

1809-013

JACOB DARDEN VS AMOS R. HARRELL + OTHERS

1809

NANSEMOND COUNTY
SUFFOLK

CHANCERY CAUSES

SURNAMES: RIDDICK, EDWARDS, SMITH, CROSS, EPPES, NORFLEET,
SUFFOLK SAVINGS BANK, BANK OF VIRGINIA AT PORTSMOUTH, LANGSTON,
WARD, HILL, TYNES, KELLY, GODWIN, KEELING, COUNCILL, PARKER,
EURE, BOOTH, BOOTHE.

Certs

Clerk	\$15.00
Atto: Hay	15.50
Shff: Mansamant	6.00
" J. of Wight	50
" James City	50
" Matthews	50
Sgt: Paldmoutte	1.00
" Richmond	50
Census:	20.00
Printer	25.00
	<u>\$84.50</u>

Certs up to Tuesday Decr
 & Octo: Term 1848. ally.

Costs

The Commonwealth of Virginia,

To the Sheriff of Nansemond County---Greeting:

YOU ARE HEREBY COMMANDED TO SUMMON *Amos R. Harrell, Washington L. Riddick (Trustee) L. Edwards, Representative of Allen Edwards dec'd; Edwin Smith and Martha W. Crofs, Executors of Hardy Crofs dec'd; H. L. Eppes Nath. L. Harfleet, The Suffolk Savings Bank, the Bank of Virginia, at Portsmouth; Timothy E. Langston, Nathan Ward, Administrator of Nathan Ward dec'd, Edward C. Riddick, H. B. Hill, Moses R. Harrell, Henry L. Sykes, Hugh N. Kelly, Hugh H. Kelly and David J. Godwin, administrators of John W. Keeling dec'd, James B. Harfleet, Jos. S. Corbucill, John F. Parker, Mills H. Euse, Mills Euse and John Boothe.*

to appear at the Clerk's Office of our *Circuit* Court, for the County of Nansemond, on the first Monday in *August* next, 1867, being rule day, to answer a bill in chancery, exhibited against *Them* by

Jacob Darden

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 *1st* day of *July* 1867, and in the *91st* year of the Commonwealth.

Peter B. Prentis, Clerk.

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

Executed July 26th 1867 & a true Copy hereof delivered
 to Amos R. Harrell Washington L. Riddick Edwin Smith
 and Martha W. Croft Esqrs Hamlin L. Esqrs Nathl. L.
 Norfleet Suffolk Savings Bank Timothy C. Langston
 Edward C. Riddick Henry L. Jones Hugh H. Kelly &
 James B. Norfleet. & Edwards Nathan Ward W. B. Hill
 Moses R. Harrell David J. Godwin Joseph G. Courville
 Geo. H. Parker Mills H. Pine Mills Euse L. Geo Booth are now
 residents of my County Wm. Elg. Shiff

Kelly. p. 9
 Jacob Darden

to
 J. Simonson Esq.

Amos R. Harrell Esq.

To: Aug: Rules 1867

Pro: C. No: 1. page 25-

C. C. Co.
 C. C. Co.

The Commonwealth of Virginia, *Sergeant of the City of Portsmouth*

To the ~~Sheriff of Nansemond County~~ --- Greeting.

YOU ARE HEREBY COMMANDED TO SUMMON *Amos R. Harrell, Washington L. Reddeck (Trustee) L. Edwards, Representative of Allen Edwards dec'd Edward Smith and Martha W. Croft's Executor of Hardy Croft's dec'd, H. L. Epler, Nathl. G. Norfleet, The Suffolk Savings Bank, the Bank of Virginia at Portsmouth Timothy E. Langston, Nathan Ward, administrator of Nathan Ward dec'd, Edward C. Riddick, N. B. Hill, Mosca R. Harrell, Henry L. Lynch, Hugh H. Kelly, Hugh H. Kelly and David J. Goodwin administrators of John W. Keelin q. dec'd, James B. Norfleet, Jos. G. Council, John F. Parker, Miles H. Ewe Miles Ewe and John Boothe,* to appear at the Clerk's Office of our *Circuit* Court for the County of Nansemond, on the first Monday in *August* — next, 1867, being rule day, to answer a bill in chancery, exhibited against *them* _____ by

Jacob. Darden _____

and unless *Rey* 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 *1st* day of *July* — 1867, 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.

Kilby. p. 9

Jacob Darden

25th { Sum. in chy.

Amos R. Russell & Co.

To Aug. Rules 1867

Hausen & Co.

July 3. 1867. Executed
by delivering a copy
hereof to D. J. Godwin,
and another copy hereof
to Wm. H. Wilson, Cash.
of Bank of Virginia at
Portsmouth.

Geo. S. Nevill
Sergt. City of Port.
fee \$1.00

Pro. C. No. 1. Page 25-

Cus. Co.

The Commonwealth of Virginia, *Sergeant of the City of Richmond*
To the Sheriff of ~~Nansemond County~~ --- Greeting.

YOU ARE HEREBY COMMANDED TO SUMMON *Amos R. Hamble, Washington*
L. Riddick (Trustee) L. Edwards, Representative of Allen Edwards dec'd.,
Edwin Smith and Martha N. Crabs, Executors of Hardy Crabs dec'd. H. L.
Eppes, Nathl. G. Norfleet the Suffolk Savings Bank, the Bank of Virginia
at Portsmouth, Timothy E. Langston, Nathan Ward, administrator of Nathan
Ward dec'd, Edward C. Riddick, N. B. Hall, Moses R. Hamble Henry J. Sneyd.
Hugh H. Kelly, Hugh H. Kelly and David L. Godwin administrators of John
W. Keeling dec'd. James B. Norfleet, Jos. G. Cornsall John F. Parker, Mellet H. Evers
Miles. Evers, and John Booth
to appear at the Clerk's Office of our Circuit Court for the County of Nansemond, on the
first Monday in *August* next, 1867, being rule day, to answer a bill in
chancery, exhibited against *them* by

Jacob. Warden

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 *1st* day of *July* 1867, 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.

Kilby p. 9

Jacob Darden

$\frac{25}{25}$ sum: in Chy:

Amos R. Harrell Val:

To August Rules 1867

Wausonment Cer: Co:

Proc. b. No: 1. Page 25-

Cer: Co

Execution on A. B. Rice July 18th 1867. By selling him
above Copy of the within Summons in Chancery,
The above has found, No in hardship.

