

1830-022

SOUTHAMPTON COUNTY
CHANCERY PAPERS

REESE, WIDOW VS. REESE'S ADM'R. etal

1/1830

other surnames; Bittle

Reese's Widow

" $\frac{3}{4}$ Mile. S.

Reese's adm.

Marion

August 1826. Int. J. Deane

Reese's Copy

To the worshipful the County Court of Southampton, sitting
in chancery: Humbly complaining sheweth unto your
worships, your Compt. Pety Reese, that her late husband
Joseph Reese the elder, departed this life some time
since, possessed of a considerable estate, real & personal
having duly made and published his last will &
testament, which has been admitted to record by this
worshipful Court, a copy whereof is herewith exhibited
as a part of this Bill - That your Compt. within the
time prescribed by law, renounced the benefit of
the said will, and claimed her legal assignment
of dower, ~~that~~ appears by a copy of the order of Court
made in the premises, herewith also exhibited as a
part of this bill - That your Compt. hath thus become
entitled to her dower in the said Estate as well real
as personal, in the same manner, as if the said
Joseph had died Intestate - She further shews, that
one of the said Ex^{rs} being dead, and the other refusing
to qualify, admⁿ with the will annexed was granted
to John W. Reese, one of the legatees therein named,
who gave bond &c. as appears by a copy of his said
letters herewith exhibited, and who has the negro
slaves, stock &c. in his possession: That she is anxious that
her dower should be allotted her, but as it is, may
it please the Court, no such allotment can be made
without the interposition of this Court. In tender consid-
eration, whereof, ~~there~~ inasmuch as your Compt. is rene-
-diled at law, and only receivable in this Court, where
such matters are peculiarly cognizable - &c. the end
wherefore, that the said John W. Reese, as admⁿ. &c. and

in his character of Legatee, and Joseph M. H. Reese,
an infant by the said John W. his Guardian ad litem,
be made Defendants hereto, and compelled to answer
the allegations herof. She prays the Court will
Sp. & directed &c. that your worship will thereupon
decreed an allotment to your complt. one third
part in value of the land, and negro left by the
decedent. and grant her such other and gen. re-
-lief as may be consistent with Equity and good
conscience, and as in duty bound, she will
ever pray &c.

The answer of John M. Reese, as adm. with the
will annexed of Joseph Reese dec. &c. and of
Joseph M. H. Reese, by the said John W. his Guardian
ad litem, to the foregoing bill of complaint. These
Respondents, for answer thereto, saying &c. answer & say,
that they cannot gainsay the allegations thereof,
and have no objection to the prayer of the pettr
Bills, and having answered, pray to be hence
dismissed &c.

Reese's widow
against.

Reese's adm. &c. &c. In Chancery

This cause was this day docketed by consent
of parties, with the assent of the court, and came
on to be heard, as the Petr, answer, exhibits
filed, and was argued by counsel. On considera-
-tion whereof, the Court doth adjudge, order and
decree, that Drury Muller, Peter Edwards, and
William Francis, or any two of them, do attend
by the County Surveyor, ^{& slaves} divide the lands, whereof
Joseph Reese, the elder died seized and ~~possessed~~
into parcels of equal value, having regard to quality,
as well as to number or quantity, - and allot one
third thereof to the Pettr for her use during
her natural life, as her dower in her said dec.
husband's Estate, and that they allot one other third
part, to the Defat John M. and the other to the
Defat Joseph M. H. Reese - and how they
shall have acted in the premises, make re-
-port to Court, in order to a final decree -

Pres. ⁵urdon
or
Pres. adm

Secret

Copy

State of Mass

Southampton August County Court 1826

Sixty Reese

against

Complainants

John M Reese as administrator with the will annexed of
Joseph Reese decd and of Joseph M. H. Reese by the said
John M his Guardian ad litem

