

1804-019 SOUTHAMPTON COUNTY
CHANCERY PAPERS

JOHNSON ad vs. JOHNSON

1/1804

other surnames: Edwards

Johnson
is } Billed
Johnson } answer.

Jan 4 1864 J. H. P. C. C.

To the court of Southampton, sitting in chancery
humbly complaining, shew to the court oratrixes
Polly Johnson, Patsey Johnson, Christian
Johnson and your orator Jones Johnson
infants under the age of twenty one by
Kinchen Edwards their next friend.

1) That David Johnson their father
lately departed this life intestate, leaving
your complainants his only children,
and a certain Mary Johnson his widow.
That at the time of his decease, he was
legally seized of a small tract of land, lying
in this county and within the jurisdiction
of this court. They pray that the state, ^{that} the
said land is of small value, and not worth
hundred dollars a share, after allotting
the aforesaid Mary Johnson her dower,
and that a sale of the same, and an equal
distribution of the proceeds among your
compt^s would be mutually beneficial,
but that the same can not be done without
the aid of this court on account of their
general infancies.

In tender consideration
whereof and for as much as y^r compt^s
are remediless at law, they solicit the

the intervention of this court.

To the end therefore they pray
that the said Mary Johnson may be made
defendant to this bill of complaint, and that
she may 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 she thereto parti-
cularly interrogated. They finally pray
that your worshipps will decree that one
third of the said land be assigned to the
said Mary Johnson as her dower, and
that the remaining two thirds be sold
and the money thence arising to be
equally divided among Y^r. Compt^s, or
that the court will make such other
order or decree in the premises for Y^r.
Compt^s relief as may seem just & equitable.

May it please Y^r.

W^m B. Darden

J. P.

The answer of Mary Johnson to the foregoing
bill of her children Polly, Patsey, Christian
and James Johnson.

She admits that David Johnson
did die intestate as mentioned by the complaint
leaving them his children and Y^r. Respondent
his widow. That he left such a tract of
land as is in the bill mentioned, and
that she is anxious to have her dower
in the same legally assigned to her. She
admits that the shares of each of the complaint
in the residue will not be worth \$100.
She joins in praying that the court will
make such a decree as is asked for by
the complaint and appoint proper persons
for carrying the same into effect.

Jacob Darden

John Lee

Wm Fowler

Etheldene Governor

Johnson & Co. Inty.
14
Johnson & Co. Inty.
Jan'y 1804

S^o ⁱⁿruptum, January Court 1804
Polly Johnson, Percy Johnson and
Christian Johnson & Jas Johnson Comps.

Against

Mary Johnson.

Pl^t

the Comers

This cause was this day argued by Counsel
Heard on the bill and answer an Commission whereof
it is decreed and ordered that Jacob Gardner Int. Dec.
William Fowler and Elisha Gardner or any three
of them shall assign and set apart by proper metes
and bounds the dower of the said Mary Johnson in
the Land whereof her husband David Johnson
did seized and possess and make sale of the
remaining two thirds and divide the proceeds
equally among the Complainants and make report
in order to a final decree -

Sam^l Kello &

Johnson &c }
vs }
Johnson } Report
of Comm.

March 1864

Rep. Rep. & Decree
Final

This 10th March 1864

In Obedience to the annexed order, we John Lee
William Fowler and Ethelred Gardner, three of the
Commissioners therein named, have allotted, apportioned,
and set apart to Mary Johnson as her dower
in the Land of which David Johnson her
Husband, since seized and possessed, Thirty
Acre of Land bounded as follows, to wit, Beginning
at a Black Gum a Corner standing in a branch
-ch, in James Fowler line, thence down the said
branch running near the house to a Maple
a Corner; thence S. Westwardly through the
Orchard to a sweet Gum, standing in the edge
of a branch thence up the s. branch to a
poplar in s. Fowler line, thence along said
~~James Fowler line~~ to a lightwood stump a
Corner in James Fowler line thence along said
Fowler line to the first station. We have also
made sale of the remaining two thirds of the
said Land, of which James Fowler became
the purchaser for the sum of \$1000.00 which
we have distributed as by the said order
we are directed, Given under our hands
this 12th March 1804

John Lee
William Fowler
Ethelred Gardner