1893 - 28 Southampton County — Chancery Eldridge, John vs Holland, Lillie's Estate

" Creditors Suit "
To settle equity interest

Vick, George W. Sh Com

Sebrell, James E. Com. for

Holland, Geneva
Holland, Willie
Holland, Thomas
wife Holland, Jack
Holland, Lucy

To the Hon. George Bloxo, Judge of Circuit Court of Southampton County.

In Chancery.

Humbly complaining, sheweth to your Honor, your complainant, John T. Eldridge, who sues for the benefit of himself and all other creditors who will come in and contribute their shares of the costs of this suit; That in the year 18 Sillie Holland, an infant under the age of twenty one years died intestate, unmarried and without issue, having title to real estate in the county of Southampton, derived by descent from her father, Isaac Holland, deceased, leaving Geneva, Millie, Thomas, Zach. and Lucy Holland, her brothers and sisters as her heirs and distributees at law; — The said land, however, has never been divided as between the parties entitled thereto; — That the said Sillie Holland was at the time of her death indebted to your complainant in the sum of $50.00 for medical services

rendered to her by your complainant during her last illness, which will more fully appear from a copy of his account herewith filed as an exhibit in this cause, marked "A" and prayed to be read as a part of this bill; that at the term of the county court of Southampton the estate ~~of the said~~ of the said Sillie Holland was committed to the hands of George W. Vick, Sheriff, for administration; that as yet he has rendered no account; that on the day James E. Sebrell qualified as guardian of the said Sillie Holland, and that from his guardian account recently rendered and recorded in the clerk's office of Southampton County which is made an exhibit, marked "B," and prayed to be read as a part of this bill, it appears that his ward, the said Sillie Holland, is indebted to him in the sum of ; that the said Sillie Holland has no personal estate, out of which your complainant

can collect his debt, and therefore it will be necessary to subject the interest of the said Sillie Holland in the real estate aforesaid mentioned in satisfaction of your complainants demand.

In tender consideration whereof, and inasmuch as your complainant is without remedy, save in a court of equity, where such matters are peculiarly cognizable, to the end therefore that justice may be done in the premises, your complainant prays that George W. Vick, Sheriff and as such administrator of the said Sillie Holland, deceased, James E. Seegar, Jordan, Geneva, Millie Thomas, Zach: and Lucy Holland, the last five infants under twenty one years of age be made parties defendants to this bill, and be compelled to answer its allegations; that some fit and proper person be appointed guardian ad litem to defend the interests of the infants

defendants in this cause; that your honor will direct the said George H. Vick, Sheriff, &c. to render an account of his transactions as administrator of the said Sillie Holland; and that James E. Sebrell also required to render an account of his transactions as guardian of the said Sillie Holland; that a commissioner of this court be directed to take all necessary and proper accounts; that the said commissioner enquire whether or not the rents and profits of the said land are the said Sillie Holland, deceased, own share, or proportion will pay the debts outstanding against her in five years; and if ~~not~~ in his opinion, it will not do so. that your honor will direct a division and sale thereof in order that herein. interests therein may be subjected in satisfaction of the demands outstanding against her, and the costs of this suit; that if her interests arising from the rents

and profits of said land, in the opinion of the said commissioner, will in five years pay said demands, that they be so applied; and that your Honor will grant such other general and special relief in the premises as to equity may seem meet and the nature of the case require, and as in duty bound your complainant will ever pray.

May it please the court

Wm. H. Parker p. q.

The answer of Geneva, Millie, Thomas, Jacki and Lucy Holland, infants under the age of twenty one years, by J. B. Prince their guardian ad litem, appointed to defend them in this suit, to a bill exhibited against them and others in the circuit court for the county of Southampton by John T. Eldridge, who sues for the benefit of himself and all other creditors of Sillie Holland, deceased, who will

come in and contribute their shares of the costs of this suit.

These respondents saving and reserving to themselves the benefit of all just exceptions to the said bill for answer thereto, or to so much thereof as they are advised that it is material they should answer, by their said guardian ad litem answer and say; that they are infants under the age of twenty-one years, and by reason thereof are incapable of understanding or of taking care of their rights and interests. They therefore, by their said guardian commend themselves, their rights and interests to the protection of the court, and pray that no decree may be pronounced that will tend to their prejudice, and having fully answered, the said respondents pray to be hence dismissed with their reasonable costs in this behalf expended, and they will ever pray, &c.

