

1880-004

Nansemond Co. (Suffolk)

Chancery Causes: John T. Johannsen vs Admr of Gustav Peter Johannsen et al

Savage, Murphy, Withers, Moore, Stever

The Commonwealth of Virginia,

To the SHERIFF OF NANSEMOND COUNTY—Greeting:

YOU ARE HEREBY COMMANDED TO SUMMON *George M. Stever, Administrator*
of Gustav Peter Johansen, deceased; Marie J. Johansen (widow)
and Helen C. and Maria A. Johansen (the last two being under
twenty-one years of age), and Thomas P. Savage and Anna Murphy,

to appear at the Clerk's Office of the *Circuit* Court of Nansemond County, at the Rules to be
 held for the said Court, on the first Monday in *April* next, to answer a
 Bill in Chancery, exhibited against them
 in the said Court by *John J. Johansen,*

and have then and there this Summons. Witness, *Peter B. Prentiss*
ELLIS E. CORDON, Clerk of our said Court, at
 his office, this *15th* day of *March* 1876, in the *100th*
 year of the Commonwealth.

Teste:

Peter B. Prentiss Clerk of the Court.

Exemited and a true copy of the within delivered to George M
Steven Admstr of Gust Peter Johansen and Thos & Surg
Brennan Murphy John J. Hughan Shff

Kelly & Son. 3-9
John J. Johansen

2nd { Summ^s. in Chy

George M. Stever, Admstrth
of Gustav Peter Johansen
decd. & al.

To Apil Rules, 1876

Pro. B. No. 1. Page 28

Cir. Co.

Know all Men by these Presents,

That we, *Wilbur J. Kilby and Wallace Kilby*

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA, in the just and full sum of *Five Hundred (500)* 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 *24th* day of *October* in the year one thousand eight hundred and *seventy-nine* and in the *104th* year of the Commonwealth. And we hereby waive our Homestead exemption, as to this obligation.

THE CONDITION OF THIS OBLIGATION IS SUCH, That if the above bound *Wilbur J. Kilby*

who has, ~~this day qualified before the~~ ^{Circuit} by a Decree of the Court of Nansemond County. pronounced on the *11th* day of *October*, 1879, in the Chancery Cause of *Johannsen vs Johannsen's Admors*: to collect and pay out certain moneys, in said Decree decreed, as Special Commissioner,

^{under said Decree} 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
the Court.
Clerk

Wilbur J. Kilby (Seal.)
Wallace Kilby (Seal.)

(Seal.)

(Seal.)

(Seal.)

Wilbur J. Kilby, Sec.
Commr

To { Bond

Commonwealth

1879
Octo. 24th. Executed & filed

Know all Men by these Presents,

That we, *John R. Kilby and Wilbur J. Kilby.*

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

Fifteen Hundred (1500) 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 *9th* day of *November* in the year one thousand eight hundred and *seventy-six*, and in the *101st* year of the Commonwealth.

And we hereby waive our Homestead exemption, as to this obligation.

The Condition of this Obligation is such, That if the above bound

John R. Kilby

was by a Decree of
who ~~on this day qualified before~~ the *Circuit* Court of Nansemond County, pronounced on the *12th* day of *October*, 1876, in the *Chancery* Cause of *John J. Johansen* Plaintiff, against *George W. Stever*, administrator of *Gustav Peter Johansen* deceased & others, Defendants, appointed a Commissioner to do and perform certain acts under said decree, as therein mentioned, and all other acts and things he may be required to do under any future decrees, in said Cause shall faithfully discharge the duties of his said trust, then the above obligation to be void, or else to remain in full force and virtue.

Executed in
presence of
the Court.

Peter B. Prentiss, Clerk

John R. Kilby
Wilbur J. Kilby

{ Seal. }
{ Seal. }
{ Seal. }
{ Seal. }
{ Seal. }

John R. Kilby, Comr.

To } Bond

Commonwealth.

1876

Nov. 9th: Executed & Filed

Virginia:

At Rules, in the Clerk's Office of the Circuit
Court of Hanseman County, on Monday,
the 3rd. day of April, 1876.

John J. Johansen Complainant—
against { In Chancery
George M. Stever, Administrator of
Gustav Peter Johansen deceased;
Marine J. Johansen (widow) and
Helen C and Maria A. Johansen (the
last two being under twenty-one years
of age) and Thomas P. Savage and
Irena Murphy. Defendants.

On the motion of the Complainant, by Counsel,
Peter B. Prentiss is appointed guardian ad litem,
to the infant defendants, in this suit; and it is
ordered that the said guardian be notified of his
appointment, by serving upon him, a copy of
this order,

Feste,

Peter B. Prentiss, Clerk.

1876. April 3rd. I hereby acknowledge service
of the foregoing order, and that I have received
a copy thereof.

Peter B. Prentiss.

John. ad litem

John J. Johansen

$\frac{u}{v}$ } order aptq: gdn:
ad litem

Gustav Peter Johansen's Adm^l tal.

Balto. Md. April 27th 76.

Mr. John R. Kilguslow.

Gentlemen.

Yours of 26th is at hand.
I signed my name on
the slip of paper, you
sent me. I now wanted
to say that you don't
know the address of my
dear Mother, I am at
the Virginia House at Balto.
and they say that they
have not, been hear,
I am a kind of anxious,
that something, has happened
to them, as they said,
they would, stop there,
maybe that they took
the train for Washington,

But I hardly think so,
this is all at present.
I will write soon again,
Best respects to all.

I remain your
very Respy.

John C. Tolson
J.C.T.

we agree that a sale of the Land in Nausemund
County Va lately owned by our father Gustav
Peter Johansson decd. may be sold, and we
desire Wm John R. Kelly, of Suffolk, Nausemund
County Va attorney at law, to proceed by suit
and other legal proceedings as may be
necessary to see the same, and after paying
the Lien on the same, distribute the Residue
as the Law directs

Morena A. Johansson

Helen C. Johansson

Johannes

To John R. Kilby
Atty at Law
Suffolk

Nassau County, Va.

Sir

You are hereby authorized & directed to
take the necessary steps by suit to obtain
authority to sell the Land in said County
of the late Gustav Peter Johansen decd, &
set the provisional sale made by myself
my Mother Marine J. Johansen, with
Thos. P. Savage & Rena Murphy confirmed &
better said Decedent's estate,
witness
Signed

Olerlin, County of
State of Ohio

March 1st 1876.

John P. Johansen

J. J. Johnson

over to you

Received of G. W. Stearns
\$1.00 For appraising property
of Gustave O. Johansson Decased
March 27th 1876

Philip. Becker

✓

1840

1841

1842

1843

1844

4.
1
Mrs Johansen

1875-

To Rich H & Son Do

Aug 5- His Self & wds. 12- \$ 2.00

4. His Ref & wds. air 1.50

\$ 3.50

11th May
1876

Price in Quills
by the Dozen.

Edw. Beaman

82.56

202

Thos Johnson

1895
July 2nd Mr. Johanson
Got 72 Bollen 50
Lepus cub. + morm
for Leiber \$1.00

Dec 6 1895 - Rod pay
Lew J. Parker
for Dr. Baker

W. Johnson

of

Decor

V

Recd of Geo Storer Eight dollars
for Bills & selling the property
of A. Johanson & co, Dec. 6th
1855— Geo Storer em

2

\$100.

Received Dec 21st 1875
from Marinia J. Johansen, by the hand
of Geo M Stever one hundred dollars
in full for Service on the Farm of the
late Justav P. Johansen

Peter J. Falk

7

Dr. Marie J. Johansen, widow
In acct. with Geo. M. Stever, Admr. of G. P. Johansen, dec.

1876

July 31	By amount due the widow, being money advanced by her and paid to Peter Falk from Chicago for services rendered by him to the estate of Gustav P. Johansen and which is now repaid to the widow		\$ 100 00
	To the following articles of Gustav P. Johansen's estate appraised, not sold and taken by the widow at the appraised value, to wit:		
	To one cookstove & utensils,	\$ 15 00	
	" one wardrobe	4 00	
	" three pairs stove tub	50	
	" three wooden bowls.	50	
	" tin ware	3 50	
	" six wooden bottom chairs	2 50	
	" crockery ware	2 50	
	" one Table	2 50	
	" Bedding	10 00	
	By cash for cookstove & wardrobe sold		20 00
	" cash received of Phil Becker.		2 00
	To Balance due the widow.	81 00	
		<u>\$ 122 00</u>	<u>\$ 122 00</u>

1876

July 31	By Balance due the widow, Marie J. Johansen.	\$ 81 00
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1876 July 31. Received of Geo. M. Stever, Eighty one dollars, in full of above Balance

Marie J. Johansen
by John R. Kelly atty

✓

\$25-⁰⁰/₁₀₀

Recd. of Geo. W. Stever Nov 20th 75

Twenty five Dollars.

Margua J. Johansen

~~Recd. of Geo. W. Street Nov. 20th 75.~~

~~Twenty Dollars~~

✓

Received of Geo. M. Stever Oct^r 27 /75.

Twenty Five Dollars.

\$ 25 00

Marina J. Johannsen.

