1909_115 Southampton County Chancery - Williams, C.C. vs Williford, Jordan etals

wants to collect debt by using rents for five yrs, if this isn't enough, then real estate be sold and applied to debt.

Holcombe, Amanda
" , Jesse
Saunders, Fanny
Williford, Samuel (dec'd)
Whitehead, Nicholas
" , James
" , Margaret
" , John
" , Jesse
Bryant, Mary Jane
Williams, F. E.
King , M. E.
Williams, O. W.
" , E. P. } unsound Mind
by
Shands, William (G.A.L.)

Williams

vs } Bill &c.

Williford et als

Wm. H. Barker, f.c.

To the Hon. C. W. Hill, Judge of the Circuit Court for Southampton County.

Humbly complaining, sheweth unto your Hon'r, your complainant, E. L. Williams, that, Jesse Williford was in his lifetime seized and possessed of certain real estate lying in the County of Southampton, containing by estimation 50 acres, more or less, situated on Flaggy run branch, near Jerusalem Va., and Courtland, and, adjoining the lands now owned by E. J. Gardner, J. B. Prince and others, and being so seized and possessed of the said real estate, sometime in the year 18 , the said Jesse Williford departed this life intestate, leaving Jordan, Jeremiah, Elizabeth, Amanda, Dolly and Nancy Williford, his only children and heirs at law. The said Elizabeth intermarried with Richard Halcombe, and is now dead, leaving as her only representatives, a son, Jesse, who is a non resident of the State of Va., and a daughter, Fanny, who intermarried with John D. Saunders. Dolly intermarried with Henry Whitehead, and is now dead, leaving as her only representatives, her children, Nicholas, James, Margaret, John, Jesse, and Mary Jane, who is the wife of Bailey

Bryant. Jeremiah is dead, and also, his children, Samuel B. and Susan F, who subsequently, intermarried with Spratley Williams. At her death, the said Susan F. left as her only representatives, F.C. Williams, E.P. Williams, who is a nun sane person, J.W. Williams and M.E. Williams, who intermarried with E.L. Story. The said Samuel B. Williford, at his death, left several children as his only representatives, who are non residents of the State of Va., and whose names and number are unknown. Amanda, who also intermarried with the aforesaid Richard Halcombe, is still living and, therefore, entitled to a full share in the estate of the said Jesse Williford. The said Nancy intermarried with Eley Spivey and is now dead, but in her lifetime, she sold and conveyed all her interest in the said estate to Jordan Williford who is still living, and who, by reason of such purchase, is entitled to two shares in the said estate. Evidence of the sale of the said Nancy's interest to the said Jordan is herewith filed as an exhibit, (marked 1), as a part of this bill.

Your Complainant further sheweth unto your Honr, that he recovered a judgment

for $82.22 with interest from January 1st: 1885 and $5.94 costs, against the said Jordan Williford, in a Justice's Court in the County of Southampton, which was duly docketed February 9th: 1885, in the Clerk's Office of Southampton County, an extract of which judgment is herewith filed as an exhibit, (Marked 2) and made a part of this bill. Of this judgment, no part has been paid. The said Jordan Williford is entitled to two sixths interests in the estate of the said Jesse Williford, his deceased father, which has never been divided between the parties entitled thereto. Your Complainant avers and charges that the rents and profits of the said land will not in five years satisfy your Complainants judgment, and that he is entitled to enforce the lien of the same by a sale of the said Jordans interests.

In tender consideration whereof your Complainant prays that the said Jordan Williford, Amanda Holcombe, Jesse Holcombe, a non resident of Va., Fanny Saunders, the children and heirs of Samuel B. Williford, who are non residents of Va., and whose names and number are unknown, Nicholas, James, Margaret, John, Jesse, Mary Jane Bryant, F. E. Williams, M. E. Story, J. N. Wil-

liams and E. P. Williams who is a non same person, may be made defendants to this bill and be required to answer the same, that a proper Guardian ad litem may be appointed to the non same defendant; that all proper orders and decrees may be made and enquiries be directed; that if it shall appear that the said rents and profits of said real estate will not in five years satisfy your Complainants judgment that the said real estate, or at least, the said Sam an Williford's interest in the same, be sold and the proceeds thereof be applied in satisfaction of your Complainants said judgment; that if such rents will so suffice the said land be rented out and the rents and profits be applied to the said judgment until the same is fully satisfied; that all such other, further and general relief may be given your Complainant as the nature of his case may require or to equity shall seem meet. And your Complainant will ever pray &c.

