

1909-007  
Nansemond Co (Suffolk)

Chancery Causes: Admro of E.T. Cross vs John Smith et al

Lewis, Lawrence, Saunders, Lee, Laurence

W. Lawrence

115.

\$26.17. mit Jan 2 Nov 1883.

Jack Smith

Cost 110

Docket - Nov. 14 - 1887

D.B. Jones, Gt.

15

82 <sup>21</sup> mit Jan 6 Nov 1885

Jack Smith

Cost 130

Docket - 1890. Jan - 13.

W. Lawrence & Chas. E. Flinn

115. \$42<sup>25</sup> mit Jan 1st. Jan - 1889

W. Lawrence & Chas. E. Flinn

Cost \$130

Docket Jan - 24 - 1891

Thomas W. Oliver

US \$25-21 - rest from Bal. Jan 1885.

Jack Summelle

Cost \$110.

Doctures: Dec - 15 - 1886

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19 June 1914 to John Smith

4 Feb - 1896 - 36-643

87½ acres more or less  
Bounded by the lands of  
Parker Samuels, deceased,  
Wm Jernigan, D B Jones.

John Smith to Hankin Lewis  
4 Feb. 1896 - 36-644

Hester Lewis & wife to J. P. Lee  
 trustee for A. T. Lee,  
 7 March, 1903. \$ 162-43

Wm Smith wife Robert  
to J. J. Samuels for  
R. H. Samuels

J. W. Lawrence & Jack Smith -  
\$2614 list from 2 day of Nov. 1883  
cost. \$110.

A. B. Jones, Asst. & Jack Smith  
\$8221 list from 6 March, 1885 -  
Cost \$130 \$168.50

J. W. Lawrence Editor, O.E. & Cross  
55  
Jack Smith.

\$4220 list from 1 June - 1889  
Cost. \$130 - \$8000

Joela Smith

To the Clerk of the Circuit Court of Nansemond County, Virginia.

J. W. Lawrence, Admr. of E. T. Cross, deceased,

Plaintiff.

Against

John Smith, sometimes called Jack Smith,

Lavinia Smith, Haskin Lewis, Nettie Lewis,

J. E. Lawrence, trustee, R. H. Saunders,

J. P. Lee, trustee, and A. T. Lee.

Defendants.

Issue summons to Third Monday Rules in March, 1903.

J. E. Everett, Jr.

J. W. Lawrence, Admr. of E. P. Cross, deceased,

Plaintiff.

Against. In Chancery.

John Smith, sometimes called Jack Smith, Lavinia  
Smith, Haskin Lewis, Nettie Lewis, J. E. Lawrence,  
trustee, R. H. Saunders, J. P. Lee, trustee, and  
A. T. Lee.

Defendants.

Issue summons to Third Monday Rules in March, 1903.

J. E. Lawrence

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON *John Smith, sometime*  
*called Jack Smith, Lavinia Smith,*  
*Haskin Lewis, Nettie Lewis, J. E. Lawrence,*  
*Trustee, R. H. Lawrence, J. P. Lee, and*  
*A. Y. Lee,*

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 *Third* Monday in *March* (1903), to answer  
 a Bill in Chancery, exhibited against *Them*  
 in the said Court by *J. W. Lawrence ad*  
*administrator of E. J. Cross,*  
*deceased.*

and have then and there this summons.

Witness, A. P. GOMER, Clerk of our said Court, at his office, this *12* day of  
*March*, 1903, in the 12<sup>th</sup> year of the Commonwealth.

A copy—Teste:

Teste:

CLERK.

CLERK.

J. F. Verbury Deputy  
 Sir A. H. Baker Sheriff

March 14 - 1903.

J. P. Lee, Atty for A. P. Lee

—  
S. E. Owens

J. W. Lawrence, admr.

*vs. In Chancery.*

John Quirk et al.

18----

*Derby Rules.*

Friday Monday.

*Nansemond Circuit Court.*

*Process Book No.-----*

Page-----

J. W. Lawrence, Admr. of E. T. Cross, deceased,

Plaintiff.

Against

John Smith, sometimes called Jack Smith,

Lavinia Smith, Haskin Lewis, Nettie Lewis,

J. E. Lawrence, trustee, R. H. Saunders,

J. P. Lee, trustee, and A. T. Lee.

Defendants.

This day this cause which has regularly matured at Rules, came on to be heard upon the bill and exhibit filed, bill taken for confessed <sup>as to all of</sup> ~~by~~ the defendants upon whom process has been duly served, they still failing to appear and plead, answer or demur to the said bill, and was argued by counsel.

