

1812-006

SOUTHAMPTON COUNTY
CHANCERY PAPERS

IVEY ~~S~~ux+d VS. IVEY ~~S~~ a, by → c

12/1812

See also: Ivey v. Ivey, 1819-28

other surnames: Prince, Gilliam

To the worshipful Court of Southampton in Chancery
sitting - Humbly complaining Shew unto your
wishes your complainers George Ivey and Lucy
his wife formerly Lucy Ivey daughter of Peter now
Ivey, Sally Ivey Henry Ivey, Benjamin Ivey and
Sally Ivey, Peter now Ivey and Sterling Ivey infant
children of the said Peter now Ivey and by their
next friend the said George Ivey. That Peter now
Ivey late of this country died seized and possessed
of a tract of land containing 156 ^{and separate} acres, having
made no last will and testament previous to
his death. That the said Peter now Ivey left a widow
Sally Ivey, and the aforesaid tract of land was divided
among the heirs of said Peter now Ivey by a sale
which was made in pursuance of a decree of this Court
of fifty two ^{and two negroes Peter and} acres of the same, being sit about the
the said Sally widow as aforesaid as her dower
That the said Sally widow as aforesaid has lately
departed this life and your complainers as the
children of the said Peter now Ivey and are entitled
together with Elizabeth and Thomas Ivey two ^{other}
other children of the said Peter now Ivey and to the said
tract of land ^{and negroes}. Your complainers here beg
leave to state that the said tract of land is not worth
one hundred dollars as shared and therefore under
an act of Assembly in such case made and
provided should be sold in order to effect ^{division} ^{and} ^{and}
and that a sale of said negroes should also take place in order to effect a
Intend in consideration whereof and in as much as your
complainers are residing in the premises except by

the intervention of a Court of Equity when matters of
this kind are properly cognizable, they pray that the
Court would appoint commissioners to make sale
of said land ^{and negroes} or such credit as may be deemed meet
and direct the same to take bond with security
payable to the persons entitled by divorcing the same
in the following manner to wit, 1/9th part to Geo Ivey
and his wife Lucy in right of his said wife. 1/9th part
to Polly Ivey. 1/9th part to Henry Ivey, 1/9th part to Nancy
Ivey, 1/9th part to Elizabeth, 1/9th part to Thomas Ivey,
1/9th part to Sally Ivey, and 1/9th part to Peterman Ivey
and 1/9th part to Sterling Ivey, and they further pray
that the said Elizabeth Ivey an infant and the said
Thomas Ivey an infant may be made defendants
unto the said Elizabeth by her guardians Joseph
Primmer and the said Thomas by his guardian
Henry R Gilliam and be compelled to make a full
and true and perfect answer to all and singular the
allegations herein contained or fully and unequivocally
as if the same were herein again repeated and they
more particularly interogated and your committee
pray that your worship would make such other and
further decree and order in the premises as may be
consistent with equity & they will &c

The answers of Elizabeth Ivey by her guardians
Joseph Primmer and Thomas Ivey by his guardian
Henry R Gilliam to the bill of Complaint exhibited
against him by George Ivey and Lucy Ivey his wife
formerly Lucy Ivey daughter of Peterman Ivey deceased
Polly Ivey, Henry Ivey, Benjamin Ivey, and Sally
Ivey, Peterman Ivey and Sterling Ivey by their next
friend the said George Ivey.

These respondents saving now and at all
times hereafter all right excepting to any errors
in complainant's bill contained, for answer thereto
saith that they cannot gainsay the allegations
in said bill contained and they are willing to
submit to such decree as this Court may think
proper to pronounce & they may take hence
dismissed &c -

This cause being docketed by Consent of parties this
day came on for hearing on the bill and answer
and arguments of counsel, when consideration whereof
the Court doth order adjudge and decree that
Saml Fort, John Reese, Thomas Potts and Thos

