1908-028
Nansemond Co (Suffolk) Chancery Causes: Suffolk Feed & Fuel Co vs S.M Morris & wife

Lassiter

Suffolk Red v Fred C. vs Mc Esther Morris

In Chancery

190 5

To R. R. SMITH, Clerk Circuit Court of Nansemond County, Dr.

Dec 18

~~Tax and~~ Clerk Fees ~~in suit~~ for recording

Lis Pendens $1.25

Clerk.

TO THE CLERK OF THE CIRCUIT COURT OF NANSEMOND COUNTY, VIRGINIA.

Suffolk Feed and Fuel Company, a corporation,..plaintiff.

vs.

S. M. Morris and Esther Morris,.....Defendants.

Issue summons in chancery to Rules, 1st Monday of January, 1906.

D. W.

Fa $1.50

Suffolk ss / Sup
Jud Court
vs.
S. W. Morris and
Eben Morris

Memorandum

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON S M Morris and Esther Morris

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 January 1906, to answer a Bill in Chancery, exhibited against them in the said Court by Suffolk Fuel and Fuel Company a Corporation

and have then and there this summons.

Witness, R. R. SMITH, Clerk of our said Court, at his office, this 18th day of December, 1905, in the 130th year of the Commonwealth.

A copy— Teste:

_____, CLERK.

Teste: A. G. Gomer D.C. CLERK.

Executed this 18th day of December 1905. S. Morris not
being found in my county at this service I
left a true copy of the within process with
Mrs Esther Morris his wife as
shown by the return hereon, and this accept
ance of service on behalf of the defendants
by the said Esther Morris in person.
A true copy of the within process in favour
of the defendant S. M. Morris.

Jos. P. DeBerry Dep. Sh.
For A. A. Baker Sheriff

J. W. Burgess p. q.

Suffolk Feed and Fuel Co. a Corporation

vs. | In Chancery.

S. M. Morris & Esther Morris

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190 6

January Rules.

First Monday.

Nansemond Circuit Court

Process Book No. 23

Page 8

Suffolk Feed & Fuel Company.....Complainant.

vs.

S. M. Morris and Esther Morris.....Defendants.

This cause came on this day to be heard on the complainant's Bill and a statement in writing signed by complainant stating that the matter in controversy has been adjusted and requesting that the same be dismissed from the docket at complainant's cost, and was argued by Counsel.

On consideration whereof, the Court doth adjudge, order and decree that this cause be stricken from the docket and that the complainant pay the costs thereof, but no attorney's fee is to be taxed therein.

Decr Fuel & Fuel Co.
vs. Trial Order
S. M. Moore et
al

Entered July 25. 08
James L. McDermott

Entered in Chancery Order
Book No. 4. Page 267.

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

Suffolk Feed & Fuel Company, a corporation.....Complainant.

vs.

S. M. Morris et al.....Defendants.

TO THE HONORABLE JAMES L. McLEMORE, JUDGE OF SAID COURT:

This is to certify that our claim against S. M. Morris and Esther Morris has been settled, and we, therefore, request that the same be dismissed from the docket.

Respectfully,

Suffolk Feed and Fuel Co.

By

D. H. Peregoy

Its attorney

IN THE CIRCUIT COURT OF NANSEMOND COUNTY, VIRGINIA.

Suffolk Feed and Fuel Company, a corporation,...Plaintiff.

vs.

S. H. Morris and Esther Morris,.....Defendants.

TO THE HONORABLE ROBERT R. PRENTIS, JUDGE OF SAID COURT:

Complaining showeth unto the Court your complainant, Suffolk Feed and Fuel Company, a corporation, that S. H. Morris is indebted to it in the sum of $ 305.75/100 with interest thereon from the 23rd day of November, 1905, and that said claim is due and unpaid. That this debt had been standing for sometime and your complainant had threatened to institute suit thereon the said S. H. Morris, with the object and intent to prevent your complainant from realizing anything from the defendant's property, conveyed by deeds dated the 10th day of October, 1905, all of his property which was unencumbered in this County as well as other places to Esther Morris, his wife, and especially a certain tract of land of about six acres in Barrett's Neck, Chuckatuck Magisterial district, Nansemond County, Virginia, which adjoins the land of W. R. Lewis and Eva C. Lassiter and the same land which was conveyed to S. H. Morris by Eva C. Lassiter and husband by deed duly recorded in the Clerk's Office of Nansemond County in D. B. No. 46, page 432. Said tract of land is designated as Division No. I on a plat of survey attached to a deed of partition executed by Eva C. Lassiter and husband and W. R. Lewis and wife executed the 13th day of December, 1899, and recorded in the Clerk's Office of Nansemond County in D. B. 44, page 325, reference to which is hereby made.

(by deed recorded in the Clerks Office of Nansemond County in D.B. 60 page 31)

Your complainant alleges and charges that no consideration whatever passed from said Esther Morris to said

S. M. Morris for the land herein conveyed and that said deed hereinabove referred to was made to hinder, delay and defraud your complainant and that it is entitled to have the said deed set aside and the property therein embraced subjected to the payment of your complainant's debt.

In tender consideration thereof, your complainant prays that the said S. M. Morris and Esther Morris may be made parties defendant to this bill and required to answer the same, but answer under oath is expressly waived; that proper process issue; that all proper orders and decrees may be made and inquiries directed; that said deed hereinabove mentioned conveying the property above described be set aside as fraudulent and void; and that the property embraced in it, or so much as is necessary to satisfy your complainant's claim, be sold and the proceeds applied to the payment of the debt due your complainant; and that all such other, further and general relief may be afforded your complainant as the nature of its case may require or to equity shall seem meet.

And your complainant will ever pray, etc.

Suffolk Feed & Fuel Co
By G S Bell
Gen'l Manager Treas.

STATE OF VIRGINIA,
To-wit:
County of Nansemond.

This day personally appeared before me the undersigned, a Notary Public for the County aforesaid, George S. Bell, who made oath that he is General Manager and Treasurer of the Suffolk Feed and Fuel Company, and that the statements made in the foregoing bill are true.

Given under my hand this 21st day of December, 1905.

W. P. Bergen N. P.

Suffolk Fed and
Fid Company
U. S. Rel
L. M. Morris et al.

J. U. BURGES,
ATTORNEY-AT-LAW,
SUFFOLK, VA.

1905 Dec 22 and Filed
A.P.L. D.C

Suffolk Fuel and Fuel Company
vs. In Chancery
S. N. Morris & Esther Morris

1905 Dec. 18th Process issued returnable to January Rules first Monday

1906 Jany 1st Process returned executed on defendants.

" " " ~~Decree nisi~~ Bill filed and decree nisi as to said defendants

" " 15. Decree nisi confirmed and Cause set for hearing

Chaucer's
Notes.

J W Burgess pg

Suffolk Feed and
Fuel Company

vs } In Chancery

S W Morris & others

1908

July 25th

Final Decree

Costs

Clerk	3.53
Lis Pendens	1.25
Total to Clerk	$4.78
Jay	1.50
Shff.	1.00
	$7.28