

1884-002

Chancery Causes.

Isle of Wight County

William A. Womble & Warren H. Elliott, assignees for & c vs Norman
Hines & vix & al
Petition of John C. Underwood, trustee & Caroline F. Hines

Other SURNAMES: Cowper, Jordan
[Cowper & Jordan], Hayden, Godwin,
Kitchen, Lee, Brock, Casey,
Whitfield, [Thomas, Adams &
Company], Thomas, Adams,
Bunkley, Catin, Harrell,
Mears, Stringfield, Leigh,
[Leigh & Brother], Corbin,
Fraser

Wm. H. H. H.

His

1st Seen. The & Judgment of
Brook adw.

2nd Seen The Judgment of Noble.

The above are seen on the
Land sold by Wm. H. H. to J. C.
Underwood H. H.

Seen on 59 acres

1st The seen reserved in Deed of

11 Mar 1869, see same

150
350
500

I Int from 11 March 1869

then Carpen & Ind an

then Godwin

& Kitchen

& Lee

} same et.

Wentle &
v

Itis &

memo
for Com. Young

Conservative Ticket.

HARDY TOWNSHIP.

For Supervisor,
W. A. WOMBLE.

Collector,
T. G. B. DELK.

Assessor,
L. B. EDWARDS.

Commissioner of Roads,
W. O. P. GWALTNEY.

Clerk,
I. N. JONES.

Overseer of the Poor,
E. E. EDWARDS.

Justices of the Peace,
GEORGE H. JORDAN.
JAMES T. GOODSON.

Constables,
BENJAMIN CARR.
C. C. BAKER.
B. COCKS.

Acct. of Sales of
Hireland 25500

Acct. of Cost.

Books sent 257

" free

Dr. Hunt 107

Corn 12,78-

Opuscula 5,10

21.39
235.61

Commissioner's Office

Smithfield October 9th 1878

To The Circuit Court of Ill. of Wright County

Pursuant to a decree of the said court rendered on the
day of February 1875 in a suit in chancery depending
therein between William A. Winkler and others plaintiffs
and Herman Kries and wife and others defendants, the undersigned Commissioner in chancery of the said court
to whom was directed by said decree to ascertain and re-
port to court the character and the extent of the interest which
the said Herman Kries had in the tract of land in commission
or going report mentioned, reports that he served notices as
against the said parties requiring them to attend at his office
aforesaid on the 29 day of September 1875 which was returned
to your Commissioner duly served, and on the date of the report he finds that
the said Tract of land belonged to Jane Kries the mother of the said Herman
Kries, and on her death descended to the said Herman Kries and his brothers
James, George, and Charles, William A. Kries, Martha A. Means and
Emma Fraser and that the said Herman Kries was entitled to one
undivided fifth part thereof

He is accordingly as a Commissioner in chancery of the said
court the day & year first aforesaid

E. S. C. Thomas Commissioner

Witness my hand & seal this 11th day of October 1878

Bank tag

107

Bank tag

Bank tag

Oct. 10th 1878

Heard

Oct. 10th 1878

A.

An account of the plaintiffs demands and those of all other creditors of Norman Hines, having judgments against him, creating liens on his real estate, with their priorities

1st.

a judgment in favor of Henry T. Brock and wife Elizabeth (who was Elizabeth Stringfield), rendered in the County Court of Isle of Wight the 3^d of Jan. 1861. for 120 50
Interest thereon from 1st Jan. 1861. to 1st day of Octob. 1871. 77 72
costs of suit 7 66 205 88

2nd.

a judgment in favor of John B. Womble for W^m. Womble, rendered by Isle of Wight Circuit Court, the 16th of May, 1866. for 119 83
Interest thereon from 6th Nov. 1866, to 1st Oct. 1871. 78 60 198 43

3^d.

a judgment of same Court 20th May 1868, in favor of Cooper & Jordan (now held by W. H. Elliott their assignee in Bankruptcy) for 72 10
Interest thereon from 2nd Dec. 1859, to 1st Oct. 1871. 57 19
costs of suit 6 32 129 61

4th.

a judgment of County Court on 4th March 1868 in favor of James R. Leigh assignee of Leigh & Bro. for 302 13
Int. on from 8th day of Sep. 1862, to 1st Oct. 1871. 164 25 466 38
amt. carried forward 1000 30

10.

Am't. brought for

\$1000 30

5th

A judgment in favor of S. P. Godwin for
S. P. Godwin, vend: in County Court of

Ish of Wright, June 8th 1870, for 80 00

Interest thereon from 1st Jan'y 1869, to 1. Octo. 1870 8 40

Costs of suit 6 66 95 06

5th

A judgment of same Court on same day in
favor of Dixon W. Kitchum for

92 05

Interest from 17. Sept. 1867 to 1. Octo. 1870 22 32

Costs of suit 6 91 121 28

6th

A judgment of Circuit Court in favor of

N. A. Lee for on 19th Octo. 1870 for 95 00

Interest from 1st Dec. 1869, to 1st Octo. 1871. 10 45

Costs of suit 9 16 114 61

Total amt. of judgment liens \$1331 25

B.

An account of any real estate owned by Norman
Hines at the date of the judgments mentioned in
the preceding account A. or since acquired by
him, with the annual and for simple value thereof
and of such portion of said real estate as has
been alienated by the said Hines since the
creation of said liens, and to whom alienated.

Land owned at the date of the judgment
in favor of N. S. Brock; and of

Geo. B. Womble for W. A. Womble.

180 acres in Smiths Neck valued in for simple at \$1800.00

Annual value of said track

200 00

Sands acquired by said Norman
Hines since the date of the said
last two, mentioned judgments.

59 acres acquired by death of his
father & deed of partition between the
heirs of said Hines, ^{Recorded on no 3^d Jan. 1870} in which his father
held life right but ^{the} which said Norman
Hines held an equitable interest prior
to the death of his father, and upon
which the judgments of said Brock,
^{Jury C. Leigh no. 3.}
no. 1. Womb for Womb no. 2, and
^{for Hayden}
Conner & Jordan, no. 4. were liens -

Valued in fee simple at

885 00

Annual value of the same

45 00

Sands upon which the judgments of
S. P. Godwin for S. P. Godwin, and of
D. W. Kitchum both of 5th dignity, and
the judgment of A. A. Au of 6th
dignity, are liens, (subject to moneys
reserved to be paid by the deed
of partition aforesaid of ^{Recorded on:} 3^d Jan. 1870,

amounting to \$500. 00) to wit: To Rich?
Haskell & Emma de. his wife \$150. 00 & to James Moss & Martha
J. Moss his wife \$350. 00
The 59 acres described and valued
above.

Sands alienated by said Norman
Hines since the creation of the
first and second judgment liens.

The track of 180 acres in

Smith's stock valued at \$1800. was conveyed by
said Huns to Geo. C. Underwood trustee for the
wife of said A. Huns, by deed of the 7th day
of Jan'y, 1867. and recorded the 4th day of March
1867.

Comptroller's Office Isle of Wight Co.
November 10th 1871.

To the County Court of Isle of Wight County.
Pursuant to a decree of the said Court
rendered on the 7th day of August, 1871,
in a suit depending in said Court be-
tween William A. Womble & als Plain-
tiffs, against Norman Vines and wife and
alms defendants, directing a Commis-
sioner of the said Court, to take first an
account of the Plaintiff's demands &
those of all other judgment creditors
who may choose to contribute to the
cost of this suit against the said
Norman Vines creating a lien on
his real estate with their respective
priorities. &c. An account of any real
estate owned by said Norman Vines at
the date of said lien or since acquired
by him, with the annual and gross rental
value thereof and of each portion of
said real estate as has been alienated
by the said Norman Vines since the
creation of said lien and to whom as-
signed. Your Commissioner reports to
the Court that on the 14th day of
September last, he issued notices to the
parties interested, that he had appointed
the 25th day of September, 1871, to take and

settled at his office aforesaid, the said
accounts, and requiring them to attend,
which notices were duly served on a part
of the ~~defendants~~ parties and service acknowledged
by the balance of said parties.
that on the day so appointed the Com-
missioner for the judgment creditors appeared
and laid before said Commissioner
certified copies of said judgments and
for the want of evidence in regard to
the other accounts, the taking of said
accounts was continued until the date
of this report, when said Commissioner, from
evidence before him completed the same
which are marked respectively "A", "B" and
are herewith filed.

"A"

Account "A" is of the judgments creating
liens on the real estate of said Norman
Hines, with interest computed on each
judgment debt to the 1st day of October,
1871, and shows the aggregate amount
thereof to be \$1331.25 of which judgments,
that of Henry T. Brock and Elizabeth
his wife for \$205.88, is of the first priority;
that of John G. Womble for \$1000.00 is of the second priority;
that of James C. Leigh surviving of
Leigh & Bro for \$466.38 is of the third

priority: that of W. L. Elliot's apportionment of Sawyer's land for the benefit of C. B. Hayden for \$129.⁰⁰ is of the same priority: those of L. P. Godwin for H. P. Godwin for \$95.⁰⁰ and also W. H. Richman for \$121.²⁵ are of the 5th priority and that of N. A. Lee for \$114.⁰⁰ is of the 6th priority.

"73"

Account "73" is of the real estate owned by Norman Hines at the date of the judgments against him as shown in Account "A" or since acquired by him, with the annual and full simple value thereof as required by the decree, and shows that at the date of the judgments having 1st & 2^d priorities he owned 180 acres in "Methu's Rock" valued in fee simple at \$1800.⁰⁰ and that the annual value thereof is \$200.⁰⁰ that since the date of said two judgments he has acquired since the death of his father and by deed of partition between the heirs of his mother, Jane Hines, as of the 3^d day of January, 1870, 59 acres in which his father held a life right but in which said Norman Hines held equitable interest prior to the death of his father and upon which the 1st & 2^d judgments aforesaid

and also the 3^d & 4th judgments named
in said account "A" are liens, valued
in fee simple at \$885.00 the annual
value of which is \$75.00 (this land as
mentioned is subject to a well reserved
to Rich^d & Emmeline wife of \$150.00 and to John Meers. formerly of this
in the deed of partition aforesaid of \$500.00)
and upon which the judgments aforesaid
of the 5th & 6th priorities are liens, and that
since the creation of the liens of the
1st & 2^d judgments aforesaid the said
Norman Dines by his deed of the 7th day
of January, 1867, has conveyed to John
H. Underwood as trustee for Caroline
F. Dines wife of the said Norman Dines
the tract of 180 acres valued at \$1800.00,
herein before mentioned.

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

A. D. Young Comm.

Time employed 16 hours.

Commission fee \$16.00

Steff. fee J. O. Wright 1.50

Do. Marshall .50

\$17.00

Womble talr.

3 Com. Rept.

at 3 under decree

of Aug. 1867

Hines talr.

Nov. 14th 1867 filed

The Commonwealth of Virginia,

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

YOU ARE HEREBY COMMANDED TO SUMMON *Norman Hines and Caroline*
T. His wife, John L. Underwood trustee for said Caroline T.
Hines, and William H. Casey administrator of Henry T.
Brook.

to appear at the Clerk's office of our *County* Court for the County of Isle of Wight, on the
last ~~first~~ Monday in *May* ~~1871~~, being rule day, to answer a bill in chancery, exhibited
against *them by Roma. Womble, Warren G. Elliott assignee*
in Bankruptcy of T. T. P. P. Cowper & A. A. Jordan late merchants
and partners under the style of Cowper & Jordan (also saw for the
benefit of C. B. Hayden agent) L. P. Godwin Dixon W. Ketchum, and
N. A. Lee, suing on their own behalf and that of all other creditors
of the said Norman Hines having judgment herein on his real estate.

and unless *they* shall answer the said bill by the
next rule day thereafter, the court will take said bill for confessed, and decree accordingly. And have then
and there this writ.

