1908-23 Southampton County Chancery Warren, J. Ryland et al vs Wilson, Rosa et als

"Creditors Suit"

Real Estate to be sold and proceeds be applied to payment of debts

Wilson, E. O.
Blizzard, Freddie
Blizzard, Richard
Gillette, J. L. Sr.
Barber, J. C. Trustee
Burbage, J. J.
Winborne, S. P.
Ashett Brothers
Pierce, J. H. Surv. Estate
Barber, J. J. Estate

Warren
v. } Bill & Ex:
Wilson et: als:

1907. 1st July Rules filed -

McLEMORE & CORBITT
ATTORNEYS AT LAW
SUFFOLK, VA.

Jewell & Co., Phila.

TO THE HONORABLE JAMES L. McLEMORE, JUDGE OF THE CIRCUIT COURT OF SOUTHAMPTON COUNTY.

J. Ryland Warren, who sues on behalf of himself and such other of the creditors of William R. Wilson, deceased, as shall come in and contribute to the costs of this suit, complaining, sheweth unto the Court that at the May term, 1906, of the Circuit Court held in and for the County of Southampton, J. R. Warren recovered judgment against W. R. Wilson and E. D. Wilson for the sum of Three Hundred, Sixty-four & 11/100 Dollars ($364.11), with interest thereon from January 1, 1906, until paid, and $6.77 costs, which said judgment was docketed in the Clerk's Office of said County on May 28, 1906; that no part of said judgment hath ever been paid, and that the records of the Clerk's Office of the Circuit Court of Southampton County show that other judgments in favor of other parties have been recovered against the said W. R. Wilson, which said judgments are apparently not marked satisfied, the said judgments referred to being as follows:

One in favor of J. J. Darden, the principal of which is $89.82;
One in favor of Abbitt Brothers, the principal of which is $55.52;
One in favor of S. P. Winborne, the principal of which is $31.10;
One in favor of S. P. Winborne, the principal of which is $49.85;
One in favor of S. P. Winborne, the principal of which is $53.87.

Your complainant is advised, and therefore charges, that most of said judgments just enumerated in favor of other parties, if not all of them, have been paid, but the creditors have failed to mark same satisfied upon the Court records.

In addition to the same, the said W. R. Wilson and Rosa Wilson, his wife, have executed, and there are recorded in the Clerk's Office of Southampton County, the following deeds of

trust binding the hereinafter described land of W. R. Wilson:

1st. A deed of trust to J. C. Parker, Trustee, to secure a debt of $443.00, with interest, to T. J. Burbage, which said deed of trust is recorded in T. D. B. 3, page 644;

2d. A deed of trust to J. C. Parker, Trustee, to secure a debt of $191.62, with interest, to S. P. Winborne, which said deed of trust is recorded in T. D. B. 5, on page 643.

The said W. R. Wilson was, in his lifetime, seized and possessed, in his own right, of a tract of land of two hundred (200) acres, bought from O. M. Bryant, bounded on the North by the lands of William Whitfield's Heirs, on the East by lands of O. M. Bryant, on the South by lands of William Britt, and on the West by the lands of Jesse Glover's Estate; and probably other tracts of land and personal property unknown to your complainant; and being so seized and possessed of the said real estate and personal property, some time in the year 1907, the said W. R. Wilson departed this life, intestate, leaving Rosa Wilson, his widow, E. D. Wilson and Freddie Blizzard, the wife of Richard Blizzard, his only children and heirs-at-law; that on the _____ day of _____, 1907, the Estate of the said W. R. Wilson was committed to the hands of J. L. Gillette, Sheriff, as his personal representative; that your complainant's debt is till due and unpaid, and that there is not sufficient personal estate to pay off the debts of the decedent.

In tender consideration whereof, and foramuch as your complainant is remediless in the premises save by the aid of a Court of Equity where matters of this kind are alone and properly cognizable, your complainant prays that the said Rosa Wilson, E. D. Wilson, Freddie Blizzard and Richard Blizzard, her husband, J. L. Gillette, Sheriff of Southampton County, and, as such, personal representative of William R.

Wilson, deceased, J. C. Parker, Trustee, T. J. Burbage, S. P. Winborne, Jno. D. Abbitt, surviving partner of Abbitt Brothers, and J. H. Rives, surviving Executor of the Estate of J. J. Darden, deceased, may be made parties defendants to this bill and required to answer same, but not on their oaths, their oaths being expressly waived, that proper processes issue, that there may be decreed by this Honorable Courta settlement of the accounts and taking of the proofs of the debts of the said W. R. Wilson, that the real estate of the said W. R. Wilson may be sold and the proceeds of the property, real and personal, may be applied to the payment of the debts according to their priorities, that all proper orders and decrees may be made and proper inquiries be directed, and that all such other further and general relief may be afforded your Complainant as the nature of his case may require or to Equity shall seem meet.

Notice is hereby given that the Court will be asked to allow a reasonable Counsel's fee for complainant's counsel conducting this cause.

and Your complainant will ever pray, etc.

James H. Barbitt, p. q.

Warren

vs } State Costs

Wilson et al

Received payment from J. Pinkus, Special Comm. of the costs due us.

Paid. B7m	Clerk	$ 6.41
Paid J. H. Gillette	Sheriff	4.50
J. Theo Britt, Atty	Witness	16.50
Paid B7m	E. Frank Story	25.00
	Witness Costs	1.87
		$ 54.28

Filed May 18th 1900 [illegible]

Duran Clerk.

Wm R. Wilson's
Bond

$443.00

Rec'd of William Wilson
in part of within bond.
May 17th 1898 $27.00
T. J. Burbage

Rec'd Wm Wilson
May 15th 1901 $25.00
T. J. Burbage

Rec'd of Wm Wilson
Dec. 24th 1903 $50.00
(per, Richard Blizzard)
T. J. Burbage

Pay to S. P. Winborne,
without recourse.
T. J. Burbage.

Franklin, Va.

$443.

ON DEMAND I owe and promise to pay to T. I. Burbage, his heirs or assigns, the just and full sum of Four Hundred and fortythree Dollars, with legal interest at six per cent per annum, from date, for value recieved. And I hereby waive the benefit of my homestead exemption as to this debt.

Witness my hand and seal this 12th day of May 1896.

(Seal.)

