

1886-03

Southampton County Chancery - Bryant, James F.

VS Cornwell, John et al.

Sell for partition

Cornwell, Priscilla

Rochelle, John R.

Nardens, Martha J.

Deberry, Lemuel

" , Mary

Gay, Wm.

, Rosa

Bryant, N. Bynum

By Edwards, G. H.

James F. Bryant

23 3

In Cornwall N.Y. 1873

Decree

1867 Sept. Decree as filed

Oct. Decree amended

1871 March Rule to Comm

Received by Clerk Circuit Court

Aug 23. 1873 -

Refert wanted -

James F. Bryant
23 3
In Cornwall N.Y. 1873
Decree
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Aug 23. 1873 -
Refert wanted -

James F. Bryant

James F. Bryant

John Cornwell & wife & others

Decree

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This Cause was this day docketed by leave of Court and Consent of parties, and the Court having appointed L N Edwards, guardian ad litem to the Infant Defendant, Mr Bynum Bryant, by the leave and Consent came on to be heard on the Complainant's Bill the Answer of the Defendants and Exhibits, with the Pleading thereto, and was argued by Counsel. On Consideration whereof the Court doth advise, order and decree that Geo E. Knicker be and he is hereby appointed a Special Commissioner for the purpose - that he sell at public Auction to the highest bidder, at the Court House ^{having duly advertised the same} of this County, the real estate in the proceedings mentioned, to wit, the tract of Land inherited by Charlotte Newton, wife of John Newton deceased, from her son Henry Bryant, which is supposed to contain one hundred and fifty acres more or less, lying and situate in this County and bounded by the lands of Nathan & Thomas's heirs; by the land of which the said John Newton was seized and possessed in fee; by the lands of John C Sykes and William S. Francis - that the said Commissioner sell the same on a credit of twelve months except sufficient in Cash to pay the expenses of obtaining and executing this decree, - taking bond with sufficient personal security from the purchaser, the said bond bearing interest from date, due and payable twelve months after date - the title to be retained till the whole purchase money is paid - the said purchaser to have the discretion of paying the whole purchase money in Cash; in which event the said Commissioner is ordered to execute to the said purchaser a Deed with special warranty for the same -

In the Honorable County Court of Southampton County -
In Chancery.

Humbly Complaining sheweth unto your
Worships, your Complainant, James Fenton Bryant, of the
said County, and respectfully represents as follows -
That Charlotte Newton, wife of John Newton
deceased this life many years since - that the said Char-
lotte, whose maiden name was Bryant inherited by descent
from her son, Henry Bryant, who died in the year 1831, a
certain tract of land lying and situate in the said County,
which is supposed to contain one hundred and fifty acres
more or less, and is bounded by the lands of Nathan & Thomas
Heins; by the lands of which the said John Newton was seized
and possessed and in which he resided; by the lands of
John C. Sykes; and by the lands of William J. Francis.

The said Charlotte Newton departed this life some
years subsequent to the death of her son, the said Henry Bryant,
leaving no issue of her body, nor did she own of any -
and her said husband, the said John Newton, possessed and oc-
cupied as tenant by the Curtesy, the said real estate in-
til his, the said John Newton's death, which occurred in
or about the year 1863.

Your Complainant is advised therefore, that the only
heirs at law of the said Charlotte Newton are the descendants

of her only brother, Britton Bryant deceased, and of her only sister Bryant, who intermarried with Joseph Bynum, both of whom died before their said sister, leaving as their heirs at law the following -

1. Britton Bryant's heirs

1. Martha T. Bryant (who intermarried with Saml A Dordon
and died a widow)

2. Mary Bryant (who intermarried with Samuel Dordon)

3. - Anna Bryant (who intermarried with John Cook)

4. Elizabeth Bryant (who intermarried with J. D. Bryant, & died leaving

1. James Festen Bryant, and 2. Rosa Bryant (who has intermarried with Wm E. Gay)

3. A. Bryant Bryant (a minor)

4. James Festen Bryant (a minor)

5. James Festen Bryant (a minor)

6. James Festen Bryant (a minor)

7. James Festen Bryant (a minor)

8. James Festen Bryant (a minor)

9. James Festen Bryant (a minor)

10. James Festen Bryant (a minor)

11. James Festen Bryant (a minor)

12. James Festen Bryant (a minor)

13. James Festen Bryant (a minor)

14. James Festen Bryant (a minor)

15. James Festen Bryant (a minor)

16. James Festen Bryant (a minor)

17. James Festen Bryant (a minor)

18. James Festen Bryant (a minor)

19. James Festen Bryant (a minor)

20. James Festen Bryant (a minor)

21. James Festen Bryant (a minor)

Executed by delivering to Leg Baron
a copy of this decree on the 10th day
of October 1834

W. D. Druggan, Secy

Baron

Baron
to Leg Baron

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Southampton Circuit Court, June Term 1874.

