

1891 - 02

Santhampton County - Chmery

Barkam, Martha L. vs Bryant, W. R.
Adm

"I sell property as"
state debts

Dape, S. J. adm
Bryant, W. R. Est.

Dape, Horat

(Bryant, Susan T.
Bryant, Elizabeth E.
Bryant, Luegeline

To The Hon C. W. Bill judge of The
circuit Court of Southampton in chancery
sitting

Humbly complaining your
Oratrix Martha S. Barham who sues
for herself and all other creditors of
Wm R Bryant died who will come in
and bear their share of the costs of this
suit sheweth unto your Honor that W.
R. Bryant was indebted in his lifetime
to your Oratrix by a bond for \$40.27 cts
due the 26th of May 1877 most of which
is still due and unpaid. That in the
year 1883 the said W. R. Bryant departed
this life intestate and that S. J. Pope
qualified as his administrator all of which
will more fully appear by a certificate copy
of the said certificate of administration
herewith filed marked ~~B~~ and prayed to
be taken as a part of this bill. That
he left a widow at the time of his
death but long since now dead and
that his heirs at law are three infant
children to wit, Susan S Bryant, Elizabeth
C. Bryant and Lurzelia S Bryant

Your Oratrix sheweth further unto
your Honor that so far as she knows

* All of which will more fully appear
by the said bond herewith filed marked
B and prayed to be taken as a part of this
bill

and believe the said W. R. Bryant left
no personal estate at least his Administrator
has settled no account and returned no
inventory and that the only estate real or
personal belonging to his estate is one
third interest in a tract of land lying
in Southampton containing 170 acres
purchased by W. R. Bryant, Horace Pope
and S. T. Pope from J. B. Prince in
1878 for the sum of \$1500, Your Orator
has been unable to collect her bond
from S. T. Pope. The administrator he having
no funds in his hands and so she
files this bill to subject his real estate
to his debts and that if the rents and
profits thereof will not pay the same
in five years that his lands may be
sold for that purpose.

In Tender consideration whereof
and inasmuch as your Orator is
without remedy at Law and only entitled
to relief in a court of equity where such
matters are peculiarly cognizable she
therefore prays that S. T. Pope both as
administrator of W. R. Bryant and in his
own right, Horace Pope and the three
infants Susan T. Bryant, Elizabeth E.
Bryant and Lucretia T. Bryant by some

fit and proper person Their guardian as
before appointed for that purpose may be
made parties defendant to this bill and
that the court would compel them as free
and perfect answer make to the allegations
therein contained as if they had been themselves.
more fully and especially interrogated. That
the court would decree a division of
the tract of 170 acres of land between
S. T. Pope, George Pope and W. R. Bryant's
estate or if that is not practicable then
a sale of the same that the debts
against the estate of the said W. R.
Bryant may be paid from his Third
Thrifts, That the court would order S. T.
Pope to settle his administration of W. R.
Bryant's estate and as commissioner to
take an account of all debts outstanding
against W. R. Bryant's estate of all the
real estate whomever the said Bryant
dece seized and proposed its actual and
annual value and if upon the coming
in of the said reports it should appear
that there are no personal assets and that
the rents and profits of the lands will
not pay the debts in five years then
that the same may be sold for that
purpose And That the court would

grant such other and general relief
 The premises considered as equity may
 dictate and the nature of the case
 may require and as in duty bound
 your Obedience will ever pray be
 Shewas is Lou p. 9.

Barham for the
 at 3 Bill
 enclosed
 Profruct
 1790 adms is als

40-27

On demand I promise to pay Mrs Martha
J. Barham Forty, $27/100$ Dollars for value Rece-
ived And I do hereby waive the benefit of my
homestead exemption as to this debt. Witness
my hand and seal this 26th day of May
1877.

Witness:

August 23 1878

Wm. P. Boyer

Jas D. Barham, Rec^d twenty Dollars in Payment
of the within debt

P. Boyer

Barham for J^r

or J^r Summers.

Bryant's Advers^{er}
—————

1886. Meb Rules

Cir- et.

