

1875-003

Chancery Causes
Isle of Wight County

Sarah A. Eley, extr & James Eley, bar & c VS Louisa Holland, admx of
Joseph S. Holland & d

other surnames: Goodman,
Gay, Leno, Chapman, Adams,
Freeman, Parker, Thomas,
[Thomas, Adams & Company], Duck
Norfleet, Edwards, Whitfield
[Thomas & Adams],

In Isle of Wight Circuit Court, Octo. 19th 1872.

James Eley's Ex'ors: Ad'rs.

Pliffs.

vs.

3 In Chy.

Joseph S. Hollands' admr, &c.

Defts.

On motion of the plaintiffs by their
Attorney, & by Consent of parties, it is
ordered that this Cause be transferred
to the County Court for further pro-
ceedings herein.

Attest, Clerk,

C. H. Hart, D. C.

Eley's Exec:

vs. { Copy order
Octo. Cir. Ct.
1872.

Holland's Adm'r

Ely Sal.

n.

Holland, adms

This cause came on again to be again heard on the papers formerly read & on the report of A. P. Young Esq. made pursuant to the decree of the June Term 1873 of the Erie County Court - to which report there is no exception was excepted by Counsel.

On consideration whereof the Court doth confirm the said Report and doth adjudge, order & decree that the proceedings had in this case, be confirmed & made final between the parties, and that the defendants pay any ~~further~~ costs that remain unpaid - and nothing further remaining to be done in the cause, it is ordered that the same be removed from the Docket.

Elly 1

mi

Holland, adms

1835

Oct. Court

final decree

To be entered,

Geo. Brown.

Final

Entered 29

Elys' adm^t

m.

Holland's adms.

It appearing to the Court that Josiah P. Gay, one of the adms. of M. S. Holland dec'd. has resigned his trust as such adm^t. by order entered in this Court, and has released his claim to \$115.92 & \$12.23^c. Interv^t due him by said estate as appear by paper this day filed, ^{being} marked (X), & that the heirs at law of said M. S. Holland have released the said Gay from all responsibility as such adm^t. as appear by paper filed herein marked "G", It is ordered that hereafter the cause be proceeded in against Louisa Holland adm^t of said M. S. Holland dec'd. and by consent of parties the report of Comr. ^{Atkinson} ~~Young~~, made on the 29th of March 1871 be referred to A. P. Young, one of the Commrs of this Court, who will ascertain and report which, if any of the debts reported by said Comr. Atkinson's report have been paid, and who will also report a corrected list of all debts & demands now due by said M. S. Holland's estate, also an account of the Real estate of which said M. S. Holland died seized & disposed, & its fee simple and annual value, report to Court.

Elly &
7

Holland's adw &

1873

June 21. Decree
to be entered.

Prostitution

Entered

Eleys Ex.

Holland's adm^r.

On motion of plaintiffs
by their attorney and by consent of
parties it is ordered that this cause
be transferred to the County Court
for further proceedings herein.

Eley's Ex.

v.

Holland's Adm^r.

1872

Oct. Cir. Ct. Order

To be entered,

Geo. B. Shaw.

Entered //

Oliver's Executors

Against

Holland's Executors & others

This Cause, in which the plaintiff's bill is taken for damages as to the adult defendants Dorina Holland in her own right and as Admin^r of Jos. S. Holland dec^d. Josiah D. Bay, Admin^r of said dec^d. Mary Chapman, & Joel D. Holland, they having been summoned and still failing to appear, plead, answer or demur, Come on this day to be heard as to them upon the said bill and exhibits filed and also as to the said Mary Holland upon her answer filed by N. D. Young who is appointed her guardian ad litem to defend her in this suit, and was argued by Counsel. On consideration whereof the Court doth adjudge order and decree that a Commissioner of this Court take the following facts to wit:

- 1st The fact of the transactions of the said Dorina Holland, and the said Josiah D. Bay as Admin^rs, and Admin^r of Jos. S. Holland dec^d.
- 2^d The account of the plaintiff's demand and that of all other creditors of the said Joseph S. Holland dec^d who may choose to contribute to the Costs of this suit. And report the same to Court.

No. 26.

Elegy Ex 24

17 } Decem

Holland's Adversary

Oct. term 1869

To be entered

E. P. Pitts

James Eley Ex^{or}, &c.

vs.

J. S. Hollander Adm^r.

It appearing to the Court
that the claim of Sarah A. Eley, executrix of James
Eley dec^d, which was filed in this cause, has
been paid in full since the commencement
of this suit, it is ordered that this suit be
dismissed as to the said Sarah A. Eley Ex^{or},
as agreed, but that it be allowed to
proceed in the name of any other party
or parties interested, who shall appear ~~there~~
and pay all subsequent costs herein

Eliza Spence

11 } Ocean

Wollumbi Island

April Term 1872

To be entered

Geo. B. Low.

Entered 17

A.

A corrected account of all debts and demands now due by Joseph G. Holland or his estate.

H.	Bond due to Joseph J. Truman	3,70	72		
	Interest thereon from May 1 st 1858,	67	09		
	to July 1. 1862.				
	Int. thereon from Apl. 2. 1866, to				
	July. 8. 1875.	113	18	1,81	29
H.	Account due Thomas & Adams ofers.	8	76		
	Int. from 31. July 1855	10	25	19	01
H.	Account due Ro. H. Whitfield & Co.	6	50		
	Int. from May 16th. 1861	5	26	11	76
H.	Account due same	10	00		
	Int. from Octo. 18. 1866.	6	60	16	60
H.	Judgment of Justice in favor				
	of Ro. H. Duck for	20	00		
	Int. from 9 th of July 1856.	22	20	43	20
	Warrant Debt sum			85	40
					86

B.

