

1854-020 SOUTHAMPTON COUNTY
CHANCERY PAPERS

BRYANT'S EXECUTORS VS. COLE et al
4/1854

other surnames: Darden,
Deberry, Jones

Bryants Exrs.

to } Geo. duval

Code &c.

Leapt. Richmond - 1812 - 6 months. LD Bryant cash 50¢

Division - 1812

Mr. Thompson - 1812 - 6 months.

Leapt. Richard - 1812 - 6 months.

June 1812 - 6 months.

Leapt. A. H. Hall - 1812 - 6 months.

Leapt. J. H. Hall - 1812 - 6 months.

Leapt. J. H. Hall - 1812 - 6 months.

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Leapt. J. H. Hall - 1812 - 6 months.

Southampton County Court. December Term 1853.

Bryants Exors.

Plff

v

Cole & others

Def.

} In Chancery

This day this cause was docketed by leave of Court and consent of parties, and was heard on the bill, the answer thereto, exhibits and argument of counsel - On consideration whereof the Court doth order, adjudge and decree that Edward Beaton, ^{Edwin} Harris, Benjamin O'Rourke and Lewis Barrett, be and they are hereby appointed Commissioners for that purpose (any three of whom may act) that they divide into five equal shares, in kind, if practicable, the negro slaves of which Priscilla Bryant died possessed ~~in fee simple~~ as dower out of the estate of her deceased husband Abridgeton Bryant, and that they assign by lot one share to Samuel A Darden in right of his wife Martha, one share to Samuel Deberry in right of his wife Mary, one share to John Cole in right of his wife Ann, one share to James D Bryant in right of his wife Elizabeth and the other remaining share to the said James D Bryant and Robert S Jones executors of Nathaniel B Bryant deceased for the benefit of the said N B Bryant's estate. But should the said Commissioners find the said division impracticable in kind, the Court then appoint the said James D Bryant and Robert S Jones Commissioners with authority to make sale at public auction of the said slaves, either for cash or on a credit as they may deem best, having duly advertised such sale. And the said Bryant and Jones, after paying such proper expenses as may attend the execution of this decree are directed to pay over or assign the money or bonds to the parties thereto entitled as directed above, that is to say, one fifth to S. A. Darden, one fifth to Samuel Deberry, one fifth to John Cole, one fifth to James D Bryant and one fifth to be retained by the said Commissioners as executors of Nathaniel B Bryant deceased. But before the said Bryant & Jones proceed to make such sale, they are required and ordered to execute, in the Clerk's Office of this County, bond with good security, in the penalty of ten thousand dollars for the faithful performance of this duty. And the said Commissioners are directed to report to this Court to this Court in order to a final decree.

Attest,

I see

J. R. Edwards

Bryant, Esqrs

as
Cole & others }Score.

1853 Dec. Diurnal flying

#

1854 March. Report.

" April. " Confm."

is to say one fifth to S A Darden, one fifth to Samuel De-
berry, one fifth to John Cole, one fifth to James D Bryant and
one fifth to be retained by the said Commissioners as executors of
Nathan B. Bryant deceased.

But before the said Bryant and Jones proceed to
make such sale they are required and ordered to execute, in the
clerk's office of this County, bond with good security, in the penalty of
ten thousand dollars for the faithful performance of their duty.

And the said Commissioners are directed to report to this Court
in order to a final decree.

1854 March Term

In pursuance of a decree of the County Court held for the County of Southampton December Term 1853 We the undersigned commissioners beg leave to report. That Edward Beaton, Edwin Harris, and Benjamin Jones, the first commissioners named in said decree, did meet at Boykins Depot, in said County and endeavored to effect a division of the negroes Slaves of which Priscilla Bryant did possess as dower out of the estate of her husband Albridgester Bryant, and found it impracticable in kind to divide them among the heirs named in said decree

We therefore according to the power invested in us by said decree did advertise and sell at publick Auction, the said Slaves for cash at Meherring Depot. On 10th day of January 1854 the gross amount of Sale of said negroes is \$5125.00

(Purchasers)

Girl Winny	Lemuel Deberry	\$ 9 20 00
Man Hal	John A. P. Cole	13 15 00
Pleasant Child	Saml. A. Darden	9 30 00
Erythia & 2 Children	James D. Bryant	13 00 00
Louisa wife Mary	Throphilus Adams	160 00
		<u>5125 00</u>

Commissioners \$135.62 - \$4989 38

One fifth part assigned Saml. A. Darden in right of his wife Martha J. as per receipt	3	\$ 997 87
One fifth part assigned Lemuel Deberry in right of his wife Mary. as per ditto ditto	3	997 87
One fifth part assigned John A. P. Cole in right of his wife Ann C. ditto -- ditto		997 87
One fifth part retained by James D. Bryant in right of his wife Elizabeth J.	3	997 87
One fifth part retained by said commissioners as Executors of N. B. Bryant decd	3	997 87
		<u>\$4989 35</u>

Respectfully Submitted

James D. Bryant
Robt. S. Jones
Commissioners

Jan'y 12th 1854

Bears
weight
\$5.00

Recd of J. H. Land com, to the sale of Peter
J. Butterm's negro five dollars in full for
erjing said negro.

Jan. 16, 1854

Wm H. Bisschop

KNOW ALL MEN BY THESE PRESENTS, That we *James D. Bryant*
Robt S. Jones.

are held and firmly bound unto the Commonwealth of Virginia, in the just and full sum of
ten thousand Dollars, for the
payment of which, well and truly to be made, we bind ourselves, our and each of our
heirs, executors, and administrators, jointly and severally, firmly by these presents.

Sealed with our seals and dated this *24* day of *December*, 185*3*

The Condition of the above Obligation is such, That whereas the above bound

James D. Bryant & Robert S. Jones

has by a Decree of *Southampton County Court*

pronounced on the *19* day of *December* 185*3*, in
a cause therein pending wherein *Bryant & Jones*
Plaintiff and *Edie Lee*

Defendant,
been appointed Commissioner to make sale of certain *Slaves*
the said cause described.—Now if the said *Bryant & Jones*
shall faithfully discharge duties as such

Commissioner under said decree, then this obligation to be void, else to remain in full
force and virtue.

Signed, Sealed, and delivered }
in presence of }

James D. Bryant



Robt S. Jones



Jonathan Darden

