

1891-004

Nansemond Co (Suffolk)

Chancery Causes: W.B. Ferguson & Co] vs W.H. Bassett & et al

Howell, Holland, Cockey, Norfleet

OVERSIZE

Box 2

- Accounts (Exhibit 1)



Aug 31 1891

from Alex H. Baken, Sheriff.
Three Dollars
for rent of Store 3 weeks.

John F. & John B. Pinner

A. H. Baker

Sheriff of Nassau and County Va

1891 To W. I. Colvonn

Aug 11th " Taking Inventory of C. W. Bassett
stock of goods & Copying same
\$3.00

Receipt payment

W. I. Colvonn

A N Baker

Am

To W H Kilby

To 1 day service

\$1.00

For helping to take inventory
of W H Bassett's stock of goods with
Mr Bill John Bohon,

Recd Payment

Aug 31st, 1891.

W H Kilby

Shuff
A. M. Baker 1- J. H. Everett
to hauling 7 loads of goods
@ 13[¢] per load = \$9.10
for Fingerson & Co vis
Bassett & others.

Received payment -

J. H. Everett

Duffell Pa.
Aug 31st 1891.

W. B. Ferguson & Co. V.S.

W. H. Baggett Vals.

To serving 5 principles	2.50
To levy on stock Merchandise	.30
To Commission on \$205 @ 5%	10.40
To tacking up 3 advertisements	.45
To amt. pd. Hanson Everett for hauling	
7 loads @ 15¢ pr. load	1.05
To rent of store on Fredrick St	
to store goods.	3.00
To amt. pd. W. Corson for taking inventory	3.00
To amt. pd. Dean Kilby for handling goods.	1.00
To amt. pd. boy for carrying bills	.10

\$ 21.80

Received payment in full
W. H. Baggett Sheriff

W B Ferguson & Co
vs

Wm H Bassett Jr & Co
costs

Attorney

\$15.00

Day

\$1.50

Sheriff

21.80

R. R. Smith County Clerk

1.50

A. P. Gomer Circuit Clerk

10.66

W.H.Howell, trustee

In account with W.H.Bassett jr

To cash proceeds of sale of stock of goods under deed of trust to me as trustee for crediotrs.	\$160.00
To commissions on same	\$800
To amount paid crier	5.00
To amount paid for advertising	.75
To amt paid for recording deed of trust	2.25
To amt paid on account of rent of store	16.00
To amount paid E.E.Holland, Attorney for Permelia Bassett per voucher.	$\frac{128.00}{\$160.00}$

Respect fully submitted

W.H. Howell Trustee

1891 Oct-6th-Received of W.H.Howell trustee, the sum of One hundred and twenty eight dollars, being the balance of proceeds of sale of stock of goods of W.H.Bassett, jr, under deed of trust to said W.H.Howell as trustee, and in which Permelia Bassett was named as ~~the~~ creditor of the first class.
And said ^{of \$128.00 & \$23.35 paid us by W.B. Ferguson} sum is accepted by us in ~~full~~ compromise settlement of the suit of W.B.Ferguson and Co vs W.H.Bassett, jr, Permelia Bassett, C.W. Bassett and others.

W.H. Bassett Jr

C W Bassett Jr

*Mrs Permelia Bassett,
W.H. Bassett*

To the Clerk of the Circuit Court of Nansemond County:-

Walter B. Ferguson, William W. Cockey and Edward A. Norfleet,
merchants and partners trading as W. B. Ferguson & Co.

against

W. H. Bassett Jr., C. W. Bassett, William H. Howell, Trustees,
Permelia Bassett and W. H. Bassett Sr., her husband, *and E. E. Holland,*

Summons in Chancery to next Rules.

Bill and Exhibits and Affidavit for Attachment filed.

Issue Attachment in Equity.

Endorse on Summons:-

Order to attach estate of deft. according to law.
"To the Sheriff of Nansemond County:-

~~You are hereby ordered to attach the debt or debts due
or owing by the defendant C. W. Bassett to the defendant
W. H. Bassett Jr., and also any other estate of the de-
fendant W. H. Bassett Jr., whether in his own hands or
W. H. Howell, Trustee, or
in the hands of C. W. Bassett; and you are required to ~~make~~
make return of this attachment to the next term of the
Circuit Court of Nansemond County."~~

W. H. Howell, Trustee, and
The complainants designate *C. W. Bassett* as being indebted to
or having in ~~the~~ ^{4th} possession effects of the defendant W. H. X
Bassett Jr.

Attachment Bond Executed.

Robert D. Prentiss,

August 10th. 1891.

p. q.

*Copy Deed of Trust from W. H. Bassett
Jr. to W. H. Howell, Trustee & file with
Bill - Chge Pltff R.D.P.*

To the Clerk of the Circuit Court
of Hantsmond County.

In case of
Ferguson & Co.

Bassett T^r issued and original
summons and two copies (with at-
tachment order endorsed thereon)
and with this additional
endorsement:

"William H. Howell Trustee, and C. W. Bassett
the persons designated by the plaintiffs
as ~~being~~ being indebted to or having
in their possession effects of the defendant
W. H. Bassett Jr., are required to appear
at the next October Term, 1891, of our
Circuit Court of Hantsmond County,
and disclose on oath what sum they
or either of them, are indebted to the
said W. H. Bassett Jr. and what effects
of his they ^{possessors of them} have in their hands."

Robert R. Prentiss

T. J.

11. Aug. 1891. -

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON

W. A. Bassett Jr., W.

*Bassett, William A. Howell, Trustee,
 Permelia Bassett, W. A. Bassett Sr.,
 her husband, and E. E. Holland*

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 *third* Monday in *August 1891*, to answer

a
them

Bill in Chancery, exhibited against

in the said Court by

*Walter B. Ferguson, William M. Cokey
 and Edward A. Norfleet merchants
 and partners trading as W. B. Ferguson & Co.*

and have then and there this summons.

Witness, A. P. GOMER, Clerk of our said Court, at his office, this *11th* day of

August 1891, in the 116th year of the Commonwealth.