An account of the real estate of which Joseph G. Holland died seized and possessed and its fee simple annual value.

A tract of 1288 acres lying	
on or near Blackwater in	
Isle of Wight County, valuing	
fee simple at.	
	\$3699 00
Annual value of same	\$100 00

Commissioner's Office, Isle of Wight Court House
December 9th 1844.

To the Circuit Court of said County.

Pursuant to a decree of the County Court of Isle of Wight County, rendered at the June term, 1843, in the suit of James Eliza's Executors and others against Joseph S. Holland's adm^r and others, directing the report of Commissioner Atkinson, made in said suit on 29th March 1844, to be referred to the undersigned, one of the commissioners of said court, with instructions to said Commissioner to ascertain and report which if any of the debts reported by said Comm^r Atkinson in his said report, have been paid; and also to report a corrected list of all debts and demands now due by said Joseph S. Holland's estate; and also an account of the real estate of which said Joseph S. Holland died seized and, leased and its fee simple and annual value, your Commissioner reports that on the 2th day of June, 1844, he issued notices to the parties that he had filed upon the 5th day of August, 1844, to take said acct. and make said enquiry - which notices were duly served & returned. That he also posted at the Court house door on the first days of July & August term of said County Court, notice to the creditors of said J^s S. Holland of the day & place of taking said account of debts, and requiring them to attend.

That for want of the necessary evidence, the taking of said accounts was continued from time to time until the date of this report, on which day, the necessary evidence being produced, your commissioner has ascertained & so reports, that the following debts reported by commr. Atkinson in his said report, have been paid, To wit:

Due Bill to Joseph Parker for	\$ 28 00		
Interest thereon	14 62	45	62
Bond due as security for A.			
W. M. Flint to William Edwards			
2400 of W. B. Edwards	1100 00		
Interest thereon	164 60	1264	60
Balance to Josiah P. Gay the			
administrator	115 92		
Interest thereon	2 23	118	15
Total amt. of said debts paid off or satisfied	\$ 1428	37	

Your commissioner has made the foregoing acct. A. which shows the amount of debts now unpaid against said Jos. S. Hollard at \$541.86 and the foregoing account B. showing the full simple value of the real estate of which said Hollard died seized supposed to be \$3699.00 and the annual value thereof \$100.00.

Given under my hand as commissioner in chancery, the day and year first aforesaid.

Off. fee 1.50
Comm. fee \$6.00
\$ 7.50

J. S. Youngman

Very truly,

Wm. J. Conner
of New York

Stollwands' advt. date,

Dec. 11 - 1894, filed

The within claims of
Moses Stollwands,

Do. H. Whitfield
have been admitted
as new inventions

The claim rec. for H. Duck
has been paid, or has
been made as per rec.
filed
John R. Kelly atty

June 7, 1895. Recd. of the Treas. of S. S. Holland -
the amounts reported as respectively due Thomas Adams
& R. H. Whitfield as stated within

C. B. Hayden

1895 June 7 Recd. the amts. due M. H. Duck as
reported within (\$42.20) John R. Kelly atty.

Commissaries Office, Isle of Wight Co. Va.

June 24th - 1847.

To the Creditors of Joseph S. Holland Decd.

You are hereby notified that, pursuant to a decree of the County Court of said County, I have fixed upon the 5th day of August next to take and settle at my Office aforesaid, an account of the debts and demands now due and unpaid against the estate of the said Joseph S. Holland Decd. at which time and place you are required to attend and show your respective claims.

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

A. S. Young Comr.

J. S. Holland
Creditor

Sep. 11. 1872

Mrs. Martha Freeman has placed in my hands a Receipt of which the following is a copy

" "Recd. March 1st 1871 of Mrs.
 1 Martha Freeman one Bond n. J. S.
 4 Holland & Son. n. Holland which Bond
 4 was made payable to Jasper J. Freeman for
 4 \$270.72. Dated May 13th 1858. which I
 4 promise to deliver to C. B. Hazen to attend
 4 to, "On P. Haz"

which matter I am to examine
 into.

John P. Kilby

The heirs of Joseph S
Hollands estate the with
in May 1875

The heirs of Joseph S Holland
estate have sold the
within bond May 1875
Martha Freeman

ISLE OF WIGHT COUNTY, TO WIT:

TO WM. A. BUTLER, Constable:

I COMMAND YOU TO SUMMON

to appear before me, or some other Justice of the Peace for the County, at

County

on the *26th*

day of *Decr*

186*8*

to answer the complaint of

Is H. Duck

of a plea for the non-payment of

Twenty dollars

with interest, due by *note*

and then make return of

this warrant. Given under my hand, this

26th

day of *Decr*

186*8*

A. R. Butler

J. P.

JUDGMENT is granted the

Plaintiff

for the sum of

twenty dollars

and costs

with interest, from the

9th

day of *July 1886*

till paid. Given under my hand, this

26th

day of

Decr

186*8*

J. M. Duck

J. P.

THE COMMONWEALTH OF VIRGINIA,

To WM. A. BUTLER, Constable of the Fifth District.

