1932-004
Nansemond Co (Suffolk) Chancery Causes: Daisy Jones vs John Jones

Pretlow, Crocker

Suffolk, Virginia, November 23, 1931.

Received of John H. Fulcher, Special Commissioner, in the matter of Daisy Jones vs. John Jones, pending in the Circuit Court of the County of Nansemond, Virginia, in chancery, the sum of Twenty-five ($25,00) Dollars, being for fees as Commissioner in Chancery pursuant to decree in said cause.

John W. Palmer

Commissioner in Chancery.

VIRGI[illegible]

IN T[illegible] CLERK'S OFFICE OF THE CIRCUIT COURT OF NANSEMOND COUNTY, ON THE 13TH, DAY OF JULY, 1931.

Daisy Jones, Plaintiff.

vs. ORDER OF PUBLICATION.

John Jones, Defendant.

The object of the above styled suit is to have the Circuit Court of Nansemond County aforesaid decree a partiflon of the interests in certain real estate, in Nansemond County, Virginia, recorded in the Clerk's Office of the said County as follows: two (2) lots recorded in Deed Book number 86 at page 182, one (1) lot recorded in Deed Book number 84 at page 448, one (1) lot recorded in Deed Book number 86 at page 338, two (2) lots recorded in Deed Book number 88 at page 379, one (1) lot recorded in Deed Book number 68 at page 415 and one (1) lot recorded in Deed Book number 88 at page 481, in which the said John Jones, due to the death of his father, E. L. Jones, has an undivided interest, subject to the dower right of Daisy Jones.

The said John Jones owns a one seventh (1-7) undivided interest subject to the dower right of Daisy Jones, in the aforesaid six (6) lots which were owned by E. L. Jones at his death intestate.

And it appearing by affidavit filed according to law that John Jones, is not a resident of this state, it is therefore ordered that the said John Jones do appear within ten (10) days after due publication of this order, in the Clerk's Office of our Circuit Court, and do what is necessary to protect his interest. And it is further ordered that this order be published once a week for four (4) successive weeks in the Norfolk Journal and Guide, a newspaper having a general circulation in Nansemond County, and that a copy be posted at the front door of the Court-House of Nansemond County before the next succeeding Rule day, and that a copy of this order be mailed to the defendant's post office address given in the affidavit.

Teste:

JOHN H. POWELL, Clerk.

JOHN H. FULCHER, p.q.

July 13, 25, Aug. 1, 8.

VIRGINIA

CITY OF NORFOLK

I, P. B. YOUNG, Editor of **NORFOLK JOURNAL AND GUIDE**, having a general circulation in Nansemond County, a weekly paper published in the City of Norfolk, County of Norfolk, State of Virginia, do hereby certify that the above named advertisement, viz:

~~LEGAL~~ NOTICE - DAISY JONES VS. JOHN JONES

has appeared four consecutive issues in said paper as follows:

JULY 18, 25, AUGUST 1, 8.

Given under my hand this the 13 day of AUGUST 1931

Signed: P. B. Young

Editor

Norfolk Journal and Guide

PUBLISHED WEEKLY BY

THE GUIDE PUBLISHING CO., INC.

711-723 EAST OLNEY ROAD

NORFOLK, VA.

P. B. YOUNG, PRESIDENT

H. C. YOUNG, SECRETARY

E. W. YOUNG, TREASURER

August 21, 1931

Mr. John H. Fulcher, Att'y-At-Law,
333 E. Washington St.,
Suffolk, Virginia.

Dear Mr. Fulcher;

We are returning herewith the amended certificate.

Thanking you for this business, we are,

Very truly yours,

NORFOLK JOURNAL AND GUIDE

P. B. YOUNG, President

PBY:LHL
ENC

VIRGINIA:

IN THE CLERK'S OFFICE OF THE CIRCUIT COURT OF NANSEMOND COUNTY, ON THE 13th, DAY OF JULY, 1931.

Daisy Jones, Plaintiff.

vs. ORDER OF PUBLICATION.

John Jones, Defendant.

The object of the above style suit is to have the Circuit Court of Nansemond County aforesaid decree a partition of the interests in certian real estate, in Nansemond County, Virginia, recorded in the Clerk's Office of the said County as follows: two (2) lots recorded in Deed Book number 86 at page 182, one (1) lot recorded in Deed Book number 84 at page 448, one (1) lot recorded in Deed Book number 86 at page 338, two (2) lots recorded in Deed Book number 88 at page 379, one (1) lot recorded in Deed Book number 68 at page 415 and one (1) lot recorded in Deed Book number 88 at page 481, in which the said John Jones, due to the death of his father E.L.Jones, has an undivided interest, subject to the dower right of Daisy Jones.

The said John Jones owns a one seventh (1/7) undivided interest subject to the dower right of Daisy Jones, in the aforesaid six (6) lots, which were owned by E.L.Jones at his death intestate.

And it appearing by affidavit filed according to law that John Jones, is not a resident of this state, it is therefore ordered that the said John Jones do appear within ten (10) days after due publication of this order, in the Clerk's Office of our Circuit Court, and do what what is necessary to protect his interest. And it is further ordered that this order be published once a week for four (4) successive weeks in the Norfolk Journal and Guide, a newspaper having a general circulation in Nansemond County, and that a copy be posted at the front door of the Court-House of Nansemond County before the next succeeding Rule day, and that a copy of this order be mailed to the defendant's

post office address given in the affidavit.

Teste:

John N. Powell
Clerk.

Jr. Lun H. Fulcher p.q.

Virginia: In the Circuit Court
of Nansemond County.

Daisy Jones, plaintiff

vs.

John Jones, Defendant

Order of publication.

Filed this 13th day
of July 1931.

John H. Powell Clerk

VIRGINIA:

In the Clerk's Office of the Circuit Court of the County of Nansemond.

Daisy Jones ---------- Pltff.
vs.
John Jones ---------- Df't

} In Chancery

I hereby certify that on the 13th day of July 1931 I posted a copy of the order of publication entered herein, at the front door of the Courthouse of the County of Nansemond; that being on or before the next succeeding rule day after said order was entered, and I further certify that I have mailed a copy of same to the last known address of the defendant.

Given under my hand this 13th day of July 1931.

John L. Powell, Clerk.

By ----------, Deputy Clerk.

VIRGINIA:

IN THE CIRCUIT COURT OF THE COUNTY OF NANSEMOND;

Daisy Jones, Plaintiff.

vs. AFFIDAVIT.

John Jones, Defendant.

STATE OF VIRGINIA:

CITY OF SUFFOLK. TO&wit:

This day Daisy Jones, the above maned plaintiff, personally appeared before me W.H.Crocker, a notary public in and for the city and state aforesaid, in my city aforesaid, and made oath that the above named defendant, is not a resident of this state and that his last known Post Office Address is Hamilton, Province of Ontario, Dominion of Canada.

Given under my hand this 11th, day of July, 1931.

Daisy Jones

Sworn and subscribed to before me this 11th, day of July, 1931.

W. H. Crocker
Notary Public.

My commission expires on the 1 day of Aug, 1932.

VIRGINIA:
IN THE CIRCUIT COURT OF
THE CITY OF SUFFOLK;

Daisy Jones, Plaintiff.

vs.

John Jones, Defendant.

AFFIDAVIT OF NON RESIDENT
DEFENDANT.

Filed this 13th. day of July 1931.
John K. Powell - Clerk

VIRGINIA:

IN THE CLERK'S OFFICE OF THE CIRCUIT COURT OF NANSEMOND COUNTY, ON THE 13th, DAY OF JULY, 1931.

Daisy Jones, Plaintiff.

vs. ORDER OF PUBLICATION.

John Jones, Defendant.

The object of the above style suit is to have the Circuit Court of Nansemond County aforesaid decree a partition of the interests in certian real estate, in Nansemond County, Virginia, recorded in the Clerk's Office of the said County as follows: two (2) lots recorded in Deed Book number 86 at page 182, one (1) lot recorded in Deed Book number 84 at page ~~[illegible]~~ 448, one (1) lot recorded in Deed Book number 86 at page 338, two (2) lots recorded in Deed Book number 88 at page 379, one (1) lot recorded in Deed Book number 68 at page 415 and one (1) lot recorded in Deed Book number 88 at page 481, in which the said John Jones, due to the death of his father E.L.Jones, has an undivided interest, subject to the dower right of Daisy Jones.

