

1892-022 Chancery Causes: N. P. Young, genl of Thomas H. Carroll vs Thomas H. Carroll, by & c,
Isle of Wight County A. W. Carroll & John W. Todd & c

Plat in oversize Box 3

other surnames: Randolph,
Turner, Stallings

Carroll's gold.
vs. 3 In ch.
Carroll et als.

Complaints Bill.

Sept Rules 1881.

Bill &c. filed - Sum. exp. &
de. minor. adult defts. Gov.
ad litem app. the inf. deft. &
his ans. filed - also the ans.
of said inf. who is over 14
years of age, Sept 1.

Acto. Rules 1881 Bill taken
for conf. - as to adult def.
and answer set for hearing.

October ct. 1881.

Decree for sale

11

Apr. ct. 1884 -

Decree to deliver the
bond to T. H. Carroll

11

his services herein, as attorney for all parties, may be paid out of the proceeds of sale; and that such other further and general relief may be afforded your Complainant as the nature of his case may require or to equity shall seem meet.

And your Complainant will ever pray &c.

Signed.

N. P. Young gov. of
J. H. Cornell

Isle of Wight County Roll It;

J. C. B. Hayden a Commissioner in Chancery for
the County Court for the County afore-
said in the State of Virginia, do certify
that N. P. Young whose name is signed
to the above Bill in Chancery, personally
appeared before me in my said
County, and made oath to the truth
of the statements contained in said
Bill.

Given under my hand this 7th
day of September AD 1881.

C. B. Hayden Com in
Chancery in County Court
of Isle of Wight County

hood. That the said word is
1 19 - years of age and if he were to die
2 his heirs at law would be his brother
3 A. W. Carroll and his sister Evaallin
4 — Rodd, formerly Carroll wife of
5 John W. Rodd.

6 That your Complainant is informed
7 that as Guardian aforesaid, he has the
8 right under the 2nd Section of Chapter 124
9 of the Code of 1873, to file a Bill in
10 Equity in this Court for the sale of said
11 land.

12 In tender consideration whereof
13 and for as much as your Complainant
14 is without remedy at law and can
15 only be relieved by aid of this honor-
16 able Court of Chancery where matters
17 of this sort are cognizable; to this
18 end your Complainant prays that
19 the said Thomas H. Carroll, by some
20 one appointed his Guardian ad-
21 litem, to defend his interest in
22 this suit, A. W. Carroll, John W. Rodd
23 and Evaallin — Rodd his wife may
24 be made parties defendant to this
25 suit, and be required to answer the
26 same; that a sale of said land of
27 Thomas H. Carroll may be decreed
28 by this honorable Court on such terms
29 as to the Court may seem meet and that
30 the costs of this suit, inclusive of a rea-
31 sonable attorneys fee to C. T. Hayden

"C."

1 That your Complainant said word
2 is entitled in fee simple to a tract
3 of land of which his father the said
4 George W. Carroll, died seized and
5 possessed in the county of Isle of Wight
6 containing by estimation 192 Acres
7 be the same more or less, described
8 as set forth in the certified abstract
9 from the report of the Commissioner
10 for Partition in the suit of Carroll
11 ~~George W.~~ Carroll et al allotting the said
12 land to the said word marked "C."
13 herewith filed and prayed to be Taken
14 as a part of This Bill.

14 That your Complainant thinks that
15 the interest of his said word would
16 be promoted by the sale of said
17 land, because the said land is chief
18 ly valuable for its timber, which tim-
19 ber has attained its maximum value
20 from its age and condition and any
21 delay in cutting it would dimin-
22 ish its value; that said land is
23 not situated near any navigable
24 stream or public rail road, but
25 that there are now Steam Lumber
26 Mills, located in its vicinity which
27 has created a temporary local
28 market for lumber, which market
29 will be lost by the removal of the
30 Mills, consequent upon the exhaus-
31 tion of the timber in their neighbor

To the Honorable George T. Blow Judge of
the Circuit Court of Law and Chancery for
the County of Isle of Wight in Chancery
sitting:

Your Complainant N. O. Young
Guardian of Thomas W. Carroll a minor
and infant orphan of George W. Carroll
deceased over fourteen years of age
humbly complaining sheweth to the
Court that on the 20th day of October
1880, your Complainant was appointed
by the County Court of said County Guar-
dian of said Thomas W. Carroll and
entered into a guardian's bond in
a penalty of \$8,000. 00 with sufficient
security, conditioned according to law.
Certified copies of said appointment
and of said bond marked respective-
ly "A" & "B" are herewith filed and pray-
ed to be taken as parts of this Bill.

That as such Guardian there has
come to your Complainant's possession
the following personal property be-
longing to his said ward, to wit;

Virginia Coupon (Consol.) Bonds of the
face value of \$5,600. 00 Five Thousand
and Six Hundred Dollars;

West Virginia Certificate for

His interest in the proceeds of sale
of the "Horne Place" valued at some
\$2,000. 00 Two Thousand Dollars

"A" & "B"

Carrolls' gdw.
vs. $\frac{3}{3}$ In chq.
Carroll et als.

Ans. corr. of guardian
ad litem.

Filed Sept. Rules 1881.

To the Honorable George B. Blow Judge of
the Circuit Court of Isle of Wight County:

The Answer of Thomas H. Carroll
infant orphan of George W. Carroll
deceased by Wm. A. Edwards his
Guardian ad litem to the Bill of
Complaint in said Court exhibited
by R. P. Young his Guardian against
him and others:

This Defendant answering says
that he is an infant under twenty
one year of age, and submits his
interest in the premises to the pro-
tection of this honorable Court, and
having answered prayer hence to
be dismissed, with his costs in this
behalf most unreasonably expended
and he will ever pray &c.

W. A. Edwards

Gov. ad litem

Carroll's gdw.
 vs. 3 In chd.
 Carroll et al.

Answer of infant def.
 Thos. H. Carroll who
 is now fourteen years
 of age.
 Sept. Rules 1881. Filed

Isle of Wight County, Roll 14.
 I C. B. Hayden a Commissioner in Chancery
 for the county court for the county afore-
 said in the state of Virginia do certify
 that Thomas H. Carroll whose name
 is signed to the above ^{Answer} Bill in Chancery,
 personally appeared before me in my
 said county, and made oath to the
 truth of the statements contained in
 said Bill Answer.

Given under my hand this 7th
 day of September, 1881.

