

1909-014

Chancery Causes: V.

Isle of Wight County

+ d

W. Joyner, for + c VS Rebecca Spivey, exr of Georgeanna E. Barlow

38

other surnames: Gilliam,
Williams, Gwaltney,
Holleman, Ramsey

\$ 1500⁰⁰

Know All Men by These Presents, That we George F. Whitley

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

fifteen 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 George F. Whitley, principal, 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 23rd day of October, A. D., 1908

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

George F. Whitley, who was appointed Special Commissioner of sale in the suit in chancery in the Circuit Court of the County of Isle of Wight pending wherein T. H. Joyner who sued etc. is the plaintiff, and Georgeanna E. Barlow's exx et als are the defendants, by a decree in the said suit entered on the 7th day of October, 1908, shall faithfully discharge the duties imposed upon him by said decree, or any other decree entered in said cause.
~~shall faithfully perform and discharge the duties imposed upon~~ by said office or trust, according to law, then the above obligation to be void, or else to remain in full force and virtue.

George F. Whitley
The United States Fidelity and Guaranty Company.

By W. G. Elam,
Its duly authorized agent and attorney in fact.

Attest, W. G. Elam

VIRGINIA:

Clerk's Office of the Circuit Court of the County of Isle of Wight, the 23rd day of October, 1908, this bond was signed, sealed and acknowledged by George F. Whitley, the principal, in person, and THE UNITED STATES FIDELITY AND GUARANTY COMPANY, surety, by W. G. Elam, its duly authorized agent and attorney in fact.

Teste:

A. S. Johnson Clerk.

A copy. Teste.

9

V. J. Joyner, who sues,
etc.

vs.) Chancery.

Georgeanna E. Barlow's
Executrix, et als.

Bond of Special Commissioner
of Sale.

Executed and filed Oct.

23rd. 1908.

Teste, A.S. Johnson,
C.C.

A copy, Teste,

 C.C.

V. W. Joyner, who sues etc.

vs) Chancery---Appointment of guardian ad litem.

Georgeanna E. Barlow's executrix et als. .

CLERK'S OFFICE OF THE CIRCUIT COURT OF THE COUNTY OF ISLE OF WIGHT ON
THE 23RD. DAY OF MARCH 1908.

On motion of counsel for the complainant, E. H. Williams, a
discreet and competent attorney at law, is assigned guardian ad litem
of the defendants Eugenia E. Spivey and Lloyd Spivey, they being in-
fants under the age of twenty one years, to defend their interests in
this suit.

 C.C.

Jcyner, who sues etc.

vs) Chancery

Barlow's exrx. et als.

Order appointing guardian ad
litem to infant defendants.

Filed March 23rd.1908.

A. Johnson C.C.

Exhibit "H."

Georgeanna E. Barlow, deceased,

In debt with,

V. W. Joyner,

March, 28, 1907,--To	25 Bags Farmers Bone	@ \$2.20	\$55.00
" " "	15 " Peanut Special	@ \$1.80	27.00
" " "	" Freight		3.00
April, 25, 1907, "	10 Bags Peanut Special	@ \$1.80	18.00
" " "	15 " Farmers Bone	@ \$2.20	33.00
" " "	" Freight		1.88
July, 8, 1907, "	20 Bags Land Plaster	@ \$.85	17.00
" " "	" Freight		1.50
Aug. 7, 1907, "	15 Bags Land Plaster	@ \$.85	12.75
" " "	" Freight		1.13
			<u>\$170.26</u>
Less 2-1/2¢ per bag on 35 Bags Land Plaster			.88
To Balance due			<u>\$169.38</u>

State of Virginia,

County of Isle of Wight, to-wit:-

V. W. Joyner, personally appeared before me C. P. Jones
a Notary Public in and for the County and state aforesaid, and
made oath that the above account is correct, justly owing and due.
The said oath being made in my county aforesaid.

C. P. Jones
Notary Public.

My Commission Expires Aug 16 - 1910

Exhibit "A"

McClelland Va. July 14th. 1903.

I Georgiana E. Barlow of Isle of Wight County Va.do make and publish this my last will and testament hereby revoking all former wills by me at any time made.

I desire to give to Eugenia H. Spivey my chamber suit of furniture including two feather beds. The rest of my personal property I give to Rebecca Spivey.

My farm I desire to give to Rebecca Spivey her natural life and at her death to belong to her son Lloyd Spivey.

I desire Rebecca Spivey to act as my administratrix without bond.

Witness my hand and seal this the 14th. day of July 1903.

Georgiana E. Barlow, (SEAL)

Witnesses,

M. E. Braddus,

A. S. Holleman,

Bud Cofer,

J. F. Bell,

JL J. Holleman,

Clerk's Office of the Circuit Court of the County of Isle of Wight,
August 5th. 1907.

A paper writing purporting to be the last will and testament of Georgiana E. Barlow, deceased, was this day produced before the Clerk of this Court and proved in part by the oath of J. J. Holleman one of the subscribing witnesses thereto and continued for further proof.

Teste, A. S. Johnson, C.C
Clerk's Office of the Circuit Court of the County of Isle of Wight January 6th. 1908.

The foregoing paper writing was this day wholly proved to be the last will and testament of Georgiana E. Barlow, deceased, by the oath of J. F. Bell, a second subscribing witness thereto, and ordered to be recorded as the true last will and testament of the said Georgiana E. Barlow, deceased, the same having been proved as to one witness, J. J. Holleman, on the 5th. day of August, 1907.

Teste, A.S. Johnson, C.C

A copy, Teste, A.S. Johnson C.C.

See for copy 508

Will & Mrs
Barlow

V. W. Joyner, who sues etc,.....Complainant.
Vs.

Georgeanna E. Barlow's, Executrix, et als.....Defendants.

This cause came on this day to be heard on the papers
formerly read and on the report of Geo. F. Whitley, Special Commis-
sioner, ^{this day} filed ~~on the~~ 8th day of October, ^{and} 1909, to
which report there is no exception, and was argued by Counsel;

^{On} ~~In the~~ consideration whereof, it appearing to the Court
that said Special Commissioner, ~~Geo. F. Whitley~~, has collected the
purchase price of the land in the bills and proceedings mentioned;
has paid the costs of this suit; and distributed the balance in ac-
cordance with the decrees heretofore entered, ^{the Court doth}
^{Confirm the said report and} there being nothing further to be done in this cause it
is ordered to be stricken from the docket.

