

1911-004
Nansemond Co (Suffolk) Chancery Causes: James I. Beale vs Mills E. Howell et al

Jones, Camp Manufacturing Co]

Beale, James D.

vs.

Howell, Mills E., Howell, Abram,
Jones, Willie H. and Camp
Manufacturing Co., a Corporation

} Attachment
Summons in Chancery.
To Oct term 1910.
First day of term.

E. L. Beale p.p.

Deliver Summons & indorsed order of attachment
to me.

E. L. Beale

Tax \$1.⁵⁰ paid 9/19/10

ERNEST L. BEALE
ATTORNEY AND COUNSELLOR AT LAW
FRANKLIN, VIRGINIA

October 19th., 1910.

Mr. R. R. Smith, Clerk,
Suffolk, Va.,

My dear Sir:-

I am herewith enclosing writ showing service on Jones and Camp Manufacturing Co. in the attachment suit of BEALE --vs.-- Howell, et als.

The writs to be served on the other parties, Mills E. Howell and Abram Howell, are now in the hands of the sheriff of Nansemond County and will be served today, so the deputy sheriff told me yesterday in Suffolk,

I will thank you very kindly to let me have your bill of the costs to date, as early as possible, as I expect that we will probably be able to settle the matter in some way, and I want to know how much costs to charge up to the proper ones.

Yours very truly,

E. L. Beale

COMMONWEALTH OF VIRGINIA,

To the Sheriff of Hanover County,--Greeting:

To command you, as at another time we have commanded you, that you summon Mills E. Howell, Abram Howell, Willis E. Jones, and the Camp Manufacturing Company, a corporation, to appear in the Clerk's Office of our Circuit Court of the County of Hanover at rules to be held for the said Court on the first Monday in November, 1910, to answer a bill in Chancery exhibited against them in our said Court by James I. Beale, and that you on the first day of the said rules, have taken and there this writ and make return how you have executed the same.

Witness, R. R. Smith, Clerk of our said Court, at the Court House thereof, in the County of Hanover and State of Virginia, the 10th day of October, 1910, and in the 135th year of the Commonwealth.

Just:

R. R. Smith, Clerk

By M. M. Watkins, Deputy

Clerk.

COMMONWEALTH OF VIRGINIA,

To the Sheriff of Hanover County,--Greeting:

Whereas, James I. Beale, his, in the Clerk's Office of our Circuit Court of Hanover, on the 19th day of September, 1910, file a bill in equity against Mills E. Howell, Abram Howell, Willis E. Jones, and Camp Manufacturing Company, a corporation, for the purpose of having an attachment to secure and enforce his claim against Mills E. Howell and Abram Howell in a debt; and,

Whereas, E. L. Beale, Attorney for James I. Beale, plaintiff in the said bill, his, before me in my said office; in the County of Hanover and State of Virginia, make affidavit that the plaintiff's claims are believed to be just, and are now due and payable; that the affiant believes that the plaintiff is entitled to and ought to recover, at least the sum of Three Hundred Dollars with interest thereon from the first day of November, 1907, from Mills E. Howell; and at least the sum of Seventy One and 42/100 Dollars with interest thereon from the first day of January, 1908, from Abram Howell; and that to the best of the affiant's belief the said defendants:

(1) Are converting their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(2) Are about to convert their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(3) Have converted their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(4) Have assigned their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(5) Are about to assign their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(6) Have disposed of their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(7) Are about to dispose of their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

Whereas upon such affidavit, the plaintiff hath now require me, the said Clerk, to enforce on a summons an order to the officer to whom it is directed to attach the debts owing by the defendant, Camp Manufacturing Company, a corporation, to the defendants Mills E. Howell and Abram Howell, against whom the claims are, and also any other estate of the said Mills E. Howell and Abram Howell, and any other estate of other defendants:

Therefore we order and command you that you do attach and sell the estate above mentioned for the amounts of the said claims of the said James I. Beale, and such estate as attached in your name to secure that the said claims shall be paid, and to do so to further proceedings thereupon to be taken in the said Court on the first Monday in November, 1910, and that you on the first day of the said rules, have taken and there this writ and make return how you have executed the same.

Witness, R. R. Smith, Clerk of our said Court, at the Court House thereof, in the County and State aforesaid, the 10th day of October, 1910, and in the 135th year of the Commonwealth. Just: By M. M. Watkins, Deputy

R. R. Smith, Clerk

Executed this 19th day of Oct 1910. by delivering a true
copy of the within process. to Miller & Hawell. and
Alvan Hawell. in person.