At J. Conditum do
for Jho. W. Dutton
Jmpt & Wm. Richmond

The Commonwealth of Virginia,

To the Sheriff of ~~Nansemond~~ County---Greeting:

YOU ARE HEREBY COMMANDED TO SUMMON *Amos R. Hoagrell, Washing.*
Wm L. Riddick (Trustee) L. Edwards Representative of Allen Edwards
dec'd, Edward Smith and Martha W Croft, Executors of Hardy Croft dec'd,
H. L. Ephes Nathl. G. Norfleet, The Suffolk Savings Bank, the Bank of
Virginia at Portsmouth, Timothy E. Langston, Nathan Ward administrator
of Nathan Ward dec'd, Edward C. Reddeck, W. B. Hill, Moses R. Har-
rell, Henry L. Dykes, Hugh H. Kelly, Hugh H Kelly and David P. Godwin
administrator of John W. Keeling dec'd, James B. Norfleet, Jos. G. Council,
John H. Parker Miles H. Euse, Miles Euse and John Boothe.

to appear at the Clerk's Office of our *General* Court, for the County of Nansemond, on the
first Monday in *August* next, 1867, being rule day, to answer a bill in
chancery, exhibited against *them* by

Jacob Darden

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 *1st* day of *July* 1867, and in the *91st* year of
the Commonwealth.

Peter B. Prentis Clerk.

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

Kelly p 9

Jacob Cardew

7th { sum in Chy.

Amos R. Havell & al:

To Aug: Rules 1867

Hausen and Cir: Co

Executed by delivering a Copy of the
within Sum: to Jas G. Comstock on the
30th Decr, 1867

Geo. M. L. Lundy
A. Shuff

Pro. b. No. 1. page 25 -

Cir: Co

The Commonwealth of Virginia,

James City

To the Sheriff of Nansemond County---Greeting.

YOU ARE HEREBY COMMANDED TO SUMMON *Amos R. Harrell, Washington L. Reddick (Trustee) L. Edwards Representatives of Allen Edwards dec^d, Edwin Smith and Martha N. Croft, Executors of Hardy Croft dec^d, H. L. Ephes, Nathl. G. Norfleet. The Suffolk Savings Bank, the Bank of Virginia at Portsmouth Timothy E. Langston Nathan Ward, adm. executor of Nathan Ward dec^d, Edward C. Reddick, N. B. Hill, Moses R. Harrell, Henry S. Tynes Hugh H. Kelly, Hugh H. Kelly and David I. Godwin administrators of John W. Keeling dec^d, James B. Norfleet, Jos. G. Counsell, John A. Parker Miles H. Ewe, Miles Ewe and John Boothe.* to appear at the Clerk's Office of our Circuit Court for the County of Nansemond, on the first Monday in *August* next, 1867 . being rule day, to answer a bill in chancery, exhibited against *them* by

Jacob Darden.

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 *1st* day of *July* 1867, and in the *91st* year of the Commonwealth.

Peter B. Prentis Clerk.

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

Kelly p. 9

Jacob Darden

to { sent in by:

Amos R. Harrell del:

J. Aug: Rules 1867

Nausenunt Co: Ar: Co

Executed on the 8th day
of July 1867 by deliver-
ing a true copy of the
within to M. R. Harrell

Geo E Bush
Shurt

Pro: b. No: 1. page 26

Ar: Co:

The Commonwealth of Virginia,

Isle of Wight

To the Sheriff of Nansemond County---Greeting.

YOU ARE HEREBY COMMANDED TO SUMMON *Amos R. Harrell, Washington*
L. Riddick, (Trustee) L. Edwards, Representatives of Allen Edwards dec'd,
Edwarr Smith and Martha N. Croft Executors of Hardy Croft dec'd,
H. L. Eppes, Nathl. G. Norfleet, the Suffolk Savings Bank, the Bank of Vir-
ginia at Portsmouth, Timothy E. Langston Nathan Ward, administrators
of Nathan Ward dec'd, Edward C. Riddick, N. B. Hill, Moses R. Harrell,
Henry L. Tyner, Hugh H. Kelly, Hugh H. Kelly and David G. Godwin admors.
traitors of John W. Keeling dec'd, James B. Norfleet, Jos. G. Connell, John
F. Parker, Miles H. Ewer, Miles Ewer, and John Boothe

to appear at the Clerk's Office of our *Circuit* Court for the County of Nansemond, on the
first Monday in *August* next, 1867, being rule day, to answer a bill in
chancery, exhibited against *them* by

Jacob Darden

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 *1st* day of *July* 1867, 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.

Executed by delivering a true
copy of the within to L.B.
Edwards August 7th 1867

W.E. Bowen D.S.
for E.L. Eley Shff.

Wm. Kilby p. 9

Jacob Barden

2nd { Sum. in Chy.

Amos R. Howell Val.

To Aug. Rules 1867

Naumond Co. Cir. Co

I acknowledge due service of this
process & that I have received a copy
there of
A D Edwards

At a Circuit Court. Held for Newsums County.
the 12th day of October 1867.

Jacob Warden

Complainant

against ^{vs} In Chancery.

Amos R. Harrell, (Washington & Reddy
dec'd (Trustee.) L. Edwards. Representatives
of Allen Edwards dec'd, Edwin Smith
and Martha W. Croft Executors of Henry
Croft dec'd, H. A. Epps, Nathl. Wapleat,
the Suffolk Savings Bank, the Bank of
Virginia at Portsmouth, Timothy E
Langston. Nathan Ward assignee, Tutor
of Nathan Ward dec'd Edward C. Red-
dick, A. B. Hall, Moses R. Harrell,
Henry L. Tyner, Hugh H. Kelly, Hugh
H. Kelly and David J. Godwin assign-
ment of John W. Keeling dec'd,
James B. Wapleat. In G. Council,
John F. Parker, Miles H. Ewe, Miles
Ewe, and John Boothe. Defendants

This cause, in which the plaintiff has proceeded
in the mode prescribed by law against absent
defendants as to Nathan Ward assignee, tutor
of Nathan Ward deceased, John F. Parker, Miles
H. Ewe, Miles Ewe, and John Boothe, and
they still failing to appear and answer
the plaintiffs bill, came on this day to be heard
as to them; and also on the said Bill taken

for confessed at rules as to the other defendants
in whom process had been duly executed, and
they also still failing to appear and answer
and on the Exhibits filed with the said Bill
and was argued by Counsel: On consideration
whereof, the Court doth adjudge order and
decree, that a Commissioner of this Court
shall and shall the accounts of the said
Washington L. Reed dech the trustee in the
Deed of Trust executed by Amos R.
Hindle to him on the 9th day of October
1838. and filed in the cause as Exhibit
(A) and that the said Commissioner,
ascertain and report what debts,
incurred by said Deed of Trust are yet
due and unpaid, and to that end may
summon any one of said parties; before
him and require the production of
any papers necessary in the premises
and that he also ascertain and report
the values (for simple and annual) of the
property named in said deed; and
that the said Commissioner also ascer-
tain what amounts are due by said
Hindle, under the Deed of Trust executed
by him to Miller ^H Esq Trustee on the 13th
of March 18th and for what purposes the debts
therein were contracted and the consider-

ation of the same, and that the parties
submitted to be examined by said Comptroller
come on to the same, and make report
to Court, with any matters specially stated
deemed pertinent by him or that may be
required by any of the parties to be so
stated. And that the said Comptroller
will publish notice of the time and
place of the taking of said accounts
in the "Christian Sun" a newspaper
published at Suffolk once a week,
for four successive weeks, which pub-
lication, shall be in lieu of and equiva-
lent to, personal service of notice, on the
parties.

