

1845-020 Chancery Causes: Margaret Joiner vs John Joiner's adms & al
Sale of Wight County

Other SURNAMES: Drew,
Morrison, Broadfield,
Whitehead, Driver, Joyner,
Morrison

Sum
n 3 1/2 1/4
Sum 1/2

1843 Oct: Sum Bill
Answers and exhibits filed
and Int. done

1844 Feb: Court Report returned
and filed for inception

March 3^d 1845.
Final done

may of whom have died - But she sold this for her
and several had her increase - so that
the whole number now is about 19 -
some very old and infirm, some very young,
and some very valuable. Your complaint
that the 13 years, he had the money
by him a valuable security
and many articles of value to him
and he has become much reduced in his property
in many circumstances, and she is now enabled
to take care of and support the negroes or
would conflict with the interest of them in
main, and is entitled to a share of the said
property, in fact, and absolutely, and
under all the circumstances of the case,
he decides to sink the life estate in the
estate to a part, which he claims
as one of the distributives of her daughter's
share, that the said Polly Joins
expatriate this life estate, leaving no share
even an inch and her distributives, even
you or at least her mother, Lydia Driver, Margaret
Joins, Barbara Driver, the last 3 full sisters, &
Samuel Joins, Thomas Joins, Henry Joins,
Samuel Joins, Patsy Joins, and John
Joins - half blood entitled to half
share. - You or at least was proposed or offered
that a negro man named a partner who
was persecuted for being, and it was gene-
rally supposed he would make his escape to
some free state, and in truth was appre-
hended in North Carolina and committed to jail,

and under the circumstances of the case
you or at least sold him south the
of parties - and has now so hands on
not proceed the case of
which she is to account for at the court
to them in an answer - You or at least
that she has given all the interest in the
estate in a power to the said, to the
receiver in his absolute right to the property
the slave, in lieu of her life estate - But she is
willing to abide the rights of the parties in the
which arises that it is perfectly competent for
her to surrender her life estate in a slave
two that they are success in order to them
- that is remained to them. But she is
it likely that a sale will be made by the
court in order - In the case of consideration
of the case. That the said Betsy Driver, the
of the estate and owner of the estate, the
Joins, of John Joins, and Henry Joins, the
the owner owner of Thomas Joins, Samuel
Whitehead owner. Ch. D. Driver, of the
Mr. B. Whitehead owner of Thomas Joins
Lydia Driver, John Driver and wife, Barbara
Bright Joins and wife, Margaret Joins, the
and James Joins, the said John and he consents
he made gifts to this Bill and he consents
to make answer to same and that you
make a sale of said slave or division
in kind or may be best, so that each shall
receive his or her own share, and that you
will make any further order in the premises
that may conflict with equity.

At the court on p. 7

To the County Court of Blk of Mich, the following of
humbly complaining appears to the Court your
complainant ~~James~~ ^{James} Joiner of the County of
Blk of Mich. - that one Thomas Joiner a father
of the life about the year 1811 - having married
his first wife a Miss Lettament, a common law
wife who afterwards married a man who was
a part of his life - he left your estate
widow and two children, that is to say
Daniel Joiner who is dead and Benjamin
son of said County is his son
John Joiner who is dead and their son
son of Blk of Mich is his son
Thomas Joiner who is dead & Edward
- son is his son - Henry Joiner who
dead this estate has been coming
the hands of Benjamin son of said
Patsy Broadfield who was the wife of
B Broadfield, who survived her husband
and testate and son B. Whithead is
a son - by said son widow of said
son now living; Ben Liba wife of John
son now living, Mary Ann the wife of
Isiah Joiner now living; Polly Joiner who
is under the age of 21 years, intestate
without issue, not having married, her
mother and brother and sister are
distributors; and ~~Henry~~ Edward Joiner
who is dead and son of B. Whithead is
his executor - That the complainant
as widow of said Thomas the above
property of some negro slaves for her life.

Dear John

adum!

ad!

John

adum

in ~~the~~ ~~place~~ ~~to~~ ~~sign~~ ~~this~~ -
qualify ~~a~~ ~~office~~ ~~in~~
before ~~you~~ ~~to~~ ~~it~~ -
to ~~me~~ ~~it~~ ~~to~~ ~~me~~ -

a. a. a. a.

up
the
31

Broasfield

adum.

adum. } adum.

