

1893-40

Southampton County - Chancery

Jarratt, J. J. & Son vs

Crumby, J. W. et al

"To Collect debts"

Jarratt, J. J.
Jarratt, Walter

Shands, William

Crumby, V. J.

Jarrell & Son
or 3 Bill
3 ^{or 4} ~~or 5~~
Downy & Shands

To be disamped
Shands & Son

To The Honorable G. W. Hill Judge of The
Circuit Court of Southampton County in
chancery sitting

Humbly complaining your Orators
T. S. Sarratt and Walter Sarratt merchants and
partners trading under the name firm
style of T. S. Sarratt & son shew unto
your Honor that J. W. Drury of Northampton
County N. Carolina along with one C. T.
Drury who is not sued in this suit is
indebted to them by a bond for \$27,750
dated the 1st of December 1880 payable
two years after date and carrying interest
from date with some payments made
and undone thereon which bond was
assigned to them by the original Obligor
Richard B Davis and that there ^{is} now
due and unpaid thereon upwards of \$300
Your Orators shew further unto your
Honor that recently William Shandas as
Commissioner acting under an order of
this Court has sold a tract of land
for a large sum of money to wit
\$2470 in which J. W. Drury owns
one fourth interest and that after paying
all the costs of the suit there will
be upwards of \$500 coming to the

saide J. W. Drury, Your Orator shew
further unto your Honor that on the
proper affidavit made by one of the firm
in a suit in equity instituted by them
against J. W. Drury as a non resident
of Virginia and William Shands the
horns defendant an attachment was
granted against William Shands ^{to} attach
all money and effects in his hands
belonging to the saide J. W. Drury and
have the same forthcoming to answer
the order of this court at its May term
All of which will more fully appear by
the saide bond herewith filed marked A
and prayed to be taken as a part of this
bill and the other papers filed in this cause
Your Orator state further the object of
this suit in equity is to collect this
debt out of this money belonging to
J. W. Drury a non resident in the
hands of William Shands Comptroller
In Tenders consideration whereof and
inasmuch as your Orator are without
relief at law and only entitled to relief
in a court of equity where such
matters are peculiarly cognizable they
therefore pray that J. W. Drury a non
resident ^{of Virginia} by proper order of publication

and William Shand may be made parties
defendant to this bill and that the court
would compel them as full and perfect
answer make to the allegations therein
contained as if they had been themselves
fully and specially interrogated that the
court ^{would} by its decree direct the said
Comptroller William Shand out of
the effects and moneys in his hands
belonging to the now resident defendant
and doctor J. W. Doerny pay to your
Orator the amount due on the said
bond at the time the same may
be rendered, 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 Orator will ever pray &c.

Shand vs Low p. 9.

\$276

Richmond Dec^r 6th 1880

Stamp.

Two years after date we promise to pay or cause to be paid unto Richard B. Davis Administrator order or assigns, the just and full sum of

Two Hundred and Seventy six ²⁵/₁₀₀ Dollars,

with interest thereon from date value received, for the true payment of which we bind ourselves and Heirs, Administrators,

Executors, &c. As witness our hand and seal this 6th day of December 1880

J. W. Drewry
J. T. Drewry

SEAL.

SEAL.

No

J. E. MOUTH,
Petersburg, Va.

Standing Order
Greenwich

Pr	276 75
sent to Oct 24 th 1883	47 87
cost of sent on hand	6 97
	\$ 331.59

For value received I hereby
assign the within bond
to Messrs Garratt Adams
without recourse to me,
Richd B Davis
Oct 24th 1883. Curran

Mich 11th 1884
Rec^d of R. F. Drury the
sum of Eighty & 1/100 Dollars
on the within note,

J. J. Sawett & Son

sent to R. F. Drury for
collection for J. J. Sawett

Paid the 23rd May 1888 To
Sham & Son \$181.38

July 23rd 1888 139 cash in full

of balance of this order \$130.43

Paid \$27.22 on cost

Sham & Son
attys for Sawett

Amount of Note

Int in this amt 2 yrs 10 mo + 18 days

Cost of amt in Bond

~~276.75~~

47.87

~~6.97~~
331.59

Int on \$331.59 4 mo 17 days

~~7.47~~
339.06

On note Nov 11th 1884

~~80.19~~
258.87

Int on \$258.87 2 yrs 9 mo 15 days

~~43.36~~
302.23

Am't Principal & Int to date

106 ~~142~~ 140
Jarrett & Sons
in 3 Stat Rules

Dressing &
Jr.

