1821-012 SOUTHAMPTON COUNTY CHANCERY PAPERS REESE etal VS. ADAMS et ux etal 1/1821

other SURNames: Ivey, Reise, Aplewhite, Ivy

Pease &c
vs 3 Bill
Adams dec'd &c

March 1815 Draw of
Publication
Jany 1816 Interl Decree
Ent. & Record

Edward Rees.
Allen Jones
Howell Cossar
or any 2

Nov 1820 Decree
Amended

To the worshipful Court of Southampton County in Chancery sitting - Humbly complaining shew unto your worships, your orator Redmond Reese and Solon Reese ~~[illegible]~~ Howell Reese and Revous Reese, infants under the age of twenty one years, by the said Redmond Reese their next friend, and your oratrixes Chaney Reese and Polly Ivey, widow and relict of Henry Ivey dec^d, formerly Polly Reese that a certain ~~Reese~~ Sally Reese departed this life, on the day of in the County of Southampton, intestate, seised of ~~two small tra~~ or parcels of land, in the said County, containing by Estimation 229 3/4 acr and possessed of two slaves, named Solomon and Rachel - that the said Sally Reese, at the time of her death, left nine children, to wit, your orator and oratrixes, Betsey Adams, formerly Betsey Reese, wife of Arthur Adams, inhabitants of the State of Georgia, Harris Reese, also an inhabitant of the State of Georgia, which said Arthur Adams and Betsey his wife and Harris Re are prayed to be made defendants to this bill, and Anselm Reese to whom letters of administration on the Estate of the said Sally Reese dec^d were in due form of law granted by the County Court of Southampton on the day of - which said Anselm Reese in his own right and also as administrator of the said Sally Reese dec^d is also prayed to be made a defendant to this bill - Your orat. sometimes beg leave to state to the Court that the said Anselm Reese has progressed so far with his administration, as to ascertain that neither of the said slaves need be sold for the payment of the debts of his said intestate, and that no circumstance now exists which should obstruct a division of the said land & slaves, among the children and co-heirs of the said Sally Reese deceased - To the End therefore that the said Arthur Adams and Betsey his wife, the said Harris Re and the said Anselm Reese in his own right and also as administrator of the said Reese deceased, may be compelled, on their corporal oaths, to answer all & singular the allegations of this bill and that as fully as if the same were herein again repeated and they thereunto particularly interrogated - that your worships will thereupon

decree that the said land be divided, and the said slaves sold & the proceeds of the said sale, divided, between the children of the said Sally Reese dec^d, in such manner and in such proportions, as may be required by the laws of this Commonwealth- that any other & general relief be granted in the premises consistent with Equity & good Conscience - May it please the Court to grant the Commonwealth's writ of Subpœna, Commanding &c, and as in duty bound your orator &c will ever pray -

Stith for Complainants.

The Separate answer of Anselm Reese in his own right and as Administrator of Sally Reese dec^d, to the bill exhibited - The said defendant saving & reserving &c for answer thereto saith, that the allegations in the said bill contained are true, and that he has no objection to the decree asked for by the Complainants - And he prays to be hence dismissed &c

(Signed) Anselm Reese

Sworn to before me

Jacob Dawson

Reese
vs
Adams &c.

Dist. J. Decree

Oct. 21st 1816 Rep. Rd.
~~Final~~ J Decree final
by Consent

Southampton January Court 1816

Redmond Reese, and John Reese, Howell Reese (and Rivers Reese, infant children of Sally Reese dec'd by the said Redmond Reese their next friend, Chanty Reese and Norfleet Ivy and Sally Ivy infant children of Polly Ivy dec'd formerly Polly Reese, by the said Redmond Reese their next friend Compts.

against

Arthur Adams and Betsey Adam, his wife late Betsey Reese, Harris Reese and Amalem Reese in his own right, and also as admr of Sally Reese dec'd Defts

