

1916-004 Chancery Causes: H. O. Davis v ex v d vs D'Arsey Davis v Hazel Davis, by v c
Isle of Wight County

194

Other SURNAMES: Brooks,
Hall, Crumpler, Horne,
Clayton, Andrews

1
Davis

r
Davis

Rec of Complaint.

December 21-1914

Bill and Ans. Govt
ad litem filed in
Open Court. Please
subscribed Docketing
Cause. Please re-
sented Docketing Court
to make inquiries

PARKE P. DEANS
ATTORNEY AT LAW
WINDSOR, VA.

SUFFOLK PRINTING AND STATIONERY CO., SUFFOLK, VA.

they pray that the said ¹⁴Dorsey Davis and Hazel Davis may be made parties defendant to this bill and required but not on their oaths, to answer the same, the oaths being hereby waived, the infants by their guardian ad litem; that a proper guardian ad litem be appointed in this cause for said infants who shall answer this bill; that proper process issue; that the said estate be divided between the parties entitled thereto, or else, if it cannot be so devised, that it may be sold and the proceeds divided among the adult and infant parties according to their respective rights, the shares of the infants to be held as directed by statute for such cases made and provided; that all proper orders and decrees may be made, accounts taken, and inquiries directed; and that your complainants may have all such further and other and general relief in the premises as the nature of their case may require or to equity shall seem meet.

Hod Davis -----

Amie Davis -----

Russ Brooks -----

J. W. Brooks -----

Eva Stue -----

W. F. Hall -----

Luz M. Davis -----

Virgie Lemmings -----

E. R. Lemmings -----

Complainants.

W. L. Lewis
Counsel.

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

Davis et als

Plaintiffs

v.

Davis et als

Defendants

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

Your complainants, H. O. Davis, Annie Davis, his wife;
Ruth Brooks, J. O. Brooks, her husband; Eva Hall, W. T. Hall her
husband; Guy M. Davis; Vergie Crumpler and R. L. Crumpler her
husband respectfully represent:

(1) That your complainants' mother, Lula V. Davis was
in her life time, seized and possessed of certain real estate: *to wit:*

Situate in Hardy Magisterial District, Isle of Wight
County, Virginia containing eight acres, more or less and bounded
on the north by the Norfolk and Western Railway, on the east by
the lands of John Spivey and the County Road leading from Zuni to
Tuckers Swamp Church and on the south and west by the Blackwater
River. It being the land purchased of J. O. Brooks and of record
in the Clerk's Office of Isle of Wight County in Deed Book 83
page 35.

(2) And while so seized and possess, the said Lula V.
Davis died on the 23rd day of August, 1914 intestate leaving
your complainants and ²⁴ Darsey Davis and Hazel Davis as heirs at
law. The last two are infants under the age of twenty-one years;

(3) That the said real estate is, as they believe sus-
ceptible of partition among the parties entitled thereto; but
should the property not be divisible in kind, complainants believe
and here state that the interest of those who are entitled to the
said real estate or its proceeds, will be promoted by a sale of
the whole of the same or by an allotment of part and the sale
of the residue:

In consideration whereof and forasmuch as your complainants
are remediless in the premises save by the aid of a court of equity,

Chancery

Davis

1914

Davis

Answer of Guardian ad Litem

Filed Dec 21-1914

PARKE P. DEANS
ATTORNEY AT LAW
WINDSOR, VA.

SUFFOLK PRINTING AND STATIONERY CO., SUFFOLK, VA.

In the Circuit Court of Isle of Wight County.

The answer of ²⁴Dersey Davis and Hazel Davis, infants under the age of twenty-one years by J. N. Sebrell Jr., a discreet and competent attorney at law, their guardian ad litem assigned to defend them in this suit and the answer of the said J. N. Sebrell Jr., guardian ad litem of the said infant defendants to a bill of complaint exhibited against the said infants and by H. O. Davis, Annie Davis, Ruth Brooks, J. O. Brooks, Eva Hall, W. T. Hall, Guy E. Davis, Vergie Crumpler and R. L. Crumpler in the Circuit Court of Isle of Wight County, Virginia.

For answer to the said bill the said infant ~~defendants~~^{by} their said guardian ad litem answer and say that being of tender years they do not know what their true interests 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 interests therein to the care of the Court And the said guardian ad litem of the said infant ~~defendants~~ 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 costs, etc.,

Dersey Davis

Hazel Davis

J. N. Sebrell Jr.
Guardian ad litem.

16
Davis et als.

vs) Chancery--194.

Davis, et al.

Report of Commissioner in
Chancery.

Filed
In the Clerk's Office of the
CIRCUIT COURT,
OF THE

COUNTY OF ISLE OF WIGHT

this *1st* day of *February* 19*15*

Pro. A. S. Johnson

A.S. JOHNSON
ISLE OF WIGHT C.H. VA.

Which several inquiries the said commissioner shall make and to the court report together with any matter specially stated deemed pertinent by himself or required by **any** party to be so stated and return to court such evidence as is taken by him.

The execution of said decree will begin at eleven o'clock A.M.

