1884-002
Nansemond Co. (Suffolk)

Chancery Causes: John A. Johnson et al vs Leroy Johnson infant, et al

Williams

Suffolk Va
9 June 1884

Cashier Farmers'

Prin. $370.

Int. 12.95

$382.95

9. June 1884.

"Master lot" insured in Mutual
Asswana Soc. - "Perpetual" - $800 -
Ann prem $4.2

Costs

C. K. $15.00
Atto Fees 51.00
Sheff. 1.00

E. D. Bell
G. W. Bailey
Richard Peel

$73.50

Virginia

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

John A Johnson, Joseph F. Williams. Annie B Williams and John L Williams: the last three of whom are infants, under the age of twenty one years, who sue by their father and next friend, Marshall G Williams. Complainants

Against

Lucy Johnson, an infant under the age of twenty one years. Martha Johnson, John L Fulgham Sheriff of Nansemond County, and as such, Administrator of John P. Johnson Deceased. Defendants.

On the motion of the complainants, by Counsel, Peter B Prentis is appointed guardian ad litem, to the infant defendant, 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.

Teste:

Peter B. Prentis. Clerk

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

Peter B. Prentis

Gdn: ad litem.

John A. Johnson & al:

vs } Order appt'g guardian ad litem

Leroy Johnson, an infant & al:

Know All Men by These Presents,

THAT WE, Robert R. Prentis, and Joseph P. Webb

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA in the just and full sum of Eight hundred (800) 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 10th: day of November, in the year one thousand eight hundred and eighty-three, and in the 108th: 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 R. Prentis,

who ~~ha~~ was by a Decree of ~~this day qualified before~~ the Circuit Court of Nansemond County, pronounced on the day of October, 1883, in the Chancery Cause of John A. Johnson Ad. Plaintiffs, against Lucy Johnson, an infant &c appointed a Special Commissioner to sell certain Real Estate in said Cause described,

as Special Commissioner aforesaid

shall faithfully discharge the duties of his said trust, then the above obligation to be void, or else to remain in full force and virtne.

Executed in presence of the Court.

Rob. R. Prentis (SEAL.)

Jos. P. Webb (SEAL.)

(SEAL.)

(SEAL.)

(SEAL.)

Robert R. Prentiss, Comm'th

To

Bond

Commonwealth

1883

Nov: 10th

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON Leroy Johnson, an infant, under the age of twenty-one years, Martha Johnson and John L. Fulgham, Sheriff of Nansemond County, and as such, Administrator of John P. Johnson, deceased,

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 *next to answer a Bill in Chancery, exhibited against them in the said Court by* John A. Johnson, Joseph F. Williams, Annie B. Williams and John L. Williams: the last three of whom are infants, under the age of twenty-one years, who sue by their father and next friend, Murdock G. Williams,

and have then and there this Summons. Witness, PETER B. PRENTIS, Clerk of our said Court, at his office, this 24th *day of* July *1882, in the* 107th *year of the Commonwealth.*

Teste: Peter B. Prentis. Clerk.

Executed & copy of the within delivered to
Leroy Johnson and Martha Johnson, each.

J. L. Hurlbut Sh'ff.

I hereby acknowledge due and legal service of this process, and that I have received a Copy of the same.

J L Hurlbut Sh'ff
& Admstr &c

Filed
Jones A. Johnson Adm:
vs
Leroy Johnson, an infant, &c.
To August Rules, 1882.

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

July 24/82

Suffolk Va.
9 June 1884.

John A. Johnson & others -
vs.
Leroy Johnson & others. -

The undersigned Special Commissioner begs leave to report that in obedience to the decree herein pronounced on the 10 day of April 1884, he has collected the balance of purchase money due by G W Singleton for the "Mason lot" and conveyed the same to him by deed with special warranty, and distributed all the funds which came into his hands by virtue of decrees in this cause as follows:

Receipts.

Balance due the cause per last report	$39.90
Prin. of 2 bonds $185. each collected of Singleton	370
Interest for seven months	12.95

Disbursements.