In Chancery

This cause this day came on to be heard upon the bill and the answer of the defendant Amalem Reese and was argued by counsel - (and it appearing to the court that the order made in this cause against the absent defendants Arthur Adams and Betsey his wife and Harris Reese hath been duly published in the petersburg Intelligencer, the bill of the complainants is taken as confessed against them - (and the court doth now adjudge order and decree that Edward Reese, Allen Jones and Howell Cooper or any two of them, attended by the Surveyor of Southampton county do divide the land containing by estimation 229 3/4 acres of which Sally Reese died seised in the said county into nine equal parts having due regard as well to quality as quantity, and allot one of the said parts to the complainant Redmond Reese, another of said parts to the infant complainant John Reese, another of the said parts to the infant complainant Howell Reese, another of the said parts to the infant complainant Rivers Reese, another of the said parts to the complainant Chanty Reese another of the said parts to the defendants Arthur Adams and Betsey his wife another of the said parts to the defendant Harris Reese & another of the said parts to the defendant Amelm Reese - and that they sell the remaining equal ninth part at public sale the same not being worth the sum of two hundred dollars on a credit

of twelve month, giving at least two weeks previous public notice of the time and place of Sale, and convey the Same to the purchaser from whom they are to require bond with approved Security payable to themselves, and divide the proceeds of the Said Sale, when collected equally between the infant complainants Norflet Ivy, and Salley Ivy, taking care to pay over the same to their guardian or guardians, if any they Shall then have, if not, to hold the same in their hands, Subject to the further order of this court. It is further adjudged ordered and decreed by the court, that the Said commissioners or any two of them, do also Sell at public auction on a credit of twelve months giving at least two weeks previous public notice of the time & place of Sale, the following Slaves to wit, Solomon & Rachel, of which the said Salley Reese dies possessed, taking a bond, or bond with approved Security from the purchaser or purchasers, payable to themselves, and when the proceeds of the Said Sale are collected, that they pay over one ninth part thereof to the complainant Redmond Reese, one other 9th part thereof to the infant complainant John Reese, to be paid to his guardian, if any, one other 9th part thereof to the infant complainant Rowell Reese, to be paid to his guardian, if any, one other 9th part thereof to the infant complainant Rivers Reese to be paid to his guardian if any, one other 9th part thereof to the complainant Charity Reese, one other 9th part thereof to the infant complainant Norflet Ivy and Salley Ivy to be equally divided between them and to be paid to their guardian or guardians, if any, one other 9th part thereof to the defendants Arthur Adams & Betsy his wife, one other 9th part thereof to the defendant Harris Reese, and the remaining 9th part thereof to the defendant Jesalem Reese. If the infant complainants or either of them Shall not have guardians, or have arrived to lawfull age at the time of the collection of the proceeds of the said Sale the said commissioners are to hold their proportions thereof or the proportions of Such of them as may not have guardians or be of lawfull age, in their hands Subject to the further order of the court. It is further ordered that the said commissioners make a report of their acting & doings in this behalf to the court in order to a final decree.

Test James Rochelle C.C.

Decree.

Redmond Reese, and John Reese, Howell Reese and Reuben Reese infant children of Sally Reese dec^{d}, by the said Redmond Reese, their next friend, Charity Reese, and Norfleet Ivey and Ivey, infant children of Polly Ivey dec^{d}, formerly Polly Reese, by the said Redmond Reese, their next friend — compl^{ts}

against

Arthur Adams and Betsey Adams, his wife, late Betsey Reese, Harris Reese, and Anselm Reese, in his own right, and also as administrator of Sally Reese deceased —— Defts

In Chy

This cause was this day ~~docketed by Court of the parties and the~~ ~~Court thereupon, and was~~ heard upon the bill and the answer of the defendant Anselm Reese, and was argued by Counsel - and it appearing to the Court that the order made in this cause against the absent defendants Arthur Adams and Betsey his wife and Harris Reese hath been duly published in the Petersburg Intelligencer, the bill of the complainants is taken as confessed against them - and the Court doth now adjudge, order and decree, that Edward Reese, Allen Jones and Howell Cooper or any 2 of them, attended by the Surveyor of Southampton County, do divide the Lands containing by Estimation 229¾ acres, of which Sally Reese died seised in the said County into ~~three~~ equal parts, having due regard as well to quality as quantity, and allot one of the said parts to the complainant Redmond Reese, another of the said parts to the infant complainant John Reese, another of the said parts to the infant complainant Howell Reese, another of the said parts to the infant complainant Reuben Reese another of the said parts to the complainant Charity Reese, another of the said

