

1859-005 Chancery Causes Junius Hollenman & Laura Hollenman vs George W. Hollenman, admr
Isle of Wight County of Thomas Hollenman & Caroline Hollenman, by & c

Holleman
- Nell
Holleman

Nov. 1. 1838 Bill &
felia & inty. drawn

Feb. 7. 1839. rept.
of sale & decree for
distribution &c.

Sept. 5th 1839 final
decree

To the honorable justices of the County Court of Isle of Wight
in ch. & sitting:

The Bill of James Holliman, & Laura Holliman who
represents, that Thomas Holliman departed this life on the
of - 1857, intestate, unmarried and without issue - and
Geo. W. Holliman has qualified as his adm. and proceeded
to administer the estate of the deceased. That the heirs, or
distributees are, your orators, the said James Holliman,
Laura Holliman, and Geo. W. Holliman & Caroline Holliman
the last named being an infant under 21 years of age -
the mother and sister of the said deceased - That the said deceased
left the following negroes - which are used in the hands of his said
adm. subject to distribution, the same not being wanted to pay debts
viz: Abraham, Jacob, Indiana & her two children, namely unknown
That a division of the same cannot be made in kind, and hence they
pray, it being likewise to the interests of all parties, to sell the said
negroes, and to divide the proceeds among the parties aforesaid equally
that is to each party, one fourth (1/4). In further consideration whereof
and for as much as your orators are without adequate remedy, save in this
Hon. Court, they pray. That Geo. W. Holliman or his or next or ad. of Thomas
Holliman ad - and Caroline Holliman be made parties defendant
to this Bill, and be compelled to answer the same: and
That this Hon. Court, will grant a decree for the sale of the said
negroes, and division of proceeds among the parties aforesaid,
and grant such other and further relief, as the Equity may seem
right, and as the interests of the said parties may require -

Robt. Whiffeld

Hollman
at ans. f. =
Hollman. gew. br. Hollman

Holcom and vs. H. Holloman & al.; the answer of Geo W. Holloman
in his own right, and by adv. of Thomas Holloman and, to a Bill
filed as against him & al. by Leachley & Laura Holloman —

This respondent having answered ~~the~~ your answer to so
much of said Bill as he is advised it is material for him
to answer, answering say, that the facts as set forth in
complainant's Bill he believes are correct, and he
has no objection to the decree prayed for, provided the
defending Bond are executed as the law in such
cases requires — showing answer.

(L)

Holloman } Infants
Holloman } Ans

Holliman,

It

Holliman & Co.

The answer of Caroline Holliman
by A. P. Young, her genl ad litem ~~offert~~

appointed to defend her interest in the trust

by James Holliman & Laura Holliman. & her genl

trustee respondent by her said genl ad litem

A. P. Young, saying & excepting &c, for answer to so much
of said bill as she is advised it is material for her

to answer; say, that she believes the facts as stated
in the ^{said} ~~bill~~ ~~answer~~ bill are true, but as she is a

minor under 21 years of age, she begs leave to submit her

her interests in the premises to the protection of this

Hon. Court: & having answer, pray, leave — on

A. P. Young s.d. (ad
ad litem

in cash. which from which the costs & expenses
aforesaid were deducted. leaving in the hands
of your commission in cash \$1532.10
which with the bond of W. Atkinson of 1075.00
makes the nett amt. aforesaid, of \$2607.10
Subject to the further order of the Court.

Given under my hand as Commissioner
aforesaid, this 17th. day of January, 1839.
Geo. W. Hutchinson

Hutchinson del.

13.

Wm. H. Phelps
of Oregon

Hutchinson a true del.

Junius Holliman and Laura Holliman . . . Plff.
against $\frac{2}{3}$ In Chancery.
George W. Holliman admr. of Thomas C. Holliman decd.
and Caroline Holliman, an infant, . . . Dfts.

