

1845-018

Chancery Causes. Harriet Turner, widow of Alfred B. Turner vs Margaret Turnerval, by

Dale of Wight County

4 C

other surnames: Young

Harriet Turner
v1

Margaret Turner & others

by their next friend

J. Hill &
J. Rowser

Turner

(103)

Turner

Decr 5th 1842 bill &
ans: filed. decreed for
alot: of doct: &c.

July Term 1843 report
returned & filed for
Exception

July term 1845
final record.

The Joint answer of Mary Ann Benjamin and
Turner children of Alfred G. Turner deceased
by infants under twenty one year of age by
their next friend and Guardian ad litem to a bill exhibited
against them in the county court of Isle of Wight—

These respondents, by their said Guardian to the said
bill, say: that they are infants under the age of twenty one year
and in relation to their rights in the estate of their father
they beg leave to place themselves under the protection of
this honorable court: and since they pray to be dispensed
with their reasonable costs in this behalf expended—

To the Worshipful the Justices of Isle of Wight
county in Chancery sitting Humbly complaining Shew
unto your worships, Your oratrix Harriet Turner the widow
of Alfred G Turner late of the county of Isle of Wight
but now deceased, and Margaret Georgiana & Harriet Anne
Turner infant Children of the said Alfred G Turner by Nathl
P Young their next friend - Your oratrix states that her
^{intestate} husband Alfred G Turner died sometime in the year 1842
leaving a considerable real estate in the county of Isle of
Wight to wit two tracts of land one containing 183 aces
the other 112 aces, and leaving your oratrix and her
three children his heirs at law - Your oratrix states that
she is much in want of her share to wit driver in the
real estate of her husband - and is informed that she
can only have it assigned by application to this court
In tender consideration whereof she prays that the said
Margaret Georgiana and Harriet Anne Turner by Nathaniel
P Young their next friend may be made defendants in
this suit, and that by a decree of this court Commissioners
may be appointed to sit upon oratrix her driver in the said
lands above mentioned, and that the balance be divided
between her three children to wit Margaret Georgiana and
Harriet Anne Turner - And that the said Margaret Georgiana
and Harriet Anne Turner by Nathaniel P Young their next friend
may be compelled to answer the premises and may it please
Your Worships 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 process, as may be necessary
and proper in the premises

Lay by

We the undersigned Commissioners named in the annexed
decree did in obedience thereto proceed on the 6th of Jan'y
1843 to allot and set apart to Daniel Turner one third part
of the land whereof Alfred & Turner his late husband died
seized and possessed, at which time we did allot and
set apart the land lying within the following bound-
aries to wit: commencing at the school house near the road
leading to Black water bridge up to a ditch on the left
of the road from the school house thence down said
ditch in a direct line to the back line of said plantation
which said land has been set apart as the widow's dower.
~~and~~ and all that piece or parcel of land lying and being
between the said ditch and the fork of the road leading
in the direction of Elisha Whittly's thence down the dividing
line between said Whittly and the tract of land whereon
the said Alfred & Turner resided following said line
until it arrives at a point in a direct line with the
ditch and the residue of said Turner land that being
the place where the widow's dower commences which
piece or parcel of land we set apart to One of the children
mentioned in said decree

To the 2nd child the line commencing at the Sign Post
and running in a direct, direction to a marked pine
on the dividing line between the aforesaid Turner
and Emily Morriss land from thence following the
said Turner line in a North westward direction
across the main road leading to Black water
bridge thence up to Tomlin's line from thence
to Bland line back to said road then down
said road to said sign post.

for the 3rd child all the land lying between the
last mentioned piece or ^{of land and the} parcel of land of William
Batten, Elisha Whittly, and Emily Morriss, we have
allotted to the said 3rd child. we also allow the
widow to take from the piece of land lying on the
right hand, leading to black water bridge, rail-
timber and fire wood. all of which we respectfully
submit to the Court.

John Phillips
W. H. Lattimer
Richard J. Edwards
Mark

In the County Court of Isle of Wight Decr: 5th 1842.

Harriet Turner widow of Alfred G. Turner

Per

against $\frac{3}{4}$ In Chancery

Margaret Turner, Georgiana, and Harriet Ann Turner infant children of Alfred G. Turner dec^d.

Lefts

On the motion of the pet: by Counsel Nathaniel P. Young is assigned guardian ad litem to the infant defendants. And the cause came on to be heard in the Dies answer and exhibits filed, and was argued by Counsel; On Consideration whereof the Court doth adjudge order and decree that John Phillips, Mills Daniel, Richard Edwards and John S. Salmer, or any three of them, taking to their assistance if necessary the Surveyor of the County of Isle of Wight, or any other if he cannot attend. do after notice to Harriet Turner and to the next friend to the infant defendants proceed to lay off and set aside One third of the land of Alfred G. Turner to Harriet Turner as dower the said Commissioner having regard to the Value thereof. And that they divide the residue or balance of said land in three equal parts and set aside a third to each of said infants to wit Margaret Georgiana and Harriet Ann Turner. And that they make a report to this Court in Order to a final decree.

Attest

Wm. S. Banks C. C.

Turner

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Harriet Turner widow of
Alfred G Turner plaintiff
against
Margaret Georgiana and Harriet Ann
Turner infants of Alfred G
Turner by Nathl P Young
their next friend

In Chancery

This day this cause came on to be heard on the
bill answer and exhibits filed and was argued by counsel on
the consideration whereof the court with advice in open court
decree that John Phillips Miles Seaman Richard Edwards
and John Latimer taking to their assistance if necessary
or any three of them taking to their assistance if necessary
the Surveyor of the county of Isle of Wight or any other who cannot
attend do after notice to Harriet Turner and to the next friend
of the infant defendants proceed to lay off and set aside one
third of the land of Alfred G Turner to Harriet Turner as dower
the said commissioners having regard to the value thereof
and that they divide the residue or balance of said land
in three equal parts and set aside a third to each of
said defendants to wit Margaret Georgiana & Harriet Ann
Turner and that they make a report to the court in
order to a final decree