1909-015 Chancery Causes. E.A. Watkins, gdn of Constantine Joyner v. John T Joyner,
Dsb of Wright County Mary F. Gray + Constantine Joyner, by C

other surnames: Atkins, Pierce, Beale, Turner, Edwards, Womble, Crocker

Stationers and Printers, Richmond, Va. } Form No. 400.

Commissioner's Office,

Isle of Wight County, C. H., Dec 3, 1895

To E. A. Watkins gdn. of Constantine Dyson Infl, and to John Joyner, Mary Gray & R. C. Boykin gdn. ad litem to C. Dyson infts, defts.

You are hereby notified that I have fixed upon the 29, day of August 1895 next, if fair, if not, on the next fair day thereafter (Sunday excepted), to make and settle at my office, the account of receipts & disbursements of the investments made by W. L. Holland of money in his hands &c. &c. and, in this cause, is a guardian, and whether the security taken is ample &c.

required to be taken by a decree of the Circuit Court of the County of Isle of Wight rendered on the ..... day of April 1895, in a suit in chancery depending in said Court between said parties, Pltffs. and Defts,

at which time and place you are required to attend.

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

S. P. Young Com'r

Ubackwoledge service of the within notice
aug 9th 1895

W.S. Howard atty for E.A.
Watkins guardian
R.E. Boykin Guardian litem
of C.L. Joyner.

Executed on John Joyner & Mary
Gray by delivering a copy,
& on W.S. Howard atty for E A
Watkins & on R.E. Boykin Guard'n
by taking acknowledge of Service
Aug 9th 1895

Ro L. Edwards
Sh.

Form No. 400.

Watkins Guardian of Joyner

vs. } COMMISSIONER'S NOTICE.

Joyner Heirs et al.

No 29. Aug. 1895.

Date 10/ Jan 1896
Rec'd 25.
100 acres - Dower
57 " adj. Bond
Do acres adj. old (Sec 2)
in Plat (Sec 2)
#382 Ex Co Court
Jan 10, 1896

Stationers and Printers, Richmond, Va. Form No. 400.

Commissioner's Office,

Isle of Wight C. H. July 30th 1894

To E. P. Watkins gdn. of C. S. Joyner, Mary F. Gray and John T. Joyner

You are hereby notified that I have fixed upon the 8th day of September next, if fair, if not, on the next fair day thereafter (Sunday excepted), to take and settle at my office, the account as to what and in what proportion the balance in the hands of Comm'r Holland, and to be collected by him, shall be paid. To an account of the debts outstanding and unpaid against Mr. J. G. Joyner dec'd, & any other matter deemed pertinent by

required to be taken by a decree of the Circuit Court of the County of Isle of Wight rendered on the 7th day of April 1894, in a suit in chancery depending in said Court between the said parties, plaintiffs, and defendants.

at which time and place you are required to attend.

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

N. P. Norcom Comm'r

FORM No. 400.

Walkins gdw. &c.

vs. { COMMISSIONER'S NOTICE.

Gray Mary F. et ads.

To 8th of Sept. 8894.

Executed in the within named & a Copy Jno F Joyner & Mary F Gray. each a true Copy of the within Notice

Sept. 8, 1894.

(9.00 12.)

Disbursements
Amt. To 14th Sept.

Stationers and Printers, Richmond, Va. } Form No. 400.

Commissioner's Office,

Isle of Wight C. House, June 22, 1893.

To E. A. Watkins gdn. of C. S. Joyner; John T. Joyner and Mary F. Edwards Gray & R. E. Boykin gdn. ad litem of infant defendants

You are hereby notified that I have fixed upon the 15th day of July next, if fair, if not, on the next fair day thereafter (Sunday excepted), to require report take and settle at my office, ~~the account~~ 1st. Whether the offer made in the bill mentioned to buy the timber on said land, is reasonable & fair. 2nd Whether a confirmation of said proposition to buy would promote the interests of the infant defendants, and if so, then to require report whether the right of any party in interest would be violated thereby. 3rd Enquire & report to whom and in what proportions the proceeds of such sale, if made, should be paid. 4th any other matters deemed pertinent &c. required to be taken by a decree of the Circuit Court of the County of Isle of Wight rendered on the ~~day of~~ April 20th 1893, in a suit in chancery depending in said Court between said parties, pl'ffs and defendants

at which time and place you are required to attend.

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

N. P. Young Com'r.

FORM No. 400.

Joyner's adv.

vs. } COMMISSIONER'S NOTICE.

Joyner Jno. T. et al.

To July 15. 1892

"

Executed by
delivering a Copy
of this Notice to
E. A. Walker J.P.
Joyner Henry F. Gray
& Re E Berry Rice. July
4th 92.

Jno. A. Edwards
Sh'ff

July 15th 1892
Filed & entered to 22.
July 1892 & Issued.
Costs 1/2
July 22. 1892 - Filed
& Issued
Costs 1/2

I, John T. Joyner, father of Constantine Joyner, do solemnly swear in due form of law that my said son by Luverta K. Crocker, is now fifteen (15) years old and going into his sixteenth (16th); is a frail boy, has been sickly since he was five years old, and has been under the care of a physician most of the time since he was five (5) years old and is still under the care of a physician, but is some better; that I have been compelled to expend considerable sums of money in and about his health; that there is now due to Dr. R. L. Seward, his physician, the sum of $.....; that I have a life right in the fund which has been invested by E. A. Watkins, guardian under orders of Court, and would like very much to have my share of the money all at once, and that the rest of the money would go to said child and ward would be less than $100.00 after paying the Doctor's bill; and, therefore, this affiant praise that this Honorable Court may enter an order in the Chancery cause of E. A. Watkins Gdr. v. Joyner et als, directing that my share in full be paid to me, that Dr. R. L. Seward be paid in full, and that the rest being under $100.00 be paid to me for the child, or be paid to the child.

