

1918-002 Chancery Causes,
Isle of Wight County

J. P. Barlow vs Frank H. Little v J.
Petition of Frank H. Little
Petition of J. Sinwood Little

Sinwood Little, byvc

167

other surnames: Russell
Gay, Ramsey, Carroll

J. P. Barlow

vs. Bill

Frank A. Little et al.

February 2nd 1914
Bill removed of EON
ad libitum filed and
case docketed thereupon

GEORGE F. WHITLEY

ATTORNEY-AT-LAW

SMITHFIELD, VA.

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.

J. P. Barlow

By Counsel:
Geo. F. Whelan

since the said conveyance by the said Eddie J. Little, of his said interest in the said land, to the said D. Vernon Little, the said D. Vernon Little has conveyed to your complainant all of his right, title and interest in the said land, it being a one-half interest.

Your complainant states that the said real estate is as he believes, susceptible of partition among the parties thereto; but if it be not, then your complainant desires the same to be sold and the proceeds divided among your complainant and the infant defendants, according to their respective rights; the shares of said infants to be held as directed by the statute in such cases made and provided. Should the property be not divisible among the parties entitled thereto, your complainant believes, and here states, that the interests of those who are entitled to the said real estate or its proceeds, will be promoted by a sale of the whole of said real estate, or by an allotment of part and sale of the residue.

In tender consideration whereof, and in 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 alone and properly cognizable, your complainant prays that the said Frank H. Little and J. Linwood Little may be made parties defendant to this bill; that a proper guardian ad litem be assigned the infant defendants to defend their interests in this suit, who shall answer this bill; that proper process issue; that the said real estate be divided between the several parties entitled thereto, and your complainant's portion thereof be allotted to him, and in case the said real estate to be partitioned cannot be conveniently partitioned, that the same be exposed to sale and the proceeds be divided among the parties entitled thereto; that all proper orders and decrees may be made, and proper inquiries be directed, and that all such other, further and general relief may be afforded your complainant as the nature of his case may require or to equity shall seem meet. And

farm line of Burwell Green tract; then along the said Green line to a cedar post on George W. Barlow line; thens to a marked tree on Benjamin Bailey line; then to line of Nancy Tynes; thens said line to main run of Dolk's Swamp".

An authenticated copy of said will is herewith filed, marked "Exhibit A", and prayed to be taken as a part of this bill; that the said Edwin Little devised to his wife, Mary R. Little, all of his said real estate, during her life or until her marriage, and at the death or marriage of his said wife, Mary R. Little, directed and provided that all of the said land West and North of the line drawn in said will should go to Joseph C. Little during his life and at his death to the legal heirs of his body, if any, and if not then to Mattie B. Little, now Russell, and in case of the death of Joseph C. Little and Mattie B. Little, now Russell, without a legal heir of the body of either, then to Mary E. Little.

That since the death of the said Edwin Little, Mary R. Little, his wife, and Joseph C. Little have departed this life; that the said Joseph C. Little left surviving him the following children: Eddie J. Little, L. Vernon Little, Frank H. Little and J. Linwood Little, the last named two being now infants under the age of twenty-one years, who were at that time the owners in fee simple of the above mentioned land devised to Joseph C. Little for life, remainder to the heirs of his body, by the said will of the said Edwin Little.

That since the death of the said Joseph C. Little, the said Eddie J. Little has conveyed his one-fourth interest in the said land so devised, to the said L. Vernon Little, by a deed dated on the 13th day of March, 1912, and recorded in the Clerk's Office for the County of Isle of Wight, in D. E. _____, page _____, a copy of which deed is herewith filed, marked "Exhibit B", and prayed to be read as a part of this bill; that

IN THE CIRCUIT COURT FOR THE COUNTY OF ISLE OF WIGHT, VIRGINIA:
APRIL TERM, 1913.

* * * * *

J. F. Barlow,.....Plaintiff,

- VS -

Frank H. Little and J. Linwood
Little, infants under the age of
twenty-one years, by M. H. Williams,
Guardian ad Litem,.....Defendants.

* * * * *

-----oOo-----

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

Complaining sheweth unto the Court, your complainant
J. F. Barlow, of the County of Isle of Wight, Virginia, the follow-
ing case.

That Edwin Little departed this life in the year
1879; that he died seized and possessed of certain real estate
situate in the County of Isle of Wight, State of Virginia, and that
by the last will and testament of the said Edwin Little, which was
duly admitted to probate in the County Court of the County of Isle
of Wight, Virginia, on the 5th day of January, 1880, he divided the
said real estate into two tracts or parcels, the division line
running as follows:

"Commencing a line at a marked gum in branch, on Mallory
Jones line; then up branch in field to a marked hickory
tree near head of branch; then to a marked black gum on

State of Virginia,
In the Circuit Court for Isle of Wight County.

Barlow		Plaintiffs.
vs.		In Chancery.
Little.		Defendants.

To the Honorable B. D. White,
Judge of the said Court.

Your petitioner, Frank H. Little, one of the defendants in the suit of Barlow vs. Little, now depending in this honorable Court, states that he will be of age on Saturday, June 20th, 1914, and he prays that his portion of the fund arising from the sale of the land in this suit, be ordered to be paid over to him as an adult, as soon as may conveniently be done after the said 20th day of June, 1914, subject to such costs and expenses as may have been incurred in this suit.

Very respectfully,

Frank H. Little

State of Virginia,
Corporation of the City of Norfolk, To-Wit:

I, C. Whittle Sams, a Notary Public for the Corporation aforesaid, in the state of Virginia, do certify that Frank H. Little whose name is signed to the petition and affidavit above, hath duly made oath to the truth of the statements therein contained, before me in my Corporation aforesaid.

Given under my hand this 17th day of June, 1914.

C. Whittle Sams

Notary Public.

11.
J. P. BARLOW

vs.

CHANCERY NO. 167

PETITION

FRANK H. LITTLE, ET AL

1917
May 2.
Recd, 3d W.

George F. Whitley,
Attorney for Petitioner.

Columbia, in my said City.

Given under my hand this 24th day of January, 1917.

My commission expires on the 27 day of December 1921

Foye M. Macdonald

Notary Public, D.C.



VIRGINIA:

IN THE CIRCUIT COURT FOR THE COUNTY OF ISLE OF WIGHT

J. P. BARLOW,	)	
Plaintiff	)	
vs.	:	Chancery No. 167.
	)	
FRANK H. LITTLE, ET AL,	)	
Defendants.	)	

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

Your petitioner, J. Linwood Little, one of the infant defendants in the above styled suit now pending in this honorable court, here states that on the 20th day of November, 1916, he became twenty-one years of age; that he has been informed by Parke P. Deans and George F. Whitley, Special Commissioners in this suit, that they have in hand, as his proportionate share of the proceeds derived from the sale of the property in the bill and proceedings mentioned, the sum of Five Hundred and Fourteen Dollars and thirty-seven cents; Five Hundred Dollars of which amount is evidenced by a bond signed by Edward M. Baker, payable on demand to the said Special Commissioners, which bond is now secured by a deed of trust; that the remainder, Fourteen Dollars and thirty-seven cents is deposited in the Merchants and Farmers Bank, Incorporated, of Smithfield, Virginia.

