

1933-068
Nansemond Co (Suffolk)

Chancery Causes: Dr. Job G Holland vs E. A. Watkins & Bros

81

Williams, Jones

PLAT

The above Plat represents a piece of
land Surveyed for W. A. Camp, bought
of J. G. Jones, near Hollands' corner.

Kanawha County, Virginia.

marked and bounded as follows

Beginning at a small post oak standing
3 poles from and on the East Side of
South Quay Road thence S $81\frac{3}{4}^{\circ}$ E
123 $\frac{1}{2}$ poles to J. Y. Hollands line a
corner, thence N 23° W or parallel ~~thence~~
with the new Road to a Sweet gum on
a ditch a corner on said J. Y. Holland.
thence down said ditch and ~~passing~~
the branch N 88° W 4 poles, thence S 63° W
10 poles, thence West 22 poles, thence N 71° W
32 poles, thence N 53° W 5 poles to said
South Quay Road thence up said ^{Road} S $63\frac{3}{4}$
poles to the beginning, and containing
35 acres.

October 1887,

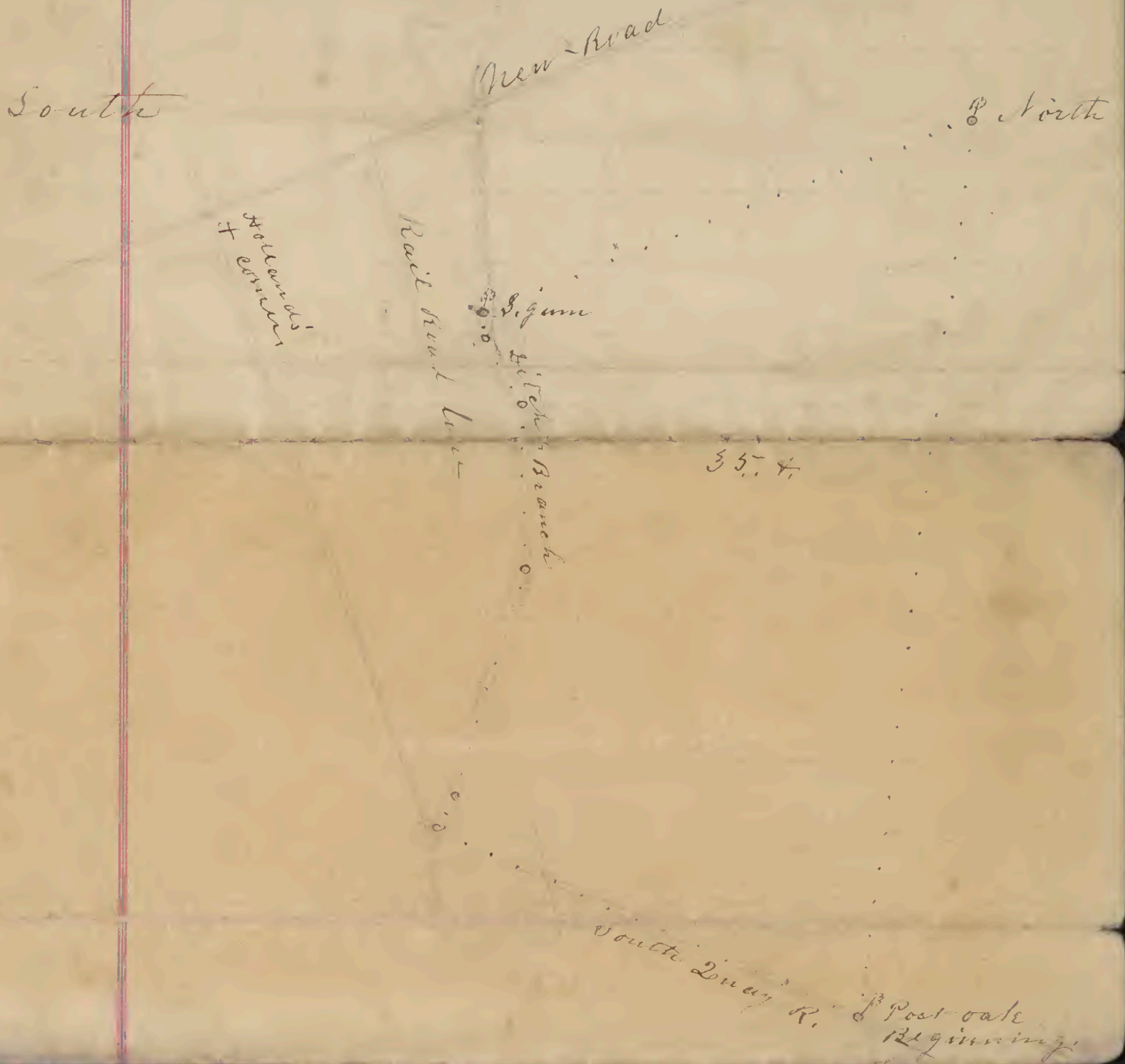
J. H. Williams, Sur.

