

1871-004

Chancery Causes:

Joseph Pruden + wt VS George Silas Murphy, Joseph Henry Murphy v
Isle of Wight County

Daniel Murphy.

other surnames: Murphree

George Henry Murphy, Esq. Henry Murphy &
 Daniel Murphy, of the County of Essex,
 do hereby certify that the within and
 above named persons are and have been
 duly and lawfully appointed and sworn
 as assessors for the County of Essex, and
 qualified to assess the same, and by the order
 of the Honorable Court, Commissioners may
 be authorized to make partition of said land
 and things there included in said partition
 among the heirs of the said of said
 estate, and upon completion will return
 a report.

H. Murphy & Co.

Charles
 W. H. H.
 Henry
 H. H.

The Honorable Court

Esq. 3rd 1846. Will do

full & truly. done.

Aug. 7. 1841 A. H.

& John A.

Prayer
Wife.
or
Prayer
Wife.

The
Prayer -

Prayer Service -

ad telerum

Pruden
vs.
Murphy
& others

In
Chancery

Report
of
Commissioners of Partition

as described in said Plat and marked No. "2".
They assigned to Daniel Murphy the "Red Tract" of
Sixty five acres and Sixty seven and a half acres
cut off from the "Morrison Tract" adjacent to the "Red
Tract" making in all one hundred and thirty two
and a half acres, bounded as described in said
Plat and marked No. "3". They assigned to George
Lilas Murphy the Balance of the said "Morrison
Tract" containing one hundred & thirty two and a
half acres bounded as described in said Plat
and marked No. "4". All of which, is respectfully
submitted.

Signed

Isaac A. Parker
Jas P. Jordan
John W. Chapman
J. H. Chapman

The undersigned three of the Commissioners of Partition under the annexed Decree of the County Court of Isle of Wight of February Term 1866 in the chancery suit between Joseph Puden & Rebecca his wife as Plaintiffs and Daniel Murphy and others Defendant respectively report to the Court that they have in pursuance of said Decree divided the land where of Michael Murphy died seized in the county of Isle of Wight with the exception of that assigned his widow as dower into four equal parts having regard to quantity & quality and assigned one of said parts to Rebecca Puden, George Silas Murphy, Joseph Henry Murphy & Daniel Murphy the heirs at law of Michael Murphy. That in order to execute said Decree your commissioners found it necessary to employ William S. Harden, the county Surveyor to lay off the respective shares of said parties by notes and bounds as directed by said Decree. And they herewith return as a part of this report the said surveyor's Plat and field notes of said survey of said land, showing the boundaries of the portions allotted to said parties.

Your Commissioners have assigned to Rebecca Puden the dwelling house and the forty-one and one half acres adjacent thereto bounded as described in said Surveyor's Plat marked No. 1. They have assigned to Joseph Henry Murphy the tract of one hundred eight and a half acres (balanced the 150 acre Tract) lying adjacent to the Tract assigned Rebecca Puden, bounded

To The Commissioners appointed by the County Court of
Isle of Wight Co. to divide the Real estate of
Michael Murphy decd, among his heirs, or rather
his four children —

Now I have according to your instruction divided
the 150 acres into two parts, with the houses and
 $4\frac{1}{2}$ acres to one share & $108\frac{1}{2}$ acres to the other
share — The dividing line, commencing at a Stob
on the path, passing within a few feet of the Barn
and then by the Corner of the Smoke House, & then
by two or three small Sweet Gum, & several pines —
terminating at a small Hickory on the back line
in an old fence row — The said dividing line
runs $N 15^{\circ} E$ —

To the 65 acres, called the Red Tract, I have
added $67\frac{1}{2}$ acres from the Morrison Tract
which contains two hundred — Making the Red
tract $132\frac{1}{2}$ acres & leaving in the Morrison
Tract $132\frac{1}{2}$ acres; the two being equally divided
into two equal parts of $132\frac{1}{2}$ acres each

The dividing line commencing at a pine where
where both of the above Tracts of land corner on
the East, and running $N 83^{\circ} W$ to Powell's old
Pond — Terminating at a large Cypress — all
of the Morrison tract of land has been surveyed, as
the plot will show, South of the Public Road

Surveyors Fee \$30.⁰⁰

Wm. H. Dawson L.S.