Pursuant to a decree of the County Court of Iss.
of Wight County, pronounced in this cause on the 1st
day of November 1858, The undersigned, Commis-
sioner, appointed by the said decree, after giving due
notice of the time and place of sale, proceeded, on
the 3rd day of January 1859, before the Courthouse
door of the said County, to sell the negroes in
the decree mentioned at public auction, on a
credit of six months, as directed by the decree.
At which sale Abraham was purchased by

Eddings for the sum of \$ 300. 00
Jacob was purchased by Arch^d. Atkinson for of 1075. 00
Indiana & two children were purchased
by Saml A. Ellis for the sum of \$ 1320. 00
making in the aggregate \$ 2695. 00

From which your Comm^d. has
deducted expenses, to wit:

Costs of Suit	\$ 15. 00	
Paid Buyer	10. 00	
Comm ^d . on Sales	62. 90	87. 90

Leaving a nett balance of \$ 2607. 10

Your Comm^d. reports that the said Arch^d. Atkinson has
executed his bond to your Comm^d. for his purchase, to wit:
\$ 1075. 00— And that the said Eddings
and Ellis refused to give their bonds, but
paid the amounts of their respective purchases

Hollenman
vs. Z. Com. 2^d Dept.
Hollenmans ~~Exh.~~ 1

Feb'y. 10. 1839 filed

Pursuant to a decree of the County Court of
Isle of Wight County made on 7. Feby. 1839 in
the suit of Lewis Holliman & m. Geo. W.
Holliman against Thomas B. Holliman & al.
I have collected the bond of Arch. Atkinson
& with the amt. & the Cash reported in my
hand ~~I have paid to making~~ \$2607.10
which I have distributed as follows
To James R. Carroll agent for Lewis
Holliman

Holliman	\$57.77½
To Laura Holliman	657.77½
To Geo. W. Carroll & Geo. B. Atkinson	657.77½
To George W. Holliman	657.77½

\$2607.10

As will be seen by the receipts for said
agents, Geo. W. Carroll & Laura Holliman
the share belong. to me is acknowledged.
to him be paid.

Signed Feby. 10. 1839.

Geo. W. Atkinson

Holliman

or

Holliman

To be entrupe

Geo. W. Curson

~ End.

Holliman. } Deane
it.

Geo. W. Holliman in his own right was administrator of Thomas Holliman ^{deceased} and Caroline Holliman

On motion N. P. Young is appointed executor ad litem to defend the interest of Caroline Holliman - and this cause came on to be heard on the file, answer of Geo. W. Holliman ad of Thomas Holliman ad, & in his own right, and, the answer of the infant defendant by N. P. Young & J. A. Lottum. Applications thereto, & was argued by counsel. On consideration thereof the Court with adjourn, order and decree, that Geo. W. Holliman who is hereby appointed a commissioner for such purpose, do proceed to sell at public Auction, ^{being} after having advertised the time and place of sale twenty days, at the door of the Court house of the County of Wright County, and other public places, in the County, the negroes in said bill mentioned, viz. Abraham La Motte, Indiana's her two children, on a credit of six months, with interest from the day of sale - and take bond from the purchasers, for the full proceeds with sufficient security, and return the same with an account of his proceedings to Court.

But that Deane is to be responsible until the said Geo. W. Holliman enters into bond with sufficient security, ^{to pay the debt of his estate} in the sum of \$4000.00 Geo. W. to the Court of Va, and stand for the faithful discharge of his duties

Wollemus 1.
vs. Zephy Decree
Wollemus 1.

At A County Court held for Isle of Wight County.

On the 1st day of November 1858.

James Holliman and Laura Holliman Plffs
against 3 In Chancery

George W. Holliman Adm^r. of Thomas C. Holliman and
Caroline Holliman an infant. Def^s