I COMMAND YOU, that of the Goods and Chattels of

you cause to be made the sum of

with interest from the

day of

till paid, and costs,

which

recovered before

a Justice of the Peace for

the county aforesaid; and that you may render to the said

the debt aforesaid, and make due return thereof within sixty days. Given under

my hand, this

day

186

J. P.

Is A. D. M.
vs. Is P. G. G. ad
Executed
Wm A Butler
Constable

Swick - Warden

Thy report

in I. S. Hall - 25th

✓

Paid for docketing 25th
W. P. Gentry & Co.

Mr. Parker
rect.

May 15th 1874 Received from John
K Kilby attorney the sum of
\$28 in full of ~~distinction~~ ^{debt} due
due Joseph Parker from Jos
Holland est. all interest being
waived

Jm B Shames
attorney for Plaintiff

16,24.32

4

64.96

81.20

I certify that the sett due to William
Edwards, ^{Exor of W. C. Edwards dec'd} by A. W. Noblest, M. S. Holland
and Mrs. M. Holland, for \$1100. , and which
has been reported as a sett due by Mrs. S. Holland
in the Chancery suit pending in the Circuit
Court of Dec of Miss, wherein James Ellys
Exr. &c is plaintiff and M. S. Holland's
adms. defendants, has been paid, and
I direct the same to be so treated in
said suit
Gileson Edwards

Eley's adm^t

n -

Mr. S. Holland's adm^t

In chancery
Sce of Wight Co. Ct

In the settlement of my
acct. as one of the admors. of said
Mr. S. Holland dec'd, as made up
in said case there is due me a
Balance by said Estate of \$115.92
Principal & \$2.23 of Interest - now
I do hereby waive any claim or demand
to the same, and do release the same
and abandon all claim to the same.
ap^t 7th 1873.

Tert

C. B. Hayden

Josiah D. Gay

Ely's adm't

m

Stollan's adm't

Release of
J. P. Gay.

(X)

filed June 24. 1873

60 05 -

Whereas Ariab P. Gay is one of the admors. of
Mr. S. Holland decd. & it appears from
a settlement of his admor. acct. that there
is due him from said Estate the sum of
\$115.92 & \$2.23: and whereas the heirs
of Mr. S. Holland are not satisfied with the
settlement of said Estate as made by said
Gay, yet have agreed to Release him &
his surties from all claim & demand
which they may in any way have on said
Gay, growing out of any act, of his as such
admor. provided the said Gay, shall relin-
quish all claim to said \$115.92 & \$2.23
and shall also resign his trust as such
admor. Now therefore we the undersigned
heirs of said Mr. S. Holland decd. do
hereby release said Gay from all
liability or responsibility on account of his
acts as such admor., this to take effect
as soon as said Gay shall resign his admin-
stration & relinquish his claim to the amounts
aforesaid. Given under our hands &
seals 10 7873.

Joel P. Holland,

W. H. L. Goodman

Lucie L. Holland.

Read

Seal

Seal

Holland's ^{men} & boys

Chapman

(Y)

filed June 21. 1873

Joseph H. H. H. H.
// 2000

Ondemande I promise to pay to Joseph Dick the
Sum of twenty dollars for value received as
Witness my hand & Seal July 9th 1856

Ray
J. H. Dick

Received
August 26th
1856
J. H. Dick

(S.S.)

The Estate of Joseph P Holland decd

In account with Jacob P Gray his administrator

1862				
Oct	1	To disbursements as per account reported to County Court.	781	58
		" Commissions on \$4061. ³⁸ being receipts as reported, less deductions below	203	07
		" This sum deducted from him of Augustus	14	02
		" This sum deducted from sales of chattel property, the purchasers having become insolvent	"	"
		" Paid J. Clements Sheriff for accounts	44	84
		" Amount advanced to Mrs Louisa Holland the widow	214	44
		" This sum advanced to Mrs Holland for support of self and children	429	83
		" This sum advanced to Joel P Holland	37	00
		" This sum advanced to Josephine Holland	120	00
		" Balance due the estate	2231	59
		By receipts including sales of Chattel property as reported to County Court		4231 21
			4231 21	4231 21
1863				
Jan	1	To Cash advanced Josephine Holland	60	00
Feb	21	" Cash advanced to Mrs Holland at various times for support of herself and children, due by average this day	1038	10
October	1	" Balance due the estate.	1133	49
			133	89
			2231	59
1862				
Oct	6	By Balance due the Estate per contra	2231	59
1863				
October	1	" Interest on balance		133 89
			2231	59
			133	89
Nov	7	To Cash advanced Mrs Holland at various times for support of herself and children due by average this day	287	06
	13	" Cash advanced Joel P Holland	300	00
1864				
March	18	" Paid C. B. Hazen's attorney fees	51	00
		Carried forward	638	06