Cash retained for deed to the purchaser	$10.
" " to pay unpaid costs	5.
" paid Jno. A. Johnson overby of partition	100.
" " Leroy Johnson's Guardian " " "	50.
" " John A. Johnson his shaw of balance	85.95
" " Leroy Johnson's Guardian " " "	85.95
" " William Chilcoat's Guardian " " "	85.95
	$422.85 $422.85

Vouchers in support of

all the above disbursements are herewith returned. —

Respectfully submitted,

Robt. D. Prentis

Special Commissioner.

Suffolk Va. 7 June 1884.

Received of Robt. D. Prentis, Special Commissioner in the Chancery cause of John A. Johnson &c v. Leroy Johnson &c. the sums of money set opposite our respective names in full of proceeds of the "Mason lot." — J. A. Johnson 185.98

Jas. P. Johnson Guardian of
Leroy Johnson $155.95

Murdock G. Williams
Guardian of annie B. Jos. F. and Jno. L.
Williams $85.95

Robt. D. Prentis Atty. $10.00

Jno. A. Johnson

vs. Spl. Comm'r
last Report.
9. June 1884.

Levy Johnson & al

1884. June 9th: Filed
Clk

At a Circuit Court held for Nansemond County
the 10th day of October A.D 1883

John A Johnson and others — Plaintiffs

Against } In Chancery.

Lewy Johnson and others. — Defendants

This Cause came on this day to be heard on the papers formerly read and the report of E B Britt George H Bunting and Richard Peel, three of the Commissioners appointed by the decree entered herein on the 11 day of October 1882. of the partition of the land in the proceedings mentioned, among the several parties entitled thereto, agreeably to the terms of the said decree, to which report no exceptions have been filed, and was argued by Counsel

On Consideration whereof . . . . . It appearing to the Court, that the said Commissioners have assigned to John A Johnson (1) The Nodys Farm or Field (2) the lot fronting 50 feet on East main street Suffolk near the wharf (3) a lot fronting 50 feet on East side of Main Street. Suffolk, taken from the Southern end of the "D Browne lot", that they have assigned to Joseph F Williams, Annie B Williams and John L Williams (1) "The Fox point Farm" and (2) a lot fronting 50 feet. on the East side of Main street, Suffolk, taken from the Northern end of the "D Browne lot" and that they have assigned to Lewy Johnson the residue of the "D Browne lot" on the East side of Main Street Suffolk., It is adjudged ordered and

decreed that the said report of the said Commissioners be in all respects ratified, approved and confirmed, and that the partition in Manner and form as aforesaid made, be held firm and stable.

And it is further ordered that the adult, John A Johnson and Robert R Prentis, who is hereby appointed a special Commissioner for the purpose of conveying the interests of the infants interested, do execute proper deeds, conveying to each of the parties the several parcels of real estate hereinbefore mentioned, assigned and allotted to each of them as aforesaid.

The Court doth further adjudge order and decree that Robert R Prentis, who is hereby appointed a special Commissioner for the purpose, do proceed, after having advertised the time, place and Terms of sale in some convenient Newspaper, and by hand bills judiciously circulated for at least three weeks previous to the day of sale, to sell the "Mason lot." fronting on First street in Suffolk, of which John J Johnson died seized and possessed, at public auction, in front of the Court house of Nansemond County on some Court day, upon the following terms, to wit. One third Cash, and the residue in two equal instalments, payable in six and twelve months from the day of sale, to be evidenced by the bonds of the purchaser with good personal security, bearing interest from the day of sale, and the title to be

retained until the further of the Court.
Out of the cash payment, the said Special Commissioner shall pay the costs of this suit including a fee of Fifty Dollars, to the Counsel instituting and conducting this suit, and the expense of moving the small buildings from the lot assigned to John A Johnson to the lot assigned to Leroy Johnson, and the residue he shall hold subject to the future order of the Court. But before the said Robert R Prentis Special Commissioner shall have any authority to collect any money under this decree, he is directed to execute a proper bond with security in the penalty of $800 payable to the Commonwealth of Virginia, and conditioned for the faithful performance of his duties under this or any future decree that may be pronounced in this cause. And he shall make report to Court.

