

1808-006 Chancery Causes: James Allmand & ux vs Thomas Joyner & u/

Isle of Wight County

other surnames: MORRISON,
UZZEL, UZZELL MORRISON

To the justices of Isle of Wight, sitting in chancery
humbly complaining, shew to the court your orators and
oratrixes James Allmand and Polly his wife, Edward and John
Morrison infants of John Morrison dec^d by Jane Morrison
their ~~next friend~~ ^{guardian}, Eliza, Thomas & Morrison leg^{al} by Thomas
Wyg^{el} their father and next friend, and George Morrison.

That Pitt Morrison died ^{intestate} on or about
the day of A.D. 1808 possessed in his own right of
three slaves. That he left no heirs but your orators & oratrixes,
Polly Allmand, Edward & John Morrison, Eliza, Thomas
and Morrison Wyg^{el}, George Morrison and a certain Peggy
Joyner the wife of Thomas Joyner. That Polly Allmand
and Peggy Joyner were ~~daughters~~ and George Morrison
his brother of the whole blood. That Edward & J^r. Morrison
are the children of John Morrison who was also a
brother of the whole blood, and Eliza, Thomas and
Morrison Wyg^{el} are the children of Nancy Wyg^{el} who
was likewise a sister of the whole blood. It follows
therefore that these five slaves, and as three slaves can
not be divided in kind into five parts, it becomes necessary
that they should sold and the money arising from
their sales be divided among their said heirs. Your orators
and oratrixes wish such a sale & division, but are advised
that the same can not be effected without the aid
of this court, on account of some of them being under
age. They therefore pray the intervention of your
Worships -

To the end therefore they pray that Thomas
Joyner & Peggy his wife be made dependants to this
bill, and that they make full and perfect answers
to all the foregoing allegations. They pray that your
worships will decree such a sale of the said slaves,

as is before proposed, and decree that one fifth of the proceeds (after deducting the costs of this suit) be paid to James Allmand & Polly his wife, one fifth, to Edward and John Morrison the children of John Morrison, one fifth to Elisha, Thomas & Morrison Wygel, one fifth to George Morrison and the remaining fifth to Thomas Joyner and Peggy his wife; or make any other order or decree in the premises for ^{their} relief which may seem just &c.

May it please yr.

Nich^d W. Pryor
P. 2

Allmand & wife

vs.

Bill & Ann

Joyner &c

March 1808 Int^y decree

June 1808 rept. ret. & decree
accordingly

June Ind^yts.

1808

The answer of Thomas Joyner and Peggy his wife to the bill of complaint exhibited against them in the worshipping court of Isle of Wight by James Allmand and Polly his wife, Edward & John Morrison infants by Jane Morrison their ^{guardians} next friend, Elisha, Thomas & Morrison Wygel by Thomas Wygel their next friend, and George Morrison.

These Respondents admit the truth of all the statements in the said bill, and they are perfectly willing that the court should decree a sale of the three slaves of which Pitt Morrison died possessed and a division of the proceeds among the complainants and themselves. But they pray that fit and proper persons may be appointed for carrying the same into effect. They lastly pray to be heard dismissed with their reasonable costs in this behalf expended.

Thos. King
Francis M. Bryson
Jos. Atkinson
Henry Joyner.

Althman & ²⁵ } Bill &
Logner & Co } answer
March 10000
Ind. & decess.

Geo. Mor. 130. 50 161. 50
 owes to Jas. Allmonor 130. 50 130. 50
 do. to John Ham. 23. 00

Morrisson 23. - r
\$300. 00

Thomas Lynam of
 Mo. Lynam } 130. 50

Mo. to pay Tho. Lynam } 4. -
 Wyzell }
\$142. 50

Tho. Wyzell to
 rec^d of Benj. Nelson } 134. 50

Edm. & H. Morrison }
 to rec^d of Benj. Nelson } 115. 50 r
250 00

Geo. Morrison 130. 50

ditto to Tho. Lynam - 130. 50

ditto to E. W. Morrison 23
300 -

John Lynam to } 130. 50
 James Allmonor }

ditto to E. J. & M. Wyzell 4.
\$142. 50

Benj. Nelson } 134. 50
 to E. J. & M. Wyzell }

ditto to E. W. Morrison 115. 50
\$250 -

Rec^d this 22^d March 1800 of Thomas King Francis M. Boykin
& Henry Joyner Commissioners appointed by the court of Halifax
County to divide the proceeds of the sale of three negroes
of which Peter R. Monipon did seize among the heirs in the
decree mentioned) John Joyner's Sum. bond for One hundred &
thirty eight cents in full for my proportion of the said negroes
Witness
Math. Young James allman

Rec^d this 22^d March 1800 of Thomas King Francis M. Boykin
& Henry Joyner (commissioners appointed by the court of Halifax County
to divide the proceeds of the sale of three negroes of which Peter R. Monipon
did seize among the heirs in the decree mentioned) the sum of
One hundred & thirty eight dollars & fifty cents in full for my pro-
portion of the said negroes — Geo. Monipon
Witness
Math. Young

Rec^d this 22^d March 1800 of Thomas King Francis M. Boykin & Henry
Joyner (commissioners appointed by the court of the County of Halifax
to divide the proceeds of the sale of three negroes of which Peter R.
Monipon did seize, among the heirs in the decree mentioned)
George Monipon's bond for One hundred & thirty eight dollars
& fifty cents in full for my proportion of the said negroes
Witness
Math. Young Thomas Joyner

Rec^d this 22^d March 1800 of Tho^s King Francis M. Boykin & Henry Joyner
(commissioners app^d by the court of the County of Halifax to divide the
proceeds of the sale of three negroes of which Peter R. Monipon did seize
among the heirs in the said decree mentioned) Benjamin Nelson's bond
for One hundred & thirty four dollars & fifty cents and John Joyner Sum.
bond for four dollars being in full for my ward's proportion of said
negroes —
Witness
Tho^s W. Zell

In obedience to a decree of the court of Isles & Highways to us directed (which is herewith annexed) we the undersigned have made sale of the slaves of which Pitt R. Manipon did possessed and have divided the proceeds of such sale as is directed in the said decree - Given under our hands this 5th day of June 1828

Francis M. Boykin

No King

Henry Layner.

Almond P.
M.
Loynes P.

Isle of Wight County Court,

March court 1800

James Allmon and Polly his wife, Edmund and John Allmon orphans of John Allmon decd. by Jane Allmon their guardian, Elisha, Thomas and Monipon Wyzell by Thomas Wyzell their father & next friends and George Allmon against

Thomas Boyner and Peggy his wife

Complts

Defts.

In Chancery

By consent of parties by their attorney this day the bill and answer were filed and heard thereon Whereupon it is decreed and ordered that Thomas King, Francis W. Boyther, Joseph Atkinson and Henry Boyner or any three of them make sale of the Slaves in the bill mentioned on a credit of nine months (except so much as will pay the costs of this suit) and assign one fifth of the proceeds to James Allmon and Polly his wife; one fifth to Edmund & John Allmon the children of John Allmon, one fifth to Elisha, Thomas and Monipon Wyzell, one fifth to George Allmon and the remaining one fifth to Thomas Boyner and Peggy his wife; and that the said commissioners take bond & security from the purchasers for the same and make report thereof to the court in or des to as final decree

Costs Clk. 3.50

Atto. 10
\$ 13.50

Robt Fester, Nathl Dick, Wm. H. M.

2.61
27
350

Almonds & Co.

v

Joyner

Summary

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