

1843-027 SOUTHAMPTON COUNTY
CHANCERY PAPERS

REVILL et al vs. POPE, admr

3/1843

Plat

Other surnames: Revell,
Whitfield, Revel, Revvell,
Barnes, Bynum, Blow

Russell & others } Bill
 W } Assn
 Pope } Secy

1842. Apr. Diera filed &
 Aug. Diera amended.

1843. Feby. Report.
 Mar. Confm.

To the worshipful County Court of Southampton
in Chancery sitting.

Humbly complaining sheweth your worships
your complainants Benjamin Reil, William
Reil & Robert Reil, and Mary Whitfield in
infant by Whitfield her next friend. That Holladay
Reil departed this life some time since,
leaving a will which was at his death ~~was~~ duly
proven and admitted to record - that by 2^d Clause of
said will testator directed his ~~estate~~ to be divided
into three equal parts as will appear by reference
to said will, which your complainants are anxious
to have done, they therefore pray that Court may be
appointed to make said division, by 4th Clause, the entire
portion is directed to be divided between Benjamin &
Mary Whitfield, Ben is since dead in lifetime
of testator. so his part falls back as a bequeathed legacy.
they pray that Augustus Pope may be made
a party defendant and be required to answer

The Answer of Augustus Pope.

This Respondent for answer says he has
no objection to the decree prayed for &
~~being made~~

Revel & others
vs
Pope's Adm'r { Decree

This day this cause was docketed by leave of Court and a consent of parties and came on to be heard on the bill & answer and was argued by counsel, on consideration whereof the Court doth order, adjudge and decree, that Thomas Worrell, Selia Elsworth and Benja Beeson be appointed commissioners, by two of whom my act. that they divide, ~~not~~ No. 3. as designated in 3^d clause of Holladay Revel's will, into three parts, of equal value, and allot one part to Benjamin Revel for life, remainder to his children one part to William Revel to him and his heirs forever, and the other third to Robert Revel to him and his heirs forever, that 2^d Commissioners also divide the arable field, mentioned in 4th clause of the will into two equal parts and allot one to Nancy Whitfield in fee simple, and sell to the highest bidder the other half, it being the part to which Benjamin Whitfield would have been entitled had he survived the testator Holladay Revel. for cash - out of which they shall first pay the cost of this decree and then pay the balance over to Augusta Pope Adm'r of Holladay Revel, who is required to disburse the same amongst the heirs of H. Revel and report to Court in order to a final decree

Revil & others

v } Co. Dene

Pope

Southampton April Court 1842.

Benjamin Revil, William Revil & Robert Revil and Nancy Whitfield infant by
Whitfield her next friend

against

Augusta Pope

Peffs.

In Chancery

Off

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 Thomas Morrell, Selia Ellsworth and Benjamin Burn be appointed Commissioners, any two of whom may act, that they divide Lot A^o 3 as designated in 3rd clause of Holladay Revils will into three parts of equal value, and allot one part to Benjamin Revil for life, remainder to his children, one part to William Revil to him and his heirs forever, and the other third to Robert Revil to him and his heirs forever - that s^d Commissioners also divide the A^o 1st field mentioned in 1st clause of the will into two equal parts and allot one to Nancy Whitfield in fee simple, and sell to the highest bidder the other half, it being the part to which Benjamin Whitfield would have been entitled had he survived the Testator Holladay Revil, for cost of sale of which they shall first pay the costs of this decree and then pay the balance over to Augusta Pope executrix of Holladay Revil who is required to distribute the same amongst the heirs of St. Revil, and report to Court in order to a final decree.

Attesty. Juste

celks. 2. 74

J R Edwards. Secy

Revelation of the
vs
Pope's id. } Secret

1842 Aug. 10th.

Reult & then
or
Pope acts } Amended Decree

This day this cause came on again to be
heard on the papers formerly read and
was argued by Counsel, and it appearing
to the Court that there are other lands disposed
of by will of sd Rance that are undivided, It
is ordered adjudged and decreed that the
same Commissioners appointed by the original
Decree do divide all such other lands
mentioned in sd will, according to the terms
of sd will and report to the Court in
order to a final decree

Revell & others

2 } Comr. Report.