104372 ft.

Plat-17

St. L. 104372 ft. near Holland's corner

5 1/2



The above Plat is laid down by a
Scale of 5 ch. or 20. poles to the
inch

VIRGINIA, Nansemond County, to-wit:-

This day J. H. Williams personally appeared before me,
W. V. Leathers, a Notary Public in and for the
County and State aforesaid, and after being duly sworn, made
oath and said:

1st. That some time about the 11th day of Feb.,
1911, this affiant, acting as a surveyor, was called
upon to survey a small tract of land sold by T. G. Jones
to W. N. Camp and to establish the boundary line between
the property of Z. T. Holland and T. G. Jones, near the
Town of Holland, Virginia; that he, together with the said
Zachary T. Holland and T. G. Jones, went upon the lands
and ran the said line; that he has recently been called
upon by Dr. J. G. Holland to identify the said line estab-
lished as aforesaid, which has been done by him; that he is
informed that Dr. J. G. Holland is now the owner of the
land formerly sold by T. G. Jones to W. N. Camp; that he
is also informed that the timber on the lands of the late
Z. T. Holland, now belonging to P. L. Everett, has been
sold to E. A. Watkins & Bro; that employees of the said
E. A. Watkins & Bro. have crossed the said line and cut
trees upon the lands of the said J. G. Holland; and that
this affiant is ready and willing to point out said line
made as aforesaid to any person interested therein.

2nd. That at the time said boundary line was estab-
lished by him T. G. Jones and Z. T. Holland, the adjoining
owners, were both present and acquiesced in and consented
thereto; that no complaint was made by either of them at
said time and that, notwithstanding this affiant has lived
in the neighborhood of said property ever since, he has

never heard of any complaint or dispute about the said line
between the said Jones or Camp and Z. T. Holland until now.

Given under my hand this 1st day of Sept.,
1911.

J. H. Williams.

Subscribed and sworn to before me this 1st day of
Sept., 1911.

W. C. Leather N. P.

My Commission Expires
Sept. 30th, 1914.

S 62 at ditch with Road
S-31 " back end

Some line
75 ft from iron post at
large lot running east
long ditch to a small
gum tree

Pimms Pt 3/11

J. P. Dalton

Holland

Note weights shown on attached
memo.

C. L. Chandler Jr
w

Holland, Va. 3/6/11



Mr. C. L. Candler, Gen'l. Agt.

Norfolk, Va.

Dear Sir:-

I would thank you very much to let me have first mail actual scale weights on the following cars Lumber which is desired by shipper, "Holland, Va. to Norfolk Va. W/B. No.