On consideration whereof, the Court doth adjudge, order and decree that this cause be referred to one of the Commissioners of this Court who will inquire and report to Court; First. The annual and fee simple value of the real estate mentioned in the bill and whether or not there are any delinquent taxes against the same. Second. An account of lien debts against the said real estate with their priorities, and whether or not the rents and profits arising from the said land in five years will pay the said debts. Third. And all other matters specially stated deemed pertinent by the commissioner, or required to be stated by any party in interest.

Referred to Commissioner.

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J. W. Lawrence, Admr.,

Against

John Smith et als.

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Entered April 17, 1903.,

Robert R. Prentiss

Entered in Chancery  
Order Book No 3 Page  
504.

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

J. W. Lawrence, Admr. of E. T. Cross, deceased,                      Plaintiff.

Against

John Smith, sometimes called Jack Smith, Lavinia

Smith, Haskin Lewis, Nettie Lewis, J. E.

Lawrence, trustee, R. H. Saunders, J. P. Lee,

trustee, and A. T. Lee,                      Defendants.

Complaining sheweth to the Court your complainant, J. W. Lawrence, Admr. of E. T. Cross, deceased, that he recovered, as such Administrator, a judgment for the sum of \$26.17, with interest from the 2nd day of November, 1883, etc., against John Smith in the Justice Court of Nansemond County, and docketed in the Clerk's Office of Nansemond County Court, an extract of which judgment, marked Exhibit "A", is herewith filed. Of this Judgment, though execution issued thereon, no part has been paid; the execution was returned "no effects"; and your complainant does not believe any part of it can be made from the personalty of the said John Smith. The said John Smith now owns a tract of land in this County containing eighty-seven and one half acres, more or less, situated in Nansemond County, Virginia, near Cleopus, and bounded by the lands of Parker Saunders' estate, William Jernigan and D. B. Jones. The said John Smith has become in possession of this property described above since the judgment was docketed. The said John Smith also owned at the time the judgment was docketed another tract of land containing eleven acres, more or less, in Nansemond County, Virginia and bounded by Henry Johnson and others. This tract of land he sold to Haskin Lewis. There are now two deeds of trust on the said tracts of land. One deed of trust on the first described tract for the sum of \$373.25 in favor of R. H. Saunders and J. E. Lawrence named as trustee. The said deed of trust is dated the 12th day of February, 1902, and recorded in the Clerk's Office of Nansemond County Court in D. B. No. 51, page 144. The other deed of trust

is on the Haskin Lewis' tract of land to secure A. T. Lee for the sum of \$162.43, in which J. P. Lee is named as trustee, dated the 7th day of March, 1903, and recorded in the Clerk's Office of Nansemond County Court. Your complainant avers and charges that the rents and profits of this land after paying the prior liens, judgments and deeds of trust, will not in five years satisfy your complainant's judgment, and that he is entitled to enforce the lien of the same by a sale of the said property. In tender consideration whereof your complainant prays that the said John Smith, sometimes called Jack Smith, Lavinia Smith, Haskin Lewis, Nettie Lewis, J. E. Lawrence, trustee, R. H. Saunders, J. P. Lee, trustee, and A. T. Lee, may be made defendants to this bill and required to answer the same, that proper process issue, that all proper orders and decrees may be made and inquiries be directed, that if it shall appear that the said rents and profits of said real estate will not in five years satisfy your complainant's judgment that the said real estate be sold and the proceeds thereof be applied in satisfaction of your complainant's said judgment; that if such rents will so suffice the said land be rented out and the rents and profits be applied to the said judgment until the same is fully satisfied; and that all such other, further and general relief may be given your complainant as the nature of his case may require or to equity shall seem meet. And your complainant will ever pray, etc.

Counsel.

S. E. Everett

D.E. Everett. P. 4.  
J.H. Lawrence owner  
05. In Charney  
Bill.  
John Smith et al

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Filed 3rd March  
Rever 1903

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Apr 6. 1903

J W Laurence  
vs In Chancery  
Jack Smith

1903 March 12th. Process issued returnable  
to March Rules third Monday

" " 16th. Process returned executed  
defendants. Bill filed and  
decree nisi against said  
defendants.

" April 6th. Decree nisi confirmed and  
Cause set for hearing.

*Chancery Notes*

J. W. Laurence Adminr  
vs } In Chancery  
John Smith & others,

1909  
July 16th  
Final Decree