

1908-045

Nansemond County (Suffolk)

Chancery Causes: Petition of trustees
of St. Paul's
Pentecostal Episcopal Church
Causey, Ferguson, Withers, Smith, Hines

Virginia, In vacation,

In the Circuit Court of the County of Nansemond. August 3rd 1908

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In the Matter of the application of)
) Order.
the Trustees of St. Paul's P. E. Church.)
-----)

This day came C. H. Causey, Jr., W. B. Ferguson,
J. T. Withers, R. R. Smith and W. E. Hines, the trustees mention-
ed in the petition herein set out, by their attorney, and
presented to the court their petition in the following words
and figures, to-wit:

To the Honorable James L. McLemore, Judge of the Circuit
Court of Nansemond County.

Your petitioners, C. H. Causey, Jr., W. B. Ferguson,
J. T. Withers, R. R. Smith and W. E. Hines, respectfully repre-
sent that they are trustees of the religious congregation of
St. Paul's P. E. Church, Suffolk, Virginia, duly appointed
according to law, as will appear from Common Law Order Book,
No. _____, page _____, of this court; that the legal title
is vested in them, as trustees of said religious congregation,
to all that certain lot of land, together with all the improve-
ments thereon, lying and being in the town of Suffolk, Virginia,
on Main Street, known as the "Rectory", adjoining the lands
of Margaret A. Royster and others, and being the same lot
conveyed to Indiana V. Henry, by deed duly recorded in deed
book number 12, page 269, to which reference is hereby made for
a better description of said lot.

Your petitioners further represent that said
property is held for the use, benefit, purposes and objects of the
said religious congregation, as a place of residence for the
rector of the congregation; that it is the wish of the congre-
gation to encumber the said property as shown by certificate
herewith filed marked "Exhibit A", asking that said property

be encumbered, and authorizing and directing your petitioners to petition this honorable court for leave to borrow a sum of money not exceeding one thousand dollars, at a rate of interest not exceeding six per-centum per annum, for the purpose of decorating and finishing said St. Paul's E. V. Church, to give promissory note or notes signed and endorsed by them as such trustees for such sum of money as may be borrowed, payable in such manner as your petitioners may deem most expedient, and to encumber the said property to secure the payment of the said notes by executing a good and sufficient deed of trust upon said property.

Now, therefore, in accordance with the expressed wish of the said congregation, your petitioners ask leave to borrow a sum of money not exceeding one thousand dollars, at a rate of interest not exceeding six per-centum per annum, for the purpose aforesaid, to give their promissory note or notes as aforesaid, and to encumber the said property to secure the payment of the notes by executing a good and sufficient deed of trust upon the said property to _____, trustee, and further, that this honorable court will cause to be entered such order as may be necessary and proper to effect the purposes herein above mentioned.

And upon the evidence being produced before the court that it is the wish of the congregation mentioned in said petition to encumber the property mentioned in said petition, it is adjudged, ordered and decreed, that the said C. H. Cansey, Jr., W. B. Ferguson, J. T. Withers, R. R. Smith, and T. D. Hines, trustees as aforesaid, be, and they hereby are, authorized and directed to borrow a sum of money not exceeding one thousand dollars, at a rate of interest not exceeding six per cent per annum, for the purpose mentioned in said petition,

to give their promissory note or notes as mentioned in said petition, and to encumber the said property to secure the payment of the same by executing a good and sufficient deed of trust upon the said property. ~~to~~ ~~trustee~~

All which is hereby certified to the Clerk of this Court to be entered in the Chancery order book,
James L. Linn

Enter, ^{August 3rd.}
~~July 31.~~ 1908
Miss S. M. Moore

Entered in Chancery
Order Book No. 4
Page 270

To the Honorable James L. McLemore, Judge of the Circuit
Court of the County of Hansemond.

Your petitioners, C. H. Causey, Jr., W. B. Ferguson,
J. T. Withers, R. R. Smith and W. E. Hines, respectfully repre-
sent that they are trustees of the religious congregation of
St. Paul's E. E. Church, Suffolk, Virginia, duly appointed
according to law, as will appear from Common Law Order Book,
No. _____, page _____, of this court; that the legal title
is vested in them, as trustees of said religious congregation,
to all that certain lot of land, together with all the improve-
ments thereon, lying and being in the town of Suffolk, Virginia,
on Main Street known as the "Rectory", adjoining the lands of
Margaret A. Royster and others, and being the same lot conveyed
to Indians V. Henry, by deed duly recorded in deed book no. 12,
page 269, to which reference is hereby made for a better description
of said lot.

Your petitioners further represent that said property
is held for the use, benefit, purposes and objects of the said
religious congregation as a place of residence for the rector
of the congregation; that it is the wish of the congregation to
encumber the said property as shown by certificate herewith filed
marked "Exhibit A", asking that said property be encumbered, and
authorizing and directing your petitioners to petition this
honorable court for leave to borrow a sum of money not exceeding
one thousand dollars, at a rate of interest not exceeding six
per-centum per annum, for the purpose of decorating and finishing
said St. Paul's E. E. Church, to give promissory note or notes
signed and endorsed by them as such trustees for such sum of
money as may be borrowed, payable in such manner as your petition-
ers may deem most expedient, and to encumber the said property

to secure the payment of the said notes by executing a good and sufficient deed of trust upon said property.

Now, therefore, in accordance with the expressed wish of the said congregation, your petitioners ask leave to borrow a sum of money not exceeding one thousand dollars, at a rate of interest not exceeding six per-centum per annum, for the purpose aforesaid, to give their promissory note or notes as aforesaid, and to encumber the said property to secure the payment of the notes by executing a good and sufficient deed of trust upon the said property to _____, trustees, and further that this honorable court will cause to be entered such order as may be necessary and proper to effect the purposes herein above mentioned.

W. B. Hines

W. B. Ferguson

J. R. Watkins

C. H. Scurry Jr.

R. R. Smith

By
Co. Secy.
Trustees.

State of Virginia,

County of Hansemond, to-wit:

This day A. B. Hines, Trustee, personally appeared before me, J. U. Burges, a notary public in and for the county aforesaid, and made oath that he is one of the trustees of St. Paul's P. E. Church, whose name is signed to the above petition by him, and that the matters and things stated in the foregoing petition are true.

Given under my hand this 30th day of July, 1908.

J. U. Burges
Notary Public

Exhibit A.

To the Honorable James L. McLemore, Judge of the Circuit
Court of Mansfield County.

We, the undersigned members of the vestry of St.
Paul's E. E. Church, do hereby certify that it is the wish of
the said congregation, that the trustees of said church, be
authorized, empowered and directed to borrow a sum of money
not exceeding one thousand dollars at a rate of interest not
exceeding six per-cent per annum, for the purpose of decorating
and improving the church building of said church.

Yours respectfully,

W. E. Hines & Warden
Wm. F. Hines
R. B. Smith
A. W. Hines
J. O. Hall
J. O. Hines
Chas. L. Hutchins

I am applying
for a writ of Habeas
P. O. I wish for
leave to borrow
Money from my property

Petition Return

JAMES U. BURGESS,
ATTORNEY AT LAW,
POST OFFICE BUILDING,
SUFFOLK, VA.

ALVAN BUSHNELL CO., LAW STATIONERS, 342 MARKET ST., PHILADELPHIA, PA.