

1868-005
Nansemond, Co.

Chancery Causes: C.W. Lassiter & c. vs. William Eley, Sheriff & c. of
Milton Babb, decd. et al

C. W. Laffoon &c

vs E. C. H. Notes

Wm. Eley, M.P. &c of Milton Babb. dec'd Ad.

1866. Aug: 9th: Sum. in Chy: April to Septm. Rules

" Septm: 3rd: Bill for filed - Conditional decree 25th Septm:

" Octo: 1st: Conditional decree confirmed and cause set for hearing, on motion of
" " 22nd: Counsel.

" " 12th: Decree for access.

1867. Apr: 19th: Continued

" " Septm: 3rd: Report filed. (Octo: 22nd) Decree for Sale

1868. Jan: 1st: Report of Sale filed. (Apr: 20th) Decree to collect & distribute

" June 11th: Report of distribution filed

" Octo: 12th: Final Decree

Chy: Notes

At a Circuit Court held for Nassau County
the 20th day of April 1868.

C. W. Lafite, who sues for himself and
all other Creditors of Melton Ball dec'd. Plaintiff
against In Chancery

William Eley Sheriff of Nassau County
and Committee of Melton Ball deceased,
and Willis W. Ball Defendants.

This Cause, came on this day to be again heard on the
papers formerly read and on the Report of Wm Eley Sheriff
and Commissioner, made pursuant to the Decree of the 12th
day of October 1867. to which report there is no exception and
was argued by Counsel; On Consideration whereof the
Court doth adjudge order and decree, that Wm Eley Sheriff
and Commissioner as aforesaid receive of the Clerk of this
Court, (who will deliver the same to him) the Bond of Thomas
Griggs, for Four Hundred and Eleven Dollars and thirty
seven cents, filed in this Cause, and collect the same with
any interest due thereon, and out of the proceeds pay any
costs remaining unpaid, and then pay the balance ra-
tably to the several Creditors whose demands are reported
and allowed in Commissioner Prater's report of the
20th of July 1867. and that the said Wm Eley Sheriff
and Commissioner as aforesaid, on the payment by the said
Thomas Griggs, of the Debt and interest aforesaid, make
to him the said Thomas Griggs, a Deed with special
Warranty, in the usual form, for the real Estate
sold to him, under proceedings, had in

This Cause, and make report to Court.

Copy.
Teste,

Peter B. Prentiss, Clerk.

To The Circuit Court of Nauseland County:

The Undersigned, William Eley, Sheriff and Commissioner, respectfully reports to Court, that pursuant to the Decree of the 20th. day of April 1868, made in the Cause in said Court pending, wherein C. W. Lapsiter, who sues for himself and all other Creditors of Milton Babb decd. is Plaintiff; and William Eley, Sheriff of Nauseland County and Committee of Milton Babb deceased and Willis W. Babb, are Defendants, he received of the Clerk of said Court, as directed, the bond of the purchaser of the Real Estate, filed in the Cause, and has collected the same, and made to Thomas Gigg's, the purchaser of said Real Estate, a deed with special warranty, in the usual form. The following statement will shew his further action in the premises, as directed by said Decree.

By amo: of Bond against said Thomas Gigg's and Peter B. Prentiss for			\$411 37	
" int. on same fr: 9th. Decr: 1867 to 9th. June 1868 (6 mos.)			12 34	
Total assets for distribution	"		\$423 71	
To this sum reserved to pay unpaid costs	"		5 00	
By Balance remaining	"		\$418 71	
and paid out, <u>pro rata</u> , per receipts, to wit:				
To C. W. Lapsiter, assignee of D. W. Duke	\$	5 08	"	"
" Same		3 43	"	"
" Same		1 48	"	"
" Same		1 15	"	"
" Wm: Eley, Shff. & Admors of Thomas S. Williams decd		342 50		
" Same		65 07		
		\$ 418 71	\$418 71	

Respectfully submitted
Wm Eley - Shff. & Commr.