V. M. Joyce, who saw elc.
or, Rough deer.
Barlow's Expedition et al.

C.O.B. #6 f633

1909
Rt. 8.15
Enter this.
I.D.W.

IN THE CIRCUIT COURT OF THE COUNTY OF ISLE OF WIGHT.

V. W. Joyner, who sues, etc.....Complainant,
vs. In Chancery.
Rebecca Spivy, Executrix, et als.....Defendant.

This cause came on this day again to be heard on the papers formerly read and on the report of Commissioner, Albert S. Johnson, filed on the 26th, day of June, 1908, and on the report of Commissioner of Accounts, E. H. Williams, filed on the 25th, day of September, 1908, to which reports there are no exceptions, and was argued by counsel.

On consideration whereof, the Court doth approve and confirm the said reports and doth adjudge, order and decree that Geo. F. Whitley, who is hereby appointed, Special Commissioner for that purpose, after having advertised the time, place and terms of sale for twenty days by hand bills conspicuously posted in ten 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 the county aforesaid, proceed to sell at public auction, at Isle of Wight Court House or on the premises, the following piece or parcel of land, in the bill and proceedings mentioned, bounded and described as follows, to-wit:-

"All that certain piece or parcel of land known as the Barlow Farm, lying partly in Hardy Magisterial District, Isle of Wight County, and partly in the county of Surry, Virginia, and containing One Hundred and Thrity Six Acres more or less and bounded by the lands of J. F. Bell, Julia Cofer, Emmitt Cofer, and Sarah Betts, it being the same land conveyed by F. D. Gillam, Special Commissioner, to Georgeanna T. Barlow, by deed dated May 30th, 1895, and recorded in the Clerks

Office of the County of Isle of Wight, in Deed
Book , No. 60, Page 125."

That the terms of the said sale shall be as follows, to-wit:
one ~~half~~^{third} cash and the residue on a credit of six ^{and twelve} months from
the date of sale. The credit installments to bear interest from
the date of sale, taking from the purchaser a bond for the deferr-
ed payments. 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 Commissioner is directed to report his proceed-
ings hereunder to Court. But the said Commissioner shall do
no act under this decree until he shall have entered into a
bond with sufficient security in the Clerks Office of this Court
to be approved by the Clerk, payable to the Commonwealth of Vir-
ginia in the penalty of \$ 1500.00 and conditioned upon the
faithful discharge of his duties under this or any other decree
in this cause.

8
V. W. Joyner, who sur. etc.

vs. Decree

Rebecca Sping, Executrix
et. als.

1908.

Pl. 7.

Enter this.

P. D. D.

C. O. B. No. 6 p. 577.

GEO. F. WHITLEY

ATTORNEY-AT-LAW

SMITHFIELD, VA.

IN THE CIRCUIT COURT OF THE COUNTY OF ISLE OF WIGHT, VIRGINIA.

V. W. Joyner, who sues, etc. Complainant,)
vs in Chancery,)
Rebecca Spivey, Executrix, et als, Defendant.)

This Cause came on this day to be again heard upon the papers formerly read and on the report of Commissioner Albert S. Johnson, filed on the 18th day of May, 1909, to which no exception was taken.

And it appearing from said report of said Commissioner, that the only debt due by the said Georgeanna E. Barlow, deceased, in addition to those included in the report filed herein, dated on the 26th day of June, 1908, is the debt of V. W. Joyner, filed as an exhibit with the bill herein, to wit: an~~x~~ account for \$169.38, which account was due on the first day of December, 1907, and should bear interest from that date. The Court doth adjudge, order and decree, that George F. Whitley, Special Commissioner, appointed as such by a decree entered in this Cause on the 7th day of October, 1908, after execut^eing the decree entered in this ~~C~~^eause on the 1st day of February, 1909, ~~to~~^{do} pay to the said V. W. Joyner, the sum of One Hundred and (\$169.38) Sixty-nine Dollars and Thirty-eight Cents, with interest thereon from the first day of December, 1907, until paid; and any balance in the hands of the Special Commissioner, be paid to Rebecca Spivey, Executrix of the last will and testament of Georgeanna E. Barlow, deceased, and report to Court all his proceedings under this, and the said decree of February 1, 1909.

38 Box 55

V. W. Joyner, who owns etc.

or Duerce.

Between Spiny et al.

1909
June 10.
Enter this.
B.D.W.

GEO. F. WHITLEY
ATTORNEY-AT-LAW
SMITHFIELD, VA.

IN THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY.

V. W. Joyner who sues etc.....Complainant's.

^{W.} Rebecca Spivey, Executrix et als.....Defendant.

This cause came on this day to be again heard on the papers formerly read and on the report of George F. Whitley, Special Commissioner appointed as such by a decree entered herein on the 7th day of October, 1908, directing said Commissioner to make sale of the real estate in the bill and proceedings mentioned, which said report was filed on the 1st day of February, 1909, to which no exception has been ^{taken} ~~made~~, and was argued by Counsel;

~~On consideration whereof,~~ ^{and} it appearing from the said report of said Commissioner that he has sold the real estate in the bill and proceedings mentioned for the price of one thousand and thirty dollars (\$1030.00) to J. F. Bell, and it further appearing that the said J. F. Bell, has made the cash payment of three hundred and forty four dollars (\$344.00) and ~~further~~ that the said J. F. Bell has given his bond for the remainder of the purchase price of six hundred and eighty six dollars (\$686.00) as required by a decree entered in this cause on the 7th day of October, 1908; the Court doth confirm the said report and said sale, and doth adjudge, order and decree that the said Special Commissioner collect the said bond given by the purchaser, J. F. Bell, when the same shall become due, and when the same is paid the Special Commissioner is directed to convey to the said J. F. Bell, by a good and sufficient deed, with Special warranty the lands in the proceedings mentioned, to-wit: Of all that certain farm formerly owned by Mrs. Georgana E. Barlow, deceased, near Sycamore Cross, Isle of Wight County, Virginia, containing one hundred and thirty six acres more or less, and adjoining the lands of J. F. Bell, Julia Cofer, Emmett Cofer and Sarah Betts.