Your petitioner prays that the said Parke P. Deans and George F. Whitley, Special Commissioners, be ordered by this court to proceed immediately to realize on said bond either by collecting the amount of the same from the said Edward M. Baker or selling and assigning the same to someone who will pay to said Special Commissioners the full face value thereof, and out of the proceeds of the amount realized on said bond and the Fourteen Dollars and thirty-seven cents now on hand they first pay all legal costs and charges in this suit, and the remainder promptly pay over to your petitioner.

J. Linwood Little

DISTRICT OF COLUMBIA,
CITY OF WASHINGTON, TO WIT:

Subscribed and sworn to before me, George H. Macdonald, a
Notary Public in and for the said City of Washington, District of

J. P. Barlow

Va. } Answer of
Guardian ad litem

Wm. H. Little et al.

Filed Feb'y 2 - 1914

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

And now, having fully answered, these defendants
pray to be hence dismissed, with their costs, etc.

Tham & Little)
James Little) By E. H. Williams
Guardian ad Litem.

E. H. Williams, Guardian ad Litem of said infants.

STATE OF VIRGINIA,

County of Isle of Wight, to-wit:

Sworn to before me in my County aforesaid by E. H. Williams, guar-
dian ad litem as aforesaid, this 7th day of February,
1915.

William C. C. M. Notary Public.
My commission expires , 1915.

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

J. F. Barlow,.....Plaintiff,

- VS -

Frank H. Little and J. Linwood
Little, infants under the age of
twenty-one years, by M. H. Williams,
Guardian ad Litem,.....Defendants.

IN CHANCERY:

-----oOo-----

The answer of Frank H. Little and J. Linwood Little, infants under the age of twenty-one years, by M. H. Williams, a discrete and competent attorney at law, their Guardian ad Litem, assigned to defend them in this suit, and the answer of M. H. Williams, Guardian ad Litem of the said infant defendants, to a bill of complaint exhibited against the said infants by J. F. Barlow, in the Circuit Court for the County of Isle of Wight.

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. The 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.

J.P. Barlow
 n { Chamberly
 Trans. H. Lill it as

Report of Commissioner
 on duties for registers

Filed

In the CLERK'S OFFICE of the
 CIRCUIT COURT,
 OF THE

COUNTY OF ISLE OF WIGHT

this 5 day of Feb 1914

Int. Arthur Clatts

four of them living, one dead, the one dead died small, never
having married. It was a boy. The living ones are Eddie,
Vernon, Frank and Linwood.

Q. What is the character of this land? A. Farm land.

And further this deponent saith not.

B. G. Carroll

March 5, 1914

H. J. Johnson
Court in Chancery

Q. What is the annual value of the farm ? A. I think about a hundred and twenty to twenty five or thirty dollars would be a fair rental for it a year.

And further this deponent saith not.

J. Ramsey

B. G. Carroll being duly sworn deposes and says:

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

B. G. Carroll, forty three years old, live in Isle of Wight County, and am a farmer? A.

Q. Are you acquainted with the land given to Joseph C. Little by his father Edwin Little, and to his children after the death of Joseph Little? A. I am, I live about a quarter of a mile of it, I have land adjoining it. I have been knowing it all my life.

Q. What do you consider a fair cash value for this tract of land, and what a rental value? A. Well I think about two thousand dollars, not over twenty five hundred dollars under any consideration. The land is in very poor condition, the timber on it is small, the fences are down, and the buildings not in good condition.

Q. How many acres in this tract, open and in woodland? A. Thirty or forty open and and should judge about a hundred acres in all.

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

Q. Please state how you would make a division of the land if you had to do so? A. I would sell it and divide the money that is the only way to do it.

A. Do you know whether any party in interest will take the whole of the land and pay the others for their shares? A. Well, I should judge Mr. Barlow would if he can get it at a satisfactory price.

Q. Who are the children of Joseph C. Little? A. There are

John F. Ramsey being duly sworn deposes and says:

BY THE COMMISSIONER:

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

A. J. F. Ramsey, I am seventy two years of age my next birth day. I live in Isle of Wight County and am a farmer.

Q. Please state whether you know the property of which Edwin Little died siezed and possessed, and which is now owned by the~~ir~~ heirs, or their grantees, of Joseph C. Little? A. Well, I know it. I have been going by the place and been on it numbers of times, I took Mr. Gay over there and as good as sold him the lumber, had he couldn't have known anything about it.

Q. The piece of land which he gave to Joseph Little for life and which is now the property of Joseph Little's children, and Mr. J. P. Barlow. Do you know that piece?

A. Yes. I know where the land lies all right.

Q. Please state what you think it is worth, and what ought it to rent for a year? A. Well, I think twenty five hundred dollars is probably a good price for it. If I could go over it and see it, the fences and buildings, I think I should say about twenty five hundred dollars.

Q. Do you know anything about the timber on this tract of land?

A. Very little.

Q. How much of the land is clear and what is its condition to the best of your knowledge? A. Well I will say between thirty and forty acres, I think. The condition is bad I think. The land is, think, washy and broken. That means places, not the whole farm.

Q. This property is now owned by two of the heirs of Joseph C. Little and J. P. Barlow, the children owning one half and Mr. Barlow owning one half. Can it be conveniently divided among these parties? A. I would not say so. I do not see any other way to divide it except to sell it and divide the money. Taking into consideration everything this is the only way it could be divided.

BY THE COMMISSIONER:

Q. Mr. Gay, have you ever made any attempt to estimate the value of the timber on this piece of land? A. No. Mr. Barlow asked me to come and look it it, not as to the timber, but on account of the whole farm on account of this suit.

Q. Is the timber on this tract of land ready to cut now?

A. I cannot tell only what I can see from the field, and judging from this view it would be a waste to cut the timber now.

Q. Mr. Barlow, it appears, is the owner of two interests in this land, or one half. Considering that this is true, then what do you consider the tract of land worth to him or to any other man? A. I say as I did before, I think twenty five hundred dollars is a good price for it.

Q. Are you acquainted with the condition of the fences on this tract of land? A. I am on the East side- it is run down.

Q. Can this tract of land be equally divided among the parties entitled to share therein? A. Why it would be absolutely impracticable.

Q. What is the ^{how} character of the land, I mean whether it is so situated as to be divisible in building lots or farm land? A It is all farm land.

Q. How far from the nearest transportation? A. about ten miles to Smithfield. It is on the road between Smithfield and Mill Swamp church and about three miles from the church.

Q. Could a part of it be sold and the balance allotted to any of the parties with convenience? That would be impracticable. It would be better to sell the whole and divide the money. I would not give in proportion for half of it what I would give for all of it. ² Is this land high land or any of it low and swampy? A. One edge of it is swampy, and some of it is swampy.

And further this deponent saith not.

B. Gay

Q. To a party desiring to make it a home you consider the property of more value than as a matter of speculation?

A. It would bring more money for that but it would not be worth any more money than that.

Q. Mr. Gay, if the property was leased for a term of years what do you consider would be the rental value of the property? A. Judging that by a place within five miles of Smithfield, this man that lives at the place about five miles from Smithfield said he would rent out his place for one hundred and twenty five dollars a year, and there is about the same acreage in the place he was talking about as in this place.

