

1885-010
Nansemond Co. (Suffolk)

Chancery Causes: Asgn of Edward Rawls & Co vs Admr of Robert Whitfield

Bracy, Adkins, Eley, Catchin

J. J. Cushman, assignee of Edward Raulo & Co.

25th } Chy: Notes

John L. Fulgham, Saff. &c of Robert Whitfield, dec'd sal:

1883. Feby: 28th: Sum: in Chy: ipd to March Rules, 1883

" March 5th: Bill & Xts(2) filed - Decree nisi vs all the debts -

Elizabeth Bracy
except ~~John Bracy & wife~~ and John Adkins & wife

" April 2nd: Decree nisi confirmed, and cause set for hearing.

as to all the debts: except ~~John Bracy & wife~~ and

John Adkins & wife.

" Aug: 23rd Sum: in Chy: ipd to Sept: Rules, for John Adkins

and Geopanna, his wife, and Elizabeth Bracy

" Sep: 3rd: Decree nisi vs debts: John Adkins & wife &

Elizabeth Bracy

" Octo: 1st Decree nisi vs John Adkins & wife

Elizabeth Bracy confirmed & cause set
for hearing.

" 10th: Decree for Decos.

1884. March, 27th: Return filed

" April: 10th: Decree for sale in

" 14th Commis: now expects to be

Chy: Notes

J. J. Cutchin Assignee of Edward Rawls & Co.

^{v.}
John L. Fulgham Sheriff of Nausemond County,
and as such Administrator of Robert Whitfield dec'd,
John Bracy and Elizabeth his wife, John Atkins and
Georgianna his wife Mills Ely and Margaret his
wife William E. Whitfield, Eudine Whitfield and
Mary Ann Whitfield.

To the Honourable George Blow Judge of the
Circuit Court of Nausemond County:

Humbly complaining your orator J. J. Cutchin
(Assignee of Edward Rawls & Co.) of Southampton County
Virginia respectfully represents to the Court, that
Robert Whitfield late of Nausemond County departed
this life on or about the day of 18 ,
and was in his life time and at the time of
his death justly and truly indebted to your
orator J. J. Cutchin Assignee as aforesaid in the
principal sum of Twenty-three Dollars (\$23) with
an arrear of interest thereon upon and by
virtue of his the said Robert Whitfield's writing
obligatory dated the 2nd day of January 1850 payable
one day after date for the said sum of \$23., with
interest thereon from the 3. day of January 1850
until paid. - Upon which bond your orator obtained
judgment ^{with costs} on the 13. day of December 1880. The
said bond, judgment and execution of fieri facias

issued thereon are herewith filed marked "Exhibit No. 1" and your orators pray that they may be read as a part of this bill.

That the said Robert Whitfield was in his life time and at the time of his death possessed of very little personal estate, but was seized and possessed of the following real estate in Nausumond County: About 37 acres of land in Holy Neck Magisterial District about 18 miles Southwest of the Court house adjoining the lands of James Cutchin, Wm. A. Cutchin, J. J. Cutchin, Timothy Duck and others.

That the said Robert Whitfield being so seized and possessed departed this life on or about the day of 18 intestate, leaving a widow Margaret Whitfield, and the following children, Elizabeth who intermarried with John Bracy, Georgianna, who intermarried with John Atkins, Margaret who intermarried with Mills Ely, William E. Whitfield, Euclid Whitfield and Mary Ann Whitfield, surviving him who are his distributees and heirs at law.

That the estate of the said Robert Whitfield was committed to the hands of John L. Fulgham Sheriff of Nausumond County for due administration according to law by an order of the County Court of Nausumond County entered on the 9. day of February 1880. A copy of the said order is herewith filed marked "Exhibits No. 2", and your orator prays that it may be read as a part of this bill.

That the said John L. Fulgham, and the said widow and children have been applied to by your orator to pay and satisfy him his said demand, but to pay the same, they and each of them have hitherto wholly refused, and still do refuse.

Forasmuch therefore as your orator is without remedy save in a Court of Equity where such matters are properly cognizable and relievable he prays that the said John L. Fulgham Sheriff of Guilford County and as such Administrator of Robert Whitfield Decd., Margaret Whitfield, John Dracy and Elizabeth his wife, John Atkins and Georgianna his wife, Mills Ely and Margaret his wife, William E. Whitfield, Eucline Whitfield and Mary Ann Whitfield may be made parties Defendants to this bill and required to answer the same on oath; that accounts may be taken under decree of this Court showing the amount of the debt due to your orator principal, interest and costs, the amount of personal estate which is now in the hands of the Administrator, the annual and fee simple value of the real estate of which the said Robert Whitfield died seised, and that all other proper accounts may be taken; and if it appear that the personal estate is insufficient to satisfy the debt due to your orator, he prays that the

said real estate may be sold under decree of this
 Court for the purpose of paying the same. -
 Notice is hereby given that the Court will be asked
 to allow to the complainant's counsel a reasonable
 fee for instituting and conducting this suit
 out of any moneys or property under the
 control of the Court in this cause. -
 And for such other further and general
 relief and the nature of his cause may
 require or to Equity shall seem meet. -
 And your orator will ever pray &c
 Let a Subpoena go &c
 Witness My hand &c.

