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Isaac Darden
against

Complainant

In Behalf of

Wm. Whitehead, Jno. Whitehead and heired
Whitehead infant children of Richard Whitehead, dec.
by Jeph D. Dale, their Guardian, Catherine Whitehead
Nathan L. Whitehead and Joseph B. Whitehead. -- D of said ante.

The cause was this day docketed by consent of the parties and the report of the court
and was heard upon the bill and the answer of the defendants and was argued by counsel
Whereupon the court with assent of all the parties that James Lee, Thomas Farnum, Saml. Farnum
and Lawrence Cook or any three of them as objectors whether the parcel of Land containing
acres, hereafter attested to be lands Whitehead's deceased in his life time as heretofore
in the name of which her deceased husband William Whitehead died, situate in the County
of Southampton, exceeds in Value the sum of five hundred dollars and if it shall be found
to exceed five hundred dollars that they shew, attested with the Seignors of the County since the
said parcel of Land was divided into five equal parts and allot one of the said parts to the Complainant
Isaac Darden another of the said parts to the infant defendants Wm. Whitehead, Jno. Whitehead,
and Content Whitehead. another of the said parts to the defendant Nathan L. Whitehead and
the remaining three parts to the defendant Joseph B. Whitehead. But if it shall be found that
the said parcel of Land ~~is~~ not exceed in Value the sum of five hundred dollars the said
complainers are to sell the same at Public Auction on a Credit of Twelve months giving at
least two weeks previous public notice of the time and place of Sale and to execute a deed
of bargain and Sale therefor without warranty to the purchasers from whom they are to be
required four bonds with approved Security, one for one fourth part of the purchase money
payable to Isaac Darden, and for one other fourth part thereof payable to the said Jeph D. Dale
Guardian of the infant children of Richard Whitehead deceased one for one other fourth part
thereof payable to the said Nathan L. Whitehead and one for three fourth parts thereof payable to
the said Joseph B. Whitehead. It is such of whom the said bonds are to be delivered provided however
and it is hereby required that the said complainers demand of the purchasers the sum of
fifteen dollars in cash for the purpose of defraying the costs of this Suit which the court
well thought proportion among the parties. It is further agreed since and saved by the
court that the said complainers or any three of them as desire the following Have to wit
Dale and his child Lewis, Rose, Christian Farnum, Rogers, Rose, after deducting which was
also of the sum of the said blamph Whitehead's deceased in the estate of his deceased husband
into five equal parts and allot one of the said parts to the Complainant Isaac Darden two
other of the said parts to the infant children of the said Richard Whitehead deceased to the
defendant to their Guardian Jeph D. Dale, one other of the said parts to the defendant Catherine
Whitehead, one other of the said parts to the defendant Nathan L. Whitehead and the
remaining equal fourth part to the defendant Joseph B. Whitehead. In case of a division
of the above said parcel of Land, the court will here after, if necessary make an order
for the Subdivision or Sale of that part attested to the infant children of Richard
Whitehead deceased, for the purpose of a division or distribution among them as before with
regard to the Have which may be attested to them. It is lastly ordered that the said
complainers make a report of their doings and doing in this behalf to the court
on or before a final Decree.