

1933-030 Charney Causes: Franklin Burial Company vs Alice Burton & d
Isle of Wight County

239

other SURNAMES: Crocker,
Thomas, Boykin, Ricks Harris,
Wilson, Maloy, Spencer, Duck,
Holloway, Boykins

VIRGINIA: CIRCUIT COURT OF THE COUNTY OF ISLE OF WIGHT APRIL
26TH. 1916.

W. M. Crocker, W. R. Thomas, E. A. Boykin and G. G. Ricks, part-
ners trading as the Franklin Burial Company, and Dr. F. K. Harris,

vs) Chancery

Alice Burton, Amy Spencer, Jane Wilson, William Burton, Lee Bur-
ton and Elizabeth Maloy, heirs at law of Allen Burton, deceased.

The object of the above styled suit is to subject the real es-
tate whereof Allen Burton died seized and possessed, lying in
the County of Isle of Wight and State of Virginia, to the payment
of the debts due by him or his estate. And affidavit having been
made and filed which asserts that diligence has been used by or
on behalf of the plaintiffs to ascertain in what county or corpo-
ration the defendants Amy Spencer, Jane Wilson, William Burton,
Lee Burton, and Elizabeth Maloy are, without effect, it is order-
ed that they appear in the Clerk's Office of said Circuit Court,
within fifteen days from due publication hereof, to do what may
be necessary to protect their interests herein.

A copy.

Teste, *E. L. Beale* Clerk.

E. L. Beale, p.g.

A copy of this order posted at the front door of the Courthouse,
of this County, and a copy sent to plaintiff's attorney, for pub-
lication in some paper in Franklin, Southampton County, Va. on
this 26th. day of April, 1916.

Teste, *E. L. Beale* Clerk.

4
Franklin Bureau Co
of Chesapeake
Burton et al

Copy of order of Publi-
cation sent of
posting

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

4/26 1916
Filed
Teste, Johnson Clerk.

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

W. H. Crocker, W. R. Thomas, E. A. Boykin,
and G. G. Ricks, partners trading as the
Franklin Burial Co., and Dr. F. L. Harris.

vs) Chancery

Alice Burton, Amy Spencer, Jane Wilson,
William Burton, Lee Burton, and Elizabeth
Maloy, heirs at law of Allen Burton, de-
ceased.

State of Virginia,

County of Southampton, to-wit:

I, E. L. Beale, a Notary Public for the County
aforesaid, in the State of Virginia, do hereby certify that
on this day E. A. Boykin and F. L. Harris personally came before me,
in my said County, and made oath that diligence has been used
by or on behalf of the plaintiffs to ascertain in what county
or corporation the defendants Amy Spencer, Jane Wilson,
William Burton, Lee Burton and Elizabeth Maloy
are, without effect.

Given under my hand this 22 day of April, 1916.

E. L. Beale
Notary Public.

My commission expires

April 7th 1917

Franklin Burdick Co
 et al
 vs
 Chauncy
 Allen Burton et al

Affidavit of order of
 Publication and
 Sale of the property

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

4/26 1916

Filed

Teste,

Aspinson

Clerk

VIRGINIA:

ISLE OF WIGHT COUNTY, TO-WIT:

To the Sheriff of the said County, Greeting:

We command you that you summon Alice Burton to appear at the Clerk's Office of the Circuit Court of our County of Isle of Wight, at the rules to be holden therefor on the first Monday in May, 1916, to answer Franklin Burial Company a bill in chancery exhibited against her and others, and have then and there this writ.

Witness, A. S. Johnson, Clerk of said Court, at the Courthouse, this 26th. day of April, 1916.

Teste,

A. S. Johnson Clerk.

E. L. Beale, p.q.

*Presented in the County of Isle of Wight on
this 27 day of April by delivering a true copy
of the within to Alice Burton as above.
R. A. Edwards, Sheriff
B. J. S. Haines
Deputy Sheriff*

5

Franklin Burris Company

Ex 91
No 239

Alis Burton et al

Subpoena

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

May 2 1916

Returned Filed

Teste, Johnson Clerk.

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

W. M. Crocker, W. R. Thomas,
E. A. Boykin and G. G. Ricks,
partners trading the Franklin
Burial Company, and F. N. Harris

vs.

Alice Burton, Amy spencer, Jane
Wilson, William Burton, Lee
Burton and Elizabeth Maloy, heirs
at law of Allen Burton, decaesed.

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

Your complainants, the Franklin Burial Company, composed of
W. M. Crocker, W. R. Thomas, E. A. Boykin and G. G. Ricks, and F. N.
Harris, respectfully showeth unto the Court the following:

(1) That the late Allen Burton was during his lifetime and in
the year A. D. 1915, seized and possessed of a certian tract or par-
cel of land, bounded and described as follows: That certain lot, par-
cel or tract of land lying situate and being in Isle of Wight County,
Virginia, describedas follows: Commencing at the County Road 100 feet
from the center of the branch, east adjoining J. T. Duck's land, par-
allel with the branch, running to Isaac Spencer's line and others and
the old James Norfleet tract, along to the county road, thence down
said road east to the point of beginning, said land lying on the north-
east side of the county road, and containing 40 acres, more or less.
And while the said Allen Burton was so seized and possessed he died
intestate leaving a widow, and in addition to the above real estate,
we are advised that he owned another small tract or lot of land, and
his widow, Alice Burton is entitled to dower in both tracts, but is
willing to relinquish her dower in the above tract of land in order
to pay the debts of the said decedent, Allen Burton; and,

(2) That wehn the said Allen Burton died he owned practically
no personal property and owed certain debts, among them the accounts
due your complainant, to-wit: Franklin Burial Co. \$60.00, F. N. Harris
\$38.00; and,

(3) The heirs of the said Allen Burton, so far as your complain-

ants are advised and can ascertain are as follows: Alice Burton, widow, Amy Spencer, a sister, Jane Wilson, a sister, William Burton a brother, Lee Burton a brother and Elizabeth Maloy a sister, and after searching and using due diligence the whereabouts of the said Amy Spencer, Jane Wilson, William Burton, Lee Burton and Elizabeth Maloy, brothers and sisters and the only heirs at law of the said Allen Burton their whereabouts are unknown to your complainants;

In consideration whereof, and forasmuch as your complainants are remediless in the premises save in a Court of Equity where such matters are along cognizable, your complainants pray that the said Alice Burton, Amy Spencer and _____ Spencer, her husband, if living, Jane Wilson and _____ Wilson, her husband, if living, William Burton and _____ Burton, his wife if any living, Lee Burton and _____ Burton, her wife if any living and Elizabeth Maloy and _____ Maloy her husband if any living may be made parties defendant to this bill and required to answer the same, but not on oath the oath being hereby waived, that an order of publication issue against the said defendants whose whereabouts are unknown to your said complainants as is made and provided for by statute in such cases, that all proper orders and decrees be made, inquiries directed, and accounts taken; that the said lot or parcel of land be sold to pay the debts of the said decedent owing to your said complainants and any other creditors to whom may be owing any money by the said decedent who will come in and share the costs of this suit; that your complainants may have all such other and further and general relief in the premises as the nature of their case may require, that all proper costs and counsel's fees be allowed, and that equity may be done your complainants as well as the heirs at law of the said decedent.

