

1917-005 Chancery Causes: N. K. Jones vs J. J. Pulley
Isle of Wight County

148

Other SURNAMES: OBerry
Vellines, Gwaltney, Leadbetter
[National Distributing Company]
[G. A. Hosmer & Company], Carr
[Carr, Owen & Company], Hosmer,
Owen, [Shaw Land & Timber
Company], Shaw, Warren, Stott
Jordan, Hearne, Beal, Edwards
[E. S. Leadbetter & Company]
[E. S. Leadbetter & Son] Leadbetter

No.

Know all Men by These Presents: That we H. H. Williams

principal

and

American Surety Company, of New York,

surety

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

~~-----FIFTY FIVE 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 H. H. Williams
~~has hereto set his hand and seal,~~

principal

and the said

surety

by A. S. Barrett, (countersigned by C. E. Wilson)

, its duly authorized

agent and attorney in fact, has caused its corporate name and seal to be hereunto affixed, the said seal to be attested

by the signature of the said A. S. Barrett

, its said agent and attorney

in fact, this, the 26th.

day of February,

A. D. 1914.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that if the above bound H. H. Williams, who was,

on this day, appointed a Special Commissioner by the Circuit Court of the
County of Isle of Wight, on the chancery side thereof, in the suit of
H. K. Jones vs. J. J. Miller, by decree entered in said cause,

shall faithfully discharge the duties of his office or trust as such Special Commissioner
under the said decree or any future decree entered therein,
then the above obligation to be void, or else to remain in full force and virtue.

H. H. Williams.....[SEAL]

American Surety Co. of New York

By A. S. Barrett

Its duly authorized agent and attorney in fact.

Attest: C. E. Wilson

Agent and attorney in fact.

Virginia: In the Clerk's Office of the Circuit Court of the County of Isle of Wight the 26th.

day of February

1914

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

C. E. Wilson.....Clerk.

17
M. H. Jones
n. f. Chy. 148
J. J. Pulley

Copy of Spe Court
Bond

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

this 26 day of February 1914
Test. Johnson Clerk

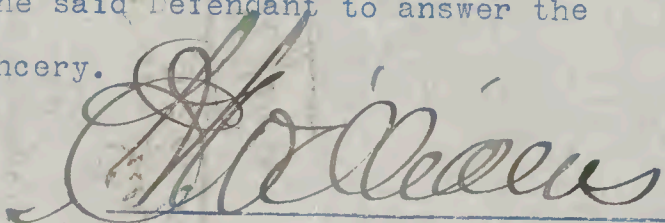
TO THE CLERK OF THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY.

N. K. JONES,-----PLAINTIFF.

VS. IN CHANCERY.

J. J. PULLEY,-----DEFENDANT.

Issue summon in Chancery to 1st. September rules, 1913,
for said Plaintiff against the said Defendant to answer the
said Plaintiff a bill in Chancery.


P. Q.

4
N H Jones
2 1/2 Chancery
Jno J Pullen

Memo

In the CLERK'S OFFICE of the
CIRCUIT COURT,
OF THE
COUNTY OF ISLE OF WIGHT
this 25th day of July 1913
Filed

Wm. A. Johnson, Clerk

VIRGINIA:

IN THE CIRCUIT COURT FOR THE COUNTY OF ISLE OF WIGHT,

N. K. JONES,.....PLAINTIFF,

VS) CHANCERY,

J. J. PULLEY,.....DEFENDANT.

This cause came on this day to be again heard on the papers formerly read, and on the report of E. H. Williams, Special Commissioner, filed, this day, by leave of Court, and was argued by counsel: *And it appearing to the*

Court that ~~And, the statement of the~~ said Special Commissioner ~~of his receipts and disbursements~~ *has received* under a decree heretofore entered in this suit, ~~being~~ as follows:

To amount received from sale of farm,	\$1050.00	
By amount paid Clerk and Commissioner,		25.00
By amount paid for premium on bond,		10.00
By amount reserved to pay auctioneer,		5.00
By amount paid for printing posters,		2.50
By Special Commis- sioner's fee,		30.00
By writing deed to purchaser,		10.00
By Taxed attorney's fee,		15.00
By attorney's fee allowed by Court,		60.00
By amount paid Sheriff,		3.50
By balance to be distributed,		889.00
	<u>1050.00</u>	<u>1050.00</u>

May 1st, 1914:

By amount to be distributed,	889.00	
By amount paid Horne and Snipes,		503.92
By amount reserved to pay E. S. Ledbetter & Company, (certificate of deposit to the order of Court on the Bank of Smithfield, Inc., Smithfield, Virginia, being herewith returned to this Court).		32.10
By amount paid R. E. Pulley, assignee of F. J. Edwards, and Louise Edwards,		265.50
By amount paid L.L.Vellines,		<u>87.46</u>
	<u>\$889.00</u>	<u>889.00</u>