Commissioner in Chancery

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

Mike Brans,

Counsel for W.D. Davis, Anne Davis, Ruth Brooks, J.O. Brooks
Ernest Hall, W.H. Hall, Guy M. Davis, Fergus C. Crumpton, W.D. Crumpton,

Wm. H. Stree,

Guardian ad litem for the infant defendants of Dorsey Davis and Hazel Davis.

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

DAVIS ET ALS

VS) 194

DAVIS ET AL

Notice to execute decree, for inquiries.

To H. O. Davis, Annie Davis, Ruth Brooks, J. O. Brooks, Eva Hall, W. T. Hall, Guy M. Davis, Virginia Crumpler, R. L. Crumpler, and John N. Sebrell, Jr., Guardian ad litem for Dorsey Davis and Hazel Davis, infants;

Take notice that I will, at the office of the Clerk of the Circuit Court of the County of Isle of Wight, on the 7th day of January 1915, pending to execute the decree entered in the above style cause, papers in the Circuit Court of the said County, which requires one of the Commissioners of said Court to inquire into and report to Court:

1. Whether the real estate in the bill mentioned can be conveniently divided among the several parties entitled to share therein.
2. If the same cannot be conveniently divided whether any party will take the entire property and pay therefore to the other parties such sums of money as their interest therein may entitle them to.
3. And if the same cannot be conveniently divided and no party will take the entire property and pay the others for their shares, whether the interests of those who are entitled to the said property, or its proceeds, will be promoted by a sale of the entire property, or by the allotment of part and sale of the residue.
4. What real estate the parties to this suit are entitled, the location and description thereof, how their title acquired their respective interest therein, the annual and fee simple values thereof.
5. Whether there are any liens against the real estate on account of delinquent taxes or otherwise.
6. Whether all the parties interested in this cause are properly before the court.
7. The ages, and residences of the infant defendants.
8. When Lula V. Davis died, and whether or not all her debts have been paid and by whom.

R. A. Horne being duly sworn, deposes and says:

Q. Please state your name, age, residence and occupation? A. Robert A. Horne, thirty seven years, live in Isle of Wight County, at Zuni, and am a merchant.

Q. What connection, if any, have you with the estate of Lula V. Davis, deceased? A. I am administrator.

Q. Have all the debts against said estate been settled by you? A. They have not all yet been settled, but I have sufficient funds in my hands to make full settlement. I have all the bills.

Q. When did Mrs. Davis die? A. 23rd. August, 1914.

And further this deponent saith not.

RA Horne

W. C. Andrews being duly sworn, deposes and says:

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

W. C. Andrews, I am thirty three years of age, live in Isle of Wight County, and am a farmer.

Q. Are you acquainted the with tract of land in Zuni, of which Mrs. Lula V. Davis died siezed? A. Yes sir, it is about seven or eight, right down in blackwater swamp, most of it low land and overflmows, a small portion of it, on which the house stands, being high land.

Q. What is a fair annual and rental value of this land? A. About five or six dollars a month. It is worth about four hundred dollars I think.

Q. Can the tract of land be conveniently divided among the parties entitled to share therein? A. No sir.

Q. Do you know the heirs of Mrs. Davis? Yes sir.

Q. How would you make division of the bot of land mentioned had you to divide it? A. I would sell it and divide the money.

Q. Are you a prospective purchaser? A. No sir.

Q. Do you know any of the parties who desire the property and would take it and pay the others for their shares? A. No sir.

And further this deponent saith not.

W. C. Andrews

J. M. Clayton being duly sworn, deposes and says:

Q. Please state your name, age, residence and occupation? A. My name is J. T. Clayton, I am forty three years old, live in Isle of Wight County, near Zuni, and am a farmer.

Q. Are you acquainted with the tract of land, in Isle of Wight County, of which Mrs. Lula V. Davis died siezed, and if so please state where it is located, and give a description thereof, if you please? A. Yes sir, it is a piece of land at Zuni, to the West of the station, between the railroad and the Tucker Swamp County Road, of about seven or eight acres. Most of it is low flat land which overflows when the river is high. About a quarter of an acre of it, on which the house stands, ks a little hill. I have seen them go in the yard to the hill with a boat. There may be a little garden spot on the hill but the rest of it is used for nothing at all.

Q. Do you know the heirs of Mrs. Lula V. Davis, who they are, and where they live? A. Yes sir, they are Hinton Davis, Annie Davis, Ruth Brooks, Eva Hall, Guy Davis, and Virgis Crumpler. They all live at or near Zuni except Hinton, who I think is in Lynchburg.

Q. Do you think that the lot you have described can be conveniently divided among the said heirs? A. No sir, it is impossible to divide it and any of it be of value.

Q. Do you know whether or not any of the parties will take the property and pay the others for their shares therein? A. No sir, I do not.

Q. How would you make a division of the property, if you had to, among the said heirs? A. I should sell it and divide the money.

Q. What is a fair annual and a fair fee simple value of the property you have mentioned? A. It looks to me like six dollars a month would be a plenty rent, and it is not worth over three hundred and seventy five dollars.

And further this deponent, saith not.

