1893-004 Chancery Causes: Gwaltney - Berryman vs Adoniram J. Little
Isle of Wight County Gwaltney - Berryman vs Adoniram J. Little, & wife Little et al,
Indianna Octavia Little.

Adoniram J. Little et al vs Gwaltney - Berryman
Petition of Berryman & Company

other surnames: Gwaltney
Berryman, Edwards, Chapman,
Stallings, Hart, Boyk;u,
Drummond, Grimes, Jordan,
Jones

Commissioner's Office,

Isle of Wight Courthouse, Nov. 19th 1890.

To L. H. Gwaltney & W. R. Barrow Co. merchants & partners under the firm & style of Gwaltney & Barrow

Plaintiffs,

And to A. J. Sitlington, Indiana O. Sitlington, E. W. Sitlington and A. L. Sitlington

Defendants:

You are Hereby Notified that I have fixed upon the 15th day of Dec. next, if fair, if not, the next fair day thereafter (Sunday excepted), to take and settle, at my office, aforesaid, the following accounts: First – An account of all liens on the real estate of the said A. J. Sitlington, including the liens of the plaintiffs in this suit, with their priority & dignity. Second – An account of all the real estate of said A. J. Sitlington including that conveyed by him to E. W. Sitlington by his deed which is set aside and declared null & void as to his creditors at the time the same was made, together with its fair & reasonable annual value. And any other matters deemed necessary or required by the parties &c.

Required to be taken by decree of Isle of Wight Circuit Court, rendered on the 21. day of Octo., 1890 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 Commissioner of the said Court, the day and year first aforesaid.

N. P. Young

Commissioner

Executed by delivering a copy of this Notice to A. J. Leitle L. C. Leitle E W Leitle & A. Le. Leitle to each on Dec. 1st 1890.

Ro. A. Edwards Shff.

Geo. Turner Comm
vs
J. Graham
Leitle Bros.

Comm's Notice
Filed Dec. 1890.

Commissioner's Office,

Isle of Wight Courthouse, Nov. 19th. 1890.

To L. H. Goodtitney & W. R. Berryman, late partners under the firm & style of Goodtitney & Berryman

Plaintiffs,

And to A. J. Settle; Indiana A. Settle, E. W. Settle and Adelaide L. Settle

Defendants:

You are Hereby Notified that I have fixed upon the 15th day of December next, if fair, if not, the next fair day thereafter (Sunday excepted), to take and settle, at my office, aforesaid, the following accounts: First. An account of all liens on the real estate of the said A. J. Settle, including the lien of the plaintiffs in this suit, with their priority and dignity. Second. An account of all the real estate of said A. J. Settle including that conveyed by him to E. W. Settle by his deed which is set aside and declared void as to his creditors at the time the decree was made, together with its fair rental & annual value. And any other matters deemed necessary or required by the parties.

Required to be taken by decree of Isle of Wight Circuit Court, rendered on the 21. day of Oct., 1890 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 Commissioner of the said Court, the day and year first aforesaid.

N. P. Young Commissioner

Gwaltney & Berryman
vs. Jn. Clay.
Little & Jetals.

Copies. Notice
To 15th Dec. 1890

We acknowledge
legal service of the
within notice for the
Plaintiffs.

Geo. T. Thornton
Atty.

Everett Waddey,
Stationer and Printer,
Richmond, Va. } Form No. 300.

The Commonwealth of Virginia,

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

WE COMMAND YOU, That you summon Adoniram J. Tillett

to appear at the Clerk's Office of the Circuit Court of the County of Isle of Wight at the rules to be held for the said court on the first Monday in October, 1889, to answer a bill in Chancery exhibited against them in our said court by A. H. Gwaltney & Wm R. Berryman late merchants and partners trading under the firm name and style of Gwaltney & Berryman

And have then there this writ. Witness, N. P. Young, Clerk of our said court, at the court-house, the 3rd day of Oct. 1889, and in the 114 year of the Commonwealth.

N. P. Young clk.

Form No. 300.

Geo. Gentry & Bernyman

vs. { SUBPŒNA IN CHANCERY.

A. J. Little

Geo. T. Clark & Son p.q.

To Octo. 1st *Rules,*

1889, Circuit *Court.*

Executed 5th Oct 1889.
by delivering a true
Copy of within Sum-
mons to Indianna J. Little
wife of within named
A. J. Little

W. L. Thomas
Dept Sh'ff

OFFICE OF

GEO. T. CLARKE & SON,

ATTORNEYS AND COUNSELLORS AT LAW.

PRACTICE IN THE CIRCUIT AND COUNTY COURTS OF SURRY AND ADJOINING COUNTIES.

SURRY C. H., VA., Dec 10th 1890

R. P. Young Esq.
Dear Sir

I was at your Office on Friday last but you were so busy in the C.H. with the Board of Supervisors that I could not see you. I think you have fixed upon the 15th to take the depos. in the suit of Gwaltney &c. vs. Tillie et als. We represent three judgments, I think, vs. Tillie, one in favor of J.H. Gwaltney, one in favor of Gwaltney & Berryman, and one in favor of Berryman Bro. They are of record in your office and I suppose nothing further is necessary on our part than to call your attention to them. Mr. R.E. Boykin also has a claim vs him but I do not know whether he has a judgment on it. His place, I suppose, is worth about $125. for you and if the witnesses put it higher, please continue the depos. and inform us, so that we may have other witnesses summoned, i. e. if by putting it at that figure would justify a decree for sale. I corrected the bill when at your office.

Yours Very Respy &c.
Geo. T. Clarke

OFFICE OF

GEO. T. CLARKE & SON,

ATTORNEYS AND COUNSELLORS AT LAW.

PRACTICE IN THE CIRCUIT AND COUNTY COURTS OF SURRY AND ADJOINING COUNTIES.

SURRY C. H., VA., Oct 16th 1889

N. P. Young Esq
Dear Sir,—

We have adopted a method which we think will effectually dispose of the mistake made in the suit of Bunyan & Co. vs. A. J. Dillon. We have drawn a bill in the name of Spratley & Bunyan so as to agree with the original ones, and which you will please substitute in the place of the bill which you have already sued. and which was drawn in the name of Bunyan & Co.
We have also drawn a petition in the name of Bunyan & Co setting forth our judgt & praying to be made parties to the suit.
Please postpone the exhibits referred to in the bill & petition, and charge them to the plaintiffs or petitioners. You can destroy the old bill.

