

1873-009

Nansemond Co (Suffolk)

Chancery Causes: James Dillard etc vs Admr of Richard W.H. Darden etc

Austin, Norfleet, Baker, Ellener, Hall, Boon, Corbell, Jones, Lee,
Everitt, Copeland, [Rawls, Dillard & Co], Howell, Davidson,
Bernes, Cross, Eley, Holland,

Costs

Clerk	\$15.00
Atto. Gen.	30.50
Shff	8.00
Comm'r	20.00
Printer "Sun"	9.50
	\$83.00

The Commonwealth of Virginia,

To the Sheriff of Nansemond County---Greeting.

YOU ARE HEREBY COMMANDED TO SUMMON *Arthur E. Hall, admr of Richard W. A. Darden dec'd, Dempsey H. Darden Henry Austin and Nancy his wife, Makilda Jane Norfleet, widow of Jere Norfleet James R. Darden and Emeline Ann, his wife, John W. Darden Jacob Austin and Emeline his wife, Mary Darden, Walter Darden, Joseph L. Darden, Ro. B. C. H. Darden, William C. Darden, Hemming C. Darden, Edward Beverly Darden, Joshua Darden, Wm. I. L. Ellenor and Martha Jane his wife, Elisha H. Darden, and Nancy W. his wife, and Beverly P. Baker and Lydia M. his wife*

to appear at the Clerk's Office of our *Circuit* Court for the County of Nansemond, on the first Monday in *September* next, 1868, being rule day, to answer a bill in chancery, exhibited against *them*

by *James Villard, who sues for himself and all other creditors of R. W. A. Darden 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 and there this writ. Witness, PETER B. PRENTIS, Clerk of our said Court, at his Office, this *17th* day of *August* 1868, and in the *93rd* 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.

Copy for
Edward Beverly Gorden

The Commonwealth of Virginia,

Southampton

To the Sheriff of Nansemond County---Greeting:

YOU ARE HEREBY COMMANDED TO SUMMON Arthur E. Hall, admr of Richard
W. H. Darden, dec'd. Demisey H. Darden. Henry Anshin and Nancy, his wife;
Matilda Jane Norfleet, widow of Jere Norfleet. James R. Darden and
Mildred Ann his wife, John W. Darden, Jacob Anshin and Emeline
his wife, Mary Darden, Walter Darden, Joseph L. Darden, Ro. B. C. H.
Darden, William C. Darden, Hemming S. Darden, Edwensel Beverly Darden,
Joshua Darden, Wm. T. Ellener and Martha Jane, his wife; Elisha H. Darden
and Nancy W. his wife; and Beverly P. Baker and Lydia M. his wife.

to appear at the Clerk's Office of our Circuit Court, for the County of Nansemond, on the
first Monday in September next, 1868, being rule day, to answer a bill in
chancery, exhibited against them by

James Dillard, who sues for himself, and all other exorbitants
of R. W. H. Darden 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 and there this writ. Witness, PETER B. PRENTIS, Clerk of our said Court, at his
Office, this 17th day of August 1868, and in the 93rd year of
the Commonwealth.

Peter B. Prentis Clerk.

Copy for
John W. Garden

1868 Sep. 5th & acknowledged by service
decent.

John W. Garden

The Commonwealth of Virginia,

Southampton

To the Sheriff of Nansemond County---Greeting:

YOU ARE HEREBY COMMANDED TO SUMMON *William E. Hall adm^r of Richard*
W. H. Darden dec'd:- Dempsey H. Darden, Henry Austin and Nancy, his wife -
Mahilda Jane Hurflee, widow of Jere Hurflee, James R. Darden and Michael
Ann, his wife, John W. Darden, Jacob Austin and Emeline his wife;
Mary Darden, Walter Darden, Joseph L. Darden, Ro. B. C. H. Darden -
William C. Darden, Henning S. Darden, Edweneel Beverly Darden -
Justin Darden, Wm T. Ellmore and Martha Jane, his wife, Elisha H.
Darden and Nancy W. his wife: and Beverly P. Baker and Lydia M. his wife

to appear at the Clerk's Office of our *Circuit* Court, for the County of Nansemond, on the
first Monday in *September* next, 1868, being rule day, to answer a bill in
chancery, exhibited against *them* by

James Allend, who sues for himself and all other creditors of
R. W. H. Darden, 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 and there this writ. Witness, PETER B. PRENTIS, Clerk of our said Court, at his
Office, this *17th* day of *August* 1868, and in the *93rd* 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.

Copy for
Matilda Jane Hapless,
widow of Jere Hapless

1868 Sep. 5: Jacksonville, service receipt.
Matilda Jane Hapless

The Commonwealth of Virginia,

Southampton

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

YOU ARE HEREBY COMMANDED TO SUMMON *Arthur E. Hall, Admstr of Richard W. H. Darden decd; Dempsey H. Darden, Henry Ansler and Nancy, his wife; Matilda Jane Norfleet, widow of Jene: Norfleet, James R. Darden and Mildred Ann, his wife; - John W. Darden, Jacob Austin and Emeline, his wife, Mary Darden Walker Darden, Joseph L. Darden, Ro: B. C. H. Darden, Wilhelm C. Darden, Heming S. Darden, Edward Beverly Darden, Justin Darden, Wm: C. Ellenor and Martha Jane, his wife; Elisha H. Darden and Nancy W. his wife; ^{and} Beverly P. Barker and Lydia M. his wife*

to appear at the Clerk's Office of our *Circuit* Court for the County of Nansemond, on the first Monday in *September* next, 1868, being rule day, to answer a bill in chancery, exhibited against *Them* by

James Dillard, who sues for himself and all other creditors of R. W. C. H. Darden, 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 and there this writ. Witness, PETER B. PRENTIS, Clerk of our said Court, at his Office, this *17th* day of *August* 1868, and in the *93rd* 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.

Copy for,
Walter Darden

1868 Sep. 5th I acknowledge service
hereof.

Walter S. Darden

The Commonwealth of Virginia,

To the Sheriff of Nansemond County---Greeting.

YOU ARE HEREBY COMMANDED TO SUMMON *Arthur E. Hall, admr. of Richard W. H. Warden dec'd, Dempsey H. Warden, Henry Austin and Nancy, his wife,*

Matilda Jane Heflich, widow of Jere Heflich, James R. Warden and Michael Ann, his wife, John W. Warden, Jacob Austin and Emeline, his wife, May Warden, Walter Warden, Joseph L. Warden, Ro: B. C. W. Warden, William C. Warden, Henning S. Warden, Edward Beresly Warden, Justin Warden, Wm: J. Ellenor and Martha Jane, his wife, Elisha H. Warden and Nancy W. his wife, and Beresly P. Baker and Lydia M. his wife

to appear at the Clerk's Office of our *Circuit* Court for the County of Nansemond, on the first Monday in *September* next, 1868, being rule day, to answer a bill in chancery, exhibited against *Them* by

James Bellard, who sues for himself and all other creditors of R. W. H. Warden 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 and there this writ. Witness, PETER B. PRENTIS, Clerk of our said Court, at his Office, this *17th* day of *August* 1868; and in the *93rd* 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
James Willard who sued &c

Arthur E. Hall, Admors: of
Richard W. H. Darden dead

Richard W. H. Darden dead

To Sept: Rules 1868.

