

1884-03

Southampton County - Chancery

Beaton, Ely & Co -
et al

vs Thomas, D. H.
et al

"To sell property"
in settle judgments

Beaton, E. B.

Ely, A. L.

Harrison, Jno W.
who sues for benefit
of

Reddy, N. J.

Prince, J. B. Trustee

Barlow, Jas. H.

Beaton, Eley & Co. York.
as 3 Bice & White.
Thomas H^e.

1876 October Rules

J. J. Pomeroy & Co.

To the Hon. Geo. Blount, Judge of the Circuit Court
of Southampton. In Chancery.

Humbly Complaining sheweth unto your
Honor, your complainants, E.B. Beaton, A. S.
Elay & Geo. W. Harrison, who sue for the benefit
of N. J. Ridley, that at the Nov: Term 1875 of the
Circuit Court of Southampton, obtained a
judgment against D. H. Thomas, for \$254.38
with interest thereon from 18th Jan'y 1873,
& \$7.40 costs, with some credits, as will more
fully appear from a copy of said
judgment herewith filed, marked (A) &
proposed to be taken as a part of this
bill. That upon said judgment your
complainants have issued an execu-
tion of fieri facias, and the return
of "no effects" has been made thereon
by the Sheriff. That on the 13th day of
Jan'y 1876 the said D. H. Thomas did
make a deed of trust to J. B. Price
Trustee, to secure a debt due Jos. H.
Barham for \$1000. which deed conveyed
the real estate of said Thomas, as will be
more fully seen from a copy of said
deed herewith filed marked (B) and proposed
to be taken as part of this bill. That the
estate conveyed by the said deed is more
than sufficient to pay the trust debts,
but your complainants cannot
reach the property except by the aid
of a Court of Chancery. That the
rents & profits of the real estate of
said Thomas will not satisfy the claim

thereon in five years. In consideration
whereof, ~~and~~ ~~much~~ as your
complainants are without remedy
in the premises, & kept in a Court of
Chancery where such matters are
properly cognizable, to the end therefore
that justice may be done, your
complainants pray that D. H.
Thomas, J. B. Price, Trustee & Jos. H.
Barham, may be made parties
defendant to this bill & compelled to
answer the allegations thereof -
That your Honor will make an
order, directing a Court of this Court
to take an account of your am-
pliants demands and all other
outstanding unsettled claims against
said D. H. Thomas, distinguishing their
priorities, and an account of
the absolute & annual value of
the real estate of the said Thomas -
And if it should appear that a sale
of the same is necessary, that the
same may be sold - And that your
Honor will grant such other, further,
special & general relief, as the nature
of this case may require or to Equity
may seem meet. And as in duty
bound. Your complainants will ever
pray &c. - May it please the Court &c.

J. B. Price Jg

Patent, Clay & Co.
v { Copies Exhibits to
Bill--
Thomas & Co

clk fee \$1.00

Copies
Burt, McDonald & Co.,
J. B.

Southampton Circuit Court November Term 1875.

C. B. Peaton, A. S. Eley, and Mrs. H. Harrison late partners
in trade under style of Peaton, Eley & Co. who sue for
the benefit of S. T. Ridley Plaintiffs
against
David H. Thomas Defendant } In Debt

The judgment obtained at the rules against the defend-
ant not having been set aside, and the plaintiffs being now
entitled to a final judgment, it is, therefore, considered that
the plaintiffs recover against the defendant, the sum of
Costs \$3.40 two hundred and fifty four dollars and thirty eight cents -
Sh: .50 the debt in the declaration mentioned, with legal interest
Law & S. 50 thereon from the 10th day of January 1873, till paid, and
7.40 his costs by him about his suit in this behalf expended.

This judgment is to be Credited for \$100.⁰⁰ paid on the
17th day of July 1873, and for \$55.⁰⁰ paid on the 25th day
of November 1874.
Docketed November 30th 1875.

