

1841-026 SOUTHAMPTON COUNTY
CHANCERY PAPERS

SCREWS^{vs} VS GARDNER^{vs}

11/1841

Screws
or { Bill ^{er} ~~is~~ now
Chry
Gardner

1821 July - July deced -
" Oct. Report.
" Nov. Confm.

John M. Gurley
guardian ad litem
to Bennet Screws
and Robert Screws.

Parker & Wagon

To the worshipful the County Court of South
ampton sitting in Chancery

Humblly complaining
they leave to show to your worshipps your compl
aintants Bennet Grews & Robert Grews in par
ts of Elizabeth Grews decd by John Gury
their next friend and guardian ad litem
That sometime in the year of Elizabeth
Grews departed this life intestate leaving a small
tract of Land and the following children to wit
Bennett Grews Robert Grews Arthur Gard
ner John & Wm Gardner who are adults
all equally entitled to the same interest
in the land aforesaid and your complain
ants they leave farther to state that the
land will not amount to three hund
red dollars each share and it being pro
vided by and act of the General Assembly
that in case each share shall be less
than 100 the Land shall be sold
and not divided. But so it is may
it please your worshipps your complainants
are wholly remedied at law and only
relievable in equity where such matters are
~~remedied~~ adjusted. In tender consideration
your complainants pray that your worshipps
will make John Wm & Arthur Gard
ner defendants to this bill of comp.
laint and compel them to answer the
allegations herein charged and decree
a Sale of the Land aforesaid upon
such terms as your worshipps may think
best to promote the interests of all parties
and grant them the court writ of Subpoena
directed to the commanding He said they

and such other relief both general and special
as may be consistent with equity and the rules
of this court and they will ever pray as in
duty bound

Parker & Williamson

The answers of Arthur John & Wm Gardner
to a Bill of complaint exhibited against
them in County Court of Southampton by
Benett & Robert Grews by John G. Gurley
their next friend. Answering saying
to them selves the benefit of all just
exception, say that it is true that Eliza-
beth Grews died intestate as stated
in the Bill of Complaint and so far
as they know or have any right to
believe the allegations are true
the Bill aforesaid and they
have no objection to the decree
prayed for and having answer
asked to be dismissed

Arthur Gardner
John Gardner
& Wm Gardner

Grews by John G. Gurley guardian ad litem } Plffs
against- } in litem
Gardner et al } Defts

This day this cause was docketed
by consent of parties and with the like consent
of the court came on to be heard on the
Bill answer and argument of counsel
whereupon the court doth adjudge order
and decree that ~~John~~ M. Gurley be appor-
nited commissioner to
sell the lands whereof Elizabeth Grews was
seised and possessed in the county of
Southampton on a credit of six months
to the highest bidder after ~~seven~~ ^{ten}
day notice of the time and place of sale
and take of the purchaser five bonds
of equal amount and pay one to Arthur
Gardner one to John Gardner one to Wm
Gardner and retain the other two for
Benett & Robert Grews first taking ac-
count of the purchaser with the bonds
and make a deed to the pur-
chaser and make a report to this court
in order to a final decree for
you have acted in the premises

Sharon & Co. } In ch
" } Report.
Gardner & Co.

Bennete Scram Robert Scram infants of Elizabeth
Scram dec'd by Mrs M Guley their next friend &
Guard ad litem

Stiff } In ch:

Against
Arthur, John & Wm Gordon as Defts

John M Guley the Commissioner
named in the Decree heretofore entered
in this cause, having made sale of the land
named in said Decree, after giving the public
notice required by said Decree, viz, have to report
that said land sold for the sum of sixty
Eight Dollars & fifty Cents. That he took five
bonds in equal amounts, one of which two
Commissioners paid over to Arthur Gordon
one to Wm Gordon, One to John Gordon
The other two by Commissioner retained as
Guaranties to Robert & Bennete Scram, all
of which is respectfully submitted &c.

Jno. M Guley Commr.