

1884-018 Chanewy Causes: Henry Hugh Turner vs Payton P. Turner + Thomas R. Lillian

Isle of Wight County

Dec. 10. 1884.

vs. 3 in chancery

Turner & Co. v. John. et al.

Bill of Complaint

Feb. 1884.

Bill &c. filed - Turner, et al.
on Turner & Co. v. John. et al.
and also v. Gilliam.

March 1884. Turner, et al. on
Gilliam & Co. v. Turner, et al.

April 1884. Bill taken
for confessed debt for
hearing.

April Term 1884 -
Removal from record.

and said William for the amt.
 which may be finally adjudged
 to be due to said Complainant
 H. H. Turner. And he prays for
 such other and further relief as
 may be met in Equity or agree-
 able to good Conscience. And
 he will ever pray &c.

Briggs }
 Holland } H. H. Turner
 State of Virginia }
 County of Henrico }
 to wit.

I Meritt Briggs a Notary Public for the
 County aforesaid, in the State of Virginia
 hereby certify that H. H. Turner personally
 appeared before me, in my County aforesaid,
 and made oath that the allegations contained
 in the foregoing bill, which he makes
 of his own knowledge are true, and
 that all other matters therein stated
 he believes to be true
 Given under my hand this 29th day
 of January 1884

Meritt Briggs
 N. P.

And this complainant is advised that said County Court had no authority to make said order, because in so doing the said Court exceeded its jurisdiction and authority, and having so exceeded its authority its act was null & void.

And where your complainant is remediless save in a Court of Equity where such matters are cognisable he prays that said Peyton R. Turner and Thomas Q. William be made parties defendants to this bill and required to answer the same but he hereby waives an answer on oath as provided in and by the Statute recently made, and he prays that an account may be taken before a Master Commissioner of this Court of the doings and transactions of said Peyton R. Turner as guardian of H. Turner as aforesaid. - that said account state how, when and what articles were furnished said ward. - he prays that an execution may be issued against the goods and chattels of said Turner

at said Commissioner's Office and
render an account of his doings
and transactions as guardian
of said, but to appear and
to render an account of his do-
ings and transactions has failed
and refused and still doth
refuse to render any account of
his transactions as guardian
aforesaid - and your complainant
alleges and charges that said
Plyton B. Turner owes this com-
plainant a large sum of money
balance due on said guardi-
an account.

And this complainant, very well
knows that the County Court for
Jols of Wright County at the
term thereof 18 made an order
here with filed marked "H" and ord-
ed to be read as a part of this
bill allowing said Turner to
expend \$500 for the maintenance and
education of his said ward. And
your complainant charges and
alleges that said sum of money
was not expended as authorized
and directed by said order
of said County Court.

account of this complainant in
word, who was at that time an
infant under the age of 21 years
but who is now 27 years old
- that this said sum of money belong-
ed to this complainant and
besides this sum of money the
said Peyton R. Turner by reason
of his being guardian as aforesaid
came into possession of a great deal
of personal property belonging to this
complainant - and this complainant
charges and alleges that said Peyton
R. Turner has never returned to the
Clerk's office of said County or to
to the Commissioner's office of said
County any statement, memorandum
or other writing showing the amount or
the value of any property which had
or might ^{come} into his hands as guardian
of this complainant. - This word
aforesaid - that said Turner has
~~made~~ made no settlement ^{or account} of
his doings and transactions before
the Commissioner of accounts for the
County Court of Dol. of W. right ~~except~~
although he, the said Turner has
been duly summoned to appear

To the Hon. Geo. Blaw judge
of the Circuit Court for Isle of
Wight County in the state of
Virginia;

Your Complainant H. H.
Turner of the County of Isle of Wight
in the state of Virginia, humbly com-
plaining doth represent to your
Honor:

That on or about the 3^d. day of
April 40. Peyton R. Turner quali-
fied as the Guardian of your
complainant in the County Court
of the County of Isle of Wight and
gave a bond with Thomas Q. Gilliam
as Surety in the penalty of \$1000.00
conditioned for the faithful dis-
charge of his duties as Guardi-
an of this complainant all which
will appear by an abstract from
the records in the Clerk's Office of
said County herewith filed mark-
ed exhibit "A" and asked to
be read as a part of this bill
of complaint.