A Copy:
Teste:
Peter B. Prentis. Clerk

Costs

Clerk	$15.00
Otho Fray	57.50
Shff	1.00
E. B. Britt, Commr	2.00
G. W. Bunting do	2.00
Richard Peal "	2.00
	$73.50

John A Johnson del [illegible]

Do } Copy Decree Octo: 10th 1883

Lévi Johnson Lal:

John P. Johnson

To the Mutual Assurance Society against Fire on Buildings of the State of Virginia, DR.

To Quota of the year 1883 on Buildings in Suffolk

insured by Declaration No. 20927 $4.00

1883 Nov. 24
Paid in full for
receipt given Rec.
R. Pentis com.
Wilbur J. Kilby

Pay the above to the order of

Wm. J. Kilby

N. N. Claiborne.

P. Agent of the M. A. Society.

Suffolk, Va., Dec 14 1883

Mr Ro R Prentis

To The Suffolk Herald, Dr.

Fine Book and Job Printing at Moderate Prices.

1883

Oct 24 To Adv Mason Lot for sale
3 in 3 weeks 3 50
" Printing 150 8th Bills of Same 1 50
$ 5.00

Rec'd Payment
July 29th 84
E. Booker
Manager

Rio R Prentiss
Mason Lot

The "Mason" Lot,

IN SUFFOLK,

FOR SALE

By authority of a decree of the Circuit court of Nansemond county, pronounced on the 10th day of October, 1883, in the chancery cause of John A. Johnson and others v. Leroy Johnson and others, I shall offer for sale, at public auction, in front of the Courthouse of Nansemond county, on

Monday, Nov. 12, 1883,

(court day), the

Dwelling House and Lot

fronting on the north side of First street, in Suffolk, and generally known as the "MASON" LOT, of which John P. Johnson died seised and possessed.

TERMS:

One-third of the purchase money will be required in cash, and the residue in equal instalments in six and twelve months from the day of sale, the deferred payments to bear interest from the day of sale, and to be evidenced by the bonds of the purchaser, with good personal security.

ROB. R. PRENTIS,
SPECIAL COMMISSIONER.

Sold to George W Singleton for $555.00 this
12. November 1883

FOR SALE

IN SUFFOLK,

THE "MASON" LOT

Suffolk Va.
20 November 1883.

John A. Johnson & others
v.
Leroy Johnson & others.

The undersigned Special Commissioner appointed by decree in the above entitled cause pronounced on the 10 day of October 1883 respectfully begs leave to report that, after having first advertised the time, place and terms of sale in accordance with the provisions of the said decree, he has sold the "Mason lot" in Suffolk.

The sale was made at public auction in front of the Court-house door of Nansemond County on the 12 day of November 1883 (Court-day).

George W. Singleton, being the highest bidder, became the purchaser of the said lot at the price of $555-x

He has paid one-third of the purchase money ($185-x) in cash, and executed his two bonds for the deferred payments, with W. N. McCuigo as his security, each for the sum of $185-x dated the 12" day of November 1883, and payable respectively in six and twelve months

from their dates.-

Receipts.-

From Geo. W. Singleton, purchaser 185-⁰⁰

Disbursements.-

Paid P.B. Prentis, Clerk in full to final decree $15.

" J.L. Fulghum, Sheriff. 1.00

" E.B. Brill, Commissioner 2.

" G.W. Bunting " 2.

" Richard Peel " 2.

" Withers & Prentis, Atty's fee & tax pr. decree 51.50

" "Suffolk Herald" for advertising sale &c. 5.

" Jno. P. Cowling, Crier. 2.50

" W.J. Kilby, Agent, premiums due Mutual Assurance Society. 4.

" Jno. A. Johnson expense of moving buildings as directed by decree. 25.

" R.R. Prentis, Atty. for drawing three deeds of partition, directed by decree 15.

Retained legal commissions on gross proceeds of sale 5% on $300. & 2% on $255.-⁰⁰ 20.10

Balance due the cause 39.90

$185.— $185.-

~~This balance of $ has been deposited in the Commercial Bank of Suffolk, and the certificate of deposit, together with~~ The bonds of the purchaser, and vouchers for all disbursements are herewith returned.-

All of which is respectfully submitted.-

Rob. R. Prentis.-

Special Commissioner.