7

George M. Steiner Administrator of Gustav P. Johansson

To Elisha Everett J.P. and Acting Coroner Dr.

1875. June 16th: To holding an inquest over the body
of Gustav P. Johansson, Coroner's fee \$3.00

do. do. do. " J. N. Beaman, Special Constable for
Summoning jury 1.30

" " " " per diem allowance for jurors 6.00

Proced. fee made }
Per 20 G. B. 5 } Elisha Everett \$10.50

July of August

Samuel Bryant - paid

Peter ^{his} Smith

E. P. Kelly

Amos Wilson - paid

John Swan - "

Philip Becker - "

Robert Harrison

J. P. Savage - paid

Harry Mushima

Jas. C. Bidgood

A. D. Evans - paid

R. ^{his} ~~W~~ Lasserker

mark

✓

Recd. of Geo. M. Stever Sept 27/75.

Twenty Five Dollars

\$25 00.

Marna J. Johansen.

✓

Rd. of Geo. W. Stever Aug 30/75.
Fifty Dollars

\$50. 00

Marena J. Johansen

✓

5.00
100

Recd. of Mr Geo. M. Stever five dollars
amount due for medical advice in an
inquest held over Mr. A. P. Johnson.
Wm. R. Beamon.

July 23rd 1875.

✓

Recd. of Mrs. M. Stever Aug. th 6/25

\$ 30 00 Dollars.

\$ 30 00

Marena J. Johansen.

✓

Magnolia Pa July 17th 87

Mrs Peter Johnson - Not
of Campbell's - Mrs

June 28 1 Bl Flour

July 9 27th Meat

1 Doz Eggs

10th Sugar

Cup

12 Tobacco

14 1 sack Meal

20 Tobacco

19 3 Doz Eggs

14 Bush

Recd paid by Geo H. Steer
Campbell & Sons

8 00

4 08

1 5

1 00

1 0

1 5

1 40

1 0

14.88

3 2

15.17

10 00
25.17

Peter Johansen
estate
"

✓

Magnolia Va

1876

Received of Mr Geo M. Stiver. Admr
Three dollars in payment for
hauling Peanuts and weighing
Fodder. for Peter Johnsons estate
James Wilson

A Wilsons
Receipt

✓

Geo. M. Stever, Adm^r. of Gustav P. Johansen dec'd

1876

To PETER B. PRENTIS, Clerk of Nansemond County Court, Dr.

Feb'y. 14. Fils: Inventory & Apprsmt: 15. rec'dy. same 85- . . . \$1.00

Peter B. Prentis, Clerk

Geo: M. Stever, Adm^r

1882

\$1.⁰⁰

✓

RECEIVED OF GEO: M. STEVER

1882

M. Stever, adm'r of Gustav Johansen dec'd

875-

To PETER B. PRENTIS, Clerk of Nansemond County Court, Dr.

July 11.	Local: \$1. recording bond 25. fees 15. order Co: for app. sent 54.	\$ 1.96
	State Tax on qual:	1.00
		<u>\$ 2.96</u>

Peter B. Prentiss. Clerk

Mr. Staver, Adm^r: of
Juster Johansen & Co
\$2.96.

V

July 16th 1875

Received of

George, M. Stever

Thirty four dollars paid of
Peter Johansen for coffin
& care. Near & Horse digging grave
Hall & Holt.

✓

Rd of Geo M. Stever July 16/75

Twenty Dollars for outfit P.S.

\$20.00 Marcia J. Johansson.

✓

Johannsen

vs. } chy.
Johannsen's Admr. & als.

Vouchers filed
with Commissioner's Report
of 12th. August 1876.

At a Circuit Court continued and held for Nansmond County the 11th day of October 1879.

John J. Johansson Plaintiff.

Against { In Chancery

George M. Stever, Administrator ^{of} ~~the~~
^{of} ~~the~~ ^{of} Johansson, deceased: Mainie J. Johansson (widow) and Helen and Maria A. Johansson (the last two being under twenty-one years of age) and Thomas P. Savage and Irena Murphy. Defendants.

This cause came on this day to be again heard on the papers formerly read therein, and on the report of John R. Kilby, Special Commissioner, being a report of deposits made in pursuance of a decree of this Court pronounced at the April Term thereof in the year 1877 in this cause and was argued by Counsel.

On consideration whereof the Court doth confirm the said report to which no exception has been filed: And it appearing to The Court that Helen C. Johansson one of the parties to this cause became twenty-one years of age on the 10th day of October 1878 and that Maria A. Johansson another party to this cause, will be twenty-one years of age on the 31st day of December, 1879, the Court doth adjudge, order ~~and~~ decree that Wilbur J. Kilby, who is hereby appointed a special Commissioner for that purpose, receive of the Clerk of this Court

(who will deliver them and take a receipt of him for) the certificates of the Cashier of the Commercial Bank of Suffolk, Virginia, filed with the said Report, and shewing a deposit at said Bank of the sum of two hundred and eight and 75/100 dollars to the credit of said Helene C. Johanssen and of a like sum to the credit of said Maria C. Johanssen, and that said Commissioner, Wilbur J. Kilby, deliver said certificates to said Cashier ^{and receive of said Cashier} or said Bank, said sums of money and all interest due thereon, and after paying all unpaid costs of this cause, (one half thereof out of each of said sums of money), pay the residue of one sum to said Helene C. Johanssen at once, and the residue of the ^{other} sum to said Maria C. Johanssen after the 31st day of December 1879, when she shall have reached the age of twenty-one years, and take of them respectively, their receipts for the sums of money which shall be so paid to them and file said receipts with his report which said Commissioner Wilbur J. Kilby, will make to Court of his proceedings under this decree.

But before proceeding to execute this decree, said Wilbur J. Kilby as Commissioner aforesaid will execute before the Clerk of this Court in his Office a Bond in the pen-

alty of five hundred dollars with good personal security payable to the Commonwealth of Virginia and conditioned for the faithful execution of this decree.

A copy

Teste,

Peter B. Prentiss, Clerk

X mid

John J. Johansen.

To \$6000 Decr. Octo. Febr. 1879

Gustav Peter Johansen's adm⁴ bal.

Helen C. Johansen \$208.95

Int. from 15 May

1879 to Oct. 20 1879 5.82

214.77

Maria J. Johansen \$208.95

as above,

5.40

\$ 214.35

To the Circuit Court of Hansemond
County, Virginia:

In pursuance of a decree of
said Court pronounced on the 11th day
of October 1879 in a cause in Chancery
in said Court depending between John
T. Johansen, Plaintiff, and Gustav P.
Johansen's Admr. and others, Defendants
a copy of which decree is herewith an-
nexed: the undersigned, appointed Spe-
cial Commissioner for the purposes named
in said decree, respectfully reports to
Court that he has received of the Clerk
of said Court the certificates of the Cashier
of The Commercial Bank of Suffolk, Virgin-
ia, filed with the Report of Comr. John R.
Kilby, which was filed in said cause
on the 21st day of May 1879, showing the
deposit at said Bank of the sum of \$208 95
to the credit of Helen C. Johansen and of
a like sum to the credit of Maria A. Jo-
hansen: and that he has delivered
said certificates to said Bank and
has received said sums of money of
said Bank, together with all interest
due thereon, and there being no unpaid
costs to be paid, Your Commissioner
has paid said sums of money re-
spectively to said Helen C. and Maria
A. Johansen, they both being now over
twenty one years of age, as will ap-
pear by the following statement and
annexed vouchers:

(over)

1880
Jan. 8

By Amt. due Helen C. Johansen
as above, received of
said Bank

" Interest on same

\$ 208 95

582

\$ 214 77

To paid Helen C. Johansen
per said decree & ret.

\$ 214 77

By Amt. due Maria A. Johansen
as above, received
of said Bank.

" Interest on same

\$ 208 95

540

\$ 214 35

To paid Maria A. Johansen
as above, per ret.

\$ 214 35

Respectfully submitted this 8th. day
of January 1880

Wilbur J. Kilby
Counr.

1880 Jan. 9th. Received of Wilbur J. Kilby
Counr. the respective sums of money charged
in the foregoing Report as paid to us
and set opposite our names re-
spectively, as follows:

Helen C. Johansen By Wilbur J. Kilby Atty. \$ 214 77

Maria A. Johansen By Wilbur J. Kilby Atty. 214 35

Johannsen

vs.

} In Chy.

Johannsen's Admr. & al.

Report of final
Payments

8 January 1880.

1880. Jan: 26th. Filed.
clk.

At a Circuit Court continued and held for Anne-
moud County, the 11th day of April, 1877.

John F. Johansen Plaintiff
Against In Chancery

George M. Stever Administrator of
Gustav Peter Johansen deceased, Marine
F. Johansen (widow) and Helen C. and
Maria A. Johansen (the last two being
under twenty-one years of age and

Thomas P. Sewage and Irene Murphy, . . . Defendants.

