

1843-019

SOUTHAMPTON COUNTY
CHANCERY PAPERS

OWEN and Wife et al VS. RAWLINGS et al

6/1843

other surnames: Brantley,
Dreway, Rowlings

Owen wife & ad

to } Bill Grant

Rawlings & Co

1843 Feb. Deere as filed & Co

" Mar. Report.

" June. Deere.

Grant -
B. A. &
Rawlings } Deere

To the worshipful County Court of Southampton in
Chancery sitting.

Humbly complaining shew unto
your worships, your complainants: William F
Owen and Sylvia his wife, William Brantly and
Ann his wife, Samuel Rawlings and William H. Rawlings
infant children of Gregory Rawlings decd by L. R.
Edward Mestizen, Samuel Drury & John Drury
merchants and partners, & who hold a deed of trust on
the property now in the hands of Phoebe Rawlings widow
of Gregory Rawlings. That by the will of Gregory
Rawlings, the whole of his estate both real and
personal is loaned to the widow during her natural
life or widowhood upon the express trust or condition that
she will educate and support the children out
of the profits of the estate. They further shew that
the estate is largely indebted to S^r J. Drury for
articles of clothing and diet furnished for the
children, and that they have a deed of trust on
the life estate to secure their debt. They further
shew that the widow as they are advised is willing
to relinquish her life estate, so that a division in
kind becomes necessary - the said S^r J. Drury
is also willing to relinquish their claims upon
the property, upon condition that your worships
will authorize a sale of a part of the property
to secure their debt - which your Compts desire
the Court to do believing that it is to their
interest - They therefore pray the Commonwealths
counsel of Sp^a. directed & commanding &c.
and praying such other general & Special relief
they will now pray &c -

The answer of Phoebe Rawlings and
John Drury - *acte de bonis non* of G. Rawlings
your respondents for answer say that they have
no objection to the decree prayed for and
having answered pray to be hence dismissed -

Owen & others

vs

Rawlings & al } Decree

This day this cause was docketed by leave
of Court and consent of parties and came on
to be heard on the bill and answer and was
argued by counsel, on consideration whereof the
Court doth order, adjudge and decree, that Barkum
were James E. Peters & H. Pettaway be appointed commissioners
of this Court, that they or any two of them, be authorized
to select out of the estate of Gregory Rawlings dead
for sale, to satisfy the claim of J. S. Drury, such
negro as can be best spared from the estate, and that
they offer said slaves to the highest bidder upon a
credit of six months, after advertising the time
and place of sale for twenty days. and pay
over the bond to J. S. Drury, upon their releasing
the trust they hold on the estate, that they
divide the remainder of the estate both
real & personal into four equal parts and
allow one share to William Owen in right of
his wife one to Wm Brantly in right of his
wife one to Samuel Rawlings in his own
right and the other to William H. Rawlings
in his own right and that they report their
proceedings to the Court in order to a final
decree. The Court doth further order that the children
who have been convicted shall advance salary for
the correction of those uneducated.

Owen Hark & Ottus

By { Amos, Deane,

~~Karl~~ & E

181,3 June

Owen & wife &c
my } amended Decree.
Rawlings &c

This day this cause came on further to be heard upon the papers formerly read, the report of Counsel made pursuant to the former decree, and was argued by counsel, on considerations whereof, the Court confirming said report, doth adjudge order and decree that the possession of the personal property be forever vested in the respective parties and that the Decree so far as respects the Lands be ~~amended~~ amended, so as to give possession of the same to the Dyff Phoebe Rawlings for and during her natural life reserving however to Wm Brantly the right to finish his present growing crop on said Land.

Owen &

2 }

Rawlings

1843 March Term

In obedience to a decree of the worshipful Court of Southam-
ton County February Term 1843 and to us directed as Commis-
sioners we proceeded to sell a part of the Slaves belonging to the
Estate of Gregory Rawlings dec'd as directed in said decree
and paid the proceeds of said sale to Saml & John Drewry
upon their giving a receipt in full for all claims they hold
against Phoebe Rawlings which receipt is hereto annexed.
as follows.

For Negro Man Harrison to Geo. & W. Huron - - \$407
For Negro woman Fanny and child & little - 350
making - \$757

Which amount was paid to S. & J. Drewry
Also in obedience to said decree we divided the remain-
der of the negroes belonging to Gregory Rawlings Estate
between the legatees as follows

To William T. Raven in right of his wife Sylvia lot no 1
viz Henry & Hester at \$425 to pay no 3 \$10.00 - - \$415

To William Brantley in right of his wife Ann C. ~~lot~~
lot No 3 Tom & Sarah C 385 to receive \$30.00 \$415

To Samuel T. Rawlings in his own right lot No 2
Fanny & child & Franky \$425 to pay no 3 - \$10.00 - 415th

To William H. Rawlings in his own right lot No 4
Jacob and Washington C 425 to pay no 3 - \$10.00 - 415th

Commissions \$ ~~26.27~~ \$26.27

Respectfully Submitted

Jas E Peters
Henry Pettway
Barham Wrenn

Received March 13th 1843 of Barham Wienn Jas E. Peters &
Henry Pettway Commissioners appointed by the County
Court of Southampton at the July Term last for the
Sale of a part of The Slaves of Gregory Rowlings dec'd
Seven hundred and fifty one dollars in full for all
claim or claims which we hold against Phoebe
Rowlings -

J. J. Drury