

1811-005

SOUTHAMPTON COUNTY  
CHANCERY PAPERS

COOK'S HEIRS VS. COOK'S WIDOW 12/811

see also: Edwards v. Edwards 1811-15  
Edwardses v. Cook's Adm'x 1811-26

other SURNAME: Pierce, Fort,  
Day, Edwards, Peirce

Cook's hire  
M  
Cook's board  
to be  
Oct 1809

Cook's hire

Cook's adm<sup>se</sup>

Bill & Answer

To the worshipful Court of Southampton  
County sitting in chancery humbly com-  
plaining sheweth unto your worships, your  
Orators & oratrices Lawrence Cook, Miles Cook  
Pier B Pierce & Fanny his wife, Joshua Fort and  
Martha his wife. Patsy Day, Fanny Day,  
Edmund Day & John Day; by John Day  
their next friend. Polly Edwards Patsy  
Edwards Louisa Edwards Nathl. Edwards,  
Frank Edwards & John Edwards, by Nathl.  
Edwards their Guardian &c:

That some time in the month of  
January last Lazarus Cook departed  
this life intestate: leaving an Estate  
both real and personal, within the said  
County of Southampton; since which  
administration thereon hath been granted  
to Elizabeth Cook his widow, who in that  
character retains the said Estate in her  
own hands; that your orators & Oratrices  
are by a law of the State directing the  
course of Descents entitled to take in  
parcenary their distributable shares  
after one third part thereof shall be  
allotted to her the said widow in right  
of dower. Your orators & oratrices

therefore pray first; that one third part of the said Estate may be laid off and allotted to her the said Elizabeth widow &c, as and for her Dower in the said Estate. And secondly that the remaining part may be distributed as the law directs amongst your complainants; that is to Lawrence Cook one sixth part, to Miles Cook one sixth part, to Rice B. Purce & his wife Fanny one sixth part; to Joshua Fort and his wife Martha one sixth part; to the children of Nathl. Edwards claiming in right of their de<sup>d</sup> Mother when the property advanced to her by the said Lazarus Cook shall be brought into hotchpot one sixth part; and to those children of John Days claiming in right of their deceased Mother after bringing into hotchpot the property advanced by the said Lazarus Cook to their de<sup>d</sup> Mother, the other one sixth part. And further that commissioners be appointed to carry the same into effect. And your orators & oratrix shall ever pray &c

The answer of Elizabeth Cook to a bill in chancery exhibited against her in the County court of Southampton by Lawrence Cook Miles Cook Rice B. Purce & Fanny his wife Fort & Martha his wife Patsy Day Fanny Day Edmund Day & John Day; by John Day sen. their next friend. - Polly Edwards Patsy Edwards Louisa Edw. Nathl. Edwards jr. Frank Edward & John Edwards by Nathl. Edwards their guardian. ~~The~~ answer shunts, saith that true it is she has been appointed to the administration on the said Estate, of her deceased husband Lazarus Cook; and still holds the same as administratrix. That she pretends to no other, or further claim therein, than what pertains to her in right of Dower; and when that shall be allotted to her, she has no objection to the distribution of the remaining part of the Estate aforesaid according to the prayer of the bill.

Southampton October Court 1809

Laurence Cook, Miles Cook, Rice P Pierce  
and Fanny his wife, and Joshua Fort and  
Martha his wife, Patsy Day, Fanny Day,  
Edmund Day and John Day. infant children  
of John Day and Patsy his wife formerly  
Betsy Cook, Polly Edwards, Patsy Edwards,  
Louisa Edwards, Nathaniel Edwards, Frank  
Edwards and John Edwards infant children  
of Nathaniel Edwards and Polly his wife  
late Polly - Cook by the said Nathaniel  
Edwards their next friend - — — — Compt  
against

Elizabeth Cook administratrix of Sazarus  
Cook dead. — — — — — depts

In Chancery

This cause this day ~~was~~ docketed by consent  
Heard on the bill and answer on consideration whereupon  
it is decreed and ordered that Ephraim Gee, Richard  
Blunt, William Philips and James Gee, or any  
three of them lay off and assign to Elizabeth Cook  
widow and relict of S Sazarus Cook by proper meters  
and bounds one third of the land whereof Sazarus Cook  
did seized and possessed in this county as her dower also  
one third of the slaves of the said Sazarus as her dower  
that they assign to Laurence Cook one sixth parts  
of the residue of the lands and slaves - to Miles Cook  
one sixth part, to Rice P Pierce and Fanny his  
wife one sixth part, to Joshua Fort and Martha  
his

