1895-024
Nansemond Co (Suffolk)

Chancery Causes: Maggie O. Farley et al vs R.H. Norfleet et al

Pugh King, Hosier

1895, Sept. 24th-Received of E.E.Holland, Special Commissioner in the suit of Farley vs Norfleet and others the sum of Fifteen dollars and sixteen cents on account of one third interest in the proceeds of sale of the la ds sold in said suit after deducting costs, and to which my wards are entitled.

J. Walthall

Guardian Geo.H-Vera-and Benj.Pugh

received of E.E.Holland, Special Commissioner in the suit of Farley vs Norfleet and others the sum of $15.15 on account of one third interest in the proceeds of sale of t he lands sold in said suit.

R H Burkett
& J. Walthall

Received of E.E.Holland, the sum of Three dollars as Crier of said lands sold in said suit.

J. Walthall, Crier

Received of E.E.Holland, Special Commissioner in suit of Farley vs Norfleet and others the sum of $15.15 on account of one third interest in the proceeds of sale of lands sold in said suit.

Maggie O. Farley
by J. Walthall

Received of E.E.Holland, Special Commissioner in the suit of Farley vs Norfleet and others the sum of $6.79 clerks costs in said suit.

A. D. Gomey Clerk

Received of E.E.Holland, Special Commissioner in the suit of Farley vs Norfleet and others $2.50, Sheriffs costs in said suit.

A. N. Baker Sheff.
By A. D. Gomey Clk.

1895, Sept. 27th. Received of E.E. Holland, Special Commissioner in the case of Farley vs Norfleet the sum of Ten dollars for report as Commissioner in said Cause

Wilbur J. Kilby,
Comr. in Chy.

To A.P.Gomer, Clerk of the Circuit Court of Nansemond County:-

Maggie O.Farleyand W.J.Farley, her husband-Complainants

vs-In Chancery

R.H.Norfleet, Mary E.Pugh, Vera Pugh, Geo.H.Pugh and Bennie Pugh, the last three infants under the age of twenty one years-

Issue summons in Chancery to Sept.Rules (Ist Monday) I894

E. E. Holland.

p.q.

Say $1,50

ENT ADVERTISEMENTS and SUB-
RIPTIONS PAYABLE in *Advance*.
UAL ADVERTISERS Required to Set-
tle *Quarterly*.
JOB WORK, *Cash on Delivery*.

Suffolk, Va., 189

THE SUFFOLK HERALD

BOOK AND JOB PRINTING ESTABLISHMENT

J. E. BOOKER, Proprietor

Printed for E E Holland

1895

May	3	To Adv Land & lot Family rec'd Norfleet — 4 1/2 in Sur	1 60
		Printing 50 Bills	75
			5 25
		Rec'd Payment	J E Booker

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF ~~NANSEMOND~~ Norfolk COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON R A Norfleet Mary E Pugh, Vera Pugh Geo H Pugh and Bennie Pugh the last three infants under the age of twenty one years

to appear at the Clerk's Office of the Circuit Court of Nansemond County, at the Rules to be held for the said Court, on the First Monday in September 1894, to answer a Bill in Chancery, exhibited against them in the said Court by Maggie O Farley and W J Farley her husband - Complainants

and have then and there this summons.

WITNESS, A. P. GOMER, Clerk of our said Court, at his office, this 31st day of August 1894, in the 119th year of the Commonwealth.

Teste:

A P Gomer Clerk.

A Copy for
R A Rodgers

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF ~~NANSEMOND~~ Norfolk COUNTY—GREETING:

YOU ARE HEREBY COMMANDED ~~to Summon~~ as at another time you have been commanded to Summon R H Norfleet Mary E Pugh Vera Pugh Geo H Pugh and Bennie Pugh the last three infants under the age of twenty one Years

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 September 1894, to answer a Bill in Chancery, exhibited against them in the said Court by Maggie O Farley and W J Farley her husband Complainants

and have then and there this summons.

WITNESS, A. P. GOMER, Clerk of our said Court, at his office, this 5th day of September 1894, in the 119th year of the Commonwealth.

