

1851-033

Southampton Co. Chancery Causes: Edwin Turner vs Trsts. of Nottoway Tribe of Indians

Caroline Bozeman vs Trsts. of Nottoway Tribe of Indians

Cobb, Parker, Newsom,
Barham

Rebecca Woodson vs Trsts. of Nottoway Tribe of Indians

Robert Taylor, etc. vs Trsts. of Nottoway Tribe of Indians

To the worshipful County Court of Southampton
Your petitioner Edwin Turner respectfully
represents that he is a descendant^{of a female} of the
Nattoway tribe of indians and as such en-
titled to a share of property in common in
the county of Southampton held by the Trustees
for the benefit of the descendants of the
said tribe. That he has always borne and
still maintains a good moral character
and hopes to be able to satisfy the court
that he is in no manner likely to become
chargeable to any part of the commonwealth's
share. This worshipful court^{must} grant the prayer of
his petition. That by an act of the general Assem-
bly passed the 23^d day of February 1824 at the
instance of one William G. Bozeman a
descendant of the said tribe the court of the
county is empowered, to order the Trustees to
pay the said Bozeman out of the funds of the
tribe the amount of the ascertained value of
his interest to have and to hold as his individual
and absolute property or to assign and set apart
to be held by him in manner aforesaid such
portion of said estate real & personal as will be
of value equal to the amount of his interest
ascertained as aforesaid. To which act there
is a general clause annexed in these words
"Wherever any descendant of a female of the
Nattoway tribe of indians entitled to a share of
property in common in the county of Southamp-
ton," shall apply to the County Court of Southamp-
ton for privileges similar to those granted to Wm
G. Bozeman, the said Court after similar notice to
the Trustees may at their discretion exercise
all the powers granted in the foregoing section
for the benefit of such applicant; and if so

exercised he or she shall thereafter enjoy all the rights and privileges which by the aforesaid sections are granted to the said Wm of Bogerman, provided they are satisfied of the good moral character of the said applicant & that he or she is not likely to become chargeable to any part of the commonwealth." Your petitioner anxious to avail himself of the benefit of the said act prays the court to have the value of his said interest in the real & personal estate aforesaid ascertained by reference to a commissioner or in such other manner as the wisdom of the court may direct, and that the same may be allotted to him as his individual & absolute property, and your petitioner will ever pray &c

Edwin Turner

Turner }
Indian Trustee } Chamberlains & Shapenbury attorneys

This day this cause came on to be heard on the petition of Edwin Turner, and it appearing to the court that the trustee of the Nottoway Tribe have been duly summoned & have failed to show cause why the prayer of the petitioner should not be granted: the court doth adjudge order & decree that James W Porter who is duly appointed a commissioner for that purpose, shall ascertain the interest of the said Edwin Turner in the said real & personal estate held in common by the said Nottoway Tribe & report the same to court

Turner }
Indian Trustee } Doer

This day this cause came on again to be heard on the papers for me & read & the report of Commissioner Porter, which ~~being~~ not being satisfactory, the court doth adjudge order & decree, that Thos B Worrell who is duly appointed a commissioner for that purpose, shall ascertain the interest of the said Edwin Turner in the real & personal estate held in common by the Nottoway Tribe of Indians & report the same to court

The petition of
Edwin Turner

vs.

Indian Taxation

1847 Sep: Filed Summ. and
Oct. J. W. Parker appd.
Comm. &c.

1850 Aug: Order to ascertain int:
Sep: Rep. of Or.
Nov. 18: Report.
1851 Feby: Report Conf. &c.

To the worshipping County Court of Southampton
July Term 1850

Your petitioners Robert and Benjamin Taylor respectfully represent that they are descendants of a female of the Nottaway Tribe of Indians and as such entitled to a share of property in common in the County of Southampton held by the Trustees for the benefit of the descendants of the said Tribe. That they have always borne and still maintaining a good moral character, and hopes to be able to satisfy the Court that he is in no manner likely to become chargeable to any part of the commonwealth should this worshipping Court grant the prayer of his petition. That by an act of the general assembly passed the 23 day of February 1824 at the instance of one William S Bozeman a descendant of said Tribe the Court of the County is empowered, to order the Trustees to pay the said Bozeman out of the funds of the Tribe the amount of the ascertained value of his interest to have and to hold as his individual and absolute property or to assign and set apart to be held by him in manner aforesaid such portion of said estate real & personal as will be of value equal to the amount of his interest ascertained as aforesaid. To which act there is a general clause annexed in the words, "Whereas any descendant of a female of the Nottaway Tribe of Indians entitled to a share of property in common in the County of Southampton, shall apply to the County Court of Southampton