his wife one sixth part, to Patsy Day, Fanny Day,  
Edmund Day, and John Day infant children of John  
Day and Betsey his wife formerly Betsey Cook in right  
of the s<sup>d</sup> Betsey since dead one sixth part, provided the  
said John Day shall throw into hotch pot such estate  
as may ~~have~~ been advanced to him by the said Lazarus  
in his life time - and the remaining sixth part to Polly  
Edwards, Patsy Edwards, Susa Edwards, Nathaniel  
Edwards, Frank Edwards and John Edwards infant children  
of Nathaniel Edwards and Polly - his wife in right  
of the said Polly - thus said ~~provision~~ provided the  
said Nathaniel shall throw into hotch pot such  
estate as may have been advanced to him by the said  
Lazarus Cook in his life time - and that the commissioners  
aforesaid make report in order to a final decree

Sam Wells  
11

Looks & other }  
as }  
looks about }  
} Rept.

Southampton October Court 1809

Laurence Cook Moses Cook Rice P Pierce and  
Fanny his wife and Sashua Ford and Martha  
his wife Patsy Day Fanny Day Edmund Day  
and John Day infant children of John Day  
and Jesse his wife formerly Jesse Cook Polly  
Edward Patsy Edward Maria Edward  
Nathaniel Edward Frank Edward and John  
Edward infant children of Nathaniel Edward  
and Polly his wife late Polly Cook by the  
said Nathaniel Edward their next friends - compel

Against

Elizabeth Cook Administratrix of Lazarus Cook  
deft

This Cause this day was docketed by Consent  
Heard on the bills and answer on consideration whereof  
as it is decreed and Ordered that Ephraim Gee Richd  
Thom William Phillips and James Gee or any three  
of them lay off and assign to Elizabeth Cook her  
and relict of said Lazarus Cook by proper sales  
and bounds one third of the land whereof Lazarus  
Cook dies seized also possessed in this County as her  
dower also one third of the Slaves of the said Lazarus  
as they dower that they assign to Damaris Cook  
one sixth part of the residue of the lands and Slaves  
to Moses Cook and sixth part to Rice P Pierce and  
Fanny his wife and sixth part to Sashua Ford and  
Martha his wife and sixth part to Patsy Day  
Fanny Day Edmund Day and John Day infant  
children of John Day and Patsy Day wife formerly  
Jesse Cook in right of the said Jesse Cook  
and sixth part provided the said John Day shall  
throw into hotchpot such estate as may have been advanced  
to him by the said Lazarus in his life time and the

In Chancery



remaining sixth part is Polley Canard, Patsey Canard, Louisa Canard, Nathaniel Canard, Francis Canard, and John Canard infant children of Nathaniel Canard and Polley his wife in right of the said Polley their dead mother's portion the said Nathaniel shall throw into his own such Estate as may have been advanced to him by the said Lazarus Cook in his life time and that the commissioners aforesaid make report in order to a final decree

James Kellew

Southampton County Sct

Conformably to a decree of the court of the county aforesaid we have examined to Elizabeth Cook her account in the lands and negroes of her late husband Lazarus Cook, dead and to the severall distributions their proportional share of the negroes of the Estate of the said Lazarus Cook as follows To Elizabeth Cook as her third part of the manor plantation we assign her the land within the following bounds. Beginning at a stake in Benjamin Gray's line thence South 78 degrees west 205 poles to a small branch <sup>thence the various corners of the swamp</sup> ~~the~~ <sup>into</sup> the little Swamp thence along the little Swamp to Tavararra Creek thence along the creek to the road thence along the road South two degrees east 105 poles to a post for corner in the line of the infant children of Nathaniel Canard thence due East 320 poles to the creek aforesaid thence up the creek to the mouth of the small Swamp thence up the Swamp to Simmons Mill thence up the mill pond to Benjamin Gray's line thence along this line North 80 degrees west nearly pole to the beginning and as her third part of the tract lying east of Simmons mill we assign her the following Beginning at a poplar in John Simmons line thence

