

Polly Little, wife of Charles Smith
against

Def.

Elizabeth Little formerly, Letticy Spaulding of Henry Station, Va.
Richard W. Smith, Patrick H. S. B. Smith & others

In Chancery
Superior

Pliffs Code

§ 3398

Off. Replevin 17751

Code volume 10 100

§ 6129

This day this cause came on to be heard on the original and amended bills, answers of the defendants, resolutions thereto exhibited, examinations of witnesses and the transcript of the record from the County Court, State of Alabama, in the case of Polly Smith and others vs. Smith, together with the act of the general Assembly of Virginia, for the relief of Polly Little, wife of Charles Smith and her children, passed March 10th, 1848, and was argued by Counsel. On consideration whereof and by consent of parties, the Court doth order, adjudge and decree that Harrison S. Egan, Esq., Benj. E. Sore and Peter Edwards who are appointed Commissioners for the purpose, divide the slaves bequeathed by Richard Clements for the benefit of Polly L. Smith for life, and at her death to her children, to-wit: Stephen, Billy, Mason, Margaret and child, Martha, and child, Mary, Corline, Francis, and Sam and child so as to allot to Joseph W. Barham purchaser of the interest in said slaves of Richard W. Smith, one of the children of said Polly, one seventh in value of said slaves.

And it appearing to the Court by the record from Limestone County, State of Alabama, and satisfactory documentary evidence filed in this cause that George Ford has been duly appointed trustee for Polly L. Smith and her children in said County and State, and executed bond and security conditioned as the said act directs, and the Court being of opinion that it is manifestly in the interest of the said Polly L. Smith and her children that the said slaves shall be removed to the County of their present residence and State aforesaid and that all the requisitions of the said act of the General Assembly have been complied with, doth adjudge, order and decree that Samuel B. Wines who has the said slaves in his possession, acting as trustee for Polly L. Smith and her children, transfer and deliver the said slaves to the said George Ford to hold the same according to the terms of the will of the said Richard Clements. And the Court doth further order that a full copy of the record of this suit duly certified including a copy of the will of the said Richard S. Clements, be transmitted to the Court of the said Limestone County State of Alabama and there recorded. And that the plaintiff and the said Geo. W. Barham pay equally the costs of this suit.

Edwards Butts, in his own right and as administrator de bonis non with the will annexed of Peter Booth &c.
against

Pliff.

Bennett A. Briggs, in his own right and as committee of Martha Briggs widow & child of William Briggs &c. &c. &c. William Briggs, Charles M. Briggs. Joseph Briggs & others &c.

Def.

This cause came on this day to be again heard on the report of Commissioner Garrison, made