

1894-005

Chancery Causes:

Buckner & Company vs Samuel F. Stott
Buckner & Company vs Samuel F. Stott & al

Folder 1

Jsh of Wright County

other surnames: Buckner
Carroll, Thomas, Fergusson
Alley, Branch

Buckner & Co
v Bill
Stott, S. F.

March Rules 1888.
Bill &c filed. affid. of
non evidence filed & on. prob.

May Rules 1888, Bill taken
for confd. on order of
publ. being duly published,
and cause set for hearing.

Oct term 1888
dece for accounts

April term 1889.
report confirmed. decree
for sale

Oct. term 1889. report confd.
de. to collect & make deed

April term 1890.
de to withdraw certificate of
disposal & distribute

Oct term 1890
Rept confd. final decree

In the Circuit Court of Isle of Wight County

To the Hon. C. W. Hill,

Judge of the Circuit Court of Isle
of Wight County in Chancery
Sitting:

Humbly complaining unto the
Court, your orator Henry B. Buckner
trading under the name and style of
Buckner & Co. & herewith

1 That at the Circuit Court of the
County of Isle of Wight held on
the 21st day of October 1887 your or-
ator obtained a Judgment against
Samuel F. Stott for Nine Hundred
and forty one dollars and seventy
three cents with interest thereon from
the 31st day of July 1885 well paid
and \$14.18 costs as will be seen
by a certified copy of the said judg-
ment which was duly docketed ~~on~~
~~so~~ herewith filed as Exhibit "A"
and prayed to be taken as a part
of this Bill

2 That the said Samuel F. Stott
is a non-resident of this state and
has no personal property wherever
on which an execution can be levied
but he has One Hundred and Sixteen
acres of land in this County of Isle of Wight

by way of payment to the lands be-
longing to the estate of James Wil-
liams which was conveyed to
him by

by deed bearing date on the day
of A.D. 18 a
copy of which is herewith filed as Exhibit
'B' and prayed to be taken as a part
of this bill.

3 That the judgment aforesaid of Gun-
crater is a lien on the said land,
that it is chiefly wooded land
unsuited for cultivation and of no
great value, that the rents and
profits will not pay the debt
of Gun crater in five years

In order consideration whereof
and for as much as Gun crater is with-
out remedy save in a Court of
Chancery where matters of this
sort are alone and properly cogni-
zable to the end that justice may
be done he prays that the said
Samuel F. Stott may be made a
party Defendant to this bill, that
he may be proceeded against by
order of publication, that he may
be required to answer this bill
as fully and as effectually as if he
were here and not specially in terro-
re, Gun crater waiving an answer

on oath, that ~~the said tract~~ one
of the Commissioners of this court
shall take an account of the an-
-nuity and of the bus-simply value
of the aforesaid tract of land and
that if the rents and profits of the
same will not pay generators
Debt in five years that the said
land may be sold and its proceeds
applied to the payment of genera-
tors Debt and that he may have
all such other and further relief
as the nature of his case may require
and to Equity shall seem meet. And
he will ever pray &c. The plain-
-tiffs attorney gives notice to all
parties that he will ask an actor
neys fee to be allowed him for his
services in this suit.

R. S. Thomas & Co.

Buckner vs

vs

Stoll and others

Complaints Bill.

1890.

1st Sept. Rules, Bill & filed
success. exd. on all drafts.
Except S. J. Stoll, no in-
habitant, & de cred
nisi n. tunc. affor?
of no inhb. as to ap'd st.
Stoll & ord. of pabls.

2nd Sept. Re. et forking as to all
S. J. Stoll

2nd Octo. Res.

Set for hearing on ord. pabls.

Oct Term 1890

De. for acts.

Decd.

April term 1892

De conf. sept 10.

April term 1894

Final

1 sold and the proceeds distributed among the parties in proportion to their
2 respective interests, your orator assuming the share of the said Samuel &
3 Scott.

4 In answer to the objection which is made by the said Samuel & Scott, your orator is
5 reminded in the premises that by the act of a court of equity where
6 matters of this kind are alone and properly cognizable, your orator
7 prays that the said Samuel & Scott, Mary Ann Scott, Alice & Scott, Joseph
8 Kelly and Martha & his wife and Edward J. Ferguson and Willie
9 & his wife be made parties defendant to this bill and required to
10 answer the same, your orator hereby warning an answer upon oath,
11 the said real estate be sold ~~among~~ ^{by} the parties aforementioned and
12 the Samuel & Scott's portion be allotted to him, ^{that you attach must may give my name & by this land and} that all proper orders
13 and decrees be made and required be directed, that if it shall appear
14 that the rents and profits of said share of said real estate will and
15 in fact your orator satisfy your complainant's ^{debt} ~~judgment~~ that the
16 said ~~share~~ be sold and the proceeds thereof be applied in satisfaction
17 of your orator's said ^{debt} ~~judgment~~, that if such rents will so suf-
18 fice, the said share be rented out and the rents and profits be ap-
19 plied to the said ^{debt} ~~judgment~~ until the same is fully satisfied; but if
20 the said real estate be undrawable in kind, that the same be exposed
21 to sale and the proceeds thereof be distributed among the parties in
22 titled thereto except the share of the said Samuel & Scott which
23 your orator prays may be applied to the satisfaction of the said
24 ^{debt} ~~judgment~~, that proper process may issue, that reasonable fees be
25 allowed your orator's attorney for his services in this cause and
26 that such other further and general relief may be afforded your
27 orator as the course of his case may require or he equitably shall deem
28 meet, And your orator will ever pray &c.

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conveys the said land to the said Sarah & Galt as decreed by said
Dece of April Term 1881, all of which is shown by a certified copy of
said Decree of appointment and the petition of said Sarah & Galt, marked W. of
an exhibit of the Decree of April 1881, marked E. of the Decree of April Term
1883 marked F and of the Decree of R. S. Thomas versus persons marked G
Lambert filed and prayed to be taken as a part of this bill,

5 That the amount paid by the said Sarah & Galt on the bonds given for
the purchase of said land was \$869.89 which with the cash payment of
\$113.97 makes \$983.86. the whole amount paid by her, and she secured
on the said judgment against her ^{by} Mary Carroll \$692.37 as shown by
report of commissioner R. S. Thomas filed October 20th 1883, marked H
Lambert filed and prayed to be taken as part of this bill, The said
Sarah & Galt therefore held in trust under said Decree of appointment
such a portion of said land as \$692.37 bears to \$983.86, and held in
fee simple such a portion as \$291.35 bears to \$983.86. In other words
she held 7038 ten thousandths of said land in trust as aforesaid and 2962
ten thousandths in fee simple in her own right.

6 That the said Sarah & Galt has departed this life intestate leaving as her
~~children~~ ^{children} only heirs at law the said Samuel & Galt and Mary Lou Galt, Alice G
Galt, Martha L. Celly wife of Loftin J. Celly and Willie C. Ferguson
wife of Edward J. Ferguson who are each entitled to one fifth of the
land held by their mother in fee simple as aforesaid, and the said Mary
Ida Galt, Alice G. Galt and Willie C. Ferguson are the only children
of the said William A. and Sarah & Galt who remained and lived with
their mother until her death and are each entitled to one third of
the land held by her in trust as aforesaid.

7 That the aforesaid ^{or debt was incurred by the said Mary Lou Galt} judgment of your court is still due and unpaid except \$218.10 paid on the 20th day of June 1890, and is a lien
upon the interest of the said Samuel & Galt in the said land* and
your court is entitled to have ^{if it can be done by kind} partition made of the said land, and
the ^{share} interest of the said Samuel & Galt sold and the proceeds applied
to the payment of the said judgment, the said land profits being in
sufficient to pay the said judgment, ^{and debt} in full or more, but if the said
land be not capable of partition your court desires the same to be

*but if there is not a lien, the said land
is nevertheless liable for the said
debt

that date all of which is shown by a duly certified copy of an exhibit of
said decree and of the report of L B Hayden commissioner of said
county B and C filed herewith and prayed to be taken as part of this
deed.

That Gray Carroll who was a judgment creditor of said William C Stott
by his said bearing date on the 9th day of September 1878 conveyed
and assigned his said judgment to the said Sarah F Stott in trust that
she should apply the net proceeds of said judgment to the purchase
to the purchase of the farm of which the said W C Stott died seized in the
county of Los Angeles and hold the said farm or ~~the~~ such portion of said farm as
corresponded with the per cent amount of the net proceeds of said judge-
ment to the amount of the whole purchase price of the farm, for and
during her life, for the joint use, support and maintenance of the said
Sarah F Stott and such of the children of the said William C and Lu-
and the descendants of such children
ciah F Stott as may remain and live with the said Sarah F Stott; as
remainder in fee absolutely on the death of said Sarah F Stott to such child
or children of said W C and Sarah F Stott and the descendants of any
deceased child or children equally; such descendants to take per stripes.
The said Sarah F Stott by her petition filed in said court on April 20th
1881 prays that she be allowed to collect from the personal and real es-
tate of the said William C Stott whatever may be due on the said judge-
ment and apply the said proceeds in part payment of said farm and
hold such portion of the same in trust as in said deed of assignment
mentioned, and the said court by its decree in said suit of April Term 1881
ordered that upon the payment of the said bonds of Sarah F Stott a
good and sufficient deed should be made to the said Sarah F Stott for the
land purchased by her as aforesaid conveying to her, ^{with special warranty} in fee simple that
that portion of the said land not paid for out of the proceeds of said
judgment of Gray Carroll, and for that portion paid for by said
proceeds with special warranty in fee simple to the said Sarah F Stott in
trust for herself and children as described in the said deed of assignment
of Gray Carroll. L B Hayden the commissioner appeared by said decree
having said without reciting the same, R P Shores was substituted
by decree of April Term 1883
in his stead, and by his said bearing date on the day of 1883

Bond and on a promissory note made by the said
Samuel & Stott on July 30th 1885 and bearing for \$941.73
payable to said Buckner & Co one year after date with
interest at the rate of eight per cent; which note is
filed in the case in which said promissory note was
made.

In the Circuit Court of Isle of Wight county

To the honorable John H. Hill judge of the Circuit Court of Isle of Wight
county, in chancery sitting

Shumbly complaining to your honor your orator Henry
B Buckner trading under the name and style of Buckner & Stott with
that at the Circuit Court of the said county held on the 21st day of October
1887, your orator obtained a judgement against Samuel & Stott for
Nine hundred and forty one dollars and seventy three cents with
interest thereon ^{at the rate of eight per cent} from the 31st day of July 1885 till paid and \$14.18
costs, and which judgement was duly docketed, as will appear by
a duly certified copy of said judgement and a certificate of the docket
and a duly certified copy of said note marked H
in the case marked H filed herewith and prayed to be taken as a part
of this bill.

2 That the said Samuel & Stott is a non resident of this state and has
no personal property therein on which an execution can be levied, but he
has an undivided interest in the lands of which his widow, ^{Samuel & Stott} and orator,

3 That the said Samuel & Stott, at the sale of the land of which he has
bond William A Stott and orator, and is a decree of the Circuit
Court of Isle of Wight in a suit therein pending styled Eggs and others
vs Stott and others, purchased the tracts of land described in said de
cree as follows, to wit the majority of the tract of 237 acres 1 R & 19 A de
scribed in the plat filed as Exhibit A herein as alloted to W A Stott in the
report of partition aforesaid, subject to the dower of his widow therein as
aforesaid, and the tract of 125 acres described in said plat on the south
side of the road, the original dower tract of the widow of Samuel Stott,
subject to the dower of the widow of said William A Stott as aforesaid, but
The said land was sold on a credit of one two and three years in three
equal payments with interest from the day of sale except so much
for each as will pay a valuable share of costs of suit and sale. The
said Samuel & Stott having bid the sum of \$800 was declared the purchaser
and paid the sum of \$113.97 in cash and received three bonds for
\$228.67 2/3 each payable respectively 1, 2 and 3 years after the 31st
day of February 1879 that being the day of sale with interest from

Buckner & Co.

vs. $\frac{3}{4}$ sent in
Chf.
H. W. D.

//

To March Rule, 1888.

Thomasfig.

The Commonwealth of Virginia,

To the Sheriff of Isle of Wight County, Greeting:

WE COMMAND YOU TO SUMMON *Samuel F. Stott*

to appear at the Clerk's Office of the Circuit Court of Isle of Wight county, at Rules to be holden for the said Court, on the first Monday in *March* next, to answer *the Bill in*
Chancery of Henry B. T. Buckner trading as
Buckner & Co.

of a plea of *see* for \$ *see* Damages \$ *see* And have then there this writ.

Witness, N. P. YOUNG, Clerk of our said Court, at the Courthouse, the *28th* day of
February, 188*8*, in the *112th* year of the Commonwealth

N. P. Young

Buckner & Co.

vs. }

SUBPENA
IN
CHANCERY.

Saml F. Stott et al.

Geo. R. Atkinson p. q.

To 1st September Rules,
Circuit Court.

Received by delivery to the within
 Allen & Libby Second, Thurston
 used critic & his wife a copy of
 their documentary copy 29th 1890.
 Great work finishing many other
 with all their records. Address of
 records then copy person can the
 copy of 16 first & second a copy
 there of the then from noon
 August 29th 1890.
 Wm. C. Sedgwick
 S.H.

The Commonwealth of Virginia,

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

WE COMMAND YOU, That you summon Samuel F. Stow, Mary Ida Stow Alice G. Stow, Stephen J. Alley and Martha L. his wife, and Edward J. Ferguson and Willie C. his wife

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 September, 1890, to answer a bill in Chancery exhibited against them in our said court by Henry B. Buckner trading under the name and style of Buckner & Co.

And have then there this writ. Witness, N. P. Young, Clerk of our said court, at the court-house, the 27th day of August 1890, and in the 115th year of the Commonwealth.

a Copy-
Teste-

N. P. Young D.C.

N. P. Young Clerk.

Quicker *Am Co.*

vs. }

SUBPENA
IN
CHANCERY.

