

1885-32

Southampton County Chancery - Walton, Ephraim, et als vs Beale, Lawson et als

Swing for sale of lands
to settle judgement

Richardson, Charles
Buck, Francis N.
(Walton Whaun & Co.)

Beale, Martha S.
Barham, R. F.
Prince, J. B.
Dardew, J. D.
Pope, J. B. (Exec's)
Neville, Geo. C.
Etheredge, A. E.
Brooks, E. C.

113

Walter Wharmer & Co

49 1/2 Stat: Rules

Beale folders

/

Costs 6.32 pt.

In Southampton Circuit Court.

Ephraim Warton, Charles Richardson
& Francis N. Buck, Merchants & partners
trading under firm style of Warton
& Hamer & Co. Pltffs.

against.

Lawson Beale, & Martha S. his wife,

R. F. Barkham, J. B. Prince & J. D. Darden

Execs of J. B. Pope decd. Geo. C. Neville A. E.

Etheredge & C. C. Brooks. Defts

1884 Aug 5. Summons issued to ~~Augst~~ ^{Sept:} Rules.

.. Sept Rules. .. ret'd Executed. Bill & Exhibits filed

& decree nisi in Chancery.

.. Oct .. Cause set for hearing.

In
Chancery

Malton. V. Ham Co

W } Deere

Beale et als.

May Term 1885

To be Entered

Geo. B. Cow. J.

Entered D. 28

Dismissed

Waltton. Wham. Co }
vs } Deere }
Beale et als }

On motion of
plaintiff his bill is
dismissed

Walter Wham & Co

vs D. Deere

Beale & als

This day this cause came on to be heard on the plaintiffs bill taken for compulsion as to all the defendants and exhibits therewith filed and was argued by counsel On consideration whereof the court doth adjudge order and decree that miler Lawson Beale shall on or before the 1st of January 1886 pay to the plaintiffs the sum of \$127,836 with interest thereon from the 1st of November 1883 and the legal costs of this ^{suit} ^{suit} then R. F. Barham Trustee in a certain deed of Trust to him from Lawson Beale and wife shall after having given twenty days notice of the time and place of sale at Jerusalem and the immediate vicinity of the land proposed to sell at Jerusalem on some county court day to the highest bidder for cash the lands in the deed mentioned to wit a tract of land containing 456 acres also a tract containing 760 acres and that George L. Rivell after having ^{given} at least twenty days notice of the time and place of sale at Jerusalem and the

immediate vicinity of the land
proceed to sell at Jerusalem on some
county court day to the highest bidder
for cash a tract of land containing
76 acres and Lawson Beale's interest
in 760 acres of land if being lands
conveyed by Lawson Beale's wife to
him as trustee by deed of Trust dated
19th of March 1874 and that the said
Trustees R. F. Barham and George L
Neill shall make deeds to the
purchasers conveying such title as
is vested in them by the said deeds
and after paying the costs of sale
and all the debts secured by the
said deeds pay to the plaintiffs
Walter Whann & Co the sum of
\$127.83 cts with interest from the 1st
of Nov 1883 and the costs of this
suit and the balance of the
purchase money if any pay over to
Lawson Beale and the said R. F.
Barham and George L Neill will
report their proceedings to court in
order to a further decree

Watton, Whann & Co

vs J Summons

Beale & others

1884. Sept: Rules

Executed by delivering a copy
of this summons for Lawson
Beale & Martha S. Beale to
Martha S. Beale, the wife of
Lawson Beale, on the 16th day
of Augt 1884, and by deliver-
ing copies of said summons
to J. B. Proctor & Jas D. Dar-
den, & by delivering a copy
to the wife of R. F. Baham
and explaining it properly to
her. said R. F. Baham not
being found at his usual place
of abode. Augt. 25th 1884 -

J. Carson Dep
for W. W. Driggs
Shelley

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County—Greeting:

WE COMMAND YOU TO SUMMON *Lauson Beale, and Martha S,*
his wife, R. F. Barham, J. B. Prince and J. D. Parden
Exors of J. B. Pope and George C. Neville; A. E. Echeverre
and E. C. Brooks

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 *September* next, to answer a bill in Chancery exhibited against *them*

in our said Court by *Ephraim Wator, Charles Richardson, and*
Francis N. Beck, merchants & partners trading
under name firm and style of Wator, Wham
& Co

And this *they* shall in no wise omit; and have then there this writ.