Witness, N. P. YOUNG, Clerk of our said Court, at his office, this *16th* day
of *May* 1871, in the *9th* year of the Commonwealth.

N. P. Young
CLERK.

The Sheriff will, in his return, note the day on which this process is executed on each defendant.

Wm A. Womble Sal.

Sum. in
d. day.

Thomas Hines Sal.

To June Rule, 1871. being
last Monday in May/71.
Co. Ct. Hayden Ky.

Executed by deliver-
ing a true copy of this
summons to the parties
in person.

C. J. Chapman Shff

The Commonwealth of Virginia, Norfolk City
To the Sheriff of Isle of Wight County-- Greeting:

YOU ARE HEREBY COMMANDED TO SUMMON *Norman Hines and*
Caroline H. Hines his wife, John C. Underwood
trustee for said Caroline H. Hines, and
William H. Casey Administrator of Henry
T. Brock

to appear at the Clerk's office of our *County* Court for the County of Isle of Wight, on the
and ~~the~~ Monday in *May* ~~next~~, 1871, being rule day, to answer a bill in chancery, exhibited
against them by *Wm. A. Wumble, Warren G. Elliott assignee* ~~by~~
in Bankruptcy of T. H. P. Cooper & A. A. Ford and late merchants
partners under the style of Cooper & Ford and (who sue for
a benefit of L. B. Hayden Agent) L. P. Godwin, Dixon W. Kitchen
or W. A. Lee suing on their own behalf & all other
creditors of the said Norman Hines having judgment
ons on his real Estate
and unless *they* shall answer the said bill by the
next rule day thereafter, the court will take said bill for confessed, and decree accordingly. And have then
and there this writ.

Witness, N. P. YOUNG, Clerk of our said Court, at his office, this *16th* day
of *May* 1871, in the *95th* year of the Commonwealth.

N. P. Young CLERK.
~~The~~ The Sheriff will, in his return, note the day on which this process is executed on each defendant.

Wm A. Wombleson,

2^d Sum. in
v. E. Chy.

Norman Heins test.

To last Monday in
May 1871. being
Wet day.

Hayden Ky.

Not finding the within named
Cm H. Casey at his usual place
of abode, I delivered a copy
hereof, and gave information
of its purport, to his wife,
Sarah C. Casey, this 18th day
of May, 1871.

Jos. G. Givens, Deputy
for J. Richard Sewell
Sergeant City Norfolk

Wm A. Wamble & others } In Chancery,
 v. }
 Norman Hines & others } S. of W. C. & Co

The joint separate answer of John C. Underwood Trustee for Caroline J. Hines, wife of said Norman Hines, and of the said Caroline J. Hines.

These Respondents say. That the statements of the various judgments against said Norman Hines, as set forth in said Bill are true so far as they know.

That as to the 180 acre tract of Land your Respondents say, that it was conveyed to said Norman Hines on the 1st Jan'y 1854 by deed from Wm Hines & Jane his wife duly recorded which deed is filed herewith as part of this answer marked A^o 1.

That long before the judgments referred to in said Bill were rendered against said Norman Hines, to wit: on the 11th day of April 1859, the said Norman Hines & your Respondent, Caroline, his wife executed a deed of Trust, (which was recorded in the Clerk's office of Isle of Wight County on the 13th of May 1859) to Ro. H. Whitfield Trustee, to secure to Thomas, Adam & Co. the sum of \$750. Dated the 11th of April 1859, & conveying the said 180 acres of land - a true & correct copy of said deed of Trust filed herewith as part

of this answer marked A^o 2.

Your Respondents further say, that the debt secured by the deed of Trust aforesaid as executed by Norman Stines, & said Whitfield the Trustee for Thomas, Adam, & Co., was assigned over by said Thomas, Adam, & Co. to Your Respondent Mrs. C. Underwood, and that on the 7th Jan'y 1867, Your Respondent Mrs. C. Underwood as Trustee for Caroline J. Stines, purchased of said Norman Stines under a decree of the said Circuit Court made on the 19th Oct 1866, (nearly five years before the commencement of this suit), the said 180 acres of Land as may be seen by deed & decree filed as Exhibits with the Bill in this cause marked (C & D), and which deed was duly recorded in the clerk's office of said County on the 4th March 1867, That this purchase was made of said Norman Stines, whilst the said 180 acres were under said deed of Trust — That on the said 11th April 1859, the debt due under said deed of Trust amounted to \$1146.82, and that the undersigned, Mrs. C. Underwood as Trustee of said Caroline J. Stines, out of money belonging to her as her separate estate, did as authorized by said Decree (Exhibit D) invest \$948, out of said separate estate in the purchase of said Land without first taking any release —

Your Respondents say that they are entitled to be substituted to all the rights of

said Thomas, Adam, &c., the creditors secured by
said Deed of Trust (Exhibit herewith No. 2.)
and that your female Defendant should not
be suffered to be injured in the premises, and
that if said 180 acres are to be sold, that
your Respondents claim off \$948. after said
with Interest thereon from the 7 Jan 1867, should
be paid him ^{and are \$98.82} ^{balance of the said \$1146.82} ^{due on said}
^{land, which has been paid by your female Respondent} ^{but your Respondents deny}
that said ^{tract of} Land of 180 acres is liable for the
payment of said Judgments - that the price
paid for the same (\$948) was a fair price for
the same & less than the Deed of Trust then covering
the same tract of \$1146.82 - that the Tract called
180 acres, ^{really contains only about 60 acres, & the price}
^{paid of a proportionate} ^{that as to} the other matters named in said
Bills your Respondents are advised that it is
not material or necessary for them further to Reply
and ~~being requested~~ ^{and being requested} your Respondents
further say, that, said Caroline F. Hines, not of her
own Kelly, prob. separate estate paid off Martha
J. Trean, \$300, (less \$75) yet due & all Interest & to
Emma E. Fraser (late Warner) \$150. & all
Interest, being amounts due to them as, mostly
out of the 59 acres ^{of land} referred to in said Bills, & she
claims to be substituted for the same, see Receipts filed
~~amount~~ marked 3 & 4.

and having answered &c

John C. Underwood Justice
John R. Kelly p.c. for Caroline F. Hines
Caroline F. Hines
By J. C. Underwood

Seal of Wright County, Clerk's office,
Jan. 3^d 1896. The foregoing return
was signed and sworn to before
me.

Attest, N. J. Young

Wm. H. Jr.

7

Wm. H. Jr.

Answer of

Geo. C. Vandenberg

Master H.

Jan. 3^d 1896
Filed.

The answer of Norman Jones, to a Bill in Chancery exhibited against him & others, in the County Court of Isle of Wight County by W. A. Double & others.

This Respondent says that he believes that the statements as to the several judgments, their dates, and amounts & docketing, are true - as also the statements as to the sale of the land by him to J. C. Underwood, Trustee for Caroline Jones -

Y^r Respondent however says that the land referred to in said Bill as 59 acres more or less, is first subject to a Lien secured by deed dated the 11th March 1869 executed by Norman Jones, Caroline J. Jones, Wm A. Jones, Mary Ann Catin Richard Hancee, Emma E. Hancee, Jas. W. Mear, Martha J. Mear, as sellers. W. Richard Hancee & Emma E. Hancee his wife, ^{the sum} of \$150, & to James Mear & Martha J. his wife of \$300, with interest from 11 March 1869 - which he prays may be provided for before the judgments referred to in said Bill -
Harmy and s^r Norman Jones

In the clerk's office of Isle of Wight County Court, Sept. 5th 1891.

Norman Hines appeared before me N. P. Young Clerk
of the said court and made oath that the facts
contained in the annexed account are so far
as they refer to himself true, and as to others he
believes them to be true.

J. P. Young Clerk.

Wmble &c

N

Hines

Answer of
Norman Hines

Filed 4. Sept. 1891

To the Hon Geo Blount, Judge of the
Circuit Court of Law and Chancery
for the County of Alle of Wyo., in
Chancery sitting

The joint and
several petition of John L Under-
wood Trustee of Caroline & Heines,
and of Caroline & Heines,

Your petitioners would
respectfully represent to court,
that they are aggrieved by the in-
terlocutory decree ^{in this case} of Dec term 1871, Feb
term 1875 and Oct term 1877

rendered in the
suit of Mombu v Heines now
pending in the Circuit Court of
the County aforesaid.

That on the 11th day
of April 1859, Norman Heines, and
your petitioners Caroline & Heines
wife of the said Norman Heines,
by their deed bearing date as aforesaid
conveyed to R H Whitfield
Trustee, a certain tract of land
containing according to said
and 180 acres, situated in Smiths
Neck in the County aforesaid,
and bounded by James River

the lands of Norman Heines and John S Bunkley, to secure to Thomas Adams & Co, the payment of a certain bond executed by the said Norman Heines and being for the payment of \$750⁰⁰ on demand, of even date with said due; which due, was duly recorded in the clerk's office of the County Court of said County, a copy of said due is filed with the answer of your petitioners in said suit.

That on the 18th day of Decr 1862, your petitioner John S Bunkley, purchased of the said Thomas Adams & Co, the said bond secured by the due aforesaid, and took an assignment thereof to himself. That by a decree of the Circuit Court of May term 1866 in the suit of Heines per J. V. Heines, it was adjudged ordered and decreed that the sum of \$1013⁰⁰ due in said suit, to the said Caroline F Heines from the estate of her deceased mother Bunkley, was but a reasonable settlement for the said Caroline F Heines, and the

Exhibit A

said John Le Underwood was appointed Special Trustee to collect the said sum of \$1013⁵⁰ with all interest due thereon, and invest the same in Coupon Bonds of the M States, and expend the interest thereon from time to time for the benefit of the said Caroline F Heins. a copy of said decree is herewith filed, marked A and prayed to be taken as a part of this petition.

That by the decree of said court in said suit of Heins per G v Heins of Oct Term 1866, it was ordered that so much of the decree of May 1866, as directed said John Le Underwood to invest the money referred to in said decree, in Coupon Bonds of the M States, be rescinded, and ordered that the said John Le Underwood proceed to invest the sum of \$1013⁵⁰ with all interest thereon, in real estate, giving preference, ^{the purchase of} to a tract of land on which the said Thomas Heins resided, being the same tract of land

which was conveyed by the deed
aforesaid) and take a
deed for said real estate, in his
name as trustee for Caroline &
Himes for her sole and separate use,
a copy of said deed is herewith
filed marked 18, and prayed
to be taken as a part of this fil-
ing.

That your petitioners John Le
Underwood trustee as aforesaid
in pursuance of said deems, collec-
ted the sum of \$1013⁰⁰ with the
interest due thereon, and invested
the same in the bond aforesaid
secured by the said deed of trust,
which bond with interest thereon, to
wit on 7th day of Jan'y 1867, amount-
ed to \$1146⁸².

That the said sum of \$1146⁸² being
more than the value of the said
tract of land, your petitioners did
not foreclose the deed of trust afo-
said. And was of the opinion that
he would acquire a good title to
the tract of land aforesaid by tak-
ing a conveyance from the said
Norman Himes of the said land

to your said petitioners as trustees
for the said Caroline & Henry, and
surrendering to the said Norman
Heines the said bond so received
as aforesaid.

That the said Norman Heines
by his duly bearing date on the
7th day of January 1867, conveyed
to your said petitioners as trustees
aforesaid the said tract of land,
and your petitioners annexed
to said duly an acquittance
and receipt for the amt of said
bond. But your petitioners did
not release said duly of trust,
nor has he received any consid-
eration for the said bond, except
^{a copy of said and here with files marked C}
the conveyance aforesaid.

That at the July Rules 1871, Wm D
Mouble et als, suing for the benefit
of themselves and all other judg-
ment creditors ^{of Norman Heines} who might contrib-
ute to the costs of suit, filed their
Bill in Chancery to subject the
real estate of the said Norman
Heines to the liens of their said
judgments.