Q. Please state whether you have sold your tract of land and if so at what price? A. Yes, I have sold it, to Surry Lumber Company. I sold it to Surry Lumber Company for forty five hundred dollars. We estimated it to be a million feet of timber on it, about half of it is original growth, and as pretty as I ever saw. I offered to sell the land for seven hundred dollars with the timber cut off it.

Q. Are you prepared to say whether the timber on this particular tract of land has been cut since the other land, the land you purchased? A. I couldn't say whether the timber has been cut from it since the piece I bought or not. I know that it is nothing like as large.

Q. I understand that the Board of Supervisors are to build a good road by this land-what increase in valuation would it make in your judgment? A. I don't know. It would be worth more money, but I understand that they will make the people along the road pay taxes to keep it up.

Q. Don't you know that they cannot tax adjacent land owners for this purpose? A. They are not going to tax them but they have asked the people along the road to make private donations to this road for its building.

were on the property?

A. I have known the property about three years. Was on the same last January.

Q. How many acres of open ground there?

A. I reckon there is something like thirty or thirty five.

Q. Are you the owner of a part of the Edwin Little tract of land from which this tract was taken? A. Yes sir.

Q. How many acres in the piece of land of this tract owned by you? A. One hundred and ten.

Q. In what condition are the buildings on this property? A. There is a very small one story house there, and that building was there thirty three years ago, and there is one small barn, and they are in medium condition.

Q. What would ^{you} estimate the value of these houses to be? A. Why thouses could be put there new for eight hundred dollars easy,

Q. What would you estimate the value of the open land per acre? A. I dont know, I have not figured on it that way. I thought twenty five hundred dollars would be a good price for the whole of it, on the market, and I get at that by buying a hundred and ten acres of it with a million feet of timber on it for twenty two hundred and fifty dollars.

Q. Is this piece of land worth more than the piece you bought?

A. I dont think so, with the timber on it, I know ^I rather have the piece I bought.

Q. Then twenty two hundred and fifty dollars would be a splendid valuation, would it not? A. I would judge so unless there is right much more timber than I have any idea is on this tract.

Q. What do you think this property would rent out for a year?

A. Now, George, I think a hundred or a hundred and twenty five dollars would be a plenty for it. I would not like to give any more for it in the present condition of the land.

CROSS EXAMINATION BY MR. DEANS.

Q. Mr. Gay, who lives upon that property? A. Mr. Plenny Barlow lives there now, the complainant in this suit.

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

J. P. Barlow,.....Complainant

vs) Chancery

Frank H. Little et al, infants,.....Defendants.

The depositions of B. P. Gay, John F. Ramsey, and others, taken before me, A. S. Johnson, a Commissioner in Chancery for the Circuit Court of the County of Isle of Wight, at the Courthouse of the said County, on Thursday the 5th. day of March, 1914, by agreement of counsel for complainant, counsel for Frank H. Little, and the guardian ad litem, to be read as evidence in the above entitled cause, in the execution of a decree entered therein on the 25th. day of February, 1914.

Present, George F. Whitley, p.q.
Parke P. Deans, for Frank H. Little
E. H. Williams, guardian ad litem.

DIRECT EXAMINATION BY MR. WHITLEY:

B. P. Gay being duly sworn, testified as follows:

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

A. B. P. Gay, I am forty nine years of age, live in Smithfield Isle of Wight County, am a farmer and lumberman.

Q. The land mentioned in these proceedings is known as a part of the Edwin Little property, devised to Joseph Little and then to his heirs. Are you acquainted with this property?

A. I am acquainted with the open land and a portion of the wood land?

Q. How long have you known it and when was the last time you

FOURTH: The annual value of the land herein mentioned is estimated by the parties testifying, to be about a hundred and twenty five dollars, or may be a hundred and thirty dollars.. The fee simple value is estimated at from two thousand do twenty five hundred dollars. Two of the witnesses testifying, namely, B. P. Gay, and John F. Ramsey, appear to know the land only in a general way. Mr. Gay seems to think twenty two hundred and fifty dollars is a very good price for it. Mr. Ramsey states that if he could go over the land and look at it that he believes he would put the price at twenty five hundred dollars. This is very indefinite. Mr. B. G. Carroll lives on or owns land adjoining this tract and states that he has known it all his life, and he estimates it to be worth two thousand dollars, not over twenty five hundred dollars. All of the parties testifying are men of good judgment and sound discretion. Mr. Carroll is, very probably, better acquainted with the land than any one of the other parties, from the testimony of all of them, and the land, under good conditions might bring as much as twenty five hundred dollars, though if it were to bring only two thousand dollars, your Commissioner believes that it would be a fair price.

J. P. Barlow is the owner of one half of this tract of land, being alienee of L. Vernon Little and Eddie J. Little, two of the children of Joseph C. Little, deceased, and the other half is owned by the infant defendants herein.

This land came to the present owners by the will of their grandfather (the grandfather of the infant defendants herein) through their father, who owned a life estate therein, so provided by the last will and testament of Edwin Little deceased, a copy of which is filed with the Bill herein.

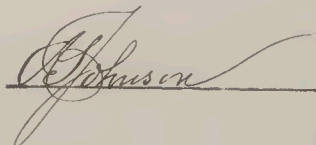
Your Commissioner finds a lien of record against the complainant, J. P. Barlow, affecting his part of said land, evidenced by a deed of trust of record, securing to Jno. G. Wilson the payment of the sum of four hundred dollars.

FIFTH: All of the necessary parties to this suit appear to be properly before the Court.

SEVENTH: This tract of land consists of some ninety or a hundred acres, thirty five or forty of which is cleared land, with ordinary buildings thereupon, in moderate repair; the fences being in bad condition, and the land in a general run-down state. It is the part of a tract of land owned by Edwin Little, estimated, according to the record in the Clerk's Office of this Court, two hundred acres, lying to the West and North of a line mentioned in the Will of said Edwin Little, copy of which is filed, as stated heretofore, with the Bill in this proceeding. One hundred and ten acres of this tract of land has been conveyed to B. P. Gay, and, according to the record, there remains only ninety acres in the tract of land the subject of this proceeding. It is on the road leading from Smithfield to Mill Swamp about ten miles from Smithfield.

Respectfully,

Court fee \$15.00

 Commissioner.

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

-----CHANCERY-----

J. P. BARLOW,.....COMPLAINANT.

vs) No. 167.

FRANK H. LITTLE AND J. LINWOOD LITTLE,
INFANTS,.....DEFENDANTS.

TO HONORABLE B. D. WHITE,

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

The undersigned, one of the Commissioners
of Your Honor's Court, to whom has been referred the
papers in the above entitled cause, in the said court
pending, for the execution of a decree entered there-
in on the 25th. day of February, 1914, respectfully
reports:

That on March 5th. 1914, by agreement of coun-
sel for complainant and one of the infant defendants,
namely, Frank H. Little, and the guardian ad litem for
the other infant defendant, J. Linwood Little, your
Commissioner took the testimony of B. P. Gay, John F.
Ramsey and B. G. Carroll, competent witnesses, in the
presence of Parke P. Deans, representing the infant,
Frank H. Little, E. H. Williams, guardian ad litem
for the infant defendants, and George F. Whitley,
counsel for the complainant, J. P. Barlow; which said
testimony was taken down in writing, and is filed here-
with, and is to be read as a part of this report.