James F. Bryant self Substantive
against
John Comwell, wife and child, Deft.

This Cause was this day again heard on
the papers formerly read and on the return of
the Sheriff upon a Rule issued by the Circuit
Court at the June Term 1871, "Executed" and the
said Commissions Deft. Carion having failed
to comply with said Order and still continuing
in default, It is ordered that he appear on the
first day of the next Term and show Cause if
any he has, why he should not be attached
for Contempt of the Order of the Court?

A Copy

Sept

James F. Bryant, C. C.

James F. Bryant

17
Mrs Cornwell wife

Decree

June term 1874

Deahe entered

Geo. Blod.

James L. Bryant

vs

John Cornwall & wife & others

This Cause ^{was} this day ~~was~~ again heard
on the papers formerly read & on the return
of the Sheriff upon a Rule issued by the
County Court at the June Term AD 1871,
"Executed" ~~by & was argued by Counsel~~
~~On Consideration taken of the Court doth~~
~~adjudge, order & decree that a Rule be is-~~
~~sued against the said Commissioner to~~
and the said Commissioner Pelig Pearson having
failed to comply with said ^{order} & still continu-
ing in default, it is ordered that he ap-
pear on the first day of next term
& shew Cause, if any he has why he
should not be attached for Contempt
of the order of the Court -

Bryant

} Ruler & Com

Cornwell & Co

1871 June Term

Excise

W W Briggs & Co

monwealth
House, this

And have then

Com-

The Commonwealth of Virginia,

TO THE SHERIFF OF SOUTHAMPTON COUNTY—GREETING:

We command you to summon

John Carson

if *he* be found within your bailiwick, to appear before the Judge of our *County*
Court of Southampton County, at the Court house, on the first day of *June* term
next to return his report under the decree of *Bryant & Cornwell* of appointing
him Commissioner to sell the tract of land inherited by Charlotte Newton from her son Henry
Bryant de

And have then there this writ. Witness, OSWIN WHITE, Clerk of our said Court, at the Court-
House, this *18* day of *May* 187/ , in the *95* year of the Com-
monwealth.

O. White

By ant
vi

Cornwall & wife
Comrs. Bond

Know all men by these presents, that we Peleg Carron R L Bryant
Chas E Bryant & Jos B Vick are held and firmly bound unto the Commonwealth
of Virginia in the just and full sum of Five hundred dollars; to the payment whereof well
and truly to be made we bind ourselves, our heirs, executors and administrators, jointly and
severally, firmly by these presents. Sealed with our seals and dated this 16th day of
Nov. Dec. 1867

The condition of the above obligation is such that whereas by a decree of the County
Court of Southampton County, entered at the October Term thereof, 1867, in a suit in Chancery
therein pending between James F Bryant Plaintiff and John Cornwell & Wife Prissilla
& others Defendants - the above bound Peleg Carron was appointed Commissioner to make
sale of certain real estate in the proceedings in said suit described. Now if the said
Peleg Carron shall faithfully discharge the duties of his said office or trust according to
law, then the above obligation to be void or else to remain in full force and virtue.

P Carron (Seal)
Richard L. Bryant (Seal)
Charles E Bryant (Seal)
Jos B Vick (Seal)

Southampton County In the Clerk's Office the 16th day of December
1867

The above bond was acknowledged by the obligors thereto, before me in my
office aforesaid and R L Bryant Chas E Bryant & Jos B Vick
the Sureties thereto made oath that their estates after the payment of all their
just debts are worth the sum of five hundred dollars, the penalty of the said bond.
J R E dwards S. Ck

James F. Bryant
vs
The Cornwall Bridge et al

Amended Decree

1867 Oct. 6th.

County Court of Southampton - In chancery
October term 1864

James F. Bryant

vs

John Cornwall & wife & others -

This Cause ^{the day} again came on to be
heard on the papers formerly read, and
the petition of Mrs I Kindred to be excused
from ~~acting~~ as Commissioner in the
Deceit entered in this Cause at the
last term of the Court: on consideration
whereof, the Court granting such request
excusing the said Kindred, ~~and~~ and argument
of counsel; the Court doth advise, order and
decree that Pley Carson be appointed Com-
missioner in place of the said Kindred,
with like duties and conditions imposed up-
on him as have before been imposed upon the
said Kindred.

Bryant

as } Series

Cornwall

1886. May Term

To be entered

Geo. V. Brown,

✓

Bryant
vs 3 Deers.
Bernville

It appearing to the Court, that there
has been no order in this cause
for seven consecutive years, it is
ordered to be removed from the
docket with leave for any one inter-
ested to reinstate on motion.