

conditioned according to Law and release errors at Law.

ordered that the Court be adj^d till the first day of the next term

Fleming Saunders

At a Court Superior Court of Law and Chancery held for Henry County 1st October 1835
Present.

Hon. Fleming Saunders

Ordered that the Court be adj^d till tomorrow morning 10 O'clock

Fleming Saunders

At a Court Superior Court of Law and Chancery continued and held for Henry County 2nd October 1835

Present

Hon. Fleming Saunders.

Thomas Dix

Compt

This Cause this

Jonathan Stone

debt

It appearing to the satis-

faction of the Court that the Subpoena issued in this Cause has been executed more than four months and the defendant failing to appear and answer the Bill of the Complainant, the same is taken for Conf^d. And now this Cause came on this day to be heard on the Bill of the Complainant, the report of master Commissioner Smith, the Exhibits and the arguments of Council. On consideration whereof the Court approving the report aforesaid and no exception having been taken thereto, doth confirm the same and adjudge order and decree that the Complainant recover of the debt the sum of Four hundred and thirty Eight dollars and thirty Eight Cents the balance reported to be due to the Compt. with legal Interest thereon from the first day of January 1835 till paid and his Costs in this behalf expended.

James F. Hutchins pro se

Compt

John Crews pro

It appearing to the satisfaction of
debt the Court that Belia Rowland

John Rowland, Washington Rowland, Gilbert Rowland, George Rowland, Wade H. Rowland and
Sally Rowland heirs of John Rowland dec^d and Enus Rowland widow of said John Rowland
dec^d are not inhabitants of this Country and that the order of Publication awarded in this
Cause has been duly executed and they proceeded against in the manner prescribed by
Law against absent defendants, the Complainant's Bill is taken for Confessed as to them, and
this Cause this day came on to be heard on the Bill, the Answer of the defendant Crews, the
exhibits, the depositions of witnesses and was argued by Council, On consideration whereof the
Court being satisfied that the Complainant Nancy the wife of the Compt. James H. and the debt
Wade H. Rowland have never parted with their Interest in the Land mentioned in the debt
executed by Enus Rowland and Washington Rowland as att^o in fact for George Rowland and
Charles Rowland marked B. and that the said Nancy and Wade H. are two of the heirs
at Law of John Rowland dec^d and that the said John Rowland died seized of the Land in the
Bill mentioned, doth adjudge order and decree that Dennis Marshall and Nathaniel W.
Dundridge who are hereby appointed Commissioners for that purpose do go upon the Land

mentioned, and also in the exhibit marked B and lay off to the said James T. Hutchins in right of his wife Nancy and to the said Wade H each one eighth part of said Land, and that they make report to Court after deducting therefrom one third of each eighth as the dower of Enos Rowland widow of John Rowland and it is moreover ordered and decreed that Commissioners Smith do take an account of the rents and profits of the said two Eighths of Land commencing the 18th day of January 1815. and report to Court.

Ordered that the Court be adj till tomorrow morning 7 O'clock.

Fleming Saunders

At a Circuit Superior Court Court^h and held for Henry County at the Court House 3^d October 1838

Present

Hon Fleming Saunders.

James Baker

Compt

Jeremiah Baker vs

def

This cause by consent of parties

was this day heard on the Bill, answers, exhibits filed and the arguments of Counsel. On consideration whereof and by like consent the Court being of opinion that the true construction of the will of James Baker dec^d requires a Division of the negro mentioned in the Bill or of the proceeds arising from the sale of him among the parties to this suit. to effect which a sale becomes necessary doth adjudge order and decree That Jesse Woolton who is hereby appointed a Commissioner for that purpose, proceed to sell the negro man Isaac, in the proceedings mentioned at Henry Court house to the highest bidder upon a credit of six months, the purchaser giving bond and security to be approved of by the Commissioner, the time and place being previously advertised for one month in two or three public places in the County And that out of the proceeds of said sale he first pay the usual and necessary costs attending this suit in the next place all expenses attending the administration of Patrick H. Fontaine Sheriff of Henry and adms de bonis non of James Baker dec^d according to a settlement of his account by Commissioners hereafter to be appointed. The balance to be divided into four equal parts, one of which he is to pay over to the plaintiff James Baker, one to Jeremiah Baker, one to be equally divided among Norman Baker, Andrew J. Baker, and John J. Simms, and the remaining one fourth to be paid over to Daniel Stone Trustee for Polly Stone, to be holden agreeably to the Will of James Baker dec^d. The said parties having first executed refunding bonds to the said Fontaine as adms of James Baker dec^d. And the Court doth appoint James M. Smith, John J. Hainston, Jeremiah Griffey and George A. Brown or any three of them Commissioners who after having been sworn are to state and settle the account of said Patrick H. Fontaine Sheriff and adms of said Baker, and that the Comrs herein appointed do make report how they execute this decree.

Ordered that the Court be adj^d till the first day of the next term.

Fleming Saunders