

1908-058 Chancery Cause: W  
Isle of Wight County v al

A. Wills, for v c vs Robert A. Edwards, admr of E. C. Hancock 16

other surnames: Hodsdon

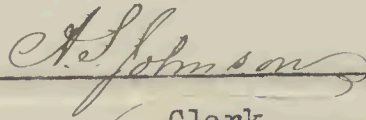
ORDER OF PUBLICATION.

W. A. Wills, who sues on behalf of himself  
and such other of the creditors of  
E. C. Hancock, deceased, as shall  
come in and contribute to the costs  
of this suit.....Plaintiff.

vs.

Robert A. Edwards, Sheriff of Isle of Wight  
County, and as such administrator  
of E. C. Hancock, deceased, Otelia  
Hancock, widow of E. C. Hancock,  
deceased, and the heirs at law of  
E. C. Hancock, deceased, who are  
persons interested in the sub-  
ject of this suit and whose names  
are unknown.....Defendants.

This is a creditor's suit, the object of  
which is to subject the real estate of which E. C. Hancock  
died seized and passed to the payment of his debts and  
affidavit having been made and filed that the names of  
the parties to the bill in said suit made defendants are  
unknown. The said unknown defendants are notified  
to appear at the rules to be held in the Clerk's Office of  
this court on the ~~second~~ <sup>third</sup> ~~first~~ Monday in April, in the year 1907,  
and do what is necessary to protect their interest in this  
suit.

  
Clerk.

3

W. A. Wills, who sues, etc.

vs. Order of Publication

Robert A. Edwards, Sheriff  
etc.

W. A. Wills, who sues on behalf of himself  
and such other of the creditors of  
E. C. Hancock, deceased, as shall  
come in and contribute to the costs  
of this suit.....Plaintiff.

vs.

Robert A. Edwards, Sheriff of Isle of Wight  
County, and as such administrator  
of E. C. Hancock, deceased, ~~Etelia~~  
Hancock, widow of said E. C. Hancock,  
deceased, and the heirs ~~at~~ law of  
E. C. Hancock, deceased, who are per-  
sons interested in the subject of  
this suit and whose names are unknown. Defendants

STATE OF VIRGINIA,

To-wit:

County Nassau

This day W. A. Wills, the above named plaintiff  
personally appeared before me Chas. F. Pinner  
a Justice of the Peace in and for the County and  
State aforesaid, and made oath that the heirs of E. C.  
Hancock, deceased, are parties whose names are unknown.

Given under my hand this 28<sup>th</sup> day of March  
1907.

Chas. F. Pinner J.P.

Sworn and subscribed to before me in my County and State  
aforesaid.

Chas. F. Pinner J.P.

2

W. A. Wills, who sues, etc.

vs. Affidavit.

Robert A. Edwards, Sheriff,  
etc.

The Commonwealth of Virginia,

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

WE COMMAND YOU that you summon Robert A. Edwards, Sheriff of Isle of Wight County, and as such administrator of E. C. Hancock, deceased, Otelia Hancock, widow of E. C. Hancock, deceased, and the heirs at law of E. C. Hancock, deceased, who are persons interested in the subject of this suit and whose names are unknown.

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 3<sup>rd</sup>. Monday in April 1907, to answer a bill in chancery, exhibited against them in our said court for by W. A. Wills, who sues on behalf of himself and such other of the creditors of E. C. Hancock, deceased, as shall come in and contribute to the costs of this suit,

A. S. Johnson  
And have then there this writ. Witness NATHANIEL F. YOUNG, Clerk of our said court, at the court-house, the 2<sup>nd</sup>. day of April 1907, and in the 12<sup>th</sup> 13<sup>th</sup> year of the Commonwealth.

*T. A. Johnson*

Due legal and sufficient service of this process is hereby accepted this day of April 1907

~~and~~ of E. S. Hancock dec'd

✓ Otele a Hancock

~~and~~ of E. S. Hancock dec'd

within

G. W. Piner

R. J. Goodrich

200. 100. 100.

W. A. Wills, etc.

SUBPOENA  
IN  
CHANCERY.

vs.

E. C. Hancock's admr. etc.

J. U. Burgess

p. 9

To 2nd. April

Rules,

Circuit

Court.

B3119

Accepted this 10th day of April 1907  
O. A. Edwards  
Att'y for the legal heirs of E. S. Hancock dec'd

Due legal and sufficient service of this process is accepted this 10th day of April 1907

IN THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY.

W. A. Wills, who sues, etc.....Plaintiff.

Vs.

Robert A. Edwards, Sheriff, etc.....Defendant.

ANSWER.

The answer of Otelia Hancock, widow of E. C. Hancock, deceased, to a bill of complaint filed against her and others in the Circuit Court of Isle of Wight County by W. A. Wills, who sues, etc.

This respondent, reserving to herself the benefit of all just exceptions to the said bill of complaint, for answer thereto, or to so much thereof as she is advised it is material she should answer, answers and says that it is true that she is the widow of E. C. Hancock, deceased, and that at the time of his death he was possessed of and seized in fee simple of the real estate in the bill and proceedings mentioned. It is also true that W. A. Wills is a creditor of her husband for the principal amount claimed by him, but this defendant, by her answer to the said bill of complaint, claims her right of dower in said property and desires that the same be commuted and that the cash value thereof be awarded her out of the proceeds of sale of said land.

