

1848-20 SOUTHAMPTON COUNTY
CHANCERY PAPERS

KNIGHT VS. WORRELL'S GUARDIAN ^{3d}
3/1848

Knight

no 3

Edwards gud^r all items

Bill, answer and decem

1847 Nov. Decem as filed

+ 1848. Feby. Report

" Mar. Confirmed

Fus paid

To the worshipping court, court of Southampton
in chancery sitting

Humly complaining your
complainant ^{Charles E Knight} sheweth unto your worships that he is
prosperid and seized jointly with Martha, Henry E. and
Juliette Worrell infant children of Josiah Worrell ^{de} of
a small tract of land called Piney Grove lying in the
county of Southampton containing about forty acres
that your complainant owns one half of the said land
and that the other half belongs to the said infant
children and that their shares are not worth any
thing like \$300 a piece and he is anxious and desires
that the said land should be sold for a division
as it would be impossible in the opinion of your
Orator to divide the said land without impairing
materially the value of the whole. In tender consideration
whereof and inasmuch as your orator is without
remedy at law and only entitled to relief in a court
of equity when such things are exigent he therefore
humly prays that your worships would make Martha
Henry E. and Juliette ^{Worrell} infant children by some fit
and proper person their guardian ad litem parties
defendants to this and compel them as full answer
make to the allegations contained in this bill as if they
had been themselves on oath fully and specially interrogated
and that your worships would decree the sale of
the said land on such terms as to you may seem
fit and that your worships would grant such other
and general relief the premises considered as equity
may dictate and the nature of his case may require
and as in duty bound your orator will ever pray
Shanespy

The answer of ~~Juliette & Edward~~ Martha, Henry E.
and Juliette Worrell infants by their guardian ad
litem ~~Juliette & Edward~~ to the bill exhibited
by Charles E Knight against them

This defendant for answer to the said bill or so much thereof as he is advised it is material for him to answer answering says that he knows nothing of the facts set forth in the bill but submits the interest of his ward to the court whose peculiar duty it is to protect the rights of infants and having fully answered prays to be hence dismissed with his costs &c

Knight
vs } Decree
Edwards *jud^{re} ad litem*

By consent of parties this day this cause came on to be heard upon bill and answer and was argued by counsel upon the hearing of which the court doth adjudge order and decree that Charles E Knight and Lewis Worrell be and are hereby appointed commissioners who after leaving given due notice of the time and place of sale by advertisement at the public places in this county proceed to sell at public auction to the highest bidder the tract of land called Piney Grove containing about 40 acres one half of the purchase money cash and the balance on a credit of twelve months and after paying the costs of this decree and the sale the balance of the purchase money divide into six equal parts giving to Charles E Knight three sixths to Martha Worrell one sixth to Henry A Worrell one sixth and the remaining sixth to Juliette Worrell and make report to the court in order to a final decree

November 1847.

1847

Worrell

Knight

Co. Deane

Worrell

Southampton November Court. 1847.

Charles E Knight
against

Plff.

} In Chancery

Martha, Henry L. & Julietta Worrell infants by their guardian
ad litem L. R. Edwards

Defls.

By consent of parties this cause this day came on to be heard upon the bill and answer and was argued by Counsel. Upon the hearing of which the Court doth adjudge, order and decree that Charles E Knight and Lewis Worrell be and are hereby appointed Commissioners who after having given due notice of the time and place of sale by advertisement at the public places in this County proceed to sell at public auction to the highest bidder the tract of land called Spring grove containing about 40 acres one half of the purchase money cash and the balance on a credit of twelve months, and after paying the costs of this decree and the sale the balance of the purchase money divide into six equal parts going to Charles E Knight three sixths, to Martha Worrell one sixth, to Henry L Worrell one sixth and the remaining sixth to Julietta Worrell and make report to the Court in order to a final decree -
Ctks Costs \$238.

At Copy

Teste.

L R Edwards Ck

Original sent
to Mr. [unclear]

1847 Feby. Ret.^d

Agreeably to a Decree of the Worshipful Court of Southampton County, dated November term 1847. We the undersigned Commissioners, in obedience to the requisitions of said Decree, after advertising the time and place of sale as directed. On the first day of January 1848. Sold to the highest bidder the Tract of land know by the name of the Piney grove. - containing forty two and three fourth acres, ^(more or less) bounded by the lands of Jacob Barnes Esq. and others. - and Edward Beaton became the purchaser of said Tract of land for the sum of Two hundred and twenty eight dollars. of which he paid seven Dollars and thirty eight cents cash, the amount of the cost of the said Decree, leaving a ballance of Two hundred and twenty dollars, sixty two cents. One half of which sum, say \$110.31 he paid in cash to Charles E. Knight (One of the Comm^{rs}.) being his part, or ($\frac{3}{8}$) of said ballance - for the remaining ($\frac{3}{8}$.) or \$110.31. The said Edward Beaton has given three bonds of Thirty Six dollars, seventy seven cents each, with security, payable the first day of January 1849. with interest from the day of sale, for the benefit of Josiah Wornell's three infant Children mentioned in said Decree, which bonds are retained by Lewis Wornell One of the Commissioners as Guardian for said Children. - - -

Respectfully submitted to the Court.

Lewis Wornell
Chas E Knight