

1873-004 Chancery Cause. Alonzo W. Ballard & John M. Ballard, by & c. vs Edwin S. Ballard &
Isle of Wight County Martha A. Ballard, by & c

To the Worshipful County Court of Isle of Wight
County, in Chancery sitting: Humbly complaining
sheweth to the Court, your complainants
Alonso W Ballard & John M Ballard, infant
orphans of Edwin L Ballard deceased, suing
by Augustus W — Ballard as next friend —
that on or about the day of 1866, the
said Edwin L Ballard departed this life in the
County aforesaid, intestate, seized & possessed in
fee simple of a tract of land in said County,
containing by estimation 279 acres, lying adja-
cent to the lands of John Buck, Thomas Marshall
Wiley Watkins & the estate of Bob Watkins — that
said intestate left a widow who has since died,
& four infant children his heirs at law, to wit;
the aforesaid Alonso W, & John M, your complain-
ants as aforesaid & Edwin L & Martha A
Ballard your Defendants hereinafter named —
that said land descended on said heirs at
law, who still hold the same in coparcenary.
that your complainants are informed that parti-
tion may be had of said land among said
heirs at law, if convenient & for the interest
of all parties, & that the same may be sold —
in tender consideration whereof & ~~for~~ as much
as your complainants are without remedy
at law, & can only be relieved by the aid of this
Worshipful Court of Chancery where matters of
this sort are cognizable — to this end your

complainant prays that the said Edwin L
Ballard, Martha A Ballard by some one
appointed their guardian ad litem to defend
them in this suit that by the decree of this
worshipful court, partition of said land may
be made between said heirs at law, or if
such partition should be found inconve-
nient, that the same may be sold & the proceeds
divided among the parties entitled thereto
according to their respective rights -
& that such other & further relief may be
granted in the premises, as to the court may
seem meet & our complainants will ever
pray & -

Signed Hayden for

To the Worshipful County Court of Isle of Wight
County in Chancery sitting -

The joint & several answers of Edwin L
Ballard, & Martha A Ballard, by A P Young
their guardian ad litem to the bill of complaint
in said court exhibited by George W Ballard
& Mrs M Ballard against them -

These Defendants jointly & severally answering
say, that they know nothing of the allegations
in said bill contained & that they are
infants under twenty one years of age,
& submit their interests in the premises to
the protection of this worshipful court,
having answered pray hence to be dismissed
with their costs in this behalf most
unreasonably expended -

Signed -

A. P. Young
gov.
ad litem

Ballard }
per friend } In
Ballard } Chancery
Lali -

Complainant's Bill

Jan. 4th. 1869 Bill &c.
filed & inty. decrd.

June 7. 1869. Ref't.
filed & Decree for sale.

Decr. 6th 1869 Ref't.
of sale filed.

Nov. 21. 1870. Decree to
collect &c.

Nov. 6. 1870. Decree to collect
& make due &c.

At a County Court for the County of Suffolk, held at
the Court House, on Monday the 4th day of July, 1869.

Alonso W Ballard & John M Ballard infant Orphans of Edwin &
Ballard dec'd. by Augustus W Ballard their next friend Plffs