On confirmation whereof

And, the court confirming the said report, and
the statement of payments abovementioned, and depositing *said special*
Commissioner having filed a in the papers of this cause the certificate of deposit *of the Merchant and Farmers Bank*
for the sum of \$32.10 due to E. S. Ledbetter and Company
~~mentioned in the said report,~~ doth adjudge, order and de-
cree that the said E. H. Williams, Special Commissioner,
as aforesaid, together with the surety on his bond, be
discharged from further liability under the bond given by
the said Special Commissioner, *and this cause is re-*
moved from the docket, with leave rescinded
said E. S. Ledbetter and Company, or their as-
signs to have the same re-instated

N. K. JONES,.....PLAINTIFF,
VS) CHANCERY,
J. J. PULLEY,.....DEFENDANT.

DE C R E E

1917
Jan. 4.
Entered
B.D.W.

6097 + 396

ERNEST H. WILLIAMS
Attorney-at-Law
SMITHFIELD, VIRGINIA

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

* * * * *
N. K. JONES, ...Plaintiff,
--VS--
J. J. PULLEY, ...Defendant.
* * * * *

This cause came on this day to be again heard on the papers formerly read and on the report of E. H. Williams, Special Commissioner, and was argued by counsel:

On consideration whereof, it appearing ~~to the court~~ from the said report that the land in the bill and proceedings of this cause mentioned and described ^{was} sold ~~for its full value;~~

~~And it further appearing to the court from the said report that~~ L. L. Vellines, ^{for the sum of \$1,050.00 and that he has} the purchaser of the said land, ^{said} elected to pay in cash the purchase price, ~~of \$1,050.00;~~

~~And it further appearing from the said report that the said sum of \$1,050.00 has been paid in cash to the said Special Commissioner, and that thereupon the said Special Commissioner executed and delivered to the said L. L. Vellines a good and sufficient deed, with covenants of Special Warranty, for the land aforesaid, it is adjudged, ordered and decreed that the said report be, and the same is, confirmed; as well as the execution and delivery of said deed, he and the same is confirmed.~~
~~And it further appearing to the court that there is some doubt as to whether or not the note of J. J. Pulley, payable to W. M. Beale and secured by a deed of trust as shown by the Commissioner in Chancery report heretofore herein filed, is now an existing lien against the said land, it is further adjudged,~~

~~ordered and decreed that the said report of the liens on the said land be recommitted to A. S. Johnson, a Commissioner in Chancery of this Court, to take, state and report to court as to whether or not the said note of W. M. Beale, or any other note purporting to be given in the place and stead of the said note, is now a valid existing lien on the said property and entitled to the same priority as the W. M. Beale note;~~

It is further adjudged, ordered and decreed that the said E. H. Williams, Special Commissioner as aforesaid, shall, out of the proceeds of sale of said land, pay first the costs of this suit up to and including a final decree, a fee of \$ 60⁰⁰ to E. H. Williams for his services in this cause, the usual fees to the said Special Commissioner, and then out of the residue pay off the liens against the said property in order of their priority *as set forth in the said report of Commissioner Johnson filed herein*

The said Special Commissioner shall make report to the court how he has executed this decree.

9

N. K. Jones, Plaintiff.

Vs) DECREE.

J. J. Pulley, Defendant.

1914
Apr. 6-
Entered.
B.D.W.

6037 p 228

E. H. WILLIAMS
ATTORNEY-AT-LAW
SMITHFIELD, VIRGINIA

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

N. K. Jones, ...Plaintiff.
-VS-
J. J. Pulley, ...Defendant.

This cause came on this day to be again heard on the papers formerly read and on the report of the Commissioner, A. S. Johnson, filed January 21 1914, to which report there is no exception, and on the examination of the witnesses returned with the said report, and was argued by Counsel:

And it appearing to the Court from said report that the rents and profits from said property mentioned and described in these proceedings will not in five (5) years pay the judgment and other liens thereon.

On consideration whereof, the Court doth approve and confirm the said report, and doth adjudge, order and decree that E. H. Williams, who is hereby appointed a Special Commissioner for the purpose, do, after having advertised the time, place and terms of sale for ^{such} ~~a~~ period ^{as said Commissioner may deem fit,} ~~of two weeks~~ by hand bills posted in ten or more public places in this County, proceed to sell at public auction, to the highest bidder, on the premises, the tract of land in the bill and proceedings of this cause mentioned, ^{and described as follows *} ~~and~~ upon the following terms, to-wit:

One-third in cash and the remainder in two equal credit ^{payable in one and two years from the date of sale,} installments, each evidenced by the bonds of the purchaser bearing date with the day of sale, and carrying interest from said date, ^{payable annually,}

* A tract of land in Magisterial District in Isle of Wight County, Virginia containing twenty-five acres, more or less, and bounded by the lands of M. A. Drake, John S. Cadden and Geo. R. Pulley, and being the same conveyed to J. J. Pulley by A. J. Stott, Justice, by deed dated the 19th day of March, 1907, said tract being known as the Oberry tract.

to fifteen per cent of the total amount of his bid, and should he fail to do so, then said Commissioner shall forthwith again sell said property; and in the event the purchaser shall not pay the purchase money in cash, then said purchaser shall have the property sold at public sale, and the proceeds of said sale shall be paid to the purchaser, less the amount of his bid, and the balance of the proceeds shall be paid to the Commonwealth of Virginia, as additional security for the payment of the bid, which terms shall be set forth in the advertisement of sale.

and ^{the} title to the said property to be retained until the entire purchase money shall have been paid, *or the purchaser may pay the entire purchase money in cash, but said Commissioner shall* ~~And said Commissioner shall fully describe said property~~ *accept no bid unless the purchaser, at the time the property is bid in by him shall deposit with said Commissioner*

But the said commissioner, E. H. Williams, shall receive no money under this decree until he shall enter into a bond with sufficient security in the Clerk's Office of this Court, payable to the Commonwealth of Virginia, in the penalty of \$1500⁰⁰, and conditioned for the faithful discharge of his duties hereunder.

