

1920 - 048 Chanany Causes: George Hall & al vs Patsy Dale, admx of Thomas Dale & al

Isle of Wight County

other SURNAMES: Duggin, Dixon,
Garner, Amis, Boccock, Spencer,
Pope, Cox, Gordon, Grantham,
Rogers, Hagan, Boykin, Williams,
Everitt, Turner, Holliman, Bailey,
Sumner, Woodley, Butler, Young,
Harland, Mitchell, Harlan, Broom,
Uzzell

To the worshipful Court of Isle of Wight in Chancery
Sitting. Humbly complaining shew unto your
wships your complainers George Hall, James
Hall, John Hall, Thomas Hall, Joshua Duggin
and Nancy his wife late Mary Hall, George
Dixon and Sally his wife late Sally Hall
and James Hall executor of Mary Garner
late Mary Hall. That a certain Elizabeth
Gale late of this County departed this life
sometime in the year ^{intestate and}
possessor of a valuable estate in slaves and
other personalty. That sometime after her
death a certain Alexander Gale qualified
as the administrator of the said Elizabeth
Gale and received her estate into possession
and kept the same until the period of her
death which took place in this present year
whereupon letters of administration were
given upon the estate of said Elizabeth Gale
were granted to a certain Andrew Woodley
by virtue whereof the said Andrew Woodley
thatt possessed himself of the said estate and
still keeps the same. That the said Elizabeth
Gale at the time of her death left no
children, neither father, mother, brother, or
sister. That she left numerous documents
of her brothers and sisters. The brother and sisters
of the said Elizabeth Gale ^{of the whole blood} were Thomas Gale,
John Gale who intermarried with a certain
Thomas Amis, Tabitha Gale who intermarried
with Jas Hall and who was the mother
of your complainers and Nancy Gale
who left a child called Abigail Black.

and the brother and sister of the half blood of
the said Elizabeth Gale were Sethus Gale and
Molly Gale who first married a Williams
and afterwards a Spencer - The following are
the persons so far as your complainants have
been enabled to ascertain who have descended
from the brother and sister of the whole blood with
their degrees of consanguinity. The children
of Thomas Gale, Thomas who is dead. Patsy
Gale his admr., Joseph Gale, Alexander
Gale dead. Sally Pope his admr. Sally
Pope who was Sally Gale, then Fanny Gale
who hath intermarried with a cut and
Robert Gale - The children of John Gale
wife of Thomas Amis are Tartha Cox widow,
John wife of John Gordon, Francis wife of
Richard Grantham, Mary wife of Joseph
Rogers, Rachel wife of James Hagan
Nellie Amis, Lincoln Amis and Thomas
Amis who is believed to be dead - Nanny
Gale left only one child who sold her
interest in said estate to F. M. Boyden now
dead and your complainants are the children
and heirs of Tartha the remaining sister
of the whole blood to the said Elizabeth Gale
The following are the descendants of Sethus
Gale and Molly Gale who first married
a Williams and then a Spencer the said
Sethus and Molly being a brother and sister
of the half blood to the said Elizabeth Gale
the object of Sethus - John Gale who is dead
Sethus Gale his admr. Polly Everett who hath
sold her interest in said estate to the before
said Francis M. Boyden now dead.

Andrew Gale and and Polly Everett in the
estate of the said Elizabeth Gale. you charged and
Andrew Woodley states that he is at all
times ready to pay over the estate in his hands
to the persons entitled to receive it upon his
receiving reference being according to
law. Those respondents having answered
the complainants have may also have
discovered the —

Wells &c

173 In Chy -

Wells &c

Wells & Answer

November 1820 Intell's sum
on rough sum filed 1820

he conveyances to Dec^r Butler

Trans by Butler May 6. 1825

To the most honorable Court of Chief Magistrate in this
County -

The joint and separate survivors of Patry Gace
admirer of Thomas Gace and Joseph Gace, Gace,
Pope in her own right and as administratrix
of the estate of Robert Gace and Fanny his wife
a daughter of Thomas Gace the elder, Tatiana
Coz widow and late Tatiana Amis, John
Gordon and Alice his wife late Alice Amis
Richard Grantham and Frances his wife late
Frances Amis, Joseph Rogers and Mary his
wife late Mary Amis, James Hagan and
Rachel his wife late Rachel Amis, William
Amis, Son of the deceased.

