1873-019 Chancery Causes: Edward King, Jr. + c. vs William Mc Guigan's representative + al
Dsts of Wight County Petition of James M. Smith

other SURNAMES: Whitfield
URQUHART, Peek, BURROUGHS,
TOMPKINS, CUMMINGS
McGUIGGAN

King & als
v.
Mc Guigan admor
& dc.

C. K. Mallory Esq.
Edward King for himself &c.
Bill &c.
v.
Wm. McGuigans admr.
& als.

1868.

April Rules - Bill filed,
Summ. Esq. and decree nisi
as. the adult defendts.
N. P. Young appointed g.d.
ad litem to the infants, then
ans. filed & guard. repld.

May Rules 1868.
Bill taken for confsd as
to adult defts. & cause
set for hearing

May term - Decree for acts.

Acts 1868 - Contd.

May 1869 - Contd.

Term 10 " Rept. filed

Acts " Contd.

May 1870. contd.

Acts. 1870. Decree
for sale & further acts.

Apl. st. 1871.
Decree to ascertain
costs, dower in N. O.

Apl. 1872.

Final decree

has never settled any account of the administration
by him of said estate of said Wm M'Jimpsey dec'd
and your complainants debt aforesaid still remains
wholly unpaid although your complainant has often
applied to the said administrator to pay the same
That the said administrator has alleged and stated
the estate of the said intestate is insolvent
and that a sale of the lands of which the intestate
died seized will be absolutely necessary to pay
or a portion of his debts. In tender consideration
whereof and inasmuch as your complainant is
without remedy in the premises save by the aid of
a court of equity to which matters of this sort are
properly cognizable & the end therefore your
complainant prays your honor that said Robert M
Whitfield personal representative of said Wm M'Jimpsey
dec'd Mary M M'Jimpsey, Wm M'Jimpsey & John A M'Jimpsey
Robert M'Jimpsey & said M' M'Jimpsey for M'Jimpsey & Charles
M'Jimpsey the last three named being infants may be made
parties defendants to this Bill and required to answer
all and singular the allegations thereof that a
guardian ad litem be appointed to defend the
said infants in this suit That the following
accounts may be ordered and taken

1st An account of the personal estate of William M'Jimpsey
deceased which has come to the hands of said Robert
M Whitfield his personal representative or to the hands
of any other person or persons for his use and of the
administration thereof

2nd An account of the real estate of said
the said William M'Jimpsey died seized and
of the Annual and pecuniary value thereof

3rd An account of all the debts and demands
outstanding against the estate of said William
M'Jimpsey dec'd including your complainants
debt as aforesaid and of the proceeds of any of the
same

4th Should the personal estate be insufficient to
pay the debts against the said estate that the
said real estate be sold & that your orator and the
other persons interested in said property may
have their respective rights declared

And your complainant prays generally for all such other
and further relief in the premises as equity and your conscience
may require and as the nature of his case may require May it please your
honor &c

Thos R Whitfield Jr

To the Honorable Richard H Baker Judge of the Circuit Court for the County of Isle of Wight

Humbly complaining Showeth unto your honor your complainant Edmund King of the County of Elizabeth City That one John Williamson of the County of Elizabeth City aforesaid on the 29 day of August 1860 at Hampton Virginia by his bond of that date and now here to your complainant produced promised to pay unto your complainant or order the sum of Five hundred and Ninety dollars with interest thereon from the date thereof which bond is now in the possession of your complainant and the said John Williamson has not paid the principal or interest due thereon although often requested so to do but has refused and still refuses so to do to your complainants damage of Five hundred dollars and therefore he brings his suit &c

Edmund King

King &
Co.

McGuinness
Petition &
Jas M. Smith

Filed Oct. Cir. Ct
1871

To the Circuit Court of Ile of Wight County

The Undersigned, your Petitioner respectfully says that a Chancery suit is pending in said Court in the name of Edward King &c. against Wm McGuirjan admr &c., and that under proceedings had in said cause, an account of debts due by said decd and has been made but of which your Petitioner knew nothing of, & living at a long distance from where the suit is pending failed to present his demand.

That the said Wm McGuirjan owes him the sum of $200: with Interest from the 1st of May 1861, subject to a credit of $120. on the 26 March 1862 & that he also owes him $240. with Interest from the 19 Feb 1862, subject to a credit of $155. on the 1st January 1863 & also of $67. on the same day. — which amounts are evidenced by two bonds filed herewith. He now asks that his claim may be allowed to participate in the distribution of said estate.

James W. Smith
& John R. Kelly atts.

König v.

3 Infant. Ans

v.

M Gingans adm. la

Apl. Ander 1868 fol. d

To the Hon.ble Richd. A. Baker Judge of the circuit court of Ala. Eighth Circuit.

The joint & separate answer of Samuel McGuigan, Joseph McGuigan & Charles McGuigan, by N. P. Young their guardian ad litem appointed to defend them, to a bill filed against them and others, in the said Court, by Edward King, suing for himself & all other creditors of William McGuigan dec.d.

These respondents for answer, by their said guardian ad litem say that, they are infants under the age of twenty one years. That they neither admit nor deny the allegations in the Plaintiffs Bill, but being infants, they submit their interests to the protection of the court.

(Signed)

N. P. Young gdn ad litem

Edward King for
himself & others.

v. } Demd. to ans.
} Bill in chy.

Rs. H. Whitfield assn. of
Wm McGeegan dec.

To Apl. rules 1868
Cir. Ct.
Chs. K. Mallory clk.

Wednesday June 3rd 1868
Came the parties by their attorneys and this cause is continued for answer
Ordered that Defendants
pay for Summons

THE COMMONWEALTH OF VIRGINIA,

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

WE COMMAND YOU TO SUMMON Robert N. Whitfield adms. of William McGuigan dec'd; Mary N. McGuigan, Wm. McGuigan, John N. McGuigan, Robert McGuigan, Saml. McGuigan, Jo. McGuigan & Charles McGuigan (the three last being minors)

to appear at the Clerk's Office of our Circuit *Court of Isle of Wight County, at Rules to be holden for the said Court, on the first Monday in* April *next, to answer* the Bill in Chancery of Edward King who sues as well on his own behalf as of other creditors ~~of a plea of~~ of William McGuigan dec'd.

~~damages~~

and have then and there this writ. Witness, **NATH'L P. YOUNG,** *Clerk of our said Court, at the Court House, this* 16th *day of* March *in the year 186* 8*, in the* 92nd *year of the Commonwealth.*

N. P. Youngblk.

Journal Job Print, Atlantic Block, Norfolk, Va.

