

1880 - 015

Isle of Wight County

Chancery Causes: Margaret L. Bourne, widow of Thomas B. Bourne + al VS
Joseph E. Bourne + al, by v c

other surnames: Wilson,
Smith, TURNER

Bourne

to

Bourne

Report of
Commissioners of Sale -

"

copy, 20th 1845 -
Filed.

For a copy of this document see the document in the
Museum of the Massachusetts Historical Society

Wm. B. Bourne

Wm. B. Bourne

Commissary Office

Sec of Hight Co. April 2nd 1875

To the Circuit Court of Hight County

Pursuant to a decree of the Circuit Court of the said county rendered at the October term 1874 in the suit in chancery depending therein between Margaret B. Bourne and others plaintiffs and Joseph E. Bourne and others defendants the undersigned one of the Commissioners in chancery of said Court to whom was referred for settlement an account of the fee simple equivalent of the dower of the said Margaret B. Bourne in the land of which Thomas B. Bourne her late husband died seized reports that he spent much time and the said parties being unable to attend the taking of the said account which office was held on the 20th day of March 1875 which was returned to your commissioners acknowledged by these parties by their attorney and on the 24th of this instant, your commissioners reports that the said Margaret B. Bourne was aged forty nine years and six months on the 25th day of November 1874, that her expectancy of life was 21 years, that the said real estate was worth \$6500 00
That the annual value thereof was 390 00
That the said Margaret B. Bourne's dower therein was worth 130 00
and that the fee simple equivalent thereof is 1529 33

Witness my hand as a commissioner in chancery of the said Court this day and year first aforesaid

A. D. Young Comr.

Time employed 2 hours 25

Bourne tal.,

v. ³ Report of
3 Downcutt of
3 M. Bourne.

Bourne tal.,

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April 2^d 1845. filed.

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To the Circuit Court of the County of Wright County

Pursuant to a decree of the said court rendered on the 6th day of October 1874 in a suit in chancery thereon pending between Margaret L Bourne and others plaintiffs, and Joseph E Bourne and others, in fault, defendants, the undersigned commissioners appointed by said decree to apportion one third of the land whereof Thomas B Bourne died seized, having regard to quantity and quality to Margaret L Bourne, his widow for her dower therein, and to divide the remainder among the children of the said Thomas B Bourne, ^{having been duly sworn} report to the court, that they deem it entirely impracticable to divide the said land as directed by said decree for the following reasons. It is practicable to apportion over to the widow ~~and~~ ^{and} your commissioners deem that the dwelling house and outbuildings and about ^{and about 10 acres of woodland} 25 acres of arable land would be a just and equitable apportionment of dower. The balance of the land consists of about 150 acres of arable land and 50 acres of woodland, the woodland being situated on one side of the farm, and the arable land on the other side, so as to give each party a just proportion of arable and woodland without giving some of the parties woodland detached from their arable land, so as to require them to crop the shares of some of the others. The said land is also of unequal value in its different parts. Part of it is on the river shore but is ~~worthless~~ ^{but is worthless in other respects being composed of shell sand and such} and its value is enhanced by its fishing, and there are several tenement houses in other parts of the farm which enhance the value of the land immediately surrounding them. The whole ^{quantity} ~~quantity~~ ^{of} arable land to be divided is ^{only} ~~only~~ ^{only} about 150 acres, the shares of each child would only be 18 ³/₄ if it was of equal quality throughout but taking into consideration the greater value of part of the land acre for acre than of other parts, ^{some} ~~some~~ of the shares would be too small to be of any practicable value for arable purposes. But even if the land was capable of being divided according to said decree they do not deem it to be to the interests of the parties to make such

* The commissioners are satisfied that no division of the land can be made without some of the parties having to crop the other land & get access to their own.

decide in favor of the following reasons. The share that could be assigned to the
several parties under the most ^{favorable and advantageous} circumstances possible
that could be made would be so small that no share would be worth
as much or near so much as its proportion of the whole farm would
amount to if it was sold in its entirety. All of the adult children and
one of the infants are females the other four are boys of tender age. The eldest
being only just ten years, they are then totally unsuited for conducting
farming operations. Men of experience find it difficult to conduct a
farm at the present time ^{with success} how much less can young inexperienced females be
expected to do so. The land would then have to be rented out in order for them
to derive any profit from it this your commissioners believe would be un-
favorable to their interest, as universal experience shows that the best of
land rented out greatly depreciates in value ^{and is not so profitable}. They believe that
Mrs. Boone would make any and every exertion to promote the interest of her
children but she has as little experience in farming as her daughters, and not only
her sons but all the land would have to be rented for them to derive any benefit
from it, and their future maintenance is dependent ^{entirely} on what they
will derive from the sale of the land. The land is now in good condition
and will sell for more now than at any time again, and your commis-
sioners are satisfied that whether rented as a whole or ⁱⁿ ~~into~~ several parts of
it, ~~section~~ ^{section} was made, it would depreciate at least one half before the oldest
is arrived to the age of twenty five years. Your commissioners deem it also
proper to say that Mrs. Boone and her ^{daughters} ~~children~~ feeling themselves incap-
able of conducting the farm are determined in any event not to attempt to do
so, and that they have been led to this conclusion, as your commissioners
have been informed and believe, by the often repeated request and advice
of Thomas Boone her husband and father, who died some years since his
death bed. He was suddenly and unexpectedly called by a fall

from his home and that had he been under apprehension of his death he
would have provided for the sale of the land by will. The simplest val-
ue of said tract is \$1000 and the annual value is \$200 according to the best
of our commissioners judgment and belief.

Wm H. Casey
(J. L. Brown
O. C. Goodrich,

Bonnetals

As } Report of Bonnet
of
Particular

Bonnetals

Acting Mr. 1174 Retained
Hills -

The Commonwealth of Virginia,

TO THE SHERIFF OF ISLE OF WIGHT COUNTY—GREETING :

We command you to summon

*Joseph E. Bourne, Thomas B.
Bourne, Jean M. Bourne, Annie C. Bourne and
George Bourne infants of Thomas B. Bourne
Dad.*

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 Margaret A. Bourne,
Matilda M. Bourne, Maria L. Bourne and
Emily Bourne*

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, Clerk

Margaret L. Bourne

2. { Steam. in
Ch.

Mr. E. Bourne

To Sept. 1844

Albion

To the Hon^{ble}. Geo Blom Judge of the Circuit Court of Isle of Wight
County.

Sheweth your honor your oratrices Margaret L Bourne
Matilda M Bourne, Maria L Bourne and Emily H Bourne That
Thomas B Bourne was in his lifetime seized and possessed of cer-
tain real estate lying in the county of Isle of Wight, and more
ly the lands of C. H. Bourne and others, and containing three hundred
and seven acres, and being thereof seized and possessed, executed this
Agreement on the 30th day of July 1874 among your oratrix Margaret
L Bourne his widow, and your oratrices Matilda M Bourne, Maria
L Bourne and Emily H Bourne, and Joseph E Bourne, Thomas B Bourne
James M Bourne, Annie E Bourne and George Bourne his only children and
heirs at law. That the said Joseph E Bourne, Thomas B Bourne, James M Bourne
Annie E Bourne and George Bourne are infants under the age of Twenty-
one years.

And your oratrices further state that the said real estate is not a single
lot susceptible of partition among the parties entitled thereto. It is, they
know that or over therein may be assigned to your oratrix Margaret L
Bourne, and partition be made amongst the parties of the remainder, but if
it be not then your oratrices desire the same to be sold, and the proceeds
distributed amongst the parties, in proportion to their respective interests
therein, giving to the said Joseph E Bourne, Thomas B Bourne, James M Bourne
Annie E Bourne and George Bourne their respective shares, and the same to be
paid to her or over therein,

She tendered satisfaction whereof and of the same as your oratrices are required
by the premises, done by the aid of a court of equity, whose matters of the
kind are alone and properly cognizable your oratrices pray that the
said Joseph E Bourne, Thomas B Bourne, James M Bourne, Annie E Bourne
and George Bourne be and be made parties defendant to this bill, and be and
be ordered to answer the same, according to the best of their knowledge

edge, remembrance, information and belief as fully and particularly as if
the statements of her bill were here again repeated, and the said defendant
being specially interrogated, that a proper guardian ad litem be appointed
for the said defendant to defend her interests in the said suit, but
never be subjected to the said interrogatories and the said defendant be heard
before the parties before mentioned in the said bill, and your orders
therein thereof be altered to those, and we can find no other
individual entitled that the said defendant to defend the said bill, and
be heard among the parties entitled thereto: the proper course may be
seen, and that such other, further and special relief may be afforded
your orders as the nature of the case may require, or to give to
them, and: And your orders will be made

Kitchin's copy

To the Honl. George P. How, Judge of the Circuit
Court for the County of Isle of Wight, in Clm.
setting.

