

1901-015

Nonsemond Co (Suffolk)

Chancery Causes: Mary E. Parker vs Andrew M. Alister Parker et al

McAlister

Plat

Folder 1 of 2

Mary E. Parker
vs.
Andrew M. A. Parker and others,

This cause came on this day to be again heard on the papers formerly read and on the Report of Special Commissioner, Wilbur J. Kilby, this day filed by leave of the Court (the same being the eighth Report of the collection of interest and payment thereof to Mary E. Parker in pursuance of decrees entered herein), and was argued by counsel.

On consideration whereof the Court doth approve and confirm the said Report to which no exception has been taken.

And it appearing from said Report and the papers in said cause that said Mary E. Parker departed this life on the 9th. day of February 1901, intestate, leaving no descendant of any dead child of hers and no child or children living at the time of her death, except her three children, Andrew M. A. Parker, James Rescoe Parker and Alexander Tyler Parker, who are parties defendant in this cause and over twenty one years of age.

And it further appearing from said

Report and papers that, after the death of said Mary E. Parker, the sum of eleven hundred and sixteen dollars and sixteen cents under the control of the Court in this cause became payable under the will of Andrew M. Alister, to said Andrew M. Alister Parker, James Rescoe Parker and Alexander Tyler Parker, and that they are now entitled to receive the same in equal shares; the Court doth adjudge, order and decree that said Wilbur J. Kilby, Special Commissioner as aforesaid, do~~th~~ collect said sum of eleven hundred and sixteen dollars and sixteen cents, now invested under decree heretofore entered herein, and out of the same pay all unpaid costs of this cause, all unpaid taxes on said money and a compensation of one hundred dollars to said Wilbur J. Kilby, for his services in the matter of the investment, re-investment from time to time, and control and management of said sum of money during the period of more than twenty^{two} years next preceding the date hereof, and, then, pay the balance in equal sums

to said Andrew McAlister Parker,
James Rescoe Parker and Alex-
ander Tyler Parker.

And said Commissioner will
make report to court of his trans-
actions under this decree.

Mary E. Parker
15. } In Chy.

Parker & als.

In the Circuit
Court of Chause-
mond County
April 15, 1901

Decree
To be entered

Wm. R. Hunt

Entered in Chancery
Order Book No 3 Page 353

Mary E. Parker

^{vs.}
Andrew M. A. Parker & al.

This cause came on this day to be again heard on the papers formerly read and on the Report of Special Commissioner Wilbur J. Kilby, filed on the 6th day of September 1894 (the same being a Report of the collection and disbursement of money in pursuance of the decree entered herein on the 12th day of October 1885), and was argued by counsel.

On consideration whereof the Court doth approve, ratify and confirm the said Report to which no exception has been taken, and doth order that this cause be continued

Mary E. Parker ¹²

vs. } In Chy.

Parker fals

In the Circuit
Court of chause-
mond County, Va.
October 10th, 1894

Decree

To be entered
CMS

Entered in Chancery
Order Book No. 2
Page 569.

Mary E. Parker

vs.

Parker & als.

This cause came on this day to be again heard on the papers formerly read and on the Report of Special Commissioner, Wilbur J. Kilby, filed the ^{23d} ~~18th~~ day of September A.D. 1885 being the sixth report in pursuance of the decree entered in this cause the 10th day of April A.D. 1879, of the collection of interest and payment of the same to Mary E. Parker on the sum of \$1748⁹⁵ deposited at the The Commercial Bank of Suffolk to the credit of this cause, and was argued by counsel.

On consideration whereof the Court doth confirm the said Report to which no exception has been filed; and it appearing that on the 4th day of August A.D. 1885 by a deed of trust recorded the 10th day of August A.D. 1885 in the Clerk's office of the County Court of Taunsemond County, the said Bank, having become insolvent, made an assignment of all its assets

and property to Sydney J. Ellis
Trustee for the benefit of all its
creditors and depositors pro rata,
preferring none, and that at the
time of said assignment, the
said Bank was indebted to
this cause in said sum of
\$1748.⁹⁵, which had been depos-
ited there to the credit of this
Cause in pursuance of the decree
entered therein on the 10th day of
April A.D. 1877, and that the said
assignment directs said trustee
to distribute and pay to the cred-
itors of said Bank all moneys
he may collect or receive as of-
ten as the funds in his hands
shall be sufficient to enable
him to pay ten per cent divi-
dends or more, and that the
said trustee has called upon the
creditors of said bank to present
to him their certificates of deposits
or other evidences of the indebted-
ness of said bank to them, that
he may verify the same by the
books of said Bank and issue
~~ex~~ his certificates in the place

thereof showing the indebtedness of said Bank to them as of the first day of August 1885 including interest due to that day; the Court doth adjudge, order and decree that said Commissioner, Wilbur J. Kilby receive of the clerk of this Court and execute to him a receipt to be filed in the papers in this cause for the four certificates of said bank attached to the Report of Special Commissioner, John R. Kilby, filed in this cause on the 23d. day of March A.D. 1878 and representing said sum of \$1748.⁹⁵, and surrender the same to said Trustee for his certificate for said sum of \$1748.⁹⁵ with interest added from the 1st day of July A.D. 1885 to the 1st day of August A.D. 1885, and make Report to Court filing with ~~A~~ his Report the certificate aforesaid of said Trustee.

And the Court doth further adjudge order and decree that said Commissioner, Wilbur J. Kilby, receive of said Trustee such dividends as he may declare from time to

time on account of said sum of
\$1748.⁹⁵ and deposit the same to
the credit of this Cause at the
Farmers Bank of Chausemand in
Suffolk Va. in interest account,
But the said Commissioner is
hereby authorised to withdraw
the money so ~~as received or de-~~
posited for the purpose of lending
it to some reliable person who
will borrow it and agree to exe-
cute his bond or bonds therefor and
secure the payment thereof ~~with~~
and interest thereon at the rate
of six per cent per annum by
deed of trust upon ample real es-
tate free of encumbrance; said
bond or bonds to bear interest from
their dates payable semi-annually
and to be made payable to said
Commissioner. Wilbur J. Kilby and
to be filed with his Report which
he will make to Court of his trans-
actions under this decree.

And said Commissioner
Wilbur J. Kilby is hereby author-
ised and directed to collect the
interest as it may accrue on

all or any part of the money
aforesaid at any time here-
after, and pay the same to Mary
E. Parker the Plaintiff in this
Cause until the further order
of Court, and will make re-
port thereof to Court.

Parker

vs. } In Chy

Parker & al.

In the Circuit Court
of Massachusetts County
October 12th 1885

Decree

To be entered

Geo. W. Brown

Trans. 1885 p. 52

C.

Mary E. Parker

vs.

Parker & al.

This Cause came on this day to be again heard on the papers formerly read and on the Report of Special Commissioner, Wilbur J. Kilby, filed the 10th. day of January A. D. 1884, being the fifth Report in pursuance of the decree entered in this Cause the 10th. day of April A. D. 1879, of the collection and payment to Mary E. Parker of the interest on the money deposited at The Commercial Bank of Suffolk Virginia to the credit of this Cause, and was argued by counsel.

On consideration whereof the Court doth confirm the said Report to which no exception has been filed and doth order that this Cause be continued for further proceedings to be had therein.

Mary E. Parker
vs. } In Chy

Parker & al.

Hausenrond County
Circuit Court
April 10th. 1884

Decree

To be entered

Geo. W. B. S.

Entered 10th April 1884
Copied

Mary E. Parker

vs.

Parker & al.

This cause came on this day to be again heard on the papers formerly read and on the Report of Commissioner Wilbur J. Kilby, filed the 17th. day of August A. D. 1881, ~~and~~ being the fourth Report of the collection and payment of interest in pursuance of the decree of the 10th. day of April A. D. 1879 in this cause, and was argued by counsel.

On consideration whereof the Court doth confirm the said Report to which no exception has been filed and doth order that this cause be continued for further proceedings to be had therein.

Mary E. Parker
vs.

Parker & al

Kausemond County
Circuit Court

Octo. 11th 1881

Decree

To be entered

Geo. B. [unclear]
[unclear]

Entered O. B. no 1

p. 540

Mary E. Parker

vs.

Parker & al.

This cause came on this day to be again heard on the papers formerly read therein and on the Report of Special Commissioner, Wilbur J. Kilby, being ^{the third} Report of the collection and payment of interest, made in pursuance of a decree of this Court pronounced at the April Term thereof in the year 1879 in this cause and was argued by counsel.

On consideration whereof the Court doth confirm the said Report to which no exception has been filed and doth ^{order} ~~en-~~ ^{that} ~~term~~ this cause ^{be continued} for further proceedings to be had therein.

Mary E. Parker

vs. } In Chy.
Parker Adl.

Kauaemund County
Circuit Court
October ^{10th} Term 1879

Decree
To be entered

Geo. B. B. B.

Entered O. B. No. 1-
p. 447

Mary E. Parker

vs.

Andrew M. A. Parker & al

This cause came on this day to be again heard on the papers formerly read therein and on the Report of Commissioner, John R. Kelly being a Report of the collection and payment of interest, made in pursuance of a decree of this Court pronounced at the April term thereof in the year 1878 in this cause and was argued by counsel.

On consideration whereof the Court doth confirm the said Report to which no exception has been filed and doth adjudge order and decree that Wilbur J. Kelly who is hereby appointed Special Commissioner for that purpose (in the place of said Commissioner, John R. Kelly, who has departed this life), receive of the Cashier of The Commercial Bank of Suffolk, Virginia, or its other officer (who will pay ~~the same~~ to said Commissioner, Wilbur J. Kelly), semi-annually until the further order of this Court all interest, which may be due or may hereafter become due and payable on the sum of \$1748.95 deposited at said Bank to the credit of this cause, and that said Commissioner, Wilbur J. Kelly

Mary E. Parker
vs. 3 Chy
Parker & al.

Kauwinnand County
Circuit Court
April Term 1879
Decree
To be entered

Georgina

24.23

Entered O. B. No. 1-
p. 423

pay said interest to Mary E. Parker, the Plaintiff, in this cause and take her receipt therefor and file the same with his Report which he will make from time to time of his proceedings under this decree.

But before proceeding to execute this decree the said Commissioner, Wilbur J. Kilby will execute before the Clerk of this Court in his office a Bond in the penalty of \$200, with good personal security and payable to the Commonwealth of Virginia and conditioned for the faithful execution of this decree

Mary E. Parker

vs.

Parker & al.

This cause came on this day to be again heard on the papers formerly read therein and on the Report of Commissioner John R. Kilby, being a Report of collection and payment of money, made in pursuance of a decree of this Court pronounced at the April Term thereof in the year 1878 in this cause and was argued by counsel.

On consideration whereof The Court doth confirm the said Report to which no exception has been filed and doth ~~adjudge~~ order that this cause be continued.

Many E. Parker
vs. } chy.
Parker & als.

Nausumund County
Superior Court.

October Term 1878

Decree

To be entered

Geo. Beow.

Entered O. B. No. 1 - p. 404

Mary E. Parker
vs.

Andrew M. Alister Parker fals.

This cause came on this day to be again heard on the papers formerly read therein and on the Report of Commissioner John R. Kelly, made in pursuance of a decree of this Court pronounced in this cause at the April Term thereof in the year 1877 and was argued by counsel.

On consideration whereof the Court doth confirm the said Report to which no exception has been filed and doth adjudge, order and decree that said Commissioner, John R. Kelly receive of the Cashier of the Commercial Bank of Suffolk, Virginia, ~~until the further order of this Court~~ or its other officer (who will pay the same to him, said Commissioner), from time ^{until the further order of this Court} to time, all interest now due or that may hereafter ^{and become due} accumulate, in the sum of \$1748.95 deposited at said Bank to the credit of this cause as shown by said Report, and that said Commissioner pay said interest to Mary E. Parker, ~~and~~ the Plaintiff in this cause, and take receipt or receipts for the payment or payments to her of

Mary E. Parker

vs.

Andrew M. A. Parker & al.

Chauvenud County
Circuit Court.

April Term 1878

Decree

To be entered

Geo. Brown.

copy this

Entered O.B. No 17 320

paid interest and made Report to
Court, filing said receipt or receipts
Mercurite,

Parker & al.

vs.

Parker & al.

This cause came on this day, to be again heard on the papers formerly read & on the report of John R. Kilby, Comr. made pursuant to the decree of this Court of the October Term 1876 - to which report there is no exception, and was argued by Counsel. On consideration whereof the Court doth ^{the said report be confirmed & that} adjudge, order & decree that the said John R. Kilby, Comr. as aforesaid, will receive of the Clerk of this Court (who will deliver the same to him ~~the~~ said Kilby, on his leaving a receipt therefor) the two Bonds filed with the said Report of Chs. E. Whitlock of \$370 each, dated the 13th Nov 1876, and payable six and twelve months after date with Interest from date; and the two Bonds of Jno. J. Pinnes of \$445 & \$500 respectively payable at six and twelve months after date with Interest from date, & dated the 12th March 1877; And thereupon the said Kilby, will as the said Bonds become due, collect the same & deposit the amount to the credit of this suit in the Commercial Bank Suffolk Virginia, subject to the order of this Court, and when the whole amounts are paid, make to the said Chs. E. Whitlock & John J. Pinnes, respectively ^{with special warranty} deed, for the real estate purchased by them under the proceedings herein, and make Report to Court of his proceedings hereunder to this Court.

Parker,

17

Parker Sal.

Account

Collected Snake Bites

1877

Apr. ~~2nd~~ 10th.

To be entered,

Geo. T. Brown

Entered O.B. No 1-2333

Parker

vs.

Parker & als.

