

1929-025

Nansemond County (Suffolk)

Chancery Causes: Petition of G.A. Harris, admr

Smith

STATE OF VIRGINIA,
CITY OF SUFFOLK, to-wit:

This day personally appeared before me, Minnie
Lavine, a Notary Public for the City and State aforesaid,
Fannie J. Smith, and made oath that she is the widow of Ernest
E. Smith; that the said Ernest E. Smith died on or about the
27th day of July, 1927; that he did not owe any debts at the
time of his death; that his funeral expenses, doctors' bills,
etc., have been paid in full by me.

Fannie J. Smith

Subscribed and sworn to before me this 5th
day of April, 1929.

Minnie Lavine
Notary Public.

VIRGINIA: IN THE CIRCUIT COURT
OF NANSEMOND COUNTY.

In the Matter of
G. A. Harris, Administrator of
the Estate of Ernest E. Smith
and Guardian of Ruby M. Smith
and Louise V. Smith.

.....

A F F I D A V I T

J. L. M.

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

In the Matter of)
G. A. Harris, Administrator)
of the Estate of Ernest E.)
Smith, deceased, and Guardian)
of Ruby M. Smith and Louise V.)
Smith)

TO RUBY M. SMITH and LOUISE V. SMITH:

Please take notice that on Thursday, May 16th, at ten o'clock A. M., the undersigned will file a petition in the Circuit Court of Nansemond County, Virginia, praying the said court for authority to pay to Fannie J. Smith, mother of Ruby M. Smith and Louise V. Smith, the sum of \$178.09, each, to be used for your maintenance and support.

Respectfully,

G. A. Harris
Guardian of Ruby M. Smith
and Louise V. Smith.

Entered the foregoing by notice this 10th day of May 1929, by delivering a true copy of the thereof to Ruby M. and Louise V. Smith in Nansemond County Virginia.

R. J. Norfleet

This day personally appeared before me, G. A. Harris, a Notary Public for the County of Nansemond in the State of Virginia, R. J. Norfleet, and made oath that he executed the foregoing notice and that he has no interest in the subject matter thereof.

Given under my hand this 11th day of May 1929.

G. A. Harris
Notary Public
My Comm. expires Dec. 22 1930.

VIRGINIA: IN THE CIRCUIT
COURT OF NANSEMOND COUNTY.

In the Matter of
G. A. HARRIS; ADMINISTRATOR OF
THE ESTATE OF ERNEST E. SMITH
AND GUARDIAN OF RUBY M. SMITH
AND LOUISE V. SMITH.

.....

NOTICE

1929. June 7. filed.
J.M.

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

In the Matter of)
G. A. HARRIS, ADMINISTRATOR OF)
THE ESTATE OF ERNEST E. SMITH,)
DECEASED, AND GUARDIAN OF RUBY)
M. SMITH AND LOUISE V. SMITH.)

THIS CAUSE came on again to be heard on the petition formerly read and upon the report of G. A. Harris, Administrator of the Estate of Ernest E. Smith, deceased, and Guardian of Ruby M. Smith and Louise V. Smith, which report bears date the 8th day of June, 1929, and this day filed, to which report no exception has been taken; and was argued by counsel.

On consideration whereof, it appearing to the Court from the said report that G. A. Harris, Administrator and Guardian as aforesaid, has made the following disbursements:

To amount on hand.....	\$800.00
By amount paid Paul J. Powell, Clerk, covering fees for qualification of G. A. Harris, as administrator of the Estate of Ernest E. Smith.....	\$ 5.50
By amount paid Paul J. Powell, Clerk, covering fees for qualification of G. A. Harris, as guardian of Ruby M. Smith and Louise V. Smith.....	2.25
By amount paid G. A. Harris, adminis- trator and guardian, representing 5% commission on \$800.00.....	40.00
By amount paid Suffolk News for pub- lishing qualification of G. A. Harris, administrator.....	4.00
By amount paid Paul J. Powell, Clerk, covering court costs in this proceeding	1.00
By amount paid Fannie J. Smith to reimburse her for money advanced to pay funeral expense of Ernest E. Smith...	251.55
By amount paid Fannie J. Smith (who is 42 years of age), representing her dower interest in the whole of \$800.00..	140.52
By amount paid Fannie J. Smith, mother of Ruby M. Smith and Louise V. Smith, representing the infants distributive share in the whole of said funds.....	355.18
	\$800.00
	\$800.00

It is therefore adjudged, ordered and decreed that the said report be, and it is hereby, confirmed.