Debts due by Milton Babb, and ordered to be paid by annexed Decree, are Fourth Class debts, and share pro: rata:

To C. W. Lapsiter, assignee of W. W. Duke	\$ 13 99
" Same	9 45-
" Same	4 08
" Same	3 17
" Wm. Eley, Shff. & admr. of Thaddeus S. Williams decd	942 90
" Same	179 16
Total Debts	\$1152 75-

Amo: to be divided \$418.71

and which yields 36.32 per cent

1868. June 9th Received of William Eley, Sheriff & Commissioner, our ratable share of the assets of the Estate of Milton Babb deceased, as distributed under the annexed Decree of the Circuit Court of Hanesman County, made on the 20th day of April 1868, in the Cause of C. W. Lapsiter, who sues for himself and all other creditors of Milton Babb decd: vs William Eley, Sheriff of Hanesman County and Committee of Milton Babb deceased and Ellis W. Babb: - the amounts due each of us, being set opposite our names

Wm Cherry for C. W. Lapsiter as assignee of W. W. Duke	\$ 5 08
Wm Cherry for C. W. Lapsiter as assignee of W. W. Duke	3. 43
Wm Cherry for C. W. Lapsiter as assignee of W. W. Duke -	1. 48
Wm Cherry for C. W. Lapsiter as assignee of W. W. Duke -	1. 15
Wm Eley Shff & admr. of Thaddeus S. Williams (Decd),	342 30
Wm Eley Shff & admr. of Thaddeus S. Williams (Decd),	63 07

C. W. Lapsley, who sues &c

vs { Repaid of Payments &c

Wm Eley, Sheriff & Commr of Milton Babb
died & al.

1868

June 10th: Filed. *clk*

I, Peter B. Prentiss, Clerk of Wandersmond County Court
do hereby certify, that there are now on file, in the
Clerk's Office of said Court, the following unsatisfied
judgments, in favor of C. W. Lafayette assignee of
W. W. Duke against Wm. Eley, Sheriff & admor. of
Milton Babb dec'd, to wit:

One Judgment for \$9.77^c
Int. fr: 30th. March 1861, till paid & 40^c costs.

One Judgment for \$6.50
Int. fr: 30th. March 1861, till paid & 40^c costs.

One Judgment for \$2.66
Int. fr: 12th. May 1861, till paid & 40^c costs.

One Judgment for \$2.00
Int. fr: 12th. May 1861 till paid & 40^c costs.

Certified under my hand, this 8th. day
of August 1866.

Peter B. Prentiss, Clerk.



Exhibit B.
files in case of
Lapides &
n.
Babb's sh. & com. &c.

At a Quarterly Court held for Hantsman County, the
12th. day of March 1866.

On the motion of William Eley, Sheriff and administrator
of Shaddens G. Williams deceased, it is ordered, that the Estate
of Milton Babb deceased, be committed to William Eley,
Sheriff of this County, for administration according to law,
it appearing that the said Milton Babb has been dead
more than three months, and no person having applied
for administration on his estate.

A. Copy:

Teste,

Peter B. Prentiss. Clerk



Exhibit (A)

Filed in Cause of
Lafayette

vs

Balt's Sh. Hammer Co.

C W. Lafster who Sues to
vs

Wm Eley Shff. &c.

This cause came on this day to be again heard on the papers formerly read and on the Report of Wm. Eley Sheriff and Commissioner, made pursuant to the decree of the 20th day of April 1868, to which report there is no exception, and was argued by Counsel; On consideration whereof the Court both confirm the said Report, and both adjudge order and decree that the proceedings had in this cause be confirmed and made final, and that the cause be removed from the Docket.

Lafster &c.

^W
Babbs Shff & Cores

1868

Octo. Court.

Final Decree.
To be entered
R. H. Baker

encl^d

Lafite v. n. Bath's Ex. & Comm. &c

This cause came on to be heard on the Bill of the Plaintiff taken for Compulsory as to the ~~debt~~ debts on whom process had been duly executed, & they still failing to appear and answer, & on Exhibits filed with the said Bill, ~~stated~~ was argued by Counsel; on consideration whereof, the Court doth approve, order and decree, that a Com. of this Court, take the following accounts,

1st an account of the transactions of 10th Day, Sheriff & Committee of Milton Bath decd.

2^o an account of the outstanding debts due by said Milton Bath ^{decd} or his estate & their deputy.

