1869-012

NANSEMOND COUNTY
(SUFFOLK)

ALGERNON S. DARDEN VS ROBERT J. LUKE'S ADMR. ETC.
ETC

SURNAMES: ASHBURN

Costs

Clerk	$15:00
Atto:	31:00
Sheff	1.00
Coroner	25:00
	$72.00
W. G. Wm	1.00
S. G. Baker	1.00
Nich's Helms	1.00
	$75.00

Coals

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Nansemond County—Greeting:

YOU ARE HEREBY COMMANDED TO SUMMON William W. Draper, administrator of Robert J. Luke deceased and Elizabeth Luke (widow) and Alexander, Amelia, Elizabeth, and Ella Lee Luke, the last four infants

to appear at the Clerk's Office of our Circuit Court for the County of Nansemond. on the first Monday in March next, 1866, being rule day, to answer a supplemental bill in chancery, exhibited against them by Agenor S. Darden and Alexander H. Ashburn who sue for themselves and all other creditors of Robert J. Luke deceased

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 there this writ. *Witness*, PETER B. PRENTIS, Clerk of our said Court, at his Office, this 17th day of February 1866 and in the 90th 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.

Kilby p.q

Algernon S. Darden
Pet:
vs
Sum.s in Chy.

William W. Draper, Adm.r
of Robert J. Yuke dec'd &
al.
To March Rules 1866.

Executed 28.th Feb.y 1866 by Kilby, Solicitor &
the usual Defendants.

Wm Kilby Sol.r

(Pro: b: no: 1. p: 3)

Commissioner's Office, Suffolk, Va:
July 26th 1866.

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

Your Commissioner, to whom the decree of the 17th: day of April 1866, in the Chancery cause of Algernon S. Darden &al: vs Wm: W. Draper, admr: of Ro: J. Luke decd &al: was referred, begs leave to report, that on the 20th: day of July 1866, having given notice previously to the parties interested, which was duly acknowledged, he proceeded to state the several accounts, directed to be taken by the aforesaid decree. That upon a statement of the transactions of Wm: W. Draper, admr: of Robert J. Luke decd, your Commissioner ascertains a balance of $130.54c to be due by said admr: to said Estate, with interest thereon from the 14th: day of Septr: 1866, till paid, as shewn by accompanying Acco: No: 1.

That by accompanying Acco: No: 2, the total liabilities and debts due by Robert J. Luke and his Estate amount to $8640:41 the interest being computed on said claims to the 12th day of October 1866.

That by accompanying acco: No: 3, the fee-simple value of the Real Estate of which Robert J. Luke died possessed, subject to the dower therein of Mrs: Elizabeth Luke, his widow, is ascertained to be $250:00 : and the annual rental or value, is reputed to be $15:00

The total assets will be insufficient to pay the several creditors, the sum of 5% per cent of their Claims — All of which with the copy of the decree,

Notice, affidavit of the value of the Real Estate and the several accounts respectively Numbered 1. 2. & 3 are respectfully submitted

Given under my hand, as Commissioner in Chancery for the Circuit Court of Nansemond County, the day and year first aforesaid.

Peter B. Prentis.
Commr.

Commrs: Fee $

At a Circuit Court held for Nansemond County,
The 17th: day of April 1866.
Algernon S. Darden and Alexander
H. Ashburn, who sue for themselves
and all other creditors of Robert J.
Luke deceased. . . . . Complainants.

Against } In Chancery

William W. Draper, Administrator
of Robert J. Luke deceased and Eliza-
beth Luke (widow) and Alexander,
Junetta, Elizabeth and Ella Lee Luke.
The last four infants. . . . . Defendants.

This Cause came on this day to be heard on the
Bill, taken for confessed as to the adult defendants,
on whom process had been duly served, and they still
failing to appear and answer: on the answer of the
infant defendants, by Peter B. Prentis, their guard-
ian ad litem, and with general replication thereto,
and was argued by Counsel; On Consideration where-
of, the Court doth adjudge order and decree, that a
Commissioner of this Court take the following accounts:
1st: An account of the transactions of said William
W. Draper, as Administrator of Robert J. Luke
deceased. +

2nd: An account of all debts or demands against the
said Robert J. Luke or his estate, and their priority.

2nd: An account of the annual and fee-simple
value of the real estate whereof said Robert J. Luke
died possessed, subject to the dower therein of Mrs:
Elizabeth Luke, his widow, and make report to Court
of any matters specially stated, deemed pertinent

by himself or that may be required by any of the parties to be so stated.

And the Court doth further adjudge, order and decree that Washington G. Williams, Samuel Eley, Archibald Helms and Stephen G. Darden be and they are hereby appointed Commissioners for that purpose (any three of whom may act) to set apart and assign for life, unto said Elizabeth Luke, widow of said Robert J. Luke deceased, one third part in value of said land, having regard to quantity and quality, as her Dower therein, and make report to Court.

A Copy:

Teste,

Peter B. Prentiss. Clerk

xmd

Algernon S. Darden

Val: Vc

Co: Recrd Apld Term 1866

Wm: W. Dorsey admr. of Robert J. Luke decd

Val:

Commissioners Office,
Suffolk, Va., June 8th: 1866.

To Algernon S. Darden and Alexander H. Ashburn,
who sue for themselves and all other creditors
of Robert J. Luke, deceased. . . . Complainants.

And To

William W. Draper, administrator of Robert J.
Luke, deceased, and Elizabeth Luke (widow) and
Alexander, Jennetta, Elizabeth and Ella Lee Luke.
The last four infants. . . . Defendants.

You are hereby notified that I have fixed upon Friday the 20th. day of July next, to take and settle at my office the following accounts.

First. An account of the transactions of said William W. Draper, as administrator of Robert J. Luke deceased.

Second. An account of all debts or demands against the said Robert J. Luke or his estate, and their priority.

Third. An account of the annual and fee-simple value of the real estate whereof said Robert J. Luke died possessed, subject to the dower therein of Mrs. Elizabeth Luke, his widow.

Which accounts are required to be taken by the decree of the Circuit Court of the County of Nansemond rendered on the 17th. day of April 1866. in a suit in Chancery depending in said Court, in which you are parties complainant and defendant. at which time and place you are required to attend.

Given under my hand as Commissioner in Chancery of the Circuit Court of Nansemond County, the day and year first herein aforesaid.

Peter B. Prentis. Commr.

1866. June 10th. Due Service of this notice is acknowledged by us.

Peter B. Prentiss, g.d.n: ad litem to infant Defts:

Wm. H. Draper Solicitor for Pltff

Wm. W. Draper Administrator of
Ro. J. Luke Dec'd.

