

1816-015 Chancery Causes: Joseph L. Bridger vs Mary Holmes, admx of Joseph Holmes

Isle of Wight County

other SURNames: Holladay, Eley,
Laurence

To the Worshipfull Court of Isle of Wight in Chancery sitting,
Humbly complaining shew unto the Court your orators and
Oratrixes, Joseph L. Bridger, Thomas Holladay in right of
Temperance his wife, Robert Eley, in right of Polly his wife,
Peggy Bridger, an infant under 21 years, by John Eley her next friend
and Nancy Bridger an infant under twenty one years, by
Thomas Holladay her next friend, That James Allen Bridger
late of this county, departed this life in the year 1793, after
having made & published his last will and testament, by which
will he desires that the residuary part of ~~the will~~ his
estate ~~shall~~ be equally and fairly divided Among all his
Children, namely; the aforesaid Joseph L. Bridger, Temperance
Bridger, (now the wife of Thomas Holladay) - Polly Bridger,
(now the wife of Robert Eley) and the said Nancy &
Peggy Bridger, infants as aforesaid. - That Mills Lawrence
and Robert Eley, who were named & appointed Executors
of the said last will and testament, refused to qualify,
and administration with the will annexed was granted
by this worshipfull court, at their sitting in ^{October} 1793. or at
some subsequent Court, to Joseph Holmes, who took upon
himself the duties thereof. That the said Joseph Holmes
has since departed this life, leaving the said estate unsettled
That Mary Holmes has administered on his estate with
a will annexed. That since her admⁿ. an account
current of the said Bridgers estates, has been stated by,
Commissioners appointed by the Court; a copy of which
is hereto annexed & pray'd to be made, taken & consid-
ered as a part of this bill. - By the account current

a balance appears to be due & owing to your complain-
ants of fifty four pounds Six Shillings and Six pence,
now in the hands of the said Mary Holmes adm^x of the
said Joseph; On which balance, your complainants
are informed, they are intitled to legal interest
from some short period after the sale of the estate
; which was about the day of 1779.

But so it is, may it please your worships, the
said Mary will neither pay unto your complainants
the said principal or interest. — Wherefore and for
as much as your Complainants are remediless, in
the premises only in this worshipfull Court of
equity, they pray, that the said Mary Holmes
adm^x of Joseph Holmes, be made a deft. to this bill
and may on her corporal oath, full true and
perfect answer make to all and singular the allega-
tions it contains, and that she be decreed to pay
unto your complainants, or to commissioners, for the
use of your complainants, out of the assets of her
said husband testator, ~~then~~ in her hands, in preference
to any debt of inferior dignity, the said sum
of £54. 6. 6 — with interest as aforesaid, and
that your worships will make any other or further
order or decree in the premises, for their relief, as
to the Court may seem just and equitable.

May it please — — —

Barba atty for the
Complainants. —

Bridges &c }
vs } Bill in
Holmes adm^r } Chancery

Mar. 1802

Bill filed

June 1802

bill taken as conf.?

March 1804

Ans^r. filed & Genl. rept. &c

June 1804

Cont^r. for Compts.

July 1806

cont^r.

April 1816

cont^r. dismissed

To the Worshipful Court of Isle of Wight County, in Cham-
ber sitting, humbly complaining shew unto the Court
your orators and oratrices, Joseph L. Bridger, Thomas Hol-
laday in right of Temperance his wife, Robert Ely in right
of his wife Polly - Peggy Bridger an infant under 21 years
by John Ely her next friend - Nancy Bridger an infant
under twenty one years, by Thomas Holladay her next friend,

That James Allen Bridger late of this County
departed this life in the year 1793. after having made
and published his last will & Testament; by which will
he desires that the residue any part of his estate, - be equally
and fairly divided among all his children, namely the
aforesaid Joseph L. Bridger, Temperance Bridger (now
the wife of Thomas Holladay) Polly Bridger, (now the
wife of Robert Ely) and the said Nancy, and Peggy
Bridger infants as aforesaid - That Mills Lawrence
and Robert Ely who were named and appointed Execu-
tors of the said last will & Testament, refused to qualify,
And Administration with the will annexed, was grant-
ed by the worshipful Court at their getting in Oct^r

1793. or at some subsequent Court, to Joseph Holmes
who took upon himself the duties thereof. That the said
Joseph Holmes has since departed this life, leaving the said
Estate unsettled, that Mary Holmes has administered on
his Estate with a will annexed. That since her admini-
stration an account current of the said Bridgers Estate
has been stated by Commissioners by the Court, a copy of
which is hereto annexed, and prayed to be made, taken, &
considered as a part of this bill - By the account current
a balance appears to be due and owing to your complain-
ants of £54.0.0 now in the hands of the said Mary
Holmes Admin^r. of Joseph Holmes dec^d on which balance
your complainants are informed, they are entitled to legal
Interest from some short period, after the date of the Estate
which was about the day of 179

but ~~therefore~~ - may it please your Honors, the s^c
Mary will neither pay unto your complainants the s^c
principal or interest, - wherefore and for as much as

Your complainants are remedied in the premises only
in this Worshipful Court of equity, they pray that the
said Mary Holmes Admin^r. of Joseph Holmes dec^d
be made a defendant to this bill and may on her oath
full true and perfect answer make to all singular
the allegations it contains, and that she be decreed to pay
unto your complainants, or to commissioners, for the use
of your complainants, out of the assets out of her said
intestates in her hands, in preference to any debt of in-
ferior dignity, the sum of £54.0.0 with Interest
as aforesaid, and that your Honors will make any
other or further order or decree in the premises for their
relief as to the Court may seem just and equitable. -

