1875-004 Chancery Causes. J. S. Crump vs William Crocker + Mary Westray
Isle of Wight County Petition of Lucy A. H. Crump

Lucy A H. Crump + Telia Hankins vs William Crocker + al
other surnames: Sutton
Clark Graves

Commissioners Office

Smithfield August 8th 1874

In the Circuit Court of Isle of Wight May 27th 1874

L S Crump &c Plaintiff

vs

William Crocker and Mary Whitley & Defendants

It was adjudged ordered and decreed that a commissioner of this court ascertain the facts referred to in the petition of Lucy A H Crump and report the same to court, together with such evidence as may be taken thereon

The parties interested are are hereby notified that I have fixed upon the 2nd day of September next at my office aforesaid for ascertaining the said decree at which time and place they are required to attend

Given under my hand as a commissioner in chancery of the said court the day and year first aforesaid

Geo L Arthur Com'r

Crumpton

vs

Crocker & Wesley

2nd Sept Term

Executed by delivering
to the within William
Crocker & Mary Wesley
each a true Copy of
this Notice Aug
27th 1874

A B Conrad
Shff

Commissioners Office

Smithfield August 4th 1874

In the Isle of Wight Circuit Court May 27th 1874

E. L. Crumpler Plaintiff

vs In Chancery

William Parker and Mary Riley Defendants

It was adjudged ordered and decreed that a commissioner of this court ascertain the facts referred to in the petition of Crumpler & Whitaker, and report the same to court together with such testimony as may be taken thereon,

The parties interested are hereby notified that I have fixed upon the 2nd day of September next at my office aforesaid for carrying the said order into effect at which time and place they are required to attend.

Given under my hand as a commissioner in chancery of the said court this day and year first aforesaid

Thos. Whitehead Comr

Copy service of the within
notice is hereby admitted
this 9th day of the plaintiff

Geo. F. Comstock
Pltff's Atty.

In the County Court of Isle of Wight County:
March. 4th, 1868.

L. S. Crump Plff:
vs: } In Debt
William Crocker Deft:

The Judgment rendered at rules not having been set aside and the plaintiff being now entitled to a final judgment it is considered that the plaintiff recover against the defendant the sum of one hundred and seventy five dollars with interest thereon from the 11th day of Novr, 1865 till paid, and his costs in this behalf expended. A Copy Teste. C. H. Hartwell Clk.

Costs $6.66

In the County Court of Isle of Wight County, March 4th, 1868.

L. S. Crump Plff:
vs } In Debt
William Crocker Deft:

The Judgment entered at rules not having been set aside and the plaintiff being now entitled to a final Judgment, it is considered that the plaintiff recover against the Defendant the sum of one hundred & seventy-five dollars, with interest thereon from the 11th day of Novr, 1865 till paid, & his costs expended.

Costs $6.66,

A Copy Teste C. H. Hartwell Clk.

Crumpf
v.
Crocker

3 Chr. Judgments

THE COMMONWEALTH OF VIRGINIA,

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

We command you that of the goods and chattels of William Crocker

late in your bailiwick, you cause to be made the sum of One hundred and Seventy four Dollars with interest from 11th Nov. 1865 till paid which L. S. Crump

lately in our County Court of the County of Isle of Wight, recovered against him for debt; also the sum of Seven Dollars and ~ Cents, which to the said Crump in the same Court were adjudged for his damages, as well by reason of detaining the said debt, as for his cost in that suit expended, whereof he is convicted as appears to us of record; and that you have the said debt and damages before the Justices of our County Court, at the Courthouse, on the first Monday in December next, to render unto the said L. S. Crump of the debt and damages aforesaid. And have then and there this writ.

Witness, NATHANIEL P. YOUNG, Clerk of our said Court, this 9th day of November A. D. 1868, and in the 93d year of the Commonwealth.

N. P. Young Clk

Norfolk Journal Job Print.

a copy, Test, N. P. Young DC

"I confirmed my first draft to Brig Gen Ingalls
approbation on Nov. 26. 1868."

"M. E. Powell Adt. for
Copy of Aff'o. Action" Ex. A. Ely, Aff'o."

A. P. Ferry A.C.

Approved
E. D. Townsend
Adjt Gen

THE COMMONWEALTH OF VIRGINIA,

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

We command you that of the goods and chattels of William Crocker

late in your bailiwick, you cause to be made the sum of One hundred & seventy four dollars with interest thereon from 11th March 1865 till paid, which L. S. Cheatwood

lately in our County Court of the County of Isle of Wight, recovered against Lewis for debt; also the sum of Seven Dollars and — Cents, which to the said L. S. Cheatwood in the same Court were adjudged for his damages, as well by reason of detaining the said debt, as for his cost in that suit expended, whereof he is convicted as appears to us of record; and that you have the said debt and damages before the Justices of our County Court, at the Courthouse, on the first Monday in December next, to render unto the said L. S. Cheatwood of the debt and damages aforesaid. And have then and there this writ.

