1920-008
Nansemond Co (Suffolk) Chancery Causes: Bertha Griggs et al vs Iulia A. Norfleet et als

Pope, Little, Pierce, Williams

Note: Bill not found when cause processed July 2002. mmc

CHANCERY SUMMONS

The Commonwealth of Virginia.

TO THE SHERIFF OF NANSEMOND COUNTY---GREETING:

You are Hereby Commanded to Summon Essie Pope, and A. Pope, her husband, Julia A. Norfleet, Lillian Little, Hugh Little, her husband, Lee Norfleet, Mabel Norfleet, Erma Noefleet, Ethel Griggs and Thelma Griggs, the last two being infants under the age of twenty-one years.

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, 1920 to answer a Bill in Chancery, exhibited against them in the said Court by Bertha Griggs and E.L. Griggs, her husband

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this 27th day of February, 1920, in the 144th year of the Commonwealth.

A Copy---Teste:
G E Bunting Clerk

Teste:
G E Bunting Clerk

W. E. Cohoon for
Essie Pope 1104 E 26th St Norfolk Va

----------p. q.

vs. } In Chancery

19--------

----------Rules

----------Monday.

NANSEMOND COUNTY COURT,

Process Book, No. ----

Page--------

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.

----------Sheriff

CHANCERY SUMMONS

The Commonwealth of Virginia.

TO THE SHERIFF OF NANSEMOND COUNTY---GREETING:

You are Hereby Commanded to Summon Essie Pope, and A. Pope, her husband, Iulia A. Norfleet, Lillian Little, Hugh Little, her husband, Lee Norfleet, Mabel Norfleet, Erma Noefleet, Ethel Griggs and Thelma Griggs, the last two being infants under the age of twenty-one years.

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, 1920 to answer a Bill in Chancery, exhibited against them in the said Court by Bertha Griggs and E. L. Griggs, her husband

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this 27th day of February, 19 20, in the 144th year of the Commonwealth.

~~A Copy---Teste:~~ _____ Clerk

Teste: G. E. Bunting Clerk

Original

S. E. Everett and
Wm. In. Crumpler ..... p. q.

Bertha Griggs & Hus.

vs. } In Chancery

Essie Pope et als

19 20

March Rules

Third Monday.

NANSEMOND COUNTY COURT,

Process Book, No.....

Page.....

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.

.....
Sheriff

CHANCERY SUMMONS.

THE COMMONWEALTH OF VIRGINIA.

TO THE ~~SHERIFF OF NANSEMOND COUNTY~~ Sergeant of the City of Norfolk, Virginia —GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON...Essie. Pope, and. A. Pope, her.... husband., Iulia. A. Norfleet, Lillian. Little., Hugh. Little, her husband, Lee. Norfleet, Mabel. Norfleet., Erma. Norfleet, Ethel. Griggs. and. Thelma. Griggs., the. last. two. being. infants. under. the. age. of. twenty-one. years.....

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...April, 1920....., to answer....a.....Bill in Chancery, exhibited against.....them..... in the said Court by.....Bertha. Griggs. and. E. L. Griggs, her. husband .....

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this.....6th.....day of April....., 19 20.., in the ~~13~~ 144th year of the Commonwealth.

~~A copy—Teste:~~

..... Clerk.

Teste: G. E. Bunting

....., Clerk.

L. T. Pope

ORIGINAL

S.E.Everett & W.M.Crumpler p. q.

Bertha Griggs & hus.

vs. } In Chancery.

Essie Pope et als

1920...

...April.....Rules.

....Third.....Monday.

NANSEMOND COUNTY COURT,

Process Book, No.....

Page.....

Executed this 15 day of April, 1920, by delivering a true copy of the within process to Essie Pope and L. T. Pope her husband, named as defendants in the within mentioned, in the County of Nansemond, State of Virginia.

W. W. Gannon C. S. C.

By O. Saunderson D.C.

~~Sheriff.~~ Deputy

CHANCERY SUMMONS

The Commonwealth of Virginia.

TO THE SHERIFF OF NANSEMOND COUNTY---GREETING:

You are Hereby Commanded to Summon Essie Pope, A. Pope her husband Iulia A. Norfleet, Lillian Little, Hugh Little, her husband, Lee Norfleet, Mabel Norfleet, Erma Norfleet, Ethel Griggs and Thelma Griggs, the last two being infants under the age of twenty-one years.

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, 1920 to answer a Bill in Chancery, exhibited against them in the said Court by Bertha Griggs and E. L. Griggs, her husband

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this 27 th day of February, , 19 20, in the 1344 th year of the Commonwealth.

~~A Copy---Teste:~~ _____ Clerk

Teste: G. E. Bunting Clerk

Executed this 5 day of March, 1920 by delivering a true copy of the within process to Lillian Little, Hugh Little not living at his usual place a true copy was delivering Lillian Little, Hugh Little's wife over 16 years of age who was at his usual place of abode,

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

E. B. Rawles
Sheriff

Original
S. S. Everett and
Wm. M. Cummings p. q.

Martha Griggs & Trustee

vs. } In Chancery

Ossie Pope et als

1920

Rules

Monday.

NANSEMOND COUNTY COURT,

Process Book, No.

Page

By delivering a true Cpy to Inda Norfleet at her usual place of abode. By delivering a true copy for Lee Norfleet Mabel Norfleet, & Emma Norfleet, to Mrs Inda Norfleet their mother at their usual place of abode, Mrs Norfleet being over 16 Year of age.

By delivering a true Copy for Ethel Griggs & Thelma Griggs to E. L. Griggs who is Guardian for Ethel Griggs & Thelma Griggs who are under age and are at his usual place of abode.

E. B. Rawles Sheriff

CHANCERY SUMMONS

The Commonwealth of Virginia.

TO THE SHERIFF OF NANSEMOND COUNTY---GREETING:

You are Hereby Commanded to Summon---Pearle Pope, and A. Pope, her husband, Julia A. Norfleet, Lillian Little, Hugh Little, her husband, Lee Norfleet, Mabel Norfleet, Nemo Norfleet, Ethel Griggs and Thelma Griggs, the last two being infants under the age of twenty-one years.

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, 1920 to answer---a---Bill in Chancery, exhibited against---them---in the said Court by---Bertha Griggs and H. A. Griggs, her husband---

And have then and there this summons.

Witness. G. E. Bunting, Clerk of our said Court, at his office, this---27th---day of---February---, 19-20-, in the 144th year of the Commonwealth.

A Copy---Teste:
G. E. Bunting
---Clerk

Teste:
G. E. Bunting
---Clerk

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.

.....Sheriff

A Copy for
Lo Dahl

.....p. q.

.....

.....

vs. } In Chancery

.....

.....

19.....

.....Rules

.....Monday.

NANSEMOND COUNTY COURT,

Process Book, No.....

Page.....

IN THE CIRCUIT COURT OF MARSHALL COUNTY.