Attest:
Copy
Gale.

Peter B. Prentiss, Clerk

Jacob Garden ^{Xms}
27th of Co: Decree
Amos R. Hannell & al:

COMMISSIONER'S OFFICE,
Suffolk, Va., December 16, 1867.

JO JACOB DARDEN, Complainant,
IN CHANCERY.

And
Amos R. Harrell, Washington L. Riddick, (Trustee) L. Edwards, Representative of Allen Edwards, dec'd, Edwin Smith and Martha N. Cross, Executors of Hardy Cross, deceased, H. L. Eppes, Nath'l G. Norfleet, The Suffolk Savings Bank, the Bank of Virginia at Portsmouth, Timothy J. Langston, Nathan Ward, Administrator of Nathan Ward, dec'd, Edward C. Riddick, N. B. Hill, Moses R. Harrell, Henry L. Tynes, Hugh H. Kelly, Hugh H. Kelly, and David J. Godwin, Administrators of John W. Keeling, dec'd, James B. Norfleet, Jos. G. Council, John F. Parker, Mills H. Eure, Mills Eure and John Boothe, Defendants.

You are hereby notified, that I have fixed upon Thursday, the 23rd day of January, 1868, if fair, if not, the next fair day thereafter, (Sunday excepted) to take and settle at my office the following accounts required to be taken by the Decree of Nansemond Circuit Court, rendered on the 12th day of October 1867, in a suit in Chancery depending in the said Court, and in which you are parties, Complainant and Defendants.

First.—An account of the transactions of Washington L. Riddick, the Trustee, in a Deed of Trust executed by Amos R. Harrell, to him on the 9th day of October, 1858, and filed in the cause, as exhibit (A).

Second.—An account showing what debts, secured by said Deed of Trust are yet due and unpaid.

Third.—An account showing the values (fee-simple and annual) of the property named in said Deed.

Fourth.—An account showing what amounts are due by said Amos R. Harrell, under the Deed of Trust executed by him to Mills H. Eure, Trustee, on the 13th day of March 1866: and for what purpose the debts therein were contracted and the consideration of the same, and at which time and place you are required to attend.

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

PETER B. PRENTIS,
Commissioner.

de20:4t

I do hereby certify that the annexed notice has been published in the "Christian Sun" once a week for four successive weeks, and that the price charged is according to our regular advertising rates. Given under my hand this 23rd day of January 1868.

W. B. Wellons
Ed. & Proprietor

Price of advertg - \$15.00

Dr: Amos R. Hamell,

In Account with Washington L. Riddick, Trustee &c, under
Deed of Trust of the 9th day of October 1858. Cr:

1858. Octo: 9	To fee for Drawing Deed of Trust	\$ 10 00	"	"
	" Cash paid Clerk of Housamund Co: Co:			
	for recording same & tax	3 00	"	"
	" professional services, in relation to			
	said Trust &c	30 00	"	"
1867. April 17	By Sale of Lot, corner of Main & 1st			
	Cross streets, in the Town of Suffolk,			
	Conveyed by Deed to Hasty & Hill	"	"	\$400 00
	To 5 pr. Cent Comm: on \$400, as agreed by Deed	20 00	"	"
	" fee for Drawing Deed to Hasty & Hill			
	& Stamps	5 00	"	"
	" Cash paid Clerk of Housamund Co: Co:			
	for re-recording Deed of Trust of 9th Octo: 1858	2 00	"	"
" " "	By Sale of 1/16 interest in Green Swamp			
	Company to H. B. Shatt (\$2733:00 of			
	indebtedness to said Company being included			
	in above) for net Cash	"	"	25 00
	To 5 pr. Cent Comm: on \$25:00	1 25		
	" fee for Drawing Deed & Stamp to purchaser	8 00	"	"
	" Bal: due by Trustee	345 75	"	"
		<u>\$425 00</u>		<u>\$425 00</u>
1868. Aug: 15	By Bal: due Trust fund btd: down	"	"	\$345 75
" " "	" This amo: received of Henry B. Burr, for sale of			
	small piece of land near the Town of Suffolk	"	"	800 00
	Carried forward	\$	"	\$1145 75

1868. Aug: 15

By Bal. forward

\$ " " \$1145 75

To 5 pr. Ct. Comm. on \$800

40 00

" "

" fee for Drawing Deed & Stamp to purchaser

6 00

" "

" Sept: 19

" paid Rocketed Judgment on a preferred debt due Bank of Virginia, named in Deed of Trust in 1st: Class, per receipt (Prin: & costs)

560 00

" "

" " 25

" paid Dudas due Mutual Assurance Society of Virginia for Insurance on property for the years 1861. 1862 & 1863 & int. per receipt

27 52

" "

" this sum due by Trustee to balance acco:

512 23

" "

~~\$1145 75~~ ~~\$1145 75~~

1868 Octo: 12

By Bal. due by Trustee, brot. down

\$512 23

Acco: No: 2

An Account shewing what Vells secured by the Deed of Trust of the 9th. day of October 1858, from Amos R. Hamell to Washington L. Riddick, Trustee, are yet due and unpaid, and their dignity.

First Class

To Hardy Cress (for Thomas H. Cress) Bond	\$700 00	"	"
" int: fm: 1st. March 1856 to 10th. Feby: 1858	81 43	"	"
	<u>\$781 43</u>		
Cr:	330 00		
	<u>\$231 43</u>		
" int: fm: 10th. Feby: 1858 to 12th. Octo: 1858	148 19	\$379 62	

Second Class

To Jacob Garden	Bal: of Bond	\$136 04	
" int: fm: 11th. July 1859 to 12th. Octo: 1858	75 53	<u>\$211 57</u>	

Total Vells

\$591 17

Acco: No: 3

An Account shewing The values (fee-simple and annual)
of the property named in the Deed of Trust of the 9th
day of October 1858, from Amos R. Harrell to Wash-
ington L. Riddick, Trustee.

The old Lot on Back Street, in the Town
of Suffolk, known as the "Moreland Lot" }
the said Harrell owning only a life estate
therein, which is valued at \$25:00
Annual value (there being no buildings) 00:00

The Lot on the Corner of Main & 1st: Cross
Streets, in the Town of Suffolk (buildings
destroyed during the war) sold to Hartly & Bell
for \$400:00

The Land adjoining Keeling's heirs & others
and on which said Harrell now lives. The
fee-simple value of which is \$1000:00
And the Annual value thereof is \$100:00

The Land near Suffolk, sold to Henry B. Burr for . \$800:00

The Negroes named in said Deed, rendered
valueless by the War, and the Chattel Estate
reduced by same cause, to the limit nearly
within the "Poor Law".

Commissioner's Office.

Suffolk, Va. Sept: 25th: 1868

To The Circuit Court of Hanseman County.