Teste:

A. P. Gomer

Clerk.

Memorandum.

To the Sheriff of Nausemond County.

We hereby Command you that you attach the estate of W. H. Bassett Jr., for the amount of \$676.⁴⁸/₁₀₀, with interest thereon at the rate of six per cent per annum from the 30th day of July 1891, till paid, alleged to be due to the plaintiffs, and such estate, so attached, in your hands to secure, or so to provide that the same may be forthcoming and liable to further proceedings thereupon to be had, before our Circuit Court of Nausemond County, at the next October Term thereof; and that you make return hereof on the first day of the said term of our said Court, being the 10th day of October 1891.

Teste:

J. L. Gomez Clerk

William H. Howell, Trustee and C. H. Bassett, the persons designated by the plaintiffs as being indebted to, or having in their possession effects of the defendant W. H. Bassett Jr., are required to appear at the next October Term 1891, of our Circuit Court of Nausemond County, and disclose on oath what sum they or either of them, are indebted to the said W. H. Bassett Jr., and what effects of his they, or either of them have in their hands.

Teste:

J. L. Gomez Clerk

Executed this 11th day of August 1891 by delivery of true copies of this process to William H. Howell and C. H. Bassett, each in person. - A. B. Baker Sheriff

W. H. Bassett
J. L. Gomez
A. B. Baker

In the Circuit Court of the County of Warren

Walter B. Ferguson, William H. Cokey
and Edward A. Norfleet, merchants and
partners trading as W. B. Ferguson & Co.

Plaintiffs

Against

In Chancery

W. H. Bassett Jr., W. Bassett, William H.
Howell, Trustees, Permelia Bassett, W. H.
Bassett & her husband and E. E. Holland

Defendants

maketh oath and saith, that he believes

the claim, for which the above entitled action is instituted, to be just; that he, the affiant, believes that

W. B. Ferguson & Co. are entitled to and ought to recover in said action

\$ 676.48 (at the least), with interest thereon, to be computed at the rate of six

per centum per annum, from the 30th day of July, 1891, till paid; and that to the

best of his belief the said defendant :

W. H. Bassett Jr.,

~~1. a foreign corporation, or not a resident of this State, and has estate or debts~~
~~owing to said defendant within the of in which the action is, or~~
~~sued with a defendant residing therein;~~

~~2. removing or about to remove out of this State, with intent to change domicile;~~

~~3. removing, or intend to remove, or has removed~~

~~own estate, or the proceeds of the sale of property, or a material part of such estate or~~
~~proceeds, out of this State, so that process of execution on a judgment, when obtained in said action, will be~~
~~unavailing;~~

4. is converting, or is about to convert, or has converted his property or some part
thereof into money, securities, or evidences of debt, with intent to hinder, delay or defraud his creditors;

5. Has assigned or disposed of, or is about to assign or dispose of his estate, or some
part thereof, with intent to hinder, delay, or defraud his creditors:

W. H. Cokey
W. B. Ferguson & Co.

Subscribed and sworn to before me this 10th day of August, 1891.

J. J. Gomes Clerk

W. D. Ferguson Co.

vs. {

AFFIDAVIT FOR
ATTACHMENT.

W. H. Bassett Jr. vs.

Filed the day of 189

Know all Men by these Presents, That we W B Ferguson & Co
W W Cockey and A G Norfleet
are held and firmly bound unto The Commonwealth
in the sum of Fourteen Hundred Dollars, to the payment whereof we bind ourselves,
our heirs, executors and administrators, jointly and severally, by these presents. We hereby waive the
benefit of our homestead exemption as to this obligation, and also any claim or right to discharge any
liability to the Commonwealth arising under this bond, with coupons detached from the bonds of this State
Witness our hands and seals this 10th day of August 1891.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas

W. B. Ferguson & Co.
plaintiffs in a suit instituted in the Circuit Court of the County of Nansemond
against W. H. Bassett Jr., W. Bassett, William A. Howell, Trustee,
Fernelia Bassett, W. H. Bassett Sr., and E. E. Holland
defendants, has upon affidavit, made in due form of law, sued out of the Clerk's Office of the said Court an
attachment against the estate of the said W. H. Bassett Jr.

for the sum of Six hundred and seventy-six $\frac{48}{100}$ Dollars with
interest from July 30, 1891, being the amount claimed by the said plaintiffs in the said suit

Now, THEREFORE, If the said W. B. Ferguson & Co.

shall pay all costs and damages which may be awarded against them or sustained by any person by
reason of their suing out the said attachment, then the above obligation to be void, otherwise to remain
in full force.

W B Ferguson & Co
W W Cockey
A G Norfleet



Executed in the presence of

In the Clerk's Office of the Circuit Court of the County of Nansemond Aug 6th 1891
A G Norfleet the securit
in the above bond, this day made oath before me A O Gomer Clerk of
the said Court, that his estate, after the payment of all his debts and of such liabilities as
he has incurred for others and expect to have to pay, are worth \$ 1400 the
penalty of the said bond.

Given under my hand as Clerk of the said Court this 10th day of August 1891
A O Gomer Clerk

W. B. Ferguson & Co.

ATTACHMENT BOND.

to

W. H. Bassett Jr. & Co.

Robert R. Prentiss p. q.

