

1909-054  
Nansemond Co (Suffolk)

Chancery Causes: George W Taylor et al vs Lillie Bell Taylor, infant et al.

Stewart, Holland

If not called for within ten days, return to

**J. T. NURNEY & CO.**

**Grocers,**

**→ WHOLESALE OYSTER PACKERS ←**

**AND BRICK MANUFACTURERS,**

**SUFFOLK, VA.**



*Mr. F. R. Ellman  
Wholesale*

10612  
2572

\$40.63

Capt. Bausby



100

Suffolk, Va., Nov. 24 1885

Mr. C. W. Cassey,

TRANSIENT ADVERTISEMENTS and  
SUBSCRIPTIONS Payable in Ad-  
vance.

Annual Advertisers Required  
to Settle Quarterly.

JOB WORK, CASH ON DELIVERY.

To Suffolk Herald, Dr.  
Fine Job Work a Specialty.

To printing 50 Notices of sale of land,  
Taylor vs. Taylor,

Received Payment,

J. E. Booker,  
W.L.

75-

$$\begin{array}{r}
 147- \\
 \underline{41.60} \\
 105.40
 \end{array}$$

$$\begin{array}{r}
 49 \\
 \underline{6} \\
 294 \\
 \underline{13} \\
 882 \\
 294 \\
 \hline
 \$3822
 \end{array}$$

$$\begin{array}{r}
 108- \\
 \underline{38.22} \\
 \$69.78
 \end{array}$$

$$\begin{array}{r}
 147.00 \\
 \underline{110.63} \\
 \$36.37
 \end{array}$$

$$\begin{array}{r}
 70 \\
 \underline{40.63} \\
 110.63
 \end{array}$$

$$\begin{array}{r}
 41.60 \text{ Cook} \\
 36.37 \text{ Taylor} \\
 32.22 \text{ Wadsworth} \\
 \hline
 110.19
 \end{array}$$

$$\begin{array}{r}
 41.60 \\
 \underline{19.11} \\
 60.71 \\
 \underline{147.00} \\
 286.29 \\
 \underline{47.10}
 \end{array}$$

Statement

Costs —	\$41.60
Under —	19.11
Zayn —	43.14
<hr/>	
Child —	<u>43.15</u>
	\$147.00

Under has done in  $\frac{1}{2}$  the  
land — 19-11

Savage Crossing May 13<sup>th</sup>/89,  
Capt H. C. Causey.

Dear Sir,

Please pay to Thomas W. Savage  
for my services as Commissioner  
in viewing the land known as  
the Taylor land, which he will  
Receipt for the same, Yours &c,  
Mills E. Holland

Return to C. H. Causey }  
Suffolk if not }  
delivered in 3 days



A. R. Ellenor Esq

Whaleyville

Hammond Co.

Virginia





34.63

40.63

2/104.38 \*

5-2.19

10

42.19

106.12

70.

40

110.

42.19 recd

70  
40  
110

CHANCERY SUMMONS.

**The Commonwealth of Virginia,**

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON *Sellie Bell and Virginia  
Jaylor, infants,*

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 *September* next to answer a  
*Bill in Chancery, exhibited against Thom*  
in the said Court by *George W. Jaylor, William J.  
Stewart, and Alice N. Stewart, late Jaylor*

and have then and there this Summons. Witness, PETER B. PRENTIS, Clerk of our said Court, at his office, this *4th* day of *September* 1886, in the *111th* year of the Commonwealth.

Teste:

*Peter B. Prentis* Clerk.

Camsey p. 7  
George W. Taylor del

to J. Penn: in Chy:

Lillie Bell and Virginia  
Taylor, infants.

to Septer: Rulas, 1886

Pro. B. No. 1. per  
C. C.

**Know All Men by These Presents,**

THAT WE, *W. H. Causey and James C. Causey*

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA in the just and full sum of *Seven hundred (700)* — 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. Sealed with our seals, and dated this *15th* day of *November* in the year one thousand eight hundred and *eighty eight*, and in the *11th* year of the Commonwealth. And we hereby waive our homestead exemption as to this obligation.

