

1919-005 Chancery Causes:
Isle of Wight County

J. Walter Bowden, gen vs Clis Lee Johnson & al, by & c & al
J. E Saunders & al vs Joseph A. Saunders & al
Petition of (Clis) Johnson Wilson
Petition of Leah Catharine Johnson

Folder 1
63 + 78

other SURNAMES: Blanchard,
Spivey, Duck, TURNER
[Robert E. TURNER & Company]

2
Bowden, Guardian, &c

v. Bill of Complaint

Johnson's Infants et al.

1st May rules 1909
Summons returned
executed - Bill filed
Decree nisi

2nd May rules 1909
Two of infants defended -
auto filed. Case
set for hearing

State of Virginia,

County or Isle or Wight:

I, A. E. Bell a Notary Public

_____ in and for the County and State aforesaid, do
certify that J. Walter Bowden, the complainant in the above
suit, this day personally came before me in my County aforesaid,
and made oath that he believes the several statements
made in the foregoing bill to be true.

Given under my hand this 1st day of May, 1909.

A. E. Bell
Notary Public

the further advancement or ^{their education} / that it would be to the interest
or the said infants to sell the said pine timber and apply the
proceeds thereof for the education of the said
infants, and your complainant verily believes that the rights
or no person will be violated by such sale and investment.

Should either or the said infants depart this life
the other infant would be her sole heir or distributee.

In tender consideration whereof, and for as much as
your complainant is remediless therein, save in a court of
equity, wherein such matters are cognizable and relievable,
your complainant therefore prays that the said Clio Lee Johnson
and Lear Catherine Johnson, infants under the age of twenty-one,
and ^{N. H. Johnson,} J. A. Saunders, Charlie E. Saunders, W. K. Saunders, J. E.
Saunders and Hattie E. Blanchard, may be made parties defendant
to this bill, and required to answer the same; the infants by
their guardian ad litem to be assigned them, except that in-
fants over fourteen years may be required also to answer in
person and under oath, and the adults in proper person, though
not under oath, which is hereby waived; that a guardian ad
litem may be assigned the said infants to defend their inter-
est in this suit, and who may also be required to answer the
said bill under oath; that the said pine timber may be decreed
to be sold, to the said R. E. Turner for the price of four
hundred and seventeen dollars and the proceeds invested as the
Court shall direct; that all proper allowances and counsel's
fees may be made in this suit; that all proper accounts may be
taken, inquiries directed, and such other and further and gen-
eral relief may be granted, as to equity and good conscience
may seem meet and proper. And your complainant will ever
pray, etc.

J. M. Bowler

or June, 1898, and whose will has been duly admitted to probate a copy of said will is herewith filed and marked Exhibit "B" and prayed to be read as a part of this bill; that this is all the property, real and personal, that the said infants own.

Your complainant thinks that the interest of his wards will be greatly promoted by a sale of their interest in the pine timber on the said real estate first above mentioned, and investment of the proceeds in other property as provided by the statute of Virginia, and he thinks the following facts are calculated to show the propriety of such sale and investment; that they are receiving no revenue from their interest in said timber; that the larger portion of the pine timber on the said tract of land has reached the age that it will depreciate in value.

That Martha V. Saunders the widow of the late J. G. Saunders, deceased, and J. A. Saunders, Charlie E. Saunders, W. K. Saunders, J. E. Saunders, Hattie E. Blanchard, the brothers and sister of Martha L. Saunders, Johnson, the mother of the said infants have sold their interest in the pine timber to R. E. Turner for two thousand and eighty-three dollars (\$2,083.00) a copy of said contract is herewith filed and marked Exhibit "C" and prayed to be read as a part of this bill; that the said R. E. Turner desires to acquire the interest of your complainant's wards and has shown by order herewith filed and marked Exhibit "D" and prayed to be read as a part of this bill and to pay for the interest of the said wards in said pine timber (to be cut in accordance with the contract made by the other parties interested in said pine timber) the sum of four hundred and seventeen dollars (\$417.00).

Your complainant further states that the infants are now at the age when they should be educated and that the proceeds of the sale of the said pine timber is now needed for

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

J. W. Bowden, Guardian

Plaintiff.

v.

Johnson' Inrants et als..... Defendants

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

Humbly complaining showeth unto your Honor your complainant, J. Walter Bowden, guardian of Clio Lee Johnson and Lear Catherine Johnson infant children of N. H. Johnson and Martha Saunders Johnson, deceased, that he was appointed and qualiried as the guardian of the said infants before your Honor in vacation on the 26th day of April, 1909, as will appear from a certificate of the Clerk of the County showing the same, herewith filed and marked Exhibit "A" and prayed to be taken as a part to this bill. That the said infants are aged as follows:

Clio Lee Johnson 13 years of age.

Lear Catherine Johnson 11 years of age.

That the said inrants are possessed of a one six interest in fee simple, after the death of Martha V. Saunders, the widow of the late J. G. Saunders, deceased, in the following described property:

All that certain tract of land situate in Hardy Magisterial District in the County of Isle of Wight and State of Virginia, containing one hundred and fifty-two and one half acres, more or less, and bounded by the lands of J. M. Raby, Rosa Saunders, R. H. Barrett, John C. Morris, Adolphus Johnson and Samuel Butler.

The said real estate was derived by the said inrants from their mother, Martha L. Saunders Johnson who departed this life on the 26th day of June, 1898, leaving no other children or heirs at law than those names; their mother, Martha L. Saunders Johnson derived her interest from her father's (the late Jos. G. Saunders, deceased,) estate, who died on the 7th day

Saunders et als

vs.

Saunders et als

Bill of Complaint

7th November rules 1909
 Gdn ad litem for infant
 defendants appointed. Bill
 filed - please note

3rd November rules 1909
 Defendants not appearing
 to plead, answers or demur
 Bill taken for confessed and
 case set down for hearing

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

Saunders et als.

Plaintiffs.

v.

Saunders et als.

Defendants.

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

Your complainants, J. E. Saunders, Hattie E. Saunders, his wife, Chas. E. Saunders, and Whittie W. Saunders, his wife, respectively represent:

(1.) That your complainants' father, J. G. Saunders was in his life time, seized and possessed of certain real estate

situated in Hardy Magisterial District, in the County of Isle of Wight, and State of Virginia, containing one hundred and fifty-two and one-half acres, more or less, and bounded by the lands of J. M. Raby, Rosa Saunders, R. H. Barrett, J. C. Morris, Adolhpus Johnson, and Samuel Butler.

And while so seized and possessed the said J. G. Saunders on or about the 7th day of June, 1898, died, and by his will duly recorded in Will Book Number 33, page 375, a copy of which is herewith filed and marked "Exhibit A" devised his real estate to his widow, Martha V. Saunders "to hold and possess during her natural life or widowhood and to use the proceeds of the same for her maintenance and support and the raising and education of my son Joseph A. Saunders and any other child or children which may be born to me of my wife Martha V. Saunders. I do further will and bequeath that all the property mentioned in this testament and any and all other real and personal property of which I may die possessed shall on the death or marriage of my wife, Martha V. Saunders go to my son Joseph A. Saunders and any other child or children which may be born to me by my wife Martha V. Saunders or such of them that may be living at the time to be theirs and their heirs forever"

directed by statute for such cases made and provided; and that all proper orders and decrees any be made, accounts taken, and inquiries directed; and that your complainants may have all such further and other and general relief in the premises as the nature of their case may require, or to equity shall seem meet.

J. E. Saunders

Harriet E. Saunders

Chas. E. Saunders

Whittie W. Saunders

& Parker B. Deane their Atty

Duke P. Deane
P. J.

and the said Martha V. Saunders, having died intestate on or about the first day of August, 1909, leaving your complainants, and J. A. Saunders, Alice E. Saunders, his wife, W. K. Saunders, Annie M. Saunders, his wife, Hattie E. Blanchard, J. H. Blanchard, her husband, Clio Lee Johnson and Lear Catherine Johnson, children of Martha L. Saunders Johnson; the heirs at law:

That Martha L. Saunders Johnson, a daughter of J. G. Saunders and Martha V. Saunders, died June the 26th, 1898, leaving two children, Clio Lee Johnson and Lear Catherine Johnson, and they are infants under the age of twenty-one years.

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

In consideration whereof, and forasmuch as your complainants are remediless in the premises save by the aid of a court of equity, he prays that the said J. A. Saunders, Alice E. Saunders, W. K. Saunders, Annie M. Saunders, Hattie E. Blanchard, J. H. Blanchard, Clio Lee Johnson and Lear Catherine Johnson, the last two being infants under the age of twenty-one years, may be made parties defendant to this bill and required, but not on their oaths, to answer the same, the oaths being hereby waived, the said adults in their own proper person, and the infants by guardian ad litem; that a proper guardian ad litem be appointed in this cause for said infants, who shall also answer this bill; that proper process issue; that the said estate be divided between the parties entitled thereto, or else, if it cannot be so devised, that it may be sold and the proceeds divided among the adult and infant parties according to their respective rights, the shares of the infants to be held as

Bowden &
1863
Johnson's Infants
Sauders & Co
1878
Sauders & Co

Petition of Chas Johnson Wier

1915 -
L.R. &
H. W. W.

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

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

Bowden etc

v.

Johnson's Infants.

also

Saunders et als

v.

Saunders et als.

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

Your petitioner respectfully represents that on the 23rd day of November, 1916, she became twenty one years old, and that she is now entitled to such funds in these causes as are held for Clec Lee Johnson.

She further says that the funds now in the hands of the Court in these causes are to be equally divided between your petitioner and her sister, Lear Catherine Johnson, who has not reached the age of twenty one years.

She further says that she on the 5th day of June 1914 married one Jesse L Wixen and that her name is now Clec Johnson Wixen.

She hereby asks that her share be paid her.
Mrs Clec Johnson Wixen Petitioner
State of Virginia,
City of Norfolk, to-wit:

This day Clec Johnson Wixen, the above named petitioner personally appeared before me, Chas D. Page a Notary Public for the City and State aforesaid, in my City aforesaid, and made oath that the matters and things stated in the foregoing petition are true

Given under my hand this 8th day of December, 1916

Chas D. Page
Notary Public

My term of office expires January 5th 1918

Borden et al
v
Johnson's Infants
also
Sander et al
v
Sander et al

Petition of Leah Catherine Johnson

1919
June 2.
Filed.
B.D.W.

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

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

To the Honorable B. D. White,

Judge of the said Circuit Court:

Your petitioner, **Leah Catherine Johnson**, the daughter of Martha Saunders Johnson, deceased, respectfully represent:

That she is the party mentioned in the two suits in your Honor's Court styled to-wit: J. W. Bowden, Guardian plaintiff and Johnson's Infants and others, defendants; and Saunders and others plaintiffs and Saunders and others defendants.

That all the funds now in the hands of Parke P. Deans, Special Commissioner, after deducting the court cost, expenses and taxes, belong to your petitioner.

That your petitioner was born on the 17th day of February, 1898 and that on the last 17th day of February, 1919 she became twenty-one years of age.

She respectfully asks that your Honor direct the said Parke P. Deans, Special Commissioner to pay such funds in his hands belong to your petitioner.

Respectfully submitted,

Leah Catherine Johnson

State of Virginia,

City of Richmond, to-wit:

Leah Catherine Johnson, the petitioner named in the foregoing petition, being duly sworn, says that the facts and allegations therein contained are true, except so far as they are therein stated to be on information, and that so far as they are therein stated to be upon information, she believes them to be true.

Leah Catherine Johnson

Taken, sworn to and subscribed before me,

L. Schweickert, a Notary Public for the City and State aforesaid, in my City aforesaid, this 16th day of Mar., 1919.

My term of office expires

July 15th 1922

L. Schweickert
Notary Public

Bawden, Guardian, &c

✓ Answer of Adult Defendants

Johnson's Infants et al

7th May 1909

Answer of adult
defendants filed

Dist. Ct.

11
Bowden, Guardian &c

✓. Answer of Guardian ad litem

Johnson's Infants et al

Filed 2nd May

rules 1959

Dist. *W. H. H. H. H.*

State of Virginia,

County of Nansemond, to-wit:

Sworn to before me in my County aforesaid by J. U.

Burges, guardian ad litem as aforesaid, this 10th day of
May, 1909.

Chas. W. Nichols
Notary Public
Court of Nansemond County

My Commission expires the _____ day of _____, 19____.

In the Circuit Court of the County of Isle of Wight:

The answer of Clio Lee Johnson and Lear Catherine Johnson, infants under the age of twenty-one years, by J. U. Burges, a discreet and competent attorney at law, their guardian ad litem assigned to defend them in this suit, and the answer of the said J. U. Burges, guardian ad litem of the said infant defendants, to a bill of complaint exhibited against the said infants and others by J. Walter Bowden, in the Circuit Court of 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 interest are in relation to the subject-matter of the said bill, nor do they know whether the statements therein contained are true or not. They confide the protection of their interest therein to the care of the court. And the said guardian ad litem of the said infant defendants for answer to the said bill answers and says that he knows nothing as to the truth or falsity of the statements in the bill contained. He prays full protection for the infant defendants. And now, having fully answered, these defendants pray to be hence dismissed with their costs, etc.