Nothing further appearing to be done in this cause, it is ordered that same be stricken from the docket.

VIRGINIA: IN THE CIRCUIT
COURT OF NANSEMOND COUNTY.

In the Matter of
G. A. HARRIS, ADMINISTRATOR OF
THE ESTATE OF ERNEST E. SMITH,
DECEASED, AND GUARDIAN OF RUBY
M. SMITH AND LOUISE V. SMITH.

.....

D E C R E E

Entered this 29. day of June, 1929.


Judge.

Chancery Order Book
No. 6 Page 253

\$140.52 RECEIVED this 8th day of June, 1929, of G. A. Harris,
Administrator of the Estate of Ernest E. Smith, deceased, and
Guardian of Ruby M. Smith and Louise V. Smith, the sum of \$140.52,
representing the full payment of my dower interest in the Estate
of Ernest E. Smith, deceased.

Witness

R. J. Norfleet

Louise J. Smith

\$355.18 RECEIVED this 8th day of June, 1929, of G. A. Harris,
Administrator of the Estate of Ernest E. Smith, deceased, and
Guardian of Ruby M. Smith and Louise V. Smith, the sum of \$355.18,
representing the amount due the said Ruby M. Smith and Louise V.
Smith from the estate of their father, the late Ernest E. Smith,
which is to be used by me for their maintenance, education and
support.

Witness
R. J. Korfleek

Ernest E. Smith

\$251.55 RECEIVED this 8th day of June, 1929, of G. A. Harris,
Administrator of the Estate of Ernest E. Smith, deceased, the sum
of \$251.55, in full settlement of my claim against the estate of
the said Ernest E. Smith on account of having advanced money to
pay the funeral expense, etc.

Witness
R. J. Woodfleeth

Lannie J. Smith

MR. G. A. Harris

TO PAUL J. POWELL, CLERK CIRCUIT COURT
OF NANSEMOND COUNTY
SUFFOLK, VA.,

1929 May 16

~~TAX, \$~~

~~TRANSFER, \$~~

~~FEE, \$~~

RECORDING

~~DEED FROM~~

TO

Qualifying an estate of Trust E. Smith dec'd

5.50

Paid

May 14

1929

By

Paul J. Powell
M. K. Lockwood

Clerk

D. C.

1875
1876
4

MR. G. C. Harris

TO PAUL J. POWELL, CLERK CIRCUIT COURT
OF NANSEMOND COUNTY
SUFFOLK. VA..

1929 Mar. 16th

~~TAX, \$~~

~~TRANSFER, \$~~

~~FEE, \$~~

~~RECORDING~~

~~DEED FROM~~

~~TO~~

*Qualifying as Guardian of Ruby J. Smith
and Louise V. Smith*

2.2.5

Paid

May 14

1929

By

*Paul J. Powell
M. K. Gardner*

Clerk

D. C.

TO WHOM IT MAY CONCERN:

This is to give notice that the undersigned has qualified as Administrator of the Estate of Ernest E. Smith, deceased. All persons indebted to the said Ernest E. Smith, will please come forward and settle, and all persons having claims against the said Estate should present them to the undersigned, properly certified.

G. A. HARRIS, Administrator,
Third Floor, National Bank of
Suffolk, Suffolk, Virginia.

APR 8

1909

TO WHOM IT MAY CONCERN:

This is to give notice that the undersigned has qualified as Administrator of the Estate of Ernest E. Smith, deceased. All persons indebted to the said Ernest E. Smith, will please come forward and settle and all persons having claims against the said Estate should present them to the undersigned, properly certified.

G. A. HARRIS, Administrator,
Third Floor, National Bank of
Suffolk, Suffolk, Virginia.

4-6-4t.

TO WHOM IT MAY CONCERN:

This is to give notice that the undersigned has qualified as Administrator of the Estate of Ernest E. Smith, deceased. All persons indebted to the said Ernest E. Smith will please come forward and settle, and all persons having claims against the said Estate should present them to the undersigned, properly certified.

G. A. HARRIS, Administrator,
Third Floor, National Bank of
Suffolk, Suffolk, Virginia.

4-6-4t.

