

1884 ~ 06

Southampton County Chancery - Bradshaw, Wm. H. vs Lowe, Delilah

unsettled reins

adm'r. d. b. n.
Bradshaw, M. (dec.)

121
Pradshaw's Adm.
vs 3 Bills Exhibits
Lower

1879 Oct. 10 Rules

J. B. Prince Jr.

To the Hon Geo: Blom. Judge of the Circuit
Court of Southampton. In Chancery,
Humbly Complaining sheweth unto your
Honor your Complainant ~~Wm~~ M. Bradshaw
Advers. de bonis non of M. Bradshaw decd.
that at the May Term 1870 of the Circuit
Court of Southampton, a judgment was
recovered in favor of M. Bradshaw's Estate
against Delilah Lowe for \$100. with
interest from Jan'y 17. 1860. & \$6. 20 Cts.,
as will more fully appear from a copy
of said judgment herewith filed
marked (a) & prays to be taken as a
part of this bill. That upon said
judgment, Executions of fieri fac. have
been issued & returned "no effect".
That the said Delilah Lowe is seized
& possessed of some Real Estate in
Southampton, more than sufficient
to pay the debt due the Estate of
Complainant's decedent. That the rents
and profits of the said Real Estate
will not pay said debt in five years.
In Consideration whereof and inas-
much as your Complainant is
without remedy in the Premises,
& left in a Court of Equity, where such
matters are properly cognizable, to the
end therefore that justice may be done

Your Complainant prays that the said
Delilah Lowe may be made a party
dependant to this suit & compelled to
answer the allegations hereof. That
Your Honor will direct a Commissioner
of this Court to inquire report & count
the absolute and annual value
of the land owned by said Lowe -
an account of Complainants
demands and all other outstand-
ing unsettled claims against said
Lowe - distinguishing their priorities -
and if it should appear that the
rents & profits of the said land will
not satisfy the claim in five years -
that the same may be sold & the proceeds
properly applied - and that Your Honor
will grant such other, further, general
Special relief as to Equity may seem
meet & the nature of this Case may
require and as in duty bound
Your Complainant will ever pray &c.
May it please the Court &c.

J. H. Prince Jr.

An Account of outstanding debts against Dililah Lowe as follows: and distinguishing their priorities:

W^m A Bradshaw adm^r the bonis non of
M. Bradshaw dec^d.

Judgment v^s Dililah Lowe

Int^d from Jan^y 17/1860 to Jan^y 5th 1860
int^d to July 1/60

\$ 100 00

26 00

74 00

20 00

76 00

Paid July 1/60

20 00

56 00

Int^d to April 11th 1863

9 25

65 30

Paid April 10th 63

31 00

34 30

Int^d to 1st October 1880

15 41

Costs

6 90

56 67

Obtained May Circuit Court 1870

Docketed " 2nd 1870

Salathiel Lewis Judgment vs

Thomas Bradshaw & Dililah Lowe for 100 00

Int^d from 21st August 1871 to 1st October 1880 54 66

Costs

7 11

161 77

Obtained 1872 August Term County Court

Docketed " Sept 7th

\$ 218 44

Respectfully Submitted

James R Taylor

Commissioner

An Account of the Absolute and Annual Value of
real Estate belonging to Delilah Powe

	Absolute Value	Annual Value
One tract of 10 acres of Land in Black Oak.	\$151 00	25 00

Respectfully Submitted
James R. Tyler,
Commissioner

Commissioner's Office
Jerusalem N. York 10th 1880

To The Circuit Court of Southampton County

Pursuant to a decree of the Circuit Court of Southam-
pton County rendered at the May Term 1880, in a suit in
Chancery pending in said Court between H^{rs} H. Bradshaw
and M. Bradshaw and Delilah Powe, the under-
signed, one of the Commissioners of said Court to whom
was referred for settlement the following account, to wit:
1st An Account of the Plaintiff's demands & all other unad-
judged claims against the Defendant distinguishing their priorities
2nd An Account of the annual & absolute value of the
real Estate now Owned by Delilah Powe, together
with any other matters deemed pertinent by himself or
required to be so stated & reports to the Court, that on the
27th day of August last he issued notice against the
several parties, requiring them to attend the settlement
of the said Account before him at his said Office on the
14th day of September 1880. which were returned, duly execu-
ted. That the parties aforesaid appeared before the
Commissioner ^{by alleg} in obedience to said notice, and he there-
upon examined said state & set to the foregoing account, up to
the 1st day of October 1880. and on that day finds the
amount of outstanding debts to be \$218.44 and
also made up an account of the absolute value of the
real est. to be \$150. - and the annual value to be \$25.00
The Commissioner has nothing of special matter to report
to the Court. The Commissioner further reports to the Court
that after the completion of the said account, he retained
the same in his office ten days for the examination
of the parties. - which with the decree and notices
aforesaid are herewith returned.
Given under my hand as Commissioner aforesaid the day
& year first aforesaid

