

1813-012

SOUTHAMPTON COUNTY
CHANCERY PAPERS

VICK VS VICK'S EXECUTOR et al ¹⁸¹³

See also: Vick v. Vick's Executor 1818-37

Other surnames: Williams,
Gvaley, Stith

To the worshipping Court of Southampton
County sitting in Chancery humbly complain-
ing sheweth unto your worships your
Oratrix Elizabeth Vick widow of Josiah
Vick dec^d. late of the said County of
Southampton. - That her said husband
Josiah Vick dec^d. in his life time made
and published his last will & testament
which has been committed to record in
this Court. That George Gurley who was
named in the said Will, one of the
Executors, has since alone qualified thereto
- and is now prayed to be made Defendant
to this Bill. That under and by the
said Will your oratrix had certain
bequests made her; and a loan of
some real property for and during her
life; which provision contained in the
said Will was intended by her dec^d. husband
as the full consideration for, and in lieu
of her Dower in this Estate. -

That your complainant considering
the said provision made for her by the
said Will inadequate to her support
has duly and legally in Court made
her renunciation of all claim or
demand whatsoever to the said bequests
and loan of property offered to her in
lieu of Dower, by the said Will,

of her die? Husband Josiah Vick; and now prays that she may be allowed to take and have her Dower under and according to the Act of Assembly, in such cases made and provided; being one third part of the said Estate. - That the Court will order and Decree that her one third part of the landed Estate of which her die? husband died seized (i.e.) all the Lands, Lots and tenements which the s^r. Josiah Vick held and owned during the time whilst ~~your~~ Oratrix was his wife, as well those conveyed in Trust, or by mortgage to sundry persons; as other tracts Lots & tenements to which your Oratrix has never made any relinquishment; as also one third part of the Slaves & other personal Estate with which he ~~he~~ died possessed, be laid off and allotted to her, as the law directs, in such cases. -

That Rich^d. Vick, Rich^d. E. Williams and Patsy his wife, late Patsy Vick, & Genl J. Vick by her Guardian & next friend Griffin Steth be made Defendants to this Bill, and may as well as the other Defendants Geo. Gurly answer &c. That persons be appointed to carry the same into effect, and for farther & general relief and as in duty bound shall ever pray.

For Com.

The answer of George Gurly Esq^r. of Josiah Vick die? to a Bill in Chancery exhibited against him in the County Court of Southampton by Elizabeth Vick widow & executrix of the s^r. Josiah Vick Testator, to this respondent.

For Answer therto saith; that accordingly as he is advised the complainant is entitled by Law to her one third part of the Estate of his testator, tho' the Lands and Slaves for her life only, after having made her renunciation of the provision intended for her by the Will of the said Josiah Vick die? - He therefore does not contemplate opposing such decree as the Court shall think proper to make in the premises; - which Decree he is willing should be carried into effect immediately after he shall have sold so many of the Slaves of the Estate of the said Josiah Vick die? as will pay and satisfy the said Josiah's Just Debts; for which purpose a sale will be made in a few days to discharge the debts yet unpaid, when this respondent does consent that a division of the remainder of the said Slaves may be made according to the prayer of the s^d. Bill of the complainant Elizabeth Vick, between herself and the heirs of the said Josiah Vick. to wit: Richard Vick Genl J. Vick Richard E. Williams & his Wife Patsy, they entering into bond & security for returning a part, or all the Slaves to this respondent

an Or. of J. Wick - provided it should be afterwards
found that the situation of the s^d. Estate requires a
further sale of Slaves for payment of debts at this
time inobedience to the s^d. Executor

Geo Gurley exec^r
of Wick dec^d

Eliza Wick

vs

Geo. Gurley Ex^r
of Wick dec^d

Attors - Bill

in Chancery.

December 1852

Dec 1853

Sundry Sheweth
to
Elija Vick
Bill in Chancery

The answer of Janet T. Vick by Griffin
Hitch, her guardian specially appointed
to defend her in this behalf, to a Bill in
Chancery exhibited against her and others,
in the County Court of Southampton, by
Elizabeth Vick widow of Josiah Vick
Her answer thereto - saith that he
cannot deny the right of the com^{pl}.
Elija Vick to take under the law, one
full third part of the Estate of the said
Josiah Vick de^d - that is the Lands
and slaves for her life only - and after
payment of the said Jos. Vicks just debts
if any remainder of the other ^{personal} ~~personal~~ Est^t.
one third thereof to her forever she being
thereunto entitled - And he prays hence &c.

Griffin Hitch Guardian

The answer of Richard Wick, to a Bill in Chancery exhibited against him, in the County Court of Southampton, by Elizabeth Wick widow of Josiah Wick dec'd. late of the said County of Southampton.

For answer thereto, saith that he is unable to offer any thing in opposition to the prayer of the said Bill of the complainant. — If she is entitled by Law to one third part of his late fathers Estate, a Decree for so much will of course be entered up in her favor. — He therefore prays hence to be dismissed &c.

Rich. Wick

being entitled thereto in right of Dowry
in his Estate & prays to be
discharged

The answer of Richard E. Williams for himself and Patsy his wife, late Patsy Vick, daughter of Josiah Vick de^d. to a Bill in Chancery exhibited against them in the County Court of Southampton, by Eliza Vick: Widow of Josiah Vick de^d. late of the said County Southampton. -

For answer thereto - Saith that as far as he can say, the complainant may by Law be justly entitled to her demand in right of Dower, in the Estate of the said Josiah Vick de^d. and if so, he can offer nothing against such decree therefor, as is prayed for by the said Bill. And they the said R. E. Williams and Patsy his wife pray that they may be hence dismissed. u

Rich^d. E. Williams

Nick } 149
" . } Spad m
Nick's son } Chy

To June court 1873

Accused 28 May 1873

John Myrick Deputy
of James G. Hoff

The Commonwealth of Virginia to the Sheriff of Southampton County greeting
you are hereby commanded to Summon George Hurley executor of Josiah Nicks decd.
Richard Nicks, ^{Indian} Griffin Nicks ~~co-heirs to the estate of~~ James T. Nicks, Richard C
Williams & Patsey his wife to appear before the Justices of our county court at
at the courthouse on the third monday in June next to answer a bill in chancery
submitted against them by Elizabeth Nicks, widow and relict of Josiah Nicks
And this they shall in no wise omit, under the penalty of £100 each and
if they are then there, this writ Witness Samuel Peeler clerk of our said
court at his office the 24th day of May 1813 and 37th year of the
Commonwealth

James Rochelle D.C.

Man: The foregoing subpoena in chancery is to be executed on the
defendant George Hurley only - the other defendants having answered
the bill of the complainant -

James Rochelle D.C.