That the said bill charges that on

the 3^d day of June 1861, Henry T. Brook and Elizabeth his wife, obtained a judgment in the County Court of the County aforesaid against the said Norman Heins for \$120⁵⁰ with interest thereon from the 6th day of Nov 1860 till paid.

That on the 16th day of May 1866 John A. Moulle suing for the benefit of Mm A. Moulle, obtained a judgment in the Circuit Court of Lee of Meigs County against said Norman Heins for \$119⁵³ with interest from Nov 6th 1860.

That subsequent to the 7th day of Jan'y 1877, other judgments were obtained against the said Norman Heins.

The said Bill further charges that the judgments of Brook and Moulle numbered 182 are liens on the tract of land aforesaid and which is described in the proceedings of said suit as the 180 acre tract.

That by the decree of Aug 1871, in said suit of Moulle v Heins, a court was directed, among other things,

to take an asc of the real estate
owned by the said Norman Heines,
at the date of the liens named in
the bill, or since acquired by
him, with the annual and fee
simple value thereof.

That on the 11th Nov 1871, the said
court gave his report and there-
by reported that at the date of
said judgments of Brock and
Morrow, ^{the said Norman Heines} owned 180 acres of land
in Smiths Creek of the fee simple
value of \$1800⁰⁰ and of the annual
value of \$200⁰⁰, and that since
the date of said judgments, the
said Norman Heines has acquired
by descent a tract of land con-
taining 59 acres.

That the 180 acre tract is the land
conveyed to your said petitioners
John E. Underwood trustees
aforesaid.

That by the decree of Decr Term
1871 the said report was confirm-
ed. That various proceedings
were had in said suit, and by
the decree of Feb'y Term 1875, the
sheriff of said county was ordered

to rent out the said 180 acre tract
for the term of 2 years and make
report to court.

That by the decree of say term 1875,
leave was given your petitioners
to file their answer.

That on the 3^d day of Jan'y 1876 your
petitioners filed their answer, in
said suit; in which your petitioners
advised among other things, the exe-
cution of said deed of trust, the
assignment of the bond thereby se-
cured, to your said petitioners
John C Underwood as trustee of said
said trust the amt secured by
said deed was a fair value of said
land. That the said land which
reported and formerly considered
to contain 180 acres, in reality by
survey contains only 50 acres.

That the said land was not liable
to the lien of said judgments, or
if so liable that the lien of said
deed of trust was prior to the lien
of said judgments, and thus
your petitioners were entitled to
be subrogated to the lien of said
Thomas A. Amundson, and should

He paid the amt secured by said
and from the proceeds of sale of
the 180 acre tract.

That in pursuance of the decree of
Feb'y term 1875, the Sheriff made
report of his renting of the tract of
land aforesaid but there is no
endorsement showing the date
when filed. That he reported that
he rented the said land for \$200⁰⁰,
collected in cash \$62⁷² the amt of
the costs of said suit and paid
the same to the parties entitled thereto.
That at the Oct term 1877, the

cause came on to be heard on
the answer of your petitioners and
the report aforesaid, and by the
decree of said term the Court con-
firmed said report and directed
said Sheriff to collect the bal of
said rent and deposit the same
in the Smithfield Bank.

That your petitioners are inform-
ed and so charge that the Hon
John A. Kelly, ^{of counsel for your petitioners} was not present at
the Oct term 1877, when the said
cause came on to be heard on
your petitioners answer or if

present, that he was unable to discharge the duties of counsel and thus the interests of your petitioners were not represented:

Your petitioners are informed and so charge, that the tract of land aforesaid though formerly considered to contain 180 acres, yet in truth and in fact only contained 50 acres and is of the value of \$900⁰⁰.

~~an amt less than the amt secured by said land tract~~
That a portion of the land formerly considered to be a part of this tract, was sold by the decree of this court in the suit of

and purchased by Mrs G Bunkley and is now held by him.

That the amt secured by said amt of trust on said land was far more than the market value thereof at the date of the conveyance of said common Heirs or any date subsequent thereof, and that the said land is not subject to the lien of said judgments, the consideration of said amt being legal and sufficient.

That if the said land is subject to the lien of said judgments. The

1
line of your petitioners John & An-
drew Wood trustees aforesaid, as assignees
of of the due of trust aforesaid held
by Thomas Adams who is prior thereto,
and that the said land should
be sold under the due of trust
aforesaid and in accordance with
its terms, and the amt due your
petitioners be first paid from the
proceeds of sale.

That the said sum of \$200⁰⁰ rent
of said farm as aforesaid should
be refunded to your said petition-
ers. That if the proceedings of your
petitioners John & Andrew Wood trustees
as aforesaid were irregular and he
acquired no title under the con-
veyance aforesaid from Norman
Hines, yet your said petitioners
should not be impaired by the
action of her said trustee, proceed-
ing under the decree of a court
of Chancery.

Your petitioners further charge
that there was error in so much
of the report of the Comr filed on
the 11th day of Nov 1871, as repor-
ted the said land to contain 180

acres and to be of the value of \$800⁰⁰
and in the decree of Decr term
1871 confirming the same.

That there was error in the decree
of Feb term 1875 directing the
Sheriff to rent out the said land &
pay thereout the costs of this suit.
That there was error in the decree
of ~~Decr~~ term 1877 confirming said
report of renting.

For the reasons and under the
circumstances aforesaid your
petitioners would pray that the
said decrees be reheard, reversed
and set aside, that your petitioner
John C Underwood as trustee aforesaid
be permitted to remain in
undisturbed possession of the
tract of land aforesaid or that if
the said land is liable to the lien
of said judgments, the same should
be sold under the decree of Trust
aforesaid and the amt due your
petitioners be first paid from
the proceeds of sale.

That the said sum of \$200⁰⁰ rent
of said land as aforesaid should
be refunded to your said petitioners
your petitioners will ever pray &c

John & Under more
Trusted for Caroline & Heine
Caroline & Heine by
R. B. Boykin their atty.

Womble et als
p } In choy

Hines

Petition of John
W Underwood
Trustee of Caroline
& Hines, et als.

To the Honorable G. R. Atkinson Judge of the
County Court of Isle of Wight County; humbly
complaining sheweth to the Court
your Complainants William A.
Woroble, & Warren B. Elliott Assignees in
Bankruptcy of T. H. P. Cooper & A. B.
Jordan late Merchants & Partners
under the style of Cooper & Jordan,
who sues for the benefit of C. B. Hayden,
agent, L. P. Godwin, Dixon &
Kitchen & A. A. Lee suing on their
own behalf & that of all other Creditors
of Norman Hines having Judgment
liens on his real Estate;

1st
That on the 3^d day of June 1861, Henry T.
Brock & Elizabeth his wife obtained a
Judgment in the County Court of
Isle of Wight against Norman Hines for \$120.⁰⁰
thereon from the 6th day of November 1860,
with interest, till paid & costs.

That the said Elizabeth has since departed
this life leaving the said Henry T. Brock
her surviving, who by such survivorship
came entitled to the benefit said
Judgment. That the said Henry T.
Brock has since departed this life
intestate, & one William H. Casey has
qualified as his Administrator

2nd
That on the 16th of May 1866 one John
G. Woroble suing for the benefit of your

said Complainant William A. Noble
obtained ^{a judgment} in the Circuit Court of said
County against the said Norman & Hines
for the sum of \$11,900⁸³ with interest from
the 6th day of November 1868

3^{dly}

That on the 20th day of May 1868, your
said Complainant Cowper & Jordan
obtained a Judgment in the Circuit
Court of said County against the said
Norman & Hines for \$721¹⁰ with interest
from Dec 2nd 1859; that the said
Judgment of Cowper & Jordan was
obtained for the benefit of C. B. Hayden
that he might out of the proceeds thereof
pay certain claims in his hands due by
the said Cowper & Jordan. That the said
Cowper & Jordan have since been
adjudicated Bankrupts & the said Warren
G. Elliott has been appointed the Assignee
in Bankruptcy of each of the members of
said firm.

4^{thly}

That on the 8th day of June 1870 the aforesaid
L. P. Godwin suing for the benefit of
S. P. Godwin obtained a Judgment in
the County Court of said County
against the said Norman & Hines for
\$80⁰⁰ with interest thereon from
the 1st day of January 1869.

3^{thly}

That on the same day in the same Court
your said Complainant Dixon & Stetson
obtained a judgment against the said
Norman Hines for \$9⁰⁰¹⁵ with interest
from September 17th 1867

6^{thly}

That on the 19th of October 1870 your
aforesaid Complainant S. K. Lee
obtained a judgment against the said
Norman Hines for \$95⁰⁰ with interest
from December 1st 1869.

Exhibit
A

Certified copies of said judgments
marked "A" are herewith filed & prayed
to be taken as a part of this Bill.

That the aforesaid judgment of Brock & wife
was docketed on the 4th day of June 1868 &
that of John E. Worrel for the benefit of
William A. Worrel on the 22nd day

Exhibit
B

of May 1868 as will appear by the Certificate
thereof marked "B" herewith filed & prayed
to be taken as a part of this Bill.

7^{thly}

That on the date of the two judgments last
aforesaid of Brock & wife & Worrel
the said Norman Hines was seized
of a Tract of land in said County con-
taining 180 Acres lying on the right
bank of "James River" adjacent to the
lands of John T. Bunkley Martha Hines
& als, which Tract of land subsequent

to said Judgments & The docketing of
thesame as aforesaid, to wit on the 11th
day of January 1867. The said Norman
Hines conveyed to John C. Underwood
as Trustee, for Caroline F. Hines, wife
of said Norman by a Deed of that date
duly recorded in the Clerk's Office
of the County Court of the County aforesaid,
the said John C. Underwood
having so invested the trust funds
in his hands under a Decree of the
Circuit Court of said County made
on the 19th day of October 1866.

Exhibits
C & D

A certified Copy of said Deed & said Decree
marked respectively C. & D. are here
with filed & prayed to be taken as a part
of this Bill.

That subsequent to the rendition
of the Judgment of Brockmire &
prior to the aforesaid Judgment of
Honorable the said Norman Hines
inherited from his Mother, who
died on the day of 18
a Tract of land containing by estimation
59 Acres lying in said County on
"Jones Creek" bounded as described
in Exhibit C, here with filed & prayed
to be taken as a part of this Bill,
which Tract of land is still owned by the said Norman Hines

Exhibit
C

8th July That all of said judgments are still wholly unpaid and
Your Complainants are informed and
so charge that the aforesaid
Judgments Nos ¹ & 2 having
been obtained & docketed prior to the
aforesaid conveyance to John C.
Underwood Trustee & are a lien on
the land conveyed to said Trustee & that the
other Judgments aforesaid are liens
on the other Tract of Land aforesaid
subsequently acquired by the said
Norman Hines by descent from his
Mother in the order in which they were
respectively obtained, & that the Rents &
Profits of each of said Tracts of Land are
insufficient to discharge within five
years the Judgments aforesaid respectively
liens thereon, & that therefore the said lands
may be sold to satisfy said Judgments.
In tender consideration whereof, & for as
much as your Complainants are
without remedy at Law & can only
be relieved by the aid of this Honorable
Court of Chancery where matters of
this sort are cognizable, to this end
your Complainants pray that the said
Norman Hines & Caroline F. Hines his wife,
& John C. Underwood, Trustee for said
Caroline F. Hines, & William H. Casper Admin-
istrator of Henry T. Bore & maybe made

parties Defendant to this Bill, & be required
to answer the same, & that the lands
aforesaid may be sold to satisfy
said Judgments, & that such other &
further relief may be granted in
the premises as the Court may
deem meet, & may see fit the equity
of the case, And your Complainants
will ever pray &c

Hayden sig.

^{Hayden}
Womble sale.

d. Bill du

Hines sale.

July Rules, 1841. Bill &
filed & deems nisi.

