

1823-037

SOUTHAMPTON COUNTY
CHANCERY PAPERS

PEETE et ux vs. BLUNT et al

12/1823

Pate

Blunts

Bill Blunters.

July 21st 1873

Mr. Deane
I Copy

In the said aforesaid Court of Southampton and Chancery
sitting. Humbly complaining their said petitioners
unships your orator and natur Benjamin Pate and
Anne his wife late ~~Benjamin~~ Bent daughters of
Benjamin Bent decd. That the said Benjamin
Bent decd before his death made a last will and
testament which has been duly proved and admitted
to record in this Court on a petition ^{copy} which is hereto annex-
ed as a part of this bill. That Benjamin Bent paid
Richard Bent qualified as executor. That ~~the~~ ^{he} ~~was~~ ^{is} obliged
over the legacies therein bequeathed. That among other
things in said will sundry negroes were bequeathed
to

Bent widow of said Benjamin Bent decd.
during her life and at her death to be divided
equally between the before named Benjamin Pate

Benjamin Bent or Richard Bent and
Benjamin W Bent, and in case the said Benj-
W Bent should die under 21 years of age
that then ^{the proportion given to him of} ~~the~~ ^{the} said negroes should be equally
divided between the said Benjamin Pate

~~Benjamin Bent or Richard~~
Bent. That the said Benjamin W Bent did die
before he attained the age of twenty one years
and that the said

Bent widow
as aforesaid hath also lately died, so that according
to the provisions of the aforesaid ~~will~~ ^{will} the
slaves should be now divided. In testimony

consideration whereof and as your complainants
are without remedy elsewhere they pray that the
said Benjamin Plunk and Richard Plunk in
their own right and as executors of said Benjamin Plunk
and maybe made defendants hereto and be
compelled to answer all the allegations herein
contained fully and unequivocally They further
pray that the said slaves be decreed to be
divided according to the directions of said will
and that any further whip in the premises
may be granted which may be deemed right
and proper and as in duty bound they will
ever pray

In the worshipful Court of Serjeants at Law in Chancery
sitting. The joint and separate answers of Benjamin
Plunk and Richard Plunk in their own right
and as executors of Benjamin Plunk and to the bill of
complaint exhibited against them by Benjamin Plunk

These defendants saving and
reserving to themselves all benefit of exception to any
error in said bill contained for answer thereto
say that the facts therein stated are true and
that they are willing that such decree as is prayed
for should be rendered and having answered
they pray to be hence dismissed &c.

Wife wife Defts } In Chy.
Blunts Defts

This cause was this day docketed by consent of parties
and opened by the Court and was heard on the bill
answers exhibit filed and arguments of Counsel
whereupon the Court doth adjudge order and
decree that the slaves named in the last will
and testament of Benjamin Blunt and his wife
be divided into four equal parts. That one
fourth part be assigned to the complainants
and one fourth part to each of the defts
and that the remaining fourth part
be equally divided between the defendants
having regard in the division of the slaves
to their value. And it is further ordered
that William Phillips, Laurence Cook
Edmund Edmunds, ^{Henry H. Smith} and Jeph Helt or any
three of them do carry the foregoing decree
into effect and make a report of their
proceedings hereon in order to a final
decree.

Putte & Map
B. Luntz, R. 3
Jus
Deer

Dec. 15th 1823 rept.
ret. & ord. by Council

Southampton County July Court 1863

Benjamin Pette and Ann his wife late Ann Blunt

Daughter of Benjamin Blunt dec'd. Complainants
against

Benjamin Blunt Jr. and Richard Blunt in their
own right and as executors of Benjamin Blunt dec'd. Defendants

In
Ch.

This cause was this day docketed by Consent of parties
and spent of the Court, and was heard on the lices, answer, exhibits
filed and arguments of Counsel. Whereupon, the Court doth adjudge
order and decree, that the slaves named in the last will and Testament
of Benjamin Blunt dec'd to his wife, be divided into four equal
parts. That one fourth part be assigned to the Complainants and
one fourth part to each of the defendants and that the remaining
fourth part be equally divided between the defendants having
regard in the division of the slaves to their value, and it is
further ordered that William Phillips, Lawrence Cook, Ethelred
Comunds, ^{Miss Harris} and Jeph Holt, or any three of them, do carry the
foregoing decree into effect, and make a report of their
proceedings herein in order to a final decree —

Teste S. M. Motlton D.C.

Comms^{ed} Report

S. Amptown County to Wit

Pursuant to a decree of the Court

of the County aforesaid & hereunto annexed. We have divided the
slaves mentioned in said Decree into four equal parts, and assign
them as follows To Wit-

To Richard Blunt we assign Lot N^o 1
Titus, Dick, Charlot, & Nancy, To Benjamin Blunt we assign
Lot N^o 2. Cesar, Nelson, Tom, Kelly & Child Mary, To Benjamin
Butt, Swift, we assign Lot N^o 4 Arthur, Sharper, Lucy, & Ephraim:
and the remaining fourth part, we have equally divided between
Richard, & Benjamin Blunt. Lots N^o 1 & 2, are assign to Rich^d. Blunt
Fagan, & Myria, & to Benjamin Blunt Dary, & Fanny, Richard Blunt
paying to Benjamin Blunt One Dollar & twenty five Cents. Lot N^o 1 has to
Pay N^o 2. seven Dollars 50 Cents. N^o 3 pays the same Lot Ten Dollars.
making seventeen Dollars & 50 Cents, which Lot N^o 2 receives. Also Lot N^o
3 pays to N^o 4. Seventeen Dollars. & 50 Cents, making Twenty seven
Dollars. & 50 Cents which Lot N^o 3 Pays to the other Lots - which is
Respectfully submitted to the Court. Given under my hand this
17th day of November 1823

Lamm Cook
M^{rs} J. Phillips
Newt Harris