

1839-020 SOUTHAMPTON COUNTY  
CHANCERY PAPERS

STORY etal vs. STORY

3/1839

other surnames: Hancock

Stay L  
2 3 Bill Hunt.  
Stay to

Nov 1822. Nov deers

Produce.

To the worshipful the County Court of Southampton  
in Ch. of Sitting

Humbly complaining shew to your  
worships your orators foratrix Thomas Samuel  
Harriet, Amanda, Louisa Jane, Mary, Martha  
& Emily Eliza Story  
being the eight infant children of Jesse Story decd.  
by Zachariah Story their next friend, the s<sup>r</sup>. Zacha-  
-riah Story in his individual capacity - Samuel  
Story - (and Benjamin Story, that a certain  
Stephen Hancock departed this life many years  
since having regularly devised to his widow Lucy  
Hancock for life a tract of land in this County  
containing about 100 acres that her death to go to  
his five nephews, to wit Jesse, Zachariah, Samuel  
& Benj<sup>n</sup> afores<sup>d</sup>. & Lemuel Story who is prayed to  
be made def<sup>t</sup>. hereto. That since the death of  
the s<sup>r</sup>. testator the s<sup>r</sup>. Jesse has also died leaving  
issue as afores<sup>d</sup>. That the s<sup>r</sup>. widow has also recent-  
ly departed this life in which the s<sup>r</sup>. land should  
be sold for the purpose of effecting a division  
according to the s<sup>r</sup>. will, which can only be  
done by the interposition of a court of equity,  
to the end therefore that the s<sup>r</sup>. def<sup>t</sup>. may answer  
the premises - that your worships decree a  
sale of the s<sup>r</sup>. land & division of the proceeds  
according to law & moreover grant your Compts  
general relief in the premises. - May  
it please &c.

The answer of Samuel Story to the foregoing Bill of  
Complaint. This respondent saving to himself  
for answer to the said Bill the right that he cannot  
gain say its allegations. & has no objection to the  
Sale of the land in prayer for; - and now says and  
- would be prayed to be hence dismissed &c.

Story vs  
Story

This cause was this day docketed & tried  
by consent of parties on the Bill ans. & exhibit filed  
of the Court on due consideration doth order & decree  
that James Bishop, Dean Vick, John Thomas &  
John Spencer or any three of them do proceed after  
having given notice in public notice of the time &  
place of Sale to sell at public auction to the highest  
bidder the tract of land which Stephen Hancock  
decd. devised to his widow Lucy for life, in a term  
of twelve months - that they divide the amount  
of purchase money into five equal parts & take  
five separate bonds with good security from the  
purchaser - that they give one of the s. bonds to  
Zachariah Story - one to Samuel Story - one to  
Benj. Story - one to Samuel Story & return the  
remaining one to the Court should not the guardian  
of the eight children of Liza Story decd. apply to  
them for it - to be deposited in the office subject  
to the application of the said children of Liza  
Story whenever they or their guardian may regularly  
apply for it. And the s. Court missives having  
carried this decree into effect will report their  
proceedings in the premises to this Court in  
order to a final decree. —

Story H.

W

Story H.

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Decees

1839. Mar. On to delaware H

Go. Cuyler County. March Court 1823

Story J.C. — — — — — Complainants

Story J.C. — — — — — Defendants

} In Chancery

This day came again the Parties by their attorneys  
and by their Consent and with the assent of the Court.  
It is decreed and ordered that the Commissioners within  
mentioned, do convey by and the legal title to the  
land in the within decree mentioned — to the purchaser  
thereof — and make report thereof to the Court —

Teste A. Middleton J.C.



Local Court County Nat. Court 1822

Thomas, Samuel, Harriett, Amasa  
Louisa Jane, Mary, Martha and Emeline  
Eliza Story infant Children of Ipe Story decd.  
by Zachariah Story their next friends and  
the said Zachariah Story in his individual Capacity  
Saml. Story and Benjamin Story . . . Complamants  
against  
Lemuel Story . . . Defendants

In  
Ch. 4.

This Cause was this day docketed and tried by Consent  
of parties on the bill answer and exhibits filed, and the Court  
on due Consideration, doth adjudge order and decree, that  
James Bishop, Exum Vick, John Thomas and John Spencer  
or any three of them, do proceed after having given reasonable  
public notice of the time and place of Sale, do sell at public  
Auction to the highest bidder, the tract of Land which Stephen  
Hancock decd. devised to his widow Lucy for life, on a credit  
of twelve months, and doth divide the amount of purchase  
money into four equal parts. The five separate bonds  
with good Security from the purchaser, that they assign  
one of the said bonds to Zachariah Story, one to Samuel  
Story - one to Benjamin Story - one to Lemuel Story and  
return the remaining one to this Court. Should not the  
guardian of the eight Children of Ipe Story decd. apply  
to them (for it to be disposed in the Clerk's office subject  
to the application of the said Children of Ipe Story decd.  
whenever they or their guardian may regularly apply for it  
and the said Commissioners having carried this decree into  
effect will report their proceedings in the premises to this  
Court in order to a final decree  
kde

A. Middleton D.C.

James Bishop }  
Cecum Wick V }  
John Spencer }

Commissioners

Report  
of the  
Lands of  
Stephen Hancock  
(Deed)

In Compliance with the Decree hereto annexed, we the undersigners after giving reasonable Notice of the time and place of the sale of the Lands specified in <sup>the</sup> ~~the~~ decree did sell at public Sale to the highest bidder ~~the~~ Lands on the Terms of Twelve Months credit to be given the purchaser to which Samuel Story one of the parties in <sup>the</sup> ~~the~~ Decree became the <sup>the</sup> ~~the~~ purchaser for the Sum of Seven Hundred Fifty six Dollars of which sum he the <sup>the</sup> ~~the~~ Samuel Story (agreeable to <sup>the</sup> ~~the~~ Decree) was entitled to one fifth part part of <sup>the</sup> ~~the~~ Sum and for the remaining four fifths we the <sup>the</sup> ~~the~~ undersigners did require and take of him the <sup>the</sup> ~~the~~ Samuel Story four separate bonds with approved Security to the Amount of One hundred and fifty one Dollars and Twenty Cents each which <sup>the</sup> ~~the~~ Bonds we have assigned One to Zacheus Story One to Samuel Story One to Benjamin Story and the remaining One we now return to the Court to be deposited in the Clerks office there to remain until some person or persons apply for the same with Legal Authority to demand and receive the same for the benefit of Thomas Samuel Harriott Amanda Louisa Jane Mary Martha and Emelinea Eliza Story Infant Children of Jesse Story Deces. agreeable to <sup>the</sup> ~~the~~ Decree to which we have hereunto set our hands in order to a final decree —

James Bishop

John Spencer

Com. &c.

The Clerk of Southampton Court, Will please deliver to Tho.<sup>d</sup> B.  
Worrrell, the bond executed by Leml. Story to the Comm<sup>rs</sup>  
appointed to sell the land of Stephen Hancock dec<sup>d</sup>. an  
Order of Court for the delivery of said bond was obtained  
this term (March Court 1839-)

Witness

Benjamin, E. Saughby

her  
Polley J. Story Adm<sup>r</sup> of  
Leml. Story dec<sup>d</sup>.  
March 19<sup>th</sup> 1839.

1839 Mar 19 Received of the Clerk of Southampton the bond above referred  
To: Tho.<sup>d</sup> B. Worrrell