

1817-032 Chancery Causes, Jesse Bounds, Allen Bounds, v. James Busby & 1/2 vs Peggy Bounds,
Dsh of Wight County widow of Josiah Bounds & Thomas Bounds & James A. Bounds, by & c

other surnames: Avery

To the Worshipful Court of King's Bench County
in Chancery sitting, humbly complaining, shew
unto your worship, your orator Jese Bourn, Allen Bourn
James Bourn and Louisa his wife formerly Louisa Bourn
children of Elizabeth Bourn dec'd formerly Elizabeth Avery
That the mother the said Elizabeth died on or about the
day of ^{admonition} 1812 possessed in her maiden
right of sixty two acres of land lying in the said County of
King's Bench which she derived by purchase from her father
William Avery - that she left a son and Thomas Bourn who
enjoyed the use of the said land during his life which he
departed on or about the day of ^{admonition}
1817 - That the said Elizabeth then mother left one child
other than your complainants - to wit, Sarah Bourn
who has also died leaving a widow, to wit Peggy Bourn,
and two children - to wit Thomas Bourn & James Bourn
now infants of tender years - Your complainants
are informed that in order to effect a just and proper
division of the said land which is not worth one hundred
dollars per acre, it will be most advisable to expose
it to sale or such other use as to your honor may seem
most conducive to the interest of all parties concern-
ed - and that ~~proper~~ the proceeds of the said land
be divided between the complainants and the said infants
and the widow of said Sarah in the following proportions
- to wit, one fourth to each of your ~~com~~ orators and
ordres and the remaining one fourth between the said
infants equally, after allowing to the said widow out of
that part which the said Sarah would be entitled to if
he were living, such a share as may seem reasonable
for the said widow in lieu of her dower therein but
they are advised that ^{in consequence of the infancy of some of the parties} such a division cannot be effected
without the intervention of this Court of Equity in which matter
of this nature are properly cognizable - To the end therefore
they pray that the said Peggy Bourn widow and the said
infants Thomas and James a Bourns by their Guardians be
made defendants to this bill of complaint, and that they
be compelled full, true and perfect answer to make to
all and singular the allegations of or said as fully as if
the same were here again repeated and they thereto make
particularly interested - That they say particularly
~~what~~ what objection - if any they have to the aforesaid prayer
for - They lastly pray that your honors will

decree a sale of the said land. ~~appoint~~ ^{and} ~~division~~ ^{and} ~~of the proceeds thereof as before mentioned, or~~ ^{and} ~~appoint~~ ^{and} ~~fit and proper persons to carry~~ ^{the said decree into effect and make such other} ~~or further order in the premises as may seem just &~~ ^{equitable, & as in duty bound they well may pay}

Jeffrey Boundy

Allen Boundy

James ^{his} ~~x~~ Boundy
mark

Boundy & Co
or 3 chy
Boundy & Co

Decree Drads

The answer of (Puffy Boundy, widow of David Boundy and
of ~~James and Mary A. Boundy~~ ^{children of said David by Mary, his 2d}
~~defendants~~ ^{to the bill of complaint exhibited against them}
in the County Court of the County of Wright by the Boundy, Allen
Boundy, James Boundy, and others his wife Mary Boundy
Boundy.

This respondent now, and at all times hereafter, saving
to themselves all manner of benefit and advantage of
exception to the many uncertainties, insufficiencies and
imperfections in the said complainant's bill of complaint
contained; for answer thereto, or unto so much as they are
advised in or any way material for this to make
answer unto, ~~and~~ ^{they} answer and say, that it is
true the complainant and themselves are entitled to the ~~land~~
land mentioned in the bill of complaint in they believe the
principal allegation in the bill to be true and are
willing that the Court shall make the decree provided for
or any other ~~which~~ ^{may seem} consistent with justice
and Equity - They pray leave to be dismissed with their
reasonable costs in this behalf expended -

Jeffrey Boundy

Allen Boundy

James ^{his} ~~x~~ Boundy
mark

By consent of parties and the order of the Court this
cause came on this day to be heard upon the
bill, answer and exhibits and arguments of Counsel
whereupon the Court doth ~~make~~ ^{adjudge}, order &
decree that Bartholomew Lightfoot do expose to public
sale on a credit of 9 ^{months} ~~or less~~ ^{months} of land mentioned
in the bill of complaint having given twenty days notice thereof
previous to the day of sale. That he divide the proceeds
thereof into ~~the following~~ ^{four} ~~parts~~ ^{equal shares} and allot as
~~follows~~ ^{4 shares equal shares and allot as}

follow, to wit, one fourth to Jeph. Bounds, $\frac{1}{4}$ to Allen Bounds,
 $\frac{1}{4}$ to James Besly, and Louis his wife in right of the said
 Louis, and the remaining $\frac{1}{4}$ to the said ~~Thomas & James Allen~~
~~Bounds in equal proportions and that of the said $\frac{1}{4}$ to be~~
 allotted to the said Thomas and James Allen Bounds. They be
 allot $\frac{1}{8}$ part to the said Peggy in lieu of her dower
 right in the said land ~~and the remainder of the thereof to James Allen &~~
~~Thomas Bounds,~~ ^{with approved security}
~~and that they~~ be take bond of the purchaser or
 purchasers, & sign to the parties entitled - that he
 make report thereof to the Court in order to a final
 decree -

Bounds & Bounds & as
 as 3 part to $\frac{1}{2}$ Bill & Ann
Bounds & Bounds

Oct. 10 1777 Bill & Ann's filed
 & Intertly decreed

Be it known that I Peggy Bounds widow of Isaac
Bounds am desirous that the County Court of this
County might direct the land of which Elizabeth Bounds
formerly Elizabeth Avery and did propose to be sold &
a portion allotted to me in fee simple in lieu of my
dower in that part of the land to which Isaac
Bounds would be entitled if he were now living -

Sept. 1st 1877 -

Sally ^{her}
+ Gary
_{ma}

Peggy ^{her}
+ Bounds
mark

Let's Board