for privileges similar to those granted to
Wm S Bozeman, the said Court after sim-
ilar notice to the trustees, may at their
discretion exercise all the powers
granted in the foregoing section for the
benefit of such applicant: and if so
exercised then she shall thereafter enjoy
all the rights and privileges which by the
aforesaid section are granted to the said
Wm S Bozeman provided they can satis-
fied of the good moral character of the
said applicant, and that he or she is not
likely to become chargeable to any part
of the Commonwealth. Your petitioners
anxious to avoid themselves of the bene-
fit of the said act pray the court to have
the value of their said interest in the real
and personal estate aforesaid ascertained
by reference to a Commissioner or
in such other manner as the wis-
dom of the court may direct, and
that the same may be allotted to him
as his individual and absolute prop-
erty, and your petitioners will
ever pray &c

Robert Taylor
Benja Taylor

By Chambliss W. Spencer, Attorney

Taylor &c
Indian Trustees

This day this cause came on
to be heard on the petition of the said Robert &
Benja Taylor, and it appearing to the court
that the said Trustees for the Nottoway tribe
of Indians have been summoned ac-
cording to law, and have failed to show cause
why the prayer of the petitioners should not
be granted, the court doth adjudge order and
decree that Thos B Worrell who is hereby
appointed a Commissioner for that pur-
pose, shall ascertain the interest of the
said Robert & Benja Taylor both in the
real & personal estate held in common
of the said Nottoway tribe of Indians,
and report the same to court

Robt Taylor &c

7

Indian Trusts

1850 July. Filed & 1st ann. made.

" Aug. J.B. Worrell appl. to annu-
tants Int.

" Sep. Rept. of Or.

" Nov 18. Report.

1851 Feb. Report Confm?

To the worshipful County Court of Southampton
Your petitioner respectfully represents that she is
descendant of ~~female~~ of the Nottoway tribe of indians
and as such entitled to a share of property in common
in the County of Southampton held by the trustees for
the benefit of the descendants of the said tribe. That
she has always borne and still maintains a good
moral character and hopes to be able to satisfy the
court that she is in no manner likely to become
chargeable to any part of the commonwealth should
this worshipful court grant the prayer of her pe-
tition. That by an act of the general assembly passed
the 23^d day of February 1824 at the instance of one
William G. Bozeman a descendant of the said tribe
the court of the county is empowered to order the trustees
to pay the said Bozeman out of the funds of the tribe
the amount of the ascertained value of his interest
to have and to hold as his individual and absolute pro-
perty or to apportion and set apart to be held by him
in manner aforesaid such portion of said estate
real and personal as will be of value equal to the
amount of his interest ascertained as aforesaid. To
which act there is a general clause annexed in these
words, "Wherever any descendant of a female of
the Nottoway tribe of indians entitled to a share
of property in common in the County of South-
ampton, shall apply to the County Court of South-
ampton for privileges similar to those granted
to William G. Bozeman, the said court upon
similar notice to the trustees may at their
discretion exercise all the powers granted in
the foregoing section for the benefit of such
applicant, and if so exercised he or she shall
thereafter enjoy all the rights and privileges
which by the aforesaid section are granted

to the said William G. Bozeman, provided they are
satisfied of the good moral character of the said
applicant, and that she is not likely to become
chargeable to any part of the community. Your pe-
titioner anxious to avail herself of the benefits
of the said act prays the court to have the value
of her said interest in the real & personal estate
aforesaid ascertained by reference to a commis-
sioner, or in such other manner as the wisdom
of the court may direct; and that the same
may be allotted her as her individual and ob-
solete property, and your petitioner will ever
pray &c

