

1837-031 SOUTHAMPTON COUNTY
CHANCERY PAPERS

IVEY & al, GUARDIAN VS. IVEY

1/1837

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Griffin Gon ^{Asps} to letin } Brie
they } aneum
vs } an
17 Ivig } Decree

1835 June Decree as per decree filed

1837 Jan - Repl. Ret^d Hconf?
28

(Philly 1890)

To the worshipful, the County Court of Southampton
in Chancery sitting.

Humbly complaining sheweth unto your worshipps
your orators & oratrices James Ivey, & ~~the~~ Ivey
William Ivey. & George Ivey.

By Benjamin Griffin their Guardian ad litem, that
their mother Frances Ivey being seized of a small
tract or parcel of land, did sometime about the year
intermarry with one Kinchen Ivey, that after
the intermarriage, that she did unite in a conveyance
of said land, with her husband to a certain William
H Brounup. to satisfy debts then due and owing by
the sd K. Ivey to the said Brounup. That after
this conveyance. The sd Brounup reconveyed the said
land to the sd Frances Ivey for life, as a separate
estate, remainder to the Children of F Ivey. That
your orators & oratrices being thus entitled to the fee simple
in said land being advised that it would be greatly
to their advantage to convert the same into money.
and being furthermore advised that this may be done
according to law, where the proportions of each do
not amount to £300- They humbly pray of our worshipps
in consideration of the premises, & the further consideration
of their desire to leave this State. to Appoint two
or more Commissioners, whose duty it shall be
to advertise the said land for twenty ~~the~~ days. at
three or more public places in the County. & at

the expiration thereof sell the same to the highest bidder for cash or on a credit as they may deem best. & That they be directed out of the purchase money to allot to Fanny Ivey in lieu of her life estate one fifth part and pay the remainder over to the Guardian of our Complacants, and how they shall have executed this order report to this Court in order to a final decree.
Ridley p. 4.

Griffin Gon ad Litem
vs

Ivey - The answer of Fanny Ivey -

of our Respondents, saving and reserving to herself all benefit of exception that may hereafter arise to the errors in the bill contained. For answer thereto, or unto so much thereof as she is advised it is at all material for her to answer, Answering. Says that the facts as set forth in the bill of the Complacants are substantially true & that she is not only willing, but anxious for the decree prayed for, and having answered pray's herein to be dismissed.

Griffin Guardian ad Litem
vs

Frances Ivey -

This day this cause was docketed by consent of parties and came on to be heard on the bill, answer and argument of Council, on consideration whereof the Court doth order, adjudge and decree, that Jacob Williams, Lewis Worrel jr & Benjamin Lamb, be appointed Commissioners by two of whom may act. That they advertise for sale, for twenty days the land whereon Fanny Ivey now lives, & at the expiration of the term, sell at auction to the highest bidder for cash or on a credit as they may deem best, that out of the monies they allot to Frances Ivey in lieu of her life estate one fifth part in fee simple & pay the remainder over to the Guardian at Law of the Children of sd F. Ivey. And how they shall have executed this order report to this Court in order to a final decree -

Issey &c
v } copy Decree
Issey.

In Southampton County Court June term 1836

James Ivey, Ann T. Ivey, William Ivey & George Ivey by Benjamin Griffin their Guardian ad litem.

against
Fanny Ivey.

Plffs }
Deft } In Chancery.

This day this cause was docketed by consent of parties and came on to be heard on the bill, answer and arguments of counsel, on consideration whereof the Court doth order, adjudge and decree, that Jacob Williams, Lewis Norrell Jr. & Benjamin Lamb be appointed commissioners any two of whom may act that they advertise for sale for twenty days the Land whereon Fanny Ivey now lives & at the expiration of the term sell at auction to the highest bidder for cash or on a credit as they may seem best, that out of the moneys she allot to Frances Ivey in lieu of her life estate one fifth part to in fee simple & pay to remainder over to the Guardian at Law of the children of sd. F. Ivey and how they shall have executed this order report to this Court in order to a final decree

Atty. Teste J. P. Edwards clk
" "

Jury } Report
n }
Jury }

1837 Jury. Rita V R

Agreeably to a Decree of the County Court of Southampton to us directed, dated June term 1836, and hereto annexed. We the undersigned Commissioners as expressed in said Decree, in obedience to the requisitions thereof, have sold the tract of land on which Fanny Ivey lives, containing three hundred and seven acres after advertising the time and place of Sale, as directed by the decree aforesaid, on a credit of twelve months, for a part of the money, from the 25th day of December 1836, and C. C. Thomas Ridley became the purchaser for the sum of four dollars, twelve & half cents pr. acre, which amounts to \$1266.37½ from that sum we have deducted five percent for our Commissions, leaves the sum of \$1203.06 from which deduct \$10.00 for Attorney's fee, \$2.32 for Clerk's fee, and \$5.00 for Surveyor's fee, leaves \$1185.74 nett amount, - for which we have received from said Ridley the sum of two hundred and thirty seven dollars and fifteen cents in cash, for the benefit of said Fanny Ivey, it being one fifth part of the nett amount Sales of said land, which amount we have paid over to said Fanny Ivey and taken her receipt for the same, We have also received from said Ridley, the sum of one hundred Dollars in cash, and taken a Bond for the ballance, say Eight hundred and forty eight dollars, and fifty nine cents, payable December 25th 1837, which said Cash (\$100.00) and Bond (\$848.59) is for the benefit of James, - Ann J. - William and George Ivey, and is retained by Lewis Norrell who was recently appointed their Guardian, we have also taken another bond for the sum of Eighty Dollars & 3½ cents, the amount of our Commissions and other expenses as above stated, payable December 25th 1837, - respectfully
January 1837.

Jas W. Williams
Lewis Norrell
Benj. A. Lamb