Witness, NATHANIEL P. YOUNG, Clerk of our said Court, this 9th day of November A. D. 1869, and in the 94th year of the Commonwealth.

N. P. Young Clk

Norfolk Journal Job Print.

accts. Teste N. P. Young Clk

"I certify as further return to the within Execution on Nov. 26/68."

"Mills & Powell Ds. for
C.L. Eby Shff."

Copy of return.
Teste A.P. Lowry D.C.

Sumph
v. Z Eby Exon.
Docket

Crumpe &c.

v.

Crocker & others

This cause came on this day to be again heard on the papers formerly read and read on the report of C. D. Edwards, Esquire & Special Commissioner, to whom this cause was referred by Decree of February Term 1875 and was argued by Counsel: On consideration whereof the Court (approving) said report to which no exception was filed, doth confirm the same, and nothing further appearing necessary to be done ~~in this~~ herein it is ordered that all the proceedings in this cause be held as final & binding upon the parties and that the same be removed from the docket.

Cincinnati &c.

Pd. } Final Account

Countersd. :

Act. Com 1878

To be entered

Geo. Reed.

Entered 16

Final

In Isle of Wight Circuit Court, February 11th 1875.

Lucy A. H. Crump &c Pltff.

Against } In Chancery

William Crocker & others Defts.

This Cause in which it appears that C. W. Sutton late Sheriff of Surry County, and as such the admr. of L. S. Crump decd. has been summoned to show cause if any he can why the petition of Lucy A. H. Crump heretofore filed herein should not be granted, and she substituted in his place as plaintiff in this suit, and the said C. W. Sutton having failed to appear or answer, Came on this day to be again heard on the papers formerly read, on the Report of sale of L. B. Edwards Sheriff and Special Comr., made under former decrees herein. And on the Report of Comr. G. R. Atkinson made under the decree herein of May term 1874. And was argued by Counsel. On consideration whereof the Court confirming both the said Reports to neither of which any exception was filed, doth adjudge order and decree that the said Lucy A. H. Crump and Lelia Hankins be and they are hereby substituted as plaintiffs in this suit in the place of the said Charles W. Sutton late Sheriff and admr. of L. S. Crump decd. in whose name the same shall no longer proceed. And it being represented to the Court that the purchasers of the lands sold under proceedings in this suit, desire to pay off their bonds before maturity, and get deeds to the lands. The Court doth further adjudge order and decree that said L. B. Edwards Sheriff &c. Who is hereby appointed a

special Comr. for the purpose with drawn from the Clerks office of this Court by leaving with the Clerk his receipt for the same, the three bonds of Lucy A. H. Crump for $81.66 2/3 each dated 5th Augt. ——, & payable respectively in one, two, and three years with interest from date, and also the three bonds of E. C. Jones and John Jones for $10.69 each dated and payable as aforesaid, all of which bonds were returned to Court with his report of sale, and collected the same as soon as they shall respectively fall due or sooner if the purchasers shall desire to pay off the same, and out of the proceeds he shall pay first the unpaid costs of this suit, and (one fourth part of) the remainder he shall pay to said L. B. Hawkins, and the remaining three fourths he shall pay to said Lucy A. H. Crump, taking their receipts for the same and returning them to Court with the report of his proceedings which he is hereby required to make under this decree, And the Court doth further adjudge order and decree that whenever the said purchasers or either of them shall have paid off in full all of his or her said bonds said L. B. Edwards Sheriff and Comr, as aforesaid shall make and execute to such purchaser or purchasers a good and sufficient deed or deeds with special warranty to the tract or tracts of land respectively bought by said purchasers as the case may be,

Copy
Teste,

Wm. H. Hart, D. pty for
N. Norris, Clk.

Enclosure &c

Vs. } Anthony Copy decree

Crocker et al

Feby. Term Cir. Ct. 1875.

Fr. L. B. Edwards

Crump &c

v.

