1853-005 Chancery Causes: Edwin S. Ballard, assignee of Richard H.B. Denson vs Robert Johnson's Cont

Isle of Wight County + al

other SURNames: JORDAN, TURNER, PIERCE, GAY, Hall, Peirce

May 17th. 1853.
Decree. S. C. No. 2. p. 3.

Kirby & C.

Edwin L. Ballard &c. (for
R. A. B. Denson &c.

vs. Bill of Interpleader

Walter R. Johnson Sheff. &
Comrs of No. Johnson Decd.
& others

November rules 1851. Bill &c.
filed. (N. P. Conroy) a.s.h.o
gov. ad litem to the infts.
his and filed & genl. a.s.h.o
and order of pubn. vs. No.
J. Johnson & decree nisi vs. the
other defts. ~~Dentress~~.

Dany. rules 1852 ~~Adopt~~. of the
pubn. vs. No Answer having
been & the other defts. not having
answered the bill is taken for
confessed.

Feby. rules Set for hearing.

May Term 1852. Decree for
costs. p. 282.

Octo. 1852. Decree C. 13. p. 293.
April 1853 Report of sale made

S. of W. Cir. Ct.
Octo. 1853. Final decree C. 13
p. 511.

judgment which has been returned by the Coroner of Isle of Wight County "Nulla Bona" a copy of which is filed herewith marked No. 5.

That the said Robert Johnson left as his heirs at Law a widow named Sally Johnson, and the following children, Patience wife of Everitt Turner, Robert Johnson, Harriet Elizabeth, Nathl, and John —

That Everitt Turner & Patience his wife sold their interest to Eley Pierce — That Robert Johnson now resides out of the State of Virginia, that Harriet Elizabeth & Nathl. are infants under twenty one years of age — That John died after arriving to lawful age ~~died~~ ~~in infancy~~ left a wife & one child both of whom are dead —

Your Complainant prays that the said Lands may be made subject to his debt aforesaid by a sale of the said Lands or otherwise, & that his claim may be paid him out of the same —

In consideration whereof & for as much as a Court of Equity has jurisdiction, To the end therefore your Complainant prays that Watson P. Jordan Sheriff of Isle of Wight County & Committee of Robert Johnson dec'd; Sally Johnson, widow of said deceased; Everitt Turner & Patience his wife, Eley Pierce, Robt Johnson; Harriet Elizabeth Johnson and Nathl Johnson (the last two infants under twenty one years of age) may be made Defendants hereto & be compelled to answer the several allegations herein on oath; that some suitable person may be assigned to defend the infant defendants that all necessary accounts may be taken; that the said Lands may be made subject to your Complainants demand & that such other & further decree may be made in the premises as

consists with Equity &c.

John R. Kilby p.q.

To the Hon: The Judge of the Circuit Court of Isle of Wight County — Humbly Complaining, shews unto the Court, your Complainant Edwin L. Ballard a pijnee of R. H. B. Denson (who sues for the benefit and at the costs of said Denson) and on behalf of all other creditors of Robert Johnson deceased, who may make themselves parties hereto on the usual terms —

Your Complainant respectfully represents and shews unto the Court that one Robert Johnson of said County died about the year 1847, intestate leaving no personal estate of value, and a tract of land in Isle of Wight County, containing one hundred acres more or less, and adjoining the lands of Eley Pierce, John Hall, Benj.a Roberts heirs, Thos. M. Saunders (and others) — That the estate of said Robert Johnson was by order of Isle of Wight County Court committed to the hands of Watson P. Jordan Sheriff of said County, for administration as appears by a copy of said order duly certified & filed herewith —

That in the life time of said Robert Johnson your Complainant brought suit and recovered a Judgment against him in the County Court of said County on the 8th of June 1841 for $40.89 with interest thereon from 1st of September 1840 till paid & $7.06 costs, as appears by a copy of said Judgment filed herewith marked No. 2 — That an execution duly issued on said Judgment which was returned by the Sheriff of said County "Nulla Bona" a copy of which execution & return are herewith filed marked No. 3 —

That the said Judgment was revived against the said Watson P. Jordan Sheff. & committee of said deceased, in Isle of Wight County Court on 4th August 1841 as appears by a copy of said Judgment filed herewith & marked No. 4 — That an execution duly issued on this last

Ballard &c. for Denson

v

Geo. Johnson's Staff &c.

