

1844-034 SOUTHAMPTON COUNTY
CHANCERY PAPERS

EDWARDS et al VS. MURFEE, TRUSTEE etc.

12/1844

Edwards Jr

or { Bill Jr

Murphy

1841 Octo. Deeds as filed Jr

1844 Nov. Report.

" Dec. Final decree.

Mr. Edwards Jr

to { Bic Jr
Murphy trustee

To the Worshipful the Justices of the County of
Southampton in Chancery sitting

Humbly Complaining sheweth unto your
Worships your Complainants John Henry, Sally
Ann, Norcisa M. Temperance Jona, Mary
Ann & Mary Eliza Edwards infants Children
of Tyler Edwards, by Settlement R Edwards
their next friend, That sometime in the
year 1820 one Levi Edwards of the County of
Southampton, the grandfather of your Complain-
-ants, departed this life, leaving two sons
to wit: Jeremiah E Edwards, & Tyler Edwards the
father of your Complainants. Your Complainants
now also shew that the said Levi Edwards
made & published a last will & testament
by said will disposed of his property in the
following manner. He gave by his will to
his two sons Tyler Edwards & Jeremiah Edwards
a small legacy & then gave the rest & residue
of his estate to Trustees to be applied to
the raising of his grandchildren the chil-
dren of his two sons herein before named.
Your Complainants would also shew unto your
Worships that the Trustees named in the
will refused to take upon themselves the
execution of the trust & that the County Ct.
of Southampton appointed Simon Murrell
Trustee in their stead, who has proceeded
under the provision of the will to sell and
use the property to raise the Children grand-
-children of the Testator, until the present
time. Your Complainants would also shew
unto your Worships - that all the grand children
of the Testator, has removed with their

Parents to the State of Tennessee, and that
the Children of Jeremiah E. Edwards, also the
grand children of the Testator, have all been
raised by the fund devised to the grow-
ing of maturity, and that your Complainants
are the only infants who are entitled to
the benefit of the fund devised. Your
Complainants would also show unto your
Worships that, there is only one of the slaves
of all the property devised remaining, and
some small sum in the hands of the trustee
Simon Murfee. Your Complainants are
now living in the State of Tennessee &
removed beyond the reach of the Trustee
& thus cut off from the benefit of the fund
devised for their support & their growth -
- their & wholly remedied soon in a Court
of Equity - they therefore pray your
Worships to decree a sale of the said
negro slave; the residue of the trust fund
in the hands of the Trustee & that the
proceeds of sale may be paid over in
the hands of Tyler Edwards, their father
& Natural Guardian & that your Worships
would make Simon Murfee the Trustee
a party to this bill & that he may answer
the premises & that your Worships would
grant such other & further reliefs
to your Worships may seem just &
proper & that may be consistent with
the rules of this Honorable Court & your
Complainants will pray &
Douglas pr

Mr. Henry Edwards & others infants of Deceased
Edwards their next friend

Simon Murfee Trustee &c. } Defdts
The answer of Simon Murfee to the said
bill of Complaint, for answer says, That having
reserving to himself all just exception & all
manner of benefit to the many errors &c in
the said bill contained, this Defendant
answering says. That he is conversant
with the facts set forth & that they are
true & he has no objection to the Court
Deceiving such relief as may be consistent
with Equity &c & having them answered
he prays to be hence dismissed &c.

Mr. Henry Edwards & others infants of Deceased
Edwards their next friend

Decree.
Simon Murfee Trustee &c. } Defdts
This day this Cause came on
to be heard on the bill & answer, was docketed
by Consent & argued by Counsel, whereupon
the Court doth adjudge order & decree, that
the slave named in the bill be sold by
the Trustee ^{Simon Murfee} to the highest bidder for cash
after giving ten days public notice. and that
the said Trust pay over the proceeds of sale
as well as the remaining trust funds in
his hands to Tyler Edwards, the Natural
Guardian of the Complainants, & that he report
to this Court in order to a final decree

Edwards

v. } Co. Decr.

e Murfee

Southampton County October Court 1841.
William Henry, Sally Ann. Narcissa M. Temperance Jane, & Mary Ann. &
Nancy Eliza Edwards infant children of Tyler Edwards by Lillien R. Ed-
wards their next friend.
against
Simon Murfee.
Dft } In Chancery

This day this cause came on to be heard on the bill & answer, was doct-
ored by consent & argued by Counsel whereupon the Court doth adjudge,
order and decree, that the Slave named in the bill be sold by the Trustees
Simon Murfee to the highest bidder for cash after giving ten days public
notice - and that the said Trustee pay over the proceeds of sale as well as
the remaining Trust funds in his hands To Tyler Edwards the natural
guardian of the Complainants, And that he report to this Court in order to
a final decree.

Clks. cost 12.38 Cents.

Teste. L. L. Edwards Secy

Wm. Edwards
Receipt

Rec^d. of Simon Musson The sum of Five Hundred
and sixty eight dollars and ninety one cents. It being
the balance in full for the sales of negroes, Mateon, Geo.
Handsel, and Jacob sold A.D. 1823 under the last
will and testament of Levi Edwards dec^d. also of ne-
gro girl Barbary sold A.D. 1841. As f. account
of sales reviewed, and a copy returned.

Witness my hand and seal this 12th of November 1841
Teste
Wm. B. Musson.

J. L. Edwards

Left in the hands of Union Bank Nov. 12. 1841.
To pay Clerk's fees — \$8. —

Forty dollars of ~~withd. from~~ ^{withd. from} ~~against~~ Mr. Tyler Edwards
was sent by Mr. William Evans. —

An acct. of
sales of negroes
by
Levi Edwards &c.

An act. of sale of four negro children viz, Watson
 Ned, Hunsel, and Jacob, sold by Simon Munger
 Comr. of Lee Edwards dec^d sold A.D. 1823

To Proceeds of sales of negroes \$389.45

By Commissions on sales \$19.45

By amt paid Lee Edwards 142.50

By do. do. Lee Edwards 185.—

By services rendered 9.50

To Balance, 1823. — 356.45

33.30

389.75

To Balance due 1823 33.30

To Interest on 33.30 for 18 years 35.86

Balance on this acc. 69.16

1841 Sales of Barbary, negroes, 525.

By Coms. on sales of Barbary \$25.25 594.16

By Balance paid (pro. 12th 1841) 568.91

594.16

Report,

In obedience to the annexed decrees
I proceeded to sell at public
auction after having given ten day
notice the slaves Barbary mentioned
in the bills, and Tyler Edwards
becomes the purchaser for the sum
of five hundred, and twenty five
dollars. I also had a final settle-
-ment with Tyler Edwards of all
my former transactions as appears by
the ~~deed~~ rendered, and receipt given
by him which are filed herewith.
All of which is most respect-
-fully submitted to the Hon. Court
of Lo. amptons.

November 12th 1861.

Simon Mufson, Trustee