

1907-28

Saukhampton County Chancery

Williard, L. D. vs Bryant, Mary A. B. *et al*

Partition or sale, and
Plaintiff be allowed on
purchase, interest & unpaid
interest.

Cobb, Sallie V.)

Cobb, A. B.

Bryant, Mills G.) *et al*

Bryant, Mary A.

To the Hon, R.R. Prentiss, Judge of the circuit court of Southampton Co, V,

*** In Chancery***

Humbly complaining, your orator, L.D. Williford, shows unto the court that he owns all the interests, in a certain tract of land situated in the aforesaid county about two miles north of Courtland Va, and known as the old Bryant place, and containing some one hundred and ten acres more or less, except one share owned by his wife (who was a Miss Bryant before her marriage to him) and a part of the share left by G.T. Bryant deceased, said Bryant died intestate, and all his indebtedness has been settled, he left as his heirs, his wife, Mary.A.R. Bryant, and the following children, J.W. Bryant, L.D. Bryant, both of age, and who have duly sold and conveyed their interest in said land to your orator, and the following minor children, Sallie.V. Cobb, now wife of A.B. Cobb, Mills.R. Bryant, and Mary.A. Bryant, that said Mrs Cobb will in a short time be of age, that the price your orator paid per share is \$13⁴/₇, that he paid the said J.W. Bryant, and L.D. Bryant at that rate, less the amount their mother was entitled to in fee for her dower right in said fund, and that she is willing to the sale at said rate she to take such part of said fund as the law allows her in lieu of her dower interest, and Mrs Cobb is also willing to the sale to him on said basis of \$ and the other said minors who are now respectively years, years, are willing to it too, such being the case your orator wishes partition to be made of the said land according to law, and if it be right and just, that he be allowed to purchase from the said widow and minor children (and from the said husband of Mrs Cobb) their interests in said real estate at the rate above stated. In tender consideration whereof, and in as much as your orator is without relief save in a court of equity, where such matters are alone cognizable, he prays that Mary.A.R. Bryant, Sallie.V. Cobb, and A.B. Cobb, her husband, Mills.R. Bryant, Mary.A. Bryant, the said Sallie.V. Cobb, Mills.R. Bryant, Mary.A. Bryant, being minors, by some fit and proper person, their guardian ad litem duly appointed for the purpose, may be made parties defendant to this bill, and required to duly answer the same, but answers under oath are hereby expressly waived, and that the court direct that all proper inquiries and accounts be made and stated to the court, and that the court would direct that partition be made of the said real estate among the said parties according to law, that your orator be allowed to purchase the interest.

of the said defendants in the said real estate at the rate paid the others, that the court would grant your orator all such other, further, general and special relief as the nature of his case may demand, or to equity seem meet, as in duty bound your orator will ever pray,

L.D. Williford

By *Wm Shands* His Atty,

The joint answer of Mary.A.R. Bryant, Sallie.V. Cobb, and A.B. Cobb, her husband to a bill in chancery filed in the circuit court of Southampton county Va, by L.D. Williford, against them et als,

These defendants for answer to the said bill, or to so much thereof as they are advised it is material for them to answer, answering say, that the allegations therein contained are correct, and that they are willing to do as therein requested, that said Williford is now living at the place and has there his wife's mother and is looking after her too, and the price he offers is a fair one, and having fully answered, they pray to be hence dismissed with their costs,

*Mary.A.R. Bryant & Wm Shands her atty,
Sallie.V. Cobb
A.B. Cobb*

Sallie.V. Cobb
The answer of W.J. Sebrell guardian ad litem for Mills.R. Bryant, and Mary.A. Bryant, ~~the~~ miners, to a bill in chancery filed in the circuit court of Southampton Co Va, by L.D. Williford, against them et als,

This defendant for answer to the said bill, or to so much thereof as he is advised it is material for him to answer, answering says, that he knows nothing of the facts set forth in the plaintiffs bill, but submits the interests of his wards to the care of this court, whose especial duty it is to protect and look after the interests of miners, and having fully answered, he prays hence to be dismissed with his costs,

W.J. Sebrell, Gdn, ad Litem for
the aforesaid miners,

We hereby acknowledge legal service of the within
summons.

Mary A. Bryant by Wm Shand her attorney
Sallie, V. Cobb.