Crosthwaite & others

This cause in which it appears that C. W. Sutton (late Sheriff) & Jury Commissioner of Leach Co. and one of the sureties of T. S. Crump dec'd. has been summoned to show cause if any he can, why the petition of Eng A. W. Crump should not be granted and he be discharged from his said office and the said C. W. Sutton, having failed to appear or answer, came on this day to be heard on the papers formerly read, on the report of the Master Commissioner (Jury) and Special Commissioner heretofore appointed herein, and on the report of Commissioner A. H. Atkinson herein made and filed herein by day date 1874, and was argued by Counsel: On consideration whereof the Court is of opinion that the said report is right in which many exceptions are filed both by Eng A. W. Crump and C. W. Sutton it is ordered that the petition of Eng A. W. Crump be granted, and he be discharged from his said office of Jury Commissioner & the said C. W. Sutton, late Sheriff, and late Jury Commissioner of Leach Co. in his stead. And it is further ordered & the said C. W. Sutton be required by the Sheriff of Leach Co. to deliver

this court decree to pay off their notes above
mentioned and for costs of the court, and
court of the petition alleging that said plaintiff
and defendant Thomas Chrisp &c. acted in
concert together & entered into combination
for the purpose, fraudulently from the court
& from plaintiff of obtaining with the
court his receipt for the same that the
said Thos Chrisp & Co. had paid for $81.663 cents
of said note due & payable respectively in
one, two & three years from date, and
said note the three notes of $27.221 each
given for $10.69 cents each and praying no
judgment, all of which notes were executed
to said plaintiff for Spanish coin dollars
Cents as soon as they should be received, and
due or to become due of the purchase should become
to pay off the notes, copies of the four
notes as above set out (see footnote p. 3)
of this suit and the amount he should
pay to said Chrisp & Hamilton and the re
mainder then payable he should pay to said
Cruz & A. & Co. Trump taking their receipts for
the same and returning them to the court with
the report of this proceedings, which he is
hereby required to make, under this decree.
And the court doth further adjudge, that
said defendant Thos Chrisp the said payments
in or either of them should have paid off
pursuant to his or their said notes said

C. B. Edwards Surveyor

Cumuja & C.ª

C.ª ½ Obligs

Cuenta x ads

Feb.º 1.º 1870

Sº de entrada

Geo.º Bass.

Entrada (17)

A Rule that a copy, &c. This Cause coming on this day to be heard upon the papers formerly read and on the petition of Wm A. W. Crump this day filed herein, praying to be substituted as a party plaintiff herein, in the place of C. W. Sutton, late Sheriff of Surry County and as such the relator of R. S. Crump deceased and upon motion by Counsel: On consideration whereof the Court doth adjudge, order and decree that the said Chas. W. Sutton late Sheriff & relator as aforesaid, ~~&c &c~~ be summoned to the next term of this Court to show cause, if any he can why the prayer of the petitioner should not be granted & he be substituted in his place as a plaintiff in this suit and the same hereafter to prosecute in his name as such plaintiff And the Court doth further adjudge order and decree that the present Sheriff of this County proceed to execute the decree herein heretofore rendered and that he report to Court his proceedings thereunder

Crump &c.
v.
Croxton &c.

Camp Dr

Lt 3 Conn

Brooklyn Ke

May June 1864

To be entered

Geo. Bloss.

Entered

27

In Isle of Wight Circuit Court, May 2d, 1874,

L. S. Crump &c — Pl'ff.

vs. } In Chancery

William Crocker and Mary Westry

This Cause came on this day to be again heard on the papers formerly read, and on the petition of Lucy A. H. Crump, this day filed therein, praying to be substituted as a party plaintiff herein, in the place of C. W. Sutton, late Sheriff of Surry County and as such the adm'r of L. S. Crump dec'd: and was argued by Counsel: On consideration whereof the Court doth adjudge, order and decree that the said Chas. W. Sutton late Sheriff and adm'r as aforesaid be summoned to the next term of this Court to show Cause, if any he can, why the prayer of the petitioner should not be granted, and she be substituted in his place as a plaintiff in this suit, and the Cause hereafter to proceed in the name as such plaintiff, and that a Commissioner of this Court ascertain the facts referred to in said petition, and report the same to Court, together with such testimony as may be taken thereon, and the Court doth further adjudge order and decree that the present Sheriff of this County proceed to execute the decrees heretofore

removed, and he Report to Court his proceedings thereunder,

A Copy, Teste,

Wm H. Hart, D.C. for
N. P. Young, Clk.

Summons &c

U.S. } Copy of decree
May Ter. 67. 1874.

Crockett vs Lox,

In Isle of Wight Circuit Court. April Term 1872

L. S. Camp & W. Crocker &c. In Eqty:

It being suggested to the Court that since the rendering of the last decree in this cause, the said L. S. Camp has died and his estate has been committed to Charles W. Sutton Late Sheriff of Surry County for administration,

It is ordered that this suit hereafter proceed in the name of the said Charles W. Sutton as Sheriff and admr. as aforesaid: And thereupon this cause came on on this day to be again heard on the papers former read. On consideration whereof the Court on the motion of the plaintiff doth adjudge order and decree that so much of the decree herein of October Term 1869, as directs the land therein mentioned, to be sold for cash be rescinded, and that the same be sold on the following terms to wit: for enough in cash to pay the costs of suit and sale, and the remainder on a credit of one, two and three years, the purchaser or purchasers to give bond with good and sufficient security, bearing interest from day of sale for the deferred payments, and the title to said land to be retained until the further order of the Court, and the Court doth further adjudge, order and

decree that the present Sheriff of this County, be and he is hereby appointed a Special Commissioner to execute this decree, in the place of the former Sheriff, whose term of office has expired.

