1909_63 Southampton County Chancery Lamb, Maynard Vs Lamb, Rosa et als

Partition if convenient,
if not, sold, and proceeds
distributed according to the
terms of the statutes

Lamb, George W.
Lamb, Nettie N.

Richmond Printing Co.
Lithographers and Printers
Richmond, Va.

Form No 17.

Lamb

against

Bill & Ex

Lamb

To 1 Mch Rules, 1901

1901. 1 Mch. Rules filed
L. A. Gay C.C.

JOHN N. SEBRELL, JR.,
ATTORNEY AT LAW,
COURTLAND, VA.

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

In Chancery:

Humbly complaining sheweth unto your Honor your orator, Maynard Lamb,of the County of Southampton,Virginia,that sometime about the year his father J.W.Lamb departed this life,intestate,seized and possessed of a certain tract or parcel of land,situate in Drewryville Magisterial District,in the County of Southampton,Virginia,containing about one hundred acres,and adjoining the lands of William E.Leigh,Samuel Ellis and others,and leaving a widow,Rosa A.Lamb,and the folowing children as his heirs at law,towit:-B.F.Lamb,W.R.Lamb,Nettie L.Williams,who was Lamb,George W.Lamb,Bettie N.Lamb,and your complainant. That said George W.Lamb and Bettie N.Lamb are infants of tender years,being aged respectively twenty and sixteen years. That your complainant has purchased the interest of said B.F.Lamb,W.R.Lamb and Nettie L.Williams,in the said real estate as will appear from a copy of the deed herewith filed as exhibit "A" and prayed to be read as a part of this bill That the said tract of land is not,as your orator verily believes susceptible of partition among the parties entitled thereto, but,if it is,then your orator desires the same to be divided in kind among the parties entitled thereto and your orator's part allotted to him,or your complainant is willing to take the entire subject matter and pay to the other interested parties such sums as their interest therein may entitle them to,but if neither of these can be properly and satisfactorily done, then your complainant desires the said lands to be sold and the proceeds divided among the interested parties according to their respective rights.

That dower has not been assigned said Rosa A.Lamb in the said realestate. Your orator states that he is willing to take the entire subject matter,subject to the widow's dower

paying therefor to the other parties such sum as their interest will reasonably entitle them to,and that such arrangement is entirely satisfactory to said Rosa A.Lamb. Your orator says that it is his desire and purpose ~~to~~ caring and providing for the said Rosa A.Lamb,who is his mother,during the remainder of her life,and he believes and here states that it will be to the interest of all parties concerned that dower be not cut off,for the reason that if one third in value of the said land is cut off to itself it will be such small quantity as to ~~be~~ almost valueless to said widow.

In tender consideration whereof and inasmuch as your orator is without remedy save in a court of equity,where all such matters are alone and properly cognizable,he prays that the said Rosa A.Lamb,George W.Lamb and Nettie N.Lamb,be made parties defendants to this bill and required to answer same though answer under oath is waived,that a proper guardian ad litem be appointed to defend the interest of the said infants in this suit,that proper process issue;that partition be made of the said tract of land,if same can be conveniently done, and your orator's part be allotted to him;but,if same cannot be conveniently done,that then there may be an allotment or sale of the said tract of land and distribution of the proceeds according to the terms of the statute.

That all proper orders may be made and enquiries be directed and taken and that all such other further,general and special relief may be granted as the nature of the case may require or to equity shall seem meet. And your orator will ever pray etc. May it please the Court etc.etc.

Jno. H. Edwards Jr. Sol.

Lamb
H. } Report
Lamb et als

1901. 2" Aug. Field

L. A. Gray C. C.

Virginia: In the Circuit Court of Southampton County, April Term 1901.

Maynard Lamb, Plaintiff

Vs.

Rosa A. Lamb, George W. Lamb, and Bessie N. Lamb, Each Two infants under twenty one years of age by E. Frank Story their guardian ad litem.

This day this cause came on to be heard on the bill of Complainant and Exhibits therewith filed, the answer of Rosa A. Lamb and E. Frank Story, guardian ad litem for the infants defendants duly assigned at rules according to law, this day filed by leave of Court, and was argued by Counsel. On Consideration whereof the Court doth adjudge, order and decree that it be referred to one of the Commissioners of this Court to enquire and report.