This cause came on this day to be again heard on
the papers formerly read and on the report of John R.
Kelly, Court made pursuant to the decree of the October
Term 1876, 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
John R. Kelly Court, as aforesaid deposit- in
the Commercial Bank of Suffolk in Suffolk Va.

the following sums, which appear by said report
to be in his hands, for the two parties who are un-
der twenty-one years of age to wit: To the credit
of Helen C. Johansen \$182.03 $\frac{2}{3}$ with interest at
six per cent thereon from the 15th November 1876.
and to Maria A. Johansen a like sum of \$182.03 $\frac{2}{3}$
with like interest, to be drawn out by order of this
Court and make report to Court.

Attest
Peter B. Prentiss, Clerk

xmo

Johannsen
25th of Corp Deene
Johannsen's Admiral

Cash \$ 30, 45
Bills 178, 47
\$ 208, 95

To the Circuit Court of Nausemond
County, Virginia:

In pursuance of a decree of
the said Court, pronounced at the
April term thereof in the year 1877
in a cause in Chancery in said
Court depending between John T.
Johannsen, Plaintiff, and Gustav
Peter Johannsen's Administrator, and
others, Defendants, a copy of said
decree being herewith annexed: the
undersigned Special Commissioner
respectfully reports to Court that
as directed by said decree, he has
deposited at The Commercial Bank
of Suffolk, Virginia to the credit
of Helen C. Johannsen, under twenty
one years of age, the sum of \$182.63,
with interest thereon at the rate of
six per cent from the 15th. day of
November 1876 to the 2nd. day of May
1879, and to the credit of Maria
A. Johannsen also under the age of
twenty one years, a like sum of
\$182.03 with interest as above, as will more
fully appear by the following state-
ment and the annexed certificates
of the cashier of said Bank, shew-
ing said deposits:

(over)

Statement

By amt. due Helen C. Johann-
sen as above.

\$ 182 03

" Amt. due Mariah A. Johann-
sen as above.

182 03

\$ 364 06

Total

By Interest from 15th. Nov.
1876 to 2 May 1879.

5384

\$ 417 90

To Amt. deposited at The Com-
mercial Bank of Suffolk
Va. to the credit of Helen
C. Johannsen, per certificate \$ 208 95

" Amt. deposited at The Com-
mercial Bank of Suffolk
Va. to the credit of Mariah
A. Johannsen, per certificate

208 95 = \$ 417 90

Respectfully submitted
John R. Kilby
Commr.

1879 Oct. 24th, Received of the Clerk of the
Circuit Court of Hanseman County, Va.,
in pursuance of a decree of said Court
pronounced on the 11th. day of October
1879 in the Chancery Cause of Johansen
vs. Johansen's Admr. & others, the two
certificates of the cashier of The Commer-
cial Bank of Suffolk, Va., showing a
deposit at said Bank of \$208.95 to the
credit of Helen C. Johansen and of a
like sum to the credit of Maria A.
Johansen as set forth in the forego-
ing Report of Comr. John R. Kilby
Wilbur J. Kilby
Comr.

Johannsen

vs. } In chy
Johannsen's Admr. & al

Report of deposits

1879. May 21st Filed
ck

Mr. *L. H. Small* Sleepy Hole Township,
1875. To WM. ELEY, Treasurer of Nansemond County.

	Dols.	Cts.
To State Tax on <i>130</i> acres land, value \$ <i>2520</i> at 50 cts. on \$100...	<i>12</i>	<i>60</i>
To State Tax on Personal Property, value \$ <i>203</i> at 50 cts. on \$100...	<i>1</i>	<i>12</i>
Total State Tax on Land and Property.....	<i>13</i>	<i>72</i>
To County Levy, 50 per cent. on State Tax.....	<i>4</i>	<i>81</i>
To County and District School Tax on Property, 6 cts. on \$100... <i>2723</i>	<i>1</i>	<i>44</i>
State Capitation \$1, County Capitation 50 cts.....	<i>1</i>	<i>00</i>
Clerk's Fees.....		
Commissioner's Fees.....		
Total Tax on all subjects.....	<i>23</i>	<i>57</i>
December 1st, five per cent. added.....		

RECEIVED PAYMENT

from J. R. Hilby comr

Wm Eley

Treasurer.

Deputy.

L. L. Small

ci $\begin{array}{r} 23.57 \\ 3.13 \\ \hline 20.42 \\ 1.02 \\ \hline \end{array}$ Mr. Small has a receipt
for this \$3.15

$\begin{array}{r} 21.44 \\ 4.00 \\ \hline 21.84 \end{array}$ 40 lbs

Thos P Savage to pay

Mr. A. L. Small for District No. 2,
 1876. To WM. ELEY, Treasurer of Nansemond County.

	Dols.	Cts.
To State Tax on 130 acres Land, value \$ 2400, at 50 cts. on \$100...	13	00
To State Tax on Personal Property, value \$, at 50 cts. on \$100...		
Total State Tax on Land and Property.....	13	00
To County Levy, 50 per cent. on State Tax.....	6	50
To County and District School Tax on Property $6\frac{1}{4}$ cts on \$100.... 24.00	1	63
State Capitation \$1, County Capitation 50 cts.....		
Total Tax on all subjects.....	21	13
December 1st, five per cent. added.....		

RECEIVED PAYMENT.

A. W. TURNER, }

Assessor. }

J. R. Kelly Comr.
Wm Eley, Treasurer.
....., Deputy.

H. G. Small

2113

2129

4297

This is the
Johannsen
Land

True Love

Dec 7

1877, Jan 20 Rec^d of John R. Kelly, Comd. Three
hundred dollars, & 2 cts, amount due me
under decree of Nausement Circuit Court
Va. in the suit of Johansen vs. Johansen
& others, of October Term 1875

\$ 300.02 1

1

Marine 1. January

Rec^d this.
Comd. Kelly

1877 July 15 Rec^d of John R. Kilby (Commissaries)
One hundred and eighty two dollars & 3 cents, am.
Due me from sale of my father's land (Peter Gustav
Johannsen / under decree of Circuit Court of
Hauke County, Va. of April Term 1877) in the
suit of Johannsen & v. Johannsen's adm^r &)

Witness

#182.03

John T. Johannsen

10
New York 7 March 1877
Mr John R Kilby

Dr Sir

Enclosed please

find receipt for Mr John T Johansen which
has been expected until now hope it may
be in time

no news about things.

Very Yours
R M Durrill

\$200.⁰⁰/₁₀₀

Suffolk Vt $\frac{7^a}{11}$

April 1st 1875-

One year after date I promise
to pay to William P. Moore his as-
signs &c The sum of Two Hundred
Dollars (\$200.) for value received

Peter Johnson

Secured by deed of
trust dated the 26th
1875.

Wm. Moore

Verdict Bros

James

to

John

Paul

Suffolk Va

April 1st 1875-

\$200.⁰⁰/₁₀₀

Two years after date I promise to pay to William P. Moore his assigns &c. The sum of Two Hundred Dollars (\$200.⁰⁰/₁₀₀) for value received. Peter Johnson

Bank
Johnson

to

Moore

\$200

Wm. Moore

Wm. Moore

Wm. Moore Bros

25.00
11.00
14.00

Account by check of bank
dated the 26th April 1875

Whereas Peter Johnson on 1st of Feb 1875
executed two notes to William P. Moore,
one for \$200. payable one year after date &
the other for \$200 payable two years after date
& secured by deed of trust in land, in which
deed A. C. Withers is trustee - (and
which two notes have been assigned by
me to J. B. Van Fleet B.P. (and whereas
in a chancery suit in the Circuit Court
of Hancock Co. of Johnson & N. Johnson
advs. the said Land has been sold & John
R. Kelly appointed Com. to make said sale
& pay said debts, and whereas the said two
notes on their face carry no interest this
one but ^{it was} intended that interest should
go from date Now therefore if the said
John R. Kelly Com. or afterwards shall pay
the interest on said notes, I bind myself
my heirs, executors and admors. to pay
to said John R. Kelly Com. afterwards to his
heirs executors, all damages that may
be recovered of him or them by any one entitled
in consequence of said payment

Testes my hand seal. Dec 1st
1876

Testes
W. P. Moore

W. P. Moore (seal)

Suffolk Va Dec 5th 76

I hereby certify that I negotiated the
sale of the farm to Peter Johnson and
it was a distinct understanding that the
deferred payments were a carry interest;
and I further certify that said Johnson
put a policy of insurance on his life
in my hands to have commuted into
cash for the express purpose of taking
up his notes and thereby saving the inter-
est

W. W. Waring

Witness

R. S. Elam

\$4,307.5

Int. on \$100 paid thereof from

12 July 1876 to 15 Nov. 1876

} 8.20

\$4,389.5

1876 Nov 15 Recd of John D. Kelly Com.
four hundred & thirty eight dollars & ninety
five cents, as above & as directed to be paid
to me as a finder of and. Mone, by order
of Circuit Court of Taney County, made at
the Oct. Term 1876, in the case of Johnson
vs. Johnson admr. sal.

