

1814-082

SOUTHAMPTON COUNTY  
CHANCERY PAPERS

WORRELL & al VS. WORRELL'S EXTOR & al

3/1814

other surnames,  
Barrett

36

To the worshipful Court of Southampton County in Chancery sitting  
Humbly complaining <sup>shew unto your worships</sup> your orator Mary Morrell, widow and relict of  
Benjamin Morrell dec<sup>d</sup> and Nancy Morrell an infant daughter of the  
said Benjamin Morrell dec<sup>d</sup> by the said Mary Morrell her guardian  
& next friend, that on the day of the said Benjamin  
Morrell departed this life in the said County of South. having first  
duly made and published his last will and testament in writing  
and that at a Court held for the said County on the day of  
a certain Lewis Morrell an Ex<sup>r</sup> named in the said  
will qualified thereof and took upon himself the burden of  
executing the same - that the said Benjamin Morrell left a  
widow, your orator Mary Morrell and six children, to wit,  
~~Sally Morrell~~, your orator Nancy Morrell, Sally Morrell, Julia  
Morrell, who has since intermarried with Elijah Morrell, Rhoda Morrell  
who has since intermarried with Ipe Barrett, Benjamin Morrell, who  
is now an infant under the age of twenty one years, and Patsy Morrell  
who died on the day of 1813, during her infancy, without issue  
before her arrival to the age when infants may bequeath personal  
estate - that among the devises & bequests in the said will contained, are  
the following - In premis - "I lend unto my beloved wife Mary Morrell  
during her natural life or widowhood the land / plantation whereon  
I now live containing by estimation 130 acres more or less - Also I lend  
unto my said wife one negro man Allen J. ~~Lo~~ I give & bequeath  
unto my five daughters Sally, Julia, Rhoda, Nancy & Patsy Morrells my  
negro woman Chang and her three children, namely, Selvey, Wallis and  
Rose to be equally divided ~~between~~ between my said daughters  
when my youngest daughter Patsy Morrell arrives to the age of eighteen  
years, the said negroes & then increase to them & their heirs forever"

all which will fully appear by an attested copy of the said last  
will testament hereto annexed & to which your worship are referred  
as a part of this bill - Your orators here beg leave to state to  
your worship that the aforesaid negro man Allen bequeathed  
to the said Mary, Norrell for life is dead - that the said Lewis  
Norrell Esq. as aforesaid has administered the Estate of the said  
Benjamin Norrell dec'd so far as to ascertain that none of the  
negroes need be sold for the payment of the debts - in that  
your orator ~~is~~ Nancy is now entitled to her 1/5<sup>th</sup> part of  
the said slaves bequeathed to the testator's daughters as aforesaid  
your orators Mary & Nancy  
and to ~~the~~ proportionable parts of the slaves to which the said Peter  
Norrell died entitled - Now that the same cannot be reduced  
into possession without the aid of <sup>a bill of</sup> Equity - to the end therefore that  
the said Lewis Norrell Esq. as aforesaid, the said Sally Norrell, the  
said Elijah Norrell and ~~Rhoda~~ <sup>Julia</sup> his wife, the said Jesse Barrett and  
Rhoda his wife, and the said Benjamin Norrell may be made  
defendants to this bill & be compelled to answer all & singular  
the allegations of ~~this bill~~ the same fully & perfectly - that your worship  
will thereupon decree that the aforesaid slaves Chang, Silver, Wallis  
& Rose and their increase be divided into five equal parts, one of  
the said parts to be allotted to your orator Nancy, another of the  
said parts to the said Sally Norrell, another of the said parts to the said  
Elijah Norrell & Julia his wife and another of the said parts to the  
said Jesse Barrett & Rhoda his wife - & that the remaining one of the said  
parts, being that to which the said Peter <sup>Norrell</sup> died entitled may  
be divided, or sold & the proceeds of the said sale divided, into <sup>equal</sup> four parts,  
one of the said parts to be allotted to your orator Mary, another of the  
said parts to your orator Nancy, another of the said parts to the said  
Sally Norrell, and another of the said parts to the said Benjamin Norrell

another of the said parts to the said Elijah Norrell and Julia his wife &  
the remaining one of the said parts to the said Jesse Barrett and Rhoda  
his wife - that any other & general relief may be granted in the premises  
consistent with Equity & good conscience & that it please J<sup>c</sup> and  
as in duty your orators will ever pray J<sup>c</sup> - J. W. Norrell

The separate answer of Lewis Norrell Esq. of Benjamin Norrell  
dec'd to the foregoing bill of complaint - The said defendant  
saying J<sup>c</sup> for answer thereto faith - that the allegations therein  
contained are true & he has no objection to the decree therein  
prayed for - & he prays J<sup>c</sup>

Lewis Norrell

The joint & separate answer of Sally Norrell, Elijah Norrell  
and Julia his wife, Jesse Barrett & Rhoda his wife and Benjamin  
Norrell an infant under the age of twenty one years & Lewis  
Norrell his guardian, to the foregoing bill of complaint -  
The said defendants saying J<sup>c</sup> for answer thereto say, that  
they cannot gainsay the allegations in the said bill contained and will  
~~submit themselves to such decree as the wisdom of their court~~  
may dictate & they pray J<sup>c</sup>

Sally for &c

Mary Norrell, widow & executrix of Benjamin Norrell dec'd  
and Nancy Norrell an infant daughter of the said Benjamin  
Norrell dec'd, by the said Mary Norrell her guardian & next friend - comp<sup>ts</sup>  
of J<sup>c</sup>