L. B. Prince

Sol'r ad litem

142

Eldridge Johnson
vs
Blee, &c
Holland's Admrs. et als.

1885. Oct. Rules

Parker J. C.

Miss Lillie Holland

To J. M. & Eldridge M.D.

1882

Aug 5 To Visit & Self $5.00

Nov 30 To Visit & Self and Consultation with Dr Lebrun $10.00

Dec 1 " To Visit & Self $5.00

" 3 " To " " " $5.00

" 11 To " " " $5.00

" 12 To " " " $5.00

" 13 To " " " $5.00

" 16 To " " " $5.00

" 17 To " " " 4 nights $10.00

$50.00

Received payment

J. M. & Eldridge M.D.

Eldridge

vs

Sum

Holland et: als:

1885. Oct. Rules

Civ: Ct

Executed Sept. 30th
1885 by delivering to
each a copy of this
Summons

S.L. Viets Dy
for G.W. Viets
Sheriff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County—Greeting:

WE COMMAND YOU TO SUMMON Geo. W. Vick, Shff. and as such Admr of Lillie Holland. dec'd. James E. Sebrell. Gdn of Geneva, Willie, Thomas. Zack and Lucy Holland. the last five infants under twenty one years of age. by J.B. Prince. Guard'n. ad. litem.

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 John T. Eldridge who sues for the benefit of himself and all other creditors of Lillie Holland dec'd. who will come in and Contribute their shares of the costs of this suit.

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

WITNESS, J. B. PRINCE, Clerk of our said Court, this 29th day of September, 188 5,

in the 110th year of the Commonwealth.

Teste: J.B. Prince C.C.

Eldridge for Pt.
vs 3 Affts —
Hallander Adm

1890 Jul 18. ~~66~~ 63

Vouchers inside

Eldridge for Pl.
vs Report of L. B. Prince Comr.
Holland & Dun. Pl.

In this cause. Your Comr. submits the following report. That he has Collected from W. J. Schell Comr in suit Holland vs Holland Pl. ——
Thirty two & 36/100 dollars. and he has paid out the same as follows.
To Prince Schell, Post atty fee. $1.66
" J. H. Jones assignee J. T. Eldridge 30.70
$32.36
I make no receipts for these disbursements.
Respectfully submitted.
July 18. 1890. L. B. Prince
Comr.

Fil Sup Cir Ct.

Received July 18th 1890 of D.B. Prince,
Comr. in suit of Eldridge &c. vs.
Holland Admr. et al. One & 66/100 Dollar
it being her part of legal fee for servi
in suit of Holland Edw &c. vs. Holland &c.

Prince & Sibley
per S—

Received July 18. 1891 of L. B. Price Comm
in suit Eldridge for T. vs Hallenbeck
admr. &c. Thirty & 75/100 dollars on
said claim due J. T. Eldridge.

J. C. James
Assignee P C

Eldridge for Pl.

vs Report of Com. Price

Holland & Adrian

Pl.

Vouchers filed

1888. May 8.

Eldridge for Vs
Holland. Admr.

Report of Comr Irwin.

In this cause I submit the following report, I have collected from J. E. Sebrell. Gdn. Lillie Holland the sum of $22.62

I so paid Comr Coms on this and previous amt collected Total $94.60 @ 5% 4.70

I so paid J. L. Jones Assignee of D. T. Eldridge 11.53

I so paid J. E. Sebrell 6.57

$22.62 $22.62

Respectfully Submitted
J. B. Irwin
Comr

Jany 1868.

Received May 6/88 of S.B. Prince
Comr. in Chancy. Suit of Eldridge
for use- vs. Hollandi Admr. Dix & 57/100
dollars. Amt. due me under apportion-
ment made May 2 1888—

J. E. Sebrell Ex & Sr of
W. P. Sebrell dec'd

Received June 22. 1888 of I. B. Prince
Comr in Chancery suit Eldridge &c. vs
Holland & &c. (Cir: Ct: Southampton Co.)
Eleven & 53/100 dollars. in full of my pro-
rata on 2nd distribution of funds collected
of J. K. Ichols & &c. -.

J. C. James
assignee

Edrijs for ye
vt & Depot
Hollands Adm

1886. Nov 5.
Filed. LRP

Eddie for Pl.
vs
Report of Comr. L.B. Prince
Holland & Adm'r. Def.
In this cause I submit following
Rpt. I have collected from J.R. Shue
Esq Lucie Holland - $72.06.