1st,- The annual and fee simple value of the land in the bill mentioned,

2nd,- Whether the said real estate can be conveniently divided in kind among the parties entitled thereto.

3rd,- If the same cannot be so divided whether any party will take the entire subject and pay the other parties such sums as their interests therein may entitle them to.

4th,- If the same cannot be conveniently divided in kind and if no party will take the entire property and pay to the other parties such sums as their interests therein may entitle them to, whether the interests of the parties would be promoted by a sale of the entire property or an allotment of part and sale of the residue.

5th,- Whether there are any Taxes delinquent on said land

6th- The interests of the several parties in the said lands.

Which said inquiries the said Commissioner will make and report to Court together with such other matter deemed pertinent by himself or required to be stated by any interested party.

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

A Copy.

Teste: D. A. Hayes C.C.

OFFICE OF JOS. B. PRINCE, JR.,

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

Courtland, Va., Apl-16th 1901. 189

To

Maynard Lamb, · Plaintiff,

v.

Rosa A. Lamb, George W. Lamb, and Bettie N. Lamb, last two infants under twenty one years of age by E. Frank Story their guardian ad litem.

You are hereby notified that I have fixed upon the 20th day of April, 1901, if fair, if not the next fair day thereafter (Sunday excepted), to take and settle, at my office, the following accounts, to-wit:

1st:-The annual and fee simple value of the land in the bill mentioned.

2nd:- Whether the said real estate can be conveniently divided in kind among the several parties entitled thereto.

3rd:-If the same can not be so divided whether any party will take the entire subject and pay the other parties such sums as their interest therein may entitle them to.

4th:-If the same can not be conveniently divided in kind and if no party will take the entire property and pay to the other parties such sums as their interests therein may entitle them to, whether the interests of the parties will be promoted by a sale of the entire property, or an allotment of part and sale of the residue.

5th:-Whether there are any taxes delinquent on said land.

6th:-The interests of the several parties in the said land, together with any other matter specially stated, deemed pertinent by the commissioner, or which may be required to be so stated by any interested party.

required to be taken by a decree of Southampton Circuit Court, rendered at the April term, 1901 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.

J.B.Prince, jr., Commissioner.

To the Sheriff of Southampton County to execute.

The depositions of B.F.Lamb and others taken Apl. 20th, 1901, before Jos.B.Prince, jr., a commissioner in chancery of the Circuit Court of Southampton county, Va., at the office of said J.B. Prince, jr., reàative to certain inquiries directed to be made by a decree entered in the chancery cause of Lamb v. Lamb et als. on the 4th day of Apl. 1901, and to be returned with the report of said commissioner.

Witness B.F.Lamb being duly sworn deposes as follows:-

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

A. B.F.Lamb, 31, Southampton County, farmer, yes.

Q. What relation are you to the infant defendants Geo.W.Lamb, and Bettie N.Lamb ?

A. Brother.

Q Are you familiar with the land in the bill mentioned and if so what do you consider a fair cash value for the same and also the annual value?

A. Am well acquainted with the land, $60 a share and there are six shares.

Q. State whther or not the said real# estate can be conveniently divided in kind among the parties interested ?

A. I don't think they could cut it up, it would make it so that it would be no count to any one.

Q. Which do you think would be to the best interest of the parties concerned, to have the land divided in kind or have the whole tract sold at public auction #or to let one of the parties take the property on the basis of $60 per share ?

A. I think it is the best to let one of the parties take it at $60 per share.

Q A deed which is filed as an exhibit in this cause shows that you sold your interest in your father's estate tothe complainant for $70 (your part being ~~$60~~ being one share) was there any thing conveyed ~~## #ou#~~ except the land ?

A. I sold besides that my interest in the chattel property.

Q. How many children did your father leave living ?

A. Six. B.F.Lamb, W.R.Lamd, N.L.Lamb, Manard Lamb, G.W.Lamb, and Bettie N.Lamb. He olso left a widow Rosa A.Lamb.

Witness R.NMusgrave being duly sworn deposes as follows:-

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

A. 39, farmer, Southampton county and know the parties.

Q. Are you well acquainted with the tract of land in the bill and proceedings mentioned ?

A. I am.

Q. What do you think a fair value for it subject to the widow's dower ?

A. I think about $350.

Q. Please state whether or not the land can be conveniently divided in kind among the parties entitled ?

A. I don't think it can without detriment to the parties interest.

Q. Do you think the interest of the parties will best be promoted by a public sale of the land or by an allotment of part and sale of the residue or do you think it would be best that complainant should take the entire property and pay the other parties for their shares in it upon the basis of $350 valuation ?