Augt. Rules - Bill taken
for confessed & set for
hearing.

Augt. 1841. Deem for act.

Nov. 11th 1841. Reft. filed.

Decr. 4. 1841 - Deem for
sale &c.

Cond. from Decr. /71. to Augt.
1. 1873 & transferred to cir. ct.

Cond. Acto. /73. & May to /74.

July. /75. De. to grant out
land unless pay out of debts
made in 90 days & for act.

Octo. /75. Deem to file act. &
act. of 1800 Final Decree.

To the Circuit Court of Isle of Wight
County.

The undersigned Sheriff of
the County aforesaid who by the annexed
decree of the Circuit Court aforesaid of
Feb Term 1875, in the suit of Womble et al
vs Hines, was directed to rent out the
premises therein mentioned for a term of
two years from the 1st day of January 1876
respectfully reports to the court, that pursuant
to said decree & after giving the notice re-
quired thereof he rented out the same
publicly at Isle of Wight Ct on court-
day when Caroline Hines rented
the same for \$200.00, of which
amount she paid \$12.12 in cash
& for the balance with Henry N Parker as
surety gave two bonds one for \$37.28
payable Jan 1-1877 with interest from
Jan 1st 1876, & one for \$100.00, payable
Jan 1st 1878 with interest from Jan 1st 1876.
The said cash payment of \$12.12 was
applied in payment of Cts of said debt as
per Statement A

Taxed Cts as per decree	50.22
Shffs Commission at 2.50 per cent on above	10.00
Crier fee	2.50

\$ 62.72

over

Wm. Black, Clerk

21

Genesee Falls

Sheriff's Report
of
Rentals under
decrees of Feb - 1878

Recd. Nov. 1st 1877
of the Clerk of the Dist.
Court of Schoffeleys Co.
the two bonds of Caroline
J. Haines & P. R. Barker
that were filed in this
Report, for \$37.28 A.D.
Respectfully acknowledged
1st Jy, 1877 & 1st Aug 1878

A. B. Edwards Shff

The said bonds Receipts of the parties
are herewith returned -

Attest which is respectfully Submitted
Signed - A. B. Edwards

In Case of Wight Circuit Court, February 10th 1875.

Wm A. Womble et al.

Pltffs.

Against } In Chancery
Norman Hines wife & als.

Defts.

This Cause in which by Consent of parties the decree of December Term, was set aside, came on this day to be again heard on the papers formerly read, and was argued by counsel. On consideration whereof the Court doth adjudge, order & decree that ... within 90 days from the date of this decree the defendant Norman Hines, or some one for him pay the judgment of Henry T. Brock wife, and of John L. Womble for William A. Womble, subject to an abatement of 4 years interest thereon, mentioned in Comm^r Gorman's report of debts herein. That the Sheriff of this County send out publicly to the highest bidder at Sale of Wight Courthouse on some Court day after having given at least 20 days notice of the time and place of renting by advertisement at the Courthouse door of said County on some Court day previous to the day of renting, and at other public places in said County, the 180 acre tract in Smith's neck, in these proceedings mentioned for a term of two years from the 1st day of January 1876, in two equal payments except so much for cash as will pay the costs of this suit, and said renting, taking for the credit portions of said renting two bonds of equal amount payable respectively one and two years from the 1st day of January 1876, to himself as Sheriff aforesaid, with sufficient security, and with waiver of the homestead exemption, which bonds he shall return with his report to Court of his proceedings, under this decree. And the Court doth further adjudge, order and decree that a Commissioner of this Court ascertain and report

to know the character and the extent of interest
 which the said Norman Hines had in the
 tract of land in Conn & Young's said report
 mentioned. And that a copy of this decree
 be served on the said Norman Hines.

Copy - Teste,

C. B. Hayden, Deputy for
 U. P. Young, clk.

atto. fee & tax.	\$16.00	Paid C. B. Hayden
clk. of co. ct.	14.30	Paid U. P. Young
Do. " Cir. ct.	3.80	Paid U. P. Young
Comm. in Clk. B.	16.00	Paid U. P. Young
Shff: ~~Clark~~	3.00	A. B. Cane Shff
" Norfolk.	1.12	
Ans &	<u>55.22</u>	

Wm A. Womble, Sale,

Eds. { Enclos. Copy of decree.

Norman Hines sale,

Feb 3. Hines in let. 1878.

Norm Hines - 208

U. P. Young
 Shff.

Wm Womble 208-88

Cart Cart. a. Shown by N. P. Young	Oct	30	72
Shipp. Cart. on. \$500 @ 3 per Cent		10	00
Chis. fee		2	50
			<u>\$62.72</u>

Cart. Renting	\$200.00
Expense of second Renting	62.72
	<u>137.28</u>
	68.64

Honble Wm. A. Salo.

\$1.07

all 2nd Class
who is to be the
rent of the 1st Class

ed 3, 4, 78
ed 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 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1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1144, 1145, 1146, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169, 1170, 1171, 1172, 1173, 1174, 1175, 1176, 1177, 1178, 1179, 1180, 1181, 1182, 1183, 1184, 1185, 1186, 1187, 1188, 1189, 1190, 1191, 1192, 1193, 1194, 1195, 1196, 1197, 1198, 1199, 1200, 1201, 1202, 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1210, 1211, 1212, 1213, 1214, 1215, 1216, 1217, 1218, 1219, 1220, 1221, 1222, 1223, 1224, 1225, 1226, 1227, 1228, 1229, 1230, 1231, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1239, 1240, 1241, 1242, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1251, 1252, 1253, 1254, 1255, 1256, 1257, 1258, 1259, 1260, 1261, 1262, 1263, 1264, 1265, 1266, 1267, 1268, 1269, 1270, 1271, 1272, 1273, 1274, 1275, 1276, 1277, 1278, 1279, 1280, 1281, 1282, 1283, 1284, 1285, 1286, 1287, 1288, 1289, 1290, 1291, 1292, 1293, 1294, 1295, 1296, 1297, 1298, 1299, 1300, 1301, 1302, 1303, 1304, 1305, 1306, 1307, 1308, 1309, 1310, 1311, 1312, 1313, 1314, 1315, 1316, 1317, 1318, 1319, 1320, 1321, 1322, 1323, 1324, 1325, 1326, 1327, 1328, 1329, 1330, 1331, 1332, 1333, 1334, 1335, 1336, 1337, 1338, 1339, 1340, 1341, 1342, 1343, 1344, 1345, 1346, 1347, 1348, 1349, 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1682, 1683, 1684, 1685, 1686, 1687, 1688, 1689, 1690, 1691, 1692, 1693, 1694, 1695, 1696, 1697, 1698, 1699, 1700, 1701, 1702, 1703, 1704, 1705, 1706, 1707, 1708, 1709, 1710, 1711, 1712, 1713, 1714, 1715, 1716, 1717, 1718, 1719, 1720, 1721, 1722, 1723, 1724, 1725, 1726, 1727, 1728, 1729, 1730, 1731, 1732, 1733, 1734, 1735, 1736, 1737, 1738, 1739, 1740, 1741, 1742, 1743, 1744, 1745, 1746, 1747, 1748, 1749, 1750, 1751, 1752, 1753, 1754, 1755, 1756, 1757, 1758, 1759, 1760, 1761, 1762, 1763, 1764, 1765, 1766, 1767, 1768, 1769, 1770, 1771, 1772, 1773, 1774, 1775, 1776, 1777, 1778, 1779, 1780, 1781, 1782, 1783, 1784, 1785, 1786, 1787, 1788, 1789, 1790, 1791, 1792, 1793, 1794, 1795, 1796, 1797, 1798, 1799, 1800, 1801, 1802, 1803, 1804, 1805, 1806, 1807, 1808, 1809, 1810, 1811, 1812, 1813, 1814, 1815, 1816, 1817, 1818, 1819, 1820, 1821, 1822, 1823, 1824, 1825, 1826, 1827, 1828, 1829, 1830, 1831, 1832, 1833, 1834, 1835, 1836, 1837, 1838, 1839, 1840, 1841, 1842, 1843, 1844, 1845, 1846, 1847, 1848, 1849, 1850, 1851, 1852, 1853, 1854, 1855, 1856, 1857, 1858, 1859, 1860, 1861, 1862, 1863, 1864, 1865, 1866, 1867, 1868, 1869, 1870, 1871, 1872, 1873, 1874, 1875, 1876, 1877, 1878, 1879, 1880, 1881, 1882, 1883, 1884, 1885, 1886, 1887, 1888, 1889, 1890, 1891, 1892, 1893, 1894, 1895, 1896, 1897, 1898, 1899, 1900, 1901, 1902, 1903, 1904, 1905, 1906, 1907, 1908, 1909, 1910, 1911, 1912, 1913, 1914, 1915, 1916, 1917, 1918, 1919, 1920, 1921, 1922, 1923, 1924, 1925, 1926, 1927, 1928, 1929, 1930, 1931, 1932, 1933, 1934, 1935, 1936, 1937, 1938, 1939, 1940, 1941, 1942, 1943, 1944, 1945, 1946, 1947, 1948, 1949, 1950, 1951, 1952, 1953, 1954, 1955, 1956, 1957, 1958, 1959, 1960, 1961, 1962, 1963, 1964, 1965, 1966, 1967, 1968, 1969, 1970, 1971, 1972, 1973, 1974, 1975, 1976, 1977, 1978, 1979, 1980, 1981, 1982, 1983, 1984, 1985, 1986, 1987, 1988, 1989, 1990, 1991, 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 22

William A. Noble Sal.

Dr.

1876- To the Clerk of Isle of Wight Cir. Let.

Oct. Filing Com. & rept. vs. Haines Sal. 15- decree & copy. 56 - .71

1877-
Apr. Continu: vs. Same

.36

N. C. Long, Clerk.

\$1.07

To the Circuit Court of Lee & Wright County.

Pursuant to a decree of the said Court, passed at October term, 1877, in the suit of *Stoneman & Sons* vs. *Stoneman & Sons* Vols. directing the undersigned as sheriff of the said county to sell certain land of said *Stoneman & Sons* described in the said decree, a copy of which is herewith filed.

The undersigned reports to the Court that after duly advertising said land for sale as directed by the decree, he sold the same by auction, before the Court house doors of said county on the 4th day of March 1878, at which sale

became the purchaser of the one undivided fifth part, having regard to quantity & quality, of the tract of land in the proceedings mentioned, whereof *James Stoneman* died seized & possessed in the County of Lee & Wright in Smith, N. H., being the land called on *James Stoneman* by the deed of *John H. Smith*, formerly *Stoneman* to *Whitfield* as described in the decree, ~~rate~~ ~~which~~ for the sum of \$255.00
From which I have deducted ~~cost~~ ^{Exp.}:

Clerk's fees \$3.64

Crier fee 5.00

Commission sales 12.45

21.49

Leaving the balance of net sale, \$233.51

For which balance I have taken the

three bonds of the said
for \$75. 84 each, with
pay in one, two & three years, respectively from the
4th day of March, 1878 till paid, with interest
till paid. The costs have been paid to the
parties entitled thereto. Given under my hand
this day of, 1878.

A. B. Edwards Sheriff

Wm. H. Day,

Shirley

Shirley

Report of call by

Shirley, under decree

of Dec. 1877.

Shirley, 1878.

1878.

In Isle of Wight County Court, Aug 7, 7th 1871.

W^m A. Womble, Warren G. Elliott of sec. in Bank
ruptcy of H. H. P. Cooper & A. A. Jordan late mer-
chants and partners under the style of
Cooper & Jordan who sue for the benefit of C. B.
Hayden agent) L. P. Godwin, Dixon W. Kitchen
and N. A. Lee suing on their own behalf
and that of all other creditors of the said
Normon Hines Plffs:

vs. { In Chy.