Witnesses:-

J. C. Porter

D. P. Winborne

Received payment in full of this bond. T. I. Burbage

Bal — 176.50
Comm 2.8
Deed 5—
Bal 768.75
Costs 5.4.28
Burbage 6.5.96
Atkill Bros 88.25
Winborne 109.76
945.25 945.25

$109.76

Recieved from J.C.Parker, Special Commissioner in the suit of Warren vs. Wilson, et als., this 15th day of May 1908, the sum of one hundred and nine and 76/100 Dollars ($109.76) as a credit on my bond against W.R.Wilson, secured by second deed of trust on the land sold by said Commissioner in said suit, as shown by report of Comr. E.r. Story in said suit.

J.P. Winborne

$88.25

Recieved from J.C. Parker, Special Comr. in re Warren vs. Wilson, et als. Eighty-Eight & 25/100 Dollars in payment of the Judgement due Abbitt Bros. by W.R. Wilson deceased. as shown by report of Comr. Story in said cause.

Abbitt Bros
per Jno. S. Abbitt

To J. L. McLaurine, Judge
of the Circuit Court of Southampton Co., Va

The undersigned, special Comr. in the suit of Women vs. Wilson et als., begs leave to report that in accordance with decree entered in said cause on the 28th day of March 1908, he has collected the balance of the purchase price due by S. P. Winborne on account of land sold to him as formerly reported, which balance, with interest to May 15th 1908, amounted to $768.78, and has given the said S. P. Winborne a good and sufficient deed, with special warranty, for the said property, and has paid out the amount thus collected, together with the balance in his hands as shown by last report, to those to whom the same was due as shown by the following statement,

Statement

By balance in hand shown by last report —	176.50
" balance due on land, with int. to May 15th 1908, collected from S. P. Winborne	768.75
Carried forward	$943.25

1908	By amt brought forward		945.25
May 15	To legal commissions on $950.00	28.00	
	" fee for writing deed	5.00	
	" paid costs as taxed by clerk	54.28	
	" " T. I. Burbage's bond reported by Louis Story in full	659.96	
	" " Abbie Bias, judgment reported by Louis Story	88.25	
	" " S. P. Winborne on acct. of his bond reported by Louis Story	109.76	
		$925.25	$945.25

I herewith file receipts as vouchers in support of above report.

Respectfully submitted,

J. C. Parker,

Special Commissioner

J. G. Parker

to { COMMISSIONER'S BOND.

COMMONWEALTH.

1907 Nov 14

Know all Men by these Presents, That we J. C. Parker and United States Fidelity and Guaranty Company are held and firmly bound unto the Commonwealth of Virginia, in the sum of Two Thousand 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 the bonds of this State. Sealed with our seals, and dated this 14th day of November one thousand nine hundred and Seven.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the above bound J. C. Parker shall faithfully perform the duties of his office or trust, as Special Commissioner under decree of the Circuit Court of the County of Southampton pronounced on the 13th day of November, 1907, in the suit therein depending under the name and style of J. Ryland Warren &c. vs. Rosa Wilson &c.

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

Signed, sealed and acknowledged in the presence of

J. C. Parker [SEAL]

United States Fidelity Guaranty Company by J. C. Parker its attorney in fact [SEAL]

[SEAL]

Clerk's Office of the Court of the of

This day

suret on the above bond, made oath before me, , Clerk of the Court of the of that estate , after the payment of all just debts, and those for which bound as securit for others and expect to have to pay worth the sum of dollars.

Giveu under my hand, this day of , 19

Clerk.

Warren, J. Ryland

Report of Sale

vs. } by Special Com'rs

Wilson, Rosa, et als

1907. Dec 28th Filed

J. C. PARKER,
ATTORNEY-AT-LAW,
Franklin, Va.

$5. Franklin, Va. Dec. 14th, '07.

Recieved from J.C. Parker, Special Commissioner in the suit of J. Rand Warren vs. Wilson, et als., FIVE DOLLARS fee for acting as auctioneer in sel-ling land sold by him under decree in said suit, Dec. 12th 1907.

T. D. Gibson

Auctioneer.

Franklin, Va., Dec 14 1907

Mr. J. C. Parker, Special Commissioner
J. Ryland Warren vs Rosa Wilson et als

TO THE NEWS PUBLISHING CO., DR.

PUBLISHERS OF

The Tidewater News

Job Printing and Business Stationery

Nov	22	100 large posters	1	75		
"	22	Publishing same in News 22+29	6	75		
					$8	50
		Thanks				

NEWS PUBLISHING CO. PAID DEC 14 1907 Franklin, Va. Collector

FRANKLIN, VA., Nov 18th 1907

Mr. J. C. Parker: Special Counsel in the Warren v. Wilson suit

TO J. C. PARKER & CO., DR.,

FIRE AND LIFE INSURANCE AGENTS.

OFFICE, MAIN STREET.

DATE.	POLICY NO	COMPANY.	PROPERTY INSURED.	AMOUNT.	PREMIUMS.
Sept 7	#68728-7	U.S.F.&G.Co	Bonfoden	2000	10.00
			Paid — J. C. Parker & Co		

To the Hon. James L. McLemore, Judge of the Circuit Court of Southampton Coun-ty, Virginia.

J. RYLAND WARREN,

VS.)

WILSON, ROSA, et als.

The undersigned, your Special Commissioner, appointed by decree in the above styled suit, entered on the 12th day of November 1907, to sell certain set forth and described in said decree, begs leave to report to your Honor that on the 20th day of November 1907, after having given bond as required by said decree, your Commissioner advertised said property for sale at Sunbeam on Thursday, Dec. 12th 1907, at 11 oclock A.M., upon terms in accordance with the provisions of said decree, and had handbills of said advertisement printed, a copy of which is hereto attached, and posted and distributed said handbills in various public places in Southampton County, Va. and Hertford Co. N.C. particularly in the section where the property is located, and in addition had said advertisement published in The Tidewater News, a newspaper publish-ed in Franklin, Virginia, for three weeks preceeding the date of said sale.

On the said 12th day of December, in accordance with said advertisement, your Commissioner offered said property by public auction and same was bid off by S. P. Winborne at the price of nine hundred and fifty dollars $950.) that being the highest bid made. He has paid $200. on account of said purchase price, and desires that as soon as sale is confirmed he be al-l owed to pay the entire price in cash and take a deed for the property. Out of this $200. your Commissioner has paid $10. premium on his bond, $5. to auctioneer, and $8.50 for advertising, making total of $23.50 and leaving $176.50 in the hands of your Commmissioner subject to the order of the court.