Teste:

A P Gomer Clerk.

E E Holland p q.

Maggie A Farley &c

Vs

In Chancery

R A Norfleet & others

1894

Sept. Rules

Third Monday

Executed Sept. 8-94
by Serving a Copy of the
within Summons on
R A Norfleet. in person

A Fee for Dft
for Service

Nansemond
Circuit Court
Process Book
No 2 Page 105.

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON R. A. Norfleet Mary E Pugh Vera Pugh Geo. A Pugh and Bennie Pugh the last three infants under the age of twenty One years.

to appear at the Clerk's Office of the Circuit Court of Nansemond County, at the Rules to be held for the said Court, on the First Monday in September 1894, to answer a Bill in Chancery, exhibited against them in the said Court by Maggie O Farley and W J Farley her husband Complainants

and have then and there this summons.

WITNESS, A. P. GOMER, Clerk of our said Court, at his office, this 31st day of August 1894, in the 119th year of the Commonwealth.

Teste:

A P Gomer Clerk.

E E Holland p.q.

Maggie O Farley &c
vs In Chancery
R.A. Norfleet-dothers

1894
Sept Rules
1st Monday

Nansemond
Circuit Court
Process Book
No 2. Page 105

Executed this 1st day of Sept 1894
by enhuming by the
within named
within named
Sheriff

CHANCERY SUMMONS.

The Commonwealth of Virginia, Norfolk

TO THE SHERIFF OF ~~NANSEMOND~~ COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON R D Norfleet Mary E Pugh Vera Pugh Geo H Pugh and Bennie Pugh, the last three infants under the age of twenty one years

to appear at the Clerk's Office of the Circuit Court of Nansemond County, at the Rules to be held for the said Court, on the first Monday in September 1894, to answer a Bill in Chancery, exhibited against them in the said Court by Maggie O Farley and W J Farley her husband - Complainants

and have then and there this summons.

WITNESS, A. P. GOMER, Clerk of our said Court, at his office, this 21st day of August 1894, in the 119th year of the Commonwealth.

Teste:

A P Gomer Clerk.

E. E. Holland &c. vs.
Maggie O'Farley &c
Vs. In Chancery
R. A. Norfleet & others

1894
Sept Rules
1st Monday

Came in My hands
too late to be served
and returned
Nansemond
Circuit Court
Process Book
No 2. Page 105

In the Circuit Court of Nansemond County:

Farley and others vs Norfleet and others-

At Rules held on Ist Monday in September, 1894-

On motion of complainants, by counsel, R.H.Rawles, an attorney at law, is hereby assigned guardian ad litem to the infant defendants Vera Pugh, Geo.H.Pugh and Bennie Pugh to defend their interests in this suit.

A.P.Gomey Clerk-

Motion to appoint Guardian Ad Litem

To the Hon:R.R.Prentis,Judge of the Circuit Court of Nansemond County:

Maggie O.Farley vs R.H.Norfleet and others.

The undersigned Special Commissioner in said suit respectfully reports to Court that he has collected the entire purchase price of the lands sold in said above entitled cause,has made a deed to the purchaser for the lands sold ,and has distributed the same as follows:

To proceeds of sale of lands		$I02.5o
By bill for advertising	$5.25	
By fee allowed Counsel	20.00	
By amt pd J.W.Hosier,Auctioneer	3.00	
By Clerks fees paid	6.79	
By Sheriff's fees paid	3.00	
Atty and writ tax	I6.50	
By fee for drawing deed	2.5o	
By amt paid J.W.Hosier ,Guardian	I5.I6	
By amt paid R.H.Norfleet	I5.I5	
By amt paid Maggie O.Farley	15.15 ~~$I02I50~~	
	$I02.50	

Your Commissioner returns herewith vouchers for each of the several items

Respectfully submitted,

E. E. Freeman

Spl Comm'r.

Yours Obediently
Agt. Company Clerk

To the Hon.R.R.Prentis,Judge of the Circuit Court of Nansemond County:

Farley and others

VS)

Norfleet and others.

