

1875-017 Chancery Causes. John H. Womble, Eliza B. Moody & M. J. Langhorne & 4x

Sale of Wight County
Plat

VS Abraham Vellines

Other surnames: Ripley,
Drew, Garnett

Know all by these presents, That I Ma-
ry Ann Garnett of the County of Giles & High
in the State of Virginia, for and in consideration
of the sum of Two hundred and Sixty three Dollars,
and twenty eight cents to me in hand paid,
by John S. Wootch of the County and State afore-
said, the receipt whereof is hereby acknow-
ledged do hereby grant with general warranty
all of my interest in the tract of land lying in
said County, and containing by estimation
Twenty Six acres be the same more or less,
devised unto me by the last will and
Testament of Nancy Bellines deceased,
late of said County,

Intestimony whereof I have hereunto
set my hand and affixed my seal, this
Eight day of April A. D. Eighteen hun-
dred and Seventy four.

Mary A. Garnett *Test*
Giles & High County Soil:

J. S. Wootch a Notary Public for the County
aforesaid in the State of Virginia do hereby
testify that Mary Ann Garnett whose name is
signed to the writing hereunto annexed bear-
ing date on the Eight day of April A. D.
Eighteen Hundred and Seventy four, has
acknowledged the same before me in
my said County. Given under my

hand as Notary Public this thirtieth day of
April Eighteen Hundred and Seventy
four, C. B. Hayden

In the Clerk's Office of Isle of Wight
County Court, May 2nd 1874. This
Deed from Mary A. Garnett to John G.
Womble, was received, and being duly
certified according to law, is there-
upon admitted to record,

Test, at Sta. Leger
H. P. Younglet.

Attest
Clerk at Sta. Leger
H. P. Younglet.

Mary A. Garnett

To } deed

John G. Womble

Attest

27343.p.280

I, Nancy Vellines of Sisco of Wight County, Virginia
make this my last will and Testament, I ap-
point Mrs Mary Ann Garnett of Smith Hill
my Executrix, and request the Court not to
require any security from her, and no ap-
praisement of my estate to be made. I di-
rect my estate real and personal to be sold
by my Executrix, my debts paid, and the balance
of my Estate, I give to my dear friend Mrs
Mary Ann Garnett, in consideration of her
kindness to me.

Witness my hand and Seal, this 20th day
of March 1870.

Witness

Nancy Vellines

Arch^d. Atkinson Sr

E. A. Atkinson

Signed in the presence of the Testatrix, in the
presence of the Witnesses, before whom the
aforesaid was read and acknowledged,
Teste,

Arch^d. Atkinson Sr

E. A. Atkinson

Arch^d. Atkinson Jr,

In Sisco of Wight County Court, August 1st
1870, this will was proved in part by A.
Atkinson Jr, and continued, and on the 5th
of September 1870, it was fully proved

by J. C. Atkinson Esq, and ordered to be recorded,
Executive qualified &c —

Esse. H. S. Young Esq.

Atcopy

Esse. W. H. Hart, Esq.
H. S. Young, Esq.

Nancy Collins'

Will

Atcopy

Miss Book 28. p41

In the name of God amen, I, Isaac Vellines of the
County of Giles & State of Virginia, being sick and
weak in body, but of perfect sound mind and memory,
do constitute, make and ordain this my last will and
testament in manner and form as followeth: To
wit: Item, I give and bequeath unto my Daughter
Wilmoth Lacy, one negro girl Mary, one negro
Boy Asbern, one Bed and furniture, and one cow
and calf: to her, her heirs and assigns forever,
Item, I give and bequeath unto my Daughter Eliza B.
Moody one negro Girl Aggy, one negro Boy Sam
one Bed and furniture, and one cow and calf, to
her: her heirs and assigns forever,
Item, I give and bequeath unto my Daughter Nancy
Vellines one negro Girl Courney, one negro Boy
Joe P. one Bed and furniture, and one cow
and calf, to her: her heirs and assigns forever,
Item, I give and bequeath unto my Son Abraham
Vellines the plantation whereon I now live with
as much of the rest of my land as will make the
whole to be one half of the land which I possess,
one negro man Phill, one negro woman
Liman, one Curtain Bedstead with Bed and fur-
niture, one Silver Watch, one cow and calf
and one gun to him, his heirs and assigns forever,
Item, I give and bequeath unto my Daughter Polly
R. Vellines one negro Boy Andrew one girl
Amy, one Bed and furniture and one cow and calf

to her, her heirs and assigns forever,
Item, I give and bequeath unto my Daughter
Louisa Vellines one negro woman Esther, one
negro girl Delila, one Bed and furniture,
one cow and calf, and the plantation called and
known by the name of Simmonses, with the bal-
ance of land which I have not already given
away to her; her heirs and assigns forever,

