

1806-004

SOUTHAMPTON COUNTY
CHANCERY PAPERS

DARDEN et al

vs. DARDEN, WIDOW

1/1806

Plat

1806-004

SOUTHAMPTON COUNTY
CHANCERY PAPERS

DARDEN et al

vs. DARDEN, WIDOW

1/1806

Darden
14 } Bill
Darden }
December 1803
Intj. 11. 1000

Darden's Wood

¹⁴
Darden's Wood } Hill
and

Comm.
John Lee James Harrison
John Battle, John
Williams, Wm. Gardner
or any three of them

Readers, Andrew -

Respectfully Yours

This day this court coming over to be heard
 upon the bill answer & exhibits ~~submitted~~
 by consent of the ~~court~~ parties' appearance of this
 Court it is decreed ordered that the said Slaves
 of which Jack Gordon sent out 200, ~~properly~~
 be divided into three equal portions & that
 one third of the last some third of the 1st Slaves
 be assigned to Patience Gordon his widow &
 child for her natural life, the residue be
 equally divided into 5 equal parts one
 part of which be assigned in fee to Carr Gordon
 one do in do. to Ruth, one do in do. to Mary
 one do in do. to James, & one do in do. to John Gordon
 & that John Lee, James Harrison John Prattle
 Jordan Williams, ^{Isaac Benjamin} ~~Isaac~~ Gardner ~~to~~ ^{or any three} ~~then~~
 be appointed commit^{tees} to execute the
 for going decrees who duly make return
 thereof to the court on or before

Will shew the Honble the Justices of the County Court of Southampton in
Chancery sitting lawfully assembling, shew to y. worshipps
Compts Can Darden Richard Darden James Darden
Nancy Darden James Darden & Jeph Darden
Infants by Jacob Darden their next friends
That your complainants are infant children to
said Jacob Darden decd who lately departed
his life intestate possessor of land & personally
That Patience Darden is who is preg^d a dis-
tinct is widow & next of said Jacob and who
of consequence is entitled to her dower interest
in said land, ^{the husband being the owner of which & decd without will} in tender consideration therefore
of being remembered at common law To the end

That a division of said land may be made here-
according to said complainants pray that
the tract of land of which said Jacob decd
shd be & may be divided into three equal
parts, one third of which your Compts pray
may be assigned the said Jeph and
his wife & he ^{and his wife & he} that commissioners be appointed
to effectuate such decree - they further
pray such other order & decree as may comport
with equity the nature of their case -

The said Patience Darden, to the bill of Compts
against her exhibited in the County Court of Southampton
by Can Darden Rich^d Darden Nancy Darden James Darden
& Jeph Darden Infants of Jacob Darden by Jacob Darden
her next friend. This doth admit the allegations in the Compts
to be true & subjects not to a decree conformable to their prayer, Dine

Darden widow } Miss
vs }
Darden Heirs } auth

Darwin Widow

vs

Darwin Heirs

} deane

His way this cause coming on to be heard upon
the bill & answer & exhibit by Consent of the parties and
assent of the Court it is decreed and ordered that the
Land and Slaves of which Jacob Darwin Senr. died
seized and possessed be divided each into three equal por-
tions & that one third of the Land & one third of the said
Slaves be assigned to Paticence Darwin his widow and
reliefs for her natural life & the residue to be equally
divided into five equal parts one part of which be assigned
in fee to Conn Darwin one 1/5 in 1/5 to Richard one
1/5 in 1/5 to Nancy, one 1/5 in 1/5 to James, one
1/5 in 1/5 to Jesse Darwin and that John Lee James
Harrison Jesse Battle Jordan Williams, Ethelred
Gardner, & Isaac Beaman among three be appointed
Commissioners to effectuate the above going decree & also
only maintain them of their ~~costs~~ in order
to a final decree

Sam Wells

Dardens Widow } Report
vs } of
Dardens Heirs } Coml.

Jan'y 1804 Rept mtd
Ad ecc final.