Am: of Jdt. ad talem
to Infant Defts:

The Joint & separate answer of Harriet Elizabeth Johnson & Nathl. Johnson, infants under twenty one years of age, by Nathl. P. Young, their guardian ad litem to a Bill in Chancery exhibited in the Circuit Court of Isle of Wight County against Robert Johnson's Sheriff Committee & others by Edwin L. Ballard &c—

These Respondents say that they are infants under twenty one years of age, and ignorant of their rights in the premises & therefore submit them to the Court & pray that no decree may be made inconsistent with the same

(Signed)

N. P. Young gdn. ad litem

E. L. Ballard afsa: for
R. H. B. Denson

vs: Trespass in Ejectment

Johnson's Counties: Ala.

To December
To ~~November~~ ensuing Cir. Ct.
1851.

Libby Esq.

To hand 1st Nov. /51—

~~Not found~~

~~W. H. Denson Sh'ff~~

Executed by delivering a true
Copy of this Summons to each
of the within named ~~Defendants~~ A. V. Fuqua Esq.
& Jno. Fowler &c

Sold by Colin, Baptist & Nowlan, 11th Street, Richmond.

[*Summons instituting Suit at Law.*]

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Isle of Wight *County, Greeting:*

WE COMMAND YOU to summon Watson P. Jordan Sheriff of Isle of Wight County and Commonwealth of Robert Johnson deceased, Sally Johnson widow of said deceased, Everitt Turner and Paluna his wife, Eley Pierce, Robert Johnson, Harriett Elizabeth Johnson and Nathaniel Johnson, the last two infants.

to appear at the Rules at the Clerk's Office of the Circuit Court of Isle of Wight County, on the first Monday in December next, to answer a Bill in chancery exhibited against them by Edward R. Ballard & Son. of R. H. B. Denson (who sues for the benefit and at the costs of said R. H. B. Denson)

And have then there this writ. Witness, Nath'l P. Young Clerk of our said Court, at the Courthouse, the 24th. day of October 185/, and in the 76th. year of the Commonwealth.

N. P. Young c.

Ballard for Denson

vs

Johnsons administrator &c

Commissioners Office
Circuit Court Eastern District
Aug 15th 1832
T Hall Clk

Commissioners office Smithfield July 26th 1852

To Edwin L Bullard who sues for Richard H B Dinsdon. & Wm D Jordan Sheriff of Isle of Wight County and committee of Robert Johnson deceased, Sally Johnson, Event Turner & Patience his wife and Ely Price, and J O Young guardian ad litem of infant defendants

You are hereby notified that I have given upon the 30th day of August next, to take and settle, at my office, the following accounts to wit First an account of the transactions of Watson D Jordan committee and as such administrator of the estate of Robert Johnson deceased, 2nd an account of the real estate of which the said Robert Johnson died seized and possessed, shewing its annual and fee simple value, 3rd an account shewing the value of the widow Sally Johnsons dower interest in said real estate fourthly an account of the plaintiffs demands, as also all other outstanding demands against the estate of the said Robert Johnson, stating and shewing the amount, character and dignity thereof, which said several accounts are required to be taken by virtue of a decree of the Circuit Court of Isle of Wight County entered on the 18th day of May 1852 in a suit in Chancery depending in said court, between Edwin L. Bullard who sues for the benefit of Richard H B Dinsdon complainant and Watson D Jordan Sheriff of Isle of Wight County and committee of Robert Johnson deceased Sally Johnson Event Turner and Patience his wife and Ely Price and others 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.

Geo R Atkinson

Ballard for Denson

vs. Ziffard.

Johnson County Tab.

Isle of Wight County to wit:

This day Josiah P. Gary personally appeared before me ~~Justice~~ and made oath that Robert Johnson is a non resident of the Commonwealth of Virginia

Given under my hand this 20th day of Octo. 1857.

Josiah P. Gary

Sworn to before me N.P. Young Clerk of Isle of Wight Co. Ct. Octo. 20. 1857

N.P. Young D.

