

1886-004
Nansemond Co. (Suffolk)

Chancery Causes: James H. Dillard vs Thomas H. Cross

Z. Hofheimer & Bro [, Noah Walker & Co [, Carr Bros & Co [,
Jenkins, Drewery Bros & Cross]

Chy: Notes

James H. Villard
vs Chy: Udo
Thomas H. Crofs.

1882. Aug: 2nd. Sum: in Chy: Speed to August Rules, 1882.

" " 7th: Bill filed & Decree nisi vs Defendant

" Sept: 4th: Decree nisi Conf'd & Cause set for hearing, on mo: of Plff's Counsel.

In the Circuit Court of Hanson County.
James H. Dillard Plaintiff
vs & In chancery
Thomas H. Cross Defendant.

To the honorable George Blow, judge of
said Court.

Humbly Complaining, shew-
eth unto your honor your orator James
H. Dillard that on the day of
186, he obtained in the County Court
of said county aforesaid a judgment
against Thomas H. Cross of the said
county for \$2278.⁸⁵ with interest thereon
from the 1st day of November, 1869, till
paid, and \$8.31 costs, on which
said judgment a writ of fieri facias
was duly issued from the Clerk's
Office of said Court, directed to the
Sheriff of said County, returnable
to March Term, 1871, which was placed
in the hands of said Sheriff to be
executed and was on the return day
thereof returned by the said Sheriff
with the following return enclosed
thereon, to wit: "Suspended John R. Kelly p. q.
and no part thereof has ever been paid.

Your orator further states, that the

said J. H. Cross is seized and possessed in fee simple of a tract of land lying and being in said County of Henric containing by estimation 969 acres, more or less, bounded by the lands of W. M. Jones, Joseph Gay and others and the Cabin Swamp, and that he is advised that his judgment, no part of which has been paid, is a lien, under the statute law of Virginia, on the real estate - that the rents and profits of the said real estate will not satisfy the said judgment in five years.

In tender consideration whereof, forasmuch as your orator is remediless in the premises, save by the aid of a court of equity, where matters of this kind are alone and properly cognizable, your orator prays that the said J. H. Cross be made party defendant to this bill, and required on his corporal oath to answer the same, according to the best of his knowledge, information and belief, as fully and particularly as if the statement of this bill were here again repeated, and the said defendant thereto specially interrogated; that the said real estate, or so

much thereof as may be necessary,
be sold to satisfy your orator's
judgment, and that your honor
will grant unto your orator such
further and general relief as may
be consistent with equity and the
case may require.

And your orator will ever pray &c

James H. Dillard
by C. H. Chauncey of Counsel &c

Rauler + Gannig fig.

Dillard
to In chey
Cross

"Bill"

Whereas I have a judgment against
Thos. H. Cross, which amounts to
\$2655⁰⁷ on the 1st. day of November
1869 & which is a lien on said
Cross' land - and whereas a suit
is pending in favor of N. C. Grant
Hes. & al, against said Cross to sell
his lands and wishing the said
Cross to be relieved of his other
debts as far as possible, I hereby
waive my lien on the said Cross'
land and direct the Court in
said suit to omit my claim from
those entitled to participate in the
proceeds of the sale of said land.
Jas. Dillard

1872 Aug. 12

In the Clerk's office of the County
Court of Fauquier County, Va.
the 4th. day of October 1883.

I, Peter B. Prentiss, Clerk of said
Court do hereby certify that the above
is a true copy of a writing which
is filed with and constitutes a
part of the record in the suit
in chancery, which was insti-
tuted the 19th. day of October 1871

in Chancery in the County Court of
said County by V. C. Grant Hes and
others against Thos. H. Cross and
in which there was a final decree
at the April Term 1876 of the Circuit
Court of said County, to which Court
said suit had been removed.

Given under my hand this 4th day
of October 1883.

Peter B. Prentiss, Clerk.

Dillard

W. } In Chy

Cross

Exhibit X
filed with the
Petition of Saml.
D. Rhodes & al

Dickland
vs

Cur

The object for which this suit was instituted
having been attained by agreement of the parties
it is ordered that the same be removed
from the docket

Billings

1881

June

13th.