1924

7

TO WHOM IT MAY CONCERN:

This is to give notice that the undersigned has qualified as Administrator of the Estate of Ernest E. Smith, deceased. All persons indebted to the said Ernest E. Smith, will please come forward and settle, and all persons having claims against the said Estate should present them to the undersigned, properly certified.

G. A. HARRIS, Administrator

Third Floor, National Bank of

APR 8 1929
Suffolk, Suffolk, Virginia.

Suffolk, Va.,....., 192....

APR 30 1929

G. A. Harris, Atty.,.....

.....City.....

To Suffolk News Company, Inc., Dr.

153 S. Main Street

Publisher THE SUFFOLK NEWS-HERALD

MONTH

APR 30 1929

Date	Inches	Words	Lines
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Total	8		

To Balance.....\$.....

To Inches.....8.....@50¢\$4.00.....

To Words.....@.....\$.....

To Lines.....@.....\$.....

To\$.....

To\$.....

TOTAL.....\$4.00.....

251.00
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300.00
550.00
225.00
400.00
1175.00
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51.15
6/11/29
m L Hest

800.00
303.30
596.70

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

In the Matter of)
G. A. HARRIS, ADMINISTRATOR OF)
THE ESTATE OF ERNEST E. SMITH,)
DECEASED, AND GUARDIAN OF RUBY)
M. SMITH AND LOUISE V. SMITH.)

TO THE HON. JAMES L. McLEMORE, JUDGE OF SAID COURT:

The undersigned, as administrator of the Estate of Ernest E. Smith, deceased, and guardian of Ruby M. Smith and Louise V. Smith, begs to report to the Court that, in pursuance of an order entered by this Court on the 7th day of June, 1929, he has made the following disbursements:

To amount on hand.....	\$800.00	
By amount paid Paul J. Powell, Clerk, covering fees for qualification of G. A. Harris, as administrator of the estate of Ernest E. Smith.....		\$ 5.50
By amount paid Paul J. Powell, Clerk, covering fees for qualification of G. A. Harris, as guardian of Ruby M. Smith and Louise V. Smith.....		2.25
By amount paid G. A. Harris, administrator and guardian, representing 5% commission on \$800.00.....		40.00
By amount paid Suffolk News for publishing qualification of G. A. Harris, administrator.....		4.00
By amount paid Paul J. Powell, Clerk, covering court costs in this proceeding..		1.00
By amount paid Fannie J. Smith to reimburse her for money advanced to pay funeral expense of Ernest E. Smith....		251.55
By amount paid Fannie J. Smith (who is 42 years of age) representing her dower interest in the whole of \$800.00...		140.52
By amount paid Fannie J. Smith, mother of Ruby M. Smith and Louise V. Smith, representing the infants distributive share in the whole of said funds.....		555.18
	<u>\$800.00</u>	<u>\$800.00</u>

Respectfully submitted this 8th day of June, 1929.

G. A. Harris

Administrator of the Estate of Ernest
E. Smith, deceased, and guardian of
Ruby M. Smith and Louise V. Smith.

VIRGINIA: IN THE CIRCUIT COURT
OF NANSEMOND COUNTY.

In the Matter of
G. A. HARRIS, ADMINISTRATOR OF
THE ESTATE OF ERNEST E. SMITH,
DECEASED, AND GUARDIAN OF RUBY
M. SMITH AND LOUISE V. SMITH

.....

R E P O R T

Filed this 29 day of June, 1929.

J. M.

Judge.

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

IN THE MATTER OF)
G. A. Harris, Administrator of)
the Estate of Ernest E. Smith,)
deceased, and Guardian of Ruby)
M. Smith and Louise V. Smith.)

This day came the plaintiff, by his attorney, and filed his petition praying that he be allowed to pay to Fannie J. Smith, the mother of Ruby M. Smith and Louise V. Smith, the sum of ~~\$178~~178.09, each, being all the corpus of the estate now in his hands as administrator and as guardian of Ruby M. Smith and Louise V. Smith, of the estate of Ernest E. Smith, deceased, to be used by the said Fannie J. Smith for the maintenance, education and support of the infants aforesaid.

And it appearing to the Court that said infant defendants have been served with a copy of the notice of the guardian's motion by R. J. Norfleet, of the City of Suffolk, Virginia, for more than five days before the entering of this order;

Whereupon, on motion of G. A. Harris, guardian of said Ruby M. Smith and Louise V. Smith, E. R. Custis, a discreet and competent attorney at law, is assigned guardian ad litem of the infant defendants; and thereupon the said E. R. Custis, guardian ad litem aforesaid, filed his answer and the answer of the infant defendants to the petition of the said plaintiff, to which answer the plaintiff by counsel replied generally.