Field notes of a portion of the Morrison Tract of
Land belonging to the heirs of M. Murphy and
surveyed to cut off sixty one $\frac{1}{2}$ acres to join with
the Red tract to make 132 $\frac{1}{2}$ acres = the
half of the Morrison tract + The Red Tract
Commencing at a pin at N W corner

1	N	25 $\frac{1}{2}$	N	5.00 = 2.50	to a Hickory	
2	N	19	N	0.00 = 3.00	" " Pine	
3	N	21	N	3.32 = 1.82	" " Pine	
4	N	25	N	7.40 = 3.90	off Invisible	
5	N	22	N	8.00 = 4.00	head Pine	
6	N	28	N	7.15 = 3.85	off	
7	N	25 $\frac{1}{2}$	N	8.00 = 4.00	Large Pine near the Road	
8	N	25	N	2.00 = 1.00	to Centre of Road	
9	N	72	N	9.25 = 4.75	The Road	
10	N	84	N	8.25 = 4.25	" "	
11	S	87	N	14.00 = 7.00	" "	
12	N	84	N	4.44 = 2.44	To Corner in Road	
13	S	28	E	0.00 = 3.00	Red oak	
14	S	26	E	9.00 = 4.50	Corner Pine	
15	S	78	N	14.25 = 7.25	off	
16	S	87	N	3.25 = 1.75	Line Pine	
17	S	74	N	5.25 = 2.75	White oak [Tree	
18	S	79	N	2.00 = 1.00	Corner Pine last marker	
19	S	34	N	5.00 = 2.50	Down the branch in Pond	
20	S	10	N	5.00 = 2.50	off to branch	2.00
21	S	38	N	0.00 = 3.00	off " "	4.00
22	S	7	N	0.68 = 3.68	off to Pond	5.00
23	S	13	N	7.00 = 3.50	off to the old Pond	0.00
24	S	27	N	4.25 = 2.25	up the branch from old Pond	
25	S	8	N	9.20 = 4.70	off to branch	.15
26	S	25	N	0.34 = 3.34	" " "	.20
27	S	9	E	5.00 = 2.50	" " "	10
28	S	15	E	4.10 = 2.10	" " "	
29	S	11	E	5.34 = 2.84	" " "	1.00
30	S	32	E	0.15 = 3.15	" " "	1.00

✓31	S 83	E	5.25 =	2.75	off to branch	ok	4.00
✓32	S 70	E	4.40 =	2.40	" "		3.00
✓33	N 40	E	4.00 =	2.00	" "		4.00
✓34	N 73	E	9.00 =	4.50	" "		3.00
✓35	—	E	3.25 =	1.75	" "		—
✓36	S 78	E	4.25 =	2.25	" "		4.00
✓37	S 30	E	6.15 =	3.15	" "		2.00
✓38	S 80	E	3.25 =	1.75	" "		2.00
✓39	S 83	E	3.25 =	1.75	" "		4.00
✓40	S 78	E	3.25 =	1.75	" "		4.00
✓41	N 75	E	8.10 =	4.10	To pin at head of dump		

42

43

44

Field notes of a tract of Land in Sale
of Wright Co. belonging to the heirs of Michael
Murphy known as Sea Hall - Commencing
at a large White Oak near the gate -

Station	Bearing	2 nd to 4 th lts	Remarks
1	N 67 E	10.00 x 5.00	The swamp
2	N 82 E	5.00 x 3.00	off. Tree invisible
3	S 83 E	5.20 x 3.20	Line Pine
4	N 57 E	3.32 x 1.82	" "
5	N 71 E	5.35 x 3.35	" "
6	N 55 E	5.00 x 2.50	off. Tree invisible
7	N 29 E	4.25 x 2.25	Line Pine
8	N 53 E	2.15 x 1.15	" "
9	N 43 E	7.27 x 3.77	Corn Lowwood in Chapman
10	N 31 W	2.32 x 1.32	Line Pine
11	N 27 W	7.33 x 3.83	off. Tree invisible
12	N 32 W	5.35 x 2.85	Line Pine
13	N 23 W	5.32 x 2.82	off. Tree invisible
14	N 39 W	4.40 x 2.40	Line Pine
15	N 31 W	5.25 x 2.75	" "
16	N 36 W	8.10 x 4.10	" "
17	N 38 W	4.20 x 2.20	Corn Pine in Chapman
18	S 64 W	4.25 x 2.25	off. Tree invisible
19	S 73 W	5.00 x 2.25	" " "
20	S 69 W	5.00 x 3.00	Pine side the fence
21	S 58 W	5.00 x 3.00	off. Tree invisible
22	S 72 W	8.00 x 4.00	" " "
23	S 76 W	11.00 x 5.50	Possumon Stump in field
24	S 24 E	15.00 x 7.50	Stopping Possumon in field
25	S 30 E	13.00 x 6.50	The head of a branch
26	S 29 W	4.04 x 2.14	Down the branch off to the right 1.00
27	S 4 W	4.30 x 2.30	" " " " 1.50
28	S 20 E	16.25 x 8.75	To Starting point, N. C.

