

1905-005
Nansemond Co (Suffolk)

Chancery Causes: Columbus J. Duke vs Georgianna Holland, admx et al

Harrell, Bunch, Lloyd, Richards, Griggs

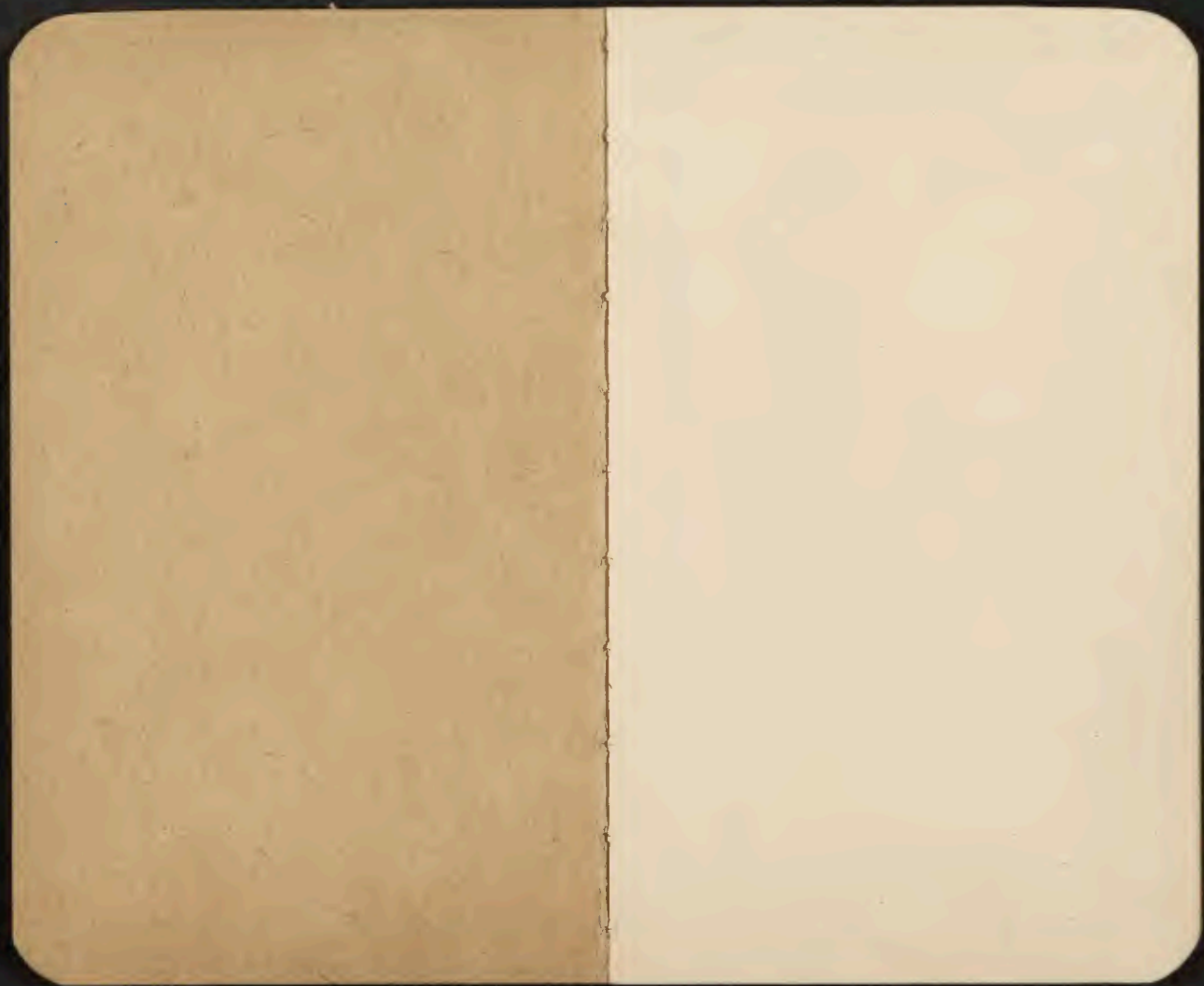
-1900-

THE FARMERS BANK
OF NANSEMOND,
SUFFOLK, VA.

IN ACCOUNT WITH

The Bank of the Commonwealth
of Virginia, 25 Hanover
St., Richmond

ROBINSON & SONS, PRINTERS AND STATIONERS, 2 LIBERTY ST., N. Y.



The Farmers Bank of Nansemond,
SUFFOLK, VA.

Dr.

in acc't with

1900

Dec 3	Dr	\$150
1901		
Aug 7	"	19836
Oct 16	"	8650
Nov 4	"	<u>38486</u>

Lee Britt Spe Comm'r
C. J. Duke vs Holland & Co.
rather

Oct 10	withd	38486
1901	4	
Nov	✓ 4	L. J. Hinkle 1 ✓ 127.82
"	✓ 4	A. P. Gomer 2 ✓ 670
"	4	A. N. B. 3 ✓ 200
"	4	L. J. Hinkle 4 ✓ 550
"	4	L. B. Pinner 5 ✓ 10.00
"	✓ 4	J. S. Copeland 6 ✓ 100
"	✓ 4	W. H. Byrd 7 ✓ 1.00
"	4	L. J. Hinkle 8 ✓ 1.00
"	✓ 4	J. W. Nozier 9 ✓ 3.00
"	✓ 4	Lee Britt 10 ✓ 3670
here	2	S. T. Elliot 11 ✓ 225
"	✓ "	R. S. Boykin 12 ✓ 439
		~~C. J. Duke~~
"	✓ 14	Mrs Josephine 13 ✓ 4363
"	✓ 14	E. E. Holland 14 ✓ 9.00
		Howas 25399

Amt Forward \$38486

1902

Sept 2
Mch 30
1903
July 1
" "

Amt Forward 253 99
Hester Hotel 15 43.63
R. L. Boykin 16 92
S. T. Jellison 17 47
E. C. Hallard
City of C. Meyer
Des.

18 8585
\$38486

3256
2224

**REMAINING
PAGES IN
VOLUME ARE
BLANK AND
HAVE NOT
BEEN
REFORMATTED**

320

356

676

32836
36.10

30086
29762
87.24
5.00
3.00
95.74



SUFFOLK, VA..

Feb 28, 1900.

To A.P.Gomer, Esq.

Clerk of Circuit Court for Nansemond County:-

Please issue a process in the following case:-

Columbus J. Duke, who sues on behalf of himself and such
other of the creditors of Drew Holland, deceased, as shall
come in and contribute to the costs of this suit--Plaintiff.

VS

Jeff. D. ^{no +}Holland, John R. ^RHolland, J. Herbert ^{no x}Holland, Josephine
V. ^{na}Harrell, James A. ^{na}Harrell, her husband, ^{+ no}Georgianna Holland
Administratrix of the goods and chattels of Drew Hol-
land, deceased, and said Georgianna ^{no}Holland, widow of said
Drew Holland, deceased, ----- Defendants.

Issue summons in chancery to March Rules (1st Monday) 1900.

Pay \$1.50 pd

Lee Britt
W. q

Jeff. D. Holland ✓
John R. Holland ✓
Geor. Holland adm ✓
" " adm ✓
} H. P. L. Co.

In R. Holland Richmond

C. J. Duke
25

Ms

J D Hallaw to her

12.

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF ^{Norfolk} ~~NANSEMOND~~ COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON

Jeff D. Holland, John R. Holland, J. Herbert Holland, Josephine V. Harrell, James A. Harrell, her husband, Georgianna Holland Administratrix of the goods and Chattels of Brew Holland deceased, and said Georgianna Holland widow of said Brew Holland deceased

to appear at the Clerk's Office of the Circuit Court of Nansemond County, at the Rules to be held for the said Court, on the *First* Monday in *March 1900*, to answer

a Bill in Chancery, exhibited against *them* in the said Court by *Columbus J. Duke who sues on behalf of himself and such other of the creditors of Brew Holland deceased as shall come in and contribute to the costs of this suit*

and have then and there this summons.

Witness, A. P. GOMER, Clerk of our said Court, at his office, this *28th* day of *February*, 1900, in the 12th year of the Commonwealth.

A copy—Teste:

Teste:

, CLERK.

, CLERK.

Executed this the 1st day of March 19⁰⁰
by serving a true copy of the within summons
to Jeff & Halland a copy to J Herbert
Halland a copy to Georganna Halland
in person in Norfolk County

Attest
H. C. Cromwell Sheriff
Norfolk County
by Wm. C. Carmichael Deputy Sheriff

See Book p. 9.

Columbus Clarke

and others

vs.

In Chancery.

Jeff & Halland
and others

1900

March Rules.

First Monday.

1 Person.

Nansemond Circuit Court.

