

1803-025 Chancery Causes: John Michael, children vs Elizabeth Jones & Joakim Michael

Isle of Wight County

other surnames: Downing

Michael's heirs }
Michael's heirs } Ant. case

February 1803

Int. & Decree: ~

June 6th 1803

Rept. ret. of decree
accordingly ~

June Judgments

1803, N^o 1.

being their situation your complainants have often applied
for the consent of the said Loakin and Elizabeth, but they
refuse to consent although they state no other objections than
that the sale would not be valid with the decree of a Court
of Chancery having jurisdiction — Intender Consideration
Whereof and for as much as your complainants are remedied
only in a Court of Chancery, they pray your worship that
the said Elizabeth and Loakin be made defendants to this
bill of Complaint, and may be made to answer fully
to the allegations herein contained, that commissioners be
appointed to sell the said land at public sale for
ready money, out of the proceeds to pay the costs of
this suit and make equal distribution of the residue
of the purchase money among the said defendants &
your complainants — may your worship be pleased
to make any other or further order or decree in and
respecting the premises as may seem just & proper —

May it please it —

Barber for Complainants

by written authority
hereto annexed —



Patience Michael

Esther Michael

Margaret Michael

Legal Atty to William
J. Michael

The answer of Elizabeth Lones (formerly Elizabeth Michael)
and Loakin Michael Defendants to the bill of Complaints
of William, Patience and Esther Michael infant Children
of John Michael by James Downing their next friend —

These respondents with cheerfulness submit
it to any decree which the wisdom of this Court shall
dictate, being fully impressed with the truth of the allegations
in the complainants said bill ~~and~~ ^{as Justice of} and with
the prayer thereof and beg leave to be dismissed —

Barber for Defts —

by written authority —
hereto annexed —

Elizabeth Lones

Loakin Michael

To the Worshipfull Court of Isle of Wight in Chancery Sitting
Humbly complaining shew unto the Court your Orator and Orators
William, Patience and Esther Michaels, infants Children of
John Michael dec: late of the said County by James Downing
their next friend - That your Complainants father died
intestate about the day of 17 intestate leaving
a Widow Margaret & six Children, to wit. Elizabeth,
Loakim, Nancy Michael and your Complainants. That
at the time of his death the said John was seized & possessed
in fee simple of a large quantity of land in the said
County, of which a division was made many years ago
among the said Children, & the widows dower assigned her.
That since that period your Complainants & the other Children
have been driven to great expence & trouble in endeavouring
to eject a number of persons who had, without right,
during the tender years of the said Children, possessed themselves
of a large proportion of the said land, that the said
Nancy is since dead ~~in~~ intestate, leaving her share of
said land, which is now in possession, equally to your
Complainants & the other Children ~~the~~ equally, the only proper
and surviving heirs at law. — Your Complainants are
advised that the quantity being small it cannot be
divided but must be sold; indeed if it could be
divided they would prefer a sale, in order to enable them
to maintain the ejectments yet depending & to pay the costs
of those already determined — for all are equally
interested in the ejectments brought and to be brought, and
all are equally entitled to the said Nancy's land. Such

In accordance to the within decree of ^{this} Court we
the subscribers have advertised and sold the
land within mentioned for Six hundred & Twenty
pounds ten shillings & one penny which sum has
been divided as within directed Given
under our hands & seals this 5th day of June 1873

Wm B Hunt
Jas Moody
Benjamin Hooper
Isaac Velling

Michael W. D. 1873

Copy Deed

Michael W. D. 1873

Wm B. Hunt

Isaac Velling

1873
79 94

Jos of Wight County to wit,

February Court 1803.

William, Patience & other Michael infant Children
of John Michael, decd: by James Downing their friends

Compts

against

Elizabeth Jones (formerly Elizabeth Michael) John Michael

Michael,

Defts

In Chancery

By consent of the parties by their Attorneys, this day the Bill of Answer
was filed & heard thereon, whereupon It is decreed and ordered that Joseph Moody, Isaac
Vellins, Banister Meador, and William Blunt or any three of them, make Sale of the
Land or Lands of which Nancy Michael, decd: seized & possessed, (for cash) which
said Land she inherited from her Father John Michael decd: and that the Com-
missioners make equal division of the proceeds thereof, among the Complainants Wil-
liam, Patience & other Michael, and the Defendants, Elizabeth Jones and John Michael,
and make report thereof to the Court in order to a final Decree.

Attest Teste Nathl. Downing Clerk

Richards tells } Letter
To } for
Barber — } kindly
 } in City

to sell land at Lint
June 1862 —

John Barber

We having ascertained
an order of court should be made for the
sale of that part of the land held by
Vancey & Michael Hick^{do} as Guardian
to Silence Esther & William Michael
Join with Elizabeth Jones & John
Michael in request that you should
at the ^{next} High Court Motion for
at noon for the sale of the above
mentioned to defray the expence of
Selling for retaining the lands held by
the Heirs of John Michael Sen^r &c.
and Oblige yours To Serve

Nov 23. 1802

Margaret Michael

Elizabeth Jones

John Kim Michael

I promise to pay to Mr. Joakim Michael the sum
of Fifty Cents on Or before the 25th day of Dec^r
next, for the rent of the House & Lands where I now
live given under my hand & Seal this Twentieth
day of January 1803. Anne Johnson

Witness

Lesse Thomas

Seal