, to said Anderson
& who were said parties?

Answer. I did furnish some brick, to other parties;
I do not remember to whom they were shipped, but
could take reference to my book

2nd Quest. Did you furnish brick, to Mr. Anderson for
my other job, at Franklin; & at what time, at
that time?

Answer. Not that I now remember — the
bricks that I sent to Franklin, other than those
sent to Anderson, were paid for by Wiley
Connell, who was then Treasurer of the
Masonic Lodge, there.

And further this defendant saith not.

(Signed)
D. H. Howell

State of Virginia

Hammond County, to wit

} I, Peter B. Prentiss, a
Commissioner in Chancery of the Circuit Court for
Hammond County, in said State, do hereby certify, that that
the foregoing Depositions were duly taken, sworn to and subscribed
before me, at the time and place mentioned therein.

Given under my hand, this 22nd day of February, 1878.

Peter B. Prentiss

Fee of Commr. \$5.00

Witness E. W. Burgh 50

" Geo. B. Brown 50

\$ 6.00

by P. B. Prentiss
do do do

Commr. in Chy.

W. C. Howell

20th } 21st }
22nd }

J. H. Bryant, M.D.

To 22nd July: 1878, at the
Clerk's Office, in Salto, Va.
before P. B. Pender, Clerk
in Ch. at 11 O'clk. a.m.

W. C. Howell, Clerk of the Court, Salto, Va.
has, order, received a City bond.

W. C. Howell
J. H. Bryant

The Commonwealth of Virginia,

To the SHERIFF OF NANSEMOND COUNTY, Greeting:
YOU ARE HEREBY COMMANDED TO SUMMON E. W. Burgess and George L.
Baum,

undersigned, a Commissioner in Chancery
to appear before the ~~Jury~~ of the Circuit Court of Nansemond County,
at the ^{Clerk's Office} Court House of said County, on the 22nd day of February, 1878 (this month), to
testify and the truth to say on behalf of D. C. Hamell

the Circuit Court of the County of Southampton,
in a certain matter of controversy in ~~and said Court~~, depending and undetermined between said

D. C. Hamell

Plaintiff
and

J. F. Bryant, M. D.

Defendant

And this the witnesses shall in no wise omit, under the penalty of \$100 each: and have
then and there this summons.

Witness, PETER B. PRENTIS, ^{Commissioner in Chancery of our said Circuit Court of Nansemond County}
~~Clerk of said Court~~, at his office, this 19th
day of February, 1878, in the 102nd year of the Commonwealth.

Peter B. Prentis, Comm^r in Chy Clerk

This agreement, made, this the 31st day
of July 1876, between Geo. B. Anderson, of
the one part, and J. W. Bryant of the other part;
Witnesseth, that the said Geo. B. Anderson, for the
consideration, hereinafter mentioned, doth promise
and agree, with and to the said J. W. Bryant, that he
the said Anderson, shall and will do and perform
all the work belonging to the bricklayer and plasterer,
in and about the erection and building of a certain
house, on the lot now owned by the said Bryant, sit-
uated in the Town of Franklin, Southampton Co. Va,
and located on High street, between 2nd and
3rd Avenue, in a sufficient and workmanlike
manner, at his own charge and expense - all
the materials for the purpose to be supplied by the
said Anderson; that he will use the best ma-
terials, throughout, and sufficient quantity of
lime, and hair to make the best work, -
that he will build the same with sufficient
underpinning, two and half feet elevation,
with lattice work between pillars.

The said building to be 18 x 44 feet, two
stories, and a single story piece, 16 x 36 ft,
(12 feet of the latter not to be plastered)

The main building to have two chimneys, and
the single story one chimney -

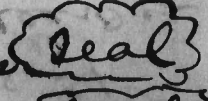
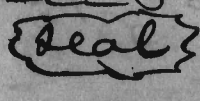
The specifications and contract in hands of
Jos. G. Cammell, furnishes the plan of said
building, which shall be a guide for said
Anderson, in the work to be done by him -

The Hearths, are to be laid of fine pressed

bricks - The Parlor is to be adorned with suitable cornice, around the room, with circle and Rosette in center - In the Hall below, there shall also be a suitable circle and Rosette, of good finish -