And having fully answered the complainant's bill, this respondent Prays to be hence dismissed with her reasonable costs by her in this behalf expended.

Witness.

*hi*  
S. W. Piner  
*2.12*  
R. J. Goodrich

Otelia Hancock

5  
W. H. Wells etc.

B. - Benson

W. H. Edwards

Stearns etc.

TO THE HONORABLE R. E. BOYKIN, JUDGE OF THE CIRCUIT COURT  
OF ISLE OF WIGHT COUNTY, VIRGINIA;

W. A. Wills, who sues on behalf of himself and  
such other of the creditors of  
E. C. Hancock, deceased, as shall  
come in and contribute to the costs  
of this suit.....Plaintiff.

vs.

Robert A. Edwards/ sheriff of Isle of Wight  
County, and as such administrator  
of E. C. Hancock, deceased, Otelia Han-  
cock, widow of said E. C. Hancock,  
deceased, and the heirs at law of E. C.  
Hancock, deceased, who are persons  
interested in the subject of this  
suit and whose names are unknown....Defendants.

Complaining sheweth unto the Court your com-  
plainant, W. A. Wills, the following case:

That sometime in the year 1906 the said  
E. C. Hancock departed this life and Robert A. Edwards,  
Sheriff of Isle of Wight County, on the \_\_\_\_\_ day of  
March, 1907, was, as sheriff of Isle of Wight County,  
appointed administrator of E. C. Hancock, deceased. Your  
complainant alleges that said E. C. Hancock died seized  
and possessed of only a very little, if any, personal  
property, which is by no means sufficient to pay his debts,  
and the following real estate: All that certain lot of  
land situated in Newport Magisterial  
District of Isle of Wight County, Virginia, and bounded  
by the lands of R. B. Hobson, deceased, and on the South  
by the County road. It being the same lot of land which  
was conveyed to the said E. C. Hancock, deceased, by

R B Hodsdon by deed duly recorded in  
the Clerk's Office of Isle of Wight County in D. B. No. 71

Your complainant is a creditor of said E. C. Hancock, deceased, in the sum of two hundred and forty-six and 18/100 dollars evidenced by account hereto attached and marked exhibit "A".

Your complainant also states that the rent of the place would not more than pay the taxes and repairs.

In tender consideration whereof, and in as much as your complainant is remediless in the premises save in a court of equity, he prays that Robert A. Edwards, sheriff of Isle of Wight County, and as such administrator of said E. C. Hancock, deceased, Otelia Hancock, widow of said E. C. Hancock, deceased, and the heirs at law of E. C. Hancock, deceased, who are persons interested in the property to be disposed of and whose names are unknown, may be made parties defendant to this bill and required to answer the same, but answer under oath is hereby waived; that the administrator be required to render before one of the Commissioners of this Court an account of his transactions; that an account of the debts be taken together with proofs of the same; that said Commissioner be required to report the fee simple and annual value of the said real estate, of which the said E. C. Hancock died seized and possessed; that sale be made of the real estate aforesaid ~~mentioned~~ if the same be necessary and that the ~~property~~ proceeds of said ~~property~~ sale as well as the proceeds of sale of the personal property <sup>if any</sup> be applied to the payment of the debts according to their priority; that the dower interest of the said Otelia Hancock, widow of said E. C. Hancock, deceased, be assigned her, or in the event that she so require that said dower interest be commuted and paid to her in lieu of said dower; that proper process issue and that all proper orders and decrees may be made; and that all such other, further and general relief may be afforded your

complainant as the nature of his case may require or to equity may seem meet and notice is hereby given that proper counsel fees will be asked for in ~~this suit~~ progress of this suit.

And your complainant will ever pray, etc.

W. A. Wells -

J. H. Deegan  
J. H. Deegan

W. A. Wills, who sues, etc.

vs. Bill.

Robert A. Edwards, Sheriff

etc.

N. A. Mills, who ends  
etc.

vs. J. Dill

Robert A. Edwards, Sheriff  
etc.

2<sup>nd</sup> April rules - 1907  
Process returned executed on  
R. A. Edwards, Agent of E. C. Har-  
cock. Bill filed Aug. 21.  
Oliver A. Hancock filed do. 1st  
Continued on order of Pub. Co.

1<sup>st</sup> May rules 1907  
Bill taken for execution  
as to J. Dill of E. C. Hancock  
as to J. Dill of E. C. Hancock  
as to J. Dill of E. C. Hancock  
and Oliver A. Hancock  
Continued on order of Pub. Co.  
to other defendants

2<sup>nd</sup> May rules 1907:  
Order Publication ex-  
ecuted, and case set  
for hearing

J. U. BURGESS.  
ATTORNEY-AT-LAW.  
SUFFOLK, VA.

ORDER OF PUBLICATION.

