

1852-014

SOUTHAMPTON COUNTY  
CHANCERY PAPERS

BARROTT and Wife vs. COKER et al

9/1852

other surnames: Davis,  
James, Hines, Travis,  
Bittle, Barrett

Barrott &amp; wife

vs { Bill, answer &amp; recd.

Coker &amp; others

1851 Decr. Decease notified &amp; p

1852 March. Report.

Apr. Confirmed

Sept. Probation &amp; Record

To The Worshipful County Court of Southampton. in chancery  
sitting - December Term 1854.

Humbly complaining, shew unto your worships, your  
complainants John B. Barrott & Lucy G. his wife, formerly Coker  
that Martha L. Davis died some years ago, and in  
her last will and testament after disposing of most  
of her estate directed that the interest which she held  
in the dower estate which Stanley James, her mother  
in law, held, at the death of the said Stanley James  
should be sold and the proceeds of sale be be  
divided in the following manner to-wit: "I give  
my Granddaughter Lucy G. Coker \$150. to my grandson  
John Coker \$100. and to the three children of my  
daughter Sally Butte, to-wit, Thomas, Mary & John,  
\$100. To be divided equally between them: and the  
balance to be divided in the following manner to-wit,  
one third to Susan Coker, one third to Tho<sup>s</sup>. Davis  
but if he dies without lawful heirs his one third to  
Susan Coker, one third to Robert Davis but should  
he die under age or without lawful heirs. To  
Susan Coker" Your complainants state that Tho<sup>s</sup>.  
Davis died without lawful heirs, and consequently  
his proportion goes to the heirs of Susan Coker -  
Robert Davis married and died leaving a widow  
and child, but your complainants do not know  
whether he was of full age at the time of his  
death, or what has become of his widow  
and children, - Your complainants state that  
Stanley James died sometime in the month  
of June 1851, and that the dower held by her  
for life has been divided amongst the parties  
entitled - That a proportion has been assigned to  
John J. Coker adm<sup>r</sup>. de bonis mori of Martha L.  
Davis, - Your complainants are desirous  
that the said dower should be divided amongst  
those entitled, and in order to effect the division

it will be necessary that they should be sold - They state that Susan Coker died some years ago leaving eight children to-wit. John oratrix duncy L. Barrott, Margaret who intermarried with James M. Barrott, Alexander W. Coker, who sold his interest to John Hines, Robert W. Coker, John S. Coker, Andrew J. Coker, James E. and Martha Coker, who intermarried with George T. Travis - In tender consideration of the premises, your complainants pray that John S. Coker in his own right and as admr. aforesaid, Jas. M. Barrott, & Margaret his wife, George T. Travis & Martha his wife, John Hines, Robert W. Coker, Andrew J. and James E. Coker <sup>and Thos. Mary & John Bittle</sup> be made parties deft to this bill, and that they answer all the allegations contained therein, and that your worships decree a sale of the said slaves and order them to be distributed according to the will of the said Martha L. Davis, and that your worships grant such other further & general relief as to you may seem proper, and they will ever pray, &

Wm. Cobble atts for  
plffs -

The joint and separate of John S. Coker in his own right, and as admr. of Martha Davis, Robert W. Coker and others, to the aforesaid bill -

These defts having subscribed themselves & for answer to the said bill, say that they admit the allegations contained therein, and that they have no objection to the decree prayed for.

John S. Coker  
Robert W. Coker } by  
Wm Cobble atts.

John B. Barrott & wife

Plffs.

vs  
John S. Coker in his own right and as admr. de bonis own of Martha d. Davis, and others - Defts

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 adjudge, order and decree, that John S. Coker admr. de bonis non of Martha d. Davis, after giving reasonable notice of the time and place of sale, sell to the highest bidder for cash, the proportion of slaves which the said Martha L. Davis was entitled in the slaves slaves held by Nancy James in her lifetime, and that the amount of said sale be charged in his account as admr. of the said Martha Davis, and that a Commissioner of this Court state his account as aforesaid, and that the said Coker distribute the balance in the following manner to-wit: That he first pay to John B. Barrott duncy G. his wife, \$150, to John S. Coker \$100, and to Thos. Mary and John Bittle \$100, to be divided equally between them, and that he divide two thirds of the balance in eight equal shares, and pay one share to each of the following persons to-wit, John B. Barrott & duncy G. his wife, John S. Coker, ~~Martha~~ <sup>James</sup> Barrott & Margaret his wife, John Hines, George T. Travis & Martha his wife, James E. Coker, Andrew J. Coker and Robt. W. Coker, And that the said Coker retain the balance in his hands until the further order of this Court -



Barroll & wife  
N     { Petition returned  
Coker & others

1852 Sept. Cont.

The petition of Jacob Turner and John Mittle adms.  
de bonis non with the will annexed of Robt. Davis dec.  
to the worshipful County Court of Southampton, in  
chancery sitting -