Abigail Boveck, Esther Gace admr of John
Gace son of John, Polly Everett late Polly
Gace, William Turner and Elizabeth his wife
late Elizabeth Gace, Polly, Eliza & Susan
Gace infant children of Thomas Gace and
Peggy his wife late Peggy Spencer, by

their next friends appointed
by the Court to defend them in this behalf
Jonah Holliman admr of Fanny Gace and
Esther Gace, Amelia & Mary Williams
infant children of William and by their
next friends appointed by

the Court to defend them in this behalf
William B Bailey admr of Matthias
Spencer and Eliza Spencer and
Sumner and Mary his wife late Mary

Spencer ~~was~~ of Andrew
Woodley adm^r de bonis non of Elizabeth Gace
and, of Rebut Butter and Francis Boykin
executors of Francis M Boykin and
to the bill of Complaint exhibited against
them by Guy Hacc, James Hacc, John
Hacc, Thomas Hacc, Joshua Deegins and
Nancy his wife late Nancy Hacc, George
Dixon and Sally his wife late Sally Hacc,
and James Hacc executor of Mary Garner
late Mary Hacc.

These respondents now
and at all times saving and reserving
to themselves all and every benefit of exception
to any errors or imperfections in said bill
contained: for answer thereto or to so much
thereof as they are advised is necessary
for them to answer answering say that
the facts stated in the bill are true and
the said Robert Butler and F. Baykin
executors of Francis M. Baykin herewith
avow the validity of their intent in
the subject matter of this bill, by which
it will appear that the said Robert
Butler hath purchased the intent of
and Francis M. Baykin for his lifetime
and the intent of David Bocoek

Elyabeth wife of William Turner, Mary
Wells who hath in open Court relinquished
all claim to said estate, Thomas Gale who
is dead leaving three infant children Peggy
Elya, and Pleasant, James Gale who is dead
Leviah Holliman son - Esther Gale, and
Andrew Gale who hath sold his interest
to the said Felt & Boyden. The children of
Molly Gale by her first husband Williams were
John Williams who is dead leaving two
infant children Amelia and Mary Williams
by her second husband Spencer are standing
Spencer who is dead Mrs B Benton his widow
Elya Spencer, Mary wife of J. P. Smith
Peggy who married the above named Thomas
Gale who is dead and who was the mother
of the above named infant children of Thomas
Gale and. From the above statement it seems
that there are twenty one shares of the whole
blood and twelve of the half blood exclusive
of the intent of Mary Wells who hath renoun-
ced her intent as before stated. Your commis-
sioners have caused further to represent to your
worships that a certain Robert Ruster hath
become the purchaser of the intent of several
Jenny Rogers wife of Wm. Grier, John Anderson wife Richd Graham wife David
Mary Rogers wife of a Squire, Col.
other persons above enumerated and who it
is prayed together with the above mentioned
descendants of the brothers and sisters of the
said Elyabeth Gale and the before named
Andrew Woodley about a 10 share and
Elizabeth Gale may be made

hence, (the said infants by some friend to be
appointed by the Court to defend them in this
behalf,) and be compelled to answer all and
singular the allegations herein contained fully
and unequivocally. They further pray that it may
be decreed that the said Edmund Woodley
shall as of record pay over to the parties
entitled their respective proportions of ^{any} money
which he may have in his hands belonging
to the estate of the said Elizabeth Jane, and
your complainants further pray that the said
slaves of the estate of the said Elizabeth
shall make and sell on such account as may
be directed by the Court and the proceeds
thereof be divided among the complainants
and defendants ^{and} according to their respective rights. and
your complainants pray for general relief
and as in duty bound they ever pray
A.

