

1833-125 SOUTHAMPTON COUNTY
CHANCERY PAPERS

LEWIS et al vs. LEWIS

11/1833

PLAT

Louis de.

m }
Louis }

Pile, am. & deane

Memo

1831 Nov. decree as filed & f.

+
1833 Nov. Report vol. 2 of Conf.

Feb. 4 1844. Lewis

or

Plffs.

In Chy.

James O. Lewis by next friend — Defat

This cause was this day docketed by consent of parties, with the assent of the Court, and came on to be heard in the Bill, answer, and exhibit filed, and was argued by Counsel, On Consideration whereof the Court doth adjudge, order, and decree that Thomas Ridley, George B. Carey, and Benjamin Applewhite, or any two of them, do divide the tract of land which was held by M^{rs} Dianah Byrnes at her death, called Foster, into three parcels of equal value, and allot one to Zebulon, one to Benjⁿ M. and one to James O. Lewis — that they be attended by the County Surveyor — and report their proceedings to Court, in order to a final decree.

To the worshipped the County Court of Southampton sitting in
chancery.

Humbly complaining shew unto your worships, your Compts
Zebulon Lewis and Benjamin W. Lewis that by the last
will of their de^d father Benjamin Lewis, ~~an~~ copy whereof is
herewith exhibited, a part of the said Testator land called
Foster's tract, was devised for life to his widow, ~~in~~ the
event of her marrying again, that the said widow
did marry again, and has departed this life, by
which event, the said tract, called Foster's, has become liable
to division amongst his three sons, your Compts, who are
of full age, and their brother ~~James~~ O. Lewis, - That they are
anxious, a division of the said land sh^d be had amongst
them, but so it is, no such division can take place without
the aid of this Court. In tender consideration whereof and
forasmuch as your Compts are remediless at law, and
only relievable in equity - To the end, that the said Infant
by some fit person may be made Defor hereto, and
Compelled to answer the allegations hereof, they pray the
Comt's writ of Sp^e directed so that your worships will decree
partition of the said land, and grant them gen^l & special
relief - and they will pray & -

The answer of James O. Lewis, an infant, by John G. Mason
his Guardian by the Court appointed to protect his interests in
this behalf, to the foregoing Bill of complaint. This Respondent,
having & for answer to the said Bill, says that he admits
the allegations thereof, and has no objection to the decree
asked for - and having answered, he prays hence to
be dismissed & -

Southampton November Court 1831.
Zebulon Lewis and Benjamin^W Lewis - - - Plaintiffs
against
James O. Lewis by John Y. Mason his guardian appointed
by the Court &c. Defendant
In Chancery

This cause was this day docketed by consent of parties and the
agent of the Court, and came on to be heard on the Bill, answer and
exhibit filed, and was argued by Counsel. On consideration whereof
the Court doth adjudge, order and decree that Thomas Ridley, George^d
Cary and Benjamin Applewhite or any two of them, do divide the
tract of land which was held by Mrs. Dianah Wynn at her death
called Fosters, into three parcels of equal value, and allot one to
Zebulon, one to Benjamin W., and one to James O. Lewis - that they
be attended by the County Surveyor - and report their proceedings to
Court in order to a final decree -
Attest
James Rochelle Clk.

Agreeably to the annexed order of the Worshippful
Court of Southampton, we the undersigned have
fully complied with the provisions of said order
and now beg leave to report, that we have
allotted one parcel or tract of land viz No 1
to Zebulon Lewis, No 2 to Benjamin Lewis and
No 3 to James O. Lewis - which said tracts of land
are more fully designated in the plat herewith
presented. All which is respectfully submitted

