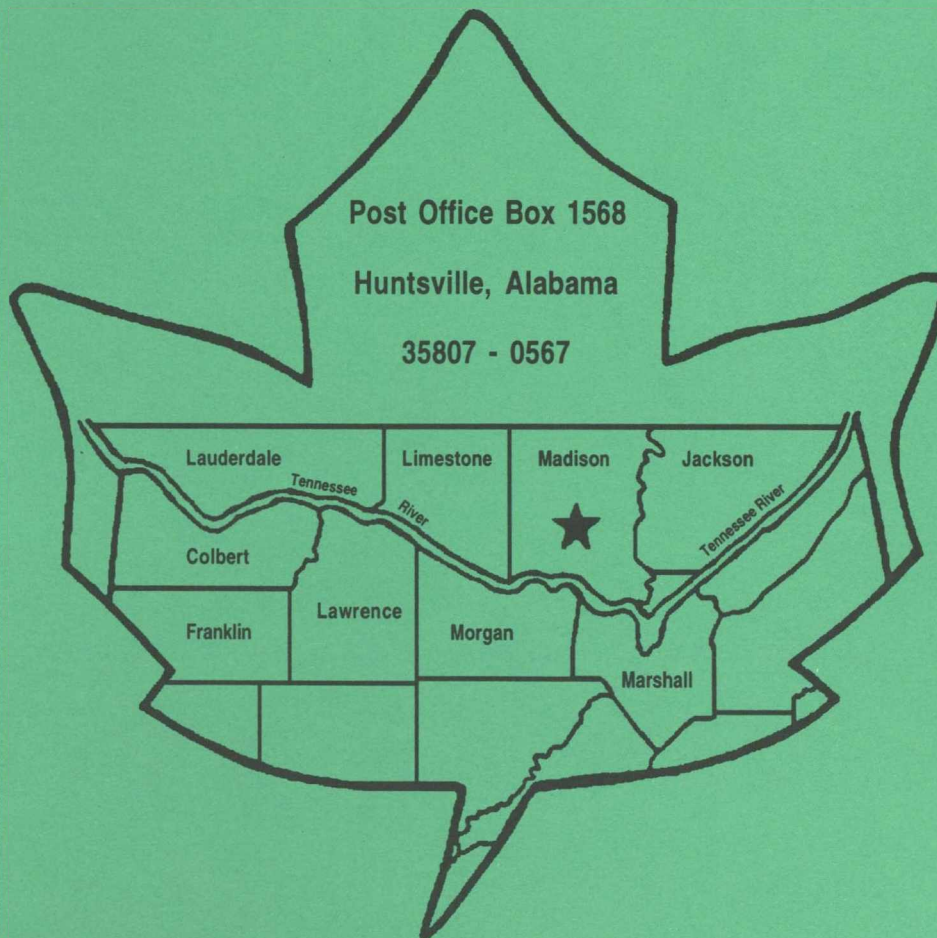


(North Alabama)

Valley Leaves[®]

TENNESSEE VALLEY GENEALOGICAL SOCIETY, INC.

Quarterly



VOLUME 33, NUMBER 3

March 1999

Our 32nd Year

Valley Leaves[®]

Quarterly of the TENNESSEE VALLEY GENEALOGICAL SOCIETY, Inc.
P. O. Box 1568; Huntsville AL 35807 - 0567

This Quarterly is published in Huntsville AL in - September, December, March, and June, 1998-1999

It contains articles covering the nine Tennessee River Valley counties of North Alabama:
Colbert, Franklin, Jackson, Lauderdale, Lawrence, Limestone, Madison, Marshall and Morgan.

Our Web Site: <http://hiwaay.net/~white/TVGS/tvgs.html>

Quarterly Back Issues Price List

Prices are for complete volumes of 200 pages. When ordering, add \$2.00 postage per volume.
Individual issues are only available for the current year (1998-1999).

Volumes (1 through 13) are available only on Microfiche.....	\$7.00 per volume.
Volume 14 (1979-80) through Volume 20 (1985-86) - close out of paper copies -	\$5.00 per volume.
Volume 21 (1986-87) through Volume 25 (1990-91) - close out of paper copies -	\$10.00 per volume.
Volume 26 (1991-92) through Volume 31 (1996-97).....	\$15.00 per volume.
Volume 32 (1997-98)	\$18.00
Volume 33 (1998-99) Current issues are only available with current membership.	

OTHER PUBLICATIONS FOR SALE

<i>Ancestor Charts</i> [Volume 2/Mar. 1978]—5-generation charts; 153 pages	\$10.00
<i>Ancestor Charts</i> [Volume 3/Jan. 1979]—5-generation charts; 153 pages	\$10.00
<i>Ancestor Charts</i> [Volume 4/Sept 1989]—5-generation charts; 182 pages	\$15.00
<i>Members and Friends Surname Index</i> . Includes an index of the articles which appeared in <i>Valley Leaves</i> , Volumes 1 through 32. Sue Bright Richter, Compiler. © 1998	\$10.00
<i>Minutes of Baptist Church on Paint Rock River and Larkin Fork</i> [Jackson County, Alabama]. 96 pages. Ann Beason Gahan, Compiler. © 1991	\$16.00
<i>Lawrence Co. Alabama, 1820 State Census</i> . 42 pages. TVGS. © 1976	\$10.00
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<i>Early History of Madison County, Valley Leaves, Special Edition</i> . TVGS. © December 1969	\$12.00
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<i>Map of Revolutionary War Patriots Buried in Madison Co., AL</i> . D. S. Johnson, Compiler. © 1976	\$3.00
<i>Marriages of Morgan County AL, 1818-1896</i> . 305 pages. Elbert Minter, Compiler. © 1986	\$22.00

NOTE: *All Publications have full-name indexes*

Membership Dues

Membership year is from July 1 to June 30; 1998 - 1999 membership dues: \$20.00
Year 1999 - 2000 membership dues: \$25.00; Multi-year dues payments can be made.

TVGS Officers 1998 - 2000

President	Gay Cushing Campbell	Editor	Richard A. Smallwood, Sr., CGRS
1st Vice - President (Programs)	Raneè Pruitt	Query Editor	Susan Parker Gender
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Tennessee Valley Genealogical Society Quarterly Editor's Message Page

Fellow Members:

Its with a note of sadness that we say good-by to our Queries Editor, Ms. Susan Gender. The June issue will be her last issue as Editor. Anyone who is interested in becoming Queries Editor please let me know.

Again, for a third year, there have been no articles specifically published on Colbert, Lauderdale, and Limestone Counties records. Again, this is not because TVGS no longer wishes to support these counties, it is because no one has come forward to submit articles about these counties and we have not had available to us microfilm which we could copy and send to a transcriber. If you are interested in transcribing (or still interested in transcribing) please let me know.

By the way, a computer and Internet access is not required for either the Queries Editor or transcribing, but having both can make your "job" (and communications) easier.

I hope that you all like what you see in the Quarterly. We have tried to standardize our book review layout and are still attempting to give honest reviews, from a genealogical standpoint, of the works submitted.

Thank you for your support and comments. If you have any suggestions, comments or criticisms I can be reached through the TVGS mailing address or electronically as shown below:

Sincerely,

Richard A. Smallwood, Sr. CGRS; Editor

e-mail address: smally@aol.com or <http://hiwaay.net/~white/TVGS/tvgs.html>

REMEMBER

**1999 Annual Spring Seminar
8 AM, Saturday; March 20, 1999**

**at the Tom Bevill Center
550 Sparkman Dr. NW
Huntsville AL**

Lloyd DeWitt Bockstruck

\$40.00 Registration

- *Special Collections for Genealogical Research*
- *Finding Substitutes for Birth & Death Records*
- *State Bounty Land Records*
- *Revolutionary War Records in the South*

Revolutionary War Pension and Bounty Land Warrant Application Files Microfilm Purchase Scorecard

Rolls Purchased, Listed by First Letter of Surname.

