

1820-015

SOUTHAMPTON COUNTY
CHANCERY PAPERS

EDWARDS etal VS. EDWARDS etal

1820

other surnames: Newsum,
Bains, Moore, Baines, Moor,
Thomas

Edward H

Edward H

Bill Answer

Dec. 1874
Int. 9. Duce

Index Record

To the unshippful Court of Southampton in Chancery sitting
Humbly complaining shew unto your worship your complainants
George Edwards, Leet. Nephew Edwards, David Newson
and his wife Lucy late Lucy Edwards, Ann Bains widow
and relict of Littlebury Bains and late Ann Edwards
& Thomas H Edwards, Priscilla D Edwards and Jordan
Edwards infant children of Jordan Edwards deceased
by their Guardian John Thomas. That a certain
Edwards hath lately departed this life intestate and without
issue seized and possessed of a parcel or lot of land lying
in this County containing acres and which descended
thence by the death of her late brother Benjamin Edwards
and is known and designated in the division of the
trust of land of which the said Benjamin Edwards did
seize among his distributees by ods. That the complainants
are the brothers and sisters of the said Edwards
except your infant complainants who are the children
of Jordan Edwards and who was a brother to the said

Edwards and that all of them are
entitled to such distribution share of said lot of land
as the act of the General assembly in such case made
and provided, directs. That besides your complainants
who claim a title to the said land there is a sister of the
said Edwards to wit Elizabeth Edwards and
the children of William Edwards and who was a brother
of the said Edwards, to wit George Edwards
and Martha Edwards, and the infant children
of John Moore and Charlotte his wife now deceased
formerly Charlotte Edwards in the child of the
said William Edwards and to wit Sally Moore

Catharine Moore, Elizabeth Moore, John E Moore
and Henry H Moore all of whom claim title according
to their respective rights and all of whom are prayed
to be made defendants hereto. That the said Elizabeth
Edwards is in possession of the lot of land aforesaid
and withholds from those entitled their just possession
in the same. That the said lot of land is not worth
one hundred dollars to each of the parties entitled
and therefore in order to effect a division should
be sold under an act of the General Assembly in
such case made and provided. Therefore in tender
consideration of the premises and in as much as your
your complainants are remedied without the intervention
of a Court of Equity where matters of this kind are properly
cognizable. They pray that the aforesaid defendants
may be compelled to answer all and singular the
allegations herein contained fully and unreservedly
and they further pray that the parcel or lot of land
of which the said Edwards did say, may
be sold on a credit of twelve months and the money
arising from the said sale be divided into seven
equal parts, one of which the applicant to each
of your complainants George Edwards Senr. David
Edwards. David Neuseum and Lucy his wife late
Lucy Edwards in right of his said wife and Ann
Bain, one part to the defendant Elizabeth
Edwards, one part to the complainants. Thos H
Edwards. Priscilla D Edwards and Jerd and
Edwards and in common, and that the remaining
part be divided into three equal parts, one of

of which to be assigned to the defendant George Edwards,
another part to the defendant Martha Edwards
and the remaining third part to the defendants
Jally Moore. John E Moore, Catharine Moore, Elizabeth
Moore and Henry H Moore in common, and they
lastly pray that your worship would make any
other or further, order or decree in the premises
which may be consistent with Justice and Equity
and they ever will &c -

To the worshipful Court of Southampton in Chancery
setting. The Joint and separate answers of Eliza-
beth Edwards, George Edwards, Martha Edwards
and Jally Moore, Catharine Moore, Elizabeth
Moore, John E Moore infant children of John
Moore and his late wife Charlotte now demand
late Charlotte Edwards ^{by their next friend John Moore} to the bill of Complaint
exhibited against them by George Edwards Senr
David Edwards, David Neuseum and his wife Lucy
late Lucy Edwards, Ann Bain widow and relict
of Littleberry Bain and late Ann Edwards, and Thomas
H Edwards, Priscilla D Edwards and Jerd and
Edwards infant children of Jordan Edwards and
by their next friend and Guardian John Thomas
These respondents now and at all times saving and
reserving to themselves all and every benefit of excep-
tion to all errors and imperfections in said bill
contained, for answer thereto or to so much thereof
as they are advised is material and necessary
for them to make answer unto, answering say
That they admit the facts as stated and set forth
in the complainants bill, and have no kind

of objection that such a decree should be rendered
as is made for by the complainants. Their respondents
having answered may to be heard dismissed &c

Edward H.

