

1804-012 SOUTHAMPTON COUNTY
CHANCERY PAPERS

BROWNE

VS

HATFIELD

10/1804

other SURNAMES: Long

Brown } Bill &
in } answer -
Hatfield - }

Sep 1804

Inty decree

Oct Repl & decree

Final

//

11

To the worshipful court of Southampton
county, sitting in chancery, humbly
complaining, sheweth to the court your
orator Henry Browne.

That Jesse Browne his father
departed this life on or about the day of
a.d. affirming duly made and published
his last will and Testament in writing.
That by his said will he disposed of certain
parts of his property, and then gave the
remainder of his estate to his wife Esther
for life, and at her death he desired that
it might be equally divided among his
three children Sally Brown, Thomas Brown
and your orator. The said will is hereto
annexed as a part of this bill. Your orator
further states, that Esther Browne the widow
of the testator is dead. That Thomas Brown
his brother is, and has been out of the state
for six years without ever being heard of
and that Sally his sister intermarried with
a certain Littleton Long, who during the
life of his said wife sold and conveyed
^{all} ~~their interest of his~~ in the personal estate of the
said Jesse Browne to a certain Edward Hatfield.
That there are two valuable negroes and
a third one of little or no value to be
divided according to the testator's will.
He further represents to the court that as
nothing like a just division can be made
in the said three negroes, on account of
the great inequality in their value, it is
wished that the court will decree that they
be sold and one third of the proceeds

paid to the said Edward Hatfield a ~~sum~~ ^{sum} of Littleton Long and Sally his wife, another third assigned to your orator to be kept by him for the use and benefit of Thomas Browne, in case he ever returns, and the remaining third to your orator in his own right. Your orator prays that fit commissioners may be appointed to make the above sale, and to divide the money arising therefrom in manner above stated. He begs leave further to state his willingness to give bond and approved security to deliver to Thomas Browne (if he ever returns) the money which ~~may~~ ^{shall} be deposited for him in your orator's hands, or a bond with any other just condition your worships may please to annex. He states that the said sale could be legally made without the intervention of this court, on account of the absence of Tho: Browne.

In tender consideration whereof, and for as much as your orator is without remedy at law, he solicits the aid of this court -

To the end therefore, he prays that the said Edward Hatfield may be made dependant to this bill of complaint, and that he may be compelled full, true and perfect answer make to all and singular the allegations aforesaid, and that as fully as if the same were here repeated, and be thereto particularly interrogated. He lastly prays that your worships will direct a sale of the negroes aforesaid, and such a distribution of the proceeds as is before asked for, or that the court may make any ~~other~~ order or decree in the premises for your orator's relief as may ^{may} seem just to ^{may} it please ^{the} court. Nick & Co. And

The answer of Edward Hatfield to the bill of complaint exhibited against him in the worshipping court of Southampton county, by Henry Brown.

This Respondent admits, that the death and will of Jesse Browne as stated by the complaint. He admits the absence of Tho: Browne for six years without being heard of, and also that he purchased the whole interest of Littleton Long and Sally his wife. He therefore prays that the court will make such a decree as is prayed for by the complaint and appoint proper persons to execute the same. He lastly asks to be hence dismissed with his costs in this behalf expended, -

Arthur Holliman }
Jesse Stephenson }
Arthur Doles }
Tho: Sumnerell }

Briarwood July
19 Gloria
Mayfield

Sept 1864

Oct. 1864 rept.
Mr. Scherer final

	174
	163
	3.34
Loan	10.00
	\$13.34

Lowell, Sept. Court 1864

Mary Brown Complainant

vs

Edward Stafford Defendant

In Chancery

This cause was this day docketed, by Court
Hear on the bill and answer on consideration where
upon it was read and ordered that Arthur Holliman
Jesse Stephenson Jacob Turner, and Thos. Sumner de
or any three of them make sale of the negroes
mentioned in the bill of which Mary Brown
said seized and possessed and pay 1/3 of the proceeds
to Mary Brown the Complainant in his own
right 1/3 to the said Mary Brown to be kept
by him for Thomas Brown who is now out of
the state and the remaining third to Edward
Stafford the defendant and it is further ordered
that the said Mary Brown enter into bond
with good security payable to the Commis-
sioner aforesaid conditioned to pay unto Thomas
Brown when he returns to this ~~Court~~ state
the amount of which shall be left in his hands
for the said Thomas Brown by virtue of this
order and make report thereof to this Court in
order to a final decree

P. M. Kellogg

Conformable to a Decree of the Honourable Court
of Southampton, bearing Date Sept 1804 We have
Sold the three Negroes which Jesse Browne died
seized and possessed, and have made equal division of
the Money agreeable to the within Decree $\frac{1}{3}$ to Henry
Browne as his own right $\frac{1}{3}$ to Henry Browne to be
kept by him for Thomas Browne who is now out of
State and the remaining third to Edward Hatfield,
we have also taken Henry Browne's Bond and William
Baptist security for Thomas Browne's part which
sum is £ 52 Dollars & 94 Cents by the Commission

Arthur Holliman
Jesse Stephenson
Thomas Sumner

Browne } Inty
174 }
Hatfield }
Sept 1804
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nr. Brown final

	174
	163
	3.39
Law	10.00
	£ 13.37