

1815-007 Chancery Causes: Margaret Sinclair, by &c vs Catharine Sinclair, widow of Thomas Sinclair & al

Joh of Wight County
Plat in Oversize Box 2

other surnames: Cocke, Lightfoot

Linclair propine
30 Bille
Linclair

~~1814~~

Jan 1815

Jan 1813 Intely Bence

July 3^d 1815 Rept. up a
8 decend accordingly

interrogated. We hereby pray, that your honours
will decree and order that one third part of the
slaves, belonging to the said estate be laid off
& allotted to the said Catherine Sinclair as her
share in such sale, the adv. money to be made for the pay. of debts on her third part
forever for life - that your honours will appoint
fit and proper persons to carry into effect the
prayer of the said Bill, & that you will make
such other or further order for her relief which
to them may seem just and equitable -
Yours Complaisant as in duty bound pray.

Richard Hobbs
Guardian to
Margaret Sinclair
Barth. Lightfoot Adm'r

Sinclair per J.D.
m 3 ch
Sinclair

By consent of parties
of the Court This cause being docketed came on this day
to be heard upon the Bill and answer - whereupon it is
decree'd ordered and adjudged that Wilson Davis, Joseph
Catherine, Jas. Chalmers & Joseph ^{brothers} or any three of them lay off and
set apart to Catherine Sinclair widow & child of
Thomas Sinclair deceased one third part of the slaves
mentioned in the Bill & of which the said Thomas Sinclair
her husband died seized and possessed - and that
they ^{shall} ~~shall~~ the remaining two thirds to Margaret Sinclair
subject to such sale as the adv. money make for the pay. of debts
the Court's assent - I make report thereof to the
Court in order to a final decree -

The answer of Catherine Sinclair and Barth. Lightfoot
adv. of the Sinclair to the Bill of Complaint exhibited against
them in the County Court of Isle of Wight by Margaret
Sinclair an infant suing by R. Hobbs her J.D.

These respondents saving & reserving to themselves all right of
exception to the manifold errors which are contained in the
Bill and for answer thereto say that it is true there remain
in the hands of the adv. such negroes as named in the Bill
and that after the third of the widows being laid off, it
is proper that the remainder be allotted to said Margaret
Sinclair the Comp. subject to such sale as the adv. may
find necessary for the pay. of the just debts - They deny
all fraud &c.

Catherine Sinclair
B. Lightfoot
Adv. Thos. Sinclair

To the Honorable Court of Chancery in
County of Middlebury, State of New York,
your oratrix Margaret Sinclair an infant of
tender years, suing by Richard H. Locke her Guardian,
That on or about the day of Anno Domini 1811
intestate, leaving but one child to wit your oratrix and
a widow, to wit Catharine Sinclair - That in the
said intestate died possessed of several negroes
which said slaves have ever since the death of the said
Thomas remained in an undivided state - have been
greatly hired out and the proceeds arising from such
hire have been divided between your oratrix and the
said Catharine Sinclair the widow of the said intestate;
but your complaint alleges that it would be much
to her benefit to know to what slaves she is entitled, &
~~what~~ which ought properly to belong to the said widow
as her third part thereof for life, to which she is advis-
ed - she the said Catharine is entitled - that the slaves
are greatly hired out by the administrator is a manner
prejudicial to the interest of your oratrix, & which ~~will~~
which advised can ~~only~~ be remedied by a Court of
Equity, only wherein such matters are properly cognizable.
and would this Honorable Court order that the power
right of the widow be set apart, the said infant your
oratrix, could by her guardian dispose of the yearly
services of the slaves, which to her may belong in such
a manner as to her may be beneficial - That a certain
Bartholomew Lightfoot has administered on the estate of
said Thomas Sinclair & has in his possession all the
slaves belonging to said estate - To the end therefore he
prays, that the said Catharine Sinclair widow of the
intestate & the said Bartholomew Lightfoot the admin-
istrators who are the only persons interested in withholding from her
her right therein in said property, be made defend-
ants to this Bill of Complaint & that they be compelled
full true and perfect answers to make to all &
regularly the allegations aforesaid in fully as if the same
were here again repeated & they thereto particularly

Senilain p^{re} f^{de}
p^{re} Int. ly. dem
Senilain d'ad

Sole of Wight County - January Court 1814.

