

1885-007
Nansemond Co. (Suffolk)

Chancery Causes: Farmers Bank of Nansemond vs John F. Little et al

Morgan, Skeeter, Joseph Little & Son]

Note: Exhibit A, referred to in bill, not found when processed 2/02 mmc

\$15⁰⁰ Received of R. H. Rawles Esq. Atto. &c
the sum of fifteen and ⁰⁰/₁₀₀ Dollars
in full of fee for atty. for the defendant, H. A. Morgan, taxed
as part of the costs in the Chancery suit of The Farmers Bank of
Vauesd. brought to Sept. Rules 1883 in Vauesd. Co. Cir. Court vs. J. F.
Little & said Morgan & als. Wilbur J. Kilby, Atto. for
22 Jan'y. 1885. said Morgan in said suit

Rec^d Feb. 9th 1880 of J.
F. Little a note for \$500
executed by Geo. W. Macheum
& dated Jan 11th 1880, which
note I am to collect in monthly
instalments, & account to him
for the same or return.

H. A. Morgan

Account against Morgan

To Drutt his claim of	23.58
1 st his overcharge of Intst for	
3 years accardy to his stated	
1 year 2 per ct	47.18
2 nd " 2 " " compounded	48.12
3 " 1 " " "	24.34
note of Matthew 5.75 1/2 claim	575.00
1 years Intst -	51.75
2 nd " " " compounded	54.44
3 " " " " " "	54.64
	857.67

Intst 1 year on 23.58	
at 7 per ct	1.65
	25.24
	8.57
	<u>\$16.67.00</u>

I gave him additional
 Receipt for his Lawyer 3.91 when
 also 2 claim acct 30
 still deduct leave 4.41
 \$12.26

$$\begin{array}{r} 35 \\ 14 \\ \hline 21 \end{array}$$

$$\begin{array}{r} 35.84 \\ 1.79 \\ \hline 34.05 \end{array}$$

$$\begin{array}{r} 102 \\ 14 \\ \hline 90 \end{array}$$

$$\begin{array}{r} 21 \\ 70 \\ \hline 91 \end{array}$$

$$\begin{array}{r} 40 \\ 20 \\ \hline 20 \\ 70 \end{array}$$

may 441
Total amt of claims and
cash rendered nearly 15 hundred
which he said he had applied
to credit of acct. which I
find to be only \$250 and
interest, accordg to his calcn
he only has credited \$250.
and find interest out of
our \$2000, down with of
claims

Amount against Morgan

and Paid \$138.67

one of 4.51 light fund	138.62
	<u>8843.06</u>
2358.74	2488
done here	<u>\$16,43-</u>

in addition he has received
from J. C. Lutz amount to 3.81
also 2 shoes out of pocket - 50
4.41

Amk	1500.
Int 6 yrs at 3 per cent	270.
	<u>1770.</u>
Amk recd	360
	<u>\$1410</u>

Amk 2 nd note	\$ 960.
Int for 5 yrs at 3 per cent	144.
	<u>1104.</u>
Amk paid	460.
	<u>644.</u>
	1410.

Dr. M's acct sent to ~~\$~~2034
 Col Smith.

1500		
910	1165	2034 =
	171	
\$ 2410	<u>1936</u>	
86		1100 =
<u>1440</u>		
7230		
<u>867.60</u>	2410	
	8867	
	<u>3277</u>	
	2092	
	<u>1165</u>	
		1700 =
		388
		957
		300
		<u>491</u>
		2092

Rendezvous of Grampus Club,

Suffolk, Va., _____ 188

Grampus _____

*Sir: By order of the Commodore,
you are to report for duty on board
Steamer _____ on _____
morning, _____ of _____ 188 ,
at _____ o'clock, with usual outfit for a
cruise.*

Members are not to invite guests.

Secretary.

*P. S.—The usual fine on Hop Bitters and Simmons'
Liver Regulator when found on members of the Club,
as they are strictly prohibited.*

\$1100.
541

\$240 Cash

271 G.W. Mummy

30 Insurance

~~\$559~~

541

2400

14400

720

2400

70

1600

\$=559=1111=

241

2620

1050

158

5611

1570

5121

252

545

2222

5611

1620

1000

2620

2105

209.60

1050

55535-

5911

545

250

0146

58

556

5441

20-2

545

5441

0146

016

2291

Rendezvous of Grampus Club,

Suffolk, Va., _____ 188

Grampus _____

Sir: By order of the Commodore,
you are to report for duty on board
Steamer _____ on _____
morning, _____ of _____ 188 ,
at _____ o'clock, with usual outfit for a
cruise.

Members are not to invite guests.

Secretary.

P. S.—The usual fine on Hop Bitters and Simmons'
Liver Regulator when found on members of the Club,
as they are strictly prohibited.

Amt actually rec'd	1500.
" " "	910.
	5410.
Amt Paid to be credited	945.
	1465.
Matthews note	500.
	965-

Matthews actually paid
 \$250 horse & buggy.
 150 Cash.
 \$400

But he is bound for the
 entire note.

562	Credited on your statement
120	First deducted
264	Int. accrued since
\$946	

Rendezvous of Grampus Club,

Suffolk, Va., _____ 188

Grampus _____

*Sir: By order of the Commodore,
you are to report for duty on board
Steamer _____ on _____
morning, _____ of _____ 188 ,
at _____ o'clock, with usual outfit for a
cruise.*

Members are not to invite guests.

Secretary.

*P. S.—The usual fine on Hop Bitters and Simmons'
Liver Regulator when found on members of the Club,
as they are strictly prohibited.*

Mr. J. R. Baker:

Gales, Tex. N. C., April 23rd 1883.

D. Sir: Below find statement of accrued interest on indebtedness of J. L. Little to me up to April 1st 1883. You can show it to Frank and let him get up the notes, or orders, for the Rents on his building for this year; and have them ready, so that it can be arranged when I come down, without much trouble.

3 Notes amounting to \$16.20, with Interest on same from March 21 st 1882, to April 1 st 1883.	=	\$ 129.60
1 Note, a bal. amounting to \$739.03 with Int. from June 8 th 1882 to April 1 st 1883	=	47.95
		<u>\$ 177.55</u>

In addition to the above I had ~~two~~ notes amounting to about \$25 for back interest which Frank promised to pay when the interest above was paid. I think I will be in Suffolk this week.

Yrs. &c.
H. A. Morgan

List of Notes & Accounts

Left With Dr Morgan of Bates City Mo.

