1880-009
Nansemond Co. (Suffolk)

Chancery Causes: Robert Rogers vs William H. Grant

Woolfrey, Wolfrey

Plat

Oversize
Box 1
-1 Plat

Clerk	10. –
Atty Fee	16.50
Sheriff	.50
Com.	5.00 –
Printer	18.50
Surveyor	10.00
Cons	3.00
Ass	1.50
	65.00
	110.
	175.00

10.
5.
~~18.50~~
10.
25.

125
65
60

$50.

600
400
400
45.00
18.50

15.
16.50
.50
18.50
10.00
51.50

23.50

50
6
300
20
600
50

9 6 8
18.
6.00

53-68
4.50

.18

Costs -

Clk	$10.00
atto: Stay	16.50
Sheff:	50
Commr	5.00
Printer	8.00
	$40.00

Cont.

R & Rawls

1877 To Cash Dr

Nov 12 To Selling the Grant Land 150

Book and Job Printing, Plain or Colored, Neatly and Cheaply Executed.

Suffolk, Va., Nov 17 1877.

Messrs Wright & Rawles

To DUNBAR & WHITLEY, Dr.

PUBLISHERS OF

THE CHRISTIAN SUN.

Aug 17	To advertisement Rogers vs Grant 2 1/2 sq	4 00

Receipt & Grant

$ 8.50

Book and Job Printing, Plain or Colored, Neatly and Cheaply Executed.

Suffolk, Va., Nov 17 1877.

Messrs Wright & Rawles

To DUNBAR & WHITLEY, Dr.

PUBLISHERS OF

THE CHRISTIAN SUN.

Oct	26	To advertisement, Rogers vs Grant	2 sq 8t	$3 00
"	26	" handbills (same)		1 50
				$4 50

VIRGINIA:—IN THE CLERK'S office of the Circuit Court of Nansemond county, on Tuesday, the 15th day of April, 1879,—

IN VACATION.

Robert Rogers, Plaintiff
against
Wm. H. Grant and John C. Woolfrey, Defendants,

IN CHANCERY AND ATTACHMENT.

The object of this suit is to recover against the defendant, Wm. H. Grant, the sum of $50.00 with interest at the rate of six per centum per annum, from the 5th day of August, 1860, till paid and to subject the real estate of the said Wm. H. Grant, which has been attached in this state, he being a non-resident, to the payment of the said debt.

It appearing that the said real estate of the said Wm. H. Grant, is an undivided interest, and that the defendant, John C. Woolfrey, is the owner of the other undivided interest therein. The Circuit Court of Nansemond county, by its Decree of the 11th day of April, 1879, ordered, that the said John C. Woolfrey, be made a party defendant to this suit, and affidavit having been made, that the said John C. Woolfrey, is not a resident of the State of Virginia, it is ordered, that he appear at the Clerk's Office of Nansemond Circuit Court, within one month after due publication hereof, and do what may be necessary to protect his interest.

A copy—Teste :

PETER B. PRENTIS, Clerk.

Wright & Rawles, p. q. ap 18-4t

RINTING, PLAIN OR COLORED, CHEAPLY EXECUTED.

Terms: $2.00 Per Year.

SUFFOLK, VA., May 9th 1879.

Messrs Wright & Rawles,

To DUNBAR & BARRETT, Dr.

PUBLISHERS OF

THE CHRISTIAN SUN.

1879

May 9th To advertisement of Rogers vs Grant and Wolfrey, 3 w. s 4t — $6.00

I hereby certify that the above mentioned advertisement, Rogers vs Grant and Wolfrey, appeared in the Christian Sun once a week for four successive weeks.

Signed

May 11th 1879 D B Dunbar

All Available Text Successfully Captured

Wright - & Rawles

Rogers vs Grant
and Walpey

$6.00

1879

CHANCERY SUMMONS.

The Commonwealth of Virginia,

To the SHERIFF OF NANSEMOND COUNTY—Greeting:

YOU ARE HEREBY COMMANDED TO SUMMON Wm H. Grant

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* September *next, to answer a Bill in Chancery, exhibited against him in the said Court by* Robert Rogers

and have then and there this Summons. Witness, ~~ELLIS E. HOLLOWAY~~ Peter B. Prentis, *Clerk of our said Court, at his office, this* 31st *day of* August *1876, in the* 101st *year of the Commonwealth.*

Teste: Peter B. Prentis **Clerk of the Court.**

Original Attach. p. q

Robert Rogers

vs. } Summons in Chy. &

Wm. H. Grant

To September Rules 1876

Pro: B. Noel Judge 92

Cir. Co.

Memo:

The Sheriff is directed to attach the land and appurtenances thereon of the said Wm. H. Grant in the Upper Parish of Nansemond County, Va containing Four Hundred acres, more or less, and adjoining the lands of Hardy D. Parker's Estate, Wiley Wiggins and the Estate of General Barnes Goodman and others.