Commissioner for \$5.00

James R. Tyler
Commissioner

Bradoka's Address

Low 2 Notes

1880 Sept 14th

Executed

W W Briggs Skt

Commissioner's Office,

Jerusalem, Va., *August 27th* 1880.

To

Delilah Lane

You are hereby notified that I have fixed upon the *14th* day of *September* 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 Plaintiffs demand of all other unsettled claims against the Defendants, distinguishing their priorities,

2nd "An account of the annual and absolute value of the real Estate, now owned by *Delilah Lane*, together with any other matters deemed pertinent by himself, or required to be so stated by any interested party."

required to be taken by a decree of Southampton Circuit Court, rendered at the *May* term, 1880, 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.

Jamies R. Tyler,
WM. H. PARKER, Commissioner.

To the Sheriff of Southampton County to execute.

Bradshears Adm^r?

Res. *Summ* in
Love *Shannon*

1879 Oct. Ruled

Enclosed by enclosing Atlantic "Sum"
a copy of this Summⁿ on the 1st day of
October 1879.

A. F. Cobb - 29 Jan
W. L. Drury 5th

The Commonwealth of Virginia:

To the Sheriff of Southampton County Greeting:

We command you to summon Delilah Love,

if be found within your bailiwick to appear at the Clerks office of our
Circuit Court of Southampton County at the Rules to be holden for said Court
on the first monday in October next to answer A bill in
Chancery exhibited against her in our
said Court by Wm. R. Bradshaw admor.
de bonis non of Mordecai Bradshaw decd.

and have then there this writ. Witness Littleton R. Edwards Clerk of our
said Court at the Courthouse this 11th day of September 1879
in the 104th year of the Commonwealth. L. R. Edwards C. C.

K

Bradshaw's Adm.

Lowell
Kept

of Commission Tyler

Bradshaw's Adm.

W. Keene

Lowe

1880 Oct. 1st

Sept. 14th

Southampton Circuit Court
November Term 1879

Wm. H. Bradshaw Admr. de bonis non
of Mordecai Bradshaw decd. Plaintiff
Against
Delilah Love Defendant ^{3^d Chancery}

This day this cause came on to be heard on the complainant's bill taken for confessed as to the debt. Delilah Love the Exhibits filed and was argued by Counsel. on consideration whereof the Court doth adjudge order and decree that a Comr. of this Court take the following accounts to wit. an account of the Plaintiff's demand, and all other unsettled liens against the defendant, distinguishing their priorities on account of the annual and absolute value of the real estate now owned by Delilah Love, which accounts the Comr. will audit and settle together with any other matters deemed pertinent by himself or required to be so stated by any interested party.

A. Copy Teste
T. R. Edwards C. C.

Bradshaw's Adm.
or 3 Deere,
Some

Nov Term 1879.

To be entered.

Geo. B. Snow.

Bradshaw's Adm.

vs 3 Decree.

Lowe

This day this cause came on to be heard on the complainant's bill taken for confessed as to the debt, Melilah Lowe, the exhibits filed and was argued by counsel. On consideration whereof, the Court doth adjudge order & decree that a Comr. of this Court take the following accounts - to wit - an account of the plaintiff's demand, and all other unsettled claims against the defendant, distinguishing their priorities. An account of the annual and absolute value of the real estate now owned by Melilah Lowe. which accounts the Comr. will audit and state together with any other matters deemed pertinent by himself or required to be so stated by any interested party.

In Southampton County, Virginia, Court Clerk's Office, December the 19th
1881. The Board was advised and agreed by the following members, & by
Boardman the following items, subject to audit & his disbursement,
according to law, & the said Board is resolved.

