

1830-002

SOUTHAMPTON COUNTY
CHANCERY PAPERS

BEVAN et ux VS. VICK et al

2/1830

Plat

N.B. Several sheets pasted together and folded.
Handle with care.

See also, Vicks v. Bevan + wife, etc 1834-9
Bevan, By Friend v Bevan 1834-4
Vicks etc v. Waddell 1842-36

Bear & Co^{rs}

Mr. ⁺Bill T.

Joseph A. Vick & Co.

1829 Dec. heard & decreed as
decreed filed &

1830: Feb. Rep. out & confirmed by
Consent, costs to be equally borne &

To the worshipful court of S. ampton County
in chj. sitting Humbly complaining shew unto
your worships your orator & oratrix Thomas Bewan
& Dorothy his wife, that some time in year 1825
Joseph Vick, the former husband of your oratrix,
departed this life, leaving a will, which has been
proved, an attested copy of which is here referred to
& prayed to be considered as a part of this bill.
by the said will, the said testator, devised to your
oratrix an interest in a part of his real estate
during her single life, & upon her marriage he directs
that she shall be entitled to one third of the same.
the testator did possessed of several tracts of land
situate in the county of S. ampton, in which Joseph
St. Vick & Mary Vick, his infant children are
interested in unequal shares or proportions - the testator
Daughters Dorothy, Margaret & Rebecca have died since
the death of their father, in consequence of which the
said Mary is entitled, exclusively, to the real estate
devised to them: your orator & oratrix do not waive
their right to dower in the lands sold by the said
testator in his life time, without the concurrence of
your oratrix, nor to dower in so much of the
said real estate as may have been sold by the
executors of the said testator since his death - your
orator & oratrix have applied to the said Joseph
St. Vick & Mary Vick for dower or one third
part of the real estate of which the said testator
did possessed & remaining unsold by the said executors.
but these reasonable requests have hitherto been
refused - In Tender consideration whereof &c. To
the end therefore that the said Joseph St. Vick &
Mary Vick by some person to be appointed as their
guardian ad litem, may ~~be~~ make & suffer verdicts
& may upon oath answer the premises & that
fully as if the same were here again repeated
& interrogated: your orator & oratrix pray that

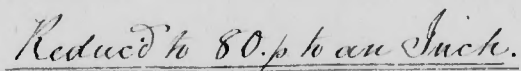
your worship will deem to them done in the
lands aforesaid as before stated, & that you will make
such other or further order or decree as to the court
may seem consistent with equity - May it please y^e

Brewer & use of Vick. - This cause came on this
day to be heard ^{by consent} upon the bill and answer & exhibit
& was agreed by counsel: on consideration whereof the
court doth adjudge, order & decree that Robert Ricks,
Peter Pierce & Geo. Davis or any two of them, assisted
by a competent surveyor, do assign & allot to the
compt^s one third part of the several tracts of land
of which the testator Joseph Vick died seized & prop-
-essed, having regard to ~~quantity~~ ^{quantity} & quality, for & during
the life of the compt^s Dorothy, in making which
allotments however, the said commissioners are not to
include any lands which may have been sold by
the executor of the said Joseph Vick, nor are they to
be compelled to make such assignment out of each
tract separately, but to assign ^{any one or more of the said tracts} ~~decree~~ ^{as to them may seem most just & equitable}, make
report y^e

The Joint & separate answer of Joseph M. Vick &
Mary Vick infants by Benjamin Griffen their
guardian ad litem to the bill of complaint exhibited
against them in this court by Thomas Brewer &
Dorothy his wife compt^s These respondents saying
y^e for answer ~~there~~ say, that the statements
in the said bill contained are true & correct, &
they consent that the court may make such
decree in the premises as may seem to the
court just & proper under the circumstances of the
case - Having answered y^e pray to be disposed
with their costs y^e

Platt of Land
Joseph Vicks. Est.

True Abundant.



Dover. Line Beg. ^{ing}. at a Stake on the Road leading to Jerusalem. Thence S. A. N. E. 173. p. to a pine in Matthew Williams' Line. Dover containing 243. Ac^{rs}.

Geo. H. Gray.

Bevan Yue

as {lev: cleared

Vick

For Commissioners

Southampton December Court 1829—

Thomas Bevan & Dorothy his wife

against

Joseph N Vick and Mary Vick infants by Benjamin Griffin
their Guardian ad litem.

Complts

In Chancery

Defendants

This cause came on this day to be heard by consent upon the bill and answer and exhibit and was argued by Counsel: On consideration whereof the Court doth adjudge order and decree that Robert Ricks, Peter Pierce & John Dairs or any two of them, assisted by a competent surveyor, do assign & allot to the Complainants one third part of the several tracts of land of which the Testator Joseph Vick died seized and possessed having regard to quantity and quality for and during the life of the Complainant Dorothy in making which allotment however, the said Commissioners are not to include any lands which may have been sold by the Executor of the said Joseph Vick, nor are they to be compelled to make such assignment out of each tract separately, but to assign ^{down in} any one or more of the said tracts as to them may seem most just and equitable, and make report thereof to Court in order to a final decree—

Attest
James Rechelle

In pursuance of a Decree of the Worshp. Court of Southampton County to us directed We the undersigned Commissioners did attend on the premises and assisted by the County Surveyor proceeded to survey and lay off the Dower as directed in S^d. decree, and allotted to Tho^s. Bevan as Dower in right of his Wife, the two lots of land which were allotted to Mary Vick in the division In^t. Ponds land, containing 112. Ac^s. together with 131. Acres of the land on which Joseph Vick resided including the Lot and Houses on the west side of the road leading to Smithfield, as full dower in all the Lands of Joseph Vick died seized & possessed as will more fully appear by reference to the Plat which is hereto annexed and considered part of this Report Which is Respectfully submitted to the Court.

Rob^t Ricks Jr
Peter J. Pierce
John Davis



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Mr Thomas Bevan

Southampton County Va
Jerusalem P.O.

Richmond Dec^r 18th 1829

(Sir) I have seen M^r Urquhart, and
conversed with him on the subject
of the bond which M^{rs} Devan gave
to me in the payment for the negroes,
and he tells me he is perfectly
satisfied, and has no blame to attach
to her whatever in giving up the bond,
and as regards the division taking place
in the estate of Capt. Vick estate at this
time if M^r Parker thinks it advisable,
I have no objection to that course and
if it should take place, while I am in
Richmond, I have no objection to the same
Commissioners acting in that case, which
are appointed to act in the division of the
Pond Land. — There are great contentions in
the Convention at this time, — Accept my best
wishes for the welfare of yourself, your
good Lady, and the rest of the family —

Benjaⁿ Griffin

Robert Ricks, Peter Parker & Son
are to lay down

Thomas Bacon & family
his wife