cut? for rock 1816

Gale and friend

W. Z. Sp. in Chy.

Bocock

Chapman for 1/2
lengths. 8

Amendment

Executed,

W. Benson D.

for

W. Smith S.

Ile of Wight County to wit. The Commonwealth of Virginia to the
Sheriff of Newmarket County, greeting. Be we hereby command,
to summon Abby Brooks, widow of Peter Brooks decd. to appear
before the Justices of our said County Court of the Ile of Wight at the
Court house, on the first Monday in November next to answer a bill
in Chancery exhibited against her and others by Eason Gale and
Nancy Gale infant children of John Gale decd. by Nathaniel Young
their next friend, Polly Gale, Patsy Gale, and Pleasant Gale infant
children of Thomas Gale Senr decd. by the said Nathaniel Young their
next friend, Peg Gale, Thomas Gale, Patsy Gale, Alexander Gale, Nancy Gale
and Elizabeth Gale infant children of Thomas Gale junr decd. who was
a son of Thomas Gale decd. and who was a son of Thomas Gale Senr decd.
by the said Nathaniel Young their next friend, Matthias Spencer
Elizabeth Spencer, Byrd Spencer and Nancy his wife, late Nancy Spencer
Nancy Williams daughter of Williams, late Spencer,
George Dixon and Sally his wife late Sally Hall, Polly Irons widow
of John Everett decd. Beaton Gale an infant child of Nancy Gale
decd. and by the said Nathaniel Young his next friend - and
Francis M. Boykin - and this she shall in no wise omit under
the penalty of £100. And have then done this writ. Witness Nathaniel
Young Clerk of our said Court at the Court house the 9th day of
October 1816 in the 41st Year of the Commonwealth

Nathaniel Young
Clerk

The Commonwealtth of Virginia to the Sheriff of Isle of Wight County
greeting: You are hereby commanded to Summon ^{Alice} Alice
Gale, Jethro Gale, Robert Gale, John B. Gale, Polly Gale, Joseph Gale
Alexander Gale Administrator and one of the distributees of Betty Gale
decd. Sally Pope widow of Mills Pope decd. late Sally Gale. Fanny
Gale, Fanny Gale Senr. widow of ^{Gale} Gale decd. Emily Williams, George
Hall, James Hall, John Hall, Thomas Hall, Thomas Garner, John
Garner and Priscilla Garner, children of Thomas Garner and Mary
his wife decd. who was late Mary Hall, Joshua Juggin and Nancy
his wife late Nancy Hall, Thomas Amis and
children of Thomas Amis and Alice his wife
late Alice Gale, Abby Beech widow of Peter Beech decd and
only child of ^{Esther Gale} Nancy Gale, Andrew Gale, William Turner and
Elizabeth his wife, Nancy Wyzell widow of John Wyzell decd. late
Nancy Gale, to appear before the Justice of our said County, Court
at the Court house on the first Monday in November next to answer
a bill in Chancery exhibited against them by Aaron Gale and Nancy
Gale infant children of John Gale decd by Nathaniel Young their next
friends, Polly Gale, Betsey Gale and Pleasant Gale infant children of Tho:
Gale decd by the said Nathaniel Young their next friends, Roy Gale
Thomas Gale, Patsy Gale, Alexander Gale, Nancy Gale, and Elizabeth
Gale infant children of Thomas Gale Junr, decd. who was a son of
Thomas Gale decd. who was a son of Thomas Gale Senr. decd. by the said
Nathaniel Young their next friends, Matthias Spencer, Elizabeth
Spencer, Byrd Sumner and Nancy his wife, Nancy Williams
daughter of ^{Williams late} Spencer, George Dixon
and Sally his wife late Sally Hall, Polly Groulth widow of John
Groulth decd. Buxton Gale by the said Nathaniel Young his next
friends, and Francis McBoylein, and that they shall in no wise
omit under the penalty of to 100 each. And have them there this
writ. Witness Nathaniel Young clerk of our said Court at the
Court house the 9th day of October 1810 in the 41st Year of the
Commonwealth

Nathl Young

Executed on Alice Gale, Jethro Gale, Robert Gale, John B. Gale
Polly Gale, Joseph Gale, Alexander Gale, Sally Pope, Henry Gale
George Mace, James Mace, John Mace, Thomas Mace, Thomas Gannet,
John Gannet, Joshua Duggin & Nancy his wife, Andrew Gale
W. Turner & Elizabeth his wife & Nancy Bygones

Henry Gale & Missella Gannet are dead.

