

1849-016

SOUTHAMPTON COUNTY
CHANCERY PAPERS

WRENN vs. WRENN'S HEIRS

8/1849

Plat

Contains Court papers.

plat is located in Chancery Oversize Bx #4,
under this same series number.

N.B. Sheets pasted together + folded

other surnames: Pennington,
Wren

Wren
as } Bill
Wren. h. }
Wren. h. }

July. Tenn 1847.
G. & M. Allen

To the worshippers the county court of South.
-ampton. in Chancery sitting,

Humbly complaining

Sheweth unto your worship, Eliza T. Wrenn. That
her husband Basham Wrenn. has lately died intestate
, leaving of a large real estate, leaving your compl.
his widow. who is residing in down in 2^d Land
and eight children, his heirs at law. To wit.
Elizabeth who has intermarried with L. S. P. Pennington.
James, Thomas, Robert, Franklin, Martha, Edward
and Andrew. all infants - That she wishes
her dower assigned in the said Land. and
as she has been not thought-proper, to do
she applies to this court for redress.

In execution. &c. She prays your
your worship to make those named parties
appears to this will, the infants & some part.
known to defend them. That you will appoint
counsel to advise her dower & grant such
relief as equity may dictate.

Assured of L. S. P. Pennington. & Elizabeth his wife.
& James, Thomas, Robt. Franklin, Martha.
Edward, and Andrew Wrenn, infants, by L. S. P. Pennington
their counsel & attorney - To the foregoing will -

That I do hereby solemnly
admit the facts stated in the bill. & have
no objection to the dower prayed for, & having
assured my wife her dower.

Wrens

no.

Wrens, birds

Dance

1847 June - Dec. as filed
" Feb. Report & Dec. as filed
1848 - Feb. Report
" Mar. Confir.

Amu.

20.

Wm. King.

This day this cause was docketed
by consent of parties, & came on to be
heard on the bill and answer. and was
argued by counsel. on considerations
relating the court. with a judge order and
decree. That: Life Estates, James E. Peters, Thomas
Peters, & John H. Peters, any three of whom
may act, be & they are hereby appointed, come
for the purpose - divide the land of which
Peters own and rights, into three parts
of equal value, and apportion one third to
Elyse P. Peters or her dowry, to be held by
her for life - and divide the remaining
two thirds into eight parts of equal value,
and allot one part to each of the children,
to wit: John S. P. Peters son & Elizabeth his wife
Andrew Peters, Thomas Peters, Robert Peters
Francis Peters, Matthew A. Peters & Edward
Peters - That the court be attended by such
competent surveyor, & make the divisions, by
metes & bounds - That they report to court
in order to a final decree.

Wren

"

Wren

1847 February Term

Wren
v } This day this cause came on to be heard
Wren } on the papers formerly read in the
cause the report of the commissioner appointed by an
order of this court of January 1897, and the court
confirms said report, and was argued by coun-
sel. On considerations whereof the court
doth adjudge, order, and decree that Jesse
Little, James E. Peters, Thomas Wren and
Jost Mangum who are appointed commissioners
for that purpose, sell to the highest ^{bidders} on a credit
of one & two years, the lands of which Barkham
Wren died seized subject to the widows dower
or taking bonds & security of the purchaser or pur-
chaser in such sums as to allot to the follow-
ing persons each one eighth, viz - J. P. Pennington
& Elizabeth his wife, Andrew, Martha A. James,
Thomas Robert Franklin & Edward Wren - That
they sell the said land in one or more tracts
as in their judgment with best advantage the
interest of the estate. That they sell for cash
sufficient to pay the expenses of sale and
cost of suit, and that they report to court in
order to a final decree

