

1806-019

SOUTHAMPTON COUNTY
CHANCERY PAPERS

WORRELL et al

VS WORRELL et al

11/1806

Other SURNAMES: Worrell, Council,
Charles, Bowin, Pope, Griffin
Bowen

Warrell

175

Bill

Warrell & J

Bill filed &
Trule

Mad 18th Answer
filed Trule &c

Mr. Byrd denied that he had ever given it
as his opinion that Mr Cobb was concise
and lucid in his arguments on any
subject whatever, unless he was inclined
to think Mr Cobb often too little so; the
gentleman therefore who had stated this
as the opinion of Mr. Byrd, had in his

Byrd, says
a great deal.

a true statement

Wm. W. Cobb

Wm. W. Cobb

To the worshipful the Court of Southampton County
sitting in Chancery

Humblly complaining shew unto your worships your
Orator & Oratrix's William Worrel, Son of Richard Worrel the
elder and Richard Worrel an infant son of Richard to Richard
Worrel who was a son of Richard Worrel the elder and
a co-distributee / being by the said William Worrel
his next friend, and Cherry Worrel an infant daug^r and
daughter of the said Richard Worrel the elder and testator
serving by the said William Worrel her next friend

That a certain Richard Worrel the elder died about
four ^{or five} years ago leaving a last will and testament in writing
bearing date the 19th day of September 1788, which said will
or writing, or a ^{certified Copy thereof} ^{in this Court is herewith filed} it having been duly
admitted to record and prayed to be taken as a part of the
will. That at the time of making said writing he made a
clause therein in the following words. "First I give to my son
Shadrach Worrel one hundred acres of land, being one half
of my two hundred I bought of Henry Pope, and that part
where the plantation now is, and five pounds cash to him
and his heirs forever" another clause was also contained
therein as follows ^{Thirdly} I give to my son William Worrel
one hundred acres of land, being the other part half of the
land I bought of Henry Pope, now in woods and five
pounds cash, to him and his heirs forever

That he also devised to his son Richard Worrel a piece
or parcel of land which he supposed to contain one hundred
and ninety nine acres - of which he afterwards sold
about acres, and after having the remaining part
surveyed found there was yet in his possession one hundred
and fifty acres of that tract. That after selling
a part of said tract devised to his son Richard he made
a certain other writing, bearing date the 12th day of October
1799, commonly called a codicil ~~to be plain~~ and which
stands as an explanatory clause to his will, in which
he left the balance of the tract of land before devised to
Richard his son after the death of his wife, disposed of
a considerable amount of personal property devised under
his will was written appointed Arthur Bowen & Mikajah
Griffin his executors then and died - That Lipe
Counsil intermarried with Molly Worrel daughter of said
intestate mentioned in said will, Charles Counsil the son in
law mentioned in the said will had intermarried with Edith
a daughter of said testator prior to the making of
the said will. the said writing or an attested copy
thereof ~~is also annexed~~ last mentioned and commonly
called a codicil or clause explanatory is also annex-
ed and prayed to be considered as a part of this will
That Shadrach Worrel, Matthew Worrel Charles Counsil
and Edith his wife formerly Edith Worrel, Lipe Counsil

and Molly his wife late Molly Worrel and
~~Lithia~~ ^{William} Charles only son of Lithia Charles and
Charles widow and relict of said Lithia Charles
deceased and Arthur Bowen & Mikajah Griffin Junior
executor of the last will and testament of the said
Richard Worrel are in possession of the lands and
money devised to the said William Worrel and hold
them from him - In tender consideration whereof ~~land~~
as there are matters only cognizable in a Court of
equity, and as they are without remedy without
the intervention of this worshipping Court they pray
That the said Shadrach Worrel, Matthew Worrel
Charles Counsil and Edith his wife formerly Edith
Worrel, Lipe Counsil and Molly his wife late
Molly Worrel, and William Charles son of Lithia
Charles decd. and Charles widow and relict
of said Lithia Charles and Arthur Bowen and
Mikajah Griffin executors of the said last will and
testament of the said Richard Worrel deceased
be made defendants and respondents to this bill and also
compelled on oath ~~separately~~ to answer to all and every
of the allegations therein contained as fully and effect-
ually as if herein again repeated and they were there-
particularly interrogated and say if they are not true in
manner and form as stated by your orators & oratrix

They pray also that your worships may decree a division
of the land divided in the said will between your orator
William ^{the Defendant} Shadrach Womel be laid off and divided
and that the hundred acres divided to your said orator
William be allotted to him, and the hundred acres
where the plantation was be allotted to the said Shadrach
Womel, and that the said Executors, Arthur
Brown and Mufak Griffin be compelled to pay
to your said orator William the said five hundred
to him divided as aforesaid with such interest as shall
be by your honors deemed reasonable and they
pray lastly that your worships will make such other
and further order or decree in the premises as may
seem just and equitable. May it please the Court.
Harvey Cobb Jr.

