

1873-001 Chancery Causes: C.
Isle of Wight County

Schwarzkruff, for & c vs Algernon W. Thomas' admr & Rosa W.
Thomas, by & c

Petition of James W. Leigh, surviving partner
Petition of James Thomas & John E. Adams, assignees of
Thomas, Adams & Company

other surnames: [Leigh & Brother]
[Thomas & Adams], Hurst,
[Hurst & Company], Hartshorn,
[Allyn, Rose & Company], Allyn,
Rose, Young, [King & Toy],
Toy, King, Watkins, Hartshorne

THE COMMONWEALTH OF VIRGINIA,
To the Sheriff of Isle of Wight County, Greeting:

WHEREAS _____ by the judgment of a Justice
of the Peace for the County of Isle of Wight, ha _____ lately recovered against

with interest thereon, to be computed after the rate of six per centum per annum, from the
day of _____ 18 _____, till payment, and also _____ costs by _____ in that behalf
expended; and the Constable to whom execution upon the said judgment was directed by a Justice of
the Peace, not being able to find goods and chattels to satisfy the same, has made return thereof to the
Clerk of our said County, who has docketed the same according to law: Therefore, at the instance of
the said _____ we command you that you take the said

_____ if _____ be found within your bailiwick, and
safely keep, so that you have _____ bod _____ before the Justices of our said County
at the Courthouse, on _____ Monday in _____ to satisfy the said

_____ the sum of _____
with interest thereon as aforesaid, and _____ for _____ costs
aforesaid; and also _____ dollars and _____ cents, the costs of this execution. And have then there
this Writ. Witness, NATHANIEL P. YOUNG, Clerk of our said Court, at the Courthouse, this
day of _____ 18 _____, and in the _____ year of the Commonwealth.

THE COMMONWEALTH OF VIRGINIA,
To the Sheriff of Isle of Wight County, Greeting:

WHEREAS _____ by the judgment of a Justice
of the Peace for the County of Isle of Wight, ha _____ lately recovered against

with interest thereon, to be computed after the rate of six per centum per annum, from the
day of _____ 18 _____, till payment, and also _____ costs by _____ in that behalf
expended; and the Constable to whom execution upon the said judgment was directed by a Justice of
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Clerk of our said County, who has docketed the same according to law: Therefore, at the instance of
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_____ if _____ be found within your bailiwick, and
safely keep, so that you have _____ bod _____ before the Justices of our said County
at the Courthouse, on _____ Monday in _____ to satisfy the said

_____ the sum of _____
with interest thereon as aforesaid, and _____ for _____ costs
aforesaid; and also _____ dollars and _____ cents, the costs of this execution. And have then there
this Writ. Witness, NATHANIEL P. YOUNG, Clerk of our said Court, at the Courthouse, this
day of _____ 18 _____, and in the _____ year of the Commonwealth.

Hayden Ky.
C. Schwarzkopf

H } Chy. profs.
D. }

A. W. Thomas' adm. tal.

1866.
Sept. rules - Bill & filed
sums expd & decern miss
in adult debts. N. A. Young
app. g. dec. ad litem to the
inf. debts. his an. filed &
ref.

Octo. rules. Bill taken
for confessed as to the adult
debts. & dec for him.

Octo. 1866 - Decern for acts:
apl. 15. 1867 resp. filed.
May 1867 - cond.

Octo. 1867 - Cond.
May 1868. Decern for further
act. of debts.

Sept. 12th 1868 Repts.
filed.

Octo. 1868 - cond.

May 1869 - Decern
for sale.

Octo. 1869 - cond.

Dec. 14th 1869
Repts of sale & Bond
filed.

May 1870.

Decern to collect.

Octo. 1870. Cond.

apl. 1871 - cond.

Octo. 1871. Decern to collect
& distribute.

apl. 1872.

Final Decern.

To the Honorable Richard H Baker Judge of the
Circuit Court of Law & Chancery for the County
of Isle of Wight in Chancery sitting, humbly
complaining sheweth to the court your com-
plainant C Schwarzkopf who sues on his
own behalf & that of all other creditors of
A W Thomas late of the county aforesaid who
shall come in and contribute to the expense of
this suit - That said A W Thomas departed
this life intestate in the County aforesaid
on or about the day of 1861, was in
his lifetime & at the time of his death justly &
truly indebted to your complainant by open
acc in the sum of \$96.68 with interest there-
on from the 29th day of September 1861 for
goods wares & Merchandize before that time
sold & delivered by the said complainant
to the said A W Thomas at his request -
That said A W Thomas was in his life time
& at the time of his death possessed of a small
personal estate - That one John C Thomas
at the ¹⁸⁶⁴ term of the County Court of said
County qualified therein as Administrator of
said ~~A W Thomas~~ ^{as will appear from an attached copy of}
said order of qualification ^{made by the court} ^{in regard to which} ^{as a part of the} ^{will}
died seized in said County of an improved
tract of land with dwelling, store house &
other buildings containing by estimation 235
acres lying adjacent to the lands of Sarah Edwards
Benjamin Roberts, Mary C Edwards & the heirs of

Exhibit
A

L. B. Roberts

That said intestate left as his sole heir at law
an infant daughter Rosa H Thomas, who is
entitled to his said real & personal estate after
the payment of debts - That said Administrator
has received the rents & profits of said
real estate since said intestate's death -
That said intestate's debt to your complain-
ant is still due & unpaid, the said intes-
tate in his lifetime & the said Administra-
tor since his death having refused to pay the
same, the said Administrator alleging
as an excuse for said ~~refusal~~ of payment
the insufficiency of the personal assets of the
said ~~intestate~~ to pay the claim of your
complainant & that of the other creditors
of said estate - That said intestate's per-
sonal estate is insufficient for the payment
of his debts - That your complainant is
informed & so charges that in default
of a sufficiency of ~~personal~~ assets to pay
the debts due by the said intestate or his
estate, the real real estate aforesaid
may be subjected in equity to the payment
of the same - in tender consideration
whereof & for as much as your com-
plainant is without remedy at law &
can only be relieved by the order of this

Honorable court of Chancery where mat-
ters of this sort are cognizable, to this end
your complainant prays that the said
John C Thomas Administrator as a fac-
said of A W Thomas & the said Rosa W
Thomas infant heir at law of the said
A W Thomas by some one appointed her
guardian ad litem to defend her interests
in this suit may be ~~made~~ parties defen-
dant to this bill & be required to answer
the same & that by the decree of this
court an account may be taken of the
transactions of the said John C Thomas
may be taken & the amount of personal
assets in his hands liable for the pay-
ment of his intestates debts ascertained-
that an account may be taken of your
complainants demand & that of such
other credits of the said intestate as
may make themselves parties to this
suit on the usual terms & that
payment of the same may be decreed
out of the personal assets of this es-
tate so far as the same may be suffi-
cient & that ~~in case of~~ deficiency thereof
may be decreed out of the real estate
aforesaid - that such other accounts
may be directed as may be necessary
& that such other & further relief may

Hayden / 1866.

Schwarz & Koff

vs: 3 copy papers.

Thomas' adm. & co.

1866.

Sept. 1866. - Will & co. filed.

Dec. 1866. - Ex. 12. & dec. 1866. v.

a. cutt & co. - A. P. Young

Sept. 1866. - ad. letter to the

infant & co. 11. Jan. and 1866. filed

& 1866.

Relief may be granted as to the court may seem meet
& as may suit the equity of the case by an com-
plainant will ever judge.

Hayden / 1866.

In the Circuit Court of Sec of Wright County
in Chancery sitting.

