

1892-003

Nansemond Co. (Suffolk)

Chancery Causes: Sarah J. Jordan, gdn vs James Robert Jordan, infant et al

Nelms

Note: Exhibit 1 referred to in bill was not with suit when processed 2/02 mmc

Costs

Clark	\$15.00
Atto: Stag	5.50
Shlp	2.50

Notar (S.E.H)	5.00
Comm. W.G. Nell	10.00
	\$84.00

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY - GREETING :
YOU ARE HEREBY COMMANDED TO SUMMON *James Robert Jordan, an*
infant, under the age of twenty-one years: Sarah Jordan, Robert
Jordan, Walter Jordan and William J. Jordan,

to appear at the Clerk's Office of the Circuit Court of Nansemond County, at the Rules to be
held for the said Court, on the first Monday in *March* next to answer a
Bill in Chancery, exhibited against them
in the said Court by *Sarah J. Jordan, in her own right, and as*
guardian of James Robert Jordan, an infant,

and have then and there this Summons. Witness, PETER B. PRENTIS, Clerk of our said
Court, at his office, this *13th* day of *February* 188*3*, in the *107th*
year of the Commonwealth.

Teste :

Peter B. Prentis. Clerk.

Executed & copied ^{summarily} the within delivered to each of the
within named parties, defendant. J. L. Laffman S. M.

Willers & Prentiss. p. 9

Sarah J. Jordan, in her own
right, and as guardian of
James Robert Jordan

vs { Sum^s in Chy:

James Robert Jordan, an
infant, under the age of twenty-one
years. Val:

To March Rules, 1883.

Pro. B. No. 1. Page

Cir. Co.

Know All Men by These Presents,

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

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA in the just and full sum of *Twenty-five hundred (2500)* 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 *10th* day of *November*, in the year one thousand eight hundred and *eighty-three*, and in the *108th* year of the Commonwealth. And we hereby waive our homestead exemption as to this obligation.

THE CONDITION OF THIS OBLIGATION IS SUCH, That if the above bound *Robert R. Prentiss*

was, by a Decree of the
who ~~has~~ *has* this day qualified before the *Circuit* Court of Nansemond County, pronounced on the *15th* day of *October*, 1883, in the *Chancery Cause* of *Sarah Jane Jordan* in *her own right, and as guardian* of *James Robert Jordan, an infant*, Plaintiff against *James Robert Jordan, an infant*, Defendant, appointed a *Special Commissioner* to sell certain Real Estate, in said Cause described

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

Executed in presence }
of the Court. }

Robt. R. Prentiss. (SEAL.)

Jos. P. Webb (SEAL.)

(SEAL.)

(SEAL.)

(SEAL.)

Robert R. Peck, Comm

To E Bond

Commonwealth



1883

Nov. 10th: Executed Filed

Virginia

At Rules, in the Clerk's Office of the Circuit Court
of Hanseman County, on Monday the 5th day
of March 1883.

Sarah J Jordan, in her own right, and
as guardian of James Robert Jordan an
infant.

Complainant.

Against { In Chancery.

James Robert Jordan, an infant, under
the age of twenty one years, Sarah Jordan
Robert Jordan, Walter Jordan and William
J Jordan

Defendants.

On the motion of the Complainant, by counsel, Peter B
Penton is appointed guardian ad litem to the infant
defendant, 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.

Teste.

Peter B. Penton. Clerk

1883. March 5th, I hereby acknowledge service of the
 foregoing order, and that I have received a copy thereof

Peter B. Penton.

Guardian ad litem

Sarah J. Jordan, de

$\frac{4}{25}$ { order apptg: gdn ad
item

James Robert Jordan,
in infant, de dol

Suffolk, Va. October 1. 1892.

James Robert Jordan the instant defendant ~~having departed this life~~ in the chancery cause of Sarah Jordan Guardian, v. Jas. Robert Jordan & having departed this life under age, unmarried and without issue, the balance due on the two bonds of Robert Jordan and Walter Jordan for \$833.³³/₁₀₀ each, given for the deferred payments of purchase money for land sold under decree in the said cause, has been this day collected by us, who are the sole heirs at law of the said James Robert Jordan deceased. - We unite in requesting that the said chancery cause be stricken from the docket of the Circuit Court of Loudoun County.

Sarah J. Jordan
Robert Jordan
Walter Jordan
W. J. Jordan

Acknowledgment
and Receipt
of Jas. R. Jordan's
Heirs at law.

Oct. 1. 1892.

At a Circuit Court. continued and held for Nassau
County the 15th day of October 1883

Sarah J Jordan, in her own right and
as Guardian of James Robert Jordan, an infant Plaintiff.

Against } In Chancery.

James Robert Jordan and others Defendants.

"It is further adjudged, ordered and decreed, that this
cause, be referred to one of the Commissioners of
this Court, who shall ascertain and report the com-
puted fee simple value in money of Mrs Sarah
J Jordan's dower interest in the proceeds of the sale
of the real estate herein before directed to be sold,
together with any other matters deemed pertinent
by himself, or required by any party, interested to be
so stated. Notice of the time and place of making
the said enquiry now only be given to Peter B Painter
Guardian ad litem for the infant defendant, and
Robert R Painter, Attorney, and the cause is continued

Extract

Teste:

Peter B. Painter. Clerk

Xm

Sarah J. Jordan &c

vs { Co: Extract from Oliver

v Octo: 15th: 1883

James Robert Jordan, vs infant &c

Commissioner's Office,

SUFFOLK, NANSEMOND COUNTY, VA.

10th January 1884

To Sarah J. Jordan in her own right and as guardian of James Robert Jordan, an infant

_____ Plaintiffs,
and said James Robert Jordan, an infant under
twenty-one years of age, Sarah J. Jordan, Robert
Jordan, Walter Jordan and William
P. Jordan _____ Defendants.

You are hereby notified that I have fixed upon the 12th day of February—
next, to take and settle, at my office, the following accounts, to-wit:

An Account showing the fee-simple value in money of the dower interest of Sarah J. Jordan in the real estate of which her husband, John K. Jordan, died seised and possessed

required to be taken by the decree of Nansemond County Circuit Court, rendered on the 15th, day of October 1883 in a suit in Chancery depending in said Court, in which you are parties, plaintiffs and defendants; at which time and place you are required to attend.

Given under my hand as Commissioner in Chancery of the said Court, the day and year first aforesaid.

Wilbur J. Kilby
Comm. in Chancery

1884 January 10th. Service of the within notice is hereby severally acknowledged by us

Peter B. Prentiss, John and
William for James Robert Jordan

Robt. N. Prentiss p. q.

To the Circuit Court of Chaussemond
County, Va.

In pursuance of the decree
of said Court pronounced the 15th day
of October A. D. 1883 in the Cause in
Chancery in said Court depending be-
tween Sarah J. Jordan in her own right
and as guardian of James Robert
Jordan, an infant, Plaintiff, and
said James Robert Jordan an infant
under twentyone years of age, Sarah
J. Jordan, Robert Jordan, Walter Jordan
and Wm. J. Jordan, Defendants, an
extract copy of which decree is here-
to attached; the undersigned, Wil-
bur J. Kilby, a Commissioner in Chan-
cery of said Court, respectfully re-
ports to Court that, having given the
notice required by law to the the
parties to said Cause as directed
by said decree, he proceeded on the
12th day of February 1884, in pursu-
ance of said notice to state at his
office the account required by said
decree to be stated, and having com-
pleted the proceedings, he now herewith
respectfully submits the result thereof
as follows:

Account.

An Account showing the fee-
simple value in money of the
dower interest of Sarah J. Jor-
dan in the real estate of which

her husband, John K. Jordan, died seised and possessed:

The only real estate of which the said John K. Jordan died seised and possessed and in which the said Sarah J. Jordan was entitled to dower consisted of the land which was sold on the 12th. day of November 1883 by Robt. R. Prentiss, Special Commissioner under proceedings had in said cause.

It appears from said Commissioner's Report of said sale filed in said Cause, that said land was sold for the gross sum of \$2535.00 and that the expenses of the sale and costs of said cause to the day of sale were — $\$156.70$ leaving the net proceeds of the sale at $\$2378.30$ Estimating the future costs of said Cause to be the sum of $\$10.00$ the final net proceeds of the sale will be — $\$2368.30$

The said Sarah J. Jordan being entitled to interest at six per cent per annum on one third of the above sum of \$2368.30, to wit, on the sum of \$789.43 in lieu of her dower in said land, her income from said sum of \$789.43 at the rate of six per cent interest thereon, will be \$47.36.58 per annum.