Margaret Sinclair infant of Thomas Sinclair by Richard Hooke her Guardian ^{Compt}

Bartholomew Lightfoot admr of Thomas Sinclair and Catharine Sinclair ^{vs} ^{Chy} ^{Keft}

This cause came on this day to be heard on the Bill submitted, & was argued by Council, whereupon the Court doth order, adjudge and decree that Widow Davis, Joseph Hodgson, and James Chalmer, or any three of them lay off and set apart to Catharine Sinclair widow and relict of Thomas Sinclair deceased one third part of the slaves of which said Thomas did seized and possessed - and that they assign the remaining two thirds to Margaret Sinclair the complainant. But it is to be particularly understood that the slaves allotted to the complainant and the defendant Catharine are to be subject to such sale as the administrator may choose to make for the discharge of debts which may hereafter arise ^{or be made hereon} against said estate - And that they make report thereof to the Court in order to a final decree -

A Copy Teste

David Sleight dy 68

In obedience to the annexed Decree of the Worshipful Court of Sole of Wight to us directed - We have appraised and divided all the Slaves exhibited to our view belonging to the estate of the late Thomas Sinclair in the following manner to wit: to Catharine Sinclair widow of the said Thomas Sinclair as follows Viz -

Jack valued at	\$ 300.. -
Catharine do	300.. -
Daniel do	250.. -
David do	00.. -

And to make the ^{pts} equal Margaret Sinclair orphan of the s^d Thomas is to pay Catharine the sum of $\$ 850$
 $\$ 871 \text{ } 66 \frac{2}{3}$

To Margaret Sinclair orphan of Thomas Sinclair we have allotted the residue of the Slaves to wit -

Peter valued at	\$ 300.. -
Molly do	100.. -
Harry do	290.. -
Albert do	200.. -
Janny & 2 children Archib & Isaac	450.. -
Rob	350.. -
Sam	75.. -

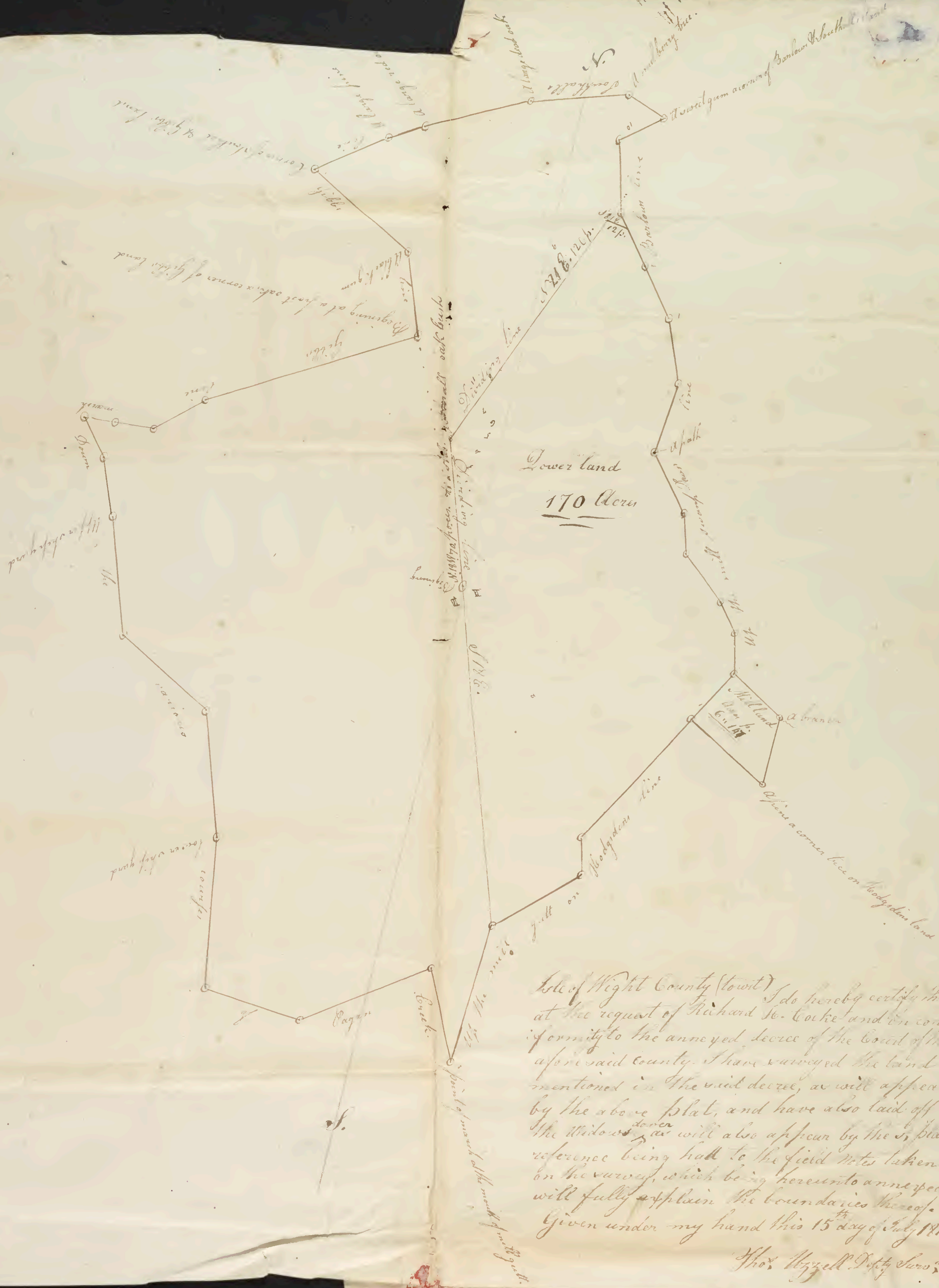
And the s^d Margaret paying the widow Catharine $\$ 871 \text{ } 66 \frac{2}{3}$
 $\$ 1743 \text{ } 33 \frac{1}{3}$