Bertha Griggs and E. L. Griggs.....Complainants.

vs. IN CHANCERY

Iulia A. Norfleet, Essie Pope, A. Pope, Lillian Little, Hugh Little, Lee Norfleet, Mabel Norfleet, Erma Norfleet, and Ethel Griggs and Thelma Griggs, the last two being infants under the age of twenty-one years.....Defendants.

It appearing that the defandants, Ethel Griggs and Thelma Griggs, are infants under fourteen years of age, on motion of counsel instituting this cause, R. Anderson Maxey, a discreet and competent attorney at law is hereby appointed guardian ad litem for such infants.

Bertha Griggs +
E. L. Griggs
vs
Julia A Norfleet, et als

Appointment of
R. Anderson Mapey
Guardian ad litem

Ofz.

Mar. 31, 1920

#5-Eq 551

E. O. Pam 1
1

To Bertha Griggs and E. L. Griggs

and

Julia A. Norfleet, Essie Pope, A. Pope, Lillian Little, Hugh Little, Lee Norfleet, Mabel Norfleet, Irma Norfleet, Ethel Griggs and Thelma Griggs, the last two being infants under the age of 21 years and R. Anderson Maxey, Guardian ad Litem of said infant defendants.

You are hereby notified that on the 5th. day of June 1920, between the hours of 10 A.M. and 5 P.M., at the office of W. M. Crumpler in the American Bank and Trust Company Building in the City of Suffolk Virginia, at which time and place you are required to attend, I shall take, state and settle the following accounts which are to be taken, stated and settled and reported to Court in pursuance of the decree of the Circuit Court for the County of Nansemond, Virginia, rendered on the 21st. day of April 1920 in the suit in Chancery pending in said court to which you are parties plaintiff and defendant, to-wit:

(1) Whether the real estate in the Bill mentioned can be conveniently divided in kind between the several parties entitled to share therein.

(2) If the same can not be conveniently divided in kind, whether any party will take the entire property and pay to the other parties such sums of money as their interests therein may entitle them to.

(3) And if the same can not be conveniently divided in kind, no party being willing to take the entire property and pay to the others their shares, whether the interests of those who are entitled to the said property or its proceeds, will be promoted by a sale of the entire property or by allotment of part and a sale of the residue.

(4) What estate John T. Norfleet had in the property mentioned and described in the Bill of Complaint and whether or not there are any liens of record affecting the said property, either in the name of the decedent or of any of the parties to this suit and whether or not there are any current or delinquent taxes charged or chargeable against the same.

(5) Whether or not all proper persons in this suit are before the Court.

(6) It being suggested to the Court that it is proper that the property should be surveyed previous to advertisement and sale, it is accordingly ordered that the commissioner to whom this cause is referred may have this done, attaching a report of such survey to his report in this cause.

(7) Any other matter or matters, not specially stated or mentioned deemed pertinent by the Commissioner or required by any party to be so stated.

Given under my hand as Commissioner in Chancery of said Court this 27th. day of May 1920.

Bradford Kilby

Commissioner in Chancery.

Essie Pope
A. Pope L.T.
1104 E. 26th St

Executed in the
City of Norfolk Va this
1st day of June 1930
by Serving a Copy hereof
on Essie Pope and
Not finding A Pope,
but finding Essie Pope
Wife of L. T. Pope
Mentioned in the
writ as A. Pope & left
a Copy hereof with
her and gave infor-
mation of its purport
to her.

W M Vannan
City Sgt

By C H Hundleson
Deputy

AUCTION SALE

--- OF ---

Valuable Real Estate

SUFFOLK, VIRGINIA

By virtue of a decree of the Circuit Court of Nansemond County, Virginia, on the 20th. day of July, 1920, in the Chancery Cause therein pending under the name and style of Bertha Griggs, et al. vs Iulia Norfleet, et als., the undersigned, Special Commissioners, will offer for sale at Public Auction to the highest bidder at the corner of the National Bank of Suffolk, Suffolk, Va., on

Saturday, August 7th. 1920

At 12:00 O'clock M.

the following real estate.

All that certain piece, parcel or tract of land situated in Nansemond County, Virginia, and bounded and described as follows: Commencing at a stake on the west side of the NEW ROAD running from Suffolk to Myrtle Station; thence South along the west side of said New Road to the cleared land, about 4 poles: thence South 23½ degrees east, 48 poles, to an angle in said road, thence South 30 degrees east, 47 poles to a corner with the J. T. Willianms land, thence South 15 degrees west, 8 poles, to a corner stake, a corner of this land and lands of J. T. Williams and Mary Jane Copeland; thence North 67½ degrees west, 10½ poles to a pine, a corner with the said Mary J. Copeland and the Josiah Pierce land; thence north 69½ degrees west, 15 poles, to a maple; thence 8 poles to a pine tree; thence North 78 degrees west. 9 poles, thence North 73 degrees, west 41 poles to a pine tree. thence North 76 degrees, west, 12 poles to a white oak: thence North 77½ degrees west, 15 poles to an oak, thence North 78 degrees west, 16 poles to a tree; thence 5 poles to a gum in the swamp; thence in a northwestern direction along the center of the run of said swamp to a point even with a dead oak, marking the line between the said Norfleet land, and the land of Willie Joyner, thence by said dead oak South 76 degrees east 35½ poles, to a pine, thence South 70½ degrees east, 36½ poles to a holly tree, marking the corner of the Joyner land and the Wise Mitchell land and the Norfleet land; thence South 74 degrees east, 20½ poles to a tree; thence South 78 degrees, east, 13 poles to an oak, thence 12½ poles, same direction, to a white oak; thence on 13 poles to a maple; thence on 6 poles to a stake the point of beginning, and containing eighty and 5/10 (80.5) acres. It being the same land of which John T. Norfleet died seized and possessed.

TERMS. One-half cash, and the residue payable one year from the date of sale, with interest on the deferred payment from the said day of sale, title to the said property to be retained until the purchase money is paid in full and conveyance directed by the Court, or if the purchaser or purchasers should elect to do so, he, or they, may pay the whole of the purchase money in cash.

LEE BRITT,
W. M. CRUMPLER,
S. E. EVERETT.

Suffolk, Va., July 20, 1920 — Special Commissioners

Suffolk, Va., July 21, 1920

I, G. E. Bunting, Clerk of the Circuit Court of the County of Nansemond, do certify that Lee Britt, W. M. Crumpler and S. E. Everett, Special Commissioners in the above entitled cause, have given bond as required in said cause with security.

Given under my hand this 21st. day of July. 1920

G. E. Bunting Clerk.

In the Circuit Court of Nansemond County, Virginia-

July Term I920.

Bertha M.Griggs et Al.

VS** In Chancery**

Iulia A.Norfleet et Als.

