

1906-044

Chancery Cause. Joseph Pett v. et al. + Priscilla Pedin's adms vs Josiah Lockwin's exor v. et al

Dale of Wight County

other surnames: Barber

Isle of Wight County

March Court 1006

Joseph Pitt and Holly his wife
Edmund Peden admr of Priscilla Peden

Comptts.

against

Mills Godwin executor of Josiah
Godwin who was administrator of John
Godwin decd. John Barber administrator
de bonis non of John Godwin and
Hannah Godwin

Defends.

In Chancery

By consent of parties the bill and answer in this cause was this
filed and heard thereon. Whereupon it is decreed and ordered that
Josiah Gray, William Gibbs, Henry Mills Applihant and Joseph
or any three of them audit state and settle an account current between
Mills Godwin executor of Josiah Godwin who was the administrator of John
Godwin, and John Barber administrator de bonis non of the said John
Godwin, and that the said Mills Godwin thereupon deliver the estate
of said John Godwin decd. into the hands of him the said Barber
And it is further ordered & decreed that the said commissioners audit
state an account current of John Barbers administration of the said
estate, and make division of the following slaves to wit, Aaron, and
Lucy, and Jepsemin, and such balance as may appear in the
of the said Barber, by assigning one fifth part to each of the parties
as follows (to wit), to Hannah Godwin in her own right, Mills Godwin
executor of Josiah Godwin, John Barber as administrator of Bruden Godwin
Edmund Peden administrator of Priscilla Peden & Joseph Pitt in right
Holly his wife, and make report thereof in order to a final decree

Joseph Pitt

March Court 1006

Pitts wife

is.

Anty. Secor

Godwin's exor. 1848.

Division of such parts of John Godwin's estate, as
were brought to us for that purpose this day, as
Commissioners, named and appointed by us and by
the annexed decree. The whole of which was done
by Consent of the parties immediately interested.

Namely

The whole of the estate appraised as } £384.8.0
if the appraisement of this date — }

No 1.

To Hannah Godwin we have assigned

Negro Lucy; being her choice £78.0.0

1 Gold watch 12.0.0

1 Gigg . . . & Harris 15.0.0

1 yoke Stears 12.0.0

1 bed & Counterspane 4.10.0

118.10.0

And to pay. No 2 — 22.8.0

£96.2.0

No 2

To Mr Barber admr. Brewin Godwin

Negro boy Lysamin — 60.0.0

To Receive from No 1 — 22.8.0

& from No 3 — 11.8.0

& from No 4 — 2.6.0

36.2.0 £96.2.0

Carried over

No 3

To Joseph Pitt. Negro Duke — £100.00
 1 Saddle — 3.0.0
 1 Quadrant — 4.10.0

107.10.0

18-8-0

To pay No 2 — £96.2.0

No 4

To Edmund Pedit. Negro — 90.0.0

1 Gun — 4.10.0

6 Table Spoons — 3.12.0

1 Duck — 6

98.8.0

2.6.0

To pay no 2 — £96.2.0

No. 5 -

To Josiah Godwin's Estate }
 This sum in Cash to be } £96.2.0
 paid by the admr. when }
 appts —

Josiah Gray
 Wm. Gibbs
 W. W. Applewhite
 Joseph Brown

To the worshipfull Court of Isle of Wight in Chy.
Sitting Humbly Complaining shew unto the Court, your
Orators and Oratrix Joseph Pitt and Dolly his wife,
~~Mills Godwin~~ and Edmond Pedin administrator of
Precilla Pedin, That the said Dolly and Precilla
were sisters of John Godwin lately dec'd, and, as he
died intestate, leaving two brothers, Josiah and
Brewer, and the said two sisters and a mother
~~Hamish Godwin~~ they were all equally intitled to
his estate agreeably to the act of distributions. That
among other estate he left at the time of his death,
the following Slaves, namely Aaron, Luke, Lucy,
& Jephaniah - and a parcel of money out at interest,
and that he owed few, if any debts. - That the
said Josiah Godwin administered on the estate
of said John and afterwards died testate,
leaving Mills Godwin his executor, who has qualified
as such, and undertaken the duties of that office.
That letters of administration debones now on the
said Johns estate has been lately granted by this
Court to John Barber. This being the state of things
your Complainants have applied to the said Barber
to submit to a division of the Slaves and money
aforesaid, and to have the estate settled as far as
may

may be practicable that, thereby, each party may know and possess their proper and separate shares; but the said administrator states as excuse that this cannot be done until Mills Godwin, the Executor of Josiah Godwin, who was the first administrator of the said John, makes up an account of the transactions of his testator, and delivers the estate to him the said Barber. The said Mills combining with the said Hannah Godwin, seems to start other difficulties, in ~~the matter~~ is unfounded, and only Calculations to procrastinate. ~~Especially the said Hannah~~ In tender Consideration whereof and for as much as your Complainants are only and properly releasable in a Court of equity. To the end therefore they pray that the said Mills Godwin, Ex^r of the said John Barber and the said Hannah Godwin be made defendants to this bill, and ~~make~~ full, true and perfect answer make to all and singular the allegations it contains. - That the said Mills be decreed to account with said Barber for that part of said John's estate which came to the possession of his testator, Josiah, and deliver all such part or parts thereof which now remains unadministered to him the said Barber. That thereupon the said Barber, submit to a fair and impartial division thereof according to law, by assigning one fifth part to the defendant Hannah, ~~an~~ One fifth to the defendant Mills as Ex^r of Josiah Godwin, One fifth to the said Barber as the administrator of Brewer Godwin

One fifth to Edmond Peim as admⁿ of his wife Rebecca, who was a sister of said John, and the remaining fifth to the said Joseph Pitt in right of Dolly his wife.

And, lastly that such further or other Order may be entered for the relief and benefit of ~~the~~ the parties interested, as will tend to the promotion of Justice &c - may it please V^{rs} -

The joint answer of Mills Godwin Executor of Josiah Godwin who was administrator of John Godwin, of John Barber administrator de bonis non of said John Godwin, and of Hannah Godwin. Defendants to the foregoing bill

These defendants will submit to any decree which the Court may think proper to enter consistent with the Statements and prayer of the bill. -

V^{rs} -

Pidem &c } big
175 }
Barber &c } ann

March 1806

Interly de ene

August 1806

Rept. int. of de ene &c