

1811-016

SOUTHAMPTON COUNTY
CHANCERY PAPERS

COOPER et al VS. DASHIELL'S ADMR

other surnames: Applewhite,
Dashiel

Appellate
next friend &c

Appellate ad.



Friendly Bill and
answer

To the worshipfull Court of Southampton
County sitting in Chancery humbly
complaining sheweth unto your worships
your Orators & Oratrix Thomas
Cooper Nancy Cooper Henry Cooper Robt.
Dashill & Mr Dashill ^{infants} by their next
friend Thomas Applewhite &c.

That some time in the year —
Arthur Applewhite departed this life
intestate leaving an Estate in land
40 Acres of which in the division
by parcenary fell to the share of
Sally Dashill the mother to your
Orators & Oratrix. Four acres more
was since purchased by her both of
which parcels in their value very
inconsiderable. That the said Sally
Dashill has some time past also
departed this life intestate, that
John Applewhite has obtained Admi-
~~n~~istration on her Estate and has
possession thereof who it is prayed
may be made Defendant to this
Bill & answer the allegations therein.

To the end therefore your orators &
oratrix pray that this court will
decree a Sale shall be made of the
said parcels of Land, and the money
arising therefrom be accordingly divided

between them that is one fifth part
thereof to each, Thomas Cooper, Harry
Cooper, Henry Cooper, Robert Darhull
& Mr Darhull: agreeable to a Law
of the Legislature, authorizing sales
in such cases, where each Distribut-
-ble share would be of less value
than \$100 - -

And further your orators
Robert Darhull & Mr Darhull by their
next friend Thomas Applumbe state
that their Father Josiah Darhull
has departed this life intestate,
leaving an inconsiderable real
Estate, not worth perhaps more
than \$150 Dollars, consisting of about
ten Acres of Land, and an old grist
mill: now nearly rotten. That
your orators Rob. & Mr Darhull are
exclusively entitled to this property
so left by their dec. Father, being
his only heirs. - They therefore
pray that John Applumbe who
has possession of the said property may
be made defendant ~~thereto~~ & may
answer &c. - And that the Court will
order a sale, & Division of the money
according to Law. And finally that
commissioners be appointed to carry

the same into effect, & shall ever
pray &c. -

For
Compt.

The answer of John Applumbe to
a bill in Chancery exhibited against
him in the County Court of Southampton
by Tho. Applumbe next friend
Tho. Cooper, Harry Cooper &c.
Robert Darhull & Mr Darhull
infants &c. For answer that
says that he does not deny the
truth of the allegations contained
in the said Bill; nor does he
offer any objections to a Decree
according to the prayer thereof. -

John Applumbe

Cooper & others
vs { Int & decree
Applicant

June 1810

July 1811 Report and
final decree

Southampton June court 1810

Thomas Cooper Nancy Cooper Henry Cooper —
Robert Dashiell, William Dashiell infants —
children & by Thomas Applewhite their —
next friend Compt

Against
John Applewhite

Deft

In Chancery

This cause was this day docketed by consent. Heard on
the bill and answer on consideration thereof the court doth
decree and order that William Myrick Rich^d P Clements
Randall Newsum John T Richardson Humphrey Dickey
& William Newsum or any three of them make Sale of
two parcels of land to wit one tract containing forty acres which
descended to Sally Dashiell the mother of the infant Complain-
ants by the death of Arthur Applewhite her brother the other
piece containing four acres which was purchased by the 1st
Sally in her life time on a credit of twelve months first
duly advertising the time and place of Sale and take bonds
and security of the purchaser or purchasers and divide the
proceeds equally among the infant Complainants —

And that the commissioners aforesaid make Sale of ten
acres of land with the Grist mill thereto belonging which
said land and mill was purchased by Josiah Dashiell father
of the two last mentioned infant Complainants on a credit
of twelve months first advertising the time and place of
Sale and take bonds of the purchaser and divide the proceeds
equally only between the Complainants Robert Dashiell
& William Dashiell they being exclusively entitled thereto
and that the Commissioners afores^d Convey the several tracts
of land to the purchaser or purchasers by deed &c

Agreeable to the above decree of the County Court of Southampton
we William Myrick, Randolph Newsum and John T. Richardson
three of the Commissioners therein named have
proceeded to carry the said decree into effect in the
following manner that is to say. The tract of Land
containing forty acres which descended to Sally Dashiell
the mother of the infant complainants by the death
of Arthur Applewhite her brother, was sold to
Thomas Applewhite upon a credit of twelve months
and bonds taken for the same agreeable to the said
decree. Also the said four acres purchased by the
said Sally and the said ten acres together with
the Grist Mill purchased by the said Josiah Dashiell
as mentioned in the said decree was purchased by
William Newsum upon the terms mentioned in the
said decree and bonds taken in conformity thereto.
which said bonds the aforesaid commissioners are
ready to deliver to the Court for their further order.

William Myrick

Randolph Newsum

John T. Richardson