

1885-017 Chancery Causes: William A. Smith & ux vs Walter L. Turner & d, by & c

Isle of Wight County

other surnames, Bourne,
Goodrich, Birdsong,

Smith's wife

no 3 In ch.

T. man 1885

Bill.

Filed apl. term. 1882

+ de em for ad of timber

Oct. Term 1885-

Apr. conveyed +

removed from Locke

of it is enough for that purpose
to add it right by the order of court and give it the same title
in his consideration about and forasmuch as your order and matters are
now being in the process of law by and of a court of chancery where the
title of the suit is clear and properly, expressible your order and
matters being that the said Walter L. Turner, John Turner, Walter L.
Turner, Frederick V. Turner and Clarence D. Turner be and are parties
defendant to the bill, that a proper question is to be made by the
court to defend their interests in the suit and that they be the
proper parties to the bill according to the law of the case. The court
has now before it a bill which is not being as yet filed and is not
in of the fact as yet. If this bill is now again repeated and
the court defendants should be properly interrogated, that the court
has the bill and that in case of the present as now being a bill
that a suitable bill be used the attorney in this case for his own use
be explained in the papers of the case he has been that a proper
bill may be used in that suit where the court may give it to be
the affidavit your order and matters as the nature of the case may
require or to equally shall be in that
that your order and matters will be in force

Wm. H. Williams

To the Honorable George B. Jones Judge of the Circuit Court of the County of Loudoun

Respectfully, and humbly, I beg to inform you that your Honor was informed by the said William L. Smith and Mary Smith who was by her own free hand, as her next friend that on January 1st 1861 a deed of gift was made by the said wife of a tract of land in the County of Loudoun State of Virginia and bearing the said William L. Smith and Mary, Turner his widow and five children to wit William L. Turner, Jack Turner, Martha E. Turner, Frederick K. Turner and Elmer A. Turner all of whom are infants under the age of twenty one years, her only heirs at law; that afterwards the said Mary Turner who married with the said William L. Smith and by a decree of your Honorable court removed in a suit then pending therein styled Boone vs Boone & als down was assigned her in the said land.

That on the portion of the said land so assigned to her are situated the mansion houses and all the out houses belonging to said farm that the said houses included by the mansion houses are very much in need of repairs ^{and painting} and there is no timber on the said land suitable for that purpose. There is however on the said down tract a lot of timber hereto which it is unfit for plant or other lumber and will now fetch a good price of wood for fire and other uses and also will be that the said timber is worth about \$2000 and is to be sold from the said farm. That the said children have no income except what is derived from the rent of their land amounting to the sum of \$100 - which is insufficient for their support, maintenance and education and the said infants have no guardian.

Your Honor and others are informed and so charge that no person for help of the said land they have the right to cut the timber on the said land and use it in repairs of the houses but they have no right

London 1844

vs  In ch.

 London 1844

London 1844

Feb. 20th 1844

John H. Newman

The joint and several answers of William L. Turner, John P.
L. Turner, Frederick K. Turner and Rebecca A. Turner upon the
the age of twenty, was given by, N. P. Young, whose name was not in
turn appeared to defend their interest in this suit is a bill exhibited
against them in the Circuit Court of the District of Columbia by William
A. Smith and Henry his wife the said Henry was the owner by her said
husband when they first

These defendants answering to their names all sought of exemption to the
said bill of complaint for that reason stating that they are
of too tender years to have any knowledge of the matters and things
alleged in the said bill and to hold themselves to the reasonable
extent for their conduct in the premises. And Henry answered
saying he was to be charged for with their reasonable acts in this but not
expressed in the bill with respect to

N. P. Young, Jr.
att'n

With me. At 12 noon I departed and after being duly
 sworn that he is well acquainted with the facts of the case of
 James A. Turner, that both he and Adams & Goodrich have been
 there, that he has heard the testimony of Alex and O. G. Goodrich
 and he fully believes them.