Item, I give and bequeath the profits arising from
the Dower negroes which I purchased of W^m Wint
and wife to be equally divided between and amongst
my children, to wit: Winmoth Drew, Eliza B,
Moody, Nancy Vellines, Abraham Vellines
Polly R. Vellines and Louisa Vellines to them
their heirs and assigns forever,

Item, I give and bequeath the balance of my
estate which I have not already given away, to
be equally divided between and amongst my
four Daughters, to wit: Winmoth Drew, Eliza
B. Moody, Nancy Vellines and Polly R. Vellines,
to them their heirs and assigns forever,

Item, I do hereby nominate and appoint
my Son Abraham Vellines whole and sole
Executor to this my last will and Testament.
In witness whereof I have hereunto set my
hand and Seal, this 29th day of January, Eigh-
teen hundred and nineteen,

signed, sealed and acknowl-
edged in the presence of
Jordan Parr
David Lonsouby
John Sykes

Isaac Vellines

A Court held for Elko Wight County
the 2nd day of March 1889. This will was
presented into Court and proved by the oath
of Jordan Farr and John Sykes, two of the
witnesses thereto, and was ordered to be re-
corded, and Abraham Bellines the Ex-
ecutor therein named refused to take
upon himself the burthen of the execution
of said Will, Teste,

Nathl Young, clk: S.W.C.

Attest,

Edw. H. S. C., for
U. P. Young, clk:

Isaac Tellins'

Will

Copy
New Book 15-p
226

Exhibit
A

Womble &

Dallies &

This cause this day came on to be again heard on the papers formerly read & on the report of E P Womble, Stephen N. Mays, R H Pulley, Mills & Parr commissioners for partition under the decree herein of October Term 1874. Since argued by counsel, on consideration whereof the court confining said report, to which no exceptions were filed, doth adjudge and decree that the parties hold the several tracts of land assigned them by said commissioners according to said report & that they be perfectly bound by the same & that the parties to this suit contribute equally to the costs thereof & that execution ~~issue~~ against them severally for their respective shares thereof be a $\frac{1}{4}$ each & that the said costs of each party be a lien on their respective tracts of land assigned them by said report until paid & that this cause be removed from the docket, nothing further remaining to be done herein —

Humble Letter
to
Pellegrini -

Rough sketch
October Term 1875
To be printed -

Geo. V. Brown,

Final

Entered 11

Womble & als

^{vs}
Vellines

This cause in which
the complainant Bill is taken for con-
fessed as to the defendant Abraham Vellines
on whom process has been duly served, he
still failing to appear, plead, answer
a demurr, came on this day to be heard
on said bill, & exhibits filed & was argued
by counsel, on consideration whereof the
Court doth adjudge, order & decree
that - Edmund C. Womble, R. H. Puller, Stephen N.
Mughrant, Mills H. Parr & Clement Batten
who are appointed special commis-
sioners for that purpose, any three of
whom may act; proceed to allot
into four equal parts having regard to
quantity & quality the Land whereof
Louisa Ripley, died seized & possessed in
the County of Isle of Wight, containing estima-
tion 384 - 'acres be the same more or less
demanded her by the last will & testament of
Isaac Vellines, adjacent to the lands of
Burgess Mughrant, Jas E. Thomas Et als & others &
allot one of said equal 1/4 parts respectively
to said Abraham Vellines - John G
Womble, Eliza B. Moody & Louisa
Langhorne wife of M J Langhorne, -
but if said Commissioners should
find said partition inconvenient,
they shall so report to court, with the

Reasons on which their opinion is
founded. Let any party will accept
the entire subject they thereon to the other
parties such sum of money as their
interest therein may entitle them to
or if the interests of all parties will be pro-
moted by a sale of the whole land or
allotment of part & sale of the residue
they will so report to court with the
amounts in case of allotment which
should be paid by whom & to whom -
Make report to court of their proceedings
under this decree

Handwritten

u.

Vellines -

Rough Decree

Oct - Term 1874

To be entered

Wm. H. Brown.

