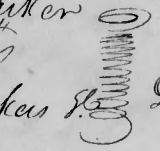
1824-008 SOUTHAMPTON COUNTY CHANCERY PAPERS PARKER vs. PARKER et al 6/1824

PLAT

other SURNAMES: Barham

1824-008 SOUTHAMPTON COUNTY CHANCERY PAPERS PARKER vs. PARKER et al 6/1824

Parker



Bill & answer

Parker &c.

Pl's Decree

Octr 20th 1823 Pltf's decree

Cop

To the worshipful the County Court of Southampton in Chancery sitting: Humbly complaining sheweth unto your worships yr Orator James W. Parker: That Frederick Parker father of your compltt departed this life sometime since, having first duly made & published his last will & testament, which was admitted to record by this worshipful Court, as attested copy whereof is here to annexed & prayed to be taken as a part thereof: That amongst other bequests, it will be seen, that the Testator directs that his whole Estate shall be kept together, in the event of his wife continuing unmarried, until his oldest son, your Complt should arrive to the age of 21 years, when he directs that his whole Estate shall be divided equally between his loving wife Temperance, your Complt, & three sons to wit other sons Solomon D, & Joseph Parker - Your Complt states, that he has arrived to the age of twenty one years, that his mother is still unmarried, & that he wishes a division of his dec.d father Estate agreably to the provision of the said Will: that Sam.l Barham who proved the said will and took upon himself the burthen of its execution, hath duly returned his acc.t Current shewing a balance due to the Estate, and that there is no longer any necessity of his retaining the personal property in that character - But so it is, may it please the Court, no such division can be had without the interposition of this worshipful Court: which matters of this sort are peculiarly cognizable & under consideration whereof & forasmuch as your Complt is remediless at Law & only relievable in account of Equity when such matters are peculiarly cognizable: To the end therefore, that the said Temperance Parker, & Solomon D. & Joseph H Parker, by the said Temperance Parker their Guardian by the Court here to be appointed to protect their interests in this behalf, may be made Defts hereto, and compelled to answer the allegations hereof & to pay the Commonwealth's writ of Sc.a &c.

and that your worships will decree a division of the decedents Estate, agreably to the directions of his will, and grant to your Complt such other Legal relief as may be consistent with Equity & good conscience &c.

The answer of Temperance Parker, and of Solomon D. Parker & Joseph H Parker infant sons of Frederick Parker dec'd, by the said Temperance as their Guardian to the foregoing bill of complaint. These respondents saving & reserving to themselves all manner of benefit & advantage to the said bill, say, that they admit the allegations thereof, & have no objection to the decree asked for. Having answered pray to be hence dismissed

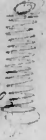
Parker
&c
Parker &c } In Chy.

This cause was this day docketed by consent of parties & by agent of the Court came on to be heard on the bill answer, exhibits & argument of counsel, upon consideration whereof the Court doth adjudge & decree, that Wm Goodwyne, Spratley Williams, and John McSpeneys, or any two of them do attend & by some competent surveyor to divide the land, allott to the Defdt Temperance Parker one fourth part in value of the land and negroes, and other property remaining of the decedents Estate or such portion of said Estate as shall be agreable to her, provided the same shall not exceed in value one fourth part of the same & that of the residue, they allott one equal third part to the Complt Jane W. one to Solomon D, & the remainder to Joseph H— And that they have leave to act in the premises, make report in order to a final decree

Jesse Hart dec'd
children
Charles Hart in Clem? with Faithy Hart
Dicey Hart
Ruffin Hart
Nelmoth Hart
Eaton Hart
Col. Michael & Alfred infts

Sale of land Engross
Bonjn & Deed Admr

Parker
&
Parker Dec'd



Def.
Decree

Simpson County Circuit Court 1873

James M Parker ..... Complainant

against

Temperance Parker, Solomon D Parker and Joseph A Parker, the two last of whom are infant sons of Frederick Parker dec'd by the said Temperance Parker their guardian. ..... Defendants

In Chy.