W. A. Wills, who sues on behalf of himself and such other of the creditors of E. C. Hancock, deceased, as shall come in and contribute to the costs of this suit. . . . . Plaintiff.

vs.

Robt. A. Edwards, Sheriff of Isle of Wight County, and as such administrator of E. C. Hancock, deceased, Otelia Hancock, widow of E. C. Hancock, deceased, and the heirs at law of E. C. Hancock, deceased, who are persons interested in the subject of this suit and whose names are unknown . . . . . Defendants.

This is a creditor's suit, the object of which is to subject the real estate of which E. C. Hancock died seized and possessed to the payment of his debts and affidavit having been made and filed that the names of the parties to the bill in said suit made defendants are unknown. The said unknown defendants are notified to appear at the rules to be held in the Clerk's Office of this court on the third Monday in April, in the year 1907, and do what is necessary to protect their interests in this suit.

A. S. JOHNSON, Clerk.

J. U. BURGESS, p. q.

Office of SUFFOLK HERALD.

SUFFOLK, VA., May 14 1907

*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. beginning April 18 and ending*

April 26, 1907

W. J. Kendrick

Editor Herald

6  
Printers Certificate  
as to order P. 116

Filed May 16<sup>th</sup> 1907  
Attest A. Johnson cc

ORDER OF PUBLICATION.

W. A. Wills, who sues on behalf of himself  
and such other of the creditors of  
E. C. Hancock, deceased, as shall  
come in and contribute to the costs  
of this suit.....Plaintiff.

vs.

Robert A. Edwards, Sheriff of Isle of Wight  
County, and as such administrator  
of E. C. Hancock, deceased, Otelia  
Hancock, widow of E. C. Hancock,  
deceased, and the heirs at law of  
E. C. Hancock, deceased, who are  
persons interested in the sub-  
ject of this suit and whose names  
are unknown.....Defendants.

This is a creditor's suit, the object of  
which is to subject the real estate of which E. C. Hancock  
died seized and passed to the payment of his debts and  
affidavit having been made and filed that the names of  
the parties to the bill in said suit made defendants are  
unknown. The said unknown defendants are notified  
to appear at the rules to be held in the Clerk's Office of  
this court on the ~~second~~ <sup>Third</sup> Monday in April, in the year 1907,  
and do what is necessary to protect their interest in this  
suit.

*A. S. Johnson, cc*

Clerk.

I, A. S. Johnson, Clerk of the Circuit Court of the County  
of Isle of Wight, do hereby certify that on April 2nd. 1907,  
I posted the foregoing order of publication at the front  
door of the courthouse of the said county, according to the  
statute in such cases made and provided.

Given under my hand this 22nd. day of May, 1907.

*A. S. Johnson, cc*

7  
W. A. Wills, who sues, etc

vs. Order of Publicatio

Robert A. Edwards, Sheriff  
etc.

Commissioner's Office,

Isle of Wight Va. Sept. 13th. 1907.

W. A. Wills, etc.

vs) Chancery

E. C. Hancock's Administrator, et alâ.

The undersigned, one of the commissioners in Chancery of the Circuit Court of the County of Isle of Wight, pursuant to a decree entered in the cause in the said court depending of which the above is the general style, on the 3rd. day of June, 1907, on the 30th. day of July, 1907, gave notice to the parties herein that on the 6th. day of August, 1907, at eleven o'clock A.M. he would proceed to execute the said decree; that he attended at the time aforesaid, at his office at Isle of Wight Courthouse, and at the request of Otelia A. Hancock, the widow of the said E. C. Hancock, continued the execution of the said decree till the 20th. day of August, 1907; that he attended at the same time and place on the said 20th. day of August, 1907, and upon the motion of the said W. A. Wills, his counsel being unable to attend on that day, continued the execution of the said decree till the 13th. day of September, 1907, at his office at the same time and place; that he attended at the time and place aforesaid on the said 13th. day of September, 1907, and, in the presence of Mr. J. U. Burges, attorney for the plaintiff, W. A. Wills, and Mr. E. H. Williams, the attorney for Otelia A. Hancock, he proceeded to execute the said decree, according to law, and begs leave to make the following report:

1st. Your commissioner finds that the said E. C. Hancock, at the time of his death, was seized and possessed of a certain tract or parcel of land of one acre, in the said County of Isle of Wight, and that there are no liens upon the said lot of land for delinquent taxes or otherwise.

2nd. That upon the request of counsel for both plaintiff and defendant Otelia A. Hancock, without the taking of the depositions of any party or parties, your commissioner reports that it was agreed that the said lot or parcel of land has an annual value of twenty five dollars and the fee simple value thereof is ~~\$250.00~~ Two Hundred and Fifty Dollars. That the indebtedness of the said estate amounts to the sum of \$224.37, all of which is due to the said W. A. Wills, with interest from January 8th. 1907. and for which he agrees to accept the sum of \$210.00 in full of all claims and demands against the said estate.

3rd. That nothing has come into the hands of the said R. A. Edwards, as administrator of the said estate, nor has he paid out anything for the said estate.

Respectfully submitted,

A. S. Johnson  
Com'r. in Chancery.

Courts Feb 15 '07

W. A. Wills etc.,

vs) Chancery

E.C.Hancock's Admr. et als.