Forster Bros
\$4,389.50)
apices of
Wm P Moore

Wobler Bro

#438.95

At a Circuit Court continued and held for
Hansemond County - the 13th day of October 1876
John T. Johannen . . . Reintiff

Against & In Chancery
George M. Stever, Administrator of Gustav Peter
Johannen, deceased: Maine T. Johannen (widow)
and Helen C. and Maria A. Johannen (the
last two being under twenty one years of age)
and Thomas P. Savage and Irene Murphy . . . Defendants.

This cause came on this day to be again heard
on the papers formerly read therein, and on the
Report of Commissioner. William J. Kelly, made in
pursuance of a decree of this Court, entered at
the April Term thereof, 1876. in said cause and on
the depositions of W^m P. Moore and Geo. M. Stever
filed with said Report, and was argued by counsel.

On consideration whereof the Court doth confirm
the said Report, to which no exception has been
filed, and doth adjudge, order and decree that
the ^{sale of the} real estate, described in said Report to Thomas
P. Savage and Irene Murphy for \$1250. in cash,
be, and the same is hereby declared to be binding
between the parties, and the Court doth confirm and
ratify said sale.

And the Court doth further adjudge order
and decree that John R. Kelly, who is hereby ap-
pointed a special Commissioner for that purpose
collect and receive of said Thomas P. Savage

and Irene Murphy the sum of \$1250. in cash to be paid by them for said real estate, and that said Commissioner Jno. R. Kelly make to said Thomas P. Savage and Irene Murphy a Deed with special warranty in the usual form, conveying to them the real estate aforesaid, when they shall have first-paid therefor the said sum of \$1250. in cash: said real estate being that of which Gustav Peter Johannsen died seized and possessed. described as a tract of land in Sleepy Hole District, Hammonds County, Virginia, containing 130 acres, more or less, and bounded by the lands of Dr. Richard H. Beamon, Amos Wilson and Wm. H. Brewer's Estate, having on it a dwelling house and various outhouses.

And the Court doth further adjudge, order and decree that said Commissioner John R. Kelly collect and receive of Geo. M. Stever, Administrator of the estate of said Gustav Peter Johannsen, deceased, the sum of \$255.84, together with interest thereon from the 12th day of July, 1876, till paid, which by said Stever's Administration account, being a part of said Report is ascertained and shown to be due by said Administrator to said estate: That with said sum of \$1250. and \$255.84 - and the interest on the latter sum, when collected

and received. the said Commissioner Jno. R. Kelly pay first the costs of this suit and expenses of said conveyance of said land and then to Norfleet Brothers, Assignees of Wm. P. Moore the sum of \$430.⁷⁵, with interest on \$400. part thereof, from the 12th day of July, 1876, till paid when said Norfleet Brothers shall have first executed, or caused to be executed a proper deed releasing their lien under deed of trust on said real estate.

And the Court doth further adjudge, order and decree that out of the residue of said sums of \$1250. and \$255.⁸⁴ left after the payments to be made as aforesaid. the said Commissioner Jno. R. Kelly pay to Marine F. Johannsen, widow of said Gustav Peter Johannsen deceased, in lieu of her dower in said real estate, the sum of \$294. in fee simple. together with interest thereon from the 12th day of July 1876 till paid, and that said Commissioner Jno. R. Kelly pay the residue of said money in equal sums to the children of said Gustav Peter Johannsen, deceased, to wit: to John F. Johannsen, Helen C. and Maria A. Johannsen each one-third, the share of the adult in proper person and the shares of the infants to their guardians, properly qualified and authorized by a competent tribunal to receive and give

receipts for the same -

And said Commissioner John R. Kelly before collecting and receiving said sums of money, will execute before the Clerk of the Court in his office, a bond in the penalty of \$1500. payable to the Commonwealth of Virginia and conditioned for the faithful execution of this decree and all other decrees he may be required to execute in this cause.

And said Commissioner John R. Kelly will make report to Court of his proceedings hereunder, and will file with said report proper receipts or vouchers in evidence of payments made in pursuance of this decree.

A copy:

Teste,

Peter B. Purvis. Clerk

Johannson

vs Copy Decree

Johannson's Clerk

Cash	\$15.00
Chk	31.50
att. fee	1.50
5144	<u>\$48.00</u>

Johannsen

v.

Johannsen & al.

In The Circuit Court of Staunton
County, Virginia,

The undersigned respectfully reports
to the Court, that pursuant to the decree of said
Court made at the October Term of said Court
in the above entitled case, he has received
of Thomas P. Savage and Irene Murphy the
sum of \$1250, in cash as decreed by said Court
and also received of Geo. W. Stever admr
of Gustav Peter Johannsen and the sum
of \$255.84 as named in said decree with the
Interest thereon, and made a deed for the real
estate referred to in said decree to said Thomas
P. Savage & Irene Murphy, as directed by said
decree & proceeds to distribute said moneys
as directed by said decree, and as the following
statement and annexed receipts will show.

By amount as above of Thomas P. Savage and Irene Murphy	\$1250.00
" amo. of Geo. W. Stever admr of Gust. Peter Johannsen & al	255.84
" Int. on \$255.84 from 12 th July 1876 13 Nov. 1876.	5.11
	\$1510.95
Is paid Taxes on land for 1875 & 1876 p. ads.	42.97
cash on hand	\$1467.98

Amos. brought in \$14,678.98
 To paid clerk's fees in above case put \$15.00
 " " Sheriff's do. " 1.50
 " " atty's fee &c. " 31.50
 " " Deed to purchaser 5.00
 " part com. only 25.00 \$78.00

\$1389.98

To paid J. J. Bro. as directed by
 said Deed, per rec } 438.95

\$851.03

" For release deed (as required by Deed) sundy. 5.00

\$856.03

To paid Marine J. Johansen (widow
 of said Gustav Peter Johansen
 dec'd, in Lieu of her Dower, as
 per said Deed & per rec. \$294.00

& Int. from 12th July 1896 to 78 Nov

1896. 4 mo. 30th

} 6.02 \$300.02

\$546.11

" John J. Johansen per said Deed

1/3 of this Balance \$182.03 2/3

" Helen C. Johansen retained by 182.03 2/3

" Maria A. Johansen } come being under age } 182.03 2/3 \$546.11

The said Helen C. & Maria A. being infants
 having no guardian, your commission asks
 leave to report the same in some Bank, to wit.

For Helen C. Johansen \$182.03 2/3 & for

Maria A. Johansen 182.03 2/3 all making
 in hands of Comr — \$364.07 2/3

Respectfully submitted
 John R. Kilby, Comr

Johannsen

n

Johannsen's adms

Repat. &c.

1877. March 10th Filed
atk

NEW ADVERTISEMENTS.

COMMISSIONER'S OFFICE, }
Suffolk, Va., }

TO JOHN T. JOHANNSEN, Plaintiff,
and

GEORGE M. STEVER, Administrator of
the Estate of Gustav Peter Johannsen,
deceased, and others, Defendants.

Notice is hereby given that in execution of a decree of Nansemond County Circuit Court, pronounced at the April Term thereof, 1876, in the foregoing case in Chancery, depending in said Court, I shall on the 12th day, of August, 1876, take and settle at my office the following accounts:

1. An account of the transactions of George M. Stever, as Administrator of the Estate of Gustav Peter Johannsen, deceased.

2. An account of the debts due by said Gustav Peter Johannsen, deceased, or his Estate.

3. An account of the fee-simple and annual value of the real estate, of which said Gustav Peter Johannsen, died seized and possessed.

4. An account shewing what sum in money in fee-simple Marine J. Johannsen, widow of said Gustav Peter Johannsen, deceased, is entitled to in said real estate, in lieu of her dower therein.

5. An account of the conditional sale of said real estate to Thomas P. Savage and Irene Murphy, shewing whether the ratification and confirmation of the same would be proper and to the advantage of the parties.

Given under my hand this 2nd day of August, 1876.

au2-2t WILBUR J. KILBY,
Commissioner in Chancery.

At a Circuit Court continued and held for Ham-
mond County the 12th day of April 1876

John F. Johansen,

Plaintiff

Against In Chancery

George M. Stever Adm'r of Gustav P. Joham-
sen dec'd Marine F. Johansen (widow) and
Helen C. and Maria A. Johansen (the last two
being under twenty one years of age) and

Thos. P. Sewage and Irene Murphy. Defendants.

This cause came on this day to be heard on the
bill of the complainant and exhibits filed there-
with and on the answers of the adult defendants,
and of the infant-defendants by P. B. Prentiss,
their guardian ad litem with replication to
said answers, and was argued by counsel,
on consideration whereof the Court doth ad-
judge, order and decree that a Commis-
sioner of this Court take and settle. 1st: An account of the transactions of George M.
Stever, as Adm'r. of Gustav Peter Johansen dec'd.
2nd: An account of the debts due by said de-
ceased or his estate. 3rd: what is the fee sim-
ple and annual value of the real estate of
which said deceased shall seized and pos-
sessed.

4th: what sum in money in fee simple the
widow (Marine F. Johansen) of said deceased is
entitled to in said land, in lieu of her
dower therein. And 5th whether the condi-

tional rule of said Court to Savage and Mur-
phy as set forth in the bill would be proper
and to the advantage of the parties to satisfy
and confirm.

