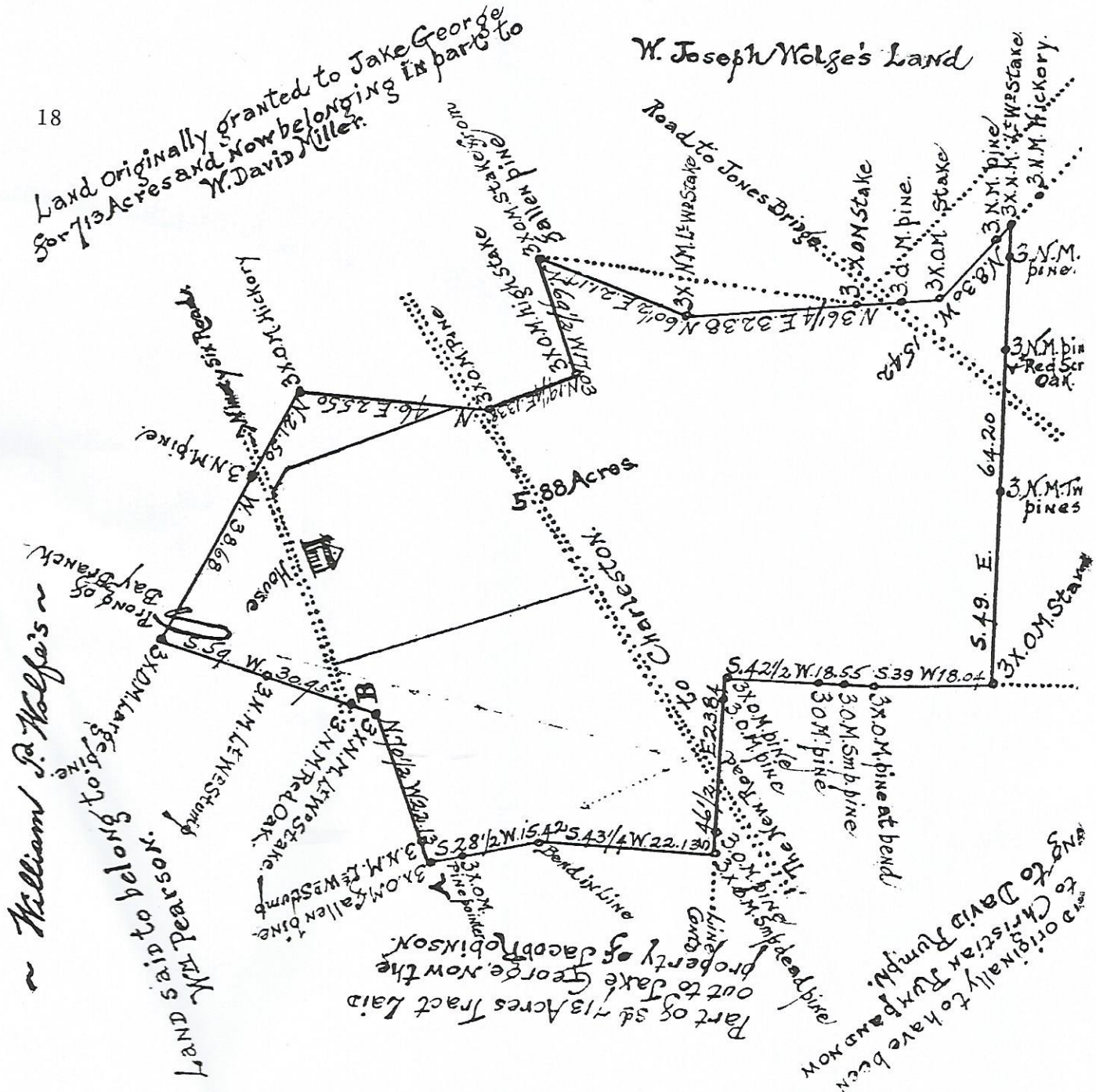


Orangeburgh District SC Returns in Partition from The Court of Equity 1824-1837 by Brent Holcomb

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South Carolina — By the direction of the Gentlemen Commissioners, Viz. David Geissentanner, Lewis Golson, Capt. Walter Knight, James D. Jones and Donald B. Jones, I, Resurveyed the estate lands of David Robinson late deceased, which I find to equal one thousand five hundred and ninety acres, of which I laid out five hundred and eighty acres to W. Wm. P. Wolfe, the present husband of Mary the widow of the deceased. Situate in the district of Orangeburgh on a prong of Bay branch, of Big Bull above plat thereof doth represent — Surveyed on the 17th day of July 1824. Alexander McInnis Dept. y Sur.