A. B. Cobb

W. D. Tebrell, Jdca. ad litem for infant defendant.

Willsford

Wm Shand Esq

Bryant Shand

1904-2004

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF SOUTHAMPTON COUNTY, GREETING:

WE COMMAND YOU TO SUMMON *Mary A. Bryant*

Sallie W. Cobb + A. B. Cobb her husband, Mills R. Bryant + Mary A. Bryant said Sallie W. Cobb, Mills R. Bryant and Mary A. Bryant being minors, by W. J. Sebrice, 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 *December* 1904.

next, to answer a Bill in Chancery exhibited against *them* in our said Court by *L. D. Williford*

And this *thing* 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 *12* day of *December*, 1904, in the 12th year of the Commonwealth.

Teste:

B. F. McLeMORE, C. C.

Willford

2

Boats

Bryant + all

Surf 25. Copies 65. Rent 18. Att'y 10.

Do all 18 Rules 1.00 - Entry & return 35

filing 600 15 - 20. Reports 30

3 Decree 1.08 - Copy decree 36

Taking and recording Court Bond 1.05

Jury Chgs. 40. filing away papers 25

Salute 6.30

Shiff 0.00

Laws 16.50

Comr J B Prince 7.50

Witness J M Bryant 1.50

J M Edwards 1.50

Willford

Stat: Rules

Bryant

L. D. Hilliford

Mary A. R. Bryant, Sallie V. Cobb.
& A. B. Cobb, her husband.

Miller R. Bryant & Mary A. Bryant
said Sallie V. Cobb, Miller R. and Mary
A. Bryant being minors. by W. J.
Sebrick, their guardian ad litem.

1904. Dec 12th. Process issued to 2nd Dec Rules

" 2. Dec: Rules. Legal Service of Process
acknowledged.

Bill filed - decree nisi.

1905. 1st Jan'y Rules: Bill taken for Confessed as
to Adults & Cause set for hear-

ing.

Willi ford

vs.

{ Reposh

Bryant itals

Apr. 28, 1905, Filed

OFFICE OF JOS. B. PRINCE, JR.,

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

Courtland, Va., Febg. 1st, 1905. 189

To

L.D. Williford,
and

Mary A.R. Bryant, Sallie V. Cobb and A.B. Cobb, her husband,
Mills R. Bryant, and Mary A. Bryant, the said Sallie V. Cobb
Mills R. Bryant and Mary A. Bryant, being minors, by W.J. Se-
brell, Guardian ad Litem.

You are hereby notified that I have fixed upon the 7th day of February, 1905,
~~the~~ fair, if not the next fair thereafter (Sunday excepted), to take and settle, at my office,
the following accounts, to-wit:

1st. An account showing what is the actual and annual value of ~~the~~ the ~~interest~~
of the defendants in the said real estate, and if the offer made
by the plaintiff for their interest is a fair and and equi-
table consideration therefore, and if he should be allowed
to purchase the same therefor, or if it would be best that
the same be sold at public auction and proceeds from said
interest be paid to the said parties according to their
respective rights;

2nd:-An account showing what liens, if any, are upon said inter-
ests, and if there are any delinquent taxes due, and if so
the amount, together with any other matter specially stated
or which any interested party may require to be stated.

required to be taken by a decree of Southampton Circuit Court, rendered at the with 6th of
January, 1900, 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.

L. D. Williford,

Plaintiff.

Va (1st Decree,

Mary A. R. Bryant, Sallie V. Cobb, and A. B. Cobb her husband,
Mills R. Bryant and Mary A. Bryant, the said Sallie V. Cobb,
Mills R. Bryant and Mary A. Bryant being minors, by W. J.

Sebrell theid Guardian ad litem,

Defendants,

This day this cause came on to be heard upon the plaintiffs-
bill, and the joint answer of the Defendants, Mary A. R. Bryant,
Sallie V. Cobb, and A. B. Cobb and the answer of W. J. Sebrell,
Guardian ad-litem of the minors, Sallie V. Cobb, Mills R. Bryant
and Mary A. Bryant, duly assigned at rules to defend them in this
suit, with general replication thereto, and was argued by
Counsel. On consideration whereof the Court doth adjudge order
and decree, that one of the Commissioners in Chancery of this
Court, proceed to take ~~and make~~ sate and make report to Court the
following accounts, viz.,

1st:- An account showing what is the actual and the annuaa
value of the interests of the dfendants in the said rwa real
estate and if the the offer made by the plaintiff for their
interests is a fair and equitable consideration therefor, and
if he should be allowed to purchase the same therefor, or if it
would be best that the same be sold at public auction and the
proceeds from said interests be paid to the parties according
to their rights.