~~And the Court doth further adjudge, order and decree that out of the proceeds of the said sale the said Commissioner shall~~

~~pay off and discharge all the costs and expenses of this suit and sale including an Attorneys fee of \$51.50.~~

And ~~it~~ further appearing to the Court from the report of A. S. Johnson, made in this cause on the 26th day of June, 1908, that there are two deeds of trust of record, affecting the property mentioned in the bill and proceedings in this cause, both of which deeds of trust being made to secure to W. H. Gwaltney the payment of the sums of four hundred dollars (\$400.00) and, two hundred and ninety one dollars and seventy five cents (\$291.75), ^{respectively,} and it otherwise appearing that the estate of Georgana E. Barlow, deceased, is indebted to V. W. Joyner, the complainant in this suit for the sum of one hundred and sixty nine dollars and thirty eight cents (\$169.38) :

The Court doth further adjudge, order and decree that the said Special Commissioner pay out of the said purchase money ^{all the costs of this suit and expenses of sale, including a fee of \$51.50 to the said George F.} to W. H. Gwaltney the sum of four hundred dollars (\$400.00) with interest thereon, from the 24th day of June, 1908, until payment, and ~~further pay~~ ^{addition} to the said W. H. Gwaltney the sum of two hundred and ninety one dollars and seventy five cents (\$291.75) with interest thereon from the 12th day of December, 1906, until payment, and ~~further pay to the said V. W. Joyner the sum of one hundred and sixty nine dollars and thirty eight cents (\$169.38) with interest thereon from August, 7, 1907, until payment, and any balance in the hands of~~

And the Court doth further adjudge, order and decree, if there remain any funds in hand, that the ^{said} Special Commissioner ~~he~~ shall ~~pay the same to Rebecca Spiver, Executrix of the will of Georgana E. Barlow, deceased, and~~

~~And the said Commissioner is directed to make report to the Court~~ all of his proceedings under this decree.

And the papers in this cause are ~~also~~ ^{referred to} Commissioner A. S. Johnson, who shall ascertain and report any and all other debts due and owing by the said Georgana E. Barlow, and in his report he shall state the nature of said debts, the time or times when the same were contracted, and when and to whom and for what purpose the same were due.

11

V. W. Joyner, who has etc.

vs. Deere.

Rebecca Sping, Esq. et al.

C.O.B. #6 of 600

1909

Feb. 1.

Enter this.

B.D.W.

GEO. F. WHITLEY
ATTORNEY-AT-LAW
SMITHFIELD, VA.

V. W. Joyner, who sues on behalf of himself and such other
of the creditors of Georgeanna E. Barlow,
deceased, as shall come in and contribute to the
cost of this suit.....Plaintiff.

vs.

Rebecca Spivey, executrix of the last will and testament of ~~the~~
Georgeanna E. Barlow, deceased, Rebecca Spivey/
in her own right, Eugenia H. Spivey, and Lloyd
Spivey, infants under the age of twenty one years,
and E. H. Williams, guardian ad litem of Eugenia
H. Spivey, and Lloyd Spivey.....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 of proper process on the defendant~~s~~
Rebecca Spivey, executrix of the last will and testament of
Georgeanna E. Barlow, deceased, Rebecca Spivey, in her own right
who has failed and still fails to appear, plead, demur, or answer
the said bill, which is taken as confessed as to her; the answer
of the infant~~s~~ defendants, Eugenia H. Spivey, and Lloyd Spivey,
by E. H. Williams, their guardian ad litem, to said bill; the
plaintiffs replication to the answer of Eugenia H. Spivey, and
Lloyd Spivey, by E. H. Williams, their guardian ad litem;
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 Georgeanna E. Barlow, died seized and possessed and
whether or not there are any delinquent taxes against the same.

(2)

(2)

An account of all lien debts against the said real estate with their priorities and of all other debts due by said decedents.

(3)

An account of the transactions of Rebecca Spivey, executrix, of the last will and testament of the said Georgeanna E. Barlow deceased.

(4)

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

⁵
Whether the proper parties to this
cause are properly before the
Court.

5

V. W. Joyner, who
suis etc.

vs} Decree

- Rebecca Spivey,
executrix, etc.

1908

June 1.
Enter this
P. D. W.

Chancery Order Book No. 6.

Page 553.

V. W. Joyner, who sues etc.....Complainant.

Vs.

Georgeanna E. Barlow's, Executrix, et als.....Defendants.

TO THE HONORABLE B. D. WHITE, JUDGE OF THE 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 1st
day of February, 1908, respectively, he has collected from J. F.
Bell, the purchaser, the sum of \$1050.58, the amount of the purchase
price of said land, and in accordance with said decree your Commis-
sioner 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:	\$1050.58	
By cash paid Sheriff:		\$6.90
" " " Clerk, per		
voucher:		21.69
By cash paid Auctioneer,		
per voucher:		5.00
By cash paid Geo. F. Whitley,		
taxed, Attorney fee per		
voucher:		15.00
By cash paid Commissions		
of Special Commissioner:		30.11
By cash paid G. F. Whitley,		
Counsel fee:		51.50
By cash paid G. F. Whitley,		
Attorney, for drawing		
Special Commissioner		
deed: per voucher.		10.00
To Amounts Carried forward.	\$1050.58	\$140.20

To Amounts brought forward.	\$1050.58	\$140.20
By cash paid J. Waverly Thomas, for taking ac- knowledgment, per vouch- er:		.50
By cash paid W. H. Gwaltney, per bonds receipts:		806.11
By cash paid Suffolk Herald, per voucher:		1.50
By cash paid Woodward & Elam, for bond, per voucher:		10.00
By cash paid Witness fees:		1.80
By Amount reserved for Taxes:		15.00
" " paid V. W. Joyner, per voucher:		75.47
	<u>\$1050.58</u>	<u>\$1050.58</u>

Geo. F. Whitley
Special Commissioner

Received of Geo. F. Whitley, Special Commissioner in the suit
of V. W. Joyner who sues etc., vs. Barlow's Executrix et als.,
\$75.47

V. W. Joyner

GEORGE F. WHITLEY
ATTORNEY AT LAW
MERCHANTS AND FARMERS BANK BLDG.
SMITHFIELD, VA.