This cause was this day docketed by consent of Parties and the appearance of the Court and came on to be heard on the bill answer, exhibits and argument of counsel, upon consideration whereof the Court doth adjudge, order and decree, that William B Goodwyn Spratley Williams and John McGlenery or any two of them do, attended by some competent Surveyor divide the land, and allot to the defendant Temperance Parker one fourth part in value of the land and negroes and other property remaining of the deceased Estate, or such portion of said estate as shall be agreeable to her, provided the same shall not exceed in value one fourth part of the same, and that of the surplus, they allot one equal third part to the Complainant James M Parker, one to Solomon D Parker and the remainder to Joseph A Parker. And how they shall have acted in the premises, that they report to the Court in order to a final decree ——— Test

A. McCracken D.C.

Inventory and Appraisement of the perishable Est. of Frederick Parker dec.d taken this 16th Jany. 1824

1 Sorrel Horse	$	120	00	Amt. brot. forward	$	577	25	Amt. brot. forward	$	757	71½
1 Grey do.		80	00	1 oxe Cart (Body)		2	00	1 Pit Saw		6	00
1 Bay Mare		12	00	1 Shaft Plough		1	00	11 open headed Flaxes & Gears		1	37½
1 do. Horse		25	00	30 Cider Barrels		15	00	1 Pine Table		2	00
1 yoke oxen		35	00	1 Half Bushel			50	4 Iron Ploughs 75 ℔ each		5	25
1 do. do.		27	50	1 Corn Measure		1	00	1 Flax Brake		1	00
1 do. do.		15	00	1 Apple mill		12	00	1 Sow & 8 pigs		9	00
1 Red Cow & Calf		8	00	2 Parcels Hoes 75 ℔ each		1	50	1 oxe Cart		20	00
1 brindle do. & Calf		8	00	2 do. do. 67 ℔ each		1	34	181 Barrels apples Cow at $2		362	00
1 do. Bull		5	00	2 Pair Iron Wedges		2	00	105½ do. Shat do. $1.00		105	50
1 Red Heifer		5	00	4 Parcels Ploughhoes 75 ℔ each		3	00	195 Gls. Brandy at 50 ℔		97	50
1 do. "		4	50	4 Axes 62½ ℔ each		2	50	1 Spinning Wheel		2	50
1 do. "		5	00	2 do. 37½ ℔ each			75	22½ Bushels Peas at 50 ℔		11	25
1 blk. do.		5	00	1 broad Axe		1	50	3 Sythes		4	00
1 pied Bull		4	00	1 do. "		1	00	1 Sickle		40	00
1 blk. do.		4	00	4 Pair Waggon Hames		3	00	1 Wheat Fan		15	00
1 Red do.		4	00	3 do. Plough do.			75	1 Straw			50
1 brindled Steer		6	00	33 Sheep @ $1.62½ ℔ each		53	62½	1 Auger			37½
12 Sheep		24	00	1 large Iron Pot Hooky		3	00	1 large Pot Hooky		2	00
6 Sows		30	00	1 Smaller do. "		1	25	1 Smaller do. "		1	25
1 Sow & 4 Pigs		4	00	1 do. do. "			75	1 Spider		1	00
6 large Pigs		6	00	1 Tea Kettle			50	1 Tea Kettle		1	25
13 Small do. @ 0.62½ each		8	12½	1 Spider			75	Shovel & Tongs		1	25
1 Sow & 6 Pigs		6	00	1 Grid Iron			50	1 Oxen		2	00
3 Wagon Ploughs		7	50	1 Small brass Kettle			75	1½ Tons Mash Fodder At		106	66
1 do. do.		1	50	1 large do. "		3	00	60 ℔ Sap fodder & Chucky		7	50
1 oxe Chain		2	50	1 pied Cow & yearling		8	00	2 Small Shilling Hoes			12½
2 Spades			50	1½ Cows (with Calf)		48	00	4 Bells pickled Cellery at 10 ℔		40	00
8 Grub Hoes		2	00	1 brindle Heifer		5	00	1 open headed Hand			50
3 do. do.			25	1 Red Cow & Calf		8	00	1 Saw, Drawing-Knife & Gouge		1	00
Parcel broken Axes, hoes &c			50	1 Small Crooked Bull		4	00	2 Frying-Pans		2	00
2 open headed Hands & Collar			25	1 do. Yoke do.		4	00	1 Spinning Wheel		2	00
1 Freedom Plough		6	00	1 blk. Sow & 7 Pigs		9	00	1 do. do.		2	50
1 Waggon & Gear		40	00	1 dark red Sow & 1 pig		6	00	8317 lbs Pork at $5.00 ℔		416	85
1 Horse Cart (Body)		4	00	1 Spotted Sow		6	00	5 Pair Tracy at 50 ℔		2	50
3 oxe Yokes @ 1.25 ℔		3	75	1 pale Red do.		7	00		$	2030	35 ℔
included in the above addition				4 Shoats		8	00				
				1 Sow & 3 Pigs		3	00				
				1 large do.		5	50				
					$	757	71½				

A division and allotment of the Estate of Frederick Parker dec.d both real & personal.—

To Temperance Parker.