I paid Comr. McLemore $10.00
Taxed costs - 26.00 36.00
Balance in my hands $36.06

I paid J.B. James agst Pl't. 22.80
" " J.R. Shue adm'r Pl't. 13.26 $36.06
Receipts are herewith filed.

Nov 5. 86. Respt Submitted
L.B. Prince Comr.

To Judge Cir Ct.
Southampton

Rec'd Nov 5. 86 of S. B. Spencer Comr
in Eldridge & Holcomb & Adms v. Thirlkeld
$26/100 dollars - and am to be from
distribution of assets in his hands on
claim due Wm P. Scherer dec'd

J. E. Sebrell Esq
of W. P. Sebrell. dec'd

Received Nov 5. 1886 of L. B. Prince Comr
in Eldridge for Dft. his Attorneys Adms
fifteen & 50/100 dollars in full legal fee
in said case.

Wm H Parker

" "

Rec'd Nov 5th 1886 of J.B. Pence
Spl Comr in the Chancery Cause
J Eldridge v Holland's Admr. ten
dollars, for making report in said
suit -

B.F. McLemore
Comr in Chancy

Received Oct 18. 1886 of L.B. Price Receiver
Twenty two 88/100 dollars. (Same being 38%)
of amt paid me by J.R. Lehew, after deducting
costs. toward claim due Jno T. Eldridge and
now held by me.

Johnst Eldridge.
Per J.B. James

Eldridge
vs
Holland's Admr et-als

Decree.

In Southampton Circuit Court
November Term 1885

This day this cause came on to be heard on complainants bill. taken for confessed as to the absent defendants upon the answer of the infant Defendants. by Thos Prince their guardian ad litem. upon the exhibits files and upon the depositions of witnesses, and was argued by counsel. On consideration whereof, the Court doth as judge order decree that a Commissioner of this Court take and audit the following accounts to wit: 1st An account of the transactions of Rev. W. Dick Sheriff, as such administrator of Lillie Holland, dec'd. 2nd An Account of the transactions of Jno: E. Scherle as guardian of the said Lillie Holland dec'd. 3rd An Account of the complainants debt and all other debts outstanding against the said Lillie Holland dec'd distinguishing their priorities. 4th An Account of the annual and absolute value of the real estate whereof the said Lillie Holland died seized and possessed. or to which at the time of her death she was entitled, including an account of the personal estate of the said Lillie Holland, which said accounts the said commissioner is directed to examine, state & settle, and report the same to the Court, with any matters specially stated & reported pertinent by himself, & which may be required by any of the parties to be so stated. And the Court doth further as judge order & decree that the said Commissioner also enquire whether the personal estate of the said Lillie Holland will be sufficient to satisfy the debts against her, or whether it will be necessary for that purpose to rent, or subject her real estate, and report to Court the

evidence upon which he basis his opinion—

A Copy

Test— L.B. Prince C.C.

Endorsed for Pl.
as 3 Copy Affid.
Headlands Admr. Pl.

Eldridge
" 3
" 3 Notice
Holland's Admr

1886. March 27"

Executed March 15th
1886 by delivering to
each a copy of this
notice

G. W. Vrest
Sheriff

Commissioner's Office,

Jerusalem, Va. March 1st 1886

To Jno. T. Eldridge who sues for himself and all other Creditors of Lillie Holland dec'd who will come in and pay their part of the costs of this suit. } Pltffs

v

Geo. W. Vick, Shff & Adm'r of Lillie Holland dec'd. - J. E. Sebrell Guard'n of Geneva, Willie, Thomas, Zack & Lucy Holland, last four infants, by J. B. Prince, Guard'n ad litem. } Defts.

You are hereby notified that I have fixed upon the ~~27th~~ 30th day of ~~March~~ April 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 transactions of Geo. W. Vick Shff & Adm'r of Lillie Holland dec'd.

2nd - An Account of the transactions of Jas. E. Sebrell Guard'n of Lillie Holland, dec'd.

3rd An Account of the Complainants debt, and all other debts outstanding against the said Lillie Holland dec'd. distinguishing their priorities.

4th - An Account of the Annual and absolute value of the real Estate of which Lillie Holland died seized & possessed. & also an Account of the personal Estate of the said Lillie Holland dec'd &c &c &c

required to be taken by a decree of Southampton Circuit Court rendered at the November term, 188 5, 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. McLemore

Commissioner.