Saml F. Stott etals

Geo. R. Atkinson p. q.

To 7th September Rules,
Circuit Court.

Fee sent

sent on L. J. Allen &
wife

The undersigned by authority of a true copy of the writ in to the undersigned
of St. Mary. wife of L. J. Allen he undertakes to his place of St. Mary
also to copy for himself & Allen to his wife and summoning them
to appear at the time and place mentioned
August 29-1890

J. W. Mason sept 2nd
for D. S. Costello through
at J. P. Richmond no

The Commonwealth of Virginia,

To the Sheriff of the City of Richmond Greeting:

WE COMMAND YOU, That you summon Samuel F. Stott, Mary Ida Stott Alice G. Stott Sophia J. Alley and Martha C. his wife, and Edward J. Ferguson and Willie C. his wife -

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 September, 1890, to answer a bill in Chancery exhibited against them in our said court by Henry B. Buckner, trading under the name and style of Buckner & Co.

And have then there this writ. Witness, N. P. Young, Clerk of our said court, at the court-house, the 27th day of August, 1890, and in the 115th year of the Commonwealth.

a copy
Subscribed - N. P. Young D.C.

N. P. Young, Secy.

Norfolk Va Dec 26 88
R. S. Thomas Esq
Smithfield Va
Dear Sir:-

Responding to
your favor of the 24th
I beg to state that the
116 a land now charged
to Saml D. Stott has never
within my knowledge
been sold for taxes the
taxes due for 1888 is
\$3.11

Very respectfully
J. O. Branch

Buckner & Co.

or. 3/4 of cck.

Scott as to Lewis

18 19 20 21 22 23 24 25 26 27 28 29 30

1 Clerk's office, Isle of Wight County Oct. 29. 1888.
2 I, A. P. Young clerk of the county court
3 of Isle of Wight County, do certify that I have
4 carefully examined the records, and the
5 judgment docket in said office, and that
6 I find no lien upon the real estate of Samuel
7 P. Scott except the judgment of Buckner
8 & Co. mentioned in their chancery court
9 against said Scott.

10 Teste, A. P. Young clk.
11)
12)
13)
14)
15)

Buckner & Co

vs

Rollt.

Report of
Commissioner Atkinson
under letter of Veto in Dec
1888.

Filed Apr. 4. 1889
"

of 31st inst the annexed and on 29th. Upon review of the
report that no other duties than by the said Bureau and the said
particulars are provided before, however,
from under my hands as a Commissioner in the name of the said
Bureau and your best efforts.

Geo. R. Williams

Commissioner of the
Bureau of Land

An account of all the liens upon the lands owned by Samuel
B. Holt in the proceedings mentioned

To the State of Virginia Taxes for 1885	\$ 11	\$ 11
" Buckner & Co. for amount of the Bureau court of Sale of Weight County, Dec 21 1887	941 73	
Johnston for rent, 3, 1885 to April 1889	210 32	
do. do	14 18	1166 23
		1169 34

An account of the fee simple unencumbered value of the land of
Samuel B. Holt in the bill and proceedings mentioned,

Don't of land in Co. of Weight County containing 116 acres	\$ 4,500	\$ 0 00
---	----------	---------

Comptroller's Office
Smithfield March 11th 1889

Pursuant to a decree of the Bureau Court of Sale of Weight County
rendered at the October Term 1888 in a suit in chancery pending therein
between Henry B. Buckner & Company under the name of Buckner & Co.
plaintiffs, and Samuel B. Holt defendants, the undersigned a Commissioner
in chancery of the said court who was required by the said decree to take
the following accounts to wit 1st An account of all the liens upon the land
of the said Samuel B. Holt in the bill and proceedings mentioned, 2nd An ac-
count of all debts due by the said Samuel B. Holt, 3rd The account showing
the amount and fee simple value of the said land, which that on the 1st
day of March 1889, he issued process against the said parties requiring
them to attend the taking of the said accounts at his office at or near on the 30th
Day of March 1889 which process was returned duly executed. The plain-
tiff by his attorney having, a knowledge of service, and the defendant
having a process returned against whom an order of publication had been
made, except that on the date of this report he made up and completed
the foregoing accounts. That he is B. respectfully and finally as
shown by account A that the liens upon the lands of the said Sam-
uel B. Holt, with interest therein to April 20th 1889 amount to \$1169.34
and as shown by account B that the fee simple value of the said land

Buckner & Co
vs.

Samuel F. Stott
Dece. Oct. term 1888

For acts

Thos. W. Stott

1 In the Circuit Court of Isle of Wight County
2 October Term 1888.

3
4 Buckner & co.

Plffs

vs.

5
6 Samuel J. Stott

Def

7
8
9 This cause came on this day to be heard
10 on the bill taken & confessed by S. J. Stott
11 the defendant who has been proceeded against
12 by order of publication in the manner directed
13 by law, and the Court doth adjudge order
14 and decree that one of the commissioners
15 of this court do take and render an ac-
16 count of all the liens upon the said
17 tract of land, and of all the debts due by
18 the said S. J. Stott, and that take and
19 render to court an account showing the
20 annual and fee simple value of the
21 tract of land, in the bill and proceedings
22 mentioned together with any other matter
23 deemed pertinent by him, or required
24 by any of the parties to be so stated.

25 A copy.

26 Teste,

J. O. Young clk.

Received Jan 20th 1890 of the clerk
of the court - the certificate of deposit - of
R. T. to the new Cashier for \$20466
for 215, dated January 23rd 1890 memo-
-rized in the within report.

R. S. Thomas

Shl Court

Buckner & Co

N.

Stott S. F.

Report of Deed & L
Deposit of money -

Buckner & Co

N

Stott S. F.

To The Hon C. W. Hill
Judge of the Circuit-Court of Dist. of
Wash-Country.

The undersigned has the honor to report
that he on the 22^d day of January A.D
1890 collect of Joseph A. Turner his
bond of \$200.00 returned with the
report of sale of the undersigned bearing
date in Sep: 9th 1889, and \$4.66
interest thereon and that in the pay-
ment of the same he made the
said J. A. Turner a good and suffi-
-cient deed in his sister with special
warranty for the land in the bill
and proceedings mentioned and that
after having collected it he deposited
in the Farmers & Merchants S. B. & C
Smith fund to the credit of this cause
and took ^{therefor} a certificate of deposit to 218
which is hereto attached

Respectfully submitted

R. S. Thomas
Spc Comm

Jan 23^d 1890.

Received January 22nd 1890 of R.S.
Thomas Special Commissioner in
Bankruptcy & Co. v. S. F. Slot the sum of
Fifty cents for Notarial Certificate to
his Deed & L.A. Turner

Wm R. Withington Clerk

making in all \$62.07, and deposited
the balance \$37.50 in bank to his
credit as special Business Director.

The advertisement of sale, the bond,
and the receipt of the parties for the money
money made are herewith submitted,

Very Respectfully

R. S. Thomas

the Com

Sd. 9th 1889.

January 29th 1890, Received of the clerk
J. W. Smith the money received from
W. J. A. Turner & J. J. 29 and 29 for
\$200 -

R. S. Thomas

the Com

Buckner & Co

W

Stott S. F.

Report of Sale
by R. S. Thomas
the Com

Received from 20th the receipt from
of the clerk of the court - the cer-
tificate of deposit - of R. K. Clark
from Captain for \$37.50 and
Sd. 7th 1889 made and
made in

R. S. Thomas

the Com

Buckner + Co

v

S. F. Slott.

To the Hon C. W. Hill

Judge of the Circuit Court in Chan-
cery sitting:

The undersigned has the honor to report
that after having given the bond and
made the advertisements required by
the Decree herein of April Term 1889
he advertised the sale of the tract of land
belonging to the said S. F. Slott to occur at
Sale of Wright Court House in Monday
the 20 Day of September A. D. 1889 when
and where it was exposed to sale to the
highest bidder and was knocked down
to, and bid off by Joseph A. Furman for
the price and Term of \$ 300.00
Three Hundred Dollars, who paid
in cash the sum of 100.00
and gave his bond at 12 months \$ 200.00
for Two Hundred Dollars with
James J. Edwards as his surety.
That out of the cash payment of \$ 100.00
he has paid.

Attorneys fee & misc Tax Paid R. S. J. 16.50

Cherks fee Od. A. O. Young & Co. 8.71

Genie Atkinson Paid Mrs R. S. Thomas 4.50

Aspfell Land mark In Receipt 10.80

Commissions Paid R. S. Thomas 15.00

Grice Paid ~~At~~ K. Whitcomb Criss 5.00

J. O. Wise In Receipt

62.01 37.50

We shall have advertised in the twice place & terms of sale, at the of High Court house on a court day, thirty days prior to the day of sale, and at other public places and shall have given bond with sufficient security, on the penalty of \$750, before the clerk of the court, conditions agreeing to land, and for the faithful performance of his duties under this decree.

A copy.

Cont.

Atto. fee \$10.50

Clerk's fee . 8.71

Comm. Attorney 4.50

Debtors' ord. fee \$10.80

\$40.51

Buckner Co.
vs. $\frac{1}{3}$ McKey,
Debt

Copy decree for
Sale Apr. 1889.

In the circuit court of Isle of Wight county
April term 1889.

Buchanan & Co.

vs.
Scott & J.

By J. L. Ches.

This cause came on this day to be again heard on the papers formerly read and on the report of Commissioner G. R. Atkinson of April 4th 1889, to which no exceptions are filed, and was argued by counsel on consideration whereof the court confirming the said report doth adjudge and decree that R. S. Thomas who is hereby appointed a special Commissioner for that purpose do proceed to sell the tract of land in the bill and proceeding mentioned, belonging to Samuel P. Scott of One Hundred and sixteen acres, in the county of Isle of Wight, adjacent to the lands of James William and others, at public auction, at Isle of Wight court house on a court day, for one hundred dollars cash and the balance in twelve months from the day of sale, for which deferred payment he shall take bond with good security, with a waiver of the homestead, with interest from date, and title remains till the further order of the court. But the said R. S. Thomas shall not make sale of said tract of land until

Sept 24 Paid \$100-

SALE —OF— TIMBER LAND

BY VIRTUE OF A DECREE OF THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY, rendered at its April Term, 1889, IN THE SUIT OF BUCKNER & CO. v. S. F. STOTT, I shall offer FOR SALE at

PUBLIC AUCTION!

AT ISLE OF WIGHT COURTHOUSE,

Monday, 2d day of September,

[THAT BEING COURT-DAY,]

THE TRACT of Land belonging to SAMUEL F. STOTT, comprising ONE HUNDRED AND SIXTEEN ACRES, be the same more or less, adjacent to the lands of James Williams and others.

TERMS:

ONE HUNDRED DOLLARS CASH; BALANCE IN 12 MONTHS, for which BOND WITH GOOD SECURITY, with a waiver of Homestead, and INTEREST FROM DATE will be required, and title retained until payment in full is made.

R. S. THOMAS,

Special Commissioner.

CLERK'S OFFICE,
ISLE OF WIGHT CIRCUIT COURT,
MAY, 1889.

I, N. P. YOUNG, Clerk of the Circuit Court of Isle of Wight County, do certify that the Bond required to be given by R. S. THOMAS, Commissioner under the Decree mentioned in the above notice, has been duly executed and filed. Given under my hand the day and year aforesaid.

N. P. YOUNG, Clerk.

Sold to J. A. Turner for \$300.00

NORFOLK, VA.,

July 9

1889.

*Mr. S. Thomas, Special Commissioner in the suit of
Buckner H. V. Stott*



To T. O. WISE & SON, DR.



JOB PRINTERS, BOOK BINDERS AND NEWSDEALERS,
No. 111 MAIN STREET.

June 7 To 100 Bills, Notice Sale of Land 1 50

*Paid T. O. Wise Son
July 16-1889*

RATES PER SQUARE OF 10 LINES OF SPACE NONPAREIL TYPE.

First insertion, 60 cents; each subsequent consecutive insertion, 30 cents; each subsequent non-consecutive insertion, 40 cents; amusements, 75 cents first insertion; each subsequent insertion, 50 cents. Reading notices 15 cents for the first and 10 cents for each subsequent insertion. Contracts for advertising can be made at the business office; contractors confined to their legitimate business and contract space.

Folio 476

1888

1887

May 21

1888

May 13

Office of THE NORFOLK LANDMARK,

Norfolk, Va.

April 23 1888.

J. S. Thomas

To The Norfolk Landmark Publ. Co., Dr.

To Advertising: Suit Buckner vs Stott

\$

3 sqs 1 ad 4 w

5 40

" Suit Buckner vs Stott

3 sqs 1 ad 4 w

5 40

10 80

Received Payment,

Sept 10/89

J. W. Thompson Publisher
FOR THE NORFOLK LANDMARK.

STATE OF VIRGINIA.—AT RULES
held in the Clerk's Office of the Circuit
Court of Isle of Wight county, on the 6th
day of March, 1888.

Henry B. Buckner, trading under the name
and style of Buckner & Co.....Plaintiff
against
Samuel F. Stott.....Defendant

IN CHANCERY.

The object of this suit is to effect a sale of
one hundred and sixteen acres of land, owned
by the Defendant, in said county, to satisfy
a judgment in favor of the Plaintiff against
the Defendant for \$941.73, with interest
thereon, from the 31st day of July, 1885, till
payment and \$14.18 costs.

An affidavit having been made and filed
that the said Defendant is not a resident of
the State of Virginia, it is ordered that he do
appear here one month after due publication
of this order and do what may be necessary
to protect his interest in this suit, and that
a copy of this order be published once a week
for four successive weeks in some newspa-
per published in the city of Norfolk.

