

1903-25

Southampton County Chancery - Vick, W. P. (Assignee) vs Gould, James (decd) et al

orders & decrees be made
and accounts be taken as premises
be required - and the farm be
sold & proceeds be applied to
payment of debt of plaintiff and
others owed -

Stephenson, R. M.

Pulley, F. P. (admin)

Gould, Mattie

Crumpler, Jennetta
(Gould)

Gould, Lerthy

" , Jesse

" , R. Lee

" , Lizzie

" , Helen

" , Sallie H.

" , William

" , George

Sebrell, W. J.

(G. A. L.)

Minors

Dick, N.P. Assignee
- 10-³/₄ Bill in Chancery.
Gould's Adm. tr. als.
1903. 2nd Sept. Rules filed

JOHN C. PARKER.

E. FRANK STORY.

Parker & Story
Attorneys and Counselors at Law
Franklin and Courtland, Virginia

be read as a part of this bill.

TO THE HONORABLE ROBERT R. PRENTIS, JUDGE OF THE CIR-
CUIT COURT OF SOUTHAMPTON COUNTY, VIRGINIA:

Humbly complaining, your complainant, W. P. Vick, as-
signee of R. M. Stephenson, who sues on behalf of himself and
all other creditors of James Gould, deceased, who will come in
and share in the costs of this suit, sheweth unto the Court the
following case:- That the said James Gould, who lived in South-
ampton County, Virginia, prior to his death, which occurred some-
time during the year 1902, left surviving him a widow, Mattie
Gould, and the following children, namely,- Jennetta Crumpler,
(nee Gould), Lerethy Gould, Jesse Gould, R. Lee Gould, Lissie
Gould, Helen Gould, Sallie H. Gould, William Gould and George
Gould, all infants under the age of twenty-one years: That the
said James Gould died intestate, and the said widow and children
compose his heirs at law and the persons to whom his entire prop-
erty goes under the law. Your complainant further sheweth unto
your Honor that prior to the death of the said James Gould, to-
wit,- August 1st. 1901 he recovered, in a justice court of South-
ampton County, Virginia, a judgment against the said James Gould
for the sum of Forty-two & 84/100 (\$42.84) Dollars, with inter-
est thereon from the 16th. day of March 1899, until paid and
\$1.50 costs; that no part of the said judgment has been paid
to your said complainant, but that the same is yet due and unpaid
, with interest and costs as aforesaid. Your complainant fur-
ther sheweth unto the Court that the estate of the said James
Gould has been duly committed into the hands of the Sheriff of
Southampton County, in accordance with the Statute in such cases
made and provided, as will appear from a copy of the order of
the County Court of Southampton County, Virginia, herewith filed
marked " Exhibit A " and prayed to read as a part of this bill.
Your complainant also files herewith an abstract of the above
named judgment marked exhibit " B " and prays that same may

be read as a part of this bill.

as may be Your complainant further sheweth unto the Court that sufficient funds have not yet come into the hands of the Administrator to pay your said orators judgment, or the other debts due by the said estate, and there is not sufficient personality belonging to the said estate to pay the said debts. Your complainant further sheweth unto the Court that at the time of his death the said James Gould was seised and possessed of a certain tract or parcel of land lying situate and being in Berlin & Iver Magisterial District in Southampton County, Virginia, containing 110 acres, more or less, adjoining the lands of John Lowe and others. It being the same tract or parcel of land on which the said James Gould resided at the time of his death and on which his said widow and children now reside. Your complainant is further informed and believes that the said farm will sell for sufficient to pay the debts due by the said James Gould, deceased and the expenses of this suit, and it is for this purpose this suit is brought.

In tender consideration whereof and forasmuch as your complainant is without remedy, save in a court of equity, where such matters are alone and properly cognizable, your complainant prays that the said F. P. Falley, Sheriff, and as such Administrator of the said James Gould, deceased, Mattie Gould, Jennette Crumpler, Lerthy Gould, Jesse Gould, R. Lee Gould, Lissie Gould, Sallie H. Gould, William Gould and George Gould, be made parties defendant to this suit and required to answer ~~unto~~ this bill, though answer under oath is hereby expressly waived; that a proper guardian ad litem be appointed to defend the interest of the infant defendants in this suit; that W. J. Sebrell be appointed as such guardian ad litem; that all proper orders and decrees be made and accounts be taken as in the premises may be required; that the said farm may be sold and the proceeds be applied to the payment of your complainant's said debt and such other debts

as may be due by the said estate. And that all proper orders may be made and accounts taken and such other, further relief, both special and general may be granted your complainant as the nature of his case may require or to equity may seem meet.

And your complainant will ever pray &c.

W. P. VICK, Plaintiff.

By ~~Robert C. Vick~~, his Attorneys,

~~Robert C. Vick~~ P. q.

Vick W. P. Assignee
vs. { Statement of Reels
Gould's Admrs et als.

W. P. Vick, Assignee of R. M. Stephenson, who sues
on behalf of himself and all other Creditors of
James Gould, deceased, who will come in and
share their part of the costs of this suit Plaintiff
vs.