A. H. Baker. Sheriff.
By Hardy Hallons. Deputy.

COMMONWEALTH OF VIRGINIA,

To the Sheriff of Nansemond County,--Greeting:

We command you, as at another time we have commanded you, that you summon Mills E. Howell, Abram Howell, Willie H. Jones, and the Camp Manufacturing Company, a corporation, to appear in the Clerk's Office of our Circuit Court of the County of Nansemond at rules to be held for the said Court on the first Monday in November, 1910, to answer a bill in Chancery exhibited against them in our said Court by James I. Beale, and that you on the first day of the said rules, have then and there this writ and make return how you have executed the same.

Witness, R. R. Smith, Clerk of our said Court, at the Court House thereof, in the County of Nansemond and State of Virginia, the 10th day of October, 1910, and in the 135th year of the Commonwealth.

Justi:

R. R. Smith, Clerk
By M. M. Watkins, Deputy Clerk.

COMMONWEALTH OF VIRGINIA,

To the Sheriff of Nansemond County,--Greeting:

Whereas, James I. Beale, did, in the Clerk's Office of our Circuit Court of Nansemond, on the 19th day of September, 1910, file a bill in equity against Mills E. Howell, Abram Howell, Willie H. Jones, and Camp Manufacturing Company, a corporation, for the purpose of having an attachment to secure and enforce his claim against Mills E. Howell and Abram Howell to a debt; and,

Whereas, E. L. Beale, Attorney for James I. Beale, plaintiff in the said bill, did, before me in my said office, in the County of Nansemond and State of Virginia, make affidavit that the plaintiff's claims are believed to be just, and are now due and payable; that the affiant believes that the plaintiff is entitled to and ought to recover, at least the sum of Three Hundred Dollars with interest thereon from the first day of November, 1907, from Mills E. Howell; and at least the sum of Seventy One and 41/100 Dollars with interest thereon from the first day of January, 1908, from Abram Howell; and that to the best of the affiant's belief the said defendants

(1) Are converting their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(2) Are about to convert their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(3) Have converted their property of whatever kind or some part thereof into money and evidences of debt with intent, to hinder, delay and defraud their creditors; and,

(4) Have assigned their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(5) Are about to assign their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(6) Have disposed of their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(7) Are about to dispose of their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

Whereas upon such affidavit, the plaintiff doth now require me, the said Clerk, to indorse on a summons an order to the officer to whom it is directed to attach the debts owing by the defendant, Camp Manufacturing Company, a corporation, to the defendants Mills E. Howell and Abram Howell, against whom the claims are, and also any other estate of the said Mills E. Howell and Abram Howell, whether in their own hands or other defendants:

Therefore we order and command you that you attach the debts and estate above mentioned for the amounts of the said claims of the said James I. Beale, and such estate so attached in your hands to secure that the same shall be forthcoming and liable to further proceedings thereupon to be had at the rules to be held in the Clerk's Office of our said Court on the first Monday in November, 1910, and that you on the first day of said rules have then and there this writ, and make return how you have executed the same.

Witness, R. R. Smith Clerk of our said Court, at the Court House thereof, in the County and State aforesaid, the 10th day of October, 1910, and in the 135th year of the Commonwealth.

Justi:

R. R. Smith, Clerk
By M. M. Watkins, Deputy Clerk.

Executed this 17th day of October 1910, by delivering
a true copy of the within summons to Willie H. Jones
in person, in Franklin, Southampton County Virginia.

John I Turner Sheriff
By C. A. Bue Deft

Executed ~~this~~ on the Camp Manufacturing Company,
a corporation, this 19th day of October 1910, by delivering
a true copy of the within summons to J. L. Camp,
Vice president and general manager of the Camp Man-
ufacturing Company, in person, in Southampton County,
Virginia, the County wherein the said J. L. Camp resides,

John I Turner Sheriff
By C. A. Bue his Deft

BEALE, JAMES I.

VS. {

ATTACHMENT IN EQUITY.

HOWELL, MILLS E.

HOWELL, ABRAM, JONES,

WILLIE H., AND CAMP MFG. CO.,

a corporation.

Kindly issue alias summons and send all the summons to me.

E. L. Beale p. q.

ERNEST L. BEALE
ATTORNEY AND COUNSELLOR AT LAW
FRANKLIN, VIRGINIA

October 10th., 1910.