And report to Court with any matters spe-
cially stated deemed pertinent by himself
or that any of the parties may require to
be so stated.

A Copy:
Teste,

Peter B. Prentiss. Clerk.

John F. Johansen

vs George Deane

Ses: Mr. James Adams of S. P. Johnson

12 Aug.

Commissioner's Office
Suffolk, Virginia
To The Circuit Court of Hanseman
County, Virginia.

In pursuance of a decree of the
Circuit Court of Hanseman County, Virginia,
pronounced at the April Term thereof 1876
in a cause, in Chancery, in said Court
depending between John T. Johansen,
as Plaintiff, and George M. Stever, Ad-
ministrator of the Estate of Gustav Peter
Johansen deceased and others, as Defend-
ants, - a copy of said Decree being herewith
to annexed; the undersigned, Commission-
er of said Court, having given notice to the
parties by advertisement, published in the
"Suffolk Herald", a newspaper printed at
Suffolk, Virginia, as will appear by the
notice taken from said newspaper and herewith
returned, proceeded this day to exe-
cute said decree. The proceedings being
completed, the result is herewith respect-
fully submitted as follows:

(See over)

Account No. 1.

Dr. The Estate of Gustav Peter Johansson deceased
In Account with George M. Stever, Administrator, Cr.

1875 July 12	The Administrator qualified.			
	By cash had by the deceased and deposited at "The Farmers Bank of Saukumund."		\$ 290 00	
	To paid Peter B. Prentiss, Clerk's fees, per acct.	\$ 3 96		
" " 16	" " Hall & Holt for coffin &c	34 00		
	" " Marena (Marine) J. Johansson, widow of deceased for support of family, per acct.	20 00		
" " 19	" " Campbell & Parsons' store account.	25 17		
" " 23	" " Dr. John R. Beaman, medical acct.	5 00		
" Aug. 6	" " Marena (Marine) J. Johansson, widow of the deceased for support of family, per acct.	30 00		
" " 30	" " Same for same purpose	50 00		
" Sept. 27	" " Ditto ditto	25 00		
" Oct. 20	" " Elisha Everett, Justice,	10 50		
" " 27	" " Marena (Marine) J. Johansson widow of the deceased for support of family, per acct.	25 00		
" Nov. 20	" " Same for same purpose	25 00		
" Dec. 6	By proceeds of sale of chattel Estate of the deceased, as per acct. of sales recorded.		393 79	
	To paid George T. Parker, Auctioneer, per acct.	8 00		
	" " Dr. P. B. Baker, med. acct.	1 00		
21	" " Peter Falk for services on the farm of the deceased, per acct.	100 00		
1876 Mar. 27	" " Phil. Becker, appraiser.	1 00		
	Carried on	\$ 363 63	\$ 683 79	

1876 Mar. 27	Brought on	\$ 363	63	\$683	79
" May 11	To paid Dr. R. H. Beaman, med. acct. per acct.	3	50		
" "	" " Amos Wilson for hauling peanuts, &c. "	3	00		
" "	" " Thos. P. Savage, Appraiser.	1	00		
" "	" " Wilbur J. Kilby. Comr.	30	00		
July 12	" Interest on advancements &c. averaged.	15	00		
" "	" 5 per cent commissions on \$683.79.	34	19		
	By Interest for ten months on \$290.			14	50
" "	" ditto for four months on \$393.79			7	87
	To Balance due the Estate.	255	84		
		\$706	16	\$706	16
1876 July 12	By Balance due the Estate brought on.			\$255	84

Account No. 2

An Account of the debts due by said Gustav Peter Johansson deceased, or his Estate.

A debt due to Norfleet Brothers, assignees of Wm P. Moore, amounting to	\$ 400	00
Interest on same from 1 April 1875 to 12 July 1876 - 1y, 3m, 11ds.	30	75
	\$430	75

The foregoing debt is evidenced by two promissory notes, executed by said Gustav Peter Johansson to said Wm P. Moore and by the latter, for value received, assigned to said Norfleet Brothers. The payment of said notes, each for \$200 and dated 1st April 1875 and payable respectively one and two years

after date, is secured by lien on the real estate of which said Gustav Peter Johansen died seised and possessed, conveyed by Deed of Trust to A. C. Withers, Trustee. See Exhibit No. 3 filed in this Cause.

Account No. 3.

An Account of the fee-simple and annual value of the real estate of which said Gustav Peter Johansen died seised and possessed.

The fee-simple value of the real estate, of which said Gustav Peter Johansen died seised and possessed, described as a tract of land in Deeply Hole District, Fauquier County, Virginia, containing 130 acres, more or less, and bounded by the lands of Dr. Richard H. Beaumont, Annis Wilson and Wm H. Brewer's Estate, is \$1250.00

And its annual value \$75.

See Exhibits Nos. 2 and 4 filed in this cause.

Account No. 4.

Your Commissioner reports to Court that Marine J. Johansen; widow of said Gustav Peter Johansen deceased, in lieu of her dower in said real estate, valued at \$1250, is entitled in money, in fee-simple, to the sum of \$294.00

and to interest therein from the 12th. day of July 1876.

The said sum of \$294 is ascertained as follows: The said widow is 52 years old and her expectation of life is 21 years. The present worth of an annuity of \$1 for 21 years is \$11.76. Said widow being entitled to an annuity of 6 per cent of \$416.66 $\frac{2}{3}$, being one-third of \$1250, the value of the real estate aforesaid, the present value of her dower, or the money to which she is at present entitled, is found by the multiplication of \$25, or 6 per cent of \$416.66 $\frac{2}{3}$, by \$11.76 = \$294.

See Matthew's Guide p. 136 & seq.

Account No. 5.

Your Commissioner reports that the Conditional sale of the real estate aforesaid to Thomas P. Savage and Irene Murphy for \$1250 in cash, to be paid, when a deed conveying said real estate is executed and delivered, is a good sale; that said land should be sold, a sale being in the interest of and to the advantage of the parties selling; that the price aforesaid to be paid is the full value of the land; and that said said sale should, therefore, be ratified and confirmed and the proceeds thereof distributed among the

parties entitled thereto. In support of this view
and opinion, Your Commissioner files with
this Report the Depositions of Wm. P. Moore
and George W. Herer, Administrator of the
estate of Gustav Peter Johansson deceased.
Respectfully submitted this 12th. day
of August 1876.

Wilbur J. Kilby
Commissioner.

Commissioner's fee for this Report is paid.

W. J. K. Comr.

Johannsen

vs.

} chy.

Johannsen's Admr. & als.

Commissioner's Report
Completed

12th. August 1876.

Johannsen

^{vs.}
Johannsen's Admr. Sal.

This cause came on this day to be again heard on the papers formerly read therein and on the Report of John R. Kilby, Special Commissioner, being a Report of deposits made in pursuance of a decree of this Court pronounced ~~in~~ at the April Term thereof in the year 1877 in this cause, and was argued by counsel.

On Consideration whereof the Court doth confirm the said Report to which no exception has been filed. And it appearing to the Court that Helen E. Johannsen one of the parties to this cause became twenty one years of age on the 10th. day of October 1878 and that Maria A. Johannsen another party to this cause, will be twenty one years of age on the 31st. day of December 1879, the Court doth adjudge, order and decree that Wilbur J. Kilby, who is hereby appointed a Special Commissioner

for that purpose, receive of the Clerk of this Court (who will deliver to him and take a receipt of him for) the certificates of the cashier of the Commercial Bank of Suffolk, Virginia, filed with said Report, and shewing a deposit ~~at~~ at said Bank of the sum of two hundred and eight and $\frac{95}{100}$ dollars to the credit of said Helen C. Johansen and of a like sum to the credit of said Maria A. Johansen, and that said Commissioner, Wilbur J. Kilby deliver said certificates to said cashier and receive of said cashier or said Bank, said sums of money and all interest due thereon, and after paying all unpaid costs of this cause, (one-half thereof out of each of said sums of money), pay the residue of one sum to said Helen C. Johansen ^{at once}, and the residue of the other ^{sum} to said Maria A. Johansen after the 31st. day of December 1879, when she shall ^{have} reached the age of twenty one years, and

take of them respectively their receipts for the sums of money which shall be so paid to them and file said receipts with his Report of ~~his proceedings~~ which said Commissioner Wilbur J. Kilby, will make to Court of his proceedings under this decree.

But before proceeding to execute this decree, said Wilbur J. Kilby as Commissioner aforesaid will execute before the Clerk of this Court in his office a Bond in the penalty of five hundred dollars ~~payable to~~ with good personal security payable to the Commonwealth of Virginia and conditioned for the faithful execution of this decree,

Johannsen
vs. } In Chy.
Johannsen

Nauvoo County
Circuit Court
October^{11th} Term 1879

Decree
To be entered

Levi S. Wood.

Entered O. B. No-1
12.449

Johannsen

M.