In Southampton Circuit Court.
T. J. Garratt and Walter Garratt.
partners in trade as T. J. Garratt & Son
Plffs

against
J. M. Drury and William Shaver.
Defts

In Equity.

1884.

July 6

Summons to July Rules, and atts:
Or: Pub: vs J. M. Drury--.

July Rules.

Summons rets filed on Wm Shaver. Brie filed--.

" 21

Or: Pub: posted. & completed.

Nov "

Cause set for hearing--.

Affidavit of
J. J. Savatt

State of Virginia }
City of Petersburg } to wit

T. J. Sarratt a member
of the firm of T. J. Sarratt & Son personally
appeared before me a Notary Public
and made oath that J. W. Drury is
justly indebted to the firm of
T. J. Sarratt & Son by bond in the sum
of \$302.73 etc. signed to them by Richd
B Davis and that J. W. Drury is not
a resident of the State of Virginia
and that William Shandas the other
defendants in the chancery ^{suit} ~~suit~~
instituted by T. J. Sarratt and ~~George~~ ^{Walter}
J Sarratt under the name firm and
style of Sarratt & Son is Drury and
Shandas has he believes effects in
his hands arising from the sale
of land ~~that~~ amounting to some
five hundred dollars or more and
that the said firm of Sarratt and
Son have present cause of action on
the said bond given under my hand
this 3rd day of January 1887

W. J. Baskin
Notary Public

Jarratt Tson

vs 3 atta

Dreury Jr.

1887 1st day May
Tenn. Cir Ct.

The Plaintiff designates
that W. Shands, Comr
has about \$500 in his
hands belonging to the
deft J. M. Dreury, arising from
Sale of real estate &c.

I acknowledge service of the within ^{alleged} ~~deed~~ ^{complaint}
Jan'y 6th 1887
W. Shands

Virginia - Southampton County Court:-

To the Sheriff or any Constable of said County,
Whereas T. J. Jarratt, a member of the firm of
T. J. Jarratt & Son, who are the plaintiffs in a
certain suit in Equity now pending in the
Circuit Court of Southampton to recover
from J. M. Drury a debt of \$302.⁷³, assigned to them
by R. B. Davis, ^{with interest on \$302}, has complained and made oath
before C. B. Backsdale, a Notary Public of the City of
Petersburg, that the said J. M. Drury is justly indebted
to the firm of T. J. Jarratt & Son in the sum of \$302.⁷³
with legal interest thereon from 6 day of Dec
1880 till paid. That the said Jarratt & Son, have
present cause of action therefor, that the said
J. M. Drury is not a resident of this State, and
that the said T. J. Jarratt believes that the said
J. M. Drury has estate or debts due him within
the said County. There are therefore in the
name of the Commonwealth to require you to
attach the estate of the said J. M. Drury for the
amount of the said debt and interest. and such
estate so attached in your hands to secure or
to provide that the same may be forth coming
and liable to further proceedings thereupon to
be had on the 1st day of the May Term next of our
said Circuit Court, when you are then & there
to make return of this warrant and how
you have executed the same. Witness I. B. Prince
Clerk of our said Court at the Courthouse this 6th day of
July 1887 in the 111 Year of the Commonwealth.
Teste I. B. Prince C. B.