Attest

Teste

C. H. Hart, D. C. for
N. P. Young, Clk.

U. S. Stamps &c

Copy of decree
Sept. 21st 1872
Crockett Tex

S. S. Crump

Vs.

Wm Crockett & c.

It being suggested to the Court that since the rendering of the last decree in this cause the said S. S. Crump has died and his estate has been committed to Charles W. Sutton late Sheriff of Surry County, for administration: It is ordered that this suit hereafter proceed in the name of the said Charles W. Sutton as Sheriff and Admr as aforesaid; And (thereupon) this cause came on this day to be again heard on the papers formerly read, on consideration whereof the Court on the motion of the plaintiff doth adjudge, order, and decree that so much of the decree herein of Oct. Term 1869 as direct the land therein mentioned, to be sold for cash, be rescinded, and that the same be sold on the following terms to wit: for enough in cash to pay the costs of sale and sale and the remainder on a credit of one, two and three years, the purchaser or purchasers to give bond with good and sufficient security, bearing interest from day of sale, for the deferred payments, and the title to said land to be retained until the further order of the Court. And the Court doth further adjudge, order, & decree that the present Sheriff of this County be, and he is hereby appointed a (Special) Commissioner to execute this decree, in the place of the former Sheriff whose term of office has expired

Camp
11 3 Rough Dean
Canterbury

April 1st 1872

To be entered

Geo. Bloss

Entered
14.

P. S. Crump Plff

Against

Wm Crocker & Mary Westry Defts

This Cause in which the plaintiffs bill is taken for confession as to both the defendants, they having been summoned and having failed to appear plead Answer or demur, Came on this day to be heard upon said bill and exhibits filed and was argued by Counsel, On Consideration whereof the Court doth adjudge, order and decree that unless the said defendants or some one for them shall pay unto the said plaintiff within ninety days from the date of this decree the aggregate amounts due on said judgments or executions with all the interest and costs thereon, that the said deed made between the said Wm Crocker and the said Mary Westry mentioned in the plaintiff's bill shall be adjudged to be null, void and of no effect as to the said P. S. Crump, and that the Sheriff of ~~Dare~~ Dare Co of Wilson County shall proceed to sell to the highest bidder for Cash as Sheriff of Wilson County at the Court House door in some Court day after having given 20 days public notice of the time and place of sale by posting notices at the C. H. door and in three or more

other public places in said County, the said tract of land purchased by said Crockett of said Crump supposed to contain 100 acres and adjoining said Crocketts original tract and if the proceeds of sale be insufficient to pay off said judgments as aforesaid then the deficiency to be made up by a sale by said Sheriff on like terms & conditions of the said tract of land of 30 acres more or less limited by said Crockett of his father Wm. Crockett dec'd subject to the expectancy of dower of Crockett wife of said William Crockett & one of the defendants in Chancery and it is further ordered by the Court that Copies of this decree be served on the said Wm. Crockett & Jenny Wesley and that the said Sheriff make report to Court of his proceedings under this decree

R. J. Crump
vs
Wm Crockett &c.

Oct. Term 1869
To be entered
E. J. Pitts

To the Circuit Court of Isle of Wight County:

The undersigned, Sheriff and Special Commissioner under Decree of said Court rendered at Feby. Term 1875 in the suit of Crump &c. against Crocker & others, a copy of which is herewith returned, very respectfully reports to the Court that he has withdrawn the bonds in said Decree mentioned, from the Clerks Office, collected the same and paid out the proceeds as directed by said Decree, as per the following Statement-

By 3 bonds W. E. W. Jones &c. for $10.69 ⅔ each		$ 32.07
" interest from 5th Oct. 1874 to 1st May 1875-		.93
" 3 bonds W. King A. V. Crump for $81.66 ⅔ each		245.00
" interest as aforesaid		7.30
To Clerks fee paid (additional)	$ 2.65	
" Comm'rs fee. " "	5.00	
" Sheriffs " "	1.00	
" Mort. paid Crocker & others	69.16	
" " " King A. V. Crump	207.49	
	$ 285.30	$ 285.30

The vouchers in support of the above statement are herewith returned. All of which is very respectfully submitted

L. B. Edwards Com'r.

May 5th 1875

Crumps &c.

vs. } Final report of Commrs

Crockett & others

June 8th 1875. Recd & Filed

May 6th 1875. Received of L. B. Edwards, Sheriff and special commissioner under decree of The Circuit Court of Isle of Wight County rendered at the Feby. term 1875 in the suit of Crump &c. against Crocker & others the sum of two hundred and seven ——— dollars and forty nine cents being three fourths of the net proceeds of sale of lands directed to be paid me by said decree

Chas. A. Crump.

