1822-032 SOUTHAMPTON COUNTY CHANCERY PAPERS

BRIANT ~~unval~~ VS. MILLAR'S CURATOR
10/1822

other SURNames: Peete, Miller, Bryant

Bryant &c. }
vs } Bill ant.
Peete &c. }

Dec. 1870 Sett. Decree

To the worshipful the County Court of Southampton
in Chancery sitting. Humbly complaining shew unto your
honours your Orators & Oratrix. James H Briant & Sarah
C Briant his wife formerly Millar & Ann R Millar. James
E Millar & William R Millar which three last are infants
& sue by their next friend James H Briant. That some
time about the year 1814. Robert Millar died intestate
leaving a Widow & four Children James E Millar.
William R Millar. Ann R Millar & Sarah C Millar.
your Orators & Oratrix in the premises which last has since
intermarried with your Orator James H Briant. & among
other things a number of Slaves, to the distribution of
which your Complts are entitled. That a certain
Nathaniel Rush qualified as his Administrator & did
without Making any Settlement or distribution
& that after his death James Millar qualified as
Admr. to the estate of D^d Robert Millar & did in
like Manner without having made any distribution
that since the death of D^d Robert Millar Mildred Millar
the Widow has died. whereby your Complainants have
acquired right to that part of Robert Millars estate which
was assigned her or her distributable life estate in his
Slaves ——

That a certain Alex[r] P Pete, who is prayed a dep[o] to this Suit has been appointed or ~~Guardian to~~ Curator to the estate of James Millar Dec[d] the last adm[r] of Robert Millar Dec[d] by Virtue of which appointment he has taken possession the P slaves & hired them out. In tender consideration whereof & inasmuch as your Compl[t] are without remedy at law. May it please this Court to hear & decree that James Brant Sarah C Brant Ann R Millar Wm R Millar & Lewis Pope Jacob Williams & Lewis Waller Ruth Nicholson or any three of them be appointed a committee to ~~Jacob Williams~~ Lewis Waller Ruth Nicholson Lewis Pope & ~~Lewis~~ to enter the said slaves among your Compl[t] equitably to their several rights & make report to this Court in order to a final decree & grant such other & further relief as the premises considered may be agreeable to equity &c. & as in duty &c.

The answer of A P Pete to the bill of complaint exhibited against him in this worshipful Court by James & Briant & Sarah C Brant Ann R Millar James C Millar & William R Millar. This respondent saving & reserving &c. for answer thereto saith that he only acts in regard to the property mentioned in the bill in that manner which he thinks he as committee of the estate of James Millar is bound to act & has no objection to such decree as may be proper to this Court & having answered prays hence to be remitted &c. ——

James & Briant C Sarah C Brant Ann R Millar
vs
A P Pete
} Decree in Chancery

This cause came the parties & upon mature consideration of the premises it is ordered & decreed that Danl Waller Ruth Nicholson Lewis Pope Jacob Williams & Lewis Waller or any three of them be appointed to enter the slaves belonging to the estate of Robert Millar Dec[d] both such as were & such as were not assigned to the widow for life in to four equal parcels or lots and assign one parcel to James & Briant one to Ann R Millar one to James C Millar & one to William R Millar & make their report to this Court in order to a final decree. ——

Report of the Division
of the Slaves of
Robt. Millar Dec'd
21st Oct. 1823

Bryant & Millar
vs
Petit

Rep. in
Chy.

Oct. 21st 1823. Rep. rec'd
& final decree by Consent

Agreeable to an Order of the County Court of
Hampton to us directed bearing date the 2nd Court day of
1820 We the Undersigned as Commissioners
appointed to Divide the Slaves of Robert Miller decd of the
County aforesaid Have in obedience thereunto, Divided them
among the Legatees in manner and form following
(viz) We in the first place laid off to James R. Miller
lott No 1. Solloman Valued at 400 ℔ Hester Valued at
$150. & Francis Valued at $150 making 700 ℔. his full
Proportionable part of all the Slaves belonging to his
decd Father after paying to William R. Millers lott No
4 the Sum of $25 — which Sum deducted from
700 ℔ leaves 675 — Each Legatees full Proportion
of Negroes — also Ann R. Millers lott No 2
Say Moses Valued at 400 ℔. Fereby Valued at 200 ℔
& Betsey Valued at $100 making 700 ℔. being her part
of the Slaves of the decd after paying to lott No 4
the Sum of 25 ℔ — which Sum being deducted from
$700 leaves 675 ℔ her full Proportion of the Negroes
aforesaid — also lott No 3. laid off to Sarah C. Miller
Say Peter Valued at 250 ℔ & Charity and Childs Valued
at 450 ℔ making 700 ℔. her part of Negroes after
Paying to lott No 4. the Sum of 25 ℔ which Sum
being deducted from 700 ℔ leaves 675 ℔ her full Proportion
of the Slaves of the decd also William R. Millers
lott No 4 Say David 200 ℔ & Minny 400 ℔ making 600 ℔
his part of Negroes after receiving from lott Nos
1 — 2 & 3 the Sum of 25 ℔ each which Sums

Being Added together makes 675 lbs his full Proportionable
Part of all the Slaves of his D.d Father ——
Given Under Our hands and Seals this 21st day
of October. 1822 ——

Levi Weller Seal
Stith Nicholson Seal
Jacob Williams Seal

South.ampton December court 1820

James H. Briant, and Sarah C. Briant his wife formerly Millar and Ann R. Millar. James E. Millar & William R. Millar which three last are infants and sue by their next friend James H. Bryant — Complainants

against

Alexander P. Peete ----- Defendant

Inj. bk. 4

This day came the parties & upon mature consideration of the premises it is ordered and decreed that Drewry Wallen, Stith Nicholson, Irwin. Pope, Jacob Williams & Levi Wallen or any three of them be appointed to divide the Slaves belonging to the estate of Robert Millar dec.d both such as were and such as were not assigned to the widow for life into four equal parcels or lots and assign one parcel to James H. Bryant one to Ann R. Millar, one to James E. Millar & one to William R. Millar and make their report to this court in order to a final decree —

A Copy Teste Jos. D. Rochelle C.