54 1/2 degrees east 63 poles to a pine thence South 5 degrees east 58 poles to a branch in Galley Everett's line thence North 78 degrees east 54 poles to a gum standing in S<sup>d</sup> Branch thence along the branch to a post at a corner of Charles Bryant thence North 39 degrees west nearly 80 poles to an oak stump thence 70 poles to a pine a corner in Miles books line thence along a line of marked trees to the beginning as her third part of the negroes of the S<sup>d</sup> Estate we assign the following Hannah Aaron, Willis Duke, Emily Duke with Nini, Rachel and Barbara One sixth part of the residue of the negroes we assign to Laurence Cook 1/2 wit. Lucy, black Jack and Eliza. To miles Cook we assign as his distributive share of the negroes Susan, Chloe and Mingo To Rice D. Pierce in right of Fanny his wife we assign Sarah, Nancy and Nelson. To Josiah Hook in right of his wife Martha we assign Ned, Nancy and Alfred. To Patsey Day, Fanny Day, Edmund Day and John Day infant children of John Day and Patsey his wife formerly Cook we assign Nelson, Jack, Beck and Lotty they paying to Laurence Cook four pounds to Joshua Fort 14.10.0 To Rice D. Pierce 64.10.0 and To Miles Cook 24.10.0 To Polley Canard, Patsey Canard, Louisa Canard, Nathaniel Canard, Francis Canard and John Canard infant children of Nathaniel Canard in right of their mother Polley Canard formerly Cook we assign the remaining sixth part to wit Fanny, Murrey Allen and Nat they paying to Laurence Cook forty five pounds ten shillings

Given under our hands this 1<sup>st</sup> February 1810

Ephraim Grew  
Richard Hunt  
Wm. Phillips  
Hofay State James Rochelle &

Cook & others

u

Cook's admn.

} Report

December 1811

Report returned of final  
Decree

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 30 \overline{) 320} \\
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 960
 \end{array}$$

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 \hline
 1034 \cdot 1 \cdot 8 \frac{1}{2}
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Southampton County Set. Conformably to a decree  
of the court of the county aforesaid we have assigned  
to Elizabeth Cook, her dower in the land and negroes  
of her late husband Lazarus Cook dec<sup>d</sup> and to the  
several distributees their proportional share of the  
negroes of ~~the negroes~~ of the estate of the <sup>said</sup> Lazarus  
Cook, as follows. To Elizabeth Cook, as her third  
part of the manor plantation, we assign her the land  
within the following bounds, beginning at a stub in  
Benjamin Gray's line; thence south 78 degrees west  
305 pole to a small branch; thence the various courses  
of the branch till it empties into the little swamp;  
thence along the little swamp to Tararora Creek; thence  
along the creek to the road; thence along the road <sup>south</sup>  
two degrees east 105 pole to a post, a corner in the  
line of the infant children of Nathl. Edwards; thence  
due east 220 pole to the Creek afores<sup>d</sup>; thence up  
the Creek to the mouth of the mill swamp; thence up  
the swamp to Simmons's mill; thence up the mill pond  
to Benj<sup>s</sup> Gray's line; thence along his line north  
80 degrees west ninety pole to the beginning. and as  
her third part of the tract lying east of Simmons's mill  
we assign her the following; beginning at a poplar in  
John Simmons's line; thence south 45 degrees east  
63 pole to a pine; thence south 5 degrees east 58 pole  
to a branch in Sally Everitt's line; thence north 78 degrees  
east 54 pole to a gum standing in the S. branch;  
thence along the branch to a post oak a corner of Charley

Bryant; thence north 39 degrees west ninety six pole to  
an oak stump; thence 70 pole to a pine a corner in  
Miles Cooks line; thence along a line of marked  
trees to the beginning - As her third part of the  
negroes of the Estate we assign the following,  
Hannah, Iron, Willis, Sukey, Emely, Lucy, Wile,  
Nim, Rachel and Barbary. One sixth part of the  
residue of the negroes we assign to Laurence Cook  
to wit: Cressy, Black Jack and Eliza. To Miles Cook  
we assign, as his distributive share of the negroes Luke,  
Chloe and Mumbo. To Rice B. Pierce, in right of  
Fanny his wife we assign Sarah, Molly & Nelson -  
To Joshua Fort, in right of his wife Martha his wife  
we assign Ned, Nancy, and Alfred. To Patey  
Edward Day & Patey his <sup>wife</sup> formerly books, we assign -  
yellow Jack, Beck & Motty, they paying to Laurence  
Cook four pounds ten shillings, to Joshua Fort £14.10.0  
to Rice B. Pierce £64.10.0 and to Miles Cook  
£24.10.0. To Polly Edwards, Patey Edwards, Louisa  
Edwards, Nathaniel Edwards, Frank Edwards & Jno.  
Edwards, infant children of Nathl. Edwards, in right  
of their mother Polly Edwards, formerly book, we  
assign the remaining sixth part to wit; Betty, Winney,  
Allen & Nat, they paying to Laurence Cook forty  
five pounds, ten shillings

