

1884-05

Southampton County Chancery

Bradshaw, Mardicain^{Est} vs Hood, R.A.

"To sell land to
pay off judgments"

Seals, O. L. Sh.
Adm. Est. of
Mardicain Bradshaw

Edna Hood

Bradshaw

vs. }

Decree

Hood

May Term 1884.

To be entered.

Geo. B. Blow,

✓

Briggs to report - it fees
rept of pefft.

Bradshaw

vs



Decree.

R. A. Hood

This cause this day came on to be further heard on the papers formerly read, the report of Comm^r Briggs filed during the term, to which no exception is filed, and was argued by Counsel.

On consideration whereof, the Court doth confirm the said report, and nothing further remaining to be done in this cause, it is ordered that the same be removed from the docket.

Bradshaw's Adm.
in 3 pieces.
Hood - R.A.

May June 1873 -
To be entered.

Geo. Blow.

Bradshaw's Adm.

vs 3 Decr.

Hood - R. A.

This day this cause came on to be heard on the bill of the complainants, which has been taken for confessed as to the debt R. A. Hood, & the exhibits filed with the said bill and was agreed by Court - On consideration whereof, the Court doth adjudge order & decree, that a Comr of this Court take the following accounts - viz - an account of the plaintiffs demand, and all other outstanding liens against Robt A. Hood, distinguishing their priorities; an account of the absolute and annual value of the interest the said R. A. Hood owns in Real Estate in this County. And the said Comr will also report to Court whether in his opinion the interest said R. A. Hood owns in Real Estate in this County can be sold separately without impairing any other interests in the same tract of land. All of which the said Comr will 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 of the interested parties.

Proctor's Adm.

as $\frac{1}{3}$ Decree.

Hood R. A.

Nov Jan 1875.

To be entered,

Geo. B. L.

Bradshaw & Adair

vs $\frac{2}{3}$ Deceit.

Hood R. A.

This day this cause came on to be further heard on the paper formerly read, the report of Court Tyler made in pursuance of an order entered at the May Term 1845, with the examination of witnesses and was argued by Counsel: on consideration whereof, and no exceptions being filed to said report, the same is confirmed, and the Court doth adjudge order & decree that S. L. Dole, M. B. Butler R. M. Stephenson be appointed Commissioners to divide the real estate whereof Wm. D. Hood died seized, among the heirs of said Hood, and the said Court are authorized to employ the services of a competent surveyor, to effect said division, should they deem it necessary; and they will divide the same into four Equal shares, and assign or allot one share to Robt. A. Hood one share to Wm. H. Hood, one share to Mary Hood, & one share to Rebecca Darden, formerly Hood, and make report to Court.

Bradshaw Adams
in 3 series
Hood, R.A.

Nov Dec 1878

To be entered.

Geo. B. Low

Bradshaw
vs 3 Decree.
Hood R. A

This day this Cause came on to be further heard on the papers formerly read the report of Comr. Briggs filed during the term and was argued by Counsel. On consideration whereof, no exceptions being filed to said report, the same is hereby confirmed, and the sale therein reported declared firm & binding. The Court doth further decree that Wm. Briggs collect the purchase money for said land & make a deed to the purchaser, with special warranty - and after paying the costs of this suit - pay the balance to the parties properly entitled and make report to Court.

9"
Bradshaw's Adm.
in 3 Decem.
Robt. A. Hood

Nov Dec 1866

To be entered.

