

1888-009

Nansemond Co. (Suffolk)

Chancery Causes: Marmaduke Jones vs Rosa M. Riddick et al

Wright

Costs.

Sund. in Chy: - -	25
Trooper . . .	1.88
Hoty: . . .	18
also . . .	18
atle . . .	10
fly: bill 25 x 16	40
5- Chis for x 64	4.00
	35
Duty: return	
or: 16 by	56
Rule	50
fly: 4 ans in	60
" 4 repl	60
Rule	50
Decr 26 by	1.75
	15
fly: rite	
Decr 1 c	1.75
tatry: but Rule	1.00
	14.75
	15
fly: rite:	
Decr 1 by	1.75
	15
ref: i	
Decr	1.00
	1.00
fly: rite	
Decr 1 by	40
atle	
atle	19.20
atle	31.50

Costs:

This image shows a blank, aged, cream-colored page, likely an endpaper or flyleaf of a book. The paper has a slightly textured appearance with some minor discoloration and faint vertical lines running down the page. A dark, possibly black, binding edge is visible along the left side. There are some small, dark spots and smudges scattered across the surface, particularly near the top and bottom edges. The overall tone is warm and slightly yellowed, characteristic of old paper.

VALUABLE TOWN PROPERTY FOR SALE.

By virtue of a decree of the Circuit Court of Nansemond county pronounced at the special term held in July 1881 in the chancery suit of M. Jones vs Rosa M. Riddick et als, the undersigned appointed a special commissioner for the purpose will proceed to sell at

PUBLIC AUCTION.

before the Court House door, on

MONDAY THE 12TH DAY OF SEPTEMBER, 1881,

(Court day) that valuable Corner Lot situated on the corner of Main Street and Washington Square in the town of Suffolk; said property being at present occupied by Hersey Woodward merchant, M. C. McNamara manufacturer of shoes, and others. It is conveniently located, and is one of the most desirable places for business in town.

TERMS: One-third cash; balance in two equal installments payable one and two years after date of purchase.

R. H. RAWLES,
Special Commissioner.

aug5-6t

At this season, various diseases of the
bowels are prevalent, and many lives are
lost through lack of knowledge of a safe
and speedy remedy. FERRY DAVIS' PAIN

Complaints

PLAIN AND FANCY

BOOK AND JOB

PRINTING,

NEATLY, CHEAPLY,

—AND—

PROMPTLY EXECUTED.

SUFFOLK, Va., Sept 30 1881

John R. A. Rawles, Jr. Comr

To D. B. DUNBAR, Dr.

PUBLISHER OF

THE CHRISTIAN SUN.

1881

Aug 5 House and lot in Suffolk
Ob. James vs Rora Reddick
ad in turn \$

D. B. Dunbar

S. E. W.

\$8 00

R H Rawles

- sale of
the Jones vs Rosa
Stiddichs
Property, Suffolk

\$8.00
1881

#1108⁸²

Suffolk Co April 11th 1882

Received of the Farmers Bank of Wareham Eleven
Hundred and Eight $\frac{82}{100}$ Dollars, being the sum to my cred-
it in said Bank in the Draft of M. Jones to Rosa M. Riddick
the interest thereon having been paid to my Father's Estate
under his will, the principal sum now paid to me under
a decree of the Circuit Court of Wareham Co. entered on the
10th day of April 1888.

Rosa M. Riddick

\$87 $\frac{10}{100}$.

Recd of R A Rawles special Commissioner
in the cause of M. Jones vs Rosa M. Riddick
Shals Eighty Seven + $\frac{10}{100}$
dollars in full of all amounts due to
me under the decree in said cause of
Jan 25th 1887 in vacation.

C. Wright Admin of
W. S. Riddick Est-

Gis

\$211 $\frac{16}{100}$

Rec'd of R. H. Rawles special Commissioner
in the cause of M. Jones vs Rosa. M.
Riddick et al Two Hundred & Eleven & $\frac{16}{100}$
dollars in full of all amounts due to
me under the decree in said case of
Jan 25th 1887 in vacation

I Lufham Sff & formerly -
Committee of W & R Riddick

Rec'd of R. H. Rawles Special Commissioner
Ten dollars in full for selling the property
in the case of Major to Rosa M. Richchick
et als. Oct 12th 1881.

\$10⁰⁰/₁₀₀

N. H. Brinkley.

Clerk

~~Mess~~ M. Jones & W. S. Reddick's Est

1881.

To H. E. SMITH, Treasurer of Nansemond County, Virginia.

No.	State Tax, 50 cents on the \$100.	County Levy 25c. on the \$100.	Parish Levy, 12½c. on the \$100.	Co. School Tax, 3½c. on the \$100.	Dis. School Tax, 3½c. on the \$100.	TOTAL AMOUNT OF TAXES.
1 Lot	930	475				1425
To Real Estate, value \$1900						
" Personal Property, value \$						
" Income, &c., value \$						
" Poll Taxes						1425
Total						
Five per cent. additional						
Total						

Received Payment.

of H. E. Smith, Treasurer.

R. H. Rawls Special Commissioner
Oct 13 1881

Mr. W. Y. B. & M. Jones

1889.

To TOWN OF SUFFOLK, Dr.

1st Feb'y.—To Tax on.....	1700	Real Estate at 33½c. per \$100 value, for Town Purposes.....	\$	567
“ “ “		“ “ at 10c. “ “ “ for the Poor.....		170
“ “ “		“ “ at 12 “ “ “ for Schools.....		204
“ “ “		Personal Estate at 33½c. per \$100 value, for Town Purposes.....		
“ “ “		“ “ at 10c. “ “ “ for the Poor.....		
“ “ “		“ “ at 12 “ “ “ for Schools.....		
“ Capitation, at 50c. each.....				
5 per cent. on State License, \$.....				
Cr.—By 2 per cent. deduction for payment before December 1st.....			\$	9.41
Dr.—To 5 per cent. added after December 1st.....			\$	

Received Payment. of R & Rawles Hardware Co. R R Smith Sergeant.

Rec'd of R. H. Rawles special Commissioner
Three dollars for report in the case
of M Jones vs Rosa M. Riddick

Oct 12 1881.

J. R. Baker.

C. Jones

H. Mottmont

for R. H. Rawles
atly.

Recd of R. H. Rawls, Special Commissioner the
attorney's tax of \$30, having filed answers; Com-
missions of \$57; for writing deed \$5; for
Commiss Report \$10, in the case of
M. Jones vs Rosa M. Riddick and others.

Oct 12 1881.

30.
57.
5.
10

\$102

R. H. Rawls
Counsel.

Rec'd of R. H. Rawles special Commissioner

Nineteen dollars and twenty cents in full of all fees
in the case of ~~Rosa~~ M. Jones vs Rosa M. Riddick
up to and including dismissal of said case: also one
dollar & fifty-cents writ tax in said case.

