1884-009 Chancery Cause. C. M Joyner, Exor of Elizabeth Chapman, for v c vs
Dist of Wright County William J. Womble's adm., Henry Whitley et al

other surnames: Edwards
Turner, Pulley, Hayden,
Hall, Young, Pully

C. A. Journal (Supt.) In
Est. of
vs
Henry Whitby & Nancy
et-als-

Complainants
Bill

Sept. Rules 1878. Bill
ord. filed, summ. iss'd &
ret. nihil as to adult defts.
N. P. Taney app'd guar. ad
litem to the infant defts. &
time to ans. fixed.

Oct. Rules. Bill taken
for confd. as to adults
not for hearing.

Oct. 1878. Dec. for
account &c

" " "

Apr. Ct. 1879. Contd.

"

Oct. Ct. 1879. Rept. confd.
and dec. for sale &c.
"

Apr. 1880. Rept of sale confd. & dec.
for bonds. Comm'r dir. for sale
of N.W.Q. Commissioner, owners joint
&c.

" Oct 1883. Rept confd. Re to collect, made deft
& pay ~~fees~~ costs &c-

" Oct. Ct. 1884. Final Decree "

To the Honorable George Blow Judge of the Circuit Court of Isle of Wight in Chancery sitting:

The joint and and answer of Mary Elizabeth Womble, Geo W Womble, Roxana Womble, James Henry Womble, Jno W Womble, & Mary F Womble, infants & children of W J Womble deceased by N P Young their guardian ad litem to the bill of complaint in said Court exhibited by C M Joyner exr Elizabeth Chapman et als vs Thomas et als:

These defendants saving & reserving all right of exception to the many errors & imperfections in said bill, contained, jointly & severally answering say, that they are infants under twenty one years of age, & they submit their interests in the premises to the protection of this Honorable Court, & having answered pray hence to be dismissed & they will ever pray &c.

Signed

N. P. Young guard. ad litem

C. M. Joyner
Exr. Elizabeth Chapman &c
of
Henry Whitby
et al

Instant Answer

To the Honorable Geo. Blow. Judge of the Circuit Court of Isle of Wight County;

The Answer of L. B. Edwards Admr. d. b. n. of Wm. J. Womble deceased to the Bill of Complaint in said Court exhibited by C. M. Joyner Exor. of Elizabeth Chapman against him & als.,

This defendant, saving & reserving all right of exception to the many errors & imperfections in said Bill contained, for answer thereto or to so much thereof as he is advised it is material for him to answer, answering says that he admits to be true the allegation of said Bill as to the death & intestacy of said Wm. J. Womble & the qualification of this defendant as his Admr. d. b. n. & that no personal assets of said Wm. J. Womble have come to his hands or ought to have come to his hands, & he has no knowledge of, or reason to believe that any will come to his hands; that he has no knowledge of the other allegations in said Bill contained, & demands strict proof of the same.

And having answered

prays hence to be dismissed with his costs in this behalf most unreasonably expended, & he will ever pray &c

Signed L. B. Edwards Jr
& adm

Isle of Wight Co. To wit:

I C. B. Hayden a Notary Public for the county aforesaid in the state of Virginia, do certify that L B Edwards personally appeared before me in my said county & made oath to the truth of the statements contained in his foregoing Answer.

Given under my hand this 21st day of ~~April~~ A.D. 1879.

C B Hayden N P

Chapman's Exor
vs
Whitley et als

Answer
of
Wm. G. Wimbish
Administrator

To the Honorable George Blow Judge of the Circuit Court of Isle of Wight County, in Chancery sitting.

Humbly complaining shew unto the Court your complainant C. W. Jagner Executor of Elizabeth Chapman suing on his own behalf & that of all other creditors of William J. Womble, who may choose to contribute to the costs of this suit. That on the 24th day of Nov: 1868, one Wm. W Chapman, as principal, with Wm J Womble & Henry Whitley as sureties, executed & delivered his bond to your complainant for $1445.21 payable two years from date with interest from date; the consideration whereof was the purchase money of a tract of land belonging to the estate of Elizabeth Chapman dec'd the testatrix of your complainant; - That after the execution of said bond the said Wm J Womble departed this life intestate & his estate was committed to L B Edwards Sheriff of this County, as administrator — That after the death of said Wm J Womble, judgment was obtained on said bond against said Wm W Chapman & Henry J Whitley the surviving obligors of themselves & said Wm J Womble in the County Court of Isle of Wight County, on the 3 day of June 1873.

that nothing was made on the execution issued on said judgment & the said Wm H Chapman & Henry Whitley both were adjudicated Bankrupts on their own petition & obtained their discharge in bankruptcy and that nothing was realized from their bankrupt estate on said judgment — That no part of said bond was paid by the said Wm J Womble in his life time or by his said Administrator E B Edwards since his death — That a certified copy of said bond is herewith filed, (the original being filed in said suit) marked Exhibit A, prayed to be taken as a part of this Bill — That on the resale of said land caused by the failure of the said Wm H Chapman & his sureties, the net proceeds of sale amounted to $ of which said bond was entitled to a credit of $ on the day of 18 , leaving a large balance due on said bond, which is still in part due & unpaid — That said Wm J Womble left no personal Estate of any amount & no part of said bond has come to the hands of this said administrator E B Edwards — That said Wm J Womble died seized & possessed in fee simple of a tract of land in said County, Contain-

Exhibit A

Co. of Interior in 115 acres lying adjacent to the lands of

and others, allotted & set apart to the heirs of said Wm J Womble after his death in the suit of Wm J Womble & wife vs Chas Edwards Exrs & Commissioner appointed for that purpose, to have set apart allotted said Wm J Womble heirs his portion of said land & amongst his widow dower Herein & of the decree of Feb Term 1875 in said Suit is herewith filed & prayed to be taken as a part of this bill marked Exhibit B & C

Exhibit B & C

That said Wm J Womble left surviving him his widow Mary E Womble & six infant children, Mary Elizabeth, Geo W, Roxana, James Henry, Jno W. & Mary F Womble, that all six of said children are still living & infants & the heirs at law of said intestate - that the said widow Mary E has intermarried with James M Turner - That your complainant is informed that said land is liable for the debt aforesaid due of the said Wm J Womble & his said land & may be subjected to the payment of the same -

Interlocutory consideration is refused, & for as much as your Complainant is without remedy at Law & can only be relieved & Decided upon this & other Courts of Chancery where Matters of this Nature are Cognizable, to this end your Complainant prays that said L & B Edmonds as Administrators of Wm Womble, ~~Henry White~~, ~~James M Lemon~~, Mary E his wife formerly Womble, Mary Elizabeth Womble, Geo W Womble, Roxana Womble, James Henry Womble, Thos B Womble & Mary F Womble, the last six Defendants by name as appointed their Guardian ad litem to defend them in this Suit may be made parties defendant to this Bill & be required to answer the same - that the said Land may be subjected to the payment of your Complainants said debt & that such other & further relief may be granted in the premises, as to the Court may seem meet & your Complainant will ever pray &c -

Hayden p.q.

The Commonwealth of Virginia,

To the Sheriff of Isle of Wight County, Greeting:

WE COMMAND YOU TO SUMMON Henry Whitley, A. B. Edwards & ad & wife
de bonis non of Wm J. Womble dec'd, James M. Turner & Mary E. his wife
formerly Womble widow of Wm J. Womble, Mary Elizabeth Womble,
Geo. W. Womble, Rufus Womble, John Henry Womble, Jno. W. Womble
& Mary F. Womble the last six infants over 14 years of age by A. J.
Womble their

to appear at the Clerk's Office of the Circuit Court of Isle of Wight County, at Rules to be holden for the said

Court, on the 1st Monday in September next to answer the Bill in Chancery
of C. M. Jr. executor of Elizabeth Chapman
exhibited on his own behalf and that of all other
creditors of the said deceased to contribute to the
cost of this suit.