Defendants

In
Chancery

This Cause was this day docketed by Consent of parties with the
assent of the Court and came on to be heard on the bill and most exhibits filed,
and was argued by Counsel. On Consideration whereof the Court do adjudge order
and decree that Henry Matur Peter Edwards and William Francis or any two of
them do, attended by the County Surveyor, divide the lands and shares whereof
Joseph Reese the Elder decd seized and possessed, into parcels of equal value having
regard to quality as well as to number or quantity and allot one third thereof to the
Plaintiff for her use during her natural life as her dower in her said decd
husband's estate and that they allot one other third part to the defendant
John M and the other to the defendant Joseph M H Reese; and how they shall
have acted in the premises make report to Court in order to a final decree

A. copy

James Rockwell

Rece
vs
Rece. adm. of
An Admended
In locutory
Secur.

Southampton County January Court 1827

Party, Rede.

Compt

against

John W Rede as administrator with the will annexed of Joseph Rede Jr decd and of Joseph W Rede by the said John W Rede Guardian.

Defent

In Chancery

This Cause was this day again considered by Court and it appearing to the satisfaction of the Court that the shares of the defendants in the Lands on the late mortgage of Joseph Rede the Elder did never come to the sum of Three hundred dollars each and that it would greatly prove to their interest to have a sale of the same It is therefore decreed and ordered that Henry Walter Peter Edwards and Arthur Francis or any two of them do sell at public Auction on a credit of 12 months the two thirds of the said Land which were assigned to the said John W & Joseph W Rede as also their reversionary interest in the same Lands allotted to their said Mother as her dower to the highest bidder taking two thirds from the purchaser each for the one half of the purchase money and assign one to the said John W and the other to the Guardian of the said Joseph W Rede that they make a title to the purchaser and make report to this Court in order to a final decree

Teste James Rochelle. C. C.

Reese

Wm. Am. deere,
Reese.

Jan. 1827

Deere amended

copy

~~Right Petitioner~~

Compl't

against

John W. Reese as adm^r with the will
annexed of Joseph Reese Sen^r dec'd. Defendants } Rich^d.
and of Joseph ^{W. H.} Reese by the said John W.
his Ex^{or}.

This cause was this day again considered by Court
and it appearing to the satisfaction of the Court, that
the share of the Defendants in the lands in the bills
mentioned, whereof Joseph Reese The elder and dec'd,
would not amount to the sum of three hundred dollars
each, and that it w^d greatly promote their interests
to have a sale of the same - It is therefore decreed
and ordered, that Darius Waller, Peter Edwards and
Willie Francis or any two of them, do sell at
public auction, on a credit of 12 months, the
two thirds of the said lands, which were assigned
to the said John W. & Joseph W. H. Reese, as also
their reversionary interest in the dower lands
allotted to their said mother, as her dower,
to the highest bidder, taking two bonds from
the purchaser - for the one half of the purchase
money - and assign one to the said John W.
and the other to the Guardian of the said
Joseph W. H. Reese - that they make a bill
to the purchaser, and make report to the
Court in order to a final decree

Joseph W. Reese

Rec'd

" } amended order.

Rec'd

1828 ^{April} ~~March~~ done as filed
+

Puty Reese.

Pliff.

} In Ch.

²
John W. Reese as adm. d. of Joseph Reese?
& Joseph W. P. Reese, an infant. by the said. Pliffs:
John W. Reese, his guardians ad litem.

This cause, was this day ~~seized~~ by consent of parties, and for reasons appearing to the Court, it is decreed and ordered, that Decury Waller, Peter Edwards, and Lillie Francis, or any two of them do sell the entire lauded estate of which the decedent Joseph Reese died seized on a credit of 12 months, after advertising the time and place of sale - that they take three bonds for the purchase money, with good security, and return them with their report to Court, and make a deed to the purchaser for the premises; and report their proceedings to Court, in order to a final decree.