C. B. Hayden
 Comm -

To the Honorable George T. Blow Judge
of the Circuit Court of Isle of Wight County,

The Answer of Thomas H. Carroll
infant orphan of George W. Carroll, in
his own proper person to the Bill of
Complaint in said Court exhibited by
N. O. Young his Guardian against him
and others:

This Defendant answering
says that he is an infant orphan of
George W. Carroll deceased over four-
teen years of age & wit of the age of
18 years and over.

That this Defendant believes that
the sale of the tract of land owned by
him in his said Guardians Bill
mentioned will be for the interest
of this Defendant, and he writes
in the prayer of said Bill for the
same, and having answered prayer
hence to be dismissed with his cost
in this behalf most unreasonably
expended and he will ever pray &c

Thomas H. Carroll

Carroll T. H. Esq

to. } Sum. in
} Aug.

Carroll T. H. & also.

To Sept. Rules, 1881.

Hayden Esq.

✓
Executed by delivery
to the within named
T. H. Carroll John W.
Richardson
Ladd & Connors
Ladd a true copy
of the within Rules
Sept 2/81

L. B. Edwards

Shff

The Commonwealth of Virginia,

TO THE SHERIFF OF THE COUNTY OF ISLE OF WIGHT, GREETING;

We Command You, TO SUMMON *Thomas H. Carroll* infant
orphan of George W. Carroll and over fourteen years of
age; A. W. Carroll, John W. Todd & Carroll his wife

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

said Court, on the first Monday in *September* next to answer *the Bill in*
chancery of N. P. Young, Guardian of the
estate of Thomas
H. Carroll

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 *August* 188*1*, in the *106th* year of the Commonwealth.

N. P. Young

Official Copy

Executed by delivery
to the within named
R. A. Randolph
A. R. Green Jas.
W. Stalling and
R. C. Carroll each
a true copy of the
within summons
Sept 21/81

L. B. Corbin
Shy

The Commonwealth of Virginia, 1881

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

We command you that you summon R. H. Randolph, R. R. Turner, James W. Stallings and R. E. Carroll to appear at the office of C. B. Hayden, in the town of Smithfield.

in the County of Isle of Wight, on the First day of October 1881, before R. S. Thomas, a Notary Public for the County aforesaid

to testify and the truth to speak on behalf of R. P. Young, son of Thomas H. Carroll

in a matter of controversy pending in the Circuit Court for the County of Isle of Wight between the said R. P. Young, son of Thomas H. Carroll,

Plaintiff — and R. W. Carroll, John W. Dodd & Emmaline Dodd his wife, W. A. Edwards, son and heir of Thomas H. Carroll and Thomas H. Carroll,

Defendant 2, And have then there this writ.

Given under my hand this 21st day of Sept 1881.

Signed

R. S. Thomas

N. Public

Carroll's grant
vs. } Chas.

Carroll et al.

Questions agreed upon by
gen. ad litem to be asked
witnesses.

I, William A. Edwards Guardian ad.
litem of Thos. H. Carroll, in the suit of
N. O. Young, Exor, vs Thos. H. Carroll & al.
pending in the Circuit Court of Isle of
Wight County, do hereby agree that the
following questions may be asked the
witnesses whose Depositions are taken,
to be read in said suit, it not being
convenient for me to be present at the
taking of the same:

1st What is your age, occupation, pre-
sent & former residence?

2nd Are you acquainted with the land
owned by the Defendant Thos. H. Carroll
in the county of Isle of Wight, the sub-
ject of this suit; if yea, what are
& have been your opportunities for
such acquaintance?

3rd What is your opinion as to the sale
of said land in reference to the in-
terest of said ward, & whether or not
in your opinion his interest would
be promoted by the sale of said land
and your reason for such opinion?

4th Say whether or not in your opinion
the timber on said land would
increase or diminish in value from
delaying the sale?

5th Are there now any Steam Saw Mills
in the vicinity of said land; is
their location permanent or tempo-
rary. Signed

Sep 23rd 1881.

W. A. Edwards
God. adlitem

W. A. Edwards on
Name and Title of
Thos H Carroll
Deft

Executed by delivery
to the within named
A Carroll pro. v.
Todd Gerardin Todd,
his wife R. H. Randolph
R. B. Turner Jas. W.
Stallings and R. C.
Carroll each a
true copy of the
within writ Sept
21st - 1887.

L. D. Edwards
— Shff

Service of the
within acknow-
ledged—

W. A. Edwards
954 addition

To A. W. Carroll, Jno. W. Rodd & Everallin Rodd
his wife, W. A. Edwards, Exors ad litem of Thos. H. Carroll

Take notice that I shall on the First day of October 1881, next, at
the office of C. B. Hayden in the town
of Smithfield between the hours of 8 a. m. and 6 p. m. of that day, proceed
to take the Depositions of R. H. Randolph, R. R. Turner, James
W. Stallings & R. E. Carroll and others, to be read as evidence in my behalf, in a certain suit
in chancery, depending in the Circuit Court of Isle of Wight
County, wherein I as Guardian of Thomas H. Carroll
am are plaintiff, and you
are defendants; and if from any cause the taking of the
said Depositions be not commenced on that day, or if commenced be not concluded on that
day, the taking of the same will be adjourned and continued from day to day or from
time to time, at the same place and between the same hours, until the same shall be com-
pleted.

To the Sheriff of
County to execute.

Respectfully. N. O. Young, Son
of Thos. H. Carroll.
by C. B. Hayden his
Stry

I N P Young Clerk of the County
Court of Isle of Wight Co. Certify that
there is assessed on the Land
Book of said County to Thomas
H. Carroll 192 Acres of Land at
the value of \$ 714 ⁵⁰/₁₀₀, that being
all the land charged to him.
Given under my hand this 1st day
of Decr. 1881.

N. P. Young Clerk

1881

Statement A

Dec	8	To paid Printer	1 25
"	16	Taxed Atty. fee writ tax --	31 50
"		Commissions on \$300.00 at 5 per cent	15 00
"		\$1805.00 2 per cent	36 10
"		R S Thomas & P. paid R. S. Thomas	5 00
"		N P Jones Clerk's fees	5 81
"		R E Canoll Witness P D R. E. Canoll	50
"		R R Turner	50
"		R H Randolph - Paid R. H. Randolph	50
"		J W Stallins	50
"		L B Edwards - Shff. fees D B Edwards paid	4 30
Dec	17	By Amt of Cash Payment from R R Turner as of Dec 3/81.	