This cause came on this day to be again heard on the papers formerly read therein, and on the Report of Commissioner, Wilbur J. Kilby, made in pursuance of a decree of this Court entered at the April Term thereof 1876 in this cause, and on the depositions of James B. Norfleet, A. S. Larden, Ro. Riddick and R. A. Eley, filed with said Report, and was argued by counsel.

On consideration whereof the Court doth confirm the said Report, to which no exception has been filed, and doth adjudge, order and decree that John R. Kilby, who is hereby appointed a Special Commissioner for that purpose, proceed to sell, at public auction, on some Courtday, before the Courthouse door of Hanseman County, Virginia, the real estate, in the Town of Suffolk in said County, of which Andrew McAlister died seised and possessed, consisting of two lots or parcels, to wit: One lot bounded on the West by Main Street in said Town, on the South by the lot of Dr. R. H. Webb's estate, on the East by a Branch and on the North by the lot of Wm. J. Ryster's estate, having on it a dwelling house and several outhouses: And another lot, bounded

on the South by Washington Street of said Town
on the West by Washington Hotel and lot, on
the North by the lot of Wallace Kilby and on
the East by the business house and lot of Thomas
W. Hannaford Son, having on it a house for
business and an outhouse or two.

That said Commissioner proceed to sell
said real estate for cash enough to pay the
expenses of the sale and the costs of this suit,
and that for the residue of the purchase
price, he take two several Bonds in equal
amounts, from the purchaser, with good se-
curity, payable to himself as said Commis-
sioner, respectively six and twelve months
from the day of sale, ^{with interest from date.} And that said Com-
missioner retain the title to said real es-
tate until the further order of this Court.

And said Commissioner before proceed-
ing to make said sale, will advertise
the day of sale once a week for three
successive weeks in the "Suffolk Herald"
a newspaper published in the Town of Suffolk,
and that he post printed notices of said sale
throughout said Town and at the Courthouse
door of said County for at least twenty days
previous to said sale.

And said Commissioner before proceed-
ing to make said sale, will also execute
before the Clerk of this Court in his office a

Bond in the penalty of twenty-five hundred dollars, with good security, payable to the Commonwealth of Virginia, and conditioned for the faithful execution of this decree and all other decrees he may be required to execute under proceedings in this cause,

Parker
vs. } chy.
Parker talo

Massachusetts County
Circuit Court
10th
October Term 1876
Decease
To be entered
Geo. Blom

Entered O.B. Nov. 1 - p. 321

Mary E. Parker

v.

Andrew McCalister &c.

This cause came on to be heard on the Bill of the complainant taken in confessed as to the defendant, Andrew McCalister Parker, on whom process had been duly executed the still failing to appear & make defence, and on the Exhibits filed with said Bill, & the answer of the Infant Defendants James Reese Parker and Alexander Tyler Parker, by Peter B. Pruntis, their Guardian ad litem & with replication to said answer, and was argued by Counsel. On Consideration whereof the Court doth adjudge order & decree that a Commissioner of this Court ascertain & report to Court, whether a sale of the real estate as prayed for in said Bill, would be for the parties interest & his reasons therefor together with such evidence relative thereto as may be before him, and also the fees simple & annuity value of said real estate, and make report to Court, with any matters specially stated deemed pertinent by himself, or that any of the parties may require to be so stated.

Mary E. Parker

v,

Andrew M. Parker Sec

1876

Age 21

Decem

To be entered

Geo T Blinn

Entered

O.B. No. 1 - p. 308

At a Circuit Court, ^{continued and} held for Hantsford County
the 11th day of April 1874

Mary E. Parker

Reintiff

Against & In Chancery

Andrew McAlister Parker, James Rescoe
Parker, and Alexander Tyler Parker, the

last two being under twenty one years of age. Defendants.

This cause came on to be heard on the Bill of
the Complainant taken for confessed as to the
Defendants; Andrew McAlister Parker on whom
process had been duly executed and still failing
to appear and make defence and on the exhibits
filed with said Bill and on the answer of the
infant defendants, James Rescoe Parker and
Alexander Tyler Parker, by Peter B. Prentiss their
guardian ad litem and with replication to
said answer, and was argued by counsel.
On consideration whereof the Court doth ad-
judge, order and decree that a Commissioner
of this Court, ascertain and report to Court
whether a sale of the real estate, as prayed
for in said bill would be best for the parties
interests and his reasons therefor together with
such evidence relative thereto as may be
before him, and also the fee simple and
annual value of said real estate,
and make report to Court, with any
matters specially stated deemed -

Mary E. Parker
vs E. Coffey Deane

Andrew McAlister Parker et al:

testimony by himself, or that any of the parties
here may inquire to be so stated.

A Coffey:

Deane,

John B. Denton, Clerk

Ex. A. Coffey
vs. Deane
D. C. Deane

Commissioner's Office
Suffolk, Va.

To the Circuit Court of Hansemond County,
Virginia:

In pursuance of a decree of the Circuit Court of Hansemond County, Virginia, pronounced at the April Term thereof 1876 in a cause, in Chancery, in said Court depending between Mary E. Parker, as Plaintiff, and Andrew M. Alister Parker and others, as Defendants, a copy of said decree being herewith annexed; the Undersigned, Commissioner of said Court, reports to Court and says that a sale of the real estate of which Andrew M. Alister died seized and possessed, and a disposition, or instrument, of the proceeds thereof, as set forth in the prayer and Bill of said Mary E. Parker in said cause, would be best for all the parties interested and decidedly to their advantage. And that his reasons for so reporting are concurrent with those of James B. Norfleet, S. S. Darden, Robert Riddick and R. Seth Eley, as set forth in extenso in their depositions herewith annexed as a part of this report. And your Commissioner does, therefore, recommend ^{that} the sale be made.

And does further report and say that the fee simple value of that portion of said real estate, situated on Main Street in the Town of Suffolk on which a dwelling house is situated, is \$800 and its annual value \$100, and the fee simple value of the other portion of said real estate (all of which is described in said depositions) is \$1300, and its annual value \$150.

Respectfully submitted this 8th. day of August 1876.

Wilbur J. Kilby.
Commissioner in Chancery.

Mary E. Parker

vs.

Andrew McAlister Parker & als }

In Chancery in the Circuit Court
of Hansemond County, Virginia.

Commissioner's Office
Suffolk, Virginia.

On this 8th, day of August 1876 personally
appeared before me, Wilbur J. Kilby, Commissioner
in Chancery in said Court, James B. Ar-
flect, Algernon S. Dardine, Robert Riddick
and R. Seth Eley, who, being duly sworn ac-
cording to law, upon their oaths declare and
say that they are respectively 64, 47, 62 and 41
years old, that they have been citizens and
residents of Suffolk, Virginia, for many years,
that they knew Andrew McAlister deceased,
who was also a citizen of Suffolk for many
years, and that they are well acquainted with
the real estate in Suffolk of which he died
seised and possessed; that said real estate
consists of two lots in the Town of Suffolk; that
one of said lots is bounded on the West by Main
Street of said Town, on the South by the lot of Dr.
R. H. Webb's Estate, on the East by a Branch, and
on the North by the lot of Wm J. Royster's Estate;
that the other of said lots is bounded on the South

by Washington Street of said Town, on the West
by the Washington Hotel and lot, on the North by
the lot of Wallace Kilby and on the East by the
stone lot of Thos. W. Hammaford Son; that the first
of said lots has in it an old dwelling house, not
desirable as a residence, and one or two small
old outhouses, all in bad condition, and that
the second of said lots has in it an old store
house, not desirable as a place of business, also
in a bad condition; that the houses on both
said lots are frequently unoccupied, because
they are not desirable, and the houses and lots
frequently unrented; that the rental income
is small, and is, in great part, annually
consumed in payment of taxes and in repairs,
thus leaving but a small sum for the benefit
of the parties entitled thereto; that the collection
of the rent being sometimes uncertain and
impossible, a further loss of income is thus
the case; that said houses are constantly de-
preciating in value; and that a sale of said
lots and an investment of the proceeds of the
sale in the purchase of Richmond City Stock,
as said Mary E. Parker desires, would be to
the advantage and benefit and in the interest
of herself and children, - especially as, we
believe, said Stock and the prospect for regular,
semi-annual, payment of the interest thereon,

are good, while the said houses, of but small value now, are constantly becoming more dilapidated and worthless and the said lots in consequence thereof, less desirable and profitable. And that the fee simple value of the first of said lots is \$800, and its annual value \$100, and the fee simple value of the second of said lots \$1300 and its annual value \$150.

Asst. B. Myler
A. S. Darden
R. B. Bidwell
R. S. Eley

This, the 8th. day of August 1876, the foregoing statement was sworn to, and signed by, the parties, whose names are attached thereto, as aforesaid, before me in my office.

Given under my hand this 8th. day of August 1876.

Wilbur J. Kilby
Commissioner in Chancery.

Commissioner's fee \$10

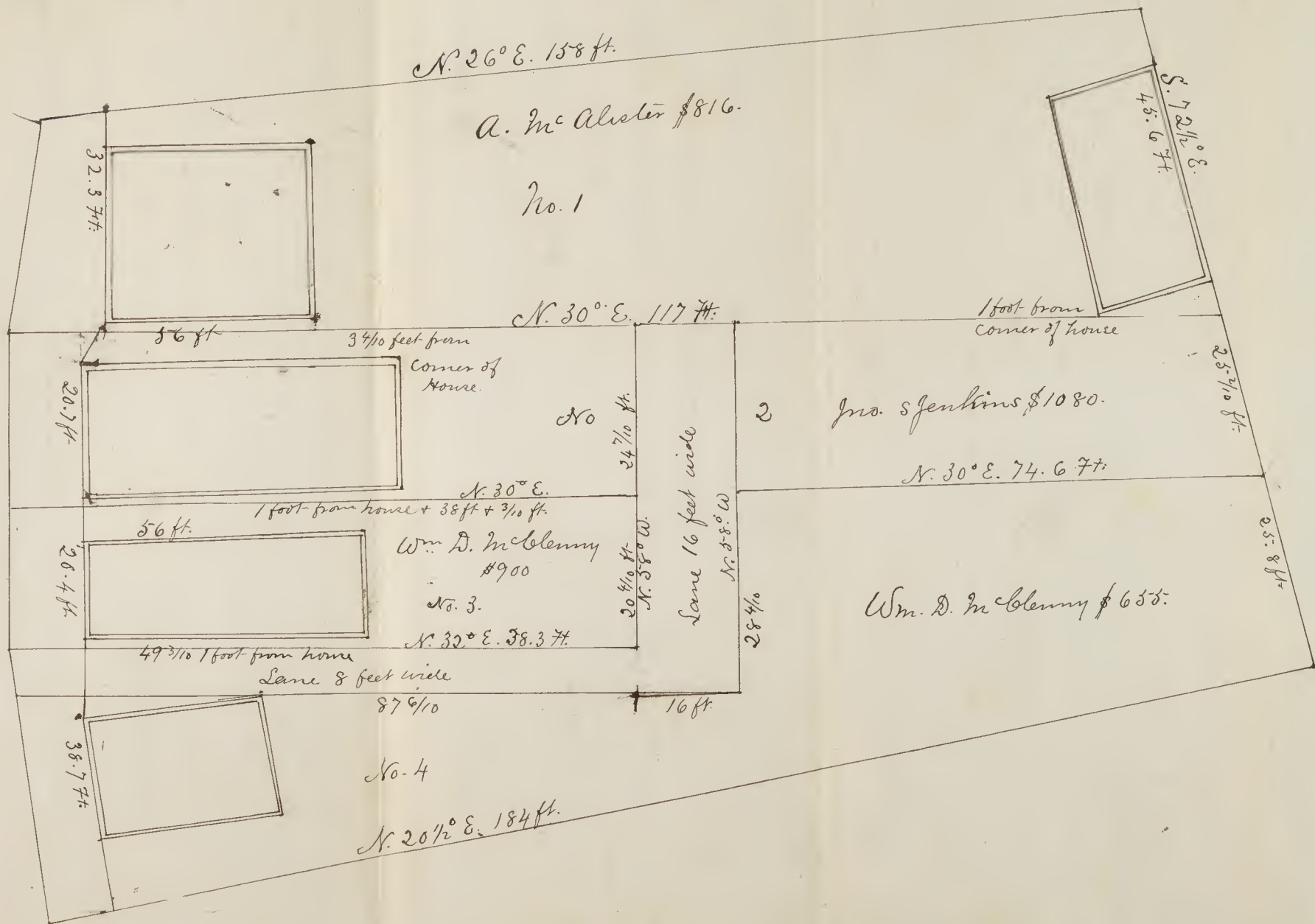
Parker
vs. } In chy.
Parker & als.

Commissioner's Report
and
Deposits filed with
Commissioner's Report.
8th. August 1876

Confirmed 10th.
October 1876

6412

1876. Aug. 11th: Filed.
M.



In the Clerk's Office of New remond County Court. the 31st day of January 1868.
 The Plat of which the foregoing is a true Copy was admitted to
 record - The said Plat, being annexed to the Deed from Wm. R. Little to George Murray
 bearing the above date.

Peter B. Prentiss, Clerk

No. 3

Map

Whereas, as Trustee under ~~of~~^a Deed of Trust, Executed by Charles Walters for the benefit of his creditors, I did on or about the 17th January ¹⁸⁵⁷, sell and convey to Andrew McAlister a certain House & Lot in Suffolk, Situate on North Side of Washington Street, & bounded on the West by the Washington Hotel property, on the South by said Street, on the East by property now owned by Thomas W. Hainsford, & on the North by the property of ^{together with the privilege of a certain passway 16ft wide, from the Street to the rear of said property.} James R. Saunders, and Whereas a Deed for the property thus sold to said McAlister was duly Executed & recorded in the Clerk's Office of Nausemond County Court, the records of which including the Deed aforesaid were destroyed by fire on the 7th Feb. 1866 - Now Therefore, with a view to preserve and confirm to said McAlister the title to said property this writing is Executed; and I, Nath^l. Riddick Trustee as aforesaid, do declare and make known the fact that said Andrew McAlister became the owner of the above described property as aforesaid.

