

1433-054
Nansemond Co (Suffolk)

Chancery Causes: C.C.H. Weaver vs M. W. Bullock et al

62

VIRGINIA:

IN THE CIRCUIT COURT OF HANSEMOND COUNTY

C. C. H. Weaver.....Complainant

V. MEMORANDUM

M. W. Bullock and George Bullock.....Defendants

To the Clerk of said Court:

Please summon Defendants for Complainant to 2nd July
(1930) Rules in Chancery.

Holland & Lovelace

C. C. H. Weaver.....Complainant

V. MEMORANDUM

M. W. Bullock and George Bullock...
.....Defendants

HOLLAND & LOVELACE
ATTORNEYS AT LAW
SUFFOLK, VIRGINIA

The Commonwealth of Virginia,

To the Sheriff of the County of Nansemond, Greeting:

WE COMMAND YOU, That you summon M. W. Bullock and George Bullock

to appear at the Clerk's office of the Circuit Court of the County of Nansemond
at the rules to be held for the said Court on the 12th ~~3rd~~ Monday in July, 19 30,
to answer a bill in chancery, exhibited against them in our said Court by
C. C. H. Weaver

And have then there this writ. Witness Paul J. Powell, Clerk of our said
Court, at the court-house, the 30 day of June, 19 30, and in the
154th year of the Commonwealth.

Paul J. Powell, Clerk.
By Oliver Whitworth, D.C.

copy

No. 300

vs.

SUBPOENA IN CHANCERY

p. q.

To Rules,

..... Circuit Court.

George Bullock could
not be found in
Harrison county

July 3rd 1930

J. C. Taylor Deputy
Sheriff

The Commonwealth of Virginia,

To the Sheriff of the County of Nansemond, Greeting:

WE COMMAND YOU, That you summon M. W. Bullock and George Bullock

to appear at the Clerk's office of the Circuit Court of the County of Nansemond
at the rules to be held for the said Court on the 1st ~~3rd~~ Monday in July, 1930,
to answer a bill in chancery, exhibited against them in our said Court by
C. C. H. Weaver

And have then there this writ. Witness Paul J. Powell, Clerk of our said
Court, at the court-house, the 30 day of June, 1930, and in the
154th year of the Commonwealth.

Paul J. Powell, Clerk.

By Alfred Whitcomb, D.C.

C. C. H. Weaver

vs.

SUBPOENA IN CHANCERY

M. N. Bullock
et al

Holland & Lonace... p. q.

To Third July Rules,

Hanse Co... Circuit Court

W M Bullock could not be found at his usual place of abode on the 3rd day of July, 1930, so the within summons notice was executed on the said 3 day of July, 1930, within the County of Nansemond, State of Virginia, by delivering a true copy of the same, in writing, and giving information of its purport to Luther Bullock, W M Bullock's son, who was found at W M Bullock's usual place of abode, and who is a member of W M Bullock's Family, and above the age of sixteen years.

E B Rawles
Sheriff of Nansemond County
By J. C. Taylor
Deputy Sheriff of Nansemond County

George Bullock could
not be found in
Nansemond County

J. C. Taylor Deputy
Sheriff

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY

C. C. H. Weaver.....Complainant

V.

AFFIDAVIT

M. W. Bullock and George Bullock.....Defendants

To the Clerk of the above styled Court:

The object of this suit is to subject the lands of the late C. E. Bullock to the payment of a debt of Two Hundred Thirty-One (\$231.00) Dollars due by the estate of the late C. E. Bullock to the Complainant, C. C. H. Weaver.

In conformity with the law in such cases made and provided and as Counsel for Complainant in this cause, I hereby make application upon Order of Publication against one of the Defendants, George Bullock, who is not a resident of the City of Suffolk, nor State of Virginia, and whose last known Post Office Address, was George Bullock, Richsquare, North Carolina, and I direct the Clerk to mail a certified copy of said Order of Publication, when entered, to said Defendant to the address given herein and to certify to the mailing of the same as required by the statute in such cases made and provided.