Field notes of a track of land belonging to the
 heirs of _____ situated south
 of the home tract it being the tract the said
 _____ purchased of
 _____ commencing at a B. Gun near the swamp

100 ft. in 100 ft. in
 100 ft. in 100 ft. in
 100 ft. in 100 ft. in
 100 ft. in 100 ft. in

1801	N	8.33	4.33	off to the Swamp to the Right	1.00
2	—	N	5.00	To Red Oak line tree	
3570	N	5.00	12.50	off. Tree invisible	
4572	N	4.25	2.25	" " "	
5574	N	3.00	1.50	To Haywood	
5577	N	4.15	2.15	" Hickory	
7885	N	5.00	13.00	off. Tree invisible	
8571	N	19.30	19.80	" " "	
9857	N	17.14	18.04	Red Oak line tree	
10869	N	4.00	12.00	" " "	
11868	N	5.00	12.50	off Tree invisible	
12872	N	9.00	14.50	" " "	
13874	N	9.00	14.50	" " "	
14879	N	7.12	13.62	Large Red Oak	
15875	N	3.00	1.50	" " "	
16871	N	9.42	14.92	Corn Post Oak on	
1783	N	2.25	11.25	Large Pine	
1853	E	5.25	12.25	off Tree invisible	
195	—	5.25	13.25	Line Pine	
2081	E	4.35	12.35	" " "	
2182	N	5.30	12.80	" " "	
2282	E	2.40	11.40	White Oak	
2388	E	5.25	13.25	Pine	
2487	E	4.20	12.20	off Tree invisible	
255	—	7.25	13.75	To Corn in Path	
26237	E	7.00	14.50	The path	
27255	E	5.40	12.90	" " "	
28269	E	7.00	13.50	" " "	

Stations Bearings Dist. in Dist. in
2nd to the 4th hole.

29	N 84 E	5.00	13.00	The path —	
30	S 82 E	7.00	14.50	" "	
31	S 56 E	5.25	13.25	" "	
32	S 54 E	5.25	12.75	" "	
33	S 33 E	7.00	13.50	" "	
34	S 27 E	5.00	12.50	" "	
35	S 58 E	4.00	12.00	" "	
36	S 43 E	4.00	12.00	" "	
37	S 21 E	3.00	11.50	" "	
38	S 45 E	2.25	11.25	To angle in path	
39	N 39 E	3.00	11.50	The path	
40	N 54 E	5.00	13.00	" "	
41	N 57 E	5.00	12.50	" "	
42	S 81 E	7.00	13.50	To the Swamp (an angle)	
43	N 12 E	3.40	11.90	Down the Swamp	
44	N 45 W	3.00	11.50	" "	
45	N 59 W	5.00	12.50	" "	
46	N 29 W	4.00	12.00	" "	
47	N 12 W	5.00	12.50	" "	
48	N 8 E	4.00	12.00	" "	
49	N 16 E	7.10	13.50	off to the left to the Swamp	1.00
50	N 35 E	5.40	13.40	" "	1.50
51	N 21 E	4.00	12.00	off to the right to Swamp	1.50
52	N 57 E	5.25	13.25	" "	2.00
53	N 83 E	7.00	13.50	" "	1.00
54	N 13 E	4.00	12.00	" "	1.00
55	N 15 E	6.00	13.00	" "	1.00
56	N 10 W	4.25	12.25	" "	1.00
57	N 70 E	8.25	14.25	" "	2.00
58	N 85 E	6.25	13.25	" "	1.50
59	N 82 E	6.00	13.00	" "	1.00
60	N 56 E	4.15	12.15	" "	1.00
61	N 8 E	4.40	12.40	" "	1.50
62	N 40 E	7.28	13.78	" "	1.00
63	N 13 W	7.00	13.50	" "	1.00
64	N 15 W	7.00	13.50	" "	1.50
65	N 13 W	5.35	13.35	To the starting point —	

The widow of said intestate is to divide into
 four equal parts, having regard to quanti-
 ty & quality & assign one of said parts respec-
 tively to Rebecca Puder, George Silas
 Murphy, ^{Joseph H. Murphy} & Daniel Murphy, making off the
 same by meter & bounds & make report to court of
 their proceedings under this decree.

Recorded
 in the
 Clerk's Office
 of the
 County of
 Albany
 18th Feb.

