

1910-15

Southampton County Chancery - St. John Christian Church Ex parte

To encumber

Trustees:

Willie Smith
Emanuel Lewis
Sandy Turner

Southampton Circuit
Court

CIRCUIT COURT OF SOUTH-
AMPTON COUNTY, VIRGINIA:

IN RE: SAINT JOHN CHRIS-
TIAN CHURCH.

ORDER.

Enter June 18, 1910.
James L. W. Moore

ENTERED - C.O.B.

Page - 103 -

Claude J. Edwards
Attorney-at-Law
Franklin, Va.

VIRGINIA: IN VACATION: IN THE CIRCUIT COURT OF
SOUTHAMPTON COUNTY: JUNE 18th 1910.

*In Ve matter of the Petition of Trustees *

*of SAINT JOHN CHRISTIAN CHURCH. *

ORDER:

This day came Willie Smith, Emanuel Lewis and Sandy Turner the ~~legal~~ trustees of Saint John Christian Church of Southampton County, Virginia, appointed according to law, as will appear by Common Law Order Book, page 397, in the Clerk's Office of Southampton County, Virginia, alleging that the legal title is vested in them as trustees of said religious society, to all that certain lot or parcel of land, described as follows:

"All that certain lot or parcel of land lying and situate in Franklin, Southampton County, Virginia, and bounded as follows: Beginning at a point at the eastern corner of the R. H. B. Cobb lot on Gay Street, thence along Gay Street in an easterly direction about fifty (50) feet to the said Emma J. Smith's lot; thence at a right angle and along the said Emma J. Smith lot in a northerly direction eighty-two (82) feet to the said Emma J. Smith lot; thence at a right angle and along the line of the said Emma J. Smith lot in a westerly direction about fifty (50) feet to the said R. H. B. Cobb lot; thence at a right angle and along the line of the said R. H. B. Cobb lot in a southerly direction eighty-two (82) feet to the point of beginning. It being a part of Lot No. 191 on a map of the land of The Franklin Land and Improvement Company, conveyed to Emma J. McClenny by said Company by Deed of Bargain and Sale, dated April 26, 1898, and recorded in Deed Book No. 47, page 296 in the Clerk's Office of Southampton County, Virginia." And being the same lot conveyed to said trustees by Emma J. Smith and Willie Smith, her husband by Deed of Bargain and Sale, dated May 27, 1910, and to be duly recorded in the Clerk's Office aforesaid.

The said property being held for the use, benefit, purpose and object of the said religious society; and it appearing that at a general meeting of said society held on the 30th day of May 1910, resolutions were introduced and adopted (said resolutions being filed with the petition and marked "Exhibit A"), stating that it was the wish of said society to encumber the said property, and authorizing and directing them to petition the Judge in

Vacation for leave to borrow the sum of TWO HUNDRED DOLLARS (\$200.00), at the rate of 6% interest per annum, for the purpose of securing I. A. Luke the said sum of TWO HUNDRED DOLLARS (\$200.00), it having been borrowed from him to pay the purchase price on said property and to erect a building thereon suitable for a place of public worship; to give a promissory note, signed and endorsed by them, for the said sum of money, due and payable on demand unto the said I. A. Luke, and to encumber the said property to secure the payment of said note by executing a good and sufficient Deed of Trust on said property unto Claude J. Edwards, Trustee.

And upon evidence being produced before me that it is the wish of the society mentioned in said petition to encumber the property mentioned in said petition, it is adjudged, ordered and decreed that the said Willie Smith, Emanuel Lewis and Sandy Turner, trustees as aforesaid, be, and they hereby are, authorized to borrow the sum of TWO HUNDRED DOLLARS mentioned in said petition, at the rate of interest mentioned in said petition, for the purpose mentioned in said petition, to give their promissory note as mentioned in said petition, to encumber the property to secure the payment of same by executing a good and sufficient Deed of Trust upon said property to Claude J. Edwards, Trustee.

All of which is hereby certified to the Clerk of this Court to be entered in the ^{Chancery} Common Law Order Book.

James S. Moore

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The image shows the front cover of a book. The cover is a dark, mottled grey or black color with a rough, textured surface. A prominent vertical crease or fold runs down the center of the cover, suggesting it might be a half-binding or simply a sign of age and use. There are some lighter, irregular patches and spots across the surface, possibly from wear or the material's texture. The edges of the cover appear slightly worn and uneven.

1875

"EXHIBIT A"

At a regular business meeting of SAINT JOHN CHRISTIAN CHURCH of Southampton County, Virginia, held on the 30th day of May 1910, the members thereof by a majority vote directed and authorized Willie Smith, Emanuel Lewis and Sandy Turner, trustees of said church to execute to I. A. Luke a promissory note for the sum of TWO HUNDRED DOLLARS (\$200.00) to secure him that amount borrowed from him for the purpose of applying it to the purchase price of a certain lot or parcel of land and erecting on said lot a building suitable for public worship. The said lot or parcel of land being bought from Emma J. Smith and Willie Smith, her husband as evidenced by a certain Deed of Bargain and Sale, dated May 29th 1910. And the said trustees are further authorized to execute a good and sufficient deed of trust on said lot or parcel of land to Claude J. Edwards, Trustee to secure to the said I. A. Luke the said sum of Two Hundred Dollars.

Sandy Turner Pres.

Emma J. Smith Secty.