I. A Shumlodge Service of Mc
with Summons
March 1868

4h
230

Jno. A. McGuigan
W. McGuigan
R. W. McGuigan

Surg. 4.
E. Dens. ii
Cy.
M. McGuigan Lab.
Topl. Rules 1868
ai. ct.
C. K. Mallory Cy

THE COMMONWEALTH OF VIRGINIA,

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

WE COMMAND YOU TO SUMMON Robt. N. Whitfield a ward of Wm. McGuigan, dec. Mary N. McGuigan, Wm. McGuigan, Jno. A. McGuigan, Ro. McGuigan, Sam'l. McGuigan, Jno. N. McGuigan & Chs. McGuigan (the three last infants)
to appear at the Clerk's Office of our Circuit *Court of Isle of Wight County, at Rules to be holden for the said Court, on the first Monday in* April *next, to answer* the Bill in Chancery of Edward King, who sues as well on his own behalf as of other creditors ~~of plea of~~ of Wm. McGuigan dec.

~~damages~~

and have then and there this writ. Witness, **NATH'L P. YOUNG,** *Clerk of our said Court, at the Court House, this* 16th *day of* March *in the year 186 8, in the* 92nd *year of the Commonwealth.*

N. P. Young Clk

Acctp. N. P. Young Clk

Journal Job Print, Atlantic Block, Norfolk, Va.

I a Breckinridge Series of the
letter proofs —) Q 30
March 1868

Jno. B. McGuigan
W. McGuigan
R. W. McGuigan

THE COMMONWEALTH OF VIRGINIA,

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

WE COMMAND YOU TO SUMMON Robert N. Whitfield admr of Wm McGuigan dec'd; Mary A. McGuigan, Wm McGuigan, Jno. A. McGuigan, Robt McGuigan, Saml M. Guigan, Jas. M. Guigan & Charles McGuigan (the three last being infants) *to appear at the Clerk's Office of our* Circuit *Court of Isle of Wight County, at Rules to be holden for the said Court, on the first Monday in* April *next, to answer* the Bill in Chancery of Edward King, who sues as well on his own behalf as of all other creditors ~~of the plaint~~ of William McGuigan dec'd

~~damages~~

and have then and there this writ. Witness, **NATH'L P. YOUNG,** *Clerk of our said Court, at the Court House, this* 16th *day of* March *in the year 1868, in the* 92nd *year of the Commonwealth.*

N. P. Youngblood

a copy N. P. Youngblood

Journal Job Print, Atlantic Block, Norfolk, Va.

Rex J.

C. de Bergerac

Rec'd of Robt N. Whitfield agent of Wm McGuigan and, the sum of One Thousand & fifteen dollars & twenty four cents & (1015.24) - amt of Check drawn by Mayo & Cabell on Messrs W. & W. S. Peters of Richmond Va, payable at the Exch'd Bank of Va at Lynchburg - to R. N. Whitfield, to be credited on a bond I hold against Wm McGuigan, John J. & R. N. Whitfield - dated by bond this 13. July 1863.

C. F. Urquhart guard. (a)

John L. Whitfield Esq^r U. Hall 2 June 1863

Dear Sir

Your letter of the 28^th^ May ac^d. I send you my draft on Messrs W. W. & S. Bass of Richm^d for $1016.24 in full of my two notes - when the draft is paid enclose me the notes the draft only requires your name on the back. it is equivalent to check - or any other paper. I could remit you - I send the draft payable to Order of your Bro as I understand he is the legal representative of Mr. McGuigan Esq^r - I will recollect your visit to my house, and at our age, you justly say it is pleasant to review the past. & more particularly so. when the stirring events of daily occurrence - are so sad to look upon - our country & people engaged in a deadly conflict - once so cheerful & happy - now taken to feelings & wishes better becoming the roaring savages of the wilderness prostrating every interest & feeling. with desire for Mr. Whitehead rec^d your letter & supposed he had replied to it. Nothing doing in the Courts - but I saw Mr Mosby. the Doctor, who says in a short time as soon as he can sell his Tobacco he will pay the Debt. When rec^d I will remit you. - or if you much desire the money can advance the Am^t I take a transfer of the Claim - as I am ultimately responsible for the Claim, with best Consideration

I remain Yours Truly

Mayo Cabell

T. H. P. P. Carnes, A. G. Shirley, Jams Branch, Ro.
T. Jones, Elisha Gay, Sam'l Edwards, W. W. Chapman,
Jas. A. Chapman, Geo. T. Nelms, Matt E. Davis,
Jas. H. J. Cobbs, Jos. Goodwin, Jas. E. Nelms, Edw'd
Barkley, A. W. Ballard, Timothy Duck, Abbott
B. Johnson and seven or eight others signed
for the county of S. O. W. & after which this

Wm McKenzie & B. Whitfield & Robt H Whitfield
1857
March 1st To one Bond (Trust Covenants & Deeds)
The Bond has the following credits.
On March 1st 1858 was paid One hundred and Ten ($110.00) Dollars
On December 28th 1862 was paid Five hundred and ninety four ($594.00) Dollars
On July 13th 1863 was paid One thousand and fifteen Dollars & cents ($1015.00)
On April 6th 1868 was paid One hundred and seventeen & cents ($117.00)

Mrs M Sargent
Consent &c

I Mary H. McGuigan widow of Revd. Wm McGuigan, do hereby Consent that the Lot in Hamilton belonging to his estate in which Shaw Dower may be sold out of, and that I will accept in lieu thereof, a fair money equivalent in fee simple.

Given under my hand this 11th May 1869.

Mary H McGuigan

Hamilton County to wit.

I, John R. Kilby, a Notary Public in and for said County do certify that Mary H. McGuigan whose name is signed to the foregoing writing dated this 11th day of May 1869, has acknowledged the same to be her act and deed.

Given under my hand 11 May 1869

John R. Kilby
Notary Public

862

$ 72 27/100

Hampton, Elizabeth City Co., Va.,

One day after date I promise to pay to JOHN L. PEEK, his order or afsign, the just and full sum of

Seventy Two & 27/100 Dollars

for value received. For the true payment of which I bind myself Heirs, Executors, Administrators and Afsigns, jointly and severally. As witnefs my Hand and Seal this 1st day of Jany 1861

Ceste.

W. McSwigan L.S.

L.S.

Jno. L. Peck
to
W. M. Quijano

Kelly
Fla

Hampton Virg.a
May 17th 1870.

Jno. R. Kirby Esq
Atty at Law,
Suffolk
Dr Sir.