Elizabeth Luke

John R. Kelly Pltff Atty

Commissioner's Office
Suffolk Va. July 26th 1866

Algernon S. Darden Pet
vs
Wm. W. Draper, admr
of Ro: J. Luke decd Def

This day Wm. W. Draper being duly sworn, says, that he is well acquainted with the lands of which Robert J. Luke died possessed, and that he considers the same to be worth, in fee simple, Two Hundred & fifty Dollars subject to the widow's dower - and the annual value or yearly rent thereof to be fifteen Dollars

(Signed) Wm. W. Draper

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

Peter B. Prentis. Commr

(Acco: No: 1)

Dr: The Estate of Robert J. Luke deceased.
In Account with William W. Draper, Admr: Cr:

1865. Septr: 11	Admr: qualified					
" " "	To paid U.S. & State tax on qualification		2	00	"	"
" Nov: 13	" do U.S. Direct tax on land pr: list		1	92	"	"
" " 30	" " Isaac V. Luke, Appraiser do		1	00	"	"
" " "	" " Wm: H. Luke do "		1	00	"	"
" " "	" " S. K. Ashburn " "		1	00	"	"
" " "	" " J. H. Underwood, Cryer at Sale "		2	50	"	"
1866 Jany 2d	" " Richd Eley for Coffin for decd "		12	00	"	"
" " 8	" " Jno: R. Kelly. Atto: "		5	00	"	"
" " "	" " Wm: Eley, Shff: taxes 1865 "		1	42	"	"
" " 24	" " Isaac V. Luke for digging grave "		1	00	"	"
" April 1	By Amo: of Acco: Sales due this day		"	"	$ 174	34
" Sept: 11	To retained to pay Clerk of the Court for Administration &c, recording & filing Inv: & Apprs't: & recording & filing Acco: Sales		4	75	"	"
	" 5 per cent Commissions on $174.34		8	71	"	
	" This Sum due Estate, by admr: to bal:		132	04	"	"
		$	174	34	$ 174	34
1866. Septr: 11th:	By Bal: due Estate brt: down		"	"	$ 132	04
	To cash pd Shff: taxes on land 1864 pr: list				1	50
" "	Total Bal: due Est: 13th: here		"	"	$ 130	54

(Acco: No: 2)

An Account of all Debts or Demands against Robert J. Lake or his Estate and their priority.

First Class – None

Second Class. None

Third Class. None

Fourth Class.

To Alexander H. Ashburn . Bond		$ 675	00		
" int: fm 1st Janr: 1859 to 24th Decr: 1860		39	71		
		$ 714	71		
Cr: on 24th Decr: 1860 . . .		75	00		
		$ 639	71		
" int: fm: 24th Decr: 1860 to 12th Octo: 1866	225	14		$ 864	85
To Elizabeth M. Fulgham, Admx: of Jesse Fulgham decd . . . Bond		$ 1800	00		
" int: fm: 7th Janr: 1859 to 15th March 1862	344	40			
		$ 2144	40		
Cr: 15th March 1862 . . .		150	00		
		$ 1994	40		
" int: fm: 15th March 1862 to 12th Octo: 1866	547	55		$ 2551	95
To Elisha Ashburn . Bond		$ 334	50		
" int: fm: 13th March 1861 to 12th Octo: 1866	112	00		$ 446	50
Carried forward				$ 3863	30

	Brot: forward				$3863 30
K	To Samuel Eley, guardian for John R. Darden . . . . . Bond	$	700 00		
	" Compound int: fm: 30th Decr: 1855 to 1st Mar: 1863		417 15		
	" Simple int: fm: 1st: March 1863 to 12th: October 1866		151 90	$1269 05	
K	To Samuel Eley Bond	$	1000 00		
	" int: from 5th April 1862 to 12th Octo: 1866		271 16	$1271 16	
K	To Robert J. Eley Bond.	$	279 11		
	" int: fm: 1st: Septr: 1860 to 4th March 1861		8 56		
		$	287 67		
	Cr: 4th March 1861		100 00		
		$	187 67		
	" int: fm 4th March 1861 to June 10th 1861		2 96		
		$	190 63		
	Cr: 10th June 1861.		40 00		
		$	150 63		
	" int: fm: 10th June 1861 to 12th Octo. 1866		48 20	$198 83	
K	To Algernon S. Darden . Bond	$	52 33		
	" int: fm: 1st: June: 1861 to 12th Octo: 1866		18 13	$70 46	
K	To Andrew McAlister Acct:	$	4 38		
	" int fm: 1st: June: 1861 to 12th Octo: 1866		1 52	$5 90	
	Carried forward			$6678 70	

Brot: forward					$6678 70
To The Suffolk Saving Bank Loan					
Security for J. M. C. Locke . . 1066			$570 00		
" int: fm: 25th June 1862 to 12th Octo: 1866			146 97		
Protest . .			2 90	$719 87	
To James B. Norfleet.	Bond		$ 8 38		
" int: fm: 3rd: June 1861 to 12th Octo: 1866			2 69	$ 11 07	
To Same	Acct:		$ 7 61		
" int fm: 1 Janv: 1862 to 12th Octo: 1866			2 19	$ 9 80	
To Aaron Pruden	Bond		$ 250 00		
" int: fm: 10th Janv. 1862 to 12th Octo: 1866			71 75	$ 321 75	
To Micajah Pierce . .	Bond		$ 100 00		
" int: fm 10th Decr: 1858 to 12th Octo: 1866			65 03	$ 165 03	
To Wm: W. Draper	Bond		$ 85 00		
" int: fm: 10th Septr: 1859 to 12th Octo: 1866			36 15	$ 121 15	
To Isaac V. Locke . . .	Bond		$ 50 00		
" int: fm: 6th: Janv: 1852 to 12th Octo: 1866			14 30	$ 64 30	
Carried forward					$8091 67

Brot: forward				$ 8091 67
To George W. Briggs Exr: of Will of Briggs decd	Bond	$ 74	14	
" int: fm: 1st: Jany: 1862 to 12th Octo: 1866		21	28	$ 95 42
To Dr: S. C. Haynes Est: admr:	Acct	$ 32	50	
" int: fm: 1st: Jany: 1866 to 12th Octo: 1866		1	52	$ 34 02
To Dr: Geo: A. Glover	Acct:	$ 10	00	
" int: fm: 1st: Jany: 1866 to 12th Octo: 1866			47	$ 10 47
To Joshua Bradstreet.		$ 85	00	
" int: fm: 29th Dec: 1860 to 12th Octo: 1866		29	54	$ 114 54
To Wm: T. Holland.	Acct:	$ 12	00	
" int: fm: 1st: Jany: 1863 to 12th Octo: 1866		2	73	$ 14 73
To Wm: W. Draper.	Acct:	$ 46	05	
" int: fm: 1st: Jany: 1861 to 12th Octo: 1866		15	97	$ 62 02
To Same	Acct:	$ 30	00	
" int: fm: 1st: Jany: 1866 to 12th Oct 1866		1	41	$ 31 41
Carried forward				$ 8454 28