"	"	"	"	18----	1/11/11	So. 51712	97300 23800	64000 22800
"	"	"	"	20----	1/11/11	So. 50290	86400 22400	91800 24800
"	"	"	"	28----	1/16/11	So. 50227	84900 37200	110600 39400
"	"	"	"	27----	1/16/11	G. S. & F. 6264	112700 83900	75200 19900
" ^c	"	"	"	35----	1/21/11	So. 11814	113800 36300	78500 24600
"	"	"	"	44----	1/26/11	C. C. & O. 10006		
"	"	"	"	52----	1/27/11	N. O. & N. E. 10974		
"	"	"	"	4----	2/2/11	G. & F. 2083		
"	"	"	"	9----	2/3/11	Erie 9575		
"	"	"	"	23----	2/11/11	S. A. L. 44558		
"	"	"	"	37----	2/17/11	So. 51559	122500 27600	

Thanking you in advance for your promptness. Yours truly,

road a corner line of W. Y.
Holland & thence an east
course along said line of W. Y.
Holland & adjoining the lands
of David Small, J. Y. Holland
Albert Copeland, Humphrey Boone's
Est. of P. Barnes Estate (formerly
the James M. Holland lands)
thence said line a west course
to said ditch to beginning & con-
taining 10 & a. more or less.

A. A. - 26-194

Situated at or near Hollands'
Corner in H. N. D. of Name Co.
Va containing by estimation
6 a. be the same more
or less the said piece of
land lies on the south
side of the S. Quay Road
and is bounded by said road &
by the store & dwelling house
N. of said J. Y. H. on the
East & by the lands of J. Y. Jones
(once the lands of J. P. Barnes) on
the South & also by the said
South Quay road on the

western end, the said lot of
land lies in a V shape & con-
tains all the lands of the
said Augustus A. Holland
lying on the South Side of
the South Troy road & between
the land of J. G. Jones & J. S.
Holland & said road.

9-261

On the south side and
in the fork of the South
Quay & Somerton Roads at
Holland Corner in the County
& State aforesaid. Beginning
at said fork of roads thence
S. $64\frac{1}{2}^{\circ}$ W 22 poles to a red oak
a corner on said A. H. Holland
thence with a line of
marked trees S 21° E 41 poles to
a ditch a corner thence up
said ditch N. $89\frac{1}{2}^{\circ}$ 14 poles
thence N. 81° E 6 poles to said
Somerton Road thence
with said road N. 21° W
to the beginning & containing
6 a. more or less.

10-157
On the North & East side of
the Somerton Road in
the Co. & State aforesaid Beginning
at a ditch the corner line of the
Holland's corner stone lot
thence S. E. along the
Somerton Road & crossing
said road at a holly tree
on the N. side of said

Now say J. H. Williams person-
ally appearing before the Justices
of the Peace and for the County
and state aforsaid and after
being duly sworn made oath
and said

I swear that some time about
the 25th day of October in the
year 1887 this affiant acting
as a surveyor was called
upon to establish the boundary
line between the property of
J. E. Jones and John W.
Holland near the Town of
Holland, Va, that he together
with the said J. E. Jones and
Charles D. Holland went upon
the lands and established the
said line and marked the
same by a line of chopped
trees, that he has recently
been called upon by the
said J. Jones to identify the said
line which was done by
him, that the said boundary
line is easily located and the
said chopped trees or most
of them can be easily and

plenty seen that employ us
of E. A. Watson & Co. have
chosen the said land and
cut trees upon the lands of
J. G. Jones. There appears
to be no difficulty in getting
out and in it to any person
interested therein.

Second. That after the said
employment has been established
by the shewing above recited
this affair, who lives in the
very heart of said Joe
city, never heard of any
complaint or dispute about
the said land between the
said J. G. Jones and Zachary
J. Holland nor has he ever
heard any dispute between
any other persons concerning
the said land.

If you have an occasion to go to the Clerks office look up the deed from Camp to the trustees of the Christian Church and deed from T.G.Jones and wife to S.W.Holland and see if the little post oak is not mentioned? If so it will strengthen our claim I should think,thus making the same tree a starting point for two other deeds:

Paul Everett says that E.L.Wadkins & Bro. don't expect to pay anything for the lumber. Do you need the deeds and plat?

J.G.H.