Rece

as Copy records

Rece of

for Commissions

1828 July Rep. vol. 400

1830 Jan. dec. for the 1828
to which the land set by the
Com. to the parties entitled.

Southampton County April Court 1828.

Polly Reese
against

Plaintiff

In Chancery

John W Reese as administrator &c of Joseph Reese dec.
& Joseph W P Reese an infant by the said John W Reese
his Guardian ad litem

Defendants

This cause was this day heard by consent of parties, and for reasons appearing to the Court, it is decreed and ordered that Drury Waller Peter Edwards, and Willie Francis or any two of them do sell the entire landed estate of which the decedent Joseph Reese died seized, on a credit of twelve months after advertising the time and place of sale that they take three bonds for the purchase money with good security, and return them with their report to Court and make a deed to the purchaser for the premises, and report their proceedings to the Court in order to a final decree -

Attest Jno James Rockwell cc

Southampton County Court May 19th 1828

Polly Reese

against

Plaintiff

In Chancery

John W Reese administrator &c of Joseph Reese dec.
& Joseph W P Reese an infant by the said John W Reese
his Guardian ad litem

Defendants

This cause was again taken up by consent of parties with the assent of the Court and came on to be heard on the bill, answer &c and it appearing to the satisfaction of the Court that the said Polly Reese as widow of Rivers Reese dec^d was entitled to $\frac{2}{3}$ part of the land in the bill mentioned as her dower in her said first husband's estate - that the said Joseph Reese dec^d her last husband was at the time of his death entitled to $\frac{1}{3}$ of the remaining $\frac{2}{3}$ and $\frac{1}{2}$ of the dower at her death, by purchase from one of the two children then left by the said Rivers Reese, daughter & the other co-heiress of the said Rivers Reese dec^d being entitled to the other moiety, ^{and consenting to this decree} it is ordered and decreed, that the same commissioners who were directed to execute the former interlocutory order made in this cause, do sell the said entire tract of land, on the terms therein set forth taking bond with good security of the purchaser.

for the purchase money that is, one bond for one ninth part, one bond
for one half of the surplus and one bond for the balance, and how they
shall have acted in the premises make report with the bonds thus taken
to the Court in order to a final decree.

Attesty Seal James Rockelle Clerk

Rece

as Copy accords

Rece &c

For Commissioners

1828 July Ref. Vol. 4770

1830 Jan. 10. for the 1828
to which the bond was by the
Court to the parties written.

Reese &c.

m

Reese &c.

This cause was again taken up by consent of parties with the ^{agent of the} Court, and came on to be heard on the bill am. &c. and it appearing to the satisfaction of the Court, that the v.^d Picky Reese as widow of Rivers Reese, dec.^d was entitled to $\frac{1}{3}$ ^d part of the land in the bill mentioned, as her dower in her said first husband's estate - that the said Joseph Reese dec.^d her last husband was at the time of his death entitled to $\frac{1}{2}$ of the remaining $\frac{1}{3}$ ^d and $\frac{1}{2}$ of the said dower at her death, by purchase from one of the two children & heirs left by the said Rivers Reese at his death. and Lucy Bitter widow, formerly Reese, daughter & the other co-heirs of the said Rivers Reese dec.^d being entitled to the other moiety. It is ordered & decreed, that the same Commrs. who were directed to execute the former interlocutory order

made in this cause, do sell the said entire tract
of land on the terms therein set forth taking bonds
with good security of the purchasers, ^{for the purchase money on bond,} that is, for one
ninth part thereof, one bond for one half of the surplus
and one bond for the balance & how they shall have
acted in the premises, make report with the bonds
there taken, to the Court, in order to a final de-
cree: —