Witness &c.

J. J. Cutchin, Clerk

Bill &
 2 Exhibits -
 11

Robt. Whitfield's Compt.

State of Virginia--Town of Suffolk, to wit:

To R. R. SMITH, Sergeant of Said Town:

I HEREBY COMMAND YOU TO SUMMON *J. L. Fulgham Shff & committee of the Estate of Robert Whitfield and*
if to be found in your district, to appear at my office in said town on the *1* day of *December*
1880, before me, or such other Justice as may then be there to try this warrant, to answer the complaint of
J. J. Butcher apx of E. Rawls & Co. upon a claim for money, for the sum of
Twenty three dollars, due by *note*
and then and there make return of this warrant.

Given under my hand this *13th* day of *December* - , 1880.

Benjn Riddick MAYOR.

IN DEBT.

JUDGMENT.—That the Plaintiff recover of the Defendant, *J. L. Fulgham Shff & comr of the Est of Ro Whitfield*
Twenty three Dollars, with interest thereon from the *3^d* day of *January* 1880
till paid, and *one 20/100* Dollars for his cost.

Benjn Riddick MAYOR.

day of 18
Judgment having been rendered in this case for
dollars and cents, exclusive of interest and cost, and the defendant having requested stay
of execution upon the said judgment, whereupon undertook as the
surety of the said for the payment of the said Judgment, execution
is stayed thereon for days from the date.

MAYOR.

To R. R. SMITH, Sergeant of the Town of Suffolk:

I COMMAND YOU, in the name of the Commonwealth of Virginia, that of the goods and chattels
of *Jno L Fulgham Shff & Comr of the Est of Ro Whitfield* in your District, you cause to be made the
sum of *Twenty three* dollars, with interest thereon from the *3^d*
day of *January* 1880, till paid, which *J. J. Butcher apx of E. Rawls & Co*
has recovered before me, in a warrant in debt; and also the sum of *one 20/100*
Dollars, which has been adjudged to the said *J. J. Butcher apx of E. Rawls & Co*
for cost in prosecuting this said warrant.

Given under my hand this *13th* day of *December* 1880

Benjn Riddick MAYOR.

J. J. Cutchin a pce &c

vs

Pro. L. Fulgham Chff
Com: the C. of Ro: Whitfield

1880

Decr 13th

New book pa 3

"Exhibit No. 1"

with bill of
J. J. Cutchin

Whitfield's Adm. T.

nothing found to satisfy the authors party
Dec 13th / 1880
R R March 1881



\$23.00

pay to Wm. H. Smith & Co after date 1 I promise to

just sum of Twenty three Dollars

and 00 Cents, for value received. For which payment,

well and truly to be made. I bind my heirs, executors and

administrators, jointly and severally, firmly by these presents. Witness my

hand and seal this 1st day of January 1866

WITNESS,

Jas E. Gantt

Robert + Whitford
mark



My J. J. Cushman
Account to me
Edward Russell

Co. Whitefield

1123

Shuck

At a Monthly Court held for Nausemond County, the 9th day
of February, 1880.

On the motion of Kenneth R. Griffin, it is ordered that the Estate
of Robert Whitfield, deceased, be committed to the hands of John
L. Fulgham, Sheriff of Nausemond County for administration according
to law: it appearing that the said Robert Whitfield has been
dead more than three months, and no one having applied for
administration on his Estate.

a Copy:

Teste:

Peter B. Prentiss, Clerk.

Exhibit No. 2

J. J. Cutchin vs. J. J. Cutchin

"

Robert Whitfield's Adm'r. vs. -

This cause came on this day to be finally heard upon the papers formerly read, and upon the report of Special Commissioner Robert N. Prentiss, dated and filed on the 9 day of March 1885, which report shows that the ~~fund~~^{money} under the control of the Court in this case has all been properly disbursed, and to which report no exceptions have been taken.

