

1858-037

SOUTHAMPTON COUNTY
CHANCERY PAPERS

WRENN

VS. WRENN

et al
12/1858

Wann

as

Pill -

Wann & Thoms

Litch Co. 1857 -

1857 Feby - Deems as filed

1838 Jan'y Rept.

" Feby " Confm."

" Dec. Deems to deliver bonds

Gills per p.

50.
41.66
6.34

The undersigned hereby do order for Southampton, in Chancery, sitting. In & Henry complaining Thence
In the year 1811, your orator Laura & Maria
By Solomon Menn next friend - That he and his brothers
and sisters, to wit, Laura, Anna, Richmond, and
Minfield, Florence, and Pauline Menn
are jointly entitled to a tract of land, ^{called the Bulls Head} lying in
the county of Southampton, adjoining the lands of
William Blow, and Mott & others, and contain-
ing 460 acres - which they received by descent, from
their father, Thomas Menn, which it will be to their
interest & the interest of all parties, to sell. That it can
not be divided in kind - and the share of no one
of the heirs, would be of the value of \$300 - and no
one is willing to take the whole & pay the others
for their shares.

That your orator and her brothers & sisters are
minors, of ages from one year, to 15 years, and
if their lands are divided, all they amass at
age - it will be of little value. They own no other
property except this land - except their negroes -
and every consideration, shows the propriety of
the sale.

In the said consideration &c. - To the End, That
your Hon. the said court may order to make, Laura,
Anna, Richmond, and Minfield, Florence, and
Pauline Menn, instantly by some fit person to
appear there, left to this will - That your
Hon. will order, a sale of the land in the will
mentioned for partition among those entitled
and grant such other & general relief as
Equity may require &c.

Chancery of

Assume of the infant defendants by L.R. Edwards
their Great ad. return to the foregoing bill -

These defendants, admit the allegations
of the bill, and being infants submit their interests
to the judgment & protection of the Court & having
assumed they to the need ascribed -

L.R. Edwards

By Counsel -

until the Court enter into bond, in the clerk's office
with good security, conditioned to faithfully to execute
this decree -

and Memorandum of the Court in the following terms -

ad:

Memorandum

On motion the Court, with opinion
of L.R. Edwards Guardian ad litem to the infant
defendants, who filed their answer, and this cause
was this day docketed by consent of parties and
cause are to be heard on the Bill, answer of the
defendants, replication, Plea, recantation of witnesses
and was argued by counsel on consideration whereof
the Court with adjourned doan and decree, that
James H. Montgomery, who is appointed counsel for the
purpose, after having advised, the time place and
time of sale for forty days previous to the day of
sale: proceed to sell at public auction, the tract of
Land, containing 400 acres, lying in Southampton
adjoining the Land of Corp. Westbrook & others
of which Thomas Munn and seized - on a credit
of one & two years, equal instalments, taking
bonds & security of the purchaser for the deferred
payments, carrying interest from the day of
sale & retain the title till the future sale of this
cause - But this decree shall be suspended

Wren

2 } Co. Decal

Wren

2.5
1.10

Southampton County Court February 16. 1857

Gurilla A Wrenn by Solomon Wrenn next friend

Plff

against

Lauria, Anna, Richmond, Joel, Millfield, Florilla & Pauline Wrenn Affs.)

In Chancery

On motion the Court doth appoint L.R. Edwards guardian ad litem to the infant defendants, who filed their answer. and this cause was this day docketed by consent of parties and came on to be heard on the bill, answer of the defendants, replication thereto, examination of witnesses and was argued by Counsel. On consideration whereof the Court doth adjudge, order and decree that James A Mangrum who is appointed Commissioner for the purpose, after having advertised the time, place and terms of sale for twenty days previous to the day of sale proceed to sell at public auction, the tract of land, containing 4.60 acres lying in Southampton adjoining the lands of Wm B Westbrook & others of which Thomas Wrenn died seized on a credit of one and two years, equal instalments, taking bonds & security of the purchaser ^{for the deferred payments} carrying interest from the day of sale and retain the title till the further order of this Court. But this decree shall be suspended until the Commissioner enter into bond in the Clerks Office with good security conditioned faithfully to execute this decree.

Clerks fee \$3.50 p

Attest

L.R.E.

Teste

L.R. Edwards Clk

In obedience to the above decree after advertising as the decree directed I did on the 1st day of Decr 1857 proceed to sell at public auction the tract of land mentioned in said decree when Wm B Westbrook became the purchaser at \$3.60 pr. acre amounting to sixteen hundred and fifty nine dollars & sixty cents & have taken two bonds from the said Wm B Westbrook with good security each bond for seven hundred and ninety nine & 2/10 dollars carrying interest from the 1st day of Decr 1857 till paid. Whole amount of sales \$1659.50

Commissions are \$300 at 5 pr. cent \$15.00

Do do 1359.50 at 2 do do 27.19

Clerks fee 3.50

attorneys fee 10.50

auctioneers fee 3.50

Whole amount due the Orphans \$1598.41

All of which is respectfully submitted J. A. Mangrum Comr
Decr 21st 1857

$$\begin{array}{r}
 428 \\
 33 \\
 \hline
 461
 \end{array}$$

1858. Dec. 20. Received the birds returned by the Commissioners with this Report.
 James H. Mangum

Warm

r { am. Dose.

Warm

1858 December 6th.

Wrenn

2

Wrenn

This day this cause came on again to be heard
on the papers previously read and it appearing to
the satisfaction of the Court that Jos H Mangum
has qualified as the guardian of the infants Lucetta
Augusta Wrenn, Laura Ann, Annie McCoin,
Richmond Mingo, Joel Hollenbeck, Lewis Pittkin
Jr, Florence Thomas, and Pauline Wrenn, the
consent of the Court with a few exceptions
I deem that the Clerk of this Court decline to
the said Jos H Mangum the bonds filed in this
cause belonging the said infants his words