vs

In Chancery

Edwin & Ballard & Martha A Ballard

Defts

This day came the plaintiffs and filed their Bill and
on their motion W. D. Young is appointed guardian
ad litem to the infant, defendants Edwin & Ballard &
Martha A. Ballard to defend their interests in this suit,
and thereupon, said guardian ad litem filed the answer
of said infants to the Bill of the plaintiffs, to which
answers the plaintiffs replied generally, and the Cause
commencing on to be heard by Consent on the bill &
said answers and general replication whereof, the Court
doth adjudge, Order and decree that Thomas J. Clements,
Thomas J. Marshall, A. H. Ashburn, Josiah D. Gay and
W. H. Watkins, who are hereby appointed Special Com-
missioners for that purpose, any three of whom may
act, having first been duly sworn, do lay off and
divide the real estate, of which Edwin & Ballard
died seized and possessed, in the County of Suffolk,
consisting of a tract of 279 acres, lying adjacent to the
lands of John Duck, Thomas J. Marshall, Wiley Watkins and
D. D. Watkins Estate into four equal parts, having regard to
quantity & quality, and assigned one of said parts to each of
the Children of Edwin & Ballard, to wit: One 1/4 part to
Alonso W Ballard One 1/4 part to John M. Ballard, One 1/4
to Edwin & Ballard & One 1/4 part to Martha A. Ballard,
But if the said Commissioners should find that such par-
tition cannot be conveniently made, they will allot the
entire subject to any party who will accept the same and
pay therefor to the other parties such sum of money as their

interest therein may entitle them to; or if in their opinion
the interests of the parties will be promoted by a sale of
the entire subject, or allotment of part & sale of the remainder,
they will so report to the Court, with the facts on which
their opinion is the fee simple value of the whole of the
real estate of which the said Edwin & Ballard did seized &
possessed, And in either Case, they are required to report their
proceedings under this decree to the Court,

Teste

N. P. Young Clerk

Ballard & Co

By Deane

Ballard & Co

January 4th 1869.

J. P. Young

Side of right / front to me
J. Deane & Deane
Justice of the Peace for the County of ...
certified that the ...
advice of J. P. Young ...
my said Court made with that they were
faithfully executed in the decree given
under my hand & seal on ...
of ... 1869 -

The undersigned three of the Commissioners for
partition under the annexed decree of the
County Court of ~~Id.~~ of Wright County made at
the January Term 1869 in the suit of
Ballard per friend vs Ballard, report to the
Court ~~that~~ after being duly sworn they
proceeded to execute said decree; but they
are of opinion that the division of the land
of which Edwin L Ballard died among his
four heirs according to said decree
would be inconvenient & injurious to all
parties, because such division would
make the share of each not worth more
than \$250.00 while undivided the
fee simple value of the whole tract is
\$1200.00 - That no party will accept
the whole land, or a part thereof & pay therefor
to the other parties such sums of money as
they are entitled to - Your Commissioners therefore
report to Court that they are of opinion that
the interests of all parties will be best pro-
moted by the sale of the whole land -

All of which is respectfully submitted -
March 1st 1869

Signed -

J. J. Blumens
Thos. J. Marshall
Josiah P. Goy

Ballard
per friend
L. A. - ss } In
Ballard - } Chaney

Report of Comm's
for
Partition -

To the County Court of Lake of Wight County

The undersigned
Commissioner of Sale under the
annexed decree of said Court of June
Term 1869, in the suit of Ballard per
friend vs. Ballard, reports to Court
that on the 4th of October 1869, being
Court day, he exposed to sale at Public
Auction at Lake of Wight Court House,
after having given notice of the time
and place of sale in accordance with
said decree, the land in said decree
mentioned, when Irvin Jenkins, being
the highest bidder, became the purchaser
for the sum of \$1225.00, of which
amount he paid \$50.25 in cash, and
for the balance, with J. W. Luck and
Joseph F. B. Johnson as Sureties, executed
two Bonds payable respectively one
& two years from the day of sale, with
interest from date, one for \$587.38, and
one for \$587.37 which Bonds are here-
with filed

Cash Payment	\$50.25	
Bond at 1 year for	587.38	
Bond " 2 years "	587.37	<u>\$1225.00</u>

(Over)

Statement of Application of Cash Payment

Clerk's Fees	5.00
Attorneys & Court Tax	25.50
2 1/2 per cent commission on \$300	7.50
1 per cent ~~on \$900~~ ^{on \$900.25}	9.38
Letter ^{T. J. Glavin} for pain	2.50
Portion of Printing & Bills	.50
	\$50.28

These receipts of the parties to whom the above was paid are herewith filed.
 All of which is respectfully submitted
 Signed C. B. Hayden

Ballard & Co. filed

Ballard & Co.