Mr. R. R. Smith, Clerk,
Suffolk, Va.,

My dear Sir:-

I have been unable to have the papers served in the attachment in equity in the suit of James I. Beale VS. Mills E. Howell, Abram Howell, Willie H. Jones and Camp Manufacturing Company, a corporation, and am herewith returning same, together with alias summons which I will thank you to kindly sign and return to me.

I have made the aliases returnable to first November rules instead of to a term of the Court. Kindly execute same today if possible and return to me by tomorrow's mail, as I am anxious to have them on hand ready to be served at any time they may be needed.

I will thank you to also include this costs with what I already owe you for the former summons, and I will send you check for same.

Thanking you very kindly to let me hear from you at your earliest convenience. I am,

Yours very truly,

A handwritten signature in dark ink, appearing to read "E. L. Beale", with a long, sweeping horizontal line extending to the right.

COMMONWEALTH OF VIRGINIA,

To the Sheriff of Nansemond County,--Greeting:

Willie H. Jones

We command that you summon Mills E. Howell, Abram Howell and the Camp Manufacturing Company, a corporation, to appear before our Circuit Court of the County of Nansemond on the first day of the next October term thereof, ^(Oct 10-1910) to answer a bill in chancery exhibited against them in our said Court by James I. Beale, and that you on the first day of the said term have then and there this writ and make return how you have executed the same.

Witness, *R. R. Smith* clerk of our said Court, at the Court House thereof, in the County of Nansemond and State of Virginia, the 19th day of September, 1910, and in the 135th year of the Commonwealth.

R. R. Smith, Clerk

By M. M. Watkins Deputy Clerk.

COMMONWEALTH OF VIRGINIA,

To the Sheriff of Nansemond County--Greeting:

Whereas, James I. Beale, has, in the Clerk's Office of our Circuit Court of Nansemond, this day filed a bill in equity against Mills E. Howell, Abram Howell, ^{Willie H. Jones} and Camp Manufacturing Company, a corporation, for the purpose of having an attachment to secure and enforce his claim against Mills E. Howell and Abram Howell to a debt; and,

Whereas, E. L. Beale attorney for James I. Beale, plaintiff in the said bill, has, before me in my said office, in the County of Nansemond and State of Virginia, made affidavit that the plaintiff's claims ~~are~~ ^{are} believed to be just, and ~~are~~ ^{are} now due and payable; that the affiant believes that the plaintiff is entitled to and ought to recover, at least the sum of Three Hundred Dollars with interest thereon from the first day of November, 1907, from Mills E. Howell; and at least the sum of Seventy One & 41/100 Dollars with interest thereon from the first day of January, 1908, from Abram Howell; and that to the best of the affiant's belief the said defendants

(1) Are converting their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(2) Are about to convert their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(3) Have converted their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(4) Have assigned their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(5) Are about to assign their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(6) Have disposed of their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(7) Are about to dispose of their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

Whereas, upon such affidavit, the plaintiff doth now require me, the said Clerk, to indorse on a summons an order to the officer to whom it is directed to attach the debts owing by the defendant, Camp Manufacturing Co., a corporation, to the defendants Mills E. Howell and Abram Howell against whom the claims are, and also any other estate of the said Mills E. Howell and Abram Howell, whether in their own hands or in the hands of other defendants:

Therefore, we order and command you that you attach the debts and estate above mentioned for the amounts of the said claims of the said James I. Beale, and such estate so attached in your hands to secure that the same shall be forthcoming and liable to further proceedings thereupon, to be had before our said Circuit Court at the next October term thereof, ^(Oct 10-1910) and that you on the first day of the said term, have then and there this writ, and make return how you have executed the same.

Witness, *R. R. Smith* Clerk of our said Court, at the Courthouse thereof, in the County and State aforesaid, the 19th day of September, 1910, and in the 135th year of the Commonwealth.

R. R. Smith, Clerk
By M. M. Watkins Deputy Clerk.

COMMONWEALTH OF VIRGINIA,

To the Sheriff of Nansemond County,--Greeting:

We command that you summon Mills E. Howell, Abram Howell and the Camp Manufacturing Company, a corporation, to appear before our Circuit Court of the County of Nansemond on the first day of the next October term thereof, ^{Oct 10-1910} to answer a bill in chancery exhibited against them in our said Court by James I. Beale, and that you on the first day of the said term have then and there this writ and make return how you have executed the same.

Witness, R. R. Smith clerk of our said Court, at the Court House thereof, in the County of Nansemond and State of Virginia, the 19th day of September, 1910, and in the 135th year of the Commonwealth.

