

1884.04

Santhampton County - Chancery

Bishop, Stith H. vs Hunt, Thomas

"To sell land in"
settle judgment

~~40~~ ~~29~~
Bishop -

v } Papers

Old unt

160

Bishop

as 3 Bill
3 exhibits
Hunt

1874 May Rules

To the Honorable George Blount Judge of the
Circuit Court of Southampton County in
chancery sitting

Humbly complaining your orator
 still JB Bishop sheweth unto your Honor
 that on the 24th of April 1874 he obtained
 a judgment against Thomas Hunt for
 the sum of \$49.20cts with interest from
 the 15th of August 1867 before justice
 Dyer which said judgment has been
 docketed in the county court of Southampton
 all of which will more fully appear by a
 copy of the said judgment and the authentic
 of its being ^{docketed} herewith files marked exhibits
 A and B and prays to be taken as parts
 of this bill

Your Orator states and charges and avers that the said Thomas Hunt has nothing out of which his debt can be made except a tract of land lying in Southampton which your orator is informed contains 150 acres your ^{orator} charges that his judgment docket is a lien on the same and he now comes into this court of chancery to enforce the same

In Tender consideration yours

and inasmuch as your Orator is without
relief at law and only entitled to relief
in a court of equity where such matters
are peculiarly cognizable he therefore
prays that Thomas Hunt may be
made a party defendant to this bill
and that the court would compel
him as full and perfect answer
maker to the allegations therein
contained as if he had been summoned
more fully especially interrogated and
that the court direct one of its Commissioners
to ascertain the actual and usual
value of all the real estate of which
the said Thomas Hunt is seized and
possessed and also all the judgments
which have been obtained and docketed
against the said Thomas Hunt and
their priorities and if it should appear
from the said reports that the rents of
his lands will not pay the said
judgments in five years then that
they may be sold for that purpose and
that the court would grant such other
and general relief the premises
considered as equity may dictate and
the nature of his case may require
and as in duty bound your orator will
ever pray
Shewas p. 91

Bishop
to } Exc. with Bill

Hunt.

S. A. Bishop

vs
Thomas Hunt.

}

Judgment is granted the plaintiff for the sum of
forty nine dollars & twenty cents with interest from the 15th day of August
1867 till paid and Costs. Given under my hand this 24th day of
April 1874.

J. J. Deyer J. P.

Attest-

Teste. L. R. Edwards Clk

Returned & docketed April 27. 1874

Teste L. R. Edwards Clk

Bishop
against } Reports
Stunt

1876 May 4th

An Obedience is a decree of the Circuit Court
of Southampton County, in the Chancery suit of
Seth W. Bishop against Thomas Hunt, rendered
at October Term 1834. I advertised the tract
of Land belonging to Thomas Hunt containing
Eighty eight acres, according to directions of
said decree, and rented the same at public
auction in the Town of Swanton on the 3^d
Monday in December 1835, for the year 1836,
and Thomas Hunt became the Renter for the
sum of five dollars, which amount is not
sufficiently to pay the plaintiffs debt in five
years.

To Hon Geo Bishop
Judge

W W Meggs Com
April 1st 1836

Report of Mr W. Briggs
Commissioner of sale
of land

1897 May 9th.

In obedience to a decree of the Circuit Court
of Southampton County in the Chancery suit of
Bishop against Stuck, I advertised according to
the directions of said decree the tract of land
belonging to Thomas Stuck during the life of
Meyamie Sticks, and sold the same in the Town
of Jerusalem on the 3rd Monday in December 1856
and at the sale so made John St Drake became
the purchaser by bidding therefor the sum of one
hundred & twenty five dollars, and the said
John St Drake paid in cash one hundred dollars
& executed his bond for twenty five dollars payable
one year from date, carrying interest from date to date
of the said amount; I paid cost of suit & expenses
of sale as

