

1413-025

Nansemond County (Suffolk)

Chancery Causes: Petition of
School Board of
Chuckatuck District No. 4

Wiles, Bunting, Johnson, Haley

HUGH L. HOLLAND
ATTORNEY AT LAW
223-225 ARCADE BUILDING
P. O. BOX 1046

NORFOLK, VA.

June 19th. 1913.

Mr. J. P. Holland,
Suffolk, Va.,

Dear sir:

In re: School Board of Chuckatuck District Matter.

I beg to acknowledge receipt of your favor of the
18th. inst., enclosing check for \$7.50 for my share of
the fee allowed in the above styled matter.

Thanking you for your courtesy in this matter,
I am, with personal regards,

very sincerely yours,

Hugh L. Holland

Received of L. P. Holland, Attorney, in the matter of the application of the School Board of Chuckatuck District, No. 4 for authority to sell real estate, the payment of the sum of \$ 219 56 to be applied towards the indebtedness already incurred on other school property purchased by the School Board of Chuckatuck District No. 4, in said district.

W. B. Cline
Clerk of School Board of Chuckatuck
District No. 4.

\$15.00

Received of L. P. Holland, attorney for the School Board of Chuckatuck District #4 in the matter in the petition and proceedings mentioned, the sum of Fifteen Dollars (\$15.00), being the share of the late J. U. Burges as fee for his proportionate part of the work done in said proceedings.

As Administrator

Administrator, J. U. Burges, dec'd.

\$ 7.50

Received from the proceeds of sale of the school lots in the petition and proceedings mentioned, the sum of Seven and one-half - - - Dollars, in full settlement, satisfaction and discharge of my proportionate share of the fees allowed in said cause.

L. P. Holland

At a called meeting of Chuckatuck District School Board. on Jan. 4th 1913 it was decided unanimously to sell the following property on account of depreciation and lack of use same.

House and lot at Sandy Bottoms near Chuckatuck formerly used as school building.

House and lot near Peids Ferry formerly used as a school building, and that a petition be presented to the judge of the Circuit Court to authorize the sale of the said property.

L. L. Eley Chairman
Jno B. Fisher OK
L. W. Williams

IN THE CIRCUIT COURT OF THE COUNTY OF NANSEMOND, VIRGINIA.

In the matter of the application
of the School Board of Chuckatuck
District #4 for authority to sell
real-estate.

To the Honorable James L. McLemore, Judge of said Court:

The undersigned School Board of Chuckatuck
District #4 of the County of Nansemond, Virginia, begs to report
that, as authorized by decree entered in this cause on the 12th
day of May, 1913, they have executed a deed to E. K. Channel,
for the sum of \$146.00, to the following described school lot
and building thereon situated:

"That certain lot of land containing one acre, which is
located in the corner between the roads leading from Reid's
Ferry to Suffolk and from Reid's Ferry to Providence Church,
being bounded on the North and East by said roads and on the
South and West by the land of George E. Bunting. It being
the same lot of land which was conveyed by R. J. Wiles and
wife to Geo. W. Bunting, John P. Johnson and J. Haley, trus-
tees of said School District, by deed dated the 22nd day of
June, 1878, and duly recorded in the Clerk's Office of Nanse-
mond County in D. B. 6, page 638. There is a school building
located on said lot."

The said School Board further reports that they have
executed a deed to Emma E. Pope, the wife of Leroy Pope, for the
sum of \$106.00, to the following described lot and building
thereon situated:

"That certain small piece or parcel of land containing
about three-fourths of an acre, situated on the South side of
the County Road leading from Chuckatuck to Barrett's Neck,
near Sandy Bottom, in Chuckatuck Magisterial District of Nan-
semond County, Virginia, and bounded and further described as
follows: Beginning at a "ground bridge" on the South side of
said County Road near said "Sandy Bottom", and running thence
along the said County Road Northwardly and then Eastwardly 350
feet, more or less, to a hickory tree, a corner line tree;
thence Eastwardly 45 feet, more or less, to the center of a
ravine; thence down the center of said ravine Eastwardly 125
feet, more or less, to a sweet-gum tree, a corner line tree;
thence along or down the center of a ravine Westwardly 285 feet,
more or less, to the point of beginning, and bounded on the
North and West by said County Road, on the East by the land
belonging to the estate of E. O. Pope, and on the South by the
land now or formerly owned by P. J. Housman."