In Obediance to the annexed Order attended by William D Hood Surveyor we surveyed the lands of Barham Wrenn dec. containing by said Survey Eight hundred and Sixty one Acres which we value at Two dollars per Acre, we allotted to Eliza J Wrenn the Widow of Barham Wrenn dec as her dower for life 106 Acres commencing at a small Oak a corner for said land and the lands of Kinchen Pelks thence down the Road leading to Cole Geo Blounts mill to a ditch cut a cross the said road, thence by a line of chopped trees to Samuel Barham Junr. line, thence by a line of chopped trees between Samuel Barham Junr., Kinchen Pelks and said land to the beginning including all the buildings, also Thirty Acres of Wood land bounded by the lands of Samuel Barham Junr. and Kinchen Pelks, it being the lot of land purchased by Barham Wrenn of Susan Pelks, - After viewing the land and not considering it to be worth \$300 per share we are of the opinion that it would be greatly to the interest of the children that it be sold in a body

Respectfully Submitted

February 9th 1847

James E. Peters
Thom of Wrenn Jr
Joel Mangram
Jesse Little

Commissioners charges for
three days service \$40.

1844 Albany Broom

Edmund

3 Decr

Wrentham

Abol

Southampton County January Term 1847

Eliza J. Wrenn

Plff

against

J. P. Pennington & Elizabeth his wife & James Thomas
Robt. Franklins. Maribat Edward and Andrew

infants by J. P. Pennington their Guardian ad litem (Def)

This day the cause was docketed by consent of parties & came
on to be heard on the bill and answer and was argued
by counsel. On consideration whereof the court doth adjudg
order and decreed that (J. P. Pennington) James & Peter Thomas
Wrenn & Sol Mangum are three of whom may act for
they are hereby appointed Commissioners for the purpose
to divide the Land of which Barbara Wrenn died seized
into three parcels of equal value and assign one third
to Eliza J. Wrenn to her down to be held by her for life
and divide the remaining two thirds into eight parts of
equal value and allot one part to each of the children
to wit, John P. Pennington & Elizabeth his wife Andrew
Wrenn James Wrenn Thomas Wrenn, Robert Wrenn
Franklin Wrenn Maribat A Wrenn Edward Wrenn
That the Commissioners be attended by a competent
Surveyor & make the divisions by Deeds and bounds that
they Report to court in order to final decree

Test J. A. Edwards Clk

1848 & February Report.

Received Jan'y 15. 1849 of the Clerk of Southampton County two bonds
for \$71.66 $\frac{1}{2}$ each one due 15 March 1848. & the 15 March 1849 for the
proportion of Tho^s J. Woods of whom I am guardian.

James H. Mangum

Received Aug. 20. 1849 of the Clerk two bonds for \$71.66 $\frac{1}{2}$
each one due March 15 1848. & the other 15. March 1849.

James M. McMan

In obedience of the annexed Deeree after advertising the time and place of Sale we sold the Lands of which Barham Wienn died seized to the highest bidder as directed, The Land on the south side of the Raccoon Swamp containing four hundred Acres, including one hundred and thirty six acres held by the Widow as dower for life was purchased by John J. Pennington at one dollar and nine cents per acre making four hundred and thirty six dollars. The land on the north side of the said Swamp was purchased by James M. Wienn at one dollar and fifty five cents per acre and contains four hundred and ninety one Acres. amounting to Seven hundred and sixty one dollars and five cents, making the amount for both tracts Eleven hundred and ninety seven dollars and five cents - from which amount deduct Commissions \$37.42. Clerk's fee \$2.98 Attorney fee \$10 - leaves the amount for distribution \$1146.65 - which divided by 8 (the number of legacies) makes \$143.33 1/2 per share one half payable 15th March 1848 the other half payable 15th March 1849. Paid John J. Pennington in right of his wife \$143.34 as per receipt annexed, for the other 7 shares we received the bonds hitherto annexed as follows, One against John J. Pennington & James E. Petus for \$71.66 1/2 due 15th March 1848. One against the same for \$49.47 due same time. One against the same for \$71.66 1/2 due 15th March 1849. and one against the same for \$49.47 due same as the last. five against James M. Wienn. Jno. J. Pennington and Thos. Wienn for \$71.66 1/2 due 15th March 1848. One against the same for \$22.19 1/2 due same time. - five other bonds against the same for \$71.66 1/2 due 15th March 1849. and one against the same for \$22.19 1/2 due 15th March 1849.

