

1844-049

Chancery Causes. Abraham Redd vs Elias B. Watkins, by v c

Isle of Wight County

other surnames: Gay

Abraham Reed & Cherry his wife. *plffs.*

m

Eliza B. Mathews an infant *le.* *Left*

In Ch. 9

This cause this day came on to hand
on the lib. answer to it was argued by counsel;
on consideration whereof the court both sides that

Eliza B. Mathews do receive the negro in the lib. mentioned
who was placed in the possession of the Sheriff by a
process of this court & that the said Eliza B.

Mathews do make sale thereof at public auction
at the Court Room of this county, giving due notice
of the same, upon a credit of six months, except
as much as shall be necessary to pay the cost and
charges attending the premises, and also the cost of a
writ of injunction formerly returned in relation thereto.
That he take two bonds from the purchaser with
good & sufficient security, one payable to the complainant
and it appears by the lib. that the said purchaser be the wife
of the said Eliza B. Mathews for one month of the net proceeds

of such sale, and the other payable to the guardian
of the infant defendant, for the expenses which shall be incurred
in the said proceedings. That the said bonds be
paid over to the respective parties as aforesaid, &
that he make report of his proceedings to the
court in order to a final decree —

Conf. Case in 5th

Abraham Lincoln

to E. S. Smith

Elmer B. Watson

In the Night Court, February Term 1833

Abraham Reed & Cherry his wife

Plaintiffs

against

Elisha B. Watkins an infant under the age of 21
being one year by Elisha B. Gay his next friend Defendant

2d. Chancery

This cause this day came on to be heard as the bill answered
for and was argued by counsel on consideration whereof the court doth
order that Elisha B. Gay do receive the negro in the bill mentioned who was
placed in the possession of the child by a former order of this court &
that the said Elisha B. Gay do make satisfaction at public auction of the
contents of this bill giving satisfaction of the same upon an credit
of six months except so much as shall be necessary to pay the costs and
charges attending the process, and also the costs of a bill of injunction
formerly rendered in relation hereto that he take two bonds from the
purchaser with good & sufficient security, one payable to Mills & Lawrence
who it appears by exhibit A. is entitled as purchaser to the interest of
the complainants of this bill for one sixth of the net proceeds of such sale
and the other payable to the guardian of the infant defendant for the residue
which shall remain, that the said bonds be taken in plain view of the respective
parties as aforesaid, & that he make report of his proceedings to this court
on or before a final decree.

Attest Testes. Attest. Henry A. C.

Clock. fee in this suit \$3.75

att. " " " 10.00

Clock. fee in Injunction case 12.75

Shff. " " " 30

att. " " " 3.00

\$19.71

In obedience to the above Decree after having given due notice
I did sell at public Auction the Slave in the said Decree
on a credit of six months and Mills & Lawrence became the
purchaser at four hundred & forty five Dollars and fifty cents
and after deducting \$56.46 for cost of decree commission & deducting
the Slave leaves a balance of \$389.04 and I have taken two bonds
of the purchaser with good security one payable to Elisha B.
Gay as per for \$324.20 & one payable to Mills & Lawrence
for \$64.84 and have delivered the same to those entitled
Given under my hand this 2nd day of March 1835
Elisha Gay

Per the Clerk for the case of separation and
first divorce 1846

Mathews & Co
vs - J. Deane
Roda & Co

To the honorable Court of Isle of Wight County, in
Chancery sitting.

Humly complaining shew unto you
honors your orator & oratrix Abram Reed & Cherry
his wife that some time about the day of
in the year 1836. They intermarried in the county of
Isle of Wight and thereby became entitled in right of the
said Cherry to one third part of the negroes of which
a certain James Mathews and Joseph, a widow of
the said James; that by an order of the court of
said County of Isle of Wight the said negroes were duly
divided by commissioners appointed for that purpose
and a certain boy Green was set apart & allotted to
your orator & oratrix as a full & equal third part
thereof, to which the said Cherry was entitled as widow
aforesaid, & that in consequence of said division they received
& continued possession of said negro until January Court
1838. Your orator & oratrix further state that at the last
Court of this county, without their knowledge, an order was
made enjoining & inhibiting them their agents & from re-
moving, or permitting to be removed ^{or kept} out of the state of
Virginia the said boy Green until the further order of the
Court & that unless they the said Abram Reed & Cherry
his wife shall within sixty days thereafter enter into
bond with sufficient security payable to the next friend
& guardian of Eliza B Mathews, an infant entitled to
the said negro as remainderman in the penalty of \$
500. conditioned to have the said slave forth coming
to abide any order or decree of the said Court in relation
thereto, & ~~directing~~ the Sheriff of said county ^{shew} to take
possession of the said boy until such bond
& security be given, or until the further order of the
Court to the contrary. Your complainants, without
relucting to impugn the justice of said order, by law
to state that they are extremely poor, and therefore