A = 17 out of 98 = 17%
 B = 46 out of 346 = 13.2%
 C = 44 out of 283 = 15.5%
 D = 41 out of 155 = 26%
 E = 7 out of 65 = 10.7%
 F = 8 out of 91 = 8.7%
 G = 16 out of 111 = 14.4%
 H = 34 out of 239 = 14.2%
 I = 0 out of 8 = 0
 J = 12 out of 59 = 20.3%
 K = 9 out of 54 = 17%
 L = 12 out of 100 = 12%
 M = 39 out of 190 = 20.5%
 N = 5 out of 36 = 14%
 O = 3 out of 20 = 15%
 P = 22 out of 132 = 16.7%
 Q = 1 out of 4 = 25%
 R = 22 out of 115 = 19.1%
 S = 45 out of 227 = 19.8%
 T = 11 out of 99 = 11%
 U = 1 out of 4 = 25%
 V = 2 out of 27 = 7%
 W = 48 out of 191 = 25.1%
 X = no rolls listed
 Y = 1 out of 12 = .08%
 Z = 0 out of 2 = 0
 Misc. = 1 out of 1 = 100%

Note:

This is the 6th Report on the progress of the Society's project to purchase the entire National Archives #804 Series of microfilm. The TVGS Board of Directors voted to allocate all profits derived from the First Families project, the Annual Spring Seminar and various mini- workshops towards purchasing these rolls of microfilm for the Huntsville Public Library.

Who purchased the Microfilms:

(as of Tuesday, March 2, 1999)

TVGS Special funds = 154 rolls
 Thomas Payne Special Archives Fund = 115 rolls
 Huntsville Public Library = 3 rolls
 Tennessee Valley Chapter SAR = 4 rolls
 Huntsville Chapter DAR = 1 roll

115 individuals gave a total of 178 rolls:

Number of individuals who gave:

one roll each = 75 persons
 2 rolls each = 27 persons
 3 rolls each = 4 persons
 4 rolls each = 4 persons
 5 rolls each = 2 persons
 6 rolls each = 1 person
 7 rolls each = 1 person
 15 rolls each = 1 person

NO CHANGES FROM LAST REPORT

No additional rolls were purchased
between 1 December 1998 and 1 March 1999

Corrections, Announcements & Comments

TVGS's Web Page's address: <http://hiwaay.net/~white/TVGS/tvgs.html>
TVGS's 1st Families address: <http://hiwaay.net/~white/TVGS/1stfam.html>

TVGS Lapel Pins

The TVGS, 30th Anniversary lapel pins are still available for \$5.00. They can be bought at the front desk at the Heritage Room on the third floor of the Huntsville - Madison Co. Library or ordered by mail. Use the TVGS address and be sure to include an additional \$1.50 for postage and handling.

First Family Photographs

Persons who have successfully documented their First Families ancestors are asked to submit copies of photographs of their ancestors for exhibition at a Gala Celebration in January 2000 and on a Society calendar. If interested, please contact the Society at the TVGS address.

Hendrix family Reunion

Will be held at Joe Wheeler State Park, Rogersville AL - June 25 -27, 1999. Registration Deadline 15 April 1999. Contact Rita Bartmess; 129 Willard Road; Fort Walton Beach FL 32548-4710. Telephone 850-243-5310; e-mail arbyone@emcst.com.

Northeast Alabama Genealogical Society ANCESTOR SWAP

Will be held Saturday; 10 April 1999 from 8am to 5pm at the Kiwanis Pavilion; Nocalula Falls Park; Gadsden AL. Several local people, knowledgeable in the history and genealogy resources in Northeast Alabama will be on hand.

Due to limited seating, registration will be limited to 200 persons. The cost of registration is \$10.00 until 31 March 1999, after that day the cost will be \$15.00. You will be responsible for your own food. Bring your own or use some of the fast food places near the park. A list of restaurants will be distributed on the day of the meet.

Everyone is encouraged to send a list of surnames and family group sheets. Please send them by 31 March 1999 and include addresses where you can be contacted. Copiers will be available at a cost of 10¢ per sheet.

For information contact RoseMary Hyatt at rhyatt@airnet.net, Fred Nicholson at 256-546-7345 or W. A. Lewis at 256-547-3229.

Registration can be sent to Northeast Alabama Genealogical Society, Inc.; P. O. Box 8268; Gadsden AL 35902. State your name, address, and family surnames.

Is Your Confederate Ancestor Buried in California?

The California Division, United Daughters of the Confederacy was organized in 1901 and as they approach their centennial year, they are compiling a memorial list of all known Confederates buried in California. If your ancestor is buried in California, they would like to have the name and location where he is buried and any obituary, photograph, service record and family information. DO NOT SEND ORIGINAL RECORDS, they will not be returned.

Information may be sent to Margaret Alley, California Division UDC Memorial Markers Chairman; P. O. Box 3295; Montebello CA 90640-3295. E-mail address mralley@worldnet.att.net.

1843 Digest of the Laws of the State of Alabama

Executors and Administrators - Pages 220 through 230

Extracted by Richard A. Smallwood, CGRS

Editor's Note: The reader is cautioned that the laws shown may or may not still exist in whole or part in today's laws. Further, even if a law's language does remain the same, State courts may have applied it differently in different lawsuits during different eras. A Digest, sometimes called a Code is not the actual law, but is a compilation of laws. To find a law, a researcher must examine the record of the governing body which passed the law. The Digest (Code) will help the researcher by listing the year when a legislative Bill became Law.

It is hoped that this series will benefit the researcher by providing a reference where extant estate records can be compared with specific parts of State law. Hopefully, the researcher will then be in a position to understand why an estate's settlement took the course it did. An experienced researcher may also be able to anticipate what steps would be involved in settling an estate, based on what else is known about the family under study.

The main text is an exact transcription of the Digest. The original margin notes have been edited to convey (in simple terms) information about the noted subsection. For the most part, the margin notes shown are fewer in number and contain fewer words than what is in the original document. If a Subsection (marked by a §) is not dated as to when it was passed into law, it may be assumed that it was part of the original group of laws passed for the Mississippi Territory.

Other 19th Century Digests or Codes of Alabama were published in; 1852, 1867, 1876, 1887, and 1896. Copies of this and other Digests or Codes may be found in County Law Libraries, State Archives, State Supreme Court Libraries, and law school libraries in Alabama and other (primarily Southern) States.

The remaining topics in this series are - Guardians, Marriage, and Wills.

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EXECUTORS AND ADMINISTRATORS.

Passed 1806 § 1. IF any person die [sic] intestate, or the executors named in any testament renounce the executorship, or refuse or neglect, for the space of forty days after the death of the testator, to exhibit such testament for probate, then administration of the goods and chattels, rights and credits of such intestate, or of such testator, with the testament annexed, shall be granted to the widow, or the next of kin of such intestate or testator, or to some of them; and in case of their and each of their refusal, then to a principal creditor or creditors-Of such intestate or testator; and if none of them will accept thereof, then to such other proper person or persons as will accept the same.

Passed 1821 § 2. Before issuing letters testamentary, or letters of administration with the will annexed, such executor or executrix, administrator or administratrix, with the will annexed, shall take and the judge shall administer the following oath, viz: "You swear that the writing, which has been admitted to be recorded as the last will of, contains the true last Will of said , as far as you know or believe, and that you will well and truly execute said will, according to law,

and the directions thereof, as far as the goods and chattels, rights and credits of the said will extend ; and that you will return a true inventory of all said goods, chattels, and credits, so far as they may come to, your knowledge, a true account

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of sales, and your said administration, as required bylaw.“ And before issuing any other letters of administration, such administrator or administratrix shall take and the judge shall administer the following oath, viz : "You swear that , deceased, died without any lawful will, as far as you know or believe, and that you will well and truly administer all and singular the goods, chattels, and credits, of the said deceased, and return a true inventory thereof, so far as they may come to your knowledge, and a just account of sales, and of your said administration, as required by law ;“ but when letters testamentary, or of administration, shall be granted on an authenticated copy of a will, and in such other cases, as in the opinion of the judge, may require a change in the form of the oath the oath maybe administered in such form as, in the opinion of the judge, is suitable to the nature of the case.