To The Hon R. St. Baker Judge of the
said Court

The Petition of James
M. Leigh surviving partner of the firm
of Leigh & Bros respectfully represents
That they have claims against
the estate of A. W. Thomas deceased
Than an account of the indebtedness
of the said estate has been taken
which does not include the indebted-
ness due your petitioners

Wherefore he prays that a further
account of the indebtedness due by
the said A. W. Thomas & your
said Petitioner and all other creditors
of the said A. W. Thomas may be taken

Jas: M. Leigh, Secy: part.
per

Gotwin Leveker & Thomas

Leigh & Bros

v. *Petition*

Thomas adm et al

Schnatger / Sals

S. W. Thomas Adams -

To the Hon: Geo: Blon Judge of the Circuit
Court of Sale of Wight in Chancery sitting:

Your undersigned Petitioners James
Thomas & John E Adams Merchants &
partners under the style of Thomas Adams
assignees of Thomas, Adams & Co. humbly
represent to the Court, that the said S. W.
Thomas at the time of his death, was indebted
to your Petitioners by Bond (herewith filed)
for \$949. & 22 due Nov: 14th 1861, with
certain credits endorsed thereon, leaving a balance
of Principal of \$323.37 due on said Bond
on April 21st 1863. That said Balance is
still due & unpaid, & your Petitioners in
ignorance that any account of debts had
been directed in this case, have not
proved their said claim before the
Commissioner & they pray leave to be
allowed to share for the amount of
their said claim with the other creditors
in the distribution of the assets, according
to the dignity of the said debt - &
they will ever pray &

All of which is respectfully submitted

Thomas Adams per

C B H of den their Attorney

Schwarzkopf f. d. d.

¹⁰
S. W. Thomas Adams
L. 1 -

Petition of Thomas Adams

Filed Oct 25 Jan 1871

To the Honorable Richard H Baker Judge of the Circuit
Court of Land & Chancery for the County of Me of Right in
Chancery sitting. The Answer of Rosa W Thomas
infant a child of A W Thomas dec'd by A. P. Young her
guardian ad litem to the Bill of Complaint in said
Court exhibited by C Schwarzkopf against her -

This defendant answering says that she knows
of the allegations in said bill contained & being
an infant of tender years submits her interests in the
premises to the protection of this Honorable Court,
I having answered prays hence to be dismissed &c.

Signed -

A. P. Young guardian ad litem.

Schwarzkopf } In
as }
Thomasaden } Chancery
Stels — }

Infants Answer

Presented by delivering a true copy of the within-
to John H. Thomas the 30th August 1866

Edward J. Brunsman Esq
For E. S. May Esq

C. Schwarzkopf

v. $\frac{1}{2}$ Rent in
city,

A. W. Thomas adm.
sol.

To Sept. Ruler 1866

Car. cost,

Stay due by



The Commonwealth of Virginia,

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

We command you to summon *John C. Thomas* *admiror*
of A. W. Thomas and Rosa W. Thomas
(the last an infant)

to appear on the first Monday in *September*
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 Courthouse thereof,
to answer *the Bill in chancery of C. Schwarzkopf,*
suing for himself & the other creditors of said
A. W. Thomas.

and have them and there this writ.

Witness, Nathaniel D. Young, Clerk of our said Court, this *11th*
day of *August* *1856*, and in the *91st*
year of the Commonwealth.

[A copy to be delivered to each defendant.]

N. D. Young

In the Circuit Court held for the County of Isle of Wight Octob: 18th 1866.
C. Schwartzkopf Suing for himself and the other creditors
of Algernon W. Thomas dec'd.

Against

John C Thomas Administrator of Algernon W Thomas and
Rosa W Thomas, (the last an infant)

Complts

In Chancery

Defls.

This Cause this day came on to be heard on the bill taken
for confessed as to the defendant John C Thomas Adm. of Algernon
W. Thomas. On whom process has been duly served he still
failing to appear plead, answer & demur to said bill, On the
answer of the infant defendant Rosa W Thomas by A. P.
Young her guardian Ad Litem and General Replication
therein ~~and~~ exhibits filed and was argued by counsel,
On Consideration whereof the Court doth adjudge Order
& decree that a Commissioner of this Court take the following
Accounts,

- 1st An Account of the transactions of John C Thomas Adm.
of Algernon W Thomas dec'd
- 2nd An Account of the Plaintiffs demand against the estate of the
said Algernon W Thomas, and that of all other Creditors of the
said A. W. Thomas or his estate who may choose to contribute
to the Cost of this suit.
- 3rd An account of the real estate whereof the said A. W. Thomas, died,
seized & possessed together with the annual & fee simple value thereof,
And the Court doth further adjudge Order & decree that such
Commissioner, in default of the personal Assets of said A.
W. Thomas to pay the debts thereof shall ascertain & enquire
whether the interest of the infant defendant Rosa W Thomas
will be promoted by the sale of the real estate of the said A. W.

Thomas for the payment of his debts which accounts the said
Commissioner will take, settle & report to Court with any
matters specially stated, deemed pertinent by himself or required
by the parties to be so stated; ~

Test N. P. Young Clerk

Schwartzkopf & Co.

Copy decern

John C. Thomas Adm. & Co.

Noted open 28th Jan. 1867.
to 12th March 1867.

Norfolk
M. A. W. Thomas

B³ of Schwarzkopf

1861				
Mar 15	3	Oxy Ink	@44	1 32
" "	3	" B. Windsor Soap	75	2 25
" "	1	" Transparent "		75
" "	1	" French "		50
" "	1/2	" Tricophros "	112 1/2	81
" "	1/2	" Cologne "	100	50
" "	1	" Hair Oil		75
" "	1000	Percussion Caps		37 1/2
" "	1000	" "		42
" "	1000	Hat "		62 1/2
" "	1	Box Hooks & Eyes		1 1/2
" "	1	" " "		25
" "	1/2	Day Cigar Cases	100	50
" "	1/4	" " "	225	56
" "	2	" Twilled Tape	25	50
" "	2	" Linen "	18 3/4	37 1/2
" "	1	" " "	25	25
" "	1	" " "	37	37 1/2
" "	1/2	" Playing Cards	100	50
" "	1/2	Beam Note Paper	175	87 1/2
" "	1/4	M. Envelopes	200	50
" "	1000	Marbles	100	1 00
" "	100	China "		31 2
" "	1	Day Head Handkerchief		1 00
" "	1	" Lawn "		1 12 2
" "	1	" " "		1 87 2
" "	1	" " "		50
" "	1	" Linen "		1 00
" "	1	" Embroidered "		1 00
" "	1	" Neck Tie		87 2
" "	1/2	" " "	350	1 75
" "	1/2	" Suspenders	175	87 2
" "	5/12	" " "	225	93 2
" "	1/2	" " "	100	50
" "	1	" Necklaces		75
" "	2	" Eilt Rings	50	1 00
" "	1	" " "	75	75
" "	1/2	" Key "	150	75
" "	1/2	" Tuck Combs	200	1 00
" "	1	" " "		87 2
" "	1/2	" Dressing "	187 1/2	94
" "	1	" Negro "		37 2
" "	1	" " "		25
" "	1/2	" Child Long "	100	50
" "	1	" Indr Fine "		1 50
" "	1	" Lead Pencils		37 2
" "	1	" " "		25
" "	1	" " "		12 1/2
" "	1/2	" Shaving Brushes	200	1 00
" "	1/4	Gr. Jewel Harps	300	75
" "	1	Day Harmonicans		37 2
" "	1	Gr Steel Pens		50
" "	1	" " "		37 1/2
		Forwarded		138. 30

