1876-020
Nansemond Co. (Suffolk)

Chancery Causes: James B. Norfleet etc vs Comt of John B. Winborne, Matilda Winborne widow, James Butler & wife Mary C, Isham Butler + wife Diana, Jacob E. Daughtrey & wife Lucy A., Thomas P Winborne, Elisha B, John R, Philip, & Lula Winborne, infants

Johnson, Holland, Outland, Copeland, Rawls

Oversized
Box 2
1 broadside

Nov. 29th 1871 Rec'd of Jno. R. Kirby Com. Five dollars for selling at Auction, Jno. B. Winborne said

$5

McGuire & Brackby
Aucts

THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF NANSEMOND COUNTY. GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON Adolphus S. Eley, Sheriff and Committee of John B. Winborne dec'd; Matilda Winborne (widow); James Butler and Mary C. his wife; Jacob E. Daughtrey and Lucy A. his wife; Isham Butler and Dicina his wife; Thomas P. Winborne, Elisha B. Winborne, John R. Winborne, Philip Winborne and Lula Winborne: the last four being under twenty-one years of age to appear at the Clerk's office of our County Court for the County of Nansemond, on the first Monday in February next, 1871, being rule day, to answer a bill in chancery, exhibited against them by James B. Norfleet, who sues for himself and all other creditors of John B. Winborne dec'd

and unless they shall answer the said bill by the next rule day thereafter, the Court will take said bill for confessed, and decree accordingly. And have then and there this writ. Witness. PETER B. PRENTIS, Clerk of our said Court at his office, this 14th day of January 1871, and in the 95th year of the Commonwealth.

Peter B. Prentis *Clerk.*

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

I acknowledge services of this process

A. S. Eley Sh'ff

Eley. P.P.

James B. Rasbeck, vs
Sued K

Sum's in Chy.

Adds Shff's S. Eley, Shff. &
Commissioner John D. Winborne
Neck Rd:

To Feby. Rules 1871.

Exe: B. No: 1 Page 62
Co: Co:

Executed January 24th 1871 & a true Copy hereof delivered to Matilda Winborne, Jamey Britton and Mary C his wife Jacob E Daughtry and Lucy A his wife Isham Britton and Deana his wife & Thos P. Winborne; Elisha B Winborne Jno R Winborne Philip Winborne and Lula Winborne are under twenty one years of age

Wm Eley Jr D S,

Know all Men by these Presents, That we John R. Killy

and Wallace Killy

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA in the sum of

Five hundred

Dollars; for the payment thereof, 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 10th day of Sept. 1871, in the 96th year of the Commonwealth.

THE CONDITION OF THIS OBLIGATION IS, That if the said John R. Killy, who has been appointed a Commissioner to sell the land of Jno. B. Winborne dec'd, under a decree of Isle of Wight County Court of the 20th Sept. 1871, made in the cause therein pending wherein James B. Moffett &c. is Plaintiff & Jno. B. Winborne's adm'r. &c. Defendants

shall faithfully discharge the duties of his said trust, & any other he may be required to execute in the cause aforesaid, then this Obligation to be void, else to remain in full force

Acknowledged in the presence of

John R. Killy [SEAL.]
Wallace Killy [SEAL.]
[SEAL.]
[SEAL.]
[SEAL.]
[SEAL.]
[SEAL.]
[SEAL.]

Draft Lease
by
Louisiana &c.

Com Bond

filed 10 Nov 1871

Co. ct.

Virginia:

At Rules held in the Clerk's Office of the Court of the County of Nansemond, on Monday the 6th: day of February 1871.

James B. Norfleet, who sues for himself and all other creditors of John B. Winborne decd. . . . . Complainants

Against & In Chancery

Adolphus S. Eley, Sheriff and Committee of John B. Winborne decd, Matilda Winborne (widow): James Butler and Mary C. his wife: Jacob E. Daughtrey and Lucy A. his wife: Isham Butler and Diana his wife: Thomas P. Winborne, Elisha B. Winborne, John R. Winborne, Philip Winborne and Lula Winborne: the last four being under twenty-one years of age . . Defendants.

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

Teste,

Peter B. Prentis, Clerk

1871. February 6th: I acknowledge service of the foregoing order, and that I have received a copy thereof.

Peter B. Prentis

Gdn: ad litem

James B. Nesfield &c

vs

John B. Womboucs. &c.
& Commr &c:

Order appointing
Com: ad Letem

BOOK, JOB, AND ORNAMENTAL PRINTING EXECUTED WITH DISPATCH.

SUFFOLK, VA. Nov 15th 1871

Mr John R. Kilby

W. B. Wellons.
D. B. Dunbar.
N. F. McCann.

To THE CHRISTIAN SUN, Dr

TERMS CASH.

KILBY STREET.

Oct-	9	To 20 8th Sheet- Bills	1	50
"	13	" Advg J B Winborne Estate for Sale 2 sq 1 c 5 t	6	30
			$7	80

Receipts
W B. Wellons & Co

NANSEMOND COUNTY TO WIT:

To Jas E. Mallory Constable of said County
Jas R Purvis

I HEREBY command you to summon if to be found in your district, to appear at the day of 1868, before me or some other Justice of the said County, as may be then and there to try this warrant, to answer the complaint of Joseph Johnson upon a claim for money not exceeding fifty dollars, exclusive of interest, to wit: for the sum of ~~Fifty Three~~ dollars ~~12~~ cents, due by Note (Interest for) and then and there make return of this warrant. Given under my hand this 11th day of Feby 1868

SUMMON

Jno. R. Copeland J. P.

Joseph Johnson
James R. Purvis
The above includes 2 payments as per note one of Thirty & the other of Fifty dollars and ~~cents~~ with interest from the 24th day of Feby 1860, till paid and 6 ½ Cents for his cost.

11th day of Feby 1868

JUDGMENT—that the Plaintiff recover of the Defendent, dollars and

J. P.

Jno. R. Copeland.

NANSEMOND COUNTY, TO WIT:

To Constable of said County

I COMMAND YOU, in the name of the Commonwealth of Virginia, that of the goods and chattels of in your District, you cause to be made the sum of dollars and Cents, with interest thereon from the day of 18 ,till paid; which has recovered before in a warrant in debt; and also the sum of cents, which were adjudged to the said for costs in prosecuting his said warrant. Given under my hands this day of 185

J. P.

Joseph Johnson
Warrants 3 Vs

Samuel R Purvis

Belongs to Jos.
Johnson

Kelly p. 9

$130.00 On demand we or either of us do promise to pay or cause to be paid to Joseph Johnson or his heirs the just and full sume of one hundred and thirty dollars good & lawful money for the true payment of which we bind our selves our heirs &c for value received as witness our hands and seals this twenty fourth day of February one thousand eight hundred & sixty

Test C. Rayfor

John B. Winborne (Seal)

[redacted] (Seal)

D. R. Purvis (Seal)

March 26th 1861 Received thirty dollars in part of the within Note

Joseph Johnson

Nov 15th 1861. Rec'd. on the within note fifty dollars

Joseph Johnson

$62.42

J. B. Winborne

$130.00

1034

On demand I promis to pay unto E A
Cuttard the just and full sum of
Nineteen Dollars good and lawful
Mony it being for value received as
Witness my hand and seal this
1st day of February 1862

Witness / John B. Kimborne Seal
Edgar Rawls

E. A. Outlaw

1 Bond

int: [illegible] 19.00

July 1872 10.83

1st Aug. 71 £29:83

I B Winborne

Note

(1057)

Jno. B. Winborne
Est -
Davis v.

