

1915-015
Nansemond Co (Suffolk)

Chancery Causes: B.L. Saunders, trst vs Annie D. Hayes et al

Hill, Cross, I O Hill & Co I, Bebb, Bullock, Herrell

VOUCHERS.

B. L. Saunders, trustee,

vs.

Annie D. Hayes et als.

Mr. ~~Wm~~ M. Crumpler, Atty

TO G. E. BUNTING, CLERK CIRCUIT COURT
OF NANSEMOND COUNTY
SUFFOLK, VA.,

191 4

vs.

Mch. 9

TAX, \$

TRANSFER, \$

FEE, \$

4 89

Taxes on 12-9/16 acres in Cypress Dist. chgd. to

W. J. Hayes

By check

4 10

Bal. due

79

Paid

July 30 - 191 4. J. F. Parker, Deputy Clerk.

OFFICE OF
WILLIAM M. CRUMPLER,
ATTORNEY AND CHANCELLOR AT LAW.
PINNER BUILDING.

PHONES:
SOUTHERN STATES, OFFICE, 168.
" " RESIDENCE, 162.

Received of B. L. Saunders, trustee, the sum
of \$1.33, same being balance due on ^{check} cost in suit of
B. L. Saunders, trustee, vs. Annie D. Hayes et als.

G. E. Runtz
P. Clerk.

Statement of 1912 delinquent taxes on 12-9/16 acres in Cypress Dist. charged

to W.J.Hayes- State .98. and .05 interest - 1.03

Co. 3.17 " .19 " - 3.36

Clerk .50

4.89

By check *March 9-14-* 4.10

Balance due..... .79

Paid

July 30-14-

S. J. Parker, Jr.

OFFICE OF
WILLIAM M. CRUMPLER,
ATTORNEY AND CHANCELLOR AT LAW.
PINNER BUILDING.

PHONES:
SOUTHERN STATES, OFFICE, 168.
" " RESIDENCE, 162.

Received of B. L. Saunders, trustee, the sum
of \$15.00, same being attorney's writ tax in suit of
B. L. Saunders, trustee, vs. Annie D. Hayes et als.

Wm M Crumpler

OFFICE OF
WILLIAM M. CRUMPLER,
ATTORNEY AND CHANCELLOR AT LAW.
PINNER BUILDING.

PHONES:
SOUTHERN STATES, OFFICE, 168.
" " RESIDENCE, 162.

Received of B. L. Saunders, trustee, the sum
of \$10.00, same being fee for conducting suit of B. L.
Saunders, trustee, vs. Annie D. Hayes et als.

Wm M Crumpler

OFFICE OF
WILLIAM M. CRUMPLER,
ATTORNEY AND CHANCELLOR AT LAW.
FINNER BUILDING.

PHONES:
SOUTHERN STATES, OFFICE, 108.
" " RESIDENCE, 162.

Received of B. L. Saunders, trustee, the sum of \$16.25 in full settlement of my pro rata of the fund in his hands to be distributed to the creditors of W. J. Hayes, deceased, pursuant to the decree of the Circuit Court of Nansemond County, entered July 17, 1914, in the Chancery cause of B. L. Saunders, trustee, vs. Annie D. Hayes, et als, same constituting the per cent of 42.09 due me by the decedent.

RE Bohb

OFFICE OF
WILLIAM M. CRUMPLER,
ATTORNEY AND CHANCELLOR AT LAW.
PINER BUILDING.

PHONES:
SOUTHERN STATES, OFFICE, 168.
" " RESIDENCE, 162.

Received of B. L. Saunders, trustee, the sum of
\$37.22 in full settlement of my pro rata of the fund
in his hands to be distributed to the creditors of W. J.
Hayes, deceased, pursuant to the decree of the Circuit
Court of Nansemond County, entered July 17, 1914,
in the Chancery Cause of B. L. Saunders, trustee, vs.
Annie D. Hayes et als, same constituting the per cent of
42.09 due me by the decedent.

W. J. E. ^{his} Bullock
mark.

Witness:
Lola J. Turner.

OFFICE OF
WILLIAM M. CRUMPLER,
ATTORNEY AND CHANCELLOR AT LAW.
PINNER BUILDING.

PHONES:
SOUTHERN STATES, OFFICE, 168.
" " RESIDENCE, 162.

Received of B. L. Saunders, trustee, the sum
of \$15.49 in full settlement of my pro rata of the
fund in his hands to be distributed to the creditors
of W. J. Hayes, deceased, pursuant to decree of the
Circuit Court of Nansâmond County, entered July 17, 1914,
in the Chancery Cause of B. L. Saunders, trustee, vs.
Annie D. Hayes et als, same constituting the per cent of
42.09 due me by the decedent.

S. B. Rice, & Co.

Mr W. H. Hayes. W

1913 To W. E. Buller.

Bul Oct

~~88~~ 42

Trustee's Sale of Valuable Real Estate

By authority of a certain Deed of Trust made by W. J. Hayes and Annie D. Hayes, his wife, on the 20th day of January, 1910, and duly recorded on the 23d day of March, 1910, in D. B. No. 67, page 504, in the Clerk's Office of Nansemond County, to secure the payment of a certain debt therein mentioned (default having been made after due request and demand for payment), and by direction of the beneficiary therein named, I shall sell by public auction, to the highest bidder,

**In Front of the Post Office in Suffolk, Va.,
On SATURDAY, JULY 5th, 1913,
At 12 O'clock M.**

The following property, to-wit: All that certain tract, piece, or parcel of land, together with all and singular the buildings and appurtenances thereon and thereto belonging, situate, lying and being in Cypress Magisterial District, of Nansemond County, Virginia, containing twelve and nine-sixteenths (12 9-16) acres, more or less, it being the same parcel of land of which Thomas Reynolds died, seized and possessed, located about three (3) miles from Suffolk, Virginia, and bounded by the lands of Caleb R. Busby's estate, Mrs. Etta Johnson, and R. C. Bunch, the same having been conveyed to the said W. J. Hayes by William Hersey Harrell and Addie May Harrell, his wife, by deed duly recorded in the Clerk's Office aforesaid.

TERMS: "For cash as to so much of the proceeds as may be necessary to defray the expenses of executing this trust, including a trustee's commission of five per centum, the fees for drawing and recording this deed, if then unpaid, and to discharge the amount of money then payable upon the said debt; and if there be any residue of the said purchase money the same shall be made payable at such time and secured in such manner as the said Trustee shall think fit."

For further information apply to Wm. M. Crumpler.

B. L. SAUNDERS, Trustee.

12824

15070

12033

399.27

WILLIAM M. CRUMPLER, ATTORNEY,
SUFFOLK, VIRGINIA

\$..119.00 On demand.....after date, with legal interest from date until paid
payable.....semi-annually.....we.....bind.....our.....ves.....our.....heirs
and personal representatives jointly and severally, to pay to William Hersey Harrell,
.....of Suffolk, Va.,.....his.....heirs, personal representatives or assigns
the sum of One hundred and nineteen and -----00/.....Dollars
for value received; and.....we.....hereby waive the benefit of our.....Homestead Exemption as to
this debt, obligation and contract.

Secured by deed of trust on real estate in.....Nansemond County..... Va.,
.....B.L. Saunders,....., Trustee.

Witness ...our....hands...and seal...this...20th...day of...January.....19010.

WITNESS :-

Wm. M. Crumpler

W. J. Hayes

Annie D. Hayes



April 2nd., 1910.

For value received I hereby
assign this bond to William
M. Cummings, with full and
complete recourse to me,

via
William Henry Hamell
Bank.

Witness

Julia R. Phillips

WILLIAM M. CRUMPLER, ATTORNEY,
SUFFOLK, VIRGINIA

\$ 140.00. On demand after date, with legal interest from date until paid
payable semi-annually we bind our selves, our heirs
and personal representatives jointly and severally, to pay to W. H. Harrell of
Suffolk, Virginia, his heirs, personal representatives or assigns
the sum of One hundred and forty 00/ Dollars
for value received; and we hereby waive the benefit of our Homestead Exemption as to
this debt, obligation and contract.