From the testimony taken as aforesaid, and
by reference to the records in the Clerk's Office of
this Court, your Commissioner is informed and reports:

FIRST: That the real estate mentioned and
described in the Bill cannot be conveniently divided
in kind.

SECOND: That it appears probable that J. P.
Barlow, a half owner in said tract of land, will take
the whole tract and pay the others for their shares;
though this does not appear certain. If this is not
so then it appears that the whole tract should be sold
and the proceeds thereof divided, after payment of costs
of this suit and the liens against the interest herein-
after mentioned.

THIRD: An allotment of part and sale of the
residue will not promote the interest of any party.

6
J. P. Barlow.

VS) Report of Special
Commissioners.

Frank H. Little, et als.

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

Received of P. P. Deans and Geo. F. Whitley, Commissioners
in the suit of Barlow vs. Little, the sum of \$7.50 one-half
of commissioner in chancery's fee.

A. Johnson
Commissioner in Chancery.

Received of P. P. Deans and Geo. F. Whitley, Commissioners
in the suit of Barlow vs. Little, the sum of \$5.00 , one-half
of premium on bond.

A. S. Barrett
Agent.

Received of P. P. Deans and Geo. F. Whitley, Commissioners,
in the suit of Barlow vs. Little, the sum of \$12.50, one-half
of Court cost, *including ~~for~~ taxed costs*
fee (1/2).

A. Johnson
Clerk.

Received of P. P. Deans and Geo. F. Whitley, Commissioners,
in the suit of Barlow vs. Little, et als, the sum of \$50.00
counsel fee.

Geo. F. Whitley
Attorney.

Received of P. P. Deans and Geo. F. Withley, Commissioners
in the suit of Barlow vs. Little et als, the sum of \$5.00
one -half of cost of drawing deed.

Geo. F. Whitley
Geo. F. Whitley

Received of P. P. Deans and Geo. F. Whitley, Commissioners in
the suit of Barlow vs . Little, the sum of fifty cents (50¢)
half of cost of taking acknowledgements to deed.

Geo. F. Whitley

By cash paid J. R. Rowell, Jr, for
taking acknowledgements to deed
per voucher, \$.50

By amount paid A. S. Johnson, Commis-
sioner in Chancery, one-half of
fee per voucher, 7.50

By cash paid A. S. Barrett, agent,
one-half premium on bond, per
voucher, 5.00

By amount paid Clerk, for one-half
court cost, per voucher 12.50

~~By cash paid W. E. Leine, Treasure,
one half taxes due, per voucher~~

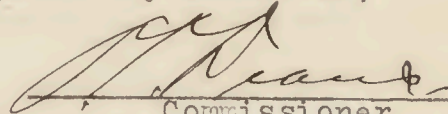
By balance

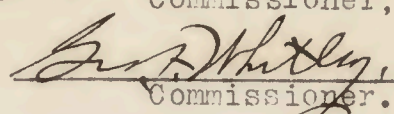
1028.75
\$ 1125.00 1125.00

To balance deposited in The Merchants
And Farmers Bank Inc. to the credit
of Commissioners.

\$ 1028.75

Respectfully submitted,



Commissioner,


Commissioner.

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

J. P. Barlow,.....Plaintiff
vs. In Chancery,
Frank H. Little, et als.....Defendants.

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

The undersigned, P. P. Deans, and Geo. F. Whitley,
Special Commissioners, appointed as such by a decree entered in this
cause on May the 6th, 1914, respectfully submit the following
report:

That, pursuant to said decree they accepted the bid of
J. P. Barlow, of the sum of \$1125.00, for the one-half interest
of the said defendants in the land in the bill and proceedings men-
tioned; that they have collected the said amount from the said
J. P. Barlow, and deposited the same in The Merchants and Farmers
Bank Incorporated, of the Town of Smithfield, Virginia; that
they have executed to the said J. P. Barlow, a good and sufficient
deed, with special warranty, conveying the said one-half interest
of the said defendants; that they have, out of the said amount, paid
one-half of the cost of this suit, one-half of the taxes, and
and an attorney's fee of \$50.00 to P. P. Deans, as follow:

To amount received for interest of defendants in land;	\$1125.00
By cash paid P. P. Deans, Attorney fee, per voucher	\$50.00
By cash paid P. P. Deans and Geo. F. Whitley, one-half cost drawing deed, per voucher	5.00
By cash paid P. P. Deans and Geo. F. Whitley, Commissioners, one-half commissions, per voucher	15.75

20.75

8

J. E. Barker

Wb) report of Special
Commissioners.

Frank H. Little et als.

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

is secured by a deed of trust on real estate in the County of
Isle of Wight, valued at \$5,000.00.

Your said Special Commissioners respectfully ask that, as
there is between Five and Six Hundred Dollars in their hands, that
the Court order the amount of their bond reduced to at least the
sum of \$1,000.00.

Respectfully submitted.


Special Commissioner.


Special Commissioner.

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

J. P. Barlow, Plaintiff,

Vs

Frank H. Little et als, Defendants.

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

The undersigned Special Commissioners beg leave to make the following report:

That by a decree entered in this cause on the 26th day of June, 1914, Your said Special Commissioners were ordered to pay to Frank H. Little the sum of \$524.37, the amount purporting to be one-half of the balance in hand after paying the cost of the suit. Your said Special Commissioners here state that, as will be shown by the said decree, the balance in the hands of the said Special Commissioners at that time was \$1,028.75, one-half of which would be \$514.37, the amount which should have been ordered to be paid to the said Frank H. Little. Your said Special Commissioners here state, that they paid to the said Frank H. Little the sum of \$524.37 as will be shown by a check for said amount, drawn on the 26th day of June, 1914, payable to Frank H. Little, which said check has been collected by the said Frank H. Little and is hereto attached. The said Frank H. Little, however, on being informed that he had received \$10.00 more than was due him, has returned to your said Special Commissioners the said amount of \$10.00.

Your said Special Commissioners here state that they did, on the 29th day of June, 1914, place on time deposit in the Merchants & Farmers Bank of Smithfield, Virginia, the sum of \$514.37, the amount due J. Linwood Little; that on the 4th day of January, 1915 your said Special Commissioners loaned to Edward M. Baker the sum of \$500.00, taking from him one bond payable on demand, with interest from date to the said Special Commissioners, which said bond

Smithfield, Va., June 26th 1914 No.

The Merchants & Farmers Bank

68-234

Smithfield, Va.

PAY TO THE
ORDER OF

Frank A. Little

\$524³⁷/₁₀₀

Five hundred twenty four and ³⁷/₁₀₀ in Dollars

Per James S. F. White,
Sgt. Comm. in Barlow & Little

J. I. BARLOW,

VS) IN CHARGE, Y.

FRANK H. DISTIN, ET AL.

Report of Special
Commissioners.

1917
May 7.
Filed B.D.W.

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

That the total amount of interest due the said J. Linwood Little is Seventy dollars and sixty-five cents;

That the following is a statement of the costs and taxes which have been paid, and are to be paid out of the said interest:

Taxes for the year, 1915,.....	1.00
Taxes for the year, 1916,.....	4.75
Taxes for the year, 1917,.....	4.75
Premium on bond, 1915,.....	10.00
Premium on bond, 1916,.....	10.00
Clerk Costs,.....	8.64

Your Commissioners further report that the amount now due the said J. Linwood Little, after the payment of the above mentioned taxes and costs, ^{is} five hundred and fourteen dollars and thirty-seven cents, the principal amount, and thirty-one dollars and fifty-one cents, balance due on interest; making a total of five hundred, forty-five dollars and eighty-eight cents.