Normon Hines & Caroline H. his wife, John C.
Underwood trustee for said Caroline H. Hines
& William H. Casey adm^r of Henry T. Brock. Defts.

This cause came on this day to be heard on the
Bill taken for confessed as to the defendants Nor-
mon Hines & Caroline H. his wife, John C. Under-
wood trustee for said Caroline H. Hines and
Wm H. Casey adm^r of H. T. Brock on whom process
has been duly served, they still failing to ap-
pear plead, answer or demur, and was ar-

gued by counsel: On consideration where-
of the court doth adjudge order & decree that a
com^r of this court, take the following accounts,
an account of the plaintiff's demands and
those of all other creditors who may choose to con-
tribute to the costs of this suit against the said
Normon Hines, created a lien on his real

Wmble

W

Hine

Report of Payments
by R. S. Thomas
for the year

Filed Octo. 8th 1884.

Chas. J. ...

Dec 1 1874 It appears the mother
board of Jas. C. Woodward
without recourse to us.

Thoms, Adams & Co

(S)



10/10/74
Jas C Woodward

10

10/10/74

10/10/74

10/10/74

10/10/74

It appears the mother
board of Jas. C. Woodward
without recourse to us.
Thoms, Adams & Co
(S)

\$450-

I bind my self and heirs to pay to THOMAS, ADAMS & CO., the
sum of Seven Hundred & Fifty Dollars and
Cents. for value received. Witness my hand and seal this 11th day of
April 1859

Just
S. D. Woodruff

[Handwritten signature]

[Handwritten signature]
Part of the amount
\$450.00

Thomas Hines



6.1

	Amount for Distribution	472 06	472 06
1	Deduct the Brock Judgment		
		<u>297 05</u>	
		175 01	
2	Balance due to be paid on the Judgment of W. A. Wamble	<u>175 01</u>	
	Paid on the Brock Judgment	297 05	
	" " " Wamble "	<u>175 01</u>	<u>472 06</u>

— — —

We the undersigned have each received this 1st Day of May A. D. 1884 as of the 20th of April 1884 of R. S. Thomas Special Commissioner in Wamble v. Hine the sum set opposite to each of our names respectively

Henry D. Brock's admr by R. S. Thomas ^{atly}	297 05
Wm. A. Wamble by R. S. Thomas ^{atly}	<u>175 01</u>
	472.06

Wamble
v
Hine

1884

April 20 To collection of the 3 Bonds of
H. R. Parker for #77.87 = 233 61
Interest on same from March
4th 1878 to April 20th 84. 6.1.16 85-84 319 45-

April 24 To collection of Certificate of De-
-frail - of Farmers & M. S. B. 12 140 83
20 Interest. April 23rd 84 57 54 192 37
Costs as taxed under Decree 511 82
39 76
472 06

B.

1 Judgment of Henry D. Brock
as per Court Camp Report. 120 50
Interest from Jan 1st 1861 to
April 20th 84 168 89
Costs 7 66 297 05-

2 Jos. G. Wamble for W. A. Wamble
as per same report. 119 83
Interest from Nov. 6th 60 to
April 20th 84 168 64 288 47
585-52

Wmble

v

Him.

do the Hon George Blundell, Judge
of the Circuit-Court of the W. & N. - County
the undersigned
who was directed by a Decree under
herein to withdraw the ³ sale bonds of
H. R. Parker for \$77.87 each filed with
the report of Special Commissioner
L. B. Edwards under the Decree of April
20th 1878 and to collect the same
and when collected to make to the said
H. R. Parker a good & sufficient - Deed in
fee simple with special warranty - for the
tract of land purchased by him under
the Decree aforesaid, and who was also
directed to withdraw the certificate
of deposit of the said L. B. Edwards for
\$140.83 deposited with the Farmers &
Merchants Savings Bank, Smith-
field, on April 23^d 1878, and to pay
of the proceeds of said bonds & certifi-
cate to pay the unpaid costs of this suit -
and the balance in the Judgment
of Commissioner George Blundell, ac-
cording to them privately, - by leave more-
especially it reports - that he collected
the three bonds of H. R. Parker as men-
tioned and required in the said Decree and
made to him a good & sufficient - Deed in fee
simple with special warranty for the tract of
land purchased by him under the aforesaid Decree

and also the certificate of deposit of record
and that the said bond & certificate of deposit
it-aforesaid amounted to \$511.82
as will appear by Statement "A" herewith
inclosed & filed with this report; that he
paid out of the said sum of \$511.82, the
sum of \$39.76 taxed on the Decree of April
1884 which left a balance of \$472.06
in his hands; that the Judgment
of H. T. Brock's administrator
to \$297.05 and the Judgment of W. A.
Wumble to \$288.47; that after pay-
ing the said sum of \$297.05 to the admin-
istrator of H. T. Brock there remained
in your commissioners hands the sum
of \$175.01 which was paid on the Judg-
ment of W. A. Wumble as will appear
from account B. & C. The receipts of
the parties is appended to the said state-
ment in the annexes respectively paid
to each of them.

May 1st - 84.

Respectfully Submitted
R. S. Thomas
Special Comm'r.

In the Circuit Court of the 1st of August
County the 21st day of April 1878.
Wmble

Plff.

vs.

Hines

Def.

This cause came on this day to be
again heard on the papers formerly
read, on the report of sale by special
Commissioner L. B. Edwards under
decree herein at the October term
1877, filed herein April 20th 1878 re-
porting the sale of certain land of
Norman Hines described in said
decree to which report no exceptions
were filed, on the petition of John
C. Underwood trustee of Caroline
Hines, and on the petition of Caro-
line F. Hines this day filed by leave
of the Court and was argued by
counsel; on consideration whereof the
Court confirming the said report of
sale doth with the consent of the said
Caroline F. Hines and of John C.
Underwood her trustee and of Wm.
A. Wmble the plaintiff in this
suit adjudge order and decree that
R. S. Thomas, who is hereby appointed
a special commissioner for this

suppose withdraw the three sale bonds
of Henry R. Parker for \$77.87 for twenty
seven dollars and eighty seven cents
each dated March 4th 1878 payable
respectively in one two and three
years from date with interest from
date he having with the clerk of
the Court his receipt for the same
and collect the same and when col-
lected he make to the said H. R.
Parker a good and sufficient deed
in fee simple with special warranty
for the tract of land purchased
by him under the decree aforesaid.
And the Court doth further adjudge
order and decree with the consent
of the said Caroline F. Hunt and
John C. Underwood her trustee and
William R. Noble plaintiff as aforesaid
that R. S. Thomas Jr and that
he is appointed a special commis-
sioner to withdraw the certificate
of deposit of F. B. Edwards Special
Commissioner in Noble et al vs.
Hunt of \$140.83 in the Farmers and
Merchants Savings Bank Smith-
field on April 23rd. 1878 on his having
with the clerk of the Court his receipt

for the same, and that out of the proceeds of the said bond he pay first the unpaid costs of this suit inclusive of a fee of twenty dollars to R. S. Thomas for his services as attorney in this suit and the balance he apply to the payment of the judgments reported in Commissioner Spring's report of Nov. 11th 1871 according to their dignity and priority and in discharge of the debt of the said William A. Thomas hereby releasing the tracts of land in the bill and proceedings of this suit mentioned and the said Norman Hines and Caroline F. Hines and her trustee from all further liability to the lien of his said judgment taking the receipts of the parties for thereof and return the same with a report of his proceedings under this decree. That the said R. S. Thomas special Commissioner as aforesaid shall not execute this decree until he shall have entered into bond with good and sufficient security

in the sum of One Thousand
Dollars before the Clerk of this
Court conditioned according to law
for the faithful performance of
his duties as such Commissioner
under this decree.

a copy.

Teste,

A. D. Young clk

Add. costs to be paid to full amount.
To the self. amt. paid by him \$3.86
" Clerk court amt. unpaid 5.90
" Atto. Fees for all work 30.00
\$39.76

Honorable et al.
v. B. D. Clark
Heirs et al.

Co. de. of April 1884.
for com. - taxation:

Wm. T. Brown

The Brock Judgment- 120 50
 Int from Jan'y 1st 61 to Apr 20th 84. 23.3.20 168 89
 289.39

The Wemble Judgment- 119.83
 Int from Nov: 6th 1860 to
 April 20th 84. 23. 57. 14 168.64 288 47
 Aggregate of the 2 Judgments \$577.86

Certificate of Deposit Apr 23^d 78 140 83
 Int from the 23^d 78 to Apr 20th 84 50 69
 191 52

The Parker Bonds, 3 Bonds 177.83
~~233.61~~
 233.61. 233.61
 Interest on same from March 4th
 1878 to Apr 20th 84. 61. 16 85.89 319 48
~~348.70~~
~~508.22~~
 Assets 510.97
 Judgments 577.86
 Deficiency 66 89
577.86 // 577.86

Wm. W. Wm.

N.

Statement.

Hines

2

subts &

assess

To the circuit court of the District of
Columbia.

Subscribed to a decree of the said court
rendered on the 20th term 1847. in the
suit of Honble Jas. M. Stuart vs. ~~John~~
The undersigned reports to the court
that he has withdrawn from the
cause the bonds required to be withdrawn
under said decree, and has collected
the same, amounting in the aggregate
to the sum of One Hundred and
forty dollars and fifty three cents, and
has deposited the same in the Farmers
& Merchants Savings Bank at Washington
to the credit of this Court, and here-
with returns the ~~said~~ certificate of the
cashier of the said Bank of said
deposit. Given under my hand
this 20th day of April 1848.

A. B. Edwards Shff

Worshipful,
Chap.
Harris

Report of Shiff.
of collection of
Bonds & deposit

April 23^d 1848

Filed

W. D. FOLK, PRESIDENT.

K. K. CHAPMAN, CASHIER.

Farmers & Merchants Savings Bank,

Smithfield, Va.

Wm. A. Jones 23 Apr 54

Interest

140.83

57.54

\$192.37

Honorable &c.
Hines &c.

^{of case}
This, this day came on to be again heard on
the papers formerly read, on the Answer of
Norman Hines to the Report of
Commissioner A. S. Byang under the
Decree herein of August Term 871, & was
argued by counsel on consideration whereof
confirming said Report to which no exceptions were filed
the Court doth adjudge order & decree that
unless within Sixty day from the date of this
Decree Norman Hines or some one for him
pay the amount due on the judgments
& the costs of this suit inclusive of an attorney's fee hereafter
named in the Report aforesaid, C. B. Hayden,
who is hereby appointed Special Commissioner
for that purpose proceed to sell
at Sale of Right at some court day
on credit of 1 2 & 3 years in equal payments
with interest from the day of sale, except so
much for costs he will pay the costs of
this suit & of said sale inclusive of
an attorney's fee of \$50.00 to C. B.
Hayden for his services in this case
the land in these proceedings mentioned,
to wit the Tract of 180 acres of land more or
less lying in Smiths Neck & the Tract of
59 Acres inherited by the said Norman
Hines from his Mother Jane Hines, selling
both Tracts subject to the contingent right
of Dower of Caroline F. Hines wife of said

Norman Hines, & the latter tract subject
to the lien of \$150.⁰⁰ to Rich^d. Hamrell & Emma E. his wife
and \$350.⁰⁰ to James Mears & Martha J. his wife reserved by the deed,
referred to in said Comm^r. Gentry's report, of record 3^d Jan^y. 1870.

after having given at least 20 days notice
of the time & place of sale by advertisement
at the Ct. door of said County on some board day
previous to the day of sale & at other public
places in said County & by advertisement
once a week for four successive weeks
in the Norfolk Virginian a newspaper
published in the city of Norfolk.