On consideration whereof, it appearing to the Court from the evidence produced and the answer of the guardian ad litem of the infant defendants, that it will be to the interest of the said Ruby M. Smith and Louise V. Smith for their guardian aforesaid to pay to Fannie J. Smith, the mother of said infants, the sum of ~~\$178~~178.09, each, being all the corpus of the estate of the said Ruby M. Smith and Louise V. Smith now in the hands of said guardian, to be used by the said Fannie J. Smith for the maintenance, education and support of said infants.

It is therefore adjudged, ordered and decreed that the said G. A. Harris, guardian aforesaid, pay to the said Fannie J. Smith the sum of \$178.09, each, for said infants, being all ~~of~~ the corpus of the estate of the said Ruby M. Smith and Louise V. Smith now in his hands as guardian, to be used by the said Fannie J. Smith for the maintenance, education and support of said infants.

VIRGINIA: IN THE CIRCUIT
COURT OF NANSEMOND COUNTY.

In the Matter of
G. A. HARRIS, ADMINISTRATOR OF
THE ESTATE OF ERNEST E. SMITH,
AND GUARDIAN OF RUBY M. SMITH
AND LOUISE V. SMITH.

.....

ORDER

Entered this
1929.

7th day of June

J. L. McElmore
Judge.

Chancery Order Book
No. 6 Page 248

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

In the Matter of)
G. A. Harris, Administrator of)
The Estate of Ernest E. Smith)
and Guardian of Ruby M. Smith)
and Louise V. Smith.)
_____)

The answer of E. R. Custis, Guardian ad Litem of Ruby M. Smith and Louise V. Smith, and the answer of Ruby M. Smith and Louise V. Smith by E. R. Custis, their Guardian ad Litem.

For answer to the petition of G. A. Harris, Guardian, filed in these proceedings, E. R. Custis, Guardian ad Litem of said infant defendants, and Ruby M. Smith and Louise V. Smith, by E. R. Custis, their Guardian ad Litem, answer and say:

That he believes the statements made by the Guardian of Ruby M. Smith and Louise V. Smith in the petition filed by him in these proceedings are true; that he believes it will be to the best interest of the said Ruby M. Smith and Louise V. Smith for their Guardian aforesaid to pay to the infants' mother, Fannie J. Smith, their respective parts of the money in the hands of the said Guardian, amounting to \$178.09, each, said money being all the estate of the said infants, to be used by their mother for the maintenance and support of the said infants, and that he would recommend to the Court that the Guardian aforesaid be allowed to pay to the said Fannie J. Smith, mother of said infants, their respective shares of said money, amounting to \$228.09, each.

And now having fully answered, he prays to be hence dismissed with his costs, etc.

E. R. Custis
Guardian ad Litem of Ruby M.
Smith and Louise V. Smith.

Ruby M. Smith
Louise V. Smith

By E. R. Custis
Guardian ad Litem.

STATE OF VIRGINIA,
CITY OF SUFFOLK, to-wit:

Subscribed and sworn to before me, Minnie Layne, a
Notary Public for the City and State aforesaid, this 7th day of
May, 1929.

Minnie Layne
Notary Public.

VIRGINIA: IN THE CIRCUIT
COURT OF NANSEMOND COUNTY.

IN THE MATTER OF
G. A. HARRIS, ADMINISTRATOR OF
THE ESTATE OF ERNEST E. SMITH
AND GUARDIAN OF RUBY M. SMITH
AND LOUISE V. SMITH.

.....

ANSWER OF

GUARDIAN AD LITTM

1929 June 7th. filed J.L.M.

VIRGINIA: IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

In the Matter of	)	
G. A. Harris, Administrator	)	
of the Estate of Ernest E.	)	PETITION OF THE INFANT
Smith, deceased, and Guardian	)	DISTRIBUTEES.
of Ruby M. Smith and Louise V.	)	
<u>Smith.</u>	)	

TO THE HON. JAMES L. McLEMORE, JUDGE OF SAID COURT:

Your petitioner, G. A. Harris, respectfully represents:

(1) That he qualified as administrator of the estate of Ernest E. Smith and also as guardian of Ruby M. Smith and Louise V. Smith before the Clerk of the Circuit Court of Nansemond County, Virginia, on the 29th day of March, 1929.

