

1824-005

SOUTHAMPTON COUNTY
CHANCERY PAPERS

HILL VS. HILL

8/1824

other SURNAMES: Whitehead,
Williams, Pond, Worrell, Barrell,
CARR

Hill 3

11

Hill

Bill of answer

March 1815 Int. of Surco

Bill of Record

Sam Mayet-

James Mayet

Clements Rockelle

or any two

6 months-

To the worshipful Court of Southampton County in Chancery sitting -
Humbly complaining sheweth unto your worships your oratrix Martha Hill,
an infant daughter of Alexander Hill & Sally Matilda Hill deceased, formerly
Sally Matilda Whitehead, daughter of John Whitehead deceased, by Arthur A.
George T. Williams her ~~next friend~~ next friend, that in the division of the real estate
of the said John Whitehead deceased, in pursuance of a decree rendered by
this Court, at the December term 1814, between Adolphus Whitehead and
Cottrell Pond and Harriett his wife, late Harriett Whitehead - complainant
against Archer Mead Whitehead admr. de bonis non with the will annexed
John Whitehead deceased and ~~in his own right~~ in his own right, Martha Hill and
John Anthony Hill infant children of Sally Matilda Hill dec'd, formerly
Matilda Whitehead, by Arthur A. Carr their guardian, Lemuel M.
Whitehead, Maximilian Whitehead, Lucinda Whitehead, Lewis Morrell
Jacob Barnett and Peuben Whitfield - Defendants - thirty seven and one
half acres of the said real estate were allotted to your oratrix Martha
and her brother John Anthony Hill, in right of their deceased mother
Sally Matilda Hill - as will fully appear by ~~an~~ ^{copies} attested ~~copy~~ of the
said decree, the report of the commissioners thereon and the final decree
rendered thereupon, hereto annexed and to which your worships are referred
as a part of this bill - that the said land will not yield, by a sale thereof,
a dividend exceeding one hundred dollars, to your oratrix and her
said brother, who is prayed, by Arthur A. Carr his guardian and
~~assignee~~ ~~of his estate~~, to be made a Defendant to this bill -
to the end therefore that ~~the~~ said John Anthony Hill by his said guardian
may be compelled to answer all singular the allegations of this bill
~~and~~ ~~happily, distinctly~~ ~~unequivocally~~ - that your worships will
thereupon decree that the said land containing thirty seven and one half
acres be sold on such credit as may be deemed advisable & the proceeds
of the said sale equally divided between your oratrix & her said brother -
that any other general relief be granted in the premises consistent with Equity
& good conscience - May it please &c. and as in duty bound, your
oratrix will ever pray -

Thos. J. Smith

The undersigned of John Anthony Hill infant son of Alexander Hill & Sally Matilda Hill dec^d, formerly Sally Matilda Whitehead, daughter of John Whitehead dec^d, & Arthur D. Carr her guardian ~~ad litem~~, to the foregoing bill - The said Defendant having & receiving d^c for answer thereto faith - that he cannot joining the allegations in the said bill contained and have no objection to such decree in the premises

His heart was at home - I he prays to be

same dismissed JC

Arthur Harn

Martha Hill, an infant daughter of Alexander Hill and Sally
Matilda Hill deceased, formerly Sally Matilda Whitehead, daughter
of John Whitehead deceased, by George T. Williams, her next friend - Compt.
against

John Anthony Hill, an infant son of the said Alexander Hill and Selly }
Matilda Hill deceased, by Arthur J. Carr, his Guardian - Def.

