1883-012
Nansemond Co. (Suffolk) Chancery Causes: J. W. King & Bro vs Admr of John D. Jones et al

VIRGINIA:—AT RULES HELD IN the Clerk's Office of the Circuit Court of Nansemond county, on Monday, the 7th day of August, 1882:

J. W. King and W. A. King, partners in trade, under the firm name of J. W. King & Bro., plaintiffs,

against

John L. Fulgham, Sheriff of Nansemond county, and as such administrator of the estate of John D. Jones, deceased, in Nansemond county; S. W. Jones, widow of said John D. Jones; Virginia, Sarah and Mamie Jones, the last three infants, under the age of twenty-one years, defendants.

IN CHANCERY.

The object of this suit is to recover against the estate of the defendant, John D. Jones, deceased, the sum of forty five (45) dollars, balance on account, due to the plaintiffs, and to subject the real estate of the said descendent, in Nansemond county, Virginia, to the payment thereof. Affidavit having been made and filed that the defendant, S. W. Jones, widow of said John D. Jones, is not a resident of the State of Virginia, it is ordered that she appear here within one month after due publication of this order, and do what may be necessary to protect her interests in this suit.

A Copy—Teste:

PETER B. PRENTIS, Clerk.

RAWLES & CAUSEY, p. q. aug9 1aw4w

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J. W. King and W. A. King, partners in trade, under the firm name of J. W, King & Bro., plaintiffs,

against

John L. Fulgham, Sheriff of Nansemond county, and as such administrator of the estate of John D. Jones, deceased, in Nansemond county; S. W. Jones, widow of said John D. Jones; Virginia, Sarah and Mamie Jones, the last three infants, nnder the age of twenty-one years, defendants.

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A Copy—Teste:

PETER B. PRENTIS, Clerk.

RAWLES & CAUSEY, p. q. ang9-1aw4w

Portsmouth, Va., Aug. 20 1881

Mr Causey & Rawles

The Portsmouth Times

To "~~VIRGINIA GRANGER~~," Dr.

To Add Chancery Notice		
Engl. a. w. & w.		$ 7 20

VIRGINIA:—AT RULES HELD IN

keep railroad time, and those that utilize the ferry always have their watches to correspond with what is known as "ferry time." Thus we have "Navy-yard," "Railroad" and "Ferry Time," and they all differ, each one from the other, all claiming to be the

This is to certify that the advertisement hereto attached has appeared in the "Lieutenant's Daily Times" once a week for four weeks as required by law

1882
Sept. 4th

W. Ridder
Manager

Mr. Prentis: Please take up all the cost
-including principal & interest — in the case
of King & Bro vs Jones Admr. Remember there is
a bill of $5 advertising "order publication" and another
bill of $5 advertising notice of Comm'r R.R. Prentis
to take accts, and also a fee of $5 due said
Commissioner. Send me a list of the whole amt
due by Mr. Jones.

Rawles.

over.

Send me all the
papers in the case
Rawlins

Virginia:

At Rules held in the Clerk's Office of the Circuit Court of Nansemond County, on Monday, the 7th: day of August, 1882.

J. W. King and W. A. King, partners in trade, under the firm name of J. W. King & Bro: . . . . . Plaintiffs.

Against } In Chancery.

John L. Fulghum, Sheriff of Nansemond County, and as such, Administrator of the estate of John D. Jones, deceased, in Nansemond County; S. W. Jones, widow of said John D. Jones: Vinnie, Sarah and Mamie Jones: the last three, infants, under the age of twenty-one years . . . . . Defendants.

The object of this suit is to recover against the Estate of the defendant, John D. Jones, deceased, the sum of Forty-five (45) dollars, balance on account, due to the plaintiffs, and to subject the Real Estate of the said decedent, in Nansemond County, Virginia, to the payment thereof. Affidavit having been made and filed that the defendant, S. W. Jones, widow of said John D. Jones, is not a resident of the State of Virginia, it is ordered, that she appear here, within one month after due publication of this order, and do what may be necessary to protect her interests, in this suit.