~~Of a plea~~ of ~~_____~~ for $ ~~_____~~ ~~Damages~~ $ _____ And have then there this writ.

Witness, N. P. YOUNG, Clerk of our said Court, at the Court House, the 14th day of

August 1878, in the 102d year of the Commonwealth.

N. P. Young clk.

a c of sup.
Test N. P. Young clk

C. M. Joyner Esq
of Eliz.a Chapman

} Sum.d in
} Chy.

Henry Whitley
Jas. M. Turner Exrs
et al,

To Sept. Rules 1878

Hay dun fq.

Executed by delivering
to the within named
Henry Whitley Jr.
M Turner & Henry E.
his wife a true Copy
of the within Summons
Aug 24th 1878.
R. A. Edwards Esq
& B Edwards Sept

In the Circuit Court of Isle of
Wight County Octo. 20th 1879.

C. M. Joyner Extr. of Elizabeth
Chapman dec'd. &c. Cmplt.

v. & In Chy

Henry Whitley &c. Defts.

This cause this day came
on to be again heard and on the
motion of L. B. Edwards administra-
-tor de-bo-nis-non of William J. Womble
this day filed by consent of the court
and on the report of commissioner
R. P. Young under the decree herein
of October term 1878, and was argued
by counsel, on consideration whereof
the court confirming said report
to which no exceptions were filed
doth adjudge order and decree that
C. B. Hayden, who is hereby appointed
special commissioner for that purpose
forced to sell at public auction
at Isle of Wight C. House, on courtday

day after having given at least 20 days notice of the time & place of sale by advertising at the Court House door of said County on some court day previous to the day of sale, and at other public places in said County, on a credit of nine & eighteen months in two equal payments, with interest from the day of sale, except so much for cash as will pay costs of suit and sale, the land in these proceedings mentioned whereof Wm J. Womble died seized & possessed in the County of Isle of Wight containing by estimation 115 acres be the same more or less, formerly known as the "Meadow Tract" adjacent on the South to the lands known as the "Zachariah Womble Tract" owned by the heirs of James W. Womble, bounded as described in the report of the commissioners of partition in the suit of W. J. Womble and others against Edwards and wife and others, a certified

copy of which is filed as an exhibit with the complainants Bill in this cause, subject to the dower therein of Mary E. Pearce wife of James M. Pearce, formerly Mary E. Womble widow of said Wm. J. Womble as assigned by said commissioners of partition and shown by the certified copy of the same filed as an exhibit with the complainants Bill, for the credit portion of said sale the said commissioner shall take two bonds of equal amount payable to himself as commissioner respectively nine and eighteen months from the day of sale with interest from that date with sufficient security and with waiver of the homestead which bonds he shall return with his report to Court of his proceedings under this decree. But the effect of this decree shall be suspended as to said sale until the said commissioner shall execute

in the Clerk's office of this Court, a bond with sufficient security and with waiver of the homestead payable to the commonwealth of Virginia in a penalty of $400, conditioned for his faithful performance of this or any future decree herein.

Acting

Teste,

Clerk

1.90
5.92
6.00
16.82

Atty's fee to Stop, $10.00

Sheriff's fee, C.C. 1.90 Paid by P. Young

Com'rs fee, 8.92 Paid by P. Young

Surv. fee, 3.00 Paid by P. Young

Court Clk, 6.00 Paid by P. Young

Costs, $ 16.82

Chapman's Entry

Entry

Oct. Ct. 1879

To the Circuit Court of Isle of Wight County:

The undersigned Special Commissioner under the annexed decree of said Court of Oct Term 1879 in the suit of Chapman's Exor &c [illegible] respectfully reports to the Court that pursuant to said decree he on the 1st day of Dec 1879 it being Co day after having given the notice of time place terms of sale as required by said decree offered for sale at public auction at Isle of Wight C. H. the land in said decree mentioned, at which time John C Turner being the highest bidder became the purchaser for the sum of $275.00 of which amount he made a Cash Payment of $54.82 for the balance with James. T. Edwards & Geo D Chapman as surety executed two bonds for $110.34 each payable respectively 9 & 18 months from Dec 1st 1879 with interest from date; which said cash payment & bonds make up the amount of purchase money as shewn per Statement A. hereunto annexed. The said cash payment was applied in payment of cost of suit & sale as shewn per Statement B hereunto annexed. The assessed value of said land as appears per Certificate of Assessed Value of the Clerk of the Court is $340.00 & sold for $10.26 more than 3/4 of same as shewn by Statement C hereunto annexed.

The said bonds, & receipts of the parties for said payments are herewith returned. That when the aforesaid decree of sale was made it was supposed that the 115 Acres tract of land decreed to be sold included the widows dower and constituted all the land of which Wm J. Womble died seized; but your Comr has since ascertained that the 115 Acres did not include the dower & it was sold and bid off by the purchaser free of dower it appears by the Certificate of the Clerk marked A herewith filed that there is an additional tract of 5 7/2 Acres belonging to the estate of W.m J Womble which has been assigned as dower to his widow Mary E now Mary E Turner wife of James M Turner. The said dower tract of 5 7/2 Acres is adjacent to the 115 Acre tract & being subject to the liens & debts reported by Comr Young should be sold & sale of the same.

All of which is respectfully submitted

Jan 5th 1880

C. B. Hayden Comr

Statement A

1879

Dec 1	Land bid off by Jno C. Turner at	-		275 00
"	Cash Payment	54	32	
"	1 Bond at 9 months for	110	34	
"	1 do 18 do	110	34	
		$ 275	00	$ 275 00

Statement B

Cash Payment			54 32
Atty's fee & writ Tax	16	50	
Clk's fees Co. Ct	1	90	
Clk's fees Cir Ct	8	92	
Sheriff's fees L B. Edwards Paid	3	50	
Comr Chy	6	00	
Commissions on $ 275:00 @ 5%	18	75	
Printer	1	20	
Auctioneer L B. Edwards paid	2	50	$ 54 32

Statement C

Bid off at		275 00
3/4 of assessed value	258	75
Amt of excess of assessed value	16	25 $ 275 00

Received of the Clerk of the Circuit Court of Isle of Wight County, the within named bond of J. C. Turner, Jas T. Edwards and Geo W. Chapman for One Hundred & Ten Dollars & Thirty Four Cents bearing date Dec 1st 1879, first due Nov 1st 1880.

C B Hayden Comr.

Feby 18th Recd of Sam'l Edwards Esqr one second of said bonds

C B Hayden Comr.

Comm Hayden's
1st Report of Sales
Apl. 21st 1880 filed.

Chapman Exr
v
Whitley & als

Statement A

Preferred creditors as per Comr Youngs Report herein

C. B. Hayden	15	63	
Int on to Nov 27th 1880	1	19	16 82
E. P. Womble	2	00	
Int on to Nov 27th 1880		19	2 69
W. A. Womble	2	00	
Int on to Nov 27th 880		19	2 69
R. H. Pully	2	00	
Int on to Nov 27th 880		19	2 69
G. F. Hall	1	25	
Int on to Nov 27th 880		09	1 34
R. P. Young Assignee of E. J Chapman	1	25	
Int on to Nov 27th 880		09	1 34
R. P Young	12	91	
Int on to Nov 27th 880		99	13 90
C. B. Hayden		94	
Int on to Nov 27th 880		07	1 01
			$ 42 48

We the undersigned have received as of Nov 27th 880 from C. B. Hayden Comr in Chapman vs Dobbley the sums opposite our respective names.

