

1864-001

SOUTHAMPTON COUNTY
CHANCERY PAPERS

BRYANT and Wife vs. HILL + al

1/1864

County Court of Southampton County
In chancery -

The separate Spirit Sumner of
Cornelia M - Samuel Wood Henry L
Hill to a bill filed against them in the
said Court by Richard L. Bryant and
Martha L. Bryant his wife, by L R
Edwards Their guardian ad litem

These defendants for answer
say that they are infants of tender age
know nothing of their interests, but sub-
mit them to the Court.

Ans J. Kindred
H d

Bryant & wife }
vs } Decree
Hill's }
}

This Cause, this day, came on
to be heard on the bill, the answer with repli-
cation thereto and was argued by counsel - on
Consideration whereof the Court with advice, order
and decree that Benj B Kindred - J D Story -
Nath H Bishop - Samuel A Darden - Bennett
Barnett, Trustees to Center & Orman M Bryant
(any three of whom may act) Commissioners - that
they allot & apportion to Richard Lewis Bryant and
Martha L Bryant his wife, one fourth of the
negro-slaves given and bequeathed in the second
clause of the last will and testament of Morson
Hill to the said Martha L Bryant - to wit one
fourth part of Joe - Margaret Golly John
Laurence David Leavine, 'Hilph, Olive
Tom and their future increase from the 19th
day of January AD 1853. -

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

County Court in Southampton County
In chancery -

Humbly complaining shew unto your
worships your orator Richard Lewis Bryant and
your oratrix Martha Lucretia Bryant his
wife, who complains by her husband and next
friend the said R L Bryant (she being a minor)
that the said R L Bryant intermarried with
the said wife sometime during the last year
and that Mason Hill / grand-mother to the
said Martha L has since that time depart-
ed this life leaving her last will and testament
which has been duly admitted to record in the
County Court of the said County and is herein
filed (marked A) as part of this bill - that
in the said will the said Mason Hill gave and
bequeathed to the said Martha L Bryant
who was Martha L Hill one undivided fourth
part of certain negro-slaves to be allotted or
assigned to her on her marriage or attaining
the age of twenty one years -

She has since married the said Richard L
Bryant - and prays that your worships
will appoint proper Commissioners to allot
or assign to her her share of said slaves -

that your worships would make Cornelius
Hill - Samuel W & Henry L Hill / infants
parties dependant to this bill - and compel
them to answer the bill -

and do all other things necessary to pro-
tect the rights of your complainants

And I kindred

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Deene

Wells

Bryant & wife

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By ant & wife

to } copy, David

Hill P

Southampton County Court January 19th 1863
Richard Lewis Bryant & Martha Lucretia Bryant his wife *Plffs*
a gainst } *In Chancery*
Cornelia M. Samuel W. and Henry L. Hill by L.R. Edwards
their guardian ad litem. } *Defts*

This cause this day came on to be heard on the bill, the answer, with replication thereto, and was argued by Counsel. On consideration whereof the Court doth adjudge, order and decree that Benj. B. Hindred, J. D. Story, Seth H. Bishop, Samuel & Landon Bennett Barrett, Asa Fleet W. Cutler and Orman W. Bryant (any three of whom may act) Commissioners - that they allot or assign to Richard L. Bryant and Martha L. Bryant his wife, one part of the negro-slaves given and bequeathed in the second clause of the last Will and Testament of Masow Hill to the said Martha L. Bryant - to wit one fourth part of Joe, Margaret, Lolly, John, Lawrence, David, Caroline, Zeph, Olive, Tom and their future increase from the 19th day of January A.D. 1853. And the said Commissioners are directed to report to this Court in order to a final decree.