Caroline Bozeman
by Charles H. Shapenbury attys

Bozeman

Indian Trustees

} Deans

This day this cause came
on to be heard on the petition and was
argued by counsel, and it appearing to
the court that the Trustees of the said
Nottoway Tribe of Indians, have been
duly summoned and have failed to
show cause why the prayer of the pe-
titioner should not be granted. The
court doth adjudge order & decree, that
Thos B. Worrell who is hereby appointed a
commissioner for that purpose shall as-
certain the interest of the said Caroline
Bozeman in the real & personal estate
held in common by the Nottoway Tribe of
Indians and report the same to court

Petition of Caroline
Bozeman

²
Indian Trusts

1848 Oct. Filed V.

1850 Aug. J. D. Worrell appt. to
ascertain interest V.

" Sep. Rep. for V.

" Nov. 18. Report.

1851 Feby. Report conf. V.

R. B. Taylor.

To the worshipping County Court of Southampton
Your petitioner respectfully represents that she is
a descendant of a female of the Nottoway Tribe of Indians
and as such entitled to a share of property in common
in the county of Southampton held by the Trustees
for the benefit of the descendants of the said tribe
That she has always borne and still maintains
a good moral character and hopes to be able to satisfy
the court that she is in no manner likely to
become chargeable to any part of the ~~com~~mon-
wealth should this worshipping court grant the
prayer of her petition. That by an act of the Gene-
ral Assembly passed the 23^d day of February 1824
at the instance of one William J Bozeman a de-
scendant of the said tribe the court of the county
is empowered to order the Trustees to pay the
said Bozeman out of the funds of the tribe the
amount of the ascertained value of his interest
to have and to hold as his individual and absolute
property or to assign and set apart to be held by him
in manner aforesaid such portion of said estate
real & personal as will be of value equal to the
amount of his interest ascertained as aforesaid
To which act there is a general clause annexed
in these words, "whenever any descendant of a female
of the Nottoway Tribe of Indians entitled to a share
of property in common in the County of Southamp-
ton shall apply to the County Court of Southampton
for privileges similar to those granted to Wil-
liam J Bozeman, the said court after similar
notice to the Trustees may at their discretion
exercise all the powers granted in the foregoing
section for the benefit of such applicants, and if
so exercised he or she shall thereafter enjoy all
the rights & privileges which by the aforesaid sec-

tion are granted to the said William & Benjamin, provided they are satisfied of the good moral character of the said applicant and that he or she is not likely to become chargeable ~~for~~ any part of the commonwealth.

Your petitioner is anxious to avail herself of the benefit of the said act and prays the court to have the nature of her said interest in the real and personal estate aforesaid ascertained by reference to a commissioner or in such other manner as the wisdom of the court may direct, and that the same may be allotted her as her individual and absolute property, and your petitioner will ever pray &c

Rebecca Woodson

Woodson

Indian Trustees

This day this cause came on to be heard on the petition, and was argued by counsel, and it appearing to the court that the Trustees of the said Nottoway Tribe of Indians, have been duly summoned, and have failed to show cause why the prayer of the petition should not be granted: the court doth adjudge order & decree, that Thos B Woodson who is hereby appointed a commissioner for that purpose, shall ascertain the interest of the said Rebecca Woodson in the real & personal estate held in common by the Nottoway Tribe of Indians & report the same to court.

Petition of Rebecca
Woodson

2

Indian Trusts.

1849 Oct Term

1851 Aug. Tho. B. Woodcock app't.
to ascertain Int.

" Sep. Rep. of Ore.

" Nov. 18th Report.

1851 Feby. Report confm. of

Robt & Benja Taylor

Indian Trustees

} Decree

This day this cause came on again to be heard on the papers formerly read and the report of Commissioners, to-wit: and was argued by counsel, on consideration whereof the Court doth adjudge, order & decree that Thos B Womack, Attnr H Stephens and Davis Barret who are hereby appointed Commissioners for that purpose shall set apart by bounds and allot to the said Robert and Benjamin Taylor each one sixth part in value of the tract of land held in common for the Nottoway Tribe of Indians, and that the said Indian Trustees pay to the said Robt & Benja Taylor each the sum of \$18.00 their part of the fund now in hand, and there is reserved to the said petitioners hereafter to apply for their portions of the fund now in suit: And the Commissioners are directed to report to Court in order for a final decree.