May 18th 1875 - Received of S. B. Edwards Sheriff and special Commissioner under decree of the Circuit Court of Polk County rendered at the Feby term 1875 in the suit of Crump & others Complts & others the sum of sixty nine ~~—~~ dollars & sixteen ~~—~~ cents being one fourth of the net proceeds of sale of land directed to be paid me by said decree

J. Carlton

To the Circuit Court of Tensas Parish Louisiana.

The undersigned Sheriff of said Parish and Special Commissioner of Sale in said cause of said Court appointed at the May term 1874 in the suit of Simmons v. Lovell & others respectfully reports to the Court that on the 5th day of October 1874 at Tallulah in said Parish and Court House (that being Court day) he exposed to sale at public auction, the two tracts of land in these proceedings mentioned having in all things complied with the requirements of said Decree, when Chas. N. Simmons being the highest bidder, became the purchaser of the tract of one hundred acres, which was purchased by said Wm Lovell of C. S. Simmons at the sum of $245. which sum being sufficient to discharge said debt and costs your Commissioner also exposed to sale at the same time and place, and in like manner the said tract of 80 acres which was inherited by said Wm Lovell from his father, (subject to the contingent right of dower of the wife of said Wm Lovell) when E. L. Jones being the highest bidder became the purchaser of the said tract at the sum of $80. Both of which sales proceeded to secure the powers of the decree of said Court

as will appear by certificate of appraisement herewith returned. The said E. W. Jones refused to pay the above of the costs out of his premises which the other purchaser the said Benj A. Hemp consenting to pay commr allowed him to do so and took his three bonds for $10.69⅔ each payable as directed by said decree for the remainder the costs being $47.94. John Jones is security to said bonds & your Comr deems him as sufficient. The said Benj A. Hemp executed his three bonds for $81.66⅔ each without security as your Comr supposes that the land will jointly be due to him. If not, then you promised to give the security. All of said bonds are herewith returned. The following statement shows the amt. of costs paid out &c.

Purchase price of same sold to E. A. Hemp	$245.00
do. " " " E. W. Jones	80.00
Atty. fee & tax paid	$16.00
Clerks "	8.94
Sheriffs "	1.00
Fee of Surv	.50
Advertising clerks fee	1.00
Comrs	15.00
Advertising fee	5.00
3 bonds of Benj A. Hemp @ $81.66⅔	245.00
3 do. of E. W. Jones @ $10.69⅔	32.07
	$325.00 $325.00

All of which is very respectfully submitted.

A. B. Peckwood Clk
J. Comr.

County &c.

vs. } Comm's Report of Sale

Edwards & others

March 15th 1875. Recd of the Clerk of the Circuit Court of Isle of Wight County the 3 bonds of Lucy A. H. Comfort for $81.26 2/3 each, and the 3 bonds of E. W. Jones & Jno. Jones for $10.69 each, mentioned in the within report of sale, which bonds I am required to collect. &c.

L. B. Edwards Sheff's Comr.

Clerk's Office,

Isle of Wight C. H., Va. Feby. 7th 1875

P. C. V. Hart, Deputy for W. P. Young Clerk of the County Court of Isle of Wight County. Do hereby certify that there is Charged to William Brookes on the Land Book of Hardy Township in said County for the year 1874, Thirty acres of land valued at One Hundred Dollars. Given under my hand as Deputy Clerk the day and year above written.

P. C. V. Hart, Deputy for
W. P. Young Clk.

Comp &c

Ds { Certfte; of the quantity & value of Wm Crocker's land,

Crocker &c

Clerk's Office,

Isle of Wight C. H., Va. Feby 9th 1875.

C. H. Hart Deputy for H. P. Young Clerk of the County Court of Isle of Wight County, Do hereby certify that there is charged on the land book of Newton Township in said County for the year 1874, to the Estate of William R. Hawkins 575 acres of land valued at Two Dollars per acre, Given under my hand the day & year above written,

C. H. Hart D. for
H. P. Young Clk.

Compt &c

vs

Certf: of the quantity & value per acre of the land of Wm R. Hankins -

Crocker

=

Fee $3.50

In Isle of Wight Circuit Court, May 27th 1874

L. S. Crump &c. Plts.

vs. } In Chancery

Wm H. Crocker and Mary Wesley Defts.