Clio Lee Johnson
Lear Catherine Johnson

J. U. Burges
Guardian ad Litem.

J. U. Burges - Guardian ad Litem of the
said Infants. Clio Lee Johnson and Lear
Catherine Johnson

In the Circuit Court of the County of Isle of Wight:

The joint and separate answer of N. H. Johnson, J. A. Saunders, Alice E. Saunders, Charlie E. Saunders, Whittie W. Saunders, W. K. Saunders, Annie M. Saunders, J. E. Saunders, Hattie E. Saunders, Hattie E. Blanchard and J. H. Blanchard to a bill in equity exhibited against them and others in the Circuit Court of the County of Isle of Wight by J. Walter Bowden, guardian of Clio Lee Johnson and Lear Catherine Johnson.

These respondents saving and reserving, etc., for answer to the said bill say that they believe the statements therein made are true. These respondents do not object to the sale of the pine timber on the land as prayed for in the said bill; they concur in the prayer of the said bill.

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

141 N. H. Johnson
143 J. A. Saunders
145 Alice E. Saunders
147 C. E. Saunders
149 Whittie W. Saunders
151 W. K. Saunders
153 Annie M. Saunders
155 J. E. Saunders
157 Hattie E. Saunders
159 Hattie E. Blanchard
161 J. H. Blanchard

Arridavit to foregoing answer waived.

Ernest P. Deane,

Counsel for Complainant.

4.

Saunders et als

vs

Saunders et als

Answer of Guardian ad litem,

Filed Decem 6/1909

Test. *E. J. Saunders*
E. J. Saunders

STATE OF VIRGINIA,
Isle of Right
COUNTY OF ~~NANSEMOND~~, to-wit:

Sworn to before me in my County aforesaid by J. U. Burges,
guardian ad litem as aforesaid, this the 6th day of December,
1909.

Clifford E. Saunders,

Notary Public.

My Commission expires the 3rd day of August, 1912.

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

The answer of Clio Lee Johnson and Lear Catherine Johnson, infants under the age of twenty-one years, by J. U. Burges, a discreet and competent attorney-at-Law, their guardian ad litem assigned to defend them in this suit, and the answer of the said J. U. Burges, guardian ad litem of the said infant defendants, to a bill of complaint exhibited against the said infants and others by J. E. Saunders, Hattie E. Saunders, Chas. E. Saunders, and Whittie W. Saunders, in the Circuit Court of Isle of Wight County, Virginia.

For answer to the said bill the said infant defendants by their said guardian ad litem answer and say that being of tender years they do not know what their true interests are in relation to the subject-matter of the said bill, nor do they know whether the statements therein contained are true or not. They confide the protection of their interests therein to the care of the court. And the said guardian ad litem of the said infant defendants for answer to the said bill answers and says that he knows nothing as to the truth or falsity of the statements in the bill contained. He prays full protection for the infant defendants. And now having fully answered, these defendants pray to be hence dismissed, with their costs, etc.

J. U. Burges -
Guardian ad litem.

Clio Lee Johnson -

Lear Catherine Johnson

J. U. Burges
Guardian ad litem of said infants.

Sacudera et al.

15
Sander et al

Answer of Adult Defendants -

10

THE HISTORY OF THE

IN THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY.

Saunders et als

v.

Saunders et als.

The joint and several answers of J. A. Saunders, Alice E. Saunders, W. K. Saunders, Annie M. Saunders, Hattie E. Blanchard, and J. H. Blanchard, the adult defendants to the bill of complaint of J. E. Saunders, Hattie E. Saunders, Chas. E. Saunders, and Whittie W. Saunders, filed against them in the Circuit Court, in the County of Isle of Wight, and State of Virginia.

These respondents reserving themselves the benefit of all just exceptions to the said bill for answer thereto but to so much thereof as they are advised that it is material they should answer, answer and say, that true it is that they are heirs at law of J. G. Saunders and Martha V. Saunders, his wife, and are interested in the real estate mentioned in the bill of complaint,

And these respondents deny that the real estate is capable of division and they believe that the interest of all parties concerned would be promoted by a sale of the whole of the real estate.

And these respondents deny all fraud, unlawful combination and confederacy; and having fully answered the complainant's bill, pray to be hence dismissed with their reasonable cost by them in this behalf expended, and they will ever pray, etc.

Wm. P. Deans,
J. d.

J. A. Saunders
Alice E. Saunders
W. K. Saunders
Annie M. Saunders
Hattie E. Blanchard
J. H. Blanchard
By Wm. P. Deans, their Attorney

We hereby accept due, legal and sufficient service of this process:

N. H. Johnson, J. A. Saunders, Alice R. Saunders, Charlie E. Saunders, Whittie W. Saunders, W. K. Saunders, Annie M. Saunders, J. E. Saunders, Hattie E. Saunders, Hattie E. Blanchard and J. H. Blanchard,

By, Frank W. Wears,
Their attorney.

April 29th. 1909.

Matt Bowden, Exr.

vs.

SUBPOENA
IN
CHANCERY.

Johnson's Infants et al

Frank P. Wears p. q

To..... Rules,

..... Court.

B 3119

The Commonwealth of Virginia,

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

WE COMMAND YOU that you summon *Olio Lee Johnson and Legat Catherine Johnson*
the age of fourteen years, N.H. Johnson, J.A. Saunders
Olio E. Saunders, Charlie E. Saunders, Willie M.
Saunders, W.R. Saunders, Annie M. Saunders, J.E.
Saunders, Hattie E. Saunders, Hattie E. Blanchard
and J.R. Blanchard

to appear at the Clerk's office of the *Commonwealth* Court of the *County of Isle of Wight*
 at the rules to be held for the said Court, on the *1st* Monday in *May* 1909,
 to answer a bill in chancery, exhibited against *them* in our said court for
by Master Bowden, Guardian for Olio Lee Johnson and
Legat Catherine Johnson, infants of N.H. Johnson and Martha
Saunders Johnson, deceased

And have then there this writ. Witness *Nathaniel F. Young*, Clerk of our said court, at
 the court-house, the *28th* day of *April* 1909, and in the *12^{3rd}*
 year of the Commonwealth.

Test, *Johnson*

We hereby accept due, legal and sufficient service of this process:

J. A. Saunders, Alice E. Saunders, W. K. Saunders, Annie M. Saunders,
Hattie E. Blanchard, and J. H. Blanchard.

By *James J. Kearney*,
Their Attorney.

November 13th, 1909.

J. E. Saunders et al

vs.

SUBPOENA
IN
CHANCERY.

J. A. Saunders et al

Paris P. Reams p. q

To *2nd November* Rules,

Circuit Court.

1909

B3119

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

COUNTY OF ISLE OF WIGHT

this *17* day of *Nov 1909*

Returned filed

The Commonwealth of Virginia,

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

WE COMMAND YOU that you summon *J. A. Saunders, Alice E. Saunders,*
W. H. Saunders, Annie M. Saunders, Hattie E. Blanch-
ard, J. M. Blanchard, Elsie Le Johnson and Lora Catherine
Johnson, the last two being infants under the age of
fourteen years

to appear at the Clerk's office of the *Commut* Court of the *County* of *Isle of Wight*
at the rules to be held for the said Court, on the *3rd* Monday in *November* 1909,
to answer a bill in chancery, exhibited against *them* in our said court for
by *J. E. Saunders, Hattie E. Saunders, Chas. E. Saunders,*
and Willie W. Saunders

And have then there this writ. Witness *Nathaniel E. Young*, Clerk of our said court, at
the court-house, the *13th* day of *November* 1909, and in the *32nd*
year of the Commonwealth.

8.

Bowden, Guardian etc
v. Report of Commissioner -

Johnson's Infants et als

Filed June 25th 1899.

→ Reply waive the
two days for exceptions

H. Young -
for ad lib for
infant defendants

Thos. Means
Atty for Complainers & Adult
Defendants -

years. I live on the adjoining farm, I have hunted and walked al over it many a time.

Q. What is the fee simple ad anual value of the interest owned by the infant defendants? A. The farm is worth, as it stands, from three thousad dollars to thirty five hundred dollars. It would rent for one hundred and twenty five or fifty dollars.

Q. R. E. Turner & Co. have offered \$417.00 to the infants foe their interest in the pine timber on the land in accordance with the terms mentioned in a certain contract with the adult defendants in this sjit who are part owners, which said contract is filed with the bill in the suit as an exhibit. Do you consider this a fair price f r the interest of the infant defendants in the said timber upon the said land? A. I certainly do. The old timber is not increasing in value and it is keeping back the young timber, and two thousand, I think, is a big price for the ~~timber~~ the timber on the entire tract.

Q. State whether or not the interest of the infant defendants will be promoted by a sale of the pine timber on the land mentioned and investment of the proceeds from the sale thereof ~~xxxxxxx~~ accruing to them in other property or the use of the same for their education? A. Yes sir.

And further this deponent saith not.

J. H. Dook

cordance with the terms mentioned in a certain contract with the adult defendants in this suit who are part owners which said contract is filed with the bill in the suit as an exhibit. Do you consider this a fair price for the interest of the infants in the said timber upon the said land? A. I am very well acquainted with the timber on this land and I have recently sold my timber and I think, comparing what I have gotten for mine that two thousand dollars is a fair price for the timber on this land; and I understand R. E. Turner & Co. have offered \$2500.00 for the entire tract of timber and I consider this a high price for it.

Q. State whether or not the interest of infant defendants will be promoted by a sale of the pine timber on the land mentioned and investment of the proceeds from the sale thereof accruing to them in other property, or the use of the use of the same for their education? A. I do. I understand that the interest of the children is a sixth after the death of their grandmother. They are getting nothing from it now, and I believe that the sale of the timber now and the land later, if it is sold for a division, will aggregate a good deal more than the sale of the whole then.

And further this deponent saith not.

J. William Spivey

J. H. Duck being duly sworn deposes and says:

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

A. J. H. Duck, Forty seven years, and I live in Isle of Wight County and am a farmer?

Q. State whether or not you are acquainted with the real estate described in the bill in which the infant defendants are interested, and if yes, how long have you known the same and what have been your opportunities for knowing the same? A. I am, I have known it for twenty five

their education than in any other way, I believe.

Q. Would the interest of any party interested be violated by a sale of the timber and an investment of the proceeds or for their education. A. No.

Q. Is the property liable to enhance in value in the near future? A. I think not.

Q. What other property are the children mentioned possessed, real or personal? A. Nothing but the interest in the real estate mentioned in the bill.

Q. Who would be the heirs at law or distributees of the said infants in case of their death, and are they properly before the court. Their nearest relatives are their father and the brothers and sisters and mother of their mother, and they are all parties defendant to this suit.

And further this deponent said not.

W. H. Saunders

J. W. Spivey being duly sworn deposes and says:

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

A. J. W. Spivey, I am forty nine years old, live in Isle of Wight County and am a farmer.

Q. State whether or not you are acquainted with the real estate described in the bill in which the infant defendants are interested, if ye a, how long have you known the same and what have been your opportunities for knowing the same? A. I have been in the neighborhood for thirty years, and my farm is about a half mile from it and I have been living there for fifteen years?

Q. What is the fee simple and annual value of the interest owned by the infant defendants? A. I don't know what the value of their present interest is, but the farm is worth about thirty five hundred dollars and it would rent for something like one hundred and fifty dollars.

Q. R. E. Turner and Co? have offered \$417/00 to the infants for their interest in the pine timber on the land in ac-

which said contract is filed with the Bill in this suit as an exhibit- Do you consider this a fair price for the interest of the said infants in the said timber upon the said land? A. Several parties have made bids for the timber mentioned in the bill but R. E. Turner and Co. have offered nearly five hundred dollars more for the timber than any other party, that is for the whole tract which includes the interest of the infants, and I have been advised by many who are well acquainted with the value of standing timber that the price offered is exceptionally good.

Q? State whether or not the interest of the infant defendants will be promoted by a sale of the pine timber on the land mentioned and investment of the proceeds from the sale thereof accruing to them in other property, or the use of the same for their education? A.

I think it will be to their interest to have it sold, because it is original growth timber and it has reached that age that right smart of it is getting doughty and will depreciate in value if let stand, and it is holding the younger timber back and keeping it from increasing in size and value. Then all of the timber adjacent to this timber has been bought and if it is not sold now it will be a long time before there would be sufficient timber in the neighborhood for a mill to locate and there is not enough on this tract for a mill to locate to cut only that/ The infants are deriving no benefit or income from the land at present and will not till the death of my mother/ At that time the land will, in all probability, be sold for a division and it will sell then, at present outlook, for enough to make the sale of timber now and the sale of the land then aggregate probably a thousand dollars more than the whole would sell for then. ~~Exxx~~ The children are now about the age that they need schooling and and it can be used to a better advantage for

The depositions of W. K. Saunders et al, taken before me, A. S. Johnson, a Commissioner in Chancery of the Circuit Court of the County of Isle of Wight, at the office of Parke P. Deans, attorney, in the town of Windsor, County of Isle of Wight and State of Virginia, on the 25th day of June, 1909, at two o'clock P.M. pursuant to notice.

Present, Parke P. Deans,
Counsel for complainant, and the
adult defendants.

W. K. Saunders being duly sworn deposes and says:

Examined by Mr. Deans.

