

1805-028

SOUTHAMPTON COUNTY
CHANCERY PAPERS

WHITEHEAD

et al

vs. WHITEHEAD'S ADMINISTRATORS

2/1805

Other surnames: KNOX,
Nox

Whitehead heirs

21
Whiteheads adj Bill

Nov 1802 In P^y Office

July 1805

Rep and deuel

26
12
312

McKnon
Hope for
Lower

Red

2.5.6
1.9
3.12.6
12
4.4.6

To the worshipful the Justices of the High Court in Chy,
I humbly complying shew to yr. worship your names Petitioners
James O. Whitehead Exor. Whitehead Arthur Whitehead &
Whitehead Lydia O. Whitehead. Defendants of Arthur Whitehead &
Rich^d Whitehead their next friends
[That sometime in the year of your Com^{ts} former departed
this life intestate, poss^r of two certain tracts of Land
situate, lying in the County of Chy, containing 80 $\frac{1}{2}$ Acres
more or less, - that a Sometime after his death
Sally Whitehead Widow & Heir of sd Arthur - qualified,
as Guardian to yr. complainants according to Law,
has soon after which the sd Sally intermarry with
a certain Isaac M^r Fox - who are now hence
begⁿ diff^s - that your Com^{ts} being that the sd
Sally is entit^d to her dower in the sd Land - &
also, in others, the remainder thereof after such
dyeint^{ment} may be equally divide between yr
complainants - In her consideration thereof
by the end
being ~~entitled~~ that sd Accident Intest^{ment} may be
effect^d by a decree of this Co. Court that the diff^s
may full and ever make to the Petitioners as fully
as if they were again repeated - your Com^{ts}
humbly beg - that a decree for the asport of
dower in the lands afores^d & unequal divisions
in the remainder may be made & entered, that
yr. worship will make such further order
& decree in the Petitioners as may be consistent
with equity - &c.

I have directed motions to move the court for a decree
on the above Petition -
Rich^d Whitehead

Whithead's claim
- made in
-
get done

The answer of Isaac M. Knox & Sally his wife
to the bill of Compt. against them exhibited
in the County Court of Titon by James
O. Whitehead, from Whitehead, Hester
Whitehead, Betty & Lydia Whitehead
by Rich^d Whitehead their next friend
then dep^t admit the statement of the
Compt. in their o^d bill all talk
to be cured. Are willing that
a decree may be entered accordingly
to the Prayer therein - That
Jury^{men} may be appointed to effectuate
the same. -- Isaac M. Knox
Sally Knox

Compt^r

Saml Magot

Garret Gurley.

Henry Thomas

John Harris

Wm Jacob Barretto

or any three of
them.

Whitehead vs
vs County
Decree
Whitehead

Nov 1802

Feb 1805

Rep. and
Decree final

Sampton November court 1802

James C Whitehead Crum Whitehead and Arthur
Whitehead and Betsey Whitehead Lydia B Whitehead
infants of Arthur Whitehead by Richard Whitehead
their next friends - - - - - Complainants

Against

Isaac McKnox and Sally his wife formerly Sally
Whitehead administrators of Arthur Whitehead ad.
Comp^d Deft^s

In Chancery

This cause was this day docketed by Consent
Heard on the bill of the Complainants and the answer of
the Defendants on Consideration whereof the court Decree
and order that Sam^l Magett George Fairley Jun^r Henry Thomas
John Barnes and Jacob Barnett or any three of them lay off
and assign to Isaac McKnox in right of his wife Sally one
third of the land and personal estate of the ^d Arthur Whitehead
and divide the remainder into five equal parts and
assign $\frac{1}{5}$ to James C Whitehead $\frac{1}{5}$ to Betsey Whitehead $\frac{1}{5}$
to Crum Whitehead $\frac{1}{5}$ to Arthur Whitehead and the remain-
ing $\frac{1}{5}$ to Lydia Whitehead and make report in order
to a final decree

