1837015 SOUTHAMPTON COUNTY CHANCERY PAPERS

PHILIPS v. Carle et ux VS. RIDLEY

4/1837

other SURNames: Carle, Ely, Wilkinson, Ridly, Phillips

1184

Corlette
vs
Ridley

Copia.
Bill
&c

1836 Nov. Decree as filed

1837 Jany. Repl. Ret.d Hanfm.d
&c.

This day this cause was docketed & came on to be heard on the bill & answer & was argued by Counsel on consideration whereof the Court doth order, adjudge and decree that Nathaniel J. Williams, James Jackson & Robert Ridley be appointed Commissioners that they sell to the highest bidder for Cash the negroes in the bill mentioned, and pay to Thomas Ridley three fourths of the monies arising from the sale & the other fourth divide equally between William D Philips & Joseph Carle in right of his wife Eliza formerly Cly — and report to this Court how they have executed this in order to a final decree.

To the Worshipful the County Ct of Southampton
Sitting in Chancery. Humbly complaining
shew unto your Worships your Orators & Oratrix
William D Philips & Joseph Earle & Eliza his wife
formerly Ely. that Nat Williamson died testate
about the year 1813. that by his will one forth
part of certain negro property was bequeathed
jointly to Sally Philips & Eliza Ely. that by the
death of Sally Philips her share passed to her
husband. who has since died leaving a son
your orator William D. who inherits as his
heir at Law. that ~~the half of s^d negroes~~
~~of the property~~ was given to the children of
Nat Williamson, both of whom died, leaving a
mother, who inherited their share. that s^d Mother
Ann S. afterwards intermarried with Thomas
Ridly who by marriage is entitled to her share
that by the will the other forth was given to a certain
Nat Edwards. that s^d share has been sold by a
decree of the Court. & that Thos Ridly purchased
the same. so that Ridy is entitled to 3/4. — W.D
Philips to 1/8 & Joseph Earle in right of his wife
to 1/8. therefore is order for a division they
being remediless at Law & only relievable in Chancy
by the Court to appoint Comers to make sale
& divide the proceed according to the decree, &
praying the writ of Sub &c

The Answer of Thos Ridley —

This Respondent saving all benefit of pleas
& exception. For Answer says that he has no
objection to the decree prayed for & having
answered prays to be dismissed, with his
Costs &

By virtue of the within decree, we the Commissioners
beg leave to make the following report— Sale
23d Dec. 1836—

	$	Cts
Billy to J Ridley at	1176.	00
Dick to Same at	501.	00
John to Same at	376.	00
	$ 2053.	00

Paid{

To W. D. Phillips	256.66	"	1/2 of 1/4	per decree
" Jos Cade	256.66	"	1/2 of 1/4	" "
" J. Ridley	1539.68	"	3/4	" "
	$ 2053.00			

Receipts retained by us—

Respectfully.

R. Ridley
N. Williams
Jas Jackson

Phillips &c
vs
Ridley
Decree
Hotop
1837 Court

1176 Billy
501 Dick
376 John
1/2 0 5 3
2 5 1 3.3 3 3
2 5 6.6 6 2/3

Southampton County November Court 1836.

William D. Phillips, Joseph Earle & Eliza his wife formerly Eby — Pltff
against
Thomas Ridley — Deft
} In Chancery.

This day this cause was docketed & came on to be heard on the bill and answer and was argued by Council on consideration whereof this Court doth order adjudge and decree that Nathaniel D. William, James Jackson and Robert Ridley be appointed Commissioners, that that they sell to the highest bidder for cash the negroes in the bill mentioned, and pay to Thomas Ridley three fourths of the monies arising from the sale & the other fourth divided equally between William D. Phillips & Joseph Earle in right of his Wife Eliza formerly Eby — and report to this Court how they have executed this in order to a final decree.

Teste. J. R. Edwards C.C.

Mr. Robt. Ridley

Southampton

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Reference

Rev Joseph B Whitehead

Smithfield

Isle of Wight

Virginia

The Sheriff or other person holding moneys
I am entitled to claim from the sale of certain
negroes devised to my wife in the will of Nathaniel
Wilkinson and sold for a division between
William D Phillips and my wife under
a decree from the County Court of Southampton
Will please to pay over the proceeds of such
sales to Joseph B. Whitehead for my benefit
and this shall be your receipt for the same
December 16th 1836
Joseph Carle

Robert Ridley Esqr or the person or persons having the funds aforesaid in hand for the Joseph Carle & wife will pay the same to Archibald Atkinson Esqr. — Signed

Received of James Jackson. N. J Williams and Robt Ridley Comissioners acting under a decree of the County Court of Southampton two hundred and fifty six dollars sixty six and two third Cents. that being the proportion to which Joseph Carle in right of his wife Elizabeth is entitled from the sale of negroes late the property of Nat Wilkerson

Feb 20th 1837

Archd. Atkinson (acts under authority of an order from J B Whitehead agent for Carle &
April 17. 1837

The Sheriff or other person holding moneys
I am entitled to claim from the sale of certain
negroes devised to my wife in the will of Nathaniel
Wilkinson and sold for a division between
William D Phillips and my wife under
a decree from the County Court of Southampton
Will please to pay over the proceeds of such
sales to Joseph B. Whitehead for my benefit
and this shall be your receipt for the same
December 16th 1835
Joseph Carle

Robert Nicoly Esqr or
the person or persons having the funds
aforesaid in hand for the Joseph Carle &
wife will pay the same to Archibald
Atkinson Esqr. — Signed
W. B. Whitehead
April 15. 1837

Carlisle Wife
To Commissioners
$256.66 2/3