May it please vs

Barber Att^o for the Compt^s

Int. would balance the Ac^t. which appears due on
the Ac^t. Current but the s^r. Mary doth further state
that she the s^r. Mary has nothing in her hands of
the s^r. Joseph in consequence of a Legat^l obtained John
Lawrence since the death of s^r. Joseph which Legat^l
was paid for more money than
the said Joseph & Ac^t. is at first
given under my hand this 4th day
of Feb. 1804

Mills Clay

Mr. Bridge

Thomas Adams

or

Bridge &c

Answer

~~Bridge &c~~

Thos^r. Mary Holmes Adm^r. named in s^r. bill doth
on the Holy Evangelist of Almighty God answer &
acknowledge that the s^r. James A. Bridge dec^d. did
die about the time stated in s^r. bill leaving a wife
surviving s^r. Lawrence, & Clay to take the charge
of his Est^{ty}. but both of whom did refuse the same after
ward a certain Joseph Holmes did Adm^r. with the
Will annexed leaving the s^r. Est^{ty}. unsettled as stated in
s^r. bill since there has been a statment of s^r. Est^{ty}. making
a balance appear of the sum named in s^r. bill or there
about but in the first place the s^r. Mary hath a bond
in possession given by Joseph L. Bridge & Thomas Kelladay
for near about the same sum stated in s^r. bill including

Midgers ad.

Sp. in Chy.

Midgers Admor.

For Goodwill for Henry
Wm. H. Adams

THE Commonwealth of VIRGINIA to the Sheriff of *Isle of Wight* county,
greeting. We command you, that you summon *Mary Holmes Administratrix*
of Joseph Holmes dead who was the Administrator of James A.
Bridger _____ v _____

to appear before our Justices of our county court of *Isle of Wight* at their court house
of said county, on the *1st Monday in March* next, then and there
to answer a bill in Chancery against *her* _____ exhibited by *Jos. S. Bridger*
Thomas Holladay, and Temperance his wife, Robert Eley & Polly his wife, Peggy
Bridger an Infant by John Eley her next friend, and Nancy Bridger an Infant by Tho.
Holladay her next friend, Heirs & Children of James Allen Bridger dead
And this *she* _____ shall in no wise omit under the penalty of 100l. _____ And have
then there this writ, WITNESS *Nathaniel Young* _____ clerk of our
said court, the *9th* _____ day of *Feb^r 1802* _____ and in
the *20th* _____ year of the commonwealth,

Nath. Young

D^r The Estate of James A. Bridger decd: In Account
Current with Joseph Holmes Admor.

To paid Joseph Holmes acc	£2. 17. 0
" ditto Daniel Furlings do	10. 11. 5 $\frac{1}{4}$
" do William Pierce do	0. 14. 1 $\frac{3}{4}$
" do Pittman & Randolph's do	5. 12. 4
" do Simon Boykins do	3. 17. 8
" do R. for (Taxes)	3. 18. 1
" do James Johnsons acc	14. 0
" do James & Andrews do	2. 1. 4
" do Dick Watkins do	0. 15. 0
" do Robert Hollands do	1. 13. 0
" do Jesse Jenkins's do	0. 4. 0
" do Thomas Holladays do	4. 11. 5
" do Mills Laurence's do	8. 4. 0
" do do as Exor. to John Laurence decd:	5. 0. 8 $\frac{1}{2}$
" do balance of bond of Thomas Smiths	2. 17. 0
" do James Mercer's acc	1. 15. 10 $\frac{1}{2}$
" do Joseph Scott's do	6. 15. —
" do Robert Eley's do	6. 9. 11
" do Robert Watkins do	0. 16. 0
" do Clerk's Tickets	—
" do Francis Boykins's acc	7. 8. 3
" do William Bridger's acc	5. 13. 7
" do Patsy Bridger's do	4. 16. 9
" do Lion Boon's do (for Joshua Council)	3. 10. 3
" do William Wighams Bond	41. 1. 0
" do David Bells acc	2. 11. 4 $\frac{1}{2}$
" do Tax for 93 & Tickets	5. 10. 5
" do the Cryer for 3 days service	0. 18. 0
" do Jesse Whitehead for Coffin	2. 8. 0
can. for. £	

D

to paid Daniel Simmons W/C	£ 1. 0. 0
for Appraising decd: Estate	0. 11. 3
expence at Sale	0. 6. 0
Commissions on £211. 3. 3	10. 11. 2
for Recording Will &c	1. 0. 9
	<u>£ 15 6. 16. 9</u>

By Amount of Sales	196. 13. 3
By out standing debts &c	14. 10. —
	<u>£ 211. 3. 3</u>

Ball: due the Estate	54. 6. 6
	156. 16. 9
	<u>£ 211. 3. 3</u>

In Obedience to the Wors hipfull Court of Isleswight by
an Order to us directed We the Subscribers have Examined
stated and Settled an A/c Curr: of the Estate of James
A. Bridger decd: & find a ballance due in favor of the
Estate this sum £ 54. 6. 6 Given under our hands
this 19th day of November 1801

Mills Hey
John Eley
Joseph W. Ballard

At a Court Held for Isleswight County Dec: 7th 1801 This
Acct: Current of the Estate of James A. Bridger decd: was
returned into Court and Ordered to be Recorded —

Attest
Nathaniel Young C. W.C