Process Book No. 2

Page 189

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON

Jeff D. Holland
John R. Holland *Herbert Holland*
Josephine W. Harrell *James A. Harrell*
her husband *Georgianna Holland*
Administratrix of the goods and chattels
of Drew Holland deceased and said
Georgianna Holland widow of said
Drew Holland deceased.

to appear at the Clerk's Office of the Circuit Court of Nansemond County, at the Rules to be held
for the said Court, on the *First* Monday in *March 1900*, to answer

a Bill in Chancery, exhibited against *them*
in the said Court by *Columbus J. Duke who sues*
on behalf of himself and such other
of the Creditors of Drew Holland
deceased as shall come in and con-
tribute to the Costs of this suit

and have then and there this summons.

Witness, A. P. GOMER, Clerk of our said Court, at his office, this *28th* day of
February, *1900*, in the 124th year of the Commonwealth.

A copy—Teste:

Teste:

, CLERK.

, CLERK.

Lee Britt p. q.

Columbus Duke
and others

vs. } In Chancery.

Jeff D. Holland
and others

1900
March Rules.

First Monday.

Nansemond Circuit Court.

Process Book No. 2

Page 189

Executed this the 3rd day of March 1900 by delivering
a true copy of the within summons to Josephine W
Daniel and James A Daniel in person.
W. E. Longland Clerk
for Attestation Supt

CHANCERY SUMMONS.

The Commonwealth of Virginia,
Sergeant the City of Richmond
 TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON

Jeff D. Holland
John R. Holland *Herbert Holland*
Josephine V. Narrell *James A. Narrell*
her husband *Georgianna Holland*
Administratrix of the goods and Chattels
of Drew Holland deceased and said
Georgianna Holland widow of said
Drew Holland deceased

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 *Suit* Monday in *March 1900*, to answer

A Bill in Chancery, exhibited against *them*
 in the said Court by *Columbus J. Duke* who sues on
behalf of himself and such other of the
Creditors of Drew Holland deceased, as
shall come in and contribute to the costs
of this suit.

and have then and there this summons.

Witness, A. P. GOMER, Clerk of our said Court, at his office, this *28th* day of
February, 1900, in the 12th year of the Commonwealth.

A copy—Teste:

Teste:

CLERK.

CLERK.

Executed in the city of Richmond on the 3rd day of March 1900 by delivering a true copy of the within process to Mrs M. A. Holland wife of John R. Holland at his usual place of abode and explaining its purport to her, John R. Holland not being found at his usual place of abode.

Fee paid Sergt
of Richmond }

W. D. Weisiger of
For H. C. Apps Sergt
city of Richmond

See Book p. 9.

Columbus Clarke
and others

vs.

In Chancery.

Jess O. Holland
and others

1900

March Rules.

March Monday.

Nansemond Circuit Court.

Process Book No. 21

Page 189

Know All Men by These Presents, That we, Lee Britt and
Luther A. Britt

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA in the just and full sum of Three 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.

And we waive the benefit of our exemption as to this obligation, and also waive any claim or right to discharge any liability to the said Commonwealth arising under this bond, or by virtue of the office, post or trust herein mentioned, with coupons detached from bonds of said Commonwealth.

Sealed with our seals, and dated this 15th day of October in the year of our Lord one thousand ^{and nine} ~~eight~~ hundred and (1900), and in the 125th year of the Commonwealth.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas by a decree of the circuit court of Nansemond County Virginia pronounced on the 11th day of October 1900 in the chancery cause pending in the said court between B. J. Duke who sues as complainant and Jeff D. Holland and others defendants the above bound Lee Britt who was appointed Special Commissioner for the purpose specified in said decree. Now therefore if the said Lee Britt shall faithfully discharge his duties under said decree and all other decrees he may be required to execute in said cause then the above obligation is to be void otherwise it is to remain in full force and effect.

Lee Britt
Luther A. Britt



In the office of the Clerk of the Circuit Court of Nansemond County, on the 15th day of October 1900.

The above bond was executed and acknowledged by the obligors (the surety of justifying on oath as to his sufficiency) and recorded.

Teste:

Attest:

A. J. Gomer
clerk

A. J. Gomer

CLERK.

Lee Britt

To } Spec. Court Bond.

The Commonwealth.

1900

October 15th

Recorded in Bond
Book No 1 Page 222

A copy,

C. J. Burke

Jeff. H. Williams

IN THE CIRCUIT COURT OF NANSEMOND COUNTY-

C.J.Duke

vs-----In Chancery

Jeff D.Holland and others.
#####

TO the Honorable Robert R.Prentis, Judge of said Court:-

The undersigned, your Special Commissioner, in the above entitled cause, begs to report that, in execution of the decree entered in this cause on the 3rd. day of November, 1904, ^{he} withdrew from the Farmers Bank of Nansemond the sum of \$87.24, the balance to the credit of this cause, and has paid out the said fund as follows, to wit:-

1904.

March 30-	By	amt.	balance to the credit of this cause.	\$87.24
" "	To	amt.	pd. R.S. Boykin, Treasurer, town tax for 1902.	.92
July 1	" "	"	S.T. Ellis, County Treasurer, tax for 1903.	.47
" "	" "	"	E.E. Holland, Attorney for E. Meyer and Company on judgment.	80.85
" "	" "	"	Lee Britt, Attorney, for drawing this report and decree confirming same.	5.00
				\$87.24 \$87.24

Vouchers for disbursements are filed herewith.

Respectfully submitted,

Lee Britt
Special Commissioner.

Oct 4, 1905

No. 133

Mr Lee Britt, Com. Duke vs Hollander & others

1902.

TO THE TOWN OF SUFFOLK, Dr.

To Tax on \$ <u>75</u>	Real and Personal Estate, at 85c. per \$100, for General Purposes...	\$	63
" " "	\$.....Real and Personal Estate, at 10c. per \$100, for the Poor.....		08
" " "	\$.....Real and Personal Estate, at 20c. per \$100, for Schools.....		15
" " "	\$.....Real and Personal Estate, at 2c. per \$100, for Roads.....		02
"	Capitation Tax, at 50 cents each, for all purposes.....		
TOTAL FOR ALL PURPOSES.....			88
"	5 per cent. added after December 1st.....		04
			92

Received payment 30 day of march, 1904 R. S. Baylin Treasurer.

Mr *Lee Britt Cove & Duke W. Holland*

1902.

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

No. <i>489</i> No. of Acres	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, 15c. on \$100.		TOTAL TAX
To Real Estate, value \$															
Personal Property, value \$ <i>75</i>		<i>22</i>	<i>08</i>		<i>15</i>										<i>45</i>
" value \$															
" Poll Taxes			<i>1</i>	<i>00</i>									<i>50</i>		<i>7</i>
Total															<i>47</i>
5 per cent. additional															<i>2</i>
Total															<i>47</i>

Received payment

1 day of

July

1905

W. C. King
Per

Treasurer.

EDWARD E. HOLLAND
ATTORNEY AT LAW
SUFFOLK, VA.

BOTH PHONES.

BOOTH BUILDING.

Received of Lee Britt, Special Commissioner in the Chancery cause
of C.J. Duke vs Jeff. D. Holland and others the sum of Eighty seven
dollars and twenty four cents, less \$1.39 taxes for the year 1902, and
also less the sum of Five dollars paid to Lee. Britt, attorney for
services by ~~consent of parties~~, our consent.

Aug 1. 87 905

E. E. Holland
Att for E. Myers Do

87.24

87.24

COMMISSIONER OF ACCOUNTS
OF CIRCUIT COURT.

COMMISSIONER IN CHANCERY.

LAW OFFICES OF
LEE BRITT.

SUFFOLK, VA.,

Received of Lee Britt ,Special Commissioner ,in the chancery
cause of C.J.Duke vs Jeff.D.Holland and Others for legal
services for preparing special report of said Commissioner
dated October 4,1905,and filed in this cause,and preparing
a decree confirming the said report,and dismissing the cause.
July 1,1905.

Lee Britt,
attorney.

C. Blake

1905

Jeff. W. Holland & others

Report of Spl Comm

1905 Oct 4th Filed
A.G. 56

In the Circuit Court of Nansemond County:-

C.J.Duke

VS----In Chancery---

Jeff.D.Holland and Others---

To the Honorable Robert R.Prentis, Judge of said Court:-

The undersigned, your Special Commissioner in the above cause, begs to report that, in execution of the decree entered in this cause on the 24 day of October 1901, he conveyed the real estate sold under decree in this cause to the purchaser, Ada Wright, by a good and sufficient deed, with special warranty, withdrew from the Farmers Bank the fund to his credit as Special Commissioner, to wit, the sum of \$334.86, under authority of said decree, and for which purpose he withdrew from the papers in this cause the certificate of deposit filed therewith, and after paying the costs of suit, and the distributive shares of J. Herbert Holland and Josephine Harrell, distributees of the estate of Drury H. Holland, deceased, he redeposited to the credit of said cause the sum of \$87.24, a report of which is as follows, to wit:-

-- Receipts--

1901-

Nov. 4--By amount of proceeds from sale of land, with interest on deferred payment heretofore reported \$334.86

1901-

-- Disbursements--

Nov. 4--To amt pd judgment of C.J.Duke, amounting to	
" 14--\$72.05, with interest and costs on same	\$123.48
" 26--To amt pd taxes for 1899 pd by C.J.Duke	4.34
" 14--" " J.W.Hosier, Crier, Fee for Sale,	3.00
" 26--" " J.S.Copeland, Dower Commissioner,	1.00
Dec. 27--" " Wm.H.Byrd, " "	1.00
Nov. 30--" " S.T.Ellis, Co.Treas. Taxes for 1901,	2.25
Dec. 2--" " R.S.Boykin, Treas. Suffolk, Taxes 1901,	4.39
" 14--" " E.E.Holland, Admr J.E.Booker's Estate, for advertisement of land,	9.00,
" 31--" " A.P.Gomer, Clerk of Court, Fees,	6.70
" 14--" " Josephine V.Harrell, Distributee,	43.63
1902	
Jan. 2--" " J.Herbert Holland, Distributee,	43.63
Apl 8--" " John B.Pinner, Commissioner, Report,	10.00
" 12--" " C.J.Duke, writing and cost of summoning non-resident defendants advanced,	5.50
" --" " C.J.Duke, Admr of Julius Richards, Dower Commissioner,	1.00
" --" " A.H.Baker, Sheriff, Fees for summoning resident defendants,	2.00
" " " To amount in Farmers Bank to credit of this cause as per certificate herewith filed,	87.24
Vouchers for disbursements are herewith filed-	\$334.86 \$334.86

Respectfully submitted,

Lee Britt

Special Commissioner.