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 accomplished it is ordered to be stricken from the docket. -

J. J. Cutchin Esq

W. Final Decree

Robt. Whitfield's Adm^r
fe

Enter 10. April 1885-

Geo. Beane,

Entered 683 to 2 Page 23

J. J. Cutchin Assignee of Edward Rawls & Co.,

^{v.}
John L. Fulgham Sheriff of Hantswood County
and as such Administrator of Robert Whitfield
dec'd, Elizabeth Bracey John Atkins and Georgi-
ana his wife, Mills Ely and Margaret his
wife, William E. Whitfield, Evadne Whitfield
and Mary Ann Whitfield. -

This cause, which has been regularly ma-
tured and set for hearing at rules according
to law, came on this day to be heard on
the bill (and the exhibits therewith filed)
taken for confessed as to all of the defen-
dants, on whom process had been duly
served and they still failing to appear and
plead answer or demur to the said bill,
and was argued by counsel. -

On consideration whereof, the Court doth
adjudge, order and decree that this cause
be referred to one of the Commissioners
of this Court, who is directed to take,
state and report the following accounts.

1. An account of the transactions of John
L. Fulgham Sheriff, administrator of Robert
Whitfield dec'd. -
2. An account of all the debts due by the
said Robert Whitfield dec'd, with their res-
pective priorities, if any. -

3. An account of the real estate of which Robert Whitfield died seized and possessed, with its annual and fee simple value.

4. Any other account specially stated deemed pertinent by the Commissioners or required by any of the parties in interest.

Notice of the time and place of taking the said accounts shall be sufficiently given, if published once a week for four successive weeks in some newspaper published in Nassau County, and in said notice the creditors of Robert Whitfield decd. shall be notified that unless they present their claims to the Commissioners, they will be forever barred from participation in his assets. - And the cause is continued.

J. J. Cushing Appr. &c.

M. M. Deane.

To Whitfield's Adm. &c.

Enter 10 Octo 1883.

Geo. Brown.

Copies

enc 103 No 1 page 62c

J. J. Cutchin Esquire

Robert Whitfield's Adm^r and others.

This cause came on this day to be further heard upon the papers formerly read and upon the report of Commissioner Peter B. Prentiss dated and filed on the 27. day of March 1884, 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 Robert B. Prentiss, who is hereby appointed a Special Commissioner for the purpose, is directed, after having first advertised the time, place and terms of sale for at least once a week for three successive weeks in some newspaper published in Nausemond County and in such other manner as may seem to him judicious, to expose to sale at public auction, in front of the Court house door of Nausemond County, on some County Court day the tract of land in these proceedings described, of which Robert Whitfield died seized and possessed, subject however to the right of dower therein of Margaret Whitfield the widow.

* And a proper certificate that the said bond has been executed according to law shall be annexed to and published with the said advertisement.

of Robert Whitfield deceased, on the following terms, to wit: one third of the purchase money in cash, and the residue in two 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} personal security, the title to be retained as ultimate security. - Or if the purchaser elect to do so he may pay the whole purchase money in cash.

Out of the cash payment the said Special Commissioner shall pay the costs of this suit and the expenses of sale, and the residue he shall deposit in the Commercial Bank of Suffolk Va. -

But before the said Robert N. Prentiss, Special Commissioner shall have any authority under this decree he shall execute and deliver a proper bond, with security, in the penalty of \$500[±] 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.

J. J. Cushman Esq.

1.  Deere

Re. Whitfield's Adm'r. &c.

Enter 10 April 1884

Geo. V. Brown,

2nd 8th 2nd 1st - 4th
copied

J. J. Cutchin Signed

Robert Whitfield's Adm^r and others. -

This cause came on this day to be further heard on the papers formerly read, and upon the report of Special Commissioner Robert R. Mentis, showing that pursuant to the decree entered hereon on the 10. day of April 1884, he has sold the tract of land in these proceedings described of which Robert Whitfield died seised and possessed, to Wm Edward Whitfield for \$150. Cash, and that after the payment of the costs of suit and sale, the balance of the purchase money, \$78[±], has been deposited to the credit of this cause in the Commercial Bank of Suffolk Va, which report is dated and was filed on the 27. day of May 1884, to which report no exceptions have been taken, and was argued by counsel. -

On consideration whereof, the Court doth in all respects ratify, approve and confirm ~~the~~ the said report, and the said sale of real estate made by the said Special Commissioner, and doth adjudge, order and decree that Robert R. Mentis, who is hereby appointed

a Special Commissioner for the purpose, to convey the said real estate to the purchaser Wm Edward Whitfield by deed, with special warranty, subject however to the ~~deed~~ right of dower therein of Margaret Whitfield the widow of Robert Whitfield decd. And the said Prentiss, Special Commissioner is hereby directed to withdraw from the papers of this cause the certificate of deposit ~~showing~~ of the Commercial Bank of Suffolk Va, for \$78⁰⁰, and collect the same from the said Bank, and after paying any unpaid costs of this suit, he shall pay off and discharge the debt due by Robert Whitfield decd to ~~the~~ J. J. Cutchin, Assignee, the complainant in this suit, as shown by the report of Commissioner Peter B. Prentiss dated and filed on the 27. day of March 1884, and he shall make report to Court.