Brot: forward				₶ 8454 28
To George W. Bentley . . Bond	₶ 8	49		
" int: fm: 1st: Jany: 1861 to 12th Octo: 1866	292		₶ 11	41
To Nathaniel P. Phillips . . Bond	₶ 16	46		
" int: fm: 20th Feby: 1862 to 20th May 1862	"	24		
	₶ 16	70		
Cr: 20th: May 1862	2	66		
	₶ 1	4	04	
" int: fm: 20th May 1862 to 12th Octo: 1866	3	70	₶ 17	74
To Same . . . . . Acct:	₶ "	60		
" int: fm: 1st: Jany: 1863 to 12th Octo: 1866 . .	"	14	₶ "	74
To Solomon Hodges . . . Bond	₶ 128	60		
" int: fm: 8th July 1862 to 16th July 1862	"	17		
	₶ 128	77		
Cr: 16th: July 1862	100	00		
" int: fm: 16th July 1862 to 12th Octo 1866	₶ 28	77		
	7	33	₶ 36	10
To Wm N. Oakland. Cal: Bond . . .	₶ 55	39		
" int: fm: 12th Nov: 1860 to 12th Octo: 1866	19	66	₶ 75	05
~~Sale Debts~~	"		₶ 8595	32
Robert J. White . . . . . Warrant Bond	₶ 35	00		
int: fm: 25th Decr: 1861 to 12th Octo: 1866	10	09	45	09
			₶ 8640	41

(Acco: No: 3)

An account of the annual and fee-simple value of the Real Estate whereof Robert J. Luke died possessed subject to the Dower therein of Mrs: Elizabeth Luke, his widow.

Annual value, subject to widow's Dower $15:00
Fee-Simple do. do. do $250:00

(See Deposition of Wm W. Dunbar filed herewith)

Algernon S. Darden
et al:
vs
Commrs: Report

Wm: W. Draper,
Admr: of Ro: J.
Lucke et al:

1866
July 26th. Completed
& filed in my Office.
Peter B. Prentis.
Commr.

1866 May 11th. Filed. clk:

At a Circuit Court held for Nansemond County, the 15th: day of October 1866.

Algernon S. Darden and Alexander K. Ashburn, who sue
for themselves and all other creditors of Robert J. Luke, deceased. Complainants.

Against } In Chancery

William W. Draper, administrator of Robert J. Luke
deceased, and Elizabeth Luke, (widow,) and Alexander,
Jenetta, Elizabeth and Ella Lee Luke the last four infants. ... Defendants.

This cause came on this day to be heard on the papers formerly read and on the report of Commissioner Peter B. Prentis, and also on the report of Washington S. Williams, Arch.d Helms, and Stephen S. Darden, made pursuant to the decree of the 17th: of April 1866, to which reports no exception has been filed and was argued by Counsel: On consideration whereof the Court doth confirm the said reports, and by consent of parties doth adjudge, order and decree that William W. Draper (who is hereby appointed Commissioner for that purpose) proceed to sell at auction before the Court House door of Nansemond County, on some County Court day the lands whereof Robert J. Luke died seized and possessed, (subject to the dower therein of Mrs. Elizabeth Luke as laid off,) described as a tract of land in the County of Nansemond, containing one hundred and fifty-eight acres, more or less, and adjoining the lands of Calvin Roberts, William J. Wright and others, on a credit of nine months, with interest from date, (except for a sum sufficient to pay the costs of suit and expenses of sale, which will be cash), having first given at least three weeks notice of such sale by advertisement at the Court House door of Nansemond County, and six other public places in said County, taking bond and good security from the purchaser, and retaining the title to said land until the further order of Court, and return said bond and make report to Court; But before any sale shall be made by said Draper under this decree, he shall execute before the Clerk of this Court in

his Office a bond in the penalty of Four Hundred Dollars
ble to the Commonwealth of Virginia, and conditioned for the
ful discharge of his duties under this decree, and any other or-
der or decree that may be made in this cause. And the Court
doth further order that a Commissioner of this Court take and
settle a further account of the transactions of William W. Draper as
administrator of Robert J. Luke deceased, and make report to
Court with any matters specially stated, deemed pertinent by
himself, or that any of the parties may require to be so stated.

A Copy:
Teste,
Peter B. Prentis. Clerk

All Available Text Successfully Captured

Commissioner's Office
Suffolk Va: Aug: 20th: 1867

To The Circuit Court of Nansemond County

Pursuant to a Decree of The Circuit Court of Nansemond County, pronounced on the 18th: day of October 1866, in a Chancery cause pending therein, wherein Algernon S. Darden and Alexander H. Ashburn who sue &c, are Complainants, and William W. Draper, Administrator of Robert J. Luke deceased &al: are Defendants, The undersigned, one of the Commissioners of said Court, to whom was referred for settlement "a further account of the transactions of William W. Draper as Administrator of Robert J. Luke deceased" reports, that the said Administrator states that he has no further account of his said administration to render, other than that which has been already reported.

And this Report together with a copy of the Decree directing the same, is herewith returned to Court.

Given under my hand as Commissioner in Chancery of said Court, the day and year first aforesaid

Peter B. Prentis.
Commissioner

Algernon S. Gardner
Val: vs
Wm & Commrs: Return

William W. Draper.
Admr: of Robert J.
Lake decd Val:

1867
Aug: 20th: Completed
& filed in my Office.
Peter B. Prentis.
Comr.

1867. Aug: 31. Filed.

At a Circuit Court held for Nansemond County, the 15th. day of October 1866.

Algernon S. Darden and Alexander H. Ashburn, who sue for themselves and all other creditors of Robert J. Lake deceased. . . . . Complainants.

Against } In Chancery

William W. Draper, administrator of Robert J. Lake deceased, and Elizabeth Lake (widow) and Alexander, Junetta, Elizabeth and Ella Lee Lake: the last four infants. . . . . Defendants.

This Cause came on this day to be heard on the papers formerly read, and on the report of Commissioner Peter B. Prentis, and also on the report of Washington G. Williams, Archd. Helms and Stephen B. Darden, made pursuant to the decree of the 17th. of April 1866, to which reports no exception has been filed, and was argued by Counsel: On consideration whereof, the Court doth confirm the said reports, and by consent of parties, doth adjudge, order and decree, that William W. Draper (who is hereby appointed Commissioner for that purpose) proceed to sell at Auction, before the Court House Door of Nansemond County, on some County Court day, the lands whereof Robert J. Lake died seized and possessed (subject to the dower therein of Mrs: Elizabeth Lake as laid off) described as a tract of land in the County of Nansemond containing One Hundred and fifty-eight acres, more or less, and adjoining the lands

of Calvin Roberts, William J. Wright and others, on a credit of twelve months, with interest from date (except for a sum sufficient to pay the costs of suit and expenses of sale, which will be cash) having first given at least three weeks notice of such sale, by advertisement, at the Court House door of Nansemond County, and six other public places in said County, taking bond and good security from the Purchaser, and retaining the title to said land until the further order of Court and when said bond and make report to Court. But before any sale shall be made by said Draper, under this Decree, he shall execute before the Clerk of this Court, in his Office, a bond, in the penalty of Four Hundred Dollars, payable to the Commonwealth of Virginia and Conditioned for the faithful discharge of his duties under this decree and any other order or decree that may be made in this Cause. And the Court doth further order, that a Commissioner of this Court take and settle a further account of the transactions of William W. Draper, as Administrator of Robert J. Lite deceased, and make report to Court, with any matters specially stated, deemed pertinent by himself, or that any of the parties may require to be so stated.