Yours very Resp'y.
Geo. T. Clarke & Son

The Commonwealth of Virginia,

TO THE SHERIFF OF ISLE OF WIGHT COUNTY—Greeting:

WE COMMAND YOU that of the goods and chattels of A. J. Little

late in your bailiwick, you cause to be made the sum of One Hundred and nine dollars & forty three cents, with interest thereon from the 2nd day of January 1887 till paid which H. R. Berryman and L. D. Gwaltney merchants & partners under the firm name & style of J. Berryman & Co.

lately in our circuit Court of the County of Isle of Wight recovered against him for debt; also, the sum of Seven dollars and eighty five cents, which to the said Berryman & Co in the same Court were adjudged for their damages, as well by reason of detaining the said debt as for their cost in that suit expended, whereof said Little is convicted, as appears to us of record; and that you have the said debt and damages before the Judge of our circuit Court, at the Courthouse, on the first Monday in July next, to render unto the said Berryman & Co. of the debt and damages aforesaid. And have then there this writ.

WITNESS, NATHANIEL P. YOUNG, Clerk of our said Court, this 4th day of May A. D. 1889, and in the 113 year of the Commonwealth.

N. P. Young clk

A copy Teste N. P. Young D.C.
for N. P. Young clk

Berryman & Co.

vs. } Fi. fa

Little A. J.

To July 1889

Clerks & Son

N.Y.

No effects

July 1st 89

R. A. Edwards

Shff.

A copy

attys fee & stay	3.50
clk "	3.85
shf. "	50
	$7.85

Bergman

Linde

Agreements

57—

for #1800.

July 5th 1888

Received from A. J. Little

fifty-five 35/100 Dollars

in part of an account for C.S.

$50.00/100 Chapman & R. Whitbeck & Co

Amt-Note 9145-
Loans 4-7
207

Interest- 9809
5-5-35

By Cash $4274

Balance —

134

9/12/10 07

Recd of E. W. Little Twelve
Hundred & Ten Dollars & Sixty
Seven Cents in part purchase
for Farm bought of him for the
sum of Eighteen Hundred Dollars
It is further agreed that the
said A. J. Little Retains the privilege
to redeem the said Farm at the
purchased price by paying the
above amt due to E. W. Little on or
before the 1st day of March 1889
Given under my hand & Seal this
4 day of July 1888 A. J. Little (Seal)
Witness
J. W. Holt

A. J. Litton
[illegible]

Lee Lee

This to Cirtify that A. J. Little Retains the
Wright & Privelige in the sale of Land to
E. W. Little to redeem the said Land Mention
in Deed to the said E. W. Little at any time Within
Twelve Months from Date by paying to the said
E. W. Little his Heirs or assigns Twelve Hundred
& Ten Dollars & sixty Seven Cents Together with the
Interest for five hundred & Eighty three Dollars
& Ninety three Cents Witness my Hand
& Seal this 16th Day of March 1889

Test-
W. H. Lester

E. W. Little [seal]

This Deed made on the 26th day of August 1889, between E. N. Little and Adalade Lee Little his wife of the one part, and Indiana Octavia Little of the second part, Witnesseth, that in consideration of the sum of Eighteen Hundred Dollars to him in hand paid, the receipt whereof is hereby acknowledged, they the said party of the first part, have granted bargained and sold, and by these presents do grant, bargain and sell unto the said party of the second part, all his right, title and interest in a certain tract or parcel of land lying in county of Isle of Wight Va containing two hundred and thirty one acres more or less, bounded by the lands of Jason Little, James Swaltney and others and had and holded by her the said party of the second part, her heirs and assigns forever, and the said party of the first part covenants with the said party of the second part to warrant generally the title to the property hereby conveyed. Witness the following signatures and seals.

E. N. Little (Seal)

Adalade L. Little (Seal)

Virginia

Isle of Wight Co. } Towit

I C.B. Hayden a notary public for the county aforesaid in the State of Virginia, do hereby certify that

E. H. Little and Adalade L. Little whose names are signed to the writing above bearing date the 26th day of Aug. 1889. has acknowledged the same before me in my county aforesaid.

Given under my hand this 26th day of Aug. 1889

C. B. Hayden

Notary Public.

In the Clerks Office of the county court of Isle of Wight county Sep 2d 1889 this deed was received and with the certificate annexed admitted to record.

Teste N. P. Young clk

by W. F. Young D.C.

A copy

Teste N. F. Young Deputy

for N. P. Young clk.

E. H. Little
To
Indiana O. Little

A copy

Exhibit E.

4-5-84

This Deed made the 16th day of March 1889,
between Adonirum J Little of the 1st part,
and E. H. Little of the second part,
Witnesseth, that in consideration of the
sum of Eighteen Hundred Dollars to him
in hand paid by the party of the 2nd part the
receipt whereof is hereby acknowledged they
the said party of the first part have granted
bargain and sold and by these presents do
grant bargain & sell unto the said party
of the second part, all his right, title & interest
in a certain tract or parcel of land, lying
in the county of Isle of Wight, containing
Two Hundred and Thirty acres more
or less, bounded by the lands of Jason
Little, James Gwaltney Jr estate & others,
and to have and to hold by him the said
party of the second part his heirs and
assigns forever, and the party of the
first part do hereby covenant with the
party of the second part to warrant, gen
erally the title to the property hereby
conveyed.
Witness the following seal & signature
A. J. Little (Seal)

Virginia
County of Isle of Wight } To-wit
I C. B. Hayden a notary public
for the county aforesaid in the
state of Virginia, do hereby certify
that A. J. Little whose name is signed
to the writing above bearing date the

16th day of March 1889. has acknowledged
the same before me in my county aforesaid.
Given under my hand this 16th day of March
1889.

C. B. Hayden
N. P.

In the clerks office of the county court
of Isle of Wight county March 18th 1889.
this deed was received and with the
certificate thereon admitted to record.

Teste N. P. Young clk
pr N. F. Young D.C.

A copy
Teste N. F. Young Deputy
pr N. P. Young clk

A. L. Lisle
to
E. W. Lisle

Exhibit X.

A copy

50 ac.

Everett Waddey, Stationer and Printer, Richmond, Va. } Form No. 200.

The Commonwealth of Virginia,

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

WE COMMAND YOU to summon A. J. Tatter

to appear at the clerk's office of our Circuit Court of the County of Isle of Wight at the court-house thereof, at the Rules to be holden for said court, on the third Monday in March next to answer S. H. Gwaltney & W. H. Berryman partners under the firm name and style of Gwaltney & Berryman

of a plea of Assumpsit

Damage one hundred Dollars. And have then there this writ.

WITNESS, N. P. Young, Clerk of our said court, at the court-house, the 13th day of March 1889, and in the 113th year of the Commonwealth.

N. P. Young clk.

FORM No. 200.