As to the advisability of confirming said dale your Commissioner is hard-ly in position to say anything. The price bid is considerably lower than the value placed upon the property by Commissioner Story and the witnesses before him, but since that report was made there has been considerable de-pression in values and your Commissioner doubts if it would be wise to re-ject said bid unless a substantial upset bid was made, for to reject the bid without such upset bid might endanger the ultimate sale of the property for less than the $950. now bid. Receipts for above expenditures are herewith filed.

Very repectfully,

J. C. Parker

Special Commissioner.

Auction Sale
Of Tract of Land Near Sunbeam In
Southampton County, Virginia.

By virtue of decree of the Circuit Court of Southampton County, Virginia, entered on the 12th day of November, 1907, in the Chancery Suit styled J. Ryland Warren vs. Wilson and others, therein pending, I shall, on

Thursday, Dec. 12th, 1907,

At 11 o'clock, A. M., at Sunbeam, in Southampton County, Virginia, offer for sale by public auction to the highest bidder the following real property:

A tract of land of two hundred (200) acres near Sunbeam, Va., bounded on the north by the lands of William Whitfield's heirs, on the east by the lands of O. M. Bryant, on the south by the lands of William Britt, and on the west by the lands of Jessie Glover's estate. It being the same tract of land of which Wm. R. Wilson died, seised and possessed and on which he resided at the time of his death.

This is a valuable tract of land and inspection of same is invited.

Terms:—One-third of purchase price cash, one-third six months after date of sale and one-third twelve months after date of sale, both of said deferred payments to bear interest from date of sale, and purchaser to give bond for same, and title of the property to be retained until the full purchase price is paid, but with privilege to purchaser to pay the entire purchase price in cash as soon as the sale is confirmed by the Court.

J. C. PARKER, Special Commissioner.

J. Ryland Warren vs. Rosa Wilson et als.

I, B. F. McLemore, Clerk of the Circuit Court of Southampton County, Va., do hereby certify that the bond required of J. C. Parker, Special Commissioner in the above styled cause has been given, with security deemed sufficient by me. Given under my hand this 18th day of November, 1907.

B. F. McLEMORE, C. C.

Franklin Va., Nov. 20th, 1907.

Harris,
-vs-
Comr's Report
Wilson, et als.

1907: Oct. 10th Filed.
B F McLemore. C.C.

E. FRANK STORY
ATTORNEY AT LAW
COURTLAND, VIRGINIA

COMMISSIONER'S OFFICE,

Courtland, Va., October 10th, 1907.

TO THE CIRCUIT COURT OF SOUTHAMPTON COUNTY, VIRGINIA:

The undersigned, a commissioner of the said Court, to whom has been referred the matter of taking an account and making report thereon to Court, as directed by a decree of the said Court, entered on the 24th day of July, 1907, in the chancery cause therein depending, generally styled, Warren vs. Wilson et als., respectfully reports to Court:

That on the 2nd day of October, 1907, your said commissioner, in pursuance of the said decree, issued notices against all of the said parties, plaintiffs and defendants to the said cause, notifying them of the fact that he would, on the 10th day of October, 1907, at Sunbeam, in Southampton County, Virginia, proceed to take, settle and report to Court, the several matters required to be taken and stated by the aforesaid decree of July 24th, 1907, which said notices have been duly returned to your commissioner, properly executed, or acknowledged by the parties in interest, same being herewith filed:

That on the said 10th day of October, 1907, your said commissioner proceeded to take the depositions of R. B. Bryant and J. T. Bryant, to aid him in framing the said report, which said depositions are also herewith filed:

That touching the several matters required to be reported by the said decree, your commissioner begs to report further:

(1)

J. L. Gillette, Sheriff, and as such administrator of William R. Wilson, deceased, has not received any funds belonging to the said estate, and therefore, has made no disbursements:

(2) LIENS WITH THEIR PRIORITIES:

(1) A deed of trust executed by William R. Wilson and Rose Wilson, to J. C. Parker, Trustee, to secure to T. I. Burbage the sum of Four Hundred and Forty-Three ($443.00) Dollars, payable on demand, with legal interest from date, evidenced by a bond executed by the said William R. Wilson; which said trust deed bears date the 12th day of May, 1896, and is of record in the Clerk's Office of Southampton County, Virginia, in Trust Deed Book No. 3, at page 644: Subject to the following credits: $27.00 May 12, 1898; $25.00, May 16, 1901; and $50.00, Dec. 24, 1903.

(2) A judgment against E. D. Wilson and William R. Wilson in favor of J. W. Darden, for the sum of Eighty-Nine & 82/100 ($89.82) Dollars, with interest thereon from January 1st, 1899, till paid, and Two ($2.00) Dollars costs, docketed in the Clerk's Office of Southampton County, Virginia, on the 18th day of September, 1899, in Judgment Docket No. 3, Judgment No. 735: satisfied by the sale of the land

(3) A judgment against W. R. Wilson and Edward D. Wilson, in favor of Abbit Bros., for the sum of Fifty-Five & 52/100 ($55.52) Dollars, with interest thereon from the 1st day of January, 1899, till paid, and One & 50/100 ($1.50) Dollar cost; docketed in the Clerk's Office of Southampton County, Virginia, on the 8th day of January, 1901, in Judgment Docket No. 3, Judgment No. 841:

(4) A judgment against W. R. and E. D. Wilson in favor of S. P. Winborne, for the sum of Thirty-One ($31.00) Dollars, with interest thereon from the 1st day of January, 1899, till paid, and One ($1.00) Dollar cost, docketed on the 21st day of January, 1901, in the Clerk's Office of Southampton County, Virginia, in Judgment Docket No. 3, Judgment No. 847: The commissioner's report that S. P. Winborne has been satisfied in full has been duly recorded.

(5) A deed of trust executed by William R. Wilson and Rosa Wilson, to J. C. Parker, Trustee, to secure to S. P. Winborne, the payment of the sum of One Hundred and Ninety-One

& 62/100 ($191.62) Dollars, evidenced by a bond executed by the said grantors, which said trust deed bears date March 22nd, 1901, and is of record in the Clerk's Office of Southampton County, Virginia, in Trust Deed Book No. 5, at page 643: That said bond is not subject to any credits.