Executed July 20th
1886 by delivering to
L. J. Pope & Howard
Pope a copy of this
Summons

G. H. Vicks

Shff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County—Greeting:

WE COMMAND YOU TO SUMMON *Simon J. Pope, both in his own right*
and as Adm'r of Wm. R. Bryant dec'd. Heros Pope,
Susan J. Bryant, Elizabeth S. Bryant and Lucretia
S. Bryant, last three infants—

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 *March* next, to answer a bill in Chancery exhibited against *them*
in our said Court by *Maria J. Barham, who sues for*
herself and all other creditors of Wm. R. Bryant
dec'd, who will come in and bear their share of
the costs of this suit—

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

WITNESS, J. B. PRINCE, Clerk of our said Court, this *16* day of *Feby.*, 188 *6*,
in the *110* year of the Commonwealth. *Teste. J. B. Prince C. C.*

In Southampton County Court.

May Term 1883.

On the motion of S. J. Pope, who made
oath according to law, and together
with Herod Pope his security, who
justified on oath as to his sufficiency,
entered into and acknowledged a
bond in the penalty of six hundred
dollars, conditioned as the law
directs, which bond is ordered to
be recorded, certificate is granted
the said S. J. Pope for obtaining letters
of administration on the estate of Mrs.
R. Bryant deceased in due form.

Attest,

Teste

L. B. Pinner, C. C.

Pope; adum 14 ds

Ads 3

Barham for 14

Asson of infant
dependants by
Grandam ad Titum

The answer of the three infants Susan T
Bryant, Elizabeth E Bryant and Lancelot
S Bryant by P. F. M. Leonard This guardian
ad litem to a bill in chancery in the
circuit Court of Southampton as there is no other

This defendant for answer to the
said bill on as much thereof as he is
advised it is material for him to answer
answering says that he knows nothing
of the facts set forth in the plaintiffs
bill but submits the interests of his
wards to the care of this court whose
peculiar duty it is to protect the rights
of infants and having fully answered
prays leave to be discharged with his
costs &c

signed P. F. M. Leonard

Thomas W. Lee Jr. d.

Barkham for 4.
or 3 Comus Prind
Prizants Admunt.

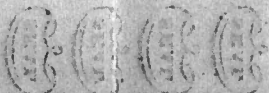
1886. Nov 22

Know all men by these Presents that we

THE COMMISSIONERS OF THE LAND OFFICE do hereby certify that the above named
Barkham for 4.
or 3 Comus Prind
Prizants Admunt.
1886. Nov 22
are the same as those which were presented to the Land Office for the purpose of being
granted to the said Barkham for 4.
or 3 Comus Prind
Prizants Admunt.
1886. Nov 22
and that the same are the same as those which were presented to the Land Office for the purpose of being
granted to the said Barkham for 4.
or 3 Comus Prind
Prizants Admunt.
1886. Nov 22

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1886. Nov 22
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Prizants Admunt.
1886. Nov 22

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granted to the said Barkham for 4.
or 3 Comus Prind
Prizants Admunt.
1886. Nov 22



Know all men by these Presents, That we *William Shands*
and *Wm B. Shands*

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

Eight 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, and also waive any claim, right or privilege to discharge any liability arising under said bond in any currency, funds, counter-claims or offsets other than legal tender currency of the United States.

Sealed with our seals and dated this *22nd* day of *November* A. D. 18 *86*

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

William Shands
who ~~was~~ appointed Special Commissioner, by a decree of the Circuit Court of Southampton County - entered at the November Term 1886 in the Chancery Cause of "Barham vs. R. Bryant Adm'r &c." - to collect from J. T. Pope the sum of four hundred dollars. and make him a deed with special warranty for the tract of land of which Wm. R. Bryant died seized and possessed. (Said being an undivided one-third interest in one hundred and seventy acres) to pay Costs of suit and sale and distribute balance of the purchase money according to said decree. Shall faithfully discharge all the duties required of him under said decree and any other decree which may be entered in this Cause.