The deposition of Thomas Hall a witness of lawful age taken on the 1st day of September 1852, before George R Atkinson one of the Commissioners in Chancery of the Circuit Court of Isle of Wight County in a certain matter of account referred to him for settlement, by a decree of said court rendered on the 18th day May 1852 in a suit in Chancery depending therein between Edwin D Ballard who sues for the benefit of himself & R B Denson plaintiffs and Watson P Jordan Sheriff of Isle of Wight County and Committee of Robert Johnson deceased Sally Johnson and others Defendants.

Thomas Hall being duly sworn deposeth and saith,

Question by Commissioner. Is or not the land of Robert Johnson deceased assigned and set off to the widow as her dower? If so what is the annual rent and what is its simple value?

Answer Robert Johnson died seized and possessed of one tract of land situated in the county of Isle of Wight. It is bounded on the North and East by the lands of Deadrick Pierce, on the South by the land of Thomas Underwood on the West by the lands of Thomas Seward and John Hall. Its annual value is not more than fifteen dollars and its simple value is about one hundred and seventy five dollars. And further this deponent saith not.

T. Hall

Sworn to and subscribed before me as Commissioner of said Court the day and year first above written.

Geo R Atkinson

of the said Watson D Jordan on said estate has been said, before him
Given under my hand as Commissioner of the court aforesaid
the day and year first aforesaid

Geo. B. Atkinson

Time employed by Commissioner in stating, settling, and reporting
the foregoing accounts, 5 hours and ten minutes $ 3,87½
Publishing notice as Robert Johnson
Commissioners fee charged to the Plaintiff

Geo. B. Atkinson, Comr

Ballard for Defendant
vs
Thos. P. Upshur
Jordan's Administrator &c
Sept. 10. 1857 Filed

Commissioners Office Smithfield
September 16th 1852

To the Circuit Court of Isle of Wight County

Pursuant to a decree of the Circuit Court of Isle of Wight County rendered on the 18th day of May 1852 in a suit in Chancery depending in said court, between Edwin L Ballard who sues for the benefit of Richard H B Denson plaintiff and, Watson P Jordan Sheriff of Isle of Wight County and committee of Robert Johnson deceased, Sally Johnson and others defendants, the undersigned one of the commissioners of said Court, to whom was referred for settlement by said decree the following accounts, to wit first An account of the transactions of Watson P Jordan committee and as such administrator of the estate of Robert Johnson deceased, 2nd An account of the real estate of which the said Robert Johnson died seized and possessed shewing its annual and fee simple value, 3rd An account shewing the widow Sally Johnsons dower interest in said real estate and 4th An account of the plaintiffs demands, as also all other outstanding demands against the estate of the said Robert Johnson, deceased reports to the court that on the 26th day of July 1852 he issued notices against the several parties aforesaid requiring them to attend the settlement of the said accounts, before him at his said office, on the 30th day of August 1852, which were returned to your Commissioner duly executed. That he then and there states the foregoing accounts, and finds from the evidence filed with this report the fee simple value of the Real estate of which the said Robert Johnson died seized and possessed to be $150.00 and its annual value $15.00. Your Commissioner further reports that he finds the present value of the widow Sally Johnsons dower Interest to be $65.00 taking the estimated annual value as the basis of his calculation, but if the annual interest of the fee simple value is taken as the basis it will be $39.00. Your Commissioner further finds the amount of the plaintiffs demands against the estate of said Robert Johnson to be on the 18th day of October 1852, $77.71

Your Commissioner further reports that he has not stated an account of the transactions of Watson P Jordan on the estate of the said Robert Johnson deceased because no evidence relating to any transaction of the

An Account shewing the Annual, and Fee Simple Value of the Real Estate of which Robert Johnson died seized and possessed.

Annual Rent of said Real Estate	$ 15	00
Fee simple value of said Real Estate	150	00

An Account shewing the value of the Widow Sally Johnson's dower Interest in said Real Estate.

The said Sally Johnson's expectancy of life is 26 years.

Fee Simple value of said dower Interest, based on estimated Rent	$ 65	00
Fee Simple value of said dower Interest, based on Interest of Fee simple value of said Land	"	"
	39	00

An Account shewing the Plaintiffs demands against the Estate of Robert Johnson deceased.