Wm H ^{and} R. Adams
 Clerk

Given to and Subscribed before this 17th day of April 1882
 L. M. Williamson Clerk

to make for funds

As

James A. Turner

Adams & Goodrich

True, sub. co. 1882

From Mr. W. B.

to

Supper & also

Receipts --

20th April 1884
Received of Mr. W. B.
the sum of £10.00

W. A. Smith

~~\$5.01~~

1883

Mar.

7

Mr. W. A. Smith
To Bergen & Loren

30.34 To Sawing 1002 ft. lumber \$5 01

OK

W. A. Smith

De
Parker
Loren

Wm. L. Atkinson Comr

1882 To Chalmers & Chapman

Aug 29 To 3 Kegs. nails # 10 = 4.50
8 = 4.75
6 = 5.00

14.25

Rec'd pay't

Chalmers & Chapman

Sept 20/82

Good of Key's & Company
Mr. H. A. Smith SMITHFIELD, VA., *20 Sept* 1882

→ **To WOMBLE & CHAPMAN** ←
GENERAL COMMISSION MERCHANTS,
SMITHFIELD HAMS A SPECIALTY.

1881

Aug. 31. Per *Good of Key's & Company*, freight
furnished *Wasmuth* \$1.00

Paid
Womble & Chapman

All Job Printing Cash on Delivery.

BILLS FOR ADVERTISING

DUE AFTER
FIRST INSERTION.

SMITHFIELD, VA. June 29th 1882

Mr. Geo. R. Atkinson.

To THE SMITHFIELD NEWS Dr.

To 50 boxes, Smith and wife

vs. Turner and others.

\$1.00

Paid

Phillips & Carter

Mr. W. A. Smith
To Bergen & Wern

Dr.

Aug.	30	To 66 3 ft. lumber	\$12.	7 56
"	31	" 60 " " "	\$12.00	72
		Paid by		<u>\$ 8 68</u>
		Judge Geo. R. Atkinson Com ^d		
		Bergen & Wern		

Sept 5th 1882

George R Atkinson Comptroller
to W^A Smith Dr

To amount Paid Abraham
Jones fore 4 1/2 Days work @ ¹⁷⁵ 7.87 1/2
and Son 4 1/2 — — @ ^{62 1/2} 2.81

Borde fore Jones & Son 5 Days 4.50

hauling 8000 Shingles 6.00

for Loads of Lumber 1.50

twenty two dollars & 30c \$22.68

Recd Payment

W^A Smith

Smith Wm A. surp

(Atkinson to pay)

\$3.53

pd 9, 5, 82,

C. A. Hart Fr.

Read May 30 1883 of Mrs R. Williams. Amount in
out of Smith's book as I have said I pay her ⁹⁹/₁₀₀
Dollars for labor and materials on Turner Farm

W. A. Smith



No.

Smithfield, Va.

188

Farmers and Merchants' Savings Bank,

Pay to the order of

100 *Dollars.*



\$



Mr Geo B. Atkinson
Will Please Pay
the Within Bill
W. A. Smith

M^r *W. H. Smith*

Smithfield, Isle of Wight Co., Va.

Apr 21

188*3*

Bought of J. L. UNDERWOOD,

— DEALER IN —

**Lumber of All Kinds, Scroll Work,
Balusters, Flooring and Ceiling,**

 WHICH LATTER ARE SPECIALTIES

<i>20</i>	<i>38</i>	<i>Fence Laps</i>	<i>0.25</i>	<i>9.50</i>	
<i>"</i>	<i>30</i>	<i>Balusters</i>	<i>0.10</i>	<i>3.00</i>	
<i>"</i>	<i>6</i>	<i>Buckets</i>	<i>0.20</i>	<i>1.20</i>	
<i>4</i>	<i>1</i>	<i>Rail</i>		<i>.15</i>	
<i>"</i>	<i>40 ft</i>	<i> moulding</i>	<i>0.1</i>	<i>.40</i>	
<i>Pair J. L. Underwood</i>				<i>14.25</i>	

W. A. Smith



No. _____ Smithfield, Va. Nov 16 1882

Farmers *and* Merchants' Savings Bank,

Pay to the order of W A Grant for work on house of
The Turner children
Twenty five _____ 100 **Dollars.**



\$ _____

W. MANN, PRINTER PHILADA.

Chas P Arkum Secy
in Smith on 11th



Decr 9th/82. Recd of Geo R. Thurston
comr in suit of Smith wife & Turner
Three Hundreds & Seventy Dollars
& Ninety Nine cents. For cutting
wood sold in said suit.

