1819-012 SOUTHAMPTON COUNTY CHANCERY PAPERS SANDIFER et ux etal VS BARRETT 3/1819

other SURNames: DREW

Sundries do.

M. 3 Bills do.

Barnstable

December 1818

Supt. Deeds.

The Answer of Jacob Barrett to the bill exhibited against
by Richard Sandifer & Nancy his Wife and Lipe Drew and Martha
Drew infants by Richard Sandifer their next friend —

This defendant saving & reserving to himself all and
every benefit of exception to any errors in the complainants bill
contained or to so much as he is advised it is material to answer
saith that it is true as is alledged in the bill that Edward
Drew died intestate seized of a tract of Land
and several slaves — that this respondent
has the Land & slaves in possession and has no objection to such a
decree as is prayed for — Denying all fraud &c. Praying hence to
be dismissed &c.

Sandifer &c.
vs. In Chancery —
Barrett

This day this cause came on to be heard on the
bill & answer when it is ordered & decreed by the Court that
William Bryant, Davis Bryant, Jacob Barnes & Reuben Worsham
or any three be commissioners appointed by the Court to make
sale of the Negroes belonging to the Estate Edward Drew dec.
in the possession of Jacob Barrett, upon a credit of twelve months
having first advertised the time & place of the same and take
three Bonds with good & sufficient security for the same & assign one

Bond to Richard Sandifer in Right of his Wife Nancy (formerly Drew) one Bond to the Guardian of Lipe Drew and the remaining bond to the Guardian of Martha Drew and make their report to this Court in order to a final decree ——

Sandifer Sett.

M. 3
3
Barrett & Chancy

This day this cause came on to be heard on the bill and answer, when it is ordered & decreed by the Court, that Lewis Worrell, Jacob Barrett, William Bryant and Davis Bryant or any three be commissioners appointed by this Court hereto by the County surveyor to divide the Lands belonging to the Estate of Edward Drew dec. into three equal Parts & assign one third to Richard Sandifer in Right of his Wife Nancy (formerly Drew) one third to Lipe Drew and one third to Martha Drew having regard to quality as well as quantity — that the said Commissioners set the Negroes belonging to the said Edward Drews Estate upon a credit of twelve months, having first duly advertised the time & place of the same and take three seperate bonds for the same with good security for the same, and assign one bond to Richard Sandifer in Right of his Wife Nancy, one bond to the Guardian of Lipe Drew & the remaining one to the Guardian of Martha Drew, and report to Court in order to a final decree —

To the Worshipful the County Court of Lunenburg

In chancery sitting, Humbly complaining sheweth unto your Worships, your Orators & Oratrix Richard Sandifer & Nancy his Wife (formerly Drew) Lipe Drew, & Martha Drew infants under the age of twenty one years by Richard Sandifer their next friend —

That Edward Drew the Father of your complainants departed this life several years since intestate seized & possessed of a tract of Land & several slaves — That at the time of his death he left three children to wit, Lipe, Martha & Nancy the latter of whom is since intermarried with your Orator Richard Sandifer — They by leave further to state, that no distribution of the said Estate has as yet been made — that the said Land & slaves are at this time in the possession of a certain Jacob Barrett who refuses a division of the same without the aid & intervention of a Court of Equity — your Complainants by leave to state, that a division of the slaves in kind cannot be effected, they therefore pray your Worships to decree a sale thereof for the purpose of effecting a distribution — they pray your Worships to compel the said Jacob Barrett who is made a defendant hereto true Answer to make to the foregoing bill, that Your Worships will decree agreeable to the Prayer of your complainants, & grant such other & further relief as may be consistent with Equity &c. and your Complainants as in duty bound will ever pray &c.

Upshur & Upshur p.q.

Saisi exec. Jud. de
Barreto Final decree

a Copy

1879 March Sept. Ret. 3
Finale Decree by consent

Virginia Southampton county December court 1818.