The undersigned Special Commissioner appointed by decree entered in tha bove entitled cause on the 9th day of April,I895, begs to report,that on the I3th day of May,I895,after the advertisement of the time,terms and place of sale required by said decree,he sold befor the Court-house door of Nansemond County,by public auction,the lot of land in the proceedings mentioned,and that at said sale Donald McLeod made the highest bid and became the purchaser thereof at the price of One hundred and two dollars and fifty cents.The purchaser has complied with the terms of sale by paying the entire purchase money in cash,and your Commissioner returns herewith a certificate of deposit of the Farmers Bank of Nansemond ~~therein~~ for said amount.Your commissioner returns herewith a copy of the advertisement of sale.

Respectfully submitted,

E. E. Maynard

Spl. Comm'r.

June 1st 1895

Tarkey coals
vs
Report of Sale
Norfleet coals

Filed
June 1st 1895
A P Gomey clerk

THE GLOBE LEGAL WRAPPER. Patented Feb. 11, 1890. SIZE No. 2.
DIRECTIONS.--Elevate the metal points—attach the manuscript—then bend the points down flat—dampen the gummed flap and stick it down—this fastens the papers and hides the metal.

To the Circuit Court of the County of Nansemond, Virginia:

In pursuance of the decree of the Circuit Court of the County of Nansemond in the State of Virginia pronounced on the 10th. day of October 1894 in the cause in Chancery in said Court depending between Maggie O. Farley, and W. J. Farley, her husband, complainants, and Richard H. Norfleet, Mary E. Pugh and others defendants, the undersigned, Wilbur J. Kilby, one of the Commissioners in Chancery of said court, respectfully reports to court as follows:

That on the 14th. day of February 1895, after the papers in said cause had been referred to him, your Commissioner issued notice to the parties to said cause that he would proceed on the 8th. day of March 1895 at his office in Suffolk, Virginia, to make the several inquiries required by said decree to be made and reported to court by one of the Commis-

sioners of said Court:

That sufficient and legal service of said notice was accepted on the 2nd. day of March 1895 by E. E. Holland, attorney for the complainants, by Richard H. Norfleet, one of the adult parties and by Richard H. Rawles, guardian ad litem for the infant defendants and the notice was served on the same day by the Sheriff of said County on Maggie A. Farley, W. J. Farley and Mary E. Pugh, adult parties, as will appear by the endorsations on the notice herewith returned;

That none of the parties appeared before Your Commissioner on the 8th. day of March 1895 and the proceedings under said notice were adjourned from that day to this 29th. day of March 1895, when the deposition of J. Walter Hosier has been taken touching said inquiries to enable your Commissioner to reach a conclusion and to answer said inquiries;

That from the evidence of said J. Walter Bosier whose examination is herewith returned, Your Commissioner is enabled to report as follows:

1 That the lot or parcel of land mentioned in the Bill in said cause is a vacant town lot fronting fifty feet on Jackson Street in Suffolk, Virginia, and running back therefrom two hundred feet and bounded on both sides and in the rear by the property of other people with no outlet except by way of the front on said Street, and, being of the usual size of town lots, cannot be conveniently divided in kind between the five parties entitled thereto.

2. That no one of the parties interested has expressed any desire or willingness to take the entire property or any part of it and pay to the other parties such sums of money for their interests therein as they may be entitled to receive for such interests.

3. That the interests of all the parties interested in said property

or its proceeds will be promoted by a sale of the entire property and the distribution of the proceeds of the sale according to the respective rights of those entitled thereto, especially in view of the fact that the property is without buildings or improvements of any kind and is productive no rent and no profits, while the owners are compelled to pay annually the large taxes assessed against it.

4. Your Commissioner was also directed to inquire whether Mary E. Pugh is willing to commute her dower in said property, provided she is entitled to dower therein. The said property was conveyed to Frances Pugh as her separate and sole estate during her natural life and, at her death, remainder in fee to her three children, namely, Richard H. Norfleet, Benjamin S. Pugh, and Maggie O. Pugh (the latter being now the wife of W. J. Farley), and to their heirs and assigns forever.