Sept 14-1909

Received of Geo F Whitley Ten dollars
from on bond as Special Comr in
Suit of Joyner vs Barlows executrix
et als. from oct 1908 to oct 1909
Woodward & Glan



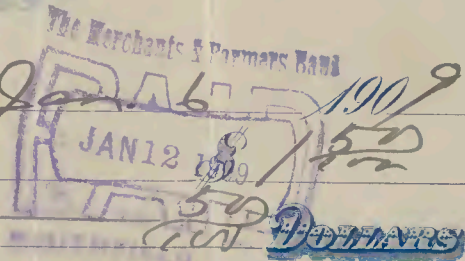
GEO. F. WHITLEY
COUNSELLOR AT LAW.

No. _____

Pay to the
order of

Smithfield, Va. Jan 12 1899
Suffolk Herald,

One



For 100 had bill, V. W. Joyce & Son & Co.

TO THE MERCHANTS & FARMERS BANK,

SMITHFIELD, VA.

G. F. Whitley.

PAY TO THE ORDER OF
THE FARMERS' BANK OF MANSEMOND
SUFFOLK, VA.
The Suffolk Herald Corporation

PAY TO ANY BANK ON
OR ORDER
Prior Endorsements Guaranteed

JAN 11 1901
FARMERS BANK OF MANSEMOND
SUFFOLK, VA.
W. H. JONES, Jr. Cashier.

On demand ~~after date, for value received,~~ I promise to
pay to W A Gwatney the just and full sum of
Two Hundred Twenty Nine, 75/100 — 100 Dollars,
with Six per cent. interest per annum thereon from 12th day of Dec: 1906
for the punctual payment whereof I bind my self heirs, executors, administrators
and assigns. I hereby waive the benefit of my Homestead Exemption as
to this debt. Given under my hand and seal at —
this 12th day of December 1906
Georgiana E. Earle 

\$299 ⁷⁵/₁₀₀

Mr A. J. Barrett
collected this bond &
place to my credit
W. H. Walcott

Jan 22^d
1909

Recd 6/24/09 of J. D. Welch
Special Com. Che on
M & F Bank of Springfield
We covering this bond
and interest
W. H. Walcott

Interest on both
bonds \$106.11

George W. Barrett

\$400.⁰⁰ On demand, with interest from date, I
promise to pay to W. H. Gwaltney the
sum of Four Hundred dollars, for value
received. The payment of this bond is se-
cured by a deed of trust from Georgiana
E. Barlow to W. A. Gwaltney, trustee, on
95 acres of land partly in said of Wright
and Denny Counties. And I hereby waive
the benefit of my Homestead Exemption
as to said debt and this obligation.
Given under my hand and seal this 24th
day of June, 1902.

Georgiana E. Barlow seal

Interest paid on this
Bond to Dec. 17th 1906 with valuation

Mr. A. S. Barrett
Collect this bond and
pay to my credit
with valuation

June 22nd
1907.

Rec'd 6/24/07. 100⁰⁰ Mts
check on M & B Bank
Small paid, 1st of Aug
the due this bond
and interest
J. S. Barrett Secy

Interest on both bonds
\$106.11

DEBIT

Receipt of Geo. F. Whittley
Fifty Cents for taking an acknowledgment
Ivoryday Thru
-w/

6/12

1909

Received of Geo. F. Whitley Special Commissioner in the suit
of V. W. Joyner who sues etc. vs. Barlow's Executrix et als.,
\$10.00 for drawing special Commissioner's deed.

August 4, '09,

Geo. F. Whitley

Received of Geo. F. Whitley, Special Commissioner in the suit
of V. W. Joyner, who sues etc. vs. Barlow's Executrix et als.,
\$51.50, counsel fee.

August 4, '09,

Geo. F. Whitley

Received of Geo. F. Whitley, Special Commissioner,
in the suit of V. W. Joyner who sues etc vs. Barlow's Executrix *et als,*
\$15.00 taxed Attorneys' fee.

August 4, 1909,

Geo. F. Whitley

Received of Geo. F. Whitley, Special Commissioner in the
Suit of V. W. Joyner who sues etc. vs. Barlow's Executrix et als,
\$30.11, commissions of Special Commissioner.

Sept. 9, 09,

Geo. F. Whitley
Special Commissioner.

Geo. F. Whitley, Special Commissioner, in the suit
of V. W. Joyner, who sues ~~etc~~ vs. Executrix of
the last will and testament of Georgeanna E. Barlow,
et als.

in debt with

A. R. Whitehead, Crier.

To Crier's Fee in the suit of V. W. Joyner, who sues
& etc. vs. Executrix of the last will and testament
of Georgeanna E. Barlow, deceased, et als,-----\$5.00

*Recd of Joyner
this 27th of Feb 1900
A. R. Whitehead*

A. R. Whitehead
Crier.

Receipt

CLERK'S OFFICE
OF ISLE OF WIGHT COUNTY
ISLE OF WIGHT, VA.

September 21st. 1909.

Received of Mr. George F. Whitley the sum of twenty one dollars and sixty nine cents in payment of clerk's fees, writ tax and fees of commissioner in Chancery in the suit of Joyner etc. vs. Barlow's Exrx et als.



Clerk.

COMMISSIONER'S SALE

— OF —

FARM LAND

By virtue of a decree made by the Circuit Court of Isle of Wight County on the 7th day of October, 1908, in the chancery cause of V. W. Joyner, who sues on behalf of himself and such other creditors of Georgeanna E. Barlow, deceased, who may come in and contribute to the cost of the suit, complainant, versus Rebecca Spivy, executrix, and others, defendants, pending in said court I shall as Special Commissioner appointed thereby, proceed to sell at Public Auction, to the highest bidder, at the Courthouse doors, in Isle of Wight County Va., on

Monday, December 7, 1908,

AT 1 O'CLOCK P. M.

(court day) the following described property :

All of that certain farm formerly owned by Mrs. Georgeanna E. Barlow, deceased, near Sycamore Cross, in Isle of Wight County, Virginia, containing One Hundred and Thirty Six acres more or less, and adjoining the lands of J. F. Bell, Julia Cofer, Emmitt Cofer and Sarah Betts.

This farm is well adapted to the growth of all crops raised in this section.

TERMS : One-third of the purchase price to be paid in cash, the residue on a credit of six and twelve months from the date of sale, and the purchaser giving bond for the deferred payments, the title to said property to be retained until the full purchase price 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.