Passed 1821

§ 3. In all cases, before granting letters testamentary, or of administration or guardianship, the executor or executrix, administrator or administratrix, or guardian, shall enter into bond, with at least two sufficient securities, approved by the judge, payable to him and his successors in office, in such penalty as he may direct, which shall be at least equal to double the estimated value of the estate, with a condition as follows: "The condition of the above obligation is such, that whereas the above bound has been duly appointed administrator of the estate of (or administratrix, or executor or executrix of the last will of , or guardian of as the Case may be, now if the said shall well and truly perform all the duties which are, or may be, by law, required of him (her or them) as such administrator, (or administratrix, executor) or executrix, or guardian, as the case may be,) then the above obligation to be void, otherwise to remain in full force“ Such bond shall not become void, on the first recovery, and may be put in suit, and prosecuted from time to time, against all, or any one or more of the obligors, in the name and at the cost of any person or persons injured by a breach thereof, until the whole penalty shall be recovered thereon.

Passed 1806

§ 4. The orphans' court shall have full power, when letters of administration shall be granted upon insufficient security, to order and direct such administrators to give further and sufficient security, by bond in the usual form. And if it appear, upon examination, that any administrator hath embezzled, wasted, or misapplied all, or any part, of the decedent's estate, or shall refuse or neglect to give bond, with security as aforesaid, the said court may forthwith revoke or repeal the letters of administration; and, thereupon, grant letters of administration to such other person or persons, having a right thereto) as will give bond in manner and form aforesaid; who may have actions of trover, detinue, account and on the case, for such goods or chattels as came to the possession of the former administrators, and were withheld, wasted, embezzled, detained, or misapplied, by any of them, and no satisfaction made for the same.

Passed 1821

§ 5. Any executor, executrix, administrator, administratrix, or guardian, may be ordered to give further security, on complaint of any of his, her or their securities, or of any of their representatives, or when there shall appear sufficient grounds to believe, that he, she, or they, are about to misapply, embezzle, or remove from the state, the property committed to his, her, or their charge, on proof

of gross neglect in the performance of any of the duties, on him, her or them enjoined law, or that his, her, or their securities, have become insufficient, as well as for the causes heretofore specified ; and on proof

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that such executor or executrix, administrator or administratrix, or guardian, has removed from the state, or otherwise endeavored to elude the service of process on any such complaint, the same may be heard and determined, though the citation be not executed.

Passed 1806

§ 6. If any executor of any last will and testament, or administrator of an intestate's estate, residing out of this state, at the time of taking that trust or afterward removing out of the said state, shall refuse or neglect, after due notice from the orphans' court, to render his account , and make settlement of such estate, with creditors, legatees, or heirs, or their legal representatives ; or if any executor or administrator shall become insane; or if any administrator becomes otherwise incapable of, or evidently unsuitable to discharge the trust reposed in him; the said orphans' court are authorized and empowered in each of the said cases mentioned in this section to grant letters of administration, with the will annexed, or otherwise, as the case may require, to such person or persons, as may be entitled to the same, and as to the said court shall seem meet. And the administrator thus appointed shall have the same power and authority to administer the estate of the deceased, not administered upon, by such former executor or administrator, and be subject to the same duties, in as full and ample a manner, as if the executor or administrator, so removed or residing out of this state, as aforesaid, were actually dead.

Passed 1821

§ 7. Where new security shall be ordered and taken, of any executor, executrix, administrator, administratrix, or guardian, the judge may direct such alteration in the condition of the bond as the case may require, and may order the original securities to be discharged entirely, or from the time of taking such new security, as to him shall seem proper.

Passed 1810

§ 8. The judge of the orphans' court, whenever he may deem it necessary, shall appoint an administrator or administrators, to collect the goods of the deceased ; and in case the administrator or administrators so appointed, shall commence a suit or suits, the same shall not abate by the appointment of an administrator or administrators in chief, but the suit or suits may progress for the use of the administrator or administrators in chief.

Passed 1821

§ 9. Any executor, executrix, administrator or administratrix or guardian, may, by writing, by him or her subscribed and deliver into the clerk's office, resign his or her authority : - but in such cases, he, she, or they, and his, her, or their securities, shall be bound for all the assets or effects, which shall not have been duly administered or applied, or shall, not be delivered to their successors, respectively.

Passed 1821

§ 10. Where no one shall have been admitted and qualified as executor, executrix, administrator, or administratrix, within three, months after the death of the deceased, or where the executorship or administration shall have become vacant, by death, resignation, or removal, the judge, having jurisdiction of the case, may commit the administration to the sheriff or coroner of the county, and (unless the judge shall otherwise order,) no other oath bond, or security, shall be necessary to be given, than the bond and oath of office, already taken and given by such sheriff or coroner ; but, on his bond for the performance of the duties of his office, he and his securities shall be liable for his administration, and such bond may be sued,

and judgement, from time to time, recovered thereon, in the same manner as is or may be provided by law, in case of other bonds of executors,

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administrators, and guardians. The administration so committed to any sheriff or coroner, may at any time be revoked, on the application of any of the executors, kindred or creditors of the deceased, and the executor permitted to qualify, or another administrator be appointed : during any contest about the validity of a will, the infancy or absence of the executor, or administrator, and in such other cases, not otherwise provided for, as may so require, the judge may appoint an administrator or administratrix, with such limited authority as the case may require, and when the necessity of the case may require, such administrations may be granted or revoked forthwith, without any citation. So much of the aforesaid act, as makes it the duty of the judges of the county courts to commit administration to the sheriff or coroner, in certain cases therein designated, shall be taken and strictly construed, so as to attach the said administration to the offices of sheriff or coroner, and not to the person.

Attached to the
Official's Office
not the person
Passed in
1822

§ 11. Every orphans' court, granting letters testamentary or letters of administration, shall nominate, and, by warrant, appoint three or more judicious and discreet persons, appraisers of the estate of the decedent, who shall return their appraisement on oath, in such time as the court shall appoint, of all the personal estate of such decedent, to them shown ; which appraisement, if subscribed and sworn to by the executor or administrator, may be considered as an inventory of such part of the estate, as had theretofore come to hand: and inventories (which the executor or administrator, in all cases, shall return at the time limited by the court) and appraisements, may be given in evidence in any suit by or against the executor or administrator, but shall not be conclusive for or against him if it be shown that the estate was really worth, or was bona fide sold for, more or less than the appraisement.

Passed 1806

§ 12. It shall be the duty of executors and administrators, within two months after the granting letters testamentary or letters of administration, to publish in some newspaper, printed in this state, a notice requiring all persons, having claims against the estate of their testator or intestate, to exhibit the same within the time limited by law, or the same will be barred; which notice shall state the time of granting such letters testamentary or letters of administration, and shall continue to be published once a week for six weeks.

Passed 1815

§ 13. It shall not be lawful for any executor or executors, administrator or administrators, guardian or guardians, to take the estate, or any part thereof, of any testator or intestate, at the appraised value, or to dispose of the same at private sale, except where the same is directed by the will of the testator. But in all cases, where it may be necessary to sell the whole, or any part, of the personal estate of any testator or intestate, it shall be the duty of the executor, administrator or guardian, to apply to the orphans' court of their county, for an order of sale and upon obtaining the same, to advertise

Passed 1809

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the time and place of such sale, in three or more public places in their county, at least thirty days previous to the day of sale, and then and there proceed to sell the same, at public sale, to the highest bidder, giving at least six months' credit, the purchaser giving bond with approved security.

Passed 1815 § 14. No sale by executor or executrix, administrator or administratrix, shall commence before the hour of twelve o'clock, on the day set apart for the same, nor continue longer than the hour of five o'clock in the afternoon of such day ; but in case the time aforesaid shall be insufficient to complete the sale of such estate, intended to be sold, such executors or administrators may, on such event, Continue such sale from day to day, by giving public notice thereof to the attending company, at the conclusion of the sale of each day, of such continuance, which continued sale shall commence and end within the hours aforesaid ; and all sales, which may be commenced and held in any other manner than herein directed, shall be null and void.

