

1807-004

SOUTHAMPTON COUNTY
CHANCERY PAPERS

LUNDY'S HEIRS

vs.

LUNDY,

WIDOW

2/1807

Plat

Byrd & Lundy's Luns
vs

his widow

Bill & ans

Oct 1805 Int & decree

Nov 1805 Cont for rpl

March 1806
Cont for rpl

June Ditto

Sept Ditto

Nov Ditto

Feb 1807

Rept & P. final

To the worshipping Court of Southampton
County in Chancery sitting humbly complain-
-ing there to your worships your orators Byrd
Lundy & William Lundy infants and coheirs of
Byrd Lundy dec^d by Joshua B Lundy their Guardian

That the said Byrd Lundy the
father of your orators departed this life
in 1809 leaving a wife to wit, Mary Lundy, whom
your orators pray may be made Defendant,
and your orators his only children. That the
said decedent died seized in fee of a tract of
land lying in this County containing
seven hundred acres or thereabout & sit negroes.
That the portion, which the Law allows, during
the life time of the Dft this mother, ^{of the said Land & negroes} ^{to your orators} ~~the said~~
two thirds thereof, to be equally divided between
your orators ~~the said~~ have not yet received into posses-
sion - ~~all~~ which is contrary to Equity - In
consideration whereof I beseech your orators
are reminded in the premises without the
interposition of your worship they pray
that the said Land & negroes may be com-
missioners to be appointed by the Court
equally divided into three parts one of which
to be delivered to the Dft during her life & the
other two to your orators each one part, & that
the S^d Dft may true answer make to this bill
& may it please your worship to grant general
relief to your orators & they ever will be
Thankful for comp^{ts}

The answer of Mary Lundy widow & relict
of Byrd Lundy dec'd to the bill of Complaint
submitted in the County Court of Southampton
against her by Byrd & William Lundy coheirs of the
said Decedent by Joshua C Lundy their Guardian
This Defendant saving and reserving to
herself

herself all benefitted of exception to the errors
in the plaintiffs said bill contained for
answer thereto or so much thereof as
she is advised it is material for her to
answer unto answer with a faith that the
facts in the said bill, she this Dft. believes
so far as her own knowledge extends to be
true & that she will cheerfully submit to
such decree as the Court may deem equitable
in the premises. & she prays hence to be
discharged &c

Thobson for Dft
this being a friendly bill and
answer & the Dft. absent -
I employed as on her account by
Joshua C. Lundy
J. Thobson
Oct. Court 1805

Byrd & Lundy's heirs
vs

his widow

bill & ansr

Oct 1805 Inf. decree

Nov 1805 Cont for rple

March 1805
Cont for rple

June Ditto

Sept Ditto

Nov Ditto

Feb 1807

Rept Rep. final

Luning & Co Inty
15
Luning & Co
Oct 1865

Sampton, October Court 1805

Byrs Lunsy and William Lunsy
infants and Coheirs of Byrs Lunsy dec?
by Joshua C. Lunsy their guardian ad litem
against

Mary Lunsy widow and relict
of said Byrs Lunsy dec?

In Chancery

Sept

This cause was this day docketed by consent. And
on the bill and answer, on consideration whereof it is decreed
and ordered that William Wright, James Harris, David
Myrick, and Robt. Mabry or any three of them divide the
land and negroes whereof Byrs Lunsy died possessed
and assign one third to Mary Lunsy in her dower for
life and the remaining $\frac{2}{3}$ to Byrs Lunsy and William
Lunsy infants and Coheirs of Byrs Lunsy dec? and
make report to the next Court in order to a final
decree

Attest
Amos Kellogg
Clerk

Sundy, heirs

or

M. Sundy widow
and Relict of

Byrd Sundy dec'd

Feb'y 1807

Rape & PWR

Report in Chancery

agreeable to a decree and order in Chancery, made by
County Court of Southampton made, at October Court
1805, wherein Byrd Lundy and William Lundy infants,
and Coheirs of Byrd Lundy dec^d, by Joshua C. Lundy
their guardian Complainants; —
against

Mary Lundy widow and relict of said Byrd Lundy def^t.
We the subscribers, appointed under the said
decree and order, have divided the said estate, as
followeth; We allotted unto Mary Lundy widow as aforesaid
two hundred and six and three quarter Acres of Land,
agreeable to a plat, herunto annexed, reference being
had, will fully shew, ~~and~~ the metes and bounds of
said dower Land; — the other two thirds of said Land
we have not divided between the Complainants, they
being very young, and the Land, to be rented for many
years, we are of Opinion, that keeping the two
thirds, in one tract, will enhance the yearly Rent
thereof; — We have also, allotted unto the said Mary
widow and relict of said Byrd; her dower of the
Slaves of said decedant, viz, one Negro Man, called
Dick; and have linked to the said Negro Dick, an
old Negro Woman called Nan, to be ~~maintained~~ maintained by
the said Mary, during the life of said Negro.

Plan, which we believe will reduce the value
of Negro Dick, so as to bring his price down, to the
one third of the Value of all the Slaves; - The re-
-due of the Negro's we have not divided, there
being only Three, after taking out the dower,
which we think to be worth, at this time, the
Sum of One hundred & Twenty pounds; viz, Negro
Nat Sixty pounds, Woman Meriah twenty pounds
and Boy George Twenty pounds; from this Statement
a just and equal division could not be made, and
knowing that the said Negro's must be hired for a
number of years; are of opinion it will be of con-
-siderable advantage to the said Children, for
the Negro's to remain undivided; and for the
hire to be annually divided between the said
Complainants Byrd & William Lundy coheirs of the
said Byrd Lundy dec.^d - Given under our hands this
15th day of January 1807. —

David Myrick

James Harris

Platt and course