Secured by deed of trust on real estate in Nansemond County Va.,

B. L. Saunders Trustee.

Witness our hand and seal this 26th day of January 1901.

WITNESS:—

Wm. M. Crumpler

W. J. Hayes

Ernie S. Day

SEAL

SEAL

February 4, 1911.

For value received I hereby con-
sign the within bond to
Viola S. Linn for with full
recourse to either me or
my estate.

Wm. H. ^{dis}Harrell.
made

Witness as to reading, ex-
planation, and signature.

Joseph T. Turner.

WILLIAM M. CRUMPLER, ATTORNEY,
SUFFOLK, VIRGINIA

\$ 87.25 On demand after date, with legal interest from date until paid
payable semi-annually, we bind our sel. ves, our heirs
and personal representatives jointly and severally, to pay to William H. Harrell, of
Suffolk, Virginia, ... his heirs, personal representatives or assigns
the sum of Eighty-seven and ----- 25/ Dollars
100
for value received; and We hereby waive the benefit of our Homestead Exemption as to
this debt, obligation and contract.

Secured by deed of trust on real estate in Henrieville County, Va.,
B. L. Saunders, Trustee.

Witness our hand s and seal s this 8th day of March 1912.

WITNESS:—

Solomon S. Tucker

W. J. Hays

Annie D. Hays

John C. Hays (Seal)

SEAL

SEAL

April 29. 1912

For value received I
assign the within bond to-
gether with the seed of these
securities, the same to Mr.
M. L. Linn.

William H. ^{his} X Harrell
marks.

Witness: Sola Turner.

WILLIAM M. CRUMPLER, ATTORNEY,
SUFFOLK, VIRGINIA

\$ 77.25 On demand after date, with legal interest from date until paid
payable..... semi-annually....., we..... bind..... our..... selves, ... our..... heirs
and personal representatives jointly and severally, to pay to William Hershey Harrell,
..... of Suffolk, Virginia, ... his..... heirs, personal representatives or assigns
the sum of Seventy-seven and 25/ Dollars
100
for value received; and..... we..... hereby waive the benefit of ..our.... Homestead Exemption as to
this debt, obligation and contract.

Secured by deed of trust on real estate in... Henric County, Va.,
..... B. I. Saunders, Trustee.

Witness our..... hand and seal this 18th day of..... January 19012.

WITNESS:—

Wm M. Crumpler

W J Hays (SEAL)
Annie D. Hays (SEAL)
J L Hays (Seal)

January 22. 1912

For value received I
hereby assign this bond
to R. S. Cunniff
his
William Hersey X Harrell
marks
Witness: Sola S. Sumner.

January 16, 1914.

Received of B. L. Saunders, trustee, the sum of
\$5.00 for my services as auctioneer in selling property of
W. J. Hayes on July 5, 1913.

J. Wall Street
Auctioneer.

Suffolk, Va.,

Jan. 16 1914

M

B. L. Saunders Trust

IN ACCOUNT WITH

SUFFOLK PRINTING AND STATIONERY CO., Inc.

The Particular Printers

606 Main Street

Business and Legal Forms

Telephone 161

Fine Commercial Stationery

Terms: CASH. Bills due when presented.

Bills Sale W. J. Hays, Property

\$ 2.00

Paid
H. L. Mallery
mfr.

February 17, 1914.

Received of B. L. Saunders, trustee, the sum of \$5.00
for my services for drawing deed to purchaser of W. J. Hayes
property, under sale of July 5, 1913.

Thos W. Saunders

M

*W. J. Hayes*No. **423**

To C. R. FULGHAM, Treasurer of Nansemond County, Va.

FOR YEAR 1913

REAL ESTATE

Acres *12 9/16* Val. \$ *250*Personal { Schedule B, Val. \$
Property { Schedule C, Val. \$

State Capitation Tax

Credit \$
\$
\$PAID *4/17* 191*4*

STATE TAXES

35c on \$100, Support
Government,
Schools & Pensions*88*

COUNTY LEVIES

Co. Levy .40
Co. School Tax .20
Poor Tax .05
Dis. School Tax .20
Road Tax .15

TOTAL - 1.00

250

On the \$100

TOTAL TAXES

338~~*150*~~Total Tax \$ *338*5 PER CENT. PENALTY \$ *17*Total Tax and Penalty \$ *355**C. R. Fulgham* Treasurer

CYPRESS DISTRICT

CHANCERY SUMMONS.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON Annie D. Hayes, J. C. Hayes, Maggie Day Hayes, Charlie Hayes, Walter Hayes and Ivy Hayes, the last three named defendants being infants, the first two of whom are over and the third of whom is under fourteen years of age, I. O. Hill and H. B. Cross, partners trading as I. O. Hill & Co., Robert Babb and W. J. E. Bullock

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 1914, to answer a Bill in Chancery, exhibited against them in the said Court by B. L. Saunders, Trustee

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this 7th day of March, 1914, in the 13th year of the Commonwealth.

A copy—Teste:

G. E. Bunting, Clerk.

Teste:

G. E. Bunting, Clerk.

summons is hereby accepted.

Guardian ad litem for Charlie
Hayes.

A COPY
FOR

VS.

19.

.....*Tue*.....Monday.

Process Book, No. 3...

Page 21

Executed this.....day of....., 191... by delivering a true copy of the within process
to
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in person, in the County of Nansemond, State of Virginia.

Sheriff.

CHANCERY SUMMONS.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON.....

.....Annie D. Hayes, J.C. Hayes, Maggie
Hayes, Charlie Hayes, Walter Hayes, and Ivy Hayes, the last three named defendants
being infants, the first two of whom are over and the third of whom is under
fourteen years of age, I.O. Hill and H.B. Cross, partners trading as I.O. Hill & Co
Robert Babb and W.J.E. Bullock.

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.....Monday in....., to answer.....Bill in
Chancery, exhibited against.....Third.....March 1914.....a
.....them
in the said Court by.....
.....B.L. Saunders, Trustee.

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this.....day of
....., 19....., in the 13.....year of the Commonwealth. 7th

March 14

8

A copy—Teste:

Teste:

.....G. E. Bunting....., Clerk. }

.....G. E. Bunting....., Clerk.

summons is hereby accepted.

Hugh Holland.

Guardian ad litem for Ivy Hayes.

H. B. Crompton....., p. q.

A COPY
FOR

Suz. Hayes
vs. In Chancery.

In Chancery.

1914.

French Rules.

.....*Thurs*.....Monday.

NANSEMOND COUNTY COURT,

Process Book, No. 3...

Page 21

Executed this.....day of, 191... by delivering a true copy of the within process
to

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.....

.....

Sheriff.....

CHANCERY SUMMONS.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON.. Annie D. Hayes, J.C. Hayes, Maggie Hayes, Charlie Hayes, Walter Hayes, and Ivy Hayes, the last three named defendants being infants, the first two of whom are over and the third of whom is under fourteen years of age, I.O. Hill and H.B. Cross, partners trading as I.O. Hill & Co. Robert Babb and W.J.E. Bullock.

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 1914....., to answer..... a..... Bill in Chancery, exhibited against..... them..... in the said Court by.... B.L. Saunders, Trustee.....

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this..... 7th..... day of March....., 1914..., in the 138.... year of the Commonwealth.

A copy—Teste:

G. E. Bunting, Clerk.

Teste:

G. E. Bunting, Clerk.

Henry Adolant

Guardian ad litem for Walter Hayes.

Wm. Brewster, p. q.

A COPY
FOR

Walter Hayes

VS.

In Chancery.

19. . . .

19...
March Rules.

... *Third* ... Monday.

Process Book, No. 3...

Page 121

Sheriff.

Executed this.....day of , 191... by delivering a true copy of the within process
to

.....

.....

.....

in person, in the County of Nansemond, State of Virginia.

