1874-004
Nansemond Co. (Suffolk)

Chancery Causes: Willet Lounsbury for Franklin Frisbee vs James C. Bridge & Abram D. Snow

The Commonwealth of Virginia,

To the Sheriff of Nansemond County--Greeting:

YOU ARE HEREBY COMMANDED TO SUMMON James L. Bridges and Abram D Snow

to appear at the Clerk's office of the Circuit Court of Nansemond county, at Rules to be holden for tbe said Court, on the first Monday in August next, to answer a ——— Bill in Chancery, exhibited against them in the said Court, by Willet Lounsbery who sues for the benefit of Franklin Trissler

and have then and there this Summons. Witness, WILLIS E. COHOON, Clerk of our said Court, at his office, this 28 day of July 1873, in the 98 year of the Commonwealth.

Test W E Cohoon —

Clerk of the Court.

Executed August 1st 1873. by delivering a copy to Jas
& Bridges and Abram D Snow. (each)

W H Elyshoff

Cir Co

Rosm

Mr Loomis any fee in
re
S/m Cy

James E. Bridges et al
=
Co Cuy Rules 1873

P. P. 58

Virginia At a Circuit Court held for Nansemond County. October Term 1873

Willet Saunsbury for the benefit of Franklin Trustee Plff

vs

James C Bridger Abram Smaw Defts

& Chancery

This cause came on this day to be heard on the bill of the complainant taken for confessed as to the defendants on whom process has been duly executed and they still failing to appear and make defence and on exhibits filed with the said bill and was argued by Counsel On consideration whereof the Court doth adjudge, order and decree that unless the said James C Bridger shall in Sixty days from this date, pay to the Plaintiff the sum of eighty five dollars with interest thereon from the 1st day of January 1870 and the sum of Sixty one dollars and and thirty one cents with interest from the 29 day of May 1872 being the the amounts due on the two bonds of the said Bridger as referred to in the bill and all the cost of this suit then and in that event John R Kelly who is hereby appointed a Commissioner for that purpose, proceed to sell, calling to his aid a Surveyor if necessary the land named in the bill or so much thereof as may be necessary to sell a parcel of land in Shoby Hole Township Nansemond County Virginia containing thirty two (32) acres more or less and bounded by the lands of Franklin Trustee late Saunsbury's Jacob Burrough, the lands of James M Decamis and lies on the East side of the County road leading from Suffolk to Portsmouth, That the

Said Sale be made before the Court House door of Nansemond County on some Court day after notice of twenty days posted at the Court House door of Nansemond County and at four other public places near the premises, and once a week for three successive weeks in the "Suffolk Herald" a newspaper published at Suffolk Virginia, and on the following terms the Cost and other expenses to be cash and the residue on a credit of Six months with interest from date, the purchaser to give bond and good Security for the deferred payments and the title to the land sold to be retained till the further order of the Court and make report to Court: But no Sale is to be made hereunder until the said John R Kelly shall execute before the Clerk of this Court a bond in the penality of $500 payable to the Commonwealth of Virginia and conditioned for the faithful discharge of the duties required under this decree and any other decree he may be required to execute under in this Cause.

Copy

Test

Wells E Cohen Clerk

Lounsbury

vs

Budgen

1872 Oct Term. Co Ct

Leave

Costs

Clk — — — $6.06

Sheff — — — 1 00

atty fees — 16.00

$23.06

In the Circuit Court of Nansemond County

The Undersigned reports to the Court that pursuant to the decree of the October Term 1873 of said Court, made in the case of Willet Fourshey for the benefit of Franklin Frisbee, against James C. Bridger &c., He has received of said James C. Bridger the debts named in said decree, & hence made no sale under said decree of the Land named therein.

By one of the debts named in said decree	$85.00
" Int. from 1 Jany 1870 to 1 Jan. 1874. 4 Yrs	20.40
By one other debt, against same	61.31
" Int. from 29 May 1872 to 1 Jan 1874 — 1 Yr. 7 mo. 1 day	5.82
By Recording Deed	23.06
	$195.59
To paid Costs & parties entitled	23.06
	$172.53
To paid John R. Kilby, Atty. for Plt.	172.53

Respectfully submitted
John R. Kilby Comr

1874 Jan. Rec'd of John R. Kilby Comr. as above the sum of One hundred and seventy two Dollars & fifty three cents, as above.

John R. Kilby Atty
for Franklin Frisbee

Lounsbury for Nisbet

v

Bridges &c

Report of payments &c

Filed 14 April 1874

Lounsbury &c

v.

Bridges &c.