1864		Amount brought forward	138 06		
Oct 1		By Balance due the Estate	495 43	201 90	
			1133 49	201 90	
Oct 1863	6	By Balance due the Estate per Contra	1133 49	133 89	
Oct 1864	1	Interest on balance		68 01	
1865			1133 49	201 90	
		To paid E. L. Ely	21 76		
Oct 1		By Balance due the Estate	473 47	231 62	
			495 43	231 62	
Oct 1864	1	By Balance due the Estate per Contra	495 43	201 90	
Oct 1865	1	Interest on balance		29 72	
			495 43	231 62	
		To paid Dr Thomas E Barnes	5 75		
July 1866	27	paid J. R. Kelly in part of Mrs Jane Pullows bond	150 00		
Oct 1		By Balance due the Estate	317 72	260 03	
			473 47	260 03	
Oct 1865	1	By Balance due the Estate per Contra	473 47	231 62	
October 1866	1	Interest on balance		28 41	
			473 47	260 03	
Nov 1866	14	To paid J. R. Kelly in part of Mrs Jane Pullows bond	102 12		
Feb 1867	18	paid E. L. Ely Taxes 19.72 Sheriff's fees 7.16	26 88		
October 1867	1	By Balance due the Estate	188 72	279 09	
			317 72	279 09	
October 1866	1	By Balance due the Estate per Contra	317 72	260 03	
October 1867	1	Interest on balance		19 06	
			317 72	279 09	

1868			
Feb	20	To paid J R Kelby attorney for Harouni	116 47
		"paid Do " " Jan Britton balance of her bond	86 14
		"paid Do bill of costs	60 58
October	1	"paid L B Hayden attorney fee	6 50
	6	"Balance due the Estate	<u>209 44</u>
1867			<u>479 13</u>
October	6	By Balance due the Estate per Contra Principal	188 72
		"Balance of Interest brought into ac of principal to meet disbursements	279 09
October	6	"Interest on balance of principal	<u>11 13</u>
1869			<u>479 13</u>
Aug	23	To paid J R Kelby attorney fee	10 45
		"paid A E Hall for Coffin &c for Cornelia Holland	29 50
April	3	"paid J R Kelby attorney fee	18 99
October	6	"Balance due the Estate	<u>150 50</u>
1868			<u>209 44</u>
October	6	By Balance due the Estate per Contra Interest	209 44
1870			<u>209 44</u>
January	6	To paid G T Clarke attorney for Sarah Eley executrix of James Eley	207 38
July	19	"paid J R Kelby attorney fee	<u>12 50</u>
1869			<u>219 88</u>
October	6	By Balance due the Estate per Contra Interest	150 50
October	6	"Balance due the Administrator	<u>69 38</u>
1870			<u>219 88</u>
Nov	10	To Cash to Mrs Holland collected by her of Norfolk	30 00
Oct	6	"Balance due the Administrator per Contra	<u>69 38</u>
Nov	21	"paid J R Kelby attorney fee	9 04
		"L B Haydens attorney fee	<u>7 50</u>
		Carried forward	<u>115 92</u>

1870	Amount brought forward	115 92	
1871	April 19 Interest on \$69. ³⁸ to date		2 23
		115 92	2 23
1871	April 19 To Balance due the Administrator	115 92	2 23
		115 92	2 23
1871	April 19 To Balance due the Administrator for Gordon Principal	115 92	
	" " " " " " Interest	2 23	
		118 15	

(B)

An account showing the advancements made by Josiah P. Gay the administrator of Joseph S. Holland deceased, to the said Holland's distributees, their value in currency, the share of each distributee, and the amount received by each.

1871	December 19	Purchases at sale by Mrs Holland for self & 3 children	246.43	249.84	464 27.
	"	" " " by Jas P Holland	12. ⁰⁰	100. ⁰⁰	112 00
1872	January 19	Cash to Mrs Holland at various times for self & 3 children one by passage this day	180 00		166 66
	May 13	Cash to Jas P Holland to Josephine Holland	45 00	30 00	
1873	January 1	Cash to Josephine Holland	40 00	20 00	
	March 21	Cash to Mrs Holland at various times for self & 3 children, one this day	1138 10	247 47	
	Nov 13	Cash to Jas P Holland	300 00	20 00	
	7	Cash to Mrs Holland at various times for self & 3 children by passage this day	287 06	18 94	
1879	Nov 30	Cash to Mrs Holland		30 00	
				1103 34	

Mrs Louisa Holland

1861		Account with the Estate of Joseph S. Holland deceased		
Dec	19	To purchases at sales.	\$214.43	
		Gm share of advancements for self & children	12.46	276 89
		" Gm share of other advancements for self and child's		106.77
1869	Nov 3	" Cash paid gm by Amflist		30 00
		By Gm portion of prop advancements to distributees		367 78
1871	April 19	To Interest on adv of advances on Gm share.		19 37
		By Balance due the Estate		65 25
				433 13 433 03
		To Balance due the Estate. Principal	\$45.88	
		Interest	\$19.57	
				65 25

Josephine Holland

Jack P Holland

1861	Amount brought forward	12 00	
May 13 1862	To Cash to self	16 17	
Nov 13 1863	" " Cash to self	20 00	
	By your share of advances to distributors		183 89
	To Balance due Jas P Holland	135 22	
		<u>183 89</u>	<u>183 89</u>
	To Balance due Jas P Holland per audit		135 22
April 19 1871	" " Out on way of distributive portion over advancements		<u>72 06</u>
			<u>207 28</u>

Lucy Holland

1863	In account with the Estate of Joseph P Holland deceased		
Decr 19	By your share of purchases by Mother for herself and three children	62 46	
	" your share of advancements to Mother for herself and children	106 77	
	By your share of advancements to distributors		183 89
	To Balance due Lucy Holland	14 16	
		<u>183 89</u>	<u>183 89</u>
	By Balance due		14 16
April 19 1871	" " Out on way of distributive share over advancements		<u>6 78</u>
			<u>21 41</u>

Cornelia Holland

1861	In account with the Estate of Joseph P Holland deceased		
Decr 19	By your share of purchases by Mother for herself and 3 children	62 46	
	" your share of advancements to Mother for herself and children	106 77	
	By your portion of advancements to distributors		183 89
	To Balance due Cornelia Holland	14 16	
		<u>183 89</u>	<u>183 89</u>

By Balance due Cornelia Holland per contra	14 66
April 1871 Interest on Equip of disticture share over advancements	6 75
	<u>21 41</u>

(6)

An account of the debts claims and demands due by Joseph S Holland deceased

1st class
None
2nd class
None
3rd class
None
4th class

K.	Bond due to Joseph Freeman	270 72	
	Interest thereon from May 13 th 1858 to July 1 st 1862	67 09	
April 1871	Interest thereon from April 1 st 1866 to April 19 th 1871	81 98	419.79
	Due bill to Joseph Parker	28 00	
	Interest thereon from October 2 nd 1861 to April 19 th 1871	17 62	45 62
High	Opn ^g due Thomas Addams assignee of Thomas Adams Esq	8 76	
	Interest thereon from July 3 rd 1855 to April 19 th 1871	8 26	17 02
1852	Bond due as security for A W Norflet, to William Edwards Esq of	" "	
W O Edwards		1100 00	
	Interest due thereon	164 60	1264 60
May 1871	Opn ^g due to Robert W Whitfield	6 57	
	Interest thereon from May 16 th 1861.	3 87	10 37
	Carried forward		1757 40

	Amount brought forward		1757 40
Payable	Chm of due to Robert H Whitfield	10 00	
	Int thereon from October 1874/86	2 70	12 70
Due	Balance due to Josiah P Gray the administrator	115 92	
	Int thereon from	2 23	118 15
			1888 25

It is due as claim filed

Commissaries office Southfield
March 29th 1871

Presented to a decree of the Circuit Court of St. of High County rendered on the 19th day
of ^{Aug} 1879. in a suit in chancery, depending said court between Sarah A Ely widow
Trs of James Ely deceased complainant and Louisa Holland in her own right and as
administratrix of Joseph S Holland decd, Josiah P Gray adm^r of the said Joseph S Holland
and others defendants, the undersigned a commissioner of the said court to whom was
referred for settlement by the said decree, first, An account of the transactions of
Louisa Holland and Josiah P Gray as adm^r and adm^r of Joseph S Holland deceased,
Secondly, An account of the plaintiffs demands and that of all other creditors of the said

Joseph S Holland deceased, reports to the Court that on the 18th day of July 1870, he is
sued notices against the several parties aforesaid, requiring ^{them} to attend the settlement
of the said accounts before him at his office in Southfield on the 20th day of August
(a copy of which notice was also posted at the door of the Court House on August 20th day)
1870, which was returned to your Commissioner duly executed or acknowledged
That some of the parties appeared before your Commissioner in obedience to the
said notice and the examination of vouchers and the stating and settling of said
accounts was continued from time to time and from day to day until concluded.
That your Commissioner has stated and settled an account of the transactions of
Joseph P Gay as administrator of Joseph S Holland deceased up to the 19th day of Ap-
ril 1871 and on that day as entered a balance to the due the said administrator
from the said estate of \$118.15 of which \$2.25 is a balance of interest. This account
extends over the period embracing the whole of the late war and the transactions of
the said administrator from October 1st 1862 to the payment to Ed Eley on 1865 was an-
nounced to advancements to the distributors with the exception of one item is the pay-
ment to Ed Eley and with the same exception was all in Confederate Money
Your Commissioner is aware that strictly speaking advancements or payments to dis-
tributors should not enter into the general administration account. but owing to
the peculiar circumstances of this case this course was necessary in order to subserve the
ends of justice. The war had commenced when the administrator qualified and this section
of the country being abandoned by the Confederate forces though not strictly speaking occupied
by the Federal was subject to their roads, which rendered it impracticable to proceed with
the administration of the estate. The widow and ^{three} ~~four~~ children, all girls, had to be supported
and their only means were the advancements made to them by the administrator. It being in
evidence before your Commissioner that the advancements in Confederate was of funds received
and it appearing that the administrator had advanced the distributors all the funds so received
by him on the sales bonds belonging to the estate, he has made no distinction between
the charges in Confederate money and current funds as the administrator paid out only
what he received belonging to the estate it matters not whether such receipts or payments were
in gold, greenbacks or Confederate money. He is entitled to a credit of dollar for dollar for all

so received and paid out. While this is true in regard to these advancements, as between
the administrator and the distributees, it is not as between the distributees themselves
their shares of these advancements as well as the portion received by them being unequal.
(marked (B))
Your commissioner has therefore stated an account of the advancements made by the
administrator, their value in currency, the share of each distributee and the amount re-
ceived by each, and finds that the whole amount advanced was \$1103.³⁴ of which
Lousa Holland the widow was entitled to \$367.⁷⁸ and the children Joel P Holland Josephine
Holland, Cornelia Holland and Lucy Holland to \$183.⁵⁹ That Mrs Holland has
received \$413.¹⁶ and owes \$45.⁸⁸ and \$19.⁵⁴ interest thereon to April 19th 1871; that Josephine Hol-
land received \$302.⁵⁴ and owes \$118.¹⁷ and \$16.¹¹ interest thereon to same day, that Joel P Hol-
land \$48.¹⁷ and there is due to him on the 19th day of April 1871 \$207.³⁸ of which \$72.⁰⁶ is a
balance of interest, and that Lucy Holland and Cornelia Holland each received \$169.²³
and that there is due to each on the same day \$24.¹¹ of which \$17.⁰⁵ is a balance of interest.

The administration account for the first year is based on a report of Commissioner
Gunn to the County Court of date of Right of the transactions of Josiah P Gay and Lousa
Holland widow and administrator of Joseph P Holland, but as the subsequent transactions have been
those of Josiah P Gay, Lousa Holland taking no part in the settlement of the estate, your
commissioner has stated the whole account in the name of Josiah P Gay.

Your commissioner has also stated an account of the debts claims and demands due
by Joseph P Holland deceased and finds them to amount to the sum of \$1888.²⁵ on
the 19th day of April 1871, in favor of the administrator.

The said accounts are supported by satisfactory vouchers and are herewith returned
Given under my as a commissioner of the said court the day and year first above said.

Wm R. Peterson Comr

Time employed 3 1/2 hours \$27-

In Sdco of Wight. Circuit Court. Oct: 19th 1869.

Sarah A. Eley ex'x: of Jos^{ph} Eley decd: Plff:

vs: } In Chy:

Louisa Holland in her own right & as
adm^x: of Jos^{ph} S. Holland decd: Jos^{ph} P. Gay
adm^x: of said Jos^{ph} S. Holland decd: Hardy
Chapman, v. Jacob Sene. Joel P. Holland
Dr W. H. Goodman & Josephine his wife
late Holland, & Lucy Holland the last
an infant. Defs:

This cause in which the plaintiff's
bill is taken ^{for} confessed as to the adult
defendants, Louisa Holland in her
own right & as adm^x: of Jos^{ph} S. Holland
decd: Josiah P. Gay, adm^x: of said decd:
Hardy Chapman, & Joel P. Holland, they
having been summoned & still failing to
appear plead, answer, or demur, came
on this day to be heard as to them upon the
said bill & exhibits filed, & also as to the said
Lucy Holland upon her answer filed
by W. P. Young, who is appointed her gdn:
ad litem to defend her in this suit, & was
argued by Counsel, On consideration
whereof the Court, doth adjudge, order and
decree that a Com^r: of this Court take the
following accounts to wit:

1st
"

An acct: of the transactions of the

said Louisa Holland & the said Josiah P.
Gay as adm^{rs}. & adm^{rs} of go^{ts} S. Holland dec^d.
An acct: of the plaintiffs demands & that
of all other creditors of the said go^{ts} S. Hol-
land, dec^d: who may choose to contrib-
-ute to the costs of this suit, & report the
same to Court,

a Copy

Res^{te}

C. H. Hart Clk.

Eley's adm^{rs}:

27.

vs. } Copy decree

Holland & al^s:

Clarke & al^s.

Sen. & Goodman &
wife are in South

Smithfield

July 18th

1870.

To Sarah A Ely executrix of James Ely dec^d

Plaintiffs,

and

To Louisa Holland in her own right and as adm^x of Jos S Holland
dec^d Jos P Gay adm^x of said Jos S Holland dec^d, Hardy Chapman, Jacob Lewis
Jos S Holland, B W C Goodman and Josephine his wife late Holland, and B
P Young gen^l ad litem of Lucy Holland an infant Defendants.

You are hereby notified that I have fixed upon the 20th day of
August next, if fair, if not, the next fair day thereafter (Sunday

excepted), to take and settle, at my office aforesaid, the following accounts:

- 1st An account of the transactions of Louisa Holland, and Josiah
Gay as adm^x and adm^x of Jos S Holland dec^d
- 2nd An account of the plaintiffs demands and that of all other creditors
of the said Jos S Holland dec^d

required to be taken by decree of Isle of Wight Circuit Court, ren-
dered on the 19th day of *October*, 1869, in a suit in chancery
depending in said Court, between Sarah A Ely executrix of James Ely
dec^d plaintiff and Louisa Holland in her own right and as adm^x of
Jos S Holland dec^d Josiah P Gay adm^x of that said Jos S Holland dec^d, Hardy
Chapman, Jacob Lewis Jos S Holland, B W C Goodman and Josephine
his wife late Holland and Lucy Holland an infant, by B P Young his gen^l
ad litem. Defendants.

at which time and place you are required to attend.

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

Chas R. Johnson

Com'r.

Executed in Susan Ann Ely James Holland
Josiah P Gay & Joel P Hull and

E. A. Ely & Co
for F. Smith & Co

Judge C. B. Atkinson
Northfield

E. A. Ely & Co
or 3 Bank Street
Northfield

The Estate of Joseph S. Holland Decd.

1861 In account with Louisa Holland Exr. P. Gay Acmt. & Adm.

Octo. 7	To paid tax on admn: Herstags willer	1 05
Nov. 28	" " Miss Heffington school act.	10 50
Dec. 19	" " A. W. Norflut	62 01
" 20	" " Mrs. Rose \$4.25. Jacob Lons \$19.75 =	24 00
" "	" " W. H. Vaughn \$20.62. D. Barn \$20.25 =	40 87
23	" " Carr Bowers Exr \$101.37. J. W. Duck \$116.27 =	217 64
27	" " Sub. Lawrence ad. \$8.50. J. Clayton Exr. \$3.50	12 00
1862 Jan. 1	" " J. P. Gay act. \$5.36 - Eliza Rowels \$48.03	54 39
20	" " A. W. Norflut bond \$165.37 - D. Mafumbuy \$57.	216 37
" "	" " A. R. Butler & A. W. Ballard apprais.	4 00
" "	" " Shands, Shaver & Co. Richm. act.	15 25
Feb. 13	" " Edw. Rowels, postage & individual acts.	8 50
14	" " T. J. Clements auctioneer at sale	10 00
" "	" " A. W. Holl for on lotic Com	65 00
Nov. 15	" " W. B. Willern \$8. W. H. Lawrence Const \$6.05	14 05
Oct. 6	" retained to pay clks. fees	18 15
" "	" Comm. on \$4230.21 rectr.	211 51
" "	" retained to pay Cont. & clks. for this ad.	6 75
" "	" Balance due the estate fr. Contra	3244 77

1861 Cr.

Dec. 20	By amt. W. H. Vaughn act \$1.71. D. Lons	4 71
"	" S. Lawrence act. \$2.38 - J. B. Burrent \$12.	14 38
1862	" W. Luteri and \$12. Rail Road, this \$221.70	233 70
"	" present value of negro him for 1862, (Lep \$80. paid to Mr. Holland for keeping Harry & 3 chos. & Elmin & 3 chos. & Lep \$1. paid Cryer for hiring	442 59
"	" present value of land rent for 1862	225 81
"	" Amt. of sales of chattel property due 9. Sept. 1862	3309 02

\$4230 21 \$4230 21

Attest,

Test, A. P. Young Clk.

Jos. S. Hollands' Es
In act. with
Jenna Hollands &
Mr. P. Goy adm^{rs} & ad^{rs}

A copy.

The Commonwealth of Virginia,

Southampton

TO THE SHERIFF OF ISLE OF WIGHT COUNTY, Greeting:

Again
We command you to summon *Louisa Holland in her own right*
and as adm^x of Joseph S. Holland *decd*; Jacob P. Gay adm^x of
Joseph S. Holland *decd*; Hardy Chapman, Jacob Lewis, Joel P. Holland S. C. H.
Godman & Josephine his wife *decd* Holland and Lucy Holland, the last an infant
to appear at the Clerk's Office of the Circuit Court of Isle of Wight County,
at Rules to be holden for the said Court, on the first Monday in *October*
next, to answer the Bill in Chancery of Sarah A. Eley
Executrix of James Eley *decd*.

And have
And have then there this writ.

Witness, CHARLES H. HART, Clerk of our said *Circuit* Court, at the
Courthouse, the *9th* day of *Sept.* 1869, in the *94th*
year of the Commonwealth.

Chas. H. Hart Clk.

Eley's Exam.

Also
3 Sams. to ans.
Bill.

Holland's adm. tal.

To Octo. Rules 1869.

Gen. Det.

Clarke

Executed by deliver-
ing to M^r H. Goodman
Hirsh & Jacob Senor
each a copy of this
summons on the 28th
September 1869.

W^m Briggs
for D. L. Dole's shff

8
The Commonwealth of Virginia To the Sheriff of Isle of Wight
County, Greeting: We Command you to summon Lewis
Holland in his own right as a d^r. of Joseph S. Holland dec^d. &
Josiah P. Gay adm^r. of said J. S. Holland dec^d. Hardy Chapman,
Jacob Seno, Joel P. Holland, D^r. W. H. Goodman & Josephine his
wife, late Holland, and Lucy Holland, ^{the last an infant} to appear at the
Clerk's office of the Circuit Court of Isle of Wight County at
Rules to be holden for said Court on the first Monday in
September next, to answer the Bill in Chancery of
Sarah A. Eley Executrix of James Eley dec^d. And have there
there this writ. Witness Charles N. Hart Clerk of our
said Court, at the Courthouse, the 30th day of August
1869, in the 94th year of the Commonwealth.

M. J. Young D.C.

Executed by delivering a true copy of the
written to Amasa Hollander Josiah P. Perry
Jesse P. Hollander & ~~Wm H. Gorman~~ & Hardey
Chapman on the 2nd Sept-1869 Jesse
Amos & Wm H. Gorman no Inhabitant

Wiley E. Powelle L.S.
for J. Smith Sheriff

Wiley's Copy:

vs. J. Amos, in copy,

Hollander's copy? safe,

To Sept. Rules 1869.

Chas. A.

Charles J. J.

The Commonwealth of Virginia, To the Sheriff of
~~Isle of Wight~~^{Southampton} County, Greeting: We command you
to summon Lemisa Holland in his own right
& as adm^r of Joseph S. Holland decd. & Josiah P.
Gay adm^r of said J. S. Holland, Hardy Chapman
Jacob Leno, Joel P. Holland, Dr. Wm. H. Goodman
& Josephine his wife, late Holland & Lucy Holland
the last an infant, to appear at the Clerk's office
of the Circuit Court of Isle of Wight County at
rules to be holden for said Court on the first
Monday in September next, to answer the
Bill in Chancery of Sarah A Eley executrix
of James Eley decd; And have then there this
writ. Witness Chs. H. Hart clerk of our said
Court, at the Court House the 30th day of
August 1869, in the 9th year of the Com-
monwealth

Chs. H. Hart Clk.
by M. P. Young D.C.

Eley & Eley.

v. $\frac{3}{4}$ Sumner Chy.

Holland & Sepi. Sale.