Enclosed
please find note due
my brother, Jno. L. Peck,
dec.d - Dr. M.c Gregan
bears property &
understand your
subjecting to the pay-
ment of his debts -
Please attend to it
and oblige
Very Tr. Yours,

(T. M. Peck)

Wm. M. Gurgain
$100

663

On demand I promise & bind myself my heirs &c to pay to J. C. Whitfield or Order One Hundred dollars, value received: & witness my hand & seal this 24th day of Oct. said. Eighteen Hundred & fifty Nine.

W. M. Corrigan

(663)

On demand, one day after date, I promise and bind myself, my heirs &c, to pay to John G. Whitfield four hundred and sixteen dollars, for value received: As witness my hand and seal this the 23rd of March Eighteen Hundred & Sixty.

Wm. McGregor [Seal]

H. Whitfield
of
Michigan
Tile in clay
Canvas.

Alumni

Enfield Oct 22. 1868

My Dear Friends

Your favor of Sept 21st
Rec'd. Thanks for your kind sympathy in our
deep affliction. Few brothers, were ever more tender-
ly devoted to each other. and his death is a crushing
blow on me! & yet what else in the world, My affec-
tion and grief ought to teach me to speak of Dave to our
intimate true and untried friends. Of such I esteem
you. I remember [illegible]

I found no papers among of Dr McGuigans estate
among such of the papers as I examined. though I
did not examine many, except my own. a
those due me. One demand note day after date, binding
himself heirs, &c. to pay A. McD. Four hundred and Sixteen
Dollars. Signed and Seal, witnessed & named
in the note, dated 23 march 1860.

"Dr McGuigan (Seal)"

Another On demand note for $100 dated 1857. April 24
Sign'd by Dr McG (Seal)

Shall send you these or other

What is done, or what should be done on the side

of Society, in the Front Wild Case?

Very truly

Yours J. G. Whitfield

On demand one day after date I promise and bind myself my heirs &c, to pay to Joshua G Whitfield four hundred and sixteen Dollars for value received: As witness my hand & seal this the 23d. of march Eighteen Hundred & Sixty

Wm McGuyer Seal

True Copy
all in his own hand all the bond.

On demand I promise bind myself my heirs & to pay to J G Whitfield One Hundred dollars value received: As witness my hand and seal this 24 day of April Eighteen Hundred & sixty nine

W McGuyer

all in his hand writing &
true copy

The within are true Copies,

Thos C Hunter

Enfield 25 Nov '68

Enfield Nov 25 1868

N. P Young Esq.

Dear Friend Enclosed find copies of the McGuigan bonds. Can you tell me how I can to get the Nasworthy claim. Joe says he thinks I & Theador was appointed as he suppose at instance of my bro Aquinas or owner of my bonds; but that he Nasworthy has not funds in his hands, nor are they bound to pay one by law. only as they may choose That such was the decision of the Judge. Or in other word the judge decided that the special bequest of the Old man Joe Nasworthy to his grand Children, which of course includes now all of his available estate, the real estate, is not subject to his the old mans debts. for mine is his debt. Can this be so. Can any Special bequest. exempt ones property from the payment of his debts? If so it is very easy for

all in debt. to be relieved by giving them property to speculate. I do not mean to argue the point only to give you an understanding of the representation he made to me. You can inform me if there be such a decision and what connection McCador had with my claim in the estate.

Col Malloy informs me it will necessary for some administration on the McGregor estate. I told I thought the widow would; but since, we think it had better go into the hands of the Sheriff.

Can you [illegible]

very truly yours

J. G. Whitfield

Jno. C. Whitfield's
Claim against
Mc Guigan Est.

Ticks Dec. 24. 68

Princess Anne C. House
Augt. 11. 1868.

N. P. Young Esqr.
Comr.

Dear Sir,

I see by your notice of the 22d of July 1868, that you have appointed the 3d day of September next, to settle the accounts of Ro. N. Whitfield as admor of Wm McGurgan dec'd. and to take an account of debts and demands due by Wm McGurgan &c. I have made a copy of the original notes which I paid for him. Please inform me if this evidence will satisfy you, if not, I will forward the original & keep a copy. I have copied the two last notes. I have Mr McGurgans letter of the 20 June 1861 requesting me to curtail his note by $100 which I did and executed the last which I paid in Decr 1861. I advanced 28 June 1861 $54.96 & on 25 Sept. 1861 $53 & 25 Decr 1861 $200 $307.96 due me with Int: from 25 Decr 1861 to this time 25 Augt 1868 . . . . . 123.16

$431.12

very respectfully yr obt

J. J. Burroughs

$300.00/100 Norfolk March 25th 1861.

Ninety days after date I promise to pay to the order of J. J. Burroughs for value received, Three hundred dollars, negotiable and payable, without offset, at the office of the Norfolk Savings Institution, in Norfolk.

W. McGurgan

Credit the maker
J. J. Burroughs

Endorsed J. J. Burroughs

Norfolk Sept. 24. 1861.

$200. Ninety days after date I promise to pay to the order of J. J. Burroughs for value received Two hundred dollars negotiable and payable, without offset, at the office of the Norfolk Savings Institution, in Norfolk.

Endorsed "J. J. Burroughs".

W. McGurgan

Paid by J. J. Burroughs in full Decr 28. 1861.

J. Taylor Prest.
N. S. Instn.

My Saunders

Hampden May 2 1864

I am as so. at the
county town of Isle of Wight Co. for
dum for sale of the McGregor lot
in Hampden Sydney &c &c.

Pursuing the orders previously
given relating to the Court House
for a legal consolidation
of Mrs Mc Donnell's lot. We
paid her out of the cash sales. &
if any of the sums on account of
coupons which will tempt her
as to be refused. a commutation
made by consent of parties & blanks
in lieu. can be had. in anticipation
of the expiration of the May term —

McGregor's lot is hopelessly mortgaged
and I suppose that the commissioner
has no jurisdiction in respect
to it as sale is necessary. and will
not the purchaser take rights of the
infants? If you direct Dear E.
I can will act as commr. I think

I mentioned this on my last on
this subject. My best to
J. R. Kelly Esqr Chas. E. Mallory
If Mr Turner is back let the
Clerk provide that the Bond
of the commr shall be executed
before the clerk of circuit Ct. of
Ech Co and by him certified to
your court. Tell Wyatt /
I should like to pay any die
I became on here. Tell Ct.
that I will not allow for more
than five hundred
dollars — I owe very small
and I am nothing in that
way in the foundation of the house.

Hamden Aug 28. 68.