To the Sheriff of Southampton County to Execute.

Commissioner's Office,

Jerusalem, Feb 19" 1886

TO THE CREDITORS OF THE ESTATE OF

Lillie Holland 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* 3rd *day of* April *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. McLemore *Commissioner.*

BELL'S POTOMAC PRESS, ALEXANDRIA, VA.

Eldridge

Spa

Holland & Adm'r

1886. March 27

Execution issued March 10th 1886 by delivering to each a copy of this Summons

G. H. Viets
Sheriff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County—Greeting:

WE COMMAND YOU TO SUMMON James H. Johnson and J. C. James

to appear before B. F. McLEMORE, a Commissioner in Chancery for the Circuit Court of Southampton county, at his office, in Jerusalem, Va., on the 5th day of March April 1886, to testify and the truth to speak on behalf of

Jno. T. Eldridge & others

in a certain chancery suit in our said court depending and undetermined between

Jno. T. Eldridge

Plaintiff

and

Geo. W. Vick, Shff & Adm Lillie Holland dec'd et. als:

Defendants

and this they shall in no wise omit under penalty of law. And have then there this writ.

Witness, B. F. McLEMORE, Commissioner of our said Court, at his said office, this 1st day of March 1886, in the 110th year of the Commonwealth.

Teste: B. F. McLemore

Comm'r

The Est: of Lillie Holland dec'd
In a/c with Geo. W. Vick, Shff & Admr.

1885					
Nov	30	To paid Clerk County Court fee bill		50	
1886					
May	1	" Int: on $0.50		01	
		Balance			57
				51	51
1886					
May	1	To bal: due the Administrator	$	0.57	

Respectfully Submitted.
B. F. McLemore
Comr in Chy

Lillie Holland - a minor
In a/c with James E. Sebrell her Guardn

1885						
Jan	1	To bal: due Guardn as per last report		$ 20.48		
"	"	By amo: rent for 1884				48.00
"	"	To Comrs on $48.00	5%	2.40		
Nov	1	" Paid Taxes for 1885		4.64		
Dec	31	By Int: on $20.48	12 mos:			1.22
		To Comrs on $1.22	5%	.06		
		Balance		21.64		
				$ 49.22	$	49.22
1886						
Jan	1	By bal: due Ward brot down				21.64
"	"	" amo: rent for 1885				51.66
"	"	To Comrs on $51.66	5%	2.58		
May	1	By Int: on $70.72	4 mos:			1.41
"	"	To Comrs on $1.41	5%	.07		
		Balance		72.06		
				$ 74.71	$	74.71
1886						
May	1	By balance due Ward this day			$	72.06

Respectfully Submitted
B. F. McLemore
Comr in Chy

An Account of the debts outstanding against the Estate of Lillie Holland dec'd, proved before B. F. McLemore Com'r in Chancery for the Circuit Court of Southampton County. on the 3rd day of April 1886. in obedience to a decree of said Court, entered at the November Term 1885. in the Chancery Cause of "Eldredge &c. vs Holland's Adm'r.

Acc Acct due Jas. A. Johnson	49.00	
Int: from Jan 1/83 to May 1/86		
3rd Class—		
Acct due Dr. Jno. T. Eldridge	50.00	
Int: from Jan 1/83 to May 1/86—	10.00	60.00
Acct due Dr. W. P. Sebrell	27.50	
Int: from Jan 1/83 to May 1/86	5.50	33.00
4th Class—		
Acct due Jas. A. Johnson	49.00	
Int: from Jan 1/83 to May 1/86.	9.80	58.80
		$151.80

Respectfully submitted
B. F. McLemore
Com'r in Chy

Any Account of the real Estate of which Lillie Holland died seized and possessed showing the actual and annual value thereof. taken in obedience to a decree of the Circuit Court of Southampton County. rendered at the November Term 1885, in the Chancery Cause of Eldridge & Holland. by B. F. McLemore Com'r in Chancery of said Court. on the 3rd day of April 1886.

	Actual	Annual
1/6 undivided interest in 604 Acres of land valued at $4067.00	$678.00	$50.00

Respectfully Submitted
B. F. McLemore
Com'r in Chancy

Eldridge for Dr.
Rep't
Report
Holland's Admr.
1886. April 3rd filed

Commissioner's Office
Jerusalem Va. April 3rd 1886.