Your Commissioners further report that the said J. Linwood Little has arrived at the age of twenty-one years, and has filed with your Commissioners his petition to your Honor, asking that the said Commissioners be ordered to pay to him the amount due him out of the said proceeds of the sale of the property in the bill and proceedings mentioned; therefore, your Commissioners respectfully request that they be ordered to pay to the said J. Linwood Little, the sum of five hundred, forty-five dollars, and eighty-eight cents.

Respectfully submitted.

Ben R. Deane,
Special Commissioner,

Geo. F. Whitley,
Special Commissioner.

VIRGINIA:

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

J. P. Barlow,.....Plaintiff,

VS) IN CHANCERY,

Frank H. and J. Linwood
Little,.....Defendants.

_____oOo_____

TO THE HON. H.D. WHITE, JUDGE OF THE SAID COURT:

The undersigned Special Commissioners, beg leave
to make the following report:

That at the request of Edward M. Baker, who borrowed the sum of five hundred dollars from the said Special Commissioners, and executed his bond for the same, have assigned the said bond to the purchaser thereof, collecting from the said purchaser the sum of five hundred dollars, which has been deposited in The Merchants and Farmers Bank, Incorporated, of the Town of Smithfield, Virginia, to the credit of the said Special Commissioners;

That the said Special Commissioners have deposited in the said The Merchants and Farmers Bank, Incorporated, the sum of fourteen dollars and thirty-seven cents which last amount mentioned, together with the sum of five hundred dollars, represents the principal amount due J. Linwood Little for his share of the proceeds derived from the sale of the property in the bill and proceedings mentioned;

BARLOW,

VS) IN CHANCERY NO.167,

J.LINWOOD LITTLE, ET AL.

REPORT OF
SPECIAL COMMISSIONER.

1918
Feb. 4.
Filed for Recd.

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

VIRGINIA:

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

J. P. BARLOW,

VS) IN CHANCERY No.167,

FRANK H. LITTLE, AND J. LINWOOD LITTLE.

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

The undersigned Special Commissioner begs leave to
report as follows:

That pursuant to a decree entered in this cause on
the 2nd day of May, 1917, he has paid the taxes and cost as
mentioned in said decree, and has paid to J. Linwood Little,
the sum of \$545.88, as ordered by the said decree, and as is
evidenced by the receipt of J. Linwood Little, herewith filed.

Respectfully submitted.


Special Commissioner.

Barlow,

Vs) Chancery No.167,

Little et als.,

Reciept of

J. Linwood Little.

VIRGINIA:

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

J.P.BARLOW,.....Plaintiff,

VS) CHANCERY NO. 167,

FRANK H. LITTLE, ET ALS,.....Defendants.

Recieved of Parke P. Deans and Geo. W. Whitley,
Special Commissioners in the above entitled cause, Five
Hundred and Fourteen Dollars and thirty ~~s~~evencents (\$514.37)
the principal amount due me and Thirty One Dollars and
sixty one cents (\$31.61) balance in full of interest
due me after the payment of taxes and cost. *This sum*

28-1917

Frank H. Little

Thurs

Wm B. Ball
att for F. H. Little

2
J. P. Barlow

vs. Deane J. Reference

Frank H. Little, et al.

1914

Feb 25th 1914

Enter this.

GEORGE F. WHITLEY

ATTORNEY-AT-LAW

SMITHFIELD, VA.

the following inquiries:

W FIRST: Whether the real estate in the bill and proceedings mentioned can be conveniently divided among the several parties entitled thereto;

SECOND: 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 may entitle them to;

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

FOURTH: The annual and fee-simple values of the real estate in the bill and proceedings mentioned, and the respective interests of the parties entitled thereto *and how the same were acquired*

FIFTH: Whether or not there are any liens on the said land for delinquent taxes or otherwise, and whether or not there are any liens on the interest of any party in the said land;

SIXTH: Whether all the proper and necessary parties are properly before the Court.

seventh:- a description of said land and where located.
Which several inquiries the said Commissioner shall make and report to Court, together with any matter specially stated deemed pertinent by himself or required by any party in interest to be stated *and to quote and the testimony taken by him.*

IN THE CIRCUIT COURT FOR THE COUNTY OF ISLE OF WIGHT, VIRGINIA:
APRIL TERM, 1913.

* * * * *

J. P. Barlow,.....Plaintiff,

- VS -

Frank M. Little and J. Linwood
Little, infants under the age
of twenty-one years, by H. H.
Williams, Guardian ad Litem,...Defendants.

* * * * *

-----oOo-----

This day came the complainant, J. P. Barlow, and by leave of Court filed his bill of complaint, and exhibits therewith; and upon motion of the said complainant it is adjudged, ordered and decreed that H. H. Williams, a discrete and competent attorney at law practicing in this Court, be and he is hereby appointed guardian ad litem for the infant defendants, Frank M. Little and J. Linwood Little, to defend their interests herein; and on motion of the said guardian ad litem, he is hereby given leave to file his own answer and the answers of the said infants to the said bill of complaint, to which said answers the complainant replied general; and, on motion of the said complainant this cause is placed upon the docket, whereupon this cause came on to be heard upon the bill of the complainant and the exhibits filed therewith, and upon the answers of the guardian ad litem and the infant defendants, by said guardian ad litem, and upon the general replication to said answers.

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

J. P. BARLOW,

VS) D E C R E E:

FRANK H. LITTLE, et als.

1914
May 6
Entered
B. W.

C-612 57 2 35

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

missioners shall do no act under this decree until they shall have entered into a bond, with sufficient surety, ^{before} ~~in the Clerk's Office~~ of this Court, to be approved by the Clerk, payable to the Commonwealth of Virginia, in the penalty of \$ 1800⁰⁰, and conditioned upon the faithful discharge of their duties under this or any other decree in this cause.

And this cause is continued.

and convey, by a good and sufficient deed ^{with covenant of} Special Warranty, to ^{the said} J. P. Barlow ^{one half interest of the said Frank H. and J. Linwood Little} the lands in the bill and proceedings mentioned and described, as follows:

That certain piece or parcel of land situate, lying and being in Hardy Magisterial District, of the County of Isle of Wight, near Pons Post-Office, and adjoining the lands of the Surry Lumber Company, Lucy M. Bell and Nannie Bell, George W. Barlow, Ocie Gwaltney, The County Road leading from Pons Post-office to Smithfield, and others; and being all of the land owned by Edwin Little at his death, lying on the North and West sides of the division line as mentioned in the last will and testament of the said Edwin Little, Deceased, which said division line is as follows:

"Commencing a line at a marked gum in branch, on Mallory Jones line; then up branch in field to a marked hickory tree near head of branch; then to a marked black gum on farm line of Burwell Green tract; then along the said Green line to a cedar post on George W. Barlow line; thens to a marked tree on Benjamin Bailey line; thens to line of Nancy Tynes; thens said line to main run of Delk's Swamp."

