

# The Statesman

VOL. VI NO. 44

FRIDAY, JUNE 8, 1827

*To the Honourable the Justices of the People of the State of New-York, of the Supreme Court of Judicature of the same People.*

**T**HE Petition of Peter Everitt, and Abraham Lansing, and Esther his wife, of the town of Poughkeepsie, in the county of Dutchess and State of New-York, respectfully sheweth :

That Cornelius Soper, late of the town of Poughkeepsie, in the county of Dutchess and state of New-York, deceased, was at the time of his death, lawfully seized in fee simple of all and singular, the lands, tenements, and hereditaments following, to wit: "All that certain piece, parcel, or tract of land, being the farm on which the said Cornelius Soper resided at the time of his death, situate in the town of Poughkeepsie, in the county of Dutchess and state of New-York, bounded north by John Brush, Peter Fitchett, James Fitchett, and Henry Davis; east by Daniel W. Platt, and John A. Pells; south by John A. Pells and Moses Soper; and west by the highway, containing two hundred and fifty acres more or less. Also, all that certain other piece of land situate in the town of Poughkeepsie aforesaid, bounded north by George B. Everton and Nicholas Allen; east by Nicholas Allen and the highway; south by Robert Taylor; and west by Abraham Van Wagner and the Fall Kill Creek, containing thirty acres more or less. Also, all that certain other piece of land situate in the town of Hyde Park, in the county and state aforesaid, bounded north by Benoni Kipp and Abraham Kipp; west by Abraham Kipp; south by John Williams; and east by Manning Taylor, Sylvanus Wilbur, and Humphrey Irish, containing fifty acres more or less," together with the appurtenance thereunto belonging or appertaining. And that the said Cornelius Soper died intestate, leaving Jane Soper his widow, and Esther Lansing, wife of Abraham Lansing, Timothy Soper, Polly Sturges, wife of Joseph Sturges, Moses Soper, Abraham Soper, Peter Soper, David Soper, and John Soper, his children, and Jane Hustis, wife of John Hustis, James Palmatier, Catharine Wilson, wife of John Wilson, and Sally Ann Van Wyck, wife of Abraham Van Wyck, his grand children, being the children of his deceased daughter, Elizabeth Palmatier, heirs at law.

That your Petitioner, Peter Everitt, has, since the death of the said Cornelius Soper, become the owner of the right of Timothy Soper to the lands and tenements above described, under and by virtue of a Sheriff's sale, and deed from the Sheriff of Dutchess county to him. And that John Soper, and John Hustis, and Jane his wife, have, since the death of the said Cornelius Soper, conveyed in due form of law all their right in the lands and tenements above described, to Stephen Cleveland.

By means of which said premises your petitioners represent and claim, that the said Peter Everitt, Esther Lansing, Polly Sturges, Moses Soper, Abraham Soper, Peter Soper, and David Soper are each seized in fee simple of one equal undivided ninth part of the lands and tenements above described, with the appurtenances, the whole into nine equal parts to be divided; that the said Stephen Cleveland is seized in fee simple of one other equal undivided ninth part thereof, and also of one equal undivided fourth of one other undivided ninth part thereof, the whole into nine equal parts to be divided; or of five equal undivided thirty-sixth parts thereof, the whole into thirty-six equal parts to be divided. And that the said James Palmatier, Catharine Wilson, and Sally Ann Van Wyck, are each seized in fee simple of one equal undivided fourth of one undivided ninth part thereof, the whole into nine equal parts to be divided; or each of one equal undivided thirty-sixth part thereof, the whole into thirty-six equal parts to be divided, subject to the dower of the said Jane Soper, widow of Cornelius Soper, deceased, therein, as above set forth.

And your petitioners further show, that they are desirous to have partition made of all and singular the lands, tenements, and hereditaments above described with the appurtenances, among the several parties above described, according to their respective rights therein: wherefore your petitioners pray that all and singular the aforesaid pieces, parcels, and tracts of land, with the tenements and hereditaments, rights, members, privileges, and appurtenances thereunto belonging or appertaining, may be divided by commissioners, to be appointed by this Court, in pursuance of the act for the partition of lands and the amendments thereto, among the several owners or proprietors thereof, according to their respective rights therein. Dated the 26th day of May, 1827.

PETER EVERITT.  
ABRAHAM LANSING.  
ESTHER LANSING.

VAN BENTHUYSEN & OAKLEY, Attornies.

¶ To Joseph Sturges, and Polly his wife, Moses Soper, Abraham Soper, Peter Soper, David Soper, Stephen Cleveland, James Palmatier, John Wilson and Catharine his wife, and Abraham Van Wyck and Sally Ann his wife.

You will take notice that a petition, of which the preceding is a copy, will be presented to the honourable the Justice of the people of the state of New-York, of the Supreme Court of Judicature of the same people, at the Capitol in the city of Albany, on the third Monday of October next, at the opening of the Court on that day, or as soon thereafter as counsel can be heard; and an application will then and there be made to the said Court for the appointment of Commissioners according to the prayer of the said petition.

Dated the 26th day of May, 1827.

PETER EVERITT.  
ABRAHAM LANSING.  
ESTER LANSING.