Given under my hand and seal this the 13th day of April 1866.



✓ Nath^l. Riddick, Trustee
for Ch^s. Walters } Seal

In The Clerk's Office of Nausemond County Court, the 13th day of April 1866.

This Writing was acknowledged by Nathaniel Riddick, Trustee, and thereupon admitted to record.

Test,
Peter B. Prentiss. Clerk

^{Mr} Nathaniel Riddick ^{Xhd}
Trustee
Do } Deed declaratory
of Sale &c

Andrew McAllister

1866
April 13th: Acknowledg-
ed in the Office by Nathl.
Riddick, Trustee &c.

Recorded Deed Book No 1 p 58.

I, Andrew McAlister, a resident of Suffolk, Nansemond County, State of Virginia, do, by this writing, make my Last Will & Testament.

In the First, Place, I direct that my just debts, and funeral and other Legal expenses be paid. -

Secondly. I give to my wife Martha, for life, the rents and income of the House and Lot, on which I now reside, on the East side of Main Street, Suffolk, Virginia, & which lies immediately North of, and adjoining the Lot of Dr. Ro: H. Webb's estate - Also the rent and income of my Store house and Lot, and other houses, on same lot, situated on the North side of Washington Street, Suffolk, Virginia, & adjoining the Washington Hotel Lot, on the East - Also the Interest for her life of the sum of Five hundred dollars, which my Executor will collect of Monies due me and not otherwise disposed of herein and lend out or invest on good security for that purpose.

Thirdly. I give the use of the amount of a Bond due me by John F. Pinner and the interest that may be due thereon when my Executor shall pay over the same, and also One hundred and fifty dollars, to my daughter Mary, the wife of David L. Parker, to be used by her during her life, for her and her childrens' benefit, and at her death, I give the same to her children then living and the descendants of those dead to take her shares - to them and their heirs forever. which Bond of John F. Pinner is for three hundred dollars. - The payment under this Clause to be made by my Executor to my said daughter, Mary, as though she were a feme-sole, and her

receipt shall be a full discharge to my Executor.

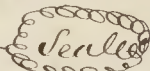
Fourthly. Whatever of Chattel estate I may have (after my wife shall break up house keeping, which I desire she shall do) and all other estate not disposed of herein, I direct shall be sold, and the proceeds equally divided and paid over to my wife Martha and daughter Mary - to them and their heirs forever.

Fifthly - The Houses & Lots and money named in the Second Clause of this Will, I give and devise, at the death of my said wife, to my said daughter, Mary, for life, and at her death, to her children then living, and the descendants of those dead, to take per stirpes - to them and their heirs forever.

Lastly - I nominate and appoint my friend, John R. Kilby, the Executor of this, my Last Will and Testament.

In Witness Whereof, I have hereto set my hand and affixed my seal, this 31st day of January, One Thousand, eight hundred and Seventy-two.

Signed, sealed and acknowledged
by the Testator, as & for his Last
will and Testament, before
us ⁺ in our presence - all
being present together.

Andrew McAlister 

(The words "And money" in
5th Clause, interlined before execution
hereof) as also that part as to
requiring security - Also the words
"and all other estate not disposed of herein"

Jas: B. Norfleeth
Ro: Riddick

At a Court of Monthly Session continued and held
for Nausemond County, at the Court House, on Tuesday,
the 9th day of April, 1872.

This Last Will and Testament of Andrew
McAlister, late of This County deceased, was fully
proved by the oaths of James B. Norfleeth and Robert
Riddick, The subscribing witnesses thereto, and thereupon
is ordered to be recorded. And on the motion of John R.
Kelby, The Executor therein named, who made oath as the
law directs, and entered into a bond in the penalty of
Two Thousand Dollars, conditioned according to law,
with Wallace Kelby and R. S. Eley, his sureties
therein who justified on oath as to their sufficiency,
waiving all Homestead act or acts, and which said
bond being acknowledged by the obligors therein, is
ordered to be recorded; A Certificate is granted the said
John R. Kelby, for obtaining a probate of the said Will
in due form.

Teste,

Willis E. Cochran. Clerk.

A Copy:

Teste,

Peter B. Prentiss. Clerk

Nausemond Co: Co: Clerk's Office }
January the 11th: 1876 }

No. 1

X^{md}

Andrew McAlister's

Will.

(a copy)

3 Exhib

Filed with Bell in
Mary E. Parker

2)

Andrew M. Parker, Sec.

Nam. P. Cir. et.

Mary E. Parker

vs.

Andrew M. A. Parker & als.

This cause came on this day to be again heard on the papers formerly read and on the Report of Special Commissioner, Wilbur J. Kilby, this day filed by leave of the Court, (the same being a Report of the collection and disbursement of the sum of eleven hundred and sixteen dollars and sixteen cents under the control of the Court in this cause, and of the interest thereon, in pursuance of the decree entered herein on the 15th day of April 1901), and was argued by counsel.

On consideration whereof the Court doth approve and confirm the said Report to which no exception has been taken and doth adjudge, order and decree that the proceedings had in this cause be final and binding between the parties, and it appearing that the object and purposes of this cause have been fully accomplished and that nothing more remains to be done, it is ordered that the cause be removed from the docket.

Mary E. Parker

vs. } In Chy.

Parker fads.

In the Circuit
Court of Chause-
mond County.
October 18, 1901

Decree

To be entered

Robert R. Muntis

Entered in Chancery
Order Book No. 3.
Page 382.

Mary E. Parker.

v

Andrew W. Alister Parker & al.

The Joint and several answer of James Rescoe Parker and Alexander Tyler Parker, infants, by Peter B. Prentiss, their guardian ad litem, to the Bill of Complaint exhibited against them, and Andrew W. Alister Parker, in the Circuit Court of Hanover and County, Virginia, by Mary E. Parker.

These Respondents answer and say, That so far as they know, the facts and statements contained in the said Bill of Complaint, may be true; but, that being infants, and ignorant of their rights in the premises, they submit the same to the keeping of the Court, and pray that no order or decree may be made herein, inconsistent with their rights.

Peter B. Prentiss.

Gdn. ad litem

Mary E. Parker

v

Andrew W. Alister Parker tal.

Answer of infants

To the Hon. George Blow, Judge of the Circuit Court
of Hansemond County, Virginia,

Complaining, shew unto the Court your
Complainant, Mary E. Parker,

Your Complainant respectfully represents
to the Court and says, That her father Andrew W.
Alister died in Suffolk, Hansemond County, Vir-
ginia, about the 1st of April 1872; having first
made and executed his last will and Testament
which was duly proved and ordered to be recorded
in Hansemond County Court on the 9th day of April
1872 - a duly certified copy of which will is
filed herewith as part of this Bill marked "No. 1".

That John R. Kilby, was named the Executor
therein & qualified as such, & settled the personal
estate of the Testator.

That the Testator by the second clause
of his will, gave to his wife Martha for life, the
rents and income of his Store Lot, on which, he
then resided, on the East side of Main Street, Suffolk
Virginia, which lies immediately north of, and
adjoining the Lot of D. Do. H. Webb's estate; also the rent
and income of his store house and lot and other
houses on same lot, situated on the ^{North} ~~main~~ side of
Washington Street, Suffolk, Virginia, & adjoining
the Washington Hotel Lot on the East.

That the Testator by the fifth clause of his
~~said~~ will gave the said houses & Lots, at the death
of his said wife to his daughter Mary (Your Com-
plainant) for life and at her death to her children

then living, and the, decedents, of those dead,
to take per stirpes, to them and their heirs forever.

Your Complainant says, that the said
Martha Mcalister, the wife of the Testator has,
recently died, and that said Real estate
now belongs to her children on the terms
& conditions of the will, and that her
childrens names are as follows - Andrew
Mcalister Parker, James Rescoe Parker and
Alexander Zylar Parker, the first two being
over twenty one years of age, and the ~~third~~
other one, under twenty one years of age.

Your Complainant says, that the first above
named lot was purchased by said Andrew
Mcalister many years ago, and is now bounded
west by the main street of said town; south by the
lot of Dr. R. H. Webb's estate; East by a Branch, and
North by the lot of Wm J. Roper's estate; That
the other lot was purchased by said Testator of Nathl.
Riddick, Trustee for Charles Walters on the 17th day
of January 1857, as will be seen by the writing
marked No. 2, filed herewith, and is bounded
South by Washington street; west by the Washington
Hotel lot; North by the lot of Wallace Kelly (late
James R. Saunders) and East by the lot of Dr.
W. Hamaford's store lot: which lot is entitled to the
right of way or Lane sixteen feet wide on the East
side of said Hamaford's store lot, and across
said Hamaford's lot, as is indicated by a

map filed herewith and marked N. 3.

Your complainant says that these two lots have small old houses on them & not very desir^oable to live in, and hence are frequently unoccupied, and after paying taxes, & repairs produce a very small income, and are constantly depreciating in value;

That your Complainant is too poor to repair them, and that she is desirous, and her friends concur with her, to sell the said lots and invest the proceeds in Richmond City stock,

That your Complainant lives in Richmond City Virginia, and expects to continue to do so, and cannot look after the said lots in Suffolk,

That by investing the proceeds in said City stock she could conveniently draw the Interest semi-annually, and that it is not likely that the said stock would ever fail to pay its Interest. as the said City is in a flourishing condition

In consideration whereof and as this Court has power to grant all adequate relief;

At the End your Complainant prays that her children aforesaid, Andrew Malcolm Parker, James Reese Parker and Alexander Tyler Parker (the last under 21 years of age), may be made defendants hereto, and answer the allegations herein, That the said two lots & houses on the same, in Suffolk, Virginia, may be sold and the proceeds invested as above on the terms

and condition, named in said will, and
that such other and further relief may be
granted, consistent with Equity &c.

Mary E. Parker

by
John R. Kilby J. C.

Kilby J. C.

Mary E. Parker

vs Bill

Andrew M. Parker

Adm.

Cir. Ct. Mass.

Mary E. Parker

v { Chy. Notes

Andrew McAlister Parker & al.

1876. Jan'y: 14th: Sumⁿ in Chy: issued to Feby: Rules, 1876.

" Feby: 9th: Bill & xts: filed - Peter B. Puntis appointed
gotu: ad litem for infants, and filed their
answer, to which there was a genl replication, and
the cause set for hearing, as to them.

" " " Conditional decree v. adult debt:

" March 6th. Conditional decree confirmed, and cause set for hearing
" " on motion of Compt's Atto:

" April 11th: Decree for acco: &c

" Aug: 11th: Report filed

" Octo: 10th Decree for sale

" Nov: 9th: Bond executed & filed

1877. March 26th: Report of sale filed

" April 10th: Decree to collect, deposit & make out

" Octo: 15th Continued

1878. March 23rd: Report of collection, filed

" April 12th: Decree to collect int: &c

" July 22nd: Report of collection of interest & payments, filed

" Octo: 11th: Report confirmed & continued

" Nov: 23rd: Rpt of collection & part of int: filed

1879. Apl: 10th: Decree carrying Report & apl'g W. J. Kelly. Comm^r
~~and~~ vici J. R. Kelly and Le &c

" June 13th: Comm^rs (W. J. Kelly's) bond executed & filed

" July 9th: Report of collection and payment of interest, filed
cause.

" Octo: 10th Decree carrying Report filed & Continued

1880. Apl: 14th: Continued - 1881. Aug: 17th: Report of collection
& payment of interest, filed.

1881. Octo: 11th Decree carrying report of collection, & sh^{rs}

1884. Jan: 10th 5th Report W. J. Kelly Collection, Hom^{er} / do
1885. Sept: 23rd 6th do do do do

Obj: Notes.

Costs-

Clerk . . . \$15.00

Atto: Hay . . . 31.50

Cem. int. . . 10.00

\$56.50

CHANCERY SUMMONS.

The Commonwealth of Virginia,

To the SHERIFF OF NANSEMOND COUNTY—Greeting:

YOU ARE HEREBY COMMANDED TO SUMMON *Andrew McAlister Parker,*
James Rescoe Parker and Alexander Tyler Parker: The
last two, being under twenty-one years of age,

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 *February* next, to answer a
Bill in Chancery, exhibited against *Them*
in the said Court by *Mary E. Parker.*

and have then and there this Summons. Witness, *Peter B. Prentiss*, Clerk of our said Court, at
his office, this *14th* day of *January* 1876, in the *100th*
year of the Commonwealth.

Teste:

Peter B. Prentiss. Clerk of the Court.

Killy & Son. p. 9

Mary E. Parker

2nd { Sum^s in Chy:

Andrew McAlister Parker

Cal:

To February Rules 1876

1876 Jan'y 14. Service of this process is acknowledged

Andrew McAlister Parker

James McAlister Parker
Alexander Tyler Parker

Proc. B. No. 1. Page

Cir. Co.

Virginia:

At Rules, in the Clerk's Office of the Circuit
Court of Hanover County, on Wednesday, the
9th day of February, 1876.

Mary E. Parker. Complainant.

Against } In Chancery

Andrew McAlister Parker, James
Rescoe Parker and Alexander Tyler

Parker: the last two being under twenty-one ^{of age} years. Defendants.