an wholly unable to give the required bond & security,
and that if the said negro or his ^{equivalent} ~~effects~~ be kept must
come out of their pockets, and his services be entirely
withheld from them, they must greatly suffer - In
such consideration whereof & for as much as your
complacencies are without remedy, save by the
intervention of a court of equity, they pray that
your Honor will direct the said negro to be sold
by a commissioner to be appointed by this Court to
~~make sale of said things~~ upon such terms as may
be then seem advisable, and pay over to them such a
portion of said sale in full补偿 as may be a just
and fair equivalent for their things for life (the interest
which they now have in said negro), and to pay the
balance due to the guardian of the said Eliza B
Mather the remainderman - that the said Eliza B
Mather by her said guardian a next friend be made
defendant to this bill with all other proper persons
& be required to make true & perfect answer to the
same or fully or if they were again examined, & the 1st
defendant be more particularly interrogated. And that
you will make any further order or decree in the
premise as may comport with equity & the interests
of your complacencies, & in duty bound they will ever
pray to.

Prossy p. 99

Seal of Meigs County, Ct.

This day came before me a justice
of the peace for said county, Abram Reed & Cherry his
wife & made oath that the statements in the foregoing bill are true
as far as depends upon their own knowledge, & that so far as
they depend upon the knowledge of others they believe them to be
true - Given under my hand this day of Feb. 1835.

The answer of Eliza B Mather an infant under the
age of twenty one year by Josiah P Gay her guardian
ad litem, to a bill exhibited against him in the County Court
of Isle of Meigs by Abram Reed & Cherry her wife
Plaintiffs. -

This respondent by her said guardian to the said
bill says, that he is an infant under the age of twenty
one year, and in relation to his rights in the said negro
boy in the said bill mentioned, which said boy he understands
is in the hands of the Sheriff of this county under an order
of this Court, that he has leave to place himself under the
protection of this Honorable Court; & hence he prays
to be dismissed, with his reasonable costs, in this behalf
expended, &c. -

Josiah P. Gay
Guardian for
Eliza B. Mather.

Abraham Root & wife

on 3 Bets & Am.

Eliza B. Watkins -

February 2nd 1833 Bill
amount & exhibit filed &

Inter 19. done.

May 4th: 1835 report returned
& cont.

July: 1834 fiscal
Acres.

10

10

15

15

100

30

37

100

151

50

100

100

30

100

100

293

100

100

1293

Seal of right County Virginia January 15th 1835

This is to certify that Abraham Red and Cherry my wife
are willing for the Hon.^l court of ^{the} this County Selling
February 1st term to dispose of a negro boy, Green by a decree
to sell him, which boy is our down Right in the Estate of ^{the} negro
James Watkins ~~decd~~, and who was ordered by the last Court to
Remain in the hands of the Shff of this County till further
arrangement, We therefore hope that the Court Seeing this
Term will dispose of the said negro Green, Praying they will
Give which part of the sale of said negro as they may think
our Right Given under our hands this day and date
first above written —

Witnes

Dersey D. Watkins

Abraham ^{his} Red
mark
Cherry ^{her} Red
mark

Recd of

W. H. H. H.

Abram Redd and

Emma Hattins

To \$ Bill Sale

Mills E. Lawrence

\$ 40.

W. H. H. H.

et

Rec^d of Mills & Saward the sum of Forty - Dollars which is
the purchase money of Negro boy Green the right and Title
of said Negro I warrant to be clear in every respect a slave
for life given under our hands and this 24th day of
Dec^r 1834

delivered and possession
given in the presence of 3

Abram + Redd
his
mark

Wm J Wright
his
John + Saward
mark

Esam Watkins