List of Notes

1	Note agst W. H. Lee	\$25.00
1	" Thomas V. Jassiter	20.00
1	" James C. Spiers	25.00
1	10 John H. Powell	20.00
1	" William Ure	20.00
1	" Lewis Raby collect	\$110.00
1	" Mary Felton collect	20.00
		20.00
		<u>\$150.00</u>

Accounts Bates side

1	accnts	Thomas Hays	\$15.00
1	"	Boon Ure collect	20.00
1	"	Clay Ure collect	18.00
1	" 11	C. S. Covington	20.00
1	"	Elisia Harrell	20.00
1	"	John F. Parker	20.00
1	"	D. W. Faust Witch	22.50
1	"	Chas. Hoefler	20.00
1	"	E. J. Parker	25.00
1	"	James B. Parker	20.00
			<u>\$200.50</u>

to List of Stoves left with Jancie.

2	Dr Morgan for Stove Sadpole	5.00
5	Stoves & Fixtures left with Jancie	125.00
		<u>130.00</u>

List left with Warren at Wilton
Bertie City

76.00

5 names of men with stoves

Cash paid Dr. Morgan	
Stor for Eats by Jail	62.00
Bank for Smith	35.00
" " Rail Road	3.00
" " Moses Horton	22.50
" " James Perin	8.00
Pol	
	<u>\$131.50</u>

left with genuine list of notes & accounts on Winto. side	
" " "	188.00
" " acc'ts	182.00
by cash Dr m	391.00
	29.50
	361.50

List of Notes given to Vilher Kilby

\$248.50	
<u>82.18</u>	
166.32	
	Amount
\$1872.00	
<u>554.47</u>	
1317.53	

$$\begin{array}{r} 4542 \\ 11 \overline{) 4542} \\ \underline{11} \\ 342 \\ \underline{33} \\ 12 \\ \underline{11} \\ 10 \\ \underline{11} \\ 0 \end{array}$$

$$\begin{array}{r} 11.81 \\ 11.51 \\ 11.00 \\ 10.00 \\ 10.00 \\ \hline 52.32 \end{array}$$

Gales Co. N.C.

March 21st 1881.

R. H. Raub, Esq. -

D. Sir. - Geo. W. Matthews on the 14th inst.
mortgaged to me a horse & buggy to secure certain notes which
I held against him, with you as Trustee. I understand he is
now much embarrassed. You will please see that the
horse & buggy are not placed any where beyond your
immediate supervision, and if you think proper to take
possession of the same I instruct you to do so.

P.S. Mr. Little says you will do just - &
you may know what to do without any
instructions

H. A. Morgan

} Yr. &c
H. A. Morgan
}

I have claims Bch amt of \$500
on property in the store & in
house & carriage.

R. W. Rawls
Suffolk Va

Everett Pa
6/4/84

Little $\frac{5}{8}$
Morgan



Judge R. N. Rawls
Suffolk Pa

Isaac A. Sheppard & Co

vs. {

Joseph Little & Son.

Judgment for \$151. 84. with interest ^{from} 24th ~~of~~
June 1879. & \$6.45 cost.

Same.

vs

Same.

Judgment for \$108. 26. with interest from 9th ~~of~~
September & \$6.45 cost.

with J. Kelly Trust for
Doq. to Benjamin Skeeter dated 31st March
1881. for \$1000. with interest from date.

Alex Skeeter - Santhuph - leg - 700
with interest from 1879

8 11 10 1

700

1200
160

12
25

192000

80
80
160

1920
10

2900

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF ^{Norfolk} ~~NANSEMOND~~ COUNTY GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON ^{John F. Little, Joseph Little,}
^{Peter B. Prentis, Trustee, & H. Causey, Trustee H. G. Morgan,}
^{Wilbur G. Kelly Trustee, and Catharine Eketon,}

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 ^{them}
in the said Court by ^{The Farmers Bank of Nansemond}

and have then and there this Summons. Witness, PETER B. PRENTIS, Clerk of our said Court, at his office, this ^{7th} day of ^{August} 1883, in the 108th year of the Commonwealth.

Teste:

^{Peter B. Prentis, Clerk.}

Copy for,
Catharine Skeeter

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY - GREETING :

YOU ARE HEREBY COMMANDED TO SUMMON *John F. Little, Joseph Little,
Peter B. Prentis, Trustee, C. H. Causey, Trustee, H. A. Morgan, Wilbur
J. Kilby, Trustee, and Catharine Skeeter*

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 them
in the said Court by *The Farmers Bank of Nansemond*

and have then and there this Summons. Witness, PETER B. PRENTIS, Clerk of our said
Court, at his office, this *7th* day of *August* 188*3*, in the *108th*
year of the Commonwealth.

Teste :

Peter B. Prentis. Clerk.

Copy for,
H. A. Morgan

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY - GREETING:
YOU ARE HEREBY COMMANDED TO SUMMON *John F. Little, Joseph Little,
Peter B. Prentiss, Trustee, C. H. Cansey, Trustee, H. A. Morgan, William
J. Kelly, Trustee, and Catherine Skeeter,*

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 them,
in the said Court by *The Farmers Bank of Nansemond*

and have then and there this Summons. Witness, PETER B. PRENTIS, Clerk of our said
Court, at his office, this *7th* day of *August*, 188*3*, in the *108th*
year of the Commonwealth.

Teste :

Peter B. Prentiss Clerk.

1 Executed and a copy hereof delivered to each of the within-named
defendants.

F. H. Rawls Dir. for
J. L. Fulegham - Saff.

R. H. Rawles. p. 1
The Farmers Bank of Nausemud

11
vs { Sum^s. in Chy:

John F. Little & al.

Jo September Rules, 1883

Pro B. N. 1. page -
cis. Co.
11

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON *John F Little, Joseph Little,
Peter B. Prentis Trustee, C. H. Causey Trustee, H. A. Morgan, William
J. Kelley Trustee, and Catharine Wheeler*

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 them
in the said Court by *The Farmers Bank of Nansemond*

and have then and there this Summons. Witness, PETER B. PRENTIS, Clerk of our said
Court, at his office, this *7th* day of *August* 188*3*, in the *108th*
year of the Commonwealth.

Teste:

Peter B. Prentis. Clerk.

CHANCERY SUMMONS.

The Commonwealth of Virginia,

Norfolk
TO THE SHERIFF OF ~~NANSEMOND~~ COUNTY - GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON *John F Little, Joseph Little,
Peter B Prentis Trustee, C H Caffrey Trustee, W A Morgan,
Wilbur J Kelly, Trustee, and Catherine Miller*

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 them

in the said Court by The Farmers Bank of Nansemond

and have then and there this Summons. Witness, PETER B. PRENTIS, Clerk of our said Court, at his office, this *7th* day of *August* 1883, in the *108th* year of the Commonwealth.

Teste:

Peter B. Prentis Clerk.

R. H. Randes. p. 9
The Farmers Bank of Nauset

75 { Sum. in Chy:

John F. Little Sal.