2nd:- An account showing what liens, if any, are upon the said
interests, and if there are any delinquent taxes due, and if so
the amount, together with any other matter deemed perinent by
the said commissioner and stated specially of whbch any party
interested may require him so to state.

And by consent of all parties to this suit given in open court
the adults so consenting by their counsel, and the minors by their
guardian ad litem it is is ordered and decreed that this cause
is made a vacation cause and submitted to the Judge of this
court for such decisions and decrees in vacation as might be made
in term. And it being shown to the court that the defendant &
Sallie V. Cobb is now of age, it is ordered that she henceforth
be proceeded against as an adult.

A. Copy.

Teste:

B. F. McDaniel

C.C.

Commissioner's Office. Courtland, Va.

February 7th, 1905.

To the Circuit Court of Southampton County:-

Pursuant to a decree of the above styled court, entered on the 6th day of January, 1905, in the chancery suit therein depending styled Williford vs. Bryant et als, the undersigned a commissioner in chancery of the said court, to whom was referred for settlement the accounts of the said decree, begs to report; that on the 1st day of February, 1905, he issued notices against the several parties to the said suit, which notices were returned to ~~see~~ the commissioner duly acknowledged.

The commissioner reports further:-

1st:-The annual value of the ^{whole of the} real estate in the bill mentioned is about \$50.00, and the fee simple value about \$700.00

and the share in question \$134.87 fee simple - annual

2nd:-The offer made by the plaintiff is a fair price for the property. It is the opinion of the Commissioner that it should be ^{allotted} to be sold at this price, viz., \$700.00,

3rd:- L.D. Williford has bought all the interests except that ^{and her widow Mary A. R. Bryant} of the heirs of G.T. Bryant, ~~who have not sold their interests~~ ^{who} are ~~the heirs of G.T. Bryant who have not sold their interests~~ ^{Mary A. Bryant} Sallie V. Cobb and Mills R. Bryant, ~~and Mrs. Mary A. Bryant, widow~~

Mrs. M.A. Bryant's commuted cash value in her dower in G.T. Bryant's share is \$27.42

Sallie V. Cobb is entitled to \$21.39 - $\frac{1}{5}$

Mills R. Bryant is entitled to \$21.39 - $\frac{1}{5}$

~~Mary A. Bryant~~
4th:- The following is a lien upon the entire property, except the interests of Mrs. M.A. Bryant, Sallie V. Cobb and Mills R. Bryant *and Mary Bryant.*

A Deed of Trust, dated November 28th, 1904, ~~secured~~ to secure Joseph B. Prince the payment of the sum of \$700.00 with interest from that date, said deed being given by L.D. Williford and wife.

The depositions of J.W. Bryant and J.W. Edwards taken at
There are no liens for delinquent taxes.

Respectfully submitted,
Joseph B. Bruce
Commissioner in Chancery.

Pd

Commissioner's fee	\$7.50
J.W. Bryant, witness	.50
J.W. Edwards, "	.50
	\$8.50

A.

I have not seen the property and do not know whether you consider the price offered by the plaintiff a fair price for the property.

By J.W. Bryant, who deposes that he is the owner of the said property, and is interested in the same, after he had been advised by the plaintiff's attorney that the price offered was a fair price for the property, he considered the purchase of the same at the price of \$700.00, a fair and equitable sum for the said property.

Q.

Please state whether or not you think it would be in the interest of all the parties interested to sell the said property and divide the proceeds of sale, and whether or not it would be in the interest of the parties to the sale to have the property sold by the plaintiff's attorney at the price offered by the plaintiff.

State your name, and the name of the parties to the sale.