Entered
(24)

To the Circuit Court of Isle of Wight County;

The undersigned three of the Commissioners for partition under the annexed decree of said court of October term 1844 in the suit of Hornbl et al, report to the court that pursuant to said decree they have divided the land in said decree mentioned into four equal parts having regard to quantity and quality. Your Commissioners in order to execute said decree found it necessary to call in the aid of Col.

E. M. Morrison a competent surveyor plot no. 1 containing by estimation 76 acres bounded as described in plot and field notes, no. 1 herewith filed, they allotted to John S. Hornbl. Plot no. 2 bounded and described as in plot ^{and field notes} no. 2 herewith filed, they allotted to Sophia Pangborn wife of M. S. Pangborn.

Plot no. 3 bounded and described as in plot and field notes ^{no. 3} herewith filed they allotted to Abram Taline.

The balance of said tract of land, being in the estimation of your Commissioners, one full equal fourth of said land having regard to quantity and quality they allotted to Eliza B. Woody.

All of which is respectfully submitted

E. M. Morrison

Stephen W. Uryearh

R. H. Puley

Willm. A. Parr

Com. fee \$2.00 each.

Wounded at
PS
Bellines Falls

Report of Commissioner
of
Partitions

May 3^d 1875.

Filed.
/

In Isles of Wight Circuit Court, Octo: 7th 1874,

John G. Womble, Eliza B. Moody & als. Plffs.
Against } In Chy:
Abraham Vellines Deft.

This Cause in which the Complain-
ant's Bill is taken for confessed as
to the defendant Abraham Vellines
On whom process has been duly served,
he still failing to appear, plead, answer
or demur, Came on this day to be heard
on said bill, and Exhibits filed. And
was argued by counsel: On consider-
ation whereof the Court doth adjudge
order and decree that Edwin P. Wom-
ble, R. H. Pulley, Stephen W. Ughart,
Mills H. Parr and Clements Battin
who are hereby appointed Special Commission-
ers for that purpose, any three of whom
may act, proceed to allot into four
equal parts having regard to quantity &
quality, the land whereof Louisa Ripley
died seized and possessed in the County
of Isles of Wight, containing by estimation
384 acres, be the same more or less,
devised her by the last will and testament
of Isaac Vellines, adjacent to the
lands of Bridges Ughart, John Es.

Thomas Estate and others, and allot one
of said equal parts respectively to said
Abraham Vellines, John E. Womble
Eliza B. Moody and Louisa Langhorne
wife of M. J. Langhorne; but if said
Commissioners should find said par-
tition inconvenient, they shall so report
to Court, with the reasons on which
their opinion is founded, and if any
party will accept the entire subject
and pay therefor to the other parties such
sums of money as their interest therein
may entitle them to, or if the interest
of all parties will be promoted by a sale
of the whole land, or allotment of part
and sale of the residue, they will so report
to Court, with the amounts in case of al-
lotment which should be paid, and by
whom, and make report to Court
of their proceedings under this decree.
Attest, &c.

Attest, &c.
for N. P. Young, clk.