And your complainants will ever pray, etc.

By J. G. Neale, p.g.

Franklin Buried Co.

5013

5014

By E. R. Boulton

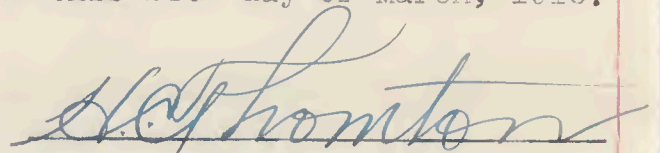
J. N. Harris

State of Virginia,

County of Southampton, to-wit:

I, H. C. Thornton a notary public in and for the county aforesaid in the state of Virginia do hereby certify that E. A. Boykin and F. N. Harris whose names are signed to the foregoing bill in chancery this day personally appeared before me in my said County and made oath before me that the statetments made therein are true to the best of their knowledge and belief, and also made oath before me that they have diligently sought the whereabouts of the said Amy Spencer, Jane Wilson, William Burton, Lee Burton and Elizabeth Maloy and have been unable to ascertain where they are or whether they are dead or alive. They pray that an order of publication may issue against them as is provided for by statate in Virginia.

Subscri bed and sworn to before me this 24th day of March, 1916.

A handwritten signature in cursive script, reading "H. C. Thornton", written over a horizontal line.

Notary Public.

Bill in Chancery

The Franklin Burial Co. and
F. N. Harris

vs.

Alice Burton, et als.

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

4/26 1906

Filed

Teste. Adphuson Clerk

E. L. Beale
Attorney at Law
Franklin, Virginia
OFFICES: FRANKLIN AND COURTLAND, VA.

ALL ACCOUNTS PAYABLE MONTHLY

ENGRAVING AND SCHOOL PRINTING

Franklin, Virginia,
Mr. E. L. Beale, Attorney,

Bought of THE NEWS PUBLISHING COMPANY

Publishers of
The Tidewater News



Printing of Quality

Apr 23

ORDER PUBLICATION;

Franklin Burial Co. and Dr. F. N. Harris

vs.

Heirs at law of Allen Burton

4 weeks, April 23, May 5, 13 and 19, 1916

\$4 00

To Reach Southampton People You Must Advertise in The Tidewater News

The Tidewater News
Franklin, Virginia

PUBLISHER'S CERTIFICATE ORDER OF PUBLICATION

VIRGINIA: CIRCUIT COURT OF
THE COUNTY OF ISLE OF
WIGHT APRIL 26, 1916.

W. M. Crocker, W. R. Thomas, E.
A. Boykin and G. G. Ricks, partners
trading as the Franklin Burial Com-
pany, and Dr. F. N. Harris,
vs. Chancery

Alice Burton, Amy Spencer, Jane
Wilson, William Burton, Lee Burton
and Elizabeth Maloy, heirs at law of
Allen Burton, deceased.

The object of the above styled
suit is to subject the real estate
whereof Allen Burton died seized
and possessed, lying in the County
of Isle of Wight and State of Vir-
ginia, to the payment of the debts
due by him or his estate. And affi-
davit having been made and filed
which asserts that diligence has been
used by or on behalf of the plain-
tiffs to ascertain in what county or
corporation the defendants Amy
Spencer, Jane Wilson, William Bur-
ton, Lee Burton and Elizabeth
Maloy are, without effect, it is
ordered that they appear in the
Clerk's office of said Circuit Court,
within fifteen days from due pub-
lication hereof, to do what may be
necessary to protect their interests
herein.

A Copy—Teste:

A. S. JOHNSON, Clerk.

E. L. BEALE, p. q.

ap28-4t

I, Paul Seaborn, Editor of The Tidewater News, a weekly newspaper,
published in the Town of Franklin, Southampton County, Virginia, do hereby certify that the Order of Publica-
tion as attached above, was published in said newspaper once a week for four (4) successive weeks in the manner
prescribed by law, to-wit in its issues of April 28, May 5, 12

and 19th

1916

Signed

Paul Seaborn

Editor.

June 1st

1916.

Fraustler Bureau Co.

v { Chancery No 239

Alho Burton et al

*Printers ceth on order
Publication*

VIRGINIA: CLERKS OFFICE OF THE
CIRCUIT COURT OF THE COUNTY
OF WILE OF WIGHT

May 27 1816

Filed

Teste W. H. Johnson Clerk

8
Franklin Burial Co. et al.

N. In Chancery -
Pls Bur Fair

Report of County.

~~January 1917~~
~~Filed Oct 10 1917~~
1918 Sept 16th Filed

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

1866

18
13
540

VIRGINIA: CIRCUIT COURT OF ISLE OF WIGHT COUNTY.

W.M.CROCKER, W.R.THOMAS, E.A.BOYKIN & G.G.RICKS,
PARTNERS TRADING AS THE FRANKLIN BURIAL CO. ET ALS. 3 PLAINTIFFS
VS. IN CHANCERY.

ALICE BURTON, AMY SPENCER, JANE WILSON, WILLIAM BURTON,
LEE BURTON AND ELIZABETH MALOY _____ DEFENDANTS.

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

The undersigned, one of the Commissioners in Chancery of the
Circuit Court of the County of Isle of Wight, to whom has been
referred the papers in this cause for the execution of a de-
cree entered therein on the _____, 1916, and of record
in C.O.B. No. 7, page 356, respectfully reports, that after
due notice to the parties in interest, he did on ^{June 14} ~~December 12th~~,
¹⁹¹⁸ ~~1916~~, in ^{Isla of Wight County Va} ~~the office of E.L. Beale in the town of Franklin, Vir-~~
^{and adjourned to office of E.L. Beale in Franklin Va} ~~ginia~~, proceed to execute the said decree; at which time he
attended and took the evidence of Alice Burton, widow of Al-
len Burton, Henry Duck, E.A.Boykin and F.N.Harris, all of
which is returned herewith.

1-----Your Commissioner reports that Allen Burton de-
parted this life on June 17th., 1915, and that he was indebted
as will appear from a list of his creditors hereto attached
and made a part of this report.

2-----Your Commissioner further reports that Allen
Burton died, seized and possessed , of a tract of land, without
buildings of any kind, containing forty acres, more or less,
that the said land was conveyed to him by deed from C.H.Duck
et ux. said deed bearing date of January 10th., 1905, and
is filed with the papers of this cause and is unrecorded.

