

The State of Alabama, To Horam Summer Esqr
 Shelby County, Call before you and examine
 at such time and place as you may appoint
 Dr Pruitie & Col full Nelson & their examine tend-
 ing their knowledge of the foregoing interrogatories
 and the same properly certified in case to me
 under your hand and seal by the 10 day of
 Oct next fail not Wmings J. McClellan Judge
 Judge of Probate for said County this 13 Sept
 1830 J. McClellan Judge of Probate
 Filed 13 Sept 1830 J. McClellan Judge of Probate

Answer to 1st Interrogatory I do

To 2d Int I do To 3d Int I think not To 4 Int
 I think it will be necessary to sell the lot to pay
 the debt of the deceased

1st & Interrogatory I do not know any reason why
 the lot should not be sold J. McClellan

Answer to 1st Interrogatory I know William Pitt
 but do not know the minor heirs of Robert Pitt
 deceased Did not I do 3d Int I am of the opinion
 I cannot do 4th Int I do not know I do not know any
 thing more that would benefit Pitts heirs

1st & Interrogatory I do not know any reason
 said lot should not be sold James M. Nelson

The State of Alabama, Personally appeared before
 Shelby County, 3 me H Summer a Justice
 of the peace in and for the County aforesaid J. M.
 Pruitie & full Nelson and after being duly sworn
 in as the law directs & depose that the above answer
 is true to the best of their knowledge and
 belief Sept 23 1830 H Summer Seal
 Justice of the peace Shelby County

To the Hon J. McClellan Esqr Judge of the Probate
 Court of Shelby County Ala
 Pursuant to your honors Order of the day of
 last the undersigned administrator of the Estate of Robert &
 Pitts did after having given due notice thereupon proceeded
 to sell to the highest bidder at Montevalle on the 15th
 day of November as a tract of twelve months the fol-
 lowing real estate of said deceased viz the one half
 of the East fourth of lot No 14 in the town of Montevalle
 for the sum of Two hundred twenty five Dollars to
 John Summer & have taken his note with Alexander
 Nelson as security to the same & he asks that the
 may be taken as his report for said sale
 William Pitts

The State of Alabama, Before me Horam Summer an act
 Shelby County, 3-ing Justice of the for the said
 County personally came the above named William Pitts &
 makes oath in due form of law that the foregoing report is
 true Horam Summer Seal
 Sworn & subscribed this 18th of December 1830
 Filed the Dec 1830 full McClellan Judge of Probate

Know all men by these presents that we Isaac John-
 son Nudham Lu and Alexander Nelson are held and
 firmly bound unto John. McClellan Judge of Probate
 of Shelby County State of Alabama and his successors in
 office in the penal sum of one thousand dollars
 for the payment of which will and truly to be made
 we and each of us do bind our selves our heirs &c
 firmly by these presents sealed with our seals
 and dated 10 day of Feb 1837 Now the condition of the
 above is such that whereas the above bound Isaac
 Johnson has been duly appointed Guardian of the
 person & Estate of Thomas M. & Eliza & Falloway infant
 children of William M. Falloway deceased Now if said
 Johnson shall will and truly perform all the duties
 which are or may be by law required of him as
 Guardian aforesaid then the above obligation to be void-
 else to remain in full force and virtue Wmings our
 hands and seals the date above written Isaac Johnson
 Approved 10 Feb 1837 J. McClellan
 Judge of Probate
 Filed the 10th Feb 1837 J. McClellan Judge of Probate

The State of Alabama, Know all men by these presents
 Shelby County, 3 That we William B. Cropp & Zach-
 ariah Cropp are held and firmly bound unto J. McClellan
 Judge of Probate Court of Shelby County
 State of Alabama and his successors in office in the pen-
 al sum of Six hundred dollars to which payment
 will and truly to be made we and each of us do
 bind ourselves our heirs &c firmly by these presents
 sealed with our seals and dated the 5 day of Sept 1830
 Now the Condition of the above obligation is such that
 whereas the above named Mr. B. Cropp has been duly
 appointed Guardian Estate of Vinson Brinson Now
 if said Cropp shall will and truly perform all the duties
 which are or may be by law required of him as
 Guardian then the above obligation to be void-else to
 remain in full force and virtue Wmings our hands

and seals the date above written Wm B. Cropp
 Approved 5 Sept 1837 J. Cropp

J. M. McClellanham J. P.
 Filed 5 Sept 1837 J. M. McClellanham Judge

Know all men by these Presents that we William B. Cropp
 & Nancy Cropp his wife and Isaac Johnson & Peter
 Cropp and Elbert H. Cropp are held and firmly
 bound unto J. M. McClellanham Judge of Probate of Shelby
 County State of Alabama and his successors in office
 in the sum of fifteen thousand dollars for the
 payment of which said and truly to be made so and
 each of us the said Cropps are hereunto firmly by their
 presents sealed with our seals and dated 7 day of
 January 1837 Now the Condition of the above is such
 that when as the above bound William B. Cropp and
 Nancy Cropp his wife and Isaac Johnson & Peter
 Cropp has been duly appointed administrator with the
 Will annexed of the estate of deceased Parley decau-
 sed Now if said Cropps & Johnson shall will and
 truly perform all the duties which are or may be
 by law required of them as administrators aforesaid
 then the above obligation to be void - else to remain in
 full force and virtue Witness our hands and
 seals the date above written W. B. Cropp
 Approved 11 Feb 1837 Nancy Cropp
 J. M. McClellanham Isaac Johnson
 Judge of Probate Peter Cropp
 Elbert H. Cropp

Filed 10 day of Feb 1837 J. M. McClellanham Judge

An Inventory of the property belonging to the Estate of
 Joseph Jolly and as valued by him 12 July 1837

1 Negro Boy Jack Aged 30 years	\$200 00
2 Mules \$60 each	120 00
1 Horse	25 00
1 4 horse wagon	35 00
1 Black milking Cow Calf	10 00
1 Red milkster Cow	10 00
1 Red Bayside Cow Calf	10 00
1 Mule Hides	6 00
1 Black Horse	6 00
1 Red "	4 00
1 Red Huffer Yearling	3 00
1 Red Bayside Bull	10 00
3 pr Plow Gears 2 Leather Collars \$150 E	4 00
2 Bull Towing Plows 75 cts E	1 50

1 Skinning Wheel Plow	
1 Metal Wheel	1 50
1 Group	1 50
3 Plow Sticks 50 cts	1 00
2 Shot Molding how 50 cts E	1 00
1 Iron	1 00
3 Pole axes 50 cts E	1 00
2 Sythes & Gradles \$100 E	1 50
4 Chains 50 cts	2 00
1 Small Pot	2 00
1 Do "	" 50
1 Small Corn	15
2 pr Pot Hooks	63
1 Large Wash Pot	1 00
	3 00 34 88
	25 11 388
1 Shovel	
1 Small Skittle 20 4 Bu Gums 250 E	10 70
1 Coffee Mill 50 1 Skinning Saddle 25	75
1 Milk Pan 50 1 Tin Bucket	1 25
1 Wood Clock 800 1 Tub	8 50
1 Spinning Wheel 250 1 Chain & dasher	3 00
1 Small Chest 25 1 Bedstead bed & furniture	10 25
1 Feather Bed 1 Do do "	8 00
1 Feather Bed & furniture	8 00 50 70
1 Large Bible Given to the youngest child	
1 Mattress 75 1 dressing Room & Furniture	1 75
1 Large Gimblett 12 50 pr Saws \$350 Ea.	17 62
14 Barrows 300 20 head Shotes 100	32 00
20 head Hens 100	20 00
1000 Cornish fowls Supposed to weigh 1500 lb 60	10 00
1 Rifle Gun	10 00 72 17
	\$129 480

Witness to before me July 16th 1837 James M. Finley
 M D. Mclellanham J. P. J. M. McClellanham
 John Johnston

The State of Alabama
 Shelby County James R. Jolly admin of the Estate
 of Joseph Jolly makes oath that the above foregoing
 contains an appraisement and inventory of the Estate
 of Substate so far as the same has come to his knowledge
 James R. Jolly

Witness to and Subscribed to
 July 1837 J. M. McClellanham
 Pro Judge

Filed 16 July 1837 J. M. McClellanham

October 8th 1830 Sale Bill of the personal Estate of Joseph Jolly decd

1 Black Mule Cows & Calf purchased by J R Jolly	5 80 1/2
" 1 White Back Cows Calf " 6 Corner	14 10
" 1 Brindle Cows Yearling " J R Jolly	10 75
" 1 Black Mule Huffer " M. E. Nurse	6 50
" 1 Brown Horse " John Gardner	7 50
" 1 White Back Horse " J R Jolly	3 35
" 1 Small Mule Huffer " J R Jolly	2 15 1/2
" 1 Blue Bull " H Porter	9 05
" 1 Small Mule " 6 Corner	8 00
" 1 Bay Mule " Starks Porter	8 50
" 1 Old horse " Wm Bickinstaff	10 00
" 1 Cow and 5 Calf Chews legs H P Porter	11 00
" 1 " " 5 Second " " H Clark	10 00
" 1 " " 5 Third " " Wm Grady	10 00
" 1 " " 5 Fourth " " H P Porter	7 25
" 1 " " 5 Fifth " " H P Porter & McCracken	11 50
" 1 Road Wagon & Brush lands H P Porter	21 00
" 1 Iron Gun ——— D. V. McCracken	1 30
" 1 " " ——— S Corner	7 1/2
" 1 " " ——— H P Porter	1 10
" 1 Hammer & Chisel John Holcomb	6 1/2
" 1 Saw " J R Jolly	1 15 1/2
" 1 Plow ridge hoe & ax Russel Porter	1 15
" 1 plow ax hoe & bill Thomas J. Haul	11
" 1 Group plow ax & hoe S Corner	2 00
" 2 Boats & Sundries James Crawford	1 00
" 1 hand saws drawing knife Russel Porter	11
" 1 plow stick Slaughter & Chews H P Porter	11
" 1 plow stick ——— S Corner	3 1/2
" 1 plow stick ——— H P Porter	2 1/2
" 1 Sleigh & Cradle M. A. Morgan	11
" 1 Sleigh & Cradle S Corner	11

37 1/2 1/2

Sundries Brought forward

To 1 Rifle Gun J R Jolly	14 30
" 1 Small pot W A Bickinstaff	25
" 1 do do S Corner	11
" 1 " Corn J Crawford	25
" 1 Large Pot J R Jolly	2 50
" 1 pair pot hooks & Shovel Wm. Wardis	3 1/2
" 1 pair long pot hooks Wm. Wardis	3 1/2
" 1 Shovel ——— A. Robertson	25
" 4 Chairs ——— A. Grady	2 25
" 1 Split Bar Gun J R Jolly	1 25
" 1 Round do do Wm. Grady	2 00
" 1 Large Bar Gun James Crawford	1 05

" 1 Copper Mill James Crawford	10
" 1 Small Skillet W A Bickinstaff	05
" 1 Tin Bucket James & Trague	39
" 1 Mistle Clock S Corner	6 12 1/2
" 1 Table H. Clark	75
" 1 Spinning wheel S Corner	3 05
" 1 Chair M. Gorgory	25
" 1 Chest Willard's	6 2 1/2
" 1 Box & Cassell J R Jolly	12 1/2
" 1 Bedstead furniture 6 Corner	14 45
" 1 Bedstead furniture M Gorgory	13 50
" 1 Feather Bed 6 Corner	4 10
" 1 Negro boy Jack Wm Jolly	11 50 00
" 2001 Brindles fodder 1000 lbs James George	30 45 12 10 1/2

1831 18 1/2

The State of Alabama 3 Personally appeared before me Shelby County 3 James R. Jolly administrator of Joseph Jolly decd and makes oath that the above is a correct and true bill of the Personal Estate of his intestate as far as has come to his knowledge James R. Jolly Just Jellie (Cavanaugh) Judge

Amount of debts due the estate and contracts before his death 1830 in the hands of M Jolly	26 00
To 52 Bushels Corn to James George 5500	25 87
" 80 " " Russel & Strawn 4000	40 00
" 30 " " A. Grady 50	15 00
	\$153 87

J R Jolly makes oath to the above inventory as a correct inventory of the Estate of Joseph Jolly when added to the above Sale Bill James R. Jolly 2 Nov 1830 Jellie (Cavanaugh)