Placage

300

Walter

220

Simon

50

Wheat

300

570

Executed this 10th. day of August
1891 by delivering a true copy of
this Summons (hereto annexed) to
each of the within named defen-
dants W. H. Bassett Jr., W. Bassett,
William L. Howell, Trustees
Fermelia Bassett, W. H. Bassett Sr.,
her husband and E. E. Holland,
each in person. -

A. H. Baker Sheriff

This attachment has been levied on
the stock of groceries and general mer-
chandise found in the storehouse belong-
ing to Lemuel Hurst, just outside of the
town of Suffolk, an inventory of which
merchandise is herewith returned as
part of this return. - The said stock
of groceries ~~is now in~~ and general
merchandise is now in my possession. -

A. H. Baker Sheriff

Inventory of C. W. Bassett stock of
Goods + Co. Aug 14th 1871

5	boxes. P. D. D. Hatching	234	15-
12	" French " small	" 2	24
8	" " " Large	" 3 1/4	26
4	Mrs. Fancy Caps	" 3	12
3	Lamp burners	" 5-	18
4	Horn Combs	" 2	08
x	9 Cans. beef	" 20	1 80
x	9 boxes. Mustard	" 6 1/4	56
x	10 Packages. Horse Powder	" 20	2 00
	17 bottles Candium	" 3	51
x	8 " Es. Lemon Large size	" 8	40
	4 " " " Small "	" 2 1/2	10
	4 Slates	" 4	16
x	1 box Cooking Soda 1/4 + 1/2 lbs		3 50
x	1 Gess Davis. B. Powder Large size		1 2 50
x	26 boxes R " " 1250 pkts		2 26
+	1 Gess Davis " " Small size		6 25-
x	34 boxes R " " 1625 pkts		1 39
+	4 bottles Seal Gull B P " 150 " "		20
	1 Glass Jar " " "		18
	7 box D B. Powder 1 lb " 94		63
+	3/4 Gess " " " 1/4 " 625 pkts		4 79
+	1/4 " O R " " 1/2 " 1250 "		13
	22 Lamp Chimneys # 2 25-		1 10
	39 " " " # 1 " 3		1 17
	45 " " " # 0 " 2 1/2		1 12
	9 Lamps	" 20	1 80
	15 bottles shoe Polish	" 5-	75-
	6 Mrs. Pants	" 11.00 pr doz	5 50
	12 Outing shirts	" "	7 50
	12 " "	" "	6 00
	18 Mrs. Drawers	350 " "	5 25-
			71 55-

	To Aunt Bert up		71	55-
6	prs. Overalls	a 400 pr doz	2	00
2 ⁵ / ₆	doz Hdkfs	" 60 " "	1	70
1 ¹ / ₆	" Ladies Hose	" 90 " "	1	05-
7 ¹ / ₂	" Suspenders	" 100 " "		58
6	prs. Under shirts	" 350 " "	1	75-
11	prs Suspenders	" 75 " "		69
4	doz 1/2 Hose	" 60 " "	2	40
2	" " "	" 80 " "	1	60
5 ¹ / ₆	" Cotton shirts	" 350 " "	1	50
1	" Outing "	" " "	4	50
1/2	" Suspenders	" 450 " "	2	25-
4	Lowels	" 7		28
21	Neck ties	" 8 1/3	1	75-
5	prs 1/2 Hose	" 8 1/2		42
9	" Misses Blk Hose	" 8 1/3		75-
12	doz Spool cotton	" 36	4	32
3 ² / ₅	" Eclipse Toilet Soap	" 75-	2	75-
2 ³ / ₄	" A.H.T. " "	" 75-	2	06
20	bottles Es. Lemon small	" 3		60
12	Cakes. C M Toilet soap	" 3		36
3/4	box oranges	" 350	2	62
2	lbs. C + Paper Tissue	" 14		28
35	" candy	" 6 1/4	2	19
5	Glass Sars	" 20	1	00
1	lbs. L & Tobacco			35-
1	" M. P "			35-
4	" Bourbon "	@ 23		92
10	shoe brushes	@ 8		80
1/2	Geo R R. M onuff	a 400 pr doz	2	00
1/2	" Bladder "	" 550	2	75-
1	" Geo Muxed "		4	50
			122	62

	Ant Bot up		122 62
21	lbs. Buenos C. Tobacco	@ 38	7 98
16	" Moose Bay " "	" 38	6 08
14 1/2	" Navy Blue + S. B. "	" 50	7 25-
15	" Gravelly " "	" 60	9 00
23	" Richmond B. "	" 40	9 20
32	" Sugar cakes	" 10	3 20
40	" Milk crackers	" 9 1/2	3 60
20	" Soda " "	" 5 1/2	1 10
1	Ream Paper + bags		2 00
1	box " + Envelopes		4 0
5	lbs. Assorted Candy drops	@ 15	75-
3	Gross Matchless	" 100	3 00
7 1/2	" " "	" 175-	1 02
20	lbs. Rice	" 6 1/2	1 20
25	" U No Tea	" 35-	8 75-
12	" Green " "	" 30	3 60
1	lot Pipes + Stems		40
94	Packages Pearline	" 3	2 82
" 5 "	Gold dust	" 3	15-
28	2 Hoop Water Bkts	" 9	2 52
1	Box H. Out Soap		3 75-
7	4 String buttons	@ 16 2/3	1 17
6	3 " " "	@ 12 1/2	75-
60	bars H. S. Soap	" 3 3/4	2 25-
77	" M " "	" 3 1/2	2 69
79	" Veline " "	" 3 1/2	2 77
91	" Magic " "	" 3 1/2	3 18
100	" Kings " "	" 3	3 00
36	boxes Acme Lye	" 3	1 08
35	" Star " "	" 7	2 45-
3	" Sardines	" 5-	15-
			223 88

	Amt Bst up		223 88
10	lbs. Quadrant S Tobacco	@ 23	2 30
28	bottles bluing	@ 3	84
+ 13/4	lbs. spice	" 16	28
+ 4 1/2	" Pepper	" 16	69
30	" Starch	" 5	1 50
7	Bbls. Flour	" 450	31 50
+ 60	lbs. Ground Coffee in drum	" 22	13 20
+ 30	" Green "	" 22	6 60
1	lot cakes & crackers		30
1	Bbl S Potatoes +		1 25
2	bus. Meal	@ 90	1 80
+ 20	lbs. Lean Sugar	@ 43/4	95
+ 30	" Ground Coffee	@ 22	6 60
1	lot Scoop Bucket + Bags		40
+ 1	" Salt Hbl		75
2	Scoops + Funnel		75
13	lbs. Cheese	@ 10	1 30
+ 3	prs. Scales & Weights		16 00
10	Pocket Knives	@ 5	50
4	Rubber combs	@ 5	20
17	Dogs Hair	" 7	1 19
1	lot Lamp Vicks		05
1	" Slate Pencils		30
1	pr Shear		10
1	box collar buttons		15
1	lot Fish Hooks		40
1	Tobacco Cutter		50
1	Butcher Knife		10
7	P. Knives	@ 23	1 61
1	lot Steel Pens		05
4	box s. Segars	@ 110	4 40
			320 44