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

The undersigned Special Commissioners appointed by decree entered on the 20th day of July, I920, in the above styled chancery cause, and under authority of said decree, proceeded to execute the duties thereby enjoined upon them, respectfully report that, after advertisement of the time, terms and place of sale, as required by the said decree, they sold infront of the National Bank of Suffolk, in Suffolk, Virginia, on Saturday, August 7, I920, at I2 M., at public auction, to the highest bidder, the real estate described in the proceedings in this cause as a tract of land situate in Nansemond County, Virginia, being the land of which John T.Norfleet died seized and possessed, containihg eighty and one half(80-I/2) acres, which land is more fully described in a copy of the advertisement of sale thereof filed with this report and made a part hereof.

For which real estate John King, having made the highest bid therefor, became the purchaser thereof for the sum of Seven Thousand, Seven Hunded and Fifty (7750) Dollars. Your Commissioners are advised that the said purchaser has elected to pay cash for the said land, and that he is ready to do so upon the confirmation of the sale to him by the Court, and the execution and delivery of a valid deed by the Special Commissioners, appointed by the Court, conveying the said land to the said purchaser, John King.

Your Commissioners report that they executed the bond required by the said decree before entering upon the discharge of their duties therein stipulated.

Your Commissioners are advised and believe that the said real estate sold for an excellent price and recommend the confirmation of the sale to the said John King.

Respectfully submitted,

Lee A Britt

Special Commissioners.

Suffolk, Va.,

August 9, I920.

Griggs
vs
Northeast

Report of Special Commissioner

Filed Aug. 9th 1920

Bertha Griggs, et al. . . . . Complainants

vs

Iulia A.Norfleet, et als. . . . . Defendants

This cause came on again this day to be heard on the papers formerly read, and on the depositions and report of Bradford Kilby, Commissioner in Chancery, filed the 5th day of June, 1920, to which report there is no exception, and was argued by Counsel.

On Consideration whereof, it is adjudged, ordered and decreed that the said report be confirmed, and that Lee Britt, W.M.Crumpler and S.E.Everett, who are appointed Special Commissioners for the purpose, do, after having advertised the time, place and terms of sale for fifteen days, by posting notices in numerous public places in Nansemond County, and the City of Suffolk, Virginia, proceed to sell before the National Bank of Suffolk, in the city of Suffolk, Virginia, to the highest bidder, all of the following property, to-wit:

All that certain tract, piece or parcel of land, bounded and described as follows: Commencing at astake on the west side of the New Road running from Suffolk to Myrtle Station; thence South along the west side of the said New Road to the cleared land, about 4 poles; thence South 23½ degrees East, 48 poles, to an angle in said road; thence South 30 degrees, East 47 poles to a corner with the J.T.Williams land; thence South, 15 degrees west, 8 poles to a corner stake,a corner of this land and the lands of J.T.Williams and Mary Jane Copeland; thence North 67½ degrees west, 10 5/10 poles to a pine, a corner with the said Mary J.Copeland and the Josiah Pierce land; thence North 69½ degrees west, 15 poles to a maple; thence on 8 poles to a pine tree; thence North 78 degrees west, 9 poles; thence North 73 degrees west, 41 poles to a pine tree; thence North 76 degrees West, 12 poles to a white oak; thence North 77½ degrees west,

15 poles to an oak; thence North 78 degrees west, 16 poles to a tree; thence 5 poles toa gum in the swamp; thence in a north-western direction along the center of the run of said swamp to a point even with a dead oak, marking the line between the said Norfleet land and the land of Willie Joyner; thence by the said dead oak South 76 degrees, east 35½ poles, to a pine; thence South 70½ degrees east, 36½ poles to a holly tree, marking the corner of the Joyner land and the Wise Mitchell land and the Norfleet land; thence South 74 degrees east, 20½ poles to a tree; thence South 78 degrees east, 13 poles to an oak; thence 12½ poles, same direction, to a white oak; thence on 13 poles to a maple; thence on six poles to a stake, the point of beginning, and containing eighty and five-tenths (80 5/10) acres. It being the same property of which John T.Norfleet died seized and possessed.

And it is further adjudged that the said Special Commissioners, Lee Britt, W.M.Crumpler and S.E.Everett, shall sell the said property on the following terms, to-wit: one-half cash and the residue one year from the date of sale,with interest from the date of sale; title to said property to be retained until the purchase money is paid in full and conveyance directed by the Court; or if any purchaser should elect to pay cash, he or they, may pay the whole of the purchase money in cash.

And it is further adjudged, ordered and decreed that the said Lee Britt, W.M.Crumpler and S.E.Everett, Special Commissioners, make a full report to this Court of their proceedings hereunder, taking bonds of the purchaser or purchasers for the credit installments bearing interest from the date of sale and returning said bond or bonds and the voucher of one of the banks of the City of Suffolk, showing the deposit of the cash installments with their report to the Court, and the said Lee Britt, W.M.Crumpler and S.E.Everett, Special Commissioners, shall not

proceed to act under this decree until they shall enter into a joint bond with security ~~in~~ to be approved by the Clerk ~~Office~~ of this Court, payable to the Commonwealth of Virginia in the amount of $8.000. and conditioned upon the faithful discharge of their duties hereunder or under any ~~future~~ decrees in this cause.

It further appearing to the Court from the report of Commissioner Bradford Killby that the true name of Lillian Little is Lilian F. Little and of Mabel Norfleet is May Belle Norfleet, of Essie Pope, is Essie O. Pope and of A. Pope is L. J. Pope, and of Lee Norfleet is Lee Thomas Norfleet and of Hugh Little is Hugh D.G. Little and of Erma Norfleet is Erma A. Norfleet it is hereby ordered that hereafter this cause proceed against them in their true names instead of the names as they appear in the proceedings up to this time.

Bertha Griggs, et al

vs Confirming Com'rs Report

Iulia Griggs, et als

Enter this 20 day of

July, 1920

Jas L McLemore

Entered in Chancery

Order Book, No. 51

Page, No. 278

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

Bertha Griggs and E. L. Griggs.....Complainants

vs.

Iulia A. Norfleet, Easie Pope, A. Pope, Lillian Little, Hugh Little, Lee Norfleet, Mabel Norfleet, Erma Norfleet, and Ethel Griggs and Thelma Griggs, the last two being infants under the age of twenty-one years.....Defendants. In Chancery,

This cause which has been regularly matured at rules came on this day to be heard upon the bill of complaint, in the absence of answers by the adult defendants, The bill is taken for confessed as to them. and upon the answer of R. Anderson Marcy, guardian ad litem, duly assigned for Ethel Griggs and Thelma Griggs, and was argued by counsel. On consideration, whereof, the court doth adjudge, order and decree, that this cause be referred to one of the commissioners of this court who is directed to inquire into and report to the court as follows:

F I R S T

Whether the real estate in the bill mentioned can be conveniently divided in kind, between the several parties entitled to share therein.

