

1847-016

SOUTHAMPTON COUNTY
CHANCERY PAPERS

BRITTLE

VS. BRITTLE v al, by v e
7/1847

other surnames: Edwards

Brattle

n. } Bell & Anson &c

Brattle

1846 Nov. Dues as filed

1847 June Report.

" July Report Confu.?

Brattle & Anson
n. } Bell & Anson
1846 Nov. Dues as filed

To the worshipful County Court of Southampton
in chancery sitting

Your complainant Anna Brittle an infant of
tender years by James D Napierbury her next
friend, humbly shows that some years since, her
father Walter J Brittle of the said county intestate,
leaving a small tract of land lying in the county
aforesaid, and containing about 180 acres, and that
your com^{pl} together with John, Augustus, Samuel,
and Mary Brittle, all infants under the age of twenty
one are the only heirs at law of the said Walter J Brittle, But
their father left a widow Mary W Brittle who is entitled
to dower in the said tract of land - Your complainant
begs leave to represent, that the rent of the above
named tract of land is entirely insufficient for the
support and maintenance of those who are entitled
and that the share of each one is ^{with} much less than
three hundred dollars. Your complainant is ad-
vised that she can come into this worshipful
Court and pray a sale of the said land subject
to the dower of the said Mary W Brittle, and an
equal distribution of the proceeds of sale among
those entitled, to wit your complainant - her
brothers John, Augustus, & Samuel, and her sister
Mary Brittle. In consideration of the premises,
your com^{pl} prays that the said John, Augustus, Sam-
uel & Mary Brittle, by L R Edwards whom your com-
plainant prays may be appointed their guardian
ad litem, be made defendants to this bill. Your com-
plainant also prays the usual writ of subpe &c and
as in duty bound will ever pray &c

Chas S Pratt pro com^{pl}

Answer of L R Edwards g^d ad litem &c

This respondent saving &c for answer to the said
above bill, says that he believes the facts contained in
the said bill are true, and that a sale of the said

land & a proper distribution of ~~the~~ proceeds, would
be to the interest of those entitled. and having answer-
ed prayers hence to be dismissed the court be

Brattle & Co
is } Deane
Edwards gd ad literam

1846 Nov. Deane

Brittle by &c

v

} Decree

Edwards gd ad litem

This day this cause came on to be heard by consent on the bill answer & exhibits and was argued by counsel on consider whereof the Court doth order adjudge & decree that Irvin Griffin who is hereby appointed a special commissioner of this Court; after advertising the time & place of sale for twenty days at the Court house & two or more public places in the vicinity of the said land in the bill mentioned, proceed to sell the said land subject to the dower of Mary W Brittle the widow of the said Walter G. Brittle to the highest bidder, and that he receive so much in cash as will pay the expense of this decree, and for the balance of the proceed of sale, he take five equal bonds with good security payable in six months; and that he report to Court in order for a final decree.

Brüder
i. d. D. d.
Brüder

A copy

Southampton County Court November 2nd 1846

Anna Briggs an infant of tender years by James Piff
D. Mafenburg her next friend

against

John Augustus Samuel and Mary Briggs infants
under the age of twenty one years by S. R. Edwards
their Guardian ad litem

In Chancery

Deft.

This day this cause came on to be heard by consent on the bill
answer & exhibits and was argued by counsel. On Consideration
whereof the Court doth order adjudge and decree that Ervin Griffin
who is hereby appointed a Special Commissioner of this Court after
advertising the time & place of sale for twenty days at the Court house
& two or more public places in the vicinity of the said Land in
the bill mentioned proceed to sell the said Land subject to the
claim of Mary W. Briggs the Widow of the said Walter's Briggs
to the highest bidder and that he receive so much in cash
as will pay the expenses of the decree and for the balance of the
proceeds of sale he take four equal bonds with good security
payable in six months and that he Report to Court in order
for a final decree

A Copy Test S. R. Edwards Clk

Brittle
" } Corn Report
Brittle de

1847 June

According to the annexed decree I proceeded
to sell the land of Walter G. Brittle to the
highest bidder and Mary G. Brittle became
the purchaser at three hundred dollars
\$300

Lawyers fee

\$10

Clerks fee

2.38

Commiss

8
20.38

\$279.62

for the amount of 279.62 which is balance,
I took five equal bonds for \$55.92, which bonds
I being the guardian at law of those entitled I
retain in my possession - All of which is
respectfully submitted Shire Griffin Comr