A. I think best to take the entire property at $350 and let one party take it all.

And further this deponent saith not.

Witness Maynard Lamb being duly sworn deposes as follows:

Q. Are you one of the parties to this suit?

A. and are you willing to take the real estate in the bill mentioned and pay the infants $60 per share for their interest in the same subject of course to the widow's dower?

A. Yes.

I am the plaintiff.

Further this deponent saith not.

Commissioners Office, Courtland, Va.

April 20th, 1901.

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

Pursuant to a decree of the Circuit Court for Southampton county, entered April 4th, 1902, in the chancery cause of Lamb vs. Lamb et als, the undersigned, your commissioner, to whom was referred for settlement the account called for by said decree, would respectfully report that he issued notices against the several parties ~~###~~ to said suit requiring them to attend the settlement of said account at his office, in Courtland, Va., on the 20th day of Apl., 1901, which notices were duly acknowledged by all the parties.

Your commissioner would report as follows:-

First:- The ~~fee~~ simple value of the land in the bill mentioned is $350.00

The annual value is ..... $ 30.00

Second:-The land can not be conveniently divided in kind.

Third:-That Maynard Lamb, one of the parties to this suit is willing to ~~####~~ take the entire subject and pay to the other parties interested such sums of money as their interests may entitle them to.

Three hundred and fifty dollars seems to your commissioner to be a fair price for same.

Fourth:- Your commissioner is of opinion that the interest of all parties will be promoted by a sale to Maynard Lamd at the price mentioned.

Fifth:-That there are no delinquent taxes on said land, nor are there any liens against the shares of any of the parties interested.

Sixth:- That Geo. W. Lamb and Bettie N. Lamb are entitled to one

sixth each of the property, and that Maynard Lamb, having purchased the shares of R.F.Lamb, W.R.Lamb and Nettie Williams, all of whom were entitled to one sixth each, is entitled to four sixths which, with the interests of Geo.W. and Bettie N.Lamb, is subject to the widow's dower.

All of which is most respectfully submitted, together with evidence taken by your commissioner and returned herewith.

Jos. B. Prince, Jr.
Comr. in Chy.

Commissioner's fee.. $5.00

Chgd. to Plaintiff.

FILED IN OFFICE
MAY 26 1925
CLERK

This Deed made this 17th day of December 1900 between B.F. Lamb and Kate D. Lamb his wife, W.R. Lamb and Evie M. Lamb his wife, Nellie L. Williams and W.H. Williams, her husband, parties of the first part and Maynard Lamb party of the second part Witnesseth that for and in consideration of the sum of two hundred and ten dollars cash in hand paid the receipt of which is hereby acknowledged, the said parties of the first part do hereby grant, bargain, sell and convey, with general warranty, unto the said Maynard Lamb all their right, title, and interest in and to that certain tract or parcel of land in the County of Southampton in the State of Virginia, in Drewryville Magisterial District, of which J.W. Lamb died seized and possessed, adjoining the lands of W. E. Leigh, Samuel Ellis and others containing about one hundred acres, more or less (the interests herein conveyed being an undivided one Sixth interest); also all their right, title and interest in and to the personal estate of the said J.W. Lamb, deceased. It being the intention of the grantors herein to convey all their interest, both real and

personal, of whatever nature, in the estate of said J. W. Lamb, deceased.

Witness the following signatures and seals.

B. F. Lamb (Seal)
Katie D Lamb (Seal)
W. R. Lamb (Seal)
Evie M. Lamb (Seal)
Nellie L. Williams (Seal)
W. G. Williams (Seal)

Virginia,
Southampton County, to wit.

I, G. O. Sledge, a Justice of the Peace for the County of Southampton, in the State aforesaid, do hereby certify that B. F. Lamb and Kate D. Lamb his wife, W. R. Lamb and Evie M. Lamb his wife, Nellie L. Williams and W. G. Williams, her husband, whose names are signed to the writing above bearing date on the 17th day of December 1900 have this day acknowledged the same before me in my said County and State.