Wm. H. Barber, S.C.

Williams

Stat. Rules.

Williford et als.

C. C. Williams

Against

Jordan Williford - Amanda, who intermarried with Rich^d Holcombe - Jesse Holcombe, a non resident of the state of Va, Fanny Saunders - ~~the children~~ and heirs of Saml B. Williford dec^d - who are non-residents of the State of Virginia - & whose names and number are unknown - Nicholas Whitehead - James Whitehead - Margaret - John and Jesse Whitehead - Mary Jane Bryant - F. E. Williams - M. E. King - J. W. Williams & E. P. Williams - the last named an insane person, by Wm Shands, his Gdn ad litem.

1890 - Apl 15 - Proc^s iss^d to 2. April Rules. on resident defendants.

" 2 Apl Rules - Proc^s ret^d Exec^d.

Bill & Exhibits filed -

Wm Shands appt Gdn ad litem.

decree nisi vs resident adults.

" Sept. 3. Ord: Pub: iss^d vs non-residents.

" " 15 " " posted -

" 1 Oct. Rules. " Ord: Pub: Complete - Bill taken for Confessed as to residents ~~adults~~. and Cause set for hearing as to all parties & appt. E. P. Williams.

Williams

Affidavit

Williford et. als:

Virginia: Southampton Co. to wit:
Wm. H. Parker, Attorney, this day made
oath before me that Jesse Holcombe
and the children and heirs of Saml.
B. Williford dec'd. (whose names and
number are unknown) - parties
defendant to a bill in Chancery to
be exhibited against them by C. C.
Williams - are non residents of
the State of Virginia.
Given under my hand this 15. day of
April 1890.

B. F. McLemore C.C.

E. Williams

vs

E. Williford and others.

Petition.

To the Hon: E. W. Hill, Judge of the Circuit Court for the County of Southampton.

The undersigned, your petitioners, and representatives of Jesse Williford, deceased, would most respectfully represent to your Honor that, in this cause, it is proposed by E. E. Williams, the plaintiff, to subject the interest of Jordan Williford, the defendant therein, in the real estate belonging to Jesse Williford, deceased, in said and described in the proceedings, to the satisfaction of the lien of a judgment recovered by the said Williams against the said Jordan, in the year 1885 for the sum of Eighty Two and 22/100 dollars, with interest thereon from January 1st: 1885, till paid, and $5.94 costs; that the said Jordan only represents two fifths interests in the said real estate which, if sold simply for the purpose of satisfying said judgment will, at great and unnecessary costs, unless the rights of all concerned

can be adjudicated in this proceeding; necessitate another suit in Chancery for partition among the parties entitled to the property. They, therefore, pray that, as representing a large number of the heirs and distributees at law of the said Jesse Williford, deceased, an order may be entered, if it should appear that the rents and profits of the said real estate will not in five years pay the judgment which is a lien upon the same, directing a sale of the same and subject and distribution of the proceeds, after payment of the said judgment, among the parties entitled thereto according to their respective rights and interests. By this means they feel, that the expense and delay of another suit for division can be avoided and the rights of all parties concerned be adjudicated at a much earlier time and to much greater advantage.

And as in duty bound petitioners will ever pray &c.

May it please the Court &c.

Mary Jane Bryant
John J. Whitehead

James Whitehead
- Jesse D. Whitehead
Fanny Saunders.
By Wm. F. Parker their
Counsel.

[Receipt to be given where land is redeemed.]