Holland & Lovell
Counsel for Complainant

STATE OF VIRGINIA,

City of Suffolk, to-wit:

I, C. C. H. Weaver, being first duly sworn do make oath that the above mentioned Defendant, George Bullock is not a resident of the State of Virginia, and that his last known Post Office Address was George Bullock, Richsquare, North Carolina.

C. C. H. Weaver
Orator

Subscribed and sworn to before me in my city and State afore-
said this 30 day of June, 1930.

John Melvin Lovelace
Notary Public

My commission expires: Sept. 4, 1930

C. C. H. Weaver.....Complainant

V. AFFIDAVIT

M. W. Bullock and George Bullock..
.....Defendants

Filed:

June 30, 1930

Paul J. Powell, Clerk

By, Oliver Whitcomb, Atty.

HOLLAND & LOVELACE

ATTORNEYS AT LAW

SUFFOLK, VIRGINIA

VIRGINIA:

IN THE CLERK'S OFFICE OF THE CIRCUIT COURT OF THE
COUNTY OF NANSEMOND, ON THE 30 DAY OF June, 1930.

C. C. H. Weaver.....Complainant

V. IN CHANCERY

M. W. Bullock and George Bullock.....Defendants

The object of the above styled suit, which is a creditors' suit, is to subject to the payment of a debt due by the estate of C. E. Bullock to C. C. H. Weaver, the following described real estate:

All those certain lots or parcels of land located in Saratoga Place, said lots being known, numbered and designated on the plat of Saratoga Place Corporation as Lots 14, 15 and 31 in Block 7, Lot 31 being located on the North side of Battery Avenue and lots 14 and 15 being located on the South side of Ashley Avenue, in said Saratoga Place.

And it appearing from Affidavit filed according to law that George Bullock, one of the Defendants, is not a resident of the State of Virginia, it is therefore ordered that the said George Bullock appear within ten (10) days after due publication of this Order in the Clerk's Office of our said Circuit Court and do what is necessary to protect his interest. It is further ordered that this order be published once a week for four successive weeks in the Virginian Pilot, a newspaper circulated in the County of Nansemond, State of Virginia, and no newspaper being prescribed by our said Circuit Court, the said newspaper is hereby directed to publish the same. And it is further ordered that a copy of this order be posted on the front door of the Court House of Nansemond County, Virginia, on or before the next succeeding rule day, and that another copy of this Order be mailed to the Defendant, George Bullock, at his last known Post Office address

which is given in the Affidavit.

Paul J. Powell

Clerk

By, Olivera Whitehurst, S.C.

Holland & Lovelace

P.q.

Teste:

C. C. H. Weaver.....Complainant

V. IN CHANCERY

M. W. Bullock and George Bullock...
.....Defendants

Filed June 30 - 1930
Paul J. Carroll, Clerk
By Olivera Whitcomb, DC.

HOLLAND & LOVELACE
ATTORNEYS AT LAW
SUFFOLK, VIRGINIA

VIRGINIA:

IN THE CIRCUIT COURT OF NANSIMOND COUNTY

J. B. Stutson, assignee of
the Bank of Holland, Inc.,

v.

Mary A. Smith, J. T. Cross, W. H.
Crocker, Trustee, ~~and~~ Lester Daughtrey, and W. J. Barton & Son

TO PAUL J. POWELL, CLERK:

Issue subpoenas in Chancery returnable to first
December Rules, 1929.

Holland & Woodward
p.q.

VERGINIA:
IN THE CIRCUIT COURT
OF NANSEMOND COUNTY

J. B. STUTSON, assignee of the
BANK OF HOLLAND, INC.,

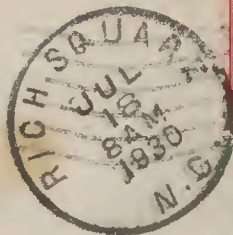
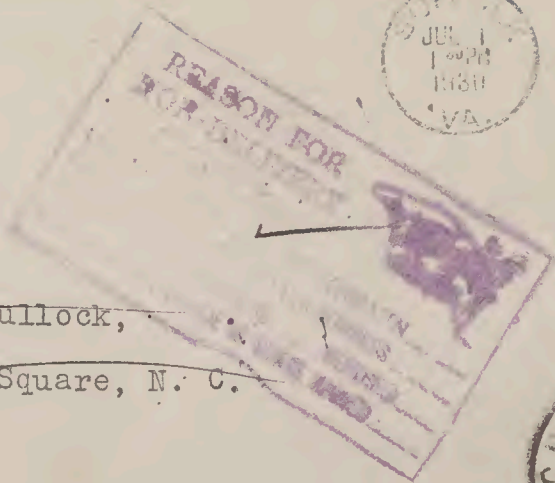
v.