On the motion of the Complainant, by Counsel, Peter B. Prentiss,
is appointed guardian ad litem, to defend the infant defendants,
in this suit; and it is ordered, that notice be given the said guardian
of his appointment, by serving on him a copy of this order.

Teste,

Peter B. Prentiss. Clerk

1876. February 9th: I acknowledge service of the foregoing order, and
that I have received a copy thereof.

Peter B. Prentiss.

Gdu: ad litem

Mary E. Parker

vs { Order, aff/ptg: qdu: ad litem

Andrew McAlister Parker Ld:

Know all Men by these Presents,

That we, *Wilbur J. Kilby and Wallace Kilby*

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA, in the just and full sum of *Two Hundred* 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 *13th* day of *June* in the year one thousand eight hundred and *Seventy-nine*, and in the *103rd* year of the Commonwealth. And we hereby waive ^{the} ~~our~~ Homestead exemption, as to ^{the} ~~this~~ obligation of this bond

THE CONDITION OF THIS OBLIGATION IS SUCH, That if the above bound *Wilbur J. Kilby,*

who has, ~~this day qualified before the~~ by a Decree of the Circuit Court of Nansemond County, pronounced on the 10th day of April, 1879, in the Chancery Cause of *May E. Parker, Plaintiff,* against *Andrew McAlister Parker & others, Defendants,* been appointed Special Commissioner in place of *John R. Kilby, Commissioner,* who has ~~defended this life~~ to collect & pay out the interest on the fund deposited in the ~~Commercial Bank of Suffolk, Virginia,~~ in the manner, and according to the directions of said Decree, shall faithfully discharge ~~his~~ ^{under said Decree} duties of his said trust, then the above obligation to be void, or else to remain in full force and virtue.

Executed in
presence of
the Court.

Peter B. Prentiss

Wilbur J. Kilby (Seal.)

Wallace Kilby (Seal.)

(Seal.)

(Seal.)

(Seal.)

Wilbur J. Kilby, Treasurer.

To { Bond

Commonwealth

1879
June 13th: Recd. & filed

Know all Men by these Presents,

That we, *John R. Kilby and Wilbur J. Kilby*

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 *9th* day of *November* in the year one thousand
eight hundred and *Seventy-ninth*, and in the *101st* 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

John R. Kilby

who ^{was by a Decree of} ~~has~~ this day qualified before the *Circuit* Court of Nansemond County, pronounced
on the *10th* day of *October*, *1876*, in the Chancery Cause of *May E. Parker*,
Plaintiff, against *Andrew M. Alister Parker & others*, Defendants appointed
a Commissioner to make Sale of certain Real Estate in said Cause described shall
faithfully discharge his duties as such Commissioner under said decree, and all
other Decrees he may be required to execute in said Cause
~~shall faithfully discharge the duties of his said trust, then the above obligation to be void, or else to remain in~~
full force and virtue.

Executed in
presence of
the Court.

Peter B. Paenhor. Clerk

John R. Kilby

Wilbur J. Kilby

{ Seal. }
{ Seal. }
{ Seal. }
{ Seal. }
{ Seal. }

John R. Kilby, Comr.

To } Bond

Commonwealth.

1876

Nov. 9th. Executed & filed

1901 May 25th Received of
Wilbur J. Kilby, Special Commis-
sioner, One thousand and thirty-
eight dollars and thirty-six
cents, the same being the net
amount of the money payable
to us in equal sums (one-third
thereof to each of us), in pursuance
of the decree of the Circuit Court
for the County of Chaussemond, en-
tered on the 15th. day of April 1901
in the chancery cause pending
in said Court between Mary E.
Parker, Complainant, and Andrew
McAlister Parker and others, de-
fendants.

\$1038.³⁶

Andrew McAlister Parker
Justus Scott Parker
Alexander Lytle Parker

Richmond Va

May 25. 1901

In the Circuit Court for the
County of Chausemond;

Mary E. Parker Complainant

vs.

In Chancery

Andrew M. A. Parker & als. Defendants

To Honorable Robert R. Prentiss,
Judge of the Circuit Court for
the County of Chausemond:

In pursuance of the decree of
said Court pronounced on the
15th day of April 1901 in the Cause
in Chancery in said Court de-
pending between Mary E. Parker,
Complainant, and Andrew M. A.
Parker and others, Defendants,
the undersigned, Wilbur J. Kilby,
Special Commissioner, respectfully
reports as follows:

That, as directed by said
decree, Your Commissioner has
collected the sum of eleven
hundred and sixteen dollars
and sixteen cents (\$1116.¹⁶), men-
tioned in said decree, and the
interest due thereon from the first
day of January 1901 to the 11th day
of May 1901 and has paid out
and disbursed the same in the
manner specified in said de-

creed as the vouchers hereto attached and the following statement will fully show, to wit:

Statement

By Principal sum mentioned above.			1,116	16
" Interest on same.			24	20
To cash paid Wilbur J. Kilby for services as stated in said decree.	100			
" A. P. Gomer, clerk of court, fees due him to final decree, per rect.	2			
" paid Andrew M. A. Parker, Jas. Rescoe Parker and Alexander Tyler Parker (1/3 for each of them), per rect.	1,038	36		
	1,140	36	1,140	36

Respectfully submitted this
14th day of October 1901.

Wilbur J. Kilby,
Special Commissioner.

Received of Wilbur J. Kilby, Special
Comm., the sum of two (2) dollars stated
in the foregoing Report as paid to me.

A. P. Gomer, clerk

No. 9

Mary E. Parker

vs.

} In Chy.

Parker & als.

Report of collection
and disbursement
of money under de-
cree of 15th April 1901

Filed and con-
firmed 18 Octo. 1901

#199



\$175-7 ⁷⁵

Suffolk, Va. Oct 22 1885

This is to Certify That, according to its Book

The Commercial Bank of Suffolk

was indebted to the Chancery Suit of Parker vs Parker & others
on the first day of August, 1885, in the sum of
Seventeen hundred & fifty seven ⁷⁵ ₁₀₀ Dollars.

Sydney T. Ellis Treasurer

1748.95
8.80
1757.75

1st dividend 25%
\$439 43 Nov 10/85
Mar 15/86 By 2nd
dividend 10% \$175.77
By 3rd dividend 10% \$175.77
May 2/86

By 4th dividend 18 1/2 %
\$325.19 July 2. 1889.

1886 July 12th, Received of Wilbur
J. Kilby, Comr. sixteen and $5\frac{1}{100}$
dollars in full of interest due
me to the 1st. day of July 1886 on
the money under the control of
Court in the Cause in Chancery
pending in the Circuit Court
of Harsemond County between
myself as Plaintiff and Andrew
McAlister Parker and others, De=
fendants.

\$16.⁵⁰

May E. Parker

Witness:

Jno. W. Ferguson

E. H. Ferguson

1887 Jan. 10th. Received of Wilbur J. Kilby
Comr. Twenty-one and $\frac{71}{100}$ dollars in
full of interest due me to the first day
of January 1887 on the money under the
control of Court in the suit in Chancery
pending in the Circuit Court of Chaussemond
County between myself as Plaintiff and
Andrew M^cA. Parker and others. De-
fendants

Witnesses:

Geo W Forquesson

Wm. B. Forquesson

Mary E Parker

1887 July 9. Received of Wilbur J. Kilby
Comm. Twenty-two and $54/100$ dollars in
full of interest due me to the first day of July
1887 from the 1st. day of January 1887 on the money
under the control of the Court in the Chancery
suit pending in the Circuit Court of Cause-
mound County between myself as Plaintiff
and Andrew M^cA. Parker and others, De-
fendants

Witnesses:

x M^{ell}. B. Fergusson
✓ John E. Fergusson.

x Mary E. Parker

1888 Jan. 20. Received of Wilbur J. Kil-
by, Counr. twenty-two and $\frac{54}{100}$ dollars in
full of interest due me for six months ending
1 Jan. 1888 on the money under the control of
the Court in the Chancery suit depending
in the Circuit Court of Chausemond County
between myself as Plaintiff and Andrew
McA. Parker and others. defendants.

Witness;

Mary E Parker

Belle C Parker
J R Parker

1888 July 5th, Received of Wilbur J. Kilby, Comr. twenty-two and $54/100$ dollars in full of interest due me for six months ending 1 July 1888 on the money under the control of Court in the Chancery cause depending in the Circuit Court of Chautauque County between myself as Plaintiff and Andrew M. A. Parker and others, defendants

Witness:

+ Geo. W. Fergusson + Mary E. Parker
+ Mel. B. Fergusson

1889 Jan. 8, Received of Wilbur
J. Kilby Counr. twenty-two and $\frac{54}{100}$
dollars in full of interest due me
for six months ending 1 Jan. 1889 on
the money under the control of
Court in the Chancery cause de-
pending in the Circuit Court of Cham-
berlain County between myself as
Plaintiff and Andrew M. & A. Parker
and others, Defendants.

Witness:

x Jno. W. Ferguson

x Mary E Parker

x E. H. Ferguson

1889 July 8th Received of Wilbur J.
Kilby, Comr. twenty-two and $\frac{54}{100}$
dollars in full of interest due me
for six months ending 1 July 1889
on the money under the control
of Court in the Chancery Cause
depending in the Circuit Court
of Chautauque County between
myself as Plaintiff and An-
drew M^cA. Parker and others,
Defendants

Witnesses:

Mary E Parker
Mrs. W. Fergusson
O. Fergusson

1890 Jan. 14th. Received of Wil-
bur J. Kilby Comr. thirty-one and
⁸⁰/₁₀₀ dollars in full of interest
due me for six months ending 1st.
Jan. 1890 on the money under the
control of Court in the Chancery
suit in the Circuit Court of
Chautauque County between my-
self as Plaintiff and Andrew
M. A. Parker and others, defendants
Witnesses:

+ Geo. W. Fergusson
+ Nell B. Fergusson

+ Mary E. Parker

1890 July 16th Received of Wilbur
J. Kilby, Corr. thirty-one and 80/100
dollars in full of interest due
me for six months ending 1st. July
1890 on the money under the control
of Court in the Chancery suit in the
Circuit Court of Chautauque County
between myself as Plaintiff and
Andrew M. A. Parker and others, de-
fendants.

Witnesses: x Mary E Parker
x O. A. Fergusson
x Jno. W. Fergusson

1891 Jan. 9th. Received of Wilbur
J. Kilby, Counr. Thirty-one and ⁸⁰/₁₀₀
dollars in full of interest due me for six
months ending 1st. Jan. 1891 on the money
under the control of Court in the Chancery
suit in the Circuit Court of Chauseward^{County},
between myself as Plaintiff and Andrew
McA. Parker and others, Defendants.

\$31.⁸⁰

- Mary E Parker

1891 July 9th Received of Wilbur J.
Kilby, Court, thirty-one and $\frac{80}{100}$ dollars
in full of interest due me for six months
ending 1st July 1891 on the money under the
control of Court in the Chancery suit in the
Circuit Court of Chautauque County between
myself as Plaintiff and Andrew M. & A.
Parker and others, Defendants.

\$31. $\frac{80}{100}$

May E. Parker

1892 Jan. 8th Received of Wilbur J. Kilby
Court. Thirty-one and $\frac{80}{100}$ dollars in
full of interest due me for six months
ending 1 Jan. 1892 on the money under
the control of Court in the Chancery suit
in the Circuit Court of Chaussemond County
between myself as Plaintiff and An-
drew McAlister Parker and others, de-
fendants.

Mary E Parker

\$31⁸⁰

1892 July 21. Received of Wilbur J. Kilby
Cmr. Thirty-one and $\frac{80}{100}$ dollars in full
of interest due me for six months ending
1 July 1892 on the money under the control
of Court in the Chancery suit in the Circuit
Court of Chautauque County between my-
self as Plaintiff and Andrew M. E. Parker
& others Defendants.

\$31.⁸⁰
—

Mary E Parker

1893 Jan. 5 Received of Wilbur
J. Kilby. Cour. thirty-one and $80/100$
dollars in full of interest due me
for six months ending 1 Jan. 1893
on the money under control of
Court in the Chancery suit of
Mary E. Parker vs. Andrew M. & A.
Parker & als. in the Circuit Court
of Chaussemond County.

\$31.⁸⁰

Mary E. Parker.

1893 July 17. Received of Wilbur
J. Kilby, Court, thirty-one and $\frac{80}{100}$
dollars in full of interest due me
for six months ending 1 July 1893 on the
money under the control of Court in the
Chancery suit of Mary E. Parker vs. An-
drew M. A. Parker & als. in the Circuit
Court of Chaussemond County, Va.

\$31 $\frac{80}{100}$

Mary E. Parker

1894 Jan. 12, Received of Milburg J.
Kilby, Comr. thirty-one and $\frac{80}{100}$
dollars in full of interest due me
for six months ending 1 Jan. 1894
on the money under the control of
Court in the Chancery suit of Mary
E. Parker against Andrew M. A. Parker
and others in the Circuit Court of
Chausemonde County, Va.

\$31.80

Mary E. Parker.

1894 July 24 Received of Wilbur J.
Kilby, Counr. thirty one and 80/100 dollars
in full of interest due me for six months
ending 1 July 1894 on the money under the
control of Court in the Chancery suit of
Mary E. Parker against Andrew M. & A. Parker
and others in the Circuit Court of Chause-
mond County. Va.