The said John Jones owns a one seventh (1/7) undivided interest subject to the dower right of Daisy Jones, in the aforesaid six (6) lots, which were owned by E.L.Jones at his death intestate.

And it appearing by affidavit filed according to law that John Jones, is not a resident of this state, it is therefore ordered that the said John Jones do appear within ten (10) days after due publication of this order, in the Clerk's Office of ~~[illegible]~~ our Circuit Court, and do what what is necessary to protect his interest. And it is further ordered that this order be published once a week for four (4) successive weeks in the Norfolk Journal and Guide, a newspaper having a general circulation in Nansemond County, and that a copy be posted at the front door of the Court-House of Nansemond County before the next succeeding Rule day, and that a copy of this order be mailed to the defendant's

post office address given in the affidavit.

Teste:

John H. Lowell
Clerk.

John K. Fulcher P.Q.

Daisy Jones, plaintiff

vs

John Jones Defendant

Order of publication

Copy for the Dfendant

JOHN H. POWELL
CLERK OF CIRCUIT COURT OF
NANSEMOND COUNTY
SUFFOLK, VA.

Name duplicated in directory

Returned from Hamilton, Ont.
For Street and Number Address.

JUL 11 1921
VA

John Jones,
Hamilton, Province of Ontario,
Dominion of Canada.

VIRGINIA:
IN THE CIRCUIT COURT OF THE COUNTY OF NANSEMOND;

Daisy Jones, Plaintiff.

vs MEMORANDUM.

John Jones, Defendant.

To the Clerk of the above mentioned Court:

Please issue subpoenae in chancery against the above named defendant returnable to the Second July Rules, 1931, the defendant address is Hamilton , Provense of Ontario, Dominion of Canada.

Given under my hand this 13th, day of July, 1931.

John W. Fulcher p.q.

VIRGINIA:
IN THE CIRCUIT COURT OFTHE
COUNTY OF NANSEMOND;

Daisy Jones, Plaintiff.

vs.

John Jones, Defendant.

MEMORANDUM.

Filed this 13th.
day of July 1931.
John A. Rowell - Clerk

Everett Waddey Co., Stationers and Printers, Richmond, Va. } Form No. 300. Code 1919, Sec. 6061

The Commonwealth of Virginia,

To the Sheriff of the County of Nansemond, *Greeting:*

WE COMMAND YOU, That you summon John Jones

to appear at the Clerk's office of the Citcuit Court of the County of Nansemond at the rules to be held for the said Court on the Third Monday in July, 19 31, to answer a bill in chancery, exhibited against him in our said Court by

Daisy Jones

And have then there this writ. Witness John H. Powell, Clerk of our said Court, at the court-house, the 14th. day of July, 19 31, and in the 156th. year of the Commonwealth.

John H. Powell

Copy for John Jones

Form No. 300

.....

vs. } SUBPOENA IN CHANCERY

.....

.....

....., *p.q.*

.....

To.....*Rules*,

.....*Circuit Court.*

Everett Waddey Co., Stationers and Printers, Richmond, Va. } Form No. 300. Code 1919, Sec. 6061

The Commonwealth of Virginia,

To the Sheriff of the County of Nansemond, *Greeting:*

WE COMMAND YOU, That you summon John Jones

to appear at the Clerk's office of the Citcuit Court of the County of Nansemond at the rules to be held for the said Court on the Third Monday in July, 19 31, to answer a bill in chancery, exhibited against him in our said Court by Daisy Jones

And have then there this writ. Witness John H. Powell, Clerk of our said Court, at the court-house, the 14th. day of July, 1931, and in the 156th. year of the Commonwealth.

John H. Powell

Form No. 300

Daisy Jones

vs. } SUBPOENA IN CHANCERY

John Jones

John H. Fulcher, *p.q.*

To Second July *Rules,*

Nansemond County *Circuit Court.*

Not found in
my County. 5/8
Nansemond Va
E. B. Rawles
Sheriff

Everett Waddey Co. Stationers and Printers Richmond, Va. } Form No. 309—Special Commissioner's Bond. Va. Code 1919—Sec. 6266

Know all Men by these Presents, That we John H. Fulcher and Garland Jones are held and firmly bound unto the Commonwealth of Virginia in the sum of Six hundred and 10/100 Dollars to the payment whereof, well and truly to be made to the said Commonwealth of Virginia, we bind ourselves, our heirs, executors and administrators, jointly and severally, firmly by these presents, hereby waiving the benefit of our Homestead Exemptions as to this obligation.

Sealed with our seals, and dated this 21st day of November, one thousand nine hundred and 31

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the above bound John H. Fulcher shall faithfully discharge his duties as Special Commissioner, under decree of the Circuit Court of the County of Nansemond pronounced on the 21st day of November 1931; in the suit therein depending under the name and style of Daisy Jones V. Jakes Jones

and shall account for and pay over, as the Court may direct, all money that may come into his hands as such Commissioner John H. Fulcher then this obligation to be void, otherwise to remain in full force and virtue.

Signed, sealed and acknowledged in the presence of
John H. Powell

John H. Fulcher [SEAL]
Garland Jones [SEAL]
[SEAL]

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

This day Garland Jones surety on the above bond, made oath before me John H. Powell, Clerk of the Circuit Court of the County of Nansemond that his estate, after the payment of all his just debts and those for which he is bound as security for others and expect to have to pay is worth the sum of Six hundred dollars.

Given under my hand, this 21st day of November 1931

John H. Powell, Clerk.

Form No. 309.

John A. Sullivan
and
Garland James

to } SPECIAL COMMISSIONER'S BOND

Commonwealth

Official Bond
Book No 4 Page 60
Filed Nov. 21-1921

VIRGINIA;

IN THE CIRCUIT COURT OF THE COUNTY OF NANSEMOND.

Daisy Jones, ... Complainant.

vs. DECREE.

John Jones, ... Defendant.

This cause in which the defendant has been proceeded against in the mode prescribed by law for non-resident defendants, came on this day to be again heard upon the papers formerlly read, and the report of the Commissioner in Chancery John H. Palmer, and the depositions of witnesses taken before said Commissioner and filed with said report, and was argued by counsel.

On consideration whereof, it appearing to the Court that Daisy Jones the complainant owned a six seventh (6/7) undivided interest in the real estate mentioned and described in the bill of complaint, and that said complainant has offered and is willing to pay to the defendant, John Jones, the sum of seventy five ($75.60) dollars and sixty cents, for his one seventh (1/7) undivided interest in said real estate, exclusive of the dower interest of the said complainant in the said one seventh (1/7) undivided interest of the said real estate and that the said offer is a just and fair price for same, and that such adjudication of the rights and interests of the parties hereto in the said real estate is the most proper and equitable disposition of the same,it is adjudged, ordered and decreed, that the said report of Commissioner Palmer be and the same is hereby confirmed and that the sum of seventy five ($75.60) dollars and sixty cents is a just and fair price for the said interest and share of the said defendant in the herein after described real estate;

It is further adjudged,ordered and decreed, that John H. Fulcher, who is hereby appointed Special Commissioner for the said John Jones, do make, execute and deliver a good and sufficient deed of bargain and sale, conveying with special warranty unto the said Daisy Jones, the real estate to wit; a one seventh (1/7) undivided interest in and to the following property:

(1) " All those certian two (2) lots,pieces or parcels of land situated in Nansemond County, Virginia, being known , numbered and designated on the plat or plan of Lloyd Place Corporation, duly of record in the Clerk's Office of the Circuit Court of Nansemond County, Virginia, in Deed Book No. 64 at page 570, as lots numbers twenty five and six (25 and 26) in Block "F" as shown on map above referred to; said lots together fronting sixty (60) feet, thirty (30) feet each on the East side of Sixth street,

and running back therefrom, between parallel lines, a distance of one hundred and ten (110) feet , and together being bounded as following; on the North by lot No. 27 in in said Block "F", on the East by lots Nos. 5 and 6 in the said Block "F", on the South by lot No. 24 in said Block "F" and on the West by said Sixth street. Together with all and singular the appurtenances belonging to the same"