100 96
 \$100 96 \$100 96

C. B. HAYDEN,

PRACTICING IN

Isle of Wight, Nansemond,
Surry and Southampton Counties;
and U. S. District Court,
Norfolk.

ATTORNEY AT LAW,

Smithfield, Isle of Wight County, Va.

Nov 8 1881.

Mr C B Hayden

I will give
you \$1000 for the Carroll
tract of land for
or return

RR turn

Recd for the Carroll Land
\$205 ~~40~~

Two thousand & fifty five Dollars
Dec. 4/84 C. B. Turner,

Statement B.

1	Cash Payment	\$100 - 96
2	1 st Bond	1 002 - 02
3	2 nd Bond	1 002 - 02
4		<u>21 05 - 00</u>

5 The said cash payment of \$100.96, was applied in payment
 6 of the costs of suit + sale as per Statement A. herewith
 7 annexed. The said Bonds + the receipts of the parties
 8 for said payments are herewith filed.

9 All of which is respectfully submitted.

10 January 2nd 1882

Signed C. B. Hayden
 Commissioner

13 Received, May 5th 1884, of A. J. Young,
 14 clerk of the circuit court of Isle of Wight County,
 15 the two bonds of R. R. Turner + R. H. Randolph
 16 for \$1002⁵⁰ each mentioned in the above
 17 report, and which were delivered to me
 18 by decree of said court made in this case
 19 at the April term 1884.

T. H. Carroll

To the Hon George Blow Judge of the circuit court of
Isle of Wight County.

The undersigned special commis-
sioner of sale under the annexed decree of said court of
October term 1881 in the suit of N P Young guardian of
Thomas H Carroll vs Carroll et als, respectfully reports to
the court that pursuant to said decree he advertised the
^{in said decree mentioned} said land for sale at public auction at Isle of Wight
Court House on December the 5th 1881 being court day,
by posting printed notices of the time place & terms of
sale at the said court house door, & at other public
places in said county, on the previous November court
day, & also at the same time offered the said land for
sale privately as per advertisement herewith filed &
until & inclusive of saturday the third of December 1881.
That R B Turner made a private bid on the said last
named day of \$2105-00, which being the highest bid made
was accepted the other bids having been the bid of Dr N D
Turner for \$1110-00, & of C B Turner for \$2055-00, which
bids are herewith filed. The said bid for \$2105-00-
was accepted because the appraised value of said tract
of land is only \$714-00 as appears by the certificate of
the Clerk of ^{the} county aforesaid herewith filed.

The said R B Turner complied with the terms of
sale by a cash payment of \$100-96 & the execution of two
bonds for \$1002-02 each, payable respectively one & two
years from the said day of sale, (December 3rd 1881) with
R B Randolph as his surety with interest from said
date, & with waiver of homestead; which cash payment
& bonds make up the amount bid for said land as per
statement B below

Over

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James W. Stallings being duly sworn on the
Holy Evangelist of Almighty God deposit and
said as follows in answer to the several questions
hereto annexed and subscribed by said W. A. Ed-
wards, guardian ad litem as aforesaid.
Answer to 1st Question.

Carroll's books

by Dr. Chas.

Carroll et al.

Depositions

Oct. 3rd 1881

Carroll to hand under
seal and filed

Teste, J. P. Young et al.

1 for ~~sanitary~~ purposes. And further that
2 deponent said not.

3 R. C. Carroll,
4

5 S.

6 I. R. S. Thomas, a notary public for
7 the county of Lee & Wright in the State of
8 Virginia do certify that the foregoing depositions
9 were duly taken, sworn to and sub-
10 scribed before me at the times and places
11 mentioned therein. Given under my
12 hand this 1st day of October A. D. 1886.

13 R. S. Thomas

14 Not. Public

15 Fee Five Dollars
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1 Not.

2 James. W. S. Tammings

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4 R. R. Carsoe being duly sworn in the Holy
5 Evangelist of Hingham, has deposited and sent
6 as follows in answer to the several questions hereto
7 annexed agreed upon by said W. A. Edwards,
8 grand juror ad litem as aforesaid.

9 Answer to 1st Question.

10 I am fifty three years old, am a Tailor,
11 live now in Smithfield, but ^{have} lived in the
12 immediate vicinity ^{of the land in question} at different times for
13 about ten years, & for twenty years lived in
14 two miles of it.

15 Answer to the 2nd Question.

16 I am ^{well} acquainted with the land in
17 question and have resided as above stated
18 for a long time near it & see it now
19 frequently.

20 Answer to Question 3rd

21 I think it for the interest
22 of the ward to sell the land now because
23 there are mills in the neighborhood that
24 want it, & then mills are temporary &
25 will move if they cant get timber to cut.
26 This timber has been burnt two or three
27 times by fire, and the unburnt timber
28 having reached its maturity will deteriorate
29 and ^{the timber tract} will sell for more now than at any
30 future time because the land is chiefly
31 valuable for its timber being of such value

1 James W. Scattings being duly sworn as
2 The Holy Evangelist of Almighty God deposed
3 and says in answer to the several questions
4 hereto annexed agreed upon by said A. W. Edwards
5 guardian ad litem as follows
6 Answer to 1st Question.

7 I am 33 years old, am a farmer
8 & live in this county, only two miles from the
9 land in question

10 Answer to the 2^d Question.

11 I am acquainted with the land
12 frequently go around it, & have occasion-
13 ally been through it. I have ~~been~~ so in
14 going to a farm I own adjacent to it.

15 Answer to the 3^d Question

16 I think it is to the interest of the
17 ward for the land to be sold now, because
18 there is a mill adjacent to it now, & there
19 is a tram road running through the land
20 that goes to two more mills and there
21 are only temporary & if they move there
22 is not enough lumber in the land or ad-
23 joining it to justify the placing of a mill
24 there. The land is poor, & valueless for
25 farming purposes. What was cleared is
26 grown up & the ditches have filled up.

27 Answer to the 4th Question.

28 In my I can not say whether or not
29 the lumber will increase or decrease in value
30 because I have not been through the forest-
31 parts. And further this respondent swears

1 larger the sale is defined the greater the dam-
2-age to the trees & the less their value.
3 The part not injured by fire is, in the
4 main at its prime & will decay, and
5 should another fire occur the whole will
6 be ruined. The first fire was said to
7 have occurred by the hunters at night;
8 & it is a favorite hunting ground for
9 foxes, muskrats and coons.