J. M. Clayton

died on the 23d day of August, 1914.

Respectfully submitted

Commissioner in Chancery.

Commissioners fee \$12.50

and on which the house they live is erected. The house and a little garden spot occupies all of the high land. The balance of it is low land, which over-flows when the water is high.

Title to this land was acquired by inheritance from Lula V. Davis, mother of H. O. Davis, Annie Davis, Ruth Brooks, Eva Hall, Guy M. Davis, Virginia Crumpler, Dorsey Davis and Hazel Davis, *partus heredes*

The annual value of this property is \$60 to \$70 per year. The fee simple value thereof is \$375. to \$400.

V. No liens for delinquent taxes or otherwise appear against this estate.

VI. All of the proper parties are before the Court.

VII. According to the certificate of the administrator Robert H. Horne, of Lula V. Davis, filed in the Clerk's Office of this County the 26th day of November, 1914, the following named are the heirs of the said Lula V. Davis, who died intestate, to-wit: Ruth Brooks, a daughter, 30 years of age: Hinton O. Davis, a son, 28 years of age: Eva H. Hall, a daughter, 26 years of age: Guy M. Davis, a son, 24 years of age: Virginia Crumpler, a daughter, 21 years of age: Dorsey P. Davis, a son, 17 years of age, and Hazel Davis, a daughter 15 years of age. All of these parties are residents of this County at or near Zuni, except Hinton O. Davis, who resides at Lynchburg, Virginia.

VIII. It appears from the testimony of Robert A. Horne the administrator of Lula V. Davis that all of the debts against the estate have been settled or that he has sufficient funds in his hands to settle same.

IX. The evidence taken by your Commissioner has been reduced to writing and is filed herewith, as a part of this report.

X. Your Commissioner began the taking of evidence, herein, on the 7th day of January, ¹⁹¹⁵; but J. M. Clayton nor W. C. Andrews knew anything about the debts of Lula V. Davis, and adjournment was then taken till the first day of February, 1915, at which time the testimony of R. A. Horne was taken.

XI. Lula V. Davis, according to the evidence of R. A. Horne,

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

DAVIS ET AL

VS) 194

DAIS ET AL

Report upon decree for inquiries.

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 the Circuit Court of the County of Isle of Wight, to whom has been referred, the papers in the above styled cause, now pending in said Court, for the execution of a decree entered therein on the 21st day of December, 1914, respectfully reports to the Court that on the 7th day of January 1915, after due notice to the parties in said suit or their attorneys, said notice being duly served, at the time and place mentioned therein, proceeded to execute said decree, and upon inquiry finds and reports to the Court as follows:

- I. That the real estate in the bill mentioned cannot be conveniently divided among the several parties entitled to share therein.
- II. It does not appear that any party in interest will take the entire property any pay therefore to the other parties such sums of money as their interests therein may entitle them to.
- III. That it appears that the best interest of all of the parties will be promoted by a sale of the entire property and a division of the proceeds from said sale among the several parties who are entitled to share therein.
- IV. The parties of this suit are the joint owners of a tract of land of some seven or eight acres at or near the village of Zuni lying on Blackwater River, about a quarter ^{of an acre} of which is high land

of

Deals et al

v

Deals et al

Report of Special Commission

1915
Apr 6.
Filed 30th.

PARKE P. DEANS
ATTORNEY AT LAW
WINDSOR, VA.

SUFFOLK PRINTING AND STATIONERY CO., SUFFOLK, VA.

IN THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY.

Davis et als

Plaintiff.

v.

IN CHANCERY

Davis et als ,

Defendant.

The undersigned in pursuance of a decree in the Circuit Court of the County of Isle of Wight entered on the 15th day of February 1915, in a cause in chancery in the said court depending between H.O. Davis at als, complainants and D'Arsey Davis, et als defendants, the necessary bond having been executed and named in the decree, offered for sale on the premises in Zuni, Va. on Saturday, March 13th, 1915 at ten o'clock A.M., the real estate described in the bill and proceedings; a copy of notice sale is herewith, filed and marked " Exhibited 1."

I beg to report that the tract is described as follows- That certain tract of land situate in Hardy Magisterial District of Isle of Wight County, Virginia, containing eight acres, more or less, and bound on the north by the Norfolk & Western Railway, on the east by the land of John Spivey and the County road leading from Zuni to Tuckers Swamp Church, and on the south and west by Blackwater river. It being the land purchased of J.O. Brooks and of record in the Clerk's Office of Isle of Wight County, in Deed Book 83, page 35; was bid off by John E. Spivey at Four-Hundred and Seventy-Five Dollars (\$475.00) and his check for that amount has been received and placed to the credit of this cause in the Bank of Windsor.

Respectfully submitted,


Special Commissioner.

Commissioner's Sale of REAL ESTATE

By virtue of a decree made by the Circuit Court of Isle of Wight County of the 15th day of February, 1915, in a chancery cause of H. O. Davis et als, complainants, vs. D'Arsey Davis et als, defendants, pending in said Court, I shall, as a Special Commissioner, proceed to sell at Public Auction on the premises in Zuni, Virginia, on

Saturday, March 13th, 1915

BEGINNING AT 10.00 A. M.