COMMISSIONER'S REPORT

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Filed Sept.13th.1907.

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- 13 -

N. L. Nick,  
vs. J. A. Port of Conis  
Pott A. Edwards,  
Shriff, etc.

Filed February  
14<sup>th</sup> 1908

Dist. Adjournance

J. U. BURGESS,  
ATTORNEY-AT-LAW,  
SUFFOLK, VA.

# COMMISSIONER'S SALE OF HOUSE AND LOT NEAR CHUCKATUCK, VIRGINIA.

By virtue of a decree made by the Circuit Court of Isle of Wight County on the 8th day of October, 1907, in the chancery cause of W. A. Wills, who sues on behalf of himself and such other creditors of E. C. Hancock, deceased, etc., complainant vs. Robert A. Edwards, Sheriff and as such administrator of E. C. Hancock, deceased, and others, defendants, pending in said Court, I shall, as a Special Commissioner appointed thereby, proceed to sell at Public Auction, at the Courthouse door, in Isle of Wight County, Virginia, on

**Monday, December 2, 1907,**

**At 1 O'Clock P. M. the following property:**

All that certain tract of land situated in Newport Magisterial District, of Isle of Wight County, Virginia, containing 1 acre, of which E. C. Hancock died seized and possessed, it being the same land which was conveyed to said E. C. Hancock, deceased, by R. B. Hodsdon and wife, by deed duly recorded in the Clerk's Office of Isle of Wight County in D. B. No. 71, page 159. Said land is located about 1 mile from Chuckatuck, and is bounded by the lands of R. B. Hodsdon and the County Road leading from Chuckatuck to Longview.

**TERMS OF SALE**---One half the purchase price to be paid in cash and the residue on a credit of six months from the date of sale, the credit installment to bear interest from the date of sale and the purchaser giving his bond therefor, the title to said property to be retained until the full purchase money is paid and a conveyance directed by the Court, but the purchaser shall have the option, if so desired, of paying the entire purchase price in cash.

**J. U. BURGESS,**  
**Special Commissioner.**

I, A. S. JOHNSON, Clerk of the Circuit Court of Isle of Wight County, do certify that the bond required by J. U. Burgess, as Special Commissioner under the decree of Court made on the 1st day of October, 1907, in the chancery cause pending in said Court wherein W. A. Wills, who sues etc., is plaintiff, and Robert A. Edwards, Sheriff and as such administrator of E. C. Hancock, deceased, and others are defendants, has been executed with security deemed sufficient by me.

Give under my hand this 12th day of November, 1907.

A. S. JOHNSON,  
Clerk of the Circuit Court of Isle of Wight County.

*Dec 2, 1907 1907 sold to W. A. Wills  
for \$1,500  
at 10:00 A.M. to the  
seller*

J. U. BURGESS,  
ATTORNEY AT LAW,  
COMMONWEALTH'S ATTORNEY FOR NANSEMOND COUNTY  
SUFFOLK, VA.

Received of J. U. Burgess, special commissioner  
in the suit of W. A. Wills, who sues etc., vs. E. C. Hancock's  
administrator, twenty-two and 6/100 dollars, it being my  
commuted dower interest in the real estate of said E. C. Han-  
cock, deceased, sold in the above chancery suit.

*E. C. Hancock's attorney for*

Widow of E. C. Hancock, dec'd.

J. U. BURGESS,  
ATTORNEY AT LAW,  
COMMONWEALTH'S ATTORNEY FOR NANSEMONO COUNTY  
SUFFOLK, VA.

Suffolk, Va., May 4th, 1908.

\$41.15

Received of J. U. Burgess, Special Commissioner, forty-one  
and 15/100 dollars, it being proportionate amount due me from  
the sale of the land in the suit of W. A. Wills, who sues, etc.  
vs. E. C. Hancock's administrator.

W. A. Wills

W. A. Wills, who sues, etc.....Complainant.

vs.

Hancock's Administrator et als.....Defendants.

TO THE HONORABLE CIRCUIT COURT OF ISLE OF WIGHT COUNTY:

The undersigned Commissioner in the above cause reports that as directed by the decree entered in this cause on the 2nd day of March, 1908, he has collected from W. A. Wills, the purchaser, the sum of one hundred and fifty dollars, the amount of the purchase price of said land, and in accordance with said decree your Commissioner reports that he has paid the expenses of the sale, the costs of the suit, and distributed the proceeds according to the report of the Commissioner in Chancery made in this cause, as follows:

|                                                                                                    |          |
|----------------------------------------------------------------------------------------------------|----------|
| To amount received from sale of land,                                                              | \$150.00 |
| By cash paid A. S. Johnson, Clerk's<br>fees and writ tax, per voucher,                             | \$11.69  |
| By cash paid Sheriff, per voucher,                                                                 | .50      |
| By cash paid Commissions of Special<br>Commissioner,                                               | 7.50     |
| By cash paid Suffolk Herald for<br>advertisement, per voucher,                                     | 4.00     |
| By cash paid A. S. Johnson,<br>Commissioner in Chancery for<br>report, per voucher,                | 3.50     |
| By cash paid A. R. Whitehead, auc-<br>tioneer, per voucher,                                        | 3.00     |
| By cash paid Woodward & Elam for<br>bond, per voucher,                                             | 5.00     |
| By cash paid J. U. Burges, taxed<br>attorney's fee, per voucher,                                   | 15.00    |
| By cash paid J. U. Burges, attorney,<br>for drawing Special Commissioner's<br>deed, per voucher,   | 5.00     |
| By cash paid Otelia Hancock, widow,<br>her dower interest from the<br>proceeds of the real estate, | 22.06    |