On Motion A. P. Young is appointed Guardian
ad litem to defend the interest of Caroline Holliman
and this Cause came on to be heard on the Bill,
Answer of George W. Holliman Adm^r. of Thomas
C. Holliman decd. and in his own right, & the
Answer of the infant Defendant by A. P. Young
guardian ad litem, Replecations thereto, and was
argued by Counsel: On Consideration whereof,
The Court doth adjudge - Order and decree - That
George W. Holliman who is hereby appointed a
Commissioner for such purpose, proceed to sell at
public auction, after having given twenty days notice
of the time, terms and place of sale, at the door of
the Court house of Isle of Wight County, & other public
places in the County, The negroes in said Bill mentioned
viz^t, Abraham, Jacob, Indiana & her two children, on
a credit of six months, save so much as may be
necessary to pay expenses of suit and sale, which may
be in cash, with interest from the day of sale; And take
Bond from the purchasers for the nett proceeds, with sufficient
Security, and return the same with an account of his
proceedings to Court. But this Decree is to be suspended
until the said George W. Holliman enter into Bond with
sufficient Security before the Clerk of this Court, in a
penalty of Four Thousand Dollars, payable to the Comm^{on}-
wealth of Virginia, Conditioned for the faithful discharge
of his duties.

Atto. fe \$10.00
Clerk. 5.00
\$15.00

J. C. Salmer D.C.

2095
300
2395
2
47.90
18.00
62.90

Holliman
seems

Holliman

1839

to be entered

Geo. W. Carroll

Entered.

Holliman
or

Holliman

Deane.

This cause came on again to be heard, on the papers previously read, and the report of Commissioner George Holliman: to which no exceptions have been filed or was argued by counsel: On consideration whereof the Court doth & adjudge & decree, that the said George Holliman, doth & receive the bond in the preceding mentioned, on bearing his receipt therefor: and the same collect, together with the cash in hand - making the total sum of \$2607.10 as per report appear, and the same divide, equally between himself, Lemuel Holliman & Laura Holliman & Caroline Holliman - being each one fourth thereof: and the Court doth further order, & adjudge & decree, that the said Caroline Holliman shall be paid to her legal guardian: and that the said Lemuel Holliman portion, be invested by the said George Holliman, either in State stock, or loaned out on good security - But this decree is to be suspended, until the said George Holliman enter into bond with sufficient security, in the Clerk's office of this Court, in the sum of \$400.00 payable to the Commonwealth of Virginia, conditioned for the faithful discharge of his duties: as Commissioner, under this decree - And this decree is to be suspended as to the payment of Caroline's share Holliman's share to her said guardian, until the said guardian enter into bond in the Clerk's office, in the sum of \$1000.00 with sufficient security - payable to the Com: of Va, conditioned to invest the said share, in State stock, or loan the same out on good & sufficient security - and the said decree is to be suspended, as to ^{to each} ~~to all~~ off the said parties, entitled as aforesaid, until each one shall execute to the auditor of said Geo. C. Holliman his, refunding bonds, conditioned to refund due proportions of ~~the property of the said parties~~ ^{their} to any suits which may appear against the said estate of ~~the said parties~~ - ~~the Court~~ is to make report to court of his proceedings.

Holliman
H Seecree
final
Holliman,

Sept 1853

to be entered
Wm H. Seecree

Entered

Holliman

vs.

Holliman & als.

}
}
}
}

Decree:

This cause came on again to be heard
on the papers formerly read, and report of Geo W Holliman Comfr.
made in pursuance of the decree, entered herein, on the 7th Feb. 1858
to which no exceptions have been filed & was argued by Counsel: On
consideration whereof, the Court ~~confirming~~ said report, doth, argue &
order a decree that the same be confirmed & stand

1839. Jan'y 26th. Received of Geo^d. Hall
~~second~~ ^{second} ~~document~~ ^{document} the sum of
six thousands & fifty one dollars
17 $\frac{1}{2}$ cents, the distributee share
of Laura Hallman, the proceeds
of ~~negro~~ ^{negro} from sales of ~~negro~~ ^{negro}
belonging to the estate of Thomas
C. Hallman.

Laura Hallman

1839 June 26th Recd: of Geo: W. Holloman
Commissioner the sum of six hundred
and fifty one dollars 77½ cents the
distributable share of ^{Caroline Holloman} in
sales of negroes belonging to Thos: C. Hol-
leman —

Geo: W. Carroll
Jdr: of Caroline Holloman