\$31.⁸⁰

Mary E. Parker

To the Circuit Court of the County
of Chancemond, Virginia;

In pursuance of the decree of the
Circuit Court of the County of Chancemond in the State of Virginia pronounced on the 12th. day of October 1885 in the Cause in Chancery in said Court depending between Mary E. Parker, Complainant, and Andrew McAlister Parker and others, defendants, the undersigned appointed Special Commissioner for the purposes specified in said decree, respectfully reports to Court as follows:

That on the 20th. day of October 1885 he received of the Clerk of said Court the four certificates of The Commercial Bank of Suffolk, Virginia, mentioned in said decree and representing the sum of \$1748.⁹⁵ which had been deposited in said Bank to the credit of said cause; that he afterwards surrendered and delivered said certificates to Sydney T. Ellis, Trustee of said Bank; and that on the 22nd. day of October 1885 he received of said Trustee in the place thereof, a certificate for the sum of \$1757.⁷⁵ representing said sum of — \$1748.95 and interest thereon from the first day of July 1885 to 1st. August 1885,

8. 80
Total <u>\$1757.75</u>

The receipt, given by the undersigned to said clerk for said four certificates, is filed with the papers in said cause, and said certificate for said sum of \$1757.⁷⁵, is herewith returned.

Since said certificate for the sum of \$1757.⁷⁵ was given, the undersigned, as directed by said decree, has received of said Trustee the dividends declared from time to time on account of said sum of \$1757.⁷⁵ and has regularly collected interest from year to year on such dividends and paid the same to said Mary E. Parker, as the vouchers herewith returned and the following statement will fully show, to wit:

Statement.

By 25 per cent dividend on said sum of \$1757. ⁷⁵ received 10 Nov. 1885.	439 43
" 10 per cent dividend on the same sum, received 15 March 1886.	175 77
" 10 per cent dividend on the same sum, received 2 August 1886.	175 77
" 18 1/2 per cent dividend on the same sum, received 2 July 1889.	325 19
Total received.	\$ 1116 16
By Interest received on said sum of \$1116.16 to 1 July 1894.	493 60
	1609 76
Carried on	

By amount brought on. 1609 76
 To cash paid said Mary E. Parker as follows:

"	Cash	12 July 1886.	per acct.	16	50
"	"	10 Jan. 1887	"	21	71
"	"	9 July	"	22	54
"	"	20 Jan. 1888	"	22	54
"	"	5 July	"	22	54
"	"	8 Jan. 1889	"	22	54
"	"	8 July	"	22	54
"	"	14 Jan. 1890	"	31	80
"	"	16 July	"	31	80
"	"	9 Jan. 1891	"	31	80
"	"	9 July	"	31	80
"	"	8 Jan. 1892	"	31	80
"	"	21 July	"	31	80
"	"	5 Jan. 1893	"	31	80
"	"	17 July	"	31	80
"	"	12 Jan. 1894	"	31	80
"	"	24 July	"	31	80
"	5 per cent commissions on \$493. ⁶⁰			24	69
"	Principal sum to balance.			1116	16

		1609 76	1609 76
By Principal sum brought on.			\$ 1116 16

The said sum of \$1116.16 is in the hands of the undersigned subject to the order of Court.

As the said The Commercial Bank of Suffolk is insolvent and its assets have been fully administered by its said Trustee, no other

1 or further dividends will be paid
2 on account of said sum of \$1757.⁷⁵
3 Respectfully submitted this 4th,
4 day of September 1894.

5 Wilbur J. Kilby,
6 Special Comr.
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No. 7

Mary E. Parker

vs. } In Chy.

Parker &als

Report of collect-
ions and disburse-
ments under decree
of 12 Octo. 1885

Confirmed Octo 10th 1894

1894 September 6th

Filed

A. P. Lorne

1895 Jan. 24. Received of Wilbur J.
Kilby, Special Comr. Thirty-one and
 $\frac{80}{100}$ dollars in full of interest
due me for six months ending 1st,
Jan. 1895 on the money invested for
my benefit in the Chancery cause
of Mary E. Parker against Andrew
McA. Parker & als. in the Circuit
Court of Chausmond County, Va.
\$31.⁸⁰

Mary E Parker

1895 July 19. Received of Wilbur
J. Kilby, Special Commr. Thirty-one
and $\frac{80}{100}$ dollars in full of in-
terest due me for six months end-
ing 1 July 1895 on the money invest-
ed for my benefit in the Chancery
cause of Mary E. Parker against
Andrew M. A. Parker & als. in the
Circuit Court of Housewound Co. Va.
\$31⁸⁰

Mary E. Parker

1896 Jan. 17. Received of Wilbur
J. Kilby, Special Comr. Thirty-one
and $\frac{80}{100}$ dollars in full of interest
due me for six months ending 1st Jan.
1896 on the money invested for my
benefit in the Chancery cause of
Mary E. Parker against Andrew
McAlister Parker &als, in the Cir-
cuit Court of Chaussemond County, Va.
\$31 $\frac{80}{100}$
Mary E. Parker

1896 July 25. Received of Wilbur J.
Kilby, Special Commr. Thirty-one and
80/100 dollars in full of interest due
me for six months ending 1 July
1896 on the money under the control
of court in the Chancery cause of
Mary E. Parker against Andrew
M.^c Aleister Parker & als. in the Cir-
cuit Court of Anne Arundel County. Va.
31 80

Mary E. Parker

1897 Jan. 26, Received of Wilbur
J. Kilby, Special Comr. Thirty-one
and ⁸⁰/₁₀₀ dollars in full settle-
ment of interest due me for
six months ending 1 Jan. 1897 on
the money under the control of
Court in the Chancery cause of
Mary E. Parker against Andrew
McAlister Parker & als. in the
Circuit Court of Chaussemond
County, Va.

\$31⁸⁰/₁₀₀

Mary E Parker

1897 July 20 Received of
Wilbur G. Kilby, Special Commr.
Thirty-one and ⁸⁰/₁₀₀ dollars in
full of interest due me for six months
ending 1 July 1897 on the money un-
der the control of the Court in the
Chancery Cause of Parker against
Parker Sal. in the Circuit Court
of Chaussemond County. Va.

\$ 31.⁸⁰_—

Mary E Parker

1898 Jan. 29 Received of Mil-
bur J. Kilby, Special Comr. Thirty-
one and $\frac{80}{100}$ dollars in full of
interest due me for six months
ending 1 January 1898 on the money
under the control of the Court in
the chancery cause of Parker against
Parker & al. in the Circuit Court of
Chaucesman County, Va.

\$31.⁸⁰₋

May E Parker

1898 Aug. 4 Received of Wilbur
J. Kilby, Special Commr. Thirty-one
and 80/100 dollars in full of
interest due me for six months
ending 1 July 1898 on the money
under the control of the Court
in the Chancery suit of Parker
against Parker & al in the
Circuit Court of Chautauque
County, Va.

\$31.80

Mary E. Parker.

1899 Jan. 21 Received of Wil-
bur J. Kilby, Special Commr. four-
teen and $\frac{60}{100}$ dollars on
account of interest payable
to me during the period of
six months ending 1 Jan. 1899
on the money under the con-
trol of the Court in the Chan-
cery suit of Parker against Parker
Jal. in the Circuit Court of
Chautauque County.

\$14 $\frac{60}{100}$

Mary E. Parker.

1899 July 26 Received of Wilbur
J. Kilby Special Cour. Twenty five
and $\frac{62}{100}$ dollars on account
of interest on the money under
the control of the Court for my
benefit in the chancery cause
of Parker against Parker & al.,
in the Circuit Court of Chause-
mond County.

\$25.62

Mary E. Parker.

19 Jan. 1900 Received of Milbur
J. Kilby, Special Commr. fifteen
and 27/100 dollars on account of
interest on the money under the
control of the Court for my ben-
efit in the Chancery cause
of Parker against Parker & al.
in the Circuit Court of Chause-
mond County.
\$15 ²⁷/₁₀₀

Mary E. Parker.

1900 August 3. Received of
Willbur J. Kilby, Special Comm.
Thirty-one and $\frac{80}{100}$ dollars in
full of interest due me for
six months ending 1st July 1900
on the money under the control
of the Court in the Chancery
suit of Parker against Parker
et al in the Circuit Court of
Nassau and County, Virginia.
\$31.80

May E. Parker.

1901 Jan. 12 Received of Wilbur J.
Kilby, Special Comr. Seventeen and
 $\frac{64}{100}$ dollars in full of the net a-
mount of interest due me for the six
months ending 1 Jan. 1901 on the money
under the control of the ~~Circuit~~ Court
in the Chancery suit of Parker against
Parker & al, in the Circuit Court of
Chaucesmond County, Virginia

\$17 $\frac{64}{100}$

May E Parker

Mr.

W. J. Kilby Court Park Works Dr. McAllister.

1898.

To S. T. ELLIS, Treasurer of Nansemond County, Va.

No. <u>6704</u>	State Tax 30c. on \$100.		State School Tax, 10c. on \$100.		County Levy, 20c. on \$100.		Parish Levy, 8c. on \$100.		County School Tax, 5c. on \$100.		District School Tax, 5c. on \$100.		County Road Tax, 10c. on \$100.		TOTAL TAX.
No. of Acres.....															
To Real Estate, value.....\$															
" Personal Property, value.....\$ <u>1000</u>	<u>300</u>		<u>100</u>		<u>200</u>										<u>600</u>
" Merchandise, value.....\$															
" Poll Taxes.....															
Total.....			<u>1</u>	<u>00</u>									<u>50</u>		
5 per cent. additional.....															
Total.....															

Received payment

19

day of

Nov1898

Sydney J. Ellis

Treasurer,

Per

No. 473

No. M. J. Kelly Com. for Parker vs. McAllister,
1898.
TO THE TOWN OF SUFFOLK, Dr.

To Tax on \$ 1000, Real and Personal Estate, at 90c. per \$100, for General Purposes...	\$ 9 00
" Capitation Tax, at 50 cents each, for all purposes.....	
" Tax on \$ 1000, Real and Personal Estate, at 5c. per \$100, for the Poor.....	50
" " " \$ 11, Real and Personal Estate, at 14c. per \$100, for Schools.....	1 40
" " " \$ 11, Real and Personal Estate, at 3c. per \$100, for Roads.....	30
TOTAL FOR ALL PURPOSES	11 20
" 5 per cent. added after December 1st.....	

Received payment 19 day of Nov, 1898 John F. Lopez, Treasurer.

Mr. Wilbur J. Hilby Come —
1899.

Dr. Park vs. McAllister

To S. T. ELLIS, Treasurer of Nansemond County, Va.

No. <u>512</u>	State Tax, 30c. on \$100.	State School Tax, 10c. on \$100.	County Levy, 20c. on \$100.	Parish Levy, 8c. on \$100.	County School Tax, 5c. on \$100.	District School Tax, 5c. on \$100.	County Road Tax, 10c on \$100.	TOTAL TAX.
No. of Acres								
To Real Estate, value \$								
" Personal Property, value \$ <u>800</u>	<u>240</u>	<u>80</u>	<u>160</u>					<u>480</u>
" value \$								
" Poll Taxes		<u>200</u>						
Total							<u>50</u>	<u>480</u>
5 per cent. additional								
Total								

Received payment 27 day of Nov 899

W. A. King Treasurer.
Per

~~7107~~

~~69.97~~

70.97

No. 3-13-

Mr N. J. Kilby, Com. for Parker & S. McAlister
1899.

TO THE TOWN OF SUFFOLK, Dr.

To Tax on \$ 800,.....	Real and Personal Estate, at 87c. per \$100, for General Purposes..	\$	6	96
"	Capitation Tax, at 50 cents each, for all purposes.....			
"	Tax on \$ 800,.....	Real and Personal Estate, at 6c. per \$100, for the Poor....		48
"	" " \$.....	Real and Personal Estate, at 13c. per \$100, for Schools..	1	04
"	" " \$.....	Real and Personal Estate, at 2c. per \$100, for Roads.....		16
TOTAL FOR ALL PURPOSES.....			8	64
" 5 per cent. added after December 1st.....				

Received payment 27 day of Apr, 1899 John F. Lohia Treasurer.

Mr. Walbur J. Kilby Com. Park Dr. vs. M. Galister

1900.

To S. T. ELLIS, Treasurer of Nansemond County, Va.

No. <u>536</u>	State Tax, 30c. on \$100.		State School Tax, 10c. on \$100.		County Levy, 30c. on \$100.		Parish Levy, 8c. on \$100.		County School Tax, 5c. on \$100.		District School Tax, 5c. on \$100.		County Road Tax, 15c. on \$100.		TOTAL TAX.	
No. of Acres																
To Real Estate, value \$																
" Personal Property, value \$ <u>800</u>		<u>240</u>		<u>80</u>		<u>240</u>										<u>560</u>
" , value \$																
" Poll Taxes				<u>1 00</u>												
Total													<u>50</u>			
5 per cent. additional																
Total																

Received payment 15 day of Nov 1900

W. A. Spring Treasurer,
Per _____

No. 523

1
1
No. *Judge Wilbur J. Kilby, Commr. Parker vs McAllister*
1900.

TO THE TOWN OF SUFFOLK, Dr.

To Tax on \$ <i>8.00</i>	Real and Personal Estate, at 84c. per \$100, for General Purposes..	\$	6	72
" " " \$.....	Real and Personal Estate, at 7c. per \$100, for the Poor.....			56
" " " \$.....	Real and Personal Estate, at 15c. per \$100, for Schools.....		1	20
" " " \$.....	Real and Personal Estate, at 1c. per \$100, for Roads.			08
" Capitation Tax, at 50 cents each, for all purposes.....				
TOTAL FOR ALL PURPOSES.....			8	56
" 5 per cent. added after December 1st.....				

Received payment.....*23*..... day of *Nov.*....., 190*0*..... *D. S. Perkins*.....Treasurer.