Here

as { Deeds

Receiv

1828 (May filed above)
+

Report on the
Estate of
Joseph Ruffalo

1828 August report out:
final decree by consent.

Agreeable to a decree of the County Court of Southampton
bearing date August Coast eighteen hundred and twenty
six, we the undersigned have agreeable to the said decree
have appraised the Slaves belonging to the Estate of Joseph
Nuss dec'd and made the following division - To Wm,
We assign to Perty Nuss in behalf of her dower the follow
ing Slaves, One Negro man named Dick, woman Amy
and child Susan, Boy Jim, Girl Hester, and Girl Ma
nerva, amount to Eleven hundred and ninety seven dollars.
We assign to John W. Nuss One Man Tom, Girl Edith
Man Moses, Girl Harriet, and boy Reddick, am't to
Twelve hundred and thirty dollars, by paying over to
Perty Nuss sixteen dollars, We also assign to Joseph
W. H. Nuss, the following Slaves, One Man Sam, wo
man Jimmy, ^{Girl} ~~man~~ Beck, boy Jack, Girl Cherry, am't to
Twelve hundred and fifteen dollars, by his paying over
to Perty Nuss One dollar, Given under our hands this
29th day of Novr. Eighteen hundred and twenty six,

Peter Edwards

Willie Francis

Report on Sale of
Land belonging to
the Estate of Joseph
Allen & James Allen

1830 January 27th Received of James Vochell Clerk of the
County Court of Southampton one Bond amounting to one hundred
and eighty two dollars and fifty six cents. Executed by Edward Reese
Hardy Harris and John Gizzard to Melu. Fromer and Drury
Wallin Commissioners appointed by said Court to decide the claims of
of Rivers ^{it being my proportionable part of the land of said River Reese dec'd} ~~dec'd~~
of Rivers Reese dec'd agreeable to an order of the aforesaid Court.
made 18th day of January 1830.

Edw Edwards
for Lucy Bittle

Received March 16th 1830 of the Clerk Southampton a bond for forty
five dollars 50 cents in full of Pety Reese proportionable part of the sale
of the land of River Reese dec'd. Also Received a bond amounting to one
hundred and eighty two dollars 50 cents the proportionable part of the
legacies of Joseph Reese dec'd for whom I am Guardian —

Witness

Edw Edwards

John W. Reese

Agreeable to an Order of the County Court of Southampton bearing date April 1828
we the undersigned have sold the Land belonging to the Estate of Joseph ^{deceased} Rivers Rose
deceased and make the following report,

D^o The Estate of Joseph Rose deceased, And Rivers Rose deceased in Account with
Grevy Walter and Willis Francis ^{6th}

To Commissions on sale of Land at 5 p.c. --- }	21	61 $\frac{1}{4}$	1828 June 26	By Sale of 126 Acres Land ---	\$432	25
" Balance due Legatus	410	63 $\frac{3}{4}$				
\$	432	25 $\frac{1}{2}$		By Balance due Legatus ---	410	64
" Paid Piercy Rose & Co.	45	62				
" p ^r Legatus of Joseph Rose deceased p ^r p ^r	182	56				
" p ^r Legatus of Rivers Rose deceased p ^r p ^r	182	56				
\$	410	64			410	64

Given under our hands this
16th day of July 1828 ---

Grevy Walter }
Willis Francis } Commissioners

Mr. John P. Mason
To County N.

Dear Sir. You will deliver to Mr
John W. Russ. a bond which lies
in the clerks office. executed to me
by Edward Russ & Hardy Harris
& John Grizzard. his securities
and You will very much Oblige
Yours &c.

Witness
Giles Russ

her
Pietys Russ
Mark

Mr. Rachel Esq.

Please send me by Mr Peter Edwards
the bond, which I was to receive by the order of Court of 18th Inst.
It is a bond given for the purchase of land belonging to
Peters Russ. & c.

Jan^y 25th 1830

her
Lucy Biddle
Mark

Southampton County Solicit This may surtify that I am
willing for the Land to be sold whien belonging to
the estate of Revers Joseph Reed ^{decd}

Test
Willie Francis

Subst + Reuse
master