1815-031 SOUTHAMPTON COUNTY CHANCERY PAPERS DREWRY & al VS. DREWRY'S ADMINISTRATOR & al 6/1815

other SURNAMES: Cobb

Examinje
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November 1813 Int.o Anno

To the worshipful Court of Southampton in Chancery sitting — Humbly complaining Shew unto your worships your complainant Barsheba Drewry widow and relict of Joseph Drewry dec'd and Hannah Drewry an infant child of said Isaac Drewry and by her next friend the said Barsheba Drewry — That the said Isaac Drewry departed this life sometime within present year intestate seized and possessed of a tract of land lying in this County on the North side of Nottaway River containing by estimation three hundred and sixty acres, that he was also possessed at the time of his death of Nine slaves to wit. Bill, Amos, Mimo, Lucy Bob, Isham, Harry, Daniel and Marion — That the said Isaac Drewry left five children to wit your complainant Hannah Benjamin, Sally, Mary and Louisa. That one certain Benjamin Cobb has qualified as administrator to the estate of the said Isaac Drewry. That your complainant Barsheba is desirous that her dower in said land ~~and slaves~~ should be assigned to her and her just proportion of amount of sales of the slaves should be decreed to her as it would be attended with great loss to them entitled to the remainder ~~for her~~ to insist upon her dower in said slaves being assigned them in slaves rather than in a just proportion of whatever they might sell for. And your complainant Hannah begs

begs leave also to state to your worships that it would be impossible to effect a division of said slaves among them entitled in any other manner than by a sale of them: and she further represents to your worships that the land after the assignment of dower to the widow will in all probability not be worth One hundred dollars as share to those entitled and that it would be much to their interest as well as the interest of all concerned to have a division of said land as well as slaves effected in some way which may seem best to your worships. Your complainants therefore pray that the said Benjamin Cobb & wife Frances & the said Benjamin Lucky, Mary and Lavina Dunn, all of whom are infants may be made defts hereto the said infants by some friend to be appointed by this Court for that purpose and that they be compelled to answer all and singular the allegations herein contained fully and answerively: and they further pray that dower in said land may be assigned to the said Basheba by proper metes and bounds & that the Commissioners appointed by this Court to assign said dower do report to this Court if the land after the assignment of dower is worth to the complainant Hannah & each of the infant defts One hundred dollars in case the said commissioners should report the land not to be worth One hundred dollars, & that this Court do order and decree the same to be sold as such Court and upon such terms as to them shall seem meet and the amount of sales to be equally divided between your complainant Hannah & the said infant defendants, and in case the said commissioners should report the land to be worth One hundred dollars to each that then the same should be equally divided between your complt & the infant defts by proper metes and bounds having regard as well to quality as to quantity and they further pray the aforesaid nine slaves may be sold upon such terms as this Court may think best calculated to promote the interest of the parties, and that such proportion of the amount of said sale may be assigned over to the complt Basheba for and in lieu of her dower with the same as may be seem right and just to this Court and that the balance of the amount of the sales may be equally divided between your complainant Hannah and the infant defts and your complainants Lastly pray for such other & further relief in the premises as may be consistent with justice and equity and they will &c.

To the worshipful Court of Southampton in Chancery
sitting. The answer of Benjamin Cobb one of
Joseph Deany Dec'd the Bill of Complaint exhibited
against him and others by Barshiba Deany wid-
ow and relict of Joseph Deany and by Hannah
Deany an infant by her next friend the said
Barshiba Deany. This Respondent now and
at all times saving and reserving to himself all
benefit of exception to any errors in complainants
bill contained for answer thereto saith that
as far as he is bound to answer said bill he
cannot gainsay its allegations and has no
objection to the decreeing such decree as is
prayed for and he prays to be hence
dismissed &c —

To the worshipful Court of Southampton in Chancery
sitting. The Joint and seperate answer of Benja-
min Silly. Mary and Louisa Deany infant children
of Joseph Deany dec'd by their next friend
Benjamin Cobb appointed by the Court in their
behalf to defend them to the bill of Complaint
exhibited against them and Benjamin Cobb
one of said Joseph Deany by Barshiba Deany
widow and relict of the said Jo Deany and Hannah

Denny an infant by the said Barshaba her next friend? These defendants now and at all times saving and reserving to themselves all benefit of exception to any errors in the complainants bill contained for answer thereto say that they cannot deny the complainants allegations, that they are willing to such decree as this Court may think proper to pronounce and they pray to be hence dismissed &c-

Denny
vs
Denny &c. &c.