April 14, 1902.

Received of Lee Britt, Special Commissioner in the Chancery cause of C.J. Duke vs Jeff. D. Holland and Others now pending in the Circuit Court of Nansemond County, the sum of One Hundred and Twenty Seven Dollars and Eighty Two Cents (\$127.82) in payment of claim by judgment amounting to \$72.05, with interest thereon from April 28, 1890 to October 24, 1901, aggregating \$121.68, and one Dollar and Eighty Cents (^{Cash of judgment} \$1.80), and Four Dollars and Thirty Four Cents (\$4.34) for taxes paid by me on the "Drew Holland" land for year 1899, all amounting to \$127.82, which amounts are paid to me by order of Court in said cause.

Nov 14, 1901

C. J. Duke

Received of Lee Britt, Special Commissioner in chancery cause of C.J. Duke vs Jeff. D. Holland & Others the sum of Three Dollars in payment of fee for services as crier of sale of real estate sold on the 12 day of November 1900, *in said cause.*

Nov. 14, 1901.

J. Walter Force
Crier

--\$1.00--

Received of Lee Britt, Special Commissioner in Chancery cause of C.J.
Duke vs Jeff.D.Holland and Others the sum of One Dollar in payment
of fee due me as one of the Commissioners to assess dower to widow
in said cause.

J. S. Copeland

November 26, 1901.

--\$1.00--

Received of Lee Britt, Special Commissioner in chancery cause of C.J.
Duke vs Jeff.D.Holland and Others the sum of One Dollar in payment
of fee due me as one of the Commissioners to assess dower to widow
in said cause.

December 27, 1901.

Wm. H. Byrd

Mr. Lee Britt Cowe, CJ Duke Dr. vs J D. Holland & others
 1901. To S. T. ELLIS, Treasurer of Nansemond County, Va.

No. <u>167</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, 15c. on \$100.	TOTAL TAX.
No. of Acres								
To Real Estate, value \$								
" Personal Property, value \$ <u>375</u>	<u>1</u>	<u>13</u>	<u>37</u>	<u>75</u>				<u>225</u>
" value \$								
" Poll Taxes		<u>4</u>	<u>00</u>				<u>50</u>	
Total								<u>225</u>
5 per cent. additional								
Total								

Received payment 30 day of Nov, 1901 S. T. Ellis Treasurer.

Per.....

No. 143

Mr. Lee Britt, Com. C. J. Duke vs J. D. Hull and Est & others

1901.

TO THE TOWN OF SUFFOLK, Dr.

To Tax on \$ 375	Real and Personal Estate, at 90c. per \$100, for General Purposes	\$	3	37
" " "	Real and Personal Estate, at 10c. per \$100, for the Poor			38
" " "	Real and Personal Estate, at 16c. per \$100, for Schools			60
" " "	Real and Personal Estate, at 1c. per \$100, for Roads			04
"	Capitation Tax, at 50 cents each, for all purposes			
TOTAL FOR ALL PURPOSES			4	39
" 5 per cent. added after December 1st				

Received payment 2nd day of Dec, 1901 R. S. Baykin Treasurer.

Suffolk, Va. Dec. 12 - 1901

Mr. Lee Britt, Atty.,

Suffolk, Va.

To Suffolk Herald, Dr.

1900

Oct. 19. To Adv. Sale Drew Hallands farm \$8.00
" 100 No. 12 Bills Sale Drew Hallands farm 1.00

Rec'd of Lee Britt, Special Commissioner in chancery cause
of E. J. Bluffs vs Jeff. W. Holland & others the sum of nine dollars
in payment of account for advertisement of land in
said cause.
Dec 14, 1901 - E. E. Halland, Admr. J. C. Brooke Est. Rec. J. P. S.

1901

L J Duke vs J D Holland & others

To A. P. GOMER, Clerk Circuit Court of Nansemond County, Dr.

Decr 31st

~~Tax and~~ Clerk Fees in suit in chancery of L J Duke
vs J D Holland & others \$ 6.70

Decr 31st Paid by Geo Brute, ^{Commr.} ~~city~~ A. P. Gomer, Clerk.

SOUTHERN STATES PHONE, No. 1932.

SOUTHERN BELL PHONE, No. 124.

1
COMMISSIONER IN CHANCERY.

LAW OFFICES OF

LEE BRITT.

SUFFOLK, VA.. December 14, 1901.

--\$43.63--

Received of Lee Britt, Special Commissioner in chancery cause of
C.J. Duke vs Jeff. D. Holland and Others the sum of Forty Three Dollars
and Sixty Three Cents (\$43.63) in payment of amount due me as distrib-
utee of the Estate of Drury H. Holland, deceased, in said chancery cause.

Josephine E. Marshall

Received of Lee Britt, Special Commissioner in chancery cause of C.J.
Duke vs J.D. Holland and Others the sum of Forty Three Dollars and
Sixty Three Cents (\$43.63) in payment of distributive share due me
in said cause.

January 2, 1902.

J. Herbert Holland

--\$10.00--

Received of Lee Britt, Special Commissioner in chancery cause of C.J. Duke vs Jeff. D. Holland [^]others the sum of Ten Dollars in payment of fee for report as Commissioner in said cause.

April 8, 1902.

John B. Pinner
Comr in Chancery

Received of Lee Britt, Special Commissioner in chancery cause of C.J. Duke vs Jeff. D. Holland and Others the sum of Five Dollars and Fifty Cents (\$5.50) in payment of costs advanced, to wit, writ tax \$1.50, and fees to Sheriff of Norfolk County and Sergeant of Richmond City for serving process on defendants resident outside of Nansemond County.

April 12, 1902.

C. J. Duke

--\$1.00--

Received of Lee Britt, Special Commissioner in chancery cause of
C.J. Duke vs Jeff. D. Holland and Others the sum of One dollar in payment
of fee for service of Julius Richards as Commissioner in assigning
dower to widow of Drury H. Holland in said cause.

April 12, 1902.

C. J. Duke Attor of Julius Richards Estate

--\$2.00-- Received of Lee Britt, Special Commissioner in chancery
cause of C.J. Duke vs Jeff. D. Holland and Others the sum of two dollars
in payment of fees for serving process and summons on two defendants
in county in said cause.

April 12, 1902.

Att Baker Shiff

C. J. Huke
vs 3 In Chancery
Jeff. W. Holland & others
Report of Distribution

Filed Apr 15, 1902
APG:ma:clark

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

C. J. Duke--

VS

Jeff. D. Holland et Als---

The undersigned, Special Commissioner, appointed by decree entered
on the 11 day of October 1900, in the above cause, begs to report
that on the 12 day of November 1900, after advertisement of the time,
place and terms of sale, required by said decree, he sold before the
court-house door of Nansemond County, at public auction, the real estate
in the bill and proceedings mentioned known as the "Drew Holland"
farm situate in Holy Neck Magisterial District, in Nansemond County,
Virginia, exclusive of the dower land, the part sold containing by es-
timation thirty eight acres, and fully described in said proceedings.
For which real estate Mrs. Ada Wright, having made the highest bid
therefor, became the purchaser thereof for the sum of Three Hundred
and Seventy Five Dollars (\$375). That the said purchaser paid to
your Commissioner the sum of One Hundred and Fifty Dollars December
3, 1900, and the sum of Two Hundred and Twenty Five Dollars, the balance
of the said purchase price, with interest on the said latter sum from
the day of sale to August 7, 1901, the day of payment, amounting to
Nine Dollars and Eight Six Cents (\$9.86) aggregating the sum of \$384.86
which amount has been deposited in the Farmers Bank of Nansemond to
the credit of your Commissioner as such in this cause, and returns
herewith a certificate of such deposits.