Given under our hands this 1<sup>st</sup> February 1810

Ephraim Lee  
Rich<sup>d</sup> Blunt  
W Phillips

Rept of the donor  
regions of  
Daguerro County  
under the

Southampton County Jet

Conformably to a decree of the County  
of the County aforesaid we have assigned to Elizabeth Cook her  
descendant the Land and the parts of her late husband Lazarus Cook  
dec. and to the several distributees their proportional shares of the  
negatives of the Estate of the said Lazarus Cook as follows to-wit  
To Elizabeth Cook as her third part of the several plantations  
we assign her the Land within the following bounds beginning  
at a stake in Benjamin Grays line then a South 78 degrees  
west 305 poles to a small branch thence the various courses of  
the branch till it empties into the little Swamp thence along the  
little Swamp to Jaravarra Crabs thence along the Crabs to the  
Road South 6m degrees East 100 poles to a post a corner in the  
line of the infant children of Justice Edwards: thence an East-  
220 poles to the Crabs aforesaid: thence up the Crabs to the mouth  
of the Middle Swamp thence up the Swamp to Simmons Mill  
thence up the Mill pond to Benjamin Grays line: thence  
along his line North 50 degrees West 90 poles to the beginning  
and as her third part of the tract lying east of Simmons Mill  
we assign her the following beginning at a post in John  
Simmons line: thence South 45 degrees East 62 poles to a  
post thence South 5 degrees East 57 poles to a branch in Sally  
Everetts line thence North 78 degrees East 54 poles to a post stand-  
ing in the said branch thence along the branch to a post at a  
corner of Charles Bryant: thence North 29 degrees West 96  
poles to an oak stump thence 70 poles to a post a corner in

Mrs Cortes line thence along a line of mustard trees to the  
 beginning. As her ~~own~~ third part of the negroes of the S.D.  
 estate we assign the following: Manuel Aaron Willis Guley  
Emely Lucy wife Sam Rachess and Barbara one sixth  
 part of the residue of the negroes we assign to Lawrence Cook  
Wm Crisco Black Jack and Elyse. To Abel Cortes  
 we assign as his distributive share of the negroes John  
Chito and Abby. To Ree W. Price in right of Fanny  
the wife we assign Sarah Molly and Maria. To Joshua  
Fort in right of his wife we assign her one  
share and her children John Fanny Edmund  
Ray and John Ray infant children of his wife and Patry  
the wife formerly Cort we assign John Jack Black Molly  
they paying to Lawrence Cook four pounds to Joshua  
Fort £ 14 10 0 to Ree W. Price £ 64 10 0 and to Abel  
Cortes £ 24 10 0. To Polly Edward Patry Edward single  
Edward Nathaniel Edward Francis Edward & John  
Edward infant children of Nathaniel Edward in right  
 of their mother Polly Edward formerly Cort we assign  
 the remaining sixth part to Polly Winnicy Allen  
 and that they paying to Lawrence Cook forty five  
pounds the children of John under our hand this

February 1870.

Ephraim Geo  
 Peter Ward  
 M. Phillips

must be paid  
 for the  
 and assigned



Day & others  
" " Report  
Cook's admn.

December 16<sup>th</sup> 1844  
Report Re D. of Deeres  
finals

113  
35  
148

Southampton County Set. Conformably to a decree  
of the court of the county aforesaid, we have  
made the following distribution of the lands, of  
which Lazarus Cook dec<sup>d</sup> died possessed, among  
the complainants as follows: We assign to Patsy  
Day, Fanny Day, Edmund Day and John Day, in right  
of their mother Patsy Day the following tract, -  
beginning at the mouth of the Little Swamp; from  
thence to the mouth of the Mercy branch; thence  
along the Mercy <sup>branch</sup> to a gum standing therein; thence  
a straight line to a hickory a corner in Harris &  
Kindred's line; thence a straight line to <sup>a gum</sup> a corner in  
Kindred's line; thence along Kindred's line and the line  
of Ben: Gray to a stub in s<sup>d</sup> Gray's line; thence  
along Elizabetha Cook's dower line to the beginning,  
containing by survey two hundred and three acres, they  
paying to Lawrence Cook twenty one pounds, twelve  
shillings and nine pence: We assign to Lawrence  
Cook, by survey, one hundred and thirty eight acres land  
bounded by the lands of the estate of Cordall Norfleet,  
Elizabeth Cook, <sup>the infant children of</sup> Nathl. Edwards, Joshua Fort and  
Rice B. Pierce. We assign to Rice B. Pierce  
in right of his wife Fanny <sup>one hundred and fifty four acres, by survey and</sup>  
bounded by the lands of Joshua Fort, James Lee  
and those of the estate of Cordall Norfleet dec<sup>d</sup>.  
We assign to Joshua Fort in right of his wife

