1800-014 SOUTHAMPTON COUNTY CHANCERY PAPERS CARR + al vs. CARR + al 9/1800

other SURNames DARDEN

Carris —
 vs. } Bill of annu
Carr &c

(54)

Sep. 1797
Intg. Decree
March 1798
Report returned
Decree final

Jacob Darcum Sen.
Jacob Williams
Seymen Vaughan
Wm Lee

To the Worshipful justices of Southampton county in
Chancery sitting. Humbly complaining shew unto your
worships your orator James Arthur, that Martha Deadman
late of the county aforesaid deceased did by her last will
and testament duly made and executed in writing bearing
date the [illegible] day of [illegible] 1795 devise unto your orator
and his heirs forever all that tract or parcel of land
whereon she then lived containing by estimation one
hundred and fifty acres more or less, and also one
negro man named Jack, one negro woman named
Hannah, and one negro girl named Sarah, and
appointed your orator executor of her said will
and testament, and departed this life in the
month of [illegible] 1795 leaving your orator
her only child and heir at law. That your orator
hath duly proved the said will and testament
in this court and taken upon himself the
execution thereof, and hath possessed himself
of the said negroes and other estate of the
said deceased, and is ready to account for
the same when required by this court.
That your orator is informed that
Jacob Deadman, who is a brother of the
said deceased, hath lately obtained
a pretended deed of gift from the
said deceased for the said land
and negroes, and hath entered
into the possession thereof, and
refuses to deliver the same to
your orator, and claims the
same as his own property.
To the end therefore that the
said Jacob Deadman may
answer the premises, and
that your orator may
obtain the relief to which
he is entitled in the
premises, your orator
prays that a writ of
subpoena may issue
directed to the said
Jacob Deadman
commanding him
to appear before
this court on
the first day
of the next
term to answer
the premises
and abide
such order
and decree
therein as
to this court
shall seem
meet and
your orator
will ever
pray &c.
Arthur

that your Hon.rs will appoint fit persons to enquire into and
report to this Court the Lands & Slaves
of which the said intestate died seized & possessed & to
make equal division of the premises among your Com-
plainants, and make any other or further order or
decree herein per your Comp.ts Bill as may seem meet

Yeas enough for Compt

The answer of Ann Carr widow & Jacob Darden
alias Cox Carr &c., to the Bill of Complaint
of James, Arthur & Martha Carr infants by James Carr
their next friend exhibited against them in Southampton
Court —

These defendants saving & reserving to
themselves all manner of exception to the uncertainties
and imperfections in the said Bill of Compl.t contained,
for answer thereto, or to so much thereof as these defts
are advised is material for them to make answer unto
they answering say.

That Jesse Carr died intestate, seized &
possessed of Lands & Slaves, as the Compl.ts have set forth.
That admon was granted by this Court to the defr Jacob.
Ann, being the widow as they have stated is entitled
to one third of the Lands & Slaves for life. This is all
that she contends for. nor have the defts any objection
to a legal division of the estate, but because of the
infancy of the Compl.ts they are advised that it
cannot be made without the order or decree of this
Court. They deny Combination & Confederacy &
pray to be hence dismissed with their Costs in this
behalf to be wrongfully sustained &c

Carr L
vs
Carr L

Defts
Decree

Sept 1797

Southampton September sessions 1797

James Carr Arthur Carr & Martha Carr
orphans of Jesse Carr decd by Ja Carr Compt ds

against

In Chancery

Ann Carr widow & Jacob Darden admr of
the sd Jesse Carr deft

This cause was docketed by the consent of the parties And
heard on the bill of the complainants and the answer
of the defendants on consideration whereof it is decreed &
ordered that Jacob Darden sen Jordan Williams John
Lee & Seymore Vaughan or any three of them do assign
and set apart to the defendant Ann her dower in the
land and slaves whereof Jesse Carr decd died seized and
possessed and also make partition and division of the
residue of the sd lands and slaves equally among the
complainants James Arthur & Martha Carr & make
report thereof to the next court of quarter sessions in
order to a final decree

Sam Hall

Corr. respg. Cotton
& Dawes
Gordon

Southampton county to wit April Court 1799

James, Arthur & Martha Carr infants of Jesse Carr
dec'd by James Carr. Compl'ts } Chancery

against

Ann Carr — & Jacob Darden ad. Jesse Carr dec'd Defts

By consent of the parties in this cause it is ordered that the name of Sally Carr be inserted in the bill filed herein & the decree heretofore made in this cause it appearing that one of the complainants is called Patsy Carr instead of Sally Carr (by mistake) Test Jam. Kello

Division of
Lyon Carrs
Land & Slaves

Report

Sept 1800
Report not fully Done
Final

In obedience to an order of Court to us directed we have allotted to Ann Carr her dower in the Land & Slaves of which Silas Carr died seized & possessed, & have made division of the remaine part thereof amongst the Children of said Silas. Viz. James Carr. Arthur Carr Hatley Carr — as followeth. Viz.

First we have allotted to the said Ann Carr Sixty Acres of Land, being a part of the manor plantation & land adjoining. bounded as follows — beginning in Silas Gardners line. thence along said line to Gardners line to a Gum a corner in the Cedar swamp thence down said swamp to a pine a corner for James Carr thence along said Carrs line to a Oak near a path. thence along a straight line & marked trees through the plantation woods to the first Station. including the dwelling House with the out Houses appurtenant thereto — together with Two Slaves. Bob a Man, & Jane Sharpe — as her Dower. ——

Item To James Carr. the half of that Tract of land said Silas Decd. & Jemima Carr being the owners thereof. bounded as follows. viz. Beginning at a red oak standing in the boundary line of the South side of said Tract. thence along said line to a pine a corner for Abram Mitchells Land thence along said Mitchells line to a Gum a corner in the Cypress swamp thence up said swamp to a stable on the side of the Main Road. thence N. 42 Degrees E. by a line of Marked trees to the first Station containing by estimation Sixty five acres more or less. with two Negroes Viz. Caleb a Lad, & Roy a Negro Man —

Item To Arthur Carr all that part of the Manor plantation with the Lands adjoining, which is not included in the Meadows Lower above stated being One Hundred & three acres more or less, with Two negroes Patience & her Boy Child Bobb

Item And to Lalley Carr all the ballance of the tract with said Lyle Bot, of Lawrence Carr above mentioned, being One Hundred & Sixty five acres more or less - with ~~with~~ Two Slaves, Isabell a Woman, & a Boy child Moses

Given under our hands this 20th Day of December 1795.

Jacob Carden

John Lee

& his
Semore + Vaughn
Mark

Division of Lyle Carrs Land & Slaves

Recorded

July 1800

Peyton Randolph Clerk