The following described property:

That certain tract of land situate in Hardy Magisterial District, Isle of Wight County, Virginia, containing eight acres, more or less, and bounded on the north by the Norfolk & Western Railway, on the east by the lands of John Spivey and the County road leading from Zuni to Tucker's Swamp Church, and on the south and West by the Blackwater river. It being the land purchased of J. O. Brooks and of record in the Clerk's Office of Isle of Wight County, in Deed Book 83, page 35.

TERMS OF SALE-- One-third cash, and the residue in two equal installments payable in twelve and twenty-four month from date of sale, the installments bearing interest from date of said sale and the purchaser or purchasers executing bonds for the said deferred payments, payable at said respective dates, and the title to the property to be retained until the whole amount of purchase price be paid and a conveyance directed by the Court; or the purchaser may pay the entire purchase money in cash. At the time of said sale the purchaser shall immediately deposit with the said Commissioner at least 15% of his bid, the same to be forfeited in the event he should fail to comply with the terms of the sale, and if the said purchaser should not pay cash for said property then he shall have the buildings on the said land insured in some good insurance company for at least three-fourths of their value and assign the insurance policy as additional security for the deferred payments.

PARKE P. DEANS, Special Commissioner

Virginia: Clerk's Office of the Circuit Court of the County of Isle of Wight, February 24th, 1915.

I, A. S. Johnson, Clerk of the Circuit Court of the County of Isle of Wight, do hereby certify that the bond required of Parke P. Deans, special commissioner of sale in the suit in chancery in said court pending, styled Davis et als vs. Davis et als, entered on the 12th day of February, 1915, has been duly executed.

Teste: A. S. JOHNSON, Clerk

Davis & Co

v

Davis & Co

Report of Special Court

1916

Filed by J. W. W.

PARKE P. DEANS
ATTORNEY-AT-LAW
WINDSOR, VIRGINIA

IN THE CIRCUIT COURT OF ISLE OF WIGHT, VIRGINIA:

Davis et als.

v.

Davis et als.

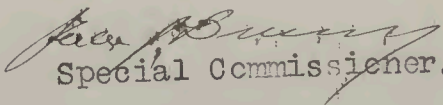
To Judge B. D. White, of the said Circuit Court:

Pur-suant to ^{an} ~~ad~~ ^{in this cause} entered on the 5th day of April, 1915, the undersigned, Special Commissioner, disbursed the \$475.00 in his hands from the sale of the real estate, as follows:

Cash from real estate	475.00	
A. S. Johnson, Clerk's fee's		8.00
A. S. Johnson, Commissioner in Chancery		12.50
P. P. Deans, taxed allowed attorney's fees		35.00
P. P. Deans special Commissioner gratis		
Deed, notary fee, revenue stamp(P. P. Deans)		11.25
D. J. Mood printing hand bills		2.00
P. P. Deans crier of sale	gratis	
Taxes for year 1914(W. E. Laine		5.91
1/7 interest to Guy M. Davis		57.19
do do to Vergie Crumpler		57.19
do do to H. O. Davis		57.19
do do to Ruth Brooks		57.19
do do to D'Arsey Davis		57.19
do do to Hazel Davis		57.19
do do to Eva Hall		57.20
	475.00	475.00

As all matters have been settled and nothing further to be done in this cause, the undersigned asks to be relieved of further obligation and that the cause be stricken from the docket.

Respectfully submitted,


Special Commissioner.

Spencer

PAY TO THE ORDER OF
ANY BANK, BANKER OR TRUST CO.
All Prior Endorsements Invalid

APR 5 1960
BANK OF SMITHSONIAN INSTITUTION
68-233 SMITHSONIAN INSTITUTION
68-233 JOHN LEWIS COMPANY

6
SMITHSONIAN INSTITUTION
JOHN LEWIS COMPANY



PAY TO THE
ORDER OF

A. J. Mood

No. /

WINDSOR, VA. *April 6th*

191*5*

\$ *2⁰⁰*

Two

DOLLARS

FOR *Printing Advertisements*

**TO BANK OF WINDSOR, INC.,
WINDSOR, VA.**

THE BALCHER COMPANY, BALTIMORE

*Thos P Deane Spl. Comr
Davis et al v Davis et al*

Pay to the order of

Pay the Bank of Windsor,
Windsor, Va. or Order
PARKE P. DEANS.



No. 2

WINDSOR, VA.

April 5th

1915

PAY TO THE
ORDER OF

Parke Deane Attorney

\$35⁰⁰

Thirty five

DOLLARS

FOR Attorney fee allowed and Taxes Attorney's fee

**TO BANK OF WINDSOR, INC.,
WINDSOR, VA.**

Parke Deane Sp Com^r
Davis et al vs Davis et al,

1 **PAY TO**
Bank of Smithfield, Va.

OR ORDER

ALBERT S. JOHNSON.

ORDER OF

BANKER OR TRUST

Endorsements Guide

JUN 16 1915

BANK OF SMITHFIELD, VA.

