

1885-08

Southampton County - Chancery

Claud, Jno. P. vs Blunt, G.H.

"Injunction, refused to"
Answer regarding Capt Linn.

To

Hon. E. Barrett, Judge of the
County Court of Southampton -

Humbly complaining sheweth unto Your
Honor your complainant Jno. P. Claud
that on the 4th day of April 1884,
C. H. Blunt of said County, made
and executed a certain instrument
of writing, commonly known as a
"Crop-lien", which said Crop-lien was
duly admitted to record in the Clerk's
Office of said County, and by which
the said C. H. Blunt, in consideration
of advances and supplies to be made
him by your complainant, gave to
your complainant a lien on all
the crops made by the said C. H.
Blunt during the year 1884, con-
sisting of Corn, fodder, Peanuts,
Cotton &c., all which will more fully
appear from a copy of said Crop-
lien herewith filed as an exhibit
and prayed to be read as a
part of this bill; that in consequence
thereof your complainant has made
advances in money and supplies to the
said C. H. Blunt to the amount of
\$100.⁰⁰, for which amount your Com-
plainant is entitled to a lien on said

crops of said C. St. Blunt by virtue of
Act of Assembly approved April
2nd 1873; that the said C. St. Blunt
has neither paid any part of said
sum of \$100.⁰⁰ so advanced, nor has
he delivered to your complainant any
portion of his said crops, to be
applied to the satisfaction of the said
debt, but that the said C. St. Blunt,
your complainant verily believes, is
about to sell and dispose of said
crops in such a way as to defeat
the said lien. In consideration
whereof and inasmuch as your
complainant is without remedy
save in a Court of Equity where
such matters are peculiarly cog-
nizable, to the end, therefore, that
justice may be done, your com-
plainant prays that the said C. St.
Blunt be made a party defendant
to this bill and required to answer
its allegations; that the said defendant
may be restrained by the order and
injunction of this honorable Court
from selling, disposing of or in any
manner interfering with the said
crops; that some proper person may be

appointed to receive, get in and take charge of the said crops; that the said defendant may be ordered to give to such receiver full and complete possession of the said crops; that the said crops may be sold by the said receiver and the proceeds arising from such sale be applied to the payment of the costs of this suit, and the said debt of \$100.⁰⁰ due your Complainant and the balance, if any, be paid over to the said defendant. And that all such other further relief as may be necessary may be given.

And your Complainant will ever pray,
C. J. Sebrall, p. q.

Virginia,

Sonchaupin County, to-wit:

This day Jno. P. Claud appeared before me, a Commissioner in Chancery of the County and for said County, and made oath that the matters in the foregoing bill stated of his own knowledge are true, and those stated upon the information of others he believes to be true.

Given under my hand, Dec. 11th 1884.

C. J. Sebrall,

Comm^r in Chancery.

Claud
vs. 3 In Chy.
Blunt.

Bill & order.

1884. Dec 11th

Claud }
or. } In Chancery.
Blunt

On motion of the plaintiff an injunction is awarded him to enjoin and restrain the defendant, C. St. Blunt, his agents, attorneys and all others from selling, disposing of, or in any manner interfering with the crops of the defendant in the bill mentioned, consisting of Corn, fodder, Peanuts, Cotton &c, made by the defendant during the year 1884; And it is further ordered that M. W. Turner be appointed to get in, receive and take possession of said crops, and that the defendant C. St. Blunt give to the said

M. W. Turner, receiver, full and complete possession of the same. And it is further ordered that the said crops be sold by the said receiver, and the proceeds arising from the sale thereof be applied to the payment of the costs of this suit and the debt of \$100.⁰⁰ due the plaintiff, and the balance, if any, be paid over to the defendant. But the plaintiff shall not have the benefit of this order until he shall enter into bond, with sufficient security before the Clerk of the Circuit Court of Southampton in the penalty of \$500.⁰⁰

payable to the defendant, and conditioned
to pay all such costs and damages as
he may sustain in consequence of said
injunction, in case the same be dissolved.
And the said receiver will not pro-
ceed to act under this order until he
shall enter into bond with sufficient
security before the Clerk of the Circuit
Court of said County, in the penalty
of \$500.⁰⁰, conditioned for the faithful
discharge of his duties under this
or any subsequent order in this
cause. And the said receiver will
make report to Court -

