

1853-130

SOUTHAMPTON COUNTY
CHANCERY PAPERS

MUSGRAVE VS. MUSGRAVE

2/1853

Musgrave
 as
 Musgrave

Decree

1852 Dec. Decree as per
 1853 Jan. Report.
 " Feb. Confm? &c.

1852

To the worshipful County Court of South-
ampton County — In chancery
December term 1852

Assembly complaining sheweth
that your orator, George N. Musgrave
sometime since leaving a widow, Charlotte Mus-
grave and three children to wit, your orator, George
N. Musgrave, Thomas Musgrave and Sarah A. Mus-
grave: — That subsequent to the death of his father
the said Thomas died also, under age intestate, and
without having married. The said Robert T. Mus-
grave died intestate also.

Your orator states that he was, possessed,
at the time of his death, together with other property
with negro slaves — That his said widow, the said
Charlotte Musgrave, has long ago received her dower
out of the said slaves, and has received also
under a decree of this Court her portion as heir
of her deceased son, the said Thomas, and has
now no interest in the remaining slaves; but
your orator is advised that his sister, the said Sarah
and himself are entitled to them in equal por-
tions. And as he, your said orator, is remedying

at law, and releuable only in a Court of equity,
he therefore humbly prays that your worshipps
would appoint proper persons as Special Com-
missioners to divide the said slaves in kind, equa-
ly between his said sister and himself, appoint
a guardian ad litem to answer for his said
sister, and grant such other and several relief
as equity may dictate and the nature of the
case may require, and as in duty bound he
will ever pray &c.

Kindred p.g

The answer of Sarah A. Murgrave, (by her guardian ad litem L. R. Edwards) to a bill filed against her by George A. Murgrave, in the County Court of Southampton.

This defendant saving notwithstanding,
always all advantages that may be taken to
for answer prays, that she has no objection
to the granting of the decrees prayed for, and
having answered prays to be hence dismissed,

Kindred
p.d

Murgrave }
vs } Decree
Murgrave }

This day this Cause was docketed
by leave of Court and Assent of parties (and the Court
appointing L. R. Edwards guardian ad litem to Sarah
A. Murgrave the infant defendant) and was argued
by Counsel on the bill and answer: ~~the~~ Considera-
tion whereof the Court doth order, adjudge and decree
that Ben E. Pope, Edwin Harris and Benja. B. Kin-
dred be appointed Special Commissioners for that
purpose — that they divide equally in kind
the slaves belonging to the estate of Robert T. Mur-
grave deceased, except those held by his widow as
dower, ~~div~~ two shares, and allot or assign one
share to Sarah A. Murgrave and one, the other share
to George A. Murgrave — And the said Commis-
sioners are allowed to require one of the parties
to pay over to the other such sum in money as
may be necessary to equalize the division.

And the said Commissioners are required to re-
port to the Court in order to a final decree,

Musgrave }
vs }
Musgrave }

Report of Com^{rs}

1853 January Cont.

To the worshipful County Court of Southampton County. January Term 1853.

The undersigned, Commissioners appointed by a decree of this Court obtained at the December Term AD 1852, to divide the slaves belonging to George A. Murgrave and Sarah A. Murgrave (the latter being under age) children of Robert T. Murgrave deceased, beg leave to make the following report; to wit that on the 27th day of December 1852, they proceeded to a valuation of the said slaves, and a division of them into two equal portions or lots and the lots or ballots being drawn the following slaves ~~appeared~~ ~~valued~~ respectively affixed fell to ~~George A. Murgrave~~ ~~Sarah A. Murgrave~~ as mentioned in the first column and there in the second to Sarah A. Murgrave

George A. Murgrave

Madison \$775.00

Jim 700.00

Peter 550.00

Penny 000.00

\$ 2025.00

Sarah A. Murgrave

Jane \$275.00

Hardy ... 750.00

Bob 650.00

Mary 350.00

\$ 2025.00

All of which is respectfully submitted by

Ben E. Pope
Edwin Harris
Lucy B. Howard