THE CONDITION OF THIS OBLIGATION IS SUCH, That if the above bound

*W. H. Causey*

who has this day qualified before the *Chief of the Circuit* Court of Nansemond County, as Special Commissioner of Sale under a decree of the Circuit Court of Nansemond County, in the Chancery Case of *Serge W. Taylor and vs. Fannie Bell Taylor and* entered at the October Term 1888.

*15th two*

shall faithfully discharge the duties of his said trust, then the above obligation to be void, or else to remain in full force and virtue.

Executed in presence }  
of the Court.

*Taylor*

*W. H. Causey* (SEAL.)  
*J. C. Causey* (SEAL.)  
(SEAL.)  
(SEAL.)  
(SEAL.)

to Hearsey Com-  
to J Bond  
The Committee

---

1888

Jan. 15th

Virginia

At Rules, in the Clerk's Office of the Circuit Court of Nansemond County, on Monday the 6th day of September 1886.

George H. Taylor, William J. Stewart,  
and Alice A. Stewart late Taylor Complainants.

Against In Chancery  
Lillie Bell and Virginia  
Taylor, infants Defendants.

On the motion of the Complainants, by Counsel, Peter B. Prentiss, is appointed guardian ad litem to the defendants, to defend them in this suit, and it is ordered that notice be given the said guardian of his appointment, by serving on him a copy of this order.

Teste:

Peter B. Prentiss, Clerk

1886. Sept: 6th: I do hereby acknowledge service of the foregoing order and that I have received a copy thereof.

Peter B. Prentiss,  
Edmund Letam

George W. Taylor & al

vs J. W. Oby

Lillie Bell and Virginia  
Taylor.

Order appointing g. w.  
as referee to the depts  
of the court

Taylor vs  
re

Taylor vs

The undersigned, special Court of Sale, under a decree of this honorable Court pronounced at the October term, 1888, respectfully reports that on the 14th day of January 1889, that being County Court day, the land in the bill and proceedings mentioned was sold pursuant to the terms of said decree to George W. Taylor, he being the last and highest-bidder, for the sum of One hundred and <sup>seven</sup> forty (147) dollars, of which seventy dollars were paid in cash and said purchaser desires to anticipate the payment of the residue after deducting the portion to which he is legally entitled for his interest in said land.

Respectfully submitted

C. H. Causey, Court

To the

Hon. C. Hill

Judge Circuit. Howard Co }  
1889 March, 20th }



Jay  
in Q. C. L.  
Jay

1889 - hand to

Report of Sale

Sept. 14<sup>th</sup> 1888.

We <sup>my</sup> Tho<sup>rs</sup>. W. Savage (of Jefe) Mills E. Holland  
and Jefe R. Savage, Three of the Commissioners  
appointed by the Circuit Court of last Spring  
term, have executed the order or appointment  
by viewing the land or premises of the Taylor land  
and we find that a sale of the land would be  
more advantageous to the parties claiming than  
a division, owing to the lands lying in such  
a position as it will not allow any shape  
to either part, consequently we believe that a  
sale will suit the parties more favorably,

Thomas W. Savage }  
Mills E. Holland } Comrs.  
Jefe R. Savage }

We, the undersigned, three of the Commissioners appointed by the Circuit Court of Hanover County, Virginia, at the April Term, 1888, pursuant to the decree hereto affixed, respectfully report to the Court that we have to the best of our ability discharged our duty thereunder by going upon the premises referred to and making a careful examination thereof. Owing to the peculiar shape of the tract of land, it having a very narrow frontage on the road and running back in an irregular shape we found it impossible to divide the same in anything like a fair or practical way, and we are all of the opinion, that if so divided it would be of no benefit to any of the parties.

Therefore we recommend a sale of the whole piece and a division of the proceeds according to law. We also think that if sold as a whole, it will bring a fair price. All the parties entitled to speak for themselves are willing to sell and we think it to the interest of the infants also.

Respectfully  
Thomas W. Savage

Wm. L. Hollan

Jose P. Savage

Comrs.

