

1815-007

SOUTHAMPTON COUNTY
CHANCERY PAPERS

DUCK et ux

VS. WHITE v al

6/1815

Plat

Duck & w

25 } Bill &
White } Answer

November 1844 Int. J. Deane

Sepe Langford

Jonathan Luter

Pettoway Johnson

Wm Joiner

or any three

Wm 25

To the worshipful Court of Southampton County in
Chancery setting: Humbly complaining shew unto your worships
your orator and oratrix Jacob H. Duck, & Stacey his wife
that some time since Shelly White departed this life seized
and possessed of a tract or Parcel of land containing about
two hundred and seventy acres and several negro slaves,
that the said Shelly White, left a widow, Mary White,
your oratrix Stacey John L. White & Thomas S. White his
Children - that the said Mary White widow and relict
as aforesaid, qualified as the administratrix of her dec.
Husband whereby she became possessed of ~~the~~ ^{the} slaves,
~~of whom~~ ^{of whom} ~~one~~ Peter, Jacob, James, Sam, Venus, Maria,
Ginny, Randolph & Amia, after paying all the debts
of the s^d. Shelly White remain in the hands of the
Mary White, and ought now to be divided among
the Parties entitled to the same - But now, as it is,
may it please your worships the said Mary White,
John L. White & Thomas S. White combining and conspiring
with divers Persons ^{to} ~~with~~ your complainants unknown, in
order to defraud & impose upon them, the s^d. complainants
have hitherto refused, & do still refuse to make a division
of the land together with the slaves afores^d. - In finding
consideration whereof, & for as much as your orator and
oratrix are residing in the Premises, except by the intervention
of this ^{court}, where matters of this sort are properly cognizable and
releivable - To the end therefore they Pray that the s^d. Mary
White widow and adm^{tr} of the s^d. Shelly White, John L. White

and Thomas J. White be made defendants to this their
Bill of complaint - that they may set fully and unreservedly
answer the foregoing interrogatories; that they may set forth
discover and declare, whether the said Shelly White did die
seized & possessed of a tract of land in this country, with
a number of negro slaves, & how many - whether they
are willing the S. C. Land & Slaves now now be
divided by lot and proper commissioners to be appointed
by this court, & that your worship will grant such
other and further relief in the Premises, more agreeable
to equity and good conscience, as to your worship
shall seem meet to

The joint and separate answers of Mary White
widow and adm^t of Shelly White dec^d. John L. White and
Thomas J. White infants by Mary White their guardian and
next friend to a Bill of complaint exhibited against them
by Jacob St. Dick & Nancy his wife complainants

These respondents saving and reserving
to themselves all benefit and advantage of exception to the
many errors & insufficiencies in the said Bill contained
for answer thereto say - that the allegations in the S. C.
Bill contained are true - that the situation of the estate
does not require that the negroes should be held back for
the payment of debts - they are willing the land and
slaves should be divided equally to their respective rights under
the law - they deny all fraud & wrong to be here described
with their costs in this behalf most wrongfully sustained &c

Duck Y. }
m } Ant. J.
White } Secures

A Duck Roche

Southampton November Court 1814

Jacob H. Duck and Nancy his wife ~~Plaintiffs~~

against

Mary White, widow and relict of Shelly

White dec'd John L. White, & Thomas S.

White, infants by Said Mary White their

guardian & next friends - - - - - Defts.

In Chancery

This Cause was this day docketed by Consent of parties
(and came on to be heard on the bill of the Complainants,
answer of the Defendants and arguments of Counsel, the
Court upon due consideration thereof, do decree order and
adjudge that Jesse Lankford, Jonathan Suter, Pittway
Johnson and William Porter or any three of them do
with the assistance of the county Surveyor lay off assign and
set apart to the Defendant Mary White one third part of
the ~~lands~~ ^{county} ~~in~~ ^{whereof} Shelly White dec'd Sine (and
possessed ^{for life} in kind having regard to quality as well as
quantity; and that they divide allot & set apart to the Said
Mary one third part of the following Slaves, ^{for life} ~~whereof~~
Said Shelly White dec'd possessed, to wit, Peter, Jacob, James,
Sam, Oum, Maria, Ginny, Randolph, and Anna, - and
that they divide the remaining two thirds of Said land and
Slaves into three equal Shares and assign to the complainants
Jacob H. Duck and Nancy his wife in right of his wife Nancy
one equal Share, to the Defendant John L. White one equal
Share, and to the Defendant Thomas S. White the remaining
Share - and that they make report of their proceedings
to Court in order to a final decree

Teste
Rochelle C.

