1897-007 Chancery Causes: Julia R. Hearn, byp c vs William H. Darden, gdn v d
Isle of Wight County Petition of John R. Darden v d

Will: 1880, George W. Darden, Nansemond County

other surnames: Nelms, Gale, Hearne

U.S. Stat. and Ty

40

Julia R. Henrow Per Friend

vs. Bill in Chancery.

W. H. Dorden John & others

Feb. Octo. Rules 1895

Bill filed, Summons
ord to W. H. Dorden & G. T.
Nelms & alias issued
thereon. Writ rtd. on G. T.
Nelms & alias and on
Leave to 2nd. Octo. Rules

2nd. Octo. Rules, Summons
J. C. Dorden returned Exd.
& alias vs. G. T. Nelms
returned, exd. & alias
writ vs. them,

1st Novr. Rules 1895.
Bill taken for confd.
& set for hearing
to all defts.

April term 1896
Dr. Confg. rcpt. appointing receiver.
and to collect

Oct term 1896
Dr annuities, decree of apl. 96.
to collect & pay out.

April Term 1894
Final

her next friend Martin W.Hearn, that a receiver be appointed to collect the said money and estate due your complainant, that said receiver be allowed to qualify in this court on the Common Law side thereof as receiver as provided by statue, that said receiver be directed to pay said money when collected over to your complainant while she is a minor and during her said coverture with her said husband , that if necessary in the collection of said money said trustee or a commissioner appointed by this court be required to sell said land in said deed of trust embraced or so much as may be necessary to pay off said debt and all accrued interest, and the costs of this suit including a reasonable attorney,s fee which will be asked for during the progress of this cause, that all such additional parties be made to this cause as may be necessary to comply with the law, that all such other, farther and general relief may be afforded yout oratrix or complainat as the nature of h her case may require or to equity and good conscience may seem ~~ne~~ meet. And your complainant will ever pray.

W.S.Holland p.q.

Julia R. Hearn nee Darden by
Martin W. Hearn

Sign just over here. Between this & other writing.

Virginia:

I, A S Barrett A Notary Public in and for the county o of Isle of Wight in the state of Virginia, do certify that Martin W.Hearn the next friend of the complainant in the foregoing bill of complaint, came before me in my said county and made oath in due form of law that the statements contained in the foregoing bill in equity are true so far as made from his own knowledge and so far as made from the knowledge of others, or knowledge derived from others he believes to be true.

Given under my hand this 12 th day of October 1895.

A S Barrett N.P.

she needs not only the interest but the principal, that it would be of more benefit to her now than at any time in the future.

Your complainant avers that said surety J.C.Darden departed this life in the ye ar 189 and left Lucy A.Darden as his sole executrix who has duly qualified as such, that said W.H.Darden guardian as aforesaid made and executed a certain deed of trust to Geo. K.Nelms as trustee bearing date October /886 and duly recorded in the clerk,s office of the county court of Isle of Wight county, an office copy of which is herewith filed as an exhibit marked "A" and prayed to be taken and read as a part of this bill of complaint, to secure and save harmless the said J.C Darden and Geo. T.Nelms as his sureties on the guardian bond as aforesaid, and that said personal property in said deed embraced has been comsumed and worn out so that but little, if indeed any of it, remains, but that the real estate therein named is ample to secure and save harmless said sureties. Your complainant is informed and believes, and here charges, that said W.H.Darden is insolvent, that there are judgments against him docketed in the clerk,s office of the county court of said Isle of Wight county, and that writs of fieri facias have been issued and returned "No effects". Your complainant avers that her money will have to be collected either from said sureties or by a sale of said land, or a sufficient part thereof.

For as much as your complainant is remediless save in this court where matters of this sort are alone and properly cognizable, she prays that William H.Darden guardian of Julia R.Darden now Hearn; Geo.T.Nelms, Lucy A.Darden executrix of J.C.Darden deceased and Geo. K.Nelms trustee be made parties defendants to this bill of complaint and required to answer the same, but an answer on oath is hereby expressly waived as provided be law, that this bill of complaint be taken as a petition by

In the Circuit Court of Isle of Wight county, Virginia:

First October Rules 1895.

Julia R.Hearn who was Darden, and who sues by her next friend Martin W.Hearn, your complainant, respectfully presents to the court the following case:

That many years ago her father E.H.Darden died and that on the 7th day of December 1881 in the county court of Isle of Wight county William H.Darden qualified as her guardian giving bond according to law with Geo. T.Nelms and J.C.Darden as his sureties, and that afterwards a large sum of money derived from the estate of her said father came into the hands of her said guardian, and that on the the 18th day of February 1893 the said guardian made a settlement of his accounts before the Commissioner of Accounts for the couty court of Isle of Wight county and that the report of said commissioner legally and properly confirmed and recorded shows that he said guardian owes her the sum of three hundred and ninety four dollars and twenty two cents ($394.22) with legal interest thereon from the 7th day of December 1892, that said sum of money is stilldue and owing to your complainant from said guardian. Your complainant further avers that she is now the wife of J.Samuel Hearn and with him resides in the said County ~~county~~ of Isle of Wight, and that she is now nineteen years old and in her twentieth year, that the money due her aforesaid is estate to which she is entitled under an act of the General Assembly of Virginia entitled"an act securing to married women, on conditions, all property acquired by them before and after marriage" approved April 4th 1877 and acts of Assembly amendatory thereof, and is also her separate estate under chapter 103 Code 1887 of Virginia, that being married and just starting in life with very limited means she needs the use of said money now, and that

an office copy of said commissioners report is herewith filed as exhibit Hearn "B" and prayed to be taken and read as part of this bill

Julia R. Hearne
per Friend.

v. { Petition.

W. H. Darden, Guardian
et al.

October 20th 1896
Filed this day by Leave of
Court

And your Petitioners ever pray etc.

John R. Darden
W. T. Darden
Josiah Darden
Virginia Darden
Thomas Darden
Charlotte E. Gale
by W. J. Allen their
Counsel

Virginia,

Isle of Wight County, to wit:

Personally appeared

in the County of Isle of Wight and made oath that he believes the statements made in the foregoing petition to be true.

Given under my hand this day of October 1896.

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amount as might be found due by him, to his ward Julia R. Darden, to such receiver as the Court might appoint.

In said suit sundry decrees were entered directing accounts to be taken &c. The last of the said decrees directed the said William H. Darden and others, to pay to Martin W. Hearne, receiver for Julia R. Hearne, the sum of Three Hundred and thirty-four and 25/100 Dollars, with interest thereon from December 7th, 1895 until paid, and the cost of this suit. The said decree having been entered on the 27th day of April 1896.

Your Petitioners further state that since the entry of said decree last mentioned, to wit, on the day of May 1896, said Julia R. Hearne departed this life in-testate before arriving at the age of twenty-one years, and without lawful children.

