

1893. 13

Southampton County - Chancery

Booth, D. H. ^{vs} _{also} Drury, J. E. _{et al}

"Creditors Suit"

To sell land to
pay debts

Drury, J. B. Trustee

Pope, J. P.

Happy 143

P.H. Booth for me

Bill & Exhibits

J.E. Drewry.

In the Circuit Court of Southampton County Va.
To the Hon. Geo. Blom for Judge of said Court
In Chancery sitting.

Humbly complaining sheweth unto
your Honor your complainant P.H. Booth
who sues for the benefit of himself and
all other creditors of J.E. Drewry who have
liens by judgment or otherwise on his prop-
erty and who will come in and contribute to
the costs of this suit, complaining, that at
The May Term 1885 of the Circuit Court of
Southampton County Va. on the law side thereof, he
received a judgment against said J.E. Drewry
for the sum of Two hundred and sixty one $\frac{60}{100}$
dollars with interest thereon from the 1st day
of November 1864 until paid and \$7 $\frac{86}{100}$ costs,
as will fully appear from a certified copy of
said judgment herewith filed marked "Ex
A" to be read with and as a part of this bill.
That said judgment was only docketed in the
Clerk's office of said Court. That execution
issued on the same directed to the Sheriff
of Southampton County, Virginia and has
been returned no effects. That the said
J.E. Drewry waived his homestead exemption
as to the debt for which said judgment was
rendered all of which ~~was~~ which said judg-
ment execution was only returned "no ef-
fects" all of which will appear from a
certified copy of said execution herewith
filed marked "Ex B" to be read with and
as a part of this bill. That the said J.E.

* That by deed of trust dated July 6. 1813 and of record in the Clerk's office of Southampton
the said J. H. Drewry gave a lien on said land to J. B. P. Pope trustee for the
benefit of J. P. Pope - as will be seen by reference to a copy of said deed herewith given.

Drewry owns a tract of land containing ^{acres}
lying and being in the County of Southampton
Virginia and within the jurisdiction of this
Court adjoining the lands of John H. Worrell
the donor lands of the M. J. Drewry and others
That this tract of land is all the land
owned by said J. H. Drewry of which your
Complainant has any knowledge, but he
has heard that the said J. H. Drewry pos-
sibly has an interest in the lands
of his father, who is now deceased,
lying in said County, which were
assigned to his mother as her donor
~~but if this is so~~ your Complainant
further alleges that the rents and profits
of the real estate of the said J. H. Drewry will
not pay the debts for which it is bound
in five years. Your Complainant is further
advised that ~~he~~ he has the right to subject
the lands of said J. H. Drewry to the payment
of his debts.*

In tender consideration whereof
and for as much as your Complainant
prays ^{J. B. P. Pope trustee} that the said J. H. Drewry, may
^{and J. P. Pope} be made a party defendant to this
Bill and required to answer the same.
That an account of the real estate of
said J. H. Drewry and of the liens binding
the same may be with their priorities, if
any, may be taken under an order of your
Honorable Court by one of its Commissioners
and that by a decree of your Honorable Court

the said lands may be decreed to be sold
and the proceeds paid to the parties enter-
^{that a reasonable attorney's fee may be}
sted thereon that proper process may issue
allowed counsel for parties
and as in duty bound Your Obedient
and will ever remain &c.

Friend Wm. W. W.

P. 2.

"Ex A" filed with
The Will of R. H. Booth
Jr or J. E. Drewry
in the Circuit
Court of Southampton
Wm County Va

Southampton Circuit Court May
Term 1883

J. H. Booth

Plaintiff

~~Indict~~

^{vs}
Jas. E. Dredry Defendant

Judgment rendered for the plaintiff
against the defendant for Two hundred
& Sixty one & 80/100 Dollars with interest
thereon from Novr: 1st 1884 until paid
and \$7.86 Costs

Extract

Teste J. B. Prince cl.

No property out of which this fine can be made
or any part thereof August 30 1886

G W Dick

Sheriff

Alfred Teske J G Trinner Ad

Booth

or 3 100

Drewry

Friend & Davis for

1886 August Rules

Book 3 86

Shff .50

Lodge 3 00

7 86

Amount to hand May 28 1885
at 10 o'clock A.M.

G W Dick

Sheriff

"Ex B" filed with the
file of R H Booth for
or J E Drewry in the
Circuit Court of
Southampton County
Va.

Oct 1. 1885. The acknowledgment legal service
of this writ -.

J. J. Goff
L. B. Pinner

Boothe

or $\frac{3}{3}$ summons

Drewy 4th

1885. Oct: Rules
Cir. Ct

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County—Greeting:

WE COMMAND YOU TO SUMMON

*J. E. Drury, F. P. Pope and
I. B. Prince Trustees*

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

October

next, to answer a bill in Chancery exhibited against

them

in our said Court by

*R. H. Boothe who sues for benefit of
himself & all other lien creditors of
J. E. Drury—*

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

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

1

day of

October

, 188*5*

in the

110

year of the Commonwealth.