J. J. Cutchin App^l

N^o ~~Deer~~ Deere
Octo. 1884

To Whitfield's, Amherst, Vt.

Enter 10 Octo. 1884,

Levi B. Snow

and 1884-85

Cash

THE ROBERT WHITFIELD LAND for SALE!

By authority of a decree of the Circuit court of Nansemond county, pronounced on the 10th day of April, 1884, in the chancery cause of Cutchin, assignee, vs. Whitfield's administrator, &c., I shall offer for sale at public auction, in front of the Courthouse door of Nansemond county, on

Monday, May 12, 1884,

(court day), that valuable tract of land of which Robert Whitfield died seised and possessed, lying in Holy Neck Magisterial district, adjoining the lands of James Cutchin, William H. Cutchin, J. J. Cutchin, Timothy Duck and others, supposed to contain fifty-seven acres, more or less. It will be sold subject to the right of dower of Margaret Whitfield, the widow of Robert Whitfield.

TERMS—One-third of the purchase money will be required in cash, and the residue 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.

I, Peter B. Prentis, Clerk of the Circuit court of Nansemond county, do hereby certify that Robert R. Prentis, special commissioner in the above cause, has entered into bond with security approved by me, for the faithful performance of his duties therein prescribed.

PETER B. PRENTIS, Clerk.

At a Circuit Court held for Hanson County
the 10th day of October 1883.

J. J. Cutchin Appraiser of Edward Rault & Co. Plaintiff
Against } In Chancery

John L. Fulgham, Sheriff of Hanson County
and as such Administrator of Robert
Whitfield deceased. Elizabeth Bracey, John
Adkins and Georgiana his wife William E.
Whitfield, Emeline Whitfield and Mary
Ann Whitfield Defendants.

This cause which has been regularly matured
and set for hearing at rules, according to law.
came on this day to be heard on the bill (and the
exhibits therewith filed) taken for confessed
as to all the defendants, on whom process had
been duly served, and they still failing to appear
and plead, answer or demur to the said bill
and was argued by counsel.

On consideration whereof, the Court doth adjudge,
order and decree, that this cause be referred
to one of the Commissioners of this Court, who is
directed to take, state and report the following accounts,
1. An Account of the Transactions of John L. Fulgham
Sheriff, Administrator of Robert Whitfield, deceased.
2. An Account of all the debts due by the said
Robert Whitfield, deceased, with their respective
priorities, if any.
3. An Account of the real estate of which

At a Circuit Court held for Hanson County
the 10th day of October 1883.

J. J. Catches Agent of Edward Rault & Co. Plaintiff
Against } In Chancery

John L. Fulgham, Sheriff of Hanson County
and as such Administrator of Robert

Whitfield deceased. Elizabeth Bracey, John

Adkins and Georgiana his wife William &

Whitfield, Emeline Whitfield and Mary

Ann Whitfield

Defendants.

This cause which has been regularly matured
and set for hearing at rules, according to law.

Came on this day to be heard on the bill (and the
exhibits therewith filed). Taken for confessed

as to all the defendants, on whom process had
been duly served, and they still failing to appear

and plead, answer or demur to the said bill
and was argued by counsel.

On consideration whereof, the Court doth adjudge,
order and decree, that this cause be referred

to one of the Commissioners of this Court, who is
directed to take, state and report the following accounts,

1. An Account of the transactions of John L. Fulgham
Sheriff, Administrator of Robert Whitfield, deceased.

2. An Account of all the debts due by the said
Robert Whitfield, deceased, with their respective
priorities, if any.

3. An Account of the real estate of which

Robert Whitfield died seized and possessed, with its annual and fee simple value

4. Any other account specially stated, deemed pertinent by the Commissioner or required by any of the parties in interest.

Notice of the time and place of taking the said account shall be sufficiently given if published once a week for four successive weeks in some newspaper published in Nassau County, and in said notice the creditors of Robert Whitfield deceased, shall be notified that, unless they present their claims to the Commissioner, they will be forever barred from participation in his assets.

And the cause is continued to

I

An account of the transactions of John L. Fulgham Sheriff, Administrator of Robert Whitfield deceased,

The administrator reports that he has been unable to discover any personal assets whatever belonging to the estate of the decedent, and that nothing has come to his hands for administration.

II

An account of the debts by Robert Whitfield decd, with their respective priorities, if any.

1. A debt due by bond to J. J. Cutchin Esquire of Edward Rawls & Co. Bond dated 2 January 1860 payable one day after date for \$23.

Principal

23

Interest from 3 Jan. 1860 to 12 May 1884 33.62

Costs of Judgt & Admor.