Geo. B. Lord,

Braschaw Adm.
in 3 Decree.
R. A. Hood

This day this cause came on to be further heard on the papers formerly read, the report of Amos Butler & Stephenson, filed Nov. 6. 1896. and was argued by Counsel. On consideration whereof, the Court affirming said report, to which there is no exception, doth as judge order & decree, that unless Robt. A. Hood shall pay to the personal representative of Mordcai Braschaw decd, within 30 days, from this order the sum of \$380- with interest on \$200 part thereof from Mch 9. 1895 - till paid, that then that Wm. Briggs, Shff of Southampton see the interest of said Hood in the land of his father at public auction, at the Court House of this County upon some County Court day, after advertising same for twenty days by public notice in 3 or more public places, upon following terms. Enough cash to pay expenses of suit & sale - balance on credit of one, two or three years, equal annual instalments the purchaser to give bonds with approved security, carrying interest from date - and title retained for deferred payments. And the said Briggs will make report to Court of this proceedings -

Bradshaws adm
v. } Copy decree

Hood

Dorchester Circuit Court May Term 1876.

J. L. Dole late Sheriff and Adm^r de bonis qua
of Mordecai Brodskind dec. Iff
against
R. A. Hood

Deft J. L. Dole

This day this Cause came on to be heard on the Bill of
the Complainants which has been taken for Confessⁿ as to the
Deft R. A. Hood and the Exhibits filed with the said
Bill and was argued by Counsel to Consideration whereof
the Court doth adjudge, Order and decree, That a Com^r
of this Court take the following accounts, to wit;
An account of the Plaintiff's demand, and all other
outstanding, lying against Rott A. Hood distinguishing
their priorities; An account of the absolute and
annual value of the interest the said R. A. Hood owns
in real Estate in this County.

And the said Commissioner will also Report to Court
whether in his opinion the interest said R. A. Hood
owns in real Estate in this County can be sold
Separately without injuring any other interest in the
same tract of Land, all of which the said Commis-
sioner will 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 of the interested parties.

Attest
J. L. Dole
J. L. Dole

1848. Wm H Bradshaw attn Mr. Bradshaw
 In. acc with W W Briggs Shff
 Ry. Att. Collecta from H Vick for sal of }
 R L Stoddards land } 233.30

Ropaid	Commissions	\$11.66	
" "	Auctioner for 3 sales	4.50	
" "	Shff. fees	2.30	
" "	J R Tyler Com	10.00	
" "	Clarks fees	12.14	
" "	J. B. Bruce Atty fu	16.50	57.10
			\$146.20
			10
			186.30

11 66

By sale of Land

220 00

" Interest

13 30

233 30

To Commission

11 66

43

186

" paid Auctioneer for 3 sales

4 50

" paid Shiff fee

2 30

" " L. R. Tyler com

10 00

" " Clerk's fee

12 14

" " L. R. Prince

16 50

\$ 54 10

43

Bradhaw
viz. Reps
Hood

1879 May.

Recd May 30th 1879 of W W Briggs
Commissioner in the Chancery suit of
Mordcai Bradshaw Admin against Robert A Hood
one Hundred Eighty six & 25/100 Dollars in full of
Amount for sale of R. A Hood's land after
deducting Costs of Suit

Mordcai Bradshaw
Admin of Mordcai Bradshaw

Bradshaw's Adm'r
no $\frac{3}{4}$ Report
R. A. Hord

May Term 1884.

Bradshaw's Admin^r

To
R. A. Hood

Report.

In this cause the undersigned respectfully reports to the Court, that he has collected the purchase money for the land sold in the proceedings mentioned ~~in~~ obedience to the order of November Term 1878, and that he has paid the money to the parties entitled, as will be seen from the receipts filed herewith, and after paying costs of suit, executed to the purchaser a deed with special warranty for the said land.

Respectfully Submitted
W. L. Briggs Clerk

Practishaw
in 3 Report
Hood

1878 New Court

In obedience to a Decree of the Circuit
Court of Southampton County in the Chancery
Suit of Bradshaw against R. Astor
I advertised the tract of land belonging
to R. Astor containing 105 acres, ~~and~~ according
to the directions of said decree, and exposed
the same at Public Auction at Two Sales,
and at those Two Exposures said tract of land
did not sell for more fourth of the appraised
value. And at the third sale Frank
Vick became the purchaser by bidding therefor
the sum of Two Hundred & Twenty dollars
and it was agreed between the Plaintiff and
the Defendant that the third and last sale
should be for cash; Said purchaser is ready

to comply.