Judge of Probate
Filed 4 Nov 1830 Jellie (Cavanaugh) Judge of Probate

To the Honorable Jellie (Cavanaugh) Judge of the Probate Court for Shelby County Alabama
The petition of James R. Jolly administrator of all and singular the goods and chattels rights and credits of Joseph Jolly late of said County deceased respectfully sheweth That said deceased did sign and execute of the following described lands situate in the County & State aforesaid to wit The West half of the South East Quarter of Section homely right in Township twenty and of Range one West containing seventy nine acres and more or less being the of an acre The west half of

the South most quarter of Section twenty seven in Township twenty one of Range and most containing eighty acres and sixteenth hundredths of an acre The South east fourth of South most fourth of Section 30 twenty eight Township 20 twenty one of Range are west The N.W. 1/4 of Section No 28 Township No 20 Range No 100 containing 3998 1/2 acres The E 1/4 of Section No 29 Township No 20 Range No 100 containing 3998 1/2 acres The E 1/4 of Section 30 Township 21 Range 100 P. H. Porter states that said Joseph Jolly left four sons and four daughters who are the heirs to said estate that is to say William Jolly who is of full age John Jolly who is of full age Shadrach P. Jolly who is of full age James R. Jolly your petitioner who is of full age Polly a married woman the wife of Russell Porter both of whom are of full age Sarah a married woman the wife of Samuel Comer both of whom are of full age Elizabeth a married woman the wife of William Gregory both of whom are of full age Vitelia a married woman the wife of Hancock Porter both of whom are of full age all of whom reside in said County and State except the said John Jolly & Shadrach P. Jolly both of whom reside in the State of South Carolina that it is necessary to divide the before mentioned lands between the heirs of the said Joseph Jolly and that the said lands cannot be equally fairly and temperately divided among the said heirs without a sale the Petitioner prays that such proceedings may be had in the premises as the law directs so that a sale of the aforesaid lands may be ordered for the purposes aforesaid pursuant to the Statute in such cases made & provided James R. Jolly administrator of the said Joseph Jolly deceased by his atty. J. H. H. H.

The State of Alabama Before me Harrison & Roberts against Shelby County of the Peace for said County Personally appeared James R. Jolly and made oath in due form of Law that John Jolly and Shadrach Jolly two of the heirs mentioned in the foregoing petition live beyond the limits of this State James R. Jolly Subscribed and sworn to before me this 8th day of Nov. 1830 At V. Roberts

Justice of the Peace Samuel Comer and Sarah his wife Hancock Porter & Vitelia his wife Comer and deems each and every allegation in said petition S. J. Porter atty. for depts

Filed in Court 11 Nov 1830 J. M. C. Clamahan Judge of Probate Probate Court for Shelby County State of Alabama Nov 1 1830

James R. Jolly administrator of the Estate of Joseph Jolly deceased This day came James R. Jolly administrator of the Estate of Joseph Jolly deceased and presented to the Court a petition praying a sale of the real Estate of his said intestate for the purpose of making said & Equal distribution among the heirs It is therefore ordered by the Court that said petition be filed and heard by this Court on the 21st day of December next and that a notice be served upon the resident heirs and that Publication be made in the reporter a news paper published in Talladega for four weeks notifying John Jolly and Shadrach Jolly non residents of the filing said petition and of the time & place when the same will be heard so that they may attend and defend if they think proper It is further ordered that Petitioner proceed to take testimony so soon as opened is joined J. M. C. Clamahan Judge of Probate

Entered in office Nov 13 1830 & Counted as all the above witnesses James M. Finley Shpp

In the Court of Probate at Columbiana Shelby County Alabama

Interrogations to be propounded to J. M. C. Clamahan John Johnson & Samuel Brasher the answers to which will be read as evidence on the hearing of a petition for the sale of the real estate of Joseph Jolly deceased which said petition was filed in said Court of Probate by James R. Jolly the administrator of said estate

Interrogatory 1st to each witness Do you know the said James R. Jolly and the heirs of the said Joseph Jolly deceased If you answer you please state the names of said heirs the names of those of said heirs who are of full age the names of those of said heirs who are minors and the names and ages of those of said heirs who have husbands and the names and ages of said husbands and when said heirs and the husbands of those of them who are married now reside

Interrogatory 2d to each witness Do you know whether or not the said Joseph Jolly died seized

is proposed of lands in said County? If you answer that he did state whether or not you are acquainted with said lands and whether or not the following described lands lying in said County are the same to wit The $\frac{1}{2}$ of the $\frac{1}{4}$ of Section 28 in Township 21 of Range 1 W The $\frac{1}{2}$ of the $\frac{1}{4}$ of Section 27 in Township 21 of Range 1 W The $\frac{1}{4}$ of the $\frac{1}{4}$ of Section 28 Township 21 of Range 1 W The $\frac{1}{4}$ of the $\frac{1}{4}$ of Section 28 Township 21 of Range 1 W The $\frac{1}{4}$ of the $\frac{1}{4}$ of Section 28 Township 21 of Range 1 W and the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section 28 Township 21 of Range 1 W

Interrogatory 3^d to each mitup Could said lands be equally fairly and beneficially divided among said heirs without a sale thereof? Is it necessary that said lands should be sold to make fair and equal distribution?

Interrogatory 4th to each mitup Do you know any thing more that would benefit the petitioner? If you answer yes please state it fully

George Harris atty for petitioner
To William Jolly John Jolly Shadrach Jolly Polly Porter and your husband Russell Porter Sarah Connor and your husband Samuel Connor Elizabeth Gray & your husband William Gregory Little Porter and your husband Hancock Porter Take notice the foregoing interrogatories are on file in the Probate Court office of Shelby County Alabama and a Commission will issue to take the depositions of the mitup after you shall have had ten days notice hereof

George Harris
attor Pleator

Filed 7th December 1830 J. Little (Clerk)

Entered in office on 14th 1830 & Executed 16th same month 1830 James M. Farley's Sheriff

Copy Interrogatories to be propounded with the direct interrogatories propounded by James Jolly administrator of Joseph Jolly dec'd petition to sell the real estate of the said Joseph Jolly to S. Little (Clerk) John Johnson & Samuel Brasher which with the answers thereto when taken will be read in evidence on the trial of said Cause
Copy Interrogatory 1st to each mitup If you answer to the first direct interrogatory that you do know the said Joseph R. Jolly and the heirs of the said Joseph R. Jolly deceased please

state when and where you became acquainted with each by name particularly
Copy July 2nd to each mitup If you answer to the 2nd direct July that you know what land the said Joseph Jolly did seized and proposed in Shelby County please state how you know what your state to If you answer to said direct interrogatory that the lands described in said interrogatory are the same state particularly whether the lands there described are all the lands of which the said Joseph Jolly did seized and proposed in said County and how you know that fact do you or either of you state that Joseph Jolly did not die seized and proposed of other lands not described in said 2nd Interrogatory
Copy July 3rd to each mitup If you answer to the third direct interrogatory that said lands could not be equally fairly and beneficially divided among said heirs without a sale thereof please state first if you do not come to that conclusion from the belief that all named in said answer are entitled to a distributive share thereof and that the lands described are all the lands of which said intestate died seized and proposed 2nd If you answer that a sale there is necessary to make fair & equal distribution state particularly the reasons why such sale is necessary is it that the heirs are not all of full age and capable of managing for themselves with the land from its location & value cannot without injury be divided are not the heirs at Law of the said intestate now residents on said lands and have not each a separate tract of ^{land} containing eighty acres and were not said heirs so placed on said land by said intestate in his life time and have not each under and by the direction of said intestate in his life time made his improvements on said land Copy July 4th to each mitup have not some of the heirs now their portion of real estate in the lifetime of said intestate and have not titles thereto for how many of said heirs are now entitled to lands of said estate and which of the said heirs are now entitled Copy Interrogatory 5th If each of the heirs now entitled to distribution of said estate get eighty acres of ^{land} what injury will result or what inequality will it work
Copy July 6th to each mitup which will be most

to the interest of the heirs of said estate as he must Equitably so each his entitled to distribution to get his own improvement made by each in the life time of the said estate and under his permission and direction and eighty acres including the same or that all the lands he sold the heirs choose to purchase as or others may choose to run it all theirs or to be turned out of hand if the latter State were in it will be more equal fair and improved Crop July 7th To each Mining State any thing more you may know that would benefit the Coalfields
V Vuper atty for him

The State of Alabama Shelby County
To Mr. J. P. Esq. Esq. Grading Having full Confidence in your prudence and fidelity to me - nominate & appoint you Commissioners to Call and Cause David Miller, Hannah Johnson, Johnson & Samuel Bausher and their Estates are oath touching their knowledge of the accompanying interrogatories and Cross Interrogatories filed in the nature of the petition of James R. Jolly admr of the Estate of Joseph Jolly dec and such Exposition so taken you will return to the Probate Court of said County to be holden on the 2nd Monday in January next over your proper Certificate Signed and sealed Mining &c Dec 1838

J. L. Little (Clerk of said Court) Judge of Probate Deposition of Testimony sworn & examined this 11th day of January 1839 at my office in Columbiana and in & by virtue of a Commission issued from the Probate Court of Shelby County in the case of the petition of J. Jolly admr of Joseph Jolly dec to sell the real estate of said decd now pending in said Probate Court he answered to depositions & Cross interrogatories filed by said Petitioner & the heirs at law of said decd. John Johnson of Shelby County being sworn & examined on the part of the petitioner deposes & says as follows To 1st Int he says I know the said James R. Jolly who is one of the heirs of said Joseph Jolly is about years of age I suppose also William Jolly who is about 37 years old I suppose & I have understood from common report that there are two other sons of said Joseph Jolly who reside in South Carolina but do not know them personally

both of whom from such common rumor are of lawful age I also know the wives of Russell Porter & George Samuel Leamer & Hancock Porter who together with their said husbands are all of lawful age & who the said wives are all children of said Joseph Jolly dec though I do not recollect the particular given names of each or either of said daughters though I know them personally & know them as such children of said Joseph Jolly Porter Gregory Leamer Porter with their respective wives aforesaid all reside in this Shelby County & the said James R. & Mrs. Jolly sons of said Joseph both reside in said Shelby County To 2nd Int he says said Joseph dec did sign & proposed of certain lands lying in said County which I have seen & know & know the Township & Range named in said interrogatory to be the same in which said land he but do not know with certainty the subdivisions of said lands I think the description is probably correct in said subdivisions as far as they go though I think there were more lands than here described as I always understood it belonging to said Joseph at the time of his death To 3rd Int he says I do not think the lands named in the foregoing interrogatories could be equally fairly & impartially divided among the number of heirs of said Joseph with out a sale of the same & that it would be best to sell the same & divide the proceeds To 4th Int he says I know of nothing more To 5th & 6th Interrogatory he says I became acquainted with the said Joseph Jolly & those of the said heirs that I have answered I know all in this County having lived in the same neighborhood with them & worked for most of them for several years back To 7th Int he says I have been at old man Jollys (the said Joseph) in his life time & heard him speak of said lands as his and have heard most of his said sons in law & said James R. & William speak of them as the property of them as the property of said Joseph & they were generally recognized in his neighborhood previous to his death as his I have already answered to direct interrogatory that from such information as I had received about said lands from said Joseph & others that I was of opinion that there was more land than set out in said interrogatory belonging to said Joseph at his death & recollecting there was some misunderstanding with me & them about said

lands that said Joseph did die the owner of more lands than described in said 2nd Jury this I may be mistaken To 3rd But he says I have not come to such conclusion from the facts stated but from the facts that some of said lands are more improved than others & that from their sections they could not in my opinion be divided so as to give each a fair share of the improved lands & a suitable tract to live upon and if divided up among them I have already answered that the heirs living in this County are of age & that from under the trustee said to live in South Carolina are of age but I do not know this of my own knowledge I think they are capable of managing their own matters when they have the legal right to do so but do not know whether they are compelled to go into Court to make settlement about the lands inherited from said Joseph or not I have already answered in substance that I think said land from their locations amount & situation cannot without injury be divided properly without sale among said heirs - all their heirs residing in this County except Russell Porter who is an heir in land I suppose are now residing on the lands of intestate & that Connor & Porter & J. H. Jolly live separate & some piece but I think Mr Jolly & Mr Gregory probably live on the same & some piece I think & so understood from the old man as well as the heirs that those living on said land made their separate improvements by the permission & probably under the direction of the old man in his life time To 4th But he says I know nothing in answer to this interrogatory of my own knowledge but have heard petitioners say since the death of intestate that the old man had given the two sons said to live in Carolina their share of land I do not know how many of said heirs are entitled to distribution shares of said lands whether all or not To 4th But he says unless I know the amount exactly of land subject to distribution & the number of heirs entitled (which matter seems to be in dispute & uncertain) I could not say what injury if any or what ~~injury~~ would result but supposing that there were just lands enough to give each an entitled to a distribution share ^{equally} & the division would then be unequal as some rights are more improved

