

1817-017 Chancery Causes : Betsey Pope, widow of Robert Pope VS James Madison Pope, by & c

Isle of Wight County

other surnames: Verlines

Pope

vs.

Bill & Anst

Pope

January 1817 Bill &
Anst. John & Interlocution

April 7th 1817

Rept. ret. & de causd a cor
-dingly

To the Honorable Court of King's Bench County in the sitting hereby
complain in shew unto your Honor your oration Petry Pope
widow of Robert Pope decd. That her husband Robert decd
intestate on or about the day of ad. leaving two
infant children to wit, ^{Jenny} Eladison and Mary Pope. That
he was possessed of several negro slaves to wit, Gilbert, Jenny,
Lily, Tenney, Eladison, Ben and Talbot and considerable
other personal estate. That since his death the said Mary
has departed this life an infant and intestate; That she is
advised that she, as the widow of her husband, is entitled to one
third part of the slaves of which her husband decd possessed
and also to one third part of his other personal estate after
the payment of his just debts, absolutely. That the two children
were entitled to the remainder in equal proportions. That
she is advised that as the said Mary has departed this life
intestate and under age her proportion of said property
ought to be divided equally between herself and the
surviving infant, ^{Jenny} Eladison. That she has long been anxious
that a division of the estate should be effected but has been
advised that it can't legally be done without the intercomend
of a Court of Equity in which matter of this sort are properly cogni-
zable. She prays that the said Eladison by some person to be
appointed his guardian to defend him in this suit, be compul-
sedly true and perfect answer to make to all and signify
the allegation of on said as fully as if the same were here again
repeated & be thereto particularly intitled. She further prays
that he be compelled to state what objection, if any he hath to
the division sought by her to be obtained. Whether the facts herein
stated are not true, and whether she is not entitled to the proportion
of said estate for which she is now suing. She lastly prays that
your Honor will decree, order and adjudge that ~~the~~ ^{for and} ~~the~~
slaves and other personal estate ^{for and} ~~the~~ ^{remaning} after the
payment of the just debts of her said husband shall be divided
into three shares, one third of which shall be laid off and set
apart to her in right of her dower in the estate of her said Robert
decd, one ^{half} ~~part~~ ^{of the one third} ~~part~~ ^{of the} ~~value~~ ^{value} ~~of the~~
and set apart to her as her child in the estate of her deceased
infant daughter Mary Pope, and the remaining part allotted
to James Eladison Pope, the defendant to this Bill of

complaint, that your Honors will appoint fit and
proper person to carry the said decree into effect and
make any other or further order or decree for her relief,
which may seem just and proper - and as in duty bound
she will ever pray &c.

Elizabeth Pope

The answer of Isaac Madison Pope infant son of Robert Pope dead,
answering by John Perkins who was appointed Guardian to defend
him in this suit, to a Bill of complaint exhibited against him
in the County Court of Hays County by Elizabeth Pope widow &
relict of Robert Pope and mother of Mary Pope dead. This
respondent saving and reserving to himself now and at all times
hereafter all and every right of exception to the error which may
appear in the said Bill, for answer thereto or to so much as he is
advised it is material for him to answer, saith, that the complainant
is the widow of his father Robert who died intestate, that his
father left one child other than himself that she has separated
this life intestate and under age and that the principal alleg-
-ations, or ^{in the Bill} those set on record he believeth to be true and he
is willing that the Court shall make the same proved for or
any other which may be right - He prays leave to be dismissed

Pope
3
Pope

Pursuant to a Decree of the Honorable Court of Pleas of Wight County bearing date January Court 1817. we the undersigned have this day proceeded to divide & allot the Slaves and other personal Estate of Robert Pope dec'd., agreeably to the Direction of the said decree in the following manner to wit,

Lot no. 1	Lot no. 2	Lot no. 3
Timpy \$375	Timpy \$375	Gilbert \$450
Haily 250	Benn 150	Tempy - 300
Benn 150	Talbert 75	Haily 250
Talbert 75	Sum \$750	Sum \$650
Lish 400	Sum \$600	
Tempy - 300		
Gilbert 450		
3) 2000		
\$666-66 2/3		
	decs. & infants	widowers
	Lot	Lower Lot
		Lot
		in first Division of the Slaves

