

1800-026

Chamery Papers; Barnes & al vs Barnes & al

John Barnes 11/ 1800

Southampton County

other surnames; Kitchen,  
English, Vick

Barnes bill &  
Barnes <sup>us</sup> } ans won

to Mod. Had

to the Justices of Southampton  
in Chancery setting

John Britton & Cordell Barnes,  
Kitcher & Jinsay his wife complaining  
shew unto the court that Nathan Barnes,  
their father possessed in equal right with  
a certain Burwell Barnes, 8 or 10 acres  
of land lying in this County. That the  
sd Burwell & your Complants father having  
departed this life, your Complants have  
applied to the heirs of the sd Burwell  
to agree to a division or sale of the  
said land - but they, the heirs  
of the sd Burwell being unwilling  
to comply with your Complants  
wishes give out in speeches that  
they can not, as the land will  
not be worth 100 \$ a share, agree  
to a division or sale of the sd land  
unless it is sanctioned by this  
court. In tender consideration whereof

I as your Comptrolr select in properly  
in a court of equity your Comptrolr  
pray that James, Jacob & Joshua  
Barnes, Nathan English & Percilla  
his wife, Samuel Vick & Patsy his  
wife & Shadrack Vick & Patsy his  
wife brothers & sisters to the sd Burwell  
Barnes be made depts to this bill  
that the court decree a sale of  
the sd land in the manner they may  
think equitable & just - that they  
appoint proper persons to perform  
the decree & that they make  
any other or further decree they  
please &c

the joint & several answer of James  
Jacob, ~~Joshua~~ <sup>Joshua</sup> Barnes, Nathan English  
& Percilla his wife, Samuel Vick  
his wife & Patsy his wife & Shadrack  
Vick & Patsy his wife to the bill of  
Complaint exhibited against them by John  
Barton & Cordell Barnes, Hokeen  
& Jonsey his wife —

These respondents saving Surviving  
&c Answer say that true it is  
that the facts stated by the Comptrolr  
did happen & that they are willing  
the land should be sold provided  
it is agreeable to equity &c  
& pray leave to be dismissed &c