

1881-20

Southampton County Chancery - Sledge, Lucy (etals) vs Ivey, Anne (Sledge)
etals

settle real estate

Sledge, Sterling

Turner, Joseph

" , Letitia

Williams, Mary

Everette, Martha

Sledge, Anna

Ivey,

Ivey, Henry
" , Ben
" , Willie
" , Lauretta
" , Emeline

" , Aaron

" , Rainey

Hedge, Turner & others

vs: { Deane
Jury & {

This cause was this day docketed by leave of court and consent of parties and the court having appointed J. R. Edwards guardian ad litem to the infant defendants Henry, Ben: Willie, Lauretta and Emeline Jury, by the like leave and consent came on to be heard on the complaint bill. The answer of the defendants ~~and~~ ^{and replication thereto} exhibits filed; and was argued by counsel: On consideration whereof the court doth adjudge, order and decree that Joseph B. Prime be and he is hereby appointed a special commissioner for the purpose. That he sell at public auction to the highest bidder on the premises after having advertised the same, the real estate in the proceedings mentioned to wit the tract of land devised by John Jury to Eliza Jury and bounded by the lands of Wm J. Adams, Wm A. Jones & Howell Harris and containing 360 acres (more or less). That the said Commissioner sell the same on a credit of one and two years (except sufficient in cash to pay the expenses of obtaining and executing this decree. Taking bonds with sufficient personal security from the purchaser bearing interest from date and payable one and two years after day of sale. The title to be retained till the purchase money is paid. The purchaser to have the discretion of paying the whole purchase money in cash. in which event the said Commissioner is ordered to execute to the said purchaser a deed with special warranty for the same

But the said Commissioner is not to proceed to execute this decree until he shall have entered into bond with sufficient personal security in the clerk's office of this court in the penalty of two thousand dollars conditioned for the faithful performance of the duties hereby enjoined; and in any case the said Commissioner is directed to report his proceedings under this order to this court in order to a final decree.

Sledge, Turner &c
vs: *Bill*
Sledge, Turner &c

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completi: pray that the said Anna Hedge (formerly
Ivey) Aaron and Rainey Ivey adults Henry, Ben, Willie
Lauretta and Emeline Ivey who are infants may
be made parties defendants and that the infants
may have a guardian ad litem appointed to
defend their interests and true answers make
to the allegations of this bill. that your worships
will grant such further general and special
relief as the nature of this case requires and
as equity dictates.

J. H. & J. B. Pinner atty
for Complti:

Answers of Anna ^{Hedge} ~~Ivey~~ (formerly ~~Hedge~~ ^{Ivey}) Aaron
and Rainey Ivey (adults). These respondents saying
4th for answer say that they know the allegations
contained in the bill to be true and do not
object to the decree prayed for, ^{and the said minors submit their interest to} & having assumed
the protection of their estate.
pray hence to be dismissed &c.

Sledge & Co

W. } Com. bond

Sledge & Co

Know all men by these presents that we Joseph B. Prince & Joe H
Prince

are held and firmly bound unto the Commonwealth of Virginia in the just and full
Sum of Two thousand dollars, to the payment whereof well and truly to be made to the
Said Commonwealth we bind ourselves, our heirs, executors and administrators, jointly and
severally, firmly by these presents. Sealed with our Seals and dated this 20
day of December A.D 1869

The condition of the above obligation is such that whereas by a decree of the
Circuit Court of Southampton County rendered at the May Term thereof 1869 in a
suit in Chancery therein depending between Lucy Hodge (formerly Lucy) wife of
Sterling Hodge & others plaintiffs and Anna Hodge & others Defendants, the above
bound Joseph B Prince was appointed Commissioner for purposes set forth in the said
decree. Now if the said Joseph B Prince shall faithfully discharge the duties of
his trust under as Commissioner under the said decree, then the above obligation to be void
or else to remain in full force and virtue.