N.B. The within plats contain a tract of two hundred and sixty four acres. Surveyed on the 9th day of July 1787, and part of a tract of Four hundred and fifty six acres surveyed on the 23rd day of December 1795, both of them were surveyed by John Robinson Deceased — Alexander McInnis D.S —



N.B. The whole - - - - area of the estate land within mentioned is correctly 1582¼ acres — And 590 acres of which is contained by the within plat the corner and distance of the line A-B thereof is changed to S.74.E.23. 40 Chains —

- 19 Jacob Deramas & Wife vs. David Wolfe, Sen.r and others) Writ in Partition — The State of South Carolina Orangeburgh District) In Equity — To Frank Inabinet — Daniel Larry, Benjamin Culler, Lewis Sraley & Samuel Staley Esquires - - - - -

Whereas Jacob Deramas & Elizabeth Magdelane his Wife lately filed their Bill in the Court of Equity in & for the District afoursaid gainst David Wolfe, Sen.r, Christian Wolfe, James D. Wolfe, Jacob Inabinet & Ann his wife, Jacob Henry Wolfe, Rachel Maria Wolfe, David Wolfe, Margaret Wolfe, Narcissa Wolfe & Caroline Wolfe. Shewing unto the said Court that Jacob Wolfe late of the District & State afoursaid departed this life intestate as to his said real Estate seized & possessed at the time of his death in his own right of one tract of land situate in the District & State afoursaid on Limestone Creek Waters of North Edisto containing one hundred & sixty four acres more or less the same being part of two tracts of land the one containing one hundred acres & the other two hundred & eighty six acres one granted to Christian Wolfe Sen.r 26 July 1774 & the other 4 December 1786 — That another tract containing four hundred & eighty four acres situate on big Limestone Waters of North Edisto River bounded by line running N.E. & N.W. by Christian Grambling's land. S.W. by Caspar Staley's. N.W. Vacant — S.W. by Christian Inabinet, S.E. by B. Staley's E. & S.W. by Joseph Funchburk's N.E. & S.E. by Deramas & David Wolfe's N.W. by Elizabeth Wolfe's & all other sides by Christian Wolfe's, was granted to the said Jacob Wolfe & David Wolfe Sen. as joint tenants 1 September 1800. — That one other tract containing one hundred & nineteen acres being part of a tract containing 622 acres lying on both sides of Long Branch originally granted to Benjamin Sturkie 12th August 1789 bounded by a N.W. line on Thomas Wylds land N.E. by an open - - - line on said Sturkie's land S.E. by a line dividing it from the said 622 acres & S.W. by vacant land, was conveyed by the said Benjamin Sturkie to the said Jacob Wolfe & David Wolfe Sen. on 8 day March 1809 — That on 8th day of April 1808 one Christian Wolfe conveyed to the said Jacob Wolfe & David Wolfe Sen. one other tract of land containing two hundred & fifty acres on Limestone Creek in Berkley County bounded on all sides by vacant land and originally granted to Adam Boughart 10 day of May 1773 — And that the said Jacob Wolfe David Wolfe Sen. & Christian Wolfe on 4 day of April purchased as Joint tenants another tract of land containing four hundred and fourteen acres — originally granted to John Deramas as six hundred & two acres situate on a small branch of Long Branch Waters of