10 Answer to 4th Question.

11 I can not better answer the
12 question than I have done in answer to
13 the 3rd Question.

14 Answer to Question 5th.

15 There is a saw-mill located
16 right at the timber, and a tram-road
17 running through the land to two other
18 mills by which it can be conveyed to the
19 mills. These mills are all temporary,
20 and the one right by the mill will be moved
21 in 6 months. If these mills are moved
22 the timber will not bring half as much
23 as ^{it will if} sold now because there is not timber
24 in the neighborhood sufficient to justify
25 a mill there. James River is the only
26 navigable stream accessible and that is
27 about 6 miles distant and this is too
28 far ^{for the wood} to be moved ^{economically} with wagons & carts.
29 And for this reason it can not.

30 B. R. Turner
31

1 miles are all temporary & when they move there
2 is not enough ^{or on any other in the neighborhood} lumber in that land to attract another
3 And further this department saith not.

4 R. H. Randol sh.

6 R. R. Turner being duly sworn in the Holy Evangelists
7 of Almighty God deposes and saith as follows in an-
8 swer to the several questions hereto annexed & subscribed
9 by said W. A. Edwards, guardian ad litem as aforesaid.
10 Answer to 1st Question.

11 I am 43 years old, ^a farmer
12 and lumber merchant and live in the
13 county of Lee of which and about 4 miles
14 from the land in question.

15 Answer to the 2nd Question.

16 I am acquainted with this land
17 I have had occasion to go over it several
18 times to examine the timber, was one of
19 the commissioners who partitioned the
20 land, and allotted it then as H. Barnall
21 his part, and keep near a portion of it
22 nearly every day.

23 Answer to the 3rd Question.

24 I think the interests of the ward require
25 a sale because it will bring more money now
26 than at any time in the future. The timber
27 is depreciating in value every year because
28 at least 1/3 of the timber & that the best, was
29 killed by fire in the past four years. Only
30 a portion of this can now be saved because
31 it is already injured by worms & decay & the

1st

Answer to Question first

1 I am 69 years old a farmer, and live
2 on my farm in the county of Isch of Wright - some
3 $3\frac{1}{2}$ or 4 miles from the farm of Thomas H. Carr
4 over & have lived there for twenty years

2 Answer to 2^d Question

6 I am acquainted with the said land
7 I live near to it, I have purchased it
8 at least twice, I have been out many
9 times besides. I was also one of the commissioners
10 who partitioned the land of Geo. W.
11 Carroll and assigned it to the ward.

12 Answer to 3^d Question.

13 The land is chiefly valuable for its tim-
14 ber, there is not much open land on it, & this
15 is ^{flat &} of crawfishy. The timber is better now for sale
16 than of ^{the sale} it was delayed. There

17 Answer to the 4th Question.

18 It would diminish
19 in value if the sale of the timber was delayed
20 because a year or so ago ^{and before} it was swept by fire
21 and a great many of the valuable timber trees were
22 burnt - and they can now be sold and conver-
23 ted into timber, and if the sale is delayed awhile
24 they can not be sold because they will become
25 injured by decay. The timber has also reached
26 its prime condition & will now decline in val-
27 ue.

28 Answer to the 5th Question.

29 There ~~are~~ ^{is} now ^{saw-mill} in the immedi-
30 ate vicinity, and it is accessible by branch-rail
31 that runs through the land & two more. These

1 The Depositions of A. H. Randolph, A. A.
2 Turner, J. W. Stallings and A. E.
3 Carroll and others, taken before
4 me, A. S. Thomas, a Notary Public, for
5 the county of Isle of Wight, pursuant
6 to notice hereto annexed, at the office
7 of C. B. Hayden in the town of Smith-
8 field, in the county aforesaid, on the
9 12th day of October 1881, between the hours
10 of 8 Am. and 6 Pm., to be read in behalf
11 of R. O. Young Guardian of Thomas
12 H. Carroll, in a certain suit in chan-
13 cery depending in the Circuit Court
14 for the county of Isle of Wight, where-
15 in said R. O. Young as Guardian a-
16 foresaid is Plaintiff and W. A. Car-
17 roll, J. W. Todd, and Everallin Todd
18 his wife and Thomas H. Carroll infant
19 orphan of George W. Carroll deceased
20 by W. A. Edwards his Guardian ad
litem, are Defendants.

21 Present, C. B. Hayden counsel for
22 Plaintiff R.

23 R. H. Randolph being duly sworn
24 on the Holy Evangelists of Almighty
25 God, deposeth and saith as follows,
26 in answer to the several questions
27 hereunto annexed, agreed upon
28 by said W. A. Edwards Guardian ad
29 litem as aforesaid.

DR. E. D. PHILLIPS.

THOMAS H. CARTER.

ALL JOB PRINTING CASH ON DELIVERY.

SMITHFIELD, VA., Dec. 7th 1881

M. C. B. Hayden.

TO THE SMITHFIELD NEWS DR.

Nov. 2. To 25 Sheet Posters. Advt.
of Carroll's timber Land.

\$ 1.25

Recd. Payment
Phillips & Carter

PRIVATE OR PUBLIC SALE OF VALUABLE

TIMBER LAND!

By virtue of a Decree of the Circuit Court of Isle of Wight County of October Term '81 in the suit of N. P. Young Gdn. of T H Carroll vs. T H Carroll infant orphan of Geo W Carroll and als., I shall offer for sale at Public Auction (UNLESS PREVIOUSLY SOLD AT PRIVATE SALE,)

AT ISLE OF WIGHT COURT HOUSE,

On Monday Dec. 5th, '81,

being Court Day that valuable tract of TIMBER LAND allotted said T H Carroll by the Commissioners for the division of the Real Estate of Geo W Carroll; lying in the county of Isle of Wight, and containing by survey 192 Acres, be the same more or less, bounded as per Plat filed in said suit, and which will be exhibited on the day of sale, or can be seen privately prior to said day at the office of the undersigned.

TERMS---A credit of one and two years, in two equal payments, with interest from day of sale, except so much for cash as will pay costs of suit and sale. For the credit portion of said sale, bonds with sufficient security and waiver of Homestead will be required of the purchaser. Title retained until payment in full of purchase money.

N. B.-- Until and inclusive of Saturday the 3rd of December next, I will receive offers privately for the sale of the above land on the terms above mentioned.