\$19.20 fees Oct. 12th 1881.
1.50 Tax
\$20.70

Peter B. Pientis. Clerk

COURTS:
*Nansemond, Isle of Wight and Southampton
Counties, and United States District
Court at Norfolk, Va.*

OFFICE OF RICHARD H. RAWLES

Attorney at Law,

Suffolk, Va., 188

DEPOSITED WITH

FARMERS BANK OF NANSEMOND,

By *R. H. Rawles*

To Cr. of *R. H. Rawles Specie Com.*

Oct 13^d

1881

	DOLLARS	CTS.
CHECKS.....	<i>1108</i>	<i>82</i>
CURRENCY.....		
NOTES.....		
DRAFTS.....		
TOTAL.....	<i>1108</i>	<i>82</i>

\$1108 $\frac{82}{100}$ OCT 12th 1881. Recd of R. H. Rawles
special Commissioner Eleven Hundred and Eight
dollars and Eighty two ^{cents} in full of my share of
the net proceeds of the sale of the property in the
case of M. Jones vs Rosa M. Riddick and others
now pending in the Circuit Court of Macon
County.

M Jones

Blue Wright

Oct 23¹⁸⁹⁵ to Jan 1
1897

64.19

1605 - 7 2 1/2

8024 ~~12.06~~
12.06

64.19

12.06

76.25

535

3

1605

1108.82

211.16

87.10

1407.08

211.16

8024

29140

1108.82

0022

1407.08

211.16

1195.92

1108.82

87.10

~~64.15.~~

~~64.15.~~

Know all Men by these Presents,

THAT WE, *Richard H. Rawls, Henry A. Rawls, James J. Rawls*
and Andrew J. Rawls

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA, in the just and full sum of *Five Thousand (5000)* 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 *8th* day of *August* in the year one thousand eight hundred and *eighty-one* and in the *10th* 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 *Richard H. Rawls*

who has ~~this day qualified before the~~ by a Decree of the ^{Circuit} Court of Nansemond County pronounced at a Special Term of said Court, pronounced on the 21st day of July, 1881, in the Chancery Cause of *M. Jones, Plaintiff vs Rosa Riddick (an infant) & al. Defendants*, been appointed Special Commissioner to sell certain Real Estate in said Cause described, shall faithfully discharge his duties as such Commissioner under said Decree or any other decree that may hereafter be made 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.

Peter B. Proctor, Clerk

R. H. Rawls (Seal.)
Henry A. Rawls (Seal.)
J. J. Rawls (Seal.)
A. J. Rawls (Seal.)

R. H. Rawls, Commr

To { Bond

Commonwealth

Aug. 8th. 1881

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON *Rosa Riddick (an infant)*
J. L. Fulgham, Sheriff of Nansemond County and Committee
of the Estate of Willis S. Riddick, dec'd, C. W. Wright and Maggie
Wright, his wife; W. S. Riddick, John B. Riddick and Lucy Riddick
the last two being infants, also

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 *January* next, to answer a
Bill in Chancery, exhibited against them
in the said Court by *M. Jones*

and have then and there this Summons. Witness, PETER B. PRENTIS, Clerk of our said
Court, at his office, this *4th* day of *December* 18*80*, in the *105th*
year of the Commonwealth.

Teste:

Peter B. Prentis Clerk.

Executed and copy of the within, ^{proofs} delivered to W Wright,
Maggie & his wife, and Ellis S. Riddick, each.

J. S. Sulgham Shff

I hereby acknowledge service of ^{a copy} of the within proofs.

J. S. Sulgham Shff & adm^{re} of
W. Riddick & Co.

Proved by

Mr. Jones

25th { Sum^y in Chy:
25th

Rosa Riddick (an infant) & etc.
Do January Rules, 1881

Pro: 13. No: 1. Judge
Civ: Co.

Virginia:

At Rules in The Clerk's Office of The Circuit
Court of Nansemond County, on Monday, the
7th day of February, 1881.

M. Jones Plaintiff.

against { In Chancery
Rosa Riddick (an infant), J. L. Fulghum,
Sheriff of Nansemond County and Committee
of the Estate of Willis S. Riddick, dec'd; C. W.
Wright and Maggie Wright, his wife;
W. S. Riddick, John B. Riddick and
Lucy Riddick: The last two being infants
also Defendants.

On the Motion of the Plaintiff, by Counsel, Peter B. Prentiss
is appointed guardian ad litem to the infant Defendants
in this Suit; and, it is ordered, that the said guardian be
notified of his appointment, by serving upon him a
Copy of this order.

Tesle:

Peter B. Prentiss, Clerk.

1881. Feby: 7th: I hereby acknowledge service of the
foregoing order, and that I have received a copy thereof.
Peter B. Prentiss, Clerk.

M. Jones

vs Chy:

Rosa Reddick (an infant)
d. al.

Order appointing gov.
and letters

To the Clerk of the Circuit Court
of Nausemund County.

M. Jones Plaintiff

vs } In Chancery

Rosa Riddick (an infant)

J. L. Fulgham Sheriff of Nausemund County
and Committee of the Estate of
Willis S. Riddick Dec'd.

C. W. Wright and Maggie Wright his wife
W. S. Riddick

John B. Riddick }

Lucy Riddick } The last two being infants also

Heirs.

Issue Summons to January Rules 1881 for
plaintiff against defendants to answer
or file plaintiff of a bill in Chancery.

P. H. Rawles

P. L.

Came to hand & seen both Decr: 1880

gkr

✓

Atty's memo: for
Smith

To the Hon. C. W. Hill Judge.

M. Jones vs Rosa M. Riddick et als.

In pursuance of a vacation decree rendered in this cause on the 25th of January 1887 your Commissioner R. M. Rawles begs leave to submit the following report:-
That he has by his check drawn from the Farmers Bank of Lawrence all the interest which has accumulated on the total amount deposited therein to her credit - leaving the principal amount intact in said Bank; and that he has fully paid out the said interest according to said decree as follows:- To John L. Fulgham, Sheriff & Commissioner of the estate of William S. Riddick dec'd as follows, up to the date when he surrendered the estate as follows:-
the sum of \$211 ¹⁶/₁₀₀ as evidenced by voucher of John L. Fulgham herewith filed, that being the full amount due to him under the said decree in said cause, and that he has also paid to C. W. Wright, ^{Adm'r} d. b. n. c. t. a, under said decree in full of all amounts due him from the time he qualified as such Adm'r to Jan. 1st 1887, to wit the sum of \$87 ¹⁰/₁₀₀ ^{with voucher for same} which together make the full sum of all the interest so accrued on the principal sum in said Farmers Bank of Lawrence as allowed by said Bank, all of which is respectfully submitted Jan. 25th 1887 R. M. Rawles Special Comm'r.

Report of Special Commi
R. H. Rawley

M. Jones to Rosa M. Reddick et als.

To the Hon. Geo. Blow, Judge of the Circuit Court of Nassau and County:

The undersigned a special commissioner appointed by this Court at its special term in July 1881 to sell the land in the Bill ~~in the~~ ^{the} mentioned respectfully reports to this Court as follows:- That pursuant to the decree rendered at the July term 1881 he duly advertised the said property for sale for six consecutive weeks in the "Christian Sun" a newspaper published in the town of Suffolk, said advertisement fully stating the time place and terms of sale as will appear by a certificate of the editor of the "Sun" herewith filed; that on the 12th day of September, being Court day he offered the said land for sale at auction before the Court house door of Nassau and County on the following terms: One third cash, balance in two equal installments payable in one and two years after date of purchase, deferred payments to be secured by a deed of trust of the property; that at the said sale the purchaser was M. Jones, the price being twenty four hundred dollars (\$2400) that being the highest bid for the same. And this Commissioner further reports that after

the said sale, the purchaser elected to pay the whole of the purchase money in cash, stating that he did not wish to give a lien on the property but preferred to have a "clean" deed for the same. And this Commissioner respectfully asks of this Court permission to receive the whole of the purchase money in cash

R. H. Rawler
Special Commr.

M. Jones
La

vs
Rosa M. Pickel et al.

