

1830-062 SOUTHAMPTON COUNTY
CHANCERY PAPERS

BARNES vs. VICK etal
ARCHER etal vs. HUNT etal

10/1827

N.B. Sheets pasted together

Other surnames: Barrett,
Hurst, Must

Barns
v. Vick } Price and
Deer

July 1827

Cart of Deer.

(copd.)

check, cost paid \$3.62

1835 Deer. Deer to deliver to Gled
Cottonwood for H. his land for the
proportion of Wilkinson & Appleby &
John Hunt.

To the worshipful the County Court of Southampton in
Chancery sitting Humbly Complaining sheweth unto
your worshipps your Orator Jacob Barnes That. Sometime
in the month of November. 1876. died intestate Stephen ^{Barnes} Hunt.
leaving. a small parcel of land situated in the County of
Southampton supposed to contain about. thirty acres.

That he left no widow. - that he left the following
children & their descendants. - J. C. Charlotte. now Charlotte
Archer. married to Ely Archer. ^{Wm. Hunt married to} Washington Hunt. - Rebecca
now. Rebecca Archer. married to Reuben Archer. - Henry Hunt.
all of full age. and William Vick William Vick and
John Hunt ^{Vick}. which three last are infants and children of
Nancy Hunt. one of the daughters of the said Stephen Hunt
she having intermarried with a certain Ecom Vick.
had issue the said three last mentioned infants and died
during the life of her said husband and during also the
life of her father the said Stephen Hunt. by means of
which. they the said infants became entitled to the same
share of the said land. to which their mother would have
been. had she survived her father. the said Stephen Hunt.
That by virtue of the act of ~~the~~ Assembly regulating the course
of descents. the said. Ely Archer. & Charlotte his wife. became
entitled to one fifth part of the said land - That Washing-
- ton Hunt became entitled to another fifth - That Reuben
Archer. & Rebecca. his wife became entitled to another fifth -
That Henry Hunt became entitled to another fifth and the
infant children of Nancy to the remaining fifth. the
whole value of the land being much less than three hun-
- dred dollars for each share. -

That the said Henry Hunt by his deed duly executed proved
and recorded in the Clerk's office of this County conveyed all
his right for valuable consideration to your orator in the said
said tract of land so described. and that the said Eliza Archer
and Charlotte Archer. Washington Hunt. & Wmmy Hunt. and
Reuben Archer. & Rebecca Archer. in like manner. by their joint
deed. executed by them on the 15th Jan^y 1827. conveyed all their
right in the said land. to your orator upon fair & valuable
consideration which said deed has been fully proved and
admitted to record in the office aforesaid. and the private
acquiescence of Charlotte Archer. Wmmy Hunt and
Rebecca Archer taken in due form. indorsed on the said
deed & therewith also recorded. by means of which the
rights of the said parties have become vested in the said
Jacob Barnes. whereby he becomes entitled to four fifths of
the same. and the infants to the other one fifth. and
your orator prays your worship to take authentic
copies of the said deeds. herewith filed as a part of this
bill. - To the end therefore that a division may be had in
the same agreeable to the relative rights of the parties. either
in kind or by sale & division as to the Court may seem most
desirable. it is prayed. that this Court require orator being without
aid in a court of law appoint some fit & proper person
to answer for the infants. - that they be directed to make
answer to the allegations hereof - that fit & proper persons.
be appointed to carry into effect the prayer of this bill
and that your worship grant general relief. and as
in duty &c. your orator will ever pray &c. -

The joint & separate answers of Nick Nick
and. ^{and} ^{and} by Washington Hunt their next friend by the
Court appointed to answer for them in this behalf. to the bill
of complaint exhibited against them in this worshipping Court
These respondents saving & reserving &c. say. that. the bill of the
compt so far as relates to the death. intestacy. property and
potency of the said Stephen Hunt is true. that they neither
deny nor admit the other allegations but. upon satisfactory
proof to the Court. have no objection to such decree in
the premises as to the Court may seem equitable & just
and having fully answered they pray to be dismissed &c.