3^o An account of the Real Estate whereof the said Milton Bath did possess and its annual ^{and by what title he held the same} free simple value, and make report of any matter specially stated deemed pertinent by himself, or that may be required by any one of the parties to be so stated.

Lantern St.

N.

Bally sh. & com

1866

Oct. 24. Decree

To be entered

R. H. B.

Entered

Lafayette & M. Batt's Sh. I come to

This cause came on this day to be again heard on the papers formerly read on the Report of Com. Prouty, made pursuant to the decree of the 12th ^{day} of Octo. 1866 to which report there is no exception, & was argued by counsel. On consideration ^{the Court doth confirm the said report} ~~whereof~~ ^{and by} consent of all the parties to this suit, it is decreed & ordered that Wm Eley, as ~~sheriff~~ of Nausumund County, shall be appointed Comd. for that purpose, proceed to sell at public auction before the Court house door of Nausumund County ^{and} on some Court day, after having advertised the ~~time~~ and place of sale for four weeks, by notice at the Court house door of Nausumund County and other public places in said County & also in the "Christian Sun" a Newspaper published at Suffolk, once a week for four successive weeks, the Land ^{the said} whereof, Mitten D. Batt did seize and possess and decited in the proceedings as a tract of Land in Nausumund County, containing One hundred acres, more or less and adjoining the Land ^{late} of Thaddeus G. Williams' estate, and others which

Said the said Milton L. Bath
purchaser of said Thaddeus G. Williams;
and that in making said sale he the
said Mr. Ely will require as sum
in cash sufficient to pay the costs of
this Suit & pay over the same to those
entitled, & in the Balance give
six months credit, with Interest
from date, taking bond & good security
from the purchaser & retain the title
till the further order of the Court, to make
Report to Court.

Lafayette Jr.

v

Bath, Sh. & Co.

1867

Oct. Ct. Decree

To be entered

R. W. Barker

Entered

Lafayette St.

or.

Babbs' Rep. sue

This cause came on this day to be again heard on the papers formerly read & on the Report of Wm Ely ^{Sh. & Comr.} made pursuant to the decree of the 12th day of October 1867, to which report there is no exception, and was argued by Comr. on Consideration whereof the Court doth adjudge, order and decree that Wm Ely Sh. & Comr. as aforesaid receive of the Clerk of this Court (who will deliver the same to him) the Bond of Thomas Briggs for \$411.37 filed in the cause, and collect the same with any interest due thereon, and out of the proceeds pay any costs remaining unpaid (and then pay the balance payable to the several creditors whose demands are reported & allowed in Comr. Pentry's report of the 20th July 1867; and that the said Wm Ely Sh. & Comr. as aforesaid on the payment by said Thomas Briggs of the debt and interest aforesaid, make to him the said Briggs a deed with special warranty in the usual form for the real estate sold to him under proceedings had in this cause, and make report to Court.

Lafayette

11

Bath, Sh. & Comm.

1868.

April Court
Decree

To be entered

R. H. Bates

Entered.

To the Hon. Richard H. Baker, Judge of the
Circuit Court of Hanscom County.

Complaining, shew unto the Court, your
Complainants, C. W. Laffiter, who sues for
himself, and all other creditors of Milton
Babb deceased, who may make themselves
parties hereto, on the usual terms.

Your Complainant, respectfully represents
to the Court and says, That the said Milton Babb
died on the day of 1864, Intestate, &
without issue, never having married & over
twenty one years of age, leaving as his heir
at Law and distributee, his father, Willis
W. Babb — That the said Milton Babb
had little or no personal estate, and that his
estate was by order of Hanscom County
Court of the 12th day of March 1866 committed
to the hands of W^m Eley, Sheriff of said
County, for administration, as will be seen
by the ^{copy of the} order of Court filed herewith & marked A.)