The said Mary E. Pugh is the widow of said Benjamin S. Pugh who died before the said Frances Pugh who is also dead. The said Benjamin S. Pugh was, therefore, never seised, during his coverture, of any interest in said property such as that the issue of his marriage could inherit it as his heir and as a consequence his widow is not entitle to dower in said property or any part of it. Your Commissioner has, therefore, made no inquiry as to whether she will commute her dower therein or not.

Respectfully submitted this 29th. day of March 1895.

Wilbur J. Kilby.
Commissioner in Chancery.

Com's fee $10.00
Sheriff's fees $1.50

To Maggie O. Farley and W. J. Farley, her husband Complainants,

and Richard H. Scofield, Mary E. Pugh, Vera Pugh, George H. Pugh and Bennie Pugh the three last named being infants under the age of twenty-one years, and Richard H. Rawles, guardian ad litem of said infants, Defendants.

You are hereby notified that on the 8th. day of March 1895 at my office, in Suffolk, Va., (at which time and place you are required to attend), I shall ~~proceed to take, state and settle the following accounts~~ make the following inquiries which are to be ~~taken, stated and settled~~ made and reported to Court in pursuance of the decree of the Circuit Court of Nansemond County, Va., rendered the 10th. day of October 1894 in the suit in chancery pending in said Court to which you are parties plaintiffs and defendants, to wit:

1. Whether the real estate in the Bill in said suit mentioned, can be conveniently divided in kind between the several parties entitled thereto.
2. If the same cannot be conveniently divided in kind, whether any party will take the entire property and pay therefor to the other parties such sums of money as their interests therein may entitle them to.
3. And if the same cannot be conveniently divided in kind and if no party will take the entire property and pay the others for their shares, whether the interests of those who are entitled to said property or its proceeds will be promoted by a sale of the entire property or by an allotment of part and a sale of the residue.
4. Whether Mary E. Pugh will commute her dower interest in said property provided she is entitled to dower therein.
5. Any matter specially stated deemed pertinent by myself or required by any party to be so stated.

Given under my hand, as Commissioner in Chancery of said Court, this 14th. day of February 1895.

WILBUR J. KILBY,
Commissioner in Chancery.

Kilby

Sufficient and legal service of this notice is hereby accepted and acknowledged by us this 2nd. day of March 1895

E. E. Haseand
Atty for Complainants.
R A Rawley

Guardian ad Litem
for the within named
infants
R. H. Norfleet

I have served this notice upon the within named Maggie O. Farley, W. J. Farley and Mary E. Pugh by delivering to each of them in person a copy hereof this 2nd. day of March 1895

A J Becker Sheriff of
Nansemond County

Served 2 Mar.

The deposition of J. Walter Hosier ~~and others~~ taken before me, Wilbur J. Kilby, a Commissioner in Chancery of the Circuit Court of the County of Nansemund, Virginia, on the 29th. day of March 1895 to be read in evidence in behalf of the Plaintiffs in the suit in Chancery depending in said Court between Maggie A. Farley and W. J. Farley, Complainants and Richard H. Norfleet, Mary E. Pugh and others, Defendants.

Present: No counsel for either the Plaintiffs or defendants.

J. Walter Hosier, being duly sworn, deposes and says as follows:

1. Q. What is your age, and occupation where do you reside and do you know the parties to this suit?

Ans. I am 31 years of age, and an auctioneer and real estate agent, reside in Suffolk and know all the parties to this suit.

2. Q. Are you familiar with the lot or parcel of land mentioned in the Bill in this suit and

situated on Jackson Street or Avenue in Suffolk?

If you are, please state

1. Whether it can be conveniently divided in kind between the several parties entitled thereto?

2. If it can't be so divided whether any party interested will take the entire parcel and pay to the others for their interests such sums of money as they may be entitled to receive for such interests.

3. If it can't be so divided and no party will take it and pay the others for their interests therein as aforesaid, whether the interests of the parties will be promoted by a sale of the entire property, or allotment of part and sale of the remainder, and the distribution of the proceeds of the sale according to the respective rights of those entitled thereto?