S E C O N D

If the same cannot be conveniently divided in kind, whether any party will take the entire property and pay to the other parties such sums of money as their interests therein, may entitle them to;

T H I R D

And if the same cannot be conveniently divided in kind, no party being willing to take the entire property, and pay the others their shares, whether the interest of those who are entitles to the said property or its proceedings, will be promoted by a sale of the entire property or by the allotment of part and a sale of the residue.

F O U R T H

What estate John T. Norfleet had in the property mentioned and described in the bill of complaint, and whether or not there are any liens of record affecting the said property, either in the name of the decedent or any of the parties to this suit, and whether or not there are any current or delinquent taxes charged or chargeable against the same;

F I F T H

Whether or not all proper persons in this suit are before the court;

Which several inquiries the said commissioners shall make and to the court report together with any other matter or matters not specially mentioned or stated, deemed pertinent by himself, or required by any party to be so stated.

~~S I X T H~~

And it being suggested to the court that it is proper that the property should be surveyed previous to advertisement and sale, it is accordingly ordered that the commissioner to whom this cause is referred may have this done, attaching a report of such survey to his report in this cause.

Bertha Griggs et
E. L. Griggs
vs
Julia A. Norfleet et als

Decree

6 Entered April 21st 1920

Jas. L. McLemore
Clerk

#5 = Fig. 200

To Bertha Griggs and E. L. Griggs,

and

Julia A. Norfleet,Essie Pope,A. Pope,Lillian Little,Hugh Little Lee Norfleet,Mabel Norfleet,Erma Norfleet,Ethel Griggs and Thelma Griggs,the last two being infants under the age of 21 years of age and M. Anderson Maxey,Guardian ad Litem of said infants defendants.

You are hereby notified that on the 5th.day of June 1920,between the hours of 10 A.M. and 5 P.M.,at the office of W. M. Crumpler in the American Bank and Trust Company Building in the City of Suffolk,Virginia,at which time and place you are required to attend, I shall take,state and settle the following accounts which are to be taken,stated and settled and reported to Court in pursuance of the decree of the Circuit Court for the County of Nansemond,Virginia, rendered on the 21st.day of April 1920 in the suit in chancery,pending in said court to which you are parties plaintiff and defendant, to-wit:

(1) Whether the real estate in the Bill mentioned can be conveniently divided in kind between the several parties entitled to share therein.

(2) If the same can not be conveniently divided in kind,whether any party will take the entire property and pay to the other parties such sums of money as their interests therein may entitle them to.

(3) And if the same can not be conveniently divided in kind,no party being willing to take the entire property and pay to the others their shares,whether the interests of those who are entitled to the said property or its proceeds,will be promoted by a sale of the entire property or by allotment of part and a sale of the residue.

(4) What estate John T. Norfleet had in the property mentioned and described in the Bill of Complaint and whether or not there are any liens of record affecting the said property,either in the name of the decedent or any of the parties to this suit and whether or not there are any current or delinquent taxes charged or chargeable against the same.

(5) Whether or not all proper persons in this suit are before the court.

(6) It being suggested to the Court that it is proper that the property should be surveyed previous to advertisement and sale,it is accordingly ordered that the commissioner to whom this cause is referred may have this done,attaching a report of such survey to his report in this cause.

(7) Any other matter or matters,not specially mentioned or stated,deemed pertinent by the Commissioner or required by any party to be so stated.

Given under my hand as Commissioner in Chancery of said Court this 27th.day of May 1920.

Bradford Kirby

Commissioner in Chancery.

Sufficient and legal service of the within notice is hereby accepted by us. Bertha Griggs & E. L. Griggs by H. E. Griggs their Atty. M. Anderson Mayes, Guardian ad litem for Ethel Griggs and Thelma Griggs.

Lillian F. Little, H. D. E. Little, Lee Thomas Norfleet, Irma A. Norfleet, May Belle Norfleet, Essie O. Pope, L. P. Pope, Julia A. Norfleet by

Lee Britt
Their attorney

Executed May 29 1922 by delivering a true copy in person to Sudie Norfleet & also delivering a true copy for Emma Norfleet and Mabel who were not found at their usual place of abode to Mrs Sudie Norfleet who I found at their usual place of abode and who is not 16 years of age

By delivering a true copy in person to Lillian Little at her usual place of abode. Virgil Little not being found at his usual place of abode, a true copy of the within notice was left with Lillian Little who is over 16 years of age & found at his usual place of abode.

E. B. Powell Sheriff

Virginia,

Circuit Court for the County of Nansemond,to-wit:

Bertha Griggs and E.L.Griggs)
)
v.) In Chancery.
)
Iulia A. Norfleet and others.)

Commissioner's Office,

Suffolk, Va. June 5th.1920.

To Honorable James L. McLemore,Judge of the Circuit Court for the County of Nansemond:

In pursuance of the decree of the Circuit Court for the County of Nansemond pronounced on the 21st.day of April 1920 in the suit in chancery pending in said court between Bertha Griggs and E.L. Griggs,Complainants and Iulia A. Norfleet and others,Defendants, the undersigned,Bradford Kilby,one of the Commissioners in Chancery of said Court,respectfully reports as follows:

That on the 27th.day of May 1920,your commissioner gave notice to the parties to the said suit that he would proceed on the 5th. day of June 1920 at the office of W.M.Crumpler in the American Bank and Trust Company Building to make the several inquiries required by said decree to be made by one of the Commissioners in Chancery of said Court.

That sufficient and legal service of said notice was served on some of parties to said suit and accepted by others,as will appear by the returns of the Sheriff of Nansemond County on the original of said notice herewith filed and by the endorsement of acceptance on another copy of said notice herewith returned.

That on the 5th.day of June 1920,by agreement of all parties by their attorneys,the said hearing was held at the office of Bradford Kilby,your commissioner,between the hours of 10 A.M. and 5 P.M. in the City of Suffolk,Virginia,and your commissioner at said hearing took the depositions of Josiah G. Pierce,Joseph T. Williams,

and E. L. Griggs, touching said inquiries, which depositions are herewith returned and made a part of this report.

That from the testimony of said witnesses and from information otherwise obtained, your commissioner reports as follows:

(1)

The real estate mentioned in the Bill in this cause can not be conveniently divided in kind between the several parties entitled to sahre therein.

(2)

No party will take the entire property and pay to the other parties such sums of money as their interests therein may entitle them to.

(3)

The interests of those who are entitled to the said property or its proceeds will be promoted by a sale of the entire property rather than by an allotment of part and a sale of the residue.

(4)

John T. Norfleet was the owner in fee-simple of the property mentioned and described in the Bill of Complaint.

There are no liens of record affecting the said property, either in the name of the decedent, John T. Norfleet or any of the parties to this suit. There are no current or delinquent taxes charged or chargeable against this land, save only for year 1920.

(5)

All proper persons in this suit are made parties and are before the court. Sidney T. Norfleet, a son of John T. Norfleet, died in France, intestate and over 21 years of age, and subsequent to death of his father, John T. Norfleet.