GEORGE F. WHITLEY,
Special Commissioner

V. W. JOYNER, who sues etc.

vs. | In the Circuit Court of the County of Isle of Wight
GEORGEANNA E. BARLOW's Executrix et als.

I, A. S. Johnson, Clerk of the Circuit Court of the County of Isle of Wight, do hereby certify that the bond required of George F. Whitley as Commissioner of Sale in the above entitled cause by decree therein of the 7th of October, 1908, has been executed with approved security

Teste:

A. S. JOHNSON, Clerk.

Comman Report

V. W. Joyner who surrenders
vs

Barlow's Executors et al,

Sept 1909

GEO. F. WHITLEY
ATTORNEY-AT-LAW
SMITHFIELD, VA.

V. W. Joyner, who sues, etc.....Complainant,
vs. In chancery.
Rebecca Spivy, Executrix, et als, ...Defendants.

To the Honorable B. D. White, Judge of the Circuit Court
for the County of Isle of Wight, County:

The undersigned Commissioner , George F. Whitley,
appointed by a decree entered in the above styled cause on the
7th, day of October, 1908, to sell the real estate in the bill
and proceedings mentioned respectfully reports that pursuant to
the said decree, and after having given bond therein required
and advertised the sale of said real estate for twenty days, by
hand bills conspicuously posted in twelve or more public places
in Isle of Wight, county, offered for sale the said real estate
at public auction in front of the Court - house doors of Isle
of Wight County, on Monday December 7th, ^{1908,} (Court Day) on the
terms mentioned in the said decree, at which said sale the
said real estate was struck off to J. F. Bell, he being the
highest bidder therefor at the price of one thousand and thirty
dollars (\$1030.00).

Your commissioner respectfully reports that the
property was well advertised, and sold for more than its cash
valuation.

Your commissioner reports that the said J. F. Bell,
has made the cash payment required by the said decree, (\$344.00).
That the said J. F. Bell, has given his bond for the remainder
of the purchase price (\$686.00) as required by the said decree.

Your commissioner reports that the said cash payment
made by the said J. F. Bell, is now deposited to the credit
of your commissioner, in the Merchants & Farmers Bank, of
Smithfield, Virginia.

Respectfully submitted.

Geo. F. Whitley
Spec. Comm.

10

V. W. Joynes, who sues etc.
Comm.
vs. Report of a Sale.
Rebecca Spuy. Executrix

1909

Feb. 1.

Filed J. H. W.

GEO. F. WHITLEY
ATTORNEY-AT-LAW
SMITHFIELD, VA.

VIRGINIA: CIRCUIT COURT OF THE COUNTY OF ISLE OF WIGHT.

V. W. Joyner, who sues, etc.

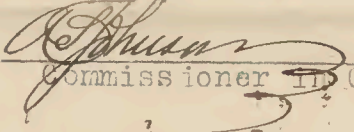
vs) Chancery----Commissioners report under decree of Feb. 1st. 1909.
Rebecca A. Spivey, Exr. of Georgeanna E. Barlow, deceased, et als.

TO HONORABLE B. D. WHITE, JUDGE OF THE CIRCUIT COURT OF THE COUNTY
OF ISLE OF WIGHT.

The undersigned, one of the commissioners in chancery of
your Honor's court, to whom has been referred the papers in the
above entitled cause by decree entered herein on the 1st. day of
February, 1909, begs leave to report:

That on the 18th. day of May, 1909, at his office, at Isle
of Wight Courthouse, and twelve o'clock M., pursuant to notice
regularly issued and served and which is hereto attached, proceeded
to take a further account of the debts against the estate of the
said ~~Georgeanna E. Barlow~~ Rebecca Spivey, as directed by said decree, and , and begs
leave to report that the only debt due by the said estate, in ad-
dition to those included in the report filed herein, dated the
26th. day of June, 1908, is the debt of V. W. Joyner, as stated
by the account of the said V. W. Joyner, filed as an exhibit
with the Bill herein, to-wit: an account for \$169.38, which account
was due on the 1st. day of December, 1907, and should bear inter-
est from that date, it appears, it being the custom of the mer-
chants in Smithfield to mature their yearly accounts on the 1st.
day of December of each year.

All of which is respectfully submitted.


Commissioner in Chancery.

VIRGINIA: CIRCUIT COURT OF THE COUNTY OF ISLE OF WIGHT:

V. W. Joyner, who sues etc.

vs) Chancery

Rebecca Spivey, Exrx. of Georgeanna E. Barlow, deceased, and Rebecca Spivey, in her own right, Eugenia H. Spivey and Loyd Spivey, the last two being infants, and E. H. Williams, guardian ad litem.

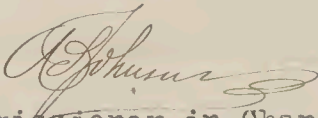
Commissioner's Office,
Isle of Wight, Va. May 11th. 1909.

To the parties in the above entitled cause:

Take notice that I shall, at my office at Isle of Wight Courthouse, on the 18th. day of May, 1909, proceed to execute the decree entered in the above entitled cause on the 1st. day of February, 1909, of which the following is an extract:

"And the papers in this cause are referred to Commissioner A. S. Johnson, who shall ascertain and report any and all other debts due and owing by the said Georgeanna E. Barlow's and in his report he shall state the nature of the said debts, the time or times when the same were contracted, when and to whom and for what purpose the same were due"

Given under my hand this 11th. day of May, 1909.


Commissioner in Chancery.

Jaymes et al
vs Chamcany
Barlow Exors &c

Cons notes to
take depositions

Executed by serving
a true copy of the writ
on Mrs. Rebecca Sporey
in her own right
and as Exec of Mrs
Georgina Barlow
deceased, the 14th day
of May 1909 in
Harrison County the place
of abode
L. H. Kinnick Sheriff
Harrison County

Legal service of the within
notice is hereby accepted.

E. W. Williams
Guardian ad litem

12/

V. W. Joyner, who sues etc.
vs) Report of Commissioner.
Barlow's Exrx. et als.

Filed May 18th. 1909.

Teste,

[Signature]
Clerk.