& naturally more valuable than others though in that event the inequality & injury would not be as great as if there were to be eight distribution shares made out of the land described in said interrogatory To 5th But he says I know of nothing in answer to this more than I have already stated in substance To 6th But he says I know of nothing more John Johnson

Examination taken reduced to writing subscribed & sworn to before me this 11th January 1837 as containing my hand & seal attest Peter H. Pope Clerk of Court

David N. McClaughan being duly sworn on the part of Petitioner doth depose & say as follows To 1st But he says I know the said James R. Jolly & the other heirs who live in this County who are William Jolly Mrs Connor the wife of Samuel Connor Mrs Gregory the wife of Mr Gregory Mrs Porter the wife of Russell Porter Mrs Porter the wife of Hans Porter all of whom the said James R. William Jolly & the said Connor Gregory Porter & their said husbands are of full age & live in this County. There are said to be two other heirs of said Joseph Jolly died who are said to live in the State of South Carolina To 2nd But he says I do know that he died seized & possessed of lands by me in this County & I am acquainted with said lands but do not know all the subdivisions of said lands but am satisfied that the Townships & Range are correctly named & think it probable that the smaller subdivisions are correctly named from my knowledge of their location & of the amount of neighbouring lands To 3rd But he says if the 2nd But describes all the lands belonging to him at the time of his death then he thinks said land could not be equally fairly & beneficially divided among said heirs without a sale & that it would be necessary to sell the same in order to make a fair & equal distribution To 4th But he says I know of nothing more that would benefit petitioner in his application To 1st Corp. But he says all that I answered that I know I learned acquainted with in this County I do not recollect the given names of the female heirs of said Joseph but know them when I see them as children of said Joseph

as owner of the said Coarner Gregory Porter's Port. To 2nd X But he says I know the fact from having seen said Joseph live upon a portion of said lands in his life time up to his death & having heard him claim the other lands described & they were recognized by those living upon them & will as by the neighbourhood generally as his lands & I have said the patents from the Government in his name for what I suppose to be all the lands described in said 2nd Interrogatory there were other lands those those described which I always understood up to old man Jolly's death were the property of the old man & I think they were generally recognized & known as such but since his death I have seen duplicates or patents from the Government in the name of another man for them I do not say that he did not die the owner of other lands because I do not know but that he did that do not know that he did as

To 3rd X But he says I did not but think the same necessary if only the six heirs in this County are entitled to distribution shares out of the lands named in said 2nd Interrogatory It is not that the heirs are not of full age so but owing to the situation location & amount of the land described & the number of heirs claiming distribution shares some of said heirs reside on the lands sought to be sold but there are six heirs living in this County & therefore not enough of said lands for each one of said six heirs to have a full 80 acre piece. Some of said heirs that are living on said lands were placed upon as permitted to settle upon the same by said Joseph in his lifetime I do not know which and have each made some improvement but I do not know whether by the above mentioned directions or merely by his permission

To 4th X But he says I have been informed that the two heirs said to live in Carolina have each sold their shares of the real estate of intestate given to them in his lifetime but do not know the fact & if this be true I suppose only the six heirs living in this County would be entitled to distribution shares if not then I suppose all would be entitled to shares To 5th X But he says I have already answered that there is not 80 acres a piece for each of the six heirs living in the

County of the lands sought to be sold To 6th X But he says if each of the heirs entitled to distribution is shown to be living and a separate 80 acre piece improved by him in the lifetime of intestate under his direction & permission the several 80 acre of about equal natural value then I would say that it would be more fair & just that each should retain the one acre piece by himself rather than make a sale & distribution of Parcels of sale To 7th X But he says I know of nothing more I Kille Clankan Examination taken reduced to writing Subscribed & sworn to this 11th Jan'y 1837 as Witness my hand & seal before me at New York City

Samuel B. Basher of Shelby County living duly sworn & examined all the part of John B. Basher do the depositions as follows To 1st X But he says I know the said James R. Jolly and William Jolly the wives of said Coarner William Gregory Russell Porter & Hancock Porter & the said Husband all of whom are of age and reside in this Shelby County the said females are all children of the said Joseph Jolly died I do not know of any other children or heirs at law of said Joseph I do not know the given names of said females To 2nd X But he says I know that he claimed certain lands given in this County as his own up to the time of his death & never heard his title arrayed to them questioned I know said lands from having seen them but do not know them by their number & cannot say whether the number set out in this Interrogatory are the correct ones or not To 3rd X But he says I do not think said lands could be divided into as many tracts advantageously as there are heirs & think from my knowledge of them that it is necessary to sell them in order to have a fair & equal division of them among said heirs To 4th X But he says he knows of nothing more that would tempt pretension in his application To 5th X But he says I became acquainted with all I know in this County the given names of the females before named as heirs of Joseph Jolly I do not know but know them as the children of said Joseph & as the wives of said Coarner Gregory Porter & Porter whom I saw them

To Q^{ry} X Int he says I have already answered
 how I know the land of which I spoke in my
 second answer & I do not know whether the lands
 described are all the lands of which said group
 he did seized & possessed in this County or not
 but think there is as much described as I
 supposed he owned & perhaps more the lands
 of which I have spoken all lie a few miles from
 Columbus an Naya hatched Creek a mile or
 little North of west Course from Columbus
 I do not answer that said Joseph did not die
 seized & possessed of other lands than those
 set out in said Ind. Int. To Q^{ry} Y Int he
 says I do come to the Conclusion that said
 lands ought to be sold from the relief among
 other things that all the heirs I have named
 are entitled to distribution shares & that the lands
 described or their amount are all the lands
 of which said Joseph died seized & possessed
 in this County. The reasons why I think a
 sale of said lands are necessary in order
 to a fair & equal distribution are not that I think the
 heirs are not of full age & Capable of arranging
 their own business for themselves but that the
 situation & quality of the said lands are such
 & the number of said heirs is so great that I do
 not think that six good separate farms could be
 made out of said lands without injuring some
 of the heirs of said Joseph are living as portions
 of said lands containing as I supposed about 8000
 but not all of them I think Wm Jolly & William
 Gregory live on the same 80 acre tract I think
 the price that Corns live on is not a
 part of the lands set out & spoken of by me as a
 part of the lands which I supposed said Joseph
 Jolly did seized & possession of I do not know what
 said Joseph Jolly placed those of his heirs
 who are now living upon the said lands upon them
 or not though I supposed it must have been by
 his permission for it was done in his lifetime &
 with his knowledge but I do not know with what
 particular understanding if any

To Q^{ry} X Int he says I do not know whether any
 of said heirs received their portion of lands &
 the titles thereto in the lifetime of the said
 Joseph or not I supposed that all his legal
 heirs were entitled to their distribution shares
 after his death

To Q^{ry} X Int he says if six heirs are more can get
 eight acres a piece out of the lands described &
 be sold I think no injury would result
 to the heirs but I think the 360 acres would all be
 gone too soon for some of them

To Q^{ry} Y Int he says I think I have fully answered all
 I know in relation to this controversy know of nothing
 further in answer to this Interrogatory
 To Q^{ry} Z Int he says I know nothing further

Saml Brasher

Examination taken reduced to writing subscribed & sworn
 to before me this 11th January 1835 as witness my hand
 & seal Attest Miles H Pope Esq Clerk

James Jolly adm^r Interrogatories to be propounded
 of Joseph Jolly dec^d to Ely Smith a notarial notary
 for the heirs of Joseph Jolly dec^d
 The heirs of Joseph Jolly Jolly - raised in a cause now pendin-
 g in the probate Court for Shelby County are the fit
 tion of the administrator to sell the real estate of
 the estate of the said estate which with the answers
 thereto which taken will be read in evidence
 on the final trial of said Cause -

To Q^{ry} 1st Are you acquainted with the heirs of
 the said Joseph Jolly dec^d
 Int Q^{ry} 2nd Were you present at any time when
 the heirs of the said Joseph Jolly were together
 and consulting upon the subject of dividing the
 lands of said estate If you was William Jolly
 present did they speak of the land upon which
 Samuel Corns live as it claimed by said
 heirs as part of the real estate of said Joseph Jolly
 dec^d did said William Jolly bear a hand in such con-
 -versation did he set up any individual claim
 to said land or which the said Corns now
 live on to any other lands claimed by said heirs
 as part of the estate of said Joseph Jolly
 To Q^{ry} 3rd Are all of said heirs of lawful age did
 they all agree upon that occasion that there was
 land enough belonging to said estate to give
 to each one of said heirs the half quarter
 on which they respectfully reside

To Q^{ry} 4th State any thing more that you know
 that would benefit the heirs I suppose all for him

Sawyer Copy & Service of the foregoing interroga-
 -tories and Consent to Copy immediately and

and also Consent that a Commission may issue to take the deposition of the parties Ely Smith January 20th 1837

George Harris att for Plaintiff
And the said petitioner by att. Comes and Agents to all Enrolled in interrogatory 2 and fulminating 3 as illegal & irrelevant and not receiving such objection postpones the following Cross interrogatories -
Cross int 1st If you say you are acquainted with the heirs of the said Joseph Jolly did please state how many of said heirs lived in this State & how many live out of it
Cross int 2d If you were at any time present when any of the heirs of said Joseph Jolly were consulting about dividing the lands of said estate state who of said heirs were present & who of them were absent state also whether or not William Jolly was present and whether or not he admitted as stated that the land on which Samuel Comer lives belonged to the estate of the said Joseph Jolly and state whether or not any division of the lands belonging to said estate was at any time made of the whole of the children and heirs of said Joseph Jolly did Cross int 3d State any thing more you may know that would benefit petitioner
George Harris att for Plaintiff

The State of Alabama Probate Court January Term
Whitely County 3 1837 To Napoleon B. Chandler Esqr. Know Ye that we having full faith in your prudence and Compentence have appointed you Commissioner and by this presents do authorize you at such times and places as you may appoint to call before you and examine Ely Smith with as witness for the heirs of Joseph Jolly died in a suit now pending in our said Court wherein the administrator of the estate of said Jolly is plaintiff and the heirs at law of said estate Defendants an oath to be by your administration Upon Interrogatories and Cross interrogatories annexed to this Commission to take notice to writing and Certify the deposition of the witness and return the same to our said Court to be held on the day of January instant next at your hand and seal Witness John W. McEllean Judge of the Probate Court at office this 21st day of January 1837
Issued the 21st day of January 1837
Judge of Probate

The State of Alabama By virtue of a Commission
Whitely County 3d me directed by the Court of Probate of said County I have called and caused to come before me at the office of John McEllean in said County the 29th day of January 1837 Ely Smith for the purpose of taking his deposition on behalf of the heirs of Joseph Jolly died to be read in evidence in a certain suit now pending and at issue before said Court wherein the administrator is complainant and the heirs of said estate of said Joseph Jolly are respondents & the said Ely Smith being first duly sworn & examined by me in the premises depose and says as follows
To the first direct Interrogatory he says I am acquainted with those that reside in this County and suppose there are two non residents with whom I am not acquainted
Interrog 2d he says I was a portion of the day and William Jolly was present I have no recollection of Comer's place being spoken of individually but the land of the estate was spoken of and was said to be 800 acres more or less & as for the acre price my best recollection is that no other way than that they were all speaking of trying to divide the land was to let each have his place on which he lived William Jolly was present and all I recollect of his saying particularly was that the above mentioned division could not take place so as each and each could have the eighty on which he lived because he and William Gregory lived on the same eighty I do not recollect that he put up any individual claim to any land while I stand
Interrog 3d he says I suppose they are all of legal age I do not recollect that they all died by word but as well as I recollect they all signed an instrument of writing to that effect but I think William Jolly did it with the condition that the whole estate could be divided in the same way
Joseph Gregory he says I know nothing more that would benefit the heirs of said estate
To Cross interrogatory 1st he says six in the State and two out of it I suppose
To 4 Interrogatory 2d he says Russell Porter William Gregory Samuel Comer Hancock Porter James Jolly and William Jolly