V

Debts owed by Jno. B. Wintowe

Those Reported by Com Prentis

To Jas. B. Norfleet				# 86	53
" Int. on # 51.48 part thereof from 1st Aug 1871 to 22d March 1875 — 3 yr. 7 m. 21 d.				11	11
				# 97	66
To Joseph Johnson		# 98	78		
" Int. from 1 Aug 1871 on # 62.42.6 22d March 1875 , 3 yr. 7 m. 21 d.		13	61	# 112	39
To Jas. B. Norfleet		# 13	57		
" Int. on # 8.32. as above 3 yr. 7 m. 21 d.		1	79	# 15	38
To E. A. Outland		# 29	83		
" Int. on # 19. as above 3 yr. 7 m. 21 d.		4	15	# 33	98
To Wm J. Holland Ex of A. N. Holland Jr		# 82	31		
" Int. on # 52.26. as above. 3 yr. 7 m. 21 d.		11	38	# 93	69
To Wm J. Holland		# 6	05		
" Int. on # 3.50 as above 3 yr. 7 m. 21 d.			77	# 6	82
Total in Com. Prentis' acct.				# 359	92
In Com. Wilbur J. Killy's acct.					
To John R. Copeland		# 1	88		
" Int. on # 1.42 from 15th Oct. 1872 to 22d March 1875 — 2 yr 5 mo. 7 d.			20		
		# 2	08		
To Edgar Ravey	# 97.01				
" Int. on # 55.87 as above. 2 yr. 5 m. 7 d.	8.15	# 105	16		
To Henry A. Wintowe	# 118.57				
" Int. on # 77.36. do. 2 yr. 5 m. 7 d.	11.31	# 129	82		
Card. on		# 237	06	# 359	92

K

Amo. brt. on		£237.06 £359.92
To Ethelbert Rawle & Co.		£92.81
" Int. on £51.93 from 15th Oct. 1872 to 22 March 1875 2 yrs, 5 mt. 7d		7.50 £100.31 £37.37
	Total —	£697.29

To the Circuit Court of Nansemond Co.

The undersigned Reports to the Court that he has, pursuant to the decree of May Term 1874, made in the cause of Jas. B. Willcox &c. against Wintrome &al., received of the Clerk of said Court the Certificate of deposites of The Farmers' Bank of Nansemond, & also the 3d. & Last Bond of Nth. P. Wintrome &c. as mentioned in said decree & collected the same with the Interest thereon, made & said Nth. P. Wintrome a deed for the real estate purchased by him under proceedings had herein (subject to the dower therein of Mrs. Matilda Wintrome) as will more fully appear by the statement and receipts annexed —

	By 1st. deposite in said Bank	$ 95.40
	" 2d. Do. Do.	101.18
1875 Mar. 22	" Int. on same rec'd. of said Bank	23.58
		$220.16
	By 3d & Last Bond of Nth. P. Wintrome & Miles N. Holland	90.00
	" Int. from 13 Nov 1874 to 22 March 1875 — 3 yrs. 4 mo. 9 ds.	18.14
		$328.30
	To add. costs &c. Comfee &c.	14.63
	Carr. on	$313.67

By amo. brt. on								# 313	67
Wpaid Jas. B. Norfleet									
45 per cent on	# 97	66	per cent		# 43	95			
" paid same do. on	15	38	"	"	# 6	92			
" " Jos. Johnson do. on	112	39	"	"	# 50	57			
" " E. A. Outland do. on	33	98	"	"	# 15	29			
" " Wm. T. Holland Exr of									
A. H. Holland Jr. do	93	69	"	"	# 42	16			
" " Wm. T. Holland do	6	82	"	"	# 3	07			
" " Jno. R. Copeland do.	2	08	"	"	#	93			
" " Edgar Rawls do	105	16	"	"	# 47	32			
" " Henry A. Winborne do.	129	82	"	"	# 58	42			
" " Thelbert Rawls Hrs. do.	100	31	"	"	# 45	04			
	# 697	29			# 313	67	# 313	67	

Respectfully submitted
John R. Kilby Comr
22 March 1875

1875 Mar. 22d Rec'd of John R. Kilby Comr the several sums set opposite our names being the sd sum due us as per foregoing report.

John R. Kilby atty for Jas. B. Nubbin	$43.98
John R. Kilby " " same.	6.92
John R. Kilby " " W. Johnson.	50.57
John R. Kilby " " E. A. Outland.	18.29
John R. Kilby " " Edgar Rawls.	47.82
John R. Kilby " " H. A. Winborne	58.42
John R. Kilby " " Ethelbert Rawls dec'd	45.04.
John R. Kilby	93c
John R. Kilby for W. J. Holland	$42.16 & 3.07

Manifest &c

to

Winslow's account

Report of payments

1876. Apl: 26th: Filed.
esK

Virg^{a}: In the County Court of Nansemond 4th Mo. 1872

Norfleet &c Pltfs
v In Chancery
Winborn &c Defts

This cause came on this day to be again heard on the papers formerly read, and on the report of Wilbur F Tilby commissioner made pursuant to the decree of the 9th of April 1872 to which report there is no exceptions, and was argued by Counsel: On consideration whereof the Court doth confirm the said report, and adjudges order and decree, that John R Tilby the commissioner who sold the land of John Winborn decd, make a previous decree herein receive of the clerk of this Court, who will deliver the same to him on his leaving a receipt therefor the three bonds of Thomas D Winborn & Mills H Holland of $90. each, filed in the cause and collect the same when due, and pay any costs that may remain unpaid, and make a deed to said Thomas D Winborne for the real estate sold under proceedings herein subject to the dower therein of Mrs Matilda Winborne and deposit the amount of said bonds as they may be collected in the Farmers Bank of Nansemond subject to the order of this Court.

A Copy

Teste: Willis E. Cohoon Clerk

Norfolk &c

Copy Deeds

Wimborne &c

To Abbey

To the County Court of Nansemond County.

The Undersigned reports to the Court, that pursuant to the decree of said Court made on the 14th Oct. 1872, in the cause therein pending wherein Norfleet &c. is plt. & Upshaw &c. Defendants, he received of the Clerk of said Court, the first Bond of Thomas P. Wilborne & Miles H. Williams for $90, and has collected the same, with the Interest thereon, and deposited the proceeds in the Farmers Bank of Nansemond, as the Certificate of the Cashier of said Bank will show—

By amo. of said 1st Bond		$90.00
" Int. from 13th Nov. 1871 to 13th Nov. 1872 —	1 year.	5.40
		$95.40

~~Paid over to said Bank, to be~~
~~deposited by said Bank, and~~
~~upon so paid.~~

To deposited in the Farmers Bank of Nansemond, per Certificate annexed 95.40

Respectfully submitted
John R Kilby Com

(over)

By 2d. Bond, 8 Int. of Mrs. P. Wintrode &. $ 101.18

& deposited in Farmers Bank of Md.

for Certificate of Cash. $ 101.18

Respectfully

John R Kelly, Com

1873
Dec 13

By 2? Bond of Mr D. Trenbone $91.10
" Int. from 13 Nov 1871 to date 11.18
$101.18

To be paid in the Farmers Bank of
Maryland
Per certificate 101.18

John R Kelly Com

Penalties &c
$

Trenbone's admr
Sale.