Virginia:

In the Circuit Court for the County
of Chausemond,

Mary E. Parker. Complainant

Against } In Chancery

Andrew M^cA. Parker & al. Defendants

To Honorable Robert R. Prentiss,
Judge of the Circuit Court for
the County of Chausemond:

In pursuance of the decree of
the Circuit Court for the County
of Chausemond, pronounced on the
12th day of October 1885 in the cause
in Chancery in said Court depend-
ing between Mary E. Parker, Com-
plainant, and Andrew M^cAlister
Parker and others, Defendants, the
undersigned, Wilbur J. Kilby, ap-
pointed Special Commissioner for
the purposes specified in said
decree, respectfully reports to
Court as follows,

That, as authorized and di-
rected by said decree, Your Com-
missioner has collected the in-
terest as it has accrued, since
the first day of July 1894, on the
sum of \$1116.¹⁶ to the credit of said
cause as will appear from the

papers therein, and has paid such interest to Mary E. Parker, all interest on said sum of money collected prior to the first day of July 1894, having been previously paid to her.

The following statement and the vouchers herewith returned will show the collection and disbursement of said interest since the first day of July 1894:

Statement.

By Interest on said sum of \$1116 ¹⁶ / ₁₀₀ from 1 July 1894 to 1 January 1901.					
To paid Mary E. Parker as follows:					425 47
Cash 24 Jan. 1895	per acct.	31 80			
" 19 July "	"	31 80			
" 17 Jan. 1896	"	31 80			
" 25 July "	"	31 80			
" 26 Jan. 1897	"	31 80			
" 20 July "	"	31 80			
" 29 Jan. 1898	"	31 80			
" 4 Augt. "	"	31 80			
" 21 Jan. 1899	"	14 60			
" 26 July "	"	25 62			
" 19 Jan. 1900	"	15 27			
" 3 Augt. "	"	31 80			
" 12 Jan. 1901	"	17 64			
To paid Sydney J. Ellis, Treas. State and county taxes for 1898,	per acct.	6			
		365 33	425 47		

brought on	365 33	425 47
Do paid John F. Lotzia, Treas. taxes for 1898 due Town of Suffolk, per sect.	11 20	
" " Sydney J. Ellis, Treas. State and County taxes for 1899, per sect.	4 80	
" " John F. Lotzia, Treas. taxes for 1899 due Town of Suffolk, per sect.	8 64	
" " Sydney J. Ellis, Treas. State and County taxes for 1900, per sect.	5 60	
" " Richard S. Boykin, Treas. taxes for 1900 due Town of Suffolk, per sect.	8 56	
" 5 per cent commissions on \$425. 47.	21 34	
	425 47	425 47

Your Commissioner reports specially that said Mary E. Parker departed this life on the 9th day of February 1901 intestate leaving no descendant of any dead child of hers and no child or children living at the time of her death, except her three children, Andrew McAlister Parker, James Rescoe Parker, and Alexander Tyler Parker, who are parties to said cause and over the age of twenty-one years.

That under the second and fifth clauses of the will of Andrew McAlister, deceased (a copy of which will is filed as exhibit to. 1 with the Bill in said cause),

the said Andrew McAlister Parker,
James Rescoe Parker and Alexander
Tyler Parker, are now entitled
to receive the said sum of \$1116¹⁶
in equal shares, as will fully
appear by said will, the papers in
said cause and the affidavit
of said Andrew McAlister Parker,
James Rescoe Parker, and Alexander
Tyler Parker herewith returned.

The said persons now en-
titled to receive said sum
of \$1116¹⁶ ask that the same be
decreed to be paid to them.

Respectfully submitted this
10th. day of April 1901

Wilbur J. Kilby,
Special Commissioner.

VIRGINIA:

CORPORATION OF THE CITY OF RICHMOND, TO-WIT:

This day personally appeared before me, *Edw. J. Rosenberg*
a notary public for the corporation aforesaid in the State of
Virginia, Andrew McAlister Parker, James Rescoe Parker, and
Alexander Tyler Parker and made oath that their grandfather,
Andrew McAlister, died in Suffolk, in Nansemond County, in said
state, ~~about the first day of April~~ ^{the 28th day of March}, 1872 testate; that on ~~er~~
~~about~~ the 26th day of ~~Dec~~ ^{Dec} 1875, their grandmother, the late
Martha McAlister, widow of said Andrew McAlister, departed this
life intestate; that on the 9th. day of February 1901, their
mother, the late Mary E. Parker, daughter of said Andrew McAlis-
ter and Martha, his wife, departed this life, leaving no descendant
of any dead child of hers and no child or children, except her
children the said affiants, Andrew McAlister ^{Parker}, James Rescoe
~~McAlister~~ Parker, and Alexander Tyler Parker, surviving her at
the time of her death; that they, the said affiants, are, there-
fore, now entitled to receive the sum of one thousand one
hundred and sixteen dollars and sixteen cents, being the proceeds
of the sale of the houses and lots mentioned in the second and
fifth clauses of said Andrew McAlister's will, which sum of
money is now under the control of, and subject to the order of,
the Circuit Court for the County of Nansemond, in the suit in
chancery pending in said court between Mary E. Parker, complainant,
and said affiants, defendants; and ^{that} the said affiants are all
over the age of twenty-one years.

Andrew McAlister Parker
James Rescoe Parker
Alexander Tyler Parker

Subscribed and sworn to by the said Andrew McAlister Parker,
James Rescoe Parker, and Alexander Tyler Parker, before me in
my corporation aforesaid, this 8th day of *April* 1901.

Edw. J. Rosenberg
Notary Public

No. 8

Mary E. Parker

vs. } In Chy.

Parker and others

Report of collection
and disbursement
of interest from 1st.
July 1894 to 1 Jan. 1901.
under decree of 12th.
October 1885

Filed and confirmed
15th. April 1901

510 North 24th Street, Richmond Va

Received this 8th day of July 1884 of
Wilbur J. Kilby, Comr. forty-nine and
 $\frac{84}{100}$ dollars in full of the interest
for six months from the first day
of January 1884 to the first day of
July 1884 on the sum of \$1748.95 de-
posited at the Commercial Bank of
Suffolk Va. to the credit of the Cause
in Chancery pending in the Circuit
Court of Hanover and County Va. be-
tween Mary E. Parker, Plaintiff and
Andrew M. A. Parker and others de-
fendants.

\$49 $\frac{84}{100}$

Mary E Parker

Witnesses:

Chas B. Hack

Mr W. Ferguson

510 North 24th Street Richmond Va.
Received this 8th day of January 1885
of Wilbur J. Kilby Corr. of Court
forty-nine and $\frac{84}{100}$ dollars in full
of the interest for six months from 1st.
July 1884 to 1 Jan. 1885 on the sum of
\$1748.²⁵ deposited at The Commercial
Bank of Suffolk, Va. to the credit of
the Chancery Cause pending in the
Circuit Court of Hanover County
Va. between myself as Plaintiff and An-
drew M.^cA. Parker and others, Defendants.

\$49.⁸⁴

Mary E Parker

Witnesses:

Geo. W. Ferguson
E. M. Abschur

510 North 24th Street, Richmond Va.
Received this 4th day of July 1885 of
Wilbur J. Kilby Comr. of Court, forty
nine and $\frac{84}{100}$ dollars in full of the
interest for six months from 1st. of
January 1885 to 1st. of July 1885 on the
sum of \$1748.⁹⁵ deposited at The Com-
mercial Bank of Suffolk, Va. to the
credit of the Chancery Cause pending
in the Circuit Court of Hanseman
County Va. between myself as Plaintiff
and Andrew M. A. Parker and others
Defendants.

\$49.⁸⁴

Witnesses:

+ Mary E Parker

+ Mrs. W. Ferguson

+ Joseph N. Gill

At a Circuit Court held for Hansemond County the
10th day of April, 1879.

Mary E. Parker Plaintiff.

Against { In Chancery

Andrew Mc. Alister Parker, James Rescoe
Parker, ^{and} Alexander Tyler Parker, the last
two, being under twenty-one years of age. . . . Defendants.

This cause came on this day to be again heard
on the papers formerly read therein and on the
report of Commissioner John R. Kilby, being a
report of the collection and payment of interest,
made in pursuance of a decree of this Court pronoun-
ced at the April term thereof in the year 1875 in this
cause and was argued by counsel. On consideration
whereof the Court doth confirm the said report to
which no exception has been filed, and doth ad-
judge, order and decree that Wilbur J. Kilby, who is
hereby appointed special commissioner for that pur-
pose (in the place of said Commissioner, John R. Kilby,
who has departed this life), receive of the Cashier of the
Commercial Bank of Suffolk, Virginia, or its other
officer (who will pay to said Commissioner, Wilbur J.
Kilby, semi-annually until the further order of
this Court all interest, which may be due or may here-
after become due and payable on the sum of \$1798.93,
deposited at said Bank to the credit of this cause,
and that said Commissioner, Wilbur J. Kilby, pay said
interest to Mary E. Parker, the Plaintiff in this
cause and take her receipt therefor and file the same

with his report which he will make from time to time
of his proceedings under this decree. But before proceed-
ing to execute this decree the ^{said} Commissioner,
Wilbur J. Kilby will execute ^{the clerk of} before this Court in his
office a Bond in the penalty of \$200. with good
personal security and payable to the Common-
wealth of Virginia and conditioned for the faith-
ful execution of this Decree.

A copy

Teste,

Peter B. Prentiss. Clerk

Xnd
Mary E. Parker

1st } Copy Decree
2nd } after Jan. 1, 1879

Andrew W. Alston Parker & Co.

\$ 52. 47

To the Circuit Court of Cause-
mond County, Virginia;

In pursuance of the decree
of said Court pronounced the
10th day of April A.D. 1879 in the
Cause in Chancery in said Court
depending between Mary E. Parker
Plaintiff and Andrew M.^cA. Par-
ker and others. Defendants: the
undersigned, Wilbur J. Kilby
appointed Special Commission-
er for the purposes specified in
said decree, respectfully reports
to Court that, having collected
the interest due for the period
commencing the first day of Jan-
uary A.D. 1884 and ending the
first day of July 1885 on the
sum of \$1748.⁹⁵ deposited at
the The Commercial Bank of
Suffolk to the credit of said
Cause, he has, as directed by
said decree, paid the same
in semi-annual installments
as collected, to said Mary E.
Parker, as will fully appear by
the receipts hereto attached
and the following statement:
(over)

Statement

By Interest on said sum of \$1748.⁹⁵
from 1 Jan. 1884 to 1 July 1885, col-
lected as above specified.

To 5 per cent cons. on \$157.41 = \$ 7 89

" paid Mary E. Parker on the 8th.

day of July 1884, per rect. 49 84

" " Same on 8 Jan. 1885. " 49 84

" " Same on 7 July 1885 " 49 84

157 41 157 41

Your Commissioner makes special report of the fact that ~~the said Bank, seeing its insolvency, made an assignment on the 4th day of August 1885 by deed of trust.~~ the said Bank, being insolvent, made an assignment of all its assets and property to Sydney P. Ellis. Trustee for the benefit of all its creditors pro rata, preferring none; and that on the 10th day of August 1885 the said deed was recorded in the Clerk's office of Chancery County Court: That at the time of said assignment, the said Bank was

indebted to said cause in
said sum of \$1748.⁹⁵, the same
having been placed and being
on deposit there to the credit
of said Cause, subject to the
order of Court, in pursuance
of the decree made in said
Cause at the April Term 1877
of said Court; That the said
assignment directs said trust-
ee to distribute and pay to
the creditors of said Bank
all moneys he may collect
or receive by virtue thereof as
often as the funds in his hands
shall be sufficient to enable
him to pay ten per cent divi-
dends or more: And that the
said trustee has by public
notice called upon ~~at~~ the
creditors of said bank to
present ^{to him} their pass-books or
certificates of deposits or
other evidences of the indebted-
ness of said Bank to them, ~~at~~
~~him~~ as soon as possible that
he may verify the same by the
books of said Bank and is-
sue ~~new~~ certificates over his

own signature in the place thereof, showing the indebtedness of said Bank to each of its creditors as of the first day of August 1885.

Your Commissioner would therefore recommend that the several certificates representing said sum of \$1748.⁹⁵ filed with the Report of Special Commissioner, John R. Kilby, in said Cause on the 23 day of March 1878, be withdrawn and surrendered to said trustee and said trustee's certificate for said sum of \$1748.⁹⁵ with interest added from 1 July 1885 to 1 August 1885, be taken in place thereof and filed in said Cause, and that some one be appointed to receive of said trustee such ~~and~~ and invest such dividends as he may declare from time to time on account of said sum of \$1748.⁹⁵.

Your Commissioner also reports that the said trustee

is of opinion that the assets
of said Bank will not en-
able him to pay more than
fifty per cent of its in-
debtedness.

Respectfully submitted this
18th. day of September 1885.
Wilbur J. Kilby
Comr.

Mary E. Parker

vs. } In Chy.

Parker & al.

Report of collection
of interest and
payment of same
to Mary E. Parker.

18 Sept. 1885

No. 6

Confirmed 12 Octo. 1885

1885. Sept. 23. d. Filed
clerk

1882 Jan. 7th. Received of Wilbur J. Kilby
Comr. forty-nine and $\frac{84}{100}$ dollars being
the net amount of interest from 1 July
1881 to 1 Jan. 1882 on the sum of \$1748.⁹⁵
deposited at the Commercial Bank of
Suffolk Va. to the credit of the Chancery cause
pending in Chancery Court of
Mary E. Parker, Plaintiff against Andrew M. & A.
Parker & others, Defendants. - which said interest
is paid to me under the decree of the 10th. of April
1879 in said cause

\$49.⁸⁴

Witness: J. R. Parker

Mary E. Parker.
Richmond, Va.