Gwaltney & Berryman

vs. Summons in an action of

Sills A. J.

Clarke & Son p. q.

To March (T.) Rules,

1889 Circuit Court.

copy.

Exhibit C.

25 P

Executed by delivering to the within named A. J. Sills a true copy of this writ within named on the 15th day of March 1889.

R. A. Edwards S.B.C.

Copy. Sals, $1.00 Copy 50¢

The Commonwealth of Virginia,

TO THE SHERIFF OF ISLE OF WIGHT COUNTY—Greeting:

WE COMMAND YOU that of the goods and chattels of P. J. Little

late in your bailiwick, you cause to be made the sum of Forty two dollars & sixty nine cents with interest thereon from the 3 day of March 1888 till paid which L. H. Gwaltney and H. R. Berryman merchants & partners under the firm name and style of Gwaltney & Berryman

lately in our Circuit Court of the County of Isle of Wight recovered against him for debt; also, the sum of fourteen dollars and thirty five cents, which to the said Gwaltney & Berryman in the same Court were adjudged for their damages, as well by reason of detaining the said debt as for their cost in that suit expended, whereof Paul Little is convicted, as appears to us of record; and that you have the said debt and damages before the Judge of our Circuit Court, at the Courthouse, on the first Monday in January next, to render unto the said Gwaltney & Berryman of the debt and damages aforesaid. And have then there this writ.

WITNESS, NATHANIEL P. YOUNG, Clerk of our said Court, this 31st day of October A. D. 1889, and in the 114th year of the Commonwealth.

N. P. Young clk

A Copy Teste N. P. Young Deputy
for N. P. Young clk.

Gwaltney & Berryman

vs. } Fifa

Little A. J.

To Jany 1890.

Clarke & son p.q.

No effects

Jany Ct 1890

Ro A. Edwards.

clk.

Atto fee & stay	3 50
clk. "	5.63
shf. of D. of A.	.50
do " Jany	.44
Berryman wit.	2 34
Barham	1.94
cost.	$14 35

A copy

Exhibit B

45

Everett Waddey, Stationer and Printer, Richmond, Va. } Form No. 213.

Virginia: In the Circuit Court of the County of Isle of Wight

the 22d day of October 1889.

L. D. Gwaltney & H. N. Berryman merchants & partners under the firm name and style of Gwaltney and Berryman Plaintiff

Against

A. J. Little Defendant

Judgment in favor of the plaintiff against the defendant for the sum of Forty two dollars and Sixty nine cents, with interest thereon, to be computed after the rate of six per centum per annum, from the 3d day of March, 1888, till payment, and the costs. Plaintiff's costs $ 14 35.

An extract—Teste.

S. P. Young Clerk.

Clarke & Son Plaintiff's Attorney. by S. P. Young D.C.

Gwaltney & Berryman

vs. } EXTRACT JUDGMENT.

A. J. Little

Clarke & Son *p. q.*

Exhibit A.

31

Issued 3rd Oct. 1857
Clk.

S. J. A. Gwalthey, and Wm R. Berryman late merchants & partners Trading under the firm name & style of Gwalthey & Berryman. — Complainants.

vs.

Abraham J. Tillo. — Defendant

The clerk of the Circuit Court of Isle of Wight County will summon the Defendant to the 1st Rule Day to answer the Plaintiffs Complainants bill in Chancery

Geo. D. Wise & Son p.q.

M. D. Young Esq.
D Sir —

The two suits in Chancery (one for injunction) recently brought by Berryman & Co vs. T. A. Moody have been Compromised, so you need not issue the injunction if you have not done so; and you may regard them both as dismissed.

There seems to have been some mistake about the 2nd suit of Berryman & Co. vs. A. J. Tillo which was intended to be brought at the next term of the Court

If an action of assumpsit was not brought to the last term of the Court, please bring it to first Oct. suits in the name of Frank R. Bergman, Wm R. Bergman and L. H. Gramling late merchants & partners trading under the firm name & style of Bergman & Co. - Complainants

vs.

A. J. Lilly, - Defendant

Damages $210.

And write me whether such suit is already pending so that we may know whether to draw the Declaration again. Send a copy of the ops. if you have to bring the suit

Yours Resp.

Geo. T. Clarke & Son

Memo. for suit Gramling vs Lilly

Gwaltney + Berryman

v

A. J. Little et al

This cause came on this day to be again heard on the papers formerly read and on the Bill of Review to the Decree herein of the October Term 1890 asking that ~~so much of~~ that Decree may be reviewed and that so much of it as declared that the Deed from A. J. Little to E. W. Little Dated the 16th day of March 1889 and the Deed from E. W. Little & Wife to Indiana O. Little Dated the 26th Day of August 1889 were null and void be set-aside and reversed and was argued by Counsel; On consideration whereof the Court doth set-aside ~~Reverse~~ so much of the said Decree of October Term 1890 as declared the said Deeds of A. J. Little to E. W. Little of March 16th 1889 and the Deed of E. W. Little to Indiana O. Little of August 26th 1889 as declared them ~~null~~ Null and void, and with the consent of the plaintiffs it is ordered that this Cause be stricken from the Docket

Swalley & Berryman

v

Little a. J. et-al

Rec'd Decree

April 1843

To be entered

C 1776

Entered #3

Gwaltney v Berryman et als
vs } In chy
Little et als

By consent of parties entered in open court, it is ordered that this suit be made a vacation cause. Other further proceedings with therein.

Gratiney v Benzyman
et als
vs
Inches
Little et als

Rough Draw
Nov 2d 1892
To Entries
C Moll

Entered #20

Gwaltney Thompson
v } In Chy
A. J. Litten et als

By consent of parties
entered in open court it is ordered that
this suit be made a vacation cause. The
further proceedings with in vacation

Emaline Merryman
vs
Little & Dorsey

Rough Draft
May 11th 1899
To be entered
In Circuit Court
Clerk
R. E. Boykin
atty for Pltff
R. S. Hummer
atty for Pltff

Grady Berry et al
v.
Dudley
Lillo.

By consent of parties in open Court. it is ordered that this suit be made a vacation cause. Ldo further proceed with therein

Gwaltney v Berryman
et als
v
Gill et als
} In Chy

Rough Draft
May 4th 1892
To be entered.