To the
Clerk of Circuit Court
of Southampton

} E. C. Barrett
} Judge Circuit Court
}

Island

✓ 3 Receiver's Bond

Blount

1884. Dec 12th filed

Know all men by these Presents, That we

M. W. Turner

and J. B. Land

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

five hundred

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 day of December 1884

under our hands and seals in the United States.

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

M. W. Turner

who is this day appointed Receiver in a Chancery suit styled 'Land v. Blount' by Decree of the County Court of Southampton County, rendered in vacation, Dec 11th 1884 - to get in, and take charge of all the crops of Charles H. Blount, raised during the year 1884 - to make sale of same, pay all costs of this suit and \$100.00 due to J. B. Land, and the balance, if any, pay over to said C. H. Blount, and report to Court -

shall faithfully discharge the duties of his 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.

M. W. Turner

J. B. Land



Island

To { Injunction Bond

Common to

1884. Dec 12" filed -

Know all men by these Presents, That we

J. P. Bland and

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

five hundred

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 *12th* day of *December*

A. D. 1884

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

John P. Bland

shall pay to *Charles H. Blount*, the Defendant
in a Chancery suit, now pending in the
Circuit Court of Southampton County, styled "*Bland*
against Blount," all damages & costs which
he may sustain, in the event the injunc-
tion awarded in said suit, by the Judge of the
County Court, in vacation, Dec 11th 1884, shall
be dissolved.

~~shall faithfully discharge the duties of his 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.

J. P. Bland
M. W. Turner



blair 144

or 3 Report of
Blount Revised

1885. July 19.
Filed. J.B. Pece

C. H. Blunt,
In a/c with Mr. Turner, Received.
Jerusalem, Va., 1885

M.

To **M. W. TURNER, Dr.**
PROPRIETOR "PEOPLE'S HOTEL,"

And Dealer in Liquors, Tobacco and Cigars.

	by	amt of net sales for Peanuts by H. H. Holmes	\$ 182 41		
Feb'y	7	Sold to Baker Parker 3 1/2 Bbls of corn @ 280	9 80		
"	"	" " J. P. Cland 5 Bbls of corn @ 255	12 75		
"	"	" " M. W. Turner lot of Rucks	1 05		
"	"	" " Henry Larden 745 lbs of fodder @ 125	9 29		
"	13	" " J. P. Cland lot of Peanuts vines	2 50		
"		1299 lbs of Saps Peanuts @ 4/5	10 39	228 19	
1885-					
Feb'y		To amt paid M. L. Beal (rent)	\$ 75 00		
		amt paid for expenses of crop			
1884					
Decr	12	bagging & hauling peanuts from office	1 75		
1885-		picking 5051 lbs of Peanuts @ 50	25 16		
		hauling 67 bags Peanuts to Ottaway @ 109	6 70		
		" 20 " Saps Peanuts Franklin	2 00		
		cost for pulling corn	1 00		
		" " hauling "	3 00		
		cost of sucking corn	1 70		
		67 Peanuts bags @ 12 1/2 c	8 38		
		cost of bagging Peanuts from Store	1 00		
		To Peanut twine	2 5		
		To Hauling Peanuts from field	1 75		
		Commission on amt received	11 41	109 10	
Feb'y	19	paid court costs	24 90	24 90	
				64 00	
				\$ 64 19	
		To amt paid J. P. Cland on			
		debt secured by lien		\$ 64 19	

Receipt Submitted.

M. W. Turner
Receiver

Folio 243

Book E.

