

1872-022 Chanewy Causes: Henry L. Tynes, for + c

vs James J. Moody's Committee & al

Isle of Wight County

Other surnames: Eley
Daniel, Ballard, Jordan,
Bunkley, Batin, Thomas,
Battin, Whitfield, Boykin,
Finney, Holt, Bagnall, East
Peirce, Chapman, Womble,
Willis, Roberts, Cofer, Davis
[A. J. Cofer & Company], Folk
Johnson, Finny

Kilby p. 9

Henry L. Lynx, Jr.

n. } Chy;

Exm L. Ely, Shff;
J. Comw. of James
J. Moody dec? sal:

1867.

Augt. Rules Bill V. filed
Sunt. Ed. Decm nisi. as:
adult depts. Gen. ad litem ap?
to inst. their an. filed & rep?

Sept. Rules. Bill taken for
confessed as to adults & et for hearing

Octo. 1867. Decm for act.

Jan. 21. 1868. Report of cons.
filed.

May 1868. continued

J. of W. Cir. Ct.
Act. 1868 cond.

May 1869. Decm for sale

Octo. 1869. Decm
Decm 1869. Decm for sale

May 1870. Decm to collect & distribute.

Octo. 1870. Decm to
distribute.

Kelly p. 4

Lyns &c

or 3 ch, paper.

Mondys Est.

April Court 1842

final Decree

Cir: et. J. of W.

Dr. The Estate of James J. Moody decd.

In account with Eum L. Eley Sheriff and Administrator.

Cr.

1865

Decr.	4	To Paid for U. S. Stamp on cert. of adm.	1	00	
	13	" " Appraisers of the estate	3	00	
	"	" " Clk. at sale & sales v.	4	50	
	"	" " House for coffin & for decd.	30	00	
1866					
Feb.	1	" " Isaac Peirce for work on farm after death of decedent	11	00	
	"	" " Taxes apportioned in decd. lifetime	8	44	
	"	" " Clk. fees for admn. v.	2	35	
Decr.	3	" " Commr. of Co. Est. for making & settling admn. acct. acct. of debts to	12	00	
	"	" " Clk. of Court for filing & settling same v.	4	00	
	"	" " Commission on \$535.76 receipts	26	78	
"	"	" " Balance due the estate per contra	4	32	69

1866

June	14	By amount of sales of chattel estate			535 76
			\$535 76	\$535 76	

An account of the debts and demands against James J. Moody decd. or his estate, and their dignity.

(Interest computed to 15. May 1868)

		1st. 2nd. & 3rd. Class - None.			
		4th. Class with prior dignity.			
Wm. Kelly	1	Judgment of Sole ^{in favor of Henry L. Tyner} of Wright County Court on 4th. Nov. 1861, with int. from 10. May 1860, for	250	00	
		Interest thereon to 15. May 1868	118	95	
		Costs of suit	7	04	375 99
		4th. Class of equal dignity.			
Kelly	2	Bond due Henry L. Tyner 29 Jan. 1859 for	3540	00	
		Int. thereon to 15. May 1868	1956	54	5496 54
	3	Bond due A. W. Ballard spec. 5. Nov. 1857	45	00	
		Bal. of interest thereon (by audit)	25	28	70 28
	4	Bond due Mary B. Jordan executrix of Wm. N. Jordan decd. on 1. March 1863	249	66	
		Int. thereon to 15. May 1868	76	76	326 42
	5	Bond due Charles B. Bunkley 12. Aug. 1865	27	50	
		Int. thereon to 15. May 1868	4	42	31 92
		Am't. of debts carried forward			\$6301 15

	Am't. of debts brought forward	\$ 6301 15	
6	Bond due Daniel H. Batten gen. of M. A. Batten (balance on 6. July 1860)	9 83	
	Int. thereon to 15. May 1863	4 59	14 52
7	Bond due Josiah Thomas on 16 Mar. 1859	44 10	
	Int. thereon to 15. May 1863	22 48	66 58
8	Bond due to John Jordan 8. Dec. 1860	66 10	
	Int. thereon to 15. May 1863	29 24	95 34
9	Bond due to Ro. H. Whitfield admor. of A. G. Boykin on 21. Jan 1859	20 38	
	Int. thereon to 15. May 1863	10 88	31 46
10	Bond due same 1. Jan. 1860	36 00	
	Int. thereon	17 91	53 91
11	Bond due same 1 Jan. 1861	41 00	
	Int. thereon	18 25	59 35
12	Bond due same 1 Jan. 1862	50 00	
	Int. thereon	18 08	68 08
13	Bond due same (Bal. 3. Aug. 1859)	39 07	
	Int. thereon	20 21	59 28
14	Bond due Ro. H. Whitfield gen. of Miss Fanny on 1 Jan. 1861 for	38 00	
	Int. thereon	12 33	40 33
15	Bond due R. P. Holt adm. of M. G. Bagnall on 24. Nov. 1864 for 2071. (scaled to (in currency)	69 00	
	Int. thereon	13 97	82 97
16	Account due Isaac Pierce, mgo. 1. Nov. 1865	64 00	
	Int. thereon	9 44	73 44
17	Account due Rich. East 27. Sept. 1864	375	
	Int. thereon	79	454
18	Account due same 1. July 1865	3 00	
	Int. thereon	53	3 53
19	Account due same 11. Aug. 1866	202	
	Int. thereon	21	223
20	Account due same 9th Aug. 1865	2 65	
	Int. thereon	36	301
21	Account due same 1. Apr. 1865	11 00	
	Int. thereon	2 00	13 00
22	Bond due Augustus Brinkley 1. Apr. 1861	43 23	
	Int. thereon	18 26	61 49
	Am't. of debts carried forward	\$ 7034 11	

