

1799-015 Chancery Causes: Rix Lawrence, the Younger vs Maria Rix Lawrence & al

Isle of Wight County

other surnames: Beal,
Jordan

To the Justices of the Peace of Weymouth County,
Sitting in Chancery.

Rex Laurence, heretofore called, Rex Laurence, the younger, respectfully complaining, shews unto your Honors — That some years ago, Rex Laurence, the elder, & himself agreed to engage in commerce as partners, & with that view, to purchase, as such, a small parcel of land of James L. Beal, in the County of Warrington, containing 4 acres & 1/3, which they considered a desirable situation for carrying on the intended business — That the land was accordingly bought for the price of £100 & a down payment of which each of them paid half — That Beal made & delivered to them a deed, conveying the land in conformity to the purchase, which was entrusted to Rex Laurence, the elder, to be proved & recorded as the law prescribes — That he failed to do so, & sometime after, pretending that the deed was out of date & not valid, obtained a second deed from Beal for the same land; but instead of taking it in the names of the Complainant & himself as partners, he took it in his own name only, thereby violating what was entrusted to him, & abusing the confidence of the Complainant — That under these circumstances the first deed was given up to Beal, or destroyed — That Rex Laurence, the elder, without having in any manner redressed the wrong done to the Complainant in this case, has lately died, leaving a last will & testament, whereby he bequeaths the whole of this land to his daughter, & only child, Maria Rex Laurence, — altho' in a former will, ~~bequeathed~~ from a consciousness of the Complainant's rights, & the injury done him, he had devised a moiety of it to the Complainant — That ~~in this will~~ he made

the executor of the will, last made, but he declined acting as such, & William Jordan, of this County, has since obtained the administration of his personal estate & affairs, with his will annexed — And finally, that in this state of things, the Complainant has often applied to Maria Rex Laurence, & to William Jordan in order to obtain some redress, — but under various unjust pretexts, & particularly that of the former's being an infant, they have, in combination, hitherto refused, & still do ^{to} refuse, to come to any terms whatever with him upon the subject —

Wherefore, and for as much as the Complainant is only & properly relievable in a Court of Chancery — I in order that the one as devisee of the land, & the other as administrator, with the will annexed of Olex Laurence, the elder, may, upon their oaths, true & perfect answers make to this bill, & each of its' allegations — That the Complainant may be put into the same situation, as to the land, that he would have been in, had ~~not~~ Olex Laurence, the elder, have caused the first deed to have been duly proved & recorded, or if he had taken the second in the names of himself & the Complainant as partners in trade — And that he may have such other & further relief as may be just & proper — May it please Your

W. W. Nathan Esq
for the Complainant

Laurence
v. { Bille
Laurence Lat.

April '98
bille filed & rule on ansd

July '98
bille taken for confessed

May '99
Contd.

Nov^r '99
Resind. by Plt. Altho

THE Commonwealth of VIRGINIA to the sheriff of *Isle of Wight* — county, greeting.

We command you, that you summon *Maria Rix Lawrence* heirs & devise of
Rix Lawrence the elder decd. and *William Jordan* Administrator with the
Will annexed of the said *Rix Lawrence the elder decd.*

to appear before our Justices of our county court of *Isle of Wight* — at their courthouse
of said county, on the *first Monday in May* — next, then and there
to answer a bill in Chancery against *them* — exhibited by *Rix Lawrence*
junr.

And this *they* — shall in no wise omit, under the penalty of 100l. each And have then
there also this writ. WITNESS *James Young* — clerk of our
said court, the *10th* — day of *March* 1798. and in the
22d — year of the commonwealth.

J. Young
clerk

Lawrence's pen.
E. }
Lawrence's }
devised & written. }
Spec. in clay.

Executed - Rob^t. R. Reade, dep.
And^r. Woodley, Siff.

My Laurence the elder, made a Will in which he devised one moiety of
4 Acres & $\frac{1}{8}$ of his Land purchased of Bial & Co to My Laurence his nephew
and left the said My his Est. — But subsequent to this bequest My
Laurence the elder made a Will, in which he devised said Land
to his Daughter Maria My Laurence — It appears from a
proper Statement of the Surveys, and from the Testimony
of John M. Randolph ~~Wm~~ William Baldwin Thomas Fanning
James Bial Barnaby Bial Talbot Godwin Thomas Cowling
Richard Bradford, Jos. Mason & sundry other Witnesses which
can be produced upon this occasion, that My the younger may
Establish his right to the one moiety of the Land aforesaid.
As having paid one Half of the purchase money, required for said
Land to the said Bial & others —

f.

Laurence

v. 3 Memo.
Laurence Loc.

Mar. 10. '98 -

Self. v. M. R. L. L.

M^r. Jordan

of R. L. sen. dec?