Teste, Peter B. Peeples. Clerk

1876. August 31st By virtue of this process, I did, on this day attach the land and appurtenances thereon of the within named Wm. H. Grant in the Upper Parish of Nansemond County, Va containing Four Hundred acres, more or less, and adjoining the lands of Hardy D. Parker's Estate, Wiley Wiggins and the Estate of General Barnes Goodman and others.
The said Wm. H. Grant is not a resident of this Commonwealth

F. H. Rawls D.Sh. for

L. L. Tidyham Sheff

VIRGINIA.—AT RULES HELD IN the Clerk's Office of the Circuit Court of Nansemond County, on Wednesday, the 6th day of September, 1876.

Robert Rogers.....Plaintiff, against Wm. H. Grant....Defendant. } In Chancery and Attachment.

The object of this suit is to recover against the defendant the sum of $50.00, with interest, at the rate of six per cent. per annum, from the 5th day of Augnst, 1860, till paid, and to attach his real estate in the county of Nansemond, and to subject the same to the payment of said sum.

Affidavit having been made that the defendant is not a resident of the State of Virginia, he is hereby notified to appear in the said Clerk's Office, within one month after due publication hereof, and do what may be necessary to protect his interest.

A copy—Teste:

PETER B. PRENTIS, Clerk.

WRIGHT & RAWLS, p. q. sep15-4t

Price of Advg.
$4.00

I do hereby certify that the annexed notice was published for four successive weeks in the Christian Sun and that the price charged is in accordance with the established rates of the Office, Given under My hand this the 7th day of November 1876

W. B. Wellons

Robert Rogers

To § Certificate of Pub

Wm. H. Grant

filed Nov. 8 At. 1876 Clk.

Know all Men by these Presents,

That we, Richard H. Rawls, ~~xxxx~~ Robert Rodgers and Henry T. Lawrence

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA, in the just and full sum of Two Hundred (200) 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 12th day of October in the year one thousand eight hundred and Seventy-seven, and in the 102nd 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 Richard H. Rawls who ~~he this day qualified before~~ was by a Decree of the Circuit Court of Nansemond County, pronounced on the 11th day of October, 1877, in the Chancery Cause of Robert Rogers Plaintiff vs U. S. Grant Defendant, appointed a Commissioner to make Sale of certain Real Estate in said Cause described, shall faithfully discharge his duties as such Commissioner under said Decree or any other Decree hereafter to be made therein.

~~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.

R. H. Rawls. {Seal.}

Robert Rogers {Seal.}

H. T. Lawrence {Seal.}

{Seal.}

{Seal.}

Richard H. Rawls

Comm'th:

vs

Fr. Z. Bard

Commonwealth

1877

Octo: 12th. Recorded & Filed

Know all Men by these Presents,

That we, Robert Rogers and Henry T. Lawrence

are held and firmly bound unto ~~the COMMONWEALTH OF VIRGINIA~~ Wm. H. Grant, in the just and full sum of One Hundred and fifty ——— 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 12th day of October in the year one thousand eight hundred and Seventy-Seven, and in the 102-d 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 Robert Rogers, shall, as ~~appointed by a Decree of the Circuit who has this day qualified before the~~ ——— Court of Nansemond County. pronounced on the 11th day of October, 1877, in the Chancery Cause of Robert Rogers, Plaintiff vs Wm H. Grant ~~Defendant~~ shall perform such future order of the said Court, as may be made upon the appearance of the said Defendant and his making defence ———

~~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.

Robert Rogers Seal.

H. T. Lawrence Seal.

Seal.

Seal.

Seal.

Robert Rogers

To } Bond

Wm H. Grant

Octo. 12th. 1877 Executed & filed

Agreeable to an order of Court we the undersigned Commissioners met and Set-a-part to Wm H. Grant, his interest in the tract of land that was convey to him by John Wolfrey, and a portion of Said land Said formerly has conveyed by Said Wm H. Grant, to Said John Wolfrey,

Beginning at a red oak in the State line Wm Everetts corner, thence East 116 poles to a pine a corner, thence N 6½° W 393 poles to a pine in the back line, which contains 474 acres, being Said Wm H. Grants interest. 478 acres remaining, of which the Said John Wolfrey formerly conveyed to Wm Everett 30 acres, This may be better understood by refering to the Plat, July 21st 1879.

Wm. D. Rupell
H. Whitaker
E. J Boyette
George W. Spivey
his mark

Commissioners Fee each	$1,00		$ 4,00
Chain bearers "	"	"	2,00
One chainpeace "	"	,50	1,00
Surveyors fee for Surveying making Plat and division			12,00
			$ 19,00

Robert Rogers
vs
Wm H. Grant
} In Chancery

To the Hon. Geo. Blow Judge
of the Circuit Court of Buchanan County
The undersigned appointed a special
Commissioner by the said Court on the
11th day of Oct. 1877, to sell the lands be-
longing to the said Wm H. Grant in the
above described suit with permission to
to make the following report:
The lands of the said Wm H. Grant
described in the said suit consists of an
undivided tract, containing by actual
survey made by order of this Court, and
which is herewith filed, Nine hundred
and fifty two acres, (952) all of which
is uncleared, and mostly wild pasture land,
an undivided half of which belongs to the
said Wm H. Grant and the other un-
divided half to one John C. Woolfenger*
That the special Commissioner finds it im-
possible to carry out and perform the decree
of the Court requiring him to make sale of
said land, that he offered it at public
auction but could get no bids on account
of the fact that the interest of the said
Grant was an undivided interest