1881. October.

Rough sketch
(final)

To be entered

Geo. B. Low.

into 1883 Nov 2 p. 101

Final

1

satisfaction of the balances due your Petitioners on account of said judgments constituting liens thereon in their favor and that said claim of a lien upon said land by virtue of said judgment in favor of said James Dillard be not allowed, but if allowed that the same be postponed to the liens of the judgments of your Petitioners until the latter shall have been satisfied in full, and that all further and adequate relief consistent with Equity and as the nature of ~~their~~ case may require, be granted your Petitioners and that this, their Petition be heard ~~in~~ and filed in said last-mentioned suit in which their said claims have been reported as aforesaid.

But your Petitioners further state that James Dillard in whose favor said judgment for the sum of \$2278.⁷⁵ was confessed by said Cross had departed this life several years before the said suit was instituted by said James H. Dillard to enforce the alleged lien of said judgment for \$2278.⁷⁵ claimed by said James H. Dillard to have been confessed in his favor: That the said

James Dillard was in fact the father of said James H. Dillard; that the said judgment was confessed in favor of the father and not in favor of the son; that the record in said suit instituted by said James H. Dillard does not show that he is in any way entitled to said judgment for \$2278⁷⁵, or that he has any interest therein whatever. Your Petitioners, therefore, claim that the said suit of said James H. Dillard should be dismissed.

And as in duty bound Your Petitioners will ever pray etc.

Samuel D. Rhodes and
others Petitioners

By Wilbur J. Kilby
their Counsel.

Dillard }
vs. } In loby.
Cross }

Petition of Saml.
D. Rhodes & others

the only sum of money for which they hold either the said Thos. H. Cross or ~~the~~ his lands liable to them.

That when said judgments were obtained and docketed, the said Thos. H. Cross was seised and possessed of another parcel of land besides the Quarter or Mill Tract, which was sold as above stated for the satisfaction of said judgments, - which other parcel the said Cross has held ever since and now holds, - the same being his home place called "Farmers Delight", situated in said Chaussemond County and containing 967 or 969 acres, more or less, mostly woodland assessed at \$2901⁰⁰.

That the judgments of your Petitioners are liens on this parcel of 967 or 969 acres of land ~~as now~~ for the above balances due them on account of said judgments and that the said land ~~should~~ or the rents and profits thereof should be subjected to the satis-

factum of said balances,

That the judgments of your Petitioners are the only judgments constituting liens on said land and the only ones ~~to~~ entitled to satisfaction out of said land or the rents and profits thereof,

That said rents and profits will be more than enough to satisfy said balances within five years and that, therefore, there is ~~no~~ necessity for the sale of said ^{land} for the satisfaction of the same.

That the said judgment for \$2278.75 in favor of said James Dillard does not constitute and is ^{not a} ~~not~~ lien upon said land and amounts to nothing more than a claim upon which a judgment has not been rendered in so far as it may be claimed that it constitutes a lien upon said land, because while it may have constituted a lien upon said land, that lien has been waived by ~~him~~ ^{said} James Dillard especially in favor of your Peti-

judgment in favor of said James Dillard constitutes a lien upon said land and a prior one to those of your Petitioners, that the rents and profits of said land are not sufficient to pay all said judgments in five years, and ~~that~~ praying that said land be sold for the satisfaction of said judgments - that of said Dillard first in full and then those of your Petitioners pro rata out of the proceeds of the sale,

That in this last mentioned suit there was a decree on the 10th day of Octo. 1882 for an account of said judgments and a report as to the fee-simple & annual value of said land, and in pursuance of said decree said judgments were reported in full according to the claim set up in said suit and as liens upon said land unpaid either in whole or in part and the said judgment in favor of said Dillard as being the first and prior

lien upon said land, and the fee-simple value of said land to be \$2901⁰⁰ and its annual value \$400.- the Report bearing date the 6th. day of April 1883,

That on the 12th. day of April 1883 said report was confirmed and a sale of said land ordered by said Court, upon the showing of said Report that the sale of said land was necessary for the satisfaction of said judgments.