	Am't. of debts brought forward	\$ 7034 11	
23	Account due Octavian Chapman 1. July 1861	8 00	
	Int. thereon	3 26	11 26
24	Bond due Wm. A. Dombb apm. 1. Jan. 1861	42 22	
	Int. thereon	18 46	60 68
25	Account due same 1. Mar. 1861	8 32	
	Int. thereon	3 53	11 85
26	Account due W. A. Dombb " "	60	
	Int. thereon	26	86
27	Bond due C. Willis adm. W. J. Roberts on 8. Dec. 1859 (N. D. Hall City)	101 00	
	Int. thereon	50 57	151 67
28	Bond due A. J. Cofer Rev. 1. May 1860	18 00	
	Int. thereon	8 59	26 59
29	Account due Henry Bagnall 1. Apr. 1864	15 00	
	Int. thereon	3 64	18 64
30	Account due Geo. T. Dain 1. Apr. 1864 \$653. reduced by scale to (in currency)	31 95	
	Int. thereon	8 25	40 20
31	Account due James A. Johnson 1. Jan. 1862	5 25	
	Int. thereon	1 98	7 23
32	Account due same 1. Sept. 1865	13 37	
	Int. thereon	3 10	15 47
33	Acct. due Wm. D. Felt 15. Aug. 1860	37 75	
	Int. thereon	17 55	55 30
34	Bond due Est. of Doct. W. P. Jordan decd. on 1. Mar. 1865 for	16 75	
	Int. thereon	3 22	19 97
35	Bond due same on 30. Nov. 1860	37 00	
	Int. thereon	16 55	53 55
	Total am't. of debts proved	\$ 7507 38	

An account of the real estate of which James J. Moray did seized and possessed, and its full simple annual value.

A tract lying on Jones' creek in Isle of Wight county, ^{of 270 acres} supposed to be worth 3000 00
Annual value of same . . .

Commissioner's Office, Isle of Wight Court House
January 10th. 1868.

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 19th. day of October 1867 in a suit in chancery depending in said court between Henry S. Tyner executor for himself and all other creditors of James J. Morry decd: plaintiff, and Esau S. Eley sheriff and committee of the estate James J. Morry decd; Thomas H. Daniel & Belinda his wife & Eugene, Amabel & Noel Lee Morry (last three infants) defendants, the undersigned, one of the commissioners of the said court, to whom was referred the following accounts for settlement, to wit: First, an account of the transactions of Esau S. Eley as sheriff & committee of James J. Morry decd: - Second, an account of the debts & demands against said decedent or his estate, and their signity. Third, an account of the real estate of which said James J. Morry decd seized and possessed, and its fee simple & annual value, reports to the court, that on the 20th. day of November last, 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 10th. day of January 1868, which were returned to your commission duly executed. That your commission also posted at the courthouse door of said county, on the first days of December and January last, notice to the creditors of James J. Morry, of the time and place of taking the account of debts aforesaid, and requiring them to appear & prove their respective demands. And on the date of this report, being the day so aforesaid appointed, made up and completed the foregoing accounts, marked respectively A. B. & C.

Adm. of acct. } Account marked A. is of the transactions of the said Eley sheriff and administrator of James J. Morry decd: and shows that, on the 3rd. day of Decr. 1866 there was a balance of four hundred and thirty two dollars & sixty nine cents (\$432.69) due from the said shff. & comtee. to the said estate.

Acct. of Debts. } Account marked B. is of the debts & demands proved against said decedent & his estate, and shows the total

amount of said debts to be seven thousand, five hundred & seven dollars & thirty eight cents (\$7507:38) of which amount, your commissioner reports the debt of \$375.99 due to Henry S. Tynes, to be of prior dignity, ^{as against the regency} from the fact, that the said Tynes had, during the life time of said James J. Moody, to wit: on the 4th day of November 1861, in the county court of Isle of Wight County, obtained a judgment against him, which judgment was regularly docketed according to law.

Real 3
Est. 8

Account C. is of the real estate whereof the said James J. Moody died seized & possessed, and shows the quantity thereof (270) two hundred & seventy acres. The fee simple value thereof \$3000.00 and the annual value thereof \$75.00.

Given under my hand as a commissioner of the said circuit court, the day and year first aforesaid.

A. J. Youngblood.

Time employed 19 hours.
Commissioner fee \$14.25
chgd. to plaintiff.

A. J. Youngblood.

Tynes

v.

33 Bond. report
under duress of
Octo. 1867

J. L. Moody's admiss. tal.

Jan. 21 st. 1868 filed in
the cause.

The Commonwealth of Virginia,

TO THE SHERIFF OF THE COUNTY OF ISLE OF WIGHT—Greeting:

We command you to summon Ernest L. Ely Sheriff & Committee of James J. Moody ~~dec.~~, Thomas H. Daniel and Julinda his wife, & Eugene, Annabel and Noel Lee Moody (the last three infants.)

to appear on the first Monday in August next, (being Rule day), at the Clerk's Office, of the Circuit Court for the County of Isle of Wight, directed to be holden at the Court-house thereof, to answer The Bill in Chancery of Henry L. Tynes, who sues for himself and all other creditors of James J. Moody ~~dec.~~: —

and have then and there this writ.

Witness, Nathaniel P. Young, Clerk of our said Court, this 17th day of July 1867, and in the 92nd year of the Commonwealth:

N. P. Young Clerk.

[A copy to be delivered to each defendant.]