(2)"All that certian lot, piece or parcel of land situated in Nansemond County, Virginia, being known, numbered and designated on the plat or plan of the Lloyd Place Corporation duly of record in the Clerk's Office of Nansemond County, Virginia, in Deed Book No. 64 at page 570 as lot No. twenty nine (29) in Block "F", as shown on map above referred to; said lot fronting thirty (30) feet on the East side of Sixth street, and running back therefrom, between parallel lines a distance of one hundred and ten (110) feet; being bounded on the North by lot number thirty (30) in said Block "F", on the East by lot number Nine (9) in said Block "F", on the South by lot number twenty eight (28) in said Block "F" and on the West by the said Sixth street. Together with all and singular the appurtenances belonging to the same";

(3)"All that certian lot, piece or parcel of land situated in Nansemond County, Virginia, being known and designated, on the plat or plan of the Lloyd Place Corporation, duly of record in the Clerk's Office of the Circuit Court of Nansemond, Virginia, in Deed Book number sixty four (64) at page 570 known as lot number thirty four (34) in Block "F"as shown on the map above referred to, said lot fronting thirty feet on the East side of Sixth street and running back therefrom between parallel lines the distance of one hundred and ten (110) feet, being bounded on the North by lot number thirty five (35) in said Block "F", on the East by lot number fourteen (14) in Block "F", on the South by lot number thirty three (33)in said Block "F" and on the West by the said Sixth street. Together with all and singular the appurtenances belonging to the same"

(4) " All those two certian lots of land situated in Nansemond County, Virginia, being known and designated on the plat or plan of the Lloyd Place Corporation, duly of record in the Clerk's Office of the Circuit Court of Nansemond County, Virginia, in Deed Book number eighty eight (88) at page 379, being known, numbered designated on the plat or plan of the Lloyd Place Corporation, as lots numbers eleven and twelve (11 and 12) in Block "G"as shown on map above referred to, said lots fronting sixty feet (60) on the West side of Sixth street and running back between parallel lines the distance of one hundred and ten (110) feet, being bounded on the North by lot number thirteen (13) in said Block "G", on the East by said Sixth street. on the South by lot number ten (10) in said Block "G" and on the West by lots numbers thirty one and thirty two (31 and 32). Together with all and singular the appurtenances belonging to the same".

(5)"All that certian piece, parcel or lot of land situated in that plat of building lots in the Eastern suburbs of the town of Suffolk, County of Nansemond, and State of Virginia, known as West Jericho, Second Addition, and described as follows; Beginning at a certian point on the East side of Sixth street in said " West Jericho Second Addition" four hundred and eighty (480) feet North of and distance from the Northeast corner of said Sixth street and Railroad Avenue, in the said " West Jericho Second Addition", and running from the said point Northwardly along and fronting on said Sixth street forty (40) feet; thence running Eastwardly at a right angle to the said Sixth street one hundred and twenty (120) feet; thence running Southwardly in a line parallel to the said Sixth street forty (40) feet; thence running Westwardly in a streight line one hundred and twenty (120) feet to the point of beginning, said land constituting and being lot number one hundred and ninety two (192) in said " West Jericho Second Addition" Together with all and singular the appurtenances belonging to the same".

(6) " all that certian piece, parcel or lot of land situated in Nansemond County, Virginia, duly of record in the Clerk's Office of the Circuit Court of Nansemond County, Virginia, in Deed Book number eighty eight (88) at page 481, described as follows;

"Beginning at a certian point on the West side of Fifth street aforesaid three hundred and sixty (360) feet North of and distance from the Northwest corner of said Fifth street and Railroad Avenue in said "West Jericho First Addition", and running from said point Northwardly along and fronting on the said Fifth street forty (40) feet, thence running Westwardly in a line at a right angle to said Fifth street, one hundred and twenty (120) feet, thence running Southwardly in a line parallel with the said Fifth street forty (40) feet, thence running Eastwardly in a streight line one hundred and twenty (120) feet, to the point of beginning; said land constituting and being lot number one hundred and thirty (130) as will appear by reference to a map of said "West Jericho First Addition". Together with all and singular the appurtenances belonging to the same".

It is further adjudged, ordered and decreed that said complainant, Daisy Jones shall bear the cost incident to this proceeding and before the said John H. Fulcher shall enter upon his duties as such Special Commissioner he shall into a bond with surity approved by this Court in the sum of $600., condition upon faithful performance of said duties; And the further hearing of this cause is ~~reserved~~. continued.

VIRGINIA;

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

Daisy Jones, Complainant.

vs.

John Jones, Defendant.

DECREE.

Enter this 21. day of November, 1931.

Jas. L. McGhee
Judge.

Chancery Book #6
Page 455

DEBIT John H. Fulcher.

Certified check payable to John Jones. $ 75 60

Date 11/27/31 19

National Bank of Suffolk

JAMES L. McLEMORE, PRESIDENT
A. WOOLFORD, VICE PRESIDENT
I. O. HILL, VICE PRESIDENT

H. T. JACKSON, CASHIER
C. E. HARGRAVE, ASS'T CASHIER
J. A. VINCENT, ASST. CASHIER

NATIONAL BANK OF SUFFOLK

ORGANIZED 1899

SUFFOLK, VA. Nov. 5th, 1932.

RECEIVED of National Bank of Suffolk - - - - - - - -
Certified check drawn on that bank, dated Nov. 27th, 1931, payable to John Jones and endorsed John Jones, signed John H. Fulcher, and paid by the National Bank of Suffolk Dec. 4th, 1931.

John H. Fulcher

12-4-31

Suffolk, Virginia, November 23, 1931.

Nansemond County Circuit Court.
Daisy Jones .....Complainant
vs.
John Jones .....Defendant,

RECEIVED of John H. Fulcher, Special Commissioner the sum of Twenty-five dollars in full for services as Commissioner in Chancery, taking depositions, making report, etc., under decrees entered in above styled suit.

John H Palmer
Commissioner in Chancery.

FORM 600-W

July 13 1931

Received of Attorney J. H. Fulcher

Seven Dollars

for an order of publication

in the Journal and Guide

$7.00 (Mrs) O. P. Hedrick,

Daisy Jones
John W. Jones

Suffolk agent

John H. Fulcher p. q.

Copy of Costs
Taxed in the Suit of:

Daisy Jones

vs.

John Jones

IN THE CIRCUIT COURT OF NANSEMOND COUNTY, VIRGINIA

Writ Tax	$ 1 50	
Clerk's Fee	5 35	
Sheriff's Fee	50	
~~Attorney~~ Decree	3 50	
~~Commissioner~~ Decree of Reference	1 00	
~~Printer, for Order of Publication, etc.~~		
~~Deposit~~ Cost to date ———	$ 11 85	$ 11 85

Date of Judgment or Final Decree 193

Paid Nov. 21 1931
John H Powell Clerk
By Evelyn Harris D.Clerk

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

Daisy Jones, Complainant.

vs. REPORT OF SPECIAL COMMISSIONER.

John Jones, Defendant.

To the Honorable Circuit Court of Nansemond County, Virginia:

The undersign, John H. Fulcher, Special Commissioner, duly appointed by the decree entered in this cause on the 21st day of November, 1931,respectfully submits the following report:

That pursuant to a decree entered on the 21st day of November, 1931 in this cause your Special Commissioner collected from Daisy Jones One hundred, sixty nine dollars and forty five ($169.45) cents for one seventh (1/7) undivided interest of John Jones in the following described property:

(1)"All those certain two (2) lots,pieces or parcels of land situated in Nansemond County, Virginia, being known, numbered and designated on the plat or plan of Lloyd's Place Corporation, duly of record in the Clerk's office of the Circuit Court of Nansemond, Virginia, in Deed Book No. 64 at page 570, as lots Numbers twenty five and six (25 and 26) in Block "F" as shown on map above referred to; said lots together fronting sixty (60) ft, thirty (30) ft each on East side of Sixth St, and running back therefrom, between parallel lines, a distance of One hundred and ten (110) ft, and together being bounded as follows: On the North by lot No. 27 in said Block "F", on the East by lots Nos. 5 and 6 in said Block "F", On the South by lot No. 24 in said Block "F", and on the West by said Sixth Street; together with all and singular the appurtances belonging to the same".