To the Circuit Court of Southampton Co:

Pursuant to a decree of the Circuit Court of Southampton rendered at the November Term 1885 in the Chancery Cause of Eldridge &c. &c. vs Holland's Admr. the undersigned, one of the Commissioners of said Court, to whom was referred for settlement, by said decree, the account of Geo. W. Vick, Sheriff and Admr of Lillie Holland dec'd. - An account of James E. Sebrell, Guard'n of the said Lillie Holland dec'd. - An account of the Complainants debt, and all other debts outstanding against the said Holland, distinguishing their priorities. - and also an account of the annual and absolute value of the real Estate whereof the said Lillie Holland died seized and possessed, or to which, at the time of her death, she was entitled - including an account of the personal Estate of said decedent: Reports to Court that on the 1st. day of March 1886, he issued Notices against the several parties, Plaintiffs and Defendants, requiring them to attend the settlement of the aforesaid Accounts, at his office in Jerusalem, on the 3rd "th

day of April 1886: That said Notices have been returned duly Executed and are herewith filed: That on the said 3rd day day of April 1886- he proceeded to Examine the vouchers, state and settle the account of the said Geo. N. Vick, Shff & Admr of the Est. of Lillie Holland decd- up to the 1st day of May 1886, and on that day finds a balance due the Admr, of fifty one cents (51ct). He also Examined the vouchers and settled the account of James E. Sebrell Guardn of said Lillie Holland, and finds a balance due the said decedent by said Guardian, of $72.06 as of the 1st day of May 1886-: That he next proceeded to take an account of the Complainants debt, and all other debts outstanding against said decedent or her Estate- (having first advertised by Notice posted at the front door of the Court house- as the law directs) and finds debts against the said Estate, including the debt of Complainant- amounting to $151.80- interest computed to 1st day of May 1886- which have been arranged according to their respective priorities: He has also prepared a statement of the real Estate of said Lillie Holland decd-, showing the Actual and annual

value of the same - and finds that at the time of the death of said decedent she was entitled to one sixth undivided interest in 607 acres of land, valued at $4067.00, 1/6 of which is $678.00 (decedents share), — the annual value of which is $50.00. Decedent has no personal Estate except the amount of $72.06 which remains in the hands of James E. Sebrell, Guardn., as will appear by reference to the Guardian Account herewith filed.

The Commissioner reports further that all of the accounts, Notices &c., mentioned in the foregoing report are filed herewith. And that it will be necessary to rent or subject the real Estate of decedent to pay ~~the debts outstanding~~ against her Estate, the personal Estate being ~~insufficient~~.

Respectfully Submitted
B. A. McLemore
Comr in Chancery

Comr's fee
$10.00 — Pltff

The Depositions of J.C. James and W.J. Brands, taken before D.F. McLemore a Commissioner in Chancery for the Circuit Court of Southampton County, on the 2nd day of Nov: 1885. to be read as evidence in a certain Chancery suit, now pending in said Court, in which Dr Jno. T. Eldridge is Plaintiff and Geo. W. Vick, Shff & Admr of Lillie Holland, dec'd & others, are Defendants.

Present: W.A. Parker, Atty for Pltff.

The Witness J.C. James, being duly sworn deposes as follows:

Q: What is your age, where do you reside and do you know the parties to this suit?

A: My age is thirty nine years, reside at Branchville, in this County and know the parties to the suit.

Q: Do you know the date of Lillie Holland's death?

A: She died in Dec'r 82 or first of January 1883.

Q: Was she ever married? and what was her age at the time of her death?

A: She never married, and was about 18 years of age.

Q: Did she, to your knowledge, leave any personal Estate?

A: She did not.

Q: Has she any real Estate?

A: She has an undivided interest in the real Estate of which her factor, Carr Holland died seized.

Q: Do you know that Dr Jno. J. Eldridge attended the decedent in her last illness, and if so, why?

A: I know he did, because I saw him there.

Q: From your knowledge of the case, the claim of Miss Lillie Holland was sold to Dr. do you think the claim of Dr. Eldridge is a just one?

A: I think it is both just and reasonable.

Q: Did Lillie Holland leave any Will?

A: I think not.

and now this deponent sayeth not.

J. C. James

The Witness, W. J. Branch, being duly sworn deposes as following

Q: What is your age, where do you reside & do you know the parties to this suit?