1.20

\$57.82

Paid by W. A. Prentiss Spl. Commr. 9. March 1885
\$58.97
100.4

J. J. Cutchin

III.

An account of the real estate of which Robert Whitfield died seized and possessed, with its annual and fee simple value.

About 57 acres of land lying in Holy Neck Magisterial District about 18 miles Southwest of Suffolk, adjoining the lands of James Cutchin, Wm. S. Cutchin, J. J. Cutchin, Timothy Duck and others. -

Fee simple value say	\$200.-
Annual value say	20.-

Commissioner's Office
Suffolk Va. 27 March 1884.

To the Circuit Court of
Nansemond County:

In pursuance of the decree pronounced on the 10. day of October 1883, in the chancery cause of J. J. Cutchin Assignee of Edward Rawls & Co. against Robert Whitfield's Adm^r and others (a copy of which is hereto attached) the undersigned proceeded

to execute the said decree.

On the 29 day of February 1884, he issued the notice presented by the said decree fixing upon this day as the time, and his office in Suffolk as the place, for taking the accounts thereby ordered, which notice was published once a week for four successive weeks in the "Suffolk Herald" (a copy of the said notice is herewith returned).

On the two preceding pages will be found the results of your Commissioners enquiries, which need no explanation.

All of which is respectfully submitted this 27. day of March 1884.

Fee \$10.^x

Peter B. Peabody
(Comr.)

J. J. Cushman Glee

N. Commis
Report.
dated 27. Mar. 1884

R. Whitfield's Adv.

1884. March 27th. Filed
Ck.

Suffolk Va,

27 May 1884.

J. J. Cutchum Esquire of Galloway Co.

v.
Robert Whitfield's Adm^r. &c.

To the Circuit Court of Nansemond
County:

The undersigned Special Commissioner appointed by decree in the above entitled cause pronounced on the 10. day of April 1884, respectfully begs leave to report, that, after having executed the bond required, and advertised the time, place and terms of sale in accordance with the provisions of the said decree, he has sold the Robert Whitfield land in these proceedings described. -

The sale was made at public auction in front of the Court house door of Nansemond County on the 12. day of May 1884.

Wm Edward Whitfield, being the highest bidder became the purchaser of the said land (subject to the dower interest therein of Margaret Whitfield the widow of Robert Whitfield dec^d.) at the price of \$150. -

He paid the whole of the purchase

money in cash -

Receipts.

From Mr Edward Whitfield purchaser \$150.

Disbursements:

Paid Peter B. Prentiss Clerk's fees.	\$15-
" Rob. W. Prentiss Attys. fees & tax	16.50
" J. L. Fulgham Shff. Nausemond	3.
" L. B. Edwards Shff. I. of Wight	1.50
" P. B. Prentiss Commr. in Chancery	10.
" "Suffolk Herald" advertising Commr's notice	7.
" Do. advertising sale	6.50
" Geo. T. Parker Crim. at sale	5-
Retained legal commissions 50%	7.50
Balance due the cause	78.
	\$150. \$150.

This balance of \$78.^x/₁₀₀ has been deposited in the Commercial Bank of Suffolk Va. to the credit of this cause and the certificate of deposit together with vouchers for all disbursements are herewith returned.

All of which is respectfully submitted

Rob. W. Prentiss -

Special Commissioner

Vouchers -

Suffolk W. 21. May 1884

Received of Rob. N. Prentiss Special Commissioner
in the chancery cause of Citchin Esquire
v. Robt. Whitfield's Adm^r &c the sums of
money set opposite our respective names:

Peter B. Prentiss. Clerk \$15.00
Rob. N. Prentiss Atty. \$16.50

Jos. W. Shyffs fee advanced by Mr.
Prentiss (See endorsement on process) 1.50
P.B. Prentiss Comm^r in Chy by Mr. 10.-
Suffolk Herald by J.E. Booth 7 7
Suffolk Herald by J.E. Booth 6.50
Geo. C. Parker Cris. 5.
Rob. N. Prentiss. Spl. Comm^r Comm^r 7.50

J. J. Catechin Glee

Sp. Comitus
N.  Report
of Sale. -

No. Whitfield's Am. V.

1884. May 27th. Filed
clk.

A Circuit Court held for the County of Harrowood
the 10th day of April 1884

of Citation Epizone of Edward Placots & Co. Plaintiff
Against J. M. Chancery

John L. Talgham Sheriff of Robert Whitfield et al. Defendants
This cause came on this day to be further heard
upon the papers formerly read, and upon the Report
of Commissioner Peter B. Punter dated and filed
on the 27th day of March 1884. to which no excep-
tions 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 Robert P. Punter
who is hereby appointed a Special Commissioner
for the purpose, is directed, after having first
advertised the time place and terms of sale for
at least once a week for three successive weeks
in some News paper published in Harrowood
County and in such other manner as may seem
to him judicious, to expose to sale at public
auction, in front of the Court House door of
Harrowood County on some County Court day
the tract of land in these proceedings described of
which Robert Whitfield died seized and possessed,
subject however to the right of dower therein
of Margaret Whitfield the widow of Robert Whitfield
deceased, on the following terms, to wit: one third
of the purchase money in cash, and the residue
in two 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 secured
by the bond of the purchaser with personal security,
the title to be retained as ultimate security, or if

The purchaser elect to do so he may pay the whole purchase money in cash.

