

1806-002

SOUTHAMPTON COUNTY
CHANCERY PAPERS

BARROW and Wife et al vs. TURNER'S ADM'X 5/1806

Plat

other SURNAMES; Lundy,

Barrow & wife to the
Turner's adams

Jan 1805 Litzdena

May 1800 Kefend

V decora final

To the Justices of Southampton County Court in Chancery
sitting — Your Compts Henry ^W Barron & Elizabeth
his wife, Byrd Lundy & Mary his wife, and Charlotte,
Phoebe, Patsy, & Edith Turner infants under the age
of twenty one years by Byrd Lundy their next
friend humbly shew; that a certain Thomas Turner
late of the County aforesaid being seized and possessed
of a considerable estate both real & personal departed
this life on or about the day of 1804
intestate, leaving a widow by the name of Charlotte
and the aforesaid female Compts his Children —
That administration on his estate was by the Court of
this County committed to her & widow as by the record
thereof will fully appear — That in consequence of
her appointment she hath proceeded to make sale of the
perishable part of the said estate as the law directs
— That the aforesaid intestate being in his lifetime
a man of prudence and economy there are few demands
against his estate, while on the other hand his credits
are many — That under these circumstances no
reasonable objection can be made to a division thereof
that nevertheless his said widow continues in possession
of all the lands and slaves whereof the said Thomas
Turner died seized & possessed — That Your Compts
have mentioned these things and requested her to consent
that division of the said estate should be made, but she
objects as not having authority without the sanction
of a Court of Chancery as some of Y^r Compts are

infants under the age of twenty one years — In tending
consideration whereof, and inasmuch as matters of
this kind are properly cognizable before a Court of Equity
to the end, therefore that the ^S Charlotte Turner administratrix
do may be made Deft^e hereto, and answer the allega-
tions of this bill fully — And that this Court will
decree & order that division of the lands & slaves
aforesaid may be made among Your Compts equally
first assigning the Deft^e proper dower therein — and
the said Comrs do far carrying the same into effect —
may it please the Court the Comrs^{rs} to
grant directed to the Deft^e, commanding her to
appear here answer, &c —

W^m Hill for
the Compts —

The answer of Charlotte Turner administratrix of
Thomas Turner deced^t Deft^e

to
The bill of Henry Barrow Lewis & Mary Lundy &
wife & others Compts

— This Deft^e saving &c admits the statement
and facts in the foregoing bill to be true and
hath no objection, but is willing that the Court
should decree & order in pursuance of the
prayer thereof — she requests to be dismissed &c

Comrs
May 3.

W^m Hill for
the Deft^e

(proposed decree)

Barrow Lewis & others
Turner's admors. & Chg.

This cause was docketed by consent, and heard on the bill &
answer, whereupon the Court decreed & order that ~~W^m~~ Malley
John Black W^m Drury & El^d Emerson &
any three, together with the County Surveyor do divide the
lands in the bill mentioned whereof Thos Turner died seized &
proposed in six equal parts reserving and assigning to the Deft^e
Charlotte her dower (or one third part) therein, having regard to the
quantity & quality in making the afo^d division & allotment,
and it is further decreed & ordered that the same Comrs do allot to the
Deft^e one third part of the slaves belonging to the Estate (for her life)
and divide the residue in six equal parts among the Compts
and make report thereof in order to a final decree, &c

Leendy Pothas
vs Intt.
Turner ad. J. de cue
Jan 1803.

Supreme Court 1865

Henry Barnes and Elizabeth Byns Lundy & Mary
his wife and Charlotte, Phoebe, Patsy & Cath Turner plffs

vs
Charlotte Turner ^{ad} administratrix of the Estate of Thomas Turner decd

In Chancery

This cause was this day docketed by consent Heard
on the bill and answer On consideration whereof it is decreed
and ordered that Robert Malby Samuel Short-Dumphy
Drewry and Etheldred Edmunds or any three of them with
the County Surveyor do divide the lands whereof Thomas
Turner died seized and possessed into six equal parts.
Reserving and assigning to the defendant Charlotte her dower
or one third part therein having regard to the quantity and
quality in making the aforesaid division and allotment. And
it is further decreed and ordered that the same Commissioners
do allot to the defendants one third part of the Slaves
belonging to the said estate (for her life) and divide the residue
into six equal parts among the Complainants and make
report thereof in order to a final decree

Samuel H. Co

Barrowfether
17 } Report
Turner's } in
Chamney

15th February 1806



Survey for the Estate of Thomas Turner
 a tract of Land as follows (to wit)
 Beginning at a Black Gum a corner
 of William Wright thence binding
 Wright No 2 80 poles to a white oak
 thence No 5 2 273 poles to a poplar
 in Sams Branch a
 corner of P Wright in
 color This Reddy line
 Thence down S. Branch
 Meandering to two him
 a corner of S. Reddy the
 S 80 2 145 poles binding
 on S. Reddy to white
 oak a corner S. Reddy
 Thence S 16 2 194 poles to
 a pine, S. Reddy the S 13 1/2
 25 poles to a
 Pine, thence
 S 6 1/2 65
 poles to a Black
 oak
 S 48 2 82 poles
 to a pine a
 corner of William Fitzhugh
 and Willis Holladay in Turner
 Branch thence down the
 Meandering of S. Branch
 to the Beginning at 641
 feet

Black Oak a corner
 of S. Reddy and Thos
 Fitzhugh, thence S 48 2
 25 poles to a pine, thence
 S 48 2 82 poles to a pine a
 corner of William Fitzhugh
 and Willis Holladay in Turner
 Branch thence down the
 Meandering of S. Branch
 to the Beginning at 641
 feet

John Richardson
 Richd. Robinson

Barrowfoster
17 } Report
Turner's } in
Chancery

In obedience to an order of Southampton Court dated 1805 January
the Robert Mabry Humphrey Drewry and Samuel Whine
Three of the Commissioners therein appointed, have divided the
estate of Thomas Turner deceased as follows viz. In the first place
his Tract of land; of which we have allotted to his widow Charlotte
Turner for her dower Two hundred acres; and the balance we have
divided between his six children; namely Elizabeth Barrow, Mary
Lundy, Charlotte Phoebe, Patsy and Edith Turner, as well
appear by the annexed plot, which we beg leave to make a part
of our report: Secondly his slaves; of which, we have allotted to
his widow for her dower, the following; namely, George valued to
£100, Lucy and child £100 Comfort £75 Walker £75 and
Zena to £36: The balance we have divided as follows; To Henry
Barrow and Wife; Cherry, valued to £75 and Mason to £60:
To Byrd Lundy and Wife; Dick, valued to £120: To Charlotte
Turner; Fortune and child, valued to, £110. and Charles to 18£:
To Patsy Turner; Patt, valued to £50, Pompey to £36 and Amy
to £45: To Edith Turner; Tom, valued to £105. and Cannon to
£24: and to Phoebe Turner; Sylvia, valued to £60. Anniky to
£45 and Robert to £30

Robt Mabry
Hum Drewry
Sam Whine