MARY A. SMITH, et als.

MEMORANDUM

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

George Bullock,
Rich Square, N. C.





VIRGINIA:

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

----- C. C. H. Weaver -----	Pltff.-----	} In Chancery
vs.		
----- M. W. Bullock, et al -----	Df't-----	

I hereby certify that on the 30 day of June 1930

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 30 day of June 1930

----- PAUL J. POWELL -----, Clerk.

By Shirley Whitburn, Deputy Clerk.

VIRGINIA:

IN THE CLERK'S OFFICE OF THE CIRCUIT COURT OF THE
COUNTY OF NANSEMOND, ON THE 30 DAY OF June, 1930.

C. C. H. Weaver.....Complainant

V. IN CHANCERY

M. W. Bullock and George Bullock.....Defendants

The object of the above styled suit, which is a creditors' suit, is to subject to the payment of a debt due by the estate of C. E. Bullock to C. C. H. Weaver, the following described real estate:

All those certain lots or parcels of land located in Saratoga Place, said lots being known, numbered and designated on the plat of Saratoga Place Corporation as Lots 14, 15 and 31 in Block 7, Lot 31 being located on the North side of Battery Avenue and lots 14 and 15 being located on the South side of Ashley Avenue, in said Saratoga Place.

And it appearing from Affidavit filed according to law that George Bullock, one of the Defendants, is not a resident of the State of Virginia, it is therefore ordered that the said George Bullock appear within ten (10) days after due publication of this Order in the Clerk's Office of our said Circuit Court and do what is necessary to protect his interest. It is further ordered that this order be published once a week for four successive weeks in the Virginian Pilot, a newspaper circulated in the County of Nansemond, State of Virginia, and no newspaper being prescribed by our said Circuit Court, the said newspaper is hereby directed to publish the same. And it is further ordered that a copy of this order be posted on the front door of the Court House of Nansemond County, Virginia, on or before the next succeeding rule day, and that another copy of this Order be mailed to the Defendant, George Bullock, at his last known Post Office address

which is given in the Affidavit.

Paul J. Powell
Clerk

Holland & Lavelace

P.O.

Teste:

Paul J. Powell, Clerk
By, Olivera Whitehurst, D.C.

VIRGINIA:

IN THE CIRCUIT COURT OF THE COUNTY OF NANSEMOND

C. C. H. Weaver.....Complainant

V. NOTICE OF TAKING DEPOSITIONS

W. M. Bullock and George Bullock.....Defendants

To: W. M. Bullock and George Bullock:

Take notice that on the 17th day of September, 1930, at the offices of Holland & Lovelace, in the American Bank & Trust Company Building, Suffolk, Virginia, between the hours of 10 A. M. and 5 P. M. of that date, I shall proceed to take the depositions of Alvin Grant and others, to be read as evidence in my behalf in a certain suit in Equity pending in the Circuit Court of the County of Nansemond, wherein I am Complainant and you are Defendants; and if, for any cause the taking of the said depositions be not commenced, or if commenced, be not concluded, on that day, the taking thereof will be adjourned from day to day at the same place and between the same hours until the same shall be completed.

Given under my hand this 3rd day of September, 1930.

C. C. H. WEAVER

BY

Holland & Lovelace
his attorneys

In the Circuit Court of Nansemond County, Virginia-

C.C.H. Weaver

VS

M.W. Bullock and George Bullock-

Wm.M. Bullock upon whom the City Sergeant of Suffolk, Virginia, has served process in this cause July 3, 1930 makes this special appearance and submits the following statement in writing pertinent to the bill of complaint in this cause reserving to himself the benefit of all just exceptions to the said bill of complaint and says as follows:-

That M.W. Bullock and George Bullock are not the true names of the heirs at law of C.E. Bullock, deceased, and that true legal process has not been served on either the said Wm.M. Bullock or George T. Bullock in the said cause.

