1895-025
Nansemond Co (Suffolk) Chancery Causes: Caroline Saunders vs Admr of James Saunders

Holland, Beale, Cross, Weavers, Milteers

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF ~~SUFFOLK~~ Isle of Wight COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON James I Beale Admr. of James P Saunders decd, Josie Holland David Holland Stella M Beale, Thomas E Beale R A Saunders Lucy Cross W J Cross, Algie Saunders Spikes & Saunders Minnie L Saunders Gabie Saunders Halloman Saunders and Bob Saunders last six infants

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 1895, to answer a Bill in Chancery, exhibited against them in the said Court by Caroline Saunders

and have then and there this summons.

Witness, A. P. GOMER, Clerk of our said Court, at his office, this 31st day of August 1895, in the 120 th year of the Commonwealth.

Teste:

A P Gomer Clerk.

Rawles &
Briggs } pg

Caroline Saunders
Vs } In Chancery

James I Beale Admr of
James D Saunders & others

1895
Sept Rules
Third Monday

Nansemond
Circuit Court
Process Book
No 2 Page 119.

Executed by delivering to the
within named Caroline Saunders
a true Copy of the
Summons, this 10th Sept 1895
R. C. Parker
SM

To the Clerk of the Circuit
Court of Nansemond Co;

Caroline Saunders Pltff

vs

× Jas. D. Beale, Admr of (Isle of Wight Co
James P. Saunders dec'd)

Southampton County
× Josie Holland
× David Holland
× Stella M. Beale
× Thomas E. Beale
R. H. Saunders
Ina Cross
W. J. Cross
Algie Saunders
Spikes E. Saunders
Minnie L. Saunders
Gabie Saunders
Holloman Saunders
Job Saunders
} In chancery.

} infants Defts.

Cost six infants.

Issue summons for plaintiff vs defendants to 2nd Rule Sixth Rule 1896.
for plaintiff vs defendants to
Answer of a Bill in chancery.

Pay $1.50. Rawles & Briggs p.q.

Send the summons marked
thus × to us. R. & B.
non-residents of this Co.

Memorandum.

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON James I Beale Admr. of James P Saunders dec'd Josie Holland David Holland, Stella M Beale Thomas E Beale R N Saunders Lucy Cross W J Cross Algie Saunders Spikes & Saunders Minnie L Saunders Gabie Saunders Holloman Saunders and Job Saunders last six infants.

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 1895, to answer a Bill in Chancery, exhibited against them in the said Court by Caroline Saunders

and have then and there this summons.

Witness, A. P. GOMER, Clerk of our said Court, at his office, this 21st day of August 1895, in the 120 th year of the Commonwealth.

Teste:

A P Gomer Clerk.

Rawles &
Briggs } vs

Caroline Saunders
&c } In Chancery

James I Beale Admr. of
James D Saunders decd.

1895
Sept Rules
3rd Monday

Nansemond
Circuit Court
Process Book
No 2 Page 119

To the Clerk of said Court
Sir Please issue a subpoena to
return forthwith directed to the
Sheriff of Nansemond County
to summon Caroline Saunders
Widow of James D Saunders
decd Mannie E Saunders
Sallie Saunders & Hallie
Saunders Infants over the
age of fourteen years
to appear before the Judge
of our said Court at the
Court House thereof on
the first day of the next
Term thereof to answer
the Bill of Complaint
exhibited against them
by Rawles & Briggs
Complainants

CHANCERY SUMMONS.

The Commonwealth of Virginia,

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

YOU ARE HEREBY COMMANDED TO SUMMON James I Beale Admr. of James P Saunders decd Josie Holland David Holland Stella M Beale Thomas E Beale R A Saunders Lucy Cross W J Cross Algie Saunders Spikes E Saunders Minnie L Saunders Gabie Saunders Holloman Saunders and Job Saunders last six infants

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 1895, to answer a Bill in Chancery, exhibited against them in the said Court by Caroline Saunders

and have then and there this summons.