John T. Joyner .

State of Virginia,
County of Isle of Wight, to-wit:

I, Odessa O. Lincoln, a Notary Public in and for the County of Isle of Wight and State of Virginia, do certify that John T. Joyner, whose name is signed to the foregoing affidavit or certificate, personally appeared before me in my said County and signed said paper and made oath in due form of law that the statements therein contained are true.

Given under my hand this 22nd day of February, 1905.

Odessa O. Lincoln,

My term of office expired Oct. 3rd, 1905.

I, R. A. Edwards, Clerk of the Circuit Court of the County of Isle of Wight, Virginia, do hereby certify that the within is a true copy taken from Chancery Suit of Watkins, Guardian, which said suit is on file in my said office.
Given under my hand this 30th day of April, 1931.
Clerk

I, John T. Joyner, father of Constantine Joyner do solemnly swear in due form of law that my said son by Luberta K. Crocker is now fifteen years old and going into his sixteenth; is a frail boy, has been sickly since he was five years old and has been under the care of a physician most of the time since he was five years old and is still under the care of a physician, but is some better; that I have been compelled to expend considerable sums of money in and about his health; that there is now due to Dr. R. L. Seward, his physician the sum of $; that I have a life right in the fund which has been invested by E. A. Watkins, guardian under orders of court, and would like very much to have my share of the money all at once, and that the rest of the money would go to said child and ward would be less than $100 after paying the Doctor's bill; and, therefore, this affiant prays that this honorable court may enter an order in the chancery cause of E A Watkins Exr vs Joyner et, als, directing that my share in full be paid to me, that Dr. R. L. Seward be paid in full, and that the rest being under $100 be paid to me for the child or be paid to the child.

John T. Joyner

State of Virginia,
County of Isle of Wight, to-wit:

I, Odessa O. Lincoln, a Notary Public in and for the county of Isle of Wight and State of Virginia do certify that John T. Joyner whose name is signed to the foregoing affidavit or certificate, personally appeared before me in my said county and signed said paper and made oath in due form of law that the statements therein contained are true.

Given under my hand this 22nd day of February, 1905.

Odessa O. Lincoln
My term of office expired Oct. 3, 1905.

E. A. Watkins Edmr

vs

Joyner et. als.

Affidavit of Jno T. Joyner filed this day by leave of Court.

2 copies

E. A. Watkins, guardian
vs
Joyner et als

This cause came on this day to be again heard on the papers formerly read and on the affidavit of John T. Joyner, filed this day by leave of court, and ~~on the verbal report of~~ it being suggested by E. A. Watkins, guardian by Wm. S. Holland, ~~his~~ attorney, that Benjamin C. Roberts has sold the land on which there is a deed of trust to secure a bond filed in this cause for three hundred and ninety-five (395) dollars, and was argued by counsel.

On consideration whereof, the court doth adjudge, order, and decree that Wm. S. Holland, Special Commissioner, collect from said Benjamin C. Roberts the balance due on his bond filed in the papers in this cause, and out of the fund in hand arising from said collection, pay; first, the unpaid cost in this suit including a fee of $20. to Wm. S. Holland for his services in representing the said guardian, and including commissions to the said guardian of five per cent. on the said sum of $395, and including all taxes now due or which have been paid out of funds other than those belonging to the parties to this suit; and then pay to John T. Joyner a sum of money to be ascertained in accordance with the provision of sections 2281-2-3 of the Code of Virginia, having reference to the age of the said John T. Joyner as appears in said affidavit; and then pay any bill to Dr. R. L. Seward or any other physician for services rendered to Constantine Joyner, the ward of the said E. A. Watkins, guardian, provided the said bill or bills shall be approved by the father of the said ward; and shall pay the rest in hand, if it shall be under one hundred (100) dollars to the said ward who appears to be an infant over the age of sixteen years and in need of said funds. And the said Wm. S. Holland, Special Commissioner shall make report to court.

E. A. Watkins, guardian
vs
Joyner et als

D E C R E E .

C. O. Book No. 6
Page 407

To be entered.

March 6, 1905.

Robert D. Gilliam

In the Circuit Court of Isle of Wight County April Term 1895.

Joynes's Guardian (E. A. Watkins) Plaintiff

vs.

Joynes et als. Defendants

This cause came on this day to be again heard on the papers formerly read and it being represented that W. S. Holland has loaned to B. C. Roberts the money in his hands, as special commissioner in this cause, and taken a deed of trust to secure the same, it is ordered that one of the Commissioners of this Court enquire & report whether the investment made by said W. S. Holland is a good one and whether the security taken is ample, and in case the said master Commissioner shall be of opinion that said investment is not good, or is insufficient, then he shall enquire and report who will take said money and give good security in lieu.

A copy

Teste N. F. Young clk

by N. F. Young Deputy

Joyner's guardian

vs. Z Industry.

Joyner et als

Decree April Term 1895:

Copy

Notices issued Aug. 3.

to 29, Aug. 1895.

Joyner's Guardian (E. A. Watkins)
vs.
Joyner et. als.

This cause Come on this day to be again heard on the papers for ninty road, and it being represented that W.S. Holland has loaned to B. B. Roberts the money in his hands, as special Commiss in this cause and taken a deed of trust to secure the same, ~~and~~ it is ordered that one of the Commissioners of this Court enquire and report whether the ~~same~~ investment made by said W.S. Holland is a good one and whether the security taken is ample, and in case the said Master Commissioner shall be of opinion that said investment is not good or is insufficient then ~~said~~ he shall enquire and report who will take said money and give good security for same.

Joyner's Guardian
vs
Joyner et als

Decree

To be entered

Robert R. Reid

Apl. 23, 1895

Enrolled #17

In the Circuit Court of Isle of Wight County
Dec. 13th 1894 Special Term.

Joyner Gordon Plaintiff

vs.