Given under our hands this 7th day of Jan^y. 1815.

Joseph Atkinson

James Chalmer

J. B. Ladd & Co



Role of Wright County (town)
 I do hereby certify that
 at the request of Richard H. Cooke and in con-
 formity to the annexed decree of the Court of the
 aforesaid county. I have surveyed the land
 mentioned in the said decree, as will appear
 by the above plat, and have also laid off
 the widows ^{dower}, as will also appear by the s^d plat,
 reference being had to the field notes taken
 on the survey, which being herewith annexed,
 will fully explain the boundaries thereof.
 Given under my hand this 15th day of July, 1814.

Given under my hand this 15th day of July 1814.

Thos. Hazzell Deputy Secy.

In claim below
 2 Repts. of the assessors
 2 of Land
 In claim below
 February 1815 Repts. not
 4th

February
~~1815~~
 1815

Shof Wright County July court 1814
 On the motion of Richard H. Crocker it is ordered that John B. S.
 Backhurst ^{also Wilson Davis} be added to the number of commissioners heretofore appointed
 to wit, Joseph Atkinson, Henry Carey, William Jordan and James
 Atkinson - and that the said commissioners or any three of
 them lay off by certain rules and bounds to Catherine Smith
 widow of Thomas Smith's land one third of the land of
 which the said Thomas did possess as her dower therein
 having regard to quality and quantity and make report
 thereof to the court
 Attest J. C. Davis D. C.

To the Honorable Court of Sessions
Dec: 24th 1814

According to an order of the Court of this
County to us directed in the subscribers
Commissions appointed to lay off & allot the
dower right of Catherine Sinclair widow
of Thomas Sinclair deceased, Have
assigned to her one hundred and twenty
Acres as her full & complete dower estate
in all the lands of which said Thomas
Sinclair died possessed - as will more
fully appear by reference to the returns
plat returned by the Surveyor.

James Atkinson
Joseph Atkinson
Wm Davis

Field notes taken on the survey of the ^{land of the} late Tho. Sinclair decd. Beginning at a cross near the orchard fence & running.