293 Acres of land lot No 4.		a 42/.	2051	00
lot of Negroes No. 4. Viz.	Agnes	$ 150.00		
	Jack	200.00		
	Bob	400.00		
	Jack jr	350.00		
	Jerry	280.00		
	Clarat	100.00		
	Celia	300.00		
	Elly & Child Rozetta	300.00		
	Jimmy	00.00	2480	00
your proportion of the other personal Estate			507	58¾
deduct this sum due to Joseph H. Parker			5238	58¾
			"	50
Total		$	5238	08¾

To James H. Parker.

225 Acres of land lot No 2.		a 42/.	1575	00
lot of Negroes No. 3. viz.	Charles	$ 450.00		
	Lucy	400.00		
	Sam	400.00		
	George	300.00		
	Nat	200.00		
	Megga & Child addition	300.00		
	Frankey	300.00		
	Bramble	100.00		
	Pat & Child Ben	260.00		
	Savory	225.00		
	Archer	125.00		
	Angelina	100.00		
	Maria	75.00		
	Joyce	0.00	3235	00
your proportion of the other personal Estate			507	58¾
deduct this sum due to Joseph H. Parker			5317 / 79	58¾ / 50
Total		$	5238	08¾

A division and allotment of the Estate of Frederick Parker dec'd both real & personal.—

To Temperance Parker.

293 Acres of land lot No 4.		a 42/.	2051	00
lot of Negroes No 4. viz.	Arnold	$ 750.00		
	Jack	200.00		
	Bob	400.00		
	Jack jr	350.00		
	Jerry	280.00		
	Clarat	100.00		
	Celia	300.00		
	Elby & Child Rozetta	300.00		
	Jimmy	00.00	2680	00
your proportion of the other personal Estate			507	58¾
deduct this sum due to Joseph H. Parker			5238	58¾
			50	
Total		$	5238	08¾

To James W. Parker.

225 Acres of land lot No 2.		a 42/.	1575	00
lot of Negroes No 3. viz.	Charles	$ 450.00		
	Jary	400.00		
	Sam	400.00		
	George	300.00		
	Nat	200.00		
	Megga & Child adrian	300.00		
	Frankey	300.00		
	Bramb	100.00		
	Pat & Child Bea	200.00		
	Davey	225.00		
	Archer	125.00		
	Angelina	100.00		
	Maria	75.00		
	Joyce	0.00	3235	00
your proportion of the other personal Estate			507	58¾
deduct this sum due to Joseph H. Parker			5742	58¾
			79	50
Total		$	5238	08¾

To Soloman D. Parker.

404 Acres of land lot No 1		a 21/.	1414	00
lot of Negroes No 1 viz.	Frank	$ 600.00		
	Luke	275.00		
	Harry	400.00		
	Mingo	280.00		
	Daniel	200.00		
	Mima & Childs Emily	325.00		
	Fanny	300.00		
	Dolly	100.00		
	Tabby	275.00		
	Rebecca	125.00		
	Simon	150.00		
	Martha	100.00		
	Maddison	100.00		
	Lucy	100.00		
	Jimmy sen.	0.00	3330	00
your proportion of the other personal Estate			507	58¾
deduct this sum due to Joseph H. Parker			5251	58¾
			13	50
Total		$	5238	08¾

To Joseph H. Parker.

328 Acres of land No 3.		a 24/.	1312	00
lot of Negroes No 2 viz.	Davy	$ 400.00		
	Nelson	400.00		
	Anthony	400.00		
	Sandy	350.00		
	Jordan	200.00		
	Milly	300.00		
	Mary	250.00		
	Esther	100.00		
	Cherry & Childs Eliza	325.00		
	Preston	125.00		
	Lizza	150.00		
	Henderson	75.00		
	Sally	150.00		
	Nicholas	100.00		
	Tony & Nero	0.00	3325	00
your proportion of the other personal Estate			507	58¾
this sum due from Temperance Parker				50
This sum due from James W. Parker			79	50
This sum due from Soloman D. Parker			13	50
Total		$	5238	08¾

