

1859-119

SOUTHAMPTON COUNTY
CHANCERY PAPERS

EDWARDS, by & c VS. WORRELL, by & c 6/1859

Other SURNAMES: Barnes

Edwards by P.

~ } Bill & ans. P

Worrell

1858 Sept. Dues as filed

1859 May Report.

" June Conf.

Edward

and Bill & -

Monell

Sept. Co. 1858 -

1858 Sept. Dec. as filed

To the most honorable court of Southampton
sitting in chancery.

Humbly complaining the
unto of our most honorable court. Elizabeth
F. Edwards, an infant by Willie Edwards her
next friend, that her half brother, Henry Lewis
Moult, has lately since, intestate, an infant
unmarried and without issue, died and
bequeathed of Real & personal estate, held jointly
by him & sister, Lulie. Moult. The said consists
of a tract of 700 acres of land - and about
40 slaves - That your complainant is entitled
to a half share of her deceased ~~brother~~ brother's
undivided, half of the slaves - and to a
half share of that portion of the real estate
arising by him from his deceased sister.
Martha Moult.

That the land & slaves are in the possession
of Robert Barnes the Guardian of the said
and your complainant claims a division
of the land & slaves, mentioned in the bill
and that her portion be assigned to her.

In the consideration of all which
and in as much as your complainant
is without remedy in the courts, except
in a court of Equity. To the end therefore
that Justice may be done - she prays your
Honors to make Lulie Moult - an infant
of tender years - by some fit person to appear
for her in this behalf - as made a defendant to
this bill - That your will decree a division
of the land & slaves, in this bill mentioned,
according to the rights of the parties, & grant
such other & special relief in the premises as
Equity may require &c -

Subscribed of Lulie Moult, by Robert Barnes, her
Guardian ad litem. To a bill filed against Thomas,
by E. H. Edwards in this court.

This defendant, her answer, says that
she is an infant, and leaves the facts set forth
to be true, but submits her rights to the
discretion of the court & praying that
she be assigned a

Elizabeth F. Edwards, an infant by
Willie Edwards, her next friend. P. 11th

ad.

Lulie Moult, by Robert Barnes
her Guardian ad litem.

Sept.

On motion the court with advice Robert Barnes
Guardian ad litem to the infant Lulie
Moult, who filed her answer, and this cause
was this day docketed by consent of parties, and
by leave of the court, and came on to be heard
on the bill and answer, and was argued by
counsel. On consideration whereof the court
with advice, say, order and decree, That Alexander
Myrick, David Myrick, William Myrick and
Eliza Sayre, who are hereby appointed counsel
for this purpose, any three of whom may act.
proceed to divide the real estate held by Henry Lewis
& Lulie Moult, jointly, so as to allot to the Plaintiff
Elizabeth F. Edwards one Eighth part in value of the
whole tract, being one third of that portion of said

Said arising from his deceased sister, Martha,
Monell. The same to be made by meter Thomas -
That the slaves, be arising by the same Court.
so as to allot ~~to the Plaintiff~~ - One third of one
half or one sixth ^{of the whole} in value of the said slaves
to the Plaintiff Elizabeth F. Edwards -

The Court will report their proceedings to Court.
with any matters specially stated - arising pertinent
by him, or other party.

Edwards

to } Co: Burr

Worrell

Southampton County Court September Term 1858

Elizabeth Edwards an infant by Willie Edwards her next friend

against

Julieta Worrell by Robert S. Barnes her guardian ad litem

Jeff } In Chancery
Jfr }

On motion the Court doth assign Robert Barnes guardian ad litem to the infant defendant Julieta Worrell who filed her answer and the cause was this day docketed by consent of parties and by leave of Court, and came on to be heard on the bill and answer, and was argued by Counsel. On consideration whereof the Court doth adjudge, order and decree that Alexander Myrick, Davis Barrett, William Myrick and Elijah Joyner, who are hereby appointed Commissioners for the purpose, any three of whom may act, proceed to divide the real estate by Henry Lewis & Julieta Worrell jointly, so as to allot to the plaintiff Elizabeth F. Edwards one eighteenth in value of the whole tract, being one third of that portion of said land derived from her deceased Sister Martha Worrell, the same to be made by metes and bounds. That the slaves be divided by the same Commissioners, so as to allot one third of one half or one sixth of the whole, in value of the said slaves to the plaintiff Elizabeth F. Edwards.

The Commissioners will report their proceedings to Court with any matters specially stated deemed pertinent by them or either Party.

a Copy

Teste.

L. R. Edwards Clk

Edwards

~ } Report

Worrell

1859 May Court.

Agreeably to a Decree of the County Court of Southampton County, dated September Term 1858. we the undersigned Commissioners report that we have valued all the lands jointly held by Henry L. Norrell dec. and his sister Pauline Juliet Norrell, as follows: "Home tract." containing 894 Acres, and 6 acres near Barnes' Church, making 900 Acres @ \$3. 33 1/3 pr. acre. - \$3000. 00
 River tract 521 1/2 Acres @ \$5.00 pr. acre. - 2607. 50
 5607. 50

One eighteenth part of which is \$311. 52.

We have allotted to Elisabeth Edwards 93 1/2 Acres lying on ^{the} South part of the Home tract of land, valued at \$3. 33 1/3 pr. acre. making \$311. 66. - being her share, according to said Decree of all the lands of Henry L. Norrell dec. derived from his sister Martha Norrell dec. and bounded by the lands of Dr. John R. Rochelle, Henry White and others and by a new dividing line beginning at a pine standing in said Henry White's line, thence running S. 76° E. to the run of the North-West prong of the little Swamp; thence down the run of the Swamp to the fork; thence up the North East prong of the Swamp to a black gum, a corner for said John R. Rochelle.

We have also appraised 37 Slaves jointly held by the said Henry L. Norrell dec. and Pauline Juliet Norrell at \$23350. 00 - and for two old women Nanny and Chloë, we allowed \$175. 00 apiece for their support during their lives - leaving a net amount of \$23000. 00 one sixth part of which is \$3833. 33 1/3 equal Elisabeth Edwards' share: - her part to pay for the support of the two old Negro women is \$58. 33 1/3 - or 1/6 of \$350. 00 - we have allotted old Nanny to her, and she receives \$175. 00 to support her, from which sum we have deducted her part for the support of both the said old Negro women, leaving a balance of \$116. 66 2/3, which added to her share of the net appraisement of Slaves

to wit, \$3833.33³ - makes the sum of \$3950.00; to make
up that amount, we have allotted to the said Elisabeth
Edwards the following named Negroes with their apprais
ments affixed. - - - - -

John	- - - - -	\$1150.00
Ida	- - - - -	500.00
Jerry	- - - - -	900.00
Hannah	- - - - -	200.00
Arnold	- - - - -	400.00
Mason	- - - - -	800.00
		3950.00

all of which is respectfully submitted to the Court.

Paris Barrett
Wm. C. Myrick
Elijah Joyner } Compro