

1882 - 16

Santhampton County - Chancery

Griffin, Peter vs Camp, M. A. M. et al

to Execute and
pursuant to contract
in purchase

Camp, M. A. M.
Camp, S. V. +
Schrull, James E. Executor
Estate of
Camp, Geo. J. dech

To the Hon. George Blom, Judge of
the Circuit Court of Southampton County:

Humbly complaining sheweth unto
Your Honor your Complainant, Peter
Griffin, as follows — That in or
about the year 1878 he contracted to
purchase and did purchase of
one George T. Camp a certain tract
or parcel of land ^{containing 17 1/2 acres more or less} lying in South-
ampton County, ^{on Flat Swamp} Va. and bounded by
the lands of ~~Jefferson Woodward~~ ^{the lands formerly belonging to John A. Thompson Esq.} &
~~Locke~~ the purchase-price being
\$61⁵⁰; \$35⁰⁰ of which your Com-
plainant paid into the hands of the
said Geo. T. Camp and for the balance
of \$26⁵⁰, executed to the said George
T. Camp his note with the express
stipulation from said Geo. T. Camp
that whenever your Complainant
should pay the said balance of
\$26⁵⁰, with interest, he the said George
T. Camp would execute to your
Complainant a good, valid and
sufficient deed. That in pur-
suance of said contract the said
George T. Camp put your Complainant
in possession of said land, and he

has been in possession of the same since that time and is now. That shortly after your Complainant Executed the said note, the said Geo. T. Camp departed this life, leaving the following parties as his devisees and heirs at law, to-wit: his widow M. A. M. Camp, and J. V. Camp an infant, as will appear by his last will herewith filed marked "X", and prayed to be taken as a part of this bill, and that James E. Edrell has qualified as the Executor of said Geo. T. Camp, a copy of his qualification being also filed, marked "A" & prayed to be taken as a part of this bill. That in or about November 1881, your Complainant fully paid said balance due on said land ^{together with interest} to said James E. Edrell Ex^r. of said Geo. T. Camp dec'd, taking in the said note which he had executed for said balance; but that since that time the said note thus paid off and taken in by him has been lost or misplaced & that though he has searched diligently for the same he has been unable to find it - That your Complainant

has thus fully complied with his part of the agreement & is now advised that it is necessary for him to resort to a Court of Chancery to complete his title to the said land, in tender consideration of all which & inasmuch as your Complainant is without remedy save in a Court of Equity where all such matters are peculiarly cognizable, your Complainant prays that M. A. M. Camp, & J. V. Camp and James E. Snell Ex'ors of said Geo. J. Camp dec'd, be made parties to this bill & compelled to answer its allegations.

That some fit & proper person be assigned Guardian ad litem to protect the interest of the infant Defendant & that if your Honor shall be satisfied from the evidence in this cause of the truth of the agreement as set forth in this bill & of the compliance on the part of your Complainant with his part of said agreement, That your Honor will appoint a Special Com'r. who together with M. A. M. Camp shall convey to your Complainant the said tract of land & that your Honor will grant such other further

general & special relief as to Equity may
seem meet or the nature of the case
may demand. And as in duty bound &c.
May it please the Court &c.

W. J. Schell p.p.)

The answer of S. V. Camp, the infant
defendant by W. W. Briggs, his G'dw.
ad Litem, to a bill in Chancery ex-
hibited in the Circuit Court of South-
ampton, by Peter Griffin, against him
& others.

This Respondent saving & reserving
&c. for answer to said Bill says that
he is an infant & being such knows
nothing of the facts alleged in said
Bill. He, therefore, submits his rights
to the protection of this Court, and
having answered prays hence to be
dismissed &c.

W. W. Briggs, G'dw ad Litem.

¹²⁰
Griffin ~~#2~~
vs. ³₃ Bill &c —
³₃ Lamp; Exon rocks

1882 April Rules

W. J. Abrell, p. 9

Griffin
vs. $\frac{3}{3}$ answers.
Camp's Ex^{or} tochter.

1882 May 4th
file -

The answer of James E. Sebrill as
Executor of Geo. J. Lamp deceased,
to a bill of complaint exhibited
against him and others in the
Circuit Court for the County of Dutch
ampton by Peter Griffin:

The respondent reserving to himself
the benefit of all just exceptions
to the said bill, for answer thereto, or
to so much thereof as he is ad-
vised it is material that he should
answer, answers and says: That true
it is that the said George J. Lamp
died at the time alleged in the
bill, leaving a will as therein stated
and leaving as his heirs and distributees
the parties therein named, and
that the respondent qualified, as in
the bill is stated, as the Executor
of the said G. J. Lamp deceased.