Given under my hand this 28 day of December 1900.

G. O. Sledge J.P.

Virginia,

In the Clerk's Office of Southampton County to wit Dec. 31st 1900. This deed was presented and with $1.00 Revenue stamp and certificate annexed admitted to record.

Teste: B. F. McLemore C.C.

A copy. Teste: L. A. Gay D.C.

Lamb

vs } Ex tinct Pl.

Lamb

1901. 1 March Rules Field

L. A. Hay b.b.

dmd

- 28 -

Dmp:

The owner of U. T. Star, Grady Lion et ux Lion to the intent
Kirby, Deorge W. Lamb and Bettie M. Lamb, to a bill in equity
Jefferson, Deorge W. Lamb and Bettie M. Lamb, to a bill in equity
exhibited against them and others in the circuit court of Scott
[illegible]

[illegible]

[illegible] the statements contained in the
[illegible] but prays the protection of the Court for the matters
[illegible]

[illegible] fully answered the said defendants pray to be hence
[illegible] may be in this [illegible] accorded.

.....

.....

Dmp. Atty.

Lamb

- vs -

Lamb:

The answer of E. F. Story, guardian ad litem to the infant defendants, George W. Lamb and Bettie N. Lamb, to a bill in equity exhibited against them and others in the circuit court ~~if~~ of Southampton County by Maynard Lamb, answeres and says, that he knows nothing of the truth or falsity of the statements contained in the said bill, but prays the protection of the Court for the infants defendant.

And having fully answered the said defendants pray to be hence dismissed with their costs in this behalf expended.

E. F. Story

.....

Guardian ad litem.

Lamb ..... Plaintiff...

AGAINST

Lamb et als ..... Defendant...

} In Chancery.

I, ~~T. M. HOWARD~~ L. A. Gay, Clerk of the Circuit Court of Southampton County, Virginia, do certify that bond as required under a decree of sale in the above style cause, entered on the 8th day of October 1901 ~~189~~, has been executed with security deemed sufficient by me.

Given under my hand this 16th day of January 1902 ~~189~~

L. A. Gay C. C.

Lamb

v. 3 Answer

Lamb

Answer of Rosa

A Lamb

1901. 4th April Filed

L. A. Hoyt C.C.

(----------)
(Lamb)
(Vs.)
(Lamb et als.)

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

The answer of Rosa A.Lamb to a bill in equity exhibited against her and others in the Circuit Court of Southampton County Virginia,by Maynard Lamb.

This respondent saving and reserving to herself the benefit ########## of all exception which may be had or taken to the said bill for answer thereto or to so much thereof as she is advised it is material that she should answer answers and says. That she believs all the allegations of the said bill to be true. That certainly it is true that this respondent does not want her dower interest in the said land assigned to her as she has made arrangement with complainant,who is her son,by which said c complainant is to take care of and provide for her during the remainder of her life and and to have the use of her dower interest. Your respondent is advised that complainant is willing to take the entire property and pay to the other parties,who are also her children,such sums as their interests may entitle them to, that is to say that complainant is to take the entire property including the interest of the other parties,vested and contingent, and pay therefor a fair value for same. Your respondent thinks $ such an arrangement will be to the interest of the parties,and is willing that complainant take the entire subject matter,including her dower interest in herself which she does not wish cut off as it would be so small as to be of little value but she wishes it to go with the entire subject matter subject to the agreement between her and complainant. And now having answer she prays hence to be dismissed &c. Mrs Rosa A Lamb

Mrs. Lamb Signature

Lamb

vs. } State of Iowa

Lamb et als.

Lamb

vs. } Statement of Costs

1901 Lamb et als.

Mar. 2nd Summ. 25. 1 Cap. 13. exempt 18. atty. 10. Docket 18= 84

Rules 1, 2c, entering return 35. filing bill 15= 1.50

D°. and. of Def. ad litem 15. D°. and. of Ross & Lamb 15= 30

D°. Exhibits 15. replication 15 - 30

Copy Exhibits 50. Fil. report of Comr in Chy. 25= 75

D°. 2 reports of Special Comr. 30. 4 Decrees 1 copy 180= 2.10

Special Comrs bond 1.40. Def. bond 95 - 2.35

Tax Costs 40. filing away papers 25 - 65

Future Costs about $3.50 3.50

5/24/1902 Pd. by J. N. Sibrell Jr. L. A. Gay Clerk $19.29

Sheff 0.00

Lamb 16.50

$25.79

Fee of Comr. J. B. Prince Jr. 5.00

$30.79

Teste: L. A. Gay Cl. C.