A copy of the advertisement of the said land ^{sale} is herewith returned.
Your Commissioner respectfully represents that there is now on the
Judgment Docket in the Clerk's Office of the County Court a judgment
in favor of E. Meyers & Co. against Jeff. D. Holland and John R. Holland
two of the heirs-at-law of the said Drury H. Holland, deceased, and
distributees of said estate, for a sum more than sufficient to consume
the entire amount of the distributive shares of the said Jeff. D. Hol-
land and John R. Holland in the proceeds from the sale of the said land
after the payment of costs of suit and the ascertained and reported
debts against the estate of the said Drury H. Holland, deceased. That
effort has been made to locate the said E. Meyers & Co. in Virginia without
success. Your Commissioner asks that he be directed to pay the accrued

costs in this cause, the ascertained debts against the estate of the said Drury H. Holland, deceased, as reported by Commissioner Pinner, the taxes against the said land for the year 1900, and the distributive shares of J. Herbert Holland and Josephine V. Harrell nee Holland, two of the heirs-at-law of said Drury H. Holland, deceased, as the interest on the ascertained debts is increasing daily and the fund in the Farmers Bank to the credit of this cause is not bearing interest.

Respectfully submitted,

October 16, 1901.

A handwritten signature in dark ink, appearing to read "Lee Britt". The signature is written in a cursive style with a large, prominent "L" and "B".

Special Commissioner.

VALUABLE FARM FOR SALE!

By virtue of a decree of the Circuit Court of Nansemond county, rendered on the 11th day of October, 1900, in the chancery cause of C. J. Duke, who sues, &c., vs. Jeff. D. Holland and others, I will proceed to sell at public auction, to the highest bidder, before the Courthouse door of said county,

On Monday, November 12, 1900,

(that being County Court day), at 12 o'clock M., that certain farm known as the "Drew Holland" tract, situate in Holy Neck Magisterial district, in Nansemond county, Virginia, exclusive of the dower land, the part to be sold containing thirty-eight acres, by estimation, and bounded and described as follows, to wit:

Beginning at a point in the centre of a branch, the line between this land and the James Rawls land, being the southwestern corner, and near a marked pine tree, and running thence, northwardly, along and by the said marked pine tree, across the wooded and open land of the said "Drew Holland" farm, in a straight line, passing immediately in rear of the barn on the land herein described, to another large marked pine tree, and thence, in said direction, about twenty feet to the centre of a certain branch, the boundary line between this land and the Irajah Langstun estate land; thence following the course of the boundary lines, eastwardly, southwardly and westwardly, respectively, along the lands of said Irajah Langstun estate, Julius Richards, said Langstun estate, Jordan Vaughan and James Rawls to the point of beginning, the said bounds intending to embrace all of the said "Drew Holland" farm except that part assigned as dower to the widow of Drury H. Holland, known as "Drew Holland," deceased, which dower part lies west of the line from the branch on the south side, near the marked pine, to the branch on the north side, near the marked tree above mentioned.

~~On~~ On this land to be sold are several buildings, and among them a two-story dwelling-house.

TERMS.—One-half cash, and the balance on a credit of six months, taking from the purchaser a bond for deferred payment, bearing interest from the day of sale; but the said purchaser may pay the entire purchase money in cash, if desired by him.

LEE BRITT, Special Commissioner.

I, A. P. Gomer, Clerk of the Circuit Court of Nansemond county, Virginia, do certify that Lee Britt, special commissioner in the chancery cause of C. J. Duke vs. Jeff. D. Holland et als., has given the bond required by the decree in said cause, with security deemed sufficient by me. Given under my hand this 17th day of October, 1900.

A. P. GOMER, Clerk.

Wm. Adair Wright

395

C. J. Duke---

VS

Jeff. D. Holland et Als---

Report of Sale by Special
Commissioner &c.

Filed Oct 11, 1901
C. P. Gomer, Jr.

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

The undersigned Commissioners appointed by decree of the Circuit Court of Nansemond County, entered on the 16 day of April 1900, in the Chancery cause of C. J. Duke, who sues, &c., vs Jeff. D. Holland and others, to assign dower to Georgiana Holland, the widow of Drury H. Holland, deceased, in the lands of which he died seized of an estate of inheritance, would respectfully report to court that on the 25 day of September 1900, they entered upon the lands of said Drury H. Holland, deceased, mentioned in the bill in this cause, and after being first duly sworn, proceeded to discharge the duties imposed on them by said decree and assigned to said Georgiana Holland, the widow of said Drury H. Holland, deceased, the following described land, which, in the opinion of your Commissioners, is one equal third part in value of the said land, and which said land so assigned, by metes and bounds is described as follows:-

That certain parcel of land situate in Holy Neck Magisterial District, in the County of Nansemond and State of Virginia, containing thirty five (35) acres by estimation, and further described as follows:- Beginning at the centre of the run of a certain branch, the line between the land of James Rawls and the Drury H. Holland farm, on the South side of the latter land, near a large marked pine tree, ^{on the line} and running thence, Northwardly, in a straight, ~~nearly straight~~ line, across the wooded and open land, passing immediately in rear of the barn on said farm, to another large marked pine tree, and thence, in said direction about twenty feet to the centre of the run of a certain branch, the boundary line between the said Drury H. Holland farm and the Irajah Langston farm, and thence Westwardly, Southwardly and Eastwardly, respectively, following the lines of the Irajah Langston and James Rawls lands, ^{boundary the same place and} to the point of beginning, it being the intention of this assignment to include and embrace herein all that part of the said Drury H. Holland farm described in the proceedings in this cause lying West of the line drawn from the first to the last mentioned marked pine tree.

Witness
J. S. Copeland
Julius ^{this} Richards ^(mark)
Respectfully submitted,
J. S. Copeland
William H. Ryed
Commissioners

State of Virginia,

Nansemond County, to wit:-

I, Lee Britt, a Commissioner in Chancery of the Circuit Court for the County of Nansemond in the State of Virginia, do certify that William H. Byrd, J. Samuel Copeland and Julius Richards, three of the Commissioners appointed by the Circuit Court of Nansemond County by decree entered on the 16 day of April 1900 in the Chancery cause of C. J. Duke, who sues &c., vs Jeff. D. Holland and others, to assign dower to Georgiana Holland, the widow of Drury H. Holland, deceased, in the lands of which he died seized as of an estate of inheritance, this day personally appeared before me in said county and made affidavit ^{that} they would, severally, discharge the duties imposed on them by said decree, impartially and to the best of their ability and judgment.

Given under my hand this 25 day of September 1900.

Lee Britt

Commissioner in Chancery.

C. J. Duke---

VS----In Chancery---

Jeff. D. Holland et als--

Report of Commissioners
assigning Dower to Widow-

Report filed Sept 29th 1900

A. B. Sawyer *clerk*

To Columbus J. Duke creditor of Drury H. Holland, or Drew Holland as he is generally known and called, deceased, Plaintiff.

and

in Person
Jeff D. Holland, John R. Holland, J. Herbert Holland, Josephine V. Harrell and James A. Harrell her husband, Georgiana Holland, Administratrix of the goods and chattels of Drury H. Holland, or Drew Holland as he is generally known and called deceased, and said Georgiana Holland, widow of said Drury H. Holland deceased Defendants

You are hereby notified that on the 20th. day of September 1900 at my office in Suffolk, Va. (at which time and place you are required to attend) I shall take, state and settle the following accounts which are to be taken, stated and settled and reported to Court in pursuance of a decree of the Circuit Court of Nansemond County, Va. rendered the 16th. day of April 1900 in the suit pending in the said Court to which you are parties plaintiff and defendant, to-wit:-

1. An Account of the transactions of Georgiana Holland Administratrix of Drury H. Holland deceased.

2. An Account of the debt due to your complainant, and of all other debts which were due and payable and owing by the said Drury H. Holland, or Drew Holland, as he was generally known and called, deceased, at the time of his death and still remain unpaid, together with their respective dignities and priorities.

3. An Account of the real estate of which the said Drury H. Holland died seized and possessed, together with the fee simple and appurtenant thereto.

4. An Account of all unpaid and delinquent taxes against the said property, if any.

Together with any other matter specially stated, deemed pertinent by the Commissioner, or required by any party to be so stated.

Given under my hand as Commissioner in Chancery of said Court this 30th. day of August 1900.

John B. Pinner
Commissioner in Chancery.

Executed Aug 31-1900
by sending a copy of the
within notice on C. F. D. Holland
and Georgiana Holland in
Tasman. Not finding J
Holland Holland nor any
of his family over the
age of 16 years as line
usual I have a copy of the
within notice on the
front door of his
residence

Received of
 By William Carmichael Esq

IN THE CIRCUIT COURT OF NANSEMOND COUNTY-

W.J. Duke -

VS }-----In Chancery-----April Term 1902-

Jeff.D.Holland and Others--

This cause came on this day to be again heard on the papers formerly read, and on the report of Special Commissioner, Lee Britt, filed on the 15 day of April 1902, with an account attached showing the receipt and proper disbursement of funds coming into his hands as such Commissioner, with vouchers for all disbursements filed therewith, leaving in the Farmers Bank of Nansemond to the credit of this cause the sum of \$87.24, evidenced by a certificate of said deposit filed with said report.