Suffolk Va. 20. Nov^r 1883. Received of Rob^t Prentis, Special Commissioner in chancery cause of John. A. Johnson v. Leroy Johnson &c. the sums of money set opposite our respective names. —

John P. Cowling civ $2.50

Withers & Prentis by Rob^t Prentis, surv^g partn^r $7.50

Rob^t Prentis, Attorney — 15.

Rob^t Prentis Sp^l Comm^r 20.10

Wilbur J. Killy for Mut Assu=
rance Society insurance $4.00

Richard Peel $2.00

Peter B. Prentis. Clerk $15.00

Geo. O. Bunting - $2.00

J. L. Fulghum Sheriff 1.00

J. E. Booker Mgr Herald 5.00

E. B. Pruitt 2.00

John A. Johnson 25.00/100

Jno. A. Johnson Pl.

vs

Comrs

Report of Sale.

Leroy Johnson Pl.

Dated 20. Nov. 1883.

1884. March 27th Filed.

Clk.

At a Circuit Court continued and held for Hancock County the 11th day of October 1882.

John A Johnson, Joseph P Williams, Annie B Williams and John L Williams the last three of whom are are infants under the age of twenty one years, who sue by their father and next friend, Marshall G Williams . Plaintiffs

Against } In Chancery.

Leroy Johnson an infant under the age of twenty one years. Martha Johnson and John L Fulgham Sheriff of Hancock County and as such Administrator of John P Johnson, deceased. Defendants.

On the motion of the complainants Peter B Prentiss is appointed guardian ad litem to the infant defendant Leroy Johnson to defend his interest in this suit and thereupon the said guardian ad litem filed the answer of the said infant Leroy Johnson to the bill of the complainants to which the complainant replied generally, and the cause coming on this day to be heard on the bill taken for confessed as to the defendants Martha Johnson and John L Fulgham Sheriff of Hancock County and as such Administrator of John P Johnson deceased, on whom proces had been duly served, they still failing to appear and plead, answer or demur to the said bill, on the answer of the infant defendant Leroy Johnson by Peter B Prentiss his guardian ad litem, with

general replication thereto, and war argued by Counsel.

On Consideration whereof the Court doth order that E B Britt, Marmaduke Jones, Sydney T Ellis George W Bunting and Richard Peel, who are hereby appointed Commissioners for the purpose any three of whom may act, having been first duly sworn, do proceed to lay off and divide the following real estate of which John P Johnson died seized and possessed. consisting of a tract of land containing 172 acres in Chuckatuck Magesterial District Known as the "Fox Point Farm" The tract of land in Chuckatuck Magesterial District adjoining the "Home Farm, Known as the "Hodges Farm or Field", The Houses and lot in Suffolk Known as the "D Browne lot" on the East side of Main Street, The lot Known as the "Mason lot" fronting on "First Street" in Suffolk; and the lot fronting fifty feet on the East side of Main Street in Suffolk, near the wharf, - into three equal parts, having regard to quality and quantity, and assign one of said four parts to John A Johnson, another to Joseph T Williams Annie B Williams and John L Williams, and the third part to Leroy Johnson,

But if the said Commissioners should find it impracticable to divide the said land among the aforesaid parties or should be of opinion that the

interest of the said parties would be more promoted by a sale of the same, in such case they are required to report the facts upon which their opinion is based to the Court, and also what in their opinion is the fee simple value of the said real estate; and in either case they are required to report their proceedings under this order to the Court.

A Copy:
Teste:

Peter B. Prentis. Clerk.

XIII

John A. Johnson Dal
25th Co: Decem Octo: 11/82
Leroy Johnson, an infant

State of Virginia
County of Nansemond to wit:

This Day E. B. Britt, George W. Bunting and Richard Peel personally appeared before me and made oath that they and each of them would with strict impartiality proceed to lay off and divide the real estate of which John S. Johnson died seised and possessed, between his heirs at law, as required by the decree of the Circuit Court of Nansemond County entered in the chancery cause of John A. Johnson and others v. Leroy Johnson and others on the 11. Day of October 1882.