R. R. Smith, Clerk
R. M. M. Watkins, Deputy Clerk.

COMMONWEALTH OF VIRGINIA,

To the Sheriff of Nansemond County--Greeting:

Whereas, James I. Beale, has, in the Clerk's Office of our Circuit Court of Nansemond, this day filed a bill in equity against Mills E. Howell, Abram Howell, ^{Willie V. Jones} and Camp Manufacturing Company, a corporation, for the purpose of having an attachment to secure and enforce his claim against Mills E. Howell and Abram Howell to a debt; and,

Whereas, E. L. Beale attorney for James I. Beale, plaintiff in the said bill, has, before me in my said office, in the County of Nansemond and State of Virginia, made affidavit that the plaintiff's claims ^{are} believed to be just, and ^{are} now due and payable; that the affiant believes that the plaintiff is entitled to and ought to recover, at least the sum of Three Hundred Dollars with interest thereon from the first day of November, 1907, from Mills E. Howell; and at least the sum of Seventy One & 41/100 Dollars with interest thereon from the first day of January, 1908, from Abram Howell; and that to the best of the affiant's belief the said defendants

(1) Are converting their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(2) Are about to convert their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(3) Have converted their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(4) Have assigned their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(5) Are about to assign their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(6) Have disposed of their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(7) Are about to dispose of their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

Whereas, upon such affidavit, the plaintiff doth now require me, the said Clerk, to indorse on a summons an order to the officer to whom it is directed to attach the debts owing by the defendant, Camp Manufacturing Co., a corporation, to the defendants Mills E. Howell and Abram Howell, against whom the claims are, and also any other estate of the said Mills E. Howell and Abram Howell, whether in their own hands or in the hands of other defendants:

Therefore, we order and command you that you attach the debts and estate above mentioned for the amounts of the said claims of the said James I. Beale, and such estate so attached in your hands to secure that the same shall be forthcoming and liable to further proceedings thereupon, ^{Oct 10-1910} to be had before our said Circuit Court at the next October term thereof, and that you on the first day of the said term, have then and there this writ, and make return how you have executed the same.

Witness, R. R. Smith Clerk of our said Court, at the Courthouse thereof, in the county and State aforesaid, the 19th day of September, 1910, and in the 135th year of the Commonwealth.

R. R. Smith, Clerk
R. M. M. Watkins, Deputy Clerk.

COMMONWEALTH OF VIRGINIA,

To the Sheriff of Nansemond County,--Greeting:

We command that you summon Mills E. Howell, Abram Howell and the Camp Manufacturing Company, a corporation, to appear before our Circuit Court of the County of Nansemond on the first day of the next October term thereof, ^(Oct 10-1910) to answer a bill in chancery exhibited against them in our said Court by James I. Beale, and that you on the first day of the said term have then and there this writ and make return how you have executed the same.

Witness, R. R. Smith clerk of our said Court, at the Court House thereof, in the County of Nansemond and State of Virginia, the 19th day of September, 1910, and in the 135th year of the Commonwealth.

R. R. Smith Clerk
By M. M. Watkins Clerk.

COMMONWEALTH OF VIRGINIA,

To the Sheriff of Nansemond County--Greeting:

Whereas, James I. Beale, has, in the Clerk's Office of our Circuit Court of Nansemond, this day filed a bill in equity against Mills E. Howell, Abram Howell, ^{William H. Jones} and Camp Manufacturing Company, a corporation, for the purpose of having an attachment to secure and enforce his claim against Mills E. Howell and Abram Howell to a debt; and,

Whereas, E. L. Beale attorney for James I. Beale, plaintiff in the said bill, has, before me in my said office, in the County of Nansemond and State of Virginia, made ^{are} affidavit that the plaintiff's claims ^{are} believed to be just, and ^{is} now due and payable; that the affiant believes that the plaintiff is entitled to and ought to recover, at least the sum of Three Hundred Dollars with interest thereon from the first day of November, 1907, from Mills E. Howell; and at least the sum of Seventy One & 41/100 Dollars with interest thereon from the first day of January, 1908, from Abram Howell; and that to the best of the affiant's belief the said defendants

(1) Are converting their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(2) Are about to convert their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(3) Have converted their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(4) Have assigned their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(5) Are about to assign their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(6) Have disposed of their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(7) Are about to dispose of their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

Whereas, upon such affidavit, the plaintiff doth now require me, the said Clerk, to indorse on a summons an order to the officer to whom it is directed to attach the debts owing by the defendant, Camp Manufacturing Co., a corporation, to the defendants Mills E. Howell and Abram Howell, against whom the claims are, and also any other estate of the said Mills E. Howell and Abram Howell, whether in their own hands or in the hands of other defendants:

Therefore, we order and command you that you attach the debts and estate above mentioned for the amounts of the said claims of the said James I. Beale, and such estate so attached in your hands to secure that the same shall be forthcoming and liable to further proceedings thereupon, to be had before our said Circuit Court at the next October term thereof, ^(Oct 10-1910) and that you on the first day of the said term, have then and there this writ, and make return how you have executed the same.