To September Rules, 1883

Nauset and Cer. Co.

Pro. B. No. 1. page
C. S.

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY - GREETING :
YOU ARE HEREBY COMMANDED TO SUMMON *John F. Little, Joseph Little,
Peter B. Prentis, Trustee, C. H. Cansey, Trustee, H. A. Morgan, Wilbur J.
Killy, Trustee, and Catherine Silester*

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 ~
~ Bill in Chancery, exhibited against *them*,
~ in the said Court by *The Farmers Bank of Nansemond*,

and have then and there this Summons. Witness, PETER B. PRENTIS, Clerk of our said
Court, at his office, this *7th* day of *August* 1883, in the *108th*
year of the Commonwealth.

Teste :

Peter B. Prentis Clerk.

R. H. Rawles. p. 9

The Farmers Bank of Nansconaw

2nd { Sam^l Chy:

John F. Little & Co.

In September Rules, 1883

Nansconaw Sav^g Co.

Pro. H. W. L. Page
Cov. Co.

The Commonwealth of Virginia,

To the SHERIFF OF NANSEMOND COUNTY, Greeting:

WE COMMAND YOU, that of the Goods and Chattels of *John F Little and Joseph Little*

in your bailiwick, you cause to be made the sum of *One hundred and thirty six* Dollars and *fifty* Cents, with interest thereon at the rate of *six* per centum per annum, from the *18th* day of *August*, 1879, till paid, which *The Farmers Bank of Nansemond*

lately in our *Circuit* Court of Nansemond County, recovered against *them, for debt*

Also, *Eight* Dollars and *Twenty* Cents, which to the said *Farmers Bank of Nansemond.*

in the same Court were adjudged for *its* costs, by *it* about *its* suit in that behalf expended; whereof of the said *John F Little and Joseph Little*

convict, as appears to us of record, and that you have the same at the Clerk's office of our *said Circuit* Court, at Rules directed by the law to be held in and for Nansemond County, on the first Monday in *July* next, to render unto the said *Farmers Bank of Nansemond*

of the *Debt* and costs aforesaid. And then and there have this writ.

Witness, *Peter B. Prentiss*, Clerk of our said Court, at his office, this *23rd* day of *April*, in the year of our Lord 1880, and in the *104th* year of our Independence.

COSTS.

CLERK	\$ 3.70
ATTORNEY	2.50
SHERIFF	1.00
WITNESS	---
W. T.	1.00
	<u>\$ 8.20</u>

TESTE:

Peter B. Prentiss C. C.

Teste: Peter B. Prentiss, Clerk

The following is a copy of the Sheriff's return on the foregoing execution
"I can find no property to satisfy the within execution on any goods thereon by law or
John F. Little, Joseph Little, and the Farmers Bank of Nansemond

A

R. H. Rawles, Jr.

The Farmers Bank of

Nansenand.

to S. C. J. F. A. K.

John P. Little and Joseph
Little.

To July Rules, 1880

THE UNIVERSITY OF MICHIGAN

LIBRARY OF THE UNIVERSITY OF MICHIGAN

ET. EV.

Dollars

and

the half

the half

the half

the half

the half

the half

At a circuit Court held for Mansfield County
the 10th day of October 1883.

The Farmers Bank of Mansfield

Plaintiff

Against } In Chancery

John F Little et. al.

Defendants

This Cause came on this day to be heard on the
bill and exhibits and was argued by Counsel
On Consideration whereof the Court doth order
adjudge and decree that C. H. Causey one of the
Commissioners of this Court. do proceed after having
given due notice, to take the following accounts.
1st An Account of the Amount due to the said
Farmers Bank of Mansfield, by the said Jos Little & Son
as appears by said judgement in the bill and
proceedings mentioned
2nd An Account of the amount due to the said
W A Morgan by the said J F Little under the two
deeds of trust in the bill and proceedings mentioned
3rd An Account of the Amount due to the said
Catharine Skeeter by the said J F Little under
the deed of trust in the bill and proceedings mentioned
4th An Account of the real estate now owned by the
said J F Little and also by the said Joseph Little
together with its annual and fee simple values.
5th An Account of all the liens by judgement or
otherwise now on the said real estate in the
bill mentioned
All which accounts the said Commissioner

will examine, state and settle and report to the Court. with any matter specially stated deemed pertinent by himself or which may be required by any of the parties to be so stated.

A Notice of the time and place of taking the aforementioned accounts published once a week for four successive weeks in some convenient Newspaper shall be equivalent to personal service of such notice on the parties.

a Copy.

Teste.

Peter B. Prentiss. Clerk.

The Farmers Bank ^{and}
Newseum
to { City of New York & the 10th.
Oct. 1883.
John J. Little del.

Suffolk Va. June 14th 1884.
To E. H. Cauley a Commissioner ^{in chancery} of the
~~Accounts~~ Circuit Court of Nanceemund County
Dear Sir:- We have examined our
accounts, and find that there is
due from J. F. Little to Dr. H. A.
Morgan the sum of Seventeen
Hundred dollars (\$1700) no usage
having been pleaded, which said
amount is payable on the 1st of
January 1885 without interest until
that date and we, each of
us agree to each pay one half of
the costs of the suit now pending
in the name of the Farmers Bank
of Nanceemund. This money when paid
~~Witness our hands and seals.~~
shall be a full and complete satisfaction
of all claims and demands of all
kind every kind between the said J. F.
Little and H. A. Morgan in the said
suit in which the said Bank is plain-
tiff and the said Little and Morgan
are each defendants, and the properly
mentioned in said suit shall be responsible
for said debt until it is paid.

Witness our hands & seals

John. F. Little
H. A. Morgan
for P. W. Smith

Seal
Seal
Seal

1st. An Account of the amount due to The Farmers' Bank of Hantsmore by Joseph Little & Son - said son being John F. Little.

At the April Term of the Circuit Court of Hantsmore County for the year 1880, the said Farmers' Bank obtained a judgment against John F. Little and Joseph Little, which judgment is duly docketed for - \$136.50
Costs taxed by the Clerk of the Court 8.20
Interest to run from the 18th day of August 1879, till paid.

2nd. An Account of the amount due to the said Dr. H. A. Morgan by John F. Little under two deeds of Trust filed as exhibits with the bill.

By agreement duly entered into between said Morgan and Little under seal, and acknowledged before your Commissioner, the amount due said H. A. Morgan by the said John F. Little payable on the 1st day of January, 1885, is \$1700.00

3rd. An account of the amount due to the said Catherine Skeeter under a deed of trust filed as an exhibit with the bill.

Your Commissioner reports that the amount due has been fully paid off.

4th. An account of the real estate now owned by said John F. Little and Joseph Little, together with the annual and fee simple values thereof.