Respectfully Submitted

W. W. Driggs, Clerk

May 1st 1857

Bishop

as

Rept of

Y. Hunt

Commissioner Tyler

1874 Sept. 21st

An account of all Judgments obtained against
Thomas Hunt, and docketed in the Clerk's Office of Suckers
-ton County, their dignity & priorities &c

Justices	Judgment due S H Bishop for	49 20	
Judgments	the 15 August 1867.		
	Int. to 15 Sept 1874	20 91	
	Costs		
			70 11

Judgt obt.^d apl 24. 1874.
Docketed apl 27. 1874

Justices	Judgt. due Peligo Larson July 1869		
Judgments	for	20 00	
	Int. to 1. Sept 1874	6 20	
	Costs	70	
	Judgt obt. ^d Nov 5-1869. Docketed May 17 th -1874		26 90
			\$ 97 01

Respectfully Submitted
James R. Tyler
Clerk

An account of the actual & annual Value of the
Land & number of acres belonging to Thomas Hunt.

	Actual Value	Annual Value
1 Tract of Land. 88 acres.	\$ 281 60	\$ 25 00

Respectfully Submitted
James R. Tyler
Clerk

Commissioners Office
Jerusalem Sept 19 1874

To The Circuit Court of Southampton County

Pursuant to a decree of the circuit court of Southampton County rendered at the June Term 1874. in a suit in chancery pending in said court between Seth M Bishop and Thomas Hunt, the undersigned one of the commissioners of said court to whom was referred for settlement, the following account to wit.

"Take an account of the Number of acres, the actual and annual value of all the real Est. of which Thomas Hunt is seized & possessed in the County of Southampton and also an account of all the Judgments which have been rendered against the said Thomas Hunt. Stating their dignity & priorities &c &c" reports to the Court that on the 4th day of ^{August} 1874 he issued notices against the several parties aforesaid, requiring them to attend the settlement of the said accounts before him at his said office on the 1st day of Sept which were returned to your Commissioners duly executed. That the parties aforesaid appeared before the Commissioners in obedience to said notice, and he thereupon stated & settled the foregoing accounts up to Sept 1st 1874, and on that day found the amount of Judgment & interest to be \$97.⁰¹ and the actual value of the real Est. to be \$281.⁶⁰ the annual value to be \$25- The Commissioner states specially that Thomas Hunt has only a life interest in the Land,

The Commissioner further reports 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 with the decrees and notices are herewith returned.

Given Under my hand as Commissioner aforesaid, this day and year first aforesaid

Comp. fee \$500

James R Fyles
Comm

Bishop }
vs } Com. Notice
Hunt }

Executed by delivering
Thomas Hunt a copy
of the Summons the 10th
day of August 1834.

W W Briggs shff

COMMISSIONER'S OFFICE,

Jerusalem, Va., 4 Aug^r 1874

To

Stith & Bishop

Plf

against

Thomas Hunt

Def

You are hereby notified that I have fixed upon the 1 day of Sept^r next, if fair; if not, the next fair day thereafter (Sunday excepted), to take and settle, at my office, the following accounts, to-wit:

Take an account of the number of acres, the actual & Annual Value of all the real Estate of which Thomas Hunt is seized & possessed in the County of Southampton, and also an account of all the judgments, which have been rendered against the said Hunt, stating their dignity and priorities &c

2

required to be taken by a decree of Southampton County Court, rendered on the 6th day of June 1874, 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.

Executed by delivering Thomas Atteny
a copy of this summons on the 28th day of
April 1834.

W. L. Briggs Stk

Bishop

to } Sum. Chy

Munt

1874 May Rules

The Commonwealth of Virginia

To the Sheriff of Southampton County--Greeting :

WE COMMAND YOU to summon

Thomas Hunt

if *he* 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
May next to answer a bill in Chancery exhibited against him in our
Said Court by John A Bishop

And have then there this writ. Witness LITTLETON R. EDWARDS, Clerk of our said Court, at the
Court-house, this *27* day of *April* A. D. 1874, in the *98*
year of the Commonwealth.

L. R. Edwards Clk

Bishop
v } Stat. Rules

Hunt.

