1906-04 Southampton County Chancery Delaatch, W.J. Exor. Pls Delaatch, Henry K. et als

"Bill to settle Estate"

Knight, Anna L.
Ridley, Roberta M.
Delaatch, Henry K.
Delaatch, David M.

Deloatches Ex'or.
v. } Bill & Exhibits.
Deloatches et als.
1905. 1. May Rules. filed
B. F. M. Co

To the Honorable Robert R. Prentis, Judge of the Circuit Court for Southampton County.

In Chancery:

Humbly complaining sheweth unto Your Honor your complainant, W.J. Sebrell, Executor of W.J. Deloatche, deceased, that, on or about the 10th day of March 1904, the said W.J. Deloatche departed this life, leaving a last will and testament, which has been duly admitted to probate in the Clerk's office of the Circuit Court of Southampton County, and a copy of which is herewith filed as "Exhibit "A." and prayed to be read as a part of this bill; That your complainant, the Executor therein named, has duly qualified as such executor, a copy of his said qualification being herewith filed as "Exhibit B." and prayed to be read as a part of this bill; That since his said qualification, your complainant has possessed himself of the personal estate and effects of the said testator and proceeded to administer the same; That your complainant has delivered to Henry K. Deloatche the horse and buggy and the clothes bequeathed him as special legacies in the will of the said testator, and has delivered to said Henry K. Deloatche, guardian of David M. Deloatche, the mule and the clothes bequeathed as special legacies to his ward, the said David M. Deloatche, by the will of the said testator, as will more fully and clearly appear by the receipts therefor herewith filed as Exhibit C. and Exhibit D. and prayed to be read as parts of this bill; That your complainant, as specially directed by the will of the said testator, has, also, returned and delivered to Miss Roberta M. Ridley such of the personal property of said testator as consisted of articles that had been formerly given, as presents, to said testator by the said

Miss Roberta M. Ridley, as will more fully and at large appear by the statement in this regard endorsed by the appraisers on the inventory and appraisement of the chattel property of the decedent, returned to and filed in the Clerk's office of the Circuit Court of the said County. That your complainant is, also, ready to deliver and transfer to the said Roberta M. Ridley the six shares of stock in the Meherrin Valley Bank, of Boykins Va, bequeathed to her as a special legacy by the will of the said testator, and, also, to pay over to her the sum of $9.00, which has been paid to your complainant as dividend on said shares of stock; but, as your complainant, after having paid considerable costs and expenses necessarily attending upon the due administration of the testator's estate, and after having paid, also, a further considerable sum, to-wit, the sum of $897.31 on account of debts against the said estate, duly proved before E. Frank Story, Commissioner of Accounts for said County, finds that the personal assets and effects in his hands as Executor of said W.J. Deloatche, deceased, will not be sufficient to pay in full the other special legacies mentioned and bequeathed in the will of the said testator, your complainant desires the aid and direction of this Honorable Court before delivering and transferring the said shares of stock, or further distributing the personal assets and effects belonging to the said estate. That your complainant is advised, and is believes and avers, that, a few weeks prior to said testator's death, the said testator advanced a considerable sum of money for and on account of the said David M. Deloatche, which has never been returned or repaid by the said David M. Deloatche, or any other person for him, but which is still due to the estate of the said W.J.

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Deboalcke, deceased; and your complainant is advised, and so contends, that the said sum should be taken into consideration and account in the settlement of the amount coming to the said David M. Deboalcke, as legatee, under the will of the said testator.

In consideration whereof, and inasmuch as your complainant is without remedy save in a Court of Equity, where such matters are properly cognizable, your complainant prays that Henry K. Deboalcke, Annie D. Knight, Roberta M. Ridley, and David M. Deboalcke, the last-named an infant under twenty one years of age, may be made parties defendant to this bill and required to answer the same, though answer under oath is hereby waived; that a proper guardian ad litem be assigned the infant defendant to defend him in this suit; that proper process issue; that all proper orders be made and accounts taken; that all proper aid and directions may be given for the administration of the estate of the said decedent, and for the distribution of the same under the direction of this Honorable Court; and for all such other, further, general and special relief as the nature of the case may require or to Equity shall seem meet.

And your complainant will ever pray &c.

And notice is hereby given that the Court will be asked to allow a reasonable attorney's fee to W.J. Sebrell, attorney for the plaintiffs, for his services in this suit.

W.J. Sebrell, Y.Q. }

W.J. Sebrell Executor of
W.J. Deboalcke, dec'd,

Debratche's Executor,
against } Spain in
Debratche et als. } Chancery.