Report of C. B. Hayden
 Commission of Sale
 under Decree of
 Court
 1869

Dec. 6th 1869
 Filed

By the Court Clerk
 of the Court

Nov. 27th 1871 Recd of the Clerk of the County Court
 of Allegheny County the Bond of John W.
 Jenkins for \$1,000 & \$500.00 due two years from
 Dec. 4th 1869

C. B. Hayden

Received of C B Hayden Cash in Ballant
for paid in Ballant Two Hundred &
Thirty Two Dollars & f

May 2. 1871

A W Ballard given for
Hanzo. W. Ballard
Geo W. Ballard
Edwin L. Ballard
Martha A. Ballard

In Echo of Wight Quarterly Court, Nov^r, 7th 1870.

Howzo. W. Ballard & John M. Ballard, infants
by A. W. Ballard, their next friend, Plffs:

vs: { In Chy:

Edwin L. Ballard & Martha A. Ballard infnts; Defts:

This Cause came on this day to be again heard on the papers formerly read & on the Report of C. B. Hayden Com^r of Sale under the decree herein of June Term 1869. & was argued by Counsel; on consideration whereof the Court confirming said Report 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 Irvin Jenkins J. W. Duck & Joseph F. H. Johnson for \$587.37 payable one year from October the 4th, 1869, returned by him with his report aforesaid, which bond the said C. B. Hayden, who is hereby appointed Special Com^r for that purpose, is authorized and required to collect, and after paying the ~~un~~paid costs of this suit, if any, thereout, pay the balance thereof equally to the legal guardian of Jno. M. Ballard, Howzo. W. Ballard, Edwin L. Ballard & Martha A. Ballard respectively, or one fourth each, taking the receipt of said Guardian therefor, and return the same

with his report to Court of his proceedings
under this decree. But the effect of this
decree shall be suspended as to the payment
of said money to the said guardian until the
said guardian shall execute in the Clerk's
Office of this Court a bond with sufficient
security payable to the Commonwealth of Vir-
ginia in a penalty equal to double the amount
received by him under this decree, Conditioned
to hold the money so received according to
Law —

Dec 5th 1870 -

Attest

Chas. Hart, D.C.

Received of C. B. H. G. den Three Hundred dollars
under the within decree - A. W. Ballard

Jdn of Alonzo W. Ballard

Mrs. M. Ballard

E. L. Ballard

Martha A. Ballard

Ballard et al

Copy of
Decree

Ballard et al

Nov. 20, 1870.

The said guardian has
then shown his bond

accepted,

W. C. H. H. H.

To the County Court of Beaufort County

The undersigned Commissioner for collection under the annexed Decree of said Court of November Term 1870 in the suit of Ballard & als. vs. Ballard & als, reports to the Court that pursuant to said Decree he has collected from Lavin Jenkins in full his Bond mentioned in said Decree for \$587.38 payable 12 months from the 4th of October 1871, with interest from that date, in several payments as follows

December the 5 th 1870	300.00
Jan. 2 nd 1871	232.00
February 6 th 1871.	50.00
April 3 rd 1871.	<u>49.17</u> \$631.17.

After deducting therefrom the sum of \$183.00 there remained, the sum of \$612.86 for distribution as per Statement A.

Commissions on \$300.00 @ 2 1/2	7.50
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Do. on \$331.17 @ 1 percent.	3.31
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Paid Comrs. for Partition each \$2.50	7.50
---------------------------------------	------

Balance for distribution	<u>612.86</u> \$631.17
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The said Balance of \$612.86 was paid to A. M. Ballard, Guardian of Abner W. Ballard, John W. Ballard, S. Ballard & Martha A. Ballard as follows

December the 5 th 1870.	300.00
January 2 nd 1871	232.00
June 1871.	80.86 \$612.86

The receipt of the said Guardian & of the other Parties for said Payments are herewith filed. The said Guardian prior to the making of said payments by your Commissioner had executed the bond required by said Decree as will appear by the Certificate of the Clerk thereon. All of which is respectfully submitted.