She being at the time of said sale

thirty-nine (39) years of age and the value on the basis of six per cent interest of an annuity of \$1.⁰⁰ for every year a person of her age may live being \$12.12.0, according to the Table on page 246 of the Acts of the General Assembly of Virginia, Session of 1877-78, the present or commuted value in money of her dower in said land is ascertained by multiplying the said sum of \$47.36.58, by said sum of \$12.12.0, to be the sum of \$574.07, bearing interest from the 12th, day of November 1883, that being the day of said sale.

Respectfully submitted this 12th, day of February 1884

Wilbur J. Kilby
Counr. in Chancery

Fee \$5.⁰⁰

Sarah J. Jordan, Gdn.

vs. } In Chy

Jas. Robt. Jordan & al.

Report of Commuted
value of the dower
of Sarah J. Jordan
12 Feby. 1884

1884. Feby. 14th. Filed
clk

\$ 833 ³³/₁₀₀

Two Years after date, with legal interest from
date until paid, we bind our selves, our heirs, Executors and
Administrators, jointly and severally, to pay to

W. H. Prentiss Special Commissioner in Jordan Edu. v Jordan

the just and full sum of

Eight hundred and thirty-three ³³/₁₀₀ DOLLARS;

and we hereby waive the benefit of the Homestead Exemptions
as to this debt, obligation and contract.

Witness our hand and seal this 12 day of November 1883

Witness:

Robt Jordan (Seal)

Walter Jordan (Seal)

(Seal)

1892
This
Jordan Paid

Assigned to James Robert Jordan (infant) by
virtue of decree of 10. Octo. 1884.

Robt. N. Prentiss, Spl. Commr.

Interest paid to 12. Nov. 1884. Y J Jordan
Gdn

Interest paid to 12. May 1885

Y J Jordan

Guardien

Interest paid to 12th: November, 1885.

Y J Jordan

Guardien

Interest paid to 12th: November, 1886

Y J Jordan Guardian

Interest paid to 12th November, 1887

Y J Jordan Guardian

Interest paid to 12th November, 1888.

Y J Jordan Guardian

Interest paid to 12th November 1889

Y J Jordan Gdn

Interest paid to 12th November 1890

Y J Jordan

Guardien

Received one Hundred fifty dollars of

Nov. 11, 1890. The principal of Y J Jordan Guardian

Interest paid to May 12th 1891.

\$ 833 ³³/₁₀₀

One year

after date, with legal interest from date until paid, ~~we~~ bind ~~our~~ selves, ~~our~~ heirs, Executors and Administrators, jointly and severally, to pay to

Robt. S. Prentiss, Special Commissioner in Jordan, Edw. v. Jordan &c.

the just and full sum of

Eight hundred and thirty three ³³/₁₀₀ DOLLARS;

and ~~we~~ hereby waive the benefit of ~~our~~ Homestead Exemptions as to this debt, obligation and contract

Witness ~~our~~ hands and seals this 12 day of November 1883

Witness:

Robt Jordan (Seal)
Walter Jordan (Seal)
Walter Jordan (Seal)

Assigned to James Robert Jordan (infant) by virtue of
decree of 10. Octo. 1884, without recourse. —

\$32.± Principal paid on this bond 12. Nov. 1884. —
Robt. H. Prentiss Spl. Commr.

Interest paid to 12. Nov. 1884.

Y J Jordan

Interest paid to 12. May 1885. —

Y J Jordan

Interest paid to 12th. November, 1885. —

Y J Jordan Guardian

Interest paid to 12th. November 1886

Y J Jordan Guardian

Interest paid to 12th November 1887

Y J Jordan Guardian

Interest paid to 12th November 1888.

Y J Jordan Guardian

Interest paid to 12th November 1889

Y J Jordan
Gdn

Interest paid to 12th November 1890

Y J Jordan
Guardian

Receiving one Hundred & fifty dollars
this bond
Nov 12th 1890. of principal, on

Interest paid to May 12th 1891.

Y J Jordan Guardian

THE OLD JORDAN PLACE, On Bennett's Creek, FOR SALE!

By authority of a decree of the Circuit court of Nansemond county, pronounced on the 15th day of October, 1883, in the chancery cause of Jordan, Guardian, v. Jordan, &c., I shall offer for sale, at public auction, in front of the Courthouse of Nansemond county,

On Monday, November 12, 1883,

(court day), that valuable farm in Sleepy Hole district bounded by the lands of Robert Jordan, the Eure farm and Bennett's creek, generally known as the "Old Jordan Place," of which John K. Jordan died seised and possessed, estimated to contain 200 acres; but the same will be sold in gross, and not by the acre.

At the same time and place, the family burying-ground upon the said farm, together with twenty feet of land on the south and running the whole length of the burying-ground, will be sold separately.

TERMS:-

One-third of the purchase money will be required in cash, and the residue in one and two years from the day of sale, the deferred payments to bear interest from the day of sale, and to be evidenced by the bonds of the purchaser, with good personal security.

ROB. R. PRENTIS,
Special Commissioner.

Sold to Ralph Jordan for \$2500 *cash*
 12 November 1883 *Bob B. Bennett*
BOB B. BENNETT *Owner*

of the terms of the purchase with good binding receipt.
 \$3.33 to be paid interest from the day of sale and to be paid
 in one and two years from the day of sale the interest
 one-third of the purchase money will be repaid in cash and

TERMS:

and the whole length of the riding-station will be sold separately.
 The whole together with 16000 feet of land on the north side and
 at the same time and place the riding-station upon the
 same will be sold in gross and not by the acre.
 The whole and together estimated to contain 500 acres but the
 land known as the "Old Jordan Place" of which John R. Jordan
 the wife of Robert Jordan the late John and Bennett's clerk, Geo.
 (containing) that valuable place in which the house formerly resided at

ON MONDAY NOVEMBER 15 1883

public auction in front of the Courthouse of Washington County
 of Robert Jordan's estate & Jordan &c. 1 shall offer for sale in
 court, broadcast on the 15th day of October 1883 in the presence
 by authority of a decree of the Circuit Court of Washington

FOR SALE:
ON BENNETT'S CLERK
THE OLD JORDAN PLACE

At a Circuit Court Continued and held for
Nansamond County the 15th day of October AD 1883.

Sarah J. Gordon, in her own right.

and as Guardian of James Robert
Gordon, an infant,

Plaintiff.

Against $\frac{1}{2}$ In Chancery

James Robert Gordon and others

Defendants.

This cause came on this day to be heard on the
papers formerly read and on the report of Commissioner
W. J. Kelly dated the 22 day of August 1883 and filed
on the 23 day of August, 1883, to which no exceptions
have been taken, and was argued by Counsel.

On consideration whereof it is adjudged, ordered and
decreed that the said report be in all respects, ratified
approved and confirmed.

And it appearing that all of those who would be the
heirs and distributees of the infant defendant
if he were dead, have been made defendants in this
cause, and that all the other provisions of law
applicable to the case, have been complied with,
and it having been clearly shown independently of
any admissions in the answers, that the interest of
the infant James Robert Gordon will be promoted by
a sale of the real estate in the bill described, and
the Court being of opinion that the rights of no
person will be violated thereby, doth adjudge, order
and decree that Robert R. Prenter, who is hereby
appointed a Special Commissioner for the purpose

do, after having first advertised the time, place and terms of sale for at least once a week for three successive weeks in some Newspaper published in Hanscom County, and in such other manner as may seem judicious, expose to sale in front of the Court house door of Hanscom County, on some County Court day at public Auction, to the highest bidder, the land on the bill described, known as the "Old Jordan Place," on the following terms, to wit: One third of the purchase money in cash, and the residue in two equal instalments in one and two years, from the day of sale, - The deferred payments to bear interest from the day of sale and to be evidenced by the bonds of the purchaser with personal security; the title to be retained as ultimate security, Or if the purchaser elect to do so, he may pay the whole purchase money in cash. The said Special Commissioner is directed to sell separately and on the same terms, the family burying ground, together with twenty feet of land on the South thereof, running the whole length of the burying ground, The proceeds of such sales the said Special Commissioner after paying the expenses of the sale, and the costs of this suit, including a fee of fifty Dollars to the Attorney instituting and conducting this suit, shall deposit on interest account in the Commercial Bank of Suffolk to the credit of this Cause, And return with his report of his proceedings conder

this decree, a certificate of such deposit, together with the bonds given for the credit instalments of the purchase money, But before the said Robert R Prentiss shall have any authority to collect any money under this decree he shall execute before the clerk of this Court a bond in the penalty of \$2500 with sufficient security payable to the Commonwealth of Virginia, conditioned for the faithful discharge of his duties as such Special Commissioner, And he shall make report to Court,

It is further adjudged, ordered and decreed that this Cause be referred to one of the Commissioners of this Court, who shall ascertain and report the commuted fee simple value in money of Mrs Sarah Jane Jordan's dower interest in the proceeds of the sale of the real estate herein before decreed to be sold, together with any other matter deemed proper - by himself or required by any party interested to be so stated - Notice of the Time ~~place~~ and place of making the said enquiry need only be given to Peter B Prentiss the Guardian ad litem for the infant defendants, and Robert R Prentiss, Attorney And the Cause is Continued &c.