I acknowledge due service of the within notice
+ Receipt I have on copy thereof E. L. Eley Shff

Executed by Nelsonson a true copy of the within
to Jas H. Daniel & Belvidere his wife on the 30th
July 1867
E. L. Eley Shff

Henry Sykes for
himself & als.

7. 5. 3/4 Sum. in Chy.

E. L. Eley Shff. &
Counter. of J. J. Miron
als.

To August 1867.

Cir. C. St.

Stilbyfy.

The Joint (and separate answer of Eugene,
Annabel and Noel Lee Moody, Infants, by A.
P. Young, their guardian ad litem, to a Bill
filed in the Circuit Court of Isle of Wright
County by Henry L. Lynes &c. against James
J. Moody's Representative & others.

These Respondents say, That the facts set
forth in the said Bill are true so far as they
know, but being Infants, and ignorant of their
rights, they submit them to the court and pray that
no order, or decree, may be made in the cause in-
consistent with the same.

signed,

A. P. Young *Guard. ad litem.*

Lyons &c.

n

Mordzi's Rep. &c.

answer of
Infant Defendants by
J.D. at Tulsa.

To the Hon. Richard H. Baker, Judge of
the Circuit Court of Isle of Wight County.

Complaining, shew unto the Court your
Complainant Henry L. Tyner, who sues for
himself and all other Creditors of James J.
Moody deceased, who may make themselves
parties on the usual terms.

your Complainant respectfully represents
to the Court and says, That James J. Moody
in his life time was justly indebted to your
Complainant the sum of \$35 40. with interest
from the 29th day of January 1859, and for the
payment of which executed his Bond on that day
to your Complainant, payable on demand - which
Bond is filed herewith as part of this Bill &
marked (A.).

That the said James J. Moody died in
the County of Isle of Wight on the
day of 1865, Intestate, and that
his estate was by the County Court of Isle of
Wight County on the 4th day of Dec. 1865, committed
to the hands of Exr. L. Eley Sheriff of said
County, for administration, as will be seen
by a copy of the order of Court filed herewith
marked (B.). That the said James
J. Moody left as his heirs at law and
distributees, his widow, named ~~Salinda~~ ^{Salinda}, &
three children, Eugene, Annabel & Noel Lee Moody,

That the said **Balinda**, has, since the death of said Jas. J. Moody, her former husband, married & is now the wife of, Thomas H. Daniel -

That the said James J. Moody died possessed of a small chattel estate which was taken possession of, by the said Esau L. Ely, Sheriff & Committee as aforesaid, & a tract of Land in the County of Isle of Wight containing Two Hundred and Seventy (270) ~~acres~~ acres more or less, and adjoining the Land of Geo. D. Wail & others on "Jones Creek"

That the said James J. Moody's personal and Chattel estate will be insufficient to pay his debts, and that the real estate aforesaid will be necessary for that purpose, and your Complainant prays, that the said real estate may be sold for that purpose - That the said **Balinda** has a right of Dower in the said Land, and which your Complainant prays may be assigned to her.

In consideration whereof, and as this Court has power to grant all adequate relief, To the End your Complainant prays, that Esau L. Ely, Sheriff of Isle of Wight County & Committee of the estate of James J. Moody

Thomas N. Daniel and ~~Salinda~~ ^{Salinda} his wife,
and Eugene, Annabel and Noel Lee Moody
(the last three infants) may be made
defendants hereto and be required to answer
the allegations herein; That the estate in the
hands of said Esau L. Eley as Sheriff and
Commissioner aforesaid, may be applied to the
payment of your Complainants' Demand, & that
the Lands aforesaid, may be sold (subject to the
order therein as aforesaid), and the proceeds
thereof also be applied to the payment of
said Demand, (and that all further &
proper relief may be granted consistent
with Equity &c.

John R. Kilby p. q.

Kilby p. g.

Henry L. Synes &

" { Rice

Exm L. Eley Shff.
& Comr of James J.
Mordy dec. Sal.:

1867.

August rules - filed.

I. of H. Cir. Ct.

#5.

1869 Oct 4 Recd. of John R. Kelly
Cm. five dollars be as due at
sale of Jas. J. Mordys land under
Deeds Account

T. J. Clements
C.C.

Mr James J Murdy Est

1869.

To F. SMITH, Sheriff of Isle of Wight Co.

• To Capitation Tax, at 60

“ County Levies, at.....

“ County Tax on Lands, Property, &c.....

• “ Revenue on Personal Property, Bonds, &c.....

“ *220* Acres of Land, Valued at *1980*

• Clerk's Fees, \$; Commissioner's do.

Received Payment.

of J O Shilly

246

594

10

Sheriff.

Ed Elm

Deputy.

Geo J Moray Esq

811 P

I, *James Bann Hobbs Edr* of
 THE VIRGINIAN, a newspaper printed in the City of Nor-
 folk, in the State of Virginia, do hereby certify that the
 order hereto annexed has been published once a week for
four successive weeks in the newspaper aforesaid.

Given under my hand this *4th day*
of October A. D. 18*67*
James Bann Hobbs Edr
Pub.

Cost of executing the said order, paid by the above-
 named plaintiff, \$ *6.50*

Advertisements 75 cents per square, and 37½ cents for each
 continuance. 50 cents for advertisements in alternate days.

VALUABLE LAND IN ISLE OF WIGHT COUNTY FOR SALE.

By virtue of a decree of the Circuit Court of
 Isle of Wight county, I shall sell on MONDAY,
 the 4th day of October next, (being court day)
 before the Courthouse door of Isle of Wight
 county.