parts to the defendants Arthur Adams and Betsey his wife, another of the said parts to the defendant Harris Reese and another of the said parts to the defendant Anselm Reese - and that they sell the at public sale, (the same not being worth the sum of $200), remaining equal ninth part on a credit of 12 months, giving at least 2 weeks previous public notice of the time & place of sale, and convey the same to the purchaser from whom they are to require bond with approved security, payable to themselves, and divide the proceeds of the said sale, when collected, equally between the infant complainants Rosslet Ivey and Ivey, taking care to pay over the same to their guardian or guardians, if any they shall then have, if not, to hold the same in their hands, subject to the further order of this court. It is further adjudged ordered and decreed by the Court, that the said commissioners or any 2 of them, do also sell at public auction, on a credit of 12 months, giving at least 2 weeks previous public notice of the time & place of sale, the following slaves, to wit, Solomon & Rachel, of which the said Sally Reese died possessed, taking a bond, or bonds, with approved security, from the purchaser or purchasers, payable to themselves, and when the proceeds of the said sale are collected, that they pay over one ninth part thereof to the complainant Redmond Reese, one other 9.th part thereof to the infant complainant John Reese, to be paid to his guardian, if any, one other 9.th part thereof to the infant complainant Howell Reese, to be paid to his guardian, if any, one other 9.th part thereof to the infant complainant Rivers Reese, to be paid to his guardian, if any, one other 9.th part thereof to the complainant Charity Reese, one other 9.th part thereof to the infant complainants Rosslet Ivey and Ivey, to be equally divided between them and to be paid to their guardian or guardians, if any, one other 9.th part thereof to the defendants Arthur Adams & Betsey his wife, one other 9.th part thereof to the defendant Harris Reese and the remaining 9.th part thereof to the defendant Anselm Reese. If the infant complainants or either of them shall not have guardians, or have arrived to lawful age, at the time of the collection of the proceed of the said sale, the said commissioners are to hold their proportions thereof, or the proportions of such of them as may not have guardians or be of lawful age, in their hands, subject to the further order of the Court.

It is further ordered that the said commissioners make a report of their actings & doings in this behalf to the Court in order to a final decree -

Reese &c
vs
Adams &c

In Error decr
Amended

A Copy

Report returned
by making decr
Decd the day of January
1821

Southampton County November Court 1820

Richmond Rose and John Rose, Howell Rose
and Rhoda Rose infant Children of Sally Rose and
by the said Richmond Rose their next friend,
Charity Rose, and Nasfleet Ivey and
Ivey, infant Children of Polly Ivey and
formerly Polly Rose, by the said Richmond
Rose their next friend ---- Complainants

against

In Chancery

Arthur Adams, and Betsey Adams his
wife, late Betsey Rose, Harris Rose and
Absalom Rose, in his own right and also
as administrator of Sally Rose and Defendants

This day this Cause came on again to be heard upon
the bill and answer the decree formerly entered and the
arguments of Counsel, thereupon, and after due Consideration
thereof had, the Court doth adjudge order and decree
that the decree heretofore pronounced in this Cause, (a Copy
of which having been furnished the Commissioners (to wit, Edward
Rose, Allen Jones and Howell Cooper) be so amended as,
that the Survivors of the said Commissioners, execute a
deed of Conveyance to the purchaser of the land in the
bill mentioned, and make a report thereof to the Court
in order to a final decree

Test A. Middleton Clk

Sampter County November Court 1820

Redmond Reese and John Reese Howell Reese
and Rivers Reese infant chitdren of Sally Reese dec'd
by the said Redmond Reese, their next friend, Charity
Reese. and Nesbet Ivey and Ivey infant
children of Sally Ivey dec'd formerly Reese by the
said Redmond Reese their next friend . . Complainants

. against

Arthur Adams & Betsey Adams his wife
late Betsey Reese. in his own right & also as
adm. of Sally Reese dec'd Defendants