By cash paid R. W. Baker & Company,  
undertaker's bill for burial of  
deceased, per voucher, \$25.00

By cash paid R. W. Baker & Co.,  
undertaker's bill for burial of  
Daisy Hancock, proportionate  
share of balance, per voucher, 6.60

By cash paid W. A. Wills, propor-  
tionate share of balance,  
per voucher, 41.15

-----  
\$150.00 \$150.00

Respectfully submitted,



Special Commissioner.

-15-

Occur's Report

N. A. Miller, etc

et

E. C. Hancock.

Filed May 7<sup>th</sup> 1908

Dist. ~~Circuit~~ Court

JAMES U. BURGESS,  
ATTORNEY AT LAW,  
POST OFFICE BUILDING,  
SUFFOLK, VA.

ALVAN BUSHNELL CO., LAW STATIONERS, 342 MARKET ST., PHILADELPHIA, PA.

W. A. Wills.....Plaintiff.

vs.

Robert A. Edwards, Sheriff, etc.....Defendants.

To the Honorable Judge of the Circuit Court of Isle of  
Wight County:

The undersigned, Special Commissioner, respectfully reports to Court that pursuant to a decree entered in the above styled cause on the 8th day of October, 1907, after due legal and sufficient advertisement in accordance with the terms of said decree, the undersigned Commissioner (Mr. E. H. Williams having declined to act) sold the tract of land in the bill and proceedings mentioned at public auction at the Court House door in Isle of Wight County on Monday, December 2nd, 1907; that at said sale Mr. W. A. Wills became the purchaser, bidding therefor the sum of one hundred and fifty dollars, that being the highest bid made; that the said W. A. Wills has paid to your Commissioner the one-half cash payment, to-wit: seventy-five dollars, which he has deposited in the Bank of Suffolk, Suffolk, Virginia, to his credit as Special Commissioner in said suit, and which is held subject to the order of the Court. Your Commissioner is informed by the purchaser that he desires to pay the entire purchase price in cash and take a deed for the land purchased by him upon confirmation of the sale by Court. While the purchase price to be paid therefor is not equal to the value of the property as reported by Com'r Johnson, yet your Commissioner does not believe that a better price would be offered at a re-sale as all parties interested

were represented at the sale, and the property was well advertised and sold at the Court House door on Court day.

And, although the sale was made on the 2nd day of December, last, your Commissioner has heard of no one who would be willing to pay a better price than the offer made. And, again, the purchaser is the chief creditor and will not derive from the sale of the property the amount due him as reported by Commissioner Johnson by more than one hundred dollars. It is, therefore, apparent that if the property were re-sold for nearly twice as much that no one would be benefited except the purchaser.

Your Commissioner would, therefore, recommend that this sale be confirmed:

Respectfully submitted,

*A. H. Keary* -  
Special Commissioner.

Isle of Wight Co., Va.

3/19

1908

Mr. W. B. Burgess, Atty

TO A. S. JOHNSON, DR.

CLERK ISLE OF WIGHT COUNTY CIRCUIT COURT.

1908

|        |                                                               |      |      |
|--------|---------------------------------------------------------------|------|------|
| Mar 19 | Dr. Clerk's Honor's fees in Miller vs Hancock's Adm'r et al's | 1019 | Cent |
|        | Do writ tax                                                   | 350  | Cent |
|        |                                                               | 150  |      |

Paid 3/19/1908

Johnson

1519

Received of J. U. Burges, Special commissioner in the suit of  
W. A. Wills, who sues etc., vs. E. C. Hancock's administrator,  
fifteen dollars, taxed attorney's fee and five dollars for  
drawing special Commissioner's deed.

April 30th, 1908.

J. U. Burges

Received of J. U. Burges, Special Commissioner in the suit  
of W. A. Wills, who sues, etc., vs. E. C. Hancock's administra-  
tor, seven and 50/100 dollars commission of sale of Hancock  
property.

April 30th, 1908.

J. U. Burges

Received of J. U. Burges, special commissioner in the  
suit of S. A. Wills, who sues, etc. vs. E. C. Hancock's admr.  
twenty-five dollars in payment in full of undertaking bill for  
burial of said E. C. Hancock, deceased, and ~~six~~ and 6¢/100  
dollars prpportionate share of burial expenses of Daisy Hancock,  
deceased, daughter of E. C. Hancock, deceased.

R. U. Baker & Co.

May 2nd, 1908.