Edward H.

Price of the

Dec 1874

Chas. L. Davis

Wm. H. Davis

Edwards &c

Edwards &c } In Chancery

This cause being docketed came on this day by consent
of parties and assent of the Court to be heard on the
bill and answers and arguments of counsel -
whereupon and upon due consideration thereof
had the Court with order adjudge and decree
that Henry Thomas, George Genley, Richd. Bolow
and Zachariah Story many two or more of them
do after giving, reasonable public notice of the
same, expose ^{maiorit of 12 months} to public sale, the parcel or lot
of land lying in this County of which the late
Mary Edwards did seise containing ^{acres}
and, which said land descended to the said
Mary Edwards by the death of her late brother
Benjamin Edwards that they take ^{one} bond from
the purchaser or purchasers ~~made~~ pay with
good security made payable to the complainant
Geo Edwards Lev for one seventh part of the
amount of the sales of the said parcel or lot of land
one other bond in like manner for one seventh
part made payable to the complainant
Ncut Edwards. One other bond in like manner
for one seventh part made payable to the
complainants David Newsum in right of his
wife Lucy. One other bond in like manner for
one seventh part made payable to ^{the complainant} John Bains
one other bond in like manner for one seventh
part made payable to John Thomas grand-
son to the complainants Tho H Edwards, Pissilla

D Edwards and Ireland Edwards. One other bond
in like manner for one seventh part made pay-
able to the defendant Elizabeth Edwards. And that
they divide the ~~amount~~ remaining seventh part of
the amount of sales into three equal parts, and
take ^{one} bond with approved security for one third of the
said last mentioned seventh part payable to the
defendant George Edwards, one ~~third~~ other bond
in like manner for one third of the said one seventh
part payable to the defendant Martha Edwards
and one other bond in like manner for the remaining
one third of the said one seventh part payable
to John Moore for the benefit of the defendants
Sally Moore, Catharine Moore, Elizabeth, John
E Moore, and Henry H Moore. And it is further
ordered that the aforesaid persons do execute
a good and sufficient deed of conveyance in
fee simple to the purchaser or purchasers of the
said parcel or lot of land, and that they make
a report to this Court of their doings and doings
herein in order to a final decree.

Edwards H
H Moore
Edwards H

Lanthampten December Court 1814

George Edwards Senr. Nurit Edward, David Newsum and his
wife Lucy, late Lucy Edward, Ann Barnes widow & relict of
Littleberry Barnes senr. late Ann Edward (and Thomas H.
Edward, Priscilla D. Edwards (and Jordan Edwards infant
children of Jordan Edwards senr. by their Guardians
John Thomas

Complainants

against

In Chancery

Elizabeth Edward, George Edward, Martha Edward, and
Sally Moor, Catharine Moor, Elizabeth Moor, John E. Moor
infant children of John Moor and his late wife Charlotte
now dec'd. late Charlotte Edward by their next friends
John Moor

Defendants

This cause being docketed came on this day by consent of
parties (and a part of the Court to be heard on the bill and answer
(and arguments of Counsel, whereupon (and upon due consideration thereof
had, the Court doth order, adjudge and decree that Henry Thomas
George Surley, Richard Blaw and Zachary Strong, or any two or more of
them do after giving, reasonable public notice of the same, upon to public
Sale on a credit of twelve months the parcel or lot of land lying in this
County of which the late Mary Edward senr. died seised, containing three & a half
acres and which which said lands descended to the said Mary Edward,
by the death of her late brother Benjamin Edward, that they take
one bond with good security made payable to the complainant George
Edward Senr. for one seventh part of the amount of the Sales of the
said parcel or lot of land. One other bonds in like manner for
one seventh part made payable to the complainant Nurit Edward
One other bonds in like manner for one seventh part made payable
to the complainant David Newsum in right of his wife Lucy
One other bonds in like manner for one seventh part made payable
to the complainant Ann Barnes. One other bond in like manner
for one seventh part made payable to John Thomas guardian to the
Complainants Thomas H. Edward, Priscilla D. Edwards, and Jordan
Edward, One other bonds in like manner for one seventh part payd

= able to the respondent Elizabeth Edward, and that they divide the remaining seventh part of the amount of sales into three equal parts and take one bond with approved security for one third of the said last mentioned seventh part payable to the respondent George Edward, One other bond in like manner for one third of the said one seventh part payable to the respondent Martha Edward, and one other bond in like manner for the remaining one third of the said one seventh part payable to John Moore, for the benefit of the respondents Sally Moore, Catharine Moore, Elizabeth, John C. Moore, and Henry H. Moore (and it is further ordered that the aforesaid Commissioners do execute a good and sufficient deed of conveyance in fee simple to the purchaser or purchasers of the said parcel or lot, and that they make a report to this court of their actings and doings herein in order to a final decree

Testes

Archibald Co.