Gwaltney & Berryman
vs } On Clay
Lillie A Dibals

This Cause came on this day to be again heard on the papers formerly read and on the report of Court young under the date of Oct Term 1890. filed Mar 14th 1890. with exceptions thereto, and was argued by Counsel on Consideration whereof, the Court sustaining ~~so much of~~ the exceptions to ~~the~~ one item of said report, as reports a judgment in favor of B F Chapman vs A J Lillie for $112.80, and to so much of said report as reports a judgment in favor of P. D. Gwaltney & Bro for 216.00 the Court doth confirm a lien on the said land in the bill and proceedings of this suit mentioned, doth confirm the residue of the said report. and the Court doth adjudge order and decree that

who is hereby appointed a special commissioner for that purpose shall proceed to sell at public auction at Dublin of this Court House on some Court day, after giving at least twenty days notice of the time place, and terms of sale by hand bills, and

upon the following terms to wit.
so much for cash as may be
necessary to pay the costs of suit
and sale and the balance upon
a credit of one and two years in
equal payments, taking from the
purchaser bond with approved
personal security, with waiver
of the homestead exemption and
retaining title until the further
order of this court. But the said
Commissioner shall not execute
so much of this decree as directs
a sale of the said land, until he
shall have entered into a bond
with good personal security before
the Clerk of this court in the
penalty of $, conditioned
for the faithful performance of
this or any future decree herein,
and the said Comr shall make
report to court of his proceedings
under this decree.

Gratuity & Benjamin
& J. Rushby
Litigants

Rough Draw
May 4th 1892
To be entered

Gr'dtony of Benjamin

vs.

A. J. Tillett &c

In the Circuit Court of Isle of Wight Co.

Sept. term 1891.

This cause came on this day to be again heard on the papers formerly read and on the report of Comr. Young, made under decree herein of Oct. Term 1890 and on the exceptions of A. J. Tillett thereto, and was argued by counsel. On consideration whereof the Court without now deciding upon said exceptions doth adjudge order and decree that R. A. Edwards, sheriff of Isle of Wight Co., who is hereby appointed a special Comr. for the purpose, proceed to sell by public auction at Isle of Wight C.H. on some Court day, after having advertised the time, place & terms of sale at the Court House door on the next preceding Court day, and at three or more other public places in said County at least twenty days before the day of sale, the tract or parcel of land in these proceedings mentioned, whereof A. J. Tillett is seized, containing

acres more or less, and bounded by the lands of

Subject to the expectant right of Dower of

Sitts, wife of said A. J. Sitts
thereof, on the following terms, towit:-
Enough in cash to pay the costs of said
and expenses of sale, remainder on a
credit of one and two years on equal
installments, taking of the purchaser
bonds with good security, bearing interest
from day of sale and waiving Home-
stead, for the deferred payments, and
retaining title until the further
order of the Court, which bonds
he shall return to Court with the
report of his proceedings under this
decree.

Granting Temporary Injunction

Decree

A. J. Sitts

Filed Jan 1891

Defendants

Gwaltney v Berryman

vs

Sills

On motion of the plaintiff and by consent of parties entered in open court. it is ordered that this suit be made a vacation cause. To be further prosecuted with in vacation.

Grading & Surveying
to
Lots

Rough Diem.
April 24/891
To be entered

Entered # 13

In the Circuit Court of Isle of Wight Co.
Oct. Term 1890.

Geraldney & Berryman

vs.

A. J. Little et als.

This cause came on this day to be heard upon the plaintiffs bill taken for confessed as to all the defendants, they having been duly summoned and still failing to appear plead answer or demur upon exhibits filed, and was argued by Counsel. On consideration whereof the Court being of opinion that the two deeds in the plaintiffs bill mentioned viz: The deed from A. J. Little to E. W. Little dated the 16th day of March 1889, and the deed from E. W. Little and wife to Indiana C. Little dated 26th day of August 1889. Were made with intent to hinder, delay and defraud the creditors of A. J. Little doth set aside the same and declare them to be null and void so far as the said creditors are concerned -

And the Court doth further adjudge order and decree that some comr. of this court state settle and report to Court the following accounts.

First, an account of all liens on the

real estate of the said A. J. Little including the lien of the plaintiffs in this suit with their priorities or dignities.
Second. an account of all the real estate of the said A. J. Little including that conveyed by him to C. V. Little by his deed which is herein set aside and declared null & void. ~~has~~ as to his creditors at the time the same made together with its fee simple and annual value.
And any other matters or accounts specially stated which he may deem necessary or which may be required by any of the parties to be stated.

A copy
Teste N. F. Young D. Clerk
for N. F. Young Clk

Gwaltney Berryman

vs. } In Chy

A. J. Little et als

Depos of Oct. Term 1890

A copy.

Notice dtd. 19th Nov.
1890. to 15. Dec. /90.

Brief:- Dec and Summons A. J. Little v E. W. Little dated the 16th day of March 1870 and from E. W. Little and Brief Decree A. J. Little dated 26th day of August 1870

In the Circuit Court of Isle of Wight Co.
Spr. Term 1870

G. Watkins & Bergeman
vs
A. J. Little et als.

This cause came on this day to be heard upon the plaintiffs bill taken for confessed as to all the defendants, they having been duly summoned and still failing to appear plead answer or demur, upon exhibits filed, and was argued by Counsel. On consideration whereof the Court being of opinion that the sales made in the plaintiffs bill mentioned were made with intent to hinder delay and defraud the creditors of A. J. Little doth set aside the same and declare them to be null and void so far as the said creditors are concerned.

And the Court doth further adjudge order and decree that some Comr. of this Court state settle and report to Court the following accounts.

First, an account of all liens

on the real estate of the said A. J. Little including the lien of the plaintiffs in this suit with their priorities or dignities.

Second, an account of all the real estate of the said A. J. Little including that conveyed by him to E. W. Little by his said which is herein set aside and as to his creditors at the time the same was account null & void, to ascertain with its true simple and annual value.

And any other matter or account specially stated which he may deem necessary or which may be required by any of the parties to be so stated

Gov attorney of Benguet

vs. } Deans

A. J. Littleton adv

Fotentus

~~Affa.~~ Oct 1890.

C M Hall

(Entered 1)

In the Circuit Court of Shelby Circuit Co.
Apl. Term 1890

Gratting & Bergman

vs.

A. J. Fitts

This cause in which it is suggested by plaintiffs Counsel that another suit has been entered to take the place of this one, under the style of Gratting & Bergman vs. A. J. Fitts and others, it is ordered that this suit be dismissed and removed from the docket

Granting of Bounty

to

A. J. Little

Is entitled

Apr 21 1890.