Executed Sept: 2nd 1868 and a true copy herof delivered to Arthur
E. Hall, admors: of ~~Richard W. H. Darden~~ Richard W. H. Darden dead, Compsy H.
Darden Henry Austin and Mary, his wife, James R. Darden &
Mildred Ann his wife, Jacob Austin & Elizabeth, his wife Mary Darden,
Joseph L. Darden, w. J. Ellman & Martha Jane, his wife, Eliza H. Darden & Mary W. his
wife and Beverly P. Baker & Lydia M. his wife & Matilda Jane Norfleet John W. Darden & Charles
Darden are not residents of any County and so B. C. H. Darden, James R. Darden, Henry S. Darden,
Edward Beverly Darden & John Darden are non-residents of the State of Virginia.

Pro: B. No: 1. Page 40

Civil Co.

James Dillard who sues for

vs

Arthur E. Hall, admor. of
Richard W. H. Darden dec'd ad.

Chy: Sub Pending
in the Circuit
Court of Hanseman
County.

I, John R. Kelly, Complainant, att: in the above cause
do swear, that, to the best of my knowledge and belief,
Rs: B. C. H. Darden, Wm. C. Darden, Henry S. Darden, Edward
Beverly Darden and Justin Darden, are non-residents of the
State of Virginia

(Signed) John R. Kelly p. v.

Sworn to before me in my
Office, this 5th day of Sept:
1868.

Peter B. Prentiss. Clerk.

Oellard, who sues for

vs } affiant for
Non-residence

Arthur E. Hall, Adm^r of
Richard W. St Darden dec'd
Exl:

1848
Sept: 5th: Filed

EVERY DESCRIPTION OF BOOK AND JOB PRINTING NEATLY EXECUTED.



TERMS---CASH ON DELIVERY.

Suffolk, Va., Sept 11th 1868

Mr. John B. Prentiss Clerk

To **W. B. WELLONS, Jr.**

BOOK AND JOB PRINTING OFFICE.

Legal notice Jones vs Decker
38 lines 4 times

Wm. D. Anderson

9 50
Recd by order of Mr. R. H. Hilly
W. B. Wellons

VIRGINIA.—AT RULES HELD IN THE CLERK'S
Office of the Circuit Court of Nansemond
County on Monday, the 7th day of September,
1868.

James Dillard, who sues for himself and all other
Creditors of R. W. H. Darden, deceased,
Complainants,

IN CHANCERY,

Against

Arthur E. Hall, Administrator of Richard W. H.
Darden, dec'd., Dempsey H. Darden, Henry
Austin and Nancy his wife, Matilda Jane
Norfleet, (widow of Jno. Norfleet,) James R.
Darden and Mildred Ann, his wife, John W.
Darden, Jacob Austin and Emeline, his wife;
Mary Darden, Walter Darden, Joseph L.
Darden, Ro. B. C. H. Darden, William C.
Darden, Henning S. Darden, Edward Beverly
Darden, Justin Darden, Wm. T. Ellenor and
Martha Jane, his wife; Elisha H. Darden and
Nancy W. his wife; and Beverly P. Baker,
and Lydia M. his wife,

Defendants.

The objects of this suit, are to settle the accounts
of Arthur E. Hall, Administrator of Richard W.
H. Darden, deceased: to ascertain the debts and
liabilities of said Decedent, and to subject his
real and other assets to the payment thereof, and
the Defendants Ro. B. C. H. Darden, Wm. C.
Darden, Henning S. Darden, Edward Beverly
Darden, and Justin Darden, 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,

Clerk.

se11-4t

John R. Kilby p. q.

I do hereby certify that
the annexed ~~notice~~ has
been published in the
"Christianian 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 5th day of October
1868.

W. B. Wellons,
Ed. & Proprietor

Price of adv. - \$ 9.50.

James Willard Jr

vs { Certif. of Pub:

Arthur E. Hall, adm^r:
of Richard W. H. Darden
decd Loe

1868. Octo. 5th. filed
cl^k

Know all Men by these Presents,

That we, Arthur E. Hall and Thomas J. Kelly

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA, in the just and full sum of
Six 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 4th: day of November in the year one thousand
eight hundred and seventy , and in the 95th: year of the Commonwealth.

The Condition of this Obligation is such, That if the above bound Arthur E. Hall, who was by a Decree of the Circuit Court of Hantsman County, pronounced on the 18th. day of April 1870, in the cause of James Dillard, who sues he, Complainant against Arthur E. Hall, administrator of Richard W. H. Darden dead & others, Defendants, appointed a Commissioner to make the sale of certain Real Estate, in said cause described

under said Decree, and also any other Decree he may be required to execute, in said Cause hereafter to be made 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.

Executed in
presence of
Peter B. Prentiss

Arthur C Hall L.S.
Thos. A. Kilby L.S.
L.S.
L.S.
L.S.

Arthur E. Hall

To { Commr's Bond
Commonwealth

1870
Nov: 4th. Received of

The Commonwealth of Virginia,

Southampton

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

YOU ARE HEREBY COMMANDED TO SUMMON *Arthur E. Hall, admr. of Richard*
W. H. Darden dec'd, Dempsey A. Darden, Henry Austin and Nancy, his wife,
Matilda Jane Wurfleet, widow of Jene Wurfleet, James R. Darden and Mitchell
Ann, his wife; John W. Darden, Jacob Austin and Emeline his wife, Mary
Darden, Walker Darden, Joseph L. Darden, Ro. B. C. H. Darden William C.
Darden, Hemming C. Darden, Edward Beverly Darden, Justin Darden,
Wm T. Ellenor and Martha Jane, his wife; Elisha H. Darden and Nancy W.
his wife, and Beverly P. Baker and Golien M. his wife
to appear at the Clerk's Office of our *Circuit* Court, for the County of Nansemond, on the
first Monday in *September* next, 1868, being rule day, to answer a bill in
chancery, exhibited against *them* by
James Dillard who sues for himself and all other creditors of
R. W. H. Darden, 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 and there this writ. Witness, PETER B. PRENTIS, Clerk of our said Court, at his
Office, this *17th* day of *August* 1868, and in the *93rd* - year of
the Commonwealth.