Pursuant to a Decree of the Circuit-Court of Hanseman County, rendered on the 22th day of October 1867, in a suit in Chancery depending in the said Court, between Jacob Haden, Complainant, and Amos R. Howell and others, Defendants, the undersigned, one of the Commissioners of the said Court to whom was referred for settlement, the following accounts, viz:

First an Account of the transactions of Washington L. Reddick, the Trustee, in a Deed of Trust executed by Amos R. Howell to him on the 9th day of October 1858, and filed in the Cause as Exhibit (A).
Second. An Account shewing what debts, secured by said Deed of Trust are yet due and unpaid.

Third. An Account shewing the values (fee-simple and annual) of the property named in said Deed.

Fourth. An Account shewing what amounts are due by said Amos R. Howell under the Deed of Trust executed by him to Mills H. Cure, Trustee, on the 13th day of March 1866, and for what purpose the debts therein were contracted, and the Consideration of the same; Reports to the Court, that on the 16th day of December 1867, he issued a notice against the several parties aforesaid requiring them to attend the taking and settling of said Accounts, before him at his said Office on the 23rd day of January 1868, which said notice, as directed by said Decree, was published once a week, for four successive weeks, in the "Christian Sun", a newspaper published at Suffolk.

That the parties aforesaid, appeared before the Commissioner, by their

attorneys, in obedience to the said notice, and he thereupon began the stating and settlement of said accounts, when very little if any progress, was made: that afterwards, the taking and settlement thereof were commenced, and then progressed from day to day and from time to time until completed.

That in reference to the first account directed to be taken he has stated the same, and has ascertained the balance due by W. L. Reddick, the Trustee to the Trust fund, to be \$512:23^c, on the 12th: Octo: 1868 - (See acco: No: 1)

That in reference to the second account directed to be taken, it will be seen by (Acco: No 2) that of the debts secured by the Deed of Trust of the 9th day of October, 1858 executed by Amos R. Howell to said Trustee, there remain due and unpaid, with interest calculated up to the 12th day of October 1868, \$591:17^c of which the sum of \$379:62 is a debt of the 1st: Class, and the sum of \$211:55^{the residue} is a debt of the 2nd: Class.

That, in reference to the third account, directed to be taken, it will be seen by (Acco: No: 3) that the annual value of the property named in the said Deed of Trust, and now in the possession of said Howell is \$100:00, and the fee-simple value thereof is \$1025:00.

That in reference to the fourth account directed to be taken, the Commissioner reports, that, at the request of the Plaintiff's Counsel, the taking of the same was dispensed with.

The Commissioner further reports to the Court, that after the completion of the said accounts he retained the same in his Office ten days for the examination of parties,

during which no exceptions were filed thereto, and now the same with the Decree and Notice (together with the Certificate of the publication of said notice) are herewith returned.

Given under my hand as Commissioner aforesaid the day and year first aforesaid.

Peter B. Prentiss.

Commissioner's Fee \$20.00

Printer's

\$15.00

Commissioner

Jacob Hadden

th
vs th Commrs: Report

Amos R. Harell Cal.

1848. Octo: 6th: J. L. S.
C. H.

Jacob Darden

M

Amos R. Hancee others.

This day John R. Kilby
Attorney for the plaintiff, made oath
that Nathan Ward administrator of Nathan
Ward dec'd; John J. Parker, Mills H. Ewe,
Mills Ewe, & John Borthen, defendants in
the above case, are, as he verily believes
non residents of Virginia

John R. Kilby

1867. July 2nd Sworn to
before me in my Office.

Peter B. Prentiss Clerk

Darden
v

Harrell et al.

affidavit of
non Residence &c

VIRGINIA:—AT RULES HELD IN THE CLERK'S
office of the Circuit Court of Nanssmond
county, on Monday the 5th day of August, 1867.
Jacob Darden

Complainant.

IN CHANCERY.

Against,

Amos R. Harrell, Washington L. Riddick (Trustee.) L. Edwards, Representative of Allen Edwards dec'd. Edwin Smith and Martha N. Cross, executor of Hardy Cross dec'd. H. L. Eppes, Nath'l. G. Norfleet, the Suffolk Savings Bank, the Bank of Virginia, at Portsmouth Timothy E. Langston, Nathan Ward Administrator of Nathan Ward dec'd., Edward C. Riddick N. B. Hill, Moses R. Harrel, Henry L. Tynes, Hugh H. Kelly, Hugh H. Kelly and David J. Godwin, Administrators of John W Keeling dec'd, James B. Norfleet, Jos. G. Council, John F. Parker, Mills H. Eure, Mills Eure, and John Boothe,

Defendants.

The object of this suit is to ascertain the amounts due on the debts intended to be secured by the said Amos R. Harrell in his Deed of Trust of the 9th day of October 1858, to said Washington L. Riddick, (Trustee) and to sell enough of the real estate therein conveyed to satisfy the same; and the Defendants Nathan Ward, Administrator of Nathan Ward, dec'd, John F. Parker, Mills H. Eure, Mills Eure, and John Boothe, are hereby required to appear in the said Clerk's office, within one month after due publication hereof and do what may be necessary to protect their interests.

A Copy—Teste. PETER B. PRENTIS,
au9-4t Clerk.
John R. Kilby, p. q.

Price of advertg \$ 10.00

*I do hereby certify
that the annexed
notice has been published
in the "Lrishian Sun"
for four successive weeks
and that the price charged
is according to our
regular advertising rates.*

W. B. Wellons

Editor & Proprietor

Jacob Varden

vs { Certif: of Pub

Amos R. Howell & al:

filed Sept: 4/67 CLK:

At a Circuit Court held for Nansmon County the
13th day of October 1868.

Jacob Warden Complainant
against } In Chancery.

Amos R. Harrell, Washington L. Reddick
Trustee, L. Edwards Representative of Allen Edwards
deceased Edwin Smith and Martha H. Croft's Exec-
utors of Henry Croft's deceased H. L. Elkes, Nathl.
G. Norfleet, the Suffolk Savings Bank, the Bank
of Virginia at Portsmouth, Timothy E. Langston
Nathan Ward administrator of Nathan Ward
decd. Edward C. Reddick, N. B. Hill Mosd.
R. Harrell, Henry L. Lynes, Hugh H. Kelly
Hugh H. Kelly and David J. Godwin admin-
istrators of John W. Keeling deceased, James
B. Norfleet Jos. G. Council John F. Parker Mills
H. Ewe, Mills Ewe and John Boothe Defendants

This Cause came on again to be heard on the papers formerly
read and on the report of Commissioner Peter B. Prentiss, -
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 conform-
ing said report, doth adjudge order and decree, that
Washington L. Reddick trustee, out of the balance of Five
Hundred and Twelve Dollars and Twenty three cents,
in his hands, as shown by account No 1. of said Com-
missioner Prentiss report, first pay the Costs of this suit,
and then pay as a preferred debt, named in the deed
of Trust mentioned in the proceedings, the Debt, due -

Thomas H. Gols of Three Hundred and Seventy nine Doll.
ars and Sixty two Cents, and the remainder pay towards
the debt due Jacob Darden of the second class of Two
Hundred and Eleven Dollars and fifty five cents, and
make report of his proceedings to Court, and as to all
other matters, the cause is continued.