58-233

JOHN L. COFER, Cash.

58-233

\$1.35

Pay Any Bank, Banker or Trust Co.
OR ORDER
JUN 17 1915
The National Bank of Commerce

58-233

Windsor, Va., May 28th 1915 No. 3

Bank of Windsor

INCORPORATED

PAY TO THE
ORDER OF

A. S. Whisenand

\$12⁵⁰

Twelve and ⁵⁰/₁₀₀

Fees as term with

DOLLARS

Rece. B. G. Lewis
Davis et al v. Davis et al

PAY TO
Bank of Smithfield, Va.
OR ORDER
ALBERT S. JOHNSON.

AT BANK OF THE ORDER OF
BANK OF SMITHFIELD, VA.
JUN 15 1915
68-233 JOHN LOOPER, Cash.

68-36
The National Bank of Commerce
of Norfolk, Va.
H. M. KERR, Cashier.
JUN 17 1915
OR ORDER
Pay Any Bank, Banker or Trust Co.

Windsor, Va., *May 28th* 1915 No. 3

Bank of Windsor

INCORPORATED

PAY TO THE
ORDER OF

H. Johnson & Co.

\$ *8.00*

Eight
For of the

DOLLARS

Benjamin F. Lane & Son
Storrs & Co. v. Davis & Co.

H. O. Davis

PAY TO THE ORDER OF
ANY BANK OR BANKER
FOR COLLECTION AND

D. H. Byrne

RETURN OF PROCEEDS

MERCHANTS NAT'L BANK

60-4 RICHMOND, VA.

60-4 Pay to the order of 68-4
THOS. B. MEADAMS, Cashier

Any Bank or Banker

All prior endorsements guaranteed

JUL 7 1915

Citizens National Bank

Bedford City, Va.

A. H. White, Cashier

PAY TO ORDER OF ANY BANK
OR BANKER

Prior Endorsements Guaranteed

68-75 JUL 8 1915 68-75

THE PEOPLES NAT'L BANK

W. W. [illegible]

V.

Windsor, Va.

BANK OF WINDSOR, INC.

June 14th

1915

No. 7

Bank of Windsor

INCORPORATED

PAY TO THE
ORDER OF

McDavis

\$57¹⁹/₁₀₀

Fifty seven and 19/100
Share in Real Estate of Eula & Davis

DOLLARS

James H. Davis & Son
Davis & Son, Inc.

PAY TO THE ORDER OF
ANY BANK OR BANKER

Ruth D. Brooks

RETURN OF PROCEEDS

Pay to the Order of
THE BANK OF SUSSEX & SURRY,
Ivor, Va.

HORNE & SNIPES

PAY TO THE ORDER OF
ANY BANK OR BANKER
JUL 10 1915
BANK OF SUSSEX & SURRY
IVOR, VA.
H. H. SEWERY, Cashier

Windsor, Va., June 14th 1915 No. 8

Bank of Windsor

INCORPORATED

PAY TO THE
ORDER OF

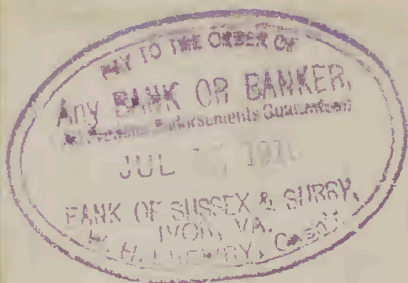
Ruth Brooks

\$57 ¹⁹/₁₀₀

Fifty seven and ¹⁹/₁₀₀ DOLLARS
Share in Real Estate of Lula Adams

Ruth Adams-Johnson
Davis et al v Davis et al

Pay to the Order of
THE BANK OF SUSSEX & SURRY,
Ivor, Va.
HORNE & SNIPE.



Walter Davis

Windsor, Va.,

June 14th 1911

No. 9

Bank of Windsor

INCORPORATED

PAY TO THE
ORDER OF

Stacy Davis

\$57¹⁹/₁₀₀

Fifty seven and ¹⁹/₁₀₀

DOLLARS

Share in Real Estate of Stacy V Davis

Perce P. Deane, Cashier
Davis et al v Davis et al

Pay Any Bank, or Cash, or Order

JUN 29 1915
The National Bank of Commerce
of Norfolk, Va. 68-36
H. M. KERR, Cashier

NATIONAL BANK OF
SUFFOLK, VA.
68-128
A. WOODWARD

Pay to ANY BANK OR CASH
OR ORDER

SUFFOLK, VA., OR ORDER
A. M. JOHNSON & CO.

Two 50 1120 10

Windsor, Va.,

June 14th 1915

No. 10

Bank of Windsor
INCORPORATED

PAY TO THE
ORDER OF

Shirley Davis

\$ 57 ¹⁹/₁₀₀

Fifty Seven and 19/100
Shirley Davis Real Estate of Shirley Davis

DOLLARS

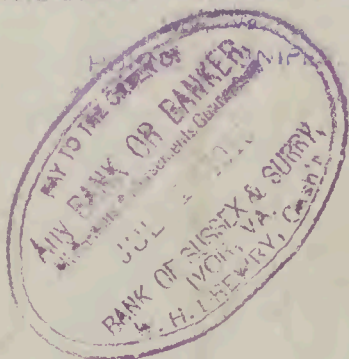
Per me William S. Davis
Davis et al & Davis et al

BANK OF WINDSOR, INC.

