

1807-025 Chancery Causes: Joseph Holliday + John Holliday, by v c vs John King, admr of
Isle of Wight County Joshua Hunt

other surnames: Bagnal,
Bagnall

In the name of God Amen I Anthony Holladay of the County
of Isleswright and parish of Newport being in sound sense and
perfect memory do make and ordain, this to be my last will &
Testament, in manner and form following Item I Give and
bequeath to Holland Holladay one Bed Furniture Item I
Give and bequeath one Gun to my Son Anthony Holladay
Item gave my queth to my loving wife Mary Holliday
all my estate both real and personal during her widow
hood, Item I Give my Deuath my Plantation and my
Hill to my Son John Holladay, after the death of my wife
Item I Give my Deuath, I Give all my estate both real
and personal to my four Youngest Children, I leave Mary
Holladay to be the executrix of my Estate this 15th day of
February 1781 —

Signed sealed & delivered 3
In the presence of --- 3

Anthony Holladay Seal

William Bagnall 3

Samuel Holladay 3

At a Court held for Isleswright County
February the 7th 1782 This Will was presented in Court by
Mary Holladay the executrix therein named who made
oath thereto according to Law, and the same being proved
by the oaths of William Bagnall and Samuel Holladay the
Witnesses thereto and ordered to be recorded —

Anthony. Holland. now Holland Copy Teste

Wm. Young B.
~~Joseph & John~~
~~as witnesses~~
~~he is guardian to the children~~

~~Examine the land & pay about 400. about one dozen~~
~~regard other property. In doing advice of Hunt~~

Copy

Wm
Anthony Murray

Isle of Wight County

June Court 1807

Joseph Holladay & John Holladay Complainants
against

John King Administrator of Joshua King Defendant

In Chancery

The Defendant having failed to file his answer to the complain-
ants bill exhibited against him, On the motion of the Compla-
inant by his attorney, It is ordered that unless the Defendant
appear at August Court next and answer the said bill
of complaint, that a Judgment will be entered against
him agreeable to the prayer of the said bill

a Copy Teste

Nathl Loring Clk.

Holladay Co.

v.

Miss

Hunt's Adm?

Executed Henry Mills
for
D. Dever Pff

The Commonwealth of Virginia to the Sheriff of
Islewright County Greeting: we Command you,
that you Summon Joshua Hunt, - and John King
Administrator of Joshua Hunt decd.

to appear before our Justices of our county court
of Islewright at their Courthouse of said county
on the first Monday in May next

next then & there to answer a bill in chancery
against them

Exhibited by Joseph Holladay
and John Holladay are infant by Charles Bagnall his
Guardian

and this they shall in no wise omit, under the
penalty of £ 100 each and have them there
also this writ. Witness Nathaniel Young Clerk
of our said Court, the 24th day of April 1805
1805 and in the 29th year of the Common
wealth -

Nath. Young

Holladay to John

10.

3 Pa. in Chy

Humble

3 R. W. Byrns Atty
for Cornsett

May 1805

3 N. Pa. in Chy

Came too late to hand

Henry W. Byrns
in with 5/11

The Commonwealth of Virginia to the Sheriff of Sleepyfork County
Greeting, we Command you, that you Summon John King
Administrator of Joshua Hunt dec'd & Hollans Hunt

To Appear before the Justices of our County Court of Sleepyfork
at the Courthouse of said County, on the first Monday in
June next, then & there to answer a bill in Chancery
against them Exhibited by Joseph and John Holladay
by Charles Bagnall ^{this} Guardian

and this they shall in no wise omit under the penalty
of £100 each and have then & there this writ. Witness
Nathaniel Young Clerk of our said court, the 13th day
of May 1805 and in the 29th year of the Commonwealth

Nath. Young

76
Holiday to Wick.

Spa. in

3 days

Mounts & m...

W. B. ...

for ...

Executed

Henry W. ...
W. W. ...

To the Worsliffful court of Isle of Wight, sitting in
chambers, humbly complaining, shew to the court,
your orators Joseph Holliday and John Holliday a infant
suing by Charles Bazual his next guardian.

That Anthony Holliday the grand father
of your orators departed this life on or about the day
of A.D. 1782. after having duly made and published
his last will and Testament in writing, an attested copy
of which is hereto annexed and prayed to be taken as a
part of this bill. That by the same will he gave his plantation
and stile to his son John (the father of your orators), and
after making some other inconsiderable bequests, he
gave all the remainder of his estate both real and
personal to his four youngest children. That Mary
Holliday his widow to whom he left all his estate
during her widowhood died at about ~~four~~ ^{five} years
about the year 1801. The testator left Anthony Holliday,
Holland who intermarried with Joshua Hunt (both
of whom are now dead) Joseph and Samuel, his four
youngest children mentioned in the said Will. They
add that three of the said youngest children died
before their mother Mary Holliday, to wit, Anthony, Joseph
and Samuel — without issue and intestate. That Holland
has died since her said mother. ~~As if by the will of~~
~~the testator, there were twelve or fourteen valuable negroes~~
They state also, that besides other estate of
the testator, there were twelve or fourteen valuable negroes

which were held by the said Mary Holliday during her life, and which after her death came into the possession of the said Joshua Hunt. That they are now in the possession of John King the administrator of the said Joshua, who refuses to deliver any part of them or any part of the other estate of the said testator which was bequeathed by the said Mary Holliday to your orators, pretending that as Samuel, Joseph and Anthony died before the said Mary Holliday, the legacies left to them after the death of the said Mary were lapsed legacies, and therefore that the whole belonged to Joshua Hunt in right of his wife Holland. They also state that Joseph, Samuel and Anthony died after the year 1790, and they are advised, that Joshua Hunt (who got the whole of the said negroes and other estate in his possession in the life time of his wife Holland) was only intitled to one fourth part thereof under the will, and that the portions of Samuel, Joseph and Anthony descended equally to the said Holland and your orators. They repeat that the said John King will not deliver to them their portions of the said estate without the aid of this court.

In tender consideration whereof, and for as much as your orators are remediless at law, they solicit the intervention of your Worships.

To the end therefore they pray that the said John King administrator of Joshua Hunt may be

made dependant to this bill of complaint, and that he may on his corporal oath full, true and perfect answer make to all and singular the allegations aforesaid, and that as fully as if he were here repeated and be thereto particularly interrogated. Especially that he set forth the number of negroes and the amount and kind of the other estate of the aforesaid testator which came to the hands of the said Joshua Hunt or to his own hands. They lastly pray that your Worships will decree that the said John King admit as aforesaid deliver to them three eighths of the said negroes and other estate, or on the same or other proper order or decree in the premises for their relief as may be consistent with equity & justice.

May it please the
Richard L. Pryor
2

Holidays & Bill
as Bill
being action

Holiday off
H
Bill

Mounts Ramsey

June 1800
Bill files