

1860-111

SOUTHAMPTON COUNTY
CHANCERY PAPERS

JOHNSON

VS.

JOHNSON et al

3/1860

other sURNAMES: Beal,
Edwards, Beale, Scott,
Brooks, Beele

Johnson

Johnson

iv.

Rule 1st} Bill. and f^o

Johnson t.

Johnson

Lam com 1855. June. Decree as filed

1856. June 16 Rep.

" " Decree.

1860 Feb. Report.

" Mar. Confm^t

To the Honorable county court of Southampton
sitting in chancery.

The Bill of your orator, Humphry Johnson
represents, that many years ago - Ichabod Johnson of
this county and inslate, seized of a tract - bearing
a maid, (Elizabeth Johnson - and eleven children, his
line at law - that down was seized the widow -
who has lately departed this life, and it becomes
necessary to divide her above lands. This can not be
done without a sale - the tract 192 acres, and
there are many shares so that the share of no
one party will amount to \$300 - in value - and the
interest of all parties will be promoted by a sale -

It is manifested, and charged by your orator
that the following facts have occurred - and it
will be necessary, to refer the matter to ascertain the
portions of the proceeds of sale after the same is as-
-certained,

1. Nellis, and inslate, without wife or child -
2. James, and inslate & without wife or child -
3. Lily married Wm B Johnson, and conveyed their
interest to William B. Edwards who has died and
Allen Edwards is his Representative - Lily, left 4
- children, Jas. James, Sally and Maria, all of whom
are infants
4. Solomon - has conveyed his interest to your orator
5. Jonathan, who has intermarried with Harrison Beale,
6. Betton, who married Scott, who is dead -
7. Elizabeth, has died, inslate & without issue,
8. Jonathan, sold & conveyed his interest to your orator,
9. Ellen married John Scott, and conveyed their
interest to Robert Edwards, who has died and Allen
Edwards is his representative
10. Anna - married Gillis Brooks,
11. your orator

The mother having survived some of her children is
intitled to a portion.

In consideration &c - Your orator prays the
court, to make, Solomon Johnson, Harrison Beah
and Leatha his wife - Helen Scott, Jordan Johnson
John Scott & Ellen his wife, Ellis Brooks & Anna
his wife - ~~William~~ Edwards Representative of Wm.
V. Edwards and Robert Edwards, Joseph James, Sally
and Henri Edwards infants by some fit person to defend
them, defendants to this bill, with proper words to charge
them - That you will decree a sale of the land in
the bill mentioned, and a division of the proceeds according
to the rights of the parties - and that the court will
make such order as may be proper, to ascertain the
portions to which, each may be intitled - and grant
such other & final relief, as the case may require
May it please the court.

Chambers for plt.

Leopold Johnson

vs.

Johnson & others.

This day this cause was availed by
counsel, and came on to be heard on the bill, and
answer and was argued by counsel - On consideration
whereof the court with adjournment was and decree, that
Joseph Gillett, who is hereby appointed a commissioner for
the purpose, after advertising the time & place of sale, for
thirty days, sell all the premises to the highest ^{bids} on a
credit of six months - except cash sufficient to defray
the costs of this suit, and expenses of sale, the corner
lands of Elizabeth Johnson widow of Ichabod Johnson
containing about 192. acres, lying in Southampton County,
that he take of the purchaser bond with good security
for the purchase money - & retain the title, until the
same is paid - which bond the court will return to court,
with his report, in case for a further decree -

The joint & several answers of all the defendants,

These defendants saying &c. In answer
say that the facts are true as stated in the bill - that
the no not object to a sale of the land, mentioned, and
a division of the proceeds - the respective portions can be
ascertained by a subsequent order of the court, and
having may to be here ascertained -

Johnson

n: { Copy Diem

Johnson

Southampton County Court June Term 1855.

Dempsey Johnson

against

Solomon Johnson & others.

Plff

vs.

In Chancery.

This day this cause was docketed by consent and came on to be heard on the bill and answers and was argued by Counsel. On consideration whereof the Court doth adjudge, order and decree that Joseph Gillette, who is hereby appointed a Commissioner for the purpose, after advertising the time and place of sale for thirty days, sell on the premises to the highest bidder on a credit of six months - except cash enough to defray the costs of this suit, and expenses of sale, the down lands of Elizabeth Johnson widow of Ichabod Johnson containing about 192 acres, lying in Southampton County. That she take of the purchaser bond with good security for the purchase money - and retain the title till the same is paid, which bond the Commissioner will return to Court with his report, in order to a further decree. Clerk's fee \$3.00

Attest

Teste

L R Edwards. Clk

Johnson

ad.

Secum.