(2)"All that certain lot,piece or parcel of land situated in Nansemond County, Virginia, being known, numbered and designated on the plat or plan of the Lloyd's Place Corporation, duly of record in the Clerk's office of Nansemond County, Virginia, in Deed Book No. 64 at page 570 as lot No. twenty nine (29) in Block "F" as shown on map above referred to; Said lot fronting thirty (30) ft on the East side of Sixth St, and running back therefrom, between parallel lines a distance of One hundred and ten (110) ft; being bounded on the North by lot No. thirty (30) in said Block "F", on the East by lot No. nine (9) in said Block "F", on the South by lot No. twenty eight (28) in said Block "F", and on the West by the said Sixth St. Together with all and singularthe appurtances belonging to same"

(3)"All that certain lot, piece or parcel of land situated in Nansemond County, Virginia, being numbered, known and designated, on the plat or plan of the Lloyd' Place Corporation, duly of record in the Clerk' office of the Circuit Court of Nansemond, Virginia, in Deed Book No. 64 at page 570 known as lot No. Thirty four (34) in Block "F", as shown on the map above referred to; Said lot fronting thirty (30) ft on the Ease side of Sixth St., and running therefrom between lines the distance of one hundred and ten (110) ft, being bounded on the North by lot No.Thirty five (35) in said Block "F". On the East by lot No. Fourteen (14) in Block "F", on the South by lot No. thirty three (33) in said Block "F", and on the West by said Sixth St. Together with all and singular the appurtances belonging to same"

(4)"All those two (2) certain lots of land situated in Nansemond County, Virginia, being known and designated on the plat or plan of Lloyd's Place Corporation, duly of record in the Clerk's office of the Circuit Court, Nansemond County, Virginia, in Deed Book No. eighty one (81) at page No. 537, being known, numbered and designated on the plat or plan of the Lloyd's Place Corporation, Lots Nos. eleven and twelve (11-12) in Block "G", as shown on map above referred to, said lots fronting sixty (60) feet on the West side of Sixth St, and running back therefrom between parellels lines the distance of one hundred and ten (110) ft,being bounded on the North by lot No. thirteen (13) in said Block G", on the East by said Sixth St. On the South by lot No. ten (10) in said Block "G" and on the West by lots Nos. thirty one and thirty two (31-32). Together with all and singular the appurtances belonging to the same".

(5)"All that certain piece, parcel or lot of land situated in that plat of building lots in the Eastern suburbs of the town of Suffolk, County of Nansemond, State of Virginia, known as West Jericho, Second addition and described as follows: Beginning at a certain point on the East side of Sixth St in said " West Jericho, Second addition " Four hundred and eighty (480) ft North of and distance from the Northeast corner of said Sixth St. and Railroad Ave, in the said "West Jericho, Second Addition" and running from the said point Northwardly along and fronting on said Sixth St., forty (40) ft; thence running Westwardly at right angles to the said Sixth Street one hundred and twenty (120) ft; thence running Southwardly to a line parallel to the said Sixth St. forty (40) ft; thence running Westwardly in a straight line one hundred and twenty (120) ft to the point of beginning, said land constituting and being lot No. One hundred and ninety two (192) in said "West Jericho, Second Addition". Together with all and singular the appurtances belonging to the same".

(6)"All that certain piece, parcel or lot of land situated in Nansemond County, Virginia, duly of record in the Clerk's office of the Circuit Court of Nansemond County, Virginia, in Deed Book No. Eighty eight (88) at page 431, described as follows: " Beginnig at a certain point on the West side of Fifth St, aforesaid three hundred and sixty (360) ft North of a distance from the Northwest of said Fifth St., and Railroad Ave. Said "West Jericho, Second addition", and running from said point Northwardly along and fronting on the said Fifth St., Forty (40) ft; thence running Westwardly in a line at a right angle to the said Fifth St, One hundred and twenty (120) feet; thence running Southwardly in a line parallel with the said Fifth St. forty (40) feet; thence running Eastwardly in a straight line One hundred and twenty (120) ft to the point of beginning; Said land constituting and being lot No. One hundred and thirty (130) as will appear by referrence to a map of said "West Jericho, First Addition".Together with all and singular the appurtances belonging to the same";

Which said one seventh (1/7) undivided interest of John Jones, was conveyed by your Special Commissioner by a special warrenty deed dated November 27th, 1931, and the same was delivered to the said Daisy Jones the same day.

Your Specila Commissioner further reports that the cost in this case was forty three dollars and eighty five ($43.85) cents , the said amount was paid out as following; to the Clerk of the Nansemond County Court $11.85, to John H. Palmer, Commissioner in Chancery $25.00 and to the Guide Publishing Company's Suffolk agent for order of publication $7.00, and that your Special Commissioner received for his services for conducting this suit $50.00 as per agreement with the said Daisy Jones, prior to the institution of this suit.

Your Special Commissioner further reports that he paid to John Jnes seventy five dollars and sixty ($75.60) cents for his one seventh (1/7) undivided interest in the hereinbefore discribed property and that vouchers for the above sums of money which were paid out by your Special Commissioner are hereto attached.

Your Special Commissioner further reports that after paying the cost in this case and to John Jones seventy five dollars and sixty ($75.60) cents for his one seventh (1/7) undivided interest in the hereinbefore discribed property, pursuant to the decreetal order as aforesaid; and that there now remains in your Special Commissioner hands no funds or property of any nature whatsoever as a result of this cause. All funds having been paid out by your Special Commissioner by order of this Court.

There being no other funds remaining in your Special Commissioner hands and no other funds to come in as a result of this cause, your Special Commissioner prays that he may be discharged from further duties and liabilities as such in this cause.

Respectfully submitted:

Jno H Falcher

Special Commissioner.

VIRGINIA:

IN THE CIRCUIT COURT OF NANSE-
MOND COUNTY.

Daisy Jones, Complainant.

vs.

John Jones, Defendant.

REPORT OF SPECIAL COMMISSIONER.

VIRGINIA:

IN THE CIRCUIT COURT OF THE COUNTY OF NANSEMOND;

Daisy Jones, ... Plaintiff.

vs. DECREE.

John Jones, ... Defendant.

This cause came on this day to be heard upon the complainant's bill; ~~proof of legal service by publication and posting of proper summons to the absent respondent, who has failed and~~ still fails to appear, plead, demur or answer the said bill, ~~which is taken for confessed as to him;~~ and was argued by counsel.

On consideration whereof the Court doth adjudge, order and decree that this cause be refered to one of the Commissioners of this Court, who is directed to inquire and report to the Court as follows:

(1) What estate real, personal or mixed E.L. (Ernest L. Jones) Jones, deceased died seized and possessed.

~~(2) Who are the living heirs and their respective rights and interest in and to, the said property.~~

(2) ~~(3)~~ ~~Whether all~~ the necessary parties are properly before the Court,

3 ~~(4)~~ What disposition, if any, has been made of the said property or any portion thereof.

~~(5) Whether or not it is desired of the said heirs and distributees to have any portion of the said property partitioned.~~

4 ~~(6)~~ What encumbrances, or liens may be outstanding against said property and their priorities.

5 ~~(7)~~ What is the fee simple and annual value ~~of whatever portion~~ of said property ~~desired to be partitioned.~~

6 ~~(8)~~ Whether said property can be partitioned ~~in kind.~~

7 ~~(9) Whether the rights or interest of the parties would be violated or promoted by such partition.~~

Which said inquiries the said commissioner shall make, after first giving notice of the time and place thereof to all parties, or their counsel, and report the same to the Court, along with any matter specially stated deemed pertinent by himself, or which may be required by any person interested to be so stated.

VIRGINIA:
IN THE CIRCUIT COURT OF NANSEMOND COUNTY;

Daisy Jones, Plaintiff.

vs.

John Jones, Defendant.

DECREE.

1931
Aug. 19.
Entered this
B.D.W.

Enter this day of August, 1931.

_____
Judge.

Chancery Order
Book #6 Page 457

CIRCUIT COURT OF THE COUNTY OF NANSEMOND, VIRGINIA.

Daisy Jones .....Complainant

vs/ In Chancery. Report of Commissioner in Chancery.

John Jones .....Defendant.