* by reference to deed herewith filed made by the said Wm H. Grant to the said John C. Woolfenger

Your Commissioner would therefore respectfully suggest and request that the Court to decree that the said John C. Woolfley be made a party defendant to this suit and that W. S. Russell, Gen. W. Spivey, J. L. Doughtie E. J. Bryant and W. F. Milleer any two of whom may act be appointed special Commissioners to lay off and describe by metes and bounds the interest of the said Wm H. Grant in the said land, and that the said interest after it has been so determined, may be sold by your special Commissioner upon the same terms and conditions that are mentioned in the decree for sale, made on the 11th Oct 1877.

All of which is respectfully submitted.

R. M. Hawley

Special Commissioner

Robert Rogers
vs
Wm. H. Trout

Appeal from 1865

Report of Special Commissioner.

COMMISSIONER'S OFFICE,

Suffolk, Va., August 14th, 1877.

To Robert Rogers, Plaintiff,

and

To Wm. H. Grant, Defendant.

You are hereby notified that I have fixed upon the 15th day of September next, if fair, if not, on the next fair day thereafter (Sunday excepted), to take, at my office, an account of the land in the bill and proceedings mentioned, with any liens thereon and their priorities, with any other matters in the premises, deemed pertinent or required by either of the parties, required to be taken by a decree of the Circuit Court of Nansemond, rendered on the 11th day of April, 1877, 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.

au17-4t

ATLANTIC, of New York;
MANHATTAN, of New York;
EQUITABLE, of New York;
CITIZENS, of New Jersey;

FANCY
Book & Job
PRINTING
Neatly,
Cheaply,
and
PROMPTLY EXECUTED.

Suffolk, Va., August 187

Peter B Prentis, Com.

To DUNBAR & WHITLEY, Dr.

PUBLISHERS OF

THE CHRISTIAN SUN.

Terms: Cash on Delivery. KILBY STREET.

Aug 17	To Com. Notice of Rogers vs Grant 2½ sqrs 4t	$4 00

I hereby certify that the appended advertisement appeared for four successive weeks in the Christian Sun, a paper published in the Town of Suffolk, County of Nansemond

D B Dunbar

All Available Text Successfully Captured

Peter B Prentis
Conn.

Rogers 20 Group

$4.00

At a Circuit Court continued and held for Hanover County the 11th day of April 1877.

Robert Rogers . . . . . Plaintiff

Against } In Chancery

Wm N. Grant. . . . . Defendant.

This cause in which the Plaintiff appears to have proceeded against the Defendant in the mode prescribed by law against absent defendants, and he still failing to appear and answer, came on this day to be heard upon the bill and exhibits filed and was argued by counsel.

On consideration whereof the Court doth adjudge, order and decree that one of the Commissioners of this Court do take an account of the land in the Bill and proceedings mentioned with any liens thereon and their priorities, with any other matters in the premises deemed pertinent or required by either of the parties and make report of the same to Court.

A Copy:

Teste,

Peter B. Prentis. Clerk

Rogers
4
25 & Copy Decree
Grant

15

Commissioner's Office,
Suffolk, Va: Sept'r: the 15th: 1877

To the Circuit Court of Nansemond County:

Pursuant to a Decree of the Circuit Court of Nansemond County, rendered on the 11th: day of April 1877, in a suit in Chancery depending in the said Court, between Robert Rogers, Plaintiff, and Wm H. Grant, Defendant, the undersigned, one of the Commissioners of the said Court to whom was referred the taking of the several accounts, under said Decree, reports to the Court that on the 14th: day of August, 1877, he issued a notice against the several parties aforesaid, requiring them to attend the taking of the said accounts before him, at his said Office on this day, which notice he caused to be published according to law, in the "Christian Sun", a newspaper published in the Town of Suffolk, Va., a certificate of which publication was duly returned to your Commissioner. That the Plaintiff aforesaid, by his attorneys appeared before your Commissioner in obedience to the said notice, and he thereupon entered upon the duties required of him under said Decree, and now reports,

First: That the Defendant, Wm H Grant is the owner of Ninety (391) acres of land, more or less, situate in No 1 District, in Nansemond County, Va, adjoining the lands of General Bonner Goodman (dec'd) John Woolfrey Hardy D. Parker dec'd and others that is fee-simple value is $375.00 and is annual value is merely nominal.

Second: That there are no recorded liens on said land; and

Third: That the debt due the Plaintiff, by the Defendant, is for the sum of $50, with legal interest thereon from the 3rd day of August 1870, till paid, and is evidenced by a bond bearing date on that day & payable on demand to said Plaintiff; all of

which together with the Decree & certificate of Publication of the said Notice is herewith returned.

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

Peter B. Reeves.

Commissioner.

Comm'r. Ber. Co. Va.

Robert Rogers.

