

1809-013

SOUTHAMPTON COUNTY
CHANCERY PAPERS

DARDEN

VS.

DARDEN'S ADMR & al

7/1809

Other surnames: Gardner, Lee
Glover

Darius Bell
Darius

May 22 1808 Inj dnr

July 20 1809 Rep rps
Final dnr

11
28
66
22
286

To the Honorable Court of South Carolina in
Chancery sitting at Charleston
Sheweth unto your worship your orator David
Darden that Robert Darden departed this life
sometime in the year 1804 intestate leaving
negroes to which your orator with Joshua
Gardner and Peggy his wife late Peggy
Darden, Patsy Darden, and Julia Glover
Robert Glover John Glover and Henry
Glover the children of John Glover and
Polly his wife late Darden and
Jesse Darden child of Patsy Darden
are equally entitled
to your orator further represents that he
received from the said Robert Darden
a negro boy in his life time by way
of advancement which he is willing
to throw into hotch potch for the
purpose of having

and that the said Robert in his last will
gave to the said John Glover and Polly
his wife a negro girl whose valuation

is also to be taken into consideration
and deducted from the portion which
the children of said Polly may be
entitled to. and that also Patsy Wardens
received in the lifetime of said Robert
feather bed and furniture by way of
advancement which is to be taken
from that portion to which the said
Jesse Warden may be entitled. your
nephew further represents that Carr
Warden has qualified as executor
upon the estate of the said Robert
Warden and that he the said Carr
Warden with the above named
parties are praying to be considered
defendants heirs and your worship
with other magistrates that your worship
be a Commissioner

and the ten negroes of which
the said Robert did dispose in
the following manner among

your Complacence and the above gifts
~~in the following manner~~ that they assign
to your estate one fifth to Joshua Warden
and his wife Peggy one fifth to Patsy Warden
one fifth to Julia, John, Robert, and Henry
children of John and Polly Glover one fifth
and to Jesse ~~Wardens~~ one fifth and your
estate more for general relief &c

The Answer of Carr Warden. Joshua
Warden and his wife Peggy late Peggy Warden
Patsy Warden by her next friend John Lee
Julia, Robert, John and Henry Glover children
of John Glover and Polly his wife late Polly
Warden by their next friend John Lee
and Jesse Warden an infant child of Patsy
Warden by his next friend John Lee
These respondents severing and reserving to
themselves every benefit of exemption to all
in said bill and
for answer thereto say

to submit to such decree as this worshipful
Court may think proper to pronounce
and they pray to be heard disposed &c

Order for the divisions
of the negroes —

Southampton December Court 1808

David Darden ————— Compl

Against

Can Darden adv Robert Darden decd of
Joshua Gardner and Peggy his wife Patsy
Darden by her next friend Ino See Julia
Robert, Ino and Henry Glover children of
Ino Glover & Polly his wife late Polly
Darden by their next friend Ino See
and Ise Darden and infant child of
Patsy Darden by ~~Ino See~~ his next friend Compts

This day this cause was docketed by Consent
Heard on the bill an answer on consideration whereof
it is decreed and ordered that Peter Moore & Eliezer Gardner
Josiah Munday & James Harrison or any three of them
divide ten negroes where of Robert Darden died possessed
having regard to one which was received by the complainant
of the said Robert. (and which he is willing to throw into
hotch pot) by way of advancement, having regard also
to ^{the value of} one negro girl which the said Robert gave to Ino
Glover and wife by way of advancement which is to be
deducted from the portion of the children of said Polly
(which two negroes are included in the above number
ten) also having regard to ^{the value of} one feather bed furniture
which was given by ^{the} Robert to Patsy Darden which
is also to be taken from that portion of which the said

Jesse Darden may be entitled to. and assign One fifth
to the Compt One fifth to Joshua Gardner and his
wife Peggy 1/5 to ~~Patsy~~ Darden With the reservation of
valuation of the land. 1/5 to Patsy Darden 1/5 to Julia
Jno, Robert, & Henry Glover children of Bro Glover & Polly
his wife having regard to the valuation of the negro
girl by this mother rec'd in advancement- And make
Report in order to a final decree

Sam Keels

Order for the division
of the negroes —

David Darden

Common

Report

vs

Robt. Dardens Heirs.

July '09. Returns & final
Receivd.