THE LAND

Of which James J. Moody died, seized and pos-
 sessed, containing 270 acres—more or less, and
 adjoining the lands of John P. Wait and others.
 This land will be sold subject to the widow's
 dower therein, but is worthy of the attention of
 land buyers.

TERMS: Costs to be Cash, and the balance
 on 6, 12 and 18 months credit, with interest from
 date with bond and good security, and the title
 returned till the order of court. The purchaser
 may, however, under the decree, pay a larger
 amount in cash if desired.

JOHN R. KILBY,
 Special Commissioner.

se2—lawtds

S. HODGES & CO., Proprietors.

VIRGINIAN NEWSPAPER & JOB PRINTING OFFICE.

JOB PRINTING NEATLY AND
 PROMPTLY EXECUTED.

Norfolk, Va.,

18

Mr Jas R Kilby, Sec & Comr

NORFOLK VIRGINIAN, Dr.

For *copy fee of Val Land in Isle of Wight Co*
2 copies law day of sale & taxes \$6.50

RECEIVED PAYMENT,

S. Hodges & Co

6.50

sum 2.50

9.00

per

In the Circuit Court of Isle of Wight County May 17th 1867.
Henry L. Hynes who sues for himself and all other creditors of
James J. Moody decd. Plffs:

Against In Chancery
Ezra L. Gray, Sheriff & Committee of James J. Moody decd, Thomas H.
Daniel & Balinda his wife, and Eugene, Emanuel and Steel
Lee Moody (the last three infants) Def'ts:

This cause came on this day to be again heard on the papers
formerly read & on the report of St. P. Young Commr made
pursuant to the decree of the 19th day of October 1867. to which
report there is no exception, and was argued by counsel on
consideration whereof the Court doth confirm the said Report
and doth adjudge order & decree that John R. Kilby who is
hereby appointed a Commr for that purpose proceed to sell
the lands whereof the said James J. Moody died seized and
possessed (subject to the dower therein of Mrs Balinda Moody
widow of said decd) on some Court day before the Court
house door of Isle of Wight County on six twelve & eighteen
months credit with interest from day of sale (except for
a sum sufficient to pay the costs of suit & expenses of sale
including an attorneys fee to John R. Kilby Plffs attorney
of thirty dollars and to pay to those entitled.) Taking from
the purchaser bond and good security for the purchase mon-
ey and retain the title till the further order of the
Court, which land is described as a tract of land of 270
acres more or less and adjoining the lands of Thos &
Wail and others, That the said John R. Kilby before any such
sale shall be made shall give thirty days notice of such
sale by advertisement at the Court house door of said County
and at various other public places and in some paper
published in Norfolk once a week for four successive
weeks and make report to Court, The Court further orders
that the purchaser of said lands may pay cash in whole
or in part, instead of taking credit if he so desired.

But the said John B. Kelly shall make no such sale until he shall execute before the Clerk of this Court in his office a Bond in the penalty of three thousand dollars payable to the Commonwealth of Virginia and conditioned for the faithful discharge of his duties under this decree, and under any other decree that he may be required to execute in this cause, that if the purchaser shall pay cash as above provided then the said John B. Kelly shall deposit the same in some safe Bank that will pay six per cent for the use of the same subject to the order of this Court and report to Court.

Atto. fee & tax . 30.50
 Clk. " " " 7.34
 Shff. " " " 3.00
 Com. " " " 14.00
 Cts. & m. / 69 = \$54.84

Accep. Sects A. D. Gray D.C.

James Doh.

Copy Decree
 for sale

Mrs. Doherty's ad. Dec. 1st.

Dec. 1st 1869

270 acres
 1980.00
 1990.00
 1990.00
 1990.00

660

To The Circuit Court of Isle of Wight
County.

The undersigned reports to Court, that
pursuant to the decree of the 17th of May 1869
made by said Court in the cause therein pending
wherein Henry L. Tynes &c. is plaintiff and
James J. Moody's representative &c. are
defendants, he proceeded to advertise the
Land of which said James J. Moody died
seized and proposed for sale, subject to the
order's done therein, in the manner directed
by said Decree, and did on the 4th day of
October 1869 (being County Court day) before
the Court house door of said County, sell
at auction said Land, containing 290 acres
more or less (subject to said order) on the terms
of said Decree, when the same was purchased
by Wm J. Shepherd for the sum of \$900.01
of which there was paid in cash
and paid over to those entitled as follows.

to 5 per cent Com. on \$300	\$15.00
to 2 D. " 600.01	12.00
to paid attorney's fee	30.50
to " " clerk " "	7.34
to " " Sheriff " "	3.00
to " " Com. Tynes	14.00
to " retained for seal & stamp	5.00
to " " J. J. Clements, Clerk	5.00
to " " for advertising in papers	9.00
to " " Taxes	8.10
	\$108.94
Balance	\$791.07

Balance brought on #891-07
(and for which the said Am. f.
Shepherd executed three Bonds for \$263.69
each with H. B. Hodder security
dated the 4th day of Oct^r 1869
& payable at 6, 12 & 18 months
from date with Interest from date
and which are herewith filed

The title to said land is withheld
till the future order of the Court.

on which Bonds, a further sum has been paid of \$100.
now in my hands. Respectfully submitted

John R. Kilby

Cover

1870 June 6 Rec^d. of the Clerk of Isle of
Wright Co. et. the Three Bonds of Wm J. Shepherd
& M. B. Morden each for \$263.69 filed here
now delivered me by Decree of May et. 1870

John R. Kelly Com

Lynne Jr.