Peter B. Prentis Clerk.

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

Kilby. p. 9

James Bellard, who sues
he

vs { Sum. in Chy:

Arthur E. Hall, Adm^r:
of Richard W. H. Warden
decd & al:

To Sept^r: Rules 1868

Came to hand too
late to be executed.

E. L. Harg^r dep^t
for P. Kelly: S^g

Pro: B. No: 1. page 40

Cir: Co:

Virg^a. In the Circuit Court of Hanover Co. Octo 12th 1872

Dillard &c

Deft

v

Hall adm^r of Darden &c

Deft

In Chancery

This cause came on this day to be again heard on the papers formerly read, and on the report of Arthur E Hall, Comr, made pursuant to the decree of 19th April 1870 to which report there is no exception and was argued by counsel. On consideration whereof the Court doth confirm the said report and doth adjudge order and decree that the said Arthur E Hall Commissioner as aforesaid, receive of the Clerk of this Court (who will deliver the same to him on his leaving a receipt for the same) the bond of Jacob Austin and John Austin on which is due \$50. and the bond of L. J. Hall for \$100. filed in the cause & collect the same with all interest due thereon, and make to the said Jacob Austin and L. J. Hall deeds with special warranty in the usual form for the real estate purchased by them respectively under proceedings had herein, and out of the proceeds, pay any costs that may remain unpaid; and with the same, and the sum of \$203. 06 now in said Hall's hands as adm^r of said R. W. Darden with interest on \$156. 90 part thereof from 18th April 1870 pay pro rata, the debts and demands against the said Richard W. Darden as

Specified and reported in the report of Peter B. Pranks
Esq. of the 15th of January 1870 and made report
to the Court,

at copy

Wm. Wells & Co. Secy.

Wells & Co.

Wells & Co. Secy.

Hull and Landon

In the Circuit Court of Hansmann County,
 The Undersigned Reports to the Court,
 That pursuant to the decree of the said Court,
 of the 12th Oct. 1872, made in the cause of
 Dillard &c. against Hall admr. of Darden &
~~the~~ has received of the Clerk of said Court
 the Bonds referred to therein, and collected
 the same, and with the amount in his
 hands, paid out the same to the Creditors of
 R. W. H. Darden decd. as directed; The
 following statement and annexed Receipts
 will more fully shew —

By amts. in the hands of A. E. Hall admr of R. W. H. Darden decd	\$203.06
" Int. on \$186.90 part thereof from the 18 th April 1870 to 18 th Apr 1873 — 3 years	33.63
	<u>\$236.69</u>
By Bond of Jacob Austin and John Austin	55.00
" Int. from 12 th Feb. 1872 to 18 th Apr 1873 — 1 y. 2 m. 6 d	3.88
" L. D. Holt's Bond of	65.00
" Int. from 12 th Feb 1872 to do	4.61
" Rents recd. by the Comr.	75.00
	<u>\$440.18</u>
Second amts. of cts, unpaid by A. E. Hall, as per Report of a/c	28.50
Cash over	<u>\$411.68</u>

1873

ape 18

By amos. brot. on

\$ 411.68

to paid for deed to purchasers

5.00

Nett amos. for distribution

\$ 406.68

and paid as follows - to each 43 per cent

	Int'l amos	Dividend
to Jos. Orleans per act on	29 52	12 69
to same " "	389 71	167 57
to " Temperance Labelle " "	86 28	37 10
to " same " "	63 81	27 43
to " A. H. Jones " "	5 12	2 20
to " A. E. Hall ad. J. O. N. Oarden	97 08	41 74
to " D. W. N. Lee per act " "	64 59	27 77
to " D. R. C. Everett " "	3 59	1 54
to " A. E. Hall ad. Meredith Cepeland	7 75	3 33
to " Henry Austin per act " "	45 69	19 64
to " Rank, Orleans Hb. " "	11 19	4 81
to " Edw. D. House of " "	2 13	1 92
to " Anderson Boon " "	1 79	1 77
to " Edgar Rank " "	39 60	17 02
to " Abram Sandron " "	2 28	1 96
to " Jas. B. Mblut " "	38 72	16 64
to " Wm W. Darden " "	9 71	4 17
to " D. Thos. H. Barner " "	7 53	3 25
to " H. Austin ad. Ben. Croft " "	35 58	15 30
to " Wm Ely. per act " "	1 79	1 77
to " R. H. Hollans " "	1 94	83
	\$ 945.42	\$ 411.68

deeds have been made to the purchasers
of

the real estate sold hereunder, and money
paid out as per recs. annexed

Respectfully submitted

Arthur E Hall

} Com

1873 May 1. Rec^d of Arthur E. Hall
Comm. the several sums set opposite our names,
and as set forth in above Report.

John R. Kelly for Jas. O'Leary	\$12.69	//	R. C. Everett	\$1.54
same for same	\$167.57	//	R. H. Holland	\$1.83
same for Josephine Carter	\$39.10	//	William W. Darden	\$4.17
same for same	\$27.43	//	A E Hall adw. Meredith	\$3.33
same for same	\$4.81	//	A E Hall adw. Meredith	\$3.33
A. S. J. same	\$2.20	//	A E Hall adw. Meredith	\$41.74
From Aug	77¢	//	Thos. H. Barnes.	\$3.25
A E Hall for Henry		//	Lat B. Wright	\$16.64
Austin	\$19.64	//	A E Hall for Edgar Rawls	\$17.02
A E Hall for A. B. B. B.	.77	//	Inc. J. G. G. G. G. G.	\$27.77
Same for A. Davidson	.96	//	De 10 H. L. L. L.	//
Same for Ed Howell	.92	//		//
Same for H. Austin	adw.			
Ben Croft	-		\$15.30	

Dillard & Co.

4

Darden's adm

Report of
Payments

filed 5 July 1873

Cir. of

At a Circuit Court held for Nausemond
County the 19th: day of April 1870.

James Lillard, who sues for himself
and all other creditors of R. W. H.

Garden, deceased, Complainant.

against ³ In Chancery

Arthur C. Hall, Administrator of Rich-

ard W. H. Garden deceased, Dempsey H.

Garden, Henry Austin, and Nancy his

wife, Matilda Jane Norfleet, widow of Jere

Norfleet, James R. Garden and Mildred

Aurhis wife, John W. Garden, Jacob

Austin and Emeline his wife, Mary Garden,

Walter Garden, Joseph L. Garden, R. B. C. H.