(6) A judgment against W. R. and E. D. Wilson, in favor of J. R. Warren, for the sum of Three Hundred and Sixty-Four & 11/100 ($364.11) Dollars, with interest thereon from the 1st day of January, 1906, till paid, and Six & 77/100 ($6.77) Dollars cost; docketed on the 28th day of May, 1906, in the Clerk's Office of the Circuit Court of Southampton County, Virginia, in Judgment Docket No. 3, Judgment No. 1424:

(7) A judgment against W. R. and Edd Wilson, in favor of S. P. Winborne, for the sum of Forty-Nine & 85/100 ($49.85) Dollars, with interest thereon from the 1st day of April, 1904, till paid, and One ($1.00) Dollar cost; docketed on the 25th day of June, 1906, in the Clerk's Office of the Circuit Court of Southampton County, Virginia, in Judgment Docket No. 3, Judgment No. 1429:

(8) A judgment against W. R. and Edd Wilson, in favor of S. P. Winborne, for the sum of Fifty-Three & 87/100 ($53.87) Dollars, with interest thereon from the 1st day of January, 1906, till paid, and One ($1.00) Dollar cost; docketed on the 25th day of June, 1906, in the Clerk's Office of the Circuit Court of Southampton County, Virginia, in Judgment Docket No. 3, judgment No. 1430:

(9) An unsecured balance on a bond, including interest to date, of Sixty-Six & 69/100 ($66.69) Dollars, due Pretlow & Co:

(3) (a) William R. Wilson, at the time of his death, was seised in fee-simple of the tract or parcel of land, containing about two hundred (200) acres, set forth and described in the Bill of the complainant:

(b) The annual value of the said real estate is about

One Hundred ($100.00) Dollars:

(c) The fee-simple value thereof is about Eighteen Hundred ($1800.00) Dollars:

(4)

Rosa Wilson, widow of William R. Wilson, deceased, dower interest:

E. D. Wilson, one-half, subject to the said dower interest:

Freddie Blizzard, one-half, subject to the said dower interest.

Of course, the interests of the above parties is subject to such liens as bind the said property, hereinbefore reported, and from the report of the said liens may be seen to what extent Rosa Wilson, as widow of William R. Wilson, deceased, has relinquished her dower interest:

(5)

There are no delinquent taxes binding the said property.

Respectfully submitted,

COMMISSIONER IN CHANCERY.

COMMISSIONER'S FEE $25.00:

****
* *
* Warren, *
* *
* vs. } Depositions. *
* *
* Wilson et als. *
* *
****

The depositions of R. B. Bryant and J. T. Bryant, taken before me, E. Frank Story, a commissioner in chancery for the county of Southampton, in the State of Virginia, pursuant to notice hereto annexed, at Sunbeam, in Southampton County, Virginia, on the 10th day of October, 1907, to be used by the said commissioner as a basis for the value of the real estate involved in the said suit, in framing his report, as required by a decree entered in the said cause on the 24th day of July, 1907, now pending in the Circuit Court of Southampton County, Virginia.

E. Frank Story,

COMMISSIONER IN CHANCERY.

Witness R. B. Bryant, being first duly sworn, deposes and says:

Q. What is your name, age, residence, occupation and do you know the parties to the suit?

A. R. B. Bryant, age 58 years, reside in Southampton County, Virginia, am a farmer, and I know the parties to the suit.

Q. What in your opinion, would be a fair cash, fee-simple value for the farm belonging to the estate of William R. Wilson, colored, deceased?

A. I think about $1500.00.

Q. I suppose Mr. Bryant, that you are fairly familiar with this property?

A. Yes, I live within one mile of the property, and know it pretty well.

Q. What do you think it would rent for per annum?

A. About $75.00.

And further this deponent sayeth not.

(Signature waived.)

Witness J. T. Bryant, being first duly sworn, deposes and says:

Q. What is your name, age, residence, occupation and do you know the parties to the suit?

A. J. T. Bryant, age 41 years, reside in Southampton County, Virginia, am a farmer, and I know the parties to the suit.

Q. Do you know the William R. Wilson farm, situated on Diamond Bridge road?

A. Yes, I know the property.

Q. What in your opinion, would be a fair fee-simple value for this property?

A. About $1800:00.

Q. What do you think it would rent for per annum?

A. Not to exceed $100.00.

And further this deponent sayeth not.

(Signature waived).

STATE OF VIRGINIA, {
to-wit:
Southampton County, {

I, E. Frank Story, a commissioner in chancery for the circuit court, in and for the county aforesaid, in the State of Virginia, do hereby certify that the foregoing depositions of R. B. Bryant and J. T. Bryant, were duly taken and sworn to before me, at the place and time therein mentioned, pursuant to the annexed notice.

Given under my hand this 10th day of October, 1907.

E. Frank Story,

COMMISSIONER IN CHANCERY.

OFFICE OF E. FRANK STORY,
COMMISSIONER IN CHANCERY FOR THE CIRCUIT COURT OF
SOUTHAMPTON COUNTY, VIRGINIA:

Courtland, Va., October 2, 1907.

TO:

J. Ryland Warren, who sues on behalf of himself and such other of the creditors of William R. Wilson, deceased, as shall come in and contribute to the costs of this suit,

and

Rosa Wilson (widow), E. D.Wilson, Freddie Blizzard and Richard Blizzard, her husband, J. L. Gillette, Sheriff of Southampton County, and as such personal representative of William R. Wilson, deceased, J. C. Parker, Trustee, T. J. Burbage, S. P. Winborne, Jno. D. Abbitt, surviving partner of Abbitt Brothers, J. H. Rives, surviving Executor of the estate of J. J. Darden, deceased.

You are hereby notified that I have fixed upon the 10th day of October, 1907, to take and settle, at Sunbeam, Southampton County, Virginia, the following accounts, to-wit:

(1) An account of the transactions of J. L. Gillette, Sheriff of Southampton County, and as such personal representative of William R. Wilson, deceased:

(2) An account of the debts due by decedent, William R. Wilson, together with their dignities and priorities:

(3) An account of the real estate of which the said decedent died seized and possessed, together with its annual and fee-simple value:

(4) Inquire and report the heirs and distributees at law of William R. Wilson, deceased, together with their respective interests in said decedent's estate, and the liens of record, if any, against their respective interests in said decedent's estate:

(5) Whether or not there are any delinquent taxes against the estate of said decedent:

(6) Any other matter deemed pertinent by the Commissioner, or required to be stated by any party in interest.

Required to be taken by a decree of the Circuit Court of Southampton County, Virginia, rendered on the 24th day of July, 1907, 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.

E. Frank Story

COMMISSIONER.

