1866-028 Chancery Causes. Caroline E. Delk, admx of Wiley J. Delk vs Oceana Delk, Joseph B. Delk + Cordelia Delk, by + c.

Isle of Wight County

Killby p.q.

Caroline E. Delk &c

v. } Bill

Oceana Delk &al

1859

Nov. 7th. Bill &c. filed

Finch: decree.

July 2nd. 1860.

final decree.

J. of W. Co Ct.

Oceana Delk, Jos. B. Delk and Cordelia Delk, all of whom are infants, may be made Defendants hereto, & that some proper person may be appointed to defend them, and that your Complainants part of said moneys as aforesaid may be shipped to her & the Balance shipped to said Defendants.

And &c

John R Kilby S.C.

The joint and separate answer of Oceana Delk, Jos. B. Delk and Cordelia Delk infants, by N.P. Young their guardian ad litem to the foregoing Bill

These Respondents say that the facts set forth in said bill are true so far as they know, but being infants they submit their interests to the Court, and pray that no decree may be made inconsistent with their rights shipped.

N. P. Young
Gdn. ad litem

To the Worshipful Court of Isle of Wight County, in Chancery sitting — Complaining shew unto the Court your Complainant Caroline E. Delk in her own right and as adm't. of Wiley J. Delk dec'd. — Your Complainant represents to the Court that her husband Wiley J. Delk died on the day of October 1853, Intestate leaving as his heirs at Law, his widow (your Complainant) and three children Oceana, Joseph B, and Cordelia Delk, all of which said children are under twenty one years of age.

That your Complainant duly qualified as administratrix in the County Court of said County of said Wiley J. Delk dec'd. and took charge of the Intestate's Estate and has proceeded to administer the same, and the negros are now no longer necessary to be retained for the payment of debts, and she is now willing (and) desires to surrender the same for division, and she prays the Court to set apart and assign to her her portion thereof, to wit: one third for life, and to assign the Balance to the said children — which negros are Tom, Jacob Jr. Ephraim, Cherry, Minerva, Isabella Charles, Harkless, Oscar, & Danny & Jacob sen'r.

In consideration whereof and as this Court has power to grant the relief desired — To the end therefore Your Complainant prays that

6. E. Delk &c

vs Comm

Delk &c 3 Reports

In obedience to the Order
Annexed, We the Undersigned Commissioners appointed Therein have Proceed
to Value the Slaves of W. J. Dill Esq.
as set forth in said Order, And Place
the Same at the Sum of $1020.00 ——
Exp the Sum of 150 $ to Reuben Clarman
Jacob, And have assigned to
Mrs. Caroline E. Dill for life the Following
Slaves to Wit, Boy Jacob at $300.00
Woman Cherry —— $500.00
Woman Fanny —— $100.00
And Boy Hartello — at 600.00
Making the Sum of —— $3500.00
Making the Sum $150.00 over one third
in Valuation And the Said Caroline
E. Dill is to pay the Sum of $7— dollars
Yearly being the Yearly Interest on the
$150 over and above the third in the
Said Slaves, which Amount Yearly the
Will account for as Guardian to the Children
And the other Slaves mentioned
in Said Order, And not Named in
this Report, are assigned to the Infant
Defendants in Said Order,
All of which is most Respectfully
Submitted (as the best we can do)
Given under our Hands this the 27th
day of December 1859.

A. G. Moody
A. F. Carroll
Joseph A. Stallings

Delk

v

Delk

1855

Nov. Ct

Decree

To be entered

Wm. H. Cooper

Caroline E. Delk in her own right and as admx of Wiley J. Delk dec'd.

vs.

Oceana Delk, Jno. B. Delk & Cordelia Delk, infants

On motion of the plaintiff, N.O. Young is appointed guardian ad litem to the Infant defendants, and the Compl't. by consent of parties filed her bill and the Defendants their answer, and the cause by like consent came on to be heard on the Bill & answer aforesaid replication & said answer, and was argued by Counsel. On consideration whereof the Court doth adjudge, order & decree that Albert G. Moody, Algernon S. Carole, Jno. A. Mallory & Junius O. Cofer, who are hereby appointed Comrs. for that purpose, any three of whom may act, proceed to assign to the plaintiff for life, one third in value of the slaves of Wiley J. Delk dec'd, to wit. Jno. Jacob, Ephraim, Chany, Minerva, Isabella, Charles, Starkey, Oscar, Danny & Jacob Jr. and any others whose names may be omitted if any; and the other two thirds assign to the Infant Defendants, without further revision at this time make report to Court.

C. E. Delk. &c
vs. Copy. Deed
Delks. &c
Filed July 6. 1860.

Caroline E Delk
vs. Petition.
Delks. &c.

At a Comty Court held for Isle of Wight Comty — On the 7th. day of November 1859 — Carolina E. Delk in her own right, & as admtx. of Wiley J. Delk decd. Plffs:

against

Oceanna Delk, Joseph B. Delk & Cordelia Delk, infants . . . . . Defts:

On Motion of the plaintiff, N. P. Young is appointed guardian ad litem to the infant defendants, and the Complainant by consent of parties filed their Bill — & the defendants their answer, and the cause by like consent — came on to be heard on the Bill & answer aforesaid replication to said Answer, And was argued by Counsel; On consideration, whereof, the Court doth adjudge order & decree that Albert G. Moody Algernon F. Carrole, Jos. A. Stallings & Francis O. Cofer who are hereby appointed Commissioners for that purpose, any three of whom may act, proceed to assign to the plaintiff for life — one third in value of the slaves of Wiley J. Delk decd. to wits. Tom, Jacob Jr. Ephraim, Harriet & Robert & Peter Chany, Minerva, Isabella, Charles, Harkless, Oscar, Fanny & Jacob &c. and any others whose names may be omitted (if any). and the other two third assign to the infant defendants, without further revision at this time. and make report to Court.

Adjourn

Teste. J. C. Latimer D.C.

Erased — Ephraim & Inserted, Harriet & Robert & Peter — 4 —

Delk &c

v

Delk

Final Decree

1866

Issue Court

To be entered

Delk &
vs
Delk &.

This cause came on this day to be again heard on the papers formerly read and on the report of Comr. A. G. Moody, A. H. Carroll & Joseph A. Stalling made pursuant to the decree of the 7th of Nov. 1859, to which report there is no exception, and was argued by Counsel: On Consideration whereof the Court doth Confirm the said Report and doth adjudge order and decree that the said Report be confirmed and that Caroline E. Delk pay the sum of Nine dollars annually, from the 27th of Dec. 1859 to the defendants in this cause and that the costs be paid as follows; one third by the plt: and two thirds by the defts: and that all proceedings had in this cause be confirmed & made final and binding between the parties —