C. B. Hayden	C. B. Hayden	16 82
E. P. Womble		2 69
W. A. Womble		2 69
R. H. Pully		2 69
G. F. Hall	Geo. F. Hall	1 34
E. J. Chapman	R. P. Young a/c	1 34
R. P. Young	R. P. Young	13 90
C. B. Hayden	C. B. Hayden	1 01
		$ 42 48

Statement B

1880

Nov 27 Amount of J. C. Turner Bond for $110.34 with interest from Dec 1st 1879 — 116 84

To paid preferred debts as per Statement A — 42 48

" paid Clks fees Paid W. S. Young — 2 61

" Commissions on $6.58 (Int) — 33 — 45 42

Balance in Comrs hands — $ 71 42

Nov 27th 1880. Received of C. B. Hayden Comr in above suit Seventy One Dollars and Forty Two Cents in part of plaintiffs demand.

C B Hayden Atty for Plff.

To the Circuit Court of Isle of Wight County.

The undersigned Special Comr under the annexed decree of said court of April Term 1880, in the suit of Chapman's Exor v Whitley &c respectfully reports to the court that in part execution of said decree he on the 27th of Nov-1880, collected the first bond of Jno. C. Turner mentioned in said decree for $110.34 with interest from Dec 1st 1879 Statement B, hereunto annexed shews that after paying costs of suit and $42.48 to the preferred creditors there remained $71.42 to be applied to plaintiffs demand.

Statement A, hereunto annexed shews the several preferred creditors and the amounts respectively due them.

The preferred creditors and the plaintiff were paid the the amounts shewn to be due them by Statements A & B, as will appear by their receipts therefor herewith filed.

All of which is respectfully submitted.

C B Hayden Com:

In Isle of Wight Circuit Court
the 21st day of October 1898.

W. M. Jenkins, Exr. of Elizabeth Chapman suing on his own behalf & that of all other creditors who may choose to contribute to cost of this suit. Complts.

Agst.

Henry Whitley, L. B. & Executors, admrs. Shff. d.b.n. of W. J. Wrenn dec'd. James M. Turner & Mary E. his wife formerly Wrenn, widow of W. J. Wrenn, widow of W. J. Wrenn, Mary E. Wrenn, Geo. W. Wrenn, R. Hannah Wrenn, James Henry Wrenn, Jas. W. Wrenn, & Mary F. Wrenn the last six infant children of W. J. Wrenn dec'd. Defts.

This cause in which the bill is taken for confessed as to the defendants Henry Whitley, Jas M. Turner, & Mary E. his wife, L. B. & devisees & Shff. & admrs. de bonis non of W. J. Wrenn dec'd. in whom powers has been duly served, they & each failing to appear, plead, answer or demur, and on the answer of the infant defendants Mary Elizabeth Wrenn, Geo. W. Wrenn, R. Hannah Wrenn, Jas. Henry Wrenn

ux to Mary E. Wrenbee by A. P. Lyons
Heirs Ograndian ad litum, genuine
exhibits filed
deeds were assigned by Decree
on Considerations whereof the
Court doth assign & order and
decree that a Commr. of this Court
take the following accounts.
1st An account of the Intestates
of S. B. Edwards to admr. d. b. n.
of W. J. Wrenbee deed.
2d An account of the plaintiffs
demands, & that of all other Creditors
of the said W. J. Wrenbee or his
estate who may Chose to contribute
to the cost of this suit, & of their
respective dignity.
3d An account of the Estate
Effects of which the said
W. J. Wrenbee died, seized & possessed
& of its gross and annual Value
which accounts he is to take
state and report to Court, with
any matters specially stated,
deemed pertinent by himself
or required by the parties
who so stated.

Decree

Yours
Truly
Test:
W. T. Edwards Atty for
A. F. Young et al

Chatsworth Par. Rc.
vs. } Order Dec. of
Dec. 4. 1878.

Whitley et als.

"

Nov. 28th 1878.

Notice issued & 4th Feby.

1879.

Sheriff's.

Womble & others

v.

Edwards & wife

E. P. Womble, Wm. A. Womble
R. H. Pulley, G. S. Hall

Commissioners were never paid
All Except Hall went twice.

C B Hayden Atty for Pl. [illegible]
Land [illegible] to be stopped to [illegible]

3.98
1.25
1.25
.50
1.00
1.00
8.48
1.12
3.96
$20.67
10.33 1/3

Memorandum to be filed in Monroe Supreme Court

In the Circuit court of Isle of Wight Co. Chy.

C. M. Joyner Executor of Eliz.a Chapman dec.d Pltff.

vs. In Chancery

Henry A Whitley & F. P. Edwards admr. of Wm. Womble dec.d et als. Defts.

An account of the plaintiffs demand and that of all other creditors of said Wm. Womble dec.d or his estate, and their respective priorities. Int. on all to 28.th April 1879.

No Debts of the 1st. 2nd or 3rd Class.

Debts of the 4th. Class.

1st. priority						
N	Judgt. July. 10th 1875 by decree in suit of Womble adm.r v. the Edwards & wife et al.: for 1/2 alloy: fee due to C. B. Hayden in the suit	12	50			
	Interest thereon	3	13	1	5	6 3
Do.	Judgt. Do. Dr. for amt. due to C. P. Womble 1/2 fee as amd. by Exhibit in same suit	7	00			
	Int. thereon		50		2	5 0
Dr.	Judgt. Dr. Do. amt due to C. A. Womble Do. Dr.	7	50			
	Int. thereon		50		2	5 0
Dr.	Judgt. Dr. Dr. in the Circuit Court	2	00			
	Int. thereon		50		2	5 0
	Amt. carried forward			$	2 3	1 3

	Amt brought forward			23	13	
1st priority	Judgt. Dr. Do. Geo. F. Hall Dr.	1	00			
	Int. thereon		25		1	25
Do.	Dr. E. J. Chapman Admr. &c. of N. P. Young					
	his Assp. fee in same suit	1	00			
	Int. thereon		25		1	25
Do.	Dr. N. P. Young Clk. Court's fee in same					
	suit	10	33			
	Int. thereon	2	58	1	2	91
Do	Do. Writ Copy, paid by C. B.					
	Hayden atto. same suit		75			
	Int. thereon		19			94
	Total debts 1st. priority				39	48
2nd priority	Bond due the Plaintiff as					
	described in the Bill	1445	71			
	Interest thereon from 24th day					
	of Nov. 1868 to 20th Apl. 1879	897	14			
	Total of 2d priority			2342	85	
	Total debts proved			2381	83	

An account of the real estate of which the said William J. Womble died seized & possessed, and of its gross annual Value.

Abstract of 215 acres described			
in exhibit B. H. filed with the			
petitn: bill. Value in fee simple	350	00	
Annual value of same			40 00

Commissioners office Isle of Wight
Court House, Feby. 17th. 1849.

To the Circuit Court of said County.

Pursuant to a decree of the said circuit court, rendered in this cause of Chapman's Exr. against Whitley et. als. at the Nov. term last directing a commission of the court to take and state the following accounts Ist. An account of the transactions of A. B. Edwards late Partner of William J. Womble dec'd. - 2nd. An account of the personal estate and debts of all other and late of Wm. J. Womble dec'd. or his estate, and of their priorities. And 3rd. An account of the real estate of which the said William J. Womble died seized and possessed and of its gross and annual values. Your commissioner reports to the court that, on the 16th. day of Nov. last, he issued notice to the parties interested that he had fixed upon the 7th day of February 1849. to take and state at his office the accounts as required to be taken, and requiring them to attend. That said notice was duely served & returned to your commissioner. That the said Sheriff and adver. offered and stated that he had neither received nor disbursed any moneys for the estate of the said W.J. Womble dec'd: That, from the evidence before him, your Commr. has made the following exhibit A. shewing the debts proved against the said W.J. Womble or his estate to be $2381 83 of which $39.48 are debts of first priority and are so designated by the figure in the margin

Chapman's Exor.

v. In Chancery

Whitley et als.

