

1826029

SOUTHAMPTON COUNTY  
CHANCERY PAPERS

GILLIAM

VS. GILLIAM etal.

1/1826

Gilliam

" 3 Bills. ant. & decem.  
Gilliam dr.

Mason.

July 1824 Intr decree

To the worshipful the County Court of Southampton in Chancery sitting  
Humbly complaining sheweth unto your worships your Oratrix Araminta  
Gilliam, <sup>widow of Joseph Gilliam decd.</sup> that William Gilliam an infant son of yr Complt and her  
decd. Husband Joseph Gilliam, lately departed this life at a very  
tender age; that the said William at the time of his death was  
entitled to one fourth of the two thirds of the negro slaves which  
remained of the negro slaves belonging to the Estate of his decd.  
father, after allotting your Complt's dower, and also to the  
reversion of one fourth of those slaves which had been allotted  
to her dower as aforesaid. The said Joseph having left ~~three~~  
other children besides the said William - Your Oratrix is  
advised that she is entitled to one equal share of the said  
William's personal Estate, with his brothers Joseph S. Gilliam  
Richard M. Gilliam & his sister Ann Eliza Gilliam - That  
the slaves ~~of the~~ belonging to all the children aforesaid  
after the apportionment of your Complt's dower, were ~~held~~ by  
Henry R. Gilliam, the Guardian of the said orphans. & have  
remained in his possession, without division - That your  
Complt is anxious that distribution should be effected  
of this decd. son's personal property according to Law,  
as well of the negroes as of their heirs & profits since  
the death of the said Joseph the father - But so it is  
may it please the Court, no such distribution can be  
effected without the interposition of this worshipful Court  
where matters of this sort are peculiarly cognizable. To the  
end therefore, that the said Joseph S. Richard M. & Ann  
Eliza Gilliam orphans of Joseph Gilliam decd. by the  
said Henry R. Gilliam as their Guardian <sup>& the 1<sup>st</sup> ~~William~~ in his <sup>capacity</sup> individual</sup> may be made  
defendants hereto, and compelled to answer the allegations  
hereof, your Complt prays the commitment of Sh<sup>rs</sup> directed  
in Commanding & that your worships will decree a  
distribution of the said decedent's personal property  
according to Law, and an allotment to your Complt of  
her proportion thereof: that you will grant her such

other and gent. relief as may be consistent with Equity & good  
conscience, and as indubly bound, she will ever pray &c.

The answer of Henry R. Gilliam <sup>in his individual capacity &</sup> as Guardian to the infant  
defendants Joseph S. Rich<sup>d</sup> & Ann Eliza Gilliam to  
the foregoing Bill of Complaint - This Respondent having  
in answer to the said Bill, says it is true, that the  
said William died during his life, entitled to slaves &  
their profits from the time of his father's death, as set  
forth in the said Bill - that your Respondent has kind  
out the negroes belonging to the said orphans, & is ready  
to pay over the Compt's proportion thereof, whenever he  
shall be legally required so to do - & having answered  
he prays to be hence dismissed &c.

Aram<sup>a</sup> Gilliam's mother  
against.

Compt.

Henry R. Gilliam, Joseph S. Rich<sup>d</sup> & Ann Eliza Gilliam  
Gilliam infants by the said Henry R. Gilliam Chy

This cause was this day docketed by consent of parties  
and the assent of the court, and came on to be heard  
on the Bill, answer &c. upon consideration whereof the  
court doth adjudge, order, & decree, that James Mynick  
Arthur Mason, and Joseph Harris or any two of them  
do divide that portion of the negro slaves in the hands of  
the Defolt Henry R. Gilliam as Guardian to the orphans  
of Joseph Gilliam Gilliam dec<sup>d</sup> to which William Gilliam  
dec<sup>d</sup> was entitled at the time of his death, into four  
parcels of equal <sup>value</sup>, and allot one ~~of the~~ 3<sup>d</sup> parcels to  
the Compt Araminta Gilliam mother of the s<sup>d</sup> William  
in absolute property - and the other three parcels to the s<sup>d</sup>

Henry as Guardian to the surviving brother & sister of the s<sup>d</sup>  
decident - that the said Commissioners or those acting under  
this decree, do divide the negro slaves held by the said  
Araminta as her dower in her dec<sup>d</sup> husband's Estate first  
into four parcels of equal value, & then allot her in  
absolute fee simple Estate, one fourth of one of those  
parcels, to which the said Mrs Gilliam dec<sup>d</sup> was entitled  
subject to the s<sup>d</sup> Araminta's life Estate - It is further  
ordered and decreed, that s<sup>d</sup> Comm<sup>s</sup> or those executing  
this decree, do audit and settle the said Henry R. Gilliam  
acct of the hire & profits of that portion of the negro  
slaves held by him as afores<sup>d</sup>, which they shall ascertain  
to be of the Estate of the s<sup>d</sup> William dec<sup>d</sup> & subject to  
distribution amongst his heirs - and report the same,  
with all their acting under this order to this Court  
in order to a final decree

William D  
O Intro. Decree  
William B a Copy

Jan. 1876 Rept. act. of final  
Decree by consent

Stamilton County July Term 1824

Araminta Gilliam vs. Complaint  
against

In  
Chancery

Henry R. Gilliam in his individual capacity and  
as guardian to the infant defendants Joseph L. Richard M.  
and Ann Eliza Gilliam, heirs of Joseph Gilliam decd. Deft.

This Cause was this day docketed by Counsel of parties and the  
agent of the Court, and came on to be heard on the bill, answer &c. Upon  
consideration whereof the Court doth approve order and decree that James Mynck  
Arthur Williamson and Joseph Harris or any two of them, do divide that portion  
of the negro slaves <sup>then</sup> in hands of the defendant Henry R. Gilliam as guardian  
to the orphans of Joseph Gilliam deceased to which William Gilliam decd.  
was entitled at the time of his death into four parcels of equal value  
and allot one of the said parcels to the Complainant Araminta Gilliam  
mother of the said William in absolute property, and the other three  
parcels to the said Henry as guardian to the surviving brothers and sisters  
of the said deceased. That the said Commissioners or those acting under  
this decree, do divide the negro slaves held by the said Araminta as her  
dower in her deceased husband's Estate, first into four parcels of equal  
value, and then allot her in absolute fee simple estate one fourth of one  
of those parcels, to which the said William Gilliam <sup>dec'd</sup> was entitled  
subject to the said Araminta Gilliam's life estate. It is further decreed  
and ordered, that the said Commissioners or those acting under this  
decree, do audit and settle the said Henry R. Gilliam's account of the  
hire and profits of that portion of <sup>the</sup> negroes slaves held by him as  
aforesaid which they shall ascertain to be of the estate of the said William  
deceased and subject to distribution amongst his heirs, and report the  
same with all of their actings and doings under this order to the Court  
in order to a final decree.

Teste

A. Middleton Clk

In obedience to the annexed order we the undersigned  
have met and agreed to the within named Armenta  
Gilliam in fee simple of the negro ~~for the same~~ <sup>negro</sup>  
belonging to the estate of ~~Armenta~~ Gilliam (Infant  
a boy by the name of Bob & a negro Girl by  
the name of ~~Fanny~~ <sup>Fransey</sup> & of the dower held by  
Armenta Gilliam also in fee simple a negro <sup>boy</sup> by the  
name of Pipe & a negro Girl named Polly <sup>which</sup>  
is respectfully submitted to the Court

James A. Dyar  
Joseph Harris