

1908 - 05:6 Chancery Causes
Isle of Wight County

Chapman & al vs

Brett & al

Bill is missing

Chapman & Co
vs. Chancery
Dred & Co

Jan. and June 1-1905

Wm. L. H.

1st Sale to C M Herring 3600
2nd " " J H Herring 226

3rd " " R A Herring 100

R A Herring 100

Elmer Smith
Acad. Socy

COMMISSIONER'S SALE

←←OF→→

LAND

In Isle of Wight and Southampton Counties!

By virtue of a decree of the Circuit Court of the county of Isle of Wight, entered at the October term, 1895, in the suit in chancery in the said court depending of Chapman et als. vs. Britt, I shall sell at public auction,

AT ISLE OF WIGHT COURTHOUSE,
ON MONDAY, NOVEMBER 4, 1899,

(being County Court day), the following tracts of land, of which Elias Britt died seized and possessed:

First. All of that certain tract or parcel of land situate, lying and being in the county of Isle of Wight, containing by estimation 96 1-4 acres, bounded by the lands of A. J. Faircloth, J. W. Duck, A. M. Jenkins, deceased, Moses C. Chapman, and the Blackwater river. The above land is sold subject to the dower of the widow of Elias Britt, deceased, as heretofore assigned.

Second. That certain other tract or parcel of land situate, lying and being in the county of Southampton, containing by estimation 100 acres, be the same more or less, and bounded by the lands of Mrs. Lou Bowden, J. G. Herrin, and the Blackwater river.

TERMS—One-third cash, the balance upon a credit of one and two years, in equal payments. Bond required of the purchaser for the deferred payments, bearing interest from date, with waiver of the Homestead Exemption, and title retained until the payment of the purchase money in full.

R. E. BOYKIN, SPECIAL COMMISSIONER.

R. A. EDWARDS, AUCTIONEER.

September 30, 1899.

PLEASE POST.

*and the Britt gave word
containing about the quarter
of an acre is in the hands*

R E Bayless

7/1/50

1000
2200

1899

R. E. Boykin Court. A Wright & J. E. Thum
 To Ro A Edwards Crin
 To Selling Home Place 500
 " " Turner 250
 Paid Ro A Edwards Crin

1899

R. E. Boykin Trust for A. Buckley
 To Ro A Edwards Crin
 To Selling Rapid Island Farm 500
 Paid Ro A Edwards Crin

R. E. Boykin Court. Chapman & Co
 To Selling 2 tracts of land 500
 Paid Ro, A, Edwards Crin

Chapman et als.

Vs. In Chancery.

Britt et als.

Comr Boykin's Report of Sale.

to pay off and discharge his said bonds, so given as aforesaid, for the deferred payments on the said land so bid off by him as aforesaid, before maturity.

The said bonds, together with the receipts of the parties for said payments, are herewith returned.

All of which is respectfully submitted.

R. E. Boykin

Special Commissioner.

Nov 5, 1900. Recd of the Clerk of the Circuit Court of the County of Dea of Nighs the bond of C. A. and D. H. Hiram for one Hundred and Twenty Dollars, dated Nov 6th 1899 and payable one year after date with interest from date - returned with Comr Boykin's report of said Hiram.

R. E. Boykin

Jan 8 - 1900. Recd of the Clerk of the Circuit Court of Dea of Nighs County the bond of D. H. Hiram and C. A. Hiram for Sixty ~~Five~~ ^{Five} Dollars and Thirty Three Cents, dated Nov 6th 1899, and payable one year after date returned by Comr Boykin with this report.

R. E. Boykin
Comr

That at the said sale J.G.Herring, being the highest bidder, bid of the tract of land, in the County of Southampton, containing by estimation 100 acres, be the same more or less, and bounded by the lands of Lou Bowden, J.G.Herrin and the Blackwater river, at the sum and price of Two Hundred and Twenty Six Dollars (\$226.00).