Joseph Puder
 Atty General 1836
 To be entered

W. H. Carey

Entered

Joseph Prudden & Rebecca his wife - Plffs

vs

George Silas Murphy, Joseph Henry Murphy & Daniel Murphy, infants & minors of } Plffs
Mike Murphy by J. P. Young guardian ad litem

This day came the Plffs & filed their bill & on their motion J. P. Young is assigned guardian ad litem to the infant defendants George Silas Murphy, Joseph Henry Murphy & Daniel Murphy to defend their interests in this suit, & thereupon the said guardian ad litem filed the answers of said infant defendants to the bill of the Plaintiffs, to which answers the Plaintiffs replied generally, & the cause coming on to be heard on the bill, the said answers general replications thereto & exhibits, was argued by counsel; on consideration whereof the court doth adjudge, order & decree that S. Thomas Prudden, John W. Chapman, Isaac A. Parker, & Isaac A. Chapman, who are hereby appointed special commissioners for that purpose any three of whom may act & proceed to lay off & divide the real estate in these proceedings mentioned on hereof Mike Murphy died seized & possessed in the county of Isle of Wight containing by estimation 33 1/2 acres on Bea Hill adjacent to the lands of John W. Chapman, three of the devices of Wm. Prudden of Melis Lodmunt &c. (except so much thereof as may be assigned

Pruden wife
vs: J. Br. Deere
(Murphy) Adm.

In The County Court of Isle of Wight County, Virg: 5th 1866.
Joseph Pruden and Rebecca his wife Plffs.
against
George Silas Murphy, Joseph Henry Murphy and
Daniel Murphy, infants of Michael Murphy and ³ Defs.

On this day came the plaintiffs and filed their bill, and on their
motioned N. P. Young is assigned Guardian ad litem to the
infant defendants, George Silas Murphy, Joseph Henry Murphy
and Daniel Murphy to defend their interests in this suit: and
thereupon, the said guardian ad litem filed the answers of the
said infant defendants to the Bill of the plaintiffs, to which answers
the plaintiffs replied generally. And the case coming on to be
heard on the Bill, the said answers & general replication there-
to, and exhibits, was argued by counsel: On consideration whereof,
the Court doth adjudge, Order and decree that James F.
Jordan, John W. Chapman, Jesse A. Parker and James A.
Chapman, who are hereby appointed Special Commissioners for
that purpose, and three of whom may act, proceed to lay off
and divide the real estate in these proceedings mentioned,
whereof Mike Murphy died seized and possessed, in the County of
Isle of Wight, containing by estimation 336 Acres, on Pea Hill,
adjacent to the lands of John W. Chapman, those of the ~~lands~~ devises
of William Green and of Willis Godwin (except so much thereof as
may be assigned the widow of said intestate as dower) into four equal
parts, ^{having regard to quantity & quality, and assign one of said parts} respectively, to Rebecca Pruden, George Silas Murphy, Joseph
Henry Murphy and Daniel Murphy, Marking off the same by Meets
and bounds, and Make Report to Court of their proceedings under
this decree; —

W. C. C. C.

Fide.

N. P. Young Clerk.

Poulsen
vs.
Murphy
Hals. } In
Chancery

Rough Decree

August Term
1871

To be entered
in Record

Ent'd

Joseph Puden and Rebecca his wife Plaintiffs
against { In Chancery
George Silas Murphy, Joseph Henry Murphy and
Daniel Murphy, infants of Michael Murphy decd. { Defs.

This cause this day came on to be again heard on the report of John H. Chapman, James T. Gordon, and Saml Chapman three of the Commissioners of partition under a Decree herein of February Term 1866 and was argued by counsel on consideration whereof the Court confirming said Decree to which no exceptions were filed doth adjudge, order and decree that the parties to this suit hold the respective portions of Land assigned them by said report absolutely and in fee simple and be perpetually bound by said report and that said Rebecca Puden, George Silas Murphy, Joseph Henry Murphy and Daniel Murphy contribute equally to the cost of this suit inclusive of the fee of William T. Gordon, the County Surrogate for his Survey made at the instance of the aforesaid Commissioners and of an Attorneys fee to C. B. Hayden, for his services in this cause, & that this cause be removed from the Docket

I hereby authorize C B Hayden to institute
proceedings in the County Court of Isle of Wight
for the division of the land belonging to the
estate of Mike Murphy among the heirs at
law of said Murphy of which my wife
Rebecca is one, and if said lands cannot be
divided without injury to the heirs then to have
the same sold for a division -

Nov 15th 1865 -
Teste

J. O. Thomas

Signed Joseph Prudden

I, *Joseph Pruden* — solemnly swear that I will support the Constitution of the United States, and the laws made in pursuance thereof, as the supreme law of the land, any thing in the Constitution and Laws of the State of Virginia, or in the Ordinance of the Convention which assembled at Richmond on the 13th February, 1861, to the contrary notwithstanding, and that I will uphold and defend the Government of Virginia, as vindicated and restored by the Convention which assembled at Wheeling, on the 11th day of June, 1861.

Signed, —

Joseph Pruden



Sworn and subscribed to before me, a Justice of the Peace for the County of *Islip West* in the State of Virginia, this — *4* day of *June*

1861.

J. P. Jordan J. P.