To } Commrs. Report

Wm. H. Grant

1877. Sept. 15th.

Peter B. Peebles
Commr

At a Circuit Court continued and held for Nansemond County, the 11th: day of October, 1878.

Robert Rogers . . . . . Plaintiff.

against } In Chancery

Wm: H. Grant . . . . . Defendant

This Cause came on this day to be again heard on the papers formerly read, the parties still failing to plead, answer or demur, and was argued by Counsel: On Consideration whereof the Court doth adjudge, order and decree, that John H. Williams, a Surveyor, do proceed to survey the lands in the bill and proceedings mentioned, of Wm H. Grant, including the lands formerly owned by said Grant and the lands conveyed by said Grant to John Wolfey, and make plat and full report of same to this Court.

A Copy: Teste,

Peter B. Prentis. Clerk

Robert Rogers
Copy order for Survey
Wm: H. Grant

~~Rogs~~ Robert Rogers
vs
William H. Grant } Attachment in Chancery.

The object of this suit is to recover of the defendant Wm H. Grant the sum of with interest thereon from till paid, ~~affidavit having been~~ that and to subject the real estate of the said Wm H. Grant which has been attached in this State, he being a non resident to the payment of the said debt. It appearing that the said real estate of the said Grant is an undivided interest and that one John C. Woolfrey is the owner of the other undivided interest therein, the Circuit Court of Nansemond County by its decree of April 11th 1879 ordered that the said John C. Woolfrey be made a party defendant to this suit and affidavit having been made that the said John C. Woolfrey is not a resident of the State of Virginia, it is ordered that he appear at the Clerk's Office of Nansemond Circuit Court within one month after due publication hereof and do what may be necessary to protect his interest.

Wright & Rawles p.q.

Robert Rogers vs Wm H. Grant
Chancery Suit depending in Circuit
Court of Isle of Wight.

This day R. H. Rawls attorney for
the Plaintiff made oath before me that
Wm H. Grant, the defendant in the above
entitled suit, is not a resident of the
State of Virginia. (signed) R. H. Rawls.

Sworn to before me
This 4th day of Sept: 1876
Peter B. Pinkard C.I.W.

Robert Rogers

4/17 } Aff. of Mrs. Rogers

U. S. Grant

1876

Ltr. 4th. Feb.

Robert Rogers. Plaintiff
against
Wm: H. Grant and
John C. Woolfley. Defendants

In Chancery
and Attachment,
pending in the Cir: Court
of Nansemond County, Virginia

This day. R. H. Rawles, Attorney for the Plaintiff
in the foregoing cause, made oath before me, that
John C. Woolfley, one of the Defendants, in the said
cause is not a Resident of the Commonwealth
of Virginia.

Sworn to before me
this the Clerk's Office
of the Cir: Co: of Nansemond
Court Va: this 15th. day
of April, 1879. Peter B. Prentes. Clerk

R. H. Rawles
atty for
Plaintiff.
"

Robert Rogers

Affidavit of
New residence of Jno C
Woolsey

Wm H Grant & John C.
Woolsey

April 15th 1879 Made Filed
& or. Pubs awarded

Rodgers vs Grant—

Thirty acres more or less situated in the Upper Parish of Nansemond County adjoining the Lands of John Wolfey, Francis Rogers and on which Wm H. Everett now resides.
8 or 10 acres cleared, no buildings except logs.
Somerton.

The Clerk of Nansemond ~~County~~ Circuit Court will issue summons in Chancery as follows

Robert Rogers . . . Plaintiff

vs

Wm H. Grant . . . Dft

The Clerk will endorse on the summons" The Sheriff is directed to attach the lands and appurtenances therein, of the said Wm H. Grant, in the upper parish of Nansemond County Va. containing four hundred acres more or less and adjoining the lands of Hardy S. Porter's est, Wiley Wiggins and the estate of General Barnes Goodman and others."

Wright & Rawls p.q.

Aug 31st 1876.

Nansemond County to wit;

This day, R.H. Rawls, attorney for the plaintiff in above entitled suit made oath before me that he believes the plaintiff's claim is just, amounting to fifty Dollars with interest from the 31st day of August 1860 at 6 per cent per annum. That the claim is just and that there is present cause of action therefor and that the defendant is a non-resident of Virginia and that Wm H. Grant has estate in Nansemond County Va. where the above suit is pending

(Signed)

R.H. Rawls.

Sworn to and subscribed before me, in the Clk's Office, this 31st day of August, 1876

Peter B. Powers. Clerk

Memo: 2

This deed made this 26th day January 1875 - between William H. Grant and Ann his wife of the one part, and John C. Wolfrey of the other part: Witnesseth, That for and in consideration of the sum of Six Hundred dollars, lawful money to him in hand paid by the said John C. Wolfrey, the receipt whereof is hereby acknowledged, the said William H. Grant and Ann his wife, doth grant, bargain, sell and release unto the said John C. Wolfrey a certain piece or parcel of land, lying in the Upper Parish of Nansemond County, adjoining the lands of Estate of Hardy Parker, Wiley Waggins, Estate of Genl. Barnes Goodman and others, and containing Four Hundred and Seventy-Eight acres more or less. To have and hold the same unto his the said John C Wolfrey's own proper use and behoof, forever.