Garden, William C. Garden, Henning T. Gar-

den, Edward Beverly Garden, Justin Garden

Uln. T. Ellenor, and Martha Jane his wife Elv-

sha H. Garden, and Nancy W. his wife, and Bev-

erly P. Baker and Lydia H. his wife. Defendants

This Cause came on this day to be again heard on
the papers formerly read and on the report of Commis-

sioner Prentiss, made pursuant to the decree of the

14th: day of October, 1868, - to which report there is no

exception and was argued by counsel: On consid-

eration whereof the Court doth adjudge, order and

decree that Arthur C. Hall (who is hereby appointed

a Commissioner for that purpose) proceed to sell at auc-

tion before the Court house door of Nausemond Coun-

ty, on some Court day, on a credit of six months, with

interest from date (except for a sum sufficient to pay the costs of suit and expenses of sale which he will require in cash and pay to those entitled) the lands of which Richard W. H. Sarden died seized and possessed, described as follows: A tract of land in the Upper Parish of Nansemond County, adjoining the lands of Hardy Cross' estate, Benjamin Cross' estate and Henry Austin, and containing by estimation One Hundred and Eighteen and a half acres more or less, having first given at least four weeks notice of such sale by advertisement at the Court-house door of Nansemond County, and various other public places near the premises, and also once a week for four successive weeks in the "Christian Sun" a newspaper published in Suffolk taking from the purchaser bond and good security, and retaining the title to said land till the farther order of the Court. But no sale is to be made under this decree until the said Arthur E. Hall shall execute in the Clerk's Office of this Court, before the Clerk thereof, a bond in the penalty of \$600, payable to the Commonwealth of Virginia and conditioned to execute faithfully this decree and also any other decree he may be required to execute in this cause hereafter to be made.

Costs

Clerk... \$15.00

Att. Gen. ... 30.50

Shff. Hous. 8.00

Commis. 20.00

Printer "Sun"

73.50
9.50
83.00

A Copy

in

Peter B. Prentiss. Clerk

Case 182 \$95

173

125

105

1572

Pursuant to order of Circuit Court of Kansemond
mercants annexed the undersigned Commissioner
beg leave to report, that after giving due and proper
notice of the time and place of sale, by public adver-
tisement at the Court house door of Kansemond
County, and at various other public places near
the premises, and also once a week for four successive
weeks in the Christian Sun, a newspaper published
in Suffolk, he proceed to sell at auction, before
the door of the Court house of Kansemond County,
the land named in said decree, and said land
being two separate and distinct tracts, one of eighteen
and a half acres, more or less, the other of One hund-
red acres (more or less), your commissioner exposed
to auction the tract of One hundred acres, and
no bid was offered for it; he then offered the tract
of Eighteen and half acres, and the only bid made
was from Jacob Austin at Ninety five dollars,
whereupon the said Jacob Austin executed his
bond for Ninety five dollars with interest from 14th
day of November 1870, (the day upon which said
sale was made) with John Austin as his security,
and said Jacob Austin did on the 30th day of Novem-
ber 1871. pay unto me as Commissioner the sum of
Forty Dollars as the cash payment, your commis-
sion received the amount of Forty dollars and
entered a credit upon the back of said ^{note} for the
same; which bond is herewith returned to Court.

Your Commissioner would further state that after giving notice, by public advertisement, in like manner as in the first sale, he did expose to public sale before the Court-house door of Nansemond County on the 8.th day of January 1872, the second time the tract of One hundred acres, beforementioned and that no bid or offer was made for the land, and after giving due notice, of the time and place of sale by public advertisement in like manner as in the first sale, Your commission did on the 12th day of February, 1872 expose to public auction before the Court-house door of Nansemond County the aforesaid tract of One hundred acres, being part of the land mention in said decree, whereupon Donald D. Holt became the purchaser in the sum of One hundred and five Dollars and for which the said S. D. Holt has executed his bond with Rufus L. Hall as his security for the sum of Sixty five Dollars and paying in cash the sum of Forty Dollars, which bond is herewith returned to Court all of which proceeding is respectfully submitted

Arthur E. Hall
Commissioner

BY VIRTUE OF A DECREE OF THE Circuit Court of Nansemond county in the suit of Jas. Dillard and all other creditors of Rich'd W. H. Darden, dec'd, I will sell before the Court House door of Nansemond county, on MONDAY the 14th day of November, 1870, the Lands mentioned in said decree; whereof the said Rich'd W. H. Darden, died seized and possessed, and described as being in the Upper Parish of the County of Nansemond, containing 118½ acres, more or less, adjoining the lands of Hardy Cross, Est., Henry Austin, and Benj. Cross, Est.

Terms.—Cash enough to pay cost of suit and expenses of sale; the balance upon a credit of six months; bond with approved security; with interest from date, and title retained until further order of the Court.

A. E. HALL,

Com'r.

LAND FOR SALE IN NANSEMOND COUNTY, VA.

By virtue of a decree of the Circuit Court of Nansemond county, I will sell before the Court House door in Suffolk,

ON MONDAY, JANUARY 8TH, 1872, (that being Court day) the tract of land mentioned in said decree, belonging to the estate of Richard W. H. Darden, deceased, containing one hundred acres, more or less, adjoining the lands of Hardy Cross, est., and Benj. Cross, est., and others, and situated in the upper part of Nansemond county.

Terms.—Cash enough to pay cost of suit and expenses of sale, balance six months credit, the purchaser giving bond and approved security and title retained until the further order of the Court

A. E. HALL,
Commissioner.

del5-4t

SPECIAL NOTICE.—

The sale of land belonging to the estate of Richard W. H. Darden, advertised to be sold last Court, was postponed, and will be sold before the Court House door in Suffolk, at February Court, the 12th.

A. E. HALL,
Com'r.

jal2-5t

By cash received a/c of Jacob Austin		\$40.00
By cash of L. D. Hall		40.00
To 5 per cent Com on \$200	\$10.00	<u>\$80.00</u>
" Paid for advertising	8.00	
" " Prier	7.50	
" " Printer Taxidger	9.50	
" " atts.	30.50	
" " Shff	8.00	
" " Com Paentis	20.00	
" " Clerk	15.00	
	<u>\$108.50</u>	
Bal Due Hall.		<u>\$28.50</u>

Rent.

Recd of A. E. Hall Eighty three
Dollars of above cuts

John P. Kelly
Atty

Rec^d of W E Cochran Clerk of th Court. One
bond against S D Holt for Sixty five Dols
dated 12th day Feby 1872 also One Bond against
Jacob Austin for Fifty five due dated the
~~14th~~ day April 1870 14th day November 1870
Arthur E Hall,
Commission

41

James Dickard Jr.

W. } Report of
Sale.

R. W. N. Darden Jr.

filed 23. Aug 1872

Cir. Ct.

At a Circuit Court, held for Hanson County the
14th day of October 1868.

