

1846-017

SOUTHAMPTON COUNTY
CHANCERY PAPERS

EDWARDS

VS.

PARKER

2/1846

Eclipses

2 } Bills & Answer

Porters

1845 Nov. Dues as filed

1846 Jan. Report.

" Feb. Compt.

Coleridge passed \$9.38.

(P. 25)

To the worshipful County Court of Southampton
County, sitting in Chancery -

Humbly complaining sheweth your complainant - Robert
L Edwards of the County aforesaid, that sometime since
Harrison Porter of said County, departed this life leaving two
children Godwyn Porter who is now of full age and Harrison
Porter who is still an infant, who upon the death of their
father, became entitled to a tract of land lying in the
County aforesaid and containing 120 acres more or less - that
since the said Godwyn has attained lawful age, your
complainant purchased of him his interest in said tract
of land and is desirous of having the same sold in order to
effect a division between him and the said infant Harrison
Porter - your complainant states that the said tract of land
is not worth the sum of \$300. a share, and is advised that
said land may be sold, under an act of assembly by the
shere of the worshipful Court - In consideration of the
premises your complainant prays that the infant
Harrison Porter be made defendant to this bill, by L. R
Edwards his guardian ad litem (whom your complainant
prays may be appointed for such purpose) and that
your worship will decree a sale of said land, and the
division of the proceeds according to right and justice
and he will as in duty bound ever pray &c -

Ridley & Godwyn attys

Answer of Harrison Porter an infant: by L. R
Edwards his guardian ad litem, to the above bill of
Complaint -

This defendant coming &c. says that he is not
personally acquainted with the facts stated in the bill
but believes them to be correct and submits the inter-
ests of the infant defendant to the protection of the
Court - and being answered prays hence to be dismissed
the Court with costs &c -

Ridley & Godwyn attys

E. Edwards

2

Portland

Decree

At or Term 1843

County Court

This day this cause was created by leave of court and consent of parties and came on to be heard on the bill and answer with like consent, and was argued by counsel. On consideration whereof the Court, doth adjudge, order and decree that Jesse Porter and Matthew Coughlan who are hereby appointed Comrs. of the Court for this purpose, after advertising the time and place of sale at the Court House and other public places in the vicinity of said land, at least 15 days, do proceed to sell the tract of land in the bill mentioned of which Harrison Porter did seize, at public auction to the highest bidder on a credit of ^{twelve} ~~ten~~ months, reserving so much in cash as may be necessary to pay the expenses of this decree - that said Comrs. take from the purchaser or purchasers, for the balance of the purchase money, two bonds in equal amounts with good security each and assign one of said bonds to Robert B. Edwards and the other to Henning Smith Esq. at Law of Harrison Porters; more a clue to the purchaser with general warranty and report their proceedings to court in order to a final decree.

Edwards
v¹⁴ } Deau
Parkey

Alcopy

Sampton County November Court 1843

Robert G Edwards

Deft

against

3 } In by

Harrison Parker an infant by R Edwards his D attorney Deft }
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 with like consent and
was argued by counsel on Consideration whereof the Court doth adjudge
order and decrees that Jesse Parker and Matthew Vaughan who are
herely appointed Commissioners of the Court for that purpose after
advertising the time and place of sale at the Court house and other public
places in the vicinity of said land at least 15 days do proceed to
sell the tract of land in the bill mentioned of which Harrison
Parker died seized at public auction to the highest bidder on a credit
of twelve months reserving so much in cash as may be necessary
to pay the expenses of this decree that said Commissioners take from
the purchaser or purchasers for the balance of the purchase money
two bonds in equal amounts with good security each and assign one
of said bonds to Robert G Edwards and the other to Henning J Smith
Guardian at law of Harrison Parker make is deed to the purchaser
with general warranty and Report their proceedings to Court in order
to a final decree

R G Edwards Ch

Received of Mr Vaughan one of the Comrs \$2.32 the clerk's fee

R G Edwards:

Comm. Report
of
the sales of the
Red House tract
of
Land

1846 July

An acct. of the sales of The Red House, tract
of land. & being the tract in the Dec. filed and
above decreed.

Tract of land to Sam Trencham for \$570.50

To cash paid Lawyer's fees	\$10.-
" " " Clerk's "	2.32
" Comis. on \$300 at 5 p.c.	15.-
" " " 210.50 at 2 1/2 "	5.26
" One moiety paid Robt. G. Edwards	238.96
" " " " H. J. Smith Esq.	238.96
	<u>570.50</u>

To The Hon. County Court of So.ampton Above you
have an acct. of the sales of a tract and parcels
of land of which Harrison Parker died seized and
possessed, known by the name of The Red House Tract
containing by estimation ^{170 Acres} and sold by us, J. P.
Parker Esq. and Mat. W. Trencham Comrs. agreeably to
the aforesaid decree and paid out as is labor-
ated in. One moiety to Robt. G. Edwards and
the other to H. J. Smith Esq. of Harrison Parker
We have executed a writ of garnishee warrant
to James Trencham for the same. All of which
is respectfully submitted - Given under our hands
this 10. day of June A.D. 1846
Jesse Parker Comr.
M. W. Trencham Comr.