

1798-023

SOUTHAMPTON COUNTY
CHANCERY PAPERS

HART vs. HART'S EXECUTORS

8/1798

See also: HART vs. HART'S HEIRS, 1798-22

Other surnames: Womble

Hart

3 till &
3 answer

Hart's errors

June 1797

Inty Decree

August 1798

Rep. ut. & Decree

Final.

To the justices of Southampton
County sitting in Chancery.

Ann Hart complaining shews
unto the court that some time about the
day of . . . in the year of Christ
1799 her husband Jesse Hart died seized
& possessed of sundry property to wit: one
hundred & eighty acres of land & personal
property to a considerable amount. That the
said Jesse Hart died leaving a will &
last testament to which your Compt^l
has renounced all right & title, to be
claimed, in this court. That your Compt^l
having thus renounced all benefit to the
will has applied to the executors of the Jesse
Hart to cause her dower to be laid off
in the land & personal property of which
Jesse Hart died seized & possessed; but they
as well as your Compt^l deem it necessary
to make application to this court. I do

under consideration whereof & as your
complaint's relief is properly is a court of
Chancery. To the end therefore that
Richard Hart & Jesse Womble execs
of the will & last testament of Jesse
Hart may be made defendants to this bill
& that the court will appoint proper
persons to lay off your complaint's dower
in ^{the} property ^{of which} Jesse Hart died seized &
possessed & that the court will make
such other or further decree in the
premises as is consistent with equity &
good conscience &c.

The answer of Richard Hart & Jesse
Womble execs of Jesse Hart died to the
~~last will & testament~~ bill of complaint
exhibited against them by Ann Hart
these Respondents saving & reserving
to themselves all manner of exceptions
to the complaint bill. Answer & say
That true it is that Jesse Hart died
possessed of the property in the complaint's
bill mentioned and that they ^{are} willing
provided they sanctioned by this court,
that the complaint's dower should be
paid in the same - having some time
past renounced all right & title to the same
will. Your Respondent prays hence
to be dismissed &c

Arch

27

Arch ex^{tes}

} Interlocutory
Decree

June 1797

At a Court of Quarter Sessions cont. & held for the county of
Southampton the 20th. day of June 1794.

Ann Hart widow & relict of Jesse Hart.

Rech^d? Hart & Jesse ^{as sh} Washble ex^{ors} & ad^{ors} of Jesse Hart.

In
Chancery

This cause was docketed by the consent of the parties &
this day heard on the bill of the plaintiffs & the answer
of the defendants on consideration whereof it is decreed
& ordered that William Bailey Newsum Branch
Edmund Bailey and Solomon Holmes or any 3 of
them shall appraise and set apart unto the s^d. Ann her
dowry in the lands whereof Jesse Hart her husband
did seize and possess & make report thereof to the
next Court

test

Sam^l Kello Esq
11

Wm Bailey
Newspaper Branch

Wm Bailey

2 Solomon Holmes

John Kingham

June 19th '94 we do agree that there
shall be a friendly bill & answer brought
in the court of Southampton to lay off
the power of Ben Hart in the lands
whereof her husband Jesse Hart died
possessed & the other estate beside

Teste

Jesse Womble

Agg. Cocke
~~Agg. Cocke~~

Richard

his
X. Hart
marks

I Ann Hart do agree that there shall
be a bill & answer brought in the
court of Southampton to lay off my
dower in the estate whereof Jesse Hart
died seized & possessed her

Nancy & Nath
Mark

June ^{the} 17. 1797

Wife.
Will, Bailey

one negro
Diner

Hath widow

or

Hath Esq

of Rep.

Aug. 1798
Rep. & Decree

Agreeable to an order of Southampton Court dated June 1st 1797
1797 We have proceeded to lay off Ann Harts dower of her deceased
Husbands lands as follows One third of William Harts Tract

Beginning at Totters branch where Thomas Harts path crosses the
branch thence along the S. path, to the cleared land & thence a
straights thro' the Apple Orchard, to two Cherry Trees on the
pond branch & thence about fifty yards South of the dwelling
house, thence west by the corner of the said house thro' the Apple
Orchard about a North west course to Richard Harts line

Also one third part of Rich^d. Harts Tract, Beginning at a
pine on John Harts line & from thence down the South side
of the Buckleberry branch to the snake branch, all the
North side of the S. line We have allotted & set apart as her

Dower in the S. Tract of Land Witness our hands this 2nd
of August 1798

Will. Bailey
Newson Branch
Geo. Bailey