Passed 1810 § 15. Whereas, it may sometimes become necessary to dispose of the crop belonging to the estate of deceased persons at private sale:

Be-it therefore enacted, That upon an application being made by any executor, administrator, or guardian, to the orphans' court of any county, or in vacation, to the judge of said court, such court or judge may grant an order for the sale of the crop belonging to the estate, in such manner as shall seem reasonable and the situation of the estate to require ; and in all cases, it shall be the duty of the court to require of the applicant or applicants, an account of his proceedings under such order to be rendered to the next orphans' court of their county.

Passed 1822 § 16. It shall be lawful for an administrator of any deceased intestate, or the executor of any deceased testator,- who has not power by the will of the testator to sell real estate for the purpose of paying debts, or to make more equal distribution among the heirs, devisees, or legatees, to file a petition in the orphans' court of the county in which letters of administration, or letters testamentary have been granted, setting forth that the personal estate of his intestate or testator, (as the case may be,) is not sufficient for the payment of the just debts of such intestate or testator; or that the real estate of such testator or intestate cannot be equally, fairly, and beneficially divided among the heirs or devisees of such intestate or testator, without a sale of the real estate, Setting out and particularly describing in such petition, the estate proposed to be sold, and the names of the heirs or devisees of such intestate or testator, and particularly stating which are of age, and which are infants, or *femes covert*.

Passed 1822 § 17. Upon of such petition in open court it shall be the duty of the court to order citations to all the heirs or devisees, who are of full age, and to the husbands of such -as are *femes covert*, requiring them to appear on a particular day, mentioned therein, at a regular or adjourned term of said court, not less than forty days from the time of issuing such citations, and answer said petition ; and it shall also be the duty of said court, forthwith to appoint guardians to such of the heirs or devisees as are infants, to answer and defend against said petition; which guardian shall not be the petitioner, or of heir to the petitioner.

Passed 1822 § 18. It shall be the duty of the guardian or guardians appointed as aforesaid, to deny all the allegations contained in said petition, without being verified by oath ; and, if necessary, to employ counsel to defend for his ward or wards.

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Passed 1822 § 19. Said court shall not decree or order sale of the real estate described in such petition, where the allegations are denied by the answer ; unless satisfied by proof to be taken by deposition as in chancery cases, and filed in the cause ; and where a sale of the estate shall be ordered or decreed, by the court, commissioners shall

be appointed in the order or decree, with directions to sell the estate, either for money, or on credit, as may be most just and equitable, and to report to said court, at the time limited in the order or decree.

Passed 1822 § 20. The petitioner shall not receive the bonds or money returned an reported by the commissioners, until he shall enter into bond and sufficient security, to be approved by the court, conditioned for the faithful payment and application of the money, arising from such sale, according to the final decree.

Passed 1822 § 21. The said court shall, upon the coming in of the report of the commissioners, render a final decree in the cause; and if the terms of the sale have been complied with by the purchaser of the estate, the commissioners shall be directed by such final decree to convey the estate sold to the purchaser.

Passed 1822 § 22. Whenever the court shall, upon a full hearing of the cause, decide that the estate shall not be sold, the judge shall dismiss the petition at the costs of the petitioner, to be levied of his own estate .

Passed 1806 § 23. Every executor, administrator, or guardian, empowered by the orphans' court, or supreme, or superior court in chancery, to sell the lands, tenements, and hereditaments, or any part thereof, of any testator, intestate, ward, idiot, lunatic, or person *non compos mentis*, shall, before he or she obtains the order of sale from the office of the register, or clerk, enter into bond with sufficient securities, to the judge of the orphans' court, of the proper county, that he or she will observe the rules and directions of law, for the sale of real estates by executors, administrators, or guardians, (as the case may be,) and that he or she will well and truly account for the proceeds of the said sale, and that the same shall be disposed of agreeably to the rules of law.

Passed 1806 § 24. The executor or administrator, who may be ordered to sell any lands, tenements, or hereditaments, of any testator or intestate, shall give notice by advertisements, put up at three or more public places in the county, where the lands, tenements, or hereditaments are situated, of the time and place of selling the same, at least forty days before the time of sale; and by publishing such advertisements in one of the public newspapers, in this state, for three weeks successively, before such days of sale.

Passed 1823 § 25. In all cases, where petitions may be presented to the judge of any county court for the sale of any real estate, Pursuant to the provisions of the above recited act, if the petitioner will make oath, that any of the heirs or devisees live beyond the limits of this state, or that their residence is unknown to the petitioner, a notice by advertisement, published in one or more newspapers, for such length of time, as the judge of the said court may order, shall be deemed and held as sufficient notice, pursuant to the provisions of the aforesaid act, authorizing the sale of real estate.

Passed 1821 § 26. Executors and administrators, within three months after their appointment, shall return to the clerk's office, a full inventory Of all the goods and chattels, rights of, and debts due or accruing to, the testator 'or intestate, at the time of his death, which have come to their possession or knowledge, setting forth the times at which

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debts are due, and whether due by open account, promissory note or bond ; and within three months after such sale, shall in like manner return an account thereof. Inventories and accounts of sales shall be subscribed and sworn to by the executor or administrator returning the same before the judge, clerk, or some justice of the peace.

Passed 1806 § 27. The judge of the county court of the county in which such judge resides, is empowered and required, to take, receive, and audit all accounts of executors, administrators, and guardians ; to receive wills exhibited for probate, applications for administration, inventories and appraisements ; and to order such inventories and appraisements, duly made and sworn to, to be recorded; to appoint guardians to minors, of their own election; to cause to be issued, all citations and other necessary process, returnable to the next term of said court. And the said judge, after examining and auditing such accounts, and causing them to be properly stated, shall report the same for allowance, to the next term of the said orphans' court, the executor administrator or guardian, giving at least forty days notice of his intention of having such account presented to the said court for allowance at such term, by posting up notice thereof in three of the most public places in the county, or advertising the same for three weeks at least, in some public newspaper in this state, whichever, and as, the said judge shall have directed; and the court, on due proof of notice, as aforesaid, and no exception being made to the report of the judge, may decree an allowance of the account as stated; but if any person or persons, interested in the settlement of the said account, shall, by himself or attorney, appear and make exception to the report, the court shall either proceed to hear the proofs and allegations, and correct or amend the mistakes or errors in the account as reported, or refer the same to auditors, who shall examine and restate the account after hearing parties and witnesses, and make report to the next, or some subsequent term of the said court, for confirmation and allowance as aforesaid.

Passed 1816 § 28. Whenever any executor or executrix, administrator or administratrix, or guardian, shall be cited by the orphans' court, or the judge thereof, to appear and settle his accounts, as executor, administrator, or guardian, and shall fail to appear in obedience to the citation, the said orphans' court shall have power to issue an attachment against the person or persons so failing, in the same manner as the superior courts of this state might or could do, for disobedience to any order, judgment, or decree of said courts; and the said orphans' court shall have power to summon a jury of bystanders whenever it may be necessary, in order to carry into effect the power hereby granted.

Passed 1806 § 29. When two or more have letters of administration granted to them, of any intestate's estate, and one or more of them take all, or the greatest part of such estate, and refuse to pay the debts, or funeral expenses of such intestate, or refuse to account with the other administrator, in such case, the administrator so aggrieved, may have his action of account against the other administrator or administrators ; and recover such proportionable share of such estate as shall belong to him; and any executor, being a residuary legatee, may have an action Of account against his coexecutor or coexecutors, and recover his part of the estate, in the hands of such coexecutor

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or coexecutors ; and any other residuary legatee may have the like remedy against the executors; and any person having a legacy bequeathed in any last will and testament, may sue for and recover the same, at common law.

Passed 1821 § 30. Where any suit may have been commenced, on behalf of or against the personal representative or representatives of any testator or intestate, the same may be prosecuted by or against any person or persons, who may afterward succeed to the administration or executorship : such person or persons may, at any time, be made parties, on motion, and the cause shall proceed in the same manner,

and judgment therein be in all respects as effectual, as if the same were prosecuted by or against the parties originally named. Where any personal representative or guardian shall be displaced, all moneys due to him or her in such right, by execution or otherwise, shall be paid to his or her successor.