Costs:

Clerk	\$15.00
Att: Prentiss	57.50
Shff.	2.50
Notary, Pub (E. E. H) Smith	5.00
Comm: in Chf (W. J. L)	10.00
	<u>\$84.00</u>

A Copy:

Teste:

Peter B. Prentiss, Clerk

XIII

Samuel J. Jordan &c

vs { Co. Decree Octo: 15th: 1885

James, & Robert Jordan, on behalf
of

Suffolk, Va., Nov 16, 1883

Mr Rob R Prentiss Comr

To The Suffolk Herald, D^r

Time Book and Job Printing at Moderate Prices.

Oct 24 To Adv Sale of Jordan Place
3 1/2 inches 3 weeks

4.00

" Printing 150 Hand Bills of same

1.50

\$ 5.50

For Payment J E Booker
Manager

**THE "OLD JORDAN PLACE,"
ON BENNETT'S CREEK,
FOR SALE.**

By authority of a decree of the Circuit court of Nausemond county, pronounced on the 15th day of October, 1883, in the chancery cause of Jordan, guardian, v. Jordan, &c., I shall offer for sale, at public auction, in front of the Courthouse of Nausemond county, on

MONDAY, NOVEMBER 12, 1883,

(court day) that valuable farm in Sleepy Hole district, bounded by the lands of Robert Jordan, the Ewer farm and Bennett's creek, generally known as the "Old Jordan place," of which John K. Jordan died seised and possessed, estimated to contain 200 acres; but the same will be sold in gross, and not by the acre.

At the same time and place the family burying-ground upon the said farm, together with twenty feet of land on the south and running the whole length of the burying-ground, will be sold separately.

TERMS.—One-third of the purchase money will be required in cash, and the residue in one and two years from the day of sale, the deferred payments to bear interest from the day of sale, and to be evidenced by the bonds of the purchaser, with good personal security.

ROB. R. PRENTIS,
Special Commissioner.

Suffolk Va.

14. December 1883.

Sarah J. Jordan Guardian *v.*

James Robert Jordan *v.*

To the Circuit Court of
Nansemond County.

The undersigned Special Commissioner appointed by decree in the above entitled cause pronounced on the 15. day of October 1883, respectfully begs leave to report, that after having first advertised the time, place and terms of sale in accordance with the provisions of the said decree, he has sold the real estate in these proceedings described.

The sale was made at public auction in front of the Court-house door of Nansemond County on the 12. day of November 1883. (Court-day).

(1.) The burying ground, together with the right of ingress and egress through the rest of the farm by the customary route, and twenty feet of land on the Southern side of the burying ground was bought by William J. Jordan, Robert Jordan, Walter Jordan and James Robert Jordan for the sum of \$35.00, all of which has been paid.

(2.) The residue of the "Old Jordan Place", sub-

ject to the dower of Sarah Jordaw widow of William E. Jordaw decd, was bought by Robert Jordaw for the sum of \$2500[±]. He has paid one-third of the purchase money (\$833.³⁴) in cash, and executed his ^{two} bonds for the deferred payments, with Walter Jordaw as his security, each for the sum of \$833.³³ dated the 12 day of November 1883, and payable respectively in one and two years from their dates.

Receipts.

Wm J. Jordaw to others -

\$ 35-

Robert Jordaw

833.34

Disbursements.

Paid P. B. Prentiss, Clerk, costs in full to final decree \$15-

" J. L. Fulgham, Sheriff's fees - 2.50

" E. E. Holland, Notary 5-

" M. J. Kilby Comm. in Chancery 10.

" Withers Prentiss Atty's fee flat per decree 57.50

" Suffolk Herald advertising sale &c 5.50

" Geo T. Parker, Crim, - 7.50

Retained legal commissions on gross
proceeds of sale 5% of \$300 - & 2% of \$2235[±] 59.70

Balance due the cause 711.64

\$868.34 \$868.34

Balance of Principal due cause per contra \$711.64

In obedience to the said decree your Commission

has deposited the said sum of \$711.⁶⁴/₁₀₀
to the credit of this cause in the
Commercial Bank of Suffolk, and herewith
returns a Certificate of deposit for the said
amount bearing six per cent interest from
the 14. day of December 1883.

The bonds of Robert Jordan for the deferred in-
stalments of purchase money, and proper vouchers
in support of all disbursements made by your
Commissioner are also herewith returned.

Respectfully submitted &c.

Robt. R. Prentiss,
Special Commissioner.

Suffolk Va. 14. December 1883. Received of
Robt. R. Prentiss, Special Commissioner ⁱⁿ the Chancery cause
of Sarah J. Jordan Guardian &c. v. Jas. R. Jordan &c. in full of
all demands to date, the sums opposite our respective names.
Peter B. Prentiss. Clerk... \$15.⁰⁰
J. L. Fullerton Stiff 2.50

Wilbur J. Kilby Comr. \$10.00
Withers & Prentiss by Robt. R. Prentiss, Surv. & partner \$51.50
J. E. Bookin for Suffolk Herald 5.50
Geo. L. Parker. Crier 7.50

Sarah J. Jordaw, Edu. V.

3. S. C. Curtis
N. 3. Report of
Sales.

Jas. No. Jordaw V.

1884. Feby. 6th. Filed
clk.

Commissioner's Office,

SUFFOLK, NANSEMOND COUNTY, Va.

8th. August 1883

To Sarah J. Jordan in her own right and as guardian of James Robert Jordan, an infant.

and James Robert Jordan an infant under the age of twenty-one years Sarah Jordan Robert Jordan, Walter Jordan and William P. Jordan

Plaintiffs

Defendants.

You are hereby notified that I have fixed upon the 22 day of August next, to take and settle, at my office, the following accounts, to-wit:

1. An Account of the transactions of Sarah J. Jordan Administratrix of John K. Jordan deceased, regarding as being facie correct any ex parte settlement heretofore made by her.
2. An Account of the transactions of the said Sarah J. Jordan as guardian of William A. Jordan and James Robert Jordan.
3. An Account of the fee-simple and annual value of the real estate of which John K. Jordan died seised and possessed.
4. An Account showing whether the interests of said James Robert Jordan will be promoted by a sale of said real estate

required to be taken by the decree of Nansemond County Circuit Court, rendered on the 13th day of April 1883 in a suit in Chancery depending in said Court, in which you are parties, plaintiffs and defendants; at which time and place you are required to attend.

Given under my hand as Commissioner in Chancery of the said Court, the day and year first aforesaid.

Wilbur J. Kilby
Commr. in Chancery.

Sufficient and legal service of the within notice is hereby acknowledged by the undersigned.

8th. August 1883.

Nobis Pleuris Attorney for
all parties except the
infant Defendant

Peter B. Pleuris, Esq. ad litem
for James Robert Jordan,
infant



At a Circuit Court continued and held for Hanson and
County the 13th day of April 1883.

Sarah J Jordan, in her own right, and as
Guardian of James Robert Jordan, an infant. Plaintiff
Against } The Chancery.

James Robert Jordan an infant under the
Age of twenty one years, Sarah Jordan Robert

Jordan, Walter Jordan and William J Jordan Defendants

This cause which has been regularly motored and set for
hearing at rules, according to law, came on this day to be
heard on the bill taken for confessed as to the adult defendants.
Sarah Jordan, Robert Jordan, Walter Jordan and William J.
Jordan, on whom process had been duly served, they still
failing to appear and plead answer or demur to the said bill,
on the answer of Peter B Prentiss the guardian ad litem,
of the infant defendants; the answer of the said infant
James Robert Jordan by Peter B Prentiss his guardian ad
litem assigned to defend him in this suit heretofore
filed at rules, with general replications to said answers;
on the exhibit filed with the bill; on the depositions of
witnesses and was argued by counsel.