Report of the
Lands of Shelley
White dec^r
Contains 283 Acres

June 1815 Report ret. by
Secrecy final -

Ed. of Record

Agreeable to an order of the County Court of
Sumpton to us directed bearing date Nov^r Court 1814
we have gone on the lands of Shelley White
dec^d. and attended with the County surveyor as by
the Order we were required and have run out of
Survey the same, and made the division in the same
in manner and form following (to wit). On the
first Place we have laid of a part and set a part
to Mary White, widow and relict of the S^r Shelley White
dec^d. one third Part of the S^r lands for life in kind
and have had regard to quality as well as quantity
by Proper meter and bounds, (to wit) Beginning
at a Flying in Abraham bears line, thence S. 40° E—
46 pole to a cy Post in the Spring Branch, thence
N. 52° E— 17 Pole, thence S. 27° E— 30 Pole to a large
cy Post, thence N. 61° E— 30 Pole Blackwater River
thence N. 47° E— 44 Pole the ditch which was cut from
the river being the dividing line of lot N^o 1 running thence
along that ditch, and from thence a straight line
to A small red oak a new corner made in the closed
line, thence along the out bounds to the 1st Station
containing 70 Acres being her Proportionable part as closed
for life — Thence Beginning at the ditch
being a dividing line of John L Whites lot N^o 1 running
thence N. 12° E— 84 Pole to a small Pine a new
corner made in lot N^o 1 & 2 near the field call the
Scindgy key field — thence N. 27° W. 152 Pole along the
dividing line between lot N^o 1 & 2 to a black Gum — a
new corner made in lot N^o 1 & 2 on the out bounds in
Jonathan Luters line, thence along Luters out Boundary
to a small red oak bush — on the closed line

And thence along the lower line to the first station
being John L. Whites lot n^o 1, containing 90 acres
Valued at 2 dollars p^r acre amounting to 180 dollars
being his Proportionable Part of the lands of the S. dec^r.
Subject to a division at a future day of Mary Whites
doies. Which make his full Portion of the lands of
his dec^r father, after receiving from Jacob Leuchter
lot n^o 1 & Thomas S. Whites lot n^o 3 the sum of 1-50
each Which will be his full Portion in the lands
as aforesaid

Thence Beginning at a small Pine a new corner
made in John L. Whites lot n^o 1 & Jacob Leuchter lot n^o 2
On right of his wife Nancy, Running thence N. 86-E
52 Pole to a large Pine stand standing on the banks
of Blackwater. Then a new corner made in Jacob Leuchter
lot n^o 2 & Thomas S. Whites lot n^o 3 — thence N. 15-
West 146 Pole to a small Red Oak a new corner made
in in lots n^o 2 & 3. in Daniel Sumner's former line
then along his line to Jonathan Lutes line, and then
along Lutes line to a Black Gum a new corner made
in Lutes old bounds being a corner of lots n^o 1 & 2
and thence along that dividing line of lots n^o 1 & 2
S. 27-E-75 Pole to the first station.

being lot n^o 2 Which lot was drawn by Jacob
Leuchter in right of his wife Nancy Leuchter formerly
Nancy Whites daughter and heir of Shelley Whites dec^d.
containing 61 p^r acres Valued at 3 dollars p^r acre
making 184-50 being his Proportionable Part

of the S. lands, Still Subject to an Equal
division of the Widow Mary Whites doies after her
decease, in right of his wife Nancy. after
Paying to John L. Whites lot n^o 1 the sum of
\$1-50 of his full Portion of the S. lands in right
of his wife Nancy — deduct 1-50 from 184-50
leaves 183 dollars his Port of the Present division.
Thence Beginning at a large Pine a new
corner made in Jacob Leuchter & Thomas S. Whites
lots n^o 2 & 3 — Running thence N. 86-E-36 pole
to a large Pine standing on the side of the River
and thence up the River the various courses thereof
to a bypass R. of the Widow Scott formerly Daniel
Sumner's line, thence N. 86-W-90 Pole to a small
Red Oak a new corner made in the Widow Scotts old
line a C. of lots n^o 2 & 3 — thence along that dividing
line of lots n^o 2 & 3 — S. 15-E-146 Pole to the first
station being lot n^o 3 Which lot was drawn by
Thomas S. Whites containing 61 p^r acres Valued at 3-00
p^r acre making 184-50 — his Proportionable part
of S. lands after paying to John L. Whites lot n^o 1
the sum of 1-50 — Which sum deducted from 184-50
leaves 183-00 his full Portion of the S. land after standing
an equal division in the doies right of his mother Mary Whites
at a future day — Given Under our hands this 16th day
of June — 1815

Jesse Sanford
Pettway Johnson

William Payne
Jonathan Lutes

At a meeting to an Order of the County Court of Sumpter
to us directed bearing date November Court 1814 We
the undersigned hath Proceeded to divide and allot
apart to Mary White Widow and Relict of Shelly White
dec'd for life One third Part of all the Slaves
belonging to the Estate of the ^{v.} dec'd. and also to make
and Equal distribution of the remaining Two thirds
of the ^{v.} Slaves among the Legatees of the ^{v.} dec'd.
namely Jacob Duck in right of his wife Nancy
John L. White, & Thomas White; in manner and form
following (to wit) In the first place We proceeded to
Value all the negroes belonging to the ^{v.} Estate namely
Peter 300 dollars James 350 dollars Jacob 350 dollars Sam-
350 dollars, Venice 300 dollars, Marier 300 dollars James
180 dollars Randol 175 dollars, & Amy 70 dollars -
making in the whole Valuation 2375 dollars; then
allotting and setting apart for life in the first place to
Mary White Widow and Relict of Shelly White dec'd as her
dower for life One third part of the Valuation of the
Slaves, which is 791-50, and have assign'd to her the
following negroes namely Jacob Valued at 350 dollars &
Marier 300 dollars and Randol 175 dollars making 825
which is 33-50 more than her Proportion of Dower in
the aforesaid Slaves; but is as near as We can Possibly
allot them of. which Sum of 33-50 the ^{v.} Mary
White will Pay to Thomas White's lot of Slaves in
order to make up his Proportion of the remaining two
thirds of negroes aforesaid.