Joyner et-als Defendants

This cause came on this day to be argued heard on the papers formerly read on the report of Commissioner Young filed herein on the 3rd day of October 1894, to which report there is no exceptions was argued by counsel. On consideration whereof the court doth adjudge order and decree that said report be and the same is hereby confirmed, that W. A. Holland Special Commissioner withdrawn from the papers in this cause the bond of J. I. Beale filed with the report of sale of said commissioner Holland, leaving with the Clerk of this court his receipt for the same and collect the said bond wherever and out of the proceeds of said collection and also the amount in hand from each payment, pay first the costs of this suit and said sale, including a fee of $30.00 to W. A. Holland attorney conducting this cause, one-fourth to Mary J. Gray as reported by Commissioner Young in his report filed herein on the — day of July 1894, and then pay off out of the other three fourths the debts due for burial expenses and doctors bills in last illness of Mrs J. J.

Joyner as reported by said commissioner Young in his report filed herein on the 3d day of Oct. 1894, and as soon as may be the balance of the fund in hand be invested and the interest be paid annually to J. T. Joyner and that said W. D. Holland special commissioner report to Court.

A copy

Teste W. P. Young Clk
by A. F. Young Deputy

Costs as taxed		81.19
Coms on 777.50		24.55
Fee for contract & deed		5.00
How bills		1.00
Crier		5.00
		116.74
Bal after paying costs	660.76	
Mrs Gray's share	165.19	
Paid Mrs Gray	25.00	
Bal. due Mrs Gray		140.19

Reynolds Guardians
vs
J. T. Joyner et als

Decree of Dec. 13th 1894
Recital Term

Clerk

Joyner,s Guardian

vs

Joyner et als.

This cause came on this day to be again heard on the papers formerly read, on the report of commissioner Young filed herein on the 3rd day of October I894, to which report there is no exception, and was argued by counsel:

On consideration whereof the court doth adjudge, order and decree that said report be and the same is hereby confirmed, that W.S.Holland special commissioner withdraw from the papers in this cause the bond of J.I.Beale filed with the report of sale of said commissioner Holland, leaving with the clerk of this court his receipt for the same, and collect the said bond when due and out of the proceeds of said collection and also the amount in hand from cash payment pay first the costs of this suit and said sale including a fee of $30 to W.S.Holland attorney conducting this cause, and out of the balnce left pay one fourth to Mary F. Gray ~~one fourth~~ as reported by commissioner Young in his report filed herein on the th day of July I894, and then pay off out of the other three-fourths the debts due for buriall expense and doctors, bills in last illness of Mrs J.T.Joyner as reported by said comr. Young in his report filed herein on the 3rd day of Oct I894, ~~and pay the balance still in hand to the guardian of Constantine Joyner excepting the life interest therein of said J.T.Joyner to be calculated in accordance with the table and rule in section 2281, 2282 and 2283 Code of Va. I887, and that said commissioner make report to court.~~

and that as soon as may be the balance of the fund in hand be invested and the interest be paid annually to J.T. Joyner, and that said W.S. Holland spec. Com. report to Court

Joyner, s Guardian

vs

Joyner et al's.

Dec. I3th I894

Decree to be entered

CMH

X

Exhibit #8

In the Circuit Court of Isle of Wight county
April term 1894

Watkins guardian ... Plaintiff
vs. In chy.
Joyner et als ... Defendants

This cause came on this day to be again heard on the papers formerly read and on the report of Spl. Comr. W. L. Holland to which there is no exception filed, and was argued by counsel on consideration whereof the Court doth adjudge order and decree that said report of Comr. Holland be and the same is hereby ratified and confirmed, that the sale of the timber to J. T. Beale with the restrictions and privileges contained in the copy of the receipt filed with the said report be and the same is hereby ratified and confirmed, that said Holland pay the costs of this suit and sale including a fee to W. L. Holland of Thirty Dollars: and the Court doth further adjudge order and decree that a Commissioner of this Court enquire make and state and report to the next term:

(1) To whom and in what proportions the balance in the hands of Comr. Holland and to be collected by him shall be paid.

(2) An account of the debts outstanding and unpaid against Mrs. L. Joyner deceased.

Watkins guardian
vs. Zachary.
Joyner et als
Decree of April Term 1894

A copy

Motion for 30th July
1894 to 8. Sept.
"

Jurgen & Bynum

By Henry July 30.

(3) Any person claiming an interest in the fund may come in and prove his claim at any time before the final settlement of the estate, and participate in the distribution of such fund as may remain in the hands of the Executor after the payment of debts and costs.

Decree 30. 1894 Clerk
by C. F. Flanner D.C.

Watkins Guardian

vs

Joyner et als.

This cause came on this day to be again heard on the papers formerly read and on the report of Spe Comr. W.S.Holland to which there is no exception filed, and was argued by counsel; on consideration whereof the court doth adjudge, order and decree that said report of comr. Holland be, and the same is hereby ratified and confirmrmed, that the sale of the timber to J.I.Beale with the restrictions and privileges contained in the copy of the receipt filed with the said report be, and the same is hereby ratified and confirmed, that said Holland pay the costs of this suit and said sale including a fee to W.S.Holland of thirty dollars;

and the court doth further adjudge order a nd decree that a commissioner of this court enquire make & state and report to the next term:

(I) To whom and in what proportions the balance in the hands of Comr Holland and to be collected by him shall be paid;

(2) An afcount of the debts outstanding and unpaid against Mrs J.T.Joyner deceased;

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

Watkins Rdwr.

vs

Jasper et, als.

Decree

To be entered

C.H.K.

A.D. 20. 1894

Entered #14

In Isle of Wight Circuit Court.
Octo. term 1893.

Joynes's guardian (C. A. Watkins &c.)
vs.
Joynes et als.