STATE OF VIRGINIA,

COUNTY OF SOUTHAMPTON, TO-WIT:-

This day Sandy Turner, whose name is signed above, personally appeared before me, W. H. H. H. H. a Notary Public in and for the county and state aforesaid, in my county aforesaid, and made oath that the matters and things stated in the foregoing writing are true.

Given under my hand this 9 day of June 1910.

W. H. H. H. H.
NOTARY PUBLIC.

OFFICES IN FRANKLIN AND COURTLAND
COMMISSIONER IN CHANCERY
PHONE NO. 93

Claude J. Edwards
Attorney-at-Law
Franklin, Va.

IN COURTLAND OFFICE EVERY MONDAY
AND ANY OTHER DAY BY APPOINTMENT
EXCEPT SATURDAY

Franklin, Virginia, June 17, 1910.

Judge Jas. L. McLemore,
Suffolk, Va.

Dear Judge:-

IN RE: ST. JOHN CHRISTIAN CHURCH:

I enclose herewith Petition and Order in above matter which are self-explanatory.

Please forward the papers to Harvey at your earliest convenience in the addressed, stamped envelope.

With best wishes, I am,

Yours very truly,

Claude J. Edwards

CJE.

CIRCUIT COURT OF
SOUTHAMPTON COUNTY, Va.

IN RE: SAINT JOHN
CHRISTIAN CHURCH.

PETITION.

1910 June 18th filed *JLM*

Claude J. Edwards
Attorney-at-Law
Franklin, Va.

TO THE HONORABLE JAMES L. McLENORE, JUDGE OF THE CIR-
CUIT COURT OF SOUTHAMPTON COUNTY, VIRGINIA:

Your petitioners, Willie Smith, Emanuel Lewis and Sandy
Turner, respectfully represent that they are trustees of the
religious society of SAINT JOHN CHRISTIAN CHURCH of South-
ampton County, Virginia, duly appointed according to law,
as will appear from Common Law Order Book, page 297 of this
Court; that the legal title is vested in them as such trus-
tees of said religious society, to all of that certain lot
or parcel of land, described as follows:

"All that certain lot or parcel of land lying and sit-
uate in Franklin, Southampton County, Virginia, and bounded
as follows: Beginning at a point at the eastern corner of
the R. H. B. Cobb lot on Gay Street, thence along Gay Street
in an easterly direction about fifty (50) feet to the said
Emma J. Smith's lot; thence at a right angle and along the
said Emma J. Smith lot in a northerly direction eighty-two
(82) feet to the said Emma J. Smith lot; thence at a right
angle and along the line of the said Emma J. Smith lot in
a westerly direction about fifty (50) feet to the said R. H.
B. Cobb lot; thence at a right angle and along the line of
the said R. H. B. Cobb lot in a southerly direction eighty-
two (82) feet to the point of beginning. It being a part of
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and recorded in Deed Book No. 47, page 296 in the Clerk's
Office of Southampton County, Virginia." And being the
same lot conveyed to said trustees by Emma J. Smith and Wil-
lie Smith, her husband by Deed of Bargain and Sale, dated
May 27, 1910, and to be duly recorded in the Clerk's Office
aforesaid.

Which said property is held for the use, benefit, pur-
poses and objects of the said religious society; and that at
a general meeting of the said religious society, held on the
30th day of May 1910, resolutions were introduced and adopt-
ed, stating that it was the wish of the said society to en-
cumber the said property, and authorizing and directing your
petitioners to petition your Honor for leave to borrow the
sum of TWO HUNDRED DOLLARS (\$200.00), at the rate of inter-
est of six per centum per annum, for the purpose of secur-
ing to I. A. Luke that amount of money, it having been bor-
rowed from him to pay the purchase price on said property
and to erect a building thereon suitable for a place of pub-
lic worship; to give a promissory note, signed and endorsed

LOVE BEHATONERS' MITEE SMITH' EMBROIDERED PAPER AND
CHIEF CORNER OF BOWENWELLON CORNELL' ALINGKIV:
LO THE HONORABLE JAMES P. KOTENORE' JUDGE OF THE CIR-

by them, for the said sum of TWO HUNDRED DOLLARS (\$200.00), with interest as aforesaid, payable on demand, and to encumber the said property to secure the payment of said note by executing a good and sufficient Deed of Trust upon said property; a copy of which said resolutions, duly certified by the proper officers of said society, is hereto attached, marked "Exhibit A" and made a part of this petition.

Now, therefore, in accordance with the express wish of said society, your petitioners ask leave to borrow the aforesaid sum of TWO HUNDRED DOLLARS (\$200.00), at the aforesaid rate of interest, for the purpose aforesaid, to give their promissory note as aforesaid, and to encumber the said property to secure the payment of the said note by executing a good and sufficient deed of trust upon the said property to Claude J. Edwards, Trustee, and further, that your Honor will cause to be entered such order as may be necessary and proper to effect the purpose hereinbefore mentioned.

Willie Smith
Sandy Turner
Emanuel Lewis

Trustees of
Saint John
Christian
Church.

STATE OF VIRGINIA,

SOUTHAMPTON COUNTY, TO-WIT:-

This day Willie Smith, Emanuel Lewis and Sandy Turner, the above named petitioners, personally appeared before me, W. H. Norfleet a Notary Public in and for the county and state aforesaid, in my county aforesaid, and made oath that the matters and things stated in the foregoing petition are true.

Given under my hand this 9th day of June 1910.

W. H. Norfleet
NOTARY PUBLIC.