Who are all that live in this State that I have any knowledge of he was I do not know that that piece of land was spoken of in any other way than as stated in my answer to the 2^d direct interrogatory I do not know that they did any as stated in my answer to 3rd direct interrogatory
 To 4th Interrogatory 3rd he says I do not know any thing more calculated to benefit the Plaintiff

Eli Smith

The State of Alabama 3 J. S. Bellard's Commissioner
 Whitley County 3 do hereby certify that the above depositions of Eli Smith were taken at the time and place mentioned in the Caption & the said depositions were solemnly read to the said witness and heard throughout and by him severally approved and signed and sworn to by said witness and that the said depositions has not been out of my possession until the same were sealed up and handed to the judge of said Court at a Special Term thereof on the 23rd day of January A.D. 1831 Given under my hand and seal this 25th day Instant J. S. Bellard's Commissioner

The State of Alabama 3
 Whitley County 3 Know all men by these presents that we Thomas H. Brasher Milie H. Pope & John P. Mot are held and firmly bound unto John C. McLaughlan Judge of the Probate Court of Whitley County State of Alabama and his Successors in and to the sum of twenty five hundred dollars to which payment well and truly to be made we and each of us do bind ourselves our heirs & assigns by these presents sealed with our seals and dated the 25th day of November 1830 Now the Condition of the above Obligation is such that whereas the above bound Thomas H. Brasher has been duly appointed administrator of the Estate of ~~John C. McLaughlan~~ Borden deceased Now if said Thomas H. Brasher shall well and truly perform all the duties which are or may be by law required of him as such administrator then the above obligation to be void else to remain in full force and virtue Witness our hands and seals the date above written

Thos H. Brasher (S)

Milie H. Pope (S)

John P. Mot (S)

Approved 25th Nov 1830

John C. McLaughlan

Judge of Probate

Vale Bill of the Estate of Mary Richardson dec'd
 N. J. Richardson To 1 Cow & yearling \$ 6.25
 Joshua Johnson To 1 yearling Steer 16.50
 Joseph Johnson To 1 Cow 4.75
 To do do do 8.10
 P. D. Manning To 1 Selly 41.75
 Burr Story To 1 Soreil Mear 55.25
 Thomas Myron To 1 Bay Selly 22.50
 Hilary Guy To 1 1000 lbs Steer 8.60
 W. D. Richardson To 1 1000 lbs do 8.20
 Mrs H. Young To 1 1000 lbs do 5.00
 Jas C. Abbott To 1000 do do 8.10
 Lafayell Morrow To 700 pounds do 3.75
 Lewis Borden To 100 do do 1.75
 George Grinn To 5 hogs 24.50
 Radson A. Lussick To 5 do do 18.88
 Joshua Presbridge To 5 do do 15.75
 Peter Harris To 5 do do 5.75
 Jas S. Richardson To 5 do do 7.60
 To 1 Set Sundries 1.75
 To 1 do do do do 1.37
 To 1 pot worn do do 1.55
 To 1 Set Sundries do do 55
 To 1 Green Stone do do 1.50
 To 1 Working Clap do do 1.92
 To 1 Bat do do 84
 N. W. Abbott To 1 Set Corn 50 bushels at 52 26.00
 To 1 Set do 50 cents per bushel 26.50
 W. D. Richardson To 1 Set Corn 54c to 27.00
 George Grinn To 50 Bushels do do 27.00
 Eliza Grinn To 50 Bushels do 27.50
 Hilary Guy To 50 Bushels do 27.50
 W. D. Richardson To 271 88 cents Land 625.00
 Haston Bicket To 2 pairs Shucks 3.25
 Gill Randall To 1 Magoon 35.00
 N. J. Richardson To 1 Fan 8.75
 N. J. Richardson To 1 Set Plow 150
 W. D. Richardson To 1 Set Plow 17.25
 Gill Randall To 1 Set do do 75
 James C. Abbott To 1 do do 1.25
 Gill Randall To 1 Set do do 55
 Jas C. Abbott To 1 Plow do do 1.25
 N. J. Richardson To 3 plow Sticks 1.88
 Gill Randall To 1 Harrow 1.00
 B. F. Randall To 1 Selly 20
 Gill Randall To 1 feed Box 1.50
 To Box do do do 15

P. D. Massony To 2 Boys	25
Gill Randall To 1 Buckitt	25
Noah T. Richardson To 1 Lock	25
Gill Randall To Stutzgard	2 00
Wm H. Young to 1 Colquard	50
B. F. Randall To 1 Lot sundries	200
Hastin Buckitt to lot salt	
to 2 Barrels do do	25
James C. Arnett to 1 lot Soap	2 00
N. T. Richardson to lot Cards	2 12
to 1 Bond Tray do do	10
Wm H. Young to 1 Lot Harness	6 60
N. T. Richardson to 1 lot Sundries	1 02
Ransom A. Musick to 2 Mugs	1 00
Gill Randall to 1 lot Barrels	50
J. C. Arnett to 1 lot Stove	50
N. T. Richardson to 1 lot Stove	50
Gill Randall to 1 Stove	75
to 1 Mugel Stove do do	1 50
To 1 Lot Sundries	50
N. T. Richardson to 1 Lot sundries	1 12
James C. Arnett to 1 Pot	3 25
Hastin Buckitt To 1 Stove	4 25
Elisha Gourd To 1 Lot Sundries	50
Gill Randall to 1 lot do	50
N. T. Richardson to 1 lot Cabbage	1 50
Gill Randall To 1 lot Sundries	25
Benjamin Story 1 lot p. f. w.	2 00
P. D. Massony To 1 Box	50
N. T. Richardson to 1 Buckitt	25
To 1 Lot Chairs do do	4 00
P. D. Massony To 1 Table	2 30
Gill Randall to 4 Glasses	60
P. D. Massony To 1 Lot sundries	2 10
Hastin Buckitt To 1 Lot sundries	60
Gill Randall To 1 Dish	50
James C. Arnett To 1 Dish	50
P. D. Massony To 1 Dish	50
Gill Randall to 1 Lot dishes	50
Abner J. Mills to Sundries	25
To 1 Lock do do	2 10
Gill Randall to 1 Lot Boxes	1 00
A. J. Mills To 1 Lot Sundries	1 50
N. T. Richardson To 1 Table	1 15
To 1 Bed & Furniture	22 50
Wm H. Young 1 night Glass	30
James T. Richardson To 1 Looking glass	1 60

P. D. Massony to Sundries	60
Gill Randall to 3 Boxes	51 00
James T. Richardson to 1 Box	74
N. T. Richardson to 1 Lot	20
To 3 Glasses do do	35
B. F. Randall to 3 Glasses	75
We certify that we acted as clerks at the sale of the above property and that the sale Bill as here stated is correct	
Signed to & subscribed	Hastin Buckitt
before me 8th June 1850	P. D. Massony
Lewis Gordon Justice of the peace	
Gill Randall appeared in person and made oath in due form of Law that the within sale Bill is correct Signed to & June	
Filed 8 June 1850 Gill McClellanham Pro Judge	

Know all men by this presents that we George W. Johnson Joseph Raper & George Harris are held and firmly bound unto John McClellanham Judge of Probate of Shelby County State of Alabama and his successors in office in the penal sum of three thousand dollars for the payment of which well and truly to be made we and each of us do bind ourselves our heirs &c jointly by this presents sealed with our seals and dated 13th day of December 1850

Now the Condition of the above is such That when the above bound George W. Johnson has been duly appointed Administrator of the estate of William V. Johnson deceased Now if said G. W. Johnson shall well and truly perform all the duties which are or may be by law required of him as administrator aforesaid Then the above obligation to be void else to remain in full force and virtue Witness our hands and seals the date above written

Approved 14 Dec 1850
 Geo W. Johnson
 Joseph Raper
 George Harris

Gill McClellanham
 Judge of Probate

Filed the 14 Dec 1850 Gill McClellanham
 Judge of Probate

Know all men By this presents that we Baruahas M. McHenry Abner J. Mills & John V. McHenry are held and firmly bound unto

John M. McLellan judge of Probate of Shelby County State of Alabama and his Successors in office in the formal sum of Ten Thousand dollars for the payment of which will and truly to be made we and each of us do bind ourselves our heirs &c firmly by these presents sealed with our seals and dated 4 day of July 1830

Now the Condition of the above is such that when was the above bound Baruchas McLethun has been duly appointed administrator of the Estate of Elizabeth Cunningham deceased Now if said McLethun shall well and truly perform all the duties which are or may be by Law required of him as administrator aforesaid then the above obligation to be void else to remain in full force and virtue Witness our hands and seals the date above written Witness our hands and seals.

the date above written
 Approved 4 July 1830
 John M. McLellan }
 Judge of Probate }
 Filed 4 July 1830 J. M. McLellan J. of P.

To the Judge of Probate for Shelby Co Ala
 The undersigned administrator of the Estate of Elizabeth Cunningham reports that as yet no assets belonging to his said intestate has come to his hands and that the result of court in litigation will determine the value of any of said Estate which litigation is now pending July 1830

Know all men by these presents that now Philip D. Macony Noah T. Richardson & C. Cunningham are held and firmly bound unto John M. McLellan Judge of Probate of Shelby County State of Alabama and his Successors in office in the formal sum of Seventeen hundred and fifty dollars for the payment of which will and truly to be made we and each of us do bind ourselves our heirs &c firmly by these presents sealed with our seals and dated the 19th day of December 1830 Now the Condition of the above is such that whereas the above bound Philip D. Macony has been duly appointed Guardian of the Estate of Charles Richardson minor and his heirs of the Estate of Charles Richardson

deceased Now if said Philip D. Macony shall well and truly perform all the duties which are or may be by Law required of him as Guardian aforesaid then the above obligation to be void else to remain in full force and virtue

Witness our hands and seals the date above written
 Approved 14 Dec 1830
 John M. McLellan }
 Judge of Probate }
 Filed 14 Dec 1830 John M. McLellan
 Judge of Probate

Jacob Perry Guardian of William D. & Galloway minor Children in age with said heirs for final Settlement

Found to be due each of them an final Settlement of Wm Galloway Estate 27 April 1830 \$254.61
 Subject to this day 15.37
 \$269.98

Or Court Costs 4.05
 Allowance to guard 12.50
 16.55
 \$16.55
 \$286.53

Jacob Perry Guardian as above makes oath that the above is correct to the best of his understanding 4 Feb 1831
 Filed 4 Feb 1831 Jacob Perry
 John M. McLellan Judge of Probate

J. Camp Guardian for Simpson Bensen ward makes the following apx for final Settlement to wit Sent from probate Bensen Admin of Moses Bensen of Personal Estate of said Moses Bensen \$436.08
 Sent from probate 1 Jan 1842 332.58
 Assets from Sale of real Estate 127.21
 Sent from 24 Feb 1848 25.44
 Sub disbursements \$777.31
 641.71
 \$235.60
 Add 25¢ for wards service 25.00
 \$300.60
 Disbursements
 Annual allowance for 1840 \$31.50
 Sent for 9 years & more 24.36
 apx for board & tuition 1841 42.90

8 years & 8 mos interest	29 84
Apr for 1842 bond & tuition	56 00
Sept for 7 years & 8 mos	24 35
Apr for 1843 bond & tuition	56 00
Sept 6 yrs & 8 mos	29 87
Apr for 1844 bond & Tu & Phys	62 60
5 years & 8 mos int	28 98
Apr for 1845 bond & c	56 00
Sept for 4 years & 8 mos	18 66
Apr for 1846 bond & c	25 00
Sept for 3 years & 8 mos	13 33
Apr for 1847 bond & c	25 00
Sept for 2 yrs & 8 month	5 33
Apr for 1848 bond & c	25 00
Sept 1 yr 8 mos	3 33
Apr for 1849	40 00
Sept for 8 mos	2 12
	<u>\$517 67</u>

The amt of Cost & Tax paid for 10 years taken from a list of vouchers 13 57
 6 years int being an average \$641 24

Guardian does not claim any fees or costs
 Filed 5 Sept. 53 J. M. McC

The State of Alabama To the Honble Judge of Prob
 & Shelby County 3-ate for said County
 The undersigned admr of the estate of Loung
 Branding did make the following report to
 wit That he did in pursuance of an order
 of the County Court for said County doing
 & affians likewise made on the 21st Nov 1849
 & gave to public sale to the highest bidder in the
 Town of Columbiana the following described land
 lying & being in said County to wit The S E 1/4 of
 Section 4 Township 22 Range 16 and that
 Luke Crumpton became the purchaser of said
 land for the sum of Seventy seven dollars
 Voluntas Young adm
 Filed 16 Nov 1850 J. M. McC Judge

