

1829-039 SOUTHAMPTON COUNTY
CHANCERY PAPERS

ROCHELLES, a1 AND wife VS. ROCHELLE'S EXECUTOR
4/1829

n.B. sheets pasted together & folded.

other surnames: Land

Copy

Rockwell & Lancer
& Wipey & Billman
vs } &
} done
Rockwell

1828 March decree as for decree
filed -

1829 April final decree by
Consent of

To the worshipful Court of Superior Court sitting in
Chancery ~~Attending~~ ^{and} containing & herewith to your
Worships your orators Nathaniel Rockwell Robert
Rockwell & your orator Nathaniel D Dana & Mary his wife
late Rockwell Here your orators & your orator
beg leave to represent to your Worships that
Nathaniel Rockwell the father of your orators Nath Robt
& your orator Mr. D. since some time since having
put under his last will & testament an estate
copy whereof is hereto enclosed & enclosed to
be taken as a part of this bill that Mr. G
Rockwell one of the executors thereof named as
qualifier & taken on himself the further
of the execution thereof that the testator there
after directing the legacies of all his debts
& giving some other effect he gives debts
a division among his four children in the following
words. "The balance of my negroes I give unto my
children Robert Mrs Rockwell Nathaniel & Rockwell
and my daughter Mary & each of them formerly Rockwell
that is one fourth to each of them & their heirs forever
and it is my further will & desire that the
following negroes namely Francis & Jordan be added
to my son Mrs Rockwell in part of his portion
of the division & the testator likewise adds in
the next clause that ~~the balance of my estate~~
~~after paying my just negroes heretofore lent to~~
his son Nath Rockwell and Mary & Dana shall
come into the division named in the above
article and should they or either of them refuse
to give them up it is my further will that the
court so refusing shall draw no part of the negroes
named in the (article) last aforesaid

your orator & orator here by leave to represent
to your worship that ^{will} Rochelle the Executor
who is here to make a defence that he
is compelled to answer the ⁱⁿ innumerable
supper of the heritable estate ⁱⁿ hands
for the payment of all the debts that they
are all willing & desirous to have the answer
of the slaves as directed by the testator that
they are desirous to have the ⁱⁿ innumerable
allotment but that they are ⁱⁿ innumerable
merits out law & can only be released in
a Court of Chancery where matters of this
kind are more especially cognizable & to
the end that further may be done upon
orator & orator they may your worship on
the answer of the said ^{will} Rochelle to
decree that commissions be granted by
your worship since the House before mentioned
as pre-empt to the directions & principles
indicated by the testator that your worship
grant the Commission ⁱⁿ innumerable
directed to commanding & to direct the
further & general in the premises as is
consistent with equity & the rules of the
Court & as in duty they will be to
Proff. procom.

The answer of ^{will} Rochelle Executor of ^{will} Rochelle
to the bill of complaint filed in ⁱⁿ innumerable
here by Robert Nathaniel Rochelle & Nathaniel D
Lance & Mary Lance late Rochelle

This respondent saving to himself all benefit
of exception to the complainant's bill forasmuch
as he is willing the decree because that
he makes according to the principles of the
divine of his testator & having now answered
he prays hence to be dismissed as his
duty he will ever be Proff. procom.

Robert Nathaniel Rochelle & Nathaniel D Lance
Mary & Lance his wife late Rochelle
Complainants & Chancery agent

Wm D Rochelle Esq of Ley Rochelle
This day this cause came on by consent of
parties & with the assent of the Court to the head
on the bill answer & exhibits & on arguments of
Counsel on matters concerning where
the Court doth appear order & decree that
William B Godwyn George W Cary Beaumont Isaac Solomon
D Parker & John Roan
or any three do divide the slaves directed by
the testator ^{will} Rochelle to his four children
Robert Nathaniel William D & Mary & Lance late
Rochelle equally into four parts observing ac-
cording to the directions of the testator to bring into
such division the slaves mentioned sent by the
testator to his son Nathaniel Rochelle & his daughter
Mary & Lance & to allot in & as a part of the pro-
portion of ^{will} Rochelle the two slaves in the list
will mentioned ⁱⁿ innumerable & Isaac in part of his lot
& that they upon their meeting to this Court make
to a final decree.

Rockelle's
a copy of
Rockelle's

for commissions

Agreeably to the annexed decree the undersigned Com-
missioners have proceeded to divide the Slaves belonging to
the Estate of Levi Rockhill dec'd as follows.

Patrick	350 00	Lot no 1	\$ 1178.00	Wm J. Rockhill	
Jordan	300 00	Rec'd from no 2	10.75		
Patience & child Elly	263 00				
Harry	190 00				
Caroline	75 00				
Silas & Amy	" "	\$ 1178.00	\$ 1188.75	\$ 1188.75-	
Tom	225 00	Lot no 2	\$ 1230.00	Nathl. Island in right of his wife Mary.	
Loe	250 00	Pay to no 1	3.44		\$ 41.25
Viny & child Sandy	275 00				
Frank	200 00				
Hubbard	150 00				
Julia	130 00	\$ 1230.00	\$ 1188.75	\$ 1188.75-	
Daniel	237 00	Lot no 3	\$ 1187.00	Nathl. Rockhill	
Rufus	225 00	Rec'd from	no 2		\$ 1.75
Clara & child Dicy	175 00				
Amy	250 00				
Lily	200 00				
Martha	100 00	\$ 1187.00	1188.75	\$ 1188.75-	
Silas	200 00	Lot no 4	\$ 1160.00	Robt. Rockhill	
Bess	275 00	Rec'd from	no 2		\$ 28.75
Sylvia & child Julia	275 00				
Maiden	200 00				
Mason	210 00				
		\$ 1160.00	\$ 1188.75	\$ 1188.75-	
	\$ 4755.00			\$ 4755.00	
			Whole Amount	\$ 4755.00	
			Each Legatee's proportion	1188.75-	

Given under our hands this 21st day of March one thousand
eight hundred and twenty eight.
Sol. L. Parker
John Brown
Barham Wrenn
George B. Cary