1905 1st. May Rules.

Executed by
serving Copy
on within
named Thos 28th
April 1905
B. E. Felts
Dpsh for J. L. Gilbert
Shff

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF SOUTHAMPTON COUNTY, GREETING:

WE COMMAND YOU TO SUMMON Henry K. Deloatch, Annie D. Knight Roberta M. Ridley and David M. Deloatch, the last named, an Infant under twenty one years of age,

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 May 1905 ~~next~~, to answer a Bill in Chancery exhibited against them in our said Court by W. J. Sebrell, Executor of W. J. Deloatch, decd

And this they shall in nowise omit under penalty of law. And have then there this writ.

Witness, B. F. McLEMORE, Clerk of our said Court, at the Courthouse, this 27th day of April, 1905, in the 129 year of the Commonwealth.

Teste:

B. F. McLemore, C. C.

Delsalchi Exp

&

Delsalchi et: als:

Summ: 25. Copies @ 15.	.77
Rec 18- Atty 10- Docket: 18	.46
Entering return 35- filing bill 15	.50
Rules $1.00. filing Ex: 15- Copying Ex 1.25	2.40
Replication to answer 15: 4 Decrees @ 36.	1.59
Filing 2 Reports - .30. Tax Costs .40	.70
Filing away papers 25. Copy decree 36	.61
Paid. B. F. McLemore Sheff	9.03
Paid J. L. Gillette Sheff	2.00
Paid, W. J. Isbell, Sol. Lawy	16.50
Paid J. B. Prince Com. J. B. Prince	7.00
	$33.03
Paid - Failure Costs - B. F. McLemore	.61
	$33.64

Dilsatches Exors
v. } Stat of Rules.
Dilsatche et als.

W. J. Debuell Executor of
W. J. Debatele deceased, } Plaintiff
Vs.
Henry K. Debatele, Annie
R. Knight, Roberta M. Ridley
and David M. Debateles, the
last named an Infant under
21 Years of Age. } Defts
1905. April 27th
Process Issued to 1st May Rules.
1905. 1st May Rules
Process returned Executed
Bill and Exhibits filed:
Jno. S. Debuell Jr. Assigned Guardian
Ad litem, to Infant Defts.
Decree Nisi.
1905. 2nd May Rules:
Bill taken for Confessed as to answer
and cause set for hearing.

Mr B. F. McLemore C.C.,

To

E. D. Priddy Dr

To witness fee & Milage

In suit D & Ladeke v US } 84

against D & Ladeke v US }

Paid

W. D. F. McLaurin b.b.

To

W. W. White

To witness fee & mileage
Docket of D. Lacteh v US
Agains D. Lacteh v US

} Dr 84

Paid

Mr B. F. McLemore C. C.

To

J. R. Bryant Dr

To witness fee & Mileage
In suit of D. Loatche & Ux
against H. D. Loatche & Ds

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Paid

Deloatche's Exór.
v. } October term 1905.
Deloatche et als.

We, the parties, plaintiff and defendants in the Chancery cause of Deloatche's Exór. vs. Deloatche et als., pending in the Circuit Court of Southampton County, Virginia, hereby consent, in writing to submit the said cause to the Judge of the said Court for such decision and decree therein in vacation as might be made in term.

W.J. Debrell, Exór. of W.J. Deloatche, decd. plff.
W.K. DeLoatche
Annie L. Knight.
Roseta M. Ridley.
Jno. T. Alvis Jr. Guardian
ad litem for Dan'l M.
Deloatche.

Deloatche Estor.

v.

Deloatche et al.

Consent for Vacation Cause.

Received June 22, 1905, of W.J. Sebrell, Executor of W.J. Delaulche, dec'd., Certificate for Six shares of stock in the Meherrin Valley Bank, of Boykins, Va., bequeathed to me by the will of W.J. Delaulche, dec'd., and, also, check for $9.00, paid to said W.J. Sebrell, Executor, as dividend on said shares of stock since the death of the said W.J. Delaulche, same being delivered and paid over to me in accordance with decree of the Circuit Court of Southampton, rendered May 15th 1905, in the chancery cause of Delaulche's Ex'or. vs. Delaulche et al.

Alberta M. Ridley.

Deloatche's Ex'or.

v.

Deloatche et als

Report of W.J. Sebrell, Executor &c.

