

1933-143

Nansemond County (Suffolk)

Chancery Causes: W. B. Ferguson & Co] & c
vs

171

John T. Cutchins, admr & c by

* All old chancery cases are dismissed in this year

Norfleet, Cockey, Vaughan

Commissioner's Office,

Suffolk, Va., July 20. 1899.

To Walter B. Ferguson and Edward A. Norfleet, partners and merchants, trading as W. B. Ferguson & Co., successors of W. R. Ferguson, W. W. Cockey and E. A. Norfleet, partners trading as W. R. Ferguson & Co.
John T. Cutchin, Administrator ^{and} of John B. Vaughan, deceased, Virginia C. Vaughan, widow of John B. Vaughan, William J. Vaughan, Bettie Vaughan, Elnora Vaughan, and Charlie Vaughan the last three being infants under the age of twenty-one years and J. U. Burges their guardian ad litem.

You are hereby notified that I have fixed upon the 31. day of July, 1899, if fair, if not, on the next fair day there after (Sunday excepted) to take and settle at my office, the following accounts:-

1. The annual and fee simple value of the real estate of which John B. Vaughan died seized and possessed, and whether or not there are any delinquent taxes on the same.
2. An account of the lien debts against the said real estate, with their priorities, and whether or not the rents and profits arising from the said land will, in five years pay the same.
3. Any other matter specially stated deemed pertinent by the Commissioner, or required to be stated by any party, in interest; required to be taken by a Decree of the Circuit Court of Nansemond County, rendered on the 20. day of April, 1899, in a suit in Chancery depending between you in said Court, at which time and place you are required to attend.

Given under my hand as Commissioner in Chancery of the said Court, the day and year first above written.

C. H. Haug Jr.
Commissioner in Chancery.

1899, July 25th.

Due, legal and sufficient service of the within notice
is accepted by us.

John I. Cutchin

Administrator of John B.
Vaughan, deceased.

Virginia C. Vaughan

Widow of John B. Vaughan.

D. H. Dunsen

Guardian ad litem of the
infant defendants, named
in the within styled cause.

D. E. Everett atty

for W. B. Ferguson et al

30. 1900.

Commissioner's Office,

Suffolk, Va. June 3, 1899.

To Walter B. Ferguson and Edward A. Norfleet, partners and merchants trading as W. B. Ferguson & Co., successors of W.B. Ferguson, W.W. Cockey and E. A. Norfleet, partners trading as W. B. Ferguson & Co.

and
John T. Cuccin, administrator of John B. Vaughan, deceased, Virginia C. Vaughan, widow of John B. Vaughan, William J. Vaughan, Bettie Vaughan, Elenora Vaughan and Charlie Vaughan, the last three being infants under the age of twenty-one years, and J. U. Burges, their guardian ad litem.

You are hereby notified that I have fixed upon the 31st. day of July, 1899, if fair, if not, on the next fair day thereafter, Sunday excepted, to take and settle at my office, the following accounts:-

1. The annual and fee-simple value of the real estate of which John B. Vaughan died seised and possessed, and whether or not there are any delinquent taxes against the same.
2. An account of the lien debts against the said real estate, with their priorities, and whether or not the rents and profits arising from the said land will, in five years pay the same.
3. Any other matter specially stated deemed pertinent by the commissioner, or required to be stated by any party in interest.

required to be taken by a decree of the Circuit Court for the County of Hansemond, rendered on the 20. day of April 1899, in a suit in Chancery, in said court, depending between you, at which time and place you are required to attend.

Given under my hand as Commissioner in Chancery, of the said Court, the day and year first above written.

W. H. Causery Jr.
Commissioner in Chancery.

1899, July 21

Executed the within notice by serving
a true copy of the same upon William
J. Vaughan in person.

J. F. Dursing

Deputy for A. H. Barker
Sheriff of Kanawha and
County, Virginia

and right hand corner of it
J. F. Dursing
Deputy Sheriff

1899, July 21

Commissioner's Office,

Suffolk, Va., July 31, 1899.

Walter B. Ferguson and Edward A. Norfleet, partners and merchants, trading as W. B. Ferguson & Co., successors to W. B. Ferguson, W. W. Cockey and E. A. Norfleet, trading as W. B. Ferguson & Co.

Against :--: In Chancery

John T. Gutchin, Administrator of John D. Vaughan, deceased,
Virginia C. Vaughan, widow of John D. Vaughan, William J.
Vaughan, Bettie Vaughan, Elnora Vaughan, and Charlie Vaughan,
the last three being infants under the age of twenty-one years
and J. U. Burges their guardian ad litem.

To the Circuit Court of Nansemond County:

Pursuant to the Decree of this Court pronounced in
the above entitled cause on the 20. day of April, 1899, the
undersigned, one of the Commissioners in Chancery of this
Court, having given notice as required by law, which notice
is herewith returned, duly executed, proceeded on the day
named in said notice to take and settle the several accounts
as directed in said Decree.