Pro: E. Womble, et al

Attest, Copy of decree

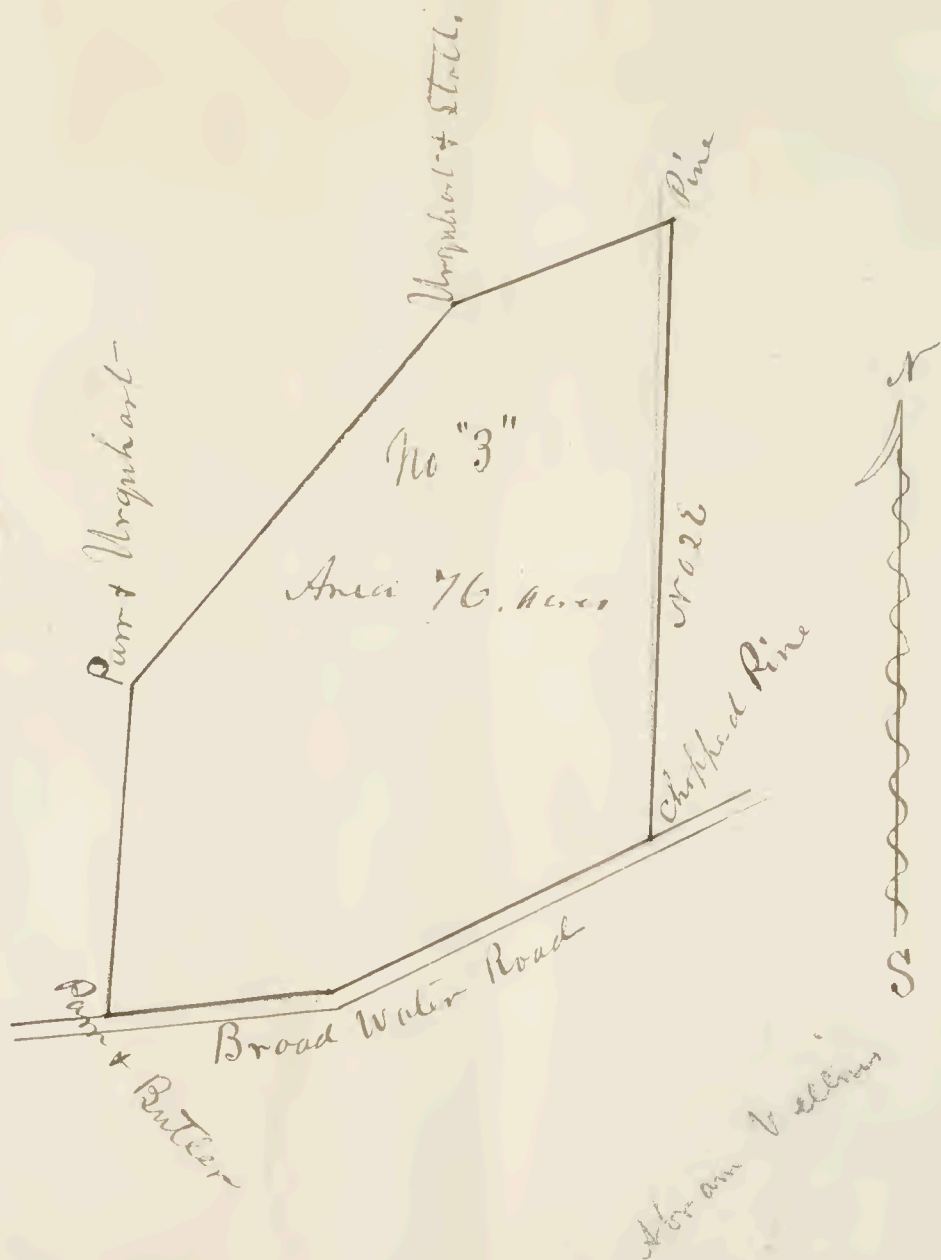
Abraham Vellines,

Deo. Vir. Et. 1874;

For E. J. Womble

De Thomas Estate

Plotted 10 chs = 1 inch



Plot No "3"

No "3"

A line Commencing at a Chopped Pine
on Broad Water Road between plots - No. 2 & 3
to 2 E along a line of Chopped trees to a Pine
on Stoll between Nos "2" & "3", thence S. W to the
line of Unguhant & Stoll, thence S. W to Porr and
Unguhant line, thence S 0 2 W to Porr & Butler's
line on Broad - Water Road. thence up that
Road to the point - of beginning will enclose
an area of 76 acres

E. M. Morrison
Surveyor

Jan 2nd 1874

No "3"

No "2"



Plat No "2"