Witness, R. R. Smith Clerk of our said Court, at the Courthouse thereof, in the county and State aforesaid, the 19th day of September, 1910, and in the 135th year of the Commonwealth.

R. R. Smith Clerk
By M. M. Watkins Clerk.

COMMONWEALTH OF VIRGINIA,

To the Sheriff of Nansemond County,--Greeting:

We command that you summon Mills E. Howell, Abram Howell and the Camp Manufacturing Company, a corporation, to appear before our Circuit Court of the County of Nansemond on the first day of the next October term thereof, ^(Oct 2-1910) to answer a bill in chancery exhibited against them in our said Court by James I. Beale, and that you on the first day of the said term have then and there this writ and make return how you have executed the same.

Witness, R. R. Smith clerk of our said Court, at the Court House thereof, in the County of Nansemond and State of Virginia, the 19th day of September, 1910, and in the 135th year of the Commonwealth.

R. R. Smith, Clerk
E. M. Harris
Clerk.

COMMONWEALTH OF VIRGINIA,

To the Sheriff of Nansemond County--Greeting:

Whereas, James I. Beale, has, in the Clerk's Office of our Circuit Court of Nansemond, ^(Oct 2-1910) this day filed a bill in equity against Mills E. Howell, Abram Howell, and Camp Manufacturing Company, a corporation, for the purpose of having an attachment to secure and enforce his claim against Mills E. Howell and Abram Howell to a debt; and,

Whereas, E. L. Beale attorney for James I. Beale, plaintiff in the said bill, has, before me in my said office, in the County of Nansemond and State of Virginia, made affidavit that the plaintiff's claims are believed to be just, and is now due and payable; that the affiant believes that the plaintiff is entitled to and ought to recover, at least the sum of Three Hundred Dollars with interest thereon from the first day of November, 1907, from Mills E. Howell; and at least the sum of Seventy One & 41/100 Dollars with interest thereon from the first day of January, 1908, from Abram Howell; and that to the best of the affiant's belief the said defendants

(1) Are converting their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(2) Are about to convert their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(3) Have converted their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(4) Have assigned their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(5) Are about to assign their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(6) Have disposed of their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(7) Are about to dispose of their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

Whereas, upon such affidavit, the plaintiff doth now require me, the said Clerk, to indorse on a summons an order to the officer to whom it is directed to attach the debts owing by the defendant, Camp Manufacturing Co., a corporation, to the defendants Mills E. Howell and Abram Howell, against whom the claims are, and also any other estate of the said Mills E. Howell and Abram Howell, whether in their own hands or in the hands of other defendants:

Therefore, we order and command you that you attach the debts and estate above mentioned for the amounts of the said claims of the said James I. Beale, and such estate so attached in your hands to secure that the same shall be forthcoming and liable to further proceedings thereupon, to be had before our said Circuit Court at the next October term thereof, ^(Oct 2-1910) and that you on the first day of the said term, have then and there this writ, and make return how you have executed the same.

Witness, R. R. Smith Clerk of our said Court, at the Courthouse thereof, in the County and State aforesaid, the 19th day of September, 1910, and in the 135th year of the Commonwealth.

R. R. Smith, Clerk
E. M. Harris
Clerk.

COMMONWEALTH OF VIRGINIA,

To the Sheriff of Nansemond County,--Greeting:

We command that you summon Mills E. Howell, Abram Howell and the Camp Manufacturing Company, a corporation, to appear before our Circuit Court of the County of Nansemond on the first day of the next October term thereof, ^(Oct 10-1910) to answer a bill in chancery exhibited against them in our said Court by James I. Beale, and that you on the first day of the said term have then and there this writ and make return how you have executed the same.

Witness, R. R. Smith clerk of our said Court, at the Court House thereof, in the County of Nansemond and State of Virginia, the 19th day of September, 1910, and in the 135th year of the Commonwealth.