The result of the Commissioner's work is herewith reported
as follows:

I.

The annual and fee simple value of the real estate of which John B. Vaughan died seized and possessed, and whether or not there any delinquent taxes against the same?

John B. Vaughan died seized and possessed of two tracts of land, both in Holy Nech Magisterial District, Nansemond County, Virginia, and contain three hundred and seventy-five (375) and twelve (12) acres, respectively.

The tract of 375 acres is what was known as the "Gennie Golden" land and is bounded as follows; by the lands of Nehemiah Porter, Abram Howell, Mills E. Howell and the Cherry Grove Farm. This tract of land was purchased by said John B. Vaughan at a delinquent tax sale, which sale was conducted by the Treasurer of Nansemond County, on the 9th. day of August, 1886. Said Vaughan's recorded title to said tract of land bears date as of March ~~22~~ 20. 1889, and is recorded in Deed Book No. 34 page 142, in Nansemond County Clerk's Office, as of March 12. 1894.

The tract of 12 acres is what was known as the "Sallie Peterson" land, and is bounded as follows; by the lands of Neverson Howell and Thomas H. Cross, or those which were his.

This tract of land was also purchased by said Vaughan at a delinquent tax sale as is shown by deed dated the 20. day of March 1889 and recorded in the Clerk's Office of Nansemond County Court, in Deed Book No. 34, page 141.

The fee simple value of the 375 acre tract is estimated to be \$500. The annual value only nominal; there being no cleared land in the tract. The fee simple value of the 12 acre tract is estimated to be \$50. The annual value nominal.

The 375 acre tract is assessed for taxes at \$750., and the 12 acre tract is assessed at \$60. There are no delinquent taxes against the land.

2.

An account of the lien debts against the said real estate, with their priorities, and whether or not the rents and profits arising from the said land, will in five years pay the same?

1. To balance due on 1897 ,State and County taxes \$4.06

State and County taxes for 1898. 9.06 7.49

State and County taxes for 1899. 7.13

Total due for taxes to Dec. 1. 1899. \$20.25

2. J. R. Collins, Judgment

Wansemond County Court J.D.No.2.P. 1.

Amount \$87.76

Int. Jan.11. 1891 to June 3. 1891 2.08

1891, June 3. Cr. by cash \$66.00 \$89.84

June 3. 1891 Bal. due \$23.84

Int. June 3. 1891 to Dec. 15. 1899 12.20

Costs 3.94

To amount due as Dec. 15. 1899. 39.98

Amount carried forward \$60.23

Received the amount of \$20.25 in full of J.R. Collins' judgment April 2-1100 Wm. Thompson Assignee of J.R. Collins

Amount brought forward

\$60.23

3. W. B. Ferguson & Co. (Plaintiffs in this cause)

Judgment. Nansemond County Circuit Court

J. D. No. 2. P. 7. Amount \$694.78

Int. on same as follows:

Principal.

\$6.51

Int. from Nov. 11. 1890 to Dec. 15. 1899.

3.56

Principal

200.00

Int. April 15. 1891 to Dec. 15 1899.

104.00

Principal

285.00

Int. May 25. 1891 to Dec. 15. 1899.

146.07

Principal

100.00

Int. June 17. 1891 to Dec. 15. 1899

96.90

Principal

13.27

Int. Oct. 10. 1891 to Dec. 15. 1899

6.50

Costs

7.60

1059.41

Received on the within judgment

\$22.96

April 2nd 1900.

W. B. Ferguson & Co.

Successors of W. B. Ferguson, E. A. W. B. Ferguson, and W. B. Ferguson, trading as W. B. Ferguson & Co.

Davis Wholesale Dry Goods Co. (a corporation)

Judgment. Nansemond County Circuit Court

J. D. No. 2. P. 8. Amount

\$125.66

Int. on same Feb. 6. 1891 to Dec. 15. 1899.

66.79

Costs

7.60

200.00

E. Adelsdorf Administrator of J. Adelsdorf

merchant trading as Adelsdorf Bros.

Judgment. Nansemond Circuit Court

J. D. No. 2. P. 9. Amount

\$202.16

Credit on same as of May 16. 1890

71.00

Balance due on principal

\$131.16

Int on same May 16. 1890 to Dec. 15. 1899

75.42

Costs

7.60

214.18

Amount carried forward

\$1534.33

These three judgments are of equal dignity and like priority.

Amount brought forward

\$1534.33

4. J.R. Lowenburg and Max Pincus, merchants
trading as Lowenburg and Pincus

Judgment. Amount

\$56.34

J. D. No. 2. P. 17.

Int. June 9. 1891 to Dec. 15. 1899

28.82

Costs

4.64 89.80

Total Lien debts

\$1624.13

The rents and profits arising from the said land, will not in
five years pay the same.

3.

Any other matter specially stated deemed pertinent by the
Commissioner, or required to be stated by any party in interest
The widow, Virginia C. Vaughan, is entitled to dower in the
said real estate in the Bill and proceedings mentioned in this
cause. Your Commissioner is advised, however that the widow
desires that a sale of the land be had that she be allowed to
commute her dower interest in said real estate, as shown in
section 2283, Code of Virginia, 1887.