Passed 1821

§ 31. When letters testamentary, probate of a will, or letters of administration on the estate of any testator, having no known place of residence in this state at the time of his or her death, shall have been duly obtained in any other state, territory, or country, and no personal representative of such testator or intestate shall have been duly appointed and qualified, in this state, the personal representative or representatives so appointed out of this state, may maintain any action, demand and receive any debt, and shall be entitled to all the rights and privileges, which he, she, or they could have done, or would have had, if duly appointed and qualified within this state: *Provided, always,* That before the rendition of judgment in any such action, there shall be produced in court where the same is pending, a copy of such letters testamentary, probate, or letters of administration, duly authenticated, according to the laws of the United States in such cases, and the certificate of the clerk of the county court of some county in this state, that such certificate has been duly recorded in his office ; and in default of such proof, the court may direct a non-suit to be entered ; *And provided, further,* That such foreign representative or representatives shall not be entitled to receive any money so recovered, or any money due to him, her, or them, in such rights, until the copy of the letters testamentary, probate, or letters of administration shall have been recorded as aforesaid, and there shall have been deposited, in the clerk's office of the county court, of the county where such judgment shall have been recovered, or of the county in which the debtor or debtors may reside, a bond, in such penalty as the judge of said county court may direct, payable to him and his successors in office, and with such obligors thereto as he may approve, conditioned that such representative or representatives shall faithfully administer, and apply according, to law, all moneys and effects received by him, her, or them, in right of such testator or intestate, from any person or persons in this state, and on such bonds, suits may be brought and judgment recovered, as in other cases.

Passed 1806

§ 32. Executors, administrators, and guardians, shall not be compelled to plead specially to any action, or suit at law, brought against them in their said capacity, but may, under the general issue, give any special matter in evidence .

§ 33. So much of the act entitled " An Act regulating judicial

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Passed 1826

proceedings in certain cases, and for other purposes," passed December eighteenth, one thousand eight hundred and eleven, as provides that no executor or administrator shall be liable, out of their individual estate, for not pleading, mispleading, or false pleading in or to any action whatever which may be brought against them as such, is hereby repealed.

Passed 1826

§ 34. No security for an executor or administrator shall be chargeable beyond the assets of the testator or intestate, on account of any omission or mistake in pleading of the executor or administrator.

Passed 1826

§ 35. The appointment of a debtor, executor, shall in no case be deemed an extinguishment of the debt, unless it be so directed in the will.

Passed 1840

§ 36. It shall be the duty of the several judges of the county courts in this state, to appoint a suitable person in their respective counties,

whose duty it shall be to take charge of the estates of deceased persons, in such cases only, where no other person will administer on the same; and said persons, so appointed, shall be required to discharge all the duties now required of administrators, and may be required to renew their bonds from time to time, and said persons shall be subject at all times to removal for neglect of duty or malpractice in the discharge of their duties.

Passed 1840

§ 37. The county courts shall be also authorized to appoint a suitable person in their respective counties, whose duty it shall be to act as guardians in all cases, similar to those provided for in the foregoing section, and under the like liabilities and restrictions.

Passed 1841

§ 38. The aforesaid act shall not be so construed as to prevent the judges of the several county courts, from granting letters of administration on the estates of deceased persons, to the sheriff or coroner of the county, *ex officio*, under the provisions of the several laws existing previous to the passage of the act, of which this act is explanatory.

Passed 1841

§ 39. When, by the direction of any will, made or to be made, requiring that the estate devised, shall not be sold, but kept together for distribution at a future day, the judge of the county court of the proper county, shall have full power to allow, in lieu of the commissions now allowed, such annual compensation to the executor or administrator, with the will annexed, for his attention and services, as shall be reasonable, having regard to the amount of labor performed, the responsibility involved, and the value of the estate ; and the decision of the judge of the county court, either in allowing or disallowing the said account, may be removed, for supervision, -to the chancery court exercising jurisdiction over the said county, by petition of the aggrieved party, which petition shall be directed to, and the order of removal awarded by, the register of the said chancery court: *Provided*, That such petition, for supervision of the order, or decree of the county court, on the subject of said allowance, shall be filed within one year after it shall have been made; *And further*, That any minor heir, devisee, or legatee of said estate, may file such petition by his or her next friend.

Passed 1841

§ 40. Executors, administrators, and guardians, are hereby made liable to be sued in all cases, against them, in their representative character, in the courts of the county in which letters may have been granted to them, in the same manner as if they were resident freeholders of such county ; and service of process, in all such suits, made in any county in this state, shall be as effectual as if made in the county in which the letters were taken out.

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Passed 1843

§ 41. When it shall be necessary for any executor, administrator, or guardian, to make annual or final settlements of his executorship, administration or guardianship, with the orphans' court having jurisdiction thereof, such executor, administrator or guardian, shall file in the office of the clerk of said orphans' court, an account between himself and the estate of which he has charge, or the ward of whom he is guardian; in which account he shall charge himself with all wherewith he is by law chargeable, and credit himself by all to which he is of right entitled, as credits; and he shall file also, with said account, such vouchers and written evidence as he may rely on, to sustain the credit side of said account ; whereupon, it shall be the duty of the judge of said orphans' court, to order publication to be made for at least forty days, (either by posting up written notices at the door of the court-house, and three other public places in the county, or by advertisement for three consecutive weeks in some newspaper, as such judge may direct) that all persons concerned

in adverse interest, may appear at the time specified in said order, and contest said settlement if they think proper : *Provided*, That on application of either party, and for good cause shown, said settlement may be continued in the same way, and under the same rules, as far as practicable, that causes are continued in other courts of this state.

Passed 1843

§ 42. At the time appointed, in said order of publication, for said settlement to be made, or so soon thereafter as the same is regularly reached, the said judge shall audit and examine said account and vouchers, and, after hearing the exceptions and objections to the same, (if any are made,) and the evidence adduced, shall proceed to state the same, and render a decree thereon, which decree shall, in all respects, have the force and effect of a judgment at common law.

Passed 1843

§ 43. To the end that said judge may be informed, in whose favor such decree shall be rendered, on such final or annual settlement, and may appoint guardians *ad litem* of the minor heirs and legatees of said estates, (if necessary) every executor or administrator, when he files his vouchers and account as aforesaid, for settlement, shall, at the same time, file with the same, on oath, a statement containing a list of the heirs and legatees of said estate, specifying which are minors, *femes covert*, and *non compos mentis* ; and this duty shall be deemed official, and the executor or administrator, and his sureties, shall be liable on his official bond, as such, for all damages arising from a neglect of the same.

Passed 1843

§ 44. It shall be the duty of the judge of the orphans' court, granting letters of administration or letters testamentary on the estate of any deceased person, to take into the estimated value of the estate, all such real estate as the said decedent may have died seized and possessed of, and shall require of said administrator or executor, such bond and security, and under such penalties, as are now required by law of administrators or executors.

Passed 1843

§ 45. In all cases hereafter, when the orphans' court shall order or decree the sale of any lands belonging to the estate of any deceased person, it shall be the duty of the administrator or executor of said estate, to advertise and sell said lands on the terms and in the manner set forth in said order or decree, after giving the notice now prescribed by law in such cases, and shall report to said court within the time, prescribed in said order or decree, an account of the sales thereof.

Passed 1843

§ 46. On a confirmation of such sale by the judge of the orphans' Court, the executor or administrator shall be and is hereby authorized

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and required, to convey such real estate to the purchaser, by deed, which shall vest in the purchaser such title as his testator or intestate had in such real estate ; and the court may require the purchaser to secure the payment of the purchase money, by deed of trust or mortgage on such real estate.

