

1881-04

Southampton County - Chancery

Bryant, Maria F vs Bryant, Wm's Adm

"To Claim Harvested"

W. W. Briggs - Sh.
Adm. Est. Wm. Bryant

James Lewis Bryant
Lucy Ann Bryant
Nathan Thomas Bryant
Oster B. Bryant
Sarah Francis Bryant
Oren Alice Bryant
Richard Henry Bryant
Moses Luke Bryant
Mines

Children of
Wm Bryant
decd

131.
Wm Bryant's Widow

Wm Bryant's Heirs

Paid for
Hornstead &c.

1875 October Rules

To the Hon Judge Blum, J. of the
Circuit Court of Southampton County
In Charge
October 25, 75

Humbly Complaining sheweth unto your
Honor your oratrix Martha F. Bryant
that ~~and~~ respectfully represents as follows
that her husband William Bryant lately de-
parted this life intestate, leaving as his only
heirs at law your oratrix Martha
F. Bryant his Widow and the following Chil-
dren ^{as his only heirs at law} vizt, John Wesley Bryant, (adult), and
eight other Children all of whom are minor
to wit James Lewis Bryant, Lucy Ann Bryant,
Nathan Thomas Bryant, Sarah Frances Bryant,
Peter Perley Bryant, Rosa Alice Bryant,
Richard Henry Bryant, & Moses Luke Bryant
that her said husband died seized & possessed
of considerable real & personal estate
that all of his just debts have been paid
as your oratrix is informed, & she re-
spectfully states that she desires that they
shall be so paid before her Com-
plaint is answered

But she is advised that she is en-
titled to Claim a Homestead & certain
other exempt ones under & by virtue of

the Censor of this State -

You & others therefore hereby pray
that ~~it~~ proper & discreet persons may
be appointed Commissioners whose duty it
shall be to ~~accept~~ assign to the only
person, real or personal at her discretion
for her 'homestead' ~~and~~ further move ~~that~~
they may also ^{allow} ~~apportion~~ to her her dower
in the real estate of her ^{husband} ~~deceased~~
that Melvill Bizz Shuff & one of Mr Bryant,
John Wesley Bryant, (adult), James Lewis Bryant,
Lucy Ann Bryant, Nathan Thomas Bryant,
Sarah Frances Bryant, Peter Parley Bryant,
Rosa Elie Bryant, Richard Henry Bryant,
& Moses Luke Bryant, the last eight named
naming, be made parties defendant to this bill,
& compelled to answer its allegations specially
& severally —

That the Court may do what such order
 & general relief as may be deemed
 & the justice of the case may require
 and in duty bound I heretofore will certify
 if it please the Court &c

Wm. H. H. H.

Bryant
W³
Bryant.

Inventory of chattel property

(M)

Bryant vs Bryant
Report of Cases

(1013.35) 9072.95

Appraisement of the property belonging to the
estate of William Bryant dead

Articles	Valuation
5 plow hoes	1.25-
2 manure forks	1.00
6 weed hoes	.60
Two pr traces	.50
Two pr Plow hames	1.50
Two turn plows	3.00
Two pr cart wheels	8.00
1 Cart body	2.00
Cart gear & cart hames	1.00
Cart. tilt	10.
1 cotton plow	1.00
2 coulters	.50
1 trace plow	.25-
1 do do	.25-
Angus chisel &c	1.00
2 hand saws	1.00
1 Lot old Lumber No 1	1.50
1 Lot old Lumber No 2	.25-
125 lbs Bacon at 12 1/2	15.62
1 Bomb hoe	1.00
1 Axe	.50
1 Lot Jars	1.00
1 grind stone	.50
2 pots	2.00
Bread, hoe & spider & Tea kettle	1.50
4 bee hives	2.00
15 head hogs	30.00
8 head cattle	12.00
1 orok steer	12.00
	\$102.32

Articles	Amount brought forward	Valuation
2 pick forks		\$102.32
shovel & spade		25-
Screw ter shovel		55-
2 Draw knives		75-
2 1/2 barrels corn at 30¢ per bar		50-
1200 lbs fodder at 10¢ per lb		750
11 sheep at 10¢ each		12.00
safe in kitchen		11.00
Room		50-
1 Beaufat		2.00
1 clock		2.00
1 Looking glass		2.50
1 Lot glass tumblers		20
1 falling table		2.00
1 chest		50-
10 chairs & Rocking chair		5.00
1 Box Plates		1.00
Tea pot & sugar dish		25-
Bed No 1 North Room		2.00
Bed No 2 South Room		2.00
Bed No 3 up stairs		10.00
2 pr Andirons		50
Fire tongs & shovel		50-
table in kitchen		25-
1 small bed		5.00
11 Guinea chickens at 17¢		2.00
6 Ducks and 20 chickens at 25-		6.50
We do hereby certify that the above is a cor- rect appraisement of the chattle belonging to the estate of William Bryant dead as stated in the caption		(1215.32) \$1215.32
Francis E. Williams James I. G. Williams & Norrell		