James Reed in apr with the Estate of J. M. McC
 from the 1st Jan 1849 to the 31st July 1850
 Do James Reed to amt assets in his hands
 belonging to said Estate at this day \$ 887 91
 Co Paid for Girl left 500 00
 for him of Niger Dab 100 00

to paid Noah Martin	125 00
To paid Jams 1849	15 65
To paid Geo Ford for Tomb	22 50
To paid the expenses of the family for the year 1849 viz for Smalting beggin Rope Salt Alan Kite & Robinsons & c	<u>125 00 \$ 887 91</u>

James Reed also Inventories a negro child
 born called Melly belonging to the Estate
 James Reed
 Sworn to & Subscribed 14th of 1850
 J. M. McC Judge of Prob

The State of Alabama Know all men by these
 Shilby County 3 presents that we Starting
 Baker Nancy Baker & John L Hanah and held
 and firmly bound unto John M. McC Judge
 Judge of the County Court of Shilby County
 State of Alabama and his successors in office
 in the penal sum of nine hundred dollars
 to which payment will and truly to be made
 & each of us do bind our selves our heirs & assigns
 by these presents sealed with our seals and dated the
 20th day of February 1850 Now the Condition of the above
 obligation is such That whereas the above bound Starting
 Baker & Nancy Baker has been duly appointed Guard
 -ian of the person and Estate of Jefferson Elliott &
 Miller Elliott Now if said Starting Baker & Nancy
 Baker Shall will and truly perform all the duties
 which an or may be by Law required of them as
 Such Guardian then the above obligation to be void
 -else to remain in full force and virtue

Witness Our hands and seals the date above written
 Just M. McC Hanah Starting Baker (S)
 Approved 6 Sept 1850 Nancy Baker (S)
 J. M. McC Judge Just J. Hanah (S)
 Filed 6 Sept 1850 J. M. McC Judge

Account for final Settlement of the Estate of
 H B Robertson by Jas per Robertson admr
 Or
 1 Sale Bill due 1 Jan 1851 \$ 4182 87
 2 do " " 509 63
 3 do " for Land " 1537 00
\$ 6233 50

Subsacted disbursements
From which Mrs Robertson the widow
Only Claims
To be divided by 9 heirs
See each heir

Vouchers Tax receipt \$4 50
" 2 fee to Harris 50 00
3 fee to Grady 15 00
Cost to Prob Court &c 36 11
Fees to court 322 07
405 61

The State of Alabama & Jasper Robertson administrator of
Whitley County & H B Robertson makes oath in
due form of Law that the above & foregoing are correct
is just & true that there is no undivided and an said
Estate Estimated that said Robertson the widow & design
- who all in said estate ~~are~~ \$807 00 that when
Robertson by virtue Ray William & Matilda Ward's
Paul & Elizabeth Gardner James & Nancy Stott
Stanford & William Moore Willis & Matilda Moor
- gave this administrator the minor children of
Gilly Moore viz Arlanulie Wm H Mary E & Aaron
L Moore of whom Alex Moore is the Guardian in
- so are the heirs to said Estate

Jasper Robertson
Sworn to & Subscribed 31 Jan'y 1837
Jesse McClaughan Judge

Know all men by these presents That we Emmitt B
Moore Thomas H Brasher and David Crow and his
and firmly bound unto Jesse McClaughan Judge
of Probate of Whitley County State of Alabama and his
successors in office in the penal sum of thirty thousand
dollars for the payment of which will and truly to be
made we and each of us do bind ourselves our heirs
se firmly by these presents sealed with our seals and
dated 11th day of January 1837 Now the Condition of
the above is such That whereas the above bound Em-
mitt B Moore has been duly appointed Administra-
tor of the estate of William Moore deceased Now if
said Emmitt B Moore shall well and truly per-
form all the duties which are or may be by law
required of him as administrator aforesaid then the
above obligation to be void else to remain in full
force and virtue

Witness our hands and seals the date above

\$6233 57
4 45 61
5827 98
807 00
7150 20 98
\$557 88

Witness
Approved 30 Jan'y 1837
Jesse McClaughan
Judge of Probate
Filed 30 Jan'y 1837 Jesse McClaughan
Judge of Probate

E Billoren
Thos H Brasher
David Crow
Jesse McClaughan
Judge of Probate

The State of Alabama & Know all men by these presents
Whitley County & That we Joseph Reper Esq. McClaughan
- ahah & Samuel A McClaughan and his and firmly
bound unto Jesse McClaughan Judge of the Probate
Court of Whitley County State of Alabama and his succe-
- so in office in the penal sum of four thousand
dollars to which payment will and truly to be made
we and each of us do bind ourselves our heirs se firmly
by these presents sealed with our seals and dated
the 1 day of Feb'y 1837 Now the Condition of the above
obligation is such That whereas the above bound
Joseph Reper has been duly appointed administrator
Estate of William V Johnson Now if said Reper
shall well and truly perform all the duties which
are or may be by law required of him as administrator
then the above obligation to be void else to remain in
full force and virtue Witness our hands and
seals the date above written Joseph Reper (S)
Approved 1 Feb'y 1837 Jesse McClaughan (S)
Jesse McClaughan Judge Jesse McClaughan (S)
Filed 1 Feb'y 1837 Jesse McClaughan Judge

The State of Alabama & The Honorable John M
Whitley County & Jesse McClaughan Judge of Probate
for said County and State George S Shortridge
Guardian for George S Lewis Burdett B Lewis and
Paul H Lewis Report to your honorable Court that we
funds of his said ward came to the hands of the said
Guardian until the 12th day of February last and prays
this be received as sufficient release to your honor
for failing earlier reporting to the Court and would
now further report to your honorable Court that
the said Guardian received funds of his said
wards on the 12th day of February 1837 Three thousand
dollars which he prays will be received by your
honor and that same be made of record
The State of Alabama & Personally Came George S
Whitley County & Shortridge Guardian as above
before me Jesse McClaughan Judge of Probate
and makes oath in due form of Law that the

above report is true
 Given to before and this 13 March 1831
 Geo. D. Phostridge
 J. McElleanahan judge of Probate
 Filed this 13. March 1831 J. McElleanahan judge of Probate

Sale Bill of the Estate of S. C. Dyke deceased		
Hyram Stroemer	1 Drawing Knife	65
William G. Falkner	" " "	25
" " "	1 Chisel	26
Hyram Stroemer	" " "	15
Samuel Skinner	1 plain bat and spoke knife	20
" " "	1 spoke shaver and gouge	25
H. Stroemer	1 lot of Irons	64
" " "	1 lot of tools	16
Mr. G. Falkner	1 lot " "	15
Samuel Skinner	1 iron saw	1.00 312 1/2
H. Stroemer	1 pair Compasses	46
Samuel Skinner	1 plane	13
" " "	1 plain	65
" " "	1 " "	25
" " "	1 Square	40
Arthur Dyke	1 " "	25
James W. White	2 Bows paid	26
James S. Dyke	1 handle	40
H. Stroemer	" near by gate	16
Thaddeus Dyke	1 umbrella	50
Hyram Stroemer	1 blank Book	48
Arthur Dyke	1 cloth brush	35
" " "	1 tin bucket	50
H. Stroemer	1 State	6
Arthur Dyke	Shaving utensils	2.50 6.85
Thaddeus Dyke	1 Glap	10
" " "	1 tin bucket	13 1/2
Arthur Dyke	1 small box	19
Hyram Stroemer	1 pocket book	25
James S. Dyke	1 State	26
H. Webster	Grazing & attops	65
Hyram Stroemer	1 lot of books	25
Arthur Dyke	1 " "	15
James R. Webster paid	1 Depur	16
Arthur Dyke	1 Book of accounts	39 1/2
James S. Dyke	1 Book of history	65
" " "	1 Book	10
H. Stroemer	1 " "	5
H. Webster	1 " "	50
James R. Webster paid	1 " "	25
James S. Dyke	1 " "	15
Arthur Dyke	1 " "	5
H. Webster	2 " "	4.62

Arthur Dyke	1 Book	14 6 1/2
James S. Dyke	1 " "	25
Arthur Dyke	1 " "	49
Henry Webster	1 " "	31
Arthur Dyke	1 " "	12 1/2
James R. Webster paid	1 " "	16
Thaddeus Dyke	2 " "	5
Arthur Dyke	1 " "	15 1/2
Stephen Hallis	1 " "	11
James R. Webster paid	1 Box blacking paid	3 48
Arthur Dyke	1 green paper	8
James S. Dyke	1 set of nails	25 1/2
Hyram Stroemer	1 lot of nails and shingles	20
H. Webster	1 lb. salt	36
James S. Dyke	1 Trunk	20
Samuel Skinner	1 Clock	1 60
Hyram Stroemer	1 Gun	8 50
Arthur Dyke	1 Lot of tools	12 10
		<u>\$243 42 1/2</u>

Thaddeus Dyke the above makes oath in and form
 of Law that the above and foregoing is just
 true & sworn to & subscribed by ~~Arthur Dyke~~
 J. McElleanahan judge of Probate

The State of Alabama Know all men by these presents
 that we Thomas H. Brascher
 John P. McElleanahan
 & Samuel Brascher are held and firmly bound
 unto John McElleanahan judge of the Probate
 Court of Shelby County State of Alabama and
 his successors in office in the penal sum of
 two thousand dollars to which payment will
 and truly to be made and each of us do bind our
 selves our heirs & assigns by these presents seal-
 ed with our seals stated the 25th day of September
 1830 Now the Condition of the above obligation is
 such that whereas the above bound Thomas H. Bra-
 scher has been duly appointed administrator of the
 Estate of Jesse Brascher deceased & if the said Tho-
 mas H. Brascher shall will and truly perform all
 the duties which and as may be by law required
 of him as such Administrator then the above
 obligation to be void - else to remain in full
 force and virtue withing our hands and
 seals the date above written Thos H. Brascher (S)
 John P. McElleanahan

in a Case now pending in the Probate Court for Shelby County in which Thomas H. Brascher administrator of Jesse Burton died is petitioner & the heirs of the said Jesse Burton for the sale of the real estate of the said Jesse Burton died which with the answers thereto when taken will be read in evidence on the final hearing of said petition.

Sub 1 To each witness will you acquainted with the said Jesse Burton in his life time

Sub 2 To each witness when and where did the said Jesse Burton die how many Children did he have please state their names ages and which of them are minors or from Court (or married) and the residence do they all reside in this Shelby County

Sub 3 To each witness Please examine the annexed petition so far as it dwells his land and state if you are acquainted with the location quality and value of said land is said land situate in this County did the said Jesse Burton die possessed of said land could said land be equally fairly and lawfully divided amongst said heirs without a sale thereof

Sub 4 State all that you or either of know that would benefit the petitioner & Superior atty for petitioners

The State of Alabama 3 Jordan Jones Esqr Recorder
Shelby County 3 that we having full faith in your power and authority have and by these presents do appoint you Commissioner to call & cause David Fulton Blasynard & others & Andrew Walker to be and appear before you & answer their Corporal oaths to testify in answer to the annexed Interrogatories filed by the administrator (T. H. Brascher) touching his application to sell the real estate of Jesse Burton died of whose Estate he the said Brascher is the administrator and said petition only when taken you will return to me under your hand & seal duly Certified & sealed up & to me directed by the second Monday in November at which time the Probate Court for said County meets this year will in no neglect Witness John M. McClanahan Judge of Probate this 8 November 1880 J. M. McClanahan Judge of Probate

To the first Sub Interrogatory answer was none
To the 2 Sub Interrogatory Jesse Burton died at his own residence the place where James W. Bradges now lives he had seven Children (viz) James Burton Lucinda

now Lucinda Hesters Eviline now Eviline Meredith are of age William Burton Franklin Burton Calabahan Burton and Caroline Burton are minors and all of the above seven Children reside in this Shelby County To the 3 Sub Interrogatory we are acquainted with the following lands which we have all the while known and had of the opinion that it belonged to Jesse Burton at the time of his decease (viz)

40 acres S E 1/4 of N W 1/4 Sec 23 Tow 21 Range 3 W	\$100 00
20 do N E 1/4 S W 1/4 " " " " " "	60 00
80 do S W 1/4 S E 1/4 " " " " " "	320 00