By virtue of a Secretal order of the worshipful the County Court of Southampton to us directed & hereunto annexed: we have proceeded to the division of the Estate of Frederick Parker dec'd both real & personal and have allotted to his widow Temperance Parker lot No 4. To James W. Parker lot No 2. to Soloman D. Parker lot No 1. To Joseph H. Parker lot No 3 in the annexed Plat or Survey — After making a division of the Slaves in the most just and equitable manner we could, we allot to Temperance Parker lot No 4 to James W. Parker No 3. to Soloman D. Parker No 1. & to Joseph H. Parker No 2. as will appear by reference to the annexed statement containing a list of the names & the value of each Slave divided. We also proceeded to the appraisement of the remainder of the personable Estate of the aforesaid deceased, and found the whole amount to be Five thousand & three hundred dollars & fifty five cent. To which amount we allotted one fourth part (to wit $1325.58¾) to Temperance Parker, one fourth part to James W. Parker, one fourth to Soloman D. Parker, & the remaining fourth part to Joseph H. Parker. In the division of the personable Estate we find some inequality in each lot & for the purpose of doing it away, we direct that Temperance Parker shall pay to Joseph fifty cents. that James W. Parker shall pay to Joseph Seventy nine dollars & fifty cents. & that Soloman D. Parker shall pay to Joseph H. Parker thirteen dollars & fifty cents. the whole of which will fully appear by reference to the above division & allotment of the Estate both real & personal of Frederick Parker dec'd.

Spratley Williams

John McGlasson

Arnold	$ 750	00	Frank	$ 600	00	Davy	$ 400	00	Charles	$ 420	00
Jack	200	00	Luke	270	00	Alston	400	00	Ellen	400	00
Bob	400	00	Harry	400	00	Anthony	400	00	Sam	400	00
Jack Jr.	350	00	Mingo	280	00	Sandy	350	00	George	300	00
Jenny	280	00	Daniel	200	00	Jordan	200	00	Nat	200	00
Charet	100	00	Minny & child Milly	325	00	Milly	300	00	Meggy & child Annis	300	00
Celia	300	00	Jenny	300	00	Mary	250	00	Franky	300	00
Elsy & child Rosella	300	00	Dolly	100	00	Esther			Bramly	100	00
Jinny		00	Tabby	270	00	Chery & child Eliza	100	00	Pat & child Ben	260	00
	$ 2680	00	Rebecca	125	00	Preston	325	00	Savery	225	00
No 4			Simon	150	00	Lizza	125	00	Archer	125	00
Temperance Parker			Martha	100	00	Henderson	150	00	Angelina	100	00
			Madison	100	00	Patty	75	00	Maria	75	00
			Cezy	100	00	Nicholas	150	00	Joice	—	00
			Jinny (Sr.)	—	00	Tony & Nero	100	00			
				$ 3330	00		$ 3325	00		$ 3235	00
				33	33		28	33		33	33
			No 1	$ 3296	66	No 2	$ 3296	66		28	33
			Owes to No 3	$ 33.33		Owes to No 3	$ 28.33		No 3	$ 3296	66
			Solomon D. Parker			Joseph H. Parker			James M. Parker		

mmissioners Report of
ision of Streets Parkus Est.

June 21st 1824 Rec'd & Ord.

Surveyed for the estate of [illegible]