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

A. W. K. Saunders, Thirty nine years old, Isle of Wight County, and am a farmer.

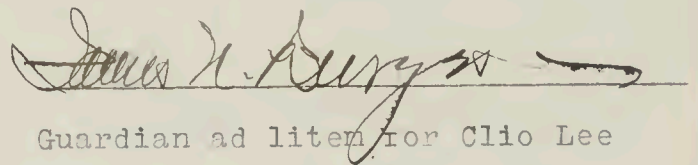
Q. State whether or not you are acquainted with the real estate described in the bill in which the infant defendants are interested, if yea, how long you have known the same, and what have been your opportunities for knowing the same? A. I have been living there all my life/

Q. What is the fee simple value and annual value of the interest owned by the infant defendants? A. A fair cash price for the farm just as it stands, lumber and all, I think would be thirty five hundred dollars. About a hundred and fifty dollars is what it would rent for a year. The infant defendants are the children of my sister, Martha L. Johnson, and they own nothing in the land now but will own a one sixth interest at the death of my mother, under the will of my father.

Q. R. E. Turner & Co? have offered \$417/00 to the infants for their interest in the pine timber on the land in accordance with the terms mentioned in a certain contract with the adult defendants in this suit who are part owners

Q-9 Who would be the heirs at law or distributees of the said infants in case of their death; and are they properly before the court?

The above interrogatives to be propounded to witnesses by the Commissioner in the above styled cause acting in pursuance of a decree of the Circuit Court of Isle of Wight County on the 7th day of June, 1909, have been agreed upon by me.



Guardian ad litem for Clio Lee

Johnson and Lear Catherine

Johnson, infants under the

age of twenty-one years.

J. Walter Bowden, Guardian etc.

Complainant.

vs.

Johnson's Infants et als.

Derendants.

Interrogatories to be propounded to witnesses by the Commissioner acting in pursuance of a decree entered in this cause in the Circuit Court of the County of Isle of Wight, on the 7th day of June, 1909.

Q-1 Please state your name, age, residence and occupation?

Q-2 State whether or not you are acquainted with the real estate described in the bill in which the infants defendants are interest, if yea, how long you have known the same, and what have been your opportunities for knowing the same?

Q-3 What is the fee simple value and annual value of the interest owned by the infant derendants?

Q-4 R. E. Turner & Co have offered \$417.00 to the infants for their interest in the pine timber on the land in accordance with the terms mentioned ina certain contract with the adult defendants in this suit who are part owners, which said contract is filed with the Bill in this suit as an exhibit. Do you consider this a fair price for the interest of the said infants in the said timber upon the said land?

Q-5 State whether or not the interest of the infant derendants will be promoted by a sale of the pine timber on the land mentioned and investment of the proceeds from the sale thereof accruing to them in other property, or the use of the same for theri education?

Q-6 Would the interest of any party interested be violated by a sale of the timber and an investment of the proceeds or for theri education?

Q-7

Is the property liable to enhance in value in the near future?

Q-8 What other property are the children mentioned possessed, real or personal?

See legal and sufficient service of the indictment
notice to hereby accept of. Also for Johnson and Mrs
S. H. Johnson & J. H. Dargatzis hereof ad libitum -
as J. H. Dargatzis for ad libitum for defendant defendants

VIRGINIA: CIRCUIT COURT OF THE COUNTY OF ISLE OF WIGHT

J. Walter Bowden, guardian of Clio Lee Johnson and Lear Catherine Johnson, infants of Martha Saunders Johnson and M. H. Johnson vs) Chancery.

Clio Lee Johnson and Lear Catherine Johnson, infants under the age of ~~fourteen~~ fourteen years, M. H. Johnson, J. A. Saunders, Alice E. Saunders, Charles E. Saunders, Whittie W. Saunders, W. E. Saunders, Annie M. Saunders, J. E. Saunders, Hattie E. Saunders, Hattie E. Blanchard and J. H. Blanchard, and J. U. Burges, guardian ad litem.

Commissioners Office,
Isle of Wight, Virginia,
June 21st. 1909.

To the parties in the above suit:

Take notice that I shall, on the 25th. day of June, 1909, at the office of ~~James E. Leans~~, attorney at law, in the town of Windsor, County of Isle of Wight and State of Virginia, at the hour of two o'clock P.M. proceed to execute the decree entered in the cause in chancery in the Circuit Court of the County of Isle of Wight pending styled, generally, J. Walter Bowden, guardian etc. vs. Johnson's infants, on the 7th. day of June, 1909, of which the following is an extract:

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

First. Of what real and personal estate the infant defendants, Clio Lee Johnson and Lear Catherine Johnson are possessed or entitled to, and what are their respective shares or interests therein, where such estate is situated and what is its fee simple and annual value:

Second. Whether the interest of the said infant defendants will be promoted by a sale of the pine timber on the real estate in the bill mentioned, or any part thereof, and an investment of the proceeds of sale in other property.

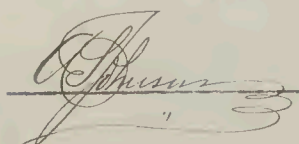
Third. Whether the rights of any person will be violated by such a sale and investment.

Fourth. Who would be the heirs at law and distributees of the said infant defendants if they were dead and whether all such persons are properly before the Court in this cause.

Fifth. What will be a fair compensation to be allowed to the counsel for the complainant out of the proceeds of the sale of the infants pine timber for his services in instituting and conducting this suit.

Whic said inquiries the said commissioner shall make, after first giving notice of the time and place thereof to all parties, or their counsel, and report the same to the court, along with any matter specially stated deemed pertinent by himself or required by any party to be so stated."

Given under my hand this 21st. day of June, 1909.


Commissioner

Due & legal service of the above notice is hereby accepted
M. H. Johnson, J. A. Saunders, Alice E. Saunders, Charles E. Saunders, H. W. Saunders,
W. E. Saunders, Annie M. Saunders, J. E. Saunders, Hattie E. Saunders,
Hattie E. Blanchard and J. H. Blanchard by Parker P. Leans, their atty -
J. U. Burges, guardian ad litem for infants Clio Lee Johnson and Lear Catherine Johnson

Given under my hand this 25th. day of June, 1909.



Commissioner in Chancery.

Commissioner's fee,.....\$10.00

Witnesses,...

J. H. Duck,.....	50
J. E. Saunders,..	50
J. W. Spivey,....	50

their estate in the said property; and, it appearing that an exceptionally good price has been offered for the standing pine timber upon the said land from which they would derive a material benefit; and, it further appearing that it is more than probable that the land will be, at the death of the widow of the said J. G. Saunders, sold for division; and, further, that the sale of the pine timber now, at the price offered and the sale of the land at that time, if such a sale will be had, will aggregate much more than the sale of the land and timber thereon together; and that the timber, as it is, is hardly gaining in value but has reached the stage that it will decay rather than grow and will deter the growth of the smaller timber upon the said premises; and that the said infants are in need of education which the money received from the sale of the said timber will enable them to receive, in part, at the least; and that the interests of the said infants will be promoted by such a sale, your commissioner is informed and so believes and reports that the interests of the said infants will be greatly promoted by a sale of the said timber, for the reasons herein contained and expressed. Your commissioner, however, is informed that it is only for the education of the said infant defendants that the money derived from the sale of the said timber, if sold, is desired, and if not used for that purpose recommends that it be invested in other property.

3rd. The heirs at law of the said infants, if they should die, would be the brothers and sisters of their mother and their grandmother, who are all made parties to this cause and properly before the Court.

4th. It does not appear that the rights of any person or persons will be violated by the sale of the timber mentioned, but that the rights of all the parties owning estates in the said land, will be benefitted by a sale of the same, under the terms of the contract mentioned in the Bill.

5th. Your Commissioner recommends that the attorney conducting this suit be allowed a fee of \$_____, for his services.

All of which is respectfully submitted.

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

Bowden, Guardian, etc.

vs) Chancery-- Report of Commissioner.

Johnson's Infants et als.

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

The undersigned, one of the Commissioners in Chancery of Your Honor's Court, to whom has been referred the papers in the above styled cause for the execution of a decree entered in the said cause on the 7th. day of June, 1909, after notice to the parties in the said suit, which is attached to and made a part of this report, showing service thereupon, at the office of Parker F. Deans, Attorney, in the town of Windsor, County of Isle of Wight and State of Virginia, at two o'clock P.M., proceeded to execute the said decree, and there took the depositions of W. K. Saunders, an uncle of the infants, John H. Duck and J. W. Spivey, which are filed herewith to be read as evidence in connection with this report; and, after taking the said evidence is informed and so advises that:-----

1st. That the infant defendants in this suit are possessed of a vested remainder consisting of one sixth of the real estate of which J. G. Saunders died seized and possessed, which they will take possession of at the death of the widow of the said J. G. Saunders; and that they are possessed of no other estate, real or personal; that the said land is situated in the District of Hardy, in the said County of Isle of Wight, some five miles from the town of Windsor; that there is no fee simple or annual value to the estate owned by the said infants; but that the fee simple value of the said land is something like thirty five hundred dollars; and the annual value thereof is something like one hundred and fifty dollars.

2nd. That as the said infants are deriving no benefit whatever from

9

Bawden, Guardian etc

18.

Johnson & Infants et als.

Report of Special Commissioner

Klick

Oct. H. 1909.

B.H.W.

The undersigned in pursuance of a decree in the Circuit Court of the County of Isle of Wight, entered on the first day of July, 1909, in a cause in Chancery, in the said Court depending between J. W. Bowden, Gardian, Clio Lee Johnson and Lear Catherine Johnson, complainants, and Clio Lee Johnson, Lear Catherine Johnson, N. H. Johnson, J. A. Saunders, Alice E. Saunders, Chas. E. Saunders, W. W. Saunders, W. K. Saunders, A. M. Saunders, J. E. Saunders, Hattie E. Saunders, Hattie E. Blanchard, and J. H. Blanchard, defendants, the necessary bond having been executed as named in the decree, conveyed to R. E. Turner and Company by deed with covenant of Special Warranty the pine timber on the estate in the bill and proceedings . R. E. Turner and Company gave their check for four hundred and seventeen dollars, which amount was deposited in the Bank of Windsor to the credit of Parke P. Deans, Special Commissioner in Bowden Guardian etc., against Johnson's infants et als.

Your commissioner desires to report that the Uncles and Aunt presented their check for fifty dollars and ninety-five to be used in paying the cost of this proceeding. Their reason for so doing was that they believed it was their duty to pay a part of the court cost since by such sale they were placed in a position to sell their interest in the said pine timber. This money has also been placed to the credit of this cause in the Bank of Windsor.

Making a total of four hundred and sixty-seven dollars and ninety five cents, to be paid out in accordance with the instructions of the Circuit Court of Isle of Wight County.

Respectfully submitted,


Special Commissioner.

Bowden Guardian &c

vs.

Hinson's Infants et al

Report of Special Commissioner

Filed Dec 6/1909

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

J. W. Bowden, Guardian etc.

Complainant.

v.

Johnson's Infants et als,

Defendants.

TO THE HONORABLE CIRCUIT COURT OF ISLE OF WIGHT COUNTY:

The undersigned Commissioner in the above cause reports that as directed by the decree entered herein on the 4th day of October, 1909, that he has paid the costs of this suit as follows:

To amount received.....	\$467.95	
By cash paid A. S. Johnson Court costs, per voucher.....		\$38.41
By cash paid premium on bond.....		6.00
By cash paid Parke P. Deans, fee allowed by Court.....		37.50
By cash paid Parke P. Deans, attorney for drawing deed of purchase per voucher.....		5.00
By balance in hand to be paid guardian..	<u>381.04</u>	
	\$467.95	\$467.95

Your Commissioner reports that he has in hand to be paid to the guardian \$381.04, and ask the Court to direct him to pay this amount to J. W. Bowden, guardian.


Special Commissioner.

John W. Barrett Clerk

Pay Farmers Bank of Newcomer
BUTTSVILLE, VA. or Cash
THE BANK of SMITHFIELD, VA.
A. S. BARRETT CASHIER.

PAY TO ANY BANK OR BANKER.
OR ORDER
Prior Endorsements Guaranteed

NOV 1 1904
FARMERS BANK OF NEWCOMER
BUTTSVILLE, VA.
W. H. JONES, Jr., Cashier

No. _____

Windsor, Va. October 21st 1909

BANK OF WINDSOR

INCORPORATED

PAY TO THE
ORDER OF

H. S. Johnson & Clerk

\$ 38 ⁴¹/₁₀₀

Thirty eight and ⁴¹/₁₀₀

Dollars

Amount cost in J. H. Bowden Guardian & v. Johnson's Defuncts.

John H. Adams Special Commissioner
in J. H. Bowden Guardian & v. Johnson's Defunct et al.

WOODWARD & ELAM,
INSURANCE

Suffolk, Va.,

July 10th 1909

Received of Parker P. Deems

\$72.07

Dollars

Premium on bond a, Spl term. J. W. Brown - for
B. Johnson, infant child,

Woodward & Elam,

\$6.00

Per

PAY TO THE ORDER OF
THE FARMERS BANK OF HANZEMOND
NEWTON, MASS.
PARKE F. DEANS.