Richmond, Va. July 3d. 1882

Received of Wilbur J. Kilby, Comr. the sum of forty-nine & 84/100 dollars being the net amount of interest from 1st January 1882 to 1 July 1882 on the sum of \$1748.⁹⁵ deposited at The Commercial Bank of Suffolk Va. to the credit of the chancery cause pending in Chancery County Circuit Court between Mary E. Parker Plaintiff and Andrew M. A. Parker & others, Defendants which said interest is paid to me under decree of 10th April 1879 in the said cause.

\$49.⁸⁴

Witnesses:

Mary E. Parker

J. E. F. Oakes

Long Oakes State Richmond

Richmond Va. January 6th. 1883.

Received of Wilbur J. Kilby, Comr.
the sum of forty-nine & $\frac{84}{100}$ dollars
being the net amount of interest from
1st. July 1882 to 1st. January 1883 on the
sum of \$1748.⁹⁵ deposited at The Com-
mercial Bank of Suffolk Va. to the
credit of the cause in Chancery pend-
ing in Hanover County Circuit
Court between Mary E. Parker, Plaintiff
and Andrew M.^cA. Parker and others, De-
fendants, which said interest is paid
to me under the decree of the 10th. day
of April 1879 in said cause.

\$49 $\frac{84}{100}$

Witnesses:

Mary E. Parker

Thos. W. Ferguson

A. B. Ferguson

Richmond, Va. July 9th 1883
Received of Wilbur J. Kilby, Comr.,
the sum of forty-nine and ⁸⁴/₁₀₀ dol-
lars, being the net amount of interest
from first day of January 1883 to first
day of July 1883 on the sum of \$1748.⁷⁵
deposited at The Commercial Bank of
Suffolk, Va. to the credit of the cause
in Chancery pending in Chancery
County Circuit Court between Mary E.
Parker, Plaintiff and Andrew M. A.
Parker and others, Defendants, - which
said interest is paid to me under the
decree of 10th, day of April 1879 in said
cause.

\$49 ⁸⁴/₁₀₀

Witnesses:

Mary E Parker

Geo. W. Fergusson
G. W. Fergusson

\$49.⁸⁴/₁₀₀

Richmond Va.

Jan. 8th. 1884

Received of Wilbur J. Kilby, Comr. the sum of forty-nine and ⁸⁴/₁₀₀ dollars on account of interest from the first day of July 1883 to the first day of January 1884 on the sum of \$1748.⁹⁵/₁₀₀ deposited at The Commercial Bank of Suffolk, Va. to the credit of the Chancery Cause pending in the Circuit Court of Hanover County, Va. between Mary E. Parker, Plaintiff and Andrew M. A. Parker & others, Defendants, which said interest is paid to me under the decree of 10th. April 1879 in said Cause
Witnesses;

Geo. W. Ferguson
E. S. Ferguson

Mary E. Parker

To the Circuit Court of Hanover County,
Virginia:

In pursuance of the decree of said Court pronounced the 10th. day of April A.D. 1879 in the Cause in Chancery in said Court depending between Mary E. Parker, Plaintiff and Andrew M. A. Parker and others, Defendants; the undersigned, Wilbur J. Kilby, appointed Special Commissioner for the purposes specified in said decree, respectfully reports to Court that, as directed by said decree, he has collected of The Commercial Bank of Suffolk Virginia all the interest due by it, as the said interest became due and payable semi-annually, on the sum of \$1748.⁹⁵ deposited at said Bank to the credit of said Cause, for the period commencing the first day of July 1881 and ending the first day of January 1884, and that he has, as directed by said decree, paid the same in semi-annual installments as collected, to said Mary E. Parker, as will fully appear by the receipts hereto attached and the following Statement:

By Interest on said sum of \$1748. ⁹⁵			
from 1 July 1881 to 1 Jan. 1884			
collected as above specified:			\$ 262 35
Do 5 per cent cons. on \$262.35			\$ 13 15
1882 Jan. 7	"	paid said Mary E. Parker, per rect.	49 84
" July 3	"	Same	49 84
1883 Jan. 6	"	Same	49 84
" July 9	"	Same	49 84
1884 Jan. 8	"	Same	49 84
			\$ 262 35 \$ 262 35

Respectfully submitted this 10th day of January 1884

Wilbur J. Kilby, Comr.

Mary E. Parker

vs. } In Chy.

Andrew M. A. Parker & al.

Report
of collections and
payments to Mary
E. Parker.

Jan. 10th, 1884

No. 5

Confirmed 10th.
April 1884

1884. Jan. 10th. File
CAL

1881 July 1st. Received of Wilburf Kilby
Comr. forty nine and ⁸⁵/₁₀₀ dollars being
net amount of interest for the last
past six months due me on the money
deposited under order of Court at The
Commercial Bank of Suffolk Va. for
my benefit

\$49 ⁸⁵/₁₀₀

Mary E. Parker.

Witnesses

J. C. Daplin

1881 Jan. 1st. Received of Wilbur J. Kilby Court. Forty nine and ⁸⁵/₁₀₀ dollars, being net amount of interest for the last past six months due me on the money deposited under order of Court at The Commercial Bank of Suffolk, Va., for my benefit.

\$49.⁸⁵

Mary E. Parker.

Witnesses: C. N. Detheridge
L. J. Gilmer

1880 July 3d. Received of Wilbur
J. Kilby Counr. Forty nine and ⁸⁵/₁₀₀
dollars, being the net amount of
interest for the last past six months
due me on the money deposited at
The Commercial Bank of Suffolk
under order of Court for my benefit

\$49.⁸⁵₁₀₀

Mary E. Parker

Witness:

W. Holt Richardson Jr

W. Allen.

1880 Jan. 3d. Received of Wilbur J. Kilby
Commr. forty nine and ⁸⁵/₁₀₀ dollars being
net amount of interest for the last
past six months due me on the
money deposited at The Commercial
Bank of Suffolk under order of
Court for my benefit

\$49 ⁸⁵/₁₀₀

Witness: J. R. Parker

Mary E. Parker.

To The Circuit Court of Hansemond
County, Virginia:

In pursuance of the decree of
said Court pronounced the 10th. day
of April A.D. 1879. in the cause in
Chancery in said Court depending
between Mary E. Parker, Plaintiff and
Andrew M. A. Parker and others, Defend-
ants, the undersigned respectfully
reports to Court that he has received of
the cashier of The Commercial Bank
of Suffolk, Va. all the interest as
it became due and payable semi-
annually on the sum of \$1748.⁹⁵ de-
posited at said Bank to the credit
of said cause for the period com-
mencing the first day of July 1879
and ending the first day of July 1881,
and that he has paid the same semi-
annually, as collected, to said Mary
E. Parker as directed by said decree
as will fully appear by the follow-
ing statement and the receipts hereto
attached:

Statement

By Interest on said sum of \$1748.⁹⁵
from 1 July 1879 to 1 July 1881 -

2y. collected in sums of \$52.47
each semi-annually. =

\$209.88

To 5 per cent coms. on \$209.88 \$ 10.48

1880 Jan. 3 " paid Mary E. Parker her acct. 49.85

" July 3 " " Same " 49.85

1881 Jan. 1 " " Same " 49.85

" July 1 " " Same " 49.85

\$209.88 \$209.88

Respectfully submitted this 16th. day of August 1881

Wilbur J. Kilby. Comr.

Mary E. Parker

Ms. } In Chy.

Andrew M.^cA. Parker tal.

Report of
Collections & payments
16 Aug. 1881

No. 4

Confirmed 11th. Oct. 1881

1881. Aug: 17th: Filed
cel

1879 July 7th. Received of Wilbur J.
Kilby Counr. forty nine and $\frac{84}{100}$ dol-
lars. being net amount of interest
on the sum of \$1748.95. paid to me
for the period of six months from
the first day of January 1879 to the
first day of July 1879 in pursuance
of a decree of the Circuit Court of
Massachusetts pronounced at the April
term thereof in the year 1879 in
the Chancery cause of Mary E. Parker
Plaintiff against Andrew M^r. A.
Parker and others

\$49. 84

x Mary E. Parker.

To the Circuit Court of Hanseman
County, Virginia:

In pursuance of a decree
of said Court pronounced at the
April Term thereof, in the year 1879
in a Cause in Chancery in said
Court depending between Mary E. Parker
Plaintiff and Andrew M. Alister Parker
and others, Defendants, the undersigned
appointed Special Commissioner for the pur-
poses named in said decree, respectfully
reports to Court, that he has received of
the Cashier of The Commercial Bank of
Suffolk, Virginia, all interest due on the
sum of \$1748.95 deposited at said Bank
to the credit of said cause for the period
of six months commencing with the
first day of January 1879 and ending
with the first day of July 1879, and that
as directed by said decree he has
paid the same to said Mary E. Parker
having first reserved his commissions, as
will more fully appear by the following
statement and annexed voucher:

Statement

By Int. for six months on said sum of \$1748.95. as above stated.	\$ 52 47
To 5 per cent coms. on \$52.47.	2 63
	\$ 49 84
To paid Mary E. Parker per said decree and per acct.	\$ 49 84

Respectfully submitted this 8th day of July 1879
Wilbur J. Kelby
Commr.

Mary E. Parker

vs } In Chy.

Andrew M. A. Parker & al.

Report of collection
and payment of
Interest

No. 3.

Confirmed 10 Octo.
1879

1879. July 9th. Filed
clk.

11
1878 Apr. 20th. Received of John R. Kilby
Commr. forty nine and $\frac{84}{100}$ dollars
being net amount in full of in-
terest due to me from 1 July 1878 to
1 January 1879 on the sum of \$1748.95
deposited at The Commercial Bank of Auf-
folk. Va. to the credit of the Chancery
cause of Mary E. Parker, Plaintiff, a-
gainst Andrew McAlister Parker and
others, Defendants, pending in the
Circuit Court of Chancery County,
Va. - which interest is paid to me
under decree of April Term of said
Court in the year 1878 in said cause
\$49.84

Mary E. Parker.
Witness: C. W. Petherbridge
J. W. Foulhame

At a Circuit Court, continued and held for Newbern and
County, the 12th day of April, 1878.

Mary E. Parker Complainant.

Against { In Chancery

Andrew McAlister Parker, James
Rescoe Parker and Alexander Tyler
Parker: the last two being under
twenty-one years of age. Defendants.

This Cause came on this day to be again heard on the papers
formerly read therein, ^{and} on the Report of Commissioner John R.
Kelly, made in pursuance of a Decree of this Court, pronounced
in this Cause, at the April Term, thereof, in the year 1877,
and was argued by Counsel.

On Consideration whereof, the Court doth confirm the said
Report, to which no exception has been filed, and doth adjudge,
order and decree, that said Commissioner, John R. Kelly, receive
of the Cashier of the Commercial Bank of Suffolk, Virginia,
or its other Officer (who will pay the same to him, said
Commissioner) from time to time, until the further order
of this Court, all interest now due or that may hereafter ac-
cumulate and become due on the sum of \$1748.95, de-
posited at said Bank to the credit of this Cause, as shown by
said Report, and that said Commissioner pay said interest
to Mary E. Parker, the Plaintiff, in this Cause, and take
receipt or receipts for the payment or payment to her of
said interest, and make Report to Court, filing said receipt or receipts, therewith.

A Copy. Teste, Peter B. Prentiss, Clerk

xm

Mary E. Parker

vs { Co: Decree. Apl: Term, 1878.

Andrew McAlister Parker Hal

To the Circuit Court of Chausemond
County, Virginia:

In pursuance of a decree of
said Court, pronounced at The April
Term thereof in the year 1878 in a cause
in Chancery in said Court depending be-
tween Mary E. Parker, Plaintiff, and
Andrew McAlister Parker and others, De-
fendants, a copy of said decree being
herewith annexed: the undersigned re-
spectfully reports to Court that he has
received of the Cashier of The Commercial
Bank of Suffolk, Virginia, the interest
due on the sum of \$1748.95 deposited
at said Bank to the credit of said
cause, from the 1st day of July 1878
to the 1st day of January 1879, a period
of six months, the interest for all pre-
vious time having been heretofore receiv-
ed and paid out in pursuance of
said decree, and that he has paid
as directed by said decree the net
amount of the interest last collected
as above specified, to Mary E. Parker,
as the following statement and her re-
ceipt herewith annexed will show:

1878 Nov. 20	By interest as above specified	
	on \$1748.95 from 1st. July	
	1878 to 1 Jan. 1879 - 6 m. =	\$ 52 46
	To 5 per cent Cons.	2 62
	Net amount.	\$ 49.84
	To paid Mary E. Parker, per said decree & receipt.	\$ 49 84

Respectfully submitted This 20th day of November 1878.
John R. Kilby.
Commr.

Mary E. Parker

vs } chy

Andrew M. A. Parker & al.

2nd

Report of collection and
payment of interest

26 Nov. 1878

No. 2

Confirmed 10 Apl.
1879

1878. Nov. 23rd. filed.
clk.

1878 July 18th, Received of John R. Kilby
Commr. Sixty three and $\frac{86}{100}$ dollars
being net amount in full of in-
terest due to me up to 1 July 1878
on the sum of \$1748.95 deposited at
The Commercial Bank of Suffolk
Va. to credit of the Chancery cause
of Mary E. Parker, Plaintiff, against
Andrew McAlister Parker and others
pending in the Circuit Court of
Harrison County, Va. - which
interest is paid to me under de-
cree of April Term of said Court in
the year 1878, in said cause.

\$63.86.

Witness:

(Parker)

Mary E. Parker.

At a Circuit Court continued and held for Hansemond
County, the 12th: day of April, 1878.

Mary E. Parker Plaintiff.