(Signed) C. B. Hayden

Bellard dols.

vs.

Bellard dols.

Report
of

Collection & distribution
by

C. B. Hayden

Aug. 4th 1871 - filed.

June 1871. Received of C. B. Hayden Commissioner
Eighty Dollars & Eighty Cents due & payable to my
Wife: Anne M. Bellard, from Mr. Bellard
& Bellard & Morten A. B. Allen

A. W. Bellard & Son

Received of C. B. Hayden Commissioner the
sum of Two Dollars Fifty Cents each for
services as commissioners for Partition
insuit of Ballard vs. friend & Ballaref.

J. H. Clements
Thos. J. Marshall
Josiah O. Gay

In Isles of Wight County Court, Nov^r 6th 1871

Alonzo W. Ballard & John W. Ballard infant
orphans of Edwin L. Ballard dec^d, suing
by Augustus W. Ballard their next friend. Plffs,

vs.



In Chancery

Edwin L. Ballard & Martha A. Ballard Defts,

This Cause this day came on to be
again heard on the papers formerly
read, and on the Report of C. B. Hayden
Commissioner for collection & distribution
under the decree herein of November
Term 1870. & was argued by Counsel: On
consideration whereof the Court con-
firming said Report, to which no ex-
ceptions were filed, doth adjudge, order
& decree that the clerk of this Court
deliver to C. B. Hayden on his filing his re-
ceipt therefor the Bond of Irvin Jen-
kins. J. W. Dick of Joseph F. Johnson
for \$5-87. ³⁷/₁₀₀ with interest from Dec^r.
4th 1869, returned by said C. B. Hayden
with his former Report of sale here-
in, which Bond the said C. B.
Hayden who is hereby appointed
special commissioner for that
purpose, is authorized & required
to collect and the proceeds thereof
after paying ~~thereout~~ the unpaid

Courts of this Court and Sale pay
equally the legal guardian of John
W. Ballard, Henry W. Ballard, Ed-
win A. Ballard & Martha A. Ballard
respectively, or one fourth each taking
the receipt of the said Guardian
therefor, & return the same with
his Report to Court of his proceed-
ings under this Decree. But the
effect of this Decree shall be sus-
pended as to the said payment to
the said Guardian, until the said
Guardian shall execute in the
Clerk's Office of this Court a Bond
with sufficient security payable to
the Commonwealth of Virginia in a
penalty equal to double the amount
received by him under this De-
cree, Conditioned to hold the money
so received according to law, and
the Court doth further adjudge, order &
decree that on the payment of the said
Bond, the said C. B. Hayden who is hereby ap-
pointed Special Commissioner for that
purpose shall execute & deliver to the
said Irvin Jenkins a good & sufficient
Deed in fee simple with special war-
ranty for the tract of land in these pro-
ceedings mentioned, purchased by the said

Irvin Jenkins at a decretal sale
under the decree herein of June
term 1869, whereof Edwin S. Ballard
died seized & possessed in the County
of Isles of Wight, containing by estima-
-tion 279 acres, more or less, lying
adjacent to the land of John Duck
Thomas J. Marshall, Wiley W. Watkins
& D. D. Watkins,

Attest

Teste

L. H. Hart, D. C.

Clerks fees incurred & estimated

to final decree since last

payment . . .

\$6.72

of which \$5.18 have been paid,

by the gov. of infl.

3

Ballard et als

vs. { Copy of
Decree

Ballard et als

Nov. City Ct. 1871.

