

1815-039

SOUTHAMPTON COUNTY
CHANCERY PAPERS

WESTRAY et ux et al vs. POPE and Wife
12/18/5

other SURNAMES: Joiner,
Wester, Joyner

Walter Dux
and others

Nathan Pope
and Wife

Freindly Bill
and answer



December 1875 Inty. Dux

Inty.

To the worshipfull court of Southampton
county sitting in Chancery, humbly complain-
ing sheweth unto your worships your
Orator and oratrix Thomas Watray &
Amelia his Wife late Amelia Joiner,
Ethers Joiner of full age, - & Polly Joiner
and Cate Joiner infants by their next
friend Thomas Wister -

That Matthew Joiner departed
his life some time in the year - after
making and publishing his last will
and testament; wherein he lent for
and during the life of his Widow
Patience Joiner, all his Estate; - that
some time past the said Patience
Widow of the s^d. Matthew, has departed
this life intestate; - and by the
provisions of the s^d. Matthew Joiner,
Will all his Children were equally
entitled to their proportionable part
of his personal Estate on the death
of the s^d. Widow - that period having
now arrived, the several Distributors
are now entitled to the benefit of

receiving their shares of the said
Matthew Joiner's Estate. — They therefore
pray that this Court will order &
decree an Equal Division thereof, to
the following persons, to wit. — To
Thomas Water & Amelia his wife, one
fifth part of the 2^d personal Estate:
to Nathan Pope and Rebekah his
Wife one fifth part. — to Esther Joiner
one fifth part — to Polly Joiner's part
and to Catey Joiner's part, those
persons being all the Distributors
entitled to any part of the said
Est. — That Nathan Pope and
Rebekah his Wife, be made Defts.
to this bill of complaint; may
answer &c. — And that commission
may be appointed to make Division
according to the foregoing prayer
of this bill — and report — and
as in Duty bound shall we pray,
For
Compt.

The answer of Nathan Pope and
Rebekah his wife to a bill in
Chancery exhibited against them
in the county Court of Southamp-
ton by Thomas Water & Amelia
his Wife and others — For answer
thence saith that true it is Matthew
Joiner ~~was the Defendant~~
after making such a will as is
stated in the said bill of complaint
that the Widow Patience Joiner, is
now dead — and that they these
respondents cannot deny the
right of the complainants to
an equal Distribution of the 2^d
personal Estate as claimed by
them — Having answered by
these respondents pray hence to be
dismissed. — For
Defts.

Ent?

Southampton December Court 1875

Thomas Westra and Amelia his wife
late Amelia ~~Westra~~, Esther Loiner &
Polley Loiner & Gaty Loiner infants by
their next friend Thomas Westra specially
appointed by the court to defend them
in this behalfs
Plaintiffs
against

Nathans Pope & Rebecca his wife
Defts.

In Chancery

This cause was this day settled by consent of parties
and agent of the court & came on to be heard by counsel
whereupon it is decreed & ordered that Joseph Keen, John
Can & Alfred Beale or any two of them do divide the
personal estate of ~~Matthew Loiner~~ Matthew Loiner and seized and
proprietor of which he devised to his wife Patience Loiner
for and during the term of her life into ~~five equal~~
~~parts & that they allot to the complainant Thomas Westra~~
~~& Amelia his wife one fifth part of the said personal estate~~
~~to Nathans Pope & Rebecca equally between the complainants~~
~~and defendant & that they~~ into 5 equal parts & that
they allot one fifth part to Thomas Westra & Amelia; his
wife; ~~one~~ fifth part to Nathans Pope & Rebecca; his wife
One fifth part to Esther Loiner; one fifth part to
Polley Loiner, one fifth part to Gaty Loiner, & that
they make report of their acting & doing in this be-
half to the court in order to a final decree