This cause came on this day to be again heard on the papers formerly read, & on the report of Commissioner Young filed herein on 25th day of July 1893, to which no exception had been filed, & was argued by Counsel. On Consideration whereof the Court doth adjudge, order & decree that said report of Commissioner Young be, & the same is hereby confirmed, & the Court doth further adjudge, order & decree that W. S. Holland who is hereby appointed a Special Commissioner in that purpose proceed to sell the timber in the bill & proceedings mentioned, at public auction to the highest bidder in a lump or by the lot, after first having advertised the said sale for twenty days by printed hand bills posted at several public places on the following terms, to wit: one third cash & the balance in one year from date of sale, taking from the purchaser a bond with good personal security for deferred payment, but before the said Holland shall execute this decree he

shall enter into a bond in the penalty of $1000. before the Clerk of this Court payable according to law & with surety by said Clerk deemed sufficient, & the said Commissioner Holland shall report to Court.

A Copy. Teste.

L. D. Young Clk.

Whitaker for
Jorgensen &c
Jorgensen et al

Copy received for
Solicitor
11 Oct 1893

Joyner, s Guardian

vs

Joyner et als.

This cause came on this day to be q again heard on the papers formerly read and on the report of Commissioner Young filed herein on the 25th day of July 1893 to which no exception has been filed, and was argued by counsel; On consideration whereof the court doth adjudge, order and decree that said report of commissioner Young be, and the same, is hereby comfirmed; and the court doth further adjudge order and decree that W.S.Holland who is hereby appointed a special commissioner for that purpose proceed to sell the timber in the bill and proceedings mentioned at public auction to the highest bidder in a lump or by the lot after first having advertized the said sale for twenty days by printed hand bills posted at several public places on the following terms, to wit: one third cash and the balance in one year from date of sale, but before the said Holland shall execute this decree he shall enter into a bond in the penalty of $ 1000 before the clerk of this court payable according to law and with surety by said clrerk deemed sufficient, and the said commissioner Holland shall report to court.

taking from the purchaser a bond with good personal security for deferred payment

Joyeux Anniversaire

75

Joyeux et. ag.

De cœur

De la entière

CMH

Ans et Ag

Extrait #8

In the Circuit Court of Isle of Wight County
the April term 1893.

E. A. Watkins gdn. of Court E. Joyner. Pltff.

vs.

Z. Dr Clay,

Jno. P. Joyner & Eudora Gray etal. Defts

This cause came on this day to be heard on the Bill duly sworn to, and taken for confessed as to adult defendants who have been duly summoned to answer, on the answer of infant defendant by her guardian ad litem with general replication thereto, and was argued by counsel; on consideration whereof the Court doth adjudge, order & decree that a commissioner of this court enquire & report to the court at its next term,

1st: Whether the offer made in the bill to buy the timber on said land is reasonable and fair?

cancelled

2nd. Whether the confirmation of said proposition to buy would promote the interest of the infant defendant, and if yea, then to enquire and report whether the right of any party in interest would be violated thereby,

3rd:- Enquire and report any matter deemed pertinent by said commr; any party in interest, or any bona fide bidder for said land timber.

4th. Inquire and report to whom and in what proportions the proceeds of such a sale, if made, should be paid.

A copy,

Teste, A. B. Young Clk

Sequestration
P. F. Hickey
Sequestrate.

Copy received
Apl. June 1893.

Notice 22 June
to 18 July 1893.
"

Joyner,s Guardian

vs.

Joyner et als

This cause came on this day to be heard on the bill duly sworn to, and taken for confessed as to adult defendants who have been duly summoned to answer, on the answer of the infant defendant by her guardian ad litem and the answer of said guardian ad litem with general replication thereto, and was argued by counsel; On consideration whereof the court doth adjudge, order and decree that a commissioner of this court enquire and report to this court at it next term :

(I) Whether the offer made in the bill to buy the timber on said land is reasonable and fair?

(2) Whether the confirmation of the said propostion to buy would promote the interests of the in fant defendant, and if yea, then to enquire and report whether the right of any party in interest would be violated thereby.[2]

(3) To enquire and report any matter deemed pertinent by said commissioner, any party in interest, or any bona fide bidder for said timber .

(4) Enquire and report to whom and in what proportions the proceeds of such a sale, should be paid.

Joyner's Guardian
vs.
Joyner et. als.

Decree

To be entered
ORE
April 1873

Entered #19

On this 29th day of August 1895 before me, N. P. Young, a commissioner in chancery of the circuit court of the county of Isle of Wight, personally came James B. Britt, aged 40 years, and a resident of the said county, who being first duly sworn, deposes and says, that he is well acquainted with the lands conveyed by Benjamin C. Roberts & wife to N. P. Young Trustee, dated the 10th day of January 1895, and recorded the 25th day of January 1895, in the clerk's office of the county court of Isle of Wight county, to secure the payment of the sum of $395.00 due by bond dated the 10th day of Dec. 1895, and payable to the special commissioner in the chancery suit of E. A. Watkins guardian of Constantine S. Joyner infant, against John Joyner et als: That said lands consist of one tract known as the "Saunders tract" of 100 acres, and one other tract of 50 acres adjoining the same. That from his knowledge of said lands, they are ample and more than sufficient to secure the payment

of the said sum of $395.00-

J. B. Britt

Sworn to and subscribed by Jos. B. Britt, before me, in my office at Isle of Wight Court House, this 29. day of Augt. 1895.

N. P. Young Commissioner in Chy. of Circuit Court of Isle of Wight County.

Commissioners Office, Isle of Wight County, this 29th. day of August 1895.

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

Your Commissioner reports to the court that, pursuant to a decree of said court rendered at the April term 1895, in a suit in Chancery therein pending, wherein E. A. Watkins guardian of Constantine S. Joyner an infant is plaintiff, and John Joyner, Mary Gray et als. are defendants, directing one of the commissioners of said court to enquire and report whether the investment made by W. S. Holland, Special Comm.

is a good one, and whether the security taken is suitable."