Jo in

To the County Court of Alb. Wight Hill in N. H.
The joint and separate executors of the estate of
William and son of Edmund Jones, and an
admr. of Charles D Broasfield

to the Bill of complaint in the said Court
against him and others exhibited by
James - This respondent saith to the
his son of Edmund Jones, and admr. of Chas
D Broasfield decd: - that as admr. of Chas D
Broasfield he claims to be entitled to the
share of the slave in remainder held by the
complainant, to which Party also as the
wife of Chas Broasfield was entitled to
she is now living - he has no objection
to the sum or sums and will give up
of any part of the estate that may come to
his share, or the law directs - he prays
him to be dismissed &c. (signed

Wm Whitcomb
admr. of Chas D
Broasfield
Executors of
Edmund Jones

To the County Court of Shelby County sitting in
Chancery - The answer of John Dren and
his wife Barbara to the bill of complaint
in the County Court of Shelby County exhibi-
tited against them and others, by ~~the~~
^{apparent} John Dren of Thomas Dren and

The said Dren and wife say, that the
child of Thomas Dren the deceased is
now in the complainant - They claim to
be entitled in their own right, as one of
the children of the said Dren to one tenth
of the slave held by the said Dren for life
and to the share of a full sister of the
part to which Polly, who said sister
was entitled - They have no objection
that the complainant shall have the
slave held for life and that they may
be divided according to the rights of
the parties respectively entitled -

Signed, For Self and wife John Dren

(P)

County of Shelby to wit, This day
before me a justice of said County, John Dren
has made oath that the foregoing answer
is true - given under my hand and seal

(P)

Drum Snipe

ad!

Lysia fovea

aurum

21.2

0.90

0.20

4.8

9.70

Morrissey

Answer

The answer of Roger Morris
adversely of Thomas Joyner is added
to the bill of complaint in the
County Court of Isle of Wight
exhibited by Messrs. Linn
his answer thereto. This affl.
says he is a son of Thomas
Joyner and consents to the
account ordered by the p.c.p.

Signed

R. Morris

We the undersigned commissioners named
in the annexed decree did according to the
provisions of the said decree proceed on
the 11th of November 1843 to sell the expensive negroes
and divide the profitable amount among the com-
plainants & defendants. Joshua Snyder became
the purchaser of the expensive negroes to wit
Lewis for the sum of \$48. Lucy for the sum of \$20
and a blind girl Susan for the sum of \$7. which
three sums amount to \$75 to which add the
expenses of the suit & division \$21 and the ex-
penses of attendance an amount of the negroes
afforded with scrupulous amounts to the sum
of \$181 to which add the sum one hundred
dollars directed to be paid to Mrs Margaret
Snyder in the said decree which two sum make
the sum of \$281 which ~~is~~ ^{is} due from the fund
named in the decree of \$400 leaves a balance
+ of \$119 to which add the valuation of the
negroes \$25.95 makes the sum of \$274.95 and
4/4 of 1/10 was directed by the decree to be allotted to
Mrs Snyder in right of Lydia Driver and her
own right making the sum \$248.92 and we allotted
to Mrs Snyder negro Man Henry valued at \$3.75
and to pay the sum of Charles D. Broadfield \$22.78
^{and to pay to Henry Snyder's account \$3.54}
So the Court we allotted negro man Richard valued
at \$3.25 and to pay Charles D. Broadfield's account \$14.84
in right of his wife Rebecca's 1/10 and 2/4 of 1/10
to Joshua Snyder we allotted Dinah's child valued at
\$3.22 and to pay to Mary D. Duff & account of Henry
Snyder \$9.84 in right of his wife Margaret Snyder's
1/10 & 2/4 of 1/10 being \$30.78 to Edwin Morrison we
allotted Sam \$150 Robert \$100 & Louie \$50 making \$300
and to pay Mary D. Duff & account of the Snyders
\$9.22 in right of Thomas Snyder's 1/6 & 1/14
of 1/10 being \$290.78

To Miss Drew & admr. of John Lyster we allotted
 Priscilla & child valued at \$2.75 and to receive from
 Edwin Morrisham admr. of Thomas Lyster \$9.22
 and from Miss Drew & admr. of Daniel Lyster
 \$6.56 in resp. of P. Lyster; 1/10 & 1/4 of 1/10 being
 \$290.78 to Miss Drew & admr. of Daniel Ly-
 ner we allotted Yveta & child valued at \$3.00 and
 to John Lyster admr. \$6.56 and Henry Lyster
 admr. \$2.66 in resp. of P. Lyster; 1/10 & 1/4 of 1/10
 To Miss Drew & admr. of Henry Lyster we
 allotted Sally & two children valued at \$2.75 and to
 receive from Josiah Lyster \$9.84 from Margaret
 Lyster \$3.34 and from Daniel Lyster's admr.
 \$2.66 in resp. of P. Lyster; 1/10 & 1/4 of 1/10
 To Joseph Whithead Esqr. of Edmund Ly-
 ner we allotted negro Patience valued at \$3.50
 and to pay Charles & Maria Field's admr. \$59.22
 in resp. of said Lysters 1/10 & 1/4 of 1/10 being
 \$290.78. To Jos. Whithead admr. of Charles
 & Maria Field we allotted girl Sarah valued
 at \$75 and the balance of the bond named
 in the decree being \$14.84 and to receive from
 Mrs. Drew \$14.84 from Edmund Lyster's Esqr.
 \$59.22 and from Mrs. Margaret Lyster
 \$22.74 all of which in respect fully submitted
 Benjamin Whithead