	Ant But up		320 44
1 1/4	boxes Cigars	@ 15 09	1 87
25	"	@ 3	75-
1	lot Pen Holders + Pencils		05-
1	Box Cigaretts		90
1/4	" " Va Bights		31
1	Shoe Case		5- 00
1	1 set Iron bound Measures		75-
8	wash boards	@ 7	56
1 1/2	bus corn	" 82	1 23
4	chip baskets	" 3	12
1	lot onions + Keg		75-
2 3/4	BBLs Pickles	@ 775	5 17
1	Box clothes Pins		65-
1	oil BBL		50
1	lot butter dishes		35-
1	BBL oil		4 08
1	oil stand + Measures		5- 75-
1	dish Pan	@ 12 1/2	20
4	" "	12 1/2	50
3	Wash "	15-	45-
5-	oil Cans	@ 8	40
7	" "	" 20	1 40
10	Coffee Pots 1/2 Gals	" 15-	1 50
3	" " 4 qts	" 25-	75-
1	Tim bucket 4 qts		20
1	" "	.	05-
5-	" "	10 9	50
3	" Dippers	05-	15-
3	" "	10	30
3	" bucket	15-	45-
5-	" Cups	5-	25-
			367 33

	Aunt Bert up		356	38
3	Lin Cup	@ 3		09
4	Wash basins	" 10		40
1	Milk Pan			05
5	" "	" 10		50
1	Stew "			10
1	Pie "			05
2	Milk "			40
2	" Strainers	@ 30		60
+	8 boxes Oxle Grease	@ 8		64
+	35 Gal Molasses	@ 35	12	25
22	" Vinegar	@ 18	3	96
20	lbs. Mulletts	@ 03		60
40	" Cod fish	@ 05	2	00
34 1/2	" Country bacon	@ 10	3	45
8	flour Bbls	@ 15	1	20
25	lbs bulk meat.	@ 7 3/4	1	94
9	" Lard	@ 8		72
10	" Butter	@ 20	2	00
1	Water Bucket			10
			~~387~~	28

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON

W. A. Bassett Jr., W. Bassett, William A. Lowell, Trustee, Permelia Bassett, W. A. Bassett Sr., her husband, and E. E. Holland

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 *third* Monday in *August 1891*, to answer

a Bill in Chancery, exhibited against *them* in the said Court by

Walter B. Ferguson, William W. Cockay and Edward A. Dorfler merchants and partners trading as W. B. Ferguson Co.

and have then and there this summons.

Witness, A. P. GOMER, Clerk of our said Court, at his office, this *10th* day of *August* 1891, in the 116th year of the Commonwealth.

Teste:

A. P. Gomer

Clerk.

Memorandum: -

To the Sheriff of Nansemond County: -

We hereby command you that you attach the estate of W. H. Bassett Jr., for the amount of \$676. $\frac{48}{100}$, with interest thereon at the rate of six per cent per annum from the 30th day of July 1891, ^{alleged to be due to the plaintiffs,} till paid, and such estate, so attached, in your hands to secure, or so to provide, that the same may be forthcoming and liable to further proceedings thereupon to be had, before our Circuit Court of Nansemond County, at the next October Term thereof; and that you make return hereof on the first day of the said term of our said Court, being the 10th day of October 1891. -

Teste: -

A. P. Gorner Clerk

I, A. P. Gorner Clerk of the Circuit Court of Nansemond County, do certify that the bond required by law to authorize the Officer to take possession of the property levied on, has been given the Security deemed sufficient by me.

Teste: A. P. Gorner Clerk

W. H. Bassett Jr.

Bassett & Co.

1891

August 3rd Monday

\$ 208.-

Sixty days

after date, with legal interest from date

until paid, payable

we bind our selves, our heirs, executors and administrators, jointly and severally, to pay to

A. H. Baker Sheriff, his heirs or assigns,

the sum of Two hundred and eight ¹⁰⁰ X DOLLARS,

for value received; and we hereby waive the benefit of our Homestead Exemption as to this debt, obligation and contract.

Witness our hands and seals this 1st. day of September 1891

Witness :

W. J. Brown

J. B. Ferguson



By Cash Paid A. H. Barker
Sheriff Twenty one ^{80/100} dollars
as to in case of W. B. Ferguson Co vs
W. H. Bassett and others

E. A. Norfleet.
W. W. Cooke

IN VACATION:- IN THE CIRCUIT COURT OF NANSEMOND COUNTY ON
THE 19th DAY OF AUGUST 1891.

Walter B. Ferguson, William W. Cockey and Edward A. Norfleet,
merchants and partners trading as W. B. Ferguson & Co.

against

W. H. Bassett Jr., G. W. Bassett, William H. Howell, Trustees,
Permelia Bassett, W. H. Bassett Sr., her husband, and E. E.
Holland.

~~On this~~ It appearing to the satisfaction of the Court that
part of the stock of groceries and general merchandis which
has been levied on and taken under the attachment in equity
issued in this cause is perishable and that it is all expen-
sive to keep, it is hereby ordered that A. H. Baker, Sheriff
of Nansemond County do proceed forthwith to advertise and sell
the said stock of groceries and general merchandis in the xxx
same manner as if it were a sale under execution, except that
if the purchaser elects to do so he may have a credit of sixty
days on the purchase money, if he will execute his bond for the
purchase money with sufficient surety, payable to the officer,
for the benefit of the party entitled, and if such bond is
executed it shall be returned by the Sheriff to Court, but if
not then the purchase money shall be paid in cash, and
the officer is directed to deposit the same to the credit of
the Court in the Bank of Nansemond, taking an interest
bearing certificate of deposit therefor which shall be return-
ed to Court, and the said officer is required to make report
to Court.