+ On consideration whereof, it is adjudged, ordered and decreed that the said report, and the acts of the said Commissioner reported therein, be, and the same are hereby approved, ratified and confirmed.

And this cause is continued.

C.J. Duke----

VS --In Chancery---

Jeff.D.Holland and Others-

Decree Confirming Report
of Commissioner Showing
Distribution &c.

To be entered this 18 day
of April 1902.

Robert R. Meentis

Entered in Chancery
Order Book No 3
Page 417

IN THE CIRCUIT COURT OF NANSEMOND COUNTY-

C.J.Duke----

)
VS) In Chancery-----April Term 1903-

)
Jeff.D.Holland and Others----

This cause cam/on this day to be again heard
on the papers formerly read .

And it appearing to the Court that the fund in
bank to the credit of this cause has been assessed
with taxes for the years 1902 and 1903, which are
unpaid, it is hereby ordered that Lee Britt, Special
Commissioner in said cause, draw his checks in favor
of S.T.Ellis, Treasurer of Nansemond County, and R.S.
Boykin, Treasurer of Suffolk, on the said fund, in
amounts sufficient for the payment of said taxes,
payable to them respectively, taking proper receipts
for the same, and make report thereof to Court.

C. J. Duke-----

VS

Jeff. D. Holland and Others--

Order for Payment of Taxes--

To be entered this 24 day
of April 1903.

Robert M. Mills

*Entered in Chancery
Order Book No 3
Page 514.*

IN THE CIRCUIT COURT OF NANSEMOND COUNTY:

C. J. DUKE,

v.

JEFF D. HOLLAND AND OTHERS.

This Cause came on this day to be again heard on the papers formerly read, and was argued by Counsel.

On consideration whereof, it appearing to the court, from the report of Lee Britt, Special Commissioner, filed herein on April 15, 1902, that he deposited in the Farmers Bank of Nansemond the sum of eighty-seven dollars and twenty-four cents (\$87.24) to the credit of this cause, and that said amount, less taxes, since paid thereon, is still deposited to the credit of this suit, and that said amount, as shown by a decree entered herein on the 24th day of October, 1901, represents the interests of Jeff D. Holland and John R. Holland in this suit; and it further appearing from the report of Lee Britt, Special Commissioner, filed herein on October 16, 1901, that there is now docketed on the judgment docket in the Clerk's Office of the County Court a judgment in favor of E. Myers and Company against Jeff D. Holland and John R. Holland for a sum more than sufficient to consume the entire amount of the distributive share of the said Jeff D. Holland and John R. Holland in the proceeds of sale of real estate sold in these proceedings as aforesaid, the court doth adjudge, order and decree that the said Special Commissioner shall pay to the said E. Myers and Company, or their attorney, on account of said judgment lien as aforesaid, the said sum of money now to the credit of this cause, less any unpaid ^{or costs} taxes thereon, take a receipt therefor, ~~and~~ file the same in these papers, and make report to Court.

C. J. Drake
15 Dec 22

Jeff D. Haeand others

To be Entered.

Nov 3, 1904

Robert C. Huntley

Entered in Chy. Order

Book No. 3. Page 616.

In the Circuit Court of Nansemond County-

C.J. Duke---

VS -----In Chancery-----

Jeff. D. Holland at Alas---

This cause came on this day to be again heard on the papers formerly read, and on the report of the sale of the real estate in the proceedings mentioned, made by Special Commissioner, Lee Britt, which report was filed on the 16 day of October, 1901, to which no exceptions have been filed, and was argued by counsel:—On consideration whereof, the court doth approve and confirm the said report of sale and said sale. And it appearing from said report that the entire purchase price of \$375.00, together with interest on the deferred payment amounting to \$9.86, aggregating the sum of \$384.86, has been paid by the said purchaser, and deposited by the said Commissioner in the Farmers Bank of Nansemond to his credit as such Special Commissioner in this cause, as shown by certificate of deposit filed with said report, the court doth adjudge, order and decree that the said Lee Britt, who is hereby appointed a Special Commissioner for such purpose, convey the said real estate described in said report, by good and sufficient deed, with special warranty, to Ada Wright, the purchaser thereof. And the court doth further adjudge, order and decree that the said Special Commissioner withdraw the said fund from the said Farmers Bank, for which purpose he is hereby authorized to withdraw the said certificate of deposit from the papers in this cause, and that, after paying the costs of suit, and the ascertained debts against the estate of Drury H. Holland, deceased, as shown by report of Commissioner John B. Pinner, out of the proceeds from said sale, he shall pay to J. Herbert Holland and Josephine Harrell, heirs at law of said Drury H. Holland, deceased, and distributees in this cause, each, one fourth of the remainder. And it appearing from the report, aforesaid, of said Lee Britt, Special Commissioner, that there is a judgment lien on the interests of Jeff. D. Holland and John R. Holland, the other two heirs and distributees of said estate, filed in the Clerk's Office of Nansemond County Court, the Special Commissioner is hereby directed to re-deposit the balance of said fund, the said two distributive shares, in the said Farmers Bank subject to the further order of this court. And the said Special Commissioner shall make further report to court.

C. J. Luke-----

)

Vs)

in chancery

Jeff. D. Holland et Als----

Decree confirming report of sale

and directing Distribution.

To be entered the
24. Day of October 1901

Robert R. Mullis

Entered in Chancery
Index Book No. 3 Page 101

In the Circuit Court of Nansemond County-

C. J. Duke, who sues &c. -----Plaintiff-

VS

Jeff. D. Holland et als. -----Defendants-

This cause came on this day to be again heard on the papers formerly read, on the report of J. S. Copeland, Wm. H. Byrd and Julius Richards, three of the Commissioners appointed by decree of this Court entered on the 16 day of April 1900, to assign the widow's dower, which report was filed on the 29 day of September 1900, and on the report of John B. Pinner, Commissioner, filed as of the 25 day of September 1900, to which reports no exceptions have been filed, and was argued by counsel:-

On consideration whereof, the Court doth ratify, approve and confirm the said reports, and doth adjudge, order and decree that Lee Britt, who is hereby appointed Special Commissioner for that purpose, do proceed, after first advertising the time, place and terms of sale in some newspaper published in the County of Nansemond, Virginia, once a week for three successive weeks, and otherwise, if deemed best by said Commissioner, to sell the real estate in the bill and proceedings mentioned, exclusive of that part assigned as dower to the widow, ~~and also to sell the reversionary estate in the dower land,~~ at public auction, in front of the Court-house door of Nansemond County, on some County Court day, upon the following terms, to wit:- One half cash, and the balance on a credit of six months, taking from the purchaser a bond for the deferred payment, bearing interest from the day of sale, and the title to be retained until the further order of this Court; but the said purchaser may pay the entire purchase price in cash, if desired by him. And the said Commissioner is hereby directed to deposit the cash instalment, or the whole purchase price, if paid, in the Farmers Bank of

Nansemond, to his credit as such Commissioner, in this cause, and to return with his report a certificate of such deposit.

But the said Commissioner shall not advertise the said property, or receive any money under this decree until he shall enter into bond, with approved security, in the penalty of \$300.—, payable to the Commonwealth of Virginia, and conditioned for the faithful discharge of his duties under this or any other decree entered in this cause..

And the said Commissioner is directed to append to his advertisement of sale a certificate from the Clerk of this Court that the said bond hereby required has been given.

And the said Commissioner shall make report to Court.

C. J. Duke ----
VS } In Chancery ----

Jeff. D. Holland et als.

Decree Confirming Reports
of Commissioners and for
Sale &c.

To be entered this //
day of October 1900

Robert H. Huntis

*Entered in Chancery
Order Book No 3
Page 315.*

In the Circuit Court of Nansemond County-

Columbus J. Duke creditor of Drury H. Holland, or Drew

Holland as he is generally known and called, deceased, *Plaintiff*

VS-----In Chancery-----

Jeff. D. Holland, John R. Holland, J. Herbert Holland, Jose-

phine V. Harrell and James A. Harrell, her husband, Georgiana
(8) Holland, administratrix of the goods and chattels of

Drury H. Holland, or Drew Holland as he is generally known
and called, deceased, and said Georgiana Holland, widow of
said Drury H. Holland, deceased-----Defendants.

This cause came on this day to be heard upon the bill
taken for confessed as to the defendants, on whom process
has been duly served, and they still failing to appear,
and plead, answer or demur to said bill, and was argued
by counsel:-On consideration whereof, the court doth ad-
judge, order and decree that W.W. Redd, Wm. H. Byrd, Wilson
Ellis, Julius Richards and J. Samuel Copeland, who are here-
by appointed commissioners for that purpose, any three
or more of whom may act, being first duly sworn, do go
upon the land in the bill and proceedings mentioned of
which Drury H. Holland was seized of an estate of inher-
itance during his marriage with the said Georgiana Hol-
land, widow of said Drury H. Holland, deceased, and assign
and allot to the said Georgiana Holland, widow, as afore-
said, by metes and bounds, one equal third part in value
of the said land as her dower therein; and if, ⁱⁿ the proper
performance of their duties under this decree it becomes
necessary, in the opinion of the commissioners who shall
act hereunder, they are hereby authorized to employ a
competent surveyor who shall lay off the said land so

allotted to the said Georgiana Holland, widow as aforesaid,
or such thereof as may be necessary, and make a plat
thereof. And the court doth further adjudge, order and
decree that the papers in this cause be referred to one
of the commissioners of this court, who is directed to
take, state and report to court the accounts following,
to wit:-

1- An account of the transactions of Georgiana Holland,
Administratrix of Drury~~H~~Holland, deceased.