The joint answer of Joseph E. Bourne, Thomas
B. Bourne, James M. Bourne, Anne E. Bourne
and George Bourne, infant orphans of Thomas
B. Bourne decd. by A. D. Young their guardian
ad litem, to the Bill of complaint in said
Court exhibited by Margaret A. Bourne
vs. against them.

These Defendants, answering say that
they are infants under the age of twenty

any way. That they neither admit nor
deny the allegations in the Plaintiffs
Bill, but submit their interests, re-
spectively and jointly to the premises
to the protection of this Hon. Court.
And having accounted for hence to be
satisfied with their costs, & they
will ever pray &c.

J. P. Young & Co. ad
Cetera.

1880

Pro. me. fals

W. 3 Bill 10

Pro. me. fals

W.

Sept. Rls. Bill filed.
Gdn. and letter app. to
inf. to. this a. n. filed
& genl. Repts.

Octo. Rls. set for hearing

Acct. Ch. De. for partition,
Repts. made & De. confm'd.
Repts. & for sale &c.

Apr. / 75. Repts. of sale
& down int. filed &
Confm'd. & for distribution

Octo. / 75. Contd.

Apr. / 76. De. confm'd. Repts.
of Chapman & for
further coll. & distribution

Acct. 1879. De. w. collect. matter
and the new party to

Apr. ch. 1880. Final Decree

Rec^d Boetw Mass 24 August 1845 of G. R. Atkinson and H. K.
Chapman Lemmon's in suit of Beum & others vs Beum & others
Questuand and Twenty One ⁷⁴/₁₀₀ Dollars being amount due to
be paid me by decr of Circuit Court of Sac of Micho les. N^o
at April term 1845

Thos A Wilson

121.74

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310.35

197.51

112.84

31.25

81.59

Int 5.43

78.16

197.51

31.25

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232.19

188.61

43.58

Rec^d for paid V^{ts} 24 August 1875 of W. R. Johnson and
S. S. Chapman Compt^s in suit of Burns and others against
Burns and others One hundred and Twenty One ⁷⁴/₁₀₀ dollars being
amount decreed to be paid me at April term 1875 of Circuit
Court of Schuylkill County.

Laurie M. Bawne

188.61

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167.42

142.93

Recd from the V^m 24 August 1895 of the return and
H. Chapman Compt^r in suit of Burr and others against
Burr and others. On hundred and Twenty One 24/100 dollars
being amt decreed to be paid me at their term 1895
of circuit court of Seaford light bounty

Emilia M. Banne.

121.74

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6c

~~250.35~~

Rec'd from the Court on 24 Aug 1875 of Geo. L. Atkins and
H. K. Chapman Lem. f. in suit of Bourne and others against
Bourne and others. Fifteen hundred and ninety seven $89\frac{1}{10}$ dollars.
being amt decreed to be paid me at April term 1875
of circuit court of Sacramento County
Margaret L. Bourne.

1597.89

754.45

235234

576.13

1776.21

To the Circuit Court of Seaford County.

The undersigned, commissioners appointed by a decree of said Court, rendered on the 2nd day of April 1876, in the suit in Chancery depending therein between
Margaret L. Brown vs
Plffs.

and

Joseph E. Brown vs

Defds.

to collect the bonds of James A. Turner given for the deferred payments of the purchase money of the land in the proceedings mentioned, and after paying the unpaid costs of the suit, to distribute the balance equally among the children of Thomas D. Brown; and by a decree of the said Court of October term 1877 in the same cause, to collect the certificates of deposit of the Farmers and Merchants Savings Bank for the sums deposited therein, to the credit respectively of Joseph E. Brown, James M. Brown, Thomas D. Brown, Annie E. Brown, and George B. Brown, and pay the proceeds thereof to the respective Guardians of said infants; and by a decree of the said Court of the October term 1879 to execute and deliver a good and sufficient deed for the land in the proceedings mentioned to Helen L. Turner, Martha E. Turner, Jack Turner, Frederick H. Turner, and Clarence A. Turner, subject to the dower interest of Mary Smith formerly Mary Turner, report to Court thus on the 4th day of February 1880 they received from Mary Smith formerly Mary Turner Adm^r of James A. Turner the sum of Twenty four hundred and

Ninety one dollars and twelve cents, principal and interest due on last sales bond, which they have distributed as follows

Principal of bond		1895.83
Interest from 11 Nov 1874 to 4 July 1880		595.29
		2491.12
Redemption on 595 ²⁹ @ 2%	11.90	2491.12
" Clerks fees	6.22	
" Commission fee	2.00	
" Paid writing & certifying deed	6.00	
" " Taxes	16.28	42.40
amt for distribution 4 July 1880		\$2448.72
		306.09

Sophia Margaret L Bourne Trustee	✓ 306.09
" " Louisa M. Bourne	✓ 306.09
" " Emily W Bourne	✓ 306.09
" " K K Chapman Trust Jos E Bourne	✓ 306.09
" " " " Geo R Bourne	✓ 306.09
" " " " Geo M Bourne	✓ 306.09
" " L. M. Bourne " Annie E Bourne	✓ 306.09
" " Mary L Bourne " Geo R Bourne	✓ 306.09
	\$2448.72

They further report that on the 23 day of October 1877 they collected the certificates of deposit of the Farmers and Merchants Savings Bank to the credit of the infant defendants and paid the same to their respective guardians as shown by the following statement:

Am't. certificate Jas M Dams		321.77
Interest on same from 1 st Dec 1876 to 23 Oct 77 4% 20 days		<u>17.80</u>
Discommissum in 17 ⁸⁰ 2%	.35	\$ 339.57
" paid W Chapman Guardn.	339.22	<u>\$ 339.57</u>

Am't. Certificate Thos B Dams		\$ 309.28
Interest on same from 1 st Dec 1876 to 23 Oct 77 4% 20 days		<u>17.11</u>
Discommissum in 17 ⁸¹ 2%	.34	\$ 326.39
" paid W Chapman Guardn.	326.05	<u>\$ 326.39</u>

Am't certificate Joseph E Dams		\$ 366.09
Interest on same from 1 st Dec 1876 to 23 Oct 77 4% 20 days		<u>20.26</u>
Discommissum in 20 ²⁶ 2%	.40	\$ 386.35
" paid W Chapman Guardn.	385.95	<u>\$ 386.35</u>

Am't certificate Annie E Dams		\$ 341.48
Interest on same from 1 st Dec 1876 to 23 Oct 77 4% 20 days		<u>18.89</u>
Discommissum in 18 ⁸⁹ 2%	.37	\$ 360.37
" paid L. McDams Guardn.	360.00	<u>\$ 360.37</u>

Am't certificate George E Dams		\$ 307.02
Interest on same from 1 st Dec 1876 to 23 Oct 77 4% 20 days		<u>16.99</u>
Discommissum in 16 ⁹⁹ 2%	.34	\$ 324.03
" paid Mary E Dams Guardn.	323.69	<u>\$ 323.03</u>

All of which payments are supported by vouchers which are herewith returned. And they further report that they have executed and delivered to Walter L. Turner

Mustus E. Turner, Jack Turner, Frederick K. Turner,
and Clarence A. Turner a good and sufficient deed,
with special warranty for the land in the proceedings
mentioned, as directed by said decree of October term 1879.
All of which is respectfully submitted.

L. K. Chapman

Barnes & Co

Ed

Barnes & Co

~~Direct~~

Clarence Chapman & Associates
report & distribution

To the Circuit Court of Isle of Wight County

The undersigned special commissioners who were directed by a decree of said court rendered on the 20th day of April 1878 in the writ in chancery depending therein between Margaret L Bourne and others plaintiffs and Joseph E Bourne and others defendants to pay to the said Margaret L Bourne as her equivalent of dower in the lands of Thomas B Bourne the sum of \$1529³³ with interest thereon from the 25th day of November 1874, after paying the unpaid costs of the suit, and the balance of ~~any~~ in their hands shall distribute equally among the children of said Thomas B Bourne to wit to Thomas A Wilson & wife one eighth part, to Maria L Bourne one eighth part, to Emily Bourne one eighth part, to the guardian of Joseph E Bourne one eighth part, to the guardian of Thomas B Bourne one eighth part, to the guardian of James M Bourne one eighth part, to the guardian of Annie E Bourne one eighth part, and to the guardian of George Bourne one eighth part reports to court that they have discharged their duty under said decree as follows.

