1878 - 16 Southampton County Chancery - Grizzard, Francis P. vs Harris, Susan N.

sues for partition of land

Grizzard, Mary A.
Richardson, John H.
Richardson, Susannah V.

Harris - Wm. D.
Harris - Caroline T.
by
Edwards, L. R.
GAL

~~133~~ 39.

Grigyanc was

as 3/3 Bill

Hanis was

1874 September Rules

To the Honorable George B Lee judge of the circuit Court of Southampton in chancery sitting

Humbly complaining your orators Francis P Driggers and Mary A Driggers his wife who before marriage was Harris and John W Richardson and Susannah C Richardson his wife who before marriage was Harris show unto your Honor that in the year 1849 Wm P Harris of Southampton County departed this life having considerable estate both real and personal and leaving Susan M Harris his widow and Mary A Driggers who was Harris, Susannah C Richardson who was Harris and Wm D Harris and Caroline J Harris his infant his four children his distributees and his heir at law, your Orators show further that Susan M Harris qualified as administrator of the said Wm P Harris dec'd and that she was afterwards removed by order of the county court of Southampton and his estate committed to the hands of Wm W Briggs sheriff of Southampton as administrator de bonis non for further administration and that the estate has been settled up and as far as your orators are advised they are free of all debts outstanding

Your orators state further that Wm P Harris left eight hundred (800) acres of land lying in Southampton

county and that Susan N Harris has
been endowed in the same and your
orators move desire a partition among
the heirs of the said land subject to
in and including the widows dower
if possible.

To further consideration whereof and
inasmuch as your orators are without relief
at law and only entitled to relief in a
court of equity where such matters are
properly cognizable they therefore humbly pray that
Susan N Harris and Wm D Harris and
Caroline J Harris two infants by some fit
and proper person their guardian ad litem
appointed for that purpose may be made
parties defendant to this bill and that the
court would compel them as full and
perfect answer make to the allegations thereof
containing as if they had been thereunto more
fully and specially interrogated and that
the court would appoint commissioners to
divide the said 800 acres of land among
the heirs of Wm D Harris equally having
regard to quality and quantity including
the dowress in the widow Susan N
Harris' dower and that the court would
grant such other and further relief the
premises considered as equity may dictate
and the nature of their case may require
and as in duty bound your orators ever
shall pray &c

Thomas Jno.

Executed by delivering Wm. D Harris
Cornelius J Harris & Susan R Harris each
a Copy of this Summons on the 1st day
of September 1874

D J Watkins Dy for
W E Briggs Shff

Briggs Shff
vs
Summons
Clancy
Harris

1874 Sept. Rules

The Commonwealth of Virginia

To the Sheriff of Southampton County--Greeting:

WE COMMAND YOU to summon Wm D. Harris and Caroline J. Harris (Infants) and Susan A. Harris

if they be found within your bailiwick, to appear at the Clerk's Office of our Circuit Court of Southampton county, at the Rules to be holden for the said Court on the first Monday in September next, to answer a bill in Chancery exhibited against them and others in our said Court, by Francis P. Grizzard and Mary A. Grizzard his wife and John H. Richardson & Susannah V. Richardson his wife.

And have then there this writ. Witness LITTLETON R. EDWARDS, Clerk of our said Court, at the Court-house, this 18th day of August A. D. 1874, in the 99th year of the Commonwealth.

L. R. Edwards C. C.

Sun Job print, Suffolk, Va.

Guggenheim

vs

Harris et al

Answer of infant
defendants Mrs D.
Caroline J Harris

1874 September Rules

The answer of Wm D Harris and Caroline J Harris two infants by L. K. Edwards their guardian ad litem to a bill in chancery in the circuit court of Southampton by Francis P Pigg and als vs Thos and als

This defendant for answer to the said bill or as much thereof as he is advised it is material for him to answer says he places the interests of his wards under the care of this court whose peculiar duty it is to protect the rights of infants and having fully answered prays hence to be dismissed with his costs &c

Filed by consent

Adams for plaintiffs

Jiggard vals

in 3/4 Dean

Harris vals

Act Term 1874

to be entered

Ged. 78 1505.

Grigsby ats

vs Ch Decree

Harris ats

This day this cause came on to be heard on the plaintiffs bill taken for confessed as to the defendant Susan N Harris the answer of the two infant defendants Wm D Harris and Caroline J Harris by L R Edwards their guardian ad litem and general replication thereto and was argued by counsel On consideration whereof the court doth adjudge, order, and decree, that James E Pettus, Wm Thomas Camp, and John Williams, who are hereby appointed special commissioners for that purpose shall after having given reasonable notice to all the parties interested proceed to divide the 800 acres of land whereof Wm P Harris died seized and possessed into four equal shares having regard to quality and quantity, including the mansion in the widow Susan N Harris dower and allot one share to Francis P Grigsby and Mary A his wife, one share to John H Richardson and Susannah his wife one share to Wm D Harris and one share to Caroline J Harris employing a competent surveyor if necessary to ajst them and Report their proceedings to court in order to a further decree and it is ordered further that Francis P Grigsby & wife, John H Richardson and wife Wm D Harris and Caroline J Harris pay the costs of this suit

~~108~~ ~~11~~ 27.23

Grizzard Elsie f

to Nat. Rules

Marriage

1878 Nov Dismissed

In Southampton Circuit Court

Francis P. Gruggard & ~~Mary~~ Mary A Gruggard his wife who ~~was~~ before marriage was Harris. John H Richardson & Susanna V. Richardson his wife who before marriage was Harris.

against

Susan A Harris. & Wm D Harris & Caroline J Harris infants by

1872 S R Edwards their Guardian ad litem

Aug: 18 Summons issued

Sept. R Summons rd executed. Bill filed S R Edwards assigned Gdn f/c to infant Defts. Answer of infants Gen. Rejt thereto. D. Visi v Defts Susan A Harris.

Oct R Bill taken for Confessed as to Defts. Susan A Harris & Cause set for hearing as to the Defts f/c

" T. Decree

Fragments

of Z Decem

Manuscript

Nov Term 1878

To be entered

Geo. V Bloss.

Jones and wife
vs
Deem
Harris et al

On motion of the
plaintiffs Thurs bill is dismissed