Thomas Ames & Abby Pocock, are intestate

Emily Willard not found

Wm
Holliman Atty for
H. W. B. of her Atty

Gale & Co Friends

W. T. Sp. in Chy

Gale & Co

25
Major Andrew Woodley
Administrator of the Estate of
Elizabeth Gale, deceased.
Rogersville In
Tennessee near Smithfield,
Isle of Wight, Va.
Virginia -

James Hazan
Letter -
Postage 25 Cts.

Hawkins County April 6th 1820

Sir, your letters of Feb 25th and March 9th have
come to hand - Previous to receiving them I had
sent a letter to the late Administrator of Gale dec'd
I now inform you that I intend to come to see
you by the seventh day of May next, unless pre-
vented by sickness &c - I shall try to procure
the proof you require of the heirs of Thomas Amis
& Alice his wife and bring the same with me
I will now inform you of the names of the heirs
Viz Tabitha Cox widow of John Cox - Frances Grantham
the wife of Richard Grantham - Mary Rogers wife
of Joseph Rogers, Rachel Hagan my wife -
Alice Gordon, wife of John Gordon - Willis Amis,
Lincoln Amis - John Amis died without heirs - and
Thomas Amis, concerning ~~whom~~ we have no knowledge
whether living or dead. if dead he has no children
to our knowledge - Elizabeth Amis and Penelope died
in their infancy -

Maj A Woodley,

I remain yours &c
James Hagan

State of Tennessee } Circuit Court
Hawkins County } April Term 1820

Personally appeared in open Court in the Circuit Court for the County of Hawkins in the State of Tennessee on the sixth day of April 1820 Thomas Harland and old inhabitant of said County and being duly sworn depose and saith that he was well acquainted with Thomas Amis late of said County dec'd and Alice his wife. That the children of said Thomas Amis and Alice his wife are as follows, to wit, Tabitha Cox widow of John Cox, Frances Grantham wife of Richard Grantham Mary Rogers wife of Joseph Rogers, Rachel Wagan wife of James Wagan Alice Gordon wife of John Gordon, Willis Amis, Lincoln Amis and Thomas Amis, that the said Thomas left this County many Years ago it is not known whether he is living or not. Also appeared in open Court the same day Richard Mitchell Esq. also an inhabitant of the County of Hawkins aforesaid who being duly sworn depose and saith that he was well acquainted with Thomas Amis the Elder in his lifetime and that he has always understood that the children of the said Thomas Amis and his first wife Alice are Willis Amis Lincoln Amis Thomas Amis (who is uncertain of living) Tabitha Cox Fanny Grantham Polly Rogers Alice Gordon and Rachel Wagan as above stated by Thomas Harland

J

State of Tennessee

I Thomas Cooke Clerk of the Circuit
Court of Hawkins County and State aforesaid do
certify that the foregoing is a true copy from the
Records in my office.

In testimony whereof I have
hereunto set my name and
affixed my private seal having
no seal of office at Rogersville
this 21st day of April 1820.

Thomas Cooke Clerk
by his deputy R. Mitchell

State of Tennessee
Hartman County

This day being the 28th of April
1820 personally appeared Thomas
Hartman and John M. Broom (old Settlers of this
Country) before us George White and Joseph W. Barren
esquires acting Justices of the Peace for the
County aforesaid and after being duly sworn upon
the holy Evangelist of Almighty God. depose
and saith that that they were well acquainted
with Thomas Amis decd. and his Wife Alice and
with their children, and that their names are as
follows to wit. Tabitha Cox. Widow of John Cox decd.
Frances Grantham Wife of Richard Grantham,
Polly Rogers Wife of Joseph Rogers, Rachael Stagan
Wife of James Stagan, Alice Gordon Wife of John
Gordon, Lincoln Amis, Willis Amis, and Thomas
Amis (not known whether living or not) John Amis
who is dead, and they further state that they understood
from the family that they had two other children
Elizabeth, and Penelope which are both dead, and
died while young.