Pope

Agreeably to the annexed Order of the Worshipful Court, of the County of Southampton, dated April Court 1842, to us directed, We the undersigned Commissioners, in obedience to the requisitions of said Order, have divided, and sold part of the tract of land of which Holladay-Revell died possessed, in the following manner, to wit,

Lot N^o 3. as designated in the 3rd Clause of said Holladay Revell's Will Containing sixty & half acres, we have divided into 3 parts, or lots, equal in value, and assigned lot N^o 1. containing twenty two & half acres to Benjamin Revell for life, remainder to his children, it being the lot whereon he now resides, and bounded by the lands of John Revell, Iephthah T. & Mary J. Powell, Samuel Revell, Martha Bynum, and lot N^o 2. — Lot N^o 2. Containing Eighteen & three fourth acres drawn for William Revell in fee simple, and bounded by lot N^o 3. and by lot N^o 3. in the division of the Arctice field, — John Revell Benjamin Revell, or lot N^o 1. and Martha Bynum. —

Lot N^o 3. Containing nineteen & one fourth acres, drawn for Robert-Revell in fee simple, and bounded by the lands of Martha Bynum Darden W. Bryant dec^d, lots N^o 1. & 2. in the division of the Arctice field and William Revell, or lot N^o 2. — We have also divided the Arctice field mentioned in the 4th Clause of said Holladay Revell's Will, into 2 parts or lots equal in value as follows to wit,

Lot N^o 1. Containing Eleven & three fourth acres drawn for Nancy Whitfield in fee simple, and bounded by the lands of Robert-Revell, or lot N^o 3. Thomas Newson, John Revell, and a line beginning in a small ditch in his line, thence down said ditch to a small branch, thence down the end of said small branch to said Robert Revell's line - the ditch & branch being the line between lots N^o 1. & 2. in the division of the said Arctice field. —

Lot N^o 2. Containing Eight and one fourth acres, bounded by the lands of Robert Revell, (or lot N^o 3.) Nancy Whitfield, or lot N^o 1. John Revell; and William Revell, (or lot N^o 2.) we have sold to the highest bidder, after giving sufficient notice of the time and place of sale by advertisements, — and Jacob Barnes Esq^r became the purchaser thereof, for the sum of Thirty Three dollars.

Out of which sum we have retained fifteen dollars to
defray the expenses attending the execution of the order aforesaid,
and the balance, say eighteen dollars, we have paid over
to Augustin Pope Executor of said Holladay Revell dec'd, as directed
by the said Order. - for further particulars respecting the
boundaries of the foregoing lots of land, reference may
be had to the plot of the land of said Holladay Revell dec'd,
which accompanies this report. - Respectfully submitted to the
Court; Given under our hands this 19th day of May 1842.

~~Benjamin B~~

Thos. B. Norrell Commr.
Benjamin Bury
Selah Ellsworth

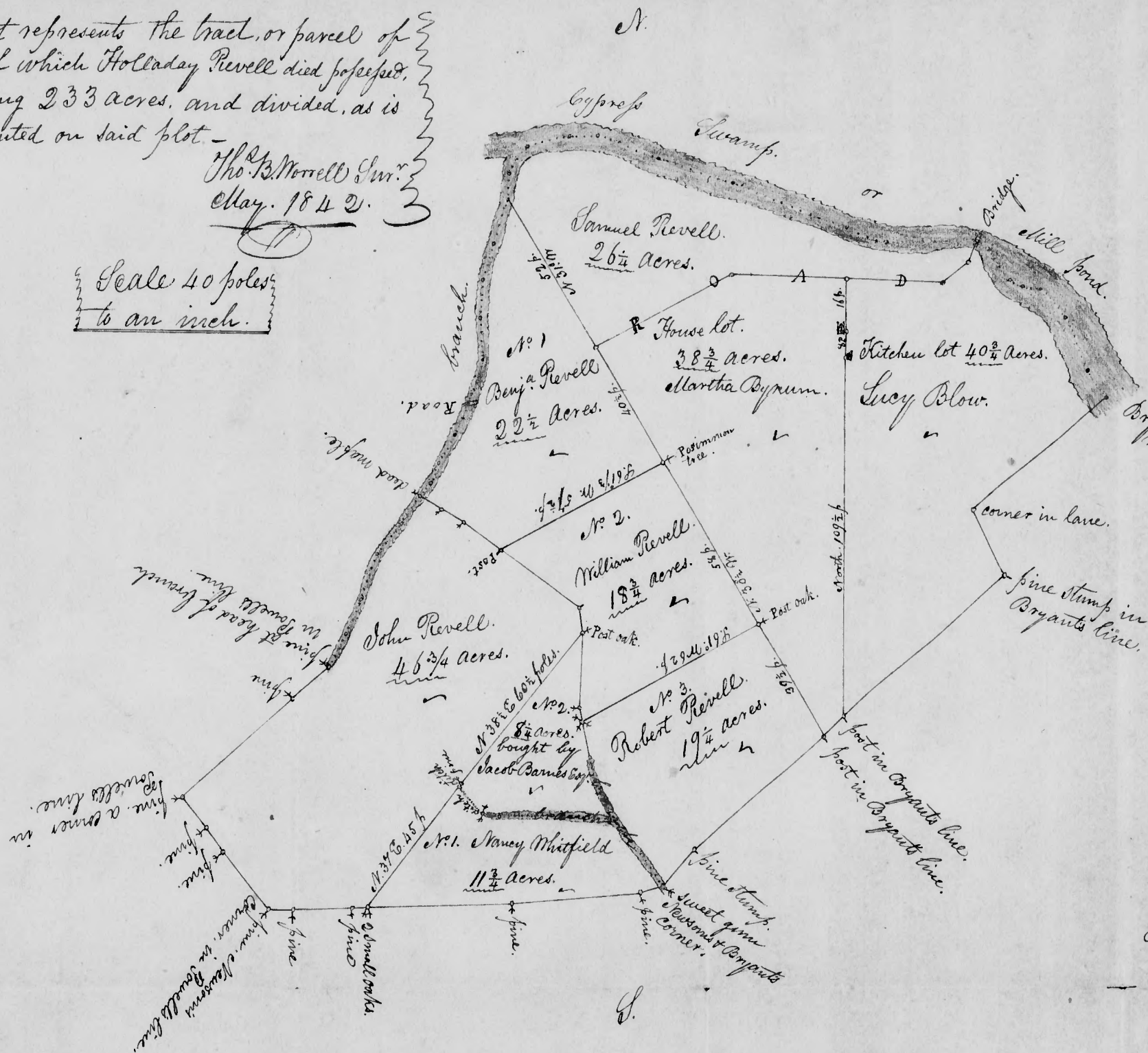
Plot B Division of the land
of Holladay Revell & Co.