Nov. 2^d - 1881

C. B. HAYDEN,
Commissioner.

Phillips & Carter, Printers, Main St., Smithfield, Va.

Barrell gov.

✓ } in chng
v } Coling Dec

Barrell et al.

"
Octo. ct. 1881

Report of Sale
of
Commission C B Hayden.

apl. 14th 1882
Filed.
✓

or privately, on the same
terms as to credit, he is
hereby allowed as above
his discretion to do so.

A copy,

Teste,

W. B. Edwards S. C. for
M. D. Younger.

Atto. fee & tax	\$ 31.50	Paid C. B. Hayden
Clerk's fee	5.81	Paid J. D. Younger
Shiff. "	2.80	
Witnesses "	2.00	
Notary public "	5.00	
Costs to first deeded	\$ 47.11	

of said sale two bonds in
land amount, with suffi-
cient security and with
waiver of the home-stead, pay-
able to him-self as Commr.
respectively one and two
years from day of sale with
return from that date, which
bonds he shall return to Court
with his report of his proceed-
ings under this decree, But
the effect of this decree shall
be suspended, until the
said Commr. shall execute
in the clerk's office of this
Court, a bond payable to
the Commonwealth of
Virginia, with waiver of
the home-stead, and with
sufficient security in the
penalty of \$1,500⁰⁰, conditions
for the faithful performance
of this or any further duty
during. But if said Commr.
shall think it advisable
to sell the land privately-
to sell the land & timber
separately, rather publicly

in such news-papers as he may select, on a credit of one and two years, in two equal payments with interest from the day of sale, except so much for cash as will pay costs of suit and sale, inclusive of an Attorney fee of \$3.00 to L. B. Hayden for his services as attorney in this suit - The tract of land in these proceedings mentioned whereof Geo. W. Barroes died, seized and possessed in the County of DeKalb, containing by Survey 192 be the same more or less, allotted the said J. H. Barroes by the Court for partition in the Suit of Barroes Exr. v. Barroes et al. bounded as describing in the plat accompanying the report of the Court. - a certified Copy of which is filed with the Comptroller's bill, and which the said Court shall exhibit at the time of sale, having for the credit portion

of witnesses, and was argued
by Counsel, on consideration
whereof, it appearing to the
Court from the evidence
in the case that it would
be for the interest of the said
Elias H. Barker to sell the land
in these proceedings men-
tioned, the Court doth adjudge,
order and decree that E. H.
Stoyden, who is hereby appoint-
ed special Commr. for
that purpose shall proceed
to offer for sale at public
auction at Sheriff's
Court-House, on some Court
day, after having given at
least 20 days notice of the
time and place of sale by
advertisement at the last
door of said County on
some Court day previous
to the day of sale, and at
least five other public pla-
ces in said County, and at
his discretion by publication
once a week for four successive
weeks prior to the day of sale

In the Circuit Court of
Isaiah Wright County.

October 24th 1881.

T. O. Young son of T. H. Barroel Complainant
vs. In Chancery.

T. H. Barroel infant at law,
Barroel died over 14 years ago.
A. W. Barroel, Jno. W. Todd, and
Everallin Todd his wife Defendants

This cause is in which the
bill is taken for confessed as
to the adult defendants, A. W. Barroel,
John W. Todd and Everallin Todd
his wife, on whom process
has been duly served, they still fail-
ing to appear. And, answer or
denial, came on this day for
heard on said bill and exhibits
filed, the answer of the
infant defendant Thomas
H. Barroel by W. H. Edwards
his guardian ad litem.
The answer of said infant
defendant Thos. H. Barroel
who is over four years
of age, and general replica-
tion thereto, and on examination

Paid \$2800

Monty's mother's
interest in mother
bond of 15 days draft
on R. H. W. W. W. W. W.
Baltimore Md

T. H. Carroll

Paid interest on
the mother Bond
to the 3 day of May
1886 By draft on
Johnson, Wims and
Washington D.C.
T. H. Carroll

July 22nd 1888
Paid interest on
the mother Bond

to 5 Jan 1888
July 22nd 1888
Paid Principle on
the mother bond
\$51590, five hundred
fifty over and
Ninty ct

T. H. Carroll

§ 1002102-10

We R. A. Turner as principal
and R. A. Randolph as surety Two years
from date with interest from date promise to pay
unto W. B. Hayden Commissioner in
the suit of Carroll's Executors Carroll
unto _____, his heirs,

executors, administrators, or assigns, the just and full sum of One Thou
sand and Two Dollars and Two Cents,
for value received; for the payment of which we bind ourselves our
heirs, executors and administrators firmly by these presents; and we
hereby waive the benefit of our Homestead Exemption as to this debt and obligation.

As witness our hand and seal this Ther day of December
in the year of our Lord one thousand eight hundred and eighty One.

Witness

R. A. Turner [SEAL]

R. A. Randolph [SEAL]

[SEAL]

Hayden & B. B. B. B.
Sec. R. S. Young &
1683

R. S. Thomas Co
to pay so says
our young.

~~to R. S. B. B. B. B.
Compens. & pay for
our work~~

Mr. Chas. Hayden Esq.

Magisterial District,

1882.

To C. H. HART, Treasurer of Isle of Wight County, Va., Dr.

[illegible]

To State Capitation Tax.....		1 00	
To State Revenue on.....acres Land, value \$....., at 40c. per \$100...	802		
To State Rev. on Pers'l Prop'y, Bonds, &c., value \$22.50, at 40c. per \$100...			
Amount of State Taxes.....			802
To County Capitation Tax.....		50	
To County Levy on.....acres Land, value \$....., at 25c. per \$100...			
To Co. Levy on Pers'l Property, Bonds, &c., value \$20.00, at 25c. per \$100...	501		
To Co. School Tax on Real & Pers'l Prop'y, value \$....., at 10c. per \$100...	2		
To Dist. " " " " " value \$....., at 5c. per \$100...	1		
Amount of County Taxes.....			807
Total amount of State and County Taxes.....			1609
December 1st—5 per cent. added.....			80
RECEIVED PAYMENT.			16 89

TREASURER.

DEPUTY TR.

Carroll's Isdn

⁴²
Carroll's Isdn

31 30 29 28 27 26 25 24 23 22 21 20 19 18 17 16 15 14 13 12 11 10 9 8 7 6 5 4 3 2 1

105
Rough Decree

Oct Term 1881

To be Entered

Geo. Blow.