In Chancery

This day this cause came on to be heard upon the bill
and answer, the decree formerly rendered & arguments of counsel
thereupon and after due consideration thereof had, the
court doth adjudge order and decree that the decree
heretofore pronounced in this cause a copy of which
having been furnished. the commissioners to wit Edward
Reese. Allen Toney and Harriet Cooper be so amended
as that the survivors of the said commissioners execute a
Deed of conveyance to the purchaser of the land in
the bill mentioned and make a report thereof
to the court in order to a final decree

Test A. Middleton

Report of the
division of the
Lands of - - -
Sally Reese.
Dec: 1816

Agreeable to an Order of the County Court
of Southampton to Us directed. We the Undersigned
have gone ~~over~~ on the Lands of Polly Reese
Decd. attended with the County Surveyor as by
the order we were required and have run ale-
the out-lines of the said Land and find there to
be 233 Acres and we have. Also divided the same
in Nine Equal parts having regard to qual-
-ity as well as quantity. and Assigned by a-
Draft. the Lots in the manner and form following
(to Wit) To. Hanslem. Reese Lott. No 1 being the
House Lott. his Proportionable part of the Lands
of the Said Decd Lott. No 2. Drawn by Thomas-
Applechile in Right of Arthur Adams & his
Wife of Betsy — being the Orchard Lott
containing 10 Acres his Porportionable part
of all the Lands of the said Decd. Also Lott No 3
Drawn by Charity Reese containing 17 Acres
her Porportionable part of the of the said Decd
Lott No 4 Drawn by Norfleet Ivey & Sally Ivey
Infant children of Polly Ivey Decd late Polly
Reese. containing 40 Acres there Poportionable
part of the said Lands of the said Decd. Lott
No 5. Drawn by Rivers Reese containing
33 Acres his Porportionable part of Said Decd
Also Lott No 6 Drawn by John Reese containing
33 Acres his Porportionable part of Said Decd —
Lott No 7 containing 39 Acres Drawn by Howel
Reese it being his Porportionable part of Said Decd
Lott No 8 containing 31 Acres Drawn by Harry
Reese his porportionable part of the Said Decd
Lott No 9 Drawn by Redmon Reese containing
31 Acres his porportionable part of said Decd

All of Which Respective Lotts will more fully appear by having reference to the Platt — annext to this report. Given under our hands this day of

Edward Reese
Allen Jones
Howel Cooper

We the Undersignd. have put up and sold — at publick Sale Solomon & Rachall Slaves of said Decd. Sally Reese Decd. Which Negroes amounting to the Sum of $910 — which we have Divided in to Nine Equal parts — of which One hundred & One Dollars and Eleven Cents is each Legatees part —

Given under our hands —

Edwd. Reese
Allen Jones

Howel Cooper

We the undersigners have put up and sold at publick Sale for Twelve Months Credit — One Ninth part of the Land belonging to Sally Reese Decd Drawn by Wyllet Ivey & Sally Ivey Infant Children of Polly Ivey late Polly Reese — containing 40 Acres — — — Which Land sold for One hundred Dollars and Forty Cents — which we have Divided in to Two Equal parts — — —

Edwd. Reese
Allen Jones

Howel Cooper

Debt due 25 Dec. 1817. ₰ 111. 00.
Int. to 17 Sept. 1828. 10 yrs. 9 mo. 71. 60.
182. 60

Cr.
By cash ₰ as noted ₰ 8.00.
Int. from Sept. 27. 1823.
to Sept. 17 1828. 5 yrs 8 mo. 2.72. 10.72
₰ 171. 92
other bonds & Int. 173. 25.
₰ 345. 17

11.

Charity Reese.

71. 60
69. 25.
140 85
265.
355. 85.

Anslem
Reese
Note
To C. Reese
₰ 111. 10

On demand the twenty fifth december next
I Anslem Reese do promise to pay or cause to
be paid unto Charity Reese of the just and full
Sum of one hundred and eleven Dollars good
and lawful money of virginia for value receivd as
witness my hand and Seal this Second day of
August Eighteen hundred & Seventeen

Anslem Reese Seal

Test
Piners Reese