Teste I. B. Prince C. C.

Booth, et. al:

4 } Sum

Deputy

1885. Oct. Rules -

Cir: CX

Executed Sept

17th 1885 in f. &.

Suway by delivering
him a copy of this

Summons

G. W. Kiebs

Sheriff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County—Greeting:

WE COMMAND YOU TO SUMMON

J. E. Drury

James A. J.

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 *October* next, to answer a bill in Chancery exhibited against *him* in our said Court by *P. H. Boothe*, who does for himself & all other *him* creditors of *J. E. Drury*, who are *will* come in & pay their parts 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 *17* day of *Sept.*, 188*5*
in the *189th* year of the Commonwealth.

Teste. J. B. Prince

Boothe for V.C.

to $\frac{2}{3}$ Copy Scene

Dressy &

In the Circuit Court of the County of Southampton
November Term 1885
P. W. Booth for re
vs
J. E. Drury re.

This cause, ^{came} on this day to be heard on the bill of com-
plaint taken for confessed as to the defendants on whom pro-
cess has been duly served they still failing to appear and
plead, answer or demur to the said bill and on the exhibits
filed therewith and was argued by counsel - On consid-
eration whereof the Court doth as judge, order & decree that
one of the Commissioners of this Court do take an account
of the real estate of the said defendant J. E. Drury owned by
him at the date at which the complainant's judge-
ment in the proceedings mentioned was rendered with the
annual and fee simple value thereof, and record an
account of all liens binding on said real estate with
their priorities and make report to Court. And the Court
doth as judge, order and decree, that said Commissioner shall
publish twice a week for four successive weeks in some conve-
nient newspaper, notice of the time and place of taking
said accounts, and that such publication shall be equiv-
alent to personal service of such notice on all parties
interested except J. E. Drury and M. Prince Leach
who shall have personal service of such notice.

A Copy

Teste

J. Prince C. C.

Account of the real Estate of James E. Drewry,
 owned by him on the 5th day of November 1885.
 Showing the Annual and actual, or fee simple
 value of the same, taken by B. F. M. Leonard, a
 Commissioner in Chancery of the Circuit Court, for
 Southampton County, on the 20th day of March 1886.
 in obedience to a decree of said Court, entered at
 the November Term 1885, in the Chancery Cause of
 "Booth & Drewry". to wit:

A tract of land, lying in
 Southampton County, adjoining
 the lands of W. R. Horrell's

Est. & others - supposed to con-	Fee Simple.	Annual
tain 500 acres - more or less	Value	Value
Estimated to be worth...	\$2000.00	\$160.00

Respectfully Submitted
 B. F. M. Leonard
 Commr in Chy

Booth for 9th
" 3 Report

Drawing

1886. Moh 23. filed.

An account of the ~~Judgment~~ ^{Leins}, binding the real Estate of James E. Drury, taken by B. F. M. Lemond, Commissioner in Chancery of the Circuit Court of Southampton County, in obedience to a decree of said Court, rendered at the November Term 1885, in the Chancery Cause of "Booth vs Drury" - on the 20th day of March 1886. -

1st - A Deed of Trust. dated Feb: 6th 1883. To secure a bond of even date with said deed, due and payable to F. P. Pope for \$1500 00
Int: from Feb: 6/84 to May 1/86 @ 6% 201 25 17 01 25
6% -

2^d - A judgment in favor of W. H. Deale for 28 86
Int: from Nov: 5/84 to May 1/86 2 45
Costs 2 00 33 31

3^d - A judgment in favor of W. P. Sebreels for 33 96
Int: from Jan 1/83 to May 1/86. 6 79
Costs 1 50 42 25

4th - A judgment in favor of G. L. Barden for 61 44
Int: from Jan 1/84 to May 1/86 8 60
Costs 1 50 71 54

5th - A judgment in favor of P. H. Booth for 261 80
Int: from Nov 1/84 to May 1/86 23 56
Costs 7 86 293 22

\$2145.57

Respectfully Submitted
B. F. M. Lemond
Comr in Chy

Commissioner's Office
Jerusalem, Mich 20th 1886.