2- An account of the debt due to your complainant, and of
all other debts which ~~were~~ due and payable and owing
by the said Drury H. Holland, or Drew Holland as he was
generally known and called, deceased, at the time of his
death and still remain unpaid, together with their re-
spective dignities and priorities.

3- An account of the real estate of which the said Drury
H. Holland died seized and possessed, together with the
fee simple and annual values thereof.

4- An account of all unpaid and delinquent taxes against
the said property, if any.

Together with any other matter specially stated, deemed
pertinent by the commissioner, or required by any party
to be so stated.

C. J. Duke

VS-----In Chancery--

Jeff D. Holland et als---

Decree for Reference.

To be entered this 16,
day of April 1900.

Robert R. Dennis

*Entered in Chancery
Order Book No 3 Page 284*

VIRGINIA:—Clerk's Office of the County Court of the County of Nansemond Sct.
Before F W Rawls a Justice of the Peace
In the Court of the County of Nansemond October 22nd Term 1890.

C J Duke

Plaintiff

versus

W N Goodrich and W N Howell Admin-
istrators of Deu Holland deceased

Defendant &

Action of

Judgment in favor of the Plaintiff against the Defendant & for the sum of

Seventy two dollars and five cents

\$ 72.05

With interest at the rate of six per centum per annum, from the 28th
day of April 1890 till paid

\$

Subject to credit viz:

Charges of Protest, \$

And the Cost of suit, \$ 1.80

A FIERI FACIAS issued from the Clerk's office of said Court on the _____ day of _____ 189 _____,
returnable to the _____ thereafter, directed to the _____ of the _____ of
_____ who hath made return thereon in the words and figures following, to-wit:

This Judgment was duly docketed in the Clerk's office of the
County Court of the County of Nansemond
on the 2nd day of February 1893
Judgment Docket No. 2 Page 35

Teste:

Clerk.

R R Smith Clerk.

p. q.

C. J. Duke

vs. }

ABSTRACT OF
JUDGMENT.

Drew Holland & others

254
See fee book 197. page

Commissioner's Office,

Suffolk, Va. August 30, 1900.

189

To Columbus J. Duke, creditor of Drury H. Holland, or Drew Holland as
he is generally known and called, deceased, Plaintiff
and
Jeff D. Holland, John R. Holland, J. Herbert Holland, Josephine V. Harrell
and James A. Harrell her husband, Georgiana Holland, Administratrix
of the goods and chattels of Drury H. Holland, or Drew Holland as he
is generally known and called, deceased, and said Georgiana Holland,
widow of said Drury H. Holland, deceased. Defendants.

You are hereby notified that I have fixed upon the 20th day of September 1900 next,

if fair; if not, on the next fair day thereafter (Sunday excepted), to take and settle, at my office, the accounts

- of
1. An Account of the transactions of Georgiana Holland, Administratrix of Drury H. Holland, deceased.
 2. An Account of the debt due to your complainant, and of all other debts which were due and payable and owing by the said Drury H. Holland, or Drew Holland as he was generally known and called, deceased, at the time of his death and still remain unpaid, together with their respective dignities and priorities.
 3. An Account of the real estate of which said Drury H. Holland died seized and possessed, together with the fee simple and annual values thereof.
 4. An Account of all unpaid and delinquent taxes against the said property, if any. Together with any other matter specially stated deemed pertinent by the Commissioner, or required by any party to be so stated.

required to be taken by a decree of the Circuit Court of the County of Nansemond

rendered on the 16th day of April 1900, in a suit in chancery depending in said

Court between said parties plaintiff and defendant.

at which time and place you are required to attend.

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

John D. Pinner
Commissioner in Chancery

Original

FORM NO. 400.

C. J. Bluke

COMMISSIONER'S NOTICE.

U.S.

Holland Brothers

Rec'd of Lee Britt Allen
the sum of fifty cents, fee
for copy of within notice on
John R. Holland

When served return original
to Lee Britt Allen, Suffolk

Executed Sept 10 - 1900 by posting a copy of the within
upon the front door of the Residence of John R. Holland
in the City of Richmond he not being found, nor any one
at his place of abode, over the age of 16 years upon whom
service could be executed

J M Macon D S

Sgt. fee

Rec \$0.30

For J C Smith
City of Richmond

I hereby accept full and legal service of the within
notice
Aug 30, 1900

C. J. Bluke
by Lee Britt Allen

Commissioner's Office,

Suffolk, Va. August 30th., 1900. 189

To Columbus J. Duke, creditor of Drury H. Holland, or Drew Holland as
he is generally known and called, deceased Plaintiff.

and

To Jeff D. Holland, John R. Holland, J. Herbert Holland, Josephine V. Harrell
and James A. Harrell, her husband, Georgiana Holland, Administratrix
of the goods and chattels of Drury H. Holland, or Drew Holland as he
is generally known and called, deceased, and said Georgiana Holland,
widow of said Drury H. Holland deceased. Defendants.

You are hereby notified that I have fixed upon the 20th. day of September 1900 next,

if fair; if not, on the next fair day thereafter (Sunday excepted), to take and settle, at my office, the following accounts

1. An Account of the transactions of Georgiana Holland Administratrix of Drury H. Holland deceased.
2. An Account of the debt due to your complainant, and of all other debts which were due and payable and owing by the said Drury H. Holland or Drew Holland as he was generally known and called, deceased at the time of his death and still remain unpaid, together with their respective dignities and priorities.
3. An Account of the real estate of which said Drury H. Holland died seized and possessed, together with the fee simple and annual values thereof.
4. An Account of all unpaid and delinquent taxes against the said property, if any. Together with any other matters specially stated deemed pertinent by the Commissioner, or required by any party to be so stated.

required to be taken by a decree of the Circuit Court of the County of Nansemond

rendered on the 16th. day of April 1900 189, in a suit in chancery depending in said

Court between

said parties plaintiff and defendant.

at which time and place you are required to attend.

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

John P. Priner
Commissioner in Chancery

Commissioner's Office,

Suffolk, Va. Sep. 20, 1900.

The depositions of C.J. Duke and others taken before me John B. Pinner a Commissioner in Chancery for the Circuit Court of Nansemond County pursuant to notice hereto annexed at the office of the said Commissioner in Suffolk, Va. on the 20th. day of September 1900 between the hours of 3 P.M. and 6 P.M. to be read as evidence in behalf of C.J. Duke in a certain suit in equity depending in the Circuit Court of Nansemond County wherein C.J. Duke is plaintiff and Jeff D. Holland and others are defendants.

Present - Lee Britt Attorney for the plaintiff.

The witness, C.J. Duke being duly sworn, deposes as follows.

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

A. C.J. Duke, 42 years Suffolk, Va. Merchant. I do. I am plaintiff.

Q. 2. In the bill in this cause you allege that the Estate of Drury H. Holland is indebted to you in the sum of \$72.05 with interest thereon from the 28th. day of April 1890 till paid, and \$1.80 as costs of judgment obtained by you against the said Estate please state if any part of the said amount has been paid by you, and if so what part.

A. No part has been paid.

Q. 3. Please state if you know whether Drury H. Holland left any chattel estate at the time of his death and if so what was about the value of the same?

A. There was just a small quantity of chattel estate, which I do not think was worth more than \$50. The said estate was in my opinion such as would be covered by the poor law exemption.

Q. 4. Do you know whether Georgiana Holland Administratrix of Drury H. Holland's Estate has in hand any part of the said chattel property and if not whether any of the said property has been consumed in the using.

A. She has not that I know of.

Q. 5. Did she not live near you for a number of years after the death of her husband Drury Holland and after her qualification as Administratrix on the said Estate, so that you had a fair opportunity to know whether she has had up to this time any property derived from that source.

A. Yes sir. She lived near me a number of years after her husband's death and she was in very destitute circumstances and had very little estate of any character.

Q. 6. From your knowledge of her condition for years past, can you state whether she has had or now has any funds of any kind or property to dispose of as to which a report would be required of her before the commissioner

A. I am certain she has not .

Q. 7. Have you any other claim against the said Estate except the judgment referred to in the bill in this cause? And if so state them and present your evidence to the Commissioner.

A. After the institution of the suit, the land was in default for the taxes of 1899 and the Treasurer had levied on the timber on the same, and I paid the tax account which I hand you, showing the taxes paid by me
X Note:- Tax account marked paid by C.J. Duke for taxes against the Est. of Drury H. Holland for the year 1899 in the amount of \$4.34 was here handed to the Commissioner.