1861
Mar 15 Brod Howard 38 30
" " 1/3 Doz Porte Monies 325 1 08
" " 1/4 " " 500 1 25
" " 1/2 " Purses 200 1 00
" " 1 " " 75
" " 1 # Black Thread 81
" " 1 " " 1 12²
" " 14 Doz Coats Cotton 48 6 72
" " 1 # Skein " 50 50
" " 1 Doz Waved Braid 31
" " 2 Pieces Velvet 1/37 1/2 44 81
" " 250 Cigars 1000 2 50
" " 1/6 Doz Work Boyes 750 1 25
" " 2 " Childs Cotton Hose 100 2 00
" " 1 " Worsted " 1 00
" " 1 " Gloves 1 00
" " 1 " " 2 00
" " 1 " Ladies Gloves 1 00
" " 1 " Slate Hose 1 75
" " 1 " " " 1 44
" " 1 " Black " 1 00
" " 1 " White " 1 00
" " 1 " " " 1 12 1/2
" " 1 " " " 1 37 2
" " 3/4 " " " 187 1 41
" " 1 " Mixed " 1 00
" " 1 " " " 1 12 1/2
" " 1 " " " 1 31
" " 1 " " 1/2 " 1 00
" " 1 " Unbleached " 1 00
" " 1 Piece Doll Head 31
" " 1 Yell Pups & Sauce 37
" " 1/3 Doz Toys 100 33
" " 1/3 " " 200 67
" " 1/3 " " 50 16
" " 1/4 " " 300 50
" " 1 Piece " 50
" 29 2000 Cigars 500 10 00
" " 6 Doz Coats Cotton 48 2 88
" " 1/2 " Hair Brushes 200 1 00
" " 1/2 " " " 250 1 25
" " 1 Piece Elastic 75
with Interest from Sept 29 1860 496 68

Mp R City
C. O. Chwarykopf this day made oath
before me that the foregoing account is
correct.
March 9th 1861. C. B. Duffield
Notary Public



Schmuckkopf

A. H. Thomas

December 7th 1869 Received of C.B.
Hayden Commissioner of Sale under
table case of October Term 1869 in suit
of Schwartzkopf & others vs. Thomas Adminis-
trator & others the sum of Twenty Two
Dollars & Forty Cents, Clerk's, Sheriff's
& Commissioner's Fees paid by said
Schwartzkopf in said suit

~~Witness~~ Signed E. Schwartzkopf



Clerk's Fees	7.16
Sheriff's Do.	.50
Commissioner's do.	14.75
	\$22.41

Schmankopf

U. M. Thomas Esq.
1861- To wa. warden
March 25 To 8 Burs. Cat @ 50¢. \$4.00

Received this 20th Feby day of

1867 of J. L. Thomas

Admr. of J. N. Thomas P.M.

at Juni Station Twenty
Five

Dollars ~~Forty~~ Eight Cents
in full for the Postmaster General's draft

No. 7952

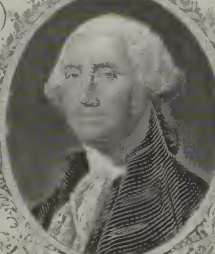
P.M.

W. A. Tinner

\$ 25.48

100

ORIGINAL



DEPARTMENT.

NO

7952

\$ 251

48
100

Postmaster From Station Va
Mr Windsor Station.

OR AGENT

Dollars 48
100

May 16 1866

NOT NEGOTIABLE.

Wm Wm

Postmaster General.

A. W. Thomas

1839 + 60	To Jno. C. Thomas	5 ¹¹
	To board of self, wife, child & tot. (4 mos)	90. 00
1863	" " " wife, 2 chd. & tot. 6 mos. @ 18-	108. 00
1864	" " " child 12 months @ 5-	60. 00
1866	" paid for coffin, burial & aces	
	removing body for Richmond	52. 00
		<u>\$ 310. 00</u>

This day Georgeanna J. Thomas personally appeared before me a justice of Sheffield County and made oath that the above account of \$310. 00 is justly due from the estate of A. W. Thomas decd. to Jno. C. Thomas.

Sworn to & subscribed before me the
27th day of March 1867.

E. P. Wemple J. P.

Wm R. Hunt 1 Jan. 8. Hurst parties under the firm style of Hurst & Co.

m. A. W. Thomas - Bond due Nov. 21. 1861 for \$240. 10

E. Hartshorn ^{Trupty} ~~of~~ of Allyn Rose & Co. m. saw

15. Sept. 1861 for

188. 20

Do. m. Do. Oct. due 1. Oct. 1861 for

23. 79

Mr A. W. Thomas

Bought of King & Fay.

1861

March 16 To 3 Grob Black Matches	.80	\$ 2 40
2 Dg Carter Oil	1.00	2 00
1 lb Nutmeg 75 1 lb Mac 75 1 lb Cloves 31 ⁴		1 81
6 Dg Quinine @ 2.50 = 15.00 6 Dg Ess. Lemon 37 ¹ = 2.25		17 25
6 Dg Ess. Peppermint	37 ¹	2 25
3 " Paragoric	37 ¹	1 13
3 " Baker's Bitters 37 ¹ 11.25		11 25
3 " Semples' Heart Powder	1.75	5 25
2 Kerosene Side Lamps Large		3 50
10 Galls Kerosene Oil Can 1.00	.95	10 50
1/2 Dg 1 Gall Specie Jar	5.50	2 75
1/2 " 1/2 " " "	3.50	1 75
2 " Mustard 1/4 ⁴	1.00	2 00
1 " Soothing Syrup		2 00
1 " Bryans Wafers		2 00
1/6 " Kerosene Hand Lamp	8.00	1 34
1/6 " " Stand "	7.00	1 17
1/6 " " Wh foot	8.00	1 34
1/12 " " No. 3	12.00	1 00
1/12 " " " 2	12.00	1 00
1/12 " " Ly Compl	12.00	1 00
1/12 " " " Enamell ^d	13.80	1 13
1/6 " " " Stand foot	6.00	1 00
2 1/2 Doz Glass Ho-	2.25	4 50
2 " " 1/2	2.50	5 00
53 lb Putty in bladder	4	2 12
1/2 Dg Bear Grease White	1.50	75
1/2 " Philocorn Red	1.75	88
1/2 " Hair Oil Rose	2.00	1 00
1 " " " "	1.00	1 00
2 " Lin Cologne	.75	1 50
2 " Bath Do-	.50	1 00
1/2 " Cologne	3.00	1 50
		<u>\$ 96 07</u>

Amt brot forward-		96 07
1/2 Doz Ox Marrow-	1.50	75
100 lb. Sterling Lead-	.8	8 00
50 lb. Zinc White Pot.	.8	4 00
30 glls Lincsed oil	.85	25 50
Keg ²⁵ 100 lb. Fire Proof Paint	4	4 25
Box 4 Doz Castile Soap	.50	2 00
500 Republic de Columbia Segars 1/2 lb.	6.00	3 00
2 Doz Jones Chimnies	1.00	2 00
3 " Kerosene Wick Smelt	.12 1/2	37
Boxes & Drayage-		1 06
		<u>\$147 00</u>
March 29 To 5 lb Race Singer	.10	50
10 lb Supr Carb Soda	.7	70
3 Doz Ess. Coffee	.75	2 25
1 Box 12 1/2 lb Cappesas	2 1/2	1 80
	Box	19
		<u>5 44</u>
		<u>\$152 44</u>

Int. from Sep. 1861

City of Memphis, Tenn:
 Before me, a Notary Public for the City of
 Memphis, this day appeared W. B. Seal
 and made oath that the foregoing
 Account is justly due by R. W. Thomas
 (now deceased) to Henry & Jay: and
 that it amounts to the sum of
 \$152.44 and was ^{payable} ~~due~~ ^{at} the 1st day of
 July A.D. 1861: and that he has no knowledge of any payments having been

Made thereon.

Given under my hand,
 this 8th day of March A.D. 1861

Signed by me
 Wm B Seal

Charles Stark
 Notary Public



J. W. Thomas.
 \$152.44

Dr. The Estate of Algernon W. Thomas decd.

