

1822-005 SOUTHAMPTON COUNTY
CHANCERY PAPERS

DRAPER et al vs. DRAPER

8/1822

other SURNames: Gay, Vick

$$\begin{array}{r}
 1.75 \\
 1.63 \\
 \hline
 3.38 \\
 10.00 \\
 \hline
 13.38
 \end{array}$$

Draper & Co.

15. } Bille & Co.

Draper

June Court 1820

Just Decree

Cop. ©

B. Griffin will pay costs

To the Worshipful Court of Gloucester County
In chancery sitting, your Complainers Selas Draper
and Rhoda Gay widow of Patience Gay (formerly Draper)
by John Vick her next friend — humbly sheweth.

That Pisilla & Joseph Draper both departed this
life some time ^{inter alia} since intitled in fee simple to a
certain piece of Land lying in this County, containing
40 acres more or less — that the one together
with a certain Eli Draper the legal heir of the
said Pisilla & Joseph Draper died. — Your Compl.
beg leave to state, that the lands aforesaid if divided
will not be worth one hundred & no less Y^{rs} Sheweth
they therefore pray your Worship to decree a ~~sale~~ ^{sale}
of the said Land by public sale to an act of the
General Assembly in such cases made & provided
but your Complainers are informed that such a sale
cannot be effected without the aid of this Court by
one of the Justices is an infant ~~that~~ ^{that} Eli
Draper refuses the same without such intervention

In Tender consideration whereof & in as much as
your Complainers are remedied without the aid of
this Court. they pray your Worship to compel the said
Eli Draper who is ~~prosecuted~~ ^{prosecuted} a defendant hereto, to
answer the foregoing bill — that your worship would

deemed expedient to the prayer of the bill & grant
such other relief in the premises as may be consistent
wth & more complete as in duty will and pay for
lifting said Compts.

The answer of Eli Draper to the above bill
of Complaint exhibited against him, by Elias Draper
& Rhoda Gay an infant by John Vick her next friend

This doft. saving &c. for answer saith:

That the allegations in the bill contained are
true — that he has no objection to such a decree
is prayed for — being well pleased, & unconditionally
willing hence to be dismissed &c.

Draper &c.
vs. } In Chancery
Draper

This day this cause came on to be heard
on the bill & answer, when it is ordered & decreed by
the Court, that Benjamin Griffin, John Davis & John Vick
or any two, be commissioners to make sale of the Land

of which Priscilla and Joseph Draper died, seized &
possessed, lying in the County of Southampton, containing
by estimation ninety acres more or less, upon a condition
until the 25th day of December next (except so much part
is well be sufficient to defray the expenses of this suit)
having first duly advertised the time & place of the same
& take three separate bonds with good security, and
affix one bond to Eli Draper, one bond to Elias Draper
and the remaining bond to the Guardian of Rhoda Gay
& that they report to this Court in order to a final decree

Draper H
3 1/2
Draper 3
Gives
decree
a Copy

\$1.63 cents paid for the
recording this report.

Rochelle
19th Feb. 1822

Aug 19th 1822, ref
rel. for by Court

Southampton County June Court 1820

Silas Draper and Rhoda Gay infants of
Patience Gay, formerly Draper by John Draper
her next friend ----- Complainants

against

Eli Draper -----

Defendant.

In Chancery

This day this Cause, came on to be heard, on the bill
and answer, when it is ordered and decreed by the Court,
that Benjamin Griffin John Davis and Joseph Wick, or any two,
be Commissioners - appointed by the Court to make sale of the
land of which Priscilla and Joseph Draper died seized and
properly lying in the County of Southampton, Containing by
Estimation thirty Acres more or less, upon a Credit until the
25th day of December next (except so much Cash as will be
sufficient to defray the expenses of this Suit) having first
advised the time and place of the sale, and take
three Special bonds, with good Security, and assign one bond to
Eli Draper, one bond to Silas Draper and the remaining bond
to the guardian of Rhoda Gay and that they report to this
Court in order to a final decree

A Copy taken A. Middleton

Cash - Ck - 3.38
att. fee - 10.00
\$13.38

Pursuant to the Annexed Decree We the undersigned Commis-
sioners did on the 12th day of August 1820. After giving
Legal Notice of the time & place of Sale. Sell to the highest
Bidder on a credit to the 25th day of December next was
The lands that Priscilla Draper & Joseph Draper died Seized
and possessed of except so much as would defray the expen-
ces of the Sale of the same, ^{which was to be cash} and Elias Draper became the
Purchaser thereof - for the sum of Two hundred and ninety
Two dollars the Cost and Commissions attending the
Sale amounts to Twenty seven dollars ninety eight Cent.
that taken from the amount of Sales leaves the sum
of two hundred ~~fifty~~ four dollars & two Cent. This sum
Divided into three equal parts. make eighty eight
dollars. being each Legatee's proportion. ~~exclusive of~~
all cost. and we have taken of the said Elias Draper
With ^{J. Griffin} the Hundred & Harison's Security three Seperate and
Distinct Bonds, each of them for the sum of eighty
Eight dollars. and assigned to Ely Draper, one of said
Bonds, to Elias Draper, one of said Bonds, and to John Vicks
Guardian to Rhoda Gay the other one of said Bonds. each
of said Bonds amounting to the aforesaid sum of eighty eight dollars
as by the Decree we were required. - Given under our hands

This 15th day of August 1820

signed —

Benj. Griffin

John Davis

Joseph Vick