Your Petitioners are advised and so charge, that by reason of the said death of Julia R. Hearne, and by virtue of the clauses of the Will of the said George W. Darden above mentioned, they are entitled to the amount decreed to be paid the said Julia R. Hearne, by decree entered on the 27th day of April 1896, as aforesaid.

In tender consideration whereof and for as much as your Petitioners are remediless except in a Court of Equity, they pray that they may be made parties Plaintiff to the said suit of Hearne per friend, vs W. H. Darden and others., and that the said sum ~~bequeathed~~ decreed to be paid the said Julia R. Hearne receiver on the 27th day of April 1896, be now decreed to be paid your Petitioners in equal proportions, and that such other, further and general relief may be afforded your Petitioners, as the nature of their case may require or to Equity may see meet.

~~vised and~~ bequeathed to the children of E. H. Darden, one third of his life insurance policy in a life insurance company of Richmond, Virginia with the following limitation - "but should one or more of said children die before arriving at the age of twenty-one years, or without lawful children, then their portion I desire to be divided among the surviving brothers and sisters."

The twelfth clause of said Will is as follows:

It is my Will and desire, that the residue of my estate be divided in three equal parts, one part to be given to my brother William H. Darden, one part to the children of my brother M. Darden, and the remaining portion to be paid to the children of my brother E. H. Darden; but should one or more of his children die before arriving at twenty-one years of age, or without lawful children, then that portion I desire to be equally divided among his surviving brothers and sisters.

Your Petitioners ~~with the exception of the administrator of Mollie E. Godwin~~, are the sons and daughters of the said E. H. Darden. At the time of the death of the said Geo. W. Darden there was living in addition to the above named children of the said E. H. Darden, their sister Julia R. Darden, who has since inter-married with J. Samuel Hearne. That William H. Darden, the brother of the said E. H. Darden and George W. Darden, qualified as Guardian of the said Julia R. Darden. That after marriage of the said Julia R. Darden, with the said J. Samuel Hearne, she instituted a suit in the Circuit Court of Isle of Wight County, under the style of Hearne, per friend, vs Darden and others. The purpose of the said suit being to require the said William H. Darden to settle his guardian account and to pay over such

Julia R. Hearne per friend.)
)
vs :-
)
W. H. Darden, Guardian & others.)
)

To the Honorable Robert R. Prentis, Judge of the Circuit Court of Isle of Wight County, Virginia.

Your Petitioners John R. Darden, W. J. Darden, Josiah Darden, Virginius Darden, Thomas Darden, Charlotte E. Gale, who was before her marriage Charlotte E. Darden, ~~and~~ ~~administrator of all and singular the goods and chattels of which the late Mollie E. Godwin (who was Mollie E. Darden before her marriage) died seized and possessed~~, represent to your Honor, that their uncle Geo. W. Darden of Nansemond County, Virginia, departed this life during the year 1880, and before the death of the said George W. Darden, he made and published his Last Will and Testament, an attested copy of said Will is herewith filed marked Exhibit "A", and prayed to be read as a part of this petition.

In the fourth clause of said Will your Petitioners testator used the following language:

I hereby give and bequeath to the children of my deceased brother E. H. Darden, Twelve Hundred Dollars in money, and all of the accounts, bonds and debts of every kind due me by my brother E. H. Darden, including those secured by Deed of Trust. Should one or more of my brother E. H. Darden's children die before arriving at twenty-one years of age, or without lawful children, then that portion I desire to be equally divided among the said brothers and sisters.

By the fifth clause of said Will, the said George W. Darden de-

Warren C.

Mears Julia R. Prof'd.

vs.

Alias
SUBPŒNA
IN
CHANCERY.

Darden W.S. et als.

W. S. Holland p q.

To December October Rules,

1895, Circuit Court.

Executed this the 16th
day of October 1895
by delivering to George
T Helms. a true Copy
of the within Summons in
person in my County

E. W. Mitchell Sheriff Yancey Co.

Everett Waddey Co.,
Stationers and Printers,
Richmond, Va.
Form No. 300.

The Commonwealth of Virginia,

To the Sheriff of the county of Warwick Greeting:

WE COMMAND YOU, That you summon W. H. Darden guardian of Julia R. Darden now Neasom, Geo. T. Nelms, Lucy A. Darden executrix of J. C. Darden deceased, and Geo. K. Nelms, Trustee,

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 third Monday in October, 1895, to answer a bill in Chancery, exhibited against them in our said court by Julia R. Neasom who was Darden, who sues by Martin W. Neasom her next friend.

And have then there this writ. Witness, N. P. Young Clerk of our said Court, at the court-house, the 10th day of September, 1895, and in the 120th year of the Commonwealth.

N. P. Young Clk.

Executed this 3rd day of Nov 1895
by delivering a true copy of the within
subpoena to Lilly A Dodd
Sworn to and subscribed before me
this 3rd day of Nov 1895
A. Brooks

Summons

Heard in Julia R. Smith

vs. { SUBPŒNA IN CHANCERY.

Dardenne W. H. et al.

W. S. Holland p q.

To first October Rules,
1895, Circuit Court.

Returned by mail
& Recd. 14. Oct. 1895
WSH

Everett Waddey Co.,
Stationers and Printers,
Richmond, Va.
Form No. 300.

The Commonwealth of Virginia,

To the Sheriff of the County of Nansemond, Greeting:

WE COMMAND YOU, That you summon W. D. Darden guardian of Julia R. Darden now Deam, Geo. T. Helms, Lucy A. Darden executrix of J. C. Darden deceased and Geo. K. Helms trustee

to appear at the Clerk's Office of the Circuit Court of the County of Isle of Wight at the rules to be held for the said Court on the first Monday in October, 1895, to answer a bill in Chancery, exhibited against them in our said court by Julia R. Deam who was Darden who sues by Martin W. Deam her next friend

And have then there this writ. Witness, N. P. Young Clerk of our said Court, at the court-house, the 30th day of September, 1895, and in the 122 year of the Commonwealth.

N. P. Young C.C.

Hearn Julia R. prfd.

vs. { SUBPŒNA IN CHANCERY.

Darden W.S. et als.

V W.S. Holland p q.

To 1st. Dec. Rules,

18 Ge, Circuit Court.

Rtn'd 14th

Dec 1845

Executed by delivering a
true & perfect Copy of the
within Subpœna to the within
named W.S. Holland, R. Mullins
& Geo. R. Mullins & by reading the
same to Spencer
Lewis, Geo. Collins & Wm. Collins
This 4th Dec 1845
A. Coleman
Sh'ff

Everett Waddey Co.,
Stationers and Printers,
Richmond, Va.

Form No. 300.

The Commonwealth of Virginia,

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

WE COMMAND YOU, That you summon W. H. Darden guardian of Julia R. Darden, now Heard, Geo. T. Nelms, Lucy A. Darden executrix of J. L. Darden deceased, and Geo. T. Nelms, trustee,

to appear at the Clerk's Office of the Circuit Court of the County of Isle of Wight at the rules to be held for the said Court on the first Monday in October, 1895, to answer a bill in Chancery, exhibited against them in our said court by Julia R. Heard who was Darden, who sues by Martin W. Heard her next friend

And have then there this writ. Witness, A. D. Young Clerk of our said Court, at the court-house, the 30th day of September, 1895, and in the 120th year of the Commonwealth.