John Morrison
 Thos. D. Ripley

Read for. A. C. Whithead & Co. & Co.
 master for account to account &
 read of Mrs. Lyster & Co. & Co.
 11 Nov. 1843 A. C. Whithead

The C^o of Whithead and of the Commissioners
 appointed to divide the Slave named in
 this report are hundred dollars allowed
 Mrs. Margaret Lyster in the decree also
 the sum of one hundred & forty five dollars
 being the amount I am to receive for keeping
 the ^{sex female} ~~old~~ ^{negro} named in the decree also fifteen
 dollars being the amount I am to receive
 for debts bill to negro Lotie Lyster
 1844

for Joine
 for himself & Co.
 as admr. of Margaret
 Lyster

Loian

Loian & others

Loian

Octo 2/133

that they set apart & allot to Isaac Davis
and wife the agent — $\frac{1}{10}$ and $\frac{2}{14}$
of $\frac{1}{10}$; to John Davis wife $\frac{1}{10}$ and $\frac{2}{14}$
of $\frac{1}{10}$; to the best agent in right
of Lydia Davis of whom she is partner
 $\frac{1}{10}$ and $\frac{2}{14}$ of $\frac{1}{10}$; to Margaret Davis
the best, in her own right $\frac{2}{14}$ of $\frac{1}{10}$ to
Benjamin Davis and wife of John Davis
 $\frac{1}{10}$ and $\frac{2}{14}$ of $\frac{1}{10}$; to same a son
of same Davis $\frac{1}{10}$ and $\frac{2}{14}$ of $\frac{1}{10}$;
to same a son, Henry Davis $\frac{1}{10}$ & $\frac{2}{14}$
of $\frac{1}{10}$; to Edwin Morris a son of
John Davis $\frac{1}{10}$ and $\frac{2}{14}$ of $\frac{1}{10}$; to
Joseph B. White a son of
Chas. B. Broadfield in right of his
wife $\frac{1}{10}$ and $\frac{2}{14}$ of $\frac{1}{10}$; to Joseph
B. White a son of Edmund Davis
 $\frac{1}{10}$ and $\frac{2}{14}$ of $\frac{1}{10}$ — In the division
aforesaid, the Court who may act, shall
sell such of the slaves as may be necessary
in order to effect a division, and such
only to be sold to the Court directed, and
only such of the profitable or valuable
slaves to be sold as may be absolutely
necessary. If any be sold, it shall be
done after notice of at least ten days,
and such sale to be made at the Court
House of this County on a Court day, or
in the town of Newington, for cash, or
credit as may seem fit to the Court.
so much however as will be necessary
to defray expenses of sale to be
paid before any division is made.
And in consideration of the surrender

Mayant to be removed of No. 3
June 1844.

By a power assigned of the estate
of Daniel Joiner, John Joiner,
and Henry Joiner & John Morris
son admors of the estate of John
B. Whitbread admors of the estate
of Mrs. Whitbread and exors of the estate
of John B. Whitbread: Lydia Brien, John
Brien and his wife Mary Brien, John
Joiner and his wife Mayant -
By consent of parties, this court
this day came on to be heard
on the bill, answering and of habit
and was argued by counsel
on consideration whereof, the Court
with a judge, order and decree
that Joseph B. Whitbread, Thomas B.
Brien ~~and~~ John Morris & Mary Brien
or any 3 of them do divide the
slaves in the bill mentioned, being the slaves
now living that were lent to the estate for
the life and the income from the
in the possession, to wit Lewis, Lucy, Sally,
Richard, Priscilla, Patience, Susan, Lotty,
Jenny, Mary, John, Peter, Sam, Sarah
Louis, Pinak, Robert, Andrew and a
child of Peter - whose names are in the