Report of Sale, of
Special Commissioner
R. H. Rawler.

M. Jones
25 } In chancery
Rosa M. Riddick et als

In obedience to the order made in this cause at the April term 1881 the undersigned three of the Commissioners named therein after having been duly sworn proceeded on the 16th day of July 1881 to execute their duties set forth in the said order and they now respectfully report as follows: that after a close and thorough inspection and view of the property mentioned, consisting of a House and Lot on the corner of Washington Square and main street in the town of Suffolk: that it is so situated as to render a division in kind both impracticable and impossible, that even if the House was off, the Lot is too small for two Lots and hence even that could not be divided in kind: that the building covers nearly the whole of Lot, leaving only a very small vacant space in the rear: and that the whole of the front is covered by the building facing on both streets: Your Commissioners are clearly of the opinion that a division can only be had through a sale and division of the

proceed thereof: and they are equally +
clear of the opinion that the interest
of all parties concerned would be
much promoted by a sale as the
property is now suffering from decay
and is decreasing in value every year.
They also report that the said Willis S.
Ridchick died seized and possessed
of real estate of about \$25000.00 in
value and that the said Rosa M.
Ridchick is the owner of real estate to the
value of \$3800. Besides her interest
in the property herein mentioned.
All of which is respectfully submitted.

J. R. Baker }
C. Jones } Commissioners
Hersey Woodward }

Virginia Hanover County to wit:

D. B. H. Rankin a Notary Public for the County aforesaid
in the State of Virginia do hereby certify that
J. R. Baker, C. Jones and
Hersey Woodward
three of the Commissioners named in the order of the court
in this cause and whose names are signed to the
report above appeared before me in my said County—
before proceeding to execute their duties named in said order
and made oath that they would perform their
duties under the said order, honestly and

Faithfully and to the best of their knowl-
edge, belief and good judgement,
Given under my hand this 16th day of
July 1881

P. H. Rawles
Notary Public.

M. Jones
^{Esq}
Roscoe M. Kidwick et al.

Report of
Commissioners

1881. July 20th filed in Court.
CLK

M. Jones
Rosa M. Riddick sh als

Account of R. H. Rawles special Commis-
sioner.

Amount Collected from sale \$2400.00

Paid Peter B. Puntis, Clerk,	\$19.20
" Alts + Tax	31.50
" Commissioners fees	3.00
" Printer	8.00
" Commissions on sale	57.00
" Tax	12.00
" Crier	10.00
" Deed to Purchaser	5.00
" Commissioners Report	10.00
" Sheriff	3.00
" State + County Taxes	14.25
" Town	9.41
	<u>\$182.36</u>

Paid M. Jones	1108.82
Here Rosa M. Riddick	1108.82
	<u>\$2400.00</u>
	\$2400.00

Here Rosa M. Riddick	\$1108.82
Interest from Oct 10 th 1881 to Feb 5 th 1885	175.13
	<u>\$1283.95</u>

Deposited in Farmers Bank to credit of Rosa M. Riddick	<u>1283.95</u>
--	----------------

See vouchers all filed herewith.

The above deposit was made by order of the Court decreed in this cause. The Bank rate of interest is only five percent.

No.

A BILL.

Patron,

M. Jones
vs

Rosa M. Riddick et als:-

Pursuant to a decree of the Circuit Court rendered in this cause on the 10th of October 1881, the undersigned special Commissioner respectfully reports to Court that he has collected the purchase money for the lot in the bill and proceedings mentioned: that he has made a deed to the purchaser thereof, and that he has paid the costs of this cause and distributed the remainder in accordance with a decree of the Court: and he herewith files his account, with the proper vouchers attached, showing how the said money has been distributed. All of which is respectfully submitted.

D. H. Rawles
Special Commissioner.

Commissioner's Report
of
distribution.
"

M. Jones vs Rosa M. Riddick et al in chancery

This cause came on this day to be again heard upon the papers formerly read and the report of special Commissioner R. H. Rawls to which there was no exception and was agreed by counsel. On consideration thereof, it appearing to the full satisfaction of the court that the said special Commissioner had fully complied in all respects with all the requirements of the vacation decree of Jan. 25th 1887, and had faithfully paid out the moneys therein ordered to be paid to the parties specified therein to receive them and had filed in this cause satisfactory vouchers for the same, the court doth confirm his said report, and it further appearing that nothing else remains to be done in this cause the court doth order that it be dismissed from the docket, the costs long having been fully paid.

M. Jones & Rosa M. Riddick

Mem Final

Enter this

Apr 11th 1887

C. M. Hill

Remaind

Enter on 2nd 116

M. Jones vs Rosa M. Riddick et als { In chancery.

This cause came on this day to be again heard upon the paper formerly read, the former decrees of this Court, and the petition of C. W. Wright Administrator de bonis non with the will annexed of Willis S. Riddick dec'd and was argued by counsel. On consideration whereof the Court doth order and judge and decree, that R. H. Rawles the special Commissioner in the cause, shall by his check draw from the amount deposited by him in the Farmers Bank of Brausemond to the credit of Rosa M. Riddick an infant, the interest which has accumulated on the same, and shall pay it out as follows: 1st To John L. Fulgham Sheriff and Committee of the estate of Willis S. Riddick dec'd, up to the date when he surrendered the estate to C. W. Wright; then the remaining interest from the time of C. W. Wright's qualification as Administrator of said to the 1st January 1887; taking the receipts of said Fulgham and Wright therefor and filing them with his report of his transactions under this decree to the next term of this Court; and that the interest accruing after January, 1st 1887 shall be paid by the said Bank to the said C. W. Wright Adm'r or his successor; and this cause is continued.

Jan. 26th 1887. I consent
to this decree.

Crowright-

Admir d. b. n. c. t. a of the
Estate of Willis S. Rawles dec'd

I agree to this
decree. R. S. Rawles
atto for all
parties.

Is he entered on C. W.
Wright - Consenting to
this decree in writing -

C. W. Spee
Judge

In vacation Jan'y 25th -
1887

To the Clerk of the
Circuit Court of Hannum
County

Subscribed & sworn to 1/11

the proceeds of sale and also order that the
money deposited in bank to the order of Rosa M.
Riddick or assignee be then subject to deposit in said
Bank subject to the audit of the court in this cause
and that this cause be continued.

M. Jones
vs
Rosa M. Riddick et al:-

Rosa M. Riddick et al:-

This cause came on this day to be again
heard on the papers formerly read
and was argued by Counsel. It appearing
to the Court that the special Commissioner
R. H. Rawles, had made a deed to the purchase
of the land + lot in the bill and proceedings
mentioned; had paid the costs in the case;
had collected the purchase money and
had distributed it according to a former
decree of this Court, depositing the share
of Rosa M. Riddick an infant, to her
Credit in the Farmers Bank of Newsummel
and had filed an account of his transactions
as such Commissioner accompanied by
the proper vouchers, in consideration whereof
the Court with ^{confirm the said report of the} ~~adjudge and~~
~~commissioner R. H. Rawles and with clerk John D.~~
~~decree that this cause be removed~~
~~from the docket, there being nothing~~
~~further to be done in the premises.~~

M. Jones

8th

Rosa M Riddick et als

Final Decree.
April Term 1888-
~~Oct Term 1888.~~

To be entered.