Taylor 20

7

Indian Justice

1850 Sep. Ret?

Reuben Woodson }
Indian Trustee } Dec.

This day this cause came on again to be heard on the papers formerly read and the report of Commissioners Woodson, on consideration whereof the Court doth adjudge and decree, That - That is to say, John St. Stephen and David Barnet who are duly appointed Commissioners for their purposes, shall set apart of lands and allot to Reuben Woodson one section of land in value of the tract of land held in common for the Nottoway Tribe of Indians, And That the said Indian Trustee pay to the said Reuben Woodson the sum of \$18.00 as part of the funds now in hand, and he is required to the same to apply for his portion of the funds now in suit. And the Commissioners are directed to report to Court in order for a final decree.

Wootson

Indian Friends

1850 Sept.

225

141

83

Robt & Benjⁿ Taylor Edwin Turner
Caroline Bogerman & Rebecca Woodson

Indian Trustees

The Commissioners report that
the petitioners Robt & Benjⁿ Taylor
Edwin Turner Caroline Bogerman &
Rebecca Woodson, are entitled to one
sixteenth of the land set in common
for the Wallawung Tribe of Indians, which
your Commissioners estimates to
contain about twelve hundred
acres. That they are also entitled
to one sixteenth of \$338.78 the
amount of funds now in hand &
also to the sixteenth part of about
\$1700 which is now in sight. There
being some doubt whether the
said amount will ever be received
All of which is respectfully
submitted

Thos B. Worrell:
Sept 16th 1850.

Sum. 2.
T & Report
Indian Trusts

1860 Sept.

Carolins. Bogeman }
Indian Trustees } Decr

This day this cause came on again to be heard on the papers for and the report of Commissioner Wooster and was argued by Counsel, on consideration whereof the Court with adjudge ordered & decreed that those Commissioners Stephen H. Thompson and Jarvis Barnum who are here appointed Commissioners for that purpose, shall set apart of funds and allot to Carolins Bogeman one twentieth part in value of the tract of land held in common for the Nottoway Tribe of Indians; and that the said Indian Trustees pay to her the said Carolins Bogeman the sum of \$18.00 her part of the funds now in hand, and leave is reserved to her hereafter to apply for her portion of the funds now in suit. And the Commissioners are directed to report to Court in order for a final decree.

Bozeman

Indian Trust

1850 Sept.

Edwin Turner

Indian Trustees

This day this cause came on again to be heard on the papers for money and report of Commissioners Woods and was argued by counsel, on considerations whereof the Court hath adjudged order and decrees that Thos B Woods, Abner S. Stephenson and Davis Bennett who are and are appointed commissioners for that purpose shall certify a part of lands and allot to the said Edwin Turner one sixteenth part in value of the tract of land held in common for the Nation and Chickasaw Indians, and that the said Indian Trustees pay to the said Edwin Turner the sum of \$18.00 his part of the funds now in hand, and leave is reserved to him hereafter to apply for his portion of the funds when in suit: and the Commissioners are directed to appear to Court in order for a final decree.

Lurin,

Indian Trust.

1857 Sept.

Agreeably to an Order of the County Court of South-
ampton, On the petition of Robert and Benjamin Taylor,
dated September Court 1850, we the undersigned Comm^{rs}
have laid off for them the said Robert and Benja Taylor,
One hundred and five Acres of the Indian Land, which
we consider to be equal in value to one eightth part of
the whole tract, (which contains by a Survey made by Tho^s B.
Morrell 1125 Acres.) They the said Robert and Benja Taylor being
entitled to one sixteenth part each, and requested us to lay
off their shares together, - The said 105 Acres, is bounded as
follows, to wit, Beginning at a corner for William Turner
in Benja Lamb, dec^d, line, thence along said Turner's line
S. 71° E. 44 poles to a post a new corner for Caroline Bozeman,
in said Turner's line, thence N. 14° E. 266 poles to a post oak, on
the river, thence up the river 66 poles to a Sycamore a corner
for Lincy Taylor, thence along her line of marked trees to
Lamb's line, thence along said Lamb's line to the Beginning,
we herewith return a plot of the Indian Land.