1st Report of collections
&
Deposits in Bank

Under decree of
Oct. Ct. 1872

Filed Dec 22. 1873

1873 Mar. 22 Rec'd of
Clerk of Cir. Ct. the
certificate of $100 stock
& $1.18 of $101.18
as ordered by decree of
Nov Ct 1871
John R Kelly
Com

7736 on demand I promise to pay To Henry. A. Winborne
or his heirs the Just and full some of seventy
seven dollars & thirty six cents Lawful money
of Virginia for value received of him as witness
my hand seal this 2nd day of Decr 1863
witness John. B. Winborne seal
Solomon J Winborne

Jno. B. Winborn

Note

To A. Winborn

$77.30

On demand I promise to pay to Edgar Rand the Sum of Seventy Three 85/100 dollars for Value Rec'd the Payment of which I bind myself heirs Executors & assigns firmly by these presents as witness my hand & Seal this 28th day June 1860

Test
Sol. V. Butler

John B. Winborne Seal

Rec'd July 14/60 Twenty
dollars, mark within

Edgar Rand

March 13th 1868. Received of Henry A Winborne
two dollars & ten cents being interest on
seventeen dollars & sixty one cents due by note
to J. R Copeland As Security for John B Winborne
and also one dollar & eighty cents for Cost on
warrant & delivering notices on the Same

J. E Hillings, Const

$115.61/100

On demand we promise to pay or cause to be paid unto John R. Copeland or order the just and full sum of one hundred and fifteen dollars and sixty one cents, for value received, for the true payment of which, we bind ourselves, our heirs, executors and administrators jointly, severally and firmly; As witness our hands & seals this 28th day of December, one thousand eight hundred-and fifty seven.

Witness

Jesse R. Savage

John B. Winborne (Seal)

Henry A. Winborne (Seal)

Rec'd November 16. 1864 Twenty seven Dollars and Twelve Cents in full of this bond

H. W. Crawford, Clerk

April 12th 1858 Received one hundred dollars part of the within note
S. R. Copeland

April 1st 1868. Recd Two dollars & ten cents being two years interest
S. R Copeland
per J. E. Stallings

1161
105-66

3.00
2.12
.88

27.87
1.25
27.12

Atlas M. Windows
Bond
$1135.61
28 Dec: 1857

Wm. B Winborne Estate

by E Ellis & Co's

1861			#	cts
Jan	3	by 1 Tin Bucket		38
		bal. on settlement	3	16
	12	1 pr Shoes	1	75
		3 lbs Cot Yarn @ 31		93
		1 " Tobacco		50
		1/2 " Plug Chewing		03
		8 Pint Glass 4		32
	14	3/4 bus. Salt		47
		2 Cds Oysters 8		16
	16	1 lb Cot Yarn		31
	19	3/4 bus Salt		47
		20 lbs Flour	1	60
		5 " Sugar @ 11		55
	29	6 Yds Flannel 3/5	2	25
Feb	16	1 Bbl Flour	9	00
		1 pr Shoes	1	75
	20	2 1/2 lbs Mackerel	1	35
	23	5 Yds Jeans 3/-	2	50
		Pins & thread		19
March	16	1 pr Shoes	1	00
		2 pr Ch Hose pr		37
		2 Plugs Tobacco		25
		5 1/4 lbs Leather 2/-	1	76
	22	4 [illegible] Tobacco 9°		50
		1 pr Shoes		20
		1 Pocket Knife		38
	29	1 Bbl Herrings	6	00
		1 Will Mo Hand		55
		7 Yds Jeans 9		88
April	22	2 Yds Prints		34
	27	25 Gals Molasses 40	10	00
June	24	3 Yds Calico 9°		38
		2 1/2 " Prop Cand. 9°		31
		6 " Mar Stripes 9°		75
		1 pr Shoes		25
		3 Yds Ky Jeans		94

$51.93

Personally appeared before me,
Elisabeth Mark and made oath
to the justness of the within
account

Nov. 24th 1871 Thos R. Lenning J.P.

Jno. B. Winborne &c.

Exhibits.

Report No. 2.

In Chancery Court April 9th 1872

James B Penfield Who sues for himself and all other Creditors of John B Winborne deceased who may make themselves parties to this Suit

Plaintiffs

vs

In Chancery

Adolphus S Eby Sheriff and Committee of said John B Winborne deceased, Matilda Winborne, James Butler and Mary E his wife - Jacob E Daughtrey and Lucy A his wife. Isham Butler and Diana his wife, Thomas P Winborne, Elisha B Winborne, John R Winborne, Philip Winborne and Lula Winborne the four last of whom are infants under the age of Twenty one years by Peter B Prentis their Guardian ad litem

Defendants

This Cause came on this day to be again heard on the papers formerly read and on the report of John R Kelly Commissioner made pursuant to the Decree of the 20th September 1871, 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 and decree that a Commissioner of this Court take a further account of outstanding debts and demands due by the said John B Winborne or his estate and report to Court

A Copy Test R O Donnell D C & M C

Norfleet who Sues &c

vs } Co Decree

Wimbourne & Ashwork

16 Defs

Commissioner's Office,

SUFFOLK, NANSEMOND COUNTY, VA.

Aug. 16. 1872

To James B. Norfleet, who sues for himself, and all other creditors of John B. Winborne deceased, who may make themselves parties to this suit ——— Plaintiffs.

and — Adolphus S. Eley Sheriff & committee of said John B. Winborne deceased, Matilda Winborne, James Butler and Mary E. his wife, Jacob. E. Daughtrey and Lucy A. his wife, Isham Butler and Diana his wife, Thomas P. Winborne, Elisha B. Winborne, John R. Winborne, Philip Winborne & Lula Winborne the four last of whom are infants under the age of twenty one years by Peter B. Prentis their guardian ad litem Defendants.

You are hereby notified that I have fixed upon the 16 day of September next, to take and settle, at my office, the following accounts, to-wit:

A further account of out-standing debts and demands due by the said John B. Winborne or his estate,

required to be taken by the decree of Nansemond County Court, rendered on the 9 day of April 1872 in a suit in Chancery depending in said Court, in which you are parties, plaintiffs and defendants; 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.

Wilbur J. Killy Com

1872 aug 16 Service of this notice
acknowledged for all the parties.
John R. Kilby atto:

A further account of the debts and demands due by John B. Winborne, deceased, or his estate, – all of the fourth class.