April 23rd.

Geo. Blow. S.


Record 015 to 2 page 30

M. Jones
vs

Rosa M. Riddick et als.

This cause come on this day to be again heard on the papers formerly read and upon the report of R. H. Rawles a special Commissioner appointed by a decree of this court to sell the land in the Bill and proceedings mentioned and was argued by Counsel: On consideration whereof the Court doth approve and confirm the said report and doth order adjudge and decree that the special Commissioner R. H. Rawles receive from the purchaser (M. Jones) of the said land the whole of the said purchase money in cash, it appearing from said report that said purchaser desires to pay cash, and that after paying all the expenses of this suit he shall distribute the remainder among the parties entitled to receive the same: that is to say, he shall pay to M. Jones one half of the said remainder and shall deposit the other half of the said remainder, after paying all expenses, in the Farmers Bank of Hanscombed to the credit of the infant Rosa M. Riddick the party who appears to be entitled to the same and file with the papers in this cause a

Certificate of such deposit.

And the Court doth further order adjudge and decree that upon the payment of the whole of the said purchase money by the said M. Jones, that the said Commissioner R. H. Rawles shall convey to the said M. Jones with special warranty the said lands in the bill and proceedings mentioned. And the said Commissioner is directed to report his proceedings under this decree to the Court

M. Jones
 $\frac{1}{21}$

Rosa M. Riddick et al

Oct Term ¹⁰ 1881.

Decree Confirming Sale
and ordering deed to be
made.

To be entered.

Geo: B. Low.

Entered O. B. No-1,

p. 337

M. Jones

Rosa M. Riddick et als:

This cause came on this day to be again heard upon the papers formerly read and upon the report of James R. Baker C. Jones and Hershey Trickett three of the Commissioners under the decree of the 12th day of April 1881 to which report there is no exception and was argued by the counsel for the plaintiff; on consideration whereof the Court doth approve and confirm the said report and doth adjudge order and decree that R. H. Rawles who is hereby appointed a special Commissioner for that purpose do proceed after having advertised the time place and terms of sale in a newspaper published in the town of Suffolk once a week for four weeks to sell the real estate in the bill and proceedings mentioned of which Willis S. Riddick did seize and possess, consisting of a Tract of Land & House and Lot situated on the corner of Washington Square and Main Street in the town of Suffolk Va, at public auction in front of the Court House of the County of Hanover on some Court day upon the following terms to wit: One third cash.

one third on a credit of twelve months and the residue on a credit of two years from the day of sale; the credit installments to bear interest from the day of sale, taking from the purchaser bonds secured by deed of trust on the said property for the deferred payments. But the said R. H. Rawls, is not to act under this decree until he shall have first entered into ^{in that ten a/cy for \$5000} a bond with good security approved by the Clerk of this Court for the faithful discharge of his duties hereunder, and ^{any} other duties that may be hereafter made. he is required to report his proceedings under the same to this Court.

Mr. Jones

24

Rosa M. Bird Dickeloh.

Special Term July 21st 1881.

To be entered

Geo. B. Scott,



Decree for sale.

Entered 0.13. h 531

At a Special Term of the Circuit Court begun
and held for Hanson County, the 21st
day of July 1881.

M. Jones

Plaintiff.

Against } In Chancery.

Rosa Reddick (an infant) of L. Talpham

Sheriff of Hanson County and

Committee of the Estate of Willis S Reddick.

decd. C W Wright and Maggie his wife.

W S Reddick, John B Reddick and Lucy

Reddick, the last three being infants also. Defendants.

This cause came on this day to be again heard

upon the papers formerly read, and upon the

report of James R Baker, C Jones and Henry Wood-

ward, three of the Commissioners, under the Decree

of the 12th day of April 1881, to which report there

is no exception, and was argued by the counsel for the

plaintiff. On consideration whereof, the Court doth

approve and confirm the said report, and doth adjudge,

order and decree, that R H. Parols, who is hereby appoint-

ed a special Commissioner for that purpose, do

proceed, after having advertised the time, place and

terms of sale, in a Newspaper published in the town

of Suffolk, once a week for four weeks, to sell the

real estate in the bill and proceedings mentioned,

of which Willis S Reddick died seized and possessed.

Consisting of a house and lot situated on the corner
of Washington Square and Main Street, in the Town
of Suffolk Vt, at public auction, in front of the Court
house of the County of Mansfield, on some Court day,
upon the following Terms, to wit: One third Cash, one third
on a credit of twelve months, and the residue on a
credit of two years from the day of sale; the credit
installments to bear interest from the day of sale,
taking from the purchaser, bonds, secured by Deed of
Trust on the said property for the deferred payments.
But the said A. H. Rawles is not to act under this decree,
until he shall have first entered into a bond in
the penalty of five thousand dollars with good security,
approved by the Clerk of this Court, for the faithful
discharge of his duties hereunder, or any other
decree that may be hereafter made: and he is required
to report his proceedings under the same, to this Court

A. Copy

Teste:

Peter B. Prentiss, Clerk.

M. Jones

44 { Co. Decree 21st July, 1881

27 {
Ske. Term
Ron Rulick (for infant) & al.

M. Jones

ⁱⁿ
vs } In Chancery.

Rosa M. Riddick et als

This cause came on this day to be heard
upon the original bill taken for confessed
as to the admett defendants Maggie E. Wright
the wife of C. W. Wright and Will. S. Riddick
The answer of the infant defendants Rosa
M. Riddick, Mrs. B. Riddick and the C. Riddick
by O. B. Prentiss their Guardian ~~at Law~~ and
the answer of Mrs. L. Sulphur Sheriff of
Harrison County and Committee of the Es-
tate of Will. S. Riddick and also C. W.
Wright-husband of Maggie E. Wright and real
Guardian of Mrs. B. Riddick and was argued by
Counsel for the plaintiff: on Consideration whereof
the Court doth order and decree that
James P. Baker, Wallace Kirby, Columbus Jones
G. P. Holland, Henry Woodward who are hereby
appointed Commissioners for the purpose of their
of whom may act - having been first duly sworn do
proceed to lay off and divide the real
Estate consisting of a House & Lot on the
Corner of Washington Square & Main Street in the Town
of Suffolk Va. one undivided half of which is owned
by Mrs. Jones and the other by Rosa M. Riddick and a part
of the said Riddick and having due regard to
equity and justice and assign to each of
the said persons their respective shares.
But if the said Commissioners should

find it impracticable to divide the
said real estate in kind among
the aforesaid parties or should be of
opinion that the interest of the said parties
would be more promoted by a sale
of the same in such case they are
required to report the facts upon which
their opinion is based to the court;
also what in their opinion is the
fee simple value of the whole of the
real estate ~~the~~ of which the said
Willis S. Riddick died seized and possessed
and in either case they are required
to report their proceedings under this
order to this court.

M Jones
G

Rosa M. Riddick et al

Declar for Commission

April Term 1881

To be entered.

