

18430/6 SOUTHAMPTON COUNTY
CHANCERY PAPERS

JOYNER

VS.

BRYANT'S GUARDIAN

val

7/1843

other SURNAMES: Moore

Jayner
52 } Williamson
2 } Deener

Bryants & ad tiler a

1843 May - Deener as filed &c

" June. Report.
" July. Rep. Confin?

W. S.

To the worshipful County Court of Southampton
in Chancery sitting,

Your complainant Harrison Joyner humbly
shews, that sometime since, Lewis Joyner of the
County aforesaid, died leaving a tract of land, contain-
ing about acres, situated in the County of
Southampton, and five children, his heirs at law
to wit Pally, Jacob, Bridgeman, Charlotte & Patsy,
that after the death of said Lewis Joyner, his wi-
dow, Sally Joyner, was placed in to, ^{possession} of one third of
said land, as her dower, and afterwards sold her in-
terest in said land to one Jehabud Johnson, and
Jehabud Johnson afterwards sold it to one John-
athan Bryant, who died sometime since
leaving four children, now infants, his heirs
at law to wit Eliza, Jane, Nancy, and Catherine
Bryant, who are entitled to the land for and during
the life of said Sally Joyner - Your complainant
would also state that he sometime since pur-
chased the several interests of the heirs of said
Lewis Joyner in said land, which is the remain-
der in fee after an estate for the life of said Sally
Joyner the widow, now owned by the said above
mentioned infant heirs of Johnathan Bryant.
In consideration of the premises and in as much as
the interest of each of the infants does not exceed
the sum of \$300 - or, Your complainant prays
that the said above described land may be sold
and the proceeds of sale distributed among the
infants, and your court according to justice
and equity, and that the said Eliza, Jane, Nancy
and Catherine Bryant, by Harrison Moore, their
s. ad litem be made defendants to this bill, and
as in duty bound he ever prays -

Answer of Harrison Moore s. ad litem to the
infants Eliza, Jane, Catherine & Nancy Bryant

This defendant reserving to himself all
manner of benefit of exception to the con-

plaintiffs bill for answer then to say that as
far as he is advised it would be much to the
interest of the infants concerned to have the
said land sold. that it now rents for only one
dollar an year, and their portion of the proceeds
of sale put out at interest would be much more
beneficial for them. This defendant prays the court
to guard the rights of the infant defendants and
having answered prays hence to be dismissed with
costs and his costs in this behalf expended.

Joyner

Deene

Bryant's guardian

This day this cause was

decided by leave of court and consent of parties and
came on to be heard, ^{on the bill answered} and was argued by counsel, on
consideration whereof the court doth order, and decree
that Harrison D. Moore be appointed special
commissioner, and that after having advertised
the time and place of sale for fifteen days
at the court house and two or more public
places in the neighborhood, he proceed to
sell to the highest bidder, the land alluded
to in the bill, and after paying all expenses and
the costs of this decree, he take two bonds for
the residue, the net proceeds of sale, payable
after the expiration of six months, one for
~~one ninth of the net proceeds~~ ^{one ninth of the net proceeds}, which the said com-
missioner is directed to retain as guardian
at law to the defendants, the infant chil-
dren of Jonathan Bryant decd, and the
other for the balance of the net proceeds
of sale, which the court is directed to
assign to the plaintiff, Harrison Joyner
and that the said Commr. make report
to this court in order for a final decree.

Soynes

2. } Co. Dene

Bryants

Southampton County Court. May Term 1843.

Harrison Goyner
against

Eliza Jane Stacy & Catharine Bryant by Harrison Moore their
guardian ad litem.

Plff.

In Chancery

Defts

This day this cause was docketed by leave of court and consent of parties and came on to be heard on the bill answers and was argued by counsel in consideration whereof the doth order and decreed that Harrison D Moore be appointed Special Commissioner and that after having advertised the time and place of sale for fifteen days at the Court house and two or more public places in the neighborhood, he proceed to sell to the highest bidder the land alluded to in the bill and after paying all expenses & the costs of this decree he take two bonds for the residue the net proceeds of sale, payable after the expiration of six months one for one and ninth of the net proceeds which the said Commissioner is directed to retain as guardian ad litem to the defendants the infant children of Jonathan Bryant dec and the others for the balance of the net proceeds of sale which the Court is directed to assign to the plaintiffs Harrison Goyner and that the said Court make report to this Court in order for a final decree.

Elks Costs \$2.38

Attest

Teste. L R Edwards Ck

Dwyer

to } Report.

Dwyer

1843 June Rep. R.T.

Pursuant to a decree of the County Court of Southampton made at May Term 1843
in the suit Jagers v. Bryant. I did on the premises on the 13th June 1843 sell to
the highest bidder the tract of land alluded to in the decree of which Lewis Jagers died,
Seized & possessed and Harrison Jagers became the purchaser for the sum of \$ 62.00

Commissions	\$ 3.10	
Advertising &c.	2.50	5.60
		\$ 56.40

I have taken bond with security for \$ 6.26 ¹⁴/₁₀₀ being the proportion to which the infant
children of Jonathan Bryant is entitled and retain the same as their guardian - I have
not taken bond for the balance of the purchase money as the purchaser himself is
entitled to the same -

Respectfully Submitted Harrison & more