A. My age is twenty four years. reside in Southampton County and know the parties to the suit.

Q: Do you know at what time Lillie Holland died?

A: She died in December 1882.

Q: Do you know, whether or not she died intestate.?

A: I think she did, but do not know positively.

Q: What was her Age at the time of her death and did she ever marry?

A: She was about 18 years of age and never married.

Q: Do you know what Physician attended her, in her last illness?

A: Geo. Dr Jno T. Eldridge & Dr H.P. Sibrell.

Q: Did decedent leave any personal Estate?

A: I do not know.

Q: Has she any real Estate?

A: She has an interest in the real Estate of her late father. Carr Holland, dec'd.—

And further this Deponent saith not.

W.J. Branch

I. B. F. McLemore a Commissioner in Chancery for the Circuit Court of Southampton County, State of Virginia. do certify that the foregoing depositions of

J. C. James and W. J. Branch were duly
sworn, subscribed and sworn to before
me, at the time and place and for the
purposes herein mentioned.
Given under my hand as Comr aforesaid,
this 2d day of Novr 1885

B. F. McLemore
Comr in Chy

Commissioner's fee
$5.00 chg to Pltff.

Eldridge
vs
Osteridine
Bill and Ans &c
1885. Nov. 2 Fee -

Edict for Vt.
7 Hrs 3 Dec
Holland & Adm Vt.

1888. May 7 Sun
To be enlarged
C Mack
V

Eldridge for Pt.

vs 3 Defts.

Holland & Adm. Pt.

This day this Cause Came on again to be heard on the papers formerly read and the report of Comm. I. B. Price filed during the term, showing Collection and dis-bursement of $22.62 Supported by proper Vouchers, and was argued by Counsel. On Consideration whereof the Court doth Confirm the said report - and as to all other matters this Cause is Continued -.

Lillie Holland a minor

1883 In a/c with Jas. E. Sebrell acting Guardian

Jan 1	To bal: due acting Gdn for last a/c.			34	
	By Rent for year 1882				54.16
	To Com'n on $54.16			2.70	
15	" Cash paid for Coffin			45.00	
Mch 15	" " " J.A. Johnson for dieting 1882			7.00	
Dec 1	" " " taxes for 1883			5.38	
	By amo: received from Chas. Cooke for Boggy tract 1/3 part				83
	To Com'n on 83 cts	5%		04	
31	" bal: due Acting Guardian				5.47
1884				$60.46	$60.46
Jan 1	To bal: due acting Guardian			5.47	
June 23	By amo: collected from Rent of 1883				54.16
	To Com'n on $54.16	5%		2.70	
	By amo: received from Chas. Cooke on a/c of Boggy tract 1/3 part				84
	To Com'n on 84 cts	5%		04	
	" amo: paid J.A. Johnson on a/c of board for year 1882			55.00	
Dec 1	" paid Taxes for 1884			8.02	
31	" Com'r's fee for this a/c & Copy (reclaimed)			3.00	
" "	" Clerk's fee for recording same			1.25	
	" bal: due Acting Guardian				20.48
1885				$75.48	$75.48
Jan 1	To bal: due Acting Guardian brot down			20.48	

Respectfully Submitted

W. J. Sebrell

Com'r in Chancery

Attest. J.D. Prince C.C.

Lillie Holland, a minor

In a/c with

Jas. E. Sebrell, adt'g Gd'n

"B"

In Chancery

In Southampton Circuit Court.

John T. Eldridge, who sues for himself and all other creditors of Lilie Holland dec'd who will come in & pay their shares of the costs of this suit. Pltff.

against

Geo W. Vick Sheff and as such admr of Lilie Holland dec'd. J. R. Scheele Gdn of Geneva, Willie, Thomas, Zack, & Lucy Holland - last five infants under 21. by L. B. Parker Gdn ad litem Defts

1885.

Sept 29. Summons to Oct. Rules.

Oct Rules. " Exhs. Bill filed. L. B. Parker assigned Gdn ad litem to infants - and answer filed - Decree nisi vs Adults.

Nov. " Cause set for hearing

" Decree

Eloure for Vs ~~10~~ 7

vs 3 3 Stat: Rules

Hollands Admty

66

Eldridge for &c.
vs
Decree
Holland's Admr. et als

Nov Term 1886.

To be entered.