Report of
W. J. Morden

Morden Jr

Dec. 6th 1869 filed

Lynes &c

3.

Moody's admt &c

This cause came on this day to be again heard on the papers, formerly read (and on the report of John R. Kelly, Comr. made pursuant to the decree of the 19th Octo. 1870 - to which report there is no exception & was argued by Counsel. On consideration whereof the Court doth confirm the said report, and doth adjudge, order & decree that the proceedings had in this cause be confirmed and made final and binding between the parties, and nothing more remaining to be done in the cause, it is ordered that the same be removed from the Docket.

Lynch St.
B.

Mordy's adw h

1872

ape ch final
decree

To be entered.

Geo. B. Wood.

Entered. 4

Lynch.

or

Moody adw.

This cause came on this day to be again heard, on the paper formerly read & on the report of John R. Kelly Comd. made pursuant to the decree of the 16th of May 1870 to which report there is no exception, and was argued by Counsel.

On consideration whereof the Court doth adjudge, order & decree that the said John R. Kelly, Comd. as aforesaid, collect the unpaid Bonds of Wm J. Shepherd, referred to in said decree. and that Exr. L. Ely Shff. & Comr. of Jas. J. Moody do pay over to John R. Kelly Comd. as aforesaid the sum of \$432.69 Balance due by said E. L. Ely sh. & Comr. of Jas. J. Moody as appears by account reported by Comd. Young in his report of 10th Jan'y 1868. & are interest on the same —

and the Court doth adjudge & decree that the said John R. Kelly as Comd. aforesaid out of the sum of \$274.32 in his hands as appears by his aforesaid Report & the proceeds of the two uncollected Bonds of said Wm J. Shepherd, when collected, pay to Henry L. Lynch the

sum of \$375.99 with interest on \$250,
 part thereof from the 15 May 1868, being
 a judgment Lien of the first dignity on
 the Land fund; and then out of the
 Balance of said Land fund the
 amo. to be received of said E. L. Ely
 sh. & Co. of Jas. J. Moody, dec'd, a,
 aforesaid pay any ^{including an attorney's fee of \$30.} debts that may
 remain unpaid and then pay what
 may remain ratably to the several
 creditors of said James J. Moody dec'd.
 as appearing Com Young's Report aforesaid
 of the 10th of January 1868, and make
 Report to Court,

Zigurs, Jr.

or.

Moody's admin

1890

Oct. cr. Decree

To be entered

Geo. W. Brown, Jr.

Cont'd., 27.

Lynes Jr.

21

Moody's adm^r & al.

This cause came on this day to be again heard on the papers formerly read in the report of John R. Kelly Cmw. made pursuant to the decree of the 17th May 1869 to which report there is no exception, and was argued by Counsel. On consideration whereof the Court doth confirm the said Report & doth adjudge, order & decree that John R. Kelly Cmw as aforesaid, receive of the clerk of this Court / on his filing a Receipt for the same / the Bonds of Wm J. Shepherd and Jn. B. Stridden, each for the sum of \$263.69 ~~each~~, & collect the same, & make to the said Wm J. Shepherd the purchase of the real estate sold under proceedings had in this cause, ^{a deed} with special warranty in the usual form; and out of the proceeds of said collection pay any debts that may remain unpaid, & the Balance deposited in the Unfreh Trust Co. subject to the order of this Court. & make report to Court & file the evidence of such deposit therewith.

Lyons St.
W.
Mundy St.

1870

May 4th Decree

To be entered

Geo. T. Brown, Jr.

Entered
1/10 5.

Sydney, Jr.

M.

J. J. Moody's adw &c

This cause came on this day to be again heard on the papers formerly read & on the report of J. P. Young. Court made pursuant to the decree of the 19th day of Octo. 1867 - to which report there is no exception & was argued by Counsel: On consideration whereof the Court doth confirm the said Report & doth adjudge, order & decree that John R. Kelly who is hereby appointed a Court. for that purpose proceed to see the same, whereof the said Jas. J. Moody did seize and possessed (subject to the homestead claim of Mrs. Balinda Moody widow of said deceased) on some Court day ^{on} before the Court house door of said ~~County~~ ^{County} ~~12~~ ¹³ months credit with interest from day of sale (except for a sum sufficient to pay the costs of said expenses of sale, including an attorney fee to John R. Kelly ^{plty.} atty. of \$30. and pay to those entitled) taking from the purchaser, Bond & good security for the purchase money retain the title till the further order of Court: That the said

& which land is described as a tract of
land of 270 acres more or less and
adjoining the lands of Geo. W. Hall & others

John R. Kilby before any such sale
shall be made shall give ~~ten~~^{thirty} days
notice of such sale by advertisement
at the Court house door of said County
& at various other public places, &
in some paper published in Norfolk once
a week for four successive weeks, and
make report to Court: The Court further ^{order} ~~order~~ that
the purchaser of said land may pay cash, ^{in whole or in part} ~~in whole or in part~~
taking credit if he so ^{desire} ~~desire~~ but the said John R.

Kilby shall make no such
sale until he shall execute before
the Clerk of this Court in his office
a Bond in the penalty of \$3000.

Payable to the Comth. of Virginia
& conditioned for the faithful discharge
of his duties ~~here~~ under this decree
Under any other decree he may
be required to execute in this cause

that if the purchaser shall pay cash as
above provided then the said John R. Kilby
shall deposit the same in some safe Bank
that will pay six per cent for the use
of the same, subject to the order of the
Court report to Court.

