

1857-014 SOUTHAMPTON COUNTY
CHANCERY PAPERS

VICK et al vs. VICK'S ADMR et al
12/1857

other surnames: Pond, Davis,

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Pick v. als
w 3 Bill, answer
Pick v. als "Dunn

1857 Dec. Dec 20 paid
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To the worshipping county court of Southampton in
chancery sitting

Humtly complaining your orator Rhoda Vick
John H Pond and Sarah F his wife who before marriage
was Vick, Wilkenson J Davis and Elizabeth E, who before
marriage was Vick, shew unto your worshipps that in the
year 1843 Gilbert Vick of Southampton county deposited
this life intestate leaving considerable estate real and
personal and leaving Rhoda A Vick his widow and
George W Vick, Sarah F Vick now married to John H Pond
Elizabeth E Vick now married to Wilkenson J Davis
Martha C Vick, Susannah K Vick, and Gilbert C Vick
his children his distributees and heirs at law

They shew further that by a decree of this court made
several years ago the widow Rhoda A Vick was
allotted her share to wit one third in the slaves for life
and the oldest son George W Vick was also allotted his
share in the slaves to wit one sixth part thereof.
They shew further that two of the children to wit
Susannah K and Gilbert C Vick have since said mar-
riage, unmarried, intestate and without issue leaving the
widow and the other children their heirs and distributees
at law; and that George W Vick has qualified as
their administrator, and your orator states further that
Martha C Vick is still under ^{age} ^{your} ~~age~~ ~~your orator further states
that there now some seven slaves lived in common
by your orator and the others to wit as heirs of Gilbert Vick
and his children Susannah and Gilbert, and they desire
a division of the same among themselves and also a
sale of the ~~slaves~~ ^{property} belonging to Susannah and Gilbert
Vick for a division, as they are informed the children
owe no debts~~

In Tender consideration whereof and inasmuch as
your orators are without relief except in a court of equity

where such matters are peculiarly cognizable. They therefore humbly
pray that George W. Vick, administrator of Susannah K. and
Gilbert C. Vick and George W. Vick in his own right and
Martha C. Vick an infant under age by some fit and
proper person her guardian ad litem appointed for that
purpose may be made parties defendant to this bill and
compel them as true and perfect answer make to the
allegations therein contained as if they had been therein more
fully and specially interrogated, that the court would
direct by its decree a division of slaves according to
the rights of the parties and also that the shares allotted
to the estate of Susannah K. and Gilbert C. Vick should
be sold and the money arising therefrom divided according
to the rights of the parties and that the court would grant
such other and general relief the premises considered as
equity may require and the nature of this case may
require and as in duty bound your orators will ever pray we.
Shamoo J. G.

The answer of George W. Vick in his own right, as admin-
istrator of Susannah K. and Gilbert C. Vick and as guardian ad
litem for Martha C. Vick to a bill in chancery in the
county Court of Southampton by Rhoda Vick and others
against him and others

This defendant for answer to the
said bill or as much thereof as it is material for him to answer
answering, says that personally he desires the slaves to be divided
and sold as prayed for in the bill, that his intestates Susannah
K. and Gilbert C. Vick owe no debts and he desires the court to
direct a sale of their interests for a division, and he submits
the interests of his ward Martha C. Vick to the care of this
court, whose peculiar duty it is to protect the rights of
infants and having fully answered prayer herein to be
assigned with his costs &c.

Shamoo J. G.

Vick vs als
vs 3 Deere
Vick vs als

By consent of parties this day this cause
came on to be heard on the plaintiffs' bill, answer of
the defendants and general replication thereto and was
argued by the plaintiffs counsel on the hearing whereof
the court doth adjudge order and decree, that William A. Bell
James Kell
and any two of ^{and any two of} ~~Robert B. Bell~~ ^{arbitrators} may act
special commissioners for that purpose, three after due notice
to the parties proceed to divide the negro slaves Emma and
child, Bailey, Claiborne, Alice, Jordan and Solomon into five
equal shares, and allot one share to John B. Pond and Sarah
F. his wife, one share to Wilkinson J. Davis and Elizabeth B.
his wife, one share to Martha C. Vick, one share to the
estate of Susannah K. Vick and one share to the estate
of Gilbert C. Vick, with power to the said commissioners if they
are unable to effect an equal division in kind then to sell
some part of the slaves unless the parties agree to pay whatever
sum of money should be applied against ^{them} to effect an equal
division, And the court doth further adjudge, order, and decree
that the said commissioners shall, after having divided the
said slaves as above directed after having given at least ten
days notice by advertisement at the court house, proceed to sell
at the court house on some court day at public auction
to the highest bidder for cash the slaves which may be
allotted to the estate of Susannah K. and Gilbert C. Vick
and after paying the costs of this suit and expenses of sale
divide all the residue of the money arising from the said
sale and whatever they may have received from the other
division in cash if any, into five equal shares and allot
one share to Rhoda Vick, one share to George W. Vick
one share to John B. Pond and Sarah F. his wife, one
share to Wilkinson J. Davis and Elizabeth B. his wife
and one share to the lawful guardian of Martha C. Vick

And the said commissioners are directed to report their
proceedings to court in order to a further decree.

But the said commissioners shall not proceed to act
under this decree until they or some one for them shall have
executed in the clerk's office of this court a bond in the
penalty of Ten Thousand dollars conditioned as the law
directs for a performance of this decree.

Know all men by these Presents that we
are held and firmly bound unto the
Commonwealth of Virginia in the just and full sum of three thousand 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 & severally firmly by
these Presents Sealed with our Seals and dated this day of
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The condition of the above obligation is such that if the above bound

Commissioners appointed by a decree of the County Court of Southampton made on the 21st day of
December 1857. in a suit then pending between Rhoda Vick of pffs and George
W Vick in his own right & as administrator of Deft. for purposes therein mentioned. shall
faithfully discharge their duties as such Commissioners. then the above obligation to be void
or else to remain in full force and virtue.

Witness
[Signature]

(Seal)

(Seal)