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

1. An Account of the transactions of Sarah J Jordan.
Administratrix of John R Jordan Dec. regarding as
provis facie correct any ex parte settlements heretofore

made by her.

2. An account of the transactions of the said Sarah J Jordan
as Guardian of William A Jordan and James Robert Jordan

3. An Account of the fee simple and Annual Value of the
real estate in the bill described, The said Commissioner
shall also ascertain and report whether the interests of the
infant dependants will be promoted by a sale of the said
real estate, together with any other matter specially
stated, deemed pertinent by the said Commissioner
or required by any party interested to be so stated.

A Copy

Teste:

Peter B. Kentis. Clerk.

Jordan
vs. } In Chy.
Jordan



To the Circuit Court of Cause-
mond County, Va.

In pursuance of the decree
of said Court pronounced the 13th day
of April A.D. 1883 in the Cause in
Chancery in said Court depending
between Sarah J. Jordan in her own
right and as guardian of James Ro-
bert Jordan, an infant, Plaintiff,
and the said James Robert Jordan
an infant under the age of twenty-
one years, Sarah Jordan, Robert Jordan
and others, Defendants, a copy of
which decree is hereto attached;
the undersigned, Wilbur J. Kilby,
one of the Commissioners in Chancery
of said Court, respectfully reports
to Court that, having given notice
of the time and place to the parties
to said Cause, as will appear by
the endorsements on the notice here-
with returned, he proceeded on the
day and at the place named in
said notice, to take and settle the
several accounts required by the
said decree to be taken and hav-
ing at length completed the pro-
ceedings to that end, he now here-

with respectfully submits The result
as follows:

Account No 1.

An Account of the transactions of
said Sarah J. Jordan, as Adminis-
tratrix of John K. Jordan deceased, re-
garding as prima facie correct any
ex parte settlement heretofore made
by her.

1877 Oct. 8	The Administratrix qualified				
Nov. 13	By Proceeds of sale of the chattel estate of the deceased as per Account of Sales recorded.			\$ 429 70	
	Do paid S. Frank for burial pants, per rec.	\$ 3 00			
	" " H. Deiches Son for burial coat "	5 00			
	" " The Commercial Bank of Suffolk Va. in full of note per note	35 18			
	" " Jas. B. Torfleets Trustee in full of store account, per rec.	7 36			
19	" " Jas. E. Carter for labor on farm "	25 00			
23	" " Wheeler Artis for hire of his son "	2 70			
24	" " Tom Borland for labor on farm "	6 73			
26	" " Walter Jordan for brickling grave "	9 65			
28	" " Taxes on real estate for 1877 "	3 50			
Dec. 30	" " ditto on personal estate "	5 74			
1878 June 10	" " Hall & Holt for coffin &c "	40 00			
July 31	" " Ed. D. Hargroves for bricks for grave "	6 00			
	carried on	\$ 149 86	\$ 429 70		

1878 July 31	brought on	\$	149	86	\$	419	70
Octo. 8	To 5 per cent commissions on \$429.70		21	48			
	" Interest on disbursements		5	50			
	By Interest for ten months on \$429.70					21	48
	To Balance due the estate		274	34			
1878			451	18		451	18
Octo. 8	By Balance due the estate brought on				\$	274	34
1879 Jan. 31	To paid L. E. Brinkley, per acct. Spect	\$	22	48			
Feb. 19	" " Jas. B. Corfleets Trustee " "		55	58			
	" " James Jones in full of Bond " "		17	49			
26	" " R. W. Woodruff Hco. in full of acct. " "		82	31			
Sept. 1	" " M. E. Keeling in full of Bond " "		25	00			
	" " Savage, Jones & Lee in full of acct. " "		6	60			
	" " Dr. R. H. Beamon, medical acct. " "		8	50			
	" " T. H. Bond in full of acct. " "		2	40			
Octo. 8	By Interest on \$274.34 for one year					16	46
	To Interest on disbursements		7	20			
	" Fee retained for Court. of Accounts.		5	00			
	" Fees due P. B. Prentiss, Clerk of Court retained for him		6	62			
	" Fee for same, retained for recording this Account		4	00			
	" Balance due the Estate		47	62			
1879			290	80		290	80
Octo 8	By Balance due the Estate brought on				\$	47	62

Account No. 2

An Account of the transactions of the said Sarah J. Jordan as guardian of William A. Jordan and James Robert Jordan.

1

Dr. James Robert Jordan, Orphan of John K. Jordan, deed.
In Account with Sarah J. Jordan, Guardian, Cr.

1882 Aug. 14	The Guardian qualified				
1879 July 24.	Do paid Dr. Geo. H. Jordan for medical attention to ward	2	00		
" "	Mrs. Primer for tuition	1	00		
1880 Nov. 25	" " Dr. Geo. H. Jordan med. fee	1	00		
July 15	" " J. F. Deans, tuition	12	00		
1881 June 28	" " Same do.	9	05		
1882 June 15	" " Mrs. Anna Holloman do.	1	50		
Sept. 1	" five years' board for ward to date at \$60 per annum	300	00		
"	clothing for ward for five years @ \$25. ⁰⁰ per annum.	125	00		
"	Commissioner's fee for this account.	2	50		
"	Clark's fee for recording do.	1	25		
Dec. 30	By Amount due the Guardian to Balance			455	30
1882		55	30	455	30
Dec. 30	Do Amount due the Guardian brot. on.	455	30		

Dr. William A. Jordan, Orphan of John K. Jordan, deceased,
In Account with Sarah J. Jordan, Acting Guardian, &c.

1879 Jan. 4	To Paid Dr. Phillips, medical bill	5 00		
July 24	" " Dr. Jordan do. do.	20 00		
18	" " Miss Holloman tuition	1 00		
" "	" " B. R. Johnson, burial expenses	16 00		
" "	" " Robt. Jordan for bricks for grave	9 50		
" "	" Board for one and one-half years.	90 00		
" "	" Clothing do. do.	37 50		
" "	" Commissioner's fee	2 50		
" "	" Clerk's fee	1 25		
1882 Dec. 30	By Amount due the Guardian to balance		182 75	
1882		182 75	182 75	
Dec. 30	To Amount due the Guardian brought up	182 75		

All the above accounts have been copied from the records in the office of the Clerk of the County Court of Anne Arundel County. The administration account was audited by the undersigned (who was then Commissioner of Accounts of said County) on the 22nd day of December 1879 as an ex parte settlement and was confirmed by said County, and recorded in said

office the 8th. day of March 1880. The two guardian accounts were audited the 30th. day of December 1882 by Chas. H. Causey, (then Commissioner of Accounts of said County Court), as ex parte settlements and were confirmed by said County Court and recorded in said office the 12th. day of February 1883. As far as the undersigned has any reason to believe, all the above accounts are proper and correct.

The following accounts showing the manner in which the above balance of \$47⁶², due by said administratrix, of said John K. Jordan should be distributed, is made out and stated at the request of the parties to said cause.

1

Dr. The Estate of said John K. Jordan deceased,

In Account with said Sarah J. Jordan Admrx. Cr.

1879 Oct. 8	By Balance due the Estate brought on from above.	\$	47	62
1882 Dec. 30	Interest on said sum of \$47.62 from 8 Oct. 1879 to 30 Dec. 1882 3 y. 2 m. 22 ds.			922
	Total Amount due	\$	56	84

1882 Dec. 30	By Amount due the Estate brought on			\$ 56.84
	To 1/3 of the said sum of \$56.84 due the			
	Admrx. - widow and distributee			
	of said John K. Jordan - retained.	\$	18 96	
	" Amount to Balance		37 88	

1882

56 84 56 84

Dec 30	By Balance brought on			37 88
	To 1/2 of said sum of \$37.88 due said James			
	Robert Jordan, a son and distribu-			
	tee of said John K. Jordan.	\$	18 94	
	" 1/2 of said sum of \$37.88 due said			
	William A. Jordan, a son and dis-			
	tributee of said John K. Jordan.		18 94	
			37 88	37 88

2

Dr. James Robert Jordan, said distributee
In Account with said Sarah J. Jordan. Cr.

1882 Dec. 30	To Amount due said Sarah J. Jordan, as			
	Guardian aforesaid, brought on from above	\$	455 30	
	By Amount due the ward by said Sarah			
	J. Jordan, as Administratrix aforesaid			
	brought on from above		18 94	
	" Balance due said Sarah J. Jordan		436 36	

1882

455 30 455 30

Dec 30	To Balance due said Sarah J. Jordan brought			
	on from above	\$	436 36	

Dr. William A. Jordan, distributee as above
In Account with said Sarah J. Jordan. Cr.