The depositions of J.W.Bryant and J.W.Edwards taken before me
J.W.Bryant, 25, Southampton county, Depy. Sheriff, and
Joseph B.Prince, a commissioner in chancery of the Circuit Court
for the county of Southampton, on the 7th day of February, 1905,
at the Office of Joseph B.Prince, to assist said commissioner
in making a report in the chancery cause of Williford vs. Bry-
and et als, notice of the time and place of the taking of said
account having been duly given as shwon by a notice herewith
filed.

Present:- Wm. Shands, Atty for plaintiff and W.J.Sebrall,
guardian ad litem.

Witness J.W.Bryant being duly sworn deposes as follows:-

- Q. I have read to you the bill of the complainant, please state
what you consider the annual and fee simple value of the
property therein described ?
- A. I consider that the annual value of the ^{whole} property is about \$50.00
and the fee simple value about \$700.00
- Q. Please state your interest in the said real property, and
whether you consider the price offered by the plaintiff a
fair and equitable consideration therefor ?
- A. My father, G.T.Bryant, was entitled to one fifth interest,
in the said property, and I am entitled to one fifth of his said
interest, after my mother's commuted cash value is deducted.
- I consider the purchase price offered by the plaintiff,
viz., \$700.00, a fair and equitable sum for the said property.
- Q. Please state whether or not you think it would be to the
interest of all the parties interested to sell the said property
and divide the proceeds of sale, and whether or not it would be
best to sell for the sum of \$700.00 by private sale or to sell
at public auction ?
- A. I think it would be to the interest of all the parties to
sell the said property and divide the proceeds of sale accord-
ing to law. It would, according to my opinion, sell for more
at the private sale, for \$700.00, than at public auction.

~~State your name, age, residence, occupation, and do you know
the parties to this suit?~~
State your name, age, residence, occupation, and do you know
the parties to this suit?

A. J.W. Bryant, 25, Southampton county, Depy. Sheriff, and I know the parties. I am one of the defendants.

Please state your name, age, residence, occupation, and do you know the parties to this suit?

And further this deponent saith not.

A. J.W. Bryant, 25, Southampton county, merchant, I know the parties.

What you consider the annual and the simple value of the real estate therein mentioned to be?

A. Annual value of \$50.00, and the simple value of \$700.00.

Please state whether or not you consider it would be to the interests of the parties to sell the said property privately and divide the proceeds, and whether if a sale should be had it would be to the interests of the parties to sell privately for the sum of \$700.00 or to sell at public auction?

A. I believe it would be to the interests of the parties to sell the said property, and divide the proceeds, and I believe \$700 is more than they could obtain for it if sold at public auction.

Do you think it could be conveniently divided in kind among the parties entitled thereto in any of the methods prescribed by law, which I have just read to you?

I do not think it could be divided in kind without material injury to each share.

And further this deponent saith not.

Witness me, 30.

J. W. Edwards

Virginia,

Southampton County, to-wit:-

I, Joseph B. Prince, a Commissioner in Chancery of the Circuit Court for the county of Southampton in the state of Virginia do certify that the foregoing depositions of J. W. Bryant and J. E. Edwards were duly taken, sworn to and subscribed before me at the time and place and for the purpose in the caption hereto mentioned. Given under my hand this 7th day of July, 1909.

Joseph B. Prince - Comm. in Chy.

Witness J.W.Edwards, being first duly sworn deposes as follows:-

Q.

Please state your name, age, residence, occupation, and do you know the parties to this suit ?

A. J.W.Edwards, 28, Southampton county, merchant, I know the parties

Q.

I have read to you the bill of the complainant, please state what you consider the annual and fee simple value of the ^{whole} real estate therein mentioned to be ?

A. Annual value of \$50.00, and fee simple \$700.00

Q...

Please state whether or not you consider it would be to the interests of the parties to sell the said property privately and divide the proceeds, and whether if a sale should be had it would be to the interests of the parties to sell privately for the sum of \$700.00 ~~and divide~~ or to sell at public auction ?

A.

I believe it would be to the interests of the parties to sell the said property, and divide the proceeds, and I believe \$700 is more than they would obtain for it if put up at public auction .

Q.

Do you think it could be conveniently divided in kind among the parties entitled thereto in any of the methods prescribed by law, which I have just read to you ?

A.

I do not think it could be divided in kind without material injury to each share.

And further this deponent saith not.

Witness fee .50.