Dear Judge,

a friend of mine over-heard
a conversation between Paul
Everitt & his brother yester-
day in regard to the Land-
Claim, & Ed told Paul to
"come & see me & try &
compromise the matter".
Don't you think I have
made sufficient offer, unless
I am to give up all

very truly,

Jos. Halland

Dec. 18, 1910.

Dr. J. G. Holland,

Holland, Va.

My dear Doctor:-

I am giving you below descriptions of two pieces of property owned by W. T. Holland at the time of his death:

1st. A certain tract of land on the South side and in the fork of the South Quay and Somerton Roads at Holland's Corner, in the County and State aforesaid, beginning at said fork of roads, thence South 64½ degrees West 22 poles to a red oak, a corner with said A. H. Holland, thence with a line of marked trees South 21 degrees East 41 poles to a ditch, a corner, thence up said ditch North 89½ degrees 14 poles, thence North 81 degrees East 6 poles to said Somerton Road, thence with said Somerton Road North 21 degrees West to the beginning, and containing six (60) acres, more or less.

2nd. A tract of land on the North and East side of the Somerton Road, in the County and State aforesaid, beginning at a ditch, a corner line of the Holland's Corner store lot, and running Southeast along the Somerton Road and across said road at a holly tree on the North side of said Road, a corner line with W. T. Holland, and thence and East course along said line of W. T. Holland and adjoining the lands of D. W. Holland, formerly Z. T. Holland,

Albert Copeland, Dempsey Boone's estate, I. P. Barnes' estate, formerly Jas. M. Holland, thence said line a West course to said ditch to the beginning, and containing one hundred and eight (108) acres, more or less.

3rd. A tract of land situated at or near Holland's Corner, in Holy Neck Registerial District, in Jameson County, Virginia, containing by estimation six (6) acres, more or less, lying on the South side of the South Quay Road and bounded by said Road, by the store and dwelling house of the late W. T. Holland on the East, and by the lands of T. G. Jones on the South, and also by the said South Quay Road on the West. Said lot of land lies in a V shape and embraces all the lands of the said Augustus H. Holland lying on the South side of the South Quay Road and between the lands of T. G. Jones, W. T. Holland and said road.

I also find an old deed on record from Jas. M. Holland to Augustus H. Holland. In this deed the meets and bounds of the tract of land owned by Augustus H. Holland are given. The tract of land now owned by T. G. Jones' estate was also formerly owned by Jas. M. Holland.

The deed gives the following boundary: "Thence South 75 degrees West 8 poles to a red oak, thence South 65 degrees 30 minutes West 25 poles to a pine, thence South 68 degrees West 14 poles to a sweet gum, a corner on the said

Jas. M. Holland's land."

It does seem to me that a survey made by J. H. Williams, Surveyor, during Mr. Holland's life time and when he was probably present, ought to be binding on all parties. I should send for Mr. Williams, let him re-establish the lines, if necessary, and then clear in accordance with the line established by him. I believe you would be entirely safe in doing this.

Shall I return the old deeds to you or keep them until you call?

Yours very truly,

PHONE:
NANSEMOND 51-2

DR. JOB G. HOLLAND,
OFFICE IN RESIDENCE

OFFICE HOURS:
7 TO 9 A. M., 1 TO 2 P. M., 6 TO 9 P. M.

Col. E. E. Holland,
Suffolk,
Va.

Holland, Va., Mach 13th 1911

My dear Sir:-

I will be in Suffolk next thursday and will turn over to you the weights and measurements of the lumber cut over my line by E. A. Wadkins & Bro. They would not give me the necessary information, so I have secured it direct from the Southern Rail-way. Don't you think it would be good to secure an affidavit from Mr. Wm. N. Camp in regard to the line? My calculation of the lumber is 583200 Lbs. or 116640 ft. of lumber. At \$5.50 per thousand would be \$642.12

Yours very truly,

March 16, 1911.

Messrs. H. A. Watkins & Bro.

Norfolk, Va.

Gentlemen:-

Dr. J. G. Holland, of Holland, Va., has handed me claim against you for \$642.12.

He tells me that your firm cut from his land 116,640 feet of lumber, and that his claim is for this lumber at \$5.50 per thousand.