VIRGINIA
WINDSOR, VIRGINIA

Guy M. Dones
By R A Horne

Pay to the Order of
THE BANK OF SUSSEX & SURRY.



Windsor, Va.,

June 14th 1915

No. 11

Bank of Windsor

INCORPORATED

PAY TO THE
ORDER OF

Guy M Davis

\$ 57¹⁹/₁₀₀

Fifty seven and 19/100
Shaw in Real Estate of Lulu & Davis

DOLLARS

Bank of Windsor
Davis & Davis

Windsor, Va.

June 14th 1917

No. 12

Bank of Windsor

INCORPORATED

PAY TO THE
ORDER OF

Virgie Crumpler

\$ 57¹⁹/₁₀₀

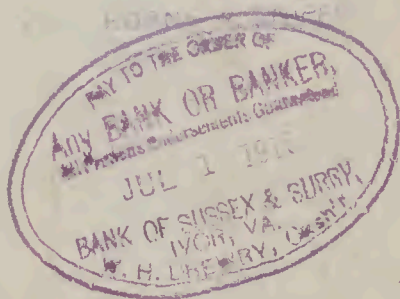
Five and 19/100
Share in the estate of Lula Davis

DOLLARS

Per me James E. Davis
David & Sons, David & Sons

Chas Hall

Pay to the Order of
THE BANK OF SUSSEX & SURRY



Windsor, Va.,

June 14

1915

10.

Bank of Windsor

INCORPORATED

**PAY TO THE
ORDER OF**

Coast Street

57 20

Fifty seven and $\frac{20}{100}$

DOLLARS

Shan of Real Estate 39001 & Duon

Thos. L. Davis & Co.
Dunbar & Co. & Davis & Co.

Mr.

Pura G. Davis

Dr.

HARDY DISTRICT

To W. E. LAINE, Treasurer of Isle of Wight County, Va.

No. 267

Form 1

1914

State Taxes

3½c. on \$100. Support
Government, Schools
and Pensions and In-
come, 1%

County Levies

Gen'l Co. 25 c. on \$100
Co. Schools 15 c. on \$100
Poor 7½c. on \$100
Co. Roads 5 c. on \$100
Total 52½c.

District Levies

Dis. Schools 30c. on \$100
Dis. Roads 20c. on \$100
Total 50c.TOTAL TAXES
AND LEVIES

8 Acres, valued 350	122	183	175	480
Acres, valued				24
Acres, valued				564
Acres, valued				
Per. Prop., Sched. B, val. 60	21	32	30	
Per. Prop., Sched. C, val.				
Stock Merchandise, val.				
Money on Deposit, 20c. on \$100				
Income, Sched. D, 1%				
Total valuation 410	143	215	205	
Capitation				150
Total				563
5% Penalty added Dec. 1, 1914				28
Total Taxes and Penalty				591

Received payment 5 day of May 1915

EVERETT WADDEY CO. RICHMOND, VA.

Treasurer, per.

June 14th

1916

Received of Carroll Beards for Cash

Elmer and ²⁵₆₀₀

Dollars

100

Professing Deed, to my first revenue stamp

\$11²⁵

Carroll Beards

3

Chauncy

Davis

v. 194

Davis

Dece

Sub Dec 21/1914

60B.7p 274

PARKE P. DEANS
ATTORNEY AT LAW
WINDSOR, VA.

SUFFOLK PRINTING AND STATIONERY CO., SUFFOLK, VA.

4, What real estate the parties to this suit are entitled, ^{the location thereof, how their title acquired, the annual and fee simple value thereof.} *the location thereof, how their title acquired, the annual and fee simple value thereof.*

5, Whether there are any liens against the real estate on account of delinquent taxes or otherwise.

6, Are all the parties interested in this cause, properly before the court. *Whether*

7. *The same question for the right of the*
8. *When Luis & Davis died, & whether*
a mortgage has not been paid
for whom.

Which several inquires the said commissioner shall make and to the court report together with any matter specially stated deemed pertinent by himself or required by any party to be so stated and return to court such evidence as he taken by him.

Thompson this

In the Circuit Court of Isle of Wight County.

H. O. Davis, Annie Davis, Ruth Brooks,
J. O. Brooks, Eva Hall, W. T. Hall,
Guy M. Davis, Vergie Crumpler,
R. L. Crumpler

(X) a discreet attorney at
law practicing in
this court
Plaintiffs,

v.

Darsey Davis and Hazel Davis

Defendants.