The bill of complaint in this suit also alleges that the said
Allen Burton died seized and possessed of another small tract
or lot of land but your Commissioner after diligent search
was unable to find any ^{such} land charged to him on the land books

where said was completed

of Isle of Wight County, Virginia,

However, on the said land books Alice Burton is charged with a small lot near Franklin, Virginia, said charge first appearing against her on the land books of 1906, without any notation showing from whom she received the said lot and a careful search of the records books of the Clerk's office of your court failed to show title in the said Alice Burton.

The said Allen Burton owned at the time of his death the following personal property, viz; two beds, safe, two heaters, cook stove, a few chairs, table, bed clothes and bedding all of the value of \$30.00 or \$40.00.

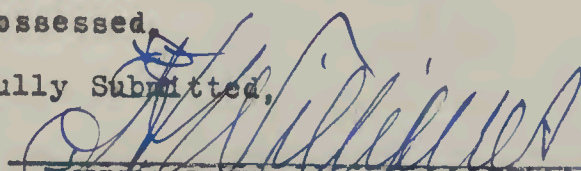
3-----The present fee-simple value of the said forty acres of land is \$200.00 and the annual value is \$10.00.

4-----There are no liens upon the said land for delinquent taxes or otherwise except the taxes for the years of 1916 and 1917. (On the land book of 1910 at page 98 twenty acres of land was transferred from C.H.Duck to ~~xx~~ Allen Burton to correct an error according to a notation appearing on the said book).

5-----Allen Burton died leaving surviving him a widow, Alice Burton, and the following brothers and sisters, viz; Jane Wilson, Wm. ^{Burton}Wilson, Elizabeth Maloy, Amie Spencer, Ellen Holloway, who has since died without children and it is also very probable that her husband is also dead, and Lee Burton as his only heirs at law all of whom are properly before the Court.

6-----Your commissioner deems it pertinent to state that the said Alice Burton is 55 years of age and is willing to accept a commuted dower interest in the lands of which Allen Burton died seised and possessed.

Respectfully Submitted,


COMMISSIONER IN CHANCERY.

QWhat is your name, age, residence, occupation.

Q. What real estate did Allen Burton own at the time of his death;
* and where located.

Q. If the court orders a sale of this property are you willing for your part to be paid in money.

Q. ~~Was~~ Did Allen Burton leave any children when he died.

Q. Was he ever married before.

Q. Who are the heirs of Allen Burton.

Ellen Holloway, now deceased and died without children, and I think her husband is dead also. Also Lee Burton, all brothers and sisters of Allen Burton.

A. Amie Spencer lives in Richmond, Va. Elizabeth Maloy lives in Trenton, N.J. Jane Wilson lives in Chase City. I do not know where William Burton or Lee Burton lives.

A. He left two beds, safe, two heaters, cook stove few chairs and table and bed clothes and bedding, of the value of \$30.00 or \$40.

ponent saith not.
Wm. Her Bustace

Mass

The Commonwealth of Virginia,

Sergeant of City of Franklin, Va
To the ~~Sheriff of the City of Richmond~~==Greeting:

We command you to summon R. A. Miller, Jane Wilson, Alice Burton, Roberta Add, William Burton and Gracie Hatcher,

to appear before the Judge of our Chancery Court of the City of Richmond, at the court-room of said Court. City Hall, in the City of Richmond, on the 4th day of October, 1915, at 10 o'clock A. M., ~~to testify and the oath to say in behalf of the~~ and show cause, if any they can, why a paper writing bearing date the 18th day of February, 1915, should not be probated and admitted to record as the true last will and testament of Ellen Holloway, deceased, ~~certain matter of controversy in our said Court before the said Judge depending and undetermined~~ between

Amie Spencer, plaintiff,
and Jane Wilson et al., defendants.

And have then there this writ.

Witness, CHAS. O. SAVILLE, Clerk of our said Court, at Richmond, the 19th day of July, 1915, and in the 140th year of the Commonwealth.

Chas O Saville Clerk
by John F Saville DC

Franklin
Amie Spencer

SPA. FOR WITNESS,

vs. { to 4th day of
October, 1915
at 10 o'clock A. M.

Jane Wilson et als

Serve on

Mrs Alice Burton,
(widow of Allen Burton)

Franklin Va.,

September 14, 1915.

Mr C.O. Saville,

Clerk of the Circuit Court of Richmond Va.,

Dear Sir-,

Will you kindly send me a copy of the will of Ellen Holloway, deceased.

This is the will about which you have summons certain persons to appear at your office on October 4th, 1915, to show cause, if any can, why a certain paper writing bearing date February 18, 1915 should not be probated as her will.

Please send me your bill for the cost of the copy and I will send you my check for same.

I am writing you at the request of Allie Burton, widow of Allen Burton, and she does not want to go to Richmond unless it is necessary for her to do so.

In connection with the matter I will be very much obliged to you if you will give me the address of Mr. Burton or any of his brothers or sisters, as Allen Burton has lately died, and I have a matter to close in connection with his estate and will appreciate it very much if you ~~contact~~ put me in touch with them.

Assuring you of my appreciation, and thanking you to let me have the copies of Ellen Holloway will at your earliest convenience.

Yours very truly,

ELB/D

CHANCERY COURT

OF THE

CITY OF RICHMOND

RICHMOND, VA., September 21, 1915.

191

E. L. Beale, Esq.,
Attorney at Law,
Franklin, Va.

Dear Sir:

Yours of the 14th inst. received
and duly noted.

In compliance with same I am enclosing you herewith copy of the will of Ellen Holloway, deceased. The address of Wm. Burton, as given this office, is Chase City, Va. For any other information which you may desire I would suggest that you address Mr. James Caskie, Attorney at Law, Richmond, Va., who is the counsel in the case.

Yours very truly,

Chas. O. Saville

Clerk.

RR/Enc.

by J. F. Saville & C.

Willie Parker

Alice Burton
Widow

✓ Ellen Holloway, dead Will probated
living -
✓ Amy Spencer, Richmond
✓ Jane Wilson, Chase City
✓ Wm Burton, Chase City
✓ Lee Burton
✓ Elizabeth Maloy, Trenton, N.J.

Mr. Henry Duck, being duly sworn, deposes as follows:

Q. What is your name, age, residence, occupation and do you know the tract of land in Isle of Wight County of which Allen Burton died ceased and possessed?

A Henry Duck, 34, Franklin, Virginia, Merchant, yes. It is the same land my father sold Allen Burton in 1905 for \$250.00

Q. What is the present fee simple value of this land.

A \$200.00 would be the limit.

Q. Why is it worth less now than when he purchased it from your father.

A. He bought it on installment and since then cut all the wood off, and there are no buildings and fences on the place.

Q. What would be a fair rental per year for this tract of land.

A. About \$10.00.

And further this deponent saith not.