And the Court doth adjudge, order and decree that the said Special Commissioner pay out of the said proceeds ^{one half of} the costs of this suit and ^{one half of the} taxes that may be due and chargeable against the said property, and to George F. Whitley an attorney's fee of \$50.00.

And the said Special Commissioners are directed to divide the remainder of said proceeds into two equal shares, one of said shares to be paid to J. P. Barlow; ^{that the complainant pay} ^{and one half of the costs of this cause, and after} ^{paying one half of said costs out of the same} ^{belonging to said defendant, the remainder} ^{shall be deposited in the Merchants and} the other share, an attorney's fee of \$ ^{to be paid to P. P.}

Deans for his services as attorney for the two infant defendants, Frank H. Little and J. Linwood Little, and that the remainder of the said last mentioned share be deposited in the MERCHANTS AND FARMERS BANK, Inc., of Smithfield, Virginia, to the credit of the said Special Commissioners, subject to the further order of the Court.

The said Special Commissioners are directed to report their proceedings hereunder to Court. But the said Special Com-

*Award an attorney's fee of fifty dollars to J. P. Barlow.

IN THE CIRCUIT COURT FOR THE COUNTY OF ISLE OF WIGHT, VIRGINIA,
APRIL TERM, 1914.

* * * * *

J. P. BARLOW, ...Plaintiff, *

--VS-- *

FRANK H. LITTLE, et als.....Defendants. *

* * * * *

-----oOo-----

This cause came on this day to be again heard on the papers formerly read, and the report of A. S. Johnson, Commissioner in Chancery, filed in this cause on the 5th. day of March, 1914, to which report there are no exceptions, and was argued by counsel.

On consideration whereof, it being clearly shown by the said report and the evidence returned therewith, ~~that the interests of the parties entitled to the property in the bill and proceedings mentioned, will be promoted by a sale of the whole property, that the said property cannot be conveniently divided among the several parties entitled thereto, that J. P. Barlow will take the entire property and pay the others entitled to share therein their proportionate part,~~ *Such sum as they may be entitled to* and that all the proper parties to this cause are properly before the Court, the Court doth approve and confirm the said report.

And it appearing to the Court from statement of counsel *the sum of \$1150.00* made at bar, that J. P. Barlow has made a cash offer of ~~\$2250.00~~ *\$1150.00* for the property mentioned in the bill and proceedings, ~~the court doth adjudged, order, and decree that George F. Whitley and P. P. Deans, who are appointed Special Commissioners for that purpose, accept the cash bid of \$2250.00, as made by J. P. Barlow, and that they collect from the said J. P. Barlow the said sum of \$2250.00~~ *the one half interest of the defendants is* *him*

collars

7
J. P. Barlow.

VS) Decree Confirming Report
of Special Commissioners.

Frank H. Little et als.

1914
June 25
H. Little
1310 S.

COB. #7 p 239

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

have been made by a reputable Attorney at Law, and filed with
the papers in this cause; and further that loan shall not be
made on any real estate for more than two thirds its value.

And the court doth further adjudge, order and decree that
the said commissioners shall pay out of the interest received
from the deposit or loan of the money all taxes on said amount
and the remainder to be paid to the guardian of the said
J. Linwood Little.

And the said Commissioners shall report to Court how
they have executed this decree.

And this couse is continued.

By amount paid A. S. Barrett, Agent, one-half premium on bond	\$ 5.00
By amount paid Clerk one-half Court cost	12.50
~~By amount paid W. P. Laine, Treasurer, one-half taxes~~	
By balance	1028.75

\$ 1125.00 \$ 1125.00

And that there is now a balance of \$1028.75 deposited to the credit of the said commissioners in the The Merchants and Farmers Bank, Inc. at Smithfield Virginia; and that the receipts for the payments as above mentioned are filed with the said report, the Court doth confirm the said report.

And it appearing to the Court from the said petition of Frank H. Little, that the said Frank H. Little, became of age on the 20th, day of June 1914; and that the said Frank H. Little, desires that his portion of the fund arising from the sale of the land in this suit be paid over to him, the Court doth adjudge order and decree that the said commissioners shall pay over to the said Frank H. Little, the sum of \$524.37 it being one-half of the said balance and the full amount due the said Frank H. Little, out of the fund arising from the sale of the land in this suit.

And the Court doth further adjudge and decree that the said commissioners shall forth-with place on time deposit with the The Merchants and Farmers Bank Inc. of Smithfield Virginia, the sum of \$524.38 it being one-half of the said balance and the full amount due J. Linwood Little, out of the funds arising from the sale of the land in this suit; and that the said commissioners shall proceed to secure a loan of the said amount, said loan to be secured by a deed of trust on real estate, but not to be made until the title to such real estate shall have been examined and a certificate to the effect that the title is good shall

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

J. P. Barlow..... Plaintiff,

vs. Decree

Frank H. Little, et als,.....Defendants.

This cause came on this day to be again heard on the papers by formerly read and on the report P. P. Deans and Geo. F. Whitley Special Commissioners, this day, by leave of court, filed, to which there are no exceptions; and upon the petition of Frank H. Little, this day, by leave of court, filed, and was argued by counsel.

On consideration whereof, it appearing from said report that the said commissioners did accept the \$1125.00 bid of J. P. Barlow, for the one-half interest of the said defendants in the land in the bill and proceedings mentioned that they have collected the said amount from the said J. P. Barlow, and have executed to the said J. P. Barlow, a good and sufficient deed of Special Warranty, ~~con-~~ the said one-half interest of the said defendants, and out of the said amount has paid one-half of the cost of this suit, and one-half of the taxes, also an attorney's fee ^{to} P. P. Deans, as follows:

To amount received for interest of defendants in land;	\$1125.00
By cash paid P. P. Deans, Attorney's fee:	\$50.00
By cash paid P. P. Deans and Geo. F. Whitley, Commissioners, one-half cost drawing deed	5.00
By cash paid P. P. Deans, and Geo. F. Whitley, Commissioners one-half Commissions	15.00
By cash paid J. R. Rowell, Jr., one-half cost taking acknowledgements	.50
By amount paid A. S. Johnson, Commissioner in Chancery, one-half fee	7.50

9

J. D. Smith

W. D. Smith

Frank H. Little et al.

1916
May 3rd
Entered
B.W.

C. O. B. 7 P. 344

GEORGE F. WHITLEY

ATTORNEY-AT-LAW

SMITHFIELD, VA.

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

J. P. Barlow, Plaintiff,

Vs

Frank H. Little, et als, Defendants.

This cause came on this day to be again heard on the papers formerly read and on the report of Parke P. Deanes and George F. Whitley, Special Commissioners, this day filed to which there are no exceptions and was argued by counsel.