R. R. Smith
By M. M. Watkins D.C. Clerk.

COMMONWEALTH OF VIRGINIA,

To the Sheriff of Nansemond County--Greeting:

Whereas, James I. Beale, has, in the Clerk's Office of our Circuit Court of Nansemond, ^(Oct 10-1910) this day filed a bill in equity against Mills E. Howell, Abram Howell, ^(Camp Manufacturing Company) and Camp Manufacturing Company, a corporation, for the purpose of having an attachment to secure and enforce his claim against Mills E. Howell and Abram Howell to a debt; and,

Whereas, E. L. Beale attorney for James I. Beale, plaintiff in the said bill, has, before me in my said office, in the County of Nansemond and State of Virginia, made affidavit that the plaintiff's claims ^{are} believed to be just, and ^{are} now due and payable; that the affiant believes that the plaintiff is entitled to and ought to recover, at least the sum of Three Hundred Dollars with interest thereon from the first day of November, 1907, from Mills E. Howell; and at least the sum of Seventy One & 41/100 Dollars with interest thereon from the first day of January, 1908, from Abram Howell; and that to the best of the affiant's belief the said defendants

(1) Are converting their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(2) Are about to convert their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(3) Have converted their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(4) Have assigned their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(5) Are about to assign their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(6) Have disposed of their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(7) Are about to dispose of their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

Whereas, upon such affidavit, the plaintiff doth now require me, the said Clerk, to indorse on a summons an order to the officer to whom it is directed to attach the debts owing by the defendant, Camp Manufacturing Co., a corporation, to the defendants Mills E. Howell and Abram Howell, against whom the claims are, and also any other estate of the said Mills E. Howell and Abram Howell, whether in their own hands or in the hands of other defendants:

Therefore, we order and command you that you attach the debts and estate above mentioned for the amounts of the said claims of the said James I. Beale, and such estate so attached in your hands to secure that the same shall be forthcoming and liable to further proceedings thereupon, to be had before our said Circuit Court at the next October term thereof, ^(Oct 10-1910) and that you on the first day of the said term, have then and there this writ, and make return how you have executed the same.

Witness, R. R. Smith Clerk of our said Court, at the Courthouse thereof, in the county and State aforesaid, the 19th day of September, 1910, and in the 135th year of the Commonwealth.

R. R. Smith Clerk
By M. M. Watkins D.C. Deputy Clerk.

ERNEST L. BEALE
ATTORNEY AND COUNSELLOR AT LAW
FRANKLIN, VIRGINIA

March 25th., 1911.

In Re: Chancery Papers, Beale-Howell Suit.

Mr. R. R. Smith, Clerk
Suffolk, Va.,

Dear Sir:-

Replying to your letter of the 23rd inst. in regard to the papers in the above matter, I am herewith enclosing same, except the two notes that were mentioned in the bill as exhibits "A", and "B", and should you desire them I will send copies of same.

I had a letter from Judge Rawles in regard to sending you the papers, but have been sick for a few days and therefore I delayed sending them.

Yours very truly,

E. L. Beale

March 27, 1911.

Mr. E. L. Beale,
Franklin, Va.

Dear Sir:

The papers in the cause of Beale vs. Howell &c., duly received. The Judge instructs me that all of the original papers should be filed in this office, hence I am asking that you will kindly send the two notes exhibits "A" and "B" which you have retained. If you wish copies of same, you can either have them made in this office or you can make them yourself.

Let me hear from you as soon as possible.

Yours very truly,

IN THE CIRCUIT COURT OF HANSEMOND COUNTY, VIRGINIA.

James I. Beale, Plaintiff,

vs.

Mills E. Howell,
Abram Howell, and
Camp Manufacturing Co. Defendants.
a corporation.

State of Virginia,
County of Southampton, to-wit:

This day personally appeared before me L. A. Gay a Notary Public in and for the county aforesaid, in the State of Virginia, James I. Beale who made oath before me in my said County that a suit has been instituted in the said Court by the said plaintiff, to recover against Mills E. Howell and Abram Howell, defendants the sums of Three Hundred Dollars with interest thereon from the 1st day of November, 1907, until payment, and Seventy One & 41/100 Dollars with interest thereon from the 1st day of January, 1908, until payment, respectively, which sums at least the affiant believes the plaintiff entitled to, or ought to recover, and the plaintiff's claim is believed to be just, and that the affiant believes that the defendants

(1) Are converting their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(2) Are about to convert their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(3) Have converted their property of whatever kind or some part thereof into money and evidences of debt with intent to hinder, delay and defraud their creditors; and,

(4) Have assigned their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(5) Are about to assign their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(6) Have disposed of their estate or some part thereof with intent to hinder, delay and defraud their creditors; and,

(7) Are about to dispose of their estate or some part thereof with intent to hinder, delay and defraud their creditors.