Teste:

Peter B. Prentis. Clerk.

Rawles & Causey. p. q.

J. W. King & Bro:
vs } In Chy:
John D. Jones' Ex'l: Reb: dec.

Ex: Pub:

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON John L. Fulgham, Sheriff of Nansemond County, and as such, Administrator of the Estate of John H. Jones, deceased, in Nansemond County, S. W. Jones, widow of said John H. Jones: Vinnie, Sarah and Mamie Jones: the last three infants, under the age of twenty one years.

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 August 1882 (This month) ~~next~~ *to answer a Bill in Chancery, exhibited against* them *in the said Court by* J. W. King and W. A. King, partners in trade, under the firm name of J. W. King & Bro:

and have then and there this Summons. Witness, PETER B. PRENTIS, *Clerk of our said Court, at his office, this* 5th *day of* August, 1882, *in the* 107th *year of the Commonwealth.*

Teste: Peter B. Prentis. *Clerk.*

Rawles
Causey } p. q

J. H. King & Bro:

25 } Summons in Chy:

John L. Fulghum, Sh'ff &c
Nansemond County & Admin'r of
Geo: D. Jones, decd, &al:

To August Rules, 1882

Aug. 5-

Bro: B. No: 1. Page
Cir: Co:

I acknowledge due and legal service of
a copy of the same.

County, to wit:

The within named S. W. Jones, widow
resident of the State of Virginia

John L. Fulghum

J. W. King and W. A. King, partners in trade,
under the firm name of J. W. King & Bro: . . . . Plaintiffs
against } In Ch'y: Cause pending in the Cir: Co: of Nansemond County, Va
John L. Fulghum, Sheriff of Nansemond County, and as such,
Administrator of the Estate of John D. Jones, deceased, in Nanse-
mond County; S. W. Jones, widow of said John D. Jones & al: . . Defendants

C. H. Causey, this day personally appeared before me, Clerk
of the Cir: Co: of Nansemond County, Va: and made oath that said S. W.
Jones, widow of said John D. Jones, one of the defendants, in
the above cause, is not a resident of the State of Virginia

Sworn to before me, in my
Office, this 7th: day of August
1882.

(Signed)
C. H. Causey

Peter B. Prentis, Clerk
of the Cir: Co: of Nansemond
Co: Va:

J. W. King & Bro:

vs

Affidavit

John L. Pilgham, Sh'ff. of Hanover
and County & admin'r. of Jno: D. Jones,
dec'd & al.

Aug: 7th: 1882 made & filed

Virginia

At Rules, in the Clerk's Office of the Circuit Court of Hanover County on Monday the 7th day of August 1882.

J. B. King and W. D. King, partners in trade, under the firm name of J. B. King & Bro. . . . Complainants

against

John L. Feighan Sheriff of Hanover County and as such, Administrator of the estate of John D. Jones, deceased late of Hanover County; S. W. Jones, and Sarah A. Jones, Minnie, Sarah, and Mamie Jones the last three infants under the age of twenty one years. Defendants

On the motion of the complainants, by Counsel Peter B. Prentis, 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.

Test:

Peter B. Prentis. Clerk

1882. August 7. I hereby acknowledge service of the foregoing order, and that I have received a copy thereof

Peter B. Prentis

Gdn ad litem.

J. W. King &c:

vs } order appt'g Sheriff &c
and Coroner &c

John L. Fulgham, Sheff: &c } Jur:
D. Jones. Decd &c:

John D. Jones' Est

1880 To J. W. Kring & Bro Dr

January 1st " Order through Wm L. Mitter, Agt for Bryant Sumner's Family $60.00

—Cr—

April 24 By 1 Draft drawn by Jno. D. Jones on Dolner & Patten, N.Y. 15.00

" To balance due us 45.00

" Interest on $45.00 =

Sworn to before me.
Apl 1883. R. L. Reuch
Notary Public

Portsmouth, Va. Jan 27 1883

Mr Robt T. Prentis Can

TO "PORTSMOUTH DAILY TIMES,

To Add J. W. King & Bro vs. Jno L. Fulghand Administrator One week for four weeks

(over)

COMMISSIONER'S OFFICE,
SUFFOLK, VA., January 3, 1883.

