

1808-025

SOUTHAMPTON COUNTY
CHANCERY PAPERS

MASSENBURG ux + al vs BLUNT ux + al 1808

Other Surnames: Drew,

To the worshipful Court of Southampton in Chancery sitting

Humbly complaining sheweth your worshipful orators and oratrix
William Mapenbung and Rebecca his wife and your orators and oratrix
Nicholas, James, Elizabeth, Lucy, William, John, Sarah
and Rebecca Mapenbung -
Infant Children of William Mapenbung and Rebecca his wife by their
guardian and next friend William Mapenbung - That Sarah Drow late
of this County departed this life sometime in the present year having first
made and executed her last will and testament which has been duly
admitted to record in the Court of this County: to which last will
and testament your orators William Mapenbung and Samuel Blunt
two of the executors therein named, have qualified according to law.

In the will aforesaid your orators and oratrix state that after sundry
bequests in the several clauses the testatrix makes the following.

"Seventhly - I give the residue of my negroes not already disposed
of to be equally divided amongst the living children of my two nieces
"Rebecca Mapenbung and Elizabeth Blunt, reserving the proportion that
"may be allotted unto Rebecca Mapenbung's children to her use during
"her natural life, and also the proportion that may be allotted to Elizabeth
"Blunt's children to her use during her natural life, and then to their chil-
"dren and their heirs forever - Your orators and oratrix state that under

the above recited clause in the said will your infant orators and oratrix
Nicholas, James, Elizabeth, Lucy, William, John, Sarah
and Rebecca Mapenbung -
children of your orators and oratrix William Mapenbung and Rebecca his
wife are entitled to two thirds of the slaves so disposed of after the
expiration of the life estates of their mother Rebecca Mapenbung
and that Eliza, Martha, James and Samuel Blunt
infant children of Samuel Blunt and Elizabeth his wife are entitled to
the remaining third part after the expiration of the life estates of their
mother Elizabeth Blunt - Your orators and oratrix state the names of

the negroes contained in the residue so disposed of in the said clause in
Sarah Drow's last will and testament to be as follows. Old Tom, Little Tom,
Andrew, Mary, Dany, Solomon, Abram, Lucy and her three children
Lucy, Rainey and her three children

In these considerations whereof and in as much as your orators and oratrices are
seemingly in the premises except by the intervention of a Court of Equity,
they pray that Samuel Blunt who is co-defendant with your orator William
Mapenburg and Elizabeth his wife and Eliza, Martha
James and Samuel Blunt

infant children of said Samuel
Blunt and Elizabeth his wife by their next friend may be compelled to
answer all and singular the allegations therein contained, and that your wor-
ships would appoint

or any three to divide the said negroes agreeably to the above recited clauses
in the said last will and testament of Sarah Drew so far as it relates
to the life estate of your oratrix Rebecca Mapenburg and the
defendant Elizabeth Blunt. That is, that they assign to William
Mapenburg and Rebecca his wife two thirds of said slaves subject to
be equally divided amongst your infant orators and oratrices
Nicholas James, Eliza and Henry William John Sarah
and Rebecca Mapenburg
children of your orator and oratrix William Mapenburg and Rebecca
his wife after the death of your oratrix Rebecca, and that they
assign to Samuel Blunt and Elizabeth Blunt his wife the remaining
third part of said slaves subject to be equally divided amongst the
infant defendants kintred Eliza, Eliza, James and
Samuel Blunt children of said defendants Samuel Blunt and
Elizabeth his wife, after the death of said Elizabeth Blunt And
your orator and oratrices pray that your worship would make such
other and further decree in the premises as may be ~~agreed~~ dictated by
Equity, Law or Justice and your Orators and Oratrices will ever &c

Wm Mapenburg for
W Mapenburg his wife and
Henry James Eliza and Henry
Wm John Sarah and
Rebecca Mapenburg
Wm Mapenburg

In the worshipful Court of Southampton in Chancery sitting

The Answer of Samuel Blunt and Elizabeth his wife and Eliza, Martha
James and Samuel Blunt — — — infant children of said
Samuel Blunt and Elizabeth his wife by their Guardian and next Friend Samuel
Blunt to the Bill of Complaint exhibited against them in the worshipful
Court of Southampton by William Mapenburg and Rebecca his wife and
Nicholas James, Eliza and Henry William John Sarah
and Rebecca Mapenburg
infant children of William Mapenburg and Rebecca his wife by their
Guardian and next friend William Mapenburg. These Respondents saving
and reserving to themselves all and every benefit of exception to all errors and
imperfections in the Complainants said Bill contained, in answer thereto or to so
much thereof as they are advised is material for them to make answer unto
answering say That it is true that Sarah Drew late of this County did
die sometime in this present year leaving such a last will and testament
as is spoken of by the Complainants in their Bill and that under the
seventh Clause in said will your Respondents do claim a proportion
of negroes therein bequeathed as is set forth by the Complainants and
your Respondents beg to represent to your worship that such
decree as is prayed for by the Complainants in their Bill meets with the
approbation of your Respondents, and your Respondents pray to be hence
dismissed &c

