

1840-013 SOUTHAMPTON COUNTY
CHANCERY PAPERS

LEE and Wife VS. MUSGRAVE'S ADM'R. et al
1/1840

Plat

N.B. Sheets pasted Together + folded.

~~Sept 1839~~

or

Clarendon

series

1839 Nov. decree as filed &c.

1840 Jan. Report.

To the Worshipful County Court of Southampton
sitting in Chancery.

Humbly complaining shew unto your worships
your complainants Joshua Lee & Charlotte
his wife who was widow of Robt J Musgrave decd.
shew to the Court that sd Musgrave died some time
since leaving a widow & three children, and
your Compts are advised that by Law the widow
is entitled to one third of the Land & Negroes
as dower in sd estate, that she is now anxious
to enjoy sd dower, and to this end prays this Court
as she is remediless at Law, to appoint
Commissioners to allow sd dower to her
according to Law, they pray that the Represen-
tative of sd Musgrave together with his heirs
to be defended by their next friends may be
made a party defendants to this bill with
apt & proper words to bind them as such.
and praying the Comrs with of & pa directing
s- and they will ever pray &c -

The Answer of Joseph J Lee decd actg of R. J.
Musgrave decd and as next friend to the Infants
George Robert & Sarah Musgrave -

This Respondent saving to himself all benefit
of just exception to the above bill, For answer says
that he has no objection to the decree
prayed for and having answered pray to be
himself dismissed -

High & wife

vs
Cland & others. } decrees

This day this cause ~~was~~ docketed by leave
of Court & consent of parties, and came on to be
heard on the bill and answer & was argued by
Council, on consideration whereof the Court
with order, adjudge and decree, that Nathaniel
Francis, William H. Nicholson, Peter Edwards
and Samuel Drury be appointed Commissioners
any three of whom may act. That they do attend
led by a competent surveyor, allot to Charlotte
Lee, who was widow of John T. Musgrave one
third of the land whereof sd Musgrave
did seized in dower. also allot to ^{the} one
third of the slave's sd estate for life, regard
being had to value in making sd allotment
and report their proceedings to the Court for
a final decree to be had in the premises

De Wolfe
v { Lane
Mugraes & Co.

For Commissioners.

Southampton November Court 1839

Joshua Lee & Charlotte his wife who was Widow of Robert T Musgrave dec'd. ~~Plffs~~ ~~vs~~ ~~the~~
to ^{against} Joseph Heland a son of Robert T Musgrave dec'd and
as next friend to George Robert & Sarah (Musgrave) Defts

This day this cause was docketed by the leave of Court & consent of parties
and came on to be heard on the bill and answer & was argued by counsel on consid-
eration whereof the Court doth order adjudge and decree that Nathaniel Francis
William H Nicholson Peter Edwards and Samuel Drewry be appointed commissioners
any three of whom may act, that they do attended by a competent Surveyor
allot to Charlotte Lee who was widow of Robert T Musgrave one third of the
Land whereof sd Musgrave died seized, as dower also allot to her one third of
the slaves of sd estate for life, regard being had to value in making sd
allotment and report their proceedings to the Court for a final decree to be
had in the premises

A Copy

Teste L R Edwards Clk

Pursuant to an Order from the worshipfull
 Court of Southampton City bearing date November Court
 1839 and hereunto annexed. We the undersigned Commrs
 proceeded, as directed to divide all the slaves belonging to the
 Estate of Robt. W. Musgrave Decd. with the exception of a negro
 man named Arthur. which slave the said Musgrave's Estate
 holds only a life Interest. consequently at the death of Mrs. Mary
 Edwards the said man Arthur will descend to the heirs of Sam-
 = and Turner Decd., being thus situated. The Parties desired that he
 the said slave should be so placed. that each may draw an equal
 Interest. agreeable to their respective. legal claims, knowing no mode
 to be more equitable. we have taken no notice of him in the
 allotment. further than to place him in the hands of Joseph W.
 Cloud. Adm. of Robt. W. Musgrave, and also acting Guardian for the
 alphans with the view that ~~he~~ shall be annually hired out. till
 such interest as the said Estate holds in the said slave shall terminate
 and retain two thirds of the amount of hire for the benefit of the alph-
 = ans. and the remaining third pay over to Charlotte Leigh. as her dower
~~Interest~~. as it may be considered that we have not strictly attended
 to your decree, we respectfully ask your consideration and concurren-
 = ce respecting the ~~said~~ slave. The valuation and allotment is as
 below stated —

Man Arthur to be hired out and proceeds to be distributed as above stated.	
" Frank \$700.00	} Allotted as dower to Charlotte Leigh as follows
" Bob — 700.00	
" Lewis — 500.00	
" Hardy — 600.00	
boy Jackson — 400.00	
" Gorton — 300.00	
" Madison 225.00	
Woman Winney — 225.00	
" Linney — 425.00	
" Winney child — —	
" Emmaline 3 600.00	Man Frank \$700.00
<u>1/3 4675.00</u>	boy Gorton — 300.00
Dower Interest — 1558.33 1/3	Woman Winney child — —
	Emmaline — 3 600.00
	<u>1600.00</u>
	dower Interest — 1558.33 1/3
	This amount of 41.66 2/3 is to
	be paid by Charlotte Leigh to the Estate being
	more than her dower Interest, given under our
	hands this 20 day of December 1839 —
	James Drewry
	Nathaniel Francis
	Peter Edwards

D. Musgrave

Power to
 Dr. Musgrave's
 Widow
 387 Acres

Horse Meadow

Pine
 Pines

Oak Oak.

15.3 Acres

Taken off by plat of
 Geo. H. Ford

Wm. D. Ford Sur. Gen.

Horse Branch
 Cox's Branch

498 2 465
 11 5 2 11

Horse Branch

Wm. D. Howard Secy. Genl.

$$\begin{array}{r} 387 \\ 153 \\ \hline 540 \end{array}$$