Witness, A. P. GOMER, Clerk of our said Court, at his office, this 31st day of August 1895, in the 120 th year of the Commonwealth.

Teste:

A P Gomer Clerk.

Executed by delivering a copy of this
Notice to each of the following named
Parties to wit: D. A. Hobbs and
Thos. E. Beale & Wm. Beale
Sept 6th 1895
Sept Fees #2. no paid
D. W. Williams p.
D. W. Williams Sheriff

Rawles &
Briggs } p.q.

Caroline Saunders
vs } In Chancery
James P. Beale Admr.
of James P. Saunders dec'd & others

1895
Sept. Rules
Third Monday

Nansemond
Circuit Court
Process Book
No 2 Page 119.

Caroline Saunders

vs

Jas. D. Beale Admr of James P. Saunders decd etals.

Virginia:-
Nansemond County: In the Circuit Court of said County, In vacation: Sept. 2nd 1895.

On the Motion of the Complainants E. E. Holland one attorney at law is hereby appointed guardian ad litem for the infant defendants Algie Saunders, Spicer E. Saunders, Minnie L. Saunders, Lottie Saunders, Holleman Saunders and Jeb Saunders and required to defend their interest in the above suit.

A. P. Gomey Clerk

Orden.

Appointing Guardian ad litem

The depositions of R.H. Saunders and others, taken before me, C.H. Causey Jr., a Notary Public for the County of Nansemond in the State of Va., pursuant to notice hereto annexed, at the office of Rawles & Briggs, in the Town of Suffolk, Va., on the 5th day of Oct. 1895, between the hours of 6 a.m. and 6 p.m. to be read as evidence on behalf of Carolin Saunders in a certain suit in equity depending in the Circuit Court of Nansemond County, wherein Carolin Saunders is Plaintiff and James I. Beale Administrator of James P. Saunders deceased, and others are defendants.

Present: R.H. Rawles of Counsel for Plaintiff

R.H. Saunders being first duly sworn deposes and says:

1 2. State your name, age, residence and occupation. Do you know all the parties to this suit?

1 A R.H. Saunders, 24 years, Nansemond County, Va.; Farmer. I know all the parties to this suit, I am one of the defendants.

2 2 State whether or not the board on the farm belonging to the estate of James P. Saunders deceased has been

been destroyed by fire and if so, when.

2 a. I reside on the farm with my Mother who is the Plaintiff in this Case, and the barn was totally destroyed by fire in May of 1895.

3. 2. How much do you estimate it would Cost to replace said barn.

3 a. Between $300 and $350. It was a fixed size barn and had sheds and shelters.

4. 2. Was there any Insurance on said barn?

4 a. None whatever.

5. 2. Can that farm, or in fact can any farm be operated successfully without a barn

5. a. Certainly not.

6. 2. would it or would it not be to the interest of the said estate or the infant Children of the said James P. Saunders to have the said barn rebuilt and paid for by funds in the hands of the Administrator,

James I. Beale.

6. a. It would, the farm would be enhanced in value more than the cost of the barn would amount to.

And further this deponent saith not.

R. H. Saunders

I. W. Weaver being first duly sworn, deposes and says:

1 2 State your name, age, residence and occupation. Do you know the parties to this suit.

1. a. J. W. Weaver, 38 years, Nansemond County, near the Saunders farm, Farmer. Know the parties to this suit.

2. 2. State whether or not the barn on the farm belonging to the estate of James P. Saunders deceased has been destroyed by fire and if so, when.

2. a. Yes sir, it was destroyed by fire in May 1895, I was present and saw the fire.

3. 2. How much do you ~~estimate~~ it would cost to replace the barn?

3. a. I think it would cost between 300 and 350 dollars.

4. 2. Can that farm, or in fact, can any farm be successfully operated without a barn.

4. a. I should say that a farm must have a barn on it to be ~~of~~ successfully operated.