Richard Sandifer and Nancy his wife (formerly Drew) Jesse Drew and Martha Drew infants under the age of twenty one years by Richard Sandifer their next friend Complainants

against

Jacob Barrett Defendant

In chancery

This cause was this day docketed by consent of the parties and assent of the court came on to be heard on the bill and answer, when it is ordered & decreed by the court that Lewis Worrell, Jacob Barrett, William Bryant & Davis Bryant or any three be commissioners appointed by the court attended by the county Surveyor to divide the lands belonging to the estate of Edward Drew dec'd into three equal parts & assign one third to Richard Sandifer in right of his wife Nancy (formerly Drew) one third to Jesse Drew and the third to Martha Drew having regard to quality as well as quantity, that the said commissioners sell the negroes belonging to the said Edward Drew's estate upon a credit of twelve months, having first duly advertised the time and place of the same and take three separate bonds with good security for the same, and assign one bond to Richard Sandifer in right of his wife Nancy, one bond to the guardian of Jesse Drew and the remaining one to the guardian of Martha Drew, and report to Court in order to a final decree.

A Copy Test

A. Middleton D.C.

Edward Drew Estate
Division off

March 15th 1819 Rec'd
Rec'd & OR

Report & Division
of
the Lands and Slaves
of Edward Drew Esq
dec'd Mar 16 –
June 1819.

Agreeable to an Order of the County Court of Jefferson to us directed We the Commissioners as Exprest in the decree aforesaid have gone On the Lands of Edward Drew decd attended with the County Surveyor as by the Order we were required: and run out the Same and find there to be in the Whole Tract of Land four Hundred and Ninety five Acres and we have divided the S. Land in manner and form following (to Wit) Lott No 1 Containing 196 Acres drawn by Richard Sandifer in Right of his wife Valued at 1 Dollar pr Acre making 196 Dollars 00 Cts being his full Proportion of all the Lands of Edward Drew decd in the State of Va and County of Jefferson in right of his wife Nancy Sandifer formerly Nancy Drew: after paying to Martha Drews Lott No 3: the Sum of 380 Dollars 84 Cts Which Sum deducted from 1501 Dollars 50 Cts leaves 1120 Dollars 66 Cts his full Proportionate part of the Valuation of the Lands aforesaid: and Bounded as follows (viz) Beginning at a Small black Gum Standing on the side of a Small Branch Cor of Jacob Barrett: thence S. 21 E. 14 Pole: thence S. 4 E. 76 pr Pole to a Cor of John Bill: thence S. 78 W. 34 Pole S. 87 W 20 Pole S. 85 W 12 Pole S. 79 W 8 Pole S. 81 W. 36 Pole S. 85 W 56 Pole N. 86 W. 40 Pole S. 73 W. 14 Pole S. 65 W. 24 Pole S. 71 W. 30 Pole S. 72 pr W. 30 pr Pole to a Pine a Cor of Exum Everitt Standing in the Meadow: thence along the dividing line of Lotts No 1 & 2 N 39 pr E. to the East Boundary line of Jacob Barrett a Small Pine a new Cor made between Lotts No 1 & 2: thence S. 45 E. 30 Pole to a Pine Stump a Cor of Jacob Barrett in the head of a Small Branch — thence down the run

of S.d Branch the Various bounds thereof to the first Station Including all the Boundaries of Lott No 1— also Lott No 2 drawn by Jesse Drew: And Bounded as follow(s) (viz) Beg.g at a Pine Standing in the Reserve a B.d of Exam Events thence along the dividing line of Lotts No 2 & 3. N. 23 1/2 W. to a Lightwood Stump a C.r of Jacob Barrott thence N. 50 E. 24 Pole Variation on the line. thence N. 33. E. 122 1/2 Pole to a red Oak a B.s in Jacob Barrotts line: thence S. 45 E. 107. Pole to a Small pine Bush a red C.r made in Lotts No 1 & 2, thence along the dividing line of Lotts No 1 & 2 S. 39 1/2. W. to the first Station Containing 143 acres Valued @ $8.50 ₵ p.r acre: making $1215.50 being his full Proportionable part of all the Lands of his decd Father, lying in the State of Va., after paying to Martha Drew Lott No 3 the Sum of $94.84 which Sum deducted from 1215.50 leaves 1120.66 his full Proportion as aforesaid

