

1834-013

SOUTHAMPTON COUNTY
CHANCERY PAPERS

BOYKINS VS. ENNIS and Wife et al

8/1834

N.B. Sheets pasted together + folded.

other SURNAMES: ENNISS
Barrell

Boylkin & Boykin } ~~Secret~~

This Cause this day came on to be heard upon the bill & answer by consent of parties & was argued by Counsel whereupon the Court doth as judge & doth decree that Jacob Barnes - Lewis Morrell - Jacob Bond & any two of them appointed by some competent authority or lay out the land of which Edwin Boykin died possessed into four equal parts & allot one part to James Boykin the elder one to James Boykin son of Frederick and the mother of the said James undivided (set or other dower) one part to Edwin Boykin and one part to Henry Ernie in right of his wife and also sell the negroes belonging to the estate of Edwin Boykin the elder on a credit of 12 months taking bond with good security from the purchasers in equal proportions so as to apply one bond to James the elder one to Henry Ernie. one to the Common Law Guardian of James the younger & one to the Common Law Guardian of Edwin & report to the Court in order to a final decree

Boylkin & Boykin } ~~Secret~~

1831 Nov: decree as filed &c

On Motion of ~~James~~ Boykin & the
appearing to the satisfaction of the
Court that ~~James~~ Boykin came
& committed of the said Boykin
decree it as such entitled to the one
fourth of the personal estate of
Frederick Boykin & not his infant son
it is therefore decreed that the
committee of the said Frederick
Boykin receive the fourth allotted
to the infant son to be administered accordingly
to Law.

to the worshipful the County Court of Southampton in the
Sitting hereby complaining sheweth to your worshipps. Edward
Boylain by John Barnett his guardian at Common Law.
and also appeared as his next friend, and James Boylain
also an infant by the said John Barnett his next friend
that sometime in the year died Edward Boylain
intestate leaving a widow who died soon after him and
the following children Set James Boylain - Redd
Boylain who has since died intestate leaving a widow
Susan and your orator James his only child - Martha
Married to Henry Ennis - and your orator Edward
also a tract of land containing about six hundred acres
and three slaves - that a division of the the exec of
the said Edward has long since settled the estate
of the said intestate and is now dead. That it
is believed to be to the interest of all parties that a
division of the land should take place and a sale
and division of the slave they not being sufficient
in number for a division in kind. In answer
consideration of the premises it is prayed that
the proper persons be made parties hereto. That
the said sale & division be decreed and that
fit and proper persons be appointed to carry the same
into effect. and as in duty they will ever pray.

The answer of Henry Ennis & Martha his wife
James Boylain to the bill of complaint of them in
the worshipful Court by Edward & James Boylain. These respondents
having & receiving to for answer thereto admit the truth of
the allegations in the same contained and have no objection
to the decree prayed for & having fully answered the
may to be so understood &c.

Boyle's &

" { Report

Boyle's &

1834 March Rept. ret. & made
final by consent &

" July Decree amended &

" Aug. decree amended &

Agreeably to an Order of the Worshipful Court of Southampton County to us directed, dated 'November court 1831' and hereto annexed. We the undersigned Commissioners, as expressed in said Order: in Obedience to the requisitions thereof, have proceeded to divide the land of Edwin Boykin, dec., assisted by Thomas B. Howell as Surveyor who finds there to be in the whole tract, five hundred and thirty-nine acres, which we have divided as follows. to wit, —
House lot, No 1 containing ninety one acres, drawn by James Boykin son of Frederick Boykin (dec.) and bounded as follows. vizt;
Beginning at a corner for the land of Dixon Forgason dec. in the swamp in James Boykin Senr. line, thence along said Forgason's line of marked trees N 16½° W 130 poles to the run of the Aaron's branch, thence up the run of said branch to Etheldred Smith's corner, thence along his line S 71° W 77 poles to a pine stump a corner in Rich^d. Blunt, dec. line, thence along said Blunt's line S 27° W 80 Poles, thence S 23° W 58 poles to a maple, a corner for lots No 1 & 2. Thence along a new line of marked trees S 58° E 86 Poles to a white oak, thence N 73½° E. 32 poles to a post oak standing near the said swamp. thence S 19° E 10½ Poles to a corner in said swamp, on the East side of the Causeway, thence up the run of said swamp to the beginning — — —

lot No 2 drawn by James Boykin Senr. Containing two hundred acres, and bounded as follows to wit, Beginning at a corner in the swamp for lot No 1, and the land of Dixon Forgason, dec., thence down said swamp to a corner for lots No 1 & 2 in the line of No 3. on the East side of the Causeway, thence along the line of lot No 3. S 19° E 10 poles to a post, thence S 73° W 10 poles to a post, thence S 3½° E 113 Poles to a turkey oak, a corner in lot No 4, thence along the line of lot No 4 S 87½° E. 238 poles, to the Centre of three cypresses standing in the run of the little swamp, a corner in Rich^d. Wmson dec. line, thence up the run of said little swamp to the first mentioned swamp, thence down the run of said swamp to the beginning — — —