In witness whereof the parties of the first part have set their hands and seals the day and years above written.

Witnessed in presence of.

William H. Grant Seal

Ann her Grant Seal
mark

State of Virginia

Nansemond County to wit:

We the undersigned B. G. Porter, and W. R. Elenor Justices for the County aforesaid, do certify that Ann Grant the wife of Wm H. Grant, whose names are signed to the writing herein, bearing date the 26th of January 1875- personally appeared before us in the said County and being examined by us privily and apart from her husband, and having the writing aforesaid fully explained to her. She the said Ann Grant 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 our hands this 27th day of Janry. 1875.

W. B. Elenor J. P.

Benja. G. Porter J.P.

In the Clerks office of Nansemond County Court 30th day of January 1875.

The foregoing deed was received duly certifyed as to Ann Grant and the said Deed was

acknowledged by Wm H. Grant, whereupon the same admitted to record

Teste.

Willis E. Cohoon

Clk.

A Copy:

Teste,

Peter B. Prentiss. Clerk

Wm H. Grant Lieut
To Copy Deed.
John L. Wolfley.

At a Circuit Court continued and held for Nansemond County the 11th day of October, 1878.

Robert Rogers . . . Plaintiff

against } In Chancery

Wm H. Grant . . . Defendant

This Cause came on this day to be again heard on the papers formerly read, the parties still failing to plead answer or demur and was argued by Counsel, on consideration whereof the Court doth adjudge, order and decree that John H. Williams a surveyor do proceed to survey the lands in the Bill and proceedings mentioned of Wm H. Grant including the lands formerly owned by said Grant and the lands conveyed by said Grant to John Wolfrey and make a plat and full report of same to this Court.

A Copy,

Teste,

Peter B. Prentis. Clerk

At a Circuit Court, held for Nansemond County, the 10th: day of April, 1879.

Robert Rogers . . . . . Plaintiff.

against } In Chancery

Wm: H. Grant . . . . . Defendant.

This Cause Came on this day to be again heard upon the papers formerly read, and the parties still failing to plead, answer or demur, and was argued by Counsel, and it appearing from the Report of the Special Commissioner, R. H. Rawles, that a sale of the lands of Wm: H. Grant, mentioned in the proceedings cannot be made to any advantage, because the interest of the said Wm: H. Grant in the said land, is an undivided interest: and it further appearing from Exhibits filed, that the remaining undivided interest belongs to one John C. Woolfrey: On Consideration whereof the Court doth confirm the Report of the said Commissioner, R. H. Rawles, and doth order, adjudge and decree, that the said John C. Woolfrey be made a party defendant to this suit, and that W. J. Russell, George W. Shivey, J. L. Doughtie, E. T. Bryant and W. F. Milleer, any three of whom may act, who are hereby appointed Special Commissioners for the purpose, be required after having been first duly sworn, to lay off and describe, by metes and bounds, the interest of the said Wm H. Grant, in the said land in the bill and proceedings mentioned, and make report of their proceedings hereunder to this Court; and if they find it necessary, they are hereby authorized to employ a Surveyor to assist them, in the performance of their duties hereunder.

A Copy: Teste,

Peter B. Rawles. Clerk

xmd

Robert Rogers
vs
City Recorder
April Term
1879
Wm H. Grant

Robert Rogers

vs

Wm H. Grant

This cause came on this day to be heard upon the papers formerly read, and the report of Commissioner P. B. Prentis, under a decree herein pronounced at the April term 1877, to which report no exception is taken, and was argued by Counsel. On consideration whereof, the parties appearing to have proceeded in the manner prescribed by law against non-resident defendants, and the defendants still failing to appear and plead or demur, the Court doth adjudge order & decree that Richd H. Rawles, who is hereby appointed a special Commissioner for that purpose, do, after having advertised the time & place of sale for three weeks successively in the "Christian Sun", a news paper published in Suffolk Va, expose to sale, at public auction, to the highest bidder, before the Court House door in Suffolk Va, on Some Court Day, the land in the bill & proceedings mentioned, whereof Wm H. Grant is seized & possessed, & upon the following terms, to wit: for cash sufficient to pay the costs and Expenses of this Suit, the residue to be paid in two equal installments in six & twelve months respectively from the day of Sale the purchaser to execute bonds with sufficient personal Security for the deferred payments, bearing interest from the day of sale, the bonds to be filed with the papers in this cause, and the title to be retained until the further order of the Court. But the said Richard H. Rawles is not to proceed to act under this decree as such Commissioner, until he shall have entered into bond with sufficient Security in the penalty of $200 before the Clerk of this Court, payable to the Commonwealth of Va, and con-

duties according to law, for the faithful discharge of his duties as such Commissioner under this decree, or any other decree hereafter And the said Commissioner will report his proceedings under this decree to the Court. But no sale is to be made hereunder unless or until the Plaintiff Rs Rogers shall have given bond with sufficient security before the clerk of this Court in the penalty of $150.00 with condition to perform such future order as may be made upon the appearance of the said defendant and his making defense

Robert Rogers
vs
Wm M. Grandy

Decree

Oct'r Term 1877
To be entered.
Oct 1877

Entered Oct. 13. Rev 1
p. 364

At a Circuit Court continued and held for Nansemond County, the 11th day of October, 1877.