That the said J.G.Herring paid in cash the sum of Seventy Five Dollars and Thirty Four Cents (\$75.34), and for the deferred payments executed his two several bonds for Seventy Five Dollars and Thirty Three Cents (75.33) each, and payable respectively in one and two years after date, with interest from date, which bonds and cash payment together make up the sum of Two Hundred and Twenty Six Dollars, as per,

Statement B.

Cash payment	75.34
Bond at one year	75.33
Bond at two years	<u>75.33</u>
Amount at which land bid off	<u>\$226.00</u>

That out of the cash payments so received by your Commissioner as aforesaid, he paid the costs of suit and sale, and there remains in his hands a balance of \$151.62, as per, t

Statement C.

By amt of cash payment on land in Isle of Wight	120.00
" land in Southampton	75.34
To paid adv land, hand bills	<i>Pd. R.E. Boykin</i> 1.50
" pd auctioneer	5.00
" coms on 300. at 5 %	<i>Pd R.E. Boykin coms</i> 15.00
" do on \$286. at 2 %	" " 5.72
" pd attys taxed fee & writ tax	<i>Pd. R.E. Boykin atty</i> 16.50
" amt to bal	<u>151.62</u>
	<u>\$195.34</u> <u>\$195.34</u>
By bal in hand of Comr	\$151.62

Your Commissioner is informed and so reports that there are back and delinquent taxes upon the said several tracts of land, and that C.H. Herrin, the purchaser of the tract of land, known as the "Home" place, in the County of Isle of Wight desires to

Chapman et als. Vs Britt et als.

To the Hon.R.R.Prentis,Judge of the Circuit Court of the County of Isle of Wight.

The undersigned R.E.Boykin Special Commissioner under the decree herein of October term 1895,respectfully reports to court, that in pursuance of the said decree,having first executed the bond and given the notice by the said decree directed,he exposed to sale at public auction,at Isle of Wight Court House,on the being County Court day 6th day of November 1899,the tracts of land in the bill and proceedings of the said suit mentioned,of which Elias Britt died seised and possessed; at which sale C.N.Herrin,being the highest bidder bid off the "Home"place,adjoining the lands of A.J. Faircloth,J.W.Duck,A.M.Jenkins decd,Moses Chapman and the Blackwater River,containing by estimation 96 1/4 acres be the some more or less,the said land being sold subject to the dower of the widow of Elias Britt therein,as previously assigned,at the sum and price of Three Hundred and Sixty Dollars(\$360.00). That the said C.N.Herrin paid in cash the sum of One Hundred and Twenty Dollars(\$120.00),and for the deferred payments executed his two several bonds,with J.G.Herrin as his security,for the sum of One Hundred and Twenty Dollars(\$120.00)each,and payable respectively in one and two years after date,with interest from date. That the said bonds and cash payment together make up the sum of Three Hundred and Sixty Dollars,the purchase price of the said land as aforesaid,as per,

Statement A.

Cash payment	120.00
Bond at one year	120.00
Bond at two years	120.00
	<u>\$360.00</u>

Two Years after date, with interest from date, we C.N. Herring
as principal and J.G. Herring as surety, promise to pay to R.E.
Boykin, Special Commissioner in the suit of Chapman et als Vs
Britt et als the sum of One Hundred and Twenty Dollars, being
the ——— second deferred payment on the tract of land
upon which Elias Britt resided at the time of his death, this
day sold by the said Commissioner under the decree of the said
court. We hereby waive the benefit of our Homestead Exemp-
tion as to this obligation.

Given under our hands and seals this 6th day of Nov 1899.

C. N. Herring (Seal)

J. G. Herring (Seal)

Two years after date, with interest from date, we J.G. Herring as principal, and C.N. Herring as surety, promise to pay to R. E. Boykin, Special Commissioner in the suit of Chapman et als Vs Britt et als, the sum of Seventy Five Dollars and Thirty Three Cents, being the *Second* deferred payment on the tract of land in the County of Southampton of which Elias Britt died seised, this day sold by the said Commissioner under the decree of the said court. We hereby waive the benefit of our Homestead Exemption as to this obligation.