Entered No. 20

exhibit at the time of sale; Fasting
for the credit portion of said sale
Two bonds in equal amount with
sufficient security & with waiver
of the Homestead payable to him-
self as Commissioner respectively
one & two years from day of sale
with interest from that date, which
bonds he shall return to Court
with his report of his proceedings
under this decree.

But the effect of this Decree
shall be suspended, until
the said Commissioner shall
execute in the Clerk's Office of
this Court a Bond payable to
the Commonwealth of Virginia
with waiver of the Homestead, &
with sufficient security, in the
penalty of \$1500.00 ~~for~~ conditioned
for the faithful performance of this
on any future decree herein,
but if said Commissioner shall think it
advisable to sell land privately ~~on some~~
~~terms as to credit as before mentioned~~ or
to sell the land & timber separately either
publicly or privately, ^{on the same terms as to credit} he is hereby authorized at
^{his} discretion to do so -

given at least twenty day notice
of the time and place of sale, by
advertisement at the Court House
Door of said County on some Court
Day previous to the day of sale, and
at, at least five other public place
in said County & at his discre-
tion by publication once a week
for four successive weeks ~~at~~
~~xx~~ prior to the day of sale, in such
Newspaper as he may select, on a
credit of one and two years in
two equal payment with inter-
est from the day of sale except as
much for cash as will pay cost
of suit & sale, inclusive of an
attorney of \$50.00 to C. T. Hayden
for his services in this suit.
The tract of land in these proceed-
ings mentioned whereof George W.
Carroll died seized and possessed
in the County of Isl of Wight con-
taining by survey 192 Acres be the
same more or less, allotted the
said Thos^t Carroll by the Comm^r
for Partition in the suit of Car-
roll Exor vs Carroll bounded as
described in the Plot, accompany-
ing the report of said Comm^r,
a certified copy of which is filed
with ~~the~~ Complainant Bill & which
the said Commissioners shall

Carroll's Land

v2

Carroll v.als

This cause in which the Bill is taken for confessed as to the adult defendants A. W. Carroll, John W. Todd & Everallen Todd his wife, on whom process had been duly served they still failing to appear plead answer or demurr came on this day to be heard on said Bill, and Exhibit filed, the Answer of ~~W. A.~~ ~~Edward~~ ~~at~~ ~~the~~ ~~infant~~ defendant Thos. H. Carroll by W. A. Edwards his ~~own~~ addition, the Answer of said infant defendant Thos. H. Carroll, who is over fourteen years of age, & general replication thereto. And on the examination of witnesses and was argued by Counsel, on consideration whereof, it appearing to the Court from the evidence in this cause that it would be for the interest of the said Thos. H. Carroll to sell the land in these proceedings mentioned, the Court doth ~~order~~ ^{C. J. O. Hardin} order & decree that ~~H. P. Young~~ who is hereby appointed Special Commissioner for that purpose shall proceed to offer for sale at public auction at Sale of Wight Court House on some Court Day after having

Canoll - Gdn

11

Canoll et ds

16
17
18
19
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21
22
23
24
25
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27
28
29
30
31

Rough Green
April Term 1882
To be entered

Geo. Brown

(Entered 3)

Carroll Guardian

Carroll^{vs} et als

This cause this day came on to be again heard on the papers formerly read & on the Report of Sale of commissioner C B Hayden under the decree herein of October term 1881 & was argued by counsel; on consideration whereof, the court doth adjudge order & decree that said report to which no exceptions were filed be confirmed & that for all other purposes this cause be continued

warrant is the purchaser for the tract
 of land purchased by him in these
 proceedings. But - before R. S. Thomas
 special commissioner as aforesaid
 shall collect the said bonds he shall
 file with the clerk of this court his re-
 ceipt - therefor and shall enter into a
 good and sufficient bond before the
 clerk of this court - in the penalty of
 Four thousand dollars conditioned
 for the faithful performance of his
 duties as such commissioner under
 this and any future decree herein
 and make report to Court.

Carroll for ⁸¹

v Decree

Carroll et al

April Term 1873

To be entered.

Geo. W. Brown.

Entered
26

Carroll for

Carroll et al

This came in which
it is suggested that since the last-
seen herein ^{last special commissioner herein} C. B. Hayden, ^{but}
~~has~~ has departed this life came in this
day is he again heard in the papers
formerly read and was agreed by
Court. On consideration whereof
R. S. Thomas is hereby appointed a
special commissioner in the place
and stead of the said C. B. Hayden
deceased and the said R. S. Thomas
is hereby authorized and empowered to
collect the ^{two} notes of R. R. Furman & R. H.
Randolph each for the sum of One
Thousand and Two Dollars and two cents
bearing date on the 3^d day of December
1881 payable respectively in one and
years from the said date to the aforesaid
C. B. Hayden special commissioner
as aforesaid filed with his report of sale
of April 14th 1882 or maturely or before
should the said parties desire to pay the
same before maturity, and in pay-
ment of the same to make a good & suf-
ficient deed in fee simple with special

Canoll from

v

Canoll et al

April Term 1884

Rmch Decm

To be entered

Geo. Reed.


Entered 39.

Geo. Reed also claims a right to an entry in the
books on the basis of the proceedings mentioned.
~~Book~~ is

Canoll guardian

Canoll et al

This cause in which it
is suggested that since the last decree herein
Thomas A Canoll has attained the age
of Twenty one come on this day is he
again heard and on the papers formerly
read & was argued by counsel: on con-
sideration whereof the court doth ad-
judge order and decree that the said
Thomas A Canoll decree herein of
the April term 1883 directing R. S.
Thomas to be an special commissioner
to collect the ^{two} bonds of R. R. Turner &
R. H. Randolph each for the sum of
One thousand and two dollars and two
cents bearing date in December 3^d 1881
and payable respectively in one and two
years ^{the court doth hereby say that the said bonds are to be paid to the said Thomas A Canoll} ~~the said~~ ^{the said}
Thomas A Canoll have the right and
~~authority~~ authority to collect the said
bonds and on payment of the same to
make to the said R. R. Turner a good
and sufficient deed in fee simple for
the tract of land purchased by him as
aforesaid. And the court doth further
adjudge order and decree that the said
Thomas A Canoll pay to the said R.
S. Thomas the sum of ^{thirty} ~~five~~ dollars
as a fee for his services in this cause and
in making the compromise with Mrs. Maynard

Carroll D. H. & Co
Qualified, &c
Deaf & Dumb
Bar. Ch. Apr. 1881

Carroll's gdw.
n. $\frac{3}{4}$ in clu.
Carroll et al.