5. 2. Would it, or would it not be to the interest of the infant Children interested in the estate of the said James P. Saunders deceased to have said barn rebuilt and paid for out of the money now in the hands of the Administrator, James I. Bead.

5. a. Well, I say I think it would, because the farm would sell for more & rent for more ~~without~~ with a barn on it.

And further this deponent saith not.

J. W. Wream

James Miller being first duly sworn deposes and says.

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

1. a. James Miller, 37 years, Sansemond County, Farmer. I know the parties to this suit.

2. 2. State whether or not the barn on the farm belonging to the estate of James P. Saunders, deceased, has been destroyed by fire and if so, when.

2. a. Yes sir, the barn was burned. it was burned in May of this year. I live near the farm.

3. 2. How much do you estimate it would cost to replace the barn.

3. a. I think it would take 350 dollars to replace the barn like it was. I knew the building

4. 2. Can that farm, or in fact can any farm be successfully operated without a barn as with a barn on it.

4. a. No sir, it cannot.

D. 5. 2. Would it, or would it not be to the interest of the said estate or the infant Children of the said James P. Saunders to have the said bam rebuilt and paid for by funds in the hands of the Administrator, James T. Beale.

5. a. Yes sir, I do, anybody would say so.

And further this deponent saith not.

Witness C. H. Causey Jr. J. J. James his X Miller mark

~~No further witness~~

State of Va
County of Nansemond } I. J. wit.

I, C. H. Causey Jr. a Notary Public for the County aforesaid in the State of Virginia, do hereby certify that the aforegoing depositions were duly taken, sworn to and subscribed before me, at the time and place mentioned therein.

Given under my hand this 14th day of October, 1895.

C. H. Causey Jr.
Notary Public

Fee $2.50

To R. H. Saunders, Esq Cross & W. J. Cross

TAKE NOTICE that I shall, on the 5 day of October 189 5, at the office of Rawls & Rives in Lynchburg Va, between the hours of 9 A. M. and 6 P. M., on that day, proceed to take the depositions of R. H. Saunders and others, to be read in evidence in my behalf, in a certain suit in equity depending in the Circuit Court for the County of Nansemond wherein you are defendants and I am plaintiff; and if, from any cause, the taking of the said depositions be not commenced on that day, or, if commenced, be not concluded on that day, the taking of the same will be adjourned and continued from day to day, or from time to time, at the same place and between the same hours, until the same shall be completed.

Respectfully yours,

Caroline Saunders
By Counsel.

We hereby accept service of the within notice.
Sept 24 1895.

W. J. Cross
R. H. Saunders
Lucie Cook

To David Wellons and
Josiah Wellons

TAKE NOTICE that I shall, on the 5th day of October 1895, at the Office of Rawls & Biggs in Suffolk Va.

between the hours of 9 A. M. and 6 P. M., on that day, proceed to take the depositions of R. H. Saunders and others, to be read in evidence in my behalf, in a certain suit in equity depending in the Circuit Court for the County of Nansemond wherein you are defendants and I am plaintiff; and if, from any cause, the taking of the said depositions be not commenced on that day, or, if commenced, be not concluded on that day, the taking of the same will be adjourned and continued from day to day, or from time to time, at the same place and between the same hours, until the same shall be completed.

Respectfully yours,

Carolina Saunders
By Counsel.

My hand & seal of
the mountain Nobles.
Sept 24 1895.

D. A. Holland

Jesse Holland

To Jas. T. Beale Admr of
James A. Saunders dec'd

TAKE NOTICE that I shall, on the 5th day of October 189 5,
at the Office of Rawles & Briggs
in Suffolk Va.
between the hours of 6 A. M. and 6 P. M., on that day, proceed to take the depositions
of R. H. Saunders and others, to be read in evidence in my
behalf, in a certain suit in equity
depending in the Circuit Court for the County
of Nansemond wherein you are Defendants
and I am plaintiff;
and if, from any cause, the taking of the said depositions be not commenced on that day, or, if commenced, be not concluded on that day, the taking of the same will be adjourned and continued from day to day, or from time to time, at the same place and between the same hours, until the same shall be completed.