Upon reference to the records of the clerk's office of Isle of Wight county, your commissioners find, and so report, that on the 10th day of Jany. 1895, the said W. S. Holland and Spl. Commissioner loaned to Benj. C. Roberts the sum of $390.00 funds in his hands as such comm'r. That said Roberts executed his bond to said Special Comm'r for said sum, and on the same day said Roberts duly executed their deed of trust to R. T. Young trustee, whereby they conveyed two tracts of land, respectively of 100 acres and 50 acres to secure the payment of said bond. That said deed of trust was duly recorded in Isle of Wight county court clerk's office on the 25th day of Jany. 1895. That there appears on the records in the said clerk's office, no other lien on the said two tracts of land. And that from the appraisement of said lands made by the appraisers in 1895, and from the evidence of Jas. B. Britt, here with filed, your commissioners is of opinion, and so report, that the security for said in-

Walkins for
vs.
Jno Clay,
&
Joyner, Gray et als.

Report of Comm. Young
receiver and sale
Term 1895.

Filed 29 Augt 1895

Statement is ample, and that the investment is a good one.
Given under my hand as a Commissioner in Chancery of said Circuit Court, this day & year first aforesaid.

A. B. Young Comm.

Comm's fee 5.00
Sheriff's " 2.00
J. B. Britt Cert's fee .50
Costs before Court, $8.00

$395 ⁰⁰

I owe and promise and bind myself to pay to the Special Commissioner in the suit of E. A. Watkins guardian of Constantine Joyner vs Joyner and athe others the just and full sum of three hundred and ninety-five (395) dollars Current Money of the United States of America with interest from date till paid, interest shall be due and payable annually and the principal shall be due and payable whenever so ordered by the Court having jurisdiction over said suit in equity. I hereby waive the benefit of my exemptions as to this debt, contract or obligation. This bond is secured by a deed of trust on real estate. Witness the following signature and seal this 10th day of January 1895

Benj. C. Roberts (Seal)

Watkins gdem et al
25

Jenyns et al.

Bond for $3.95 Stamps
& a day of trial

WM. S. HOLLAND,
ATTORNEY-AT-LAW.

....
vs.
.....

No.....

Windsor Station, Va.,

Watkins

vs

Joyner

Check No.6 dated Jan. 8, 1895 to R. L. Seward for $23.70.

Check No.7 dated Jan.8, 1895 to W. G. Rouse for $30.53.

Check No.11 dated Jan. 10, 1895 To N. P. Young for $12.93.

Check No.12 dated Jan. 10, 1895 to R. A. Edwards for $5.60.

Check No.14 dated Jan. 12, 1895 to Dr. J. J. Duck for $27.38.

Check No.31 dated Jan. 24, 1895 to B. C. Roberts to make up balance of $3 95.

Check No.58 dated Feb. 7, 1895 to Mary F. Gray for $140.19 balance in full of amount in suit of Watkins guardian vs Joyner.

Check No.470 dated April 28, 1894 to Mary F. Gray for $25 in suit of Watkins vs Joyner.

Wattam & Edw

Vandent

for my hair

cut

Received FeB. 5th I894 of J.I.Beale his check for two hund4ed and fifty (250) dollars and his bond for five hundred (500) dollars they being for the purchase price of the timber sold by me under decree of court in Watkins Guardian Vs. Joyner et als . The said Beale to have four years to cut and carry off said timber, and if from any cause the same is not cut in four years , the n said Beale is to pay twenty five dollars per year thereafter till it is cut and carried away, provided the said Beale shall not have the right to cut and carry away after eight years. Said Beale to have the right to build, erect and construct such ways tracks and tram-ways over the unenclosed lands as he may deem expedient for hauling said timber and other timber cut in the neighborhood with the right to take up said tracks etc. when the timber is cut.

W. S. Ballard
Spc. Comm.

a Copy.

Rec'd. June 4th 1894 of W.S. Holland
Spc. Comr. in suit of Watkins guardian
vs Joyner et, al. Five (5) dollars
for my services as Cruiser in selecting
timber

Jno. W. Lawrence Cruiser

Rec'd. Janry. 1895 of Mr. N. P. Young Clerk Cir. Court
of Isle of Wight County one bond for $500 made
by James I. Beale and E. F. Watkins, it being the
bond referred to in Comm. Holland's report as taken for
balance of purchase price. This bond being being taken
from the papers for collection. W. S. Holland Mas.
Com.

$23 70/100

Suffolk, Va., Janry 5th 1905

At sight

Pay to the order of C W. Baily

Twenty three & 70/100 Dollars,

Value received, and charge same to account of yours truly. It being in full all interest to date on a bond for $395 invested by order of Court

We, the drawer, endorsers and acceptor, hereby waive our Homestead Exemption as to this debt.

To E A. Watkins Rolm & Wm. Hallard Sfe. Com.

John T Boyce

9-16-03-5m

Paid by Mrs. Hall
C. W. Bailey

Walkins & ors. of Joyner

vs. In Chy.

Gray, Joyner &c. Bill of costs.

Atts. fee and tax including fee allowed by court $30.00		40.50
Clerks' fees including estimate for final rept. and decree		10.84
Sheriff fees		5.00
N. P. Young Comr. in Chy. fees		16.75
E. P. Womble witness	"	.50
E. E. Edwards "	"	.50
R. R. Turner "	"	.50
Total		$81.19

Teste,

N. P. Young clk.

Watkins Gow. V.
3 Bill of costs
Gray et als.

Rec'd. of Cl. S. Holland Spl. Comr. $12.92
the balance of my fees on foregoing
statement after his having paid
Treasurer of County $14.05 of fees thereon
in his hands for collection.
Jany. 10, 1895 N. P. Harvey Clk Cir. Ct.