The present age of the widow, Virginia C. Vaughan is 43 years.

Respectfully submitted,

C. H. Causey Jr.

Commissioner in Chancery

Fee \$15.00

Ferguson & Co

vs { Report of
Commissioners
Cause
dated July 31/99

Vaughan's Adm'r &c

Filed Aug 3rd 1899

Know All Men by These Presents, That we, *Seth E Everett*
and Walter B Ferguson

are held and firmly bound unto the COMMONWEALTH OF VIRGINIA in the just and full sum of *One thousand* DOLLARS, to the payment whereof, well and truly to be made to the said Commonwealth, we bind ourselves, and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents.

And we waive the benefit of our exemption as to this obligation, and also waive any claim or right to discharge any liability to the said Commonwealth arising under this bond, or by virtue of the office, post or trust herein mentioned, with coupons detached from bonds of said Commonwealth.

Sealed with our seals, and dated this *7th* day of *November* in the year of our Lord one thousand eight hundred and *ninety-nine*, and in the *124th* year of the Commonwealth.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas *by a decree of the Circuit Court of Nansemond County Virginia pronounced on the 18th day of October 1899 in the Chancery Cause pending in the said Court between W B Ferguson the Complainants and John Blutchins Administrator of John B Vaughan deceased and others Defendants the above bound Seth E Everett was appointed Special Commissioner aforesaid for the purpose mentioned in said decree. Now therefore if the said Seth E Everett as Special Commissioner aforesaid shall faithfully discharge the duties of his Office, post or trust as said Special Commissioner under said decree and all other decrees he may be required to execute in said Cause, then the above obligation is to be void, otherwise to remain in full force and effect*

Seth E Everett SEAL
Walter B Ferguson SEAL
SEAL
SEAL
SEAL

In the office of the Clerk of the *Circuit* Court of Nansemond County, on the *7th* day of *November* 1900.

The above bond was executed and acknowledged by the obligors (the surety *his* justifying on oath as to *his* sufficiency) and recorded.

Teste: *A P Gomer* CLERK.
A copy
Teste: A P Gomer Clerk

S E Everett
To Spec. Commr Bond
The Commonwealth.

1899
Novr 7th

Recorded in Official
Bond Book No 1 Page 185

A copy

Spec. Commr Bond

10
Entered
Robert R. Dentist

A. E. Everett

J. V. Burgess

J. J. Cutchin Adms.

of John D. Vaughan

W. C. Vaughan

W. J. Vaughan

Entered in Chancery
Order Book No. 3.
Page 228.

CHANCERY SUMMONS.

The Commonwealth of Virginia,

TO THE SHERIFF OF NANSEMOND COUNTY—GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON

John I Butcher
 Administrator of *John B Vaughan deceased*
Virginia & Vaughan widow of John
B Vaughan William & Vaughan
Bettie Vaughan Elvora Vaughan
and Charles Vaughan, the last three
being infants under the age of twenty
One year

to appear at the Clerk's Office of the Circuit Court of Nansemond County, at the Rules to be held
 for the said Court, on the *Third* Monday in *March 1899*, to answer

A Bill in Chancery, exhibited against *them*
 in the said Court by *Walter B Ferguson and Edward*
A Nufleh partners and Merchants
trading as W B Ferguson & Co Successors
to W B Ferguson W W Cockey and E A
Nufleh partners trading as
W B Ferguson & Co

and have then and there this summons.

Witness, A. P. GOMER, Clerk of our said Court, at his office, this *18th* day of
March, 1899, in the 12th year of the Commonwealth.

A copy—Teste:

Teste:

CLERK.

CLERK.

Executed this 20th day of Mar 1899 by delivering a true copy of the
within process to John P. Leitchin, ^{Attorney} Virginia C. Vaughan, William
J. Vaughan, Bettie Vaughan, Elvora Vaughan and Charles Vaughan
in person.

A. W. Baker
J. H. H. H.

S. E. Everett p. q.

W. B. Ferguson & Co

vs.

In Chancery.

John P. Leitchin
Admr solr

1899

March Rules.

3rd Monday.

Nansemond Circuit Court.

Process Book No. 2

Page 177

W B Ferguson & Co
D S Chancery Notes
John S Leitch & Admrochers

1899 March 18th. Process issued returnable
March rules third Monday.

" " 20th. Process returned executed on
defendants.

" Apl 3rd. Bill filed and decree
nisi as then.

" Apl 3rd. Decree nisi confirmed
and cause set for hearing

Ferguson & Co
W. H. Chancey Notes
Cubetur Adm &c

VIRGINIA:—Clerk's Office of the County Court of the County of Nansemond Sct.