That the said Milton Babb died possessed of
a tract of Land in Hanscom County containing
by estimation one hundred acres, more
or less, and adjoining the Land of the estate
of Shadens G. Williams (and others, and was
purchased by said Milton Babb of the said Shadens
G. Williams. Your Complainant says that
the said Milton Babb is indebted beyond the ability

of his estate to pay, and that the said Milton
Babb is indebted to your Complainant ~~Four~~ small
sums, on which judgments have been rendered
by a Justice of the peace against said Wm Eley
Sheriff & adm^r of said deceased, and are respectively
for \$9.77. with Interest from 30 March 1861 till paid
+ 40 cents cts; For \$6.50, with Interest from the 30th
March 1861 till paid + 40 cents, cts; For \$2.66
with Interest from the 12th May 1861 till paid +
40th cts; For \$2. with Interest from 12th May 1861
till paid + 40 cents cts, all of which will appear
by paper filed herewith marked (B.).

Your Complainant prays that an account
of the transactions of Wm Eley as Representative
of said Babb may be made. That an
account of all Debts and demands against
said Decedent or his estate may be had, and
that the said aforesaid, may be sold, if necessary,
to pay such debts and demands —

In Consideration whereof, and as this Court
can grant all adequate Relief, to the end your
Complainant prays, that Wm Eley Sheriff of
Hansemond County & Committee of Milton Babb
deceased ~~and~~ Willis W. Babb, may be made
Defendants, & be compelled to answer the
allegations herein, and that the prayers of your
Complainant may be granted, & that all further
and proper relief may be granted &c.

John R. Kilby, J. C.

Kilby p. 11.
C. W. Lapham &

21 3 Rice

Wm Eley, Sh. & Com^{rs} of
Milton Babb &

Hans? Cir. Ct.

William Teley, Sheriff & Comm^r

1867. To W.B. Wellms, Ed. "Chas Sun"

N^o.

Nov. 8th To publishing ^{notice of} Sale of Lands - Milton Babo-

27 lines 5 times

\$ 8.10

Rec^d payment

W.B. Wellms

pr. J.Y. Whitley

Mr.

Milton Babbs, Esq.

1865.

To WM. ELEY, Sheriff of Nansemond Co. Dr.

To Capitation Tax, 40 cts.,

“ County Levies at \$1 25, Parish do. 50 cts.

“ Revenue on Income,

1000 Acres of Land, val. \$ 600 —

1 20

“ Clerk's Fees,

“ Commissioner's Fees,

“ Militia Fines, at 75 cts.,

Received payment,

W. A. Phelps D.S.

⁴⁴
Milton Babby

1.20

Mr. *Milton Rabb Est*

1866. To WM. ELEY, Sheriff of Nansemond Co. Dr.

To Capitation Tax, 28 cents,

“ 100 Acres of Land, val. \$ 6 00	— — — —	84
“ Ditto for county,	— — — —	42

“ County Levies at \$2 50, Parish do. 70 cts.

“ Rev. on personal property, bonds, &c.

“ Ditto for county,

“ Clerk's Fees,

“ Commissioner's Fees,

Received payment,

W. A. Phelps

1	24
---	----

All Available Text Successfully Captured

Milton Babb

$$\begin{array}{r} 1.24 \\ 1.20 \\ \hline 2.44 \end{array}$$

Mr. Milton Babb Est

1867.

To WM. ELEY, Sheriff of Nansemond Co. 'Dr.

To Capitation Tax, 60 cents,.....

" 100 Acres of Land, Val. \$ 6.00.....

" Ditto for county, 45 Parish 30.....

" County Levies at \$2 50, Parish do. 60 cents.....

" Rev. on personal property, bonds, &c.....

" Ditto for county,.....

" Clerk's Fees,.....

" Commissioner's Fees,.....

Received Payment,

W. A. Phelps

\$2.55-
D Sheriff.

1 80
75-

Milton Babb Est.

$$\begin{array}{r} \$ 2, 5 \text{ } 5^- \\ \underline{2 \text{ } 4 \text{ } 4} \\ 3, 0 \text{ } 1 \end{array}$$

To The Circuit Court of Nausemond County.