A. D. Young Clk.

Col. Darden (Bran for Julia R. Darden)

1854 — To Wm Edy & Bro.

June	2	To 7 yds dress Goods	5-0	"	3	5-0
"	4	" 2 1/2 " Jeans	10	"		25
"		" 5 " Pants	6 1/4	"		31
"		" 1 1/2 " Canvas	11-	"		23
"		" 1 H " Silk	5-0	"	2	0
"		" 7 " Lace	15-	"	1	05
"		" 5 " White Pants	6 1/4	"		31
"		" 7 " Mollia-Vries	20	"	1	40
"		" 12 " Cottons	10	"	1	20
"		" 2 Pr wristers		"		25
"		" 2 Handkfs	15-	"		30
"		" 1 Pr Silk Suspenders				25
"		" 2 1/2 yds Lace				38
"		2 Spools Silk				20
"		3 " Cotton				15
"		1 Doz Whalebone				10
"		Hooks & Eyes				5-
"		Corsets				60
					12	43

Rec'd Payment
Wm Edy & Bro.
"

1243
328 Cash
915- balance

June 5th 1894

Receive of W. H. Dana

Five dollars for my dues.

Julia Mack for Mrs. ~~Dana~~ to Share for her

Mother. Lily

John R. Dana

Virginius mark

Dana

Darden W. H. garden

420

1894

✓

32,113

$6,603.00

1893

1894

Mr. W. H. Darden garden for J. R. Darden Newport Magisterial District,

1894. To J. O. Branch, Treasurer Isle of Wight County, Va., Dr.

LAND.	
No. Acres.	Value.

To State Capitation Tax		1 00	
To State Tax on ... acres Land, value ... $ ..., at 30c. on $100			
To State Tax on Personal Property, value ... $ 400, at 30c. on $100		1 20	
To State School Tax on Real and Personal Property, value ... $ ..., at 10c. on $100		40	
Total amount of State Taxes			1 60
To County Capitation Tax		50	
To County Levy on ... acres Land, value ... $ ..., at 40c. on $100			
To County Levy on Personal Property, value ... $ 400, at 40c. on $100		1 60	
To County Road Tax ... $ ..., at 10c. on $100		40	
To County School Tax on Real and Personal Property, value $ ..., at 5c. on $100		20	
To District " " " " " " value $ ..., at 5c. on $100		20	
Total amount of County Taxes			2 40
Total amount of State and County Taxes			4 00
December 1.—5 per cent. added			20
Total Amount			4 20

Received Payment. J. O. Branch, Treasurer.

..., Deputy Tr.

November 8. 93

Received of Mrs
Uncle Wm. H. Harden
Thirteen dollars, To
buy clothing for my sister
Lidia R. Harden
for whom he is
Guardian
Witness

Jno. R. Wilson
Guardian

John B. Wilson witness

1892-3

Suffolk, Va., Oct 11 1893

Mr. Wm. H. Darden (Guar for Julia R. Darden)

Bought of William Eley & Brother,

Dealers in Dry Goods, Notions, Boots, Shoes, Hats,

Carpets, Rugs, Mattings, Oil Cloths, &c.

No. 18 Washington Square.

1893

June	13	8 Yds. Henrietta	30		"	2	40
"	"	4 " Camb	6 1/4		"		25
"	"	3 " Calico	5		"		15
"	"	1 Parasol			"	1	25
"	"	H. & Eyes			"		05
"	"	1 Yd. Elastic			"		10
"	"	1 Fan			"		15
"	"	Spool Cotton			"		15
"	"	1 " Silk			"		10
"	"	4 Yds. Edging	20		"		80
"	"	3 " Silk Duplicate bill	50		"	1	50
"	"	3 " India Linen	15		"		45
"	"	12 " Cottons	10		"	1	20
"	"	1 Handkf			"		25
"	"	1 Pr. mitts			"		25
"	"	1 " Vests			"		35
"	"	1 Corset			"		50
"	"	2 Pr. Hose			"		25
"	"	1 " Low Shoes			"	1	40
						11	45

Rec'd payment

Wm. Eley & Bro.

Pay ..... Cashier,
OR ORDER, FOR COLLECTION, FOR ACC'T OF
Merchants' and Farmers' Bank,
PORTSMOUTH, VA.
J. H. TOOMER, Cashier.

his
Jno R. Dearden
mark

Witness R. L. Parker

J. D. Gray

Jno. F. Cowling

J. H. Toomer

Cashier, or Order, for Collection,
ON ACCOUNT OF
THE BANK OF SMITHFIELD,
W. S. BARRETT, Cashier.

No. _____ Suffolk, Va. Feb 25th 1893

The Farmers Bank of Nansemond

Pay to the order of John R. Darden for Julia Lilly

Five ——— Dollars

$5.00 Wm H. Darden

THE FARMERS BANK OF NANSEMOND MAR 7 1893

Wm. Mann Co., Philadelphia.

Darden W H gaur

2462

207

27.09

✓

Ed. Dardens Adm.

Mr. W. H. Darden garden for Newport Magisterial District,

1893. To J. O. Branch, Treasurer Isle of Wight County, Va., Dr.

LAND.	
No. Acres.	Value.

To State Capitation Tax		1 00	
To State Tax on ... acres Land, value ... $ ..., at 30c. on $100			
To State Tax on Personal Property, value for 5 yrs. $ 450, at ~~30c. on $100~~		7 30	
To State School Tax on Real and Personal Property, value $ ..., ~~at 10c. on $100~~		3 34	
Total amount of State Taxes			10 64
To County Capitation Tax		50	
To County Levy on ... acres Land, value ... $ ..., at 40c. on $100			
To County Levy on Personal Property, value for 5 yrs. $ 450, ~~at 40c. on $100~~		7 80	
To County School Tax on Real and Personal Property, value $ 11, ~~at 10c. on $100~~		3 34	
To District " " " " " " value $ 4, ~~at 5c. on $100~~		1 67	
Total amount of County Taxes			12 81
Total amount of State and County Taxes			23 45
December 1.—5 per cent. added			1 17
Total Amount			24 62

Received Payment. J. O. Branch, Treasurer.

..., Deputy Tr.

J. R Hawley

Receipts

Jan 9, 1893 Receipt of
Mrs. H. Darden the sum
of Six dollars to Apply
for my sister Julia
for whom he is Guardian
Witness
his
J. R. X Lewis
mark
Genie Darden

Chapman Lic
against
Julia for
$5,76

Smithfield, Va., Dec 19 1892

Mr William T Darden Guardian for Julia A Darden

B. P. CHAPMAN,

—DEALER IN—

GENERAL MERCHANDISE.

SMITHFIELD HAMS A SPECIALTY.