A Copy:

Teste,

Peter B. Prentis. Clerk.

Costs

Clerk	$15:00
atto: fee	31:00
Sheff:	1.00
Commrs: P.B.P	25:00
	$72:00
W. G. Williams	1:00
S. G. Dawson	1:00
Archd Nelms	1:00
	$75:00

To The Circuit Court of Nansemond County:

The Undersigned respectfully reports to Court, that pursuant to the annexed Decree of the Circuit Court of Nansemond County, pronounced on the 15th day of October 1866, in the Cause therein pending, wherein Algernon S. Darden & al: are Complainants and William W. Draper, admr: of Robert J. Lukie deceased & al: are Defendants, he proceeded to advertise the land referred to in said Decree, in the manner therein directed, and did, on Monday, the 10th: day of December 1866 (being Court day) sell at auction, the said land, subject to the dower of the widow of said deceased, as assigned her, on the Terms named in said Decree, when the same was purchased by Elizabeth Lukie for the sum of . . . $475.00

The Costs and Expenses were received in cash from Elizabeth Lukie, and paid out as follows . .

To Peter B. Prentis. Clerk's fees . . .	$15.00	
" John R. Kelly, atto: &c	31.00	
" William Eley. Sheriff	1.00	
" Peter B. Prentis. Commr: in Chy: . . .	25.00	
" W^m G. Williams. Commr: to assign dower . .	1.00 ✓	
" S. G. Darden ditto	1.00 ✓	
" Archibald Nelms "	1.00 ✓	
" retained for Com^s at 5 pr: Cent on $300 . .	15.00	
" do. do. " 2 do " $175	3.50	
" " " Crier	2.50	
" " " Deed & Stamps to purchaser . .	3.00 =	$99.00
Leaving a Net balance of		$376.00

For which the bond of said Elizabeth Lukie, with S. G. Darden, James R. Pierce, Josiah Mumford and J. J. Saunders, as securities, payable 12 months after date with interest from date, has been taken and is filed herewith $376.00

Receipts for the Cash payments are also filed herewith.

Respectfully Submitted

William W. Draper Commissioner.

1866. Decr: 15th. Received of William W. Draper, Commissioner, our fees in the foregoing case.

Peter B. Prentis. Clerk	$ 15.00
Peter B. Prentis. Commr.	$ 25.00
John R. Kilby	$ 31.00
Wm Clay Stiff	" 1.00
Archibald Adams	1.00
W. G. Williams	1.00

Algernon S. Barden
vs.
Com's Report of Sale
Wm. W. Draper, admr.
of Ro. J. Lake decd. et al.

1867
June 15th Report filed
etc.

1868. July 31st: Rec'd of Peter B. Prentiss, Clerk, the bond of Elizabeth Lake et al: for $376:00. & which was returned with the within report, & now delivered to me, under the decree of the Circuit Court of Hinds County pronounced on the 12th Octo. 1867, in the Ch. cause of Algernon S. Barden Cplt vs Wm W. Draper, admr of Ro. J. Lake decd et al.

W. W. Draper Commr.

At a Circuit Court held for Nansemond County the 15th day of October 1867

Algernon S. Darden and Alexander H. Ashburn who sue for themselves, and as other creditors of Robert J. Duke deceased . . . . . Complainants

against

William W. Draper Administrator of Robert J. Duke deceased, and Elizabeth Duke (widow) and Alexander, Juanita, Elizabeth and Ella Dee Duke, the last four infants . . . . . Defendants

This Cause, came on this day to be again heard on the papers formerly read and on the Report of William W. Draper Commissioner and of Peter B. Prentis Commissioner, severally made pursuant to the Decree of the 15th 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 Reports, and doth adjudge order and decree. That William W. Draper, Commissioner as aforesaid according of the Clerk of this Court, (who undelivered the same to him) the bond of Elizabeth Duke and others, for Three Hundred and Seventy Six Dollars, filed in the cause, and collected the same, with all interest due thereon, and together with the sum of one Hundred and Thirty Dollars and fifty four cents, now in said Draper's hands, as administrator aforesaid as appears by account No 1, of Commissioner

Prentiss' Report made pursuant to the Decree of the 17th Day of June 1866, and also ordered therein, to the said Draper, pay any costs remaining unpaid, and then pay the Balance ratably, to the several creditors of said Robert S. Lukes deceased as appears by account No 2. of said last named Report of Commissioner Prentiss, and make report to Court. And that the said William O Draper, by Commissioner aforesaid, execute a Deed to Elizabeth Lukes, the purchaser of said real Estate in the usual form with special warranty: on the payment by her of the sum aforesaid for the purchase of said lands.

A Copy
Test.

Costs
Comm'r: $3.00

Peter B. Prentiss Clerk

X'ing

A. S. Carden Esq
Ex Co: Mercer
Re: S. Lukes Admor: Ord:

To the Circuit Court of Nansemond County:

The Undersigned William W. Draper, Commissioner, begs leave to report, that pursuant to the Decree of the 12th. day of October 1867, made in the Cause of Algernon S. Darden &al. vs Wm. W. Draper, Admr. of Robert J. Luke deceased &al. pending in said Court, he has received of the Clerk of said Court, the bond of Elizabeth Luke, S. G. Darden, James R. Pierce, Josiah Murphy and T. J. Saunders, filed in said cause, for the sum of $376:00c and has collected and paid out and distributed the same to the Creditors of said deceased, as directed by said Decree, and has made a Deed for the land sold under the proceedings to said Elizabeth Luke, the purchaser thereof, in the usual form, with special warranty — The following Statement and papers attached, will shew how the funds in his hands have been distributed, to wit:

By Amo: of Bond of Elizabeth Luke & others	"	"	$376	00
" int: on same fm: 10th Decr: 1866 to 30th: Octo: 1868	"	"	42	61
" balance in the hands of Commr: who is the admr. of said Ro: J. Luke decd	"	"	130	54
" int: on $130:54c for 2 years	"	"	15	66
			$564	81
To said Peter B. Prentis, Clerk & Commr: unpaid Costs &c			17	58
Amo: to be distributed pro: rata			$547	23
And which has been paid to the several creditors entitled, as per Statement & receipts annexed, as follows:				
To Said Alexander H. Ashburn. per receipt	$ 54	79	"	"
" do Eliz: M. Fulgham, Admx: of Jesse Fulgham decd. do	161	62	"	"
" " Elisha Ashburn "	28	28		
" " Samuel Eley, gdn: for Jno: R. Darden "	80	38		
Carried forward	$325	07	$547	23

Brot: Forward			$325	07	$547	23
To paid Samuel Eley	per receipt		80	51	"	"
" do Robert J. Eley	ditto		12	57	"	"
" " Algernon S. Warden	"		4	46	"	"
" " Andrew McAlister	"		"	37	"	"
" " Suffolk Savings Bank	"		45	60	"	"
" " James B. Norfleet	"		"	70	"	"
" " Same	"		"	62	"	"
" " Aaron Pruden	"		20	38	"	"
" " Micajah Pierce	"		10	45	"	"
" " Wm: W. Draper	"		7	67	"	"
" " Isaac V. Lucke	"		4	07	"	"
" " Geo: W. Briggs, Exor: of Merit Briggs decd	"		6	04	"	"
" " Dr: S. C. Haynes' Est:	"		2	15	"	"
" " Dr: Geo: A. Glover	"		"	66	"	"
" " Joshua Bradshaw	"		7	25	"	"
" " Wm: J. Holland	"		"	93	"	"
" " Wm: W. Draper	"		3	93	"	"
" " Same	"		1	99	"	"
" " Geo: W. Bunting	"		"	72	"	"
" " Nathaniel P. Phillips	"		1	12	"	"
" " Same	"		0	05	"	"
" " Solomon Hodges	"		2	29	"	"
" " Wm: N. Outland	"		4	75	"	"
" " Ro: J. White	"		2	86	"	"
			$547	23	$547	23

Respectfully Submitted.
William W. Draper Commissioner

Pro Rata Share due each Creditor of Robert J. Luke deceased in the fund of $547:23 and their receipts therefor

1868. Octo: 30th Received of William W. Draper, Commissioner the sums set opposite our respective names, as our respective share of the above fund of $547:23

John R. Kelly atty. for	alex. H. ashburn	$ 54.	79
John R. Kelly atty for	Elijah M. Fulgham ast	161.	62
John R. Kelly " "	Elisha ashburn	28	28
John R. Kelly " "	Saml Ely for	80	38
John R. Kelly " "	same "	80	57
John R. Kelly " "	Ro. J. Ely	12	59
John R. Kelly " "	Algernon S. Darden	4	46
John R. Kelly " "	And. McAlister	.	37
John R. Kelly " "	Suffolk Savings Bank	45.	60
John R. Kelly " "	Jas. B. Mallett	.	70
John R. Kelly " "	same	.	62
John R. Kelly " "	Wm Pruden	20	38
John R. Kelly " "	Micajah Peace	10	45
John R. Kelly " "	W. W. Draper	7	67
John R. Kelly " "	Isaac V. Luke	4	07
John R. Kelly " "	Geo. W Briggs Ex.	6	04
John R. Kelly " "	Geo. A. Glover	.	66
John R. Kelly " "	Johnson Bradshaw	7	25
John R. Kelly " "	W. W. Draper	3	93
John R. Kelly " "	same	1	99
Samuel Ely	for Mrs: S. E. White Ex. of Ro: J. White dec'd	2	86
[illegible]	[illegible]	2	55
[illegible]	[illegible]	1	77
G. W. Bunting			72
Jas P. Johnson	for Sol Hodges	2	29
Wm G. Holland		4	93
Peter B. Pruden	for Wm N. Pruden		75

Debts due by Robert J. Luke or his Estate, and ordered to be paid by annexed Decree

To Alexander H. Ashburn	$864	85
" Elizabeth M. Fulgham, Admx: of Jesse Fulgham decd	2551	95
" Elisha Ashburn	446	50
" Samuel Eley, gdn: for John R. Darden	1269	05
" Samuel Eley	1271	16
" Robert J. Eley	198	83
" Algernon S. Darden	70	46
" Andrew McAlester	5	90
" Suffolk Savings Bank	719	87
" James B. Norfleet	11	07
" Same	9	80
" Aaron Pruden	321	75
" Micajah Pierce	165	03
" Wm: W. Draper	121	15
" Isaac V. Luke	64	30
" Geo: W. Briggs, Exr: of Merit Briggs decd	95	42
" Dr: S. C. Hayne's Estate	34	02
Carried Forward	$8221	11

Brot: Forward	$8221	11
To Dr: Geo: A. Glover	10	47
" Joshua Bradshaw	114	54
" Wm: J. Holland	14	73
" Wm: W. Draper	62	02
" Same	31	41
" Geo: W. Bunting	11	41
" Nathaniel P. Phillips	17	74
" Same	"	74
" Solomon Hodges	36	10
" Wm: N. Outland	73	05
" Ro: J. White	43	09
Total Debts	$8640	41

Amo: to be divided . . . $547:23¢

which is 6⅓ per cent

Algernon S. Worden Xal

Vs } Report of Distribution & Exmpt.

Wm. W. Frazier, admr. of
Ro. J. Luke dec'd Xal.

1869. April 19th Filed
clk.

KNOW ALL MEN BY THESE PRESENTS, That we William W. Draper, Albert Smith and Isaac P. Lake

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA, *in the just and full sum of* Four Hundred ~~~~~ *dollars, to the payment whereof well and truly to be made to the said Commonwealth, we bind ourselves, and each of us, our, and each of our heirs, executors and administrators, jointly and severally, firmly by these presents. Sealed with our seals, and dated this* 12th *day of* November *in the year one thousand eight hundred and* Sixty-Six, *and in the* 91st *year of the Commonwealth.*

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the above bound William W. Draper, who was, by a decree of the 15th day of October 1866, made and entered in the Circuit Court of Nansemond County, in the cause of Algernon S. Darden & others against William W. Draper, Administrator of Robert J. Lake deceased & others, appointed a Commissioner to make sale of certain real Estate in said cause described ~~~~~ made in said cause shall faithfully discharge the duties of his said trust, then the above obligation to be void, or else to remain in full force and virtue.

under said decree or that may be required of him under any other order or decree that may be

Executed in presence of J B Parents

Wm W Draper {SEAL.}

Albt Smith {SEAL.}

Isaac P his X mark Lake {SEAL.}

{SEAL.}

{SEAL.}

William W. Draper

To } Comm'rs. Bond

Commonwealth

Nov: 12th: 1866 Executed & filed

At a Circuit Court held for Nansemond County, the 17th day of April 1866.