- Thence } Course between the two houses & 18° E through the middle of the garden
- N 24° W. 120 poles to a post oak a corner of Gibbs' land
- S 59° W. 104 p. On Gibbs' line to a branch
- S 47° W. 28 p. down the branch.
- S 87° W. 18 p. do do
- S 87° W. To Pagan Creek, corner of Gibbs' land
- S 4° W. 18 p. to the upper shipyard landing
- N 37° W. line of intersection
- S 22° E. 18 p. down the d. creek
- S 78° E. to a stake at a point of marsh
- S 34° E. to a point of land
- Offset East. 14 p.
- S 44° E. to the above stake
- S 9° E. to the above point of land
- S 41° E. to a stake in a bend of the creek
- S 37° E. to a dark stump in a bank.
- 3 Offset N 52° E. 8 poles
- S 34½° E. to the above stake
- S 33½° E. to the above stump.
- S 41° W. 15 p. to the old shipyard landing
- S 9° E. to a stake at a pt. of marsh opposite the old court house creek.
- Offset S 29° E. to a point of land
- S 43° E. 79 poles
- S 21° E. to the above stake
- S 24° E. to the above pt. of land
- S 62° E. to a stake at a pt. of marsh
- N 71° E. to a stake in a bend of the creek
- N 65° E. to a pt. of land near the mill gutt.
- 5 Offset N 40° E. 14 poles
- S 29° E. to the 1st stake in the station
- N 77° E. to the 2nd stake do
- S 70° E. to the above pt. of land
- N 17° E. to the mouth of the mill gutt. at a stake
- N 44° E. to a pt. of land up the gutt
- 6 Offset N 29° E. 10 poles
- S 11° E. to the above stake
- N 53° E. to the above pt. of land.
- N 61° E. to a pt. of land up the mill gutt at a dead pine
- 7 Offset N 11° W. 7 poles
- S 53° E. to the above pine
- Offset 6 poles to do

North 14 poles to a wheel landing

N 29° E. to a pine on the mill dam

N 55° W. 5 poles

N 33° E. to the above pine on the dam

S 61° E. 45 p. from the mill to a pine a corner tree on Hodgskins' land

Mill land North 32 p. on Hodgskins' line to a branch

S 59° W. to the intersection of a line drawn up the mill pond

From the Mill S 22° E. to a point of land up the mill pond

Offset S 73° E. 5 poles

N 10° E. to the above pt. of land off 4 poles

S 4° W. 19 p. up the mill swamp

S 39° W. 16 p. to an old dam

S 47° W. 28 p. up the mill swamp on Dews' line

N 16° W. 19 p. do

N 39° W. 32 p. to the path to Dews

N 68° 34 p. up the mill swamp

N 22° W. 31 p. do

N 38° W. 54 p. do on Barlow's line

N 15° W. 35 p. to a fork of the swamp

N 51° E. 24 p. to a sweet gum in the swamp, a corner of Barlow & Southalls' land

N 70° W. 20 p. to large mulberry tree on Southalls' line

S 73° W. 46 p. to a large dead oak. do

S 63° W. 52 p. a large red oak do

S 60° W. 18 p. a pine do

S 52° W. 38 p. to a path on Gibbs' line corner of Southalls' land

S 62° E. 59 p. to a large black gum on Gibbs' line

From thence to the beginning

^{Area}
 of Angles Base $\frac{1}{2}$ perp. Cont'n in Sq. pole

1	59	17½	103.2½
2	123	27	3321
3	150	17	25.50
4	150	5	75.0
5	24	9	216.
6	132	13	1716.
7	111	13½	149.8
8	275	19½	5362½
9	276	13½	3726
10	276	15	4140
11	272	14½	3944.
12	264	27½	726.0
13	264	23	607.2
14	243	16	3888.
15	242	9	2178
16	246	13	3198.
17	251	8	2008.
18	251	9½	2384½
19	248	35½	8804.
20	186	27½	5115
21	172	9	1548.
22	185	33	6105.
23	185	11	2035
24	107	9½	1016½
25	68	11	748.
Millon {	4	12½	675
	2	8	432

Area pole

160) 81723 (510 " 123
 800
 172
 160
 123