Report of Comm. Confirmed
decree of Octo. 1878.

Filed Feby. 17th 1879.

11

Rec'd Feby 18th 1872 of [illegible] Hampton Town on [illegible] Executor
on Whitten Estate [illegible] for [illegible] due to John D Turner

Geo R Atkinson

N. P. Young

Clerk's Office,

Isle of Wight Court House, Va.

January 9th 1880.

A

I J. P. Young Clerk of the County Court of the County of Isle of Wight do certify that upon the land book of said County there is charged to the estate of William J. Womble 115 acres of land in the Lupton land 57½ acres to Mary E. Womble widow of said Wm. J. Womble which was assigned to her as her dower in her said husbands land. And that the said Mary E. is now the wife of James M. Turner.

Teste,

J. P. Young Clk

$$\frac{4/345'}{86.21'}$$

$$25^{\circ}6.)$$

I, W. A. Edwards Deputy for N. B. Young Clerk, do certify that item is Changed to W. J. Womples estate upon the Land Book of 1878, 115 acres of land adjoining R. H. Dulany which said land is valued at Three Hundred and forty five Dollars $345.00. Given under my hand this 1st day of Dec. 1879

W. A. Edwards D.C. for
N. B. Young Clk

J. C. Lewis

2.95

Total cost 36.82

27.5

5

137.5

36.82

0.5

1.2

5 1.82

Cattle 5-8.50

All Available Text Successfully Captured

PUBLIC SALE OF

the land Of

WILLIAM J. WOMBLE, DE'D.

By virtue of the Decree of the Circuit Court of Isle of Wight, of October Term, 1879, in the suit of Chapman's ex'or vs Whitley et als., I shall offer for sale at Public Auction AT ISLE OF WIGHT COURT-HOUSE,

On Monday December 1, 1879

BEING COUNTY COURT DAY,

The land whereof William J. Womble died seized and possessed in the county of Isle of Wight, formerly known as the

"MEADOW TRACT,"

Adjacent to the Zachariah Womble Tract, containing, by estimation,

115 ACRES

be the same more or less, subject to the dower therein of Mary E. Turner, formerly Womble, widow of said William J. Womble, as already assigned her.

TERMS: --A credit of 9 and 18 months, with two equal payments, with interest from the day of sale, except so much for cash as will pay costs of suit and sale. Bond with sufficient security, and waiver of the Homestead required of the purchaser for the credit portion of the sale, and title retained until payment in full of the purchase money.

L. B. EDWARDS,
Auctioneer.

C. B. HAYDEN,
Special Commissioner.

OCTOBER 30, 1879.

Smithfield News Job Print.

ALL JOB PRINTING CASH ON DELIVERY.

SMITHFIELD, VA., Nov 15 1879

Mr C B Hayden Special Comm

To THE SMITHFIELD NEWS, Dr.

Every Species of Job Printing Executed with Neatness and Dispatch.

Oct	20	To 25 Hand Bills in Chapmans Eye or Whitley vols	1 25

Received pay
A B Rawlett

All Available Text Successfully Captured

Statement C

1882

Feby 18 By Amt from Thos C Turner in full of Bond for $110.34 with Interest from Dec 1st 1879. 124 95

To Commission on $14.11 Cts — 73

" Drawing Deed to Thos C Turner 5 00

" pd Com Atkinson calls pg & do 50

" " C B Hayden Pltffs Attorney in part of Pltffs debt. 118 72

$124 95 $124 95

To The Honorable Geo Blow Judge of the Circuit Court of Isle of Wight County.

The undersigned Special commissioner under the annexed decree of said court of April Term 1880, respectfully reports to the court, that in further execution of said decree, he on the 18th day of Feby 1882, collected the 2d Deferred Bond of Thos C Turner & after paying the Costs of suit, there remained the sum of $118.72, (see Statement C hereunto annexed, which amount he in pursuance of said decree paid the

Plaintiff in part of his debt – That on the payment in full of said Bond by the said Thos C Turner Com commissioner in pursuance of said decree executed & delivered to him a good & sufficient deed in fee simple with Special warranty for the land purchased & herein The receipts of the parties for said payments are herewith filed – All of which is respectfully submitted

Feb 18th – 1882 – Signed C B Hayden Com

Received of C B Hayden Commissioner in above suit One Hundred & Eighteen Dollars & Seventy Two Cents in part of Plaintiffs debt –

C B Hayden Atty for Pltff

Your commissioner begs leave to add that he has several times offered for sale the dower tract offered in said decree, but for want of a sufficient bid has been unable to make sale –

C B Hayden Com:

Chapman &c.
vs
Whitley et als –

Com: Hayden's Report
Collection & Payment
Warden –

Decree of April Term 1881

Filed Feb. 18th 1882 =

On the Circuit Court of Lee County — April 21st 1880.

Elizabeth Chapman & Hor. &c. Pltffs
v
Henry P. Whitley et als. Defts

This cause came on this day to be again heard on the papers formerly read, and on the report of sale of Le. B. Haydon Special Commr. under the decree herein of October term 1879, and was argued by counsel, on consideration whereof the said Court confirming the said report to which no exceptions were filed, doth adjudge, order and decree that the Clerk of this Court deliver to Le B. Haydon on his filing his receipt therefor the two bonds of John L. Turner, James T. Edwards and Mrs. D. Chapman for $110.34 each payable respectively 9 & 18 months from the 7th day Decr. 1879 which bonds, the said Le B. Haydon is hereby authorized and required to collect on maturity or before showed

payment be tendered, and the proceeds thereof, after paying thereout the unpaid costs of suit and sale, apply in payment of debts in Comm. Springs report herein, in their priority, taking receipts for said payments, and return the same to Court with his report of his proceedings under this decree. The Court doth further adjudge, order, and decree that on the payment in full of the said two bonds by the said John L. Turner, the said L. O. Hayden who is hereby appointed Special Comm. for that purpose shall execute and deliver to the said John L. Turner a good and sufficient deed in fee simple with special warranty free of dower therein that tract of land, whereof W. J. Womble died, seized and possessed in the County of Tishomingo, containing by estimation 115 acres

more or less, being a part of the land formerly known as the "Meadow Tract", adjacent to the Zachariah Womble Tract: And the Court doth further adjudge order and decree that, unless within 90 days from the date of this decree the said Mary Elizabeth Womble, Geo. W. Womble, Oxana Womble, Jas. Henry Womble, Wm. W. Womble & Mary A. Womble or some one for them shall pay the several creditors mentioned in Com. Young's report the amts. thereon shown to be due them respectively, after deducting therefrom the amts. herein directed to be paid them, that Lee S. Overman who is hereby appointed Special Comm. for that purpose shall proceed to sell at public auction at the S.E. front door of the Co. Ho. on some Court day after having given at least 20 days notice of the time & place of sale by advertisement at the Co. Ho. door of said County prior to the day of sale, & at other public places in said County that portion of the land owned & occupied by W. J. Womble.

dist. signed and possessed in the County of Beaufort, allotted his widow as dower containing by estimation 57 1/2 acres be the same more or less, subject to the dower therein, adjacent to the other lands of W. J. Wonder dec'd. on a credit of 12 months, except so much for cash as will pay unpaid Costs of sale, taking for the credit portion of said sale, bonds with sufficient security and waive of the homestead payable to said Comm. one year from day of sale with int. from that date, and return the same to Court with his report aforesaid.

A Copy Test
W. A. Edwards D.C.&M.
N. P. Young Jr.