COMMISSIONER'S BOND.

Lamb

to

Lamb et als

John N. Sebree

to

Commonwealth.

1902. 16th Jany. Filed

L. A. Hay C.C.

Recorded

page 195

Know All Men by These Presents, That we, John N. Sebrell Jr

& James E. Sebrell

are held and firmly bound unto the Commonwealth of Virginia in the sum of ($150.00)

One Hundred and Fifty & ~~00~~/100 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 15th day of January one thousand ~~eight hundred and ninety~~ Nine hundred & two

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the above bound John N. Sebrell Jr.

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 8th day of October 1901, ~~189~~, in the suit therein depending under the name and style of "Lamb vs. Lamb et als" or any subsequent cause that may be entered in this Cause

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

Signed, sealed and acknowledged in the presence of

John N. Sebrell Jr. SEAL

James E. Sebrell SEAL

SEAL

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

This day James E. Sebrell

surety on the above bond, made oath before me, L. A. Gay 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 security for others and expect to have to pay, is worth the sum of One hundred and fifty and ~~00~~/100 dollars.

Given under my hand this 15th day of January 1902, ~~189~~

Teste: L. A. Gay, Clerk.

Form No. 304.

Lamb et als.

vs } Gen.

Lamb et als.

to } BOND.

Commonwealth

1902. 17th March Finis

L. A. Gay J.P.

Everett Waddey Co., Stationers and Printers, Richmond, Va. } Form No 304

Know all Men by these Presents, That we, Maynard Lamb
& B. R. Bryant

are held and firmly bound unto the Commonwealth of Virginia, in the sum of ($100.00)
One Hundred & 00/100 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. And we hereby waive the benefit of our exemption 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 the State. Sealed with our seals, and dated this 17th day of May, one thousand nine hundred & 2

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That ~~whereas~~ if the above bound Maynard Lamb, Guardian of Billie N. Lamb, who is authorized to receive the sum of
for his said wards under a Decree of the Circuit Court of Southampton County, Entered on the 9th. day of April 1902, in the Chancery Cause of Lamb et als. Vs. Lamb et als. Shall make faithful application of the Funds and for the management and preservation of any property or securities in which the same may be invested, and for the protection of the rights of all persons interested therein, whether such rights be vested or contingent

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

Maynard Lamb SEAL.
B R Bryant SEAL.
SEAL.

In the ..... *Court of the* ..... *of* ..... *the* .....
day of *190*

This bond was executed and acknowledged in open Court by the obligors, and ordered to be recorded.

the suret therein having first justified on oath that ..... estate , after the payment of all ..... just debts, and those for which he ..... bound as security for others and expect to have to pay ..... worth the sum of ..... dollars, over and above all exemptions allowed by law.

Teste:

..... *Clerk.*

Form No. 304.

Lamb } Guardian
vs.
Lamb et als

to } BOND.

Commonwealth

Everett Waddey Co., Stationers and Printers, Richmond, Va. } Form No 304

Know all Men by these Presents, That we, Maynard Lamb and B. R. Bryant

are held and firmly bound unto the Commonwealth of Virginia, in the sum of ($150.00) One Hundred Fifty ⁰⁰/₁₀₀ 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. And we hereby waive the benefit of our exemption 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 the State. Sealed with our seals, and dated this 17th day of March, one thousand nine hundred 07

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That ~~whereas~~ if the above bound Maynard of George W. Lamb and Billie N. Lamb, who is authorized to receive his said wards portion of the proceeds of the sale of certain real estate under decree of the Circuit Court of Southampton County, entered on the 13th. day of March 1907, in the Chancery Cause of "Lamb Vs Lamb et als" shall make faithful application of the fund and for the management and preservation of any property or securities in which the same may be invested, and for the protection of the rights of all persons interested therein, whether such rights be vested or contingent

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

Maynard Lamb SEAL.

SEAL.

SEAL.