A copy—Teste:

R. S. Thomas, p. q.

N. P. YOUNG, Clerk.
mh13-tu,4w

I, *S. S. Attnigham Jr* Publisher of the
NORFOLK LANDMARK, a newspaper published in the City
of Norfolk, in the State of Virginia, do certify that the order of
publication, a copy of which is hereto annexed, has been pub-
lished once a week for four successive weeks, in said newspaper,
commencing on the *13th* day of *March* 18 *88*,
and ending on the *3rd* day of *April* 18 *88*,
Given under my hand this *3rd* day of *April* 18 *88*.

S. S. Attnigham Jr
Publisher

Buckner & Co

or

Stott. S. F.

Report - of Payments -

by R. S. Shuman

Sppl. Comr

Received from 20th / 1899 of R. S. Shuman
Specimen Commission the sum of \$213.10. 18

R. S. Shuman, atty in Buck-
ner & Co

Buckner

v

Stoll

To the Hon E. W. Hill

Judge of the Circuit-Court of
Jeff. Wright County

The undersigned has the honor to report that
he did on a day ^{with draw the certificate of Deposit} of September 7th 1889

for

\$37.99

and collect it, and interest to date

1.19

as allowed by bank, and did

also on a-day withdraw the certifi-

cate of Deposit of January 23rd 1890 for \$204.66

and collect it - and interest to date

334

as allowed by bank as will be

seen by a memorandum here with

filed and hereto attached marked X

making in all

\$247.18

and after paying thereout

costs as taxed by the clerk P. A. Young 3.36

Fee to notary for certificate .50

Commissions on interest - .22

Fee to attorney as per Deem 30.00 34.08

he paid over the balance 213.10

to the plaintiff in the suit 213.10

Respectfully

R. S. Shuman

Shelburne

June 20th 90.

Attest
R. S. Shuman

INSURE WITH THE

Home Insurance Co. New York.

Cash Capital, - \$3,000,000.00.

#218 —

25

204.66
334

208.00

#208

Inc

37.99

119

5918

247.18

Buckner & Co

US. { AFFIDAVIT FOR ORDER
OF
PUBLICATION.

Sam. F. Stott state

Geo. R. Titman p. q.

Filed 1, Sept. 1890.

In the Clerk's Office of the Circuit Court of the County of
Salisbury

Henry B. Buckner Trading under the
name & style of Buckner & Co.

Plaintiff

against

Samuel F. Stott, Mary Ida Stott, Alice G.
Stott, Loftin J. Alley & Martha L. his wife & Edwards J.
Fergusson & Willie C. his wife.

Defendant

This day Geo. R. Harrison personally appeared
before me, M. F. Young Deputy Clerk of the said Court,
and being duly sworn, made oath that Samuel F. Stott

defendant in the said suit is not a resident of the State of Virginia,

Given under my hand as Clerk of the said Court, this

1st

day of

September

1890

M. F. Young Deputy
for M. F. Young Clerk

Buckner & Co.

vs.

}

ORDER OF
PUBLICATION.

Saml F. Stott et al.

Enter & filed Sep.

1. Decr. 1890,

✓

Virginia

In the Clerk's Office of the Circuit Court of the County of
Isle of Wight on the first day of September 1890.

Henry B. Buckner trading under
the name and style of Buckner & Co.

Plaintiff

against

Samuel P. Stott, Mary Ida Stott, Alice
G. Stott, Sophia J. Alley and Martha A. Stott wife,
and Edes and J. Ferguson & William B. Stott his wife

Defendant

In Chy.

The object of this suit is to enforce the line of judgment of the Circuit Court of Isle
of Wight County in favor of Buckner & Co. against Samuel P. Stott for
\$941.73 with interest thereon from July 31. 1885, till payment, and \$14.18
costs subject to credit of \$213.10 on Jan. 20. 1890, on the interest of Samuel P. Stott
in the favor of Sarah P. Stott decd.
And an affidavit having been made and filed that the defendant Samuel P. Stott is

not a resident of the State of Virginia, it is ordered
that he do appear here, within fifteen days after due publication hereof, and do
what may be necessary to protect his interest in this suit. And it is further ordered that a copy
hereof be published once a week for four weeks in some newspaper, and that a copy be forthwith posted at
the front door of the court-house of this county.

A copy—Teste:

G. W. Atkinson

p. q.

A. P. Young

Clerk.

Nov. 19 - 4, 66

Buckner & Co.

vs. J. Inchy

Saml. F. Stott et al.

Decree of Oct. term 1890

Copy

Nov. 17. 1890 returned
to 29. Nov. 1890

Report specially
the debt, interest &
value in fee of land

Case continued to Monday
8th Dec. 1890.

write them to, or if the witnesses of these
entitled to the said land or its proceeds
will be promoted by a sale of the entire
surplus or allotment of back and
side of the residue, together with any
profits & specially stated, deemed
sufficient by himself or required by
any of the parties to be so stated, and
by consent of parties it is ordered
that this cause be heard in
vacation -

Copy sent to A. F. Young Deputy
for W. W. Young etc.

In the Circuit Court of Ark of Wright County
October Term 1890 -

Henry B. Buckner trading under the name &
style of Buckner & co. plaintiff
vs -

Samuel F. Stott, Mary Ida Stott, Alice G. Stott, Sophia
J. Pley & Martha G. his wife and Edward J.
Fergusson & Willie C. his wife Defendants

This cause in which the plaintiff has proceed-
ed against the said Samuel F. Stott in the
mode prescribed by law against absent defen-
dants came on this day to be heard on the
bill taken in confessed by the home defendants
on whom process has been duly sworn and
they still failing to appear & plead answer
or demurrer and on exhibits filed & was
argued by counsel. On consideration
whereof the Court doth adjudge order &
decree that one of the Commissioners
in chancery of this Court ascertain &
report to Court whether the land in
the proceedings mentioned is capable
of being partitioned among the parties
entitled thereto, & if not whether any
party will accept the same & pay
therefor to the other parties such sums of
money as their interest therein may

Miss Mary J. Stoll agrees to take the
\$125 ann. for the 1st of April

GEO. R. ATKINSON,
ATTORNEY-AT-LAW.

COURTS: ISLE OF WIGHT, SURRY,
NANSEMOND AND SOUTHAMPTON
COUNTIES. U. S. DIST. COURT AT
NORFOLK.

Smithfield, Va., Nov 28th 1890

Dear Sir:

I am suffering with a very bad sore throat and think it imprudent to ride out to your office to-morrow. I have already mentioned that I want the plaintiffs set free. Now I am told will I suppose expect to take the bond of a surety. I did not have any witnesses mentioned to me at. I did not know who to have summoned and I am willing it shall be settled as on the bond book. My bill shows I think it is not possible in kind and I will explain it to you if necessary on Monday when I hope to be out.

Yours truly
Geo R Atkinson

Beecher & Co.
vs. $\frac{3}{4}$ Dr. Clap.
Scott et al.

Report of Comm. Young
under decree of
Octo. term 1890.

Filed Decr. 10th 1890.

and herein ascertained and specially reported.

Your Commissioner reports specially, that he has ascertained the fee simple value of said lands to be, for the 128 acres tract \$848.00 and for the 138 acres tract \$483.00, these being the values placed thereon by the last assessment of lands, made this year, and which plaintiffs. caused against to.

Your Commissioner further specially reports, that no other view upon the said lands, or the interests of the parties therein, has been proved or offered for proof, than the view of the plaintiff in the bill mentioned, which is as follows - To wit:

Judgment of the Circuit Court of Isle of Wight
County 21st Octo, 1887 for 941 73
Interest thereon from the 31st day of
July 1885, to the 20th of June 1890 109 86
1051 59

1890 By auct. paid by W. S. Thomas comr. 3
in former suit Buckner & Co. vs. Sta 218 10
June 20 To Balance due Buckner & Co. \$833 49

Given under my hand as a Commissioner in
chancery of the said Circuit Court the 8th day of
December, 1890.

A. P. Young Commissioner.

Comm. fee for time employed \$14.75
Steff. J. of Wight fee notes 2.00
Do. Richm. City, paid by plf. atty. 1.00
Postage on Notes " " " .04
Costs before commr. \$17.79

That the notice to the plaintiff was accepted by his counsel, and the notices to the defendants were duly served and returned to your commissioner. That on the day so fixed upon, two of the parties defendants appeared and the plaintiff being absent in person or by his counsel, your commissioner continued the matter until the 8th. day of Decr. 1890, on which last day, from the evidence adduced, and the consent of the plaintiffs counsel to proceed in the case in his absence, caused by sickness, your commissioner is of the opinion that the land in the proceedings in this cause, is not susceptible of partition in kind among the parties, whose interests are diversified and of such character as to require division and subdivision, which would be ruinous to the interests of the parties entitled thereto. The land in the proceedings mentioned is composed of two tract, respectively, of 125 acres and 138 acres, separated by a county road. The first tract being on the south, and the second tract being on the north of said road. That Mary Ida Stott one of the defendants in interest, has agreed to accept the tract of 125 acres lying on the south of said road, and upon which are the only buildings; and Alice G. Stott, another of the defendants in interest, has agreed to accept the 138 acres tract on the north of said road and upon which there are no buildings, and pay, respectively, to the other parties what their interests in said lands may entitle them to, at the valuation placed on said tracts.

In the Circuit Court of Isle of Wight County.

October term, 1890.

Henry B. Buckner, trading under the name and
style of Buckner & Co., Complainant
against.

$\frac{1}{2}$ In Chancery.
Samuel T. Stott, Mary Ida Stott, Alice G. Stott,
Softice G. Alley and Martha L. his wife, and
Edwards J. Fergusson & Willie C. his wife, Defendants.

To the Circuit Court of Isle of Wight County.

Pursuant to a decree of the said Court, rendered
in this cause at its October term, 1890, directing one of its Com-
missioners in Chancery to ascertain and report
to the Court, whether the land in the proceedings
mentioned is capable of being partitioned among
the parties entitled thereto, and if not, whether
any party will accept the same and pay there-
for to the other parties, such sums of money as
their interests therein may entitle them to,
or if the interests of those entitled to the
said land, or its proceeds, will be promoted by a
sale of the entire subject, or allotment of part
and sale of the residue; together with any mat-
ters specially stated deemed pertinent by
himself or required by any of the parties to be so
stated. Your Commissioner, to whom the said decree
was delivered for execution, reports to the Court that,
on the 1st day of Nov. 1890, he issued notices to the
parties, Complainant and defendants, that he
had fixed upon the 29th day of Nov. 1890, at his
office at the Court-house of said County, to make said
enquiries and report, and requiring them to attend.

Miss Ida agrees to take the 178 acres
at appraised value ^{plus 50% for} \$848.00

com.

Alice G. agrees to take the 138 acres
at appraised value of \$4.00 per acre

220
069
~~854~~
~~658~~
069

0.45) 414 138/480 (3.45

0-9
0001
0001
0-901
-968
086

1237848 (6.782-9

168.10
315.50
483

315.90
41263 1/2
66 1/2
1330

21.99
4332 1/2
11330

Let Ida take whole place at assessed valuation + pay to Judge Atkinson Sam's portion + to each of other heirs their portions -

or Let Ida take land on South Side of road at its proportionate valuation + from that pay Sam's portion + also pay the other heirs their portions - then sell the land on the other side of road + divide proceeds among the other heirs or instead of selling that on North Side ascertain Alice's portion in kind + divide balance among the bal. of heirs.

or (X) Let heirs pay Sam's interest - valuing the whole land as assessed + then let heirs decide for themselves how to divide among themselves,

(X) If Alice will take land on North side at assessed valuation let her do so + pay the other heirs their portion

Buckner Voss

vs

Scott & Sons

Assignment of
Munida Scott and others

to

Martha L. Allen

Filed by leave of court
May 18. 1891, Exd. recd.
"

W. Mary Ida Stott, Alice G Stott and Edward J Fergusson and
Willie C his wife do hereby consent and agree, that in considera-
tion that Martha L. Alley the wife of Loftus J. Alley did and does as-
sist in and contribute towards the payment by our mother, Sarah F.
Stott of the price of the land purchased by her and which was now
the subject of partition in the suit of Buckner vs Stott and
others pending in the Circuit Court of Isle of Wight county, the
said Martha L. Alley shall share equally with us in the proceeds
of sale of that portion of said land which were held in trust by her,
under the conveyance from Gray Carroll of the 9th day of September
1878. and we do hereby grant and convey to the said Martha L.
Alley one fourth part of said land with the proceeds thereof, and
consent and agree that the decree of the said court shall con-
form herewith.

Witness the following signatures and seals this 16th day of
April 1891.

Mary Ida Stott
Alice G Stott
Edward J Fergusson
Willie C. Fergusson

Seal
Seal
Seal
Seal

Isle of Wight county to wit

I C. B. Hayden a Notary Public for the county of one and in the
State of Virginia do certify, that Mary Ida Stott, Alice G Stott and
Edward J Fergusson and Willie C Fergusson his wife whose
names are signed to the writing above bearing date on the 16th day
of April 1891. have acknowledged the same before me in my county
of said.

Given under my hand this 21 day of April 1891.

C. B. Hayden
Notary Public

Buckner & Co.

or. $\frac{2}{3}$ In Chap.

Scott et al.

Report of Com. Young
under date of 1st
May 1891.

Filed 27th May 1891.

the day and year first aforesaid

A. P. Young com

Commissary fees \$4.00

Steff. fees 1.50

\$8.50

S. Scott and each of the children of the said Sarah F. Scott and her husband William A. Scott and the descendants of each child so as may remain and live with her, remainder in fee absolutely, on her death to each child or children, and the descendants of any deceased child or children, such descendants to take per stirpes; That the portion of the said land so held in trust is \$1038 ten thousands thereof, and the said Mary Ida Scott, Allen G. Scott, Willie L. Fergusson and Martha L. Alley, are each entitled to one fourth thereof under said trust and the deed of assignment of the said Mary Ida Scott and others to the said Martha L. Alley, of April 10th 1891; That the remainder of the said land, to wit: 2962 ten thousands, the said Sarah F. Scott held in fee simple in her own right, and descends to and is now owned by the said Mary Ida Scott, Allen G. Scott, Willie L. Fergusson, Martha L. Alley and Samuel F. Scott in equal parts of one fifth each. Your commissioner therefore finds, and so reports that the said Samuel F. Scott is entitled to one fifth of 2962 ten thousands or 5924 one hundred thousands of the whole land, and the said Mary Ida Scott, Allen G. Scott, Willie L. Fergusson and Martha L. Alley are each entitled to one fourth part of the remainder thereof.