OFFICE OF THE TREASURER OF THE

$ 1.85 County of Southampton Va

Dec 17th, 1892

Received of William Thrift

one Dollars Eighty five Cents,

on account of the redemption of 48 acres land returned delinquent for the non-payment of Taxes and County Levies by the Treasurer of Southampton County, for the year 1891 on Land in the name of Jordan Milliford & others in Jerusalem District on 48 Acres as follows:

State Tax,	$ 64
County Levies for all purposes,	80
Commissions,	14
Expenses of Sale,	27
Total,	$ 1.85

Wm J. Darden, Treasurer.

June 3rd 1890

This has been paid back to me by J.W. Williams Special Comr

Jordan Milliford to William Thrift in chancery suit of Freeman vs Milliford

State of Iowa in Favor of
Williamson & Williford et al.

Clerk C.	F. M. Hoe (Prod. fees & costs. pd. J. M. H.		15.01
Sheriff	Jewell.	Pd. J. W. W. Shff.	12.0 June 8 91 8/10
Davis	L. S. W. P. +	Wm Shands Paid W. Shands	2.50
Corum	J. C. M.	Paid J. C. M. Com.	5.00
Printer	W. H. S.	Paid W. H. Shand	9.57
			43.93

Williams re.

vs. } Fees due L. A. Gay e.e. to date

1903 Williford et als.

Nov. 27th 16 continuances on the docket $4.00 = 4.00

Tax costs re. 40, Tax costs 7 years @ 10¢ 70 = 1.10

$5.10

Teste: L. A. Gay C.C.

Williams &c.

vs. } Freedmen L. A. Gay

Williford et als.

J. W. Williams Sheriff's Commissioner's Sale in suit of Williams vs Williford et al's

1893				
Dec 18	By Amt of sale of land.			$147.50
" "	To Costs on $147.50 @ 5%		7.38	
" "	" Cost of suit		54.93	
" "	" Paid Clerk		2.50	
" "	" 1 Note from purchaser due 12 Mos after date & dated Dec 18-1893.		73.75	
	To Cost due by Commr to Creditors from 1st payment made by the purchaser.		8.94	
			$147.50	$147.50

To balance due Each of Creditors as above stated from 1st installment $8.94

Williams
Report of J. W.
re 31st Williams Staff
Killiford Rds.

Williams
vs
Report
Wellsford + als

To the honorable C. W. Hill Judge of the Circuit court for Southampton Co Va

Your undersigned Commissioner begs leave to report that in pursuance to a decree entered in this cause at the Nov Term 1892 of this court your Commissioner having first duly advertised place time and terms of sale proceeded to sell at public Auction in the town of Courtland Va on Dec 1st 1892, (county court-day) to the highest bidder the real estate in the bill and proceedings mentioned and Mrs R. E. Sebrell being the highest bidder became the purchaser thereof for the sum of $147.50 paying one half of the same cash and giving her bond for the deferred payment as required by said decree. Your Comr states the sale is a good one and should be confirmed by Court. Your Comr returns said bond with this report

Respectfully submitted
J. H. Williams
Spff & Comr

Williams

vs

Welchford et als

Southampton Circuit Court May Term 1892.

Williams
vs
Williford et als

This cause, came on this da. to be heard on the bill of complaint taken for confessed as to the adult defendants who have been duly summoned to answer and proceeded against by order of publication duly executed on such as are now residents of the State of Virginia. on the petition of Mary Jane Bryant and others, and on exhibits filed with said bill and petition, and was argued by Counsel. On consideration whereof this court doth adjudge order and decree that one of the Master Commissioners of this Court state, take and report the following inquiries and accounts

(1) The liens on the land in the bill and proceedings mentioned, their priorities and dignities, to whom due

(2) Will the land sell for enough in five years to pay all debts and costs of this suit:

(3) Can the land be partitioned in kind and if not, would a sale of the whole, and division of the proceeds be advantageous.

(4) Any other matter deemed pertinent by the commissioner or any party in interest.

Williams

vs. } Notice.

Williford et als.

