

1812-002 Chancery Causes: Alfred Jordan, by & al vs Thomas Purdie & al

Dale of Wright County

other SURNAMES: Fullgham,
Tienes, King, Derring,
Goodson, Day, Purdy,
Ty nes, Barber, Fulgham

To the worshipful Court of Isle of Wight in Chancery
Sitting, Humbly Complaining, Sheweth unto the Court your
Complainant Alfred Jordan, an infant son of ~~the~~
Plasants Jordan decd and Elizabeth his wife, which
Elizabeth was the daughter of Charles Fullgham &
his wife ^{Living by} ~~his next of kin~~ That your Orator
~~is informed~~ and verily believes that Timothy times formerly
of this County - Tho: he made a will and disposed of the
greatest part of his estate, which was a very large one,
died intestate, as to one small tract or parcel of land
in this County, containing about fifty four acres, more or
less - adjoining the land of the estate of William Allmon
Robert Driver, and Josiah Parker; the same which was
occupied a few years past by one John Martin. —
That ~~the nearest relations of~~ ^{the nearest relations of}
the said Timothy, living at the time of his death (which
happened on or about the ^{day of} 18)
were the Children ^{Grand Children} of his decd ^{Brother} Sisters. Sally Purdie the wife
of Thomas Purdy - who was formerly Sally King ^{the only child} daughter of Tho:
King & Polly his wife - which Polly - was one of the sisters of
the said Timothy. — Another Sister of the said Timothy
in her lifetime, became the wife of one Charles Fullgham,
~~who~~ they died leaving a number of Children - to wit ^{Robert T. Fullgham} Jane
Fullgham who is now the wife of John Denney, Martha
who is now the wife of John Goodson, Polly - who is
yet a single woman, Elizabeth, who became the wife
of Plasants Jordan, by whom she had your orator:
who is the only Child they had which survived them.
Another sister of the said Timothy - named Elizabeth
intermarried with a certain Day, She ~~left~~
She has no surviving Child; but her Daughter who intermar-
ried with Davis Day - left one only Child, to wit Elizabeth
(Day - now living). That said Timothy had a brother
who died before him, named Henry Tynes; he has left
one Child only, named Robert Tynes. — Your Orator
begs leave to state, that all the parties - now living

are of full and lawfull age, except your Complainant,
That - according to the above Statement, which he considered to
Correct, he is informed that the said parties are entitled
to the said land - in the following proportions - to wit. -
The said Rudie's Wife, to one fourth part, The said Elizabeth Day,
and Robert Lynes - to one fourth part each - and
the said Robert T. Fullham, John Derrin and James wife,
John Goodson & Martha his wife, Polly Fullham, and
your Complainant (in right of his mother Elizabeth), to the
remaining fourth parts ^{among them equally}. - Your Complainant, aware that
the said Land is too small to be usefully divided, &
standing in great need of the value of his small portion
thereof, has applied in vain to the ^{other} ~~said~~ parties aforesaid
for their consent to sell the land and make due division
of the proceeds. - In tender consideration whereof and
for as much as your Orator is ~~only~~ ^{and} properly releuable
in this worshipfull Court, he prays that the said parties,
so entitled as aforesaid, may be made parties, defendants
to this bill of Complaint and shall, true and perfect answers
make, to all and singular the allegations it contains. That
your worships will decree a sale of the said Land &
a proper and just distribution of its proceeds - and
make any other or further Order or decree in the
premises - which ^{The Ct} ~~you~~ may deem necessary & proper
for your Complainants relief and the promotion of
equity - May it please your

J. Barber P.L.


The answer— of Thomas Purdie and Sally his
Wife, Elizabeth Day, Robert Lynes, Robert T. Fullgham,
John Dering and Jane his wife, John Goodson and
Martha his wife, and Polly Fullgham— defendants
to a bill of Complaints exhibited against them in
the worshipfull Court of Isle of Wight, in Chancery,
by Alfred Lordan, an infant of Pleasants Lordan
dec:— living by John Barker his next. These defendants
admit, so far as they are informed, the truth of the
allegations in the bill mentioned— except the charge
of having refused their consent to the complainant;
though— they are informed— that owing to the infancy
of the complainant, their consenting to what he
prays for, would not avail, and is therefore unimportant.

These respondents will, most cheerfully
submit to any decree or order, which the Court may
consider most proper— Comporting with prayer of
the said bill— and prays hence to be dismissed
per

Ro. Lynes for himself
& the other Defendants

Nathaniel Young
Thos. Wyllie senr.
John Gibbs

Jordan, infant &c
vs
Purdie & Co. &c

Bail
&
Jury

R. Tynes liable for fees. -

February 1812

Interd. decree

May 1812

C. to amend the decree so as to
sell on a credit of 9 months

July 1812

Report rel. denied accordingly

Ann 23^d 10/12 I have this day
re^d the bonds in favour of myself
in favour of my ward Alfred Jordan
Witness
John J. Milly

Robert Tyne,

Report of the Sale of
Timothy Tyne's land

Pursuant to the annexed decree to us directed, we the commissioners have this 23rd day of June 1812 set up at public auction, and sold to Robert Tynes of Isle of Wight County the land mentioned in the said decree for the sum of ~~Sixty One~~ forty seven dollars. ~~Sixty Nine~~ ^{cents} after deducting \$13.31 for costs of suite and \$ for commissions which was paid in cash, and have taken bond for the balance payable in nine months to the several Heirs named in the said decree. To wit. To Thomas Purdie in right of his wife \$11-92 to Robert Tynes \$11-92 to Elizabeth Day \$11-92 Robert T. Fulgham \$2-38 to John Dering in right of his wife \$2-38 to John Gordon in right of his wife \$2-30. to Polly Fulgham \$2-30 and to Alfred Jordan in right of his mother Elizabeth \$2-30 making an aggregate of Sixty One Dollars. Given under our hands the day and year above written.

Nathl. Young
John Gibbs

Isle of Wight County February Court 1812

Alfred Jordan an infant son of Pleasant Jordan dec'd: & Elizabeth his wife, which Elizabeth was the daughter of Charles Fulgham & Jane his wife, singly by John Barker his next friend. Comptt.

against
Thomas Purdie and ^{Polly} his wife, Elizabeth Day, Robert Tynes Robert T. Fulgham, John Dering & Jane his wife, John Gordon and Martha his wife and Polly Fulgham. Defts.

In Chancery

By consent of parties by their Attorney, this day the bill and answer were filed and heard thereon whereupon it is decreed and ordered that Nathaniel Young Thomas Uzzell and John Gibbs or any two of them make sale of the lands in the bill mentioned and divide the proceeds thereof in the following manner to wit, To Thomas Purdie's wife, one fourth part, the said Elizabeth Day, and Robert Tynes one fourth part each, and the said Robert T. Fulgham, John Dering & Jane his wife, John Gordon and wife, Polly Fulgham and the complainant Alfred Jordan in right of his mother Elizabeth the remaining one fourth part equally among them &c.

May Court 1812

On the motion of the above parties by their attorney it is ordered that the former decree in this cause be so amended as to authorize the above named commissioners to sell the lands on a credit of nine months, and that they make report thereof to the court in order to a final decree.

Costs Clerk, \$3.31

Att^o do. 10

\$13.31

Aug 7th 1812 Rec^d the above fees of D. Duke \$3.31

Alfred Tute Nathl. Young