In account with John C. Thomas his administrator.

1865

Feb. 9	To Commissions at 5 Tr. ct. on	\$3315. 05	165 00	
Nov. 7	" Balance due the estate in Confid. money	3150 05	148 17	
		\$3315 05	\$148 17	

1865

Feb. 9	By amount of sales of Chattel est. sold this day for cash	3315 05		
Nov. 7	" interest thereon to date		148 17	
		\$3315 05	\$148 17	

1866

June	To paid for coffin, removing body from Richmond & burial & in good money	52 00		
Nov. 7	Balance due the admor. good money		52 00	
		\$52 00	\$52 00	

An account of the debts and demands against the estate of Algernon W. Thomas decd.

An account of the plaintiff L. Schwarzkopf due the 29. day of Sept. 1864, for	96 68		
Interest thereon to 15. May 1867	32 62	129 30	
An account of King & Joy, due the 1st. Sept. 1864 for	152 44		
Interest thereon to 15. May 1867	52 21	204 65	
An account due John C. Thomas the 1st. Jan'y 1864 for	258 00		
Interest thereon to 15. May 1867	36 76	294 76	
An account due the same, the 20 th Feb'y. 1867 for	5 48		
Interest thereon to 15. May 1867	8	5 56	
Amount of debts carried forward			

\$634 27

Amount of debts brought forward	634 27
A Bond due to Wm. B. Hurst & Son.	
E. Hurst partner under the firm & style of Hurst & Co. due 21. Mar. 1861 for	240 10
Interest thereon to 15. May 1861	88 83 328 93
S. Hartshorn Trustee of Alley W. Rose & Co. bond due the 15. Sept. 1861 for	188 20
Interest thereon to 15. May 1867	63 98 252 18
An account due same 1. Apr. 1861 for	23 79
Interest thereon to 15. May 1867	8 80 32 59
A Bond due M. W. Watkins the 4th. of March 1861 for	41 00
Interest thereon to 15. May 1867	15 24 56 24
An account due W. A. Womble due the 25. March 1861 for	4 00
Interest thereon to 15. May 1867	1 47 5 47
Total debt brought forward	1309 68
A Bond due to W. P. York (J. C. Thomas Adm ^r) 25. Feb. 1862.	1 30 50
Int. to 15. May 1867	39 48
Total amt. of debts provided	\$1479 86

An account of the real estate whereof Algernon W. Thomas died seized & possessed, together with the full simple & annual value thereof.

A tract of 235 acres of land	
Full simple value thereof.	\$940 00
annual value thereof.	\$75 00

Commissaries Office, Isle of Wight Courthouse,
April 4th. 1867.

To the Circuit Court of Isle of Wight County.

Pursuant to a decree of the said Circuit Court, rendered on the 18th. day of Oct. 1866, in the suit then pending between C. Schwarzkopf Plaintiff, and John C. Thomas Administrator of Algernon W. Thomas Decd: and

Rosa W. Thomas (infant) defendant, directing a commissary of the said court to take the following accounts, 1st. An account of the transactions of Jno. C. Thomas adm^r of Algernon W. Thomas decd: - 2nd. An account of the plaintiff's demand against said Thomas' estate & that of all other creditors of said decedent or his estate who may choose to contribute to the costs of this suit. 3rd. An account of the real estate whereof the said A. W. Thomas died seized & possessed, together with the annual & full simple value thereof. And directing the commissary, in default of the personal assets of said A. W. Thomas to pay his debts, to ascertain & enquire whether the interest of the infant defendant, Rosa W. Thomas, would be promoted by the sale of the real estate of said A. W. Thomas for the payment of his debts. Your commissary reports to the court that, on the 28th day of Jan. 1867 he issued notices to the parties interested, that he had appointed the 12th day of March 1867 for taking the accounts aforesaid. That he also posted notice at the courthouse door, to the creditors, notifying them that he had appointed the said 12th. day of March for taking the said account of debts; which said notices to the parties were duly acknowledged. That the admor. of said A. W. Thomas appeared & produced his vouchers & supporting papers, and your commissary thereupon, made up and completed the foregoing account marked A. which shows that on the 7th. day of November 1865, there was a balance of \$3150. 05 of principal and \$148.17 of interest due the estate in Confederate States Treasury notes - The entire transactions of the administrator up to that date, being in that currency. And that on the 7th. day of November 1866, there was a balance of \$52. 00 due the administrator in good currency, that being the amount expended by him in removing the body of decedent from Richmond to Isle of Wight & burying the same. Your commissary reports

further, that, from evidence before him, to-wit: the statement of the administrator, it appears that the said sum of \$3000.00, being a portion of the said balance of Confederate money, was loaned out as soon as it was received, to the County of Del. of Wight, or to the agent of said County, and is now uncollected. A portion of the Creditors of the said A. W. Thomas appeared according to notice & proved their demands, and the account was continued until this day, when your commission completed the account of debts, marked B. and hereto annexed, showing the total debts proved \$1479.68

Your commission has also made the annexed account marked C. of the real estate, showing it to consist of a tract of 235 acres valued in fee simple at \$940.00 and the annual value thereof \$75.00.

Your commission having ascertained that the personal assets of A. W. Thomas are insufficient for the payment of his debts, has made enquiry and reports that, in his opinion, the interest of the infant defendant will be promoted by a sale of the real estate of said A. W. Thomas for the payment of his debts.

Given under my hand this day & year first aforesaid, as a commission in chancery of said Court,

A. P. Young Comr.

Comm. fee \$10.35
 fee for deliv. notes 1.00
\$11.25

Schroeder
 v. Report of
 v. Comr.

Thomas' adm. to g.

Apr. 10. 1867 filed in the
 cause.

To the Circuit Court of Sale of Wight County

The undersigned
Commissioner of Sale under the annexed
Decree of said Court of May Term 1869 in
the suit of Schwarzkopf & Co. vs Thomas
Saly, reports to the Court that on the 4th day
of October 1869 ^{being Court Day} he exposed to Sale at Public
Auction at Sale of Wight Court House
after having giving notice of the time
and place of Sale as required by said Decree
the Land in said Decree mentioned,
when L. H. Whitley became the purchaser
thereof for the sum of \$850.00, he
being the highest bidder. That of
the said amount the said L. H. Whitley
paid \$69.41 in cash, and for the balance
of \$780.59 gave his Bond with George T
Whitley as Surety payable 12 months
from date, with interest from date, which Bond
is herewith returned. The cash payment
of \$69.41 was appropriated as per annexed
statement

Cash payment	\$69.41	
Bond for	780.59	\$850.00
Statement of Disposition of Cash Payment		
Attorney's Fee & Tax	\$30.50	
Clerk's do.	7.16	
Sheriff's do. paid -	.50	
Commissioner's do.	14.75	\$52.91
		Over

Amt. bot up \$52.91
 Crier's Fee paid S. J. Glend 5.00
 Printing Hand Bills & Stamp 1.50
 Commission 2 1/2 percent on \$300.00 7.50
 Ditto 1 percent on \$550.00 5.50 \$72.41
 Balance due Commissioner \$3.00 69.41 \$72.41
 360
 The receipts of the parties for the above payments
 are herewith returned.
 All of which is respectfully submitted
 Signed C. B. Hayden

Schwarzko of
 183

Thomas J. G. L.