N. P. Young Esq.

Dear Sir.

Enclosed please find the following claims against estate of Wm McGuigan.

Bond of William McGuigan to W. S. Tompkins $6401 date Oct 3d 1860. on demand—

Bond of Wm McGuigan to Samuel Cumming $26.35 date Mch 27. 1861. one day after date—

~~Open account due by Wm McGuigan to S Cumming $~~

I am Very Respectfully
Yr Ob St.
Thomas Tabb

What evidence do you require in the matter of open account.

T. T.

King &c.

v. } Cond. Repth.

Mc Grigan Defts.

June 10. 1869 Filed.

State of West Virginia the original cost of which was $350.50, but of the present fee simple and annual value of which, your Commissioner has had no means of ascertaining. Your Commissioner has ascertained and so reports, that Mrs. Mary A. McGuigan widow of said Wm McGuigan, is willing to consent to a sale of said real estate and relinquish her dower thereon for an equivalent in money in fee simple.

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

J. P. Young Com.

Commissioner fee $15.00
Printer for notice 9.50
$24.50

days previous to the day so appointed. That on the day so appointed the parties failing to appear the taking of said account was continued from time to time until the date of this report, when your commissioner, from vouchers and other evidence laid before him made up and completed the foregoing account marked A. B. & C.

A. By account marked A. it will be seen that on the 1st. day of June, 1864, there was a balance of $1589.93 due the estate in Confederate States Treasury notes, all of which came into the hands of the administrator in the due course of his administration and became worthless in his hands at the close of the recent war. and that on the 6th. of April 1868, there was a balance of $117.00 due the administrator from the estate in United States currency.

B. By account B. it will be seen that the debts proved before Your Commissioner against said M^c Guigan or his estate, amount to $3714.44 all of which debts are of the same dignity.

C. By account C. it will be seen that A. M^c Guigan died seized of a lot in the Town of Hampton valued in the aggregate at $500.00, and that the annual value of the same is $30.00. From an original deed filed herewith it will be seen that he also held title to a lot in the Town of Harpers Ferry, in the

Commissioners Office, Isle of Wight
County, March 18th 1869.

To the Circuit Court of Isle of Wight County.

Pursuant to a decree of said Circuit Court, rendered on the 19th. day of May, 1868, in a suit in Chancery therein depending between Edward King suing for himself and other creditors of Wm. M. McGuigan (deceased) Plaintiffs, against) Robert H. Whitfield administrator of William McGuigan dec'd: and others defendants, directing a commissioner of the said Court to take the following accounts viz: 1st. an account of the transactions of Robert H. Whitfield as administrator of William McGuigan dec'd:— 2nd. An account of the debts and demands due by said McGuigan dec'd: or his estate, and their priority. 3rd. an account of the real estate of which said William McGuigan died seized and its fair cash and annual value. 4th— ascertain from Mrs. Mary A. McGuigan widow of said Wm. McGuigan dec'd: whether she is willing to consent to a sale of said real estate and relinquish her dower therein for an equivalent in money in fee simple, Your Commissioner reports to the Court that on the 22nd. day of July, 1868, he issued notice to the parties that he had appointed the 3rd. day of September 1868, to take and settle at his office, the said accounts, which notice was published in the Norfolk Virginian as directed by the decree, and that he also posted a copy of said notice at the Court house door for two consecutive County Court

	Amt. brt. down			3378	16
I. & Co	O. S. Tompkins bond dat Octo. 3d 1860	64	00		
	Int. thereon to 16. May 1869.	33	04	97	08
"	Samuel Cumming bond dat 28. March 61	26	35		
	Int. to 16. May 1869.	12	85	39	20
				$3714	44

6.

An account of the real estate of which William McGuigan died seized and possessed, and its fee simple & annual value.

A lot in Hamilton purchased by McGuigan of Judith C. Applewhaite, valued in fee simple $500 00

Annual value of same $30 00

A lot in Hartshorn Ferry west Do purchased of Dennis Sowerbrips for the sum of $350.50

B.

An account of the debts and demands due by William McGuigan dec'd. or his estate, and their degrees.

	A balance due to Rob. A. Whitfield admr. of decedent as shown by preceding act. A.		117	00	
	Interest thereon from 6. Apl. 1868 to 16. May 1869		7	79	124 79
K	John G. Whitfield, bond due 23d. Apl. 1859		100	00	
	Int. to 16. May 1869		60	33	160 33
	Same, bond due 24th. March 1860		416	00	
	Int. to 16. May 1869		228	10	644 10
	Edward King, bond dated 29. Jany. 1857		501	00	
	Int. from 29. Augt. 1860		261	77	762 77
Goode	C. P. Urquhart gdn. of M. A. and F. A. Urquhart, bal. on bond of Dr. McGuigan with Dec'd. G. & R. A. Whitfield executors, on 6. Apl. 1868		1351	59	
	Int. from 6. Apl. 1868 to 16. May 1869		90	10	1441 69
	John J. Burroughs, being amt. paid by him for McGuigan on negotiable note to Norfolk Savings Institution, on the 25th of Dec. 1861		307	96	
	Int. from 25th Dec. 1861 to 16. May 1869.		136	52	444 48
					$ 3578 16

No 1.

Dr. The Estate of William McGuigan Dec'd.
In account with Robert H. Chilfield administrator.
(Admr. qualified 1. June 1863.)

1864 June 1.	To said clerks fees & tax on admor.		6	85		
" "	C. F. Urquhart gdn. P. on bond of $2000.00 signed by McGuigan & others		150	00		
"	Commissions on $2796.61 receipts		139	83		
" "	Balance due the estate in Confederate money.		1589	93		
1863 Aug. 7	By nett sales of negro Solomon, who was sold in Richmond to prevent his escape, in confederate money				2185	00
1864 Jany. 16	By amt. recd from Mayo Cabell, being amt. collected by him on acct. of a claim placed in his hands by deceased for collection v. C. P. Monk				61	61
	By amt. in Confd. money left by deceased in R. H. Chilfields hands				450	00
		$	3246	61	$ 3246	61
1868 Apl. 6	To said C. F. Urquhart gdn. in part of the bond above mentioned		117	00		
" "	By balance due admor. for debt in U. S. Currency				117	00
		$	117	00	$ 117	00
1868 Apl. 6	Balance due the admor. U. S. Currency				$ 117.	00

VIRGINIAN NEWSPAPER & JOB PRINTING OFFICE.

GLENNAN, RUFFIN & CO.

JOB PRINTING NEATLY AND PROMPTLY EXECUTED.

