

1799-003

Chancery Causes: Joseph Holmes v ux v al vs William Bridger's estor

Isle of Wight County

other surnames: Tynes,
Holladay, Eley, Boykin

To the Worshippful Court of Justices of Wigore County sitting in
Chancery humbly Complaining, Show unto your worships
your orators & oratrixes Joseph Holmes & Mary his wife, Benja-
-min Tjms, who intermarried with Bridger, Thomas Hella-
-day & Temperance his wife, Robert Eley & Mary his wife, Joseph,
Margarette & Nancy Bridger infant children of James A. Bridger
decd. by Joseph Holmes their next friend of the County aforesaid,

That a Certain James Bridger late of the said County
in his life time, and at the time of his decease, was, with other
things possessed of a considerable personal estate departed this
life on or about the day of after having made his
last will & Testament, wherein he nominated and appointed a
Certain William Bridger his executor, who qualified according
to law and took upon him the Burthen of the execution of the said
will, which will appear upon Reference to the Records of this Court.

Your orators and oratrixes further Show to the Court, that they
are materially interested in the said Testators estate, being em-
-titled thereto with the said executor after the payment of debts
& Legacies, as will appear from the said Testators will, which is also
referred to, and that the said William Bridger the executor
aforesaid in his life time, possessed himself of the said estate & made
Sale thereof, and collected large Sums of outstanding debts that were
due to his Testator, and hath departed this life after having made
his last will & Testament & nominated & appointed Simon Bayliss

his executor, without even having returned any account of his
the said Williams transactions as executor aforesaid, or paying
to your orators, and oratrixes, their proportions of the said personal
estate, nor with the said Simon Boykin the executor of the said
William make up and render the said Williams account Current
or in any manner satisfy your Complainants for what they
are so justly entitled to. Which doings and doings of the
said executor, are highly oppressive, and contrary to every prin-
-ciple of justice.

In Tender Consideration whereof, and for as
much as your orators and oratrixes are without remedy at law
and only properly relievable in a Court of equity.

To the end therefore that the said Simon
Boykin the executor of the said William Bridger (who your Com-
-plainants pray may be considered as defendant to this bill of
Complaint) may upon his Oath and other full, true and perfect
answers make to all and singular the allegations in this bill
Contented, and that as fully as if the same were again herein
repeated and interrogated. And especially that the said
defendant do forth and discover, the amount of the said James
Bridgers personal estate, giving a full account of the amount of
Sales, as well as the outstanding debts, and what part thereof
his said Testator hath paid away, and to whom. What was
the amount of the appraisement. And

that your Honours will decree that the said defendant out of
the estate of his said Testator, pay to your orators & oratrixes their
several proportions, of the personal and other estate of the said James
Bridger to which they are entitled, and make any other or
further order or decree for the relief of your orators & oratrixes in
the premises as may be agreeable to equity & good Conscience
Alas it please be.

Yours for Compts

Holmes & Co
as
Bridgus etc. } Bill

(Lus)

The Commonwealth of Virginia to the Sheriff of Isle of Wight County greeting
we command you to summon Simon Boykin Executor &c. of William
Bridger decd. who was Executor &c. of James Bridger decd. to appear
before the Justices of our said County of Isle of Wight at the Court
house on the first Monday in May next then and there to answer
a bill in Chancery exhibited against him by Joseph Holms, and
Mary his wife, Benjamin Lym, Thomas Holliday, & Temperance
his wife, Robert Ely & Mary his wife, Joseph Bridger, & Margaret
and Nancy Bridger, infants Children of James Allen Bridger
decd. by Joseph Holms their next friends, and this he shall in
no wise omit under the penalty of £100. — And have
there this Writ Witness James Young Clerk of our said Court
at the Court house the 9th. day of April 1793. in the 19th year
of the Commonwealth

James Young
Clerk

Holms & Co. 800.

100.

Bridges' Co. 3

Sp. in
Chry

not found La. & Beal's

May 1795

at: Spa

June 1798.

at: Spa

April 1799.
Linn. & Co. 100.

The Commonwealth of Virginia, to the Sheriff of Isle of Wight County greeting
we command as at another time you have been commanded to summon
Simon Boykin executor &c. of William Bridger decd. who was executor &c. of
James Bridger decd: to appear before the Justices of our said County of Isle of
Wight at the Court house on the first Monday in August next then and
there to answer a bill in Chancery exhibited against him by Joseph Holmes
and Mary his wife, Benjamin Tyler, Thomas Halladay & Temperance his
wife, Robert Eley and Mary his wife, Joseph Bridger, & Margaret &
Orancy Bridger, infants children of James Allen Bridger decd: by
Joseph Holmes their next friends, and this he shall in no wise omit
upon the penalty of £100. And have thou thine this writ witness
James Young Clerk of our said Court at the Court house the 9th
day of May 1793. in the 10th year of the Commonwealth

J. Young
Clerk

Volens M.D. 1776.

us.

Prudus Car.

at Spa
in Chy.

Executed by

James J. Beal Esq.