The Undersigned respectfully reports to Court, that pursuant to the annexed decree of the Circuit Court of Nausemond County, pronounced on the 12th day of October 1867, in the cause therein pending, wherein C. W. Lapsiter who sues for himself and all other creditors of Milton Babb decd, is Plaintiff, and William Eley, Sheriff of Nausemond County and Committee of Milton Babb decd, and Willis W. Babb, are Defendants, he proceeded to advertise the land referred to in said decree, in the manner therein directed, and did, on Monday, the 9th day of December 1867 (being Court day) sell at Auction the said land, on the terms named in the said decree, when the same was purchased by Thomas Giggis, for the sum of. \$501:00

The Costs and expenses were received in cash from said Thomas Giggis, and paid out as follows

To Peter B. Prentiss, Clerk's fees.	\$10:00 ✓
" John R. Kelly, Att. &c.	31:00 ✓
" Wm. Eley, Shff.	50 ✓
" Peter B. Prentiss (Commr. in Chg.)	10:00 ✓
" "Christian Sun", advertising	8:10 ✓
" Rich ^d H. Brinkley, Crier	2:50 ✓
" Commr. @ 5 per ct. on \$300.00	15:00
" do " 2 do " 201:00	4:02
" reserved to pay for deed & stamp to purchaser	3:50 ✓
" do do taxes due on said land	501 ✓ \$8963

Leaving the sum of \$411:37
For which the bond of said Thomas Giggis and Peter B. Prentiss
payable six months after date, with interest
from date, has been taken and filed herewith \$411:37

Respectfully submitted

Wm Eley Shff of Nausemond County
& Commr.

1867. Decr. 10th

1867. Decr: 10th: Received of William Eley, Sheriff of
Hampden County & Commissioner, the sums respectively
due us, agreeably to the within report.

Peter B. Prentiss, Clerk. \$10.00

Peter B. Prentiss, Commr: 10.00

John R. Kelly atty f 31.00

Wm Eley Shff 30

Richard H. Bruntliff \$2.50

C. W. Luford &c
vs
Comrs: Report of Sale
Wm Eley, Shff: & Commr: of Millen
1866 Dec 3rd

1868
Jury: 1st: Filed
clerk

At a Circuit Court held for Nausemound County.
The twelfth day of October 1867.

C. W. Lapsley who sues for himself and
all other Creditors of Milton Babb dec'd Plaintiff,
against J. In Chancery

William Eley Sheriff of Nausemound County }
and Committee of Milton Babb dec'd and Will }
is W. Babb Defendants.

This cause came on this day to be again heard on the
papers formerly read and on report of Comm'ssioner
Prenter, made pursuant to the decree of the 12th day of
October 1866, to which Report, There is no exception, and
was argued by Counsel; On Consideration whereof
the Court doth Confirm the said report, and by con-
sent of all the parties to this suit, it is decreed and
ordered that William Eley as Sheriff of Nausemound
County, and who is appointed Comm'ssioner, for
that purpose proceed to sell at public auction
before the Court House door of Nausemound County
and on some Court day after having advertised
the time and place of sale, for four weeks, by
Notice at the Court House door of Nausemound
County and other public places in said County
and also in the "Christian Sun" a Newspaper
published at Suffolk, once a week, for four suc-
cessive weeks, the Land whereof the said Milton
Babb, died seized and possessed, and described in
the proceedings as a tract of land in Nausemound

County, containing One Hundred acres, more or less, and adjoining the land late of Thaddeus G. Williams' estate, and others, and which land, the said Milton Babb, purchased of said Thaddeus G. Williams, and that in making said sale, he the said William Eley will require a sum in cash, sufficient to pay the costs of this suit, and pay over the same to those entitled, and for the Balance, give six months credit, with interest from date, taking bond and good security from the purchasers, and retain the title, till the further order of the Court, and make report to Court.

Attest:

Per:

Peter B. Prentiss, Clerk

Costs

Clerk.	\$10.00
Atto.	31.00
Shff.	50
Commr.	10.00
	<u>\$51.50</u>

Wm. Eley, Sheriff & Commr. of Milton
Babb did not
G. Co. Decree
C. W. Lapsley, who sees the

At a Circuit Court held for Hampshire County, the 12th day of October 1866.

C. W. Lassiter (who sues for himself and all other creditors

of Milton Babb, decd.) Plaintiff.

Against In Chancery.