Mr. Byrd deiced that he had over given it
in his opinion that Mr. Cobb was correct
and lived in his argument on any
subject whatever, unless he was inclined
to think Mr. Cobb often too little so, the
gentleman therefore who had stated this
as the opinion of Mr. Byrd, had in his

Byrd, Lawyer,
a great Lie,
a true statement
Wm. H. Cobb

The arrival of Shadrach Murrell one of the defendants
to a bill in chancery exhibited against him and others
in the worshipfull court of Exchequer by William Murrell
Esq.

This respondent saving and reserving to himself all and all manner of exception to the complainants said bill for and on account of the many uncertainties &c which it contains, for answer thereto, or so much as to him seems to be material, says... That so much of the said complainants bill as goes to show a claim of one hundred acres of land being one half of a tract devised by Rich^d. Worrell to him the said William is just and was never denied to him the said William but that this respondent has ever been ready and willing as he has often declared to the said Wm to deliver up to him agreeable to the said will his full proportion of the said land by him demanded. — This respondent further states that as to the legacy of five pounds claimed by the said Wm Worrell to be due him from the Estate of his father Richard; that it has long since been paid to him the said Wm by this respondent as guardian to the said William, which will plainly appear by reference to the records of this court; and that the said Arthur Bowen & Mirajah Griffin executors &c. are not chargeable therewith, they having fully discharged the duties imposed on them as Ex^{rs} &c by payment of the legacy to this respondent who does acknowledge to have received it in his capacity of guardian to the said Wm and has fully accounted for & paid the same to the said complainant Wm as appears by the return of the guardians account long since made and ordered to be recorded in this Court. And further this respondent prays to be hence dismissed with his costs in this behalf ~~respectfully~~ ^{respectfully} requested. Jas. Worrell

This day appeared before me ^{one} of the Justices of the
Peace for the county of Southampton the above
said Shadrach Worrell and made oath to the
truth of the within answer to the bill exhibited by
Wm Worrell - given under my hand this twenty Day of
Oct. 1806. — Saml. Munn J.P.

Shadrach Worrell's
Answer to a bill
exhibited by -
Wm Worrell -

~~I had married & later married~~
~~Wm Worrell, & later married~~
~~Worrell is dead having one child named~~
~~Charlotte~~
~~Charlotte is dead without issue~~
~~My wife married formerly / now a widow named~~
~~Wife of J. J. Worrell~~

(Copy)
 J. J. Worrell

Wm

Richard Worrell

Worrell P.
 W & Bill
 Worrell &

Sept 1805

Bill filed &
 Rule to answer
 O. D. Now Do
 Deo Do

I Richard Worrell of Southampton County being sick
and weak of body but of Sound and disposing mind
Knowing the uncertainty of this transitory life do
think proper to make my last Will and Testament
in manner and form following To wit

First I give to my son Shadrach Worrell one hundred
Acres of land being one half of my two hundred I
bought of Henry Pope and that part where
the plantation now is and five hundred Cash to him
and his heirs forever —

Secondly I give to my son Richard Worrell the ~~land~~ ^{land} and
plantation now containing one hundred and
ninety nine Acres Also my State lot and more to
him and his heirs forever —

Thirdly I give to my son William Worrell one hundred acres
of land being the other part half of the land
I bought of Henry Pope now in wood and
five hundred Cash to him and his heirs forever —

Fourthly I give to my son Matthew Worrell thirty hundred
Cash to him and his heirs forever —

Fifthly I give to my son in law Charles Council five hundred
Cash to him and his heirs forever. I give to my daugh-
ter Molly Worrell fifteen hundred and one hundred
sum of time Called her own at this time and his heirs
forever

Sevently It is my will and desire that my sons in law J. C.
Lambert nor Joseph Brewer nor their heirs should
never have any part of my estate —

Eighty I give to my Grand daughter Ching Norvill one shilling
Monthly I for the many good ~~deeds~~ and Causes done by my
friend Jethro Charles I do hereby give unto him the said
Jethro Charles one Acre of land to him and his heirs forever
to be sold of by my Executor hereafter named to begin at
the run of Gravelly run just below the said Jethro Charles
fish pond and to run from there along the dam to the
end then round the end of the said dam to the said
Gravelly run - It is my will and desire that my
Negro woman Mingo and all my other estate whatsoever
should be sold and after my debts are discharged and Legate
paid of that the remainder I give to my Matthew Norvill
to him and his heirs forever -

Lastly I do constitute Authorize and appoint my son in Law
Charles Council and my son Shadrach Norvill my whole and
Sole executor to this my last will and testament - In
Witness Whereof I have hereunto set my Hand and Seal
this 19th day of Sept. 1788 -

Signed sealed and published pronounced
and attested by the said Richard Norvill
to be his last will and Testament in presence
of

Richard Norvill
his mark

Benjamin Bradshaw

Richard Pope

Matthew Charles

At a Court held for the County of Hampton

the 9th day of October 1788 This will was proved by the
oaths of Benjamin Bradshaw Richard Pope and Matthew
Charles Witnesses thereto and ordered to be recorded -

Attest Copy Teste

Samuel D

Thos D