1840-022 SOUTHAMPTON COUNTY CHANCERY PAPERS

NORFLET val VS. NORFLET

3/1846

Plat

other surnames: Artis, Foggerson, Norflett, Ferguson, Norflit, Brown,

1171

Norfleet

vs Bill. Ans &c

Norfleet.

1836 May. Decree as filed

" July Decree set aside.

To the worshipful the County Court of Southampton In Chancery sitting

Humbly complaining shew unto your worships your complainants Marium Norflet widow of Aaron Norflet decd Henry Artis and Martha his wife late Martha Norflet, Henry Hoggerson and Eliza his wife late Eliza Norflet, Angelina wife of Adam Artis late Angelina Norflet, Mary Norflet, Evelina Norflet and, Adeline Norfld and John Norflet by Marium Norflet their next friend that the said Aaron Artis late of the County aforesaid departed this life on the day of 18 intestate seized and possessed of some real estate and leaving the said Marium his widow and nine children to wit, Martha, Mary, Eliza, Louisa, Maria Angelina, Evelina, Adeline and John Norflet to whom in due form of law the said real estate descended and your complainants which an ~~allotment~~ assignment of the widows dower in the said real estate situate in the County of southampton and contains acres that the respective shares of the several children will not be worth 300 $ each they therefore believing it would promote the interest of all parties with a sale of the said real estate subject to the widow's dower and a division of the proceeds according to law; But so it is may it please the Court such assignment of dower and sale of the residue of the land cannot be had without the interposition of this worshipful Court sitting in Chancery; In tender consideration whereof and for as much as your complainants are remediless at Law & only relievable in Equity, To the end that Louisa and Maria Norflet may be made defendants hereto and compelled to answer the allegations hereof they pray the Common writs of Subpoena directed & commanding &c that your worships will decree a sale of the land subject an ~~allotment~~ of the widow's dower in the said land and grant them such other and general relief in the premises as may be consistent with Equity &c

Wynne for Plaintiffs

The answers of Louisa and Maria Norflet to the foregoing Bill of Complaint. These respondents saving to themselves all benefit of such exceptions to the Bill, answering says, that it is true that the said Aaron Norflet died seized and possessed as stated and that they concur in the opinion that a sale of the land subject to the widows dower will be more advantageous to the heirs than a diversion; they have therefore no objection to the decree prayed for in the Bill, and having answered prays to be hence dismissed —

Louisa Norflet
Maria Norflet

~~Norflet Norflet~~
Marium widow and others ——— Plffs
against
Louisa and Maria Norflet ——— Defts } In Chy

This cause was this day docketed by consent of parties with the assent of the Court, and came on to be heard on the Bill, Answer, and argument of Counsel on consideration whereof the Court doth adjudge order and decree that James Jackson, Peter I. West, Benjamin Waller, Nathaniel Jones and John Whitehead or any three of them do divide the land whereof Aaron Norflet died seized so as to allot to the Complt Marium one third thereof in value having regard to quality and quantity for her use during her natural life as her dower thereof, that they sell to the highest the other two thirds with the reversion of the widow's third on a credit of 12 months and take nine bonds with good security of the purchaser and assign one to each of the children of the said deceased to wit Martha wife of Henry Arlis, Mary Norflet, Eliza wife of Henry Hoggerson Louisa Norflet, Mary Norflet, Angelina wife of Adam Arlis, Evelina Norflet, Adelaide Norflet and John Norflet, that before taking the said bonds they reserve in cash of the purchaser a sum of money sufficient to pay the expenses of this decree, that they make a deed to the purchaser and when they shall have acted in the premises make a report in order to a final decree —

Norfolk
vs. 3 Bill & Decree
Norfolk

1839 Nov — Decree as filed
#

Worplit-
vs. Bill
Worplit-

This day this cause came on to be heard upon the Bill answer & Exhibits & was argued by counsel, whereupon the court doth adjudge, order & decree that James Jackson, Nat. Jones, Nathan Thomas & William L. Ewell ~~be~~ any three of whom may act, be appointed Commissioners, authorized to divide the lands of which Aaron Worplit died seized in the following manner - to set apart and allot to the widow Miriam Worplit 1/3 part of the lands as her proportion of dower - and then divide the whole tract including the widow's proportion into nine equal parts, and allot it as follows to Louisa, Mary, Maria, Martha Eliza, Evelina, Adaline, Angeline & John Worplit the children & heirs at law of Aaron Worplit dec. and make return to this court how they have executed the same -

Norfolk.