Attest,
of

Peter B. Prentiss. Clerk.

Costs	
clk	\$15.00
Att. H. H. H.	15.50
Sh. H. H. H.	6.00
" J. H. H.	50
" James City	50
" Matthews	50
Sgt. Portsmouth	100
" Richmond	50
Commer	20.00
Printer	25.00
	<u>\$84.50</u>

by IRK to PB, P

Xink

Jacob Darden

#1 Coi. Secre

Amos R. Carroll & Co.



1869 Feb 10 Rec^d of Washington &
Ridgely, Eighty four dollars, fifty
cents, amo. of entry of chancery suit
in Nassau and Circuit Court (of Jacob
Harden v. Anna R. Starrel &c

also

Rec^d of same three hundred seventy
nine dollars & sixty two cents amo.
an Mt. H. Corp under said decree

also

Rec^d of same forty eight dollars, sixteen
cents, in part of claim due Jacob
Harden under said decree

John R. Kelly
atty

// 54.50

379.62

48.11

// 512.23

1
Jacob Darden

vs: } In Chancery.

Amos R. Harrell, Washington L. Riddick Trustee for,

To the Hon. Judge of the Circuit Court
of St. Lawrence County:

The undersigned, W. L. Riddick, Trustee &c
respectfully reports to the Court that pursuant
to the decree in the above named cause, of
the 13th day of October, 1868, that he has paid
over the sum of Five Hundred and twelve dollars
and twenty three cents, as directed by said decree,
receipts for which payment are hereto appended
together with Copy of said decree; all of
which is respectfully submitted.

W. L. Riddick

Darden
m. 3 Rept. of Trustees
Hammels.

1869
Feb. 12th: Filed.
clk.

This Deed made this Ninth day of October, One Thousand Eight Hundred & fifty eight, between Amos R. Harrell of the one part, and Washington L. Riddick, (Trustee) of the other part, both parties residing in Nauseland County, Virginia, Witnesseth, that the said Amos R. Harrell, doth grant, with general warranty, unto the said Washington L. Riddick, Trustee, his Executors and administrators, the following property, to wit: A House & Lot, in the lower part of the Town of Suffolk, situated on the North-West corner of Main & 1st. Cross Streets, and on which lot said Harrell now resides. A House & Lot, at the West termination of 1st. Cross Street, in the aforesaid Town, said Lot laying on both sides of said Street, and on the Back Street of said Town, adjoining the lot of Mrs. Flewett, the old public burial ground on said Back Street, & the Creek in the rear emptying into Nauseland River - said premises being better known as the "Moreland Lot" - A Tract of Land, containing by estimate One Hundred & forty nine acres, more or less, and adjoining the lands of Jacob Keeling's heirs, John Helms' heirs, and William Peters' heirs - Together with the improvements thereon, all the growing crops of corn, peas &c. crop of fodder, farming utensils & other Chattel property on said Farm whatsoever. A Tract of land, near the Town of Suffolk containing by estimate, forty five acres, more or less, & adjoining the lands of Mary Allen, Andrew McAlister & James R. McGinnis & the Seaboard Roanoke Rail Road Company. Also a share, amounting to one-sixteenth, in the Green Swamp Company, located in North Carolina; and the

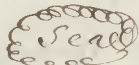
following slaves, viz: Allen, Lewis, Charles, Luke, woman Nancy, girl Jemsha, woman Louisa and child Mely-Mary & child Lucy Thomas - woman Mary Cowling & five children, viz: Melisa, Jesse, Dix, Martha & Mary - and the following chattel property in the Town of Suffolk, viz: Five horses, one mule, two Buggies, one set of harness, sixteen fattening hogs - one sow & nine pigs - Two cows & one calf, all of said Hamell's household & kitchen & furniture: - together with all debts, ~~by~~ by bond, note or open account, which may be due the said Hamell, and other choses in action, belonging to said Hamell not herein mentioned.

In Trust, to secure the payment of the following debts, which are just to be paid, in full & without abatement. A Bond due L. Edwards, representative of Allen Edwards dec'd, late of Isle of Wight County, amounting to about \$920 - date not recollected - and to which, John W. Keeling, dec'd, is security. A Bond due Col: Sturdy Cross, of about \$150 - date not recollected - & to which John W. Keeling dec'd is security. A Bond due H. L. Eppes, guardian of Skinner children, on the 1st. January 1859 & to which John W. Keeling dec'd is security - A Bond of \$500 - upon which there is a balance of about \$300 due to Nathl. S. Norfolk, gdn: of Hugh K. Ouden - date not recollected - and to which John W. Keeling dec'd is security - A Note for \$250 due Suffolk Savings Bank on 24th November, 1858, endorsed by John W. Keeling dec'd - A Note for \$750 due Bank of Virginia, at Portsmouth - date not recollected - endorsed by Moses R. Hamell Hugh A. Kelly & John W. Keeling dec'd - or any other note to be hereafter given in renewal of

said Note, either in whole or in part - A Bond of about \$900. date not recollected, due Jim E. Langston, guardian, and to which H. L. Tyner is security - A Bond of \$500. date not recollected, due Nathan Ward, representative of Nathan Ward dec'd, Co. of Gates County, N. Carolina, & to which Jacob Alphin dec'd & Jacob Henton are the securities. A Bond of \$135. date not recollected, due Edward C. Riddick, gdw. on which there is a credit of \$75 - John W. Keeling dec'd security. A Note due N. B. Hill of Richmond, Virginia, 1st. September 1858 for (\$7000) seven thousand Dollars. and any other Bond or note due by the said Amos R. Hamell, not mentioned herein, and to which John W. Keeling dec'd, Moses R. Hamell, Henry L. Tyner & Hugh M. Kelly or either of them are security, or upon which they or either of them, are endorser. And, it is hereby understood & provided, that if the amounts of any of the above named bonds or notes are incorrectly stated herein, the true amount of the same is intended to be secured & paid, if the assets are sufficient. And after the above named debts are paid & satisfied, as before stated, then, the said Trustee will, if the funds in his hands be sufficient, pay the following debts - & if not sufficient, then pro rata: A Bond for about \$250. date not recollected, due Jacob Garden. A Bond for about \$150, due sometime in 1857 to Nathl. S. Norflech. A Bond for about \$200. date not recollected, due Jas: B. Norflech, apsee. on which there is a credit of \$90 - A Bond for about \$250 due Jos: S. Council. And if any of the debts in the above named Second Class are inaccurately stated as to amount, then it is, understood & provided, that the correct amounts of the same are to be secured and paid, so far as the funds in the hands of the Trustee will pay the same.

And it is provided that the said Amos R. Harrell shall be in possession of the ^{said} property hereby conveyed, and shall receive and enjoy the rents and profits thereof, until a sale of the same shall be made with power to the said Washington L. Riddick, Trustee, to sell any or all of the said property, either at public Auction or at private Sale, and upon such terms, as said Trustee, in his opinion, shall deem most conducive to the interests of the parties hereto, whenever required by any creditor secured, or suitably indemnified by this deed, or the personal representative of any such creditor or suitors - it being hereby agreed, that the said Trustee shall be entitled to and receive a Commission of Five per cent upon all such sales or receipts from debts collected.