Tax Cts L
Lands to
C B H & Co

To the Honorable Judge of the County Court of the
 of Wright County: The undersigned Commission
 er under the decree of said Court of November
 Term 1871, herewith annexed in the suit of Ballard
 per friend as Ballard reports to the Court that pur-
 suant to said decree, he collected from said
 Jenkins the Bond named in said decree in
 payment as per Statement A -

1871. Dec 4th - 200.00

1872. Jan 1 - 100.00

" " 3 - 120.00

" Nov 4 - in full - 246.06 - \$ 666.06

amounting in all to \$ 666.06 - That thereon he paid
 the costs of said \$ - as per

Statement B.

1/2 Commission at 2 1/2 per cent on \$ 666.06 - 8.66

Fee for drawing deed - 5.00

Clerk fees paid Guardian - paid A. W. Ballard 3.18

do Clerk - paid J. P. Young 3.54

Balance for distribution \$ 647.68

leaving the sum of \$ 647.68, for distribution, being

the sum of \$ 161.92 - for each of said wards,

which was paid their Guardian A. W. Ballard as
 per his receipt herewith filed - from Commission
 delivered to said Jenkins the deed required by said
 decree. All of which is respectfully submitted

C. B. Hayden - Com.

Ballard paper
" "
Ballard

C B Hayden 2nd
Report of collected
specimens

Filed 6th Jan'y, 1873.
"

Received of C B Hayden Six Hundred & Forty Seven
Dollars & Sixty Eight Cents, being the sum of One Hundred
& Sixty One Dollars & Ninety Two Cents for each of my
wards George W, John M, E L, Martha A Ballard -

A. M. Butler

Alanzo W Ballard & John M Ballard
infant heirs of Edwin L Ballard
Suing by Augustus W Ballard as next friend
Plaintiffs,

Against Edwin L Ballard & Martha A
Ballard - Defendants -

This day came the Plaintiff & filed his bill,
& on his motion N P Young is appointed guardian
ad litem to the infant defendants -
Edwin L Ballard & Martha A Ballard to
defend their interests in this suit, & thereupon
said guardian ad litem filed the answers
of said infants to the bill of the plaintiffs,
to which answers the plaintiffs replied
generally, & the cause coming on to be heard
by consent in the bill & said answers &
general replications thereto, was argued
by counsel, on consideration whereof the court
doth adjudge order & decree that Thomas J
Clements, Thomas J Marshall, A H Ashburn
Jared P Gay - Mr H Watkins -

who are hereby appointed special commissioners
for that purpose, any three of whom may
act, having first been sworn, do lay off
& divide the real estate of which
Edwin L Ballard died seized & possessed
in the County of Isle of Wight, consisting of
a tract of 279 - Acres, lying adjacent to
the lands of Mo Buck, Thomas Marshall,

Wiley Wattenis, & Co Wattenis Estate, — into Four
equal parts, having regard to quantity & quality
& assign one of said parts to each of the
children of said Edwin L Ballard —
to wit, one $\frac{1}{4}$ part to George W Ballard;
one $\frac{1}{4}$ part to John M Ballard;
one $\frac{1}{4}$ part to Edwin L Ballard;
one $\frac{1}{4}$ part to Martha A Ballard —
But if the said Commissioners should find that
such partition cannot be conveniently made,
they will allot the entire subject to any party
who will accept the same & pay therefor to the
other parties such sums of money as their
interest therein may entitle them to, or if in
their opinion the interests of the parties will
be promoted by a sale of the entire subject,
or allotment of part & sale of the residue
they will so report ^{to the court} with the facts on which
their opinion is founded, & also what in
their opinion is the fee simple value of
the whole of the real estate of which said
Edwin L Ballard died seized & possessed,
In either case they are required to report
their proceedings under this order to Court —