Respectfully submitted to the Court.

October 1850.

Tho^s B. Morrell
Abner K. Stephenson
Leaves Barrett

1850 Nov 18th

Agreeably to an order of the County Court of Southampton,
on the petition of Caroline Bozeman, dated September 16th 1850.
We the undersigned Commissioners have laid off, for the
said Caroline Bozeman, forty two & half acres of the Indian
land, which we consider to be equal in value to one sixteenth
part of the whole tract of the Indian land, (Containing
by a recent Survey made by Tho^s. B. Worrell 1125 Acres.) - the
said 42½ acres, is Bounded as follows, to wit. Beginning
at a post, a new corner for Robert and Benjamin Taylor, in William
Turner's line, thence along said Turner's line, S. 71° E. 69 poles to a
corner post, thence N. 16½ E. 97¼ poles to a red oak, a new corner for
Edwin Turner, thence N. 73° W. 72½ poles to a post, a new cor-
ner for Rebecca Woodson, in Robert and Benjamin Taylor's line,
thence along their line N. 14° W. 95 poles to the Beginning.

Respectfully submitted to the Court.

October 1850.

Tho^s. B. Worrell.
Henry R. Stephenson
James Barrett

1850 Nov 18th

Agreeably to an order of the County Court of Southampton, on the petition of Rebecca Woodson, dated September 16th 1850. We the undersigned Commissioners have laid off for her the said Rebecca Woodson forty five acres of the Indian land, which we consider to be equal in value to one sixteenth part of the whole tract of the Indian land, containing by a recent Survey made by Tho. W. Morrell 1125 Acres., - the said 45 acres, is bounded as follows, to wit, Beginning at a post oak, standing on the river a new corner for Robert & Benjamin Taylor. thence along their line S. 14° W. 171 poles to a post, a new corner for Caroline Bozeman. thence along her line S. 73° E. 37½ poles to a small ash, a new corner for Edwin Turner. thence along his line N. 15° E. 204 poles to an Elm at the river, a corner. thence up the river 53 poles to the Beginning. - Respectfully submitted to the Court.

Tho. W. Morrell.

Abner K. Stephenson.
Davis Morrell.

October 1850.

1850 Nov 18

Agreeably to an order of the County Court of Southampton, on the petition of Edwin Turner, dated September 16th 1850, we the undersigned Commissioners have laid off for him the said Edwin Turner forty eight and half acres of the Indian Land, which we consider to be equal in value to one sixteenth part of the whole tract of the Indian Land, (Containing by a recent survey made by Tho. B. Morrell 1125 acres.) The said 48 1/2 acres is bounded as follows to wit. Beginning at an Elm at the river a new corner for Rebecca Woodson, thence along her line S. 15° W. 204 poles to a small ash a new corner in Caroline Bozeman's line, thence along said Bozeman's line S. 43° E. 35 poles to a red oak, a new corner for said Caroline Bozeman, thence N. 16° E. 21 3/4 poles to the center of two horn beams, & water oak, at the river: a corner thence up the river, 45 poles to the beginning.

Respectfully submitted to the Court.

Tho. B. Morrell.

Abner R. Stephenson
Lewis Barrall

1850. Nov 18th

In Southampton County Court, September 15th, 1850.

On the petition of Robt and Benjamin Taylor descendants of a female of the Nottoway Tribe of Indians. The Commissioners appointed to ascertain the interest of the said Robt and Benjamin Taylor in the estate held in trust for the benefit of the said Tribe of Indians this day made his report, and the cause coming on again to be heard on the papers formerly read and the report of Commissioners Worrell, and was argued by counsel. On consideration whereof, The Court doth adjudge order and decree that Thomas B. Worrell, Abner & Stephen son and Davis Barrett who are hereby appointed Commissioners for that purpose, shall set apart by bounds and allot to the said Robt and Benjamin Taylor each one sixteenth part of the Land held in common for the Nottoway Tribe of Indians, and that the said Indian trustees pay to the said Robt & Benja Taylor, each the sum of \$18.00 their part of the fund now in hand and leave is reserved to the said petitioners hereafter to apply for their portion of the fund now in suit. and the Commissioners are directed to report to Court in order to a final decree.