OFFICE OF E. FRANK STORY,
Commissioner in Chancery for the Circuit Court
of Southampton County, Virginia.

Courtland, Va., October 2, 1907.

TO:
J. Ryland Warren, who sues on behalf of himself and such other of the creditors of William R. Wilson, deceased, as shall come in and contribute to the costs of this suit,

and

Rosa Wilson, (widow), E. D. Wilson, Freddie Blizzard and Richard Blizzard, her husband, J. L. Gillette, Sheriff of Southampton County, and as such personal representative of William R. Wilson, deceased, J. C. Parker, Trustee, T. J. Burpage, S. P. Vinverne, Jno. D. Abbitt, surviving partner of Abbitt Brothers, J. H. Rives, surviving Executor of the estate of J. J. Darden, deceased.

You are hereby notified that I have fixed upon the 10th day of October, 1907, to take and settle, at Sunbeam, Southampton County, Virginia, the following accounts, to-wit:

(1) An account of the transactions of J. L. Gillette, Sheriff of Southampton County, and as such personal representative of William R. Wilson, deceased:

(2) An account of the debts due by decedent, William R. Wilson, together with their dignities and priorities:

(3) An account of the real estate of which the said decedent died seized and possessed, together with its annual and fee-simple value:

(4) Inquire and report the heirs and distributees at law of William R. Wilson, deceased, together with their respective interests in said decedent's estate, and the liens of record, if any, against their respective interests in said decedent's estate:

(5) Whether or not there are any delinquent taxes against the estate of said decedent:

(6) Any other matter deemed pertinent by the Commissioner, or required to be stated by any party in interest;

Required to be taken by a decree of the Circuit Court of Southampton County, Virginia, rendered on the 24th day of July, 1907, 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.

E. Frank Story
COMMISSIONER.

To the Sheriff of Southampton County, to execute.

OFFICE OF E. FRANK STORY,
Commissioner in Chancery for the Circuit Court
of Southampton County, Virginia.

Courtland, Va., October 2, 1907.

TO:

J. Ryland Warren, who sues on behalf of himself and such other of the creditors of William R. Wilson, deceased, as shall come in and contribute to the costs of this suit,

and

Rosa Wilson, (widow), E. D. Wilson, Freddie Blizzard and Richard Blizzard, her husband, J. L. Gillette, Sheriff of Southampton County, and as such personal representative of William R. Wilson, deceased, J. C. Parker, Trustee, V. J. Purdue, S. P. Timborne, Jno. D. Abbitt, surviving partner of Abbitt Brothers, J. H. Rives, surviving Executor of the estate of J. J. Durden, deceased.

You are hereby notified that I have fixed upon the 10th day of October, 1907, to take and settle, at Sunbeam, Southampton County, Virginia, the following accounts, to-wit:

(1) An account of the transactions of J. L. Gillette, Sheriff of Southampton County, and as such personal representative of William R. Wilson, deceased:

(2) An account of the debts due by decedent, William R. Wilson, together with their dignities and priorities:

(3) An account of the real estate of which the said decedent died seized and possessed, together with its annual and fee-simple value:

(4) Inquire and report the heirs and distributees at law of William R. Wilson, deceased, together with their respective interests in said decedent's estate, and the liens of record, if any, against their respective interests in said decedent's estate:

(5) Whether or not there are any delinquent taxes against the estate of said decedent:

(6) Any other matter deemed pertinent by the Commissioner, or required to be stated by any party in interest:

Required to be taken by a decree of the Circuit Court of Southampton County, Virginia, rendered on the 24th day of July, 1907, 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.

E. Frank Story

COMMISSIONER.

To the Sheriff of Southampton County, to execute.

OFFICE OF E. FRANK STORY,
Commissioner in Chancery for the Circuit Court
of Southampton County, Virginia.

Courtland, Va., October 2, 1907.

TO:

J. Ryland Warren, who sues on behalf of himself and such other of the creditors of William R. Wilson, deceased, as shall come in and contribute to the costs of this suit,

and

Rosa Wilson, (widow), E. D. Wilson, Freddie Blizzard and Richard Blizzard, her husband, J. L. Gillette, Sheriff of Southampton County, and as such personal representative of William R. Wilson, deceased, J. G. Parker, Trustee, T. J. Burbage, Geo. P. Wimborne, Jno. D. Abbitt, surviving partner of Abbitt Brothers, J. H. Rives, surviving Executor of the estate of J. J. Dortch, deceased.

You are hereby notified that I have fixed upon the 10th day of October, 1907, to take and settle, at Sunbeam, Southampton County, Virginia, the following accounts, to-wit:

(1) An account of the transactions of J. L. Gillette, Sheriff of Southampton County, and as such personal representative of William R. Wilson, deceased:

(2) An account of the debts due by decedent, William R. Wilson, together with their dignities and priorities:

(3) An account of the real estate of which the said decedent died seized and possessed, together with its annual and fee-simple value:

(4) Inquire and report the heirs and distributees at law of William R. Wilson, deceased, together with their respective interests in said decedent's estate, and the liens of record, if any, against their respective interests in said decedent's estate:

(5) Whether or not there are any delinquent taxes against the estate of said decedent:

(6) Any other matter deemed pertinent by the Commissioner, or required to be stated by any party in interest:

Required to be taken by a decree of the Circuit Court of Southampton County, Virginia, rendered on the 24th day of July, 1907, 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.

E. Frank Story,
COMMISSIONER.

To the Sheriff of Southampton County, to execute.

OFFICE OF E. FRANK STORY,
Commissioner in Chancery for the Circuit Court
of Southampton County, Virginia.

Courtland, Va., October 2, 1907.

TO:

J. Ryland Warren, who sues on behalf of himself and such other of the creditors of William R. Wilson, deceased, as shall come in and contribute to the costs of this suit,

and

Rosa Wilson, (widow), E. D. Wilson, Freddie Blizzard and Richard Blizzard, her husband, J. L. Gillette, Sheriff of Southampton County, and as such personal representative of William R. Wilson, deceased, J. C. Parker, Trustee, T. J. Humphreys, S. P. Vinborne, Jno. D. Abbitt, surviving partner of Abbitt Brothers, W. H. Rives, surviving Executor of the estate of J. J. Harden, deceased.