Norfolk, Va., March 1st 1871

Mr Jno R Kelly Esq

To NORFOLK VIRGINIAN, Dr.

For Adv Cum Sale of Land, in Hampton $

Wm Gwinn Sol. 1 Hundred, Jan 21st 9 25/100

Received Payment,

Glennan Ruffin & Co

VIRGINIAN NEWSPAPER & JOB PRINTING OFFICE.

GLENNAN, RUFFIN & CO.

JOB PRINTING NEATLY AND PROMPTLY EXECUTED.

Norfolk, Va., March 1st 1871

Mr J. R. Kilby Dr

To NORFOLK VIRGINIAN, Dr.

For Adv Suit King vs Whitfield Adm $

of Mr Duffan, Notice to Creditors, Jan 18 & 9 Co

Received Payment, Glennan Ruffin & Co

Statement of Sales of McGuigan lot in the Town of Hampton Elizth City Co. Va made by me by order of J. R. Kilby S/pl Commr under decree of the Circuit Court of Isle of Wight Co. Va rendered on the 20 of Octo 1870 in the Chy suit of Edward King &c vs Wm McGuigan admor and heirs &c made on the 23d day of February 1871 at the Cross Streets in said Town of Hampton

Sales according to the terms of said decree $4 20 00

Auctioneers fee $5 00
which fee has been paid me by said Kilby Commr
and W. S. Howard the purchaser of the said lot is to arrange the Cash & Credit payments with said Commissioner

S W Armistead
Auctioneer

1871 Nov 7 8 Rec'd. the three Bonds of
Wm S. Howard & Chas. K. Malloy of $113.33 1/3
each, filed with this Report — delivered
under Decree of Oct. 21. 1871.
John R Killy Com'r

Rec'g &c
Report
& Papers
filed

Wm Howard's adm'r

real Estate has been retained.

Respectfully submitted

John R. Kelly, Com'r.

To the Circuit Court of Isle of Wight County.

The Undersigned reports to Court that pursuant to the decree of said Court made on the ____ day of ____ in the cause therein pending, wherein Edward King Jr. is plaintiff, and Wm McGuigan's adm'r. and others defendants, he proceeded to advertise the real estate in Hampton, &c. for sale as directed by said decree, and did on the 23d day of February 1871 at the usual streets in said Town of Hampton, sell the said real estate at auction on the terms named in said decree, when the same was purchased by W. S. Howard for the sum of $420.00

of which was collected in cash	80.00
Paid out as follows —	$340.00
5 per cent Comr. on $300 —	$15.00
2 do. on $120.	2.40
Paid advertising sale	9.00
" advertising Comr. notice	9.25
" S. W. Armistead, Advt.	5.00
" Atto. Fee & Tax	30.50
" Clerk's fee.	8.50
" A. P. Young, Comr. fee.	15.00
	$94.65
Cash rec'd	80.00
due Kelly, Comr	$14.65

The title to the

King &c.
vs. } Copy of Decree

Mc Guiggan et als -

Oct. cir. ct. 1870.

Com's Bond has been executed.

first having given at least thirty days notice by advertisement at four pub=
=lic places, at least near the premises & in some Newspaper published in Norfolk, the sale to be made on a credit of one two and three years, in equal payments with interest from date, ex=
=cept that a sum in cash may be required to pay expenses of sale and costs of suit; including a fee of $30.00 to the plaintiffs attorney. The purchaser to give Bond & good security and the title to be retained until the further order of the Court, But no sale shall be made by the said John R. Tilly until he shall exe=
=cute before the Clerk of this Court in his office a Bond in the penalty of Six Hundred Dollars payable to the Commonwealth of Virginia and conditioned faithfully to discharge the duties required of him under this Decree and also under any other Decree that he may be required to execute in this cause And it is further ordered that a Comr. of this Court take a further account of any outstanding debts

or demands against the said Wm. McGuiggan or his estate, & report to Court, and ascertain what the fee simple value of Mrs. Mary A. McGuiggan widow of said Wm. McGuig=
=gan, is in the premises sold, and Report to Court.

A Copy
Teste.
S.P. Youngblood

Atts. Hay	30.50
Clk. fee	8.80
Comm. fee	15.00
Publn. cert. notice	9.50
Costs	$63.80

In Isle of Wight Circuit Court. Oct. 20th 1870.

Edward King, who sues as well on his own behalf as of all other Creditors of William McGuiggan decd pltff:

vs. } In Chy.

Ro. H. Whitfield admr of Wm McGuiggan decd Mary A. McGuiggan, Wm McGuiggan John A. McGuiggan, Robert McGuiggan Samuel McGuiggan. Joseph McGuiggan & Charles McGuiggan (the three last being minors) Defts.

This cause came on this day to be again heard on the papers formerly read, & on the Report of Comr Young made pursuant to the decree of the 19th of May 1868. 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 Jno R. Kilby who is hereby appointed Commr for that purpose, proceed to sell the Real es= =tate referred to in the proceedings as a lot of land in Hampton, Virginia— purchased by Wm McGuiggan of Judith C Applewhaite and belonging to said William McGuiggan, at such time & place as the said John R. Kilby may deem best

$45= Receive of John R Kelly, Special Commissioner, the sum of forty five dollars, the dividend declared to be due me upon my claim against the estate of Revd Mm M. Shinfan out of the proceeds of sale of the lot in Hampton —

Edward King

May 10th 1872.

1873 Feb. 28 Rec'd of Jno. R. Kilby Comr. the sum of One hundred dollars and twelve cents, amo. coming due as widow of Rev. Wm McGuigan dec'd from sale of Lot in Hampton Va under decree of Circuit Court of Isle of Wight County, in lieu of Dower therein

$100.12

Mary W McGuigan

King Jr.
vs

McGuigan &c

Report of
Distribution

1872 Rec'd of John R Kilby. Com-
the several amounts due us as per
foregoing statement

John R. Kilby atty. for Jno. G. Humphries		$9.45
		$38.00
John R. Kilby for Ro. H. Humphries est.		$ 7.36
John R. Kilby atty for Jas. Smith	26.08	$10.08
John Goode & Atty for C. F. Urquhart estate		85.46
John R. Kilby " for Jno. J. Burrough,		26.22
John R. Kilby " W. S. Tompkins		5.73
John R. Kilby " Same Cumming		2.28
John R. Kilby " Jno L. Peck		1.26

By amo. brt. on ℔234.84

To paid Ro. H. Whitfield's adm

5% per cent on debt of ℔124.79 for 1 ℔ 7.36

" " Jno. G. Whitfield do. on ℔160.33 " ℔9.45

" " same do on ℔644.10 " ℔38.00

" " Edward King do ℔762.77 ℔45.00

" " C. F. Urquhart gdn " ℔1441.69 ℔85.46

" " Jno. J. Burnett " ℔444.48 ℔26.22

" " W. S. Simpkins " ℔97.08 ℔5.73

" " Saml. Cumming " ℔39.20 ℔2.28

" " Jno. L. Peck " ℔72.27 ℔4.26

" " Jas. M. Smith " ℔128.80 ℔7.60

" " same " ℔42.06 ℔2.48 = ℔234.84

℔3967.57

To the Hon. Geo. Blow, Judge of the Circuit Court of Isle of Wight County Virginia.