And the said J. F. Bryant, for and in consideration of the true and faithful performance of the work to be done as aforesaid, doth agree and covenant to and with the said Anderson, that he shall and will truly pay, or cause to be paid unto the said Anderson, for all such work to be by him done and performed, in and about the building aforesaid the sum of

Three Hundred and Fifty Dollars (\$350.00) in full, and the said Bryant will pay all the said money as follows - to wit; The sum of One Hundred and Fifty Dollars (\$150.00) on or about the 1st day of September, or as soon as all the brickwork shall be completed, and the remainder (Two Hundred Dollars) on or about the 15th October, 1876, or as soon as the whole work shall be completed - And in the true and faithful performance, of each and all of the aforesaid agreements, each of the parties, bindeth himself, his heirs, and executors, unto the other, - In witness whereof we have hereunto set our hand and seals, the day, and year first above written.

Geo. B. Anderson 
J. F. Bryant 



herein the sum of \$66.07. with interest
thereon from the 15th November 1876
till paid, and that the residue of
the purchase money shall be made
payable at such time & secured
in such manner as the said
Commissioner shall prescribe &
direct, and make report to Comr.

Harrell
vs
Bayant.

To be entered
May 1878.

Geo. B. Stone.

Harrell

vs. J. In Chcy
Bryant & als

This cause came on
this day to be ~~heard~~ on the original
bill and answer of J. F. Bryant
Geo. B. Anderson failing to appear
upon the depositions read and ex-
hibits filed, and was argued by
counsel.

On consideration whereof the Court
doth adjudge order and decree that
the house and premises in the pro-
ceedings mentioned after being duly
advertised in The Franklin Monitor
and at the Court House door be sold
at public auction at the Court
House door to the highest bidder &
that W. W. Briggs is hereby appoin-
ted Special Commissioner for that
purpose, who shall however before
entering upon the discharge of his
duty as such execute a bond con-
ditioned according to law in a
penalty of \$2000 ~~to be~~
that the said property shall be
sold for cash as to much as may
be necessary to pay the costs ^{& sale} & expen-
ses of this suit, & the ^{plaintiff} ~~defendant~~

Marrell

~ } Sum. Chy

Bryant Jr

1877 March Rules

Withers p.g

Came to hand too
late to be Executed

W W Briggs stff

\$1.00 of tax paid

The Commonwealth of Virginia,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—GREETING:

WE COMMAND YOU TO SUMMON

J. F. Bryant & Geo. B. Anderson

if *they* be found within your bailiwick, to appear at the Clerk's Office of our Circuit Court of Southampton County at the rules to be holden for the said Court, on the first Monday in *March* 1877 to answer a bill in chancery exhibited against them in our said Court by *D. C. Harrell*

And have then there this writ.

WITNESS, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court House, this *1st* day of *March*, 1877, in the *101st* year of the Commonwealth.

L. R. Edwards cc

Harrell

to } Sum. Ch.

Bryant J.

1877 April Rules

Executed by delivering
J. F. Bryant a copy of
this summons on the
23rd day of March
1877. Geo. B. Anderson
is not a resident of
my County.

W. W. Briggs Shff

The Commonwealth of Virginia,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—GREETING:

as at another time we have

WE COMMAND YOU [^] TO SUMMON

J. F. Bryant & Geo. B. Anderson

if *they* be found within your bailiwick, to appear at the Clerk's Office of our Circuit 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 *D. C. Harrell* —

And have then there this writ.

WITNESS, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court House, this *7th*
day of *March*, 1877, in the *101st* year of the Commonwealth.

L. R. Edwards cc.

Harmer
at
Bryant

Decr 1879
May. ~~1880~~
to be entered.

Geo. Brown,
—

Harrell
27

Bryant

This cause came on this day to be again heard upon the papers formerly read and was argued by counsel and it appearing from the report of the ~~case~~ special Commissioner W.W. Briggs that the money claimed therein has been fully paid and discharged and that all the costs of the suit has been also paid. Whereupon the Court confirming the report of the special Commissioner W.W. Briggs doth order, adjudge and decree that this suit be ^{dismissed +} removed hence from the docket.