

Box 32

PACKAGE 8

1852

THOMAS BRIAN, ET AL.

vs.

HARRIET CAMP, ET AL.

of South Carolina
in the District

To the Chancellors
of the said State.

Humbly Complaining Sheweth unto your
Honors your Orator Thomas Brian and your Oratrix Mar-
cipa Brian his wife - That James Camp the Father of
your Oratrix departed this life on the day of
the year of our Lord one thousand eight hundred and
after having made and executed his last will and Testament
which has been duly proven and admitted of Record in
the Ordinary's office in this District, That amongst other
things the said James Camp willed and devised the Real
Estate which he owned in this District consisting of two tracts
of Land viz The Mountain tract containing about three
hundred acres, and the "Mill Tract" containing about one
hundred acres to his widow Sarah Camp during her
life, and after her death to be Equally divided amongst
his children hereafter named, That the said Sarah Camp
after the decease of the said James Camp ended on and
cultivated the said tracts of land as provided for in the
will of the said James Camp until the day of
in the year of our Lord one thousand eight hundred
and fifty one, at which time the said Sarah Camp
departed this life. That Partition and division of the said
two tracts of land, which lie in the District aforesaid on
North Packett River bounded by lands of Jesse Cleveland
D. S. Hunter and others. Remains to be made amongst
those who are legally entitled to the same under the will
of the said James Camp &c. A copy of which is herewith
filed and marked Exhibit A.

Your Orator and Oratrix further shew unto your
Honors that the Defendants Admirt Camp William W.
Camp James M. Camp The Hirs of Joseph T. Camp
viz William Mooney and his wife Louisa formerly Louisa Camp
and John C. Camp. The Hirs of George Camp viz Thomas
Camp and William Camp, The Hirs of Alfred Camp
viz Joseph Camp Catharine Blalock wife of Blalock
Mary Blalock wife of Blalock. Marshal Camp and
other children of the said Alfred Camp whose names are
unknown to the Complainants. The Hirs of Langly Camp
viz Mary wife of Thomas Black and other children of the said
Langly Camp whose names are unknown to your Orator
and Oratrix, and your Oratrix Marcipa Brian are the
Hirs and devisees of the said James Camp deceased - That

the said Joseph T. Camp, Groy Camp Alfred Camp and
Langly Camp have all died since their Father the said
James Camp, and before the decease of their Mother
the said Sarah Camp the life tenant.

Your Orator and Oratrix further shew unto your
Honors that John C. Camp one of the Children of Joseph T. Camp
die, Thomas Camp and William Camp, the Children of the said
Groy Camp, Joseph Camp Catharine Blalock Mary Blalock
Marshall Camp and others whose names are unknown Children of
Alfred Camp. and Mary Black & others whose names are un-
known, Children of the said Langly Camp, William M. Camp
and James M. Camp reside here and without the limits
of this State.

Your Orator and Oratrix further shew unto your
Honors, that the said John C. Camp son of Joseph T. Camp
Thomas Camp son of Groy Camp Marshall Camp and
other Children of Alfred Camp and the Children of
Langly Camp are all Minors, and the Complainants
pray that some fit and proper person may be appointed
their Guardian ad Litem, to superintend and protect their
interest in the Partition of the said Real Estate of the said
James Camp die.

The Complainants pray your Honors for a
writ of Partition of this Honorable Court, to be directed
with proper instructions to Certain Commissioners therein
to be named, Commanding them to make Partition and
division of the foregoing described Lands and tenements among
get those legally entitled to same, ^{there} or if that cannot be
done without injury to some of the parties in interest
that they return facts of the same with their valuation
thereof, and that your Honors may decree a sale of the
same for the benefit of Complainants and those of
the Defendants who may be by law entitled to the same.

May it please your Honors to grant the
Complainants the necessary Rules and orders against
the said William M. Camp James M. Camp John C.
Camp, Thomas Camp, William Camp son of Groy, Joseph
Camp Catharine Blalock and her husband Blalock
Mary Blalock and her husband Blalock Marshall
Camp & other Children of Alfred Camp, Mary Black and her husband
Thomas Black & other Children of Langly Camp, so as to make
them parties to these proceedings, and the writ of Subpoena ad
Respondendum of this Honorable Court to be directed to
the said Wm. Mooney and Louisa his wife and Harrett Camp
Commanding them under the usual penalties to appear

and answer, abide and perform the orders and decrees of this
Honorable Court, and such other and further Relief in the
premises as shall be agreeable to Equity and good Conscience
and the Complainants will ever pray and so forth.