This day came the above named complainants, and by
~~This cause came on this day to be heard on bill of~~
~~learn of court filed their bill of complaint, and in their~~
~~complaint this day filed by leave of court and it appearing to~~
~~motion, the court doth appoint J. N. Sebrell Jr. as guardian~~
~~ad litem for the infant defendant~~
~~hereby appoint J. N. Sebrell Jr., Guardian ad litem for Darsey~~
~~Davis and Hazel Davis, he being a discreet and competent~~
~~attorney at law, practicing in this court, and by leave of~~
~~court filed his answer to said bill, upon which it is ordered~~
~~that this cause be and the same is entered upon the docket,~~
~~and was argued by counsel.~~ (X) ✓ *Mr*

On consideration whereof the Court doth adjudge, order and decree that the papers in the cause be referred to one of the commissioners of this court, who is directed to inquire into and report to the court:

1 Whether the real estate in the bill mentioned can be conveniently divided *among* the several parties entitled to share therein.

2, If the same cannot be conveniently divided whether any party will take the entire property and pay therefor to the other parties such sums of money as their interest therein may entitle them to.

3, And if the same cannot be conveniently divided, and if no party will take the entire property, and pay the others for their shares, whether the interests of those who are entitled to the said property, or its proceeds, will be promoted by a sale of the entire property, or by the allotment of part and sale of the residue.

5
Davis
✓ Dec 194
Davis

1915.
Feb. 12 -
Enter this
B.D.W.

6037 p 276

dates, and the title to the property to be retained until the whole amount of purchase price be paid, and a conveyance directed by the Court, or the purchaser may pay the entire purchase money in cash,* and the said commissioner is directed to desposit the money so received in the Bank of Windsor in Windsor Virginia to the credit of the court in ~~the~~ ^{this} suit and to report his proceedings hereunder, returning therewith a certificate of such deposit and the bonds, if any given for the ~~same~~ ^{deferred payments} ~~install-~~
~~ments.~~

But before the said Commissioner shall proceed to execute this decree he shall enter into bond with sufficient security in the Clerk's Office of this Court payable to the Commonwealth of Virginia in the penalty of ~~Five~~ ^{Five} hundred ^{\$900⁰⁰} dollars and conditioned for the faithful discharge of his duties hereunder or any further decree that may be entered herein.

* At the time of said sale the purchaser shall immediately deposit with said Commissioner at least fifteen percent of his bid, the same to be forfeited in the event he should fail to comply with the terms of sale, and if the said purchaser shall not pay cash for said property then he shall have the buildings on the said land insured in some good insurance Company, for at least three fourths of their value and assign the insurance policy as additional security for the deferred payments.

IN THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY.

H. O. Davis, Annie Davis, Ruth Brooks,
J. O. Brooks, Eva Hall, W. T. Hall,
Guy M. Davis, Vergie Crumpler, R. L.
Crumpler

Plaintiffs.

vs.

D'Arsey Davis and Hazel Davis

Defendants.

This cause came on this day to be again heard upon the papers formerly read, and upon the report of A. S. Johnson, Commissioner, ^{on the 1st day of February 1915} ~~which report is this day filed~~ and to which no exception has been taken, and was argued by counsel.

On consideration whereof, and it appearing to the Court from the said report, that the property mentioned and described herein and in the bill and proceedings, cannot be conveniently partitioned among the parties entitled to the same, ^{*} and that the interest of all parties will be promoted by a sale of the ^{said} real estate, ~~it~~ ^{the court} doth adjudge, order and decree that Parke P. Deans, who is hereby appointed a special commissioner for that purpose, shall after advertising the time, place and terms of sale for at least fifteen days by hand bills duly posted at ten or more ^{public} places in this county; proceed to sell at public auction on the premises, the tract of land in the bill and proceedings described as follows:

That certain tract of land situate in Hardy Magisterial District, Isle of Wight County, Virginia containing eight acres, more or less and bounded on the north by the Norfolk and Western Railway, on the east by the lands of John Spivey and the County Road leading from Zuni to Tuckers Swamp Church and on the south and west by the Blackwater River. It being the land purchased of J. O. Brooks and of record in the Clerk's Office of Isle of Wight County in Deed Book 83 page 35,

upon the following terms, to-wit: one-third cash and the residue in two equal installments payable respectively in ~~six~~ ^{and twenty four months} and twelve months from date of sale, the installments bearing interest ^{of said sale} from date of sale and the purchaser executing bonds for the said deferred payments, payable at said respective

that no party is interested in the real estate subject matter and for change of the other side seems as how interest will entitle them herein. There is no can not be an allotment of the said land to the people of the county. It is the property of the county and the court has no business to be concerned in the sale of the property. The court has no business to be concerned in the sale of the property.

8
Davis et als.

v. Decree. \$150

Davis et als.

1915
Apr. 5.
Entered this
P.D.W.

Copy 279

shall be equally divided and distributed to - Ruth Brooks,
Hilton O. Davis, Eva H. Hall, Guy M. Davis, Virginia Crumpler,
D'Arsey P. Davis and Hazel Davis, *the father's estate*
to the same.

IN THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY.

H.O. Davis, Annie Davis, Ruth Brooks,
J.O. Brooks, Eva Hall, W.T. Hall,
Guy M. Davis, Virgie Crumpler,
R.L. Crumpler

Plaintiffs.

vs.

D^o Arsey Davis and Hazel Davis

Defendants.

