

1844-042 Chancery Causes. Henry L. Tynes vs Mildred Pierce & Emanuel Moody's admr

Isle of Wight County

Other SURNames Peirce
Whitehead

purchase of the interest of the said Spencer
Pinner - I am compelled to say that
he has purchased the right and title
of the said Spencer Pinner and
owns all the part of the case, the
said Milnor is entitled in person
to $\frac{1}{6}$ of the share, and the other
part belongs in equal share to the
said Guy as purchaser from the
said Spencer Pinner & Joseph B.

Whithead a son of said Milnor,
and that all the share very well
be done in that ratio but
it can't be done except by an order
of this Court. In consideration
whereof the Court is asked to make
said Milnor Pinner & Joseph B.
Whithead defendants to the Bill,
and be compelled to accept the
same and that order will make
an order for a division of the
said share according to the rights of
the parties -

Attest in p. 2

W. L. Guy

The joint and separate answer
of Milnor Pinner, and of Joseph
B. Whithead a son of Emanuel
Milnor, to the bill of complaint
in ~~the~~ the County Court of Feb
whithead against them by Henry
L. Guy - The said defendant
Milnor Pinner says she admits
the allegations in the Bill to be
true, and hereby surrenders herself
and her heirs and assigns for life in
the slave in the Bill mentioned.
She is willing that the Court shall decree

a division of said share, accord
to law. and Joseph B. Whittham
says he is a owner of said property
and consent to the division
say to make the complaint
and they may have to be
dismissed for

(Signed)

Whittham owner of C. Moody
Malaga River by J. B.
Whittham also in fact

Henry & Mary or Joseph B. Whittham
owner of said property &
children piece - 1845.

This case this day came on to
be heard, with by consent of
parties, in the Bill and answer
filed, and was argued by counsel
on consideration whereof the Court
by consent of parties both adj.
over and over that Henry
Whittham, Maria Thoms and
Mills, W. D. and in

ways of them do divide the
slaves in the Bill mentioned, held
by children piece for life and
now remaining, to wit, Eliza
Parker, Margaret, Mary, George,
Mary Ann, Caroline, Corneus
Arthur, Dick, Robert, Isaac & Diana
so as to all be and sit apart one
sixth to the sixth. Eliza, Maria, Peter
and divide the balance in equal
share, between Henry & Mary and
Joseph B. Whittham owner of
said property & also, have
made to equalize their quantity.

and that they make report to the
Court in view to a final decree

J. B. Whittham

M. Thoms

Mills

W. D.

1845

Decree and answer filed
and made decree

July term 1844, before
returned, & final decree
entered

With the County Court of Mecklenburg in
Ch. sitting - sheweth to the Court your
complainant Henry & Mary that some
years ago one John Pinner departed
his life in testate leaving a parcel of
slaves and a widow and four children
the widow's name is Mildred Pinner
and the children are Spencer Pinner
Rich Pinner, Euclim Pinner and
Francis Pinner - the widow has
her share in the slaves set apart
and they now consist of Eliza,
Parker, Margaret, Mary, Georgiana
Mary ^{and} ~~William~~, Adeline, Rosemary,
Archibald, Dick, Robert, Isaac and
Richard, 13 in number
and the said Rich Pinner died ~~leaving~~
~~the wife of said John Pinner~~ intestate and
without having married leaving the
said mother, Euclim, Francis, and
Spencer Pinner his distributees -
entitled to his share of the slaves
in remission - When the said
Euclim died under the age of 21
Mary took and without having
married, leaving the mother and
Spencer and Francis his distributees
- this to his share of said slaves -
The said Francis married one
Margaret McCoy and she died
her husband deceased - He is dead
and Joseph B. Whitfield is his
administrator - The said Mildred has
divested herself of her life estate
and now has no cause to show
why the slaves shall not be divided
- also between her the said Mildred
administrator of her estate and
Henry & Mary who has her share a

King & Sons & Moody & Sons -

This case came on this day to
be again heard on the papers being
read, and the report of the Commis-
sion made in pursuance to the
order of the 4th Sept: 1843, to which
report no objection has been filed,
and was agreed by Counsel for
consideration whereof the 14th 20th
confirm the said report & doth order
that the said division of profits
stand firm between the parties &
that King & Sons pay to Moody &
Sons \$22.91 - that Joseph B.
Whitbread advise King & Sons pay
to him \$22.91; and that the said
Whitbread advise as aforesaid pay
to H. & Sons the sum of \$87.50
and that the costs of the parties
be mutually concerned -

By
Moody & Sons
Received

In obedience to the annexed decree we the undersigned com-
missioners named therein did on the 1st day of
September 1843 proceed to divide the Slaves named therein,
we did allot and set apart to Mildred Pierce, boy
Edmund a girl Adeline and to receive \$32.00 cents
from Henry & Lyons and the like sum from Joseph
W. Whitfield admr. of Emanuel Moody. To Henry &
Lyons we did allot the negroes Eliza & 2 children Parker
& Eliza, Robt and Archer and to receive \$87.50 from
Jos. W. Whitfield admr. of Emanuel Moody
and, Jos. W. Whitfield admr. of Emanuel Moody we
did allot Isaac Diana Dick and Mary and two
children Joseph and Mary Ann and to pay Mil-
dred Pierce \$32.00 and Henry & Lyons \$87.50
all of which is respectfully Submitted

Signed

Thos D. Ripley

Mills. W. Jackson
Josiah Thomas

Mrs Pierce	
Edmund	\$250
Adeline	150
Henry & Lyons	
Eliza & 2 children	\$425
Robt	425
Archer	200
Emanuel Moody admr	
Isaac	\$350
Diana	275
Dick	325
Mary & 2 children	275

Synes
vs ^{summary} copy done
Moody, Adm.:

At a Court held for Schofield County, the 4th of Sept. 1843

Henry S. Lynes

Off.

vs
Muddy adm^r. &c

In

Chancery

Def.

This cause this day came on to be heard by consent of parties, on the Bill and answer filed, and was argued by Counsel, on consideration whereof the Court by consent of parties doth adjudge, order, and decree, that Tho^s. D. Ripley, Josiah Thomas, and Mills W. Darden or any 2 of them do divide the Slaves in the Bill mentioned, held by Mildred Pierce for life and now surrendered, to wit, Eliza, Parker, Margaret, Mary, Georgianna, Mary Ann, Adeline, Edmund, Archer, Dick, Robert, Isaac, & Diana so as to allot and set apart one sixth to the def^t. Mildred Pierce, and divide the balance in equal shares, between Henry S. Lynes and Joseph B. Whitehead ^{ad} adm^r. of Emanuel Moody, and having regard to quality and quantity - and that they make report to this Court in order to a final decree.

A. Copy,

Teste

J. T. Mills D.C. J.M.C.

L \$10-

d 5
\$15-