~~shall faithfully discharge the duties of~~
or else to remain in full force and virtue.

~~office or trust~~ according to law, then the above obligation to be void,

Signed, sealed and delivered }
in presence of the Court.

William Shands
Wm B. Shands



137
Barham for J.
as Y. Stat. Rules
Bryants Adm.

The Estate of Wm R. Bryant dec'd.
In Ac with S. J. Popko, his Admr.

1883	Nov 2	To paid for digging Graves of decedent	1 00	
	"	" for digging grave of wife	1 00	
	"	" W. L. Gray for Coffin for self	18 00	
	"	" W. L. Gray for Coffin for Mrs Bryant	18 00	
	"	" J. R. Tyler, Clerk Ticket	2 60	
1884	27	" Taxes for 1883	6 38	
	Mch 19	" Clerk Co: Ct. fee bill	3 50	
	"	" Comr Accts. fee bill	3 00	
	Apr 20	" Taxes for 1884	8 04	
	"	" " on personal property	39	
	Mch 5	By Sales personal property		77 76
1885		To Comis on \$77.76 5%	3 88	
	May 15	" Paid taxes for 1885	6 87	
	Nov 14	" Dr W. B. Barham, Med: bill in last illness	5 00	
1886.	Nov 1	By <u>Balance</u>	10	
			\$ 77.76	\$ 77.76
1886	Nov 1	By <u>Balance due Est. this day</u>		10

Respectfully Submitted.

B. F. McLeod

Comr in Chancery

An Account of the debts outstanding against the Estate of W. R. Bryant dec'd, proved before B. F. M. Leunow Com'r in Chancery of the Circuit Court of Southampton County, on the 7th day of Augt. 1886. pursuant to Notice herewith filed.

Bond due Mrs M. J. Barham	40 27	
Int: from May 26/77 to Aug 23/78	2 92	
By Cash	43 19	
	20 06	
Int: from Augt 23/78 to Nov 1/86	23 19	
	9 38	32 57
Bond due J. J. Darden	187 38	
Int: from Jan 2/81 to Nov 1/86	65 55	252 93
(Homestead waived)		
Bond due S. I. Pope, Assignee	31 88	
Int: from Jan 1/82 to Nov 1/86	9 08	40 96
(Homestead waived)		
Bond due J. J. Darden	41 38	
Int from Jan 1/81 to Mich 26/81	58	
Cash from Francis + Bro	41 36	
	30 00	
Int: from Mich 26/81 to Mich 10/83	11 96	
	1 41	
Cash	13 37	
Int from Mich 10/83 to Nov 1/86	2 49	
(Homestead waived)	10 88	
	2 36	13 24
Bond due S. I. Pope Assignee of J. J. Darden	23 13	
Int: from Jan 1/82 to Nov 1/86.	6 70	29 83
(Homestead waived)		
Bond due S. I. Pope Assignee of Wm M. Beaton + Co	5 40	
Int: from Jan 2/82 to Nov 1/86.	1 65	7 35
(Homestead waived)		
Note due J. B. Purico Exor J. B. Pope	78 13	376 88
Int: from April 25/81 to Nov 1/86	21 27	99 40
Total amo: debts.		476 28

Respectfully Submitted

B. F. M. Leunow

Com'r in Chy

An Account showing the actual and annual value of the real Estate of which Wm. R. Bryant died seized and possessed. reported by B. F. McLenore Comr in Chancery of the Circuit Court of Southampton Co. on the 7th day of Augt: 1886.

	Actual	Annual
To $\frac{1}{3}$ interest in 170 acres of	valued	valued
land - valued at \$1200. ⁰⁰	\$ 400 00	\$ 33 33

Respectfully Submitted.

B. F. McLenore

Comr in Chancery

Barham, for &c

4 3/4 Notice

Pro anti Admin &c

1886. Augt: 7th

Executed by delivering
a copy of writing to
J. L. Barham

Aug 2/86

J. L. Barham
Sheriff

Commissioner's Office,

Jerusalem, Va., July 24th 1886

To Mrs M. J. Barham, S. T. Pope, both in
his own right and as Admin^r of Wm. R. Bryant
dec^d, and Herod Pope.