Joseph B Prince
Joe H. Prince

(Seal)

(Seal)

Southampton Circuit Court Clerks Office the day of

18

This bond was acknowledged by the obligors hereto &

the security made oath that

estate

after the payment of all just debts worth the sum of Two thousand
dollars, the penalty of said bond -

Ivy Turner &
c { Com. Cond

Ivy &

for 100

Know all men by these presents that we Jos B Prince & Jos H Prince

are held and firmly bound unto the Commonwealth of Virginia in the just and full
Sum of Two Thousand Dollars Dollars.
to the payment whereof well and truly to be made we bind ourselves our heirs, executors
and administrators jointly and severally firmly by these presents Sealed with our seals
and dated this 18 day of November 1867

The Condition of the above obligation is such that whereas by a decree of the
County Court of Southampton County pronounced on the 18 day of Nov
1867 in a suit in Chancery therein pending between Lucy Sledge, formerly
Ivey, wife of Stirling Sledge & plffs and Anna Ivey, formerly Sledge,
Aaron & Raming Ivey & Defts.

the above bound Joseph B Prince was appointed Commis-
sioner to make sale of certain real estate in the proceedings in said suit men-
tioned

Now if the said Joseph B Prince shall faithfully discharge the
duties of his said office or trust under the said decree or any other decree which may be
rendered in the said Cause then the above obligation to be void or else to remain in
full force and virtue.

Jos. B. Prince (Seal)
Jos. H. Prince (Seal)
(Seal)

Sledge, July 24

17 $\frac{4}{3}$ Report

July 25

June 11, 1873

Sledge - Juey 10
 or 3 Report of Commisr Princes.
 Juey 14.

In this cause your Commisr
 submits the following report. That he
 has with drawn & collected the two
 bonds of Mary J. Williams filed
 in this cause and the following
 exhibit will show, what disposition
 has been made of the money.

Bond due Dec 20, 1867.	478.95
Int to Decr 20, 1868.	28.73
	<u>\$507.68</u>

This amt has to be equally distributed
 among three - viz, Joseph Turner scribe
 Sterling Sledge scribe - & the heirs of
 Charles Juey. The heirs of Charles Juey
 are eight in number - and consequently
 each one would be entitled to one
 twenty fourth of the whole amount.

1869. Aug 20. By amt pd Joseph Turner.	169.22
" " " " " S. Sledge scribe -	169.22
" " " " " S. Sledge for C. Juey	21.15
" July 2 " " " Char. Riley	21.15
" " " " " Jm. Upchurch	<u>21.15</u>

The amounts paid Jos Turner & S. Sledge, wife
 are the whole amounts they are entitled on
 first bond - and \$21.15 is the amt each one

Of the heirs of Char Inez is entitled to. Aaron Inez, gave me an order to pay his share to college - which order is filed & Char Riley & Jos. Upchurch married two of the heirs of Char Inez. There is now in my hand one first bond due the following heirs of Char Inez, viz Ben, Willie, Lauretta & Melina Inez, the sum of Twenty one 15/100 dollars cash.

The following is statement of second bond.

Bond due 20 Decr 1867-	\$ 478.95
Int. to Jan'y 20. 1870.	<u>59.86</u>
	\$538.81

This is to be distributed as other bonds - except I paid a bill of eleven 16/100 dollars out of this fund before distributing any of it. This was paid for Geo. Brantley, who had died without any heir, and was a member of the same family of people.

1870. Dec 8. By amt paid Jos Turner.	\$168.44
" " By " " S. Hodge's wife	\$168.44
" " By amt " A. Inez	21.00
" Feb 7 " " J. Hadden for Anna Upchurch.	22.41

I have also paid P. H. Inez, who has arrived to the age of twenty one his full share of both bonds

which, with the interest up to time
of payment amounted to Fifty ⁰⁵/₁₀₀
dollar. I did not pay Mr Sledge
any money on the second bond,
Her husband Sledge was in debt
to me for professional services,
and she directed me to retain
her portion as a credit on his
claim; I also retained the share
to which Aaron Inez was entitled,
& credited it on S. Sledge's note to
me, Inez having directed me to
pay it to S. Sledge. There is in my
hand & now on second bond, the
sum of Twenty one ⁰⁵/₁₀₀ dollars
due the following heirs of Char
Inez - viz - Ben. Willie, Sametta
Emeline, & Rainey, who married
Char A. Riley. No one has qualified
as Jdn for any of the heirs of
Char Inez. All of which is respectfully
submitted -

June 11. 1873 -

To Hon Judge -

Co. Ct. - Southampton.