1892

Dec	19	2	0 yds Cashmere	35	2 10
"	19	6	yds Calico	6¼	37
"	19		Buttons		05
"	19		Wagging		10
"	19		Cotton 05 Twist 03		08
"	19	1	Corset 90 6 yds Calico 30		120
"	19		Linen Thread		31
"	19		Flannel		30
"	19	1	Handkerchief		15
"	19	4	pr Hose		40
"	19	1	Waiter		30

Jan 1 93 Cash

V-26

N. P. Chapman

PAY J. H. Toomer

Cashier, or Order, for Collection,

ON ACCOUNT OF

THE BANK OF SMITHFIELD,

A. S. BARRETT, Cashier.

Pay ~~[illegible]~~ Cashier,

OR ORDER, FOR COLLECTION, FOR ACC'T OF

Merchants' and Farmers' Bank,

PORTSMOUTH, VA.

J. H. TOOMER, Cashier.

No. _____ Suffolk, Va. Feb 25 92 1893

The Farmers Bank of Nansemond

Pay to the order of B. P. Chapman

Five ~~~~~ 96/100 Dollars

$ 5-96

Wm. H. Harrell

FARMERS BANK OF NANSEMOND MAR 1 1893 PAID SUFFOLK, VA.

Wm. Mann Co., Philadelphia

I wrote you for first.
when you write Mail to
Smithfield, I am not very
well but hope when this reaches
you it will find you well,
With much love,
your Niece
Julia

Smithfield, Va
Dec 9th 94

Dear Uncle -

I send you the Bill of them peanuts so you can see for your self what I got for them, I did not get as much as I thought I would & could not get a cloak at our Holeways, so I sold them for cash & bought elsewhere. I only got $1.74 for them. The whole amount was 10.50 cts which was just enough to get my cloak. & I am oblige to have a dress & shoes & if you possibly can please send me 5 dollars which will be as much as

6 - 600 - 12/6

300

150

1050

PAT

NOV 26 1894

The Gardner ... Mut Co.

Wm H. Dawson
adm. of
John Dawson
and Hearn

Statement &
Voucher for
acct. after a
decree in suit
of Hearn wife
&c. said adm.
shall have been
made pa

Julia Hearn
acct

Julia R. Darden, infant of E. A. Darden dec'd — With Mrs. L. Darden her guardian.

					℔	ct.
1892						
Dec.	7	Due Julia per Comr. Report, found in the Clerk Office of Isle of Wight Co.			394	22
Decr.	19	To Paid B. P. Chapman a/c	5	96		
1893						
Jany	9	" Paid your bro. John R. Darden for You	6	00		
Feb	25	Paid your bro. Robt for You	5	00		
		Paid You Taxes for five years	24	62		
June	13	Eley & Bro's bill for You	11	45		
Nov.	8	Paid your bro. Robt for You	13	00		
			℔	66	03	
1894						
June	5	Paid your Taxes for 93	4	20		
	"	Paid your bro Robt for you	5	00		
"	9	Paid Eleys & bro bill for Clothing	12	43		
Nov	26	Paid You proceeds of Six bags Peanuts	10	50		
			℔	32	13	
1895						
		Paid J. L. Lawless Bill for You	17	00		
		Paid Southall's bill	6	01		
			℔	23	02	

as alleged in the bill.

Given under my hand as Commissioner in Chancery of the Circuit Court of Isle of Wight County, the day and year first aforesaid.

A. O. Young Comm.
in Chancery

Commo. fee 7.50
Stff. Homan. .50
" Isle of Wight 1.50
$9.50

Howard Exr &c
vs.
Hankins et als.

Report of Comm'r in Chy. Young. made & recd & filed March 7. 1896.

Filed March 20. 1896.

Delle and report to Court 1st a further account of the transactions of W. H. Darden guardian of Julia R. Darden, now Hearn. Showing what balance is due her by said guardian. 2nd Whether said ward is still a minor and married, as alleged in the Bill. 3rd Any matter deemed pertinent by the Commissioner or any party in interest. Your Commissioner reports to the Court that on the 11th day of March 1896, he issued notices to the parties, plaintiffs and defendants, that he had fixed upon the 19th day of March 1896 to take said accounts and report at his office that said notices were duly served and returned to your Commissioner. That on the day so fixed upon, no one of the parties appeared and the case was continued until the date of this report, when the plaintiff appeared with her next friend, and in their presence, your Commissioner examined the statement and vouchers of the said guardian copies of which had theretofore been furnished your Commissioner, and made the foregoing guardian account, which shows that on the 7th. day of December 1895, the guardian was indebted to his ward in the sum of $334.25 with interest till payment. Your Commissioner reports that the estate of the ward exceeded the income of her estate, and being deemed judicious and proper were allowed out of the principal. Your Commissioner further reports that the Plaintiff is a minor and married

1895				
Dec. 7	To commissions $18.97 rec'd, int.		95	
" "	" Balance per contra		334 25	
1894				
Dec. 7	By Balance per contra			316 23
1895				
Dec. 7	" interest on same one year			18 97
		$	335 20	$ 335 20
1895				
Dec. 7	Balance due the ward			$ 334 25

Commissioners office, Isle of Wight county
March 20th. 1896.

To the Circuit court of Isle of Wight county,

Pursuant to a decree of the said circuit court, rendered on the 7th. day of March 1896, in vacation, in a suit in chancery depending in said court between Julia R. Hearn, who was Julia R. Darden, suing by M. W. Hearn her next friend, plaintiff against W. H. Darden guardian of Julia R. Darden now Hearn, Georgie V. Nelms, Lucy A. Darden Executrix of J. C. Darden dec'd. and George K. Nelms trustee, defendants, directing one of the commissioners of the said court to take

Julia R. Darden now Julia R. Hearn
Dr in account with Wm. H. Darden Surgeon &c

1892						
Dec.	19	To paid B. O. Chapman for clothing		5	96	
1893						
Jany.	9	" " your brother J. R. Darden for you		6	00	
Feby.	25	" " Do. for you pensions,		5	00	
		" " Your taxes and back taxes, including 1893 -	1/3	24	62	
June	13	" " Eley & Britt act. for clothing		11	45	
Nov.	8	" " You for your brother pensions		13	00	
Dec.	7	" Balance per contra		328	64	
1892						
Dec.	7	By balance on last acct. per contra				374 22
1892						
Dec.	7	" interest on same one year				20 45
				$394	67	$394 67
1894						
June	5	To paid You for brother J. R.		5	00	
	9	" " Eley & Bro. bill for clothing		12	43	
Nov.	26	" " You to buy medicines		10	50	
		" " Your taxes for 1894		4	20	
Dec.	7	" Balance per contra		316	23	
1893						
Dec.	7	By balance per contra				328 64
1894						
Dec.	7	" interest on same one year				19 72
				$348	36	$348 36
1895						

Hearn per Friend

vs

Darden guardian et als

DECREE

To be entered.

