1840-006 Chancery Causes : William R. Halleman + al vs Joel Halleman, gdn of Tully F.
Isle of Wight County Halleman + al

other SURNAMES: WRENN,
YOUNG

To the justices of the county court of Shropshire in chancery sitting

Humbly complaining shew unto the court your orators William R Wallman James A Wallman and Thomas Brown and Margaret his wife that one or about the day of 1934 a certain William Wallman of said county died intestate seized and possessed of several tracts or parcels of land in said county to wit a tract or tract of land containing fifty acres and [illegible] adjoining it containing about twenty acres, a tract called [illegible] containing about 150 acres the store house tract containing about 216 acres, the tract bought of James Wallman containing about 68 acres; and the tract bought of John Wallman including the lands called Adamons containing about 308 acres the whole amounting to 717 acres as entered on the court books of said county; the said died also possessed of many valuable slaves which now with their increase amount to twenty to wit Solomon Phagins, Jacob, Jude, George, Hartwell Silvy, Michelle, Maria, Kinzey, Edward Annica, Franky, Sylvia, Mike, Adeline, Patrick, Ann, Andrew and Sarah: ~~The estate of the said~~

The said William Hallaman left his
widow, but his heirs at law were
his children to wit your orators
William R Hallaman, James H Hallaman
Margaret Hallaman now the wife of your ora-
tor Thomas, and Tully F Hallaman
Mary A Hallaman and John R Halle
man all of whom were under
age at the death of their said father
The estate has long since been
settled and the said lands and
slaves are now under the con-
trol and in the possession of re
cutors Joel Hallaman who be
cause their guardians of your ora-
tors William and James have re-
moved to the age of 21 years and
your orator Thos Hallaman is
married with the said Margaret
the said Tully F. Mary A. and John
R Hallaman are still infants un-
der the age of 21 years; your
orators & oratrix are now anxious
to have the said land and slaves
divided that they may know
their own separate property and
hold the same in severalty, and
have applied to the said guardians
for the same, but are informed
by some of the infants of the said
Tully F. Mary A and John R,
the same cannot be done ex
cept by the interposition of a
court of equity.

To the end therefore that relief
may be had and pranmuch as
they are without remedy at law
your orators & oratrix pray the court
that the said Joel Hallaman guar-
dian as aforesaid and the said
Tully F. Mary A, and John R Hallaman
by their special letters for that
purpose to be appointed be made
defendants hereto and compelled
to answer the premises fully and
distinctly and by a decree of the
court the said land and slaves
may be divided equally amongst
the parties by commissioners for
that purpose to be appointed, and
they be set apart to them their
due portions of the same to be
held severally and separately
to their own use; and may it
please the court to grant all
further relief that may be con-
sistent and necessary and
your orators &c

Hallaman

Ballenan
v. } dam
Ballenan pr. pl.

Division of land
and Mares
Nov. 3d. 1840. Bill &
filed & Subp: decree.

Dec. 7th. 1840. Report
confd. & final decree
pap 370.

The answer of Jos Hillman
to a bill exhibited in this and
interlocutory court by Mrs Jane
Hillman &c

This respondent answers and says
that was the guardian of Mrs Hill
mans orphans and as such re
ceived the negros belonging to the
estate and proceeded to rent
out the hands. He is still the
guardian of Sally F. Mary A. and
Jno R Hillman. He has no
not objection to the division
as demanded by the plaintiff
Bill having them
to pray to be dismissed &c

Jos Hillman

Guardian
annuer

The answer of Sally F. Mayo A.
and Jno R Williamson infants
under 21 yrs by Nathl Young
their Guardian ad litem to the bill
exhibited against them in Chancery
in Court by Wm & Jas Williamson
and Thos Munn & wife

These respondents by their guardian
for answer to said bill answering
say that that being infants they
are ignorant of their rights in the
land & slaves of their dead father, & that
ask to place themselves under the
protection of the court and that
their rights may be fully protected
and preserved in any decree they
may deem proper to make
Having thus answered they pray
to be dismissed with their cost &
expenses