The said Special Commissioner shall make report to the Court.

6

N. K. Jones, Plaintiff,

Vs) DECREE:

J. J. Pulley, Defendant.

1914

Entered this.
B.D.W.

E. H. WILLIAMS
ATTORNEY-AT-LAW
SMITHFIELD, VIRGINIA

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

* * * * *
N. K. Jones,.....Plaintiff.
- VS-
J. J. Pulley,.....Defendant.
* * * * *

-----oOo-----

in which the defendant has been served with process according to law
This cause came on this day to be heard on the bill of
the complainant, taken for confessed as to the defendant, J. J. Pulley,
~~upon whom process has been duly served~~, he still failing to appear and
plead, answer or demur to the said bill, and was argued by counsel:

On consideration whereof, the Court doth adjudge, order
and decree that this cause be referred to A. S. Johnson, one of the
Commissioners of this Court, who will inquire into and report to
Court, as follows:

FIRST: The annual and fee-simple values of the real estate now
owned by J. J. Pulley, together with a full description of same.

SECOND: An account of all lien debts against the said real estate
with their priorities, together with all delinquent taxes due there-
on.

THIRD: Whether all the proper parties are properly before the
Court.

FOURTH: Whether or not the rents and profits of the land mentioned
in the bill and proceedings will, within five years, satisfy the cost
of this suit, the complainant's judgment, and other lien debts, should
there be any.

FIFTH: Any other matters, specially stated, deemed pertinent by
the Commissioner, or required to be stated by any party in interest.

-24

N. K. Jones, Plaintiff.

VS) D E C R E E:

J. J. Pulley, Defendant.

1913
O.C.C.
Enter this
B.L.W.

60B77 195

E. H. WILLIAMS
ATTORNEY-AT-LAW
SMITHFIELD, VIRGINIA

VIRGINIA:

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

N. K. JONES,.....PLAINTIFF,

VS) CHANCERY

J. J. PULLEY,.....DEFENDANT.

TO THE HONORABLE B. D. WHITE, JUDGE OF THE SAID COURT:

The undersigned Special Commissioner, heretofore appointed in this cause, begs leave to report that in pursuance of the decrees heretofore entered in this suit, he executed and delivered to L. L. Vellines, the purchaser of the real estate in the said suit mentioned and described, a good and sufficient deed with covenants of special warranty, for the land aforesaid, and collected from him the entire purchase price of \$1050.00.

And, your Commissioner begs leave to further report that he has distributed the said \$1050.00 in pursuance of the decrees hereinbefore entered in this suit, as per statement of receipts and disbursements, together with the vouchers herewith filed, and made a part of this report, excepting, however, that your commissioner has been unable to locate E. S. Ledbetter and Company, and, herewith returns to Court a certificate of deposit for the sum of \$32.12, the said sum being in full of the amount due E. S. Ledbetter and Company, and being the amount stated by a decree hereinbefore entered in this cause to be paid to the said E. S. Ledbetter *and Company.*

And, nothing further remaining to be done in this cause, your Commissioner begs leave to recommend

that this suit be stricken from the docket.

Respectfully submitted.

E. H. Wilcox
SPECIAL COMMISSIONER.

E. H. Williams, Special Commissioner,

In account with the suit of

N. K. Jones, vs. J. J. Pulley.

To amount received from sale of farm,	\$1050.00	
By amount paid Clerk <i>and</i> and Commissioner, <i>affidavit</i>		25.00
By amount paid for premium on bond,		10.00
By amount reserved to pay auctioneer,		5.00
By amount paid for printing posters,		2.50
By Special Commis- sioner's fee,		30.00
By writing deed to pur- chaser,		10.00
By taxed attorney's fee,		15.00
By attorney's fee al- lowed by court,		60.00
By amount paid Sheriff,		3.50
By Balance to be distributed,		889.00
	<u>1050.00</u>	<u>1050.00</u>

May 1st, 1914.

~~By~~ amount to be distributed	889.00	
By amount paid Horne and Snipes,		503.92
By amount reserved to pay E. S. Ledbetter & Company, (certificate of deposit to the order of Court on the Bank of ~~Smithfield~~ , Inc., <i>The Bank of</i> being herewith returned to the Court. <i>our money</i>		32.12

By amount paid R. E. Pulley,
assignee of F. J. Edwards,
and Louise Edwards,

265.50

By amount paid L.L.Vellines,

87.46

889.00

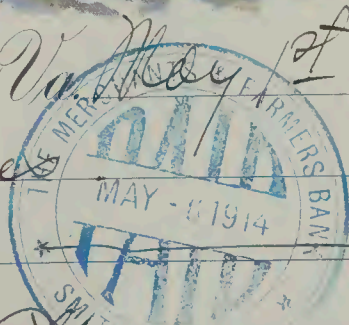
889.00



E. H. WILLIAMS
Attorney at Law

No. _____

Smithfield, Va.