The said Joseph Little is possessed of no real estate.

The said John F. Little is the owner of a lot of land on Washington Street in the town of Suffolk, upon which lot there is a large brick building.

The annual value thereof is \$300.00

The fee-simple value thereof is \$2500.00

5th. An account of all the liens by judgment or otherwise on the real estate of said John F. Little.

Amount due H. A. Morgan under two deeds of trust as per agreement between the said Morgan and Little, entered into on the 14th day of June, 1884, and to be paid on

the 1st day of January, 1885,
said agreement being herewith filed
Amount due The Farmers Bank
of Haneswood under a docketed
judgment.

\$1700.00

136.50

Costs of Common Law suit
with interest after the rate of six per
centum per annum from the 18th
day of August, 1879, till paid.

8.20

Commissioner's Office -
Suffolk, Va. June 19th, 1884.

To the Circuit Court
of Haneswood County

In accordance with
a decree of this honorable Court made on
the 10th day of October, 1883 in the Chancery
cause of The Farmers' Bank of Haneswood
against John F. Little and others, a copy
of which is hereto annexed, the undersigned
one of the Commissioners of said Court pro-
ceeded to take and state the foregoing ac-
counts, the same having been taken by
consent of all the parties in interest.

Respectfully submitted
C. H. Hensley, Commr.

The 20th

Finnish Bank of Commerce

Commission
Report

J. F. Liute & others

50

The Farmers Bank of Haverhill

^{vs}
John F. Little et al:-

This cause came on this day to be heard on the bill and exhibits and was argued by Counsel. On consideration whereof the Court doth order adjudge and decree that C. H. Causey one of the Commissioners of this Court do proceed after having given due notice, to take the following accounts:-

- 1st An account of the amount due to the said Farmers Bank of Haverhill by the said Jos. Little & Son, as appears by said judgment in the bill and proceedings mentioned.
- 2nd An account of the amount due to the said H. A. Morgan by the said J. F. Little under the two deeds of Trust in the bill and proceedings mentioned.
- 3rd An account of the amount due to the said Catherine Skeeter by the said J. F. Little under the deed of Trust in the bill and proceedings mentioned.
- 4th An account of the real estate now owned by the said J. F. Little, and also, of by the said Jos. Little together with its annual and fee simple values.

Decree for Accounts.

The Farmers Bank of Massachusetts

27
S 174

John F. Little Esq:

Devere for Decree:

10 Cents. Term 1893

To be entered

Yes 12/12/93

Copied

Entered 893 No 1 page 627

8th An account of all the liens by judgment or otherwise now on the said real estate in the bill mentioned.

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

A notice of the time and place of taking the aforementioned accounts published once a week for four successive weeks in some convenient newspaper shall be equivalent to personal service of and notice on the parties.

* by consent of Parties as evidenced by Consent
of Commission by their signatures of date
attest, and signed on the last date
chosen

Farmers Bank of Nausemond
vs

J. F. Little et als.

This cause came on this day to be again heard upon the papers formerly read, and upon the report of C. H. Causey Commissioner, ^{and on the exhibits filed with the report} and was argued by Counsel. On consideration whereof, there being no exception to the said report, ^{doth confirm the same and} the Court doth order adjudge and decree, that R. H. Rawles who is hereby appointed a special Commissioner for that purpose, after having first advertised the time place and terms of sale for one month by printed notices to be posted up at the Court House ^{and at least five other conspicuous places} door of this County, do proceed on some Court day, to sell the House & lot in the Bill & proceedings mentioned situated on Washington Square in the town of Suffolk, at public auction to the highest bidder on the following terms to wit: - One third cash and the balance in two equal installments at six and twelve months from day of sale, the purchaser to give bond and good personal security for the

deferred payments and the title to be retained until the further order of the Court. But after the sale if the purchaser should so often desire, he may have the privilege of paying the whole of the purchase money in cash - in which event the said Commissioner is directed to make to the purchaser a deed for the said House & lot with the usual covenants of title. The said Commissioner is directed to not to act under this decree until he shall have first entered into a good and sufficient bond ~~with~~ in the penalty of \$5000 - approved by the Clerk of this Court for the faithful performance of his duties under this and all other decrees which may hereafter be rendered in this cause. Out of the proceeds of sale, the said Commissioner shall pay, first, the expenses of this suit, secondly, the debt of \$1700 due to H. A. Morgan, thirdly, the debts of \$136⁵⁰/₁₀₀ + \$8²⁰/₁₀₀ due the Farmers Bank of Haverhill, and the remainder of any to the said J. F. Little: and the said Com-

missioner is required to report all
his proceedings hereunder to this
Court.

Farmers Bank of Vauclaud
vs

J. F. Little et al

Decree for Sale

Och June 1884

To be entered.

Geo. Brown



Entered 6/12/84 p. 9

We consent to this decree
Wilbur J. Kilby Atto.
for the defendant
H. A. Morgan.

Attest Rawls for Cliff
and for Clift J. F. Little

The Farmers Bank of Housewound
vs

J. F. Little et als &c.

This cause came on this day to be again heard upon the papers formerly read and was argued by Counsel. And it appearing to the satisfaction of the Court, that the debt due the Farmers Bank of Housewound by J. F. Little had been paid in full by the said Little; and that the debt due H. A. Morgan by the said Little had also been paid in full by the said Little; and that the costs in this suit had also been paid in full to the parties entitled; and it further appearing that nothing further remains to be done in this cause the Court doth order adjudge and decree that the same be removed from the docket.

Formers Bank of Newmound
^{III}
J. F. Little et als &c.

Final Decree

Oct 10th 1885.

To be entered.

Geo. T. Brown.

We consent to this decree.

R. H. Rawles.

Atty for the Plaintiff &
for J. F. Little as between
himself and his Co-defendant
H. A. Morgan.

Wilbur J. Kilby

Atty. for Henry A.

Morgan

Entered Oct 20 p. 43.

Statement of the indebtedness of
J. Frank Little to Henry A. Morgan
secured by two deeds of trust - one
made the 21st. day of March 1878 and
duly recorded and the other made the
7th. day of May 1879 and duly recorded:

First

Two Bonds secured by the
first above-mentioned deed
of trust each for \$500. =

\$1000 00

One other Bond secured by
said first above-mentioned
deed of trust.

620 00

\$1620 00

Total due =
bearing interest from the 21st.
day of March 1882, - all in-
terest to that date having
been paid, as per endorse-
ments upon said Bonds.

Second

One Bond secured by the
second above-mentioned deed
of trust for -

\$1000 00

Interest from 7 May 1879 to 10
May 1880. - 1 y. 3 ds.

60 50

1060 50

Paid 10 May 1880

212 00

848 50

Interest on \$848.50 from 10 May
1880 to 7 May 1881 - 11 m. 27 ds.