That,

J. R. C. C. C. C. C.

A Copy,

Sub:

J. R. C. C. C. C.

Bradshaw's Adm.

no. 2 C. C. C. C.
Law

Know all men by these Presents, That we
S. L. Bradshaw

William H. Bradshaw

are held and firmly bound unto the Commonwealth of Virginia in the just and full sum of

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. And we, the obligors herein, hereby waive the benefit of our homestead exemption as to this obligation. Sealed with our seals and dated this

19th day of December

A. D. 1881

THE CONDITION of the above obligation is such that if the above bound

William H. Bradshaw

by a decree of the Circuit Court of Southampton County, rendered at
me term 18 of said Court, in a Chancery suit wherein pending
in which Bradshaw's name is plaintiff &

Defendant appointed Commissioner for certain purposes in said decree,
Set forth. And if they said William H. Bradshaw

shall faithfully discharge the duties of said office or trust according to law, then the above obligation to be void, or else to remain in full force and virtue.

Signed, sealed and delivered }

in presence of the Court.

Wm H Bradshaw [Seal.]
S. L. Bradshaw [Seal.]
[Seal.]
[Seal.]

Bradshaws Adminⁿ

vs

Lowe

Attachment against

Thos Bradshaw

9th November 1882

Do

For objecting to the execution of a decree
in the Chancery suit of Wmth Bradshaw admin^r
de bonis non of Wmth Bradshaw dec'd against
Dilish Lowe rendered at the November
Term 1881

J. R. Edwards C^l

The Commonwealth of Virginia,

To the Sheriff of Southampton County
Greeting, We Command you that you attach
Thomas Bradshaw so that you have his
body before the Judge of our Circuit Court of
Southampton at the Courthouse of said
County on 9th Inst to answer us as well of
a certain Contempt by him to us offered as
it is said as upon those things which
to him shall be then and there objected
and further to do and receive what our
said Court shall in that part consider.
And this you shall in no wise omit.
And have then there this writ. Witness
Littleton R Edwards Clerk of our said
Court at the Courthouse this 8th day of
November 1882 in the 107th year of the
Commonwealth

L. R. Edwards C. C.

Bradshaws adm

v } Rule & Thomas
Bradshaw

~~Bradshaw~~ Lowe

1882 November 1st

Executed by deliver-
ing Thomas Bradshaw
a copy of this Seemingly
on the 20th day of
September 1882.

Attest by
for Wm Dwyer Siff

The Commonwealth of Virginia,

To the Sheriff of Southampton County—Greeting:

WE COMMAND YOU TO SUMMON *Thomas Bradshaw* —

to appear before the Judge of our *Superior* — Court of Southampton County, at the Courthouse,

on the first day of *November* — Term next, to *Show cause, if any he can, why he*

Should not be punished for a certain contempt offered the said Court in attempting to obstruct the execution of a decree made in the case of Wm. H. Bradshaw Administrator de bonis non of M. Bradshaw dec'd against Delilah Bradshaw at the November Term of said Court 1881

And have then there this writ.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at the Courthouse, this *14*th day
of *September* — , 188*2*, in the *10th* year of the Commonwealth.

L. R. Edwards Sec

Bradshaw's Adm
14 3 Dec
Some

Nov Term 1882

To be entered,
Geo. B. Brown

Bradshaw's et al^o

Low.

This day this cause came on to be further heard on the papers formerly read and was argued by counsel on consideration whereof and the Rule issued against Thomas Bradshaw to show cause why an attachment should not be issued against him ~~to that cause why an attachment should not be issued~~ against him for obstructing the due execution of the decree made in this ^{cause} at November Term 18 being returnis executed and he failing to appear the solemnly called, It is ordered that an attachment be issued against the said Thomas Bradshaw for his said contempt returnable here tomorrow.

Bradshaw's Adm'r
vs  Decree.
Court 

This day this cause
came on to be further heard and the
report of W^m H. Bradshaw filed during
the term, to which there is no exception
and was argued by Counsel. On con-
sideration whereof, the Court doth con-
firm said report, and it being sug-
gested to the Court in said report
that the due execution of the decree of
November term 1881 was attempted to be
obstructed by one Thomas Bradshaw, the
Court doth adjudge, order and decree
that the said Thomas Bradshaw be sum-
moned to appear at the next term
of this Court to show cause, if any
he can, why he should not be ~~doct~~
~~prosecuted~~ for contempt,
~~with according to law~~