bounded as follows to wit, Beginning in Sussex county at a large over-cup
Grey Barker [illegible] Fathers estate, thence said line S 27½ W 16.4 p.
S 21½ W 21.9 p. [illegible] W 15.6 p. to fore daft pine st[illegible] p. (the tree lately cut o[illegible]
dec[illegible] thence his line S 40 W 40 p. to the middle of Butts road, thence said roa
road, an old county line tree for Southampton & Sussex, thence in Southampton
to red oak in the yard of Peter Clements, N 87½ E 13.5 p. to Richard P. Clements line,
N 76 E 8.8 p. N 32 E 34 p. N 37½ E 8 p. N 30½ E 12.6 p. N 10 E 29.5 p. to red oak in
to corner (small pine) S 29½ E 52.1 p. to corner post oak S 64½ E 13.3 p. S 60½ E 21 p.
near old road, then by old road N 46 E 21.7 p. to small black gum in small branch by
two fences after leaving said road, thence along between said fences N 49 E 16.6 p.
possimmon bu[illegible] S 23½ E 25.2 p. S 24½ E 18 p. S 32½ E 14 p. S 26½ E 28 p. S 38 E 3.3 p. to red oak side line in head of lane
(road) S 32¼ E 47.8 p. to small pine fore daft near a small branch, thence across said branch
to Temperance Myrick's line along her line S 34 E 31 6 p. S 31½ E 14 p. to fore daft pine by fence
S 34½ E 36.8 p. S 36½ E 4.4 p. to fore daft hickory S 37½ E 10.2 p. to elbow hickory S 68 E 13 p.
S 79 E 10.9 p. S 70 E 12 p. [illegible] p. S 73 E 90 p. S 80 E 14 p. to corner pine
for Lucy Myrick, thence [illegible] N 11 E 82 p. N 2½ E 11 p. N 14 E 14 p. N 12 W
9 p. N 7 W 6.3 p. to side [illegible] k by path N 34½ W 20.8 p. to pine in road
N 53½ W 32.6 p. to corner [illegible] pine, N 76½ E 139.6 p. to corner pine for
Samuel Barham thence his line N 9 W 49 p. N 10 W 20 p.
N 30 W 14 p. N 5 [illegible] 0 p. N 12 W 22 p. N 9 W 22 p. N 1½ W
9.4 p. North 7 2 p. to small branch, thence down the run of the
same to its junction with another small branch, thence down the
run of the same to its junction with the Spring swamp, thence
up the main run of said swamp to the tree lines at, also
by the direction of Spratley Williams & John Mcglamre, commissioners
appointed by the honorable county court of Southampton to divide the estate
of said Frederick Parker, divided said tract of land as the explained in the
face of the plat first by a line beginning at a small pine in Mary
Newsomes line, then [illegible] N 13½ E 145 poles to the run of Spring swamp,
[illegible] line two hundred & ninety three acres which
said commissioners [illegible] to Temperance Parker,
Frederick Parker for her portion of said tract of land— Secondly by
a line beginning in Temperance Myrick's line near an elbow hickory,
thence N 4½ E 432 poles to a Willow oak by the run of Spring Swamp,
leaving on the left of said line to the one above named four hundred &
forty acres, which said commissioners allotted to Solomon D. Parker
for his portion of said tract of land— then by a line beginning at a
corner pine in Lucy Myrick's line, thence N 1½ W 492 p. to the
willow oak by the run of Springswamp at the termination of the
line last named, leaving on the left of said line to the one last
before two hundred & twenty five acres, which they allotted to
James Parker for his portion of said tract of land— also
leaving on the right of said line three hundred & twenty
eight acres, which they assigned to Joseph Parker for his portion
this place where it was said the county lines cross of said tract of land—

John W. Watkins Surv[illegible] Sussex &
11th mo 22nd 1823.

N.B. By computation from the trees shown me where
the county line crossed this tract of land, about 230
acres are in the county of Sussex, a small portion
of which is in the part allotted to Solomon D. Parker
the balance is included in the widows por[illegible]—

John W. Watkins S.S.[illegible]

This plat is recorded in the [illegible]
the county of Sussex, p[illegible]

Frederick Parker

Will

Hosp

At a Court held for the County of Southampton on the 16th day of May 1808 This Will was presented in Court by Samuel Barham one of the Executors therein named proved by the oaths of William Myrick & Wilkinson Capell two of the Witnesses thereto & ordered to be recorded And on the motion of the said Samuel Barham (time being reserved for the other Executor to qualify) who made oath according to Law, Certificate is granted him for obtaining a probat thereof, which Probat is granted him he first giving Bond & security Whereupon &c. &c.

Sam. Hall

In the name of God Amen, I Frederick Parker of the County of Southampton being in low state of health, but having my sound sense & memory, thanks be to Almighty God for the same, do make & ordain this my last Will & Testament, revoking all others heretofore made, in manner & form following — To Wit, after paying all my just debts, my will & desire is that my whole Estate real & personal shall continue as it now is, until my Eldest Son James Williams Parker arrive to the age of Twenty one, then my will & desire is, that then shall an equal division take place, between my loving Wife Temperance Parker, James Williams Parker Solomon Peloat Parker & Joseph Henry Parker of sd estate but in case of my wifes death or marriage, then my will & desire is that my sd estate be divided as the Law directs, My further desire is that my Children be liberally educated out of my estate without touching any part or particle of their estates in division ally. My further desire is that in case the Land now belonging to Polly Finch the wife of William Finch should be sold, that my Exrs. whom I hereafter nominate, shall be empowered to sell any part of perishable property belonging to my estate, to raise money to purchase sd Land, for the benefit of my sd Children, My further desire that my Estate be appraised, I nominate & appoint my friends Jno. Applewhite Samuel Bart and Robert Nicholson Ecrs. to this my last Will & Testament, In Witness whereof I have hereunto set my hand & seal this twelfth day of February Eighteen hundred & eight.

Frederick Parker Seal

Signed & acknowledged
in presence of
Test
William Myrick Wilkerson
Capell, Judith Parker