The Undersigned reports to Court, that pursuant to the decree of the 20th. of Oct. 1871 made in the cause of King &c. against McGuiggans adms &c. he received of the Clerk of said Court the three Bonds of Wm. Howard & Chs. K. Mallory of $113:33 1/3 each and has proceed to collect and pay out the same as directed by said decree, and as the following statement will show.

By The three Bonds of said Wm. S. Howard & Chs. K. Mallory of $113:33 1/3 each, making $340:00
Int. from 23 July 1871 to 23 May 1872 20.91
$360.91

To paid John R. Kelly, per said decree, costs due him $14:95
& per said statement 5.00 19.95
$340.96

To paid Mary McGuiggan per said decree $93:14 & Int. from 23d. July 1871 to 23d May 1872. $6.98 making per cent — $100.12

Balance $240.84

To paid Geo. R. Atkinson Comr fee 6.00

$234.84

Can? on

On ℔ 30.46 ℔

~~Int. on ℔ 30.46 at 6 p.c. from 1 Jany 1863 to~~
~~1 Jany 1863~~ ~~℔ 67.6~~

Int. on ℔ 30.46 at 6 p.c. from 1 Jany
1863 to 16 May 1869 ℔ 11.60 = ℔ 42.06

Debts against Wm McGuigan

To Ro. H. Whitfield ₰124.79

Int. on ₰117.00 part thereof from
16 May 1869 to

To John G. Whitfield ₰160.33 ₰

" Int. on ₰100. part thereof from
16 May 1869 to do ——— ₰

To Jno. G. Whitfield ₰644.10

" Int. on ₰416. from 16 May 1869 do. ——— ₰

To Edward King ₰962.77

" Int. on ₰501. from do. to do ——— ₰

To C. J. Urquhart guar of W. A.
& J. A. Urquhart. ₰1441.69

" Int. on ₰1357.57 do do ——— ₰

To John J. Bumpass ₰444.48

" Int. on ₰307.96 do. do ——— ₰

To W. S. Dompkins ₰97.08

" Int. on ₰64.01 do do ——— ₰

To Saml Cumming ₰39.20

" Int. on ₰26.35 do do. ——— ₰

To John L. Peck ₰72.27

" Int. from 2d Jany 1861 to do ——— ₰

To Jas. M. Smith ₰200.00

" Int. from 1st May 1861 to 26 Mar 1862 10.96
₰210.96

or 120.00

Int. from 26 Mar. 1862 to 16 May 1869 ₰90.96
38.88 ₰ 128.80

To Jas M. Smith ₰240.00

" Int. from 19 Feb 1862 to 1 Jan 1863 12.46
₰252.46

or ₰153.67 ₰ 252.00

on ₰30.46 ₰

costs that may remain unpaid including the sum of $14.95 due said Kirk for costs paid out by him, as appears by his said Report; & then pay to Mary McGuiggan the sum of $93.14 with interest thereon from the 23rd of February 1871. in fee simple in lieu of her Dower in said Real Estate; Then pay the residue ratably to the several Creditors of said Wm McGuiggan, as reported in account #3 of Comm'r Young's Report of the 15th of March 1869, and to James M. Smith, as appears by Claims filed with his petition this day & make Report to Court.

A Copy
Teste,
N. P. Hamblett

Kirk &c
vs.
McGuiggan &c
Oct. Cir. Ct. 1871.

In Isle of Wight Circuit Court, Octo. 20th 1871.

King &c — Pltff:

vs, } In Eqy:

Wm Quiggan's admr &als, Defts,

This Cause Came on this day to be again heard on the papers formerly read, on the petition of James M. Smith this day filed, on the Report of Jno. R. Kilby Commissioner made pursuant to the decree of the 20th of Octo. 1870, on the Report of George R. Atkinson made pursuant to the decree of the 19th of April 1871. to which said Reports there is no exceptions, & was argued by Counsel: on Consideration whereof the Court doth confirm the said Reports, & doth adjudge order & decree that John R. Kilby Comr as aforesaid receive of the Clerk of this Court (who will deliver the same to him on his leaving a Receipt therefor) the three Bonds of Wm S. Howard & Chas K. Mallory of $113.33⅓ each filed in the Cause, & collect the same when due (and may receive the same before due if the said Wm S. Howard shall offer to pay the same abating the interest on the unpaid part of the credit,) & make to the said Wm S. Howard a deed with special warranty in the usual form for the real Estate sold under proceedings herein, and out of the said sum pay any

fourteen cents ($93.14) with interest from this day;

Given under my hand as a commissioner of said Court this 2nd day of April 1877

Geo R Robertson

Fees employed in taking, stating and reporting
said account not less than 6 hours, $6.00

Acct. 2. 1877 $93.14

Niag Falls
Commissioners
Report
Niagara Water Falls

An Account of the amount due to Mrs Mary H. McGregan as equivalent of her dower in the lot in Hampton sold by Commissioner John R. Kirby.

Proceeds of Sale of said Lot, sold 23rd February 1871 on a credit of one, two and three years with interest from date.	420 00	
Annual value of same	25 20	
One third of which is	8 41	
Age of Mrs Mary H. McGregan on day of Sale		54 years
Her expectancy of life on that day was.		18 79/100 years
Present value of her dower in said lot on Feby 23rd 1871 with interest thereon till paid.	93 14	

Commissioners Office Accomack
August 11th 1871

To the Circuit Court of Isle of Wight County

Pursuant to a decree of the said court, rendered on the 19th day of April 1871, in a suit in chancery depending in said court wherein Edward King who sues as well on his own behalf as that of all other creditors William M. McGregan dec'd Plaintiff and Robert H. Whitfield Admr of said William M. McGregan and others, Defendants, the undersigned one of the commissioners in the said decree mentioned to whom was referred an settlement by said decree an account of the fee simple value in money of Mrs Mary M. McGregan's dower in the real estate sold and in the proceedings in this cause, reports to the court that on the 25th day of May 1871 he issued notice against the several parties aforesaid, requiring them to attend the settlement of the said account before him at his office aforesaid on the 26th day of June next thereafter; that the said notice was duly returned to your commissioner acknowledged by the said parties by their counsel, and on the date of this report he made up and completed the foregoing account of the said Mary M. McGregan's equivalent in the lot in the town of Hampton sold by Commissioner Kirby and finds that the fee simple value of her dower in the said lot on the 23rd day of February 1871 the date of the said sale is [illegible] by three Dollars and

Kenny

As Voltier for accounts

McGuyan adm Estate

Commissioners Office Smithfield
May 23rd 1871

E. Edward King

William McGuggan dec'd.