1882 Dec. 30	To Amount due said Sarah J. Jordan, acting Guardian as aforesaid, brought on from above	\$182 75		
	By Amount due said W ^m A. Jordan by said Sarah J. Jordan, as Administratrix aforesaid brought on from above.		18 94	
	" Balance due said Sarah J. Jordan		163 81	
1882		182 75	182 75	
Dec. 30	To Balance due said Sarah J. Jordan, brought on	\$163 81		

Account No. 3

An Account of the fee-simple and annual value of the real estate of which said John K. Jordan died seised and possessed.

The said John K. Jordan died seised and possessed of a tract of land situated in Sleepy Hole Magisterial District in said County, containing 200 acres, more or less, and bounded by the lands of Robert Jordan and the Ewer farm and Bennett's Creek, generally known as the "Old Jordan Place", the same having been devised to him by his father, the late W^m E. Jordan, whose will under which it was devised, is of record



in the Clerk's office of Chaucemond County Court,

The fee-simple value of said land is \$2000.00
and its annual or rental value \$150.00

Account No. 4

An Account showing whether the interests of said James Robert Jordan will be promoted by a sale of said real estate.

Under this head, the Commissioner reports that from the depositions of the most creditable witnesses filed in the above-mentioned Cause and the oral testimony obtained by him from other persons familiar with the pecuniary condition and circumstances of the parties and living near and familiar with said real estate, which consists of the above-described parcel of land, he finds the following facts to be, in substance, true, namely:

That the said land was inherited by the said James Robert Jordan of his father, said John K. Jordan deceased and his infant unmarried brother, said W^m A. Jordan deceased, subject to

the dower therein of his mother and guardian, said Sarah J. Jordan, and that ^{said} land is all the estate he has and said dower therein all the estate that said Sarah J. Jordan has. That she and her son, having no money nor other means for the purpose, are not able to cultivate or carry on farming operations upon the land upon their own account or otherwise use it in person in such a way as to obtain anything like a support out of ^{it} for herself and son.

Besides this, if she and her son had the money or means necessary to enable them to cultivate or work said land, she by reason of her sex and her son, who is only about twelve years of age, by reason of his infancy, are wholly unable to do so.

By these circumstances she has, therefore, for a number of years been forced to leave the land and rent it out for just what she might be able to get for it. She has been living as well as her son during all this time with her relatives, chiefly in Southampton County Va. with her

brothers, (with one of whom she now lives) and has been and is to some extent dependent upon them, because of the inadequacy of the rent from her land as a means of support and maintenance. The buildings and fences and appurtenances generally upon the land have not been kept in repair for want of the necessary means to enable her to have them repaired. owing to the small rental income from the land which at \$150.⁰⁰ a year is not sufficient to maintain and cloth her and her son, and as a consequence the buildings and fences and appurtenances generally are very much out of order. It would take several years' rent now to put them in proper order for their preservation, and unless repaired soon, ^{there will be} a continual diminution in the value of the farm and as a consequence the place will rent for less and less in the near future. The rent now is only \$150 a year, out of which taxes have to be paid amounting to a considerable sum and then re-

third of the balance belongs to her as income from her dower in the land, leaving not more than \$80. or \$90. a year for her son. It takes fully this sum to buy his clothes and pay for his board and general maintenance, leaving nothing for his education. He is young, not over twelve years of age, and above all things should be educated, if what he has can possibly be made to conduce to that end in a judicious and economical way, by proper investment. The rent is not more than sufficient to board and clothe him and maintain him generally leaving nothing to keep the farm up and nothing for his education. As a consequence the farm will continually and gradually decrease in value for want of repairs and he will have to grow up with an imperfect education, if with any at all. These are the opinions of competent and disinterested witnesses. The Commissioner, therefore, in view of the above facts reports that it would promote the interests of both said

Sarah J. Jordan and her son, (especially as they will hardly ~~ever~~ be able to live upon and cultivate or manage the farm themselves for some time to come), to sell the land and make some judicious investment of the money, so as to make it produce a larger income than the land itself does, or in some other way be of greater benefit to the parties than the land now is.

The Commissioner thinks that if the land be sold and a portion of the money be invested in a small house and lot in a village, where the parties can live and the said James Robert Jordan ^{be} educated cheaply and otherwise maintained with the assistance of his mother, who can find something to do for a livelihood in such a place and the balance of the money put out at interest or otherwise disposed of as to cause it to produce a good income or be used in the education of said James Robert Jordan to a limited extent as far as may be necessary, the interests of both said Sarah

J. Jordan and her said son would
be decidedly promoted.

Respectfully submitted
Wilbur F. Kilby
Comm. in Chancery

Comm's fee \$10⁰⁰

Sarah J. Jordan, Gdn.

vs. } In Chy

Jas. Robt. Jordan & al

Report of Accounts &c.

22 Aug. 1883

1883. Aug. 23^d - 8.60 cch

Sarah J. Jordan in her own right and as guardian of James Robert Jordan, an infant -

^{vs.}
James Robert Jordan and others.

This cause came on this day to be heard on the papers formerly read and on the report of Commissioner W. J. Kilby dated the 22 day of August 1883, and filed on the 23 day of August 1883, to which no exceptions have been taken and was argued by counsel. - On consideration whereof it is adjudged ordered and decreed that the said report be in all respects ratified, approved and confirmed -

And it appearing that all those who would be the heirs and distributees of the infant defendant if he were dead, have been made defendants in this cause, and that all the other provisions of law applicable to the case have been complied with, and it having been clearly shown independently of any admissions in the answers, that the interest of the infant James Robert Jordan will be promoted by a sale of the real estate in the bill described and the Court being of opinion that the rights of no person will be violated thereby, doth adjudge, order and decree that Robert N. Prentiss, who is hereby appointed a Special

Commissioner for the purpose & after having first advertised the time, place and terms of sale for at least once a week for three successive weeks in some newspaper published in Nausemond County and in such other manner as may seem judicious, expose to sale in front of the Court house door of Nausemond County on some County Court day at public auction to the highest bidder the land in the bill described, known as the "Old Jordan Place", on the following terms, to wit: one third of the purchase money in Cash, and the residue in two equal instalments in one and two years from the day of sale. - The deferred payments to bear interest from the day of sale and to be evidenced by the bonds of the ^{purchaser} with personal security, the title to be retained as ultimate security. - Or if the purchaser elect to do so, he may pay the whole purchase money in cash. - The said Special Commissioner is directed to sell separately and on the same terms, the family burying-ground together with twenty feet of land on the South thereof running the whole length of the burying-ground.

~~Out of~~ The proceeds of such sales the said Special Commissioner after paying the expenses of the sale and the costs of this suit, including a fee of fifty - Dollars to the attorneys

instituting and conducting this suit, shall deposit ~~the proceeds of the purchase money of the~~ ~~land~~ on interest account in the Commercial Bank of Suffolk to the credit of this cause, and return with his report of his proceedings under this decree a certificate of such deposit together with the bonds given for the credit instalments of said purchase money. But before the said Robert N. Deuts shall have any authority to collect any money under this decree he shall execute before the Clerk of this Court a bond in the penalty of \$2500 with sufficient security payable to the Commonwealth of Virginia, conditioned for the faithful discharge of his duties as such Special Commissioner. And he shall make report to Court.

It is further adjudged, ordered and decreed that this cause be referred to one of the Commissioners of this Court who shall ascertain and report the commuted fee simple value in money of Mrs. Sarah J. Jordan's dower interest in the proceeds of the sale of the real estate heretofore directed to be sold, together with any other matter deemed pertinent by himself or required by any party interested to be so stated. Notice of the time and place of making the said inquiry need only be given to Peter B. Deuts, guardian ad litem for the

Sarah J. Jordan, Dn 7.

3 DEC 1883

Jos. Robt Jordan D.

Enter 15 Oct. 1883.

Geo. J. Low.
Entered Oct 15 1883

supra defendant and Robert J. Smith, Attorney.
And the Guide is continued D.

Sarah J. Jordan Guardian of James Robert
Jordan, an infant. -

James Robert Jordan and others

This Cause came on this day to
be further heard upon the papers formerly
read, and was argued by counsel.

