

of the Town of South, in the county of Orange and State of Virginia, solely pursuant her petition & Joseph Terry, Surveyor of said county, & others, praying for an order, pursuant to the revised Statute of this State, in such case made and provided, that an assessment of her same be made, of the lands of the said Dennis Tidale deceased, situate in the said county, to wit, fifty acres to be laid off from the east side, lot number thirty one, since allotted, in June, which number being first of said Patent by a line parallel with the east line of said lot. Also the whole of small lot number thirty of the said survey, third Township, containing about one hundred and twenty six acres, and one fourth of an acre, be the same more or less, Expressly and being therefrom about forty seven acres, hereafter sold to John Brewster off of the west side. Also the easterly part of lot number fourteen in the said survey, third Township, bounded as follows: Northwardly, by the Blomfield tract, easterly by a Parish lot, Southwardly, by the road, and westwardly by the remainder of said lot fourteen, formerly in possession of John Brewster, now in possession of John Hanson, containing sixty and one fourth of an acre, be the same more or less.

And whereas the said Dennis Tidale, her husband, & wife, on the twenty first day of March, one thousand eight hundred and forty two, appeared in a Court before the said Surveyor, held in the said county, and made satisfactory proof of the lawful service of a copy of said petition and notice of her intended application in the premises, to the heirs of her said deceased, and present owners of the lands in the said petition set forth, also that the said Dennis Tidale, ever lawfully married to the said Dennis Tidale, and that the said Dennis Tidale, departed this life, on the third day of August, one thousand eight hundred and forty two, during the marriage aforesaid, and at the time of his death, the said Dennis Tidale was seized of an estate of inheritance in said lands, which said lands are situated in the said county of Orange, within said survey, and in the possession of the said Dennis Tidale and Dennis Tidale, one of the present owners of said lands, and in the absence of all of the owners and occupants of the said premises, they having made default.

Whereupon the said Surveyor exercised, after having heard the proofs and allegations to him made in the premises, did thereupon make an order, that an assessment of the Decease of the said Dennis Tidale, be made of the lands of the said Dennis Tidale, her late husband, set forth in her said petition, and herein described, being the one third part thereof, and that John Baker, Dennis B. Palmer and Thomas Nutting, their respective and distinct and joint and several, be appointed commissioners, for the purpose of making such assessment.

I therefore the Surveyor aforesaid, in pursuance of the power in me vested by the revised Statute of this State, in such case made and provided, do hereby appoint you, the said John Baker, Dennis B. Palmer and Thomas Nutting, commissioners to assess and lay off, as speedily as may be, the one third part, of the said lands, above mentioned and described to the said Dennis Tidale for her Decease, to wit, and in making such assessment, you are to take in one any permanent improvement made upon the said lands and

premises, by any of the said heirs or owners, since the death of the said Dennis Tidale, and if practicable record such improvements within that, and not allotted to the said Dennis Tidale, and if not practicable so to assess the same as to make a Deduction from the said lands and premises allotted to her, proportionate to the benefit she ever derived from such part of the said improvements, as shall be included in the portion apportioned to her; hereby requiring you to make a full and complete report of your proceedings with the quantity, courses and distances of the said lands and premises, allotted to the said Dennis Tidale, with a Description of the parts, stores, and other permanent improvements thereon, and the state of your charges, to my Court, on the thirtieth day of March next, given under my hand, and seal of office, at Albemarle, in said County of Orange, this twenty eighth day of March, one thousand eight hundred and forty two.

John Baker
Dennis B. Palmer
Thomas Nutting
before me
John W. Howard J.P.

To further Jerry Surveyor of the county of Orange, in the said survey, John Baker and Dennis B. Palmer and Thomas Nutting, commissioners appointed by the said Surveyor to assess and lay off for the Decease of Dennis Tidale, widow of Dennis Tidale deceased, the one third part of the said lands, bounded and premises herein after described of which the said Dennis Tidale did die seized, situate in the said county, now in the possession of Dennis Tidale junior and Cherry Tidale, heirs of the said Dennis, which said appointments is herein assigned, do report fully report that ever the said commissioners, first having been sworn and appointed, before legal authority, lawfully and industrially to discharge to discharge the duty, and execute the trust aforesaid, in us by the said appointments made, to wit, the said Dennis Tidale, on the eighth day of March instant, next at the house of the said Dennis Tidale, and the premises herein after described to discharge the duty, and execute the trust aforesaid, and as well the said Dennis Tidale, as the said Cherry Tidale, Dennis Tidale, John Baker Tidale and John W. Howard, Justice of the Peace of all the minor lines of the said deceased, appeared in their proper persons, whereupon in the said appointments, caused a decree of the said lands and premises set forth in the appointments, and herein more particularly described, to be made, in the presence of the said parties, that is to say, seventy three acres and thirty two, one hundred and fifty of the east part of small lot number fourteen, eighty acres off of the east part of small lot number thirty, and fifty acres off of the West part of small lot number thirty one, in the twenty third town of said Patent (now South) a Map of which Survey is herewith enclosed and in so further reports that we have assessed and allotted