1905-027
Nansemond County (Suffolk)

Chancery Causes: Petition of Trustees of Norfolk Circuit Charge of Methodist Episcopal Church South

Heath, Richardson, Ames, Creekmore, Bass
Driver

"Exhibit A."

(1)

At the First Quarterly Conference for the current year 1904-05 held for Norfolk Circuit Charge in the Portsmouth District of the Virginia Annual Conference of the Methodist Episcopal Church, South, at Pine Branch Church in the County of Norfolk Virginia, on the 13Th day of Feby 1905, Rev W H Riddick ~~Presiding Elder~~ Preacher in charge in the chair, and Jno D Moore acting as Secretary;

On motion it is ordered that the Parsonage Trustees of this Charge do borrow the sum of Six hundred & Sixty dollars for the purpose of erecting a residence for the minister of this Charge on the lot or parcel of land near Driver Station which by deed dated the 10th day of February 1905 and recorded on the day of 190 on page in deed-book in the office of the clerk of the Circuit Court of Nansemond County was conveyed by Elliott J. Driver and Mary A. Driver, his wife, to J.C. Heath, Ira J. Richardson, L. P. Ames, M. A. Creekmore, and Azariah Bass, Trustees for the use and benefit of this Charge and the ministers thereof and especially as a place of residence for said ministers.

And said Trustees are authorized to execute their bond for said sum of money, payable to the lender of the money in such manner and bearing interest not to exceed the legal rate, as to them shall seem best , and to take such steps by proceedings in court or otherwise as may be required by law to enable them to execute a valid deed of trust or mortgage conveying said lot of land, to secure the payment of said bond and sum of money; it being the wish of the members of this Charge, and of this Conference representing said members that said money shall be borrowed for the purpose aforesaid and said lot encumbered as aforesaid to secure its payment.

W H Riddick P. C. ~~Presiding Elder~~.

Jno D Moore ----------Secretary.

Jno D Moore ----------Recording Steward.

In the matter of the Petition of the Trustees of the Parsonage of Norfolk Circuit Charge of the Methodist Episcopal Church,South, to mortgage,or encumber certain land which they hold for the use and benefit of said Charge and Church.

EX PARTE.

This ~~cause~~ Malley came on this day ~~in vacation~~ to be heard on tho Petition of J. C. Heath,Ira J. Richardson, L. F. Ames, M.A. Creekmore,and Azariah Bass,Trustees of the Parsonage of Norfolk Circuit Charge of the Methodist Episcopal Church,South,in the County of Nansemond,on the exhibit filed with said Petition,and was argued by counsel.

On consideration whereof,it appearing from said Petition and the evidence and exhibit that it is the wish of the churches of said Norfolk Circuit Charge,and their ~~members~~ congregation, and of said Petitioners,who are members of said churches,to borrow six hundred and sixty dollars and to execute their bond for said sum and to secure the payment of said sum to the lender thereof ~~###~~ by executing their deed of trust,conveying said land mentioned in said Petition,~~the court~~ it is ~~doth~~ adjudged, ordered, and decreed that the said trustees be and they are hereby authorized to borrow the sum of six hundred and sixty dollars to enable them to pay for the erection,on said land, of a dwelling house and such other houses as ~~were~~ are necessary for the minister of said Norfolk Circuit Charge,now in charge of said ~~the~~ churches of Norfolk Circuit Charge,and the ministers who may be hereafter lawfully appointed to,and placed in charge of,said churches,and to execute their bond for said sum of six hundred and sixty dollars,and to secure the said sum to the lender thereof by executing a valid deed of trust or mortgage,conveying said land,it being the wish of said churches,the ~~members~~ congregation thereof,and their lawful authorities to borrow said money for the purpose aforesaid and to secure its payment by said deed of trust as aforesaid.

The land which the said Trustees are hereby authorized to mortgage or encumber as aforesaid is all that certain tract or parcel of land,containing one and one eighth acres ,more or less, situated in Sleepy Hole Magisterial District,in the County of Nansemond and State of Virginia,and bounded on the North by the land of Annie J. Darden,wife of Albert G. Darden,; on the East by the County road leading North from Driver Station to Bennett's Pasture; on the South by the land of the Beech Grove Methodist EpiscopalChurch South;and on the West by the land of Elliott J. Driver, together with all and singular,the appurtenances belonging to the same,and it being the same land which by deed dated the tenth day of February 1905,and duly recorded in the office of the Clerk of the Circuit Court for the County of Nansemond was conveyed to said trustees by Elliott J. Driver and Mary A. Driver, his wife, to be held in trust and kept and maintained by said trustees and their successors in office as a place of residence for the use and occupancy of the ministers of Norfolk Circuit Charge of said church,and its lawful successor,who may from time to time,be appointed in said place subject to the usages and discipline of said church and its lawful successor,as from time to time authorized and declared by the General Conference of said church,and the Annual Conference or other lawful authority of said church or its lawful successor within whose bounds the said land is or may be situated.