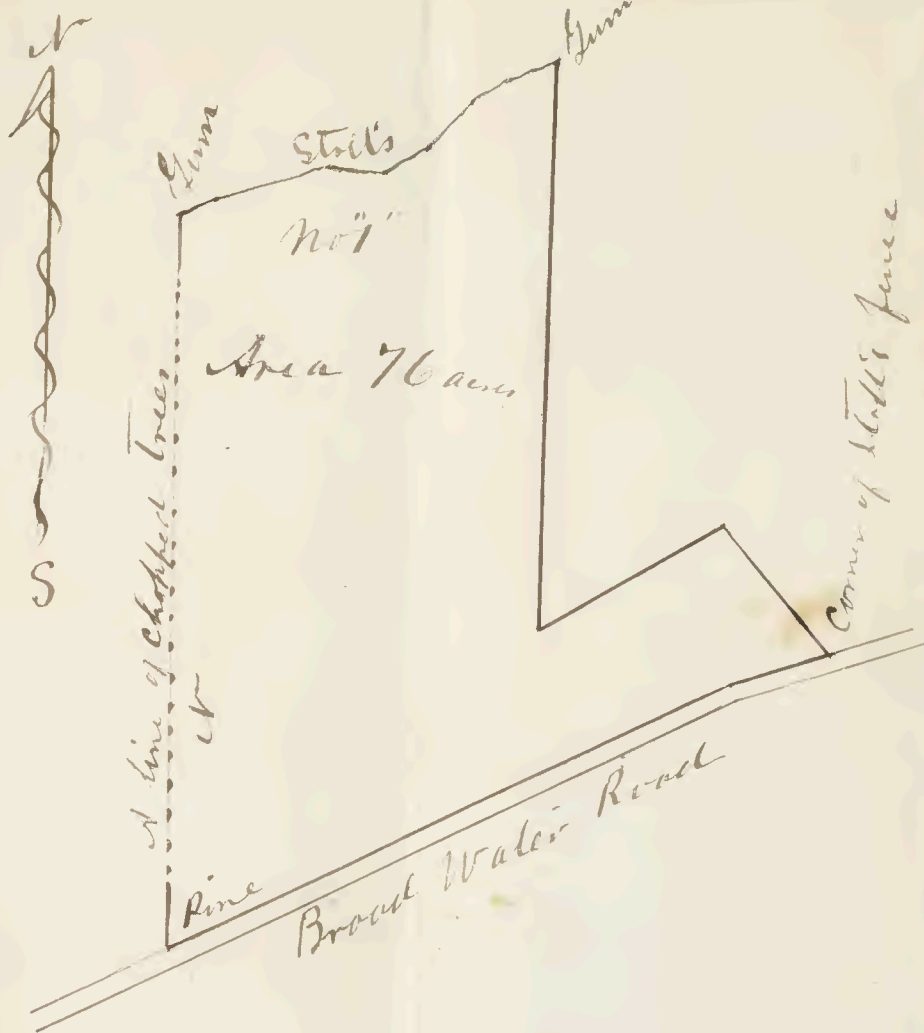
Plot - No "2"

A line Commencing at a Marked Pine on Broad
Water Road between tracts Nos 1 & 2 thence N along a
line of Chopped trees to a gum on Stott, thence S W along
Chell's line to a Pine thence S 02 W along a line of Chopped
trees to Broad Water Road, thence along that Road
to point of beginning will enclose an area of 76 acres

Aug 2nd 1878 -

E. M. Morrison
Surveyor

Plot 10 Ch. = 1 inch



Low Henshale

No. 1

Plot - no "1"

Plot No. 104

A line Commencing at Corner of Stoll's fence
on Broad Water Road thence along that fence
to a Gum on Clark's Road, thence SW along
Stoll's line to a gum between No 1 & 2, thence
S along a line of Chopped trees to Broad
Water Road, thence up that Road to the point
of beginning Will enclose an area of 76 acres,

E. M. Morrison

Surveyor

Lang 2nd 1875-

76
4
4

Plot No. 104

A line Commencing at Corner of Stoll's fence
on Broad Water Road thence along that fence
to a Gum on Clark's road, thence SW along
Stoll's line to a gum between No 1 & 2, thence
S along a line of chopped trees to Broad
Water Road, thence up that Road to the point
of beginning Will contain an area of 76 acres,

E. M. Morrison

Surveyor

Lang 2nd 1875-

1875-

Lay 2^{ml}

Hein of Sam Vellner

To E. M. Morrison

dividing into 3 equal parts - a tract of land (2 1/2 days
work)

\$20.00

Abstract from Surveyor's report of the
survey of lands under claim for par-
tition recorded in Isl of Wright Circuit
court on 7th Octo. 1874, in the suit
of Mrs. G. W. Smith et al. v. A. V. Williams
et al.; showing the land assigned
to Mrs. Fannie Langhorne by the court,
as per in said suit. To wit:

"Lot No. 2. A line commencing at a
marked pin on Broadwater road,
between tracts Nos. 1 & 2; thence north
along a line of chopped trees to a gum
on Stott; thence S. W. along Stott's line
to a pine; thence or W. along a line
of chopped trees to Broadwater road;
thence along that road to point of
beginning will enclose an area of
20 acres."

"E. M. Morrison"

"Jan. 2^d 1875."

"Surveyor"

Teste,

A. P. Young et al.

The above report was confirmed at Octo. Term
1875.

Teste, A. P. Young et al.

