

1806-011

SOUTHAMPTON COUNTY  
CHANCERY PAPERS

SHIELD, by re VS. SHIELD

8/1806

other surnames: Exum

Shield  
to  
Shield. } Chas

Oct 1803 In Yarnoo

Aug 1806 Repl

Sept 9 dera final

Adc

To The Justice of Southampton County Court in Chancery  
sitting; Humbly sheweth to the Court, your Compt, Thomas  
Shield an infant under the age of twentyone by Robert Exam  
his next friend, that Robert Shield late  
of the County aforesaid, being seized & possessed of a valuable  
estate both real & personal departed this life on the day  
of 1. having first made & published his last  
will & testament which hath been duly proved & recorded in  
the County Court aforesaid as on reference thereto will fully appear

That among other bequests he devised & directed the tract of  
land whereon he ~~resided~~ <sup>his still</sup> died at the time of his death to be  
equally divided between his son John & your Compt, but  
made no direction nor request as to the persons who were to  
perform this business — but so it is that the said John has  
and enjoys the possession of the whole land together with the  
still aforesaid altho' your Compt by his next friend has made  
application to divide the same; but he hath refused; alledging  
as an excuse therefor your Compt's infancy, and his want of  
power & authority herein. — In consideration whereof, and  
inasmuch as business of this kind is properly cognizable before  
a Court of Equity, to the end therefore that the said John  
Shield may be made Deft hereto and answer the allegations of  
this bill; fully, and that the Court will decree & order division  
of the aforesaid land to be made, and sale of the & still on 12 months  
credit, and appoint Comrs for carrying the same into effect, or  
make such further decree & order as shall be most proper — may  
it please the Court the Comwllths Sp<sup>ts</sup> to grant, directed to

the Deft, commanding him to appear here and answer de. to be

W. H. Bill atty. for  
the Complant.

The answer of John Shield

Deft

The bill of Thomas Shield by Robert [unclear] his self and Complant

This Deft saving de, admits the allegations of the foregoing  
bill to be true and is willing that the Court should decree costs  
in pursuance of the prayer thereof — He requests to be hence  
dismissed with his costs de. to. de.

W. H. Bill atty.  
for the Deft.

Doct. E. W. Taylor

Henry Baunick

John Clayton

Wm. Love

Coms. on any 3-

Shield  
W  
Shield } Interlocutory  
Deceit

October 1803

Sampton October Court 1803

Thomas Shields by Robert Ennis his next

friend - - - - - Compt

Agd  
John Shields - - - - -

Deft

In Chancery

This cause was this day docketed by Court  
heard on the bill And answer on Consideration where of it is  
decided and ordered that Edward Whyler Henry Branch John  
Clayton & William Love or any three of them do and the said whereof  
Robert Shields died seized and possessed agreeable to his last will  
and testament assign one moiety to the Compt and the other moiety to  
the defendant and that the Comptissness aforesaid make sales of  
a still as directed by the S<sup>d</sup> Roberts, with on a Credit of twelve  
months taking bond and Security of the purchaser and divide the  
proceeds equally <sup>between</sup> ~~among~~ the Complainants and defendant &  
make report in order to a final decree

Jam<sup>s</sup> Shields Esq

~~Report~~ on the  
Revisions of  
R. Phillips Lord

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In obedience to an order of the Worshipful  
Court of Boston to us directed, bearing date  
October Court 1808 we have viewed the  
lands whereof Roberts Shields and Pezzer  
and Joseph, agreeable to the said order between  
John Shields & Thomas Shields, that is we  
have a signer to John Shields that part  
of the land lying on the ordinary branch  
and bounded as follows Beginning at the  
mouth of the ordinary Branch thence up  
the various Courses of the said Branch to  
a gum in Killostish, thence along his line N 25  
E 94 pole pole to a Corner post in William  
Washingtons line thence along the said Washington  
line nearly E 69 pole to a Corner post in the  
said Washingtons line  
thence a new line of marked trees S 15 E. to a  
a water oak in Round Hill Swamp, then into  
the said Swamp to the mouth of the said  
Branch. and the said John Shields to receive  
of Thomas Shields one hundred dollars  
and unto Thomas Shields, we have a signed  
the part whereon the house stands bounded  
as follows beginning at a Corner post in  
the new line thence nearly East along William  
Washingtons line 75 pole to a pine in Stephensons  
line then along his line S 63 E. 68 pole to a  
Corner dogwood in Henry Branchs line then  
along his line nearly South 80 pole to a small  
oak, then South 74 degrees West 94 pole to

Round Hill Swamp then up the Run  
of said Swamp to a water oak in John's  
line thence along the new line to the  
beginning - and he to pay to John Shields  
one hundred dollars - We have also  
made Sale of the still as directed  
by said order, to John Shields for thirty  
five dollars, and made a division  
of the same between the said John  
& Thomas Shields - Given under our  
hands this 16<sup>th</sup> day of Aug<sup>r</sup> 1806.

W. B. Jones

John Clayton  
William Love

Witnessed by  
H. Shields & Co.