Attest,

Teste, L. R. Edwards, c. l. c.

In Southampton County Court, September 15th, 1850

On the petitions of Edwin Turner, Rebecca Woodson and Caroline Bozeman, descendants of females of the Nottoway Tribe of Indians, the Commissioner appointed to ascertain the interest of the said Edwin Turner, Rebecca Woodson and Caroline Bozeman in the estate held in trust for the benefit of the said Tribe of Indians, this day made his report, and these causes coming on again to be heard on the papers formerly read and the report of Commissioner Worrell, and were argued by counsel, on consideration whereof, the Court doth adjudge, order, and decree that Thomas B. Worrell, Abner R. Stephenson and Davis Barrett, who are hereby appointed Commissioners for that purpose, shall set aside by bonds and allot to Edwin Turner, Rebecca Woodson and Caroline Bozeman each one sixteenth part in value of the Land held in common for the Nottoway Tribe of Indians, and that the said Indian Trustees pay to the said Edwin Turner, Rebecca Woodson and Caroline Bozeman each the sum of \$18.00 Their part of the fund now in hand, and leave is reserved to the said petitioners hereafter to apply for their portion of the fund now in suit; and the Commissioners are directed to report to Court in order to a final Decree.

A Copy,

Test, L. R. Edwards, C. C.

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County—GREETING:

WE COMMAND YOU TO SUMMON *James M. Parker. B. A. W. Newson*
& *Isaac S. Parkum* Trustees of the *Northway* tribe of Indians—

to appear before the *Justices of our County Court of Southampton* -
at the Court-house of said County on the first day of *November* Term
next. to answer the petitions of *Rebecca Woodson, Caroline*
Bozeman & *Robert Taylor* descendants of females of said tribe
of Indians

And have then there this Writ. WITNESS, *LITTLETON R. EDWARDS,*
Clerk of our said Court, at the Courthouse, this *17* day of *October*
1848, in the *72* year of the Commonwealth.

L. R. Edwards

Woodson Jr

to Sum:

Indian Trusts

12th Nov. Term

Executed by

Wm N Doughty

Deputy J. Parker Sheriff

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County—GREETING:

WE COMMAND YOU TO SUMMON *James W. Parker. B. A. W. Johnson &*
Isaac S. Bonham Trustees of the *Nettany* Tribe of Indians

to appear before the *Justices of the County Court of Southampton*
at the Court-house of said County on the first day of *August*. Term

quest. to answer the petition of *Robert Taylor & Benjamin*
Taylor

And have then there this Writ. WITNESS, **LITTLETON R. EDWARDS,**
Clerk of our said Court, at the Courthouse, this *20th* day of *July*
18*50*, in the *7th* year of the Commonwealth.

L. R. Edwards

✓
66.
Taylor

to } Sum.

Indian Trustees

1850 August Cont.

Executed for
L. A. W. Newcomb
Dr Jas. B. Basham
Wm W Briggs Agt
for A. Myrick Esq
Executed on James H. Parker
H. P. Pope & H
H

THE COMMONWEALTH OF VIRGINIA,

To the Sheriff of Southampton County—GREETING:

WE COMMAND YOU TO SUMMON

*Jeremiah Cobb James W
Parke & George A W Newson Trustees of the Nottoway tribe of
Indians*

to appear before the *Justices of the County Court of Southampton*
at the Court-house of said County on the first day of *October* Term

*next. to show cause if any they have. or can why Edwin
Turners portion of the land & funds belonging to the said tribe
should not be set apart and allotted to him —*

And have then there this Writ. WITNESS, **LITTLETON R. EDWARDS,**

Clerk of our said Court, at the Courthouse, this *27* day of *September*

184*7*, in the *72^d* year of the Commonwealth.

L R Edwards cc

66.

Turner

to } Summons

Indiana Trustee

1847 October Term

Executed

H. B. Pope Deft

{ Shift