James Dillard, who sues for himself and all other
Creditors of R. W. H. Warden deceased Complainant
against $\frac{E}{E}$ In Chancery

Arthur E Hall administrator of Richard W. H.
Warden dec'd, Dempsy H. Warden, Henry Austin
and Nancy his wife, Malinda Jane Norfleet
Widow of Jere Norfleet, James R. Warden and
Mildred Ann his wife John W. Warden Jacob
Austin and Emeline his wife, Mary Warden Walter
Warden Joseph L. Warden Ro. B. H. Warden Well-
earn L. Warden Henning S. Warden Edward Ber-
ech Warden Justen Warden, Wm J. Ellenor and
Martha Jane his wife, Elisha H. Warden and
Nancy W. his wife, and Beverly P. Baker and Lyora
M. his wife Defendants

This cause, in which the plaintiff has proceeded in the mode pre-
scribed by law against absent defendants, as to Ro. B. H. Warden
Wm L. Warden Henning S. Warden Edward Beverly Warden
and Justen Warden, came on to be heard on the Bill of the
Complainant, taken for confessions as to the other absent defend-
ants, on whom process had been duly executed and they
still failing to appear and answer, and on Exhibits filed with
the said Bill and was argued by Counsel. On Consideration
whereof the Court doth adjudge order and decree, that one
of the Commissioners of this Court take the following accounts
First an Account of the 'Transactions' of Arthur E. Hall ad-
ministrator of R. W. H. Warden deceased. Second An Account

of the outstanding debts and demands due by said R. W. H. Darden dec'd or his Estate and then Vignity. This. An Account of the fee simple and annual value of the real Estate of which the said R. W. H. Darden died seized and possessed and report to Court, with any matters specially stated deemed pertinent by himself, or that may be required to be so stated by any of the parties:

A Copy.

I test.

Peter B. Prentiss. Clerk.

James Holland, who sued
vs

vs
J. Co. Receiver

Arthur E. Hall, administrator of
R. W. H. Darden dec'd &
al.

Commissioner's Office
Suffolk Va. Dec. 13th: 1869

To,

James Dillard, who sues for himself
and all other Creditors of R. W. H.
Garden deceased. Complainant
And To,

Arthur E. Hall administrator
of Richard W. H. Garden decd, Hempsey
H. Garden, Henry Austin and Nancy
his wife, Matilda Jane Norfleet Widow
of Pere Norfleet, James R. Garden and
Mildred Ann his wife, John W. Garden
Jacob Austin and Emeline his wife,
Mary Garden Walter Garden Joseph
L. Garden R. B. C. H. Garden William
C. Garden Henning S. Garden Ed-
ward Beverly Garden Justin Garden
Wm. T. Ellenor and Martha Jane
his wife, Elisha H. Garden and
Nancy W. his wife, and Beverly P.
Baker and Lydia M. his wife Defendants

You are hereby notified that I have fixed
upon Saturday the 15th: day of January 1870,
to take and settle at my Office the following
Accounts:

First: an Account of the transactions of Arthur
E. Hall administrator of R. W. H. Garden de-
ceased. Second: An Account of the outstanding

debts and demands due by said R. W. H. Larden
decd or his Estate and their Dignity. Third:
An Account of the fee simple and annual val-
ue of the real Estate of which the said R.
W. H. Larden died seized and possessed.

Which Accounts are required to be taken by
the Decree of the Circuit Court of the
County of Nausemond rendered on the 14th
day of October 1868 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 Com-
missioner in Chancery of the Circuit Court
of Nausemond County, the day and year first
herein aforesaid -

Peter B. Prentiss.

Commissioner

Commissioner's Office

Suffolk Va. Jan: 15th: 1870

James Bellard who sues for himself
and all other Creditors of R. W. H.

Darden deceased

Complainant

vs { Chy: suit pending in the Cir: Co: of Nausemond County

Arthur E. Hall, Administrator of

Richard W. H. Darden, decd & other ... Defendants

This day Henry Austin, being duly sworn, says, that he is quite familiar with the Real Estate of which said Richard W. H. Darden died, seized and possessed, and he considers the same to be worth, in fee-simple, as follows:

The Tract of 118 1/2 acres, more or less, at \$4

per acre or

\$474:00

The Tract of 52 acres, more or less, subject

to the Deed of Trust, referred to in the Bellard

said Suit, at \$5. per acre or \$260:00

~~This~~ This tract of 52 acres, has been recently sold

for cash: & not selling for enough to pay the

debt secured, I propose to consider it of

no value, so far as the Creditors of said

Darden are concerned

The tract of land in Gates County, North Carolina

of 200 acres, more or less, & in which said

Darden is entitled to 1/8 or 25 acres ... \$25:00

The Annual value of said land, I consider to be

worth \$25:00

Sworn to before me, in my

Office, the day & date above

Peter B. Prentiss, Comm'r

(Signed)

Henry Austin

(Accto: No: 1)

Dr: The Estate of Richard W. H. Darden, deceased
In Account with Arthur E. Hall, Administrator. Cr:

1867. Decr: 9	(Adm ^{or} : qualified)				
" " "	To cash paid State Tax & ^{for} U. S. Stamps on adm ^{on}	\$	3 00	"	"
" " 11	" do do Henry Austin, Elisha H. Darden and Samuel Darden, Appraisers,				
	\$1. each, per receipts		3 00	"	"
" " "	" " " Abram Howell, Crier, per rect:		1 00	"	"
" " "	" " " Jonas W. Lawrence, Clerk at sale do		3 00	"	"
" " "	" " " Samuel Darden, for services in saving property belonging to Est.				
	per accto: rect:		2 25		
" " "	" " " Anderson Boon do do		" 50		
" " "	" " " Henry Austin " "		6 50		
" " "	By amo: of Accto: Sales of Estate	"	"	\$ 268 64	
" " "	" Cash of Jas: R. Darden, found on decedent's ^{son} per-	"	"	4 53	
1868. Jan: 14	To cash paid David Hodges, for coffin & price	\$	50 00	"	"
" " "	" do do W. H. Barnes, services in burying dead &c		2 00	"	"
" March 5	" " " Clerk's fees for qualification, recd: bond &c. recd: & filg: Aug: & app ^{or} :				
	& recd: & filg: accto: sales, part tickets		4 75	"	"
" " 23	" " " Shff: Taxes 1867 per rect:		6 11		
" Decr: 9	By cash in part, rent of land	"	"	10 00	
	To 5 per cent Comm ^s on \$ 283:17 (receipts)		14 16	"	"
" " "	" Balance due Estate		1 86 90	"	"
			\$ 283 17	\$ 283 17	