J. W. Edwards

Virginia,

Southampton County, to-wit:-

I, Joseph B. Prince, a commissioner in chancery of the Circuit Court for the county of Southampton in the state of Virginia do certify that the foregoing depositions of J.W. Bryant and J.W. Edwards were duly taken, sworn to and subscribed before me at the time and place and for the purpose in the caption hereto mentioned, Given under my hand this 7th day of Feby. 1905.

Joseph B. Prince - Comm. in Chy.

90
28
118
80
1.44
1.05
65

6.130

COMMISSIONER'S BOND.

Willford V. Bryant & Co.

to

Commonwealth.

1905. Sept. 11

Recorded in
Comm. B. B. Page 160

Know All Men by These Presents, That we, Wm Shands, and
Wm B. Shands

are held and firmly bound unto the Commonwealth of Virginia in the sum of

Fifty

Dollars,

to the payment whereof, well and truly to be made to the said Commonwealth of Virginia, we bind ourselves and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents, hereby waiving the benefit of our Homestead Exemptions as to this obligation, and any claim or right to discharge any liability to the Commonwealth arising under this bond, or by virtue of said office, post or trust, with coupons detached from bonds of this State.

Sealed with our seals, and dated this 11 day of August one thousand ^{nine}~~eight~~ hundred and ~~ninety~~ five (1905)

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the above bound

Wm Shands

shall faithfully perform the duties of his office or trust, as Special

Commissioner

under a decree of the Circuit Court of the County of Southampton

pronounced on the 19 day of July 1905, ~~189~~, in the suit therein depending

under the name and style of Willford & Bryant, et al;

And, further duties as may be required of
him by such other decrees as may be
entered in said cause.

then this obligation to be void, otherwise to remain in full force and virtue.

Signed, sealed and acknowledged in the
presence of

Wm Shands



Wm B Shands



In the Clerk's Office of the Circuit Court of the County of Southampton.

This day Wm B Shands

suret on the above bond, made oath before me, A B M Lemore Deputy Clerk
of the Circuit Court of the county of Southampton, and State of Virginia, that his
estate, after the payment of all his just debts and those for which he is bound
as securit for others and expect to have to pay, is worth the sum of

Fifty dollars.

Given under my hand this 11 day of September 1905

Teste:

A B M Lemore, Clerk.

Received Feb 11th 1905 of Mr. Chand
Special Commissioner of the Chancery
Court of Guilford Co. North
Car. the sum of forty two
dollars (\$42.78) and seventy eight cents
as payment in full of amount in
his hands for the minors Mills R.
and Mary A. Bryant, this being
paid me as their Guardian.

I also hereby acknowledge receipt
from him some of the sum of
twenty seven (\$27.45) dollars and
forty two cents as payment in full
of what I was to receive on account
of my ~~share~~ interest in the old
Bryant place. Deed to L. P. Williford
having been executed Mary A. R. Bryant
Guardian of Mills R. & Mary A. Bryant
Witness
Mary A. R. Bryant,
Sallie V. Cobb,

Received, Sept 11, th 1905 of Mr. Shanks
for L. D. Williford, the sum of
twenty one (\$21.39) dollars and
thirty nine cents, as payment
in full for all our interest
and paid L. D. Williford in
the old Boy out place, we
having only executed him a
deed for the same.

Lallie V. Cobb,
A. B. Cobb

Received of Wm Shands The
Sum of Seventy five dollars
sent me by L. D. Hilliford
on my request, and a
statement or bank book showing
the deposit by him for me
on the day in the Peoples
Bank of Carrollton Va. of
the sum of fifty nine
 $\frac{37}{100}$ as payment in full
of what he had on hand
for me from John Spring
interest on the Bryant
Trust Fund to L. D.
Hilliford
Dec 8th 1894

Rebecca E. Bryant
L. D. Hilliford
Dr.