Filed July 17 1906

Deloatche's Ex'or., }
v. } Report of W.J. Sebrell, Ex'or. &c.
Deloatche et als. }

In this cause, I beg to report that, pursuant to decree herein entered on the 15th day of May 1905, I have delivered and transferred to Roberta M. Ridley, legatee of W.J. Deloatche, dec'd., the certificate for the six shares of stock in the Mehrrin Valley Bank, of Boykins, Va., bequeathed to her by the will of said W.J. Deloatche, dec'd., and have, also, delivered and paid over to said Roberta M. Ridley the sum of $9.00 paid to me as dividend on said shares of stock since the death of the said W.J. Deloatche, as will more fully appear from the receipt of the said Roberta M. Ridley, herewith filed and prayed to be read as a part of this report.

Respectfully submitted,
W.J. Sebrell,
Ex'or. of W.J. Deloatche, dec'd.

Deloatche's Exor.
v. } Answer of infant defdt.
Deloatche et als.

The answer of David M. Deloatche, an infant under twenty one years of age, by Jno. N. Sebrell, Jr., his guardian ad litem, duly assigned ah rules to defend him in this suit, to a bill of complaint, exhibited against him and others in the Circuit Court for Southampton County, by W.J. Sebrell, Executor of W.J. Deloatche, deceased.

The respondent, reserving to himself the benefit of all such exceptions &c., says that he is an infant of tender years, and is, therefore, incapable of understanding or protecting his rights. He, therefore, by his said guardian ad litem, commends himself, and his rights and interests to the protection of the Court.

And now having answered, the respondent prays to be hence dismissed, with his reasonable costs in this behalf expended, and he will ever pray &c.

Jno. N. Sebrell Jr.
G'd'n. ad litem for said infant defendant.

Received January 31st 1906 of W.J. Sebrell, Executor of W.J. Deloatche, dec'd., the sum of fifty & no/100 dollars, same being the amount ordered to be paid me as attorney's fee for professional services rendered as attorney for the plaintiff in the Chancery suit of Deloatche's Ex'or. vs. Deloatche et als, by decree entered in said chancery cause on the 15th day of Janu. 1906.

W.J. Sebrell, Atty.

Received January 31st 1906 of W.J. Tebell, Executor of W.J. Deloatche, deceased, the sum of Two hundred and fifty & 03/100 dollars ($250.03) in payment of my pro rata share of the funds in his hands belonging to the estate of said W.J. Deloatche, deceased, on account of the specific money-legacy bequeathed me by said W.J. Deloatche, deceased, and ordered to be paid me by decree of the Circuit Court of Southampton County, entered at the January term 1906 thereof in the Chancery cause of Deloatche's Ex'or. vs. Deloatche et als., depending in the said Court.

Annie D. Knight.

Received January 31st 1906 of W. J. Bell, Exr. of W. J. Deloatche, decd., the sum of Six hundred and sixty Six & 75/100 Dollars ($666.75) in payment of my pro rata share of the funds in his hands belonging to the Estate of W. J. Deloatche, deceased, on account of the specific money-legacy bequeathed to me by said W. J. Deloatche, and ordered to be paid me by decree of the Circuit Court of Southampton County, entered on the 15th day of January 1906 in the chancery cause of Deloatche's Exr. vs. Deloatche et als. pending in the said Court.

W. K. DeLoatche.

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Received January 31st 1906 of W.J. Sibell, Exr. of W.J. Deloatche, dec'd., the sum of Seven hundred and Seventy four & 39/100 dollars ($774.39) in payment of the pro rata share of my ward, David M. Deloatche, in the funds in the hands of said Executor belonging to the Estate of said W.J. Deloatche, deceased, on account of the specific money-legacy bequeathed to said ward by said W.J. Deloatche, and ordered to be paid to me, as his guardian, by decree of the Circuit Court of Southampton County, entered on the 15th day of January 1906, in the chancery cause of Deloatche's Exr. vs. Deloatche et als. depending in said Court.

W.K. DeLoatche
Guardian of David M. DeLoatche.

Statement:

Amount balance in hand distributed	$1774.81
Paid taxed costs in suit	$33.64. See statement costs.
" W. J. Sebrell, atty's fee ~~as by~~	50.00.
" Annie D. Knight's pro. rata share,	250.03
" Henry K. Debutts " " "	666.75
" David M. Debutts " " "	774.39
	$1774.81. $1774.81

Vouchers for above payments filed herewith.

Delvatche's Ex'or.
v.
Delvatche et als.

Report of W.J. Sebrell, Ex'or.