C M Dodge

Entered #3

Frank R. Bryan
vs.
A. J. Tillie

This cause came on this day to be heard upon the plaintiff's bill taken for confessed as to the defendant, he having been duly summoned and still failing to appear, plead, answer, or demur; upon exhibits filed therewith; upon the petition of Frank R. Bryan, W. R. Bryan & S. W. Gormley late merchants and partners under the firm and style of Bryan & Co this day by consent of Court representing themselves to be lien creditors of the said defendant, and asking that they be allowed to come in on the usual terms as plaintiffs in this suit; and upon exhibits filed with the said petition, and was argued by counsel. On consideration whereof the Court doth grant the said petition, and doth adjudge, order, and decree, that some Commissioner of this Court take the following accounts.

1st - an account of all liens against the said A. J. Tillie or his estate, with their respective priorities or dignities.

2nd - an account of all the real estate of which the said A. J. Tillie is seised

and possessed, together with the fee simple and annual value.

3rd an account shewing whether the rents and profits of the said real estate will pay off the said liens together with the costs of this suit in five years.

And report the same to Court, together with any other matters specially stated which he may deem necessary, or which may be required by any of the parties to be so stated.

Complainant's Solicitor

Filed June 1849

Defendant's

Smithfield, Va Aug: 26 92

The Agricultural Insurance Company
of Watertown N.Y.
will please pay to L H. Swaetney or
order the Sum of Ninety Two dollars and
Five Cents and deduct the same from
Insurance due me on my policy

Indania O Little

Smithfield, Va Aug: 26 92

The Agricultural Insurance Company of
Watertown N.Y. will please pay to Berry Bros
& Co the sum of One Hundred and nine
dollars and fifty three cents and deduct
the same from Insurance due me on my
policy

Indania O Little

Order for
Berryman & Co

Smithfield, Va August-24th 1892

The Agricultural Insurance Company of
Watertown New York will please pay to R.
E. Boyd the Sum of Three Hundred
and Two Dollars and twenty cents and
charge the same to the Insurance due
me for the loss of the house in Policy No
17,999 Indiana A Little

Order for
R. E. Baskin

Abstracts from Judgements docketed in the Judgement Docket of Isle of Wight County against A. J. Tillit, according to their priority based upon the date each judgement was docketed to wit;

1st priority — B. T. Chapman judgement of a Justice for $91.45 with interest from the 1st Sept 1887 and $1.45 cost,

" " — P. D. Gwaltney Jr & Co. do. for $18.64 interest from 6th Jany. 1886 & $1.45 cost,

" " — L. H. Stallings do for $18.83 with interest from Jany 4th 1888, & $1.45 cost,

2d " — C. H. Hart do for $7.52 interest from Nov. 30th 1885, & $1.45 cost,

3d " — W. R. Berryman & Co. Judgt. Circuit Court, for $109.43 interest from Jany 2d 1887 & $7.85 cost,

3d " — L. B. Gwaltney do. for $92.05 interest from July 17th 1883, & $7.85 cost,

3d " — R. E. Baykin do for $500.00 with interest from 13th Jany 1886, subject to a credit of $244.44 as of 14th Jany 1888., And $7.85 cost,

4th " — Gwaltney & Berryman do. for $42.99 with interest from 3d March 1888. & $14.35 cost,

5th " — H. J. Drummond Judgt. of Justice for $3.85 interest from 27th of Oct. 1885, & $1.45 cost,

" " — H. J. Garnier do for $4.00 interest Oct 27th 1884 & $1.45 cost

" " — W. T. Jordan assee. of A. R. Baykin do for $21.00 with interest from Nov 27th 1887 & $1.45 cost.

" " — I. N. Jones do for $11.02 with interest from Jany 1st 1886, & $1.45 cost,

" " — I. N. Jones do for $6.71 with interest from 28th March 1887. & $1.75 cost.

5th priority
Waiver of Homestead

P. D. Gwaltney Jr & Co Judg't of Justice for $24.35
interest Nov 28th 1890 & $1.45 Cost,

Waiver of Homestead

B. P. Chapman do for $49.00 with interest
from Nov 28th 1889. & $1.45 Cost.

True abstracts

Teste N. F. Young D.C.
for N. P. Young clk.

Abstracts from Judgt
Dk Records Co. Ct. Halifax

Filed Dec. 19. 1890
at 11 o'clock
Corum's Young's office

In the Circuit Court of Isle of Wight County.

L. H. Gwaltney and W. R. Berryman, late merchants and partners under the firm and style of Gwaltney & Berryman . . . . Complainants.

vs. In Chancery.

A. J. Settle, Indiana A. Settle, E. W. Settle and A. L. Settle . . . . . Defendants.

To the Circuit Court of Isle of Wight County.

Pursuant to a decree of said court, rendered at its October term 1890, in the above mentioned cause, directing one of the Commissioners of the said court to state, settle and report to the court First: An account of all liens on the real estate of said A. J. Settle, including the lien of the plaintiffs in this suit, with their priorities and equities. Second: An account of all the real estate of the said A. J. Settle, including that conveyed by him to E. W. Settle by his deed which is herein set aside and declared null and void as to his creditors at the time the same was made, together with its fair sensible and annual value. And any other matters or accounts specially stated which he may deem necessary, or which may be required by any of the parties to be so stated.

Your Commissioner reports to the court that, on the 19th day of Nov. last, he issued notice to the parties Plaintiffs and Defendant and, that he had fixed upon the 18th day of December 1890, to take, settle and report the said accounts, and requiring them to attend on that day at his office at the Court House. Legal service of which notice to the plaintiffs, was acknowledged by their Counsel, and the notices to the

defendants was duly served on them, which notices are herewith filed. That on the day so fixed upon the defendants A. J. Little and E. W. Little, together with their counsel, R. S. Thomas Esq. appeared, and the plaintiff counsel, by telegram asked that the accounts be taken if they were not present, Your Commissioner, from the evidence before him, proceeded to take, state and settle the following accounts required by said decree, viz:

Account marked "A" which is of the liens on the real estate of said A. J. Little, including the lien of the plaintiffs in this cause, with the priority ~~made~~ ~~disputed~~ of each lien, stated numerically, in the margin of the account opposite to each lien, and showing in each instance whether or not execution is waived so far as ascertainable by the evidence before your Commissioner.

And an account "B" of the real estate of the said A. J. Little, including that conveyed by him to E. W. Little by his deed, which, by said decree, is set aside and declared null and void as to his creditors at the time the same was made, together with the fee simple and annual value thereof.

Account A. of liens on A. J. Little land.