To John K. Copeland per Bond		$ 115.	61	
" int. from 28 Dec. 1857 to Apl. 12. 1858		1.	99	
		$ 117.	60	
Credit Apl. 12. 1858 for		100.	00	
		$ 17.	60	
To int. on $17.60 from Apl. 12. 1858 to Apl. 1. 1868		10.	51	
		$ 28.	11	
Credit Apl. 1. 1868. for		2.	10	
		$ 26.	01	
To int. on $26.01 from Apl. 1. 1868 to Nov. 16. 1869		2.	53	
		$ 28.	54	
Credit Nov. 16. 1869 for		27.	12	
		$ 1.	42	
To int. on $1.42 from Nov. 16. 1869 to 15 Oct. 1872			46	$ 1. 88
K To Edgar Rawls per Bond		$ 73.	83	
" int. from 28 Jan. 1860 to 14 July 1860		2.	04	
		$ 75.	87	
Credit July 14. 1860 for		20.	00	
		$ 55.	87	
To int. on $55. 87 from 14 July 1860 to 15. Oct. 1872		41.	14	$ 97. 01
K To Henry A. Winborne per Bond		$ 77.	36.	
" int. from 2. Dec. 1863 to 15. Oct. 1872		41.	15	$ 118. 51
(Amt. carried forward)				$ 217. 40

	(Amt. brought forward)			$	217.40
R.	To Ethelbert Rawls & Co. per acct.	$	51.93		
	" int. from 24 June 1861 to 15 Oct. 1872		40.88	$	92.81
	Total			$	310.21

Commissioner's Report

Commissioner's Office
Suffolk Va., Sept. 19. 1872.

In pursuance of a decretal order of the County Court of Nansemond County, pronounced April 9. 1872, in a cause in Chancery in said Court, depending between James B. Norfleet, who sues for himself and all other creditors of John B. Winborne, deceased, who are plaintiffs, and the defendants, who are Adolphus S. Eley, Sheriff and Committee of said John B. Winborne, deceased, Matilda Winborne, James Butler and Mary C., his wife, Jacob E. Daughtrey and Lucy A., his wife, Isham Butler and Diana, his wife, Thomas P. Winborne, Elisha B. Winborne, John R. Winborne, Philip Winborne and Lula Winborne (the four last being infants under the age of 21 years, by Peter B. Prentis, their guardian ad litem), a copy of which decree being hereunto annex-

ed; The Undersigned, having given notice to the parties as will appear by the notice herewith returned, proceeded, on the 16 day of September inst. to execute said order; the result of which is herewith respectfully submitted.

The Undersigned ascertains, as will be seen by the foregoing account, that the outstanding debts and demands, heretofore unaccounted for, against the estate of said John B. Winborne, amount to the sum total of $310.21.

It will be seen further by the foregoing account that the Undersigned has computed interest on said debts and demands, up to the 15. day of October next, (1872).

Respectfully submitted
Willis J. Killy,
Commissioner.

Com'rs fee $6.00

James B. Armfield who sues &c.

vs.

A. S. Eley Sheriff &
Com^tee of Jno. B. Winborne decd.

} Com^r.
Report
No. 2

filed 27th Sept. 1872.

I Willis E. Cohoon clerk of the County Court of Hancock County do certify that there appears on the assessors land Role for Holly Neck Township Hancock County, Charged to John B. Winborns Estate, one hundred and sixty-six acres of land Valued at six hundred and sixty four Dollars

Test

Willis E. Cohoon Clerk

John B Wanbon

Ef 1- fun Land Book

Dow. 1/3 $664.00
221.33

3/4 " $442.66

$331.25

Nelson 8.7.53

In Tammany County Court Clerks Office
November 28th 1871

James B Chaffee who sues for himself and all other Creditors of John B Winborne deceased who may make themselves parties to this suit on the usual terms Plaintiffs

against

Adolphus S Ely Sheriff and Committee of said John B Winborne deceased, Mahil da Winborne (widow), James Butler and Mary C his wife Jacob E Dunphy and Lucy A his wife, Thomas Winborne Butler and Diana his, Thomas Winborne Elisha B Winborne, John R Winborne, Philip Winborne and Lula Winborne the last four being infants under the age of twenty one years by John B Ferris their Guardian ad litem Defendants

Costs of Plaintiffs and Defendants to Date

Clerks Fees	$10.97
Sheriffs Fees	8.50
Attorneys Fee	30.00
Tax	1.00
Commissioners	10.00
	$60.47

Test

Willis E Watson Clerk

Manfield &c
vs
Bicknell
Winborne & others &c

At a Court held for Accomack County
on September 20th 1871
James B Stafford who sues for
himself and all other Creditors
of John B. Winborn dec'd. pltfs

against

Adolphus S. Ely, Sheriff &
Committee of John B. Winborn
dec'd, Matilda Winborn (widow)
James Butler and Mary C. his
wife, Jacob E. Daughtry, and
Lucy A his wife, Isham. Butler
and Diana his wife Thomas
P. Winborn, Elisha B Winborn
John R. Winborn, Philip Winborn
and Lula Winborn the last four
Infants defts

This cause came on this day to be heard
again upon the papers formerly read & on
the Report of Peter B. Parker Commissioner, made
pursuant to the decree of the 11th March 1871-
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 John R
Kelly, who is hereby appointed a Commissioner
for that purpose, proceed to sell the land
whereof the said John B. Winborn died

sizes and possession, before the Court House door of Nansemond County, at auction, on the Court day, having first advertised the same for twenty days, by advertisement at the Court House of Nansemond County, and three times in the "Christian Sun", a newspaper published at Suffolk, & by printed handbills, Circulated near the premises - the said sale to be made on a credit of one two, and three years, with interest from date, except for a sum sufficient to pay the Costs of suit, & expenses, which will be Cash, (taking from the purchaser, bond & good personal security & retain the title to the said land till ordered by the Court — which land is to be sold subject to the dower claim of Mrs Martha Winborn, widow of said John B. Winborn dec'd as already laid off and which land is described as a tract of land in the upper Parish of Nansemond County & containing 166¼ acres more or less & adjoins the lands of Isham Parker, Jordan Holland & others.

But no sale is to be made under this decree unless the said land shall bring at least three fourths of the value as appears on Taxation (deducting the value of widows dower) for which the said

1

John R Kelly Comr as aforesaid shall execute before the Clerk of this Court in his Office, a Bond payable to the Commonwealth of Virginia in the penalty of $500. Conditioned, faithfully to execute this decree & any other decree he may be required to execute in this cause

Copy Teste
Willis E. Cohen Clerk

Influ[illegible]

of 8

To

Hon [illegible]. Kimball

#3400

Kimball Lot

1871

Schl. Ct. Decree

To the County Court of Nansemond County —

The Undersigned reports to Court, That pursuant to the decree of the 20th Sep. 1871. made in the cause of James B. Norfleet &c. against John B. Winborne's adm'r. & others, he proceeded to advertise the Land therein named of which John B. Winborne died possessed & did on Monday the 13th November 1871. before the Court house door of said County (being Court day) sell the said Land at auction, on the terms named in said decree when Thomas P. Winborne became the purchaser thereof (subject to the dower therein of Mrs. Matilda Winborne) at the price of $340.00 which is over three fourths of its appraised value (less one third for dower) —

of which $70 was paid in cash & the said Thomas P. Winborne executed 3 Bonds, each for $90. with security, dated 13 Nov 1871 & carrying Interest from date & payable one, two & three years after date making — $270.00

Rec'd in cash — $70.00

and paid same as follows.

