1770-002 SOUTHAMPTON COUNTY CHANCERY PAPERS JOHNSON vs. JOHNSON 7/1770

Johnson } Bill
vs } & Ans.r
Johnson

To the worshipful court of the county of Southampton
sitting in chancery

Humbly complaining sheweth unto your worships your
oratrix Charity Johnson widow and relict of Henry
Johnson deceased That the said Henry having departed this
life ~~sometime~~ on or about the day of in the year of our lord one thousand
seven hundred and sixty intestate leaving
besides your oratrix John Johnson his eldest son & by
him at law and several other children That the
said Henry having left seven slaves of considerable
value which by the laws of this colony descend
to the said John subject nevertheless to the dower
of your oratrix your oratrix further sheweth that
she hath applied to the said John ~~to lay off her~~
~~dower in the said slaves~~ and requested him in
a friendly manner to assign allot and set apart
your oratrix's dower in the said slaves whereof the
said Henry died possessed of But now so it is
may it please your worships that the said
John refuses to comply with this your oratrix's
reasonable request pretending that he is not
justifiable in so doing without the decree of
this worshipful court To the end therefore

That the said John may upon his corporal
oath ~~fait~~ true and perfect answer make to all
and singular the premises and allegations as fully
and particularly as if the same were herein again
repeated and interrogated and that your worships
will decree certain persons to alist and set apart
the dower of your orator in the slaves aforesaid
or that your worships will make such further or
other decree in the premises as shall be agreeable
to equity & good conscience

May it please &c

The Answer of John Johnson son and heir at Law of Henry Johnson deed to the bill of complt of Charity Johnson deed complainant

This defendant admitt the truth of the allegations in the complainants bill and is desirous that your worship wil decree and order certain persons to allot and set apart the complainant dower in the said slaves without that that they

John Johnson

Southampton May Court 1770.

Charity Johnson widow & relict of Henry Johnson. Pltf. } In Chancery

v.

John Johnson Son their at law of the s.d Henry. — Defs.

This cause was this day heard on the bill and answer. and by consent of the parties by their counsel It is decreed and ordered that Albridgton Jones Henry Thomas Micajah Edwards and Henry Briggs or any three of them do allott assign and set apart the Dower of the plaintiff ~~money~~ Charity in the Slaves wherewith the intestate Henry Johnson deceased died possessed and make report thereof to the next Court in order to a final decree

P. Hello C.

In Obedience to the Within Deeree and order we the Subscribers whose Names is here unto annexed have This 23th Day of June 1770 Met - and by Consent as well of the parties as our own we have Allotted and Assigned as Dower to the Said Chorrity Johnston Two Negros To Wit Bess a Womon of the Value of thirty five pounds and Jenny a boy of the - Value of Twenty five pounds according to the appraisment and we have by Consent of the Sd Chorrity and the Said John ordred him the Said John to pay her the Said Chorrity the Sum of eight pounds six Shillings & four pence in Lawfull full Satisfaction of the Remainder or Ballance of her Dower in the Slave here in Mentioned

A Jones

Henry Thomas

Edward

Johnson widow
v.
Johnson heir
Chancery

Exd by

J Simmons Pr
May 1770
Interl Decree
July
Final Decree

George the third by the grace of God of Great Britain France and Ireland king defender of the faith &c To the Sheriff of Southampton county greeting We command you that you summon John Johnson Son Heir at law of Henry Johnson decd. to appear before our justices of our said county court in Chancery at the Courthouse of the said county on the second thursday in May next to answer a bill in chancery exhibited against him by Charity Johnson widow & relict of Henry Johnson decd. and this he shall in no wise omit under the penalty of £100. and have then there this writ

Witness Richard Kello Clerk of our said court. at the Courthouse the twelfth day of April 1770. in the tenth year of our reign

R Kello Cl