Henry Duck

The witness, E. A. Boykins being duly sworn deposes as follows:

Q. State your name, age, residence, occupation.

A. E. A. Boykins, Franklin, Va. 30 years, Undertaker.

Q. Are you a member of the Franklin Burial Co.

A. Yes.

Q. Did you burry Allen Burton and if so, does his estate owe your company anything, and if so please state ofr what and what amount.

A. Yes, Four burrying his reamins on June 19th, 1915 for which we charged his estate \$60.00 and interest is claimed on this amount from July 19th, 1915 until paid.

Q. Has any part of this account been paid.

A. No Sir, the whole bill is still oweing.

And further this deponent saith not.

E. A. Boykins

*Member of The Firm of
Franklin Burial Co.*

The witness, F. N. Harris being duly sworn deposes as follows:

Q. State your name, age, residence and occupation.

A. F. N. Harris. 30 years old, reside in Fran lin, and am a physician.

Q. Please state whether Allen Burton's Estate is indebted to you, and if so in what amount and what for.

A. Yes his estate is indebted to me in the amount of \$38.00 for medie ical attendance during his last illness.

Q. Has any part of this account been paid?

A. No sir, no part of it.

Q. When did you attend him?

A. He was sick about ten months and this bill was for services rendered during the latter part of his sickness in the spring of 1915.

Q. Do you claim interest on this account?

A. Yes sir I ought to have interest from June 1915.

And further this deponent saith not.

F. N. Harris

A Statement of the debts of Allen Burdett,
 deceased and the date of said debts
 Oct 31 1914. Camp Mfg Co - For Cash \$12.00
 June 19th 1915. Franklin Burial Company - for
 Funeral Expenses \$60.00
 June 19th 1915. Dr Frank H. Harris - Pro-servant \$38.00
 R. E. T. Watkins. Fees for
 Examining title & Writing Trust deed \$7.50
 July 21st 1915. J. R. Edwards - Mover \$2.25-

119.75



\$97.10

No.

Franklin, Va.

Due Sept 14
7/14 1914

Sixty

days after date 5 promise

To pay to the order of

Barrow Bros. Co.

Joe M. Brown

Dollars

at the Merchants and Farmers Bank, Franklin, Va.

without offset, for value received, with costs of collection or any attorney's fees, if incurred in case payment shall not be made at maturity, and we, the maker or makers, endorser or endorsers, hereby waive the benefit of our Homestead Exemption as to this debt.

59

P.O.

J. L. Burton

Franklin

For 'H. K. Nair'

72

Joe Mc. Nair

MANUFACTURERS OF



P. D. CAMP,
PRESIDENT.
J. L. CAMP,
VICE PRES. & GENL. MANAGER
SEC. & TREAS.
J. M. CAMP,
2ND VICE PRES.
VAUGHAN CAMP,
ASST. SEC. & TREAS.

Rough AND Dressed

BRANCH OFFICES:
NO. 1 MADISON AVE., NEW YORK.
OLIVER BUILDING, PITTSBURG, PA.
REAL ESTATE TRUST BUILDING, PHILADELPHIA, PA.

CODES
A.B.C. 5TH EDITION, TELECODE.

Franklin, Va., June 15, 1916.

Franklin, Virginia.

Attached hereto you will find statement against the Estate of Allen Burton for \$12.00, covering a cash advance made him on October 31st, 1914.

As explained to you in our 'phone conversation, it was not our desire to take legal means to collect this account, but we understand that the widow has consented to the sale of a certain piece of property to satisfy his various claims, and under these circumstances, we desire this account to participate in the proceeds of this property.

Dic. ETF

etc

Camp Manufacturing Company

By *E. S. S. if served*
AUDITOR.

FRANKLIN, VIRGINIA, June 1st, 1916. 1916**M** Estate of Allen Burton,Franklin, Va.IN ACCOUNT WITH **CAMP MANUFACTURING CO.**

1914

Oct. 31 To Cash

\$12.00

The above account is correct to the best of
my knowledge & belief.

CAMP MANUFACTURING CO.

BY

E. S. Siffert

Subscribed & sworn to before me this 13th day of
June 1916.

O. H. Gary

Notary Public

My Comm. Exp. Dec. 16-1917

W. M. CROCKER, Pres.
~~Dr. J. B. Crocker, 1st Vice Pres.~~
W. R. THOMAS, 2d Vice Pres.

E. A. BOYKIN,
MANAGER.

W. B. HOLLAND, Sec.
G. G. RICKS, Treas.
~~R. A. Boykin~~, Asst. Mgr.

FRANKLIN, VA. *Aug 12* 191*5*

M *Allen Burden Estate*

To The FRANKLIN BURIAL CO., Dr.
Undertakers and Licensed Embalmers.
Caskets, Coffins and Shrouds.

PROMPT ATTENTION TO 'PHONE AND TELEGRAPH ORDERS.

POLITE SERVICE DAY OR NIGHT.

Office: South Main St.

'Phones No. 49 & 105.

1915
June 19 To Burial of Allen Burden \$60⁰⁰

OFFICE HOURS:

8 TO 10 A. M.

2 TO 3 P. M.

6 TO 10 P. M.

Frank A. Harris, M. D.

FRANKLIN, VIRGINIA.

PHONE NOS

HOME, 82

OFFICE, 105

For professional services rendered
Allen Burden (deceased)
Thirty-Eight-Dollars (38⁰⁰).

FRANKLIN, VA.

1914

M

Allen Burden

IN ACCOUNT WITH

J. R. EDWARDS.

HORSESHOER AND WHEELWRIGHT

ALSO DEALER IN

BUGGIES, CARTS AND WHEELS.

TERMS CASH

1915

<i>Mar 25</i>	<i>To mend wagon</i>	<i>\$1.25</i>
<i>25</i>	<i>To pack basket</i>	<i>50</i>
<i>July 24</i>	<i>To bal. on 24</i>	<i>50</i>
		<i>\$2.25</i>

Alan Burdon

2.25-

Allen Ruston

To
P. E. C. Haykins,

Edmund Little	5.00
Drawing I. D.	2.50
	\$ 7.50

Report of Sp. Com.

Allen Burton's Creditors

vs.

Allen Burton's Heirs,

1918. Dec 2nd Filed
B.L.W.

E. L. Beale
Attorney at Law
Franklin, Virginia

OFFICES: FRANKLIN AND COURTLAND, VA.

Allen Burton's Creditors

vs.

Allen Burton's Heirs.

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

Your Commissioner, E. L. Beale duly qualified and acting in
the above styled cause begs leave to report to Court as follows:

That in obedience to a decree entered in said cause on the
7th day of October, 1918, he did expose to sale by public auction
in the Town of Franklin, Virginia, on the 30th day of November,
1918, that certain tract or parcel of land belonging to the late
Allen Burton fully set forth and described in the bill and proceed-
ings in the said cause as follows:

Commencing at the county road 100 feet from the center of
the branch east adjoining J. T. Duck's land parallel with the branch
running to Isaac Spencer's line and others and the old James Norflett
tract along the county road, thence down said road east to the point
of beginning, said land lying on the north east side of the county
road, and containing 40 acres more or less, and being the same land
conveyed to Allen Burton by C. H. Duck and wife by deed dated Jan-
uary 10th. 1905.