(6)

A survey of the land mentioned in the bill has been made by John P. Cowling and is herewith returned as part of this report.

Your commissioner deems it pertinent to state that M. Anderson Maxey,Guardian ad Litem of the infant defendants,Ethel Griggs and Thelma Griggs,,was present at the taking of the depositions submitted with this report.

Your commissioner also deems it pertinent to report that Iulia A. Norfleet,the widow of John T. Norfleet,wishes her dower in the land mentioned in the Bill commuted,as will be seen from her answer filed in this cause. The age of Iulia A. Norfleet is 63 years.

The correct name of Lillian Little,a defendant,is Lillian F. Little. The correct name of Mabel Norfleet is May Belle Norfleet,another defendant.The correct name of Essie Pope,a defendant,is Essie O.Pope. The correct name of "A."Pope,a defendant is L. T. Pope. The correct name of Lee Norfleet,a defendant is Lee Thomas Norfleet. The correct name of Hugh Little,a defendant,is Hugh D.E.Little. The correct name of Erma Norfleet,a defendant,is Irma A. Norfleet.

There is no other matter deemed pertinent by your commissioner or required by any party to be so stated.

Respectfully submitted this 5th day of June 1920.

Bradford Kilby

Commissioner in Chancery.

Comr's fee:$40.

By consent of all parties by their attorneys, or by consent of Anderson Maxey, Guardian ad Litem of the infant defendants, the above accompanying depositions were taken at the office of Bradford Kilby, 926 Washington Square, Suffolk, Va.

Bradford Kilby
Comm. in Chancery.

In the Commissioner's Office,

June 5, 1920

JOSIAH G.PIERCE, being duly sworn, deposes as follows:

BY MR KILBY:

Q. What is your name, age, residence and occupation, and do you know the land mentioned in this suit?

A. Josiah G.Pierce, 69 years old, farmer, living in Nansemond County. I know the land well; it joins mine.

Q. Please state whether or not this land can be conveniently divided in kind, ~~or~~ between the several parties entitled to share therein.

A. No, I don't think it could be cut up that way. There are about 80 acres in all, twenty acres cleared, and the balance in young growth of woodland; has a residence and out house on the farm.

Q. If the same cannot be conveniently divided in kind, state whether the interests of all parties would be promoted by the sale of the entire property rather than by an allotment of some and a sale of the residue.

A. The interests would be promoted by the sale of the entire property. It would bring more money that way.

Q. What estate had John T.Norfleet in this property?

A. I don't know.

Q. Now, Mr.Pierce, I am going to call over the names of all the parties, and you tell me whether they are all that have an interest in the estate; Bertha Griggs, E.L. Griggs, Essie Pope, L.T.Pope, Iulia A.Norfleet,Mabel Nor-

fleet, Lillian Little, Hugh Little, Lee Norfleet, Erma Norfleet, Ethel Griggs and Thelma Griggs. Are there any others?

A. That is all I know anything about.

Q. Is there any other matter which the attorneys wish to ask about?

Mr. BRITT. No.

J. T. Rivers

And further this deponent sayeth not.

J. T. Rivers

JOSEPH.T.WILLIAMS, being duly sworn, deposes as follows:

BY.MR.KILBY.

Give your name, age, residence and occupation, and do you know the land mentioned in this suit?

A. Joseph T.Williams, 57, occupation, farmer, I live in Suffolk, now.

Q. Are you acquainted- you know this land don't you?

A. Yes sir.

Q. Mr.Williams, please state whether this land can be conveniently divided in kind among the several parties entitled to share therein.

A. I don't think it could be.

Q. Give some reasons why you say that.

A. The percent of woodland is too great for what is cleared, and its location, etc., I don't think it would

be advisable to split it. I believe it would bring more money in the whole than in parcels. In fact, don't think it could be divided anyway.

Q. Do you know whether any party will take the entire property, and pay the others for their shares?

A. I don't, but from what appears, I don't think it.

Q. If it cannot be divided in kind, and no party will take the entire property, do you think the interests of all parties to this suit would be promoted by a sale of the entire property rather than an allotment of a part and the sale of the residue?

A. I certainly do.

Q. Do you know what estate John T.Norfleet had in this property?

A. I don't know.

Q. Do you know whether the following are all that have an interest in this suit: Bertha Griggs, E.L.Griggs; Iulia A.Norfleet, Essie Pope; L.T.Pope; Lillian Little, Hugh Little; Lee Norfleet, Mabel Norfleet, Erma Norfleet, Ethel Griggs and Thelma Griggs. Are these all?

A. I expect its all.

Q. Are there any questions the attorneys wish to ask?

MR.EVERETT. Let us get the value.

MR.KILBY. It is not called for in the Reference Decree. What do you think this land is worth, Mr.Williams? Fee simple value?

A. I would judge around $6,500.00 would be a fair price for the farm.

MR.EVERETT. What would it rent for?

A. Rent for a mighty little; such a small proportion of cleared land. Not over $200.00 per year; that would not be more than $10.00 per acre.

Mr.CRUMPLER. How much cleared land?

A. Not over twenty acres.

And further this deponent sayeth not.

J. T. Williams

E.L.GRIGGS, being duly sworn, deposes as follows:

BY MR KILBY. Give your name, age residence, and occupation.

A. E.L.Griggs, 37, Nansemond County, Farmer.

Q. You know this land?

A. Yes sir.

Q. Do you live on the farm?

A. No sir, I live on a farm, but I don't live on that.

Q. I meant this particular farm?

A. No sir.

Q. Mr Griggs, do you think that the real estate in this suit can be conveniently divided in kind amongst the parties entitled to share therein?

A. I don't think it could be divided, because the field is right in one corner,and that is the back portion ; the farm sits right in one corner and the house is in the back by the woods. You couldn't divide and give any clear land, and I don't think it could be divided and give satisfaction

Q. About how much is cleared?

A. Mr.Cowling states there is about 18½ acres,the way he mapped it out.

Q. The balance is how?

A Wood land.

Q. Has it been cut over?

A. Yes sir

Q It is young growth?

A. Yes sir; this is young growth; been cut over since the old man died. I helped to see about it. I sold it for her

Q. Will any party take the entire propertyand pay the other parties such sums of money as their interest may entitle them to?

A. I don't know as they would.

Q. You don't want to buy it yourself?

A. I don't want to buy it any particular. If it is sold, I don't know what change might be.

Q. Do you think that the interest of all the parties would be promoted by the sale of the entire property rather than an allotment of part,and the sale of the residue?

A. I think it would bring more money in the whole.

Q. What estate did John T.Norfleet have in this property?

A. He owned it. He bought it. He owned it before he was married. I heard him say how he bought it.

Q. He owned it in fee simple?

A. Yes sir.

Q. I will call over the names of all parties and see if they are all interested in it. Bertha Griggs, E.L.Griggs, Iulia A.Norfleet, Lillian Little, Hugh Little, Essie Pope, L.T.