You are hereby notified that I have fixed upon the 7th day of August
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 S. T. Pope's transactions as Admin^r
of Wm. R. Bryant dec^d.
- 2^d An account of all outstanding debts against
said Bryant dec^d, stating their dignities and
priorities.
- 3^d Whether or not the real Estate of which
W. R. Bryant died seized and possessed, can
be conveniently divided in kind among the
parties entitled.
4. The Annual & actual value of said real
Estate. with any other matter deemed pertinent &c.

required to be taken by a decree of Southampton Circuit Court, rendered at the May
term, 1886, 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 said Court, the day and year first
aforesaid.

B. F. McLenore

Commissioner.

To the Sheriff of Southampton County to execute.



Commissioner's Office,

Jerusalem, June 18th 1876

TO THE CREDITORS OF THE ESTATE OF

Wm R. Bryant dec'd

AND ALL OTHERS CONCERNED.

You are hereby notified, that, by a decree of the Circuit Court of Southampton County, I have appointed the 7th day of August next, at my Office, for receiving proof of all the debts, or demands; against the said decedent, or his estate; at which time and place you are required to attend.

Given under my hand, as Commissioner in Chancery, the day and year first aforesaid.

B. F. W. Lenoir Commissioner.

Barham for 4^e
w. 3 Pence
Bryant's adm 4^e

Aug 7/86

✓

Portions of himself, or which may be required, to
state by any party interested.

Attest
T. J. J. J.

J. H. J. J. J.

Sourhampton Circuit Court, May Term 1886.

Barkham for &c. Plffs. } In Chancery
vs. }
Bryant Adm^r. &c. Deft.

This day this Cause came on to be heard, at the Plaintiff's plea taken as Confused as to the Defendant S. I. Pope, both in his own right and as administrator of W. R. Bryant decd. & defendant Herod Pope, exhibits filed therewith. The answer of the infant defendants Susan J. Elizabeth C. and Loretta S. Bryant by B. F. McLenore their Guardian ad litem and general replication thereto and was argued by Counsel. On Consideration whereof the Court doth adjudge, Order and decree, that two of the Commissioners of this Court proceed to take following accounts.

An account of S. I. Pope's transactions as administrator of W. R. Bryant decd.

An account of all outstanding debts against said Bryant decd. Stating their dignities and priorities, also report whether it is practicable or not to make division among the parties entitled thereto, in any of the modes prescribed by law, of the tract of 170 acres of Land. Also report the actual and annual value of all real Estate whereof said Bryant decd. seized & possessed, and report the same to Court, together with any matter deemed

S. J. Pope and Herod Pope, having
been duly sworn before me B. J. McQuinn
Commissioner in Chancery of the Circuit
Court of Southampton, deposing, says
as follows. That the tract of land
containing 170 acres, purchased from
W. B. Price, is now worth in their
opinions \$1200.⁰⁰, and the same is assessed
on the land books of said County for \$673.⁰⁰
And in their opinions the said land
is not susceptible of division. That there
are three shares in the said tract of land one
share owned by S. J. Pope, one share by
Herod Pope, and one share by the heirs
at Law of Mr R. Bryant, to wit: Susan
J. Bryant, Elizabeth C. Bryant, and
Luzelia S. Bryant, that the share of the three
aforesaid infants, actual value is worth
\$400.⁰⁰ and that the annual value of said
share is \$33.³³ the annual value of entire
tract of land is \$100.⁰⁰ and Mrs. S. J. Pope
one of the joint tenants in the said
land is willing to take the share of the aforesaid
infants, and pay them the sum of
\$400.⁰⁰ for the same, And these deponents say
further that they are well acquainted with
the land in question and do not think
the same can be divided.

S. J. Pope
Herod Pope.

Commissioners Office
Jerusalem Pa.
Augt 7th 1886.