In the Circuit Court of the County of Nansemond October 19th term 1891

W B Ferguson, W W Cockey and E A Norfleet mer-
chants and partners trading as W B Ferguson & Co

Plaintiff

versus

Action of

Debt

John B. Vaughan

Defendant

Judgment in favor of the Plaintiff against the Defendant for the sum of Six

hundred and ninety four $\frac{78}{100}$

\$ 694 $\frac{78}{100}$

With interest at the rate of six per centum per annum, from November 11th 1890

on \$200. from April 15th 1891 on \$285 from May 25th 1891 and on \$190. from

June 17th 1891 till paid

Subject to credit viz:

Charges of Protest, \$

And the Cost of suit, \$

7.60

~~A JURE~~ ~~PACTAS~~ issued from the Clerk's office of said Court on the 18th day of

1891

returnable to the

thereafter, directed to the

of the

of

who hath made return thereon in the words and figures following, to-wit:

This Judgment was duly docketed in the Clerk's office of the

County Court of the County of Nansemond

on the 3rd day of November 1891

Judgment Docket No. 2 Page 7

Teste:

R. B. Smith

Clerk.

R. B. Smith

Clerk.

P. q.

W. B. Ferguson & Co

vs.

}

ABSTRACT OF
JUDGMENT.

John B. Vaughan

Mr. John B. Vaughan

Dr.

1897.

To S. T. ELLIS, Treasurer of Nansemond County, Va.

No. <u>831</u>	State Tax, 30c. on \$100.	State School Tax, 10c. on \$100.	County Levy, 20c. on \$100.	Parish Levy, 8c. on \$100.	County School Tax, 5c. on \$100.	District School Tax, 5c. on \$100.	County Road Tax, 10c. on \$100.	TOTAL TAX,
No. of Acres <u>387</u>								
To Real Estate, value \$ <u>810</u>	<u>243</u>	<u>81</u>	<u>162</u>	<u>65</u>	<u>41</u>	<u>40</u>	<u>81</u>	<u>713</u>
" Personal Property, value \$								
" Income, &c., value \$								
" Poll Taxes		<u>1 00</u>					<u>50</u>	<u>150</u>
Total								<u>863</u>
5 per cent. additional								<u>43</u>
Total								<u>906</u>
(Pd by J. A. Holland) By Cash July 11								<u>906</u>
W. A. King								<u>406</u>
Received payment <u>26</u> day of <u>Sept</u> 189 <u>7</u>								Treasurer,

Paid by W. B. Ferguson Co.

Per

Mr.

John P. Vaughan

Dr.

~~W. A. King~~ ✓

1898.

To S. T. ELLIS, Treasurer of Nansemond County, Va.

No. <u>857</u>		State Tax	State	County	Parish	County	District	County	TOTAL
No. of Acres <u>387</u>		30c. on \$100.	School Tax, 10c. on \$100.	Levy, 20c. on \$100.	Levy, 8c. on \$100.	School Tax, 5c. on \$100.	School Tax, 5c. on \$100.	Road Tax, 10c. on \$100.	TAX.
To Real Estate, value	\$ <u>810</u>	<u>243</u>	<u>81</u>	<u>162</u>	<u>65</u>	<u>41</u>	<u>40</u>	<u>81</u>	<u>7.13</u>
" Personal Property, value	\$								
" Merchandise, value	\$								
" Poll Taxes			1 0 0					5 0	<u>1.50</u>
Total									<u>8.63</u>
5 per cent. additional									<u>.43</u>
Total									<u>9.06</u>

Received payment

26 day of Sept1899of W. B. Ferguson & Co.

Per

W. A. King Treasurer,

128.82

To A. C. Gower, Clerk of the Circuit Court of Hansemond County, Virginia;
Walter S. Ferguson and Edward A. Norfleet, partners and merchants
trading as W. S. Ferguson & Co., successors of W. S. Ferguson, W. W.
Cockey, and E. A. Norfleet, partners trading as W. S. Ferguson & Co.

Against -

John L. Cutchin, administrator of John B. Vaughan, deceased,
Virginia S. Vaughan, widow of John B. Vaughan, William S. Vaughan,
Bettie Vaughan, Elvora Vaughan, and Charlie Vaughan. The last three
being infants under the age of twenty one years.

Issue summons in chancery ² to Third Monday Rules in March, 1899.

Pay \$150 Paid

// J. E. Sweet. D. C.

Mr. Seth E. Everett Comr. W. B. Ferguson vs. Jno T. Hutchins. \$
 1900. To S. T. ELLIS, Treasurer of Nansemond County, Va. H.N.

No. <u>278</u>	State Tax, 30c. on \$100.	State School Tax, 10c. on \$100.	County Levy, 30c. on \$100.	Parish Levy, 8c. on \$100.	County School Tax, 5c. on \$100.	District School Tax, 5c. on \$100.	County Road Tax, 15c. on \$100.	TOTAL TAX.
No. of Acres								
To Real Estate, value \$								
" Personal Property, value \$ <u>180</u>	<u>54</u>	<u>18</u>	<u>54</u>	<u>14</u>	<u>9</u>	<u>9</u>	<u>27</u>	<u>185</u>
" , value \$								
" Poll Taxes		<u>1 00</u>					<u>50</u>	
Total								
5 per cent. additional								<u>9</u>
Total								<u>194</u>

Received payment 2 day of April 1901

Per

Treasurer

COMMISSIONER'S SALE

OF

VALUABLE REAL ESTATE

IN NANSEMOND COUNTY!