50 50

899 00

Paid 7 May 1881

188 83

710 17

over

brought on	\$	710	17
Interest on \$710 ¹⁷ from 7 May 1881 to 8 June 1882 - 1y. 1m. 1d.		46	30
		756	47
Paid 8 June 1882 -	\$	60.20	
" " " "		101.01 =	161 21
Balance of \$1000 bond due bearing interest from 8 June 1882	\$	595	26

Recapitulation

Amount due under the first above-mentioned deed of trust	\$1620 00
Amount due under the second above-mentioned deed of trust.	595 26
Total principal due with interest on \$1620 from 21 Mar. 1882 and on \$595 ²⁶ from 8 June 1882.	\$2215 26

The Farmers Bank of
Hausemond

vs.

} In Chy.

J. Frank Little & al.

"Exhibit P."

filed with the
answer of Henry
A. Morgan

A judgment obtained in the clerk's Office of the Circuit Court of Sanson County, and confirmed at a Court held and closed for said County on Wednesday the 14th day of April 1880.

Costs.

clerk \$3.70

att. fee 3.50

shff 1.00

\$8.20.

The Farmers Bank of Sanson County, Plaintiff
Against } In Debt.

John F. Little and Joseph Little Defendants

The judgment obtained at the Pleas, not having been set aside, and the Plaintiff being now entitled to a final judgment: It is therefore considered, that the plaintiff recover, against the Defendants, One hundred and thirty six dollars, and fifty cents, the debt in the declaration mentioned, with interest thereon at the rate of six per centum per annum, from the 18th day of August 1879, till paid, and its costs by it about its suit in this behalf expended, And the said Defendants in mercy &c.

Docketed
April 26th
1880.

A Copy:

Teste:

Peter D. Prentiss, Clerk

The following is a copy of the Note, together with the endorsement thereon, upon which the above judgment was obtained

\$135.00

Suffolk, Va June 16, 1879.

Sixty days after date, I promise to pay unto Joseph Little or order, negotiable and payable at the Office of Discount and Deposit of the Farmers Bank of Sanson County, in Suffolk, without offset, One hundred and thirty six dollars — cents for value received; and it is agreed upon by the parties, that the interest on this

Protested
R. H. Rye, Secy
\$1.50

The Farmers Bank
of Kansas

VS } In Chy.

J. Frank Little & al.

"Exhibit A"
filed with the
answer of Henry
A. Morgan

Note shall be at the rate of ~~one~~ per centum per annum,
payable in advance, and we principal and
endorsers hereby waive the benefit of our Homestead
exemption as to this Debt.

Credit the maker

"Endorsed" Jos Little

John F Little

Justice

Peter B. Prentiss. Clerk.

In The Circuit Court of Staun-
mond County, Virginia,

The Farmers Bank of Staunmond. Plaintiff,

against } In Chancery

Joseph Little, J. Frank Little, Henry A.
Morgan and others. Defendants.

The Answer of Henry A. Morgan
one of the defendants to the Bill of
Complaint, exhibited against him
and others in the Circuit Court of
Staunmond County by The Farmers
Bank of Staunmond.

This Respondent reserving to him-
self the benefit of all just exceptions
to the said Bill, for answer thereto,
or to so much thereof as he is advis-
ed that it is material he should
answer, answers and says;

That it is true as stated in
said Bill and as appears by "Ex-
hibit B" therewith filed, that on the
11th. day of March 1878, J. Frank Lit-
tle, one of the defendants to this suit,
became seised and possessed of
the lot or parcel of land mention-
ed and described in said Bill
and "Exhibit B", and that on the 21st.
day of March 1878, the said J. Frank
Little executed his deed of trust

upon said land, which was duly recorded, to secure to this Respondent the payment of the sum of \$1620.⁰⁰ as will appear by "Exhibit C." filed with said Bill, and that on the 7th. day of May 1879 the said J. Frank Little executed his second deed of trust upon said land, which was duly recorded to secure to this Respondent the payment of the additional sum of \$1800. as will appear by "Exhibit D" filed with said Bill, and that on the 14th. day of April 1880 the said The Farmers Bank of Chasemond obtained a judgment against said J. Frank and Joseph Little for the sum of \$136.⁵⁰ and costs as stated in said Bill. and that said judgment constitutes a lien upon said land, but only for so much thereof as may be legally due and unpaid, and then only as a lien subsequent to the prior liens created by said deeds of trust in favor of this Respondent.

But this Respondent alleges that the said judgment was rendered upon a negotiable note, which had been given to said Bank by said ~~Joseph Little and J. Frank Little~~ as partners in trade under the name upon which said Joseph Little was ^{endorser}, and that said note was the last one of

a series ~~or large number~~ of notes which had been previously given by said J. Frank Little ~~to~~ to said Bank in continuation and renewal of an original note of like kind for a certain sum of money originally loaned by said Bank to said J. Frank Little ~~to~~ at a greater rate of interest than the law allowed and that all said notes from the first to the last were given according to the usages and requirements of said Bank and were contracts for the loan of said money at a greater rate of interest than the law allowed and were, therefore, usurious and illegal as to all interest or sums of money paid by said J. Frank Little ~~to~~ or received by said Bank from time to time in excess of the principal sum originally loaned.

This Respondent says, therefore, that all sums of money, paid or received upon said notes or contracts, or the original loan of said money, whether on account of interest or otherwise, prior to said judgment, should be ascertained, notwithstanding said judgment and that the aggregate sum thereof should be applied in satisfaction of the principal sum originally loaned with-

out interest, and that only so much of the original sum loaned as may thus be found to be due should be allowed as the sum to which the said Plaintiff is entitled in full satisfaction of said judgment.

A copy of said judgment and the note upon which it is founded is herewith filed as a part of this answer and marked "Exhibit O."

This Respondent, therefore, denies that the said Plaintiff is entitled to the full amount of said judgment and claims that it is entitled only to so much thereof as may appear to be due after the original loan or the original of the note or contract upon which it is based, has been purged of usury.

This Respondent further says that the said sums of \$1620. and \$1000. ~~due to him by said J. Frank Little~~, were loaned by him to said J. Frank Little and were secured by said J. Frank Little by said deeds of trust to be repaid to him as specified in said deeds with legal interest thereon.

This Respondent denies that any ^{great} very part of said sums of money to wit, said sums of \$1620 and \$1000, has been paid to him, but admits that some payments have been made

on account of the principal sums thereof and the interest thereon. A statement showing what has been paid and the balances due, is herewith filed as part of this answer and marked "Exhibit P."

This Respondent denies that the contracts for the loan of said sums of \$1620. and \$1000 were usurious or that he ever exacted usurious interest thereon, or that said J. Frank Little has ever paid usurious interest thereon.