Ans. I am familiar with the lot and have been for four years. It is situated on the South side of Jackson Street in Suffolk, ~~and~~ fronts on that Street 50 feet

to the property of other persons,
and runs back 200 feet. It is
an ordinary building lot of the
usual size of lots in Suffolk,
and is vacant. A house or
dwelling might be put upon
it and the place used as a
residence. It could be put
to no other use. If it were
divided into ~~smaller~~ several
parcels, each parcel would be
too small and the use to which
the whole could be put and its
value practically destroyed. It
could not be conveniently di-
vided in kind among those owning
interests therein. I know of
none of the parties willing to take
the entire property and pay the others
for their interests therein. The interests
of all parties would be promoted
by a sale of the entire property and
distribution of the proceeds among
those entitled thereto.

And further this deponent
says not.

J. Walter Davies

County of Nansemond, to wit:

I, Wilbur J. Kilby, a com-

missioner in Chancery of the Circuit Court for the County aforesaid in the State of Virginia do certify that the foregoing deposition of J. Walter Bosier was duly taken, sworn to, and subscribed before me at the time, and place and for the purpose therein mentioned.

Given under my hand this 29th. day of March 1895.

Wilbur J. Kilby.
Commissioner in Chancery.

Farley & al.

vs. } In Chy.

Norfleet & als.

Report under decree of 10th. Octo. 1894.

1895 March 29th. Filed

A. P. Gomer D. Clk

AUCTION SALE

—OF A—

Town Lot in Suffolk!

By virtue of a decree of the Circuit Court of Nansemond county entered on the 9th day of April, 1895, in the chancery cause of Farley vs. Norfleet and others, pending in said court, I shall proceed to sell by public auction, before the Courthouse door in said county, at Suffolk, Virginia,

ON MONDAY, MAY 13, 1895,

(court day), at 12 o'clock M., the following lot of land in the town of Suffolk, Virginia, to wit:

All that certain lot of land on the south side of Jackson avenue, in the town of Suffolk, Virginia, fronting on said street fifty (50) feet, and running back south two hundred (200) feet, and being lot No. 24 on the plat of building lots of H. E. Smith's land sold by A. C. Withers, trustee.

TERMS—One-half in cash, and the balance on a credit of six months, taking from the purchaser a bond for the deferred payment, bearing interest from the day of sale, and the title to be retained until the further order of the Court. But the purchaser may pay the entire purchase price in cash if desired.

E. E. HOLLAND, Special Commissioner.

I, Azra P. Gomer, Clerk of the Circuit Court of Nansemond county, Virginia, do certify that the bond required of E. E. Holland as Special Commissioner under the decree of said Court made on the 9th day of April, 1895, in the chancery cause pending in said court between Maggie O. Farley and others, complainants, and R. H. Norfleet and others, defendants, has been executed with security deemed sufficient by me.

Given under my hand this 1st day of May, 1895.

A. P. GOMER, Clerk.

In Vacation.

In the Circuit Court of Nansemond County on the 19th. day of August 1895.

Farley and others

Vs Norfleet and others.

By consent of parties it is ordered that the papers in this cause be submitted to the Judge of this Court for such decision and decree thereon in vacation as may be made in term and thereupon

This cause ~~came~~ on this day to be again heard upon the papers formerly read, and upon the report of sale made by Special Commissioner E.E.Holland filed on the Ist day of June, I895, to which no exceptions have been filed, and was argued by Counsel: On consideration whereof, with the consent of the parties endorsed on the back hereof, the Court doth approve and confirm said report and said sale, and doth order, adjudge and decree that upon the payment of the purchase money in full, the said E.E.Holland, Special Commissioner, shall convey by good and sufficient deed with special warranty, unto the said Donald McLeod, the lot of land in these proceedings mentioned. And with like consent the Court doth further order, adjudge and decree that after deducting the costs of this suit, including an attorney's fee of $20.00 the said Commissioner shall proceed to distribute the balance then in his hands among the parties entitled thereto. And the said Commissioner shall make report to Court.