also we have allotted laid off and assign'd to Jacob Duck
in right of his wife Nancy Duck formerly Nancy White
his Proportionable part of the remaining two thirds of
the ^{v.} Slaves which is 527-83 and set apart the following
negroes to make that Sum which he draw. namely

Peter Valued at 300 dollars & Venus at 300 dollars making
in all 600 dollars which is 72.17 more than his
Proportion in the remaining two thirds of the S. Slaves
which Sum of 72.17 Jacob Duch Pays to Thomas
S. White, toll of Slaves in Order to make an Equal
Proportion in the Division of the remaining two thirds
which Sum of 72.17 deducted from 600 dollars leaves
527.83 his full Proportionable part of the S. Slaves
in right of his wife Nancy —

also We have allotted assign^d and set apart to John L. White
Infant Child of Shelly White dec^d. his Proportionable part
of the remaining two thirds of the Slaves of the S. dec^d.
namely Jim 350 dollars and Jerry 180 dollars making
530 dollars which is 2.17 more than his Proportion in
the remaining two thirds of the Slaves aforesaid; which
you may see by deducting 2.17 from 530 leaves 527.83
his full Proportionable part of the S. Slaves after paying
to Thomas S. White toll the Sum of 2.17 in order to make
his full Proportion in the remaining two thirds of
Slaves aforesaid —

also We have allotted and assign^d to Thomas S. White Infant
Child of Shelly White dec^d. the following Slaves (to w^d) Sam
Valued at 350 and Amy 75 dollars making 420 dollars
which is his Proportionable part of the remaining two
thirds of the Slaves aforesaid; after receiving from Mary
White Widow and relief of Shelly White dec^d. the Sum of
33.50 and from Jacob Duch in right of his wife Nancy
the Sum of 72.17 and from John L. White toll of
S. Slaves the Sum of 2.17 which respective Sums added to
420 dollars makes 527.83 his full Proportion of the
remaining —

Two thirds of the Slaves belonging to the Estate of
his deceased Father. Given under ^{our} hands this
16th day of June 1845

Pettway Johnson
Jonathan Luter

Wm. Boyner

Jesse Lankford

Report of the
Deacons of
the Negroes of
Stony Brook

Plan of the
Lands of Shelly
White Acres

283 Acres


B

June 1875
 This done by the
 Magnetic Meridian
 Variation $N. 17^{\circ}$ to the
 East — James Jones CD

A hand-drawn map of a land tract, likely a survey. The map features a large, irregularly shaped area with several smaller sections and a winding river or path on the right side. The river is labeled "Black-Pater River".

Key annotations and labels include:

- Top Left:** "Oak Swamp", "Map of the whole tract", "near the fork leading to the house".
- Top Center:** "Total 10,000 Acres", "drawn by John L. White".
- Top Right:** "drawn by Thomas S. White", "in sight of his wife Nancy".
- Right Side:** "N. 15. W. 146 P. 60".
- Center:** "Melrose 90 Acres".
- Bottom Left:** "Beginning at a peg in the corner of the lot".
- Bottom Center:** "Cypress in the spring", "Cypress in the spring", "Cypress in the spring".
- Bottom Right:** "Black-Pater River".

The map is drawn with a compass rose indicating North (N) and South (S). The river is depicted with a wavy line and a shaded area representing water. The land tract is outlined with a solid line, and various points are marked with dots and small circles.

Roll no. 3 - 64 p. covers
drawn by Flourens
A White —

total 10.199 acres
drawn by John L. White

N. 15. W. 146° 00'

Malabar close?
70 Acres

Black-Paler
River
pitch

to be in the spring
Dover.

June

Cypripedium

From Victor
Beckwith

$$\begin{array}{r} 92 \\ \hline 180 \end{array} \quad \begin{array}{r} 61\frac{1}{2} \\ 3 \\ \hline 183 \end{array} \quad \begin{array}{r} 1.50 \\ \hline 183.50 \end{array} \quad \begin{array}{r} 183.50 \\ \hline 183.50 \end{array} \quad \begin{array}{r} 180 \\ \hline 547.00 \end{array}$$

Mary White, widow
of Shelly White adw.
of the same -

Jacob H. Duck
who married Nancy

John L. White -

Thomas S. White -

Nov^r 2^d 1814

This may Certify to the Worshipful court of Solon
that I am perfectly willing that a division in the
Land of Shelley White dec.

Mary White