Ballard }
for friend }
of }
Ballard }
Estate }
Chancery

Rough Decree
for
Partition
Jury Term 1869
To be entered —

Wm. W. Wattenis

Ballard
per friend
as
Ballard & als -

This cause this day came on to be again heard on the papers formally read & on the report of J J Clements, Tho J Marshall & Josiah P Gay three of the Commissioners of Partition under the Decree herein of January Term 1849, ^{Confirming said report, to which no exceptions were filed} was argued by counsel, on consideration whereof the court doth adjudge order & decree that C. B. Hayden who is hereby appointed special Commissioner for that purpose proceed to sell at Public Auction at the CH of this County on some Court-day, after having given at least 20 days notice of the time & place of sale by advertisement at the CH door of said County on some Court-day previous to the day of sale & at other public places in said County in two equal payments on a credit of one & two years with interest from the day of sale except so much for cash as will pay the costs of this suit & said sale inclusive of an Attorneys Fee of \$25.00 to C B Hayden for his services in this cause, the land in these proceedings mentioned, whereof Edwin L Ballard died seized in the County of Isle of Wight, containing by estimation 279 acres more or less, lying adjacent to the lands of John Duck, Tho J Marshall, Wiley H Watkins & Le W Watkins, taking for the credit portion of said sale two Bonds in equal amount payable respectively one & two ~~(XXXX)~~ years from date with interest from date payable to himself as Commissioner, which Bonds he shall return ~~with~~ his report to Court of his proceedings under this decree - But the effect -

of this decree shall be suspended as to said sale, until
the said commissioner shall execute in the clerk's
office of this court Bond with sufficient security
payable to the Commonwealth of Virginia in a penalty
of \$1500.00 Conditioned for the faithful perfor-
mance of this or any future decree herein -

Ballard }
pen friend }
Ballard }
2d cl. }
Chancery

Wm. H. H. H.
H. H. H. H. H. H.
H. H. H. H. H. H.

To be entered -

Richard B. B. B.

Endorsed

At a Quarterly Court held for the County of Isle of Wight
the 7th of June 1869.

Alonzo W. Ballard & co per friend

Plffs.

Against

} In Chancery.

Edwin L. & Martha O. Ballard

Defts.

This cause this day came on to be again heard on
the papers formerly read and on the report of
T. J. Clements, Thos. J. Marshall & J. P. Gay three of the Commission-
ers of partition under the decree herein of January
term 1868. and was argued by counsel on consideration
whereof the Court confirming said report, to which no ex-
ceptions were filed, doth adjudge order & decree that
C. B. Hayden who is hereby appointed special Commissioner
for that purpose, proceed to sell at public auction
at the Courthouse of this County on some Court day
after giving at least twenty 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, in two equal payments on a credit of one and
two years, with interest from the day of sale, except so
much for cash as will pay the costs of this suit, and
said sale, inclusive of an attorneys fee of \$25.00 to
C. B. Hayden for his services in this cause, the land
in these proceedings mentioned, whereof Edwin, L.
Ballard died seized in the County of Isle of Wight
containing by estimation 279 acres more or less, lying
adjacent to the lands of John Duck, Thomas J. Marshall, Wiley
W. Watkins & D. D. Watkins, taking for the credit portion
of said sale two Bonds in equal amounts payable
respectively one & two years from date, with interest
from date payable to himself as Commissioner, which
Bonds he will return with his report to Court of his
proceedings under this decree. But the effect of

This decree is to be suspended as to said sale until the said commissioner shall execute in the Clerk's office of this Court, Bond with sufficient security, payable to the Commonwealth of Virginia in a penalty of one thousand five hundred dollars, conditioned for the faithful performance of this or any future decree herein.

A copy,

Teste

J. D. May Jr.,

clerk - 1700

Callard & Co.

at J. D. May Jr.

Callard & Co.

3/27 981.00

327

1654

1225-

7 of 1000000

CC

1000000

Ballard pr. friend

Ballard sal.

This cause, this day came on to be again heard, on the papers formerly read, and on the report of C. B. Hayden Commissioner of Sale under the decree herein of June Term 1869, and was argued by counsel; on consideration whereof the Court doth adjudge, order, and decree, that said report to which no exceptions were filed be confirmed

Ballard pr. fd.

v

Ballard Sals.

Rough Slicer

Nov. Term 1869.

To be entered.