Report of C. B. Hayden
 Commissioner of Sale
 under decree of
 May Term
 1869

Received of the Clerk of the Circuit Court
 the Bond returned with the Report
 C. B. Hayden

In the Circuit-Court of Isle of Wight County May 17th 1869.
C. Schwarzkopf, suing for himself and the other
creditors of A.W. Thomas. Pltffs:

Against:

John C. Thomas, Admr. of A.W. Thomas and Rosa W. Thomas
(the last an infant) Defts:

This Cause this day came on to be again heard on the
papers formerly read, and on the report of Commissioner
Young made respectively under decrees herein
of October Term 1866 and of May Term 1868, and
was argued by counsel, on consideration whereof the
Court doth adjudge, order and decree that said
reports to which no exceptions were filed be confirm-
ed and that unless within sixty days from the date
of this decree the defendant Rosa W. Thomas or some
one for her pay the several creditors named in
the reports aforesaid the sums respectively reported
to be due them, that C.B. Hayden who is hereby
appointed special commissioner for that purpose
proceed to sell at Public Auction at Isle of Wight
Court house on some Court day after having given
at least 30 days notice of the time and place
of sale by advertisement at the Court house door
of said County on some Court day previous
to the day of sale, and at other public places
in said County. On a credit of twelve months,
except so much for cash as will pay the costs of
this suit, and of said sale inclusive of an attor-
ney's fees of \$30.00 to C.B. Hayden for his services in
this suit, the land in these proceedings mentioned,
whereof Algernon W. Thomas, died seized in the County
of Isle of Wight containing by estimation 235 acres
lying adjacent to the lands of ^{the heirs of} C.B. Roberts decd.
Sarah T. Edwards Benja. C. Roberts and Mary C.

Edwards, taking for the credit-portion of said sale Bond with sufficient security payable to himself as commissioner, 12 months from date with interest from date and return the same to Court with his report of his proceedings under this decree. But the effect of this decree shall be suspended until the said C.B. Hayden shall execute in the Clerk's office of this Court a Bond with sufficient security in the penalty of \$1000.⁰⁰/₀₀ payable to the Commonwealth of Virginia Conditioned for the faithful performance of this or any future decree herein,

att. fee . . . \$ 30.50 a copy.

clerk . . . 7.16

Stiff 1.50

Comm. 4.75

costs to my \$59.91 (\$59.91)

Teste C. B. Hayden C. C.

Schwartzkopf &
Coburn
'3 Dec for
sale

Thomas J. J.

\$940.00
313.33
626.66

L. H. Whitt

\$812
5.90

cash

A further account of Outstanding debt due by
A. W. Thomas or his estate.

Thos. W.	1	James Y. Leigh surviving partner of himself & Co. Roon Leigh, late Leigh & Bro: bond due the 25 th of February 1861, for Int. thereon to 15 th of May 1867.	181	16			
"	"	2	Same: ac't. due 16. March 1861 Int. thereon to 15. of May 1867	67	62	2	48 78
				76	54		
				28	32	104	86
							\$ 353.64

Commissioner Office Isle of Wight County
Sept. 1st. 1868.

To the Circuit Court of Isle of Wight County.

Pursuant to a decree of the Circuit Court of said County, rendered on the 20th. day of May 1868 in a suit in Chancery therein depending between G. Schwanzloff, plaintiff, and Geo. C. Thomas administrator of A. W. Thomas, the said defendant, your Commissioner reports to the court, that after having posted at the courthouse door of said County, on the first days of July and August terms last, of the said County Court, notice to the creditors of said A. W. Thomas dec'd: according to law, on the date of this report, he made up & completed the foregoing further account of debts against said A. W. Thomas' estate and fixed the amount thereof, including interest on the said debts to 15. May 1867 (that being the date to which interest was calculated in the debts in the first account reported) to be \$ 353.64

Given under my hand as a Commissioner of the said Circuit Court, the day and year first above.

J. R. Young Comr.

Comm. fees \$ 3.50

Schwarzkopf

v. $\frac{3}{2}$ 2nd act. of
of Debt &
Com^d Ref^d.

Thomas' adm^r. sale,

Sept. 12th 1868 filed

Schwarzkopf b.

81.08

Hungary Case

1870. Chas. Schwarzkopf -

Dr.

To the bck. of Sale of Wright bcr. let.

Oct. Cont. vs. Thomas &c. 36 - Apt - 71 - do. 36 -

72
36

1871
Apt. Cont. vs. Cefur &c -

J. P. Young Att.

108

Schwarzkofer &

v.

Thomas

12th Court record payment by com.
of sale.

Clerks fees (\$3.⁵⁰ of this paid me, bal. sent out to clerk) \$ 5. 7³/₄

Juste A. P. Young Clk.

Wm. H. Matthews

Recd.

For. Cond.

C. B. Hayden

paid by

A. J. Clements

for Sara Hayden

#19.34

Received of C B Hayden Commissioner
in Schenck & A W Thomas Admrs &c.
Nineteen Dollars & Thirty Four Cents my
distributable share of fund under decree
in said suit -

M. Markens

#325-
19.34

#344.34

1
\$121.⁶²/₁₀₀ Received of C. B. Hayden Commissioner
in Schwarzkopf v. A. H. Thomas Admr. & al. "One Hundred
and Twenty One Dollars and Sixty Two cents" amount due
Leigh & Bro. under decree in said suit.

March 7th 1872.

Leigh & Bro
Per R. S. Thomas
att'y

King & Son

84536
100

February 20th 1872. Received of C. B. Hayden
Commissioner in the suit of Schwartzkopf vs.
A. H. Thomas Adm'r. "Seventy Dollars and
Thirty Six Cents" amount due King & Toy
under Decree in said suit of Oct. Term 1871.

Thomas D. Toy
Surviving Partner King & Toy

384⁵⁴₁₀₀ Received of CB Hayden Com-
missioner in Schmartzkopf as
A W Thomas' Admorsals. "Fifty Eight Dollars
and Forty Five cents" my distributable share
under Decree in said suit.

A. P. Young

70.00
24.05
45.95

We the undersigned have respectfully
received from C. B. Hayden, Commissioner
in the suit of Schmarztopf & Co. v. A. W.
Thomas' Administrator & Co. the sums
opposite our names

J. C. Thomas "One Hundred and Three dollars & Twenty five cents"
C. Schmarztopf C. B. Hayden & Co. "Forty Four dollars & Forty Five cents"
Hunt & Co per do - One Hundred and Thirteen dollars & Ten cents
Hartshorn Trustee for Allyn Roe & Co per do - Eighty Six dollars & Twenty Four cents
do per do Eleven dollars & Twenty cents
Thomas & Co per do - One Hundred & Thirty eight dollars & thirty five cents

One dollar & Eighty Eight cents
W. A. Womble

C. Schnartskopf vs. R. W. Thomas. Adams v.als.

C. Schnartskopf	paid	129	30	✓ 44	45
King & Son	"	204	65	✓ 70	36
John L. Thomas	"	294	76	✓ 101	35
Do	"	5	56	✓ 1	91
Hurst & Co.	"	328	98	✓ 113	10
S. Hartshorne Trustee for Allen Rozelle & P		252	18	✓ 86	74
Do	P'd	32	59	✓ 11	20
Wm. H. Watkins	paid	56	24	✓ 19	34
W. B. Womble		5	47	✓ 1	88
A. K. Young	paid	169	98	✓ 58	45
Leigh & Bro.	"	248	78	✓ 85	55
Do.	"	104	86	✓ 36	07
Thomas & Adams	paid	452	27	✓ 138	35
		\$2235	57	\$768	75

Superior Circuit Court. May 17th 1870,

C. Schwarzkopf et al. vs. J. B. Hayden. Plffs. In Chancery.

Jno. C. Thomas, admr. of H. W. Thomas et al. Defs.