- 20 North Edisto River which said tract of land was sold by Samuel P. Jones Esq. Commissioner for the Court of Equity by virtue of an order of the said Court — They further shewed that the said Jacob Wolfe left his widow Margaret Wolfe & his children Elizabeth Magdelane Deramas, James D. Wolfe, Ann Inabinet, Jacob Henry Wolfe, Rachael Maria Wolfe, David Wolfe, Junior, Narcissa Wolfe & Caroline Wolfe his only legal heirs & distributive kin surviving entitled to his said real estate & they further shewed that altho the said lands had descended to them in manner afoursaid yet they being jointly seized thereof cannot enjoy the same in as full and ample a manner as if the same were divided and held in severalty. And whereas the defendants to the said bill conveyed by their answers that a writ of Partition should issue to divide the said lands. Now you are therefour hereby authorized & required, being first duly sworn, fairly & impartially to perform your duty in the execution of this writ & to make partition of the afoursaid lands & improvements between the said parties above named in the shares & propotions following to wit, to David Wolfe Sen.r the one half ( $\frac{1}{2}$ ) of the three tracts of which the said David & Jacob were jointly seized & the one third ( $\frac{1}{3}$ ) of the tract purchased by the said David, Jacob & Christian jointly to Christian Wolfe the one third ( $\frac{1}{3}$ ) part of the said tract purchased by the said David, Jacob & Christian jointly to Margaret Wolfe the widow of the said Jacob Wolfe the one third ( $\frac{1}{3}$ ) part of all his real estate & to each of his children the one twelfth ( $\frac{1}{12}$ ) part of the remaining two thirds of his real estate, after the shares, to which David Wolfe Sen.r & Christian Wolfe are entitled are deducted, regard being had to the true and real value thereof but if in your opinion the same cannot be fairly divided in the manner afoursaid between the said parties without manifest injury to them or some or one of them, then you are to make a special return of the whole property and the value thereof truly appraised & certify your opinion to the Court afoursaid whether it would be more beneficial to the parties interested in the said lands to deliver over to one of them the property, which cannot be divided fairly, upon the payment of a sum of money to be



applied by you, or to sell the same at public auction, And in case you make an actual division of the said lands & improvements between the said parties you are to return a general plat of the said five tracts of land with a certificate thereon in writing under your hand & seal describing the manner in which you shall have divided the same, And you are to return this writ to the circuit Court of Equity at Orangeburgh on the second Monday after the fourth

- 21 Monday in May next. — Witness Samuel P. Jones Esquire Commissioner of the said Court at Orangeburgh the second Monday after the fourth Monday in January in the year of our Lord one thousand eight hundred & twenty four & in the forty eighth of the sovereignty & independence of the United States of America —

Tho. W. Glover Sol.

State of South Carolina Orangeburgh District) Commissioners Oath. Personally appeared before me Benjamin Culler, Daniel Larry and Samuel Inabinet who severally say on their oaths that they will to the best of their respective knowledge & abilities faithfully, fairly & impartially execute the within writ & perform the directions & commands therein & thereby imposed & given them. (Benjamin Culler — Daniel Larry — Samuel Inabinet) Commissioners Sworn to before me this 27th day of April A.D. 1824 — Nathan C.D. Culcleasure — J.P.

South Carolina — Orangeburgh District — Return to a writ of Partition — We Benj.n Culler Samuel Inabinet & Daniel Larry to whom was directed from the honourable Court of Equity a writ of partition requiring and directing us to partition and divide among & between the heirs of Jacob Wolfe dec.d & David Wolfe & Christian Wolfe certain lands in the said writ set-forth and described do hereby under our hands and seals certify that being first duly sworn fairly and impartially to do and discharge our duty We proceeded with a surveyor to partition and divide the lands between the heirs of Jacob Wolfe dec.d, David Wolfe & Christian Wolfe, first the three tracts of land mentioned in the writ between the heirs of Jacob Wolfe dec.d & David Wolfe to the heirs of Jacob Wolfe dec.d (½) one half of the said three tracts of land — Secondly the one tract of land to be divided between the said heirs David Wolfe & Christian Wolfe as purchasers as joint tenants together on the 4th of April 1814 originally granted to John Deramas lying on a branch of Long Branch waters of North Edisto River the one third part to the said heirs & the other two thirds to David Wolfe & Christian Wolfe the lands described below belonging to the heirs of Jacob Dec.d as found by resurvey - - - One tract of land containing one hundred and ninety two acres and a half as found by a resurvey lying in Limestone Creek waters of North Edisto River being part of two tracts originally granted to Christian Wolfe Sen.r 26th July 1774 the other 4 Dec.br 1786, and has such marks and boundaries as the plat will show appraised at one dollar per acre - - - - - 2

- 22 2 — Another tract of land containing one hundred & fifty acres as found by resurvey & divided between the said heirs and David Wolfe to each the one half of said tract, the whole tract containing three hundred and forty nine acres, granted to Jacob Wolfe & David Wolfe as joint tenants the 1st September 1800 appraised at fifty cents per acre, The plat marked A - - - - -

