

1828-048

SOUTHAMPTON COUNTY
CHANCERY PAPERS

WELLS v a vs. EDWARDS v a

11/1828

Other surnames: Moore,
Murfee

900
Wells
M } Bell and
Edward & Deere

1828 Am. derived as for. derived
+ filed up

To the worshipful the County Court of Southampton
town in this sitting humbly complaining
Martha unto your worship your orators &
oratrices Martha - Matthew - Elizabeth - Emma
William - James - Mary C. & Thomas Wells. in
by Allen Edwards. their next friend on this
behalf by the Court appointed. That
some short time past died James Edwards
their grandfather leaving a widow (Martha
and four children yet Allen Edwards -
John Edwards - Martha married to James
Moore & Elizabeth married to James Moore
and your orators & oratrices his grand children
who are provided for in his will duly made
and admitted to record in the office of this
County. Under some other children not pro-
vided for in consequence of previous advancem-
ents. - that he left a considerable estate
real & personal. and after other bequests &
debts directs the balance of his estate
consisting of twelve negroes to be divided into
five parts & one part given to each of
his before mentioned children and the
other one fifth to be equally divided among
your orators & oratrices. - that their aggregate

proportion will not admit of a division
among them in kind in consequence of
the ^{that Allen Edwards has duly sworn by} number to be divided among ^{George Edwards} in kind
consideration of the premises it is prayed
that the said four children of James Edwards
and dec^d be made parties heirs and that
they make true & perfect answers to the
allegations herein contained - that the
Court will decree a division & sale
according to the principles above and grant
such other & general relief as may seem
equitable & just And as in duty lie.

Allen Edwards
next friend.

The joint & separate answers of Allen
Edwards, Elor & Legatus of James Edwards
dec^d. John Edwards. James Murfee & Elizabeth
his wife. James Moore & Margaret his wife to the
bill of complaint in this Court granted them
by Martha Wells & others Their respondents having
& reserving de for answer thereto admit the
truth of the allegations therein contained and
have no objections to the decree prayed for they
however suggest that there will be no necessity
for a sale of the 4/5ths which they are entitled.

as their parts can be divided in kind
and having fully answered pray to be dismissed.

Allen Edwards
John Edwards
James Moore
James Murfee
Margaret Moore
Elizabeth Murfee

Wells. } decree
Edwards }

This Cause this day came on to be
heard upon the bill and ^{of} Exhibits whereupon
the Court doth ^{+ James Mafford} adjudge order and
decree. that Louis C. Hazard ^{Lay off} Edward
the nephew of which James ^{dec^d and poss^r}
(after taking out the specific legacies)
into five equal parts. and assign one
fifth to Allen Edwards. one fifth to
John Edwards. - one fifth to James Murfee
in right of his wife - one fifth to James
Moore in right of his wife and one fifth
to Allen Edwards. the Common Law guardian
to the Compt^r the children of Anthony Wells.
and the Court doth further order & decree
that the said Allen Edwards sell the
said fifth to the heirs ^{Edwards} place on a credit

of nine months taking bonds & good security
for the purchase money, which sale is either
to be made after giving 20 days notice or at
the sale of James Edwards, already advertised
and that he charge himself as their guardian
with the amount of such sales. — and that
the said Louis to request previously to signing
the other 4 Jettas to the parties interested take
from their bonds. payable to Allen Edwards
Exor of James Edwards. Conditioned to defend
the said property or any part that may
be required to answer the future debts or
demands of the estate of the said James
Edwards. & to defray their proportion of
the expenses of this decree. & that they
report to this Court in order to a final
decree —