(2) That the said Ernest E. Smith was a resident of Nansemond County, Virginia, and died intestate on or about the 27th day of July, 1927, and left surviving him as his sole heirs and distributees: Fannie J. Smith, his wife, and Ruby M. Smith, 13 years of age, and Louise V. Smith, 11 years of age, his children.

(3) That the said Ernest E. Smith left no estate whatsoever, either real or personal, except a house and lot situated in Saratoga Place, Nansemond County, Virginia, near the corporate limits of the City of Suffolk, valued at approximately \$900.00.

(4) That since the death of the said Ernest E. Smith, the building on the said land has been destroyed by fire, and before collecting the insurance on said building, which was carried by the Granite State Fire Insurance Company, amounting to \$800.00, it was necessary for some one to qualify as administrator of the estate of the said Ernest E. Smith and as guardian of the said Ruby M. Smith and Louise V. Smith.

(5) That the said Granite State Fire Insurance Company has paid to the said G. A. Harris, as administrator of the estate of Ernest E. Smith and as guardian of Ruby M. Smith and Louise V. Smith, the said sum of \$800.00, which is now being held by him as such administrator and guardian.

(6) That Ernest E. Smith did not owe any debts at the time of his death except a few small accounts which have been paid by his widow, Fannie J. Smith, of which no record has been kept, and that the funeral expenses, amounting to \$251.55, have been paid by the said Fannie J. Smith, and receipt has been taken from the Emporia Tin Shop as evidence thereof.

(7) That the said Fannie J. Smith is entitled to be reimbursed for the money so paid by her, and that the following is a statement of the expense which has been incurred by the administrator and guardian, to-wit:

Paul J. Powell, Clerk, for qualification of G. A. Harris, as administrator.....	\$5.50	
Paul J. Powell, Clerk, for qualification of G. A. Harris, as guardian.....	2.25	
Administrator's commission.....	40.00	
Suffolk News, for publication of quali- fication of administrator.....	4.00	\$51.75.

(8) That after the payment of the debts aforesaid and the amount due Fannie J. Smith of \$251.55, the administrator and guardian will have on hand for distribution the sum of \$596.70, which should be distributed as follows:

Fannie J. Smith, who is 42 years of age, representing her dower interest in one- third of said funds.....	\$140.52	
Ruby M. Smith and Louise V. Smith.....	~~170~~ 228.09	each.

(Said funds having been derived from real estate, the sum should be distributed accordingly)

In consideration whereof, your petitioner prays that the said G. A. Harris, administrator and guardian as aforesaid,

be authorized to pay over to Fannie J. Smith the said sum of \$140.52, and to Fannie J. Smith, the mother of said infants, the sum of \$~~148~~8.09, each, for the maintenance, education and support of her said children, and your petitioner further prays that the Court appoint a Guardian ad Litem to represent the infant defendants.

And your petitioner will ever pray, etc.

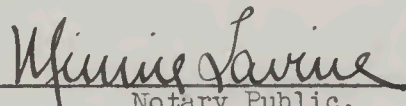


Administrator of the Estate of
Ernest E. Smith and Guardian of
Ruby M. Smith and Louise V. Smith.

STATE OF VIRGINIA,
COUNTY OF NANSEMOND; to-wit:

This day personally appeared before me, Minnie Lavine, a Notary Public for the City of Suffolk, in the County of Nansemond, State of Virginia, G. A. Harris, Administrator of the Estate of Ernest E. Smith and Guardian of Ruby M. Smith and Louise V. Smith, and made oath that the allegations contained in the foregoing petition are true to the best of his knowledge and belief.

Given under my hand this 15th day of May, 1929.



Notary Public.

VIRGINIA: IN THE CIRCUIT COURT
OF NANSEMOND COUNTY.

In the matter of
G.A. Harris, Administrator of the
Estate of Ernest E. Smith, deceased,
and Guardian of Ruby M. Smith and
Louise V. Smith.
.....

P E T I T I O N

Filed this 7th day of June
1929.

J. L. M.
Judge.

In the Matter of
G. A. Harris, Administrator
of the Estate of Robert E.
Smith, and Guardian
of Ruby M. Smith and
Lavinia C. Smith

June 7 - 1908