Edward }
 or } Int. Decree
 Edward }

Done 1816 Rep. ret. J. J. J.
 Decree by consent

Henry Thomas
 Geo. Henry
 Thomas Henry

present to agree to in deed we make
 sale of the within mentioned land & houses as
 to the purchaser & make division of the
 proceeds amongst the distributees - given under
 our hands this 23d day of November 1815

Mr. Hewitt Edwards
Sampson's Country
Virginia

Edwards &
in Report.

Edwards &

1820. Returned & Co.

In obedience to the within decree to us directed we have
made sale of the within lots or parcels of Land containing
Three & half Acres more or less - and Newitt Edwards be-
- came the purchaser of the same - for the sum of one
hundred and fifty ^{two} dollars and forty nine and half cents.
which said sum we have divided into six equal parts
and assigned over to each complainant his proportion -
and the other seventh part ~~we~~ have divided into three
equal parts and have assigned ^{over} the same agreeable to
the within decree -

Geo. Gurley
Zachariah Story

~~we have divided the same~~

Southampton December Court 1814

George Edwards, Newitt Edwards, David Newsum
and his wife Lucy late Lucy Edwards, Ann Baines
widow and relict of Littlebury Baines dec'd late
Ann Edwards and Thomas H. Edwards, Priscilla
Edwards and Jordan Edwards infant children
of Jordan Edwards dec'd by their guardian
John Thomas. Compts.

In Chancery

Eliabeth Edwards, George Edwards, Martha Edwards
and Sally, Morrie, Catharine Moore, Eliabeth
Moore. John E. Moore infant children of the
Moore and his late wife Charlotte now deceased
late Charlotte Edwards by their next friend
John Moore. Defts

This Cause being docketed came on this day by consent
of parties and assent of the Court to be heard for the bill
and answers and arguments of Counsel whereupon and upon
due consideration thereof the Court doth order, adjudge
and decree that Henry Thomas, George Gurley, Seth Shaw
and Zachariah Story or any two or more of them do
after giving reasonable public notice of the same expose
to public sale in a credit of 12 months the parcel or
lot of land lying in the County of which the late Mary
Edwards died seized containing ¹/₂ acres and which said
land descended to the said Mary Edwards by the death
of her late brother Benjamin Edwards that they take a
bond from the purchaser or purchasers with good security
made payable to the Complainant Geo. Edwards or either
one seventh part of the amount of the sale of the said
parcel or lot of land, one other bond in like manner for
one seventh part made payable to the Complainant
Newitt Edwards, one other bond in like manner for one seventh
part made payable to the Complainants David Newsum
in right of his wife Lucy, one other bond in like manner

for one seventh part more payable to the Complainant Ann
Paines, one other bond in like manner for one seventh part
made payable to John Thomas guardian to the complainants
Thomas H. Edwards. Priscilla H. Edwards and Jordan Edwards
one other ~~part~~ in like manner for one eighth part more
payable to the defendant Elizabeth Edwards and that they
divide the remaining seventh part of the amount of
sale into three equal parts and take one bond with ~~an~~
approved security for one third of the said last mentioned
seventh part payable to the defendant Geo Edwards, one
other bond in like manner for the one third of the said
one seventh part payable to the defendant Martha
Edwards and one other bond in like manner for the
remaining one third of the said one seventh part
payable to John Moore for the benefit of the defendants
Polly Moore, Catharine Moore, Elizabeth, John E. Moore
and Henry H. Moore. and it is further ordered that the
aforesaid persons do execute a good sufficient deed
of Conveyance in fee Simple to the purchaser or
purchasers of the said parcel or lot of land and that
they make a report to this court of their acting
and doings herein in order to a final decree.

Attest
James Rochelle Esq.