	Balance in their hands per former report	597.25
1875 March 4	Amount received in full of 1 st Sale Bond. Principal Int	1895.83 ^{32.04} 1927.87
August 24 th	Interest received from Savings Bank	48.29
		\$2573.41
	To Commissions on \$80 ³² Interest	1.60
	npaid Mrs M L Bourne	1597.89
	Balance	973.92
	Paid Thomas A Wilson & Wife $\frac{1}{8}$	✓ 121.74
"	M L Bourne $\frac{1}{8}$	✓ 121.74
"	Emily Bourne $\frac{1}{8}$	✓ 121.74
	Leaving in their hands	365.22
		\$498.70

being the shares of Joseph E Bourne, James M Bourne, Thomas
B Bourne, Asa E Bourne and George Bourne, which your
commissioners have been unable to pay in the said on funds
have on your view. The receipts for said payments are herewith returned
even under our hand as special commissioners of said
court this ^{24th} day of April 1876.

Wm Hittin
H H Chapman

Bourne & Co

W

Bourne & Co

Commissioners Report

of

the distribution

Apr 18 76

Rec^d Smithwick V^m 1st July 1876 of George R. Peterson and K. K. Chapman
Assessors of Sale in suit of Baum v. al. or Baum v. al. Two hundred
and fifty eight ⁸³/₁₀₀ dollars being amount in full due me from
second sale bond in said suit

Emilie W. Baum.

Received the 1st July 1896 of George R. Titman and K. K. Chapman
Assignment of sale in suit of Burr v. al. or Burr v. al. Notwithstanding
and fifty Eight ⁸⁵/₁₀₀ dollars being amount in full due me from
second sale bond in said suit.

Louise B. Burr.

\$258⁸⁵

Rec^d 1 July 1846 of Geo. R. Atkinson and
K. K. Chapman Comrs^{rs} of sale in suit
of Burn & al^s vs Burn & al^s in the circuit
Court of DeKalb County Two Hundred
and fifty Eight $85\frac{1}{2}$ Dollars. net proceeds of
share of Matilda Wilson formerly Matilda
Burn in sec^u bond for sale of land in
said suit.

Thos^o A. Wilson.
Matilda W. Wilson

To the Circuit Court of Ill of Wright County

The undersigned, Commissioners
 named on the 21st day of April, 1876
 appointed by a decree of said Court, and sent in charge of the same
 therein between Margaret B. Bourne and other plaintiffs and Joseph
 E. Bourne and others, defendants. To collect to collect the same of James A
 Turner from the deferred payments of the said share money of the
 land in the proceedings mentioned and after paying the unpaid costs of
 the suit to distribute the balance equally among the children of Thomas B
 Bourne report to the Court that they have collected the said land
 and have paid to the parties entitled as follows.

Received principal of land	1895 83		
" Interest from Nov. 1 st 1874 to July 1 st 1876	181 58	2077 51	
To Commission on \$181.58 Paid Clerk Circuit J. H. P. Gentry		6 69	
		2084 20	
" paid Thomas E. Wilson & Hef.	258 85 1/4		
" " Louise A. Bourne	258 85 1/4		
" " Ethel B. Bourne	258 85 1/4	771 55 1/4	
Having in their hands		1294 26 1/4	
of which there is due to Joseph E. Bourne	258 85 1/4		
James A. Bourne	258 85 1/4		
Thomas B. Bourne	258 85 1/4		
Louise E. Bourne	258 85 1/4		
George Bourne	258 85 1/4		
	1294 26 1/4	1294 26 1/4	

which your commissioners are unable to pay as the said infants have no guar-
 anties. Your commissioners would therefore respectfully request that they be
 directed to deposit the said sums and the sums due said infants shown
 to be in their hands by a former report in bank to the credit of said infants

France

31 } Aug.

France &

Rept. of Genl. Pittman &

Chapman.

Octo. 9th 1846. L. L.

respectively taking the

from various sources as compared with

the following

H. K. Chapman

Vouchers for

Expenditures of the
James Brown Brown
to George and Susan Brown
- made of July 1861 -

68675
12174

In the Circuit Court of Schoffby County

The undersigned Commissioners of said appointed by a decree of said Court rendered at the October term 1875 thereof, in a suit in chancery depending therein between Margaret L. Burns et al. plaintiffs and Joseph E. Burns et al. defendants and who were directed by a decree of the said Court rendered in said suit on the 23^d day of October 1876 to expend out of the funds in their hands for the support and education of Joseph E. Burns, J. M. Burns, Thos. B. Burns, Anne E. Burns and George R. Burns twenty five dollars or so much thereof as may be necessary and to deposit in the Farmers and Merchants Savings Bank at Smithfield to the credit respectively of the said Joseph E. Burns, Jas. M. Burns Thos. B. Burns, Anne E. Burns and George R. Burns subject to the order of the Court and taking the receipt of the Cashier of the said Bank. The balances ^{remaining} in their hands as shown by former reports after deducting the said expenditures report to Court that the amount in their hands as shown by former reports herein was Three Hundred and Eighty dollars and fifty nine cents due to each one of said infants, that they have expended for Joseph Burns the sum of Fourteen ³⁴/₁₀₀ dollars and deposited to his credit in said Bank on the 1st day of November 1876 the sum of Three Hundred and Sixty six ³⁴/₁₀₀ dollars that they expended for Anne Burns the sum of Twenty nine ¹¹/₁₀₀ dollars and deposited to her credit in said Bank on the

Brown Feb

1877

Brown Feb

Comptroller of the Treasury
Report of Robert T. Brown
March - under review of Committee March 1876 -

day aforesaid the sum of Three Hundred and forty one
47/100 Dollars, that they expended for George Brown the
sum of Seventy One 53/100 Dollars and deposited to his
credit in said Bank on the day aforesaid the sum
of Three Hundred and seven 00/100 Dollars, that they expended
for James Brown the sum of Fifty Eight 82/100 Dollars
and deposited to his credit in the said Bank on the day
aforesaid the sum of Three Hundred and Twenty one
47/100 Dollars, that they expended for Thomas Brown
the sum of Seventy One 31/100 Dollars and deposited to his
credit in said Bank on the day aforesaid the
sum of Three Hundred and Five 28/100 Dollars,
as will appear by statements A, B, C, D, E, filed
as part of this report. The vouchers for said disbursements
and the receipts of the Cashier of said Bank
are herewith returned.

Which is respectfully submitted.

Witness my hand

A. K. Chapman

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Essex & Wright Circuit Court October 23^d 1846.

Margaret L. Bourn & al

Plffs.

Against E. in Chancery

Joseph E. Bourn & al by N. P. Young their guardian
ad litem.

Defts

This cause came on this day to be again heard on the papers formerly read, & on the report of Court Atkinson & Chapman, under decree herein of April term 1846, & was argued by counsel, on consideration whereof the Court doth confirm said report, to which no exceptions are filed, & doth adjudge, order, & decree that the said Courts be & they are hereby allowed to expend out of the funds in their hands, for the support & education of Joseph E. Bourn, J. M. Bourn, Thos. B. Bourn Ann E. Bourn & Rev. B. Bourn, twenty five dollars or so much thereof as may be necessary for each of them, & the balance in their hands together with the balance shown to be in their hands by their former report, shall deposit in the Farmers & Merchants Savings Bank, to the credit respectively of the said Joseph E. Bourn, James M. Bourn Thos. Bourn, Ann E. Bourn

& Geo. Brown, subject to the order
of the Court, taking the receipt
of the Cashier of the said Bank,
which they shall return to Court
with their report of their proceedings
under this decree.

A Copy Test

W. A. Edwards Secy for
W. Brown & Co.

Brown, Geo. Brown &
Associates

Brown
100 1/2
1896
Brown & Co.

Eight hundred and eighty one Dollars and eighty cents.