W. B. Ferguson & Co.
1891

1891 Sept. 1st. -

By authority of this order I
this day sold the stock of
groceries and general merchandise
referred to at public auction.
W.B. Ferguson being the highest
bidder therefor became the pur-
chaser thereof for the sum of
Two hundred and eight Dollars.
He executed his bond for the
purchase money with W.W. Cooley
and E.C. Norfleet as his sureties,
bearing interest from this date and
payable sixty days after date.
Which bond is herewith returned.
W.H. Baker Sheriff

W.B. Ferguson & Co.

v. Order of Sale

W.H. Bassett Jr., and
others.

1891

Walter B. Ferguson, William W. Cockay and
Edward A. Norfleet merchants and
partners trading as W. B. Ferguson & Co.

W. H. Bassett Jr., Ch. Bassett, William
H. Howell, Trustee, W. H. Bassett Sr. and
Permelia Bassett, and E. E. Holland.

This cause came on this
day to be heard upon the bill
and the exhibits therewith filed,
the statement in writing of receipts
and disbursements by W. H. Howell,
Trustee, and the agreement of
compromise of all the issues
involved in this cause, and
was argued by counsel.

On consideration whereof and
by consent of parties, the Court
doth advise, order and decree
that the said agreement of
compromise be made firm
and binding on the parties;
that the said Trustee be released
from further responsibility; that
W. B. Ferguson be authorised to
withdraw and cancel his bond
for \$208. - dated September 1. 1891;
that W. B. Ferguson & Co. recover

and have execution against William
H. Bassett Jr. for the sum of Six
hundred and twenty-six $\frac{48}{100}$ Dollars
with interest thereon from the
30th. day of July 1891, until paid,
and costs of execution, subject however
to a credit of \$151. $\frac{35}{100}$ as of Sep-
tember 1st. 1891; and that said
Ferguson & Co. pay the unpaid
fees and costs of this suit due
to the officers of the Court
and that the cause be stricken
from the docket. -

W. B. Ferguson Co.

1. ~~3~~ Deere

Wm. H. Bassett Jr. To

We consent

Robert T. Deere
P. 90.

E. E. Norland ad

Enter Oct 10 1891.

CH
Entered in Chancery
Order Book 202. p. 405

Circuit Court of Nausumond County.

W. B. Ferguson & Co.

W. H. Bassett Jr. and others.

All the questions and issues involved in this cause are compromised on the following basis: -

W. H. Howell, Trustee, is to pay the balance of \$128.- in his hands to Permelia Bassett in accordance with the provisions of the deed of trust referred to in the bill, and W. B. Ferguson & Co. are to pay to the said Permelia Bassett the sum of $\$23.\frac{35}{100}$. -

The bond of W. B. Ferguson for \$208. is to be cancelled and delivered to W. B. Ferguson & Co. and all obligation thereunder is to cease, and the goods for which it was given are to be the property of W. B. Ferguson & Co., and the debt due by W. H. Bassett Jr. is to be credited with the sum of $\$157.\frac{35}{100}$ as of September 1st. 1891, and they are have a judgment for the amount of their claim against W. H. Bassett Jr.

for the sum of \$676. $\frac{48}{100}$ with interest thereon from the 30th day of July 1891, until paid, subject to the said credit; and W.B. Ferguson & Co. are to pay the unpaid costs of this suit. The accounts, bonds, bills & other evidences of debt conveyed to Howell Trustee are to be equally divided between Peruchio Bassett and W.B. Ferguson & Co. -
A decree in accordance with this agreement is to be entered in this cause.

Octo. 6th. 1891.

Robert L. Plautis
Counsel for Plaintiffs.
E. E. Halland
Counsel for Defendants

Suffolk Va. Octo. 6. 1891.

Received of W.B. Ferguson & Co. the sum of Twenty three $\frac{35}{100}$ dollars paid pursuant to above agreement.

Peruchio Bassett
By E. E. Halland Atty

Interlineation on
this page made
before execution
R.L.P.

E. E. H.

W. D. Higson Co.

Agreement
of
Compromise

Wm. H. Bassett Jr. & Co.

This Deed, made this 5th day of August, in the year 1891, between W. H. Bassett, Jr. of the County of Nansemond, Virginia, of the first part, and Wm. H. Howell chosen as trustee for the purposes herein named, of the other part, witnesseth, that the said W. H. Bassett Jr. for and in consideration of the sum of five dollars to him in hand paid by said party of the second part, doth grant, convey, transfer, assign and deliver, unto said party of the second part, the following property, to wit: the entire stock of goods, wares and merchandise, of whatever consisting, store fixtures and all other personal property belonging to said W. H. Bassett, Jr. of every kind and character, now in the store house occupied by the said W. H. Bassett Jr. on Sycamore Street, in the Town of Suffolk, in the County and State aforesaid, or elsewhere, wherever found; and all bonds, bills, accounts, or other evidences of debt due or to become due and owing to said W. H. Bassett Jr.

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and all other property of W^H Bassett Jr. wherever found or situated on of whatever consisting

In Trust, to secure the cost and expenses of executing this trust including Commission to said trustee of five per centum upon all moneys which shall come in to his hands as such trustee, the fees of Counsel in and about the preparation and execution of this deed if they shall remain unpaid at the date of its delivery and the fees for recording this deed and after the payment thereof to secure:

1st To Permelia Bassett, the payment of the sum of one hundred and fifty dollars and accrued interest thereon due by said W^H Bassett Jr. to said Permelia Bassett for money loaned to said W^H Bassett Jr by her and now owing by her to Dr. R. E. Parker and secured by deed of trust on her property.

2nd After the payment in full of said sums heretofore named and secured, then to secure to all other creditors of said W^H Bassett Jr. the payment of the sum or sums amount or amounts due and

owing to them respectively or which may be owing and not yet due, a list of which said creditors as far as now remembered, is contained in Schedule "A"

hereto annexed and made a part of this deed, but the rights of any creditor or creditors not mentioned in said Schedule are not to be prejudiced thereby.