Wm: Eley, Sheriff of Hampshire County, and Committee of
Milton Babb, decd. and Willis W. Babb. Defendants.

This cause came on to be heard on the bill of the plaintiff
taken for confessed as to the defendants, on whom process had
been duly executed, and they still failing to appear and answer
and on exhibits filed with the said bill, and was argued by coun-
sel. On consideration whereof the Court doth adjudge order and
decree, that a Commissioner of this Court, take the following ac-
counts.

First. An account of the transactions of Wm: Eley, Sheriff and Com-
mittee of Milton Babb, deceased.

Second. An account of the outstanding debts due by said Milton
Babb deceased, or his estate and their dignity.

Third. An account of the real estate whereof the said Milton Babb
did possess, and its annual and fee simple value, and by
what title he held the same and make report of any matters specially
stated deemed pertinent by himself, or that may be required by
any one of the parties to be so stated.

A Copy:

Teste,

Peter B. Prentiss, Clerk.

Commissioners Office:
Suffolk. Va. July 20th 1867

To. C. W. Lassiter who sues for himself and
all other Creditors of Milton Babb dec'd. Plain tiff:
and To.

U. M. Eley Sheriff of Nansemond County and Com-
mittee of Milton Babb dec'd and Willis W. Babb. Defendants
You are hereby notified that I have appointed Wednesday
in the 21st day of August 1867 to take and settle
at my Office, the following accounts.

First: an account of the transactions of U. M. Eley Sheriff
and Committee of Milton Babb deceased:

Second: an account of the outstanding debts due by said
Milton Babb deceased, or his estate and their dignity:

Third: an account of the real estate whereof the said
Milton Babb died possessed and its annual and fee-
simple value, and by what title he held the same.

which accounts, are required to be taken by the Decree of
the Circuit Court of the County of Nansemond, rendered on
the 12th day of October 1866. in a suit in chancery depending
in said Court, in which you are parties plaintiff and
defendants. Given under my hand as Commissioner
in Chancery of the Circuit Court of Nansemond County, the
day and year first herein aforesaid.

Peter B. Prentiss.

Commissioner

Service of the foregoing notice is acknowledged by us.

C. W. Lassiter

Willis W. Babb

Acco: No: 1

An account of the transactions of Wm: Eley, Sheriff and Committee of Milton Babb deceased.

Wm: Eley Esq: Sheriff & Committee as aforesaid, reports to the Commissioner, that he has neither received nor disbursed any funds belonging to said Estate - Nothing having come into his hands, as personal representative thereof.

Comm^t

Acco: No: 2

An account of the outstanding debts due by Milton Babb deceased or his Estate, and their dignity.

First Class - None

Second Class - None

Third Class - None

Fourth Class.

To C. W. Lapsiter assignee of D. W.

On the	Judgment	9 77	
" int: fm: 30 March 1861 to 12 Octo: 1867		3 82	
"	Costs	40¢	13 99

To Same	Judgment	6 50	
" int: fm: 30 March 1861 to 12 Octo: 1867		2 55	
"	Costs	40¢	9 45

To Same	Judgment	2 66	
" int: fm: 12 May 1861 to 12 Octo: 1867		1 02	
"	Costs	40¢	4 08

To Same	Judgment	2 00	
" int: fm: 12 May 1861 to 12 Octo: 1867		77	
"	Costs	40¢	3 17

To Shaddocks G. Williams (Wm: Eley, Sheriff & Committee)		7 00	00
" int: fm: 1 Jan: 1862 to 12 Octo: 1867		242 90	942 90
Carried forward		"	973 59

Bret: Forward	"	"	\$973	59
To Hadden G. Williams (Wm. Eley, Saff. & Co.) . . . Bond	}	\$	133	00
" int: from 1 Jan: 1862 to 12 Octo: 1867				
			46	16
Total Debts	"	"	\$1152	75

Acco: No: 3

An account of the Real Estate whereof Milton Babb died possessed, and its annual and fee-simple value, and by what title he held the same.

A Tract of Land, containing One Hundred (100) acres, more or less, adjoining the Lands, belonging to the Estate of Shaddens G. Williams dec'd

and to which the said Milton Babb, derived title, by Deed of Bargain & Sale from said Shaddens G. Williams.