P

Pope. Lee Norfleet, Mabel Norfleet, Erma Norfleet, Ethel Griggs, Thelma Griggs.

Are they all?

A. Yes sir.

Q. Any other matter deemed pertinent?

MR.EVERETT.

What interest have you in this property, Mr.Griggs? You married two daughters of John T.Norfleet, did you not?

A. Yes sir, I married two daughters, Eula Griggs was the first. She had two children, Ethel and Thelma, and after her death I married Bertha. I have only my courtesy right in the interest of my wife.

Mr.Everett.

What do you think this property is worth?

A. I think it is a place that would sell for somewhere between six and seven thousand dollars. Now how come me to say that Mr.Johnson, the man that has bought it, he was to give $8,000.00 to the heirs, and they said there was thirty or thirty-five acres cleared, but he went and looked it over and said he would not have got out on it as his judgment said there wasn't more than twenty acres cleared. He said that was too much money for the acreage cleared.

MR.BRITT. Mr Griggs, when did Mr.John T.Norfleet die?

A. When did he die? I forget the month, but he's been dead about five years.

Q. When did your wife die?

A. Eula? She died-- I think she's been dead about six years

Mr.Britt. Did she die after the death of Mr.John T.Norfleet?

A. She died about two months before Mr.John T.Norfleet; died at his house; was taken worse there.

Q. MR.KILBY.

Mrs.Iulia A.Norfleet is the wife and living?

A. Yes sir.

Q. How old is she?

A. I think she said she was 63 years old.

Q. Do you know, Mr.Griggs, whether she wants her dower in kind or wants it commuted?

A. I went up there the other day,and suggested giving it to her her life time; we would agree to that, and she said she wouldn't accept it. She said she had it to do as she pleased, and she defied any man to go there and do anything with it. Then my horse ran away,and so we didn't talk any more.

MR.BRITT. Mrs.Norfleet has answered that question in her Answer to the bill.

MR.GRIGGS.

It has been said that I objected to her using wood from that property, but I have never objected to the widow making use of the wood or timber, and really assisted her in selling piles and wood. Mr.Crumpler knows that. I went to him about it.

Mr.Kilby. A survey has been made of this property, has it?

Mr.Crumpler. Yes, I will turn it over to you.

Mr.Britt. What is the date of the Decree of Reference?

Mr.KILBY. 21st day of April.

MR.EVERETT.

Mr.Griggs, are you sure there is no complainant in this case that would take this property, or any two of them that would take it and pay for it?

A. No sir, I have never heard anyone say a word about it. I have never heard any of the heirs say whether they wanted it or not.

And further this deponent sayeth not.

E. L. Griggs

Commissioner's Report.

Bertha Griggs et al.

v.

Julia A. Norfleet et als.

Report of Bradford Kilby,
Commissioner in Chancery ,
under decree of April 21,
1920.

Filed June 5th 1920.

W. E. Bunting

Clerk.

By Ruby V. Bunting p.c.

BRADFORD KILBY
Attorney at Law
SUFFOLK, VIRGINIA.

Baltimore Office Supply Company, Baltimore, Md.

Whereas Benjiman D. Smith, by his Deed of Trust dated the 13th day of October, 1865 and duly recorded on the same day in the Clerk's Office of Nansemond County Court and re-recorded on the 27th day of July 1866), did in order to secure in the first place to Edith Holladay the sum of $1980, and then other amounts to other parties, as therein set forth, convey to Peter B. Prentis, the trustee therein named, among other things the following property to-wit:

One divided half of a certain tract of land in said County, containing 50 acres more or less, adjoining I.O. Luke, Albert Smith and Cohoon's mill-pond, and is the land which the said Smith purchased of Etheldred Marvel, by deed of the 12th day of January, 1855, and whereas the said Edith Holloday by her deed dated the 29th day of December, 1855 and duly recorded in the Clerk's Office aforesaid on the 27th day of January, 1866, conveyed her claim of $1980, and all interest thereon to Archibald Riddick as the trustee for the separate use, livelihood and support of Fannie R. Smith, the wife of said Benjamin D. Smith, free and clear of and from all debts, and contracts of every description whatever, of her said husband, with power to the said Fannie R. Smith to make such disposition of said sum of money, either by Deed, last will and testament, or any other writing she may deem proper, provided that the said Deed, will or other writing be executed in the presence of at least two witnesses, and whereas the said Fannie R. Smith, to-gether with her husband the said Benjamin D. Smith by this deed dated the 9th day of January 1865 and duly recorded in the Clerk's Office aforesaid on the 23rd day January, 1868, did direct the said Peter B. Prentis to make sale of all the land mentioned in the Deed of Trust, first hereinabove recited as he may deem best (Not withstanding any stray law of other matters which require consent to make such sale) and out of the proceeds thereof, pay to Archibald Riddick

trustee , as aforesaid any moneys he may receive and also directing the said Archibald Riddick, trustee, as aforesaid, to pay over such moneys to John R. Kilby, agent, and attorney for Willis E. Cohoon, for the purposes therein named; and whereas the said Peter B. Prentis be sold the land herein before described to John T. Norfleet, for the sum of $175, Now therefore, this Deed made this 24th day of November, A.D. 1870, between the said, Peter B. Prentis and the said Archibald Riddick, Trustees as aforesaid of the one part, and the said John T. Norfleet of the other part, Witnesseth: That in consideration of the premises aforesaid and of the sum of $175 , the said Peter B. Prentis and Archibald, trustee's as aforesaid, do and each of them doth grant with SPECIAL WARRANTY, unto the said John T. Norfleet, the land herein before described, sold as aforesaid, Witness the following Signatures and seals.

Peter B. Prentis, Trustee, (Seal)

Archibald Riddick, Trustee (Seal)

In the Clerk's Office of Nansemond County Court, the 24th day of November, 1870.

This Deed was acknowledged by Peter B. Prentis, and Archibald Riddick, trustee's and thereupon admitted to record. (The requisite stamp of 50¢ having been affixed and cancelled.

Teste:

Peter B. Prentis , Clerk.

THIS DEED, Made this 6th day of July 1901, between R.H. Rawls Trustee, of Suffolk, Virginia, of the first part, and John T. Norfleet of Nansemond County, Virginia, of the second part- Whereas Sallie Simmons and others by deed bearing date on the 17th day of April 1900 and recorded in the Clerk's Office of Nansemond County Court in D.B. 46 page 205, did convey to the said R.H. Rawles, trustee in trust to secure to A.L. Smith the payment of a certain sum of money therein specified, the following the real estate to-wit:

All that certain tract of land situated in Chuckatuck district in Nansemond County, Virginia, containing ten (10) acres more or less and bounded and described as follows: beginning at an old White Oak stump, a corner on Nelson Porter's line, thence running west to John T. Norfleet's line a corner pine; thence running North on siad Norfleet's line to a pine on Elisha Rawles line a corner; thence running east on said Rawles line to a small post oak a corner on Harriett Redd's line, and thence running South to the point of beginning.