Geo. B. Law,
—

Entered AB No-1

p. 378

M. Jones
vs } Dr. Chancery.
Rosa M. Riddich

This cause, in which a final decree was entered on the 11th day of April 1887. Came on this day, ^{to be heard} ~~in vacation~~, upon the petition of Rosa M. Riddich, who has the same re-instated, and was argued by Counsel. On Consideration whereof, for reasons appearing to the Court, it is ordered that said Cause be re-instated upon the docket of the Court, And the Court being satisfied that said Rosa M. Riddich has now attained the age of 21 years, and is entitled to withdraw the fund deposited to her credit in "The Farmers Bank of Haverhill" as shown by the papers in said Cause, the Court doth adjudge, order and decree that "The Farmers Bank of Haverhill" pay to said Rosa M. Riddich the principal sum of \$1108⁸², to her credit in said Bank, as shown by the papers in the Cause, taking from her a receipt for the same of filing copy thereof in the papers of the Cause, and that said Bank have leave to withdraw from the papers its certificate for said deposit upon the payment of said principal sum to said Rosa M. Riddich, ^{with any interest thereon after Mch 21st 1888} and the accrued interest up to the 21st of Mch 1888, said Bank will pay to C. W. Wright, Adm^r & A. R. C. T. A. of Willis S. Riddich Decd taking his receipt therefor of filing copy

M. Jones
vs J. In Chancery -

Rosa M. Birch
~~In re Rosa M. Birch~~
22^d day of March 1888.

Decree for
Pay ments -
To be Entered.

CMH
April 10th 1888

To the Clerk of the
Circuit Court of
Harrison County.

Entered Chy. Order Book
Ms. 2. p 188

of the same, with the papers in the Cause -
And nothing further appearing to be done in
the Cause, it is ordered that the Cause be removed
from the docket.

To the Hon. C. W. Hill Judge of the Circuit
Court of Hancock County:-
The ^{Administration of the estate of Willis S. Riddick dec'd} petitioner of C. W. Wright, in the Chancery
cause of M. Jones vs Rosa M. Riddick et
als, respectfully represents as follows:-
That the whole and entire cause has virtually
been closed and disposed of with one exception,
that the land in the Bill mentioned has been
long sold, money collected, proceeds distributed, and
all confirmed by Court. The money belonging to
Rosa M. Riddick on account was ordered to be, and
has been deposited in the Farmers Bank of Hanco-
ck to her credit. This was right as far as
the principal sum is concerned, but the an-
nually accruing interest ought by the will of
Willis S. Riddick dec'd, to be placed by the Adminis-
tration to the credit of a general fund for all
the children 'till the last becomes of age. Your
petitioner therefore prays that so much of the interest
as has accrued since the first deposit up to the time
when John L. Fulgham sheriff ^{succeeded the} ~~took charge of the estate,~~ he
paid to the said John L. Fulgham sheriff & Administration
of Willis S. Riddick dec'd; and that so much as
has accrued since that time be paid to
C. W. Wright the present Administrator d. b. n. c. t. a. of
the estate, their receipts to be taken therefor and filed
by the special Commissioner who shall by his check draw the
same from the said Bank. Your petitioner asks the

because while the House was not sold or rather
before it was sold, the rent annually was placed
to the credit of the general fund although
the property belonged to Rosa M Riddick, who's
S. Riddick died left five children. John L. Folsom
Sheriff of Nauset County and Administrator de
bonis non, surrendered the estate on the 23rd ¹⁸⁸⁵ Oct
and C. W. Wright qualified as Administrator ad litem
c. t. a. on Oct 23rd 1885 and is now
such. The principal sum due Rosa M. Riddick
is (\$1108.⁸²/₁₀₀) This is to her credit in the
Farmers of Nauset together with all
accrued interest. Your petitioner only asks that
the accrued interest shall be drawn out
and paid to the Administrator as aforesaid,
and that hereafter the interest accruing annually
shall be ~~paid~~ paid to the administrator
C. W. Wright to be by him deposited to the
credit of the general fund as aforesaid.
And your petitioner will ever pray &c

C. W. Wright - Admin
de bonis non with the will annexed of
W. S. Riddick dec'd.

Sworn to before me this 8th day of January 1887. R. A. Rauber M.P.

In the Circuit Court of Hansemond County:

M. Jones

vs } In Chancery,

Rosa^m Riddick

The petitioner of Rosa M. Riddick
the Defendant in the above styled Cause, respectfully
represents to the Court that according to the report
filed therein the principal sum of \$1108⁸²/₁₀₀ was de-
posited in "The Farmers Bank of Hansemond" as the
proceeds of her interest in the property sold under the
proceedings in said Cause, and that she is entitled
to the same upon attaining the age of 21 years,
while all interest thereon was to be paid to the Per-
sonal representative of her father, W. S. Riddick Decd.
That your Petitioner attained to the age of 21 years
on the 21st day of Mch 1888, and is now entitled
to the said principal sum, but the same having
been deposited to the credit and subject to the order
of the Court in the Cause, she can not withdraw
it except upon the order of the Court. A final decree
was entered in said Cause on the 11th day of April
1887, and your petitioner now prays that said
Cause may be re-instated upon the docket of the
Court, and that an order may be made by Your
Honor directing the said "The Farmers Bank of Han-
semond" to pay to your petitioner the said princi-
pal sum, and to pay the interest thereon up to the
21st day of Mch 1888, to Charles W. Wright, who

is the Administrator, &c. &c. of the Estate of
Willis A. Riddick Decd.

And Your Petitioner will ever pray &c.

Rosa M. Riddick

By her Counsel.

M. Jones

vs } Dr. Chumcey -

Rosa M. Riddick

Petitioner of

Rosa M. Riddick

M Jones

vs

3 In chancery

Rosa M. Riddick et al

The Answer of defendant Jno. L. Fulgham
Sheriff of Hanswired County — and
Committee of the Estate of Willis S. Riddick
decid.

This defendant answering saith: That the
allegations contained in the bill of the
said M. Jones in this cause are true;
that this defendant is not only the Committee
of the said estate but that he is also, prac-
tically, the guardian of the said defend-
ant Rosa M. Riddick since he is charged
with the whole management of her estate
and the payment of all her current-
expenses; that in the belief of this defend-
ant a sale of the property named would
be beneficial to the interest of all parties
concerned and detrimental to none; that
he is sure from a personal knowledge
of the said House & Lot that no division
in kind can be had and that a sale
at public auction ought to be granted.
Should the Court decree a sale this de-
fendant respectfully asks that it may
be made on such terms that a good price
may be secured, and prays that the proceeds
~~may~~ thereof ~~belonging~~ to Rosa M. Riddick
may be disposed of by the Court.

in such a manner as to best protect
her interest: and according to the directions
of the will.

J. L. Fulgham Shff &
Committee

Sworn to this 7th: day of
February 1881

R. H. Rawles
Notary Public.

Answer of
Defendant

Jno. L. Fulgham, Sheriff.

Feb. 7th. 1881. ceh-

The Joint and Separate answer of Rosa Riddick, John B. Riddick and Lucy Riddick, infants, by Peter B. Prentiss, by Peter B. Prentiss, their guardian ad litem, to Bill in Chancery exhibited in The Circuit Court of Nonsauwau County, Virginia against them and others, by M. Jones:

These Respondents say, that they are infants & ignorant of their rights & incapable of defending the same; and, that whilst the facts set forth in said Bill, may be true so far as they know, yet they pray that no order or decree may be made in the premises, inconsistent with their rights; and they

(signed)

Peter B. Prentiss, Clerk.