De for com \$5.00

To the Hon. B.D.White, Judge of the Circuit Court for the County of
Isle of Wight:

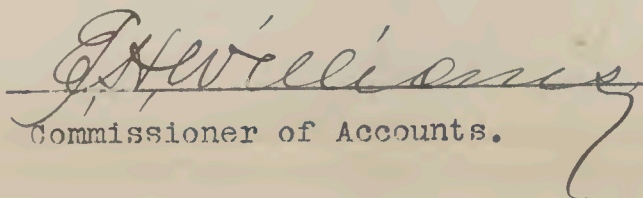
V.W.Joyner et als.-----Plaintiffs.

V. In Chancery.

Rebecca Spivey, Executrix, et als.-----Defendants.

This is to certify that I issued a summons to Rebecca Spivey,
Executrix of Rebecca Barlow, deceased, requiring her to file with me
an inventory of all the personal property which came into her hands
as such Executrix and in response to said summons she filed an in-
ventory, which inventory stated that only one rocking chair, valued
at twenty-five cents , came into her possession as such Executrix.

Given under my hand this 25th. day of September, 1908.


Commissioner of Accounts.

7
W. J. Jones who has
rs {
George and E. B. Jones & Co.

Filed Oct 7th 1908

Det. Johnson
J. C. J.

V. W. Joyner, who sues on behalf of himself and such other of the creditors of Georgeanna E. Barlow, deceased, as shall come in and contribute to the costs of this suit.

vs) Chancery

Rebecca Spivey, executrix of the last will and testament of Georgeanna E. Barlow, deceased, Rebecca Spivey, in her own right, Eugenia H. Spivey and Loyd Spivey, infants under the age of twenty one years, by E. H. Williams their guardiand ad litem.

(Extract from decree entered June 1st. 1908)

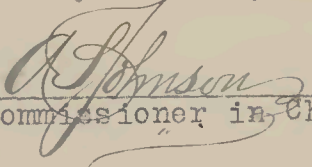
On consideration whereof the Court doth adjudge, order and decree that this cause be referred to one of the Commissioners of this Court who will inquire into and report to court:

1. The annual and fee simple value of the real estate of which the said Georgeanna E. Barlow 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 said real estate with their priorities and of all other debts due by said decedent.
3. An account of the transactions of Rebecca Spivey, Executrix of the last will and testament of said Georgeanna E. Barlow, deceased.
4. Any other matter specially stated, deemed pertinent by the Commissioner or required to be stated by any party in interest.
5. Whether the proper parties to this cause are properly before the Court.

To the parties in the above suit:

Take notice that I shall, on the 26th. day of June, 1908, at my office at Isle of Wight Courthouse, Virginia, at eleven o'clock A.M. proceed to execute the decree of the Circuit Court of the County of Isle of Wight, entered on the 1st. day of June, 1908, of which the foregoing is an extract.

Given under my hand this 16th. day of June, 1908.


Commissioner in Chancery.

Original.

Executed by serving
a true Copy here of
upon Rebecca Spivey
in her own right and
as Executrix of George
E. Darlow deceased.
this 20th day of June 1908

L. H. Kemp, Sheriff
Henrico County

VIRGINIA: CIRCUIT COURT OF THE COUNTY OF ISLE OF WIGHT.

V. W. JOYNER, WHO SUES ETC.

VS) CHANCERY

GEORGIANNA E. BARTOW'S EXRX. ET ALS.

COMMISSIONER'S REPORT.

TO HONORABLE B. D. WHITE, JUDGE OF THE CIRCUIT COURT OF THE COUNTY OF ISLE OF WIGHT.

The undersigned, one of the Commissioners in Chancery of Your Honor's Court, to whom was referred the decree herein of the 1st. day of June, 1908, begs leave to make the following report: That on the 16th. day of June, 1908, he issued notice of the taking on the inquiries mentioned in said decree, which notice has been duly served and returned and is hereto attached, that at his office at Isle of Wight Courthouse, Isle of Wight County, Virginia, on the 26th. day of June 1908, at eleven o'clock A.M. he would proceed to execute said decree. That he attended at the time and place aforesaid and took the depositions of J. A. Ramsey et als. which is also herewith returned as a part of this report.

That from the evidence before your commissioner and the pleadings in this cause, your commissioner finds:

That the *cash* value of the land in the Bill and proceedings of this suit mentioned is one thousand dollars. That the annual value thereof is *fifty* dollars.

That there are two deeds of trust of record affecting said property, to-wit:

1st. A deed bearing date the 24th. day of June, 1902 conveying the said property to W. A. Gwaltney, in trust to secure to W. E. Gwaltney the payment of the sum of four hundred dollars, recorded on the 24th. day of June, 1902 in Deed Book No. 67, page 393.

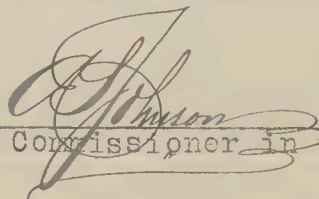
2nd. A certain other deed under date December 12th. 1906, conveying the said property W. A. Gwaltney, in trust to secure to W. H. Gwaltney the payment of the sum of two hundred and ninety none dollars and seventy five cents, recorded on the 13th. day of December, 1906 in D.B. No. 74, page 73.

There are no delinquent taxes against said land of record.

The said Rebecca E. Spivey, executrix of the said Georgeanna E. Barlow, did not appear before your commissioner, nor did she send any statement or other information from which he could make up and report an account of her transactions as such executrix, she not having paid any attention whatever to the said decree.

The proper parties are properly before the Court.

Given under my hand as Commissioner in Chancery of the Circuit Court of the County of Isle of Wight this 26th. day of June, 1908.


Commissioner in Chancery.

V. W. Joyner, who sues etc.

vs) Chancery.

Georgeanna E. Barlow's Exrx. et als.

The depositions of J. A. Ramsey et als., taken before me, A. S. Johnson, a Commissioner in Chancery of the Circuit Court of the County of Isle of Wight, to be read as evidence in a certain cause in chancery in the said court depending wherein V. W. Joyner, etc. is plaintiff and Georgeanna E. Barlow's Executrix et als is defendant, at my office at Isle of Wight Courthouse on the 26th. day of June, 1908, pursuant to notice and in accordance with a decree entered in said cause on the 1st. day of June, 1908.

Present, Geo. F. Whitley, counsel for plaintiff.