In view of the above facts, your ~~Petitioners~~ Petitioners claim that said Report was erroneous ~~and also~~ as was also said decree confirming the same and ordering the sale of said land, and they, therefore, pray that ~~said~~ said decree may be revoked and cancelled and said Report referred to one of the Commissioners of said Court for inquiry into the facts herein alleged and for correction in accordance therewith, and that said land be not sold, but that it be rented out for the

that in said suit it was claimed
^{and the Court decided}
that the said judgment in favor
of said N. C. Grant & Co. having
been obtained on the 15th ^{day} of August
1870, had priority ^{by way of a lien upon the lands of said Cross} over the said judg-
ment in favor of said James Dill-
lard, which was not obtained un-
til the 5th day of January 1871, not-
withstanding the fact that the latter
was docketed in said Chautauque
County Court Clerk's office before
the former, inasmuch as ^{the said James} ~~between~~
~~Dillard was not a purchaser of said lands from said Cross~~
~~the parties the priority of judgments~~
~~for a valuable consideration without notice of the priority~~
~~is determined according to the dates~~
~~of judgment liens as between the parties being determined by the dates~~
~~of the same and not according to the~~
dates of the docketing of the same.

But the said James Dillard
by his writing filed in said suit
(a copy of which writing is herewith
filed as part of this Petition and mark-
ed Exhibit X) and dated the 12th,
day of August 1872 waived the lien
of his said judgment on the lands of
said Cross, because he wished to have
said Cross relieved of his other debts
as far as possible, as he said, and
directed the Court in said suit to
omit his said judgment or claim

from the list of ~~the~~ judgments or claims
aforesaid entitled to participate in
the proceeds of the sale of the land of
said Cross. This left the said
judgment in favor of said V. L. Grant
His standing as prior to the other
said judgments and ^{constituting} the first
lien ~~on~~ on said land both as to the
time when it was obtained and
docketed in said Clerk's office
while all the other said judgments,
being of the same dignity and ~~and~~
having no priority the one over the other
constituted ~~the~~ a class of ^{second} liens ~~of~~
~~the second~~ to be satisfied pro rata
or equally in full at the same time,
they having all been obtained on the
same day and docketed on the same
day.

These points having been deci-
ded and settled in said suit, for
the satisfaction of all said judgments
(except that of said James Dillard)
in the order named, one parcel of
the land of said Cross called the
Quarter, or Mill Tract, said to con-
tain 715 but found by survey to con-
tain only 600 acres and 25 poles, was

sold under proceedings had in said suit, on the 10th. day of February 1873, 150 acres to Timothy H. Duck for \$300.50 and 450^{acres} + 25 poles to Lemfrey H. Euse for \$900.50, making the total sales \$1201.00.

That out of the proceeds of said sale the sum of \$351.⁵⁴ was paid to said J. Benson Pretlow in full of said judgment in favor of said N. C. Grant & Co., due him as their assignee, and constituting the first lien on said land, and in full of the interest thereon and the costs thereof.

That the balance of said sum of \$1201. after paying the costs of said suit and said judgment in favor of said N. C. Grant & Co., was \$755.97, principal and interest, which sum of \$755.97 was sufficient to pay 70 per cent of all said other judgments except that ~~of that~~ in favor of said James Dillard, as of the 9th. day of August 1874 and accordingly the said ^{sum of \$755.97} was paid and distributed as follows: To said Samuel D. Rhodes \$248.94, being 70 per cent in part of

one of his said judgments; to the same
\$125.51 in part of his said other judgment,
to said J. Hofheimer & Bro. \$117.31 in
part of their said judgment: ~~to Noah~~
~~Walker~~ to said Noah Walker Hes. in
part of their said judgment \$27.75;
to said Carr Bros. Hes. in part of their
said judgment \$77.77: and to said
John W. Jenkins in part of his said
judgment \$158.69.