CHANCERY SUMMONS.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON Annie D. Hayes, J.C. Hayes, Maggie Hayes, Charlie Hayes, Walter Hayes, and Ivy Hayes, the last three named defendants being infants, the first two of whom are over and the third of whom is under fourteen years of age, I.O. Hill and H.B. Cross, partners trading as I.O. Hill & Co Robert Babt and W.J.B. Bullock:

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 1914, to answer a Bill in Chancery, exhibited against them in the said Court by B.H. Saunders, Trustee.

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this 7th day of

March, 19 14, in the 13. 8 year of the Commonwealth.

A copy—Teste:

G. E. Bunting, Clerk.

Teste:

G. E. Bunting, Clerk.

pted. J. A. L. Co.

H. M. Campbell..., p. q.

A COPY
FOR

J. C. Hice & H. B. Cross
partners trading C. P.
Hice & Co. P

vs.

In Chancery.

1944...

1917...
March Rules.

.....*Third*.....Monday.

Process Book, No.. 3....

Page 2

Sheriff.

in person, in the County of Nansemond, State of Virginia.

CHANCERY SUMMONS.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON.....

Annie D. Hayes, J.C. Hayes, Maggie

Hayes, Charlie Hayes, Walter Hayes, and Ivy Hayes, the last three named defendants being infants, the first two of whom are over and the third of whom is under fourteen years of age, I.O. Hill and H.B. Crook, partners trading as I.O. Hill & Co Robert Babb and W.J.E. Bullock.

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.....Monday in....., to answer.....Bill in Chancery, exhibited against.....them in the said Court by.....B.L. Saunders, Trustee.

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this.....7th.....day of March....., 1914, in the 13th.....year of the Commonwealth.

A copy—Teste:

Teste:

G.E. Bunting....., Clerk.

G.E. Bunting....., Clerk.

within summons is hereby accepted.

Witness:
Gladys Role.

Sheriff.

**A COPY
FOR**

H. J. & E. Bullock

vs. In Chancery.

1948...

197. X...
Search.....Rules.

.....*Third*.....Monday.

NANSEMOND COUNTY COURT,

Process Book, No.. 3...

Page. 121

CHANCERY SUMMONS.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON

Annie D. Hayes, J. C. Hayes, Maggie
Hayes, Charlie Hayes, Walter Hayes, and Ivy Hayes, the last three named defendants
being infants, the first two of whom are over and the third of whom is under
fourteen years of age, I. O. Hill and H. B. Cross, partners trading as I. O. Hill & Co
Robert Babb and W. J. B. Bullock.

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 Monday in, to answer Bill in
Chancery, exhibited against
in the said Court by
B. L. Saunders, Trustee.

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this 7th day of
. March, 19 14, in the 13 6 year of the Commonwealth.

A copy—Teste:

Teste:

G. E. Bunting, Clerk. }

G. E. Bunting, Clerk.

Due, legal, and sufficient service of the
within summons is hereby accepted.

R E Babb

H. M. Cunningham, p. q.

**A COPY
FOR**

Robert Babb

vs.

In Chancery.

1914.

March Rules.

Third Monday.

NANSEMOND COUNTY COURT,

Process Book, No. 3...

Page. 121

Executed this.....day of....., 191... by delivering a true copy of the within process
to
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.....
.....
in person, in the County of Nansmond, State of Virginia.

..... Sheriff.

CHANCERY SUMMONS.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON. . . Annie D. Hayes, J. C. Hayes, Maggie Hay
Hayes, Charlie Hayes, Walter Hayes and Ivy Hayes, the last three named defendants
being infants, the first two of whom are over and the third of whom is under
fourteen years of age, I. O. Hill and H. B. Cross, partners trading as I. O. Hill & Co.,
Robert Babb and W. J. E. Bullock

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 . . 1914 . . , to answer a Bill in
Chancery, exhibited against . . . them
in the said Court by . . . B. L. Saunders, Trustee

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this 7th day of
. March , 1914 . . , in the 13th year of the Commonwealth.

A copy—Teste:

G. E. Bunting, Clerk. }

Teste:

G. E. Bunting, Clerk. }

Due, legal, and sufficient service of the within summons is hereby accepted.

John Long

no 2.

J. M. Crumpler, p. q.

A COPY
FOR

J. G. Hayes

vs.

In Chancery.

1914...

March Rules.

.....*Thrid*.....Monday.

NANSEMOND COUNTY COURT,

Process Book, No...3...

Page 121.

Sheriff.

in person, in the County of Nansemond, State of Virginia.

Executed this.....day of....., 191... by delivering a true copy of the within process
to

CHANCERY SUMMONS.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON. Annie D. Hayes, J. C. Hayes, Maggie Hayes, Charlie Hayes, Walter Hayes and Ivy Hayes, the last three named defendants being infants, the first two of whom are over and the third of whom is under fourteen years of age, I. O. Hill and H. B. Cross, partners trading as I. O. Hill & Co., Robert Babb and W. J. E. Bullock.

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 1914, to answer a Bill in Chancery, exhibited against them in the said Court by B. L. Saunders, Trustee.

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this 7th day of March, 1914, in the 138th year of the Commonwealth.

~~A copy~~ Teste:

G. E. Bunting Clerk.

Teste:

G. E. Bunting, Clerk.

CHANCERY SUMMONS.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON Annie D. Hayes, J. C. Hayes, Maggie Hayes, Charlie Hayes, Walter Hayes and Ivy Hayes, the last three named defendants being infants, the first two of whom are over and the third of whom is under fourteen years of age, I. O. Hill and H. B. Cross, partners trading as I. O. Hill & Co., Robert Babb and W. J. E. Bullock

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 1914, to answer a Bill in Chancery, exhibited against them in the said Court by B. L. Saunders, Trustee

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this 7th day of March, 1914, in the 138 year of the Commonwealth.

A copy—Teste:

G. E. Bunting, Clerk.

Teste:

G. E. Bunting, Clerk.

Annie D. Hayes.

....., p. q.

COPY
FOR

Amos R. Hays

VS.

In Chancery.

1944

French.....Rules.

... *Amel* ... Monday.

Process Book, No...3....

Page 121.

Executed this..... day of, 191.. by delivering a true copy of the within process
to
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in person, in the County of Nansemond, State of Virginia.

Sheriff.

CHANCERY SUMMONS.

THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON Annie D. Hayes, J. C. Hayes, Maggie Day
Hayes, Charlie Hayes, Walter Hayes and Ivy Hayes, the last three named defendants
being infants, the first two of whom are over and the third of whom is under
fourteen years of age, I. O. Hill and H. B. Cross, partners trading as I. O. Hill & Co.,
Robert Babb and W. J. F. Bullock

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 1914, to answer a Bill in
Chancery, exhibited against them
in the said Court by B. L. Saunders, Trustee

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this 7th day of
March, 1914, in the 13th year of the Commonwealth.

A copy—Teste:

G. E. Bunting, Clerk.

Teste:

G. E. Bunting, Clerk.

Margie Mayer
11

..... *H. M. Crumpler*, p. q.

**A COPY
FOR**

Maggie Hayes.....

In Chancery.

1948...

..... March Rules.

.....*Third*.....Monday.

Process Book, No. 3...

Page 121

Executed this.....day of, 191... by delivering a true copy of the within process
to
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in person, in the County of Nansemond, State of Virginia.

Sheriff.

VIRGINIA

In the Circuit Court of Nansemond County.

B. L. Saunders Trustee,

Vs.

Annie D. Hayes, et als.

On motion of counsel for the complainant, it is ordered that Hugh L. Holland, a competent attorney at law, be and he is hereby assigned as guardian ad litem for the infant defendants, Charlie Hayes, Walter Hayes, and Ivy Hayes.

VIRGINIA:

In the Circuit Court of Nansemond County.

B. L. Saunders, trustee,

vs.

Annie D. Hayes, J. C. Hayes,
Maggie Hayes, Charlie Hayes,
Walter Hayes, and Ivy Hayes,
the last three named defendants being
infants, the first two of whom are
over, and the third of whom is under
fourteen years of age, I. O. Hill
and H. B. Cross, partners trading as
I. O. Hill & Co., Robert Babb, and
W. J. E. Bullock.