The said Board further reports that by a decree entered in this cause on the 12th day of May, 1913, they were directed to execute a deed for this property to Leroy Pope, but that when the said Leroy Pope paid the full purchase price for the said tract of land, he requested that the deed be made out to his wife, instead of to him. They have accordingly executed and delivered a deed for the above mentioned property to the said Emma E. Pope.

The said School Board further reports that they have paid the fee of counsel as allowed by the decree entered in this cause on the 12th day of May, 1913; they have paid for writing the two deeds, the court costs and other expenses as more fully shown by the account herewith filed and asked to be taken as a part of this report, and that they have applied the remainder of said selling price of the two lots towards the indebtedness already incurred on other school property purchased by said Board in said District.

Respectfully submitted.

School Board of Chuckatuck District #4 of the County of Nansemond, Virginia.

By

L. P. Hallard Atty.

L. P. Holland, attorney,

In account with School Board of Chuckatuck District #4.

To proceeds of sale of real-estate,		\$252.00
By amount of court costs,	\$ 2.44	
By amount of attorneys fee,	20.00	
" " of fees for deeds,	10.00	
" " turned over to J.B.Archer, Clerk of School Board of Chuckatuck District #4,	219.56	
	\$252.00	\$252.00

REPORT.

In the Circuit Court of
Nansemond County, Vir-
ginia.

In the matter of the ap-
plication of the School
Board of Chuckatuck Dis-
trict #4 of the County
of Nansemond for author-
ity to sell real-estate.

Filed

Octo. 14. 1913.

J. L. M.

IN THE CIRCUIT COURT OF THE COUNTY OF NANSEMOND, VIRGINIA.

In the matter of the application
of the School Board of Chuckatuck
District #4 of the County of Nanse-
mond for authority to sell real-estate.

This day came the School Board of Chuckatuck District #4
of the County of Nansemond, Virginia, and filed its report
showing the manner in which it executed the decree entered
in this cause on the 12th day of May, 1913, and also reporting
that, on the request of Leroy Pope, it had made to Emma E. Pope,
the wife of Leroy Pope, the deed for the piece of property which
was ordered by this Court to be made out to Leroy Pope, to which
report there is no exception and was argued by counsel.

On consideration whereof, the Court doth approve and con-
firm said report and doth approve the sale and the making of
the deed for the piece of property sold to Leroy Pope to Emma
E. Pope, the wife of said Leroy Pope; and there being nothing
further to be done in this cause, the same is herewith ordered
stricken from the docket.

DECREE.

In the Circuit Court of the
County of Nansemond, Virgin-
ia.

In the matter of the ap-
plication of the School
Board of Chuckatuck Dis-
trict #4 for authority to
sell real-estate.

Enter Octo. 14 1913
Jas. S. McElmore

Entered in Chancery
Order Book No. 4.
Page 593

IN THE CIRCUIT COURT OF THE COUNTY OF NANSEMOND, VIRGINIA.

In the matter of the application of
the School Board of Chuckatuck Dis-
trict #4 for authority to sell real-
estate.

To the Honorable James L. McLeMore, Judge of said Court:

The undersigned School Board of Chuckatuck District
No. 4 of Nansemond County, Virginia, begs to report that as
authorized by a decree entered in this matter on the 13th day
of January, 1913, they have sold to E. K. Channell, for the sum
of One Hundred and Forty-six Dollars, the following described
school lot and building thereon situated:

That certain lot of land containing one acre, which is
located in the corner between the roads leading from Reid's
Ferry to Suffolk and from Reid's Ferry to Providence Church,
being bounded on the North and East by said roads and on the
South and West by the land of George E. Bunting. It being
the same lot of land which was conveyed by R. J. Wiles and
wife to George W. Bunting, John P. Johnson and J. Haley, trus-
tees of said School District, by deed dated the 22nd day of
June, 1878, and duly recorded in the Clerk's Office of Nanse-
mond County in D. B. 6, page 638. There is a school building
located on said lot.