Mr Bryant's widow
by

Mr Bryant's heirs

Answer of Infants

1875 November Rules

The Joint & several answer of
James Lewis Bryant - Lucy Ann Bryant -
Nathan Thomas Bryant - Peter P. Bryant -
Sarah Frances Bryant - Rosa Alice Bryant
Richard Henry Bryant - Mary Luke Bryant
Minors (children of William Bryant deceased)
who answer by some W. Phipps this day appointed
as Rules guardian ad litem to them
to a Bill filed in the Circuit Court of
Southampton County against them by
Martha F. Bryant -

These defendants for answer
to so much of the Complainant's Bill as they
are advised it is material for them to
answer, say -

That they are infants of tender
years ignorant of their rights and
submit them to the protection of the
Court - & pray to be discharged &c
May it please the Court so

Wm D. Kendrick
Atty for Dfnts

I acknowledge Service of this Summons

Wednesday

Oct 4th 1895

Came to hand too late to be Executed on this
other parties

Wednesday

Service acknowledged by me this 4th Octo 95

John Wesley Bryant

By J. S. Kinney his Atty

1895 - October 4th 1895

Original
Filed for Record
1895

The Commonwealth of Virginia,

To the Sheriff of Southampton County---Greeting :

WE COMMAND YOU TO SUMMON

*Wm. H. Briggs Sheriff & admr of Shm. County - John Husley
Bryant - James Lewis Bryant - Lucy Ann Bryant - Nathaniel Bryant - Sarah Francis
Bryant - Peter P. Bryant - Rosa Alice Bryant - Richard Bryant & Moses Luke
Bryant - the seven last named Bryants infants -*

if *they* be found within your bailiwick, to appear at the Clerk's Office of our Circuit Court of, South-
ampton County, at the Rules to be holden for the said Court on the first Monday, in *October 1875*

*to answer a certain bill in Chancery exhibited against in our said Court
by Martha F. Bryant (widow of Shm. Bryant) -*

And have then there this Writ.
the Court House, this *2nd*
year of the Commonwealth.

Witness, LITTLETON R. EDWARDS, Clerk of our said Court, at
day of *October* A. D. 1875, in the *100th*

L. R. Edwards C. C.

Bryant
27 3
Bryant's

Report of Commons

1878 May 10th

To the Hon George Blaw, Judge of the Circuit
Court of Southampton County.

We the undersigned appointed Commis-
sioners by an order of the said Court
made at the last November term, in the suit
of Bryant vs Bryant's to assign a tract
down and Homestead to Martha F. Bryant,
widow of William Bryant deceased, beg leave
to report that they have assigned to the said
Martha F. Bryant as and for her dower of
the real estate of which her said husband
did seized the following portion of the tract
of land of which the said William Bryant
did seized - ^{of which the said Mrs. Bryant died seized} the ~~land~~ estate consisting of one
tract of land containing 232 acres -
they have assigned to the said widow, her
dowry portion of the said tract, which they
do appraise & describe as being forty five acres,
whereon which the dwelling house and other
buildings are situated, and which is
bounded as follows, to wit, beginning at a
large spruce pine on the road or path
about three hundred yards South of the bars,
thence due East to a light wood post put
up by the Commissioners, thence up the top
fence in nearly a Western course to another
pine tree marked as a corner tree thence in
a straight line to the said path or road,
thence along said path or road to the beginning -
it is the privilege to the said widow, of getting

and cutting wood and timber any
where on the residue of the said tract
of land.