John R.
n.

murphy

1869

May

Decree

To be satisfied
E. J. P. 1869

Enclosed

1869

May 1869

At a Circuit Court held for the County of Isle of Wight on
the 19th day of October 1867.

Henry & Tysons, who Sues for himself and all other Creditors of
James J. Moody decd. Plff

Against

In Chancery

Ezekiel & Eley Shff. & Committee of Est James J. Moody decd.

Thomas H Daniel & Belinda his wife & Eugene, Annabel &

Noel See Moody (last three infants)

Defts

This Cause in which the process had been duly served on the
Adult defendants & they still failing to appear & make defence
came on to be heard on the bill taken for Confessed as to them,
Answer of the infant defendants by their Guardian ad Litem, &
on replication to said Answer & exhibits filed with said bill &
was argued by Counsel. On Consideration whereof the Court doth
Adjudge Order & decree, that a Commissioner of this Court
proceed to take the following Accounts. First. An account
of the transactions of E. & Eley as Shff & Comtr: of James J. Moody decd.
2^d An Account of the debts & demands against said decedent or
his estate and their dignity. 3^d An Account of the
real estate of which said James J. Moody died seized and
possessed and its fee simple ~~Value~~ and Annual Value and
make report to Court with any Matters Specially Stated being
pertinent by himself or that any of the parties may require.
And the Court doth further Adjudge Order and decree
That Jesse A Parker, Josiah J. Wain, John D. Wain and
Jeremiah N. Cutchins, who are appointed Commissioners for
that purpose Any three of whom may act, proceed to set
apart and assign to Belinda Daniel wife of Thomas H Daniel
and who was late Belinda Moody, widow of James J. Moody decd.
for life one third in Value of the lands whereof the said James J. Moody decd.
died seized & possessed, as for her dower therein & make report to Court.

A copy. Teste A. J. Youngblood

Copy.
Tymus &

Copy decem
v. for act. p.
Oct. 1867

Moody's adm. tal.

1867
Nov. 20. notice of.
to 10th Jan. 1868.

Jones v. M. Moody, adw &c

This cause, in which the process had been duly served on the adult defendants and they still failing to appear & make defence, came on to be heard on the Bill taken for confessed as to them, and on the answer of the Infant defendants, by their guardian ad litem, & in replication to said answer & exhibits filed with said Bill was argued by Counsel; on consideration whereof the Court doth advise, order & decree that a Comr. of this Court proceed to take the following accounts -

- 1st An account of the transactions of Exor L. Ely or Shff. & Comr. of James J. Moody decd -
 - 2^d. An account of the debts & demands against said Decedent or his Estate & their dignity
 - 3^d. An account of the real Estate of which said James J. Moody died seized and possessed, and its fee simple and annual value; and make report to Court with any matters specially stated seemed pertinent by himself, or that any of the parties may so require.
- And the Court doth further advise

order & decree that Leffe A. Parker, Josiah
J. Vaile, Mo. D. Vaile & Jeremiah A. Cutchin
who are appointed Commrs. for that purpose,
(any three of whom may act), proceed to set
apart & assign to Belinda Daniel wife
of Mr. H. Daniel, & also was, late Belinda
Mordy widow of said Deced, for her
one third in value of the land which
the said Jas. J. Mordy Decd, did possess &
improved, as and further down therein
and make report to Court.

Zynette
W.

Mordy's Sh. & Home

Feb. 1867

Oct. Ct. Decree

To be entered

R. H. Parker

Endorsed

In the Circuit Court, Oct. 19th 1870

H. L. Tynes, who sues for himself & all other
creditors of James J. Moody dec'd. *Plffs.*

vs. *Defts.* { In Chy.

E. L. Eley, Shff. & Comtee of J. J. Moody dec'd,
Thos. H. Daniel & Balinda his wife & Eugene, Annabel
& Noel Lee Moody (the last three infants) *Defts.*

This cause came on this day to be again heard
on the papers formerly on the Report of John R.
Kilby Comr. made pursuant to the decree of the
16th of May 1870. To which Report there is no ex-
ception, & was argued by counsel: on consid-
eration whereof the Court doth adjudge order
& decree that the said John R. Kilby Comr. aforesaid
collect the unpaid Bonds of Wm. J. Shephard, referred
to in said Decree & that Eym. L. Eley Shff. & Comtee
of James J. Moody dec'd. pay over to John R. Kilby
Comr. as aforesaid the sum \$432.69. Balance due by E. L. Eley
Shff. & Comtee of James J. Moody dec'd. as appears by
account reported by Comr. Young in his report of
10th of January 1868. & all interest due thereon,
and the Court doth adjudge order & decree that the said
John R. Kilby as Comr. aforesaid, out of the sum of
\$274.32, in his hands as appears by his aforesaid
Report, & the proceeds of the two uncollected Bonds of said
Wm. J. Shephard when collected pay to Henry L. Tynes
the sum of \$375.99. with interest on \$250. part

thereof from 15th May 1868, being a judgment
lien of the first dignity on the land fund, and then
out of the balance of said land fund & the amount to be
received of E. S. Ely Shff; & Comtee^{rs} of James J. Moody dec^d
as aforesaid, pay any costs that may remain un-
-paid including an Attorney's fee of \$30.00
and then pay what may remain ratably to the
several creditors of said James J. Moody dec^d, as appears
by Com^r Young's Report aforesaid of the 10th of Janu-
-ary 1868. And make Report to Court

Attest
Teste

N. S. Jones et als

at: { Copy of
Decree

Moody's admⁿ also!