That the respondent remembers
that after his qualification as
Executor as aforesaid he found
among the private papers of the
deceased a note for \$26⁵⁰, executed
by Peter Griffin to G. J. Lamp, which
note contained the statement that
this said amount was due as a

balance on land purchased by said Peter Griffin from said George J. Lamp, and also the statement that, whenever this said amount, together with interest, was paid, the said George J. Lamp would execute to the said Peter Griffin a good valid and sufficient Deed. That since the death of the said George J. Lamp, to-wit: November A.D. 1881, said Peter Griffin fully paid said sum of \$26⁰⁰, together with all accrued interest to the respondent as Executor of said George J. Lamp deceased, and took in his said note. The respondent would further state that he knows it to be a fact as in the bill is alleged, that the purchaser, the said Peter Griffin was put in possession of the said land by said G. J. Lamp dec'd, and that he has been in possession of the same since that time and now is.

The respondent denies all fraud, unlawful combination and confederacy; and having fully answered the complainant's bill, prays to be hence dismissed with his reasonable

costs in this behalf expended,
and he will ever pray &c.

James E. Sebell

Virginia,

County of Southampton, to-wit:

This day personally appeared before
me John N. Sebell, ^{for the Circuit Court} a Commissioner in Chancery &
of the County & State aforesaid James
E. Sebell whose answer is above
written, and made oath that the
statements contained in the
said answer, so far as made
of his ~~own~~ knowledge are true;
and so far as made from knowledge
or information derived from others
he believes to be true—

Given under my hand this 4 day
of May in the year 1880.

J. N. Sebell
Commissioner in Chancery

Gen. D. Camp's
Office

(Price 75^c)

Exhibit.
"X"

In the Name of God Amen, I, George
Thomson Camp of the County of ~~Staff~~ Southampton, State of
Virginia, being of Sound and disposing Mind and Memory,
and Considering the Uncertainty of this Mortal Life,
do make and declare this my last Will and
Testament, in Manner and form following:
Item 1st, After the payment of all my just debts
I give, bequeath and devise to my Wife Mary
Thomson Camp, the following bonds, to wit, one
against W. H. Drury & Co. for Two hundred Six
and 79/100 dollars payable in demand; dated 1st
day of July 1873, another against W. H. Drury & Co.
for three hundred and fifty dollars, payable in
demand & dated 1st day of July 1873, and one
against John A. Turner and Joseph A. Drury,
for three hundred dollars, payable in demand
& dated 7th day of January 1868, also the Sum of
One hundred & fifty dollars, the interest I have
Collected on the aforesaid bonds. also the following
property which she had at the time of our
Marriage, viz, Three feather beds and furniture,

Twenty one years, then I desire that all of my
real Estate be sold and that one half of said
property devised to my Son, shall be given to my
Nephew Lu Kraber; and the other half to be
equally divided among the living children
of my Sister Martha Jane Lankford, the
living children of my Sister Nancy Biggsclaff,
and Alice and Walter Kraber, children of my
Sister Fannie Kraber.

Item 3rd, I hereby Constitute and appoint my
trustworthy friend James E. Sebell, guardian
of the person and property of my Son Stafford
Verment Camp during his Minority, and desire
that he shall be liberally educated, at the
discretion of his guardian.

Item 4th I hereby Constitute and appoint my
friend James E. Sebell, Executor of this my
last will & Testament, hereby revoking all others
heretofore made by me. Witness my hand & Seal
this 18th day of September, in the year of
our Lord 1878.

George I. Camp 
Signed, Sealed & delivered as his last will and
Testament in the presence of us the Subscribing
Witnesses, who subscribed our names hereto in
the presence of said testator, at his special inst-
ance and request, and in the presence of each
other this 18th day of Sept. 1878.

Wilton C. Cotton
Emmett A. Drury

Exhibit
"4"

At a Court held for the County of Southampton
on the 13th day of December 1878. The last will
and Testament of Geo. D. Camp decd. was proved by
the Oaths of William C. Cottrell & Emmett A.
Strong the subscribing Witnesses thereto and
Ordered to be recorded. And in the Motion of
James E. Selwell, the Executor therein named,
who made Oath according to law, & together
with B. W. Selwell & W^m H. Selwell, his Securing,
(who justified in Oath as to their Sufficiency)

entered into and acknowledged a bond in the
penalty of Four Thousand dollars, Conditioned as
the law directs, which bond is ordered to
be recorded. Certificate is granted the said
James E. Selwell for obtaining a probate of
the said will in due form.

