

1801-003

Chancery Causes: Parker Hawkins & Samuel Hawkins, by & c vs Jonathan Lodwin & ux & al

Ile of Wight County

other SURNAMES: Parker,
Smith

Hawkins Lch.

o. } Bille

Godwin Lch. Lch.

Aug. 1801

Interd. of Deane

Decr. 1801

Rept. ut. & Decr. & ac-
cordingly

Sam. Hawkins died intestate in 1795, leav^g 3 ^{children} Cath. Hawkins
remained to Jon^{as}. Godwin, Parker Hawkins, & Sam^l. Hawkins. His
Estate consists of 214 acres of land, & 11 ~~negroes~~ ^{children}, Cib, Rose,
Aaron, Jonas, Lucy, Pua, Edy, Moses, Frank, Seniors
& Peter. Parker & Sam. Hawkins are under age &
W^m. R. Smith is their guardian. He is also the adm^r.
The debts of the decedent are paid. Under these
circumstances it is the wish of the parties in-
terested in the estate, that it should be divided
by means of a friendly suit & Chancery, &
You are requested to undertake it.

W^m. R. Smith
Jonathon Godwin

Col. Parker

The Clerk of Islet Wright
County Court

Received of
J. S. 7th 1801 at Islet
Islet Wright
County Court
J. S. 7th 1801 at Islet
Islet Wright
County Court

between the said Heirs of Samuel Haw:
kins and caused a survey of it to be made
to enable ~~the~~ ^{them} the latter to comply with the
order of the Court & in justice to the heirs.
but found it would be impossible to divide
it so as to render equal justice to the
parties, as although the lands and tim-
:ments with the orchards might be so
divided as to sell for nearly the same
each part. yet the immediate advantage
to the one that should get the ~~the~~ ^{the} orchard
orchard (which cannot well be separated)
yet would be so much more than the other
who only could get the uncleared land
which would rent for nothing. that your
commissioners think it would be to the
interest of the whole if the land remain
in common to the captans. until the
youngest child come of age, by which the
may each participate in the rent, which
opinion we beg leave to submit to the

Worshipfull Court of Isle of Wight County
Given under our hands & seals the
3^d day of December 1801.

Josias Parker *Seal*

William Gordon *Seal*
Joseph Driver *Seal*

Seal

Pursuant to an order of Isidoro Wright Court August
Term 1801.

We the subscribers attended at the
late dwelling House of Sam^l Hawkins dec?
to carry into effect the order herewith annexed
& provided to an equal ~~and~~ division of the Slaves
of the dec? which were presented to us and
named in the Bill of Whitt Parker Hawkins
& Sam^l Hawkins were plaintiffs being under
age by Joseph Parker their next friend
against Jonathan Godwin & Catherine his wife
& Mr. R. Smith, the Negroes being divided
in three lots. to wit. Aaron. Price. Frank
& Libb. were drawn by Parker Hawkins,
Rose. Peter. Jonas & Simon by Sam^l Hawkins
and Edy. Moses & Lucy by Jonathan Godwin
who had married Catherine Hawkins
daughter of Sam^l Hawkins dec? and one of
the Co heirs of the Estate of the said Samuel.

No personal property was presented to
the subscribers. They also examined the
Land contained in the decree for a division.

Hawkins &c

as

Copy Decree

Godwin & Co. &c

Jale of Wight County to wit,

August Court 1801

Parker Hawkins, and Samuel Hawkins
under twenty one years of age by Joseph
Parker their next friend.

Complts:

against

Jonathan Godwin and Catharine his
wife & William B. Smith.

Defts.

In Chancery

By consent of the parties by their Councils the Bill and Answer in this
cause were this day filed and here there on whereupon It is decreed and
ordered, that Jonathan Parker, Jonathan Godwin, Brewer Godwin, and Joseph
Driver or any three of them make equal division of the Slaves of which
Samuel Hawkins dies seized and possessed as in the Bill mentioned & some
other personal property to wit, Sib, Rose, Aaron, Jonas, Lucy, Price, Edy, Mond,
Franky, Simon, and Peter, and also make a similar division of the land
of which the said Samuel Hawkins dies seized and possessed containing
about two hundred and fourteen Acres as in the bill mentioned among
the Complainants Parker & Samuel Hawkins, and the Defendants Jonathan
Godwin & Catharine his wife, and that the said Commissioners
make report thereof to the Court in order to a final decree.

Attesty

Teste Nathl. Young Clk