A Judgement obtained against Robert Johnson on the 8th day of June 1841, Principal	$ 40	89
Costs	7	00
Interest on $40.89 from September 1st 1840 to October 18th 1852	29	76
	$ 77	71

Sale of right & Co. to int.

Pursuant to the annexed decree I sold before the Court House door of said County on the 6th day of Dec. 1852 (being Court day) on the terms & conditions in the notice prescribed in said decree when the Land, therein named were purchased by Thos. Saunders for $71:00

2 ½ per cent Com$	$3.53	
" paid Attor. Fee	15.00	18:53
Balance		$52:47

for which I took Thos. Saunders bond with Wm Hall as security which is filed herewith.

Respectfully submitted

T. Hall Com.r

Ballard & als. &c. of Saunders
vs. Chancery
Johnson's Executrix & als

Ballard for Comr
v. } Com. report
Johnson &c

Thos Saunders Purch.r

At a circuit Court continued and held for the County of Isle of Wight on the 20th. day of October 1852
Edwin L. Ballard apa: of R. A. B. Denson who sues for the benefit and at the cost of the said R. A. B. Denson Plf.
Against } In Chancery
Watson P. Jordan Sheriff of Isle of Wight County and committee of Robert Johnson dec'd. dals. Defts.
this cause came on this day to be heard on the papers formerly read, and the report of Commissioner Atkinson. made pursuant to the decree of the 18 Th. day of May 1852 to which no exceptions have been filed. And was argued by Counsel, On consideration whereof the Court doth adjudge, order and decree that Thomas Hall as Sheriff of this County be and he is hereby appointed Commissioner for that purpose. Make sale of the tract of land in the proceedings mentioned subject to the dower of Mrs Sally Johnson therein described as a tract of land of which Robert Johnson died seized and possessed, Situated in Isle of Wight County and containing by estimation one hundred acres more or less, and adjoining the Lands of Delila Pierce, Thomas Underwood, Thomas Saunders and John Hall, before the Court house door of said County on some County Court day at public auction to the highest bidder on a credit of six Months. except for costs of suit and expenses of sale, which will be cash and paid over to the parties entitled, taking from the purchaser Bond and good security & withholding the title until the further order of the Court. Notice of the time & place of sale must be given at the Court house door of said County, and at least four other public places in said county for at least fifteen days previous to said sale. And the said Hall will return the said bond to Court & make report
A Copy
Teste
R. S. Young cc

Mr R P Young

The Clerk

Will please send me the Order or decree that Mr Kelley had made for me to collect the note & against Thos Saunders in the case of Ballard for Lenoan vs Johnson also send the note with the decree & oblige

June 11th 1853 T. Hall

Bond delivered according to this order June 11. 1853.

N. B. Young Jr.

Cr — amo. of sales $52.45

Secret Sheff's fee 3.50

" to Sec'd 2.50 $6.00

Balance $46.45

1853 June 13 Rec'd of Wm. Hall
Comr. forty six Dollars & Fifty five
cts in full of the above.
Stmt R. Kelly
Pltf's atty.

1852

Sheriff's Return

In conformity to the within order I did collect from Thos Summers
& William Hall the within named Bond of $52.45

Thereof deducted Sheff fee $3.50

Thereof deducted for Secy deed $2.50

Thereof paid John R Kelly pltf attorney $46.45
June 13th 1853 $52.45

T Hall

May Term 1853.

Edwin S. Ballard Pl. for H.H.B. Denson &c.

against

Walson P. Jordan, Sheriff & Committee of Ro. Johnson Dd.

This cause came on this day to be again heard on the papers formerly read, and on the report of Commissioner Thomas Hall, made pursuant to the decree of the 20th October 1852. to which no exceptions have been filed, and was argued by Counsel; On Consideration whereof the Court doth confirm the said report, and doth adjudge order and decree, That the said Thomas Hall, receive of the Clerk of this court (who is hereby directed to deliver the same to him) The bond of Thomas Saunders & William Hall for $32.41 filed with said report, and proceed to collect the same, and out of the proceeds, pay what costs & expenses remain unpaid, and then pay the balance to the plaintiff in full satisfaction of his demand, And the said Thomas Hall is hereby directed on the payment by said Thomas Saunders of his bond aforesaid, to make to him the said Thomas Saunders, a deed for the land sold and refused to in the proceedings, in the usual form with special warranty and make report to Court

A Copy.