These petitioners represent that at the Dec. Term  
of the County Court of Southampton 1867, a decree was  
obtained in this Court in the suit of Barrott & wife  
vs Coker & others, for the sale & distribution of the estate  
of Martha L. Davis dec. which had come into the  
hands of John S. Coker her admr., by the death  
of Nancy James - These petitioners represent  
that by the will of the said Martha L. Davis, Robt  
Davis was entitled to one third of the said property  
after paying sundry legacies, and that the decree  
aforesaid directed that the amount due  
the estate of the said Robert Davis (the said  
Robert Davis having departed this life many  
years ago) should be retained in the hands  
of the said John S. Coker admr. as aforesaid, until  
the further order of this Court - That the said  
John S. Coker admr. as aforesaid, proceeded in  
conformity to said decree, & see the said property &  
divided it as the will of the said Martha L. Davis  
directed, and reports that the amount retained in  
his hands belonging to the estate of the said Robert  
Davis, was \$473.52. These petitioners having duly  
qualified as the admrs. of the said Robt. Davis, they  
pray that they be made parties defendants to the  
said decree, and that John S. Coker admr.  
as aforesaid do direct to ~~pay~~ to them the amount  
due the estate of Robt. Davis, and that your worship  
decree such other general relief as may be necessary  
in the premises and they will ever pray -  
W W COW atts  
for petitioners

Barroll & wife

<sup>N</sup>  
Coker & others

This day this cause came on to be  
finally heard on the papers formally read, and  
on the petition of Jacob Turner and John Bittle adm<sup>rs</sup>.  
de bonis non with the will annexed of Robert Davis dec<sup>d</sup>.  
and was argued by counsel, on consideration  
whereof the court doth adjudge, order & decree  
that John T. Coker adm<sup>r</sup>. of Martha L. Davis  
dec<sup>d</sup>. pay to Jacob Turner and John Bittle  
adm<sup>rs</sup>. aforesaid, the sum of \$473.52 which  
was reported to be retained in his hands, in  
obedience to a former decree in this cause.  
Subject to the further order of this Court.

Barrett & wife

& } Co. Dumd

Davis' adm



Southampton County December Court 1857.

John B. Barrett & Lucy & his wife formerly Coker

against

John S. Coker in his own right & as admor. of Martha Davis, Robert  
W. Coker & others

Plffs. } In Chancery  
Dfs }

This day this cause came on to be heard, by consent on the bill and answer & exhibit and was argued by Counsel. On consideration whereof the Court doth adjudge, order & decree that John S. Coker, admor. de bonis non of Martha & Davis after giving reasonable notice of the time and place of sale, sell to the highest bidder for cash, the proportion of Slaves which the said Martha & Davis was entitled in the dower Slaves held by Nancy James in her lifetime, and that the amount of said sale be charged in his account as admor. of the said Martha Davis, and that a Commissioner of this Court State his account as aforesaid and that the said Coker distribute the balance in the following manner to wit. That he first pay to John B. Barrett & Lucy & his wife \$150. to John S. Coker \$100. and to Thomas, Morry and John Bittle \$100. to be divided equally between them. And that he divide two thirds of the balance in eight equal shares, and pay one share to each of the following persons to wit John B. Barrett & Lucy & his wife, John S. Coker, James W. Barrett & Margaret his wife, John Huns, George T. Travis & Martha his wife, James E. Coker, Alexander J. Coker and Robert W. Coker. And that the said Coker retain the balance in his hands until the further order of this Court

A Copy

Elks Costs \$3.00.

Teste.

L. R. Edwards

Barrett & wife  
vs { Report of J. M. Davis  
Davis & Co.

1852 March Court.

To the County Court of Southampton—

Pursuant to a decree of the County Court of  
in <sup>Barroth wife vs Coker & others</sup> Southampton made at Decr. Term 1857. (which is  
herewith returned with this report) The undersigned  
begs leave to submit the following report—

He states that after giving reasonable notice  
of the time and place of sale he proceeded to  
sell the slaves in the decree mentioned, and  
that the amount of said sale was charged  
in his account as admr. of Martha Davis.  
That Wm. W. Cobb a Commissioner of this Court  
stated his account as admr. aforesaid and  
that the balance found due by said report  
was \$1840.27— And that after first paying  
to John B. Barroth wife \$150. to John S. Coker  
\$100— and to Thos. Mary & John Riddle \$100.

He divided two thirds of the balance in  
eight shares and paid one share to each  
of the following persons to-wit— To John B.  
Barroth, John S. Coker, James M. Barroth, John  
Hines, James P. Coker, Andrew J. Coker  
Robert W. Coker and George T. Travis— and  
that he has retained subject to the further  
order of this Court, one third of the balance  
found due by the said Commissioner's report  
which is \$493.52 $\frac{2}{3}$ —

All of which is respectfully submitted  
John S. Coker as admr  
of Martha S. Davis