Lewis Norrell Esq. of Benjamin Norrell dec'd, Sally Norrell,  
Elijah Norrell & Julia his wife, Jesse Barrett & Rhoda his wife  
and Benjamin Norrell an infant son of the said Benjamin  
Norrell dec'd, by Lewis Norrell his guardian - } J. W. Norrell  
J. W. Norrell

This cause was this day docketed by consent of the parties and a part of the  
court and came on for hearing, on the bill, the answers of the defendants  
and the arguments of Counsel, whereupon the court doth as judge  
order and decree that George Guley, Halliday Reel and Jesse  
Holt or any two of them, do divide the slaves Chaney, Selvey,  
Wallis and Rose ~~and Benjamin~~ & their increase, in the bill men-  
tioned, bequeathed by Benjamin Norrell dec'd to his five daughters  
Sally, Julia, Rhoda, Nancy & Patsey, into five equal parts  
and allot one of the said parts to the complainant Nancy Norrell  
to be delivered to her guardian Mary Norrell, another of the said parts  
to the defendant Sally Norrell, another of the said parts to the defendant  
Elijah Norrell, in right of his wife Julia and another of the said  
parts to the defendant Jesse Barnett in right of his wife Rhoda - that  
they divide the remaining fifth part if practicable, if not, that they sell  
<sup>on credit of 12 months</sup> the same & divide the proceeds of the said sale, into six equal parts  
and allot one of the said parts to ~~the~~ the complainant Mary Norrell, another  
of the said parts to the complainant Nancy Norrell, to be delivered <sup>or paid</sup> to the  
said Mary Norrell her guardian, another of the said parts to the defendant  
Sally Norrell, another of the said parts to the defendant Elijah Norrell  
in right of his wife Julia, another of the said parts to the defendant Jesse  
Barnett in right of his wife Rhoda & the remaining one of the said parts  
to the defendant Benjamin Norrell, to be delivered or paid to Lewis  
Norrell his guardian - It is further ordered that the said commissioners  
make report of their acting, doings in this behalf to the court in order to a  
final decree -

July 1814

Norrell  
at  
test  
Cly

Worrell  
vs  
Worrell & } Inty deuces

February 1814

March 1814 Rept. ret.  
& Deore final —

Southampton February court 1814

Mary Worrell widow and relict of Benjamin Worrell  
decd and Nancy Worrell an infant daughter of the said,  
Benjamin Worrell decd by the said Mary Worrell her  
guardian and next friend - - - - - Compt<sup>ts</sup>

ag<sup>t</sup>  
Lewis Worrell executor of Benjamin Worrell decd Sally Worrell  
Elijah Worrell and Julia his wife, Isepe Barnett and Rhoda  
his wife and Benjamin Worrell an infant son of the  
said Benjamin Worrell decd by Lewis Worrell his guardian.

This cause was this day docketed by consent of the  
parties and agent of the court and came on to be heard. On the  
bill, the answer of the defendants and the arguments of counsel.  
Whereupon it is decreed and ordered that George Luley, Holladay  
Revel and Isepe Holt Jun<sup>r</sup> Or any two of them, do divide the  
Slaves Chaney, Selvey, Wallis and Rose and their increase, in  
the bill mentioned bequeathed by Benjamin Worrell decd to  
his five daughters Sally, Julia, Rhoda, Nancy & Patsey, into  
five equal parts, and allot one of the said parts to the complain-  
-ant Mary Worrell, to be delivered to her guardian Mary Worrell,  
another of the 5<sup>th</sup> parts to the defendant Sally Worrell, another  
of the said parts to the said parts to the defendant Elijah Worrell  
in right of his wife Julia and another of the said parts to  
the defendants Isepe Barnett in right of his wife Rhoda, that  
they divide the remaining fifth part if practicable if not  
that they sell the same on a credit of twelve months  
and divide the proceeds of the said sale, into six equal parts  
and allot one of the said parts to the complainant Mary Worrell  
another of the said parts to the complainants Nancy Worrell to be  
to be delivered or paid to the said Mary Worrell her guardian  
another of the said parts to the defendant Sally Worrell,  
another of the said parts to the defendant Elijah Worrell.

In Chancery

in right of his wife Julia, another of the said parts to the  
Defendant Jesse Barrett in right of his wife Rhoda and  
and the remaining one of the said parts to the defendant Benjamin  
Worrell, to be delivered or paid to Lewis Worrell his guardian -

It is further ordered that the said commissioners make  
report in Order to a final decree

Teste

Samuel Wells  
17

In obedience to the annexed decree, to us  
directed - we have proceeded to make  
the division in the following manner  
to wit - to Sally Worrell Chaney & Isaac  
to pay fifteen dollars - Elijah Worrell  
in right of his wife Julia - Sylvia  
Jesse Barcott, Rose - in right of his wife  
Rhoda, & to <sup>receive</sup> ~~pay~~ fifteen dollars - to Nancy  
Worrell left by Mary Worrell her guardi-  
an and Cherry - 3<sup>rd</sup> part Boy Wallis, in  
order to make an equal division - we  
have made sale of - after advertising  
which said Sale amount to Three hun-  
dred dollars - which said sum after  
taking bonds with security separately  
for each share we have equally divided  
the same amongst the parties claiming  
- Given under our hands this 2<sup>nd</sup> of March  
1814

Holladay <sup>his</sup> Revell  
marked  
Jesse Holt