Thomas Bradshaw against whom an attachment was issued
on yesterday for a certain contempt by him offered to this Court in
obstructing the due execution of a decree of this Court at November
Term 1881 in the case of Bradshaw administrator against Delilah Lane
was this day brought into Court in custody of the Sheriff of this
County and the Court deeming the ^{excuse} ~~cause~~ offered by him as insufficient
it is therefore considered that the said Thomas Bradshaw make his fine
to the ~~use of the~~ Commonwealth of Virginia ^{to the use of the said Commonwealth} by the payment of twenty dollars
+ ~~and a fine~~ ^{and unless} the said fine be paid to the Clerk of this Court within two days from
to day that a capias pro fine be issued against him for the said fine and
that he be imprisoned in the Jail of this County for a period not exceeding
ten days or when the fine is paid if paid sooner

Bradshaw's Adversary
in 3
Lome.

Report of Comr.
W. H. Bradshaw
"

Bradshaw Adm.
or 3 Report of Comr. W. H. Mathew,
Done.

In this cause your Comr. begs leave to submit the following report. That pursuant to decree entered in this cause at the last term of this Court, your Comr. proceeded to rent out the land in the proceedings mentioned, and after consultation with the parties interested, it was agreed to make a compromise of the debt, as follows, the defendant agreed to pay all the costs of this suit and the parties interested agreed to give a full discharge when this was done. This has not been yet done. Your Comr. would further state that when he proceeded to rent out the property, he was insulted most wantonly and outrageously by one Thomas Bradshaw, and the said Thomas Bradshaw attempted in the most violent manner to assault your Comr. and to prevent the due execution of the decree of Nov Term 1881., which facts your Comr. deems it his duty to bring to the attention of your Honor. All of which is respectfully submitted.

May 9, 1882.

Wm. H. Mathew
Commissioner.

To Judge C. C.

To acceptm.

Bradshaw Adm.