J. M. Prince

Commissr.

Sledge
+ 3
Incy

Recpt from
Willie Incy

Statement of money due from J. B. Thorne
Cmr in Chancery suit Skeels & Day - Circuit
Court of Southampton - to Miller Day, one
of the heirs of Chas Day.

But due

\$42.12

Int from Jan'y 1. 1871. to Jan'y 1.
1876.

12.60

\$54.70

Received Apl 17. 1876 of J. B. Thorne - Cmr -
fifty four 70/100 dollars in full of above
statement.

Witness

E. A. Drury

Willie ^{his} Day
Mark

Slide Key
vs. $\frac{1}{3}$ Report
Incy J.

1870 May 11th

Shelby
in $\frac{2}{3}$ Report of Comm. Prince

Jury

In this cause, your Comm.
reports that Willie Jey one of the
Heirs of Chas Jey has attained
the age of 21- and I have paid
him his share ^{of the money} of the real estate
as per his receipt herewith filed.
The remaining heirs are under
age and have no franchise
Receipt submitted

May 11. 1896.

J. B. Prince
Comm.

To Judge Cir Ct.

Sledge & others

up

Lucy & others.

Commisariat Reports

Choy 8th

1868 March 6th

Sledge
to } Ref

47

Slide & others }
 vs } Commissioner's Report.
 Dwyer & others }

In this case your Commissioner begs leave to submit the following report; that after having duly advertised the tract of land in the proceedings mentioned, he proceeded to sell on the premises on the 20th December 1867, the said tract of land containing 360 acres to the highest bidder. Mary J. Williams became the purchaser at four $65\frac{1}{100}$ dollars per acre, amounting to sixteen hundred and seventy four dollars (\$1674.). Cash paid to defray expenses to wit:-

Attorneys fee for Deeds & deed. \$30.00

Commissioners

42.48

Clerks Fee

5.00 p^d.

77. 48

\$1596.52

Leaving a balance due of fifteen hundred & ninety six $52\frac{1}{100}$ dollars to be divided into five shares, which gives three hundred & nineteen $30\frac{1}{100}$ dollars to a share. Mary J. Williams was entitled to this amount (\$319.30) in her own right, and to the same amount as the purchaser of Martha Everett's interest, making six hundred & thirty eight $61\frac{1}{100}$ dollars, which leaves to nine hundred & fifty seven $21\frac{1}{100}$ dollars to be divided into three (3) parts.

Your Commissioner further states, that he took two bonds of four hundred & seventy eight $45\frac{1}{100}$ dollars, each of Mary J. Williams, the purchaser, ^{herewith returned with this report} without any personal security, she being unwilling to give it, and your Commissioner

believing that the tract of land, the title
to which is retained, until the purchase
money is paid, would at any time sell
for \$957.94⁰⁰, the sum now due., Mary J.
Williams, the purchaser, being entitled to
two fifths of the whole amount, which has
been deducted.

Respectfully Submitted

Joseph B. Prince
Comr.

"

Decr 20. 1869 Received the two bonds returned
with this report, for collection

J. B. Prince

Sledge. Iney V.
or 3 Report
Iney for the

1878 Oct. 17th

Sledge Juey & Co

or $\frac{3}{3}$ Report of Comr. J.B. Prince.
Juey & others

In this case your Comr reports that he has paid Lauretta & Emma Juey the full portions to which they were entitled, as will appear from their receipts filed with this report. There is only one other party entitled to any of the fund. and it has been impossible to find out his whereabouts. His name is Benj Juey. and he is entitled to same amount as the other Juey children. I suggest that the case be removed from the docket with liberty to be reinstated, whenever this party should be found.