March 7, 1896

Robert Mimms

Recorded as
entered March
7. 1896, pg. 39
O.B.O.

Notice 6. 11. March 7
Late notice on 19. March
1896

In Vacation.

In the Circuit Court of Isle of Wight county in vacation March 7th I896.

Hearn per friend

V S.

Darden Guardian et.als.

This cause come on this day to be heard on the bill taken for confessed, and reasonable notice to the defendants of the application for this decree, and was argued by counsel: on consideration whereof the court doth adjudge, order and decree that one of the commissioners of the court take state and report to the next term of the court.

(I) A further account of the transactions of W.H.Darden guardian of Julia R. Darden now Hearn showing what balance is due her by said guardian.

(2) Whether said ward is still a minor and married as alleged in the bill.

(3) Any matter deemed pertinent by the commissioner or by any party in interest.

Robert W. Peete

To the clerk of the Circuit Court of Isle of Wight County.

Steven per Jour
vs
W.H. Darden Gdian.
et. als.

April 27th
1896

Decree

To be entered
Robert R. Prentis.

Entered #23

Hearn per Friend

vs

Darden W.H. guardian et. als.

This cause came on this day to be again heard on the papers formerly read and on the report of Commissioner Young filed herein March 20th 1896 and was argued by Counsel

On Consideration whereof the Court doth adjudge order and decree that said report to which no exceptions have been filed be and the same is, hereby confirmed; and the court doth adjudge order and decree that W.H. Darden and Rev. T. Nelms do pay to Martin W. Hearn receiver for Julia R Hearn who was Darden and that Lucie A. Darden do pay out of the goods and chattels in her hands belonging to her testator J.C. Darden deceased unto Martin W. Hearn receiver for Julia R. Hearn the sum of three hundred & thirty five & 25/100 with interest thereon from December 7th and that after the expiration of sixty days from the rising of this Court the clerk of this court is hereby directed to issue execution for said Money interest and costs, if there unpaid.

Ordered on the petition of Julia R Hearn by Martin W. Hearn receiver for Julia R. Hearn and Thompson Martin that said Martin W. Hearn receiver be allowed a fee in the penalty of $300.00 with W.H. Darden & Rev. T. Nelms as sureties thereon

Dec 7th 1895

The costs of this appeal is hereby adjudged against the appellants and execution issued therefor accordingly

Martin W. Hearn receiver for Julia R. Hearn vs W.H. Darden guardian et. als. Appeal from Probate Court

Filed Dec 7th 1895

Wm. H. Holland Clerk

Decree per fiat

vs

W. H. Darden Gdian.
et. als.

April 27th
1896

Decree

To be entered

Robert R. Prentis.

Entered #23

Julia R. Thorn
for Deed.
vs
W. H. Vanderveer

Entd Oct. 26, 1896
Robert R. Prentis

Entered

Hard.			39.78
By Prin: of debt.		$334.25	
" Int on Same to 13.77.		22.06	
To Bal. due Adams atty			316.53
		$356.31	$356.31

Rec'd: Janry 13th 1877 of Wm S. Hall and for Wm H. Darden guardian the sum of three hundred and sixteen (316) dollars and fifty three (53) cents in full for my clients as set out in the decree above and according to the figures above.

W. J. Adams atty for
John R. Darden, W. J. Darden, Josiah Darden
Virginia Darden, Thomas Darden &
Charlotte E. Gale,

day of April 1896, be and the same is annulled and cancelled and the court doth further adjudge order and decree that W. H. Borden Guardian of Julia R. Mann (nee Borden) do pay to John R. Borden, W. J. Borden Josiah Borden, Virginia Borden, Charlotte E. Gale, in equal portions or to W. J. Allen their attorney and that Lucia A. Borden do pay out of the goods and chattels, to be levied by virtue of the distringas to her directed, to the R. Borden, to J. H. Borden, Josiah Borden Virginia Borden & Charlotte E. Gale in equal portions, or to W. J. Allen their attorney the sum of three hundred & thirty four and 25/100 Dollars with interest thereon from Dec. 7th 1895 till paid less the costs of this suit and that the costs of this suit and that after the expiration of sixty days from the issuing of this sixty days from the issuing of this, the court the clerk of this court is hereby directed to issue execution for said money interest and costs, if there unpaid.

Costs taxed

Atto fee Pltf	15,50	
Clks fee M.M.C.	17,09	Paid A. J. Young Clerk
" " M.T.C.	1,69	Paid A. J. Young
Sheff Eng Ct.	3,00	Pd Ro. A. Edwards Sheff
" Crier	50	
" Summons	1,00	
	39.78	

Julia R. Hearn per friend
vs
W.N. Darden Guardian et als.

This day came John R. Darden, W. J. Darden, Josiah Darden Virginia Darden Thomas Darden, Charlotte E. Gale (who was before her marriage Charlotte E. Darden) and asked leave to file their petition, which leave is accordingly granted and the same is accordingly filed and it appearing from said petition that Julia R. Hearn, the plaintiff in this cause has since the entering of the last decree in this cause, to wit on the day of May 1896 departed this life, xxxx on motion of said petitioners it is ordered that this cause be and the same is revived in their said names as complainants — this day Then, this cause came on to be heard again on the respective formerly had, and on the said petition this day filed, and was argued by counsel, on consideration whereof the the court being of the opinion that the said petitioners are entitled to the fund decreed by said to Martin R. Hearn receiver for Julia R. Hearn, doth adjudge order and decree that the said decree entered in this cause on the 27th

Herm per Je S.

75

Darden gdn ct. 09.

Report of payment
by Wm H. Darden
guardian.

Julia R.Hearn Per Friend

vs

Darden et als.

The undersigned begs to report that he has paid the the amount ordered to be paid by this court by a decree herein of Oct. 26th I896 and herewith return my vouchers which I trust may be found in due form and other vouchers correct.

Respectfully Submitted.

Wm. H. Darden Guardian

Julia R.Hearn per friend.

vs

Wm.H.Darden Guardian et als.

April 26th 1897.

D E C R E E.

To be entered.

Robert D. A. Ellis

Entered

Julia R. Hearn per friend.

vs

Darden Gdn. et als.

This cause came on this day to be again heard on the papers formerly read, and on the report of Wm.H.Darden Guardian showing by proper vouchers that he has paid the money as required by a decree in this cause entered an the 26th day of October I896 filed this day by leave of court to which no exception has been filed and was argued by counsel; On consideration whereof the court doth adjudge, order and decree that said report of Wm.H.Darden Guardian be, and the same is, hereby ratified and confirmed, and nothing further appearing to be done in this cause it is ordered to be stricken from the docket.

George W. Darden

Will

Ex "A."