WITNESS, J. B. PRINCE, Clerk of our said Court, this *5th* day of *August*, 188 *X*,
in the *109th* year of the Commonwealth. *Teste. J. B. Prince C. C.*

THE COMMONWEALTH OF VIRGINIA,

Sergeant of Portsmouth City.

To the ~~Sheriff~~ of Southampton County—Greeting:

WE COMMAND YOU TO SUMMON

*George C. Neville, A. S. Etheredge
and E. C. Brooks*

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 *September* next, to answer a bill in Chancery exhibited against *them or others*
in our said Court by *Walter Wham & Co*

And this *they* shall in no wise omit; and have then there this writ.

WITNESS, J. B. PRINCE, Clerk of our said Court, this *5th* day of *August*, 188*4*,
in the *109th* year of the Commonwealth.

Teste. J. B. Prince C. C.

Watson, Wham & Co

on } summons
Beale & others

1884. Sept: Rules

1884. Aug. 20.

Executed by serving
Copies herof on: Geo
L Nevill. E. C Brooks
& A E Etheridge each
in person.

E. M. Maupin

Sgt.

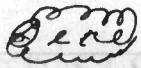
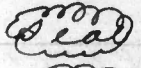
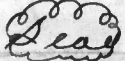
Fus. paid

This Deed of Trust made this
11th day of March 1874 between
Lawson Beale and Martha S Beale
his wife of the first part, A. J.
Barham Trustee of the second part
and Joseph H. Barham of the third
part. Witnesseth, That in consider-
ation of the sum of five dollars
in hand paid the said parties of
the first part do grant and
convey with general warranty
to said A. J. Barham Trustee as
aforesaid the following personal
Estate to wit 15 head of cattle
20 hogs, 3 horses, and mules, with their
respective increase all their house-
hold and kitchen furniture and
crop of corn and the following
real estate to wit tract of land
situate in Southampton County
containing 156 acres more or less
and tract of land containing 104
acres more or less also situate
in Southampton County the first
of said tracts of land was conveyed
to said Lawson Beale by Deed from
Charles Beale and wife and record-
ed in Southampton County Clerk
Office - the other conveyed by Deed

from Augustus Smith, also
recorded as above, and both of
said tracts bounded by the lands
of Augustus Smith, Geo Branch,
the Mill Pond of Geo. E. Beaton and
the lands of of Charles Beah sed,
also tract of land situated in said
County containing 760. acres more
or less commonly known as the
Jackson Place that was conveyed
by deed from W. H. Euse to said Beah
D. C. Waller and others, In trust to
secure the payment of a bond of
even date with this deed for one
Thousand and fifty dollars, - due
by said Lawson Beah to Joseph
W. Barham, on demand and carry-
ing interest at the rate of twelve
per cent per annum. And it is
agreed by the parties to this deed
that no sale shall take place by
virtue of this deed for the period of
twelve months from this date, pro-
vided the interest on the bond hereby
secured is paid promptly ~~paid~~
once in six months. And it is
further agreed that in case of a sale
it shall be upon verbal or written

noticed from the beneficiary to
the trustee after 20. day public
notice of time and place, and
upon such terms as said J. W.
Barham may desire, and in
such event, the trustee shall be
entitled to a Commission of five
per cent on gross sale.

Witness the following Signat-
ures and Seals

Lawson Beale 
Martha S. Beale. 
L. J. Barham. 

