

1824-035 SOUTHAMPTON COUNTY
CHANCERY PAPERS

SMITH and Wife VS. PHILLIPS

12/1824

Smith ⁹⁶⁶ Phipps

✓
Phillips

Bill & Ann

Dec 1894 Nov. 1894

Reverent

To the honorable Court of Southamptons
in Chancery sitting

Humbly complaining
Shew unto your wisdom your estate
and that of Abigail B Herth
and ~~Louisa~~ ^{Margaret} Carleton, his wife late
widow and child of Wm Phillips
died. That the said William
Phillips died sometime during
the last year intestate as this
land of what he did seized lying
in this County, and leaving your
estate his widow, and only
child William who is under
twenty one years of age. Your
complainants state that your
estate is entitled to her dower in
the said land and ~~it~~ ^{they are} advised
that she cannot obtain the same
without the aid of this Court. In
tender consideration of the premises
they pray that the said Wm Phillips
who is an infant may be made
defendant unto and be compelled
to answer the allegations herein
contained. They further pray that
dower may be allotted to your estate
and they pray for general relief &c
H. B. Smith

To the worshipful Court of Southampton
in Chancery sitting.

The answer of William Phillips
in answer to his next friend Littleberry
in answer to the bill of complaint
exhibited against him by Abner
B. Smith and Caroline Matilda his
wife late widow of Wm Phillips
and.

This respondent saying
He for answer do saith that
he is willing to abide by such
decree as the premises as this
Court may think proper to pronounce
and having answered pray the
Court do dismiss He.

Little Major

This Cause was this day docketed
by consent of parties and opened up
the Court and was heard on the bill
and answer. Whereupon the Court
doth accordingly order and decree that
one third of the ^{in value} land lying in this
County whereof Wm Phillips did seized
and parted be set apart by proper meters
bounds and allotted to the complainant
Caroline Matilda for her natural
life. And it is further ordered that
Lamorne Cook, John Boykin, Edmund
Turner and Jacob Barnes or any
three of them with the assistance
of a surveyor do carry the foregoing
decree into effect and make a
report to this Court in order to a
final decree.

Smack Strife

Phillips & } Int.
docece

B. C. P.

Superior County December Court 1824.

Absalom B Smith and Beharum Matitoe his wife
late widow and relict of William Phillips decedent - Complainants
against
William Phillips an infant by his next friend
Leadberry Mason ----- Defendants

In
Ch. J.

This Cause was this docketed by Consent of parties and assent
of the Court and was heard upon the bill and answer, whereupon the Court
doth adjudge over and decree that one third in value of the land
lying in this County whereof William Phillips deed seized and possessed
be set apart by proper rules and bounds and allotted to the Complainant
Beharum Matitoe for her natural life - and it is further Ordered
that Lawrence Cook, Jacob Barnes, Edmund Turner and John Boykin
or any three of them with the assistance of a surveyor, do bring the
foregoing decree into effect and make a report to this Court in order
to a final decree -

Teste A. M. J. Matitoe D.