In this cause, the undersigned, W.J. Sebrell, Ex'or. of W.J. Delvatche, deceased, most respectfully reports to the Court that, in pursuance of decree herein entered on the 15th day of January 1906, he has paid out and distributed the balance of $1774.81 in his hands, as directed by the said decree, all which will more fully appear from the statement and receipts herewith filed as a part of this report.

There is nothing further to be done in this cause.

Respectfully submitted,
W.J. Sebrell,
Ex'or. of W.J. Delvatche, dec'd.

Diloatche's Exr.

3 Report of
v. 3 W. J. Sibbald, Exr.
3

Diloatche et als.

Deloatche Et or.

vs. Comrs. Reports.

Deloatche et als.

Dec. 16th 1905 Filed,
D. F. McLennan C.C.

W.J.Sebrell, Executor of W.J.Deloatche, deceased,

v. Decree.

Henry K.Deloatche, Annie D.Knight, Roberta M.Ridley and David M. Deloatche, the last named an infant under twenty one years of age .

This day this cause came on to be heard on the bill of complainant and the exhibits therewith filed, taken for confessed as to the adult defendants on whom process has been duly served, they still failing to appear and plead, answer or demur to the said bill, on the answer of the infant defendants, by John N.Sebrell, jr., hisguardian ad litem, duly assigned at rules to defend him in this suit, with general replication thereto, and was argued by counsel.

On consdderation whereof, the court doth adjudge, order and decree that W.J.Sebrell, executor of W.J.Deloatche, deceased, deliver and transfer to Roberta M.Ridley, legatee of W.J.Deloatche deceased, the certificate for the six shares of stock in the Meherrin Valley Bank of Boykins, Va., bequeathed to her by the will of the said W.J.Deloatche, deceased, and also deliver and pay over to the said Roberta M.Ridley the sum of $9.00, paid to the said W.J.Sebrell, Executor, as dividend on the said shares of stock since the death of the said W.J.Deloatche, taking the receipt of the said Roberta M.Ridley, for the same and return said receipt along with his report to this court.

And the court doth further adjudge, order and decree that it be referred to one of the commissioners of this court to take, state, and report to the court the following inquiries and accounts:

First: An account of the transactions of W.J.Sebrell as executor of the said W.J.Deloatche, deceased.

Second:-A further account of the debts, if any there be, outstanding against the estate of the said W.J.Deloatche, deceased, with their priorities and dignities.

Third:-An account showing what amount, if any, is due from David M.Deloatche to the estate of the said W.J.Deloatche, deceased, and whether the same should be deducted from the amount coming to the said David M.Deloatche as legatee under the will of the W.J.Deloatche, deceased.

All which said inquiries and the accounts the said commissioner will make, state and report to the court together with any other matter specially stated deemed pertinent by himself or requested to be so stated by any interested party.

A copy:- Teste

S. F. McLendon C.C.

Commissioner's Office. Courtland, Va.

November 24th,1905.

To the Circuit Court for the County of Southampton, Va.,

Pursuant to a decree of the Circuit Court for the county aforesaid, entered on the 15th day of May, 1905, in the chancery cause therein depending, styled Deloatche's Exor. vs. Delaotche et als, the under signed, a commissioner of the said court to whom was referred for settlement the several accounts of the said decree, begs to report that on the 17th day of November, 1905, he issued notices against the several parties to the said suit requiring them to attend the settlement of the said accounts at his office in the town of Courtland, Va., on the 24th day of November, 1905, which notices were returned to your commissioner duly executed or acknowledged by the parties in interest or their legal representatives.

In obedience to said decree and the notices, your commissioner, on the 24th day of November,1905, proceeded to take the several accounts of the said decree and begs to report as follows:-

First:-An account of the transactions of W.J.Sebrell, as Executor of W.J.Deloatche, deceased, is filed herewith, under proper designation, from which it will appear that the Executor has in hand at this time $1774.81 to be distributed among the several legatees of his decedent, though there will be other expense before a distribution can be made.

Second:- Your commissioner advertised for debts against the estate of W.J.Deloatche and none were proved or offered for proof.

Third:- D.M.Deloatche is indebted to the estate of W.J.Deloatche, deceased in the sum of $70.88, for money paid by said W.J.Deloatche for him during an illnes, as follows:

1904. D.M.Deloatche, An infant,
In account with W.J.Deloatche.

Feby.15 To 2/0 Miss M.A.Clopton bill for nursing $32.52

To 2/3 Miss.M.E. Sweeney's bill for nursing $30.36
2/3 Mrs.T.H.Geddy's bill for board of nurses 8.00
$70.00

The estate will not pay out in full the full amount left as specific legacies, but this amount should be deducted from his legacy as mentioned in the will of W.J.Deloatche, decd., and his pro rata calculated on a basis after deducting this amount.