By which deed of trust the said Trustee, R.H. Rawles was empowered on the failure of the said Sallie Simmons to pay the sum of money therein mentioned, or any part thereof, when the same should become due and payable to sell the above described property for the purposes of the said trust and whereas default having been made in the payment of the whole of the said sum of money, the said trustee, in execution of the trust aforesaid being thereto required by the beneficiary, did on the 22nd day of June 1901 after giving twelve days notice of the time, place and terms of sale by hand-bills duly posted in many public places in said county expose to sale by public auction to the highest bidder the property above described real estate.

At which sale the said John T. Norfleet having made the highest bid therefor became the purchaser of the said property at the price of seventy-five ($75) dollars, and having com-

plied with the terms of sale hath requested that the same be now conveyed to him, the said John T. Norfleet.

This Deed therefore Witnesseth: that the said R.H. Rawles trustee as aforesaid in the performance of his duties as trustee and in consideration of the sum of seventy-five ($75) Dollars paid or secured to be paid doth grant with SPECIAL WARRANTY, unto the said John T. Norfleet the said property herein before referred to and described.

Witness the following signature and seal.

R.H. Rawles (Seal)

STATE OF VIRGINIA
to-wit:
COUNTY OF NANSEMOND

I, E.E. Holland, a Notary Public for the County aforesaid, in the State of Virginia, do certify that R.H. Rawles trustee, whose name is signed to the foregoing writing bearing date the 6th day of July, 1910, has acknowledged the same before me in my County aforesaid.

Given under my hand this 6th day of July, 1901.

E.E. Holland N.P.

Virginia:

In the Clerk's Office of Nansemond County Court the 8th day of July, 1901, this deed was presented, and with the certificate annexed admitted to record.

Teste:

S.M. Lawrence Deputy

for R.R. Smith, Clerk.

D.B. 3 Page 135.

THIS DEED, Made this seventh day of February in the year one thousand eight hundred and seventy-two, between Elisha Rawles (of E) and Martha E. , his wife of Nansemond County, State of Virginia of the first part, and John T. Norfleet of the same place of the second part-

WITNESSETH: That in consideration of the sum of one hundred fifty ($150) Dollars the said Elisha Rawles (of E,) and Martha E. his wife do grant unto the said John T. Norfleet with GENERAL WARRANTY all that tract, piece or parcel of land situated, lying and being in the county aforesaid, estimated to contain twenty five (25) acres, more or less and bounded as follows: on the East by the other lands of Elisha Rawls (of E), on the North by the lands of said John T. Norfleet and on the South and West by the lands of Francis Marvell's Estate, the land hereby sold being the Western portion of the land and plantation on which the said Elisha Rawles (of E) resides, and lying on the West side of the Mavel path.

The said Elisha Rawles (of E) covenants that he has the right to convey the said land to the grantee; that he has done no act to encumber the said land; that the grantee shall have quiet possession of the said land free from all encumbrances , and that they the said parties of the first part , will execute such further assurances of the siad land as may be requisite.

Witness the following signatures and seals.

Witness — Elisha x his mark) Rawles (of E) (Seal)

Theodore B. Garnett for — Martha E x his mark) Rawles (Seal)

STATE OF VIRGINIA to-wit:

COUNTY OF NANSEMOND

I, PeterB. Prentis, a Notary Rawles (of E) whose name is signed tothe writing hereto annexed, bearing date on the 7th day of February, 1872, has acknowledged the same before me in my

county aforesaid.

Given by my hand this 7th day of February , 1872.

Peter B. Prentis

Notary Public.

STATE OF VIRGINIA

COUNTY OF NANSEMOND to wit:

I, Peter B. Prentis a Notary Public for the County of Nansemond , do certify that Martha E. Rawles the wife of Elisha Rawles (of E) whose names are signed to the writing hereto annexed bearing date on the 7th day of February, 1872, personally appeared before me in the County aforesaid and being examined by me apart from her husband, and having the writing aforesaid fully explained to her, she the said Martha E. Rawles acknowledged the said writing to be her act and declared that she had willingly executed the same, and does not wish to retract it.

Given under my hand the 7th day of February, 1872.

Peter B. Prentis.

Notary Public.

In the Clerk's Office of Nansemond County Court, February 19th, 1872.

Thid Deed was received and with the certificate annexed , admitted to record , the requisite Int. Rev- Stamp of 50¢ being attached and cancelled.

Teste:

Willie E. Cohun Clerk.

Bertha Griggs, et al.,. . . . . .Complainants

vs

Iulia A.Norfleet, et als. , ... Defendants

This cause came on again this day to be heard on the papers formerly read and on the report of Lee Britt, Wm.M.Crumpler and S.E.Everett, Special Commissioners, this day filed, to which report there is no exception, and was argued by counsel.

On consideration whereof, the Court, approving and confirming said report, doth adjudge, order and decree, that upon the payment by John King, purchaser at the said sale by the said Commissioners, of the sum of Seven Thousand, Seven Hundred and Fifty ($7,750.00) Dollars, the said sum being the amount for which the said tract of land hereinafter described, was struck off at said sale, the said Commissioners, Lee Britt, Wm.M.Crumpler and S.E.Everett convey, with special warranty, to the said John King, the following described property:

All that certain tract, piece or parcel of land, bounded and described as follows; commencing at a stake on the west side of the New Road running from Suffolk to Myrtle Station; thence South along the west side of the New Road to the cleared land , about 4 poles; thence South 23½ degrees East 48 poles, to an angle in said road; thence South 30 degrees, East 47 poles to a corner with the J.T.Williams land; thence South 15 degrees west, 8 poles to a corner stake, a corner of this land, and the lands of J.T.WIlliams and Mary Jane Copeland; thence North 67½ degrees, 10 5/10 poles to a pine, a corner with the said Mary J.Copeland and the Josiah Pierce land; thence North,69½degrees, west 15 poles to a maple; thence on 8 poles to a pine; tree; thence North 78 degrees, west 9 poles; thence North 73 degrees,west 41 poles to a pine tree; thence North 76 degrees, west 12 poles to a white oak; thence North 77½ degrees west 15 poles to an oak; thence North 78 degrees, west 16 poles to a tree; thence 5 poles to a gum in the swamp; thence in a north-

western direction along the center of the run of said swamp to a point even with a dead oak, marking the line between the said Norfleet land and the land of Willie Joyner; thence by the said dead oak South 76 degrees, east 35½ poles to a pine; thence South 70½ degrees east 36½ poles to a holly tree, marking the corner of the Joyner land and the Wise Mitchell land and the Norfleet land; thence South 74 degrees, east 20½ poles to a tree; thence South 78 degrees , east 13 poles, to an oak; thence 12½ poles, same direction, to a white oak; thence on 13 poles to a maple; thence on six poles to a stake, the point of beginning, and containing eighty and five-tenths (80 5/10) acres. It being the same property of which John T.Norfleet died seized and possessed.