On consideration whereof it is
adjudged, ordered and decreed that
Sarah J. Jordan Guardian of James
Robert Jordan be and she is hereby
authorised to collect from Robert Jordan
~~an account of the~~ Three Hundred Dollars
of the principal of his bonds due to the
said infant, to be expended by her in
the maintenance and education of the
said infant James Robert Jordan, which
sum she is to account for in her
future settlements of her guardianship
accounts. -

Sarah J. Jordan Edw.

v.  Deere

Jas. R. Jordan Edw.

Enter 10th Octo. 1888
C. H. H.

Entered by O. B.
No 2 P 213

Sarah J. Jordan Guardian of James Robert Jordan, an infant.

^{v.}
James Robert Jordan and others.

This cause came on this day to be further heard upon the papers formerly read, and was argued by counsel.

On consideration whereof, it appearing to the Court that Robert Jordan, the purchaser of the "Old Jordan Place", is willing, if the said land is conveyed to him, to execute a deed of trust thereon to secure the payment of his two unpaid bonds for the deferred instalments of purchase money, and to pay the interest on the said bonds semi-annually, so that the said fund shall remain a permanent investment ~~of~~ for the benefit of the infant defendant James Robert Jordan, therefore the Court doth adjudge, order and decree that Robert N. Prentiss, who is hereby appointed a Special Commissioner for the purpose do convey the said land to the purchaser thereof, Robert Jordan, by deed with special warranty, in which deed the said Sarah J. Jordan shall unite, on condition that the said Robert Jordan and his wife shall convey the same by deed of trust to Robert N. Prentiss Trustee, to secure to Sarah J.

Jordan Guardian of James Robert Jordan the payment of the said two unpaid bonds for the deferred instalments of purchase money, each for the sum of \$833.³³/₁₀₀ - In which deed the said Jordan shall covenant to pay the interest on the said bonds semi-annually on the 12. day of November and the 12 day of May of each year, to pay all taxes, levies and dues on the said land, and to keep the buildings on the premises insured against fire during the continuance of the said trust (the loss if any to be made payable to the said Sarah J. Jordan Guardian of James Robert Jordan). And the said Proutis Special Commissioner ~~is~~ is directed to assign the said bonds to the said infant James Robert Jordan.

It is further adjudged ordered and decreed that Sarah J. Jordan Guardian of James Robert Jordan be and she is hereby authorised to withdraw from the Commercial Bank of Suffolk Va, the balance principal and interest now on deposit there to the credit of this cause; and she is further authorised to expend the sum of One hundred and fifty dollars of her ward's principal ~~to be used~~ ^{to be used} ~~for~~ ~~his~~ ~~maintenance and education~~ money, to be used in his maintenance and

education, which sum of \$150.± she is authorized to collect from the said Bank and from Robert Jordan on account of his ^{said} bonds due to the said infant, which sum she is to account for in her future settlements of her Guardianship accounts before the Commissioners of Accounts of Nausemond County Court.

Sarah J. Jordan Esq. T.

N. Decree.

Jas. W. Jordan Esq.

Enter 12 Octo. 1884

Geo. T. Blom.

Enter 12 Octo. 1884

Copies

Sarah J. Jordan Guardian of James Robert Jordan, an infant.

James Robert Jordan and others.

This cause came on this day to be further heard upon the papers formerly read; upon the report of sales of real estate made by Special Commissioner Robert N. Prentiss pursuant to the decree entered herein on the 15 day of October 1883, showing that the burying-ground together with twenty feet of land on the Southern side thereof and the right of ingress and egress has been sold to William J. Jordan, Robert Jordan, Walter Jordan and Jas. R. Jordan for \$35.00 and that the purchase money was all paid in Cash, and that the residue of the "Old Jordan Place" has been sold to Robert Jordan for \$2500.00 and that he has paid one third (\$833.³⁴) in cash, and executed his bonds for the deferred payments with ~~Robert~~ ^{Robert} Jordan as security, and that after paying the costs of suit and sale the sum of \$711.⁵⁴ has been deposited to the credit of this cause in the Commercial Bank of Suffolk Va., which report is dated the 14 December 1883 and filed the 6 February 1884, to which no exceptions have been taken; and upon the report of Commissioner W. J. Kilby showing the commuted fee simple value ~~in~~ money of Mrs.

Sarah J Jordan's dower interest in the proceeds of real estate sold under decrees in this cause, to be \$574.²⁷ with interest from the 12 November 1883, which report is dated and was filed on the 12 February 1884, to which no exceptions have been taken and was argued by counsel -

On consideration whereof the Court doth in all respects ratify, approve and confirm both of said reports, and the said sales of real estate made by the said Robert N. Prentiss, Special Commissioner, and doth adjudge, order and decree that the said Prentiss withdraw the bonds of the said Robert Jordan executed to secure the deferred installments of purchase money, from the papers of this cause, and collect the same principal and interest. And leave is given the said Robert Jordan to anticipate the payment of his said bonds and pay them before maturity should he elect to do so -

And Robert N. Prentiss who is hereby appointed a Special Commissioner ^{for the purpose} is directed to convey the real estate bought by William J. Jordan, Robert Jordan, Walter Jordan and James Robert Jordan as aforesaid, to them by deed with special warranty, and so soon as Robert Jordan shall pay the balance of the purchase money

due for the residue of the "Old Jordan Place",
the said Special Commissioner shall likewise
^{convey} ~~pay~~ the same to him ~~with special~~ by deed
with special warranty -

And all interest collected by the said
Special Commissioner from the said Robert
Jordan shall be paid to Sarah J. Jordan as
Guardian of James Robert Jordan for his main-
tenance and support, and all principal money
after paying any unpaid costs of this suit,
he shall deposit on interest account, to
the credit of this cause in the Commercial
Bank of Suffolk Va, and the said Commer-
cial Bank of Suffolk Va. is hereby authorised
and directed to pay all interest that may
accrue on any such deposits to the said
Sarah J. Jordan as Guardian of the said James
Robert Jordan for his maintenance and support.

And it appearing from the said report of
Commissioner Kilby that the commuted fee simple
value of the down interest of Sarah J. Jordan
in the real estate described in the bill and
sold under decrees in this cause, amounts to
\$574.⁰⁴ with interest from the 12 day of
November 1883, and that she is willing
to receive the said sum, with interest, in
full satisfaction of her said claim for down,
therefore it is further adjudged, ordered and

decreed that the said Sarah J. Jordan be and she is hereby authorised to withdraw from the Commercial Bank of Suffolk Va. from the fund now on deposit there to the credit of this cause, the sum of Five hundred and seventy-four ⁰⁷/₁₀₀ dollars with interest from the 12 day of November 1883 until received, in full satisfaction and commutation of all claim to dower in the real estate of ^{which} John H. Jordan ~~deceased~~ ~~and proceeds~~ died seized and possessed, or its proceeds.

Nov. 1884 June 1. - Mr. Jordan withdrew from Commercial Bank in satisfaction of her dower. Prim. \$500.00
Interest 19.50
\$519.50

Sarah J. Jordan Law'r

W. L. Lee

Jas. H. Jordan Jr.

Given 10. April 1884

W. L. Lee

7

Received from 649

Sarah J. Jordan in her own right and as
Guardian of James Roberts Jordan an infant

James Roberts Jordan an infant under the
age of twenty-one years Sarah Jordan,
Robert Jordan Walter Jordan and William J.
Jordan.

This cause which has been regularly
matured and set for hearing at rules ac-
cording to law came on this day to be
heard on the bill taken for confessed as
to the adult defendants Sarah Jordan Robert
Jordan Walter Jordan and William J. Jordan
on whom process had been duly served, they
still failing to appear and plead answer or
demur to the said bill, on the answer of
Peter B. Prentiss the guardian ad litem of
the infant defendants; the answer of the
said infant defendant James Robert Jordan
by Peter B. Prentiss his guardian ad litem
assigned to defend him in this suit, hereto-
fore filed at rules with general replications
to said answers, on the exhibit filed with
the bill, on the depositions of witnesses and
was argued by counsel.

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

of this Court, who is directed to take, take and report the following accounts.

1. An account of the transactions of Sarah J. Jordan Administratrix of John N. Jordan Decd. regarding as prima facie correct any ex parte settlement heretofore made by her.
2. An account of the transactions of the said Sarah J. Jordan as ~~Administratrix~~ Guardian of William A. Jordan and James Robert Jordan.
3. An account of the per single and annual value of the real estate in this bill described. ~~He shall~~ The said Commissioner shall also ascertain and report whether the interest of the infant defendants will be promoted by a sale of the said real estate, together with any other matter specially stated deemed pertinent by the Commissioner or required by any party interested to be so stated.