Given under my hand as one of the commissioners of the said Court

Commissioners Office,

Isle of Wight Co. N. H. May 27th 1895.

To the Circuit Court of Isle of Wight County.

Whereas a decree of the said Circuit Court rendered on the 18th day of May 1895, in a suit in Chancery therein depending, between Henry B. Buckner, trading as Buckner & Co. plaintiff, and Mary Ida Scott and others defendants, directing one of the commissioners of the said court to ascertain and report to the court what are the respective shares of Mary Ida Scott, Alice G. Scott, William C. Fergusson, Martha A. Alley and Samuel F. Scott, in the lands in the proceedings mentioned held by Sarah F. Scott at the time of her death. Your Commissioner reports that on the 19th day of May 1895, he issued notices to parties that he had filed upon the 27th day of May 1895, to make the requiring and report as required, at his office aforesaid, and requiring them to attend. That said notices were either served or acknowledged and returned to your Commissioner. And on the date of this report he concluded said requiring and finds that Sarah F. Scott paid for the said land the sum of \$988.86, of which the sum of \$693.57 was held by her in trust and that she should apply the same to the payment of the price of said land and should hold such portions of said land as was so paid for, for and during her life, for the joint use, support and maintenance of the said Sarah

Buckingham

vs

Scott and others

Report of payments of
Alice S. Scott under decree of
June 2nd 1891

14
10

To the lowest court of Isle of Wight county

Pursuant to a decree of the said court rendered on the 2nd day of June 1891 in the suit in chancery pending therein between Henry B. Buckner, plaintiff, and Samuel S. Stott and others, defendants, the undersigned Alice S. Stott, to whom was allotted by the said decree, the tract of land of 138 acres lying on the north side of the county road, at the price of \$483.00, in payment of which she was directed to pay to Mary Ida Stott, Mathie L. Alley and Willie B. Ferguson each one fourth part thereof and retain one fourth part thereof for her own share, reports that she has paid out the said sum as directed as is shown by the following statements and receipts herewith filed,

Price of Land		483 00	
Paid Mary Ida Stott	120 75		
" Mathie L. Alley	120 75		
" Willie B. Ferguson	120 75		
One fourth retained for her share	120 75		
	483 00	483 00	

All of which is respectfully submitted
Alice S. Stott.

Buckner Ho

as

Scott and others

Report of payments of
Mary Ida Scott under decree of
June 2nd 1891

To the Circuit Court of Isle of Wight county,

Pursuant to a decree of the said court rendered on the 2nd day of June 1891, in the suit in chancery pending therein between Henry B Buckner, Plaintiff and Samuel S Stott and others defendants, the undersigned, Mary Ida Stott, to whom was allotted, by the said decree, the tract of land of 125 acres lying on the south side of the county road, at the price of \$848.00 and in payment thereof was directed to pay the costs amounting to \$106.52, to pay to the said Henry B Buckner or his attorney the sum of \$72.53, and to pay one fourth part of the balance of the said sum of \$848.00 to Alice S Stott, Matie L Alley and Willie B Ferguson, each, and return one fourth thereof for her own share, separate that she has paid out the said sum as directed by the said decree as is shown by the following statement

Price of Land		848 00	
Paid Geo R Atkinson Tax on the 2 nd West Day	✓	51 50	
" N Younger Clerk's Fees	✓	20 73	
" N Younger Commissioner's Fees	✓	21 75	
" R A Edwards Sheriff	✓	5 30	
" Sergeant of Richmond Geo B Buckner		2 04	
" Suffolk Herald Publishing notice		5 00	106 52
			741 48
Paid Henry B Buckner P a 4 th of 125 acres			72 53
			668 95
Paid Alice S Stott	✓	167 23 3/4	Paid in full
" Matie L Alley	✓	167 23 3/4	" pr. acct.
" Willie B Ferguson	✓	167 23 3/4	" " "
One fourth retained for her share		167 23 3/4	" " 0
		668 95	668 95

The vouchers for said payments are herewith returned.

M. Ida Stott

Beechcroft Co.

pt. 3 Bio

Stoll	Cost
30	27
3	22
3	20

Stoll

65

31

36

25

25

21

1	Buckner & Co. v. Scott, S.D. - Bill of costs,	
2	Atto. fee & exp	16.50
3	Clerk's fees	8.71
4	Commr. Otkinson fee	4.50
5	Sandmark for publishing Ord. published	<u>10.80</u>
6	Costs to including Ap'l. term 89 -	<u>\$ 40.51</u>

Receipt of
Money loaned to

Received August 1891 of Alice B Scott One Hundred and
Twenty dollars and seventy five cents in full of my share of
the price of the land allotted to her under the decree of June 2nd
1891 of the Circuit Court of Isle of Wight County in the suit of
Buckner & Co vs Scott and others.

Mary Lda Scott

Receipt of
Wm. B. Ferguson

Received August 1891 of Alice S Stott One Hundred and
Twenty dollars and seventy five cents in full of my share of the
price of the land allotted to her under the decree of June 2nd 1891
of the Circuit Court of Lake of Wight county in the suit of Buck
ner Hobbs vs Stott and others,

William S. Emerson.

Receipt of
Mutter & Cully

Received August 1891 of Alice S Scott One Hundred and
Twenty dollars and seventy five cents in full of my share of the
price of the land allotted to her under the decree of June 2nd 1891
of the Circuit Court of Isle of Wight County in the suit of Beck
versus Scott and others.

Mattie L. Alley

Receipt of
William Ferguson on

[illegible]

Received August 1891 of Mary Ida Holt one hundred and sixty
seven dollars and twenty three ³/₄ cents in full of my share of the land
allotted to her under the decree of June 2nd 1891 of the Circuit Court
of Isle of Wight county, in the suit of Buckner Hoos & Wife and others

Willie C. Ferguson.

Receipt of
Minnie L. Allen

Received August 1891 of Mary Ida Stott one hundred and nine
ty seven dollars and twenty three $\frac{3}{4}$ cents in full of my share of
the land allotted to her, under the decree of June 2nd 1891 of the bis
cuit court of the of Wright county, in the suit of Buckner Ho
as Stott and others.

Mattie E. Alley

Receipt of
R A Edwards

Received by ^{November 4th} 1891 of Mary Ida Stoll, ^{through her P. G. Gilman} for Sheriff's
fee in suit of Buckner vs. Stoll & others, under decree of the Circuit
Court of Isle of Wight county of June 2nd 1891 in the said suit

No. A. Edwards

Shff

Receipts of
H P Young

2073
2173
\$2.28

November 4th
Received ~~Sept~~ 1891 of Mary Ida Stott, Twenty ^{through her father's} 73 100 Dollars
for clerk's fees and Twenty one 73 100 Dollars for compensation
fees under decree of the Circuit Court of Lee of Wright County of June
2nd 1891 with the suit of Buckner & Co vs Stott

A. O. Young clk. & Com.

Receipt of
Wholesale

Paid in full

J. B. Montgomery Company
Stationers and Printers
Philadelphia, Pa.

Received August 1891 of Mary Ida Stott one hundred
and sixty seven dollars and twenty three $\frac{1}{4}$ cents in full of
my share of the land allotted to her under decree of the bench
court of Isle of Wight of June 2nd 1891. in the suit of Buckmaster
vs Stott and others

Alice I. Stott Paid

Tugueson's Hl. Va.
Oct. 29th 1891

Mr. N. P. Young

Dear Sir,

Judge
Atkinson told me
to get Mattie & Hillie
to sign the papers
that I send you with
this as have to give
them a deed of trust
on the part of the
farm that I bought.
Besides the amount
due them on the place
I owe each one \$45.⁰⁰
the amount they paid
on the suit of Court
expenses. I have paid

Alice so only have
to give the other two
a dead ~~life~~ - trust.

By attending to this
matter for me as soon
as convenient, you will
greatly oblige.

Yours truly
M. Ida Stott

N. P. Young Esq.
Isle of Wight - C. H.
Va.

Kindness of
J^r Loc. Farmer

Wm. Sandmont,
S. S. Thompson
Secy & Treas,

FOR COLLECTION,
For Credit,
THE MARINE BANK.
Norfolk, Va.

Smithfield, Va., September 7 1887 No. 262

Farmers & Merchants' Savings Bank

PAY TO THE ORDER OF

Norfolk Landmark

\$ 10 ⁸⁰/₁₀₀

Dollars.

For ⁸⁰/₁₀₀ in payment of advertisements in Buckner & Co
W. S. F. Stort R. S. Thurman

Norfolk, Va., Dec 1888

R S Thomas

To The Norfolk Landmark, Dr.

No. 83 Main Street.

1889

may 21	To	Print Backnu vs Stott				
1888		3 up 1 av 4 ws	5	40		
may 13	To	Print Backnu vs Stott 3" 1 av 4 w	5	40		
aug 30	"	" " Goodrich vs Nelson 2 " 1 " 4 "	5	40	16	20
					5	40
					10	80

Norfolk, Va., June 8 1889.

Mr. R. S. Thomas, Sec. Com. Dist of Buckner & Co. Scott

To T. O. WISE & SON, Jr.

PRINTERS, BINDERS AND NEWSDEALERS,

Telephone 241.

No. 111 Main Street.

To Printy Bill of Sale

150

VIRGINIA.—IN THE CLERK'S
office of the Circuit Court of the
county of Isle of Wight on the sixtb day of
September, 1890—In vacation :

Henry B. Buckner, trading under the name
and style of Buckner & Co.....Plaintiff,
AGAINST

Samuel F. Stott, Mary Ida Stott, Alice G.
Stott, Loftin J. Alley and Martha L., his
wife, and Edward J. Ferguson and Willie
C., his wife.....Defendants.

ATTACHMENT IN EQUITY.

The object of this suit is to recover of
the defendant Samuel F. Stott the sum of
\$941.73, with interest thereon at 8 per cent.
from July 31, 1885, till payment, due by
promissory note given by said defendant to
the plaintiff, and \$14.18 cost, subject to a
credit of \$213.10 on June 20, 1889, and to
attach the interest of said Samuel F. Stott
in the lands whereof Sarah F. Stott died
seised and possessed and subject the same
to the payment of said debt; and an affi-
davit having been made and filed that the
defendant Samuel F. Stott is not a resident
of the State of Virginia, it is ordered that
he do appear here within fifteen days after
due publication hereof and do what may
be necessary to protect his interest in this
suit. And it is further ordered that a copy
hereof be published once a week for four
weeks in some newspaper, and that a copy
be forthwith posted at the front door of
the Courthouse of this county.

A copy—Teste :

N. F. YOUNG,

Deputy for N. P. Young, Clerk.

GEO. R. ATKINSON, p. q.

se12-4t

VIRGINIA.—IN THE CLERK'S
office of the Circuit Court of the
county of Isle of Wight on the sixth day of
September, 1890—In vacation:

Henry B. Buckner, trading under the name
and style of Buckner & Co.....Plaintiff,
swirling water began to approach."

When they were regarding the smooth
surface there rose at once a short dis-
tance ahead of the boat an immense
waterspout, and quickly ascending to
a height of about eighty feet almost
immediately began working toward the
boat. Inured to hardship and al-
most constantly facing danger in one
form or another fishermen are not easily
alarmed, but when the great pillar of
swirling water began to approach,"

a phenomenon.

Office of The Herald.

Suffolk, Va.

Oct 6 1890

I hereby certify that the order of which the annexed is a
copy has been published in THE SUFFOLK HERALD in the
manner prescribed by law—once a week for four successive
weeks.

H. B. Buckner

Editor Herald.

Charges for Advertising \$5.00

Atkinson & Co
at co

M

WINDY HILL, NEW YORK, N. Y. A SPECIALTY

WINDY HILL, N. Y. PROPRIETOR

WINDY HILL, N. Y. PROPRIETOR

WINDY HILL, N. Y.

1890

SUFFOLK, VA., *Oct*

1890.

M^r G. R. Atkinson atty

VIRGINIA.—IN THE CLERK'S
office of the Circuit Court of the
county of Isle of Wight on the first day of
September, 1890:

Henry B. Buckner, trading under the name
and style of Buckner & Co., Plaintiff,
AGAINST

Samuel F. Stott, Mary Ida Stott, Alice G.
Stott, Loftin J. Alley and Martha L. his
wife, and Edward J. Ferguson and Willie
C., his wife, Defendants.

The object of this suit is to enforce the
lien of judgment of the Circuit Court of
Isle of Wight county in favor of Buckner
& Co. against Samuel F. Stott for \$941.73,
with interest thereon from July 31, 1885,
till payment, and \$14.18 cost, subject to a
credit of \$213.10 on June 20, 1890, on the
interest of Samuel F. Stott in the lands of
Sarah F. Stott, deceased; and an affidavit
having been made and filed that the defend-
ant Samuel F. Stott is not a resident of
the State of Virginia, it is ordered that he
do appear here within fifteen days after
due publication hereof and do what may
be necessary to protect his interest in this
suit. And it is further ordered that a copy
hereof be published once a week for four
weeks in some newspaper, and that a copy
be forthwith posted at the front door of
the Courthouse of this county.

A copy—Teste:

N. P. YOUNG, Clerk.

G. R. ATKINSON, p. q. se5-4t.

TO SUFFOLK HERALD, DR.

