1801-023 SOUTHAMPTON COUNTY CHANCERY PAPERS JOYNER et al vs JOYNER, widow ? 1801

other SURNAMES. Joiner

Joynes
Joynes vs Jd
Joynes Jones

to mar. '01

Arthur Bowen
Micaj Griffin Junr
Joseph Henson
Henry Jones

Mar 1801
Int Decree

To the justices of Southampton
in chancery sitting.

Michael, John, Betty & Abraham Joyner infants by their guardian Jethro Joyner & Joseph & Milly Joyner complaining shew to the court that some time in the year 79. that Foomer Joyner died seized & possessed 150 acres of land more or less to which your complts are entitled in equal degree to accomplish which object, your complts have applied to Patty Joyner the widow of the sd Foomer Joyner, as she is entitled to dower in the sd land, to agree to a division of the sd land - but she refuses unless it is sanctioned by a decree of this court. But your complts are advised that as the sd land when divided will not be worth 100 dollars a share. In consideration where-of & as your complts are properly relievable in a court of equity they pray that the

court will make the sd Patty Defendant to this bill that the court appoint proper persons to lay off the sd widow's dower by the proper metes & bounds in the sd land & then make sale of the same subject to the sd Dower at such credit as the court may direct reserving the payment of so much cash at the sale as will defray the immediate expences thereof & that the court will make such other order or decree in the premises as they may think proper &c

the answer of Patty Joyner to the bill exhibited agst her by Michael, John Betsy & Abraham Joyner infants & Joseph & Nelly Joyner in Southampton

this defendant saving & reserving to herself all manner of benefit & advantage of exception to the many errors & insufficiencies in the said bill contained for answer thereto or unto so much thereof as she is advised is necessary for her to answer unto she answereth & saith she admits the truth of the facts in the bill stated & is willing that the land should be sold provided her right of dower is saved & prays hence to be dismissed with her costs &c

Report of Commissioners Joyners Land

Joiner
vs
Joinerpetitioners

Repl
in
Ch.y.

July 1801

Rept. rel. to Decree
Jenel

In Obediance to a decree of Southampton Courts bearing date March one thousand Eight hundred & one we the subscribers have proceeded to set apart and assign Unto Martha Poyner widow of Joomer Poyner dec.d her right of Dower in all the Lands and Tenements whereof the said Joomer Poyner died seize and possessed containing by estimation fifty five acres, and bounded as follows to wit begining At the mouth of the cattails branch thence up the said branch to a popplar standing by the side of said Branch Thence along a line of marked trees to a gum a corner of Joseph Demons Land Thence along the said Demons line to a maple another corner of said Demons Land standing in Priely Barretts line thence along said Barretts line to Peter Poyners line Thence along said Poyners line to a pine a corner tree thence a strate line through the open land by the side of the apple orchard to a post another corner Thence a strate line between two rows of apple trees to a pine standing on the side of the mill pond Thence down the said pond to the beginning, All which being To the further order of said Court have duely and publickly advertised and sold To the Highest bidder all the Lands belonging to Joomer Poyner dec.d supposed to be by Estimation one hundred and sixty six acres more or less subject to the widows Dower on a credit of nine months reserving as much out of the proceeds in ready Money as will pay the cost of this suit & Henry Jones being the highest bidder — Became the purchaser at the price of five hundred & nineteen Dollars which will fully appear by our deed to him bearing even date with these presents and The ballance of the money arising from the sale of said land we have devided In Equal proportions among the complainants and Taken his bonds with security Agreeable to the afore said decree Given under our hands this 16th. day of July Anno Domni one thousand Eight hundred and one —

Joseph Demon
Arthur Young
Micajah Griffin