1888 Sept 14th

Taylor  
+ } Chr haben  
re }  
Taylor

Report of Commission  
1888, Sept-14<sup>th</sup>

# COMMISSIONER'S Sale of Land

---

By virtue of a decree of the Circuit Court of Nansemond county, pronounced at the October term, 1888, in the chancery cause of Taylor vs. Taylor, the undersigned, as Special Commissioner, will offer for sale, before the Courthouse door,

**On Monday, December 10, 1888,**

(County Court day), the land in the bill and proceedings mentioned, to wit: A tract of land near Nurneysville, Nansemond county, containing seventy (70) acres, more or less, and adjoining the lands of Levin White, Everett Holland, Dol. Baker and others.

This land will be sold free of any claim of dower.

TERMS.---Costs of suit and sale, cash; balance in one and two years, in equal sums, with interest from day of sale till paid, and title retained till further order of the Court.

**C. H. CAUSEY,**

Special Commissioner.

---

I, PETER B. PRENTIS, Clerk of the Circuit Court of Nansemond county, certify that the bond required has been given by said C. H. Causey, Commissioner.

Given under my hand this 16th day of November, 1888.

PETER B. PRENTIS, CLERK.

Land sold  
to Gen W. Taylor  
Jan'y 14 - 1889

\$70 bond by F. H.  
Ellen & deed

to be dated this  
day & Dec 8

Trust to Secure  
Ellen - bond

to be dated <sup>same</sup>  
day

COMMISSIONER'S

SALE OF LAND

C. H. CHASE

147

# COMMISSIONER'S Sale of Land

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By virtue of a decree of the Circuit Court of Nansemond county, pronounced at the October term, 1888, in the chancery cause of Taylor vs. Taylor, the undersigned, as Special Commissioner, will offer for sale, before the Courthouse door,

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(County Court day), the land in the bill and proceedings mentioned, to wit: A tract of land near Nurneysville, Nansemond county, containing seventy (70) acres, more or less, and adjoining the lands of Levin White, Everett Holland, Dol. Baker and others.

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C. H. CAUSEY,  
Special Commissioner.

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I, PETER B. PRENTIS, Clerk of the Circuit Court of Nansemond county, certify that the bond required has been given by said C. H. Causey, Commissioner.

Given under my hand this 16th day of November, 1888.

PETER B. PRENTIS, CLERK.

147

COMMISSIONERS

Wm. Jones

Handwritten notes on the left page, including "The amount received in 1868" and "The amount of 1868".

The amount received in 1868

$$\begin{array}{r}
 240 \\
 240 \\
 \hline
 41.60 \text{ Cash } 600 \\
 38.00 \text{ Wagon} \\
 \hline
 79.60 \\
 147.00 \\
 \hline
 6740 \\
 \hline
 33.70 \\
 \hline
 2/147 \\
 \hline
 173.50 \\
 \hline
 2450
 \end{array}$$

Costs Atty. Gen. 16.50

Comm.	4.00
Comm.	2.00
Chh.	6.00
Comm.	7.35
Sec.	57.00
Shff. 71	1.00
	<u>40.85</u>
admission	75
	<u>41.60</u>
147.00	
41.60	
<u>2/105.125</u>	
8-2.62 1/2	
10-cash	
<u>42.62 1/2</u>	111 1/2

1047.  
 42.62 1/2  
104.87 1/2

10437  
 120  
10412





fact to the Court, and the reasons upon  
which their opinion is founded, with  
the value of said land, and said com-  
missioners are directed to report their  
proceedings to the Court and any  
other matter deemed pertinent by  
themselves, or required by any of the  
parties

A copy  
Teste.