You are hereby notifed that I have fixed upon the 10th day of October, 1907, to take and settle, at Sunbeam, Southampton County, Virginia, the following accounts, to-wit:

(1) An account of the transactions of J. L. Gillette, Sheriff of Southampton County, and as such personal representative of William R. Wilson, deceased:

(2) An account of the debts due by decedent, William R. Wilson, together with their dignities and priorities:

(3) An account of the real estate of which the said decedent died seized and possessed, together with its annual and fee-simple value:

(4) Inquire and report the heirs and distributees at law of William R. Wilson, deceased, together with their respective interests in said decedent's estate, and the liens of record, if any, against their respective interests in said decedent's estate:

(5) Whether or not there are any delinquent taxes against the estate of said decedent:

(6) Any other matter deemed pertinent by the Commissioner, or required to be stated by any party in interest:

Required to be taken by a decree of the Circuit Court of Southampton County, Virginia, rendered on the 24th day of July, 1907, 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.

E. Frank Story

COMMISSIONER.

To the Sheriff of Southampton County, to execute.

OFFICE OF E. FRANK STORY,
Commissioner of Chancery for the Circuit Court
of Southampton County, Virginia.

Courtland, Va., October 2, 1907.

TO:

J. Ryland Warren, who sues on behalf of himself and such other of the creditors of William R. Wilson, deceased, as shall come in and contribute to the costs of this suit,

and

Rosa Wilson, (widow), E. D. Wilson, Freddie Blizzard and Richard Blizzard, her husband, J. L. Gillette, Sheriff of Southampton County, and as such personal representative of William R. Wilson, deceased, J. C. Parker, Trustee, T. J. Burbage, S. P. Winborne, Jno. D. Abbitt, surviving partner of Abbitt Brothers, J. H. Rives, surviving Executor of the estate of J. J. Darden, deceased.

You are hereby notifed that I have fixed upon the 10th day of October, 1907, to take and settle, at Sunbeam, Southampton County, Virginia, the following accounts, to-wit

(1) An account of the transactions of J. L. Gillette, Sheriff of Southampton County, and as such personal representative of William R. Wilson, deceased:

(2) An account of the debts due by decedent, William R. Wilson, together with their dignities and priorities:

(3) An account of the real estate of which the said decedent died seized and possessed, together with its annual and fee-simple value:

(4) Inquire and report the heirs and distributees at law of William R. Wilson, deceased, together with their respective interests in said decedent's estate, and the liens of record, if any, against their reppective interests in said decedent's estate:

(5) Whether or not there are any delinquent taxes against the estate of said decedent:

(6) Any other matter deemed pertinent by the Commissioner, or required to be stated by any party in interest:

Required to be taken by a decree of the Circuit Court of Southampton County, Virginia, rendered on the 24th day of July, 1907, 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.

E. Frank Story.

COMMISSIONER.

To the Sheriff of Southampton County, to execute.

IN THE CIRCUIT COURT OF SOUTHAMPTON COUNTY.

J. Ryland Warren, who sues on behalf of himself and such other of the creditors of William R. Wilson, deceased, as shall come in and contribute to the costs of this suit,

v. } DECREE:

Rosa Wilson, (widow) E. D. Wilson, Freddie Blizzard and Richard Blizzard, her husband, J. L. Gillette, Sheriff of Southampton County, and as such personal representative of William R. Wilson, deceased, J. C. Parker, Trustee, T. J. Burbage, S. P. Winborne, Jno D. Abbitt, Surviving partner of Abbitt Brothers, J. H. Rives, surviving Executor of the estate of J. J. Darden, deceased.

This cause, which has been regularly matured at Rules, came on this day to be heard upon the Bill and Exhibits filed, the bill taken for confessed as to the adult defendants, and was argued by counsel:

On consideration whereof, the Court doth adjudge, order and decree that this cause be referred to one of the Commissioner of this Court, who is directed to inquire and report to Court:

(1) An account of the transactions of J. L. Gillette Sheriff of Southampton County, and as such personal representative of William R. Wilson, deceased.

(2) An account of the debts due by decedent, William R. Wilson, together with their dignities and priorities.

(3) An account of the real estate of which the said decedent died seized and possessed, together with its annual and fee simple value.

(4) Inquire and report the heirs and distributees at law of William R. Wilson, deceased, together with their respective interests in said decedent's estate, and the liens of record, if any, against their respective interests in said decedent's estate.

(5) Whether or not there are any delinquent taxes against the estate of said decedent.

(6) Any other matter deemed pertinent by the Commissioner, or required to be stated by any party in interest.

All of which he will report ot Court in order for further decree.

A Copy Teste:
B F McLemore C.C.
By H. B. McLemore D.C.

Summons 25. Copies 9. @ 13. Rec't 18. Atty 10.
Docket 18 Rules 1.00 - Ent. return .35.
filing bill 15. 3 decrees @ .36
day Costs .40 - Comm's Bond 1.00
Filing 2 Comm's reports 4 @ 15. 30.
Future Costs 1.87 - filing way papers -
.25.

Clerk.	8.28
Sheff	4.50
Lawf.	16.50
Comm E.F. Story	25.00
	54.28

JAMES L. McLEMORE. JAMES H. CORBITT.
McLEMORE & CORBITT,
ATTORNEYS AT LAW,
SUFFOLK, VA.

July 2, 1907.

Mr. B. F. McLemore, Clerk,
Courtland, Va.

Dear Sir:

In re J. Ryland Warren v. Rosa Wilson et als:

I am herewith enclosing Bill in this case, which you will please mark duly filed at these Rules.

Very truly,

James H Corbitt

JAMES L. McLEMORE. JAMES H. CORBITT.
McLEMORE & CORBITT,
ATTORNEYS AT LAW,
SUFFOLK, VA.

July 5, 1907.

Mr. B. F. McLemore, Clerk,
Courtland, Va.

Dear Sir:

In re J. Ryland Warren v. Rosa Wilson et als:

I am enclosing herewith summons for S. P. Winborne and summons for T. J. Burbage, upon which acknowledgment of service has been made by each party. Please file this with the papers in the case, and oblige,

Very truly,

James H Corbitt

JAMES L. McLEMORE. JAMES H. CORBITT.
McLEMORE & CORBITT,
ATTORNEYS AT LAW,
SUFFOLK, VA.

June 28, 1907.

Mr. B. F. McLemore, Clerk,
Courtland, Va.