Also Lott No 3. drawn by Martha Drew, and Bounded as follows (viz) Beg.g at a Pine a B.s of Exam Events Standing in the Reserve a new C.r made in Lotts No 1 & 2 & 3. thence S. 31. E. 18. Pole S. 41. E. 18 Pole S. 43. E. 40 Pole S. 48. E. 44 Pole to where ought to be a C.r in Catharine Events line S. 21. W. 62 Pole S. 30. W. 12 Pole S. 45. W. 14 Pole to a pine a B.s of Jacob Barrott N. 40 W. 40 W. 40 Pole N. 67. W. 64 Pole N 73 p. W. 16 Pole N. 64. W. 30 Pole N. 57. W. 12 Pole N. 81. W. 18 Pole N 74. W. 32 Pole to a White Oak and Small dead oak B.s of Jacob Barrott and Jones Corbey (his) N. 5. E. 26 Pole Pine North 99 p. Pole to a B.s of Jones Corbey (his) N 43. E. 24 Pole N W 28. E. 40 Pole N 31. E. 57 Pole to a Post at the old School House S. 71. E. 11 p. Pole to a pine Stump B.s of Jacob Barrott and a new C.r made in Lotts No 2 & 3. thence along the line of Lotts No 2 & 3 S. 23 p. E. to the first Station — being his full Proportionable part of all the Lands of his decd Father lying in the State of Va after receiving from Richard Sandifer Lott No 1 — 380.84 and from Jesse Drew Lott No 2. — the sum of 94.84 which two Sums added to his Lott No 3. which is 215 acres valued at 3 dollars p.r acre. making 645. makes in all 1120.66. his full Proportionable part of s.d Lands as aforesaid

And we further Sale (that) agreeable to the Same decree aforesaid in Obedience thereof We have Proceeded to Make Sale of all the Slaves of the S.d decd agreable to the requisition of the decree aforesaid in manner & form following (viz) Annica Purchas.d by Richard Sandifer Esther Purchas.d by the Same both amounting to $592.05— Moses Purchas.d by Joseph Robertson at $500.00 and George by the Same Men $800.02 Making in the Whole amt of Sale $1892.07. Which Sum divided in three Equal Parts leaves 630.69. Each Legatees Proportionable Part of all the Slaves of Edward Drew decd; and We have Taken Bonds from the Purchasers as required by the above mann.r Viz and Paid them over. in manner and form as Expressed in S.d Decree: Say to Richard Sandifer his own Bond for the Sum of $592.05 & Joseph Robertsons Bond for $38.64 which two Sums added together makes $630.69 being his full Proportionable Part of all the Negroes of Edward Drew decd in right of his Wife Nancy Sandifer: formerly Nancy Drew = also assign.d over to Jacob Barrott Guardian for Jesse Drew & Martha Drew Infants of Edward Drew decd Two Bonds — one for Jesse Drew of $630.69. being his full Proportionable Part of all the negroes of his decd Father: and One Bond to the Same Guardian for $630.69 for Martha Drew. being her full Proportionable part of all the negroes of her decd Father: Given under

and hands this 16th day of January 1819—

Lewis Wood

William Bryant

Davis Bryant

Edward Bates Entered
Division 9th

March 15th 1819 Rec'd
Rec'd 9 00

Patent for Division
of the Land and Claim
of Edward Bates
Missouri 16
January 1819

Agreeable to an order of the County Court of Southampton to us directed, we the Commissioners as Expressed in the decree aforesaid. have gone on the lands of Edward Drew dec., - attended with the county Surveyor. as by the order we were required, and view out the same, and find there to be in the whole Tract of land Four hundred & Ninety five acres. and we have divided the said land in manner and form following — (To wit) Lott No. 1 containing 136½ acres drawn by Richard — Sandifer in Right of his wife. Valued at 11 Dollars pr. acre making $1501.50 cts being his full proportion of all the lands of Edward Drew dec., in the State of Virginia, and county of Southampton, in right of his wife Nancy Sandifer formerly Nancy Drew. after Paying to Martha Drew's Lott No. 3. the sum of $380.84 cts which Sum deducted from $1501.50 leaves 1120.66 cts his full Proportional part of the valuation of lands aforesaid, and bounded as follows, To wit; Beginning at a Small Black gum standing on the side of a Small branch C. of Jacob Barrett, thence S 21° E 14 Poles. thence S 4° E 76½ Poles to a corner of John Britt. thence S 78° W 34 Poles. S 87½° W 20 Poles. S 85° W 12 Poles S 79° W 8 Poles S 81° W 36 Poles. S 85 W 56 Poles. thence N 86° W 40 Poles. S 73° W 14 Poles. S 65 W 24 Poles. S 71° W 30 Poles S 72½ W. 30½ Poles to a pine a corner of Enos Everitt standing in the Pocoson: thence along the dividing line of Lott No 1 & 2 N 39½ E to the out Boundary line of Jacob Barrett a Small Pine a new Corner made between Lotts No 1 & 2. thence S 45° E 30 Poles to a pine Stump a corner of Jacob Barrett in the head of a Small branch. thence down the run of said branch the various courses thereof to the first Station. Including all the boundaries of Lott No. 1. — Also Lott No. 2 drawn by Jesse Drew. and Bounded as follows, to wit; Beginning at a pine Standing in the Pocoson a corner of Enos Everitt, — thence along the dividing line of Lotts No. 2 & 3. N 23½ W to a lightwood Stump a corner of Jacob Barrett thence N 50 E 24 Poles Variation on the line thence — N 53° E 122½ Poles to a red oak a corner in Jacob Barretts line: thence S 45° E 10¾ Poles to a Small Pine