Out of the cash payment the said Special Commissioner shall pay the costs of this suit and the expenses of sale and the residue he shall deposit in the Commercial Bank of Suffolk, Va.

But before the said Robert R. Prentiss Special Commissioner shall have any authority under this decree, he shall execute and deliver a proper bond, with security, in the sum of \$500 & payable to the Commonwealth of Virginia, and conditioned for the faithful performance of his duties under this or any future decree, that the same be pronounced in this cause, and a proper certificate that the said bond has been executed according to law shall be annexed, to and published with the said Advertisement.

And he shall make report to Court.

A Copy

Teste:

Peter B. Prentiss, Clerk

Costs:

Clerk	\$15.00
Att: & Fay	16.50
St. W. Maus	3.00
" J. & W.	1.50
Comm: with Chy	10.00
Printed	7
	<u>\$48.00</u>

Sold ^{Wm} To Edward Whifield for \$150.00
LEWIS B. BENTLEY'S CLERK

This 12th day of May 1884
I, Lewis B. Bentley, Clerk of the Court, do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears in the records of the Court.

SPECIAL COMMISSIONER

BOB B. BENTLEY

Whereas by the power of the Legislature which said Legislature has granted the several judgments to said parties from the day of said and to be paid and the terms to wit and under which from the day of said:

LEWIS—One-third of the balance money will be returned to the said parties within the term of Robert Bentley.

Monday, May 13, 1884

Witness my hand and seal of office at the Court House of the County of ... of the State of ... this 12th day of May 1884.

PAID FOR SALE

THE ROBERT WHITFIELD

THE ROBERT WHITFIELD LAND for SALE!

By authority of a decree of the Circuit court of Nausemond county, pronounced on the 10th day of April, 1884, in the chancery cause of Cutchin, assignee, vs. Whitfield's administrator, &c., I shall offer for sale at public auction, in front of the Courthouse door of Nausemond county, on

Monday, May 12, 1884,

(court day), that valuable tract of land of which Robert Whitfield died seised and possessed, lying in Holy Neck Magisterial district, adjoining the lands of James Cutchin, William H. Cutchin, J. J. Cutchin, Timothy Duck and others, supposed to contain fifty-seven acres, more or less. It will be sold subject to the right of dower of Margaret Whitfield, the widow of Robert Whitfield.

TERMS—One-third of the purchase money will be required in cash, and the residue 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.

I, Peter B. Prentis, Clerk of the Circuit court of Nausemond county, do hereby certify that Robert R. Prentis, special commissioner in the above cause, has entered into bond with security approved by me, for the faithful performance of his duties therein prescribed.

PETER B. PRENTIS, Clerk.

At a Circuit Court, held for Hanson and County
on Friday the 10th day of October 1884

J. J. Cutchon Assignee & Plaintiff
Against In Chancery
Robert Whitfield's Admth &c. Defendant

This cause came on this day to be further heard
on the papers formerly read, and upon the report
of Special Commissioner Robert R. Puntis, shown
that pursuant to the decree entered herein on
the 10 day of April 1884, he has sold the tract
of land in these proceedings described, of
which Robert Whitfield was seized and pos-
sessed, to W^m Edward Whitfield for \$150, cash,
and that after the payment of the costs of suit
and sale, the balance of the purchase money
\$78⁴, has been deposited to the credit of this
cause in the Commercial Bank of Suffolk
Va, which report is dated and was filed on the
27 day of May 1884. To which report no exceptions
have been taken, and was agreed by Counsel.
On consideration whereof, the Court doth on
all respects ratify, approve and confirm
the said report and the said sale of real estate,
made by the said Special Commissioner, and
doth adjudge, order and decree, that Robert
R. Puntis, who is hereby appointed a special
commissioner for the purpose do convey the
said Real estate to the purchaser W^m Edward

Whitfield by deed, with special warranty,
subject however to the right of donor ^{therein} of Margaret
Whitfield the widow of Robert Whitfield dec'd
And the said Robert R. Punter's special commis-
sioner is hereby directed to withdraw from
the papers of this cause the certificate of deposit
of the Commercial Bank of Suffolk, Va., for \$78⁷
and collect the same from the said Bank, and
after paying any unpaid costs of this suit
he shall pay off and discharge the debt due
by Robert Whitfield deceased, to J. G. Litchman
Assignee, the complainant in this suit, as
shown by the report of Commissioner Peter B.
Punter dated and filed on the 27 day of March
1884. and he shall make report to Court.