1914

\$503⁹⁷/₁₀₀

Pay to the
order of

Howard Snipes

Five Hundred & Three & 97/100

DOLLARS

For full amount due from Sgd. in
June 1914
TO THE MERCHANTS & FARMERS BANK,
68-234
SMITHFIELD, VA.

E. H. Williams, per Cecil Pres. May

Home a Impes

Pay Any Bank, Banker or Trust Co.

OR ORDER

1914

MAY 5

68-36

National Bank of Commerce

OF NORFOLK, VA.

H. M. KERR, Cashier

Pay to ANY BANK OR BANKER,
OR ORDER

NATIONAL BANK OF SUFFOLK
68-124 SUFFOLK, VA. 68-124
A. WOOLFORD, - Cashier



E. H. WILLIAMS

Attorney at Law

No. _____

Smithfield, Va. May 1st

1912

Pay to the
order of

R. Edulley, assignee of F. J. Edwards & Co. \$165.50

One Hundred and Sixty-five and 50/100

DOLLARS

For full notes F. J. Edwards & Co.
To THE MERCHANTS & FARMERS BANK
Smithfield, Va.

SMITHFIELD, VA.

E. H. Williams, Atty. Gen. for R. Edulley.

W. C. Pully
addressee of
F. L. Edwards
& Louise Edwards



E. H. WILLIAMS
Attorney at Law

No. _____

Pay to the
order of

Smithfield, Va. May 7th 1914
L. Williams

1914

\$5⁰⁰

DOLLARS

Spivey & Co. Pk
For rent and pay
TO THE MERCHANTS & FARMERS BANK
E. H. Williams

68-234

SMITHFIELD, VA.

S. S. Bellin



E. H. WILLIAMS
Attorney at Law

No. _____

Pay to the
order of

Smithfield, Va. May 7th 1914

L. L. Lillies

\$87.26

DOLLARS

For *Eighty Seven Dollars*
To THE MERCHANTS & FARMERS BANK,
JONES & Lillies
65-284 SMITHFIELD, VA.

E. H. Williams

S. S. Bellinger



E. H. WILLIAMS
Attorney at Law

No. _____

Smithfield, Va. April 27th 1914

Pay to the
order of

A. S. Barrett

\$1000

John D. No. 1010
For Dr. and Jones & Co.

DOLLARS

TO THE MERCHANTS & FARMERS BANK

68-234

SMITHFIELD, VA.

[Signature]

A. S. Bennett



E. H. WILLIAMS
Attorney at Law

No. _____

Smithfield, Va. March 27th 1914

Pay to the
order of

J. J. Puller Assignee J. J. Edwards \$100⁰⁰

One Hundred & No/100

DOLLARS

For Note of J. J. Puller Secured by
Dec of Court
TO THE MERCHANTS & FARMERS BANK,
SMITHFIELD, VA.

J. J. Puller, Secy & Cash
Jones J. Puller

V. C. Pulling
assigne for
F. J. Edwards

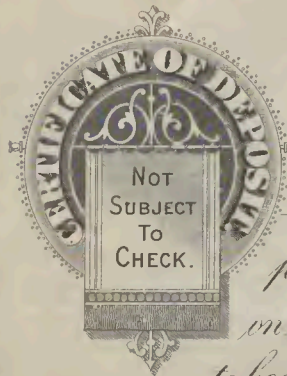
Recd of W. Williams, Jr. 100
in June 1891. Pully, 100 hundred
+ Sixty five 50000 dollars in full
Settlement of notes of F. J. Edwards &
Wm M. Beale or Denise Edwards against
J. J. Pully
May 1st 1914 - W. C. Pully

Price paid

Pillager's

The Merchants and Farmers Bank No. 815

Smithfield, Va., Jan. 4th, 1916.



E.H. Williams, Spec. Comr. Jones vs. Pulley has deposited in this Bank

Thirty two and 12/100 ----- Dollars \$32.12

payable to the order of ----- himself ----- in current funds,
on the return of this Certificate **NOT OVER FORTY DOLLARS \$40.00** twelve --- months
to bear --- four per cent. Interest per annum.

NO INTEREST AFTER MATURITY.

Jas. R. Rowell Jr.
By P.D. Caper Cashier.

N. K. JONES,.....PLAINTIFF,
VS) CHANCERY,
J. J. PULLEY,.....DEFENDANT.

REPORT OF SPECIAL COMMIS-
SIONER, AND STATEMENT OF
RECEIPTS AND DISBURSEMENTS.

