

1875-12

Southampton County Chancery

English, N. C.

vs

Briggs, Bennett S.

(admin)  
v:

sueing for Title of land.

Briggs, Sarah E.

Herbert, M.

" , Eugenia

Briggs, Wm.

" , Ann

" , Rebecca

" , Benjamin

" , Bina

" , Effie

Cobb, Wm. W.

(Special Commissioner)

To The Hon. George Blow, Judge of  
of the Circuit Court for the County  
of Southampton - In Chancery sitting.  
February Term 1875 -

Humbly Complaining sheweth unto your  
honor, your orator St. J. English that  
on the 18<sup>th</sup> day of April 1868 he  
purchasend of Bennet S. Briggs of The  
County of Southampton a certain  
tract of land containing forty three  
acres for the sum of three hundred  
and eighty four dollars, for which  
sum he gave to the said Briggs his  
bond payable on demand bearing date  
the day and year aforesaid, and the  
said Briggs was to give <sup>him</sup> a deed <sup>where</sup> ~~for~~  
the said bond was paid - A Copy  
of which bond is herewith filed



marked A. and prayed to be taken  
as a part of this bill Your orator  
states that he was in possession of  
the said land at the time of the said  
purchase and has remained in quiet  
possession ever since - that he has  
<sup>erected</sup> several buildings at the cost of several  
hundred dollars - He further states  
that in the month of January 1869  
the said Bennett S. Briggs departed this  
<sup>interstate</sup> life leaving as his heirs at law, a widow  
Sarah E. Briggs and the following  
children, to-wit: Eugenia who has  
intermarried with M. Herbert, William  
Benjamin, Anna, Rebecca, Bina and  
Effie - that the last four are infants  
under age - that Wm. W. Cobb qualified  
as his administrator according to law  
and that he has paid to the said  
Cobb the whole amount of said bond  
given for the purchase of the said  
land, and now desires or dies for  
the said land according to the terms

of his contract, but is advised that  
he cannot get a title without the aid  
of this Court In Tender Consideration  
of the premises, and in as much as  
your orator is without remedy save in  
this honorable Court it is prayed that  
Wm. W. Cobb admr. of Bennett S. Briggs  
dec'd. Sarah E. Briggs, M. Herbert  
and Eugenia his wife, and William  
Anna, Rebecca, Benjamin, Bina and  
Effie Briggs be made parties defendants  
to this bill, and true answers make to  
all the allegations thereof - that a  
guardian ad litem be appointed to  
defend the interests of the infants.  
that your honor will appoint a  
Commissioner to make him a deed for  
the tract of land containing forty three  
acres purchased by him from Bennett  
S. Briggs on the 18<sup>th</sup> day of April  
1868, and bounded by the lands of the  
said Briggs. John S. Coker and your  
orator, and that your honor will decree



<sup>each</sup>  
further and general relief as equity  
may dictate and the nature of his  
case may require, and he will ever  
be very &c.

Kindred P. P.

English  
as  
Brisps column  
of all.  
Bill of Compliments

Feb'y term 1875

English

vs

Deere

Briggs admr. Fab.

This day this cause was docketed by  
leave of the Court, and came on to be  
heard by like consent of the Court and  
of the parties, on the bill of the  
Complainant, answers of the parties, several  
replications thereto, and exhibit filed with  
Complainant's bill, and was argued by  
Council, on consideration whereof the  
Court doth advise, order and decree  
that Wm. W. Cobb who is appointed  
a Special Commissioner for the purpose  
with <sup>Special Commission</sup> convey to A. G. English the tract  
of land purchased by him from Bennett  
S. Briggs on the 18<sup>th</sup> day of April 1868  
containing forty three acres and bounded  
on the North <sup>and East</sup> by the lands of B. S.  
Briggs dec'd. on the South by the land of  
John S. Coker and on the West by the  
land of the said English — And



The Court doth further adjudge, order  
and decree that Wm. W. Cobb administrator  
of Bennett S. Briggs dec'd. pay out of  
the assets in his hands the costs of this  
decree —

1874

English

vs

Briggs' admor:  
et al.

~~Decree~~

To be entered

1875 Febry Term  
Lester M. S.

The joint and separate account of  
Ann, Benjamin, Rebecca, Bina and Effie  
Briggs infants under the age of twenty  
one years, by W<sup>m</sup>. H. Cobb their guardian  
ad litem appointed this day by the Court  
to a bill of Complaint exhibited by  
Ch. J. English against them and others  
in the Circuit Court of Southworth  
County - In Chancery. July Term 1875

These defendants having and reserving  
to themselves all benefit of just exception  
to said bill answer and say, that being  
infants they submit their interests  
to the care and protection of this  
honorable Court; and having assumed  
being to be here dismissed be

W<sup>m</sup>. H. Cobb  
Guardian ad litem to  
Ann, Rebecca, Benjamin  
Bina & Effie Briggs

English

as

Boisjé admr.

it ds.

Answer of infants



English

vs

Buiss's arm.

et al.

Answer of W.

W. both arm.

of B. S. Buiss

dec<sup>d</sup>.