An account of the debts outstanding
and unpaid against Mrs. J. T. Joyner dec'd.

Debt due Doct: R. L. Seward		22 50	
Int. from 30. Nov. 1890. to 20. Octo. 1894.	3	1 20	23 70
Debt due Doct. J. J. Duck		26 00	
Int. from 30. Nov. 1893. to Do.		1 38	27 38
Debt due W. G. Rawls & husband		27 50	
Int. from 3d. Dec. 1892 to Do.		3 04	30.53
			$81 61

Commissioners Office, Isle of Wight C. H. Sept. 8. 1894

To the circuit court of Isle of Wight county

Pursuant to a decree of said court rendered at Apl. term 1894, in a suit depending in said court between E. A. Watkins adm'r, of Constance Joyner pltff. & Mary T. Gray & als. defts. directing a commr. of said court to take & report 1st. To whom and in what proportion the balance in the hands of Commissioner Holland and to be collected by him shall be paid. 2d. An account of the debts outstanding and unpaid against Mrs. J. T. Joyner dec'd. 3d. Any matter deemed pertinent by the commr. or any party to.

Your commissioner reports to the court that on the 30th day of July 1894, he issued notices

Watkins g.d.w.
vs. 3/3 In chy,
Gray et als.
Report of Comm.
Young under decree
of Aff. 1894.

Filed Oct. 3rd 1894.

to the Court, that he has
Sept. 1894, to which
account, which
on the day so fixed
commissioner has
of debt, which
to $97. 47 outstanding
By Expenses To
said Court on 2 3.
subscribed and
hand of Comm.
Given under
of said Court
Court: Dec
Sheff:
$ 2.25

the 8th day of
their account
notice personally
Comm. Report
Young & Co.
Sheff.

Statement.

Isle of Wight, Va., Sept 10" 1894

Mrs John T. Joynes Dec.

To R. Lee Seward,

Physician and Surgeon.

1892					
Nov	30	To Attention in labor & Craniotomy	20	00	
Dec	1	To Visit (given)	+	+	
"	2	" Do	2	50	
					22 50

22.50
5/3
11250
750
120.00

Mrs J. T Haynes Dec.
To a/c —
R. Lee Seward
$22.50

Watkins Guardian

vs.

Jaynes et. al.

The undersigned your Spec. Comr. begs to report that pursuant to decree heretofore a copy of which is filed he sold the timber at public auction on the 6th day of July 1894 at which sale J. D. Beale became the highest and best bidders at the price and sum of $750.00 and paid in cash one third and gave his bond with good security for $500.00. Your Comr. says this sale is a most excellent one conducted by competitive bidders and he recommends confirmation.

Your Commissioner is informed by two physicians and the undertaker who attended & buried Jesse Jaynes that they have unpaid bills and that there is no way to collect except by proceeding against her estate.

Your Comm does not know in what proportions to pay out the fund in his hands & asks for a reference to a Comr.

Your Comr. says that there being no specifications in the decree or other papers he made some specifications and sold

accordingly which can be seen by reference to a copy of the Book receipt herewith filed

Respectfully. Submit
W.S Hulett Supt.

Watkins Examination
on
Joyner & Co

Report of Work by
W.S Hulett Supt.
Ouv.

Feb. 21 - 1894

12 inches

STANDING TIMBER

FOR SALE.

Pursuant to a decree of the Circuit Court of Isle of Wight county in the cause of Watkins, Guardian of Joyner, vs Joyner et als., I shall offer for sale at public auction on

Monday, February 5th, 1894,

(it being courtday,) at the courthouse of Isle of Wight county, all that lot of standing timber in the bill and proceedings of said suit mentioned; it embraces all the said mill timber on the tract of land containing about seventy-five acres, adjoining the lands of Mrs. Monroe Batton, E. T. Wumble, Adkins and others.

TERMS—One third cash, balance in one year with bond and good secutity. Cash payment must be made on day of sale. Currency or certified check will be required.

This is said to be an unusually fine lot of timber. The undersigned has heard it estimated at from 600,000 to 900,000 feet, but he has not even seen it, and asks that parties wanting such property examine it before day of sale and bid on their own judgment as no warranty will be made.

This fine tract of timber is in Isle of Wight county accessible to Norfolk & Western railroad and to Turner's railroad. A fine opportunity to make some money.

Jannary 10, 1894.

W. S. HOLLAND,
Special Commissioner.

J. W. LAWRENCE, Crier.

In the Clerk's Office of the Circuit Court of the County of Isle of Wight, E. A. Watkins, guardian of Joyner, Plaintiff, vs. J. T. Joyner et als, Defendants, I, N. P. Young, Clerk of the said Court, do certify that the bond required of the Special Commissioner by the decree rendered in said cause on the 20th day of October, 1893 has been duly given. Given under my hand as Clerk of the said court, this 14th, day of December, 1893.

N. P. YOUNG, Clerk.

Bid $6.4
L. Bowden
$.750 - July 5 1894
Mrs. Laurence

E. A. Watkins qdn. of C. S. Joyner . . Pltff.

vs. In Chy.

Jno. T. Joyner, Mary F. Gray, and C. S. Joyner an infant deft. . . . Defs.

Pursuant to a decree of the circuit court of Isle of Wight county, rendered in the above cause at the April term 1893, directing a commissioner of said court to enquire and report to the court whether the offer made and in the bill mentioned, to buy the timber on the land in said bill also mentioned, is reasonable & fair. 2d. whether a confirmation of said proposition to buy would promote the interest of the infant defendant, and if so, then to enquire & report whether the right of any party in interest would be violated thereby, and to whom and in what proportion the proceeds of said sale, if made, should be paid. And any other matters deemed pertinent. Your commissioner sets to the court, that he issued notice to the parties that he had fixed upon the 15th day of July as the day and his office as the place to make such enquiries and report, and notified the parties thereof, as well as the provision

adlitem to the infants. That the notice was duly served. That the parties appeared on the day fixed before, but for want of testimony the case was continued and remained continued till the date of this report, on which day, from the evidence taken by your Comm. he is of opinion that the offer made as mentioned in the bill is insufficient, and he so reports. And your Commissioner being of the opinion that the interest of the infant would be promoted by a sale of said timber, on said land, and that the interest of no one will be violated thereby, respectfully recommends that same be sold at public auction, on such terms as to the Court may seem best.