Johannsen's debt &

This cause came on this day to be again heard on the papers formerly read in the report of John R. Kelly Esq. made pursuant to the order of the Ct. Nov. 1876 - 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 the said John R. Kelly pay as aforesaid, deposits in the Commercial Bank of Suffolk in Suffolk Va. the following sum, which appears by said report to be in his hands, for the two parties who are under twenty one year of age, to wit - to the credit of Helen C. Johannsen \$182.08 $\frac{2}{3}$ with Interest at six per cent thereon from the 15 Nov. 1876 & to Maria A. Johannsen a like sum of \$182.08 $\frac{2}{3}$ with like Interest, to be drawn out by order of this Court & make report to Court.

Johannsen

m

Johannsen's adw n

1877

Ape ct,

decreased

decreased

To be entered.

Geo. T. Blom

Entered O.B. Nov p 339

Johannsen

vs.

Johannsen's Admr. & als.

This cause came on this day to be again heard on the papers formerly read therein and on the Report of Commissioner, Wilbur J. Kilby, made in pursuance of a decree of this Court, entered at the April Term thereof 1876 in said cause and on the depositions of Wm. P. Moore and Geo. M. Stever filed with said Report, and was argued by counsel.

On consideration whereof the Court doth confirm the said Report, to which no exception has been filed and doth adjudge, order and decree that the sale of the real estate, described in said Report, to Thomas P. Savage and Irene Murphy for \$1250, in cash, be, and the same is hereby declared to be binding between the parties, and the Court doth confirm and ratify said sale.

And the Court doth further adjudge, order and decree ^{John P. Kilby who is hereby appointed a special} that ~~said~~ Commissioner ^{for that purpose} collect and receive of said Thomas P. Savage and Irene Murphy the sum of \$1250 in cash to be paid by them for said

real estate, and that said Commissioner ^{John R. Kilby}
make to said Thomas P. Savage and
Joane Murphy a Deed with special war-
ranty in the usual form, conveying to
them the real estate aforesaid, when they
shall have first paid therefor the said sum
of \$1250 in cash; said real estate being
that of which Gustav Peter Johansson died
seised and possessed, described as a tract
of land in Sleepy Hole District, Hanson
County, Virginia containing 130 acres, more or
less, and bounded by the lands of Dr. Richard
H. Beamon, Amos Wilson and Wm H. Brewer's
Estate, having on it a dwelling house and
various outhouses.

And the Court doth further adjudge
order and decree that said Commissioner
^{John R. Kilby} collect and receive of Geo. M. Stevens, Ad-
ministrator of the estate of said Gustav Pe-
ter Johansson deceased, the sum of \$255.84
together with interest thereon from the 12th day
of July 1876 till paid, which by said Stevens
Administration account, being a part of said
Report, is ascertained and shown to be due
by said Administrator to said Estate;

That with said sums of \$1250 and \$255.84
and the interest on the latter sum, when collected
and received, the said Commissioner ^{John R. Kilby} pay

first the costs of this suit and expenses of said conveyance of said land, and then to Surfleet Brothers, Assignees of Wm P. Moore, the sum of \$430.75, with interest on \$400. part thereof, from 12th day of July 1876 till paid, when said Surfleet Brothers shall have first executed, or caused to be executed a proper deed releasing their lien under deed of trust on said real estate.

And the Court doth further adjudge, order and decree that out of the residue of said sums of \$1250 and \$255.84 left after the payments to be made as aforesaid, the said Commissioner ^{John R. Kilby} pay to Marine Johansson, widow of said Gustav Peter Johansson deceased, in lieu of her dower in said real estate, the sum of \$294 in fee-simple, together with interest thereon from the 12th day of July 1876 till paid, and that said Commissioner ^{John R. Kilby} pay the residue of said money in equal sums to the children of said Gustav Peter Johansson deceased, to wit: to John P. Johansson, Helen C. and Maria A. Johansson, each one-third, the share of the adult in proper person, and the shares of the infants to their guardians, properly qualified and authorised by a competent tribunal to receive and give receipts for the same.

And said Commissioner ^{John R. Kilby} shall make

Johannsen

vs,

} Chy.

Johannsen's Adm. & alts.

Wasserman County

Circuit Court

October Term 1876

Decree

To be entered

W. J. S. L.

Entered Oct 12 1876 - p. 325-

~~report to Court of his proceedings~~ before
collecting and receiving said sums of money, will
execute before the Clerk of this Court, in his office, a
Bond in the penalty of \$1500. payable to the Com=
monwealth of Virginia and conditioned for the faith=
ful execution of this decree and all other decrees
he may be required to execute in this cause.

And said Commissioner, ^{J. W. R. Kibby} will make report
to Court of his proceedings hereunder, and will
file with said report proper receipts or vouchers
in evidence of payments made in pursuance
of this decree.

Johannsen &c.

v

Johannsen's admr &c.

This cause came on to be heard on the Bill of the Complainant, exhibits filed thereof, for the answer of the adult Defendants, and of the Infant Defendants by P. B. Kreutz, their guardian ^{with applications to said answer} as ^{litera} was argued by Counsel. On consideration whereof the Court doth adjudge, order & decree that a Commissioners of this Court take ^{1st} take an account of the transactions of George W. Steers as admr of. Gustav Peter Johannsen dec'd, 2^d. an account of the debts due by said deceased or his estate, 3^d. what ^{is} the fee simple & annual value of the real estate ^{which} ~~said~~ deceased, did seized & possessed 4th. what sum in money in fee simple the widow (Marine J. Johannsen) of said deceased is entitled to, in said land, in ~~place~~ lieu of her Dower therein, & 5th whether the conditional sale of said Land to Savage & Murphy as set forth in the Bill, would be proper & to the advantage of the parties to ratify & confirm, and report to Court with any matters specially stated, deemed pertinent by himself, or that any of the parties may require to be so stated.

Johannsen

v.

Johannsen adm
n.

1896

spec. ch.

Decem

To be entered.

Leit. Blon.

Entered

(P. 404 p- 309

Johannsen

^{vs.}
Johannsen's Admr. & als.

In Chancery, In the
Circuit Court of Hanseman County, Va.,

Commissioner's Office.
Suffolk, Va.,

This the 12th. day of August 1876, personally appeared before me, Wilbur J. Kilby, Commissioner of said Court, George M. Stever Administrator of the estate of Gustav Peter Johannsen deceased, who, being duly sworn according to law, says upon oath, that his age is 48 years, that he is a resident of Hanseman County, Virginia, and that he is well acquainted with the parties to the foregoing suit; that they are foreigners and are now non-residents of the State of Virginia and residents of Chicago, Ill., that he is well-acquainted with the land upon which said Gustav Peter Johannsen deceased lately resided in said Hanseman County, that he resides near the same, that the conditional sale of the same as set forth in the agreement, a copy of which is filed in said cause and marked "exhibit to 4", to Thos. P. Savage and

Irene Murphy for the sum of \$1250 in cash, is a good sale and should be enforced, that the price, to wit \$1250 in cash to be paid for said land is a good price, being the fair value of the land, and that the sale is to the interest and advantage of the parties selling, who are now non-residents of Virginia.

Geo M. Sterer

State of Virginia

Stafford County, to wit:

This day the above statement of Geo. M. Sterer was sworn to and signed by him in my presence and before me.

Given under my hand this 12th day of August 1876.

Wilbur J. Kilby
Commissioner in Chancery.

Johannsen

^{vs.}
Johannsen's Admr. & als.

In Chancery, In the Circuit Court
of Hansmann County, Virginia.

Commissioner's Office
Suffolk, Va.,

On this 12th. day of August 1876 personally appeared before me, Wilbur J. Kilby, Commissioner of said Court, Wm P. Moore who being duly sworn according to law, upon oath declares and says that his age is 63 years, that he is a resident of the Town of Suffolk, in said County, and that he is personally acquainted with the parties to the foregoing suit: that they came to the County of Hansmann aforesaid from Chicago in the State of Illinois and that Gustav Peter Johannsen deceased, father of the family, purchased the land in Hansmann County aforesaid upon which he lately resided and of which he died seized and possessed, described in the Bill in said cause in chancery: that, said Gustav Peter Johannsen being dead, the said parties, his family, have returned to Chicago, Illinois and are now non-

residents of the State of Virginia: that he knows the location of said land and is familiar with it; that the conditional sale of the same for \$1250 in cash to Thomas P. Savage and Irene Murphy, as set forth in the agreement, a copy of which is filed in said cause and marked "Exhibit No. 4", is a good sale, and the price to wit \$1250 in cash, to be paid for it, a good price being the fair value of the land aforesaid; that said sale should, therefore, be ratified and confirmed, the same being to the interest and advantage of all parties concerned.

Wm. P. Moore

State of Virginia

Chancery County, To wit:

This day the above statement of Wm. P. Moore was sworn to and signed by him in my presence and before me.

Given under my hand this 12th day of August 1876.

Wilbur J. Kilby
Commissioner in Chancery

Fee \$5.

Johannsen
vs. } Chy.
Johannsen's Adm. & als.

Depositions of
Wm P. Moore
and
Geo. M. Heres
Filed with Commissioner's
Report of 12th. August 1876

Johannsen

vs.

Johannsen's Adm. Est.

This cause came on this day to be again heard on the papers formerly read therein and on the Report of final payments filed by Commissioner, Wilbur J. Kilby on the 26th. day of January 1880, and was argued by counsel.