Q. 8. Are you familiar with the real estate of which the said Drury H. Holland died seised and possessed named in the bill in this cause and if so state what is in your judgment the fee simple and annual values of the same.

A. I am familiar with the land, and I should think that the fee simple value is \$400 and the annual rental value \$25. The tenants have been renting it for that for several years.

Q. 9 Is the said real estate deteriorating in value or increasing in value in your judgment?

A. I should think deteriorating in value being rented all the time. There has been no improvement in the buildings for years.

And further this deponent saith not.

C. J. Duke

The witness M.F. Lloyd being duly sworn deposes as follows

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

A. M.F. Lloyd, 44, Nansemond County Farmer .I know Mr. Duke only.

Q. 2. Have you recently as Land Assessor for Dist No. 1 in the County of Nansemond assessed the real estate of which Drury H. Holland died seised and possessed mentioned in the bill in this cause.

A. I have.

Q. 3. Please state what you may know as to the condi-

tion of the buildings on the said land and the farm in general.

A. I thought the buildings were depreciating in value. Like all places rented it seemed to be going back.

Q. 3. Please state what assessment you put upon the buildings and land in the reassessment of lands in the year 1900:

A. I assessed the land at \$3.08⁴ per acre excluding the buildings which made a total of \$218 for the land and the buildings were assessed at \$250 which makes a total of \$468.

Q. 4. From the location and condition of the land and buildings after assigning the widow's dower of one-third, could the remainder of the land be rented to any advantage and at what amount per year in your judgment.

A. It could not be rented to any advantage unless the building went with the land and if the widow's dower were assigned in the remainder of the farm it would leave only a small farm which ought to rent in my judgment for say \$20 per annum.

Q. 5. You consider the assessment as stated above the fee simple value do you not.

A. Yes sir. And further this deponent saith not.

The witness C.J. Duke being recalled testifies further in answer to questions as follows,

Q. 1. Please state if you know what proportion of the Drury H. Holland land mentioned in this cause is cleared for cultivation and what part is woodland.

A. I should suppose about 20 acres cleared and the remainder in woodland which has been ~~cut~~ pretty well cut over.

Q. 2. Please state if you know, whether the widow and heirs of Drury H. Holland now live on the farm or in Nansemond County.

A. They do not live on the farm and have not done so since about 1890. There is but one of the heirs who lives in the County and she lives in a distant part of the County. I know the farm has been unoccupied a part of the time since 1890.

Q. 3. After assigning one-third of the land to the widow at what price per annum could the remainder be rented out in your judgment?

A. Not over \$10 or \$15 I should suppose, as the whole is only a one horse farm and has rented for only \$25 while occupied and a part of the time there has been no tenant.

And further this deponent saith not.

C. J. Duke

The witness Julius Richards being duly sworn deposes as follows,

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

A. Julius Richards, 43 years, Nansemond County, Farmer. I know them all.

Q. 2. Please state whether or not you live near and are familiar with the farm of which Drury H. Holland died seized and possessed containing 73 acres more or less mentioned in the bill in this cause, and if so, please state what in your judgment is the fee simple value of the said farm outside of that part assigned as the widow's dower recently.

A. I know the farm mighty well; have been living near it 21 years. I tended it one year. I do not think it would bring over three hundred dollars at the top of the market.

Q. 3. Please state what in your judgment is the annual rental value of the said part of said land.

A. Not over twenty dollars. The whole farm does not rent for, but twenty-five and I know that part would not rent for more than twenty dollars. When I rented it I paid twenty-five dollars for the whole farm.

Q. 4. Please state upon what grounds you give your judgment that the land mentioned would not bring over or is not worth over three hundred dollars.

A. I can give you my reason because there is no timber on it to fix it up. The open land is mighty washy and poor too. There is not more than a half horse crop of the open land.

Q. 5. What is the condition of the buildings on said part of the said land?

A. Only ordinary, sir, and the buildings are going down.

Q. 6. Are you one of the commissioners who assigned the widow's dower in this case?

A. Yes sir.

Q. 7. Do you own the farm immediately adjacent to the Drew Holland farm and do you now reside on it?

A. Yes sir.

Further this deponent saith not.

Witness: *Julius Richards*
mark
Witness: [Signature]

The witness John Griggs being duly sworn deposes as follows,

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

A. John Griggs, 78 years, Nansemond County Farmer .I know the parties

Q. 2. Are you familiar with the tract of land containing 73 acres more or less of which Drew Holland died seized and possessed mentioned in the bill in this cause, and if so, state how long you have known the same and whether or not you are now living on said farm, and if so how long have you lived thereon.

A. I am acquainted with the farm and have been living on it three years this Christmas.

Q. 3. Please state what annual rental you have to pay for the said farm.

A. Twenty-five Dollars a year.

Q. 4. Were you present when the commissioners assigned dower in the said farm to Georgianan Holland the widow of Drew Holland deceased?

A. I was sir.

Q. 5. What in your judgment is the fee simple value of that part of the farm remaining after the widow's dower was assigned?

A. It would not bring more than three hundred dollars.

Q. 6. What in your judgment is the value of that part of the land assigned to the widow as dower after her life estate ends.

A. Not more than \$150.

Q. 7. Please state the condition of the buidings on the land and the land not assigned to the widow.

A. The buildings are getting behind mighty bad and the land is very washy and some of it is very poor indeed.

Q. 8. Please state how much cleared land is in that part of the farm not assigned to the widow.

A. I reckon there is about twenty five acres.

Q. 9. Please state whether there is any timber on that part not assigned to thw widow for uses of the farm,

A. There is wood on it but no rail timber.

Q. 9. What in your judgment would that part of the farm not assigned to the widow rent for per year.

A. I would not give more than twenty dollars for it.

Further this deponent saith not.

Witness
John Griggs

John Griggs
his
mark

The witness Julius Richards being recalled testifies as follows,

Q. L. What in your judgment is the fee si plevvalue of that part of the Drew Holland farm assigned to the widow subject to the life estate

A. It would not sell for over \$150

Q. And further this deponent saith not.

Julius Richards
mark.
Witness J. D. Pinner

The foregoing examinations of witnesses duly taken, sworn to and subscribed before me, a Commissioner in Chancery of the Circuit Court of Nansemond County, Virginia

John B. Pinner,
Commissioner in Chancery

Commissioner's Office.
Suffolk, Va
Sept. 22^d 1900.

Columbus J. Duke, creditor of
Drury H. Holland or Drew Holland
as he is generally known and called,
deceased.

Plaintiff.

v.

In Chancery.

Jeff. D. Holland, John B. Holland,
Herbert Holland, Josephine V. Harrell,
and James A. Harrell, her husband,
Georgiana Holland Administratrix
of the goods and chattels of Drury H.
Holland or Drew Holland, as he is
generally known and called, deceased,
and said Georgiana Holland widow
of said Drury H. Holland, deceased.

Defendants.

To the Honorable Robert R. Prentiss,
Judge of the Circuit Court of
Nansemond County, Virginia.

Pursuant to the decree of Court pronounced
in the above entitled cause on the 16th day
of April 1900, the undersigned, one of
the Commissioners in Chancery of the
Circuit Court of Nansemond County,
Virginia, having first given notice as

required by law, which notices are herewith returned duly served and acknowledged, proceeded on the day named in said notices to-wit the 20th day of September, 1900 to perform the duties required of him by the said Decree.

In making the enquiries therein directed he took the examinations of C. J. Duke, M. J. Lloyd, Julius Richards and John Gregg, ^{which are herewith returned.} Your Commissioner has also examined the records of the Clerk's Office of the Nansemond County Court.

Now from the evidence thus obtained, your Commissioner respectfully reports in answer to the requirements of the said Decree as follows,

"1. An Account of the Transactions of Georgiana Holland Administratrix of the Estate of Drury St Holland, Decedent."

That the said Georgiana Holland did on the 11th day of November 1890 qualify as the Administratrix of the Estate of Drury St Holland decedent in the County Court of Nansemond County giving bond as such Administratrix in the sum of Five Hundred Dollars with good and ample security. No inventory and appraisement, no account of sale and no account of receipts and disbursements in her office of fiduciary have ever been returned. From the evidence of one of the witnesses examined it is shown

That there was but little personal estate of any character belonging to the Estate of Drury St Holland, deceased, which passed into the hands of the said Administrator, and that from his knowledge she received only such articles as would be covered by the poor law exemption, and that she has now no property or funds of any kind of which a report would be required of her by law.

"2. An Account of the debt due to your complainant, and of all other debts which were due and payable and owing by the said Drury St. Holland or Drew Holland as he was generally known and called, deceased, at the time of his death and still remain unpaid together with their respective dignities and priorities"

That no ~~other~~ debt other than the debt due and owing your complainant as set out in the bill in this cause, was due and payable by the said Drury St. Holland so far as ascertainable by your Commissioner, but that your complainant since the institution of this suit has paid the sum of Four Dollars and thirty-four cents Taxes due upon the real estate mentioned in the bill for the year 1899, which tax bill duly receipted is herewith returned and said amount \$4³⁴ is due and payable to your complainant C. J. Dutce, in addition to the sum of \$72⁰⁵ with interest from the 28th day of April 1890 and \$1⁰⁰, costs in obtaining judgment on said debt.