233 acres.

This plot represents the tract, or parcel of land, of which Holladay Revell died possessed, containing 233 acres, and divided, as is represented on said plot.

John B. Morrell Sur.
May. 1842.

Scale 40 poles
to an inch.



Samuel Revell	26 ¹ / ₄ acres.
Benja. Revell	22 ¹ / ₂ "
John Revell	46 ³ / ₄ "
Lucy Blow	40 ³ / ₄ "
Martha Bynum	38 ³ / ₄ "
William Revell	18 ³ / ₄ "
Robert Revell	19 ¹ / ₄ "
Nancy Whitfield	11 ³ / ₄ "
Bot. by Jacob Barnes Esq.	8 ¹ / ₄ "
in all	<u>233 Acres.</u>

Hollada Revell

Well } a

The Copy - on

Th. H. Hall

S. Elsworth

B. B. B.

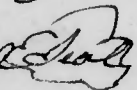
In the name of God Amen I Hollada Revell Sen^r of the County of Southampton & State of Virgi^a being in sound mind and memory do make and ordain this my last will and testament in manner and form following (Vizt) first and principally I bequaith my soul to almighty god who gave it me and for my worldly Goods I dispose of them as follows - Item 1st my will and desire is that the whole of my personal Estate of whosoever kind ~~and~~ their may be, be sold and the money arising there from pay my funeral Expences and all my just debts & the ballance If any I want equally divided between my son John Revell Sam^l Revell Benj^a Revell my Grandson W^m Revell my Daughter Martha Bynum Rebecca Hedgepath Lucy Blow & my Daughter Sally Whitfield Children to them and Their heirs forever -

Item 2nd my further wish and desire is that Lot of land now whereon my dwelling house stands which lot of land I have designated my self by line to be ~~equally~~ divided in three equal parts. one third I give to my son Sam^l Revell to him and his heirs forever. - one third I lend to my Daughter Martha Bynum during her life and at her death I give the same to her living Children to them and their heirs forever and the remaining third I lend in like manner I lend to Lucy Blow and at her death. I give to her living Children to them & their heirs forever -

Item 3rd my further wish and desire is that Lot of land n^o 2. whereon a small house stand to be equally Divided In three parts designated by my self as before by a line one third I lend to my son Benj^a Revell during his life and at his death I give it to his living Children to them & their heirs forever; one third of same lot n^o 2 I give to my Grandson W^m Revell to him and his heirs forever, and the remaining third I give to my Grandson Robert Revell to him and his heirs forever; -

Item 4th my wish and desire is that the land whereon my son John Revell now lives ~~be~~ to be divided in two parts which is designated by line made by myself the house part I lend to my son John Revell During his life and at his death. I give the same to his living Children to them and their heirs forever. the other part Called the Artist field I give to my two Grand Children Benj^a Whitfield and Nancy Whitfield to them and their heirs forever. -

Lastly I Constitute and And appoint my two Friends Augustin Pope
& John C Turner my sole Soul Exors. to this my last will &
testament making Void all former Wills heretofore made by me
Interstimonny whereof I have hereunto set my hand & affixed my Seal
this 1st day of may one thousand eight hundred and thirty eight;
Sealed & acknowledged

his
Hollada + Euvell 
mark

In presents off
Anderson Pope
Cordy Pope
Newit Hall