By authority of a decree of the Circuit Court of Nansemond county, Virginia, entered on the 18th day of October, 1899, in the chancery cause pending in the said court between W. B. Ferguson & Co., complainants, and John T. Cutchin, administrator, and others, defendants, the undersigned will sell by public auction to the highest bidder, before the Courthouse door of said county, in Suffolk, Va.,

ON MONDAY, DECEMBER 11, 1899,

(court day), at 12 o'clock M., the following real estate, to wit:

All the right, title, and interest of John B. Vaughan, deceased, acquired at a sale for taxes in and to the certain tracts of land described as follows, to wit: First. All that tract of land in Nansemond county, Virginia, and bounded by the lands of Thomas H. Cross and Neverson Howell. Second. All that tract of land in said county and State, and bounded by the lands of Mills E. Howell, Nehemiah Porter, Abram Howell, and Cherry Grove Farm.

TERMS OF SALE:

One-third cash, and the residue in one and two years, with interest from the day of sale, the purchaser or purchasers executing bonds, waiving the benefit of all exemptions, payable to the undersigned, in evidence of deferred payments.

The title to the property will be retained until the further order of the Court.

S. E. EVERETT,

NOVEMBER 15, 1899.

SPECIAL COMMISSIONER,

I, Azra P. Gomer, Clerk of the Circuit Court of Nansemond county, Virginia, do certify that the bond required of Seth E. Everett, special commissioner, under the decree of the said Court made on the 18th day of October, 1899, in the chancery cause pending in the said court between W. B. Ferguson & Co., complainants, and John T. Cutchin, administrator, and others, defendants, has been executed with security deemed sufficient by me.

Given under my hand this 15th day of November, 1899.

A. P. GOMER, Clerk:

1840-1841

1840-1841

1840-1841

1840-1841

1840-1841

2

18

1840-1841

40-42

45-47

6-9

7 1/2 5

9 6 7 3/4

9-7 1/2 3 1/2

9 8 1 2 1/2

7 9 1 2 1/2

70

840

875

875

875

875

875

875

875

#5⁰⁰

Received of D. C. Covert five dollars in full payment
of my fee in the suit of W. B. Longman vs John Y. Cutchin, admr.
and others.

Dec. 13th. 1844.

John S. Brewster

Attorney at Law.

\$15.00

Received J. B. Owen, Commissioner, in suit of W. B.
Ferguson & Co & John Y. Litchman & others fifteen dollars in full
payment of my fee in said suit.

Dec 12th. 1844. Commissioner in Chancery

Suffolk, Va., Dec

1899

Mr. J. Everett Speer

To SUFFOLK HERALD, Dr.
Newspaper and Job Printing Establishment,

No. 9 WASHINGTON SQUARE.

Terms of this Bill

99
 Nov 24 To Adm Sale of Lands of
 J B Vaughan - Deed
 5 1/2 inches 3 weeks
 Bills for Same

7.50

75

\$ 8.25

COMMISSIONER'S SALE OF VAL-
 UABLE REAL ESTATE IN
 NANSEMOND COUNTY!

By authority of a decree of the Circuit Court of Nansmond county, Virginia, entered on the 18th day of October, 1899, in the chancery cause pending in the said court between W. B. Ferguson & Co., complainants, and John T. Cutchin, administrator, and others, defendants, the undersigned will sell by public auction to the highest bidder, before the Courthouse door of said county, in Suffolk, Va.,

ON MONDAY, DECEMBER 11, 1899, (court day), at 12 o'clock M., the following real estate, to wit:

All the right, title, and interest of John B. Vaughan, deceased, acquired at a sale for taxes in and to the certain tracts of land described as follows, to wit: First. All that tract of land in Nansmond county, Virginia, and bounded by the lands of Thomas H. Cross and Neverson Howell. Second. All that tract of land in said county and State, and bounded by the lands of Mills E. Howell, Nehemiah Porter, Abram Howell, and Cherry Grove Farm.

TERMS OF SALE.—One-third cash, and the residue in one and two years, with interest from the day of sale, the purchaser or purchasers executing bonds, waiving the benefit of all exemptions, payable to the undersigned, in evidence of deferred payments.

The title to the property will be retained until the further order of the Court.

S. E. EVERETT,
 Special Commissioner.

nc 21 3t

I, Azra P. Gomer, Clerk of the Circuit Court of Nansmond county, Virginia, do certify that the bond required of Seth E. Everett, special commissioner under the decree of the said Court made on the 18th day of October, 1899, in the chancery cause pending in the said court between W. B. Ferguson & Co., complainants, and John T. Cutchin, administrator, and others, defendants, has been executed with security deemed sufficient by me.