Respectfully yours,

Caroline Saunders
By Counsel.

I hereby accept service of the within notice. Sept 24 1895.

Jas. D. Beale

Please sign
the return on
the back of
this and send to me
at once.

Yours
R. H. Reavis

To E. E. Holland Guardian ad litem for Algie Saunders, Spikes Saunders, Minnie L. Saunders, Gobi Saunders, Hollinan Saunders and Job Saunders.

TAKE NOTICE that I shall, on the 5th day of October 1895, at the office of Rawles & Bro[illegible] in Suffolk Va, between the hours of 9 A. M. and 5 P. M., on that day, proceed to take the depositions of R. A. Saunders and others, to be read in evidence in my behalf, in a certain suit in equity depending in the Circuit Court for the County of Nansemond wherein you are Defendants and I am Plaintiff; and if, from any cause, the taking of the said depositions be not commenced on that day, or, if commenced, be not concluded on that day, the taking of the same will be adjourned and continued from day to day, or from time to time, at the same place and between the same hours, until the same shall be completed.

Respectfully yours,

Corbin Saunders

By Counsel.

I hereby accept service of the within notice. Sept 24th 1895.

E. E. Holland
Guardian ad litem

1895 October 14th.
Filed

Caroline Saunders

vs

Jas. D. Beale Administrator of
James P. Saunders decd et als.

This cause coms on this day to be heard on the Bill, the answers of the infant defendants by E.E. Holland their guardian ad litem duly appointed at rules according to law, the answer of Algie Saunders an infant over fourteen years of age in his own proper person, the answers of ~~R.A.~~ R.A. Saunders, Jas. D. Beale administrator, and Spikes E. Saunders, and the other adult defendants on whom process appears to have been duly served failing to plead, answer or demur the bill is taken for confessed as to them, and on the depositions of witnesses taken upon due notice before C.H. Causey a Notary public, and was argued by Counsel. On consideration whereof the court being of opinion from the papers and evidence filed in the cause that it will be

to the interest of the estate of James P. Saunders decd or owe or to the interest of the infants of said Saunders and all other persons interested to allow the said Jas. D. Beale Administrator of said Jas P. Saunders to cause the said bond to be re-built and to pay for the same out of the personal estate in his hands, And it is further ordered adjudged and decreed that James D. Beale Administrator of Jas. P. Saunders decd shall pay the costs and expenses of this suit including a fee of $25- to Rawls & Briggs for their services in this cause and shall also employ some competent and reliable person to re-build the bond on the form of Jas. P. Saunders described in the bill provided the same shall not cost to exceed $300 exclusive of the costs of this suit, and that he shall pay for the same out of the funds in his hands or said Admin-

is Folio and belonging to the estate of the said Jas P. Saunders dec'd, and he shall render an account of his proceedings under this decree to the Commissioner of accounts of this County to be by him audited and said before the County Court; and the said Jas. J Bush Admr being already under bond as such Administrator no further bond is required of him and nothing further remaining to be done in this cause it is ordered that the same be removed from the docket.

Final Decree

Oct 15th 1895

Enter.

W. H. H. Ellis.

Entered in Chancery
Order Book No. 2
Page 661.

The answer of R. H. Saunders to the Bill of Complaint exhibited against him and others in the Circuit Court of Nansemond County by Caroline Saunders, Complainant.