PAY TO ANY BANK OR BANKER,
OR ORDER,
AND PAY TO THE ORDER OF THE
CASH OF THE
CASH OF THE BANK OF HANZEMOND

No. _____

Windsor, Va. Oct 2nd 1909

BANK OF WINDSOR

INCORPORATED

PAY TO THE
ORDER OF

Clarke Means

\$ 37⁵⁰/₁₀₀

Thirty seven and 50/100 Dollars
Attorney's fee in Bowden Guardian &c v. Johnson Infants et als

Clarke Means, Special Commissioner
in J. W. Bowden Guardian &c v. Johnson's Infants et als

Dec 24th

1905

Received from Bank of New York and Free Com-
Free and 500/100 Dollars

paying out in New York to 15 Johnnies, Infants, et al.

\$5⁰⁰/₁₀₀

Bank of New York

It appearing that it was impossible for the commissioners to meet on the farm of the late J. G. Saunders on December the 30th, 1909 as R. E. Britt was sick and thereby confined to his home and on December the 29th there was a heavy snow storm and it is very cold weather: we, the heirs at law of the abovenamed real estate consent to a continuance of the meeting of the three commissioners until the 1st day of January, 1910.

W. K. Saunders

Annie M. Saunders

Charlie E. Saunders

Whittie W. Saunders

J. A. Saunders

Alice E. Saunders

Hattie E. Blanchard

J. H. Blanchard

John E. Saunders

Hattie E. Saunders

Saunders et als.

vs. Oath of Commissioners.

Saunders et als.

I, Parke P. Deans, Commissioner in Chancery in and for the Circuit Court of the County aforesaid and State of Virginia, do certify that W. J. Saunders, R. E. Britt and Irvin Jenkins, after having had read to them the decree entered on December the 6th, 1909, a copy of which is hereto annexed; have this day made oath that they will perform the duties therein named and will truly certify the same.

Given under my hand this 5th day of January, 1910.

Parke P. Deans,

Commissioner in Chancery.

Saunders et als.

vs.

Saunders et als.

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

The undersigned Commissioners appointed by the decree of said Court, entered on the 6th day of December, 1909, in the suit therein depending between J. E. Saunders et als, Plaintiff, and J. A. Saunders et als, Defendant, to make partition of the land on which J. G. Saunders died, seized and possessed, among the heirs named in the decree hereinbefore mentioned, wish to report as follows: After having been duly sworn we proceeded to view the land for the purpose of laying off and dividing same, but we found that partition could not be conveniently made among the parties, as it would diminish the value of the place to divide it into small lots and then we could not conveniently divide the land in equal value or quantity or quality, and that we believe that the interest of all parties entitled to the real estate or its proceeds will be promoted by a sale of the entire real estate, and that we believe that the fee simple value of the real estate is \$2700⁰⁰, and the annual value \$170⁰⁰,

We have the offer of twenty-seven hundred and fifty dollars (\$2750.00) from W. K. Saunders for the entire real estate and we believe that this is a good price for same and recommend to your Honor that a deed be made to him for that amount.

Given under our hands this 5th day of January, 1910.

W. J. Saunders
B. E. Baier
his
James Jenkins
marks +

Subscribed and sworn to before me Parke P. Deans, a Commissioner in Chancery in and for the Circuit Court of Isle of Wight County. this 5th day of January, 1910.

Parke P. Deans,

Commissioner in Chancery.

January 5th, 1910.

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

Dear Sir:

I beg to offer the sum of \$2750.00,
for the real estate seized and possessed by
the late J. G. Saunders, which is described
in the Chancery suit now pending in your Court
styled Saunders et als versus Saunders et als.

I am ready upon the execution to me
of a good and satisfactory deed for said
property to make payment of same.

Very truly yours,

W. K. Saunders

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

Saunders et als.

v.

Saunders et als.

To the Judge of the said Court:

The undersigned, Special Commissioner in the cause of J. E. Saunders and others, complainants and J. A. Saunders and others defendants, would report that since the decree on the 7th day of January 1910, directing me as Special Commissioner, upon the payment of \$2750.00, to convey the property in the bill and proceedings mentioned, to W. . Saunders, before which action to give bond for \$3000.00. On the 18th day of January, 1910, I gave such bond with the Virginia Safe Deposit and Trust Corporation as surety. On the same day I delivered the deed upon receipt of \$2750.00 and disbursed same as follows:

Cash for real estate	2750.00	
Court Cost		34.50
Fee of Attorney(P. P. Deans)		40.00
Premium on bond		12.00
Cash to J. E. Saunders		443.92
Cash to H. E. Blanchard		443.92
Cash to C. E. Saunders		443.92
Cash to J. A. Saunders		443.92
Cash to W. K. Saunders		443.91
Cash for Johnson's Infants		443.91
	2750.00	2750.00

~~As directed by Court to loan money in hands for Clio~~
Lee Johnson and Lear Catherine Johnson (\$443.91), I loaned to J. J. Rhodes on the 18th day of March, 1910, \$420.00 of this amount. On the 9th day of June, 1910, J. J. Rhodes paid to me the \$420.00 and \$5.59 interest.

It appearing to the Court that the funds in hand in this cause of J. W. Bowden, Guardian against Johnson's Infants and

others amounting to \$381.04 and interest \$5.08, total \$386.12, belonged to Clio Lee Johnson and Lela Catherine Johnson, the same parties interested in the funds in hand under this cause, the Court directed on June the 28th, 1910 that the two causes be consolidated. Your Special Commissioner under the two causes has \$835.62 for investment.

On the 12th day of September, 1910, your special commissioner loaned \$800.00 of this amount to E. J. Joyner, for which she and her husband gave their bond payable on demand secured by first deed of trust on real estate. On November the 30th, 1910 the taxes in the two causes amounting to \$9.27 were paid, leaving in hand now \$26.35. I herewith file all vouchers incident to the above.

I recommend that the Court direct the consolidation of these causes. The premium on bond of \$3000.00 will be due January, 18th 1911. I recommend that this bond be cancelled and a new bond be given for such amount as the Court may deem proper.

Respectfully submitted,

7.
E. Saunders & Co.
vs
J. H. Saunders & Co.

Report of
Commissioners.
Filed Jan. 7. 1910.
B. W.

FILED 190

Saunders et als.

vs) Chancery

Saunders et als.

This cause, in which the adult parties defendant, have

complaint's Bill, the answer of the adult defendants, the
of the infant defendants, by J. U. Barges, their guardian ad litem,
duly assigned et rules, and was argued by counsel.

On consideration whereof the Court doth order that W.
J. Saunders, T. E. Britt and Irvin Jenkins, who are herely ap-
pointed commissioners for the purpose and after having first
been duly sworn, do proceed to lay off and divide the real es-
tate of which J. C. Saunders died seized and assessed, which is

one hundred and fifty two and one half acres, more
or less, and bounded by the lands of J. B. Baby, Rosa
Saunders, T. H. Barrett, J. C. Morris, Adolphus Johnson,
and Samuel Butler,

in six equal parts, having regard to quality, quantity and value,
and assign one of the six parts to J. E. Saunders, one of the six
parts to Charles E. Saunders, one of the six parts to J. A. Saun-
ders, one of the six parts to W. W. Saunders, and one of the six

remaining one-sixth part to
the heirs at law of Martha V. Saunders Johnson.

said parties they shall so report, together with evidence and facts
upon which their opinion is based; they shall also report whether
the interest of those who are entitled to the real estate or its
proceeds, will be promoted by a sale of the entire real estate
or allotment of part and sale of the residue, and whether any
party will take the entire subject and pay to the other parties

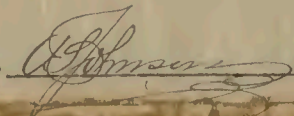
such sums of money as their respective interest will entitle them, and further what in their opinion is a fee simple and annual value of the said real estate, and in either case they are required to report their proceedings under this order to the Court.

And said Commissioners shall meet on said real estate on the 30th day of December, 1929, at ten o'clock A.M., or the first day thereafter, at which time said Commissioners shall have notice by the service of a copy hereof.

By consent of all parties entered of record in open court, it is ordered that this cause be submitted to the Judge of this Court for such decision, decree, judgment or order therein in vacation as may be made in term.

A copy,

Teste,



Clerk.

"I accept notice hereof -"

John E. Saunders

Hattie E. Saunders

Hattie E. Blanchard

A. H. Blanchard

W. H. Saunders

Annie W. Saunders

Charlie E. Saunders

Whittie W. Saunders

B. A. Saunders

Alice E. Saunders

Bowden, Guardian etc
r Report Spe. Com r
Johnson's Infants etae

June 28
Filed July 6th 1900

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

J. W. Bowden, Guardian etc.

Complainant

v.

Johnson's Infants et als.

Defendants.

To the Honorable Circuit Court of Isle of Wight:

The undersigned Commissioner in the above cause desires to report that he has on deposit in the Bank of Windsor \$381.04, and \$⁵⁰⁸~~5~~ interest received thereon for a loan for 2 months and 20 days. There is also on deposit in the same Bank the sum of \$⁴⁴⁹~~449~~⁵⁰ in the cause of Saunders et als. v. Saunders et als. In both causes Parke P. Deans is Special Commissioner and that all funds in his hands in both causes belong to Clio Lee Johnson and Lear Catherine Johnson, infants. There is a bond given by the Special Commissioner in the cause styled Saunders et als. v. Saunders et als. for \$3000.00.

in hence forth
I recommend that the two causes be consolidated and ~~all~~ *proceed*
~~funds to deposited as of one cause.~~

Parke P. Deans

J. J. Hader

WINDSOR, VA., *March 18* 19*10* No. *6*

BANK OF WINDSOR,
INCORPORATED.

PAY TO
THE ORDER OF

J. J. Rhodes

\$ *380*^{*00*}/_{*100*}

Three hundred eighty and 00/100
doon

DOLLARS

*Perk J. Beane Spl. Com-
Bowden Gardner & Co. 15 Johnson's Inland*

No. _____

Windsor, Va.

1910

BANK OF WINDSOR

INCORPORATED

PAY TO THE
ORDER OF

Perce G. Deane, Spl. Comr. Windsor & Lunenburg \$ *386*¹²—

Three hundred eighty six and $\frac{12}{100}$ ————— Dollars

*Perce G. Deane, Spl. Comr.
Bowden Guardian etc. & Johnson's Deputy
et al*

Arthur Benson

No. _____

Windsor, Va. July 2nd 1910

BANK OF WINDSOR

INCORPORATED

PAY TO THE
ORDER OF

Bank of Windsor

\$ 5⁰⁰/₁₀₀

Five and 00/100
cents drawing on

Dollars

Bank of Windsor
Board of Directors
Windsor, Va.

330.00

353.25

500

772.25

50

Bank of Windsor, Inc.

WINDSOR STATION, VA.

IN ACCOUNT WITH

Wm. H. Dearn, 1st Comm.

Windsor Guardian & No

 Please leave this book at the Bank at the end of each month, so that it may be balanced.

KY. LITHO. CO., INCORPORATED, LOUISVILLE.

Johnson, D. A. & Co.

Dr. Bank of Windsor, Inc., in account

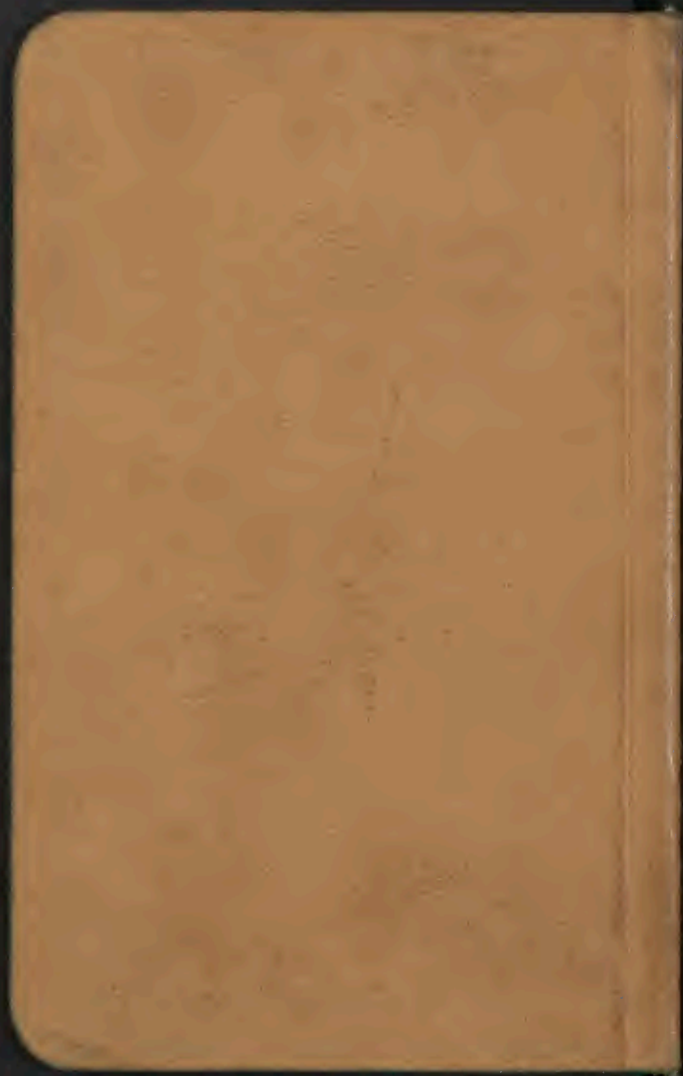
WINDSOR STATION, VA.