To the Honorable, The Circuit Court of the County of Nansemond, Virginia:

Your Commissioner, respectfully reports, that pursuant to a decree of reference heretofore entered in this cause on the 19th day of August last past, he gave notice of the hearing before him to the said defendant as appears by the original notice of said hearing annexed to this report and made a part hereof, which as shown thereby was set for the 28th day of said August; that at the time appointed I was attended by John H. Fulcher, of counsel with the complainant, but no one appeared for the defendant, and I then and there proceeded to take the depositions of the witnesses produced before me; that after taking such depositions your commissioner examined the Land Books of the County of Nansemond and found certain assessments thereon against the premises in question that caused him to call for further testimony as to value of the premises, the subject of this suit, and a further date was set for such further hearing, and was adjourned from time to time until the 4th day of November instant, when Wiley H. Crocker again appeared before your commissioner and gave such testimony as appears by his second deposition annexed to this report.

Your commissioner further reports that he is somewhat in doubt as to the nature of the bill of complaint, whether it is for the partition of the lands in question, or a bill to acquire an outstanding interest. If it should be held to be the former, then as the lots all seem to have an equal value, and are all vacant of practically so, except the lot 130 in West Jericho, a partition in kind could be made between the parties hereto if mere value is regarded, by awarding the defendant one lot and the complainant the remaining six, and by selling said lot 130; but, if the present condition of the real estate market is regarded then your commissioner would report that in the event that a sale is ordered of any of the premises, that all of the lots be sold, and the proceeds divided in the ratio one seventh to the defendant and six-

sevenths thereof to the complainant. There is the difficulty of a partition in kind however, that the lot assigned to the defendant would be subject to the complainant's dower estate therein, which would very materially reduce its value in partition, unless she would voluntarily surrender same; on the other hand, if the bill is regarded in the light of an offer to acquire the right of the defendant in the premises for the definite sum of Seventy-five dollars and sixty cents ($75.60) as stated in the bill, then your commissioner reports that he finds that sum to be a just and proper value of the interest of the said defendant in the premises in question.

Your commissioner further reports that at the first hearing herein he was requested to report to this court that the complainant's offer is made subject to her claim for re-imbursement for taxes which she had paid and advanced for the benefit of the defendant. Your commissioner reports that no evidence was offered to show what taxes had been paid by her or by others at her request for the account of these lots in question, and finds that the amount when figured if all were actually paid would be of such value as to be negligable, and would therefore report that same should be ignored, especially because no claim was made therefor in the bill, and if this view is taken of the bill, the offer should be considered by this court as having been made with all the concomitant circumstances surrounding it, and decree the offer to be a clear and absolute offer for the interest of the defendant discharged from all burdens whatsoever.

Your commissioner further reports that if the bill is to be treated as a bill for partition either in kind or by sale, that the premises in the bill mentioned are not all of the lands of which Ernest L. Jones, the ancestor, died seised, but the complainant insists that the premises so described in the bill are all in which the relief prayed for is asked.

Your commissioner further reports that Daisy Jones and John Jones, complainant and defendant respectively herein, are the only necessary parties hereto, and both are properly before this court, and subject to any and all decrees that may be made herein; that the interests of the

respective parties are, the defendant's as heir at law of his father Ernest L. Jones, and Daisy Jones, the complainant, is that of dowerager and as purchaser of six-sevenths interest therein from the other six heirs at law of the said Ernest L. Jones, deceased, and she acquired same by the deed offered in evidence and referred to in the depositions annexed to this report.

Your commissioner reports that there are certain outstanding delinquent taxes on the premises in question, and form the only encumbrances that appear of record:

Lots 25, 26, 27 Block F	Total tax, etc.	$7.22	Sold to	Commonwealth;	
" 110, 186, 192 West Jericho	do.	21.00	"	"	"
Lot 130 " "	do.	7.22	"	"	"
" 34 Block F	do	7.80	"	"	"
Lots 11, 12 Block G	do	14.22	"	"	"
Total taxes 1928		$ 57.26.			

Your commissioner further reports that the fee simple value of the premises described $500.00, and has no annual value whatsoever, being vacant land, or in such condition that no part thereof can be rented without great outlay.

Your commissioner further reports that in his opinion the property cannot be partitioned equitably between the parties in interest, but that the offer of the complainant to purchase the interest of the defendant therein is the most equitable and just means of adjusting the matter between them.

Counsel for the complainant moves your commissioner for report on an allowance to be made to him for the conduct of this suit, and he stating that he would be satisfied with an allowance of twenty-five ($25.00) dollars, therefore your commissioner reports that he deems the sum of twenty-five dollars to be a just and fair allowance to be made to him for the specified purpose.

All of which is respectfully submitted this fifth day of November A. D. 1931.

John W. Palmer
Commissioner in Chancery.

Fee: $25.00

Circuit Court of the County of Nansemond, Virginia.

Daisy Jones ..... Complainant

vs. In Chancery. Notice of hearing before Commissioner.

John Jones ..... Defendant.

To John Jones, Defendant.

You are hereby notified that the above cause has been referred to the undersigned Commissioner in Chancery for hearing, and application having been regularly made for same, I have appointed Friday, the 28th day of August now instant at my office Room 403 National Bank of Suffolk Building, Suffolk, Virginia, at the hour of three o'clock post meridian, as the time and place where and when I shall proceed to inquire into the matters referred to me by the decree of said court made and entered on the 19th day of August aforesaid, in the above entitled cause, as follows:

(1) What estate real, personal or mixed E.L. (Ernest L. Jones) Jones, died seized and possessed.

(2) Who are the necessary parties and whether all necessary parties are properly before the Court; what are their respective interests and how the same was acquired,

(3) What disposition, if any, has been made of said property or any portion thereof.

(4) What encumbrances, or liens may be outstanding against said property and their priorities.

(5) What is the fee simple value of said property.

(6) Whether said property can be partitioned among those entitled to have same, or whether there should be an allotment of a part and a sale of the residue, or whether it would be to the interests of all parties that the property be sold and its proceeds divided.

x x x

Along with any matter specially stated deemed pertinent by himself, or which may be required by any person interested to be so stated.

And you are further notified to be then and there present, if you so desire, and to examine or cross examine any witness or witnesses produced before me, and when you may testify in your own behalf, and may produce any witness you deem pertinent.

And if the hearing be not then concluded it will be adjourned from day to day until all witnesses have been examined.

Yours truly,

John H Palmer

Commissioner in Chancery.

CIRCUIT COURT OF THE COUNTY OF NANSEMOND.

****

Daisy Jones,
Complainant

vs.

John Jones,
Defendant.

****

In Chancery.
On Bill for Partition.
Notice of hearing before Commissioner under Order of Reference.

****

John H. Fulcher, p.q.
333 East Washington St.,
Suffolk, Virginia.

Service of a copy of the within notice is duly admitted this 24 day of August A.D. 1931.

John L. Jones

Defendant.

Return this copy To
John H Palmer, Suffolk, Va.

CIRCUIT COURT OF THE COUNTY OF NANSEMOND, VIRGINIA.

Daisy Jones, ...Complainant

vs. In Chancery. On Bill for Partition. Depositions.

John Jones, ...Defendant.

Daisy Jones, complainant, a witness produced on her own behalf first being duly sworn, on her oath deposes and says:

Direct Examination by John H. Fulcher:

Q. Please state your name, age, residence and occupation?

A. Daisy Jones; I am 61 years of age; 146 Culloden Street, Suffolk, Virginia; housekeeper.

Q. Are you the wife of Ernest L. Jones?
A. Yes, sir; I am.

Q. Is he now living, if not when and where did he die?
A. He is dead; he died on August 28, 1918, in the City of Suffolk, Virginia.

Q. Did he leave any children surviving him, and if so, what are their names, ages and where do they reside?

A. Yes, he left eight children, one of whom has since died; they are all now over the age of twenty-one years; the names of the survivors are, John L. Jones, the defendant in these proceedings, who resides in Hamilton, Canada, Ashby Jones, Garland Jones, Locksley Jones, Norfleet Jones, William H. Jones, Marie Jones, all of whom reside in the City of Suffolk, Virginia. John L. Jones and Ashby Jones are married and the others are still single.