This cause came on this day to be heard upon the
bill of complaint; the joint and separate answers of Annie
D. Hayes, J. C. Hayes and Maggie Hayes; the separate
answers, respectively, of Walter Hayes and Charlie Hayes,
infants above the age of fourteen years; and the separate
answer of Hugh L. Holland, guardian ad litem,--the bill
being taken for confessed as to all other defendants, who
are adults and who still fail to plead, answer or demur,--
and was argued by Counsel.

On consideration whereof, it appearing to the
Court from the respective answers aforesaid that, I. O.
Hill & Co., Suffolk, Va., Robert Babb, Suffolk, Va., and
W. J. E. Bullock, Suffolk, Va., constitute the only
creditors of the late said W. J. Hayes, it is ordered,
adjudged, and decreed that the said B. L. Saunders, trustee,
first pay to George E. Bunting, Clerk of Nansemond County,
the sum of \$.79, balance due for the redemption of the said
property sold for 1912 taxes, and that he then pay the
expenses of this suit, including a fee of \$10.00 to Wm. M.
Crumpler, for his services in the conduct of the same, and

that he distribute the remainder equally among the said three creditors.

And the said trustee shall forthwith report his proceedings, pursuant to this decree, to this Court.

Trustee's report

to the Court

in the case of

the estate of

B. L. Saunders, Pres.
v.
Annie D. Hayes et al.

Initial deers

Entered July 17, 1914
Jas L. L. L. L.

Entered in Chy.
Order Book No.
4. Pg. 658.

In the Circuit Court of Nansemond County.

B. L. Saunders, trustee,

vs.

Annie D. Hayes, et als.

The undersigned respectfully reports a complete discharge of his trust, pursuant to decree heretofore entered in this cause on the 17th day of July, 1914, as follows:

1914.

Feb. 17	By amount of balance in hands of trustee, as per bill of complaint, instructions for the distribution of which constitute the purposes of this cause.	\$96.08	
July 29	To cash paid G. E. Bunting, Clerk, balance due for redemption of property for 1912 taxes, per voucher.		.79
" "	To cash paid G. E. Bunting, Clerk, balance due on Clerk's cost, per voucher,		1.33
" "	To cash paid Wm. M. Crumpler attorney's writ tax, per voucher,		15.00
" "	To cash paid Wm. M. Crumpler fee for services in conducting this cause, per voucher		10.00
" "	To cash paid R. E. Babb his priportionate part due the creditors of W. J. Hayes, deceased, per voucher.		16.25
" "	To cash paid W. J. E. Bullock, his proportionate part due the creditors of W. J. Hayes, deceased, per voucher,		37.22

Carried for'd.

\$96.08

\$80.59

1914.

	Amount brought for'd.	\$96.08	\$80.59
July 29	To cash paid I. O. Hill & Co., their proportionate part due the creditors of W. J. Hayes, deceased, per voucher,		15.49
		<u>\$96.08</u>	<u>\$96.08</u>

The undersigned respectfully reports that the foregoing settlements and the purposes of this cause and that the same should be stricken from the docket.

Respectfully submitted,

B L Saunders

Trustee.

I have seen the foregoing report, expressly consent to the same, and by my signature annexed, waive any right of dower which I may have had in the proceeds of sale, some of the obligations mentioned in the report having been joint debts of myself and husband.

Annie D. Hayes.

Report.

B. L. Saunders,
Trustee.

vs.

Annie D. Haynes et
als.

1915 Nov. 6th filed
AM

OFFICE OF
WILLIAM M. CRUMPLER,
ATTORNEY AND COUNSELLOR AT LAW,
SUFFOLK, VA.

This Deed, Made this 26th day of January in the year
one thousand nine hundred and ~~ten~~^{Eleven} between William J. Hayes and Annie D. Hayes,
his wife, and in her own right

of Nansemond County, Virginia, party of the first part, and
B. L. Saunders chosen as trustee for the purposes herein specified

of Suffolk, Nansemond County, Virginia, part Y of the second part—
Witnesseth: That said part ies of the first part do grant unto the said part Y of
the second part, with general warranty, the following property, to-wit: .

One sorrell-roan female mule about ten (10) years old this day
purchased by the said W. J. Hayes from the hereinafter named W. H. Harrell
the money herein secured being the purchase price of the said mule.

Second:- All that certain tract, piece, or parcel of land, together
with all and singular the buildings and appurtenances thereon and thereto
belonging, situate, lying, and being in Cypress Magisterial District, in
Nansemond County, Virginia, containing twelve and nine-sixteenths ($12 \frac{9}{16}$)
acres, more or less, it being the same parcel of land of which Thomas
Reynolds died seized and possessed, located about three (3) miles from
Suffolk, Virginia, and bounded by the lands of Caleb R. Busby's estate,
Mrs. Etta Johnson, and R. C. Bunch, the same having been conveyed to
the said W. J. Hayes by William Hersey Harrell and Addie May Harrell,
his wife, by deed duly recorded.

In Trust, to secure to W. H. Harrell, of Suffolk, Virginia,
the payment of the sum... of
One hundred and forty (\$140) Dollars, evidenced by a certain bond of
even date with this Deed of Trust for that amount, made by the said W. J.
Hayes and Annie D. Hayes, his wife, and payable to the said W. H. Harrell
ON DEMAND, bearing legal interest from date until paid, which said interest
is to be paid semi-annually and to secure any bond or bonds, note or notes,
given in renewal or curtail of the said bond, in whole or in part, the
Homestead Exemption of the said parties of the first part being waived
in toto as to the operation of this Deed of Trust or as to the collection
of the debt herein secured.

In the event that default shall be made in the payment of the said debt..., principal or any instalment
of interest, when due and payable, then the Trustee, on being required so to do by the beneficiary
his

executors, administrators or assigns, shall sell the property
hereby conveyed.

And it is covenanted and agreed between the parties aforesaid, that in case of a sale the same shall
be made after first advertising the time, place and terms thereof for ten days in such manner
as the trustee shall deem best

and upon the following terms, to-wit: for cash as to so much of the proceeds as may be necessary to defray
the expenses of executing this trust, including a trustee's commission of five per centum, the fees for
drawing and recording this deed, if then unpaid, and to discharge the amount of money then payable upon
the said debt...; and if there be any residue of said purchase money the same shall be made payable at
such time, and secured in such manner, as the said Trustee shall think fit.

The said part ies of the first part covenant... to pay all taxes, assessments, dues and
charges upon the said property hereby conveyed so long as they or their heirs or
assigns shall hold the same; and further covenant... and agree... to keep the buildings on the prop-
erty hereby conveyed insured at his own proper cost and charges for the full amount of \$2.00.00
for the further protection of the said beneficiary
or assigns; and in the event of their failure to do so, then the Trustee, or the beneficiary y under
this deed, may effect or renew such insurance from time to time, and pay the premiums thereon and all
taxes against the said property so long as the said debt..., or any part thereof remains unpaid; and
the insurance premiums and taxes, whether paid or unpaid by the said trustee or beneficiary y prior to
the date of the proposed sale, shall constitute a part of the lien created by this deed, to be paid
out of the proceeds of the property, if sold, or to be recoverable by all the remedies in law or equity
by which the debt aforesaid may be recoverable.

In case of advertisement under this trust, and the debt... herein secured being settled prior to
the date of the proposed sale, then the part ies of the first part agree... to pay the trustee the sum
of \$5.00 for his services in advertising said property, said sum to constitute a part of the lien created by
this deed

If no default shall be made in the payment of the said debt..., insurance premium or taxes, then, upon
the request of the part ies of the first part, a good and sufficient deed of release shall be executed
to them at their own proper cost and charges, or a marginal release entered
in the Clerk's office, for which the part... of the first part agree... to pay to the beneficiary y under
this deed, or his attorney, the sum of \$3.00, inclusive of the Clerk's fee, for
services in effecting such release.

Witness the following signature S. and seal S.