On consideration whereof, it appearing from said report that the said Special Commissioners have paid to Frank H. Little, the sum of \$514.37, it being in full settlement for his interest in one-half of the balance of the proceeds derived from the sale of the said property after payment of the cost of this suit; that the said Special Commissioners did, on the 29th day of June, 1914, place on time deposit in the Merchants & Farmers Bank of Smithfield, Virginia, the sum of \$514.37, the amount due J. Linwood Little; that on the 4th day of January, 1915, the said Special Commissioners did loan to Edward M. Baker the sum of \$500.00, taking from him one bond payable on demand, with interest from *Said* date to the said Special Commissioners, which said bond is secured by a deed of trust on real estate in the County of Isle of Wight, valued at \$5,000.00; that the amount now in the hands of the said Special Commissioners is *the sum of \$14.37 and interest* ~~between five and six hundred dollars,~~ *of \$514.37 from June 29th 1914 to January 4th 1915,* the Court doth confirm the said report and doth adjudge, order and decree that the bond of the said Special Commissioners be reduced to \$1,000.00

And this cause is continued.

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J. T. BROWN,

VS) IN DEED NO. 167.

WILLIAM D. LITTLE, JR. AT.

D. J. BROWN

1917
May 7.
Authentic
B. D. W.

COTB # 7 Page 416

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

that the amount of interest due the said J. Linwood Little is seventy dollars and sixty-five cents; that the amount of taxes and costs, paid, and to be paid, is as follows:

Taxes for the year, 1915,.....	1.00
Taxes for the year, 1916,.....	4.75
Taxes for the year, 1917,.....	4.75
Premium on bond, 1915,.....	10.00
Premium on bond, 1916,.....	10.00
Clerk costs,.....	8.64

that the amount of interest due the said J. Linwood Little, after the payment of the said taxes and costs, is thirty-one dollars and fifty-one cents; ^{and} that the total amount, including principal and interest, ^{now} due the said J. Linwood Little is five hundred, forty-five dollars, and eighty-eight cents.

And, it further appearing from the said petition of the said J. Linwood Little, which said petition is properly signed and sworn to, that the said J. Linwood Little became twenty-one years of age on the 20th day of November, 1916; the Court doth confirm the said report, and doth adjudge, order and decree that the said Special Commissioners pay the taxes and court costs above-mentioned and reported as being unpaid, and pay the said J. Linwood Little, the sum of five hundred, forty-five dollars, and eighty-eight cents, the principal amount ^{and interest} due the said J. Linwood Little.

And, the Court doth hereby order the said Special Commissioners to make report to Court all their proceedings hereunder.

And this cause is continued.

VIRGINIA:

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

J. F. Berlow,.....Plaintiff,

VS) In Chancery,

Frank W. Little and,
J. Linwood Little,.....Defendants.

_____oOo_____

This cause came on this day to be again heard on the papers formerly read and on the report of Peter P. Deane and George F. Whitley, Special Commissioners, ^{and the petition of J. Linwood Little} this day, by leave of Court filed, to which report there are no exceptions, and was argued by counsel:

On consideration whereof, it appearing from the said report, that upon the request of Edward H. Baker, to whom was loaned the sum of five hundred dollars, which said five hundred dollars represents a part of the principal amount due J. Linwood Little out of the proceeds derived from the sale of the property in the bill and proceedings mentioned, have sold and assigned the bond evidencing the said amount of five hundred dollars, and have collected from the purchaser the said amount, depositing the same in The Merchants and Farmers Bank, Incorporated, of the Town of Smithfield, Virginia, to the credit of the said Special Commissioners; that the sum of fourteen dollars and thirty-seven cents, the balance of the principal amount due the said J. Linwood Little is also deposited in the said The Merchants and Farmers Bank, Inc.,

BARLOW, J. P.,

VS) IN CHANCERY NO.167,

J.LINWOOD LITTLE, ET AL.

DECREE

*1918
Feb. 4.
Entered this.
B.D.W.*

*C.O.B.# 7
page - 448*

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

VIRGINIA:

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

J. P. BARLOW,

VS) IN CHANCERY, No.167,

FRANK H. LITTLE, AND J. LINWOOD LITTLE.

This cause came on this day to be again heard on the papers formerly read, and on the report of George F. Whitley, Special Commissioner, this day by leave of court filed, to which report there are no exceptions, and was argued by counsel.

On consideration whereof, it appearing to the Court from the report of the said Special Commissioner, together with the receipts filed therewith, that he has paid all court cost in this suit, and has paid to J. Linwood Little, the sum of \$545.88, as ordered by decree entered in this cause on the 2nd day of May, 1917, the court doth confirm the said report.

Nothing further remaining to be done in this cause, the same is ordered to be stricken from the docket.

Exhibit "A"

Filed with Bill

7th. In case of deth of my son Joseph C. Little and Mattie B. Little, without a legal heir of the boddy of either them, I give to my daughter Mary E. Little all of my lands.

8th. I give to my son Joseph C. Little one bed, To Mattie B. Little One Bed at deth or marriage of my wife Mary R. Little my still, apple mill and fixtures to remain on the land, I will to Joseph C. Little the remainder of my chattle estate after paying the money will to my children in this will, I divide equally between my son Joseph C. Little and daughter Mattie B. Little.

9th. I leave my son Emmett W. Little my executor.

Given under my hand and seal this 31st of March 1879.

Edwin Little (SEAL)

Teste:

J. O. Cofer

G. C. H. Lancaster

John A. Jones.

In the County Court of Isle of Wight County the 5th day of January 1880. The last will & testament of Edwin Little decd. was proved in Court by the oaths of J. O. Cofer and John A. Jones two of the subscribing witnesses thereto & ordered to be recorded . And on the motion of Emmet W. Little Exor. therein named, who made oath & together with A. J. Little and R. R. Turner his securities who justified, entered into and acknowledged a bond in the penalty of \$2000.00 with condition according to law, certificate of probate is granted him on said will in due form of law.

Teste, N. P. Young, Clk.

A copy,

Teste, *Johnson* Clerk.

In the name of God, Amen. I, Edwin Little of the County of Isle of Wight and State of Virginia, doe make this to be my last will & testament in manner and form as hereafter mention.

1st. I give to my daughter Mary E. Little One Hundred Dollars in money, one bed and Soin meshy.

2nd. I loan to my wife Mary R. Little the remainder of my estate durend her life or widowhood.

3d. If my wife Mary R. Little shall get married & if not married at her death, then I give Adenorom J. Little Ten Dollars, James C. Little Ten Dollars, Emmett W. Little Ten Dollars, Ada V. Gwaltney Ten Dollars to be theirs forever.

4th. My land at the deth, or marriage of my wife Mary R. Little, I divide in two parts commencing a line at a mak gun tree in branch on Malory Jones line, thence up branch in field to a mark hickory near head of branch, thence to a mark black gum on former line of Burwell Green track, thens along the said green line to a cedar post on Geo. W. Barlow's line, thens to a mark tree on Benj. Bailey line, thens to line of Nancy tines, thens said line to main run of Delk Swamp.

5th. At the deth or marriage of my wife Mary R. Little, I loan to my son Joseph C. Little all of the land West and North of the line drawn in my will during his life, & at his death to his legal heirs of his boddie if he shall have any, and if not then to my daughter Mattie B. Little with the condition that my daughter Mary E. Little is to have youce of one rum of the dwelling house her life or get married.

6th. A_ the deth or marriage of my wife Mary R. Little, I loan to my daughter Mattie B. Little all of the land East and south of said line drawn in my will her life, and at her deth to the heirs of her boddy if she shall have any, if not to my son Joseph C. Little.

Exhibit "B"

Filed with Bill

name is signed to the hereunto annexed writing, bearing date on the 13 day of March, 1912, has acknowledged same before me in the City aforesaid.