Given under my hand this 26. day of July 1883.

Robt. W. Prentis.
Commissioner in Chancery.

Suffolk Va.
26. July 1883.

To the Circuit Court of
Nansemond County.

Pursuant to a decree of the Circuit Court of Nansemond County pronounced on the 11. day of October 1882, in the chancery cause of John A. Johnson and others against Leroy Johnson and others,

(a copy of which decree is hereto annexed), the undersigned C.B. Britt, George W. Bunting and Richard Peel, three of the Commissioners appointed for the purpose, being first duly sworn, proceeded on this day to execute the said decree.-

After making a personal inspection and examination of the real estate mentioned in the said decree, we unanimously make the following allotment and division of the same between the heirs at law of John P. Johnson, dec'd.-

First: We assign to John A. Johnson:

1. The Hodges Farm or Field adjoining the Home Farm.- worth $500.-
2. The lot fronting 50 feet on the East side of Main Street, Suffolk, near the wharf, worth, 700.-
3. A lot fronting 50 feet on the East side of Main Street, taken from the Southern end of the "D. Brown lot" (a small building to be removed to the lot assigned to Leroy Johnson) 250.-

$1450.

Second: We assign to Joseph F. Williams, Annie B. Williams and John L. Williams:

1. The Fox Point Farm 172 acres in Chuckatuck district worth $1200.-
2. A lot fronting 50 feet on the East side

of Main Street, Suffolk, taken from the Northern end of the "Dr. Browne lot" worth 350.

$1350

Third: We assign to Leroy Johnson: The residue of the "Dr. Browne lot" on the East side of Main Street in Suffolk after taking fifty feet from the North and fifty feet from the South of the lot as it now stands (including a small building now on the lot assigned to John A. Johnson, which must be removed) worth $1500.-

This leaves the "Mason lot" fronting on First Street in Suffolk unassigned and undivided. In your Commissioners' judgment it is impossible to divide this lot in kind between the parties, because it consists of a lot with a dwelling upon it of which no partition can be made without destroying its value. ~~In order to~~ The dwelling is very much out of repair and the property is rapidly decreasing in value per lack of attention. It is worth about $600 in your Commissioners' judgment.-

In order to equalize the division which we have made we think that the "Mason lot" should be sold to pay expenses, and out of

the proceeds of sale John A. Johnson ought to receive ~~$100.00~~ and ~~Leroy~~ Joseph F. Williams ~~Hattie~~ $100.00, and Leroy Johnson ought to receive $50.00 as ~~Williams and John A. Williams, jointly $50.00~~ owelty of partition to make their shares equal with that of ~~Leroy Johnson~~ the Williams children. The residue of course should be ~~by~~ divided into three equal parts, and paid to the said parties as their interests appear.

All of which is respectfully submitted.

E. B. Bruce
G. W. Bimling
Richard Peel

Jno. A. Johnson et al
vs
Commrs
Report of
Division.

Leroy Johnson et al

Dated 28 July 1883.

1883. Sept 10. Rec'd

John A Johnson and others

v

Leroy Johnson and others

This cause came on this day to be further heard upon the papers formerly read, and upon the report of sale of the "Mason lot" made by Special Commissioner Robert R Prentis pursuant to the decree entered herein on the 10 day of October 1883, showing that the said Mason lot has been sold to George W Singleton for $555-x and that he has paid one-third ($185-) in cash, and executed his bonds for the deferred payments, with W. H. McAuge as security, and that after paying the costs of suit and sale and the expense of moving the small buildings from the lot assigned to John A Johnson to the lot assigned to Leroy Johnson, there remains in his hands to the credit of this cause the sum of $399, which report is dated the 20 day of November 1883 and was filed on the 27 day of March 1884, to which no exceptions have been taken, and was argued by counsel -

On consideration whereof the Court doth in all respects ratify approve and confirm the said report and the said sale of real estate made by the said Robert R Prentis,

Special Commissioner, and doth adjudge, order and decree that the said Prentis withdraw the bonds of the said George W. Singleton, executed to secure the deferred instalments of purchase money, from the papers of this cause, and collect the same principal and interest. And leave is given the said Singleton to anticipate the payment of his said bonds and pay them before maturity should he elect to do so.