Respectfully Submitted

W. W. Briggs (Clerk)

Nov 5th 1878

Bradshaw's adm

v } Com. Tylers Report

Hood R. A.

1875 October 22^d

An account of the Plaintiff's demand and all other outstanding
 being against Robert A. Hood, distinguishing their priorities.

J. L. Toler Sheriff of Southampton County, and as such admin-
 der being sent with the writ annexed of Mordecai Bradshaw decd.

against
 Edwin Hood & Robert A. Hood
 Southampton Circuit Court, November Term 1871

Judgment for \$200.00
 Int from 9th day of March 1860 to the
 9th day of March 1875, (15 years) 180.00
 \$380.00

Respectfully Submitted,
 James R. Tyler,
 Commissioner.

An account of the absolute annual value of the Interest
 the said Robert A. Hood, owns in real Estate in this County.

	absolute Value-	annual Value-
A tract of 417 acres in Round Hill belonging to the Estate of Mr. Edwin Hood decd of which Robert A. Hood owns 1/4		
Interest Value of _____	\$1251 00	\$100 00
Robert A. Hood owns of the above tract 104 1/4 acres valued at -	\$312 75	\$25 00

Respectfully Submitted,
 James R. Tyler, Commissioner

Commissioner's Office,
Jerusalem, Pa.

Oct the 22nd 1875

To the Circuit Court of Southampton County,
Pursuant to a decree of the Circuit Court of Southampton,
rendered at the May Term 1875, in a suit in Chancery depend-
ing in the said Court between J. L. Volz Sheriff and Admors.
de bonis non with the will annexed of Mordecai Bradstreet
decd. Plaintiff & Robert A. Hood Defendant, the undersigned
one of the Commissioners of the said Court to whom was
referred for settlement by the said decree 1st "An account of
the Plaintiffs demand and all other outstanding claims against
Robert A. Hood - 2^d An account of the absolute and annual
value of the interest the said Robert A. Hood owns in real
estate in this County, and 3^d The said Commissioner will
also report to the Court whether in his opinion the inter-
est said Hood owns in said real estate can be sold
separately without injuring any other interest in the
same tract of Land." Reports to the Court made on the 1st
day of June 1875, he issued notices against the several
parties aforesaid requiring them to attend the settlement
of the said account before him at his Office on the 1st
day of July last, which were returned to your Commissioner
duly executed. That the parties aforesaid, appeared before
the Commissioner in obedience to the said notices,
and he thereupon stated and settled the foregoing
accounts. The Commissioner reports specially to the Court
that from the Depositions of witnesses, that the interest

the said Groves may in real estate can be sold separately without injuring any other interest in the said tract of land, and is susceptible of division and that it ought to be so divided; which with the decree of notices aforesaid and the evidence relating thereto are herewith returned. Given under my hand as Commissioner aforesaid, the day and year first aforesaid.

James R. Tyler,
Commissioner.

Commissioner's fee for taking depositions, entering witnesses attendance and reporting the foregoing accounts \$10.00
Charged to J. L. Tyler Sheriff and adms^r de tunc v^ro
of Mordecai Broadhead dec^d.

James R. Tyler
Commissioner.

The Deposition of J. L. Doles, M. J. Butler, R. M. Stephenson & S. B. Ketter, taken before me Jack Tyler, one of the Commissioners in Chancery for the Circuit Court of Southampton County, pursuant to the Notice hereto annexed, at my Office, in the Town of Jerusalem, on the 18th day of October A.D. 1876, between the Henry of C. A. M. and C. P. M. to be read as evidence in a certain Suit in Chancery pending in the said Circuit Court of Southampton County, wherein J. L. Doles late Sheriff and as such Adm^r de bonis non of Mordecai Bradshaw dec^d. is Plaintiff and Robert A. Hood is Defendant.

J. L. Doles being duly sworn, deposes & says as follows

Ques. How old are you & where do you reside?