This cause came on this day to be again heard on the papers formally read and on the report of Parke P. Deans, ^{Secur} the Commissioner, appointed by ~~the~~ decree entered herein, on the 15th day of February 1915, of the sale made by him of the real estate of Lula V. Davis deceased, in the ^{of} proceedings mentioned, in obedience to said decree, to which report, there is no exception, and was argued by counsel.

On consideration whereof the court doth approve and confirm the said report and the said sale; And it appearing that John E. Spivey, ^{of said land,} ~~was~~ the purchaser and that he ^{had} ~~was~~ paid the sum of Four-hundred and Seventy-five Dollars (\$475.00), the amount ^{I take} ~~due as~~ purchased price in the report mentioned, ^{Said Special Commissioner,} ~~it doth further~~ adjudge, order and decree that ^{said} Parke P. Deans, Special Commissioner, convey ^{to} ~~to him,~~ the said John E. Spivey, by deed with ^{conveyance} Special Warranty, all the real estate in the bill and proceedings mentioned to-wit:

That certain tract of land situate in Hardy Magisterial District, Isle of Wight County, Virginia, containing eight acres, more or less, and bounded on the north by Norfolk & Western Railway, on the east by the land of John E. Spivey and the County road leading from Zuni to Tuckers Swamp Church and on the south and west by Blackwater river. It being the land purchased of J.O. Brooks, ^{by said Lula V. Davis, as evidenced by deed} and of record in the Clerk's Office of Isle of Wight County, in Deed Book 83, page 35.

The said Special Commissioner is directed to pay the cost of ^{this} suit, ~~and~~ including an attorney's fee of 120⁰⁰ to Parke P. Deans, and the residue of the funds received by him

* The Court doth

Davis stal
"3 on chg
Davis stal

1916

Euler chis
B.H.W.

C.O.B. #7 Page 406

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

Davis et als.

v. } No 194

Davis et als.

This cause came on this day to be again heard upon the papers formerly read and upon the report of Parke P. Deans, Special Commissioner, this day filed, and to which report no exception has been taken, and it appearing to the Court from said report that the said special commissioner has received from John E. Spivey the sum of \$475.00, the purchase price of the property sold under the proceedings of this suit, and has disbursed the same as follows:

Cash ^{from sale of} ~~deed~~ real estate	475.00	
A. S. Johnson's Clerk's fees		8.00
A. S. Johnson, Commissioner in Chancery		12.50
P. P. Deans ^x ~~taxed~~ and allowed fees		35.00
P. P. Deans, for deed, notary fee and revenue stamp		11.25
D. J. Mood printing hand bills		2.00
Taxes for year 1914		5.91
1/7 interest to Guy M. Davis		57.19
1/7 interest to Vergie Crumpler		57.19
1/7 interest to H. O. Davis		57.19
1/7 interest to Ruth Brooks		57.19
1/7 interest to D'Arsey Davis		57.19
1/7 interest to Hazel Davis		57.19
1/7 interest to Eva Hall		57.20
	475.00	475.00

On consideration whereof, the Court doth confirm the said report. ~~and doth discharge the said special commissioner from further service thereunder~~ And there being nothing further to be adjudicated, doth order that this cause be stricken from the docket.

Davis

2 } Chauway 194
Davis

Copy of bond of
Special Commissioner

VIRGINIA CLERKS OFFICE OF THE
CIRCUIT COURT OF THE COUNTY
OF ISLE OF WIGHT

7/24

1915

Filed

Teste,

[Signature]

Clerk.

No.

Know all Men by These Presents: That we Parke P. Deans

principal

and

Robert A. Horne,

surety

are held and firmly bound unto the Commonwealth of Virginia in the just and full sum of

---Nine Hundred Dollars---

to the payment whereof well and truly to be made we bind ourselves and each of us, our and each of 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 also any right, claim or privilege to discharge any liability arising hereunder to the said Commonwealth, or by virtue of the said office or trust for which this bond is given, with coupons detached from the bonds of this State.

IN TESTIMONY WHEREOF, the said Parke P. Deans

principal

and the said R. A. Horne

surety

have hereunto set their hands and affixed their seals this, the 24th.

day of

February

A. D. 1915

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that if the above bound Parke P. Deans, who has been appointed a Special Commissioner in the suit of Davis et als. vs. Davis et al., pending in the Circuit Court of the County of Isle of Wight (Decret No. 194) shall perform the duties required of him as such by decree entered therein on the 12th. day of February, 1915, and any future decree entered in said cause, according to law,

~~shall faithfully discharge the duties of his office or trust as such~~

, then the above obligation to be void, or else to remain in full force and virtue.

A. D. 19

Parke P. Deans [SEAL]

R. A. Horne, [SEAL]

[SEAL]

_____ Witnesses

[SEAL]

Virginia: In the Clerk's Office of the Circuit Court of the County of Isle of Wight the 24th.

day of February, 1915, this bond was duly executed and acknowledged by the obligors to the same and ordered to be recorded.

A. S. Johnson, Clerk.

A copy, Teste, A. S. Johnson Clerk.