Priority			
1st.	B. P. Chapman Judgt. of foreclosure for	91	45
	Int. from 1. Sept. 1887, to 20 Apl. 1891	19	96
	Costs	1	45
		112	86

	Amt. brought on			$ 112	86
1st priority	P. D. Gealtney Jr. & Co. Judgt. of justice for	18	64		
	Int. from 6. Jany. 1886 to 20. Apl. 1891	5	97		
	Costs	1	45	26	01
1st Priority	J. O. Stallings Judgt. of justice for	18	83		
	Int. from 4. Jany. 1888 to 20. Apl. 1891	3	17		
	Costs	1	45	24	50
2nd priority	C. H. Hart Judgt. of justice for	7	50		
	Int. from 30. Nov. 1885 to 20. Apl. 1891	2	39		
	Costs	1	45	11	34
2. priority Homestead waived.	O. R. Berryman & L. H. Gealtney under style of Berryman & Co. Judgt. Cir. Court for	109	43		
	with interest from 2. Jany. 1887, to 20. Apl. 1891	28	26		
	Costs	7	85	145	54
3. priority Homestead waived.	L. H. Gealtney Jud. Cir. Ct. for	92	05		
	Int. from 17. July 1883, to 20. Apl. 1891	42	80		
	Costs	7	85	142	70
3a priority Homestead waived.	R. E. Berkin judgt. Co. for $500.00				
	Int. to 14. Jany. 1888, from 13 Jany. 86 60.00				
	560.00				
	Credit 14. Jany. 1888 of 244.11				
	Balance " " "	315	89		
	Int. thereon to 20. Apl. 1891	61	81		
	Costs	7	85	386	55
4th priority	Gealtney & Berryman judgt. Cir. Ct.	42	69		
	Int. from 3rd March 1888, to 20. Apl. 1891	8	00		
	Costs	14	35	65	04
	Amt. of lines carried fwd.			$ 913	04

	Amt. of Claims brought on			$913 04
5th Priority	W. J. Drummond Judg. of a justice for		3 85	
	Int. from 27. Sept. 1888. to do. 1891		1 30	
	Costs		1 45	6 60
5th Priority	W. J. Grimes, Judgt. of a justice for		4 00	
	Int. from 24. Oct. 1887 to do.		1 55	
	Costs		1 45	7 00
5th Priority	M. D. Jordan agent of A. W. Boykin do. do		21 00	
	Int. from 20. Nov. 1887. to do.		4 30	
	Costs		1 45	26 75
5th Priority	L. M. Jones Judgt. do. do.		11 07	
	Int. from 1. Jany. 1886, to do.		3 50	
	Costs		1 45	15 97
5th Priority	L. M. Jones Judgt. do. do		6 71	
	Int. from 28. March 1887. to do.		1 63	
	costs		1 45	10 09
5th Priority ?	P. D. Gwaltney Jr. & Co. Judgt. do. do		24 35	
	Int. from 28. Nov. 1890. to do.		58	
	Costs		1 45	26 38
5th Priority ?	B. P. Chapman Judgt. do. do.		49 00	
	Int. from 28. Nov. 1889. to do.		1 14	
	Costs		1 45	51 59
	Total amt. of Claims proved.			$1057 42

Account B. of the real estate of A.J. Stitts.

A tract of lands "containing 230 acres, more or less," lying in the County of Isle of Wight, adjoining the lands of Jason Stitts; the est. of James Geo. Atkins Jr. dec'd. and others, the fee simple value of which is $1800 00

And the annual value of which is $100 00

Account "A" shows the total amount of lien to be $105.42, all of which are of the same dignity.

Account "B" is of the real estate of A.J. Stitts and shows the fee simple value to be $1800.00 and the annual value $100.00.

Given under my hand as a Commissioner in Chancery of the Circuit Court of Isle of Wight County, the 19th day December 1890.

N.P. Young Comm.

Commissioners fee. $14.50
Clerk Co: Ct. for evidence 3.75
Shff: for serving notice 2.00
Costs before Comm: $20.25

The defendants except to this report & deny as incorrect,
and specify specially the Debt of B. P. Chapman 112 86
and the Debt of P. D. Swackhamer 26 05
as erroneous,

March 28th 1891 R. S. Human atty for defendants

Guardian's Report
vs.
Ward &c.
Exceptions
Report of Comm. Sworn
Under date of Oct. 1890.

Filed 19th Dec. 1890.

I have allowed the order of $44.10 the amt of the County warrant in question. Of course you will not let me loose it if Mr Young refuses to allow the same to me Truly J. O. Branch Jr.

Hastings Nebraska

$2.99

1890.

Dec.

Suit of Groatting & Berryman vs. Suits ..D.
To N.P. Young Comr. in Chy. of Isle of Wight Cir. Ct.
For taking evidence, stating & inserting
accts. under decree of Octo. 1890. . $ 14.50
Amt. fd. Clerk Court for extracts of judgments
&c as evidence . . 3.75

N.P. Young cond. $ 18.25

Swalling & Bergman
vs. Little
$18.25

Atto. fee . . 15.00
Court tax . . . 1,50
Cell. Cir. Fee. Costs - 10.25
Stuff. fee —— 3.50
Court. in Clay. —14.50
Total costs to Jan 50.75
desired

16 25
2 99
21, 24

Judgments vs. A. J. Lilly docketed in
Isle of Wight county court, to wit;
Chapman B. P. for $91.45 t. Docket 22 Oct/88
Gwaltney P. D. & Co. " $18.64 t. " " "
Stallings J. W. " $18.83 t. " " "
C. E. Hart " $ 7.50 t. " 29. Nov. "
Berryman & Co " $109.43 t. " 4. May 1889
L. D. Gwaltney " $92.05 t. " " " "
R. E. Boykin " $500.00 t. subject to " " "
Cred. of $744.55 t. cost.
Gwaltney & Berryman for $42.09 " " 2. Nov/89
H. J. Drummond for $3.85 t. " " 27 Nov. /90
W. J. Grimes " $4.00 t. " " " "
M. D. Jordan assn: " $21.00 t. " " " "
J. M. Jones " $11.52 t. " " " "
Same " $6.75 t. " " " "
P. D. Gwaltney Jr. & Co " $24.35 t. " " " "
B. P. Chapman " $49.05 t. " " " "

I have not included int. & costs in the above judgments, because I understand the date of docketing only is desired.

Teste, A. D. Young Clk.

Sept. 22/92

Judgments

vs

A. J. Little

Swallow & Berryman
v
Lutts and others.