—J. E. BOOKER, PROPRIETOR—

AND JOB PRINTING A SPECIALTY—

*To Publishing Notice NR Clerk
Buckner Co vs Stott et al
4 weeks*

5-00

Buckner & Co

vs. }

ORDER OF
PUBLICATION.

Saml G. Stott et al

*Copy that was
posted at C.H.
door,*

Virginia

In the Clerk's Office of the Circuit Court of the County of
Isles of Wight on the 6th day of September 1890.

Henry B Buckner Trading under the name
& style of Buckner & Co.

Plaintiff

Attachment
in Equity

against

Samuel F. Stott, Mary Ida Stott, Alice G
Stott, Loftin J. Alley, & Martha L. his wife, & Edward J.
Ferguson & Willie C his wife

Defendant

The object of this suit is to recover of the defendant Samuel F. Stott, the sum of \$941.⁷³
with interest thereon at 8 per cent from July 31st 1885, till payment due by promissory note
given by said defendant to the plaintiff, & \$1/4th cost subject to a credit of \$213.¹⁰ on
June 20th 1890, & to attach the interest of said Samuel F. Stott, in the land whereof Sarah F.
Stott died seized & possessed, & subject the same to the payment of said debt.
And an affidavit having been made and filed that the defendant Samuel F. Stott

is not a resident of the State of Virginia, it is ordered
that he do appear here, within fifteen days after due publication hereof, and do
what may be necessary to protect his interest in this suit. And it is further ordered that a copy
hereof be published once a week for four weeks in some newspaper, and that a copy be forthwith posted at
the front door of the court-house of this county.

A copy—Teste:

Geo. R. Atkinson

p. q.

A. F. Young Deputy Clerk.
for N. F. Young clk

Buckner & Co

N

Still S. F

Deer

23 A

October 20th, 1888

To be entered

C. W. H. C.

Oct 23, 1888

C. W. H. C.

For entry.

Entered 11

± do take an account of all the lands upon which said tract of
land, and of all the debt due by the said S. F. Slotte and
chose

Buckner & Co

v

Slotte S. F.

This cause came on this
day to be heard on the papers ~~formerly~~ now
and the bill taken for confessed by S.
F. Slotte the defendant who has been
proceeded against by order of public
- law in the manner directed by law
and the court doth adjudge order and
decree that one of the commissioners
of this court take and render to
court an ^{and} account showing the
amount and full simple value
of the tract of land in the bill and
proceedings mentioned together
with any other matter deemed per-
- tinent by him or required by any
of the parties to be so stated

Buckman & Co

W

Store S. F.

Rough Draft

April 1889

John entered

C. M. Hall

Entered # 7

and as the public places
to the way of sale and show have been
found in the hands of security of
Susan before the
start of the court and the presence
of the land and in the first place, the
presence of his duties under the de-
cree

Buckner & Co

v

Slott S. F.

This cause came on this day to be again heard on the papers formerly read and on the report of Commissioner G. R. Atkinson of April 4th, 1889 to which no exceptions are filed and was argued by counsel: On consideration whereof the Court confirming the said report doth adjudge, order and decree ~~that~~ that R. S. Thomas who is hereby appointed a special Commissioner for that purpose do proceed to sell the tract of land in the bill and proceedings mentioned belonging to Samuel F. Slott of One Hundred and sixteen acres in the County of Islet of Wright-adjacent to the lands of James Wil-
^{in at public auction at Islet of Wright Court House on} lains and other ^{for} One hundred dol-
lars cash and the balance in twelve ^{defined} months from the day of sale ^{for} which he shall take bond with good security with a waiver of the hundred and not nearest from date and retain title till the further order of the Court; But the said R. S. Thomas shall not make sale of the said tract of land until he shall have advertised the time, place and terms of sale at Islet of Wright Court House on a Court-day thirty days prior

a Court-day

Buckner & Co
N.

Stott S. F

Rough Decur

October 22 1889

In the interest

C. H. H. H.

Entire 7

Buckner & Co

v

State S. F.

This cause came
on this day to be again heard on the paper
formerly read and on the report of sale by
R. S. Thomas Special Commissioner
bearing date September 9th 1889 to which
no exceptions are filed and was argued
by Counsel: On consideration whereof
the Court confirming the said report-date
and judge order and decree that R. S. Thomas
Special Commissioner as above date
collect the bond of J. A. Turner at
maturity, or before if payment should
be made, and in payment of the said
bond to make as special commis-
sioner to the said J. A. Turner a
good and sufficient deed in fee sim-
ple with ^{Special} formal warranty for the
tract of land belonging to Samuel
F. Stool comprising one hundred and
sixteen acres be the same more or less
adjoining the lands of James Williams
and others sold by the said R. S. Thomas
as Special Commissioner Sept. 2^d 1889
and bought by the said J. A. Turner at that
sale, and make report to Court of his pro-
ceedings under this Decree.

Buchner & Co.

vs.

S. O. Stahl

Debit

Credit

In the Circuit Court of Sale of Wight county
October 22^d 1889

Buckner & Co.

Pltfs

vs. &

Stott S. J.

Defts

This cause came on this day to be again heard on the papers formerly read and on report of sale by R. S. Thomas special commissioner, bearing date September 9th 1889, to which no exceptions are filed and was argued by counsel. On consideration whereof the court confirming the said report, doth so judge order and decree that R. S. Thomas special commissioner as above doth collect the bond of J. A. Turner at maturity or before if payment should be made, and on payment of said bond, to make as special commissioner, to the said J. A. Turner a good and sufficient deed in fee simple with special warranty for the tract of land belonging to Samuel J. Stott comprising one hundred and sixteen acres be the same more or less adjoining the lands of James Williams and others, sold by said R. S. Thomas as special commissioner Sep. 2^d 1889. and bought by said J. A. Turner at that sale, and make report to court of his proceedings under this decree.

Acopy.

Teste.

A. P. Young clk

Backman & Co

v

Stoa S. F.

Rough Decree

April 1890

To be entered

Order

Entered #5

due thereon and after paying out the un-
paid cost of this suit, including of a
fee of \$100
himself as attorney for his services
in this cause pay over the balance
to the plaintiff in this suit; and
make report to Court of his proceedings
under this decree.

Buckner

v

State

This cause came on this day to be again heard on the papers for money paid and on the report of R. S. Thomas special Commissioner bearing date on January 23^d 1890 of the collection of the bond of J. A. Turner for \$200.00 and \$4.66 interest, and the deposit of the same on January 23^d 1890 in the Farmers & Merchants Savings Bank Smithfield, Va to his credit as special Commissioner in this cause filed with report of that date to which report no exceptions are filed And was argued by Counsel: On consideration whereof the Court confirming the said report doth adjudge, order and decree that the said R. S. Thomas special Commissioner as aforesaid withdraw from the papers in this cause, on leaving his receipt with the clerk of this Court for the same the Certificate of Deposit ^{of the aforesaid Bank} for \$37.99 bearing date September 7th 1889 N 208 to his credit as special Commissioner in this cause, and also the Certificate of deposit of the aforesaid bank of January 23, 1890 for \$204.66, No 218 and collect the same, and all interest—

Buckner to
v.

Stott S. F.

Deer

April 1890
To be entered

in this suit hang over the balance
to the plaintiff in this suit, and
make report to Court.

Buckner & Co

v

Slott S. F.

This cause came on
this day to be again heard on the per-
petrator's property read and on the report of
the ~~Special Commissioner~~ ^{Special Commissioner} ~~of the~~ ^{of the} ~~collection of the~~ ^{collection of the}
bond of Joseph A. Farmer of \$200-
with interest from September 2^d 1889
to January 22^d /90. and of
the deposit of the proceeds of collec-
tion in the F. & M. S. Bank Smith-
field and of the making of the deed
to the said J. A. Farmer to which
report no exceptions are filed and
was argued by counsel; On consid-
eration whereof the Court confirm-
ing the said report doth adjudge order
and decree that the said R. S. Thomas
Special Commissioner as aforesaid
do with draw from the papers in this
cause the certificate of deposit of
R. K. Chapman Cashier for \$37.99
bearing date Sept. 7th 1889 N 208,
and the Certificate of deposit of the
said Cashier dated January 23^d 1890
for \$204.66 and collect the same and
all interest thereon, and after paying
thereout the unpaid costs of this suit-
inclusive of one attorney's fee of
thirty dollars to himself for his services

of deposit of the above said bonds
of January 23rd 1890. for \$204⁶¹/₁₀₀ #218
and collect the same, and all interest
due thereon, and after paying the
unpaid cost of this suit, inclusive
of a fee of \$350.00 to himself as attorney
for his services in this cause pay
over the balance to the Plaintiff
in this suit, and make report to
Court of his proceedings under
this decree.

Copy to J. G. Young & Schult
for M. G. Young etc.

Costs paid \$3.36.

Balance 30 3.86

Buckner & Co.
vs. { In chq.
Stott S. G.

Decree of April term 1890

Copy

In the Circuit Court of Isle of Wight
County April term 1890.

Buckner & Co.

Plffs

vs. } In Chancery.

Stott, F. S.

Def

This cause came on this day to be again heard on the papers formally read and on the report of R. S. Thomas special commissioner bearing date on January 23^d 1890 of the collection of the bond of J. A. Turner for \$200⁰⁰ and \$4⁰⁰ interest, and the deposit of the same on January 23^d 1890 in the Farmers and Merchants Savings Bank Smithfield Va to his credit as special commissioner in this cause filed with report of that date, to which report no exceptions are filed, and was argued by counsel, on consideration whereof the court confirming the said report, doth adjudge, order and decree, that the said R. S. Thomas special commissioner of foresaid withdraw from the papers in this cause on leaving his receipt with the clerk of this court for the same, the certificate of deposit of the aforesaid Bank, for \$37.99 bearing date September 7th 1889, No 208, to his credit as special commissioner in this cause, and also the certificate

Buckner HCo.

vs. $\frac{3}{4}$ In chas.

Stott et als.

Copy decree of
June 2^d 1896.

The bill of costs
and all other
costs to be paid
into the court
cell.

Miss D. A. report has
been sent to her
for her signature
to the sheet of
one without signing it
J. P. Henry
July 24/96

1890, till paid. And the Court doth
further adjudge, order and decree that
the said Mary Ida Stott, in payment
of the sum of \$848.⁰⁰, the price of
the land allotted to her, after paying
the costs of this suit inclusive of a
fee of \$50.⁰⁰ to George R. Atkinson for his
services, attorney in this cause, amounting
to \$100.⁵² shall pay to the said Henry
B. Buckner or his attorney the sum
of \$47.53 that being 5924 one hundred
thousandths of the price of the whole
land after deducting the said costs,
in part payment of his said debt,
and in full of the said Samuel D.
Stott's interest in said land in the
proceedings mentioned, and of the
balance of the said \$840.⁰⁰ she shall pay
one fourth part cash to Alice G. Stott, Martha
L. Alley and Willie C. Ferguson and retain
one fourth part for her share, and make
report to court of her proceedings under this
decree. And the Court doth further adjudge
order and decree that the said Alice G.
Stott in payment of the four hundred
and eighty three dollars, the price of the
land allotted to her, shall pay one fourth
part thereof, each, to Mary Ida Stott, Martha
L. Alley and Willie C. Ferguson, and retain
one fourth part for her own share therein,
and make report to court of her proceedings
under this decree.

a copy. Teste, J. O. Young clk

In the Circuit Court of Isle of Wight
County, the 2nd day of June 1891.

H. B. Buckner trading as Buckner & Co,
Plffs:

vs.

$\frac{1}{2}$ In Chy,

Saml. S. Stott, Mary Ida Stott et al Defts,

This cause came on this day to
be again heard on the papers formerly
read, and on the reports of Commis-
sioner Young under of Octo. term 1890,
and May 8. 1891, and was argued by
counsel; on consideration whereof
the Court doth adjudge, order and
decree that the said reports, which
no exceptions have been filed, be con-
firmed, and doth allot to the said
Mary Ida Stott the tract of land of
125 acres on the south side of the County
road, at the price of \$848.00, and to
the said Alice G. Stott the tract of
land on the north side of the County
road of 138 acres, at the price of
\$483.00, in accordance with said report
under decree of Octo. term 1890.

And the Court doth further adjudge,
order and decree that the said Henry
B. Buckner do recover from the said
Samuel S. Stott the sum of eight
hundred and thirty three dollars
and forty nine cents, with interest
thereon at the rate of eight per cent
per annum, from the 20th day of June

Buckner

~

Stott. S. F.

Ringh Deem

October 20 1890

To be entered

EWJ

(Entered 3)

Buckner & Co

v

S. F. Stott.

This cause came on this day to be again heard on the papers previously read and on the report of payments by R. S. Thomas special commissioner bearing date on June 20th 1890 to which no exceptions are filed and was argued by counsel: On consideration whereof the Court doth confirm the said report and nothing further remaining to be done in this cause it is ordered that it be stricken from the docket.