Pursuant to a Decree of the County Court of Southampton (a Copy of which is hereto annexed) we, three of the Commissioners therein named have allotted & set apart to Patience Darden, Widow Heiress of Jacob Darden sen. decd., her Dower in the lands & Slaves of which said Jacob Darden decd. seized & possessed, as follows. To-wit: & to her dower in the said Land we have allotted her One hundred & fifty Acres more or less in the following boundaries: Beginning at a Persimmon tree, a Corn standing on the East Side of the Lane ^{leading} from the main road to the House, running thence through the field & woods along a line of marked trees in an easterly direction to the run of the Indian Branch (Peter Moore's line, thence along the run of said branch & along line to Ethelred Gardners line, thence along S. Gardners line to Robert Dardens Corner thence along S. Dardens line to the old-dam-branch, thence down the run of said branch to a small black Gum a Corner, thence eastwardly along the old lane running by the Gate to the North Corner of the Young Orchard, thence around the S. Orchard at the ^{distance} of Ten Feet from the trees ~~run that stands nearest to it~~, to the first mentioned Lane, thence as the Lane runs to the first station. Together with the Crop of wheat that is now growing on that part of the Land which is not within her Dower.

And of the said Slaves we have assigned her, the
said Patience, Man Tom. Bloman Lydia, Woman
Hannah & Boy Miles, as her Dower, as by the
said Decree we are directed, all which we
respectfully submit to the said County Court
given under our hands this 22^d Day of Dec.
1803

Isaac
Jordan & Williams
Mark
Ethelred Gardner -
Israel Beerman

December Court 1863

Carroll Darden and others.

Samptts

et al

Patience Darden widow of Jacob Darden et al

This cause was this day docketed by consent;
Read on the bill and answer, on consideration whereof
it is decreed and ordered that John Lee Jones, Ben
rison, Jesse Butte, Jordan Williams, and Charles
Garner and Isaac Duman or any three of them
divide the land and slaves of which Jacob Darden
did seized and possess into three equal portions and
that one third of the land and slaves be assigned to
Patience Darden his widow for her natural life
and that the residue be equally divided into five
equal parts and assign them to the children of the
said Jacob Darden equally and make report
thereof to the Court in order to a final decree

Sam. H. H. H.

In Chancery

Carr Darden &

vs

} Report
in
chancery

Patience Darden

January 1806 report
ret. and decree final

Southampton County, Va.

In obedience to an order of the court of the county aforesaid (a copy of which is hereto annexed), we Jordan Williams, Ethelred Gardner and Israel Bee-man; three of the commissioners therein named, (having heretofore complied with some of the said order as directs us to assign to Patience Darden the widow of Jacob Darden, and her dower in the lands and slaves wherof the said Jacob died seized and possessed; as appears by our report made to your court . . .) have now

proceeded to divide the remaining two thirds of the said land and slaves equally amongst the complainants, Carr Darden, Richard, Ann James and Jesse Darden's children of the said decedent, as follows To wit

That, in order to find the proper share of each tributary, in the whole of the distributable property, we have estimated it as follows —

332 acres of land. worth.	£453. 16. 6
Slaves (say, Ellen Lake £100 - Woman Vile £55	£155. 0. 0
Child Ben £15. - D. Jack £28.	43. 0. 0
Girl Rose £65. - D. Ann £25.	90. 0. 0
Ellen Vile £45. - Woman Edith £75.	120. 0. 0
Hardy £40 - Wilson £15. - Harry £18	73
	481. 0. 0
	£934. 16. 6

making the whole distributable amount to be \$934.16.6
 which being divided by 5 shows ~~that~~ the share of
 each distributee is \$186.19.3³/₅

Distribution

To Carr Darden, we have, of the Land, a signed
 lot of 50⁰ 1 as marked on the annexed plat. bound-
 ed as follows. Viz. Beginning at a small black gum
 standing at the end of the old dam near the house
 running thence on the line of the weedow down N.
 51⁰ E to the N⁰ corner of the young orchard, to a post
 thence S. 30⁰ E to a post. thence S 52⁰ E to a post on
 the lane, thence along the lane to a persimmon tree
 a corner for the lower land. thence binding on S.
 lower land to Peter Moore line in the Indian
 Branch - a cluster of (4) black gums, the corner of
 the lower land, thence down the Indian branch
 and Peter Moore line to the main road,
 thence S. 60 W. along S^d Road to a post at the
 mouth of the aforesaid lane. thence along the line
 on the S^d side S^d lane, to a Walnut-tree thence
 S. 82 W. to a Gum a corner in the cedar swamp
 thence up S^d swamp to the beginning -

Containing 58¹/₂ Acres at 45⁰/. \$131.12.6

we have also signed to him.