Suffolk Co. 9 March 1885.

Received of Robt. Prentiss, Special
Commissioner in the chancery cause of
Cuthin O'Leary v. Whitfield's Adm'r. the sum
of Fifty-eight $\frac{97}{100}$ Dollars in full of judg-
ment v. Robert Whitfield dec'd principal, in-
terest and costs. -
\$58. $\frac{97}{100}$ ¢. -

J. J. Cutler

Suffolk Va.

9 March 1885

J. J. Cutchin Esquire of E. Rawls & Co.

Robert Whitfield's Adm'r &c

To the Circuit Court of Nousemond
County:

The undersigned, Special Commissioner
in the above entitled cause respectfully
begs leave to report that in obedience
to the decree pronounced in the said
cause ~~he~~ on the 10. day of October 1884
he has conveyed the real estate described
in these proceedings to the purchaser
Wm Edward Whitfield by deed, with special
warranty. And that he has also with-
drawn from the Commercial Bank of
Suffolk the sum of \$78.^x, the amount then
to the credit of the cause and distributed
the same in obedience to the said decree
in accordance with the following statement:

Statement:

Cash collected of Commercial Bank	\$78. ^x
Paid Plaintiff J. J. Cutchin in full of debt, principal & interest.	\$58.97
" R. R. Prentiss Esq's counsel, for drawing deed to purchaser & for services	19.03
	\$78. - \$78

The receipt of the said J. J. Cutchin is
herewith returned. -

Respectfully submitted,

Rob. N. Pluties,
Special Commissioner. -

J. J. Cutchin Recd

Sp. Comm
Report of
Distributions

Do. Whitfield's Amos

Dated 9 March 1885.

Robert R. Reuter, Spl.
Commr.

To Bond

Commonwealth



1884
April 14th.

Know All Men by These Presents,

THAT WE, *Robert R. Prentiss and Joseph P. Webb*

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA in the just and full sum of *Five hundred (500)* DOLLARS, to the payment whereof, well and truly to be made to the said Commonwealth, we bind ourselves, and each of us, our, and each of our heirs, executors and administrators, jointly and severally, firmly by these presents. Sealed with our seals, and dated this *21st* day of *April*, in the year one thousand eight hundred and *eighty-four*, 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. Prentiss,

who has ~~this day qualified before the~~, by a Decree of the Circuit Court of Nansemond County, pronounced on the *10th* day of *April*, 1884, in the Chancery Cause *of J. J. Cutchen, Assignee of Edward Pauls, L. Plaintiff vs Robert Whitfield & Admors & al. Defendants*, been appointed a Special Commissioner to sell certain Real Estate, in said Cause described, shall faithfully discharge his duties under said Decree, or any future decree that may be pronounced in said Cause,

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

Executed in presence }
of the Court. }

Rob. R. Prentiss (SEAL.)
J. P. Webb (SEAL.)
(SEAL.)
(SEAL.)
(SEAL.)

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON *John L. Fulgham Sheriff*
of Nansemond County, and as such Administrator of Robert
Whitfield, decd. Margaret Whitfield, John Bracy, and Elizabeth his
wife, John Adkins and Georgianna his wife Mills Eley
and Margaret his wife, Wm E. Whitfield, Emeline Whitfield and
Mary Ann Whitfield

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 *March* next to answer a

Bill in Chancery, exhibited against them
in the said Court by *J. J. Butcher Agent of Edward Rawls & Co*

and have then and there this Summons. Witness, PETER B. PRENTIS, Clerk of our said
Court, at his office, this *28th* day of *February* 188*3*, in the *107th*
year of the Commonwealth.

Teste:

Peter B. Prentiss Clerk.

Exeuted on the within named parties exec-John D. M.
(who is dead)
-cy, & wife and John Adkins & wife

John D. M.
John D. M.

Withers Prentiss, p. 9

J. J. Outcham, Assignee of
Edward Rauls & Co.

2^d } Sum^t. in Chy

John L. Fulgham, Shff. to the
Robert Whitfield, dec'd & al.

To March Rules, 1883.

Pro. B. No: 1. page
Civ. Co;

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF ^{Isle of Wight} ~~NANSEMOND~~ COUNTY - GREETING:
YOU ARE HEREBY COMMANDED TO SUMMON ^{John Adkins and Georgianna,}
^{his wife, and Elizabeth Bracy,}

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 and others
in the said Court by ^{J. J. Catcher, Assignee of Edward Raul's Ho.}

and have then and there this Summons.. Witness, PETER B. PRENTIS, Clerk of our said
Court, at his office, this 23rd: day of August 1883, in the 108th
year of the Commonwealth.