Pursuant to an order of the county court of Southampton; a copy of which is hereto annexed; we Peter Moore, Philbrook Gardner and Josiah Murdaugh; three of the commissioners in the said order mentioned, have allotted and assigned to Honor Darden, the widow of Robert Darden deceased, her dower in the slaves mentioned in the said order; and have divided the balance of the said slaves equally amongst the Heirs - as by the said order we are directed agreeable to the following Valuations & statements (W^m B)

Valuation of all the slaves

Man Ned	£100. 0. 0
Woman Edith	45. 0. 0
Girl Hannah	25. 0. 0
D ^r Pelah	35. 0. 0
Woman Beik and her child / Patc	90. 0. 0
Boys: Morris	50. 0. 0
Man Caesar	45. 0. 0
Boys: Caesar	50. 0. 0
Boy: Sam. (given in advancement to David Darden)	60. 0. 0
Girl: Cherry (given in advancement to J ⁿ . Glovers wife)	60. 0. 0
whole value of slaves	£560. 0. 0
Value of the widows dower	£186. 13. 4

To which we have allotted her

Man Ned	£100. 0. 0
Woman Edith	45. 0. 0
Girl Hannah	25. 0. 0
Amounting to	£170. 0. 0 which

tho. short of the value of her dower, as above stated, she is satisfied and consents to take in lieu of it.

The whole value of slaves as above £560. 0. 0
deduct the value of those allotted to the widow 170. 0. 0
Leaves the distributable amount
of slaves to be £390. 0. 0

Distributable amount brought over ... £390.0.0
 to which is to be added, the value of
 1 Bed. given in advancem^t. to Elizabeth Darden £4.13.0
 1 Do. given in advancem^t. to Joshua Gardner ... 4.16.0
 1 Do. & pewter, given to J^r. Glover ... 5.2.0
 Whole amo^t. to be distributed amongst ... £404.18.0
 making each distributive share to be ... £80.18.24

For which we have allotted to

David Darden

1 Negro boy Sam. given in advancem^t. £60.0.0
 1 Do. girl Cilah ... 35.0.0
 95.0.0

On his paying to the children of J^r. Glover
 and Polly his wife ... 14.1.9 1/4 £80.18.24

Joshua Gardner & his wife Peggy

1 Negro Beck Child Cate ... £40.0.0
 1 Bed. given in advancem^t. ... 4.16.0
 94.16.0

On his paying to Patsy Darden ... 13.17.9 1/4 £80.18.24

Jepp Darden

1 Negro Man Caesar ... £45.0.0
 1 Do. Boy Caesar ... 50.0.0
 1 Bed (given his mother in advancem^t) 4.13.0
 99.13.0

On his paying to John Glover children £1.14.1 1/2
 & to Patsy Darden 57.0.4 1/2 13.14.9 £80.18.3

Patsy Darden

1 Negro Boy Moses ... £50.0.0
 a claim on Joshua Gardner ... 13.17.9 1/4
 & on Jepp Darden ... 17.0.4 1/2 £80.18.24

And to Julia. John. Robert. & Henry Glover
 children of John Glover and Polly his wife
 we have allotted

1 Negro Girl Cherry Given in advancem^t £60.0.0
 1 Bed & pewter (also given in advancem^t) ... 5.2.0
 a claim on David Darden for ... 14.1.9 1/4
 & on Jepp Darden for ... 1.14.4 1/2 £80.18.24

Your commissioners beg leave further to state, that
 whereas the above named Jepp Darden has to pay agree-
 -able to the foregoing distributions the sum of £13.14.9. and
 agreeable to a report made to your worship sometime since, of
 the distribution of the Land of this decedent. the further
 sum of £25. which two sums the said orphan has no
 means of paying but by the sale of one of the Negroes
 above allotted to him, and whereas the Negro Man Caesar
 is far advanced in years and will therefore be of less value
 every year to come. Your commissioners have thought
 proper to advise that the said Negro man Caesar be sold
 on a credit of Six Months for the purpose of raising
 the aforesaid sums of money and for the use of the said
 orphan. and that in consequence of this our advice, Sam
 Darden (as next friend to said orphan) hath proceeded to
 sell the said Negro man Caesar at public sale, and
 that he sold for the sum of £45.3.0 on a
 credit of Six months as aforesaid - which we
 respectfully submit with the rest of our proceedings
 herein to the county court aforesaid - Given under our
 hands this 20th day of March 1809.

Peter ^{his} More
 Clerk
 E. Gardner
 Josiah Mordan & Co