W. J. Hayes [SEAL.]
Annie D. Hayes [SEAL.]
[SEAL.]
[SEAL.]

STATE OF VIRGINIA,
County of Nassau } To-wit

I William Nelson a Notary Public
for the county aforesaid, in the State of Virginia, whose term of office expires on the 18th day of
January, 1914, do certify that W. J. Hayes and Annie
D. Hayes
whose name is signed to the writing hereunto annexed, bearing date the 26th day of
January, 1911, have acknowledged the same before me in my county aforesaid.
Given under my hand this 26th day of January, 1911.

MEEG.—To be acknowledged before a Justice, Notary Public, or Commissioner in Chancery.

W. J.

Indexed

65
Deed of Trust.

William J. Hayes
Annie D. Hayes. To

B. L. Saunders.

Trustee for W. H. Harrell

Admitted to Record this 22 day of

February, 1901

Recorded D. B. 69 Page 327

1912 Jan

Examined and verified.

A. R. Imitty, Clerk.

By _____, D. C.

\$ _____

Tax \$.50

Fee \$ 1.50

\$ 2.00

WM. M. CRUMPLER, ATTORNER AT LAW,
SUFFOLK, VA.

VIRGINIA:

In the Clerk's Office of the Circuit Court of _____ County

the 22 day of February, 1901

This deed was presented, and, with the certificate annexed, admitted to record.

TESTE:

R. R. Imitty

Clerk.

By M. M. Watkins

D. C.

This Deed, Made this 8th day of March in the year
one thousand nine hundred and twelve between W. J. Hayes, Annie D. Hayes, his
wife, and John C. Hayes, all

of Nansemond County, Virginia, , part ies of the first part, and
B. L. Saunders chosen as trustee for the purposes herein specified

of Suffolk, Virginia, , part V of the second part—

Witnesseth: That said part ies of the first part do grant unto the said part V of
the second part, with general warranty, the following property, to-wit :

First:- All that certain tract, piece, or parcel of land,
together with all and singular the buildings and appurtenances thereon and
thereto belonging, situate, lying, and being in Cypress Magisterial District,
of Nansemond County, Virginia, containing twelve and nine-sixteenths ($12 \frac{9}{16}$)
acres, more or less, it being the same parcel of land of which Thomas Rey-
nolds died seized and possessed, located about three (3) miles from Suffolk,
Virginia, and bounded by the lands of Caleb R. Busby's estate, Mrs. Etta
Johnson, and R. C. Bunch, the same having been conveyed to the said W. J.
Hayes by William Hersey Harrell and Addie May Harrell, his wife, by deed
duly recorded in the Clerk's Office of Nansemond County, Virginia.

Second:- One tall, bay horse, about six (6) or seven (7)
years of age and weighing about a thousand (1,000) or a thousand and fifty
(1050) pounds, the money herein secured being a part of the purchase price
of the said horse.

In Trust, to secure to William H. Harrell, of Suffolk, Va.

the payment of the sum of

Eighty-seven and 25/100 (\$87.25) Dollars, evidenced by a certain bond of even date herewith for that amount made by the said W. J. Hayes, Annie D. Hayes, his wife, and John C. Hayes, and payable to the said William H. Harrell ON DEMAND bearing legal interest from date until paid, which said interest is to be paid semi-annually and to secure any bond or bonds, note or notes, given in renewal or curtail of the said bond, in whole or in part, the Homestead Exemption of the said parties of the first part being waived in toto as to the operation of this Deed of Trust or as to the collection of the debt herein secured.

In the event that default shall be made in the payment of the said debt..., principal or any instalment of interest, when due and payable, then the Trustee, on being required so to do by the beneficiary his

executors, administrators or assigns, shall sell the property hereby conveyed.

And it is covenanted and agreed between the parties aforesaid, that in case of a sale the same shall be made after first advertising the time, place and terms thereof for ten days in such manner as the said trustee shall deem best

and upon the following terms, to-wit: for cash as to so much of the proceeds as may be necessary to defray the expenses of executing this trust, including a trustee's commission of five per centum, the fees for drawing and recording this deed, if then unpaid, and to discharge the amount of money then payable upon the said debt....; and if there be any residue of said purchase money the same shall be made payable at such time, and secured in such manner, as the said Trustee shall think fit.

The said part ies of the first part covenant to pay all taxes, assessments, dues and charges upon the said property hereby conveyed so long as they or their heirs or assigns shall hold the same; and further covenant and agree to keep the buildings on the property hereby conveyed insured at his own proper cost and charges for the full amount of \$..... for the further protection of the said beneficiary or assigns; and in the event of their failure to do so, then the Trustee, or the beneficiary Y under this deed, may effect or renew such insurance from time to time, and pay the premiums thereon and all taxes against the said property so long as the said debt..., or any part thereof remains unpaid; and the insurance premiums and taxes, whether paid or unpaid by the said trustee or beneficiary Y prior to the date of the proposed sale, shall constitute a part of the lien created by this deed, to be paid out of the proceeds of the property, if sold, or to be recoverable by all the remedies in law or equity by which the debt aforesaid may be recoverable.

In case of advertisement under this trust, and the debt herein secured being settled prior to the date of the proposed sale, then the parties of the first part agree to pay the trustee the sum of \$5.00 for his services in advertising said property, said sum to constitute a part of the lien created by this deed

If no default shall be made in the payment of the said debt..., insurance premium or taxes, then, upon the request of the parties of the first part, a good and sufficient deed of release shall be executed to them at their own proper cost and charges, or a marginal release entered in the Clerk's office, for which the parties of the first part agree to pay to the beneficiary Y under this deed, or his attorney, the sum of \$3.00, inclusive of the Clerk's fee, for services in effecting such release.

Witness the following signature S and seal S

W. J. Hayes [SEAL.]
Annie D. Hayes [SEAL.]
John C. Hayes [SEAL.]
[SEAL.]

State of Virginia,
City of Suffolk, within the
County of Nansemond, to-wit:

I, William M. Crumpler, a Notary Public in and for the County aforesaid, in the State of Virginia, whose term of office expires on the 18th day of January, 1914, do certify that John C. Hayes, whose name is signed to the writing above bearing date on the 8th day of March, 1912, has acknowledged the same before me in the City of Suffolk, within my County aforesaid.

Given under my hand this 14th day of March, 1912.

STATE OF VIRGINIA,
City of Suffolk within the } To-wit
County of Nansemond

William M. Crumpler
N. P.

I Wm. M. Crumpler a Notary Public

for the county aforesaid, in the State of Virginia, whose term of office expires on the 18th day of January, 1914, do certify that W. J. Hayes and Annie D. Hayes, his wife

whose names are signed to the writing hereunto annexed, bearing date the 8th day of March, 1912, have acknowledged the same before me in my county aforesaid.

Given under my hand this 8th day of March, 1912

William M. Crumpler
N. P.

MERO.—To be acknowledged before a Justice, Notary Public, or Commissioner in Chancery.

Deed of Trust.

W. J. Hayes, wife et al

To

B. L. Saunders

Trustee for Wm. H. Harrell.

Admitted to Record this 2nd day of

May 1902

Recorded D. B. 71 Page 336

Examined and verified.

J. E. Bunting, Clerk.

By S. J. Farley, D. C.

\$.....

Tax.....\$ 50

Fee.....\$ 1.50

\$ 2.00

WM. M. CRUMPLER, ATTORNER AT LAW,
SUFFOLK, VA.

VIRGINIA:

In the Clerk's Office of the Circuit Court of Nassau County

the 2nd day of May 1902.

This deed was presented, and, with the certificate annexed, admitted to record.

TESTE:

J. E. Bunting, Clerk.

By A. L. Bunting, D. C.