Trustees of Norfolk
Circuit Charge of
The Methodist Epis-
copal Church, South.

Petition of, for author-
ity to encumber Church
property and order of Court.

Enter March 17, 1905
Robert R. Prentis

Entered in Chy. Order
Book No. 3 Page 638

IN THE CIRCUIT COURT OF THE COUNTY OF NANSEMOND,VIRGINIA.

In the matter of the Petition of the Trustees of the parsonage of Norfolk Circuit Charge of the Methodist Episcopal Church,South, to mortgage,or encumber certain land which they hold for the use and benefit of said Charge and Church.

EX PARTE.

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

Your Petitioners,J.C. Heath,Ira J. Richardson, L.F. Ames, M.A. Creekmore and Azariah Bass,respectfully represent and show unto your Honor the following case:

That by a Deed of Bargain and Sale made on the tenth day of February,1905,and duly recorded in the office of the Clerk of the Court for the County of Nansemond,Elliott J. Driver and Mary A. Driver,his wife, sold and conveyed with general warranty unto J.C. Heath, Ira J. Richardson, L. F. Ames, M.A. Creekmore, and Azariah Bass,Trustees for the purposes stated in said deed,the following real estate ,to-wit:

All that certain tract or parcel of land,containing one and one eighth acres, more or less, situated in Sleepy Hole Magisterial District,in the County of Nansemond and State of Virginia,and bounded on the North by the land of Annie J. Darden,wife of Albert G. Darden; on the East by the County road leading North from Driver Station to Bennett's Pasture; on the South by the land of the Beech Grove Methodist Episcopal Church,South;and on the West by the land of the said Elliott J. Driver,together with all and singular the appurtenances belonging to the same.

That the above described land was conveyed to the Trustees named in said deed, in trust, to be held and kept and maintained by said trustees and their successors in office as a place of res-

idence for the use and occupancy of the ministers of Norfolk Circuit Charge of said church,and its lawful successor,who may, from time to time,be appointed in said place subject to the usages and discipline of said church and its lawful successor,as from time to time authorized and declared by the General Conference of said church and the Annual Conference or other lawful authority of said church and its lawful successor within whose bounds the said land is or may be situated.

That the said land is held specially by your Petitioners as a place of residence for the use and occupancy of the minister who has been and shall hereafter be appointed to,and placed in charge of,Norfolk Circuit Charge or the congregations of the Methodist Episcopal Churches ,South, composing said Charge,by the lawful authority of said Church.

That the said churches composing the Norfolk Circuit Charge, the members thereof,and your Petitioners wish to borrow and have arranged to borrow the sum of six hundred and sixty dollars to enable them to pay for the erection,on said land, of a dwelling-house and such other houses as were necessary [redacted] for the minister of said Norfolk Circuit Charge,now in charge of said churches of Norfolk Circuit Charge, and the ministers who may hereafter be lawfully appointed to,and placed in charge of,said churches,and to execute their bond for said sum of six hundred and sixty dollars,and to secure the said sum to the lender thereof by executing a valid deed of trust or mortgage,conveying said land,it being the wish of said churches,the members thereof,and their lawful authorities to borrow said money for the purpose aforesaid and to secure its payment by said deed of trust,as will appear by the paper herewith filed and marked "Exhibit A".

Your Petitioners therefore, pray that your Honor will make such order as may be proper,providing that said land held by them as aforesaid may be encumbered by them in the manner specified; that they may be permitted and authorized to borrow said sum of six hundred and sixty dollars for the purpose aforesaid and to execute their bond for the same to the lender thereof,and to execute their Deed of Trust conveying said land to secure the payment of said sum of money to

the lender thereof,and that all such further orders as may be necessary in the premises may be made.

And your Petitioners will ever pray etc.

J. C. Heath,

Ira J. Richardson,

L. F. Ames,

M. A. Creekmore,

Azariah Bass,

by

Bradford Kilby ,their Attorney.

State of Virginia,

County of Nansemond, to-wit:

This day L. F. Ames,one of the trustees of the Parsonage of Norfolk Circuit Charge of the Methodist Episcopal Church South,appeared in person before me, E H Smith a Justice of the Peace in and for the County and State aforesaid and made oath that the statements contained in the foregoing Petition are true to the best of his knowledge and belief.

L. F. Ames

Subscribed and sworn to before me this 13th day of March 1905.

E H Smith (J P)