Given under my hand this 15th day of November, 1899.
 A. P. GOMER, Clerk.

Paid in full by S. E. Everett
 Dec. 13th. 1899.

S. E. Everett

Taxes - 20.25
 J.R. Collins - 39.98
 Dues Com. - 4.62

\$64.85-

Tot m/20. ~~45.85~~

Slump on debt ~~40.80~~

\$66.20

120 ju

66.20

\$53.80

35.88

93.78

Davis Wholesale Dry Goods Co. 200.05-

W.B. Ferguson & Co. 105-9.41

E. Adelsdorf - 214.18

\$1473.64

Taxes - 20.25 - pd.

J.R. Collins - 39.98 pd

Dues Com. - 4.62

Tot - 88.

Slump - 5.0

Dues - 21.88

\$88.08-

120.00

88.08

\$31.92

W.B. Ferguson & Co. 105-9-41 $\times 0.2\frac{1}{6}$ = 22.95-

Davis Wholesale Dry. 200.05 " = 4.33

E. Adelsdorf 214.18

\$31.92

433

4.64

.88

.60

21.84

4.62

\$36.82

26.00

\$62.82

W. B. Ferguson & Co.

N. } In Chancery

Jos. J. Cutler, Admr. or

#2188

Received of S. E. Everett
Commissioner in suit of W. B.
Ferguson & Co. v. John & Catherine
admr. and others the sum of
Twenty One dollars and eighty
Eight cents - lower interest.

Feb 5- 1903.

Virginia L. Vaughan

2

361.35-

200.00

161.35-

DEED OF CONFESSION OF JUDGMENT

2d
FILED FOR RECORD IN THE COURT OF COMMON PLEAS
IN AND FOR THE COUNTY OF ALBANY, N.Y.

Robert Stewart

W. B. Ferguson & Co.

vs } In Chancery

Jno. J. Cutcher, Admr.

SUMMARY OF THE DEED OF CONFESSION OF JUDGMENT

No. 3 of 267

to the honorable Robert W. Prentiss, Judge of the Circuit Court of
Wassenaar County.

W. B. Ferguson & Co.

Against

John F. Catchin, Admr. & others.

The undersigned commissioner, S. E. Everett, appointed by the decree entered the 16th. day of October, 1899, in the above cause, proceeded to execute the duties thereby enjoined upon him. After advertising the time, place, and terms of sale in "The Suffolk Herald", a newspaper published in this county once a week for three weeks and posting notice of sale in two or more public places in this county, your commissioner proceeded to sell at public auction, to the highest bidder, at the front door of the Court-house of this county on the 11th. day of December, 1899, at which sale W. B. Ferguson and J. A. Worfleet, partners and merchants trading as W. B. Ferguson & Co. made the highest bid and became the purchasers thereof at one hundred and eighty dollars.

The purchasers have complied with their purchases by paying the cash instalment and giving bonds for the credit instalments.

Deducting from the cash instalment, amounting to.. ..	\$60.00
Clerk's fee.....	\$7.87
Sheriff's fee.....	3.00
Counsel's Fee	15.00
Commissioner's fee.....	15.00
Auctioneer's fee.....	5.00
Commissions of Comm. on \$180.00	6.00
Cost of advertising.....	8.25
Tax in suit.....	1.50
	64.62.

There is still due your commissioner \$4.62. The cash instalment not being sufficient to pay the entire cost. Your commissioner returns the bonds of the purchasers given for the credit instalments.

Your commissioner has given the bond required by the decree directing the sale.

Respectfully submitted,

S. E. Everett
Commissioner.

Report of The
Commissioners

Ferguson & Co

v2 } In Chancery

Jos. J. Cutchin, Adm. or

1899 December 13th.

Filed A. J. C. C. Clerk

\$60⁰⁰/₁₀₀

On year

after date, with legal interest from date

until paid, payable

we bind our selves, our heirs, executors and administrators, jointly and severally, to pay to
J. E. Everett Commissioner of the Superior Court of Lawrence
Co. in the suit of W. B. Longmire & Co. vs. John J. Hutchins & Son, Their heirs or assigns,
the sum of Sixty DOLLARS,

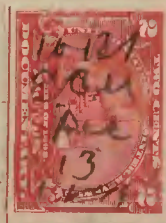
for value received; and we hereby waive the benefit of ¹⁰⁰ Homestead Exemption as to
this debt, obligation and contract.

Secured by deed of trust on real estate in _____, Va.,

Trustee.

Witness our hands and seal this 11th day of December 1899

Witness :



J. M. F. Johnson
E. A. Nugent
J. M. F. Johnson & Co.



By J. M. F. Johnson
" E. A. Nugent, (Seal)

\$60⁰⁰

Two years

after date, with legal interest from date

until paid, payable

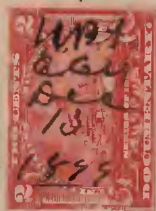
We bind our selves, our heirs, executors and administrators, jointly and severally, to pay to
St. Eusebe, commission of the United States & guarantee co. in the
Sum of W.B. Ferguson & Co. John P. Hutchins & Co. Their heirs or assigns,
the sum of Sixty DOLLARS,

for value received; and we hereby waive the benefit of our Homestead Exemption as to
this debt, obligation and contract.