lush a new corner made in lotts No. 1 & 2. thence along the dividing line of lotts No. 1 & 2. S 39° ½ W to the first Station. containing 143 acres valued at $8.50 ct. p. acre making $1215.50 cts being his proportionable part of all the Lands of his Dec.d Father, lying in the State of Virginia. after Paying to Martha Drew's Lott No. 3 the Sum of $94.84 cts which Sum deducted from $1215.50 leave $1120.66 cts his full Proportion as aforesaid ——

Also Lott No. 3 Drawn by Martha Drew. and Bounded as follows. (to wit) Beginning at a pine a corner of Edmd. Everitt Standing in the pecoson a new corner made in Lotts No. 1 - 2 & 3. thence S 31 E 18 Poles. S 41 E 18 Poles S 43 E 40 Poles. S 48 E 44 Poles to where ought to be a corner in Catron Everitts line S 21 W 62 Poles. S 30. W 12 Poles. S 45. W 14 Poles to a pine a corner of Jacob Barrett S 40 W 40 Poles. S 67° W 64 Poles S 73 ½ W 16 Poles. S 64 W 30 Poles. S 57 W 12 Poles S 85 W 18 Poles S 74 W 32 Poles to a white Oak & Small Dead oak corner of Jacob Barrett and Jones Easly F.N. N 5 E 26 Poles. Due North 99 ½ Poles to a corner of Lonas Easly F.N. N 43 E 24 Poles. N 28 E 40 Poles N 31 E 57 Poles to a post at the old School house — S 71 E 11 ½ Poles to a pine Stump corner of Jacob Barrett and a new corner made in lotts No. 2 & 3. thence along the line of lotts No. 2 & 3 S 23 ½ E. to the first Station. being her full Proportionable part of all the Lands of her Dec.d Father, lying in the State of Virginia after Receiving from Richard Sandifer's Lott No. 1 $380.84 cts and from Jesse Drew's Lott No. 2 the Sum of $94.84 which two sums added to her Lott No. 3 which is 215 acres Valued at 3 Dollars p.r acre making $645 makes in all $1120.66 cts her full Proportionable part of said Lands as aforesaid ——

And we further State that agreeable to the Same Decree aforesaid in obedience thereof we have Proceeded to make Sale of all the Slaves of the said (Dec.d) Agreeable to the requisition of the decree aforesaid in manner and form following — (Viz.) annexed Purchased by Richard Sandifer Esther Purchased by the Same both amounting to $592.05 Jesse Purchased by Joseph Roberson at $600.00 and Given by the Same Man $800.02. making in the whole am.t of Sale $1892.07. which Sum divided in three equal Parts each $630.69. each Legatees Proportionable part of all the Slaves of Edw.d Drew dec.d and we have taken Bonds from the purchasers as Required by the above nam.d Decree and paid them over in manner and form as Expres.d in Sd. decree: Pay to Richard Sandifer his own Bond for the Sum of $592.05 cts & Joseph's Robertsons Bond of $38.64 which two Sums added together makes $630.69 cts being his full proportionable part of all the Negroes of Edward Drew Dec.d in right of his wife Nancy Sandifer: formerly Nancy Drew — also assigned over to Jacob Barrett Guardian for Jesse Drew & Martha Drew Infants of Edward Drew dec.d two Bonds. one for Jesse Drew for $630.69 cts being his full Proportionable part of all the Negroes of his Dec.d Father and one Bond to the Same guardian for $630.69 for Martha Drew. being her full Proportionable part of all the Negroes of her Dec.d Father ——

Given under our hands this 16th day Sept.r 1819 ——

Lewis Worrell
William Bryant
David Bryant