W. H. HOLMES,

GENERAL COMMISSION MERCHANT,

NOS. 10 AND 12 COMMERCE STREET,

NORFOLK, Va.,

1884

Sale made for account

Rec'd

Per

Sold

C/D 67 Days P/m 60 3/4 30/8 20496

CHARGES:

Freight

10⁰⁵

Wharfage & Drayage

254

Weighing & Labor

201

Storage

201

Fire Insurance

102

Commissions on Sales at

2 1/2

per cent

Net Proceeds,

[Signature]

1239

5044

5412 2255

\$ 182.41

E. E.

W. H. HOLMES.

Received Feb. 19/85 of Mr. W.
Turner, Receiver in case of
Clara vs. Blunt sixteen + ⁵⁰/₁₀₀
dollars, it being legal fee taxed.
in said cause -

W. J. Subell, R. J.

Due M. L. Beale twenty five
dollars for rent of land for 1884.
This rent is due Dec 1. 1884. I waive
my homestead Exemption as to this debt
Witness my hand & seal Nov 21. 1884
Witness L. A. Blunk Secy.
L. P. Eddy Paid M. L. Beale

Received Feb'y. 19th 1885 of M.W.
Turner, Receiver in Charge of Blount-
Sixty four & 9/100 dollars -

J.P. Claud

Received Feb 19. 1885 of Mrs. Turner
Received in Cash of Blount.
\$14.00 dollars in full for
Clerk's fees.

L. B. Prince

This agreement made this 4th day
of April in the year 1884 between
J. J. Band of the first part and Geo
H. Blount of the other part both
of the County of Southampton State
of Virginia Witnesseth as follows;
Whereas the said Geo H Blount is
engaged in or is about to engage in
the cultivation of the said land is
desirous that the said J. J. Band, shall
during the present year make
certain advances to the said Cultivator
of the said land which the said J. J. Band
has agreed to do, upon this agreement
Witnesseth that the said Band does
hereby promise & agree to advance
& furnish to the said Blount during
the present year such monies propo-
rion fertilizers and other supplies
not exceeding the sum of ~~one~~ ^{one} hundred
Dollars, in amount as may be
necessary to enable the said Blount
to cultivate and gather his crops proposed
to be made the present year And the
said Blount hereby gives & grants to
the said Band a lien upon all such
crops as he may make the present
year to wit, Corn, Food for Pigs & Cattle

cotton & all other crops are to be delivered by the 1st day of November 1884 in order to secure this payment for all such supplies and advances as may be actually made not exceeding the sum above stated.

This agreement is made in pursuance of an act of the General Assembly of Virginia approved April 2^d 1873
Witness our hands this 5th day of April 1884

J. P. Gaud
L. H. Blount

Southampton County Clerk's Office
April 5th 1884 This agreement between J. P. Gaud & L. H. Blount was this day received and acknowledged & admitted to record

Teste J. R. Grinnell
Copy
Teste B. J. Leonard

Exhibit

Claud
or. 3 Acres.
Blunt

May term 1885

To be entered —

Geo. Blunt

Amount 132

Dismissed

W. J. Bruce, p.g.

Claud - } Decree.
or. }
Blunt -

This cause, in which the bill has been taken for confessed against the defendant, came on to be heard upon the bill, and exhibits filed and upon the Report of M^r. Turner, Receiver, ; and was argued by Counsel. On consideration whereof the Court doth adjudge, order and decree that the injunction awarded the plaintiff in this cause, on the 11th day of December 1884, to enjoin the defendant from selling, disposing of or in any manner interfering with the Crops of the defendant in the bill mentioned, made by the said defendant during the year 1884, be made perpetual. And the Court doth further adjudge, order and decree that the Report of said M^r. Turner, Receiver, be and the same is hereby confirmed. And nothing further remaining to be done in this cause, it is ordered that the same be removed from the docket.

Bull