And the said trustee for the purposes of executing this trust shall take immediate possession of the property and effects hereby conveyed and make and inventory thereof as soon as practicable, and shall proceed to collect all debts due and owing to said W^m Bassett, Jr. as soon as possible, with authority and power to make compromises of doubtful or disputed claims, and shall proceed to convert the property and effects hereby conveyed into cash as soon as possible, with power and authority to said trustee, to sell said goods privately for cash for a period not exceeding ten days if deemed expedient, and at the expiration of said ten days to sell entire stock or effects then remaining at public auction

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for cash after reasonable notice of time and place of sale, or to advertise and sell said stock by public auction at once for cash after reasonable notice of time and place of sale as a whole or otherwise as he may deem best; and upon the conversion of the property hereby conveyed into cash the said trustee shall distribute the same to the creditors secured in the order herein named, and in the distribution shall pay each creditor in full if the funds in hand are sufficient; if not, then after paying all costs and expenses and fees of counsel in preparing this deed and fee for recording same and the debt herein first secured, shall pay to all other creditors their prorata share of the funds then in hand. The said trustee is authorized and empowered to employ all such agents, clerks or employees as may be necessary for the proper and expeditious execution of this trust, paying such agents, clerks and employees reasonable wages out of the trust fund, and included in the expenses herein secured.

31 And in all other respects this deed shall be executed according to the law governing trust deeds and as the law directs.

Witness the following signatures and seals:

W. N. Bassett Jr. 

Virginia,

Nauvoo County, to wit:

I, E. E. Holland, a Notary public in and for said County in said State do certify that W. N. Bassett Jr. whose name is signed to the writing above and hereto annexed, bearing date this the 5th day of August in the year 1891 has acknowledged the same before me in my County aforesaid,

Given under my hand this the 5th day of August 1891.

E. E. Holland

N. P.

In the Clerk's Office of the County Court for the County of Nauvoo the 6th day of August 1891

This Deed of Trust was presented with the Certificate annexed and

admitted to record.

Teste:

R.R. Smith Clerk
By J. A. Plumer D.C.

Schedule "A" annexed and made a part of this deed and containing a list of the creditors therein mentioned.

W. B. Ferguson and Co. Suffolk Va

\$676.48

Dilworth and Co. Norfolk Va

140.00

James and Co. Norfolk Va

20.00

L. Camp. Norfolk Va

21.60

L. W. Davis Norfolk Va

25.14

Permelia Bassett

490.00

C. W. Pentress and Co. Norfolk Va

84.39

W. C. King, Norfolk Va

66.21

D. W. Todd and Co. Norfolk Va

68.61

Waters and Martin, Norfolk Va

13.11

Lawenburg and Hecht Norfolk Va

61.39

Seward Tin Works. Petersburg Va

13.10

Lawrence and Gould.

39.43

And all other creditors of said W. H. Bassett, Jr. not mentioned because not now remembered.

W. H. Bassett Jr.

A copy

Teste:

R.R. Smith Clerk
By J. A. Plumer D.C.

W H Bassett Jr
To Deed of Trust
W H Howell
Trustee

A Copy
Teste:
J P Gorman Jr

Recorded in Deed of
Trust Book M 30
Page 179

Fee \$1.50

Circuit Court of Nansemond County.

Walter B. Ferguson, William W. Cockey and Edward A. Norfleet,
merchants and partners trading as W. B. Ferguson & Co.

against

W. H. Bassett, Jr., C. W. Bassett, William H. Howell, Trustee,
and Permelia Bassett and W. H. Bassett Sr., her husband, *and*
E. E. Holland. —

COMPLAINING show unto the Court your complainants Walter B. Ferguson, William W. Cockey and Edward A. Norfleet, merchants and partners trading as W. B. Ferguson & Co. of Suffolk, Virginia, the following case:-

1. That W. H. Bassett, Jr., of Suffolk, Virginia, is justly indebted to the complainants in the sum of Six hundred and seventy six dollars and forty eight cents, with legal interest thereon from the 30th. day of July 1891, until paid, for goods wares and merchandise bargained, sold and delivered to him at his special instance and request recently, - since May 1st. 1891. An itemised account of the said indebtedness is herewith filed marked EXHIBIT NO. 1, and complainants pray that it may be read as part of this Bill.
2. That being so indebted the said W. H. Bassett Jr. on the 5th. day of August 1891 executed a deed of trust to William H. Howell, Trustee, purporting to convey his assets to secure a debt of \$150. to his mother, Permelia Bassett, as a preferred debt, and providing for the residue of his creditors by directing that the surplus shall be applied by the Trustee pro rata to the payment of their claims. Under this deed the Trustee has taken possession of a small stock of merchandise in a store on Sycamore Street, in Suffolk, Virginia, which is not more than sufficient to pay the expenses of the trust and the alleged debt claimed to be due to the said Permelia Bassett. A copy of the said deed of trust is herewith filed and

* That the said deed of trust was acknowledged for record before E. C. Holland Esq., as a Notary Public, who had no jurisdiction or legal authority to take and certify the said deed, and because he was at the time a creditor of the said W. H. Bassett Jr. for fees due to him as Counsel in and about the preparation and execution of the said deed of trust, and the said debt for fees was secured by a mortgage to be secured by the said deed; that as a legal consequence the said certificate of acknowledgment and the recordation of the said deed are null and void as to complainants.

marked EXHIBIT NO. 2, and complainants pray that it may be read as part of this Bill.

3. That at the time the said indebtedness was contracted with your complainants the said W. H. Bassett Jr. claimed to be and was the owner and proprietor of another small store and stock of merchandise just outside of the town of Suffolk, and also of a small livery stable with several horses and vehicles, all of which personal property he has recently in some secret way to the complainants unknown, transferred or attempted to transfer to his brother one C. W. Bassett. These horses and vehicles and stock of merchandise are now in the possession of and claimed by the said C. W. Bassett.