Unpaid costs, viz:
Clerk's fees $3.61

Chairman's Office, N.C.
Jan. Chmn's
Bonds &c.
Wayne Co., 1880

Exhibit at date

In the Circuit Court of Isle of Wight County
April 20th 1883.

C. M. Joyner, Executor of Elizabeth Chapman
vs. } In Chancery.
Henry Whitley & others

This cause in which it is suggested that since the last decree herein C. B. Hayden special commissioner in the cause has departed this life, 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 R. L. Thomas be and hereby is appointed special commissioner in this cause and that he shall proceed to sell at public auction at Isle of Wight Court House on Court-day after having given at least 20 days notice of time and place of sale by advertisement at Isle of Wight Court House door of the said County, prior to the day of sale and at other public places in said County that the portion of land whereof W. J. Womble died seized and possessed in the County of Isle of Wight allotted to his widow as her dower in the estate of Wm. J. Womble dec'd: on a credit of twelve months except so much cash as will pay the unpaid cost of this suit and sale taking for the

credit for two of said sale a bond of sufficient security and with a waiver of the Homestead payable to him as commissioner one year from the day of sale with interest from date, which he shall return with his report of his proceedings under this decree. But before he makes sale of the said land he is authorized and instructed to employ some competent surveyor to survey the said land and that he make sale of said land according to the survey. But the said commissioner shall not execute this decree until he shall enter into bond with good security before the Clerk of this Court in a penalty of two hundred & fifty dollars, conditioned for the faithful performance of his duty under this decree.

A Copy.

Unpaid Costs. Teste, N. P. Young clk.

Clks. fee $8.74

Chapmans Exs.

vs. 3/3 Inches.

Whitby, Womble et al.

C. Ct. of Apl. 1883

for Sale.

W. Thomas

Chapmans Exr
v
Whitley et-al

To the Hon: George Bond Judge of the Circuit Court of Dau of Wright County

The undersigned has the honor to report that under the Decretal order herein of the October term 1883 of this Court he has collected of John C. Turner his bond for $40 00
and Interest up to October 15th 84 2 50
making $42 50
and that he has paid theirs-
To attorney for Deed 5.00
To Notary for certifying same 50
To Clerk Costs 183 7 33
35. 17
and having in hand this sum of
and that he has paid the same over to the plaintiff
He begs also to report that he has made and delivered to the said John C. Turner the Deed that was required by the aforesaid Decree
The receipts of the parties for the payments made and for the Deed are herewith filed.

Respectfully submitted

Chapman Exr
v
Whitley et al

Report of R. S. Thomas
under decree of Octb
term Jan 1883.

Filed Octb 20/83

Mackenzie Defts
vs.
Wentworth et al
Costs taxed at Oct. term, 1853,
Clerks fees to and including
final decree. $6.85

Feats

Paid by R. Thomas A.P. Young & R.
A.P. Young

Record October 15th A. 1884 / R. S. Thruman
Special Commissioner in behalf-
many Exp v. Drinkley et-al the sum
of Thirty five dollars and seventeen
cents

R. S. Thruman
Atty for Plaintiff.

Recd Instrument Dec 11 & Oct 1884 of R. S. Thomas
Special Commissioner in Chapman's
Executor &c Whitley et al for the Sum of
fifty cents for notarial acknowledg-
ment & Deed 1 B & S. J. Jno: C. Turner

N. K. Chapman
Notary Public

Received October 11th, 1884 of R. S. Thomas Special Commissioner in Chapman Exr v. Whitley et al the Deed he was required to make to me for the town town Land that was assigned to the Widow of Wm J. Womble.

A. C. Lunn

At a Circuit Court for the County of Isle of Wight, held at the Court House on the 22nd day of Oct. 1883.

L. M. Joynes exor. of Elizabeth Chapman dec'd. vs. Jno. Chapman.

Henry Whitley & B. Edwards Shff. Tadue's of Wm. J. Womble et als. Defts.

This cause came on this day to be again heard on the papers formerly read, on report of R. S. Thomas Special Commissioner of sale of the dower land of the widow of W. J. Womble to which report there are no exceptions and was argued by counsel. On consideration whereof the Court confirming said report doth adjudge order & decree that said R. S. Thomas withdraw from the papers in this cause on his leaving his receipt therefor the bond of L. M. Morrison the bond of Jno. C. Turner filed with his report of Oct. 1st. and on the payment of said bond on (maturity, or before should payment be tendered) the Court doth adjudge order & decree that R. S. Thomas who is hereby appointed as special

Commissioner for that purpose
make to the said Chas. L. Turner
the purchaser according to the
survey a good and sufficient
deed in fee simple with special
warranty for the tract of land
sought by him, and after praying
the unpaid costs of this suit
pay over the balance to the plain-
-tiff in this suit and take his
receipt therefor and return the
same to court with his report
of his proceedings under this
decree.

Acted.

Teste, N. D. Young clk.

Chapman & Ely.

v. } Co. Denver

Whitlock et al.

Dets. of. 1883.

Chapman Exr
v
Wheeley et-al

The undersigned as Com was directed by the decretal order herein of April Term 1883 to have a Survey made of that portion of the land that W. L. Womble died seized and possessed of that was allotted to his widow and dower to see it, has have to report to the court that he Employed E. M. Morrison the county Surveyor to make a Survey of the said land and that he did Survey the same and make a plot thereof as will appear by a copy thereof herewith filed as exhibit- "A" and prayed to be taken as a part of this report, that the number of acres in the said tract of land was ascertained to be 37, and that after the said survey, the undersigned ~~of~~ advertised the said land for sale at public auction at Door of Wright C. H. on the 1st day of October 1883 as he was directed by the said decree and that at the said sale the said land was bid off by Jno: C. Dennen for the sum of $70.00
who paid in cash the sum of 30.00
and executed his bond for $40.00
payable 12 months from date with
A. M. Dennen as his surety, which

Received October 11th 1884 of the Clerk of the Circuit Court of Dane County Wisconsin the sum of Two hundred Thirteen and 26 100 Dollars in full of the Report of Sale of Dower Land by R. S. Thomas Comm

To Chapman & Co

Dr

Wisconsin Real Estate

Report of Sale of Dower Land by R. S. Thomas Comm

Oct. 27 1883

Filed

Sheet

Amount received from Sale of Real Estate as per Report of Sale of Dower Land by R. S. Thomas Comm'r

"	Clerk	8.74
"	Circuit Court Fees	3.50
"	Fees	1.50
"	Balance	213.76
		$ 1.26

The amount of Real Estate sold as per Report of Sale of Dower Land by R. S. Thomas Comm'r

R. S. Thomas

Clerk

Dated 27 1883.

SALE OF LAND!

By virtue of the decree of the Circuit Court of Isle of Wight county, rendered at the April Term, 1883, in the suit in chancery of Chapman's Ex'or. vs. Whitley et al, I shall on

MONDAY, THE 1ST DAY OF OCTOBER NEXT, 1883,

(being court-day), offer for sale at public auction at Isle of Wight Courthouse, that portion of the land whereof Wm. J. Womble died seized and possessed in the County of Isle of Wight that was allotted to his widow as dower in his estate, which by a recent survey, made under the order of the court (by which it will be sold) contains 37 acres of land.

It will be sold for so much cash as is necessary to pay costs of suit and sale, balance on a credit of 12 months, for which bond and good security will be required, with a waiver of the homestead exemption, with interest from day of sale, and title retained till the whole purchase money is paid.

R. S. THOMAS,

July 15th, 1883.

Special Commissioner.