Virginia

Southampton County to wit:
J. W. Beaton a Notary Public
for the County aforesaid, Certify
that Lawson Beale and L. J. Barham
whose names are signed to the above
writing bearing date 11th March
1874 have acknowledged the same before
me in my County aforesaid, And I
further certify that Martha S.
Beale wife of said Lawson Beale
whose name is signed to the
writing above personally appeared
before me in the County aforesaid
and being examined by me privately

privily and apart from her
husband and having the said writ-
ing fully explained to her she the
said Martha S. Peabie 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 12th day of March 1874.
Wm. M. Bepton et. C.

Southampton County in the
Clerks Office March 16th 1874.
This Deed of Trust for our Laws on
Peabie and wife to R. S. Barham Trustee
for the benefit of Jos. W. Barham
was this day received and together
with the certificate thereunto annexed
admitted to record
Teste L. R. Edwards clk
Copy
Teste J. B. Prince clk

Exhibit

"B"

Memorandum
for Clerk.

The clerk will copy the following papers
and file with this bill

Judgment Walter Wharncro vs Lawson Beale

May term 1884

Exhibit A

Deed of trust from Beale & wife to R. F. Barham

Trust dated 11th May 1874 Exhibit B

Deed of trust from Beale & wife to George L. Neville

Trust dated 19th March 1874 Exhibit C

Walter Wham & Co

to 3 Dec 1881

Beale & others

To be entered

Watson Wham & Co

v 3

Decece

Beale

On motion of the
Plaintiff by their attorney, this
bill is dismissed

Virginia: In Vacation
In the Clerk's Office of Southampton
Circuit Court. Feby: 7th 1884

Ephraim J. Watton & Charles.

Richardson & Francis et.

Partners under style
of Watton Wham & Co. Plaintiffs
against

Lauson Deal

Defendant

In Debt

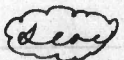
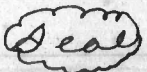
This day came as well the
Plaintiffs by their attorney as the
Defendant in his proper persons
and the Defendant acknowledged
the Plaintiffs action for the
debt in the writ mentioned with
interest thereon from Nov. 1st 1883
till paid & costs. Therefore it is con-
sidered that the Plaintiffs recover
against the Defendant one hundred
and twenty seven & 5/100 dollars
with interest thereon from the
first day of November 1883 till
paid - and their costs by them
about their suit in this behalf
expended.

A Copy

Teste J. B. Prince Clk.

This Deed made this 19th day of
March in the year one thousand
eight hundred and seventy four
between Lawson and Martha
his wife of the County of Southampton
State of Virginia of the first part
and Geo: L. Craville of the City of
Portsmouth (Trustee) of the second
part witnesses, that the said Beale
& wife do hereby grant and convey
to the said Trustee the following
property to wit, all of that tract or
parcel of land on which the said
grantors now reside lying in said
County and is supposed to contain
seventy six acres more or less
it being the same tract of which
was granted to the said Beale by
Anthony Harris in the year 1852
and is bounded on the North by
the lands lately belonging to
Statham St. Thomas deceased, on
the East by the lands of August Smith
on the South by the lands lately
belonging to James C. ^{and Mrs.} A. Joyner
(commonly called the west Plains
tract) and on the west by the lands
lately owned by James Jackson deceased
And the said grantors do further grant

unto the said Cheville (Trustee) all
that tract of land lately purchased
by the said Beale which was owned
by James Jackson in his five
trund and on which he resided -
This latter named tract is supposed
to contain seven hundred and
sixty acres - more or less, it situated
in said County and is bounded by
the lands lately belonging to John
Whitchard deceased, Benja & Wallace,
James Paul & Wm A Joyner, and the
said first named tract of the said
Beale: In trust to secure the pay-
ment of a bond or note for one
thousand dollars dated March 19th
1874 and bearing interest from
date due to chimneyes Etheridge
and Brooks of City of Portsmouth.
Witness the following signatures
and Seals

Lawson Beale 
Martha S. Beale 

Virginia
Southampton County to wit:
I Wm. H. Beaton a Notary Public
for the County aforesaid, Certify.

that Lawson Beale whose
name is signed to the within writing
bearing date March 19th 1894 has
acknowledged the same before me in
my County aforesaid And I further
certify that Martha S. Beale
wife of said Lawson Beale whose
name is signed to the within writing
personally appeared before me
in my County aforesaid and being
examined by me privily and
apart from her husband and
having the said writing fully
explained to her, she the said
Martha S. Beale 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 19th day
of March. 1894.