This Cause came on this day to be again heard on the papers formerly read, and on the petition of Lucy A. H. Crump, this day filed herein, praying to be substituted as a party plaintiff herein, in the place of C. W. Sutton, late Sheriff of Surry County and as such the Adm'r of L. S. Crump dec'd: And was argued by Counsel: On consideration whereof the Court doth adjudge, order and decree that the said Chas. W. Sutton late Sheriff and Adm'r as aforesaid be summoned to the next term of this Court to show cause if any he can, why the prayer of the petitioner should not be granted, and she be substituted in his place as a plaintiff in this suit, and the same hereafter to proceed in her name as such plaintiff. And that a Comm'r of this Court ascertain the facts referred to in said petition and report the same to Court, together with such testimony as may be taken thereon, And the Court doth further adjudge, order and decree that the present Sheriff of this County proceed to execute the decrees hereinbefore

rendered, and he report to court his proceedings thereunder,

A Copy Teste

G. H. Hart, D. C. for
N. P. Young, Clk.

Allo. fee & tax	$16.00
Clk. fee	8.94
Sheff. " I. O. Ld.	1.00
" " Surv	.50
Cost to May 18/74	$76.44
Sheff. Comm.	16.50
auction fee	5.00
	$47.94

Rec'd my fee as above stated $8.94 - N. P. Young Clk.

Atty's fee & disb as (16.00) G. H. Hart

Comm'n &c

Copy & fees
May 21st 1874.

Crooker Atty

Commissioners Special Endorsement

January 29th 1875

To the Circuit Court of Isle of Wight

Pursuant to a decree of the said court rendered on the 27th day of May 1874 in a cause in Chancery depending therein wherein L.L. Crump complainant and William Crocker and others defendants the undersigned a commissioner in Chancery of the said court was directed by said decree to ascertain the facts referred to in the petition of Lucy A. H. Crump, and report the same to court together with such matters as may be taken thereon and report if any and what incumbrances against the land in said petition mentioned and described and the priorities thereof and to whom and when the same are payable and report any other matter which he may deem pertinent to the matters in question or which may be required by any party in interest and the said commissioner having given due notice by publication in the Smithfield Times a newspaper published in the County of Isle of Wight of the time and place of executing the said decree and having given due notice by mail to the parties or their attorneys and that in the discharge of his duty he ascertained the following facts that Wm R Hawkins died many years ago intestate leaving a widow Lelia Hawkins and two children Mary W Hawkins and Lucy E Hawkins who alone survive him and at the time of his death he was seized of the tract of land in the proceedings mentioned and also of lands in the County of Surry that Dower was assigned to the widow out of the lands in Surry that Mary W Hawkins entered into the possession of the lands in Surry and died in the year 1871 leaving a daughter Lucy E Hawkins who is now about two years old and has since died intestate and without having conveyed her interest in said land leaving her mother Lelia Hawkins and her father now living that the petitioner married L.L. Crump who has since died. That L.L. Crump during his lifetime sold the said land to William Crocker defendant taking his bond for the purchase money and retained title to the said land. The said L.L. Crump obtained judgment on the said bond and brought suit for the sale of the said land and the said land has been sold

that Lucy A. D. Crump inherited one half of the said land from her father, and one half of which from her Uncle Mary E. Crump three fourths of the same and Silas Hawkins the other fourth.

Which is in support hereof is herewith returned.

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

Geo. Kerkwinder

Time employed 8 hours. $8—

Crump &c
vs
Crump &c

Commissioner's Report
of Sales.

Crump &c
v.
Crocker } Statement of facts for Commrs

Wm. H. Hamblin died nineteen many years ago seized and possessed of a certain tract of land in Isle of Wight County leaving Celia Hamblin his widow surviving, and as his heirs at law his two children Mary E. & Lucy A. Hamblin. He was also seized & possessed of lands in Surry County which have been held by his widow since his death as her dower (as I suppose) in all his real estate Mary E. Hamblin attained age and married one Brown after which she died without having had issue born alive and without having joined in any conveyance of said land or her interest therein. Her mother the said Celia Hamblin and her sister the said Lucy Hamblin were her heirs at law. The said Lucy A. Hamblin married one E. S. Crump who in her time died During his lifetime he contracted to sell a portion of said land in Isle of Wight County to Wm Crocker the defendant in this suit. Said Crocker executed his bonds to said Crump for the purchase money and no conveyance of said land was made to Crocker, nor was any

intended to be made until the payment of the purchase money. After Crockett's bond became due Kemp brought suit and obtained judgment on them or so much of them as remained unpaid. Execution on the judgment was returned "No effects" and a Chancery suit was brought to enforce the lien retained on the land, and to subject Crockett's other land to the lien of the judgment if necessary, for the payment of the same. Kemp died and C. W. Sutton Esqr. &c. and his widow was made a party plaintiff in this suit. The land purchased by Crockett of Kemp and also Crockett's own land was sold by the Commr under the decree in said suit, the bonds taken by the Commr for the purchase money, and returned to Court. Kemp's estate is insolvent and Mrs. Kemp claims, that the judgment against Crockett is no part of it (his estate) but that said judgment is her property as it was the proceeds of her real estate. I think she is entitled to three fourths of it, and Mrs. Hankins to one fourth, the latter having inherited one half of Mary D. Green's share who died after having attained age &c. as aforesaid. Mrs. Hankins has filed