The said commissioners further
report that they have assigned to the
said widow as a part of her homestead,
under the act of the General Assembly
of this state, the whole of the residue of
said tract of land which they value
at the sum of three hundred dollars -

And they have assigned to the said widow as a fur-
ther portion of her homestead all of the house-hold
& kitchen furniture, all of the ^{including one cart & two pair wheels,} cooking utensils,
all of the farming ^{including one cart & two pair wheels,} implement, all of the
domestic or yard fowls, all of the live stock, in-
cluding one ox, three ~~cows~~ ^{head} of cattle, fifteen
head of hogs, eleven head of sheep, four bee-hives,
which is all of the Chattel or personal property of
which the said Wm Bryant died possessed, and
which we value at Two hundred & fifteen dollars
and thirty two cents (\$215.32 cents) as a further
portion of her homestead - real & personal estate
both making the sum of five hundred and
fifteen dollars & thirty two cents assigned as
homestead - In the Chattel property also is in-
cluded such as the said widow may be entitled to
under & by virtue of the "Poor Debtor's Law".

Herewith annexed is an inventory of the whole
chattel property - (marked M) - Respectfully submitted

Francis E. Williams
William E. Worrell
James J. Grant

Commissioners

~~75~~ ~~54~~ 46

Bryant

to } Stat. Rules

Bryant's adm of

In Southampton Circuit Court.

Martha F. Bryant.

against.

Wm W. Briggs Sheriff & administrator of William Bryant dec: John Wesley Bryant, James Lewis Bryant, Lucy Ann Bryant, Nathan Thomas Bryant, Sarah Frances Bryant, Peter Parley Bryant, Rosa Alice Bryant, Richard Henry Bryant & Moses Luke Bryant the last eight minors by Wm W Briggs their guardian ad litem

1875 Oct 2^d Summons issued

" " R. Summons ret? Executed on Dft. Briggs adm of J Wesley Bryant. Bill filed D Nisi v Dft Briggs ad J Wesley Bryant.

" Nov. R., taken last Monday in Oct. Wm W Briggs assigned Gen ad litem to infants Dfts. Answer of infants & of J Wesley Bryant. Gen. Rep. to Ans infants. Cause set for hearing &c.

" " T. Decree to allot homestead

1878 May 10 Report of Coms allotting homestead &c

1881 Nov Dismissed from the Docket.

Mr Bryant's widow

By
Mr Bryant's heirs

Answer of

Jos Wesley Bryant

1875 November Rules

The separate answer of John Wesley Bryant to a Bill filed against him in the Circuit Court of Southampton County by Martha F. Bryant.

This Respondent for answer to so much of the Complainant's Bill as he is advised it is material for him to answer, says -

That he has no objection to the appointment of Commissioners by the Court to assign dower & Homestead ~~and~~ to the Complainant who is his mother & the widow of William Bryant deceased

And having answered prays to be hence dismissed with his costs &c

J. M. Moore J.D.

Wm Bryant's widow
at 3
Wm Bryant's heirs

Decree
To be entered
Novem 6th 75

Geo. T. Brown.

^{Widow}
Bryant vs Bryant's heirs

This Cause was this day heard on the Complainant's Bill, Answer of Defendants & the Replication thereto, and was argued by Counsel; On Consideration whereof the Court with advice and decree that Francis E. Williams, Emmett Norrell, James Gray & Samuel Gray be, and they are hereby appointed Commissioners for the purpose (any three of whom may act) that they ~~select~~ or assign to Martha F. Bryant widow of William Bryant deceased one just and equal third in value of the real estate of which her husband, the said William Bryant died seized - And that the said Commissioners further proceed to assign to the said Martha F. Bryant, widow as aforesaid, two thousand dollars in value of real or personal estate of which the said husband may have died seized or possessed, at the option of the said Martha, to be held by her during her life or widowhood & until her youngest child shall attain the age of twenty one years or more, to be held by the said Martha F. Bryant as her homestead in pursuance of the act of Assembly on that subject more specially provided. And the said Commissioners are directed to report to the Court in order to a final decree.

⁴⁴
Martha F. Bryant
as $\frac{5}{3}$

W^m Bryant's Adm^r Jac

Decease

To be entered

Jan 7th 181

Geo Blou

Martha F. Bryant

^{vs}
Wm Bryant's Adm: et al }

Decree

This Cause was, this day, again heard on the papers formerly read together with the Report of Commissioners Francis E. Williams & others filed May 10th 1878. — And the Court confirming said Report so far as the same relates to dower therein assigned to the said Martha F. Bryant, widow of the said William Bryant deceased, doth declare the right and title of the said widow to the said real estate mentioned in said Report to be held by her as her dower, to be firm, stable and binding.

But the Court, being of opinion that the said widow is not entitled to homestead out of her said husband's estate, doth reject so much of said Report as assigns the homestead exemption to the said widow.

And there appearing nothing further necessary to be done in this Cause, it is dismissed from the docket.