Dear Sir:

In re J. Ryland Warren v. Rosa Wilson et als:

I am herewith enclosing summons upon which service has been duly acknowledged by J. H. Rives, Surviving Executor of J. J. Darden, deceased. Please file same with the papers in the case, and oblige,

Very truly,

James H Corbitt

Warren Et: als:
vs } Stat: Rules
Wilson Et: als:

J. Ryland Warren, who sues on behalf of himself and such other creditors of William R. Wilson, deceased, as shall come in and contribute to the costs of this suit } Pltff

v.

Rosa Wilson, (Widow) E. D. Wilson, Freddie Blizzard and Richard Blizzard her husband. J. L. Gillette Sheriff, of Southampton County, and, as such the personal representative of William R. Wilson, deceased. J. C. Parker Trustee. T. J. Burbage, S. P. Winborne, John D. Abbitt Surviving partner of Abbitt Brothers. J. H. River, Surviving Executor of the Estate of J. J. Darden, deceased. } Defts

1907. June 22nd - Process issued to 1st July Rules.

" 1st July Rules: Process returned Executed.

Bill filed.

Decree nisi.

1907. 2nd July Rules: Bill taken for Confessed and Cause set for hearing.

Summons

THE COMMONWEALTH OF VIRGINIA.

TO THE ~~SHERIFF~~ Sergeant OF ~~SOUTHAMPTON COUNTY~~ Norfolk City, GREETING:

WE COMMAND YOU TO SUMMON Rosa Wilson (Widow) E. D. Wilson, Freddie Blizzard and Blizzard, her husband. J. L. Gillette Sheriff of Southampton County and as such, the Administrator of William R. Wilson, deceased. J. C. Parker, Trustee. T. J. Burbage, S. P. Winborne, Jno. D. Abbitt, Surviving partner of Abbitt Brothers. J. H. Rives, Surviving Executor of the Estate of J. J. Darden, deceased.

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 1st Monday in July 1907 ~~next~~, to answer a Bill in Chancery exhibited against them in our said Court by J. Ryland Warren, who sues on behalf of himself and such other Creditors of William R. Wilson, deceased, as shall come in and contribute to the Costs of this suit.

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 June, 1907, in the 131st year of the Commonwealth.

Teste:

B. F. McLemore, C. C.

I hereby acknowledge sufficient due and legal service of the within process. J H Rives Executor of J J Darden dec'd

June 26, 1907

J. H. Rives, Esq.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF SOUTHAMPTON COUNTY, GREETING:

WE COMMAND YOU TO SUMMON Rosa Wilson (widow) E. D. Wilson Freddie Blizzard and — Blizzard her husband J. L. Gillette Sheriff of Southampton County and as such the Administrator of William R. Wilson deceased J. C. Parker Trustee T. J. Durbage S. P. Hinchcomb Jas R. Abbitt surviving partner of Abbitt Brothers J. H. Rives surviving Executor of the estate of J. J. Hardin, deceased.

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 1st Monday in July 1907 to answer a Bill in Chancery exhibited against them in our said Court by J. Rufus Warren who sues on behalf of himself and such other creditors of William R. Wilson deceased as shall come in and contribute to the costs of this suit

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 24 day of June, 1907, in the 131 year of the Commonwealth.

Teste:

B. F. McLemore, C. C.

S. P. Winborne

I hereby acknowledge legal service of the within summons June 29th 1907

S. P. Winborne

T. J. Burbage

I

I hereby acknowledge legal service of the within summons this 29th 1907 –

T. J. Burbage

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF SOUTHAMPTON COUNTY, GREETING:

WE COMMAND YOU TO SUMMON Rosa Wilson (Widow) E. D. Wilson, Freddie Blizzard, and Blizzard, her husband, J. L. Gill, Sheriff of Southampton County, and as such, Administrator of William R. Wilson deceased, J. B. Parker, Trustee, T. J. Burbage, S. P. Winborne, Jno. D. Abbitt, Surviving partner of Abbitt Brothers, J. H. River, Surviving Executor of the Estate of J. J. Bardin, deceased.

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 1st Monday in July 1907 ~~next~~; to answer a Bill in Chancery exhibited against them in our said Court by J. Rupland Warren, who sues on behalf of himself and such other creditors of William R. Wilson, deceased, as shall come in and contribute to the costs of this suit.

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 22 day of June, 1907, in the 131 year of the Commonwealth.

Teste:

B. F. McLemore, C. C.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF SOUTHAMPTON COUNTY, GREETING:

WE COMMAND YOU TO SUMMON _____

Warren et als.

vs } Spain Ghy

Wilson et als

1907 - 1st July Rules.

Executed June 28th 1907 by serving a true copy of this within writ on each of the within named persons

J. E. Gillette Sheriff

to appear at the Clerk's Office of our Circuit Court of Southampton on the _____ day of _____ Monday in _____ for the said Court on the _____ next to answer a Bill in Chancery exhibited against them by _____

Complt

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

And this _____

Witness, B. F. MULENORE, Clerk of our said Court, at the Courthouse, this _____ day of _____, 19__, in the 13__ year of the Commonwealth.

Teste: _____, C. C.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF SOUTHAMPTON COUNTY, GREETING:

WE COMMAND YOU TO SUMMON Rose Wilson, (widow), E. D. Wilson, Freddie Blizzard and Richd. Blizzard her husband, J. L. Gillette, Sheriff of Southampton County, and as such personal representative of William R. Wilson, deceased, J. C. Parker, Trustee, T. J. Burbage, S. P. Winborne, John D. Abbitt, surviving partner of Abbitt Brothers, J. H. Rives, surviving Executor of the estate of J. J. Darden deceased,

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 ~~1st~~ 1st Monday in July, 1907.

~~suit~~ to answer a Bill in Chancery exhibited against them in our said Court by J. Ryland Warren who sues on behalf of himself and such other of the creditors of William R. Wilson, deceased, as shall come in and contribute to the costs of this suit.

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 22nd day of June, 1907, in the ~~131~~ year of the Commonwealth.

Teste:

B. F. McLemore, C. C.

J. Ryland Warren
v.
Wilson et als.
} Decree.

Entered July 24th. 1907
James S. McSmore

Entered in
O.O.B. P. 364.

IN THE CIRCUIT COURT OF SOUTHAMPTON COUNTY.

J. Ryland Warren, who sues on behalf of himself and such other of the creditors of William R. Wilson, deceased, as shall come in and contribute to the costs of this suit,

v.) DECREE.