This Deed, Made this 18th day of January in the year
one thousand nine hundred and eleven between W. J. Hayes, Annie D. Hayes, his
wife, and J. C. Hayes, all

of Mansemond County, Virginia,, parties of the first part, and
B. L. Saunders chosen as trustee for the purposes herein specified

of Suffolk, Virginia,, part V of the second part—

Witnesseth: That the said parties of the first part do grant unto the said party of
the second part, with general warranty, the following property; to wit:

First:— All that certain tract, piece, or parcel of land, together
with all and singular the buildings and appurtenances thereon and thereto
belonging, situate, lying, and being in Cypress Magisterial District, of
Mansemond County, Virginia, containing twelve and nine-sixteenths (12 9/16)
acres, more or less, it being the same parcel of land of which Thomas
Reynolds died seized and possessed, located about three (3) miles from
Suffolk, Virginia, and bounded by the lands of Caleb R. Busby's estate, Mrs.
Etta Johnson, and R. C. Bunch, the same having been conveyed to the said
W. J. Hayes by William Hersey Harrell and Addie May Harrell, his wife,
by deed duly recorded in the Clerk's Office of Mansemond County, Virginia.

Second:— One sorrell horse about ten or eleven years old and
weighing about a thousand (1,000) pounds, this day purchased by the said
parties of the first part from William Hersey Harrell, the money herein
secured being a part of the purchase price of said horse.

In Trust, to secure to William Hersey Harrell, of Suffolk, Virginia,

the payment of the sum... of

Seventy-seven and 25/100 (\$77.25) Dollars, evidenced by a certain bond of even date with this Deed of Trust, made by the said W. J. Hayes, Annie D. Hayes, his wife, and J. C. Hayes, and payable to the said William Hersey Harrell, ON DEMAND, bearing legal interest from date until paid, which said interest is to be paid semi-annually and to secure any bond or bonds, note or notes, given in renewal or curtail of the said bond, in whole or in part, the Homestead Exemption of the said parties of the first part being waived in toto as to the operation of this deed of trust, or as to the collection of the debt herein secured.

In the event that default shall be made in the payment of the said debt..., principal or any instalment of interest, when due and payable, then the Trustee, on being required so to do by the beneficiary his

executors, administrators or assigns, shall sell the property hereby conveyed.

And it is covenanted and agreed between the parties aforesaid, that in case of a sale the same shall be made after first advertising the time, place and terms thereof for ten days in such manner as the said Trustee shall deem best

and upon the following terms, to-wit: for cash as to so much of the proceeds as may be necessary to defray the expenses of executing this trust, including a trustee's commission of five per centum, the fees for drawing and recording this deed, if then unpaid, and to discharge the amount of money then payable upon the said debt...; and if there be any residue of said purchase money the same shall be made payable at such time, and secured in such manner, as the said Trustee shall think fit.

The said parties of the first part covenant to pay all taxes, assessments, dues and charges upon the said property hereby conveyed so long as they or their heirs or assigns shall hold the same; and further covenant and agree to keep the buildings on the property hereby conveyed insured at his own proper cost and charges for the full amount of \$ 250.00 for the further protection of the said beneficiary or assigns; and in the event of their failure to do so, then the Trustee, or the beneficiary under this deed, may effect or renew such insurance from time to time, and pay the premiums thereon and all taxes against the said property so long as the said debt..., or any part thereof remains unpaid; and the insurance premiums and taxes, whether paid or unpaid by the said trustee or beneficiary prior to the date of the proposed sale, shall constitute a part of the lien created by this deed, to be paid out of the proceeds of the property, if sold, or to be recoverable by all the remedies in law or equity by which the debt aforesaid may be recoverable.

In case of advertisement under this trust, and the debt herein secured being settled prior to the date of the proposed sale, then the parties of the first part agree to pay the trustee the sum of \$5.00 for his services in advertising said property, said sum to constitute a part of the lien created by this deed.

If no default shall be made in the payment of the said debt..., insurance premium or taxes, then, upon the request of the parties of the first part, a good and sufficient deed of release shall be executed to them at their own proper cost and charges, or a marginal release entered in the Clerk's office, for which the parties of the first part agree to pay to the beneficiary under this deed, or his attorney, the sum of \$3.00, inclusive of the Clerk's fee, for services in effecting such release.

Witness the following signatures and seals

W. J. Hayes
Annie D. Hayes

J. C. Hayes [SEAL.]
Annie D. Hayes [SEAL.]
J. C. Hayes [SEAL.]
[SEAL.]

STATE OF VIRGINIA,
County of Suffolk, Va. } To-wit:

I William M. Lumsden a Notary Public for the county aforesaid, in the State of Virginia, whose term of office expires on the 18th day of January, 1914, do certify that W. J. Hayes, Annie D. Hayes, J. C. Hayes whose name are signed to the writing hereunto annexed, bearing date the 18th day of January, 1912, have acknowledged the same before me in my county aforesaid.

Given under my hand this 18th day of January, 1912

MEBO.—To be acknowledged before a Justice, Notary Public, or Commissioner in Chancery.

W. M. Lumsden
D. P.

indexed

45

Deed of Trust.

H. J. Hayer, wife & al.
To

B. L. Sanders

Trustee for *William Hersey Harrell*

Admitted to Record this *23rd* day of

January 19*02*

Recorded D. B. *71* Page *186*

1912. Mar. 8

Examined and verified.

A. L. Smitty, Clerk.

By _____, D. C.

\$ _____

Tax _____ \$ *50*

Fee _____ \$ *1.50*

\$ *2.00*

VIRGINIA:

In the Clerk's Office of the Circuit Court of *Nassau* County

19*02*:

the *23rd* day of *January*

This deed was presented, and, with the certificate annexed, admitted to record.

TESTE:

E. E. Gwynne, Clerk.

By *A. L. Smitty*, D. C.

This Deed, Made this 20th day of January in the year
one thousand nine hundred and Ten between W. J. Hayes, and Annie D. Hayes,
his wife,

of Nansemond County, Virginia, part ies of the first part, and
B. L. Saunders, chosen as trustee for the purposes herein specified

of same County and State, part Y of the second part—

Witnesseth: That the said part ies of the first part do grant unto the said part Y of
the second part, with general warranty, the following property; to wit:

All that certain tract, piece, or parcel of land, together with all
and singular the buildings and appurtenances thereon and thereto belonging
situate, lying, and being in Cypress Magisterial District, of Nansemond
County, Virginia, containing twelve and nine-sixteenths (12 9/16) acres,
more or less, it being the same parcel of land of which Thomas Reynolds
died seized and possessed, located about three (3) miles from Suffolk,
Virginia and bounded by the lands of Caleb R. Busby's estate, Mrs. Etta
Johnson, and R. C. Bunch, the same having been conveyed to the said W. J.
Hayes by William Hersey Harrell and Addie May Harrell, his wife, by deed
of even date herewith, the money herein secured being a part of the
purchase price.

In Trust, to secure to William Hersey Harrell, of Suffolk, Va., the payment of the sum of One hundred and nineteen (\$119.00) dollars, evidenced by a certain bond of even date herewith, made by the said W. J. Hayes and Annie D. Hayes, his wife, and payable to the said William Hersey Harrell on demand, bearing legal interest from date until paid, which said interest is to be paid semi-annually, and to secure any bond or bonds, note or notes, given in renewal or curtail of the said bond in whole or in part, the Homestead Exemption of the said parties of the first part being waived in toto as to the operation of this Deed of Trust or as to the collection of the debt herein secured.

In the event that default shall be made in the payment of the said debt, principal or any instalment of interest, when due and payable, then the Trustee, on being required so to do by the beneficiary his

executors, administrators or assigns, shall sell the property hereby conveyed.

And it is covenanted and agreed between the parties aforesaid, that in case of a sale the same shall be made after first advertising the time, place and terms thereof for ten days in such manner as the said trustee shall think fit

and upon the following terms, to-wit: for cash as to so much of the proceeds as may be necessary to defray the expenses of executing this trust, including a trustee's commission of five per centum, the fees for drawing and recording this deed, if then unpaid, and to discharge the amount of money then payable upon the said debt; and if there be any residue of said purchase money the same shall be made payable at such time, and secured in such manner, as the said Trustee shall think fit.