I understand that there is some dispute as to the line. I shall be glad if you will let me know if there is not some way in which this matter can be adjusted without litigation. I shall be glad to hear from you.

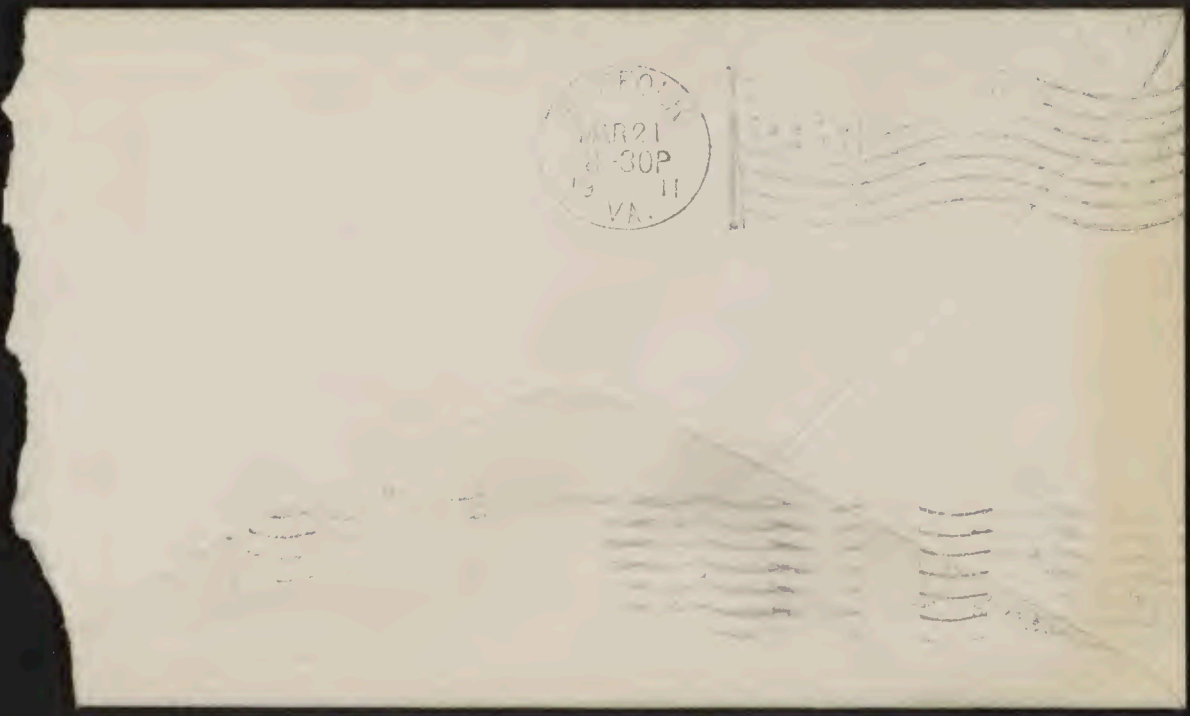
Yours very truly,

THOS. W. SHELTON
ATTORNEY AND COUNSELOR AT LAW
BANK OF COMMERCE BUILDING
NORFOLK, VA.



Colonel E. E. Holland,
Attorney at Law,
Suffolk, Va.

FOOT
MAR 21
8-30P
19
VA.



THOS. W. SHELTON
ATTORNEY AND COUNSELOR AT LAW
BANK OF COMMERCE BUILDING
NORFOLK, VA.
WM. W. DEY, JR.

March 21st, 1911.

Colonel E. E. Holland,
Attorney at Law,
Suffolk, Va.

My Dear Colonel:-

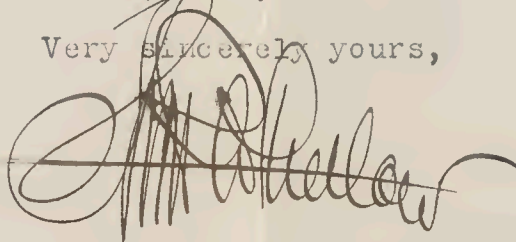
CLAIM OF DR. JOB. G. HOLLAND.