This Cause came on this day to be heard on the papers formerly read, & on the report of G. B. Hayden, Comr. of Sale, under the decree herein of May term 1869. & was argued by Counsel; & on consideration whereof, the Court confirming said report of Sale, to which no exception was filed, doth adjudge, order & decree that the Clerk of this Court deliver to G. B. Hayden on his filing his receipt therefor the bond of Leonard & Whitley & George & Whitley, for Seven Hundred & eighty Dollars & fifty nine cents, with interest from Oct 7th 4th 1869, payable twelve months from said date. returned with his report aforesaid, which bond he is authorized & required to collect when due, with liberty to collect the same before it is due, if the said Leonard & Whitley is willing to pay the same, & the proceeds thereof, after paying the unpaid costs of this Suit, & to Jno. C. Thomas, among the sum of fifty two dollars, with interest from November 7th 1866, shown by said report to

be due him for burial expenses, pay ra-
-tably among the several creditors named
in Comm^r Young's first & second reports,
according to their respective demands, tak-
-ing the receipts of said creditors therefor,
& return the same to Court with his report
of his proceedings under this decree, & the
Court doth further adjudge, order and
decree that on the payment of said bond
by said Leonard H. Whitley, the said C. B.
Hayden, who is hereby appointed Special
Comm^r, for that purpose shall execute and
deliver to the said Leonard H. Whitley, a
good & sufficient deed with special war-
-ranty, for the land purchased by him
in these proceedings mentioned, where-
-of said Algernon W. Thomas died, seized & pos-
-sessed in the County of Isle of Wight, contain-
-ing by estimation two hundred & thirty five
acres, more, or less, lying adjacent to the
lands of Sarah T. Edwards, Benjⁿl. Roberts
Mary E. Edwards & the heirs of C. B. Roberts.
& the Court doth further adjudge, order & decree
that John C. Thomas, adm^r of the said Algernon
W. Thomas proceed to collect the amount
lowned by him to the County of Isle of Wight
as reported by Comm^r Young by his report
filed in this Cause April 13th 1867,

Make Report to Court of his
proceedings under this Decree,

A copy

of the

addl. costs to final decree

cells. for \$ 2.46

A. P. Young, Clerk.

No. 28.

Schwarzkopf. et als.

vs. } Copy of Deed

Thomas' admⁿ. et als.

May Cir. Ct. 1870,

In Isle of Wight Circuit Court. Octo. 19th 1871.

C. Schwarzkopf & als.

Pliffs.

vs. { In Chy.

A. W. Thomas admr, & als.

Defts.

This Cause this day came on to be again heard on the papers formerly read, on the Report of Comr. Hayden of Collection under the decree herein of May Term 1870, & on the petition of Thomas & Adams this day filed by leave of the Court, and was argued by Counsel, on consideration whereof the Court confirming said Report to which no exception was filed, doth adjudge, order & decree that C. B. Hayden proceed to collect the balance due on the Bond named in said decree & distribute the proceeds as herein directed including in said distribution the Bond of Thomas & Adams named in said petition, after first paying thereout the costs of this suit, inclusive of such costs as the said Admr, of A. W. Thomas may have incurred in suing on the claim due said Estate from the County of Isle of Wight, & make report to Court of his proceedings under this decree.

A Copy.

Teste.

A. P. Youngblk.

Schwarzkopf als

vs. } copy of
Decree

Thomas James McC

Octo. Cir. Ct. 1871.

To the Hon: Geo: Blaw Judge of the Circuit
Court of Laws Chancery for the County of Isle
of Wight in Chancery sitting:

The undersigned com-
missioner under the unpaid decree of
said Court of May Term 1870, & October Term
1871, reports to the court that pursuant to said
first named decree he proceeded to collect the
Bond of Leonard N Whitley for \$780.59. with
interest from Oct 4, 1869, & received the same
in separate payments as per

Statement A -

1871- June 5- By Cash part of Bond -	290.00
" July 1 "	145.00
" Nov 23 "	330.00
" Dec 7 " in full of do.	106.70
Total Amt collected -	\$871.70

You commissioner out of the sum of
\$871.70. collected in full of said bond
as above paid the unpaid Cts of Suit
& Sale amounting to \$

& \$66.30 to Mrs
C Thomas his preferred payment under
said decree leaving \$768.75 for distribu-
tion among the general creditors as per

Statement B -

Cts of Suit	36.65-
Mrs C Thomas preferred debt-	66.30
Amount for distribution among general creditors -	768.75
Total Amt collected -	\$871.70

The payments of the Costs of Suit & Sale since
said decree amounting to \$ 34.65 as per
Statement B is shown per

Statement C

Charges paid Sheriff - 1.00 do to N P Young 3.50	4.50
Fee for Granin's Deed to L N Whitley -	5.00
Stamps on do. 1.00 - & salary 50.00 -	1.50
Charges paid Plff. atty	.75
Comm at 5 per cent on \$ 300.00 -	7.50
" do at 2 - do 550.00	5.50
" do at 2 per cent on \$ 91.11 -	1.82
" Retained fee on Suit on Court Bond.	10.00
Total Am't of Costs -	\$ <u>34.65</u>

The balance of \$ 768.75 was paid to the
general creditors as per Statement D below

Statement D of Payments to Creditors

Hunt & Co paid C B Hazden Att -	113.10
C Schwanitzky paid "	44.45
S. Harbison Trustee for Allyn & Co paid do -	84.74
" "	11.20
Thomas Adams paid do -	134.35
Mr C Thomas -	101.35
do -	1.21
N. P. Young	58.45
King & Tar -	70.36
Laird Bros -	121.62
Mr H Watkins - -	19.34
W A Wamble	1.44
Total Am't paid Creditors \$	<u>768.75</u>

Among the vouchers is a statement of the debts
proved due to creditors from the share of funds.
The receipts of the creditors for said payments are
herewith filed -

All of which is respectfully submitted

Signed C. B. Hayden

Schnitz Kopf

u

A. W. Thomas

Adm L

C B 14 as den. Rep ab-
by collection & distribution
in den Elevers of May
Term 1870 & Oct Term 1871

Pa. 10.20 1871 - 1872

On Demand I promise to pay to Mr. Markes or order the just
and full sum of Forty-one Dollars Current money of N^e. for Value
Rec^d. as Witness my hand this 4th day of March 1861

Witness,
H. J. Clements

J. W. Thomas



A. N. Thomas

Told $\frac{3}{4}$ to

M~~H~~ Martin

\$41.00

June 5th 1871. Recd of C B Hayden Com-
missioner in Land of Schmarlykoff 200
A. W Thomas Adm & Co - Sixty Six Dollars &
Thirty Cents - for payment due me
under lease in said land -

John C Thomas

To the Honorable Geo: Blom Judge of the
Circuit Court of Isle of Wight in Chancery
Sitting:

The undersigned Special Commissioner, under the annexed decree of said Court of May Term 1870, in the suit of Schnazkoff & Co v A W Thomas Adm repals to Court, that he has as yet not been able to collect a portion of the Bond named in said decree, & has taken no legal steps towards said collection, because he was satisfied that without such means he can in a few weeks realize the whole amt. That out of said amount collected he has paid to Mrs C Thomas Adm of A W Thomas the preferred payment directed by said decree, amounting to Sixty Six Dollars & Thirty Cents as appears by his Receipt therefor herewith filed,

All of which is Respectfully ~~Submitted~~

C. B. Hayden Com:

Schnapfopf-Satz
11

A. H. Thomas Sohn Satz

Commisariat des
Repat under Heeren
of May June 1870

Schwarz Kopf

N.

Thomas' admr et al.

This day James
M. Leigh surviving partner of self and
Wm Bruce Leigh late merchants & partners
trading as Leigh & Brother, ^{filed their Petition} asking to
be allowed to prove their claims
against the estate of A. W. Thomas
deceased. whereupon the court doth
order that a Commissioner of this
court doth take a further account
of any outstanding Debts due by
said A. W. Thomas deceased or his
^{due to the said Petition or any other creditor of the said estate}
estate, and make report to Court

Schwarz Kopf

✓

Thomas' adms et al

1868

May Ct. Order

To be entered

R. 14 B.

1868

Record

Schwarzkepf

24. { Geo. Deen
for adl. act.