That the above payments left the
following balances due on said
judgments as of the 9th day of August
1874 to wit: To said Samuel D. Rhodes
on one of his said judgments the balance
of \$106⁷⁰ and on the other of his said
judgments, the balance of \$53.79: to
said J. Hofheimer & Bro. a balance of
\$50.28: to Noah Walker Hes. the balance
of \$11.88: to Carr Bros. Hes. the balance
of \$33.34: and to John W. Jenkins the
balance of \$68.01, making a total
balance ~~due~~ of \$324, due on ac-
count of all said judgments.

That the above balances ~~only~~ are
the only sums of money now due
to your Petitioners on account of
their said judgments and are

In the Circuit Court of Chause-
mond County Va.

James H. Dillard. Plaintiff
against } In Chancery
Thos. H. Cross. Defendant

To the Hon. George Blow, Judge
of the said Court

Your Petitioners, Samuel D.
Rhodes, J. Hofheimer Sr., Noah Walker
Hes. Carr Bros Hes. and John W. Jenkins,
judgment creditors of said Thos.
H. Cross respectfully present this
their Petition in the above-entitled
suit and represent and show
unto your Honor

That a judgment was ob-
tained by N. C. Grant Hes. on the 15th
day of August A.D. 1870 in South-
ampton County Court Va. and dock-
eted in Chausemond County the 27th
day of January 1871 against S. H.
Drewry, Robert Drewry and Thos. H.
Cross, merchants and partners do-
ing business as Drewry Bros. and Cross

for the sum of \$277.⁴⁹ with interest thereon from the 19th day of March 1870 and \$9.⁷⁴ costs and that on the 17th day of May 1871 the said judgment was assigned by said V. C. Grant Sec. to J. Benson Pretlow.

That on the 5th day of January 1871 a judgment was confessed by said Thos. H. Cross against himself in favor of James Dillard and docketed in the Clerk's office of Chaussemond County Court the same day for the sum of \$2278.⁷⁵ with interest from the first day of November 1869 and for \$8.31 costs.

That on the 15th day of March 1871 two judgments were obtained by said Saml. D. Rhodes and docketed the 27th day of April 1871 in said Clerk's office against said Thos. H. Cross - one for the sum of \$275.⁰⁰ with interest from the 26th day of February 1870 and \$7.¹⁶ costs and the other for the sum of \$139.⁴² with interest on \$75.⁰⁰ part thereof from the 26th day of July 1870 and on \$64.⁴² the other part from the 28th day of July 1870, and \$7.16 costs.

That on the 15th day of March 1871

said J. Hofheimer & Bros obtained a judgment which was docketed in said Clerk's office the 27th. day of April 1871 against said S. H. Drewry Robert Drewry and Thos. H. Cross, merchants doing business as Drewry Bros. & Cross for the sum of \$123.⁵⁸ with interest from the 24th. day of January 1870 and \$10³⁵ costs.

That on the 15th. day of March 1871 the said Noah Walker Esq. obtained a judgment, which was docketed in said Clerk's office the 27th. day of April 1871 against said Drewry Bros. & Cross for the sum of \$22.50 with interest from the 1st. day of August 1869 and \$10³⁵ costs

That on the 15th. day of March 1871 the said Carr Bros. Esq. obtained a judgment, which was docketed in said Clerk's office the 27th. day of April 1871 against said Drewry Bros. & Cross for the sum of \$82.⁹³ with interest from the 19th. day of March 1870 and \$10³⁵ costs.

That on the said 15th. day of March 1871 the said John W. Jenkins obtained a judgment, which was docketed in

said Clerk's office the ^{27th} ~~15th~~ day of ~~March~~^{April} 1871 against Robert A. Drewry and said Thos. H. Cross for the sum of \$175.⁷⁰ with interest from the 8th day of September 1870 and \$9⁷³ costs.

