

1847-022 SOUTHAMPTON COUNTY
CHANCERY PAPERS

JONES and Wife VS. SMITH & al
5/1847

n. B. Sheets pasted together + folded.

Jones & wife

to } Bill gether

Smiths

1846 Nov. Same as filed

1847 App. Report

" May. Origin

Bill, answer and
decrees
James H. H.

Jones & wife
at
Smith & Co.

To the worshipful the county court of So.ampton
in chuz: sitting-

Humbly complaining herewith
unto your worships your compts: Robert S. Jones
and Martha W. his wife ~~her~~ who was formerly
Smith is entitled to ~~one undivided interest~~
~~in certain slaves~~ with her two sisters Rebecca
and Mary Smith and brother Thomas Smith
~~who~~ who are still Infants, to ~~an~~
undivided interest in certain slaves
left by Thos P. Smith now in the hands
of Wm. A. Jones who was guardian to your
compts: Martha W. and is now guardian
to her two sisters Rebecca, and Mary and
brother Thomas - Your compts wish a
division of the said slaves - But so it
is this can not be done without the
aid of this court sitting in Equity. To
the end that the said Rebecca, Mary and
Thos. Smiths by some fit and proper person
appointed by this court as guardian ad litem
to protect their interests may be made parties
to this bill and true answers give to the allegations
your compts pray your worships to decree a division
of said slaves into four equal parts
and assign one part to your compts: one
to Wm. A. Jones as guardian to Rebecca, one
to said Jones as guardian to Mary and the
other to said Jones as guardian to Thos. Smith
and that your worships would decree such
other and further relief as the nature of the
case may seem to require & they will
ever pray &c

Prince R. G.

The answer of Rebecca, Mary and Thos Smith by
Littleton R. Edwards their guardian ad litem to the
foregoing bill of complaint

This respondent saving &c for answer says
that he admits the allegations of said
bill and has no objection to the decree
prayed for showing answered prays hence
to be dismissed &c.

Robert G. Jones & wife

Petffs.

Smith &c.

Defds.

In chancery

This day this cause was docketed by consent
of parties and with the assent of the
court came on to be heard on the bill
answer and arguments of counsel. On
consideration whereof the court doth adjudge
order and decree that Edwin B. Clarend, Howell
Harris, James Harris, John Drewry, and Samuel
Drewry or any three of them who are hereby
appointed commissioners for that purpose, do
divide the slaves left by Thos P. Smith into
four equal parts ~~leaving~~ and assign one
part to Robert G. Jones in right of his wife
Martha W. one to Wm A. Jones as guardian
to Rebecca Smith, one to said Jones as
guardian to Mary Smith and the other part
to said Jones as guardian to Thomas Smith and
report their proceedings to this court in
order to a final decree.

Sours, wife
& E. Brown
Smith & Co

A copy
Commissioners
Report &c.

181, 7 April Court

Southampton County Court November Term 1846
Robert S Sours and Martha W his wife who was formerly
Smith

against
Rebecca, Mary & Thos. Smith by Pittston R Edwards,
their Guardian ad litem

This day this cause was docketed by consent of parties and with the
assent of the Court came on to be heard on the bill answer and
arguments of counsel On consideration whereof the Court doth adjudge
order and decree that Edwin B. Chaud Howell Harris James Harris
John Orvory and Samuel Orvory or any three of them who
are appointed Commissioners for that purpose do divide the
slaves left by Thos. S. Smith into four equal parts and assign
One part to Robert S Sours in right of his wife Martha
W. Sours to William A Sours as Guardian to Rebecca Smith
One to said Sours as Guardian to Mary Smith and the
other part to said Sours as Guardian to Thomas Smith and
Report their proceedings to this Court in order to a final
decree

Attest S R Edwards Ck

Chs. for \$3.38

Pursuant to the annexed decree. We the undersigned
Commissioners, have divided the Slaves belonging to the
Estate of Thomas P. Smith decd which is as follows—
We have allotted to Robt. S. Jones in right of his
wife Martha H. the following Slaves namely. Esther.
Charlotte and child Linny. and Girl Charity.
We have also allotted to William S. Jones Guardian
for Rebecca Smith, negro girl Mary. Mason. and
boy Jim. we have also allotted to said William S.
Jones Guardian for Mary Smith, negro woman Sabell
and two children namely Allen and Sam. and negro
man King. We have also allotted to said William S.
Jones Guardian for Thos. B. Smith, the following negroes
namely Nelson Cherry and Bep.
In making the division of said Slaves, we find that
Robt. S. Jones is indebted to Mary Smith \$59. 25 Cents
and to Thos. B. Smith the sum of \$6.50 Cents. we also
find that Rebecca Smith is indebted to Thos. B. Smith
the sum of \$27. 75 Cents, which makes each one equal
proportion of said Slaves. which we submit to this
Court. Given under our hands this 4th day of
March 1847 —

Amel Harris } Commrs
James Harris
E. B. Lucas