Mr. J. J. Holleman being duly sworn deposes and says:

(Examined by Mr. Whitley)

Q. Please state your name, age, residence and occupation?

A. J. J. Holleman, fifty six years. Isle of Wight County, Farmer.

Q. Are you acquainted with the land of which Mrs. Georgeanna Barlow died siezed and possessed, and if so how long and how well have you known it.

A. Yes, I have known it all my life and live in about a mile of it. I have been living in that neighborhood all my life.

Q. What is a fair cash value of it and what is the annual value.

A. I think a thousand dollars would be a good price for it. I reckon it would rent for fifty dollars a year.

Q. And further this deponent saith not.

J. J. Holleman

Jno. A. Ramsey being duly sworn deposes and says:

Q. Please state your name, age, residence and occupation?

A. J. A. Ramsey, thirty- nine years old, Isle of Wight County, Farmer and merchant.

Q. Are you acquainted with the land of which Mrs. Georgeanna E. Barlow died seized and possessed?

A. Yes sir, I have known the place all of my life, I live in about a mile of it.

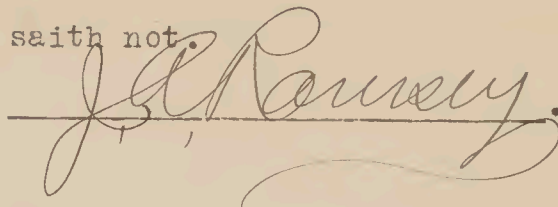
Q. What is the fee simple value and the annual value of the land?

A. The fee simple value about \$800.00 and the annual value about Fifty Dollars.

Q. Is there any lumber on the land and if so would that make it bring over \$800.00, in your judgment?

A. I don't know about the lumber.

And further this deponent saith not.

A handwritten signature in cursive script, reading "J. A. Ramsey", written over a horizontal line.

A. J. Cofer being duly sworn deposes and says:

Q. Please state your name, age, residence and occupation.

A. A. J. Cofer, twenty two years, Isle of Wight County, Farmer.

Q. Are you acquainted with the land of which Mrs. Georgeanna E. Barlow died siezed and possessed?

A. Yes sir, I have known it all my life, I live in about three quarters of a mile of it.

Q. What is the fee simple value and the annual value of the land?

A. I should think about a thousand dollars. Why, I think the rental price is about fifty dollars.

Q. Is there any lumber on the land and if so would that make it bring over a thousand dollars, in your judgment.

A. I think a thousand dollars will pay for lumber and all.

And further this deponent saith not.

Allie J. Cofer

6

V. W. Joyner et al
vs { Pharmacy
Barlow's Error et al

Commissioners Report

Filed June 26 - 1908

By J. Johnson

The Commonwealth of Virginia:

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

You are hereby commanded to summon Allie J. Cofer

personally to appear before the undersigned, one of the Commissioners in Chancery of the Circuit Court of the County of Isle of Wight, at his office, at the courthouse of said county, on the 26th. day of June, 1908, next, to testify and the truth to say in behalf of plaintiff,

in a certain matter of controversy

referred to the said commissioner for inquiries by a decree of the said court in a suit in chancery therein pending between V^s W. Joyner, etc., vs. Georgeanna E. Barlow's Extrx. et als.

And this you shall in no wise omit, under penalty of £100. And have then and there this writ.

Witness, A. S. Johnson, Commissioner of our said court, at the courthouse of said county, the 23rd. day of June 1908, and in the 132nd year of the Commonwealth.

A. S. Johnson
County Clerk

V. H. Joyner, et al

{ WITNESS'

{ SUBPOENA.

Georgiana E. Barlow. Extra
et al

Executed June 25-1908
by delivering a true
copy of the within
summons to ally
J. Cooper in person
in the Co. of Delev.

Wright

W. A. Edwards
Shff.

By R. A. Edwards,
D. S.

The Commonwealth of Virginia:

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

You are hereby commanded to summon J. A. Ramsey, and J. J. Holleman,

personally to appear before the undersigned, one of the Commissioners in Chancery of the Circuit Court of the County of Isle of Wight, at his office, at the courthouse of said county, on the 26th. day of June, 1908. next, to testify and the truth to say in behalf of Plaintiff

in a certain matter of controversy

referred to the said commissioner for inquiries by a decree of the said court in a suit in chancery therein pending between V. W. Joyner, etc, vs. Georgeanna E. Barlows' Executrix, et als,

And this you shall in no wise omit, under penalty of £100. And have then and there this writ.

Witness, A. S. Johnson, Commissioner of our said court, at the courthouse of said county, the 22nd. day of June 1908, and in the 132nd. year of the Commonwealth.

Det. Johnson

J. H. Joyner, etc

15.

{ WITNESS'
SUBPOENA.

Georgeanna E. Barlow's Ex. Inf.
et al.

Executed June 26-08
by delivering a true
copy of the within
summons to J. A.
Ramsey + J. J. Holliman
in person in the
Co. of Isles of Night.

W. A. Edwards
By P. A. Edwards Shff.
W. S.

The Commonwealth of Virginia,

To the Sheriff of the County of ^{Hanover} ~~Isle of Wight~~, Greeting:

WE COMMAND YOU that you summon

Rebecca Spirey, Executrix
of the last will and testament of *Georgianna E. Barlow*,
deceased: *Rebecca Spirey*, in her own right; *Eugenia*
H. Spirey and *Lloyd Spirey*, the last two being infants
under the age of twenty one years

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 *1st* Monday in *May* 1908,
to answer a bill in chancery, exhibited against *them* in our said court for

by W. H. Joyner, who sues on behalf of himself, and
such other creditors of Georgianna E. Barlow, deceased,
as shall come in and contribute to the costs of
this suit

And have then there this writ. Witness *Nathaniel F. Young*, Clerk of our said court, at
the court-house, the *28th* day of *March* 1908, and in the *132nd*
year of the Commonwealth.

A copy

Dist. Johnson C.C.

Dist. Johnson C.C.

Executed by leaving a true Copy hereof with Mrs.
Rebecca Spirey at her usual place of abode in
Henrico County this 2nd day of April 1908

Lt Kemp. Sheriff
Henrico County

1
Rebecca Spirey

Wife of the said

VS.

SUBPOENA
IN
CHANCERY.

George Washington
Execution at and

Geo. F. Whitely
p. q

To All May Rules,

Henrico County Court.

1908

B 33119

IN THE CIRCUIT COURT OF THE COUNTY OF ISLE OF WIGHT,VIRGINIA.