All of which is respectfully Submitted

Thomas Bruni
Vandenberg

Thomas Burns

1876

To KK Chapman admn. T. B. Burns & Co's Acct 5ⁿ

Oct 3

To this amt due on acct advance made as
shown by acct of Camp. Spring 3 \$ 39.31

21 March 1877 Recd Pay of William & KK Chapman & Co's Acct

KK Chapman admn. Oct 3 1876

Thomas Burns

Baltimore,

Jan 13th 1876

Mr. H. H. Chapman for Nov. Invoice

No ST. VINCENT'S ASYLUM, **Dr.**

To month's Board, &c., ending \$

To Clothing, 1 Pair of Boots \$2.00

Received Payment,

Brother

Basil

Baltimore, *June 15th* 187*6*

Mr. *H. R. Chapman* administrator for *the* *Board*

TO ST. VINCENT'S ASYLUM, Dr.

To *6* month's Board, &c., ending *July 1st* \$ *30.00*

To Clothing,

Received Payment,

By other

Basil

The undersigned commissioner appr.

The said Court rendered on the 20th day of April 1875 in a case
Chancery depending therein between W A Jordan Master of W R Boy
kin and others Plaintiffs and H Le Parker and others Defendants.

Ger Bismarck
Vorsicht

Geo. Bourne. in ap. with

1877.

E. D. Phillips

Jan. 11th To night visit to self & med.

\$1⁵⁰

Mar. 10th. Rec^d payment of Geo R Atkinson

& K. K Chapman. Special Commissioners

E. D. Phillips

— " —

George Burns

1877

To Margaret L. Burns

Mar 13.

For amt paid for shoes

1.30

" " " Medicines

.25

\$1.55

Rec^d Payt.

Margaret L. Bourne.

Smithfield, Va., 27th July 1877

Master George Bourne

HANZSOME & CO. PRINT

Always on hand Patapsco, Orange
Grove, Severn Mills, and other
Choice Brands of Flour.

Builders' Hardware and Family
Groceries a Specialty.

BOUGHT OF W. F. JORDAN & CO.

DEALERS IN

Dry Goods, Groceries, Hats, Boots, Shoes, Hardware, Notions,

AND MERCHANDISE GENERALLY.

TERMS CASH.

1877

Jan 27 To 1st m Shoes

30 " Shoe Strings " Skirt Braid "

1 30

20

\$1.50

124
150
274

Paid

W. F. Jordan & Co

George Bourne

1876

To M. L. Bourne

Dec

31

For board and lodging of George & family

from 1st March 1876

£ 69. 00

Recd by J. H. Chapman

Margaret L. Bourne

Norfolk Sept. 2nd
1847

Received of M^r H. H. Chap-
man the sum of \$30 - for
board and tuition, six months
in advance from Sept. 1st, for
Amie Bourne.

Sister Mary Alice
Superior.

Amie Benson

1877

Mar 18

To Margaret L. Benson
for auto paid for share

1.50

" " " " Boston

~~1.37~~

\$ 1.87

187-
153
153
275
766

Rec'd Pay.

Margaret L. Benson

Smithfield, Va.,

187

Miss Annie Bourne

MANZSCHKE & CO. PRINT

Always on hand Patapsco, Orange
Grove, Severn Mills, and other
Choice Brands of Flour.

BOUGHT OF W. F. JORDAN & CO.

DEALERS IN

**Builders' Hardware and Family
Groceries a Specialty.**

Dry Goods, Groceries, Hats, Boots, Shoes, Hardware, Notions,

TERMS CASH.

AND MERCHANDISE GENERALLY.

1877

July 1	To 1 st pr Shoes ¹⁴⁰	1 " Rubber do ⁵⁰	1	90
2	" 3 Shools Cotton		2	11
8	" 7 Yds 1 st Cotton ¹⁰	1 " 1 st do ¹³		83
11	" 2 Spls Cotton			16
24	" 12 Yds bla Cotton			18
	" 1 Spl Cotton			08

1877

July 8	By Cash		2	15
"	Balance		1	24
			\$3.39	\$3.39

I bal due W. F. Jordan & Co \$1.24
Paid W. F. Jordan & Co

Anne Bonome

Voucher

James Bourne
Vancouver

James Brown

1876

W K Chapman adm J B Brown and actg Guard^m

Oct 30

To this amt due on acct advances made as

shown by acct of Comm^r Young

3

14.57

21 Mch 1877

Rec^d Pay^d of Grat^y & W K Chapman Spec^l Comm^r

W K Chapman adm actg Guard

James Brown

KK Chapman Guar^m for James Bounce
to J. Wilson
1877

Aug 1 For 2 months of work & washing.
Per Day

10.25

Thos. D. Wilson.
"

Mr. *and W. Chapman* *Baltimore,* *April 14th 1877*
James Bourne's
To ST. VINCENT'S ASYLUM, Dr.

To 3 month's Board, &c., ending *July 13th* \$ *15.00*

To Clothing, _____

Received Payment,

Brother *Paul*

Baltimore, Jan. 15th 1876

Mr. H. P. Chapman for James Brown,

No ST. VINCENT'S ASYLUM, Dr.

To month's Board, &c., ending \$

To Clothing, 1 Pair of Boots \$2.00

Received Payment,

Brother Basil

on ss in a suit of Jousue T. Courne
Mr. R. Chapman vs. *Geo. V. Atkinson* Newport District, 5
 1876. **To** *J. C. Darden, Jr. Sale of Wight Co., Va.* **Dr.**

To State Capitation Tax.....	1	00		
To State Revenue on acres Land, value \$ at 50c per \$100.....	10	33		
To State Revenue on Personal Property, Bonds, &c., value <i>2000</i> .. per \$100.....			10	33
Amount of State taxes.....				
To County Capitation Tax.....		50		
To County Levy on acres Land, value \$ at 25c per \$100.....				
To County Levy on Personal Property, Bonds, &c.. value \$ <i>2000</i> at 25c per \$100.....	5	17		
To County School Tax on Real and Pers'l Property, value \$ at 10c per \$100 ..				
To District " " " " " " " \$ at 5c per \$100.....				
Amount of County Taxes,.....			5	17
Total amount of State and County Taxes			\$	15 50
December 1st, 5 per cent. added.,.....				78
				16 28

Received payment,

Treasurer.

Deputy.

[Signature]

Chapman K, K, &
Geo. R. Atkinson Comrs
&c —

\$15,50
78

16,28

200

Received Jan'y 11th 1875 of Mr. William Bro. Richardson
Sum of Seven Dollars & 00/100 for services
as an attorney in sale of land

A. S. Edwards
Clerk

I, *Glennan Pub*
The Virginian, a newspaper printed in the City of Norfolk, in the State of Virginia, do hereby certify that the order hereto annexed has been published once a week for successive weeks in the Newspaper aforesaid.

Given under my hand this
day of *Novemb^r 14th* A. D. 187*4*

*Glennan
Pub*

Cost of executing the said order, paid by the above-named plaintiff, \$ *11.25*

Advertising Rates, per square (10 lines nonpareil), first insertion 75 cts, each subsequent insertion 37½ cts, or 50 cents when ordered on alternate days.

VALUABLE FARM FOR SALE!

Pursuant to a decree of the Circuit Court of Isle of Wight county, rendered on the 17th day of October, 1874, in the suit of Margaret S. Bourne and others vs. Joseph E. Bourne and others, we shall sell at public auction, on the premises,

ON WEDNESDAY, THE - DAY OF NOVEMBER NEXT.

that valuable FARM, whereof Thomas B. Bourne died seized, situated in the said county, and lying on James river about one mile from the Rocks wharf, at which the steamer between Norfolk and Richmond stops daily going and returning, and is about four miles from Smithfield, from which a steamer leaves daily for Norfolk, connecting with steamers for New York, Boston and Philadelphia. It contains about 307 acres, of which about 175 is under cultivation, the balance is in oak and pine growth, and upon which there is an abundance of marl of easy access.

It has on it a fine orchard of apples, and a number of choice pear and cherry trees.

The river shore furnishes a valuable fishery which has been profitably worked for several years.

The soil is in excellent condition, and is well adapted to all the crops cultivated in this section, while the facilities for shipping make it particularly desirable as a truck farm.

The improvements are a comfortable dwelling, containing six rooms; a kitchen, barn, stable, corn and smokehouses, and several houses for laborers.