Ans. I am 62 years old & live in Southampton Co. near the village of Berlin.

Ques. Do you know anything of the Real Estate belonging to the Est of W^m D. Hood, dec^d, & do you think the interest in said Est., which belongs to Ro. A. Hood, one of his heirs, can be sold without injury to the interest of the other heirs?

Ans. I do not think Mr. R. A. Hood's interest in said Est. can be sold without injury to the other heirs, unless the said Est. should be divided & his interest sold separately. I have known the property well for the last twenty years.

I further this deponent saith not
D. L. Dole

M. D. Butler being duly sworn deposes & says as follows.

Ques -

Ans

How old are you & where do you reside,
I am fifty four years of age & live at Berlin within half mile of the Real Est. belonging to the heirs of the late W. D. Hood, dec'd.

Ques -

Do you think the interest of Robt. A. Hood in said Est. can be sold without injury to the interest of any other parties.

Ans.

I have heard the testimony of Mr. D. L. Dole in answer to this question & agree with him, that it would be impossible to sell R. A. Hood's

interest in the property without injury to other interests, unless Commissioners were appointed to cut off his interest in said Real Est: so that it might be sold separately. - I have been living near the property for 27 years & know it well.
I further this deponent saith not.

M. D. Butler

R. M. Stephenson being duly sworn deposes & says as follows.

I am forty eight years of age live near Berlin within one mile of the Lands belonging to W. D. Hood's Est. I have known the lands well for thirty years & agree through out with the testimony of Mr. M. D. Butler, which I have heard read.
I further this deponent saith not.
R. M. Stephenson

Dr. J. B. Kell being duly sworn deposes & says as follows.

I am fifty four years old &

live near Berlin within $2\frac{1}{2}$ miles
of the Land of the late W. D. Hood
decd. & know them well. I have
heard the depositions of Mr. M.
D. Butler read & agree with him
entirely, that it will be impossible
to sell the interest of R. A. Hood
without injuring other interest in
said property, unless it be cut off
severed separately.

I further this deponent saith
not.

S. B. Kells

State of Virginia. Southampton County, to wit.

I, Jack Tyler, one of the Commissioners in Chancery
for the Circuit Court of said County, do hereby Certify
that the foregoing Depositions were duly sworn to
and Subscribed before me, at the time and place
mentioned therein. Given under my hand this
18th day of October A. D. 1875.

~~Commissioners for the taking Depositions
before and under authority of the Court~~

James R. Tyler,
Witness for Defendant

Commissioner

S. B. Kells 1 day & miles 90^c

M. D. Butler 1 " 2 " 66^c

Witness for Plaintiff

J. L. Tyler 1 day 50^c

R. M. Stephenson 1 day & miles 66^c

Bradsham's Admon.

2d.

Hood

Executed.

W. W. Briggs

COMMISSIONER'S OFFICE,

Jerusalem, Va., June 1st 1875

To
J. G. Jones late Sheriff and Adm^r de bonis viri
of Madison Broadham dec^d.
against
R. A. Hood

You are hereby notified that I have fixed upon the 1st day of July next, if fair; if not, the next fair day thereafter (Sunday excepted), to take and settle, at my office, the following accounts, to-wit: "That a Commissioner of this Court take

the following accounts, to-wit: An account of the Plaintiff's demand and all other outstanding debts against R. A. Hood, distinguishing their priorities. An account of the absolute and annual value of the interest the said R. A. Hood owes in real estate in this County. And the said Commissioner will also report to Court, whether in his opinion, the interest said R. A. Hood, owes in real estate in this County can be sold separately, without injuring any other interest in the same tract of Land; All of which the said Commissioner will 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 of the interested parties."

required to be taken by a decree of Southampton County Court, rendered on the 1st day of May Term 1875, 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.

Bradshaws Admin.