Teste:

Peter B. Prentis Clerk.

Withers Prentiss. p. 9

J. J. Cutchin, Assignee of
Edward Rauls & Co.

25 { Sum. in Chy.

John L. Fulgham, Sheriff
Robert Whitfield, Sec. & Ad.

To Sept. Rules, 1883

Nauvoo & Co.

Executed by delivering
to the court named
John Adkins & Georgeanna
his wife, & Elizabeth
Wacey each a true copy of
the court's decision
August - 31st 1883.

V. W. Edwards
150 1/2 postage

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

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON *John L. Fulgham Sheriff of*
Nansemond County, and as such Administrator of Robert Whitfield
decd., Margaret Whitfield, John Bracy and Elizabeth his wife, John
Adkins and Georgeanna his wife, Mills Eley and Margaret his wife,
Jam E Whitfield, Emeline Whitfield and Mary Ann Whitfield,

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 *March* next to answer a

Bill in Chancery, exhibited against *them*
in the said Court by *J J Butcher Agent of Edward Rawls & Co*

and have then and there this Summons. Witness, PETER B. PRENTIS, Clerk of our said
Court, at his office, this *28th* day of *February* 1883, in the *107th*
year of the Commonwealth.

Teste:

Peter B. Prentis Clerk.

Copy for,
Elizabeth Bracy, wife
of John Bracy.

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON *John L. Fulgham Sheriff of*
Nansemond County, and as such Administrator of Robert
Whitfield, dec'd Margaret Whitfield, John Bracy and Elizabeth
his wife, John Adams and Georgeanna his wife, Mills Eley,
and Margaret his wife, Jm E Whitfield, Emeline Whitfield and
Mary Ann Whitfield.

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 *March* — next to answer a
Bill in Chancery, exhibited against *Them*
in the said Court by *J J Cutchin, Assignee of Edward Rowles & Co.*

and have then and there this Summons. Witness, PETER B. PRENTIS, Clerk of our said
Court, at his office, this *28th* day of *February* 188*3*, in the *107th*
year of the Commonwealth.

Teste:

Peter B. Prentis, Clerk.

Copy for,
John Bracy
Secret

THE SECRETARY OF THE ARMY

FOR THE RECORDS OF THE ARMY
AND THE RECORDS OF THE ARMY

THE SECRETARY OF THE ARMY
AND THE RECORDS OF THE ARMY

THE SECRETARY OF THE ARMY

THE SECRETARY OF THE ARMY

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON *John L. Fulgham Sheriff of*
Nansemond County, and as such Administrator of Robert
Whitfield dec'd; Margaret Whitfield, John Bracy and Elizabeth his
wife, John Adkins and Georgeanna his wife, Mills Eley and
Margaret his wife, Geo E Whitfield, Emeline Whitfield and Mary
Ann Whitfield

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 *March* — next to answer a

Bill in Chancery, exhibited against *them*
in the said Court by *J. J. Butcher Agent of Edward Hauck, etc.*

and have then and there this Summons. Witness, PETER B. PRENTIS, Clerk of our said
Court, at his office, this *28th* day of *February* 1883, in the *107th*
year of the Commonwealth.

Teste:

Peter B. Prentis's Clerk.

Copy for,
John Adkins

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY - GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON *John L. Fulgham Sheriff of*
Nansemond County, and as such, Administrator of Robert
Whitfield, dec'd, Margaret Whitfield, John Bracy and Elizabeth
his wife, John Adams and Georgeanna his wife, Mills Day
and Margaret his wife, Jm E Whitfield, Emeline Whitfield and
Mary Ann Whitfield

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 *March* — next to answer a
Bill in Chancery, exhibited against *them*
in the said Court by *J. J. Cutchin Assignee of Edward Rauls, & Co.*

and have then and there this Summons. Witness, PETER B. PRENTIS, Clerk of our said
Court, at his office, this *28th* day of *February* 188*3*, in the *10th*
year of the Commonwealth.

Teste:

Peter B. Prentis. Clerk.

Copy for,
Georgina Adkins,
wife of John Adkins

std 700 886

Ro Wharf

std 500

Hand Bills 150

150
72.00

78.00

150.00

If not called for in 5 days return to

W.L. DAUGHTREY,
WM. CHERRY.

RECEIVER OF SINGLETON & CO.,

SUFFOLK, VA.

J. C. D. Booker
Suffolk
7

All Available Text Successfully Captured

Costs.

Clerk	\$15.00
Atto: J. Fay	14.50
Shll. David	3.00
" J. O. Wt.	1.50
Commer. By	5.00
Printer	