All of which is respectfully submitted

Respectfully submitted,

Joseph B Pruce

Commissioner in chancery.

Commissioner's fee $7.50

Respectfully submitted,

Joseph B Pruce

Commissioner in Chancery.

In account of the transactions of W.J.Sebrell, Executor of W.J. Deloatche, Deceased.

ESTATE OF W.J.DELOATCHE, DECEASED,

1904 IN ACCOUNT WITH W.J.SEBRELL, EXECUTOR.

Mch.30	To paid for blank book, and for R.R.fare to Boykins and return to Deleware Station to have property appraised	$ 1:20	$
" "	To paid R.T.Whitfield livery hire to station	1.00	
" 31	" " telegram about business of estate	.63	
" 11,12,"	" " expenses going to and at Boykins attending sale of chattel property,and return	3.20	
Apl. 12	To paid E.B.Beaton, Clerk of Sales	5.00	
" "	To paid three appraisers	3.00	
" "	By amount account sale of chattel property		571.42
" "	To commissions $571.42 @5%	28.57	
" "	" " on special legacy 6 shares of stock in Meherrin Valley Bank, left to Roberta Ridley, (appraised value each $172.86,5%	8.64	
" "	" commossions on special legacy left to H.K.Deloatche (horse and buggy) appraised value $200.00: see appraisement, 5%	10.00	
" "	" com's on special legacy of one mule left to D.M.Deloatche, apparised value $150.00	7.50	
" "	By amount received from Meherrin V.Bank		405.79
" "	To coms. on above at 5%	20.28	
May 5	To paid J.L.Gillette, auctioneer at sale	7.50	
" "	" " J.T.Moore, J.P., for swearing appraisers	.75	
" 12,	By amount received of W.W.White on note		1040.00
" "	To com's on $1040 at 5%	52.00	
June 9	By dividend check of M.V.Bank,send by H.K.D		11.25
	To com's on $11.25 @5%	.56	
Aug.27	" paid B.E.Felts,dept. col. taxes,1903	20.35	
" 29	" " Dr. John W.Drewry, Med. a/c,last illness	37.00	
" "	" " O.W.Gray & Bro. coffin &c. for W.J.D	100.00	
	Balance carried forward	1721.28	

* * * * * * *

1904.

Aug. 27	By balance due estate brought forward		$1721.28
Sept.28	To paid telegram on account estate	.40	
Oct. 20	" " C.R.Bradshaw, debt proved against estate	161.25	
" "	" " postage stamps business of estate	.96	
" "	" " J.S.Vick, debts proved against estate	17.53	
" "	" " W.M.Coggins " " " "	18.86	
" "	" " E.H.Grizzard " " " "	13.49	
" "	" " W.W.White " " " "	26.23	
" "	" " E.R.Bryant " " " "	3.00	
" "	" " Powell Bros. " " " "	11.94	
" "	" " S.L.Beaton " " " "	1.75	
" "	" " Carr Stephenson " " "	23.25	
" "	" " J.N.Beale " " " "	1.31	
" "	" " R.M.Knight, assignee, " "	18.75	
" "	" " T.P.Weston " " " "	.75	
" "	" " Annie D.Knight " " " "	30.00	
" "	" " Knight & Barnes " " " "	60.[illegible]	
" "	" " J.J.Powell " " " "	.45	
" "	" " R.L.Gray and Son " " "	51.07	
Dec. 3	" " Holland and Beaman Co. " "	3.80	
" "	" " J.W.Hoggard	1.25	
" "	" " R.M.Edwards	1.00	

Estate of W.J.Deloatche, deceased,

1905. In account with W.J.Sebrell, (Continued.)

Jan. 26	B.S.Deloatche's Admrs. acct. proved against estate	$ 310.58	
" "	By amount received from Admrs. of B.S.Deloatche's in settlement of debt due for said B.S.Deloatche, deceased.	34.03	$ 680.74
" "	To commissions on above at 5%	54.	
" 31	" paid B.F.McLemore Clerks Fees	8.20	
Mch 10	By amout from town of Boykins, Int.on bond		12.00
	To commissions at 5%	.60	
" "	By dividend check from M.V.Bank		9.00
" "	To commissions at 5%	.45	
May 4	To paid write tax in suit Deloatche's Exor. vs. Deloatche and others	1.50	
June 3	To paid E.F.Story, Com'r od Ac'cts for Acct.debts	5.00	
" 17	To paid taxes for 1904	31.25	
	Balance carried forward	1583.32	
		$2423.02	$2423.02

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1905.