4. That the groceries purchased by the said W. H. Bassett Jr. of the complainants were from time to time delivered to the said Bassett at either of the said stores, indifferently, as he might direct, and a considerable proportion of them are now held and claimed by the said C. W. Bassett; and the hay, corn and feed were delivered to the said W. H. Bassett Jr. for the maintenance of the said horses, which were then claimed by him but which recently and in some mysterious way have been delivered to C. W. Bassett, and are now claimed by him.

Complainants are informed, believe and they therefore charge that the said W. H. Bassett Jr. is not indebted to the said Permelia Bassett in the sum of \$150. or in any other amount whatsoever, that the said deed of trust was executed with intent to hinder, delay and defraud complainants and the other creditors of the said Bassett Jr. of and from what they are lawfully entitled to, and is therefore fraudulent, null and void as to complainants; * that the said W. H. Bassett Jr. and C. W. Bassett have fraudulently conspired together to hinder, delay and defraud them and to defeat the collection of their

said debt; that the said stock of merchandise in the store just outside of the town of Suffolk has been recently bought by the said W. H. Bassett Jr. and by him delivered to the said C. W. Bassett without any consideration whatever, that the said stock of merchandise and the said horses and vehicles ~~xxx~~ were delivered to him by W. H. Bassett Jr. ,with fraudulent intent, of which the said C. W. Bassett had notice, and without any consideration whatever, for the purpose of hindering, delaying and defrauding your complainants. That the said C. W. Bassett is a young man, who, if twenty one years of age, has but recently attained his majority, that he had no means whatever by descent or inheritance, and was utterly without means or credit, and that he has no visible property except what has been fraudulently transferred to him by his brother W. H. Bassett Jr/ as aforesaid.

FORASMUCH THEREFORE, as complainants are without remedy save in a Court of equity where such matters are properly cognizable and relievable they pray that W. H. Bassett Jr., C. W. Bassett, William H. Howell, Trustee, Permelia Bassett and W. H. Bassett Sr., *and E. E. Holland* her husband, may be made parties defendant to this Bill and required to answer the same (but answers under oath are hereby waived), that the preference in favor of Permelia Bassett, and the said deed of trust may be set aside as *that the said deed of trust may be set aside as null and void,* fraudulent and void; *that* the transfer of the said property

to C. W. Bassett may be annulled and set aside as fraudulent, null and void; that an attachment in equity, pursuant to sections 2859 and 2864 of the Code of Virginia (edition of 1887) *W. H. Howell, Trustee, and* may issue and be levied on the said property now held by C. W. Bassett, and that the said property may be sold for the satisfaction of complainants debt; that all proper accounts may be taken; that an injunction may be awarded to restrain William

H. Howell, Trustee, from distributing any part of the funds which may come into his hands, to Permelia Bassett, and also to restrain W. H. Bassett Jr., C. W. Bassett and their agents from selling or disposing of any of the property now at the said store just outside of the town of Suffolk, and at the said livery stable; ^{that if necessary a Receiver may be appointed;} and for all such other, further and general relief as the nature of the case may require and to equity shall seem meet.

And complainants will ever pray &c.

Let a summons go &c.

W. B. Ferguson & Co.

Robert R. Prentiss,
p.q.

State of Virginia,

County of Nansemond, to wit:-

I, Robert R. Prentiss, a Commissioner in Chancery of the Circuit Court of the County of Nansemond, in the State of Virginia, do certify that *Edward A. Norfleet,* of and for the firm of W. B. Ferguson & Co. this day personally appeared before me in the said County 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 from information derived from others he believes them to be true.

Given under my hand this *8th.* day of August 1891.

Robert R. Prentiss
Commissioner in Chancery.

State of Virginia,

County of Nansemond, to wit:-

This day

of and for the firm of W. B. Ferguson & Co., complainants in the suit in Chancery now pending in the Circuit Court of Nansemond County, wherein they are complainants and W. H. Bassett Jr. and others are defendants, personally appeared before me, A. P. Gomer, Clerk of the Circuit Court of Nansemond County, Virginia, and made oath that the plaintiffs claim is believed to be just, that he believes that the plaintiffs are entitled to and ought to recover (at the least) the sum of Six hundred and seventy six Dollars and forty eight cents, with interest thereon at the rate of six per cent per annum from the 30th. day of July 1891, and that to the best of the affiants belief the defendant W. H. Bassett Jr. is converting, or is about to convert, or has converted, his personal property or some part thereof, into money, securities, or evidences of debt, with intent to hinder, delay, or defraud his creditors; and that he has assigned or disposed of, or is about to assign or dispose of, his estate or some part thereof, with intent to hinder, delay, or defraud his creditors.

Given under my hand this 10th. day of August 1891.

Clerk of the Circuit Court of Nansemond
County, Virginia.

W. B. FERGUSON & CO.

v. Bill and Exhibits.

W. H. BASSETT JR. and others.

Suffolk, Va., August - 7/91

W. H. Bassett Jr.

In acc with W. B. Ferguson & Co.

