

1849-017 SOUTHAMPTON COUNTY
CHANCERY PAPERS

BEAL'S HEIRS VS. BEAL'S HEIRS val

12/1849

other surnames: Beale

Beale

& } Devere

Beales ad.

1849 Sept. Devereas filed
Nov. Report.
" Dec. " Confm."

Beals here

W

Beals here or

On motion, Decree in Chy.

On motion Lutelet R. Evans is appointed guardian ad litem to defend the Infant, defendants, Wimsey, Carr & Allen Neal: and this cause, being docketed & coming on this day by consent of parties, to be heard on the Rule & decree was agreed by counsel, on consideration whereof the Court doth order, adjudge & decree, that James Holmes, William Lankford, Andrew Lawrence & John Cobb any three of whom may act, who are hereby appointed commissioners for such purpose, do proceed, after having given 20 days notice of the time & place of sale &c. by advertisements at two or more conspicuous places in the County of Washington & near the premises, and view the premises or land in the Bill mentioned, to wit the tract of land whereof the said Allen Neal died seised - and set apart one third part thereof, having regard to quantity and quality, by proper & well defined metes & bounds, as and for the "Dower" of said Nancy Neal in the same, and thereafter abjure^{quit} the same tenement and place, ^{by said Andrew Lawrence upon giving bond and security as the law} shall expose to public auction, to the highest bidder, the said tract of land subject to the Dower to wit aside: to wit the two thirds in fee, and the fee simple interest in the third assigned & dower the last taking effect in possession at the death of said Widow, Nancy, on the following terms. 1st for so much as will be needed to pay costs of this suit & sale shall be in cash: 2^d for the balance of the purchase money take ^{with good personal security} five bonds of equal amt. payable six months after doer: the one payable to Jasper Neal: one to Washington Neal; one to Wimsey Neal: one to Carr Neal and the last bond to Allen Neal: and pass over the same to the parties entitled and to the guardians of Arch or may not be of a p. and execute deed of conveyance to the purchaser and Report - proceeding to this Court in order to a final decree in the premises -

* Bond penalty of \$300.00 = (Andrew Lawrence is the comper to fall)

Beale

to } Copy Done

Beale

1829 November

Southampton September Court 1849.

Beales &c
against
Beale &c.

Plff } In Chancery
Dfs }

On motion Lillon R. Edwards is assigned guardian ad litem to defend the infant defendants Winney, Carr and Allen Beale. and this cause being docketed and coming on this day by consent of parties, to be heard on the bill and answers, was argued by Counsel. On consideration whereof the Court doth order, adjudge & decree that James Holmes, William Sankford, Sudlow Lawrence and Setho Cobb, any three of whom may act, who are hereby appointed Commissioners for such purpose, do proceed, after having given twenty days notice of the time and place of sale &c by advertisement at two or more conspicuous places in the County of Southampton & near the premises, and view the premises or land in the bill mentioned, to wit, the tract of land whereof the said Allen Beale died seized - and set apart one third part thereof, having regard to quantity and quality, by proper and well defined metes and bounds, as and for the dowry of said Nancy Beale in the same: and thereafter at the same time and place said Sudlow Lawrence after giving bond and security as the Law directs in the penalty of \$500. or shall expose to public auction to the highest bidder, the said tract of land subject to the dowry so set aside, to wit, the two thirds in fee, and the fee simple interest in the third assigned as dowry, the last taking effect in possession at the death of the said widow Nancy, on the following terms. 1st for so much as will be needed to pay costs of this suit and sale shall be in cash. 2^d for the balance of the purchase money take five bonds of equal amount with good security, payable six months after date, one payable to Jesse Beale, one to Washington Beale, one to Winney Beale, one to Carr Beale and the last bond to Allen Beale, and pay over the same to the parties entitled and to the guardians of such as may not be of age. And execute a deed of conveyance to the purchaser, and report proceedings to this Court in order to a final decree in the premises
Costs \$12.88.

Wm R. Edwards

a Copy

Teste. R. Edwards lsb

In Obedience to a decree of the Court, of Southampton County
September term 1849 - we the undersigned commissioners have
Proceeded to view the Premises or land in the bill mentioned, (and
hereunto attached,) to wit, the tract of land whereof Allen Beal
died seized, and have set apart one third Part thereof, having re-
-gard to quantity and quality, by Proper and well defined meter
and bounds, as and for the dower of Nancy Beal widow of the
said Allen Beal, in the same, as follows, Beginning at a gum
in a branch on Iethro Cobb line - Thence North to a Post, (Planted
for that Purpose,) in the corn field a corner - Thence west along
a line of marked trees to a Pine in John R. Williams line,
Thence along the said Williams, a south course, to the said
Cobb's line, Thence Cobb's line to the Gum, The first Station -
containing, fifteen acres more or less -

Given under our hands this 10th day of November 1849.

Andrew Lawrence

William Lankford

Iethro Cobb

In the further execution and obedience of said decree the
undersigned Commissioner, have given the notice required,
and bond, and have sold to the highest bidder, all
the said tract of land, whereof Allen Beal died seized, subject
to the widows dower during her life, which has been set apart
to her by Proper meter and bounds - when Iethro Cobb became the Pur-
-chaser at one hundred and seven dollars 12 $\frac{1}{2}$ cents - which amount
after deducting eighteen dollars for the expenses of this decree, has
been ~~been~~ divided into five equal Parts of seventeen
dollars & 82 cents, each, and bond on six months credit - taken
in behalf of the Parties, to wit, Iese Beal, Jane W. Beal Wiley
Beal, Gam Beal, & Allen Beal - The two first being of lawful age
their bonds have been delivered over to them - The other three being
under age & without a Guardian, ^{their bonds} are retained in my hands
subject

Subject to The Order of The Honorable Court of
Santhampton County -

All of which is most respectfully submitted
Ludlow Lawrence

Know all men by these presents that we Sudlow Lawrence and
are held and firmly bound unto the Commonwealth of
Virginia in the just and full sum of Three hundred dollars good and lawful
money of Virginia to the payment whereof well and truly to be made we bind ourselves
our heirs executors and administrators jointly and severally firmly by these presents.
Sealed with our seals and dated this 18th day of Nov. 1849.

The Conditions of the above obligation is such that whereas by a decree pro-
nounced by the County Court of Southampton on the 17th day of September 1849 in
a suit in chancery therein depending between Beale & Beale the above bound Sudlow
Lawrence was appointed Commissioner to make sale of the tract of Land whereof
Allen Beale died seized upon conditions and terms set forth in said decree.
Now if the said Sudlow Lawrence shall faithfully discharge his duties as such
Commissioner under said decree then the above obligation to be void or else to remain
in full force and virtue.

Witness
My hand

Sudlow Lawrence (Seal)
(Seal)