TO J. W. KING AND W. A. KING, partners in trade under the firm name of J. W King & Bro., complainants,
against
John L. Fulgham, Sheriff of Nansemond county, and as such administrator of John D. Jones, deceased, in Nansemond county; S. W. Jones, widow of John D. Jones, and Vinnie, Sarah and Mamie Jones, the last three infants, defendants,

IN CHANCERY:

You are hereby notified that I have fixed upon WEDNESDAY, the seventh day of February, 1883, to take, state and settle, at my office in Suffolk, Virginia, the following accounts, to-wit:

1. An account of the transactions of John L. Fulgham, sheriff and administrator of John D. Jones, deceased.
2. Who are the heirs at law of John D. Jones, deceased.
3. An account of the fee simple and annual value of the said decedent's land in Nansemond county, and whether a sale of any portion of the same will be necessary
4. An account of all debts due by the said decedent, John D. Jones, and
5. Any other account deemed pertinent by the Commissioner, or required by any of the parties in interest to be stated.

All which accounts are required to be taken by the decree of Nansemond Circuit Court, rendered on the 19th day of October, 1882, in a suit in Chancery depending in said court, in which you are parties, plaintiffs and defendants; at which time and place you are required to attend.

Given under my hand the day and year first aforesaid.

ROBT. R. PRENTIS,
Master Commissioner.

CAUSEY & RAWLES p. q ja6-S24w.

All Available Text Successfully Captured

Pursuant to Law
Mar 13, 1883

This is to certify that the advertisement hereto annexed in the case of J. W. Ewing & Bro v.s. Jno. L. Lubbham was inserted in the Times once a week for four successive weeks.

D. Bidleder
Manager

4

At a Circuit Court held for Nansemond County
the 10th: day of October 1882.

John H King & Brother — Plaintiffs

Against

The Chancery

John D Jones' Administrator &c. — Defendants.

This Cause came on this day to be heard on the bill of the Complainants taken for Confessed, as to the adult defendants, on whom proces had been duly served, and they still failing to appear and plead, answer and demur, thereto, the Answer of the infant defendants by Peter B Parris their Guardian ad litem with general replication to said Answer, the exhibits filed therewith and was argued by Counsel.

On Consideration whereof the Court doth adjudge, order and decree that the defendant John L Tulyhann, Sheriff and administrator of John D Jones, deceased, do render an account of his transactions as such before me of the Commissioner of this Court.

That all debts due by said decedent may be ascertained and stated,

That the fee simple and annual value of the decedents land in Nansemond County may be ascertained and stated and whether a sale of any portion of the same will be necessary

all which account the said Commissioner will examine state and settle, and report to Court, with any matter specially stated deemed pertinent by himself, or which any of the parties may require to be so stated, and

That the heirs at law of said decedent may be ascertained and stated

in some Newspaper
publication once a week for four weeks, in Portsmouth
in Portsmouth shall be in lieu of personal service
of notice on the parties of the time and place of
hearing said accounts.

And it is hereby ordered of record in open Court
that notice may be ordered herein in vacation

And the cause is continued &c

A Copy:
Test:
Peter B. Peirce Clerk.

Probate Notice

John W. King Bro:
vs Copy Notice Oct 6: 10/82
Hon: E. Sewall Judge.

I.

John L. Tulgham Sheriff of Nansemond County and Administrator of John D. Jones dec'd. reports that no personal assets of the decedent have come into his hands and that he does not know of any personal property belonging to the decedent in the State of Virginia. -

---

II.

The heirs-at-law of John D. Jones dec'd. -

The best information your Commissioner has been enabled to get leads him to report that the heirs-at-law of the said decedent are:

1. His widow: Mrs. S. W. Jones, and
2. The following children: Vinnie Jones,
   Sarah Jones,
   Mamie Jones. -

They all reside in the State of Georgia, and the three last named are infants. -

III.