Exhibit "H" filed
with the Bill.

Exhibit

In the Circuit Court of Islip.
Wright County. April 20th 1881.

Thomas H. Barroe orphan of Geo.
W. Barroe dec'd. who is over four teen
years of age by writing duly certified
to the Court, made choice of N.P.
Young as his Guardian; And
thereupon the said N.P. Young
as such Guardian, together
with R. A. Boykin, R. H. Randolph,
and R. R. Turner his securities
who justified, entered into and
acknowledged a bond in the
penalty of \$8000⁰⁰ with condi-
tion according to law.

Ordered that the said bond be
recorded.

A copy

To

W. A. Edwards S.C. for
N. P. Young.

Carroll D. H's Gora
Quarried &c
Island Wright
Ber. Ch. Apr. 1881

Carroll's g.d.w.
m. $\frac{3}{3}$ in ch.
Carroll et al.

Eybb "H" filed
with the Bill.

Exhibit

free, and we hereby waive the
home-land exception as to this
debt.

N. O. Young *Seal*
A. H. Randolph *Seal*
A. R. Turner *Seal*
A. E. Boykin *Seal*

In the Circuit Court of Safford
County - Oct. 20th 1881. The foregoing
bond was executed and admitted
to record.

Tested. W. B. Edwards S. C.
N. O. Young

~~Carroll's g. d. r.~~

~~3 of 9 d. r. d. r.~~

W. B. Edwards g. d. r.
A. H. Randolph

"Exhibit"

Carroll's g. d. r.
v. 3 in O. d. r.

Carroll's d. r.

Exhibit "73" filed with
the Bill.

a copy
Tested
W. B. Edwards S. C.

Know all men by these presents,
that we, N. O. Young, R. H. Randolph,
R. A. Turner, and R. E. Boykin
are held and firmly bound
unto the Commonwealth of Va^a
in the sum of Eight Thousand
Dollars, to the payment whereof
well and truly to be made to the
said Commonwealth of
Virginia, we bind our selves
and each of us, our and each of
our heirs, executors and administra-
tors, jointly and severally, firmly
by these presents, Sealed with
our seals and dated this 20th
day of October, One thousand
Eight Hundred and Eighty one.
The condition of the above
obligation is such that if the
said N. O. Young who has this
day been chosen to qualify in
the Circuit Court of Shenandoah
County as the guardian of
J. H. Anne shall forthwith
discharge the duties of his said
office, then this obligation to be
void, or else to remain in full

1/3 thereof which two tracts
are respectfully bounded
as in the annexed plat.
In making said partition
your Commr. had regard
to quantity & quality in the
tracts severally assigned
the said parties. all of
which is respectfully subm-
itted

Signed

John. Brown
A. T. Jones
R. H. Landolph
A. R. Turner

Cannell & Son

Inch.
2 3/4

bar over it all

"C." filed
with the Bill.

a copy

Pres. W. A. Edwards D. C.

for M. D. Young etc

To the Hon. George Blod
Judge of the Circuit
Court of Law & Chancery
for the County of Jefferson.

The undersigned four
of the Commissioners named
in the annexed decree
of said Court of April
Term 1878 - in the suit of Geo.
W. Carrol Exr. et al. Plaintiffs
vs. M. G. Carrol admr. et al. Defts.
respectfully reports to Court
that pursuant to said decree
they proceeded to make parti-
tion of the land in said decree
mentioned as therein directed,
and finding it necessary to
employ a Surveyor to discharge
their duty satisfactorily,
they retained for that purpose
E. M. Morrison who under
their direction assigned
to Everett Dodd 38 1/2 acres
of said land in said
decree mentioned, being
2/3 thereof, and to Thomas
H. Carrol 192 acres being

Young gen. Howell
vs } Genl
} Bond
Carroll

Know all Men by these Presents, That we R. S. Thomas
and J. O. Thomas,
are held and firmly bound unto the Commonwealth of Virginia in the sum of Four
Thousand 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 7th day
of May in the year of our Lord, one thousand eight hundred and
Eighty three. And we waive ~~heretofore~~ exemption as to this obligation.

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 21st day of April
1883, in a cause depending in the said Court, in which W. P. Young
Guardian of Thomas H. Carroll
is Plaintiff, and
said said Thomas H. Carroll
is Defendant, the above bound R. S. Thomas
was appointed a special Commissioner to collect the notes
of R. R. Turner, and R. H. Randolph each for \$1002.00
filed in the cause, and to make a deed to the purchaser
of the land in the proceedings mentioned &c.

Now, if the above bound R. S. Thomas 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 vir-
tue.

Signed, Sealed and Delivered }
in the presence of }

R. S. Thomas, (SEAL.)
J. O. Thomas, (SEAL.)
(SEAL.)

Phillips & Carter, Printers.

In the Clerk's office of the Circuit Court of Isle of Wight
County the 7th day of May 1883. This bond was executed
and acknowledged by the obligors, and admitted to record
Yest

W. P. Young clk

Carroll's gift.

no.

3

Cofey Court.

Bond

Carroll G. T. adm. etc.

1

Know All Men by These Presents:

THAT WE,

R. S. Thomas and J. O. Thomas

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA in the just and full sum of *Three Hundred* 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 *29th* day of *Novr.*, in the year one thousand eight hundred and eighty-*six* and in the *111th* year of the Commonwealth.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that if the above bound

R. S. Thomas who by decree of the circuit court of Isle of Wight County rendered at Oct. term 1880, in the suit of Corrolls' adm. vs. Corrolls adm. was appointed a commissioner to collect certain interest from Marine Bank and pay it to the adm. of R. S. Corroll

shall faithfully discharge the duties of 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 obligation, and we also waive any right, claim or privilege to discharge any liability arising under said bond, or by virtue of said office or trust, in any currency, funds, counter-claims, or offsets other than legal tender currency of the United States.

R. S. Thomas
J. O. Thomas



circuit court

IN ISLE OF WIGHT COUNTY COURT, *Clerk's Office, Nov. 29. 1880:*

This bond was executed and acknowledged ~~in open Court~~ by the obligors to the same, and ~~ordered~~ *admitted* to be recorded.

copy:

A. D. Spruay CLERK.

Date, A. D. Spruay

Margaret-Jones

v.