3 — Another tract of land containing seventy nine acres & a half as found by resurvey the whole tract containing one hundred and nineteen acres, and divided between the said heirs & David Wolfe to each the one half being part of a tract of land containing six hundred & twenty two acres lying on both sides of Long Branch originally granted to Benj.m Sturkie on the 12th August 1789, the Plat marked A appraised at seventy five cents per acre - - - - -

4 — Another tract of land containing two hundred and sixty six acres as found by resurvey being the one third part of a tract of land containing seven hundred and fourteen acres as purchased by Christian Wolfe Jacob Wolfe & David Wolfe as joint tenants together on the 4th of April 1814 originally granted to John Deramas for six hundred & two acres situate on small branch of Long Branch waters of North Edisto River which said tract of land was sold by Samuel P. Jones Esqr. Commissioner of the Court of Equity by virtue of an order of the said Court of appraisers at sixty two cents and a half per acre the plat marked B - - - - -

5 — Another tract of land containing ninety four acres as found by resurvey being part of a tract containing two hundred and seventeen acres and a half as divided between the heirs of Jacob Wolfe dec.d and David Wolfe the one half part to each conveyed to Jacob Wolfe & David Wolfe as joint tenants together by Christian Wolfe Sen.r on the 8th of April 1808 originally granted to Adam Boughart 10th of