Shown to before me

this day of 1881

W. H. Rawles

Notary Public

Mr. Jones

¹¹
25 { In Chy.

Rosa Riddick Refan infant J.

Lab:

answer of Refanto

To be answer on
part

M. Jones
vs
Rosa M. Riddick et als

} In Chy

The answer of C. W. Wright a defendant; who answers in his own right as the husband of Maggie E. Wright one of the devisees, and also as guardian of Jno B. Riddick an infant who is also a devisee;

This defendant saith, that the allegations in the Bill of the said M. Jones are substantially true and this defendant thinks that a sale of the property mentioned would promote the interest of the said Rosa M. Riddick, and he is therefore willing that such sale as prayed for by the plaintiff may be had: praying that it may be made in such manner as not to sacrifice the property.

C. W. Wright-

Sworn to before me this
7th day of February 1881
R. H. Rawles
Notary Public.

Answer of
Defendant

C. W. Wright, &

July 7th 1881. clk

At a monthly Court held for
Hanscom County the 9th day
of October 1876.

John B Reddick, orphan of Willis S
Reddick deceased, ~~at~~^{this day} in open court
made choice of Claudius W Wright
for his guardian, whom the Court
approve. And thereupon the said Clau-
dius W Wright entered into a bond
in the penalty of Six Thousand dollars,
conditioned according to law, with
J. Judson Wright, V Logan Wright,
J. Edwin Wright and John H Wright,
his sureties therein (who justified on
oath as to their sufficiency) and which
said bond being acknowledged by the
obligors therein, is ordered to be recorded.

A Copy

To wit:

Peter B. Prentiss. Clerk.

Copy order of Appointment

for
Clausius W. Wright,
Gen. of John B. Riddick
Orphan of Willis S. Riddick, decd

"E"

At a Monthly Court, continued and held for Hants County, the 17th day of August, 1878.

The powers of John R. Copeland and Thomas W. Smith, Executors of the Last Will and Testament of Willis S. Riddick, deceased, having been revoked and annulled at the last May Term of this Court:

On the motion of Claudius W. Wright, in right of his wife, Maggie E. and as guardian of John B. Riddick: (the said Maggie E. and John B. being two of the devisees and legatees, under said Will) it is ordered, that the Estate of said Willis S. Riddick, deceased, unadministered by the said Executors, be committed to John L. Fulgham, Sheriff of this County, for administration, according to law.

A Copy:

Teste:

Peter B. Prentiss, Clerk.

D

At a Monthly Court held for Nauset County, the
13th day of May, 1878

William P. Mone Plaintiff.

Against { On a motion to show cause why they should
not give new bond or have their powers revoked.

John R. Copeland and Thomas W. Smith, Exors of
W. S. Riddick, dec'd Defendants.

This day came the defendants in their proper persons,
and declared that they would not give a new bond;
Whereupon it is ordered by the Court, that their powers, as
Executors, as aforesaid, be revoked and annulled.

A Copy:

Teste:

Peter B. Prentiss, Clerk.

"C"

In the name of God; I, Willis S. Riddick, of the town of Suffolk, in the State of Virginia, being of sound mind and memory, (blessed be God for the same) do make & publish this my last Will and Testament.

I give and bequeath to my five children, the real estate opposite their names below: my Daughter Maggie to have possession of her portion now; and the others have possession upon each ones arriving at the age of twenty one years. Except one lot each, upon the conditions named below in this Will. To Wit, namely

1st:
Maggie E. Wright's
Share Real est

1. st Cully Lot & stables on Franklin St. (valued).	\$2500:00
" Kinyon tract 20 acres	600:00
" 3 vacant lots on E. side Holladay St. 2 sold.	350:00
" 2 lots on Fair Ground, sold by C. W. W.	350:00
" Prospect tract of land (280 acres) (Bal. due on it)	900:00
" All my house hold & Kitchen Furniture	300:00
	<u>\$5000:00</u>

2nd
Willis S. Riddick, Jr.
Share real est

2. nd Clarke Cottage. West side Pinner St.	\$1200:00
" Julius Godwin Lot on Pinner St.	800:00
" Geo. J. Parker Lot on Holladay St. with about 2 acres of land in rear adjoining.	1200:00
" 2 Lots at Jericho Canal, on West side said Canal.	400:00
" Young tract of land of 50 acres (as sold to Luke)	1400:00
	<u>\$5000:00</u>

No: 3
Willis S. Riddick's
Share Real est

3. rd Dr. Jalem Lot, Cor. Franklin & E. Washington Sts.	\$1500:00
" Jobe Brothers Lot on Holladay St. with about 2 acres of land, in rear adjoining	1200:00
" Shackelford Cottage, Cor. Pinner & E. Washington Sts.	800:00
" Lot on Back St. adjoining Jordan Thompson	400:00
" Henry Foreman Lot on Fair Ground (Norfolk Road)	500:00
" Pitch Kettle Farm of 60 acres.	600:00
	<u>\$5000:00</u>

No: 4
Rosa M. Riddick's
Share real est

4th Kitty Jones lot. Riddick St. A.M. & O.R.R. \$1300:00
 " Butler & Blanks. Double Tenement E. Washington St. 1500:00
 " 1/2 lot. Cor main & Washington (M. Jones) 1200:00
 " London Riddick Lot Fair Ground on Norfolk Road. 530:00
 " Henry Smith Lot on Pine St. 225:00
 " Jno. Parker, vacant lot. A.M. & O.R.R. 25:00
\$5000:00

No: 5
Lucie C. Riddick's
Share of real estate

5th Bassett Lot. Riddick St. \$1800:00
 " Gardner Lot. Kelly St. 1400:00
 " Jordan Lot. Cor Holladay St. 600:00
 " 3 Lots Dykes St on Fair Ground. 600:00
 " Costen Lot on Holladay St. 600:00
\$5000:00

6th I give to Henry Smith, Col (who has been a faithful servant)
 my horse, cart, wheels & gear.

All the real estate bequeathed above to my five children. I wish them
 to have in fee simple, to do as they please with, when they become twenty-
 one years of age. Except one lot to each, which is given conditionally,
 viz: The Gully Lot to Maggie, provided she have an heir or heirs
 before she dies, but if she die without heirs, the Lot is to go back
 to my other children, then living, equally. In the same way I
 give Willis all his portion in fee simple to do as he pleases
 with, except the Clarke Cottage, which is to go back to my other
 children, provided he dies without heirs. And to John the same
 except the Jobe Brothers Lot. And to Rosa the same, except
 the Kitty Jones Lot, and to Lucie the same except the Bassett
 Lot.

All bonds, notes, accounts, stock and all other debts due me at my death,
 I wish collected, and after paying all my just debts, the balance is to be
 deposited at the Farmers Bank of Nausemond, (if my Executor thinks it best)
 to the credit of my estate, and also all rents & income be collected & placed to the credit of my

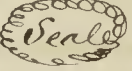
estate, except the portion given to Maggie, and out of the whole balance, to pay the expenses of my four other children, until they become of age, and when the youngest shall arrive to the age of twenty one years, then I wish the balance of my personal effects—be equally divided between all my children then living.

I also empower my executors to sell any of the real estate of either child (except Maggie) before they become twenty one years old, at any time he thinks it best to do so & place the proceeds to the credit of such child, as the property is bequeathed to.