Given under my hand this 16 day of September, 1910.

My commission expires August 4th., 1914.

J. E. L. Beale, Attorney for James I. Beale,
Herby make affidavit to the foregoing.

E. L. Beale

Attorney for James I. Beale

J. E. L. Beale

L. A. Gay

Notary Public.

Subscribed and sworn to before me this
19th day of September 1910.

M. M. Watkins D.C.

Beale, James I.

vs. } Affidavit

Howell, Mills E.

Howell, Abram and

Comp 'Mfg Co,

ERNEST L. BEALE
ATTORNEY AND COUNSELLOR AT LAW
FRANKLIN, VIRGINIA

* * * * *
*
* James I. Beale
*
* vs.
*
* Mills E. Howell, Abram
* Howell, Willie H. Jones
* and Camp Manufacturing
** Co., a Corporation.
*
*** * * * *

Decree.

This day this cause came on to be heard, and by consent of all parties, in writing, by counsel, it is ordered that this cause be removed from the docket of this court.

Decree.

James I. Beale,

vs.

Mills E. Howell, Abram
Howell, Willie H. Jones
and Camp Mfg. Co.

1911, *March 13th*. Enter.

Ernest L. Beale
We consent to this decree:

E. L. Beale
Counsel for J. I. Beale.

R. H. Rawles
Counsel for Mills E. How-
ell and Abram Howell.

J. O. Gorkin
Counsel for Camp Mfg. Co.
Entered in Chancery Order Book No. 4
Page 465.

ERNEST L. BEALE
ATTORNEY AND COUNSELLOR AT LAW
FRANKLIN, VIRGINIA

 * James I. Beale, *
 * vs. *
 * Mills E. Howell, Abram *
 * Howell, Willie H. *
 * Jones and *
 * Camp Manufacturing Co. *
 * Corporation. *

B I L L.

TO THE HONORABLE JAMES L. MOLEMORE, JUDGE OF THE CIRCUIT COURT OF
 NANSEMOND COUNTY, VIRGINIA:

Your complainant, James I. Beale, respectfully represents:

(1) That Mills E. Howell is justly indebted unto your complainant
 in the sum of Three Hundred Dollars, with interest thereon from the
 first day of November, 1907, as is evidenced by a certain bond here-
 with filed, marked "Exhibit A", and prayed to be made a part of this
 bill; and,

(2) That Abram Howell is justly indebted unto your complainant
 in the sum of Seventy One & 41/100 Dollars, with interest thereon
 from the first day January, 1908, as is evidenced by a certain ne-
 gotiable note herewith filed, marked "Exhibit B", and prayed to be
 made a part of this bill; and,

(3) That on February 1, 1901, the said Mills E. Howell and Asenath
 C. Howell, his wife, conveyed unto the Camp Manufacturing Company, by
 deed, certain timber on a tract of land lying and situate in Nansemond
 County, Virginia, containing 1300 acres, more or less, and which deed
 is duly recorded in Nansemond County Clerk's Office in Deed Book 47
 page 514; and a part of said land belongs to Mills E. Howell, and the
 balance thereof to Asenath C. Howell; and,

(4) That since the said date of February 1, 1901; to-wit: January
 3, 1907, as recorded in Nansemond County Clerk's Office in Deed Book
 62 page 561; and January 6, 1908, as recorded in Nansemond County
 Clerk's Office in Deed Book 66 page 98; the said Mills E. Howell and
 Asenath C. Howell, his wife, have granted by deed of gift certain of
 their real estate to their several heirs; and your orator has been in-
 formed that a portion of the said real estate has been granted for
 life unto the said Abram Howell; and,

L R only

(5) That the period in which the said Camp Manufacturing Company was granted to cut and remove the said timber above mentioned on the said tract of land, is about to expire, and the aforesaid Mills E. Howell, Asenath C. Howell, his wife, Abram Howell (sometimes known as Mills A. Howell and to whom was granted a life estate by deed of gift of a part of the said land as recorded in Deed Book 66 page 98 in Nansemond County Clerk's Office) and others to whom have been granted deeds of gift ascertain portions of the aforesaid tract of land, have agreed to give the Camp Manufacturing Company, by deed, an extension of time in which to cut and remove the above mentioned timber, all in consideration of the sum of Two Thousand Dollars, One Thousand of which is to be paid in cash, or its equivalent, and the other One Thousand Dollars is to be paid by a 90 days note bearing date on the 5th day of September, 1910, or thereabout, and which above mentioned extension covers the timber on the 1200 acres, more or less, which the said Mills E. Howell and Asenath C. Howell originally sold to the Camp Manufacturing Company by deed bearing date on the 1st day of February, 1901, and recorded in Nansemond County Clerk's Office in Deed Book 47 page 514, a part thereof at which time belonged to Mills E. Howell, and the balance thereof to Asenath C. Howell; and that the said money and note is to be made payable to Mills E. Howell and Asenath C. Howell; and,