To the Circuit Court of Southampton Co.
In obedience to a decree of the Circuit
Court of Southampton County - rendered
at the May Term 1886, in the Chancery
Cause of "Barham for &c. v. Bryant's
Adm^r.", the undersigned, one of the
Commissioners of said Court, to whom
was referred for settlement, by said
decree, the following Accounts:

- 1st An Account of the transactions of
J. T. Pope Adm^r of Wm R. Bryant
dec^d. -
- 2nd - An Account of the debts outstand-
ing against the Estate of W. R. Bry-
ant. dec^d. -
- 3rd An Account showing the actual
and annual value of the real
Estate of which W. R. Bryant died
seized -
- 4th Whether or not said real Estate can
be divided in kind among the
heirs at law of said W. R. Bryant
by any of the modes prescribed by
law &c. Reports to Court, that on
the 24 day of July 1886, he issued Notices
against the parties to this Cause

requiring them to appear before your Commissioner, at his Office in Jerusalem, on the 7th day of August 1886. To attend the settlement of said Accounts: that said Notice has been returned to the Commissioner duly executed: that the adult parties appeared in obedience to said Notice: That he thereupon proceeded to examine the vouchers,

1st state and settle the Account of S. J. Pope as Admin^r of Wm R. Bryant dec^d, and finds a balance due the Estate of said decedent, by said Administrator, of ten

2nd cents, as of Nov 1st 1886. - That having advertised for the debts outstanding against said Estate, he finds that they amount to \$476.²⁵ inclusive of interest to Nov 1st 1886, all of which are of the 4th Class -

3rd That Wm R. Bryant, at the time of his death, was seized and possessed of a $\frac{1}{3}$ interest in 170 acres of land, the actual value of which the Commissioner has assessed at \$400.⁰⁰ (the entire tract being ~~owned~~ valued at \$1200.⁰⁰ and owned jointly by S. J. Pope, Herod Pope and the decedent, Wm R. Bryant) and the annual value at \$33.³³.

4th - Having examined S. J. Pope and Herod

as witnesses touching the divisibility or indivisibility of said land, (the depositions of said witnesses being filed herewith) the Commissioner is of opinion that the same cannot be conveniently divided. and for the following reasons: viz: There are only 170 acres in the whole tract - which would have to be divided into three shares - S. J. Pope being entitled to one share, Arrod Pope, to one share and Wm R. Bryant or his heirs to the remaining share - That Wm R. Bryants share would have to be sub-divided into three lots (there being three of the heirs) which would make the parcels too small to be of any value; besides, it will take ~~exactly~~ all of said Bryant share of said land to pay the debts reported herein, said decedent having no personal Estate - therefore the land will have to be sold.

The Commissioner reports specially that S. J. Pope, one of the parties to this Cause, has expressed a willingness to take the share of the tract of land above described, which shall be allotted to Wm R. Bryant. and pay therefor the sum of \$400.⁰⁰, the Commissioner considers this a very good sale, and respectfully recommends the same. The Actual value of the 170 acres, as above,

has been fixed by the Commissioner
at \$1200.⁰⁰ which is nearly double the
assessed value, as shown by the land
Books of this County. it being charged
on said books at \$673.⁰⁰.

Commissioner's fee
\$10. —
Chy to Plaintiff.

Respectfully Submitted
B. J. McLennan
Clerk in Charge

Barham, for
Report
Bryant & Adams Jr.
1886. Oct. 22. filed

ok 7.14

Barham &c
vs 3 report
Bryant's Admr &c

To the honorable judge of the Circuit Court
of Southampton County

Your undersigned special Commissioner
begs leave to report that on the 27th
of December 1886 S. T. Pope paid him
the sum of \$400- for an undivided
one third interest in a tract of land
held in joint tenancy by S. T. Pope
Hesod. Pope and the estate of H. R.
Bryant dec'd. and your commissioner
thereupon made him a deed with
special warranty for the same. all
of which was done in pursuance
of a decree entered in this cause
at the November Term 1886 of this court
your commissioner paid the following
costs of suit & sale Commissions (on \$400)
\$17⁰⁰. paid clerk's ticket \$7.¹⁴. paid Sheriff's
costs \$4.⁰⁰. paid Commissioner \$10⁰⁰. paid
H. B. Shands & Son attys' fee \$30⁰⁰. receipts for
which are herewith filed. There then re-
mained a balance of \$331⁸⁶ in his
hands ^{the} & then paid S. T. Pope Admr of H. R.
Bryant dec'd ten cents. Paid ~~then~~
made the following pro rata pay-
ments to the following creditors
who had duly proved their debts