Said Board further reports that as directed by said decree,
they have sold to Leroy Pope for the sum of One Hundred and Six
Dollars, the following described school lot and building thereon
situated:

That certain small piece or parcel of land containing
about three-fourths of an acre, situated on the South side of
the County Road leading from Chuckatuck to Barrett's Neck,
near Sandy Bottom, in Chuckatuck Magisterial District of Nan-
semond County, Virginia, and bounded and further described as
follows: Beginning at a "ground bridge" on the South side of
said County Road near said "Sandy Bottom", and running thence
along the said County Road Northwardly and then Eastwardly 350
feet, more or less, to a hickory tree, a corner line tree;
thence Eastwardly 45 feet, more or less, to the center of a
ravine; thence down the center of said ravine Eastwardly 125
feet, more or less, to a sweet-gum tree, a corner line tree;
thence along or down the center of a ravine Westwardly 285 feet,
more or less, to the point of beginning, and bounded on the
North and West by said County Road, on the East by the land
belonging to the estate of E. O. Pope, and on the South by the
land now or formerly owned by P. J. Housman.

The said School Board believes that no better price can be obtained for this property, and, therefore, recommends that the sale be confirmed and that it be authorized to convey the same to the purchasers by good and sufficient deeds with special warranty.

The said School Board also begs to report that since the beginning of this suit, Jas. U. Burges, to whom the proceeding was originally turned over to complete, has departed this life, and L. P. Holland has been retained by the said School Board to complete the said proceeding.

Respectfully submitted.

SCHOOL BOARD OF CHUCKATUCK DISTRICT
#4 OF NANCYMOND COUNTY, VIRGINIA.

By

L. P. Holland
Attorney.

1913 May 12th.
Filed J.M.

IN THE CIRCUIT COURT OF NANSEMOND COUNTY, VIRGINIA.

In the matter of the application of the
School Board of Chuckatuck District No. 4
of the County of Nansemond for authority
to sell real estate.

This day came the School Board of Chuckatuck District No. 4 of the County of Nansemond, Virginia, and filed its report showing the manner in which it executed the decree entered in this cause on the 13th day of January, 1913, to which report no exception has been taken, and was argued by Counsel.

On consideration whereof, the Court, being of the opinion that the sales were made in accordance with the authority aforesaid, and that the prices received for said lots are reasonable and fair, doth approve and confirm the same, namely the sale to E. K. Channell for the sum of one hundred and forty-six dollars ^{of} all that certain lot of land containing one acre, which is located in the corner between the roads leading from Reid's Ferry to Suffolk and from Reid's Ferry to Providence Church, which is more particularly described in said report, reference to which is hereby made; and the lot to Leroy Pope for the sum of one hundred and six dollars, which contains about three-fourths of an acre and is situated on the South side of the County Road leading from Chuckatuck to Barrett's Neck, near "Sandy Bottom", which is more particularly described in said report, reference to which is hereby made, and doth order that the said School Board of Chuckatuck District No. 4 of the County of Nansemond, Virginia, execute, through its proper officers, deeds with special warranty conveying to the purchasers herein named the property as aforesaid

more particularly described in said report, and out of the proceeds derived from said sales aforesaid, pay the costs and expenses of these proceedings including a fee of \$204 to the late James U. Burges, attorney, and apply the remainder towards the indebtedness already incurred on certain other school property purchased by said School Board in said district.

ORDER.

In the matter of the ap-
plication of the School
Board of Chuckatuck
District No. 4 of the
County of Nansemond
for authority to
sell real estate.

1913 May 12th.
Enter.
James U. Burges
Entered in Chancery
Order Book No. 4.
Page 575.

JAMES U. BURGESS
ATTORNEY AT LAW
SUFFOLK, VA.

IN THE CIRCUIT COURT OF THE COUNTY OF NANSEMOND, VIRGINIA.

In the matter of the application of
the School Board of Chuckatuck District
No. 4 for authority to sell real estate.

This matter came on this day to be heard
on the petition of the School Board of Chuckatuck District No.
4 of Nansemond County, Virginia, with the exhibits filed there-
with, and was argued by Counsel.