Teste,

L. A. Edwards Clk

(A Copy)

Teste,

W. B. Tyler, J. C.

I acknowledge service of the within summons

L. E. Seville Ex of
G. T. Camp -

I acknowledge service of the within summons

M. A. M. Camp

Griffiths

2^d.

J. Harris

Camp's Ex & Co

1882. Agric. Batts

The Commonwealth of Virginia,

To the Sheriff of Southampton County—Greeting:

WE COMMAND YOU TO SUMMON

James E. Sebell, Exor of G. T. Camp decd.

Mc. A. Mc. Camp & S. V. Camp, the last mentioned, @ Minor,
by W. W. Briggs his Guardian ad litem— Rules to be holden
to appear before the Judge of our Court of Southampton County, at the Courthouse,
at the Clerk's office of the Circuit,

on the first day of

Term next, to

for our said Court, on the first Monday in April 1882, to answer a bill
in chancery exhibited against them, in said Court by Peter Griffin.

And have then there this writ.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Courthouse, this 29th day
of *March*, 1882, in the 106th year of the Commonwealth.

L. R. Edwards

Griffin
vs. $\frac{4}{7}$
Camp's Exor & others

Report of Comr.
W. J. Sebrall

1882 Nov 5

Griffin
vs. Report of Comr. W. J. Abree
Camp's & ex & others

In this cause your
Commissioner in pursuance of
Decree rendered at May term
1882 most respectfully states that he
has executed to Peter Griffin a deed
with special warranty to the land
in the proceedings mentioned.

Your Commissioner would state
especially that finding the said land
to be bounded by the lands of J. J.
Woodard & Albert Grizzard, instead
of by the lands of J. J. Woodard and
Nathan Thomas de'd., as alleged in
the Bill he described the boundaries
in the said deed in accordance with
these facts. There is nothing further
to be done in this cause.

Respectfully submitted,
W. J. Abree
Comr.

20 Indp of Circuit Ct. &
of So-Ampton

Griffin

& } Stat. Rules

Camp & S.

In Southampton Circuit Court

Peter Griffin

Plaintiff

against

M. A. M. Camp, S. V. Camp & Jas E. Giddell Executors of
Geo. T. Camp, dec. }
Defendants }

1882 March 29th Summons issued

" Apr. 18th " returned Executed. Bill filed.

W. W. Briggs assigned Gen. ad litem to infant Deft
S. V. Camp - Answer of infant Deft. Genl. Rep. therein
Dece. nisi v. adult Defts.

" " " Bill taken for confessed ^{as to adult Defts.} Cause set for hearing as to
all Defts. &c.

" May 1st Dece. ~~Dec. 20~~ Court 3

" Nov. Report & dece. final

Chas.
Griffin
vs. $\frac{1}{2}$ Deere -
Camp's Ex'or & others

Nov. Term 1882.

To be entered

Geo. B. Wood,
Att'y

Griffin
vs. & Decree-
Camp's Ex'r & others

Further this cause
came on this day to be heard upon
the papers formerly read, and the report
of Special Commissioner Dehlee,
filed during the term, reporting the
execution of a Decree with special
warrant to Peter Griffin and was
argued by Counsel. On consideration
whereof and no exceptions being
filed to said Report, the same is
hereby confirmed. Nothing further
appearing necessary to be done in
this cause, the same is ordered to
be removed from the docket at
the cost of the Estate of George J.
Camp, dec'd.

Griffins De cnee
vs. 3
Camp's Exor. & other

May Term 1882.

To be entered

Geo. Brown.

Griffin 3
vs. 3 Decree
Camp's Exor & others.

This cause was this day heard
on the complainant's bill, Exhibits
therewith filed, taken for confessed
as to the adult defendants, the
answer of the infant defendants by
his Guardian ad Litem ^{for replication to} And was ar-
gued by Counsel. On Consideration
whereof, the Court being of opinion
that the said Complainant has
fully paid for the tract of land
in the proceedings mentioned.
It is ordered that C. J. Sebrill be
and he is hereby appointed a
Special Commissioner with full
authority to execute a Deed with
special warranty to said Complain-
ant conveying the Tract of land
in the proceedings mentioned, And
report to Court.

X
Said answers -
and the
Answer of
the Executor