In Southampton Circuit Court

Wm H Bishop
against
Thomas Hunt

1874 April 27th Summons issued
" May R. Sum. ret. Executed. Bill filed. D. Nisi to Dft.
" June " Bill taken for Confessed & Cause set for hearing &
" " 6th Decree for account.
" Sept. 21. Report
Oct 6th Decree to rent out land

1876 May. Report & decree

1877 May. Rept & decree

Rec'd Feb, 15, 1877 of W. W.
Briggs, Corner Two Dollars for
Crying Land belonging to Thor
Shunt. P. Carson

Bishop
v { Copy Deed

Hunt.

Dorchester Circuit Court, October Term 1874.

John A. Bishop

against

Thomas Hunt

Plff

Def

Indy

Costs

clerk \$7.47

Sh. 200

Comm J. 500

Law 1st 1600

\$30.47

This day this Cause came on again to be heard on the papers formerly read and the report of Commissioner Tyler, made pursuant to a decree of this Court entered at the June Term 1874, and by which report no Exceptions have been filed, and as argued by Counsel, the Court doth adjudge, order and decree, that the said Report be confirmed, and it appearing to the Court from the said Report that the Land of the Defendant, Thos Hunt will pay all the Judgments against him reported as Doctored, the Court doth further adjudge, order and decree, that the Sheriff of Dorchester rent out annually at public auction, to the highest bidder, the tract of Land containing Eighty eight (88) acres taking from the Lessee Bond with good Security every year until the Debt is paid; the sum of Ninety Seven dollars, and one Cent, with the interest thereon are paid, and all the Costs of this Suit, which the Plaintiff has incurred, and the Court doth further order that the Sheriff report his proceedings in this Cause, annually to the Court.

Atty

Teste Jas R Tyler C. C.

Bishop

as 3 Decree
Court

This day this cause
came on again
to hear on the

papers formerly made and the report
of W. W. Briggs sheriff of the selling
of the land in the decree mentioned
and it appearing from the said
report that the nyls will not pay
the debts in ^{years} five it was argued
by counsel on consideration whereof
the court doth adjudge, order, and
decree that unless Thomas Court
shall in six months from day
pay to W. W. Briggs the sum of ninety
seven dollars with interest thereon
from the 21st of September 1874 and
the costs of this suit then the said
W. W. Briggs after giving at least
twenty days notice of the time and
place of sale by public advertisement
at Jerusalem and Newsons procees
to sell at public auction at Jerusalem
on some county court day to the highest
bidder the said tract of land on the
following terms to wit one third
cash balance on a credit of one
and two years equal annual
instalments taking from the
purchase bonds with approved
security and retaining the title to
the said land until the further

Order of this court and report his
proceedings to court for its further
order

Bishop
vs E. Deane
Hunt

May 6th 1876

To be entered

Geo. T. Hunt.

Bishop
as { Dean
Hunt

To be entered

June Term Geo. V. Blod.
1874

Bishop
vs 3 Decree
Bunt

This day this cause
came on to be heard
on the plaintiff's bill taken for
confessed as to the defendant Thomas
Bunt the exhibit filed therewith and
was argued by counsel On consideration
whereof the court doth adjudge, order,
and decree that one of the commissioners
of this court take an account of the
number of acres, the actual and
annual value of all the real estate
of which Thomas Bunt is seized and
possessed in the county of Southampton
and also an account of all the judgments
which have been rendered against the
said Thomas Bunt stating their
origins and priorities and return the
said accounts to court together with any
matters specially stated deemed pertinent
by himself or which may be required
to be so stated by any of the parties
interested

Bishop

as 3 Decm

Hunt

Oct Term 1874

to be entered

Levis Court;