Debts due by John D Jones dec'd

The only debts proved before the Commissioner is the debt claimed in the bill.

King & Bro.

Open account for supplies furnished to Bryant Summers family per contract 60.

1880 April 24. By cash 15.

45.

Interest from April 24 '80 to 24 April 1883 8.10

1883 April 24. Amount due $53.10

IV.

The fee simple and annual value of John D. Jones real estate in Nansemond County.

1. Seventy five acres of land in Holy Neck Magisterial District, 19 miles Southwest of the Courthouse valued at $4 per acre, adjoining the lands of Cross and Holland. Value of buildings $50. Assessed value according to the Commissioners Books. $300.-
Estimated annual value say $30.-

2. Fifty acres of land in Holy Neck Magisterial District 13 miles Southwest of the Courthouse valued at $3. per acre, adjoining the lands of

R. C. Everett and ~~Coats~~ Holland - No buildings - The assessed value of this tract is $150.-

Annual value at present, nominal.

The 75 acre tracts will pay the debts within five years if rented out, and the 50 acre tracts will hardly more than pay the debts and costs if sold.-

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Commissioners Office,
Suffolk Va. 7. Feby: 1883.

To the Circuit Court of
Nansemond County.

Pursuant to a decree of the Circuit Court of Nansemond County rendered on the 10. day of October 1882 in the chancery cause of J. W. King & Bro. v. Jno. D. Jones' Admr &c. (a copy of which is hereto annexed) the undersigned one of the Commissioners of the said Court proceeded to make the enquiries and take the accounts required by the said decree. On the 3. day of Jany: 1883 your Commissioner issued the notice required by the said decree fixing upon this day as the time and my office in Suffolk as the place for proceeding to execute the said decree. The said notice was published as the said decree requires, and is herewith returned.

On the preceding pages will be found the results of your Commissioners inquiries in paragraphs

numbered I., II., III., IV., which fully explain themselves. –

Proper evidence of the debt due the complainants is herewith returned. –

Respectfully submitted,

Robt. D. Lewis. –

Master Commissioner. –

Fee $10.00

J. H. King & Bro.

Comm'rs Report

v.

dated Feb'y. 1883.

Jno. D. Jones' Adm'r &c.

J. W. King & Bro . . . Pltffs.

vs. —

J. D. Jones admr &c . . Defts.

This cause came on this day to be again heard on the papers formerly read therein and on the report of Comr. R. R. Prentis made in this cause pursuant to a decree of this court pronounced at the October Term, 1882 and was argued by counsel.

On consideration whereof the Court doth confirm said report, to which no exceptions have been filed, and doth adjudge, order and decree that ~~R. H. Rawlins, who is hereby appointed special Commr for this purpose~~ John L. Halsham Sheriff of this County do take into his possession the tract of land in the proceedings mentioned as containing Seventy five acres and proceed to sell out the same to the highest bidder from year to year until the debt, interest and costs due to the Complainant in this cause shall be fully paid off and discharged. Said costs to be taxed by the Clerk of this Court and paid out of the first monies coming into the hands of the said John L. Halsham Sheriff as aforesaid. And

said John L. Faulkner, Sheriff - shall make report to Court of his proceedings under this decree -

And the said cause is continued -

King
vs
Jones

1883
April Term 3rd
Rough draft
to be entered
Lewis A Blount
Atty

Entered 03 Book 1 Page 606

Land Record Book Vol. 03
Page 606

In the Circuit Court of Hancock County,

Jno. W. King & Bro

vs

John D. Jones' admr & al

This cause came on this day to be heard on the bill of the complainants taken for confessed as to the adult-defendants, on whom process had been duly served, and they still failing to appear and plead, answer and demur thereto, the answer of the infant defendants by Pelia B. Prentis their guardian ad litem, with general replication to said answer, the exhibits filed therewith and was argued by counsel.

On consideration whereof, the Court doth adjudge, order and decree that the defendant John L. Fulgham, Sheriff and administrator of John D. Jones dec'd, do render an account of his transaction as such before one of the commissioners of this Court.