R. A. Dwyer

Att'y for D. W. Thurston

Mr Geo R Atkinson

Please Pay^{it} to
The Northern Bell
W. H. Smith

Bengough & Co

Mr. W^m A. Smith
To Bergen & Wrenn

1883

Feb.

27

To Sawing

18 49

ft. of lumber

\$5.00

Mar.

5

" "

19 77

" " "

Dr.

9 23

9 89

\$19 12

Mr Wm A Smith

To Wm E Jones

Nov 1882 To 26 days work 1.50

Decr 3rd Cr by Cash \$25.50

due

Dr

\$39.00

25.50

\$14.00

Recd Payment in full
Decr 7 82

W E Jones

Smithfield Va Dec 7th 1852
Geo R Atkinson Comishner
to W A Smith & Co

to haul 3351 feet of
Lumber @ 2^{cts} 1st thousand
\$ 6.70

to bark land for Lock 60
hauling 2000 shingles 2.00
to Board of W & Jones

26 Dec 50 5005 1300
\$ 22.30

Recd Payment
W A Smith

22 80
34
35-95
96.50

Mr. W. St. Smith

\$35.25-

Mr. W. A. Smith
To Bergen & Wren

1882

Dr.

Nov.	13	To 69 ft. lumber	2 12		85
"	"	" 250 "	" 14		3 50
"	21	" 253 "	" 12		3 04
"	22	" 308 "	" "		3 70
Nov.	30	" 1904 "	" "		17 14
Dec	2	" 587 "	" 12		7 04
					<u>35 25</u>

OK W. A. Smith

Recd. paymt of Geo. R. & Thirion Comrs
Bergen & Wren

W. A. Smith

\$8.79

Mr. ~~Wm~~ J. Smith
To Bergen + Town

Dr.

1882

Oct. 16 To 457 ft. lumber \$12.00
" 23 " 276 " " "

5 48

3 31

\$ 8 79

Paid by Geo. R. Atkinson Comr.
Bergen + Town

Sam & wife
vs

James Kals

Common Pleas Court
of

Sale and Payments

Filed Dec. 5th 1888 -

Oct. Term 1888 -
Confirmed by Court

=

The undersigned commissioners appointed by decree of the Supreme Court of the State of Michigan at the April Term 1882 in the suit in chancery depending therein styled Saml. and wife against Turner and others to sell the wood upon the dower land of Mary E. Smith who was formerly Mary E. Turner and after paying the costs of suit repairs the buildings and enclosures around the house with the proceedings mentioned reports to court that he sold the said wood and expended the proceeds in the said repairs as shown in the following statement to wit

Dec. 1882	16	Received from sales of 376 1/6 cords wood at \$2.15	808 82	
		To commissions on Sales	49 51	
		" Fee in suit ³⁵⁰ Deposition ^{2.50} Black's Justice ³⁵³	36 03	
	20	" paid Wm. H. Chapman Shingles	81	
	1	" " Chapman Chapman Nails	14 25	
	22	" " for labor	22 68	
		" " for Timber	8 68	
		" " for advertising sale	1 00	
Nov 6		" " for Timber	8 79	
Nov 7		" " " Do	35 25	
		" " " labor	22 30	
	9	" " " Do	39 00	
	9	" " " lumber wood	370 99	
Nov 17		" " " Labor	25 00	
	21	" " " Timber	19 12	
Nov 14		" " " Do	3 01	
	16	" " " Labor	25 00	
Nov 1		" " " Timber	14 25	
	8	" " " Labor	19 00	
	30	" " " Do	12 86	
			808 82	808 82

The vouchers for said payments are on file with the undersigned all of which is correct, submitted

Wm. H. Chapman

repair the buildings and enclosures around the
houses in the proceedings mentioned, and
make report to Court of his proceedings under
this decree.

