

1813-005 Chancery Cause: Charles Broadfield vs Thomas Broadfield, epton of Charles Broadfield
Isle of Wight County (2 bills)

Other SURNAMES. Joyner,
MORRISON, MORRISON

To the worshipful Court of the Isle of Wight County
in Chancery sitting, humbly complaining, shew to y.
worships your your orators, Charles Broadfield and
Henry Joyner, Es.^s of Thorney, Joyner dec'd, and your orator &
^{his wife late Mary Broadfield}
oratrix James Morrison & Mary, That some time in the year 1791 a
certain Charles Broadfield departed this life, having
just duly made & executed his last will and testament
an attested copy of which is hereto annexed &
may be a part of my bill, that in his will the
said Charles among other dispositions, devised to
his widow Felicit Catharine Broadfield, the use &
benefit of a no. of negro slaves, during his
nat. life, and afterwards to be equally divided between
the testators four children to wit, Thomas, Charles, Mary,
& Peggy Broadfield, - and y^r compts further state, that
the said Thomas Broadfield is now the legal representative
of the said testator, in capacity of his surviving Ex^r.
having duly qualified in such ~~respect~~ character &
who is now prayed as def. to my bill - they further
represent that Peggy Broadfield, ^{previously to} ~~before~~ the
death of her Father, was married with a certain
Thomas Joyner, who having survived his said
wife has himself lately departed this life, first making
& duly executing his last will & testament, to the
execution of which the com^{ts} Henry Joyner duly
qualified & thereby became ^{truly} ~~compt~~ entitled to that proportion
of said slaves to which the said testator in right of his
wife was entitled, - & y^r compts further state that
the widow Felicit of said Charles Broadfield
to wit, Catharine Broadfield has lately departed this life
having among others the following negro slaves, ^{to wit, March, Jo, Peter, Phillis, Lellan, George, Moses, Jacob, & Billy, all being} who
under the will of Charles, your complainants, together with

The defend^t Thomey Broadfield, an equally & jointly entitled
~~"In tender consideration thereof"~~ In tender consideration thereof
 do the end, that the said slaves may be equally divided
 among these compl^t & the def^t. Theing remidly
 in the premises except by the interposition of the
 Court. - y^t compl^t Thomey forey y^t worship^t to
 decree such division, & allotment, with a
 view more speedily to effect such purpose y^t
 worship^t, order & direct Count^s to be duly
 appointed to make such other & further order &
 decree, as y^t worship^t shall deem equitable &
 proper & the nature of the case make necessary.
 y^t Court^s further say &c.

Henry L. Cont^d

The answer of Thomey Broadfield to the Bill of Complaint
 against him exhibited in the County Court by the & wife
 in the part of Charles Broadfield, Henry Boyner Esq,
 of Thomey Boyner did, & James Morrison & Mary his wife late Mary Broadfield
 They dep^t admit the allegations & statements as made
 & set forth by the compl^t in their said bill to be
 true & correct & subject to a decree conformable
 to the prayer thereof. or to such other as y^t
 worship^t deem equitable & proper.

Charles Broadfield & others Compl^t Henry L. Cont^d

Thomey Broadfield Esq & Charles Broadfield
 (de, cl^t in ch^t) Decree.

This day this cause came on & was heard on the bill answer
 Exhibit^s & counsel heard, upon consent of the parties &
 assent of the Court, it is decreed & ordered, that the following
 negro slaves, to wit, March, Jo^s, Peter, Phillis, Sillar, George, Moses, Jacob, Bibby, Mary, & Sam^l
 be equally divided & allotted into four equal parts in nature,
 & that one part or portion thereof be assigned to the compl^t
 Charles Broadfield one do to the compl^t Henry Boyner Esq, & Th^t Boyner
 one do to James Morrison & wife & one do to the def^t Thomey Broadfield, &
 that Thomey Broadfield, James Morrison & wife, Peter, Phillis, Sillar, George, Moses, Jacob, Bibby, Mary, & Sam^l
 be appointed Count^s in the

portion of effectuating the ^{or any three of them} foregoing decree, & who
 in case such division ^{in value} cannot otherwise be made are authorized &
 directed, to ~~make~~ ^{sell} of any one or more of
 said negro slaves, as they shall deem
 necessary to effectuate such equal division
 & apportion^t of apportion^t - & to appropriate the
 proceeds ^{of the sale} with a view to such equal division
 & apportion^t - & who made due
 return & report of their proceedings &c.

Broadfield

" 2/3 Bill & Ans.^r

Broadfield

April 1812

Intally decree

Jan'y 1813

Bill & decree amended

July 1813 decree amended

August 1813

Report ret.^d and decree accordingly

Broadfield Bill
decree A. J.
" 2/3
Broadfield H.

that one other Commissioner be named in his place
with equal authority. In tender consideration therefore
to the end: you comply pray y^e worship that
the 2^d. Decree may be amended as to the afores^d objects.
That May: ~~James~~ ^{John A. Rogers} be appointed in the place
of Capt. A. Smyth. — & that y^e worship make such
other order & decree in the premises as may
comport with equity to the nature of their case.
They further pray — Hence — In Case

The Com^{rs}. of Thomas Broadfield Esq. of Charles Broadfield
to the like of ~~Henry~~ the Com^{rs}. of Charles Broadfield
Henry Rogers Esq. of Henry Rogers & Henry Rogers
they doth admit the statements as set forth in
said bill to be true & correct & subject to
that the aforesaid decree alluded to as
heretofore obtained be altered, amended &
effectuated by Com^{rs}. as mentioned, &
that y^e worship decree accordingly

Henry Rogers

James
Broadfield
Rogers
Esq.

To the Honorable Court of Sale of Wm. & Mary in Chy. Letters
recently complaining shew to the Honorable J. Doctor Charles Broad
& Henry Byrnes Esq. of Thomas Byrnes Esq. & James Morrison
that some time since your Oratory obtained
a decree in this Court against a certain Thomas Broadfield
in a direction of secondary negro slavery, late the property of Charles Broad
field, as in & decree more particularly specified, ^{especially} between
Charles Broadfield - Henry Byrnes as Guardian of Thomas Byrnes
Orphan - James Morrison in right of his wife, the deft.
Thomas Broadfield - and whereas, from in consequence
of the comp. Henry Byrnes, not actually qualifying
as Guardian, to the aforesaid orphan, as was intended
directed - it is proper that the d. decree should
be thus far amended, placing instead of Henry
the real Guardian until John Byrnes, & also.
Then deft. state that since the decree in a direction
of 1st Slave, it appears by return of the d. deft.
the d. that he has fully satisfied & paid off
all the debts of his testator, & is now ready &
anxious that all the remaining property in
his hands should be forthwith divided ~~set~~
among the ^{them} ~~comp.~~ themselves in equal
portions, in order to a full & final settlement
of the P. Estate - Jt. com. further representing
that one of the Com. - Capt. Smith named
in the said decree being absent - it is expedient

pay the proportion of Quota under said
hand 3d. Day of May 1843 —

Robert Mott

Joseph M. Mott

Josiah Mills

553

Allegry Text David Dick D.C.