Terms—One eighth cash; the balance on a credit of one, two and three years, in three equal payments, with interest from the day of sale, the purchaser to give bonds with good personal security and waiver of the homestead exemption for the deferred payments, and the title retained until the further order of the court.

K. K. CHAPMAN,
GEO. H. ATKINSON,
Special Commissioners.

GLENNAN, RUFFIN & CO.

VIRGINIAN NEWSPAPER & JOB PRINTING OFFICE.

JOB PRINTING NEATLY AND
PROMPTLY EXECUTED.

Norfolk, Va., Nov 13th 1874

Mess Chapman & Atkinson Comrs

To NORFOLK VIRGINIAN, Dr.

For 25¢
For Advertising Sale of Farm, Luis Bourne \$ *11.25*
& others v. S. Bourne 3 wks weekly 4 weeks

Received Payment.

Glennan & Ruffin

189083
31
5187.50
812.50
1500.00
812.50

Walter. See Turner

Martha. Emma Turner

Jack. Turner

Fredrick Kemper Turner

Clarence Ambrose Turner

Names of Jas A Turner, Children

James Durnel

A

By amt in hands of Commisnrs 1 st distribution	121.74
" " " " " 2 ^d "	258.85

Amount expended for board tuition etc by order of Comrs	58.82
" " deposited in Farmers & Merchants Savings Bank	371.77
	380.59 380.59

Paid St Vincents Asylum	2.00
" KK Chapman adms & actg Guard ⁿ	17.57
" St Vincents Asylum	15.00
" for clothing no voucher	13.00
" for board & washing	11.25
" " " "	

Thomas Durnel

B

By amt in hands of Commisnrs 1 st distribution	121.74
" " " " " 2 ^d "	258.85

Amount expended for board tuition etc by order of Comrs	71.31
" " deposited in Farmers & Merchants Savings Bank	309.28
	380.59 380.59

Paid St Vincents Asylum	2.00
" " " "	30.00
" KK Chapman adms & actg Guard ⁿ	39.31

Joseph Bourne

By amt in hands of Cunningham 1 st Distribution	121.74
" " " " " 2 ^d "	258.85
Amount expended for board tuition &c by men of Aunt	14.50
" " deposited in Farmers & Merchants Savings Bank	366.09
	<u>380.59</u> 380.59
Paid for clothing no vouchers	11.00
" " " " "	3.50

Minnie Burns

By amt in hands of Cunningham 1 st Distribution	121.74
" " " " " 2 ^d "	258.85
Amount expended for board tuition &c by men of Aunt	39.11
" " deposited in Farmers & Merchants Savings Bank	341.48
	<u>380.59</u> 380.59
Paid M. L. Burns	1.87
" W. J. Jordan & Co	1.74
" for clothing no vouchers	6.00
" Sister Mary Alice	30.00

George Burns

By amt in hands of Cunningham 1 st Distribution	121.74
" " " " " 2 ^d "	258.85
Amount expended for board tuition &c by men of Aunt	73.55
" " deposited in Farmers & Merchants Savings Bank	307.04
	<u>380.59</u> 380.59
Paid M. L. Burns	69.00
" W. J. Jordan & Co	1.50
" M. L. Burns	1.55
" Dr. E. D. Phillips	1.50

In the circuit court of Ash of Wright County.
 Bourne et al.

vs.

} Bill of costs.

Bourne et al.

Atty. fee and writ tax pld. def. 31.00

Clerk's fees 12.78

Amount of partition.

Wm. H. Casey 2.00

C. F. Wrenn 2.00

O. C. Goodrich 2.00

Commissioner in chg. fee 2.00

Estimated for balance clerk's fees
 to final decree or 1.50

Total costs 53.28

Teste,

A. J. Young et al.

clerk 12.78
 Commis 2.00
 Clerk 1.50
 16.28
 100 - 306
 - 500 8.06
 8.22

All the above clerk's fees, have been paid
~~except~~ or placed in the hands of the
 collector except \$3.56. That amt.
 which includes the above estimate of
 \$1.50 for final decree or is unpaid and
 should be retained by the Com. There
 is nothing in the record to show wh-
 ther or not the cost of partition
 has been paid. The Com. in chg. fee I
 wish paid to Mr. Atkinson.

A. J. Young

Tourne R

m. } Bill costs

Tourne t.

11

Amesbury 3.06
500
806

12.78
3.80
16.28
806
8.22

Received 7th 23 October 1877 of Geo. Tetlow
and K. Chapman Comptrols in suit of Queen
and others against Queen and others Thos. Steward
and others Thos^{es} for dolls being and deemed to be
paid me at October term 1877 of the circuit court
of Isleafright County

Margaret L. Bourne Guard^a of
George B. Bourne

Reconfirmed the 25 October 1877 of Geo Ketchum
and KK Chapman Commissions in suit of Burne and
others against Burne and others. Three thousands and
Twenty Six ⁰⁵/₁₀₀ Dollars being amt decreed to be paid
me at October Term 1877 of the circuit court of
Salem County

KK Chapman Guard^{er}
of Hoes B Burne

Recognized N^o 23 October 1877 of Good Athens
and KK Chapman Complain in suit of Burns
and others against Burns and others Thers Steward
and thirty nine ²²/₁₀₀ dollars being and decreed to be
paid me at October term 1877 of the circuit Court
of Seaford County

KK Chapman Esq^r of
James M Burns.

Recognized 7th 13 October 1877 of Geo Zettersen
and K K Chapman Complainers in suit of Burne
and others against Burne and others Three Hundred
and sixty dollars being amt decreed to be paid me
at October term 1877 of the Circuit Court of Ill of
High County

Louis M. Burne Master of
Annie E Burne

Rec^d furnished to Mr 23 October 1877 after Geo R. Titman
and KK Chapman Complain in suit of Burns
and others against Burns and others Three hundred
and Eighty five 95/100 Dollars being and decreed to be
paid me at October Term 1877 of the circuit court
of Isaac Wright County.

KK Chapman Guar^t of
Joseph E Burns.

Rec^d filed 4th 4 February 1881 of Geo R. Stevenson
and K. K. Chapman claimants in the suit of
Bum and others against Bum and others Thos
Stewart and Six others Dallas being amt
dec'd to be paid in at October term 1876 of the
circuit court of Isabella Co. Kentucky

Margaret L. Bourne Master of
George Bourne

Recognized V^{ts} 4 Feb'y 1880 of H. Retenison and
H. Chapman Complain in the suit of Burns
and others against Burns and others Three Hun-
dred and Sixty eight Dollars being amt decreed
to be paid me at October term 1876 of the Circuit
court of Seaford County

Louise M. Bourne - Quarta of
Annie E. Burns

Rec^d furnished 7th 4 Febry 1880 of W. Ketchum and
K. K. Chapman Complain in the suit of Buene and
others against Buene and others Three Hundred
and Six 09/10 Dollars being amt deemed to be paid
me at October Term 1876 of the Circuit Court of
Isle of Wight County Emily H. Bourne

Reconfirmed 2^d 4 May 1880 of Geo R. Atkinson
and K. K. Chapman concerning in the suit of Burn
and others against Burn and others Three Hundred
and Sixty nine being and agreed to be paid out
at October Term 1876 of the Circuit Court of
Suffolk County Louisa M. Bourne

Reconfirmed No 4 July 1880 of Geo Kesteven and
H. Chapman Comptroller in the suit of Brown
and others against Brown and others Thre
Hundred and Six 19 for Dollars being amt decreed
to be paid in at October term 1876 of the circuit court
of Escaflight County

Margaret L. Bourne Trustee for
Tillie Wilson

Rec^d of suit filed Nov 4th 1875 of Geo A. Peterson
and KK Chapman Complainers in suit of Burns
and others against Burns and others Thos. Skindus
and Six 09/1000 dollars being and decreed
to be paid in at October term 1876 of the circuit
court of Isabella County.

KK Chapman guard of
James M Burns

Recognized & 4 May 1880 of W. C. Chapman
and W. C. Chapman Complain in the suit of
Burn and others against Burn and others three
thousand and Sixty Nine Dollars being amount
owed to be paid by at October term 1876 of the
circuit court of De Kalb County Georgia.