Q. Was administration taken on your husband's estate, if so, who was the administrator?

A. I administered on the estate of my husband.

Q. Have you ~~first~~ filed your final account as administratrix?
A. I have.

Q. Have all creditors of your husband's estate been paid in full?
A. Yes, sir; I paid up everything.

Q. What estate, real, personal or mixed, did your husband die seised of?
A. He left the property described in the bill of complaint and several others, some of which was sold under a deed of trust and a piece of property at Murfreesboro, North Carolina.

Q. Where was the property that was sold under the deed of trust located?
A. It was in East Suffolk,- in the County of Nansemond.

Q. How did you dispose of the North Carolina property, if you have done so?
A. I sold it as administratrix to obtain funds to pay debts, and it is shown in my account filed with the Commissioner of Accounts.

Q. Do you know of any encumbrances on the property at this date?
A. I know of none.

Q. Are there any mechanics working on the premises either in building or making repairs on them, so that mechanics liens might be filed against them?
A. There are none.

Q. Have all the taxes been paid on these several lots named in the bill of complaint?
A. No; there are still some taxes due.

Q. Do you know what amount of taxes are due?
A. I do not know exactly how much is due.

Q. Who are the present owners of the premises described in the bill?
A. My son John L. Jones and myself.

Q. What has become of the interests of the other children?
A. I purchased them from them for which they gave me a deed.

Q. (I show you a deed bearing date April 7, 1931, and purporting to have been admitted to record July 20, 1931, between W. H. Jones and others to you as grantee, and ask you whether that is the deed conveying the premises or rather the interests of those children to you as grantee?
A. It is.

The deed is offered in evidence, and is marked Exhibit C-1 of this date.

Commissioner.

Q. I call your attention to the eighth line of signatures, where a signature appears to have been erased, and ask you if you know how and by whom the erasure was made?
A. My son John erased it himself.

Q. Do you know why he erased it?
A. No; I do not.

Q. If it should be reported that the premises cannot be partitioned in kind, are you willing to take the portion that might fall to the defendant and pay him the value thereof for it?
A. Yes, sir.

Q. What is the amount that you deem to be a fair value for his interest in the premises, and what you are willing to pay for it?
A. Seventy-five dollars and sixty cents ($75.60).

The Commissioner is requested to report as a matter pertinent to the issue under this bill, that the offer is made subject to complainant's claim for reimbursement for taxes which she has paid herself for his account, and that she simply be decreed to pay defendant the difference betwen her offer and the amount the Commissioner may find has been paid by her as taxes for his account.

Q. What, if any personal property did your husband leave at the time of his death?
A. A few articles of household furniture.

Q. In order to pay debts then, you were compelled to sell the North Carolina property, is that correct?
A. Yes, sir.

And further this deponent saith not.

Daisy Jones

WILEY H. CROCKER, a witness produced on behalf of the complainant, first being duly sworn, on his oath deposes and says:

(Examined by John H. Fulcher)

Q. Please state your name, age, residence and occupation?
A. Wiley H. Crocker, 53 years, Suffolk, Virginia, Real Estateagent and dealer.

Q. How long have you been in the real estate business?
A. Eleven years.

Q. In that time have you bought and sold much real estate in the city of Suffolk, and the county of Nansemond?
A. I have.

Q. Are you familiary with the property described in the complainant's bill of complaint?
A. I am.

Q. The real estate which you have handled in the eleven years of which you speak has much of it been in the neighborhood of the premises in question?
A. A great deal of it.

Q. Do you feel that you are qualified to speak of the value of the premises in question?
A. I do.

Q. The first tract described as two lots fronting on the east side of Sixth Street, Lloyd Place, what is that property, and what is its fee simple value?
A. They are vacant lots, and are worth $50.00 each if taken together.

Q. Are they worth more as individual lots than collectively?
A They are not; it would diminish their value to sever them.

Q. The second tract described as one lot on the east side of Sixth Street, Lloyd Place, what is that property, and what is its fee simple value?
A. It is a single lot, unimproved and worth $50.00.

Q. The third tract described as one lot on the east side of Sixth Street, Lloyd Place, what is that property, and what is its fee simple value?
A. It is a single lot, unimproved and worth $50.00.

Q. The fourth tract described as two lots on the west side of Sixth Street, Lloyd Place, what is that property, and what is its fee simple value?
A. They are worth $50.00 each if taken together; they are unimproved property.

Q. The fifth tract described as one lot on the/~~xxxx~~ west side of Sixth Street, West Jericho, what is that property, and what is its fee simple value?
A. It is a single lot of unimproved property, and is worth $50.00.

Q. The sixth tract described as one lot on the ~~xxxxxx~~ ~~xxxx~~/west side of/~~Sixth~~ Fifth Street, West Jericho, what is that property, and what is its fee simple value?
A. An ~~xx~~improved single lot ~~xxxxxx$5M,MMX~~; the lot and building thereon is worth $200.00.

Q. What in your opinion is the yearly rental value of that house and lot?
A. Not anything. The house is in such condition that no one has attempted to use it for the last two years. It cannot be rented.

Q. With all the facts before you, in your opinion can the premises be partitioned between the parties in interest?
A. I think not. Because of the difficulty of arriving at what would be a one-seventh part of the premises.

And further this deponent saith not.

W. H. Crocker

Wiley H. Crocker, being recalled deposed as follows:

Q. Since you last deposed in this hearing, have you examined the physical condition of the lots, the subject of this suit?

A. I have.

Q. The Land Books of the county show ~~two~~ a house situate on Lots 11 and 12 in Block G, West side of Sixth Street, in Lloyd Place? Have you found any houses thereon, and if so what is the value thereof?

A. I find no houses on said lots; nor have there ever been any houses erected on these lots.

Q. Then the assessment of taxes on said lots for the value of houses thereon is erroneous, is it not?

A. Yes, sir; it is.

Q. The Land Book shows a house on lot 34 in Block F on the East side of Sixth Street, what have you to say as to that, if there is such structure?

A. There is an house on lot 34 Block F Lloyd Place, east side and in a very dilapidated condition, probably worth fifty dollars, and is utterly unfit for habitation.

Q. Then when you testified on the last hearing that the property was vacant, did you have in mind that there was no structure at all on the premises or that the building could not be used for any purpose at all, and was ~~therefore~~ therefore tantamount to a vacant lot?

A. When testifying at the last hearing the parties had identified to me the the wrong lot; the lot that was shown to me was vacant; had I been shown this lot I would then ~~have~~ have placed the same value on it that I now state.

Q. What have you to say further regarding the building on Lot 130 West side of Fifth St. West Jericho, 2d Addition?

A. I have examined that house from front to rear; it would take at least $350 to put the building in any kind of repair to get any one to live in it; and in my opinion, with the repairs that would be necessary, ~~no~~ one would give a cent more than $200,00 for it lot and all.

And further this deponent saith not.

Wiley H. Crocker

****

CIRCUIT COURT OF THE COUNTY OF
NANSEMOND, VIRGINIA.

****

Daisy Jones,
Complainant,

vs.

John Jones,
Defendant.

****

On Bill for Partition, or Relief
****

In Chancery.

COMMISSIONER'S REPORT and
DEPOSITIONS, etc.

****

John H. Fulcher, p.q.

Filed, November 6 A.D. 1931.

John H. Powell

Clerk.

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

Daisy Jones, Complainant.

vs. DECREE.

John Jones, Defendant.

This cause came on this day to be heard on the papers formerly read and on the report of John H. Fulcher, Special Commissioner, this day filed, to which report there is no exceptionsand was argued by counsel.

On consideration whereof the said report is hereby approved and confirmed, and it appearing from the said report and exhibits filed therewith that the said Special Commissioner pursuant to the decreetal order, entered in this cause on the 21st., day of November, 1931, did execute and deliver to Daisy Jones a deed to the following discribed property:

(1) "All those certain two (2) lots, pieces or parcels of land situated in Nansemond County, Virginia, being known, numbered and designated on the plat or plan Of Lloyd's Place Corpor tion, duly of record in the Clerk's office of the Circuit Court of Nansemond County, Virginia, in Deed Book No. 64 at page No. 570, as lots Nos. twenty five and twenty six (25-26) in Block "F" as shown on the map above referred to; lots together fronting sixty (60) ft, thirty (30) ft each on the East side of Sixth St, and running back therefrom , between parallel lines, a distance of one hundred and ten (110) ft, and together being bounded as follows: On the North by lot No. 27 in said Block "F", on the East by lots Nos. 5 and 6 inthe said Block "F", Ont the South by lot No. 24 in said Block "F", and on the East by said Sixth St. Together with all and singular the appurtances belonging to same".