Witness the following Signatures & Seals.

Amos R. Harrell 

Washington L. Riddick, Trustee. 

In the Clerk's Office of Hants County Court, the 9th day of October 1858.
This Deed of Trust was acknowledged by Amos R. Harrell and Washington L. Riddick, Trustee, and thereupon admitted to record.

Test,

Abram J. Norfleet. D.C.

In the Clerk's Office of Hants County Court, the 11th day of October 1866.

The foregoing Deed of Trust, with the original Certificate thereon, was produced by Washington L. Riddick, Trustee, to the Clerk of said Court, and, on the application of said Trustee, is recorded anew: the Book in which the same was originally recorded, having been

destroyed by the burning of the Clerk's Office and records on the 7th
day of February 1866.

Teste,

C. H. Causey. D.C.

A. Copy:

Teste,

Peter B. Pentis. Clerk

2nd

Amos R. Canell

To Copy Recd of Trusk

Washington L. Riddick
Trustee for L. Edwards & Co.

(A)

Recd of Amos, R, Harrel one hundred & Twenty
five dollars in part - of his note July 11th 1859

Jacob Dondan

4030, Dollars

Six months after date we have our
selves and heirs to pay to Jacob Dardent Adm^r
of Nathl Vorflut dead, or over the sum of one
thousand and fifty ~~one~~ Dollars for value recd.
We sign our hands and seals this 30th day of Nov^r

1853

Teste

Wiley Rauls

Amos R. Harnell Seal
Wm. A. Jones Seal

Rec'd 14th 1856
Rec'd in part of the
Within Bond for Hundred & 25 Cents

Jacob Darden

July 13, 1857 Rec'd one hundred
Sixty nine dollars in part
of the within note

Jacob Darden

1858 January 10 By cash for do
\$75-

~~1858 May~~ Jacob Darden

1858 May 10 By cash \$50
Jacob Darden

A. R. Warren

Bond \$1030.00

Jacob Darden

1853 Dec. 12 By cash
two hundred & fifty five
Dollars & eighty two cents

1853 Feb. 7 By Cash one
hundred and twenty one dollars
and five cents - Jacob Darden

Amos R. Harrell
to Jacob Dawson

To Bond dated 20 Nov. 1853 secured by
said Harrell in deed of Trust of 9th
Oct. 1858. original amo. .

" Int. from 30th May 1854 to 7 July 1855. 1. 1. 7

\$1050. 00

69 48

\$1119 48

Cr. on Bond

121. 05

\$998 43

Int. from 7 July 1855 to 12 Sep. 1855 - 2. 5.

10 81

\$1009 24

Cr. on Bond

258. 82

\$750 42

Int. from 12 Sep. 1855 to 14 Apr. 1856 - 7. 2

26. 60

\$776 02

Cr. on Bond

200 00

\$576 02

Int. from 14 Apr. 1856 to 13 July 1857. 17. 3 m.

44 37

\$620 39

Cr. on Bond

169. 00

\$451 39

Int. from 13 July 1857 to 11 Jan. 1858 - 5. 28

8 75

\$460 14

Cr. on Bond

75 00

\$385 14

Int. from 11 Jan 1858 to 10 May 1858.

5 78

294. 82

Cr. on Bond

50 00

\$244 82

Int. from 10 May 1858 to 11 July 1859. 17. 2 m.

17. 12

\$261 94

Cr. on Bond

125 00

\$136 94

Balance due
with Int. from 11 July 1859 -

(3)

Darius Bond
&
statement

This Deed, made this 13th. day of March, A.D. 1866, between Amos R. Harrell, of Nansermund County, Virginia, of the one part, and Mills H. Eire, Trustee, of the other part he residing in the County of Gates and State of North Carolina, Witnesseth, that the said Amos R. Harrell, doth grant with general warranty, unto the said Mills H. Eire, Trustee, his Executors and Administrators, the following property, to wit: a tract of land, containing One Hundred and forty-eight acres, more or less, in Nansermund County, and adjoining the lands of John P. Johnson, Richard J. Riddick, the heirs of Mary Pruden & others: Together with the improvements thereon, all the crops of corn, peas, fodder &c, farming utensils, household & kitchen furniture and other chattel property (One Horse &c) on said land, whatsoever: it being the tract of land, on which said Harrell resides: -

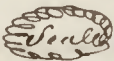
A tract of land near the town of Suffolk, and on the East side thereof, containing thirty acres, more or less, and adjoins the lands of Archibald Allen's estate, Andrew M. Alister and others: it being the land which the said Harrell purchased of the late John W. Keeling: Also a lot, in the lower part of the town of Suffolk, situated on the North-West corner of Main & 1st. Cross streets: and on which is an old building or barn, and on which the said Harrell formerly resided. (the dwelling & other houses thereon, having been destroyed during the late war) it being the same lot, which the said Harrell purchased of Peter B. Prentiss.

Commissioner, under a Decree of Nansermund County Court, to sell Mills Wright's real estate, for a division among his heirs at law & distributees: - Also a share amounting to about one sixteenth, in the Green Swamp Company, located in the State of North Carolina: together with all the chattel property of every kind, sort and description now belonging to the said Amos R. Harrell or which may be on any of the lands herein

conveyed, at the day of sale: which chattel property consists in part of stock of Cattle & Hogs & all their future increase. it being the object and intention, that all the personal and chattel estate belonging to the said Harrell, at the sale, shall be subject to this trust, and be sold, as well as all the real estate herein before mentioned.

In Trust to secure the payment of the following debts, to wit: One note due John F. Parker, of Gates County, North Carolina, for the sum of Eleven Hundred Dollars (\$1100) or thereabout, some time in the early part of the year 1861, and to which the said Mills Eune and John Boothe are the securities - One note due the 29th day of January 1859 to Mills H. Eune, for Two Thousand Dollars (\$2000) - Also one other note due said Mills H. Eune, the 15th day of February 1860, for Fifteen Hundred Dollars (\$1500). And if any of the debts above named are inaccurately stated as to amount or date, then it is understood, that the true amount of the same is intended to be secured and paid, if the assets be sufficient, and if not, then ratably. And it is provided, that the said Amos R. Harrell shall be in possession of the said property hereby conveyed, and shall receive and enjoy the rents and profits thereof until a sale of the same shall be made, with power to the said Mills H. Eune, Trustee, to sell any or all of the said property, either at public auction or at private sale, and upon such terms, as said Trustee, in his opinion, shall deem most conducive to the interests of the parties hereto; it being hereby agreed, that the said Trustee shall be entitled to receive a Commission of Five per cent, upon all sales made under this deed.

Witness, the following signatures & seals.

Amos R. Harrell 

M. H. Eune (Trustee) 

In the Clerk's Office of Nansemond County Court, the 13th

day of March 1866.