And Robert R. Prentis, who is hereby appointed a Special Commissioner for the purpose, is directed to convey the said "Mason lot" to the said George W. Singleton ~~as afore~~ by deed with special warranty so soon as he shall pay the balance of the purchase money due therefor.

The funds coming into the hands of the said Robert R. Prentis Special Commissioner shall be distributed by him as follows:

First. He shall pay to John A. Johnson the sum of $100.± and to James P. Johnson Guardian of Leroy Johnson the sum of $50.± as owelty of partition, in accordance with the Commissioners Report of Division filed 10 Sept. 1883.

Secondly. After paying any unpaid costs of this suit, he shall divide the residue into three equal parts, one of which shall be paid to John

A. Johnson another to James F. Johnson Guardian of Leroy Johnson, and the third to Murdock G. Williams Guardian of Joseph F. Williams Annie B. Williams and John L. Williams. And he shall make report to Court.

Jno. A. Johnson et ux

to

Deed

Leroy Johnson et ux.

Filed 10 April 1884.

Geo. W. Bloss.

Recorded in Book [illegible] Page 650

John A. Johnson and others
against
Leroy Johnson and others.

This cause came on this day to be heard on the papers formerly read and the report of E. B. Britt, George W. Bunting and Richard Peel, three of the commissioners appointed by the decree entered herein on the 11. day of October 1882, of the partition of the land in the proceedings mentioned, among the several parties entitled thereto agreeably to the terms of the said decree, to which report no exceptions have been filed, and was argued by counsel.

On consideration whereof, it appearing to the Court, that the said commissioners have assigned to John A. Johnson (1) The Hodges Farm or Field (2) the lot ~~on~~ fronting 50 feet on East Main Street, Suffolk, near the wharf and (3) a lot fronting 50 feet on East side of Main Street Suffolk, taken from the Southern end of the "D. Browne lot", that they have assigned to Joseph F. Williams, Annie B. Williams and John L. Williams (1) "The Fox Point Farm" and (2) a lot fronting 50 feet on the East side of Main Street, Suffolk, taken from the Northern end of the "D. Browne lot" and that they have assigned to Leroy Johnson the residue of the "D. Browne lot" on the East side of

Main Street Suffolk, it is adjudged, ordered and decreed that the said report of the said commissioners be in all respects ratified approved and confirmed, and that the partition in manner and form as aforesaid made, be held firm and stable.-
And it is further ordered that the adults John A. Johnson and Robert T. Prentis, who is hereby appointed a special commissioner for the purpose of conveying the interests of the infants interested, do execute to proper deeds, conveying to each of the parties the several parcels of real estate hereinbefore mentioned, assigned and allotted to each of them as aforesaid.-
The Court doth further adjudge order and decree that Robert T. Prentis, who is hereby appointed a special commissioner for the purpose, do proceed, after having advertised the time place and terms of sale in some convenient newspaper and by handbills judiciously circulated for at least three weeks previous to the day of sale, to sell the "Mason lot" fronting on First street in Suffolk, of which John P. Johnson died seised and possessed, at public auction, in front of the Court-House of Nansemond County on some Court day upon the following terms, to wit:

one third cash, and the residue in two equal instalments payable in six and twelve months from the day of sale, to be evidenced by the bonds of the purchaser with good personal security bearing interest from the day of sale, and the title to be retained until the further order of the Court.- Out of the said cash payment the said special commissioner shall pay the costs of this suit including a fee of Fifty Dollars to the counsel instituting and conducting this suit, and the expense of moving the small buildings from the lot assigned to John A. Johnson to the "~~D. Boone~~ lot" assigned to Leroy Johnson, and the residue he shall hold subject to the future order of the Court.- But before the said Robert R. Dennis, special commissioner shall have any authority to collect any money under this decree he is directed to execute a proper bond with security, payable to the Commonwealth of Virginia and conditioned for the faithful performance of his duties under this or any future decree that may be pronounced in this cause.- And he shall make report to Court.-

Jno. A. Johnson

v. DECREE

Oct. 1883.