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South Carolina
Spartanburg District

In Equity

The separate answer of T. W. Solomon, Guardian ad litem of the Defendants, John C. Camp, Thomas Camp, and Marshal Camp, & the minor children of Alfred Camp, decd, and the minor children of Langley Camp decd, to the Bill of Complaint of Thomas Vreese and Marciea Vreese, his wife:

This Defendant, Guardian ad litem of the minors above named, in answer to so much of the Complainants Bill of Complaint, as he is advised, it is material for him to answer, answering, admits, that James Camp departed this life, on or about the time alleged in the Complainants Bill. That the said James Camp, made and executed his last will and Testament, which has been duly proved and admitted of record, in manner and form, and in the District and office, as stated by the Complainants. That the copy thereof, filed with the Complainants Bill, marked (Exhibit A), is a true and correct copy of the same, and that the Devises, amongst other things, in said last will and Testament, by the said James Camp, of his real Estate, to his wife Sarah Camp, during her life, and at the termination thereof to be equally divided amongst the children of the said James Camp, is correctly stated by the Complainants. That the two Tracts of Land, referred to in the Bill of Complainants, are properly described as said Real Estate, belonging to the said James Camp. That, as alleged by the Complainants, the said Sarah Camp, continued to occupy, possess, and cultivate the two Tracts of Land, devised to her for life as aforesaid, up to the time of her death, which took place, on or about the time alleged by the Complainants. This Defendant further admits, that the said Real Estate, is now open for partition and division among the heirs and assigns of the said James Camp, decd, and that the persons, named, in the Complainants Bill, are properly named and described as such heirs and assigns.

This Defendant further answering states, that he has carefully examined into the facts and circumstances of the case, and upon such examination, is satisfied, that the partition and division sought by the Complainants will be to the interests of the minors whom he represents, and will essentially promote the same; and not being able to discover any point in which said Partition and division, will injuriously affect the rights and interests of said minors, he joins in the prayer of Complainants, for the Will of Partition of this Honorable Court, directed to suitable and proper persons, to be therein named, who shall make such division or return, as shall be deemed most advantageous to all the parties, and submit to the adjudication of this Honorable Court, the rights claimed, by the minors, whom he is appointed to represent, in the premises, and on this behalf. He also ~~states~~

This Defendant having answered fully, so much of Complainants Bill of Complaint, as he is advised it is necessary to answer. Prays to be hence dismissed.

T. W. Trimmer

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11

State of South Carolina
Spartanburg District

In Equity

To Henry Dodd, John Bullingbro,
William Chapman, Jr., William Williams Jr.,
and John B. Davis, Esq., Surveyors: —

Whereas Thomas Brien and his wife Sarah Brien lately filed their
Bill in the Court of Equity for said District, against Harriet Camp,
William M. Camp, James^M Camp the heirs of Joseph T. Camp, viz: William
Mooney and his wife Louisa, formerly Louisa Camp and John C.
Camp; The heirs of George Camp, viz: Thomas Camp and William Camp;
The heirs of Lydia Camp, viz: Joseph Camp, Catharine Blalock, wife of
Blalock, Mary Blalock wife of Blalock, Marshall Camp,
and other children of the said Lydia Camp, whose names are un-
known; The heirs of Langley Camp, viz: Mary, wife of Thomas Black,
and other children of the said Langley Camp, whose names are un-
known, being the heirs at law and devisees of James Camp decd.,
praying for the partition or division of the Real Estate of the said
James Camp decd., consisting of two tracts of land, viz: The Homestead
containing about three hundred acres, and the "Mill" tract containing
about one hundred acres, situate and lying in the District aforesaid, on North
Packhott River, bounded by lands of Jesse Cleveland, P. S. Hunter and others.