Passed 1843

§ 47. Whenever any person, to whom letters testamentary, of administration, or of guardianship, shall have been granted by any orphans' court of this state, shall have removed beyond the jurisdiction of the court granting said letters, without having settled his accounts as such executor administrator, or guardian, the judge of said court may, upon the application of any person interested, cause notice to be given by advertisement in some newspaper published in this state, requiring said executor, administrator, or guardian, to file his accounts and vouchers for settlement, at a regular term of said court, to be holden not less than three months from the date of said notice ; and if the said executor, administrator, or guardian, shall fail to appear and file his accounts and vouchers for settlement, it

shall be the duty of said judge of said court, to state an account against said executor, administrator, or guardian, charging him with such amounts as shall appear, upon the best information, to have come to his hands, as such executor, administrator, or guardian, and proceed to settle and decree upon the same, as now required by law : *Provided*, That if said executor, administrator, or guardian, shall appear and file his account and vouchers for settlement, and pay such costs as may have accrued in consequence of his defalcation, at any time before the final hearing of the account stated, as aforesaid, and decree thereon, it shall be the duty of said court to set aside the proceedings aforesaid, and to audit and state the account filed by said executor, administrator or guardian, in manner and form now required by law.

Passed 1843

§ 48. Whenever an executor, administrator, or guardian, residing within this state, who shall have been called to appear and file his account and vouchers for settlement, shall fail to obey such citation, the judge of the court, from which such citation was issued, may proceed to state an account against such executor administrator or guardian, charging him with such amounts as shall appear to have come to his hands ; and shall cause notice to be given to said executor, administrator, or guardian, that, unless he appear at the next term of the orphans' court thereafter, and file his account and vouchers for settlement, the account so stated, as aforesaid, will be reported for allowance I and settled as now required by law: *Provided*, however, That if said executor, administrator, or guardian, shall, at any time before the final decree upon the account stated, as aforesaid, appear and file his account and vouchers for settlement, and shall pay such costs as may have accrued, it shall be the duty of the court to set aside the proceedings had in relation to such stated account, and to proceed to settle with said executor, administrator, or guardian, according to the laws now in force.

Footnote this page:

NOTE.-Property not devised or bequeathed by will, is required to be administered, as in case of intestacy. See "Wills,"- § 7. When lands are directed by will to be sold, and no one is appointed by the testator for that purpose, or being appointed, refuses to act, the sale and conveyance may be made by the acting executor.- See " Wills,"- § 14.

Footnotes for page 223

(1) Actions against sheriffs on their bonds, for failing to administer, properly, estates committed to them in virtue of their office, must be brought in the name of the judge of the county court, for the use of the party injured, and the declaration must show, for whose benefit the trial is brought, or it is demurrable. Sheriffs, in such cases, are liable on their sheriff bonds, in the same manner as other administrators are on their administration bonds. The Governor v. Gantt, et al., 1 *Stewart Reporter* 388.

(2) A purchase by an administrator, at his own sale by auction, is not void in itself; but is *prima facie* valid, if no unfairness appears. Brannon, et al. v. Oliver, 2 *Stewart Reporter* 47.

END OF THIS SECTION

• TO BE CONTINUED •

Franklin County

The Franklin Times, Russellville, Alabama

Extracted by Oscar L. Glover

Editors Note: This is the twelfth installment of extractions from this newspaper. The first installment appeared in Volume 30, Number 3 (March 1996) and has appeared continuously since then. We have set aside our normal rule of not accepting 20th Century information because of the lack of 19th Century records for Franklin County - the results of a 1890 courthouse fire.

December 13, 1901

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NOTICE FOR PUBLICATION.

Department of the Interior, Land Office at Huntsville, Ala., Dec. 2, 1901.

Notice is hereby given that the following named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before the Clerk of the Circuit Court at Russellville, Ala, on January 14, 1902, viz: Lucy J. Clark, H. E. No. 23241 for the e 1-2 NE 1-4 sect 36 T 7 R 11 west. He names the following witnesses to prove his continuous residence upon and cultivation of said lands, viz: John H. Farr, Rutherford A. Gowder, Isom R. McCearley, George W. Fleming, all of Hodges, Ala. John A. Steele, Register.

December 20, 1901

Page 1 -

Obituary. Precious in the sight of the Lord is the death of his saints. It is especially sad to write of the death of precious wife, Mrs. Bell Harris whose maiden name was Seal. After three weeks of most intense suffering and in spite of all that doctors and loving hands could do to prolong her stay here, on Sunday morning at 8 o'clock Nov. 10, 1901 she ceased suffering and her spirit was wafted on angel wings to her eternal home and I do believe with my whole heart and am assured by the Bible that she is now safe in the city of God where no more suffering with headaches, heartaches and heartbreaking separations by death ever enter. May I meet my loved ones there. How hard it is to give her up. Yet God does all things for the best and I can only hope and cling to the promise of a glorious resurrection which is contained in his word. To Louis and Pearl, endeavor to live Christian lives according to her instructions and grieve not but look forward to that happy reunion over there. She talked of death as if only taking a journey and expressed herself as being ready and willing to go if only she could take her five year old baby girl, Thera with her. The last time that conscience revived, when she was fully at her right mind she sang with a clear voice, "Jesus lover of my soul, Let me to thy bosom fly." Her faith in a future home was predicated upon the word of the Lord. She obeyed the gospel under the preaching of T. B. Learner in August 1894. Owing to so many misfortunes, financially loosing some fifteen hundred dollars in stock, town property and mining companies that have failed, owing the five hundred dollars in the last eleven years, since I moved to Russellville and having no income except my labor we have not been able to keep up with the dress and fashions of a town, on this account we have failed to attend church as we wished. Instead of going to church on Sunday, we read the Bible, the Gospel Advocate and took strolls together and talked of our misfortunes and how we longed to get out of debt and back in to the country again near some good Christian church where we could go to church with out feeling embarrassed. She asked me why I enjoyed a stroll with her so much more than I did with any one else. This I could not answer except there is my hand so gentle, no companionship so sweet, no advice so wholesome, no encouragement so invigorating, no smile so inspiring, no affection so true, no love so deep, no breast heaving with sympathy and true

December 20, 1901**Page 1 -****Obituary (continued)**

devotion than that of a Christian wife. Then I can only write, the sun shine and joy of my life is gone.
W. D. Harris.

Page 5 -**NOTICE FOR PUBLICATION.**

Department of the Interior, Land Office at Huntsville, Ala., Dec. 17, 1901.

Notice is hereby given that the following named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before the Clerk of the Circuit Court at Russellville, Ala, on January 25, 1902, viz: William J. Love, H. E. No. 24934 for the NE 1-4 Sect 17 T 8 R 12 west. He names the following witnesses to prove his continuous residence upon and cultivation of said lands, viz: John Strickland, William Oliver, Green B. Keller and Walter G. Foster, all of Shingle Alabama. John A. Steele, Register.

NOTICE FOR PUBLICATION.

Department of the Interior, Land Office at Huntsville, Ala., Dec. 13, 1901.

Notice is hereby given that the following named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before the Clerk of the Circuit Court at Russellville, Ala, on January 24, 1902, viz: James Clark, H. E. No. 27121 for the NW 1-4 SE 1-4 & NE 1-4 SW 1-4 sect 8 T 8 R 10. W. He names the following witnesses to prove his continuous residence upon and cultivation of said lands, viz: Willie T. Frost of Eatonton, Ala., William N. Pinkard of Phil Campbell, Ala., James Vandiver and Issiah E. Ingram of Eatonton. John A. Steele, Register.

December 27, 1901**Page 1 -****PITCHED BATTLE - HENRY WILLIAMS, DESPERADO AND ROBBER KILLED BY OFFICERS.****Frank McClung, Merchant Mortally Wounded -- Since Died.**

Henry Williams, desperado and robber, wanted in several states, dead; Frank McClung, a merchant of Russellville, dead;-----Williams, brother of Henry, supposedly shot in the arm and breast, escaped, is the net result of a furious battle here last Thursday between City Marshal Ben Barrett and Deputy Sheriff Hargett, on one side, and the Williams brothers on the other.