That at the said sale Henry Duck became the purchaser thereof
by bidding therefor the sum of \$350.00, that being the highest bid
made therefor, as is shown by the auctioneer's certificate herewith
filed; that your commissioner believes that the said price is a fair
price for said land and recommends to the Court that the same be
confirmed; that the said Henry Duck is ready to pay the purchase
price therefor.

Respectfully submitted,

Nov 30th. 1918.

E. L. Beale
SPECIAL COMMISSIONER.

Mr. Henry Duck:

You are hereby notified that I shall ask the Judge of
the Circuit Court of Isle of Wight County Virginia to confirm the
sale of the Allen Burton land to you for the sum of \$350.00 on Monday
December 2nd. 1918.

Respectfully,

I hereby accept the above.

Henry Duck
Special Commissioner.

PUBLIC SALE Of Valuable Land!

IN ISLE OF WIGHT COUNTY, VIRGINIA.

By virtue of a decree entered in the chancery cause of Franklin Burial Co, et als. vs. Allen Burton's heirs et als by the Circuit Court of Isle of Wight County, Virginia, on the 7th day of October, 1918, I, as Special Commissioner appointed by the said decree, shall offer for sale by PUBLIC AUCTION, on

SATURDAY, NOV. 30, 1918,

At about 3 o'clock P. M., in front of the Post Office

IN FRANKLIN, VIRGINIA,

That certain tract of land, in Windsor District, Isle of Wight County, Virginia, described as follows:

Commencing at the county road 100 feet from the center of the branch, east adjoining J. T. Duck's land, parallel with the branch, running to Isaac Spencer's line and others and the old James Norfleet's tract, along to the county road; thence down said road east to the point of beginning, said land lying on the north east side of the county road, and containing 40 acres, more or less, and being the same land conveyed to Allen Burton by C. H. Duck and wife by deed dated January 10, 1905.

TERMS—CASH. Twenty per cent. of purchase price to be paid on day of sale, and residue when sale has been confirmed by the Court.

E. L. BEALE,

Special Commissioner.

Nov 12th, 1918.

VIRGINIA—Clerk's Office of the Circuit Court of the County of Isle of Wight, October 12th, 1918.

I, A. S. Johnson, Clerk of the Circuit Court of the County of Isle of Wight, in the State of Virginia, do hereby certify that E. L. Beale, appointed Special Commissioner in the Chancery Suit of Franklin Burial Company, complainant, vs. Allen Burton et als. defendants, has executed the bond required of him by decree entered in said suit on the 7th day of October, 1918.

Teste: A. S. JOHNSON, Clerk.

(PLEASE POST)

PUBLIC SALE Of Valuable Land!

IN ISLE OF WIGHT COUNTY, VIRGINIA.

By virtue of a decree entered in the chancery cause of Franklin Burial Co. et als. vs. Allen Burton's heirs et als by the Circuit Court of Isle of Wight County, Virginia, on the 7th day of October, 1918, I, as Special Commissioner appointed by the said decree, shall offer for sale by PUBLIC AUCTION, on

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E. L. BEALE,

Special Commissioner.

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(PLEASE POST)

PUBLIC SALE Of Valuable Land!

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TERMS—CASH. Twenty per cent. of purchase price to be paid on day of sale, and residue when sale has been confirmed by the Court.

E. L. BEALE,

Special Commissioner.

Nov 12th, 1918.

VIRGINIA—Clerk's Office of the Circuit Court of the County of Isle of Wight, October 12th, 1918.

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Teste: A. S. JOHNSON, Clerk.

(PLEASE POST)

Sold Nov 30th 1918
as advertised to
Henry Duck for
\$350.00 that being
highest bid made for
said property.
W H Stroud
brier

7.50
5.00
50
1.75
1 0.00
3.00
4.00
1 0.00
50
5 0.00
1 6.00
1 5.82
1 5.00
1 5.00
7 0.80
4 4.84
7.50
2.25
7.00
1 2.00
5 1.54

350.00*

Costs Barton Suit

Bond	5.00
Rev Stamps	.50
Rec Deed	1.75
Drawing Deed	10.00
Fee	50.00
Com	16.00
Writ Fox	15.00

Taxes paid	15.82
Writ Fee	.50
Crier at Sale	10.00
Advertising	3.50
Order Publication	4.00

65

28

131.57

119.75

11.82

FRANKLIN, VA.. Aug. 21, 1916

M Alvin Burden

IN ACCOUNT WITH

J. R. EDWARDS.

HORSESHOER AND WHEELWRIGHT

ALSO DEALER IN

BUGGIES, CARTS AND WHEELS.

TERMS CASH.

1914

mar. 25	To mend wagon	\$1.25
" 25	To back booster	50
july 24	To bal. on 24	50
		<u>\$2.25</u>

Ed Edwards

Alan Burden

\$2.25

20, 31

Mr.

Allen Burton M Camps Dr.

WINDSOR DISTRICT

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

No. **17**

Form 1

1914

State Taxes

3c. on \$100. Support
Government, Schools
and Pensions and In-
come, 1%

County Levies

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

District Levies

Dis. Schools 20c. on \$100
Dis. Roads 15c. on \$100

Total 35c.

TOTAL TAXES
AND LEVIES

20 Acres, valued 2350	123	184	123	
Acres, valued				
Acres, valued				
Acres, valued				
Per. Prop., Sched. B, val. 120	192	63	42	
Per. Prop., Sched. C, val.		XX		
Stock Merchandise, val.				
Money on Deposit, 20c. on \$100				
Income, Sched. D, 1%				
Total valuation 470	315	247	162	
Capitation				150
Total				727
5% Penalty added Dec. 1, 1914				36
Total Taxes and Penalty				764

Received payment 14 day of Aug

1915

W. E. Laine

Treasurer, per

Taxes Paid on
Allen Burton Land

By E. L. Beale Sp. Com.

Dec
1918
\$15.82

1.25
1.04
1.25

1.30
77
2.50
3.60

1.00
40
2.50
3.60

5.70

4.50
6.00
5.50

15.82

Mr. Alice Burton Franklin Dr.

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

WINDSOR DISTRICT

No. 68

1917	State Taxes		County Levies		District Levies		TOTAL TAXES AND LEVIES
	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.		
<u>Lot</u> Acres, valued <u>300</u>		<u>30</u>	<u>1 88</u>	<u>2 60</u>		<u>4</u>	<u>13</u>
<u>20</u> Acres, valued <u>400</u>		<u>40</u>					<u>21</u>
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							
Income, Sched. D, 1%							
Total valuation							
Capitation							<u>1 56</u>
TOTAL		<u>70</u>	<u>4 38</u>	<u>4 55</u>		<u>9</u>	<u>63</u>
5% Penalty added Dec. 1, 1917							<u>48</u>
TOTAL TAXES AND PENALTY							<u>10 11</u>

Received payment.....day of....., 191.... Treasurer, per.....

