

1849-030 SOUTHAMPTON COUNTY
CHANCERY PAPERS

KITCHEN et al VS. LANE

11/1849

Other SURNAMES: Banes,
BARNES, Baine

1222

Ritchie et alia's } Brier
N } ~~Amos~~
Lane } +
 } Deere

1837 Nov. Deere as filed

1839 Nov. Report not yet

1849 Nov. Order to deliver bonds

To the Worshipful County Court of Southampton
in Chancery Sitting.

Humbly complaining shew unto your worships
your Orator & Oratrix Sarah Kitchen, Sarah &
Mary Kitchen heirs of Nathaniel Kitchen, Anne
Susanne Mary Kitchen heirs of Lefer Kitchen
and Allen Barnes & Appellant his wife, that
their intestate Ethelred Kitchen departed
this life some time since & that they are his
heirs at Law. that he left a small tract
of land that cannot be divided to advantage
they thing a sale thereof would be to their
interest. therefore as they are remedying at
Law & only relievable in Chancery where
matters of this kind are alone cognizable
they pray your worships to decree a sale
of sd Land by Commissioners to be appointed
for that purpose. and clothe them with full
power to carry into effect the decree
which may be granted. Praying the
Writ of Spm directed & Commanding &
and all other things consistent with Equity
& the rules of this Court

The Answer of Elizabeth Lane
This Respondent saving all benefit of
just exception to the above bill. says that
she has no objection to the decree
prayed for & having answered pray
to be hence dismissed -

Fitch
M
Lam { Bill
 James
 +
 Bar

Kitchin's alias

vs
Lane

In Chancery -

This day this cause was docketed by leave of Court
and consent of parties & came on to be heard on
the bill and answer and was argued by Council
on consideration whereof the Court doth order adjudge
and decree, that Samuel M. Hines, Richard Hines
& Harry Butts be appointed commissioners as two
of whom may act, that they sell to the highest bidder
after advertising the time & place of sale for twenty
days the land whereof said Kitchin died seized
upon a credit of six months. that they receive of
the purchaser on the day of sale money enough to
pay the cost of this decree & take for the balance
five bonds, and assign one thereof to Sarah
Finn bond, one Elizabeth Lane, one to Sarah &
Kitchin, one Elizabeth Lane, one to Sarah &
Mary Kitchin heirs of Nathaniel Kitchin, one
to Ann, Susan & Mary Kitchin children of Lefer
Kitchin & the other to Allen Barnes in right of
his wife Averillah grand daughter of ^{Etheldred} Frederick
Kitchin & report to this court in order to
a final decree

Kitchen &

21 }

Some & wife

Southampton November Court 1837-

Sarah Kitchen, Sarah and Mary Kitchen heirs of Nathaniel Kitchen, Ann Susan & Mary Kitchen heirs of Jesse Kitchen, and Allen Barnes & Averillah his wife - - - - - Plffs

against

Elizabeth Lane.

In Chancery
Dft

This day this cause was docketed by leave of the 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 Samuel W Hines, Richard Hines & Harry Butts be appointed commissioners any two of whom may act, that they sell to the highest bidder after advertising the time and place of sale for twenty days, the lands whereof Dred Kitchen died seized upon a credit of six months - that they receive of the purchaser on the day of sale money enough to pay the costs of this decree and take for the balance five bonds and assign one thereof to Sarah Kitchen one to Elizabeth Lane, one to Sarah & Mary Kitchen heirs of Nathaniel Kitchen - one to Ann Susan & Mary Kitchen children of Jesse Kitchen & the other to Allen Barnes in right of his wife Averillah grand daughter of Etheldred Kitchen, and report to the Court in order to a final decree -

Teste L R Edwards cler

Clerks costs \$2.32
Law fees 10.00

1829. Dec 17 Received the books returned with this report.

Wiley Laine

In obedience to a decree of Southamptons
November Court 1837 -

We the Gamingsmen named in the above
decree to sell the lands where of Dred
Ritchers died seized, upon a credit of Six
Months, after advertising the same for
more than twenty days, sold on the
15th day of December 1837 - The above lands
to Thomas J. James for - - - - - \$ 351⁰⁰
Expenses and Costs - - - - - 30⁶⁰
320⁴⁰

We then docket five bonds as
directed by the decree as follows
1 To Sarah Ritcher for \$ 64⁰⁸
1 To Elizabeth Lane - - - 64⁰⁸
1 To Sarah & Mary Ritcher - - - 64⁰⁸
1 To Allen Ritcher, in right his
wife Annellia - - - 64⁰⁸
1 To Mrs. Susan & Mary Ritcher
children of Joseph Ritcher - - - 64⁰⁸
\$ 320⁴⁰

We paid all the bonds to the legates, as will
be seen by their receipts with this, except the
bond to the children of ~~the~~ Joseph Ritcher
as they are not-inhabitants, of the State
and we know not where they reside
we hand this bond with this report to
the Court very respectfully

Law 13 Hines
Richard Hines
Henry M. Buttz

Received this day of the Commissioners to sell
Dred Hetchins land a bond of Law^r. James^r & W^m.
Hins, for Fifty four dollars & Eight Cents, in full
of my portion due from the sale of said land
as directed by the decree, November Court 1837 -
Witness my hand & seal 1st 1837 -

Sarah
Kitching
Wife

Southampton County March 3. 1838
Read this day of the commissioners
appointed to sell David Hitchers land
a bond of Geo. T. James & Wm. Hines
for \$ 64/8 it being my portion due
from the sale of said land, as by
deed of Southampton November 1837.

W.H.

John W. H. Felt

Sarah Hitcher

Elizabeth Loring
rept.

1838. April 3th This day rec'd of Saml. B Hines one of the Commis-
sioners under a decree of the County Court of Southampton to sell the
land of Dred Kitchin dec'd. The sum of Sixty four dollars & Eight
Cents in full of my proportion of said land as per decree.

Test
William H Travis

Elizabeth X Lane
mark

May 1864
Hutchins
Capt.

April 30. 1838 Received this day of the
Commissioners to sell Fred Kitchens Land
a bond of Saml. T. James and Thos. Harris
for Sixty-four dollars and eight Cents
it being our portion due us from
the sale of the said land, as directed
by the decree of the Court in
Cause - per 1837 -

Witness -

John, W. H. Felt

Wm. Kitchin
mark

Sarah Kitchin

A Bains
reps-
in
Band

March 29 - 1838 Recd of the Comptroller
appointed to sell Dred Hitches land
a bond against Saml. T. James & Recd. Hines
for Fifty four dollars and Eight cents
in full of my Wifes portion due from
the said sale as directed by a decree
of November Court 1837 -
Allen Baine