

1818-015

SOUTHAMPTON COUNTY
CHANCERY PAPERS

PEETE and Wife

VS.

BLUNT'S EXTORVAL
10/1818

Pete wife

14

Blunts

Bill and answer

November 1857 Int. Decree

To the worshipful Court of Southampton in Chancery
sitting - Humbly complaining shew unto your worships
your orator and natural Benjamin Peto and Ann
Peto his wife: That Benjamin Blunt the father of
your orator Ann departed this life many years ago
having first made and published his last
will and testament which was duly admitted
to record an attested copy of which is hereto annexed
and prayed to be taken as a part of this bill
That Richard Blunt and Benjamin Blunt
are at this time the executors to the said last
will and testament and are prayed to be taken
and considered as defendants to this bill. That
among other things the testator devised to his
widow Frances sundry slaves with their
increase during her natural life and at her
death to be equally divided between your
orator Ann Peto, the defendants Richard and
Benjamin Blunt and his grandson Benja
William Blunt, directing nevertheless that
if his grandson Benja W Blunt should die
before he arrived to the age of twenty one years
or without lawful issue that the negroes he
had given to him were to be equally divided
between his said sons Richard and Benjamin
and afterwards by a codicil to said ^{will} a copy of which
is also hereto annexed as a part of this bill. he
devises to his said son Benjamin Blunt a
negro boy Quip which he had in said will
bequeathed to his widow Frances for her life, and

thirty received so much of said slave as related
to that ~~slave~~ - That Benjamin M. Blunt
died sometime in the year under the
age of twenty one years and without issue
That Frances Blunt to whom the slaves aforesaid
are loaned for and during the term of her
natural life is willing to relinquish her
interest in the following ~~slaves~~ a great
proportion of them

to those entitled in remainder and in that
event it will become necessary to make partition
between your orator and oratrix and the said
Benjamin Blunt and Benjamin Blunt of the
aforesaid slaves according to the directions
of the testator's will, which they are advised
it is the province of this Court to do. In tender
consideration whereof and in as much as your
orator and oratrix are without remedy save
in a Court of Chancery, they pray that the said
Richard Blunt & Benjamin Blunt as Executors
& Legatees of Benjamin Blunt and the said
Frances Blunt may be made defendants
herein and be compelled to answer all and
singular the allegations herein contained fully
and unequivocally. They further pray that partition
in the said slaves may be made between
your orator and oratrix and the defendants
Richard Blunt and Benjamin Blunt. They
further ^{may think} this Court would make any other

or further decree or order in the premises which
may be right and just and they will ever
pray &c -

Benjamin Peete
Amie Peete

To the worshipful Court of Southampton in Chancery
sitting - The Separate Answer of Frances Blunt
to the bill of Complaint exhibited ^{against} Richard Blunt
and Benjamin Blunt executors and Legatees of
Benjamin Blunt and herself by Benjamin Peete and
Amie his wife -

This Respondent saving and
reserving to herself every benefit of exemption to any
^{error} ~~error~~ ^{or} ~~or ^{thereof} ~~thereof~~ ^{as} ~~as ^{she} ~~she~~ ^{is} ~~is~~ ^{advised} ~~advised~~ ^{is} ~~is~~ ^{material} ~~material ^{for} ~~for ^{her} ~~her ^{to} ~~to ^{answer} ~~answer
say. That she is willing to relinquish her right
to ^{many of the} ~~the~~ ^{slaves} ~~slaves loaned her in the last
will and Testament of her said husband Benjamin
Blunt for her natural life ~~term~~ which she
at any time will surrender to persons appointed~~~~~~~~~~~~~~~~

to be equally divided among those entitled
in remainder according to the directions of the
testator's will - This respondent having
answered pray the herein dismissed &c

Frances Blunt
by
Benjamin Blunt

Phents
adv $\frac{2}{3}$ answer
Pute simple

To the worshipful Court of Southampton in Chancery sitting
The joint and Seperate answers of ^{Benjen} Richard
Blunt and Benjamin Blunt executors and Legates of Beza
Blunt to the bill of Complaint exhibited against themselves
and Frances Blunt by Benjamin Peto and Ann
his wife - These respondents saving and
reserving to themselves every benefit of exception
to any errors or imperfections in the Complainants
bill contained for answer think not so much
thereof as they are advised is material and
necessary for them to make an answer unto
answering say. That they believe the facts
stated by the Complainants in their bill are
true, and they are willing to abide by such
award ~~that~~ as this honorable Court may
think it right to pronounce in the premises
And having answered they pray to be heard
dismissed &c -