(the total amount of debts proved
being \$476²⁸) paid Mrs M. J. Barham
\$23⁰⁰; J. J. Darden \$185⁰⁰; S. J. Pope \$34⁰⁰
J. B. Prentice Exor Of re \$69⁰⁰. receipts for all
of which are herewith filed. That there
is no money in the hands of your
commissioner and nothing further to
be done by him re all of which is

very respectfully submitted by
H. Shands. Special Comr

april 4th 1887

116

Barham for re

is } Report of -

Bryants admin re

Special Comr H. Shands

Rec^d Jan'y 4th 1886. of Wm Shands Spec^l Com^r
in Suit of "Barham for &c v. Bryant
Adm^r, seven & 10/100 dollars, Clerk's fee in
said suit.

J.B. Perineo C.C.
By M. Leonard

Rec^d Jan'y 4th 1886. of Wm Shands Spec^l Com^r
in Suit of Barham for &c v. Bryant Adm^r
&c. sixty nine & 10/100 dollars. the pro rata
share due the Estate of J.B. Pope dec^d. from
the Estate of Wm B. Bryant dec^d. -

J.B. Perineo Tre^r or
of J.B. Pope dec^d.
By J.B. M. Leonard

Received Jan'y 17th 1887 of W. Shands Special
Comr in the chancery case of Barham for re
vs Bryant's Admr re fifty four and $\frac{66}{100}$ dollars
my pro rata share of proceeds of sale
of the land of W. R. Bryant dec'd
J. T. Pope

Received Jan'y 4th 1887 of Wm. Shands Special
Comr. in suit of Barham for re vs Bryant's Admr re
Twenty three dollars my pro rata share of
proceeds of sale of the land of W. R. Bryant dec'd
J. S. Barham
for Mrs M. J. Barham

Received Jan^y 17th 1887 of W. Shands Special Com^r
in chancery case of Barham for re vs Bryant adm^r re
ten cents as payment in full of amount due me as
Administrator of W. R. Bryant dec'd

S. T. P.
Admin^r W. R. Bryant dec'd

Received Jan^y 4th 1887 of W^m. Shands Special
Com^r in case of Barham for re against
Bryant's Adm^r re thirty dollars as pay-
ment in full of attorneys' fee in said suit

W. B. Shands & Son
attorneys re

Rec^d Jan'y 4th 1886, of Wm Shands Spec. Comm^r
in suit of Barham for & Bryant's Admin^r
p. ten dollars, as fee of Comm^r in Chancery
B. A. M. Leman

Comm^r in Chy

Received of W. Shands special in the
chancery suit of Barham re vs Bryant's
Admin \$4⁰⁰ as payment in full of sheriff's
costs in said suit.

W. B. Shands Wm atty for
G. H. Visk's shffs Exors

Received Jan'y 4th 1887 of Wm. Shands special
commissioner in the suit of Barham for & against
Bryant's ~~Admin~~ re one hundred and eighty five
dollars my pro rata share from the proceeds of
the sale of land of said W. R. Bryant decd
Jas J Darden

Barham for V^{ts}
vs
Bryant's Adm^r &c. } In Chancery-

I, L. B. Prince Clerk of the Circuit Court
of Southampton do certify that Lem Shands
Commissioner in above styled suit has
executed bond with security approved
by me. Given under my hand
Nov 22. 1886.