Carried on

1868. Dec: 9	By Balance due Estate brot: on	\$ " "	\$ 186 90
1869. Dec: 9	" Int: on \$186:90 12 mos: \$11:21	" "	" "
" " "	To Bal: of Princl: due Estate	186 90	" "
		^{Int:} \$ 11:21	\$ 186 90 \$ 186 90

1869. Dec: 9	By Bal: of Princl: due Estate	}	" "	\$ 186 90
	brot: on			
" do.	Int: do do \$11:21			
1870. Apr: 18	" int: on \$186:90 ^c from 9 th	}		
	Decr: 1869 to 18th: April 1870 \$4:95			
" " "	To Bal: of Princl: due Estate	\$ 186 90	" "	" "
		\$ 16:16	\$ 186 90	\$ 186 90

1870. Apr: 18	By Bal: of Princl: due Estate	}	" "	\$ 186 90
	Bro: on			
" do	of Int: do do & added	" "	" "	16 16
	Total Balance due Estate	" "	\$ 203 06	

with interest on \$186:90^c paid thereof.
from the 18th: day of April 1870, till paid

(Account No: 2)

An Account of The outstanding Debts and Demands
due by Richard W. H. Darden deceased, or his Estate,
and their dignity.

First Clafs. None

Secoud Clafs. None

Third Clafs. None

Creditor's atty:

Fourth Clafs.

Kelly	To James Dillard	Bond	\$	23	00		
	" int: fm 13th: apl: 1867 to 18th: apl: 1870			4	52	29	52
Kelly	To James Dillard (Secy: for Sam: E. Darden)	Bond	\$	250	00		
	" int: fm 25th: Decr: 1860 to 18th: apl: 1870			139	71	389	71
Kelly	To Temperance Corbell	Bond	\$	60	00		
	(Secy: for J. W. Gaudner)						
	" int: fm 1st: Jan: 1863 to 18th: apl: 1870			26	28	86	28
Kelly	To Same	Bond	\$	130	00		
	" int: fm 1st: Jan: 1861 to 4th: March 1861			1	37		
	Cr			131	37		
				90	00		
				41	37		
	" int: fm 4th: March 1861 to 18th: apl: 1870			22	44	63	81
	To A. H. Jones	acco:	\$	4	50		
	" int: fm 1st: Jan: 1868 to 18th: apl: 1870			"	62	5	12
	To A. E. Hall, Admott: of J. W. H. Darden dec'd	Bond	\$	82	51		
	" int: fm 10th: May 1866 to 18th: apl: 1870			14	57	97	08
	To Dr. Wm: H. Lee	Bal: & acco:	\$	49	00		
	" int: fm 1st: Jan: 1865 to 18th: apl: 1870			15	59	64	59
	" Dr: R. C. Everett	Bal: & acco:	\$	3	23		
	" int: fm 1st: Jan: 1868 to 18th: apl: 1870			36		3	59
	Carried forward			"	"	739	70

Brot: Forward	#		\$739 70
To A. E. Hall, adm ^r of Meredith Chapel			
decd	\$ Bond	7 35	
" int: fm: 21 st : May 1867 to 18 th : Apr: 1868		40	7 75
To Henry Austin	bal: of Acco:	39 13	
" int: fm: 1 st : July 1867 to 18 th : Apr: 1870		6 56	45 69
To Rawls, Dillard & Co.	Bal: of acco:	9 59	
" int: fm 1 st : July 1867 to 18 th : Apr: 1870		1 60	11 19
To Edward Howell (of M)	acco:	1 88	
" int: fm: 1 st : Jan: 1868 to 18 th : Apr: 1870		25	2 13
To Anderson Boon	acco:	1 50	
" int: fm: 1 st : Jan: 1867 to 18 th : Apr: 1870		29	1 79
To Edgar Rawls	Bal: acco:	34 76	
" int: fm: 1 st : Jan: 1868 to 18 th : Apr: 1870		4 84	39 60
To Abram Davidson	acco:	2 00	
" int: fm: 1 st : Jan: 1867 to 18 th : Apr: 1870		28	2 28
To James B. Norfleet	acco:	25 35	
" int: fm: 1 st : July 1861 to 18 th : Apr: 1870		13 37	38 72
To Wm W. Darden	acco:	9 00	
" int: fm 1 st : Jan: 1869 to 18 th : Apr: 1870		71	9 71
To Dr: Thomas H. Barnes	acco:	7 00	
" int: fm: 1 st : Jan: 1869 to 18 th : Apr: 1870		55	7 55
To Henry Austin, adm ^r of Bey Crops	Bal: of Bond	30 47	
(Signed by (Mr: Jones, Anderson Boon, Lem: Howell, R. W. H. Darden)			
" int: fm: 9 th : July 1867 to 18 th : Apr: 1870		5 11	35 58
To Wm: Eley	acco:	1 50	
" int: fm: 1 st : Jan: 1867 to 18 th : Apr: 1870		29	1 79
			\$943 48.
" Robert H. Holland	acco:	1 69	
" int: fm: 18 th : Oct: 1867 to 18 th : Apr: 1870		25	1 94
Total			\$945 42

Rich W. St Darden

1867	To R. H. Hall and	Dr
March 18th.	" 2 lbs 3 1/2 cotton yarn for	\$1, 69

Mansemond county to wit.

This day Robert H. Holland personally before me
a Justice and affirmed to the above account being
correct this 13th day of March 1868.

John, Cherry, J. P.

Ro: H. Holland

Acct:

int. fr: \$ 1.67

18th. Octo: 1867

to 18th. Apr: 1870.

25

\$1.94

✓

Comptroller

An account of the Fee-simple and annual value of
the Real Estate of which Richard W. H. Darden,
died seized and possessed.

118 $\frac{1}{2}$ Acres of Land, more or less, situate
in the Upper Parish of Hants County
adjoining the lands of Hardy Croft's Estate,
Benjamin Croft's Estate & Henry Austin
valued, in fee-simple, at \$474:00

One Eighth ($\frac{1}{8}$) of 200 acres of land, more or
less, in Gates County, North Carolina, valued,
in fee-simple, at (so called Sand Banks.) 25:00

The annual value of all of said
lands is \$499:00

(See Henry Austin's Deposition returned herewith)

Commissioner's Office.

Suffolk, Va: January 15th: 1870

To the Circuit Court of Hanseman County.