This Respondent denies the right of said Bank, as Plaintiff in this suit, to plead or to take advantage of usury with reference to the loans of said sums of \$1620 and \$1000, or any contract in regard thereto, between this Respondent and his co-defendant, said J. Frank Little, to whom said loans were made and with whom said contracts were made. The indebtedness to this Respondent is the indebtedness of said J. Frank Little, his co-defendant in this suit, and not that of the said Plaintiff. The said Plaintiff was neither the borrower nor the lender of said sums of \$1620 and \$1000, nor a party to the contracts for the loans thereof, but was and is a stranger thereto,-

a third party having no connection whatever with the transactions. It is well established that the plea of usury, at least as to landed security, is personal and peculiar alone to the parties to the contract and that a third person, a stranger to the contract, cannot plead or take advantage of the usury, no matter how much that person may be incidentally affected thereby.

This Respondent further says that the said deeds of trust, which secure to him the payment of said sums of \$1620 and \$1000, constitute respectively the first and second liens upon said land and that the balances due him as shown by said "Exhibit P" have not been paid and that said J. Frank Little shows no disposition, but in fact has declined, to pay the same.

This Respondent, therefore, prays that the said land may be sold by virtue of said deeds of trust and the proceeds of the sale applied in payment of his said claims.

And now having answered the said Bill, this Respondent prays hence to be dismissed with his reasonable costs in this behalf expended, and he will ever pray &c.
Wilbur J. Kilby, p. d. Henry A. Morgan.

State of Virginia }
Kaufermond County } to wit:

This day personally appeared before me, Wilbur J. Kilby, a Notary Public in and for said County in said State, Henry A. Morgan, and made oath that the statements made in the foregoing answer so far as made of his own knowledge, are true, and so far as made upon knowledge or information derived from others, he believes them to be true.

Given under my hand this 20th,
day of March 1884

Wilbur J. Kilby
Notary Public

The Farmers Bank of
Hausemond
vs. } In Lohy.

J. Frank Little & al.

Answer of
Henry A. Morgan

This Deed,

made the 31st day
of March one thousand eight hundred and eighty one
between J. Frank Little ~~and~~
~~his wife~~, of the county of Hanseman

and State of Virginia, of the one part, and Wilbur J. Kelly,

chosen as trustee for the purposes herein named, of the other part, **Witnesseth:**

That the said J. Frank Little ~~and~~
~~his wife~~, do grant, with general warranty,
unto the said Wilbur J. Kelly,
trustee as aforesaid, the following property, to wit: All that certain
parcel of land, situated on the North side of
Washington Street, in the Town of Suffolk in Hanse-
mond County, Virginia, and fronting on said Street
thirty (30) feet and seven inches, together with the
free use of a lane on the West side of said parcel
of land, eight feet wide, which said parcel of land
is bounded on the South by said Street, on the East
by the lot of Joseph Booshe's estate (lately that of
Jm H Jones) on the West, by the aforesaid lane, which
divides this lot from the lots of George A Murray
and the lot of Mary B Hannaford (lately that of Thos W
Hannaford, deceased) and on the North by the lot of
Wallace Kelly, and is further described by a map
or plot recorded in Deed Book No 1 page 407, and
is the same lot which by deed dated and recorded the 11th
day of March 1878 was conveyed to said J. Frank Little
by Joseph Little and wife and J. F. Little and is subject
to a deed of trust executed by said J. F. Little and dated
and recorded the 21st day of March 1878 to P B Prenter Trustee
to secure to H A Morgan the payment of the sum of \$1620 ⁰⁰
and is also subject to another deed of trust executed by said
J. F. Little the 7th day of May 1879, and recorded the same
day (in which Chas H Causey is trustee) to secure to said
H A Morgan the payment of the additional sum of
\$1000.⁰⁰

together with all and singular the appurtenances belonging to the same.

In trust, to secure to Catharine Skeeter the payment of the sum of One Thousand dollars due and payable to her by said J. Frank Little, as evidenced by his Bond for that sum of money, dated and executed this 31st day of March A.D. 1881, and payable one year after date with interest from the date thereof, And said trustee is hereby authorized and empowered to sell said parcel of land for cash at public Auction according to law after due and legal advertisement of the terms, place and time of sale if default be made in the payment of the said sum of One Thousand dollars, as evidenced by said Bond at the maturity of said Bond, and with the proceeds of sale, said trustee is directed to pay all costs and expenses of the sale including to himself a commission of five per cent on the gross proceeds of the sale, and then to pay said sum of One Thousand dollars and all interest due thereon, to said Catharine Skeeter or her assigns, and the residue thereof as the law directs.

Witness the following signatures and seals:

J. Frank Little

[SEAL.]

[SEAL.]

State of Virginia,

County of

} To wit:

in and for the county aforesaid, the wife of _____ whose names are _____ day of _____ 18____, personally appeared before _____ in the county aforesaid, and being duly examined by _____ privily and apart from her husband, and having the writing aforesaid fully explained to her, she the said _____

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 hand this _____ day of _____ eighteen hundred and _____

Virginia,

County of Nansemond.

} To wit:

I, Jno H Wright, a Notary Public - in and for the said county, in the State of Virginia, do certify that J. Frank Little _____ whose name is signed to the writing above, bearing date the 31st day of March 1881 has acknowledged the same before me in the county aforesaid.

Given under my hand this 31st day of March 1881

Jno H Wright N.P.

In the Clerk's Office of Nansemond County Court, the 31st day of March 1881, at 11 O'clock A.M. This Deed of Trust was received, duly certified, and thereupon admitted to record.

Teste Peter B. Prentiss Clerk.

A. Copy

Teste:

Peter B. Prentiss Clerk.

"
E

Copy
DEED of TRUST.

J. Frank Little

To

Wilbur J. Kilby, Trustee
for

Catherine Skeeter

This Deed,

Made the 7th day
of May. one thousand eight hundred and seventy nine

between John F Little

and

~~his wife~~, of the county of *Nansomond*

and State of Virginia, of the one part, and *C. H. C. C. C.*

chosen as trustee for the purposes herein named, of the other part, Witnesseth:

That the said John F Little

and

~~his wife~~, do ^{as} grant, with general warranty,

unto the said *C. H. C. C. C.*

trustee as aforesaid, the following property, to wit: All that ~~tract~~ piece or parcel of land situate, lying and being in the ~~County of~~ *Town of Suffolk*, in ~~Nansomond~~ ^{County} in the State of Virginia, and bounded and described as follows: Situated on the North side of Washington Street, in said Town of Suffolk and fronting on said Street thirty feet, seven inches, together with the free use of a lane on the west side of said lot eight feet wide; said lot is bounded South by said Street, East by the lot of Joseph Boothe (lately that of Mrs H Jones); West by the aforesaid lane, which divides this lot from the lot of George A Murray and Thos W Hammarford and on the North by the lot of Wallace Kelly, and is further described by a map or plat recorded in Deed Book No 1 p 407. and is the same lot which by Deed dated and recorded on the 11th day of March 1878 was conveyed to said John F Little by Joseph Little & wife and John F Little

together with all and singular the appurtenances belonging to the same.