Vi: 3 Dieces

Norfolk.

Hoops

Southampton November Court 1839.

Norfleet
against
Norfleet

Pltff
Dft
} In Chancery.

This day this cause 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 James Jackson, Nathaniel Jones, Nathan Thomas and William L Everett, any three of whom may act, be appointed Commissioners authorized to divide the lands of which Aaron Norfleet died seized in the following manner. 1st set apart and allot to the widow Miriam Norfleet 1/3 part of the lands as her proportion of dower. and then divide the whole tract including the widows proportion into nine equal parts, and allot it as follows to Louisa, Mary, Maria, Martha, Eliza, Evelina, Adaline, Angeline and John Norfleet all children and heirs of Aaron Norfleet dec'd and make report to this Court how they have executed the same.

A Copy Test L R Edwards Clk

Commissioners' Report
on the Division of
Aaron Norfleets Land

Agreeably to the annexed Decree of the Worshipful Court of Southampton County to us directed, We the undersigned Commissioners as expressed in said Decree, in Obedience to the requisitions thereof, have proceeded to divide the lands of which Aaron Norfleet died possessed, attended by Thos. B. Worrell as Surveyor, who found there to be in the whole tract Two hundred and Sixty two acres, which we have divided as follows. House lot containing Eighty six & half acres, allotted to the Widow (Elliriam Norfleet) as her Dower, and bounded as follows (to wit, Beginning) in the flat Swamp at a new corner for lot No. 3. Thence along a new line of marked trees S 29½ W 140 poles to a new corner for lot No 2 in Nath.l Jones' line, thence along said Nath.l Jones' line S. 67° E. 30 poles to a Walnut tree, thence S. 41 E. 41 poles to a Post a new corner, thence along a new line of marked trees N. 67½ E. 90 poles to a corner in Benjamin Wallar's line, thence along his line to the run of the said flat Swamp thence up the run of Said swamp to the beginning. —

We have allotted to the three youngest Children Evelina, Adaline and John Norfleet, the whole of the above described dower, to have possession thereof, at the decease of the said Widow, We have also allotted to them twenty seven and half acres adjoining the said Dower land, and the Lands of Nath.l Jones and Benj.a Wallar, which makes One hundred and fourteen acres (to be divided between them at the decease of the Widow aforesaid) which we consider to be their proportion in value of the whole tract of land. the ballance of One hundred and forty eight acres we have divided as follows, lot No 1 Containing Fourteen & half acres drawn by Angeline Norfleet, and bounded as follows (to wit, Beginning) at a pine Standing on the path near the school house in Nath.l Jones line a corner for the lands drawn by Benj.a Brown, Jun. in right of his Wife and others, thence along said Browns line N 29½ E 42 poles to a post a corner for lot No 2. thence along lot No 2 S. 68½ E. 38 poles to a corner for lots No 2 & 3. thence same course S 68½ E 18 poles to a corner in the dower line, thence along the dower line to S.d Nath.l Jones' line, thence along his line to the Beginning. — lot No 2 Containing Seventeen and One fourth acres drawn by Eliza Norfleet, and bounded as follows to wit. Beginning at a black gum in the flat Swamp a corner for Richard Harris, thence along his line to a pine a new corner for said Benj.a Brown Jun.