Your Commissioner to whom was referred the Decree of the 14th day of October 1868, in the Chancery Cause of James Dillard, who sues for himself and all other Creditors of R. W. H. Darden deceased vs Arthur E. Hall, Administrator of Richard W. H. Darden deceased, and others: Defendants, begs leave to report, that he gave notice to the parties, who, by their Counsel, appeared before him this day, and after a due examination of the vouchers & testimony produced to him, has completed the accounts directed to be taken by said Decree, and now submits the same, numbered, respectively, (1) (2) (3) as the results of his labors

That by Acco: No: 1, it will be seen that on the 18th day of April 1870, the balance due by Arthur E. Hall, adm^r to the Estate of said Richard W. H. Darden decd, was \$203:06 - of which \$16:16 is interest -

That Acco: No: 2. Shows, that the total amount of outstanding Debts and Demands due by said decedent or his estate, on the 18th day of Apr: 1870, is \$

That Acco: No: 3. Shows that the Fee-Simple Value of the Real Estate, of which said Richard W. H. Darden decd seized & possessed, is \$499:00 and that the annual value thereof is \$25:00

all of which together with the Copy of said Decree, Notice & the several accounts above referred to, is most respectfully submitted. Given under my hand as

James Willard, who
sues &c

vs { Commr's Report

Arthur E. Hall, ad^{mar}
of R. H. Darden dec'd
Exl.

1870
Jan. 15th Completed &
filed in my Office
Peter B. Prentiss
Commr.

1870. Feby: 1st: Filed
clk.

Commissioner in Chancery of said Court, the day and
year first above said.

Peter B. Prentiss.

Commissioner

Dillard & N. Hall and W. W. Warden &

This cause came on this day to be again heard on the papers formerly read from the report of Arthur E. Hale, Comr. made pursuant to the decree of the 19th of April 1870 - to which report there is no exception, and was argued by counsel; on consideration whereof the Court doth confirm the said Report, and doth adjudge, order and decree that the said Arthur E. Hale, Comr. as aforesaid receive of the clerk of this Court, (who will deliver the same to him on his leaving a receipt for the same) the Bond of Jacob Austin ^{& John Austin} on which is due \$53, and the Bond of L. D. Holt for \$65, filed in the cause, & collect the same with all interest due thereon, & make to the said Jacob Austin & L. D. Holt, deeds with special warranty in the usual form, for the real estate purchased by them respectively under proceedings had hereina, and out of the proceeds pay any cots. that may remain unpaid; & with the same, and the sum ^{now in said Hale's hands as advt of said R. W. W. Warden &} of \$203.06, with interest on \$186.90 paid thereof from the 18th of April 1870, pay pro rata the debts and demands against the said Rich^d W. W. Warden as specified reported in the Report of Peter B. Proutis, Comr. of the 15th of January 1870, and make report to Court.

Dillard Jr
n.

Here adw of

London Jr

1874

Oct. Cir. et.

decree - to collect Jr

To be entered.

Wm. S. S. S.

Dillard &c.

N.

Hale ad. of Dillard &c. Feb.

This cause came on this day to be again heard, on the papers formerly read on the Report of Comd. Prentiss, made pursuant to the decree of the 14th day of October 1868—to which report there is no exception, and was argued by Counsel. On consideration whereof the Court doth adjudge, order and decree that Arthur E. Hale, (who is hereby appointed a Comd. for that purpose) proceed to sell at auction before the Court house door of Hanseman County, on some Court day, on a credit of six months, with interest from date (except for a sum sufficient to pay the costs of suit and expenses of sale, which he will require in cash to pay to those entitled), the Land of which Rich^d. W. H. Darden died seized and possessed, described as ~~a tract of~~ ~~land~~ ~~follows~~ — ~~a tract of land~~ in the Upper Parish of Hanseman County, adjoining the Land of Hardy Cyp^r' estate, Benj^a. Cyp^r' Estate & Henry Austin, & containing by estimation one hundred and eighteen & a half acres, more or less — ~~2^d one eight (undivided) in a tract of 200 acres of Land in Calhoun County & on Blackwater River, called Sand Bank~~

having first given at least four weeks notice
of such sale by advertisement at the Court house
door of Mansuons County, & various other
public places near the premises & also
once a week for four successive weeks in the
"Christian Sun" a newspaper published in
Suffolk, taking from the purchaser, bond
& good security, & retaining the title to said
Land ~~the~~ till the further order of Court.

But no sale is to be made under
this decree until the said Arthur E. Heale
shall execute in the Clerk's office of this
Court, before the Clerk thereof a Bond in the
penalty of \$600. Payable to the County of
and conditioned to execute this decree & also
any other ^{decrees} he may be required to execute
in this cause, hereafter to be made.

Dillard & Co

St. Louis

Hall & Co

1870

apricot count

the crew

for sale to

Geo

To be entered

Geo. T. Blount & Co.

subject

Dillard Lals.

vs.

Hall, admr of R. W. H. Darden decd lals.

This cause in which the plaintiff has proceeded in the mode prescribed by law against absent defendants, as to Ro. B. C. H Darden, Wm. C. Darden, Henning S. Darden Edward Beverly Darden and Justin Darden came on to be heard on the Bill of the Complainant, and taken for confessed as to the ^{other} adult defendants on whom process had been duly executed and they still failing to appear and answer, and on Exhibits filed with the said Bill and was argued by Counsel: On Consideration whereof the Court doth adjudge order & decree that one of the Commissioners of this Court take the following accounts:

1st An account of the transactions of ~~James~~ Arthur E. Hall, admr. of R. W. H. Darden decd.

2nd. An account of the outstanding debts and demands due by said R. W. H. Darden decd or his Estate and their dignity.

3rd. An account of the for simple and annual value of the Real Estate of which the said R. W. H. Darden died seized & possessed, and report to Court, with any matters

Dillard & Sals

Mr.

Wall adm^r. &c.

October Term 1868.

Decree to be entered -

R. W. Bader

Encl

Special^{ly}
& stated deemed pertinent by himself, or that
may be required to be so stated by any of the
parties.

On demand 25th Oct 1860 Weowe and
bind ourselves here to pay to C. L. Dillard
his heir or assigns the sum of Two hundred
and Fifty Dollars (\$250) him for Smith Dore
this year (1860), said money to be kept until
returned will clad. Witness my hand & seals on
above dated

Samuel Darden (seal)
P. W. 14, Darden (seal)

Sam'l Searles
R. H. Searles

note

\$250.00

\$25-

April 13th 1867 With interest from date
I owe and promise to pay to Col. Willard
Twenty five dollars current money of the U.S.
for value received - Witness my signature &
seal as above dated

J. W. H. Darden seal

'B'

R. H. H. Darden

3/24/25

468

At a Monthly Court held for Nauseland County, The
9th: day of December 1867.

On the motion of Arthur E. Hall, who made oath as the law
directs, and entered into a bond in the penalty of Four Hundred
Dollars, conditioned according to law, with Timothy E. Langdon
and Jonas W. Lawrence, his securities therein, who justified
on oath, as to their sufficiency, and which said bond being
acknowledged by the obligors therein is ordered to be recorded,
letters of administration on the Estate of Richard W. H.
Darden deceased, in due form are granted him.