The Debt of B. P. Chapman against
A. J. Lutts for $1.45
With interest from September 1st 87
to April 20th 1891 one $ 19.96
and costs 1.45
making $112.86
reported in Commissioners
Harris report of Debts against the
said A. J. Lutts is not due to
me at all for a payment was made
on the said ~~at~~ debt and that was by
some error a second judgment and
for 49.00
which with interest from Nov. 28th
1889 to April 20th 91 1.14
and costs 1.45
making $51.59
is all that is now due to me, &
that is to be a credit against the
first reported judgment of $112.86

~~Dayton~~
February 2d 1891

B. P. Chapman

Virginia

Dist of Wright- County to-wit-

L. R. S. Thomas

a notary public for the County of Dist of Wright- do certify that B. P. Chapman whose name is signed to the statement- on the other side of this paper this day appeared before me in my County aforesaid and made oath that the statements- there in contained is true & correct- and that the said A. L. Little owes over & the Sum of $5.59 as there in stated

Given under my hand this 2d Day of February 1891

R. S. Thomas Notary Public

Swaboro & Bowman

vs

Little A. L.

Dist of B. P. Chapman

Not- Amount stated

The Judgment of P. D. Swallow Jr
& Co against A. D. Little
before the Justice for £18. 64
with interest from January
6th 1886 to April 20th 1891 5. 92
Costs 1. 45
Repeated in Commission 26 07
Many account of Debts
against him
in Sch- not to have been reported, because
It is the same Debt- as reported
as £24. 35-
with Interest from January
28th 1890 5-0
Costs 1. 45
26. 38

And by some inadvertence
Judgment- was twice sollicited for the same
Debt-, and this is now a Repet- against
the first-Debt- reported as £26. 01.

P. D Swallow & Co
per J. E Swallow

I. R. S. Thomas a notary public for the County of Davy Wright do Certify that J. E. Warren whose name is signed to the Statement on the other side of this paper personally appeared before me this 2nd day of February 1891 and made oath to the truth and correctness of said Statement as it is therein set forth

Given under my hand this 2nd Day of February 1891.

R. S. Thomas Notary Public

Swabum & 13

v.

Tittle

Deft's Evidence
Non-suit appealed

Everett Waddey, Stationer and Printer, Richmond, Va. } Form No. 300.

The Commonwealth of Virginia,

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

WE COMMAND YOU, That you summon A. J. Sitlle; E. W. Sitlle and Adelaide L. his wife, and Indiana Octavia Sitlle

to appear at the Clerk's Office of the Circuit Court of the County of Isle of Wight at the rules to be held for the said court on the first Monday in April, 1890, to answer a bill in Chancery exhibited against them in our said court by L. H. Gwaltney & W. A. Barryman late merchants & partners under the firm name and style of Gwaltney & Barryman

And have then there this writ. Witness, N. P. Young, Clerk of our said court, at the court-house, the 20th day of March 1890, and in the 114 year of the Commonwealth.

N. P. Young Clk

Form No. 300.

Gwaltney & Barrycraw

vs. { SUBPŒNA IN CHANCERY.

Little A. J. et als.

Geo. T. Clarke Esq. p.q.

To 1st April Rules,

1890. Circuit Court.

Executed by delivering a true copy of this Subpœna to the within named C. C. Little, Jr. and Mamie C. Little, also to the within named Estelle Little and Lucinda Little, each in person in the County of Lincoln on the 15th day of March 1890.

Fee $1.00

Lincoln Co. Miss. March 15th 1890.

E. White Sheriff
By C. Edwards Dep.

To the Hon. Croshie, Judge of the Circuit Court of Isle of Wight Co.

Your petitioners Frank R. Benyman, W.R. Benyman and L.A. Gwaltney, late partners in trade under the firm name and style of Benyman & Co, respectfully represent to the Court that at the May term 1889 they obtained a judgment against A.J. Tillet on a note running the benefit of the Homestead Exemption for $ with interest from the day of and $ the costs of suit. That execution issued thereon and was returned "No Effects". A copy of the said note, abstract of the said judgment, and a copy of said execution are herewith filed, marked respectively "A." "B." & "C." and are prayed to be taken as parts of this petition.

That a bill in Chancery has been filed in said Court by L.A. Gwaltney & W.R. Benyman, late merchants and partners under the firm name and style of Gwaltney & Benyman against the said A.J. Tillet & others for

land to the payment of his debt to them, in said bill mentioned.

Your petitioners pray that they may be made parties plaintiffs to the said suit on the usual terms and allowed to share in the proceeds of the sale of said land to the extent of their said judgment.

And that such other and further and general relief may be granted your ~~complainants~~ petitioners in the premises as the nature of their case may require and to Equity shall seem meet. And your petitioners will ever pray &c.

Frank R. Bingman
W.R. Bingman
L.H. Gwaltney
By Counsel

Gooding & Bergman

vs. } Petition of
Bergman & Co.

A. J. Little

To the Hon C. W. Hill
Judge of the Circuit Court of Doce
of Wright County

Now by complainty shewth unto the
Court his cause against A. J. Little, E. W.
Little, Adaline E. Little and Indiana
Octavia Little that on the 25
day of April 1890 they were summon
-ed to the first rule day in April 1890
to answer the Bill of L. H. Swaltney
and W. R. Berryman trading as Swalt
-ney and Berryman against them.
That the Bill was filed on the 7th
day of April 1890 setting forth a judgment
of $42.69 against A. J. Little; the issu
-ing of an execution on it; that the said A.
J. Little was possessed of a certain tract of
land of 230 acres: that on the 16th day
of March 1889 he sold to E. W. Little
for $1800—; that on the 26th day of August
1889 E. W. Little and Adaline his wife
sold the said land to Indianna Octavia
Little for $1800— That the said Sale of
A. J. Little to E. W. Little was made with
the intent to hinder, delay and defraud the
creditors of A. J. Little & that the Sale of E.
W. Little & Wife to Indianna Octavia Little

was part of the same fraud & was void: That at the October Term 1890 of this Court a decree was entered declaring that the said deeds were made with the intent to delay and defraud the creditors of the said A. J. Lutte, & declaring them void and directing a commissioner to report all the liens against the said real estate (2) its fee-simple and annual value & (3) any other matters deemed pertinent &c.

Your orators allege and aver that owing to their ignorance and inexperience very great wrong & injustice has been done them by the decree aforesaid. But it often happens likely by surprise: That when the process to answer the aforesaid bill of the complainants was served on them that they supposed it was a suit-at-law; that A. J. Lutte attended both the April and October Courts and requested R. A. Edwards the Sheriff to notify him when it was called so he might make his statement and defence: That never having heard it called he supposed nothing at all was done in the case and was fully

surprised when they ~~received the~~ were summoned before the Commissioner when he was about to make up his report under the said decree; that A. J. Little went to him and inquired what it meant and they only learned from him that the suit was a chancery suit, and of the decree aforesaid.