\$ 25.00  
6.60  
\$ 31.60

R. L. WOODWARD,  
W. C. ELAM,

SUFFOLK, VA.,

July 25 1908

Mr. J. M. Burger, Spel Car

W. A. Wells, VS El Hancock down

Fire, Life, Accident,  
Steam Boiler,  
Employers' Liability,  
Fidelity, Health.

To WOODWARD & ELAM, Dr.

Insurance

OFFICE--No. 526 MAIN STREET.

| Date                 | Policy No. | Company    | Property Insured | Term | Amount | Premium |
|----------------------|------------|------------|------------------|------|--------|---------|
| 1907<br>Nov 8        | 468229-7   | U.S. Fy Co | Bruid            | 1/2  |        | 5       |
| Paid Woodward & Elam |            |            |                  |      |        |         |

*J. W. Burgess Special Com.*

*Suffolk, Va. Dec 7 1907*

**TO SUFFOLK HERALD CO., DR.**  
**NEWSPAPER AND JOB PRINTING.**

No. 912 WASHINGTON STREET.

TERMS OF THIS BILL—NET CASH

|                 |                                    |             |                           |
|-----------------|------------------------------------|-------------|---------------------------|
| <i>April 18</i> | <i>Put notice Wills B. Edwards</i> | <i>2 50</i> |                           |
| <i>Nov 15</i>   | <i>100 Bills Wills B. Hancock</i>  | <i>1 50</i> |                           |
|                 |                                    |             | <i><del>\$</del> 4 00</i> |

*Paid Jan 8/08*  
*Suffolk Herald Corporation*  
*By J. C. McCaddy Treas*

Received of J. H. George, Special Comm.  
in the Cause of Wells et al  
vs Hancock Adam - Three dollars  
for services as counsel and in  
selling the Hancock lot Dec 6<sup>th</sup> 1908 -  
J. K. Whitcomb

\$3<sup>00</sup>

W. A. Wills, who sues on behalf of himself and such  
other of the creditors of E. C. Hancock,  
deceased, as shall come in and con-  
tribute to the costs of this suit.....Plaintiff.

vs.

Robert A. Edwards, sheriff of Isle of Wight  
County, and as such administrator of  
E. C. Hancock, deceased, Otelia  
Hancock, widow of said E. C. Hancock,  
deceased, and the heirs at law of  
E. C. Hancock, deceased, who are  
persons interested in the subject of this  
suit and whose names are unknown.....Defendants.

This day, this cause, which has regularly matured  
at rules, came on to be heard upon the bill and exhibits  
filed; proof of legal service by publication and posting  
of proper summons by publication on the heirs at law of  
E. C. Hancock, deceased, who are persons interested in the  
subject of this suit and whose names are unknown, they  
having failed, and still fail, to appear, plead, answer or  
demur to said bill, which is taken for confessed as to them;  
the answer of Otelia Hancock, the widow of E. C. Hancock,  
deceased, asking that her dower interest in said land be  
commuted and paid to her in lieu of said dower; the complainant's  
replication to said answer, and was argued by counsel.

On consideration whereof, the court doth adjudge,  
order and decree that this cause be referred to one of the  
Commissioners of this court, who will inquire into and  
report to court:

(1)

The annual and fee simple value of the real estate  
of which the said E. C. Hancock died seized and possessed  
and whether or not there are any delinquent taxes against  
the same.

(2)

An account of all lien debts against the said

real estate with their priorities and of all other debts due by said decedent.

(3)

An account of the transaction of Robert A. Eswards, Sheriff of Isle of Wight County and as such administrator of the said E. C. Hancock, deceased.

(4)

Any other matters specially stated deemed pertinent by the commissioner or required to be stated by any party in interest.

W. A. Mills, who<sup>8</sup>  
sued, etc.

vs. }  
Robert A. Edwards,  
Sheriff, etc.

Entered This June 3<sup>d</sup> 1907.  
R. E. Boykin

Entered in Chancery Order  
Book No. 6 page 498

W. A. Wills, who sues in behalf of himself and such  
other of the creditors of E. C. Hancock,  
deceased, as shall come in and contribute  
to the costs of this suit..... Plaintiff.

vs.

Robert A. Edwards, Sheriff of Isle of Wight County,  
and as such administrator of E. C. Han-  
cock, ~~Widow of said E. C. Hancock~~, de-  
ceased, and the heirs at law of E. C.  
Hancock, deceased, who are persons in-  
terested in the subject of this suit  
and whose names are unknown,..... Defendants.

By consent of all parties entered of record in open  
Court it is ordered that this cause be submitted to the Judge of this  
Court for such order or decree in vacation as may be made in term.

All of which is certified to the  
Clerk of the Circuit Court of the  
County of Isle of Wight.

9  
W. H. Wines, who sees  
its  
TS - Wren  
Root. & Edwards  
Sherry et al -

June 21<sup>st</sup> 1907

Enter This

R. E. Boykin

C. O. B. No. 6. p. 504.

We consent to the  
application for this  
Wren -

W. H. Wills and  
Othello Hancock

by  
L. H. Boykin their  
attorney

By A. Edwards  
Shff

IN THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY.