Thomas' admt. sold.

July 1. 1868 - (to date)
for 1. Sept. 1868.

At a Circuit Court for the County of Isled Right at the
Court house on the 20th May 1868

C. Schewarkopf serving for himself and the other
creditors of A. W. Thomas Pltff

Against $\frac{4}{3}$ In chcy

John W Thomas Admor. of A W Thomas and Rosa W Thomas

(the last an infant) Defts

This day James G Leigh surviving partner of self and
William Rosco Leigh, late Merchants and partners trading
as Leigh Brothers, filed their petition, asking to be
allowed to prove their claims, against the Estate of
A. W Thomas decd. Whereupon the Court doth order that
a Commissioner of this Court doth take a further
account of any Out Standing debts due by said A W Thomas
decd. or his estate, due the said petitioners or any other
creditor of the said Estate and make report to Court;

A copy.

Teste, A. J. Youngblow.

This cause this day came on to be heard on the bill taken for confessed, as to the defendant John C Thomas administrator of A W Thomas on whom process has been duly served he still failing to appear, plead, answer & demur to said bill; on the answer of the infant defendant Rosa W Thomas by N P Young her guardian ad litem & general replication thereto & exhibits filed & was argued by counsel, on consideration whereof the court doth adjudge order & decree that a commissioner of this court take the following accounts-

- 1st An account of the transactions of John C Thomas as Administrator of A W Thomas.
- 2nd An account of the Plaintiffs demand, against the estate of the said A W Thomas, & that of all other credits of the said A W Thomas or his estate who may choose to contribute to the costs of this suit.
- 3rd An account of the real estate whereof the said A W Thomas died seized & joined together with the annual & fee simple value thereof.
- 4th And the court doth further adjudge order & decree that such commissioner in default of the personal assets of said A W Thomas to pay the debts thereof

shall ascertain & inquire whether the
interests of the infant defendant Rosa
W Thomas will be promoted by the
sale of the real estate of said A W
Thomas for the payment of his debts—
which accounts the said commissioner
will take, settle & report to court with
any matters specially stated & deemed
pertinent by himself or required by the
parties to be so stated—

Shewary Copy }
vs }
A W Thomas }
Adminr's Adm }
Chancery

Wm H. Deane
Oct Term 1868
To be entered
R. W. Baskin

Schmantzko pf

A. W Thomas Adm'r etc -

This cause this day came on to be again heard on the papers former read on the reports of Commis- sioner Jones made respectively under decrees herein of October Term 1844, & of May Term 1844. It was argued & counsel, on consideration whereof the Court doth adjudge order & decree that said reports ~~to~~ which no exceptions were filed be confirmed, & that unless within sixty days from the date of this decree the defendant Rosa W Thomas or some one for her pay the several credits named in the reports aforesaid the sums respectively reported to be due them that C B Hayden who is hereby appointed Special Commissioner for that purpose proceed to sell at public auction at Isle of Wight Ct on some court day after having given at least 30 days notice of the time & place of sale by advertisement at the Ct door of said County on some court ^{previous to the day of sale} day & at other public places in said County, on a credit of 12 months except so much for cash as will pay the costs of this suit & of said sale inclusive of an Attorney's fee of \$30.00 to C B Hayden for his services in this suit, the land in these proceedings mentioned whereof Algerman W Thomas died seized in the County of Isle of Wight containing by

Estimation 235 acres lying adjacent to
the lands of the heirs of L B Roberts dec'd,
Sarah T Edwards, Benj C Roberts & May E Edwards -

taking for the credit portion of said Sale Bond with sufficient security payable to himself as commissioner 12 months from date with interest from date return the same to Court with his report of his proceedings under this decree - But the effect of this decree shall be suspended until the said C B Hayden shall execute in the Clerk's office of this Court a Bond with sufficient security in the penalty of \$1000.00 payable to the Commonwealth of Virginia conditioned for the faithful performance of this or any future decree herein -

Schmiedekopf
A W. Theimer, Schen
Koblenz -

Rough sketch
May Term 1869

To be enlarged

E. J. P. 11

C. Schwartzkopf

vs.

A. H. Thomas adm & als.

This cause this day came on to be heard on the papers formerly read & on the Report of C. B. Hayden Commissioner of Sale under the Decree herein of May Term 1869, & was argued by counsel, on consideration whereof the Court confirming said ^{Report} ~~said~~ ^{to} to which no exceptions were filed doth adjudge, order & decree that the clerk of this Court deliver to C. B. Hayden on his filing his receipt therefor the Bond of Leonard H. Whitney & George D. Whitney for \$780.00, with interest from October the 4th 1869 payable 12 mos from said date returned with his Report aforesaid; which Bond he is authorized & required to collect when due, with liberty to collect the same before it is due if the said Leonard H. Whitney is willing to pay the same, & the proceeds thereof after paying thereout the unpaid & to End C. Thomas Adm the sum of \$52.00 with interest costs of this suit pay & to be among the mon & on 7-1869. ^{He} ~~He~~ ^{shall} ~~shall~~ ^{repay} ~~repay~~ ^{to the clerk} ~~to the clerk~~ ^{him} ~~him~~ ^{for} ~~for ^{several} ~~several ^{creditors} ~~creditors ^{named} ~~named~~ ⁱⁿ ~~in ^{Commissioner} ~~Commissioner ^{or} ~~or ^{Young's} ~~Young's ^{first & second} ~~first & second ^{Reports} ~~Reports~~ ^{herein} ~~herein according to their respective demands taking the receipts of said creditors therefor, & return the same to Court with his Report of his proceedings under this Decree. And the Court ~~with further~~ adjudge, order & decree, that on the~~~~~~~~~~~~~~~~~~

payment of said Bonds by said Leonard H. Whitley, the said C. B. Hayden, who is hereby appointed special commissioner for that purpose shall execute & deliver to the said Leonard H. Whitley a good & sufficient Deed in fee simple with special warranty for the land purchased by him in these proceedings mentioned above of the said Algenon Thomas died seized & possessed in the County of Isle of Wight containing by estimation 235 acres more or less lying adjacent to the lands of Sarah H. Edwards. Benjamin C. Roberts, Mary C. Edwards & of the heirs of L. B. Roberts.

And the Court doth further adjudge, order & decree that John C. Thomas administrator of the said Algenon H. Thomas proceed to collect the amount loaned by him to the County of Isle of Wight as reported by Commissioner Young by his Report filed in this cause April the 5th 1867 & make report to Court of his proceedings under this Decree.

C. Schwartzkopf

Algenon Thomas admr & al

Rough draft

May Term
1870

Is. be entered

Geo. T. B. C. B. 20

Geo. T. B. C. B. 20
1028

Schnarkopf & Co
18

A H Thomas & Son & Co -

This cause this
day came on to be again heard on the
papers formerly read, on the report of
Commissioner Hager of collections under the
Decree herein of May Term 1870, & on the
Petition of Thomas Adams this day filed
I leave of the Court, was a panel of counsel
on consideration whereof the Court confirming
said Report to which no exception was
filed, doth adjudge order & decree
that C B Hager proceed to collect the
balance due on the Bond named in said
decree & distribute the proceeds as therein
directed including in said distribution the
Bond of Thomas Adams named in said Petition,
after ^{first} paying thereout the costs of this suit, in dis-
charge of such costs of the ^{said} adm^r of A H Thomas
may have incurred in serving on the claim due
said estate from the County of Isle of Wight -
Make report to Court of his proceedings
under this decree -

Schwartzkopf - L. 1
u

A. W. Plummer sets -

Bought Gleason

Oct Term 1871

To be entered -

Geo B. Low

Entered 7.