The said Commissioner for the credit
portion of said sale shall take Bonds as
aforesaid with sufficient Security payable
to himself as Commissioner bearing interest
from the day of sale & return the same to Court
with his Report of his proceedings
under this Decree. But the effect of
this Decree shall be suspended as to
said sale until the said C. B. Hayden
shall execute & deliver into Clerk's Office of
this Court, a Bond with sufficient
Security payable to the Commonwealth
of Virginia in a penalty of \$2000.⁰⁰,
conditioned for the faithful performance of
this or any future decree herein
it is further adjudged ordered &

decreed that the sale of the aforesaid
59 Acre Tract shall not be made
unless the proceeds of sale of the
180 Acre Tract prove insufficient
to pay the aforesaid judgments
& costs of suit & sale as aforesaid

a blank is left
on the cover

for the lines on

39th Street East
are designed in
brown. The
Report is also
to follow from
the same. The
Answer as to
the question
from the
Black and
the first part
of the paper
to be the same
the same and
fragile.

Worthington

1871

Hines & Co

Rough Decree
of

December Term
1871

To be entered.
Cand. Atkinson

In Schofield Circuit Court, February 10th 1875.

William A. Womble et al.,

Plffs.

Against } In Chancery
Norman Hines wife & als

Def.

This cause in which by consent of parties the decree herein of December Term was set aside, came on this day to be again heard on the papers formerly read, and was argued by counsel; On consideration whereof the Court doth adjudge, order & decree that unless within 90 days from the date of this decree the defendant Norman Hines or some one for him pay the judgment of Henry T. Brock wife, and of John G. Womble for William A. Womble, subject to an abatement of 4 years interest thereon, mentioned in Com^r. Young's report of debts herein, that the Sheriff of this County rent out publicly to the highest bidder at Schofield Court house on some Court day after having given at least 20 days notice of the time and place of renting by advertisement at the Court house door of said County on some Court day previous to the day of renting, and at other public places in said County the 180 acre tract in Smith's Neck, in those proceedings mentioned for a term of two years from the 1st day of January 1876, in two equal payments except so much for cash as will pay the costs of this suit, and said renting, taking for the credit portion of said renting two bonds of equal amount payable respectively one and two years from the 1st day of January 1876, to himself as Sheriff aforesaid with sufficient security, and with waiver of the homestead Exemption, which bonds he shall return with his report to Court of his proceedings under this decree. And the Court doth further adjudge, order & decree that a Commissioner of this Court ascertain and report to Court the character and the extent of interest

Wm. A. Wo. & Co. et als,

vs. Enchy, copy of decree

Norman Ames et als,

vs. same, Cir. Ct., 1875.

Returnable to the
Circuit Court of Dale
County on the
26th of May 1875.

Represented by Attorney
to Norman Ames
a true copy of this
Decree, made L. 24
1875 R. A. Carver & Depy
H. L. B. Carver & Depy

which the said Norman Ames had in the tract of land in
Commissioner Young's said report mentioned prior to
the deed of partition in said report mentioned, and that
a copy of this Decree be served on the said Norman
Ames.

(Copy - True.)

W. H. Hart, Deputy for
H. P. Young, Clerk:

Isle of Wight Circuit Court, February 10th 1875.

Wm. A. Womble et als,

Plffs.

Against } In Chancery

Norman Hines wife et als

Defts.

This cause in which by consent of parties the decree herein of December term, was set aside, came on this day to be again heard on the papers formerly read, and was argued by counsel; On consideration whereof the Court doth adjudge, order and decree that unless within 90 days from the date of this decree the defendant Norman Hines, or some one for him pay the judgment of Henry T. Brock wife, and of John G. Womble for William A. Womble, subject to an abatement of 4 years interest thereon, mentioned in Court's (Youngs) report of debts herein. That the Sheriff of this County rent out publicly to the highest bidder at Isle of Wight Court house on some Court day after having given at least 20 days notice of the time and place of renting by advertisement at the Courthouse door of said County, on some Court day previous to the day of renting, and at other public places in said County, the 180 acre tract in Smith's creek, in these proceedings mentioned for a term of two years from the 1st day of January 1876, in two equal payments except so much for each as will pay the costs of this suit, and said renting, taking for the credit portion of said renting two bonds of equal amount payable respectively one and two years from the 1st day of January 1876, to himself as Sheriff aforesaid with sufficient security, and with waiver of the Homestead Exemption, which bonds he shall return with his report to Court of his proceedings under this decree. And the Court doth adjudge, order and decree that a

Commissioner of this Court ascertain and report to Court the character and the extent of interest which the said Norman & Hines had in the tract of land in Commissioner Young's said Report mentioned. And that a Copy of this decree be served on the said Norman & Hines.

Copy, Certe.

Wm. H. Hart, Deputy for
R. P. Young, Clerk.

Wm. H. Hart, Clerk,

Copy, Copy of decree

Norman & Hines & Co.

Copy, term Dec. 11-1875.

Wm. H. Hart, Clerk.

see at public auction at Sale of Wright Co. Sts.
 on some Court day after having given
 at least 20 days notice of the time & place
 of sale by advertisement at the Court door
 of said County on some Court day previous
 to the day of sale, on a credit of 1, 2 & 3 years
 in three equal payments, except so
 much for cash as will pay the costs of
 suit and sale, one undivided fifth
 part having regard to quantity and
 quality of the tract of land in the proceedings
 of this suit mentioned, whereof Jane Hines died,
 seized & possessed in the County of Lehigh
 in Berks Neck, being the land set out on said
 Jane Hines by the deed of Jan. 5th 1846. from
 Mrs. Hines to ~~Wm. H. Hines~~ Whittier filed in this suit, to
 which Norman Hines is entitled as is shown by the
 report of Commr. Atkinson herein, asking for
 the credit portion of said sale, three bonds in
 equal parts, payable on the time aforesaid, with sufficient
 security with waiver of homestead & return said bond with
 his report to Court of his proceedings under this decree.

add: costs to Atty. A Copy Teste.

W. O. C. awards D.C.

Warrant at 10
 or Jan. 17
 or Jan. 17

Hines et al.

Clerk's fee \$2.54
 Com 12.75
 Com 5.00
 Copy 20.32

Paid to the Clerk
 wife of James Hines

To the Clerk

In the Circuit Court of Seaford County.
October 22^d 1877.

M. A. Womble et al.

Defts.

Against J. L. Chy.

Norman Hines et al.

Defts.

This cause this day came on to be again heard on the papers formerly read, and the answer of John B. Underwood Trustee for Caroline T. Hines, replication thereto, exhibits filed, the report of L. J. Edwards Shff. of this County under decree herein of February term 1875, & was argued by counsel; on consideration whereof the Court doth adjudge order and decree, that the Clerk of this Court deliver to the Shff. of this County, the books returned with the report of aforesaid, which books he is hereby authorized and required to collect and the proceeds thereof after paying thereon the unpaid costs of the suit, deposit in the Farmers and Merchants Savings Bank Smithfield to the credit of this cause, subject to the future order of this Court herein, taking the certificate of deposit of the Cashier of said Bank therefor, and return the same with his report & count of his proceedings under this decree, and the auct. doth further adjudge, order, & decree that the Shff. of this County shall proceed to

+ and of John C. Underwood her Trustee and of
Wm A. Wamble the plaintiff in this suit -

Wamble

Hines.

This cause came on this
day to be again heard on the papers former-
ly read, on the report of sale of specific
commissioner L. B. Edwards under decree
herein as the October Term 1877 ^{filed herein April 20th 1878} reporting
"the sale of certain land of Norman Hines
described in said decree to which report
no exceptions were filed, on the petition
of John C. Underwood Trustee of Car-
oline F. Hines Hines, and on the petition
of Caroline F. Hines this day filed by
leave of the Court and was argued by
counsel: On consideration whereof
the Court confirming the said report of
sale with the consent of the said Caroline F. Hines
adjudge, order and decree that
R. S. Thomas who is hereby appointed a spe-
cial commissioner for that purpose with
draw the ^{the three} sale bonds of Henry R. Parker
for \$77.87 for seventy seven dollars &
eighty seven cents each dated March 4th
1878 payable respectively in one, two
and three years from date with interest
from date on leaving with the clerk of
the Court his receipt for the same,
and collect the same and when col-
lected he make to the said H. R. Parker
a good and sufficient deed in fee simple
with special warranty for the tract of land

+ the said William W. Wimple hereby releases the said
land in the said and foregoing copies and
mentions and the said commandments and letters
of the said and her heirs and assigns and assigns
to the use of his said wife and assigns.

purchase by him under the decree
aforesaid, and the Court doth further
adjudge order and decree with the consent
of the said Caroline D. Hines and John
C. Underwood ^{and William D. Wimple plaintiffs as aforesaid} his master, that R. S.
Thomas be and that he ~~appoints~~ appointed
a special Commissioner to with draw
and ~~to collect~~ the Certificate of Deposit
by L. B. Edwards, of \$140.83 in the
^{Special Commissioner Wimple & others v. Hines}
Farmers & Merchants Savings Bank
Southfield on April 23^d, 1878 on his
leaving with the clerk of the Court his
receipt for the same, and that out of the
proceeds of the said bond he pay first the
unpaid costs of this suit inclusive of a fee
of ~~fifty~~ ^{thirty} dollars to R. S. Thomas for his
services as attorney in this suit and
the balance he apply to the payment
of the judgments rendered in Commis-
sion ~~according to their~~ ^{Yamaguchi's} report of November
11th 1871 ^{according to their dignity and priority and in his charge of the suit of} letting the receipts of the parties
for the same & return the same with a
report of his proceedings under this de-
cree. But the said R. S. Thomas special
Commissioner as aforesaid shall not
proceed to execute this decree until
he shall have entered into bond with
good and sufficient security in the
penalty of One Thousand Dollars condi-
tioned before the clerk of this Court
and deemed according to law for the faith

ful performance of his duties as such
and was since under this decree.
And the Court with proper regard to order
and decorum that the

Wmble
v

Hines

Rough Decm

April June 1884

To be entered

George

the present will
are

at 100,000,000 for

100,000,000

Caroline & Hines

some to Hines

and for Caroline
& Hines

R. S. Hines, all for a

Wmble & Hines

Paper in Hines

Hines

Entered # 57-

Wmble

v

Hire

This cause came on this day
to be again heard on the papers previously
read and on the report of R. S. Thomas
Specimen Case missives filed herein

to which report no exceptions
are filed and was argued by counsel: On
consideration whereof the court confirm-
ing ^{the said report} the said adjudgment and decree that
nothing further remaining to be done
in this cause it be removed from the
docket.

Womble

v

Hine

Rough Decm

October 2m 1884

To be entered

Got Blow

Final

Select No. 3.

Hornblow & als.

vs.

Hirsh & als.

Exhibits
filed with
Complainant's Bill

In Isle of Wight Circuit Court. May 16th 1866,

John G. Womble for William C. Womble

Plffs:

vs.

In Debt.

Norman Hines

Deft.

This day came the parties by their attorneys and the defendant by his attorney withdrew his pleas heretofore pleaded and acknowledges the plaintiff's action for the debt in the declaration mentioned, with interest & costs. Therefore it is considered by the court that the plaintiff recover against the defendant the sum of One hundred and nineteen dollars and Eighty three cents, the debt aforesaid, with interest thereon from the 6th day of November 1860 till payment and the costs in this behalf expended.

Costs \$13.29

In Isle of Wight Circuit Court, May 20th 1868.

J. L. S. Cooper and A. A. Jordan late Merchants & partners under the firm & style of Cooper & Jordan. Plffs.

vs.

In Debt

Norman Hines

The judgment obtained at rules not having been set aside and the plaintiffs being now entitled to a final judgment it is considered that the plaintiffs recover against the defendant the sum of Seventy two dollars & ten cents the balance of debt in the declaration mentioned with interest thereon from the 2nd day of December

Costs \$6.32

1859, till paid, and their costs in this behalf expended ~.

In Isle of Wight County Court, June 3rd 1861.