Algernon S. Darden, and Alexander H. Ashburn, who sue for themselves and all other creditors of Robert J. Luke, deceased . . . . Complainants

Against } In Chancery

William M. Draper, administrator of Robert J. Luke deceased and Elizabeth Luke (widow) and Alexander, Jennetta, Elizabeth and Ella Lee Luke, the last four infants . . . Defendants

This cause came on this day to be heard on the Bill, taken for confessed as to the adult Defendants, on whom process had been duly served, and they still failing to appear and answer: on the answer of the infant Defendants by Peter B. Prentis, their guardian ad litem, and with general replication thereto, and was argued by counsel; on consideration whereof, the Court doth adjudge, order and decree, that a Commissioner of this Court, take the following accounts-

1st- An account of the transactions of said William M. Draper, as administrator of Robert J. Luke, deceased-

2nd- An account of all debts or demands against the said Robert J. Luke or his estate and their priority.

3rd- An account of the annual and fee simple value of the real estate whereof said Robert J. Luke died possessed, subject to the Dower therein of Mrs- Elizabeth Luke, his widow, and make report to Court of any matters specially stated, deemed pertinent by himself or that may be required by any of the parties to be so stated.

And the Court doth further adjudge, order and decree that Washington G. Williams, Samuel Ely, Archibald Selden and Stephen G. Darden, be and they are hereby appointed Commissioners for that purpose, (any three of whom may act) to set apart and assign for life, unto said Elizabeth Luke, widow of said

Robt. G. Lake deceased, one third part in value of said land, having regard to quantity and quality as her Dower therein, and make report to Court.

A Copy:

Teste,

Peter B. Prentis. Clerk.

Augustus S. Marsden
Val. &c
vs
Wm. Decree. April Term 1866.
Wm. W. Hughes, Admr. &c
of Robert G. Lake decd
Val.

X 1/2

The Circuit Court of Nansemond County

The undersigned Commissioners appointed under the Decree of said Court made at April Term 1866, in the Chancery Cause therein pending, Wherein Darden & others are plaintiffs and Draper administrator of Ro. J. Duke Deceased, and others are Defendants, beg leave to Report that they have set apart and Assigned to Mrs Elizabeth Duke Widow of said Deceased, one third in value of the Land Where of her said husband Died Possessed as & for her Dower therein And which is included in the following Boundaries to Wit—, Commencing at Calven Roberts line thence south to a pine thence a straight line across the field west to a pine thence down the fence to William Powells line thence along said line to the Starting point the said Mrs Elizabeth Duke is to have the liberty of getting her fire wood and Rail timber of the Land any Where she thinks proper also to haul mud or any thing to improve the plantation signed this 27th Day of August 1866-

Respectfully submitted

Washington Gillig
Archibald Holmes
Stephen G. Darden
Commissioners

All Available Text Successfully Captured

Algernon S. Dandeu
Dat: &c

Pltf vs } Report of Dower

Wm. W. Draper, Admr.
of Ro: J Luke decd Deft

1846. Aug: 29th Filed

Virginia — At Rules held in the Clerk's office
of the Circuit Court of Nansemond County
on Monday the 5th: day of March 1866.

Algernon S. Darden, and Alexander H. Ashburn,
who sue for themselves and all other creditors of Robert
A. Luke deceased. . . . . Complainants

against } In Chancery

William W. Draper, administrator of Robert A.
Luke deceased and Elizabeth Luke (widow) and
Alexander, Annetta, Elizabeth and Ella Lee Luke,
the last four infants. . . . . Defendants

On the motion of the complainants, by counsel, Peter B. Prentis,
is appointed Guardian ad litem to defend the infant defendants,
in this suit, and it is ordered that notice be given the said guardian
of this appointment, by serving on him a copy of this order.

Teste,

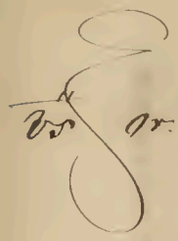
Peter B. Prentis Clerk

1866. March 5th: — I acknowledge service of this order and that
I have received a copy hereof.

Peter B. Prentis
Gdn. ad litem

All Available Text Successfully Captured

U. S. Dardenelle:



Ord: 9r. apptg: 9th: ult: Colom

10m: W. Draper, Admr. H:
of Ro: J. Locke clerk Dal:

a. s. Dudevant Bond
v. I. M. C. Luke
& Ro I Luke
#52.33
due 1 Jan. 1861

C. S. Davis

Mr. Robert J. Lake

1866		To Andrew McMillan	Dr
Augt 20	To 2 pr. Shoes		$2.25
Sept 22	" 1 a Womans Shoe		1.13
	" interest up to Jany 1st 1866		1.00
			$4.38

Mr R J Gulick

#4. 38/107

a/c

Claims vs. Ro. J. Luke

4th class

To A. H. Ashburn Bond — $675.

Kelly Int from 1 Jan 1859 to 24 Dec 1860 — $75.00

Cr. on 24 Dec 1860.

Int from 24 Dec 1860

To Elizabeth M. Fulgham Ext of Lefe Fulgham Dec'd (Bond — $1800.00

Int from 7 Jan 1859 to 15 Mar. 1862 — $150.00

Cr. 15 Mar 1862

Int from 15 Mar 1862 to

To Elisha Ashburn Bond — $334.50

Int from 13 March 1861

To Jane Eley, Adm. Jno. R. Darden — $700.00

Compound Int from 31 Dec 1855 to

1 March 1863 — $

simple Int. from 1 Mar 1863.

To Ro. J. Eley — $279.11

Int from 1 Jan 1860 to 4th March 1861

Cr. March 4 — 100.00

Do. June 10th — 40.00

To A. S. Darden (see Bill) — $52.33

Int from 1 Jan. 1861.

To Suffolk S. Bank a/c for J. M. C. Luke — $570.00

Int from 25 June 1862

Protest — 2.90

To Andr McAlister acct. — $4.38

Int from 1 Jan 1861

Kelly
" To Jas. B Noblett acct $ 7 61
Int from 1 Jan 1862

" To Jas B Noblett Bond $ 8 38
Int from 3 Jan 1861

" To and McAlester acct $ 4 38
Int from 1 Jan 1861.

To Isaac Anderson Bond $ 250 00
Int from 12, 1864

To Micajah Pierce Bond $ 100
Int from 10 Dec 1853

To W. W. Draper Bond $ 85.00
Int from 10 Sept. 1859

To Isaac V. Luke Bond $ 50.00
Int from 6th Jan 1852

To S. S. C. Hayes acct. $ 3 2/2 65
Int from 1 Jan 1866.

To S. G. A. Oliver acct 10 00
Int from 1 Jan 1866

To Johnson Bradshaw $ 85 00
Int from 29 Dec 1860

To Wm J. Holland acct. 12 00
Int from 1. Jan 1863

To Geo. W. Briggs Ex of W. Briggs 7 20 14
Int from 1st Jan 1862

To Geo. W. Bunting acct $ 12 00
Int from 1 Jan 1863

To W. W. Draper acct 30 00
Int from 1 Jan 1866.

