1803-026 SOUTHAMPTON COUNTY CHANCERY PAPERS LUTER + al VS. LUTER 5/1803

Inter
Inter } Bill
Jan 1863 Pr Deane

To the court of Southampton in chancery sitting, humbly complaining shew unto the court your orators and oratrixes Thomas, John Christian, Patsey & Mathew ~~Luter~~, and Giles, Rebecca, & Boland Luter by the said Thomas Luter their next friend -

That John Luther their father departed this life intestate leaving a small tract of land lying in this county and within the jurisdiction of this court. That the said land which contains one hundred and ninety seven acres and an half is not worth more than two hundred pounds. That a sale of the same on account of its trivial value is necessary, and that the same cannot be effected on account of the infancy of some of yr orators without the aid of this court -

In tender consideration whereof and for as much as yr Complts are remediless at law, they solicit the interposition of yr Worships -

To the end therefore they may that your worships will cause Jonathan Luter may be made a party to this bill of complt a sale of the said land and also such a division of the proceeds among them and Jonathan Luter their brother as may be consonant to law - ~~they~~ or that your worships will make such other order or decree in the premises for their relief as may seem just -

May it please Yr

The answer of Jonathan Luter to the bill of complt. exhibited agt him in the court of Southampton county by John. Thomas Smithson, Mathew and Polsey Luter, and by Giles, Rebecca, and Bland Luter by the said Thomas Luter their next friend_

He admits that John Luter his father did die intestate leaving the complts and himself, his children, and also such a tract of land as is mentioned in their said bill of complaint. He admits that a sale of the said land would benefit them all and that the same can not be done without the aid of this court because of the infancy of some of the complts. He not only prays that yr Worships will decree such a sale of the said land and such a distribution of the proceeds as is asked for by the complts but also appoint fit and proper persons for enforcing the same. He lastly prays to be hence dismissed with his reasonable costs in this behalf expended_

Letters Decree
to Sell the Land

Southampton January Court 1813

Luters Heirs against Jonathan Luter &c.

This cause was this day docketed by consent of the parties Hearsay the bill an answer and exhibits and depositions taken out decree and order of sale that Daniel Simmons Willis Griffin Joseph Duncan and John Johnson or any three of them make sale of the lands of Nicholas Luter deceased and possessed [illegible] the proceeds [illegible] defendants and make report thereof in order to a final decree

Sam. Hellen

Luter
Vl
Luter
} Int'y Decree

May 1803 Report
& decree final

We the Subscribers, In obcounce to the Order of the Worshipful Ct. of Sessions, bearing date Janry Ct. 1803. have Sold the Land John Sutherland died seyzd & possessed of, purchased by Jonathan Suter for the sum of Six hundred and fifty five Dollars, which Amo. we have made an eqiual distribution of to the Heirs, this the 14th day of May 1803.

Samuel Simmons

John Johnson

Wiley Griffin