These are, therefore, to command you or a majority of you, to go to and
upon the premises and make diligent examination thereof, and if you,
after being duly sworn, find that the premises will bear a division amongst
the complainants and defendants according to their legal rights, without
injuring to any of the parties in interest, you will proceed to make division of
the same, assigning to each their part, share and share alike, having re-
ference to the value as well as the quantity, and make plats of the same, to-
gether with your valuation of each lot separately, and make your Return to
this Court when you have done so. But if, upon such examination
you determine that the premises cannot be divided, amongst the parties in
interest without injuring to some one or more of them, that you cause a sur-
vey to be made of the premises, and divide the said tract of land into
lots if you think it best with your valuation of each lot, or the whole together,
and that you report your opinion upon the propriety of selling the same
either in lots or the whole together, and make your Return as aforesaid.

Witness J. V. P. Vernon, Esq. Commissioner in Equity for Spar-
tanburg District, at Spartanburg Court House, on the
~~eight~~ ^{ninth} day of December, A. D. One Thousand Eight Hundred
and fifty one.

Dea.

Compt. Sol.

No. 0 & Vernon
C & G. L.

Exhibit A-

In the name of God Amen - I James Camp of Spartanburg District being of sound mind memory and understanding for which I thank Almighty God, and calling to mind the uncertainty of human life and desirous of disposing of such worldly Estate as it has been pleased God to bless me with - Do make and Ordain this to be my last will and Testament in manner and form following viz - -

It is my will and desire that all my just debts and funeral Expenses be first paid

Item 1st - I give and bequeath unto my son Alfred a negro boy named Carter when he arrives to the age of Twenty One years

Item 2nd - I give unto my daughter Narcissus ^{on her marriage day} a negro girl named Piah, also a good breast worth sixty dollars and a saddle - Item - I give unto my son Joseph a negro Palrum

Item 3^d - I give unto my son George when he arrives to the age of Twenty one years old one negro boy named Jack - Item 4th - I give my son Langley when he arrives at the age of Twenty one years old one

negro boy named Lewis - Item 5th I give to my daughter Hamille on her marriage day or arrives at lawful age one negro girl named Annabella -

Item 6th I give unto my two younger sons James & William five hundred dollars each or one negro boy, each equal to the above negro boy which I give to my other sons when they arrive at the age of Twenty one years old - Item 7th I give to my

beloved wife Sarah Camp the Ballance of my negroes viz One Fellow named Farmer three wenches Dice - Jane & Claracy also one small negro girl named Fiddis also the whole of the stock of every kind also my dwelling house and plantation whereon I now live

also my mill and plantation adjoining to it
over the river - also all my house hold & kitchen
furniture, Blacksmith tools & plantation utensils
still - it is to be further understood that she is
to raise, school, clothe, the children clear of board -
& when they come of age or marry she is to give them
one horse saddle & bridle each to be worth eighty
dollars all except Narroucessy - also one feather
bed and furniture each and one cow & calf each
Item 8th It is further my will that my loving
wife sell my land in Virginia and lay out the
money in young negroes for the use of my children
& also my plantation on Buck creek known by the
name of West Harpess place

Item 9th I will that the whole of my property
left my wife during her life at her death
be equally divided amongst my children -

Item 10th I will that all my land not men-
tioned be equally divided amongst my children

Item 11th I nominate my loving wife & James
Young Executors to this my last will and Testament
herunto revoking and renouncing all other wills
heretofore made by me in witness whereof I have
herunto set my hand and seal this 28th day
of January 1817 -

James Camp Seal

Alexander Copeland

George M Williams

William Copeland

on the 25th day of September 1776.) containing four hundred and nineteen acres Situated in Spartanburg District on both Sides of North Packolet River: bounded on the North by Joseph Strickland's land, on the S. E. by W^m J. Wilkin's land On the East by Col. Wilkin's land on the South by Col Wm Wilkin's land P. S. Hunter's land on the West by Jesse Cleaveland's land and on the North West by William Chapman's land and hath such form and marks as the above plat laid down with black lines doth represent.

There are four and three fourths acres of the above Survey on the South Side of North Packolet River claimed by Jesse Cleaveland as laid down by a small plat with old lines, and marked S. 1. The date of Cleaveland's land papers I did not ascertain.

Also, there are eight and a half acres of the above Survey on the North Side of North Packolet River claimed by William Chapman. The Grant under which William Chapman claims is dated the 10th day of October 1816.

SURVEYED the 27th day of December, 1851.

Jno. Bankston Davis
Deputy Surveyor.