Wm^o M. Beaton et. al.

Southampton County Va
the Clerk's Office March 21st 1894
This deed of Trust from Lawson
Beale wife to George L. Neville
(Trustee) for the benefit of blind eyes

Etheredge ^{and} Brooks, was this
day received and together with
the certificate thereto annexed
admitted to record.

Teste J. B. Edwards clk
A copy
Teste J. B. Prince clk

Exhibit
"C"

To the Honorable George Blow judge of the
circuit court of Southampton County in
chancery sitting

Humbly complaining your Orators
Ephraim T Walton, Charles Richardson and
Francis N Back merchants and partners trading
under the name firm and style of
Walton, Wham & Co shew unto your Honor
that at the May Term 1884 of the circuit
court of Southampton they obtained a
judgment against Lawson Beale for the
sum of \$127 with interest from the 1st of
November 1883 and \$5.84 ^{cts.} which judgment
has been docketed, all of which will more
fully appear by a certified copy of the said
judgment herewith filed marked A and
prayed to be taken as a part of this bill
Your Orators shew further and charge that
this judgment has not been paid or
satisfied by Lawson Beale or any one for
him but is still outstanding and is a
lien on all his real estate, Your Orators
shew further that on the 11th of May 1874
Lawson Beale and his wife Martha S Beale
executed a deed of trust to R. F. Barham
as trustee conveying a tract of land
containing 157 acres, another tract containing
104 and yet another tract containing

760 acres known as The Jackson place
to secure a bond for \$1000 due 16th of
March 1874 to Joseph B Barham all
of which will more fully appear by
a certified copy of the said deed herewith
filed marked B and prayed to be
taken as a part of this bill Your Orator
states that this bond was assigned to Joseph
B Pope in his lifetime and is now
held by his executors Joseph B Prince
and James D Darden, Your Orator shows
further that Lawson Beale and his wife
died by a deed of trust dated the 19th
of March 1874 conveying to George L Nevill
as trustee a tract of land containing
76 acres and also the same Jackson
tract containing 760 acres to secure the
payment of a bond or note of \$1000
due Nimmyer Ethridge & Brooks and
due the 19th of March 1874 All of
which will more fully appear by a copy
of the said deed herewith filed marked
C and prayed to be taken as a part of
this bill Your orator shows further that
J. B. Nimmyer is dead and that A. C.
Ethridge and C. C. Brooks are surviving
parties Your Orator shows further that
all these lands are in Southampton County
and that there will be a large surplus
of money arising from their sale after
~~securing~~ ^{paying} all the debts secured by the

said deeds your Orators are advised
that the time of a judgment can
at any time be enforced on land
in a court of Equity

In Tender consideration whereof
and inasmuch as your Orators are
without ^{recit} at Law and only entitled to relief
in a court of equity when such matters
are peculiarly cognizable they therefore
pray that Lawson Beale, and Martha S
Beale his wife, R. F. Barham, Joseph
B Prince and James D Darden executors
of Joseph B Pope dec'd George L Neville
A. C. Etheridge and C. C. Brooks may be
made parties defendant to this bill and
that the court would compel them as free
and perfect men to make to the obligations
therein ^{contained} as if they had been themselves
more fully and specially interrogated
and that the court would by its decree
order the trustees named in the said
deeds of trust to sell all the lands
therein named according to the
terms of the said deeds and after
paying all the debts therein secured
pay to your Orators this judgment
and costs and costs of this suit and
the balance of the purchase money
if any pay over to Lawson Beale

and wise and that the court would
grant such other and general relief
the premises considered as equity may
dictate and the nature of this case
may require and as in duty bound
your Obedience will ever pray we
Shanda & Son J. G.