Barnes & ^{the} ^{children} } Decree.
Nick do

This Cause this day came on to be heard on the
bill answers & exhibits. and was argued by counsel. whereupon
the Court doth adjudge order and decree. That Jacob Jordan
do sell. From Nick & Joel Nick or any three of them.
after giving reasonable notice of the time & place of sale
sell to the highest bidder on a credit of nine months
the land on which. Stephen. Barnett does ^{reside} & and
take from the purchasers. except so much as may be necessary
to defray the expenses hereof. and take from the purchaser
two ^{with good security} bonds. one for one fifth of the amount for the joint benefit
of the three infant children of Nancy Hunt, now Nancy Nick and
the other for four fifths to be apportioned to Jacob Barnes. and
report to the Court in order to a final decree

Archer to
m 3 Bill
Archer de
Ans^r & Decree

March 1827 Int^l. Decree
1827 October Report returns and
final decree by consent

Decree Copied


(See report filed with the papers
Dames v. Meek 1827)

To the worshipful the County Court of Northampton in
Chancery sitting. Humbly Complaining sheweth unto
your. worship your. orator & oratrix Nuben Archer and
Rebecca M. Archer. formerly shunts. - That sometime in the
year 1826. died Stephen Barrett intestate. leaving no widow
and the following children & grand children his heirs at
law. to wit. your oratrix who had intermarried with your
orator. - Henry Hunt. - Wemy, who had intermarried
with Washington Hunt. - and Lotte Hunt married to
Ely Archer. - John Hunt. William Vick and William
Vick. which three last are the children of Nancy Vick.
formerly Hunt. who intermarried with a certain. Eam Vick
and died. during her coverture and during the life of her
father the said Stephen Barrett. and Grand Children of
the said Stephen Barrett and are infants -

That besides some land for the division of which there
has already been a decree by the worshipful Court.
the said Stephen Barrett. died possessed of a slave
named Martha to which the parties hereinbefore men-
tioned are entitled as the heirs & distributees of the said
Stephen Barrett. - that the said slave is of little
value. & cannot of course be divided without a sale
among those entitled. In tender consideration of
the premises & To the end &c. it is prayed. that Henry
Hunt. - Washington Hunt & Henry Hunt Ely Archer
and Lotte - Archer. - John Hunt. William Vick &
William Vick be made slyt shunts. & be caused to make
Answer shunts. that some fit & proper person be appointed

to defend the infants in this behalf. That the Court
decreed a sale & division of the slave aforesaid &
grant such other & general relief as the premises
considered may seem equitable & just. and as in
duty they will ever pray &c. —

Reuben Archer
and Rebecca his wife

The joint & several answers of Henry Hunt-
Washington Hunt & Winney Hunt
- ~~Rebecca Archer & Rebecca Archer~~ - Eley Archer
and Lotte Archer. - John Hunt. William Vick
& William Vick which three last are infants and
answer by Jacob Barnes their next friend so by
the Court appointed to the bill of Complaint
against them in this worshipping Court exhibited
by Reuben Archer & Rebecca Archer.

These respondents having & reserving &c for answer
thereto admit the allegations in the same contained
and have no objection to such decree as may be
decreed equitable & just. & having fully answered
they pray to be dismissed. —

Henry Hunt
Washington Hunt
Winney Hunt his wife
Eli Archer
Charlotte Archer his wife
Jacob Barnes next
friend to the above named
Infants

This Cause this day came on to be heard upon
the bill & answers. whereupon the Court doth adjudge
order & decree that Exr. Vick, Jos. Vick, Jacob
Jordan, and William Luther — or any three of them sell to the highest
bidder on a credit of nine months after giving reasonable
notice of the time & place. the Negro woman Martha
belonging to the estate of Nathan Barnett decd. and take
from the purchaser bond with good security in such
manner as to transfer. to Henry Hunt one fifth part
of the proceeds of the sale. one fifth to Reuben Archer
in right of his wife one fifth to Washington Hunt in
right of his wife. One fifth to Eley Archer in right of
his wife. and one fifth to the infants John Hunt
William Vick & William Vick. transferring the bond
which is for the infants part to their Common Law
Guardians if any and if different guardians the Commrs.
are. authorized to divide their bond into three equal parts.
and if no guardian then to return the same to the
Office of this County. after waiting the time of months
after the sale. & report to this Court in order to a
final decree.