Lot no. 1	Lot no. 2
Timpy \$375	Benn \$150
	Talbert 75
James M. Pope lot	Sum \$225
in 2nd Division	
	widows see him
	ple. lot

We have assigned to Elizabeth Pope as her Dower the following Slaves to wit, Gilbert & Tempy - but to pay to Lot no. 1 - thirty three Dollars & 33 1/3 and to Lot no. 3 - sixteen Dollars, & 66 2/3 the

To the said Elizabeth Pope, we have assigned in fee simple forever - the sum of one hundred & sixteen Dollars & 81 1/2 cts., being one third of the personal Estate of Robert Pope dec'd., other than the Slaves

as may be seen on the face of the Account
Current of said Robert Pope dec'd Estate —

and to the said Elizabeth Pope, we have assigned
two Other Slaves, in fee simple, to wit —
Benn & Talbot, and the sum of fifty eight
Dollars & 90³/₄ Cts, as the s^d Elizabeth Pope's
portion of Interest to which she is entitled as
decended from her dec'd Child Nancy — which
sum of \$58-90³/₄ is also a part of Personal
Estate other than the Slaves — and a part
of the said amount of the Account Current —

To James M Pope, orphan of s^d Robert Pope
dec'd we have assigned the remainder of the
Estate of s^d Robert Pope dec'd, consisting of
the following Slaves to wit Lick, Bailey, and
Ginn, but to pay to Lot no. 2 — the sum of
seventy five Dollars, — we also assign to s^d
James M Pope, orphan of s^d Robert Pope dec'd
the sum of one hundred & seventy six Dollars,
& 72¹/₄ Cts, which amount is the Balance of
the personal Est. other than the Slaves as appears
on the Account Current of the said Pope's Estate
after assigning as above stated to Elizabeth Pope \$176-
72¹/₄ — Given under our hands this 11th Day of Jan'y
1817 — — — — —

Jordan Carr

Isaac Vellous

Petey Pope widow & child of Robt. Pope comp.
Lam. Madsen Pope Sept. 3 in Chy -
By consent of parties and the approval
of the Court this cause came on this day to
be heard upon the bill, answer, petitions and
agents of Council whereupon it is deemed, ordered
and adjudged that Mr Bellows, Isaac Nelson
and Jordan Pass or any two of them do
divide ^{the personal and other} the personal estate of Robert Pope decd.
into three parts, that they allot to Petey Pope the
couple as her dower estate of her said ^{husband} ~~husband~~ ^{1/3} of the
~~same~~ ^{same} ~~that they the~~ ~~of the balance~~ of the remainder ~~that~~ they
allot to the said Petey in right of her decd. infant
one Half of one third, and the remainder to the
said Madsen Pope in right of himself ~~and his~~
decd. ~~brother~~ ^{having} sister Nancy ^{being} ~~and~~ ^{and} ~~make~~ ^{make} ~~right~~
that to the Court is done to a final decree -

Pope 33 Decree
Pope

To be filed in the
Bible. —

Isle of Wight County, Va.

January Court 1817

Betsy Pope Widow and Heir of Robert Pope, Complainant
against

James Madison Pope

Defendant
In Chancery

By consent of parties and the ascent of the Court, this cause came on to be heard upon the bill, answer and exhibits. whereupon it is decreed, ordered, and adjudged that William B. Morby, Isaac Sellins, and Jordan Parr or any two of them do divide the negroes and other Personal estate of Robert Pope dead into three parts, that they allot to Betsy Pope the complainant as her dower estate of her said husband, one third of the same - and that of the remainder two thirds they allot to the said Betsy in right of her deceased infant, one half of one third - and the remainder to the said James Madison Pope in right of himself and of his deceased Sister Nancy, having agreed to guarantee, make report thereof to the Court in order to a final decree.

Attest Teste Barth. Lightfoot Secy.

Pope 7
is 4 happy Decade
Pope 3