J. Q. Spr.

Good

1875. Oct. 21st

Excuse

at bott by staff

The Commonwealth of Virginia:

To the Sheriff of Southampton County—Greeting:

WE COMMAND YOU, That you Summon

Bradshaw

R. M. Stephenson, J. L. Giles, W. H.

J. R. Tyler a Commissioner in Chancery for the
to appear before the Judge of our *Circuit* Court of Southampton County, at the Court-
house, on the *24th* day of *October* *Term* 1875 — to testify and the truth
to say on behalf of *J. L. Giles Sheriff and attorney de facto and of Mordcai Bradshaw*

in a certain matter of controversy in our said Court depending and undetermined between

Said Giles

Plaintiff and

R. A. Hood

Defendant .

And this *they* shall in no wise omit under the penalty of *\$100* and have then there this
writ. Witness, *J. R. Tyler Commissioner*
~~Butler R. Edwards~~, Clerk of our said Court at the Courthouse, this *27th* day
of *September* 1875 in the *100* year of the Commonwealth.

James R. Tyler,
Commissioner in Chancery

Hood
and 3 Spw.
Bradshaws Adm.

1875- Oct. 21st

Executed
Attest By Siff

The Commonwealth of Virginia:

To the Sheriff of Southampton County—Greeting:

WE COMMAND YOU, That you Summon

F. S. B. Ketter, W. H. Stephenson, M. D.

Butler & Geo. W. Vick

to appear before the Judge of our *James R. Tyler* Court of Southampton County, at the Court-
house, on the *21st* day of *October* ~~Term~~ *1875* to testify and the truth
to say on behalf of *R. A. Good*

in a certain matter of controversy in our said Court depending and undetermined between *J. L. Orles*

late sheriff and admin^r de bonis non of Mordecai Bradshaw d^d.

Plaintiff and

Said Good

Defendant .

And this *they* shall in no wise omit under the penalty of *\$100* and have then there this
writ. Witness, *James R. Tyler* ~~James R. Edwards~~ Clerk of our said Court at the Courthouse, this *27th* day
of *September* *1875* in the *100* year of the Commonwealth.

James R. Tyler,
Commissioner in Chancery

Knott & Lewis Adams
no 32
R. A. Hood

Report of Comm

Nov 6. 1896

To The Hon Judge of The Circuit Court
of Southampton County, Virginia.

We the undersigned
Commissioners, appointed at The May Term of said
Court, to divide and allot as apportion among
the heirs the real Estate whereof Wm D Hood died
seized, do most respectfully report; that
after careful examination we divided and
apportioned unto The several heirs as here in mentioned
By Commencing at post Oak on County road - thence along
said road to Pine Cor on road, thence S 15° E to pine
in branch, thence down branch to W.O. Cor on Exum, thence
along Exum's line to beginning Containing 100 Acres. More or less,
and apportion it unto R.A. Hood -

Commencing at Pine Cor on road, thence along road to a
per cussion, thence S 1° E to Swamp (Springs line, thence
along Swamp to Exum's line in branch, thence along
branch to W.O. Cor R.A. Hood's, thence along R.A. Hood's
line to beginning, Containing 127 Acres More or less, and
apportion it to Wm D Hood -

Commencing at Per cussion Cor on road, thence along
road Pine at gate - thence South down avenue
through the dwelling to Swamp Springs line - thence
along Swamp to W.D. Hood's Cor, thence along W.D. Hood's
line to beginning, Containing 80 Acres, More or less -
and apportion it to Laura D. Hood -

Commencing at Pine on road at gate, thence along
road to Wm Stephenson's line, thence along Stephenson's
line to Swamp (Springs line) thence along Swamp
to Laura D. Hood's line, thence North along Laura
D. Hood's line through dwelling to road, Cor Pine

The beginning Containing 110 Acres More or less - &
giving to each ~~heir~~ ^{part} of equal value, all
of which embrace the real Estate of said Wm D Hood
as per at \$1200.00 for the 417 acres -

J. D. Hunter
Wm Stephenson

~~34~~ 36

Bradshaws at
w } Stat. Rules

Hood R. A.