They allege and aver that the aforesaid deeds were in good valid and bona fide considerations; that the deed of March 16th 1889 from A. J. Little to E. W. Little was made in virtue of an purchase made on the 4th day of July 1888 when the said E. W. Little bought the said tract of land for $1800 — and paid $1210.67 cash and gave his bond for the balance 589.33 when not expecting nothing the said he told his brother that he would sell it to him at the same price at any time within a year: that not being approached within the year, he on the said 16th day of March 1889 took the Deed to himself as alleged. That on the 26th day of August 1889 Indiana Octavia Little wishing to purchase the land the said E. W. Little & wife sold it to her for the same price he gave & received

his fund aforesaid in part payment, and the balance in money.

In consideration whereof, Jane Watts hopes that the aforesaid decree may be set-aside and reversed and no further proceeding be had therein &c. And Jane Watts will ever pray &c

R. S. Thomas Solr.

Little et-al
vs Bishop Revised
Broadway & Berry Sts

To the Hon. Cyrus Pitt, Judge of the Circuit Court of Isle of Wight Co.

Humbly Complaining showeth to the Court your Complainants, L. H. Gwaltney and W. R. Bunyan, late merchants and partners under the firm name and style of Gwaltney & Bunyan, that at the Oct. Term 1889 of the said Court they obtained a judgment against A. J. Pitts for $42.69 with interest thereon from the 3d day of March 1888 the payment and $14.30 costs; on which judgment execution issued and was returned "No Effects". An abstract of the said judgment and a copy of the said execution are herewith filed marked respectively A. & B. and are prayed to be taken as parts of this bill. That the summons in this suit in which the said judgment was ordered was issued on the 13th of March 1889 and was served on the said A. J. Pitts on the 16th day of March 1889. A copy of the said summons marked C. is herewith filed and prayed to be taken as a part of this bill.

Exhibits A. & B.

Exhibit C.

That at the time the said summons was served on the said A. J. Little he was seized & possessed of a certain tract or parcel of land lying and being in the County of Isle of Wight containing 230 acres more or less bounded by the lands of Jason Little, James Gwaltney Jr's estate and others and that the day next (count on the 16th March 1889) day he conveyed the same to his brother E. W. Little by deed (bearing date on that day) of bargain & sale for the pretended Consideration of $1800. A copy of said deed is herewith filed marked D. and is prayed or. That on the 26th day of August 1889 the said E. W. Little and Adelaide his wife conveyed the said land to Indiana Octavia Little, who is the wife of the said A. J. Little, by deed (bearing date on the day last mentioned) of bargain & Sale for the like pretended Consideration of $1800. A copy of the last mentioned deed is herewith filed marked E. and is prayed or.

Exhibit D.

Exhibit E.

Your complainants charge that the said deed from A. J. Little to E. W. Little his brother was made

and given with intent to delay hinder and defraud his creditors and is therefore void. And that the deed from the said E.W. Little wife to the said Indiana Octavia Little, the wife of the said A. J. Little, was part and parcel of this fraud & was also void. That the said E.W. Little did not have the said sum of $1800. nor was he worth that sum, nor could he borrow it from any other person; and if he had had it he would not have given it for the said Wife Indiana Octavia Little's right of dower therein relinquished and released. Neither did the said Indiana Octavia Little have the said sum of $1800., the pretended consideration of the deed from E.W. Little wife to her, she having no estate independent of her husband.

Your complainants further charge that they are entitled to have both the said deeds set aside and declared null & void and that the said land sold or to be sold to satisfy their said Judgment,

they can without such a Law aid can only be obtained in this honorable Court of Chancery where matters of this sort are cognizable To the end therefore that justice may be done your Complainant in the premises May it please that the said A. J. Little, E. W. Little and Adelaide L. his wife and the said Indiana Octavia Little (~~wife of the said A. J. Little~~) may all be made parties defendant to this bill and required to answer the same but not on oath (by any and all of said parties) the benefit of which is hereby expressly waived. That by decree of this honorable Court the two said deeds may be set aside and declared null and void and the said land subject to the satisfaction of the said judgment of Your Complainants. That all necessary accounts may be taken and that the said land may be sold to satisfy their said Judgment. And that such other and further Decree may be granted your Complainant in the premises as the nature of this Case may require or to Equity shall seem meet.

And your Complainants will ever pray &c

G. Walthall & Bingaman
By Counsel

Oct. term 1892
Dc. making this vacation
Cause

April 1893 Final

Grating & Bingham

vs. } Compt Bill

A. J. Litton et als

1st. Afd. Rules 1890.
Bill & files, serves.
ead. & de: nisi.

2d. Afd. Dfts. Bill taken
for conf'd. & cause
set for hearing.

Oct Term 1890
Dc. setting aside deed
& for costs:

Oct Term 1891
Dc. making this vacation cause

April Term 1892
Dc. making this a vacation cause

To the Hon. C. Stuart, Judge of the Circuit Court of Isle of Wight Co.

Humbly complaining showeth to the Court your Complainants S.S. Gwathmey and W.R. Bergman, late merchants and partners under the firm name and style of Gwathmey & Bergman, that they have a claim against A.J. Little for $ on which they brought suit at the May term last, of the said Court, but by mistake judgment was not rendered thereon and the same was continued unto the October term. The said A.J. Little made no defence at the May term, nor has he as yet made any appearance in the case, and no doubt judgment would be rendered at the Oct. term in favor of your Complainants. The said A.J. Little is possessed of no personal property which can be taken under execution as is shown by a copy of an execution in favor of Bergman & Co. against him, filed herewith marked "A" &c, and to be filed with this petition in this suit.

That the said A.J. Little is about to

possessed of a certain tract of land in
Isle of Wight County containing
acres more or less, and adjoining
the lands of
and others. That the said judgment
will be a lien on his said land.
That they are without remedy at law
and can only be relieved in this
honorable Court of Chancery where
matters of this sort are cognizable.
To the end therefore that justice may
be done your Complainants in the
premises, they pray that the said
A. J. Little may be made a party
defendant to this bill and required
to answer the same, but an an-
swer on oath is hereby expressly
waived. That all necessary accounts
may be taken, and that by decree
of this honorable Court the said
land may be directed to be sold
and the proceeds applied as far
as necessary to the payment of
the said judgment. And that
such other and further and gen-
eral relief may be granted your
Complainants in the premises as
the nature of this case may

sequin, and to Equity shall seem
meet. And your Complainants
will ever pray &c

S. S. Gwathney
W. R. Burgmon
By Counsel

Gwatkin & Bunyan

vs. Petty Bill

A. J. Little

Octo. 1st Rs. 1889. Bill
& filed, answ. exhd. &
dec. nisi.

Octo. 2d Rs. Bill taken
for confo. & set for hearing