This Defendant saving and reserving unto himself all benefit and advantage of exception which can or may be taken to the errors, uncertainties and other imperfections in the Complainants said Bill of Complaint, for answer thereto answers and says:-

That he is the son of the said Jos. R. Saunders dec'd; that he is one of the defendants named in the Bill of Complaint and that he is Twenty-four years of age; that he is perfectly familiar with the said farm mentioned in the said bill and generally familiar with all the affairs connected with the estate of his said father; that all the facts stated in the said bill are true;- that the said born on said farm was

destroyed by fire in the year 1695 and has not since been re-built; that the Mistress, the Complainant, has not the means of her own to re-build the said barn; that he considers it absolutely necessary to the use and value of the said farm that it should be re-built; that a farm without a barn on it to store the produce, is comparatively worthless to a farmer; that if the said barn is re-built it will add to the value of the farm fully as much as it will cost and that all the heirs of the said estate including himself will eventually reap the benefits which will accrue to the said farm by the re-building of the said barn and that the estate of the said farmer Parker Saunders instead of being damaged by spending enough money to replace the said barn, will really be enhanced and benefitted by

such an expenditure and that it is a case when he thinks the said administrator ought to be required to re-build out of the proceeds of the money in his hands belonging to said estate; that in doing this he will only be doing what the said James A. Saunders would have done himself were he living and what any prudent former would do under similar circumstances; he therefore consents to the decree asked for in the bill and prays that the court may grant the same, and having fully answered he prays to be hence dismissed with his reasonable costs in this behalf expended and he will ever pray &c

R. A. Saunders

Answer of

R. H. Saunders.

Everett Waddey,
Stationer and Printer,
Richmond, Va. } Form No. 35.

In the Circuit Court for the County of Nansemond

to wit:

THE ANSWER OF Algi Saunders, Spiker E. Saunders, Minnie L. Saunders, Sabie Saunders, Hollomon Saunders and Joh Saunders

infants under the age of twenty-one years, by E. E. Holland guardian *ad litem*, assigned to defend their in this suit, to a bill of complaint exhibited against them and others in the Circuit Court for the County of Nansemond, by Corbin Saunders ~~and others~~.

The respondents, reserving to themselves the benefit of all just exceptions to the said bill, for answer thereto, answering by said guardian *ad litem*, say, that they are infants of tender years, and by reason of such disability are incapable of understanding, or of taking care of their rights and interests, he therefore commend the same to the protection of the court, and prays that no decree may be pronounced which will tend to their prejudice.

And having answered, the respondents pray to be hence dismissed with their reasonable costs in this behalf expended; and they will ever pray, &c.

E. E. Holland Guardian *ad litem*.

Rawles & Briggs p. d.

Form No. 35.

Saunders Admr &c

adv.

ANSWER
OF
INFANT DEFENDANT.

Saunders

The answer of James J. Beale Administrator of James Parker Saunders deceased, to the Bill of Complaint exhibited against him and others in the Circuit Court of Nansemond County by Caroline Saunders, Complainant:

This defendant reserving unto himself all benefit and advantage which can or may be taken by exception to the errors, uncertainties and other imperfections in the said Complainants said Bill of Complaint for answer thereto, answers and says:-

that so far as he knows or believes the facts stated in the said Bill of Complaint are true; that James P. Saunders died in 1889 and that he is the administrator and as such has in his hands about or near the sum of $900. in cash belonging to said estate; that all the debts and expenses of the said estate have been paid so far or provided to him;

that the said James P. Saunders was seized and possessed of the farm named in the said Bill; that it is quite a valuable farm; that the barn on the said farm was destroyed by fire in the year ; that it has not since been re-built and there was no insurance on it, that he believes it ought to be re-built; that it is necessary to the use of the farm and cannot well be dispensed with; that he thinks it right and proper that the costs of re-building the barn should be paid out of the funds in his hands belonging to the said estate or it will enure to the joint benefit of all the heirs of the said estate; that it will cost about $300 to re-build the said barn and for the expenses of this suit. He also says that he is a brother of the Complainant Caroline Saunders and an uncle of

all the other defendants and that he feels no interest in them all and wished do nothing to prejudice the rights or interest of any of them and that he raises no objection to the decree asked for by the said bill but joins in the prayer of the bill and asks the Court to allow the expenditure if the Court thinks it ought to be done. And having fully answered he prays to be hence dismissed with his reasonable costs in this behalf expended and he ever &c.