That the said Wm.M. Bullock denies that C.E. Bullock owes the said C.C. H. Weaver the items charged in the said bill of complaint, to wit:-

For board and lodging to the extent of \$75.00, for washing and ironing to the extent of \$62.00, for \$25.00 for the painting of a house for the said C.E. Bullock, and for \$20.00 for board and lodging paid Mary Drake for C.E. Bullock, as shown by itemized statement filed therewith and made a part of the said bill.

Your respondent denies that the said C.E. Bullock died leaving no personal estate.

Your respondent further denies that the parcels of real estate of which the said C.E. Bullock died seized and possessed are correctly described in the said bill of complaint.

Your respondent admits that George T. Bullock and wife conveyed to Wm.M. Bullock, by deed dated July 19, 1930 and recorded July 28, 1930, in D.B. No. 120, page 378 in the Clerk's Office of the Circuit Court of Nansemond County, Virginia, an undivided one half interest in the real estate located in Nansemond County, Virginia, of which the said C.E. Bullock died seized and possessed.

That your respondent admits that C.E. Bullock died intestate so far as is known by him at this time, leaving your respondent and George T. Bullock, his brothers, as his only heirs at law.

And having fully replied to the said bill of complaint, wherein it is pertinent to his interest, your respondent prays to be hence dismissed with his reasonable cost in this behalf expended.

Wm. M. Bullock

State of Virginia,*

County Nansemond * To Wit:-
City of Suffolk *

I, William M. Birdsong, a notary public for the County of Nansemond City of Suffolk in the State of Virginia, whose term of office expires on the 29th day of April, 1934, do certify that Wm.M. Bullock, whose name is signed to the foregoing writing this day personally appeared before me in my County of Nansemond City of Suffolk aforesaid and made oath that the matters and things stated in the bill of complaint in the chancey cause of C.C.H. Weaver vs M.W. Bullock and George Bullock of his own knowledge are true and that those stated as on the information of others he believes to be true.

Given under my hand this 2nd day of October, 1930.

William M. Birdsong
Notary Public

Filed this 2nd day of October
1930.

John H. Powell Clerk
By, M. K. Gardner Deputy Clerk

C. C. H. Weaver.....Complainant
V. NOTICE OF TAKING DEPOSITIONS
W. M. Bullock and George Bullock..
.....Defendants

Copy for W. M. Bullock

HOLLAND & LOVELACE
ATTORNEYS AT LAW
SUFFOLK, VIRGINIA

VIRGINIA:

IN THE CIRCUIT COURT OF NANSEMOND COUNTY

C. C. H. Weaver.....Complainant

V.

BILL OF COMPLAINT

M. W. Bullock and George Bullock.....Defendants

1. Humbly complaining, showeth unto your Honor, your orator, C. C. H. Weaver, that he brings this suit on behalf of himself and all other creditors of the estate of C. E. Bullock, deceased.

2. Your orator would further show that on or about the 19th day of March, 1930, the said C. E. Bullock died intestate, leaving no personal property thereby making it unnecessary for the appointment of an Administrator.

3. Your orator further showeth unto your Honor that during the life time of the said C. E. Bullock, he became indebted to your orator for board and lodging to the extent of \$75.00; that he also became indebted and was indebted at the time of his death to your orator to the extent of \$62.00 for washing and ironing; that the deceased was further indebted to your orator at the time of his death in the sum of \$25.00 for the painting of a house for the said C. E. Bullock, deceased; that during the last illness and just prior to the death of the said C. E. Bullock, your orator paid other bills contracted by the said C. E. Bullock and bills which were necessary and proper as a result of the said last illness and death of the said C. E. Bullock, which are as follows: To cost of ambulance from Newport News, Virginia, (where C. E. Bullock was taken ill) to Suffolk, \$20.00; To board and lodging paid Mary Drake for C. E. Bullock, \$20.00; To amount paid Dr. E. E. Smith, attending physician of C. E. Bullock, \$4.00; making a total of \$231.00, due your orator by the estate of the late C. E. Bullock, as shown by itemized statement filed herewith and made a part of this bill.

