

1844-027

Chancery Causes: Joseph C. Meader & Sarah J. Meader, by v c vs Robert J.

Isle of Wight County

Saunders & W. & James Meader's adm^{rs}

other surnames: Day,
Whitehead, Meador

To the worshipful the Justices of the inferior courts of
Law and Chancery for the county of Isle of Wight, humbly
complaining shew unto your Honors, Your orators Joseph C. Meader
and ^{oratrix} Sarah J. Meader infant children of James Meader decd.
by John D. Day - their next friend - That the said James
Meader their Father died in the year 18 ~~intestate~~
leaving a widow Penelope Meader who has since married
Robert Saunders - That ~~qualified as the representative~~
of the said James Meader and had the management of his
estate - That the said James Meader was seized ~~at the time~~
and possessed at the time of his death, of a small personal
estate, as will appear, by an authenticated copy of the inventory and
appraisalment thereof, duly made and returned to the court of the
said county of Isle of Wight - That the said
has paid the debts of the said James Meader - That it would be
to the interest of your orator and oratrix to have a division of
of this estate before the beginning of the next year as they are of sufficient
age to choose their guardians, who no doubt will manage their
interest better, than if it were to remain undivided, until the said
Joseph C. Meader the oldest child, should come of age - That your
orator and oratrix by John D. Day by their next friend has
applied to ~~for a division of the said estate -~~
But now so it is may it please your worship, that the said
and Robert Saunders and Penelope Saunders - hereafter
called defendants have refused to do so - The said
says that while he has no objection to come to a settlement
of his administration, and to make a division of the estate yet
refuses to do so, on account of the infancy of your orator and oratrix.

All of which conduct on the part of the said defendant is contrary
to equity and good conscience: In tender consideration whereof,
and for as much as your orator and oratrix, by their said most
frequent, are without remedy at law, and can only be relieved in
this honorable court, where matters of this sort are only cognizable and
justice duly administered. To the end therefore that the said
defendants may answer the premises, as fully well as discretely, as if the
same were again repeated, and they specially thereto interrogated -
and that by a decree of this honorable court the said defendant
may be compelled to make such a division of the personal estate
by commission to be appointed for that purpose as the law direct -
And may it please your honor, to grant all such other and
further relief in the premises, as may be consistent with the rules
and principles of this court; and to award all such costs as may
be necessary and proper in the premises -

Meader per next
 Juend' } chan
 as } ing
 Saunders & others } Bill
 } =

Decr. 3^d 1838. Bill
 re. fel'd & inty decr
 entered. —

Decr. 7th 1839.
 Report returned & costs

Apric term 1844
 final decr entered

decree copied

by oral state

Meador vs Saunders - Answer -
The Joint and separate ^{answer} of Robert Saunders and Penelope
Saunders his wife, formerly Penelope Meador, in the chancery
court of Law and Chancery for the county of
Isle of Wight. These Respondents now and at all times
hereafter saving and reserving to themselves all benefit of exception
to the allegations of the bill of the Plaintiff, for answer thereto,
or to so much thereof, as these respondents an advised matricule
for them to answer, they answer and say, that so far as they are
individually concerned in the subject of the bill they believe the
material allegations thereof to be true, For the said Penelope
says that she claims Dower in the Slaves of her late husband
James Meadow, and hopes the Honorable court will deem the same to her,
and being anxious for the relief of the Plaintiff, will submit
cheerfully to any decree, that this honorable court may think proper
to make in the premises: Wherefore they pray hence to be dismissed
with their reasonable costs in this behalf expended -

Rob. S. Saunders

Penelope Saunders

Reader } Chaney
by }
Saunders } Answer

Vol. 1. 1841
New York

Reader } chancy
VS } answer

The answer of *Phetutehead* administrator of the
estate of James Meador decd. to a bill exhibited against him
in the county court of Sed of Wight by Joseph C Meador and
and Sarah J Meador by John D Gay their next friend.
This respondent now and at all times hereafter saving and
reserving to himself, all benefit or exception to the allegations of
the Plaintiff's bill, for answer thereto, saith, that he admits
so far as he is at present advised, that the allegations of the bill
are true, and that he hath no objection to any decree
which this honorable court may think proper to make in the
premises: and having thus answered, prays to be dismissed with
his reasonable costs in his behalf expended —

Phetutehead
James Meador

Meador per next friend
vs
Saunders. } Comm: report

Jany. 7th 1839.

Report: returned & cause

Continued. —

entered on the minutes

In pursuance of a Decree made on the day of
December 1838 appointing the undersigned commissioners
to allot to Mrs Penelope Saunders Dower in the Slaves
of her late husband James Meador dec'd and also to
divide the remaining slaves of James Meador dec'd between
his two children Joseph C and Sarah J. Meador have dischar-
ged the duty and submit the following report -

We have allotted to Robert J Saunders in right of his
wife Penelope as her dower in the slaves of James Meador
deceased Negro man named Caleb and the said Saunders
is to pay to Joseph C Meador and Sarah J. Meador each ^{per annum}
eight dollars during the life of his wife Penelope -
We have allotted to Joseph C Meador Negro man Washington
valued at eight hundred dollars and he is to pay to his
sister Sarah J. Meador three hundred and thirty eight dollars -
We have allotted to Sarah J. Meador Negro man Pimney
valued at one hundred and twenty five dollars and to
receive from Joseph C. Meador three hundred and thirty eight
dollars as above stated -

Recapitulation

Negro man Caleb -	
Valued at	\$ 600.00
Washington	800.00
Pimney -	125.00

all of which is heretofore submitted \$ 1525.00

Wm. Womble
W. S. Jordan

Header
vs } Deane

Joseph C Meader and
Sarah J Meader by
John D Day -

their next friend
plaintiffs

against
Jos B Whitbread

administrator of the estate of Meader
and Robert J Saunders and Penelope
Saunders his wife late Penelope
Meader

In Chancery -

This day this cause came on to be heard on the bill
answer and exhibits, and was argued by counsel on consideration
whereof the court doth adjudge order and decree that merit would be
"Jo: C Gordon" and ^{act} Wm Gordon any two or more do, after notice to the
adult parties, and to the next friend of the infant plaintiffs, proceed
to divide the ^{slaves} personal estate of James Meader dec'd. and after
assigning one third to Penelope Saunders the wife of Robert J Saunders
during her life, that they do also allot the residue thereof in equal
portions (having regard to the value of the slaves for division) to the said
infant plaintiffs, and that they make a report of their proceedings
to this court, in order to a final decree - and that the
parties to this decree shall not have the benefit of
the same, till they enter into bond with approved
security to the Representative of James Meader to refund
their proportions of any debts which may come against
the estate -