Secured by deed of trust on real estate in _____, Va.,
_____, Trustee.

Witness our hands and seals this 11th day of December 1897

Witness :



M. Ferguson
E. Hutchins & Co.

E. Hutchins & Co.

M. Ferguson &

M. Ferguson & Co. (Seal)



Virginia C. Vaughan and

W. B. Ferguson & Co.

R } In Chancery

Jno. J. Antekin, Adm'r.

Enter April 20, 1899
Robert R. Huntis

Entered in Chancery
Order Book No 3
Page 214

W. B. Ferguson and Co.

Against

John T. Cutchin, admr. of John B. Vaughan, and others .

This cause came on this day to be again heard on the papers formerly read and on the report of the Commissioner, C. H. Cuddy, Jr., filed August the 3rd., 1899, and dated the 31st. day of July, 1899, to which report there is no exception, and on the examinations of witnesses returned with the said report, and was argued by counsel: on consideration whereof, the court doth approve and confirm the said report, and doth adjudge, order and decree that S. E. Everett, who is hereby appointed a special commissioner for the purpose, do, after having advertised the time, place, and terms of sale once a week for three successive ^{times} in one or more of the news papers published in the county, of Nansemond, and posting notice of the same in two or more public places in this county, proceed to sell at public auction on the front door of the court-house of this county, the ^{right, title and interest of John B. Vaughan deceased, acquired at a sale for taxes, in and to} tracts of land in the bill and proceedings mentioned, in one or ^{terms} more parcels as to the commissioner shall seem fit, upon the following to-wit: for ^{one third} cash. If the commissioner deem it best to sell in parcels he may employ a surveyor to lay off the same in one or more parcels, making a plat of the same. And the said commissioner is directed to deposit the cash payment, deducting therefrom the expenses of sale, including his commissions, the fees of the surveyor, (if one be employed), and the cost of this suit, in one of the banks of the town of Suffolk to the credit of the court, ^{and to report his proceedings hereunder to the court} returning therewith a certificate of such deposit.

But the said commissioner, S. E. Everett, shall not proceed to act under this decree until he shall enter into bond with sufficient security in the clerk's office of this court, payable to the Commonwealth of Virginia, in the penalty of \$1000.00, and conditioned for the faithful discharge of his duties under this or any future decree or decrees that may be pronounced in this ~~cause~~ suit.

W. S. Ferguson & Co.

against *Decees*

John F. Outchins, Adm. & others.

Enter Octo. 18 1839.

Robert R. Dentis

Entered in Chancery Order

Book, No. 5 page 242.

Answer to
Virginia Co. Vaughan

Age 40

W. B. Ferguson & Co.

R. } In Chancery

Jos. J. Cutler, Adm'r.

W. S. Ferguson & Co.

Against

John L. Gatchins, admr. and others.

The answer of Virginia C. Vaughan, widow of the said John L. Vaughan, one of the above named Defendants, to bill in equity exhibited against her and others.

This defendant, now and at all times hereafter, saving and reserving to herself all benefit and advantage of exception which can or may be had or taken to the many errors and insufficiencies in the said bill contained, for answer thereto, or as to so much thereof as she is advised it is material or necessary for her to answer, this defendant answering, saith that she is the widow of the said John L. Vaughan deceased, and as such she has an interest at law in the said real estate mentioned in the said bill, and further states that she desires that the whole of the said real estate be sold and that her interest be paid to her in money in accordance with the Code of Virginia, Secs. 2281 and 2282.

And now having fully answered the bill, this respondent prays that the same be dismissed with her costs, and she will ever pray and.

W. B. Ferguson & Co.

n. } Answer to
Bill

Jno. J. Cutchin, Admr.

W. B. Ferguson & Co.

Against

John T. Hutchins, adar, and others

The joint answer of Bettie Vaughan, Elvora Vaughan, and Charlie Vaughan, infants under the age of twenty one years, by J. B. Burges, their guardian ad litem assigned to defend them in this suit, and the answer of the said J. B. Burges guardian ad litem to the said infant defendants, to a bill in equity, exhibited against the said infant defendants and others.

For answer to the said bill, the said infant defendants by their said guardian ~~ad litem~~ answer and say, ^{that} *they* being of tender years they do not know what their true interests are in relation to the subject matter in the said bill, nor do they know what the statements therein contained are true or not, they commit the protection of their interests to the court, and the said guardian ad litem to the said infant defendants for answer to said bill answers and says that he knows nothing as to the truth or falsity of the statements in the bill contained. He prays full protection for the said infant defendants. And now having fully answered, these defendants pray hence to be dismissed with their costs, etc.