This cause came on this day to be heard on the Bill of the Complainant taken for confessed as to the Defendants, on whom process had been duly executed and they still failing to appear and make defence, On Exhibits filed with the said Bill, and was argued by Counsel. On consideration whereof the Court doth adjudge, order and decree that James C. Bridges & ~~al~~ ~~and~~ ~~wife~~, shall in sixty Days from this day pay to the plaintiff, the sum of $ 85., with Interest thereon from the 1st Day of January 1870 and the sum of $61.37, with Interest from the 29 May 1872, being the amounts due on the two Bonds of said Bridges ~~as~~ as referred to in the bill, & all the costs of this suit, Then and in that event, the John R. Kelly, who is hereby appointed a Commissioner for that purpose, proceed to calling to his aid a Surveyor if necessary sell the Land named in the Bill, or so much thereof as may be necessary, to wit: a parcel of Land in Sleepy Hollow Township, Nansemond County, Virginia, Containing Thirty two (32) acres more or less, and bounded by the Lands of Franklin Grisbee late Lounsbury's, the Land recently owned by

Jacot Burroughs - the Lands of James N. Decosmos, and lies on the east side of the County road leading from Suffolk to Portsmouth: That the said sale be made before the Courthouse door of Nansemond County on some Court day, after notice of twenty days posted at the Courthouse door of Nansemond County and four other public places near the premises, and once a week for three successive weeks in the Suffolk Herald, a newspaper published at Suffolk, Virginia, & on the following terms, the costs & charges to be cash & the residue on a credit of six months with Interest from date, the purchaser to give Bond & good security for the deferred payment, & the title to the Land sold to be retained till the further order of the Court, - and make report to Court -

But no sale is to be made hereunder until the said John R. Kelly shall execute a Bond before the Clerk of this Court, in his office in the penalty of $ 500, payable to the Commonwealth of Virginia, & conditioned for the faithful discharge of the duties required under this Decree & any other Decree he may be required to execute in this cause.

Sowerby &c.

n.

Budget Show

1873

Ord. Cir. &c.

Documents &c

to be entered.

Geo. Bloom.

Entered p 179

$85

with interest from the 1st day of January 1870.
On Demand the first day of January 1872 ~~after date~~ I promise
to pay Willet Lounsbury or Order, the sum of
Eighty Five Dollars for value received,
for the payment of which I bind myself, heirs, executors and asigns.
Witness my hand and seal this 24th day of November 1869.

James C Driggers

SEAL.

"C"

Secured by Liens, which is furnished

Willet Lounsbury

(39)

$85

with interest from the 1st day of January 1870.

On Demand the 1st. Day of January 1871 after dde I promise to pay Wm Lee Lounsbury or Orde, the sum of Eighty five Dollars for value received, for the payment of which I bind myself, heirs, executors and afsigns.

Witnefs my hand and seal this 24th day of November 1869

James C Bridger

SEAL.

All Available Text Successfully Captured

"B"

January 5th 1871
Received on the
within note twenty
Dollars

May 28/72 paid on the
within note fourteen Dollars

Willet Loinsbury

(39)

1 Bond of Jas. C. Bridger — $85:00

Int. from 1 Jany 1870 to
5 Jan 1871 — 1 y. 5 d — 5.17

$90.17

Cr. Ptm on Bond — 20.00

$70.17

Int. from 5 Jany 1871 to
29 May 1872 — 1 y. 4 m. 24 d — 5.20

$75.37

Cr. Ptm on Bond — 14.00

Balance due — $61.37

Int from 29 May 1872

10 Ten Bond — $85:00

Int from 1 Jan 1870.

Bmd

B. Ho.

This Deed, made this 24th day of November A. D. 1869 between Willet Lansberry and Mary his wife of the one part and James C. Bridger and Abram D. Snow of the other part both parties of Nansemond County Virginia Witnesseth: That in consideration of the Sum of Six hundred and forty dollars ($640) the said Willet Lansberry and Mary his wife do grant unto the said James C Bridger and Abram D. Snow with genral warranty all that Small tract piece or parcel of land situate lying and being in the Lower Parish of Nansemond County aforesaid estimated to contain thirty two (32) acres and bounded by the other lands of said Willet Lansberry, the lands of Jacob Burrough (formerly Wm B Whitehead) the lands of James H Decamis and the Public Road leading from Suffolk to Portsmouth being a Small portion of the lands which the said Willet Lansberry purchased of John R. Kilby and W. E. Cohoon and Wm H Cohoon & Sallie L his wife by Deed bearing date the 12th day of December 1867, and for a greater certainty be it known that the land conveyed hereby, is that contained and described in the plat & Survey made on the 24 day of May 1867 by H. O Hencke, with the exception of one half (½) an acre or less, opposite the gate of James H Decamis, and upon which there is a School House. The said Willet Lansberry, covenants that the parties of the first part have the

right to Sell and convey the said premises, that they have done no act to encumber the same, and that the grantee shall have quiet possession of the same and that all further assurances shall be necessary and proper shall be executed, And whereas there remains due of the purchase money three hundred and forty dollars ($340) evidenced by four (4) Bonds each for the Sum of Eighty five dollars ($85) two of which are payable on demand, the 1st day of Jany 1871 with interest from the 1st day of Jany 1870 and two of which are payable on the first day of Jany 1872 with interest from the 1st day of Jany 1870, and executed respectively by said Budgen (two) and by said Snow (two) a Lien is retained on the said premises, until the deferred payments as aforesaid and all interest that may be due thereon are paid