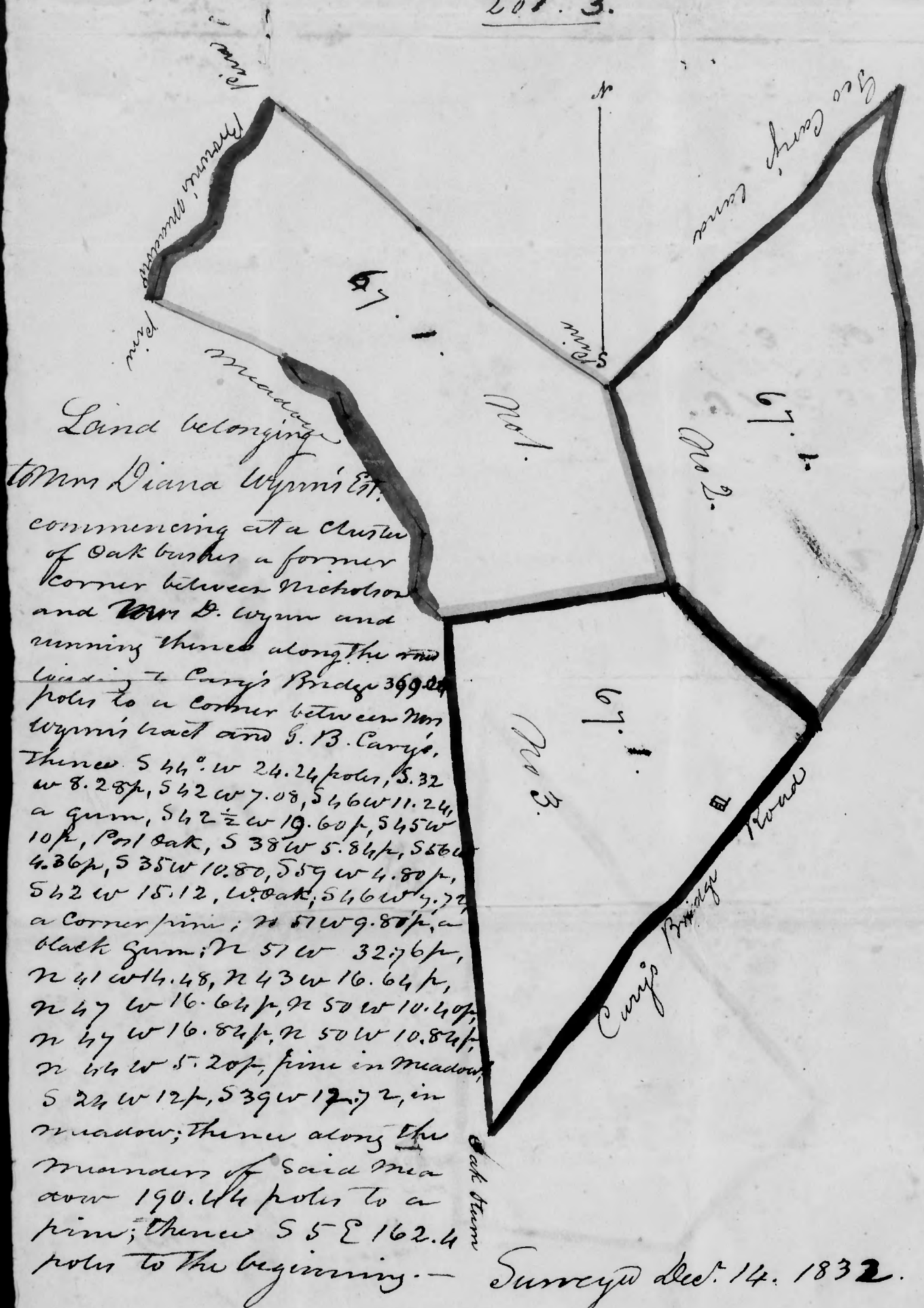
George B. Cary

Ben^g. Applewhite

1833 33 30
1833 33 30
1833 33 30

1833 November 18th

A. R.
201. 3.



Dividing line between No 1 & No 2 running S 17 E 31 1/2 c.
No 1 & No 3 S 80 W 34 1/2 c.
No 2 & No 3 S 43 E 30 1/2 c.