1904

July 13	Deposit	46795
		46795
Nov 3	Balance	38604
June 9	Deposit	38508
		77112

with Purke P. Deane Spl Comr. Cr.

Checks	8191
Balance	38604
FORWARDED BOOK BY	
FORWARD BOOK	46795
Checks	77112
	77112



Bank of Windsor.

INCORPORATED.

WINDSOR, VIRGINIA.

In Account with

Parke P. Deane Esq. Comr

Please leave this book at the bank at the
end of each month, so it may be balanced.

Samuel Estabrook Esq. Comr
at also



No. 51th interest in real estate owned by the late John
which was sold in Sanders shares vt. Sanders et al.,

835-62

Dr. BANK OF WINDSOR, in acc't with *Harbe P. Dean & Co. Cr.*

1910

Jan 18	Deposit	2806 09
June 9	"	425 59
July 8	"	386 12
1910		3117 80
Dec 6	BALANCE	2635

Checks

3091 45

BALANCE

2635

Voucher

advanced.

HOWARD BOON.

3117 80

Memorandum.

Brought Forward

No. 1 19

To G. K. Nelson \$ 12 00

Bond

No. 2 19

To A. S. Johnson \$ 34 50

Cart Case

No. 3 19

To Phineas Deans \$ 40 00

See

No. 4 19

To J. E. Saunders \$ 443 92

No. 5 19

To H. E. Blanchard \$ 443 92

Carried Forward

Brought Forward

No. 6 19

To J J Rhodes \$ 4 20

Lum

No. 7 19

To \$ 2 25

J A Samson

No. 8 Sep 13 1906

To E J Jones \$ 8 00

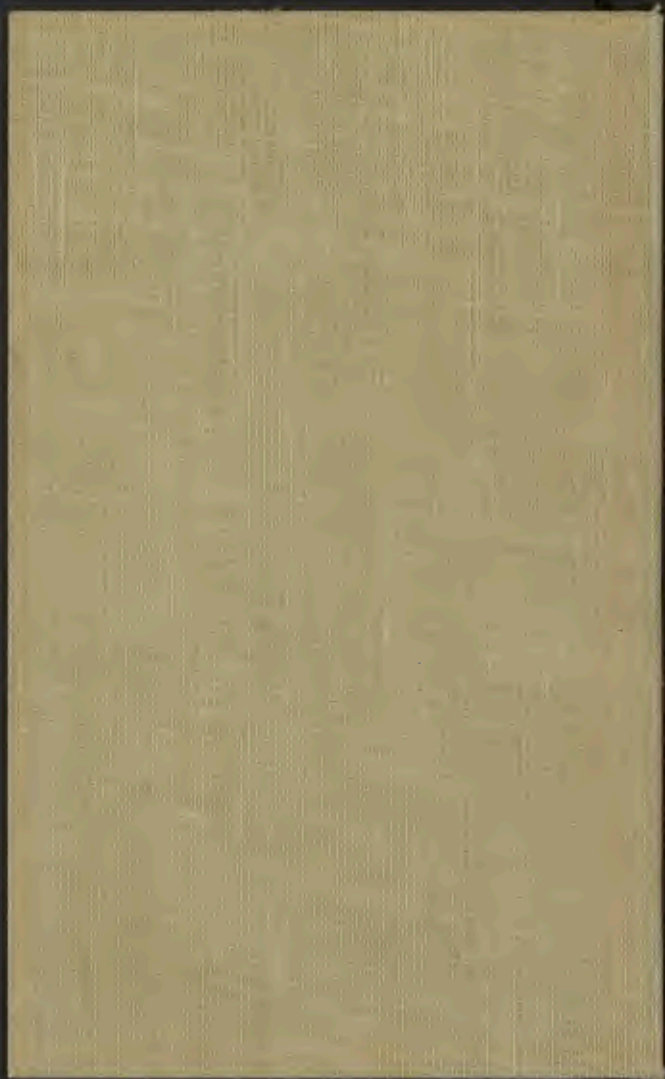
No. 9 19

To B R Trues \$ 9 27

No. 19

To \$

Carried Forward



16-11-23
 10-9-12

 6-2-10

6 years	288,00
Two	8,00
10 days	1,33
	297,33
	800
	\$1097,33

297,33
 1486651

\$ _____

SUFFOLK, VA., _____ 191 _____

_____ DAYS AFTER DATE _____ PROMISE TO PAY, WITHOUT OFFSET, UNTO

_____, OR ORDER, NEGOTIABLE AND PAYABLE AT THE

FARMERS BANK OF NANSEMOND

SUFFOLK, VA.

_____ DOLLARS

for value received; and it is agreed upon by the parties hereto that the interest on this Note shall be payable in advance; and we, principal and endorsers, hereby waive the benefit of our Homestead Exemption as to this debt.

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

Bowden etc.

v.

Johnson's Infants.

also

Saunders et als.

v.

Saunders et als.

To the Honorable H. D. White, Judge of said Court:

Your Special Commissioner in the joint causes named above desires to report his transactions from the date of the last decree (January 9th 1911) to the present time.

I have received from E. J. Joyner and C. F. Joyner on the 22nd day of November, 1916 the principal amounting to eight hundred dollars and the interest amounting to \$297.33. There was left in my hands at last decree which was used for taxes and premium bonds, the amount of \$26.35.

My accounting is as follows:

Cash in hands at last decree	26.35	
Received from E. J. Joyner	1097.33	
Paid West & Withers premium on bond for years 1911-1912- 1913- 1914-1915- 1916 (ten dollars a year		60.00
Taxes for years 1911-1912-1913-1914		9.45
Taxes for year 1912		10.20
Taxes for year 1913		11.00
Taxes for year 1914		11.00
Taxes for year 1915		7.60
Taxes for year 1916		7.60
Clerk's fee		11.30
Commissions on \$297.33		14.86
Balance in hands		980.67
	1123.69	1123.69

Olga Lee Johnson who married Jesse Wiken as will appear from her petition was twenty-one years of age on the 23rd day of November, 1916. Your commissioner asks that he be directed to pay to her one half of the amount in hand which will be \$490.33 and asks that he be allowed to ~~subsell~~ this said fund and execute another as protection for the amount to remain in his hands.

Respectfully submitted,

December 15th 1916.

Received of Parke P. Deans, Special Commissioner in Bowden Guardian
against Jchnsen's Infants and others and Saunders and others
against Saunders and others-----

The sum of four hundred and ninety dollars and thirty three cents
In full settlement of my interest in said causes.

\$490.33

Mrs Cleo Johnson Nixon.

This is to certify that I, Clec Johnson Wixen, who was
Clec Lee Johnson have received full settlement from J. Walter
Bowden my Guardian and I am satisfied with said settlement and
release him of any further obligations under bond given in his
qualification.

In witness whereof, I hereunto set my hand and seal
this 16th day of December, 1916.

Clec Johnson Wixen (SEAL)

State of Virginia,

County of Isle of Wight, to-wit:

I, Parke P. Deans a Commissioner in Chancery for the
Circuit Court of the County aforesaid and State of Virginia
do certify that Clec Johnson Wixen whose name is signed to
the foregoing writing bearing date on the 16th day of December,
1916 has acknowledged the same before me in my County aforesaid.

Given under my hand this 16th day of December, 1916.

Commissioner in Chancery.

Bowden et al
v
Johnnie's Infants
also
Saunders et al
v
Saunders et al

Report of Sp. Comm.

1919.
June 2
Filed
B.D.W.

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

Your commissioner asked to be directed to pay this balance to Leah Catherine Johnson, who reached her majority on the 17th day of February, 1919.

Respectfully submitted,

Chas. L. Brown
Special Commissioner.

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

Bowden etc.

v.

Johnson's Infant's

also

Saunders et als

v.

Saunders et als.

Honorable B. H. White,

Judge of said Court:

The undersigned, Special Commissioner in the above-styled causes desires to report as follows:

As direct in the last decree in these causes, he has paid to Chic Lee Wixen the sum of \$490.33 (as entered on the 5th day of December, 1916, receipt for same herewith filed.

Upon investigation, your special commissioner, found that it would be cheaper to continue the bond as previously given than to execute a new one, therefore he has paid the renewals from year to year upon the bond as under the previous decree.

He loaned \$425.00 on the balance in his hands to one Adolphus Evans from January 1st, 1917 until March 1st, 1919. receiving the amount of interest as \$55.25.

The account to date is as follows:

Cash on hand	490.34	
Interest collected	55.25	
Paid A. S. Johnson Clerk		7.50
Commission to P. P. Deans		2.76
<i>Fee to P. P. Deans</i>		<i>25.00</i>
Paid West and Withers premium on bond for years, 1917-1918-1919		15.00
Paid W. E. Laine taxes for 1917		<u>.80</u>
Paid W. E. Laine taxes for 1918		<u>.80</u>
Reserved for taxes 1919		<u>.80</u>
Balance in hand		<u>492.93</u>

545.59 545.59

Mr. P. P. Deane Sp. Con Bond WINDSOR DISTRICT
 To W. E. LAINE, Treasurer of Isle of Wight County, Va. 317

	State Taxes	County Levies	District Levies	TOTAL TAXES AND LEVIES
1917	10c on \$100. Support of Public Schools Intangibles, 65c and 70c Income, 1%	Gen'l Co. 35 c. on \$100 Co. Schools 15 c. on \$100 Poor - - 7 1/2 c. on \$100 Co. Roads 5 c. on \$100 TOTAL, 62 1/2 c.	Dis. Schools 35c. on \$100 Dis. Roads 30c. on \$100 TOTAL 65c. Intang. for Dist. Roads, 30c.	
Acres, valued				
Acres, valued				
Acres, valued				
Acres, valued				
Per. Prop.—Sched. B., val.				
Int. Per. Prop.—Classes 1, 5 and 2				
Int. Per. Prop.—Fiduciaries Classes 3 and 4 <u>400</u>	<u>80</u>			
Stock Merchandise, val.				
Money on Dep., 20c. on \$100				
Income, Sched. D, 1%				
Total valuation -				
Capitation -				
TOTAL - - -				<u>1 50</u> <u>80</u>

5% Penalty added Dec. 1, 1917 - - - - -
 TOTAL TAXES AND PENALTY - - - - -

Received payment.....day of....., 191..... Treasurer, per.....
 EVERETT WADDEY CO. RICHMOND, VA

Mr. *P. O. Deane & C. Bowden* Edu. 25 *John Duff* *Town of Wards or*
 To W. E. LAINE, Treasurer of Isle of Wight County, Va. **HARDY DISTRICT**
 No. *953*

1918	State Taxes	County Levies	District Levies	TOTAL TAXES AND LEVIES	
	18c on \$100. Support of Public Schools, Roads and Tuberculosis; Intangibles, 73c and 73c Income, 1%	Gen'l Co. 35 c. on \$100 Co. Schools 15 c. on \$100 Poor - - 7½c. on \$100 Co. Roads 5 c. on \$100 TOTAL, 62½c.	Dis. Schools 35c. on \$100 Dis. Roads 30c. on \$100 TOTAL 65c. <i>Intang. for Dist. Roads 30c</i>		
Acres, valued.....					
Acres, valued.....					
Acres, valued.....					
Acres, valued.....					
Per. Prop.—Sched. B, val.					
Int. Per. Prop.—Classes 1, 5 and 2.....					
Int. Per. Prop.—Fiduciaries Classes 3 and 4.....					
Stock Merchandise, val.....					
Money on Dep., 20c. on \$100 <i>400</i>		<i>80</i>			
Income, Sched. D, 1%					
Total valuation -					
Capitation -					<i>1 50</i>
TOTAL - - -					<i>80</i>

5% Penalty added Dec. 1, 1918 - - - - -

TOTAL TAXES AND PENALTY - - - - -

Received payment *79* day of *Nov.*, 191*9* *W. E. Laine* Treasurer, per.....

TERMS: CASH

Suffolk, Va., April 3, 1919 191

M. C. Parke P. Deans,

TO WEST & WITHERS, DR.
Fire, Life, Marine, Accident, Health, Employers' Liability,
and Steam Boiler Insurance and Surety Bonds

P. O. BOX 103

OFFICE NO. 936 WASHINGTON STREET

BELL PHONE NO. 10

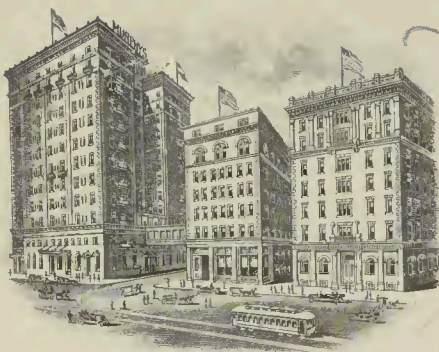
DATE	POLICY NO.	COMPANY	PROPERTY INSURED	AMOUNT	PREMIUM
1917 2/1	697814	Fidelity & Deposit	Bond Spl. Commr.	1000.	5.00
1918 2/1	697814	" "	Saunders et als vs. Saunders et als	1000.	5.00
1919 2/1	697814	" "	" "	1000.	5.00
					15.00
		Received payment			
		April 2, 1919			
		West & Withers			
		By B.			