thence along said Browns line S 29 ½ W. 42 poles to a corner for lot No 1
thence along the line of lot No 1 S 68 ½ E. 38 poles to a corner for lot No 3
thence along the line of lot No 3 N. 20° E. 105 poles to the run of the
said flat Swamp; thence up the run of the Swamp to the beginning—
lot No 3 drawn by Martha Norflet, Containing seventeen and one fourth acres
and bounded as follows to wit, Beginning in said flat Swamp at a corner
for the Dower land thence along the Dower line S 29 ½ W 98 poles to
a corner for lot No 1, thence N. 68 ½ W. 18 poles to a corner for lot No 2
thence along the line of lot No 2. N 20° E 105 poles to the run of said swamp
thence down the run of said swamp to the Beginning—
The remainder of ninety nine acres drawn by Benj^a Brown jun^r in
right of his Wife Louisa, formerly Louisa Norflet — and by Deeds on
record from Mary and Maria Norflet for their interest in the
land of Sharow Norflet dec^d — and bounded by the lands of Richard
Harris, Rebecca Turner, Mr^s Fells, James Jackson, Anthony Harris, Nath^l
Jones and lots No 1 and 2 of this division — for more particular
Boundaries of each lot, reference may be had to the plot
accompanying this report — all of which is respectfully submited
to the Court. Given under our hands this 21^st day of
December 1839—

Wm L. Everitt

Nathan N. Thomas

Nathaniel Jones

Plot and division of
Aaron Norflets land
262 acres.

Norflet

Norflet

1840 March Ret.ᵈ & Cert.ᵉ &c.

This plot represents the land of Eleanor Norfleet dec. containing 262 acres, divided by the Commissioners appointed for that purpose as marked on the Plot on the 21st day of December 1839

Test Thos J. Morrell Surv.

Magnetic Variation N. 2° 15' N. nearly

Scale 40 poles to an inch.

N.

W.

E.

S.

99 acres drawn by Benjamin Brown in right of his Wife Louisa, and by Deeds from Mary & Elleri Norfleet

Lot No. 2 containing seventeen & one fourth acres drawn by Eliza Norfleet.

Lot No. 3 containing seventeen & ¼ acres drawn by Martha Norfleet.

Lot No. 1 containing 14½ acres drawn by Angeline Norfleet

Flat Swamp.

86½ acres allotted to Eveline, Adaline & John Norfleet Subject to the Widows Dower.

house lot 86½ acres allotted to the Widow. Miriam Norfleet as her Dower.

27½ acres allotted to Eveline, Adaline and John Norfleet.

Pine a corner for Benj. Brown & Lot No. 1. on E. Jones Line. for Nath. Jones & Harris.

Pine and Hickory a corner for Anthony Harris

Pine a corner in Anthony Harris line

White oak a corner for Anthony Harris and James Hudson

Small post oak

Red oak. a corner in Anthony Harris and James Hudson line

Pine a corner for Eliza Norfleet

Pine a corner for Benj. Brown & Richard Norfleet line.

Small maple. for Benj. Brown & Eliza Norfleet line.

Pine. a corner for Richard Norfleet & Richard Harris.

Black gum

Post oak a corner for Richard Norfleet and Wm. Rebecca

Red oak.

Dead pine & small white oak.

Pine

Pine

Red oak

Pine

Black gum corner for Richard Norfleet & Richard Harris.

Large white oak.

Dead red oak

Sweet gum corner for the Dower Land in Benjamin Mallar's line

Post oak corner in Benj. Brown & Mallar's line.

Large red oak.

Pine. a corner for Eliza Norfleet & Benj. Brown

Pine

Pine

Pine

Dead pine

Pine

Pine

White oak & small pine

Dead pine & small pine

Pine

Red oak.

Pine

Pine

Pine

Thomas R. Gray Esqr

Atty at Law

Jerusalem

To the Worshipful County Court of Hampton.

We your Petitioners, being informed that a decree of Court ordering that one third part of the Land belonging to the Est. of Aaron Norfleet dec.d be set apart, and allotted to Merriam Norfleet the widow of D.d Aaron Norfleet dec.d in right of her dower and that the residue of D.d Land belonging to the Children, Heirs of the D.d Aaron Norfleet, be sold at public Sale for a division. Now we yr Petitioners humbly ask that the Court will reciend D.d decree, for good reasons which will be shown the Court by our Counsel.

Sign.d July the 12th 1836.

His Mark
Henry + Arles

His
Henry + Ferguson
Mark

His
Edward + Eedrlin
Mark

Her
Louisa + Norfleet
Mark