To the Honorable George Blow judge of  
the Circuit Court of Southampton -

In Chancery.. Feby Term 1875.

The answer of Wm. W. Cobb answer of  
Bernard J. Briggs decd. to a bill of Complaint  
exhibited in this Honorable Court by  
A. G. English against him and others.

This defendant having deemed it his duty  
all benefit of just exception to said bill  
answer and says, that the facts stated

in said bill are true - that the said  
English has paid to him the whole  
amount of his bond given to Bernard J.

Briggs for the purchase of the land  
mentioned in said bill, and is now  
entitled to a deed - that said English

has been in the possession of said land  
ever since his purchase and has erected buildings  
on it. Having thus answered he prays to be  
discharged.

W. W. Cobb att  
Bernard J. Briggs



English

or

Briggs answer

to all.

Answer of J.

E. Briggs

The answer of Sarah E. Briggs to  
a bill of complaint exhibited by  
A. G. English against herself and  
others in the Circuit Court of South Dakota  
County. July Term 1895. In chancery.

This defendant saying. In answer to  
herself all benefit of fact except the  
said bill, answer and says, that  
the facts stated in said bill are  
true, and that her prayer should be  
granted. And having answered prays  
to be dismissed &c. J. E. Briggs

by W. W. Cobb atty.

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English

do

Briggs admr.

et als.

Answer of M.

Herbert & wife

The answer of Mr. Herbert and  
Eugenia his wife to a bill of Complaint  
exhibited by Ch. G. English against  
themselves & others in the Circuit  
Court of Southampton - In chancery  
July Term 1878

Their defendants say & aver to  
themselves all benefit of just exception  
to said bill, answer and say, that  
they believe the facts stated in said bill  
are true, and have no objection to the  
prayer of the said Complaint -  
And having answered pray to be here  
dismissed &c.

Mr. Herbert and  
Eugenia his wife  
by W. W. Cobb atty



English

or

Briggs answer

et. al.

Answer of Wm.

Briggs

The answer of William Briggs to a bill  
of complaint exhibited by A. B. English  
against him & others in the Circuit  
Court of Southampton County - In  
chancery. July term 1875.

This defendant having assented to  
the bill of all benefit of just exception  
to said bill, answer and says, that  
he believes the facts stated in said  
bill are true, and that he has no objection  
to the decree asked for, and having  
assented thereto to be here distributed  
H.

Wm. Briggs  
by W. W. Cobbold



Jan 23<sup>o</sup> 1871.

Rec<sup>d</sup> \$149.00  
in part of within  
note.

W. W. Cobb

March 20<sup>th</sup> 1871.

Rec<sup>d</sup> sixty dollars  
in part of the within  
note. W. W. Cobb

received  
December 1<sup>st</sup> - 1872  
\$97. 79

W. W. Cobb

July 19<sup>th</sup> 1872. Rec<sup>d</sup>  
thirty one dollars  
in part of within  
note. W. W. Cobb

Ray English  
\$305.00

A.

March 14<sup>th</sup> 1872.  
Rec<sup>d</sup> \$49. in  
part of within note.  
W. W. Cobb

Received on 28<sup>th</sup> 1873  
\$68.66.

Nov. 13<sup>th</sup> 1874.

Rec<sup>d</sup> \$31. 45 in  
full of within note. W. W. Cobb

W. W. Cobb

~~385.00~~

On demand, I bind myself, heirs or assigns, to pay unto Bennet S. Briggs, his heirs or assigns, the sum of three hundred and eighty-five dollars, it being for a certain tract of land on which I now reside, and bounded by my land and the lands of the said Bennet S. Briggs, containing by survey forty-three acres, the title of which he is to make me, when the payment of these presents is made. Given under my hand and seal this the 18<sup>th</sup> day of April, eighteen hundred and sixty-eight.

<sup>Test.</sup>  
John S. Coates

V. J. English

Seal.



English  
- us  
Bridges and  
others -  
Report of  
Commission  
M. W. Cobb

To the Hon. George Blow judge of  
the Circuit Court of Southampton  
County -

In obedience to a decree of the  
Circuit Court of Southampton County  
rendered at Seby term 1875, in the  
case of English vs Buys and  
others the undersigned appointed  
a Commissioner for the purpose he  
leaves to report that he has executed  
to St. J. English a deed with special  
warranty for the tract of land  
purchased by him from Bennett  
J. Buys decd. on the 18<sup>th</sup> day  
of April 1868, containing  
forty three acres -

Respectfully submitted

W. W. Cobb Comm



English

or

Briggs commr.

to them -

~~Briggs~~

1875 May Term.

To be entered -

Geo. H. Wood.

English  
by  
Briggs and others

This day this cause came out  
be again heard on the papers formerly  
read and on the report of Commissioner  
W. W. Cobb made in pursuance of a  
decree rendered in this cause at  
Lebyton 1875, to which report no  
exceptions have been filed, and was  
argued by Counsel on consideration  
whereof the Court doth adjudge, order  
and decree that the said report be  
confirmed <sup>as things further appearing</sup> and that this  
do be removed from the docket