Teste

W. P. Conoly C.

Whole amt. of costs . $32.41

Costs allowed Plaintiff's Attn. 15.00

Costs to be deducted from the bond Court: $17.41

Clerk $6.78

Ward Tax .75

Sheff. fees 3.50

Broughton printer 2.50

Court B. R. Atkinson 3.88

$17.41 $17.41

Ballard for
Denson
vs
Gordon Chiffin

amend form & then
Enter the decree
R. H. Baker
May Co. 52.

Edwin L Ballard &c for
R H Dawson
vs
Jordan Shff &c

The precp in this cause having been duly serve upon the defendants Watson P Jordan Shff: & Committee of the estate of Robert Johnson dec^{d}, Sally Johnson, Ewell Turner & Patience his wife, & Eliz Price and they still failing to appear and answer, and more than one month having elapsed since the publication of the order in this cause against the defendant Robt Johnson, who is a non-resident of this State, & he still failing to appear and the Bill of the Complainants as to those defendants having been taken for confessed and the Cause coming on this day to be heard on the Bill and the answer of the infant defendants by their guardian ad litem, and application thereto and was argued by Counsel; On consideration whereof the Court doth adjudge and decree that the commissioner of this Court take the following accounts to wit,

1. An account of the transactions of Watson P Jordan Shff, Committee as such, administrator of the Estate of Robt Johnson deceased.

2. An account of the real estate of which said Robt Johnson died seized & possessed, showing its annual and per simple value,

3. An account of the widow Sally Johnson's dower in trust in said real estate, showing the value, and a list of the same to be returned to this Court with the report of the Commissioner, and any other matters deemed pertinent by himself, or required by the parties to be so stated,

4. An account of the pltffs demands as also all other outstanding demands against the estate of the said Robert Johnson stating and showing the amount, character and priority thereof

the said Robert Johnson, stating and showing the amount, character and dignity thereof which accounts the said Commissioner is required to state & report to the Court with such other matters deemed pertinent by himself or required by the parties to be so stated.

A Copy
Teste

N. P. Young Clk.

Wallace & Anderson
Pltffs Solrs

vs.

Johnson's Admrs &c
Defts Solrs

At a circuit court continued and held for the county of Isle of Wight the 18th. of May 1852

Edwin L. Ballard who sues for the benefit of R. H. B. Johnson — Complainant

against

Watson P. Jordan Shff. of Isle of Wight County and committee of Robert Johnson dec'd. & als. Defts.

The process in this cause having been duly served upon the defendant Watson P. Jordan Shff. & committee of the estate of Robert Johnson dec'd. Sally Johnson, Everitt Turner & Patience his wife and Eley Prince, & they still failing to appear & answer and more than one month having elapsed since the publication of the order in this cause against the defendant Robert Johnson who is a non resident of this state, & he still failing to appear, & the bill of the complainants as to those defendants having been taken for confessed & rules, and the cause coming on this day to be heard on the bill & exhibits filed, the answer of the infant defendants by their guardian ad litem and replication thereto and was argued by counsel; On consideration whereof the court doth adjudge, order and decree that the commissioner of this court take the following accounts to wit: 1st. an account of the transactions of Watson P. Jordan Comm'r. and as such administrator of the estate of Robert Johnson deceased.

2nd. An account of the real estate of which the said Robert Johnson died seized & possessed, shewing its annual & fee simple value. 3rd. An account shewing the value of the widow Sally Johnson's dower interest in said real estate. 4th. An account of the plaintiffs demands, as also all other outstanding demands against the estate of

Ballard for Benson

N. 33

Johnson adv.

Deed

Exd 575

To be entered

J. H. Parker

Oct. 6. 52

Rec'd Sept 30th Mr Randall & Groton

Ballard for Dennis

v.