1892. Octo 11.

We acknowledge legal service of this notice. Sept 19. 1892

Shand Donaldson
Plaintiffs
Recd

Commissioner's Office,

Courtland Jerusalem, Va., Sept 12 1892

To Mrs. J. E. Williams Admx C. B. Williams decd, Jordan Williford, Amanda and Richard Holcombe, Jesse Holcombe a non resident - Fany Saunders the children of Saml. B. Williford decd who are non residents, Nicholas Whitehead, Jams Whitehead Margarett, John & Jesse Whitehead, Mary James Bryant F. E. & Williams, M. E. Story, J. W. Williams & E. P. Williams the last named an infant person by Wm Shands his G'dn. ad litem.

You are hereby notified that I have fixed upon the 4 day of Octo next, 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 liens on the land in the bill and proceedings mentioned, their priorities and dignities to whom due.

2nd. Will the land reach far enough in five years to pay all debts and costs of this suit.

3rd Can the land be partitioned in kind and if not would a sale of the whole and division of the proceeds be advantageous,

4th. Any other matter deemed pertinent by the Commissioner or any party interested—

required to be taken by a decree of Southampton Circuit Court, rendered at the Nov. term, 1890, 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. L. McLemore
Commissioner.

To the Sheriff of Southampton County to execute.

Williams &c.
v.
Report
Williford et. al.

1892. Oct 24" filed.

21475
23.75

41

An account of the Liens debts against the land in the bill and proceedings mentioned of Williams &c. v. Williford. required to be taken by a decree of the Circuit Court of December Term 1890.

1st	A Judgment v Jordan Williford's interest in favor of Williams dis for	$82.22
	Int. on same from Jany 1. 85. 7 years nine mos.	38.64
	Costs	5.94
1892. Nov. 1.	Total. Debt	$126.80

Your Commissioner begs to report in response to the 3rd inquiry in the aforementioned decree, that the land cannot be partitioned in kind among the parties in interest, that the tract contains 60 acres and is owned by nine or ten parties a division of which would give to each one about 6 acres and would thereby render the entire tract worthless, whereas were it sold in lumps it would be desirable to parties wanting a small farm and might sell advantageously to all the interests.

Respectfully Submitted.

S. L. McLemore

Comr. in Chancery

Commissioner's Office
Courtland Va.

Your commissioner in response to the inquiry, "Will the land rent for enough in five years to pay all debts and costs of this suit" after taking evidence from several witnesses familiar with the land, on this point is of opinion that it will not, and for the reasons following: 1st. The entire track contains only 61 acres of which the defendant retains [illegible] only some 36.- 2nd. That the farm has scarcely an acre of arable land upon it & what there is, is exceedingly poor; that the debts including the costs of this suit and costs of collecting the rents &c would amount to nothing less than $175. and the land would not rent for more than $20.00 per year which would not begin to pay the debts.

Respectfully Submitted
R. L. Hodnett

Commissioners fee
$5.00 Chgd to Pltff.

Williams

vs 34th Decree

Williford et als

To be entered

May Term 1894

Cost

Entered Page 175

Williams
vs Z Deane
Williford et als

This day this cause came on again to be heard on the papers formerly read and upon report of J. W. Williams Shff & Special Comr of the sale of real estate in the bill and proceedings mentioned to which report no exceptions have been filed and was argued by counsel. On consideration whereof the doth adjudge, order and decree that said report and sale therein reported be confirmed and that said Comr out of funds in his hands pay all costs of sale and suit ~~including an allowance fee to W. H. Potter, and stands for joinder of~~ $ ~~———~~ and return his receipts along with his report

tion of said sale by court to forfeit the purchase money cash and take a deed from said Carr with special warranty for said real estate. and said Carr shall report his proceedings to court