Sarah J. Jordan Esq.

Dear

April 1883

Jas. R. Jordan Esq.

Entered April 1883.

Le 513 Now.

April

Entered O.P. No. 1 page 208

To

James Robert Jordan an infant under the age
of twenty-one years, Sarah Jordan, Robert Jordan,
Water Jordan and William J. Jordan -

You are hereby notified that on
Wednesday the 21. day of March 1883 at the
law office of Withers & Prentiss in Suffolk Virginia,
between the hours of Nine O'Clock A.M. and
Six O'Clock P.M. of that day I shall proceed
to take the depositions of Sarah J. Jordan,
William J. Jordan, Water Jordan and others, to be
read as evidence in my behalf in a certain
suit in equity depending in the Circuit Court
of Nansemond County wherein I am plaintiff and
you are defendants; and if from any cause the
taking of the said depositions be not commenced,
or if commenced, be not concluded on that
day, the taking thereof will be adjourned from
time to time, at the same place and between
the same hours, until the same shall be
completed. -

Sarah J. Jordan in her own
right and as Guardian of
James Robert Jordan an infant.
by Withers & Prentiss -
her counsel -

We acknowledge legal and sufficient service of
the within notice. -

Wallis Jordan

Harah F. Jordan

Amos Jordan

Robert Jordan

Peter B. Prentiss,

grand Juror for June

Robert Jordan.

Jos. T. Jordan, Jr.

Notices to take

depositions

Jos. T. Jordan, Jr.

21. March 1883.

The depositions of Walter Jordan and others taken before me E. E. Holland a Notary Public for the County of Nansemond in the State of Virginia at the law office of Withers Prentiss in Suffolk Virginia between the hours of Nine O'Clock A. M. and Six O'Clock P. M. ~~on the 21st day of March~~ ^{pursuant to the notice hereto annexed} 1883 (Wednesday) to be read as evidence in behalf of the complainants in a certain chancery cause now depending in the Circuit Court of Nansemond County wherein Sarah J. Jordan in her own right & as Guardian of Jas. Robt. Jordan is Plaintiff and the said James Robt. Jordan & others are Defendants:

Present: Robt. Prentiss of Counsel for Complainant.
Peter B. Prentiss Guardian ~~ad litem~~ for
infant Defendant Jas. Robt. Jordan.

The witness Walter Jordan being first duly sworn in answer to questions deposes and says:

1. Q.

State your age, residence, occupation and do you know the parties to this suit?

Ans.

I am 29 years of age, I reside in Nansemond County - am a farmer, and I know the parties to this suit, I am one of the Defendants.

2. Q. Are you any kin to James Robert Jordan?

Ans. I am his uncle on his father's side.

3. Q. Has the said James Robt Jordan any property except the land in the bill described?

Ans. None.

4. Q. Are you familiar with the said land?

Ans. I am. I have known it all my life and live within a quarter of a mile of it.

5. Q. Is the said real estate increasing or depreciating in value?

Ans. The buildings and fences are going down and in this respect it is depreciating ^{in value}. It is cultivated by my brother and I do not think that the land itself is depreciating.

6. Q. Will the interest of the infant be promoted by a sale of the land in the bill described, and a reinvestment of his share of the proceeds, or not?

Ans. If the principal is judiciously invested and

the principal not spent, I think his interest would be promoted by a sale of the farm. If spent on his education alone, however, I think it would be well spent -

Further this deponent saith not...

Walter Jordan

Dr. Wm J. Jordan another witness being first duly sworn in answer to questions deposes and says:

1. Q. State your age, residence, occupation and do you know the parties to this suit?

Ans. I was 47 years old on my last birthday, I live in Vansemond County, I am a practising physician and I know the parties to this suit I am one of the defendants -

2. Q. Are you any kin to James Robt. Jordan?

Ans. He is the son of my half-brother -

3. Q. Has the said James Robt. Jordan any property except the land in the bill described?

Ans. No sir. -

4. Q. Are you familiar with the said land? -

Ans. I am - I was born on it, and now live not more than a mile from it. -

5. Q. ~~Is the said~~ Are the buildings and fencing on the said farm receiving proper repairs and attention or not? -

Ans. No sir they are not. They are depreciating in value. -

6. Q. Will the interest of the infant Defendants be promoted by a sale of the said land or not? -

Ans. That depends upon the way the money is invested. If the money is judiciously invested then it certainly would be to his interest, because the rent of the place will not keep the place up and assist him in getting ~~and~~ an education, which I think he certainly ought to have, if possible. - My idea is that the principal should not be used for anything except for educational purposes. -
I as one of the Defendants would like to have the family burying ground sold separately from

the rest of the farm, with the addition of twenty feet running the whole length of the grave-yard on the South side thereof. This has been the family burying-ground for 100 years and we should like to retain control of it. -

Further this Dependent saith not. -

A. M. J. Jordan

Sarah J. Jordan another witness being first duly sworn in answer to questions deposes and says.

1. Q. State your age, residence, and do you know the parties to this suit?

Ans. - I am 38 years old, I reside in Southampton County, and I know the parties to this suit, I am the complainant. -

2. Q. What kin are you to James Robt. Jordan?

Ans. I am his mother. -

3. Q. ~~How~~ What means of support have you and what has the said Jas. Robt. Jordan?

Ans. None whatever, except the rent of the farm in the bill described \$150.± per annum. out

of which I pay taxes. -

4. Q. What repairs have you put on the said farm within the past five years? -

Ans. There has not been any. -

5. Q. Is the said land increasing or depreciating in value? -

Ans. I should not think it was, for lack of repairs to fences and buildings. -

6. Q. Will the interest of your son James Robert Jordan be promoted by a sale of the farm in the bill described or not; if so, state your reasons for saying so? -

Ans. Taking everything into consideration his interest will be promoted by a sale, - I think the farm is going down and he has no means to keep it up. - And his present income from the farm is not sufficient to support him and educate him. - and I am sure that the money differently invested will be greatly to his advantage. -

7. Q. Do you wish your dower assigned to you

in land, or do you desire its commuted value in money paid to you?

Ans. I want its value in money paid to me.
Further this deponent saith not.

Sarah J. Jordan

A. L. Nelson another witness being first duly sworn in answer to questions deposes and says:

1. Q. State your age, residence, occupation and do you know the parties to this suit?

Ans. I am 36 years old, I reside in Southampton County, and I know the parties to this suit.

2. Q. What kin are you to Jas. Robt. Jordan?

Ans. I am his uncle on his mother's side.

3. Q. Would the interest of the said Jas. Robt. Jordan be promoted by a sale of the land in the bill described or not?

Ans. I think it would, because he has no other means of support and no home and no means to educate himself. I think it

would be greatly to his advantage to sell
and invest ^{part of} the money in some other way,
say in a house and lot in some village.
Further this Deponent saith not.

A. L. Nelson

State of Virginia,

County of Hanover { true:

J. E. E. Harwood, a notary public, in and for
the County of Hanover, State of Virginia, do
hereby certify, that the foregoing depositions
were duly taken, sworn to and subscribed before
me at the time and places named therein.

Given under my hand this 21st day of March
A.D. 1883.

Notary's fee \$5.00,

E. E. Harwood, N.P.

Sarah J. Jordan Exam. T.

Comptis.

Depositions -

Jas. Robt. Jordan T.

1883. March 22nd. Filed
M.

Sarah J. Jordan, Guardian *v.*
James Robert Jordan *v.*

It appearing to the satisfaction of the Court from the written acknowledgment of the heirs at law of James Robert Jordan who has departed this life, that they have collected the balance due on the unpaid bonds of Robert Jordan the purchaser of the land heretofore sold under decrees in this cause; and it also appearing that all of the objects of this suit have been fully accomplished by consent of all the parties to this suit, it is ordered that this cause be stricken from the docket.