(over)

By amo. brought on	$70.00
To 5 per cent Comr. on $300.	$15.00
" 2 " " on $40.	.80
" paid W. B. Wellons, advertg,	7.80
" " W. H. McGuire, Crier	5.00
" " clerk's fees	10.97
" " Sheff. fees,	8.50
" " Atty. fee &c.	31.00
" " Printg for Comrs report	10.00
" " record for deed &c.	5.00
Paid out	$94.07
Received	70.00
Balance due John R. Kelly Comr.	$24.07

The title to the land sold has been retained.

Respectfully submitted
John R. Kelly, Comr.

1872 Nov 13. Recd. of the clerk of this Court the Bond of Mrs O. Winborne & Mills N. Holleman for $90 Due 13 Nov 1872. - Delivered under decree of Oct. C. 1872

John R. Kelly Com'r

1873 Dec. 8. Recd of the clerk. the second Bond of Mrs. P. Winborne &c $90. Due 13 Nov 1872 - Delivered under decree of Oct. Cir. Ct. 1873

John R. Kelly Com'r.

1874 Dec. 2. Recd of the clerk the Bond of same parties of $90. Due 13 Nov 1874

John R. Kelly Com'r.

Winborne &c
Report of Sale

Publication &c
D

At a Quarterly Court, held for Nansemond County, the 14th day of March 1871.

James B. Nasfleet, who sues for himself and all other Creditors of John B Winborne decd ..... Complainant

against } In Chancery

Adolphus S. Eley Sheriff and Committee of John B. Winborne decd. Matilda Winborne (Widow) James Butler and Mary C his wife Jacob E Daughtrey and Lucy A. his wife, Isham Butler and Diana his wife Thomas P. Winborne. Elisha B Winborne, John R. Winborne, Philip Winborne, and Lula Winborne, the last four, being under twenty one years of age. Defendants.

This Cause, came on this day to be heard on the Complainants' Bill taken for Confessed as to the absent Defendants, on whom process had been duly served, and they still failing to appear and make defence, and on the answer of the infant defendants, by Peter B Prentis their guardian ad litem, on general replication to said 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 a Commissioner of this Court, Take and settle the following accounts: First an account of the transactions of Adolphus S. Eley, Sheriff and Committee of John B Winborne decd: Second, an account of Debts and demands, due by the said deceased or his Estate and their dignity. Third. An account of the Real estate, of which said deceased, died seized and possessed and its annual and fee simple value, (Subject to the Dower therein of Mrs Matilda Winborne) and make report to Court: And the Court doth further adjudge, order and decree, that James M. McKenny, James Barnes, Edward R Daughtrey and Elisha

Rawls, (any three of whom may act) proceed to set apart and
allegn for life, unto Mrs Matilda Winborne, (Widow of said
John B. Winborne dec'd one third part in value, of the lands
of said deceased, as and for her Dower therein and make
report to Court

A Copy.
Test.
Peter B. Prentis. Clerk

14th July 1871

1 1

COMMISSIONER'S OFFICE,

Suffolk, Va. May 22nd 1871

TO James B. Norfleet, who sues for himself and all other creditors of John B. Winborne decd

and To Adolphus S. Eley, Sheriff and Committee of John B. Winborne decd, Matilda Winborne (widow), James Butler and Mary C. his wife, Jacob E. Daughtrey and Lucy A. his wife, Isham Butler and Diana his wife, Thomas P. Winborne, Elisha B. Winborne, John R. Winborne, Philip Winborne and Lida Winborne: the last four being under twenty-one years of age

You are hereby notified that I have fixed upon the Friday 14th day of July 1871, next, if fair, if not, on the next fair day thereafter (Sunday excepted), to take and settle, at my office, the following accounts, to wit: First: An account of the transactions of Adolphus S. Eley, Sheriff and Committee of John B. Winborne decd.

Second: An account of Debts and Demands, due by the said deceased, or his Estate and their degree.

Third: An account of the Real Estate of which said deceased died seized and possessed, and its annual and fee simple value (subject to the Dower therein of Mrs: Matilda Winborne.)

required to be taken by a decree of the County Court of Nansemond, rendered on the 14th day of March 1871, in a suit in Chancery, depending in said Court, in which you are parties, plaintiff and defendant; 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.*

To the Sheriff of Nansemond County to execute.

I acknowledge Service of the within Notice
June 15th 1871

Wm Eley Jr

James B. Rayfield
Sues &c
vs
Matilda S. Winborne &c
To Mr Commrs Notice

Arnold Willis S. Eley Shff: A
Commr of the Ct for Anne Arundel
Winborne decd & Ad.

To the 14th day of June 1871
& Court at Pikesville Office

Executed June 21st 1871 & a true Copy hereof delivered to Matilda Winborne James Butler & Mary C his wife Jacob L Daughtry & Lucy A his wife. Isham Beatler & Pierce his wife & Thos P Winborne, Elisha B Winborne John R. Winborne Phillip Winborne & Syrla Winborne the last four being under Twenty one Years of age

Wm Eley Jr D S

Account No: 1

An Account of the transactions of Addphus S. Eley, Sheriff and Committee of John B. Winborne decd

(Estate committed to Shff's hands 1870. Jany 10th 1870)

No property, money or estate of any kind has come into the hands or possession of the Personal Representative.

Commr.

Account No: 2.

An Account of the Debts and Demands due by the said John B. Winborne deceased, or his Estate and their disputy.

First Class – None

Second Class – None

Third Class – None

Fourth Class.

Kelly	To James B. Norfleet (Bal: Bond)		# 51 48		
	" int: fm: 24th March 1860 to 1st Aug: 1871	35 97		# 86 55	
Kelly	To Same Acct:		# 8 32		
	" int fm: 1st: Jany: 1861 to 1st Aug: 1871	5 27		# 13 59	
Kelly	To Josephus Johnson (Bal: Bond signed by John B. Winborne & J. R. Purvis		# 62 42		
	" int: fm: 15th Nov: 1861 to 1st Aug: 1871	36 36		# 98 78	
	Carried Forward		" "	# 198 92	

	Brot: Forward		"	"	$198	92
Kelly	To E. A. Outland	Bond	$ 19	00		
	" int: fm: 1st Feby: 1862 to 1st Aug: 1871		10	83	$ 29	83
	To Wm T. Holland Extr: of Augustus H. Holland Jr:	Acco:	$ 52	26		
	" int: fm: 1st Jany: 1862 to 1st Aug: 1871		30	05	$ 82	31
	To [illegible] J. Holland	Acco:	$ 3	50		
	" int: fm: 20th June 1859 to 1st Aug: 1871		2	55	$ 6	05
	Total Debts.				$317	11

Account No: 3.