Geo. Blow.

Eldridge
vs
Holland's Admr & others

Decree.

This day this cause came on to be further heard on the papers formerly read, and on the report of Special Commr. J.B. Prince, filed during the term, showing collection of $72.06 from J.E. Selbrell, Guardian of Lillie Holland, decd, and disbursement of same, and also, of the renting of the real estate in the proceedings mentioned, to which report there is no exception, and was argued by Counsel. On Consideration whereof, the Court doth approve and confirm the said report, and doth adjudge, order and decree that said Special Commr, J.B. Prince, withdraw the bond executed for the rent of the real estate mentioned in the proceedings of this cause, receipt to the Clerk for the same, and upon collecting the amount due by said bond apply the same to the debts reported against the estate of Lillie Holland, decd, according to their priority and dignity, as directed by a former decree rendered in this cause, and report his proceedings hereunder to Court.

Eldridge for &c—
vs
J Deere
Holland & Adm &c

Novr Term 1886 —

To be entered.

Geo Blow.

V

March 29

Eldridge-
~~Bardeen~~ for &c.

vs

Holland's Admr et als

In Chancery

Decree.

This day this cause came on to be heard on the Complainants bill taken for confessed as to the adult defendants, upon the answer of the infant defendants, by J.B. Prince, their guardian ad litem, upon the exhibits filed ~~filed~~ and upon the depositions of witnesses and was argued by Counsel. On the Considerations whereof, the Court doth adjudge, order and decree that a Commissioner of this Court take and audit the following accounts, to wit:
1st An Account of the transactions of Geo: H. Vick, Sheriff, as such administrator of Lillie Holland, decd,
2nd An Account of the transactions of Jas: C. Sebrell as guardian of the said Lillie Holland, decd.
3rd An Account of the Complainants' debt and all other debts outstanding against the said Lillie Holland, decd. distinguishing their priorities;
4th An Account of the annual and absolute value of the real estate whereof the said Lillie Holland died seized and possessed, or to which at the time of her death she was entitled, in-

cluding an account of the personal estate of the said Lillie Holland, which said accounts the said Commissioner is directed to examine, state and settle, and report the same to the Court, with any matters specially stated deemed pertinent by himself, or which may be required be required by any of the parties to be so stated. And the Court doth further adjudge, order and decree that the said Commissioner also enquire whether the personal estate of the said Lillie Holland will be sufficient to satisfy the debts against her, or whether it will be necessary for that purpose to sell, or subject her real estate, and report to Court the evidence upon which he basis his opinion.

142

Eldridge
vs
Deere
Holland's Admr + others

May Term 1886
To be entered
Geo. Bliss,

Eldridge
vs
Holland's Admr. & others

Decree

This day this cause came on to be further heard on the papers formerly read, and on the report of Commissioner McLemore, filed April 3rd 1886 to which there is no exception, and was argued by Counsel. On Consideration whereof the Court doth approve and confirm the said report and it appearing therefrom that there is a balance of Seventy two & 06/100 Dollars due to the estate of Lillie Holland dec'd by her guardian Jas. E. Sibrell, which said sum with the rents and the profits arising from the real estate mentioned in the proceedings of this cause, will in five years satisfy the debts outstanding against the estate of the said Lillie Holland dec'd, the Court doth adjudge order and decree that J. B. Prince be and is hereby appointed a special Commissioner for the purpose do proceed to collect from Jas. E. Sibrell Guardian as aforesaid the said sum of Seventy two & 06/100 Dollars giving a proper receipt for the same and that he also proceed to rent the real estate in the proceedings mentioned, upon such terms as to him may seem most advantageous to the parties concerned which said rents arising therefrom together with the said sum of Seventy two & 06/100 Dollars, he will apply, after payment of Costs incurred by reason of this suit

to the debts reported and outstanding against the estate of the said Lillie Holland dec'd. distinguishing their dignities and priorities and taking from the suitor bond with good personal security for the prompt payment of the same and the said Commissioner is required to report his proceedings under this decree to Court. But the said Commissioner shall not proceed to act under this decree as such until he shall have first executed bond before the Court or the Clerk thereof in vacation with personal security to be approved by the Court or Clerk in the penalty of $150.00 Conditioned and payable as prescribed by law and without first obtaining from such Clerk a certificate that the bond required by this decree has been executed and appending such certificate or a copy thereof to the advertisement.