Samuel Blunt for
Eliza Martha James and
Samuel Blunt
Sant Blunt

Mapenburgs
as
Blunts
This came being docketed by consent of parties and
being read on the Bill, Answer, Exhibits and Arguments
of Counsel upon consideration whereof it is by the Court
ordered adjudged and decreed that

Commissioners or any three do proceed to assign lay off and
set apart to William Mapenburg and Rebecca his wife
for and during the natural life of the said Rebecca two thirds of the
following negroes Eliza, Little Tom, Andrew, Moses, Davy Solomon
Abram, Lucy and her children, Buldy, Kainey and
Liddy and their future heirs

(They being the negroes contained in the residue ~~portion~~ of bequeathed to
 Rebecca Mapenburg for life Remainder to Nicholas, James, Edward
 Lucy, William, John, Sarah and Rebecca Mapenburg - -
 children of said Rebecca Mapenburg, and to Elizabeth Blunt for life remainder
 to Eliza, Martha, James, and Samuel Blunt
 children of said Elizabeth Blunt) subject nevertheless to be equally divided
 among the infant complainants Nicholas, James, Edward Lucy,
 William, John, Sarah and Rebecca Mapenburg
 children of said Rebecca Mapenburg at the death of the said Rebecca
 Mapenburg. And that they assign say off and set apart to Samuel Blunt
 and Elizabeth his wife for and during the natural life of the said
 Elizabeth the remaining third part in the aforementioned negroes
 subject nevertheless to be equally divided amongst the infant defendants
 Eliza, Martha, James and Samuel Blunt
 children of said Elizabeth Blunt at the death of the said Elizabeth
 Blunt and that they make report to this Court of their proceedings
 herein -

Mapenburgs } Bill Answer
 - vs - }
 Blunts } as Decree -
 " " "

Sep 1807 Sent down

Apr 1808

Rept re T^l final down

Magenburg
" } Intz
Blumh. } Decree

September 1804
April 1808 Rept. ad.
Adm. final -

Southampton September court 1807

William Mapenburg and Rebecca his wife, and
Nicholas, James, Etheldred, Lucy, William, John
Sarah, & Rebecca Mapenburg infant children of
Wm Mapenburg & Rebecca his wife, by their guardian
and next friend William Mapenburg ~~Ex parte~~

vs
Samuel Blunt & Eliza his wife, and Eliza Martha
James, & Samuel Blunt infant children of S Samuel
and Eliza by their guardian & next friend Sam Blunt defts

In Chancery

This cause was this day docketed by consent of
parties, Heard on the bill and answer and arguments of Counsel
the Court on consideration thereupon doth as judge decree and
order that Thomas Ridley Junr. Hardy Applicant Peter
Blow and James Drew or any three of them appts lay off
and set apart to William Mapenburg & Rebecca his wife
for and during the natural life of the said Rebecca two
thirds of the following negroes, Old Tom Little Tom. Andrew
Moses, Davey, Solomon, Abram, Lucy, and her three children
Giddy, Rancey & Laddy and their five children (they being
the negroes contained in the residue bequeathed to Rebecca
Mapenburg for life, remainder to Nicholas James, Etheldred,
Lucy, William, John, Sarah, and Rebecca Mapenburg children
of S Rebecca Mapenburg & to Eliza Blunt for life & remainder
to Eliza, Martha, James and Samuel Blunt children of
Elizabeth Blunt) Subject nevertheless to be equally divided
among the infant complainants Nicholas, James, Etheldred,

ling, William John, Sarah & Rebecca Maysenburg children of
of said Rebecca, at the death of P^r Rebecca Maysenburg
And that they assign lay off and set apart to Sam^l Blunt
and Elizabeth his wife for and during the natural life of
said Elizabeth the remaining third part of the aforementioned
negroes subject nevertheless to be equally divided among the
infant defendants, Eliza Martha, James & Sam^l Blunt
children of P^r Eliza Blunt at the death of the said
Elizabeth Blunt. And that the commissioners aforesaid
make report of their proceedings in order to a final
decree

Sam^l Kella

1807 Dec. 29 By virtue of the above Decree
we, three of the Commissioners therein named and
appointed, have assigned to William Maysenburg
and Rebecca his wife for their use the following slaves
Trust, Mous, Abraham, Lydia, White Tom, Maria
Hulda, Peter, Bontus, Little Tom, Ananias, Raisy,
Bob and Molly; and to Samuel Blunt & Elizabeth
his wife for their use the following slaves Tom, Davy,
Solomon, Lucy, Milly, Old Tom and Cain

Thomas Ridley Jr
Hardy Oppewhit
Peter Blown