Robert Rogers . . . . . Plaintiff.

against } In Chancery

Wm H. Grant . . . . . Defendant.

This Cause came on this day to be heard upon the papers formerly read, and the report of Commissioner P. B. Rentis, under a Decree herein pronounced at the April Term, 1877, to which report no exception is taken, and was argued by Counsel. On consideration whereof, the parties appearing to have proceeded in the manner prescribed by law against non-resident defendants, and the defendant still failing to appear and plead or demur, the Court doth adjudge, order and decree that Richard H. Rawles, who is hereby appointed a Special Commissioner for that purpose, do, after having advertised the time and place of sale for three weeks successively, in the "Christian Sun" a newspaper published in Suffolk, Va., expose to sale at public auction, to the highest bidder, before the Court House door in Suffolk, Va, on some Court day, the land in the bill and proceedings mentioned, whereof Wm H. Grant is seized and possessed, and upon the following terms, to wit: for Cash sufficient to pay the Costs and expenses of this Suit, the residue to be paid in two equal installments in six and twelve months respectively, from the day of sale. The purchaser to execute bonds with personal security for the deferred payments, and bearing interest from the day of sale. The bonds to be filed with the papers in this Cause, and the title to be retained until the further order of the Court. But the said Richard H. Rawles is not to proceed to act under this Decree, as such Commissioner,

until he shall have entered into bond with sufficient security, in the penalty of $200. before the Clerk of this Court, payable to the Commonwealth of Va. and conditioned according to law for the faithful discharge of his duties as such Commissioner under this Decree or any other Decree hereafter to be made. And the said Commissioner will report his proceedings under this Decree to the Court. But no sale is to be made hereunder unless or until the Plaintiff Ro: Rogers shall have given bond with sufficient security before the Clerk of this Court, in the penalty of $150.00 with condition to perform such future order as may be made upon the appearance of the said defendant and his making defense.

Costs

Clerk	$10.00
Att'y Pltf	16.50
Sheff	50
Commr	5.00
Printer	8.00
	$40.00

A Copy:
Teste,
Peter B. Prentis. Clerk

Robert Rogers
vs
Copy Decree
Wm. Ro. Rogers &c.

Rogers vs Grant.
In Chancery.

This cause come on this day to be
again heard on the papers formerly
read, the parties still failing to plead
answer or demur and was argued
by counsel, on consideration whereof the
Court doth order adjudge & decree
that John H. Williams a surveyor
do proceed to survey the lands in the Bill & proceedings mentioned
of Wm H. Grant, including the lands
formerly owned by said Grant and
the lands conveyed by said Grant to
John Woolsey and make a plat and
full report of same to this Court.

Rogue River Grant.

Decree for survey
October Term 1875
& be entered.
Geo. Williams.

copied

Entered O. B. No. 1 p. 405

Ro Rogers

vs

Wm M. Grant

This cause in which the Plaintiff appears to have proceeded against the Defendant in the mode prescribed by law, against absent defendants, & he still failing to appear and answer, came on this day to be heard upon the bill & Exhibits filed, and was argued by Counsel. On consideration whereof, the Court doth adjudge, order & decree, that one of the Commissioners of this Court do take an account of the land in the Bill & proceedings mentioned, with any liens thereon and their priorities, with any other matters in the premises deemed pertinent or required by either of the parties, and make report of the same to Court.

Rogers 1255

v

Grant Dft-

Issue for accomodc

April term 1877

To be entered

Geo. V. Bloss.

Entered O.B. No 1- P. 340

Robert Rogers

vs

Wm H. Grant } In Chancery

This cause coms on this day to be again heard upon the papers formerly read and the parties still failing to plead answer or demur and was argued by counsel and it appearing from the report of the Special Commissioner R H Rawls that a sale of the lands of Wm H. Grant mentioned in the proceedings cannot be made to any advantage because the interest of the said Wm H. Grant in the said land is an undivided interest and it further appearing from exhibits filed that the remaining undivided interest belongs to one John C. Woolfrey. On consideration whereof the court doth confirm the report of the said Commissioner R H Rawls and doth order adjudge and decree that the said John C. Woolfrey be made a party defendant to this suit and that W. S Russell, Geo. W. Spivey, J L Dugstin E. J. Bryant and W. F. Miller any three of whom may act who are

hereby appointed special Commissioners for the purpose be required after having been first duly sworn to lay off and describe by metes and bounds the interest of the said W.m H. Grant in the said land in the bill and proceedings mentioned and make report of their proceedings hereunder to this Court and if they find it necessary they are hereby authorized to employ a surveyor to assist them in the performance of their duties hereunder

This day E. S. Bryant W.m F. Miller G. W. Spivey & W. S. Russell was duly sworn to lay off the metes & bounds of the interest of W.m H. Grant and make report of their proceedings to the court Given under my hand this the 21st day of July 1879

F. R. Ellenor J. P.

Robert Rogers

vs

Wm H. Grant

Decree

April Term 1879.