In Chancery.

This cause being docketed by consent of parties came ~~this day~~ the Hon. on the bill of the complainant & answers of the defendants, and arguments of Counsel & upon consideration whereof the Court doth order adjudge and decree that Henry Biggs, Mordy Collier, John Donegee, Goodrich Hill and Robert Rawlings or any three of them of the Justices of the County Surveyor by proper notes and bounds lay off & set apart and assign to the complainant Barshaba Denny widow and relict of Joseph Denny dec'd one third part of the real estate of said Joseph late of said County dec'd

Denny dec'd and proper having regard to quality as well as quantity as and for her dower in the same, that they or any three of them ascertain the value of the said land and report to this Court whether the same be worth One hundred dollars per share after the assignment of dower to the complainant Hannah and each of the four infant defendants and it is further ordered and decreed that the aforesaid commissioners or any three of them do make sale of the slaves of which Joseph Denny dec'd possessed ~~at public auction~~ on a credit of 12 months to wit Nicco and Milmed Lucy Bob Isham, Harry Daniel and Marina at public auction, giving 4 weeks public notice of the time and place of sale. That they divide the proceeds of said slaves into six equal parts, that they take bond with approved security for one ~~equal~~ sixth part and assign the same over to the Complainant Barshaba as for and in lieu of her dower in the land that they take four separate bonds with approved security for the remaining four parts and assign the same over to the guardian or guardians of the complainant Hannah and the infants Betsy Sally, Mary and Louisa, and that they make report to this Court of their acting and doings &

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Southampton November Court 1813.

Barshaba Drewry widow & relict of Joseph Drewry dec^d and Hannah Drewry an infant child of said Joseph Drewry dec^d by her next friend the said Barshaba Drewry ——— Complainants

against

Benjamin Cobb administrator of Joseph Drewry dec^d and Benjamin, Sally, Mary & Louisa Drewry infant children of Joseph Drewry dec^d by their next friend Benjamin Cobb appointed by the court to defend them in this behalf ——— Defendants

This cause being docketed by consent of parties came on this day to be heard on the bill of the complainants answer of the defendants and arguments of counsel upon consideration whereof the court doth order & decree that Henry Briggs, Moody Collier, John Dencree, Goodrich Wills and Robert Rawlings, or any three do with the assistance of the county Surveyor by proper metes and bounds lay off & set apart and assign to the complainant Barshaba widow and relict of Joseph Drewry dec^d one third part of the tract of land of which the said Joseph Drewry died seized & possessed, having regard to quality as well as quality, as and for her dower in the same that they or any three of them then ascertain the value of the said Lands and report to this court whether the same be worth one hundred dollars, after the assignment of dower to the complainant Barshaba; and it is further ordered and decreed that the aforesaid commissioners or any three of them do make sale of the Slaves of which Joseph Drewry died possessed on a credit of twelve months (to wit) Will, Amos, Nina, Lucy, Bob, Isham, Harry, Daniel & Marina at public auction giving four weeks public notice of the time and place of sale, that they divide the proceed of said Slaves into six equal parts, that they take bond with approved security for one equal sixth part and assign the same over to the complainant Barshaba as for and in lieu of her dower in the same that they take five separate bonds with approved security for the remaining

five parts and assign the same over to the guardian or guardian of the complainant Hannah and the defendants Benjamin, Sally Mary and Louisa and that they make report to this court of their actings & doings herein in order to a final decree

Teste James Rochelle DC

Agreeably to the within decree We the undersigned have proceeded to lay off & assign to the Compt Barsheba Drewry 1/3 of the land of which her late husband Joseph Drewry died possessed as also 1/6 part of the negroes of the said deceased for and in lieu of her dower in the said negroes as by the said decree we are directed amounting to Four hundred & fifteen dollars & 37 1/2 Cents & have also taken bonds payable to the guardian of the orphans of the said Joseph Drewry dec. each of to two thousand & twenty six dollars & eighty seven Cents, given under our hands this 20th June 1875

Henry Briggs
John Denegre

Drewry's
vs
Drewry, adm'r

Decree

June 1875 Report rec. & decree final

Enld. & Record