SALE OF LAND

J. C. Thom
$70.00
L. D. Edwards

R. S. Thomas (Comm. in Lieu of Chas Francis Ex^r
To E. M. Morrison (Surveyor) Whitley et al

1886
June 28th

To making Survey & Plat of the
tract of Land belonging to the Est of
Wm. L. Womble, assigned to M. E. Womble
his Widow as her dower 10.00

Rec'd Payt
E. M. Morrison
Co Surveyor

S. P. Thomas. Com'r. Chapman & Dr. to Sheriff

1883 To L. B. Edwards Auctioneer

Oct. 1st To Services at sale of Real Estate $5.00

C. McGregor Executor

vs

Henry Whitley et al

This cause coming on to be heard upon the Bill as taken for confessed as to the Defendants Henry Whitley, James M. Norris & Mary E his wife & Edwards, Farmer Solicitor for Complt & Defendants Mary Elizabeth & others, Exhibit Wimble, Piranda Wimble, James Henry & others, Exhibit Wimble & Mary F Wimble by R. R. Spring their Guardian, ad litem general replications thereto & Exhibit filed, Testimony by consent & Commission thereof, the Court doth upon hearing Order & decree, that a Commissioner of this Court take the following accounts.

1st An account of the transactions of E B Edwards as Admr & Com of A. J Wimble dec'd.

2 nd ly An account of the Plaintiffs demand, & of the demand of all other creditors of the said A. J. Wimble dec'd his estate, who may come in at the costs of the suit & their respective diligence.

3 rd ly An account of the Real Estate of which the said A. J. Wimble died seized & possessed & the yearly & annual value, & that account & all take settle & report to Court with any matter

C. M. Joyner Executrix

vs

Henry C. Whitley et als

Keogh Decree

Oct. Term 878

Perpetuating

Geo. T. Blow.

(Enrolled A)

115

Plaintiff's Exhibit No. 1 filed in open Court
on 10th day of Oct 1878
Jno. W. Ellis

Chatterman's Exor

vs

Whitley

This cause this day came on to be again heard on the papers formerly read, on the Answer of C. B. Edwards Asst. C. C. M., of Wm J. Womble this day filed by consent of the Court and on the report of Comr N. P. Young under the decree herein of Oct Term 1878, & was argued by counsel; on consideration whereof the court confirming said report & which no exceptions were filed doth adjudge order and decree that C. B. Hayden, who is hereby appointed Special Commissioner for that purpose proceed to sell at public auction at Isle of Wight C. H., on some Court Day after having given at least 20 days notice of the time & place of sale by advertising at the Court House door of said county on some court day previous to the day of sale, and at other public places in said county, on a credit of nine & eighteen months in two equal payments, with interest

from the day of sale, except so much for Cash as will pay costs & suit & sale, the land in ~~these proceedings~~ mentioned whereof Wm J Womble died seized & possessed in the County of Isle of Wight containing by estimation 12 Acres be the same more or less, formerly known as the "Meadow Tract" adjacent on the South to the land known as the "Zachariah Womble Tract" owned by the heirs of James W Womble, bounded as described in the report of the Commissioners of Partition in the suit of Wm J Womble vals vs Edwards wife vals, a certified copy of which is filed as an exhibit with the Complainants Bill in this cause, subject to the dower therein of Mary E. Turner wife of James M Turner formerly Mary E. Womble widow of said Wm J Womble as assigned by said Commissioners of Partition and shown by the certified copy of the same filed as an exhibit with the Complainants Bill. For the credit portion of said sale

the said Commissioner shall take two Bonds of equal amount payable to himself as Commissioner respectively 9 & 18 months from the day of sale with interest from that date; with sufficient security with waiver of the Homestead; which bonds he shall return with his report to Court of his proceedings under this decree.

But the effect of this decree shall be suspended as to said sale until the said Commissioner shall execute in the Clerk's Office of this court a bond with sufficient security with waiver of the Homestead payable to the Commonwealth of Virginia, in a penalty of $400.00 conditioned for his faithful performance of this or any future decree herein

Chapman's Exor

vs

Whitley

Rough Decree

Oct Term 1879

To be entered

Geo: Blow.

Entered 9

J. L. Lovejoy & Co.
Booksellers and Stationers.
Philadelphia, Pa.

Chapman's Exor

1 v

2 Whitley et als

3 This cause this day came
4 on to be again heard on the papers
5 formerly read and on the Report of
6 Sale of C. B. Hayden Special Com-
7 missioner under the decree herein of Oct
8 Term 1879, and was argued by coun-
9 sel, on consideration whereof, the
10 court confirming said Report to
11 which no exceptions were filed, doth
12 adjudge Order and decree that the
13 Clerk of this Court deliver to C B.
14 Hayden on his filing his receipt therefor
15 for the two bonds of Jno. C. Turner
16 James. T. Edwards & Geo. D. Chapman
17 for $110.34 each payable respectively
18 9 & 18 months from the 7th day of Dec
19 1879 which bonds the said C. B. Hay-
20 den is hereby authorised and re-
21 quired to collect on maturity or
22 before should payment be tender-
23 ed and the proceeds thereof after
24 paying the unpaid costs of suit &
25 sale apply in payment of debts in
26 Complainants report here in, in their
27 priority, taking receipts for said pay
28 ments & return the same with his re-
29 port & account of his proceedings under
30 this decree. The court doth fur-
31 ther adjudge Order and decree that on

the payment in full of the said
two bonds by the said John C Turner
the said C.B. Hayden who is hereby
appointed Special Commissioner
for that purpose shall execute and
deliver to the said Jno. C. Turner a
good and sufficient deed in fee
simple with special warranty for
of dower therein, to that tract of land
whereof Wm. F. Womble died seized
and possessed in the County of
Isle of Wight containing by estima-
tion 115 Acres more or less being a
part of the land formerly known as
the "Meadow Tract" adjacent to the
Zachariah Womble Tract.

And the Court doth further ad-
judge Order and decree that un-
less within Ninety days from the date
of this decree, the said Mary Elizabeth Womble
Geo. W Womble Roxana Womble James Henry
Womble Jno W Womble & Mary F. Womble, or some one for them
shall pay the several creditors men-
tioned in Comr Youngs Report, the
amounts therein shewn to be due
them, thereby shewn to be respectively
due them, after deducting therefrom
the amounts herein directed to be
paid them, that C. B. Hayden who
is hereby appointed Special Commis-
sioner for that purpose, shall proceed
to sell at public auction at Isle

J. B. Lippincott & Co.
Booksellers and Stationers,
Philadelphia, Pa.

of Wight C. H. on some Court Day
after having given at least 20 days
notice of the time & place of sale,
by advertisement at the C. H. door of
said County prior to the day of sale,
& at other public places in said
county that portion of the land
whereof Wm. J. Womble died seized
and possessed in the County of
Isle of Wight allotted his widow
as dower, containing by estimation
5.7½ Acres be the same more or less
subject to said dower therein ad-
jacent to the other lands of Wm J
Womble deceased, on a credit of
12 month except so much for cash
as will pay unpaid costs of suit & sale tak-
ing for the credit portion of said sale
a bond with sufficient security
and with waiver of Homestead pay-
able to said Commissioner One year
from day of sale with interest from
that date & return the same & court
with his report aforesaid.

Chapmans Exor

vs

Whitley et als

Rough Decree

April Term 1880

To be entered

Geo. Slow.

Entered 23.

Chapmans Exr

v.