(2) All that certain lot, piece or parcel of land situated in Nansemond County, Virginia, being known, numbered and designated on the Lloyd's Place Corporation, , duly of record in the Clerk's office of Nansemond County, Virginia, in Deed Book No.64 at page 570 as lot No. 29 in Block "F", as shown on map above referred to; Said lot fronting thirty (30) ft on the East side of Sixth St, and running back therefrom, between parallel lines a distance of one hundred and ten (110) ft; being bounded on the North by lot No. thirty (30) in said Block "F", on the East by lot No. nine (9) in said Block "F", on the South by lot No. twenty-eight (28) in said Block "F", and on the West by said Sixth St. Together with all and singular the appurtanances belonging to same".

(3) "All that certain lot, piece or parcel of land situated in Nansemond County, Virginia, being known, numbered and designated, on the plat or plan of the Llod's Place Corporation, duly of record in the Clerk's office of the Circuit Court of Nansemond County, Virginia, in Deed Book No.64 at page 570 known as lot No. thirty four (34) in Block "F", as shown by the map above referred to:Said lot fronting thirty (30) ft on the East side of Sixth St.,and running back therefrom between parallel lines the distance of one hundred and ten (110) ft, being bounded on the North by lot No. thirty five (35) in said Block "F", on the East by lot No.fourteen (14) in said Block "F", on the South by lot No. thirty three (33) in said Block "F", and on the West by said Sixth St.Together with all and singular the appurtanances belonging to the same".

(4) "All those two (2) certain lots of land situated in Nansemond County, Virginia, being known, numbered and designated on the plat or plan of the Lloyd's Place Corporation, duly of record in the Clerk's office of the Circuit Court of Nansemond County, Virginia, in Deed Book No. eighty one (81) at page 537, being known, numbered and designated on the plat or plan of the Lloyd's Place Corporation, as lots Nos. eleven and twelve (11-12) in Block "G", as shown by the map above referred to; Said lots fronting sixty (60) ft, on the West side of Sixth St., and running back between parallel lines the distance of one hundred and ten (110) ft, being bounded on the North by lot No. thirteen (13) in said Block "G", on the East by said Sixth St., on the South by lot No. ten (10) in said Block "G", and on the West by lots Nos. thirty one and thirty two (31-32). Together with all and singular the appurtanances belonging to the same".

(5) "All that certain piece, parcel or lot of land situated in that plat of building lots in the Eastern suburbs of the town of Suffolk, County of Nansemond, and State of Virginia, Known as West Jericho, Second Addition, and described as follows:
Beginning at a certain point on the East side Sixth St, in said "West Jericho, Second Addition,four hundred and eighty (480) ft north of and distance from the Northeast corner of said Sixth St. and Railroad Ave. in the said "West Jericho, Second Addition" and running from the said point Northwardly along and fronting on said Sixth St forty (40) ft; thence running Eastwardly at a right angle to the said Sixth St., one hundred and twenty (120) ft; thence running Southwardly in a line parallel to the said Sixth St., forty (40' ft; thence running Westwardly in a straight line one hundred and twenty (120) ft. to the point of beginning, said land constituting and being lot No. One hundred and ninety two (192) in said "West Jericho, Second Addition". Together with all a nd singular the appurtanancec belonging to the same".

(6) "All that certain piece, parcel or lot of land situated in Nansemond County, Virginia, duly of record in the Clerk's office of the Circuit Court Of Nansemond County, Virginia, in Deed Book No. eighty eight (88) at page 431, described as follows:
Beginning at a certain point on the West side of Fifth St., aforesaid three hundred and sixty (360) ft North of and distance from the Northwest corner of said Fifth St., and Railroad Ave., in said "West jericho, Second Addition", and running from said point Northwardly along and fronting on the said Fifth St forty (40) ft; thence running Westwardly in a line at right angle to said Fifth St.,one hundred and twenty (120' ft; thence running Southwardly in a line parallel with the said Fifth St,forty (40) ft; thence running Eastwardly in a straight line one hundred and twenty (120) feet to the point of beginning; Said land constituting and being lot No. one hundred and thirty (130) as will appear by referrence to a map of said "West Jericho, First Addition" Together with all and singular the appurtanances belonging to the same".

And that the Clerk of the Nansemond County Circuit Court was paid $11.85 for court cost, $25.00 to John H. Palmer, Commissioner Chancery for his services, to the Guide Publishing Company's Suffolk agent $7.00 for publishing Order of Publication"and to John Jones $75.60, as directed in the decreetal order entered on the 21st, day of November, 1931, and retained for himself $50.00 for his services as counsel in this cause, which amount was agreed upon between Daisy Jones and John H. Fulcher, prior to the entering of of this suit, it is hereby adjudged, ordered and decreed that the Special Commissioner, John H. Fulcher, in this cause, is hereby discharged from further duties and liabilities, and nothing further remaining to be done in this cause, it is ordered that the same be removed from the docket.

VIRGINIA:

IN THE CIRCUIT COURT OF NANSE-
MOND COUNTY.

DAISY JONES, COMPLAINANT.

vs.

JOHN JONES, DEFENDANT.

DECREE.

Enter this the 19. day of November, 1932.

J. L. W Lemore
Judge.

Entered in:
Chancery Order Book No.
Page 14

VIRGINIA,

IN THE CIRCUIT COURT OF NANSEMOND COUNTY.

Daisy Jones. . . . . Plaintiff

vs.

John Jones . . . . . Defendant

TO THE HONORABLE CIRCUIT COURT OF NANSEMOND COUNTY:

Your Complainant, Daisy Jones respectfully represents:

That your Complainant's husband E. L. Jones (Earnest L. Jones) was in his life time seized and possessed of certain real estate lying in the County of Nansemond which is as follows:

All those certain two (2) lots of land which were conveyed to the said E. L. Jones (Earnest L. Jones) by R. H. Pretlow and wife, by deed dated March 19, 1917, and recorded on March 20, 1917, in Deed Book No. 86 at page 182, in the Clerk's Office of the Circuit Court of Nansemond County Virginia and described in said deed as follows;

"All those certain two (2) lots pieces , or parcels of land, in Nansemond County Virginia, being known numbered and designated on the plat or plan of Lloyd Place Corporation, duly of record in the Clerk's Office of Nansemond County Virginia, in Deed Book No. 64 page 570 as lots numbers Twenty-five and Twenty six (Nos 25 and 26) in Block "F" as shown on map above referred to ; said lots together fronting sixty (60) feet (30 feet each) on the East side of Sixth Street, and running back therefrom, between parallel lines, a distance of One hundred and ten (110) feet, and together being bounded as follow; on the North by lot No. 27 in said Block "F" on the East by lots Nos. 5 and 6 in the said Block "F" on the South by lot No. 24 in said Block "F", and on the West by said Sixth Street. Together with all and singular the appurtenances belonging to the same."