About 5 p.m. Barrett was notified by Eleck Floyd that Henry Williams went into McClung's store, Williams and his brothers having walked into town. Calling Hargett, the two officers walked into McClung's where Henry Williams and another Man were eating oysters, while -----Williams stood on guard near the back door. Barrett walked near ----- Williams and ordered him to step back out of the door, which he did pulling his pistol and firing at Barrett as he did so. In the meantime Hargett placed his hand on Henry, telling him he was his prisoner.

"Let me see your paper," was Henry's answer, as he jerked his pistol out.

A furious struggle ensued, each man trying to shoot and to keep the other from shooting. Hargett soon found that his pistol would not work and that his opponent was the better man physically. In the struggle the two men rolled on the floor. Just as Williams released his arm and his pistol, a 45-Colt, was at the level with the Deputy Sheriff's head, Barrett wheeled and fired, the bullet striking Henry Williams just above the right eye. With scarcely a tremor he fell to the floor, dead, his thumb on the hammer of his pistol.

Barrett, as the other Williams began firing at him, seeing Hargett's sure death if he delayed a second, had shot Henry and wheeling began shooting at ----- Williams. His first shot, he thinks struck Williams in the right arm, as he shifted his pistol to his left hand and kept up the battle, running off as he fired. Barrett fired again but Williams succeeded in outrunning the officer and

December 27, 1901**Page 1 -****PITCHED BATTLE (continued)**

made good his escape.

As ----- Williams' first shot Frank McClung, in whose store the battle was being waged, with a cry of "I'm a dead man," sank to the floor, shot through the bowels, the 45-Colt bullet coming out near his backbone. He was about 40 years old, had an invalid wife and a large family of little children, He had been here only a few months, coming here from the Indian Territory. He died the next day.

Hargett, Barrett and a crowd of citizens ran ----- Williams to the mines west of here, where he managed to lose them, although Barrett is confident that he hit him in the breast and arm. Wagoners who met Williams says his right arm was hanging helplessly at his side and he had blood on his breast.

Henry Williams was about 30 years of age and a desperado and robber of the first water. Among his earlier exploits was to steal a yoke of cattle in his native country. With a posse, the sheriff surrounded his house, but after a fierce battle Williams broke through the lines and escaped, going to the Indian Territory, where for the last three years he has led a life close akin to that of the James boys. That locality getting too hot for him he came back here a few weeks since, bravely coming into Russellville, although knowing several warrants were out for him. Report has it that he was in trouble with the United States Court at Huntsville, which he got out of by depositing \$500 cash bond and immediately leaving. He was in a number of stealing and robbing affairs in Mississippi. He was said to be absolutely fearless and boasted that no officer on earth could arrest him. He leaves a wife in the Indian Territory, a cousin of McClung's, the merchant who was shot with him.

Henry Williams wife is a daughter of Jack Jeffries who formerly lived near Leighton, moving West several years since. Of Henry's two brothers Bob and Newton who are said to have been with him, no one seems sure which was the one who did the shooting and ran off wounded, the other one seems to have disappeared immediately after the fight begun. A variety of rumors were afloat as to the wounded Williams being seen at different places but nothing definite is known of his movements after he left the mines. The sheriff and a posse went down on the train Friday morning to Phil Campbell going out to Mrs Lauderdale's, grandmother to the Williams boys, but nothing was seen of the fugitive. Henry's relatives there refusing to have anything to do with the disposition of the body, he was buried here by the county. Frank McClung lingered until Friday morning. He was buried near the Crosswhite home.

Ben Barrett had several close calls, two of Williams bullets passed through his coat and vest, one on each side. That a concerted plan was on foot to raid the town and rob some safes, store or paymaster, is the general opinion, and that the prompt action of the officers prevented seems certain. Too much praise cannot be given to the officers, who, knowing the mans desperate character did not hesitate, but tackled him, knowing full well that their own lives would pay the forfeit of a slip.

Page 4 -**NOTICE FOR PUBLICATION.**

Department of the Interior, Land Office at Huntsville, Ala., Dec. 23, 1901.

Notice is hereby given that the following named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before the Clerk of the Circuit Court at Russellville, Ala, on Feb. 14, 1902, viz: Jeremiah M. Jones, one of and for the heirs of Rebecca C. Billings, deceased, H. E. No. 24243 for the SW quarter sect 20 T 7 R 10 west. He names the following witnesses to prove his continuous residence upon and cultivation of said lands, viz: Green B. Thomas, William Harden, Porter Duboise, Andrew Wood, all of Eatonton, Ala. John A. Steele, Register.

January 3, 1902**Page 5 -**

Social and Personal. Mrs. Mary Jordan, a former resident of Russellville, died at her home, West Point, Miss., Dec. 5th. Mrs. Jordan was a noble Christian woman and has many friends here who

will regret to learn of her death.

January 10, 1902

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NOTICE OF APPOINTMENT OF ADMINISTRATOR.

Estate of B. F. McClung, Deceased. Probate Court. Letters of administration of said deceased having been granted to the undersigned on the 4th day of January 1902 by the Hon. R. J. Moody, Judge of the Probate Court of Franklin County, notice is hereby given that all persons having claims against said estate are hereby required to present the same within the time allowed by law or the same will be barred. **B. F. BRITNELL.** Administrator.

NOTICE OF DAY SET FOR HEARING PROBATE OF WILL.

The State of Alabama, Franklin County. To Mary Griffin and husband, J. A. Griffin, Julia Jackson and husband Joe Jackson, Addie Stanphil, Vada Stanphil, Jane Cruce and husband, Demp Cruce, Easter Collum and husband George Collum and James Sprayberry. You will please take notice that on the 7th day of December 1901, a certain paper in writing, purporting to be the Last Will and Testament of William G. Stanphil, deceased was filed in my office for probate by W. R. Stanphil and that the 3rd day of February 1902, has been appointed a day for hearing thereof, at which time you can appear and contest the same if you see proper. Given under my hand, this the 8th day of January, 1902. R. J. Moody, Judge of Probate.

January 17, 1902.

Page 1 -

DR. J. R. McDONALD.

Courtland, Ala., Jan. 6th 1902. Again the angel of Death visited our community and carried off one of our truest, best and most honored citizen. It was with deep sorrow that it became known on Sunday morning that Dr. J. R. McDonald had breathed his last during the early hours of the morning. Dr. McDonald had only been sick one short week and it was not known that he was seriously ill until Friday, when double pneumonia developed. The Doctor stood suffering bravely, but so rapid was the progress of the diseases that notwithstanding all that medical skill could do, he quietly passed over the great divide at 5:30 Sunday morning surrounded by his loved ones.

Dr. John R. McDonald was born near Athens, Ala., March 6th 1843, being 58 years old at the time of death. He was a student in his Junior year at the Florence Wesleyan at Florence when the war between the states broke out, but he promptly laid aside his books and entered the Confederate army to fight for his beloved South land. He enlisted as a private in company H. commanded by Captain Houston, a son of Gov. Houston, of ninth regiment, Alabama Infantry, first commanded by Col. Cadmus M. Wilcox and he was mustered in at Lynchburg, Va., June 10th 1861. When the company was organized he was made second Lieutenant though but 18 years of age. He was wounded in his first battle at Williamsburg, being shot in right arm. He was made Captain of the company for gallantry. Dr. McDonald served through the war, being wounded several times. He was made Major and finally for his bravery in action was made a Lieutenant Colonel, though the war closed before received his commission as such. At the close of the war Dr. McDonald studied medicine and in 1867 was graduated at The University of Nashville. He began practice in Limestone, his native county, removing to Arkansas where he remained 4 years, when he returned to Alabama. In 1884 he removed to Lawrence county and in about 1891 he came to Courtland, where he has resided ever since, being an honored and skilled member of his chosen profession.

In 1868, Dr. McDonald married a granddaughter of Lighthorse Harry Lee, who died in 1890, leaving three children, two of whom John R. Jr. and Bessie, (Afterward Mrs. J. K. Swoope) have died. Charles, the eldest survives his father. In 1893 Dr. McDonald married Mrs. Tellie Foster, this was a particularly happy union and his devoted wife is left to mourn the loss of a kind and affectionate husband.