The said part ies of the first part covenant to pay all taxes, assessments, dues and charges upon the said property hereby conveyed so long as they or their heirs or assigns shall hold the same; and further covenant and agree to keep the buildings on the property hereby conveyed insured at his own proper cost and charges for the full amount of \$ for the further protection of the said beneficiary or assigns; and in the event of their failure to do so, then the Trustee, or the beneficiary Y under this deed, may effect or renew such insurance from time to time, and pay the premiums thereon and all taxes against the said property so long as the said debt, or any part thereof remains unpaid; and the insurance premiums and taxes, whether paid or unpaid by the said trustee or beneficiary Y prior to the date of the proposed sale, shall constitute a part of the lien created by this deed, to be paid out of the proceeds of the property, if sold, or to be recoverable by all the remedies in law or equity by which the debt aforesaid may be recoverable.

In case of advertisement under this trust, and the debt herein secured being settled prior to the date of the proposed sale, then the part ies of the first part agree to pay the trustee the sum of \$5.00 for his services in advertising said property, said sum to constitute a part of the lien created by this deed.

If no default shall be made in the payment of the said debt, insurance premium or taxes, then, upon the request of the part ies of the first part, a good and sufficient deed of release shall be executed to them at their own proper cost and charges, or a marginal release entered in the Clerk's office, for which the part ies of the first part agree to pay to the beneficiary Y under this deed, or their attorney, the sum of \$3.00, inclusive of the Clerk's fee, for services in effecting such release.

Witness the following signature S and seal S

W. J. Hayes [SEAL.]
Annie D. Hayes [SEAL.]
[SEAL.]
[SEAL.]

STATE OF VIRGINIA,
County of Nansemond } To-wit:

I William M. Crumpler a Notary Public for the county aforesaid, in the State of Virginia, whose term of office expires on the 18th day of January, 19 14, do certify that W. J. Hayes and Annie D. Hayes, his wife, whose name s are signed to the writing hereunto annexed, bearing date the 20th day of January, 19 10, have acknowledged the same before me in my county aforesaid. Given under my hand this 10th day of March, 19 10.

MEBO.—To be acknowledged before a Justice, Notary Public, or Commissioner in Chancery.

William M. Crumpler
Notary Public

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Deed of Trust.

W. J. Hayes and wife

To

B. L. Saunders

Trustee for William H. Harrell.

Admitted to Record this 23 day of
March 1900

Recorded D. B. 67 Page 504

1911 - Jan. 26
Examined and verified.

A. L. Triddy, D. Clerk.

By _____, D. C.

\$ _____

Tax _____ \$ 50

Fee _____ \$ 1.50

Paid \$ 2.00

VIRGINIA:

County

Parsonson

In the Clerk's Office of the Circuit Court of

the 23rd day of March 1900

This deed was presented, and, with the certificate annexed, admitted to record.

TESTE:

R. B. Smith, Clerk.

By A. L. Triddy, D. C.

In the Circuit Court of Nansemond County.

B. L. Saunders, trustee,

vs.

Annie D. Hayes et als.

This cause having come on this day to be again heard upon the papers formerly read and upon the report of B. L. Saunders, trustee, to which is annexed vouchers showing a disbursement of the sum of \$96.08, the balance remaining in his hands ^{and} to which is annexed proper vouchers for such disbursements and was argued by counsel.

On consideration whereof, it is ordered, adjudged, and decreed that the said report be and the same is hereby confirmed and nothing further remaining to be done in this cause, it is ordered that the same be and it is hereby stricken from the docket.

I have seen the within
decree and expressly con-
sent to the same.

Arrived, Legist

Enter char. 6. 1915
Jas. M. Moore

Under Book No. 5 -
Page 26

In the Circuit Court of Nensemond County.

B. L. Saunders, trustee,

vs.

Annie D. Hayes, et als.

The separate answer of Walter Hayes, an infant under the age of twenty-one years, but over the age of fourteen years, to-wit, between the age of fourteen and fifteen years, to a bill of complaint exhibited against him by B. L. Saunders, trustee, in the Circuit Court aforesaid.

This respondent reserving to himself the benefit of all just exceptions to the said bill of complaint and for answer thereto or to so much thereof as he is advised that it is material he should answer, answers and says, that he knows but little regarding the subject matter of this cause, but that he believes the same to be regular in all respects and that, after the payment of the cost of this proceeding, the fund should be divided between the three creditors mentioned in the complainant's bill, this respondent believing the said three creditors to be and constitute all the creditors of the said W. J. Hayes, deceased.

And now having fully answered the complainant's bill, this respondent prays to be hence dismissed with his reasonable cost by him in this behalf expended.

Walter Hayes

Respondent.

In the Circuit Court of Nansemond County.

B. L. Saunders, trustee,

vs.

Annie D. Hayes, et als.

The joint and separate answers of Charlie Hayes, Walter Hayes and Ivy Hayes, infants, under the age of twenty-one years by Hugh L. Holland, their guardian ad litem appointed to defend them in this suit to a bill of complaint filed herein by B. L. Saunders, trustee.

These respondents reserving to themselves the benefit of all just exceptions of said bill of complaint for answer thereto or to so much thereof as the undersigned is advised that it is material should be answered by their guardian ad litem, answer and say that, in their judgment, this suit has been regularly and properly instituted; that the three creditors mentioned in the bill of complaint constitute all the creditors of W. J. Hayes, deceased; and that after the payment of the cost of this proceeding, the remaining fund in hand should be divided and distributed between the three said creditors.

And now having fully answered the complainant's bill, these respondents, by their guardian ad litem, pray to be hence dismissed with their reasonable cost by them in this behalf expended.



Guardian ad litem for Charlie,
Walter and Ivy Hayes.

In the Circuit Court of Nansemond County.

B. L. Saunders, trustee,

vs.

Annie D. Hayes, et als.

The joint and separate answers of Annie D. Hayes, J. C. Hayes, and Maggie Hayes, Annie D. Hayes being the widow of W. J. Hayes and the latter two being adult children of said W. J. Hayes, to a bill of complaint filed against them and others in the Circuit Court of Nansemond County by B. L. Saunders, trustee.

These respondents reserving to themselves the benefit of all just exceptions to the bill of complaint for answer thereto or to so much thereof as they are advised that it is material that they should answer, answer and say that, in their judgment, the allegations of the bill are correct and that the fund in the hands of B. L. Saunders, trustee, should be forthwith disbursed according to law by dividing the same, after paying the cost of this proceeding between the three creditors mentioned in the bill filed in this cause, whom, these defendants believe to be the sole and only creditors of the said W. J. Hayes, deceased.

And now having fully answered the complainant's bill, these respondents pray to be hence dismissed with their reasonable cost by them in this behalf expended.

Annie D. Hayes
J. C. Hayes
Maggie A. Hayes

In the Circuit Court of Nansemond County.

B. L. Saunders, trustee,

vs.

Annie D. Hayes et als.

The separate answer of Charlie Hayes, an infant under the age of twenty-one years but over the age of fourteen years, to-wit, of the age of eighteen years to a bill of complaint exhibited against him by B. L. Saunders, trustee, in the Circuit Court aforesaid.

This respondent reserving to himself the benefit of all just exceptions to the said bill of complaint and for answer thereto or to so much thereof as he is advised that it is material he should answer, answers and says, that he knows but little regarding the subject matter of this cause, but that he believes the same to be regular in all respects and that, after the payment of the cost of this proceeding, the fund should be divided between the three creditors mentioned in the complainant's bill, this respondent believing the said three creditors to be and constitute all the creditors of the said W. J. Hayes, deceased.

And now having fully answered the complainant's bill, this respondent prays to be hence dismissed with his reasonable cost by him in this behalf expended.

Charlie Hayes

Respondent.

VIRGINIA

In the Circuit Court of Hansemond County.

B. L. Saunders, trustee,

Vs.

Annie D. Hayes, J. C. Hayes,
Maggie Hayes, Charlie Hayes,
Walter Hayes, and Ivy Hayes,
the last three named defendants being
infants, the first two of whom are
over and the third of whom is under
fourteen years of age, I. O. Hill
and H. B. Cross, partners trading
as I. O. Hill & Co., Robert Babb,
and W. J. E. Bullock.