To Sept. Rules 1869.

Ar. Ct.

Clarke p. 1.

Can't to hand
too late to be Execu-
-ted.

W. A. Briggs
By for D. & Dole's Shff

Eley's Executrix

V?

Holland: Admors.

The answer of Elizabeth Holland
infant or pleon of Jos. S. Holland dec'd by N. P.
Young her guardian ad litem, to the bill of
complaint exhibited against her and
others by Sarah A. Eley Executrix of James
Eley dec'd

This defendant answering to the
fact that she is an infant of tender years &
knows nothing of the matters in said
bill alleged, and submits her interests in
the premises to the protection of this Hon.
Court, and having answered prays
hence to be dismissed &c.

N. P. Young Jr.
ad litem

Uly's Exr.

vs { One infans -

Holland

To the Hon. E. D. Pitts, Judge of the Circuit Court
of the State of North Carolina:

Humly complaining
Sheweth to your Honor your petition, Sarah A.
Eley, Executrix of James Eley dec'd who sues
for the benefit of herself and all other creditors
of Joseph S. Holland dec'd who will come in
and contribute to the costs of this suit, that
the said Joseph S. Holland died intestate
in the County aforesaid about the
day of

1861 leaving Cornelia Holland
his widow surviving, and as his dissemi-
nates and heirs at law his three chil-
dren to wit, Joel S. Holland, Josephine
Goodman wife of Wm. V. Goodman and
Mary Holland, the last an infant under
twenty one years old. Administration on
his estate was granted by the County
Court of said County to the said Cornelia
Holland and Joseph D. Eley who gave
as their sureties Jacob Penn and Harry
Chapman. During the lifetime of the said
Joseph S. Holland, one James W. Holland
and the said Joseph S. Holland executed
their joint and several bond to the said
James Eley in his lifetime, which is sealed
with their seals and dated on the 14th day,
1858, by which they promised and bound
themselves so to pay unto the said James

Pay the sum of \$153. on demand. It is
inclosed with \$51.36 as of the 1st of June, 1860
and the remainder has not been paid
either by the said James W. Holland ~~or~~ or the
said Jos. S. Holland, ^(in his lifetime) or by his said Adm^r &
Adm^r or either of them since his death.
~~Said bond is~~ although they and all of
them have often been requested so to do.
Said bond is herewith filed and is prayed to
be taken as a part of this bill. The said
James W. Holland several years ago broke
up and moved away to some place un-
known to your oratrix but supposed to
be out of this state, having first become
insolvent and all the property he left
behind was immediately attached by
his other creditors and was insufficient
to satisfy their claims. The said Joseph
S. Holland at the time of his death was pos-
sessed of some personal property and was
seized and possessor of real estate as follows:
one tract of 1000 acres lying on Blackwater appor-
ting the lands of and one tract of 233
acres bounded by Miss N. Daugherty & others.
Whither his personal estate which came to
the hands of his said Adm^r & Adm^r is suffi-
cient to pay all his debts your oratrix
does not know as no amount ~~thereof~~ has
been returned, so far as she can learn,

of the transactions of said Adams & Adams
with the estate of said deceased. Some writers
charge that in default of personal assets
the real estate above described ~~is~~ ~~may~~ may be
subjected to the payment of debts. She is
without remedy at law and can only
be relieved by this Hon. Court of Chancery
where matters of this sort are cognizable and
relievable, so the said therefore that
justice may be done some writers pray
that the said Corissa Holland be her
own right and as admix. of the said
Jos. S. Holland dec'd; the said Josiah D.
Key Adams &c as aforesaid, Jacob Hens
and Mary Holmstrom their executors
as aforesaid, the said Jos. S. Holland
Wm. N. Goodrum & Josephine his wife,
and Lucy Holland by some one appoint-
ed her guardian ad litem to defend
her in this suit, may all be made
parties defendant to this bill and be
required to answer the same. And
that by the decree of this Court the said
Corissa Holland and Josiah D. Key
Adams and Adams as aforesaid
may be required to render and acct. of
their transactions with the estate of
said dec'd and that the personal assets
in their hands may be applied to the

Appl. 1847 2. Dismissed
as to filij. Ely - & allow
to continue as to other
auditors votes will pay out.

June ch. 1/13. Return for
further acts.

Octo. 1845. Trial. Dec.

Ely's Ex^{rs}

W^m } Bickston

Volume. Actuary case.

1867.

Sept. 17. Rules. Will & filed
of de or or in all admt.
except Sons of Good m. d. & b
over 1000. av. 10. 1000. - 1000.
admission ap. to 1000. 1000.
file & 1000.

Octo. 1847. Bickston for act.
to adults in 1000. 1000. 1000.
file for 1000. 1000. 1000.
1000. 1000. 1000. 1000. 1000.
1000. 1000. 1000. 1000. 1000.

Octo. 1867. return for act.
1000. 1000. 1000. 1000. 1000.
as to 1000. 1000. 1000. 1000. 1000.

May - 1840 - and
Board with 1000. 1000. 1000.
to be dismissed
1000. 1000. 1000. 1000. 1000.

payment of debts and if found insufficient
to pay them off in full then the real
estate may be subjected thereto. And
that such other and further and
further relief may be granted your
order as the nature of her case
may require and to equity shall
then meet. And your order will
ever pray &c.

Sarah A. Ely Ex^{rs} of
James Ely dec^d
By Geo. H. Clarke her atty.