EVERETT WADDEY CO. RICHMOND, VA

Mr. Alice Burton

Dy.

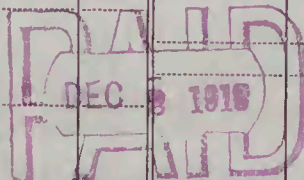
WINDSOR DISTRICT

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

Franklin

1918	State Taxes	County Levies	District Levies	TOTAL TAXES AND LEVIES
	18c on \$100. Support of Public Schools, Roads and Tuberculosis; Intangibles, 73c and 78c Income, 1%	Gen'l Co. 35 c. on \$100 Co. Schools 15 c on \$100 Poor - - 74c. on \$100 Co. Roads 5 c. on \$100 TOTAL, 62½c.	Dis. Schools 40c. on \$100 Dis. Roads 30c. on \$100 TOTAL 70c. Int'ang. for Dist. Roads, 30c	
<u>Lot</u> Acres, valued <u>300</u>	<u>54</u>	<u>188</u>	<u>210</u>	
<u>20</u> Acres, valued <u>400</u>	<u>72</u>	<u>250</u>	<u>280</u>	
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				
Income, Sched. D, 1%				
Total valuation -				
Capitation -				
TOTAL -				

W. E. LAINE, Treas.



P.W.R.

53

1 50

10 54

07

5% Penalty added Dec. 1, 1918

TOTAL TAXES AND PENALTY

Received payment.....day of....., 191.....

EVERETT WADDEY CO. RICHMOND, VA.

Treasurer, per.....

$$\begin{array}{r} 54 \\ 188 \\ 210 \\ \hline 452 \end{array}$$

After 10 days, return to
W. E. LAINE,
Treasurer Isle of Wight County,
R. R. No. 2,
WINDSOR, VIRGINIA.

123
164
123
430
550
980
602



72
250
280
602

40
250
260
510

Alice Burton,

3.98

Franklin, Va,

Franklin, Va., 191

M

IN ACCOUNT WITH

HENRY DUCK

DEALER IN

GENERAL MERCHANDISE

\$0⁵⁰

Rec'd from E. L. Beale, Sp. Com.
Fifty Cents for witness fee in Chancery
suit Allen Burton's Creditors vs. Burton's
heirs -

Dec 3rd 1918 Henry Duck

THE FARMERS BANK

OF FRANKLIN

FRANKLIN, VA.

Franklin, Va., May 14th., 1917.

For value received I hereby assign all our right, title and interest in our claim against Allen Burton's estate amounting to \$60.00 with interest thereon to E. L. Beale.

Given under our hands and seals this 14th day of May, 1917.

Franklin Burial Co. (SEAL)

By E. A. Boykin (SEAL)

Witness

W. L. Beaman

E. L. BEALE, PRESIDENT

W. L. BEALE, VICE PRESIDENT

H. C. THORNTON, CASHIER

THE FARMERS BANK

OF FRANKLIN

FRANKLIN, VA.

Franklin, Va., May 3rd, 1917.

For value received I hereby assign all my right title and interest in my claim against Allen Burtons estate amounting to \$38.50 with interest thereon to E. L. Beale.

Given under my hand and seal this 3rd day of May, 1917.

F. N. Harris (SEAL)

Witness

W. L. Beaman

September 23rd., 1916.

Mr. J. H. Keane,

Suffolk, Va.,

Dear Sir:-

I have just learned that your men in cutting the timber you bought of Mr. Braxton Cutchin got across the line and cut all the pine and poplar trees on a tract of land belonging to the late Allen Burton, whose estate is now in the hands of Judge White's Court for a settlement.

I am very much surprised that you should allow any such conduct on the part of your men or woods foreman as you or he are certainly bound to know where the line was when you bought the timber from Mr. Cutchin. I have also learned that they cut timber on another party's land, thereby showing that this is no mistake.

I am writing you to give you a chance to settle this matter at once without any resort to the Courts, and this is to advise you that unless it is settled at once, certainly next week, that I shall advise Judge White of your action in cutting this timber and take such other steps as may be necessary to protect this dead man's estate. Let me know Monday without fail what day to expect you to come up here and adjust this matter and failing to hear from you will necessitate me going to Norfolk to lay the matter before the Judge.

Yours very truly,

Virginia: Clerk's Office of the Circuit Court of the County
of Isle of Wight October 12th. 1918.

I, A. S. Johnson, Clerk of the Circuit Court of the
County of Isle of Wight, in the State of Virginia, do here-
by certify that E. L. Beale, appointed Special Commissioner in
the chancery suit of Franklin Burial Company, complainant, vs.
Alice Burton, et als. defendants, has executed the bond required
of him by decree entered in said suit on the 7th. day of October,
1918.

Teste, A. S. Johnson Clerk.

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

W. M. Crocker, W. R. Thomas, E. A. Boykin and G. G. Ricks, partners, trading under the firm name of the Franklin Burial Company; and Dr. F. N. Harris.

vs.

widow and,

Alice Burton, Amy Spencer, Jane Wilson, William Burton, Lee Burton, and Elizabeth Maloy, heirs at law of Allen Burton deceased.

In Chancery. To the ~~Second~~ ^{First} May Rules, 1916. The ~~Third~~ ^{First} Monday. Alice Burton lives near Camp's Mill in Isle of Wight County. Please let order of publication issue as to the other defendants, affidavit in the bill for the order of publication.

Franklin Bureau Co
et als

2 { Chauncy

Also Burton et als

Memorandum

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

4/26

1906

Filed

Teste,

A. Johnson

Clerk

Virginia

In the Circuit Court of Sale of Wight County:
Franklin Burial Co

vs -

Alice Burton, et al.

This cause came on this day to be again heard upon the papers formerly read, and upon the report of E. L. Beale, Special Commissioner, dated May 30, 1933, this day filed, and to which no exception has been taken, reporting that in accordance with a decree entered in this cause on the 2nd day of May 1918, confirming the sale of the land set forth and described to Henry Duck for the sum of \$350.⁰⁰ and that he has collected the purchase price and of the same has paid costs and expenses and made disbursements as follows:

Court Costs	7.50
Bond Premium	5.00
Witness fee	.50
Copy of will	1.75
Crier at sale	10.00
Advertising	3.00
Order of publication	4.00
Drawing deed	18.00
Revenue on deed	.50
Fee	50.00
Commissions on sale	16.00
Taxes	15.82
Attorneys taxed costs	15.00
Commissioner in Chancery	15.00

Franklin Burial Co	70.80	
Dr F N. Harris	44.84	
R. E. L. Walters	7.50	
J R Edwards	2.25	
Joe McNair Note	7.00	
Camp Mfg Co.	12.00	
Gravestone lower to widow	51.54	Total \$350.00

~~Upon consideration whereof~~ ^{and} it appearing
~~to the Court that the said E. L. Beale, Special~~
~~Commissioner, in this suit has properly~~
~~disbursed all the funds coming into his~~
~~hands and that there is nothing further~~
~~to be done. This cause is removed from~~
~~the docket, with leave reserved to any party~~
~~hereby directed to file the papers in the~~
~~archives of the office.~~
 in interest to have this cause reinstated
 for such further orders as may be
 necessary.