lot No 3. Containing one hundred and sixteen & half acres, drawn by Henry L. Earnest & Martha his wife, and bounded as follows, to wit Beginning at a maple a corner for lot No 1 in Richard Blunt's line, thence along the line of lot No 1. S 58° E 86 poles to a white oak, thence N 73½° E. 32 poles, to a post oak, thence S 19° E 20½ poles (across the swamp) to a post, thence S 73° W 10 Poles to a post, thence S 3½° E 113 Poles to a turkey oak thence along the line of lot No 4. N 80° W. 45 Poles to an ash standing in the run of the swamp a corner in Littleberry Mason's line, thence up the

run of said Swamp to a cypress post, a corner for said ellason thence
 his line N 85° W 113½ poles to a cypress standing in the run of The
 Aaron's branch in Richard Blunt, dec., line thence along his line to the
 Beginning. — lot N° 4 containing One hundred and thirty One
 & half acres. Drawn by Edwin Boykin dec. and bounded as follows
 (to wit) Beginning at a turkey oak a corner for lots N° 2 & 3. thence
 along the line of lot N° 3 N 80° W 45 Poles to an ash standing in the
 run of the Swamp, a corner in Littleberry ellason's line. Thence along his
 line to Meherin River. thence down said river to the mouth of the
 old river. thence up said old river to a Deep gut. thence up
 said gut along Richard Wmson (dec.) line N 68° E 16 poles. thence
 N 80° E 16 poles. thence a line of marked trees S 89° E 43 poles to a
 beach, thence S 83° E 67 poles to a pine standing on path near
 the little Swamp. thence up the run of said little Swamp to the
 Centre of three Cypresses, a corner for lot N° 2. thence N 87½° W 238.
 poles to the beginning. — — — — —

We have also sold the Slaves belonging to the Estate
 of said Edwin Boykin, dec., on a credit of

twelve months from the 10th day of January 1832
 The amount of Sales of which Slaves as follows
 (Viz^t.) Negro man Jacob purchased by James Boykin for \$220.00
 negro man Sam " " John Boykin " 300.00
 negro man Anthony " " Henry C. Ennis " 332.00
 amt. Sales - - - - - \$852.00
 213.00

one fourth of which sum is two Hundred and thirteen
 Dollars for each legatee for which we have taken four
 bonds of \$213.00 - & paid one to Henry C. Ennis one to
 James Boykin Sen. and one to John Barrett Guar^t Jacob Barnett
 for Edwin Boykin dec. and Herewith Return^d Lewis Worrell
 one to the Court for James Boykin and Jacob Barnett
 of Fredrick Boykin dec. Given under
 our hands this 16th day of June 1832.

1834 Sep 29th Received of the Clerk of Southampton a bond returned by
 the Court as the portion of James Boykin son of Fred^k Boykin amounting
 to the sum of \$213. due the 10th day of January 1833. Received under order of
 the Court -

Edw. D. Butler depy of
 Ray & Co. depy of
 Carr & Co. depy of
 Com. of Fredrick Boykin
 and

Southampton November Court 1831.

Edwin Boykin by John Barrett his guardian & next friend. & James Boykin
an infant by John Barrett his next friend. Plaintiffs
against

Henry Ennis & Martha his wife & James Boykin Df

In Chancery

This cause this day came on to be heard on the bill and answer by
consent of parties and was argued by counsel, whereupon the Court doth
adjudge, order and decree that Jacob Barnes, Lewis Morrell and Jacob
Barrett or any two of them assisted by some competent surveyor lay out
the land of which Edwin Boykin did possessed into four equal parts
and allot one part to James Boykin the elder, one to James Boykin son
of Frederick, and the mother of the said James undivided, (yet as to
her dower) one part to Edwin Boykin and one part to Henry Ennis in
right of his wife, and also sell the negroes belonging to the estate of
Edwin Boykin the elder on a credit of twelve months taking bonds
with good security from the purchasers in equal proportions so as to
assign one bond to James the elder, one to Henry Ennis, one to the
Common Law Guardian of James the younger, and one to the Common
Law Guardian of Edwin Boykin, and report to this Court in order to a
final decree.

Clerks \$3.00.

Attest James Rochelle Clk

Bayken &

as Report

Bayken

1834 March 17. Met. & confirmed
by court.

Decree amended.
Bayken &
to E. H. H. H.
Bayken &
for Comptroller