I hereby consent to join with the
other heirs of Mrs Thomas & Repley
deceased (compellers) in a suit for
the division of the land of which the
said Mrs Repley was seized or if the
same cannot be divided then to have
the land sold and the proceeds divi-
ded. March 10th 1874

Just

Eliza Moody

Eliza B. Moody

The Commonwealth of Virginia,

TO THE SHERIFF OF ISLE OF WIGHT COUNTY—GREETING :

We command you to summon *Abraham Veltius*

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 John G. Wrenble, Eliza B. Moody, M. J. Langhorne & Louisa his wife.*

And have then and there this writ.

Witness, NATHANIEL P. YOUNG, Clerk of our said *Circuit* Court, at the Courthouse, the *20th* day of *August* 18^{*74*}, in the *99th* year of the Commonwealth.

N. P. Young Clk.
a copy Teste, N. P. Young Clk.

Mr. G. Womble et als.

v. { Juries to
ans. bill.

J. T. Vellies

To Sept. Rules, 1874.

Hayden & Boykin

Executed by delivering
to the within named
Clerk Vellies a true
copy of the within
Summons Aug 29

1874 R. A. Edwards Jt
X. J. Edwards Shiff

To the Honorable Geo Blount Judge
of the Circuit Court of Law & Chancery
for the County of Isle of Wight in
chancery sitting.

Humbly complaining
sheweth to the Court your com-
plainants to be I Wmble, Eliza
B Moody, M J Langhorne & Louisa
his wife; That one Isaac Vellines by
his last will & testament duly admitted
to probate in the County Court of
the County aforesaid, a certified copy
of which marked A is herewith
filed & prayed to be taken as a part
of this bill, devised to his daughter
Louisa Vellines a tract of land
known in part by the name of
Summons which together with
the other land devised by said will
made

acres lying in the
County of Isle of Wight adjacent to
the other lands of said testator;

That the said Louisa intermarried
with one Thomas A Ripley, of which
marriage a child or children were
born. The said Louisa departed
this life on the day of
18 the said Thomas A Ripley
her surviving, whose tenant by

by the courtesy of the said devised
his wife. The said Thomas A. Ripley,
departed this life on the day of
185 and on the day of said
marriage having procured the
said Thomas A. in infancy.
On the death of the said Thomas A.
Ripley the said land passed to the
surviving brother & sister of the said
Louisa as her heirs at law, to wit.
W. Abram Veltins, Eliza B. Moody,
Nancy Veltins & Wilmore Wood.
The said Wilmore Wood has departed
this life intestate leaving her daug-
hter Louisa the wife of M. C. Lang-
horne as his heir at law.
The said Nancy has departed this life
by her last will & testament devised
her whole estate real & personal to Mrs.
Mary Anne Barnwell. Copy of said
will marked B is herewith filed &
prayed to be taken as a part of the
bill. The said Mary Anne Barnwell
by a deed of bargain & sale conveyed
unto the said complainant & her
heirs all the interest of the said
Nancy Veltins in said land, the
said interest consisting of 96 acres

10

happening in the course of the proceedings in the said court to be
done or to be done, a certified copy of said
deed is herewith filed marked &
sprayed to be taken as a part of this
bill.
to partition the same heretofore of said
land. Your complainants are infor-
med & charge that they are entitled
to have partition made of the said
land equally between the said
John H. Wamble, Eliza B. Moody,
Louisa L. Loughmore & Abram Perkins
or if such partition should be imprac-
ticable that the whole subject may
be sold & the proceeds of sale divided
among the parties according to their
respective rights. Your complainants
are without remedy at law & can
only be relieved by the aid of the
Honorable Court of Chancery whose
masters of this Court are cognizable
to this end. Your complainants pray
that the said Abram Perkins may be
made a party defendant to this bill &
the request is made the same that
by the decree of this Court commissioners
may be appointed to make
partition among your complainants
& the said defendant according to

in rights set forth in this bill,
 or if such partition be found im-
 practicable the whole subject may be
 sold & the proceeds of sale distributed
 among the parties according to their
 respective rights, and that such other
 further & general relief may be granted
 in the premises as to the Court may
 deem ^{meet} or shall suit the equity of the
 case, and your Complainant will
 ever pray &c

George D. Boykin / s

Wm. H. 2100

} Machinery

Values

Complainant's Bill

18th of L.
 Sept. 18th. Bill filed.
 Sum: \$400 & de. nisi.
 Octo. 11th. Bill taken for
 confid. & set for hearing.
 Octo. 14th. H. de. for partition
 Octo. 15th. H. de. for de.
 atty. for day . . . 16.00
 atty. " . . . 8.42
 atty. " . . . 1.50
 Cont. of partition 8.00
 Costs \$32.92