F. P. Pukley, Sheriff of Southampton County, Virginia,
and as such Administrator of the said James -
Gould, deceased, Mattie Gould, Jennie Crumpler (ne
Gould), Lerthy Gould, Jesse Gould, R. Lee Gould,
Lizzie Gould, Helen Gould, Sallie N. Gould,
William Gould and George Gould, the last nine
infants under the age of Twenty-one years,
by W. J. Sebrull, Their Guardian ad Litem:
Defendants

1903. 17th. day of Sept. Process issued to 2nd Sept. Rules.

1903. 2nd September Rules. Process returned executed.

Bill and exhibits filed

W. J. Sebrull appointed Gdn.

ad Litem to infant defendants

Decree Nisi.

1903. 1st. Oct. Rules. Bill Taken for confessed
as to adult defendants

Vick W.P. Assignee

vs. } Stat: of Assets

Harris & Sons & als.

Vick W.P. Assignee

vs. } Stat. of execs

H. and D. Admrs et als.

Sum. 25. 3 exp. 39. receipts 18. ady. 10. dock. 18 = 1.10

Rents 1.00. entering return 35. fil. bill 15. Dr. Ex. 15 = 1.65

copy Ex. 50, dismission 36. Tax cost 10. 40 = 1.26

Filing away papers 25 = 25

bl. exp 4.26

Shff 1.50

Law 16.50

\$22.26

Pres. L. A. Gay & Co.

Vick. Assignm

vs. { Ex. "B."

Gould & Adams et al.

In Southampton Justice Court, August 1st. 1901
Term, 18

W. P. Vick Assignee of
R. M. Stephenson Pltff.
Against

In

James Gandy Deft.

Judgment for the Plaintiff against the Defendant for \$ 42, ⁸⁴/₁₀₀ with
legal interest thereon from 16th day of March, 1889, till paid,
and costs, \$ 1, ⁵⁰/₁₀₀ ^{Hamstead & Wainwright}

Extract.

Teste: L. A. Gay C. C.

Vick, Assignee

vs. } Ex. "X"

Land's admr. et als.

Virginia, In the County Court of Southampton
County, September Term 1903.

On motion of E. F. Story, it is ordered that
the Estate of James Gould, dead, be committed
to the hands of F. P. Peckey Sheriff of South-
ampton County, to be by him administered
on according to law.

A copy, Teste

B. F. McLennox C.C.
per J. E. Westbrook W.C.

Vick lld. P. Assignments

vs. { Spec. In chancery

Pulling Shiff. et als.

1903. 2nd Sept. Rules.

laid. lld.

Executed this the 17th
day of Sept 1903 by delivering
a true copy of the within
summons to F. P. Pulling
Sheriff of Southampton
County Va. as such ad-
ministrators of James Board
deceased.

A Test and Debt
for F. P. Pulling Sheriff.

I executed the within writ by de-
livering a true copy as made and
on the 17th day of Sept 1903.

F. P. Pulling Sheriff

Parton & Son p. q.

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County--Greeting:

WE COMMAND YOU THAT YOU SUMMON F. P. Puller, Sheriff of
Southampton County, Virginia, and as such Admin-
istrator of the said James G. Gandy, deceased, Marie Gandy,
Janette Gandy (nee Gandy), Loretta Gandy, Jess. Gandy,
R. L. Gandy, Lizzie Gandy, Helen Gandy, Loris-
St. Gandy, William Gandy and George Gandy,
the last nine infants under the age of twenty-one
years, by W. J. Sabrell, their Guardian 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 3rd Monday in Sept 1903 next, to answer
a Bill in Chancery exhibited against them in our said Court by W. P. Viner,
Assignee of R. M. Stephenson, who does on behalf
of himself and all other creditors of James G. Gandy,
deceased, who will come in and show their part
of the basis of this suit.

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
Sept 1903, 189, in the 128th year of the Commonwealth.

Teste: L. A. Gay C. C.

7
Maurice H. H. H.

I acknowledge the
service of within
summon

Sept 19 18903

Mattie Gould

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County--Greeting:

WE COMMAND YOU THAT YOU SUMMON Martin Gandy

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 3rd Monday in Sept 1903 next, to answer a Bill in Chancery exhibited against her Ex in our said Court by

Ed. P. Vick, Assignee of R. M. Stephenson, who
sues on behalf of himself and all other creditors
of James Gandy, deceased, who will pay in
and share their part of the costs of this said

And this she 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 Sept, 1903, 189, in the 128th year of the Commonwealth.

Recpy

Teste: L. A. Gay C. C.

- 1903 -

Vick. H. P. Assignments

- To 3rd and 5th Divs.

Gould's Adm. trials

Enter this Oct. 6, 1903

Robert R. Meulis

Entered on page 32

JOHN C. PARKER.

E. FRANK STORY.

Parker & Story
Attorneys and Counselors at Law
Franklin and Courtland, Virginia

* W. P. Vick, Assignee of W. H. Stephenson, *
* Vs. *
* Gould's Admr. et als. *

This day this cause came on to be heard on the bill of the complainant and the exhibits therewith filed, and was argued by counsel.

On consideration whereof, and it appearing to the Court from statement of plaintiff's counsel that the matters in dispute in this cause have been fully settled, and that nothing further remains to be done therein, on motion of plaintiff's counsel, it is ordered that same be removed from the docket.