Walter Wham & Co

Bill

Exhibits

Scale is ab

1884. Sept 2. Filed

To the Honorable George Blow judge of the
circuit court of Southampton County in
chancery sitting

Humbly complaining your Orators
Ephraim T Walton, Charles Richardson and
Francis M Back merchants and partners trading
under the name firm and style of
Walton, Wham & Co shew unto your Honor
that at the May Term 1884 of the circuit
court of Southampton they obtained a
judgment against Lawson Beale for the
sum of \$127 with interest from the 1st of
November 1883 and \$3.54 ^{cts} which judgment
has been docketed, all of which will more
fully appear by a certified copy of the said
judgment herewith filed marked A and
prayed to be taken as a part of this bill
Your Orators shew further and charge that
this judgment has not been paid or
satisfied by Lawson Beale or any one for
him but is still outstanding and is a
lien on all his real estate, Your Orators
shew further that on the 11th of May 1874
Lawson Beale and his wife Martha S Beale
executed a deed of trust to R. F. Barham
as trustee conveying a tract of land
containing 157 acres, another tract containing
104 and yet another tract containing

760 acres known as The Jackson place
to secure a bond for \$1000 due 16th of
March 1874 to Joseph B. Barham all
of which will more fully appear by
a certified copy of the said deed herewith
filed marked B and prayed to be
taken as a part of this bill Your Orator
state that this bond was assigned to Joseph
B. Pope in his lifetime and is now
held by his executors Joseph B. Pincee
and James D. Darden, Your Orator show
further that Lawson Beale and his wife
die by a deed of trust dated the 19th
of March 1874 conveying to George L. Nevill
as trustee a tract of land containing
76 acres and also the same Jackson
tract containing 760 acres to secure the
payment of a bond or note of \$1000
due Nimmyer Ethredge & Brooks and
due the 19th of March 1874 All of
which will more fully appear by a copy
of the said deed herewith filed marked
C and prayed to be taken as a part of
this bill Your orator show further that
J. B. Nimmyer is dead and that H. C.
Ethredge and C. C. Brooks are surviving
parties Your Orator show further that
all these lands are in Southampton County
and that there will be a large surplus
of money arising from their sale after
^{paying} ~~securing~~ all the debts secured by the

said deeds Your Orators are advised
that the term of a judgment case
at any time be enforced on land
in a court of Equity

In Tender Consideration whereof
and inasmuch as your Orators are
without ^{any} at Law and only entitled to relief
in a court of equity when such matters
are peculiarly cognizable they therefore
pray that Lawson Beale, and Martha S
Beale his wife, R. F. Barham, Joseph
B Prince and James D Darden executors
of Joseph B Pipe died George L Neville
A. C. Church and C. C. Brooks may be
made parties defendants to this bill and
that the court would compel them as free
and perfect men make to the obligations
therein ^{contained} as if they had been themselves
more fully and specially interrogated
and that the court would by its decree
order the trustees named in the said
deeds of Trust to sell all the lands
therein named according to the
terms of the said deeds and after
paying all the debts therein secured
pay to your Orators this judgment
and costs and costs of this suit and
the balance of the purchase money
if any pay over to Lawson Beale

and wife and that the court would
grant such other and general relief
the premises considered as equity may
dictate and the nature of this case
may require and as in duty bound
your Obedient will we pray we
Shanderson & Son J. G.