Messrs. E. A. Watkins & Brothers have directed my attention to your communication to them with reference to the claim of Doctor Job G. Holland to certain timber purchased by the Messrs. Watkins from Mr. Everett. We quite agree with your suggestion that the parties ought all to assemble and discuss this situation because they are all men of a class that want nothing belonging to another and who ought to be able to come to an equitable conclusion that will be made satisfactory to all. We are now in a conference and it has been suggested that we meet on the ground, near Holland Station. If this meet with your approval a day can be agreed upon when Messrs. E. A. Watkins, E. Kenney and myself will meet you and Doctor Job Holland, Mr. Withers and the two Messrs. Everetts. Mr. Watkins informs me that Doctor Holland and Mr. Paul Everett live at Holland. You and Mr. Withers and Mr. S. E. Everett could join Mr. E. A. Watkins and Mr. Kenney and myself on the Southern Railway train on the morning of the day agreed. Please let me hear from you so that a date can be fixed. This being a question of lines we will no doubt have to do a little rambling in the woods and it is therefore suggested that the entire day be set apart to settle the matter before we come out of the woods.

With kindest personal regards, I am,

Very sincerely yours,

TWS-T.



March 22, 1911.

Col. Thos. W. Shelton,
Norfolk, Va.

My dear Col:-

In re. Dr. Job G. Holland.

I beg to acknowledge receipt of yours of March 21st. Your suggestion for the parties to meet on the ground near Holland station and make some effort to adjust the matter is entirely satisfactory to my client.

If you and your clients will agree on a date, I shall try to arrange for a meeting. Whom does Mr. Withers represent in the matter?

I think it might also be well to have present the old surveyor who ran the lines at the time the property was purchased by Mr. W. H. Camp, under whom Mr. Holland claims title.

I expect now to leave for Washington on March 30th, and I shall be very glad if a meeting can be arranged before that date. Let me hear from you.

With kindest personal regards, I am,

Yours very truly,

March 22, 1911.

Dr. J. G. Holland,

Holland, Va.

Dear Sir:-

I have a letter from Col. Shelton, attorney for E. A. Watkins & Bro., in which he suggests that all the parties meet on the ground near Holland station on some day to be named and try, if possible, to adjust the matter.

I have written Mr. Shelton that it would be entirely agreeable to meet him and the other parties at Holland on some convenient day to be hereafter named and try to adjust the matter without litigation.

I am writing you this letter so as to know if this arrangement will be satisfactory to you.

Yours very truly,

THOS. W. SHELTON
ATTORNEY AND COUNSELOR AT LAW
BANK OF COMMERCE BUILDING
NORFOLK, VA.



Judge R. H. Rawles,

Attorney at Law,

Suffolk, Virginia.



THOS. W. SHELTON
ATTORNEY AND COUNSELOR AT LAW
BANK OF COMMERCE BUILDING
NORFOLK, VA.
WM. W. DEY, JR.

April 14th, 1911.

J. P. Holland, Esq.,
Attorney at Law,
Suffolk, Va.

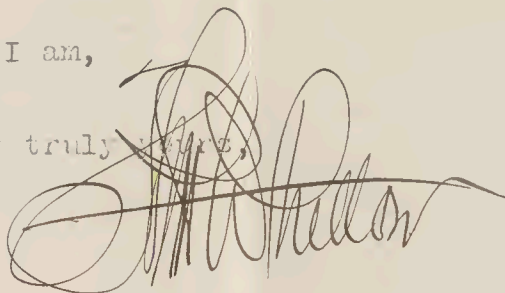
Dear Sir:-

JOB. G. HOLLAND v. J. A. WATKINS & BROS.

There is enclosed carbon of a letter just written Mr. S. E. Everett, Attorney for Mr. Paul L. Everett, the person who sold the land in question to Mr. Watkins, asking him to get into touch with you. I sincerely hope to be able to reach Holland on Thursday.