No petition in this suit claiming an interest, because both she and Mrs. Crump are represented by me and I supposed until lately that Mary D. Graves died under age, in which case, all her real estate would have passed to her sister as it was derived from her father and Mrs. Hankins would have taken nothing

Geo. P. Clark

Sworn to & subscribed before me a commissioner in chancery of the Circuit Court of the City of Wheeling

Geo Peterkin Com'r

Camp &c.

V. 3 Statement of facts

Crocker

Guggenheimer & Weil, Prs. Balto.

The Commonwealth of Virginia,

Surry

TO THE SHERIFF OF ~~ISLE OF WIGHT~~ COUNTY—GREETING:

We command you to summon Charles A. Sutton late sheriff of Surry county and as such administrator of D. B. Crump dec'd

before the Judge

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 the 6th day of October next to answer show cause if any he can, why the petition of Lucy W. & Crump praying that she may be substituted in the place as plaintiff in the suit of D. B. Crump vs. Wm Cracker &c. and that said suit hereafter proceed in her name as plaintiff, shall not be granted.

And have then and there this writ.

Witness, NATHANIEL P. YOUNG, Clerk of our said Circuit Court, at the Courthouse, the 5th day of June 1894, in the 98th year of the Commonwealth.

N. P. Young Clk.

Cumps

Sums. to
Shon Cause
to. R.

Cumps adm.

To Octo. Cer. Ct. 1874.

Clarke. Jog

Surveyor.

A Petition praying the removal of Pro Ami Wm
Poore
Clerk Supreme
Court

The Commonwealth of Virginia To the sheriff of Isle of Wight County, Greeting: We Command you to summon William Crocker and Mary Crocker 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 September next, to answer the bill in Chancery of L. S. Crump's. And have then there this writ. Witness Charles H. Hart Clerk of our said Court, at the Courthouse, the 30th. day of August 1869, in the 94th. Year of the Commonwealth.

Chas. H. Hart Clk.

Crump

v. Sumn. in Chy.

Crocker & als.

To Sept. 1869. cir. ct.

Rules.

Clarke & F

To the Hon. the Circuit Judge of the Circuit Court of Isle of Wight County:

Your petitioner, Mary A. A. Crump very respectfully shows to the Court

1st That at the September term 1869 a bill in Chancery was filed in this Court by her husband E. S. Crump against William Cowper and Mary Wesley, for the purpose of setting aside a certain deed of conveyance of land made by the said Cowper to the said Wesley, and of subjecting said land to the payment of a judgment of said Court before that time rendered in favor of said Crump vs. the said Wesley & Cowper

2d That at the Oct. term 1869 there was a decree entered in said suit setting aside said conveyance and directing a sale of said land to satisfy said judgment unless the same should be paid &c. and the Sheriff was appointed a Commissioner to execute said decree

3rd That the said E. S. Crump afterwards died and Lewis W. Sutton as Sheriff of Surry County became the holder of his estate and at the April term 1872 a rule was rendered in said suit ordering that the same should thereafter proceed in his name as Sheriff &c. and that said last mentioned

deem substituted the then acting Sheriff of this County as Commr. to make the sale, the former Sheriff having failed to make it, and also made some alterations in the terms of sale

11th That said sale has not yet been executed and that another Sheriff has since come into Office in said County!

5th That the debt upon which said judgment was rendered, was a debt due for the purchase money of land which was your petitioners inherited from her father Wm Dunning dec'd Maiden land, and that she never conveyed it away or joined her said husband in any Conveyance of it to any person

6th That a part of the said land deemed to be sold was the said Maiden land of your petitioner and that the title to it was retained to secure the payment of the purchase money, No Conveyance thereof being made to said Creditor of your petitioners husband.

7th That your petitioner would have joined her said husband in a Conveyance of said land in his application to said Creditor if he the said Creditor had completed the payment of the purchase money,

8th Your petitioner therefore claims that she is entitled to the proceeds of said debt when the same shall be collected. And she prays that she may be made a party defendant to

a party plaintiff in said Chancery suit in the place of said Chas. W. Sutton, Sheriff &c as aforesaid and that said suit may thereafter proceed in her name as such. That the present Sheriff of this County may be substituted a Complt. in the place of the late Sheriff and directed to execute said decree already rendered for said. And that if necessary said Chas. W. Sutton & with the said William Crockett said may hereby may be summoned to answer this petition

And your petitioner will ever pray &c

Mary A. E. Crumpton

By G. T. Clarke her atty.