Bowden Gordon
v
Johnson Infants
also
Sammers et al
v
Sammers et al

Report of Spl Comm

1919
June 24
Filed
B.D.W.

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



NEW AND ABSOLUTELY FIREPROOF

Murphy's HOTEL

INCORPORATED.

European Plan.

JOHN MURPHY,
PRESIDENT

Richmond, Va.

19

\$492 $\frac{93}{100}$

June 6 1918.

Received of Park P Deane Special
Communis in Borduin's Guardian etc v.

Johnson Infants also Saunders et al
v. Saunders et al

Four hundred ninety two and $\frac{93}{100}$ Dollars

In full settlement of accounts in above
named suits as per decree June 2nd 1919

Leah Catherine Johnson

6
Bowden, Guardian etc.,

v.

Johnson's Infants et als.

Enter This.

*I do consent to this
Cura P. Weems, City for
Comptroller of Public Defenders
J. H. Weems
God al bless for
infant defendants*

IN THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY.

Bowden, Guardian etc.,

Plaintiff.

v.

Johnson's Infants et als,

Defendants.

By consent of all parties entered of record in open court, it is ordered that this cause be submitted to the Judge of this court for such order or decree in vacation as may be made in term.

Bowden, Guardian, etc.,

v. Decree.

Johnson's Infants et als.

Enter this.
C.O.B. No. 6, page 615

1909.
June 7.
Enter this.
1909.

The consent of this
J. H. Rogers
and all others
in and out of court.

James H. Rogers
Complainant & Adult Defendant.

possessed or entitled, and what are their respective shares or interest therein, where such estate is situated, and what is its fee simple and annual value;

Second. Whether the interest of the said infant defendants will be promoted by the sale of the pine timber on the real estate in the bill mentioned, or any part thereof, and an investment of the proceeds or sale in other property;

Third. Whether the rights of any person will be violated by such sale and investment.

Fourth. Who would be the heirs at law and distributees of the said infant defendants if they were dead and whether all such persons are properly before the court ~~in~~ this cause.

Fifth. What will be a fair compensation to be allowed to the counsel for the complainant out of the proceeds of the sale of the infants' pine timber for his services in instituting and conducting this suit.

Which said inquiry the said commissioner shall make, after first giving notice of the time and place thereof to all parties, or their counsel, and report the same to the court, along with any matter specially stated deemed pertinent by himself or required by any party to be so stated: And by

Consent of all parties, ^{upon an open court day} entered of record, it is ordered that this cause be submitted to the judge of this court for such order and decree in vacation as might be entered in term.

Costs to and use this decree

Writ tax 150

CBW 442

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

J. Walter Bowden, Guardian of Clio Lee Johnson and Lear Catherine Johnson. Complainants.

v.

Johnson's Infants and others. Derendants.

THIS DAY came J. Walter Bowden, guardian, and by leave of court filed his bill, verified by his oath thereto, and the exhibits therewith; and on his motion J. U. Burges, a discreet and competent attorney at law, is assigned as guardian ad litem to the infants, Clio Lee Johnson and Lear Catherine Johnson, to defend their interest in this suit; and thereupon the said guardian ad litem filed the answer of the said infant defendants, and his own answer on oath, to the bill of the complainant; and N. H. Johnson, J. A. Saunders, Alice E. Saunders, Charlie E. Saunders, Whittie W. Saunders, W. K. Saunders, Annie M. Saunders, J. E. Saunders Hattie E. Saunders, Hattie E. Blanchard and J. H. Blanchard, adult defendants filed their own answer to the said bill; to which several answers the complainant replied generally; and thereupon, by consent of all parties, by counsel, this cause is set for hearing and docketed; and by like consent came on this day to be heard on the bill of complaint and the exhibits therewith, the several answers by the defendants to said bill as above set out, and the general replication of the complainant to every one of the said answers, and was argued by counsel.

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

First. Of what estate, real and personal the infant defendants, Clio Lee Johnson and Lear Catherine Johnson are

10

J. W. Bowden, Esq.

Johnston's Inft.

C. O. B. no. 6, page 625.

1909

Pl. 4

Enter his

J. W.

* And that he has collected the further sum of Fifty Dollars and ninety two cents, paid him on account of the costs of this suit, by the order of the court, entered in said timber, and that said Special Commissioner has reported the said sum, aggregating \$467.92, in the book of minutes, & the credit of this cause, on consideration whereof

IN THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY.

J. W. Bowden, Guardian, etc.,

Complainants.

v.

Johnson's Infants, 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. Deans, Special Commissioner, this day filed by leave of the Court, to which report there is no exception and was argued by counsel.

On consideration whereof, it appearing to the Court that the said Special Commissioner, Parke P. Deans, has collected the purchase price from R. A. Turner and Company and conveyed to them the pine timber on the land in the bill and proceedings mentioned, the Court doth approve and confirm the said report of said sale.

The said Special Commissioner is directed to pay the costs of this suit including a fee of thirty seven ^{and fifty cents} Dollars to Parke P. Deans, Counsel, and all other matters are rescinded. ~~him shall be paid to J. W. Bowden, guardian of Elia Lee Johnson and Lear Catherine Johnson for investment.~~

Beardley Guardian etc.

r

Johnson's Infants et al.

Decree

1909

Dec. 6.

Enter this

SDCW

CORB # 7. J

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

J. W. Bowden Guardian, etc.,

Complainant.

v.

Johnson's Infants et als,

Defendants.

formerly This cause came on this day to be again heard on the papers read ^{on the} and report of Special Commissioner, Parke P. Deans, this day filed by leave of Court, to which report there is no exception, and was argued by counsel.

On consideration whereof, it appearing to the Court that the said Special Commissioner, Parke P. Deans has paid the costs of ~~and expenses of suit as heretofore ordered~~ this suit, and has in hand \$381.04 ~~to be paid as hereinafter directed~~ ^{Int} ed, the Court doth approve, and confirm the said report, and direct the said Special Commissioner to ~~pay to J. Walter Bowden, guardian of Clie Lee Johnson and Lear Catherine Johnson, for investment,~~ *Said sum to some good loan upon real estate, the* when he shall have first given a bond before the Clerk of the Court *Said to be a first lien on said real estate, and the* in the penalty of *Dollars with ample security, con-* ~~income arising therefrom said special Commissioner~~ tained for the faithful application of the funds, ~~and for the man-~~ *shall pay to the guardian of Clie Lee Johnson, after such* agement and the preservation of any property or securities in which *paying the same assessed against said funds* ~~the sum may be invested and for the protection of the rights of all~~ persons interested therein, whether such rights be vested or ~~continued.~~

Saunders et als,

vs.

Saunders et als.

Decree

Enter this -

1909

Dec. 6.

Enter this.

P. D. W.

We consent to this decree

Paul P. Deane,

Att'y for Plaintiffs and

Adult Defendants -

J. K. Durgan

Guardian ad litem
for infant defendants.

their respective interest will entitle them, and further ~~report~~
what in their opinion is a fee simple ^{And annual} value of the ^{Said} real estate ~~in~~
~~the bill and proceedings mentioned~~, and in either case they are
required to report their proceedings under this order to the Court.*

By consent of all parties entered of record in open
Court, it is ordered that this cause be submitted to the Judge
of this court for such decision, decree, judgment or order therein
in vacation as may be made in term.

*And Said Commissioners shall ~~designate some~~
~~on said next court~~
meet ~~at~~ On the 30th day of December, 1909 at
ten o'clock A. M. ~~that day~~ or the first
clear day thereafter, of which day the
parties hereto shall have notice by the
service of a copy hereto.

IN THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY.

Saunders et als,

Plaintiffs.

versus In Chancery

Saunders et als,

Defendants.

in which the adult parties defendant have accepted service
This cause came on this day to be heard upon the complain-
ant's bill, the answer of the adult defendants, the answer of the
infant defendants by J. U. Burges, *only assigned at rules* their guardian ad litem, and
was argued by counsel.

On consideration whereof the court doth order that W. J. Saunders, R. E. Britt and Irvin Jenkins, who are hereby appointed Commissioners for the purpose *and* after having first been duly sworn, do proceed to lay off and divide the real estate of which J. G. Saunders, died, seized, and possessed, which is as follows:

situated in Hardy Magisterial District, in the County of Isle of Wight, and State of Virginia, containing one hundred and fifty-two and one-half acres, more or less, and bounded by the lands of J. M. Raby, Rosa Saunders, R. H. Barrett, J. C. Morris, Adolphus Johnson, and Samuel Butler.

In six equal parts having regard to quality, quantity and value, and assign one of the six parts to J. E. Saunders, one of the six parts to Chas. E. Saunders, one of the six to J. A. Saunders, one of the six parts to W. K. Saunders, and one of the six parts to Hattie E. Blanchard, and the remaining one-sixth part to the heirs at law of Martha V. Saunders Johnson.

But if the said Commissioners should find that partition cannot be conveniently made of the said real estate among the a-
foresaid parties, *they shall so report, and together with the evidence*
upon which their ~~then they are required to report upon what their~~
opinion is based ~~to the court,~~ *they shall* and also report whether the interest of those who are entitled to the real estate or its proceeds, will be promoted by a sale of the entire real estate or allotment of part and sale of the residue, and whether any party will take the entire subject and pay to the other parties such sum of money as

8.

Saunders et al

r

Saunders et al

Decree

Enter This

Book 7 p 9 8A -

We consent to this decree

Patrick McNamee Atty for
Complainants & Adult Defendants

James V. Burgess
guardian ad litem
for: minor defendants
Elizabeth Johnson and Dean
Catherine Johnson.

this County, payable to the Commonwealth of Virginia, in the penalty of \$3000.00, conditioned for the faithful discharge of his duties under this or any future decrees herein. '

The Special Commissioner is directed to pay the cost of this suit, including a fee of Forty — dollars to Parke P. Deans Counsel, and the residue of the funds to be equally divided into six parts, and distributed as follows: one-sixth to J. E. Saunders, one-sixth to Chas. E. Saunders, one-sixth to J. A. Saunders, one-sixth to W. K. Saunders, onesixth to Hattie E. Blanchard, and the remaining one-sixth to be invested by Parke P. Deans, Special Commissioner in a good loan on real estate, said loan to be a first lien upon said real estate, and the interests therefrom to be paid to J. W. Bowden, Guardian of Clic Lee Johnson and Catherine Lear Johnson, the heirs at law of Martha V. Saunders Johnson; the said parties ^{being} all the parties interested in said land, or entitled to its proceeds. All of which is certified to the Clerk of this Court to be entered in the Chancery Order Book.

J. D. White

Virginia: Clerk's Office of the Circuit Court of the County of Isle of Wight January 18th. 1910, the foregoing vacation decree was received and entered of record.

Teste,

E. Johnson Clerk.

IN THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY.

In vacation, on the 7th day of January, 1910.

J. E. Saunders et als.

Plaintiff.

versus.

J. A. Saunders et als.

Defendants.

This cause came on this day to be again heard upon the papers formerly read, and upon the report of W. J. Saunders, R. E. Britt and Irvin Jenkins, Commissioners of partition, and exhibits filed therewith, which report is this day filed, and to which ~~no~~^{no} exception has been taken and was argued by counsel.

On consideration whereof, and it appearing to the Judge of this Court from the said report, that the property mentioned and described herein, and in the bill and proceedings, can not be conveniently partitioned among the parties entitled to the same, and that the interest of all parties will be promoted by a sale of the said real estate, and it further appearing that W. K. Saunders has offered twenty-seven hundred and fifty (\$2750.00) dollars for the ^{Said} real estate, and the said Commissioners having recommended the acceptance of said price, the Judge of this Court doth approve and confirm the said report, and doth adjudge, order and decree that Parke P. Deans, who is hereby appointed Special Commissioner, for the purpose, shall upon the payment to him by the said W. K. Saunders of the sum of twenty-seven hundred and fifty (\$2750.00) dollars, convey to the said W. K. Saunders, by good and sufficient deed, with covenant of Special Warranty, the land in the bill and proceedings mentioned, as follows,

All that certain tract of land situated in Hardy Magisterial District, in the County of Isle of Wight, Virginia, containing one hundred and fifty-two and one-half acres, more or less, and bounded by the lands of J. M. Ruby, Rosa Saunders, R. H. Barrett, J. C. Morris, Adolphus Johnson, and Samuel Butler.

And the said Parke P. Deans, Special Commissioner, is directed to report his proceedings hereunder to Court. But the said Commissioner will have no power to execute this decree until he shall enter into a bond, with sufficient surety, in the Clerk's Office of

Bowden, Guardian etc
 ✓ Beecher
 Johnson's Infants et al

1910
 June 28th
~~July 1st~~
 Enter this
 B.W.

C.O.B. No 7 P 7

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

J. W. Bowden, Guardian etc.,

Complainant

v.