A Copy:

Teste,

Peter B. Prentiss. Clerk

"A"

Lillard &

W.

Darwin adw &

3 Exhibits with
rice

Dillard & v. Garden's adm.

This cause came on this day to be again heard on the papers formerly read & on the report of Arthur E. Hale Esqr. made pursuant to the Decree of the 12th of Oct^r 1872 — to which report there is no exception, and was argued by Counsel. On consideration whereof the Court doth confirm the said Report, and doth adjudge, order and decree, that the proceedings had in the cause be confirmed, & made final & binding between the parties; and nothing further remaining to be done in the cause it is ordered to be removed from the Docket.

Dillard &
n.

Carpus adw

1873

Oct. Car. Ct.

Final decree

to be entered.

Geo. T. Blom.

Entered 1886

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

Complaining shew unto the Court
your Complainant James Dillard, who sues
for himself and all other creditors of
Richard W. H. Darden decd. who may make
themselves parties hereto; on the usual terms.

Your Complainant respectfully repre-
sents to the Court and says, the said Richard
W. H. Darden died in Hansemond County
on the 13th day of November 1867, Intestate and
without issue - never having been married -
and over twenty one years of age.

That Arthur E. Hall duly qualified
as administrator of said deceased, in
Hansemond County Court on the 9th
day of December 1867, and as such ad-
ministrator, took charge of the personal
estate of said deceased. A copy of the order of
Court granting such administration is filed herewith marked "A".

That the said Richard W. H. Darden
died indebted to your Complainant as follows:
in the sum of \$25. with Interest from the 13th
of April 1867; and also the sum of \$250
(jointly with Samue Darden who is insolvent)
with Interest from the 25th day of December 1860
- as will be seen by two Bonds filed herewith
& marked "B. & C".

That the personal estate of said

Richard W. H. Darden is inadequate to pay his debts, and that the real estate of said deceased will have to be sold for that purpose.

That the said Richard W. H. Darden died seized and possessed of the following parcels of Real estate: to wit: (1st) one parcel of fifty two acres, more or less, in Nansemond County, adjoining the Lands of James R. Darden and others, is now subject to a deed of Trust to Jas. E. Ince, trustee, to secure a debt to Jas. R. Darden to the said.

(2^d) one other parcel in said County containing ^{one Hundred and Eighteen (118 $\frac{1}{2}$)} ~~Eighty and a half~~ acres, more or less and adjoining the Lands of Hardy Croft's Estate, Ben Croft's Estate and Henry Austin

(3^d) an undivided tract of Land in the County of Gates and State of North Carolina, called the "Wianoke Tract," containing Two Hundred (200) acres, more or less.

That the said Richard W. H. Darden died, leaving the following heirs at Law.

- 1st a brother named Dempsey H. Darden.
- 2^d - a sister named Nancy now wife of Henry Austin
- 3^d a sister named Matilda Ann Inflect, ^{Jeremiah Inflect and} a widow of.
- 4th a sister named Mildred Ann, wife of Jas. R. Darden.
5. The children of Wilson Darden, a deceased brother, to wit: John W. Darden, Emeline wife of R

Jacob Austin, Mary Darden and Walton Darden, all over twenty one years of age.

6th The children of Edward H. Darden a deceased brother, to wit. Jo. L. Darden, Ro. B. C. H. Darden, Wm. C. Darden, Henning S. Darden, Edward B. Darden, Justin Darden, Martha Jane, wife of Wm. J. Ellener, Nancy W. wife of Elisha H. Darden, Lydia M. wife of Barclay P. Baker - all over twenty one years of age -

That the said Ro. B. C. H. Darden, Wm. C. Darden, Henning S. Darden, & Justin Darden, are now residents of the state of Virginia.

Your Complainant prays that the accounts of said Arthur E. Hall a, admr. as aforesaid may be duly settled and that all moneys in his hands may be applied to pay the debts due your Complainant - That if the same should be insufficient for that purpose, that then the said Land, may be sold and the proceeds thereof applied to the same purpose.

In consideration whereof (and for as much as your Complainant is without remedy, save in a Court of Equity where all such matters are

cognizable: To the End therefore your
Complainant prays That Arthur E.
Hall admr. of Richard W. H. Darden decd;
Dempsey H. Darden, Henry Austin and
Nancy his wife, Matilda Ann Norflus (widow
of Jeremiah Norflus): James R. Darden & Mildred
Ann his wife, John W. Darden, Jacob Austin &
Emeline his wife; Mary Darden, Walter Darden,
Jr. L. Darden, Ro. B. C. H. Darden, Wm. C. Darden,
Henning S. Darden, Edw. B. Darden, Justin
Darden, Wm. J. Ellener & Martha Jane his wife,
Elisha H. Darden & Nancy W. his wife & Beverly
P. Baker & Lydia M. his wife, may be
made Defendants huto & answer the
allegations herein, and that the prayers
of your Complainants may be granted &
that all other and further relief may be
granted Consistent with Equity &c. and &c.

John R. Kilby p. p.

Killy P. V.

James Dillard &c

M. { Rice

A. E. Hale admr
of R. W. H. Darden
Jal:

Naus^d. Cir. Ct.

Dillard Jr

25th } Chy. Notes

Darden's admission: Sal:

1868. Aug: 17th: Special in Chy: filed to Sept. Rules 1868.

" Sept: 5th: Affidavit as to non-residence filed

" " 7th: Bill to file & Constitutional decree to⁴ all the depts
except those, who are non-resident.

" " " Order affidavit having been made filed, an order of Pub:
is awarded to the depts: Re: B.C.H. Darden, Wm C. Darden,
Edw. Henry Darden, Henry S. Darden & Justin Darden

" Octo: 5th: Constitutional Decree confirmed.

" " " Or: of Pub: having been published & posted according
to law, and no. appeal cause set for hearing on
mo: of Campbell's Counsel

" " 14th: Decree for accos: (1869. Apr: 21st) continued. (Oct: 14) cont'd

1870. Feb: 15th: Report filed (Apr: 18th) Decree for sale

1870. Octo: 13th. Continued - (Nov: 4th) Comm: bond filed

1871. Apr: 19th. Continued 1871. Oct Nov

1872 " 12 "

1872 Aug 23, Report of sale filed

1872 Octo 12. Rept confmd order for collection of bonds & - deed.

1873 July 5. Rept of payth filed

Copy: Noted

Kilby P. V

James Dileard Jr.

W } Chy.

Arthur E. Hace
admr of R. W. H.
Warden decd, Sal.

1873 Oct 20

Thirsd. deam

Waus? Liv. Ct