Robt. D. Watts
Judge.

To the Clerk of
the Circuit Court
of Nansemond County.

5

Farley & Thos
vs Decree
Norfleet & Thos

Aug. 19, 1895

To be entered

Robt R. Reid

Consent

signature

R. H. Norfleet

Maggie Farley

W. H. Farley

R. H. Reid

Gdn ad litem

Entered in Chancery Order
Book No 2 Page 648.

In the Circuit Court of Nansemond County:

Farley and others vs Norfleet and others.

This cause came on again this day to be again heard upon the papers formerly read,and upon the report of Commissioner Wilbur J.Kilby,filed on the 29th day of March,1895,to which report no exceptions have been filed and was argued by Counsel:On consideration whereof the Court doth ratify,approve and confirm said report,and doth order,adjudge and decree that E.E.Holland,who is hereby appointed a Special Commissioner for that purpose,do proceed,after advertising the time,terms and place of sale in some newspaper published in the County of Nansemond once a week for two successive weeks,and otherwise as deemed best by said Commissioner,to sell the real estate in the bill and proceedings mentioned, at public auction,in front of the Court-house door of Nansemond County,on some Court-day,upon the following terms,towit:One half in cash,and the balance on a credit of six months,taking from the purchaser a bond for the deferred payment bea ring interest from the day of sale,and the title to be retained until the further order of this Court.But the said purchaser may pay the entire purchase price in cash,if desired.And the said Commissioner,~~after deducting the costs and expenses of sale,~~ is directed to deposit the cash instalemtn in the Farmers Bank of Nansemond to his credit as Special Commissioner in this cause,and to return with his report a certif icate of such deposit.But the said Commissioner shall receive no money under this decree until he shall enter into bond with approved security in the penalty of $400. payable to the Commonwealth of Virginia, and conditioned for the faithful discharge of his duties under this or any other decree entered in this cause.And the said Commissioner is directed to append to his advertisement of sale a certificate from the Clerk of this Court that the bond required hereby has been given.And the said Commissioner shall make report to Court.

Farley & Others

vs Decree

Norfleet et al

April 9, 1895

To be entered

Robert R. Henley.

Entered in Chancery

Order Book No. 2.

Page 613.-

In the Circuit Court of Nansemond County:-

Farley vs Norfleet and others-

This cause came on this day to be heard upon the bill taken for confessed as to the adult defendants, the answer of the infant defendants Vera Pugh, Geo.H.Pugh and Bennie Pugh, by R.H.Rawles, an attorney at law, their guardian ad litem, and the answer of said guardian ad litem, with replications thereto, and was argued by Counsel: On consideration where of the Court doth adjudge, order and decree that the papers in this cause be referred to one of the Commissioners of this Court, who is directed to enquire into and report to Court:-

Ist. Whether the real estate in the bill mentioned can be conveniently divided in kind between the several parties entitled thereto.

2nd. If the same cannot be conveniently divided in kind, whether any party will take the entire property and pay therefor to the other parties such sums of money as their interests therein may entitle them to.

3rd. And if the same cannot be conveniently divided in kind, and if no party will take the entire property and pay the others for their shares, whether the interests of those who are entitled to said property or its proceeds will be promoted by a sale of the entire property or by an allotment of part and a sale of the residue.

4th. Whether May E. Pugh will commute her dower interestin said property provided she is entitled to dower therein.

Which several inquiries the said Commissioner shall make and report to to Court together with any matter specially stated deemed pertinent by himself or required by any party to be so stated-

Farley et als 16
vs Decree
Unfleet et als

Oct. 10 1894

To be entered.

CMS

Entered in Chancery
Order Book No. 2
Page 571.-

In the Circuit Court of Nansemond County:

Farley vs Pugh and others-

This cause came on this day to be again heard upon the papers formerly read,and upon the report of E.E.Holland,Special Commissioner,filed on the Ist day of October,I895,to which no exceptions have been filed and was argued by Counsel:On consideration whereof,it appearing to the Court that the said Commissioner has properly distributed the amounts coming into his hands,and has returned vouchers for the amounts paid out,it is ordered that said report be approved and confirmed,and there being nothing further to dispose of in this suit,it is ordered that the same be removed from the docket.

