

1845-022

Chancery Causes. Elizabeth Barrett, widow of Albred Barrett vs William Thomas

Isle of Wight County

Barrett v al, by v c

Elizabeth Barrett
1837
Wm Thomas Barrett
and other by R P & Bill
Young the Guardian
and others

To the honorable the Justices of the Court of Right county in
Chancery sitting humbly complaining Shew unto your worships
Your orator Elizabeth Barutt Widow of Alfred Barutt
late of the county of Lech of Right but now deceased and
Wm Thomas, Elizabeth, John, Martha Virginia, & Milly Barutt,
infant children of Alfred Barutt by Kathl. O'Young their next
friend - That the said Alfred Barutt died in the year 1822
possessed of a tract of land containing 245 aces, That Your
orator is much in want of dower in the said tract of
land and as this is the only mode of obtaining it she
Respectfully solicits that a Guardian ad litem be appointed
to the infants and that they be made defendants to this
bill, and that commission be appointed to allot to your
orator dower in the land of her husband - And may
it please your worships to grant all such other and
further relief in the premises as may be consistent with
the principles of this court - and to award all such costs
as may be necessary and proper - in the premises

Stay for plaintiff -

Barutt,

vs

Barutt }

Answer

The Joint answer of Wm. Thomas, Elizabeth, John, Martha
Virginia, and Mills Barutt infants, under the age of twenty
one years by Nathaniel P. Young their Guardian ad litem —
That a bill exhibited against them in the county
court of Schenck sitting in chancery by Elizabeth
Barutt — These Respondents by their said Guardian, for
answer to the said bill say, that they are infants under
the age of twenty one years and for the protection of
their rights, they by leave to place themselves under the control
of this court, and hence they pray to be disimised with their
reasonable costs in this behalf expended —

Barnett
against } Copy Drew
Barnett's heirs

At a Court held for the County of Isle of Wight 2nd January 1843

Elizabeth Baner

Widow of Alfred Baner

against

Wm Thomas Baner and others

by N. P. Young their Guat. ad litem

In Chancery

on Motion of the Plffs by atts N. P. Young is appointed Guat. ad litem to the infant defendants and This day this Cause came on to be heard on the bill answer and exhibits filed and was argued by Counsel on consideration whereof the Court doth adjudge order and decree that Thomas Bace, Morris Clements, David Roberts and Meacham Pearce or any three of them taking to their assistance the Surveyor of the County if necessary do after notice to the Guat. ad litem of the Children proceed to allot and set aside down to Elizabeth Baner Widow of Alfred Baner in the land of her late husband, and that they make report to this Court in order to a final decree - liberty is reserved to the infant defendants to shew Cause against this decree within twelve months after they shall arrive to the age of twenty one years

Costs - Atts of 10 -

dk of 5 -

Attest
J. P. Mills D. C.

By Virtue of the above decree directed to us (and after viewing) The Jurors do make the following report (and have assigned and set apart the following tract or parcel of land as the widows dower commencing at a ^{known} place North west thence a line of marked trees south ^{East} to a pine on Lucy Stephens ^{line} at a branch thence down said branch to the Swamp thence down said Swamp to a branch adjoining Miteham Diers line thence up said branch and marked trees to the first station; ^{80 acres more or less} all of which is submitted to your Honourable body.

Wm Clements

By Hall

Meacham Pearce

Elizabeth Barute
Against } Dec
Wm Thomas Barute }
& others by Nathl D
Young their guardian
ad litem

Jan'y 2nd 1843

Bills & answers filed &c
and entry decreed

Feb'y Term 1843 report
returned & filed for
exceptions

1845 Feb'y 3rd
final Decree.

copy & entered

Elyalthe Barute
Widow of Alfred Barute }
Against }
Wm Thomas Barute }
& other by Nathl. P. Young }
Their Guardian ad litem }

In Chancery.

One int. of the Off. by atty. N. P. Young is ap. & go. ^{ad litem} to the infant Defs:
and This day this cause came on to be heard on
the bill answer and exhibits filed and was
argued by counsel on consideration whereof the
court doth adjudge order and decree that Thomas
Hall Murray Clements, David Roby, & Maccham
Pearce ^{or any three of them} taking to their assistance the Surveyor of the
county if necessary do after notice to the Guardian
ad litem of the children proceed to allot and set
aside dower to Elyalthe Barute widow of Alfred
Barute in the lands of her late husband, and
that they make report to this court in order to
a final decree — Liberty is reserved to the infant-
dependants to shew cause against this decree within
twelve Months after they shall arrive to the age
of twenty one years —