Known as the Duckerson Place

80 do N E 1/4 S E 1/4 Sec 23 Tow 21 Range 3 W	100 00
---	--------

Joining Land of Jas. Fulton & others

120 do E side N W 1/4 Sec 13 Township 21 ran 3 W	360 00
--	--------

Joining David Fulton & others

80 do E 1/4 S E 1/4 Sec 3 Tow 21 ran 3 W	180 00
--	--------

Joining John H. Harless & B. Hesters

160 do N W 1/4 Sec 2 Tow 21 Range 3 W	800 00
---------------------------------------	--------

35 1/4 do S E 1/4 of S W 1/4 Sec 33 Tow 20 ran 3 W

Known as the John Rogers place

160 do S E 1/4 Sec 33 Tow 20 Range 3 W	650 00
--	--------

Known as the Henry Rogers place

160 do N E 1/4 Sec 2 Tow 21 ran 3 W	530 00
-------------------------------------	--------

80 do N E 1/4 S W 1/4 Sec 2 " " " "

800 00

Known as the Stout place and that the above mentioned Land in this Shelby County and cannot be equally divided unless it is sold To the 4 Sub Interrogatory we say the plantations are badly out of repair and the sooner it is sold the better for the heirs

David E. Fulton
mark

Andrew Walker

The State of Alabama 3 In a bedience to a Commis-
Shelby County 3 - con to me directed by
John M. McClanahan Judge of Probate for
said County to take the deposition of David
Fulton and Andrew Walker to certain Interrog-
atories in a Case T. H. Brascher v the heirs
of Jesse Burton deceased before the Judge of
Probate for said County I do hereby certify
that the said David Fulton and Andrew
Walker appeared personally before me and
after being sworn in due form of Law
made the answers to be found on the opposite
side of this and the following page to the
above Interrogatories Given under my hand

487
and seal November 9th 1830 Jordan Lewis Clerk
of the Court of the County of Shelby
I M Bridges makes oath that he recd this paper
from Jordan Lewis the Clerk & that the same
has not been and of his possession signed as
attested 11 Nov 1830 Jas M Bridges

William McLanahan Judge of Probate
Know all men by these presents that we James
M Bridges & Barnessa Bridges his wife and the
widow and next of kin of Jesse Benton dec'd hereby
enjoin and forever quit claim right of dower to
the said Barnessa or to which she as the said widow
of the said Jesse Benton is entitled in and
to the following described lands a part of the real
estate of the said Jesse Benton deceased to wit
the S^W 1/4 of the S^W 1/4 of the S^W 1/4 of the S^W 1/4 and
S^W 1/4 and S^W 1/4 of the S^W 1/4 and S^W 1/4 of the S^W 1/4
and S^W 1/4 of the S^W 1/4 and S^W 1/4 of the S^W 1/4 of Section
16 Township 21 Range 3 west also S^W 1/4 of the S^W 1/4 of
Section 05 and the S^W 1/4 of the S^W 1/4 of Section 26 and
the S^W 1/4 of the S^W 1/4 of Section 25 and the S^W 1/4 of
the S^W 1/4 of Section 26 Township 21 Range 5 west the
lands last described known as the River of Island
lands and hereby declare that they the said James
M Bridges Barnessa Bridges make this relinquishment
of dower for the purpose of filing it
in the Probate Court for said County and deem
that it be made a part of the record in a case
then pending made by the petition of Thomas H
Brasher administrator of the said Jesse Benton to
sell said lands for more equal distribution and
the said James Barnessa Bridges claims in lieu
of said dower so much of the funds of said
land as the Court shall determine that the said
Barnessa is entitled under the Statute in such
cases made and provided given under our
hands and seals this 19th day of February 1831

Jas M Bridges Clerk
Barnessa Bridges

The State of Alabama 3 This day Camd James
Shelby County 3 M Bridges and Barnessa
Bridges who do acknowledge that they signed and
sealed the above relinquishment of dower on
the day it bears date for the purpose then
stated

James H Brasher administrator of Jesse Benton
vs Heirs of said Jesse Benton In this

486
case now pending in the probate Court for Shelby
County petitioning for an order to sell the real
estate of the said Jesse Benton dec'd Camd James
Brasher Guardian ad litem for William Benton
Franklin Benton Columbus Benton and Caroline
Benton minor heirs of the said Jesse Benton
and files this his answer to said petition and
denies each and every allegation in said petition
and requires full proof thereon and in failure
thereof prays that said petition be refused as
he will ever praye Jam Brasher
Guardian Benton heirs

The State of Alabama Shelby County
To the Honl William McLanahan Judge of the Probate
Court for said County Granting It is hereby ordered
that the record and proceedings of the late County
Court for said County sitting for orphans business
in the matter of the final settlement of the estate
of Jesse Benton deceased of which Thomas H Brasher
was administrator being brought before the
Circuit Court for said County by writ of error
returnable to the Fall Term 1830 thereof issued at
the instance of James M Barnessa Bridges &
James Benton et al heirs of said Jesse Benton
as plaintiffs in error It was studied by and
said Circuit Court at its late Fall Term 1830
Considering that said writ of error had been
served & that said Thomas H Brasher administrator
go home & recover costs &c Given under my
hand officially this 19th day of September 1830

Attest Wm H Brasher Clerk
of Shelby Circuit Court
Filed 19 Sept 1830 McLanahan J. of P.

Know all men by these presents That we Blasengame
Nabors and David McLanahan & Chas
Nabors are held and firmly bound unto John
McLanahan Judge of Probate of Shelby County
State of Alabama and his successors in office
in the penal sum of six thousand dollars for
the payment of which well and truly to be made
we and each of us do bind ourselves and heirs
&c firmly by these presents sealed with our
seals and dated 28 day of October 1830 Now
the Condition of the above is such That whereas
the above bound Blasengame Nabors has been

duly appointed administrator of the estate of Allen Nabors deceased. Now if said Blessing and Nabors shall will and truly perform all the duties which are or may be by Law required of him as administrator aforesaid then the above obligation to be void - else to remain in full force and virtue Witness our hands and seals the date above written

B Nabors (Sd)
 Approved 28th Oct 1850 } I Belle Lanahan (Sd)
 Judge of Probate } Elory Nabors (Sd)
 November 28th 1850

A List of the personal property of Allen Nabors
 Appraised by us Nov 28th 1850 -

1 Bay horse \$75.00	1 mazzow \$50.00	125.00
1 pair horse team 25/1	1 small bull yearling 3/4	48.00
1 Lot of farming tools 14/8		14.00
2 harness & 1 collar		4.00
1 pair of harness & 2 pair traces		2.00
1 Lot of Corn supposed to be two hundred		
Bushels more or less at 75c per bushel		150.00
1 Table & 1 Bed & furniture 18/8		19.00
1 Bed & furniture 18/8 & 2 pairs & two tin buckets to 75c		19.87 1/2
1 Set of tables to 5 pieces 5 plates 1 dish		1.50
1 Set of Glass 1 Glass pitcher candle stick &c		3.00
2 Saddle 4 Currier's 1 man's saddle 12/8		25.00
1 man's saddle 1/2 1 do 3/4		4.00
2 bed Sides one of which is small 3/4		3.00
3 Chairs 150c		1.50
2 pots & frying pan 1 pair of soap suds		
and five dogs		2.20

1 Negro Woman named Key about 35 years		
of age & 1 Child 2 years old named young		800.00
1 Girl about 12 years old named Ann		700.00
1 do named Martha about 8 or 9 years old		450.00
1 Boy named Sam about 5 years old		400.00

With the undersigned appraisers appointed by the Probate Judge of Shelby County to appraise the personal estate of Allen Nabors deceased. Certify that the foregoing is a correct inventory of said estate together with the value thereof as shown to us by the administrator November 28th 1850

Thudham Lee
 M G Field
 William Myatt

The State of Alabama } I N Lu a justice of the
 Shelby County } peace in and for said

County do hereby Certify that M G Field & William Myatt was sworn to the foregoing as appraisers Given under my hand and seal this the 28th of Nov 1850

Thudham Lee J P & Secy
 The State of Alabama } I John McNaish a justice of
 Shelby County } the Peace in & for said County
 do hereby Certify that N Lu was sworn to the foregoing instrument as appraisers Given under my hand and seal Nov 29th 1850 John McNaish J P

Account of Blessing and Nabors administrator of Allen Nabors deceased of the sale of the personal estate of his said intestate this 30th January 1851

Personal name	Articles sold	price
Ague Nabors	one bay horse	70.00
Richard Croft	one wagon	57.50
do do	1 yoke Oxen	35.00
William Atkinson	1 Coffer & stack	55
Thudham Lee	1 Harrow	1.00
B Nabors	2 muling hoes	25
do do	2 "	30
Thudham Lee	1 Lot of old Iron	25
Elory Nabors	1 Singletree & axle	75
N Lu	2 plows & shul soars	69 1/2
B Nabors	2 Oxen	10
N Lu	2 plows	25
A Holcomback	2 "	20
Jas Binton	2 mile Boards	69
H R Lu	1 Lot of Iron	40
A J Croft	2 Bulling plows	57
W B Croft	2 "	25
Jas Binton	2 third plows & soars	64
A Holcomback	2 Farm plows	52
Isaac Johnson	1 Lot singletree	40
A Holcomback	1 singletree & axle	50
N Lu	1 Anchor Chain	1.20
A J Croft	3 Chain Irons	62 1/2
A Holcomback	1 Iron Gear	1.50
B Nabors	1 Far wheel	30
Elory Nabors	1 Lot Castings	15
Jas Mule	1 Buzzard	87
" "	" "	31
Elory Nabors	1 Bull	325
B Nabors	1 Box	15
A J Croft	1 Bull	80
Elory Nabors	1 Bull	25
H R Lu	1 Barrell	25

P H Lu	1 Table	40
Ann Nalors	2 Buckets	25
P H Lu	1 Bedstead	99
Ann Nalors	3 Jars	50
James Mikes	1 Box	41
"	1 Box	40
P Miller & Co	1 Bedstead & furniture	20 00
Elory Nalors	1 " " "	16 00
John Jones	1 Trunk	1 00
H Lu	1 Large trunk	2 50
B Nalors	1 Small "	75
"	1 Slab	1 00
Ira Nalors	1 Trunk bedstead	1 00
Ann Nalors	1 Dish potato spoon	1 50
"	6 Tumblers	1 00
"	1 Slab	25
P Miller & Co	1 Lot Glass & Bottles	60
James Binton	1 Plate	50
J P Allen	1 Bookstand	32
John Jones	2 Chairs	75
B Nalors	1 Old saddle	50
Ira Nalors	1 Saddle	1 40
H Lu	1 " "	13 75
J P Allen	1 Hair Saddle Bags	4 00
Ann Nalors	1 Lot 25 bushels Corn	27 50
J W Bridges	25 bushels a 102	25 50
H R Lu	25 " " 84	21 00
"	87 " " 86	7 31
H J Morris	25 bushels Corn 92	23 12
Cotton sold at private sale		352 48
		212 42
		564 81

The State of Alabama
Shelby County 3 Personally appeared before me J. M. McClanahan Judge of Probate for said County Blasengame Nalors administrator of Allin Nalors who being duly sworn deposed that the foregoing sale bill is a full and correct sale bill of the personal estate of said intestate so far as has come to his knowledge except the negroes.

