

1899-26

Southampton County Chancery- Pulley, S. T. vs Green, Thomas et al

Sues to collect rent for payment;
if not enough then sell the
real estate & apply proceeds
to debt.

Green, William

Shands, William
(Trustee)

Pully
n. 3 Bill &c,
Green et al.

1900. 2nd. March Rules filed

L. A. Gay l.g.

Snodgrass l.g.

To Honorable Robert R. Prentiss, Judge of the Circuit Court of
Southampton County, Virginia, In chancery:

Humbly complaining sheweth unto your Honor your complainant S.T. Pulley, that on December 8th 1898 he recovered before a justice of the peace for the County of Southampton, Virginia a judgment against Thomas Green for the sum of twenty nine dollars and thirty nine cents, homestead waived, with interest thereon from the 8th day of October 1897 till paid and one dollar costs, and that the same was duly docketed in the Clerks office of the County Court of Southampton County, on the 18th day of April 1899, as will appear from an extract of said judgment herewith filed as exhibit "A" and prayed to be read and taken as a part of this bill. Your complainant is advised that the said Thomas Green is possessed of no personal property out of which the said amount could be made. That the said Thomas Green is seized and possessed in fee-simple of a certain lot or parcel of land in the town of Courtland, Va., fronting 91 1/2 feet on an extension of Bateman Street, and running back 210 feet and bounded by the said extension of Bateman Street, and by Lots, Nos. 162, 164, 166, same being known as lot No. 163 on map of the town of Courtland, Virginia. That the said Thomas Green, together with Mary Green, his wife, (now deceased) executed on the 31st day of December 1896 to W. Shands trustee a deed of trust conveying the said lot or parcel of land aforementioned and described, to secure the payment of a debt due William Green for the sum of \$25.00 and that said deed of trust is duly recorded in the Clerks Office of the County Court of Southampton County, Virginia.

Shant J. Green

*Notice is given that the Court will be asked to allow
renewal for to protect the plaintiff in this
out of any funds coming under the control of the Court in this*

Your complainant here charge and aver that the rents and profits of the said lot or parcel of land will not in five years pay the debts which are liens against the same, and that he is therefore entitled to have the said lot sold and the proceeds applied to the payment of his said debt, and the other liens thereon.

In tender consideration whereof and inasmuch as your complainant is without remedy save in a Court of Equity where all such matters are done and properly cognizable, to the end that justice may be done, your complainant prays that the said Thomas Green, William Green and W. Shands, trustee be made parties defendants to this bill and required to answer the same though answer under oath is hereby waived. That all proper orders be made and accounts taken; that if it shall appear that the rents and profits of the said land will not in five years satisfy the liens on the said land, that the same may be sold and the proceeds therefrom be applied to the payment of the said liens; that if said rents and profits will so suffice that the said property shall be rented out and the rents and profits be applied to the payment of the liens thereon including the debt due your complainant, till the same shall be fully satisfied. And that all such other, further general and special relief may be granted your complainant as the nature of his case may require or to equity shall seem meet. *

And your complainant will ever pray &c.

J. T. Pully

By Counsel

Robert H. Lentis Jr.

S. J. Pullen

Plaintiff

vs.

Thomas Green, William Green and
William Shands, Trustee } Defendants

1900. 17th. March. Process issued to 2nd. March Rules.

1900 2nd. March Rules. Process returned executed

except as to William Green

Bill and exhibits filed.

Deere nisi vs. defendant upon

Whom process served

1900. 3rd. March Rules, Bill taken for confessed

as to defendant upon whom

process served and cause set for

hearing as to him.

Fulling

vs } Statement of Rules

Green at als.

N 25 Niche
N 3x6 2

Puller

no. } Spa: In chancery

Green et al.

1900. 2nd. Mch. Rules

Per. Let.

Not finding Thomas
Green or any member
of his family above the
age of sixteen years,
at his usual place
of abode this 19
day of March 1900. I
tacked a copy here of
for him on the
front door of said
abode.