Statement of the
and that Farratt is low

Farratt is low

as 3

Pebbles

Feb 23rd 1887

Amt received from Mr B Shands

Commission in the case of

Public vs Druggs re for J. F. Barrett in 181. 38

Take off advts for 1600

" " commission 9.00

" " Order of Publication 15.00 30.00

Amt amt J. F. Barrett is over \$151.32

Jarratt Son
vs J. J. Jarratt
Deputy J.

1888. Feb. Rules. Civ. Ct.

The Sheriff is required to attach
the property about \$500- in the
hands of W. J. Jarratt. Corner.
belonging to the estate of J. J. Jarratt.
J. B. Jarratt b. b.

Executed Feb 7th 1888
an W. J. Jarratt of W. J. Jarratt
not a resident of my
County

J. B. Jarratt Deputy
for J. B. Jarratt

The Commonwealth of Virginia,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—Greeting:

WE COMMAND YOU TO SUMMON *J. M. Drury and William*
Shands—if they be found in your
bailwick

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 *Feby* next, to answer a bill in
chancery exhibited against *them* in our said Court by *J. J. Jorrell and*
Walter Jorrell, merchants & partners trading under
the firm name of J. J. Jorrell & Son—

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

Witness, J. B. PRINCE, Clerk of our said Court, this *6* day of *Jan'y*
188*7*, in the *111* year of the Commonwealth.

J. B. Prince C. C.

The Commonwealth of Virginia,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—Greeting:

WE COMMAND YOU TO SUMMON *MDrewy and William*
Shands, if they be found in your baili-
wick

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 *Feby* next, to answer a bill in
chancery exhibited against *them* in our said Court by *J. J. Jarratt and*
Walter Jarratt, merchants & partners trading under
firm name of J. J. Jarratt & son &

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

Witness, J. B. PRINCE, Clerk of our said Court, this *6* day of *Janry*
188 *7*, in the *///* year of the Commonwealth.

J. B. Prince

C. C.

at test J. B. Prince C. C.

Office of the Democrat

Franklin, Va Feb. 21/87

This is to certify that
the annexed notice of
J. J. Jarratt & Son pliffs
against J. W. Drewry was
published in "Southampton
Democrat" four consecutive
weeks, commencing with issue
of January 13, 87.

W. H. Shoud

Publisher

J. B. Prince, C. C.

VIRGINIA—IN THE CLERK'S OFFICE OF SOUTHAMPTON CIRCUIT COURT, JAN. 6, 1887, IN VACATION.

T. J. Jarratt and Walter Jarratt, merchants and partners, trading under the firm name of J. J. Jarratt & Son, pliffs, in equity and against J. W. Drewry and W. Shands, dfts.

The object of this suit is to recover of the defendant J. W. Drewry a debt due by him to the plaintiffs of \$392.73 with legal interest on same from Dec. 6, 1880, till paid. And it appearing from affidavit filed that the defendant J. W. Drewry is a non resident of this State, but that he has estate & debts due him within the said county, he is ordered to appear here ONE MONTH after due publication hereof and do what is necessary to protect his interests.

A Copy—TESTE:

J. B. PRINCE, C. C.

W. B. SHANDS, p. q.

Jul 3-1887

~~88~~ 99
Jarratt Ism 85
n 3 or: Pub
Dreary Is / ~~94~~ 95

Virginia - In the Clerk's office of Southampton Circuit
Court. Jan'y 6. 1887. In Vacation.

J. J. Jarrell & Walter Jarrell, Merchants & Factors,
trading under the firm name of

J. J. Garratt & Son. Plffs. } In Equity
 } Upon

J. H. Drury & W. Shand. Defts } Attachment.

The object of this suit is to recover of the
defendant J. W. Drury a debt due by him
to the plaintiff of \$302.73 - with legal interest
on same from Dec. 6. 1880 till paid - and
it appearing from affidavit filed that the
defendant J. W. Drury is a non-resident
of this state - but that he has estate or debts
due him within the said County - he is ordered
to appear here within one month after
due publication hereof, and do what is
necessary to protect his interests -

Teste .

L B Prince C. C.

W.B. Shand Jr.