The Commonwealth of Virginia,

To the Sheriff of Southampton County - Greeting:
We command you that of the Goods and Chattels of David
H. Thomas late of your bailiwick, you cause to be made two
hundred and fifty four dollars and thirty eight cents, with
legal interest thereon from 10th day of January 1873, till paid,
which C. B. Peaton, A. S. Eley and Mrs. H. Harrison late partners
in trade under the style of Peaton, Eley & Co. who sue for the
benefit of S. T. Ridley lately in our Circuit Court have
recovered against him as well for a certain debt as for interest
thereon, also the sum of seven dollars and 40 cents, which to
the said Peaton, Eley & Co. who sue for &c. in the same Court
were adjudged for their costs in that suit expended, whereof
the said Thomas is comick as appears to us of record; and now
you shall have executed this writ make known at the Clerk
of our said Court at the rules to be holden for the said Court.

on the first Monday in January next, and have them
then this writ. Witness, R. Edwards, Clerk of our said Court,
at the Court-House, this 20th day of November 1875, in
the 100th year of the Commonwealth.

This execution is to be credited for R. Edwards C.C.
\$1000. = p^d February 17th 1875 for \$55. = paid Nov. 25th 1874.
Sheriff's Return, "

No Property.

W. H. Briggs Shiff

This Deed of Trust made this 13th day of January 1871,
between David H. Thomas and Lucy A. Thomas his wife
of the first part, Joseph B. Prince, Trustee, of the second
part, and Joseph H. Barham of the third part, Witnesseth:
that for and in consideration of the hereinafter named
premises, the said parties of the first part do grant and
convey unto the said J. B. Prince, Trustee, as aforesaid, a
certain tract of land, situated in Southampton County,
containing 350 acres, more or less, and upon which the said
Thomas now lives, bounded by the lands of B. L. Waller,
Anthony Harris, Geo. E. Seaton &c. and also the interest that
the said parties of the first part have in the lands of Philip
Claud dec^d to him and his heirs forever: In Trust, however,
to secure a debt of one thousand dollars due Joseph H.
Barham by bond of even date with this deed, And it is
agreed by the parties to this deed, that whenever, the Trustee
shall be notified by the said Barham, or any one claiming
under him, he shall sell the said property, or so much
thereof as may be necessary to satisfy this Trust, after
reasonable notice, for cash, or upon such terms as the said
Barham may dictate. Witness the following signatures and
seals.

David H. Thomas

Seal

Lucy A. Thomas

Seal

Joseph B. Prince

Seal

State of Virginia, County of Southampton, to wit:

I, James R. Tyler, a Commissioner in Chancery, for the County Court of Southampton County, in the State of Virginia, do certify that, David H. Thomas, whose name is signed to the writing above, bearing date on the 13th day of January 1871, has acknowledged the same before me in my County aforesaid. Given under my hand this 13th day of January 1871.

James R. Tyler,
Commissioner in Chancery.

State of Virginia, County of Southampton, to wit:

I, James R. Tyler, a Commissioner in Chancery, for the County Court of the County aforesaid, in the State of Virginia, do certify that, Lucie A. Thomas, the wife of D. H. Thomas, whose name are signed to the writing above bearing date on the 13th day of January 1871, personally appeared before me in the County aforesaid, and being examined by me, privately and apart from her husband, and having the writing aforesaid fully explained to her, she, the said Lucie A. Thomas acknowledged the said writing to be her act and declared that she had willingly executed the same and does not wish to retract it. Given under my hand this 13th day of January 1871.

James R. Tyler Commissioner in
Chancery.

Southampton County, In the Clerk's Office, January 18th 1871.
This Deed of Trust, from David H. Thomas wife to Joseph P. Prince, Trustee, for the benefit of Joseph H. Bonham, was acknowledged by the said Joseph P. Prince, and together with the Certificate thereto annexed, admitted to record. The bond to secure which the said deed was executed, being exhibited to me, Revenue Stamps, of the U. S., to the amount of one dollar, were affixed thereto, and duly cancelled.