J. F. Lawler, Sergt
City of Norfolk

by L. Deemer

Serpts fee over paid
L. Deemer

J. N. Sibrell Jr. P. T.

THE COMMONWEALTH OF VIRGINIA,

Sergeant of the City of Norfolk
To the ~~Sheriff~~ of Southampton County--Greeting:

We command you to summon *Thomas Green, William Green*
and *W. S. Hands, Trustee,*

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 *third* Monday in *March 1900* ~~next~~, to answer a bill in Chancery
exhibited against *them* in our said Court by *S. J. Peelle*

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

WITNESS, L. A. GAY, Clerk of our said Court, at the Courthouse, this *17th* day of
March 1900, 18~~99~~, in the 12~~th~~ year of the Commonwealth.

Teste: *L. A. Gay* C. C.

A Copy—Teste: C. C.

Pulley

vs. } Spa: In chancery

Green et als.

1900. 2nd. Mch. Rules.
Spir. Ct.

Executed Mch. 17th 1900
By delivering a copy of this
Notice to Wm. Green & Wm. Green not
found

J. W. Willigant
Shiff

(1)
J. N. Schell Jr. p. 9.

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County--Greeting:

We command you to summon Thomas Green, William Green
and M. Shands, Trustee

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 Third Monday in March 1900 next, to answer a bill in Chancery
exhibited against them in our said Court by S. T. Pullen

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

WITNESS, L. A. GAY, Clerk of our said Court, at the Courthouse, this 17th day of
March, 1900, 1899, in the 12⁴ year of the Commonwealth.

Teste: L. A. Gay C. C.

A Copy—Teste: _____ C. C.

Fulling

vs } Ex track judgment

Green

Exp. "A"

In Southampton Justice Court,

Dec. 6th Term, 1898

S. J. Pullen

Plff.

Against

In Debt

Thomas Green

Deft.

Judgment for the Plaintiff against the Defendant for \$29.³⁹ ^{Homestead Waiver.} with
legal interest thereon from the 8th day of October, 1897, till paid,
and costs, \$1.⁰⁰

Extract.

Teste:

L. A. Gay D. C.

Pulling

vs } Stat: of Costs

Green et al.

Pulling

vs. } Stat: of costs

1900

Green et al.

March 17th	Sum. 25. 2 exp 26. another sum. 25. 1 exp. 15 =	89
	Receipt for book 36. atty. 10. Docket 18 =	64
	Rules 1.00. return 35. fil. bill 15. Dr. Exp. 15 =	1.65
	Copy Exp. 25. 1 Decree 36. Tax costs 40 =	1.01
	Filing away papers 25 =	25
	Postage 104 =	104
10/19/1900	Paid L. A. Gay to Lark 4.48	
	shff	.50
	suppt. of Norfolk	50
	Lawre.	6.50
		\$ 11.98

Total: L. A. Gay 6.6.

Pulley

Vs.) Decree.

Green et als.

order and decree that the same be removed from the docket.

Involved in this case having been settled, the Court doth find it
therefore, and was argued by counsel.

On consideration thereof and it appearing that the matter
with process and will be settled to appear, Glad, answer or deny.
Green and William Spence, trustees, they having previously served
complaints taken from the defendant Thomas.

And this case being on to be heard on the 11th of

Thomas Green, William Green and William Spence, trustees.

vs.

Pulley, S.T.

1900

Entered this Oct 1900
Robert D. Lewis

Entered

324

Pulley ,S.T.

Vs.

Thomas Green,William Green and William Shands,trustee.

This day this cause came on to be heard on the bill of complainant, taken for confessed as to the defendants Thomas Green and William Shands,trustee,they having been duly served with process and still failing to appear,plead,answer or demur thereto,and was argued by counsel.

On consideration where and it appearing that the matters involved in this cause have been settled, *on motion of the complainant* the Court doth adjudge order and decree that the same be removed from the docket.

Green of sja.
Ar.) Decree.
1915

1200