To Caine (store acct) $ 46 05
Int from 1 Jan 1861

Rec J. Locke 5
Ct.

Make ck adm
act.

Take affidavit
as to value of land
subject to Dower

List of Debts

Land with $250.00
rent 10.00

$838

Ten — days after date I promise to pay to

Jas B Forfeit — or order,

the just sum of eight dollars 38/100 Dollars,

for value received, for which payment, well and truly to be made, I

bind myself heirs, executors and administrators, jointly and severally,

firmly by these presents. As witness my hand and seal, this 1st

day of January — 1861

Witness

J R Darden

Ro J Luke

SEAL

SEAL

DUROSS, PR., PHILA.

Mr Robert I Luke

1841 To J B Ruffner Dr

May	29	10	yds	Shalley	1/4	2 63	
		1	"	Paper Muslin		12	
		1/2	"	Gingham	20d	10	
		1		Work Collar		50	
		1		Belt		25	
		1		Lace Mantle	2	25	
		2		Mum Bonnet	1/4	50	
		1		Reticule		38	6 73
June	12	1	pr	Misses Mo Shoes			88
							$7.61

Robert I Luke

A & S

Claim v. Rr. I. Luke

A. H. Ashburn #675. dated 1st Jany 1859 & due 1st Jany 1864 with Int. fm. date —

Ct. #75. on 24 Dec 1860

Jesse Fulgham #1800. Int fm 7 Jany 1859

Ct. of #150. 15th March 1862

Def't

Elisha Ashburn. v. Rr. J. Luke, Isaac V. Luke & W. W. Luke Bond #334:50

dated 13th. March 1861.

(Remit)

Suit)

Saml. Eley son of Jno. R. & Martha S. Dawson

Bond for #700. with Compound Int. fm 30 Dec 1858 to 1 Jan. 1863 & then at 6 p Ct. (Bond executed by Jas. M. C. Luke, Robt I. Luke, S. K. Ashburn Isaac V. Luke, & Jno. M. Price

Suit)

Saml Eley age of S. Stephen G. Dawson Bond #1000 Int pd up to 5 Sept 1862, v. Robt I. & Jas M. C. Luke Isaac V. Luke & Micajah Price

Paid to Sandlin

Rd. I. Eley #

(Remit Def)

A. S. Dawson (Filed)

Ro. I. Lukes Est.

claims 17.

1st Decree

should provide

1st To assign Dower

2. To settle accts. of late Draper admr

3. Last of Debts

4 Value of Land.

2d Decree

1 To see Land

2 " pay costs then & ff.

1st Decree

a.t of adm.r

" of Land sales

" assign Dower

" sale of debts

A. S. Dawson &
A. N. Ashburn &c.
vs
Eq. Cl.

Wm W. Draper admr
of Ro. J. Lukeland
dec'd.

Supplemental Bill
filed March 6th 1866.

In Jan.y rule 1865.

Rem.d Cir.t Ct.

This bundle of papers is filed in the cause at the request of John R. Kelly Esq. atty.
July 18/68

now
Elizabeth
children
1 Alexander
2 Juanetta
3 Elizabeth
4 Ella Lee
} under 21

Land
158 acres Land from
Calvin Roberts Hein
D. wright &
Lot 46

Com.r to assign
Dower —
W. G. Williams
Lem.l Eley
~~Sam.l Eley~~
~~Jas. A. Johnson~~ vs
Archd Riley
Sly Dawson

Warden &c

vs

Draper admr &c

This cause came on this day to be again heard on the papers formerly read & on the report of W. W. Draper made pursuant to the decree of the 12th Oct. 1867 — to which report there is no exception and was argued by Counsel. On Consideration whereof the Court doth adjudge order & decree that the said Report be confirmed & that the proceedings ~~had~~ had in the cause be confirmed & made final, & that the cause be removed from the Docket.

Darden &c

v.

Drake adm &c

1869

April Court

Final decree

John Entered

E. P. Pitts

Entered

Draper &c. vs. Ro. J. Luke, adm &c

This cause came on this day to be again heard on the papers formerly read & on the Reports of Wm W. Draper, Com. & John B. Prentis, Com. severally made pursuant to the decree of the 15th day of October 1866; to which reports there is no exception & was agreed by Counsel; On Consideration whereof the Court doth confirm the said Reports and doth adjudge, order & decree that Wm W. Draper, Com. aforesaid receive of the Clerk of this Court (who is directed the same to him) the Bond of Elizabeth Luke & others for $376. filed in the cause and collect the same with all Interest thereon; and together with the sum of $130.54 now in said Draper's hands, as adm aforesaid as appears by account No 1. of Com Prentis' report made ~~under~~ the decree of the 17th day of April 1866, & all interest thereon, he the said Draper pay any Costs remaining unpaid and then pay the Balance ratably to the several Creditors of said Ro. J. Luke dec'd. as appears by account No 2 of said Last named Report of Com. Prentis and make Report to Court — and that the said Wm W. Draper as Com. aforesaid

execute a deed to Elizabeth Lake the purchaser of said Real estate in the usual form with special warranty on the payment by her of the Sum aforesaid for the purchase of said Land.

Duncan &c
v.
Lutes admr &c.

1867
October Court
Decree

To be entered
Sept 14. 1867

Entered

Dawson H. M. Draper admr. &c

This cause came on this day to be heard on the papers formerly read & on the report of Com P. B. Pinkis, also on the Report of Washington G. Williams, Archd Atkins, and Stephen G. Darden, made pursuant to the decree of the 17th of April 1866: to which report no exception has been filed & was argued by Counsel: On Consideration whereof the Court by consent of parties
doth confirm the said Reports, and doth adjudge order and decree that Wm. M. Draper (who is hereby appointed Com. for that purpose) proceed to sell at auction before the Courthouse door of Nansemond County, on some County Court day, the Lands whereof Ro. J. Luke died seized & possessed (subject to the dower therein of Mrs. Elizabeth Luke as laid off), described as a tract of Land in the County of Nansemond, containing one hundred and fifty eight acres, more or less & adjoining the Lands of Calvin Roberts, Wm. J. Wright & others, on a credit of Twelve months with Interest from date except so much sufficient to pay the costs of suit & expenses of sale which are to be cash, having first given at least 3 weeks notice of such sale by advertisement at the Courthouse door of Nansemond County & six other public places in said County - taking Bond & good security from the purchaser & retaining the title to said Land until the further order of Court, & return said Bond, & make report to Court. — Bal.

before any sale shall be made by said Draper under this decree, he shall execute before the Clerk of this Court in his office a Bond in the penalty of $400. payable to the Comth: of Va. & conditioned for the faithful discharge of his duties under this decree and any other Order or decree that may be made in this cause. — and the Court doth further order that a Comr. of this Court take & settle a further account of the transactions of Wm W. Draper as admr of Rs. J. Luke Decd, & make report to Court with any matters specially stated deemed pertinent by himself, or that any of the parties may require to be so stated.