Johnson & Tullis

June 27. 1856.

87 33
960 43

Johnson

Johnson & others.

This day this cause came on to be again heard, on the papers formerly read - on the report of Lewis. Killebrew, & argument of counsel - On consideration whereof the court with continuing said report, to which no exception has been filed, with a grant of a new decree - That Joseph Killebrew, receiver from the clerk, the bond filed with his report - against Lemuel Johnson, for \$961 - - call to the same, and pay to Lemuel Johnson in his own right the sum of \$87.33 and as purchaser from Lemuel Johnson, \$87.33 and as purchaser from Lemuel Johnson, the sum of \$87.33, to Harrison Beck and Liddy his wife the sum of \$87.33, to John Scott the sum of \$87.33, to Allen Edwards and Mary Robt S Edwards as purchaser from John the said Beck and Allen his wife the sum of \$87.33, to Silas Brook and Jennie his wife the sum of \$87.33, to Allen Edwards and William Edwards Executors of Wm Edwards who was a purchaser from Wm Edwards & Liddy his wife the sum of \$87.33, to Joseph & Silas and Mary of Lemuel Johnson the sum of \$87.33, to the said Silas & Mary of William Johnson the sum of \$87.33 and to the said Silas & Mary of Elizabeth Johnson the sum of \$87.33, and report to this court his proceedings under this decree: And that the said commissioners executed a deed for the said land to Lemuel Johnson with special warranty

Jan the 16th 1856 Recd of L R Edwards Clerk of
of the Court & Coast of Southampton the bond
mentioned in the within descs

Edw. Edwards Com

Johnson

• } Co. Doctor

Johnson Jr

Southampton County Court June Term 1856.

Johnson

vs

Johnson &c

Plff

Def

} In Chancery

This day this cause came on to be again heard on the papers formerly read on the report of Comr. Gillette and argument of Counsel. On consideration whereof the Court confirming said report to which no exception has been filed, doth adjudge, order and decree that Joseph Gillette receive from the Clerk, the land filed with his report against Dempsey Johnson for \$961. collect the same, and pay to Dempsey Johnson in his own right the sum of \$87.33 and as purchaser from Solomon Johnson \$87.33 and as purchaser from Jordan Johnson \$87.33. to Harrison Nicole and Lydia his wife the sum of \$87.33 to Nelson Scott the sum of \$87.33 to Allen Edwards admor. of Robert G Edwards as purchased from Jonathan Scott and Ellen his wife the sum of \$87.33. to Giles Brooks and Joanna his wife the sum of \$87.33 to Allen Edwards & William Edwards Exors of Wm V. Edwards who was a purchaser from Wm V. Edwards & Sally his wife \$87.33. to Joseph C Gillette admor of James Johnson the sum of \$87.33. to the said Gillette as admor. Willis Johnson the sum of \$87.33 and to the said Gillette as admor. of Elizabeth Johnson the sum of \$87.33 and report to the Court his proceedings under this decree. And that the said Comr. prepare execute a deed for the said land to Dempsey Johnson with special warranty.

Mosby

Teste. L R Edwards Ck

Johnson

rd.

Johnson & others

Comm. Report

1856 June 16

He claims to a acre of the early grant.
 of Southampton, in the suit of Humphrey Johnson
 vs. Solomon Johnson &c I sold the land, Thence
 mentioned, & Humphrey Johnson became the purchaser
 at the sum of \$1011.00

Lease.	29.22.	
Cost.	3.00	
Lease	1.00	
Deed.	5.00.	
Ad. fee	10.00	
Retained for additional fee.	1.78	\$ 50.00
Bond of Humphrey Johnson.		\$961.00
here with returned -		

I have ascertained, that the following
 persons are entitled to the above. To.

1. Solomon Johnson, who has sold to Humphrey
 Johnson. is entitled to 1/11 - \$ 87.33.
2. Harrison Beal & wife Politha " 87.33.
3. Humphrey Johnson " 87.33.
4. Kinton Scott. " 87.33.
5. Isaac Johnson sold to Humphrey Johnson 87.33.
6. Jonathan Scott & wife Ellen, sold to R. B.
 Edwards. he is dead & Allen Edwards his son } 87.33.
7. Ellis Brown & Isaac his wife. 87.33.
8. W. B. Edwards & Libby his wife sold to
 Mrs. O. Edwards, dead & Mrs. William Edwards his son
9. 10. & 11. James, William & Elizabeth
 Johnson are dead & Joseph Smith is
 their son. each \$ 87.33. = \$ 262.00.