Buckner Co

no

Lea's

Dec 21
October Term 1890

Subscribed

C M H

(Entered 11)

In the lower court of the County of Wyke County October Term 1890

Henry B. Buckner Trading under the name and style of Buckner
and Co. Plaintiff

vs

Samuel T. Stott, Mary Ida Stott, Alice G. Stott, Loftin G. Alley
and Martha L. Stott his wife and Edward J. Ferguson and Willie L. his
wife Defendants

This cause in which the plaintiff has proceeded against the said
Samuel T. Stott in the mode prescribed by law against absent defen-
dants came on this day to be heard on the bill taken for confessed
by the home defendants on whom process has been duly served and
they still failing to appear and plead answer or demurr and on exhibit
its filed and was argued by counsel, the consideration whereof the
court doth at judge order and decree that one of the complainants
in chancery of this court ascertain and report to court whether
the land in the proceedings aforesaid is capable of being parti-
tioned among the parties entitled thereto, and if not, whether any
party will accept the same and pay therefor to the other parties such
sums of money as their interest therein may entitle them to, or if the
interests of those entitled to the said land or its proceeds will be pre-
served by the sale of the entire subject or allotment of part here-
of to the residue, together with any actions specially stated deemed
proper by himself or required by any of the parties to be so stated
and by consent of parties it is ordered that this cause be heard in vacation

Buckham

no

Swell & Co

May 1891

So to enter

cost

Entered #1

Buckner

no

Stoll and others

This cause came on this day to be again heard on the papers
formerly read and ~~was~~ ^{on the day of} ~~was~~ ^{upheld} by Henry John
Stoll Alice S Stoll E J Ferguson and Willie S his wife to
~~Smith~~ L. Allen this day filed by leave of court and was
argued by counsel on conservation wherein the court both
expressly order and decree that a commission of this court
shall report what are the respective shares of the said Henry
John Stoll Alice S Stoll Willie S Ferguson Smith L. Allen
and Samuel S Stoll in the lands in the record and mes-
sages held by Samuel S Stoll ^{at the time of his death} together with any matters
specifically stated deemed pertinent by himself or required by
any of the parties to be stated.

During the said week) in full payment of his said debt, and in full
of the said demand to Stolls interest on said bond in the proceedings
mentioned and of the balance of the said \$848.00, also share
from said fourth part each to the said Melie S. Stoll, Martha S. Allen,
and Willie S. Ferguson and return one fourth part for his share,
and make report to court of her proceedings within this term
And the court both further adjudge, order and decree that the
said Melie S. Stoll in payment of the Four hundred and eighty
three dollars, the price of the land sold to her, share from
one fourth part thereof, each, to Mary S. Stoll, Martha
Stoll and Willie S. Ferguson and return one fourth
part for her own share. Share is, and make report to court
of her proceedings within this term.

Buckman

cc

Stoll & wife

Heard

June 2 1891

To be entered

CHS

Entered

In the Circuit Court of Isle of Wight County June 2nd 1891

Buckner

Plaintiff

vs

State and others

Defendants

This cause came on this day to be again heard on the papers formerly read and on the reports of Benjamin Young under deceses of October Term 1890. and May 18th 1891 and was argued by counsel. On consideration whereof the court doth confirm the said reports to which are exceptions are filed and doth allot to the said Mary Ida Scott the tract of land of 125 acres on the south side of the county road at the price of \$848.00, and to the said Alice S Scott the tract of land on the north side of the county road ^{of 138 acres} at the price of \$183.00, in accordance with said ~~under deceses~~ ^{under deceses} part of October Term 1890.

And the court doth further adjudge, order and decree that the said Henry B Buckner do recover from the said Samuel S Scott the sum of Eight thousand and thirty three dollars and forty nine cents with interest thereon at the rate of eight per cent per annum from the 20th day of June 1890 till paid.

And the court doth further adjudge, order and decree that the said Mary Ida Scott, in payment of the sum of \$848.00 the price of the land allotted to her, after paying the cost of this suit inclusive of a fee of \$50 to Geo R Atkinson for his services as attorney in the cause, amounting to \$106.32 shall pay to the said Henry B Buckner ~~his~~ attorney, the sum of \$72.33, (that being 5924 one hundred thousandths of the price of the whole land of the said

Buckner Ho

no

Scott and others.

Worce

April Term 1892

To be entered

CWJ

Entered #11

In the Circuit Court of the County of Wright, North Dakota 1891

Buckner & Co

Plaintiff

vs

Stoll and others

Defendants

This cause came on this day to be again heard on the papers
formerly read and on the report of Mary Ida Stoll made in de-
crees herein of June 2nd 1891 and was argued by counsel.

The court viewed whereof the court doth confirm and report
to which no exceptions are filed, and the court doth ^{adjudicate and decree} that the
said Mary Ida Stoll do hold in fee simple the tract of land alloted
to by decree herein of June 2nd 1891, and it is ordered that for
all other purposes this cause be continued.

W. J. Stoll
Attorney for Defendants

Buckham Ho

no

Shelburne

Worcester

April 20th 1894

To be entered.

CMS

Entered 3

In the Circuit Court of Isle of Wight county April 27th 1893

Buckner vs

Plaintiff

vs

Scott and others.

Defendants

This cause came on this day to be again heard on the papers formerly read and on the report of Alice G. Scott and decree hereon of June 2nd 1891 and was argued by counsel. The consideration whereof the court doth confirm the said report to which no exceptions are filed and doth adjudge, order and decree that the said Alice G. Scott do hold in fee simple the tract of land allotted to her by decree herein of June 2nd 1891 and pay the costs of this suit which have accrued since the decree herein of April Term 1892 and it is so ordered that there is nothing further to be done herein it is ordered that this suit be removed from the docket.

Buckner & Co.

vs. *E. J.*

Liab. S. D.

Copy judgment

11 10 9 8 7 6 5 4 3 2 1 12 11 10 9 8 7 6 5 4 3 2 1

In the Circuit Court of Isle of Wight county.
the 21st day of Octo. 1888.

Henry B. Buckner, trading under the
name & style of Buckner & Co. . . . Plff.

vs. $\frac{3}{3}$ In Debt.

Samuel D. Scott Def.

Judgment was granted the plaintiff
against the defendant for \$941.⁷³
with interest thereon from the 31st day
of July 1885, till payment, and his
costs in that behalf expended.

Costs \$14.¹⁸

Teste,

J. P. Young clk.

Clerk's office, Isle of Wight County Court.

Feby. 24th 1888.

I certify that there is charged on the
land book of this county, in file in said
office, a tract of 110 acres of land, lying
adjacent to L. M. Spradley (neg. J. Williams
Est.) assessed at \$348.⁰⁰

Test,

A. P. Young Ck.

C. B. Hayden special commissioner as
 aforesaid in consideration of said
 payments and in pursuance of said
 decree do hereby with the consent of the
 said V. Weem, evidenced by his signing
 this deed, grant unto the said Samuel
 P. Stott in fee simple with special warranty
 the tract of land aforesaid.

In testimony whereof the said C. B.
 Hayden special commissioner as aforesaid
 and the said V. Weem have hereunto
 set their hands and affixed their seals
 the 13th of July A. D. eighteen hundred
 and eighty one.

C. B. Hayden (Seal)
 V. Weem (Seal)

In the clerk's office of the county court
 of Isle of Wight County the 1st day of
 August 1881 this deed from C. B. Hayden
 comr &c. to Samuel P. Stott with consent
 of V. Weem who has signed the same
 was acknowledged by the said Hayden
 and Weem and admitted to record.

Teste
 A. P. Young clk

Attest
 A. P. Young clk

Buckner Stott
 w. } In chancery
 Stott
 Exhibit
 filed with Bill

Know all men by these presents, that whereas by
the decree of the circuit court of Isle of Wight
county, of October term A.D. eighteen hundred
and eighty, in the suit of Ephs et al vs Stoll
et al, the undersigned C. B. Hayden was
appointed special Commissioner, to collect the
two bonds of V. Mann and Samuel P. Stoll
for Two Hundred and Thirty Five Dollars and
forty one cents each, due respectively one and
two years from the 2^d day of December A.D.
eighteen hundred and seventy eight with
interest from that date, and on the payment
in full of said bonds, to execute and
delivered to the said V. Mann or to such
person as he may elect, by joining in the
deed, a good and sufficient deed in fee
simple in special warranty for the tract of
land in the proceedings of said suit men-
tioned whereof Martha Carroll did seized
and possessed in the county of Isle of Wight
known as the "Owman tract" containing
by estimation One hundred acres be the same
more or less, lying adjacent to the land of
James A. Williams dec: and of John Padmore
and others.

And whereas, prior to the date of these
presents, the said bonds have been paid
off in full by the said Samuel P. Stoll
except the sum of Twenty Seven Dollars
and twenty nine cents paid by V. Mann
the payments of which bonds in full is
hereby acknowledged. Now I the said

Buckner & Co.

vs.

}

EXTRACT
JUDGMENT.

Samuel F. Stott
et als.

~~Thomas~~

Ejeb. A. Field
with jefs. bills

Virginia: In the Circuit Court of the County of Isle of Wight
the 19th day of May 1887.

Henry B. Buchner trading under the
name & style of Buchner & Co

Plaintiff

Against

Samuel F. Stott,

Defendant

Judgment in favor of the plaintiff against the defendant for the sum of Nine Hundred
and Forty one dollars and Seventy three cents,
with interest thereon, to be computed after the rate of six per centum per annum, from the 31st day
of July 1885.

till payment, and the costs. Plaintiff's costs \$14⁵⁸.

An extract—Teste.

A. F. Young Dep. Clerk.

R. S. Thomas

Plaintiff's Attorney.

per A. F. Young clk

Buckner & Co
vs. { For chy

State state
= Exhibit "73"

abstract of decree of
April term 1878
=

Copy

dower of his widow herein assigned her
and the tract of 125 acres as described
in said plot on the south side of the road
the original dower tract of the widow of
Samuel Stott, subject to the dower of the
widow of W. A. Stott therein, as assigned
her in said report, taken bonds from the
purchaser at said sale payable to himself
as commissioner corresponding with
the terms of credit aforesaid, with suf-
ficient security and with waiver of
the homestead, which bonds he shall return
to court with his report of his proceedings
under this decree.

An abstract of Decree of April term 1878
ancient Court of Sale of Wright County
Tenn.

A. F. Young Deputy
for N. P. Young clk.

Epps and others

vs. }

Stott's adm^r et al's

This cause this day came on to be again heard on the papers formerly read on the report of commissioner G. R. Atkinson and on the report of assignment of dower and partition of W. P. Young, Jno T. Hollimon, J. N. Jones, Jno F. Scott, and V. Wherry the commissioners, under the decree herein of October term 1877 and was argued by counsel, on consideration whereof the court doth adjudge order and decree, that C. B. Hayden who is hereby appointed special commissioner for that purpose proceed to sell at public auction at Isle of Wight courthouse on some court day after having given the notice hereinbefore mentioned, on a credit of 1 2 & 3 years in three equal payments with interest from the day of sale, except so much for cash as will pay a ratable share of cost of suit & sale, inclusive of an attorney's fee of \$50.00 to C. B. Hayden for his services in this suit the following tract of land whereof said William A. Stott died seized in the County of Isle of Wight to wit, the most of the tract of 237 acres, 1 rood & 19 poles described in plot filed as exhibit "D" herein as allotted Wm A. Stott in the report of partition aforesaid, subject to the

Buehner & Co
vs. { In chy

Stott et al
= Exhibit "C"

Report of A. B. Hayden
comr of sale

Acopy

a cash payment of \$158.15 as per
Statement "A."

Cash payment on Owman's tract. 44.18

do do Home do 113.97 \$158.15

The said cash payment was applied in payment of cost of suit & sale as per statement B. hereto annexed, showing a balance of .79 in your commissioners hands. The said V. Wenn for the credit portion of the Owman's tract gave with Samuel F. Stott his security two bonds for \$233.14 each payable respectively 1 & 2 years from the 2nd day of Dec. 1878 with interest from that date, which bonds with said cash payment of \$44.18 make up \$515.00 the purchase price of said "Owman tract" as per statement C. hereto annexed. The said S. Frances Stott for the credit portion of said sale with V. Wenn as her security gave three bonds for \$228, 67 $\frac{2}{3}$ each payable respectively 1 2 & 3 years from the 3rd day of Feb 1879, with interest from that date, the said bonds with said cash payment of \$113.97 make up \$800.00 the amount at which the said land was bid off as per statement D. hereto annexed. The two bonds of V. Wenn for the credit portion of the "Owman's tract" and the three bonds of said S. Frances Stott for the purchase of the "Home tract" and the receipts for said payments are herewith returned to the court.

All of which is respectfully
submitted April 30/879 C. B. Hayden com^r

A copy Teste N. F. Young Deputo
for M. F. Young cl^k

To the Hon. George Blow Judge of the
Circuit Court of Isle of Wight County

The undersigned special commissioner of sale under the annexed decree of said court of April term 1898 in the suit of Epps &als. vs. Stott &als. respectfully reports to the court that pursuant to said decree he on the 7th day of October 1898, being court day, he offered for sale at public auction at Isle of Wight C. H. after having given the notice by advertisement required by said decree the tracts of land named in said decree for want of a sufficient bid the sale of both tracts was adjourned to December court when the said lands were again offered for sale at public auction at the same place when Virginia Wrenn being the highest bidder bid off the "Orman's" tract for \$515.00 being more than the assessed value which is \$348.00 as appears from the certificate thereof herewith filed. That there being no sufficient bid for the other land, the sale of the same was adjourned to January court when for a like cause the sale was adjourned to Feb. court when for a fourth time it was again offered at the same place & was bid off by S. Frances Stott, who was the highest bidder for the sum of \$800.00. That on the Orman's Tract there was a cash payment of (\$44.18) forty four dollars and eighteen cents & on the other land of \$113.97 making in all

Buckner & Co.
vs. } In chg
Stott et als

Exhibit "D."

Assignment of judgement
by Gray Canall & petition
of Mrs. Stott.

A copy

the farm, she having become the purchaser of the same under a former decretal sale in this suit, and hold the portion of said farm, paid for by the proceeds of said judgements, in trust for herself and children in the manner described in said deed of assignment.

The said original deed of assignment with certificate of recordation as aforesaid marked 'B' is herewith filed and prayed to be taken as a part of this petition.

Your petitioner therefore humbly prays that as the assignee of said judgement she may be allowed to collect from the personal and real assets of said William A. Stott whatever may be due on said judgements and apply the said proceeds in part payment of said farm and hold said portion of the same in trust as in said deed of assignment mentioned.

And your petitioner will ever pray, &c.

Sarah Frances Stott

per C. B. Hayden her atty.