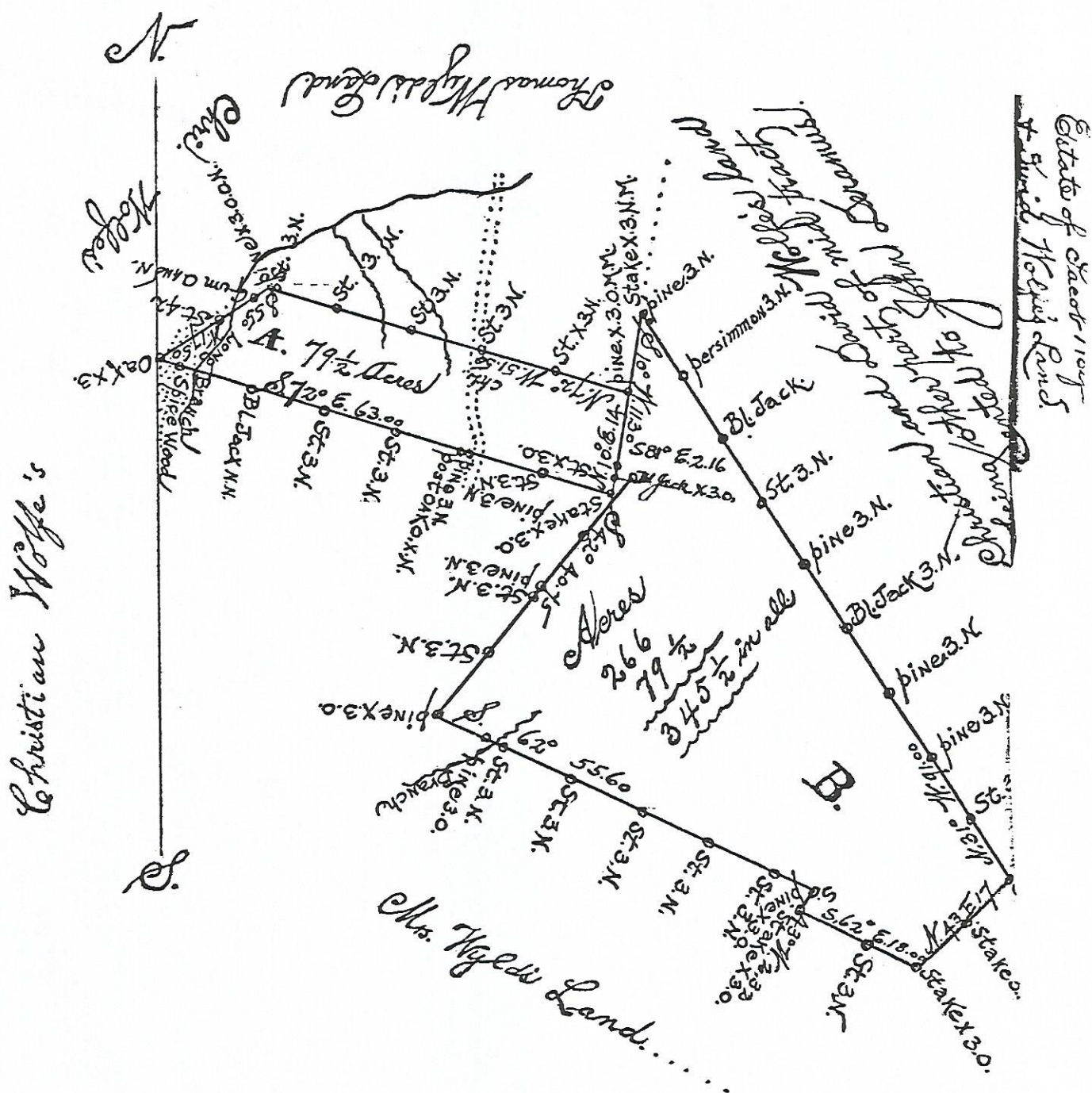


We therefore recommend the lands belonging to the said heirs of Jacob Wolfe dec.d as mentioned in the return to be sold as we judge will be more profitable to the heirs of the estate of Jacob Wolfe dec.d the lands described in the writ afoursaid to us directed the above certified under our hands and seals this 28th day of May in the year of our Lord 1824 — Benj.m Culler LS Daniel Larry LS Samuel Inabinet, Jun. LS

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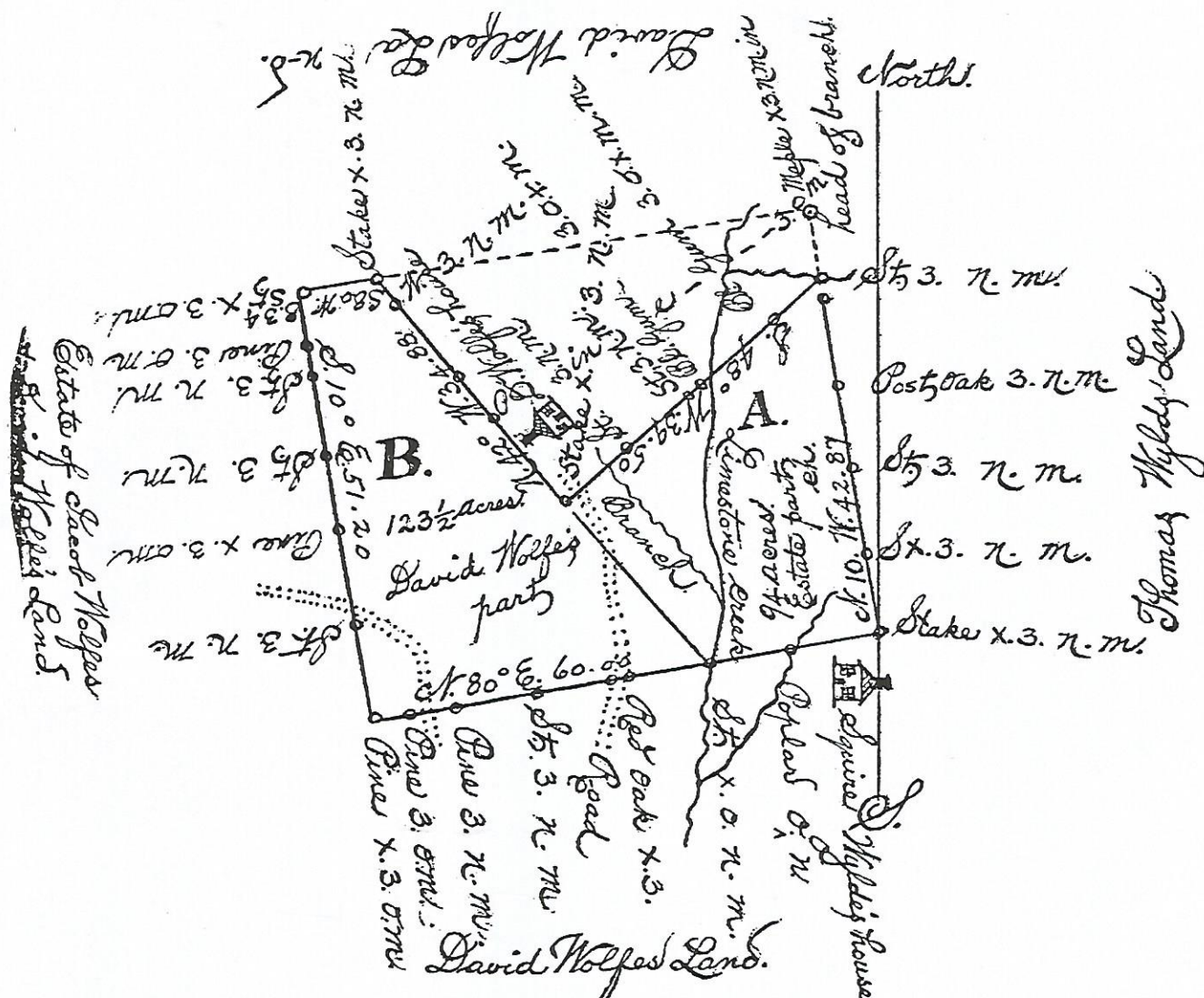
South Carolina - - - - Pursuant to directions given me by Benjamin Culler, Daniel Larry and Samuel Inabinet three of the Commissioners appointed by the honourable Court to divide and distribute the lands belonging to the Estate of Jacob Wolfe deceased among his legal representatives, I have resurveyed the above one hundred and ninety two and a half acres of land being a part of two tracts. (The part marked C. is part of a tract originally granted to Christian Wolfe for one hundred acres on the 26th of July 1774 the part designated by D. is part of a tract originally granted to the said Christian Wolfe on the 4th of December A.D. 1786, for two hundred and eighty six acres) situate being and lying in Orangeburgh Dist. on Limestone Creek waters of the North Edisto River, and hath such shape marks and boundaries as are represented by the above plat, resurveyed on the 28th of April A.D. 1824  
----- Nathan C.D. Culcleasure, Dept. Sur.v —