ERNEST H. WILLIAMS
Attorney-at-Law
SMITHFIELD, VIRGINIA

IN THE CIRCUIT COURT FOR THE COUNTY OF ISLE OF WIGHT,

VIRGINIA:

* * * * *
N. K. JONES, ...Plaintiff,
--VS--
J. J. PULLEY, ...Defendant.
* * * * *

TO THE HONORABLE, B. D. WHITE, JUDGE OF THE CIRCUIT COURT FOR

ISLE OF WIGHT COUNTY:

-----oOo-----

The undersigned, E. H. Williams, Special Commissioner in the said cause, begs leave to report that in pursuance of a decree entered in the said cause on February 26th, 1914, your said Commissioner, in accordance with the terms of the said decree, advertised, by hand bills posted in ten or more public places in the said county, the land in the bill and proceedings of this cause mentioned, for sale, at public auction, to the highest bidder, on the premises, near Zuni, Virginia, on Thursday, March 5th, 1914, and upon the terms set forth in the said decree, at which sale L. L. Vellines, being the highest bidder, became the purchaser of the said land for the sum of ONE THOUSAND and FIFTY and 00/100 (\$1,050.00) DOLLARS;

And your commissioner begs leave to further report that the said L. L. Vellines, purchaser as aforesaid of the said tract of land, elected to pay the whole of the said purchase price in cash;

And your commissioner further reports that the said L. L. Vellines has paid to the said commissioner the said sum of \$1,050.00, and that upon the payment of the said sum of \$1,050.00, your commissioner executed and delivered to the said L. L. Vellines a good and sufficient deed, with covenants of Special Warranty, for the land aforesaid;

And your commissioner believes that the said land sold for its full value and that the said sale should be confirmed;

And your commissioner further reports that he is not satisfied that the note for \$100.00, secured by deed of trust on the said land and in favor of W. M. Beale, is now an existing lien on the said land and he respectfully request that this cause be again referred to A. S. Johnson, a Commissioner in Chancery, to ascertain if the said note, as secured by the said deed of trust, is now an existing lien on the said land.

Very respectfully submitted,


Special Commissioner.

N. K. Jones, Plaintiff,

REPORT OF
Vs) SPECIAL COMMISSIONER:

J. J. Pulley, Defendant.

Filed
In the CLERK'S OFFICE of the
CIRCUIT COURT,
OF THE
COUNTY OF ISLE OF WIGHT
this *6* day of *Apr* 19*14*.
Dist. Atty. C. H. K.

E. H. WILLIAMS
ATTORNEY-AT-LAW
SMITHFIELD, VIRGINIA

A. B. Stott being duly sworn, deposes and says:

DIRECT EXAMINATION BY MR. WILLIAMS.

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

A. B. Stott, I fifty seven years of age, live in Isle of Wight County, and am a farmer.

Q. Do you know whether or not J. J. Pulley owns any land in this County, and if he does please state where it is located and give the best description you can of it, together with its fee simple and annual value? A. I do not, I gave him a deed for some land about 1907, I cannot say positively about that. It was land owned at that time by Frank Oberry and sold by me as and bought by J. J. Pulley. It sold for eight hundred dollars.

Q. Are you acquainted with the tract of land? A. Not very well.

Q. Well enough to state what it would rent for and what it is now worth? A. I think it is worth more than it was when sold. Mr. Pulley has erected a right good house on it, and I think it ought to be worth at least a thousand dollars, the way land is selling now. It would not now, I believe, exceed forty dollars in rent a year. May be fifty dollars.

Q. Who is this tract of land bounded by? A. By the lands of Mrs. M. A. Delk, John S. Crocker and C. C. Pulley, and is located on the Smithfield-Broadwater road, near Broadwater Bridge.

And further this deponent saith not.

A. B. Stott

R.M.Jones, being duly sworn, deposes as follows:

What is your name, age, residence and occupation?

A. R.M.Jones, 36, Isle of Wight, farmer.

Q. Do you know whether or not J.J.Pulley owns any land in Isle of Wight County?

A. I know that he bought some and I think that he stills owns it.

Q. What land did he buy?

A. Part of the Fernsville tract. The part that once belonged to Frank Oberry.

Q. Does he now live on this place?

A. He cultivated it last year.

Q. What is this land worth and what would be a fair rent per year?

A. I would not think it worth less than \$1200.00 with the house now on it and I would think that it ought to rent for \$50.00 or \$60.00.

And further this deponent saith not:

Witness:
N. S. Holloway -

R. M. Jones
R. M. Jones

COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF THE COUNTY OF ISLE OF WIGHT, GREETING:

We command you that you summon A B Stow L L Wellins
and R. M. Jones, to appear before the undersigned
commissioner in chancery of the circuit court of the county of Isle
of Wight, at the office of George F. Whitley, attorney at law, in
the Town of Smithfield, County of Isle of Wight and State of Vir-
ginia, on the 21st. day of January, 1914, at twelve o'clock M., to
testify and the truth to speak in a certain matter of controversy
in the said court now pending and undetermined, in which N. K.
Jones is the complainant and J. J. Pulley is the defendand, and
have then and there this writ.

Given under my hand this 14th. day of January, 1914.

Johnson
Commissioner in Chancery.

John & Family.
At your s.c.