of Perry River, $\frac{1}{10}$ and $\frac{1}{4}$ of $\frac{1}{10}$
to Ransom in all cases - and of
the River, $\frac{1}{10}$ and $\frac{1}{4}$ of $\frac{1}{10}$ to
Jm. B. Whithead as a slave. cl. &
Broasfield who claims from
his wife's party, $\frac{1}{10}$ and $\frac{1}{4}$ of $\frac{1}{10}$
to Jm. B. Whithead as a slave. of
~~Ransom River~~

by the Circuit Court, life, and death
- out of the of the slave, a slave
and of the bond in the hands
to the sale of property one of the
life, to the slave, sold by him, &
to which the remainder are
entitled at the death, the Court
with a sum that he retain out
of the value of the slave the sum of
one hundred dollars
as his absolute estate, and the sum
- and the balance to his divided
in the same proportion and
among the same parties as the
of the slave - and if the Court
shall be of opinion that the slave
can't be divided, they may
sell so many of them as may
be necessary to make good
and that they value up for
for

entitled at her death, The Court with decree that she retain
out of the said bond the sum of one hundred dollars, as her
absolute estate, and surrender the balance to be divided
in the same proportion and among the same
parties as the aforesaid Slaves - and if ~~that~~ ^{the court} shall be
of opinion that the slaves can't be divided they may
sell so many of them as may be necessary to make
division - And that they make report &c.

Costs \$15-

A Copy

1. List

J. G. Mill, D.C.

Margaret Boyner
vs J. G. Boyner
Children of George Boyner

At a monthly Court held for Isle of Wight County the 2nd day
of October 1843

Margaret Syner
vs

In Chancery.

Josiah Syner and wife and their
The Court of parties, this cause this day came on to be heard on
the bill, answers and exhibits, and was argued by counsel on
consideration whereof the Court with advice, order and decree,
that Joseph B Whitehead, Thomas L Rely, John Morrison, and
Hills Janac, or any 3 of them, do divide the slaves in the bill
mentioned, being the slaves now living that were sent to the
plff for her life, and the increase, being now in her possession
to wit, Lewis, Lucy, Sally, Richard, Priscilla, Anne, Susan,
John, Mary, Henry, Fance, Master Sam, Sarah, Lewis, Dianna,
Robert, Susan and a child of Susan, whose name is
unknown, that they set apart and allot to Josiah Syner and
wife Margaret 1/10 and 1/14 of 1/10; to John Driver 1/10 and 1/14
of 1/10; to the plff Margaret in right of Lydia Driver of whom she
is purchaser 1/10 and 1/14 of 1/10; to Margaret Syner, in her own
right 1/14 of 1/10; to Benja Drew admor: of Josiah Syner 1/10 and 1/14 of
1/10; to same admor of David Syner 1/10 and 1/14 of 1/10; to the same
admor of Henry Syner 1/10 and 1/14 of 1/10; to Edwin Morrison admor
of Thos Syner 1/10 and 1/14 of 1/10; to Joseph B Whitehead admor: of
Thos S. Broadfute in right of his wife 1/10 and 1/14 of 1/10;
to Joseph B Whitehead admor of Edmund Syner 1/10 and 1/14
of 1/10. For the division aforesaid, the Court who may act shall
sell such of the slaves as may be necessary in order to effect
a division - the expensive ones to be sold to the lowest bidder, and
only such of the profitable or valuable slaves to be sold
as may be absolutely necessary. If any be sold, it shall
be done after notice of at least ten days, and such sale
to be made at the Court house of this County on a Court day
or in the town of Smithfield, for cash or credit as may seem
fit to the Court so much however as will be necessary to
defray expenses of sale. If any be sold before any division
is made. And in consideration of the surrender by the
tenant for life H^{rs} Margaret Syner of the slaves aforesaid
and of the bond in her hands for the sale of Peter and of the life
estate slaves sold by her, & to which the remainders are

Danul Lyster and his wife to the staff
John Lyster - con. to staff -

Jam Lyster - 2d in Morris - ad.

Edmund Lyster - In. B. Co. is at

Henry Lyster - haw - ad.

Patty Moadfield wife of J. B. J. B. W. ^{and}

Lydias Oliver - ^{ad.} ~~ad.~~ ^{with the} ~~ad.~~

Margaret Oliver - In. B. Co.

Margaret Lyster - In. B. Co.

Polly Lyster dead - In. B. Co.

Edmund Lyster bears

1/4 of her proportion

Lewis	75	Hester	24
Lucy	20	Jam	8
Polly	44	Sarah	6
Frederick	38	Louis	2
Rebecca	22	Baby	5
Abigail	17		
Susan	10	Dinah	22
John	7	Thos	15
Jenny	5	Andrew	10

abundant poly air