Respectfully submitted.
 J. A. Little Commissioner

Hutton Scott
To Rich,

Recd. of Jas. E. Gillette Commission Eighty eight
(88) and thirty three (33) cents, it being the portion
of (My Father's) Cockibald Johnson's land to which I
am entitled as shown on the Deed of

July 18th 1836

Test

Hector + Scott
mark

Joseph G. Crumpton

Gillie Brooks
To { Post

Recd. of L^d. E. Kelliter Commissioner Eighty seven
of $\frac{33}{100}$ Dollars (\$87. $\frac{33}{100}$) is being my interest
in the land of Archibald Johnson dec. as
per decree dated at the June Term of Soam-
pton County Court - 1836

Teste July 18th 1836 Gillis Brooks
Benj. L. Barnes

Harrison Rule
Ruef

Recd. of Joseph C. Gillette Commissioner
Eighty Eight Dollars and Thirty Three cents \$88 $\frac{33}{100}$
it being ~~my~~ portion of the proceeds of the land
of Archibald Johnson Esq as shown by Deem
July 1st 1878

Test
A. G. Wick

Harrison + Beale
his
marks

Allen Edwards
S. West
R. G. & Wm. V.
Edwards

Recd. of Joseph E. Gillette Commissioner
the sum of One hundred and one Dollar
and fifty five cents, it being the portion
of Robt. G. Edwards as purchaser of Jonathan
Scott and Ellen his wife, in the land of Archibald
Johnson dec.
Sept 11th 1838 Allen Edwards Adm^r

Recd. of Joseph E. Gillette Commissioner
the sum of One Hundred and one Dols.
and fifty five cents it being the portion
of Wm. V. Edwards as purchaser of Wm.
R. Edwards and Lily his wife in the land
of Archibald Johnson dec.
Sept 11th 1838 Allen Edwards Exr.

Hempsey Johnson
To. Recd

Recd. of Joseph D. Cillette Commissioner Two hundred
and sixty one dollars and ~~thirty~~ nine cents for
my interest in the land of my father Orshulata
Johnson decd - as shown in the Decn dated at the
Same term of Co. court County Court - 1836

Dempsey Johnson

Johnson

vs { Ann's Report

Johnson Jr

1800 Feby. Ret^d

To the Worshipful County Court of Southampton County

In obedience to a Decree of the County Court of said County, pronounced at the June term 1856, in the Chancery Suit of Johnson vs. Johnson &c, the undersigned, who was appointed a Commissioner for the purpose has received from the Clerk the bond filed in his office against Dempsey Johnson for \$961.00 & collected the same & paid over the several amounts as required by the said Decree - returning herewith the several receipts of the parties entitled to the same.

Respectfully Submitted

Joseph C. Gillette Commissioner

Statement—

Cont. retained as Admr. of Jas. Johnson
1873, as Admr. of Willie Johnson 1873
and as Admr. of Elizabeth Johnson 1873
Jas. C. Gillette Admr.

Self

John B. Lenkins Receipt
To Drpd
Demsey Johnson

1848 June 19 Ack'd J.A.R.

Recorded & repd 236

Torquid

Fre Sh

This indenture made the eighth day of February, in the year of our Lord, one thousand eight hundred & forty eight, between John B. Jenkins & Margaret his wife, of the county of Southampton in the state of Virginia of the one part, and Demsey Johnson of the county and state aforesaid of the other part witnesseth: that the said John B. Jenkins & Margaret his wife, for and in consideration of the sum of seventy dollars to them in hand paid by the said Demsey Johnson at and before the executing and delivery of these presents (the receipt whereof is hereby acknowledged) they the said John B. Jenkins & Margaret his wife have granted, bargained and sold, and by these presents do, and each of them, doeth grant, bargain and sell unto the said Demsey Johnson his heirs and assigns all their undivided interest, right and title in and to the tract of land whereof Archibald Johnson died seized & possessed, containing one hundred & ninety two acres more or less: it being the undivided interest of Jordan Johnson, one of the heirs and devisees of the said Archibald Johnson decd. and which was conveyed by the said Jordan Johnson to John B. Jenkins by deed of bargain and sale, as will appear by reference to the records of Southampton County: the said tract of land adjoining the lands of Anthony M. Black, Jordan Edwards, James D. Mapendling & others: with all and singular the revenues and revenues, remainder and remainders yearly and other rents fees and profits thereof and every part and parcel thereof: To have and to hold the aforesaid undivided interest in and to the said tract or parcel of land, unto the said Demsey Johnson his heirs & assigns forever. And the said John B. Jenkins & Margaret his wife for themselves and their heirs, the said tract or parcel of land, the undivided interest thereof as afore mentioned

unto the said Denny Johnson his heirs and assigns, free from the claim or claims of them the said John B. Jenkins and Margaret his wife or either of them, their or either of their heirs and of all and every other person or persons whatsoever, shall, well and lawfully and forever defend by their presents

In witness whereof the said John B. Jenkins & Margaret his wife have hereunto set their hands & seals the day & year as first above written.

