

1821-22 SOUTHAMPTON COUNTY
CHANCERY PAPERS

GRAY vs. GRAYS etal

1/1821

other surnames: Philip

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Gray
H. J. Bice Sr.
Gray Sr.

Jan 4 1821 decreed

To the Worshipful Court of Southampton County, in Chan-
-cing sitting, Your Complainant William Gray, vendor
& relator of Benjamin Gray do hereby shew themselves.

That Benjamin Gray departed this life
some time since, having first published his last Will &
Testament which has been duly admitted to record in
this Court and which is here referred to as part of
this bill - That the Provision therein made for your
Complainant was not satisfactory, in consequence of which
she died at a Court holden for this County in the month
of ^{in the year} 1820 and within the time prescribed
by this act of Assembly, renounced all the Provision made
for her by the said Will - She further states, that
^{her} ~~she~~ ^{has} ~~is~~ possessed of an Estate of Lands & Slaves, &
that no distribution thereof has yet been made & her
heir not appointed her, and she is advised that it cannot
be effected without the aid of this Court, as there was
some children provided for by the said Will vizt.
Polly, Eliza, Thelma & Richard Gray, the last three
of which, are infants under the age of twenty-one years -
She further represents, that William Phillips qualified as
Executor to the said Will & also reports a division of the
said Estate, ~~without~~ ^{with} the aid of this Court, all which is con-
-trary to Equity & under consideration whereof & in as much as
Your Complainant do remedy at Common Law & alone
redressable in this Court, she prays your Worship to compel

said Policy, Eliza, Hinchon & Richard Gray & William
Philip, all of whom are prayed dopts. to this bill to
answer the allegations thereof, that your Worship will
decree according to the prayer of the bill & grant such
other & further relief the premises considered as may be
consistent with Equity &c. & your Compliments as in duty
will ever pray &c.

of brief
The answer of Policy, Eliza, Hinchon & Richard Gray
in part by Wm. Philip their next friend & the said Wm.
Philip as agent of Benjamin Gray doct. to the above bill
There defendants, saving &c. for answer &c.

That they admit the allegations in the bill contained
to be true — that they have no objection to make
a decree as is prayed for — Praying also prayer
Combination &c. May have to be dismissed &c.

Gray
to J. L. Cheney
Gray &c.

This day the cause came on to be heard on
the bill, answer & exhibits, when it is ordered & decreed
by the Court, that Lawrence Cook, Elder Benajah Dutton Priest &

Richard Blunt —
in any other be commissioners appointed, to lay off and
 allot to Millicent Gray widow & relict of Benjamin
Gray decd. one third part of the lands & slaves belong-
ing to the said Estate of the said Benjamin Gray as
now shown therein — that in the division of the Lands
they have respect to quality as well as quantity — that
the said Commissioners be attended by the County surveyor
& that they report to this Court in order to a final
decree —