Johnson &c

This cause came on this day to be heard on the papers formerly read, and the report of Com Atkinson, made pursuant to the decree of the 18th May 1852, to which no exceptions have been filed: and was argued by Counsel. On consideration whereof the Court doth adjudge, order & decree that Thomas Hale, as Sheriff of this County, be & he is hereby appointed Com. for that purpose, make sale of the tract of Land in the (subject to the Dower of Mrs. Sally Johnson therein.) Proceedings mentioned & described as a tract of Land of which Robt. Johnson died seized and possessed, situate in Dale of Wise County, and containing by estimation one hundred acres more or less, and adjoining the Lands of Delilah Pierce, Mrs. Underwood ~~and~~ Thomas Saunders and John Hale, before the Court house door of said County on some County Court day, at public auction to the highest bidder, on a credit of six months except for costs of Suit & ~~charges~~ & expenses of sale, which will be cash & paid over to the parties entitled, taking from the purchaser Bond & good security & withholding the title till the further order of Court, - Notice of the time & place of said sale, must be given at the Court house door of said County and at least four other public places in said County for at least fifteen days previous to said sale - And the said Hale will return the said Bond to Court & make report -

~~Before the said Thos. Hale, Shall make said sale he must give bond before the Clerk of this Court, conditioned as the~~

Ballard for Deveau

v.

Re. Johnson's admrs

Decree May 4. 1853.

To be entered

R. H. B.

Ballard for Denson

v.

Johnson's adm. &c.

This cause came on this day to be again heard on the papers formerly read, and on the report of Commissioner Thos. Hale, made pursuant to the decree of 20th Oct. 1852 to which no exceptions have been filed and was argued by Counsel; On consideration whereof the Court doth confirm the said report, and doth adjudge, order and decree that the said Thos. Hale, receiver of the clerk of this Court (who is hereby directed to deliver the same to him) the bond of Mr. Saunders for Hale for $52.45 filed with said report, and proceed to collect the same, and out of the proceeds pay what costs & expenses remain unpaid & then pay the balance to the plaintiff in part satisfaction of his demand— And the said Thos. Hale, is hereby directed on the payment by said Mr. Saunders of this and aforesaid ~~to the said Thos. Hale~~ to make to him the said Mr. Saunders a Deed for the Land sold & referred to in the proceedings, in the usual form with special warranty, & make report to Court —

Ballard (for Denson

v.

Johnson Sal.;

Oct°. T. 1853.

Final decree.

To be entered

R. M. Baker

Cop°

Ballard for Denson. vs. Jordan &c.

This cause came on this day to be again heard on the papers formerly read, and on the report of Mr. Hall Special Comr. under the decree of May Term last to which no exceptions have been filed & was argued by counsel; on consideration whereof the Court doth confirm the said report & doth adjudge, order & decree that the proceedings had in this cause be confirmed & made firm and binding between the parties.

At a quarterly Court held & Commenced for the County of Isle of Wight, on the 8th. day of June 1841.

Edwin Y. Ballard assignee of R. A. B Downs. Plff.

Against

Robert Johnson

In Debt.

Deft.

The Judgment in the Clerks office, at rules, in this case not having been set aside and the plaintiff being now entitled to a final judgment it is therefore considered by the court that the plaintiff recover against the defendant the sum $40.89 with interest from the 1st. Sept. 1840 till paid and his cost in this behalf expended.

A Copy

Teste

S. H. Boykin D.C.

No. 2

C. C. R. 47.

Edwin L. Ballard ofler:
of R. H. B. Henson
vs. Fifa
Robert Johnson

To Oct. Ct. 1841
Hillyeman pg:

Exhibit
(No 3)

Nulla Bona
Jos. J. G. Butts D.S.
for G. Cassell Shff

A copy Teste
W. H. Boyken D.C.

Memo: This execution is subject to a credit of $15.44 cts. paid August 2nd. 1837 for Endorsement on former execution

Test ____ W. H. Boyken D.C.

A copy Test W. H. Boyken D.C.

Sold by Colin, Baptist & Nowlan, 11th Street, Richmond. [*Fieri Facias*]

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Isle of Wight *County, Greeting:*

We command you, That of the goods and chattels of Robert Johnson

late in your bailiwick, you cause to be made the sum of Forty dollars and Eighty nine cents, with legal interest thereon from the 1st. September 1840 till paid ~~[illegible]~~

which Edwin L. Ballard ass. of Richd. H. B. Benson

lately in our County Court of Isle of Wight County, hath recovered against the said Robert Johnson

also seven dollars and six cents which to the said Ballard ass. as aforesaid in the same Court were adjudged for his costs, by him about his suit in that behalf expended; whereof the said Robert Johnson convict, as appears to us of record; and that you have the same at the Rules at the Clerk's Office of our said Court, on the first Monday in October next, to satisfy the said Ballard ass. as aforesaid of the debt and costs aforesaid. And have then there this writ. Witness, W. P. Young Clerk of our said Court, at the Courthouse, the 5th. day of August 1851, and in the 76th. year of the Commonwealth.

