

1834-150 SOUTHAMPTON COUNTY
CHANCERY PAPERS

COSBY VS. DENEGRÉE, GUARDIAN et al

10/1834

1123.

Cashy
VJ
Sinigra

Boyd

1824 Oct. Dec. is filed 8.

Lowman

To the worshipful the county court of Southampton in chancery sitting

Humly complaining sheweth unto your worships your complainant. Thos. C. Cosby formerly of Southampton but now a resident of the town and Borough of Norfolk - that sometime about the year 1829 a certain Elizabeth Cosby late of the town of Jerusalem and county of Southampton died possessed of a freehold and lot in the said town of Jerusalem, that the said Thos. and lot together with its appurtenances descended by last to himself and Nancy P. Cosby and Gabriel Cosby infant children of said Elizabeth Cosby, that John Senigre qualified as the guardian to Nancy P. and Gabriel Cosby and that the said acting in that capacity and by a power of attor for your complainant has heretofore annually rented out the said Thos. &c. - your complainant states that the said lot is decreasing in its annual value in consequence of the decay of the houses and in a few years will be of no value to the king - your orator states that by reason of the premises he is desirous that the said place should be sold that if your orator should think proper sell his proposition of said lot undivided or being incapable of a proper division as it is, it ^{would} sell for a very trifling amount perhaps not enough to pay ~~the~~ ^{the} ~~trouble~~ of a trip from Norfolk, and would likewise destroy its value as to the infant children - your orator states that that relative shares of ~~each~~ ^{each} would not amount to \$800 dollars the sum of money or value apaid by the Legislature other which the county court has jurisdiction - to the end therefore that your complainant ~~shall~~ have justice done him in this behalf he prays that John Senigre guardian in fact be made guardian to the infant children as above and be made deft to this bill, and that said deft be made ^{to} answer the premises and state any and what objections he can have to the decree sought in this bill - ~~and the same~~ ^{your} ~~as~~ ^{complaint} is wholly remedied at said and only entitled to be heard in a court of equity where matters of this sort are cognizable your orator begs that ^{your} worships will make the decree and give such other and further relief as is consistent with equity and the rules of this court &c

John Senigra ^{ad litem}
adv
Thos E. Cosby

The answer of ~~John Senigra~~ ^{John Senigra} ~~ad litem~~ to
Nancy P. Cosby and Gabriel Cosby infant children of
Elizabeth Cosby ^{by John Senigra their next friend & ad litem} This deft saving and reserving ^{to} says that
he has heard the bill of complainant - and believes
that the premises are correct so far as he is advised
and has no objections to the court rendering up the
decree sought for and having answered begs leave to be
dismissed &c.

This was this day docketed by consent of parties and came
on to be heard upon the bill answer exhibits &c
whereupon the court doth order adjudge and decree
that John Senigra be appointed a commissioner and
he is hereby appointed commissioner and vested
with the proper authority to sell the Houses Lot and
appurtenances lying and being in the town of
Jerusalem and county of Southampton at such
time place and manner as he may think
most conducive to the interest of the heirs of
Elizabeth Cosby late deceased who are enti-
tled to the same and having performed this
decreed report to this court in order to a final
decree &c.