

1819-021

Chancery Causes: Emeline Peirce, by & c vs John Peirce's infants. & al

Isle of Wight County

affirmed. To the end therefore she prays that  
your honors will decree that the said  
property be divided between the said children  
widow and eldest of John Pierce deceased, Susan  
Pierce, Rie Pierce, Franky Pierce and your  
honors according to their respective rights, &  
that your honors will appoint just and proper  
persons to carry the said decree into effect  
and make any other order the deem in the  
premises which may be just and proper, & as  
is duty bound she will ever pray &  
Attest, on for Compl. -

Piece & infant

to 3 children

Piece & -

December 1818. William James

Piece & infant

December 1819. William James

& others according to

the debts of said decedent, to the said Mildred  
Pierce to be held by her in fee simple - That they  
divide the balance of the said slaves and chattel  
estate into 4 equal portions and allot  
 $\frac{1}{4}$  to Rie Pierce,  $\frac{1}{4}$  to Spencer Pierce,  $\frac{1}{4}$  to  
Franky Pierce and the remaining one fourth  
to your oratrix Eneeline Pierce and that  
they make report thereof to the Court in order  
to a final decree -

To the County Court of Shelby Mississippi in chancery  
humbly complaining sheweth unto your honors your  
orator ~~James~~ <sup>Pauline</sup> ~~Pierce~~ <sup>Pierce</sup> an infant of tender years ~~legally~~ <sup>legally</sup> ~~represented~~ <sup>represented</sup> by her mother  
Pierce against the life interest or or about the day  
of ~~1881~~ <sup>1881</sup> ~~proprietor~~ <sup>considerable</sup> ~~and~~ <sup>and</sup> personal  
estate - That he left a widow to wit: Mildred Pierce  
and Rice B. Pierce Spencer Pierce and Franky  
Pierce and your orator's children and  
heirs at law, which said Spencer Pierce & Franky  
Pierce are infants under the age of twenty  
one years - Your orator is advised that the  
widow of said John Pierce is entitled by law to  
one third part of the ~~land~~ <sup>land</sup> ~~slaves~~ <sup>slaves</sup> of which the said  
John Pierce did seized ~~and~~ <sup>for</sup> and during the  
term of her natural life, and to one third  
part of the chattel estate in fee simple, and  
that the balance of the said estate ought in  
justice and equity to be divided equally  
between your complainant and the said  
Rice Pierce, Spencer Pierce and Franky  
Pierce - but so it is may it please your honors  
the said Mildred Pierce Rice B. Pierce, Spencer  
Pierce and Franky Pierce and ~~the~~ <sup>a</sup> certain  
children of Pierce and Rice Pierce who have taken  
the administration on the estate of the said John  
Pierce altho there are no debts due from the estate  
of the said John Pierce have heretofore refused to  
submit to a division of the said estate according  
to law - Your complainant prays therefore the  
aid of your honors and that your honors  
will appoint fit and proper persons to defend the  
interest of the said infant who are ~~for~~ <sup>for</sup> together  
with the said Rice Pierce, Mildred Pierce, Franky  
Pierce ~~and~~ <sup>and</sup> ~~Spencer Pierce~~ <sup>and</sup> the said admin-  
istrator and administrators are prayed to be  
made defendants to this Bill and that answer  
and say if the allegations herein contained  
are not true and correct - and that they  
further answer all and singular the allegations

To the Honorable Court of the County sitting in chancery  
The answer of Melinda Pierce, Rice Pierce and of Frank  
Pierce and Spencer Pierce the latter infants, by Melinda the Guardian  
to a bill of complaint exhibited against them in the County  
Court as said by Emeline Pierce an infant by Melinda  
her next friend —

These respondents now and at all times hereafter saving  
and reserving to themselves all and every manner and  
benefit of exception to the manifest errors, uncertainties  
and imperfections in the complainant's bill contain-  
-ing answers thereto or to or so much thereof as they  
advised it is material for them to answer, say  
they deny all fraud, combination & connivance  
deny the truth of the principal allegations  
in the bill supposed. and have no reason to  
allege why the Court shall not pronounce the  
decree prayed for, or any other which may seem  
just and proper. Having answered they  
may be dismissed with their reasonable costs  
in this behalf sustained. & as in duty bound they pray.  
Attorneys for R. Melinda & Pierce  
North

Emeline Pierce an infant by  
as 3 in chs —  
Melinda Pierce &c.