By

Witness

L. B. Bryant

THE UNIVERSITY OF CHICAGO

THE UNIVERSITY OF CHICAGO

[illegible]

documents are retained and filed, with the deed of gift on file, and the
 estate in the Willard proceedings relinquished. Receipts for all of which
 are attached to the said T. C. Willard's deed for their interest in the same.
 The said Mrs. A. C. Willard, and the said Charles A. Webb, and their heirs and
 assigns, and every person claiming by or through them, have and lawfully
 have sold to the said T. C. Willard the sum of \$11,750.00 for the interest in the
 same, and the said Charles A. Webb, and every person claiming by or through
 him, have and lawfully have sold to the said T. C. Willard the sum of \$11,750.00 for the
 interest in the same, and the said T. C. Willard, and every person claiming by or
 through him, have and lawfully have sold to the said Charles A. Webb, and every
 person claiming by or through him, the sum of \$11,750.00 for the interest in the
 same, and the said Charles A. Webb, and every person claiming by or through
 him, have and lawfully have sold to the said T. C. Willard, and every person
 claiming by or through him, the sum of \$11,750.00 for the interest in the same,

Williford

Final report

Spence Jones

Jane M. Jones

1907- July 18 file

Proceeded to collect from the field A.D. 1891. Found the same old people and
 Indians as before but entered in first census on July 10, 1891. The
 first unrecorded transmission date seems to be July 10, 1891.

16. History, School of W. Southern University, 1900.

Williford,

Vs (Final, Report of Wm. Shands Special Comr,

Bryant et Als,

Your undersigned commissioner begs leave to report that in pursuance to a decree duly entered in this cause on July 19th, 1905, he proceeded to collect from the said L.D. Williford the sum of twenty one dollars and thirty nine cents each for the interest of the said minors Mary.A. Bryant, and Mills.R. Bryant in the real estate in the bill and proceedings mentioned and executed him, the said L.D. Williford a deed with special warranty for the interest of the said minors in the said real estate, and duly paid the said amount over to their said mother and guardian, Mary.A.R. Bryant (as the amount was needed, and used by her in their maintenance and support) and herewith file her receipt as guardian for the said payments. Your commissioner charging the said minors no commissions on the said amount, That there is no funds in the hands of your commissioner and nothing further for him to do in this cause, Your commissioner would state that the said widow, Mrs. Mary.A.R. Bryant was duly paid the sum of \$27.42, for her dower interest in the said real estate by the said L.D. Williford per Wm. Shands, and the said Sallie.V. Cobb, was duly paid by the said Wm. Shands for the said L.D. Williford the sum of \$21.39 for her interest in the aforesaid real estate (she having become of the age of twenty one years old) and that the said Mary.A.R. Bryant, and the said Sallie .V. Cobb, and her husband duly executed to the said L.D. Williford a deed for their interest in the real estate in the bill and proceedings mentioned, Receipts for all of which payments are herewith duly filed, That the deed of trust on the real estate held by J.B. Prince has been satisfied, by the said L.D. Williford, All of which is respectfully submitted by,

Wm Shands

Special Commissioner,

Williford

Vs (1st Decree,

Bryant et als,

=====

We consent to this decree,

*Wm Shands atty for
Plaintiff, & adult defendant*

W.D. Sebrill,

Gonad Sitem

To be entered Jany, 16 Term 1905.

Robert C. Huntis

Entered - b. O. B.
page - 133,
"

L.D. Williford

Plaintiff,

Va (1st, Decree,

Mary.A.R. Bryant, Sallie.V. Cobb, and A.B. Cobb, her husband, Mills.R. Bryant, And
Mary.A. Bryant, the said Sallie.V. Cobb, Mills.R. Bryant, and Mary.A. Bryant,
being minors, by W.J. Sebrell, theid guardian ad litem, Defendants,

This day this cause came on to be heard upon the plaintiff's bill and the joint
answer of the defendants Mary.A.R. Bryant, Sallie.V. Cobb, and A.B. Cobb, and the
answer of W.J. Sebrell Guardian ad litem of the minors, Sallie.V. Cobb, Mills.R.
Bryant and Mary.A. Bryant, and general replication thereto, and was argued by
Counsel. On consideration whereof the court doth adjudge, order and decree, that
one of the commissioners in chancery of this court, proceed to take, state and
make report to court, the following accounts, namely;

1st An account showing what is the actual and annual value of the interest of the
defendants in the said real estate, and if the offer made by the plaintiff
for their interest is a fair and equitable consideration therefor, and if that he
should be allowed to purchase the same therefor, or if it would be best that
the same be sold at public auction and proceeds from said interest be paid to
the parties according to their rights,