Johnson's Infants et als.,

Defendants,

This cause came on this day to be ^{again} heard on the papers formerly read, and on the report of Special Commissioner, Parke P. Deans, this day filed by leave of Court, to which report there is no exception, and was argued by counsel:

And ^{*Said*} ~~It~~ appearing to the Court from the report, ~~herein~~ ^{*the funds*} filed by ~~Parke P. Deans, Special Commissioner~~ and statement made at bar, that ~~the funds~~ ^{*in*} this cause, and ~~that~~ in the suit of J. E. Saunders, Hattie E. Saunders, Chas. E. Saunders and Whittie W. Saunders against J. A. Saunders, Alice E. Saunders, Hattie E. Blanchard, J. H. Blanchard, Clio Lee Johnson

and Lear Catherin Johnson, belong to the same persons,

this cause and the said cause of Saunders against Saunders
~~It is adjudged, ordered and decreed that the said report~~
On consideration whereof, the Court doth confirm the
~~be confirmed.~~
Said report and doth.

^{*order*} ~~It is further ordered,~~ adjudged and decreed that this cause and the suit of ^{*and others against and others*} ~~Saunders et als, v. Saunders et als,~~ be consolidated, and henceforth be proceeded with as one cause.

Can and should be consolidated.

Saunders et al

vs

Saunders et al

Decree

Enter this

1911

Jan. 9.

Enter this.

B.D.W.

same shall fall due and pay the taxes on said funds in his hands as the same shall fall due, pay the court cost, and the remainder he shall ~~forthwith~~ pay to the guardian of the said Clio Lee Johnson and Lear Catherine Johnson, and all other matters are reserved and said special commissioner is directed to make report to the Court hereunder.

amounting to \$5.08, which said sum was derived from the sale of the timber on said tract, as will appear from the proceedings of the ~~now pending in this cause and heretofore consolidated with this cause and now being~~ suit of J. W. Bowden, Guardian against Johnson's Infants, and it appearing that the said Olio Lee Johnson and Lear Catherine Johnson, the infants defendants herein are also the only defendants in said cause of Bowden Guardian against Johnson's Infants, and it also appearing that said special commissioner executed in said cause of Bowden, Guardian against Johnson's Infants a bond in the penalty of \$700.00, and in this cause a bond in the penalty of \$3000.00 and it appearing to the Court that it is unnecessary that the said two causes should continue as independent causes, and that said special commissioner will have in his hands in the said causes the total sum of \$835.⁶²/₁₀₀, and that it is proper that said causes be consolidated and henceforth proceeded in as one cause, and that said special commissioner should be required to give only one bond for the said sum which is in his hands, and it also appearing that said special commissioner *secured by deed of trust on real estate. The sum whereof is hereby affirmed,* has now loaned to E. J. Joyner the sum of \$800.00 and has paid the taxes on the funds in his hands in said two causes amounting to \$9.27 leaving a net balance in his hands of \$26.35.

On consideration whereof, the Court doth confirm the *said* report, and doth direct that this cause and the said cause of Bowden, Guardian against Johnson's Infants, be and the same are hereby consolidated and ordered to be henceforth proceeded in as one cause, and the Court being of the opinion that one bond would be sufficient in these causes, and that *said special Commissioner* ~~he~~ having duly accounted for the funds in his hands in said causes, doth direct the said special commissioner to execute before the Clerk of this Court a new bond in the penalty of \$1000.00 conditioned for the faithful performance of his duties as special commissioner in said consolidated causes under this or any future decree of the Court in said consolidated causes. And said special commissioner is directed to collect the interest on said sum of \$800.00 as the

In the Circuit Court of Isle of Wight County:

Saunders et als.

v.

Saunders et als.

This cause came on this day to be again heard upon the papers formerly read and upon the report of Parke P. Deans, Special Commissioner, this day filed and to which report no exception has been taken, and it appearing to the Court from said report that said special commissioner has received from W. K. Saunders the sum of \$2750.00, the purchase price of the property sold under the proceedings of this suit, and has disbursed the same as follows:

Cash for real estate	2750.00	
Court Cost		34.50
Fee of Attorney (P. P. Deans)		40.00
Premium on bond		12.00
Cash to J. E. Saunders		443.92
Cash to Hattie E. Blanchard		443.92
Cash to C. E. Saunders		443.92
Cash to J. A. Saunders		443.92
Cash to W. K. Saunders		443.91
Cash for Johnson's Infants		443.91
	2750.00	2750.00

And it also appearing that there was in the hands of said special commissioner the sum of \$443.91 belonging to Elia Lee Johnson and Lear Catherine Johnson, the infants derendants of which sum \$420.00 was loaned by said special commissioner to J. J. Rhodes on the 18th day of March, 1910, who repaid the same on the 9th day of June, 1910, together with \$5.59 the interest thereon, and it also appearing that the said Elia Lee Johnson and Lear Catherine Johnson, the infant derendants herein are also interested ⁱⁿ the sum of \$381.04 and interest thereon

Saunders et al

Shawney 63-78.

Saunders et al

Bowden John

7-1-78-63

Johns are Infants

Costs to entry of this
deed. taking bond
under same and
Convey to Apr 6th 1911

Writ tax	1.50
Cloth fee	13.34
Alto fee	15.00
Convey	6.00
	<u>\$35.84</u>

that the said Olio Lee Johnson and Lear Catherine Johnson, the infant defendants herein are also the only defendants in said cause of Bowden, Guardian, against Johnson's Infants, and it also appearing that said special commissioner executed in said cause of Bowden, Guardian, against Johnson's Infants, a bond in the penalty of \$700.00 and in this cause a bond in the penalty of \$3000.00, and it appearing to the court that it is unnecessary that the said two causes should continue as independent causes, and that said special commissioner will have in his hands in the said causes the total sum of \$835.62, and that it is proper that said causes be consolidated and proceeded in as one cause, and that said special commissioner should be required to give only one bond for the said sum which is in his hands, and it also appearing that said special commissioner has now loaned to E. J. Joyner the sum of \$800.00, secured by a deed of trust on real estate, the loan whereof is hereby approved, and has paid the taxes on the funds in his hands in said two causes amounting to \$9.27 leaving a net balance in his hands of \$26.35:

On consideration whereof, the court doth confirm the said report, and doth direct that this cause and the said cause of Bowden, Guardian, against Johnson's Infants, be, and the same are, hereby consolidated and ordered to be henceforth proceeded in as one cause, and the court being of opinion that one bond would be sufficient in these causes, and that said special commissioner having duly accounted for the funds in his hands in said causes, doth direct the said special commissioner to execute before the clerk of this court a new bond in the penalty of \$1000.00 conditioned for the faithful performance of his duties as special commissioner in said consolidated causes under this or any future decree of the court in said consolidated causes. And said special commissioner is directed to collect the interest on said sum of \$800.00 as the same shall fall due and as the same shall fall due, pay the court cost pay the taxes on said funds in his hands, and the remainder he shall pay to the guardian of the said Olio Lee Johnson and Lear Catherine Johnson, and all other matters are reserved and said special commissioner is directed to make report to the court hereunder.

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

JANUARY 9TH. 1911.

-----CHANCERY-----

Saunders et als.,.....Complainants.

vs)

Saunders et als.,.....Defendants.

This cause came on this day to be again heard upon the papers formerly read and upon the report of Farke P. Deans, Special Commissioner, this day filed and to which report no exception has been taken, and it appearing to the court from said report that said special commissioner has received from W. K. Saunders the sum of \$2750.00 the purchase price of the said property sold under the proceedings of this suit, and has disbursed the same as follows:

Cash for real estate,.....	2750.00	
Court costs,.....		34.50
Fee for Attorney (F.P.Deans).....		40.00
Premium on bond,.....		12.00
Cash to J. E. Saunders,.....		443.92
Cash to Hattie E. Blanchard,.....		443.92
Cash to C. E. Saunders,.....		443.92
Cash to J. A. Saunders,.....		443.92
Cash to W. K. Saunders,.....		443.91
Cash for Johnson's infants,.....		443.91

\$2750.00 \$2750.00

And it also appearing that there was in the hands of said special commissioner the sum of \$443.91 belonging to Clio Lee Johnson and Lear Catherine Johnson, the infant defendants of which sum \$420.00 was loaned by said special commissioner to J. J. Rhodes on the 18th. day of March, 1910, who re said the same on the 9th. day of June, 1910, together with \$5.59 the interest thereon, and it also appearing that the said Clio Lee Johnson and Lear Catherine Johnson, the infant defendants herein, are also interested in the sum of \$581.04 and interest thereon, amounting to \$5.08 which sum was derived from the sale of the timber on the said tract, as will appear from the proceedings of the suit of J. M. Bowden, guardian, against Johnson's Infants; and it appearing

Bowden &c
1863
Johannesburg
Saunders & Co
1878
Saunders & Co,

Dec
1916
Art. 5-
Inter his
B.W.
Co B7 & 391

On consideration whereof, the Court doth confirm the
Cleo Lee Johnson be hereafter proceed against as an
said report and doth adjudge, order and decree that the said ¹
and that said
special commissioner pay unto Cleo Johnson Wixen one half
of the sum now in his hand, which amounts to \$490.33 and the
balance to be re-invested in a loan on real estate. The Court
doth further adjudge order and decree that the bond in this
cause be cancelled and the said special Commissioner execute
before the Clerk of this Court a new bond in the penalty of
\$ 900⁰⁰ conditioned for the faithful performance of his
duties as special commissioner in this cause under this or any
future decree of the Court.

and that said
Cleo Johnson Wixen

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

Bowden etc.

v.

Johnson's Infants

also

Saunders et als.

v.

Saunders et als.

^{see}
~~This~~ cause came on this day to be again heard upon the
papers formerly read and ^{upon} the petition of Clic Lee Wixon who,
^{this day filed in Court at Court}
was Johnson, and the report of Parke P. Deans, Special Commissioner,
^{you}
this day filed and to which report no exceptions have been taken,
and was argued by counsel.

And It appearing to the Court from the petition under
oath, that Clic Lee Johnson has married one Jesse Wixon and she
became twenty-one years of age on the 23rd day of November, 1916,
and it further appearing that there was in hands of Parke P.
Deans, Special Commissioner at the last decree, the sum of
\$26.35 and that he has collected from E. J. Joyner the sum
of eight hundred dollars with \$297.33 interest and has accounted
for same as follows:

Cash in hand	1123.68	
Paid West and Withers premium on bond for years, 1911-1912 1913-1914-1915-1916		60.00
Taxes for year 1911		9.45
Taxes for year 1912		10.20
Taxes for year 1913		11.00
Taxes for year 1914		11.00
Taxes for year 1915		7.60
Taxes for year 1916		7.60
Clerk's fees		11.30
Commissions on \$297.33		14.86
Balance in hand		980.67
	1123.68	1123.68

Beardoni etc
v 63
Johnson's Infants
also
Sander et al
v 28
Sander et al

Decree
1919
June 2.
(Enter This.
B.T.W.)

C. O. B. T.
page 503.

On consideration whereof, the Court doth confirm the
said report and doth adjudge, order and decree that the
special commissioner pay unto Leah Catherine Johnson the balance
in the hands of said special commissioner amounting to \$ 492.93.

*And said Special Commissioner shall
report his proceedings hereunder.*

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

Bowden etc.

v. 63

Johnson's Infants

also

Saunders et als.

v. 73

Saunders et als

These causes came on this day to be again heard upon the papers formerly read and upon the petition of Leah Catherine Johnson, ^{July sworn to,} this day filed by leave of Court and upon the report of Parke P. Deans, Special Commissioner, this day filed and to which report no exceptions have been taken and was argued by counsel:

And it appearing ~~to the Court~~ ^{of said} from the petition, ~~and~~ ^{that she} that Leah Catherine Johnson became twenty-one years of age on the 17th day of February, 1919; and it further appearing that there was in hands of Parke P. Deans Special Commissioner the sum of \$490.33, which has been paid to Clie Lee Wixon; and, ~~that~~ ^{The same} after ~~paying~~ ^{paying} that he had \$490.34, with interest collected thereon, ~~\$55.55~~ ^{amounting to}, and has accounted for same as follows:

Cash on hand	490.34	
Interest on hand	55.25	
Paid A. S. Johnson Clerk		7.50
Commission to P. P. Deans		2.76
Fee ^{to P. P. Deans}		25.00
Paid West and Withers premiums on bond for years, 1917-1918-1919		15.00
Paid taxes for 1917		80
Paid taxes for 1918		80
Reserved for taxes 1919		80
Balance in hand		492.33
	545.59	545.59

Bowden Guardian etc

✓
Johnson Infants
also

Saunders et al

✓
Saunders et al

Deere

1919
June 24
Enter this
R.D.W.

C. D. B. 1.

Page 506

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

Bowden Guardian etc.

v.

Johnson's Infants

also

Sanders et als.

v.

Sanders et als.

This cause came on this day to be again heard on the papers formerly read and the report of Parke P. Deans Special Commissioner, this day filed by leave of court, to which report no exception was made and was argued by counsel: *and it*

~~It~~ appearing from said report that the said special commissioner had paid to Leah Catherine Johnson the sum of \$492.93, all the funds in his hands, and has ^{*filed her*} ~~obtained a~~ ^{*the*} receipt for same, the Court doth approve said report, and doth discharge ~~the Parke P. Deans, special commissioner from further obligations hereunder and release his bond executed in this charge.~~

There being nothing further to be done ~~in this cause~~ the Court doth order that these causes be stricken from the docket.

IN THE CIRCUIT COURT OF ISLE OF WIGHT COUNTY, IN VACATION,
ON THE 20TH. DAY OF APRIL, 1909.