To the Hon: Geo. Blow, Judge of the Circuit
Court of Southampton County. -

In obedience to a decree of the Circuit Court
of Southampton County, entered at the November
Term 1885, in the Chancery Cause of "Booth
vs. & Drury", the undersigned, one of
the Commissioners of said Court, to whom
was referred the taking of the several ac-
counts called for in said decree, bego leave
report; that on the 19th day of February 1886
he issued Notices to Jas. E. Drury, J. P. Pope
and J. B. Prince, parties defendant, which
said Notices has been returned by the
Sheriff, Executed, and is herewith filed.
He also caused a Notice of the time and
place of taking said Accounts to be posted
in the Franklin Gazette, (a newspaper pub-
lished in the town of Franklin) for four
weeks - as required by the decree above
referred to - (a copy of which notice, togeth-
er with the costs thereof, is filed in the papers
of this Cause): That on the 20th day of
March 1886, that being the time specified
in said Notices - he proceeded to take &
state the following Accounts; to wit:
1st - An Account of the real Estate of
the defendant, James E. Drury, owned

by him at the time the Plaintiffs judgment, in the proceedings mentioned, was rendered. Together with the Annual and fee simple value thereof, and finds that the defendant, Jas. E. Drury, owned, at the time the Plaintiffs judgment was obtained, five hundred Acres of Land, the fee simple value of which, the Commissioner estimates at \$2000., and the annual value at 8% of that amount, or \$160.-

2^d - An account of all liens binding said real Estate, &c. - And finds liens binding the said land amounting to \$2146.⁵⁷ to wit: A Deed of Trust executed by said Drury, to secure a bond due F. P. Pope amounting to \$1701.²⁵, interest included - A judgment in favor of W. H. Deal, amounting to \$33.³¹ - Judgment in favor of W. P. Seibel, amounting to \$42.²⁵ - Judgment in favor of C. L. Barden, amounting to \$71.⁵⁴ and a judgment in favor of P. H. Borch amounting to \$293.²². aggregating \$2146.⁵⁷, as aforesaid. In making up the list of liens, the Commissioner has arranged and numbered them according to their priorities - interest computed to the 1st day of May 1886.

Commissioner's fee
\$10. - sh Plaintiffs

Respectfully submitted
B. F. McLenord
Comm in Chanc

Booth for Dr.
v ³ Notice

Drury Dr.

1886. Mich 20"

Executed March
9th 1886 by delivering
Jas. E. Drury, Jr. &
Pope to J. B. Prince
a copy of this notice

G. H. Vail
5th

Commissioner's Office,

Jerusalem, Va. Feb 9th 1886

To P. H. Booth - who sues for himself
and all other lien creditors of
Jas. E. Drury, who will come in and
contribute to the costs of this suit. - } Plffs:

against

Jas. E. Drury - J. P. Pope and
J. B. Prince - Trustees. } Defs.

In
Chancery

You are hereby notified that I have fixed upon the 20th day of March next, if
fair, if not, the next fair day thereafter (Sunday excepted), to take and settle, at my office, the following accounts,
to wit: An account of the real Estate of the Defendant
J. E. Drury - owned by him at the time the Plaintiffs'
Judgment, in the proceedings mentioned, was rendered.
Together with the Annual and fee simple value
thereof.

2nd - An account of all liens binding on said
real Estate, stating their priorities.

3^d - That notice of the time and place of taking said
accounts, be published in some convenient news-
paper for four successive weeks. &c. &c. Together
with any matter specially stated deemed pertinent by
himself or which he may be required to state by
any party interested.

required to be taken by a decree of Southampton Circuit Court rendered at the November term,
1885, 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.

B. F. McLeمود

Commissioner.

To the Sheriff of Southampton County to Execute.

COMMISSIONER'S OFFICE.
JERUSALEM, VA., Feb. 19, 1886. }

TO P. H. BOOTH, WHO SUES FOR
himself and all other lien creditors of
Jas. E. Drewry, who will come in and
contribute to the cost of this suit.

Plaintiffs,

against

James E. Drewry, F. T. Pope and J. B.
Prince, trustee, Defendants,

IN CHANCERY.

You are hereby notified that I have
fixed upon the 20th day of March 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 real estate of the
defendant, J. E. Drewry, owned by him
at the time of the plaintiffs' judgment, in
the proceedings mentioned, was rendered,
together with the annual and fee simple
value thereof.

2d. An account of all liens binding on
said real estate, stating their priorities

3d. That notice of the time and place
for taking said accounts be published in
some convenient newspaper for four suc-
cessive weeks, &c., &c., together with any
matter specially stated, deemed pertinent
by him or which he may be required to
state by any party interested; required to
be taken by a decree of Southampton
Circuit Court rendered at the November
term, 1885, in a suit in Chancery depend-
ing in said court, in which you are par-
ties, 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 aforesaid.

B. F. McLEMORE,
Commissioner.

FRIEND & DAVIS, p. q. fe25-4t

FRANKLIN GAZETTE NEWSPAPER & JOB PRINTING OFFICE.

W. PURDIE,
Proprietor.

Franklin, Va., March 19, 1886

Messrs. Friend & Davis P. Q.

TO FRANKLIN GAZETTE, DT.