Oct 17. 1878.

Respectfully submitted

To Judge Circuit Court $\frac{3}{3}$ J.B. Prince
Southampton. } Comr

in the penalty of two thousand dollars
of the duties hereby enjoined, and in any case
the sd Commr is directed to report his proceedings
under this decree to this Court in order to a
final decree

Wm J. Deane
Jury

To be returned -

E. J. Smith

May 1. 1869

Southampton Circuit Court -
May Term. 1868

Slide 2^d

or 3 Decr -

Decy 2^d This day this cause which was ordered to be removed from the County to the Circuit Court came on to be heard on the papers formerly read and the report of Commissioner J. B. Prince specially appointed to sell the land in the proceeding mentioned and was argued by counsel. On consideration whereof the Court doth approve, order & decree that the said report be and the same is hereby approved and confirmed. And the Court doth further approve order & decree that J. B. Prince be & he is hereby appointed ~~to~~ a special Commissioner to collect the bonds returned with his report - that he proceed to collect ^{or he may receive} them as they become due and that ^{the whole amount of the purchase money due to pay the said} he pay over to the Trustee of ~~the said~~ ^{the said} ~~the said~~ upon his entering into bond with sufficient security, conditioned according to law ^{to be filed in this cause} the part to which she is entitled - that he pay to Joseph Turner husband of Lathia Turner upon her acknowledging her consent ^{to be filed with this paper in this cause} before a justice the part to which she is entitled. That he pay to Joseph Upchurch husband of Anna Lee upon her acknowledging her consent ^{to be filed in this cause} before a justice the portion to which she is entitled; that he pay to Rideout, husband of Rainey Lee upon her acknowledging before a justice her consent ^{to be filed in this cause} the part to which she is entitled, that he pay to Aaron Lee the part to which he is entitled and to the lawfully appointed guardians of the infants Henry Ben, William, Lauretta & Emaline Lee, the portions to which they are entitled upon their giving Guardians' bonds for receiving the same ^{to be filed in this cause}. But the said Commissioner is not to proceed to execute this decree until he shall have entered into bond with sufficient personal security, conditioned for the faithful performance

Sledge. May 2nd

May 2nd

Deer.

This day this Cause came on to be heard on the papers formerly read and the report of Commissioner Jos. B. Prince, specially appointed to sell the land in the proceedings mentioned, and was argued by Counsel. And it appearing to the Court from said report, that the shares of those interested exceed three hundred dollars, the Court doth adjudge order and decree that this Cause be removed from this Court to the Circuit Court for confirmation of said report and in order for a final decree.

Sledge, Lewis & Co
of New York
New York

1868 May.

32
Pledge. May 4th
or $\frac{1}{3}$ Decree
Weysothers

Nov Term 1878
To be entered.

Sledge, Juey vs.
as 3^d Decree.
Juey & others

This day this cause came on to be further heard on the papers formerly read, the reports of Comr. J. B. Preece filed respectively May 11. 1876. and Oct 17. 1878, reporting payment in full to Willie, Lauretta & Emma Juey of their shares - with their receipts and was agreed by Counsel. On consideration whereof, no exceptions being filed to the said reports, the same are hereby confirmed. And it appearing to the Court, that all the parties in interest in this suit have been fully paid, except Benj Juey, and that he cannot be found, the Court doth adjudge & decree that J. B. Preece Comr. deposit with the Banking firm of Bain & Bro, the sum of Fifty three $59/100$, dollars, same being whole amount to which said Benj Juey is entitled, take a certificate of deposit therefor and file the same with his report with the papers in this cause.