W. C. Chapman Guar
of the Burns

H. Chapman Secy of
Joseph C. Burns

4
The undersigned, Commissioners appointed under
decrea of the Circuit Court of Deaf Wight County
at October term 1879 to allot and set aside
to Mary Smith ne Turner one third of the land
in the proceedings mentioned having regard to quantity
and quality, as her dower in said land, respectfully report
to court that they have set aside as dower for the
said Mary Smith ne Turner all that portion of
the farm bought by James A Turner of George R
Atkinson and K K Chapman Commissioners, lying on
the south side of the main road leading from
the Rock Wharf to Burwells Bay, bounded on the North
and West by said main road, on the East by the land
of H A Dickinson on the south by the land of W H Dickinson
and W H Leary and the main road leading from
Smithfield to Burwells Bay. All of which is respectfully
submitted.

O. L. Goodrich
C. F. Day
Wm. B. Wright
John W. Lawson

Bourne & also

vs

Bourne & also

Report of assignment of dower
to Mary Smith

June 29th 1880. Recd.
in C. Ct. Clk. Office
at A.R.G.

Recorded D. 10.45
Page 373

In the Clerk's office of Isle of Wight
County Court, the 29th day of June
1880. The foregoing report of
dower which was confirmed
in the Circuit Court of Isle-
of-Wight County by decree
of Apr. 20th 1880. was this day
received and ordered
to be recorded.

Teste,

W. A. Edwards D.C.
for N. O. Young clk

In the Circuit Court of the State of New York County of Westchester Dec 6 1874

Margaret A Bourne and others

Plaintiffs

vs

Joseph E Bourne and others, infants by A P Young their guardian
ad litem.

Defendants

The cause came on this day to be heard on the bill and answer of the infant defendants by A P Young their guardian ad litem, with general replication thereto and was argued by counsel. On consideration whereof the court doth a. o. r. d that Charles J Werner, Octavius C Goodrich, William H Carey Richard H Randolph and William A Holt, who are hereby appointed commissioners for the purpose, any three of whom may act, do proceed to lay off and divide the real estate of which Thomas B Bourne died seized, consisting of one tract of land in the County of Westchester, containing about three hundred and seven acres adjoining the lands of C J Werner and others, and allot and assign to the said Margaret A Bourne the one third part thereof, having regard to quality and quantity, for her share in the said land, and the remainder shall divide into eight equal parts having regard to quality and quantity, and assign one of said parts to each of the children of the said Thomas B Bourne deceased, namely to Matilda M Bourne one part, to Maria A Bourne one part, to Emily Bourne one part, to Joseph E Bourne one part, to Thomas B Bourne one part, to James M Bourne one part, to Anne E Bourne one part, and to George Bourne one part. But if the said commissioners should find it impracticable to divide the said land among the aforesaid parties, or should be of the opinion that the best interest of the said parties would be promoted by a sale of the same, or allotment of part and sale of the residue, in such case they are required to report the facts upon which their opinion is based to the court, and also what

in their opinion is the full simple value of the whole of the real estate of
which the said Thomas B Bonome died seized and possessed; and
in either case they are required to report their proceedings under this
order to the court.

Bonome Feb 4

Plt } Mar 11

October Term 1894

Bonome Feb 4

To be entered.

Geo. B. Brown.



Entered

14

In the Circuit Court of Isle of Wight County, October 7th 1874

Margaret B. Bourne and als

Plaintiffs

vs

Indebted

Joseph B. Bourne & als infants by H. H. Chapman, their legal Guardian Defendants

This cause ^{came} on this day to be again heard. Defendant of parties in the paper formerly read, and in the report of the Comptroller of partition and was argued by counsel. In consideration whereof the court confirms the report to which no exceptions are filed doth it so order that H. H. Chapman and Carl R. Johnson who are hereby appointed commissioners for that purpose, after giving at least twenty days notice of the time and place of sale by advertisement at the door of the courthouse of this county on some court day, by notice posted at four or more public places in said county, and by publication in the Norfolk Virginian a newspaper published in the City of Norfolk, for four weeks once a week for four successive weeks previous to the day of sale, do proceed to sell at public auction at the premises the tract of land situated in the county of Isle of Wight whereof Thomas B. Bourne died seized containing about 307 acres, and adjoining the land of Charles H. Brown and others, upon the following terms, to wit: one eighth of the purchase money for each, and the balance in 1, 2, and 3 years, and for the deferred payments to give bonds with sufficient security and with waiver of the homestead exemption from the balance in a credit of one hundred and thirty dollars, in three equal payments with interest from the day of sale, taking for the credit portion of said sale three bonds in equal amounts payable respectively one, two and three years to the said H. H. Chapman and Carl R. Johnson as commissioners, with sufficient security and with waiver of the homestead exemption which bonds they shall deliver to court with their

Report of their proceedings under this decree, But the effect of this
decree shall be suspended as to said sale until the said commissioners
shall execute in the clerk's office of this court a bond with sufficient
security in a penalty of \$50,000 payable to the Commonwealth of
Virginia conditioned for the faithful performance of this or any fu-
ture decrees herein.

And the court will further add that the said commissioners out of the cash or
turn of said proceeds of sale shall pay the costs of this suit including a fee of \$50-
for his services in this cause; and that one of the commissioners of this
court shall take settle and report what is the fee simple & value
of ^{the} ~~the~~ ~~of~~ ~~owner~~ of the said Margaret A Bourne in the land of which the said land
together with any other or others actually stated deemed pertinent by herself or
required by the parties to be stated.

Bourne & Co

Plaintiff

Bourne & Co

Defendant

John H. H. H.

Geo. H. H.

Geo. H. H.
70

Isle of Wight Circuit Court, Octo. 7th 1874,

Margaret L. Bourne et als Plffs.

Against } Culley:

Joseph E. Bourne et als, Jr Defts.

This Cause came on this day to be again heard by Consent of parties, And on the papers formerly read, And on the report of the Comrs. of partition, and was argued by Counsel: On consideration whereof the Court confirming said report to which no exceptions are filed, doth adjudge, order and decree that A. K. Chapman and George R. Atkinson who are hereby appointed Comrs. for that purpose, after giving at least twenty days notice of the time and place of sale by advertisement at the door of the Courthouse of this County on some Court day, by notices posted at four or more public places in said County, and by publication in the Norfolk Virginian, a Newspaper published in the City of Norfolk, once a week for four successive weeks previous to the day of sale, do proceed to sell at public auction on the premises the tract of land situated in the County of Isle of Wight whereof Thomas B. Bourne died seized

Containing about 307 acres, and adjoining
the land of Charles F. Wherrin and others,
Upon the following terms, to wit: One-
eighth of the purchase money ^{for} cash, and
the balance on a credit of one two and
three years in three equal payments,
with interest from the day of sale,
Taking for the credit portion of said sale
three bonds in equal amounts payable
respectively in one, two and three years
to the said R. R. Chapman and Geo. R.
Atkinson as Com^{rs} with sufficient se-
curity, with waiver of the Homestead
Exemption, which bonds they shall return
to Court with their report of their proceed-
ings under this decree. But the effect
of this decree shall be suspended as to said
sale, until the said Com^{rs} shall execute
in the Clerk's office of this Court a bond
with sufficient security in a penalty
of \$10,000, payable to the Commonwealth
of Virginia, Conditioned for the faithful
performance of this or any future de-
cree herein, And the Court doth fur-
ther adjudge, order and decree that
the said Com^{rs} out of the cash por-
tion of said proceeds of sale, shall
pay the costs of this suit, including

a fee of \$50.⁰⁰ to George P. Atkinson
for his services in this cause, And
that one of the Commissioners of this
Court shall take settle and report
what is the fee simple equivalent
of the dower of the said Margaret L.
Bourne in the said land, together with
any matters specially stated, deemed
pertinent by himself, or required by the
parties to be so stated,

A Copy
Teste,

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

Bourne et al,

V. } Copy of decree

Bourne et al —
Dec. Cir. Ct. 1874

For C. R. Atkinson
J. R. Cooperman

In S. C. Wright Circuit Court, Oct. 7th 1874,

Margaret L. Bourne Jals, Pltffs.
Gainet } In Chy;
J. B. B. }

Joseph E. Bourne Jals Lefts.