Done,
James R. Tyler D.C.

Executed by delivering to ~~Wm~~ Thomas & Francis
J. & S. B. B. each a copy of their summons
on the 23rd day of September 1836

Wm. McGee

Beaton, Eley & Co.

& { Smith, Eley

Thomas & Co.

18th 6 October Rules

The Commonwealth of Virginia,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—GREETING:

WE COMMAND YOU TO SUMMON *David St. Thomas Jos. W. Barham*
& J. B. Prince Trustee

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 *October next* to answer

a bill in Chancery exhibited against them in our said Court by E. B. Beaton
A. S. Eley & Jno. W. Harrison late Partners in trade under style of
Beaton, Eley & Co. for the benefit of A. B. Ridley

And have then there this writ.

WITNESS, LITTLETON R. EDWARDS, Clerk of our said Court, at the Court House, this *20th*
day of *September*, 187*6*, in the *101st* year of the Commonwealth.

L. R. Edwards

COMMISSIONER'S OFFICE,

Jerusalem, Va., March 21st 1877

To E.B. Beaton, A.S. Eley, Junr. W. H. Garrison, who
Saw for the benefit of A.P. Ridley, against
David H. Thomas, B. Prince (son-in-law)
(an)
Joseph H. Bachman,

You are hereby notified that I have fixed upon the 2nd day of April — next, if
fair; if not, the next fair day thereafter (Sunday excepted), to take and settle, at my office, the following
accounts, to-wit:

- 1st "An account of the Plaintiff's demand,
and all other outstanding unsettled lines against
D.H. Thomas, distinguishing this printing."
- 2nd "An account of the annual & absolute
value of all the real Estate belonging to
said D.H. Thomas &c."

required to be taken by a decree of Southampton County Court, rendered on the 21st day
of June 1876, in a suit in Chancery, depending in said Court, in which you
are parties, plaintiffs and defendants; at which time and place you are required to attend.

Given under my hand as Commissioner in Chancery of the said Court, the day and year first aforesaid.

JAMES R. TYLER, COMMISSIONER.

To the Sheriff of Southampton county to execute.

Beaten by 8/11
24

Copy of record

House 8¹⁰

Poughkeepsie Circuit Court, November Term 1876.

E. B. Beaton, A. L. Eley, and J. W. Harrison,
Attorneys for the benefit of N. J. Ridley, Plaintiffs

J. H. Thomas, J. B. Smith (Trustee), and J. H. Prudden,
Defendants

In Chancery

This day this Cause came on to be heard on the bill of the Complainant taken for Compulsory as to the Defendants, Exhibits filed and were argued by Counsel, On consideration whereof the Court doth adjudge, order and decree, that a Commission of this Court take the following accounts, viz, An account of the Plaintiffs demand, and all other outstanding unsettled claims against J. H. Thomas, distinguishing their priorities.

An account of the annual and absolute value of the real Estate belonging to said Thomas, which account the Commissioner will audit and report to Court, together with any other matters specially stated, deemed pertinent by himself, or which may be required to be so stated by any interested party.