Plaintiffs

and Robert H Whitfield [illegible] of Wm McGuggan, [illegible],

[illegible],

Defendants

You are hereby notified that I have fixed upon the 24th Day of June next at 10 o'clock, if not on the next fair day thereafter (Sunday excepted) to take and state at my office an account of the fair simple value in money of Mrs Mary McGuggan, widow of said dower in the Real Estate sold under proceedings had in the cause, required to be taken by decree of sale of Wright Circuit Court rendered on the 19th Day of April 1871 in a suit in Chancery depending in said Court between Edward King [illegible] Robert H Whitfield

[illegible]

[illegible]

[illegible]

[illegible]

Edward King v.c.

vs. { Copy of Decree

Mc Guiggans adm.rs

Apl. Cir. Ct. 1871

For Dr Young
make apeal:

Notice given 5 June 1871

In Isle of Wight Circuit Court, April 19th 1871.

Edward King &c / Pltff.
vs. / In Chy.
Wm. M. Quiggan's adm'r & als. Defts.

This Cause Came on this day to be again heard on the papers formerly read, on the Report of Jno. R. Kibler, Com'r made pursuant to the decree of the 20th of October 1870, 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 a Com'r of this Court ascertain the fee simple value in money of Mrs. Mary M. Quiggan, in lieu of her Dower in the Real Estate sold under proceedings had in this Cause & make Report to Court ——,

A Copy
Teste
N. P. Young, Clk.

Paper published in Norfolk, which shall be in lieu of personal service of said notice on the parties a copy.

Teste, N. P. Youngblood

Aug. 9

E. Copy Decree

J. [illegible]

R. Gunnison Com. Rev. Sts.

Rules ch. 7 Sect. 5

Regt. Virginia 2 Ed. July 1856

So Ed. Sept. 1858

At a Circuit Court for Isle of Wight County, held at the Court house on the 19th day of May 1868.

Edward King who sues as well on his own behalf as other Creditors of William M.Guigin dec'd. Pltffs

Against In Chcy

Robert A Whitfield admr. of William M.Guigin dec'd Mary A M.Guigin, William M.Guigin, John A. M.Guigin, Robert M.Guigin, Samuel M.Guigin, Joseph M.Guigin & Charles M.Guigin, the last three being minors. Defts

This Cause in which the process has been duly executed on the Adult defendants, and they still failing to appear & make defence, came on to be heard on the Complainants Bill, Taken for Confessed as to the said Adult defendants, and on the Answers of the infant defendants, by their guardian ad litem, and on Replications to said Answers, and was argued by Counsel; On Consideration whereof the Court doth adjudge, Order, and decree that a Commissioner of this Court take the following accounts to wit:

1st. An account of the transactions of Robert A Whitfield as administrator of William M.Guigin dec'd.

2nd. An account of the debts & demands due by said M.Guigin dec'd. or his estate and their dignity.

3rd. An account of the real estate of which said William M.Guigin died seized and its fee Simple & annual Value &.

4th. That the said Commissioner ascertain from Mrs. Mary A. M.Guigin Widow of said William M.Guigin dec'd. whether she is willing to Consent to a Sale of said real estate and relinquish her dower therein for an equivalent in money in fee simple, and make report to Court, with any matters specially stated deemed pertinent by himself or that may be required by any of the parties to be so stated, and that Notice of the taking of said accounts be published by the said Commissioner once a Week for four successive Weeks in some News

Wm McGuigan dcd, whether she is willing to consent to a sale of said real estate and relinquish her Dower therein For an equivalent in money in fee simple, and make report to Court with any matters specially stated deemed pertinent by himself or that may be required by any of the parties to be so stated, and that notice of the taking of said accounts be published by said Com'r. once a week for four successive weeks, in some newspaper published in Norfolk which shall be in lieu of personal service of said notice on the parties

Knox &c
vs
Wm McGuigan's adm't

1868
Cir. Decree
Mon
To be entered
R. 1403

Edward King &c.

v

M^c Guigan's adm^r &c.

This cause, in which the process had been duly executed on the adult defendants and they still failing to appear and make defence came on to be heard on the Complainants' Bill, taken for Confessed as to the said adult defendants, and on the answer of the Infant Defendants by their guardian ad litem &, on replication to said answer and was argued by Counsel. On Consideration whereof the Court doth adjudge order & decree that a Com^r. of this Court take the following accounts, to wit.

1st An account of the transactions of Ro. H. Whitfield as adm^r of Wm M^c Guigan dec^d —

2? An account of the debts and demands due by said Wm M^c Guigan dec^d. or his estate and their priority

3^d. An account of the real estate of which said Wm M^c Guigan died seized and its fee simple (and annual value. &

4th — That the said Com^r. ascertain from Mr. Mary H. M^c Guigan adm^r of said

also of $30. to plaintiffs attorney)
Mr purchaser to give Bond & good
security, & the title to be retained tiee
the further order of Court,

But no deed shall be
made by the said John R. Kelly
until he
shall execute before the Clerk of this
Court, in his Office a Bond in the
penalty of $600 payable to the
Commonwealth of Va. & conditioned
faithfully to discharge the duties re-
quired of him under this decree
& also under any other decree that he
may be required to execute in this
cause

and it is further ordered that
a Comr of this Court take a further
account of any outstanding debts
& demands against the said Wm
McGuirjan or his estate & report to Court,
& ascertain what the fee simple value
of Mrs. Mary N. McGuirjan, widow of said
Wm McGuirjan is in the premises, & d
and report to Court.

1870
Act. ct. decree
To be entered
Geo. Bloxom Jr.

King &
&
Wm McGuirjan's adm'r

King & al. vs. McGuigan & c.