That on the 19th day of October 1871, a suit in Chancery was instituted in the County Court of Chaussemand County by ~~sa~~ V. C. Grant trading and doing business as V. C. Grant & Co (suing for the benefit of his said assignee said J. Deussen Pretlow) and by said Samuel D. Rhodes, James Dillard, J. Hofheimer & Bro, Arch Walker & Co, Carr Brothers & Co, and John W. Jenkins, against said Thomas H. Cross to subject his lands to the satisfaction of said judgments or the liens thereof on his lands, the said S. H. Drewry and Robert Drewry being insolvent and having nothing that could be subjected to the satisfaction of said judgments, — which suit was afterwards transferred to the Circuit Court of said Chaussemand County and closed therein by final decree of the April Term thereof 1876, as may be seen by reference to the record.

Dillard
vs E
Cross

This cause came on this day to be heard on the bill of the Complainant taken for confessed as to the defendant, on whom process had been duly served, and he still failing to appear and plead, answer and demur thereto, and on the exhibits filed, and was argued by counsel.

On consideration whereof the Court doth adjudge, order and decree that a Commissioner of this Court take, state and report to Court the following accounts.

1st: That said Court, shall ascertain and report the amount of the debt due the Complainant; and any other debt or debts due by the said defendant and the dignity and priority of the same.

And: That the fee-simple and annual values of said land be ascertained by said Court, and whether or not a sale will be most expedient for the interest of all parties, And said Court shall further report any matters specially stated, deemed pertinent by himself or which may be required by either of the parties to be

so stated

And it is entered of record in open Court
that decree or order in said Cause may
be entered in vacation

And the Cause is continued &c.

Declar.
B. G.

Enter

1882

Octo term

Rough decree

To be entered

W. J. S. S. S.

Entered Chancery Order
Book Vol. Page 575.

Page 575

Dillard

Pliff

vs E. C. C.

Cross

Deft.

This cause came on this day to be again heard on the papers formerly read therein and on the report of Com^t Peter B. Prentiss, made in this cause pursuant to a decree of this Court pronounced at the October term, 1882, and was argued by Counsel;

On consideration whereof, the Court doth confirm said report to which no ~~and it appearing that the rents and profits are not paid~~ exceptions have been filed, ~~and~~ doth adjudge, order and decree that E. C. C. Clausen, who is hereby appointed special Com^t for that purpose, proceed to sell the lands in the bill and proceedings mentioned, and described as "a tract of land lying and being in the County of Harsemond, containing by estimation 969 acres, more or less, bounded by the lands of W. H. Jones, Joseph Gay and others and the Cabin Swamp" either at public or private sale, and for cash or on credit as he may deem best for the interest of the parties, provided however, that whether sold publicly or privately - the said Special Com^t before proceeding to sell said real

estate shall advertise the sale of the same for not less than twenty days by printed hand bills posted at the Courthouse door of Hanseman County and other public places therein.

And if sold on credit- said Comm^t shall take from the purchaser bonds in evidence of the deferred payments to be made, and said Comm^t shall retain the title to said land till the further order of the Court and make report to Court of his proceedings under this decree.

But said Comm^t before he proceeds to sell said land in pursuance hereof shall execute before the ~~clerk~~ of this Court in his office, a Bond in the penalty of \$6000. ~~4~~ Thousand dollars with good security, payable to the Commonwealth of Virginia and conditioned for the faithful execution of this decree and all other decrees he may be required to execute in this cause.

Deland
to John
Cross

1883

April Term

Rough draft

To be entered—

April 12th 1883

Geo Blow

Entered

1

At a Circuit Court in and for Hanson-
and County the 10th day of October 1882.

W. Dillard

Plaintiff

Against The Chancery
J. H. Crook.

This cause came on this day to be heard
on the bill of the Complainant, taken for confessed
as to the Defendant. in whom process has been
duly served, and he still failing to appear and
plead, answer and demur thereto, and on the exhibits
filed, and was argued by counsel.

On consideration whereof the Court doth adjudge,
order and decree, that a Commissioner of this Court
take, state and report to Court, the following accounts
1st That said Commissioner shall ascertain and
report the amount of the debt due the Complainant
and any other debt or debts due by the said defendant
and the dignity and priority of the same.