9. The ^{4th} ~~indicted~~ ^{indicted} ~~by~~ ^{by} ~~the~~ ^{the} ~~bill~~ ^{bill} ~~and~~ ^{and} ~~the~~ ^{the} ~~Exhibits~~ ^{Exhibits}, the answer of the Defendant and the arguments of Counsel, whereupon the Court doth adjudge, order and decree, that Samuel Magot, James Magot and Elements Rochelle or any two of them, do sell at public auction on a credit of six months, the tract or parcel of land in the bill mentioned, containing 37½ acres, which was allotted to the complainant Martin Hill and the Defendant John Anthony Hill, in the division of the real Estate of a certain John Whitehead, ^{deceased,} giving at least two weeks public notice of the time and place of sale - that the division

the proceeds of the said sale equally between the complainant Martha Hill and the Defendant John Anthony Hill, taking care to pay the respective portions of the said ^{John Anthony Hill to the said Martha Hill} ~~Martha Hill to her guardian~~ his guardians and the respective portions of the said Martha Hill to her guardian if any she have, if not to hold the same subject to the further order of this Court. It is further ordered that the said Commissioners make a report of their actings and doings in this behalf to the Court, in order to a final decree.

Wice & Co
Jut
decree
Wice & Co
a Copy

Aug. 16th 1824 rept. recd.
For. by Current - -

Attestable to an order of Southampton County Court to induce
us and the undersigned did sell to the highest bidder on the
19th of May 1875 on the premises the tract of Land within
mentioned belonging to ~~John~~ A. Hill on a credit of two and
six months. ~~John~~ John. Paul became the purchaser for
the sum of one hundred and sixty eight Dollars & seventy
five Cents and the said John. Paul gave bond and security
to us and we assigned the bond to Arthur A. Carr
Guardian for ^{John} Anthony Hill and Martha Hill
the Regalies within mentioned given under our hand &
this 22nd day of July 1876

Edmunds Rockwell

Campt. March Court 1815.

Martha Hill and infant daughter of Alexander Hill
and Sally Matilda Hill deceased formerly Sally Ma-
tilda Whitehead daughter of John Whitehead deceased
by George T. Williams her next Friend - Compt
against

John Anthony Hill and infant. Son of the said
Alexander Hill and Sally Matilda Hill and
by Arthur A. Carr her Guardian Defts

In Chancery

This Cause was this day docketed by Consent of the parties
and agent of the court and was heard upon the bill and exhibits the answer
of the defendants and the arguments of Counsel. Whereupon the Court
doth ^{advised} order and decree that Samuel Magitt James Magitt & Clement
Rochelle or any two of them do sell at Public Auction on a credit of
six months the tract or parcel of Land in the bill mentioned con-
taining thirty seven and an half acres which was allotted to the com-
plainant Martha Hill and the defendant John Anthony Hill
in the division of the real estate by a certain John Whitehead decd
giving at least two weeks public notice of the time and
place of sale. that they divide the proceeds of the said Sale equi-
ally between the Complainant Martha Hill and the defendant
John Anthony Hill taking care to pay the proportions of the said
John Anthony Hill to the said Arthur A. Carr Guardian
and the proportion of the said Martha Hill to her Guardian
if any she hath if not to hold the same subject to the further
order of this Court. It is further ordered that the said Complainant
make a report of their doings and doing in this behalf to the
Court in or der to a final Decree

A Copy Dated

A. M. is dated D.C.

A Duplicate

For tow. Clk. office
July 22nd 1824 }

Rept about
Hills orphans
Land.

Oct 20th 1887
JOS

Commissioner's Report

Ex. Ampton Jr

In Obedience to a decree dated March Court 1815

We the Commissioners have proceeded to sell a lot of Land of Thirty Seven and One half Acres belonging to the Orphans of Allen. Hill, Having legally advertised the same to be sold on the premises on a Credit of Sixty days for One third of the purchase money, the Other two thirds on a Credit of Six Months. John Rawls being the highest bidder having bid One hundred Sixty Eight Dollars & Seventy five Cents became the purchaser, have also taken Bond with satisfactory security and have likewise assigned the same to their Guardian Given under Our hands this Seventeenth day of June 1815

Saml. Shagel.
Clements Rockwell } Commrs