To be entered.

Geo. R. Bell

Entered O. B. No. 1—

P. 429

clw

Robert Rogers
vs
U. S. Grant.

This cause came on this day to be again heard on the papers formerly read and was argued by counsel: on consideration whereof the court doth order, adjudge and decree that this suit be dismissed and removed from the docket.

I do concur
Geo Taylor

Robert Rogers
vs
W. H. Brank.

April Term 1880

Decree

To be entered.

Geo. P. Bond,

Entered Ord. Book
p. 482

This Deed made this Eleventh day of May, in the year of our Lord One thousand eight hundred and sixty-seven, between John Wolfrey and Ann, his wife, of the one part, and William H. Grant, of the other part. Witnesseth: that for and in consideration of the sum of One thousand Dollars to them in hand paid by the said William H. Grant, the said John Wolfrey and Anne his wife, doth bargain sell and convey and by these presents doth bargain sell and convey unto the said W. H. Grant, his heirs and asigns, a certain piece or parcel of land, lying and being situate in the Upper Parish of Nansemond, adjoining the lands of Sturdy D. Parker, Wiley Wiggins, the Estate of Gen: Barnes Goodman and others: containing Eight Hundred and forty-eight acres, more or less.

In Witness Whereof, the parties of the first part have hereunto set their hands and affixed their seals, the day and year above written.

Signed, sealed and delivered in presence of

John C. Wolfrey (Seal)

Ann M. Wolfrey (Seal)

Nansemond County, to wit:

I, D. C. Parker, Justice of the Peace for the County of Nansemond and State of Va: do certify, that Ann M. Wolfrey, wife of John C. Wolfrey, whose names are signed to the writing above, bearing date on the 11th. day of May, 1867, personally appeared before me, in the 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 Ann M. Wolfrey acknowledged the said writing to be her act and deed and declared that she had willingly

executed the same, and does not wish to retract it.

Given under my hand and Seal this 11th. day of May, 1867.

D. C. Parker. J.P. —

Nansemond County, to wit:

I, D. C. Parker, Justice of the Peace for the County aforesaid in the State of Va: do certify, that John C. Wolfrey and Ann M. Wolfrey, his wife, whose names are signed to the written Deed, bearing date, May 11th: 1867. have acknowledged the same before me, in our County aforesaid, and desire me to certify the said acknowledgement to the Clerk of said County, that the same may be recorded.

Given under my hand, this 11th. day of May, 1867.

D. C. Parker. J.P.

In the Clerk's Office of Nansemond County Court, the 13th day of May, 1867.

This Deed was received, and with the Certificates written thereon, admitted to record (the requisite Stamps of $1.00 having been affixed and cancelled)

Teste,

Peter B. Prentis. Clerk

A Copy:

Teste,

Peter B. Prentis. Clerk

John C. Wolfrey &
"
To Copy deed

Wm: H. Grant.

Exhibit "B"

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

Complaining, shew unto the Court your Complainant, Robert Rogers—

Your Complainant respectfully represents to the Court and says, that on the 3rd day of August 1860, one Wm H. Grant executed his bond to him for the payment of the sum of Fifty Dollars for value received, on demand, as will be seen by said bond herewith filed and marked "A" which is prayed to be taken as a part of this Bill

That the said Wm H. Grant is the owner of one half of a track of land which he purchased from John C. Wolfrey and Wife by Deed dated the 11th day of May 1867 as will be seen by a copy of said deed marked "B" herewith filed and prayed to be taken as a part of this Bill (the said Wm H. Grant having alienated one half of the said track of land since his purchase thereof, of the said Wolfrey and wife) The said track of land is situate in the Upper Parish of Nansemond County Virginia, & according to the deed contains Eight Hundred acres more or less and adjoins the lands of Hardy D. Parker, deceased, Wiley Wiggins and the estate of General Barnes Goodman and others.—*

That the said Wm H. Grant is now a resident of the State of Virginia—That the said debt is just and now due to your Complainant, that he has

* Except it from Sale is advised and believes that the said real estate is worth as much as the amount of the Lien in the Bond, and that the said land is encumbered by and over said bond, and no proceeding at law has been had, and being the Lien Creditor he cannot have recourse at present, and being a Lien Creditor he cannot have recourse to the Lien Property at Law for Remedy.

present demand therefor, and that the said
Wm H. Grant has estate in the (tenement,
land) not satisfy your Complainants claim within the
County. and that the rents and profits of the said
In Consideration whereof and as the Court has
jurisdiction to grant all adequate relief - To the
End. Your Complainant prays that the said Wm
H. Grant may be made Defendant hereto and
required to
answer the allegations herein and that the said
land may be sold to pay your Complainants
demand and costs,

And your Complainant will ever pray &c

Robert Rogers

by Wright & Rawls

Attys.

Sworn to before me in my Office this 4th day
of September 1876 by R. H. Rawls Attorney for
Plaintiff.