2nd: That the fee simple and annual value of
said land be ascertained by said Commissioner and
whether or not a sale will be most expedient
for the interest of all parties, And said Commissioner
shall further report any matter specially stated,
deemed pertinent by himself or which may be
required by either of the parties to be so stated.
And it is entered of record in open Court
that decree or order in said Cause may
be entered in vacations. And the

Cause is Continued &c.

A Copy:

Jesse:

Peter B. Prentiss, Clerk.

XIII

W. L. Leland

to { Co. Secy. Oct. 10/82

Cops

of April, 1871, the same was docketed in the clerk's office of said Court, amounting to . . .
with interest thereon from March, 19
1870, till paid - 13 yrs 0m. 12 days
to April 1st 1883

Costs -

82 93

64 85-

10 35-

158 13

Kelly, Otto: On the 15th day of March, 1871,
John W. Jenkins obtained a judgment vs. Drury Bros & Cross
in the County Court of Hans-
ford County, and on the 27th
day of April, 1871, the same
was docketed in the clerk's
Office of said Court amounting to \$
with interest thereon from Septem-
ber 8th: 1870, till paid - 12 yrs 6m - 23ds
to April 1st 1883

Costs -

175 70

132 45-

9 73

317 88

Account No. 3.

Showing the fee simple and
annual value of the lands of
said J. H. Cross in Hansford County.
The said Cross is possessed of a
tract of land in District No. 1 of
this county containing by esti-
mation 969 acres, mostly

woodland and swamp land. and
is assessed at.

The Annual value of said land,
in the opinion of your Commis-
sioner, will not exceed

400 00

The foregoing debts reported are all
of the same dignity, but differ in
priority, which however is readily
determined by reference to the date
when each was docketed, as given
below.

James H. Dillard's judgment was
docketed January 5th 1871 - and the
amount thereof with interest to April
1st: 1883, with Costs is

James H. Dillard	docketed Jan. 5 - 1871 - do.	\$ 4121	45
V. L. Grant & Co.	docketed Jan. 27 - 1871 - do.	584	12
Samuel Rhodes	do April, 27 - 1871, "	252	68
Samuel Rhodes	" do. do. do. "	498	27
Hofheimer Bros	" " " " "	231	70
Noah Walker & Co	" " " " "	57	30
Leary Bros & Co	" " " " "	158	13
John W. Jenkins	" " " " "	317	88

\$ 6235.53

Your Commissioner reports that
the firm of Dewey Brothers and

1
long since became insolvent, no part
of the above debts against them has ever
been paid and hence the estate of T.
H. Cross is liable for the entire amounts

Your Commissioner is, in consid-
eration of the heavy indebtedness of
Thomas H. Cross, as compared with
the estimated value of his property,
constrained to report that a sale
of the land in these proceedings
mentioned is not only "expedient"
but necessary, the assessed value of
said land being considerably less
than one-half of the gross indebted-
ness on the 1st day of April, 1883,
to which time interest has been
computed on the several amounts
due each creditor.

Respectfully submitted
this 6th day of April, 1883
Peter B. Peattie
Commissioner

Declared

& S

Over

Repat of Debt.

To the Circuit Court of Hansemond
County, Virginia.

Pursuant to a decree of
the Circuit Court of Hansemond Coun-
ty, pronounced at the October Term,
1882, in a cause in chancery therein
depending, between James H. Dillard,
plaintiff, and Thomas H. Cross, defend-
ant, a copy of said decree being here-
unto annexed, the undersigned a
Commissioner of said Court, having
given notice to the parties to the said
cause, did proceed to take, state and
settle at his office, the several accounts
required by said decree to be stated,
and having completed his work, here-
with respectfully submits the result-
hereunder written as follows.

Account No. 1

An Account of the debt due by
the said defendant T. H. Cross to
the said plaintiff, James H. Dil-
lard.

C. H. Can say, etc.

On the 3rd day of January,
1871 - Thomas H. Cross confessed
a judgment in the Clerk's office
of Hansemond County Court,
in favor of James H. Dillard

for the principal sum of - - \$2278 75
 with interest thereon from the 1st: day
 of November 1869, till paid. amount of
 interest. from Nov. 1st 1869 to the 1st: day
 of April 1883. 13 years & 5 months

1834 39

8 31

Costs

\$4121 45

Account No. 2

Showing a total of the other judg-
 ment liens upon the real estate
 of Thomas H. Cross in the Coun-
 ty of Hampshire.