Whitley

This cause in which it is suggested that since the last decree herein C. B. Hayden late special commissioner in this cause has departed this life 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 R. S. Thomas be, & hereby is appointed a special commissioner in this cause and that he shall proceed to sell at public auction at the door of Wright Court House on some Court day after having given at least 20 days notice of the time & place of sale by advertisement at the C. H. door of the said County prior to the day of sale and at public places in said County that portion of the land whereof Wm. L. Wombwell died seized & possessed in the County of Wright allotted to his widow as dower containing

Buy - before the making Sale of the said Land he is and thereafter shall and will be employed by the Master as Surveyor to Survey the said Land and shall make the Master such Plan and accounts as he shall require for

57½ acres be the same more or less subject to the Road over therein and adjacent to the Lands of the estate of Wm. J. Wm. Wemble deceased on a credit of 12 months except so much Cash as will pay the unpaid costs of this Suit & sale taken for the credit portion of the said sale a bond with sufficient security & with a waiver of the homestead payable to him as Commissioner bearing date from the day of sale with interest from date which he shall retain out his report of his proceedings under this decree.

But the said Commissioner shall not execute this decree until he shall enter into and bond with good security before the Clerk of this Court in the penalty of Two Hundred & fifty dollars conditioned for the faithful performance of his duty under this decree.

Complainant's Exhibit
No. 1
Decree
Entered
April Term 83
To be entered
Yo. 5. 13 85 xx.

Exhibit 8

Chapman's Exr et al-

vs

Whitley et al —

This cause this day came on to be again heard on the papers formerly read & on the report of collection & payment of C B Hayden under the decree herein of April Term 1884, was argued & counsel; on consideration whereof the court doth adjudge ader & decree that said report to which no exceptions were filed be confirmed & that said C B Hayden complete the execution of said decree & the sale of the land therein directed —

Chapman Ex
et
Whitley
et alia

In
Chy

Rough Sketch
April Term 1882
To be entered

Geo. Blow. J.

Entered
25

10

Chapmans Exr

v.

Whitley et-al

This cause came on this day to be again heard on the papers formerly read and on report of R. S Thomas Spec. Comr. of Sale of the Dower Land of the widow of W. L. Wom-ble to which report there are no exceptions and was argued by Counsel: On consideration whereof the Court confirming the said report doth adjudge and decree that the said R. S. Thomas withdraw from the papers in this cause on his leaving his receipt. thereof the ~~said~~ Survey of E. M. Morrison and the bond of Jno. C. Turner filed with his report of October 1st and on the payment of the said bond or maturity or before obtained payment be tendered the Court doth adjudge & decree that R. S. Thomas who is hereby appointed a special Commissioner for that purpose make to the said Jno. C. Turner the purchaser, according to the said Survey a good and sufficient Deed in fee-simple with special warranty for the tract of land bought by him, and after paying the unpaid costs of this suit - pay over the balance to the Plaintiff in this suit - and take his receipt therefor & return the same to Court with his report. & his proceedings under this decree

Chapmans Exr

v

Whitley et. al
Rm Ch Decree
October Term 1883
To be entered.

Geo. Bloxo.

Entered Oct 1.

Chapmans Exr

v

Whitby et al

This cause came on this day to be again heard on the papers formerly read and on the report of collection & payment of R. S. Thurman Special Commissioner of the collection and payments made as seen of October 4th Term 1883 To which report no exceptions are filed and was argued by Counsel: On consideration whereof the Court-Confirming the said report doth adjudge and decree that nothing further remaining to be done in this cause it be removed from the docket.

Chapman Esq

v

Whitby et al

Rough Decree

October Term 1884

To be entered

Geo. T. Bacon

Entered Oct 21.

$1445.21 Two years after date with interest from date. we or either of us promise to pay unto Charles W. Joyner Special commissioner appointed to sell the land belonging to the estate of Elizabeth Chapman dec'd. the sum of One Thousand four hundred and forty five dollars and twenty one cents, it being for the second payment on the or the purchase money of a tract of land belonging to said dec'd. containing seven hundred acres, more or less. For the payment of which we bind ourselves, heirs, executors or assigns. Witness our hand and seal this 24th day of Nov. 1868.

Wit'ness.
J. D. Slagg
A. J. Busby

William A. Chapman (Seal)
William J. Womble (Seal)
Henry his + mark Whitley (Seal)

I, N. P. Young. Clerk of the county court of the county of Isle of Wight do certify that the foregoing is a copy of a bond, the original of which is filed in the papers of a suit lately depending in said court, in which Charles W. Joyner was plaintiff and William A. Chapman & Henry Whitley, surviving obligors of themselves & William J. Womble dec'd. were defendants & upon which judgment was rendered on 3d. day of June 1873- against said survivors.

Teste, N. P. Young clk

C. M. Joyner Exp. &c

vs. Chy,

Henry Whitley et als

Copy of bond in suit at law with certf. &c

Exhibt A

Hale Co

William J. Womble & wife Mary E. his wife et als. Pets.

Against } Judge Cobb of Cir. Ct. Apt. of partition under Dec of Oct Cir Ct. 74.

Charles Edwards & Sarah A. his wife et als. Defts.

We the undersigned Comrs appointed by the decree of the Cir. Court of Scotland County at its October term 1874. to partition the lands between the heirs of Jas. W. Womble and Wm. J. Womble, and to assign to Mary E. Womble the widow of Wm. J. Womble, and to Sarah A. Edwards, formerly Sarah A. Womble and widow of J. W. Womble, the dower to which they are respectively entitled out of the moities that may be assigned to the heirs of the said Jas. W. Womble dec'd: and of Wm. J. Womble dec'd: according to the decree of the said Circuit Court beg leave most respectfully report

1st That on the 14th day of October they met at the present residence of Charles Edwards where the late Jas. W. Womble resided and proceeded

to execute the aforesaid decree of the said Circuit Court of Isle of Wight County, and that they partitioned the land between the heirs of Jas. W. and Wm. J. Womble and established its boundaries and divisions to be this viz: Commencing at a sweet gum, a corner tree between the lands of R. H. Pulley and James W. Womble and W. J. Womble both dec'd: (formerly known as the Womble and Meadow Branch) running from the said sweet gum up the branch as an Easterly direction to a small holly in the said branch; thence North to a pine in an old field; thence East to a pine in road adjoining the lands of J. W. Farmer; thence up the road South to the lands of R. H. Pulley and Joseph Pulliam down said R. H. Pulleys line to the first mentioned gum the point of beginning.

And we do assign to Sarah A. Edwards, formerly Sarah A. Womble widow of James W. Womble, and at present wife of Charles Edwards

out of the portions of the land that has been partitioned aforesaid and assigned to the heirs of Jas. Womble decd: the following portions of land to be held by her as her dower land viz: beginning at a small gum in the meadow branch, running South to a stake in the field near the grain yard; thence East near the rear corner of the garden to a post; thence North by the mill shelter to a black gum in the meadow branch; thence a straight line to the point of beginning ||

And we do assign to Sidney E. Womble, widow of Wm. J. Womble decd: the land held by her as her dower land out of the land portioned between the heirs of Jas. W. and Wm. J. Womble as aforesaid the following parcel of land viz: that certain piece beginning at a pine tree on the line of Jno. D. Stagg and others; thence East thirty-six & five chains to a pine in Meadow branch near the grain yard; thence

Sidney E. Womble Dower land
Womble lands"; on the North side of said line
to the line of W. J. Womble, & about the end
of the line. South side of said line, running
on the Division line of said land to the line
of Jas. W. Womble

up the said road to the
point of beginning, all of
which is respectfully submitted

P. St. Pulley
E. D. Womble } Comm.
W. A. Womble

A copy.
Test.
W. A. Edwards Dep. Sec.
N. B. Young & al.

W. A. Womble & al.
vs
Copy of Report of
Petitioners under Act
of Gen. Ass. Ch. 74
Wilmington & Raft. R. Co.

Filed Nov. 2nd 1874.

Exhibit
B

Fear Lumber Company 6 5.

In the Circuit Court of Isle of Wight County - Feby Term 1875.