R Binford

Ball and per friend

Ball and also -

This cause this day
came on to be again heard on the papers
formerly read & on the report of C B
Hayden commissioner of sale, under the
decree herein of June Term 1869, & was
argued by counsel, on consideration whereof
the court confirming said report to
which no exceptions were filed doth
adjudge and decree that the clerk of
this court - deliver to C B Hayden on his
filing his receipt therefor the Bond of
Simon Jenkins, J W Buck & Joseph T H
Johnson for \$587.37 payable one year from
Oct 4th 1869. Returned by him with his
report aforesaid, which Bond the said
C B Hayden who is hereby appointed special
commissioner for that purpose is authorized &
required to collect & after paying the ~~costs~~ paid
costs of this suit (if any) thereout pay the balance
thereof equally to the legal Guardian of
~~Alonso H~~ John M Ballard, Alonso W Ballard
Edmund Ballard Martha A Ballard
respectively, or one of 4 each, taking the receipt
of said Guardian therefor & return the same
with his report to court of his proceedings
under this decree, But the effect of this decree
shall be suspended as to the ~~payment~~ payment of said
Money, to the said Guardian - until the

Said Guardian shall execute in the Clerk's
 office of this Court a Bond with Sufficient
 security payable to the Commonwealth
 of Virginia - in a penalty equal to double
 the amount rec'd by him Under this
 decree, conditioned to hold the money
 so received according to law -

Dec 5th 1870 - Received of the Clerk
 of the Court Cash the sum of \$13.14 & 3/4

Ball and per paid
 4
 Ball and 2 sh -

Rough Decree
 Nov Term 1870
 Taken entered -

Wm. Robertson

Entered

Ballard friend
15 {
Ballard Cal. }

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 decree herein of
November Term 1870 & was
argued by counsel, on
consideration whereof the
court confirming said
Report, to which no exceptions
were filed with the adjudge order,
do decree that the clerk of this
court deliver to C. B. Hayden,
on his filing his receipt therefor
the Bond of Proin Jenkins. J. W.
Duck & Joseph F. Johnson for
\$587.³⁴/₁₀₀, with interest from
October the 4th day set down
by said C. B. Hayden with his
former Report of Sale herein, which
Bond the said C. B. Hayden,
who is hereby appointed
Special Commissioner for
that purpose, is authorized &

required to collect & the
proceeds thereof after paying there-
out the unpaid costs of this suit
& sole pay equally to the legal
Guardian of John M. Ballard,
Alonso W. Ballard, Edwin L. Ballard
& Martha A. Ballard, respectively
or one fourth each, taking the
receipt of said Guardian therefor,
& return the same with his
Report to Court of his proceedings
under this decree, but the effect of
this Decree shall be suspended
as to the said payment to the said
Guardian until the said Guardian
shall execute in the Clerk's Office of
this Court a Bond with suffi-
cient security payable to the
commonwealth of Virginia, in
a penalty equal to double the amount
received by him under this Decree,
conditioned to hold the money so
received according to law; &
the Court doth further adjudge
order & decree that on the payment
of the said Bond the said C.B.
Hayden, who is hereby appointed
Special Commissioner for that

purpose, shall execute & deliver
to the said Irvin Jenkins a
good & sufficient deed in fee
simple, with special warranty
for that tract of land in those prece-
dings mentioned purchased by
the said Irvin Jenkins at
a decretal sale under ~~the~~
decrees herein of June term
1869, whereof Edward L. Bellord
did seize & possessed in the
County of Isle of Wight, containing
by estimation 279 more or less
lying adjacent to the lands of
John Duck, Thomas J. Marshall,
Wiley M. Watkins & D. D. Watkins

Ballard his friend's

o {

Ballard &als

Rough Deeds
of
November Term
1871

To be entered.
Wm. A. Robinson

Entered

Ballard per friend

11

Ballard & als.

