1829-036 SOUTHAMPTON COUNTY CHANCERY PAPERS

PRICE vs. PRICE'S HEIRS

1/1829

879

Price
vs
Procrhus

Bill
Answer
Decree

1828 March decree as for decree this
1829 Jany decree amended do

To the worshipful Court of Southampton in Chancery sitting humbly complaining shew unto your worships your orator Eliza ~~Price~~ Price daughter and one of the heirs and distributees of Robt Thomas Price decd. That her said deceased father departed this life on the day of in the year possessed among other things of a lot with the buildings and improvements thereon situated in or adjoining the Town of Jerusalem and leaving your orator three other children to wit William Brook & Mary Price his heirs and distributees. That the said William B & Mary being infants of tender years are prayed to be made defendants hereto by some competent and discreet person appointed by the Court as their guardian and next friend

That they are advised that the said Tenements are in a dilapidated state and are going rapidly to ruin. and will not at this time perhaps sell for a sum equal to three hundred dollars for them. And your orator having attained lawful age is desirous and she is advised that it will be greatly to the interest of all concerned that the said property should be sold. But inasmuch as this object cannot be attained without the aid of a Court of equity. She prays the Court that the said infant defendants may be compelled to answer this bill, and that the Court will grant such further & other relief in the premises as may be consistent with equity & the rules of the Court. &

Your orator as in duty bound will ever pray &c

T. Cheney for Compl.

The Answer of William Brock & Mary Price infants & orphans of Dect Thomas L Price decd. by Richard Commins their guardian ad litem appointed by the Court to defend them in this behalf to the foregoing bill of Complaint exhibited against them by Eliza Price. These respondents saving & reserving &c. and every benefit of exception to the imperfections & insufficiencies in the said bill contained for answer thereto say. that they admit the facts charged and set forth in the said bill to be true & have no objection to such order and decree in the premises as this Court may direct & order. and having answered pray to be hence dismissed with their Costs &c.

Price
vs
Price heirs

This cause this day came on to be heard on the bill and answer & was docketed by consent of the parties & the agent of the Court and was argued by Counsel. And the Court upon mature consideration doth direct order and decree that James Rochelle John Thomas & Jeremiah Cobb or any two of them after giving at least one months notice of the time & place of sale do proceed to sell at public auction to the highest bidder the three lots belonging to the estate of the late Dr Thomas L Price situate in or adjoining the town of Jerusalem upon a credit till the 1st day of January next for one moiety of the purchase money & twelve months from that date for the other moiety thereof. And that they take three several bonds with good security from the purchaser. and allot one of the said bonds to the Complainant & the other two bonds to the guardian or other person who may be legally entitled to receive the same on behalf the infant defendants William Brock & Mary Price. & that the said Commrs make report of their proceedings to this Court in order to a final decree