That all debts due by said decedent may be ascertained and stated.

That the heirs at law of said decedent may be ascertained and stated.

That the fee-simple and annual value of the decedents land in Hancock County may be ascertained and stated and whether a sale of any portion of the same

will be necessary.

All which accounts the said Commissioner will examine, state and settle and report to Court, with any matter specially stated deemed pertinent by himself, or which any of the parties may require to be so stated, and publication once a week in some newspaper in Norfolk or Portsmouth once a week for four weeks shall be in lieu of personal service of notice on the parties of the time and place of taking said accounts

And it is hereby entered of record in open Court that decree may be entered herein in vacation.

And the cause is continued &c.

Ruffin & Bro
for Pltff
Jones Commissioner

1882
Oct 19th
Rough draft
To be entered
Jas. T. Stewart

Ex'd Orig Order Book
No 1 page 347

J. W. King & Bro.

vs

J. D. Jones admr &c

The object for which this suit was instituted having been accomplished on motion of the plaintiffs by their attorney, it is ordered that the same be removed from the docket.

King & Bro
vs
Jones adms &c

17th
Octo. Term 1883

Rough sheet
To be entered

Geo. Blow.

Serial

643
Entered OB 10 folio 643

J W King & Bro.

Vs. } In Chy.

John L Fulghum Shff. of Nansemond

County, and as such Admr. &c. of John D. Jones
deceased in Nansemond County, S. W. Jones, widow of said John D. Jones
D Jones, Vinney, Sarah and Mamie Jones
the last three infants under twenty one
years of age.

The joint and several answer of Vinney, Sarah
and Mamie Jones. infants under twenty one years
of age. by Peter B Prentis their Guardian ad litem, to
the Bill of Complaint exhibited against them in the
Circuit Court of Nansemond County, Virginia
by J W King & Bro.,

These Respondents answer and say that so far as they
know the allegations and statements contained in the
said Bill of Complaint may be true; but that being
infants and ignorant of their rights and interests in
the premises, they submit the same to the Wisdom
of the Court. and pray that no order or decree may
be made herein inconsistent with their rights

(Signed)

Peter B. Prentis

Gdn ad litem.

J. W. King & Bro:

vs } Answer of Infants

John L. Fulgham, Sh'ff. &c &c
Jno: D. Jones, decd. &al.

At a Monthly Court continued and held for Nansemond County, the 11th. day of October, 1881.

On the motion of J. W. King & Bro: it is ordered, that the Estate of John D. Jones, deceased, in this County, be committed to the hands of John L. Fishburn, Sheriff of this County, for administration according to law: it appearing that the said John D. Jones has been dead more than three months, and no one having applied for administration on his estate.

A Copy:

Teste:

Peter B. Prentis. Clerk.

J. W. King Bro
& In Chy:
Jno: D. Jones. Pres: Rob: Val:

Exhibit
No: 1

In the Circuit Court of Nansemond County
— In Chancery —

J. W. King and W. A. King partners in trade under the firm name of J. W. King & Bro. . . . Plaintiffs

vs.

John L. Fulgham, Sheriff of Nansemond county & as such Admr of the estate of John D. Jones dec'd in Nansemond County, S. W. Jones widow of said John D. Jones and Vinnie, Sarah, and Mamie Jones, the last three infants. . Defendants.

To the Hon'l George Blow, Judge of said Court,

Humbly complaining, sheweth unto your honor, your complainants, J. W. King and W. A. King, respectfully represent to the Court and say that John D. Jones formerly a resident of the County of Nansemond, in the State of Virginia, several years since engaged in what is known as the turpentine business in the State of Florida and was accustomed to hire many of his hands in this County annually to perform the labor necessary to carry on the

business of manufacturing turpentine and resin.

That it was often the case that laborers hired to go from the County of Nansemond to the field of the said Jones' operations left families behind them and arrangements were often made with parties living and doing business in this County to furnish supplies to these families by giving orders to furnish certain amounts either in money or provisions to said families of the absentees.