A Copy

Test, J. H. Tylor, Clerk

Beaton Clay, Coe

pas

Repub

Thomas, Jr

of

Commissioner of the

18th April 18th

		\$	cts	\$	cts
A Deed of Trust, dated 13. Jan'y 1871 from David C. Thomas, wife to J. B. Thomas, creditor for the benefit of Joseph W. Bingham, conveying real estate, after admitted to recd. Jan'y 13. 1871, to license a Note for 1000 00 Val from 13. Jan'y 1871 to 13. Jan'y 1877 (6 yrs) 3 60 00 18 60 00					
C. B. Bream, A. G. Eley, James G. Harrison, late partners under the name & style of Bream, Eley & Co. who due for the benefit of W. T. Kidley, Judgment for Val from 11. July 1873 to July 17. 1878 254 33 1 48 255 81 paid 17. July 1878 100 00 155 81 Val from 17. July 1878 to Nov. 20. 1878 16 07 172 88 paid 20. Nov 1878 55 00 117 38 Val from 20. 1878 to 13. Jan'y 1879 (2 yrs 1 mo 19 days) 15 04 Posty 7 10 124 48 1875 Nov Term, Cir Ct. 1875. Nov 26 th John Vanish, Judgment for 112 16 Val from 26 th Oct 1874, to 13. Jan'y 1877. (2 yrs 2 mo 30 days) 16 74 Posty 8 10 134 00 1876 Nov Term Cir Ct. 1876. Nov 28 th Total amount of debts 134 00 Sufficiently Paid, Amos R. Tyler, Commissioner.					

Commissioner's Office,
Charlottesville, Va.
April 9th 1877

To the Circuit Court of Southampton County,

Pursuant to a decree entered
at the November Term last in a Suit in Chancery depending in
the said Court between E. B. Beal, A. C. Ely, and John H. Harrison
et al. for the benefit of A. C. Ely, Plaintiff against W. H.
(Thomas), R. H. Pinner (Trustee), Joseph H. Harrison Defendants,
the undersigned, one of the Commissioners of the said Court, to
whom was referred for settlement, by said decree, "an account
of the Plaintiff's demand and all other outstanding unsettled
claims against J. H. Thomas, distinguishing their priorities."
"An account of the annual & absolute value of said Thomas's
Estate belonging to said Thomas, &c." Report to the Court
that he has made up the foregoing accounts, and finds
the total amount of all the outstanding unsettled claims
against the said J. H. Thomas to be (\$1,525.12)
including interest up to the 13th day of January 1877.
That the absolute value of the real estate of said
the annual value of
the Commissioner further report to the Court, that after the
completion of the said accounts he retained the same
in his Office ten days for the examination of the
parties, which said decrees and notices aforesaid,
are herewith returned.

Given under my hand as Commissioner
aforesaid, the day and year first aforesaid.

James H. Tyler,
Commissioner in Chancery

An Account of the annual, absolute value of the
real Estate belonging to David H. Thomas.

	annual	absolute value
	\$	cts
One tract of 83 1/2 acres adjoining Gen. E. Beaton,	34 46	501 00
" " " 12 " " R. C. Wadler,	2 14	34 00
" " " 11 1/2 " " Flat Swamp,	20 52	342 00
" " " 1 1/2 " " " "	2 56	43 50
and a life interest in a tract of 250	24 00	400 00
acres, adjoining the lands of J. F. Hight,		
	\$ 79 55	\$ 1322 50

Commissioner's fee \$10.00
Charged to A. J. Ridley.

as per fully

Submitted,

Wm. R. Tyler,
Commissioner

Boston May 16
21
Thomas

Dear

Washington Circuit, November Term 1877.

Beaton Oly & Co. vs A. T. Ridley & Co.
against
David H. Thomas

J. K. Tyler
Clerk

This day this Cause came on for further hearing on the papers formerly read, & the report of Commissioner Tyler, filed April 11th 1871, & was argued by Counsel, on Consideration whereof, the Court without confirming said Report doth adjudge, order & decree, that the said Report be recommended to the same Commissioner to take a further account of the account due Joseph H. Barlow, by David H. Thomas, & report to Court.

Attest,

Juste

J. K. Tyler, D.C.

Beaton Ely & Co.

2^d

Sherrin & Co

Rept of Genl. Tyler)

1878 April 26th

A further Account of the amount due Joseph H.
Barkman by David H. Thomas.

A Deed of Trust, dated 13th day of January
1871, from David H. Thomas & Wife to Joseph B.
Prinn, (Trustee) for the benefit of Joseph H. Barkman,
Conveying real Estate, was admitted to record,
January the 18th 1871, to secure a Bond for \$1000.00
The interest has been paid on this Bond up to
the 13th day of January A. D. 1875

Amount for \$1.00
charged to P. H. S.