Jas. D Beale
Adrian & Jas. P. Saunders

Answer of
Jas. L. Beale
Admr.

Everett Waddey, Stationer and Printer, Richmond, Va. } Form No. 35.

In the Circuit Court for the County of Nansemond

to wit:

THE ANSWER OF Algia Saunders an infant under twenty one but over the age of fourteen years, in his own proper person

~~infant under the age of twenty one years, by guardian *ad litem*, assigned to defend in this suit, to a bill of~~ to a bill of complaint exhibited against him and others in the Circuit Court for the County of Nansemond, by Caroline Saunders ~~and others~~.

The respondent, reserving to himself the benefit of all just exceptions to the said bill, for answer thereto, answering ~~by said guardian *ad litem*,~~ in his own proper person says, that he is an infant of tender years, and by reason of such disability he incapable of understanding, or of taking care of his rights and interests, & he therefore commend the same to the protection of the court, and prays that no decree may be pronounced which will tend to his prejudice.

And having answered. the respondent prays to be hence dismissed with his reasonable costs in this behalf expended; and he will ever pray, &c.

Sworn to & Algie Saunders ~~Guardian ad litem~~

p. d.

Form No. 35.

Saunders Adm'r

vs

~~adv.~~

ANSWER
OF
INFANT DEFENDANT.

Saunders et als

Algie Saunders

Lives at Hrookln
with D. A. Holland.
Get him to sign
this on the inside
and return to me
R. H. Rawls

Shffs fee
50 Cts

The answer of Spikes E. Saunders to a Bill of Complaint exhibited against him and others in the Circuit Court of Drummond County by Cordelia Saunders, Complainant.

This defendant reserving unto himself all benefit and advantage of exception which can or may be taken to the errors and uncertainties and other imperfections in the said Complainant's said Bill of Complaint for answer thereto, answers and says:

that he is an infant under the age of 21 but over the age of 14 years, to wit of the age of 16 years; that he resides on the farm mentioned in the Bill with his mother who is the Complainant; that all the facts stated in the said Bill are true; that the barn on the farm was burned in the year 1895 and that he believes and thinks it necessary to the value and usefulness of the farm that the said barn should be re-built and that a

for as he knows or is capable of judging of his own rights and interests, he is willing that the cost of re-building the said bonn should be paid out his deceased father's estate by his administrator Jas. D. Beale or the re-building the bonn mill reduced to the interest of all the heirs of the said estate. And having full answered the prayer to be heard his mind with his reasonable costs in this behalf expended and he will ever pray.

Spikes E. Saunders

Answer of
Spikes E. Saunders

coming a man by which he is married and this Caroline was a party to this suit and after her death by which suit she is entitled to one third of said estate.

To the Honorable R. R. Prentiss
Judge of the Circuit Court
of Nansemond County:-

Humbly complaining sheweth unto your Honor your oratrix Caroline Saunders, the following case:-

That in the year 1889 her husband James Parker Saunders departed this life * leaving your oratrix his widow, and the following children or his only heirs at law, to wit:- Josie C. Holland the wife of David A. Holland, Stella M. Beale the wife of Thomas E. Beale, R. H. Saunders, Lucy Cross the wife of W. J. Cross, Algie Saunders, Spikes E. Saunders, Minnie L. Saunders, Gabie Saunders, Hollimon Saunders and Joh Saunders the last six being infants under the age of 21 years.