And it is further adjudged, ordered and decreed that the said Special Commissioners deposit the said purchase price in one of the banks of the City of Suffolk, Virginia, to the credit of this suit, and pay out of said funds the costs of this suit, and the fee of $60.00 to counsel for instituting and conducting this suit, to be paid out of the shares to which the infants in said suit are entitled, and then pay the adults according to their respective shares; and the shares of the infants are to remain in Bank at interest, subject to the further orders of the Court.

Bertha Griggs, et al

vs DECREE

Iulia Norfleet, et al

Enter this 9th day of

August, 1920

Jno L McInnis

Entered in Chancery Order

Book, No. 5

Page No. 286

In the Circuit Court of the County of Nansemond, Virginia-

Bertha Griggs et al-

VS** In Chancery**

Iulia A. Norfleet et als-

The joint and separate answers of Lillian F. Little, nee Norfleet, H.D.E. Little, her husband, Lee Thomas Norfleet, Mary Belle Norfleet, Essie O. Pope, L.T. Pope, her husband, and Irma A. Norfleet, adults, to a bill of complaint filed against them and others in the Circuit Court of Nansemond County, Virginia, by Bertha Griggs and E.L. Griggs.

These respondents reserving to themselves the benefit of all just exceptions to the said bill of complaint, for answer thereto, answer and say:-

That they believe the real estate described in the said bill is not susceptible of division in kind and partition among the parties entitled thereto, without injury to their respective rights and interests therein, and do not object to the sale of the said real estate and division of the proceeds of such sale among those legally entitled thereto, and in accordance with the statute law of Virginia.

That they are advised that the widow of the said John T. Norfleet, deceased, ~~this respondent~~, is willing to have her dower interest in the said real estate commuted and to receive her interest therein in money, according to the statute of Virginia.

These respondents further answer and reply to said bill, and deny that they, or their interests in said land, or proceeds from the sale of said real estate representing such interests are ~~not~~ chargeable with any fee to the counsel for complainants for services in these proceedings, except as to the proportionate part of the taxed attorney's fee in the said cause.

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

Lillian F (~~Knotted~~) Little
Lee Thomas Norfleet
Maybell Norfleet
Irma A. Norfleet
Essie O. Pope
L T Pope
H D E Little

Suffolk, Va.,

May 29, 1920.

Lee Britt

Counsel

Bertha Griggs et Al.

VS** In Chancery**

Iulia A.Norfleet et Als.

Answer of Lillian F.Little et Als.

Filed June 9, 1920.

S. D. Embry.

Clerk

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

Bertha Griggs and E. L. Griggs.....Complainants

vs.

In Chancery

Iulia A. Norfleet, Essie Pope, A. Pope, Lillian Little, Hugh Little, Lee Norfleet, Mabel Norfleet, Erma Norfleet, and Ethel Griggs and Thelma Griggs, the last two being infants under the age of twenty-one years.....Defendants.

The answer of M. Anderson Maxey, guardian ad litem, appointed to defend the infants, Ethel Griggs and Thelma Griggs, in this suit.

This respondent reserving to himself the benefit of all just exceptions to the said bill of complaint for answer thereto or to so much thereof as he is advised that it is material that he should answer, answers and says:

That said infants are of tender years and are respectively under fourteen years of age. That by reason of their infancy they are incapable of taking care of their interests herein; and he, therefore, commends them, their rights, their interest to the protection of the court, and prays that no decree may be entered that will tend to their prejudice.

And now having fully answered the complainants bill, this respondent prays to be hence dismissed on behalf of said infants with their reasonable costs by them in this behalfincurred or exponded.

M. Anderson Maxey
Guardian ad litem for
Ethel Griggs and Thelma Griggs.

State of Virginia,
City of Suffolk, to-wit:

M. Anderson Maxey, guardian ad litem, for Ethel Griggs and Thelma Griggs, infants, in his proper person, being duly sworn, says that the facts and allegations contained in his above answer are true, except so far as they are therein stated to be on information, and to the extent that they are so stated

upon information, he believes them to be true.

M. Anderson Mayer
Guardian ad litem for
Ethel Griggs and Thelma Griggs.

Taken, sworn to, and subscribed before me, William M. Crumpler, a Notary Public, in and for the City and State aforesaid, in the City of Suffolk, within the State of Virginia, this 31st day of March, 1920.

My term of office expires on the 7th day of December, 1921.

William M. Crumpler N.P.

Bertha Griggs
+ E. L. Griggs

vs

Julia A. Norfleet, et als

Answer of Guardian
ad litem

In the Circuit Court of the County of Nansemond,Virginia-

Bertha Griggs et al-

VS** In Chancery**

Iulia A.Norfleet et als.

The separate answer of Iulia A.Norfleet,widow of John T.Norfleet,deceaseed, to a bill of complaint filed against her and others in the Circuit Court of Nansemond County,Virginia by Bertha Griggs andc E.L.Griggs.

This respondent reserving to herself the benefit of all just exceptions to the said bill of complaint,for answenthereto,answers and says:-

That she believes the real estate described in the said bill is not susceptible of division in kind and partition among the parties entitled thereto without injury to their resmctive interests therein,and does not object to the sale of said real estate and division of the proceeds of such sale among those legally entitled thereto,in accordance with law, and that she is willing to have her dower right in said land commuhed and to receive her said dower interest therein paid to her in money.

This respondent further answers and replies to said bill, and hence that her dower interest in said land is in any way chargeable with any fee to counsel for complainants in these proceedings.And now having fully answered the bill of the said complainants,this respondent prays to be hence dismissed. with her reasonable costs by her in this behalf expended.

Iulia A Norfleet

Suffolk,Va.,
May 29,1920.

Lee Britt

Counsel.

Bertha Griggs et al.

VS** In Chancery**

Iulia A.Norfleet et Als.

Answer of Iulia A.Norfleet.

Filed June 9. 1920

G. E. Sanford

Clerk

TO THE CLERK OF THE CIRCUIT COURT OF NANSEMOND COUNTY:

Please issue process in the following suit:

~~Essie Pope and Alfonso Pope, her husband~~,

Bertha Griggs and W.L.Griggs, her husband,. . . . . Complainants

vs In Chancery

Essie Pope, ~~alfonso~~ A. Pope

Iulia A.Norfleet, Lillian Little, Hugh Little, her husband, Lee Norfleet, Mabel Norfleet, Erma Norfleet, and Ethel Griggs and Thelma Griggs, the last two being infants under the age of twentyone years. . . . . Defendants

Issue process to ~~February~~ March Rules, Third Monday, 1920

S. B. Brevett and
[illegible] ---Atty s.

Rule Notes:

No deposit

February ~~13~~, 1920, process issued, returnable to Third Monday, ~~rebruary~~ March, 1920

Memo.
&
Rule Nisi