Sarah J. Jordan, Edw.
N. ~~W.~~ Final Decree
Jas. Ro. Jordan

We consent to
~~this~~ decree.
Sarah J. Jordan
Robt Jordan
Wallen Jordan
W. J. Jordan

Enter Oct 1st 1892

C. M. A.

Entered in Chancery
Order Book
No. 2. Page 458

The separate answer of James Robert Jordan, an infant under the age of fourteen years, by Peter B. Prentiss his guardian ad litem assigned to defend him in this suit, to a bill of complaint exhibited against him and others in the Circuit Court of Nausemond County by ~~Emily~~ Sarah J. Jordan in her own right and as Guardian of the said James Robert Jordan:

This respondent reserving to himself the benefit of all just exceptions to the said bill, for answer thereto or to so much thereof as he is advised that it is material he should answer, by his said Guardian ad litem, answers and says:

That he is an infant of tender years, and by reason of his infancy, is incapable of understanding, or of taking care of his rights and interests. - He therefore by his said Guardian ad litem, commends himself and his rights and interests to the protection of the Court, and prays that no decree may be pronounced which will tend to his prejudice. And having fully answered the said respondent prays to be hence dismissed with his reasonable costs in this behalf expended, and he will ever pray &c. -

Peter B. Prentiss, guardian ad litem

State of Virginia

County of Hansemond, to wit,

This day Peter B. Prentis personally appeared before me and made oath that the statements contained in the foregoing answer so far as made of his own knowledge are true, and so far as made upon knowledge or information derived from others he believes them to be true. -
Given under my hand this 5. day of March 1883. -

Rob. R. Prentis.
Coun. in Chancery

Jas. D. Jordan & Co.

Answer of infant
deft. by P. B. Prentis
his Gr. an. return.

Jas. D. Jordan & Co.

The separate answer of Peter B. Prentiss the Guardian ad litem of James Robert Jordan an infant under the age of fourteen years, assigned to defend him in this suit, to a bill of Complaint exhibited against him and others, in the Circuit Court of Hantswood County by Sarah J. Jordan in her own right and as Guardian of the said James Robert Jordan:

This respondent reserving to himself the benefit of all just exceptions to the said bill, for answer thereto, or to so much thereof as he is advised that it is material he should answer, answers and says:

That the said James Robert Jordan is an infant of tender years being now only eleven years of age, and by reason of his infancy he is incapable of understanding, or of taking care of his rights and interests. - He therefore commends the said James Robert Jordan and his rights and interests to the protection of the Court, and prays that no decree may be pronounced which will tend to his prejudice. -

And having fully answered the said Respondent prays to be hence Dismissed with his reasonable costs in this behalf expended, - and he will ever pray &c. -

Peter B. Prentiss, gdn: ad litem

State of Virginia,

County of Henric, to wit,

This day Peter B. Prentiss personally appeared before
me and made oath that the statements contained in the foregoing
answer so far as made of his own knowledge are true, and so far as made
upon knowledge or information derived from others he believes them to be true.
Given under my hand this 5th day of March 1883.

Robt. B. Prentiss -
Circuit in Chancery.

J. J. Jordan Esq. Jr.

Answer of
P. B. Prentiss Esq.
ad. item. -

Jas. H. Jordan Esq.

Sarah J. Jordan in her own right and as
Guardian of James Robert Jordan an infant.

^{is}
James Robert Jordan an infant under the age
of twenty-one years, Sarah Jordan Robert
Jordan, Walter Jordan and William J. Jordan.

To the Honorable George Blom Judge of the
Circuit Court of Nausemond County:

Your oratrix Sarah J. Jordan a resident
of Southampton County Virginia, suing in her own
right and as Guardian of James Robert Jordan, an
infant under the age of twenty-one years, humbly
complaining sheweth to your honor.

That her late husband John H. Jordan late of
Nausemond County, departed this life intestate
on or about the day of August 1897, leaving
as his heirs at law and distributees your oratrix
and their children William A. Jordan and the said
James Robert Jordan. That since that date
the said William A. Jordan has died intestate under
the age of twenty-one ^{unmarried} years, and without issue.

Your oratrix is advised that under the Virginia statute
of descents the said James Robert Jordan is his heir
at law.

That your oratrix was granted letters of admin-
istration on the said estate of John H. Jordan
deceased, that his personal estate, which was

small, came to her hands as his personal representative, and has been duly administered and distributed according to law.

That by an order of the County Court of Wausemond County entered on the 14 day of August 1882 she was appointed and on the same day duly qualified as the Guardian of her infant son the said James Robert Jordan. [A copy of the said order is herewith filed, marked Exhibit No. 1, and your oratrix prays that it may be read as a part of this Bill].

That all except a very small sum of the fund arising from the personal estate of the her late husband the said John K. Jordan, has been expended by your oratrix in the payment of his debts, that your oratrix has also expended a considerable amount in the maintenance and education of the said James Robert Jordan, and that both she and the said James Robert Jordan are now very poor and without any means of support.

That at the time of the said John K. Jordan's death he was seised and possessed of a farm lying in Sleepy Hole Magisterial District in Wausemond County containing 200 acres more or less adjoining the lands of Robert Jordan, the Ewer farm and Bennett's Creek, generally known as the "Old Jordan Place". That the said farm is now the property of your oratrix as tenant in

down, and the said James Robert Jordan as the
heir at law of his father John K. Jordan and
his brother William G. Jordan.

That the said James Robert Jordan was ten (10)
years of age on the 24 day of September 1882, and
is now between ten and eleven years old.

That the said property in its present shape is
almost useless to its owners.

That she by reason of her sex, the said James
Robert Jordan by reason of his tender years, and
both of them by reason of their lack of capital
are unable to cultivate the said farm, and in
the possession of a tenant there is every reason
to believe that it will annually decrease in
value.

That it is impossible to make
partition in kind of the said real estate and
therefore because of her needy circumstances, she
prays that the said real estate may be sold and
her portion thereof legally ascertained and paid to
her in money.

Your oratrix is clearly of opinion that the
interest of her son and ward the said James
Robert Jordan will be promoted by a sale of the
real estate above described. - If the said land is
sold ~~for sale~~ and the proceeds of sale come into her
hands as guardian her intention is to invest a portion
of the money in a small house and lot in a village
where the said James Robert Jordan can be cheaply

maintained and educated. -

That the said farm hereinbefore described is all the estate real or personal belonging to the said infants. -

That Sarah Jordan, the grandmother and Robert Jordan, Walter Jordan and William J. Jordan the uncles of the said James Robert Jordan on his father's side, would be the heirs at law of the said James Robert Jordan if he were now dead. -

Inasmuch therefore as your oratrix is without remedy save in a Court of equity where such matters are properly cognizable and relievable she prays that the said James Robert Jordan an infant under the age of twenty-one years, Sarah Jordan, Robert Jordan, Walter Jordan and William J. Jordan may be made parties defendant to this bill and required to answer the same on oath, that a guardian ad litem may be assigned to the infant defendant James Robert Jordan in order to defend him in this suit. - That the said real estate may be sold under decree of this Court, that out of the proceeds of such sale, the commuted fee simple value of her dower therein may be paid to her in money, that she may be authorized to expend the principal of the same belonging to her son and ward James Robert Jordan in his maintenance and education, that all proper accounts may be taken by one of the Master Commissioners of this

Court, and for such other, further and general relief as the nature of the cause may require and the principles of equity justify -

Your oratrix alleges and intices is hereby given that application will be made to the Court for the allowance of a reasonable attorneys fee out of the property or moneys ~~out~~ under the control of the Court in this cause, to the counsel instituting and conducting this cause. -

And your oratrix will ever pray &c -
Et a Subpoena go &c -

Witnes Meutis
p.g.

Sarah J. Jordan

State of Virginia

County of Southampton to wit.

This day Sarah J. Jordan personally appeared before me and made oath that the matters of fact alleged in the foregoing bill in chancery, so far as made of her own knowledge are true, and so far as made from knowledge or information derived from others she believes them to be true. -

Given under my hand this 26 Day of Feb. 1883. -

Minotus L. R. Ford J. P.

Willow Proutis

Sarah J. Jordan Esq. 7²

Bill &
Exhibits -

Jas. Robt. Jordan Father.

Samuel J. Jordan, in her own right &c

Chy. Notes

James Robert Jordan, an infant &c. Ld.

1883. July 13th: Summ. in Chy. issued to March Rules, 1883.

" March 5th: Bill & Exhibit filed

" " " Peter B. Grant's appld. gds. as witness to infant
deft.

" " " Answers of infant filed, gds. reply & counsel
set for hearing, as to him.

" " " Decree nisi to all the other defts.

" " 22nd: Campbell's Deposition filed

" April 2nd: Decree nisi confirmed and
Cause set for hearing on Mo. of
Campbell's Counsel.

" " 13th: Decree for accor.

" Aug. 23rd: Report of Accor. filed

" Octo. 15th: Decree for Sale &c.

" Nov. 10th: Commr. of Sale's Bond executed & filed

1884. July 6th: Report of Sales. filed

" " 14th: Report of Value of Connected Dower

Chy. Notes