On consideration whereof the Court doth confirm the 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, and, nothing more remaining to be done herein, doth order that this cause be removed from the docket.

Johannsen

vs.

Johannsen's Admr. vs.

vs. n^o 1880

Nausd. Co. vs. et.

Final decree

To be entered

Geo. B. Snow,

Entered O.B. Court -

pr 469

The Joint and separate answer of Helen C.,
and Maria A. Johansen, by P. B. Prutis their
guardian ad litem to a Bill in Chancery
submitted by John P. Johanneus against George
W. Hines and of Gustav Peter Johansen dec'd,
Marine J. Johansen (widow) & their respondents
and others.

These Respondents say that whilst
they believe the statements contained in the
said Bill are true, yet being under twenty
one year of age, and incapable of defending
themselves, they pray that the Court will make
no order or decree in the case, contrary to their
interests, (and having answered &c.
Signed

Peter B. Prutis, guardian ad litem

And the said Peter B. Prutis, guardian ad litem
aforesaid also say that he considers the sale
referred to in the Bill for Twelve hundred &
fifty dollars, of said land a judicious one &
under the circumstances, best for all parties,

Signed

Peter B. Prutis, guardian ad litem

Johannsen

n

Johannsen; advt the

answ. of
Infant Repts. &c.

The answer of George M. Storer admr
of Gustav P. Johansen dec'd, to a
Bill in Chancery, filed in the Circuit
Court of Stausemmond County, Va by
John S. Johansen, against said Storer
admr, as aforesaid & others,

This Respondent says that
the facts set forth in said Bill are true,
and that he is willing and ^{answering} ~~ready~~ to
render an account of his transactions as
such admr, whenever he may be required
to do so; and that he knows the land
referred to in the proceedings, and believes
that the sale referred to, to said Thos. P.
Savage & Henry Murphy as Indebted
and fifty dollars, ought to be ratified,
as the parties have left it, & gone to the
North West, & are never likely to return -

That the land will depreciate & go down
from decay of houses & renting out the land
, That he has no interest in the matter
other than that of friendship for the
parties & to promote their interest.

Geo. M. Storer. Admr.

Johannessen

M

Johannessen's adm fee

answer to
Mr. M. Stiles adm
or

The joint & separate answer of Thomas P. Savage and Rena Murphy to a Bill in Chancery filed in the Circuit Court of Nassau County N.Y. by John P. Johansen against Geo. W. Stiers admr of Gustav Peter Johansen decd, & others & themselves.

These Respondents say, that the facts set forth in said Bill are true, & that the Contract of Sale of the Land referred to is correct and that they are willing to carry out the said Contract and to take the Land referred to at the price named, to wit, the sum of Two hundred & fifty dollars, on the terms named in said Contract.

signed T. P. Savage
Rena Murphy

Johansen

N.

Johansen's adv.
sal.

answer of
Sarah & Murphy

To the Circuit Court of Tazewell County Va.
The answer of Marine G. Johannsen, widow
of Gustav Peter Johannsen dec'd, to a Bill in
Chancery filed in said Court against her
and others by John T. Johannsen.

This Respondent says that the facts
set forth in said Bill are true, and that she
is ready to relinquish her dower in the land
referred to, and to accept in lieu thereof, such
sum in fee simple as the Court may allow, &
does hereby authorize the Court, to sell said land at
public or private sale as to it may seem best &
that she is willing that the Court may deem the
sale of said land to Thos. P. Savage for the sum
of twelve hundred & fifty dollars, as set forth
in the agreement referred to, if he will still
accept the same - That her age is, fifty two years
(30 March 1876).

Marine Geline Johannsen.

Witness

John P. Kelly

Johansen

27

Johansen, adm
Tac.

answer of
Marine J. Johansen
(widow)

Agreement made this 17th November 1895
between Maria Johansen & John T. Johansen
for themselves and for Helen C. Johansen &
Maria A. Johansen, the widow & children
of Gustav P. Johansen deceased, of the one
part and Mr. P. Sarap, ^{for himself & for Rena Murphy} of the other part,
all of Nausemund County Virginia.

Witnesseth that the parties of the first
part covenant to see ~~that~~ ^{to convey} ~~conveyed~~ by good
& proper deed, made under order of Court or
otherwise, to Mr. P. Sarap & Rena Murphy or
either one as they may after, for twelve
hundred ^{fifty} dollars, to be paid when said
deed is ready for delivery, the tract of
Land in Nausemund County in the Norfolk
road, on which the parties of the first part
now reside, containing one hundred &
thirty nine or less, known as the "Wm
J. Raby's old place, & bounded by the Land
of Wm. Brewer Est. on the North, & Dr. R. H.
Beaman on the South & others -

and the parties covenant to bring
the necessary suit to have the sale
confirmed & deed made -

And the said Sarap for himself
and said Murphy covenants to pay the
said sum of Twelve hundred & fifty dollars,
in cash as soon as the deed is ready,
as aforesaid - Payment given by the first
of January next - If the deed is ready

for delivery, by last of above next & the money
paid, then no rent is to be paid, If not
then the said Savage covenants to pay the
sum of Twenty five dollars rent for
1876. Rent dollar being now paid by Savage in ad-
vance on hands of said Nov 17 7875

Witness
John McKelly.

Maria T. Johnson.

(see)

Geo. T. Johnson.

(see)

Thos P. Savage

(see)

agreement

(Ex,
no. 4)

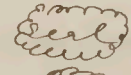
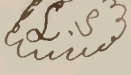
agreed

1700

This deed made this the 26th day of April A.D. one thousand eight hundred and seventy five (1875) between Peter Johansen and Marina E. his wife parties of the first part and A. C. Withers party of the second part. Witnesseth that the said Peter Johansen and Marina E. his wife doth grant unto the said A. C. Withers (Trustee) the following property to wit: all that piece or parcel of land lying in the Lower Parish of Henricenel County State of Virginia, containing One hundred and thirty acres, more or less, & adjoining the lands of Dr. R. H. Beamon William H. Brewer and Amos Wilson, In trust however to secure the payment of two notes dated the first day of April 1875, and payable in one & two years after date to William P. Moore or his assigns &c the first being due the 1st day of April 1876, and being for the sum of Two Hundred Dollars, the second being due on the 1st day of April 1877, and being for the payment of the same amount both being signed by the same party of the first part, & made payable to the said Wm P. Moore. In event of the default of the payment of either of the notes above mentioned when they shall respectively fall due in whole or in part, sale may be made. And it is covenanted and agreed between the parties aforesaid that in case of a sale the same shall be made after first advertising the time place and terms thereof for thirty days in some newspaper published in the town of Suffolk and upon the

following terms, to wit: for cash as to so much as may be necessary to defray the expenses of executing this trust, the fees for drawing and recording the same, if then unpaid. and to discharge the amount of money, principal and interest then payable upon the said notes, and if at the time of said sale any note or notes shall not have become due and payable and the purchase money be sufficient, such part or parts of the purchase money, as will be sufficient to pay off and discharge such remaining note or notes shall be made payable at such time or times, as the said remaining note or notes shall become due the payment of which part or parts shall be properly secured, and if there be any residue of such purchase money, the same shall be made payable at such time and be secured in such manner, as the said Peter Johannsen his executors administrators, or assigns shall prescribe and direct; or in event of his or either failure to give such direction in such time and manner as the said A. C. Withers (trustee) shall think fit. The said Peter Johannsen covenants to pay all taxes, dues, assessments - and charges upon the said property, hereby conveyed so long as he his heirs or assigns shall hold the same.

Witness the following signatures and seals.

Peter Johnson 
Marine Tebing Johnson 
A. C. Withers 

State of Virginia
Hanover County, to wit:

This day personally appeared
before me A. C. Withers a commissioner In Chancery
Peter Johennsen the party whose name is signed to
the writing above and acknowledged the same
before me in my county aforesaid

Given under my hand this the 26th day of April
1875.

A. C. Withers
Comr &c

State of Virginia
Hanover County, to wit:

I, A. C. Withers a commis-
sioner In Chancery for the County Court of Hanse-
mond Co. do certify that Maria E. the wife of
Peter Johennsen whose names are signed to the
writing above bearing date on the 26th day of
April 1875, personally appeared before me in
my County aforesaid and being examined by me
privily and apart from her husband and having
the writing aforesaid fully explained to her,
she the said Maria E. acknowledged 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 my hand this the 26th April 1875:

A. C. Withers
Comr &c.

In the Clerk's Office of Hammond County court
May 10th: 1875.

This deed was filed duly certified and admitted
to record.

Teste.

W.E. Cohoon. Clerk

A copy -
Teste

Peter B. Prentiss. Clerk.

Peter Johansen & ux

To { Copy of deed of trust

A. C. Withers, trustee
for Wm. P. Moore

(Ex.
No. 3.)