Clio Lee Johnson and Lear Catherine Johnson,	)	Qualification
	)	of
	)	Guardian.

It appearing to the Judge of this Court that Clio Lee Johnson and Lear Catherine Johnson are minors under the age of fourteen, to-wit: of the age of thirteen years and eleven years respectively: and that a cause has arisen for a guardian to be appointed: on the motion of N. H. Johnson, the father of the said Clio Lee Johnson and Lear Catherine Johnson, by his attorney, the Court doth nominate and appoint J. Walter Bowden as guardian of the said Clio Lee Johnson and Lear Catherine Johnson, and thereupon the said J. Walter Bowden appeared before the Judge of this Court, together with N. H. Johnson his surety, and acknowledged themselves as bound in the penalty of Eight Hundred Dollars, said bond being conditioned according to law, and is ordered to be recorded. All of which is certified to the Clerk of this Court to be entered in the Common Law Order Book.

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

Virginia: Clerk's Office of the Circuit Court of the County of
Isle of Wight April 28th. 1909. The foregoing vacation order
was received and entered of record.

A copy, Teste, R. Johnson C.C.

"Exhibit B"

Joseph G. Saunders! Will,
Will Book No. 33, page 375.

In the name of Almighty God.

I, Joseph G. Saunders of the County of Isle of Wight and State of Virginia, being of sound mind and the full possession of my reason knowing the uncertainty of life and anxious to secure the proper disposition my estate after my death do solemnly ordain this to be my last will and testament, FIRST: I do give and bequeath to my wife Martha V. Saunders to hold and possess during her natural life or widowhood all my real and personal estate consisting of a certain tract or parcel of land lying the County of Isle of Wight in the State of Virginia and containing one hundred and fifty two acres (152) together with all the stock crops furniture and any and all other personal property of which I may die seized and possessed. The said Martha V. Saunders to hold and possess the estate real and personal as afore described and to use the proceeds of the same for her maintenance and support and the raising and education of my son Joseph A. Saunders and any other child or children which may be Born to me of my said wife Martha V. Saunders. I do further will and bequeath that all the property mentioned in this testament and any and all other real and personal property of which I may die possessed shall on the death or marriage of my wife Martha V. Saunders go to my son Joseph A. Saunders and any other child or children which may be born to me of my wife Martha V. Saunders or such of them as may be living at the time to be their and their heirs forever. Should my son Joseph A. Saunders die before the death or marriage of my wife Martha V. Saunders and no other child be born to us or should more of them survive at the time then and in that casetall the said estate real and personal to go to my next of kin.

Signed and sealed on this the 25th. day of March 1853.

Joseph G. Saunders (SEAL)

Teste,

James J. Boykin,

Geo. F. Parr,

Virginia Bracy,

Geo. W. Stephenson,

Joseph Spivey

In the County Court of Isle of Wight County July 4th. 1898 the last will and testament of Joseph G. Saunders was presented in Court and proved by the oath of J. J. Boykin one of the subscribing witnesses thereto and the sworn statement of J. E. Booker and ordered to be recorded.

Teste, N. F. Young, C. C.

A copy, Teste,

 C.C.

Exhibit C.

THIS DEED, Made this 28th day of April, in the year of 1909, between Martha V. Saunders, widow of the late J. G. Saunders, J. A. Saunders and Alice E. Saunders, his wife; Charlie E. Saunders and Whittie W. Saunders, his wife; W. K. Saunders and Annie M. Saunders his wife; J. E. Saunders and Hattie E. Saunders his wife; Hattie E. Blanchard and J. E. Blanchard, her husband, parties of the first part and R. E. Turner party of the second part,

W I T N E S S E T H:

THAT IN consideration of the sum of two thousand and eighty-three dollars (\$2,083.00) cash in hand paid, the receipt whereof is hereby acknowledged, the said parties of the first part do grant with GENERAL WARRANTY unto the said party of the second part all their interest in the pine timber of the dimension hereinafter named, on that certain tract of land on which land J. G. Saunders died, seized and possessed, which is located in Hardy Magisterial District in the County of Isle of Wight and State of Virginia, containing one hundred and thirty-two and one-half acres (152-1/2), be the same more or less, and bounded by the lands of J. M. Raby, Rosa Saunders, R. H. Barrett, John C. Morris, Adolphus Johnson and Samuel Butler.

THE said pine timber is to be cut as follows:

10 inches and upward in diameter across the stump (out edge of wood to out edge of wood) at the time of cutting, 15 inches from the general level of the land, on that piece of land known as the "old field" and bounded on the west by Morris' Avenue; on the north by J. C. Morris; on the east by a branch, and south by the cultivated land of the tract mentioned above.

12 inches and upward in diameter across the stump (out edge of wood to out edge of wood) at the time of cutting 15 inches from the general level of the land on the remainder of this tract of land.

IT is covenanted and agreed that the said party of the second part, his heirs or assigns, shall have the right to build erect, construct, open and put down all such saw mills, machinery, houses, shanties, and shelters, roads, ways, tramways, bogy tracks, and rail roads which may be useful or necessary in manufacturing said timber and any other owned in that section by the owner of this timber, and for the purpose of hauling and handling said timber both before and after it is manufactured with the right to take up and carry away all such machinery and structures within three months after ceasing to cut as hereinbefore mentioned. But with the provision that no hauling or any kind shall be done across cultivated land except by the special permission of the grantors herein named,

TI is further covenanted and agreed that the said party or the second part, his heirs or assigns, shall have two years from the date of this deed in which to cut and remove the timber hereby conveyed provided that if at the end of the said two years from the date hereof the said party of the second part, his heirs or assigns, shall not have cut or removed the said timber, they shall have a still further extension not to exceed one year in which to do so and all the rights and privileges granted under this deed shall continue during said period.

IT is further understood and agreed that after the expiration of the two years aforesaid and until the said timber is cut under this contract the said party or the second part his heirs or assigns, shall pay the said parties or the first part, their heirs, devisees or assigns, a sum equal to six per cent. on the purchase price of said timber as set forth in this deed for the additional time required.

SAID parties of the first part covenant that they have the right to convey the said property, that they have done no act to encumber the said land and timber except as hereinabove mentioned; that the grantee shall have quiet possession of the

same free from all encumbrances whatever; and they, the said parties of the first part will execute such other assurances of the said land and timber as may be requisite.

Witness the following signatures and seals.

Martha V. Saunders (SEAL.)

J. A. Saunders (SEAL.)

Alice E. Saunders (SEAL.)

Charlie E. Saunders (SEAL.)

Whittie W. Saunders (SEAL.)

W. K. Saunders (SEAL.)

Annie M. Saunders (SEAL.)

J. E. Saunders (SEAL.)

Hattie E. Saunders (SEAL.)

Hattie E. Blanchard (SEAL.)

J. H. Blanchard (SEAL.)

"*Exhibit D*"

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

I beg to offer the sum of \$417.00 for the one-
sixth interest owned by the children of Martha L. Saun-
ders Johnson, to-wit: Clio Lee Johnson and Lear Catherine
Johnson, in the pine timber on the land described in the
Chancery suit now pending in your Court styled, J. Walter
Bowden, Guardian v. Johnson' Infants et als. The pine
timber to cut in accordance with the contract made with
the other heirs of the late J. G. Saunders, deceased.

I am ready upon the execution of a good and
satisfactory deed for said timber to make payment or
same.

Yours very truly,

Ro. E. Turner & Co

In the name of Almighty God, Amen:

I, Joseph G. Saunders, of the County of Isle of Wight and State of Virginia, being of sound mind and the full possession of my reason- knowing the uncertainty of life and anxious to secure the proper disposition of my estate after my death: do solemnly ordain this to be my last will and testament First: I do give and bequeath to my wife Martha V. Saunders to hold and possess during her natural life or widowhood all my real and personal estate consisting of a certain tract or parcel of land lying the county of Isle of Wight in the State of Virginia and containing one hundred and fifty two acres (152) together with all the stock, crops and furniture and any and all other personal property of which I may die seized and possessed. The said Martha V. Saunders to hold and possess the estate, real and personal as afore- described, and to use the proceeds of the same for her maintenance and support, and the raising and education of my son Joseph A. Saunders, and any other child or children which may be born to me of my said wife Martha V. Saunders. I do further will and bequeath that all the property mentioned in this testament and any and all other real and personal property of which I may die possessed shall on the death or marriage of my wife, Martha V. Saunders, go to my son Joseph A. Saunders and any other child or children which may be born to me of my wife Martha V. Saunders or such of them as may be living at the time to be their and their heirs forever. Should my son Joseph A. Saunders die before the death or marriage of my wife Martha V. Saunders and no other child be born to us or should none of them survive at the time then and in that case all the said estate real and personal to go to my next of kin.

Signed and sealed on this the 25th. day of March 1863.

Joseph G. Saunders, (SEAL)

James J. Boykin

Geo. F. Parr

Virginus Bracey

Geor.W. Stephenson

Joseph Spivey

In the County Court of Isle of Wight County July 4th. 1898. The last will and testament of Joseph G. Saunders was presented in court and proved by the oath of J. J. Boykin, one of the subscribing witnesses thereto, and the sworn statement of J. E. Booker, and ordered to be recorded.

Teste, N. F. Young, C.C.

A copy,

Teste, *R. E. Johnson* Clerk.

5

J. Walter Bowden. Gds & c
vs { Pharmacy
Johnson's Infants & c

Appointment of Gds ad
litens

Dtd 1st May rules 1908

Virginia: Circuit Court of the County of Isle of Wight.

J. Walter Bowden, Guardian etc.

vs) Chancery--Order appointing gdn. ad litem.

Johnson's Infants, et als.

Clerk's Office of the Circuit Court of the County of Isle
of Wight 1st. Monday in May, 1909.

On motion of Parke P. Deans, Attorney at law and
counsel for the complainant in this suit, J. U. Burges, a
discreet and competent attorney at law is hereby assigned
as guardian ad litem of the infant defendants, Clio Lee
Johnson and Lear Catherine Johnson, they being infants
under the age of twenty one years, to defend their inter-
ests in this suit.


C.C.

2

J. E. Saunders, et. al.

vs. Chancery

J. A. Saunders, et. al.

Appointment of Sd. et.

ad litem

Dtd Nov 15/1909

VIRGINIA: CIRCUIT COURT OF THE COUNTY OF ISLE OF WIGHT, 2ND.
NOVEMBER RULES, 1909.

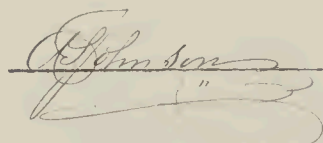
J. E. Saunders et als

vs)

J. A. Saunders et als.

Clerk's Office of the Circuit Court of the County of Isle of
Wight 2nd. November rules, 1909.

On motion of Parke P. Deans, counsel for the complainants in
this suit, J. U. Burges, a discreet and competent attorney at
law, is assigned guardian ad litem of the infant defendants,
herein, to defend their interests in this suit.

 Clerk.

9.
Copy of bonus bond

J.E. Saunders et al.

vs { Phoenix

J.A. Saunders et al.

Date filed January

18-1910

Copy

Dist. Phoenix
Ariz.

\$ 3000.00.....

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

.....principal, and Virginia Safe Deposit
and Trust Corporation,
SURETY, ARE HELD AND FIRMLY BOUND UNTO THE COMMONWEALTH
OF VIRGINIA,

in the just and full sum of.....Three Thousand----.....Dollars,

to the payment whereof, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents. And as to this bond, we hereby severally waive our homestead exemption, and any claim, right or privilege to discharge any liability arising thereunder to the Commonwealth, or by virtue of the office or trust for which said bond is given, with coupons detached from bonds of this state.

IN TESTIMONY WHEREOF, The said.....Parke P. Deans.....

principal, hereto sets his hand and seal, and the said...Virginia Safe Deposit and
Trust Corporation,.....

surety by.....Geo. K. Helms.....its duly authorized agent and attorney in fact, has caused its corporate name and seal to be hereunto affixed, the same to be

attested by the signature of Geo. K. Helms.....its said attorney in fact, this,
the...18th day of.....January...1910..... ~~AXD, 1908~~...

The condition of the above obligation is such that ~~whereas the above bound~~ ~~if the above~~
~~bound~~ Parke P. Deans, appointed special commissioner in a decree entered in the Circuit Court of the County of Isle of Wight, in vacation, on the 7th. day of January, 1910, in the cause in chancery therein depending in which J. E. Saunders et als. are plaintiffs, and J. A. Saunders et als are defendants, shall faithfully discharge and perform his duties prescribed in said decree or any future decree entered in said cause,

~~Now, if the said~~.....~~shall faithfully discharge~~
~~the duties of his office or trust as~~.....~~aforsaid~~, then the above obligation is void, else to remain in full force and virtue.

Parke P. Deans.....SEAL.

Virginia Safe Deposit & Trust Corporation

By.....Geo. K. Helms.....its
duly authorized Agent and Attorney in Fact.

Teste Geo K Helms

Signed, sealed and acknowledged in the Clerk's Office of the Circuit Court of the County of Isle of Wight this 18th. day of January, 1910.

Teste, [Signature] Clerk.

ISLE OF WIGHT COUNTY

No. 63

Borden

vs.

Johnson

In Math Seal # 78
in Book 56.