Leroy Johnson &c.

Enter, Oct. 10 1883

Copied

Entered BB No 1. page 625

John C. Johnson, Joseph F. Williams, Anna B. Williams and John F. Williams the last three of whom are infants under the age of twenty one years who sue by the said Joseph F. Murdock & Williams

v.

Leon Johnson an infant under the age of twenty one years Martha Johnson and John L. England Sheriff of Jessamine County and as such Committee of John C. Johnson def'ts

On the motion of the Complainants Edw. D. Prentis is assigned guardian ad litem to the infant defendant Leon Johnson to defend his interests in this suit and thereupon the said Edw. D. Prentis filed his answer to the bill of the Complainants to which the Complainants replied generally and the cause coming on this day to be heard on the bill taken as confessed as to the defendants Martha Johnson and John L. England Sheriff of Jessamine County and as such Committee of John C. Johnson def'ts and upon the motion of the Complainants by their counsel the bill is ordered to be dismissed as to the said defendants Martha Johnson and John L. England Sheriff &c. and upon the motion of the said Edw. D. Prentis guardian ad litem for the infant defendant Leon Johnson the bill is ordered to be dismissed as to the said infant defendant Leon Johnson. The said Edw. D. Prentis his guardian ad litem having filed his replication thereto and the cause having been submitted to the Court for its decision thereupon

It is adjudged ordered and decreed by the Court that E. B. Mills, Marmaduke Jones, Sydney J.

Ellis George W. Bunting, and Richard
Peek,

who are hereby appointed Commissioners for the
purpose, any two of whom may act having been
duly sworn, to proceed to lay off and divide the
following real estate of which John P. Johnson died
seized and possessed, viz:- All of the tract of land
containing 72 acres in Buckland Hundred known
as the "Ye Point Farm" - The tract of land
in Buckland Hundred which adjoins the
"Point Farm" known as the "Bridge Farm" -
The Store and lot in Buckland known as the
Corner lot on the East side of Main Street -
The lot known as the "Water lot" fronting on
East Street in Dublin, and the lot fronting
on the East side of Main Street in Dublin
near the wharf - with full power hereby given
to them to make and execute deeds of conveyance
of said real estate to John A Johnson
Lewis W Johnson, Annie J Williams
and John P Williams and to hold to them, their

And if the said Commissioners should find
it impracticable to divide the said land among
the said heirs at law, or should be of opinion
that the interest of the said heirs would be
more promoted by a sale of the same, in
such case they are hereby required to report the
facts upon which their opinion is based.

to the Court and also what is the opinion of the Jurors value of the said real estate: and in case they are prepared to report their proceedings make this order to the Court.—

Jno. L. Johnson et al

vs

A Steele

Octo. 1882

Filed Jctober 1st

Enter

Octo 11th 1882.

Geo. P Blow.

Entered - Chancery Order
Book No. 1 - Page 582

Copied

John A. Johnson -

vs.

Leroy Johnson and others. -

This cause came on this day to be again heard upon the papers formerly read and upon the Report of Special Commissioner Robert R. Ellis, showing that George W. Singleton, the purchaser of the "Mason lot" has fully paid off and discharged his bonds for the deferred instalments of purchase money, and that all the funds coming into his hands by virtue of decrees previously pronounced in this cause have been disbursed to the parties entitled to receive the same, and that the said real estate has been conveyed to the said purchaser by deed with special warranty; which report is dated and was filed on the 9. day of June 1884, and to which no exceptions have been taken, and was argued by counsel:

On consideration whereof, it is adjudged, ordered and decreed that the said Report be in all respects ratified, approved and confirmed. - And it appearing that the objects of this suit have been fully accomplished, it is ordered to be stricken from the docket. -

Jno. A. Johnson Pl.

v. Final Decree

Leroy Johnson Dft.

Enter 10 Octo 1884.

Geo. T. Bloom,

Recd 10/13/84 $2.50

The Answer and Cross Bill of Peter Johnson an infant under the age of twenty one years by Peter B. Prentis his guardian ad litem assigned to him in the suit to a bill of complaint exhibited against him and others in the Circuit Court of Chesterfield County by John C. Johnson and William Cuthbert & William and John C. Johnson the last three of whom are infants under the age of twenty one years who sue by the said Peter B. Prentis their next friend and guardian ad litem.