Patey two hundred and nine acres, bounded by the lands  
Lawrence Cook, Rice B. Pierce, William Phillips  
and the infant children of Nathl. Edwards -

We assign to Polly Edwards, Patey Edwards, Louisa  
Edwards, Nathaniel Edwards, Frank Edwards and  
John Edwards infant children of Nathl. Edwards  
& Polly his wife, one hundred and ninety five -  
acres of land, bounded by the lands of Joshua  
Fort, Wm. Phillips, Sally Everitt, Elizabeth  
Cook and Lawrence Cook - We assign also to  
Miles Cook two hundred and two acres of land,  
bounded by Simmons's mill swamp, Jonas Bryant  
Charles Bryant, Elizabeth Cook and the lands  
belonging to Jas. Simmons he pay<sup>s</sup> to Lawrence  
Cook twenty three pounds, fifteen shillings & six  
pence, to Rice B. Pierce twenty one pounds, eight  
shillings and three pence, to Joshua Fort one  
pound, twelve shillings and three pence and to  
the infant children of  
Nathl Edwards three pounds fifteen shillings and  
nine pence

Given under our hands

this 9<sup>th</sup> day of December 1811

Richard Blunt  
James Au  
W Phillips

book 87-3

7.

book 88

blig. Rep<sup>t</sup>.

Alap

for Mr. B, B Hunt

Southampton County

Conformably to a decree of the Court of the County  
 aforesaid, We have made the following distribution of the lands, of which  
 Lazarus Cook dec<sup>d</sup> was seized, among the Complainants as follows  
 We assign to Patsy Day Fanny Day Edmund Day and John Day, in  
 right of their mother Patsy Day the following tract, begining at the  
 mouth of the little swamp, from thence to the mouth of the mery  
 branch, thence along the mery branch to a gum standing therein,  
 thence a straight line to a Hickory a corner in Harris and Kindred's  
 line, thence a straight line to a gum a corner in Kindred's line  
 thence along Kindred's line and the line of Peter Gray to a stub in  
 said Gray's line, thence along Elizabeth Cook's dower line, to the  
 begining containing by survey two hundred and three acres they  
 paying to Laurence Cook Twenty one pounds twelve shillings and  
 nine pence. We assign to Laurence Cook by survey, One hundred  
 and thirty eight acres land bounded by the lands of the estate  
 of Isaac Norfolk Elizabeth Cook the infant children of Nathl.  
 Edwards Joshua Fort and Rice B. Pierce. We assign to Rice  
 B. Pierce in right of his wife Fanny one hundred and fifty  
 four acres by survey and bounded by the lands of Joshua Fort  
 James Lee and those of the estate of Isaac Norfolk dec<sup>d</sup>.  
 We assign to Joshua Fort in right of his wife Patsy two hun-  
 dred and nine acres bounded by the lands of Laurence Cook Rice  
 B. Pierce, William Phillips, and the infant Children of Nathl.  
 Edwards - We assign to Polly Edwards Patsy Edwards Louisa  
 Edwards, Nathaniel Edwards, Francis Edwards and John Edwards  
 infant children of Nathaniel Edwards and Polly his wife, One  
 hundred and ninety five acres of land, bounded by the lands of  
 Joshua Fort, William Phillips, Sally Emest Elizabeth Cook and  
 Laurence Cook - We assign also to Ephes Cook, two hundred and  
 two acres of land bounded by Simmons's mill swamp, Jonas  
 Day and Charles Bryant Elizabeth Cook and the lands belonging  
 to John Simmons, the pay to Laurence Cook twenty three pounds  
 fifteen shillings and six pence to Rice B. Pierce twenty one  
 pounds eight shillings and three pence, Joshua Fort -

One pound twelve shillings and three pence and to the infant  
children of Nathaniel Edwards three pounds fifteen shillings  
and nine pence - Given under our Hands this 9<sup>th</sup> day of  
December 1711 -

Richard Blunt  
James Lee  
William Phillips

A Copy

A. M. & Co. Secs. &c.

book 8<sup>th</sup> -  
7. bliz. Rep.  
book 8<sup>th</sup> -

Alamy

for Mr. B. B. Hunt