May	1	2 Bbls Victor Flour	5 ⁷⁵	11 50	
		1 Lbr. 10z Cass Reefed Snuff		5 00	
		5 Bags Meal 10	1 ⁰⁰	10 00	
		1 Pair Snuff 12 1/2	30	3 75	
		1 Box 4. L. Soap		3 50	
		1/2 Lbr. 10z Packs RR Mr.	4 ⁰⁰	2 00	3 57 5
	2	1 Sub Butte 2 ⁶ / ₄	22 26		5 72
	4	1 Box Gaudin 1/5	36 20	7 20	
		1 " Lindsey 1/4	37 16	5 92	
		1 " Old Dominion	20 20	4 00	
		1 Case Lard Comp 100	6 1/2	6 50	23 62
	5	2 Bags Corn 285	90	4 58	
		2 "	10	20	4 78
	7	1 Box Rillies 606	6 1/4	3 78 8	
		1 # Cotton Twine		18	
		247 # Gran Sugar	4 3/4	11 73	49 79
	8	1 Bbl Victor Flour		5 50	
		1 # X Cut Cigarettes		3 80	9 30
	13	1 Bag Meal 2	1 ⁰⁰		2 00
	15	3 " " 6	1 ⁰⁰		6 00
	16	1 Bbl. C. Flour		5 25	
		1 " Gran Sugar 325-	4 3/4	15 44	
		1 " Victor Farm Flour		5 50	26 19
	20	1 Case Lard Comp 100	6 1/2	6 50	
		1 Bbl 115 Oil 55 1/2	8 1/2	4 71	
		1 Sub Butte 2 ⁸ / ₄	24 25	6 00	
		5 Bags Meal 10	1 ⁰⁰	10 00	
		25 # Rice	6	1 50	28 71
	22	5 Bags Meal 10	1 ⁰⁰	10 00	
		1 Box Lump Starch 40	4 1/2	1 80	
		25 # Rice	6	1 50	
		1 Bbl Flour Flour		5 50	
		1 " C. "		5 25	24 05
	25	2 " Victor "	5 ⁰⁰	11 00	
		1 " C. "		5 35	
		104 # A. C. Shoulders	6 1/2	6 76	
		1 Keg White Fish		3 00	
		75 # 12 Coffee	20 1/2	15 38	
		1 Bag Corn 115 #	90	1 85	
		1 Bag		10	
		1 Pair Heavy 95	80	7 6	
		2 Brels Fine Salt	1 ²⁰	2 60	46 80
		Aud Forward			262 71

26271

May 26 2 Cheese 34 11

30 212 # Bellis 6 1/4 13 27

1 Blk Diadem Hawk 550

2 " Victor " 5³⁵ 1070 2947

June 1 2 Cases $\frac{1}{4}$ # Davis 8-45
1 Box L. P. Arch

1 Box G. L. Soap	3 50
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1 Bbl Syrup. 53² 27 14 45

104# B/Bacon 7 3/4 806

68# Ba Shredders 6 1/2 442

1 Blk Red Star Sugar 356-33 1/4 1 3 35 47 38

2	1	"	Gran Sugar 326 -	4 1/2	1467
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5 Bags Meal	10	95	950	2417
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5	2 Bbs Victor Green	5 ³⁵	1070
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8	1 Box Monday Soap	300
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1 " Villine Soap	375
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6 Bags Meal	12	90	1080
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2 Cases Lord Comp 200-63/4 1350

1 M 1# Suff. B. Trays 175

2 Bkls Victor Flour 5³⁵ 10 70

1	"	Deciduum	"	550
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2 Bags Corn	280	85	425
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2 Bags	10	20	53	45
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11	1 Bbl Flour	535
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3 Pers Opium	60	180	715
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12	2. Pearlina	375	1125
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13 208[#] Bellus 6² 13 52

2 Cheese	30	11	363	17	15
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16 1 Bbl from Sugar 3rd - $4\frac{3}{8}$ 1 3 30

1 Keg Sausage	75	7	525
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206# *Reclia* 6 1/4 12 88 3143

17	1 Bbl Diadem Fleur	540
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1	"	20	"	525
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1 Pair @muff	12 1/2	30	375	1440
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19	6 Bar Meal	12	90	1080
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20	78 # B Bacon	7 3/4	605
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26 # Pole shoulders 6 1/2 169 774

24	10#	Bangke Tobacco	37	370
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306 # Bellis 6 1/2 1989

1/2 Gro. 10z Cans Rapph	4 ⁷⁵	238
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2 Bags Corn	223	80	318
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2 Bags 20

1 Blk L.H. Shaw 535

1 " B. " 550 3650

26	5 Bags Meal 10 - 90	900
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Anti Forward

		Unit Brought Forward			580 74
June	27	1 Bbl Diadem Flour			540
	30	1 Keg Orange Cider		6 00	
		1 " Rasp. Nectarine		6 00	12 00
		1 Bbl Gran Sugar 328 - 43/8		14 35	
		3 " Diadem Flour 540		16 20	
		3 " P.D. Flour " 525		15 75	
		1 Box L Soap		3 50	
		2 " Codfish 80 4		3 20	
		2 Cases Land Comp 200 - 62		13 00	66 00
July	3	2 Bags Corn 255 75		341	
		2 Bags		20	361
	4	2 Bags Meal 4 90			360
	6	180 lbs Bellies 6 1/2		11 70	
		135 lbs B Bacon 6		8 10	
		1 Box Lump Starch 40 - 42		1 80	
		6 Bags Meal 12 - 90		10 80	3240
	7	1 Bbl Gran Sugar 329 - 43/8			1439
	10	402 # Bellies 6 3/4		27 13	
		2 Cases Star Sye 360		7 20	
		1 Pack Fine Salt		12 5	
		1 Bbl Diadem Flour		540	
		1 Cheese 18 - 9		162	4260
	16	2 Bags Corn 290 75		388	
		6 Bags Meal 12 - 90		10 80	
		1 Case Land Comp 100 6 3/4		6 75	
		500 - 1 # P Bags		40	
		500 - 5 # "		85	
		108 # Bellies 7 1/4		7 83	
		2 Bags 10		20	3071
	18	2 Bbls C.P. Flour 525		10 50	
		500 - 2 # P Bags		50	
		500 - 3 # "		63	1163
	20	25 # Audron Tobacco 29		7 25	
		1 Cheese 18 9		162	
		200 # Backs 7		14 00	
		1/2 M Va Brights 400		200	
		1/2 " V Cut Cigarettes 380		190	
		1/2 Gm. 10z Packs R.R. Mills 400		200	2877
	24	1 Bbl Gran Sugar 325 - 42			1463
	25	4 Bags Meal 8 - 90			720
	"	1 Bbl C.P. Flour			525
	30	110 # Bellies 7 3/4		8 53	
		1 Case Land Comp 100 - 7		7 00	1553
	"	1 Bag Corn 140 - 77		192	
		1 " "		10	202
		Unit carried forward			87648

Amt Brought Forwards

876 48

Cr

June	30	Cash	50 00	
July	6	"	50 00	
	17	"	50 00	
	27	"	50 00	2 00 00

~~8~~ 676.48

Exhibit No. 1
with Bill of
H. B. Ferguson & Co
vs
H. H. Bassett & Co.