This Deed of Trust was acknowledged by Amos R. Harrell and
Mills H. Cure, Trustee, and thereupon admitted to record (The re-
quisite stamps of \$6.50 having been affixed and cancelled)

Teste,

Peter B. Prentiss. Clerk

A. Copy:

Teste,

Peter B. Prentiss. Clerk

x^{ind}

Amos R. Farrell

To { Copy Need of Trust

Mills H. Eme, Trustee for
himself & others.

(6)

Darden

n

Harree

Exactly filed

with Bill

Sam^d. Cir. Ct.

Darden v. Hance &

This cause came on to be again heard on the papers formerly read & on the Report of Washington L. Riddick, Trustee, made under the decree of the 13th October 1868, to which report there are no exceptions, and was argued by Counsel. On Consideration whereof the Court doth adjudge, order and decree that the proceedings had in this case be confirmed & made final & that the cause be removed from the Docket.

Darden

vs

Hancee &c

1869

Chancery Court

Final decree

To be entered

E. S. Pitts

Entered

Darden v. Harrell & al.

This cause, in which the plaintiff has proceeded in the mode prescribed by law, against absent defendants, as to Nathan Ward, admor. of Nathan Ward decd, John F. Parker, Mills, H. Eme, Mills, Eme, and John Berthe and they still failing to appear and answer the plaintiff's bill, came on ^{the day} to be heard as to them ^{on the said bill taken for confessed at rule,} and also, as to the other defendants, on whom process had been duly executed, and they also still failing to appear and answer, & on the Exhibits filed with the said Bill, and was argued by Counsel: On consideration whereof the Court doth approve, order & decree that a Com^{rs} of this Court, settle & state the accounts of ^{the} said Washington L. Riddick the Trustee in the Deed of Trust executed by Amos R. Harrell to him on the 9th day of Octo. 1858 and filed in the cause as Exhibit (A). — and that the said Com^{rs} ascertain and report what debts secured by said Deed of Trust are yet due and unpaid, and to that end may summon any one of said parties before him & require the production of any paper, necessary in the premises; and that he also ascertain and report the values (see sample I annex) of the property named in said Deed; and ~~make~~ ^{report to Court} that the said Com^{rs} also ascertain

what amounts are due by said Harrell
 under the deed of Trust executed by him
 to Miss, H. Eve Hunter, on the 13th of March
 1866, & for what purpose the said, therein named
 were contracted and the consideration of the
 and that the ~~said Com.~~ parties submit to be examined
 by said Com. as to the same. ~~same~~ — and make report to Court with
 any matters specially stated deemed
 pertinent by him or that may be required
 by any of ^{the parties} to be so stated — and that
 the said Com. publish notice of the time
 and place of the taking of said account,
 in the "Christian Sun" a newspaper published
 at Suffolk, once a week for four successive
 weeks, which publication shall be in lieu
 of, and equivalent to, personal service of notice
 on the parties.

Darben Jr

7

Harrell Jr

1867

Act. Ct. Decree

To be entered.

Recd. C. H. Baker

Entered

Darden

vs.

Harrell & al.

This Cause came on again to be heard on the
papers ~~formerly read~~ and on the report of Comr.
P. B. Prentiss, 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 confirming
said report doth adjudge order and decree
that Washington L. Riddick, Trustee, out of the
balance ~~of \$572.23~~ ^{of \$572.23} in his hands as shown by Account No
1. of ^{said} Comr. Prentiss' report, ^{first} pay the costs of this
suit, and then pay as a preferred debt named
in ~~said~~ the Deed of Trust mentioned in the pro-
ceedings, the debt due Thomas H. Croft of
\$379.62, and the remainder pay ^{towards} the debt
due Jacob Darden, of the Second Class, of
\$211.55; and ~~if there should not be enough~~
~~unless the Defendant Amos C. Harrell, shall~~
~~pay the said Jacob Darden the remainder of~~
~~his aforesaid debt, then the said Washington~~
~~L. Riddick, Trustee shall proceed to sell~~
~~any property named in said Deed of Trust, re-~~
~~maining unsold, or such part thereof as may~~
~~be sufficient to satisfy said debt and make~~
report of his proceedings to Court, and as to all
other matters the Cause is continued.

Darden

W:

Harrell & al.

October Term 1868

Deem to be entered

R. H. Baker

Entered

The answer of the Suffolk Savings Bank
to a Bill in Chancery filed in the Circuit
Court of Hampshire County, by Jacob Darden
against Aaron R. Harvee & others.

His Respondents (by John R. Kelly, the President
thereof, says: That the debt of \$250 secured
by the deed of Trust executed by said Harvee
on the 9th Oct^r 1858 & to which debt, John
W. Keeling was Endorser - has been paid
and that no benefit is claimed under
the said deed.

Signed

John R. Kelly, Pres^t
Suffolk Savings Bank

Darden

22

Harrell Sal :

answer of
The Suffolk Savings
Bank.

The answer of L. Edwards Representative
of Allen Edwards decd, to a Bill in Chancery
filed in the Circuit Court of Harrison
County by Jacob Lawren against
Amos R. Harrell & others.

This Respondent says that
the debt of \$920 due by said Harrell & to which
John W. Keeling was security which was
secured in the deed of Trust executed on
the 9th of Oct. 1838 by Amos R. Harrell to
is not now in his hands as a debt of Allen Edwards
from whom he received the same, but as a debt of Allen Edwards
Washington L. Riddick trustee, who has paid,
so far as he is now advised
(and that) he claims no further benefit or
advantage under said deed.

L. B. Edwards Adm^r.
H. A. Edwards decd

Darwin

17

Harrell Jan.

answer of
L. Edwards adm^r.
of Allen Edwards & Co

The answer of The Suffolk Savings
Bank to a Bill in chancery filed in
the Circuit Court of Nassau County by Jacob Harden against
Amos R. Hamer et al.,

This Respondent says that
the debt referred to the Bill assumed
by Amos R. Hamer to the said Bank
has long since been paid & that now
nothing is claimed under said
debt.

The Suffolk Savings
Bank
By John R. Kilby atty

Darden

n

Harrell Sal ..

Ammer of the
Suffolk Savings
Bank.

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

Complaining shew unto the Court, your
Complainant, Jacob Darden, of Nausemond
County. Your Complainant respectfully
represents to the Court, and says, That on the
9th day of October 1858, Amos R. Harrell, of
said County, executed a Deed of Trust to
Washington L. Riddick, the Trustee therein
named, and which was on the same day duly
recorded in the Clerk's office of Nausemond
County Court - a duly certified Copy of
which is filed herewith as part of this bill
and marked (A.).

That there was conveyed by the said
Deed of Trust the following property to wit:
(1st) A house & Lot, in the Lower part of the Town of
Suffolk, situated on the North-west corner of
Main & 1st Cross street, and on which at the said
Harrell then resided, and since which the house
have been burnt and the same greatly injured -
2^d. A House & Lot at the west terminus of 1st Cross
street, in the aforesaid Town, said Lot lying on
both sides of said street, and on the Back
street of said Town, adjoining the Lot of Mrs.
Jhuart, the old public burial ground on said
Back street & the Creek in the rear, emptying
in Nausemond River - said premises being better

known as the "Mouland Lot".