Sworn and subscribed before
us the day above written

George White

Thomas Hartman
John M. Broom
made

John A. R. Allen

State of Tennessee. I Stockley D. Mitchell, Clerk of the Court of
Plas and Quarter sessions for the County of Hawkins in the State
aforesaid, do certify that Joseph W. Carden and George White are
acting Justices of the peace in and for said County and that due
faith and credit should be given to their Official acts.

In testimony whereof I have herunto
subscribed my name and affixed the seal of
Office at Office in Rogersville this 28.th
day of April 1820.

S. D. Mitchell Clerk



Received this 16.th day of June 1820. of Dr Robert
Butler the sum of Fifty six Dollars & Fifty
seven Cents in full for the interest of the
within named

80

88

62

230

all. 10

154

Shps. 4 20

100

100

9

10

20

36

19.18~~20~~~~10~~~~10~~

20

35

35

100

40

154

Mass, Vt

by
Gale, Vt

Rough, deuce

equal 27th part to John Gale as admr of
John Gale and who was son of John Gale the elder
one half of one 27th part to William Turner and
Elizabeth his wife in right of his said wife, to
Jonah Holliman admr of Fanny Gale and, to
Ethan Gale, one 27th part to Francis Boykin
executor of John Boykin and being the shares
of Polly, Elizabeth and Andrew Gale purchased
by the said John Gale Boykin in his lifetime
one 27th share or part to the infant children
Defendants, Polly, Eliza and Pleasant Gale
Sons of Thomas Gale and his late wife
Peggy formerly Peggy Spencer by the trustees
executed by their father as mother - one half
of one 27th part to
Ann and Nancy Williams daughters of
John Williams who was a son of Molly Williams
who was Molly Gale - one half of one 27th part
to William B Bailey as admr of Ruthias Spencer
one half of one 27th part to Eliza Spencer
The same to Byrd Sumner and Nancy his
wife late Nancy Spencer. Disparate bonds
with appropriate security are to be taken from the
purchaser or purchasers so as to effect the
division of the estate pursuant to the above
directions and allotted to the parties respectively
in writing, and it is ordered that the said Andrew
Gale do pay over
the money at a time of his choice and do pay over
any money in his hands in the same proportion
to the above plaintiffs and defendants and
Generally it is ordered that the parties execute a fencing bond to Andrew Nordey as appraised according

and that the said Andrew Nordey
do make a report to this Court of his proceedings
herein in order to a final decree.

* One 27th part to Robert Butler who it appears to this Court
that the exhibits force hath purchased the interests of
Isabella Cox John Graham and Alice his wife, Richard
Crantham and Francis, his wife, John Rogers and
Mary his wife, James Rogers and Richard his wife
and Miller. One 27th part to Lincoln Ames and
one equal 27th part to return to this Court to
be at a future time deemed to be notice to Thomas
Ames if he is living, and in case of his death
to such persons as may make it appear to this
Court that they are entitled to the same.

Witness

Halsted — ~~1st~~ In Chancery —
for
Halsted — Defto

This cause was this day docketed by
Consent of parties and a part of the Court and
was heard on the bill answers, exhibits and
arguments of Counsel, whereupon and
after due consideration thereof the Court
adjudge order and decree - That
Andrew Hordley -

after giving notice also public notice of the
terms and place where exposed to public auction
the slaves, whom the late Elizabeth Gace died
on a debt of 6 months and 6 months will pay
possession with their ^{the costs of this suit} subsequent increase that they
just divide the proceeds of said sale into 27 equal
parts and allot one equal 27th part to each of the
complainants George Hace, James Hace, John Hace
Thomas Hace, John Douglass and Mary his wife
in right of his said wife Mary, George Dixon
and Sally his wife in right of his said wife Sally and
the said James Hace as executor of Mary Turner
and - one equal 27th part to Patry Gace a son of
Thomas Gace decd. to Joseph Gace, to Mary Pech
advent of Alexander Gace decd. to the said Sally
Pech late Sally Gace in her own right, to Robert
Gace and Fanny his wife in right of his said
wife Fanny - One equal 27th part to Francis
Baykin executor of Francis M Baykin decd which
was purchased by the said F M Baykin in his
lifetime of Abigail Prescott. One half of one
*