Peter B. Prentiss. Clerk

Taylor  
vs  
Taylor-

This Cause came on this day to be again heard upon the papers formerly read and upon the report of Thomas W. Savage, Mills E. Holland and Jesse R. Savage, three of the Commissioners under decree of the April Term 1888, of this Court, to which report there is no exception, and was argued by Counsel; on consideration whereof the Court doth approve and confirm the said report, and doth adjudge, order and decree, that C. W. Causey, who is hereby appointed Special Commissioner for that purpose, proceed to sell said land on some County Court day, having first however advertised said land for at least twenty days by printed hand bills, posted at the Court House door and other public places, and in the vicinity of said land. Said land consisting of a tract of Seventy (70) acres, more or less, in Hancock County, adjoining the lands of Everett Holland, Levin White and others. Sale to be made in front of the Court House by public auction to the highest bidder upon the following

Terms - Costs of Suit and expense of  
Sale Cash - balance in one and two  
years, evidenced by notes of equal  
amounts bearing interest from the  
day of Sale at 6% per annum - till  
paid, and the title to be retained  
until the further order of the Court  
The purchaser however may elect to  
pay all Cash

But before such sale be made the  
said C. H. Causy above named shall  
execute a bond to the Commonwealth  
before the Clerk of this Court in his office  
in the sum of <sup>Seven</sup> ~~five~~ hundred (\$700) dol-  
lars, conditioned for the faithful per-  
formance of his duties under this or  
any other decree to be entered hereinafter

Taylor  
v  
Taylor

1888

Acto. Term

Rough Decree

To be entered

C. H. Causy

Emb. Chy. O. B. No. 20222

Taylor et al  
vs  
Taylor

This cause came on this day to be heard on the bill of the Complainants and the answer of the infant defendants by Peter B. Prentiss, their guardian ad litem the petition of the dowress Alice A. Stewart, and the deposition of witnesses and was argued by Counsel. On Consideration whereof the Court doth adjudge, order and decree that partition be made of the land in the bill mentioned among the parties entitled thereto, and for the purpose of effecting such partition the Court doth order that Jesse L. Savage, John J. Barker, Thomas W. Savage, <sup>of the</sup> Mich. E. Holland and Richard W. Barker, who are hereby appointed Commissioners for that purpose, any three, or more of whom may act, do assign and allot to the several persons above named their respective shares of said land by metes and bounds, and if in their opinion, such partition of the real estate cannot be made in kind, without loss or injury to the parties, or any of them, then that said Commissioners report that fact to the Court, and the reasons upon which their opinion is founded, with the value of said land. And said

Commissioners are directed to report  
their proceedings to the Court and any  
other matter deemed pertinent by them-  
selves or required by any of the parties

Jayler  
17  
25

Jayler

1888. April

Rough decern

To be entered

C. H. H. H. H.

Entered by order  
Book 9th. 2. p. 206

George W. Taylor & ad  
vs

Liebel Beel and Virginia Taylor

This Cause came on this day to be heard on the Bill of the Complainant, the answer of the infant Defendants by Peter B. Prentiss their Guardian ad litem - The petition of the woman Alice D. Stewart and the deposition of witnesses, and was argued by Counsel On consideration whereof the Court doth adjudge, order and decree that Col. Heaume be and he is hereby appointed a special Commt<sup>y</sup> of Sale and authorized and directed to sell said land, it being impracticable to divide the same in kind, after first giving twenty days notice of said sale by public advertisement on the following terms - Cash enough to pay Costs of Suit and expenses of sale the remainder on a credit of one and two years and before distributing said proceeds said Commt<sup>y</sup> will make report to Court

But before making said sale the Commt<sup>y</sup> aforesaid shall enter into a bond in the penalty of three hundred dollars conditioned according to law and payable to the Commonwealth of Virginia for the faithful discharge of his duties under this decree or any other he may be required to execute in this Cause.

Capt. James H. Savage  
Thos. Savage  
John J. Baker  
R. W. Baker  
Mills & Holland  
Ante Taylor at  
Richmond

Taylor and  
Taylor

1877 October 1st

Round dinner

To be entered



Depositions of Mills E. Holland,  
and others taken by consent in  
the Chancery Cause of Taylor vs Taylor now  
depending in the Circuit Court of Waver-  
mouth to be read on behalf of the plaintiffs

Present by Messrs. Counsel for Pltffs  
Peter B. Prentiss Edw. Adkins for Defs.