Received of Dennis Rochelle Clerk Southampton County Court
 a bond out. by the Court in this cause, executed by Joseph Jordan
 and Jacob Jordan for the sum of ~~40~~ ⁴⁰ ~~per~~ ^{to} Melkinson
 Clerk William Wells and John Hunt the sum of twelve dollars
^{44 cents} each given under my hands this 21st December 1830.
 Selah Ellsworth

Forwarded
 in
 Tick
 Dear

1827 At A. Williams of said office
 by contract

for the sum of one hundred and eighty
 three dollars on the within note
 Paid May 23/1827 to Daniel Wells

Southampton County February Court 1827

Jacob Barnes

Compt

against

Vick

Vick &

Vick

In Chancery

by Washington Hunt their next friend
by the Court appointed.

Deft

This cause this day came on to be heard on the bill answer and exhibits and was argued by Counsel. Whereupon the Court doth adjudge order and decree that Jacob Jordan William Butler Esq. Vick and Sol. Vick or any three of them after giving reasonable notice of the time and place of sale sell to the highest bidder on a credit of nine months the land on which Stephen Barnett died possessed of except so much as may be necessary to defray the expenses hereof and take from the purchase money ~~one~~ good security for one fifth of the amount for the joint benefit of the three infant children of Nancy Hunt to be paid over to their Guardian now Nancy Vick & the other for four fifths to be assigned to Jacob Barnes and report to the Court in order to a final decree

Teste. James Rockwell

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Freder. Go

24

Southampton County March Court 1827

Reuben Archer and Rebecca H. Archer formerly
Hunt.

Compl't

In Chancery

against

Henry Hunt Washington Hunt and Mary
Hunt his wife Eliza Archer and Lotty Archer his
wife John Hunt William Vick and William
Vick which three last are infants by Jacob Barnes
their next friend by the Court appointed. Deft

This Cause came on this day to be heard upon
the bill and answers whereupon the Court doth adjudge order & decree
that Emma Vick, Joel Vick, Jacob ~~London~~ and William better or any
three of them sell to the highest bidder on a credit of nine months after
giving reasonable notice of the time and place the negro woman Martha
belonging to the Estate of Stephen Barrett dec'd and take from the purchaser
bond with good security in such manner as to transfer to Henry Hunt
one fifth part of the proceeds of the sale one fifth to Reuben Archer
in right of his wife one fifth to Washington Hunt in right of his
wife one fifth to Eliza Archer in right of his wife and one fifth
to the infants John Hunt William Vick and William Vick
transferring the bond which is for the infants part to their Common
Law Guardian if any and if different Guardians the Commissioners
are authorized to divide their bond into three equal amounts and if
no Guardian then to return the same to the Office of this
County after waiting the term of six months after the sale &
Report to this Court in order to a final decree.

Test James Rockwell Clk

Southampton County N.C.

pursuant to the orders of Court a copy of each of which is hereto annexed we the undersigned commissioners have on Twenty third day March Eighteen hundred and twenty seven sold precisely in manner directed by each decree the property therein named & Josiah Vick became purchaser of the said Land for which he gave One hundred and eighty Three Dollars out of which we have paid to Merryweather Broadnax Ten Dollars his fees for services herein rendered we have also paid to James Pochels the sum of Three Dollars and Sixty two cents compensation to him for services by him rendered as respects the Land we have also retained Three Dollars One Dollar each for our services herein rendered leaving the sum of One hundred sixty six Dollars ~~Sixty eight~~ ^{and} one fifth of which amt we have taken bond of the purchaser to the joint benefit of the three infant Children of Nancy Hunt alias Nancy Vick Deeds which Bond Deum Vick holds ready for delivery the other four fifths of the above sum we have paid over to Jacob Barnes from whom we have taken receipts therefor — Reuben Archer became the purchaser of the Negro Slave named Martha for whom he gave twenty five cents which sum he paid in cash which money we have paid to James Pochels somewhat towards his services rendered herein as respects the sale of the Negro Slave Martha all of which proceedings we respectfully submit to the Court given under our hands this 16th day of July 1829 —

Deum Vick
M. W. Cutler
J. L. Vick