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South Carolina — Orangeburgh District — Pursuant to directions from Benjamin Culler Daniel Larry and Samuel Inabinet three of the Commissioners appointed by the honourable Court to divide and distribute the lands belonging to the Estate of Jacob Wolfe deceased among his legal representatives. I have resurveyed the above three hundred and forty five acres and a half of land which is a part of two tracts. The part marked A is a part of a tract of six hundred and twenty two acres originally granted to Benjamin Sturkie on the 12th of August 1789. The part marked B is a part of a tract originally granted to John Deramas for six hundred and two acres. Situate in said district on Long Branch waters of the North Edisto River, and hath such form and marks as the above plat represents — Resurveyed the 27th of April A.D. 1824 — Nathan C.D. Culcleasure Dept. Sur.v.





South Carolina) Pursuant to directions given me by Benjamin Culler, Daniel Larry and Samuel Inabinet three of the Commissioners appointed by the honourable Court to divide and distribute the lands belonging to the Estate of Jacob Wolfe deceased among his legal representatives. I have resurveyed the above tract of 217½ acres being part of a tract originally granted to Adam Boughart for 250 acres on the 10 of May A.D. 1773, situate, being and lying in Orangeburgh Dist. on Limestone Creek waters of the North Edisto River and hath such form and marks buttings and boundings as are represented above, also I have at their request divided said 217½ acres between the said Estate and David Wolfe. The part designated by A is assigned to the Estate of Sol. Jacob Wolfe and the part B to David Wolfe resurveyed and divided on the 28th May A.D. 1824 - - Nathan C.D. Culcleasure — Dept. Sur. See page 36-

- 26 George Pooser & Wife & Absolam Tyler vs Thomas Tylar Admx. of William Tylar, Decd.) In Equity Orangeburg — January 1826

This Claim came on upon the Commissioners report & exceptions thereto & on hearing argument. It is ordered in conformity to Decrees heretofore made, that so much of the Commissioners Report as brings into the general amount the value of so much of the property conveyed by deed to William Tylar Sen.r by his wife's Grandmother, Mrs. Minich, as was divided voluntarily by him, & allotted to his children by his first marriage — beconfirmed; the said children preferring to bring the advancements so made therein by their father into Hotch Pot - - - - -