Williams
vs 33rd Decree
Williford et al

To be entered
Nov Term 1892

$1475.00 & Int.
Dennis E. Moore

Entered

Williams
vs
Decree
Williford et als

This day this cause come on to be further heard on the papers formerly read and upon the report of Commissioner McLemore to which no exceptions have been filed and upon argued by counsel on consideration whereof the court doth adjudge order and decree that J. W. Williams Sheriff of this county, who as such is hereby appointed a special Comr for the purpose hereafter having given at least twenty days notice of the time, place and terms of sale, proceed to sell at public auction in the town of Brookland Ms on some county court day to the highest bidder the real estate in the bill and proceedings mentioned on the following terms, to wit; one half of the purchase money, cash. balance on a credit of twelve months, purchaser giving bond with approved security for the same with interest thereon from the day of sale till paid and title retained till all the purchase money is paid. with option to the purchaser upon confirma-

tion of said sale by court to pay
ee the purchase money cash and
take a deed from said Comr with
special warranty for said real
estate. and said Comr shall
report his proceedings to court

Witness
W. H. Dorsey
Hereford & Co

To be entered
Nov Term 1892

Endorsed

Ex libris

In Southampton Circuit Court,

Feby Term, 18 [illegible]

[illegible] Pltff.

Against

In [illegible]

[illegible] Deft.

Judgment for the Plaintiff against the Defendant for $ [illegible] *with legal interest thereon from* [illegible] *day of* [illegible], 18[illegible], *till paid, and costs,* $ [illegible]

Extract.

Teste: [illegible] C. C.

Witness:
Benja Eldorridge

Jesse J. his X whitehead
mark

Fanny her + Saunders
mark

Courtland, Va.,

Wm H. Parker, Esq.,
Atty at Law, &c.,

My dear Sir: — In the suit of Williams vs Williford & others, brought to subject the interests of Jordan Williford in certain real estate of Jesse Williford, dec'd, to the satisfaction of a judgment due to L. L. Williams and now pending in the Circuit Court of Southampton, we, a portion of the heirs and distributees of the said Jesse Williford, dec'd, desire a division of the entire subject among the parties entitled according to their respective rights and interests; and, to effect that purpose, request that you take such steps in the premises as you may deem necessary, and, this shall be your authority for so doing.

Respectfully &c.
Mary Jane Bryant.
Sept., 15th 1890.
John T Whitehead
October 2th 1890
James Whitehead
Oct., 20th 1890.

W. H. Parker

Franklin, Va., ... 189

Mr. W. H. Parker, p.q. C. C. Williams vs. Jordan Williford et als

To SOUTHAMPTON:-:DEMOCRAT, Dr.,

W. H. Stroud, Publisher.

90

Sept 14 2 5 in order publication 4 T. 9 89

VIRGINIA:—IN VACATION.

In the Clerk's Office of the Circuit Court of Southampton county the 3rd day of Sept 1890

C. C. Williams, - - - - - - Pltff.,
Against
Jordan Williford, Amanda, who intermarried with Richard Halcombe, Jesse Halcombe, a non-resident of the State of Virginia, Fannie Saunders, the children and heirs of Samuel B. Williford, deceased, who are non-residents of the State of Virginia, and whose names and number are unknown, Nicholas Whitehead, Jas. Whitehead, Margaret, John and Jesse Whitehead, Mary J. Bryant, F. E Williams, M. E. Story, J. W. Williams and E. P. Williams, the last named an insane person, by Wm. Shands, his guardian, ad litem,
Defts

IN CHANCERY.

The object of this suit is to partition the real estate of which Jesse Williford d ed, seized, among the parties entitled thereto, and to subject the interest of Jordan Williford in said real estate to the satisfaction of a judgment in favor of the complainant, C C Williams, amounting to $82.22, with interest thereon from the 1st day of January, 1885, till paid, and $5.94 costs And affidavit having been made and filed, that Jesse Halcombe, and the children of Samuel B. Williford, deceased, whose name and number are unknown, and non-residents of the State of Virginia, it is ordered that they appear here within fifteen days after due publication of this order and do what is necessary to protect their interest in this suit.

A copy—Teste:

B. F. McLEMORE, C. C.

W. H. PARKER, p. q.

OFFICE OF

—THE—

pton Democrat,

HNKLIN, VA.

SHORT NOTICE FOR CASH.

Stroud, Proprietor.

Oct 8 th 1890

This is to certify that the annexed advertisement of C C Williams pltff vs. Jordan Williford et als was published in the Southampton Democrat four (4) consecutive weeks

W. H. Stroud,
Pub.

Williams

Ps. ξ 1st Decr 39

Williford & ors

Rough Draft

To be entered

C. P. S.

Ent

Williams

vs. }

Williford et. als.