Farley
vs Final Decree
Page

Oct. 15, 1885

To be Entered

Robert C. Davis

Entered in Chancery
Order Book No. 2
Page 655.

In the Circuit Court of Nansemond County:-

Farley and others vs Norfleet and others-

The answer of R.H.Rawles, an attorney at law, guardian ad litem to the infant defendants Vera Pugh, Geo.H.Pugh and Bennie Pugh, and of the said infant defendants by R.H.Rawles, their guardian ad litem, to a bill in equity exhibited against them and others in the Circuit Court of Nansemond County, by Maggie O.Farley and W.J.Farley, her husband-

For answer to said bill, the said guardian ad litem answers and says that he does not know whether the interests of said infant defendants would be promoted by a division or sale of said land as prayed for or not; and the said infant defendants by their guardian ad litem answer and say, that being infants of tender years they know nothing of the matters mentioned in said bill and commit the protection of their interests to the Court. And now having fully answered, &c-

R. H. Rawles.

Guardian ad litem to Vera Pugh, Geo.H. Pugh and Bennie Pugh, and the said infant defendants by said R.H. Rawles their guardian ad litem-

Answer of Sch ad Clerk &c

This Deed made the 13th day of September in the year of our Lord one thousand eight hundred and eighty three between Joseph King and S. E. C. King his wife of the Town of Suffolk, County of Nansemond and State of Virginia of the one part, and Mrs. Frances Pugh, Richd. H. Norfleet Benj. S. Pugh & Maggie O. Pugh of said town, County and State of the other part, Witnesseth: That in consideration of the sum of One hundred Dollars, the said Joseph King and S. E. C. King his wife, do grant with general warranty unto the said Mrs. Frances Pugh as her separate and sole estate durdng her natural life, and at her death remainder in fee equally to her three children, Viz: Richd. H. Norfleet, Benj. S. Pugh & Maggie O. Pugh and to their heirs and assigns, forever, the following real estate, to wit: The parcel of land, in the town of Suffolk, County of Nansemond and State of Virginia, on the South side of Jackson Street, fronting on said Street Fifty (50) feet and running back South, two hundred (200) feet

This is lot Number 24 which was conveyed to Mrs. S.E.C. King by A. C. Withers Trustee by Deed bearing date the 13th day of January 1880, together with all and singular the appurtenances belonging to the same.

And the said S.E.C. King covenats that she has the right to convey the said land to the said grantee, that the said grantee shall have quiet possession of the said land; that she has doke no act to encumber the said land; and that she will execute such further assurances of the said land as may be requisite

Witness the following signatures and seals

Joseph King {seal}
S.E.C. King {seal}

State of Virginia }
County of Nansemond } To wit:

I, Merritt Briggs, a Notary Public in and for the County aforesaid in the State of Virginia, do certify that S.E.C. King the wife of Joseph King whose names are signed to the writing above, bearing date

the 13th day of September 1883, personally appeared before me in the County aforesaid, and being duly examined by me privily and apart from her husband, and having the writing aforesaid fully explained to her, she the said S.E.C. King acknowledged the said writing to be her act, and declared that she had willingly executed the same, and does not desire to retract it.

Given under my hand this 13th day of September 1883.

Merritt Briggs
N.P.

Virginia
County of Nansemond } To wit:

I, Merritt Briggs, a Notary Public in and for the said County, in the State of Virginia, do certify that Joseph King whose name is signed to the writing above, bearing date the 13th day of September 1883 has acknowledged the same before me in the County aforesaid.

Given under my hand this 13th day of September 1883.

Merritt Briggs N.P.

In the Clerk's Office of Nansemond County Court, the 21st day of September 1883
This Deed was presented with the certificates annexed, and admitted to record.