Walter Whinn & Co

vs

Bill

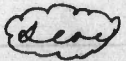
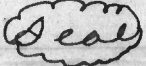
Exhibits

Beale & Co

1884. Sep 2. Filed

This Deed made this 19th day of
March in the year one thousand
eight hundred and seventy four
between Lawson and Marcha
his wife of the County of Southampton,
State of Virginia of the first part,
and Geo: L. Craville of the City of
Portsmouth (Trustee) of the second
part witnesses, that the said Beale
& wife do hereby grant and convey
to the said Trustee the following
property to wit, all of that tract or
parcel of land on which the said
grantors now reside lying in said
County, and is supposed to contain
seventy six acres more or less
it being the same tract ~~of~~ which
was granted to the said Beale by
Anthony Harris in the year 1802
and is bounded on the North by
the lands lately belonging to
Stephen H. Thomas deceased, on
the East by the lands of August Smith
on the South by the lands lately
belonging to James P. & Wm. A. Joyner
(commonly called the west Plains
tract) and on the west by the lands
lately owned by James Jackson deceased
And the said grantors do further grant

unto the said Beveridge (Trustee) all that tract of land lately purchased by the said Beale which was owned by James Jackson in his five hundred and on which he resided - This latter named tract is supposed to contain seven hundred and sixty acres - more or less, it situated in said County and is bounded by the lands lately belonging to John Whitehead deceased, Benjamin Wallace, James Paul and Mrs A Joyner, and the said first named tract of the said Beale. In trust to secure the payment of a bond or note for one thousand dollars dated March 19th 1874 and bearing interest from date due to chimneyes Etheridge and Brooks of City of Portsmouth. Witness the following signatures and Seals

Lawsom Beale 
Martha S. Beale 

Virginia
Southampton County to wit
I Wm M Beaton a Notary Public
for the County aforesaid, Certify.

that Lawson Beale whose
name is signed to the within writing
bearing date March 19th 1874 has
acknowledged the same before me in
my County aforesaid And I further
certify that Martha S. Beale
wife of said Lawson Beale whose
name is signed to the within writing
personally appeared before me
in my County aforesaid and being
examined by me privately and
apart from her husband and
having the said writing fully
explained to her, she the said
Martha S. Beale 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 19th day
of March. 1874.

Wm. M. Beaton et. C.

Southampton County Va
the Clerk's Office March 21st 1874
This deed of Trust from Lawson
Beale wife to George L. Neville
(Trustee) for the benefit of his eyes

Etheredge ^{and} Brooks, was this
day received and together with
the certificate hereto annexed
admitted to record.

Testo J. B. Edwards lly
A copy
Testo J. B. Prince lly

Exhibit
"C"

Virginia: In Vacation
In the Clerk's Office of Southampton
Circuit Court, Feby: 7th 1884

Ephraim J. Watton Charles.
Richardson & Francis et.
Buck partners under style
of Watton Wham. & Co. Plaintiffs
against
Lanyon Deal Defendant

In Debt
This day came as well the
Plaintiffs by their attorney as the
Defendant in his proper persons
and the Defendant acknowledged
the Plaintiffs action for the
debt in the writ mentioned with
interest thereon from Nov. 1st 1883
ties paid & costs. Therefore it is con-
sidered that the Plaintiffs recover
against the Defendant one hundred
and twenty seven & 5/100 Dollars
with interest thereon from the
first day of November 1883 ties
paid and their cost by them
about their suit in this behalf
expended.

A Copy
Teste J. B. Prindall

Wallon Wham & Co

No 3 Decree

Beale & others

To be entered

Watson Wham & Co

v 3

Decece

Beale

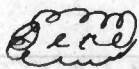
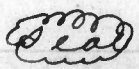
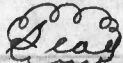
On motion of the
plaintiffs by their attorney, this
bill is dismissed

This Deed of Trust made this
11th day of March 1874 between
Lawson Beale and Martha S Beale
his wife of the first part, R. J.
Barham Trustee of the second part
and Joseph H. Barham of the third
part. Witnesseth, That in consider-
ation of the sum of five dollars
in hand paid the said parties of
the first part do grant and
convey with general warranty
to said R. J. Barham Trustee as
aforesaid the following personal
Estate to wit 15 head of cattle
20 hogs, 3 horses, and mules with their
respective increase all their house-
hold and kitchen furniture and
crop of corn and the following
real estate to wit track of land
situate in Southampton County
containing 156 acres more or less
and track of land containing 104
acres more or less also situate
in Southampton County the first
of said tracks of land was conveyed
to said Lawson Beale by Deed from
Charles Beale and wife and record-
ed in Southampton County Clerk
Office - the other conveyed by Deed.