My term office expires on the 23 day of Jany. 1913.

Given under my hand this 13th day of March, 1912,

(SEAL)

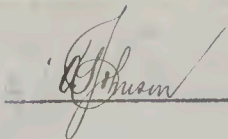
Catharine F. Manchester
Notary Public.

Virginia: Clerk's Office of the Circuit Court of the County of Isle of Wight May 23rd. 1912 at one thirty o'clock P. M. this deed was received and with the certificate annexed, admitted to record.

Teste, A. S. Johnson, Clerk. .

A copy,

Teste,



Clerk.

THIS DEED, made this 15th. day of March, 1912, between E. J. Little of the City of Washington, District of Columbia, party of the first part and L. V. Little of the County of Isle of Wight and State of Virginia, party of the second part,

WITNESSETH: That for and in consideration of the sum of FOUR HUNDRED (\$400.) Dollars, the receipt whereof is hereby acknowledged E. J. Little, the said party of the first part, doth grant, bargain, sell and convey unto L. V. Little, the said party of the second part, with GENERAL WARRANTY, all of his right, title and interest in and to that certain piece or parcel of land situate in the County of Isle of Wight, State of Virginia, adjoining the lands of George W. Barlow, the Carroll Brothers, B. P. Gay, Mrs. Ocie Gwaltney and the "Ruther Bell" Tract of land. The above described property being the farm owned by Joe Little dec'd, and the interest herein conveyed being that interest inherited by the said party of the first part from the estate of his father, Joe Little, dec'd.

The said E. J. Little covenants that he has the right to convey the said right, title and interest to the grantee; that he has done no act to encumber the said right, title and interest; that the grantee shall have quiet possession of the said right, title and interest, free from all encumbrances, and that he, the said party of the first part, will execute such further assurances of the said right, title and interest as may be requisite.

Witness the following signature and seal:

E. J. Little, (SEAL)

District of Columbia,

City of Washington, to-wit:

I, Catharine F. Manchester, a Notary Public in and for the said City, District of Columbia, do certify that E. J. Little whose

Exhibit B2-

Filed with B2

Little his wife whose names are signed to the writing hereto annexed, bearing date the 13th day of March, 1913, have acknowledged the same before me in my county aforesaid.

Given under my hand this 13th day of March, 1913.

I. E. Pitman,
Notary Public.

My term of office expires 14th day of January, 1917.

Virginia: Clerk's Office of the Circuit Court of the County of Isle of Wight March 15th. 1913 at one thirty o'clock P. M. this deed was received and with the certificate annexed, admitted to record.

Teste, A. S. Johnson, Clerk.

A copy,

Teste, A. S. Johnson Clerk.

said land for the year 1913 & is to have the right to occupy and use and cultivate the said land during the said year, conveyed to me by this deed. The said land is now & has for a number of years been charged on the land books of Isle of Isle of Wight Co. in the name of Mrs. Mary J. Little, who was the widow of the said Joseph Little decd. to whom it was assigned as Homestead, the said Mary J. Little being the mother of the four sons of said Jos. Little. Reference to the will of Edwin Little decd and the deed from Mary R. Little, his widow to said Jos Little; and the Report of Comrs. assigning homestead to the said Mrs. Mary J. Little, the widow of Jos. Little decd. all of record in the Clerk's office of said Co. may be had for a more particular description of the said land herein conveyed, as also the deed from E. J. Little to his brother L. Vernon Little for his interest.

The said parties of the first part covenant that they are seized in fee simple of the said interest hereby sold and conveyed by this deed, and the said parties of the first part further covenant that they have the right to convey the said land to the grantee; that they have done no act to encumber the said land; that the grantee shall have quiet possession of the said land, free from all encumbrances, and that they, the said parties of the first part, will execute such further assurances of the said land as may be requisite.

Witness the following signatures and seals:

L. Vernon Little, (SEAL)

Dollie B. Little, (SEAL)

STATE OF VIRGINIA,

County of Isle of Wight, to-wit:

I, I. E. Pitman, a Notary Public for the county aforesaid, in the State of Virginia, do certify that L. Vernon Little and Dollie B.

THIS DEED, Made this 13th day of March, in the year one thousand nine hundred and thirteen between L. Vernon and Dollie B. Little, his wife of the County of Isle of Wight, in the State of Virginia, parties of the first part, and James P. Barlow, of the Co. & State aforesaid, parties of the second part.

WITNESSETH: That in consideration of the sum of One thousand Dollars, cash in hand paid, the receipt whereof is hereby acknowledged, the said parties of the first part do grant unto the said party of the second part, with GENERAL WARRANTY, all of their right, title and interest, both at law and in equity and being an undivided one half interest in and to the tract of land in Hardy Dist., in the County and State aforesaid, containing 137 acres, be the same more or less, bounded as follows, to-wit: On the North by the old Madison Gwaltney tract, now owned by his widow for life & then by B. G. Carroll & Milton Carroll, and the land now owned by the children of Ruther Bell decd., on the East by the land of B. P. Gay, formerly Mrs. Mattie Russell, nee Little; on the South by the land of Geo. W. Barlow and on the West by the County road & the land of said Geo. W. Barlow. It being a part of the farm of Edwin Little decd. left to his wife Mary R. Little for life by will and then to his son Joseph Little, the said Mary R. Little, during her life convey__ by deed to her said son Jos. all her life right in the said land, the said L. Vernon Little, being a son of the said Joseph Little and grand son of said Edwin Little, being one of the four sons and heirs at law of said Joseph Little and grand son of said Edwin Little, the said L. Vernon Little owned an undivided one fourth interest in his own right and purchased from his brother E. J. Little another undivided one fourth interest making him at this date own a one half interest possession of the said land is to be given on the 1st day of Jan. 1914, but the said L. Vernon Little is to have the rent of the

J. P. Barlow
n { *Chancery* 167
From H. Lill et al

Filed
In the CLERK'S OFFICE of the
CIRCUIT COURT,
OF THE
COUNTY OF ISLE OF WIGHT

this *27* day of *May* 191*4*
Wm. A. Johnson *Clerk*

No.

Know all Men by These Presents: That we **George F. Whitley and Parke P. Deans,**

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

~~-----Eighteen 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 **George F. Whitley and Parke P. Deans**
~~have hereunto set their hands and seals,~~
and the said **American Surety Company of New York**

principal

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 **27th.** day of **May**

A. D. **1914.**

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that if the above bound **George F. Whitley and Parke P. Deans,** shall discharge and perform their duties as Special Commissioners in the Chancery Cause in the Circuit Court of the County of Isle of Wight now pending in which **J. P. Barlow** is complainant and **Frank H. Little et als.** are defendants, appointed by decree entered therein on the 6th. day of May, 1914, as directed by said decree and any future decree entered in said cause,

~~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.

Parke P. Deans

[SEAL]

George F. Whitley,

(SEAL)

American Surety Company of New York

(SEAL)

By **A. S. Barrett**

Its duly authorized agent and attorney in fact.

Attest: **A. S. Barrett,**

(Countersigned, **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 **27th.**

day of **May,**

1914, this bond was duly executed and acknowledged by the obligors to the same

and ordered to be recorded.

A. S. Johnson

Clerk.