Henry T. Brock & Elizabeth his wife (who was Elizabeth Stringfield) Plffs:

Against { In Debt-
Norman Hines

by the plaintiffs against the defendant
The judgement obtained at rules, not having
been set aside - It is considered that the plain-
tiffs recover against the defendants the sum
of one hundred & Twenty dollars & fifty cents,
the debt in the declaration mentioned, with inter-
est thereon from the 1st day of January 1861
Costs \$166, till paid; and the costs in this behalf expended

In Isle of Wight County Court, June 8th 1870 -

L. P. Godwin who sues for the benefit of L. P. Godwin Plffs:

Against { In Debt-
Norman Hines Deft:

The judgement obtained at rules not having been
set aside, and the plaintiff being now entitled to
a final judgement, It is considered that the plain-
tiff recover against the defendant Eighty dollars
Costs \$166 with legal interest thereon from the 1st day of January 1869
till paid, & this Costs in this behalf expended ~.

In Isle of Wight County Court June 8th 1870.

Dixon W. Kitcher

Plff.

Against

} In Debt

Normon Hines

Def.

The judgment obtained at rules not having been set aside & the plaintiff being now entitled to a final judgment It is considered that the plaintiff recover against the defendant Ninety two dollars & five cents, with interest thereon from the 17th day of Sept. 1867. till paid & his costs Cents \$6.91 in this behalf expended —

In Isle of Wight Circuit Court, Octo. 19th 1870

N. A. Lee

Plff.

vs.

} In Debt

Normon Hines

Def.

This day came the plaintiff by his Attorney & on his motion the order entered in this suit yesterday is rescinded, and thereupon came a jury to wit: T. R. Jenkins, James T. Edwards, Hilory West, James H. Boughan, S. N. Urquhart, Jas. L. Edwards, W. A. Womble, L. W. Pitt, Jno. Godwin, R. H. Latimer, John Edwards & L. B. Edwards, who being selected by ballot & sworn diligently to enquire of

damages in this suit upon their oaths returned
the following verdict, We the jury find for
the plaintiff & assess his damages at nine
= ty five dollars, with interest thereon
from the 1st day of December 1869. Till
paid, And therefore it is considered by
the Court, that the plaintiff recover =
against the defendant the damages
aforesaid in form aforesaid as-
sessed, and his costs in this behalf
costs 9.16 expended ~.

A list of judgments
vs. Normon Hines

Exhibit
A

Ex. 4

Fee \$1.80

I hereby certify that the foregoing are true
copies of the judgments of the foregoing
parties against Normon Hines &c.
Apl. 6th 1871.

Teste C. H. Stark, Dy: for
N. P. Young, Clerk:

I certify that the judgment of Henry S. Brock senior
against Norman Hines & Wm. Hines, rendered in the
County Court of Isle of Wight County on the 2^d of June
1864, was docketed in the judgment docket of said
court on the 11th day of June 1864. And that said
judgment was for the sum of \$120. 50 with interest
from the 1st of Jan'y. 1864. and \$7. 66 cost.

Test,

A. P. Young Clerk.

I certify that the judgment of John G. Womble, for the
benefit of Wm. A. Womble, rendered against Norman
Hines in the Circuit Court of Isle of Wight County on
the 17th day of May 1866, for the sum of \$119. 83 with
interest from the 6th day of November 1860, and \$3. 29 costs,
was docketed in the judgment docket of the County Court
office on the 22^d of May 1866.

Test

A. P. Young Clerk.

Exhibit
B

Filed with
Complainants Bill

to J. C. Underwood trustee, whereas the holder
of the bond secured by the said trust deed to
Whitfield, Viz: Messrs. Thomas, Adams & Co,
did on the 18th day of December 1862, assign
& pay over to me the said bond so secured
by said trust deed, Now I, John C. Un-
derwood do hereby acknowledge full pay-
ment of the said bond so assigned
& secured, amounting now \$1146.82,
Given under my hand and seal
this 7th day of January 1867
John C. Underwood (Seal)

In the Clerk's office of Isle of Wight
County Court, March 4th 1867,
This Deed from Norman Hines to
John C. Underwood, and acquittance
from John C. Underwood to Hines
was acknowledged & admitted to record,
Teste

N. J. Young, clk;
A Copy
Teste

Exst Hart, D. C.,
This land was valued on the land book in
1867 at \$1800.⁰⁰/₁₀₀

Exst Hart, D. C.,

Norman Hines
to { Copy of
 { Deed
Jno. C. Underwood trustee
Exst Litch C

Dec. 67

In Isle of Wight Circuit Court,

of Oct. 1866

Caroline F. Hines per next of kin — Plff.

vs. { In Chy,

Norman Hines et als — Defs.

This Cause came on this day to be again heard on the papers formerly read, from the report of John C. Underwood, made pursuant to the decree of the 17th of May 1866, to which report no exception has been filed, & was argued by counsel; On consideration whereof the Court doth adjudge order & decree that the said report be confirmed, and that so much of the Decree of the 17th of May 1866, as directs said John C. Underwood to invest the money referred to in said Decree, "in Coupon Bonds of the Government of the United States bearing not less than Six per cent Interest per Annum" be and the same is rescinded. And the Court doth further adjudge order & decree that the said John C. Underwood proceed to invest the sum of \$1013.50 with all Interest thereon (after paying Costs of suit & attorney's fees as directed) in real estate, giving preference to the purchase of a tract of land in Isle of Wight County containing one hundred & eighty acres, more or less, situated on the right bank of James River, & adjoining the lands of John L. Brunkley, Martha J. Hines & other lands of

Norman Hines: and which tract of 180
 acres now belongs to said Norman Hines,
 and that the said John C. Underwood will take
 the deed for said real Estate, in his name
 as Trustee for Mrs. Caroline H. Hines
 for her sole and separate use; and
 make report to court,

Attest,
 Clerk,

J. O. Young cc

Hines per J. O.

vs. { Copy of
 Decree

Hines et al -

Exhibit
 "D"

Dec. 33-4.

140.83
297.08
221.78
132.25
6791.94

A description & the boundaries &c. of the tract of land inherited by Norman Hines from his mother Jane Hines, as follows. Commencing at the mouth of a Gut or creek which empties into Jones' Creek, which said Gut divides the said tract of land from the land of Henry Bagnall, thence up said Gut to the first fork thereof, thence up the right branch of said Gut & along & in a line with its course to a swampy ravine which turns off to the right hand, thence up the centre of the said ravine to a spring near the same which leads to Jones' Creek, thence to the said same in a line at right angles with it, thence down the said same towards Jones' Creek to a line post, thence in a line at right angles with the said same to the Graveyard, thence along the edge of the graveyard to Jones' Creek, thence down the said Creek to the beginning also one half (which half is estimated to contain thirty five acres) of that portion of the woodland belonging to the said tract of land inherited as afore said which lies on the left hand side of the road leading down Smith's Neck & between the said road & the land of Geo. W. Reynolds, & which said half is that half of the said woodland which is nearest to the land on which the said Norman Hines now lives. To have & to hold the said two parcels of land unto him the said Norman Hines his heirs and assigns forever, in severally and divided from the parts & portions of the said ^{land} of Hines Mary A. Corbin, Emma E. Harrell & Martha J. Meads their & every their heirs and assigns —.

The above tract contains
59 acres according to the
Assessors book for 1870
valued at \$885.00,

A Copy

Teste

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

Description of Norman
Hineslandre

Exhibit 2

Dec. 30/94

Womble St.

M

Itiner. sal.

4 Exhibits
filed with ans.

Received of John H. Munroe
Trusted for bartering of skins All
the money with interest ^{date} for ~~the~~ except
seventy five dollars due me from
my Brother Simon Hines for my
interest in his portion of my Mother
and I have Hand convey my right
in part in the Land to the said Mun-
roe as Trusted for the said Hines
to receive him

Oct 13th 1815

Martha J. Hears

Ex. 3

with answer

Letter of
the 1st of
1859

Received, from the Bureau of Land
for the purchase of the same. All the money
with interest being due except \$5.50 left
dollar and some say for the purchase of the
same. The same being the same in the
same land being the same in the same
in the same. The same being the same
for the same of the same to serve him
in the same, that is the same in the
same land.

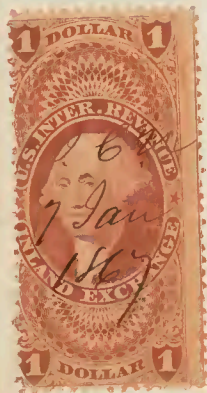
Wm. H. H. H.

Wm. H. H. H.

Ex. 4

with answer

with answer
received from
Mr. J. H. Brown
June 10, 1885



This Deed made this 7th day of January, one thousand eight hundred and sixty six, between Norman Hines of the one part, and John C. Underwood as Trustee for Mrs. Caroline F. Hines (wife of said Norman Hines) of the other part, witnesseth .. That the said Norman Hines, in consideration of the sum of Nine hundred and forty eight dollars & forty cents, does grant with general warranty unto the said John C. Underwood, for the uses and purposes herein after named, a tract, piece or parcel of land in the County of Isle of Wight, containing one hundred and eighty acres, more or less, situated on the right bank of James River, and adjoining the lands of John J. Buckley, Martha J. Hines, & others, together with all and singular the appurtenances belonging to the same - In trust, for the sole and separate use and benefit of the said Mrs. Caroline F. Hines, according to the directions of a decree of the Circuit Court of Isle of Wight County, made on the 19th day of October 1866, in a Chancery cause therein pending wherein said Caroline F. Hines &c. is plaintiff and Norman Hines and others, Defendants -

Witness the following signature seal
A. D. Spring Norman Hines (Seal)
W. H. Womble

Whereas, on the 11th day of April 1859, Norman Hines did, by his deed executed to Ro. H. Whitfield as trustee, convey the tract of land mentioned & conveyed in the

foregoing deed to Jas. C. Underwood Trust, - And whereas, the
holders of the bond secured by the said trust deed to
Whitfield, viz: Messrs. Thomas Adams & Co., died on the 18th
day of December 1862, assign and pay over to me, the
said bond so secured by said trust deed. Now I, John
C. Underwood do hereby acknowledge full payment of
the said bond so assigned & secured, amounting now
to \$1146.82. Given under my hand and seal this 7th day
of July, 1867. J. C. Underwood (Seal)

Let the Clerk of the Court of Wight County Court,
March 4th 1867, this deed from Norman Harris
to Jas. C. Underwood & assignment from John
C. Underwood to him, was acknowledged
and admitted to record.

Teste A. D. Young Clerk

Norman Hines

to } Deed.

John C. Underwood
Trustee for Mrs. Caroline
H. Hines

March 4. 1867 a/c H.
+ all

Recorded in Book No. 29.

Page 26. H. H. Wamble D.