from Augustus Smith, also
recorded as above, and both of
said tracts bounded by the lands
of Augustus Smith, Geo Branch,
the Mill Pond of Geo. E. Beaton and
the lands of of Charles Beale decd,
also tract of land situated in said
County containing 760. acres more
or less commonly known as the
Jackson Place that was conveyed
by deed from W. H. Euse to said Beale
D. C. Waller and others. In trust to
secure the payment of a bond of
even date with this deed for one
Thousand and fifty dollars, - due
by said Lawson Beale to Joseph
W. Barham, on demand and carry-
ing interest at the rate of twelve
per cent per annum. And it is
agreed by the parties to this deed
that no sale shall take place by
virtue of this deed for the period of
twelve months from this date, pro-
vided the interest on the bond hereby
secured is paid promptly ~~paid~~
once in six months. And it is
further agreed that in case of a sale
it shall be upon verbal or written

noticed from the beneficiary to
the trustee after 20. day public
notice of time and place and
upon such terms as said J. H.
Barham may desire, and in
such event, the trustee shall be
entitled to a Commission of five
per cent on gross sale.

Witness the following Signat-
ures and Seals

Lawson Beale 
Martha S. Beale. 
L. J. Barham. 

Virginia
Southampton County to wit:
J. W. M. Beaton a Notary Public
for the County aforesaid, Certify
that Lawson. Beale and L. J. Barham
whose names are signed to the above
writing bearing date 11th March
1874 have acknowledged the same before
me in my County aforesaid, And I
further certify that Martha S.
Beale wife of said Lawson Beale
whose name is signed to the
writing above personally appeared
before me in the County aforesaid
and being examined by me privately

privily and apart from her
husband and having the said writ-
ing fully explained to her she the
said Martha S. Pease 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 12th day of March 1874.
Wm^o H. Bepton C. C.

Southampton County in the
Clerks Office March 16th 1874.
This Deed of Trust from Lawson
Pease and wife to R. S. Barkham Trustee
for the benefit of Jos^o H. Barkham
was this day received and together
with the certificate thereunto annexed
admitted to record
Teste L. R. Edwards C. C.
Copy
Teste J. P. Prince C. C.

Exhibit

"B"

The clerk will copy the following papers
and file with this bill

Judgment Walter Whann Co vs Lawson Beale

May term 1884

Exhibit A

Deed of trust from Beale & wife to R. F. Barham

trust dated 11th May 1874

Exhibit B

Deed of trust from Beale & wife to George L. Neville

trust dated 19th March 1874

Exhibit C

Watton, Wham & Co

in } Summons
Beale & others

1884. Sept: Rules

1884. Aug. 20.

Executed by serving
Copies herof on. Geo
L Neville E. C Brooks
& A E Etheridge each
in person.

E. M. Maupin

Sgt.

Fees paid

THE COMMONWEALTH OF VIRGINIA,

Sergeant of Portsmouth City.

To the ~~Sheriff~~ of Southampton County—Greeting:

WE COMMAND YOU TO SUMMON

*George C. Neville, A. S. Etheredge
and E. C. Brooks*

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

September

next, to answer a bill in Chancery exhibited against

them others

in our said Court by

Martin Wham & Co

And this

They

shall in no wise omit; and have then there this writ.

WITNESS, J. B. PRINCE, Clerk of our said Court, this

5th

day of

August

, 1884,

in the

109th

year of the Commonwealth.

Teste.