Given under our hands and seals this 6th day of Nov 1899.

J. G. Herring (Seal)

C. N. Herring (seal)

ESTABLISHED 1873.

Suffolk, Va. *Oct 4* 1900.

Mr R E Boykin Special Order

TO SUFFOLK HERALD, Dr.
Newspaper and Job Printing Establishment,
No. 9 WASHINGTON SQUARE.

~~1899~~ TERMS OF THIS BILL, NET CASH.

*Oct 4 To Printing 100 six Sheet
Bills - 5 Postage \$ 1.50
Saw of Elias Bull's Lard*

Chas. F. Fennell

*Recd Payment
Oct 5th 1900
J. E. Brooker
Prop.*

Chapman
~~Ball~~
N Handlines
Brite

2
00

1912

Chapman et als.

Vs. In Chancery

Britt et als.

Commissioner Boykin's Report

of Collections.

Filed May 28th 1902.

Chapman et als.

Vs. In the Circuit Court of Isle of Wight County.

Britt et als.

The undersigned, R.E. Boykin, Special Commissioner under the decree herein of April 23d 1900, respectfully reports to court; that in obedience to said decree he has collected from the purchasers of the several tracts of land in the bill and proceedings of this suit mentioned their several bonds given for the deferred payments on the said lands, and returned with commissioner Boykin's report herein, confirmed by said decree of April 23d 1900, together with all interest due thereon, and that there remains in his hands, subject to the order of this court, from the proceeds of such collections the sum of \$406.11.

as per.

Statement.

By amount of first bond of C.N.Herrin & int	127.20	
" amt of second bond of do	134.40	
" amt of first bond of J.G.Herrin with int.	80.85	
" amt of second bond of do with int.	84.36	
To commssions on \$35.14 int, Paid R.E. Boykin comm.	.70	
fee for deed to C.N.Herrin	10.00	Pd. R. E. Boykin
fee for deed to J.G.Herrin	10.00	Pd. R. E. Boykin
" balance in hand of Commissioner	406.11	
	<u>\$426.81</u>	<u>\$426.81</u>

That in obedience to the said decree your Commissioner has executed and delivered to the purchasers of the said several tracts of land aforesaid, good and sufficient deeds in fee simple with special warranty for the said several tracts of land.

Receipts for said several payments are herewith returned.

All of which is respectfully submitted.

R. E. Boykin
Special Commissioner.

Chapman et als.

Vs. In Chancery

Britt et als.

Rough Decree April 24th 1900

To be entered.

Robert M. Huntis

Entered

Chapman et als.

Vs. In the Circuit Court of Isle of Wight County.

Britt et als.

This cause came on this day to be again heard on the papers formerly read, and on the report of sale of Commissioner Boykin, this day filed by leave of court, and was argued by counsel, on consideration whereof, the court confirming said report to which no exceptions have been filed, doth adjudge order and decree that R.E. Boykin, who has heretofore been appointed a commissioner in this cause, withdraw from the papers in this cause having first filed his receipt therefor, the bonds of the purchasers of the several tracts of land in the said report of sale mentioned, and proceed to collect the same at maturity, or before maturity if payment be tendered, and upon the payment in full by the said purchasers, or either of them, of their said bonds, the said commissioner shall execute and deliver to such purchaser so paying his bonds in full as aforesaid, with all interest due thereon, a good and sufficient deed in fee simple, with special warranty, for the tract of land shown to have been purchased by him by commissioner Boykin's report of sale aforesaid, and make report to court of his proceedings under this decree.

And the court doth further adjudge, order and decree that a commissioner of this court, ascertain and report to court the amount of delinquent taxes, if any, due and owing upon the several tracts of land in the bill and proceedings of this suit mentioned, with any matters specially stated deemed pertinent by himself, or required by any of the parties to be so stated.

Chapman et al
v } du Chay
Britt et al

Rough Dues
April 29th 1902
To be entered.
Robert R. Huntis

C.O.B. No. 6? page 264.