Wm. J. Womble & Mary E. his wife. Complts
Against &c Defs.
Charles E. Edwards and Sarah A. his wife late Womble widow of J. W. Womble et als. Defts.

This cause came on this day to be heard upon the papers formerly read, and on the reports of F. A. Pulley, E. P. Womble and W. A. Crocker three of the Comrs. appointed by the decree herein on the 8th day of October 1874. of the partition of the lands in the proceedings mentioned among the several parties entitled thereto according to the terms of said decree, and was argued by Counsel: on Consideration whereof, it is appearing to the Court that in the partition made by the said Comrs. there partitioned the lands in the bill & proceedings mentioned between the heirs of James and W. J. Womble and established its boundaries to be as follows: Commencing at a cedar stake from, a

corner tree between the lands of
R. H. Pulley and Jas. W. Womble &
W. J. Womble (formerly Kerrow's
the Womble and Meadow Track
running from the said beech
grove up the branch pine and Gabley
direction to a small holly in the
said branch thence north to a
pine tree in and to field thence
East to pine on road adjoining
the lands of J. W. Brown; thence up
the road South to the lands of
R. H. Pulley and Joseph Robinson;
down the said R. H. Pulley's line
to the first mentioned grove,
the point of beginning. And
also those assigned to Sarah A.
Edwards, formerly Sarah A.
Womble, widow of James W.
Womble, and at present wife of
Charles Edwards to be held as her
dower lands that certain portion
of the aforesaid lands beginning
at the lines of the late Jas. W. Womble
at a pine in the Meadow branch, running
South to a stob in the field near
the plum yard; thence East near
the rear corner of the garden

to a post; thence North by the mill
Gullet to a beech grow in the
meadow branch; thence in a straight
line to the point of beginning;
And Wm E. Womble, widow
of Wm. J. Womble dec'd; to be laid
as her dower land out of the
lands & tenements between the
heirs of J. W. Womble and Wm. J.
Womble aforesaid, the following
parcel of land viz: That certain
piece beginning at a pine tree
on the line of Jno. D. Slagg & al;
thence East through a field to a
pine tree Chopped; thence South
to a pine in a meadow branch
near the Spring Yards; thence up
the said meadow branch to the
point of beginning, it is adjudged
ordered, and decreed that the
said allotment of the said Dower
be confirmed, and that the
partitions and assignment
of dower in manner & form
aforesaid made, be held firm
and stable. And it is further
ordered that the Costs of this
suit be paid equally by the parties
to this suit. And it is further

adjudged, ordered & decreed that the parties to this suit pay to L. B. Swan $25.00 for his services in this cause and that this Cause be removed from the docket nothing further remaining to be done herein.

A Copy
Teste.
W. D. Edwards D.C. for
W. P. Young Clk.

W. Andrews Atty. et ux.
vs
D. & Clay et al Decree
& Fin. Ca. 17 Oct.
Edwards as et ux. W. et al.

" Young Esq. Pro
" Clay
" Whitley Cole,

Endorsed " "

Swan for Costs 50

Commissioner's Office,

Isle of Wight C. H., Va., Nov. 25th 1878.

To C. M. Jones Exo. of Elizabeth Chapman Dec.

Plaintiffs,

and to Henry Whitley & B. Edwards admrs of W. J. Womble dec'd; James M. Turner & Mary E. his wife, Col Womble; and N. P. Young g'dn ad litem of the infant defs orphans of W. J. Womble dec'd

Defendants:

You are hereby notified that I have fixed upon the 4th day of February, 1879, to take and settle, at my office aforesaid, the following accounts, to wit: 1st An account of the transactions of B. Edwards as admr de bonis non of W. J. Womble dec'd. 2nd. An account of the plaintiffs demand & that of all other creditors of said W. J. Womble dec'd as to his estate and of their respective priorities. 3rd. An account of the real estate of which the said W. J. Womble died seized and possessed, and of its quality and annual value.

Required to be taken by a decree of the Circuit Court of Isle of Wight County, rendered on the 21st day of October, 1878, in a suit in Chancery depending in the said Court, in which you are parties, plaintiffs and defendants; at which time and place you are required to attend.

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

N. P. Young Commissioner.

Chapman's Exr. &c.

vs. Court. Notice

Whitley et als.

6th of July. 1879.

Received Copies of
the within Notice
Mary Whitley
Edward [illegible], Jr.
Received two Copies
Edwin Wright & Co.
Young Gant each
a true Copy of the
within Notice
June 5. 1878.

J. D. Edwards
Sheff

Service of this notice acknowledged
for Pers.

[illegible] for Pltff.

Know all Men by these Presents, That we E. B. Hayden & E. W. Joyner are held and firmly bound unto the Commonwealth of Virginia in the sum of Four Hundred Dollars to the payment whereof, well and truly to be made, we bind ourselves, our Heirs, Executors and Administrators, jointly and severally, firmly by these presents. As witness our Hands and Seals, this 1st day of December in the year of our Lord, one thousand eight hundred and seventy nine

The Condition of the above Obligation is such, That whereas, by a Decree of the Circuit Court of Isle of Wight County, pronounced on the 20th day of October 1879 in a cause depending in the said Court, in which E. W. Joyner Exor of Elizabeth Chapman dec'd etals are Plaintiff,s and Henry Whitley, L. B. Edwards admr of W. J. Womble dec'd, etals are Defendant,s the above bound E. B. Hayden was appointed a special Commissioner to sell the land & negs of said Wm J. Womble died seized and possessed in the county of Isle of Wight.

Now, if the above bound E. B. Hayden shall faithfully discharge his duties as Commissioner under the said Decree, or any future Decree in said cause, then the above Obligation to be void, otherwise to remain in full force and virtue.

Signed, Sealed and Delivered in the presence of

E. B. Hayden [SEAL.]

E. W. Joyner [SEAL.]

[SEAL.]

On the clerks office of the circuit court of Isle of Wight county the first day of Dec 1879, This bond was signed & acknowledged by E. B. Hayden & E. W. Joyner & admitted to record,

Test,

N. P. Young clk

Chapman's Copy

vs } Como Bond

Wholly void.

Recorded in Bond Book
Page 69.

Know all Men by these Presents, That we C. B. Hayden & C. M. Joynes

are held and firmly bound unto the Commonwealth of Virginia in the sum of Four Hundred Dollars to the payment whereof, well and truly to be made, we bind ourselves, our Heirs, Executors and Administrators, jointly and severally, firmly by these presents. As witness our Hands and Seals, this 1st day of December in the year of our Lord, one thousand eight hundred and Seventy nine

The Condition of the above Obligation is such, That whereas, by a Decree of the Circuit Court of Isle of Wight County, pronounced on the 20th day of October 1879. in a cause depending in the said Court, in which C. M. Joynes Exor of Elizabeth Chapman dec'd &c. &c. &c.

Plaintiff, and

Henry C. Whitley, J. B. Edwards admr of W. J. Womble dec'd. &c. &c. &c. are Defendant, the above bound C. B. Hayden was appointed a special Commissioner to Sell the lands whereof said W. J. Womble died seized & reported in the county of Isle of Wight.

Now, if the above bound C. B. Hayden shall faithfully discharge his duties as Commissioner under the said Decree, or any future Decree in said cause, then the above Obligation to be void, otherwise to remain in full force and virtue.

Signed, Sealed and Delivered in the presence of

C. B. Hayden [SEAL.]

C. M. Joynes [SEAL.]

[SEAL.]

Teste, J. B. Young Clk.

Filed in the clerk's office of the circuit court of Isle of Wight county the first day of Dec. 1879. This bond was signed & acknowledged by C. B. Hayden & C. M. Joynes admitted to record.

Chapmans' Ex'rs

vs.

E. Bond

Whitby et al's.

Dec. 1st. 1879

Recorded page

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