Strove Rose at \$55.4 each 28⁰/. 93. 0. 0

\$224.12.6

\$186.19.3

on his paying as hereafter mentioned \$37 13.3

Jordan ^{Wm} Williams
Mark

Edward Gardner

Isaac Beman

Commissioners

To Richard Darden, we have, of the Land, assigned
lot No. 4 as marked on the plat, bounded
as follows, to wit, beginning, at a Black Gum
in a branch, a corner for lot No. 3. in said
Griffins line, thence down said branch &
bending on lot No. 3 to a black gum a cor-
ner for lot No. 5. thence a line east
course along the line of lot No. 5. to black
water river, thence up the river to said
Griffins corner tree, thence along said
Griffins line to the beginning, containing
75 1/2 acres & ----- 18 1/2 1/2 19. 0

And we have of the slaves
assigned him all an value 100 " 0. 0
and cash to be paid him } 167 " 19. 0
hereafter mentioned } 19 " 0. 3

To Nancy Darden we have, of the Land, assigned
lot No. 3, as marked on the plat, bounded
as follows, to wit, beginning where the Indian
branch crosses the main road, running thence
down the side of said Branch, to its
junction with the east prong of Capt.
Lees Mill Pond, thence up the side of
Mill pond, by high water mark to the
road at the west end of the back dam

thence along the ²d dam to a black gum
a corner on the side thereof, and on the edge
of the Mill Pond thence along a line of marked
trees on the side of said Mill Pond, to a
pine a corner at the end of a small dam
across a pond, thence up the ³d pond to a black
gum a corner thence ⁴th. 2, 3 ⁴th. to a pine a
corner in another pond, thence up said pond
or branch to a corner black gum in the drain
Griffins line, thence along said Griffins line
to Peter Moores line, thence along said
Moore line to the beginning. containing

64 acres &c. 30/ 596. 0. 0
Of the Slaves we have assigned
him, Edith & Child Mary. 93. 0. 0
189. 0. 0
186. 19. 3.

On his paying as hereafter mentioned 2. 0. 9

To James Darden, we have, of the land, assigned, lot
N. 5, as mark'd on the ²d plat, bounded as follows
Point beginning at a black gum in a pond, in the
line of lot N. 3, and a corner for this and lot
N. 4, thence down said Branch and binding
on lot N. 3, to a pine, a corner in John Sees
line, thence binding on said Sees line to
a Cypress in the run of the cedar swamp
thence still binding on said Sees line
the several courses thence to black water

river, thence up said river to the corner of
lot N. 4, thence along the line of said
lot a due West course to the beginning, containing
75 1/2 acres &c. 21/ 179. 5. 6

Of the Slaves we have assigned
him, Ned to 45, Hardy to 40, & William to 100. 0. 0
179. 5. 6

and cash as hereafter mentioned 179. 5. 6

To Jesse Darden we have, of the land, assigned
lot N. 2, as mark'd on the plat, bounded as
follows, Point beginning at a post standing on
the side of the road, at the mouth of the lane,
a corner of lot N. 6, thence along said road
Southwardly to the run of the cedar swamp
thence up said run the several courses
thereof to a black gum a corner for this and
lot N. 1, thence N. 82° E. binding on lot N. 1
to a walnut tree on the side of this lane,
thence still binding on lot N. 1 to the be-
ginning: containing 58 1/2 acres &c. 27/ 173. 19. 6

Of the Slaves we have assigned
him Vitell to 55, Ben to 15, & Grace to 25. 95. 0. 0
173. 19. 6

And cash as hereafter mentioned 12. 19. 9
186. 19. 3

Lastly to avoid any misunderstanding in the premises
we do further say that out of the 37. 13. 2

which Carr Darden has received more than his
due share, he shall pay to

Richard Darden the amt. which he is deficient to $19^{\circ} 0^{\circ} 3$

James Darden the amt. of his deficiency. $7^{\circ} 13^{\circ} 9$

and the balance of his overplus to pay

Darden towards his deficiency } $10^{\circ} 19^{\circ} 3$

$37^{\circ} 13^{\circ} 3$

And that Nancy Darden shall pay the sum
of $2^{\circ} 0^{\circ} 9$. - (The overplus assigned to her) to pay
Darden to complete this deficiency in his
total - Given under our hands this 26th
day of Dec. 1805.

Jordan ^{his} Williams
mark

Edward Gardner

Isaac Berman

} Commissioners

The Plate of Capt
Jacob Dardens Land
d.c.

NOT
DEACIDIFIED
3/11/42

The division of Capt Jacob Dardens
 and
 Land near Southgate amongst his 5
 Children