This cause coming on this day to be heard on the bill of complaint taken for confessed as to the adult defendants who have been duly summoned to answer and proceeded against by order of publication duly executed on such as are non-residents of the State of Virginia, and the answers of infant defendants by their guardian ad litem, on the petition of Mary Jane Bryant and others, and on exhibits filed with said bill, and petition, and was argued by counsel, on consideration whereof the court doth adjudge order and decree that one of the master commissioners of this court note take and report the following enquiries and accounts:

(1) The liens on the land in the bill and proceedings mentioned, their priorities and dignities, to whom due.

(2) Will the land rent for enough in five years to pay all debts and costs of this suit?

(3) Can the land be partitioned in kind and if not would a sale of the whole and division of the proceeds be advantageous;

4 Any other matter deemed pertinent by the commissioner or any party interested

Exhibit "1"

This Indenture made the [illegible] day of [illegible]
in the year of our Lord one thousand eight hundred and
[illegible] between [illegible] of the one part and [illegible]
of the other part, Witnesseth, that the
said party of the first part for and in consider-
ation of the sum of [illegible] lawful money
of New York to him duly paid, before the delivery of
these presents, the receipt whereof is hereby
acknowledged, and by these presents doth
grant, bargain, sell, release and confirm unto
the said party of the second part, his heirs and
assigns forever, all [illegible] certain
[illegible] and being
in the County of [illegible] and State of New
York bounded and described as
follows, to wit: [illegible]
[illegible] together with
all and singular the tenements, hereditaments
and appurtenances, and all the estate,
title and interest of the said party of the first
part therein, and the said party of the first
part doth hereby covenant and engage with
the said party of the second part that the
said party of the second part shall at the
time of the delivery hereof be lawfully seized of the first
parts in the said premises
above granted and seized thereof in fee simple

absolutely, and that they will warrant and defend the above granted premises in quiet peaceable possession of the said Parties of the second part their heirs and assigns forever—
In witness whereof I have hereunto set my hand and seal this 30th day of March A.D. 1872

Eley Shirey (Seal)
Nancy X Shirey (Seal)
mark (Seal)

State of Virginia
Southampton County to wit:
I James R. Tyler a Commissioner in Chancery for the County Court of said County & State do hereby certify that Nancy Shirey the wife of Eley Shirey whose names are signed to the within writing, bearing date on the 30th day of March 1872 personally appeared before me in my said County and having the writing aforesaid fully explained to her seperate and apart from her said husband, she the said Nancy Shirey acknowledged the said writing to be her act and deed, and declared that she had executed it willingly and did not wish to retract it.
Given under my hand this 30th day of March A.D. 1872—

James R Tyler
Comr in Chancery

Southampton County, In the Clerks office
March the 30th, 1872

This Deed of bargain & sale from Eley Spivey
and wife to Jordan Williford was this day
received and acknowledged by the said
Eley Spivey to be his act and deed and to-
gether with the certificate thereto annexed
of the privy examination and acknowledg-
ment of the wife admitted to record. A Stamp
of the Int. Rev. of the U.S. to the amount
of fifty cents being affixed thereto and
duly Cancelled.

Teste James R Tyler D.C.

A Copy Teste B.F. McLemore D.C.

Williams

N Wms Ord: Pub:

Williford & als:

Virginia: In Vacation:

In the Clerk's Office of the Circuit Court of Southampton County the 3d day of September 1890.