An Account of the Real Estate of which John B. Winborn died seized and possessed, and its annual & fee-simple value (subject to the Dower therein of Mrs: Matilda Winborne)

A Tract of Land in the Upper Parish of Nansemond County, containing 166½ acres, more or less, adjoining the lands of Pitman Butler, Jordan Holland & others. The fee-simple value of which is (subject to said Dower) $300:00

and the annual value of which is (subject as aforesaid) . . . . . $ 20:00

Commr.

Commissioner's Office
Suffolk, Va July 14th: 1871

To the County Court of Nansemond County:

Your Commissioner, to whom was referred the Decree of the 14th: day of March 1871, in the Chancery Cause of James B. Norfleet, who sues for himself & all other Creditors of John B. Wimbourne decd vs Adolphus S. Ely, Sheriff and Committee of John B. Wimbourne decd & others, begs leave to report, that on this day, the date of this report, having given notice, previously, to the parties interested, he proceed to State and settle the several accounts directed to be taken thereunder, and herewith returns the same, which are numbered respectively, 1. 2. 3.

That by Acco: No: 1 it will appear that no estate of any kind has come into the hands or possession of Adolphus S. Ely as Sheff: & Committee of said decedent.)

That by Acco: No: 2, it will be seen that the outstanding debts & Demands, the interest on which has been computed up to the 1st: day of May: next (1871) against the said decedent or his Estate, amount to the sum of $317:11c

That Acco: No: 3 shows that the fee-simple value of the Real Estate of said decedent (Subject to the Dower of his widow) is $300 & that the annual value thereof is $20

All of which together with a Copy of said Decree, Notice & evidence of its Service, is respectfully Submitted

Given under my hand as Commissioner of said

James B. Norfleet, adm'r &c
&c
vs
Comm'r's Report

Adolphus S. Eley, Shff. &
Comm'r of John B. Winborne
dec'd &c.

Filed in Clerk's Office
24 Feb, 1871

Court, the day and year first above mentioned.
Comm'r's fee $10.00
Peter B. Peebles
Shff's " 2.50
Comm'r
$12.50

At a Quarterly Court held for Nansemond County, the 14th day of March 1871.

James B. Norfleet, who sues for himself and all other Creditors of John B. Wenborne decd. . . . . Complainant

Against } In Chancery

Adolphus S. Eley, Sheriff and Committee of John B. Wenborne decd, Matilda Wenborne, (Widow), James Butler and Mary C. his wife; Jacob E. Daughtrey and Lucy A. his wife; Isham Butler and Diana his wife; Thomas P. Wenborne, Elisha B. Wenborne, John R. Wenborne, Philip Wenborne and Lula Wenborne: the last four being under twenty-one years of age. . Defendants.

This Cause came on this day to be heard on the Complainant's Bill taken for confessed as to the adult Defendants, on whom process had been duly served, and they still failing to appear and make defence, and on the answer of the infant defendants, by Peter B. Prentis, their guardian ad litem, on general replication to said 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 a Commissioner of this Court take and settle the following accounts: First - An account of the transactions of Adolphus S. Eley, Sheriff and Committee of John B. Wenborne decd. - Second: An account of Debts and Demands due by the said deceased or his Estate, and their dignity. Third - An account of the Real Estate, of which said deceased died seized

and possessed and its annual and fee-simple value (subject to the Dower therein of Mrs: Matilda Winbourne), and make report to Court. And the Court doth further adjudge, order and decree, that James M. McClenny, James Barnes, Edward R. Daughtrey and Elisha Rawls, (any three of whom may act) proceed to set apart and assign for life, unto Mrs: Matilda Winbourne, (widow of said John B. Winbourne, dec'd) one third part in value of the lands of said deceased, as and for her Dower therein, and make report to Court.

A Copy.

Teste,

Peter B. Prentiss. Clerk

James B. Neglect who sued &c
vs
A. S. Eley, Sh'ff. & Comm'r &c of John B. Winbourne dec'd &al.
Copy Decree

To the Court of Nansemond County: —

Pursuant to a decree hereunto annexed of the Quarterly Court held for Nansemond County, the 14th day of March 1891, we the undersigned Commissioners appointed for the purpose, proceeded this the 8th day of June 1891, to set apart unto Mrs. Matilda Winborne, for life, one third part in value of the lands of John B. Winborne, dec'd. (her late husband), as and for her Dower therein, as follows: Commencing at a post in front of dwelling on the North side of S.S. Rail Road; Thence North ~~along a ditch to a persimmon tree~~; Thence West to a pine in Cernwaugh Swamp or Branch; Thence up said Branch to said rail road; Thence across rail road to the lands of Jordan Holland; Thence South East along the line which divides the lands of said Jordan Holland and those of said deceased to a "corner" pine; Thence East along the line which divides the lands of Edward Rawls and those of the said deceased and along the line which divides or formerly divided the home tract of said dec'd. and the tract purchased by same from Elisha Ashburn and Anthony Persons, to Beverly Hollands line; Thence North along said Beverly Hollands line to said Rail road; and thence up said rail road to said post, the beginning.

Respectfully submitted

James Barnes
Edward. K. Daughtrey
Elisha Rawls
} Comrs.

Pursuant to the directions annexed
of the Quarterly Court held for Nansemond County
the 14th day of April

James B. Hurdle
vs. } Petition of
Sarah B. Hurdle
admr &c.

Filed 12 June 1871

Noblett &c.

vs

Winborne's adm &c.

This cause came on this day to be again heard on the papers formerly read & on the report of John R. Kelly Comr. made pursuant to the decree of the County Court of Hertford County, made at the Oct. Term 1872 of said Court, to which report there is no exception, and was argued by Counsel.

On Consideration whereof the Court doth confirm the said Report, doth adjudge, order and decree that the said John R Kelly Comr. aforesaid receive of the Clerk of this Court (who is hereby directed to deliver the same to him, on his leaving a Receipt therefor) the Bond of Thomas P. Winborne and Miles H. Boland for $90. dated 13th Nov. 1874, & collect the same when paid make to said Thomas P. Winborne a deed with special warranty in the usual form for the real estate purchased by him under proceedings hereunder: and the said John R. Kelly Comr of this Court is directed also to receive of the Clerk of this Court the Certificate of deposite of John R. Boland Cashier of the Farmers' Bank of Hertford for $95.40 & $101.18 (which said Clerk is hereby directed to deliver the same to said Comr. on his leaving a Receipt therefor) and proceed to collect the said Bond & Deposite with all Interest on the same; and after paying any costs that may remain unpaid, then pay the Residue ratably to the several

cuditors of the said John B. Newbrow deed as
reported by Com Pmts in account No. 2 of
his report of the 14th July 1871 & in ~~account~~
lieu thereof J. Kelly's report of 19th Sept. 1872
(and make report to Court.

Newbrow &c
1874
May Ct. Cr
Decree
To be entered.

Clerk's Office.

Entered

Moffett &c

vs.

Winborne &c.