Sam^l Kello B

By virtue of a decree of Southampton
~~Court~~ bearing date November Court 1802

We have proceeded to set apart the
Widows dower in the lands and per-
sonal est^t of Arthur Whitehead decd:
and divide the residue among the
complainants therein mentioned, as
followeth, to wit To Isaac M Knox
as her Wifes dower Right, two hundred
and Seventy four $\frac{1}{2}$ acres of land, bounded
as followeth (to wit) beginning in the run
of the big branch in Pilgrim Vicks
4 miles over the line, & running N 73
70 pole to a maple thence N 35 W 8 pole
to a White oak in a branch thence up said
branch N 40 E 30 pole, thence N 57 E 70 pole
to a Willow oak a corner of Mo Jackson Subdivi-
cher & of Whitehead's thence N 18 E 130 pole
to a pine, thence N 73 E 70 pole to a corner
of Reuben Whittfields and s^d est, thence N
53 W 20 pole thence S 82 W 25 pole, thence
thence 41 W 140 pole to a pine a corner
in Edw^d Shelys line & s^d Est thence S 28 E
26 pole to a corner of James Vick & s^d Est
thence S 62 W 65 pole to a bay a corner
in

in the run of the big branch thence along
s^d branch S 31¹/₂ W 65 pole thence S 24
E 110 pole to the beginning — also Ninety
by three pound five shillings and being
1/3 part of the personal est.

Lot of land No 1 To Arthur Whitehead con-
taining 98 Acres, & to pay No 4 \$12.50 Cents
bounded as follows (to wit) beginning at a black
Jack a corner of Sam Magetts, thence along
Nicholas Magetts line to a hickory a corner
of James Magetts thence along the said
Magetts line to a pine a corner of John
Whitehead (est) thence along the said White-
heads line to 2 Red oaks a corner between
Arthur & Lydia Whitehead thence along
a new line of marked trees to the beginning
also thirty seven pound Six Shillings and 1/2
being his proportion of the personal est.

^{to Lydia Whitehead containing 98 Acres}
No 2 beginning at 2 Red oaks in John Whiteheads
(est) thence along s^d line to a red oak a corner of
Lydia and Eum Whitehead thence along a new
line of mark'd trees to a pine in Sam Magetts
line thence along s^d line to a black Jack a
corner of Lydia & Eum Arthur Whitehead
thence along a new line to the beginning — and to pay
No 4 \$12.50 cents — also thirty seven pound 6/8 being her
proportion of the personal est. —

No 3

Lot of land No 3 To Eum Whitehead contain-
ing 98 Acres, to pay No 4 \$12.50 Cents, bounded
as follows (to wit) beginning at a pine in
Sam Magetts line thence along s^d line to a
pine a corner of Eum & James Whitehead
thence along a new line to a dogwood
in Allens line thence along s^d line to a
red oak in John Whiteheads line thence
along a new line to the beginning — also
thirty seven pound 6/8 being his propor-
tion of the personal est.

No 4 To James Whitehead containing
98 Acres & bounded as follows (to wit) begin-
ing at a dogwood in Allens line thence
along s^d line to a gum in the swamp
thence along a new line to a red oak
in Sam Magetts line thence along said
line to a pine a corner of James & Eum
Whitehead thence along a new line
to the beginning — Also thirty seven
pound 6/8 being his proportion of the
personal estate.

No 5 To Elizabeth Whitehead containing 98
Acres and bounded as follows (to wit) beginning
at a

at a gum in the ^{Cabin} swamp thence ^{down} the
various courses of the run & swamp to
a oak stump a corner of ~~the Whitehead~~
~~lot~~ and same Maggetts thence along Ma-
getts line to a red oak a corner of Eliza-
beth & James Whitehead thence along a
new line to the beginning - and to pay No
4 \$12.50 Cents - also thirty seven pounds
10/6 being her proportion of the personal
estate - given under our hands
this 10th day of Aug⁶ 1801

Geo: Gurney

Sam^l Maggetts

Henry Thomas