Signed, sealed & delivered } John B. Jenkins (Seal)
in presence of } Margaret B. Jenkins (Seal)
N. S. Cobb
N. B. Foyner
E. Foyner

Southampton County to wit
We Lige Parker & H. T. Smith Justices of the peace, in the county aforesaid, in the state of Virg^a, do hereby certify that Margaret Jenkins the wife of John B. Jenkins, parties to a certain deed bearing date the 8th day of February 1848, and documents annexed, personally appeared before us in our county aforesaid, and being examined by us, privately and apart from her husband, and having the said deed fully explained to her, she the said Margaret Jenkins acknowledged the same to be her act and deed, and declared that she had willingly signed, sealed and delivered the same; and that she wished not to retract it. Given under our hands and seals the 25th day of March 1848.

Lige Parker (Seal)
H. T. Smith (Seal)

Southampton County in the Clerk's Office, the 19 day of June 1848 This Deed of Bargain and sale from John B. Jenkins and wife to Denny Johnson was acknowledged by said John B. Jenkins one of the parties and together with the Certificate of the Commissioner and a acknowledgment of the wife subscribed to Deed

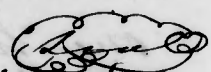
Wm. L. P. Schwab

Turpan
 Feb 20.

This indenture made the Eight day of February
in the year of our Lord one thousand eight hundred
and forty eight between Abram Riadick and anna
mariah his wife of the County of Hertford in
the State of North Carolina of the one part
and Dempsey Johnson of the County of Southampton
=ple in the State of Virginia of the other
part witnesseth that the said Abram Riadick
and anna mariah his wife for an inconsi-
deration of the sum of seventy Dollars to them
in hand paid by the said Dempsey Johnson at and
before the sealing and delivery of these presents
the receipt whereof is hereby acknowledged they the
said Abram Riadick and anna mariah his wife
have granted bargained and sold and by these presents
do and each of them doth grant bargain and sell
unto the said Dempsey Johnson his heirs and
assigns all their undivided interest right
and title in and to the tract of Land whereof
Archibald Johnson dies seized and possessed containing
one hundred and Ninety two acres more or less
it being ~~the~~ undivided interest of Solomon
Johnson one of the heirs and devisees of the said
Archibald Johnson dec'd and whereas was conveyed
by Henry Fowler to Abram Riadick as will
appear by reference to the records of Southampton
County the said Tract of Land adjoins the Lands
of Anthony Mc Donnell Jordan Edwards James
Le Mapenburg and others with also and singular
the reversion and reversions remainders and remainders
yearly and other rents issues and profits thereof and
every part and parcel thereof To have and to hold
the aforesaid undivided interest in and to the said

Tract or parcel of land unto the said Lempsay
Johnson his heirs and assigns forever
and the said Abram Readick & Annamariah
his wife for them selves and their heirs the
said tract or piece of land the undivided
interest thereof as aforementioned unto the
said Lempsay Johnson his heirs and assigns
free from the claim or claims of them the
said Abram Readick and Annamariah his
wife or either of them or either of their heirs
and all and every other person or persons
whatsoever shall use and do warrant and
forever defend by these presents

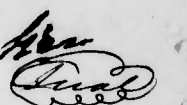
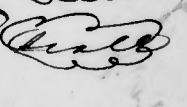
In witness whereof the said Abram Readick
and Annamariah his wife have hereunto
set their hands and seals the day and
year as first above written
Signed sealed and delivered -
in presence of

A. Readick. 
Anne M. D. Readick. 

Southampton County Court

We Jesse Parker & H. J. Smith Justices of the Peace
in the County aforesaid in the State of Virginia do
hereby Certify that Annamariah Readick wife
of Abram Readick parties to a certain ~~deed~~
deed bearing date the 8th day of February 1848
and here unto annexed personally appeared before
us in our County aforesaid and being examined
by us privately and apart from her husband and
having the deed aforesaid fully explained
to her she the said Annamariah Readick
acknowledged the same to be her act and
deed and declared that she had willingly
signed sealed and delivered the same and that
she wished not to retract it given under
our hands and seals this

1848

Jesse Parker 
H. J. Smith 

Southampton County in the Clerk's Office the 19th day of June
1848 This Deed of Bargain and sale from A. Readick
and wife to Lempsay Johnson was acknowledged & said
A. Readick one of the parties and together with the Certificate of
the proper examination and acknowledgment of the wife admitted
to Record

Geo. P. R. Edwards