This cause came on this day to be again heard on the papers formerly read and on the report of Wilbur J. Kelly, Comm'r. made pursuant to the decree of the 9th April 1872 — to which report there is no exception & was argued by Counsel. On consideration whereof, the Court doth confirm the said Report and doth adjudge, order and decree that John R. Kelly, the Com'r. who sold the land of Jno. Winborne dec'd, under a previous decree herein, receive of the Clerk of this Court, who will deliver the same to him on his having a receipt therefor, the three Bonds of Thomas P. Winborne & Miles D. Holland of $90 each filed in the cause & collect the same when due, & pay any costs that may remain unpaid, & when paid to make a deed to said Thomas P. Winborne for the real estate sold under proceedings herein subject to the Dower therein of Mrs. Matilda Winborne, & deposite the amount of said Bonds as they may be collected in the Farmers Bank of Hamilton, subject to the order of this Court.

Inflict &c

v

Wm Upham admr
&c.

1872

Oct 6 ch. Decree
To be entered
Theodore S. Garnett Jr.

Entered & copied

Complt &
vs
Winborne &c.

This cause came on this day to be again heard on the papers formerly read & on the report of John R. Kelly, Comr. made pursuant to the decree of the 20th Sept. 1871 — to which report there is no exception, and was argued by Counsel: On consideration whereof the Court doth confirm the said report & doth adjudge, order & decree that a Comr. of this Court take a further account of outstanding debts & demands due by the said Jno. B. Winborne or his estate — & report to Court.

Inflict &c

v.

Whitmore &c

1872

Appl. ct.

Decree &c

To be entered

Theodore S. Garnett Jr.

James B. Norfleet who sues for himself
and all other Creditors of John
B. Winborne dec'd. Pltfs

vs.

Adolphus S. Eley Sheriff &
Committee of John B. Winborne
dec'd, Matilda Winborne (widow),
James Butler and Mary C. his
wife, Janet E. Daughtry, and
Lucy A his wife, Isham Butler
and Diana his wife, Thomas P.
Winborne, Elisha B. Winborne, John
R. Winborne, Philip Winborne and
Lula Winborne, the last four Infants, Defts

This cause came on this day to be
again heard on the papers formerly read & on
the Report of P. B. Pruden, Commissioner, made
pursuant to the decree of the 16 March 1871 — 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 John R.
Kelly, who is hereby appointed a Commissioner
for that purpose, proceed to sell the land
whereof the said John B. Winborne died seized and
possessed; before the Court house door in
Hanover County, at auction, on some Court
day; having first advertised the same for

twenty days, by advertisement at the Court house door of Nansemond County & three times in the "Christian Sun" a newspaper published at Suffolk & by printed handbills circulated near the premises — The said sale to be made on a credit of one, two and three years, with Interest from date, except for a sum sufficient to pay the costs of said decree of sale, which will be cash), taking from the purchaser bond & good personal security, & retain the title to the said Land, till ordered by the Court — which Land ~~Sale~~ is to be held subject to the Dower therein of Mrs. Matilda Winborne, widow of said John B. Winborne dec'd, as already laid off, & which Land is described as a tract of Land in Upper Parish of Nansemond County & containing 166 1/2 acres more or less & adjoins the Lands of Thos Parker, Jno Cain & others, &c.

But no sale is to be made under this decree unless the said Land shall bring at least three fourths of the value thereof, as assessed for Taxation (deducting the value of Widows Dower) — Nor until the said John R. Kelly, Comr. as aforesaid shall execute before the Clerk of this Court in his Office, a Bond payable to the Commonwealth of Virginia, in the

penalty of $500, conditioned, faithfully to execute this decree & any other decree he may be required to execute in this cause.

Mayfield &c.
vs

Bruntons Sale

1871

Def Ct. Decree

To be entered

Theodore S. Garnett Jr

Entered

James B. Aubert &c

against

John B. Winbourne, personal representative &c

This day, the report of James Barnes, Edmund A. Daughtry and Elisha Rawls, made pursuant to the decree of the 14th day of March 1871 was filed for exceptions & the cause is continued.

Inflict &c
vs.
Washington

1871
June ct. order
to be entered.
Theodore S. Garnett. Jr

Entered June 18th

James B. Norfleet &c

vs.

Jno. B. Winborne Sh. & Comr &c

This cause came on this day to be heard on the Complainants bill taken for confessed, as to the adult Defendants on whom process had been duly served & they still failing to appear and make defence, & on the answer of the Infant defendants, by P. B. Pruden their guardian ad litem, on general replication to said answer, & on Exhibits filed with the said Bill, and was argued by Counsel.

On Consideration whereof the Court doth adjudge, order and decree that a Comr. of this Court, take and state the following accounts —

1st an account of the transactions of administration of J. Ely, Sheriff & Committee of John B. Winborne dec'd.

2d. an account of debts & demands due by the said deceased or his estate & their priority

3d. an account of the real estate of which said deceased died seized & possessed, & its annual fee simple value (subject to the Dower therein of Mrs. Matilda Winborne) — and make

report to Court –

(And the Court doth further adjudge, now and decree that James M. McClenny, James Barnes, Edward R. Daugherty & Elisha Rawls (any three of whom may act) proceed to set apart & assign for life unto Mrs. Matilda Winborne (widow of said John B. Winborne dec'd) one third part in value of the Lands of said deceased as aforesaid dower therein, and make report to Court.

Jas. B. Shepherd &
v.
Adolphus S. Ely
& al Comm'rs of Spec
B. Winborne dec'd &al

1871
March Co. ct
Decree
To be entered
Theodore S. Garnett Jr.

entered

Norfleet &c

vs

Winborne's admr &

This cause came on this day to be again heard on the papers formerly read, and on the Report of John R. Kelly, Com'r made of this Court under the date of May Term 1874, in this cause 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 & decree that the proceedings had in the cause be confirmed & made final and binding between the parties, and nothing further remaining to be done, the cause is ordered from the docket.

Nuptial &c.

.

M.

Widows &c.

Final Decree

1876

Oct. 9th.

To be entered.

Geo. Bliss

Entered O.B. No 1 - p. 318

.

The Joint Separate answer of
Elisha B. Winborne, John R. Winborne,
Philip Winborne, Lula Winborne
Infants, by P. B. Prentis, their guardian
ad litem to a Bill in Chancery Entitled
in Nansemond County Court by Sarah B.
Moffett &c, against Others Defendants

These Respondents say that the
facts set forth in said Bill may be
true, but being Infants they are
unable to protect themselves & hence
submit their interests to the Court &
pray that such order or decree may be
made in the cause in consistent
with their rights.