June17	By balance due estate brought forward	$	$1583.32
" 22	To dividend on stock paid Roberta M.Ridley per order Cir. Ct.	9.00	
Aug.31	To paid J.R.Dickens, Comr. Rev.Tax Ticket	1.00	
Sept.18	To paid J.P.Holland Pub.Co. notice sale	2.50	
	To amoun t retained to pay taxes, 1905	17.14	
	" amoute retained to pay Comr. Accts. on account sales and inventory	2.00	
	" amount retained to pay Clerk for recording same	3.25	
Nov. 24	By amount of bond of town of Boykins to be paid to H.K.Deloatche, per agreement, in part of his share of estate		212.78
	To comrs. on $212.78 @ 5 %	10.63	
	By amount retained to pay J.B.Prince for taking this account under decree	7.50	
	By interest		33.39
	To comrs. on $33.39 @ 5 %	1.66	
	Balance due estate to be distributed	$1774.81	
		$1829.49	$1829.49

Nov. 24, 1905.

Balance in hands of ~~Administrator~~ Executor to be distributed $1774.81

Respectfully submitted,

Joseph B. Prince

Commissioner in Chancery.

Deloatch Exor.

v. } Caveat. Notice

Deloatch et als

We acknowledge legal service of this notice.

W. J. Bell,
Exor. of W. J. Deloatch, dec'd.

Henry K. DeLoatch

Annie D. Knight.

Roberta M. Ridley.

Jno. T. Abernethy
Atty for Caveatees

OFFICE OF JOS. B. PRINCE, JR.,

Commissioner in Chancery for the Circuit Court of Southampton County, Virginia.

Courtland, Va., Nov. 17, 1905. 189

To

W.J.Sebrell, Executor of W.J.Deloatche, deceased,

and

Henry K.Deloatche, Annie D.Knight, Roberta M.Ridley and David M.Deloatche, the last named an infant under the age of twenty-one years of age, by John N.Sebrell, jr., his guardian ad litem.

You are hereby notified that I have fixed upon the 24th day of November 1905, 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 transactions of W.J.Sebrell, as executor of the said W.J.Deloatche, deceased.

2nd:-A further account of the debts, if any there be, outstanding against the estate of the said W.J.Deloatche, deceased, with their priorities and dignities.

3rd:-An account showing what amount, if any, is due from David M. Deloatche to the estate of the said W.J.Deloatche, deceased, and whether the same should be deducted from the amount coming to the said David M.Deloatche, as legatee under the will of said W.J.Deloatche, deceased.

Any other matter specially stated deemed pertinent by the commissioner or required to be so stated by any interested party.

required to be taken by a decree of Southampton Circuit Court, rendered on the 15th day of May, 1905 term, 189____, 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 said Court the day and year first aforesaid.

Joseph B Prince, Commissioner.

To the Sheriff of Southampton County to execute.

In the Name of God. Amen.
I. W. J. Deloatche being of sound mind, and disposing memory, and knowing the uncertainty of life and the certainty of death do make this my last will and testament.
First I wish for my Executor hereafter named to provide for my body a decent burial and pay all my just debts.
I give to Miss Roberta M. Ridley my vacant lot next to the public school property being the lot I bought of W. M. Beaton before his death, this I give her in fee-simple.
I also give to Miss Roberta M. Ridley my undivided interest in all real estate which I heir from my father & mothers estate in Virginia and North Carolina this is given in fee-simple.
I also give to Miss Roberta M Ridley six shares of the Meherrin Valley Bank Boykins Virginia, which I own in said bank.
I give to my sister Annie D. Knight

my vacant lot adjoining the lot of W. D. Barden, and Three hundred dollars in cash.
I give to my brother Henry K. Deloatche my horse and buggy and Eight Hundred dollars in cash.
I give to my brother David M. Deloatche my black mule and one thousand dollars in cash, if there is any money left after paying above bequest, I desire the same shall be equally divided between Miss Roberta M. Ridley and my two brothers Henry K. and David M. Deloatche I respectfully request all presents given me by Miss Roberta M. Ridley to be returned to her at my death by my Executor.
I also give to my brothers Henry K. and David M. Deloatche my clothes. I hereby appoint my friend W. J. Sidbell, of Scotland Co. N.C. as Executor of my estate and request the Court to allow him to qualify without giving

bond. Given under my hand this
the 2nd. day of March 1904.
W. J. Deloatche.
Signed in presence of
Ed B. Beaton.
L. R. Bradshaw.