Draper &c
vs
Draper adr Luke &c

1866
Oct. 6th. Decree

Endorsed

A. S. Dunden &c
vs.
Ro. J. Luke's admr &c.

This cause came on this day to be heard on the Bill, taken for confessed as to the adult defendants, on whom process had been duly served, and they still failing to appear and answer; on the answer of the Infant defendants by P. B. Pendleton their guardian ad litem & the general replication thereto; and was argued by Counsel; On Consideration whereof the Court doth adjudge, order and decree, that a Com. of this Court take the following accounts—
1st. an account of the transactions of said Wm. W. Draper as admr. of Ro. J. Luke dec'd.
2d. an account of all debts or demands against the said Ro. J. Luke or his estate and their priority.
3d. an account of the ~~value~~, annual & fee simple, value of the real estate whereof said Ro. J. Luke died possessed, subject to the Dower therein of Mrs. Elizabeth Luke his widow, and make Report to Court of any matter specially stated, deemed pertinent by himself or that may be required by any of the parties to be so stated: And the Court doth further adjudge order & decree that Washington Williams, Sam'l Eley, Arch'd Nelms & Stephen G. Dunden be & they are hereby appointed Comrs. for that purpose (any three of whom may act) to set apart & assign for life unto said Elizabeth Luke, widow of said Ro. J. Luke dec'd, one third part in value of said Land, having regard to quantity & quality, as her Dower therein, & make report to Court.

Davenport

v

Lukey admr

1866

Appellant decree

To be entered

R. H. B.

Entered

The Joint and separate answer of Alexander, Junetta, Elizabeth, and Ella Lee Luke, Defts, by P. B. Prentis, their guardian ad litem to a supplemental Bill in Chancery exhibited in the Circuit Court of Nansemond County, by A. S. Dawson & A. N. Cohburn &c against Wm. W. Draper admr of Rd. D. Luke dec'd. &c.

These Respondents say, That so far as they know or believe, the facts set forth in said supplemental Bill, are true, but as they are ignorant of their rights - being Defts - they submit the same to the Court, and pray that no order or decree may be made in the cause to the prejudice of their interests. And having answered &c.

Signed,

Peter B. Prentis.

g.d. ad litem

Lawson & Ashburn &

vs

Rob. J. Lukes, admr.
&c.

Answer of Infant
Defendants.

March 5th. 1866 Filed

Virginia:

To the Hon. Richard N. Baker, Judge of the Circuit Court of Nansemond County.

Complaining, shew unto the Court, your Complainants Algernon S. Warren and Alexander H. Ashburn, who sue for themselves and all other creditors of Robert J. Luke, deceased, who may make themselves parties hereto, on the usual terms,

Your Complainants, shew unto the Court, That at January rules 1866, of this Court they exhibited their original bill of Complaint in this Court, against Wm. W. Draper administrator of Robert J. Luke deceased, Elizabeth Luke (widow) and Alexander, Junetta, Elizabeth and Ella Lee Luke, (the last four being infants) defendants hereto, stating, That Robert J. Luke died in Nansemond County on the day of Intestate & leaving as his heirs at law & distributees, the said Elizabeth (his widow) and the said Alexander, Junetta, Elizabeth, & Ella Lee Luke, his four infant children, and that the said Wm. W. Draper qualified as the administrator of said deceased, in Nansemond County Court on the day of 1865, and took charge of & sold the personal estate of said deceased (a copy of which order of Court granting such administration was filed with said original bill). That the said Robert J. Luke died possessed of a tract of land in Nansemond County, containing one hundred

and fifty eight acres, more or less, and adjoining the Lands of Calvin Roberts, Wm. I. Wright and others, and in which the said Elizabeth (widow of said deceased) has Dower.

That the said Robert I. Luke is indebted to your Complainant also in the sum of $52.33 due by Bond with Interest from the 1st day of January 1861, & to your Complainant Alexander N. Ashburn $675. with Interest from the 1st Jany 1859, due by Bond — which two Bonds are filed as exhibits with said original bill.

That the personal & Chattel state is wholly inadequate to pay your Complainants' demands & that the real estate must have to be sold for that purpose; And praying, therefore that the said Defendants might answer the allegations therein, that the accounts of said Wm. W. Draper as administrator aforesaid might be duly stated; That Dower in said land might be assigned to said Elizabeth Luke, widow of said deceased: That the personal assets might be applied to pay your Complainants' demands, and that the real estate might be sold & applied to the same purposes —

And your Complainants further say that the several Defendants were duly served with process in said cause, and that the said Infant Defendants by P. B. Purdy, their guardian

ad Filum filed their answer & the Complainants
replication thereto, and that said Bill was
taken for confessed as to the adult Defend-
ants & the cause had been set for hearing &
placed on the docket of this Court; But so it is,
that by the burning of the Clerk's office of
this Court, and its records and the record in the
said cause, on the 7th day of February 1866
it becomes necessary now to file
this supplemental bill

In consideration whereof, and as this
Court has jurisdiction to grant complete
relief. To the End therefore Your Complainants
pray that the said parties, Defendants, to the
said original bill may be made Defendants
hereto and be required to answer the allegations herein,
and that the relief prayed for in said bill
and as above stated, may be granted and
that such other relief necessary & proper
may be granted, consistent with Equity &c.

May it please your Complainants are ever, &c.

John R. Kilby S.C.

Kirby p. v.

A. S. Haven and
A. H. Ashburn &c.

vs } Suppl. Bill

Wm. W. Draper admr. of
Ro. J. Lake dec'd. &al

U. S. Dardendal

vs Chy. Notes

Ro: J. Sikes's admr: Val:

1866. Feby: 17th: Sumd in Chy: issd
Supplc:
" March 5th: Bill filed — Conditional decree
vs absent parties defendant —
P. B. Pickett, apptd a Ro:
ad litem, who filed their mrs:
gene: repln: thereto & cause set
for hearing, as to them.
" Apl: 2. Conditional decree confirmed
& cause set for hearing.
" " 17th. Decree for accon: &c as to
Defendt
[redacted]ay: [redacted]th. [redacted] filed Comr: Rr
" " 29th. Order of Court fixd
" Octo: 15th. Decree for sale & further acc
" Nov: 12th. Bond executed & filed
1867. Jany 15th: Report of sale filed
" Apl: 19th. Confirmed
" May: 31st. Comr's Rt filed
" Octo: 12th. Decree to collect & distribute &c
1868. Apl: 22d Cert
" Octo 24th [redacted]
1869. April 19th: Final Decree.

Chy: Notes