Recorded in
Will Book.
No 3 Page 248

October 20th 896
Filed this day by leave
of court

oath & the law directs and entered into a bond in the penalty of Twenty Thousand Dollars conditioned according to law with Cornelius Hall George T Nelms George T Whitley and James B. Porter their sureties therein (who justified on oath as to their sufficiency and which said bond being acknowledged by the Obligors therein is ordered to be recorded) Certificate is granted the said William H Darden and Willis C Darden for obtaining a probat of the said will in due form

Teste: Peter B Perkins

A Copy B. B. Smith Clk

Teste;

will and testament subscribed my name and fixed my seal this 8th day of May Eighteen hundred & Eighty

Signed Published sealed and declared in the presence of us by the said Willis Darden and in whose presence and in the presence of each other we have each subscribed our names

George W Darden (Seal)

Note the 2nd article was changed before signing

Geo W Betts
E C Ramsay
R Lawrence

At a monthly Court held for Nansemond County the 13th day of December 1880. This last will and testament of George W Darden late of this County deceased was this day fully proved by the oaths of E.C. Ramsay and Robert Lawrence two of the subscribing witnesses thereto and was thereupon ordered to be recorded. And on the motion of William H Darden and J. Julius C Darden the only executors named in the said will, who made

one part to be given to my Bro Wm H Darden, one part to the Children of my Bro M Darden and the remaining portion to be paid to the Children of my Bro E H Darden But should one or more of his Children die before arriving to twenty one years of age or without lawful children then that portion I desire to be equally divided among his surviving bro + sisters

12th I leave it altogether at the discretion of my executors when to make sale of my real estate I desire however that a small tract of about one hundred and twenty acres which I purchased of A L Sykes lying in the County of Isle of Wight and bound by the Public road leading from Shivers mill to the site of the old Baptist Church Whitehead + others be sold with my home tract.

14th and lastly I do hereby appoint my Bro Wm H Darden and my friend Julius C Darden Executors to this my last will and testament In testimony whereof I the said G W Darden have to this my last

estate the interest of which I wish to be paid annually to myold servant Rose (Col) and should she become an invalid she may draw any portion of the one hundred dollars to support declining nature, that my representatives may deem proper and when she dies they may spend fifteen dollars to defray her burial expenses. Should there be any thing left at her death and after paying her burial expenses then that unexpended portion I desire one half to be given to Benj Eley son of C B Eley and the other half to be equally divided between Rose daughters Bill and her sons Isaac, John, Bob and her Grandson Clairborne.

11th It is my will & desire that Lizzie daughter of my old servant Lucy be paid twenty five dollars, and her sister Nancy be also paid twenty five dollars.

12th It is my will and desire that the residue of my estate be divided into three equal parts

6th I give and bequeath to my
friend Julius C Darden five
hundred dollars
7th I give & bequeath to the Trustees
of Adkins church Chuckatuck
Circuit one hundred dollars
to be used for the benefit of said
Church as the said Trustees may
see proper.
8th I desire if not done in my
life time that my estate bear
one half the expense of an iron
railing around my family burying
ground at my Bro Wm H Dardens our
old homestead also one slab over
the grave of George Fletcher Glover and
a head and foot board at the graves
of Bro Thomas my father & mother
My Bro Robert M Darden & wife
Julia my sister Margaret and her
son Jimmie
9th I desire that my Executors place
over my grave a stone slab the
expense of which to be paid out
of my estate
10th It is my will and desire that
my Executors retain in their
hands one hundred dollars
upon the settlement of my

money and all of the accts
bonds and debts of every kind due
me by my bro E H Darden in-
cluding those secured by Deed
of Trust Should one or more of
my Bro E H Dardens Children
die before arriving to twenty one
years of age or without lawful
Children then that portion I
desire to be equally divided among
the surviving brothers & sisters
& I give & bequeath to the children
of my Bro Wm H Darden one
third of my life Insurance policy
which I hold in a life Insurance
Company in Richmond Virginia
And the third I give & bequeath
to the Children of my dec'd Bro
R M Darden and the remaining
third I give and bequeath to the
Children of dec'd Bro E H Darden
But Should one or more of said
Children die before arriving to
the age of twenty one years or with-
out lawful Children then their
portion I desire to be divided a-
mong the surviving brothers & sis-
ters

In the Name of God Amen.
I George W Darden, of Nansemond county, state of Va being of sound mind & disposing memory do make and publish this my last will and testament hereby revoking all former wills heretofore made by me in manner following, to wit
1st My will is that all my just debts and burial expenses be paid by my executors hereafter named as soon after my decease as convenient.
2nd It is my will and desire that my Executors pay out of my estate to my half brother James M Darden & to Steven G Darden each one hundred & fifty dollars and to my Nephew George T Nelms one hundred dollars
3rd It is my will that my executors pay to the Children of my half bro John G Darden one hundred and fifty dollars and to the Children of my half sister Nancy one hundred & fifty dollars
4th I hereby give and bequeath to the Children of my dec'd bro E H Darden twelve hundred dollars in

Nashua N.H.
C. Hickey
Nashua, N.H. U.S.

Ebbt. E. filed
with the Bill.

$1,25

Seal this day and year above written.

W. N. Darden (Seal)

State of Virginia, County of Isle of Wight. ss.

I J. N. Nelms a Commissioner in Chancery for the County Court of said County and State, do certify that W. N. Darden, whose name is signed to the writing above of even date herewith, personally appeared before me in my said County and acknowledged the said writing to be his act. Given under my hand this 19th day of Octo. 1880.

J. N. Nelms Com. in Chy.

In the Clerk's Office of the County Court of Isle of Wight County the 19th day of Octo: 1880, this deed of trust from W. N. Darden to George K. Nelms, Trustee, was admitted to record upon the annexed Certificate of J. N. Nelms, a Commissioner in Chy.

Teste, S. P. Young Clk.

A Copy,

Teste, S. P. Young Clk.

sureties on said W.S. Darden bond as guardian of E.A. Darden children, To secure to A.S. Darden the payment of a certain bond of L.J. Darden & W.S. Darden for the sum of One Thousand dollars; To secure W.M. Haynes a bond executed to him by W.S. Darden for the sum of $750.00; To secure to Wm. M.A. Brinkley the payment of a bond of $750.00 executed to him by said W.S. Darden and after all of said debts are paid and indemnities made from said property, then the remainder the said Trustee is to hold for the sole and separate use and benefit of Wm. E. Darden wife of the said W.S. Darden or to dispose of the same and pay over the proceeds thereof to her at her election Moreover. And it is hereby understood that this provision is made for the said M.E. Darden in consideration of her having executed a deed for part of the real estate of said W.S. Darden and relinquishing her right thereon to secure a debt to the Farmers Bank of Nansemond. Suffolk, Va.