Virginia. In the Clerks Office
of the Circuit Court of Southampton County, the 22nd. day of March
1904. A writing purporting to be
the last will and testament of
W. J. Deloatche, decd. was produced
in this office and proved by the
oaths of E. B. Beaton and L. R.
Bradshaw the two subscribing
witnesses thereto and ordered
to be recorded, as and for the
last will and testament of the
said W. J. Deloatche, decd.
And on motion of W. J. Sebrell the
Executor therein named, who
made oath according to law,
entered into and acknowledged
a bond in the penalty of Eight
Thousand ($8000.00) Dollars, con-
ditioned as the law directs, but

without security, the will directing that none be required and the Clerk requiring none, which bond is ordered to be recorded Certificate is granted the said W. J. Sebrell for obtaining a probate of the said will in due form.

And on the further motion of said Executor E. H. Grizzard W. W. White and E. B. Bolton are hereby appointed Appraisers who being ~~first~~ duly sworn will appraise the estate of said decedent and return the same under their hands as the law directs.

Teste. B. F. McLemore. D. C.

A Copy. Teste: B. F. McLemore. D.C.
By Dula D. Blow. D.C.

Ex'h't "A."

Virginia, In the Clerks Office of the Circuit Court of Southampton County the 22nd day of March. 1904. A writing purporting to be the last will and testament of W. J. Delo atche, deceased, was produced in this office and proved by the oaths of E. B. Beaton and B. A. Bradshaw, the two subscribing witnesses thereto and ordered to be recorded as and for the last will and testament of the said W. J. Delo atche dec'd. And on motion of W. J. Ebrell the Executor therein named who made oath according to law entered into and acknowledged a bond in the penalty of Eight Thousand ($8000.00) Dollars conditioned as the law directs, but without security, the will directing that none be required, and the Clerk requiring none, which bond is ordered to be recorded.
Certificate is granted the said W. J. Ebrell, for obtaining a probate of the said will in due form.
And on the further motion of said

Executor E. H. Grizzard, W. H. White and E. B. Beaton, are hereby appointed appraisers, who being duly sworn will appraise the estate of said decedent and return the same under their hands as the law directs.

Teste. B. F. McLemore, Cle

A Copy Teste: B. F. McLemore, Cle.
By. Ezula D. Blow. D. C.

Exhibit "B"

Deloatche Exr.
v. Dearee.
Deloatche et als.

July 17, 1905,

Enter this

Robert Ellis

Entered
le. O. B. p. 172.

W. D. Sebree, p.q.

Deloatche's Ex'or. }
v. } Decree.
Deloatche et als. }

This day this cause came on to be further heard on the papers formerly read and on the report of W.J. Sebrell, Executor of W.J. Deloatche, dec'd., showing and reporting the delivery and transfer to Roberta M. Ridley, legatee of W.J. Deloatche, dec'd., of the six shares of stock in the Meherrin Valley Bank, of Boykins, Va., bequeathed to her by the will of the said W.J. Deloatche, dec'd., and the payment to her of the sum of $9.00, dividend on said shares of stock, paid over and delivered to her under decree herein entered on the 15th day of May 1905, the same being supported by proper vouchers, to which report there is no exception, and was argued by counsel. On consideration whereof, the Court doth approve and confirm the said report.

Deloatche's Ex'or.
v. } Decree.
Deloatche et als.

Oct. 16, 1905.

Enter this,

Robert R. [illegible]

Entered
L. O. B. 5 - 195

1.

Deloatche's Executor, }
vs. } Decree.
Deloatche et als. }

This day this cause came on to be further heard upon the papers formerly read, and was argued by counsel.

On consideration whereof, and by consent of the parties in term, entered of record, it is ordered that this cause be submitted to the Judge of this Court for such decision and decree therein in vacation, as might be made in term.

Deloatche's Ex'or.

vs. { Decree.

Deloatche et als.

Janu. 15 1906.

Enter this,

Robt R. Prentis

Entered in

b. O. B - p - 221.

W. J. SEBRELL,
ATTORNEY-AT-LAW,
COURTLAND, VA.

Everett Waddey Co., Stationers and Printers, Richmond, Va.