Mills E. Holland being duly sworn deposes  
and says I am well acquainted with  
said land. being a resident of that  
neighborhood and am of the opinion  
that said land is not susceptible of partition  
on account of its shape, its small area  
and the general condition of the same  
and am of the opinion that a sale of the  
land would be greatly to the interest of  
all the parties interested

And further this deponent saith not  
Mills E. Holland

being duly sworn de-  
poses and says I am a resident of Wavermouth  
County and am acquainted with the  
premises in question. I do not think  
said land could be divided fairly and  
equally between the parties, as it would first  
have to be cut into two equal parts - then  
the widow's dower taken out of the half  
lately owned by Isaac H. Taylor and then  
divided into two parts for the children of said

Taylor. And further became at this time  
Serge W. Taylor will have to pay one half of  
the cost of this cause and thereby come to  
the inference that much, as a division of said  
land would soon have to be had for them. and  
the land as a whole can be sold to better  
advantage than if subdivided.

And further this department saith not-

Taylor  
vs

Taylor

Department of Mines

Savage Crossing May 15<sup>th</sup> 1869  
Capt H. C. Causey.

Dear Sir

Please pay over the amount  
due me, in the sale of the land  
known as the Taylor land to Thos.  
W. Savage which, I authorize  
him to Receipt for the same,  
In witness whereof I affix my  
name, Yours Respectfully

Alice A. Stewart

Received of C. H. Causey Atty  
the amount fifteen + 1/2 dollars in  
full. due Alice A. Stewart as dowry  
of Isaac Taylor dec'd  
1869, May 16<sup>th</sup> Thomas W. Savage

September 3, 1886

Mr C H Tausen I have  
come to a conclusion for  
you to sell ~~the~~ that land  
and oblige

Alice A. Stewart

Return to C. H. CAUSEY,  
SUFFOLK, Nansemond County, Virginia,

• If not delivered within 10 days.



C. Causey  
Suffolk  
Va

Taylor vs  
at  
Taylor vs

This Cause came on again this day to be heard on the papers formerly read therein and on the report of Sale of Special Comm<sup>r</sup>, G. H. Causey, whereupon the Court doth confirm the Sale made on the 14<sup>th</sup> day of January, 1889, as set forth in said report, to Gay W. Taylor, and the said Commissioner is hereby authorized on payment in full of the purchase money to make a deed to said purchaser.

And said Comm<sup>r</sup> Causey is directed to pay out of the proceeds of sale the costs of this suit, if not paid, and distribute the residue to the parties respectively entitled thereto.

And said Commissioner will make report to Court.

And the Cause is continued.

Taylor  
with copy  
Taylor

1889 April June

Rough diary

To be entered

C. White

Entered Chancery order  
Book No. 2. p. 259.

Taylor + al

vs  
Petition of Dower for Sale

Taylor

Your petitioner, Alice A. Stewart, the wife of W. A. Stewart, but lately the widow of Taylor, respectfully represents unto the Court and says that several years since she intermarried with Isaac H. Taylor, by whom she had two children, Lillie Bell and Virginia both of whom are now alive but infants of tender years. That <sup>the</sup> only property left by the decedent was an undivided one-half interest in a small tract of unimproved land of a about seventy acres - the other half being the property of Sarge W. Taylor one of the plaintiffs in this cause - Your petitioner is very poor, and Lillie Bell and Virginia Taylor the defendants in this cause have nothing save their interest in this small piece of land and hence your petitioner pray that the same may be sold for a division, it being impossible to divide it to advantage, it being a long narrow strip of land, with the narrow end fronting on the road - Your petitioner is willing and desires to commute her dower in money, and pray further that the interest of her children Lillie Bell and Virginia may be paid over to their legally qualified guardian when received by the Commission appointed by this Court

And your petitioner will ever pray &c

Alice A. Stewart by  
G. H. Conway Atty.



Geo. W. Taylor recd

+

Lille B. Virginia Taylor

Petition of the  
Donors

To the Circuit Court of Hansemond County:  
The joint and separate answer of Lillie  
Bell and Virginia Taylor, infants by Peter  
B. Prentis, their guardian ad litem, to  
a Bill in Chancery exhibited in said  
court, by George W. Taylor, William Stewart  
and Alice Stewart, late Taylor, against them.