Whereas E. H. Lord and J. R. Gilbert by a deed dated the 20th day of February 1873 did grant unto Charles C. Small a certain lot piece or parcel of land hereinafter described, and whereas the said Charles C. Small did promise and agree to pay the said Lord and Gilbert the sum of one thousand five hundred dollars for the same and did make his certain notes in writing for the purchase price of said land which will more fully appear from a deed of trust dated the 1st day of March 1873. (and which is now of record in the clerk's office of Hannemond County, and which is here referred to, to explain more fully the matters and things set forth in these presents) and which deed of trust was given by said Small to secure the payment of said notes, and whereas the said the said Lord and Gilbert, after receiving a part of the purchase money, in cash did transfer the notes so secured, to William P. Moore for valuable consideration, and assigned their rights under the deed of trust to the same parties: and whereas the conditions of the deed were in part as follows "That in the event of default in the payment of the second notes therein mentioned. That sale should be made by A. C. Withers the chosen trustee in said deed after duly advertising the same &c. - and whereas the notes referred to in the deed are already due and payable and sale is directed by Wm P. Moore the beneficiary. And whereas the said Charles C. Small, and Wm P. Moore do by these presents annul

and make void all that portion of the deed of trust last referred to, requiring that a sale shall be made after advertising the time &c. and at public auction, and also that portion of the same deed of trust, directing that the property shall be sold on a credit to meet the notes as they may respectively fall due. And they the Senel Small & Moore do by these presents direct that the said A. C. Withers trustee shall sell the land aforesaid at private sale for not less than the amount of the notes & interest and shall give a general warranty deed for the same. Witness signatures & seals this the 2nd day of April 1875:

C. C. Small (S.S.)

Wm P. Moore (S.S.)

Now therefore this deed made this the 2nd day of April 1875 by A. C. Withers trustee of the State of Virginia party of the first part and Peter Johansen of the State of Iowa party of the second part witnesses, that in consideration of the sum of Twelve hundred \$1200⁰⁰ dollars (the full amount of the notes mentioned in a deed of trust bearing date as of the first of March 1873 and now of record in the Clerk's office of Hannemond and which is here referred to) the said A. C. Withers trustee, doth grant unto the said Peter Johansen with general warranty all that certain piece or parcel of land lying and being situate in the county of Hannemond in the Lower Parish of Senel count-

State of Virginia and containing One Hundred
And Thirty-acres (130) more or less, and bounded
by the lands of Richard H. Beamon Adeline H.
Brewer and Amos Wilson and the same land
that was conveyed to the said party of the first part
by Chas. C. Small in the deed of trust above referred
to.

Witness the following signature and seal

A. C. Withers Trustee 

State of Virginia

Hammond County, to wit:

This day personally appeared
before me R. S. Eley, a councilman for the town
of Suffolk and ex. officio a Justice of the Peace,
A. C. Withers trustee and acknowledged the forego-
ing deed to be his act and deed as such trustee
Given under my hand this the 26th Apr. 1873:

R. S. Eley - Councilman.

In the Clerk's Office of Hammond County Court
Apr. 26, 1873-

This deed was filed duly certified, & was thereupon
admitted to record.

Teste.

W. E. Cohoon Clerk

A Copy:

Teste,

Peter B. Prentiss. Clerk

x mt
A. C. Withers

To f Copy of Deed

Peter Johansen

(No. 2)

At a Court continued and held for Hanseland County, the
16th day of July, 1875.

On the motion of George M. Stever, who made oath as the law
directs, and entered into a bond in the penalty of One Thousand
dollars, conditioned according to law, with Amos Wilson, his
surety therein (who justified an oath as to his sufficiency, and
which said bond being acknowledged by the obligors therein, is
ordered to be recorded). Letters of Administration on the Estate
of Gustav P. Johansen, deceased, in due form are
granted him.

A Copy,

Teste,

Peter B. Prentiss. Clerk

Copy order of Quat. of ^{Land}
George M. Steven as
Admtr. of G. P. Johansen

Ex.
(No. 1)

Johannsen

27

Johannsen admiral

4 Exhibits.

Filed with Rice

Ci, et. Navy, Co
Va

Virginia

Nansemond County

To the Hon: George Blaw, Judge of the
Circuit Court of Nansemond County, Virginia
Complaining shew unto the Court
Your Complainant John J. Johannsen -

Your Complainant respectfully represents
to the Court and says, that his father Gustav
Peter Johannsen died in Nansemond County
Virginia on the 16th June 1875, Intestate leaving
a widow named Maine Sebnie Johannsen, &
three children, to wit, your Complainant John J.
Johannsen and Helen C, and Maria A. Johannsen
the last two being under twenty one years of age
his heirs at Law and distributees.

That the said Gustav P. Johannsen died Intestate
as aforesaid, and that George M. Steves duly
qualified as his administrator on the 16th day
of July 1875, in Nansemond County Court, Virginia
as may be seen by a copy of the order of Court
filed herewith as part of this Bill & marked No. 1.

That the said George M. Steves as
such administrator took charge of the personal
estate of said deceased and that but few if
any debts were due by the deceased -

That the said Deceased on the 3.^d day
of April 1875, purchased of A. C. Withers a
tract of land in said County, described as being
in the Lower parish of said County (now Sleepy Hole District)
State of Virginia, containing one hundred and thirty

acres, more or less, and bounded by the Lands of Richard H. Beamon, Wm H. Brewer's (estate) and Amos Wilson - a copy of said deed is filed herewith & marked No 2 -

That the said Gustav Peter Johansson by the name of Peter Johansson & Marine his wife by their deed of Trust dated the 26th day of April 1875, conveys the said Land by their deed of Trust to A. C. Withers, Trustee for Wm P. Moore to secure the sum of \$400, as therein named and which amount is yet unpaid - a copy of said deed is filed herewith & marked No. 3.

That the said Gustav Peter Johansson and children are Germans & moved into the said County from the North Western part of the United States & had been residing in said County but a short time when the said Gustav Peter Johansson died - That his family do not desire to remain in the said County, but to return to their former home & friends, and desire to close up the matters connected with the said estate as soon as possible - That the Marine S. Johansen (widow as aforesaid, and said John S. Johansen the son & oldest child of the deceased, entered into an agreement on the 17th March 1875, for themselves and for said Helen C. & Maria A. Johansen with ~~the~~ Thomas P. Sarap & Rena Murphy to sell the said Land to them for \$1250, in cash as soon

1
as the property sees could be made & authority
obtained - which agreement is filed herewith
as part of this Bill marked No 4.

Your Complainant says that the
conditional sale aforesaid is a judicious
one for the parties, and prays the Court to
Confirm the same

Your Complainant says that no
division or partition of said Land is desired
for the reasons above stated.

Your Complainant prays that
there may be paid to said Marine J.
Johannsen, widow aforesaid, such sum
as the Court may deem under the Law equivalent
and that she may be required to answer, say, whether
she is willing that such may be the case, & that
she is now or will be on the 30th of this month fifty
two years of age

In consideration whereof and
as this Court has jurisdiction to grant all
adequate Relief, In the End Your Complainant
prays, that said George W. Steer, admn.
of said Gustav Peter Johannsen decd, Marine
J. Johannsen (widow) and Helen G. & Maria A.
Johannsen (the two last being under twenty one
years of age), and ^{said} Thomas P. Sarap & Rena Mur-
phy may be made Defendants here to & answer
the allegations herein - that said George W.
Steer as admn. of Gustav Peter Johannsen
may render an account of his transactions, as

such, before me of the Commissioner, of this Court -
that some proper person may be appointed to
defend the Infant Defendants herein, that
said Marine J. Johansen (widow) may
say whether she will consent to a sale of said Land
and accept in lieu of the Debt therein (after
the payment of said Lien) a sum in fee
simple, that the provisional sale made to said
Thomas P. Savary & Rena Murphy may be ratified
& confirmed, & if not that the said Land may
be sold and proceeds divided as the Law directs,
and that such other and further relief may
be granted, as equity may require,

and your Complainant will &c.

John J. Johansen
by John R. Kilby atty

Killy p. 9

Johannsen

n. } Bille

Johannsen, adw, tel

Cir. Ct. Harris P. Co

John J. Johansen

2^d } Chy. Notes

George W. Stever, Administrator
Estate of Peter Johansen dec'd Sal.

1876. March 15th: Sum. in Chy. Jones to April Rules, 1876.

" April 3rd: Bill & Exhibits filed - Peter B.

" " " Bonds appointed genl. ad litem to inform

" " " defendants, who filed their answer,

" " " to which there was a genl. replication

" " " Answer of all the adult defendants
filed, general applications thereto,
and cause set for hearing, on mo.
of Complainants Counsel

" " 12th: Decree for assets:

" Aug. 24th: Report filed

" Octo: Decree to collect, make and distribute

" Nov. 9th Bond executed and filed.

1877. March 10th: Report of sale of part payment

" April 11th: Decree to deposit

" Octo: 15th: Continued

1878. April 15th: Continued

" Octo: 15th: continued

1879. Apl: 12th: Continued

" May 21st: Report of deposits filed.

" Octo: 11th: Decree to collect & pay out

1880. June 26th: Report of final payments filed

" Apl: 12th: Final Decree.

Chy: Notes

[Faint, illegible handwritten text, likely bleed-through from the reverse side of the page.]