Subscribed and sworn to and this 11th day of January 1887 J. M. McClanahan Judge of Probate
he also reports assets and hands written Certificates P B Tidwell 3 00
" " " 8 50
Filed 11 Jan 1887 J. M. McClanahan Judge 12 00

Additional account Sale By Blasengame Nalors administrator of Allin Nalors deceased of all and singular personal Estate of his intestate sold to Ann Nalors and Nigro-moan Kessa 560.00
Rebecca A. Mostetter " Girl Ann 714.00
Ann Nalors " " Boy Daniel 421.50
" " " Girl Fanny 213.00
" David M. Mostetter " Boy William 2175
Henry J. Hill " Boy 50
Sworn to and subscribed this 11th day of March 1887 J. M. McClanahan Judge of Probate
The State of Alabama To the Honorable John C. Shelby County 3 J. M. McClanahan Judge of Probate for said County the petition of Blasengame Nalors administrator of all and singular the goods Chatties rights & Credits of Allin Nalors late of said County deceased with to your honor that the said intestate died in said County and left at his death Ann Nalors his widow and next of kin and the following named Children and heirs at law to wit Eliza Bialer formerly Eliza Nalors wife of full age ^{single} resident of the State of Mississippi and Sarah James, Hugh, William and David Nalors minor Children and heirs at law of the said intestate and resident Citizens of said County of Shelby and that he did seized and possessed of the following described land situated in said County to wit the N 1/4 of Section 22 Township 20 Range 3 East and the S 1/4 of the N 1/4 of Section 21 of Township 20 of Range 3 East in the Tuscaloosa land district your petitioner further sheweth to your honor that his intestate was indebted to a considerable amount and that said intestate left at his death some few Slaves and that a sale of the said Slaves or of said land is necessary to pay the debts of said intestate and that it will be more beneficial to the heirs to said Estate to sell the said real estate for the purpose of paying the debts than to sell said Slaves and therefore prays your honor that and wishes hereby be given to the said widow and to the said Bialer and Eliza Bialer and that Guardians be appointed for said minor Children to contest this petition and that your honor will an Order to sell said real estate on such terms as your honor may deem most to the

interest of said heirs and Creditors and, as your
petitioners will ever pray Blasugame Nakoro

By *J. Super atty*

I hereby accept service of Guardian ad litem for the minor Childman named in this petition and for answer as such denying each and every allegation herein named & set forth 2 Dec 1880 I also object to the suppression of this petition & ask the Court to describe it at petitioner's cost

Melie H Pope Guardian ad litem

Filed 9 Dec 1837. J. Little (Clerk) Judge

The State of Alabama To Sam Nohors and Real
 Chibby County - 32 Eliza his wife take notice
 that Blasungand Nohors administrator of the estate
 of Allin Nohors deceased has this day filed his
 petition in this Court praying an order to sell the
 real estate of the said Allin Nohors to wit the
 N^W 1/4 of Section 22 Township 20 of Range 3 East
 and the S^{1/2} E^{1/2} of the N^W 1/4 of Section 21 of Township
 20 of Range 3 East in the Tuscaloosa land district
 for the purpose of paying the debts of the said
 intestate and that the 1st day of January next
 is set for the hearing said petition at my office
 in the Town of Columbiana which and where you
 can appear and Contest said petition if you
 chose given under my hand and seal the 2nd
 day of December 1835 J. H. McCallum

Judge of Probate

Accept service of the within notice this 3 day of January 1907

Blaug and Haber } Subordinates to the pro's
Administrator of }
Ablem Haber } and Moses G. Fields
N } important witnesses for

Heirs of Allin Hobbs } petitioner in the above
 mentioned Case now pending in the Probate
 Court for Shelby County in the petition of the exec
 Glasgow and Hobbs admors as aforesaid to sell
 the real estate of the said Allin Hobbs decd
 Inty 1st To each of said witnesses min you
 acquainted with the said Allin Hobbs in his
 life time

Only 2nd to each returns when did the said
Allen Nelson die? has he left a widow and
does she reside in said County? how many
Children did he leave at his death? please
state the names and ages of said Children
respectively and their residence also

State what property the said Allin Kahoos left at his death did he leave any negroes if yes? State how many, their ages description and value also state as fully as you can how much prosperity of every description the said Allin left at his death and its value state as nearly as you can how much the said Allin Kahoos was indebted at his death Sundry 5th to each witness did said intestate die seized and possessed of any land in said County? if yes an you state if the following described land are the same to wit the N^W 1/4 of section 22 Township 30 of Range 3 more or less of the N^E 1/4 of section 21 of township 20 Range 3 met in This colorado land district Sundry 4th to each witness would it be more to the advantage of the heirs to said estate to sell the said land or the said slaves to pay the debts of said intestate?

July 5th To each writup Can the administrator of said estate pay the debts of said Estate writup a sale of the land or the proceeds in the sale of an or the other absolutely necessary to pay the debts of said estate?

July 6th to each Inting State army surgeon
that would benefit the petitioner.

S. L. L. L.

all for Petitioner

The Guardian in addition for the within named minor heirs of Allen Nabors did assign to each & each divisible portion of the foregoing interest & portions to the whole together as being leading illegal & wrongful but in the event of the overruling by the Court of his said objections he gives the following Cross interrogatories to each of the aforesaid Mitigans.

1st. ^{the said mortgage} ~~sub~~ to each mortgage. If your state
that intestate did seized & possessed of land
till what your mean by being seized & poss-
-ed. Do you mean that he had the legal
title to said lands in him at the time of
his death & state particularly the condition
of the title to the land reached wh. then he
had a complete title in fee simple vested
by and or whether he only had an equit-
-able title evidenced by a mortgage to
make his title upon the payment of the purchase

morning did said pray up in full for said lands
 pious to his death or had any one lawfully
 authorized for him done so since his death is
 not the legal title to said land in any Henry
 of Hill Crisp but 2nd would said lands sell
 as near their full value with nearly an
 equitable title in the end at his death as the
 slaves would the title to which was perfect
 at the time of his death Crisp but 3rd state
 any thing more that you may know that
 would show it to be inadvisable to sell
 said lands rather than said slaves

W H Pope Guardian ad litem
 The Guardian ad litem asks the Court to dis-
 miss the petition and refuse the prayer
 of the same in the event that the proof
 shows that the said had only an equitable
 title in the lands named at the time of his
 death & that the same (said title) has not
 been perfected in law since his death
 by his administrator because in the
 Court said Guardian insists that the
 Probate Court can not decree a title that
 would be good in law to the purchaser
 under these proceedings & consequently there-
 in is nothing for said Court to do or
 decree upon

W H Pope Guardian
 The State of Alabama & To Charles B Elliott
 Shelby County & Esq - County
 Now ye that do having full faith in
 your prudence & consistency have and
 by their persons do nominate and appo-
 int your Commissioner to call and cause
 Nathan Lee and Moses & Fields to come
 before you and their examine on oath
 touching their knowledge of the accompany-
 ing indorsements in the application of
 Blasug and Nabor's administrator of
 Allen Nabor Dec to sell the real of said
 Dec and the deposition so taken you will
 return under your hand and seal to
 our Court of Probate to be held for said
 County in Columbus on the 2nd Monday
 in January next in this you will in
 no wise fail Witness of Alabama
 Judge of Probate at office this 24 Dec 1850
 J. M. McClellan
 Spued 20 Jan 1851 Judge of Probate

State of Alabama & Indorsements of Moses & Fields
 Shelby County & Nathan Lee

In 1st Answer ye said July 2nd died in his plantation
 he purchased of H J Hill and left under the
 name in said County and left five children
 one boy name James 19 years of age
 one girl do Sarah 16 do do
 one boy do Hugh 12 do do
 one boy do Wm 10 do do
 one boy do David 8 do do

All reside at the residence where said Allen
 Nabor Dec said Dec owned five negroes
 1 girl name Kis 35 years of age Valuation \$600.00
 1 do do Ann 17 do do do 100.00
 1 do do Martha do do do 450.00
 1 boy do Sam 10 do do do 100.00
 1 Child do Fanny 2 do do do 250.00

Valuation of personal property
 personal property sold for five hundred
 dollars of indebtedness \$1700.00
 2850.00

July 3rd Answer ye July 24th Answer ye
 July 5th said the administrator cannot discharge
 the debts without a sale of the land or slaves
 sale of one or the other is absolutely necessary
 July 6th no more

Given under my hand and seal this
 January 7th 1851 C B Elliott Com

The State of Alabama & Crisp July
 Shelby County & Crisp July 1st said Dec
 was in possession of lands at his death but must
 had a bond for title when the promissory notes
 were discharged the title is in any Henry of Hill
 and the said Nabor or his are also has disch-
 arged the promissory note for said lands
 Crisp July 2nd the lands would sell as well
 under the title to discharge the promissory
 notes as if there was a good title
 Crisp July 3rd the promissory notes for the
 lands are added as indebtedness of the estate
 Given under my hand and seal this
 January 7th 1851 C B Elliott Com

Jacob Perry Bar of Leroy Lawless will
 in apt for final settlement for
 State of Cotton Crop 1849 \$352.50
 Cash and on hand notes 157.50
 Sub disbursements \$510.03

425.66x
 \$ 84 36x

V1 paid to Leroy R. Boushey \$25.78
 2 G. R. Allen 10.00
 3 H. Butter & Co 89.48
 4 G. Lewis 42.32x
 5 W. K. Dushazo 74.35
 6 H. Butter & Co 1.57
 7 H. Butter & Co 13.52
 8 David Collins & Co 40.80
 9 Wash & Mink 37.30
 10 1st Allowance to Bar 50.00
 11 Judge Bowdoin's report 6.75
 12 H. Butter & Co 23.10
 Cor by Error of Wash & M 42.47x
 37.30

Court Cost

allowance to Executor

6.55x
 35.00 425.66x

The Bar reports that the widow of the Testator
 & W. K. Dushazo have sold the crop for 1850 &
 paid the debts that nothing therefore has
 come into his hands he also reports that the
 land sold for \$810.44 of which he has collected
 157.50 as above charged & that he holds an
 Ohio Thompson's & others for \$652.94 subject
 to the order of this Court & makes oath to
 the correctness of this apt to the best of his
 understanding the 2 Feb'y 1851

J. M. McLaughan Jacob Perry
 Judge of Bar

Jesse Levy admin of J. A. Edwards late of Sevier
 & Co Ala Ind & who was Guardian for Miss Ann C. Edwards
 makes the following settlement for 1850 for said
 Guardian for said ward viz receipts

rents of land for 1850

Disbursements
 Voucher 1 Paid A. H. Mitchell \$124.30
 2 Wm. Lewis 45.39
 3 Wm. Lewis 37.57
 4 Mahler & Greenough 214.5

" 5 J. N. Pittetown 1.93
 " 6 A. H. Mitchell 104.95
 " 7 A. H. Mitchell 9.00
 " 8 A. H. Mitchell 50.00
 " 9 Is. S. Brasher 32.00
 " 10 J. M. McLaughan 32.71
 " Cost of this Settlement 2.25
 V 11 W. P. Ruvio \$511.40
 2.50
 \$513.90

The State of Alabama Jesse Levy admin of J. A. Edwards
 Shelby County - do makes oath in due form
 of Law that the above apt is correct to the best of
 his information Jesse Levy Admin
 Subscribed
 5 Feb'y 1851
 J. M. McLaughan Judge

To the Honorable J. M. McLaughan the Judge of Probate
 for Shelby County Alabama The petition of James Mc
 Shelby admin by virtue of his office of Sheriff of said
 County of all and singular the Goods and Chattels right
 to and Credits lands & Tenements of James Redding
 late of said County died respectfully sheweth that
 said dec'd died seized and possessed of certain tracts
 or parcels of lands situate in the County of Shelby
 to wit The South most quarter of of the South most
 quarter of section twenty four in Township Section
 of Range three most in the district of lands subject
 to sale at Tuscaloosa Alabama containing thirty
 nine acres and eighty three hundredths of an
 acre The South East quarter of the North East quar-
 ter of section twenty four in Township Section
 of Range three most in the district of land sub-
 ject to sale at Tuscaloosa Alabama containing
 thirty nine acres and eighty three hundredths
 of an acre The South most quarter of the North
 most quarter of section nineteen in Township
 Section of Range four most in the district of
 lands subject to sale at Tuscaloosa Alabama
 containing forty acres and three and one half
 hundredths of an acre Petitioner states that
 it is necessary to divide said lands between
 the heirs of the said James Redding and that
 the same cannot be equally fairly and bene-
 -ficially divided among the said heirs with-
 out a sale thereof that said James Redding

left the daughters and one son who are the heirs of said estate that is to say Elizabeth Ridding of full age Parle a married woman of full age wife of Ben Key Brock who is also of full age George Ridding a minor under the age of twenty one years Mary Jane Ridding an infant under the age of 21 years & Mary Avery wife of Avery wife of said Substantive of whom reside in said County of Shelby.

Petitioner prays therefore that such proceedings may be had in the premises as the law directs that a sale of the said lands may be had for the purposes of said petition pursuant to the statute in such cases made and provided.