Respectfully Submitted,
James R. Tyler,
Commissioner

Beaton Eley & Co

41 3

J. H. Thomas

Statement

(B)

Beaton Eley & Co

vs 3 Report from J.B. Prince

D.H. Thomas

In this Cause, I beg leave to submit the following Statement. That since the last decree in this suit, I have sold all the real estate of which D.H. Thomas was seized, & kept his life interest in a tract of 250 acres. which is reported as being worth annually \$24. and absolutely by \$400. in report of Comr. Tyler. filed Apr 13. 1877. I sold the balance of the lands as trustee in a deed of trust from D.H. Thomas to Jos H. Barham. and the proceeds of sale fully satisfied the trust deed, but left no surplus. The judgment being reported by Comr. Tyler are still unsatisfied.

May 4, 1880.

Respectfully

submitted.

To Judge Circuit Court, J.B. Prince
Southampton

Beaton Elysee

or
Thomas

Report of
Comr. A. B. Ruess

1881 January 15th

Beaten Eley & Co for \$
on $\frac{3}{4}$ Report of Comr J.B. Price
Thomas

In this case your Comr submits
the following report.

That pursuant to decree of May Term
1880, he sold the life interest of D. H.
Thomas, on Nov 15. 1880, and Jno. P.
Cland became the purchaser for
\$76. The interest of Thomas is only
a life Estate in 250 acres of land,
only a small portion of which is
cleared. Thomas is about 50 years
old and feeble in health. I think
therefore the sale a good one -
and recommend its confirmation.
The purchaser paid the whole in
Cash - \$76.00

To paid Costs.	\$43.85	
" Commission =	3.80	
" for Auctioneer	5.00	
" due to purchaser.	5.00	57.65
Balance in hand of Comr.		\$18.35

This amt will have to be paid to
a judgment in favor N. J. Ridley.

Respectfully submitted.

Jan'y 15. 1881.