in 3 Deere

Long

~~~~~

Nov Term 1881

To be entered.

Geo W Blod

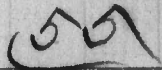
3

Report wanted -

Bradshaw Adm'r

vs.  $\frac{3}{4}$  Decree  
Lowe.

This day this cause came on to be further heard on the papers formerly read, the report of Comm'r Tyler filed Oct 1. 1880. to which there is no exception and was argued by Counsel. On consideration whereof, and it appearing to the Court that the rents and profits of the real estate of the defendant Lowe will pay her debts in five years, the Court doth decree that unless Delilah Lowe or some one for her shall within thirty days from the last day of the term of this Court, pay to Wm H. Bradshaw, Adm'r of M. Bradshaw dead the sum of \$56.<sup>67</sup> with interest on \$34.<sup>36</sup> from Oct 1. 1880, and the costs of this suit, that Wm H. Bradshaw who is appointed a Commissioner for the purpose, take possession of the real estate of said Lowe and rent out the same for the year 1882 taking from the renter a bond with good security for the rent payable Nov 1. 1882. But the said Commissioner will not proceed to execute this decree until he shall entered into bond before the Clerk of this Court, with security to be approved by him in the penalty of \$100. Conditioned to faithfully execute this and any further decree in this cause. And said Comm'r will report to Court.

Bradshaw's Admin  
To  $\frac{3}{3}$  Decree  
Lowe 

May Term 1884.

To be entered.

Geo Blod

✓

Bradshaw's Admin

vs } Decree,

Leave

This cause came on this day to be further heard on the papers formerly read, and was argued by Counsel. On consideration whereof, the Court doth adjudge, order and decree that W<sup>m</sup> H. Bradshaw who was appointed a special Comm<sup>r</sup> at the Nov<sup>r</sup>, <sup>term</sup> 1881 of this Court, to take possession of the real estate in the proceedings mentioned, and rent out the same for the year 1882, taking from the renter a bond with good security for the rent payable Nov<sup>r</sup> 1, 1882, and he failing to make report of his proceedings, be summoned to appear at the next Term of this Court to shew cause if any he can, why he has not complied with the terms of the said decree. And the Court doth further decree that W. W. Briggs, Sheriff, execute on the said Bradshaw a copy of this order at least twenty days before the next term of this Court.

Brookshaw Adm.  
w  $\frac{2}{3}$  Refers  
Lone

---

1844. Nov 6.  
Filed.

---

Bradshaw's Answer  
per Report of Court Bradshaw  
Lowe.

In this cause Your Court  
respectfully submits the following  
report. That the whole matter in  
controversy has been settled by  
compromise. and the case should  
have been removed at the last  
term of the Court.

Nov: 5-54

Respectfully Submitted.

H. M. C. Bradshaw

Court

To Judge C. C. C.

Bradshaw adm.  
vs } Deere  
Lowe

A copy

Executed by delivering a  
copy of the within summons  
to W. H. Bradshaw adm.  
A. F. Cobb  
Dy 8/77

A copy  
Auto J. B. Olivera. Col.

Southampton Circuit Court  
May Term 1881

Brashaws Adm<sup>r</sup>  
vs  
Lowe Decree

This cause came on this day to be further heard on the papers formerly read, and was argued by Counsel. On consideration whereof the Court doth as judge order and decree that Wm. H. Brashaws who was appointed a special Com<sup>r</sup> at the above term 1881 of this Court to take possession of the real estate in the proceedings mentioned and rent out the same for the year 1882 taking from the renter a bond with good security for the rent payable Nov 1<sup>st</sup> 1882, and he failing to make report of his proceedings, be summoned to appear at the next Term of this Court to show cause if any he can why he has not complied with the terms of the said decree. And the Court doth further order that W. H. Briggs Sheriff execute on the said Brashaws a copy of this order at least twenty days before the next term of this Court.

Bradshaw's Adm  
vs  
Dicru  
Love

(Copy Dicru  
Nootnam 1881)

Southampton Circuit Court November Term 1881

William H Bradshaw admr of Ebb Bradshaw  
against  
Delilah Love.

This day this cause came on to be further heard on the papers formerly read, the report of Comr Tyler filed Oct 1. 1880 to which there is no exception and was argued by counsel on consideration whereof and it appearing to the court that the rents and profits of the real estate of the defendant Love will pay her debts in five years, the court doth decree that unless Delilah Love or some one for her shall within thirty days from the last day of the term of this court, pay to William H Bradshaw Admr. of Ebb Bradshaw died the sum of \$56.67, with interest at \$34.36 from Oct 1. 1880, and the costs of this suit, that William H Bradshaw who is appointed a Commissioner for the purpose, take possession of the real estate of said Love and rent out the same for the year 1882 taking from the rent or a bond with good security for the rent payable Nov 1. 1882 But the said Commissioner will not proceed to execute this decree until he shall enter into bond before the clerk of this court, with security to be approved by him in the sum of \$100 conditioned to faithfully execute this and any further decree in this cause. And said comr will report to court.

A copy Teste

L R Edwards clk

Relk no costs  
Shff no costs  
Com J. 1.00  
Law 1.00  
\$32.96

Bradshaw's Admir  
no } Decree  
Lowe

Nov<sup>r</sup> Term 1884.

To be entered.

Geo Brown

✓

Bradshaw's Admin  
vs } Decree,  
Love

This day this cause came on to be further heard on the papers formerly and the report of Commr. Wm. Bradshaw filed Nov. 3<sup>rd</sup> 1884, and was argued by Counsel. On consideration whereof, the Court doth confirm the said report, no exceptions being filed to the same, and nothing further appearing to be done in this cause, it is ordered that the same be removed from the docket.

~~107 108 75 40 47~~  
 64s  
 Bradshaws admr  
 or } State Rules

5.46  
 50  
 10 46

Low

|        |         |
|--------|---------|
| Blk    | \$10.46 |
| Sh     | 1.00    |
| Com J  | 5.00    |
| Law &c | 16.50   |
|        | <hr/>   |
|        | \$32.96 |

Nov. 1884.

In Southampton Circuit Court

Mrs M Bradshaw admor. de bonis non of M. Bradshaw dec<sup>d</sup>  
Plaintiff  
" against  
Delilah Lane Defendant }

1879 September 11<sup>th</sup> Summons issued  
" October R - Summons returned Executed - Bill filed  
Devera Nisi. v Deft.  
" November R - Bill taken for confessed as to Deft. and  
cause set for hearing -  
" November T - Devera for account  
1880 Oct. 1<sup>st</sup> Comm Tylers Report.

1882 May Report of Comm. Bradshaw confirmed H Rule v  
Thomas Bradshaw  
" Nov. Attachment awarded v The Bradshaw &c