4. Your orator further represents unto your Honor that he is informed and believes that the estate of the said C. E. Bullock is indebted and that there is no personal property belonging to said estate out of which to pay the said debts.

5. Your orator further represents unto your Honor that the said C. E. Bullock, deceased, died, seized and possessed of certain real estate situate in the Southeastern suburbs of the City of Suffolk, Nansemond County, Virginia, in that locality known as Lloyd Place, as appears from the title deeds therefor of record in the office of the Clerk, of the County of Nansemond, in Deed Book 90 at pages 379 and 390, respectively, the description of which property is as follows:

All that certain lot, piece or parcel of land in Nansemond County, Virginia, being known, numbered and designated on the plat or plan of Saratoga Place Corporation duly recorded in the office of the Clerk of Nansemond County, Virginia, as Lot 30, in Block 7, as shown on Map above referred to, said lot fronting (30) feet on the North side of Battery Ave., and running back between parallel lines a distance of one hundred and ten (110) feet, and being bounded as follows: On the North by lot #13, in Block 7, on the East by Lot No. 31, in Block 7, on the South by Battery Ave., and on the West by Lot No. 29, in Block 7, together with all and singular the appurtenances thereto belonging.

This is the same property that was conveyed to C. E. Bullock by S. M. Winborne and Estella Winborne, his wife, by their Deed dated April 10, 1919, and duly recorded on April 15, 1919, in Deed Book 90, at page 375, in the Clerk's Office of the Circuit Court of Nansemond County.

All those certain two lots, pieces or parcels of land situated in "Saratoga Place", in the County of Nansemond, in the State of Virginia, near the Southwestern suburbs of the City of Suffolk, Virginia, and known, numbered and designated on the plat of Saratoga Place Corporation duly of record in the Clerk's Office of the Circuit Court of Nansemond County, Virginia, in Deed Book No. 66, at page 33, as lots No. 14 and 15 in Block No. 7. Said lots having a frontage of thirty (30) feet each, on the South side of Ashley Avenue, and each running back Southwardly therefrom between parallel lines One hundred and ten (110) feet. The said lots adjoin, and as one piece of land being described as follows: Fronting sixty (60) feet on the South side of said Ashley Avenue and running back Southwardly therefrom between parallel lines, one hundred and ten (110) feet; and bounded on the North by said Ashley Avenue, on the South by lots 31 and 32 in said Block 7; on the East by lot No. 16, in Block 7, and on the West by Lot No. 13, in said Block 7.

These being two of the lots conveyed to C. E. Bullock by C. O. Harrell and Mollie Knight Harrell, his wife, by their Deed dated April 17, 1919, and duly recorded in the Clerk's Office of the Circuit Court of Nansemond County, Virginia, in Deed Book 90, at page 390, on April 21, 1919.

6. Your orator further sheweth unto your Honor that the said C. E. Bullock was a widower at the time of his death and that he had no children; that the Defendants herein, who are brothers of the late C. E. Bullock, are the only heirs at law of the said C. E. Bullock.

7. Your orator therefore prays that the said M. W. Bullock and George Bullock be made party Defendants to this suit; that an account of all debts and liabilities of the estate of the said C. E. Bullock may be taken and their priorities be ascertained and determined; that the amount and value of the real estate owned by the said C. E. Bullock at the time of his death may be ascertained and determined; that all other accounts and orders which are proper may be taken and made in this cause; and grant unto your orator such other, further and general relief as to equity and good conscience may seem meet, and as in duty bound I will ever pray, etc.

C. C. H. WEAVER

BY

Holland & Lovelace
Counsel.

C. C. H. Weaver.....Complainant

V. BILL OF COMPLAINT

M. W. Bullock and George Bullock...
.....Defendant

Filed June 30-1930

*Paul J. Powell, Clerk
By, Oliver Whitcomb, Sr.*

HOLLAND & LOVELACE
ATTORNEYS AT LAW
SUFFOLK, VIRGINIA

Stall and Lumber p-9

C. C. H. Weaver

vs

M. H. Bullock et al

6-30-30

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