The Defendant reserving to himself the benefit of all just exceptions to the said bill for answer thereto or to so much thereof as he is advised that it is material he should make answer unto and guardian ad litem answer and says that he is an infant of the age of twenty one years and his infancy is known to the Complainants and all persons concerned and he insists and relies upon the same as a protection to him in this behalf and prays that the Court will take due notice thereof and allow him the benefit thereof in the same manner as if he had pleaded the same and for answer to the said bill he says that he is advised and believes that the Complainants are entitled to the relief prayed for in the said bill against the Defendants other than himself but he submits that he is not bound to make any discovery which may tend to subject him to any forfeiture or penalty or to criminate himself and he submits that he is not bound to make any discovery touching the matters charged in the said bill

of the following real estate lying in the County of Middlesex

1. The tract of land upon which [illegible] now dwelling as the same is set forth known as the Home Farm

2 The tract of land known as the [illegible] Farm containing [illegible] acres more or less bounded by the land of [illegible] and the land of [illegible] and Estate and more fully set forth by the deed thereof recorded and filed (See Book [illegible] p. [illegible])

3 The tract of land known as the Meadow Farm or Field

4 The tract of land known as the [illegible] and containing [illegible] acres more or less bought by the deed under [illegible] (See Book [illegible] p. [illegible])

(And the following real estate) lying in the State of Suffolk

5. The house and lot in Suffolk known as the "[illegible] Property" on the East side of Main Street bounded North and East on lands of [illegible] and West on Main Street and South by lands of [illegible] bought by the said Grantor of [illegible] Deed (See Suffolk Deed Book [illegible] p. [illegible])

6. The tract known as the [illegible] containing [illegible] acres bounded on the West by land of [illegible] & Co. on the South by land of [illegible] and on the East by land of [illegible] more (See Deed Book [illegible] p. [illegible])

J. A lot near the north boundary of the East ½ of Section Five (5) and running East parallel with the two hundred feet to the place of beginning containing one (1) acre more or less.

And the said John J. Knudson doing for himself and Assigns, hereby covenants with the said party of the second part, his heirs and assigns that he the said John J. Knudson, his heirs and assigns shall and will warrant and forever defend the above granted premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever.

And the said party of the second part, for himself, his heirs, executors and administrators, does hereby covenant, promise and agree to and with the said party of the first part, his heirs and assigns that he the said party of the second part, his heirs, executors, administrators or assigns shall and will at all times hereafter, upon the reasonable request and at the proper costs and charges in the law of the said party of the first part, his heirs or assigns, make, do, execute or cause to be made, done and executed all and every such further and other lawful and reasonable acts, conveyances and assurances in the law for the better and more effectually vesting the premises hereby granted in the said party of the second part, his heirs and assigns, as by the said party of the first part, his heirs or assigns, or his or their counsel learned in the law shall be reasonably advised or required.

In Witness whereof the said parties to these presents have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in the presence of

[illegible]

of this city may depend or to equity shall
seem meet.
And your Orators will ever pray &c.

Wm. Wood

Jno. R. Johnson Esq.

Dear Sir

Please find

enclosed Johnson Bill

John A. Johnson & al:

vs & Chy: Notes

Leroy Johnson, an infant & al:

1882. July 24th: Summ. in Chy: issued to August Rules, 1882

" Aug 7th: Bill filed & Decree nisi vs adult defts:

" " " Peter B. Prentis apptd guard: ad litem to infant-defts: who filed their answer to which there was a guard: replⁿ: & the cause set for hearing, as to them, on mot: of Pltffs' Counsel

" Sept: 4th: Decree nisi confirm'd & cause set for hearing, on motion of Pltffs' Counsel

" Octo 11th: Decree for partition &

1883. Sept: 10: Report of Division &c

" Octo: 10th: Decree confirming Report & for Sale &c

" Nov: 10th: Commr's Sale's bond executed & filed

Chy: Noles