A Copy-Teste S. H. Boykin D.C. W. P. Young a c

Exhibit

No. 4.

In The County Court of Isle of Wight August 4th. 1851.

Edwin L. Ballard Assignee of Richd. H. B. Denson. Plff.

against

Watson P. Jordan Sheriff of Isle of Wight County and Committee of Robert Johnson Dec'd. Defts.

} On Scire facias to revive judgt.

The scire facias issued in this cause being returned executed on the said W. P. Jordan Shff. & committee of said Rob. Johnson Dec'd. it is ordered that this suit be proceeded in against him as Shff. and committee aforesaid.

A Copy

Teste

W. P. Young Cl.

Co. C. 14. 35

E. L. Ballard agent of
of R. H. B. Stenson
3 Fifa.
vs.
W. P. Jordan Shff.
Jadmr. of Ro. Johnson.

To Sept. Ct. 1851
Kelly Pq.

Exhibit
No. 5.

To hand Aug. 12th 1851

P. D. Whitehead Coro.

Pulaski Co.

P. D. Whitehead Coro.

A Copy Test W. H. Bogle C.C.

Memo.) This execution is subject to a credit of
$15.14 paid 2nd. August 1851. For endorsement on
former execution

Test

P. D. Whitehead Coro

A Copy Test

W. H. Bogle C.C.

THE COMMONWEALTH OF VIRGINIA,

To the ~~Sheriff~~ Coroner of Isle of Wight County, Greeting:

We command you, That of the goods and chattels of Robert Johnson decd. in the hands of Watson P. Jordan Shff. for administration

late in your bailiwick, you cause to be made the sum of Forty dollars and Eighty nine cents with Interest thereon from the 2nd. of August 1841 till paid

which Edwin L. Ballard exer. of &c. H. B. Denson

lately in our County Court of Isle of Wight County, hath recovered against the said Robert Johnson for debt

also $10.71

which to the said Ballard exr. as aforesaid.

in the same Court were adjudged for his costs, by him about his suit in that behalf expended; whereof the said Jordan admr. of Johnson convict, as appears to us of record; and that you have the same at the Rules at the Clerk's Office of our said Court, on the first Monday in September next, to satisfy the said E. L. Ballard exr.

of the debt and costs aforesaid. And have then there this writ. Witness,

W. H. Young Clerk of our said Court, at the Courthouse, the 5th. day of August 1851, and in the 76th. year of the Commonwealth.

W. H. Young c.c.

A copy. Teste S. H. Boykin D.C.

order of pub.

AT Rules held in the Clerk's Office of Isle of Wight Circuit Court, November 5th, 1851—

Edwin S Ballance, Assignee of Richard H B Denson who sues for the benefit of and at the cost of the said Denson. Complainant.

Against

Watson P. Jordan, Sheriff of Isle of Wight County, and Committee of Robert Johnson, deceased, Sally Johnson, Everett Turner and Patience, his wife, Eley Peirce, Robert Johnson, Harriet E. Johnson, and Nathaniel Johnson, the last two infants. Defendants. } In Chancery.

It appearing by affidavit, that Robert Johnson a defendant in this suit, which is instituted for the purpose of effecting a sale of the real estate of Robert Johnson, deceased, to pay the plaintiff's demands, is not an inhabitant of this State. It is ordered that the said defendant, Robert Johnson, do appear here within one month after the publication of this order, for four successive weeks and do what is necessary to protect his interests, and that a copy of this order be published in some newspaper, four weeks successively.

A copy—teste.

nov 13—Th4w N. P. YOUNG, C. C.

City of Norfolk, to wit

This day personally appeared before the undersigned, an alderman of this city, R B Broughton, who made oath that the annexed advt was published once a week for four weeks from 13th Nov 1851

Given under my hand this 18th Day of Dec 1851

S Hartshorn J. P.

advts & affd $2:50

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