To George E. Bunting, Clerk.

Issue summons for plaintiff against the defen-
dants to ~~first~~ *third* rules (*third* Monday) in March, 1914.

George E. Bunting

B. L. Saunders, Trustee

p. q.

By counsel.

VIRGINIA

In the Circuit Court of Nansemond County.

B. L. Saunders, trustee,

vs.

Annie D. Hayes, J. C. Hayes,
Maggie Hayes, Charlie Hayes,
Walter Hayes, and Ivy Hayes,
the last three named defen-
dants being infants, the first
two of whom are over and the
third of whom is under fourteen
years of age, I. O. Hill and
H. B. Cross, partners trading
as I. O. Hill & Co., Robert
Babb, and W. J. E. Bullock.

To the Honorable Circuit Court of Nansemond
County:

Your complainant, B. L. Saunders, trustee,
respectfully represents that pursuant to authority of a
certain deed of trust herewith filed marked "Exhibit A"
and prayed to be read as a part of this bill, made by
W. J. Hayes and Annie D. Hayes, his wife, on the 20th day
of January, 1910, and recorded on the 23rd day of
March, 1910, in D. B. No. 67, page 504 in the Clerk's
Office of the County of Nansemond, State of Virginia, to
secure the payment of a certain debt therein mentioned,
(default having been made after due request and demand
for payment) and by direction of the holder of the obliga-
tion therein secured he, on the 5th day of July, 1913, in
front of the Post Office, in Suffolk, Virginia, at 12
o'clock M., after due advertisement in analogy to the
trust deed, sold the trust estate which is bounded and
described as follows: "All that certain tract, piece,
or parcel of land, together with all and singular the
buildings and appurtenances thereon and thereto belonging

situate, lying, and being in Cypress Magisterial District of Nansemond County, Virginia, containing twelve and nine-sixteenths (12 9-16) acres, more or less, it being the same parcel of land of which Thomas Reynolds died seized and possessed, located about three (3) miles from Suffolk, Virginia, and bounded by the lands of Caleb R. Busby's estate, Mrs. Etta Johnson, and R. C. Bunch, the same having been conveyed to the said W. J. Hayes by William Hersey Harrell and Addie May Harrell, his wife, by deed duly recorded in the Clerk's Office aforesaid." to the highest bidder, Grace V. Cross, for the sum of Five Hundred and Fifty (\$550.00) Dollars.

Your complainant further showeth unto the court that of the foregoing \$550.00 he now has to the credit of his trust as aforesaid the sum of \$95.08 which he has not distributed because of the fact that he did not and does not now know who is legally entitled to receive payment of the same, whether an administrator of the decedent, none as yet having been appointed as to the whole, the creditors of the decedent to the extent of their claims and the balance, if any, to the administrator or the heirs of the decedent, or whether the whole to the heirs of the decedent; and that he has made disbursements towards his trust as per voucher hereto attached and asked to be regarded as a part of this bill as follows:

1913.

July 26	By cash from Grace V. Cross for purchase price of property under sale of July 5, 1913.	\$550.00
Nov. 5	To cash paid V. S. Crumpler in settlement of bond secured by trust deed under which property was sold, per voucher	\$128.24

\$550.00 \$128.24

1913.

Nov. 5 To amount brought forward \$550.00 \$128.24

" " To cash paid V. S. Crumpler
in settlement of \$140.00
bond secured by deed of trust
dated the 26th day of January,
1911, and duly recorded in the
Clerk's Office of Nansemond
County, Virginia, in D. B. No.
69, page 327, per voucher. 150.70

" " To cash paid V. S. Crumpler in
settlement of balance due on
bonds secured in deeds of trust
dated respectively January 18,
1911 and March 8, 1912 for the
respective principal amounts of
\$77.25 and \$87.25, per voucher 120.33

1914.

Jan. 16 To cash paid the Suffolk Printing
& Stationery Co., for hand bills
per voucher. 2.00

" " To cash paid J. Walter Hosier
for services as auctioneer
per voucher. 5.00

" " To cash paid Geo. E. Bunting,
Clerk, indemnity charges,
per voucher. 7.50

" " To cash paid Geo. E. Bunting,
Clerk, amount required to
redeem property, having been
sold for delinquent taxes for
1912, per voucher. 4.10

Feb. 17 To cash paid C. R. Fulgam, Treas.,
for 1913 taxes on said property,
per voucher. 3.55

" " To trustee's commissions retain-
ed. 27.50

" " To cash paid Wm. M. Crumpler,
for drawing deed to purchaser,
per voucher. 5.00

\$550.00 \$453.92

" " Amount of balance remain-
ing in hands of trustee. 96.08

\$550.00 \$550.00

And your complainant further sheweth unto the
court that by reason of the facts and circumstances recited

that he does not know how to dispose of the funds now remaining in his hands and he, therefore, respectfully requests that he be instructed in the premises by the court.

Your complainant further sheweth unto the court that from investigation from the widow and the oldest son of the decedent, he has cause to believe that the only parties holding claims against the deceased estate are I. O. Hill & Company, Suffolk, Virginia, Robert Babb, Suffolk, Virginia, and W. J. E. Bullock, Suffolk, Virginia, though there may be other creditors.

In tender consideration whereof and for as much as your complainant is remediless, save in a court of equity, he prays that the said Annie D. Hayes, J. C. Hayes, Maggie Hayes, Charlie Hayes, Walter Hayes, and Ivy Hayes, I. O. Hill and H. B. Cross, partners trading as I. O. Hill & Company, Robert Babb, and W. J. E. Bullock may be made parties defendant to this bill and required, but not on oath to answer the same, the oaths being hereby waived; that a proper guardian ad litem be appointed to represent the infant defendants who, together with such of said infants as may be above the age of fourteen years shall be required to severally answer this bill, but not on oath, the oaths being hereby waived; that, in the event the court thinks it necessary, this cause be referred to one of the commissioners of this court who shall be directed to convene the creditors of the said W. J. Hayes, deceased, in addition to the parties to this suit and who shall state, settle, and report to court the transactions of your complainant or that his said transactions may be
and
stated, settled, by the court; that the said sum of

\$95.08 above mentioned and referred to may be distributed under the order of the court in this cause; that all other proper orders and decrees may be made, inquiries directed, and accounts taken, and that your complainant may have all such further, other, and general relief in the premises as the nature of his case may require or to equity may seem meet.

Notice is hereby given to all parties in interest that the court will be asked to allow complainant's counsel a reasonable fee for his services in and about the conduct of this cause. And your complainant will ever pray etc.

Arthur W. L. Saunders

p. q.

B. L. Saunders Trustee.

Complainant.

By Arthur W. L. Saunders

Counsel.

Bill.

B. L. Saunders,
trustee.

vs.

Annie D. Hayer
et als.

Dated March 16,
1914

W. M. Crumpler, Clerk

OFFICE OF
WILLIAM M. CRUMPLER,
ATTORNEY AND COUNSELLOR AT LAW,
SUFFOLK, VA.

CIRCUIT COURT

SECOND MONDAY IN JANUARY, MARCH, MAY,
JULY AND OCTOBER

HON. JAMES L. McLEMORE, JUDGE
GEO. E. BUNTING, CLERK
S. E. EVERETT, COMMONWEALTH'S ATTORNEY
ALEX. H. BAKER, SHERIFF
C. R. FULGHAM, COUNTY TREASURER
LEE BRITT, COMMISSIONER OF ACCOUNTS

Mansemond County Clerk's Office

SUFFOLK, VA.,

Rule Notes:

B.L. "aunders, Trustee

Plft.

Vs. In Chancery.

Annie D. Hayes et als.

Defts.

Process issued March 7, 1914; returnable to 2nd, March Rules; Third Monday 1914.

2nd, March Rules; Third Monday, Process returned executed
(services accepted). Bill filed & decree nisi.
Hugh H. Holland, appointed guardian ad-litem to infant deft.
Apr. Rules, 1st Monday 1914 Decree nisi confirmed
and cause set for hearing.

RULE NOTES: