1814-044 SOUTHAMPTON COUNTY CHANCERY PAPERS THOMAS VS. VICK et al 5/1914

other SURNames: McMial

Geo. G. Thomas
vs
Chancery
Bill
Vick et al

August 1805

Bill filed Rule

Sep Do Do

Oct Do Do

May 1814 abates by
Pltfs death

To the worshipful Court of Southampton in Chancery sitting

Humbly complaining shewith unto your worships your orator George G. Thomas— That a certain Simon Vick late of this County died seized and possessed of a certain tract or parcel of land lying being and situate in said County containing by estimation fifty acres be the same more or less, and leaving the following children and grand children (who are entitled to a distributive share in said land, as the said Simon died without having made a last will and testament) Viz - John and Jesse Vick his two sons: Moses Simon and John Vick infant children of Jacob Vick his third son now deceased; and Sally and Jenny Mcniel infant children of Mourning Mcniel formerly Mourning Vick daughter of said Simon, now deceased, who intermarried with a certain Andrew Mcniel also now deceased - Your Orator states that by a Deed of conveyance executed by John Vick the son of Simon, and Silvey his wife to your orator, the said John transferred all his right title claim or demand to his portion of said tract or parcel of land to your Orator, which deed is hereunto annexed and prayed to be taken and considered as part of this bill - Your orator states that the respective shares of said land will not amount to one hundred dollars, and therefore it

will be necessary that the said tract or parcel of lands should be sold at public auction and the proceeds of the sale divided according to the statute relative to the distribution of intestates estates In tender consideration whereof and in as much as the matters herein stated come properly within your jurisdiction your orator prays that the said Jepe Vick, Moses Simon and John Vick children of Jacob Vick and Sally and Jenny McNeal children of Mourning McNeal may be made defendants hereto, and that they be compelled on their corporal oaths fully true and perfect answer to make to all and singular the allegations herein stated, And your orator prays that your worships may cause the said land to be sold at public auction and the proceeds of the sale to be divided in the following manner Viz - One fourth part to your orator, it being the portion to which John Vick was entitled and which by his said deed of conveyance was transfered by said John Vick to your orator - One fourth part to Jepe Vick - One fourth part to Moses Simon and John Vick infant children of Jacob Vick and shares the use of said Simon to be equally divided among them - and the remaining fourth part to Sally and Jenny McNeal infant children of Mourning McNeal formerly mourning Vick daughter of said Simon to be equally divided among them - and that the said Sales may be more fully and completely carried into effect your orator prays that Comm spiners may be appointed for that especial purpose - and your orator prays that your worships would grant such other and further relief in the premises as may be consistent with justice and Equity and your orator will ever pray &c &c &c

Thomas } Spec
vs } in
Vicks & others } Chancery

7th March 1806

executed on Lally
and Lucy McNeal
the Vicks no Inha
=bitant—

Richd Mabry Ads
for
Robt Mabry Ads

The commonwealth of Virginia to the Sheriff of Hampton County greeting you are hereby commanded to summon Moses Vick Simon Vick and Pat. Vick infant children of Jacob Vick Jesse Vick and Sally Memick & Fincy Memick children of Vick who intermarried with Memick to appear before the justices of our said Court at the Court house on the third Monday in March next to answer a bill in Chancery exhibited against them by George G. Thomas and this they shall not omit under the penalty of £100 each and have then there this writ Witness Samuel Hill clerk of our said Court at the Court house this 15th day of February 1806 and in the 30th year of the Commonwealth

Sam. Hill c

John Tickell Esqr
To ~~&~~ dud.
Geo. J. Thomas.

This Indenture made this 21. day of June. 1805. Between John Vick and Silvey his Wife of Hampton County of the one part and George G. Thomas. of S.C. County of the other part

Witnesseth that the said John Vick and Silvey his Wife. have for. and in consideration of the sum of Thirty Dollars to them in hand Paid. Granted bargained Sold. and by these Presents doth grant Bargain and Sell unto him the said George. G Thomas. and to his Heirs Assigns forever. Their interest say one fourth part of a certain Tract or Parcel of land formerly held by. Simon Vick deceased. father of the s.d. John. who in his life time placed Andrew McNeils. who was his son in Law, in Possession of the same. but never did to him convey. a legal title to the s.d Land. containing Fifty acres. be the same more or less.—

To have and to Hold. to the s.d George G. Thomas. his Heirs Assigns. all our right title Interest. claim and demand. what we are entitled unto as the Legal Coheirs of the said Simon Vick deceased.— of in to the s.d fifty acres of land Premises as above mentioned, and the s.d John Vick and Silvey his Wife for themselves their Heirs exors

and.

and Adm.rs and every other Person. Warrant unto the s.d G. G Thomas. his Heirs Executors all their entire Interest as before mentioned

In Witness whereof the s.d John Vick and Silvey his Wife have hereunto set their Hands. and Seals this 21. day of June One Thousand Eight Hundred & five

Sealed. & Acknowledged In Presence of
Wm Johnston
Benj Blunt jun.r
Clk Lancaster

John. his + mark Vick

Silvia her + mark Vick

Southampton County Court

The Commonwealth of Virginia to the Sheriff
Blunt and Whitehead — Greeting
Gentlemen Jurors of the peace greeting whereas John
Vick Silvia — this wife hath by their certain
Indenture of bargain and sale dated the 21. day of June
1805 Conveyed unto Geny G. Thomas — Intirety & sworn Court
of the County of Southampton their full interest estate & right
of fifty acres of land more or less known by the name of
Silvia — Cannot conveniently travel to the Court of
your said County to acknowledge the same therefore
we do give to you power to receive the acknowledgment
which the said Silvia — shall be willing to
make before you of the Convey ance aforesaid Contained
in the said Indenture which is hereto Annexed and we
do therefore Command you to go personally to the
said Silvia — and examine her privately &
apart from her husband whether she hath executed
the said deed freely and Voluntarily without the
persuasion or threats of her said husband: and whether
she is willing the same should be recorded in
County Court of Southampton, and when you
examined her as aforesaid and taken her acknow-
ledgment of said Indenture, that you distinctly
and openly Certify us here of under your hands
and seals returning to us also this Writ
Witness Samuel Vick Clerk of our said Court
this 19th day of June 1805 and in the 29
Year of the Commonwealth

Sam. Vick

Jo Johnston Jct

By virtue of the within Commission to us directed. We the Subscribers have personally waited on the within named Silvia and have examined her Separate and apart from her Husband, whether she freely and willingly of her own free will and Accord, relinquishes her Interest in the within mentioned Land, and whether she is willing the Indenture together with this Comm. should be Recorded in the County Court of Johnston — Therein all of which she consents. Given under our hands & Seals this 21st day of June 1805

Benj Blunt (Seal)

W. Johnston (Seal)