With kindest regards, I am,

Very truly yours,



Mr. Shelton-MET.

Enc-1.

April 14th, 1911.

S. E. Everett, Esq., Atty.,
Suffolk, Va.

My Dear Mr. Everett:-

JOB. G. HOLLAND v. E. A. WATKINS
and BROTHERS.

Mr. I. P. Holland has advised me under date of April 13th that Judge Rawles had been associated in the place of his father in the above matter and that he desires a conference on the grounds at Holland Station on Thursday, Friday or Saturday of the coming week. I wish you would get in touch with Mr. Holland and Mr. Robert W. Withers in order that the entire matter may be adjusted at one time. The writer expects to have an open day on Thursday and is now looking forward. Mr. E. A. Watkins and his associates will be on hand unless advised to the contrary by telegraph. It is difficult for me to predict the outcome before Monday.

I am advising Mr. I. P. Holland of this letter.

With kindest regards, I am,

Very truly yours,

Mr. Shelton-MET.

THOS. W. SHELTON.

THOS. W. SHELTON
ATTORNEY AND COUNSELOR AT LAW
BANK OF COMMERCE BUILDING
NORFOLK, VA.
WM. W. DEY, JR.

April 22nd, 1911.

Judge H. H. Rawles,
Attorney at Law,
Suffolk, Virginia.

My Dear Judge:-

HOLLAND BLADE - . WATKINS.

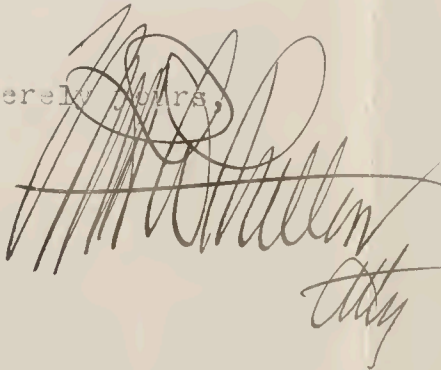
As soon as any definite plan is reached with reference to the survey, a conference regarding which you will no doubt have with Mr. Everett, please advise me.

It is sincerely hoped that no litigation will be necessary in this matter since Mr. Watkins took the precaution and the trouble, before cutting this timber, to ascertain from Doctor Holland the location. There can be no doubt as to the timber that Mr. Watkins bought. The object of this letter, however, is not to discuss the merits but the procedure in the event that a suit should be necessary. Having in mind your intention to sue Mr. Watkins, alone, proper steps will be taken under the statute to make our vendors joint parties defendant. Mr. Everett is, therefore, at last, the man chiefly in interest and I hope you will keep him in touch with the progress of the matter so that we may have the benefit of his intimate acquaintance and knowledge as well as legal ability.

I am,

Sincerely yours,

M^r. Shelton-MET.

A large, stylized handwritten signature, likely of Thomas W. Shelton, written in dark ink. The signature is fluid and cursive, with a prominent 'S' and 'W'.

Holland, Va.
May 10th, 1911.

Judge R.H.Rawles,
Suffolk, Va.

My dear Judge:-

Surveyor J.H.Williams made the survey this morning from the place where the small post oak was at the corner of Mr. S.W.Holland's corner and the Christian Church in the presence of and pointed out by S.W. Holland, J.R.Holland, R.H.Riedell and myself.* All of us decided on the same place where the small post oak originally stood.

The survey lacked four links being one chain to post or parallel with sweet-gum and county-road. In other words the survey calls for 123 1/2 poles to Z.T.Holland's line and lacks 4 links being one chain to the Z.T.Holland line and parallel to the county road. Mr. Williams explains it by saying in going through the swamp which is about 2 feet deep one of the sticks was lost by the man walking behind causing it to fall short about one chain. Look over the matter and see what difference this will make. If necessary I am willing to allow this difference in land to Paul and the timber to Wadkins & Bro. as a compromise rather than to go in court and its expense. Still I don't see how this difference can make any real trouble. Let me hear from after thinking it over carefully.