This cause this day came
on to be again heard on the papers formerly
read & on the Report of C B Hayden Commissioner
as for collection & distribution under the decree
herein of November Term 1871. It was argued by
counsel, on consideration whereof the Court
doth adjudge order & decree that said report
to which no exceptions were filed be confirmed
& that this cause be removed from the docket -
Nothing further remaining herein to be done -

Ballard
in front
" "
Ballard
Lads -

Rough Cleave
Jany-Tenn 1873

To be entered

Goodwin

Entered

Know all Men by these Presents, That we C B Hayden
and Augustus N Ballard
are held and firmly bound unto the Commonwealth of Virginia in the sum of One Thousand
Five Hundred 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 Third day of August
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 7th day of June 1869
in a cause depending in the said Court, in which Alonso N Ballard late
per friend are

Plaintiffs and
Edwin L Ballard and
Martha W Ballard are Defendants, the
above bound C B Hayden was appointed a special
Commissioner to sell the Land in said Decree
Mentioned

Now, if the above bound C B Hayden shall faithfully discharge
his duties as Commissioner under the said Decree, ^{or any future decree herein} 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



Augustus N Ballard



Ballard St. f.d.t.

11. 2 Com.
3 Bond

Ballard St.

Acq. 2nd 1869

84. Filed.

KNOW ALL MEN BY THESE PRESENTS, That we,

Augustus W. Ballard and John W. Duck

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

Hundred Dollars,

to the payment whereof well and truly to be made to the said Commonwealth of Virginia, we bind ourselves and our heirs, executors and administrators, jointly and severally firmly by these presents. Sealed with our

seals, and dated this 5th day of Decr. one thousand, eight hundred and seventy

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the said Augustus W.

Ballard, who is guardian of Alorge W. Ballard, John M. Ballard,
William L. Ballard & Martha A. Ballard is authorized to receive from
E. B. Hayden Commr. of Sale of E. L. Ballard land the sum due to be paid
to him by decree of the Court of J. H. New. 18th in suit of Ballard vs. A. Ballard
& c. I shall hold said money so received according to law
shall faithfully discharge the duties of his said office, then this obligation to be void, or else to remain in
full force.

Signed, sealed, acknowledged and
delivered in the presence of }

A. W. Ballard
J. W. Duck



Ballard als.

3 Bond of 900
N. 3 under deers
of court

Ballard sol.

Dec. 5th 1840.

Expended & admitted
to record. No stamp
required as it is a cert.
received is left there
\$1000. 00

Justs A. D. Munn

KNOW ALL MEN BY THESE PRESENTS, That we,

Augustus W. Ballard and Thomas J. Clements

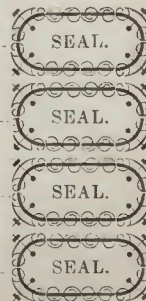
are held and firmly bound unto the Commonwealth of Virginia, in the sum of *Twelve*
hundred & twenty five 25/100 Dollars,
to the payment whereof well and truly to be made to the said Commonwealth of Virginia, we bind ourselves
and our heirs, executors and administrators, jointly and severally firmly by these presents. Sealed with our
seals, and dated this *6th* day of *January* one thousand, eight hundred and *twenty three*

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the said

*Augustus W. Ballard as guardian of Alonzo W.
Ballard, John M. Ballard, Edwin A. Ballard & Martha W.
Ballard orphans of E. A. Ballard decd. shall hold the money this
day received by him as such guardian from C. B. Hayden court-
of sale in the suit of A. W. Ballard & W. friend v. E. A. Ballard & according to last*
shall faithfully discharge the duties of his said office, then this obligation to be void, or else to remain in
full force.

Signed, sealed, acknowledged and
delivered in the presence of }

Augustus W. Ballard
T. J. Clements



A. W. Ballard &c,

vs } Bond of
 } A. W. Ballard
 } Guardian
 } &c —

E. L. Ballard &c,

Jan'y 6th 1873 —

Executed and admitted
to record —

Exte

A. H. Hart, D. C.