Mary Everith ^h

Bills } Bargain

~~John Baykin~~

Due the Store

J. Canoll
\$40.00

Know all Men By these presents that
I Mary Everitt of the County of Isle of
Wight and State of Virginia hath Bargain
ed and Sold unto Francis M. Boykin of
the County and State afore Said all my
right and title in and of the Estate which
Elizabeth Gale died possessed of - and
By these presents hath Bargain and Sell to
the Said Boykin and ^{his} heirs forever all my part
of the Negroes Money & Good & Chattels of
all Description What Ever kind it may
be; ^{right} thereof I defend against all claims
of any Person or Persons for Ever to the Said
John Boykin - and rec^d full compen-
sation for the same the rec^d whereof I
have acknowledged Given under my
hand and Seal this 1st Day of Jan^y

1777
Witness my hand and Seal this 1st Day of Jan^y
1777
Mary Everitt Seal
Francis M. Boykin
De^d of Francis M. Boykin the Sum of
four Dollars in full for part of the
Estate of Elizabeth Gale dec^d -
Witness my hand
Francis M. Boykin
3

Rec^d of Francis M Bayard
The Sum of forty Dollars in full
for my claim of Elizabeth Gales
Estate
Witness
Nathl. Beck
Sam. Canale

Andrew ~~Kim~~ Gales
Mark
March 15th 1819

Andrew Gales
3 Bill of

Burgain 3 with

F M Bayard

Know all Men By these Presents that I
Andrew Gale of the County of Isle of Wight
Herein to a certain part of Elizabeth Gales Estate
Dec^d hath Bargained & Sold & By these
Presents hath Bargained & Sold unto Francis
M Boykin of the County aforesaid all my
Right & Title of Said Elizabeth Gales Estate
Deceased; of what Ever Nature or kind what
~~soever~~ ^{to} I come the Said Boykin
against any claim ^{against} Said Estate I Bind
my Self to defend the right against
the claims of ^{my} ~~them~~ adm^r or assign
and any Person or Persons whatsoever
~~in~~ the Penalty of forty Dollars
which Sum I have rec^d of Said
Boykin in full for my claim the
receipt whereof I hereby acknowledge
Given under my hand & Seal this
15th Day of March 1877

Witness

Nath^l B. Beck
Land Constable

Andrew Gale
Mark

A copy of the within summons
delivered to Alexander Gale the
17th July 1819.

Wm Holliman Esq
Very affec^tly

Dearest
in
Gale's name
summons

The Commonwealth of Virginia to the Sheriff of Henric County Greeting; we command you to summon Alexander Gale to appear before the Justices of our county court at the Court house on the first Monday in March next to render an account current of the estate of ~~the estate~~ of Elizabeth Gale ~~decd~~ — at the instance of William Turner

and this he shall in no wise omit under the penalty of £100 and have then there this Wm. Witness Nathaniel Young Clerk of our said court at the Court house the 9th day of February 1819 in the 43rd year of the Commonwealth

Nathl. Young

Patsey Gale & others

vs

Summons

Gale admr

To December 1879

Executed

Wm E. Cunningham

B. Dec. 1879

25th of Nov. 1879

The commonwealth of Virginia to the Sheriff of Isle of Wight
county greeting we command you to summon Joseph
Gale

to appear before the Justices of our county court at the court
of said county on the first monday in December next
to render an account and of his adminis-
tration on the estate of Henry Gale and

and this he shall in no wise omit under the penalty of
£100 and have then there this writ witness

Nathaniel young Clerk of our said court at the
Courthouse the 6th day of November 1819 in the
44th year of the Commonwealth

Nathl. Young
Clerk