

1830-006

Chancery Causes Edmund Pedin, Commettee of Pally Wells vs Edmund Joyner

Dele of Wight County

other surnames. Driver,
Broadfield, Gale, Walker

To the County Court of Del of Wm, the selling in
Chancery, I humbly complain, sheweth the rights
of the County of Del of Wm, that a certain
Mills the father of the said Polly expected this
life into, take over about the day of
Adonim among other things said in
simple of a tract of land lying in the County
aforesaid containing by estimation acres,
which land is bounded
and is in Del of Wm at County -
That soon time after the death of the said Mills, Mills
a decree was pronounced in the County Court of
Del of Wm by consent of the parties, by which
"Commissioners were directed to set apart the down
estate of Louis Mills the widow of said Mills, Mills
in the land aforesaid, and the residue was divided
between the said Polly Mills, and the other children
of the intestate, to wit, Mills, Mills, &
- the down estate of the said Louis having
been set apart to him as appears by a report of the
same Commissioners which hath been duly &
legally returned to the Court aforesaid & recorded
in, the said
(as now orator is informed and trusted charges to be
truly by deeds of bargain and sale which are
of record in the County Court aforesaid, conveyed
their interest in the down land aforesaid to a
certain Thomas Joyner Senior ~~now~~ died, so
that the said Joyner in his lifetime and ~~now~~
the said Polly Mills were entitled to the ~~for simple~~
reversionary interest in the said down land;
the said Louis Mills who afterwards married Mills,
departed this life once about the day of
Adonim so that there is no reason why
the said orator shall not now have the proportion
of the said reversionary interest to which the said
Polly Mills is entitled as one of the heirs at Law of the

said Mills by father

The complainant alleges that the interest of each distributee in the said land is not worth more of than hundred dollars, it will therefore be in the discretion of this Court to direct a sale of the land aforesaid and a division of the proceeds of the sale according to the rights of the parties, ~~and the said Thomas Logan shall receive a share of the same~~

Your orator states that the said Thomas Logan high will divide the land purchased by him as aforesaid and in which the said Polly Mills has an interest to one Roderick Logan of the County of Schoff Wright who is now in possession of the said land which is not worth more probably than \$300

Your orator conceives that it will be much to the interest of the said Polly Mills for whom he is a Commissioner of the said land can be sold to make a division between himself and Logan the other claimant but he is unwilling to have the land sold or divided and without your court's help and nothing can be effected in the premises. He prays therefore that the said Roderick Logan may be made a defendant & compelled to answer this bill - that you may in your discretion make any proper decree in the premises for his relief as may be consistent with Equity & his duty to do -

To the County Court of Schoff Wright in Chancery sitting - The answer of Logan to a bill of complaint exhibited in the Court aforesaid against him by Polly Mills a daughter by Roderick Logan her son and her next friend - This defendant admits the claim of Polly Mills to part of the land in the bill mentioned & that under the gift of his father Mr. Logan he claims title to the other part - that the said Mr. Logan purchased as charged in the bill - that the land is not worth more than \$300 a share and is willing that a decree shall be pronounced for a

Public Committee

3 Bills in ch^g
Loyner &c

for July m^o 1826

July 10th 26

Bills filed

Oct. 2^d 1826 nisi decre

Feb. 5th 1827.

Inter: decre for sale of Lands

September 7th 1829 report
returned & cont^d.

May 3^d 1830 Report em^{ph}
& final decre entered

A. Rison p. 5

The Commonwealth of Virginia to the Sheriff of Isle of Wight
County greeting. We command you to summon Margaret Soyner
Widow of Thomas Soyner Sen. ~~and~~ Dolphin Driver and Lydia his
wife John Driver and Bersheba his wife, Peggy Soyner, Charles
D Brasfield and Patsy his wife, Edmund Soyner, Daniel Soyner
Sen, Martha Soyner, Eliza Soyner, Angelina Soyner, Catharine
Soyner, Samuel ~~Yager~~ and Matilda his wife, Miranda Soyner
Martha Soyner, John Walker and Betsey his wife, Henry Soyner
Junr, Daniel Soyner Junr to appear before the Justices of our county
court at the courthouse of said county on the first Monday in ^{April} ~~May~~
next to answer a bill in Chancery exhibited against them by
Edmund Pedie Esquire of the Estate of Polly Mills a Lunatic
and this they shall in no wise omit under the penalty of £100
each. And have them then this writ: Witness Nathaniel Young
Clerk of our said court at the court house the 28th day of March
1825 in the 49th Year of the Commonwealth,

Nathl. Young

Executed on Margret Loynes, Dolphin Drive, Lidea Drive,
 John Drive, Barbara Drive, Peggy Loynes, Charles D.
 Broadfield, Patsey Broadfield Edmond Loynes Martha
 Loynes Eliza Loynes Angelina Loynes Catharine
 Loynes Samuel Gace Matilda Gace Margaret Loynes
 Martha Loynes. ~~Don Walker~~ ~~Henry~~ ~~and~~
 Daniel Loynes Senr. John Walker Betsey Walker Henry
 Loynes Junr & Daniel Loynes Junr. no inhabitants

Ch. Murphy Is for
 a woodley Puff

Fedin, Committee of
 the State of Colly Mills

20.
 20. 20. in 20.