Lemmon &c

vs Petition of

Cary N. M. Lemmon

Covenant

To the Hon. E. P. Dillon, Judge of the Circuit Court of the 8th Circuit for Wythe County:

Humbly complaining sheweth unto your Honor your orator S. S. Crockett of Grayson County, that at the March term 1868 of the County Court of the 8th Circuit for Wythe County, two judgments were rendered in his favor against William Crockett of the last named County and docketed within one year in the Clerk's Office of said Court, One of which was for $175. with legal interest (Thereon) from the 11th day of Nov. 1865 till paid and $6.66 Costs, and the other for $175. with legal interest thereon from the 11th day of Nov. 1865 till paid and $7.26 Costs. Abstracts of said judgments are herewith filed marked "A" and are prayed to be taken as a part of this bill. The debts on which said judgments were rendered having been contracted after the second day of April 1865, executions issued on said judgments to the Sheriff of said County and were returned by him to the Clerk's Office endorsed "No effects". Abstracts of said executions are herewith filed marked "B" and are prayed to be taken as a part of this bill. The said William Crockett at the time of the rendering of said judgments, was seized in fee simple and possessed of a certain tract or parcel of land in said County of the 8th Wythe, devised to

him by his father, Wm. Crocker dec'd supposed to contain about 30 Acres and bounded by the lands of Anselm Crocker and others. Also also has an equitable interest in, and is seized of another tract of land in said County lying adjacent to the above mentioned tract, supposed to contain 100 acres, which he purchased from your said orator in Dec. 1865, the legal title having been withheld by agreement between him and your said orator until the purchase money should be paid and the same not yet having been paid, but the above mentioned judgment was rendered on the bond given by him for the purchase of said land. On the 30th day of November 1868 several months after said judgment was rendered as the said Crocker (or attempted to convey) conveyed the first mentioned tract of land to one Jesse Vesey his wife by deed of that date recorded in the Clerk's Office of said County of Lee of Deeds a copy of which is herewith filed marked "C." and is prayed to be taken as a part of this bill. At the time of the purchase of said land by said Crocker from your orator it had on it a large quantity of valuable cypress timber all of which he cut off and sold in shingles &c. Then failed and refused to pay your orator for said land and attempted to deprive the

lien of his judgment on the land be held in fee by pretending to insist that the said ~~said~~ liens &c. in his said bill mentioned aforesaid judgments were rendered &c. as aforesaid, and yet occupying and living upon said land up to this time not having paid his said liens pretending that notwithstanding his pretended purchase he thus attempted to leave your orator nothing but your orator's own land stripped of its timber and comparatively valueless to pay him for the original purchase. But your orator contends that his said judgments created liens upon all the real estate which said brothers held at the time, and that the said Jesse Ivey (all of) may levy even if claimed in good faith (which he does not admit) is subject to said liens &c. Your orator also charges that the rents and profits of said land will not discharge said judgments in five years, nor if either of the tracts should be sold would the rents and profits of the other pay of the remainder of said judgments in that time. Thus he is entitled to have all of said land sold and one out, except the expectancy of dower of the said brothers wife in the first named tract, and the proceeds applied to the satisfaction of his said judgments. Your orator is without remedy at law and can only be relieved by this Hon. Court of Chancery where matters of this sort are cognizable &c.

To the end therefore that justice may be done
your orator prays that the said Wm. Crockett
and Isaac Wesley may be made parties defendant to this bill and required to answer
the same, and that by the decree of this
Court both of said tracts of land may be
divided to be sold and the proceeds applied
to the satisfaction of said judgments, and that
such other and further and general relief may
be granted your orator as the nature of his
case may require and to equity shall
~~and may consist with the spirit of~~ And your orator will
ever pray &c.

R. S. Crump
By Counsel

R. S. Crump
vs
Wm. Crockett &c.

Bill

1868.
Sept. Rule - Bill to be filed
Sum. Iss. Dep. Sh. Rec'd
Rec'd

Oct. 6. Rule - Bill to be filed
accordingly (per Curiam)

Oct. 6. Ord. Pro. Taken

May 1870. Cont.

Oct. 1870. Cont.

April 4 Oct. 1871 - Cont.

April 1872. Demr of Defts.
1869 - Recorded in Book 5
overruled for Cause

May 1874 &c: to call Dedt
for Com. & as Crump to assign
Oct. 1875 Heard Decree