V. W. Joyner, who sues on behalf of himself and such other
creditors of Mrs. Georgeanna E. Barlow, deceased ,
as shall come and contribute to the cost of this
suit-----Plaintiff.

vs. (IN CHANCERY)

Rebecca Spivey, executrix, of the last will and testament of
Georgeanna E. Barlow, deceased, Rebecca Spivey
in her own right, Eugenia H. Spivey, and Loyd
Spivey , infants under the age of twenty one
years, and E. H. Williams, guardian ad litem
for Eugenia H. Spivey, and Loyd Spivey.

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

THE ANSWER OF EUGENIA H. SPIVEY, AND LLOYD SPIVEY,
INFANTS UNDER THE AGE OF TWENTY ONE YEARS, BY
E. H. WILLIAMS, THEIR GUARDIAN AD LITEM ASIGNED TO
DEFEND THEM IN THIS SUIT, AND THE ANSWER OF THE
SAID E. H. WILLIAMS, GURDIAN AD LITEM OF THE SAID
INFANTS DEFENDANTS, TO A BILL OF COMPLAINT EXHIBITED
AGAINST THE SAID INBANTS AND OTHERS BY V. W. JOYNER,
AND SUCH OTHER CREDITORS OF GEORGEANNA E. BARLOW,
AS SHALL COME IN AND CONTRIBUTE TO THE COST OF THE S
SUIT, IN THE CIRCUIT COURT OF THE COUNTY OF ISLE
OF WIGHT.

For answer to the said bill the said infants defendants
by their said guardian ad litem answer and say that being of
tender years they do not know what their true interest are in
relation to the subject-matter of the said bill, nor do they
know whether the statements therein contained are true or not.

They confide the protection of their interest therein to the
care of the Court.

And the said guardian ad litem of the said infant defend-
ants for answer to the said bill answers and says that he knows
nothing as to the truth or falsity of the statements in the bill
contained. He prays full protection for the infant defendants.
And now, having fully answered, these defendants pray to be hence
dismissed, with their cost, etc.

Eugenia H. Spivey
Royd Spivey

By E. H. Williams
Guardian ad litem.

E. H. Williams Guardian ad litem of the Said Infants.

State of Virginia,

County of Isle of Wight to-wit:

Sworn to before me in my county aforesaid by E. H. Williams,
guardian ad litem, as aforesaid, this the 13th day of May 1908.

A. B. Chapman
Notary Public.

My Comm. Expires May 5th 1910

V. W. Joyner, who sues etc.
 vs. } Answer & reply by
 guardian ad litem.
 Rebecca Spivey, et al.

Filed 2nd May ruled
 1908 -
 Dist. Thomas

IN THE CIRCUIT COURT OF THE COUNTY OF ISLE OF WIGHT, VIRGINIA.

1st, May Rules, 1908.

V. W. Joyner, who sues on behalf of himself and such other creditors of Georgeanna E. Barlow, deceased, as shall come in and contribute to the cost of this suit.

vs.

Rebecca Spivey, Executrix of the last will and testament of Georgeanna E. Barlow, Rebecca Spivey, in her own right, Eugenia H. Spivey, and Lloyd Spivey, infants under the age of twenty one years, and E.H. Williams, Guardian ad litem, for Eugenia H. Spivey, and Lloyd Spivey.

Complaining sheweth unto your court, your complainant, V. W. Joyner, the following case:

That some time during the year 1907, the said Georgeanna E. Barlow, departed this life, leaving a will disposing of her property, and directing the said Rebecca Spivey, to execute the said will, a copy of which is filed herewith, marked exhibit "A", and prayed to be read as a part of this bill. That on the 6th, day of January, 1908, the said Rebecca Spivey, qualified as executrix under the said will. Your complainant alleges that the said Georgeanna E. Barlow, died seized and possessed of a very small amount of personal property, by no means sufficient to pay her debts, and the following real estate: All of that certain piece of parcel of land known as the "Barlow Farm" lying partly in Hardy Magisterial District, of Isle of Wight County, Virginia, and partly in the county of Surry, Virginia, and containing one hundred and thirty six acres more or less and bounded by the lands of J. F. Bell, Julia Cofer, Emmitt Cofer, and Sarah Betts, It being the same tract of land conveyed to the said Georgeanna E. Barlow, deceased, by R. D. Gillam, Special Commissioner, by deed dated May 30th, 1895, and recorded in the Clerks Office of the County of Isle of Wight, in deed

book No. 60, page 125.

Your complainant is a creditor of the said Georganna E. Barlow, deceased, in the sum of one hundred and sixty nine dollars and thirty eight cents, evidenced by account hereto attached and marked exhibit "H".

Your complainant alleges that the rent of the said farm for the next five years would by no means pay the debts which are now held against it.

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 Rebecca Spivey, executrix of the last will and testament of the said Georgeanna E. Barlow, Rebecca Spivey in her own right, Eugenia H. Spivey, and Loyd Spivey, infants under the age of twenty one years, and E. H. Williams, guardian ad litem, for Eugenia H. Spivey, and Loyd Spivey, may be made parties defendant to this bill and required to answer the same, but answer under oath is hereby waived; that the executrix be required to render before one of the Commissioners of this court an account of her transactions; that an account of the debts be taken together with proofs of the same; that said commissioner be required to report the feesimple and annual value of the said real estate, of which the said Georgeanna E. Barlow, died seized of and possessed; that sale be made of the said real estate if the same be necessary and that the proceeds of said sale as well as the proceeds of the sale of the personal property be applied to the payment of the debts according to their priority; That proper process issue and that all proper orders and decrees may be made; and that such other and further and general relief may be afforded your complainant as the nature of his cause may require and to equity may seem meet, and notice is hereby given that proper counsel fees will be asked for in progress of this suit.

And your complainant will ever pray, etc.

V. W. Joyner.

Geo. F. Whitley, p. 9.

2
V. W. Joyner, & such
others etc.

v. } Bill

Rebecca Spivey et als.

1st May rules 1908

Process returned & cycled
on adult defendants. Do miss
as to them

2nd May rules 1908

Answers of infant defendants,
by guardian ad litem filed -
adult defendants still failing to
appear and plead, answer or
appear. Bill taken for con-
fession and can set down for
hearing