Respectfully Submitted

James E. Petus

Jeffre Little

Thomas Sherman

Joel Mangram

Commissaries

Wrenn
J. E. Wrenn
Wrenn

James W. Peter

Southampton County February Court 1847

Warrant

Deft

In Chy

again

Warrant

Deft

This day this cause came on to be heard on the papers
formerly read in the cause the Report of the Comrs appoin-
ted by an order of this Court of January 1847 and the Court
confirms said Report and was argued by Counsel on consideration
whereof the Court doth adjudge order and decree that, To wit
Said James & Peter Thomas Warrant and Abel Mangum who are
appointed Commissioners for that purpose sell to the highest
bidder on credit of one & two years the Lands of which Barbara
Warrant died seized subject to the Widows dower taking bonds
and security of the purchaser or purchasers in such sums as to
alot to the following persons each one right (Viz) J. S. A. Penn-
gton & Elizabeth his wife Andrew Mariah A. Sumner, Thomas Robert
Franklin & Edward Warrant. That they sell the said Land
in one or more tracts as in their judgment will best advance
the interest of the estate. That they sell for cash sufficient
to pay the expenses of sale and costs of suit and that
they Report to Court in order to a final decree

Teste J. R. Edwards Clk

J. J. Pennington
Receipt

Received March 15th 1847 of Jesse Little Jas. E. Peters. Thos.
Wrenn, and Joel Mangram Commissioners to sell the
Sands of Barham Wrenn dec^d One hundred and forty three
dollars and thirty four cents in full for my interest in said
Sands in right of my wife

Jos. E. P. Pennington

Aug 17 1828 Recd. of James Peters & others con-
tin account for for ~~advice~~ of Barham mess
lands Southampton co. Leant
Leamthip & Mapinburg

Know all men by these presents that we James H Mangrum
Thomas Wrenn. are held and firmly bound unto the
Commonwealth of Virginia in the just and full sum of four hundred
thirty three dollars & ten cents. To the payment whereof well & truly to be
made we bind ourselves our heirs executors & administrators jointly & severally
firmly by these presents Sealed with our seals & dated this 20th day of August
1849.

The condition of the above obligation is such that whereas by an
order of the County Court of Southampton made on the 20th day of August 1849
the said James H Mangrum was appointed to receive from the Clerk of the
said Court the bonds returned by the Commissioners in the case of Wrenn &
against Wrenn & which bonds are as follows: ~~Said~~ ^{five} bonds for the sum of seventy
one dollars 66 1/2 cents each executed by Jas M Wrenn Jas J. P. Pennington. &
Thomas Wrenn made payable to Jefe Little, Jas G Peters, Thomas Wrenn & Jas
Mangrum Commissioners & dated the 15th March 1847 & one demand the 15th
March 1848. ~~from~~ ^{these} other bonds executed by the same obligors made payable as
aforesaid dated on the same day & made payable on 15th March 1849 for:
\$74.66 1/2 cents each also ~~one~~ ^{two} other bonds executed by Jas M Wrenn, Jas J. P.
Pennington & Tho. Wrenn for \$22.19 1/2 cents due 15th March 1848 ^{the other 15th March 1849} & two other
bonds executed by Jas J. P. Pennington & Jas G Peters for \$19.47 cents one
due March 15th 1848 & the other due March 15th 1849. Now if the said
James H Mangrum shall faithfully discharge his duties as Commissioner
under the aforesaid order or decree then the above obligation to be void or
else to remain in full force.

J. H. Mangrum (Seal)
Thomas Wrenn (Seal)

Southampton County Clerk's Office Aug: 30. 1849.

Thomas Wrenn this

day made oath before me Clerk that his estate after the payment of all his just
debts is worth \$1433 1/100. after the payment of all his just debts.