On consideration whereof, it appearing
to the Court from the petition and the evidence produced that
the land and buildings hereinafter described are no longer
available for school purposes and that a sale of the same and
the re-investment of the proceeds in other school property is
proper and necessary, the Court doth adjudge, order and decree
that said School Board of Chuckatuck District No. 4 of Nanse-
mond County do, after advertising the time, place and terms of
sale by hand-bills posted in eight or more public places in
said County, sell, at public auction, to the highest bidder
for cash, the following described property:

1st. That certain lot of land located in
Chuckatuck Magisterial District of Nansemond County, Virginia,
containing one acre, which is located in the corner between the
roads leading from Reid's Ferry to Suffolk and from Reid's
Ferry to Providence Church, being bounded on the North and East
by said roads and on the South and West by the land of George
E. Bunting. It being the same lot of land which was conveyed
by R. J. Wiles and wife to George W. Bunting, John P. Johnson
and J. Haley, trustees of said School District, by deed dated the

22nd day of June, 1878, and duly recorded in the Clerk's Office of Nansemond County in D. B. No. 6, at page 638. There is a school building located on said lot.

2nd. That certain small piece or parcel of land containing about three-fourths of an acre, situated on the South side of the County road leading from Chuckatuck to Barrett's Neck, near "Sandy Bottom" in Chuckatuck Magisterial District of Nansemond County, Virginia, and bounded and further described as follows: Beginning at a "ground bridge" on the South side of said County road near said "Sandy Bottom" and running thence along the said County road Northwardly and then Eastwardly 350 feet, more or less, to a hickory tree, a corner line tree, thence running Eastwardly 45 feet, more or less, to the center of a ravine, thence down the center of said ravine Eastwardly 125 feet, more or less, to a sweet-gum, a corner line tree, thence along or down the center of a ravine Westwardly 285 feet, more or less, to the point of beginning, and bounded on the North and West by said County road, on the East by the land belonging to the estate of E. O. Pope, and on the South by the land now or formerly owned by P. J. Houseman. It being the piece of land upon which the school building is located.

The Court doth further direct that said School Board of Chuckatuck District No. 4 of Nansemond County report to Court the mode and manner of executing this decree.

ORDER OF COURT.

In the matter of the application of the School Board of Chuckatuck District No. 4 for authority to sell real estate.

Enter Jan 13. 1913.
James S. McLenore.
Entered in Chancery
Order Book No. 4.
Page 544.

JAMES U. BURGESS
ATTORNEY AT LAW
SUFFOLK, VA.

IN THE CIRCUIT COURT OF NANSEMOND COUNTY, VIRGINIA.

In the matter of the application of the
School Board of Chuckatuck District No. 4
of the County of Nansemond, for authority
to seal real estate.

TO THE HONORABLE JAMES L. MCLEMORE, JUDGE:

Your petitioner, the School Board of Chuckatuck District No. 4 of the County of Nansemond, Virginia, respectfully represents that it is possessed of the following real estate, which is located in Chuckatuck Magisterial District, of Nansemond County, Virginia, as follows:

1st. That certain lot of land containing one acre, which is located in the corner between the roads leading from Reid's Ferry to Suffolk and from Reid's Ferry to Providence Church, being bounded on the North and East by said roads and on the South and West by the land of George E. Bunting. It being the same lot of land which was conveyed by R. J. Wiles and wife to George W. Bunting, John P. Johnson and J. Haley, trustees of said School District, by deed dated the 22nd day of June, 1878, and duly recorded in the Clerk's Office of Nansemond County in D. B. No. 6, at page 638. There is a school building located on said lot.

2nd. That certain small piece or parcel of land containing about three-fourths of an acre, situated on the South side of the County road leading from Chuckatuck to Barrett's Neck, near "Sandy Bottom" in Chuckatuck Magisterial District of Nansemond County, Virginia, and bounded and further described as follows: Beginning at a "ground bridge" on the South side of said County road near said "Sandy Bottom" and running thence along the said County road Northwardly and then Eastwardly 350

feet, more or less, to a hickory tree, a corner line tree, thence running Eastwardly 45 feet, more or less, to the center of a ravine, thence down the center of said ravine Eastwardly 125 feet more or less, to a sweet-gum tree, a corner line tree, thence along or down the center of a ravine Westwardly 285 feet, more or less, to the point of beginning, and bounded on the North and West by said County road, on the East by land belonging to the estate of E. O. Pope, and on the South by the land now or formerly owned by P. J. Houseman. It being the piece of land upon which the school building is located.