In the ..... *Court of the* ..... *of* ..... *the* .....

day of *190*

This bond was executed and acknowledged in open Court by the obligors, and ordered to be recorded,

the suret therein having first justified on oath that estate, after the payment of all just debts, and those for which he bound as security for others and expect to have to pay worth the sum of dollars, over and above all exemptions allowed by law.

Teste:

Clerk.

Everett Waddey Co., Stationers and Printers, Richmond, Va. } Form No 304

Know all Men by these Presents, That we,

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

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. And we hereby waive the benefit of our exemption 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 the State. Sealed with our seals, and dated this day of , one thousand nine hundred

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas

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

Maynard Lantz SEAL.

B. R. Bryant SEAL.

SEAL.

In the Court of the of the

day of 190

This bond was executed and acknowledged in open Court by the obligors, and ordered to be recorded,

the suret therein having first justified on oath that estate , after the payment of all just debts, and those for which he bound as security for others and expect to have to pay worth the sum of dollars, over and above all exemptions allowed by law.

Teste:

Clerk.

Lamb

vs } State of Ind.

Lamb et als

Lamb

vs. } Statement of Costs

Lamb et als.

1901			
March 2	Sum. 25¢ / cap 13. Precipe 18. atty. 10. Docket 18. Rules 100 =		184
	Entering notice 25¢ Fil. Bill 15¢ Do. Subs. of Writ additions 15¢ =		65¢
	Do. and of Rose Lamb 15¢ Do. Exhibits 15¢ Application 15¢ =		45¢
	Copy Exhibits 50¢ Fil. report of Comr in Chancery 25¢ =		75¢
	Do. Special Comr. 15¢ 3 Decrees 1 copy $1.44 =		159
	Special Comr's bond 140. Gen. bonds 95¢ =		235
	Tax Costs 82. 40. Filing away papers 25¢ =		65¢
	Future Costs about $2.50		250
Costs		Clerk	$10 78
made up		Sheff.	000
to Mch 4/02		Comr.	16 50
			$27 28
	Fee of J. D. Price Comr in Chancery		500
			$32 28

Test: L. A. Gay Clk.

Lamb
vs. Report
Lamb et al

EVERETT WADDEY CO.,
E. & RICHMOND, VA.

Lamb ~~et als~~

vs,

Lamb et als.

Your Commissioner in the above stated cause would respectfully report to Court that since the progress of this suit Geo. W. Lamb has attained the age of twenty one years and has no guardian and that he should therefore pay the proceeds in his hands belonging to said Geo. W. Lamb to the guardian of said Geo. W. Lamb as directed by decree entered in this cause on the 10th day of March 1902, and he requests the Court to order the payment of the said account to said George W. Lamb.

Respectfully Submitted

Jno. T. Lee Jr.

~~Special~~ Comm.

Everett Waddey Co., Stationers and Printers, Richmond, Va. } Form No 304

Know all Men by these Presents, That we, Maynard Lamb
and B. R. Bryant

are held and firmly bound unto the Commonwealth of Virginia, in the sum of ($100.00)
One Hundred ~~&~~ no/100 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. And we hereby waive the benefit of our exemption 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 the State. Sealed with our seals, and dated this 17th day of May, one thousand nine hundred ~~&~~ 2

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That ~~whereas~~ if the above bound Maynard Lamb, Guardian of Bettie N. Lamb, who is authorized to receive the sum of for his said ward under a Decree of the Circuit Court of Southampton County, Entered on the 9th, day of April 1902, in the Chancery Cause of Lamb et als. vs. Lamb et als. Shall make faithful application of the funds and for the management and preservation of any property or securities in which the same may be invested, and for the protection of the rights of all persons interested therein, whether such rights be vested or contingent,

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

Maynard Lamb SEAL.
B. R. Bryant SEAL.
SEAL.

In the ..... *Court of the* ..... *of* ..... *the* .....

day of *190*

This bond was executed and acknowledged in open Court by the obligors, and ordered to be recorded,

the suret therein having first justified on oath that estate, after the payment of all just debts, and those for which he bound as security for others and expect to have to pay worth the sum of dollars, over and above all exemptions allowed by law.

Teste:

Clerk.

Lamb

vs. } Stat: of Rules

Lamb et als.

Maynard Lamb — Plaintiff

vs.

Rosa A. Lamb, Geo. M. Lamb and Billie N. Lamb, the last two infants under twenty one years — Defendants

} In chy.