K. B. Attor. On the 15th: day of August. 1870, V. C.
 Grant & Co, obtained a judgment
 in the County Court of Southamp-
 ton County vs. S. H. Dewry, Robert Dew-
 ry and T. H. Cross. partners doing bus-
 iness as Dewry Brothers & Cross, and
 on the 27th: day of January 1871 said
 judgment was duly docketed in the
 Clerk's Office of Hampshire County
 Court - Said judgment amounting to \$
 with interest from March 19th 1870 till
 paid - 13 years - 0 - m - 12 days

277 49

216 99

Costs

9 74

504 12

On the 15th day of March 1871. Samuel

Kilby, Otto: Rhodes obtained a judgment vs. said
 J. H. Cross in the County Court of
 Henric County and on the
 27th day of April 1871, the same
 was docketed in the Clerk's Office
 of said County - Amounting to \$ 275 00
 Costs — 7 16

Interest from February 26th 1870
 till paid - 13 yrs - 1 m. 5 da. to April 1st
 1883 - - - - - 216 11
 \$ 498 27

Kilby, Otto: On the 15th day of March 1871, Samuel
 D. Rhodes obtained a judgment
 vs. said J. H. Cross in the County
 Court of Henric County and
 on the 27th day of April, 1871 - the
 same was docketed in the Clerk's
 office of said County amounting to \$ 139 42
 with interest from July 26th 1870, till
 paid on \$ 75.00 part thereof - 12 years 8 m.
 and 5 days - to April 1st 1883 - - - 57 08
 and on \$ 64.42, residue thereof from
 July 28 - 1870. till paid - 12 yrs. 8 m. 2 da.
 to April 1st 1883 49 02
 Costs 7 16
 \$ 252 68

Kilby, Otto: On the 15th day of March 1871, Hofheimer
 & Bros. obtained a judgment vs.
 Dewey Bros & Cross, in the

County Court of Hansemond County
and on the 27th: day of April 1871,
the same was docketed in the
Clerk's Office of said Court a-
mounting to -
with interest thereon from Janua-
ry 24th: 1870, till paid - 13 yrs - 2m -
7 days - to April 1st 1883.

123 58

97 77

Costs

10 35-

231 70

Kelly att^o:

On the 13th: day of March 1871,
Noah Walker & Co, obtained a judg-
ment vs. Dewey Bros & Co in
the County Court of Hansemond
County, and on the 27th: day
of April 1871, the same was
docketed in the Clerk's Office of
said Court, amounting to
with interest thereon from August
1st 1869, till paid - 13 yrs & more - to
April 1st 1883

22 50

18 45-

10 35-

51 30

Kelly att^o:

On the 13th: day of March, 1871,
Carr Bros & Co, obtained a judg-
ment vs Dewey Bros & Co in
the County Court of Hansemond
County, and on the 27th: day

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY - GREETING :
YOU ARE HEREBY COMMANDED TO SUMMON *J. H. Crook*

to appear at the Clerk's Office of the Circuit Court of Nansemond County, at the Rules to be
held for the said Court, on the first Monday in *August, 1882 (this month)* next to answer
a *Bill in Chancery, exhibited against him*
in the said Court by *J. H. Dillard*

and have then and there this Summons. Witness, PETER B. PRENTIS, Clerk of our said
Court, at his office, this *2nd* day of *August*, 188*2*, in the *107th*
year of the Commonwealth.

Teste :

Peter B. Prentis Clerk.

Causey. p. 9.

James H. Ollard

[#]
vs { sum. in Chy.

Thomas H. Cross.

To August Rules, 1882

1882. Aug: 2nd: I hereby acknowledge
sufficient and legal service of this
process, and that I have received
a copy of the same.
Thomas H. Cross.

Aug: 2.

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