Chapman et als.

Vs. In the Circuit Court of Isle of Wight County.

Britt et als.

This cause came on this day to be again heard on the papers formerly read, and on the report of collections of Comr Boykin, this day filed by leave of court, and was argued by counsel; on consideration whereof, the court confirming said report, to which not exceptions have been filed, doth adjudge, that the said Commissioner order and decree, having first paid thereout the unpaid costs of suit, together with any delinquent or unpaid taxes due by or properly chargeable to the said several tracts of land, in the bill and proceedings of this suit mentioned, pay and distribute of the amount shown to be in his hands as such commissioner, the residue, or so much thereof as may be necessary, among the creditors of the said Elias Britt, according to their priority and dignity, as shown by Commissioner Young's report of debts herein. Taking the receipts of the parties or their attorneys for such payments, and return the same with a report of his proceedings under this decree.

Chapman vs. Bondell et al
Receipt from Jas G. Walker to
R. A. Edwards

A. Copy

signed to the foregoing writing, personally appeared before me in my said county and made oath that he is worth the penalty of the bond in said writing mentioned after the payment of all of his just debts and obligations or those which he may have to pay for others.

Given under my hand this 2nd day of October 1899.

M. F. Jordan J. P.

Know all men by these presents that
J. G. Wilson, have made constituted
and appointed, and by these pres-
ents do make constitute and appoint
R. A. Edwards my true lawful and
sufficient attorney, for me, and in
my name, place and stead to sign
my name as surety to the bond re-
quired by the Circuit Court of the
County of Isle of Wight of R. E. Boykin
as Commissioner of Sale in the suit
of Chapman et als. vs. Britt. Hereby
ratifying and confirming all that
my said Attorney may lawfully do
in the premises. And I do further
certify that I am worth the penalty
of the bond required by the said
decree after the payment of all of
my just debts and liabilities or those
which I may have to pay for others.

Given under my hand this 2d-
day of October 1899.

Jos. G. Wilson Seal
Isle of Wight County, to wit:

J. M. F. Jordan, a Justice
of the Peace for the County aforesaid
in the State of Virginia, do certify
that J. G. Wilson whose name is

R. E. Boykin comr
Chapman vs. Pratt

to } COMMISSIONER'S
BOND.

Commonwealth.

A Copy

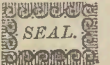
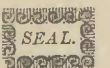
Know all Men by these Presents, That we R. E. Boykin and
John G. Wilson
are held and firmly bound unto the Commonwealth of Virginia, in the sum of
One Thousand Dollars,
to the payment whereof, well and truly to be made to the said Commonwealth of Virginia, we bind ourselves
and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly
by these presents, hereby waiving the benefit of our Homestead Exemptions as to this obligation,
and any claim or right to discharge any liability to the Commonwealth arising under this bond, or by
virtue of said office, post or trust, with coupons detached from the bonds of this State. Sealed with our
seals, and dated this 2^d day of October, one thousand
eight hundred and ninety nine.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the above bound R. E. Boy-
kin
shall faithfully perform the duties of his office or trust, as Commissioner
of Sale
under decree of the Circuit Court of the County of Isle of Wight
pronounced on the 23^d day of April, 1899, in the suit therein
depending under the name and style of Chapman et als. against
Britt et als.

then this obligation to be void, otherwise to remain in full force and virtue.

Signed, sealed and acknowledged in
in the presence of

R. E. Boykin
John G. Wilson
by Ro. A. Edwards his
Attorney in fact.



In the Clerk's Office of the Circuit Court of the County of Isle of Wight

This day John G. Wilson
suret on the above bond, made oath before me, H. F. Young, Clerk
of the Circuit Court of the County of Isle of Wight
that his estate, after the payment of all his just debts, and those for which he is bound
as security for others and expects to have to pay, he is worth the sum of One
Thousand dollars.

Given under my hand, this 2^d day of October, 1899.

R. E. Boykin

H. F. Young Clerk.