3^d. a tract of Land, containing by estimate one hundred and forty nine acres, more or less & adjoining the Lands of Jacob Keelings' heirs, Mo. Melins' heirs, and William Porter's heirs -

4th. a tract of Land near the town of Suffolk containing by estimate forty five acres, more or less & adjoining the Lands of Mary Allen, Andrew McAulster & James R. McGuire & the Seaboard & Roanoke Rail road.

5th. also a share amounting to one sixteenth, in the Green Swamp Company, located in North Carolina.

That by the said Deed there was also conveyed some small Chattel estate and several slaves, - the Chattel estate has been burnt during the recent war & the slaves freed - leaving the Lands only subject to said Deed.

That by the said Deed there was secured to be paid setts to the following persons, to wit:
1st setts to be paid in full & without abatement.
To L. Edwards representative of Allen Edwards of Isle of Wight County, amounting to \$920; To Hardy Corp about \$150; To H. L. Epper guardian of the Skinner children, amount not known - To Nathl. G. Unflect guardian of H. K. Darden about \$300 -
To Suffolk Savings Bank \$250 - To Virginia Bank at Portsmouth \$750 - To Timothy E. Langston

about \$900 - To Nathan Ward Representative of
Nathan Ward of Gates Co. about \$500.

To Edward C. Riddick the sum of \$135. To A. B.
Hill of Richmond \$7000. and any Bond or note
to which John W. Keeling, Moses R. Harrell, Henry
L. Izner & Hugh H. Kelly were security.

That there is directed to be paid by said deed
of the next class, after the above enumerated debts
are paid, the following debts - To Jacob Vardun
(your Complainant) \$250 - To Nathl. G. Unflut
\$150. To James B. Torblett \$90 - To Jos. G.

Councille \$250. That Hady Croft is dead & Edmund
Smith & Martha A. Croft are his ^{Executors}. That John W. Keeling
is dead, and Hugh H. Kelly, H. David J. Brown and J. Brown are his ^{co-purs.}
your Complainant has heard say, that all

the debts named in the above referred to, deed
have been paid, except the debt due to him
upon which there remains unpaid the sum of
\$136.04 with Interest from the 11th day of July
1859, as will be seen by Bond Statement
filed herewith marked (B.).

That on the 13th day of March 1866, the said
Amos R. Harrell, executed a further deed of
Trust, which was on the same day recorded in the
Clerk's Office of Nausumund County Court - a copy
of which is filed herewith marked (C) -

That the said last named deed conveys unto
Miller H. Egan the Trustee therein named the
tract of 148 acres, more or less - The tract near Luffels
of 30 acres, more or less. The Lot in the Lower part of

the Town of Suffolk: and $\frac{1}{16}$ share in the
Green Swamp Company and certain Chattel estate,
to secure the following debts - To John F. Parker \$1100,
to which said Mills, Ewe & one John Boothe are
security. To said Mills Ewe \$2000, and to
said Mills Ewe \$1500 -

Your Complainant says that the real estate
aforesaid is liable under the first above named
Deed of Trust to pay the debts therein secured,
and he therefore prays, that the amounts due
under said Deed, first above named, may be
ascertained, and that so much of the said
real estate may be sold, as may be necessary to
pay your Complainant's demand, and any other
debt due under said first named Deed, and
that the several creditors therein named may be
compelled to show & make known what, if any
thing, is now due them by said Amor R.
Harrell, under the provisions of the said first
named Deed -

In Consideration whereof and as this Court
has ample power to grant all adequate
relief - To the End your Complainant prays,
That Amor R. Harrell, ^{Washington L. Riddick, trustee} L. Edwards representative
of Allen Edwards dec'd; Edwin Smith & Martha A. Croft
Executors of Hardy Croft dec'd; H. L. Epper, Nathl
G. Unflut; The Suffolk Savings Bank, The
Bank of Virginia at Portsmouth; ~~Wm. B. B.~~

~~James~~, Timothy E. Laupster, Nathan Ward, rep-
resentative of Nathan Ward dec'd, Edward C. Riddick,
A. B. Hice, Mrs. R. Harrell, Henry L. Jynes &
Hugh H. Kelly; Hugh H. Kelly & D. J. Godwin
admins. of Mrs. W. Keeling dec'd - James B.
Hobbs, Mr. G. Converse; John J. Parker
Miles, H. Eure, Miles Eure, & John Borth, &
may be made defendants hereto, and that
each one may set forth and say whether the
respective sums as named in said dec'd are
due and unpaid, or whether the same have been
paid & satisfied - That a Commissioner
of this Court may take all necessary accounts
- That the Lands aforesaid may be sold to
pay your Complainants' Demand and that
such other and further relief may be granted
consistent with Equity &c.

John R. Kilby p. v.

Kilby p. 4

Jacob Darden

n { Bill

Amos R. Hance
Lothus.

Naus? Cir. Ct.

Jacob Darden

th or Chy: Notes

Amos R. Harrell & al:

1867. July 1st: Sum: in Chy: filed

" " 2nd: Affidavit of new residence of defts: Nathan Ward, adm'r of
Jno. F. Parker, Mills & Emie, Mills Emie & Jno: Boothe, made
Filed

" Aug: 5th: Bill for filed - Conditional Decree vs all the defts: except
L. Edwards, adm'r: of Allen Edwards deceased and the
Suffolk Savings Bank - and the non-resident defts:

" " " answers of the Suffolk Savings Bank & L. Edwards,
ad'm't: filed, genl: repl: & cause set for hearing as
to them.

" " " Or: Pub: awarded vs Non-resident defts:

" Sep: 4th: Conditional Decree confirmed

" " " Certif: of Pub: filed -

" " " Or: of Pub: having been published & posted according
to law, and no: appearance, cause set for hearing,
on Mo: of Plffs: Counsel.

" Octo: 12th: Decree for accor: (1868. aff: 22.) Continued

1868 Dec 4th: Continued what filed

" " 13th: Decree for money

1869. Feb: 12th: Report of W. L. Riddick, Trustee, filed

" Apr: 19th: Final Decree

Chy. Notes

1. The first of the three is the most common and is found in all the localities mentioned. It is a small, round, white, smooth, and hard body, which is often found in the same place as the other two. It is sometimes found in the same place as the other two, but it is not so common as the other two. It is sometimes found in the same place as the other two, but it is not so common as the other two.

2. The second of the three is the most common and is found in all the localities mentioned. It is a small, round, white, smooth, and hard body, which is often found in the same place as the other two. It is sometimes found in the same place as the other two, but it is not so common as the other two. It is sometimes found in the same place as the other two, but it is not so common as the other two.

3. The third of the three is the most common and is found in all the localities mentioned. It is a small, round, white, smooth, and hard body, which is often found in the same place as the other two. It is sometimes found in the same place as the other two, but it is not so common as the other two. It is sometimes found in the same place as the other two, but it is not so common as the other two.