No. 1053/4
Sleds May to
June
in 3
May to

June Term 1873.
To be entered.
J. W. Wright
Judge

Received by Clerk Circuit
Court Aug. 13th 1873.

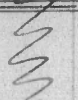
Slide, July 5th
in 3rd decree.

July 5th

This day this cause came on to be further heard, as the paper formerly read and the report of Commissioner I. B. Prince, reporting collection of bonds & distribution of money. And the Court confirming said report, to which no exceptions have been filed, with a decree that I. B. Prince, pay to the lawfully appointed Guardians of Ben, Millie, Sametta & Maline Dwyer, the portions of money to which they are entitled, as shown by his report, filed June 11. 1873, upon the said bonds giving bond for receiving the same, to be filed in the papers of this cause; Take receipt therefor & file in this cause, in order to a final decree.

Sl. d. p. May 4th

or  Decree


May 4th

May June 1872

To be entered,

Geo. Blount.

Shedd, Juey & Turner &
vs ^{the} Deene.
Juey &

This day this Cause came on
to be further heard on the papers formerly
read, and on motion of the plaintiff
and by consent of parties, it is ordered
by the Court, that this Cause be removed
to the County Court.

Recd of Ben Juey
to $\frac{1}{2}$ Recpt
J. B. Prince Const

[Faint, illegible handwritten text, possibly bleed-through from the reverse side]

Statement of amount due Ben Lacy, from
 sale of land sold under decree of Court
 of Southampton, in Chancery suit
 styled Lacy vs. Ledge & Co. and now to be divided
 among his seven heirs.

Amount due Ben Lacy, Nov 28. 1878. \$53.59

Due to Nov: 28. 1884.

18.69

$\frac{1}{7}$ to each of his heirs

172.28

\$10.32

Received Dec 1. 1884. of J. B. Pomeroy
 Special Commissioner Ten and $3\frac{1}{100}$ dollars
 in full of above statement.

Witness J. H. Brantley & wife
 W. E. Lacy

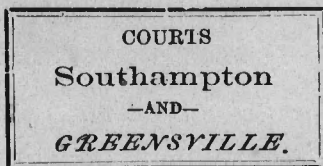
Witness
 J. H. Brantley

P. H. Lacy
 B. F. Hildreth

Received June 8. 1888 of J. B. Purice
Special Commr. Ten and 32/100
dollars in full of amount due
me as one of the heirs of Ben
Jacy died from and due him
from land sold under decree
of County Court of Southampton
in chancery suit styled Jacy vs
Eldred & Co. Baron, Jcy.

Emma Key
to 3 Sept
J B Price Commr

Sept 3
1881



LAW OFFICE OF

J. B. Prince.

Jerusalem, Va.,

187

Statement of money collected by J. B.
Prince, atty & counr in Chancery suit
Sledge vs Dwy & Co Circuit Court of
Southampton in full of Emma Dwy
one of the interested parties.
1877.

Jan 1. By amt due you.	\$42.10
Int to Sept 1. 1878.	19.36
	\$61.46

Charges.

20 per cent fee.	5.00	
" 5% Comd.	<u>3.07</u>	<u>8.07</u>
		\$53.39

Received Sept 10. 1878 of J. B. Prince
atty & counr fifty-three 39/100 dollars in
full of above statement.

Witness

Emma Dwy

Jas H. Buford

L. B. Pierce. Comr. in the Chancery Suit
of S. B. & L. W. Please pay to J. B. Garratt Esq
whatever money you may have in
hand for me & this shall be your
authority for so doing.

Yours

Lauratta Ivey

Sept- 27th 1877 M & Applewhite-

Chas Shiley
to 3/18/11
J. H. Prince



Feb 2. 1869 Received of Joseph B. Prince,
Special Commr., the sum of twenty one ¹⁵/₁₀₀
Dollars, it being the part due me in right of
my wife, on the first bond due by Mrs Mary J
Williams, for the purchase of the Dry Tract of
land.

Witness.