The Fee simple value of said Land is \$5300

The Annual do. do. do. is \$300

(See Deposition of William Eley returned herewith)

Commissioner's Office

Suffolk, Va. Aug. 21st 1867

C. W. Lapsley &

vs Chy: Suit pending in the Circuit Court of Hans County
Wm: Eley, Saff. &c of Millen Babbled &c.

This day Wm: Eley
being duly sworn, say, that he is well acquainted
with the land of which Millen Babbled possessed,
and that he considers the same to be worth \$550:00
in fee simple, and that its annual rental or
value is \$30:00.

The said land, which is estimated to contain one
Hundred acres, more or less, ^{was} ~~which~~ purchased by
said Babb of Thaddens G. Williams dec'd

(Signed)

Sworn to before me, in
my Office, the day & date
above.

Jm Eley

Peter B. Prentiss, Comm'r.

Commissioner's Office
Suffolk, Va: Aug: 21st: 1867 }

To The Circuit Court of Hanover County:

Your Commissioner, to whom was referred the Decree of The 12th: day of October 1866, in the Chancery cause of C. W. Lofelder, who sues for vs Wm: Eley, Sheriff of Hanover County and Committee of Milton Babb dec'd, and Willis W. Babb, begs leave to report, that on the 20th: day of July 1867, ~~being the 20th day of July~~ he gave notice to the parties interested, that he would, on this day proceed to state the several accounts directed to be taken by the aforesaid Decree: That no administration account was taken, for the reason that no money, estate or effects have come to the hands of the Administrator or Committee: (The deceased being a single man, who died in the service of the late Confederate Army, & leaving very few, if any personal effects.)

That by accompanying Acco: No: 2, the total outstanding debts due by Milton Babb or his Estate, is \$1152:75 the interest being computed thereon to the 12th: Octo: 1867. which Debts are all of the 4th: Class -

That by accompanying Acco: No: 3, it will be seen that the fee-simple value of the Real Estate, belonging to the decedent, is \$550 - & the annual value \$30

All of which together with a copy of the Decree, notice, acknowledgment of service, affidavit of the value of the Real Estate, & the several accounts,

numbers, respectively, 1. 2. & 3. and respectfully
submitted.

Given under my hand as Commissioner in
Chancery for the Circuit Court of Hantsmen
County, the day & year first aforesaid

Peter B. Prentiss.

Commissioner.

C. W. Lapsley Jr

25th Commos: Repah

Wm: Eley, Shff: Ham.
of Miller Ba ob died
died

1867
Aug: 21st: Completed
Filed in my Office.

Peter B. Prentiss
Commissioner

1867. Sept: 3. Filed
clerk.

The Commonwealth of Virginia,



To the Sheriff of Nansemond County --- Greeting.
YOU ARE HEREBY COMMANDED TO SUMMON *Wm. Eley, Sheriff of Nansemond*
County and Committee of Milton Babb dec'd, and Willis
W. Babb;

to appear at the Clerk's Office of our *Circuit* Court for the County of Nansemond, on the
first Monday in *September* next, 186*6*, being rule day, to answer a bill in
chancery, exhibited against *Them* by
C. W. Lapscher (who sues for himself and all other creditors
of Milton Babb dec'd)

and unless *They* shall answer the said bill by the next rule day
thereafter, the Court will take said bill for confessed, and decree accordingly.

And have then and there this writ. Witness, PETER B. PRENTIS, Clerk of our said Court, at his
Office, this *9th* day of *August* 186*6*, and in the *91st* year of
the Commonwealth.

Peter B. Prentis. Clerk.

The Sheriff will, in his return, note the day on which this process is executed on each Defendant.

I acknowledge service of the within process
& I did on the 23rd day of August 1866, deliver
true copy hereof to Willis, W. Ball

Jm. Day Shff

Killy 89

C. W. Laporte, Judge

Sues de

to Samuel S. Chy.

10m. Day, Shff. & Co. mcs.
of William Ball dec'd the

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Per: Co

Costs

Clock	\$ 10:00
Att: h	31:00
Stiff.	50
Commis":	10:00
	\$ 51.50