Your Commissioner finds and so reports that One fourth of said land & the proceeds of sale of said timber is owned infee simple by Mary D. Gray, a defendant, and the other three fourths are owned by the infant defendant Constantine S. Joyner, and that Jas. D. Joyner, the other defendant, & father of said infant is entitled to a life estate in the interest of said infant as heir at law by the curtesy.

Given under my hand as a

Commissioner of said Circuit
Court this 22nd day of July 1893.

N. O. Young Comm.

Comm. for for term
employed   3 10.00
Sheff. fees   7.60
Witness E. B. Coomble   .50
" E. E. Edwards.   .50
" R. R. Turner   .50
Costs before comm. $ 14.10

Joyner's adm'r.

vs.

Z. W. Kelly,

Joyner et als.

Report of Comr. Young

under decree of

Apl. 1897.

Filed 2 5th July

1897.

The Estate of Mrs Jno Joyner dec

1892	To	J J Duck D	
Jan 1st		Prescription	1.00
Nov 30		delivering Mrs Joyner and consulting with Dr R Lee Sumrell	25.00
			$26.00

Dr. Duck asked me to mail this to 7 am
W.S.H.

166
116
1 2/3

20
5 1/3
130
8
1.38

Dr. Creek
a/c Zack
Wm. J. Jones
$26.00

✓

The Estate of Mrs Jno T. Jarpner

1892 To Wm C Rouse

Dec 3rd To Burial expences of Dec'd $27.50

27.50
11¼
30250
58
3,68.37

Watkins gdn. of Joyner . . Pltff.
vs. In Eq.
Jno. T. Joyner, Contractor Joyner et al, Defts.
Mary F. Gray.

The evidence of E. P. Womble, and E. E. Edwards, taken before N. P. Gray Commissioner in Eq. of Isle of Wight Circuit Court, on the 22nd. day of July 1893, to be read in the above cause.

The said E. E. Womble being duly sworn, in answer to question by the Commissioner, deposes & says that he is well acquainted with land in the proceeding matters and the timber thereon and that from his knowledge there of he is of opinion that the timber, pine & poplar, on said land, is worth standing, cut from twelve inches on the stump & upwards, the sum of $1500.00. And he further states that he is of opinion that the interest of the infant will be promoted by sale of said timber at said price, and that the rights of no person will be injured by such sale,
and further the deponent saith not,

E. P. Womble

E. E. Edwards being duly sworn, deposes and says.

I have heard the questions asked of the deponent E. P. Lowell and his answers thereto, and fully concur with him in his deposition, except that I think $550.00 will be a fair valuation of the timber on said land and further the deponent saith not.

Eugene E. Edwards

The foregoing deposition was taken and sworn to before me on the day mentioned in the caption.

N. P. Storey Comm.
for Chaney

Deposition of E. E. Edwards
Deposition of E. E. Edwards

Came this 22nd day of July 1893, before me N. P. Young a commissioner in chancery of the Circuit Court of Scott County, personally appeared R. R. Turner and made oath that he is well acquainted with the timber on the land in the bill, in the suit of E. A. Watkins &c. of Constantine Joyner, infant, against J. P. Joyner et als, and that he is of opinion that the timber on said land cut from twelve inches on the stump and upwards, is worth $800.00 That he has offered that price for it once, and if the lumber market was now as it was then he would give that price now, And that in the present condition of the market he does not think it would sell for that price, but if the market gets to what it was, he will give that price for said timber.

R. R. Turner

Subscribed and affirmed to before me the day & year first aforesaid.

N. P. Young Com.
in Chy.

Joyner goes
to Ft Coffee of
Joyner deals.

R. R. Turner

Everett Waddey Co., Stationers and Printers, Richmond, Va. } Form No. 204.

The Commonwealth of Virginia,

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

WE COMMAND YOU to summon R. R. Turner, E. P. Womble and Eugene E. Edwards

N. P. Young a commissioner in Chancery

to appear before the Judge of our Circuit Court of the county of Isle of Wight at the court-house thereof, on the 22d day of July 1893, to testify and the truth to say in behalf of the Plaintiff

in a certain matter of ~~controversy~~ accounts depending and undetermined, in our said Court, before the said ~~Judge~~ Commr, between E. A. Watkins gdn. of Courtenay Jones

Plaintiff

and Mary E. Gray, Jno. Jones tals,

Defendants:

And have then there this writ. Witness, N. P. Young Comm'r. ~~Clerk~~ of our said Court, at the court-house, the 15th day of July 1893, and in the 118 year of the Commonwealth.

N. P. Young clk.

FORM NO. 204.

Watkins good. of
Joyner

vs.

SUBPŒNA
FOR
WITNESS.

Gray, Joyner & Co.

Before Court, County,
the 22 day of July
189 3.

Executed July. 18th 93
Ro. A. Edwards
Sh'ff

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

The Commonwealth of Virginia,

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

WE COMMAND YOU, That you summon Mary F. Gray and John T. Joyner and Constantine S. Joyner an infant under 21 years of age

to appear at the Clerk's Office of the Circuit Court of the County of Isle of Wight at the rules to be held for the said Court on the first Monday in April, 189 3, to answer a bill in Chancery, exhibited against them in our said court by E. A. Watkins guardian of Constantine S. Joyner

And have then there this writ. Witness, N. P. Young Clerk of our said Court, at the court-house, the 20th day of March, 189 3, and in the 117th year of the Commonwealth.