Loynes 60 1000

Attention P. 9

In Isle of Wight County Court February 5th 1827.

Edmund Pedin, Committee, into whose hands the estate
of Polly Mills (a Lunatic) has been committed

Plaintiff

against

In Chancery

Edmund Joyner, and others

Defendants

This cause in which the decretal order seems to have been regularly served and no answer filed, and the bill taken as confessed as to the Defendant Edmund Joyner, this day came on to be heard upon the Plaintiffs bill and exhibits filed, and was argued by Counsel. On consideration whereof the Court doth order as judge and decree that Bartholomew Lightfoot having given notice of the time and place of sale for at least twenty days by advertisement posted at the door of the Courthouse of this county and in the Town of Smithfield do sell to the highest bidder at Isle of Wight Courthouse on some Court day the land in the bill mentioned and sought to be sold if being the land which was attorned to Louis Mills the widow of Miles Mills decd. as the dower in the land of her husband Miles Mills decd. under a decree of the County Court of Isle of Wight pronounced on the day of December A.D. 1805 in the Suit in Chancery Henry D Mills, Priscilla Mills, Miles Mills of Polly Mills children and heirs of Miles Mills decd. Plaintiffs against William Gibb and Louis his wife Defendants) upon a credit of three months that of the purchaser, the said Commissioners do take bonds with good security in such way as to enable him to comply with this decree: that he allow and pay over one fourth to the Plaintiff Edmund Pedin Committee of the estate of Polly Mills, and the remaining three fourths to the Defendant Edmund Joyner: that the said Commissioners do convey the same to the purchaser by good and sufficient deed of bargain and sale, but without warranty of title - and the Court doth also adjudge that the Plaintiff recover of the Defendant his costs by him in this behalf expended: and the said Commissioners is directed to make report of his proceedings herein in order to a final decree -

Attest Teste Nathl. Young C^d

Sale of Wright County stock Pursuant to the within decree
I did on March Court day 1827 after due notice given
sell at public auction, the Land mentioned in said
decree, to Joseph B. Whithead for the sum of One hundred
& Seventy four dollars & Seventy five cents. and after
deducting the costs & commissions, have paid to
the parties as directed their full proportion of the
net proceeds thereof as receipts annexed as a part
of this report. Given under my hand this day of
March 1827 — Barth. Lightfoot

Pedin, Committee

At 2 Decr

Joynes

At Rules held in the Clerks Office of Isle of Wight County Court the second day of October 1826

Edmund Reelin, Committee into whose hands the estate of Polly Mills (a Linnatic) hath been committed Plaintiff

against

In Chancery

Margaret Snyer, Dolphin Driver and Lydia his wife,
John Driver and Bersha his wife, Peggy Snyer, Charles
D. Broadfield and Patsy his wife, Edmund Snyer, Martha Snyer
Snyer, Eliza Snyer, Angelina Snyer, Catharine Snyer
Samuel Gale and Matilda his wife, Miranda Snyer.
Daniel Snyer Senr, John Walker and Betsey his wife, Henry
Snyer, Daniel Snyer Senr

The bill in this cause having been filed and the Subpoena executed on the Defendants Margaret Snyer, Dolphin Driver and Lydia his wife John Driver and Bersha his wife, Peggy Snyer, Charles D. Broadfield and Patsy his wife, Edmund Snyer, Martha Snyer, Eliza Snyer, Angelina Snyer, Catharine Snyer, Samuel Gale and Matilda his wife, Miranda Snyer, and Martha Snyer, more than three months, and the said Defendants failing to file their answer: On the motion of the Plaintiff by his Counsel, it is ordered that his bill be taken for confessed, and the Court will proceed at a future day to decree the matter thereof, unless the said Defendants on whom the Subpoena has been executed, on or before the first day of the term next, after being served with a copy of this order shall show cause to the contrary

Attest

Wm. Spring Esq. M6

Entered and Coloured the 29th Decr 1826
Wm. Murphey
Deputy of the Justice of the Peace

Received, Committee of the
estate of Polly Mills. L. 1. 10
M. 1. 10
Nisi donec
Foyner and others

To be done on Bond. Foyner alone
at the time of the 1st

Notice

By Virtue of a decree of the Court of this County pronounced the 5th day of February 1827: Will be sold at public auction before the Courthouse door of said County on the first day of March term next upon a credit of three months, a certain tract or parcel of Land containing eighty nine Acres more or less, adjoining the lands of Edmund Towner; and which was allotted to Louis Miles Widow of Miles Mills decd: as her dower in the lands of the said Miles Mills decd: — for

By
Barth. Lightfoot Comr.

Isle of Wight County
Feb: 7th 1827.

Received of Barth: Lightfoot, Commissioner appointed by the court of
Isle of Wight County, the sum of one hundred and fourteen dollars
in full for my proportion of the sale of a tract or parcel of Land sold by
him under a decree of the court of said county in a suit *Pedini Com-*
mette to Polly Miles vs. Joyner & others, pronounced at February term
1827.

Edmund Joyner

Rec^d of Barth: Lightfoot a bond for thirty eight dollars in full
for Polly Miles's proportion of the sale of the Land which was
allotted as the dower land of Louis Miles widow of Thomas
Miles, father to the said Polly Miles - July 10th 1827

Edmund Pedini Comette