Signed,

Peter B. Prentis
Gdn: ad litem

Inflict a

$

Without a due

Amount of

Infant Deft,

Mr Jno. B Timberlake

1860 Bot of Jas B Clopton

Mar 7	1	Grubbing Hoe		1 50	
April 21	12 yds	Mariner Striped	9	1 50	
	17 "	Mo Col	10	1 70	
	2 "	" "	9	18	
	1 pr	Gaiters		1 88	
	4 lb	Coffee	1/	66	
		Flour		2 00	
	14 lb	Daily	5	70	8 62
May 24	1 Bbl	Flour		9 00	
	1 pr	Gaiters		31	9.31
June 11	25 lb	Brn Sugar	10	2 50	
	6 "	Coffee	1/	1 00	
	1	Steel Hoe		50	
	1 lb	Tobacco		50	4 50
July 2	5 yds	Checks	1/6		1 25
Oct 8	5 "	Jeans	9	62	
	7 "	Cotton	"	77	
	2 pr	Boys Shoes	8/3	2 75	
	2 "	Dutch Brogans	8/3	2 75	
	1 "	"	"	1 50	
	1 lb	Tobacco		50	
	1 "	"		25	9.14
					34.32

1861

Mar 11 By Cash 26 00

8 32

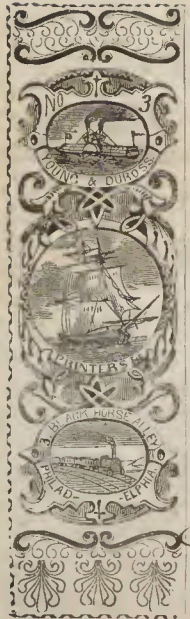
Bal due 1st January 1861

Wm Jno B Timbornes

Aff

with

Lucy B Goodlett



$70.71

Two days after date I promise to pay to James B. Norfleet or order the full and just sum of Seventy 71/100 Dolls for value received, for which payment well and truly to be made I bind myself heirs, executors and administrators, jointly and severally, firmly by these presents, as witness my hand and seal this 2nd day of January 1860

Witnes
R. A. Channell

John B. Winborne SEAL

SEAL

Suffk March 24th 1865 Rec'd in
part of the within Note Twenty
dollars —
J B Stanley
J M Stanley

$20.

(246)

4 D.

At a Monthly Court held for Nansemond County
the 10th. day of January 1870.
On the Motion of Joseph Johnson; It is ordered
that the Estate of John B Winborne be committed
to Adolphus S. Eley Sheriff of this County for ad-
ministration according to law; It appearing that
the said John B. Winborne has been dead more than
three months, and no person having applied for
administration on his Estate

A Copy.
Teste:
Peter B. Prentis. D.C

Influenced

by

Windows Sh. &c

3 Pounds

Flour with Rice

To the Hon. Theodore S. Garnett, Judge of the County Court of Nansemond County.

Complaining shew unto the Court your Complainant, James B. Norfleet, who sues for himself and all other Creditors of John B. Winborne deceased, who may make themselves parties to this suit on the usual terms.

Your Complainant respectfully represents to the Court and says.

That John B. Winborne died in the said County on the day of 1865 Intestate, leaving a small Personal estate, and possessed of a tract of Land in the Upper Parish of Nansemond County containing 166½ acres, more or less, and adjoining the Lands of Isham Butler and Jordan Holland & others, and worth Three or four hundred dollars.

That by an order of Nansemond County Court of the 10th January 1870, the estate of said deceased, was Committed to the hands of Adolphus S. Ely Sheriff of said County for administration, as will appear by a duly certified Copy of said order filed herewith & marked "A"—

That the said John B. Winborne

left as his heirs at law & distributees his widow named Matilda Winborne, and Eight children, to wit (1) Mary C, now the wife of James Butler, (2) Lucy A. wife of Jacob E. Daughtry, (3) Diana wife of Isham Butler, Thomas P. Winborne, Elvira B. Winborne, John R. Winborne, Philip Winborne, & Lula Winborne (the last four being under twenty one years of age —

That the said John B. Winborne was & is indebted to your Complainant as follows — 1st In the sum of $70.76c due by Bond dated 2d. January 1860 & payable on demand, subject to a credit of $20. on 24th March 1860 — & (2d) In the sum of $8.32 with Interest from 1st. Jany 1861. due by open account for goods, ware & merchandize sold & delivered said Decease — which Bond & account are filed herewith marked "B #6".

Your Complainant says, That the said Matilda Winborne, is entitled to Dower in said Land, but that neither herself nor any one else is entitled to any Homestead or other exemption out of said Land; and that the rents thereof will not in five years pay your Complainants'

demands, but that the said Land should be sold for that purpose, as your Complainant now prays may be done.

Your Complainant prays that an account of the transactions of said Adolphus S. Ely Sheriff & Committee aforesaid, may be had & that all the assets which may be in his hands, may be applied to the payment of your Complainants' demands — that an account of all debts and demands due by said deceased or his estate and their priority may be had — that the Land aforesaid may be sold, subject to said Dower —

In consideration whereof and as this Court has jurisdiction, to grant all adequate relief. To the end, your Complainant prays that the said Adolphus S. Ely Sheriff & Committee of said John B. Winborne dec'd; Matilda Winborne (widow), James Butler & Mary C. his wife, Jacob E. Daughtry and Lucy A. his wife, Dolan Butler and Diana his wife, Thomas P. Winborne, Elisha B. Winborne, John R. Winborne, Philip Winborne & Lula Winborne — the last four being under twenty one

Kelly p. v

James B. Nafleet &c

vs.

N. J. Bice

John B. Winborne's
Sh. & Comr. Sal.

Costs to show 1871

Clerks Fees	$6.31-	R
" "	4.66	
Sheff	8.50	
atty	30.00	
Tax	1.00	
Comr	10.00	
	$60.47	

Hand. Co. Ct.

Jeans: and that they may be compelled to answer the allegations herein on oath; and that the Injunction heretofore granted may be perpetuated, and all further proceedings in said premises be stayed &c

John B. Neff
P. P.

Maflack &c
vs
Chy: Order
John B. Winborne's Exrs. & Cestuis Que:

1871. Jany: 14th: Issued in Chy: issued to Feby. Rules 1871.
" Feby: 6th: Bill & exhibits filed — Conditional decree vs adult defts:
" " " Peter B. Pender is appointed guardian ad litem to infant defts: who filed their answer, to which there was a general replication, and the cause set for hearing as to them, on mo: of Compl't Counsel
" March 6th: Conditional Decree confirmed and Cause set for hearing, on motion of Complainants Counsel
" " 13th: Decree for Accos: & to assign Dower
1871 June 12th Report of Com'rs Dower filed for exceptions
1871 July 24. Report of P. B. Pender filed.
" Sept. 11th Decree
1872 June Capias
1872 April 9. Decree &c
" Issue this Cause
1872 Sept. 27 2d Report & Deeds filed
" Octo 14 Rep't confirmed & decree to collect Bonds mentioned and

1873 Augt Term Removed to Cir Co
1874 May Term Decree to collect bonds & more deed
1875. Octo. 15th. continued
1876. April 12th. continued
" " 26th: Report & payments filed
" Octo. 10th Final Decree

NOTICE!

By authority of a decree of Nansemond County Court, I will offer for sale, on

Monday, Nov. 13th, '71

(being court-day), before the court-house door of Nansemond county,

THE LAND

of which John B. Winborne died seized and possessed, (subject to the widow's dower), containing 166 1-2 acres, more or less, and adjoining the lands of Johan Parker, Jordan Holland, and others.

TERMS.--The costs and expenses cash; the residue on a credit of one, two and three years, with interest from date, the purchaser to give bond and good personal security for the deferred payments, and the title to the land to be retained.

JOHN R. KILBY, Com'r.

Oct. 9th, 1871.