L. B. Prince C. C.

Barham for re
vs } Decree
Bryant's admr vs } This day this
cause came on
to be heard on the

Plaintiff's bill taken as confessed
as to defendant S. T. Pope both in his
own right and as administrator of
H. R. Bryant dec'd and defendant Wood
Pope exhibits filed therewith. The
answer of the infant defendants
Susan, T.; Elizabeth, E.; and Luyelia S.
Bryant by B. F. McLenore their guar-
dians ad litem and general
replication thereto and was argued
by counsel. On consideration
whereof the court doth a judge
order and decree that one of the
Commissioners of this court proceed to
take following accounts

an account of S. T. Pope's transactions
as administrator of H. R. Bryant dec'd
an account of all outstanding debts
against said Bryant dec'd, stating
their dignities and priorities
also report whether it is practical or
not to make division among the parties
entitled thereto in any of the modes
prescribed by law of the tract of

170 acres of land. also report the
actual and annual value of all
real estate whereof said Brygnet did seized
and possessed ^{and report the same to court} together with any
matter deemed pertinent by himself
or which he may be required to state
by any party interested

Barham for re

WY Deenee

Brygnet's Adm'r

To be entered

May Term 1886

Geo B. Snow

✓

Barham for us
to 3 June
Bryant's adms etc

Nov 1886
To be entered

Geo. V. Blom

—

✓

Barham for me

to 3

Deene

Bryant's adm- me

This day this cause came on again to be heard on the papers formerly read and the report of Commissioner McLumore made pursuant to a decree of this court entered at the May term 1887, of the administration account of S. T. Pope on the estate of W. R. Bryant did an account of the debts outstanding against the estate of the said W. R. Bryant and also of the actual and annual value of all the real estate wherof he did seize and possess and to which accounts no exceptions have been filed and was argued by counsel for consideration. The court doth confirm the said report and account it appearing to the court that the land wherof W. R. Bryant did seize and possess will not pay the debts in full. That the land is held in joint tenancy with S. T. Pope and Herod Pope each owning one third and is not susceptible of division and that S. T. Pope is willing to take the share belonging to W. R. Bryant's estate and pay the full value thereof.

to wit the sum of four hundred
dollars. Therefore the court doth further
adjudge, order, and decree that William
Shands who is hereby appointed a
special commissioner, ^{for that purpose} shall upon
S. J. Pope's paying to him the sum of
four hundred dollars convey to him
with special warranty our undivided
third interest in a tract of land
containing one hundred and seventy
acres and held in joint tenancy by
S. J. Pope, Herod Pope and the estate
of W. R. Bryant and upon receiving
the said sum of four hundred
dollars after paying all the costs of
this suit and sale the said William
Shands will pay to S. J. Pope ten
cents and the balance of money pay
pro rata among all the creditors
who have proved their debts in the
report of Commissioner McLummon
returned to this court the 22nd of
October 1886 and return his receipts
along with his report to court in order
to a further decree.

But the said William Shands
shall not proceed to act under this
decree until he shall have given

bond with good security in the
penalty of ~~one hundred~~ ^{eight hundred} dollars for
conditions for a faithful performance
of this and any other duty which
shall be entred in this cause
and when he receives the money from
S. J. Pope and makes him a deed
he shall deliver to him a copy of
the certificate from the clerk of this
court that he has executed the said
bond and shall return the original
certificate with his report to court

~~87~~ 88
Bohant for te
vs 3 Deere ~~75~~
~~77~~
Bryant's Adm's te
70

May Term 1887
To be entered
C. M. Hill

✓

Barham for &c

vs } Decece

Bryant's admr &c

This day this cause came on again to be heard on the papers formerly read and the report of W. Shands special commissioner reporting sale of land whereof W. R. Bryant died seized and possessed. Payment of all the purchase money by the purchaser and disbursement of the same supported by proper vouchers and to which report no exceptions have been filed and was argued by counsel. On consideration whereof the court doth adjudge, order and decree that the said report be confirmed except as to the excess over the legal fee allowed the plaintiff's attorney. The consideration of which is reserved for a future decree in this cause