All that certain lot of land which was conveyed to the said E. L. Jones (Earnest L. Jones) by Lloyd Place Corporation by deed bearing date on the 3rd. day of October 1916, and duly recorded on the 16th. day of October 1916, in Deed Book No. 84 at page 448, in the Clerk's Office of the Circuit Court of Nansemond County, Virginia, and described in said deed as follows:

"All that certain lot, piece or parcel of land, in Nan-

semond County Virginia, being known, numbered and designated on the plat or plan of Lloyd Place Corporation duly of record in th e Clerk's Office of Nansemond County, Virginia, in Deed Book No. 64 at page 570 as lot No. Twenty-nine (No. 29) in Block "F", as shown on map above referred to; said lot fronting thirty (30) feet on the East side of Sixth Street, and running back therefrom, between parallel lines a distance of One Hundred and Ten (110) feet; being bounded on the North by lot Number thirty (No. 30) in said Block "F" on the East by lot Number nine (No 9) in said Block "F", on the South by lot Number twenty-eight (No. 28) in said Block "F", and on the West by the said Sixth Street. Together with all and singular the appurtenances belonging to the same;"

All that certain lot of land which was conveyed to the said E. L. Jones (Earnest L. Jones) by Lloyd Place Corporation, by deed bearing date on the 24th. day of May 1917, and duly recorded on the 22nd. day of June 1917, in Deed Book Number 86 at page 338, in the Clerk's Office of the Circuit Court of Nansemond County, Virginia, and described in said deed as follows;

"All that certain lot, piece or parcel of land in Nansemond County, Virginia, being known and designated, on the plat or plan of Lloyd Place Corporation, duly of record in the Clerk's Office of Nansemond County, Virginia, in Deed Book No. 64 at page 570 as lot Number thirty-four (34) in Block "F" as shown on map above referred to, said lot fronting thirty (30) feet on the East side of Sixth Street and running back therefrom between parallel lines the distance of One hundred and ten (110) feet, being bounded on the North by lot Number thirty-five (35) in Block "F", on the East by lot Number fourteen(No. 14) in Block "F", and on the South by lot Number thirty-three (33) in Block "F", and on the West by the said Sixth Street."

All those certain two (2) lots of land which were conveyed to the said E. L. Jones (Earnest L. Jones) by Lloyd Place Corporation, by deed bearing date on the 10th., day of June 1918 , and duly recorded on the 14th. day of June 1918, in Deed Book Number 88, page 379 in the Clerk's Office of the Circuit Court of Nansemond County Virginia, being known numbered and designated

on the plat or plan of Lloyd Place Corporation, duly of record in the Clerk's Office of Nansemond County, Virginia, in Deed Book Number 64 at page 570, as lots Numbers Eleven (11) and Twelve (12) in Block "G" as shown on map above referred to, said lots fronting Sixty (60) feet on the West side of Sixth Street and running back therefrom between parallel lines the distance of One hundred and ten (110) feet, being bounded on the South by lot Number ten (10) in Block "G", on the West by lots Numbers thirty-one (31) and thirty two (32) in Block "G", on the North by lot Number thirteen (13) in Block "G", and on the East by said Sixth Street.

All that certain lot of land which was conveyed to the said Earnest L. Jones by R. L. Woodward, Trustee, by deed bearing date on the 26th. day of February, 1910, and duly recorded on the 28th. day of February, 1910, in Deed Book Number 68 at page 415 in the Clerk's Office of the Circuit Court of Nansemond County, Virginia, and described in said deed as follows;

"All that certain piece, parcel or lot of land situated in that plat of building lots in the Eastern suburbs of the town of Suffolk, County of Nansemond, and State of Virginia, known as West Jericho, Second Addition" and described as follows; Beginning at a certain point on the East side of Sixth Street in said"West Jericho Second Addition" Four hundred and eighty (480) feet North of and distance from the Northeast corner of said Sixth Street and Railroad Avenue, in the said "West Jericho, Second Addition" and running from said point Northwardly along and fronting on said Sixth Street Forty 40) feet; thence running Eastwardly at a right angle to the said Sixth Street One hundred and twenty (120) feet; thence running Southwardly in a line parallel to the said Sixth Street forty (40) feet; thence running Westwardly in a straight line one hundred and twenty (120) feet to the point of beginning, said land constituting and being lot Number 192 in said "West Jericho, Second Addition" as will appear by reference to map of the said "West Jericho, Second Addition" duly recorded in the Clerk's Office of Nansemond County, in Deed Book Number 58 at page 439".

All that certain lot of land which was conveyed to the said E. L. Jones (Earnest L. Jones) by Locksley Jones, by deed bearing date on the 1st. day of August, 1918, in Deed Book Number 88 at page 481 in the Clerk's Office of the Circuit Court of Nansemond County, Virginia, and said lot is described as follows;

"Beginning at a certain point on the West side of Fifth Street aforesaid, Three hundred and sixty (360) feet North of and distant from the Northwest corner of said Fifth Street and Railroad Avenue in said "West Jericho, First Addition" and running from said point Northwardly along and fronting on the said Fifth Street Forty (40) feet, thence running Westwardly in a line at a right angle to said Fifth Street, One hundred and twenty (120) feet, thence running Southwardly in a line parallel with the said Fifth Street Forty (40) feet, and thence running Eastwardly in a straight line One hundred and twenty (120) feet to the point of beginning; said land constituting and being lot Number One hundred and thirty (130) as will appear by reference to a map of said "West Jericho, First Addition" duly recorded in the Clerk's Office of Nansemond County, Virginia, in Deed Book No 38 at page 687. Together with all and singular the appurtenances belonging to the same."

And while so seized and possessed, the said E. L. Jones (Earnest L. Jones), on or about the 28th. day of August 1918, died intestate leaving your Complainant and W. H. Jones, Norfleet Jones, Garland Jones, Marie Jones, Locksley Jones, Ashby D. Jones, and John Jones, his only children and heirs at law; And,

That by Deed dated the 7th. day of April 1931, and recorded in Deed Book Number 122 at page 517 in the Clerk's Office of the Circuit Court of Nansemond County, Virginia, Marie Jones, Locksley Jones, Ashby D. Jones W. H. Jones, Norfleet Jones, Garland Jones, conveyed all of their rights, titles and interest in the aforesaid lots hereinbefore described in this bill, their interests being a six-seventh (6/7) undivided interest, subject to your Complainant dower right which makes your Complainant now own in all of said property a six-seventh (6/7) undivided interest in the same, and the remainder or a one-seventh (1/7) undivided interest is owned by John Jones subject to your Complainant dower right.

That your Complainant and the said defendant John Jones are the co-owners in fee simple of the hereinbefore described property in this bill and the object of this suit is to procure a partition thereof in some method prescribed by law. Owing to the small size interest of John Jones in the aforesaid property, it is obvious that a partition in kind is wholly impossible and your Complainant, Daisy Jones, one of the Co-owners is willing to take the

said property at its value and pay to the other co-owner John Jones ~~Fifty Four ($54.85) Dollars and eighty five cents~~ seventy five ($75.60) Dollars and fifty cents the value of his respective share, and your Complainant does allege that it is to the advantage and interest of all parties concerned that said property be sold as a whole or the aforesaid offer be accepted in order to effect a partition and the proceeds of the sale be divided by the Court amongst the parties to this suit according to their respective interests in the said lots of land.

The said property has no annual rental value at present, and is assessed for taxation in the name of E. L. Jones (Earnest L. Jones) estate at $795.00

Forasmuch as your Complainant is remediless in the premises save in a Court of Equity where such matters are properly cognizable. She prays that the said John Jones may be made party defendant to this bill and required to answer the same; but not under oath, the oath being hereby waived; That proper process may be issued; That an order of publication may be made against the defendant John Jones, who is a non-resident; That partition of said lots may be made in some manner prescribed by statute, preferably by a sale of the lots and a division of the proceeds of the sale amongst the owners according to their interest; That in case the Court should decree a sale of the said lots in order to effect a partition thereof, that the said offer of purchase by your Complainant aforesaid be accepted; That all proper accounts and inquiries may be directed and taken; and, that your Complainant may receive all such other and further relief both general and special as to equity may seem meet and the nature of the case may require.

And your Complainant will ever pray, etc

John L. Fulcher P. Q. Dairy Jones

STATE OF VIRGINIA
TO-WIT:
CITY OF SUFFOLK,

I, W. H. Crocker, a Notary Public in and for the State and City aforesaid, do certify that Daisy Jones, whose name is signed to the foregoing bill of complaint, this day personally appeared before me in my City, and made oath that the matters and things stated in the said bill as of her own knowledge are true, and that those stated as on the information of others she believes to be true.

Given under my hand this 20 day of July 1931.

W. H. Crocker
Notary Public

My commission expires on 1st August 1932.

VIRGINIA:
IN THE CIRCUIT COURT OF NANSEMOND COUNTY;

Dasiy Jones, Plaintiff.

vs.

John Jones, Defendant.

BILL IN CHANCERY.

Filed this 20th. day of July 1931.
John H. Fulcher-Clerk

JOHN H. FULCHER
ATTORNEY AT LAW,
SUFFOLK, VIRGINIA.