

1845-014 SOUTHAMPTON COUNTY
CHANCERY PAPERS

DAUGHTRY and Wife et al VS. BRITT'S
gdn 5/1845

other surnames: Scroggins,
Daughtrey, Scoggins, Daughty,
Edwards

Daughtry wife of

v. 3 Bill Gans.

Brith

1842 Dec. Deane as filed &c?

18213. Deer. deer amanda.

1845 Apr. Report.

" May - Report Confen? Jr.

like for hand

Dangtry & Co

22

Edward Gordon Lister

To the worshipful County Court of
Southampton in Chancery sitting.

Humbly complaining shew unto your worship
your Complainants. Edwin Daughtry & Temperance
his wife who was widow to Milton Britt, and
Theron Scruggins & Martha Ann his wife who was
Britt. that Milton Britt departed this life some
time since leaving your Comps, together with
widely Britt and infant, who is prayed to be
made a defendant by some one to defend him
that sd. B. Britt left a tract of land, in which
the widow is entitled to dower, thy therefore
pray the Court to appoint commissioners to
allow sd dower to her. and to divide the remainder
of the land between the heirs, thy also represent
that there are two negroes which cannot be
divided in kind, thy therefore pray that they may
be sold for a division, which thy are advised
can only be done by this Court sitting in
chancery. thy therefore pray the Court to
grant these their petitions & do all
other things necessary & proper & thy will
ever pray. R + S

The answer of ~~Widely Britt~~ Littleton R. Edwards
Gor and others to widely Britt.

This Respondent. saving and reserving to
himself all benefit of just exception, for
answer says that he admits the facts set forth
in the Comps bill to be true, and therefore has
no objection to the decree prayed for, and thers
answered prays to be then dismissed -

R + S

Daughtry & others

vs

Edward Lyon and others

Decease

This day this cause was docketed by leave of Court and consent of parties and came on to be heard on the bill and answer and was argued by Council, On consideration whereof the Court doth order, adjudge and decree that Jesse Parker, Edwin Harrison & Lawrence B Daughtry be appointed Comrs any two of whom may act. that they attended by a competent surveyor, allot to Temperance Daughtry one third of the land whereof Boston Britt died seized in right of dower - and then divide the remainder into two equal lots regard being had to value and allot one share to Theron Scroggins in right of his wife Martha Ann, and the other to Wiley Britt - that said Comrs also sell to the highest bidder for cash the two negroes Ned & Amanda - left by said Britt, upon a credit of six months. (after receiving on day of sale money enough to pay cost of this decree) taking them bond one for one third which they are to assign to Edwin Daughtry in right of his wife dower, upon his executing a refunding bond for same, - one for one third which they are to assign to Theron Scroggins in right of his wife and the other third to Wiley Britt and report to the Court in order to a final decree

Daughter, wife of

v. } Lady Anne

Britt

Southampton December Court 1842.

Edwin Daughtry and Temperance his wife. who was widow of Britton Britt dec^d
and Theron Scoggins and Martha Ann his wife who was Britt's wife
against

Littletown R Edwards guardian ad litem to Wiley Britt

Deft.

In Chancery

This day this cause was docketed by leave of Court and consent of parties and came on to be heard on the bill and answer and was argued by Counsel; On consideration whereof the Court doth order, adjudge and decree that Jesse Parker, Edwin Harrison and Lawrence R Daughtry be appointed Commissioners, any two whom may act - that they attended by a competent Surveyor, allot to Temperance Daughtry one third of the lands whereof Britton Britt dec^d seized, in right of dower - and then divided the remainder into two equal lots regard being had to value, and allot one share to Theron Scoggins in right of his wife Martha Ann and the other to Wiley Britt - that said Commissioners also sell to the highest bidder for cash the two negroessted & Amanda left by said Britt, upon a credit of six months (after receiving money enough on the day of sale to pay costs of this decree) taking three bonds one for one third which they will assign to Edwin Daughtry in right of his wife dower upon his executing a refunding bond for the same one for one third which they are to assign to Theron Scoggins in right of his wife and the other third to Wiley Britt - and report to the Court in order to a final decree.

Attesty Jute.

L R Edwards lile

Received \$2.32 the Clerk fees

L R Edwards

Daughter 16
15
Brett } Serce

1813 Dec.

Daughtry
vs

{ Edward Goss

} Amended decree

This day this cause came on again to be heard on
the papers formerly read. whereupon the Court doth order
adjudge & decree, that the former decree be set aside as to
"the personally, without affecting the sales, and that ^{Commissary} they
take one bond for one half part and assign the same
to E. Daughtry in right of his wife in fee and take
for the ballance two bonds of equal amounts and assign
one to Theron Gossins in right of his wife & the other to
the ^{Guardian of} Wily North, and report to the Court.

Daughter wife of

Editt

Copy Amended
Deem

Southampton County December Court 1843.

Edwin Daughton and Temperance his wife, who was widow of William Britt decd
and Theron Pezzins and Martha Ann his wife who was Britt's

against

Littleton R Edwards guardian ad litem to Wiley Britt

In Chancery
Left

This day the cause came on again to be heard on the papers formerly made-
up upon the Court doth order adjudge & decree, that the former decree be set
aside as to the personally without affecting the sale, and that the Commis-
sioners take one bond for one sixth part and assign the same to Ed Daughton
in right of his wife in fee and ~~take~~ for the balance two bonds of equal amount
and assign one to Theron Pezzins in right of his wife & the other to the Guardian
of Wiley Britt, and report to the Court.

Copy Teste

L R Edwards

1845. Apr. Term

We the commissioners acting under the decree
of the County Court of Southampton City was as
amended at Per Term 1843 - Make the
following report -

Sold Man and Theron Logging.	\$250.00
girl Amanda P. Daughtrey	306.25
	<u>\$556.25</u>
Com	\$22.68
Surveyor - - - -	8.00
Deer & Elk fee .	12.32
Chain Brass - -	3.00
Living of com in attend ^{ance} .	3.00
	<u>\$49.00</u>
mat amt - - - -	<u>49.00</u>
	\$507.25
one Bond payable to P. Daughtrey	\$84.54
do Theron Logging - - -	211.35
do Wiley Britt - - -	211.35
	<u>\$507.25</u>

So far we have acted in obedience to the
decree as amended - also discharged the
duties required in the first not returned
William M Jones being the Surveyor
in dividing the land according to our
judgments - all of which is respectfully
Submitted -

E. Harrison
Laurence L. Daughtrey