1901. 2nd. March. Process issued to 1st. March Rules

1901. 1st. March Rules. Process returned executed

Bill and exhibits filed.

E. Frank Stacy appointed Sol. ad litem to infant defendants

Decree Nisi vs. adult defendant

1901. 2nd. March Rules. Bill taken for confessed and cause set for hearing

Mrs Rosa A. Lamb.

I hereby acknowledge due and legal service of this process

Mrs Lamb sign here.

Mrs R. A. Lamb.

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County--Greeting:

We command you to summon Rosa A. Lamb

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 March 1901 ~~next~~, to answer a bill in Chancery exhibited against her & als in our said Court by Maynard Lamb

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

WITNESS, L. A. GAY, Clerk of our said Court, at the Courthouse, this 5 day of March, 1901, in the 125th year of the Commonwealth.

Teste: L. A. Gay C. C.

A Copy—Teste: C. C.

IN THE CIRCUIT COURT OF SOUTHAMPTON COUNTY THIS 13th day OF MARCH, 1902. IN VACATION.

Lamb,
Vs.
Lamb, et als.

This cause came on this day to be further heard on the papers formerly read and on the report of special Commissioner, John N. Sebrell, Jr., this day filed by leave of court, to which report there is no exception, and was argued by counsel.

On consideration whereof, the Court approving the said report, doth adjudge, order and decree that the said John N. Sebrell, Jr., Special Commissioner in this cause, out of the funds in his hands as said special commissioner pay, first, two thirds of the cost of this suit (the other third is directed and ordered to be paid by the plaintiff in this cause,), and the balance the said Special Commissioner will pay to the legally appointed and qualified guardian of George W. Lamb and Bettie N. Lamb.

But before the said Commissioner shall pay such amount to said guardian the said guardian shall enter into bond before the clerk of this Court, in the penalty of $150.- conditioned for the faithful application of the fund and for the management and preservation of any property or securities in which the same may be invested, and for the protection of the rights of all persons interested therein, whether such rights be vested or contingent.

And the said Commissioner will report to Court.

To the Clerk of Circuit Court of Southampton County.

Robt R Ellis

Lamb
vs. Wm Greer
Laubach

Robert Prentis

Feb 13 1893

Filed in my office this 13th day of February A.D. 1893.

John M. Scobey Clerk

By [illegible] Deputy.

Filed ... day of ... A.D. 1893.

... Clerk

By ... Deputy.

IN THE DISTRICT COURT OF ... COUNTY, IOWA.

... vs. ...

... Defendant.

... Plaintiff.

... day of ... A.D. 1893.

... Clerk

By ... Deputy.

Lamb
vs
Lambreht et al,

Petition

1902 / 32nd March filed

Mch 1902

Summons issued by Clerk.

Summons served by Sheriff.

Return of service and copy of petition filed.

Answer of defendant Mary Lambreht filed.

Demurrer to petition filed.

Demurrer submitted.

Demurrer overruled by the Court.

Answer of defendant Mary Lambreht filed.

Reply filed.

Cause set for trial.

Cause tried before the Court, a jury being waived, and the Court having heard the evidence and arguments of counsel, finds the issues for the plaintiff and against the defendant Mary Lambreht, and finds that the plaintiff is entitled to the relief prayed for in his petition, and that the defendant Mary Lambreht has no interest in the property described in the petition, and that the plaintiff is the owner of the property described in the

Lamb
)
vs,)
)
Lamb, et als.

To Hon. Robert R. Prentis, Judge of the Circuit Court of Southampton County, Virginia.

Your commissioner appointed by a decree entered in the above styled cause on the 8th., day of October 1901, to perform certain duties mentioned in said decree, would most respectfully report that pursuant to said decree he has collected from Maynard Lamb the sum of($120) One hundred and twanty dollars, and has executed to him a deed for the property in the bill mentioned with special warranty of title.

Respectfully submitted,

Special Commissioner.

L A M B

V S . } Decree.

L A M B E T . A L S .

Enter this decree October 8th 1901

Robert S. Lewis

Entered #31 597

Lamb

Vs.

Lamb et als.