J.B. Price

To Judge Cir Ct.
Southampton $\frac{3}{4}$ =

Comr

Beaton Eley & Co

43

Thomas
~~~~~

Report of  
Comr. J. B. Rineer

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1887. Oct 20

Beaton Eley & Co for &c  
vs 3 Report of Comr J.B. Prince -  
Thomson.

In this cause I submit the following  
further report.

|                                  |             |
|----------------------------------|-------------|
| Balance in my hands per          |             |
| report June 15 <sup>th</sup> '81 | \$18.35     |
| To pd tax acct.                  | <u>3.28</u> |
|                                  | \$15.07     |

To pd J.B. Prince atty for  
N.J. Ridley - \$15.07 -

There is nothing further to be done  
in this cause.

Respectfully

Oct: 20<sup>th</sup> '81 Submitted -

J.B. Prince  
Comr.

To Judge Cir. Ct.

Do'ampton Co. } =

Mr. David H. Thomas

J. B. Prince to pay

1880.

To JAMES E. SEBRELL, Treasurer of Southampton County, Dr.

| SUBJECTS OF TAXATION.             | STATE TAX,<br>50c. on \$100. |    | COUNTY LEVY,<br>32c. on \$100. |    | SCHOOL TAXES.             |                            | TOTAL TAX. |    |
|-----------------------------------|------------------------------|----|--------------------------------|----|---------------------------|----------------------------|------------|----|
|                                   |                              |    |                                |    | COUNTY,<br>10c. on \$100. | DISTRICT,<br>5c. on \$100. |            |    |
| To 250 acres of Land, value \$400 | 2                            | 00 | 1                              | 28 | 40                        | 20                         | 3          | 88 |
| " Personal Property, value . . \$ |                              |    |                                |    |                           |                            |            |    |
| " Capitation Taxes, . . . . .     |                              |    |                                |    |                           |                            |            |    |
| " Income, . . . . . \$            |                              |    |                                |    |                           |                            |            |    |
| Total, . . . . .                  | No property                  |    |                                |    |                           |                            |            |    |
| Fee Bills, . . . . .              |                              |    |                                |    |                           |                            |            | 20 |
| 5 per cent. additional, . . . . . |                              |    |                                |    |                           |                            | 3          | 28 |
| Total, . . . . .                  |                              |    |                                |    |                           |                            |            |    |

Received payment 17 day of Aug 1881  
of J. B. Prince Compt.

Jas. E. Sebrell Treasurer.

~~Beaton, Eley & Co.~~ 30

Beaton, Eley & Co.

& } Stat. Rules

Thomas & Co.

In Southampton Circuit Court

E. B. Beaton A. S. Eley & Jno. W. Harrison who sue for  
the benefit of A. T. Redley

against

D. M. Thomas J. B. Prince Trustee & Jos. W. Barham

1876 Sep 20 Summons issued

" Oct Rules Sum returned executed Bill filed D. W.  
v Defts

" Nov R. Bill taken for Confessed & Cause set for hearing

" " J. Order for account &c

1877 Apr 13 Report of Comr. Tyler filed

" May 1 Cont. Nov. Cont

1878 " " Cont Nov. Cont

1880 May J. Decree for sale &c

Beaton Ely 1877  
or 1/2 degree  
Thomas

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Nov Dec 1877  
To be entered  
Geo. B. Lott

Beatun Eley & Co  
vs  $\frac{2}{3}$  Deere.  
Thomas

This day this cause came on to be further heard on the papers formerly read & the report of Comr Tyler filed Apr 11. 1841. and was argued by Counsel. On consideration whereof the Court without confirming said report, doth advise order & decree that the said report be recommitteed to same Comr to take a further account of the amount due Jos: H Barbaca by D. H. Thomas & report to Court.

Beaton Eley & Co.

vs 3 Decree.

D. H. Thomas

This day this cause came on to be further heard on the papers formerly read, the report of Commr. Tyler filed Apl 13. 1877. and statement marked (B) from J. B. Pruie. Showing that the land of D. H. Thomas except his life interest in a tract of 200 acres has been sold by him as trustee to satisfy decs of trust in favor of J. A. Barham. and was agreed by counsel. On consideration whereof & no exception being filed to said report the same is confirmed, except insofar as it is modified by the statement (B). And it appearing to the Court that the <sup>receipts & profits of the</sup> land unsold yet belonging to D. H. Thomas will not satisfy the existing liens in five years. The Court doth adjudge order and decree that unless D. H. Thomas or some one for him shall pay within three months from the last day of the term of this Court to N. J. Risley, assignee of Beaton, Eley, & Co. the sum of \$117.18, with interest thereon from 25th Nov: 1874, together and \$7.40 costs. and the sum of \$112.16 with interest from 20th Oct 1874, and \$8.10 costs to John Smith, then that J. B. Pruie