Witness the following Signatures & Seals

Willet Lounsbery

State of Virginia — Mary Lounsbery

Nansemond County to wit

We Amos S Avery and Chas R Thorn justices of the Peace for the County aforesaid in the State of Virginia do Certify that Mary Lounsbery the wife of Willet Lounsbery whose names are Signed to the foregoing writing bearing date the 24th day of November AD 1869 personally appeared before us in the County aforesaid and being examined by us privily and apart from her husband and

having the writing aforesaid fully explained to her she the said Mary Lumsberry acknowledged ~~that~~ the said writing to be her act and declared that she had willingly executed the same and does not wish to retract it.

Given under our hands this 29th day of November 1869.

Chs R Thom J.P.

Amos S Harvey J.P.

In the Clerks Office of Nansemond County Court the 7th day of December 1869

This Deed was acknowledged by Willet Lumsberry and with the certificate written thereon admitted to Record (the requisite Stamp of $1 having been affixed and cancelled)

Teste

Peter B. Prentis D.C.

Copy

Teste

Willis E. Cohoon. Clk

Copy-

Welleh Lounsbury et ux
To J Dare

I C Bridger et. A D Snow

"A".

7m 75c

Lowndes, Jr. Index

-M-

Bridges Stevens
3 Exhibits
with Brief

Lounsbury for Frisbee

v.

Bridger and Anno.

This cause came on this day to be again heard on the papers formerly read herein and on the report of Commissioner, John R. Kilby, made in pursuance of the decree entered herein at the October term of this court 1873, and was argued by counsel.

On consideration whereof the court doth confirm said report, to which no exception has been filed, and doth adjudge, order, and decree that the proceedings had in this cause be, and they are hereby declared to be, final and binding between the parties hereto, and nothing more remaining to be done herein, it is ordered that this suit be removed from the docket of this court.

Lounsbury (for Finisbee)

v.

Bridger and Sum

May Circuit Court 1874
Final Decree
To be entered.

Geo. Blair.

Entered

To the Hon. George Blow, Judge of the Circuit Court of Nansemond County, Virginia,

Complaining shew unto the Court your Complainant Willet Lounsbury (who sues for the benefit of Franklin Frisbee).—

Your Complainant respectfully represents to the Court, and says, That, on the 24th Day of November 1869, the said Willet Lounsbury, with his wife sold to James C. Bridger and Abram D. Snow for $640, a parcel of Land containing thirty two (32) acres more or less, situate in Sleepy Hole Township, Nansemond County, and bounded by the Lands of Franklin Frisbee, late said Lounsbury's, the Land recently owned by Jacob Burnett, the Lands of James H. Decomis and lies on the East side of the County road leading from Suffolk to Portsmouth; That of the said purchase money of $640, there remained unpaid $340, which was divided into four equal payments of $85 each, and the said Snow executed two of said Bonds of $85 each one 1st. Jany 1870 & 1st Jany 1871— and the said James C. Bridger executed two of said Bonds of $85 each, one respectively 1st January 1870 & 1st January 1871, with Interest from 1st January 1870, and to secure which deferred payments, a Lien was retained by said Deed on the Land sold— a copy of which more appears by a copy of said Deed filed herewith marked "A."—

that the two Bonds executed by said Snow have been paid, but that the two Bonds executed by said James C. Bridger are yet unpaid & are filed herewith & marked "B. No 6"—

That the said James C. Bridger is insolvent and has failed to pay the said debts, though long since due & payable, Your Complainant therefore prays that the said Land may be sold to pay said demands.

In Consideration whereof, and as this Court has power to grant due adequate relief— To the End your Complainant prays that the said James C. Bridger and Abram D. Snow, may be made defendants hereto & be compelled to answer the allegations herein. That the Land aforesaid may be sold to satisfy said debts, and that such other and further relief may be granted, consistent with Equity &c.

And your Complainant will &c

John R. Kelly Solr

S. C.

Milly Dow

Lounsbury/fr Fisher

N. Y. Bill.

Bridges & Snow

Cir: ct. Nav? Co.

In the Circuit Court of Hanover County.

W. Lomdsberry for &c — Plff
v
I. L. Bridges et al — Defts
} In Chancery

Chancery Notes

1873 Aug Rules. — Bill filed & decree nisi
1873 Sept Rules. Bill p.c. & cause set for hearing
1873 Oct Term. Decree for sale &c

Notes

Costs

Ct.	86.06
Sheff	1.00
Atty Fees	16.00
	$23.06

Paid to
Clerk Jan 1873

Kelly &c.

Lawsuit (for Fisher)

v. 3 Cty.

Bridge Action

1874 Atty Fees
Decree & Final

Cir. Ct. Hancock