"3. An Account of the real estate of which said Drury St. Holland died seised and possessed together with the fee simple and annual value thereof."

That the real estate of which the said Drury St. Holland died seised and possessed consists of a certain farm named in the bill and that there are about twenty-five acres of cleared land and the remainder woodland with no timber of any size and that the woodland has been cut over and the present growth is small; that the farm has been rented out and that the place is deteriorating, that the buildings are going down and that the fee simple value of the place is Four Hundred and Fifty Dollars and that the rental or annual value is Twenty-five Dollars including that portion of the farm assigned as the widow's dower which if excepted would make the annual value or rental value Twenty Dollars.

"4. An Account of all unpaid and delinquent taxes against the said property, if any."

That there are no taxes unpaid or delinquent against the said property.

No other matter is deemed pertinent by the Commissioner to be stated and none has been required of him to be stated.

Respectfully submitted

Fee \$10⁰⁰

John D. Penner,
Commissioner in Chancery

Mr.

Ernest A. Holland Esq

Dr.

1899.

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

No. <i>354</i>	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 <i>72</i>								
To Real Estate, value \$ <i>468</i>	<i>140</i>	<i>47</i>	<i>94</i>	<i>37</i>	<i>24</i>	<i>24</i>	<i>47</i>	<i>413</i>
" Personal Property, value \$								
" value \$								
" Poll Taxes		<i>1 00</i>					<i>50</i>	<i>4 13</i>
Total								<i>21</i>
5 per cent. additional								<i>4 34</i>
Total								

Received payment

23

day of

August

900

paid by C. J. Duke

W. A. King
Treasurer

Per

C. J. Dutta
and others

vs. } In Chancery.

Jeff. D. Holland
and others.

Commissioner's Report.
Dated Sept 22. 1900.

1900 Sept 25th Filed
at Chancery

IN THE CIRCUIT COURT OF NANSEMOND COUNTY--

C.J.Duke---

vs--In Chancery-----October Term 1905.

Jeff.D.Holland and Others---

This cause came on this day to be again heard on papers formerly read, and on the report of Special Commissioner, Lee Britt, filed on the 4th. day of October, 1905, with an account attached showing the proper disbursement of the sum of \$87.24, the balance to the credit of this cause, with proper vouchers for the same filed therewith, to which report no exceptions have been filed.

On consideration whereof, it is adjudged, ordered and decreed that the said report, and the acts of the said Commissioner reported therein, be, and the same are hereby approved, ratified and confirmed.

And it appearing that there is nothing further to be done in this cause, it is hereby ordered to be stricken from the docket.

C. J. Duke
vs $\frac{1}{2}$ In Chancery
Jeff. W. Holland & Others
Plaintiffs

Entered this 9 day
of October 1905

Robert P. Wentis

Entered in Chy. Order
Book No. 3 - Page 691.

In the Circuit Court of Nansemond County-

To the Honorable Robert R. Prentis, Judge of said Court:-

Your orator, Columbus J. Duke, creditor of Drury H. Holland, who sues on behalf of himself and all other creditors who shall come in and contribute to the costs of this suit, respectfully shows unto the Court the following case:-

That in the year 1890 the said Drury H. Holland, generally called and known as Drew Holland died intestate, leaving a widow, Georgianna Holland, and the following children as his heirs at law, to wit:- Jeff. D. Holland, J. Herbert Holland, John R. Holland and Josephine V. ^{nee Holland} ~~Holland~~, all adults.

That the said Drury H. Holland, who was generally known as and called Drew Holland, deceased, left some personal property and certain real estate containing seventy three (73) acres, more or less, situate in Holy Neck magisterial District, in the County of Nansemond and State of Virginia, and bounded on the North by the land of Irajah Langstun, on the East by the lands of Julius Richards and Jordan Vaughan, on the South by the "Jack Douglass" land and the land of James Rawls, and on the West other land

of said Irajah Langstun, evidenced by deed from John R. Kilby, Executor of Joseph P. Bunch, dated Dec. 12, 1867 and recorded in the Clerk's office of Nansemond County, Virginia, by the said Joseph P. Bunch to said Drury H. Holland.

Your complainant alleges that Wm. H. Howell, then sheriff of Nansemond County, was directed to take in possession and administer the assets of the said Drury H. Holland, under order of the County Court of said County, entered on the 14 day of October 1890, the said Drury H. Holland having died more than sixty days before that date. That the said order was revoked by the said County Court on the 11 day of November 1890, and Georgianna Holland, the

widow of said Drury H. Holland, was appointed on that day by said court to administer on the goods and chattels of said estate, and that she qualified as such administratrix on said day, and thereafter took possession of said effects, for the purpose of administering on the same. Your complainant alleges that the estate of the said Drury H. Holland, deceased, is indebted to him in the sum of seventy two dollars and five cents (\$72.05), with interest thereon from April 28, 1890, and also the sum of one dollar and eight cents, with interest thereon from the 22 day of October 1890, until paid, which debt is evidenced by a judgment obtained by ~~the~~ your complainant against W. H. Goodrich, and W. H. Howell, administrator of Drew Holland, by which name the said Drury H. Holland, deceased, was generally known and called, on the 22 day of October 1890, before F. W. Raltes, a justice of the peace, in the County of Nansemond, on a certain negotiable note bearing date on or about the 28 day of April 1890, and payable days after date, executed by the said W. H. Goodrich in favor of your complainant and endorsed by said Drew Holland, being one and the same as Drury H. Holland, to your complainant, for value, and that an abstract of said judgment was docketed on the 2 day of February 1893 on the Judgment Docket No. 2 in the Clerk's Office of Nansemond County Court, a copy of which judgment is filed herewith and made a part hereof as "exhibit A". That the said sum of \$1.08 is the cost of said judgment, which was paid by your complainant. That no part of said judgment, either principal, interest or costs, due and payable to your complainant, has been

paid but that the said aggregate sum of \$73.13 with interest thereon as aforesaid, is now due and payable to your complainant by the estate of said Drury H. Holland. For as much as your complainant is remediless save in a court of chancery, where matters of this kind are alone and properly cognizable, he prays that the said Georgianna Holland, administratrix of the estate of Drury H. Holland, generally known as Drew Holland, the said Georgianna Holland, widow of said Drury H. Holland, deceased, Jeff. D. Holland, J. Herbert Holland, John R. Holland and Josephine V. Harrell, and James A. Harrell, her husband, be made parties defendant to this bill, and required to answer the same, but answers under oath are hereby waived; that an account may be taken of the doings and transactions of said Georgianna Holland, administratrix, aforesaid; that an account may be taken of the debt due to your complainant, as aforesaid, and of all other debts which were owing by the said Drury H. Holland or Drew Holland, being one and the same, at the time of his death, and which still remain unpaid, with their priorities; that dower be assigned to said Georgianna Holland, widow, in the land aforesaid; that the said real estate (exclusive of the dower land) and the reversionary estate in the said dower land to be assigned to said widow, unless the personal estate and rental of the said land (exclusive of the part assigned as dower) for five years be sufficient for the purpose, be sold and the proceeds from the sale of the real and personal estate be applied as follows, to wit:-(1) To the payment of the expenses of this cause, including a reasonable fee to the counsel who prosecutes the same, and notice is hereby given that the

court will be asked to allow such fee; (2) To the payment of the debts due by said Drury H. Holland, or Drew Holland, deceased, according to their priorities; that the remainder of said proceeds, if any, may be paid over to those legally entitled to the same; that proper process may issue; that all proper orders and decrees may be made, and proper inquiries directed; and that all such other, further and general relief may be granted to your complainant and others who may join in this cause, as to the court may seem meet, or the nature of the cause require.

And your complainant will ever pray &c.

Lee Britt
W. G.

C. J. Blake
vs. In Chancery
Georgiana Holland Admox
and others.

Bill

complaint will ever bring.

of the nature of the same redire.

to join in this case, as to the court

relief may be granted to your complaint

proper industries directed; and that all such other, further

there; that all proper orders and decrees may be made; and

legally entitled to the same; that proper process may

get of said proceeds, if any, may be paid over to those

necessary, according to their priorities; that the remain-

of the debts due by said Henry H. Holland, or then Holland

court will be asked to allow such fee; (S) to the payment

Filed March 7th 1900.

to J Duke
Against J In Chancery
Jeff D Holland & others

1900 Feb 28th. Process issued, returnable march Rules
first Monday.

" Mar 5. Process returned executed on defendants
Bill filed and decree nisi vs them.

" " 19. Decree nisi confirmed and cause
set for hearing

G

Chaucer's Notes

1

2

Carts
Clerk 6.70
Tax 1.50
Shffw 2.00
Sugt R 1.00
" W 3.00
JP Com. 10.00
Atty 15.00
3 Coms. 3.00
Com on
Sales 16.70

\$58.90

Loez, Bous

C. J. Duke & others
vs
R. B. Chancery
J. D. Holland & others

1905
October 9th
Final Decree.

C. J. Duke & others vs J. D. Holland & others