In Trust, to secure to *Henry A. Morgan*
of the County of *Gates* in the State of *South Carolina* the
payment of the sum of *One Thousand (1000) Dollars* evidenced by
a *bond*

of even date with this Deed, and payable to the said
H. A. Morgan *twelve months after date with* ^{*interest from date*} and it is covenanted and agreed
between the parties aforesaid, that in case of a sale the same shall be made after first
advertising the time, place and terms thereof for *Twenty* days, and upon such terms
as the said Trustee shall direct, and after paying the expenses of executing this trust, if
then unpaid, including a commission of *five* per cent to the said Trustee, then to dis-
charge the amount of money, principal and interest, then due and unpaid of the said
debt; and the residue, if any, pay as the law directs. It is also covenanted and agreed
this Deed of Trust shall secure any *bond or note* given in renewal or curtail of the
aforementioned *Bond*

In all other respects this Deed shall be executed according to the law governing trust
sales.

The said *John F. Little* also covenants to keep the building on
said lot insured for at least *Five Thousand* dollars, and
should the policy of insurance expire before the aforesaid
debt is paid, and the said *John F. Little* fail to reinsure
the same, the said *H. A. Morgan* (or the said *E. H. Caughey* trustee
for him) is hereby authorized to insure the same for the benefit
of the said *Morgan* his heirs, and the premiums so paid
shall also be secured by this deed on the said lot.

Witness the following signatures and seals:

John F. Little - (SEAL.)

(SEAL.)

In the Clerk's Office of *Stanswold* County Court, the *7th* day
of *May*, 1879.

This Deed of Trust was acknowledged by *John F. Little*, and
thereupon admitted to record.

Teste: *Peter B. Prentiss* Clerk

a Copy.

Teste: *Peter B. Prentiss* Clerk

State of Virginia,

County of

} To wit:

in and for the county aforesaid,

in the State of Virginia, do certify that
the wife of
the writing above, bearing date the
187 , personally appeared before
examined by
said fully explained to her, she the said

whose names are signed to

day of

in the county aforesaid, and being duly

privily and apart from her husband, and having the writing afore-

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

hand this

day of

eighteen hundred and seventy

Virginia:

} To wit:

County of

I,

in and for

the said county, in the State of Virginia, do certify that

whose name is signed to the

writing above, bearing date the

day of

187 , ha acknowledged the same before me in the county aforesaid.

Given under my hand this

day of

187 .

"D"

Copy

DEED of TRUST.

John F. Little

To

C. H. Canvey, Trustee
for

Henry A. Morgan



This Deed made the 21st day of March, one thousand eight hundred and seventy eight between John F Little of the County of Nansemond and State of Virginia, of the one part, and Peter B Prentis, chosen as trustee for the purposes herein named, of the other part, Notary Public: That the said John F Little does grant, with general warranty, unto the said Peter B Prentis trustee as aforesaid, the following property, to wit: A Lot of land on the south side of Washington Street in the Town of Suffolk, described and bounded as follows: fronting on said street thirty feet seven inches: and with the free use of a lane on the west side of said lot eight feet wide; said lot is bounded South by said street, East by the lot of Wm H Jones; West by the aforesaid lane which divides this lot from ~~from~~ the lot of Geo A Murray & J W Warrnford and North by the lot of Wallace Kelly, and for further description of said lot, see map recorded in Deed Book No 1 page 407. and is the same lot purchased by Joseph Little & son from George W Bartlett & wife by Deed duly recorded and by said John F Little, by Deed, dated March 11th 1878 and duly recorded. Together with all and singular the appurtenances belonging to the same. In trust to secure to D Henry A Morgan the sum of Sixteen Hundred and twenty (\$1620) Dollars, evidenced by three Bonds. bearing even date with this Deed and payable respectively, One, two and three years after date with interest from date. Two of said Notes being for the sum of Five Hundred dollars, each and

The third being for the sum of six hundred and twenty dollars, interest payable semi-annually; with power to the said Peter B. Prentiss, trustee as aforesaid to make sale of said land, in the event of default being made in the payment of any or either of said notes, and when instructed by said Henry S. Morgan so to do, and in the event of a sale, pay first the expenses of sale, including a commission of five per cent to said trustee and then pay whatever sum or sums may be due on the above mentioned notes, and the balance, if any, pay as the law directs.

Witness the following signature and seal

John F. Little *(Seal)*

Virginia }
County of Hanseman } To wit:

I, C. H. Hauser, a Notary Public in and for the said County, in the State of Virginia, do certify that John F. Little whose name is signed to the writing above, bearing date the 21st day of March 1878. has acknowledged the same before me in the County aforesaid.

Given under my hand this 21st day of March 1878.

C. H. Hauser
Notary Public

In the Clerk's Office of Nansemond County Court,
the 21st. day of March, 1878.

This Deed of Trust was received, and with the certifi-
cate annexed, admitted to record.

Teste: Peter B. Prentiss Clerk

A Copy

Teste:

Peter B. Prentiss. Clerk

"C"

xm'd

John F. Little
To 3 Cpy. Recd. of Trust
Peter B. Prentiss, Trustee for Dr.
Henry A. Morgan

This Deed, made the 11th day of March

in the year of our Lord, one thousand eight hundred and seventy eight between Joseph Little and John F Little, clerks business, and the name of Joseph Little and Martha Jane Little the wife of the said Joseph Little of the county of Nausemond and State of Virginia, of the one part, and

John F Little of the same place of the other part, witnesseth: That the said Parties of the first part,

in consideration of the sum of One Thousand dollars do grant with general warranty, unto the said Party of the second part,

and to his heirs and assigns, forever, the following real estate, to wit:

A Lot of Land on the North side of Washington Street, in the Town of Suffolk described and bounded as follows: fronting on said Street thirty feet seven inches and with the front use of a lane on the West side of said lot eight feet wide; said lot is bounded South by said Street, East by the lot of Wm H Jones, West by the aforesaid lane which divides this lot from the lot of Geo A Murray & J W Hamford and North by the lot of Wallace Kelly, and for further description of said lot see map recorded in Dub Book No 1. page 407. It is the same lot purchased by said Little son from Geo W Bartlett & wife, by Deed duly recorded DB No 5 p 567.

together with all and singular the appurtenances belonging to the same.