Franklin Burial Co

45 Secree

#239

Alice Burton, et al

1933 May 30, Enter
J.H.W.

Chaw Q. B#9
Page 108

VIRGINIA: IN THE CIRCUIT COURT OF THE COUNTY OF ISLE OF WIGHT
MARCH 6th 1933.

Franklin Burial Co.

vs: # 239

Alice Burton

It appearing that by the decree entered herein on
the 2nd day of December, 1918, that
E. L. Beale, Special Commissioner
herein was directed to report his proceedings in this cause;
and it further appearing that no report has been filed as
directed.

IT IS THEREFORE ORDERED that the said
E. L. Beale, Special Commissioner be summon-
ed to appear before this Court at half past ten o'clock A. M.
on Tuesday, ^{May 30} ~~April 26~~, 1933, to show cause, if any he can, why
he should not be proceeded against for his failure to report
his proceedings as required by said decree.

Franklin Bureau Co

o # 239

Alice Burton

C.O.B # 9

P- 74

✓

W. M. Crocker, W. R. Thomas,
E. A. Boykin and G. G. Ricks,
partners trading as the Franklin
Burial Company, and F. N. Harris.

vs.

Alice Burton, Amy Spencer, Jane
Wilson, William Burton, Lee
Burton and Elizabeth Maloy, heirs
at law of Allen Burton, deceased.

This cause came on this day to be again heard on the papers
formerly read and on the report of Commissioner E. H. Williams,
filed ~~January~~ ^{Sept 16}, 1918,
~~this day filed by leave of court~~ to which report there is no ex-
ception taken, and the depositions taken of witnesses returned with
said report, and was argued by counsel:

On consideration whereof, it being clearly shown from the
said report and the evidence returned therewith, that ~~the said~~
Allen Burton died on the 17th day of June, 1915, possessed of per-
sonal property only which amounted in value to the sum of \$40.00
consisting of two beds, safe, two heaters, cook stove, a few chairs
table, bed clothes and bedding, the said articles being exempt from
sale under the "poor law" and which by the statute of descents and
distribution goes to Alice Burton widow of Allen Burton; and the
said report showing that the said Allen Burton at the time of his
death was indebted to various creditors in addition to the plaintif
fs to this suit in the sum of \$119.75, and at the time of his death
was seized and possessed of a tract of land, in Windsor District,
Isle of Wight County, Virginia, described as follows: commencing
at the county road 100 feet from the center of the branch, east
adjoining J. T. Duck's land, parallel with the branch, running to
Isaac Spencer's line and others and the old James Norfleet tract,
along to the county road, thence down said road east to the point
of beginning, said land lying on the north east side of the county
road, and containing 40 acres more or less; and that there is no
other assets of the said decedent, Allen Burton, with which to pay
his said debts amounting to \$119.75, the court being of the opinion
that the rights of no person will be violated, the Court doth di-
rect that the aforesaid described tract or parcel of land be sold

by E. L. Beale, who is hereby appointed a Special Commissioner for the purpose, and so much of the proceeds as may be necessary be applied in payment of said debts amounting to the sum of \$119.75 *with interest at six (6%) per cent per annum from maturity.* But before the said E. L. Beale Special Commissioner shall proceed to act under this decree he shall execute a bond before the Clerk of this Court in a penalty of \$ 500⁰⁰ with sufficient security approved by the said Clerk, payable to the Commonwealth of Virginia, and conditioned for the faithful discharge of his duties hereunder.

After the said bond has been given the said Special Commissioner shall advertise the aforesaid property for at least fifteen days by hand bills posted conspicuously in five or more different places and give as much publicity thereto as possible, and sell the same by public auction for cash requiring the purchaser to pay at least 20% ^{*percent*} of the bid therefor as a deposit and forthwith report said sale to this Court, and if the sale is confirmed the remainder of the purchase price shall be paid within fifteen days after being notified of the confirmation of sale by this Court.

And the Special Commissioner shall report to this Court before any funds are paid out on account of said debts.

Franklin Buntal Co. sta
3 Inches.
Alice Buntal sta

~~Burton's Creditors~~
~~As~~ ~~Secret~~
~~Burton's Heirs~~

~~1917 July 9th & 10th~~

1918
Oct. 7.
Entered this
B.W.

In the Circuit Court of the State of North Carolina.

Wm. Crocker, W.R. Thomas
vs. ~~John P. Perkins & Co. & Ricks~~
~~partners trading as the~~
Franklin Buial Co., et als.
J. W. Harris.

Complainant

vs. ~~John P. Perkins, Amy Spencer, Jane Wilson, William~~
~~Burton, Lee Burton and Elizabeth Maloy,~~
Heirs at law of Allen Burton.

This day this cause came on to be heard upon the bill and exhibits ^{thereunto} filed, ~~process being returned served upon Alice Burton, widow of Allen Burton,~~ and upon the order of publication against Amy Spencer, Jane Wilson, William Burton, Lee Burton, and Elizabeth Maloy, defendants whose whereabouts or in what county or corporation ~~the complainant having taken proceedings in the same district~~ they reside is unknown, who still fail to answer, plead or demur to the said bill, and was argued by counsel:

On consideration whereof, it appearing to the Court that the said Allen Burton was during his lifetime possessed of certain real estate, with little or no personal property, and was at the time of his death indebted to certain persons as well as the ~~plaintiffs to~~ ^{complainants} ~~this cause,~~ ^{adjudge,} the Court doth ~~direct,~~ ^{order and decree} that this cause be referred to one of the Commissioners of this Court to ascertain and report:

(1) The amount and to whom the said Allen Burton was indebted at the time of his death; ~~and the date of his death.~~

(2) Of what ~~real~~ ^{and personal} estate the late Allen Burton died seized and possessed, and how the same was acquired:

(3) The present fee-simple and annual values of the said real estate; ~~together with the value of the personal property.~~

(4) Whether there are any liens ~~binding~~ ^{upon} the said land for delinquent taxes, or otherwise; or

(5) Whether the proper and necessary parties to this cause are properly before the Court:

(6) The ~~amount of~~ ^{kind and value of any} personal property, if any, the said Allen Burton owned at the time of his death; ~~and when the same was~~ ^{is, and whether there has been any qualification upon said estate.}

(7) Any other matter deemed pertinent by the Commissioner, or required to be stated by any party in interest, and the Commissioner shall report to Court the evidence heard by him.