Deloatche's Ex'or. }
v. } Decree.
Deloatche et als. }

This day this cause came on to be further heard on the papers formerly read, and on the report of Commissioner Joseph B. Prince, filed December 16th 1905, to which report there is no exception, and was argued by counsel. On consideration whereof, the Court, approving and confirming the said report, doth adjudge, order, and decree that W. J. Sebrell, Ex'or. of W. J. Deloatche, deceased, out of the balance of $1774.81, in his hands according to the said report, pay first the costs of this suit, including an additional attorney's fee of $50.— to W. J. Sebrell, attorney for the plaintiff, for his services in this suit.

And the balance then remaining, the said W. J. Sebrell, Executor of W. J. Deloatche, deceased, will pay out and distribute, pro rata, among Annie D. Knight, Henry K. Deloatche, and David M. Deloatche, on account of the specific money-legacies bequeathed to them by the will of the said W. J. Deloatche, deceased, paying the share of the infant, David M. Deloatche, to H. K. Deloatche, his duly and legally qualified guardian. And in distributing the said fund, the said W. J. Sebrell, Executor of W. J. Deloatche, deceased,

will calculate the amount of the ~~[illegible]~~ rata share due to the said David M. Deloatche upon the basis of the balance of the specific money-legacy bequeathed to him by the will of the said W. J. Deloatche, dec'd. / after deducting the sum of $70.88, the amount due from him to the estate of the said W. J. Deloatche, deceased, in accordance with the ~~said~~ report of Commissioner Joseph B. Prince.

And the said W. J. Sebrell, Executor as aforesaid will take receipts from the parties for the amounts herein ordered to be paid by him, and return the same along with his report to this Court.

W. J. Sebrell, Executor of W. J. Deloatche, deceased,
v. } Decree.
Henry K. Deloatche, Annie D. Knight, Roberta M. Ridley, and David M. Deloatche, the last named an infant under twenty one years of age.

This day this cause came on to be heard on the bill of complainant, and exhibits therewith filed, taken for confessed as to the adult defendants, on whom process has been duly served, they still failing to appear and plead, answer or demur to the said bill, or the answer of the infant defendants by Jno. N. Sebrell, Jr., his guardian ad litem duly assigned as rules to defend him in this suit, with general replication thereto, and was argued by Counsel.

On consideration whereof, the Court doth adjudge, order and decree that W. J. Sebrell, Executor of W. J. Deloatche, deceased, deliver and transfer to Roberta M. Ridley, legatee of W. J. Deloatche, dec'd., the certificate for the six shares of stock in the Meherrin Valley Bank, of Boykins, Va., bequeathed to her by the will of the said W. J. Deloatche, deceased, and, also, deliver and pay over to the said Roberta M. Ridley the sum of $9.00, paid to the said W. J. Sebrell, Executor, as dividend on the said shares of stock since the death of the said W. J. Deloatche, taking the receipt of the said Roberta M. Ridley for the same, and return said receipt along with his report to this Court.

And the Court doth further adjudge, order and decree that it be referred to one of the Commissioners of this Court to take, state, and report to the Court the following inquiries and accounts:

First: An account of the transactions of W. J. Sebrell, as Executor of the said W. J. Deloatche, deceased.

Second: A further account of the debts, if any there be,

outstanding against the Estate of the said W. J. Deloatche, deceased, with their priorities and dignities.
Third: An account showing what amount, if any, is due from David M. Deloatche to the Estate of the said W. J. Deloatche, deceased, and whether the same should be deducted from the amount coming to the said David M. Deloatche, as legatee under the will of the said W. J. Deloatche, deceased;
All which said inquiries and accounts the said Commissioner will make, state, and report to the Court, together with any other matter, specially stated, deemed pertinent by himself, or requested to be so stated by any interested party.

Deloatche's Estate.
vs.
Deloatche, et als.

May 15th, 1905.
Entered this,
ROBT. ADAMS
Clerk.

Entered on
D. O. B. f. 159.

1906

Delos Dale's Ex'or.

v.

Diana.

Delos Dale et als.

March 19, 1906.

Enter this.

Robert R. Hunter

Entered in

D. O. B. fo. 238.

W. J. Abell, p.q.

EVERETT WADDEY CO.,
RICHMOND, VA.

Diloatche's Ex'or. }
v. } Decree.
Diloatche et als. }

This day this cause came on to be further heard on the papers formerly read, and on the report of W. J. Tebbell, Executor of W. J. Diloatche, deceased, this day filed by leave of the Court, showing complete disbursement of the balance of $1774.81 in his hands, as directed and ordered by decree herein entered on the 15th day of January 1906, the same being supported by proper vouchers, 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 it appearing that nothing further remains to be done in this cause, it is ordered that the same be removed from the docket.