That on the 9th of June 1890 by an order of the County Court of Nansemond County James T. Beale was appointed and

duly qualified and gave bond
as the administrator of the
estate of the said James P.
Saunders dead which appears
by a copy of said order
hereunto filed marked "Ex. A" and
prayed to be taken as a
part of this bill. That the
decedent left no will but left
a solvent estate.
That the said James P. Saunders
died seized and possessed
of a certain tract of land
known as the "Uriah Rawls
Tract" situated in Holy Neck
District in Nansemond County
Virginia containing about
5.17 acres, which he purchased
in 1886 from E. T. Cross and
wife by deed dated the 10th
of December of that year and
recorded in Deed Book No.
17 on page 503 in the Clerk's
Office of said County, the consid-
eration for the same being $350.00.
And your orator says that
after the payment of all the
debts, charges of administration

and funeral expenses of the said James P. Saunders there now remains in the hands of the said Administratrix Jas. D. Beale about or very near $900.00 in Cash belonging to said estate.

Now your orator says that since the death of her said husband she has lived on the said farm with her infant children, cultivating the said farm and doing the best she could to raise and educate her said children and that during the year 1895 she had the misfortune to lose by fire the barn on the said farm together with all her crop of corn & peanuts &c and that there was no insurance on the said property or last, whatever; that she has no means of her own to re-build the said barn and that it is absolutely necessary to the use and value of the farm that there should be a barn on the

some; that a barn on the farm would enhance the value of the farm, because a farm without a barn is incomplete and undesirable; and inasmuch as the barn would be a material addition to the value of the farm and consequently to the estate of the said James P. Saunders Dec'd or to all his heirs at law and would eventually be for the benefit of all the said heirs she therefore prays that the sum of $300 may be spent by the said Administrator Jas. J. Beale in rebuilding the said barn, that being about what a barn of the size of the old one would cost together with the expenses of this suit. In tender consideration whereof and inasmuch as your orator is without remedy in the premises save by the aid of a court of equity where matters of this kind are alone and properly cogni-

able, your orator prays that the said Jas. D. Beale Admr of James P. Saunders dec'd, Josie C. Holland and David A. Holland, Stella M. Beale and Thos. E. Beale, R. H. Saunders, Lucy Cross and W. J. Cross, Algie Saunders, Spikes E. Saunders, Minnie L. Saunders, Gabie Saunders, Hollinnon Saunders and Joh Saunders, may be made parties defendant to this bill and required to answer the same tho' on answer under oath is hereby waived, that proper proces may issue; that a proper guardian ad litem may be assigned the infant defendants to defend their interest in this suit; and that the said Jas. D. Beale administrator, may be directed by an order of this court to expend the sum of $300.00 or so much thereof as may be necessary in re-building the said barn, and paying the expenses of this suit including a reasonable fee to counsel.

and for all such other, further and general relief as the case may be required or to equity may seem meet and your orator will ever pray &c.

Corobin Saunders
By Counsel.

Virginia:-
Nansemond County, to wit:-

I, R. A. Rawles, a Notary Public for the County and State aforesaid do certify that Corobin Saunders whose name is signed to the above bill has offered before me in my said County and made oath that all the facts stated in the above bill are true.

Given under my hand this 2nd day of September 1895.

R. A. Rawles N.P.

Rawles v. Briggs.

Bill!

Saunders

vs

Saunders Administrator

Caroline Saunders
Against } In Chancery
James I Beale Admr & others
Chancery Roles
1895 Aug 31. Process issued returnable
to September Rules 3rd Monday
" Sept. 2. E.E. Holland appointed Guardian
ad litem for Infant defendants
" " 16th. Process returned executed on
all the defendants.
Bill filed and decree nisi
against them.
" Oct 7th. Decree nisi Confirmed and
Cause set for hearing

Chancery

Notes.

Costs.
clerk - 7.59
Shff N. 4.50
" So. 2.50
Jay 1.50
atty. 15.00
Cttee. 2.50
Cour. 25.00
$58.59

see back

Saunders vs. Beale Adm'r

Rawles & Briggs p.q.

Caroline Saunders

vs In Chancery

James I. Beale Adm'r

1895

October 15th

Final Decree