This Cause came on this day to be heard upon the Bill and answer of the infant defendants by M. P. Young their guardian ad litem, with general replication thereto, And was argued by counsel; On consideration whereof the Court doth adjudge, order & decree that Cha. F. Wrenn, Octavius C. Goodrich, Wm. A. Casey, Richd. A. Randolph J. Wm. A. Stoll who are hereby appointed Comrs. for the purpose, any three of whom may act, do proceed to lay off and divide the real estate of which Thomas B. Bourne died seized. Consisting of one tract of land in the County of Essex & Wight containing about 307 acres, adjoining the land of C. F. Wrenn & als, and as ^{the widow of the said Thomas B. Bourne} sign to the said Margaret L. Bourne one third part thereof, having regard to quantity and quality for her dower in the said land; And the remainder shall divide into eight equal parts, having regard to quality and quantity and assign one of said parts to each of the children of the said Thomas B. Bourne deceased, namely

Matilda M. Bourne one part; to Maria L. Bourne
one part; to Emily Bourne one part; to Joseph
E. Bourne one part; to Thomas B. Bourne one part,
to James M. Bourne one part; to Annie E. Bourne
one part; and to George Bourne one part,
but if the said court should find it imprac-
ticable to divide the said land among the
aforesaid parties, or should be of the opin-
ion that the interests of the said parties
would be promoted by a sale of the same,
or allotment of part, and sale of the residue,
in such case they are required to report the facts
upon which their opinion is based to the court,
and also what in their opinion is the fee
simple value of the whole of the real
estate of which the said Thomas B. Bourne died seiz-
ed and possessed, and in either case they are
required to report their proceedings under
this decree to the court.

Attest, Teste, ~~Chas. Hart, D. C.~~
A. P. Young, clk.

Bourne et al. vs.

Copy decree

Bourne et al.

Deco. & i. Ct. 1874,

For C. F. Warren

Deco. & i. Ct.

In the Circuit Court of Cal of High County April 20th 1878

Margaret L. Boone and others

Plaintiffs

vs

In Chancery

Joseph E. Boone and others infants by P. Springsteen & Co. Ad Litem. Defendants

This cause in which it is alleged that once the said Margaret L. Boone
McBoone has intermarried with Thomas A. Nelson in this motion it is ordered that the
said cause proceed in the name of the said Thomas A. Nelson and in fact plaintiffs, came
on this day to be again heard in the papers formerly read and on the reports of G. C. Atkinson
and H. K. Chapman commissioners of sale, and of Commissioner Spring. ^{And was argued by counsel. On consideration whereof} the Court con-
firming said ^{reports} ~~decrees~~ to which no exceptions are filed doth it order that the said G. C.
Atkinson and H. K. Chapman pay to the said Margaret L. Boone as her separate part
of her interest in the lands of the said Thomas B. Boone the sum of \$1529³³ with interest thereon
from the 28th day of November 1874, and the balance in their hands shall be distributed equally
among the children of said Thomas B. Boone, to wit to Thomas A. Nelson and wife, one eighth part
to Maria L. Boone one eighth part, to Emily Boone one eighth part, to the guardian of Joseph
E. Boone one eighth part, to the guardian of Thomas B. Boone one eighth part, to the guardian of
James W. Boone one eighth part, to the guardian of Anne E. Boone one eighth part, and to
the guardian of George Boone one eighth part, and make report of their proceedings herein
to court.

Boone Falls

Boone Falls

Boone Falls

April 1878

To be entered -

Geo. H. H. H.

Entered (1)

In the Circuit Court of Alle of Wright County April 21st 1876.

Margaret L. Boone & others

Plaintiffs

vs
Joseph E. Boone & others infants by A. W. Young their guardian, Defts.

This cause came on this day to be again heard on the papers for
mudly read and on the report of Commissioners Chapman and
Atkinson under decree herein of April term 1875, to which report no
exceptions were filed, and was argued by counsel. On consideration
whereof the Court ^{doth} confirm ~~ing~~ said report to which no exceptions
are filed, and it being suggested that James A. Turner the pur-
chaser of the land in the proceedings mentioned is desirous of
paying the bonds given for the deferred payments it is a. o.
& d. that the clerk of this court do deliver to W. K. Chapman and
G. K. Atkinson on their filing their receipt therefor, the bonds of
James A. Turner of W. Turner and Armstrong Turner dated Novem-
ber 25th 1874, one being for the payment of \$1895⁸³ two years after date
with interest from date, and one for the payment of \$1895⁸³ three years
after date with interest from date, which bonds they are hereby au-
thorized and required to collect, and the proceeds thereof after
paying the unpaid costs of this suit, shall distribute equally
among the children of Thomas B. Boone to wit to Thomas A.
Boone and wife one eighth part, to Louisa B. Boone one eighth
part, to Emily Boone one eighth part, to the guardian of
Joseph E. Boone one eighth part, to the guardian of James
M. Boone one eighth part, to the guardian of Thomas B.
Boone one eighth part, to the guardian of Anne E. Boone
one eighth part and to the guardian of George B. Boone one

right first, and make report of their proceedings under this
decree to court.

Brown Lab

By

Brown Lab

April Term 1876

Rough Decree

To be entered

Accepted

Co. 1 (22)

At a Circuit Court for the County of Isle
of Wight, continued and held at the Court
House thereof, on Friday the 21st day of
April, A. D. 1876. Pursuant to adjournment
Present,

Wm. George Brown, Judge.

Margaret L. Bourne & others

Plffs:

Against

Joseph E. Bourne & others by H. P. Young their
guardian ad litem

Defts:

This cause came on this day to be again
heard on the papers formerly read, and
on the report of Commissioners Chapman
and Atkinson under decree herein of
April term 1875. And was argued by
Counsel: On consideration whereof, the
Court doth confirm said report to which
no exceptions are filed, and it being sug-
gested that James A. Turner, the pur-
chaser of the land in the proceedings
mentioned is desirous of paying the bonds
given for the deferred payments, It is ad-
judged, ordered and decreed that the Clerk
of this Court do deliver to K. K. Chapman
and Geo. R. Atkinson, on their filing their
receipt thereof, the bonds of James A.
Turner, G. W. Turner and Armstrong
Turner dated November 25th 1874, one being

for the payment of \$1895.83 two years after date with interest from date, and one for the payment of \$1895.84 three years after date, with interest from date, which bonds they are hereby authorized and required to collect, and the proceeds thereof, after paying the unpaid costs of this suit, shall distribute equally among the children of Thomas B. Bourne, to wit: to Thomas A. Wilson and wife one eighth part: to Louisa M. Bourne one eighth part: to Emily Bourne one eighth part: to the guardian of Joseph E. Bourne one eighth part: to the guardian of James M. Bourne one eighth part: to the guardian of Thomas B. Bourne one eighth part: to the guardian of Annie E. Bourne one eighth part: and to the guardian of George Bourne one eighth part, and make report of their proceedings under this decree to Court.

Attest.

Costs since Dec. for date.

Teste.

Cert. \$2.05

A. J. Young Cert.

of which \$1.00 has been paid

76 7
74 11 2 3
10 7

1895.83 9/12
17 0 6 2 47
94 7 91
137 98
18 10 68
2077.56
6.66
81 2 10 8 3 1/2
738.83 1/2

3.63
1.72
1.34
6.69

6.72

258.85
25
233.85
Certs 133.50

Bourne Lab.

3 Co. Decm
v. 3. of Apt. 1/6.

Bourne et al.

7
Tay 1855

In The Circuit Court of Ill. of Wright County October 24th 1876

Remittals

vs

Remittals

This cause came on this day to be again heard on the papers formerly read and on the report of Commissioners atkins and Chapman under decree herein of April term 1876. ^{both reports and report to which an exception was filed and} and was argued by counsel. On consideration whereof the court doth order that the said commissioners do and they are hereby allowed to ~~so~~ spend out of the funds in their hands for the support and education of Joseph Elbourne, James M. Bourne, Thomas B. Bourne, Anne E. Bourne and George B. Bourne, twenty-five dollars or so much thereof as may be necessary for each of them, and the balance in their hands, together with the balance shown to be in their hands by their former report shall deposit in The Farmers Merchants Savings Bank to the credit respectively of the said Joseph Elbourne, James M. Bourne, Thomas Bourne, Anne E. Bourne and George Bourne, subject to the order of the court, taking the receipt of the Cashier of the said bank, which they shall return to court with their report of their proceedings under this decree.

Præm. fals.

et

diene

Præm. fals.