Your petitioner represents that both of these schools are now so inconveniently located that they have been abandoned and the land and buildings are no longer available for school purposes and in order to meet the demands of the District and to promote the best interests of the cause of education your petitioner has purchased other lots and erected other buildings in their stead for which they have incurred certain indebtedness which they desire to pay off out of the proceeds of the sale of the land and buildings hereinabove described, all of which is shown by affidavits herewith filed, marked exhibits "A", "B" and "C" and prayed to be read as a part of this petition.

And your petitioner will ever pray, etc.

SCHOOL BOARD OF CHUCKATUCK DISTRICT
NO. 4 OF NANSEMOND COUNTY,
VIRGINIA.

By James H. Burgess
its attorney.

STATE OF VIRGINIA,
To-wit:
CITY OF SUFFOLK.

Personally appeared before me, James U. Burges,
a Commissioner in Chancery for the Circuit Court of the City of
Suffolk, L. W. Williams

who being duly sworn, deposes and says as follows:

That he is a member of the School Board of
Chuckatuck District No. 4 of the County of Nansemond; that said
School Board has abandoned the land and buildings set forth and
described in the petition of said Board hereto attached; that by
reason of the inconvenient location and the consolidation of
smaller schools and the great demand for better facilities said
property is no longer available for school purposes; and that it
is the desire of the said School Board to sell said land and
buildings in the mode prescribed by law and apply the proceeds
derived therefrom to the payment of the debts due on other school
buildings in said District.

Given under my hand this 17th day of January, 1913.

L. W. Williams

Subscribed and sworn to before me
in my City aforesaid, this 17th day
of January, 1913.

James U. Burges
Commissioner in Chancery.

STATE OF VIRGINIA,
To-wit:
CITY OF SUFFOLK.

Personally appeared before me, James U. Burges,
a Commissioner in Chancery for the Circuit Court of the City of
Suffolk, John G. Archer
who being duly sworn, deposes and says as follows:

That he is a member of the School Board of
Chuckatuck District No. 4 of the County of Hansemond; that said
School Board has abandoned the land and buildings set forth and
described in the petition of said Board hereto attached; that by
reason of the inconvenient location and the consolidation of
smaller schools and the great demand for better facilities said
property is no longer available for school purposes; and that it
is the desire of the said School Board to sell said land and
buildings in the mode prescribed by law and apply the proceeds
derived therefrom to the payment of the debts due on other school
buildings in said District.

Given under my hand this 11th day of January, 1913.

John B. Blument

Subscribed and sworn to before me
in my City aforesaid, this 11th day
of January, 1913.

James U. Burges
Commissioner in Chancery.

STATE OF VIRGINIA,
To-wit:
CITY OF SUFFOLK.

Personally appeared before me, James U. Burges, a
Commissioner in Chancery for the Circuit Court of the City of
Suffolk, G. E. Bunting,
who being duly sworn, deposes and says, as follows:

I was for sometime a member of the School Board of
Chuckatuck District No. 4 of the County of Nansemond; that hav-
ing been a member of said Board, I am familiar with the condi-
tion of the school property in said District; the schools men-
tioned in said petition are no longer available for school pur-
poses and have been abandoned for sometime; in order to meet
the demands of the public and to provide better facilities for
the education of the children in the district, the School Board,
of which I was a member, found it necessary to construct other
buildings, for which we incurred certain indebtedness and made
ourselves personally responsible therefor; the present Board
has not sufficient funds to pay off this indebtedness and I
believe it will be to the advantage of the schools of the dis-
trict to sell the property mentioned and described in the pe-
tition and apply the proceeds to the payment of the existing
indebtedness upon the new schools.

Given under my hand this 13th day of a January, 1913.

G. E. Bunting

Subscribed and sworn to

before me this 13th day of January, 1913.

James U. Burges
Commissioner in Chancery.

PETITION.

In the matter of the School
Board of Chuckatuck Dis-
trict No. 4 of Nansemond
County for authority to
sell real estate.

JAMES U. BURGESS
ATTORNEY AT LAW
SUFFOLK, VA.

In the Matter of the
Application of the School
Board of Chockatuck District
No 4 for authority to sell
real estate.

Final Decree
Oct 14, 1913.

Pelham School
Board Chuchwell - Wash -
#4 to see real
estate.

Everett W. Dutton
- June 22-14