

1816-027 Chancery Causes: Elizabeth Hancock vs Richard Pope vs
Isle of Wight County

other surnames: Williams

Hancock & Co.

Bill, Ans? &c.

Pope & wife

November 1815 Bill.

& Ans? filed & Interted & decided

March 1816. Report mt. &
decided accordingly.

Wareh Judgments

1816

N. 2

valuation of said shares, they would be extremely
anxious for a division in kind. but as it is
may it please your Honours that they are
entirely destitute of any thing by which their
rights in that respect could be effected, and
they are advised that a sale of said property
cannot be directed without the interference of
this Court of Equity in which matter of this
nature are properly cognizable. They therefore
pray that your Honours will ~~cause~~ cause the
said Richard Pope and Lemitt his wife and
the said Thomas Hancock adv. of said John
Hancock to be made parties to this said Bill &
~~inform~~ that they be compelled fully and truly
to answer the same - to ~~show~~ show cause if any
they can why such a sale and division of
the proceeds of said property may ~~be made~~
not be made and to answer the ~~same~~ ^{allegations} as
fully as if they ~~were~~ were here & answered
and they shew to particularly interrogate -
to the end therefore they pray that your Honours
will decree that the said real and personal
estate mentioned above be exposed to public
sale on a credit of nine months, due notice of
whereof having been previously given for at least
~~eight~~ ^{ten} days at some public place in the County
of Suffolk - and that the Commissioners to
be named by your Honours be directed to divide
the proceeds in the following manner to wit -
One fourth to Eliza Hancock, one fourth to Angelina
Hancock, one fourth to Mary Ann Hancock
your complainants and the remaining one
fourth to Richard Pope and Lemitt Pope his wife
(formerly Lemitt Hancock) - That your Honours
will direct fit and proper persons to carry the
same into effect & make any other or further order
for this relief which may seem to be necessary

that with justice and good conscience as in
duty bound they will ever pray.

Attest in p.p.

Thomas Hancock

next friend to the complainants

The joint answer of Richard Pope and Lemitt his wife
of Thomas Hancock adv. of John Hancock to a Bill
of Complaint exhibited against them in the County
Court of Suffolk by Eliza Hancock, Angelina
Hancock and Mary Ann Hancock by their
Hancock his p.p.

Then respondents saving and reserving to themselves any and
every right of exception to the error in the Bill stated;
for answer (or or part or they are advised is returned
for them to answer, said that it is true that the
said complainants are entitled to the proportionable
for by them, that the property will not admit of
a division in kind - that the said Thomas is the adv.
of said John Hancock and that the principal
allegations set forth in the Bill are correct - and
they are willing that the Court shall make the decree
prayed for or any further or other order for
this relief & saying they have to be dismissed.

Attest in p.p.

Richard Pope

Thos. Hancock adv.

~~Thos. Hancock p.p.~~
~~next friend to the complainants~~

To the Honorable Court of the County of North Carolina in Chancery
Sitting. Humbly complaining sheweth that ~~the~~
your Honors your orators Eliza Hancock, Angelina
Hancock and Mary Ann Hancock by ~~John~~ Thos.

Hancock their next friend
That their father a certain John Hancock departed this
life intestate on or about the day of A.D.
180 — possessed of a small parcel of land purchased
of a certain Patsy Williams containing about ten
acres, also the following negroes to wit ~~John, Sam,
Sally, Eliza, Mary, and~~ ^{John, Philip, Long, & Sally} ~~Richard, Eliza, & Mary~~
That they and a certain Sumner Pope formerly Sumner
Hancock their sister are equally entitled to the said
property which your complainants have been at all
times anxious to have ^{had} divided and equally
~~divided~~ ^{distributed} between those absolutely entitled but
notwithstanding their repeated solicitations they
have never been able to effect the same. That
~~the~~ ^{the} ~~estate~~ of the administration of the said
estate of John Hancock their said father has
been committed to the hands of a certain
Thomas Hancock of said County, who together
with the ^{a certain} ~~said~~ Richard Pope who has intermarried
with the said Sumner formerly Sumner Hancock
are the only persons interested in withholding
from them their just and proper claims to
said real and personal estate. They further
represent that the said land and negroes cannot
be divided in kind so as to be beneficial to them
and the said Richard Pope and the said Sumner
Pope the only distributees except ~~themselves~~ your
complainants. That the land will not amount
when divided to the value of Fifty dollars each
and they are advised that when such appears to be
the fact a Court of Equity will not hesitate to
decree a sale of said property and a division
thereof among the distributees. That if they
possessed any other estate so as to be enabled
to pay to each other the differences in the

In Obedience to the annexed Decree of the Honourable
Court of Isle of Wight County bearing date November Court 1815
to us Directed We the undersigned have Advertised and proce-
-ded to Sell the Land and Negroes in the Decree mentioned
and after having Deducted all Cost and Commissions atten-
-ding the Sale, have assigned the balance of the Proceeds
in the following Manner and Proportions (to wit) to Ri-
-chard Pope & Wife the Sum of two hundred and forty
Seven Dollars and Ninety three & $\frac{3}{4}$ cents and to each of
the complainants (to wit) Eliza, Angelina and Mary
ann Hancock the Sum of two Hundred and forty
Seven Dollars and Ninety three & $\frac{3}{4}$ cents Given under
our hands this 19th day of January 1816

Cum Eley
John B Eley
Henry D Hallam

Hancock VAD.

101 2/3 copy decem

Pope and wife V.

for
Sale of Land Negroes

State of Wigsak County November Court 1815
Eliza Hancock, Angelina Hancock and Mary Ann
Hancock

Comps

against

Richard Pope and Annett his wife and Thomas
Hancock administrators of John Hancock decd.

Defts

In Chancery

By consent of the parties by their attorneys this day the
bill and answer was filed and heard thereon whereupon it is decreed and
ordered that Aaron Ely, John B. Ely, Hardy Holland, and James Holland or
any two of them proceed to sell to the highest bidder on a credit of nine months
the land and negroes in the bill mentioned having previously advertised
the same ten days previous thereto, at some public place in this county
and divide and assign the proceeds in the following manner and
proportions to wit, one fourth to each of the complainants and
the remaining one fourth to the defendant Pope and wife and make
report thereof to the Court in order to a final decree

Attest Test R. Lightfoot. Clk