But before the said Geo. R. Atkinson shall
proceed to execute this decree, he shall execute
before the Clerk of this Court, a bond with
sufficient security, in a penalty of \$600 -
payable to the Commonwealth of Virginia,
with a waiver of the homestead exemption,
conditioned for the faithful performance
of this or any future decree herein -

att. for tax \$16.00 A copy.

Chk. fee -	3.50
Com. for depn.	2.50
A.C. Goddard att.	.50
W.H. Birdsong	.50
<u>Costs</u>	<u>\$23.50</u>

Teste, N.D. Young clk.

Smith wife
vs J. B. Conway
Turner sale

Decree for sale

Case to be
called for

In the Circuit Court of Sale of Wright County
April Term, 1882.

William A. Smith and Mary his wife,
who sues by the said William A. Smith her
next friend — Plaintiffs—
against

Walter L. Turner, Jas. N. Turner, Martha E. Turner,
Frederick H. Turner and Clarence A. Turner,
infants under the age of 21 years, by N. P. Young,
their guardian ad litem. Defendants.

This cause, this day docketed by
consent of parties, came on this day to be heard
by like consent, on the bill and answer of the
infant defendants by N. P. Young their guardian
ad litem, appointed by the Court to defend
their interests in this cause, and general appli-
cation thereto, and on the depositions of
witnesses read, and was argued by Counsel.
On consideration whereof the Court doth a.,
o., & d., that Geo. R. Atkinson, who is hereby
appointed special Commissioner for the
purpose, do sell either publicly or privately
as he may deem best, for cash, the wood
upon the dower-land of the said Mary
E. Turner and with the proceeds of said sale,
or so much thereof as may be necessary, he
shall, after paying the costs of this suit,

Samuel & wife

No

Turner sale

Deer
April Term
1882

To be entered

Geo. Blount

Entered 15

William A Smith and Mary his wife who does by
the said William A Smith her next friend Plaintiffs
against

Walter F Jones, Jack Jones Martha E Jones Frederick K
Jones and Clarence A Jones infants under the age of 21
years by W P Young their guardian as below Defendants

This day docketed by court of people in like cases
This cause, came on this day to be heard in the hall this court
of the infant defendants by W P Young their guardian as
below appointed by the court to defend their interests in this
cause, and in the depositions of witnesses and was argued by
counsel On behalf of the said court doth read that
~~Walter F Jones~~ ^{Geo R. Williams} who is hereby appointed special guardian
for the purpose do sell either publicly or privately as he may
deem best for cash the wood upon the down land of the said
Mary E Jones and with the proceeds of said sale he shall ^{or so much thereof as may be necessary} repair
the buildings and enclosures around the houses on the premises
mentioned and make report to court of his proceedings under
this decree

But before the said ~~Walter F Jones~~ ^{Geo R. Williams} shall proceed to execute
this decree he shall execute before the clerk of this court a bond with
sufficient security in a penalty of \$600 payable to the common
wealth of Virginia with a power of the household exemption can
attested for the faithful performance of this or any future decree
herein

Smith & wife

vs

Turner & others

Decease

October Term 1885

To be returned

Geo. B. Howard
—

Entered do 4

John M. and wife

vs

vs

James M. and wife

Defendants

This cause came on this day to be again heard on the papers formerly read and on the report of Commissioner C. T. Kinson under decree heren of April Term 1882 and was argued by counsel. On consideration whereof the court doth confirm the said report to which no exceptions are filed and it appearing, that there is nothing further to be done hereon it is ordered that this cause be removed from the docket.