Nathl Young Guard. ad litem

Infants

Amen

In obedience to a decree of the county court of Montgomery made on the third day of November 1840 and hereto annexed we the undersigned commissioners have proceeded to appraise and divide the land and slaves mentioned in said decree; finding it impracticable to divide the tract of three hundred and eight acres without greatly injuring to the parties they determined to to assign the same to two of the heirs jointly under the belief that by a purchase and sale between them an arrangement could be made beneficial to all and no injustice made in the division; they have appraised the whole land to the sum of four thousand five hundred dollars and all the negroes to the sum of five thousand seven hundred and twenty five dollars, from which is to be deducted one hundred and fifty dollars the sum they decided it was worth to keep and old woman named Silvy who now is and will always continue an invalid and expensive; they considered a small boy named Patrick to be worth nothing on account of his having always been sickly, now expensive, and not likely ever to be of much value In dividing the land and slaves they have added both together and find the whole to be worth Ten thousand and twenty fi

dollars and have assigned the same as follows to wit

To William R Wellmann
one half of the tract of 30¾ acres known as the land bought of Jos. Wellman including the Addition land adjoining ... ₰ 1000.00
1 Negro man Jack 600.00
Old woman Annica ... 50.00
Small boy Andrew ... 100.00
1750.00
And pay to Tully F Wellmann ... 70.83
₰ 1679.17

To ~~Thomas~~ Monroe and Margaret his wife
The other half of the above land of 30¾ acres ... 1000.00
young woman Sylvia ... 450.00
Boy Mike ... 300.00
1750.00
And pay to Jno R Wellmann ... 70.83
₰ 1679.17

To James A Wellmann
The Stockton tract of land containing 116 acres ... ₰ 500.00
Negro man Phagins (blacksmith) 800.00
Old woman Kiggy ... 50.00
Boy Edward ... 200.00
Small girl Ann ... 125.00
And receive of Mary A Wellmann ... 4.17
₰ 1679.17

Over

To Tully F Wellmann
The tract of land called Littles containing 150 acres ... ₰ 700.00
Negro man Jude ... 600.00
Woman Franky & child Sarah ... 300.00
Small boy Patrick (Sickly) ... 000.00
And receive of Mrs R Wellmann ... 70.83
" " of W. A Wellmann ... 8.33
₰ 1679.16

To Mary A Wellmann
The tract of land called Jere Wellmans (68 acres) ... 400.00
Negro man George ... 600.00
young woman Michelle ... 450.00
Small girl Adeline ... 250.00
1700.00
And pay to
Jno. A. Wellmann 4.17
Tully F. Wellmann 8.33
Jno R. Wellmann 8.33 ... 20.83
₰ 1679.17

To John R Wellmann
Tract of land containing 75 acres (home tract) ... 900.00
Negro man Solomon (old) ... 150.00
Boy Bartwell ... 500.00
girl Marie ... 200.00
1750.00
Amount for old woman Liby ~~used~~ an invalid ... 150.00
1600.00
And receive of Thomas Monroe and wife and of Mary A Wellmann ... 70.83 / 8.33
₰ 1679.16

Portions of each

William R Wallerman	$ 1679.16
Jas R Wallerman	1679.17
Thos Brown & wife	1679.17
Tully F Wallerman	1679.16
Mary A Wallerman	1679.17
John R Wallerman	1679.16
Total valuation	$10075.00

All which is respectfully submitted to the court this 7th Nov 1840

Signed

Josiah Holloman

Benj. A Chapman

James Gray

Wallerman vs Wallerman

Report of Commissioners

Decr Term 1840 This cause coming on to be heard upon the report of the commissioners appointed by the court to value and allot the negroes mentioned in the petition and proceedings in this cause and it appearing to the court that the commissioners have made a fair and equal division of the negroes and that the report ought to be confirmed it is therefore considered by the court that the report be confirmed and that the negroes mentioned in the report be allotted to the parties as follows to wit to the plaintiff Wm R Wallerman a negro man named Dick valued at $1679.16 to the plaintiff Jas R Wallerman a negro man named Jim valued at $1679.17 to the plaintiff Thos Brown & wife a negro woman named Sarah valued at $1679.17 to the plaintiff Tully F Wallerman a negro man named Ben valued at $1679.16 to the plaintiff Mary A Wallerman a negro woman named Rachel valued at $1679.17 to the plaintiff John R Wallerman a negro man named Bill valued at $1679.16 and that the plaintiffs pay the costs of this proceeding