6	25	25	5	inches	(Chancery)	4	times	8	00

in Gazette

Rec'd. payment,

FRANKLIN GAZETTE

A WEEKLY NEWSPAPER, PUBLISHED ON EVERY THURSDAY, IN FRANKLIN, SOUTHAMPTON COUNTY, VA.

Subscription, \$1.50 per year, in advance.

ADVERTISING RATES.

SPACE	1 W.	2 W.	3 W.	1 M.	2 M.	3 M.	6 M.
1 in.	\$1.25	\$2.00	\$2.50	\$2.00	\$3.00	\$4.00	\$6.00
2 in.	2.00	3.00	4.00	3.00	5.00	7.00	10.00
3 in.	3.00	4.00	5.00	4.00	6.00	8.00	12.00
4 in.	4.00	5.00	6.00	5.00	7.00	9.00	14.00
5 in.	5.00	6.00	7.00	6.00	8.00	10.00	16.00
6 in.	6.00	7.00	8.00	7.00	9.00	11.00	18.00
8 in.	8.00	9.00	10.00	9.00	11.00	13.00	20.00
10 in.	10.00	11.00	12.00	11.00	13.00	15.00	22.00
12 in.	12.00	13.00	14.00	13.00	15.00	17.00	24.00
15 in.	15.00	16.00	17.00	16.00	18.00	20.00	28.00
20 in.	20.00	21.00	22.00	21.00	23.00	25.00	32.00

FRANKLIN GAZETTE NEWSPAPER & JOB PRINTING OFFICE.

W. PURDIE,
Proprietor.

Franklin, Va., March 19 1886

Messrs. Trim & Davis P.O.

To FRANKLIN GAZETTE, Dr.

Feb 25	25 5 in. x 2" (Chamney) 4 times	8 00
	in Gazette	

Rec'd. payment,

Terms

That persons who are employed in the military or naval service by reason of disability resulting from wounds or sickness incurred in the line of duty, shall be preferred for appointments to civil offices, provided they are found to possess the business capacity necessary for the proper discharge of the duties of that office, ought to be faithfully and fully put in execution, and that to remove, or propose to remove any such soldier whose faithfulness, competency and character are above reproach, and to give place to another who has not rendered such service, is a violation of the spirit of the law and of the practical gratitude the people and government of the United States owe to the defender of constitutional liberty and the integrity of the government.

Mr. Pugh, of Alabama, from the minority of the committee, said:

"I desire to state that the minority knew nothing of the contents of the report until read to the committee this morning. The minority desire to prepare a report in which they will present their views, and to enable them to do so they have until Monday week within which to prepare the report; and it is understood that the majority report and the resolutions accompanying it will not be called up for consideration until we get leave to file the minority report. The time given us to do so is not to extend beyond next Monday week." The consideration of the report was postponed in order that the Democratic members of the committee might have an opportunity to prepare a minority report.

NEWSY GLEANINGS.

Among the 103,000 shareholders of the Panama canal are 10,000 women.

"No Man's Land," just south of the far

~~79~~ 79 1687 ~~87~~
Boothe for Jr. 711
~~73~~ vs Y Stat: Rules
Drewary Jr 64/66

In Southampton Circuit Court.

P.H. Boote, who sues for himself and all other
his creditors of J.E. Drewry, who will come in
and pay their parts of the costs of this suit.

Plff. }

Against.

J.E. Drewry, F. P. Pope, and L.B. Pencie
Trustee.

Deft. }

In
Chancery

1885-

Sept.

Summons to Oct: Rules.

Oct. Rules.

" Ex. B. - Bee's exhibits filed. Decree nisi
vs Sept.

Nov: "

Leave set for hearing

143

Pls Booth for

~~or 3 note for dollar~~

J E Drury &c

Nov. Term 1885.-

To be entered,

Geo. V. Brown.

✓

March 20/86-

In the Circuit Court of the County of Southampton.

November Term 1885.

O. H. Booth for

vs

L. E. Drewry &c

This cause came on this day to be heard on the bill of complaint taken for confessed as to the defendants on whom process has been duly served they still failing to appear and plead, answer or demur to the said bill and on the exhibits filed therewith and was argued by counsel.

On consideration whereof the Court doth adjudge order and decree that one of the Commissioners of this Court do take an account of the real estate of the said defendant L. E. Drewry owned by him at the date at which the complainant's judgment in the proceedings mentioned was rendered, with the annual and fee simple value thereof. And second an account of all liens binding on said real estate with their priorities and make report to Court.

And the Court doth further adjudge order and decree that said Commissioner shall publish once a week for four successive weeks in some convenient newspaper notice of the time and place of taking said accounts and that such publication shall be equivalent to personal service of such notice on all parties interested except L. E. Drewry and J. B. Paine Trustee who shall ~~be~~ have personal service of such notice