Peter B. Prentiss Clerk

Wright & Rawls
Pr

Robert Rogers

vs

Bill

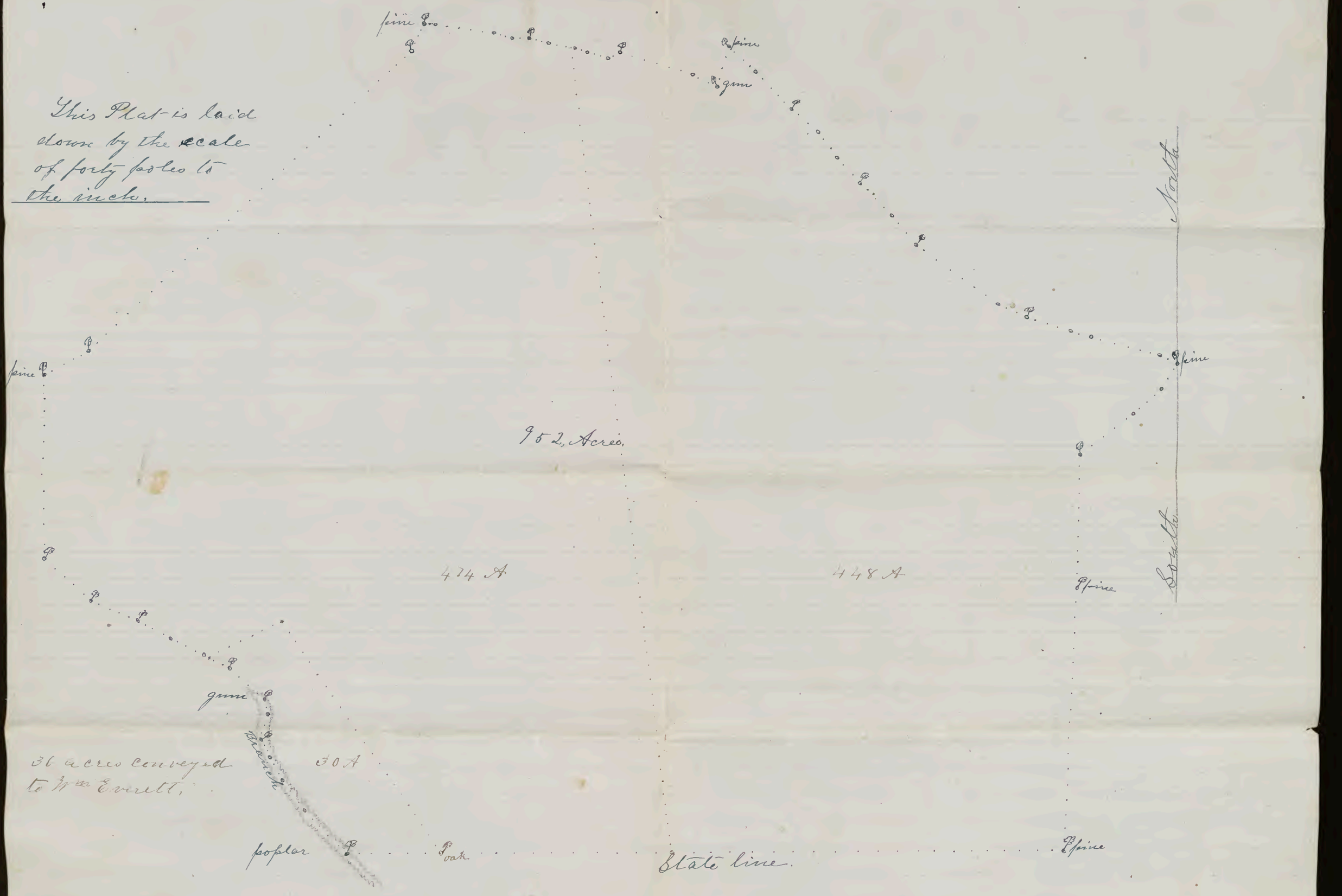
Wm. H. Grant

Robert Rogers
vs & Chy. Notes
Wm. H. Grant

1876. Aug: 31st. Subs. in Chy. to issd to Septr. Rules. 1876
" " " Affidavit &c. filed
" Septr. 4 Bill & Exhibits filed — Proper affidavit having been made filed, an order of Pub: awarded vs Defts.
" " Octo 2 nd: Continued for certfs. of Pub
" Nov. 8th Certfs. of Pub: filed
" " " Or: Pub: having been published and posted according to law, & no appearance Cause set for hearing on Mon: of Pltffs Counsel
1877. April 11th: Decree for Accts.
" Septr 15th. Report filed
" Oct. 11th Decree for Sale
" 12th: Bond & Comm: filed
" " do & Pltffs Do
1878. April 15th Continued
" Do Order for Issuing
" Oct. 9th. Alias Issuing &c
1879. April 10th Report of Sale. Comm: Rawles filed
" " Leave to make a new Sale
" 18. Affidavit of Non-residence of John C. Wadsley made & filed & Or. Pub: nisi awarded.
1880 " Oct: Contd — 1880. April Term Discontinued

Chy: Notes

This Plat is laid down by the scale of forty poles to the inch.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