I executed the within summons this the
20th of Jan. 1844 in the County of Delaw
Night by serving a true copy of same on
each of the within named in person.

R Augustus Edwards.
Shpf.

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

To N. K. Jones,.....Complainant

and:

J. J. Pulley,.....Defendant.

Take notice that I shall, at the office of George F. Whitley, attorney at law, in the town of Smithfield, County of Isle of Wight and State of Virginia, on the twenty first day of January, 1914, at twelve o'clock M., proceed to execute the decree entered by the Circuit Court of the County of Isle of Wight in the suit in chancery in the said court pending, on the 6th. day of October, 1913, which requires one of the commissioners of the said court to inquire into and report to court as follows:

FIRST: The annual and fee simple values of the real estate now owned by J. J. Pulley, together with a full description of same.

SECOND: An account of all lien debts against the said real estate, with their priorities, together with all delinquent taxes due thereon.

THIRD: Whether all the proper parties are properly before the Court.

FOURTH: Whether or not the rents and profits of the land mentioned in the bill and proceedings will, in five years, satisfy the cost of this suit, the complainant's judgment, and other lien debts, should there be any.

FIFTH: Any other matters specially stated, deemed pertinent by the Commissioner, or required to be stated by any party in interest.

Respectfully,



Commissioner in Chancery.

James W. H.
Pulley J. S.

I executed the within notice in the
County of Dale of Wight this the 20 day
of Jan. 1914 by delivering a true copy of same
to each of the within named in person.

R. Augustus Edwards
Shss.

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

N. K. JONES,.....COMPLAINANT.

vs) Chancery

J. J. PULLEY,.....DEFENDANT.

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, respectfully reports:

That the papers in the above entitled cause have been referred to him for the execution of a decree entered in said cause, on the 6th. day of October, 1913:

That Your said commissioner issued notice to the defendant and complainant, that he would, at the office of George F. Whitley, Attorney at Law, in the Town of Smithfield, County of Isle of Wight and State of Virginia, at twelve o'clock M. on the twenty first day of January, 1914, proceed with the execution of said decree, said notice being served on defendant, J. J. Pulley, by the Sheriff of this County, on the 20th. day of January, 1914, which is herewith returned showing such service.

Your commissioner attended at the time and place mentioned in said notice and took the testimony of A. B. Stott and R. M. Jones to be read and used in the execution of said decree, which is returned herewith.

From the testimony so taken, and from reference to the records filed in the Clerk's Office of this Court your commissioner is informed and reports as follows:

FIRST: That there is no land charged on the land book in said Clerk's Office, against said J. J. Pulley, but it appears from the testimony taken herein that the said J. J. Pulley purchased from A. B. Stott, Trustee for Frank Oborry, a tract of land of twenty five acres, and on which the said J. J. Pulley now or lately resided. This is also borne out by the record in said Clerk's Office as disclosed by a certain deed of trust given by the said J. J. Pulley to A. B. Stott, Trustee, on the 19th. day of March, 1907, to secure to L. L. Vellines, W. D. Gwaltney and George R. Pulley the payment of certain sums of money therein mentioned, and which deed of trust describes the said tract of land as being twenty five acres, more or less, adjoining the lands of J. S. Crocker, M. A. Delk and George R. Pulley, and as the same land conveyed to said J. J. Pulley by A. B. Stott, Trustee, on the same date with said deed of trust, to-wit: the third day of March, 1907.

It does not appear of record that the said J. J. Pulley has had the deed conveying the property to him entered of record.

It appears from the testimony taken the tract of land is worth from a thousand to twelve hundred dollars, and should rent for something like fifty dollars a year, probably sixty. The assessed value, as shown by the land book for the year 1913, is \$600.00.

SECOND: Your Commissioner finds the following liens against said J. J. Pulley, and which are liens against the land herein mentioned, namely:

1. A deed of trust, bearing date the 19th. day of March, 1907, to A. B. Stott, Trustee, to secure to:

L. L. Vellines, the payment of a certain note, payable ninety days after date, with interest from date, for the sum of \$266.68.

W. D. Gwaltney, the payment of a certain note, payable ninety days after date, with interest from date, for the sum of \$266.66.

George R. Pulley, the payment of a certain note, payable ninety days after date, with interest from date, for the sum of \$266.66, making, in the aggregate, the sum of eight hundred dollars. Deed Book 74, page 285.

2. A judgment in favor of E. S. Leadbetter & Son for the sum of \$22.26, obtained before N. B. H. Munford, J. P. November 18th. 1907, with interest thereon from November 18th. 1907 till paid, and \$1.30 costs, and docketed in J.L.D.No.3, page 81, May 20th. 1908.

3. A judgment in favor of L. L. Vellines, for the sum of \$43.38, with interest thereon from the 23rd. day of January, 1909, till paid, and \$2.75 costs, obtained before George W. White, J. P. on the 23rd. day of January, 1909, and docketed in the Clerk's Office of said court on the 4th. day of February, 1909, in J. L. D. No. 3, page 99.