This cause came on this day to be again heard on the papers formerly read & on the report of Comr. Young made pursuant to the decree of the 19 May 1868 - to which report there is no exception now, 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 Comr. for that purpose proceed to sell the real estate referred to the proceedings as a Lot of Land in Hampton Virginia, purchased by Wm McGuigan of North C. appurtenances. ~~and to the Lot in Hampton, Va. and Virginia~~, & deliver title to said Wm McGuigan, at such time & place as the said John R Kilby may deem best, first having given at least thirty days notice by advertisement at four public places at least near the premises, & in some newspaper published in Norfolk. The sale to be made on a credit of one two & three years in equal payments, with interest from date except that a sum in cash may be required to pay expenses of sale & costs of suit (including

(In need and
Cause Respect Paid,
Claim

King &c

vs

McGuigan &c

1871

Apl 21. Demurrer

& Ex entered

Geo. B. Lent

Ent'd No. 10

King &c.

v.

McGuigan's adm'r &c.

This cause came on this day to be again heard on the Japers formerly read & on the Report of John R. Kelly Com'r. made pursuant to the decree of the 20th of Oct'r. 1870 to which report there is no exception, and was argued by Counsel. On Consideration, ~~whereof~~ whereof the Court doth confirm the said report, and doth adjudge, order & decree that a Com'r of this Court ascertain the fee simple value in money, of Mrs. Mary D. McGuigan, in lieu of the dower in the real estate sold under proceedings had in this cause, and report to Court.

King &c
vs

McGuinness

1871

Act. Cir. Ct

Decree

To be entered.

Geo. Pglow.

Entered 14

King J. N. McGuirjans admr &c.

This cause came on this day to be
again heard in the papers formerly read
& on the Report of Samuel H. Smith, this day filed
& on the rept of John R. Kelly, Comr.
made pursuant to the decree of the 20th
Oct. 1870 & on the Report of George R. Atkinson
made pursuant to the decree of the 19th of
April 1871— to which said Reports there
is no exception now argued by Counsel:

On consideration whereof the Court doth
confirm the said Reports, and doth
adjudge, order and decree that, John
R. Kelly, Comr. aforesaid receive of the
Clerk of this Court (who will deliver the same
to him on his leaving a Receipt therefor), the
three Bonds of Wm S. Howard and Chs. K. Mallory
of $113:33⅓c each, filed in the cause &
Collect the same when due, (and may receive
the same before due if the said Wm S. Howard
abating the interest on the
shall offer to pay the same, before due)
unexpired part of the credit
and make to the said Wm S. Howard, a
Deed with special warranty, in the usual
form, for the real estate sold under the
proceedings herein; and out of the said
sum pay any costs that may remain
unpaid including the sum of $14 95/100 due said
Kelly for costs paid out by him as appears by his
said report; and then pay to Mary McGuirjans

the sum of $93:14, with Interest thereon from the 23d. July 1871, in fee simple in lieu of the Dower in said Real estate, ~~to be held~~; Mem^d. the Residue ratably to the several creditors of said Intestate as reported in account "B" of Com^r. Young's ~~report~~ of 15th March 1869 and to James M. Smith, as appears by claims filed with his petition this day, ~~filed~~, & make report to Court.

King &
vs
McGuigan &

1873

Appeal dism.
Final decree
To be entered
Woolworth.

Entered

King Jr.

vs

McGuigan Jr.

This cause came on this day to be again heard on the papers formerly read on the report of John R. Kelly, made pursuant to the decree of the 20 Oct. 1871 — 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 and decree that the proceedings had in this cause be confirmed & made final & binding between the parties, and nothing more remaining to be done, in this cause, it is ordered that the same be removed from the Docket.

Amt. of within Bond $240.00
Int to 1st Jany 1863 12.44
$252.44
Then paid by A.J. Brent 155.00
97.44
Int from 1 Jay 1863
to 1 May 1863 1.94
99.38
Chas. paid by Same 66.00
32.38

(1072)

Due Dr. James Smith Two Hundred and forty dollars ($240 00/100) money borrowed.

Heathville
Feby 19, 1862

W. M. Gwynn.

Principal
Int from May 1861
to 24 March 1862
Am paid

$2000.

1086
1000

2108 6.
1200

908 6

W. McGarigal
To
Col. J. McAtee
$2000 100

Am May 1. 1861.

(1072)

On demand I promise and bind myself, my heirs &c., to pay to Col. J. M. Smith Two Hundred dollars, for a check to that amount on the Farmers Bank of Richmond, bearing date to day. As witness my hand and seal this, the 12th day of May, Eighteen Hundred and Sixty One.

W. McGuigan Seal

Executed by delivering a true copy of the
within to Rebecca A Whitfield on the
19th day of July 1869

E. L. Tilly Shff

Aug 3 Sci fac
pi
M. Clugan Atty.

S. Bray Cir. Ct. 1869.
Tilly fee.

The Commonwealth of Virginia To the Sheriff of Isle of Wight County Greeting: Whereas a suit in Chancery has been depending in the Circuit Court of Isle of Wight County between Edward King who sues as well on his own behalf as of others creditors of William McGregor dec'd. plaintiff against Robt H. Whitfield Administrator of William McGregor dec'd. & others defendants. And before a final decree was rendered therein, the said Robt H. Whitfield has died, and Rebecca A. Whitfield has duly qualified in the County Court of said County as his executrix, And the plaintiff has applied for a scire facias against the said Rebecca A. Whitfield Executrix as aforesaid. Therefore, we command you to make known to the said Rebecca A. Whitfield Executrix as aforesaid, that she be before the said Circuit Court, at the Court house, on the first day of the next term, to show cause, if any she can, why the said suit should not be proceeded in to a final decree. And have there then this writ. Witness N. P. Young Clerk of the said Court, at the Court house, the 29th. day of January 1869, in the 93d. Year of the Commonwealth.

N. P. Young Clk.

King

v. Com. Bank

McGuigan

Dec. 5th 1870.

Decided for D.

Know all Men by these Presents, That we John R. Kelly and J. P. Young are held and firmly bound unto the Commonwealth of Virginia in the sum of ( ) 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 5th day of December in the year of our Lord, one thousand eight hundred and Seventy-

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 20th day of October in a cause depending in the said Court, in which Edward King and others are (

Plaintiff, and

Re. H. Whitfield adm'r of

Defendant, the above bound John R. Kelly was appointed a special Commissioner to sell the lands in bill mentioned

Now, if the above bound John R. Kelly shall faithfully discharge 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

J. P. Young Clk.

John R. Kelly SEAL.

J. P. Young SEAL.

SEAL.