N. P. Young clk

Executrix by decree Ch- within name Mary F Gray
and John. T. Joyner Cir Ct of the within counties
Mch 31st 1893

Joyners guardian

vs. { SUBPŒNA IN CHANCERY.

Gray & Joyner

W. S. Holland p q.

To first april Rules,

1893, circuit Court.

The answe of R.E.Boykin guardain ad litem to the infant C Constantine Joyner, and the answer of said infant defendant by by the said R.E.Boykin his guardian ad litem to a bill in equity in the Cicuit Court of Isle of Wight County exhibited against himself and others by E.A.Watkins guardian of said Constantine Joyner.

For answer to the said bill the said guardian ad litem answers and says that he does not know whethere the interests of said infant defendant will be promoted by sale of the property as prayed for or not: and the said infant defendant by her said guardian ad litem , answers and says that being an infant of tender years she knows nothing of the matters and things in said bill contained and commits her interest to the court. And now having fully answer ee they pray to be hence dismissed.

R. E. Boykin Guardian ad
litem to C. Joyner
infant defendant
the said C. Joyner
by R.E. Bokin G.

Subscribed and sworn to
before me this 8 ~~th~~ day
of April. 1893
R. S. Thomas N.P.

Joyner,s Guardian

vs.

Joyner and others

Ans. of inft. dft. by G.A.L.

Filed Apl. 3d 1893

a reasonable fee be allowed counsel for your orator in this cause, and that all such other, further and general relief may be afforded your orator as the nature of his case or to equity and good conscience may seem meet and he will ever pray &C.

W.S.Holland P.Q.

E. F. Watkins

Subscribed and sworn to
before me in my county
this 10 th day of Apr. I893

W. S. Holland
Comm. In Chancery

is cut now it will grow up and by the time the said ward attains her majority the forest will be almost as well set as now, the thining out of the larger trees now will cause the smaller ones to grow faster, and (5) that if said timber is not sold now or soon there will be no saw -mill near by and hence no market for said timber, being some four miles from any line of transportation. Your orator says that the rights of no one will be violated by a sale of said timber.

Your orator says that Mr. James I. Beale has offered one dollar per thousand feet for said timber standing or five hundred (500) dollars cash for the lot as it stands, and he thinks said offer a good one. If said infant were dead her father the said John T. Joyner would be her only heir at law on the paternal side and the said Mary F. Gray grandmother would be her only heir at law on the maternal side.

For as much as your orator is remediless save in this Honorable court where such matter s are alone and properly cognizable he prays that said John T. Joyner, Mary F. Gray a and said Constantine Joyner , the last being an infant under the age of twenty-one years, be made parties defendants to this bill and reqiured to answer the same, an answer on oathis hereby waived, that a guadian ad litem be appointed to said infant, that said timber be sold, that the offer of sqid Beale be confirmed, that if it should appear best, then that the land also be sold, that the said guardian be permitted to use that portion of the money belonging to said ward in her education and maintenance, that if this does not seem proper then that her money be invested under orders of this court, that the interest of all parties in the proceeds of the sale of said tmber be ascertained, that all such orders and decrees may be ebntered, and all such accounts and enquiries be directed, taken, stated and reported to court as the nature of this case may require, that

THE GLOBE LEGAL WRAPPER. SIZE NO. I.
Patented Feb. 11, 1890.
DIRECTIONS,—Elevate the metal points—attach the manuscript—then bend the points down flat—dampen the gummed flap and stick it down—this fastens the papers and hides the metal.

In the Cicuit Court of Isle of Wight County, Virginia:

I April Rules I893

Your orator E.A.Watkins guardian of Constantine Joyner respectfully represents to the court that at the March term of the county court of Isle of Wight county (I893) he qualified as guardian for said ward, that it owns no property at all except an interest in a certain tract of land lying, being and situate in the county of Isle of Wight in the state of Virginia said to contain 62 ares more or less, and which adjoins the lands of ~~Clements~~ Mrs Monroe Batten and others, said interest being three fouths of the whole subject to the life estate therein of John T. Joyner the father of said infant as tenant by the curtesy of said ward's mother Kitty Joyner deceased, said interest was conveyed to said deceased by deeds of record from Wiley J.Atkins and wife, R.E.Pierce and wife, and John Atkins and the balance, or one fourth, of said land belongs to Mrs Mary F.Gray

Your orator says that there is some pine timber on said tract of land which, at this time, will sell for more than the the land and timber both will sell for when there is no special market for said timber, your orator thinks that a sale of said timber down to 12 inches on the stump will promote the interest of said infant for the following reasons:

(I) That said timber with the usal privelege of hauling on the land will sell for a good price, about as much as the land and timber both would sell for if sold together, (2) that the sale of said timber would still leave enough for the purposes of the farm and would not detract from it for the purposes of agriculture, (3) that said infant,s father is very poor man and the child will need the use of said money in her education and maintenance, and if she sould not for any cause need the money the investment of the same at interest would add to the her estate since she would have an income in that way and at her fathers death have an income from rents as well; (4) that if the saw mill

W.S. Hall and p. g.t.

Joyner's Guardian

vs.

Joyner and others.

Bill of Complaint

First April Rules 1893.
Bill T. filed, sum. issd & dcrec. issd. to all defts.
B. E. Boykin assd. gdn. ad litem to def. infts. Ans. filed & gen. rel. giv.

3d. April Rules set for hearing as to all defts.
4 April 1893. Def. not

Oct term 1893 Rept. cons. and ord. accord.

April Term 1894 dec. conf. rept. & boyant, fro enquiries

Dec. 13/94 Spl. Term
Do, confg. rept. collect, payant and event

April term 1895. Do for Comr to make enquiries &c

March term 1905 dc, to collect and pay ant

Dismissed 4/9/1909