A copy

To Mr. N. F. Young Deputy

for N. F. Young clk

To the Hon. George Blow Judge of the
Circuit Court of Perry County
In chancery setting

Your petitioner Sarah Frances Stott
widow of W. A. Stott deceased humbly
represents to the court, that in the life
time of said William A. Stott to wit, on
the 29th day of May 1874, Gray Leavell
obtained a judgement in the Circuit
Court of Cole of Wright county for the
sum of \$1220.50 with interest & cost as
in said judgement mentioned, a certified
copy of which judgement is herewith
filed marked A. and prayed to be taken
as a part of this petition.

The said judgement is reported
in the account of commissioners
Young filed in this suit, as a lien on
the lands of said William A. Stott in
these proceedings mentioned.

That the said Gray Leavell to enable
your petitioner to buy the farm of which
the said William A. Stott died seized and
possessed in the county of Cole of Wright
by his deed under his hand and seal
duly recorded in the clerk's office of the
Co. Ct. of this county, assigned to your
petitioner, the judgement aforesaid, with
the intent that your petitioner should
collect from the assets in this suit the
amount due on said judgement, and
use the same in part payment of

Buckner & Co.
vs $\frac{1}{2}$ In chy.

Stott et al

Exhibit "D."

Assignment of judgment
by Gray Carroll

A copy

the said Sarah Frances Stott to enforce
the said judgement by all lawful means
at law and in equity in my name, for
the use and purposes aforesaid. In testimony
whereof, I the said Gray Carroll have here-
unto set my hand and affixed my seal
this 20th day of August A.D. 1878.
Gray Carroll (Seal)

State of Virginia
Montgomery County
I Giles D Thomas a Notary
public for the County aforesaid do certify
that Gray Carroll whose name is signed
to the writing aforesaid bearing date on
the 20th day of August A.D. 1878 has
acknowledged the same before me in my
said County. Given under my hand
this 9th day of Sept. A.D. 1878.
Giles D Thomas N.P.

In the clerk's office of the county court of Alle
of Wright County the 2^d day of June 1879.
This deed of assignment from Gray Carroll
to Sarah Frances Stott et al was admitted
to record upon the certificate hereon of Giles
D. Thomas a Notary public
Teste

A. P. Young clk

A copy Teste A. P. Young Deputy
for W. D. Young clk

cents cost of suit;

In trust for the following uses and on the following terms and conditions, that the said Sarah Frances Stott shall apply the net proceeds of said judgment after paying thereout all cost incident to such judgment, the enforcement thereof and of this assignment to the purchase of the farm of which the said Wm A Stott died seized and possessed, in said county of Isle of Wight and hold the said farm or such portion of said farm as corresponds with the pro rata amount of the net proceeds of said judgment to the amount of the whole purchase price of the farm, for and during the life of the said Sarah Frances Stott for the joint use support and maintenance of the said Sarah Frances Stott and such of the children of the said William A. and Sarah Frances Stott and the descendants of such children as may remain and live with the said Sarah Frances Stott, remainder in fee absolutely on the death of said Sarah Frances Stott to such child or children of said Wm A. and Sarah Frances Stott and the descendants of any deceased child or children of the said Wm A. and Sarah Frances Stott equally, such descendants to take per stirpes. And full power and authority is hereby given the

Know all men by these presents, that I the undersigned, Gray Canold now of Blacksburg, in the county of Montgomery in the state of Virginia, for and in consideration of natural love and affection and for the further consideration of five dollars to me in hand paid by Sarah Frances Stott of the county of Isle of Wight in the state aforesaid the widow of my deceased brother Wm. A. Stott, late of said county have granted, transferred, assigned and set over, and by these presents do grant, assign transfer and set over unto the said Sarah Frances Stott, that certain judgement by me recovered in the circuit court of Isle of Wight county in the state of Virginia on the 29th day of May A. D. 1874 against said Wm. A. Stott for the sum of twelve hundred and Twenty dollar and fifty cents, with interest thereon as follows, on one Hundred and fifty dollar part thereof from the 15th day of December A. D. 1871, on seven hundred and ^{seventy} ~~twenty~~ dollar and fifty cents from the 1st day of July A. D. 1872, on one hundred and fifty dollar part thereof from the 17th day of February A. D. 1873, on seventy five dollar part thereof from the 27th day of September A. D. 1873, and on seventy five dollars remainder thereof from the 21st day of January A. D. 1874, till paid, and eight dollar & twenty

Buckner & Co
vs { In chy
Stott et al
= Exhibit "E"
Abstract of decree of April
term 1881

Acopy

hereby appointed special commissioner for that purpose, shall execute and deliver to the said Sarah Frances Stott a good and sufficient deed for the following tracts of land whereof William A. Stott died seized and possessed in the county of Isle of Wight to wit, the moiety of the tract of 237 acres one A. and 19 P. described in the plot filed as exhibit "D." with amended bill, filed in this suit as allotted William A. Stott in the report of partition in this suit subject to the dower of the widow of said William A. Stott therein as assigned her by the commissioner for partition in this suit and the tract of 125 acres described in said plot on the south side of the road, the original dower tract of the widow of Samuel Stott subject to the dower of the widow of said William^{A.} Stott. therein as assigned her by the commissioner in this suit.

An Abstract of the decree of April Term 1881
circuit court of Isle of Wight in suit of Epps vs
Stott.

Teste N. F. Young Deputy
for W. W. Young clk

Epps et al

Plffs

vs. } In chy

Stall et al

Defts.

This cause ~~this~~ day came on to be again heard on the papers formerly read on the report of C. B. Hayden commissioner for collection and payment under the decree herein of Oct. term 1880 & on the petition of Sarah Frances Stall, this day filed by consent of the court, and was argued by counsel, on consideration whereof the court confirming said report to which no exceptions were filed, doth adjudge order and decree that the clerk of this court deliver to C. B. Hayden on his filing his receipt therefor the certificate of Deposit of the cashier of the Farmers & Merchants Savings Bank Smithfield of Feb 1st 1881. for \$130⁵⁰ returned with his report aforesaid and the three bonds of S. Frances Stall & V. Kern for \$228^{67 1/2} each payable respectively 1, 2, & 3 years from the 3rd day of Feb. 1899, with interest from that date, returned by Com^r Hayden with his report of sale herein, which certificate and bonds the said C. B. Hayden is hereby authorized and required to collect, and the court doth further adjudge order and decree, that on the payment in full of said bonds by the said S. Frances Stall subject to the credit aforesaid, the said C. B. Hayden who is

Buckner & Co.

vs. } In chy.

Stoll et al.

Exhibit "9."

Decree of April term 1883

Acopy

the decree of April term 1882 and that he
make the payments the deeds and the
report of his transactions as special
comm'r that were required of the said
C. B. Hayden and that he fully & completely
execute the said decree of April term 1881,
& of April term 1882, and make report of
his proceedings under this decree, to a
future term of this court. But the said
A. S. Thomas special comm'r. as aforesaid
shall not proceed to execute the decree until
he shall first execute before the clerk of
this court a good and sufficient bond,
in the penalty of \$1,000.00 conditioned for
the faithful performance of his duties
as such comm'r under this & any future
decree herein.

A Copy Teste A. P. Young, cl.
by A. F. Young D.C.

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

Edwin P. Epps. vs

Plff

vs. } In Chancery

V. A. Stott's adm'r vs

Def't

The death of C. B. Hayden special
commissioner of sale and for the
collection of bonds taken under the
proceedings of this suit and for making
the payments as in these proceedings
are herein before directed having been
suggested, this cause came on this
day to be again heard on the papers
formerly read and was argued by
counsel on consideration whereof the
court doth adjudge order and decree
that R. S. Thomas be and he is hereby
appointed a special com^r in the place
and stead of C. B. Hayden dead; and
that he collect the certificate of deposit
of the cashier of the Farmers and
Merchants Saving Bank of Smithfield
Va for \$130⁵¹, the three bonds of S. Frances
Stott and V. Merrin of \$228.67 each
after applying to the said bonds the
credits mentioned in the decree of
April term 1881, that he collect of the
said S. Frances Stott the sum of \$413⁹⁷
and interest thereon as mentioned in

such before came to later for this
Witness the foregoing signature
this 6th day of Sept. 1883.

R. J. Thomas Sec. Com. 

In the local office of the County
Court of Des Moines County
the 7th day of October 1883. This
subscribed R. J. Thomas County
to J. A. Mott. It also, was acknowledged
by said Thomas & admitted to record.

W. D.

W. D. Thompson

County

W. D.

A. J. Young Deputy
for W. D. Thompson

Bueland & Co

vs.

Stall v. Bueland & Co
Exhibit "G"

Recd from R. J. Thomas Sec. Com.
Court J. F. Stall

a copy

direction to the gate aforesaid, the point of beginning, as will appear by the aforesaid plat hereto attached as a part of this and which said several tracts are granted to the said Sarah Francis Stott with special warranty in fee simple absolute, save and except such portion of the said farm as corresponds with the prorata amount of the net proceeds of the judgment of Isray Barroel to the amt. of the whole purchase price of the said farm, which said excepted and reserved portion of the said farm is granted and conveyed to the said Sarah Francis Stott for and during her life for the joint use support & maintenance of the said Sarah Francis Stott and such of the children of the said Sarah Francis Stott & their descendants of such children as may remain and live with her, remainder in fee simple, absolute on the death of the said Sarah Francis Stott to such child or children of the said W^m. A. Stott & Sarah Francis Stott, and the descendants of any deceased child or children of the said W^m. A. and Sarah Francis Stott. equally

as made by W.P. Young & others
Commissioners as appears by
their report of March 18th 1878.
being the Southern half of the said
land partitioned as aforesaid,
as appears by the aforesaid report
of the said Commissioners, and by
the plat of the aforesaid survey
herewith filed & made a part of
as a part of this deed, and the
tract of 125 acres described in
said plat on the side of the Road,
the original lower tract of the
widow of Samuel Stow, subject to
the dower of the widow of said
Wm. A. Stow therein as assigned
her by Commissioners in said
said Commencing at the gate
of the Stow Farm, running thence
along the Road in a westerly direction
to the branch; thence down the said
branch to a point marked corner
in swamp; thence by a straight
line to a point on the plat
marked lower ~~prospect~~ across
the mill pond; thence across
the mill pond to a point on
the plat marked pine near
the mill pond; thence along a
line of marked trees to a point
on the Road marked dead pine;
thence along the Road in a westerly

tract of 237 acres, 1 R. & 19 Ps. described in the said Plat. filed in the said suit, subject to the dower of the widow of W^m. A. Stoll therein as assigned or assigned her by the Commission in the said suit. Commencing at a pine being the second marked tree from the corner walnut at the fence and running about a West Course across the tract to a point on the said plat designed as a burnt pine and running from thence by a line ^{in a South Easterly direction by a line of marked trees} of marked trees to a point on the main Road marked a corner pine on Road; thence along the main road in an Easterly direction past the front gate of the said farm to a point on the said road, opposite the point on the plat marked "dead pine", thence in a N. Easterly direction by an irregular line of marked trees to a point on the plat marked starting point; thence in a Westerly direction along a line of marked trees to a point marked corner walnut at fence, thence in a Northerly direction, to a pine being the second marked tree from the corner walnut at the fence, being the point from which the line of division commences

for the joint use, support & maintenance
of the said Sarah Francis Stott and
such of the children of the said
Sarah Francis Stott, & the descendants
of each children as may remain
and live with the said Sarah Francis
Stott, or remainder in fee absolutely
on the death of the said Sarah Francis
Stott to such child or children of said
W^m. A. and Sarah Francis Stott & the
descendants of any deceased child
or children of the said W^m. A. and
Sarah Francis Stott & heirs, such
descendants to take ^{per} shares; and whoso
the aforesaid bonds of the said
Sarah Francis Stott have, by the
means of the aforesaid judgment
of Gray Garrood as aforesaid, and
otherwise been fully paid, off and
discharged. Now therefore this Deed
made this 6th day of September A.D.
1883. between the said R.S. Thomas
Special Commr. as aforesaid of the
one part, and the said Sarah Francis
Stott of the other part - Witnesseth
that in consideration of the payments
of the bonds of the said Sarah Francis
Stott as aforesaid, as aforesaid,
the said R.S. Thomas Special Commr.
as aforesaid doth grant with special
warranty unto the said Sarah
Francis Stott, the half of the

above entitled cause, and was by the
said last cited Court of Isseofright
bonny, at the April term 1883. directed
in the place and stead of the said
last stay due to fees & compensation ~~there~~
the decrees of the April term 1881.
& of the April term 1882. And whereas
the said S. Francis Stott, received
on the judgment of the aforesaid
Gray barrell the sum of \$692.⁵¹
to assist her in paying the said
bonds hereinbefore mentioned as the
report of Commr. R. S. Thomas will
and does show; and whereas the
said Gray barrell did assign
his aforesaid judgment to the said
S. Francis Stott, in Trust that she
should apply the net proceeds of said
judgment after paying thereon
all costs incident to said judgment,
the enforcement thereof, & of this
assignment to the purchase of
the farm of which the said Wm. A.
Stott, died, seized and possessed
and aid bonny of Isseofright &
hold the said farm, or such portion
of said farm as corresponds
with the prorata amount of the
net proceeds of said judgment
to the amount of the whole purchase
price of the farm for & during
the life of the said S. Francis Stott

plot filed as exhibit "D." with amended bill filed in this suit as allotted Wm. A. Stott in the report of partition in this suit subject to the dower of the said widow of said Wm. A. Stott therein as assigned her by the commissioners for partition in this suit, and the tract of one hundred and twenty five acres described in said plot on the south side of said road, the original dower tract of the widow of Samuel Stott subject to the dower of the said widow of Wm. A. Stott as assigned her by the commissioner in this suit with authority to the said commissioners to withdraw the said plot from the papers in this suit, on his filing his receipt with the clerk of this court therefor and use the said plot in making said deed conveying the said tracts of land to the said Sarah Francis Stott with special warranty in fee simple for that portion of said land not paid for out of the proceeds of said judgment of Gray Barrell and for the portion paid for by said proceeds with special warranty in fee simple to the said S. Francis Stott, in trust for her self & children as described in the deed of assignment of Gray Barrell filed in the suit; and whereas after the death of the said Wm. Stoyden R. S. Thomas was appointed a special commissioner in the

Thomas C. B. Hayden did under and by virtue
of the decree of the Circuit Court of Isle of
Wight county at its April term 1878 sell the
"one half ($\frac{1}{2}$) of the 237 acres 1 R. and 19 P. des-
cribed in the plot filed in the suit, as
allotted to W^m. A. Stott in the report of partition
in said suit subject to the dower of the
widow of said W^m. A. Stott therein as assigned
her by the commissioners in said suit, and
the tract of 125 acres described in said plot on
the south side of the road, the original dower
tract, of the widow of Samuel Stott, subject
to the dower of the said W^m. A. Stott therein
as assigned her by the commissioners
in said suit to S. Frances Stott on
the 3^d day of Feby. 1879, for the sum of
eight Hundred dollars who paid in cash
the sum of \$113.97 and executed her 3 bonds
each for \$228.67 $\frac{2}{3}$ payable in one, two
& three years respectively from date, and
whereas the said sale was duly reported to
the said Circuit Court of Isle of Wight county
and confirmed by it, and whereas the said
C. B. Hayden was directed by the decree of the
said circuit court at its April term 1881, to
execute and deliver to the said S. Frances Stott
on her paying the aforesaid bonds in
full a good and sufficient deed for the
following tracts of land whereof W^m. A. Stott
died, seized and possessed in the county of
Isle of Wight to wit, the moiety of the tract
of 237 acres one R. & 19 P. described in the

Buckner & Co.
vs. { In chy
Stoll et al

Report of R. S. Thomas
Comr. under deau of
April term 1883 of
collections & payments.
Exhibit "H."