who is hereby appointed a special Commissioner for the purpose, see to the highest bidder the interest of said D<sup>ts</sup>. Thomas in the 250 acres of land as reported by Commissioner Tyler in his report of April 13. 1877. upon the following terms to wit -  $\frac{1}{2}$  Cash - balance in twelve months, the purchaser to give bond, with approved security, carrying interest from day of sale - and title retained for deferred payment. But the said J. B. Pruett will not proceed to execute this decree, until he shall have entered into bond before the clerk of this Court, in the penalty of \$500 - with security to be approved by him, conditioned to faithfully execute this and any further decree in this cause. And the said Pruett will report to Court.

Beaton, Ely & Co. for T.  
vs J. B. Pruett,  
D<sup>ts</sup> of Thomas

May Term 1880

To be entered.

Geo. B. Kent,

Beaton, Eby Report.  
in  $\frac{1}{3}$  Series.  
Thomas.

Nov: 7<sup>th</sup> 1876  
To be entered,  
Geo. & Blod,

Beaton, Eley & Co for V<sup>o</sup>  
vs 3 Decree.

Thomas H<sup>c</sup> -

This day this Cause came on to be heard on the bill of the Complainants, taken for Confessed as to the debts, exhibits filed and was argued by Counsel. On consideration whereof, the Court doth adjudge order & decree that a Com<sup>rs</sup> of this Court take the following acct<sup>s</sup> - viz- an account of the plaintiffs demands and all other outstanding unsettled bills against D. H. Thomas, distinguishing their priorities - an account of the annual & absolute value of the real estate belonging to said Thomas; which accounts the Com<sup>rs</sup> will audit & report to Court, together with any other matters specially stated, deemed pertinent by himself, or which may be required to be so stated by any interested party -

Trusts and the Circuit Court, May Term 1880.

Beaton, Ely & Co. for St. J. Ridgely  
against

J. H. Thomas

This day this Cause came on to be further heard,  
on the papers formerly read, the Report of Comm. Tyler,  
filed April 13<sup>th</sup> 1877, and Statement marked B.  
from J. B. Prince showing that the lands of  
J. H. Thomas except his life interest in a tract  
of Land of 250 acres has been sold by him as  
Trustee to satisfy Debt of Trust in favor of J. H.  
Parkman, and was argued by Counsel, the Court  
consideration whereof & no exceptions being filed  
to said report the same is confirmed, except as far  
as it is modified by the Statement "B".  
And it appearing to the Court that the rents and  
profits of the Land unsold yet belonging to J. H.  
Thomas will not satisfy the existing liens in five  
years, the Court doth adjudge, Order and decree, that  
unless J. H. Thomas or some one for him, shall  
pay within three months from the last day of  
the Term of this Court to St. J. Ridgely assigned  
of Beaton, Ely & Co. the sum of \$117.18 with  
interest thereon from 20<sup>th</sup> Nov. 1874, till paid, and  
\$7.40 Cents, and the sum of \$112.16 with interest  
from 20<sup>th</sup> Oct. 1874, & \$8.10 Cents, to John Smith,  
then that J. B. Prince also is hereby appointed a

Special Commissioner for the purpose, See to the  
 highly bidding the interests of said J. H. Thomas  
 in the 250 acres of Land as reported by Commis-  
 sioner Tyler in his Report of April 13<sup>th</sup> 1877. Upon the  
 following Terms to wit, 1/2 Cash, balance in twelve months  
 the purchaser to give bond with approved Security,  
 Carrying interest from day of Sale & title retained for  
 deferred payments. But the said J. H. Prince will  
 not proceed to execute this decree, until he shall have  
 entered into Bond before the Clerk of this Court in  
 the penalty of \$500 - With Security to be approved  
 by him, Conditioned to faithfully execute this and  
 any other or further decree in this Cause, and the said  
 Prince will report to Court.

A.C. 14,

Just, J. H. Tyler J.C.

Colt including  
 future colt \$14.85  
 Self 1.50  
 Com. D. 14.00  
 Land 16.50  
 43.85

3600  
 800  
 5500  
 1166.  
 428.  
 93.  
 17587

24373.49  
 11337.55  
 25711.04

26301.  
 25711  
 590

44

0000  
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 002 200

Beaton Clay  
 01  
 Deane  
 Thomas

82.50  
 135.50  
 49.64  
 1069.91  
 13375.51

Beatrice Ely & Co<sup>rs</sup>  
in 3 Decree  
Thomas

May Term 1884

To be entered,

Geo. Brown.

✓

Beaton Ely & Co. for V.  
vs 3 Deeds,  
Thomson.

This day this Cause came on to be further heard on the papers formerly read & the reports of Comr. J.B. Primes filed Jan'y 15. & Oct 20. 1887. reporting sale of land and disposition of proceeds sale. and was argued by Counsel. On consideration whereof, no exceptions being filed to said reports, the same are hereby confirmed. And nothing further appearing necessary to be done in this Cause, it is ordered to be removed from the docket.