(6) That Willie H. Jones has in his possession the above-mentioned extension deed and will deliver the same to the Camp Manufacturing Company and receive therefor the the aforesaid cash of One Thousand Dollars or its equivalent, to-wit a check payable to Mills E. Howell and Asenath C. Howell, and the aforesaid 90 days note of One Thousand Dollars bearing date on the 5th day of September, 1910, or thereabout, also payable to the aforesaid Mills E. Howell and Asenath C. Howell; and,

(7) That the plaintiff's said claims are just, and are now due and payable; and that the said Mills E. Howell and Abram Howell, although often requested, hath not as yet paid to the said Plaintiff the sums first above mentioned, or any part thereof, but the same to pay hath hitherto wholly refused, and still doth refuse.

In tender consideration whereof, and for-as-much as your complainant is remediless in the premises, save in a Court of Equity, where such matters are cognizable, your complainant prays that the said Mills E. Howell, Abram Howell, Willie H. Jones, and the Camp Manufacturing Company, a corporation, may be made parties defendant to this bill, and required, but not on oath, to answer the same, the oath being hereby waived; that the said interests of Mills E. Howell and Abram Howell in the aforesaid Two Thousand Dollars, or so much thereof as may be necessary, be attached in the hands of Willie H. Jones and the Camp Manufacturing Company, and the said interests of Mills E. Howell and Abram Howell, or so much thereof as may be necessary, be applied to satisfy the plaintiff's claims that all proper orders and decrees be made, inquiries directed, and accounts taken; that the said Willie H. Jones and the Camp Manufacturing Company be restrained from paying to the said Mills E. Howell and Asenath C. Howell or any other party, the aforesaid money, check and 90 days note or any part thereof; and that your complainant may have such further and other general relief, as the nature of his case may require, or to Equity shall seem meet and proper.

Notice is hereby given the defendants, Mills E. Howell and Abram Howell, that the Court will be asked to allow a reasonable Attorney's fee for filing and prosecuting this suit.

And your complainant will ever pray, etc.

E. L. Beale James I. Beale
p. q.

STATE OF VIRGINIA,
COUNTY OF SOUTHAMPTON, TO-WIT:

James I. Beale, the complainant named in the foregoing bill, being duly sworn, says that the facts and allegations therein contained are true, except so far as they are therein stated to be on information, and that so far as they are therein stated to be on information he believes them to be true.

James I. Beale
Complainant.

Taken, sworn to and subscribed to before me, L. A. Gay
a Notary Public of and for the county and State aforesaid, in my County aforesaid, this 16 day of September, 1910.

L. A. Gay
Notary Public.

My Commission expires on the 4 day of August, 1914.

BILL IN CHANCERY.

Beale, James I.

vs.

Howell, Willis E., Howell, Abram,
Jones, Willis H.
and Camp Manufacturing Co., a
corporation.

ERNEST L. BEALE
ATTORNEY AND COUNSELLOR AT LAW
FRANKLIN, VIRGINIA

Filed Sept. 19th 1910
M. M. Watkins S.C.

James J. Beale

vs.

Mills E. Hewell & others.

1910 Sept. 19 = Process issued returnable to Octo. Term of Court (Octo. 10, 1910) - Not executed;
Affidavit for attachment filed and attachment issued returnable to Octo. Term of Court (Octo. 10, 1910) not executed - Bill filed
1910 Octo. 10 = Alias ^{summons & attachment} process issued returnable to first Nov. rules - Executed -

1910 Octo. 17 = Continued

1910 Nov. 7 = Decree nisi as to all defendants.

1910 Nov. 21 = Decree nisi confirmed as to all defendants and cause set for hearing.

Cash:

Tax	1.50
Chen	5.70
Sheriff Southampton	1.00
" Nansemond	1.00
Atty-	15.00
	\$ 24.20

Ernest L. Beale, p. 16

James D. Beale

W & Chancery

Mills E. Howell & others

1911 Mar 13

Final Sale