Copy

Received filed as part of this report.
Respectfully
R. S. Thomas

Copy sent
A. J. Thomas Esq. Clk.
for M. J. Thomas etc.

Epps et al

Plffs

vs. } In chancery

Statt et al

Defls

The undersigned has the honor to report that under and by virtue of the decree of this court at its April term 1883 he collected of the Farmers and Merchants Saving Bank on its certificate the sum of

\$148.53

of S. Frances Stott the sum of

439.50

and the 3 bonds of S. Frances Stott

& V. Weir

869.89

making a total of

\$1450.57

that out of this he paid cost

72.47

leaving for distribution

\$1378.10

that out of this he paid the

preferred debts

of W. P. Young

27993

& of Blair Pegram admr.

62.66

342.59

leaving for Pro Rata distribution

\$1035.51

of this Gray Canoll was

entitled to

\$692.57

which being assigned to the

said S. F. Stott was left in her

hands, & there was paid

to A. C. Jones exr

163.54

and to R. H. Randolph

179.46

\$1035.51

All of which will fully appear from the statement & the receipts of the parties

Buckner & Co

vs.

ATTACHMENT vs.
ESTATE OF
NON-RESIDENT.

Sam'l. F. Stott et als

Geo. R. Atkinson p. q.

To Octo: term, 1890, 1890s.

Circuit Court.

By virtue of this writ, on the 23 day of Sept, 1890, I attached the interest of Samuel F. Stott in the ~~the~~ ^{the} ~~ward~~ ^{ward} ~~of~~ ^{of} ~~Stott~~ ^{Stott} and ~~reigned~~ ^{reigned} ~~of~~ ^{of} ~~the~~ ^{the} ~~county~~ ^{county} of Lee of Maryland, containing of one tract of

The debt, Samuel F. Stott is no resident of Maryland, and was found.

Ro. W. Everett

WM

The Commonwealth of Virginia,

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

WHEREAS, since the institution of a suit in our Circuit Court of the County of Isle of Wight brought by Henry B. Buckner Trading under the name & style of Buckner & Co. against

Saml. F. Stott, Mary Ida Stott, Alice F. Stott, Loftin Valley & M. L. his wife & E. L. Ferguson & wife \$1448 cost subject to a credit of \$213¹⁰ do of July 20/1889 to recover \$941⁷³ with interest thereon at 8 per cent from July 3rd 1885 till paid, there has been filed in the clerk's office of our said court an affidavit that the claim of the plaintiff asserted in said suit is believed to be just, and he ought to recover the said sum of \$941⁷³ with interest thereon from Jan. 31/1885 at 8 per cent & \$14¹⁸ cost (subject to a credit of \$213¹⁰ do of July 20/1889.) at the least; and that the defendant Samuel F. Stott

is not a resident of this State, and that he, the affiant, believes that Samuel F. Stott defendant, has estate or debts owing his interest in the land whereof Sarah F. Stott died seized & possessed to him within the said State to wit: Therefore, we command you that you attach the estate of the said

Samuel F. Stott for the amount of debt, interest & cost above stated and such estate, so attached, in your hands to secure, or so to provide, that the same may be forthcoming and liable to further proceedings thereupon to be had before our said court at the next October term thereof; and that you make return hereof on the first day of the said term of our said court being the 20th day of October next. And have then there this writ.

Witness, N. P. Young, Clerk of our said Court, at the court-house, the 6th day of September 1890, and in the 115th year of the Commonwealth.

N. P. Young clk

Buckner & Co.

or, $\frac{2}{3}$ Goran, Bond

Stoll Sand St.
//

Know All Men by These Presents:

THAT WE,

Richard S. Thomas and
Jennies O. Thomas

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA in the just and full
sum of *Seven Hundred & Fifty* 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
day of *May*, in the year one thousand eight hundred and eighty-*nine*
and in the *113th* year of the Commonwealth.

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

*Richard S. Thomas who by decree of the Circuit
Court of Isle of Wight County rendered at April Term
1889, in the suit of Buckner & Co. vs. Samuel D.
Stott, is appointed a commissioner to sell the
lands of said Stott in the bill and proceeding
mentioned & make report to Court for
commissioner under said decree & any further decree in the
Case*
shall faithfully discharge ~~the~~ ^{his} 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 dis-
charge 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



IN ISLE OF WIGHT COUNTY COURT,

188 :

This bond was executed and acknowledged in open Court by the obligor to the
same, and ordered to be recorded.

CLERK.

Buckner & Co

vs. } Com^{rs} Bond

Stoll S. F.

Executed May 18th 1889

A copy

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 *Seven Hundred and Fifty* 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 *18th* day of *May*, in the year one thousand eight hundred and eighty- and in the *113th* 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 the April term 1889, in the chancery suit of Buckner & Co. vs. Samuel P. Stott was appointed commissioner to sell the land of said Samuel P. Stott in the proceedings of said suit mentioned

his Commissioner of said ~~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~~ *our* 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 ~~coupons detached from bond issued by the state of Virginia currency, funds, counter-claims, or offsets other than legal tender currency of the United States.~~

R. S. Thomas
J. O. Thomas



circuit
IN ISLE OF WIGHT COUNTY COURT, *clerk's office May 18th 1889:*

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

A copy
Teste N. P. Garrison
Teste N. P. Garrison dep clk
for M. P. Garrison clk

CLERK.

Buckner & Co.
vs. 3rd day.
Scott et als.

Commd. noted.
To 29th. Nov. 1890.

Approved by determining a copy
of this notice to the State Att.
Office E. State E. J. Thompson &
Willie C. Lee W. J. W. J.
Nov 29th 1890.
R. A. Lawrence
Sgt.

As counsel for the plaintiffs
Buckner & Co. I accept service of this
notice.

Commissioner's Office,

Isle of Wight Courthouse, Nov. 1st the, 1890.

To Henry B. Buckner trading under the
name & style of Buckner Co.

Plaintiffs,

And to Saml. F. Stott, Mary Ida Stott, Alice G.
Stott, Loftin G. Alley & Martha L. his wife,
and Edward J. Ferguson and Willie
C. his wife

Defendants:

You are Hereby Notified that I have fixed upon the 29th day of Nov. 1890,

~~next~~, if fair, if not, the next fair day thereafter (Sunday excepted), ~~to take and settle~~, at

my office, aforesaid, ~~the following accounts~~ to enquire and report

~~the following statement and accounts~~

Whether the land in the proceedings men-
tioned is capable of being partitioned
among the parties entitled thereto, and if
not whether any party will accept the same
and pay therefor to the other parties such
sums of money as their interest therein may
entitle them to, or whether the interest of those en-
titled thereto or its proceeds will be promoted
by a sale of the said land, or allotment of part
of sale of the proceeds ~~with any other matters~~

Required to be taken by decree of Isle of Wight Circuit Court, rendered on the 22, 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.

H. B. Buckner

Commissioner

Executed this 22nd day of November 1890 by
delivering a true copy of within notice to
Loftis & Alley and a copy to Martha L
Alley.

C. J. Ferneyhough W. J.
For Chas H. Carpenter J. J. J.

Buckner & Co.
vs. $\frac{3}{4}$ in Chap.
Stott & als.

Comm. Notice.
Do Novr. 29th. 1890.

2515 & 6, 1890

Commissioner's Office,

Isle of Wight Courthouse, Novr. 17th. 1890.

To R. B. Buckner trading under the
name and style of Buckner & Co.

Plaintiffs,

And to Sam^l. F. Stott, Mary Ida Stott, Alice G.
Stott, Loftin G. Alley & Martha L. his wife
and Edward J. Fergusson & Willie C. his
wife.

Defendants:

You are Hereby Notified that I have fixed upon the 29th day of Novr. 1890,
~~next~~, if fair, if not, the next fair day thereafter (Sunday excepted), ~~to take and settle~~
~~my office, aforesaid, the following accounts:~~ ^{and report} ~~to require~~ whether the
land in the proceedings mentioned is capable
of being partitioned among the parties en-
titled thereto, and if not, whether any party
will accept the same and pay therefor to the
other parties such sums of money as their interest
therein will entitle them to, or whether the
interest of those entitled thereto, or its pro-
ceeds, will be promoted by a sale of the entire
land, or allotment of part and sale of the
residue. And any other matters deemed
pertinent &c.

Required to be taken by decree of Isle of Wight Circuit Court, rendered on the 22. 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.

A. P. Young

Commissioner

Buckner & Co.
on { Inley,
Scott & also

Com. Notice to
Allery & wife.
"

We acknowledge receipt of the notice
noted, May 1891.

L. J. C. Hiley,
Master & C. Hiley.

Commissioner's Office,

Isle of Wight Courthouse, May 19th 1891.

To Henry Buckner trading under the name
of Buckner & Co.

Plaintiffs,

And to Samuel P. Stott, Mary Ida Stott, Alice
G. Stott, Loftin G. Alley and Martha L. his
wife, Edward J. Fergusson and Willie C,
his wife

Defendants:

You are Hereby Notified that I have fixed upon the 27th day of May

next, if fair, if not, the next fair day thereafter (Sunday excepted), to take and settle, at

my office, aforesaid, the following accounts:

An account of what
are the respective shares of the said Mary
Ida Stott, Alice G. Stott, Willie C. Fergusson
and Martha L. Alley and Samuel P. Stott
in the land in the proceedings mentioned
held by Sarah P. Stott at the time of her
death, together with any matters specially
stated, or required by any of the parties to
be so stated.

Required to be taken by decree of Isle of Wight Circuit Court, rendered on the 18th day
of May, 1891, 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.

A. P. Young

Commissioner.

Commissioner's Office,

Isle of Wight Courthouse, May 19th 1891.

To Henry B. Becker trading under
the name and style of Becker & Co.

Plaintiffs,

And to Samuel P. Stott, Mary Ida Stott, Alice G.
Stott, Loftin G. Alley and Martha L. his wife,
and Edward J. Fergusson and Willie C. his
wife

Defendants:

You are Hereby Notified that I have fixed upon the 27th day of May, 1891,

~~next~~, if fair, if not, the next fair day thereafter (Sunday excepted), to take and settle, at

my office, aforesaid, the following accounts: An account of what
are the respective shares of the said Mary Ida
Stott, Alice G. Stott, Willie C. Fergusson,
Martha L. Alley and Samuel P. Stott in the
lands in the proceedings mentioned held by Saml
P. Stott at the time of his death, together with
any matter specially stated, deemed pertinent
by himself, or required by any of the parties
to be so stated.

Required to be taken by decree of Isle of Wight Circuit Court, rendered on the 18th
day of May, 1891, 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.

A. P. Young

Commissioner.

Beecher & Co.,
or. $\frac{3}{4}$ in Chap.
Stott & Co.

Comm. Notice.

To 27. May 1891.

This notice affirms
itself. Mr. & Mrs. T. C.
passed with the notice
the acceptance of the same
& return to me.
No receipt for their
attendance.

J. P. Henry

The receipt received of the written
notice & return received by my officer,
James C. Thompson
Charles E. Thompson

Commissioner's Office,

Isle of Wight Courthouse, May 19th 1891.

To Henry B. Becker trading as
Becker & Co.

Plaintiffs,

And to Samuel T. Scott, Mary Ida Scott, Alice G.
Scott, Sophia G. Alley & Martha S. his wife,
Edward J. Fergusson & Willie C. his wife

Defendants:

You are Hereby Notified that I have fixed upon the 27th day of May 1891,
~~next~~, if fair, if not, the next fair day thereafter (Sunday excepted), to take and settle, at
my office, aforesaid, the following accounts: An account of what

are the respective shares of the said
Mary Ida Scott, Alice G. Scott, Willie C.
Fergusson, Martha S. Alley and Samuel
T. Scott in the lands in the proceedings
mentioned held by Sarah T. Scott at her death,
together with any matters specially stated
deemed pertinent by himself or required
by any of the parties to be so stated,

Required to be taken by decree of Isle of Wight Circuit Court, rendered on the 18th day
of May, 1891, 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.

A. D. Young

Commissioner.