1870-027 SOUTHAMPTON COUNTY CHANCERY PAPERS

FELTS and Wife vs. VICK ↓ al

1/1870

other surnames: Story

590

Feltus
vs
Vick Jr.

Bill- answer
& Decree

"

1868 Dec. Decree as filed
#
1870 Jany. Decree final

Rob't Scott #1500 H.P
bo Jesse Rufus Parker
$200 "
200 acres "
$540 D. Kimbrell
"

Pd by D. Musgrave
$8.81

To the worshipfull county court of Southampton
sitting in chancery.

Humbly complaining sheweth unto your
worships your complainant N. J. Ellis and martha his wife that in the
year Joel Vick seized and possessed this life seized and
possessed of a small tract of land situate in this
county. that the said Joel Vick left seven children
to whom he bequeathed this land. the names of the
children being Orris, Davis, Caleb, Kirby, Vick Vaughan
who intermonied with Money Story, daughter who
intermonied with Henry Story and daughter
who intermonied with Elias Story. Your complainant
further alleges that Orris Vick died in the year
leaving a widow and three children who were entitled
to ⅐ part of this tract of land. he further alleges
that he has intermonied with the widow of Orris Vick
who was entitled to dower in her deceased husbands
intent. He further alleges that James J. Dorden
has purchased the intent of all the other parties
and that he is anxious to purchase this share.
That the said share of land is not susceptible of
division in kind and is not worth over Fifty
dollars. In tender consideration of all which and
inasmuch as your Complainants are without
remedy in the premises save by the aid of
a Court of Chancery to the end therefore that
justice may be done, they pray that Frank,
Lustus C. & Rosa Vick, infant under age of 21
be made parties defendant to this bill, that
some fit and proper person be appointed
guardian ad litem to defend their in-
terests in this suit, and that your worships
will grant such other & general relief in

the premises as Equity may dictate and as in duty bound, they will ever pray &c.—

J.W. & J.B. Price Solrs

Answer of Frank. Enston & Roa bick, by L.R. Edwards their Guardian ad litem to a bill of complaint filed against them by N.F. Felts & Martha E. his wife.

These respondents, saving & reserving to themselves the benefit of all & exceptions to said bill, answering say, that they are minors and submit their rights to the protection of this Court — and having answered, pray hence to be dismissed.

L.R. Edwards
Guardian ad litem
" "

Felts & wife
vs
Decree
Vicks heirs

By consent of parties this cause was this day docketed and by the order of this Court L.R. Edwards is appointed Guardian ad litem to defend the infant defendants, and files his answer; this cause then came on to be heard on the bill, answer of the infant defts, general replication thereto and was argued by counsel. On consideration whereof the Court doth adjudge order & decree that Joseph B. Price be & he is hereby appointed a Special Commr for the purpose; that after having given thirty days notice of the time and place of sale, he proceed to sell the real Estate in the proceedings mentioned for Cash. That he ~~[illegible]~~ But the effect of this order is to be suspended until the said Commr shall enter into bond as directed according to law and in the penalty of one hundred dollars. And that the said Commissioner make report to this Court in order to a final decree —

Feldstuhe
u 3 Decke
Vicks Heis

1870 Jany 6t.

1870 Jany 6t.

To the worshipful county Court of Southampton County

In Chancery.

Felts Wife
vs
Vicks heirs

This day this cause came on to be heard on the papers formerly read and the report of Commr Prince made in pursuance of an order entered at the December Term 1868 duly signed by Counsel; on consideration whereof the Court doth adjudge order & decree that the said J.B. Prince as Commissioner execute to the James J. Darden, the purchaser of the real estate in the proceeding mentioned, a deed with special warranty. And it is further ordered that this cause be dismissed from the Docket.

Feldstücke
vor 3 Regmt.
Vicksburg

To the County Court of Southampton County.
In Chancery.

Felts wife
vs 3 Repat.
Vicks Heirs

In this Cause Your Commissioner Reports, that the land in the proceeding mentioned was purchased by James J. Darden for the sum of Twenty seven dollars. That the land was of very little value to the heirs of Orris Vick, containing ~~only~~ about 27 acres. That the purchase money has been paid by the purchaser & paid over to the parties entitled. That the purchaser is waiting for a Deed. and Your Com'r respectfully asks that a deed be forwith made to the purchaser with special warranty. All of which is respectfully submitted.

J. W. Bruce
Com'r.

Jany. 19. 1870