C. C. Williams - - - - - - - Pltff

Against

Jordan Williford. Amanda, who intermarried with Rich? Holcombe. Jesse Holcombe. a non-resident of the State of Virginia. Fannie Saunders, the children and heirs of Saml. B. Williford, decd. who are non-residents of the State of Virginia. and whose names and number are unknown. Nicholas Whitehead. Jas Whitehead. Margaret, John & Jesse Whitehead. Mary J. Bryant. F. E. Williams. M. E. King. J. W. Williams. & E. P. Williams, the last named an infant over 14 yrs of age, by Wm Shands, his Guardian ad litem. Defts:

In Chancery

The object of this suit is to partition the real Estate of which Jesse Williford died seized among the parties entitled thereto. and to subject the interest of

Jordan Williford, in said real Estate to the satisfaction of a Judgment in favor of the complainant, C. C. Williams, amounting to $82.22 with interest thereon from the 1st day of January 1880 till paid - and $6.94 Cts - And affidavit having been made and filed, that Jesse Malcombe and the children and heirs of Saml. B. Williford dec'd - whose names and number are unknown. are non-residents of the State of Virginia. it is ordered that they appear here within fifteen days after due publication of this order, and do what is necessary to protect their interest in this suit.

Teste: B. F. McLemore C.C.

W. W. Parker. p.q.

Williams &c,
vs } 2nd Decree
Willsford et. als

Decree

To be entered

Entered

Williams

vs.

Williford & others.

This cause came on this day to be again heard on the papers formerly read, and it being suggested to the court that the complainant C. C. Williams has departed this life since the last decree herein leaving his last will and testament which has been duly proved and admitted to probate and that his widow Mrs. J. E. Williams has qualified as his executrix, on motion it is ordered that this cause be revived and proceeded in the name of said personal representative and the decree herein of Nov 6 - 1890 be executed

Williams

Dr

Sum

Willeford et. als.

1890. 2d Apl Rules

Cir: Ct.

Executed by delivering a
copy of this Writ to
each of the within parties residents of this Co
named parties
April 9th
1890 J. W. Williams Shff

Served on 12 parties 50
each

Shff fee 6.00

THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—Greeting:

WE COMMAND YOU TO SUMMON Jordan Williford. Amanda, who intermarried with Rich? Holcombe. Jesse Holcombe. a non resident of the State of Va. - Fanny Saunders. the Children and heirs of Sam'l B. Williford dec?, who are non residents of the State of Virginia. + whose names and number are unknown. Nicholas Whitehead. James Whitehead. Margaret. John + Jesse Whitehead. Nancy Jane Bryant. F. E. Williams. M. E. Story. J. W. Williams. + E. P. Williams. the last named an insane person, by Wm Shands. his Guardian ad litem.

to appear at the Clerk's Office of ~~our~~ Circuit Court of Southampton county, at the Rules to be holden for the said Court on the 3d Monday in April, 1890 ~~next~~, to answer a bill in Chancery exhibited against them in our said Court by C. C. Williams

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

WITNESS, B. F. McLEMORE, Clerk of our said Court, at the Courthouse, this 15 day of April, 1890, in the 114 year of the Commonwealth.

Teste: B. F. McLemore C. C.

Williford (which includes his share and the share of Nancy Williford purchased and owned by him. thus making his interest 1/3 of the whole purchase money) to The personal representative of C. C. Williams decd and return this receipt along with his report to court

Williams-1909-

Dr 3 5th Decree

Williford et ux

So ordered

Nov 13 1909

Catt

Exr 7 cc.

Williams

vs } Decree

Williford et als

This day this cause come on again to be heard on the papers formerly read and was argued by counsel. On consideration whereof the court doth adjudge and decree That J. N. Williams Pltff and special comr in this cause withdraw from the papers in this cause. The bond of R. E. Sibrell for balance of the purchase money Some being dated Dec 1st 1893 and for $73.75 existing in the clerk of this court - this proper receipt therefor; collect the Same and make the purchaser a deed with special Warranty for the real estate sold her and take said purchase money Together with balance reported in his hands and first pay such costs as may be due in this cause and then pay the balance out according to the rights of the parties in this cause paying the fee of Gordon

Williford (which includes his share and the share of Nancy Williford purchased and owned by him. thus making his interest 1/3 of the whole purchase money) to the personal representative of C. C. Williams dec'd and return this receipt along with his report to court

Williams - 1909 -

By 3 5th Decree

Receipt of Dr

(To be entered Nov 13 1909 Clerk)

Ent 7 ow.