

1798-033

Chancery Papers: Suter, by & c. vs Rogers & ux & al

6/1798

Southampton County

other SURNames;

Channell, Lane, Long,
Deberry,

Letter by

vs

Rogers Letter Feb.

Bill
to
Ans^r

June 1797

July Decree

March 1798

Report returned
I decree final -

June Reinstated by
Consent & Decree to convey
the Lands

To the Justices of Southampton County Court in Chancery
sitting — Humbly complaining sheweth to the Court
your Orating Angelina Suter by Henry Smith her guardian
next friend for this purpose app^d. That a certain John
Suter senior late of the County aforesaid (the father of
your orating) being seized and possessed of a considerable
estate both real and personal, made and executed
his last will and Testament sometime on or about
the 31st day of March 1786 which is hereto annexed
as a part of this bill to ascertain the quantum of
the Estate — That sometime on or about the
day of subsequent to the date aforesaid the s^d John
Suter intermarried with a certain Winnifred Murrell
the mother of your orating — That notwithstanding
the circumstance of his marriage as aforesaid he omitted
to make any other will & Testament and departed
this life on or about the day of 1788.
leaving his s^d wife enscent — That your orating
in consequence thereof was born on or about the
day of 17 and is entitled (as she is
advised) to the same share & portion of her s^d father's
Estate as tho' he had died intestate. That with this
impression she applied to the aforesaid William Suter
Deviner in the s^d will of a certain Tract or parcel of
Land &c in the County aforesaid containing two hundred
and fifty acres be the same more or less

to grant, & allot to her that distributive part, or
share of this estate to which she is by law
entitled — But the S^r William always refused this
just & lawful demand and afterwards to wit on the
day of 17 devised this ^C land to
his brother Arthur Suter as reference thereto will appear
to whom this Complaint also applied in manner as she
did to the S^r William, but he likewise evaded
this legal and just demand — and afterwards to wit
on or about the day of 1796 departed this
life without issue and Intestate whereby ^{all} the right
and title in the S^r Estate devolved on the following
persons, to wit Rebekah Suter his sister — Edmund Suter
Elizabeth Channell, Henry & Mary Suter children of his
half brother Thomas Suter deceased — Henry Suter his half
brother — Henry, Thomas, Elizabeth, John & William Cook
children of his half sister Sarah Cook deceased — John &
Frederick Long children of his half sister Anna Long
deceased — John Suter his half brother, Eliz^a Deberry
his half sister (and this Complaint Angelina his half
sister) — To whom your oration, hath also applied for
the above purposes, but some of them alledge their doubts
as to the right of her claim, and others say they are infants
of tender years and have no power to consent without a
Guardian to defend them, and the order & Decree of a Court
of Equity to sanction the same — Your oration therefore
requests that the several persons abovenamed, may be

made deft to this bill, and answer the same fully,
and that this Court will decree that the will
of the aforesaid John Suter be set aside, revoked, &
annulled so far as relates to the interest & claim of
your oration in this ^C Estate and that she be
entitled to receive one eighth — part of the land &
premises of the S^r John died seized & possessed, and that
this Court will appoint Comrs to allot her share of
the S^r land & premises by proper metes & bounds, or that
the Court will order a sale thereof to be made if it
shall appear that her share doth not exceed one
hundred Dollars, or grant such further or other
relief as may seem just & equitable — May it please
the Court to grant the Com^{rs} the ^C ^{de}

The answer of Mark Rogers & Rebekah his wife, Edmund
Suter, Elizabeth Channell & Eliz^a his wife, Henry Suter &
James Lane & Mary his wife; Henry Suter s^r Henry
Thomas, & Eliz^a Cook — John & William Cook infants
be by Giles Cook their guardian or John Long
Frederick Long an Infant be by the S^r John his
guardian or John Suter s^r & Benjamin Deberry
and Eliz^a his wife — These defts saving &
admit the statement & allegations of the afo^r
bill to be true — and submit to the judgment & Decree
of the Court. The S^r John & William Cook, &
Frederick Long praying that their Infancy be
be protected — they request to be dismissed &

Sutton &
vs
Rogers &
& Upat

Interd.
Decree

June 1797

At a Court of Lunacy sessions continued & held for the
County of Southampton the 21st day of June 1797

Angelina Suta by Henry Smith
her next friend Complainant
against

Mark Rogers & Rebecca his wife Edm^d Suta
Elisha Crannell & Elizabeth his wife
Henry Suta for: Henry Thomas & Eliza Cook
John & Wm Cook infants &c by Giles Cook their
guardian John Long ~~and infant~~ - Frederick
Long an infant &c by the S^r John Long his
guardian &c John Suta s^r & Benja^d Deberry
& Elizabeth his wife - - - - - depts

In Chancery

This cause was docketed by the consent of the
parties and this day heard on the bill of the complain-
=ants and the answer of the defendants on Consider-
=ation whereof it is decreed and Ordered that the last
will and testament of John Suta did be revoked
annulled and set aside as far as relates to the interest
and claim of the complainant in the estate of the
testator And that John Blunt William Blunt
Henry Blunt and Edmund Turner or any three of
them Value the land whereof John Suta did seized
and possessed lying in this county and make report
thereof to the next court in order to a final decree

Copy Teste

Lam Gello, J^r
C^{ll}

Agreeable to the above decree, We the subscribers
have looked at the land and suppose it to be worth
Two Hundred Pounds

John Blunt

Wm Blunt

Henry Blunt