Jury by the Court has been ordered.

Burton's Heirs -

or shall report to Court the evidence heard by him.

Required to be stated to any party in interest, and the Court shall

(1) any other matter deemed pertinent by the Court; and on
Burton dated at the time of his death;

(2) The amount of personal property, if any, the said Allen
properly before the Court;

(3) Whether the proper and necessary parties to this cause are
present; or otherwise; or

(4) Whether there be any other parties to this cause who ought
to be added; or otherwise; or

(5) The names of witnesses and names of friends of the said Allen
accused, and how the same were notified;

(6) Of what legal estate the late Allen Burton died seized and con-
trolled at the time of his death;

(7) The amount and to whom the said Allen Burton was indebted at
his death;

be referred to one of the Courts of record of this State to ascertain
this matter; the Court shall appoint a judge and counsel for said cause

his death intended to compel payment of said debt, and the Court shall
be satisfied with the facts and circumstances of the case.

and Allen Burton were notified of the time and place of the hearing of
this cause, and the Court shall appoint a judge and counsel for said cause

and to the said Allen Burton, and to the said Allen Burton, and to the
said Allen Burton, and to the said Allen Burton, and to the said Allen

On consideration of the report of the said Allen Burton, and of the
report of the said Allen Burton, and of the report of the said Allen

and of Allen Burton, and upon the order of the Court, the Court shall
make such order as it may think proper.

And it is the order of the Court that the said Allen Burton, and the
said Allen Burton, and the said Allen Burton, and the said Allen

to the said Allen Burton, and to the said Allen Burton, and to the
said Allen Burton, and to the said Allen Burton, and to the said Allen

Franklin Trust Co. et al.

In the Circuit Court of Isle of Wight County, Virginia.
Franklin Burial Co.

v.

Alice Burton, et als.

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

Your Commissioner, E. L. Beale, begs leave to report to Court that in obedience to a decree entered in this cause on the 2nd day of December, 1918, confirming the sale of the land in these proceedings to Henry Duck for the sum of \$350.00 he has collected the purchase price of the said land and executed a deed therefor in accordance with said decree.

Out of the proceeds of sale the following items have been paid:

Court Costs	\$ 7.50	
Bond premium	5.00	
Witness fee	.50	
Copy of will	1.75	
Crier at sale	10.00	
Advertising	3.00	
Order of Publication	4.00	
Drawing deed to purchaser	10.00	
Revenue on deed	.50	
Fee	50.00	
Commission on sale	16.00	
Taxes	15.82	
Attorney's Taxed writ tax	15.00	
Commissioner in Chancery	15.00	
Franklin Burial Co. a/c & ints	70.80	
Dr. F. N. Harris a/c & ints	44.84	
R. E. L. Watkins a/c	7.50	
J. R. Edwards, ac/	2.25	
Joe McNair note	7.00	
Camp Mfg. Co. a/c	12.00	
Commuted dower for widow, 55 years of age, 9.524, 6% on one third of \$350.00, \$7.00 times 9.524 (\$66.66)	<u>81.54</u>	Total \$350.00

Your commissioner would further report that he did not recall having the papers in this chancery cause, but did find same, the rule of this Court being that the attorneys cannot withdraw chancery papers, and upon examining the papers in this cause the above items appear to him to have been settled long ago as no further vouchers nor check could be found, and he feels satisfied all the above items have been paid.

Respectfully submitted,

May 30 - 1923.

E. L. Beale
Special Commissioner.

Franklin Burt Co

vs Report Sp. Com.

Alice Burton, &als

1939 May 30 - Filed

AFTER FIVE DAYS RETURN TO

J. H. KEENE
DRESSED LUMBER AND MILL WORK

FRAMES, MANTLES, MOULDINGS
TURNED WORK, ETC.

ON SOUTHERN RAILWAY, S. MAIN STREET
SUFFOLK, VA.



Mr. E. L. Beale.
Franklin, Va.

J. H. KEENE

Manufacturer of and Dealer in

Rough and Dressed Kiln Dried Pine Lumber and Mill Work

Flooring, Ceiling, Siding, Moulding, Frames, Mantels, Stair Post, Balusters, Rails and all kinds of Inside Trim

MAIL ORDERS GIVEN PROMPT ATTENTION

PHONE 511

SUFFOLK, VA., Sept 4/5. 16

Mr. E. L. Beale

Franklin Va

Dear Sir,

In reply to yours of the 23rd will say that I am not aware of any timber having been cut on the land that you mention in fact I don't know where the Birtan land is. I will be up there some time in a few days. as soon as I can make it convenient, but cannot advise you what day at the present time but will do so in time for you to investigate with me. I can assure you if I have cut any of.

J. H. KEENE

Manufacturer of and Dealer in

Rough and Dressed Kiln Dried Pine Lumber and Mill Work

Flooring, Ceiling, Siding, Moulding, Frames, Mantels, Stair Post, Balusters, Rails and all kinds of Inside Trim

MAIL ORDERS GIVEN PROMPT ATTENTION

PHONE 511

SUFFOLK, VA.

any body - else's timber it was ^{not} inten-
tionally done as you insinuate
and I would advise you to be very
careful how you talk along that
line

Yours truly
J. H. Keene

ERNEST H. WILLIAMS

Attorney-at-Law

ROOMS 6 AND 7

MITCHELL BUILDING

SMITHFIELD, - VIRGINIA

December 9th, 1916.

Mr. E. L. Beale,
Franklin, Va.

Dear Sir:-

I expect to be in Franklin Friday,
December 15th, at ten o'clock, when, if con-
venient for you, will make up the account.

I am,

Yours very truly,

E. H. Williams

EHW:LVB.

Suit in 416.

Get Deline grant taxes

Write Estt. Millions -

See C. O. 138/9 - 235 -

Also See Report of RAE

Comm. in 4. in iter.

Suit as to amt due:

See about 4 Suit 447
Estt. M.

Docket of C. Post to J. S. James

Barton et al

²³
Franklin Burned Co.

Seal - No. 239.

Dates 1916 said T. 1917.
+ als.

541
0.51
172

Clerk's Office
of Isle of Wight County
Isle of Wight, Va.

R. A. Edwards, Clerk

March 24th, 1926.

Mr. E. L. Beale, Atty.,

Franklin, Va.

Dear Earnest-,

In Re Franklin Burial Co., Vs. Burtons heirs.

In checking over the papers in the office I find that the above suit # 239 is missing, please advise me if you have the same and if so let me have it.

Certain delinquent taxes reported in this suit do not appear to have been paid, at least they have not been marked off the tax books, my attention has just been called to it and while it is fresh in mind I would like to get it settled.

Awaiting your reply, I remain Very Respty,
Last decree in this matter was Dec., 1918.

#239

Reel 6.2