An indenture made this the fourth day of January 1846 between
William Hines of the one part - R. H. Whitfield of the 2^d part - and
Jane Hines wife of the said William Hines of the 3^d part - all of
Hampshire County - Whereas, by a deed of conveyance, executed
on the date of these presents, the said James Hines of 1st Millman - has
relinquished all some right, in the tract of land called Springfield - to
Watson P. Jordan - which said property unto other value was once her
own in fee: has been sold justly & properly to secure & pay debts which her said
husband had contracted with the said Jordan - which is the more effectually
accomplished by her relinquishment of her some therein as ^{of record} -
upon the consideration of the said William Hines coming unto her, his
interest in certain property: to wit: his interest as "tenant by the Curtesy"
in & to a certain tract of land in Smith Creek (being indeed her own maiden
property, to her belonging in fee) - and the following negroes, to wit:
Harry, Maria, ~~Leah~~, Abraham, Will, Dick, Linn - & household
& kitchen furniture, Herts of horses - & cows &c: & farming utensils -
as by schedule annexed - or here on the farm -
or to some trustee, for her benefit - the said property, just above mentioned, free
& altogether exempt, in law or Equity, from the debts, claims, judgments, contracts,
which now may be existing against 1st Hines, or that he may hereafter contract or
become liable for - save as to the debt due to R. H. Whitfield for which a
deed has been given on the same property, to George R. Atkinson trustee - to which 1st
trust deed - this is to be subject and in no manner to affect that - Therefore
the Indenture witnesseth, that for and in consideration of the premises, and the
consideration of the relinquishment of some on the part of the said ^{Jane} ~~William~~ Hines
in & to the 1st deed of conveyance this day executed by her & her said husband
to the 1st Watson P. Jordan - and also the further consideration of one dollar
in hand paid by the 1st Whitfield (who is hereby selected trustee by the parties) -
to the said William Hines; he the said William Hines, does by these presents
 bargain, sell & convey unto the 1st R. H. Whitfield & his heirs & admors & assigns; all of his
the said Hines interest of all kinds, in law & Equity; in & to the said tract of land
lying in Smith Creek containing 500 - acres - above described - as well as the
following negroes, to wit: those above mentioned - as well as the negroes above
named - & the other property - above specified -

to have & to hold the same to him the said Whitfield & his heirs forever
But upon trust & trust that he will permit the said William Hines
(his said wife not objecting in writing) to retain the use, enjoyment
& possession of the same - which shall be deemed the use, enjoyment
& possession of the said Jane Hines - for the benefit of herself & children
or of the said Jane Hines: subject however and at all times to the manage-
ment & disposition of the said Jane Hines, by evidence thereof under
her hand & seal - free from & altogether exempt from the liabilities
debts, contracts, obligations, judgments, decrees - or claims of any kind which
may arise, or exist, or now exist against the said William Hines, so as
to vest the aforesaid property hereby conveyed exclusively in the said
Whitfield only for the separate use & profit & the entire control of
of the said Jane Hines - save as aforesaid the trust-deed executed
to the S^r Geo. R. & Thomas trustees for the purposes therein specified to which
said trust - this is subjoined - and on this further trust - that the said
by the desire of the said James Hines, evidenced in writing as aforesaid
shall be at liberty - by her own separate act, shall have the power & authority
to sell the property or any part thereof, as she of her own separate accord
may choose; and the said trustee Whitfield shall be bound to affix his
seal thereto to the purchaser -

But it is expressly understood, that the said Whitfield is in no manner to be
made liable or responsible for the acts, in any manner, of the said James
Hines, in relation to the said property - that the releasing possession of the
said property, as aforesaid, by either the said William and Jane Hines
or the hiring out, or renting the land, to any person, or persons - shall in no man-
ner implicate him the said Whitfield, for the profits - which in any such
case shall be deemed to have been received by the said James Hines -
and his the said Whitfield's name shall be used to effect the claim or interest of the
said Jane Hines in to the said property - as in him only for this purpose does
the bare legal title repose & vest - and the said William & James
Hines for themselves & each of them and their heirs, does covenant to & with the
said Geo. R. Whitfield, & his adm^r, ex^{ors} & heirs - they and each of them will & do
herely warrant & defend the said Whitfield, his adm^r, ex^{ors} & ad^{ors}, against all possible
loss, injury - damage - costs & charges which shall or may arise in consequence of his becoming
the trustee here in as aforesaid - and the said Geo. R. Whitfield trustee, according

to the understanding of the parties - is hereby authorized & is directed upon the death
of the said William Hines should that event take place before the death of
the said Jane Hines - to convey unto the said Jane Hines all of the
interest & title which hereby rest in him - to her the said Jane Hines
as her own absolute property in fee - And the said Jane Hines is hereby
empowered by an instrument under her signature - attested by two ^{or more} witnesses -
by an instrument written wholly by herself, & in her own hand writing
to dispose of the said property or any part thereof, after ^{her} death, in any manner
she shall deem fit - and each instrument shall operate as fully as if
it were a Will & Testament written by her as if sole & unmarried -
In testimony whereof the parties hereto have set their hands & seals
this the day of year first above mentioned -

William Hines (L)
Geo. R. Whitfield (L)
Jane Hines (L)

In yeungat County
we the undersigned J. P. Couper & Geo. R. Purdie Justices of
the Peace for the County aforesaid, do hereby certify that William
Hines - Geo. R. Whitfield & Jane Hines parties to a certain
Deed, bearing date the 4th January 1845, hereto annexed, personally
appeared before us, in an County aforesaid, and acknowledged to have
been their act & deed, & desired us to certify said acknowledged
Deed to the clerk of the County Court of yeungat County
in which the said Deed may be recorded - Given under
our hands & seals this the 4th January 1845 -

J. P. Couper J.P. (L)
Geo. R. Purdie J.P. (L)

Wm. Davis
to
No. 10. Whitfield for
landed in his wife
Lang. 5th 1846. certified
Davis.
Recorded. 1846
Page 452.

Wm. Davis
at 1846.

In the clerk's office of Sleepy Hollow County Court Lang. 5th
1846. This indenture was received with the certificate of
its acknowledgment by Wm. Davis, R. L. Whitfield and Saml
Davis, and admitted to record.

Teste

A. P. Youngell

This deed made this the 1st day, 1844, between William Hines
and Jane Hines his wife and Robert H. Whitfield of the one part, &
Norman Hines of the second part, all of Isle of Wight County Va. Witnesseth
that for and in consideration of the sum of three hundred dollars
& natural love and affection, they the said William Hines & Jane Hines
his wife & the said Robert H. Whitfield also unite in this conveyance to convey the
legal title in ^{him} vesting, by virtue of a deed of trust bearing date the fourth

day of January 1846 do hereby sell, grant & convey
to the said Norman Hines and his heirs forever, the following property.
to wit: a tract or parcel of land, containing 180 acres, sold on gross as a farm
& not per acre - situated on Smiths neck in Isle of Wight County, bounded as
follows, beginning at or on James River opposite the mouth of the "Deep Swamp"
and running to a marked pine on the edge of said swamp - thence along
the edge of the "Deep Swamp" to a marked pine, from thence following
the edge of the "Swamp" & branch of it, according to "marked trees" to the
public or Smiths neck road - thence down said "road" to a corner pine
at which the lands of Mrs. Brunkley & Lindsey Murray &c, and of Mr. Hines meet
or corner; from thence an easterly direction by marked trees to a large
pine at the head of a swamp - thence down said swamp run until
it empties into a gut leading into Hughes Creek - thence down said
Creek (Hughes) to James River, (or swamp line to the River (James) thence
up James River to the beginning. To have & to hold the same to
the said Norman Hines & his heirs forever. This land hereby conveyed as to
Jane Hines is warranted specially ^{against her and her heirs} as to William Hines and the said
Whitfield there is designed to be no warranty in any sense as they unite
in this only by direction of the said deed of trust, to convey only such title, if any
which may vest in them or either of them. Witness the following signatures
and seals this the day and year first above written.

William Hines (Seal)
Jane Hines (Seal)
Norman Hines (Seal)
R. H. Whitfield (Seal)

Isle of Wight County Va. I, Geo. H. P. Cooper, a justice of the peace
for the County aforesaid do hereby Certify that Wm. Hines, Jane Hines
& Norman Hines parties to the above deed acknowledged the same
in my presence and designed it. Certified to the Clerk of
the County aforesaid for Record Given under my hand this 29th day of
March 1844
Geo. H. P. Cooper, J. P.

Isle of Wight County (to Wills)

We Tho^s J. P. Cooper & James P. Jordan Justices of the peace for the County aforesaid, do hereby certify that Jane Hines the wife of Tom Hines pastee to the foregoing deed bearing date the 1st day of Jan^y eighteen hundred & fifty four personally appeared before us in our County aforesaid & being examined by us privately & apart from her husband & having the deed fully explained to her she the sd^a Jane Hines acknowledged the same to be her act & deed & declared that she had willingly signed sealed & delivered the same & that she wished not to retract it Given under our hands & seals this 29th day of March 1854

Thos. J. P. Cooper J^r

James P. Jordan Jr.

In the Clerk's office of Isle of Wight County Court April 30th 1854
This deed was received and was acknowledged by Norman Hines and Ro. W. Whitfield to be their act and deed and also upon the certificate hereto annexed of the acknowledgment of William Hines, and the jury examination and acknowledgment of Jane Hines the same Court, (and admitted to record.

Teste

N. P. Younger

(no 1)
Hines Wife
to him with my
to 3 Dec 01

Hines

April 3rd 1832,

Certified as to John Hines
Sam Hines & Thomas
Hines - actn^d by No.
of Whilful or adm^d to
need?

Edw M. Hines

Recorded in B. 39.

Page 112

To 4 75[¢] paid

V. S. Hines

Commissioner's Office,

ISLE OF WIGHT COURTHOUSE:

Sept. 4th 1871,

To Hon. A. Marble, W. G. Elliott, ex. in bankruptcy of Carpenter
& Jordan, who owes for the benefit of C. B. Hayden agent D. P. Godwin
D. W. Kitching and H. A. Lee. Plaintiffs,

And

To Norman Hines and Caroline Hines wife John C. Underwood,
trustee for said Caroline Hines and Hon. H. Casey adm. of
Henry J. Brock. Defendants:

You are hereby Notified, That I have fixed upon the 25th day of
September 1871 next, if fair, if not, the next fair day thereafter,
(Sunday excepted), to take and settle, at my office aforesaid, the following accounts:

First. An account of the plaintiffs' demands & those of
all other judgment creditors who may choose to contrib-
ute to the costs of this suit against the said Norman
Hines creating a lien on his real estate with their relative
priorities. Second. An account of any real estate
owned by said Norman Hines at the date of said lien,
or since acquired by him with the annual and fu-
simple value thereof; and of each portion of said
real estate as has been alienated by the said Norman
Hines since the creation of said lien, and to whom
alienated.

Required to be taken by decree of Isle of Wight County Court, rendered on the
7th day of August, 1871, in a suit in chancery depend-
ing 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.

A. P. Spring

Commissioner.

Humble Vals.

d. $\frac{3}{3}$ Comd. Noted

Hines Vals.

To 25th Sept. 1871.

Exempts by following
acopy heret
to W H C every the
the 15th day of -
Sept 1871

Martin Russell
of Dept
of Rich Linsell
Sergeant at Arms

Commissioner's Office,

ISLE OF WIGHT COURTHOUSE:

Sept. 4th 1871. 18

To Wm A. Wamble, W. H. Elliott *advers.* in bankruptcy of Comfort Jordan
(who sues for the benefit of C. B. Hayden agent), L. P. Gordon, D. W. Stetson
and N. A. Lee

Plaintiffs,

And

To Norman Hines and Caroline T. Hines his wife, John C. Underwood
trustee for said Caroline T. Hines and Wm H. Casey *advers.* of
Henry T. Brock

Defendants:

You are hereby Notified, That I have fixed upon the 25th day of
September, 1871, next, if fair, if not, the next fair day thereafter,
(Sunday excepted), to take and settle, at my office aforesaid, the following accounts:

First - An account of the plaintiffs demands and those
of all other judgment creditors who may choose to contribute
to the costs of this suit, against the said Norman Hines,
creating a lien on his real estate, with their relative priorities.
Second - An account of any real estate owned by said
Norman Hines at the date of said liens, or since acquired
by him, with the annual and fee simple value thereof
and of such portion of said real estate as has been
alienated by the said Norman Hines since the creation
of said liens, and to whom alienated.

Required to be taken by decree of Isle of Wight County Court, rendered on the
17th day of August, 1871, in a suit in chancery depend-
ing 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.

L. P. Young

Commissioner.

Worth far.

3
2
1
Notes

Notes

To 25th Sept. 1841

Presented on Solomon Hines
& Caroline F. his wife. &
Jno C. Underwood.

E. J. Chapman L.H.F.

Wamble sale

vs.

Harris et al

papers in hands
of R. E. Bayhew
Nov. 26/90

Teste J. J. Henry

AD