

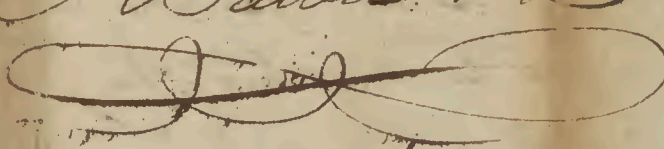
1812-0 03

Chancery Causes: Philip Thomas' infants VS Philip Thomas' admr

Isle of Wight County

other surnames: Chapman

the debts and disbursements of the estate; but the  
 said Benjamin - under a variety of Pretences, refuses  
 to deliver up the said Slaves, for division: In tender  
 Consideration whereof; and for as much as your  
 Complainants are properly relievable in this hon<sup>ble</sup>  
 Court. - Therefore they pray that the said Benjamin  
 be made defendant to this bill - and full, true  
 and perfect answer make to the same, that there  
 upon he be decreed to deliver up the said five Slaves  
 Namely; Rose, Cherry, Milly - and two small ones,  
 to Commissioners to be by the Court appointed to  
 divide the same between your Complainants. And  
 lastly that your worships will make any other  
 or further order or decree in the premises, for their  
 relief - as may be considered necessary and  
 proper for the promotion of Justice: May it  
 please you

Barber P<sup>2</sup>  


Report of the Committee on the

June 1812

June 1812

July 1812

July 1812

July 1811

Thomas's power

or  
Bice

Thomas's power

To the worshipping Court of Isle of Wight in Chancery  
Sitting - Humbly Complaining, shew unto the Court, your  
Orator Josiah and Sarah Thomas, infant Children  
of Philip Thomas dec<sup>d</sup>, in That your Complainants  
father departed this life about the      day of  
in the year of our Lord 1800, intestate, in the said  
County - leaving a widow named Lucy and four  
infant Children, namely Moody, Elizabeth and  
your Complainants. That Jordan Thomas administered  
on the said estate, and died intestate, leaving the  
said estate unsettled, since which time Benjamin  
Chapman has administered on the unadministered  
part of the said Philip's estate, that the said Widow  
Lucy has long since had her dower assigned to her  
of the slaves of said Philip. That your Complainants  
brother Hester Moody and Elizabeth above mentioned,  
departed this life both in infancy - single - and  
intestate - and that Benjamin Chapman, is not only  
admin<sup>r</sup> of their fathers estate; but also Guardian for  
your Complainants. Under this view of the case  
(which your Complainants believe to be a correct one)  
it is obvious your Complainants are intitled as the  
surviving heirs of their said father, and heirs to their  
dec<sup>d</sup> Brother and Sister, to whatever estate remains  
undisposed of. That, being so intitled - they have  
repeatedly called on the said Benjamin Chapman in  
his Character of administrator to deliver up to them  
five slaves which he holds unnecessarily, as there is a  
sufficiency of estate ~~to~~ without them; to pay all

Phil Thomas <sup>ch</sup> Lewis

NY

his admr.

for bill  
Haw

Phil Thomas. died intestate - leaving - Widow Lucy &  
& Children - Josiah, Sarah, - Moody & Elizabeth. The two  
last died in infancy - Jordan Thomas adm<sup>r</sup>. He  
died intestate leaving the estate unsettled. Benj<sup>t</sup>  
Chapman is now adm<sup>r</sup> of Phil Thomas - and Gdn of  
of the two surviving Children. Wishes to divide the  
Slaves between the Children, the Widow having already  
had her part. - Negro names. Rose. Cherry. Milly  
and 2 young Children of Rose. -

Prepare bill and answer for next

Court. J B Chapman. - Benj<sup>his</sup> Chapman  
mk

Test  
B Lightfoot

We the Undersigners in compliance with an order of  
 Isle of Wight County <sup>Court</sup> hearing date Jan'y Court  
 1812. Met for the purpose of dividing the negro  
 of Phillip Thomas and between the parties in the bill  
 mentioned but finding it utterly impractical, we  
 then advertise the Negroes for sale, and sold  
 them as follows to wit:

### Sales

|                                                   |                 |
|---------------------------------------------------|-----------------|
| one old decrepid negroe woman Milly               | \$35.01         |
| To John Chapman                                   |                 |
| one negroe woman Cherry & Child Ann               | 335.00          |
| To John Chapman                                   |                 |
| one negroe woman Rose to Nathl. Villins           | 355.00          |
| one negroe boy Peter to Benj <sup>a</sup> Chapman | 141.00          |
| one negroe girl Ann to Ditto. Do.                 | 111.00          |
|                                                   | <u>\$977.01</u> |