A Copy

Teste

L.R. Edwards *clerk*

1863 Dier Co.

Agreeable to a Decree of the county court of Southampton county dated January 19th 1863 see the undersigned acting commissioners mentioned in said Decree, in obedience to the requisition thereof having first valued the negros mentioned in said Decree and the increase of the females from the 19th day of January A D 1853 as follows -

Margaret	\$600 00	Rose	\$800 00
Lotty & child	1100 00	Maria	800 00
Caroline	1500 00	Frank	500 00
Yulph	1500 00	John	1500 00
Olive	1500 00	Lawrence	1700 00
Mary	1000 00	Dave	1700 00
Tom	1200 00	Joe	1800 00
	<u>\$8400 00</u>		<u>8800 00</u>
			8400 00

Amounting to the sum of $\frac{1}{4}$ \$17200 00
 Sumten Thousand Two Hundred 4300 00
 Dollars one fourth part of which is forty three
 hundred of which negros we have allotted to
 the Plaintiff's Richard L Bryant Martha L Bryant
 his wife, the following Dave \$1700.00 Tom
 \$1200.00 Caroline \$1500.00 making \$4400.00 or
 \$100.00 more than their proportion of said negros
 which sum of \$100.00 they are to pay over
 to the Defendants or their Guardian, all of
 which we respectfully submit to the Court.

Ben B. Kinch
 Parker D Storg
 With H. Bishop -

512 Will

Bryant Will

v { Exhibit et.

Mills

In the name of God, Amen. I Mason Hill of Southampton County being of sound mind and disposing memory, do make & ordain this to be my last Will and Testament in manner and form to wit.

Item 1st. I give and bequeath to my son Everett S Hill 2 beds and furniture, six walnut Chairs, one pine table, 1 pine ~~spare~~ ^{spare} ~~step~~ ^{step}, 1 pine chest, 1 spinning wheel, which property he now has in possession also the following named negro slaves and their future increase Vez. Rose, Lorenzo, Emeline, Malinda, Frank, Peter, Jacob to him and his heirs forever nor in case E. S. Hill shall ever claim any thing from his father W^m Hill's estate then whatever ant. he may claim shall be made out of the above named negroes as I have paid more in the settlement of E. S. W^m Hill's estate than it ^{was} ^{is} worth.

Item 2nd. I give and bequeath to my grand children the children of my son Henry S Hill dec^d the 90 acres of land I bot of Nicholas Boon and Benjⁿ. Hill which s^d land is bounded entirely by the land of W^m Hill my dec^d husband also the following named negro slaves to wit Joe, Margaret, Lolly, John, Lawrence, David, Caroline, Zeph, Olive, Tom and their future increase to them and their heirs forever, my desire is that all the above named negroes should be kept as common stock and the hire of said negroes with the rent of the land be apply^d to the maintenance and education of my above named grand children whose names are as follows Martha S. Cornelia M. Samuel W. & Henry S Hill and when any of my above named grand children shall become of age or marry then his or her share to be given to him or her and the rest remain as common stock as before untill they shall become of age, marry or die.

Item the 3^d all the bal. of my estate I give to my four above named grand children, children of my son Henry S Hill whose names are Martha S. Cornelia M. Sam^l W. & Henry S Hill to them and their heirs forever.

Item 4th I thereby appoint James W Hill and James Barnes Executors given under my hand and Seal this 19 day of January 1853

Witness.

A Myrick

L. F. Everett

James I Still

Mason ^{her} + Still ^(sub)
marks.

At a Court held for the County of Southampton on the 19th day of January
1863.

This last will and Testament of Mason Still dec^d was proved by the
oath of L. F. Everett one of the subscribing witnesses thereto. and Alexander My-
rick another subscribing witness thereto being dead Benjamin E Pope being
sworn deposes and says he is well acquainted with the hand writing of the said
Alexander Myrick and verily believes that the name of the said Alexander Myrick to
the said will subscribed is in the proper hand writing of the said Alexander
Myrick dec^d whereupon the said will is ordered to be recorded. And on the
motion of James Barnes one of the Executors therein named, who made oath and
together with Richard I Bryant, Benj. J. Bryant, Ormon W Bryant &
Parker D Story his securities (who justified on oath as to their sufficiency) entered
into and acknowledges a bond in the penalty of thirty thousand dollars conditioned
as the law directs Certificate is granted him for obtaining a probate of the said will
in due form liberty being reserved to the other executor therein named to be joined
in the said probate when he may think fit.

Teste

J R Edwards Clk

Attest

Teste

J R Edwards Clk