William Jones Esq
et al.

Benj. G. Washington } and
As. T. Jones }

which report is ordered to be for exception.

between the lands of said deed and the
lands once owned by Joseph Gray, thence
along said line of marked trees, to a cor-
ner tree on the road leading from the B's
Bay road to Surry, and near the gate of
Wiley J. Deek, thence along said road to
the junction of the B's Bay road, south-
wardly, thence ~~down~~ said road by the
gate to the first point of starting.

And said tract of land as allotted
to Margaret Jones as her dower-right, we
estimate to contain (60) sixty acres, more
or less, together with all and singular
the appurtenances and tenements ^{thereunto} ~~etc.~~ belong-
ing, with the further right of said Margaret
Jones to use rail. or other timber from
the woodlands of said deed apposit the
mansion house of which the said Wilson
Jones deed. did possessed and which
we have hereby allotted to the widow
of said deed as her dower across the
main B's Bay road, for the benefit of
said farm. All of which is most
Respectfully submitted to your honorable
body.

Given under our hand this 1st day
of May 1853.

A. G. Moody, am^r

At a quarterly Court held for the County
of Isle of Wight, the 1st day of June one
thousand eight hundred and fifty two.

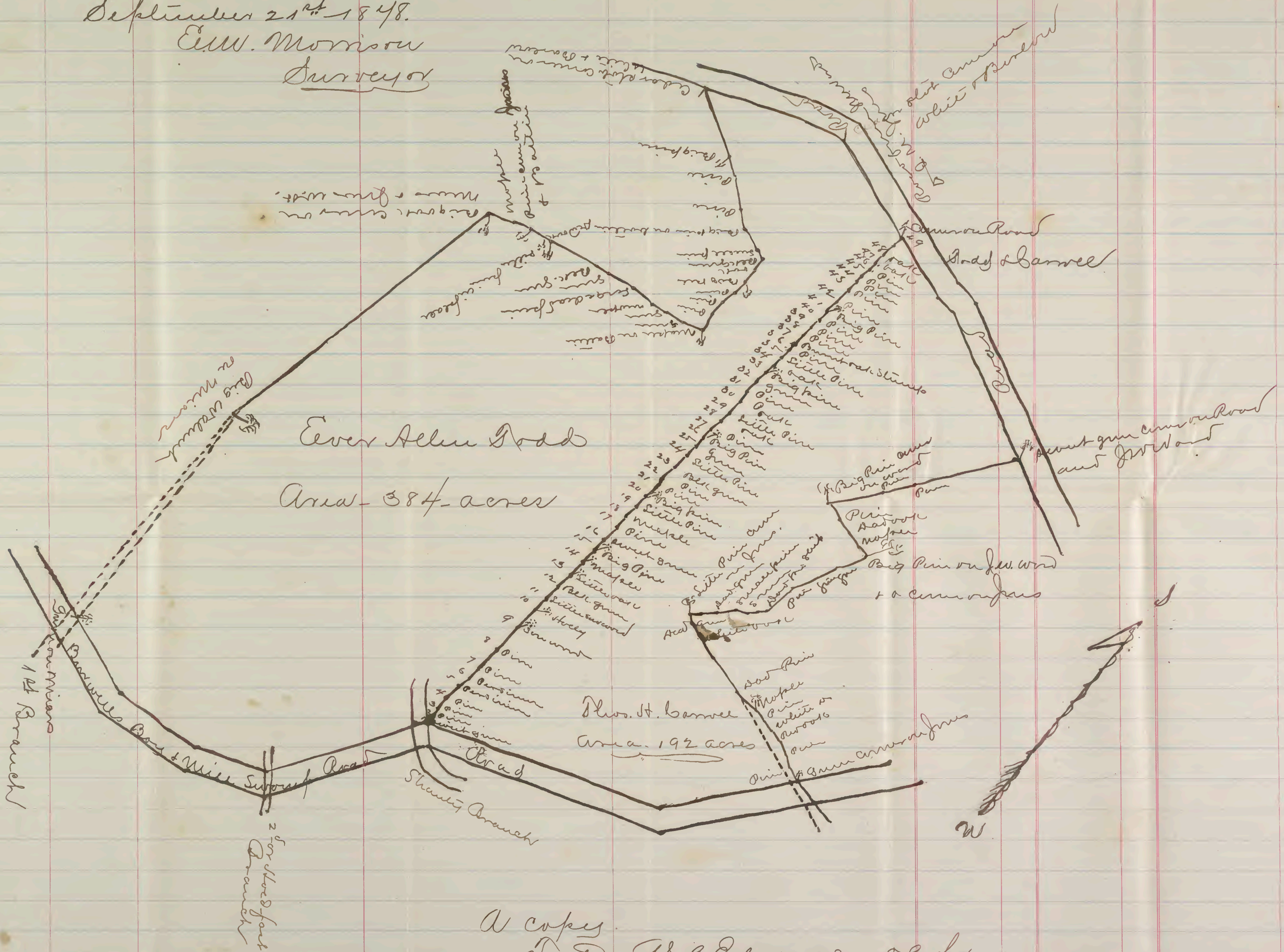
Margaret Jones Pltf.

against } In Chancery.

Wilson Jones' exor. & als Deft.

Comm^{rs}. to lay off the dower of the pltf
in the land of her husband under the
following report, to wit: In pursuance of
an order of the County Court of Isle of
Wight and hereto annexed, we the under-
signed Commissioners appointed therein
to lay off and allot to Margaret Jones
(widow of Wilson Jones decd.) her dower
interest in the lands of which the said
deceased, died, seized possessed, have
proceeded to discharged the duties of
said order, to wit, we commenced by
starting at a cedar stub about two
hundred yards below the gate of said
decd. on the main road leading to
Burwell's Bay, running on a ditch in
a north direction across the field to a
branch, the dividing line between the
lands of said decd. and Robt. T. Jones,
thence down said Branch to a line
of marked trees on north side of said
branch, the original dividing line

Platted 10 chains = one inch
 September 21st 1848.
 E.W. Morrison
 Surveyor



A copy
 Dated W. Edwards for
 W. J. Younger

Exhibit

Carroll's also

Carroll's grow
by Prof. etc.

Carroll's grow.

or. 3/4 on the

Carroll's also.

Part of 24th C.

filed with the Bill.