W. A. Wills, who sues, etc.....Complainant.

vs. In Chancery.

E. C. Hancock's Administrator, et als.....Defendants.

This cause came on this day again to be heard on the papers formerly read and on the report of Commissioner, Albert Sydney Johnson, filed on the 13th day of September, 1907, to which report there is no exception, and was argued by Counsel.

On consideration whereof, the Court doth approve and confirm the said report and doth adjudge, order and decree that E. H. Williams and J. U. Burges, who are hereby appointed Special Commissioners for that purpose, either of whom may act, do, after having advertised the time, place and terms of sale for fifteen days by hand bills conspicuously posted in <sup>ten</sup>~~three~~ or more public places in the County of Isle of Wight, Virginia, or by advertising the same in some newspaper having general circulation in the counties of Isle of Wight and Nansemond, in the State of Virginia, proceed to sell, at public auction, at Isle of Wight Court House, Virginia, the lot of land in the bill and proceedings mentioned upon the following terms, to-wit: one-half cash and the residue on a credit of six months from the date of sale. The credit installment to bear interest from the date of sale, taking from the purchaser a bond for the deferred payment. The title to the said property to be retained until the said purchase money is paid and a conveyance directed by the Court, but the purchaser shall have the option if so desired of paying the entire purchase price in cash. The said Commissioners are directed to report their proceedings hereunder to Court. But the said Special Commissioners shall do not act under this decree until they shall have entered into

a bond with sufficient security in the Clerk's Office of this Court to be approved by the Clerk, payable to the Commonwealth of Virginia, in the penalty of \$500<sup>00</sup> and conditioned upon the faithful discharge of their duties under this or any other decree in this cause.

W. A. Niles, also sent.  
etc.

as. In Chaucery.

E. C. Hancock's Advers.  
it also.

Oct 8<sup>th</sup> 1907

Entered This.  
R. E. Boykin

Entered in Chaucery Order  
Book No. 6 Page 528

14

W. L. Thibault, etc.  
J. L. Luce.  
Hawcock's adms. etc.

Decree  
Mch 22 1908. To be  
Entered.  
R. E. Boykin

CORB No 6 p 544

J. U. BURGESS,  
ATTORNEY-AT-LAW,  
SUFFOLK, VA.

IN THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY.

W. A. Wills, who sues, etc.....Plaintiff.

vs.

Hancock's Administrator, et als.....Defendants.

This cause came on this day to be again heard on the papers formerly read and on the report of J. U. Burges, Special Commissioner appointed by decree entered on the 8th day of October, 1907, of the sale made by him on the 2nd day of December, 1907, of the land in the bill and proceedings mentioned, in obedience to said decree, to which report, filed in the Clerk's Office of this Court on the 11th day of February, 1908, there is no exception, and was argued by Counsel.

On consideration whereof, the Court doth approve and confirm the said report of said sale, and the Court doth adjudge, order and decree that as soon as the purchaser, W. A. Wills, shall have paid the full amount of the purchase money, to-wit: one hundred and fifty dollars (\$150.00) as he desires to do and as stated in said report, said J. U. Burges, Special Commissioner, shall, by good and sufficient deed with special warranty, convey the property purchased by said W. A. Wills as follows, to-wit:

All that certain tract of land situated in Newport Magisterial District, of Isle of Wight County, Virginia, containing 1 acre, of which E. C. Hancock died seized and possessed, it being the same land which was conveyed to said E. C. Hancock, deceased, by R. B. Hodsden and wife, by deed duly recorded in the Clerk's Office of Isle of Wight County in D. B. No. 71, page 159. Said land is located about 1 mile from Chuckatuck, and is bounded by the lands of R. B. Hodsden and the County Road leading from Chuckatuck to Longview.

And the said J. U. Burges, Special Commissioner, is directed to deduct from the amount for which the land sold, the expenses of said sale, including his commissions, the costs of this suit, and pay out the remainder according to the report of the Commissioner in Chancery made in this cause.

And the said J. U. Burges, Special Commissioner, is directed to report his proceedings hereunder to Court, returning herewith receipts for the amounts paid out by him.

Estate of E. C. Hancock, deceased,  
in account with  
W. A. Wills.

|                                                                                                                         |          |
|-------------------------------------------------------------------------------------------------------------------------|----------|
| To balance due for goods and supplies furnished<br>at the request of E. C. Hancock as per statements r<br>rendered..... | \$196/18 |
| To burial expenses of E. C. Hancock.....                                                                                | 25.00    |
| To burial expenses of Daisy Hancock, his daughter.....                                                                  | 25.00    |
|                                                                                                                         | -----    |
|                                                                                                                         | \$246/18 |

J. U. BURGESS,  
ATTORNEY AT LAW,  
COMMONWEALTH'S ATTORNEY FOR NANSEMONO COUNTY  
SUFFOLK, VA.

June 5th, 1908.

Mr. A. S. Johnson,

Isle of Wight, Va.

My dear Sydney:

In re Wills vs. Hancock.

In looking over my file of papers in this cause I find that in the carbon copy of the decree entered on Monday I omitted the very important words "the court doth approve and confirm the said report". If this be true in the original will you please add these words for me.