Christen 1876

Æ. Christen

Geo. Christen

Pub. (34)

This cause came on this day & again heard on
the papers formerly read and ^{on} the report of Comptroller
Atkinson & Chapman under decree hereto of October
term 1876 and was argued by Counsel, on consideration
whereof the Court doth affirm said report to which no
exceptions are filed, doth, A. O. & D., that the said Comptroller
withdraw from the papers in this cause on filing their receipt
for the same with the Clerk of this Court the certificates of
deposit of the Turney and Merchants Savings Bank for the sums
deposited therein & the credit respectively of the said
Joseph E Burns, Jas M Burns, Thos B Burns, Anna E
Burns and George B Burns, and collect the same and
pay the proceeds thereof respectively to the Guardians of
the said infant defendants taking their receipt
for the same which they will return to Court with
their report of their proceedings under this decree.
And it is so ordered both further is so ordered that so much of the decree
of April term 1876 as directs the payment of the share of the 1/2 of the
Milton Lake Bottom, except of Thomas Milton's share ^{part} be done,
will be all done before the date of the said decree. And the said
decree, in the said Thomas Milton's share be set aside and the said
Comptroller is hereby directed ^{to pay} the said share to the said
~~Thomas Milton's share only, on the depositment by the said Milton~~
~~& Milton of his interest in the said share to his private account.~~

Margaret & Anne on Trust for the sole and separate use and
 benefit of the said Matilda M. Wilson free from all tax & duties
 or encumbered right of her husband Edward Wilson & his heirs
 But the said Commissioners do not to pay the said sum to
 the said Margaret & Anne until she shall exhibit
 before the Clerk of the Court a bond in the penalty of \$600 or
 with sufficient security and with a guarantee of the American
 nation, ~~and~~ conditioned for the faithful performance of her
 duties as such trustee

Margaret & Anne

By J. H. Wilson

Margaret & Anne

October Term 1897

As he entered

Geo. J. Wilson

Edward L. C.

In the ~~earliest~~ ~~west~~ of Islet
Weight recorded October 21st 1849

me & Boume et al

Beff

v. 8. Ten Days

Joseph E. Bowen et als.

De Fio

This cause in which it is suggested that since the last decree herein James A. Turner, the purchaser of the tract of land in the proceedings mentioned has departed this life intestate leaving a widow Mary Turner who has since married H. A. Smith, and Walter L. Turner, Martha E. Turner, Jack Turner, Frederick K. Turner, Clarence A. Turner his children and only heirs at law came on this day to be again heard on the papers formerly read and was argued by counsel. On consideration whereof it is ordered that this cause, with his consent, be proceeded in against said Smith, and the court doth adjudge order & decree that upon the payment to R. K. Chapman and S. R. Atkinson commissioners of sale of the last sales bond executed by the said James A. Turner for the said land, that the said R. K. Chapman and S. R. Atkinson ~~who~~^{are} hereby appointed special commissioners for that purpose do execute and deliver a good and sufficient deed for the said land to the said Walter L. Turner, Martha E. Turner, Jack Turner, Frederick K. Turner and Clarence A. Turner

subject to the down interest of the said Mary Smith
~~and~~ Turner, therein and make report to court of
their proceedings under this decree. And the court
doth further adjudge order & decree that C. C. Goodrich,
C. H. Day, P. B. Wright, Jr., H. Lankton & W.
Bergen who are hereby appointed special com-
missioners for that purpose any three of whom
may act shall allot & set apart to the said
Mary Smith ~~and~~ Turner, one third of said land
having regard to quantity and quality as her down
in said land and make report to court of their
proceedings under this decree.

Attest

Teste.

W. A. Edwards Secy
W. D. Young C. C.

Done at
the Court
Dec. 1879

Bourne & Als

vs

Bourne & Als

Complainants

Defendants

This cause came on to be again heard on the papers formally read and was argued by counsel

This cause in which it is suggested that since the last decree herein James A Turner the purchaser of the tract of land in the proceedings mentioned has departed this life intestate ~~who has since married~~ ^{as a result} leaving a widow Mary Turner and Walter L

Turner Martha E Turner Jack Turner Frederick

H Turner Clarence A Turner his children

and only heirs at law came on this day to be

again heard on the papers formally read and

was argued by counsel. On consideration whereof

^{it is ordered that the said court, with his consent, be and he is authorized} the court doth order that upon the payment

to H H Chapman and C B Atkinson commis-

sioners of sale of the last sales bond executed

by the said James A Turner for the said land

that the said H H Chapman and C B Atkinson

who ~~are~~ hereby appointed special commissioners

for that purpose do execute and deliver to a

good and sufficient deed for the said land

to the said Walter L Turner Martha E Turner Jack

Turner Frederick H Turner and Clarence A Turner

subject to the dower interest of the said Mary

^{Mr. Turner}
Smith ^{this decree} ~~Turner~~ therein and make report to court of their proceedings under
And the court doth further order that
Ab. Rodicks, G. J. Day, J. B. Knight, J. W. Landon &
M. Rogers

who are hereby appointed special commissioners
for that purpose any three of whom may act
shall allot and set apart to the said Mary
Smith ~~one~~ ^{Mr. Turner} one third of said land having regard to
the quantity and quality as her dower in said
land and make report to court of their proceed-
ings under this decree

Bornu & also

22

Bornu & also

Decree

October Term 1879

To be entered

Geo. B. Sloan.


Entered
Nov. 24 3
X d.

Bourne & als

vs

Bourne & als

Plaintiffs

Defendants

This cause came on this day to be again heard on the papers formerly read and on the report of commissioners Chapman and Atkinson under decrees herein of April term 1876, October term 1877 and October term 1879 and on the report of O. C. Goodrich E. F. Day Thomas B. Wright and John W. Lawson commissioners under decrees herein of October term 1879 & and was argued by counsel. On consideration whereof the court doth confirm said reports to which no exceptions are filed and it appearing to the court that there is nothing further to be done herein it is ordered that this cause be removed from the docket

Bovine + als

vs

Bovine + als

Deer

April term 1880

To be entered

Geo. T. Scott

Entered 334

Know all Men by these Presents.

That we

Geo. R. Atkinson
N. K. Chapman
and *W. P. Young*

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

Ten
Thousand

to the payment whereof, well and truly

to be made, we bind ourselves, our Heirs, Executors and Administrators, jointly and severally, firmly

by these presents. As witness our Hands and Seals, this *2nd* day of *November*

in the year of our Lord, one thousand eight hundred and *Seventy four*

The Condition of the above Obligation is such, That whereas, by a Decree of the Circuit Court of Isle of Wight County, pronounced on the _____ day of *October*

in a cause depending in the said Court, in which *Margaret L. Bourne*

sals

Plaintiff, and

Joseph E. Bourne sals

Defendant, the

above bound *N. K. Chapman & Geo. R. Atkinson* ^{were} ~~was~~ appointed a special

Commissioner to

sell the real estate in the County of Isleswight whereof Thomas B. Bourne died seized and possessed containing 307 acres more or less

Now, if the above bound *N. K. Chapman & Geo. R. Atkinson* shall faithfully discharge his duties as Commissioner under the said Decree, or any future Decree in said cause, then the above Obligation to be void, otherwise to remain in full force and virtue.

Signed, Sealed and Delivered }
in the presence of }

N. K. Chapman [SEAL.]

Geo. R. Atkinson [SEAL.]

W. P. Young [SEAL.]

Bourne tal.

ss.  Cond. Bond

Bourne tal.

Nov. 2nd 1844 Exp^d
Filed.

Commissioner's Office,

ISLE OF WIGHT COURTHOUSE:

Feby. 12th 1875

To Margaret L. Bourne, M. M. Bourne, Maria
L. Bourne & Emily Bourne.

Plaintiffs,

And

To Jos. E. Bourne, J. B. Bourne, John M.
Bourne, Annie E. Bourne & Geo. Bourne

Defendants:

You are hereby Notified, That I have fixed upon the 20th day of
~~April~~ March next, if fair, if not, the next fair day thereafter, (Sunday
excepted), to take and settle, at my office aforesaid, the following accounts:

To ascertain & report the for simple
equivalent of share of said Margaret
L. Bourne in the land of which Thomas
B. Bourne her late husband died
seized.

Required to be taken by decree of Isle of Wight Circuit Court, rendered on the
day of February, 1875, in a suit in chancery depending in the
said court, in which you are Parties, Plaintiffs and Defendants, at which time and
place you are required to attend.

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

J. P. Young

Commissioner.

Service acknowledged.

Resolution } Counsel for the
 } Plfs. & defts.

Forwarded for.
Counsel
of
Hickman
M.
H.

Forwarded for.

To New York. 1878—