William R Ballinger, Jas. D. Ballinger, Thomas Bruce and Margaret his wife formerly Margaret Ballinger plaintiffs

Vs

Joel Ballinger legal guardian of Tilly F ~~Ballinger~~ Mary A and John R Ballinger, and the said Tilly F. Mary A, and Jno R Ballinger by Nathl young their ppr and litem defts

In Chancery

By consent of parties and with the assent of the court this cause was this day docketted, and came on to be heard on the bill and answers filed and was argued by counsel; on consideration whereof the court doth adjudge, order and decree that Josiah Ballinger, Jas Gray and Benj Chapman who are hereby appointed commissioners for that purpose do appraise the round tract or parcels of land containing Two hundred and twenty acres of which Wm Ballinger died seized and possessed, consisting of the tract on which he resided with the Bell land adjoining containing about 70 acres, the tract called Littles containing about 155 acres, the tract called Jesse Ballingers containing about 68 acres, the stonehouse tract containing about 116 acres, and the tract bought of Josiah Ballinger with the Addison land adjoining containing about 308 acres; that they there divide the same as nearly as can be conveniently done, and assign the same in portions as equal as practicable to and amongst the plaintiffs and defendants: That they also appraise the slaves Solomon, Phaquin, Jacob, Isaac, George, Bartwell, Silvy, Maria, Kitty, Edward, Annica, Franky, Sylvia, Michelle, Mike, Adeline, Patrick, Andrew, Ann and Sarah,

and divide the same into six parts so as when added to the land, they shall make the whole division as equal as possible amongst the plaintiff and defendant and assign the same respectively: and report their proceedings thereon to the court in order to a final decree.

A Copy Teste N.P. Young D.C.

Williamson
vs
Williamson
Decree

William R Ballenger, Jos A Ballenger
Thomas Brent & Margaret his wife
formerly Margaret Ballenger pltffs

vs.

Joel Ballenger legal guardian of
Lucy F, Mary A, and John A Ballenger
and the said Lilly F, Mary
A and John A Ballenger by Neathe
young their guardian ad litem
defendants In Chancery

By consent of parties and with
the assent of the court this cause
was this day docketed and came
on to be heard on the bill and
answers filed and was argued
by counsel on consideration whereof
of the court doth adjudge order
and decree that Josiah Ballenger
James Gray and Benjamin
Chapman who are hereby appointed
commissioners for that purpose
do appoint the several tracts or par-
cels of land containing seven hun-
dred and seventeen acres ~~consisting~~
~~of the tracts named in~~ which
~~the~~ William Ballenger
died seized and possessed, consisting
of the tract on which he resided
with the Bell land adjoining con-
taining about 70 acres, the tract
called Littles containing about 155
acres, the tract called Jesse Balle-
nger containing about 68 acres
the stone house tract containing

about 116 acres and the tract bought of Jonah Alderman with the Addison land adjoining containing about 308 acres, that they then divide the same as nearly as can be conveniently done and assign the same in portions as equally as ~~possible~~ practicable to and amongst the plaintiffs and defendant; that they also appraise the slaves Solomon Phagins, Jacob, Isaac, George, Bartwell Sibley, Maria, Kizzy, Edward, Aminda Franky, Sylvia, Michelle, Mike, Adeline, Patrick, Andrew, Ann and Sarah and divide the same into ~~six~~ parts to or when added to the land ~~shall~~ they make the whole division as equal as possible amongst the plaintiffs and defendant and assign the same respectively and report this proceedings thereof to the court in order to a final decree

Ballinamuss

vs.

Ballinamuss per Gdn

Decree