And this complainant avers,
charges and alleges that said
Peyton R. Turner has received the
sum of \$837.09 in cash on

N. H. Turner

2 Seams. to
v. 3 ans. Bill

P. R. Turner et al.

To Feby. Rules 1884.

M. Briggs +
W. D. Holland pay

Executed by delivering
a copy to P. R. Turner
Feb 1st 84

J. L. Loughman
Stff

The Commonwealth of Virginia,

Starwood
TO THE SHERIFF OF ~~ISLE OF WIGHT~~ COUNTY, GREETING

WE COMMAND YOU TO SUMMON

*Peyton B. Turner and
 Thomas Z. Gilliam*

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

said Court, on the first Monday in *February* next to answer *the bill in*

Chancery of H. H. Turner

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 *26th*

day of *January* 188*4*, in the *10th* year of the Commonwealth.

N. P. Young *clerk.*

Not find a copy of the Union Magazine of Dr. Gilliam at
his usual place of abode since his departure on the 14th of
of December 1852. I therefore do vouch by putting a copy
on his front door. *Thy friend* 1854

J. C. Edwards
Sup.

W. H. Sumner

Ohio
St. Louis
St. Louis

J. R. Turner and
D. A. Williams

St. March No. 1854.

M. Briggs &
East. St. Louis

The Commonwealth of Virginia,

TO THE SHERIFF OF ISLE OF WIGHT COUNTY, GREETING

again
WE COMMAND YOU TO SUMMON *Peaton B. Turner*

and Thomas C. Gilliam

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

said Court, on the first Monday in *March* next to answer *the Bill*

in chancery of S. H. Turner

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 *8th*

day of *February* 188*4*, in the *105th* year of the Commonwealth.

N. P. Young

High N. Turner

M. Deere

P. N. Turner

Enter 21 April 1884

Geo. Bend.

Entered #19

Wm. H. Turner

v.
Peyton N. Turner.

It appearing to the satisfaction of the Court that ^{the matter in controversy ~~has~~ is} this cause has been compromised by the parties in interest, it is ordered to be stricken from the docket.

Turner ditto
v. 3rd Mech.

Turner et al.

Exh. A. filed with
Bill.

same, and ordered to be recorded.

Teste, A. P. Springett.

Acq. by

Teste, A. P. Springett.

Know all men by these presents that we
Peyton K. Turner and Thomas Q. Gilliam
are held and firmly bound unto the
Commonwealth of Virginia, in the just and
full sum of One Thousand dollars, to the
payment whereof well and truly to be
made to the said Commonwealth, we bind
ourselves and each of us, our and each of
our heirs, executors and administrators,
jointly and severally, firmly by these presents
sealed with our seals and dated this third
day of April in the year one thousand eight
hundred and eighty two, and in the 106th
year of the Commonwealth.

The Condition of the above obligation is such,
that if the above bound Peyton K. Turner,
who has been chosen by Henry Hugh Turner
as his guardian, & which was approved
by the County Court of Isle of Wight County,
shall faithfully discharge the duties of
his said office or trust, then the above
obligation to be void, or else to remain
in full force and virtue. We hereby waive
the Homestead exemption as to this debt.

Executed in the presence of

A. T. Young clk.

P. K. Turner 

T. Q. Gilliam 

In Isle of Wight County Court, April 3, 1882.

This bond was executed and acknowledged
in open court by the obligors to the

Turner H. H.

v. 3 In clu.

Turner et al.

Exh. H. filed
with Pier.

In the County Court of Isle of Wight County,
the 5th day of June, 1882.

On the motion of Peyton R. Turner, guardian
of Henry Hugh Turner, it is ordered that he
be permitted to expend \$200.⁰⁰ of the principal
of his ward's estate for his support
and education the year, 1882, it appear-
ing to the Court that the income of his
estate is insufficient for such purpose,
and that such expenditure will be judi-
cious and proper.

In the County Court of Isle of Wight
County, the 4th day of December, 1882.

On the motion of Peyton R. Turner, guar-
dian of Henry Hugh Turner, it is ordered
that he be allowed to expend \$500.⁰⁰ of
the principal of his ward's personal
estate towards his support and main-
tenance, it appearing to the Court
that such expenditure will be judicious
and proper.

Copies from the record and pro-
ceedings of Court.
Teste,

J. S. Gray, Clerk