These Respondents say that the facts set  
forth in said Bill, are true so far as  
they know, but being infantsigno-  
rant of their rights in the premises, sub-  
mit the same to the Court, and pray that  
no order or decree may be made in  
the premises, inconsistent with  
their rights.

(signed)

Peter B. Prentis,  
Gdn: ad litem

George W. Taylor & Co.

to J. C. Taylor

Lillie Bell and Virginia  
Taylor.

Answer of the infants

the defendants

7

In the Circuit Court of Hansemond County  
In Chancery  
To the Honorable George Blow, Judge of said Court.  
Humbly Complaining, sheweth unto your honor  
your orator George W. Taylor, of the County of  
Hansemond in the State of Virginia, that your  
orator and his brother Isaac H. Taylor were the  
joint owners of a tract of land in said County  
adjoining the lands of Levin White, Everett  
Holland, Sol Baker and others, and the old  
Somerton road, containing Seventy acres  
more or less and they, the said George W.  
Taylor and Isaac H. Taylor, being so seized  
and possessed jointly of the said land,  
that on the day of \_\_\_\_\_, 1888, the  
said Isaac H. Taylor, departed this life,  
without any partition of said land having  
been made, by the aforesaid Coparceners,  
leaving a widow, Alice A. and two infant  
children, Lillie Bell and Virginia -  
That the widow Alice A. has since inter-  
married with, and is now the wife of,  
William T. Stewart both of whom unite with  
your orator in the prayer of this Bill  
And your orator William T. Stewart and  
your oratrix Alice A. Stewart, late Taylor,  
shew unto your honor that your oratrix  
the said Alice A. is entitled to a dower  
right in that undivided half of said  
tract of land, <sup>which</sup> belonged to her late hus-  
band the said Isaac H. Taylor -  
Both of your orator and your oratrix unite

in stating that said real estate is, as they believe  
and know, not susceptible of partition amongst  
the parties entitled thereto. and your orator  
and oratrix desire that the same be sold and  
the proceeds distributed amongst the parties  
in proportion to their respective interests there  
in. to wit - one half to George W. Taylor and  
one-half, less what the dowress Alice A. Stewart  
is entitled to receive, to the infant children  
of Isaac H. Taylor - your oratrix the said  
Alice A. being willing to commute her dower  
right in said land and take money according  
to the rate prescribed by the statute

In tender consideration whereof, and fores-  
much as your orator and oratrix are re-  
mediless in the premises, save by the aid of  
a court of Equity, whose matters of the kind  
are alone and properly cognizable, they pray  
that the said Lillie Bell Taylor and Virginia  
Taylor be made parties defendant to this  
bill and required to answer the same, ac-  
cording to the best of their knowledge, infor-  
mation and belief, as fully and particularly  
as if the statements of this bill were here  
again repeated and said defendants  
thereto specially interrogated: that a proper  
guardian ad litem be assigned the  
said infant defendants, to defend their  
interests in this suit, that the said real  
estate be ~~sold~~ and the proceeds be  
divided among the parties entitled  
thereto, that proper process may issue

and that such other further and general  
relief may be afforded your orator and  
oratrix as the nature of the case may  
require or to equity shall seem meet.  
And they will ever pray  
C. H. Deane p. 95

<sup>Casey p. 9</sup>  
George W. Taylor et al  
vs. J. Chancey paper  
Lillie Beel and Virginia  
Taylor

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Bill

Mansfield Co. Co.

George W. Taylor Vol 2

25 E. Chy. Notes

Lellie Bell and Virginia Taylor

1886. Sept: 4th: Sawd. in Chy: up'd to Sept: Rules, 1886

" " 11th: Bill for - Peter B. Smith's affidavit  
g'd: a return to defendants (all infants) who  
filed their answers to which there was a genl:  
replication of the cause set for hearing on  
Mo: of the Plaintiff's Counsel.



Chy. Notes

C. N. Causey vs. G.

Geo. W. Taylor & others

vs. In Chancery

Lillie Bell & others

1909

July 16th

Final Decree

Taylor & others vs. Bell & others