Bishop

vs 3 Deere

36mt

This day this cause came on again to be heard on the paper formerly read and the report of Commissioner Tyler made pursuant to a decree of this court entered at the same term 1874 and to which report no exceptions have been filed and was argued by counsel on consideration whereof the court doth adjudge order and decree that the said report be confirmed and it appearing to the court from the said report that the land of the defendant Thomas 36mt will pay all the judgments against him reported as docketed the court doth further adjudge order and decree that the sheriff of Southampton rent out annually at public auction to the highest bidder the tract of land containing eighty eight (88) acres taking from the Deere bond with good security every year until the debts to wit the sum of \$97.01c with the interest thereon are paid and all the costs of this suit which the plaintiff has incurred and the court doth further order that the sheriff report his proceedings in this cause annually to the court

Bristol
?u
Hunt
} City drawn

\$125 for 4 drake

\$1200 for 4 drake paid
in Cash \$50.00
WLB

Private and public Circuit Court, May Term 1876.
St. Louis, St. Bishop

Left 2 In Chancery

Thomas Hunt

This day this Cause came on to be again heard at the papers formerly read and the Report of W. W. Briggs Sheriff of the return of the land in the decree mentioned, and it appearing from the said report that the rents will

not pay the debts in five years, it was argued by Counsel;

On Consideration whereof the Court doth adjudge, Order and

decree, that unless Thomas Hunt shall in six months from the

day pay to W. W. Briggs the sum of Ninety Seven dollars

with interest thereon from the 1st of September 1874, and

the Costs of this Suit then the said W. W. Briggs after

giving at least twenty days notice, of the time and

place of Sale, by public advertisement at Jerusalem

and thence proceed to sell at public auction at Jerusalem

above in Lane County Court days to the highest bidder,

the said tract of land, on the following terms, to wit;

One third Cash, the balance on a Credit of one and

two years, equal annual installments, taking from the

purchaser Bonds with approved Security, and retaining

the title to the said land, until the further order of

this Court, and report his proceedings to Court, for its

further order.

A Copy

Teste,

Clarks Cost \$9.66 paid DRG

James K. Tyler D.C.

Clk \$9.66
Sh 1.50
Com J 5.00
Law 16.00
32.16

Bishop
as 3 Decem
Hunt

May 2 - 1877

To be returned

W. S. Brown.

Bishop

vs 3
Bunt

Decree

This day This cause
came on again to be
heard on the papers
formerly read and the

report of Mr. W. Briggs sheriff of the
sale of Thomas Bunt's land and to which
report no exceptions have been filed and
was argued by counsel. On consideration
whereof the court doth adjudge, order
and decree, that the said report be
confirmed and that Mr. W. Briggs after
paying the costs of this suit out
of the money in his hands pay first
to S. H. Bishop the amount of his
judgment as reported by commissioners
Tylor if there be money enough in
his hands for that purpose and if
there be any surplus pay it over to
Pelez Carron and return his receipts
to count along with ^{his} report in order
to a further decree

Bishop

~ { Copy decree

Hunt.

1874 24 1st

Southampton Circuit Court, June Term 1874.

Stork H. Bishop
against
Thomas Hunt.

Deft
Deft
Sub Chancery

This day this Cause came on to be heard at the Plaintiff's bill taken for Compulsory as to the Defendant's Clerk Hunt, and the Exhibit filed therewith, and was argued by Counsel, on consideration whereof the Court did adjudge, Order and decree, that one of the Commissioners of this Court take an account of the Yarns of aces, the actual & annual value of all the real Estate, of which Thomas Hunt is Seized & possessed, in the County of Southampton, and also an account of all the Judgments which have been rendered against the said Thomas Hunt, stating their dignity & priority, and return the said accounts to Court together with any other matters specially stated, deemed pertinent by himself, or which may be required to be so stated, by any of the parties interested.

Attest, James R. Sykes, C. C.

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Bills

on 3 Decr

Bunt

May Term 1885-

To be entered

Geo. W. Scott

Exhibit 123

Dismissed

Bishop

or 3

Decem

Grant

It appearing to the court
from an examination of the papers in
this cause that no order has been
entered in the same in the last
several years the court doth adjudge
order decreed that the same be removed
from the docket with leave to any
party interested to reinstate the same
on motion to the opposite party on
ten days notice