4. A judgment in favor of L. L. Vellines, for the sum of \$51.10, with interest thereon from January 23rd. 1909 till paid, and \$2.75 costs, obtained before George W. White, J.P. January 23rd. 1909, and docketed in said Clerk's Office in J.L.D. No. 3, page 99, as of the 4th. day of February, 1909.

5. A judgment in favor of E. K. Jones for the sum of \$44.14, with interest thereon from the 1st. day of October, 1909, till paid, and \$3.00 costs, obtained before M. F. Jordan, J.P. on the 25th. day of March, 1909, and docketed in the said Clerk's Office in J.L.D. No.3, page 102, as of the 29th. day of March, 1909.

6. A judgment in favor of National Distributing Company for the sum of \$37.94, with interest thereon from the 20th. day of November, 1907, till paid and \$1.30 costs, obtained before F. D. Joyner, J. P., on the 20th. day of March, 1907, and docketed in said Clerk's Office in J. L. D. No. 3, page 107 as of the 7th. day of June, 1909.

x A deed of trust to R. A. Hosmer
dated Nov 12/1908 to secure
Wm M Beale and J J Edwards
two notes of even date payable
in demand of \$100.00 each
DTS 76 p 258. Rev. R. 1908.

7. A judgment in favor of G. A. Hosmer & Co., for the sum of \$10.00, with interest thereon from the 14th. day of December, 1907 till paid, and \$2.50 costs, obtained before N. B. H. Munford, J. P. December 14th. 1907, and docketed in said Clerk's Office June 6th. 1909 in J.L. D. No. 3, page 107.

8. A judgment in favor of Carr, Owen & Co., for the sum of \$53.27, with interest thereon from the 30th. day of June, 1907 till paid, and \$2.50 costs, obtained before N. B. H. Munford, J. P. on the 16th. day of September, 1907, and docketed in said Clerk's Office as of the 7th. day of June, 1909, in J. L. D. No. 3, page 107.

9. A judgment in favor of Shaw Land and Timber Company, for the sum of \$25.57, with interest thereon from the 28th. day of June, 1910 till paid, and \$2.50 costs, obtained before N. B. H. Munford, J. P., on the 28th. day of June, 1910, and docketed in said Clerk's Office in J.L.D.No. 3, page 122, as of the 23rd. September, 1909.

10. A judgment in favor of Warren and Jordan, for the sum of \$69.48, with interest thereon from the 6th. day of February, 1911 till paid and \$3.15 costs, obtained before M. F. Jordan, J.P. on the 2nd. May, 1911, and docketed in said Clerk's Office in J.L.D.No. 3, page

x 132.

THIRD: It appears that all the proper parties are before the Court.

FOURTH: It does not appear that the rents and profits from said land in five years will be sufficient to pay all the indebtedness against said property, and satisfy the costs of this suit.

Your Commissioner further reports that at the taking of the testimony the complainant was represented by E. H. Williams, Attorney at Law, and the defendant did not appear, either in person or by attorney.

Yours respectfully submitted,

E. Johnson
Commissioner in Chancery.

Commissioner's fee, \$15.00
Sheriff fees, 2.80
Witnesses:
A. B. Stott, 1.00
R. M. Jones, .50

H. K. Jones

n & Chowery

J. J. Pulley

Report of Commissioner

Filed

IN THE CLERK'S OFFICE OF THE

CIRCUIT COURT,

OF THE

COUNTY OF ISLE OF WIGHT

this *21* day of *July* 19*14*

Test. A. S. Johnson. Cl.

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

N. K. Jones,.....Complainant

vs) Chancery

J. J. Pulley,.....Defendant.

To N. K. Jones and J. J. Pulley:

Take notice that I shall, at my office, at Isle of Wight Courthouse, on Friday the 28th. day of November, 1913, at eleven o'clock A.M., proceed to execute the decree entered in the above entitled cause, on the 6th. day of October, 1913, an extract of which is as follows:

" On consideration whereof the Court doth adjudge, order and decree that this cause be referred to A. S. Johnson, one of the Commissioners of this Court, who will inquire into and report to Court as follows:

FIRST: The annual and fee simple values of the real estate now owned by J. J. Pulley, together with a full description of the same.

SECOND: An account of all lien debts against the said real estate, with their priorities, together with all delinquent taxes due thereon.

THIRD: Whether all the proper parties are properly before the Court.

FOURTH: Whether or not the rents and profits of the land mentioned in the bill and proceedings will, within five years, satisfy the cost of this suit, the complainant's judgment, and other lien debts, should there be any.

FIFTH: Any other matters specially stated, deemed pertinent by the Commissioner, or required to be stated by any party in interest.

Respectfully,



Commissioner.

Jones
n. Chauncy
Pulley

Notes to take
reference

Executed the note
in notice this the
27th day of Nov. 1913
in the County of
Isles of Wight by delivering
a true copy of same
to n. K. Jones + J. J. Pulley
in person

R. Augustus Emonds
shft.

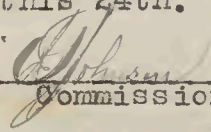
By B. Mulind White: DS.

COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF THE COUNTY OF ISLE OF WIGHT, GREETING:

We command you that you summon L. L. Vellines, A. B. Stott,
J. J. Pulley and R. M. Jones to appear before A. S. Johnson,
a Commissioner in Chancery for the Circuit Court of the
County of Isle of Wight, State of Virginia, at his office at
the Courthouse of said County, on Friday the 28th. day of
November, 1913, *at eleven o'clock A.M.* to testify in behalf of the complainant in
a certain cause in chancery in the said court depending in
which N. K. Jones is complainant and J. J. Pulley is defendant.
And have then and there this writ.

Witness, A. S. Johnson, Commissioner in Chancery, of
the Circuit Court of said Isle of Wight County, at his office at
Isle of Wight Courthouse, on this 24th. day of November, 1913.



Commissioner in Chancery.

E. H. Williams, p.q.

H. K. Jones
n^y Chancery
J. J. Pulley

Subpoena for witnesses
for inquests

Executed the within
summons this the
27th day of Nov, 1913
by in the County of
Delcos Wright by serving
a true copy of same
on each of the
within named persons
in person.

R. Aug. Edwards Siff
By B. Willard White
D.S.

COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF ISLE OF WIGHT COUNTY—Greeting;

We command you that you summon J. J. Pulley,

to appear at the Clerk's Office of the Circuit Court of the County of
Isle of Wight at the rules to be holden for the said Court on the
1st. Monday in September, _____, 1913, to answer a bill in
chancery exhibited against him _____ in our said Court by N. K. Jones,

And have then and there this writ.

Witness, A. S. JOHNSON, Clerk of our said Court, at the Court-
house, this 25th. day of July, _____, 1913, and in the
138th. year of the Commonwealth.

Clerk.

Not finding J. J. Pulley, nor any member of his family over the age of sixteen years at his usual place of abode I executed the within summon this the 9th, day of August 1913 within the County of Isle Of Wight by posting a true copy of same to the front door of the residence of the said J. J. Pulley.

R. Augustus Edwards, Sheriff.

By J. Frank Jordan D. S.

2

N. K. Jones

vs) Sub. in Chancery

J. J. Pulley,

To Ist. September rules, 1913.

See copy & display

In the presence of the

CIRCUIT COURT,

OF THE

COUNTY OF ISLE OF WIGHT

this 12 day of Aug. 1913

Robert Field

Jul. P. Jones Cen

IN THE CIRCUIT COURT FOR THE COUNTY OF ISLE OF WIGHT,

VIRGINIA:

N. K. Jones,.....Plaintiff,

- VS -

J. J. Pulley,.....Defendant.

-----oOo-----

TO THE HONORABLE, E. D. WHITE,

JUDGE OF THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY:

Complaining sheweth unto the Court, your complainant, N. K. Jones, that he, on the 15th. day of March, 1909, before M. F. Jordan, a Justice of the Peace, in and for the County of Isle of Wight, recovered a judgment against J. J. Pulley for the sum of Forty-four and 14/100 (\$44.14) Dollars, with interest thereon from the 18th. day of October, 1909, till paid, and \$3.00 for his cost expended in obtaining the said judgment; that the said judgment was docketed in the Clerk's Office for the County of Isle of Wight on the 29th. day of March, 1909, in Judgment Docket #3, page 102.

That the said J. J. Pulley owns a tract or parcel of land lying, being and situate in the County of Isle of Wight, Virginia, and bounded and described as follows:

A tract or parcel of land containing Twenty-five (25) acres, be the same more or less, and bounded by the lands of M. A. Delk, John S. Crocker and Geo. R. Pulley. It being the same land conveyed to the said J. J. Pulley by deed from A. E. Stott, Trustee; said deed bearing date of March, 19th. 1907; said tract of land being known as the "Oberry" tract.

Your complainant avers and charges that the rents and profits from the said land will not within five years satisfy your complainant's judgment, and that he is entitled to enforce a lien of the same by sale of the said real estate.

In tender consideration whereof, and for as much as your complainant is remediless in the premises, save by the aid of a Court of equity, where matters of this kind are properly cognizable, your complainant prays that the said J. J. Pulley may be made a party defendant to this bill, and required to answer the same, but answer under oath is hereby expressly waived; that proper process issue; that all proper orders and decrees may be made, and proper inquiries be directed; that if it shall appear that the said rents and profits of said real estate will not within five years satisfy your complainant's judgment, that the said real estate be sold, and the proceeds thereof be applied to the said judgment until the same is fully satisfied; that all such other, farther and general relief may be given your complainant as the nature of his case may require or to equity shall seem meet. And notice is hereby given that proper counsel fees will be asked for in the progress of this suit.

And your complainant will ever pray, etc.

W. K. Jones
By Counsel
J. Williams, Jr.
By Counsel

N. K. JONES,

VS. BILL:

J. J. WILLY.

1st. September rules, 1913.
Process returned executed. Bill Filed.
Decree nisi.

2nd. September Rules, 1913: Defendant not
appearing to plead, answer or demur, Bill
taken for confessed and case set down for
hearing.

E. H. WILLIAMS
ATTORNEY-AT-LAW
SMITHFIELD, VIRGINIA