It is my desire that all my children shall share equally in my estate, and therefore I wish, in case of necessity or unforeseen disaster by fire or otherwise, (not from their own fault) one should be more unfortunate than others & lose part of their real estate in infancy, that enough be reserved of each of the others shares to make them equal in the general distribution.

I hereby constitute and appoint my friends John R. Cepeland and J. W. Smith, Executors of this my last Will and Testament & Guardians of my infant children, desiring that my Daughters Rosa & Lucie shall remain with their sister Maggie, as long as may seem best to all concerned.

In Testimony Whereof, I hereunto set my hand & Seal
This 26th day of July, 1875.

Willis S. Riddick 

Memo: for my executors.

As a large portion of my bequests to my children is in real estate, I would particularly request my executors to rent, only by the month. Have this well understood at the beginning. I do this because it will be best for both parties, and never let the rent remain uncollected, as it is much easier to pay one months rent than two, and it will enable my executors to realize in time to meet the expenses of the children. Of course when a party is per-

fectly good, the executors will use their discretion as to quarterly or yearly rents or to leases &c. In such cases take note & security. I had expected to appoint my son in Law, C. W. Wright as one of my executors, but upon reflection & advice think it best not to do so, for the reasons that he is interested in the bequests & that it would be best for all concerned, and not by reason of any confidence I have in him or his integrity &c. having been changed.

I have an Acct book & two note cases in which will be found a memo: of indebtedness to me & all notes & business with parties not yet due, with a statement in each case of facts in connection with unsettled business &c. Also I have papers & notes in the hands of Col: Copeland to secure my indebtedness there. My Assets I consider about 50,000 \$ & my indebtedness, between 8 & 10,000 \$

In case Mrs: Elenor fails to buy the lot she occupies she pays rent, & the rent is to go to all the children equally.

I wish Col: Copeland & J. W. Smith to be guardians of my children & do with them what they think best.

Maggie has her part of real est. now, & my executors has nothing to do with that portion. The balance of the est. is to be kept together & the proceeds to pay the other four childrens expenses, and when Willis becomes of age he is to have his 5000 \$ worth real estate, & the executors will have nothing to do with his portion. Then the balance to be kept together & the proceeds to pay the expenses of the other 3 children & so on to the last, then if any thing is left to be divided among the whole of the children then living. This is the meaning of my will &c.

W. S. Riddick

Virginia:

At a Monthly Court continued and held for Nansemond County, the 18th. day of December, 1875:

This Writing, purporting to be the Last Will and Testament of Willis S. Riddick, late of this County, deceased, (together with a memorandum enclosed therein) was this day presented to the Court. And there being no subscribing witnesses to the said Will and memorandum, C. H. Cansey, William P. Moore and James R. Saunders were sworn and severally deposed that they are well acquainted with the handwriting of the said Willis S. Riddick deceased, and verily believe that the said will and memorandum and signature to each subscribed are wholly in the handwriting of the said Willis S. Riddick deceased. Whereupon the same is ordered to be recorded as the true last will and testament and memorandum of the said Willis S. Riddick, deceased. And on the motion of John R. Copeland and Thomas W. Smith, the only Executors named in the said Will, who made oath as the law directs, and entered into a bond in the penalty of Forty Thousand Dollars, conditioned according to law with William P. Moore, James R. Saunders and Joseph Boothe, their sureties therein (who justified on oath as to their sufficiency, and which said bond being acknowledged by the obligors therein, is ordered to be recorded). Certificate is granted the said John R. Copeland and Thomas W. Smith, for obtaining a probate of the said Will and memorandum in due form.

Teste,

Peter B. Prentiss, Clerk

A Copy:

Teste,

Peter B. Prentiss, Clerk

Nansemond County Court Office

December the 23rd: 1875.

Xme

Willis S. Riddick's

Will

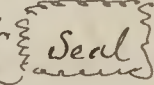
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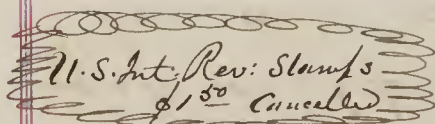
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125

This Deed, made this 1st day of December, One Thousand eight hundred seventy one, between Willis S. Riddick, of the one part, and Marmaduke Jones, of the other part, all of Suffolk, Nansemond County, Virginia: Witnesseth, that in consideration of the sum of twelve hundred and fifty dollars, the said Willis S. Riddick do grant unto the said Marmaduke Jones and to his heirs apsgins forever with general warranty, the following real estate to wit: One half of Store Lot on South-East Corner of Main Street and Washington Streets, formerly occupied by Exum B. Brett, fronting thirty-five feet on Main Street, and ninety-one feet on Washington Street, and bounded as follows: On the North, by the Lot of Willis S. Riddick, on which he now resides, and on the East, by John F. Pinner's Lot: on the South, by Washington Street, & on the West by Main Street, together with all the appertinances & improvements thereon.

And the said Willis S. Riddick covenants that he has the right to sell and convey the said Lot, that he has done no act to encumber the same, that the grantee shall have quiet possession of the said premises and that all further assurance of the same shall be duly executed. Witness the following signature and seal.

Willis S. Riddick 



State of Virginia

Nansemond County, to wit

I, Peter B. Prentiss, a Notary Public, for the County aforesaid,

in The State of Virginia, do certify, that Willis S. Riddick, whose name is signed to the foregoing Deed, bearing date the 1st: day of December, 1871, has acknowledged the same before me, in my County aforesaid.

Given under my hand, this 20th: day of January, 1872.

Peter B. Prentiss,
Notary Public

In The Clerk's Office of Nausemond County Court,
Feb 20th., 1872.

This Deed was received, duly certified, and with the certificate annexed, admitted to record. The requisite Internal Revenue Stamps of \$1.50. being affixed and cancelled.

Teste,

Willis E. Choan. Clerk

A Copy:

Teste,

Peter B. Prentiss. Clerk

Willis S. Riddick
and

So { Copy Deed

Mamaduake Jones.

Exhibits

A

B

C

D

E

To the Hon. Geo. Bliss, Judge of the Circuit
Court of Hansemond County:

Humbly complaining sheweth unto your
Honor, your orator Marmaduke Jones
a citizen of the Town of Suffolk and
State of Virginia:

Your orator representing, says: That during
the year 1874 your orator purchased from
one Willis S. Riddick and wife, one undi-
vided half interest in a house and lot
situated on the corner of Washington Square
and Main street in the town of Suffolk
County of Hansemond and State of Virgin-
ia, for the sum of \$1250⁰⁰ which will appear
by a copy of the deed of Bargain & Sale made
by the said Riddick & wife to the said M. Jones
marked exhibit "A" and prayed to be taken
as a part of this bill: That some time during
the year 1875 the said Willis S. Riddick depar-
ted this life, leaving as his heirs at Law, his chil-
dren Maggie E. Wright, the wife of C. W. Wright, Willis
S. Riddick, Jno. B. Riddick, Rosa M. Riddick and
Lucy C. Riddick the last three being infants,
all of whom have been made defendants to this
suit: That the wife of the said Willis S. Riddick
departed this life before he did and that he never
married afterwards: that the said Willis S. Riddick
at the time of his death left his last will and