### Charges

|                                                                                            |                 |
|--------------------------------------------------------------------------------------------|-----------------|
| To the Commissioners 2 <sup>d</sup> Plat.                                                  | \$24.42         |
| Clarks fees \$5.22 ditto atty \$10.00                                                      | 15.22           |
| To Benj <sup>a</sup> Chapman for keeping said<br>negroe & other trouble through reasonable | 19.08           |
| net proceeds                                                                               | <u>\$918.29</u> |

of which we have paid as follows

|                                                            |                 |
|------------------------------------------------------------|-----------------|
| To Josiah Thomas by Benj <sup>a</sup> Chapman his Guardian | \$229.57 1/4    |
| To Nathl. Villins in right of his wife Sally               | 229.57 1/4      |
| To Elizabeth her part                                      | 229.57 1/4      |
| To Moody his part                                          | 229.57 1/4      |
| Carried over Elizabeth part                                | <u>\$918.29</u> |

To Elizabeth Park brought over . . . . \$229.57

of which we have paid as follows, to wit

|                                                      |         |        |
|------------------------------------------------------|---------|--------|
| To Josiah Thomas by M <sup>rs</sup> Chapman Guardian | \$45.91 |        |
| To Nathl Villins in right of his wife Sally          | 45.91   |        |
| To John Chapman in right of his wife                 | 45.91   |        |
| To Estate of Moody Thomas                            | 45.91   | 229.57 |
| To John Chapman in right of his <del>children</del>  | 45.91   |        |
| Children Willy & Polly                               |         |        |

To Moody Thomas part brought over . . . \$229.57  
To his part of Ely's Estate above . . . 45.91  
\$275.48

of which we have paid as follows

|                                                            |         |
|------------------------------------------------------------|---------|
| To Josiah Thomas by M <sup>rs</sup> Chapman his Guardian   | \$68.87 |
| To Nathl Villins in right of his wife Sally                | 68.87   |
| To John Chapman in right of his wife                       | 68.87   |
| To <del>John</del> in right of his Children, Willy & Polly | 68.87   |
| To <del>John</del> & Edmund                                | 68.87   |

Given under our hands this 6<sup>th</sup> day of  
July 1812

William Crocker  
Jordan Tarr

Rec<sup>d</sup> of Susan Park five  
dollars & Twenty two cents in full  
for my fee in this suit  
June 1812 — N. Loring C<sup>o</sup>

they find it impracticable to make any of the said divisions, & selling  
the slaves in the bill mentioned - are hereby directed to make any  
sale or sales as shall and may appear necessary - and make division  
of the proceeds to the parties entitled thereto as herein before directed  
And make report thereof to the Court in order to as final done

Attest Teste David Dick D.J.C.  
Ed

Thomas L.

as 3 copy done

Thomas's acc't

Isle of Wight County January Court 1812

Senials Thomas & Sarah Thomas infant children  
of Phillip Thomas decd. suing by

Complainants

against

Benjamin Chapman administrator of the said decd. Defendant

In Chancery

On the motion of John Chapman in right of Lucy his wife, who was the widow of the said Phillip Thomas decd: as also by consent of the above named parties: and it appearing just, necessary and proper to the court - the said John Chapman in right of his said wife is admitted a party defendant, Whereupon it is considered by the court that the decree entered in this case at January court 1811 - and the proceedings had thereon, be and the same are hereby decreed & ordered to be set aside and annulled forever and that the following decree be entered in its place - That William Crocker, Jordan Parr, Andrew Moody and Francis M. Boykin or any three of them, divide the slaves in the former decree mentioned (and their increase if any) into four equal parts, assigning one part to each of the complainants; one part to the estate of Elizabeth Thomas decd. who was a child of the said Phillip Thomas, and decd in infancy, since her said father - and the other part to the estate of Moody Thomas, an other infant of the said Phillip Thomas, who also survived his said father - It is further ordered & decreed that the said commissioners make equal division of the part assigned to the estate of the said Elizabeth, into five equal parts, and assign the said parts, one to each of the complainants; one to the said John in right of his said wife (she being the mother of the said Elizabeth) one to the estate of the said Moody Thomas decd: and the remaining one fifth to the said John in right of his two children, born by his said wife, to wit, Milly & Polly, who were living at the time of the said Elizabeth - and being half bloods to the said Elizabeth; were entitled to half shares of her estate - And further it is decreed and ordered that the said commissioners or any three of them, divide the part thus assigned to the said Moody Thomas estate, into four parts and assign one to the said John in right of his wife, one other to him as representatives of his children (by his said wife) who were born living at the time of the said Moody's death (namely, Milly, Polly & Leonard) for their joint use and benefit - and one part to each of the complainants -

It is further decreed and ordered, that the said commissioners