Richard Blunt
by
Benjamin Blunt
Benjamin Blunt

Benjamin Pute and Ann — Plffs
his wife

2
3 In Chancery
3

Richard Bleunt & Benjamin
Bleunt executors and legatees of Benjamin
Bleunt decd and Frances C Defts
Bleunt

This day this cause was ~~pleaded~~ by Counsel of parties
and spent of the Court, and was heard on the bills
answers, exhibits, and arguments of counsel, whereupon
And upon due consideration thereof, ^{had} the Court doth
adjudge order and decree that Francis Ridley
William Phillips, Reuben Harris, Jeph Holt and
Saurand Cook may thus do deliver the
~~following slaves to wit~~ such slaves as may
be surrendered to them for that purpose by the
said Frances Bleunt
being a part of the slaves and then increased
during to Frances Bleunt during her natural life
in the last will and testament of her said husband
Benjamin Bleunt, into four equal parts having
regard to value. That they allot one equal
part to the complainants Benjamin Pute and Ann
his wife in right of his said wife Ann, and one
equal part to each of the defendants Richard
Bleunt and Benjamin Bleunt. And that they
divide the remaining equal fourth part into
two equal parts, and allot one part thereof
to the defendant Richard Bleunt, and

The other part thereof to the defendant
Benjamin Blunt. And that they or each of
them as my act do make a report of their
proceedings herein in order to a final decree

Putt safe

³
Blunts

Rough decree

Peto & wife
vs } Deere
Blunt's } a copy

October 1878 Dep't. Oct. 28
Final decree by court

Southampton County Nov: Court 1817.

Benjamin Platt and Ann his wife... Comptd.
against

Richard Blunt & Benjamin Blunt exors.
and Legates of Benjamin Blunt dec^d
and Frances Blunt.

Defendants

In
Chancery

This day this Cause was docketed by Consent of Parties and report
of the Court, and was heard upon the bill, and on exhibits and
arguments of Council, whereupon and upon due Consideration thereof
has the Court with advice order and decree that Francis Ridley
William Phillips, Christ Harris, Jeph^r Holt, and Laurence Cook
or any three of them do divide the Such Slaves as may be
summoned to show for that purpose, by the said Frances Blunt
being apart of the Slaves and their increase devised to Francis Blunt
during her natural life in the last will and Testament of her
de^d Husband Benj^a Blunt, into four equal parts, having regard
to value. That they allot one equal part to the Comptants Benj^a
Platt and Ann his wife, in right of his Said wife ~~wife~~ and
one equal part to each of the defendants Richard Blunt and
Benjamin Blunt, and that they divide the remaining equal fourth
part into two equal parts, and allot one part thereof to the
defendant Richard Blunt, and the other part thereof to the
defendant Benjamin Blunt, and that they or Such of them as
may act do make a report of their proceedings therein in order
to a final decree

Attest
Teste

A. M. Middleton Clk.

Report
of the
Division of Negroes
Superintended by
Miss Francis Blunt

Southampton County To Wit

In Accordance to a decree of
the Worshipful Court of the County afores. bearing date
November 1818 - We have proceeded to divide the following
- 9 Dower Slaves Surrendered by Mrs Frances Blunt,
into four equal parts - as followeth to Wit -

We assign
to Benjamin Blunt Lot No 1 - Dolley, Amey, Silvey,
Hannah, Ester, Fanny, Mary, & Molly: he paying
to Lot No 3 - Richard Blunt \$12.50/100 - We assign
also Benjamin Blunt - Ginny, Spabel, & Martha,
which is said Benjamins part of Lot No 2 -
We assign to Richard Blunt - Milly, Frank,
John, & Hank, which is said Richards part of
Lot No 2 - he paying to Benjamin Blunt part
of said lot the sum of Fifty Dollars: We assign also to
Richard Blunt lot no 3 Viney, Liza, Celah, Bill, & Martha
& Phillis: We assign to Benjamin Blunt Lot No 4
Flora, Fatha, Hall, &anny, Esther, Creey, & Ball: he
paying to Richard Blunt Lot No 3 the sum of
\$12.50

Given under our hands this 19th
day of October 1818

Lamr Cook
J. P. Phillips ps
J. P. Holt
men