This day this cause came on to be further heard on the papers formerly read and on the report of J.B.Prince Jr.,Commissioner in Chancery,filed on the 2nd day of August 1901, 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 from the said report that one of the parties,Maynard Lamb,who owns four-sixths of the land in the bill mentioned,is willing to take the entire ~~property~~ property and pay to the other parties in interest,towit, George W.Lamb and Bettie Lamb, ~~$120.00~~ $120.- for the other two-sixths interest held by them in the said land and that it would be to the interest of the parties that the same should be done,the Court doth adjudge,order,and decree,that John N. Sebrell Jr.,who is hereby appointed a special commissioner for the purpose,collect from said Maynard Lamb the said sum of ~~$120.00~~ $120.- for the said two-sixths interest in said land,and upon collecting same the said John N.Sebrell Jr.,special commissioner as aforesaid is hereby authorized and directed to execute to the said Maynard Lamb a deed with special warranty,for the said two-sixths interest in the said land,towit,the two sixths interest now held by George W.Lamb and Bettie N.Lamb in the land mentioned in the bill in this cause as follows:-that certain tract or parcel of land,situate in Drewryville Magisterial District in the County of Southampton,Virginia,containing about one hundred acres and adjoining the lands of Willaim E.Leigh, Samuel Ellis and others,said deed to be made conveying said property subject the the dower interest of Rosa A.Lamb in said land.

But before the said commissioner shall proceed to act under this decree he shall enter into bond before the Clerk of this Court in the penalty of $150., with approved security,conditioned for the faithful performance of his duties under this decree.

Lamb

vs. 3 Decree

Lamb et als

Entered this Apr

4, 1901

Robert R. Hudson

by Consent to this

decree Mrs Rosa A. Lamb

Mrs Lamb signs here

E. A. Terry

Edw. de Kleine

12

366

1 Copy

****
* Lamb *
* ******** (names of all parties)
* Vs. *
****
* Lamb *
****

This day this cause came on to be heard on the bill of Complainant, and exhibits therewith filed, the answer of Rosa A. Lamb and E. Frank Story, guardian ad litem for the infants defendants, duly assigned at rules according to law, this day filed by leave of Court, and was argued by counsel. On consideration whereof the Court doth adjudge, order and decree that it be referred to one of the Commissioners of this Court to enquire and report

1st,- The annual and fee simple value of the land in the bill mentioned

2nd,- Whether the said real estate can be conveniently divided in kind among the parties entitled thereto.

3rd,- If the same cannot be so divided whether any party will take the entire subject and pay the other parties such sums as their interests therein may entitle them to.

4th, If the same cannot be conveniently divided in kind and if no party will take the entire property and pay to the other parties such sums as their interests therein may entitle them to, whether the interests of the ## parties would be promoted by a sale of the entire property or an allotment of part and sale of the ###### residue.

5th,- Whether there are any #### taxes delinquent on said land

6th,-The interest of the several parties in the said land.

Which said inquiries the said Commissioner will make and report to Court together with such other matter deemed pertinent by himself or required to be stated by any interested party.

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

-1909-

Land at Ash
No. 3 Deeds
Land at Ash

Entered this Apr. 9.
1902
Robert R. Prentis

Entered on page 435

Lamb et als.
vs.
Lamb et als.

This day this cause came on to be further heard on the papers formerly read and on the report of Comr Jno. N. Stovall Jr. this day filed by leave of Court and was argued by Counsel.

On Consideration whereof ~~the Court doth adjudge, and~~ it appearing to the Court that Geo. W. Lamb has attained the age of twenty one years during the progress of this suit, the Court doth adjudge, order & decree that so much of the decree entered in this cause on the 10th day of March 1902 as provides for the payment of the proceeds of the sale of the land in the bill mentioned in the hands of Jno. N. Stovall Jr. Special Commissioner to Guardian of George W. Lamb and Bettie N. Lamb be rescinded and the said John N. Stovall Jr.

Special Commissioner in this cause after paying the third of the cost of this suit is directed to pay one half ~~of said Trust Fund~~ of said balance to George W Lamb and the other one half to the legally qualified Guardian of Billie N. Lamb. But before the said Commissioner shall pay anything hereof to the Guardian of said Billie N Lamb the said Guardian shall enter into bond before the clerk of this Court in the penalty of $100.- conditioned for the faithful application of the fund and for the management and preservation of any property or securities in which the same may be invested, and for the protection of the rights of all persons interested therein, whether such rights be vested or contingent.

And the said Commissioner will report to Court.