Witness the following signatures and

otherbonds, notes, due bills, accounts or other evidences of debt due or coming due the said W. H. Dardeu, including all said W. H. Dardeu's interest in the property formerly owned by L. J. Dardeu, either by reason of judgment liens, levies of execution or deed of trust, especially under the deed of trust this day to W. J. Nelms trustee, and all other property and interests therein now owned or in which acquired is owned by the said W. H. Dardeu which he has a right to convey. All of which property and interest in and rights to property are by these presents bargained, sold, granted, assigned and conveyed to said George K. Nelms trustee:

In trust to secure the following indebtedness pro rata, nonbeing entitled to take priority over any other, and for the following purposes, To save harmless and indemnify from all hazard and loss J. C. Dardeu as executor with W. H. Dardeu of G. W. Dardeu; and also to save harmless and indemnify said J. C. Dardeu and George T. Nelms as

in said County, known as the "Jenkins land", containing by estimation 143 acres, more or less, bounded by the lands of E. W. Saw, J. E. Dawson, Jenkins & others, and which was purchased by said W. N. Darden from L. D. Holt by deed Nov. 12. 1883, and of record in the Clerk's office of the County Court of Isle of Wight County, reference to which is hereby made for a more particular description; Five cows, six calves, 12 steers, 70 head of hogs; lot of corn, about 100 barrels; lot of fodder now in the field, some severed and some in shocks, all sorts, wagons, harness, farming implements, tools, carriages & buggies; household and kitchen furniture; fodder, stocks & provisions; distillery & fixtures, and lot of vinegar, about 300 barrels, All so said W. N. Darden situated in the Glover Lot in Chuckatuck, in Nansemond County, or in money coming to him in consideration thereof or in relation thereto; a bond of Jno. R. Darden to said W. N. Darden for $1142.00, and all

This Deed made this 19th day of October 1886, between W. H. Darden of the county of Isle of Wight and State of Virginia, party of the first part, and George H. Nelms Trustee for the purposes hereinafter mentioned, party of the second part, Witnesseth: That the said W. H. Darden in and for the consideration of $5.00, cash in hand paid, the receipt whereof is hereby acknowledged, and for the further consideration hereinafter made apparent, doth grant, sell, bargain, assign and convey with general warranty, the following property, to wit: All of the said W. H. Darden's interest in and to that certain tract or parcel of land known as "Elmwood", lying and being in said County and State, on which said W. H. Darden now resides, containing by estimation four hundred acres, more or less, situated on the road leading from Woodland Church to Windsor, together with all and singular the appurtenances belonging to the same; All of the said W. H. Darden's interest in and to a certain tract or parcel of land lying and being in

Mr. Young will attend to
this matter promptly.

Yours Truly
W.S. Holt by.

Alias ifp. 11. Octo. 1895, to
2nd Octo. Rule 1895.
Clk

10 '94 A 15.

Western Assurance Company.

INCORPORATED 1851.

HEAD OFFICE,
TORONTO, CANADA.

A. M. SMITH, PRESIDENT.
J. J. KENNY, MANAGING DIRECTOR

SOL. MILLER & CO., AGENTS,
NEWPORT NEWS, VA.

Oct 8th 1895

Mr Holland

I have been away sometime just returned to day from Norfolk Your papers reced too late for service I return them to you please have the rule day changed & return & will attend to them promptly and return to you

Im sorry this so happened

Truly Yours &c

E W Millstead Sheriff

Newport News Va.

COURTS:
Isle of Wight, Nansemond
and Southampton.

LAW OFFICE OF

W. S. HOLLAND.

Windsor Station, Va., Oct 11th 1895

Mr N.P.Young, Clerk of the Courts,

My Dear Sir,

Enclosed Mr ~~Young~~ Hearn will send you the bill in the suit of Hearn per friend vs Darden guardian et als. Will you please file therewith the two exhibits called for, to wit; the deed of trust from W.H.Darden to G.K.Nelms trustee and the office copy of the report of Comr. Young showing amount due to Julia R. Darden in January 1893.

Yours Truly,
W.S. Holland

Executed by delivering a copy of the within notice to W.H.Darden and Geo. KNelms each, Feb. 25th I896.

Ro A, Edwards
Shff

To W.H.Darden guardian of Julia R.Darden now Hearn, Geo.T. Wilms Lucy A.Darden excutrix of J.C.Darden deceased and Geo.T. Wilms trustee:

Please take notice that on the 7th day of March 1896 we shall apply to the Hon. Robert R.Prentis judge of the Circuit Court of Isle of Wight county in vacation at his office in the town of Suffolk Va. for an interlocutory decree for account and enquires in the suit to which you are defendants and the undersigned are plaintiffs pending in the said CircuitCourt of Isle of Wight county:

Julia R.Hearn by Martin V

Hearn Her next friend by

Their Atty

To W.H.Darden guardian of Julia R.Darden now Hearn, Geo.T.Helms
Lucy A.Darden executrix of J.C.Darden deceased and Geo.K.Helms
Trus.&c:

Please take notice that on the 7th day of March 1896 we shall apply to the Hon. Robert R.Prentis Judge of the Circuit Court of Isle of Wight county in vacation at his office in the town of Suffolk Va. for an interlocutory decree for account and conditions into the suit to which you are defendants and the under-signed are plaintiffs pending in the said Circuit Court of Isle of Wight county.

Julia R.Hearn by Martin W
Hearn her next friend by
their attorney.

To W.H.Darden guardian of Julia R.Darden now Hearn, Geo.T.Nelms Lucy A.Darden excutrix of J.C.Darden deceased and Geo.K.Nelms trustee:

Please take notice that on the 7th day of March 1896 we shall apply to the Hon. Robert R.Prentis judge of the Circuit Court of Isleof Wight county in vacation at his office in the town of Suffolk Va. for an interlocutory decree for account and enquires inthe suit to which you are defendants and the undersigned are plaintiffs pending in the said CircuitCourt of Isle of Wight county:

Julia R.Hearn by Martin W

Hearn her next friend by

W.S. Holland

their attorney.

I accept service hereof and waive service by an officer.
July 17th 1896
Witness
W.J. Nelms

Nelms

To W.H. Dearden Eastern Bldg. Portland Or. Geo. T. Williams
Geo. W. Williams and Geo. Dearden deceased and C.C. Dearden executrix of
Thos. V. Dearden executor of the last will and testament of
Thos. V. Dearden deceased:

Please take notice that on the
eighth day of March 1898 we the undersigned Plaintiffs will apply to Hon. Robert B. Tucker Judge of the circuit Court of the State of Oregon for Multnomah County at the Court House in the City of Portland in said County and State at the hour of ten o'clock A.M. of said day for an order of said Court directing the Executrix of the last will and testament of Thos. V. Dearden deceased to appear before said Court and render an account of her doings as such executrix and for a decree of said Court distributing and paying over to the persons entitled thereto the residue of the estate in her hands as such executrix and for such other and further relief in the premises as to the Court may seem meet and just.

Dated this 17th day of July 1896.

Thos. V. Dearden
Executor of the last will and testament of Thos. V. Dearden deceased.