testament which was duly proven and admitted to record in the County Court of Nansemond County on the 18th of December 1875; in which said will and testament John R. Copeland and Thos. W. Smith were named as the executors thereof, and duly qualified as such in said County Court on that day, giving bond and security according to law. And also by which said will the said Willis S. Riddick divided and disposed of his real and personal property according to his own pleasure, giving each of his children an equal share, his whole estate being worth about \$50,000⁰⁰;

and in said division of the real estate, he gave to his daughter, ^{Rosa M. Riddick who is still under the age of fourteen} among many other lots, his one half interest in the house and lot on the corner of Washington Square and Main Street in the town of Suffolk aforesaid, which half of the said lot & house he valued at \$1200; the said M. Jones still owning the other half; the said devise to the said Rosa M. Riddick being in fee simple;

that the executors heretofore named were empowered by the said will to sell any of the real estate belonging to either child (except Maggie) and deposit the proceeds of such sale in the Farmers Bank of Nansemond to the credit of the child to whom the property was given;

that the said Rosa M. Riddick was be-
queathed, in addition to the lot referred to
five other lots in the town of Suffolk all
amounting in value to \$5000. all of which
facts will appear from a copy of said
Will, together with the action of the Court there-
on, herewith filed marked "B." and prayed
to be taken as a part of this bill.

That at a monthly Court held for Nausemund
County the 13th of May 1878, on the motion
of Wm. P. Moore one of the sureties on the bond
of the executors, the said executors were sum-
moned to show cause why they should not give
a new bond or have their powers revoked: at
which said term of the Court the said executors
came forward on their own proper persons
and refused and declared they would not
give a new bond when their powers as
executors were revoked and annulled, all
of which facts appear by a copy from the record
of the said Court marked "C" and prayed
to be taken as a part of this bill:

That at a monthly Court continued and held
for Nausemund County on the 17th day of August
1878 on motion of C. W. Wright in right of his
wife Maggie E. and as guardian of Jno. B. Rid-
dick, the Estate of the said Willis S. Riddick dec'd
unadministered by the said executors was com-

mitted to Jno. L. Fulpham sheriff of Hausmond County for administration according to Law. See Exhibit "D".

Your orator further says that the heirs at Law of the defendant Rosa M. Riddick are her brothers Willis S. Riddick and Jno. B. Riddick, the last named an infant about 19 years of age; and her sisters Maggie E. Wright the wife of C. W. Wright and Lucy C. Wright, the last named an infant of tender years;

that at a Monthly Court held for Hausmond County on the 9th day of October 1876 C. W. Wright was appointed, gave bond and duly qualified as guardian of the said John B. Riddick and that he is still his guardian; that the defendants Rosa M. Riddick and Lucy C. Riddick have no guardian but are living with their adult sister Maggie E. Wright and are cared for and ~~kept~~ protected by the said Jno. L. Fulpham sheriff of Hausmond County who has their estate in charge. Your orator further states that each and every one of the said heirs or devisees of the said Willis S. Riddick received or are to receive an equal portion of the personal property and each one rec'd \$1000 worth of real estate, this will also appear by the said will. Now Your orator alleges that the said house and and lot

to and in which he has a fee simple interest in one undivided half of the same and the said Rosa M. Riddick a like fee simple interest in the other ^{undivided} half, is rapidly deteriorating in value on account of the fact that the buildings are "going down" that is suffering from decay because nobody seems to have authority to make the necessary repairs: Your orator further alleges that a sale of an undivided half interest of real estate cannot be made by an adult with any satisfaction when the other like half is owned by an infant; that is to say it can never be made to bring anything like its full value on account of the fact that adults do not like to be "tied up" with infants and therefore purchasers for value at such a sale cannot be found. Your orator further says that he is informed that all parties remotely interested (the immediate and present interest being in an infant) having the welfare of their sister the said Rosa M. Riddick at heart and being convinced of the above stated facts are willing that a division in kind shall be made if possible and if not possible that a sale shall be made and the net proceeds thereof distributed to the said Rosa M. Riddick

as her interest may appear and be invested
and in accordance with the directions of the wife.
* according to the order of the Court.
Now your orator being informed that he
owns a half interest in a piece of real
estate, the other half of which is owned
by an infant and that he has a right
to ask at the hands of a Court of Equity a
division or sale of the same so that
the joint interest may no longer be tied
up and thereby made to suffer respectfully
and especially because the interests of all parties will be promoted thereby
for the above stated and other good reasons
desires and prays that the said House and
lot shall be divided in kind if it be possible,
and he alleges that it is not capable of a
division in kind; and that if division
in kind be impossible, then that the said
House and lot on the corner of Washing-
ton Square and Main street in the said
town and state, be sold at public auction
on such terms as the Court may prescribe
and the nett proceeds equally divided between
him and the said Rosa M. Riddick, the share
of the proceeds belonging to the said Rosa M. Rid-
dick to be deposited or invested as the Court
may direct; Forasmuch therefore as your
orator is without remedy at law and can
only have relief in equity as aforesaid to the
end therefore he prays that the said Rosa

M. Riddick (an infant) Mrs. L. Fulgham
sheriff of Hausmond County and
Committee of the Estate of Willis D. Riddick
decd, C. W. Wright and Mappie E. Wright
his wife, W. S. Riddick, Mrs. B. Riddick and
Lucy C. Riddick; (the said Rosa M. Riddick
John B. Riddick and Lucy C. Riddick being
infants as aforesaid) may be made defend-
ents to this bill and that they be required
to answer the same upon oath (the in-
fants by a guardian ~~ad~~ litem) fully and
particularly and that your honor will de-
clare a partition of the said house and
lot if possible or ~~fractible~~ practicable
among and between the owners thereof ac-
cording to their respective rights; and that
if such a partition be impossible or
~~impracticable~~ impracticable your orator prays
that the said House and Lot be sold at
public auction as aforesaid and that the
rights of the infant half owner be protected
in the proceeds of such sale, and that
your honor will grant unto your orator such
other and general remedy and relief as is consistent
with equity and the case requires. And your
orator will ever pray &c.

Marmaduke Jones

Virginia,

County of Nansemond to wit:

I R. H. Rawls a notary Public do hereby
certify that M. Jones has this day personally
appeared before me in my court aforesaid
and made oath that the statements made
in the foregoing bill 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 1st
day of February 1881.

R. H. Rawls

N. P.
"

M. Jones

"
20

Rosa M. Riddick

et als.

Bill.

M. Jones

to { Chy: Notes

Rosa Riddick (an infant) & als:

1880. Decr: 6th: Sum: in Chy: issued to Jany: Rules, 1881.

1881. Jany: 3rd: Bill & exhibits filed — Peter B. Reuter's right & Gen: ad litem to the infants who filed their answer to which there was a general replication, and cause set for hearing as to them, on mo: of Pltff's Counsel.

" " " Decree nisi to adult depts:

" Feby: 7th: Answer of the depts: J. L. Fulgham Saff: & and C. W. Wright in his own right as the husband of the dept: Maggie E. Wright, and also, as g. ad litem of Mrs. B. Riddick, infant, filed, general replications thereto & cause set for hearing as to them, on mo: of Pltff's Counsel.

" " " Decree nisi to depts: Willie S. Riddick confirmed, & cause set for hearing, on mo: of Pltff's Counsel.

" April Decree for partition &

" July 21st (Sp: term) Report filed & confirmed & decree for sale

" Aug: 8th: Commr: of Sale's bond executed & filed

Chy: Notes

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