Schwarzkopf & als

vs

A H Thomas Admiral als.

This cause this day
came on to be again heard on the papers
formerly read & on the report of C B Hayden
Commissioner for collection & distribution
under the decrees herein of May Term 1870
& Oct 1871. It was argued by counsel, on con-
sideration whereof the court doth

adjudge & does decree that said report
to which no exceptions were filed be
confirmed & that this cause be removed
from the docket, nothing further re-
maining to be done herein -

Schmalkopf-1.

18

A. W. Thomas Adm

Lab -

Rough the case

April Term 1873

To be entered

Geo. T. Bland.

Entered

Administration of
A. W. Thomas decd.

Exhibit
A

At a Court held for the County of Suffolk County on
Monday the 5th day of December 1864

On the motion of John ^{W.} Thomas, who made oath and who,
on this day, entered into & acknowledged a bond in the
penalty of \$1000.00 ^(10.000.00) Conditions according to law, with
Josiah D. Gay his security who justified, Certificate of
administration is granted him on the estate of Algernon
S. Thomas decd.

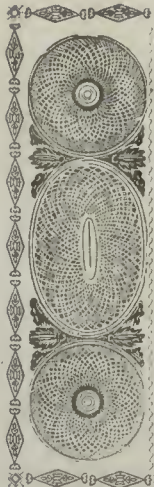
Teste A. P. Young Clerk
A. Copy. Teste.

A. P. Young Clerk.

A. W. Thomas

\$181.16

July 25th 1861



\$181¹⁶/₁₀₀

on demand ~~after date~~, we, or either of us, promise to pay to the
Order of *Leight Bro* the Sum of

one hundred & eighty one Dollars and *16* Cents,

without offset, for value received; for the payment whereof, well and truly to be made, we bind
Ourselves, our Heirs, Executors, and Administrators, jointly and severally, firmly by these presents.

Witness our Hands and Seals, this *25th* day of *February* 1861

WITNESS:

A. W. Thomas

SEAL

SEAL

Smithfield Va

Sept 1st 1862 Recd Thos
Hundred and twenty two
dollar, and fourteen cents
(balance on Settlement of exp)
in part of the within.

\$322¹⁴/₁₀₀ Henry Adams Co

Apr 21st 1863 Received through
W. H. Thomas Three Hundred and
Seventy five Dollars in part of the
within

Thomas, & Adams Co

89/74

949.25
 48.40
 994.62
 322.15
 667.248
 2589
 698.37
 375.00
 323.37
 1018.74

W. HAWAY, PRINTER.

\$949.³²/₁₀₀

I bind myself and heirs to pay to THOMAS, ADAMS & CO., the
sum of Nine Hundred and Forty Nine Dollars and Twenty Two
Cents, for value received. Witness my hand and seal this 14th day of
November 1861.

J. W. Thomas



Commissioner's Office, Isle of Wight Court House,

Jan'y. 28th

186

To *C. Schwarzkopf, John C. Thomas adm. of A. W. Thomas dec. & Rosa W. Thomas, the last and infant by N. P. Young gen. ad litem.*

You are hereby notified that I have fixed upon the 12th day of March next, if fair, if not, the next fair day thereafter, (Sunday excepted), to take and settle, at my office, the following accounts:

- 1st. An account of the transactions of John C. Thomas as administrator of A. W. Thomas.
- 2^d. An account of the plaintiffs demand against the estate of the said Algernon W. Thomas dec. and that of all other creditors of the said A. W. Thomas who or his estate, who may choose to contribute to the costs of this suit.
- 3^d. An account of the real estate of the said A. W. Thomas dec. seized & specified, together with the amount & full simple value thereof. And the commission in default of the personal assets of said A. W. Thomas' estate to pay the debt thereof, shall ascertain & enquire whether the interests of the infant defendant Rosa W. Thomas will be promoted by the sale of the real estate of said A. W. Thomas for the payment of his debts.

required to be taken by decree of Isle of Wight Circuit Court, rendered on the 18th day of October 1867, in a suit in Chancery depending in said Court, between *C.*

~~the said~~ *Schwarzkopf* plaintiff, and ~~the said~~ *John C. Thomas adm. of A. W. Thomas dec. and Rosa W. Thomas infant, by N. P. Young gen. ad litem,* defendants.

at which time and place you are required to attend.

Given under my hand as a Commissioner of the said Court, the day and year first aforesaid.

N. P. Young

Com'r.

Schwarzkepf

v. $\frac{1}{2}$ Cond. Notice

Thomas' adm. tal.

To the 12th March 1867.

also act. d. 84

act. made Feb. 9/65

amt. of act. of sale.

\$3315.00

conf'd m. - R. 1865

for costs or am.

credit at opt. time

of purchase.

all paid in cash

Commissioner's Office, Isle of Wight Court House,

Jan'y 28th.

1867

To C. Schwarzkopf,

You are hereby notified that I have fixed upon the 12th day of March next, if fair, if not, the next fair day thereafter, (Sunday excepted), to take and settle, at my office, the following accounts:

- 1st. An account of the transactions of John C. Thomas as admr. of A. W. Thomas
 - 2nd. An account of the plaintiffs demand against the estate of the said Algernon W. Thomas dec'd and that of all other creditors of the said A. W. Thomas or his estate, who may choose to contribute to the costs of this suit -
 - 3rd. An account of the real estate whereof the said A. W. Thomas died seized & proposed together with the annual & simple value thereof -
- And the court (in default of the personal assets of said A. W. Thomas estate to pay the debts thereof) shall as certain & enquire whether the interest of the infant defendants Rosa W. Thomas will be promoted by the sale of the real estate of said A. W. Thomas for the payment of his debts -

required to be taken by decree of Isle of Wight Circuit Court, rendered on the 18th day of October 1867, in a suit in Chancery depending in said Court, between C.

Schwarzkopf plaintiff - and Jno. C. Thomas admr. of A. W. Thomas dec'd, and Rosa W. Thomas infant by W. P. Young guardian, defendants

at which time and place you are required to attend.

Given under my hand as a Commissioner of the said Court, the day and year first aforesaid.

W. P. Young

Com'r.

Know all Men by these Presents, That we Charles B. Hayden
& N. P. Young

are held and firmly bound unto the Commonwealth of Virginia in the sum of One 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 Deeree 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 C. Schwarzkopf who
sues for himself & other creditors of A. German
vs. Thomas &c. Plaintiff, and
Jno. C. Thomas adm. of a. w. Thomas &c.

Defendant, the
above bound Charles B. Hayden was appointed a special
Commissioner to sell the land in the proceedings
mentioned whereof A. German vs. Thomas &c.
resided, in the County of Isle of Wight and
make report of his proceedings to Court

Now, if the above bound C. B. Hayden shall faithfully discharge
his duties as Commissioner under the said Deeree, or any future decree in the case, then the above Obligation to be void, otherwise
to remain in full force and virtue.

Signed, Sealed and Delivered }
in the presence of }

C. B. Hayden



N. P. Young



Know all Men by these Presents, That we

are held and firmly bound unto the Commonwealth of Virginia in the sum of
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 _____

The Condition of the above Obligation is such, That whereas, by a Decree of
the Circuit Court of the County of _____ pronounced on the _____ day of _____
in a cause depending in the said Court, in which

Plaintiff, and

Defendant, the

was appointed a special

above bound

Commissioner for

Schwarzkopf

n. { Com. Bond

shall satisfy discharge
his duties as Commissioner under the said Decree, than the above Obligation to be void, otherwise

Thomas' adw. tal.

to remain in full force and virtue

Signed, Sealed and Delivered
in the presence of