By consent of parties and the appointment of the Court  
this cause being docketed, came on this day to  
be heard upon the bill, answers and exhibits and  
was argued by Counsel, whereupon the Court  
with a judge, decree and order that Melinda Pierce  
and Rice Pierce administrators of John Pierce deceased  
do make up the account of their administration on the  
of John Pierce deceased before Master Commissioner Lightfoot,  
that hereafter the said administrators administrator &  
do appear before with the said account current  
before John Phillips, Bantwlow Lightfoot, Nelson Hannip  
who or any 2 of them are directed to allot and set  
apart to Melinda Pierce widow of John Pierce  
deceased one third part of the slaves of which the said  
John died seized for and during her natural life &  
1/3 part of the chattel estate remaining after paying

372.96<sup>h</sup>

Pure

m 3 answer

Pure

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To the County Court of Bluff County —

The ~~amors~~ joint and separate executors of Rice  
Pierce and Mildred Pierce administrators and  
adms. of John Pierce decd. to a Bill of complaint  
exhibited against them in ~~the County Court~~ and Frank  
and Spencer Pierce in Bluff County Court, by  
Eugene Pierce an infant of fifty years  
thereupon having &c. for answers say that this  
true, they are the representatives of the said John Pierce  
deceased, and believe there are no debts of consequence  
now due from the said estate. They are perfectly  
willing to account for their administration before  
any proper person, and will cheerfully submit to a  
division of the personal estate according to law,  
and Equity. They pray hence to be dismissed with  
their reasonable costs in this wholly sustained &  
they pray —

Mildred X Pierce

Attorney for deft. —

Rice Pierce

To Frances Peirce we have assigned in full the sum of the  $\frac{2}{3}$  \$ 450. 00  
 following negroes to wit. Amy valued at 300. 00  
 " " Mouth valued at \$ 750. 00

And to receive from Rice Peirce in order to equalize  $\frac{2}{3}$  12. 50  
 each child's proportion the sum of

" to receive from Spencer Peirce the sum of 37. 50

" to receive from Emeline Peirce the sum of \$2. 50  
\$ 802. 50

Given under our hands this 1<sup>st</sup> day of January  
 1819 — Nelson Harris  
 John Phillips

Report of the division  
 of the slaves belonging to  
 the estate of John Peirce  
 dec'd.

Isle of Wight County, to wit, Pursuant to a decree of the Court of said County to us directed, We the undersigned have allotted and assigned the negroes belonging to the estate of John Peirce decd. in the following manner, to wit, —

To Milly Peirce, widow and relict of the said John Peirce we have assigned as her dower for life the following negroes, to wit, Mary, valued at \$ 400.00  
James valued at 550.00  
" Charity valued at 400.00  
" Isaac valued at 400.00  
" Eliza valued at 150.00  
Total valuation of the Dower slaves \$ 1900.00

To Rice Peirce we have assigned in fee simple the following negroes, to wit, Isham valued at \$ 800.00  
" Miranda valued at 275.00  
\$ 875.00

and to pay Frances Peirce, in order to equalize each child's proportion  $\frac{2}{3}$  12.50  
Amount of each child's valuation \$ 862.50

To Spencer Peirce we have assigned in fee simple the following negroes, to wit, Anaky & child valued at \$ 400.00  
" Aberdeen & Alfred valued at 500.00  
\$ 900.00

and to pay Frances Peirce, in order to equalize each child's proportion  $\frac{2}{3}$  37.50  
\$ 862.50

To Emeline Peirce we have assigned in fee simple the following negroes, to wit, Peter valued at \$ 550.00  
" Esther valued at 375.00  
\$ 925.00

and to pay Frances Peirce in order to equalize each child's proportion  $\frac{2}{3}$  02.50  
\$ 862.50

Isle of Wight County, December Court 1818

Emeline Peirce an infant of tender years by Mildred Peirce  
her next friend. . . . . Complaint

against  
Mildred Peirce Rice Peirce & Franky Peirce and Spencer Peirce

the latter, infants by Mildred Peirce their guardian. . . . . Defts

By consent of parties and the assent of the Court, this  
cause being docketed, came on this day to be heard upon  
the bill, answer and exhibits and was argued by counsel,  
whereupon the Court doth adjudge, decree and order that  
Mildred Peirce and Rice Peirce administrators and admin-  
istrators of John Peirce deceased do make up the accounts of  
their administration on the estate of John Peirce decd:  
before Master commissioner Lightfoot, that thereafter  
the said administrator and administration appear with the  
said account current before John Phillips, Bartholom-  
ew Lightfoot & Nelson Harris who, or any two of them  
are directed to allot and set apart to Mildred Peirce widow  
of John Peirce decd: one third part of the Slaves  
of which the said John died seized for and during  
her natural life, and  $\frac{1}{3}$  part of the chattel estate  
remaining after paying the debts of said decedent to  
the said Mildred Peirce to be held by her in fee simple  
that they divide the balance of said Slaves and chattel  
estate into four equal portions and allot  $\frac{1}{4}$  to Rice  
Peirce,  $\frac{1}{4}$  to Spencer Peirce,  $\frac{1}{4}$  to Franky Peirce and  
the remaining one fourth to your oratrix Emeline Peirce  
and that they make report thereof to the Court  
in order to a final decree —

A Copy Teste Nathl. Young Ck  
Jes