Yours very truly,

Joe G. Holland

Don't anyone know about this except Williams?

Holland, Va.
May 18th, 1911.

Judge R. H. Rawles,
Suffolk,
Va.

Dear Judge:-

Enclosed find my deed and plat
of the Holland land.

It seems that you did not quite understand
about the measurement made by surveyor Will-
iams. The last survey lacks four links being
1/2 chain to the parallel line to the Z.T.
Holland line, or about 29 ft.

Judge if you think I have a good case, I wish
you to push it to a finish, if not we will
let it drop and give Watkins the lumber and
Paul the land.

Have you looked up the Christian Church lot
and S.W. Holland lot and seen about the small
post oak?

Yours very truly,

John G. Holland

I congratulate you on
the Jones case v. S.
N & W. R. R.

Holland, Va.
June 10th, 1911.

Judge R.H. Rawles,
Suffolk, Va.

Dear Judge -

In speaking of the wood cut over the line by P.L. Everett, some of it was hauled off, and I presume by Paul as he had it cut. I don't know that he did it. I told him not to haul any more, and we agreed to each other or rather if the suit terminates in my favor I pay him for what he cut over the line and I do the same if he gets it.

I measured the piece of land Watkins & Bro. cut over this morning and it as follows:- It is about 200 ft. wide and 2400 ft. long. Allowing $1/2$ acre where it cuts off near ditch and say $1/2$ acre for the 29ft. I think there is still about 10 acres left.

Yours very truly,

John G. Holland

Holland, Va.
June 17th, 1911.

Judge R. H. Rawles,
Suffolk, Va.

My dear Sir:-

I went out with my tapeline this evening and measured both ends of the piece of land. I measured from the sweet-gum to the road first and it was 402 ft. and at the other end it was 423 ft. but I don't think I made an accurate measurement as the woods was very thick with underbrush, and it was almost impossible to go in a straight line.

However Surveyor Williams went to the road and got the course then went to the sweet-gum and took the same bearing and made the survey which I presume was done correctly. I would like for you to have Surveyor J. H. Williams, S. W. Holland, J. R. Holland and Rob't H. Riedell summonsed for me.

Yours very truly,

John G. Holland

DR. JOB G. HOLLAND,
HOLLAND, VA.



Judge R. H. Rawls,
Suffolk,
Va



Holland, Va

6-22-1911,

Judge R. H. Rawles,
Suffolk, Va

Dear Judge:

Yours recd. It was
in Jan'y, E. A. Watkins
& Bros began to cross
the line when they
began work after
Christmas, Cal. E. E.
Holland, may have the
date as I corresponded
with him about it.

Yours very truly
J. W. Holland,

Halland, Va

10-17-1911,

Judge R. W. Rawles
Suffolk Va

Dear Judge, -

I presume
my land & timber case
with Waalkin & Bost, has
been closed, as my un-
derstanding was that
it would come up
unless they paid \$250.
or \$300.

Paul withdrew all
claim to land, since
I have heard nothing
more from you & Col.
Halland.

I would have been down
to Suffolk myself, but am
sick in bed.

Yours very truly,

John Halland

Holland, Va
10-17-1911

Judge R. H. Rawls,
Suffolk, Va

Dear Judge: -

Your letter rec'd this morning.
Col. Holland has about all
my record of the case in
his office.

Have the following witnesses
appear at Court
S. W. Holland,

~~J. R. Riddell~~

John H. Williams
Hendricks Jones,

I am still in bed -
suffering with internal
piles, but hope to be
out by Monday

Yours Truly,
Johly. Holland

Holland Va

Oct. 19th 1911.

Judge R. H. Rawles

Norfolk, Va.

Dear Judge:-

Your letter rec'd this morning & note what

you say. You may

drop Henderson's James

name, as he wishes to

go to Norfolk on that

day & is not important

& put in Robt H. Riddell's

name, I may send

actions later.

Yours truly
J. H. Holland

Dr. J. G. Holland

v.

E. A. Watkins & Bros.

\$642.12

March 16, 1911.

81