Yours very hastily,

B/M

*J. U. Burgess*

W. A. Wills, who sues, etc.....Complainant/  
vs.  
E. C. Hancock's Administrator et als.....Defendants.

This cause came on this day to be heard on the papers formerley read and on the report of J. U. Burges, Special Commissioner, filed on the 9th day of <sup>May</sup>~~April~~, 1908, to which report there is no exception, and was argued by Counsel.

On consideration whereof, it appearing to the Court that said Special Commissioner, J. U. Burges, has collected the purchase price of the land in the bill and proceedings mentioned; has paid the costs of this suit; the commuted dower interest of Otelia S. Hancock, widow of E. C. Hancock, deceased; and distributed the balance in accordance with the decree heretofore entered.

There being nothing further to be done in this cause it is ordered to be stricken from the docket.

W. A. Hill re - 16 -  
vs { Rough decree  
Hancock's Adm. et al.

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Enter this

June 1908

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1908  
June 1.  
Enter this.  
B. D. W.

COMMISSIONERS OFFICE,

ISLE OF WIGHT COURTHOUSE,

JULY 30TH. 1907.

To. W. A. Wills, Otelia A. Hancock, widow of E. C. Hancock, deceased,  
R. A. Edwards, Sheriff of Isle of Wight County, and as such administrator of the estate of said E. C. Hancock, deceased.

Your are hereby notified that I have fixed upon Tuesday, the 6th. day of August, 1907, at eleven o'clock A.M. to execute the decree of the Circuit Court of the County of Isle of Wight entered in the cause in Chancery in said court depending wherein W. A. Wills et als are the plaintiffs and R. A. Edwards, Administrator etc. are the defendants, of which the following is an extract.

"On consideration whereof the court doth adjudge, order and decree that this cause be referred to one of the commissioners of this court, who will inquire into and report to court:  
(1) the annual and fee simple value of the real estate of which the said E. C. Hancock died siezed and possessed and whether or not there are any delinquent taxes against the same.  
(2) an account of all lien debts against the real estate with their priorities and of all other debts due by said decedent.  
(3) An account of the transactions of Robert A. Edwards, Sheriff of Isle of Wight County and as such administratir of the said E. C. Hancock, deceased.  
(4) Any other matters specially stated, deemed pertinent by ~~him~~ ~~said~~ the commissioner or required to be stated by any party in interest.

Given under my hand this 30th. day of July, 1907.

*A. Johnson*  
Commissioner.

We hereby acknowledge, due, legal and sufficient service of the above notice.

*W. A. Wills*  
*R. A. Edwards*  
Administrator of E. C. Hancock,  
deceased.

Service of the within notice duly executed this 30 day of July  
1907 by delivering a true copy thereof to Otelia A. Hancock, widow of  
E. C. Hancock, deceased.

W. H. Hotten  
Constable of Nansemond County, Virginia.

\$500.00

KNOW ALL MEN BY THESE PRESENTS, That we J. U. Burges, principal, and THE UNITED STATES FIDELITY AND GUARANTY COMPANY, a Corporation, surety, are held and firmly bound unto the Commonwealth of Virginia in the just and full sum of FIVE HUNDRED DOLLARS, to the payment whereof well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents. And, as to this bond, we hereby severally waive the benefit of our Homestead Exemption, and any claim, right or privilege to discharge any liability arising thereunder to the Commonwealth, or by virtue of the office or trust for which this bond is given, with coupons detached from bonds of this State.

IN TESTIMONY WHEREOF, The said J. U. Burges, principal has, hereto set his hand and seal, and the said THE UNITED STATES FIDELITY AND GUARANTY COMPANY, a Corporation, surety, by W. G. Elam, its duly authorized agent and attorney in fact, has caused its name to be signed hereto and its corporate seal to be hereunto affixed, by W. G. Elam, its said agent and attorney in fact, who has attested the said corporate seal, this, the 8th. day of November, A. D. 1907.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that if the above bound J. U. Burges, who was appointed a Special Commissioner of sale by the Circuit Court of the County of Isle of Wight on the 8th. day of October 1907, in the Chancery cause in said court depending generally styled W. A. Wills etc. vs. E.C. Handcock's administrator, et al<sup>s</sup>, shall faithfully perform the duties as Special Commissioner, as aforesaid, under the said decree, and all subsequent decrees in said suit, according to law, then the above obligation to be void, or else to remain in full force and virtue.



J. U. Burges, (SEAL)

THE UNITED STATES FIDELITY & GUARANTY COMPANY.

By, W. G. Elam,

Its duly authorized agent and attorney in fact.

Virginia: Clerk's Office of the Circuit Court of the County of Isle of Wight, the 8th. day of November 1907, this bond was signed, sealed and acknowledged by J. U. Burges, the principal, in person, and THE UNITED STATES FIDELITY AND GUARAN=TY COMPANY, surety, by Wm. G. Elam, its duly authorized agent and attorney in fact.

Teste, A. S. Johnson, Clerk.

A copy,

12.  
Commissioner's Board  
a copy