That for the year 1880, the above mentioned John D. Jones hired among others, one Bryant Summer, who had a family in this County, and when he went South with said Jno. D. Jones, left them here, and it was agreed at the time that your complainants, who are merchants in this County should furnish a certain quantity of supplies to the family of said Bryant Summer, and this was done by and through William F. Mitten the duly authorized agent of said John D. Jones.

That supplies to the amount of

Sixty dollars ($60.00) were furnished the family of said Bryant Sumner during the months of January, February, March and the greater part of April.

That on the 24th day of April 1880, a sight-draft drawn by said John D. Jones for $15.00 was received by J.W. King & Bro. in part payment of the above mentioned account, and soon thereafter the said John D. Jones departed this life.

That since his death your complainants, though demand has often been made, your complainants have been wholly unable to obtain any satisfaction of their claim and hence are compelled to resort to the aid of this court to enforce the payment of their debt.

That the said John D. Jones died intestate, leaving a widow and four children, only a son, since dead - as your complainants are reliably informed, as his only heirs at-law

That the said John D. Jones died seized and possessed of certain real estate in the County of Nansemond, consisting of two small tracts, as follows -

1st: A tract of 75 acres in the district of Holy Neck entered in the Commissioners book as adjoining the lands of Cross & Holland, and another tract of 50 acres in the same district adjoining the lands of R. E. Everett and Holland. The first-named parcel being valued on the land book for District No. 1 of this County at $300.00 and the second tract at $150.00

That on the 11th day of October, 1881, the estate of said John D. Jones was committed to the hands of John L. Fulgham Sheriff of said County of Nansemond for administration according to law- See exhibit No-1-

That there is no personal estate in this County to pay this debt- and it will therefore be necessary to subject the said land to the payment of the same.

In tender consideration whereof, forasmuch as your complainants are remediless in the premises, save by the aid of a court of equity where matters of this sort are alone and properly cognizable Your complainant prays that John L. Fulgham Sheriff and Admr. of said

John D. Jones, decd, S. W. Jones, widow of said decd, Vinnie Jones, Sarah Jones and Mamie Jones, the last three infants be made parties defendant to this bill and be compelled to answer the allegations contained therein, the adults in their proper person and the infants by a guardian ad litem,

That the account of said John L. Fulgham as Admr of John D. Jones decd may be settled.

That an account of all debts due by the decedent may be stated, the amounts thereof, their dignity and priority.

That the fee simple and annual values of the above mentioned land may be ascertained and that if necessary a part of said land may be sold to pay your complainants debt and that your honor will grant unto your complainants such other, further and general relief as may be consistent with equity and the case may require - And your complainants will ever pray &c.

1882 Aug 4th J

J. W. King & Bro.
by C. H. Causey
Counsel for

Rawlen Causey & h.g.

King & Bro.

vs & In chcy

John D. Jones admr

+ al

"Bill"

J. W. King & Bro:

vs } Chy: Notes

John L. Fulgham, Sh'ff: of Nansemond County & admr:

of Jno: D. Jones, dec'd & al:

1882. Aug: 5th: Summ's in Chy: issued to Aug. Rules, 1882

" " 7th: Bill & Exhibits filed. Peter B. Jones, infant defts: who filed their answer to which there was a gen'l: replication & cause set for hearing as to them on mo: of Plaintiff's Counsel

" " " Decree nisi vs defts: John L. Fulgham, Sh'ff: &c

" " " Proper affidavit having been made & filed, an order of Pub: was awarded vs the Defts S. W. Jones, widow of Jno: D. Jones

" Septr: 4th: Decree nisi confirmed vs defts: John L. Fulgham, Sh'ff & cause set for hearing as to them, on mo: of Pl'ff's Counsel

" " " Certif: of Pub: filed

" " " Or: Pub: having been published & posted according to Law cause set for hearing

" Octr 10 Decree for Account

" Nov 13 Report filed

" " " Decree to report out &c

Chy: Notes