Teste:
Peter B. Prentis Clerk

A Copy.
Teste: R. P. Smith clerk

Joseph King, surviv
&c } Deed of B. & Sale
Mrs Frances Jiakoals

A Copy, as
Admitted to record
September 21st 1883 -

Exhibit A
filed with the
Bill

Recorded in Deed Book
No. 12 - Page 209 -

Fee - $1.00

In the Circuit Court of Nansemond County, Virginia-

To the Hon.C.W.Hill, Uudge of said Circuit Court-

Your complainants Maggie O.Farley and W.J.Farley, her husband, humbly complaining, show the following case:-

That by deed dated the I3th day of September, I883, a copy of which is herewith filed, marked "Exhibit A" and asked to be read as a part of this bill, Joseph King and S.E.King, his wife, conveyed to Frances Pugh for life, and at her death to pass to R.H.Norfleet, Benj.S.Pugh and Maggie O.Pugh, "All that certain lot of land in the Town of Suffolk, County of Nansemond, Virginia on the South-side of Jackson Avenue, fronting on said Avenue 50 feet and running back therefrom South two hundred feet, and known as "Lot No.24" in that plat of building lots of H.E. Smith's lands recorded in Deed Book No.5.page 355.

That Frances Pugh has since departed this life. That Maggie O.Pugh has since married W.J.Farley, who are now your complainants. That Benj.S. Pugh has also departed this life leaving a widow, Mary E.Pugh, and Vera Pugh, Geo.H.Pugh and Bennie Pugh as his children and heirs at law. The said Vera Pugh, Geo.H.Pugh and Bennie Pugh are infants under the age of twenty one years.

And your complainants further state, that the said real estate is not, as your complainants verily believe, susceptible of partition among the parties entitled thereto; and if it be not, then your complainants desire the same to be sold, and the proceeds divided among the adult and infant parties, according to their respective rights; the shares of the infants to be held as directed by the statute in that case made and provided. Should the property not be divisible in kind, your complainants

believe and here state, that the interests of those who are entitled to the said real estate, or its proceeds, will be promoted by a sale of the whole of said real estate, or by an allotment of part and sale of the residue.

In tender consideration whereof, and for as much as your complainants are remediless save in a court of equity, your complainants pray that R.H.Norfleet, Mary E.Pugh, Vera Pugh, Geo.H.Pugh and Bennie Pugh may be made parties defendant to this bill and required to answer the same, answers under oath being waived; that a proper guardian ad litem may be assigned the infant defendants to defend their interests in this suit; who shall also answer this bill; that proper process issue; that the said real estate be divided among the parties entitled thereto, and your complainants portion thereof allotted to her, and in case the said real estate cannot be partitioned and divided in kind, that the same be exposed to sale, and the proceeds of such sale be divided among the parties entitled thereto; that proper counsel fees be allowed; that all proper orders and decrees may be made, and proper enquiries directed, and that all such other, farther and general relief may be afforded your complainants as the nature of their case may require, or to equity shall seem meet. And your complainant will ever pray, &c-

E. E. Hayward

Sol.

Farley & al

vs. { Dill

Warfield & als

E. E. HOLLAND,
ATTORNEY AT LAW,
SUFFOLK, VA.

Everett Waddey Co., Stationers and Printers, Richmond, Va.

Tarley &c
vs In Chancery
Pugh & others
Chancery Notes

1894 Aug. 31st Process ~~return~~ issued returnable to Sept Rules third Monday

" Sept 5th Alias Summons vs absent defendant

" " 17th. Process returned executed on defendants. Bill filed R.A. Rawles appointed Gdn ad litem for Infts defts Answer filed and decree Nisi vs all defts.

" Oct 1st Decree Nisi confirmed and Cause set for hearing

Farley &c

Vs

Pleigh & others

Chancery Notes.

E E Holland &c. q.p.

Maggie O Farley & c.

vs. In Chancery

R A Norfleet & others

1895

October 15th

Final Decree

Nansemond
Circuit Court.

Costs

Clerk	Ld 6.79
Shff Nan	2.50
" Nor. Co	50
ally	15,00
Tax	1,50 rd.
	$26.29