Bettie Vaughan, Charlie Vaughan, and Elvora Vaughan by J. B. Burges, their guardian ad litem *J. B. Burges* and J. B. Burges, guardian ad litem to the said Bettie Vaughan, Elvora Vaughan, and Charlie Vaughan.

J. B. Burges.

W. B. Ferguson & Co.

12 } Answer to
Bill

Jno. J. Cutchin, Adm.
& c.

to the Hon. Robert R. Prentiss, Judge of the Circuit Court of Hansemond
Hansemond county, Virginia.

Walter B. Ferguson and Edward A. Norfleet, partners and merchants
trading as W. B. Ferguson & Co., successors of W. B. Ferguson, W. W. Cockey,
and E. A. Norfleet, partners trading as W. B. Ferguson
& Co.

Against,

John P. Antonis, administrator of John B. Vaughan, deceased;
Virginia O. Vaughan, widow of John B. Vaughan, William O. Vaughan,
Betty Vaughan, Minora Vaughan, and Charlie Vaughan, the last three
being infants under the age of twenty one years.

Complaining sheweth to the court your complainants, Walter B.
Ferguson and Edward A. Norfleet, partners and merchants trading
as W. B. Ferguson & Co., that Walter B. Ferguson, ~~XXXXXX~~ and
W. W. Cockey, and Edward A. Norfleet, partners trading as W.
B. Ferguson & Co., recovered a judgment for six hundred and ninety
four dollars and seventy eight cents, with interest from the 11th
day of November, 1890, on six dollars and fifty one cents; from
April the 15th 1891, on two hundred dollars, ⁰ _A and the 25th,
1891 on two hundred and eighty five dollars, and from June the
17th, 1891, on one hundred and ninety dollars at the October term
of the Circuit Court of Hansemond county, an extract of which
judgment marked "Exhibit A.", is herewith filed, of this judgment
though execution issued thereon, no part has been paid; the execu-
tion was return no effect; and your complainants does not believe that
that any part of it can be made from the personal estate of the
said John B. Vaughan, deceased. The said judgment was then assigned
to your complainants in full, that is the interest of W. W. Cockey
and your complainants are advised to have the same enforced. That
the said John B. Vaughan died seized and possessed of two tracts

to answer the same on oath, the adult parties in person, and the defendant infants by a proper guardian ad litem, who is to be appointed to defend their interest in this suit, who shall also answer in the same: that proper process issue: that all proper orders and decrees may be made and inquiries be directed, that if it shall appear that the rents and profits of the said real estate will not within five years satisfy your complainants' judgment that the said real estate be sold and the proceeds of sale be applied to the satisfaction of your complainants' judgment: that if it could be rented and that such rent will so suffice the said land be rented out and the rents and profits be applied to the said judgment until the same is fully satisfied: *that do we, in assign the wisdom, or convenience and so much money paid her in her time of which she is required to answer by there in satisfied, and that all such other, further and general relief her answer.* may be given your complainants as the nature of their case may require or to equity shall seem meet. And your complainants will ever pray &c.

A. E. Everett p. 1.

James R. Collins

vs.

ABSTRACT OF
JUDGMENT.

John B. Vaughan

For value received, I hereby transfer the within judgment to W. B. Ferguson & Co. and whereas the said W. B. Ferguson & Co. has had suit instituted for the enforcement of a judgment against the said John B. Vaughan and whereas the within judgment being the first on the record and thereby being the first lien, I hereby appoint S. E. Everett my attorney, who may collect the money due by the said judgment and pay the same to the said W. B. Ferguson & Co.

Date

Shown to before me this
27th day of March 1899

Charles Elting Pickens
Notary Public for N. Y. Co.

James R. Collins

VIRGINIA:—Clerk's Office of the County Court of the County of Nansemond Sct.
In the County Court of the County of Nansemond August 10th Term 1891.

James R. Collins —
versus

Plaintiff

Action of

John B. Vaughan —

Defendant

Debt

Judgment in favor of the Plaintiff against the Defendant for the sum of

Eighty-seven and 76/100 dollars

\$ 87. 76

With interest at the rate of six per centum per annum, from the 11th

day of January 1891, till paid

\$

Subject to credit viz: June 3, 1891. Credit

Charges of Protest, \$

3. 94

on the within \$66.00

And the Cost of suit, \$

~~A Fieri Facias issued from the Clerk's office of said Court on the~~ day of

1891

~~returnable to the~~

~~thereafter, directed to the~~

~~of the~~

~~of~~

~~who hath made return thereon in the words and figures following, to-wit:~~

This Judgment was duly docketed in the Clerk's office of the
County Court of the County of Nansemond
on the 13th day of August 1891.

Judgment Docket No. 2 Page 1

Teste:

J. P. Gomey Dp Clerk.

J. P. Gomey Dp Clerk.

P. q.

^{W. B. Fergusson}
W. B. Fergusson, Esq.,
Os.

John G. Lenthin adm.
and others.