To W.H.Darden guardian of Julia R.Darden now Hearn, Geo.T.Nelms Lucy A.Darden executrix of J.C.Darden deceased and Geo .K.Nelms trustee:

Please take notice that on the 7th day of March I896 we shall apply to the Hon. Robert R.Prentis judge of the Circuit Court of Isle of Wight county in vacation at his office im the town of Suffolk Va. for an interlocutory decree for account and enquires inthe suit to which you are, ~~defendan~~ defendants and the undersigned are plaintiffs pending in the Circuit Court of Isle of Wight county:

Julia R.Hearn by Martin W Hearn her next friend by W.S. Hall and their attorney.

FORM NO. 400.

Hearn Julia Ltd.

vs. { COMMISSIONER'S NOTICE.

Harden et al:

To 19. March 1896.

Accept service of the within notice
and I waive
Dated 17th 1896.

Ld. T. Helms

Everett Waddey Co.,
Stationers and Printers,
Richmond, Va.
Form No. 400.

Commissioner's Office, Isle of Wight C. House

March 11th 189 6

To Julia R. Heath who was Darden suing by W. W. Heath her next friend Plaintiffs.
And William H. Darden guardian of Julia R. Darden now Heath. George T. Helms Lucy A. Darden Executrix of J. C. Darden dec'd: And Geo. R. Helms trustee: Defendants

You are hereby notified that I have fixed upon the 19th day of March inst,

if fair; if not, on the next fair day thereafter (Sunday excepted), to take and settle, at my office, the account

of Following, 1st A further account of the transactions of W. H. Darden guardian of Julia R. Darden now Heath showing what balance is due her by said guardian: 2nd Whether said ward is still a minor and married as alleged in the bill? 3rd Any matter deemed pertinent by the Commissioner or by any party in interest

required to be taken by a decree of the Circuit Court of the Court of Isle of Wight

rendered on the 7th day of March 189 6, in a suit in chancery depending in said

Court between the aforesaid parties plaintiffs and defendants

at which time and place you are required to attend.

Given under my hand as Commissioner in chancery of the said court, the day and year first aforesaid.

N. O. Young Comm.
in Chy.

Executed this the 14th day of March 1896
By delivering a true copy of the within subpoena
to Lucy A. Barker in person

R. J. Ballard Deputy S
For A. A. Baker
Sheriff

FORM NO. 400.

Noard Julia R. [illegible]

vs. } COMMISSIONER'S NOTICE.

Hardin et als:

To 19. March 1896.

W. S. Holland Esq.

Mr. Baker.
Mr. Holland Esq.
Att. will please
for record
A. A. B.

Everett Waddey Co., Stationers and Printers, Richmond, Va. } Form No. 400.

Commissioner's Office, Isle of Wight C.H.

March 11th 1896.

To Julia R. Heard, who was Dardew, suing by W. D. Heard her next friend, Plaintiff

And to William H. Dardew, guardian of Julia R. Dardew, now Heard; George T. Nelms, Lucy A. Dardew executrix of J. C. Dardew dec'd; and George K. Nelms Trustee, Defendants.

You are hereby notified that I have fixed upon the 19th day of March 1896 next,

if fair; if not, on the next fair day thereafter (Sunday excepted), to take and settle, at my office, the account

following:- 1st A further account of the transactions of W. H. Dardew guardian of Julia R. Dardew, now Heard showing what balance is due by said guardian. 2d Whether said ward is still a minor and married as alleged in the bill. 3d Any matter deemed pertinent by the Commissioner or by any party in interest.

required to be taken by a decree of the Circuit Court of the County of Isle of Wight

rendered on the 7th day of March 1896, in a suit in chancery depending in said

Court between the aforesaid plaintiff and defendants

at which time and place you are required to attend.

Given under my hand as Commissioner in chancery of the said court, the day and year first aforesaid.

N. B. Young Comm'r.
in Chy.

Executed by delivering a Copy of the within Notice to W. H. Andrews Esq. R. Nelson & Julia R. Hiom each

~~A true Copy of the Notice~~ Summons.

March 17th 1896

Robt A. Edwards
Sheriff

FORM No. 400.

Adam Bro.

vs. } COMMISSIONER'S NOTICE.

Sherburn Co. Texas

To 1st March, 96

3350.00
11.00
3358.22

Everett Waddey Co.,
Stationers and Printers,
Richmond, Va.
Form No. 400.

Commissioner's Office, Isle of Wight C. Ann

March 11th 1896

To Julia R. Hearn, (whose maiden name was Darden,) suing by W. W. Hearn her next friend Plaintiff

And to William H. Darden guardian of Julia R. Darden, now Hearn, George T. Helms, Lucy A. Darden executrix of J. C. Darden dec'd; and Scott Helms, trustee, Defendants.

You are hereby notified that I have fixed upon the 19th day of March 1896 next,

if fair; if not, on the next fair day thereafter (Sunday excepted), to take and settle, at my office, the account

of following 1st. A further account of the transactions of W. H. Darden guardian of Julia R. Darden, now Hearn showing what balance is due by said guardian. 2d. Whether said ward is still a minor and married as alleged in the bill. 3d. Any matter deemed pertinent by the commissioner or by any party in interest.

required to be taken by a decree of the Circuit Court of the County of Isle of Wight

rendered on the 7th day of March 1896, in a suit in chancery depending in said

Court between the aforesaid parties, plaintiffs and defendants.

at which time and place you are required to attend.

Given under my hand as Commissioner in chancery of the said court, the day and year first aforesaid.

N. P. Young Comm'r.
in Ch'y.

M. W. Hearn, Receiver

To
Bond as Receiver
for Judicial Dist

Comm'th,

April 27. 1896
Executed and admitted
to record.

Know All Men by These Presents:

THAT WE, Martin W. Hearn and William S. Holland

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA in the just and full sum of Seven Hundred DOLLARS, to the payment whereof well and truly to be made to the said Commonwealth, we bind ourselves, and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents. Sealed with our seals, and dated this 27th day of April, in the year one thousand eight hundred and ninety-six and in the 120th year of the Commonwealth.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the above bound Martin W. Hearn to whom the estate of Julia R. Hearn, dec'd was Bowden, has been committed by a decree of the Circuit Court of Isle of Wight county in the suit of Julia R. Hearn per friend &c, vs. W. H. Bowden & als; to hold and manage the said estate of said Julia R. Hearn and pay out the rents, issues and profits thereof and income therefrom to her separate use, under the decree of the Court, or apply the estate thereof or any part thereof, if the Court so order, to her separate use during coverture and while she is a minor and upon her attaining the age of twenty years all such estate, the rents, issues, profits & income thereof, not before paid out or applied as aforesaid shall deliver into her possession or the possession of such person as the Court may direct and shall faithfully discharge the duties of said office or trust then the above obligation to be void, or else to remain in full force and virtue. We hereby waive the Homestead Exemption as to this obligation, and we also waive any right, claim or privilege to discharge any liability arising under said bond, or by virtue of said office or trust, with any coupon detached from bonds issued by the State of Virginia.

Martin W. Hearn SEAL

William S. Holland SEAL

SEAL

SEAL

SEAL

IN ISLE OF WIGHT Circuit COURT, April 27th, 1896

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

Teste, S. P. Young CLERK.