2nd An account showing what liens if any, are upon said interest, and if there
are any delinquent taxes due, and if so the amount, together with any other
matter deemed pertinent by the said commissioner, and stated specially, or which
any party interested may require him so to state,

And by consent of all parties to this suit given in open court, the adults so
consenting by their counsel and the minors by their guardian ad litem, it is
and submitted to the judge of this court for his decision and decree
is ordered and decreed that this cause is made a vacation cause, And it being
shown to the court that the defendant, Sallie.V. Cobb, is now of age, it is ordered
that she henceforth be proceeded against as an adult,

L.D. Williford,

Vs(2nd, Decree,

Bryant et Als,

This day this cause came on to be heard upon the papers formerly read and upon the report of commissioner J.B. Prince filed April 28th, 1905, to which report no exceptions have been filed, and was argued by counsel, On consideration whereof the court doth adjudge, order and decree, that the said report be, and the same is hereby confirmed, And it appearing to the court from the said report that it is to the interest of the said defendants that the plaintiff L.D. Williford, be allowed to purchase their rights and interests in the real estate described in the bill, the court doth further adjudge, order and decree that Wm. Shands who is hereby appointed a special commissioner for that purpose, shall upon receiving from the said L.D. Williford the sum of twenty one dollars and thirty nine cents for the share of the minor Mills, R. Bryant, and the same amount for the share of the minor Mary A. Bryant execute to the said L.D. Williford a deed with special warranty for the rights and interests of the said minors in the real estate in the bill and proceedings mentioned *from the statement of counsel in this cause,* (It being further shown to the court that since the last decree entered in this cause that the other minor, Sallie V. Cobb, has reached the age of twenty one years, that she and her said husband will, as well as the said widow, Mary A. R. Bryant, accept the amount which the said commissioners report shows is their part of the said purchase price for their interests in the said real estate, and will duly execute to the said L.D. Williford a deed for their rights and interests in the said real estate) But the said special commissioner shall not proceed to act under this decree till he shall have first executed before the clerk of this court, a bond in the penalty of fifty dollars, *with approved security* conditioned for the faithful discharge of his duties as such commissioner under this and such other decrees as may be entered in this cause, And the court doth further adjudge, order and decree, that the said commissioner is authorized upon receipt of the said sum \$21.39, each, for the said share of the said minors Mills R. Bryant, and Mary A. Bryant, to pay the same (less the proper costs for receiving and disbursing same, and executing deed for said interests,)

to the duly qualified guardian of the said minors, Mills. R. Bryant, and Mary. A Bryant, and make due report to court of his proceedings, so soon as this court shall be first satisfied that such guardian has given bond with surety sufficient for the security of the same.

Williford

Vs(2nd, Deeree,

Bryant et als,

To be entered July 1905,

Robert R. Bryant

Entered

L. O. P. p. 178.

~~Wilmington~~ 1907

12 Final Decease

Boyd et al

To be entered

July fifteenth 1907
Jas McShore

Entered in
D. O. B. O. 348.

Williford,

^{upon}
Vs, Final report, of Wm. Shands special Comr,

Bryant et als,

This day this cause come on to be heard on the papers formerly read, and upon the ^{Final} report of Special Commissioner Wm. Shands, ^{filed July 15, 1907} showing the collection from the said L.D. Williford of the sum of forty two dollars and seventy eight (\$42.78) cents, the amounts he was to receive from the said Williford for the interest of the said minors Mary A. Bryant and Mills R. Bryant in the real estate in the bill and proceedings mentioned, and the execution to the said L.D. Williford of a deed with special warranty for the said interest in the said real estate, by the said commissioner and the due payment of the said money over to Mary A. R. Bryant guardian (and mother of the said minors, supported by proper vouchers, said report also showing that the said Mary A. R. Bryant, the widow and the said Sallie V. Cobb (wife of A. B. Cobb) had become of age and been duly paid the amounts which the said commissioner J. B. Prince reported should be paid them for the interests in the said real estate and had duly executed to the said L.D. Williford a deed for their interest in the said real estate, (their said receipts being herewith filed). To which report no exceptions have been filed, Whereupon the court doth adjudge, order, and decree that that said report be and the same is hereby confirmed, And there being nothing further to be done in this cause, it is ordered that the same be removed from the docket, and that the said ~~defendant~~ L.D. Williford pay such costs as may be due in this cause,