And the said Parties of the first part covenant that they have the right to convey the said land to the grantee; that the said grantee shall have quiet possession of said land; that they have done no act to encumber the said land; and that they will execute such further assurances of the said land as may be requisite.

Witness the following signatures and seal: s

Witnesses:

Joseph Little [SEAL.]
John F Little [SEAL.]
Martha J Little [SEAL.]

IN THE CLERK'S OFFICE of Nausemond County Court, the 11th day of March 1878. This Deed was presented and acknowledged by Joseph Little, John F Little and Martha J Little, the wife of said Joseph Little to be their act and Deed. And the said Martha J Little being duly examined by me, privily and apart from her husband, and having said Deed fully explained to her, acknowledged that she had willingly executed the same and wished not to retract it. Whereupon said Deed is admitted to record.

Teste,

a copy Teste:

C H Causy D C
Peter B. Prentiss, Clerk

"B"

xmd

Joseph Little del:

To { Copy Need

John F. Little

The Farmers Bank of Mansfield

¹¹
25 { 5 Expts. filed with
the Bell

John F. Little & Co.

To the Honorable Geo. Blaw, Judge of the
Circuit Court of Staunmund County:-

Humbly Complaining sheweth unto your
Honor, your orator, The Farmers Bank of
Staunmund, that on the 10th day of
April 1880 your orator obtained a judge-
ment in the said Court against John
F. Little and Joseph Little merchants and
partners under the name and style of Jos.
Little & Son, for (\$136⁰⁰/₁₀₀) one Hundred +
thirty six dollars and fifty cents with
interest thereon from the 17th day of August
1879 till paid and \$8²⁰/₁₀₀ cts, on which
said judgement a writ of fieri facias
was duly issued from the clerk's office of
the said Court, directed to the Sheriff
of the said County, returnable to July
rules 1880 which was placed in the hands
of the said Sheriff to be executed and
was on the return day thereof, returned by
the said Sheriff with the following
return endorsed thereon to wit:-

"I can find no property to satisfy the within
execution or any part thereof" J. H. Rawles
Deputy for J. L. Fulgham Sheriff: all of which
appears from a copy marked exhibit "A" and
prayed to be taken as a part of this bill.
Now your orator further states that the said

J. F. Little is seized and possessed in fee simple of a certain House and lot in the town of Suffolk County and State of Virginia, on the North side of Washington street in said town, ^{on which it fronts} thirty feet, seven inches and with the free use of a lane on the west side of said lot eight feet wide, said lot being bounded South by said Street, East by the lot belonging to the estate of Joseph Bonner deceased; west by the aforesaid lane and North by the lot of Wallace Kelly; all of which appears from a copy of a deed from Joseph Little and others to the said J. F. Little marked "B" and asked to be taken as a part of this bill.

Now your orator is advised that his judgment is a lien under the statute law of Virginia on the said real estate, and that the rents and profits of the said real estate will not satisfy the said Judgment in five years, on account of certain other liens which are also upon the said real estate as follows:-

On the 21st of March 1878 the said J. F. Little executed to Peter B. Prentiss Trustee a certain deed of Trust on the said real estate to secure to Dr. H. A. Morgan the payment of the sum of (\$1620) as appears by a copy of said

deed marked "C" and prayed to be taken as a part of this bill.

And your orator further states that on the 7th day of May 1879 the said J. F. Little executed to C. H. Caurey Trustee, a certain deed of trust on the said real estate to secure to the said H. A. Morgan the payment of the sum of \$1000. as appears by a copy of the said deed herewith filed marked "D" and prayed to be taken as a part of this bill.

And your orator further states that on the 31st day of March 1881 the said J. F. Little executed to Wilbur J. Kilby Trustee a certain deed of trust on the said real estate to secure to Catharine Skeeter the payment of the sum of \$1000. as appears by a copy of the said deed herewith filed marked "E" and prayed to be taken as a part of this bill; which said sums of money mentioned in the aforesaid deeds of trust are alleged to be due from the said J. F. Little to the beneficiaries therein named; and all of which said deeds have been duly recorded.

Now your orator further states that a great part of the said money alleged to be due as aforesaid by the said J. F. Little to the said H. A. Morgan and Catharine Skeeter has

And your note is in form and therefore charges that the contracts upon which the debt due by the said J. H. Little to the said H. A. Morgan and Bartholomew Skeeter are founded, ~~upon~~ ^{are} ~~a~~ ^{various} ~~considerations~~: that the said parties had exacted various interest from the said J. H. Little which he has paid and is now paying, to the detriment of the just and legal claim which your order holds.

in fact been paid and is no longer due so that the liens on the said real estate are really much less than they appear to be by the record. *

In tender consideration whereof and inasmuch as your orator is remediless in the premises save by the aid of a Court of equity where matters of this nature are properly cognizable, your orator prays that the said J. F. Little, Joseph Little, Peter B. Puntis Trustee, C. H. Coasey, Trustee, H. A. Morgan, William J. Kelly Trustee and Catharine Skeeter be made parties defendant to this bill and required on their corporal oaths to answer the same according to their best knowledge and belief as fully and particularly as if the statements of this bill were again here repeated and the said defendants thereto specially interrogated: That an account may be taken by one of the Commissioners of this Court of the debt due to your orator, of the debt due to the said H. A. Morgan and Catharine Skeeter ^{together with the rate of interest on the same.} and of all other debts which constitute liens on the said real estate: also an account of the value, annual and for simple, of the said real estate: that the said real estate may be sold to satisfy your orator's

judgment and that your honor
will grant unto your estate such
further and general relief as may be
consistent with equity and the case
requires.

and your estate will ever pay me

D. H. Rawles

D. L.

Virginia

Stafford County Court:-

W. S. Jones Jr. Cashier of the Farmers Bank
of Stafford this day personally appeared
before me in the County aforesaid and
made oath that the statements in the
above bill are true. Given under my
hand this 6th day of August 1883.

D. H. Rawles

Notary Public.

R. N. Rawles. p. 9

The Farmers Bank of Nausomund

J. F. Little ^{vs} et als.

Bill

Nausomund Cir. Co.

The Farmers Bank of Hallowell

vs } Chy: Notes

John F. Little & Co.

1883. Aug: 7th: Sum. in Chy: given to Sept: Rules, 1883.

" Sept: 3rd: Decree nisi vs all the Defendants -

" Octo: 1st: Decree nisi confirmed & cause set for hearing on mo
1st Plff's Counsel

" " 10th: Decree for Acco:

Chy. Notes

Chancery

The Farmers Bank of Nausemoud

25

John F. Little Dal

R. H. Pawles

1885

Octo Term
Final Decree

Nausemoud Circuit Court

all	400
at -	1650
Sh	350
Com	200
	<u>5500</u>
at -	1500
Sh	700