J. H. Prince

Chas. A^{his} + Kiley -
mark

Jan'y. 20. 1869. Received
 of Joseph B. Pince
 Comr. the sum of
 Forty dollars, which is
 credited on the bond
 and one bond from Mrs
 Mary J. Williams for
 one hundred and sixty
 nine $\frac{22}{100}$ dollars, it being
 the amt. to which I am
 entitled on the first bond
 due by said Mrs Mary
 J. Williams for the purchase
 of the Lucy tract of land.
 Lucy ~~Land~~ ^{Share}

Laratts

January 3rd 1870

Wm Joseph Prince

Please pay
the amount due me
to Mr James Haddon
and oblige me

Armed to up church

Feb 7. 1870. Received
of J. W. Prince, Twenty
two $4\frac{1}{100}$ dollars in
full of Mr. Upchurch's
part of the purchase
money of the Dry tract
of land.

James Haddon

Jan. 20. 1869. Received of Joseph B. Prince, Comptroller
the sum of Twenty one $\frac{15}{100}$ dollars it being
the share of Aaron Dwyer on the first bond due
by Mrs Mary J. Williams on the purchase money
of the Dwyer tract of land.

Witness J. B. Prince

Sterling ^{his}
mark Sledge

Joseph Turner
to 3 Repts
J.B. Prince

Jan'y. 20. 1869- Received of Joseph B. Pearce,
Comptroller, the sum of One hundred
and sixty nine 22 dollars, it being in full
of my part ¹⁰⁰ of the purchase money
on the first bond, due by Mrs Mary. J.
Williams for the purchase of the Loeys
Trust of land.

Witness

J. H. Pearce

Joseph B. Pearce
mark Turner

P. H. Ivey

to: $\frac{1}{2}$ Receipt
 $\frac{2}{3}$

Price, Commis.

" " "

Received Decr 30. 1871 of J. B. Purvis
Commissioner Fifty 00/100 dollars in full
payment of my share of the purchase
money, for the Juey Tract of land.

Patrick H Juey

Joseph Turner
to 32 Roath
Princes Commission
" "

Received March 8. 1872 of Joseph B. Prince
Commissr. the sum of One hundred & sixty
eight $\frac{44}{100}$ dollars, in full of the part, to which
I am entitled in right of my wife, on the
purchase money for the Lucy tract of land.

Witness-

Mary J. Williams

Joseph ^{his}
Mack Turner.

Joseph H. Church
to $\frac{3}{4}$ R. H.
J. B. Prince

Feb'y 2. 1869. Received of J. B. Prince
Special Comr. the sum of Twenty One
 $\frac{15}{100}$ dollars, it being the part due me in
right of my wife on the first bond, due
by Mrs Mary Willcutts for the purchase
of the Lacey tract of land.

Witness

J. H. Prince

Joseph^{his}
+
Mark Upchurch

Memorandum
of papers to be
copied and filed

- Club of Circuit court will copy the
following papers and file with bills
- 1st Due from ~~Martha Count~~ Martha Count
to Mary J Williams 5th Feby 1867 A
- 2nd Chancery papers in Case of Jory v Turner
as Jory in TB
- 3rd Due from Mary J Williams to Jacob
Williams C

Lauretta Jay
to J. Rept
J. P. P. P. P.

Lauretta
29.34



Law Office of

J. B. Prince,

Jerusalem, Va., ... 187.....

Statement of money collected by
J. B. Prince - atty & Couns in Chancery
suit - Hedge & Key - vs - Client Court
of Southampton - in favor & in full
of amt. due Lauretta Key - one of
the interested parties.
Jan 1.
1877. By amts in full. \$42.10
Dnt to Aug 1. 1877. 16.62
\$58.72

Charges.

To your part of fee - \$5.00
" 5% Coms 2.98 7.98

Oct 1st

\$50.74

Received ~~Sept 3~~ 1877. of J. B. Prince
atty & Couns fifty - 74/100 dollars
in full of above statement.

Lauretta Key

by J. B. Prince