Oct. Cir. Ct. 1870

In Isle of Wight Circuit Court. May 16th 1870.

Henry D. Lynes et als:

Pliffs:

vs. $\frac{1}{2}$ In Chancery

E. D. Cley. Shff. & Counter: of Jas. Moody decd, et als. Defts:

This cause came on this day to be again heard on the papers formerly read & on the report of Jas. R. Kilby Comr. made pursuant to the decree of the 17th of May 1869. To which report there is no exception, & was argued by Counsel; On Consideration whereof the Court doth adjudge, order & decree that Jas. R. Kilby Comr. as aforesaid receive of the Clerk of this Court (on his filing a receipt for the same) the three Bonds of Wm. J. Shepherd and Joseph. B. Hodsdon. each for the sum of \$263.69 & collect the same, & make to the said Wm. J. Shepherd the purchaser of the real estate sold under proceedings had in this Cause, a Deed with special warranty in the usual form; & out of the proceeds of said collection pay any costs that may remain unpaid. & the balance deposit in the Norfolk Trust Co. Subject to the order of this Court, & make report to Court & file the evidence of such deposit therewith,

a copy.

Teste

A. T. Springell W.

No. 5.

H. B. Tynes et als
vs. } Copy of
 } Decree
Eleg Shff. Thonster of Moody et als

May Cir. Ct. 1870.

To the Circuit Court of ~~State~~ of Wright County.

The Undersigned reports to Court, that pursuant to the decree of the 16th May 1870 & 19th Oct. 1870, made in the case of Henry L. Zynga, Sol. against Jas. J. Morry's Sh. & Com. and others, he received of the Clerk of said Court the three Bonds of Wm J. Shepherd & of \$ 263.69 and has collected the same & made to said Shepherd, a deed for the Land sold under proceedings had in this cause, with special warranty, in the usual form; The statement below will show that the funds have been disposed of as directed by said Decree, — see also receipts annexed

By amts. of 1st Bond due of Wm J. Shepherd
as collected reported to Court. heretofore
and in hands of John R. Kelly, as
per Decree of 19th Oct. 1870 \$ 274.32

By amts. of E. L. Eley Sh. & Com.
of Jas. J. Morry decd. as per
Decree of 19th Oct. 1870 } 432.69

& Int. on same 115.79

" 2^d Bond of Wm J. Shepherd 263.69

" 3^d (Last) do do 263.69

" Int. on 2 Last Bonds recd. 34.21

Total amts. \$ 1384.29

Can. in

By amo. bkt on				1384.29
To paid attor. fee per sec	30	00		
" further cts & fr reports	43	85	73	85
			1310	44

10 paid Henry L. Tyges a Judgt.				
Spring Lien	375	99		
& Int. on \$250 paid thereof				
from 15 th May 1868 to				
4 Sep. 1871 - 3 yrs, 3 m. 19 ds	48.75		427	14
Balance			883.	50

Paid ratally as follows.

10 paid to Henry L. Tyges, 12 1/2 per cent on				
his claim of 4 "dops of	5496.54	677	06	
" A. W. Ballard "	70	28	8	78
" Mary B. Jordan & W. H. Jordan	326.42	40	80	
" Charles E. Bunkley	31.92	4	00	
" David H. Battin son of				
M. A. Battin "	14	52	1	82
" Mirah Thomas "	66	58	8	32
" John Jordan "	95	34	11	91
" Ro. H. Whitfield ad. Bogkin	31	46	3	93
" same "	53	91	6	73
" same "	59	25	7	40
" same "	68	08	8	57
" same "	59	28	7	41
" same (son Jennings) "	40	33	5	04
" R. P. Holt ad. W. G. Baynard	82	97	11	24

803 95

		Amos: bought in	\$			~~\$803.95~~		
		2 paid 2nd Pence dis ^d . on		73	44	9	18	
	for	" " Rich ^d . East "		4	57		56	
	for	" " same "		3	53		44	
	for	" " same "		2	23		27	
	for	" " same "		3	01		37	
	for	" " same "		13	00	1	62	
	for	" Augustus Brunkly "		61	49	7	68	
	for	" Octavio Chapman "		11	26	1	53	
	for	" Wm A. Wemble "		60	68	7	58	
	for	" " same "		11	85	1	48	
	for	" " same "			86		10	
H	for	" C. Willis adv W. J. Roberts		157	67	18	95	
	for	" A. J. Weber "		26	59	3	32	
H	for	" Harry Bayne "		18	64	2	33	
	for	" Geo. J. Davis "		40	20	5	02	
	for	" James A. Johnson "		7	23		90	
	for	" " same "		15	47	1	93	
	for	" W. D. Folt "		55	30	6	91	
H	for	" Est. D. W. P. Jordan "		19	97	2	49	
H.	for	" " same "		53	55	6	69	
						~~\$883~~	~~30~~	~~\$883~~ 30

Respectfully submitted

John D. Kelly Comr

attest J. C. Withers Charles E. + Brumley Jr \$4.00
mark

C B Hayden for A. G. B. McKim Admin 3.93-6.13-7(41-85)-741

Vol. C. Willis Adam Roberts - 1895 -

W. P. Gadsden 2.49- h. 69

W. G. Bagwell - 11.24

John R. Kilby att. for H. L. Byrne #427-14

✓ E & Edy for J Prince 9 18

" " D. W. Patton Jr. 1. 82

.. .. . Mr. Johnson. 11.93

4 " " *W. a. humilis* $\left. \begin{array}{r} 7.58 \\ 1.48 \\ 10 \end{array} \right\} 9.16$

Tyner Jr.