J. B. Prince C. C.

Watton, Whann & Co

vs J Summons

Beale & others

1884. Sept: Rules

Executed by delivering a Copy
of this summons for Lawson
Beale & Martha S. Beale to
Martha S. Beale, the wife of
Lawson Beale, on the 16th day
of Augt 1884, and by deliver-
ing copies of said summons
to J. B. Proctor & Jas D. Dar-
den, & by delivering a Copy
to the wife of R. F. Baham
and explaining it properly to
her, said R. F. Baham not
being found at his usual place
of abode. Augt. 25th 1884 -

P. Carvon Dep
for W W Phipps
shk

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County—Greeting:

WE COMMAND YOU TO SUMMON *Lauson Beale, and Martha S,*
his wife. R. F. Barbam, J. B. Prince and J. D. Parden
Exors of J. B. Pope decd George C. Neville, A. E. Echeverre
and E. C. Brooks

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 *September* next, to answer a bill in Chancery exhibited against *them*
in our said Court by *Ephraim Watton, Charles Richardson, and*
Francis N. Beck, merchants & partners trading
under name firm and style of Watton, Whann
& Co

And this *they* shall in no wise omit; and have then there this writ.

WITNESS, J. B. PRINCE, Clerk of our said Court, this *5th* day of *August*, 188 *X*,
in the *109th* year of the Commonwealth. *Teste. J. B. Prince C. C.*

Walter Wham & Co

vs J Deere

Beale & al

This day this cause came on to be heard on the plaintiffs bill taken for compulsa as to all the defendants and exhibits therewith filed and was argued by counsel On consideration whereof the court doth adjudge order and decree that mulp Lawson Beale shall on or before the 1st of January 1883 pay to the plaintiffs the sum of \$127,836 with interest thereon from the 1st of November 1883 and the legal costs of this ^{suit} ^{suit} then R. F. Barham Trustee in a certain deed of Trust to him from Lawson Beale and wife shall after having given twenty days notice of the time and place of sale at Jerusalem and the immediate vicinity of the land proposed to sell at Jerusalem on some county court day to the highest bidder for cash the lands in the deed mentioned to wit a tract of land containing 456 acres also a tract containing 760 acres and that George S Nevill after having ^{given} at least twenty days notice of the time and place of sale at Jerusalem and the

immediate vicinity of the land
proceed to sell at Jerusalem on some
county court day to the highest bidder
for cash a tract of land containing
76 acres and Lawson Beale's interest
in 760 acres of land of being land
conveyed by Lawson Beale's wife to
him as trustee by deed of Trust dated
19th of March 1874 and that the said
Trustees R. F. Barham and George L
Nevill shall make deeds to the
purchasers conveying such title as
is vested in them by the said deeds
and after paying the costs of sale
and all the debts secured by the
said deeds pay to the plaintiffs
Walton Whann & Co the sum of
\$127.83 etc with interest from the 1st
of Nov 1883 and the costs of this
suit and the balance of the
purchase money if any pay over to
Lawson Beale and the said R. F.
Barham and George L Nevill will
report their proceedings to court in
order to a further decree

Walton. Vermont Co

W } Deere

Beale et al.

May Term 1885

To be Entered

Geo. Blaw. J.

Entered D. 28

Dismissed

W. H. Walton. Wham. Co }
vs } Deere }
Beale et als }

On motion of
plaintiff his bill is
dismissed

113
Walter Whinn & Co

of Stat: Rules

Beale & others

/

Costs 6.32 pt.

In Southampton Circuit Court.

Ephraim Warton, Charles Richardson
& Francis N. Buck, Merchants & Partners
trading under firm style of Warton
& Ham & Co. Pltffs.

against.

Lawson Beale, & Martha S. his wife,
R. F. Barkham, J. B. Prince & J. D. Darden
Execs of J. B. Pope decd. Geo. C. Neville A. E.
Etheredge & C. C. Brooks. Defts

In
Chancery

1884 Aug 5. Summons issued to ^{Sept:} ~~Aug:~~ Rules.

" Sept Rules. " ret'd Executed. Bill & Exhibits filed
& decree nisi vs defts.

" Oct .. Cause set for hearing.