

1846-136 SOUTHAMPTON COUNTY
CHANCERY PAPERS

WILLIAMS et al vs. WILLIAMS, ADMR.

1/1846

Williams & Co
as $\frac{1}{2}$ Decree
Williams adm^r

1845 Nov. Decree as filed
+ Dec. Report.

1846 Jan. Conf.^d

To the worshipful county Court of Southampton in chancery sitting

Humbly complaining your complainants
Elizabeth Williams, Penelope S. Williams, Edwin M. Williams and
Catherine S. Williams shew unto your worshipps that some
time in the year 1845 James S. Williams of the county
of Southampton died intestate leaving considerable property
both personal and real and leaving Elizabeth Williams his
wife Catherine S. Williams Penelope S. Williams, Edwin M.
Williams and Elijah S. Williams his children his only
distributes and heirs at law that at the October term of
the county court of Southampton Elijah S. Williams
qualified as his administrator giving bond and security
according to law for the due performance of his duties
your complainants are fully convinced and charge
that there will be a large amount of property left
in the hands of the administrator after paying all the
debts of the estate to which they will be entitled
In kind consideration whereof and inasmuch as
your complainants are without remedy at law and
entitled to relief only in a court of equity they therefore
humbly pray that your worshipps would make Elijah
S. Williams in his own right and as administrator of
James S. Williams a party defendant to this bill and
compel as full and perfect answer make to the allegations
therein contained as if he had been thereunto more fully
and specially interrogated and that your worshipps
would decree that he pay one third of the land
in value together with one third of the slaves and
other personal property whereof James S. Williams died
seized and proposed to Elizabeth Williams as dower
and that the remainder of the estate be equally divided
among the four children Catherine S., Penelope S.,
Edwin M. and Elijah S. Williams and that your worshipps
would grant such other and general relief the premises
considered as equity may dictate and the nature of this
case may require and as in duty bound your
complainants will ever pray &c.

P. S. J. S.
Answer of Elijah S. Williams in his own right and as
administrator of James S. Williams to a bill exhibited as
aforesaid in the county court of Southampton by Elizabeth
Williams & al. &c.

This defendant saving to himself
all manner of exceptions to the said bill for answer

thrusts or as much (thrust as he is advised it is material
for him to answer answering says that he admits
the allegations contained in the plaintiffs bill to be
true and is ready to abide by any decree which the
court may think proper to make and having fully
answered pray hence to be dismissed with his costs

Williams & al

vs E

Done

Williams

By consent of parties this cause

came on this day to be heard

on the bill and answer and was argued by counsel
upon the hearing of which the court doth advise
order and decree that James D Boyant John

Moore and ~~James~~ ^{Robert} Murray be appointed commissioners
by this court any two of whom may act under
this decree that they assign to Elizabeth Williams one
third of lands in value together with one third of
the slaves and other personal property which James
& Williams did seized and possessed the said said
slaves to hold by the said Elizabeth Williams during
her life the other property in fee that they then
divide the remainder of the estate both real and
personal into four equal parts and if the said
division cannot be effected without that they sell as
many of the slaves as may be necessary for that
purpose and assign one fourth to Catherine S Williams
one fourth to Penelope S Williams one fourth to Edwin
W Williams and one fourth to Elizabeth S Williams after
having paid the costs of this decree and that the
commissioners make report to this court in order to a
final decree.

Williams

to } Report.

Williams

1925 December Term

The undersigned commissioners acting in conformity with a decree of the county court of Southampton bearing date November 1845, have this day met and divided the negroes belonging to the Estate of James C Williams, in the following manner viz they have assigned & allotted to Mrs Elizabeth Williams ^{as her} dower right ~~in~~ three negroes viz man Albert, woman Phyllis & Boy Anthony —

By consent of Parties all of lawful age the ~~Boy~~ negro boy Levi with two hundred and sixty eight dollars $\frac{75}{100}$ was assigned to Catharine L Williams —

The remaining Lots were drawn for & to Penelope J Williams was allotted negro woman Patience together with forty three dollars $\frac{75}{100}$ —

To Edwin H Williams was allotted negro man George the said Edwin H Williams paying one hundred and fifty six dollars $\frac{25}{100}$ to Catharine L Williams & Penelope J Williams in their respective Proportions viz to Catharine L Williams one hundred & thirty four dollars $\frac{37\frac{1}{2}}{100}$ and to Penelope J Williams the sum of twenty one dollars $\frac{87\frac{1}{2}}{100}$ —

To Elijah J. Williams was allotted negro man William the said Elijah J. Williams paying one hundred & fifty six dollars to Catharine L Williams & Penelope J Williams in their respective proportions viz to Catharine L Williams one hundred & thirty four dollars $\frac{37\frac{1}{2}}{100}$ and to Penelope J Williams the sum of twenty one dollars $\frac{87\frac{1}{2}}{100}$

Southampton Nov. 28th 1845

James D Bryant
Robt. Murray
John Moore ^{and} }
Commissioners