Rosa Wilson (widow), E. D. Wilson, Freddie Blizzard and Richard Blizzard, her husband, J. L. Gillette, Sheriff of Southampton County, and as such personal representative of William R. Wilson, deceased, J. C. Parker, Trustee, T. J. Burbage, S. P. Winborne, Jno. R. Abbitt, surviving partner of Abbitt Brothers, J. H. Rives, surviving Executor of the Estate of J. J. Darden, deceased.

This cause, which has been regularly matured at Rules, came on this day to be heard upon the Bill and Exhibits filed, the bill taken for confessed as to the adult defendants, and was argued by counsel.

On consideration whereof, the Court doth adjudge, order and decree that this cause be referred to one of the Commissioners of this Court, who is directed to inquire and report to Court:

(1) An account of the transactions of J. L. Gillette, Sheriff of Southampton County, and as such personal representative of William R. Wilson, deceased.

(2) An account of the debts due by decedent, William R. Wilson, together with their dignities and priorities.

(3) An account of the real estate of which the said decedent died seized and possessed, together with its annual and fee simple value.

(4) Inquire and report the heirs and distributees at

law of William R. Wilson, deceased, together with their respective interests in said decedent's estate, and the liens of record, if any, against their respective interests in said decedent's estate.

(5) Whether or not there are any delinquent taxes against the estate of said decedent.

(6) Any other matter deemed pertinent by the Commissioner, or required to be stated by any party in interest.

All of which he will report to Court in order for further decree.

J. Ryland Warren

v. } 2nd Decree.

Rosa Wilson Vale

Entered this 13th day of November, 1907.

J. W. S. McSmith

James H. ~~WILMORE &~~ CORBITT
ATTORNEYS AT LAW
SUFFOLK, VA.

Jewell & Co., Phila.

IN THE CIRCUIT COURT OF SOUTHAMPTON COUNTY.

J. Ryland Warren, who sues on behalf of himself and such other of the creditors of William R. Wilson, deceased, as shall come in and contribute to the costs of this suit,

v.

DECREE.

Rosa Wilson (widow), E. D. Wilson, Freddie Blizzard and Richard Blizzard, her husband, J. L. Gillette, Sheriff of Southampton County, and as such personal representative of William R. Wilson, deceased, J. C. Parker, Trustee, T. J. Burbage, S. P. Winborne, Jno. D. Abbitt, surviving partner of Abbitt Brothers, J. H. Rives, surviving Executor of the Estate of J. J. Darden, deceased.

This day this cause came on to be heard on the papers formerly read and on the report of E. Frank Story, Commissioner, acting in acordance with a decree entered herein on the 24th day of July, 1907, 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 doth adjudge, order and decree that J. C. Parker, the Trustee named in the deed of trust to secure the debt due T. J. Burbage, which said deed of trust is recorded in T. D. B. 3, page 644, and also the Trustee named in the deed of trust to secure the debt due S. P. Winborne, which said deed of trust is recorded in T. D. B. 5, page 643, who is hereby appointed a Special Commissioner for the purpose, do expose to sale at public auction to the highest bidder, at Sunbeam, Va., the tract of land in the proceedings mentioned as being:

"a tract of land of two hundred (200) acres, bought from O. M. Bryant, bounded on the North by the lands of William Whitfield's Heirs, on the East by lands of O. M. Bryant,

on the South by lands of William Britt, and on the West by the lands of Jesse Glover's Estate,"

after first advertising the time, place and terms of said sale as directed aforesaid for fifteen days by hand bills posted in two or more public places in Southampton County. And it is further adjudged, ordered and decreed that the said sale shall be upon the following terms: One-third of the purchase price to be paid in cash and the residue in two equal credit instalments at six and twelve months from day of sale, the purchaser giving his bonds for the credit instalments, the title ~~to the property~~ to be retained until the full purchase money is paid and a conveyance directed by the Court, with the privilege to the purchaser or purchasers to pay the entire purchase price in cash and receive a conveyance therefor when directed by the Court.

And the said Commissioner is hereby empowered to have a survey made of all of said property, or of any part thereof, if in his judgment it is advisable, and to make sale of same in parcels or as a whole. And the said Commissioner is directed to report his proceedings hereunder to the Court.

But the said Commissioner shall not receive any money from the purchaser or purchasers at said sale, or under this decree, until he shall enter into bond, with sufficient security, in the Clerk's Office of this Court, payable to the Commonwealth of Virginia, in the penalty of $2000.00, and conditioned for the faithful discharge of his duties as such Commissioner.

Warren
v. } 4th and Final Decree
Wilson, et als.

This day this cause came on again to be heard upon the papers formerly read and upon the report of J. C. Parker, Special Commissioner showing collection of the balance on purchase of land sold, and that deed for said land has been given to the purchaser, S. P. Winborne, and that the amount collected, together with the balance in his hands as shown by last report, has been disbursed in accordance with the last decree entered herein, as shown by vouchers filed with said report, which report was this day filed in court, to which no exceptions have been filed, and was argued by counsel.

Upon consideration whereof the court doth confirm said report and the action of the Commissioner as reported therein, and it appearing that there is nothing further to be done in this cause it is ordered that same be removed from the docket.

Warren -1908-

vs. } 4th and Final decree

Wilson, il abs

Entered this
May 21st 1908
James L. McGhee

Entered O.R.B.
447

Warren, et als
v. } 3rd decree
Wilson, et als.

This day this cause came on again to be heard upon the papers formerly read and upon the report of J. C. Parker, Special Commissioner, showing sale of the property mentioned and described in the bill in this cause to S. P. Winborne at the price of $95.00, which report was filed on the 28th day of December 1908 and to which no exceptions have been filed, and was argued by counsel.

Upon consideration whereof the court doth confirm said report and the sale reported therein, and doth further adjudge, order and decree that the said J. C. Parker, Special Commissioner, collect from the said S. P. Winborne the balance of the purchase price bid for said property and make, execute and deliver to said S. P. Winborne a good and sufficient deed, with special warranty, for the said property.

The court doth further adjudge

order and decree that the said Special Commissioner distribute the funds in his hands and to be received by him hereunder, paying all the costs in this cause, including future costs to and including a final report & decree, and then pay off the liens against said property, as shown by the report of Commissioner E. Frank Story filed Oct. 10th 1907 in the order named, until said funds are exhausted. And said Commissioner J. C. Parker shall report to court what he has done under this decree —

Warren et als
v. } 3rd Decree
Wilson, et als

1908 March 28th
Ent'd
[illegible]

Entered C. O.
Book 4 Page 34