Against { In Chancery

Andrew McAlister Parker, James Rescoe
Parker and Alexander Tyler Parker: the
last two being under twenty-one years
of age Defendants.

This Cause came on this day to be again heard on the
papers formerly read therein, and on the Report of Com-
missioner John R. Kilby, made in pursuance of a decree
of this Court, pronounced in this Cause, at the April
Term thereof, in the year, 1877, and was argued by
counsel.

On consideration whereof the Court doth confirm the said
Report, to which no exception has been filed, and doth
adjudge, order and decree, that said Commissioner,
John R. Kilby, receive of the Cashier of the Commercial
Bank of Suffolk, Virginia, or its other Officer (who will
pay the same to him, said Commissioner) from time
to time, until the further order of this Court, all interest
now due or that may hereafter accumulate and become
due on the sum of \$1748.95, deposited at said Bank
to the credit of this Cause, as shown by said Report, and
that said Commissioner pay said interest to Mary E. Parker,
the Plaintiff in this Cause, and take receipt or receipts
for the payment or payments to her of said interest,
and make Report to Court, filing said receipt

xm

Mary E. Parker

vs { Copy Recd

Andrew McAlister Parker Cal

or receipt is therewith.

a Copy:
Waste,
Peter B. Francis. Clerk

To the Circuit Court of Hansemond County
Virginia:

In pursuance of a decree of said
Court, pronounced at the April Term thereof
in the year 1878 in a cause in Chancery
in said Court depending between Mary E.
Parker, Plaintiff, and Andrew McAlister Parker
and others. Defendants, a copy of said de-
cree being herewith annexed; the undersigned
respectfully reports to Court that he has collect-
ed and received of the Cashier of The Com-
mercial Bank of Suffolk, Virginia, all interest
accumulated and due on the sum of \$1748.95
deposited at said Bank to the credit of said
Cause and that he has paid the net amount
thereof to Mary E. Parker, as directed by said
decree and as her receipt herewith attached,
and the following statement will shew:

By interest on deposit of \$300. from
28 Aug. 1877 to 1 July 1878. part of said \$1748.95. = \$ 14 65

By ditto on deposit of \$458, part of
said sum of \$1748.95 from 12
Sept. 1877 to 1 July 1878. 21 98

By ditto on deposit of \$476.76 from 19 Sept.
1877 to 1 July 1878, another part of \$1748.95. 22 29

By ditto on deposit of \$513.84, part of
\$1748.95 from 23 Mar. 1878 to 1
July 1878. 8 30

To 5 per cent commissions on \$67.22. 3 36

To paid Mary E. Parker, as per said
decree & per acct. \$ 63 86

Respectfully submitted This 20th. day of July
1878.

John R. Kelly — Court.

Mary E. Parker
vs. } chy.
Parker & als.

1st.

Commissioner's Report
of collection of interest
and payment.

26 July 1878

No. 1

Confirmed Octo. 1878

1878. July 22nd. filed

At a Circuit Court held for Newsumond County,
The 10th: day of April, 1877.

Mary E. Parker

Plaintiff

Against } In Chancery

Andrew McAlister Parker, James Reese
Parker and Alexander Tyler Parker; the
last two being under twenty-one years
of age.

Defendants.

This cause came on this day to be again heard on
the papers formerly read and on the report of John
R. Kilby, Comr., made pursuant to the decree of
this Court of the October Term, 1876. To which report
there is no exception, and was argued by counsel.

On consideration whereof the Court doth ad-
judge, order and decree that the said report be
confirmed and that the said John R. Kilby,
Comr., as aforesaid, will receive of the Clerk of
this Court, (who will deliver the same to him the
said John R. Kilby, on his leaving a receipt there-
for) the two Bonds filed with the said Report of Chs. E.
Whillock of \$370. each, dated the 13th. Nov. 1876, and
payable six and twelve months after date with
Interest from date; and the two Bonds of Jno. F.
Pinner of \$445. and \$500 respectively payable at six
and twelve months after date with interest from
date, and dated the 12th: March, 1877; And there-
upon the said Kilby, will as the said Bonds become
due, collect the same and deposit the amounts to
the credit of this suit in The Commercial Bank of

Suffolk, Virginia, subject to the order of this Court
and when the whole amounts are paid, make to
the said Chs. E. Whitlock and John F. Pinner, re-
spectively, deeds with special warranty for the real
estate purchased by them under the proceedings
herein, and make report to court of his pro-
ceedings hereunder,

A copy;

Teste,

Peter B. Prentiss, Clerk

Parker &
vs. Copy Decree
Parker & al

To the Circuit Court of Hanover County, Virginia:

In pursuance of a decree of said Court pronounced at the April Term thereof in the year 1877 in a cause in Chancery in said Court depending between Mary E. Parker, Plaintiff, and Andrew McAlister Parker and others, Defendants, a copy of said decree being herewith annexed: the undersigned, respectfully reports to Court that he received of the Clerk of said Court the two Bonds of Chas. E. Whitlock for \$370. each, dated the 13th day of November 1876 and payable six and twelve months after date with interest from date, and also the two Bonds of John F. Primer for \$445.70 and \$500 respectively, payable six and twelve months after date with interest from date and dated the 12th day of March 1877; that having received said Bonds, which had been filed in said cause, your Commissioner proceeded to collect and has collected the principal of the same and all interest due thereon, and has deposited the same to the credit

Mary E. Parker

vs. } chcy.

Andrew M. Alister Parker & als

Commissioner's Report
of collections & deposit

23 Mar. 1878

Confirmed 12th.
April 1878

1878. March 23rd. Filed
clerk

1885 Octo. 20th. Received of Peter B. Prentiss
Clerk of the Circuit Court of Chaussemond County
in pursuance of the decree of said Court
of the 12th. day of Octo. 1885 in the Chaucery
Cause of Mary E. Parker vs. Parker & al,
for the purpose specified in said decree. the
four certificates mentioned in this Re-
port, to wit, one for \$513⁸⁴, one for \$476⁷⁶
one for \$458³⁵ and one for \$300.⁰⁰

Wilbur J. Kilby
Commr.

LOTS IN SUFFOLK For Sale!

By virtue of a Decree of the Circuit Court of Nansemond County, Virginia, Made in the cause of Parker against Parker and others, I will offer for sale, before the Courthouse door of Nansemond County aforesaid,

ON MONDAY 13th NOVEMBER, 1876.

BEING COURT-DAY,

Two Lots in Suffolk, Va., belonging to the estate of Col. Andrew McAlister, deceased.

1st. A lot on the East side of Main street, bounded West by said street, South by the lot of Dr. R. H. Webb's estate, on the East by a branch, and on the North by the lot of Wm. J. Royster's estate, on which lot is a dwelling house, several out houses, and which lot is near an excellent Female School, and near all the Churches, and in a good neighborhood, and convenient to two good Male Schools.

2d. A lot with store-house and one or two small tenements, on the North side of Washington street, bounded South by said street, West by the Washington Hotel lot, North by Wallace Kilby's lot, and East by the lot and store-house of Thos. W. Hannaford, with a passageway 16 feet wide, across said Hannaford's lot. This is a good stand for a store and was for many years used by Col. McAlister as a shoe store.

TERMS---Costs and expenses, Cash.

The residue on 6 and 12 months credit, in equal payments, with bond and good security waiving homestead, and title retained till ordered by the Court.

JOHN R. KILBY, Com'r.

Suffolk, Oct. 18th, 1876.

Rec^d of J. R. Hilby Com. Five Dollars
for selling McCalister Lot on Main
St Suffock Va Nov 13th 1846

Geo L Parker Chm.

1877 Mar 12. Recd of John R Kelly con.
antiquary his seeing, me at the store lot
under name of Parker & v. Parker

J. S. Geo D. Parker con

At a Circuit Court held for Hansemond County
the 10th day of October 1876

Mary E. Parker

Plaintiff

against & In Chancery

Andrew McAlister Parker, James Reese Parker
and Alexander Tyler Parker: the last two being

under twenty one years of age. - - - Defendants

This cause came on this day to be again heard on
the papers formerly read therein, and on the Report of
Commissioner Wilbur J. Killy made in pursuance
of a decree of this Court entered at the April Term there
of 1876 in this cause, and on the depositions of James R.
Norfleet, A. S. Darden, R. R. Riebelich and R. S. Eley, filed
with said Report and was argued by Counsel.

On consideration whereof the Court doth confirm
the said Report, to which no exception has been filed
and doth adjudge, order and decree that John R. Killy
who is hereby appointed a Special Commissioner
for that purpose, proceed to sell at public Auction
on some Court day, before the Court house door of
Hansemond County, Virginia, the real estate, in
the Town of Suffolk in said County of which Andrew
McAlister died seized and possessed, consisting of
two lots or parcels, to wit: One lot bounded on the West
by Main Street in said Town, on the South by the lot
of Dr. R. H. Webb's estate, on the East by a Branch
and on the North by the lot of Wm. J. Rozster's estate,
having on it a dwelling house and several
outhouses: And another lot, bounded on the

South by Washington Street of said Town on the West by Washington Hotel and lot, on the North by the lot of Wallace Kilby and on the East by the business house and lot of Thomas W. Hammaford & son, having on it a house for business and an outhouse or two.

That said commissioner proceed to sell said real estate for cash enough to pay the expenses of the sale and the costs of this suit, and that for the residue of the purchase price, he take two several Bonds in equal amounts, from the purchaser, with good security, payable to himself as said Commissioner respectively six and twelve months from the day of sale with interest from date: and that said commissioner retain the title to said real estate until the further order of this court.

And said commissioner, before proceeding to make said sale, will advertise the day of sale once a week for three successive weeks in the "Suffolk Herald" a newspaper published in the Town of Suffolk and that he post printed notices of said sale throughout said Town and at the Court-house door of said county for at least twenty days previous to said sale.

And said commissioner before proceeding to make said sale, will also execute before the Clerk of this Court in his office a Bond in the penalty of twenty-five hundred dollars, with good security, payable to the Commonwealth of

Virginia, and conditioned for the faithful execution of this decree and all other decrees he may be required to execute under proceedings in this cause.

A Copy:

Feele,

Peter B. Prentiss. Clerk

Costs

Clerk - \$15.00

Attor: & Tax 31.30

Commth 10.00

\$56.30

To the Circuit Court of Hansemond County Va.

The undersigned reports to the Court that pursuant to the Decree of October Term 1876 made in the case of Mary E. Parker against Andrew Mcalister Parker and others, he proceeded to advertise the real estate named in said Decree, of which Andrew Mcalister died possessed ~~under the will of~~ ~~by said Decree~~, for Twenty days by advertisement at the Court house door of said County & by Printed handbills posted up at various public places near to said premises & at a distance & in the Suffolk Herald a newspaper published in Suffolk Va. & after notice to the parties, and did on the 13th day of November 1876, ^{offer to} sell at auction before the Court house door of said County, the said 2 parcels of land referred to in said Decree when the parcel on main street in the town of Suffolk, bounded South by Lot of Dr. No. H. Webb's estate, on the East by a Branch, and on the North by the Lot of Am. J. Ryzter was purchased by Chas. E. Whitlock for \$815.00 of which he paid in cash 75.00

Leaving \$740.00

For which the said Chas. E. Whitlock executed me Bond Payable at six months time at 12 months, with interest from date, each for \$370 making

\$740.00
which

Bonds are filed herewith — The other lot
was not sold no bidder being found —

The cash received \$75.00

Expenses as follows.

To 5 per cent com. on \$300	\$15.00
" 2 " " on \$575.	10.30
" paid "Suffolk Herald"	9.50
" " Geo. J. Parker clerk's fee	5.00
" " P. B. Painter clerk	15.00
" " attys fee & day	31.50
" " Com. (W. J. Kelly)	10.00
" " Dees to Purchaser	3.00
	<u>\$99.30</u>

75.00

Balance due to J. A. Kelly \$24.30

and that no sale of the Lot near the
Washington Hotel, could then be made
for the want of bidders —

1877
Mar. 12. And on this day being court day,

the Lot on Washington Street and
adjoining the Washington Hotel was
again offered for sale at auction on
similar credit and was purchased

by John J. Penner for
of which he paid in cash
~~of which he paid in cash~~

\$1000.00

52.30

~~500.00~~

~~750.00~~

and executed two bonds one
payable at 6 months carrying

\$945.70

Interest from date for \$445.70
 and the other payable 12 months
 after date with like interest } 500 = \$945.70
~~750~~
~~750~~
~~\$1195.70~~

By cash ~~\$54.30~~
 To Coms. at 2 percent on \$1000. \$20.00 54.30
 " Balance of expenses on first
 above sale } 24.30
 " Geo. J. Parker, audit. per ret. 5.00
 " fees to purchaser 5.00 = 54.30
~~\$1195.70~~

Recapitulation

Chs E. Whitlocks 1 st Bond due	13 May 1877	\$370.00
Do 2 ^d " "	13 Nov 1877	370.00
Mrs. J. Pinne's 1 st Bond "	12 Sep. 1877	445.70
Do 2 ^d Do.	12 Mar 1877	500.00
Total.		<u>\$1685.70</u>

1877 March 20th, Received of Geo. R. Kilby, ten (\$10)
 charged as paid to me above

Wilbur J. Kilby
 Secy.

Parker

v

Parker & Co.

(Andrew McCalister)
City

Report of

Confirmed 10 Apr.
1877

1877. March 26th
Free

1877. Feb 14. Recd of the Clerk of Cir. at Washington
two Bonds of Geo. F. Quinn ~~each~~ of \$445. & \$500,
& the Bonds of C. E. Colburn of \$370 each
delivered in under order of a Ple. Civ. Ct. 1877
John D. Kelly Com