W

Mordy's advts.

Report of payments

Circuit Court.

I. of W.

To the Circuit Court of Isle of Wight
County.

The Undersigned reports to Court. That
pursuant to the Decree of the 16th May 1870, made
in the cause therein pending wherein Henry L. Jynes
et al. are plaintiffs and E. L. Eley et al. & Comrs of
Jas. J. Moody et al. are defendants, he
has received of the Clerk of said Court, the
three Bonds of Wm. J. Shepherd & Mr. B. Hodges
for \$263.69 that proceeded to collect the
same.

The 1st Bond dated 4th Oct. 1869

for sum of 6 mo. with int.

\$263.69

Int. from 4th Oct. 1869 to

4 June 1870 —

10.63
\$274.32

Total which has been paid &
now in Commisnary's hands —

He asks that so much of the Decree
of the 16th of May, 1870, as directs the deposit
of money in the Norfolk Trust Co. be rescinded
and that the Decree of the 16th May 1870 in
all other respects be executed.

~~and that the Decree of the 16th May 1870 in all other respects be executed.~~

Respectfully submitted
John R. Kelly Comr

Lynes Jr
" } Report of
J. R. Kelly
Mordy adm Am

Filed Oct 1870

Lynes &

W

Mundy's Rep tal

2 Exhib

Filed with the
Bills

J. of the Cir. Ct.

James I. Moody

E. H. H.

1868

I have been thinking much lately of the
many things that I have done and of the
many things that I have not done. I have
often felt that I have not done enough
for the cause of Christ. I have often
felt that I have not done enough for
the poor and the needy. I have often
felt that I have not done enough for
the sick and the suffering. I have often
felt that I have not done enough for
the world.

James I. Moody

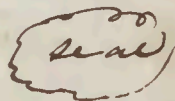
(A).

\$35-40.00

on demand I promise to pay or caused to be
paid to H. C. Lyms the sum of thThree thThousand ndFive hundred
and ^{ty}Forty dollars it being for value ⁱⁿre: for the payment I
bind my self my heirs & firmly by these presents as witness my
hand and seal this 29th day of Jan'y. 1857

Witness

James G. Moody



At a County Court held for the County of Isle of Wight on Monday
the 4th day of December 1865.

On the Motion of Balinda Moody widow of James J. Moody decd.
Ordered that the estate of said James J. Moody decd., who has
been dead for more than three months, be committed to the
hands of Edmund & Eley Shff. of Isle of Wight County for
Administration.

Teste N. P. Young Clerk

A copy.

Teste

N. P. Young Clerk.

Super

v. 3/64.

Muddy hole.

Expt. 13.

Know all Men by these Presents, That we John R. Kilby

are held and firmly bound unto the Commonwealth of Virginia in the sum of Three
Thousand Dollars to the payment whereof, well and truly
to be made, we bind ourselves, our Heirs, Executors and Administrators, jointly and severally, firmly
by these presents. As witness our Hands and Seals, this _____ day of _____
in the year of our Lord, one thousand eight hundred and sixty nine

The Condition of the above Obligation is such, That whereas, by a Decree of
the Circuit Court of Isle of Wight County, pronounced on the 17th day of May, 1869,
in a cause depending in the said Court, in which Henry L. Jones suing on

his own behalf and that of other creditors of
James J. Moody decd. is Plaintiff, and
Edward E. Jeff. admr. of James J. Moody decd.
Thomas H. Daniel wife to them are Defendant, the
above bound John R. Kilby was appointed a special

Commissioner to sell the land whereof the said
James J. Moody decd. seized & conveyed (subject
to the dower therein of Mrs. Bolinda Moody
the widow of said decd.) and make report
of his proceedings, together with the
bonds taken under said decree, to
the court.

Now, if the above bound John R. Kilby shall faithfully discharge
and say after decree that he may be required to execute
his duties as Commissioner under the said Decree, then the above Obligation to be void, otherwise
to remain in full force and virtue.

Signed, Sealed and Delivered }
in the presence of }

John R. Kilby
H. P. Young



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Moody's adu. talis

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(100)

(100)

(100)

Commissioner's Office,

ISLE OF WIGHT COURT HOUSE.

November 20, 1867 - 1868 .

To Henry S. Tynes suing for himself
and all other creditors of James J.
Moody dec'd.

Plaintiffs.

and to Edmund L. Eley sheriff and
admor. of the estate of James J. Moody dec'd,
Thomas H. David & Balinda his wife,
and Beegun, Amabel & Paul Lee
Moody (last three infants by H. P. Tynes
guardian ad litem.)

Defendants.

You are hereby notified, that I have fixed upon the 10th day of
January 1868, to take and settle the following accounts, at my office, to wit:

First, An account of the transactions of
E. L. Eley as Adm'r. of the estate
of James J. Moody dec'd.

Second, An account of the debts & demands
against the said dec'd or his estate and
their dignity.

Third, An account of the real estate of which
said James J. Moody dec'd seized and
possessed, and its full simple & assessed
value.

required to be taken by a Decree of the Circuit Court of Isle of Wight County, rendered on
the 19th day of October 1867, in a suit in Chancery depending
in the 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
aforesaid.

H. P. Tynes Comm.

Executed by delivering a
true copy of the within
to ~~H. L. Jones~~ Ed Eily Shiff
Thos H Daniel on 5th
Nov 1867 Ed Eily Shiff

Wm. Jones

Wm. Jones
Master

Moody's and. 124.

1000. Jan. 1868.

See in acknowledgment

W. C. Moody, Jr. ad litem