James M. Finley admsr

By his atty George Harris
I as Guardian ad litem for the minor children named in said petition do hereby deny each & every allegation in this petition contained 5th Novr 1830

John M. Desha

Filed 4 Nov 1830. J. M. Desha Judge of Probate
In the Court of Probate at Columbiana Shelby County Alabama Subscribed to be pronounced to Richard S. Griffin a natural witness for petitioner which together with the answers thereto will be read in evidence on the hearing of a petition for the sale of the real estate of James Ridding late of said County deceased which said petition was filed in the said Court of Probate by James M. Finley the administrator of said intestate. Sub 1st Do you know the said Petitioner & the heirs of the said James Ridding dead? If you answer yes please state the names of said heirs the names the names of those of said heirs who are of full age the names of those of said heirs who are minors the names of those of said heirs who are married women the ages of their husbands of those of said heirs who are married women the places of residence of all Sub 2d Did you know the said James Ridding in his lifetime? If you answer yes please state whether or not he is dead when did he die? Did he die seized & possessed of real estate in said County of Alabama? If you answer yes please state whether or not the following described lands are the same to wit The S.W. 1/4 of the S.W. 1/4 of Section 24 in Township 12 of Range 3 West The S.E. 1/4 of the S.E. 1/4 of Section 24 in Township 12 of Range 3 West The S.W. 1/4 of the S.W. 1/4 of Section 17 in Township 12 Range 2 West

Sub 3rd Could said lands be equally fairly & beneficially divided among said heirs without a sale thereof? Is it necessary that said lands should be sold to make said equal & beneficial distribution?

Sub 4 Do you know any thing more that would exempt the petitioner? If you do state it

George Harris atty for Petitioner
To Elizabeth Ridding Ben Key Brock husband of Parle Brock formerly Ridding Avery husband of Mary Avery formerly Ridding & John Desha Guardian ad litem of George Ridding & Mary Jane Ridding as your attorney James M. Finley.

I do hereby certify that the within interrogatories are on file in the office of the Court of Probate for said County and a Commissioner will appear to take the deposition of the witness after you shall have had two days notice hereof you may except if you choose

George Harris atty for Petitioner
I accept service waiving nothing this 27th Jan 1831 Sub for defendants

I full age
I acknowledge service of the above notice this 27th day of January 1831 John M. Desha Guardian ad litem minor heirs

Filed in office this 30th Jan 1831
J. M. Desha Judge of Probate

James M. Finley admsr
of James Ridding decd
The heirs of the said James Ridding
Ben Key Brock & Parle his wife and Edmund Melmont & Elizabeth his wife the heirs at law of the said James Ridding of full age and say that the said Petition should not be granted for that whereas 1st no division is necessary the heirs of full age not dissenting such division and the minors having a different estate out of the personal estate and rents of land of said intestate to raise and educate them without any funds arising from the said real estate 2nd that if the minor heirs are lacking in funds to raise and educate them they should have guardians in Chief appointed who alone could petition for such sale the real estate which is hereinafter and put in issue

him and for answer deny each and every allegation in said petition & Respectfully for him of full age
 Petitioner deposes in short by consent to the
 above pleas Harris for Petitioner

The State of Alabama, Probate Court for said
 Shelby County, County To George W
 Johnson Esq. Knows that we having full
 faith in your prudence and competence have
 appointed you Commissioner and by these presents
 do authorize you to call before you
 and examine Richard S. Griffin as a witness
 for petitioner in a cause in our said Court
 wherein James M. Finley administrator of James
 Riddling late deceased is petitioner and the heirs
 at law of said Riddling are defendants in law
 to be by your administration upon interrogatory
 now annexed to this Commission to take and
 use to writing and certify the deposition of
 the witness before said Court to be holden on
 this the 10th March 1831. Witness my hand
 as above Probate Judge for said County this the
 10 March 1831 J. M. Clanton

Deposition of witness sworn the 10th day of March
 in the year 1831 at the office of J. M. Clanton
 under and by virtue of a Commission issued
 out of the Court of Probate of Shelby County in
 the State of Alabama in a certain Cause there
 in depending between J. M. Finley adm. of James
 Riddling decd. petitioner and the heirs of the said
 James Riddling defendants

Richard S. Griffin being duly sworn and
 examined on the part of the petitioner doth
 depose and say as follows Interrogatory 1st
 To the 1st. But he saith I know the said peti-
 tioner and the heirs of the said James Ridd-
 ling decd. The names of said heirs are Eliza-
 beth Parker George and others the name of
 do not recollect Elizabeth and Parker are the
 of full legal age George and Ann (name
 not recollect) minors The two first nam-
 ed are married as I have learned from
 Report I know not the names of the husbands
 of these I know nothing their ages Elizabeth
 and Parker live in Shelby County as I
 learn from report George and the and

that I know not the name of lives in Jefferson
 -son County as I learn from report
 To Interrogatory 2nd said Interrogatory he saith
 I know James Riddling in his life time
 Mr James Riddling & did He died at his
 usual place of residence in this County
 He died single and possessed of real estate
 in this County The lands described in the
 2nd interrogatory are the lands of which he
 was seized and possessed at the time of
 his death Interrogatory 3rd To the 3rd But
 he saith the lands could not be equally
 fairly and amicably divided without a
 sale It is necessary that said lands should
 be sold to make an equitable division among
 said heirs But 4th To the 4th But he saith
 I know nothing more R. S. Griffin
 Examination taken reduced to writing subse-
 cribed sworn to before me this 10th day of
 March 1831 as witness my hand & seal
 Geo W Johnson Esq. Commissioner

An Appraisement & Valuation of the personal
 estate of Bryant Rushing late of Shelby County Sheriff
 1 place Stockholder & Novel place & 1 center place 375
 8 pieces Walnut & cutting 133 feet 300
 1 wheel Barrow 50 1 Corn 5000 1 lot old barrels 900
 1 Iron Coath harness 150
 1 Negro boy Dick \$750.00 1 Negro boy mid \$750.00 1500.00
 1 Negro man Rob. \$775.00 1 Negro girl Caroline 350.00 1250.00
 1 Negro woman Leila \$650.00 1 Negro girl Lelia \$400 1050.00
 1 Negro woman Maria \$200 1 child in Lelia & Fanny 1150.00
 1 " boy Moses \$400 1 Negro girl Hagar 350 750.00
 126 head Cattle Cross & Colvis yearlings & Steers 2000 750.00
 600 head hogs large & small at \$2.25 1350.00
 25 head Sheep including lambs \$1.75 3125
 2 pine bedsteads \$300 1 pine table \$200 500
 1 feather bed \$100 1 pine table \$300 1300
 1 small Shot Gun \$10 1000
 1 Large pot Large brass bed 2 brass 1 Skillet 21 strong jar 500
 1 Negro woman Fanny & 2 children Louisa & Anthony 1150.00
 1 " girl Lucy \$400 1 Negro girl Harriet \$300 700.00
 1 Boy Linn \$200 1 " boy Joe \$375 775.00
 1 Man Johnson \$800 1 " girl Julia \$550 1350.00
 1 Loin \$700 1 pair Stutzyards \$100 800
 1 bay horse \$50.00 1 bay horse (blind) \$20 70.00

1 Gray horse mule \$350	1 black mare mule \$60	145.00	
1 Bay horse mule \$900	1 bay am eyed horse \$350	165.00	
1 Dark mare mule \$550	1 other mare mule \$50	165.00	
8 Plow sticks plows & Gear &c at \$1.00 each		32.00	
1 Patent Saw \$10	1 Cotton Gin 40 lbs &c \$50	60.00	
4 Old pride horses in mill house		1.00	
1 bag Cotton Bask \$50	1 lot Ground Cotton super sacks 100	10.00	
1 Negro mare \$30	1 bay mare \$70	1 bay horse \$80	200.00
1 Gray horse \$500	1 other Gray Horse \$65.00	145.00	
1 Small mare \$75.00	1 small horse mule \$30	105.00	
1 Negro mare for \$200	1 Negro mare & horse \$350	1750.00	
1 " " " " " " " " " " " "		1400.00	
1 Negro boy Burd \$600	1 Negro man & woman & child \$200	1300.00	
1 " " " " " " " " " " " "		1300.00	
1 " " " " " " " " " " " "		1400.00	
1 " " " " " " " " " " " "		1350.00	
1 " " " " " " " " " " " "		450.00	
1 " " " " " " " " " " " "		1300.00	
1 " " " " " " " " " " " "		1150.00	
1 " " " " " " " " " " " "		400.00	
14 Mudling Hoes \$350	6 Mastic Hoes \$300	1100.00	
2 Coated plow sticks & Coatings		1.50	
10 Shovel plows \$500	16 Senter plows \$400	9.00	
4 Vampes \$200	2 leg chains \$400	6.00	
1 lot of old smythons axes plows & new chains &c		1.50	
3 Iron maces \$225	1 lot broken Hammer maces & stuff \$325	325.00	
Coop Cut saw \$300	4 Log this & Cradles 2 old Cradles \$13.00	71.00	
Woodwork of road wagon \$450	1 lot bar Iron \$25.00	17.00	
1 lot Blacksmith tools \$1500	1 Leg Chains \$300	140.00	
1 Old wagon & Harness Rigging &c &c		35.00	
1 Wagon & Harness (without bed)		2.50	
1 Cutting Knife Blade & Iron \$100	1 Ground stone \$150	142.00	
1 Biggy & Wagon \$100	21 Saw blades \$42	2.00	
1 Provision box & Hunt Cloth hunting pan &c		6.00	
1 Broad ax \$300	1 pair scales & weights \$300	6.00	
1 lot Carpenter's tools plows saws &c	Charles & Henry & Charles & Henry	6.00	
3 Old axes & 2 Old Spades \$125	2 Small boxes & sundries	1.75	
2 pair large Stutgers \$200	1 means saddle & Rug & Harness	7.00	
5 Small bells \$700	1 Gray Cattle mule & tin & water hammer & stuff	3.50	
1 lot Crocker ware Coffee pot & small tin pan		2.50	
1 Tub & 1 lot water wheels \$250	1 large stove jug &c	3.50	
1 Iron hooped pail & tin strainer		1.00	
1 lot old barrels 75	11 Steamers \$500	6.25	
1 Stone pitcher & 6 jugs \$100	1 churn & 1 lot Hops 250	3.50	
5 Kips white Lid \$400	1 pine box & hog's head 100	11.00	
1 Iron implements & washing bars & Spool frame \$10	5 spinning wheels	14.50	

4 painted Irons 400	3 Kettles 2 pots 4 covers & 3 Spades &c	
Kettle 2 Smoothing Irons & small skettles		19.00
1 Red 100 - 1 large 55 small pine tables 700		8.00
19 Chairs 950	1 pine slab with drawers 450	12.00
3 Irons & pine boxes 200	1 mittle Clock \$500	9.00
1 Shot gun & pouch \$10	1 Rifle gun pouch & horn \$20	30.00
1 Lot wood supposed 10 lbs		3.00
1 saddle rug \$300	1 Lot Bird & other quills & blankets & shute	" "
3 pinks Corbates pine table cloth & yellow slips \$50		53.00
1 Lot miscellaneous books \$12	1 Looking Glass 750	12.75
1 Lot Crocker ware decanters & cups & tumblers & sugar dishes		
2 freshies & 2 boxes candle sticks & brush & combs &c		
razor strip razor hand &c &c		12.00
3 old pack it books &c		1.00
About 1000 ft plank at 60 cts		\$721.430
8000 Bush at \$5 per thousand		40.00
10 pr Barre mules at 50 cts		5.00
1 fan at upper mill		10.00
1 large & 3 smaller saws in boxes at upper mill		2.00
27 Ruffidge plank 18 ft long 486 ft		243.00
16 " " 12 " " 192 " " "		96.00
7 " " 16 " " 112 " " "		56.00
52 plank 1 by 12-12 ft long 634 " " "		468.00
75 " " 1 " 12-15 " " 1350 " " "		1012.50
31 " " 1 " 12-16 " " 496 " " "		352.00
72 Scantling 3 by 4 12 ft long 864 " " "		648.00
12 " " 4 by 6 12 " " 288 " " "		216.00
		\$2739.34

The State of Alabama, Before me, Jno. M. McClanahan, Clerk of the County of Shelby, do hereby certify that the said County personally called Daniel McCord, James McCord, & A. S. Stewart, Commissioners appointed to appraise & value the personal estate of Bryant Rushing late of said County, who being duly sworn say the within and foregoing 3 papers contain a true and correct list of the personal property of Estate of said deceased set out to them for valuation by the administrators and their appraisement & valuation of the same to the best of their judgment &c. A. S. Stewart Sworn to & subscribed before me this 17th day of June 1857

J. M. McClanahan
Judge of Probate

Daniel McCord