In Southampton Circuit Court

D. L. Doles late Sheriff & Admor. de bonis non of Mordecai Brad:
Shaw

against
R. A. Hood

1874 Decr 22 Summons issued

1875 Jan'y R. Sum's ret. Executed. Bill filed D. Nisi to Dft.

" Feb'y " Bill taken for Confessed & Cause set for hearing

" May T Decree for acc.

" Oct 22 Comr's Report.

" Nov. T. Decree for account.

1876 May Court

" Nov. Report assigning Dower

1878 " T. Rept. of Comr. Briggs. & Decree confg'g 1st

50 cts. Sergeant for under

J. R. Edwards & Co

Bradshaw's adv,

to } Sum. Chy

Hood & Co

Executed this 28th
day of December, 1874,
by delivering a copy
hereof to R A Hood

J J Hodges & Co
for W Saunders, Surg

one of 500 of Norfolk

paid for printing the entire
W Saunders

The Commonwealth of Virginia

Sergeant of City of Norfolk
To the Sheriff of Southampton County---Greeting :

WE COMMAND YOU TO SUMMON

Edna Hood & R. A. Hood

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

January next
to answer a bill in Chancery exhibited against them in our said Court by D L Doles
Shiff Farmer with the will annexed of Mordecai Pr a debt due det.

And have then there this Writ.
the Court House, this 22nd
year of the Commonwealth.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at
day of *December* A. D. 187 4, in the 99th

L. R. Edwards

Southampton Circuit Court, November Term 1871.
D. G. Dole Sheriff of Southampton County and as such administrator de
bonis non with the will annexed of Mordecai Bradshaw dec^d, Plff.

against

Edna Hood & N. A. Hood

Upon a
Dyke Sci Fa: &c

The Defendants having been duly warned and not appearing, upon the motion of
the Plaintiff by his attorney, it is considered by the Court, that the Plaintiff
may have execution against ~~execution~~ the Defendants for two hundred dollars
with legal interest thereon from the 9th day of March 1860, till paid, the
debt and interest, and \$8.99 the costs in the writ aforesaid specified: And also
that the Plaintiff recover against the Defendants, his costs by him in suing
forth and prosecuting this writ.

Attest
J. W. Edwards C. C.

Wm

Bradshaw's Advers.

vs Bill Dyer

Hood R.A.

1875 January Rules

Primer for

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

Humbly complaining sheweth unto
your Honor, your orator D. L. Soler,
late Sheriff & Auditor de bonis non of
Middlesex & Bradham that at the Nov:

Term 1841 of the Circuit Court of
Southampton, he obtained a judgment
for \$200 - with interest from 9th March
1840, against Edna Hood & R. A. Hood,

as will more fully appear from a
certified Copy of said judgment here-

Exhibit (A) with filed marked (A) and proposed to be
taken as part of this bill. That upon

said judgment, process have been issued &
returned "no effects". That R. A. Hood

one of the defendants, is seized in fee
of $\frac{1}{4}$ interest of a tract of land in

this County, that the rents & profits
of this interest will not pay the lien

of your orator in five years - That
Edna Hood is dead & left no estate of

any kind. In consideration whereof,
and as your orator is without remedy

except in a Court of Equity where matters
of this kind are cognizable, to the end

that justice may be done, your orator
prays that R. A. Hood may be made

a party defendant to this bill & com-
pelled to answer its allegations

that your Honor will order a Commission
of this Court to take an account of your
raton demand and all other outstand-
ing claims against R. Atwood, distinguishing
their priority, also an account of
the annual absolute value of the
real estate owned by R. Atwood - and
if it should appear that the sub-
sidiaries of the same will not satisfy
your raton demand in five
years, that the same may be
sold - and that your Honor will
grant such other, further, several
special relief, as to Equity may
seem meet on the nature of this
Cause may require - and as in
duty bound, your raton will
ever pray; May it please the
Court &c. -

J. W. R. R. R.