Dr. McDonald was a true man in all that the word implies. He was courageous to a fault and always had the courage to stand by his convictions. As a physician he was successful, he was kind and gentle, giving his services to the poor and needy without promise of reward. Dr.

McDonald probably did the largest practice of any physician in this section and Oh! how he will be missed. How his friends as well as his loved ones at home will "Long for the touch of the vanished hand and the voice that is stilled in death." The deceased was a consistent member of the Episcopal Church and he died in the sure hope of a glorious immortality. The faithful physician, kind husband, affectionate father and true friend, we have every reason to believe is today walking the streets of the New Jerusalem, free from all sorrow, suffering and care, he is reunited with the loved ones who have gone before.

"The land of pure delight, where saints immortal reign,

Where infinite day excludes the night and pleasures banish pain"

We would that we could offer some word of comfort to the sorrowing lived ones, but the only source of comfort to which we can point is the Great Physician, who heals all wounds and binds with his unceasing love, all broken hearts. We shall cherish the memory of this dear departed friend and when life for each of us is ended, may we meet death bravely as he did, leaving behind a glorious heritage of a good name, honored and beloved by all, leaving the world better by having lived in it. The funeral services were conducted by Rev. P. L. Abernethy, pastor of the Methodist church here, at the residence of deceased and the remains were laid to rest in the Courtland cemetery, attended by a vast concourse of friends.

Page 4 -

BURLESON DOTS.

M. A. Hardin will leave for Elkhart, Texas in a few days. Success to Marley in his western home.

NOTICE OF SETTLEMENT.

The State of Ala., Franklin County. In Probate Court, Special Jan. Term 1902
Came this day F. M. Bolton, administrator of the estate of Felix A. Bolton, deceased, and filed his accounts and vouchers for final settlement and distribution of said estate, and the 2nd Monday in February next, to-wit: the 10th day of February 1902, having been appointed by the Court for examining, auditing, and stating the same, notice is hereby given to all parties interested to appear at the term of the Court aforesaid, and contest the same, if they think proper. Given under my hand, at office, this 14th day of January 1902. R. J. Moody, Judge of Probate.

Page 5 -

SOCIAL AND PERSONAL

Lesley Petree has moved to Abilene, Texas, at which place he will engage in Business. The *Times* wishes him ever success in his new home.

HYMENEAL

Married, Jan., 15th, at the residence of the brides parents, in the western part of town, Miss Caddie I. Collins and Mr. D. N. King. The ceremony was performed by Rev. L. F. Whitten in the presence of a large number of friends. The bride and groom have the best wishes of *The Times*.

MARRIED

On Wednesday of last week, at the Baptist church in Russellville, Mr. Thos. Roberson and Mrs. Maggie Keelen were joined in the holy bonds of wedlock by Rev. A. W. Briscoe. Mr. Roberson is one of Russellville's young business men of sterling character and worth, while the bride is the beautiful daughter of our townsman Joe Walker. *The Times* extends heartiest congratulations, with the wish that their future may be of supreme happiness.

Page 8 -

COMMISSIONER'S SALE.

In pursuance and in accordance with the terms and directions of a commission issued and addressed to the undersigned by Hon. R. J. Moody, Judge of the Probate Court of Franklin County Alabama, bearing date January 7th 1902. I will proceed to sell to the highest bidder for cash at the Court House door at public outcry in the town of Russellville in said county on Monday the 3rd day of February 1902, between the legal hours of sale all that certain real property which is described as follows to-wit: N. 1-2 of Section 22, Township 8 range 15 in said

county and state which said land is to be sold under the decree of said Court for the purpose of division between and among the several owners thereof according to their several interests who are as follows to wit: R. S. Gray, Donna Hughs wife of Robert Hughs, children of Harvey Gray, deceased, to-wit: Reuben Gray, Oscar Gray, ----- Gray, whose given name is unknown, Elizabeth Wright wife of Alfred Wright and W. J. James. A. W. Smith, Commissioner.

NOTICE FOR PUBLICATION.

Department of the Interior. Land Office at Huntsville, Ala., January 4th 1902. Notice is hereby given that the named settlers have filed notice of their intention to make final proof in support of their claims and that following said proofs will be made before the Clerk of the Circuit Court at Russellville, Ala., on Feb. 22nd, 1902. viz: James E. West, H. E. No. 24259, for the NW 1-4 of Sect. 15 T 8 R 10 West. He names the following witnesses to prove his continuous residence upon and cultivation of said land viz: John W. Doss, William D. Creel, Nalder Posey, Andrew J. Harris, all of Igoburg, Ala.

Also John W. Doss, H. E. No. 24331, for the E 1-2 NE 1-4 Sect 9 T 8 R 10 West. He names the following witnesses to prove his continuous residence upon and cultivation of said land viz: William D. Creel, Nalder Posey, Andrew J. Harris, James E. West, all of Igoburg, Ala. JOHN A STEELE, Register.

January 24, 1902.

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NOTICE FOR PUBLICATION.

Department of the Interior. Land Office at Huntsville, Ala., January 16, 1902. Notice is hereby given that the named settler has filed notice of his intention to make final proof in support of their claims and that following said proofs will be made before the Clerk of the Circuit Court at Russellville, Ala., on March 1, 1902. viz: William P Burrow, H. E. No. 25,458, for the nw 1-4 se 1-4, se 1-4 sw 1-4 & n 1-2 sw 1-4 sec. 32 t 8 r 11 West. He names the following witnesses to prove his continuous residence upon and cultivation of said land viz: David J. Harris, Irvin E. Stancil and Charles Phillips, of Phil Campbell, Ala. and Louis B. Faulkner of Gunter Ala. John A. Steele, Register.

NOTICE FOR PUBLICATION.

Department of the Interior. Land Office at Huntsville, Ala., January 17, 1902. Notice is hereby given that the named settler has filed notice of his intention to make final proof in support of their claims and that following said proofs will be made before the Clerk of the Circuit Court at Russellville, Ala., on March 8, 1902. viz: John H. Baggett, H. E. No. 24,231, for the s 1-2 se 1-4 Sec 7 and n 1-2 ne 1-4 sec. 18 t 8 r 13 West. He names the following witnesses to prove his continuous residence upon and cultivation of said land viz: Lorenzo D. Overton, Oscar Overton, Hosea B. Scott and Riley P. Taylor all of Baggett, Ala. John A. Steele, Register.

COUNTY COURT.

County Court, Judge Moody presiding, was in session Monday when the following cases were disposed of: Jack Morgan, white, larceny (stealing a pistol at the mines) Guilty, \$50 fine. Bettie and Callie Harris, colored, assault with attempt to murder, Frances Price was the victim of assault by both mother and daughter, one of whom attacked her with a razor, the other with an ax) waived to Circuit Court. Amos Martin, white, resisting an officer, waived. Edgar Mullius, colored, trespass, not guilty. Rob't Mansell, assault with a knife, plea of guilty \$10. Charley Robbins, abusive language, continued with agreement to plead guilty next term of court.

• TO BE CONTINUED •

Jackson County

Jackson County Will Book L, 1865-1866

Pages 110 to 134

Abstracted by Lois Robertson

Editor's Note: This is the sixth installment in a series of articles abstracting this book. The first installment appeared in the December 1997 issue.

Abstractor's Note: The source material for this series, is housed in the Jackson County Heritage Center in Scottsboro. The original book is a very large, fragile, red, leather bound volume. It has been recently photocopied and reduced to a more manageable size. The copy is housed in the Probate Judge's Office in the County Courthouse in Scottsboro. Even though the volume is labeled a "Will Book," it is more correctly described as probate records.

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W. R. W. COBB Estate (Continued)

Notes on the following ranging from \$0.13 to \$150.00:

James Reed	Joseph Gibson	Ed Reeves	N. C. Worley
F. T. Judge	Miss M. Roddin	N. Finny	Albert Rudgers
Arch Blansett	Thos McIntire	Rebecca Mullican	James Jolly
John McClenden	James Inge	J. B. Wilson	M. M. Vaughn
James Finny	D. C. Sevire	Benjamin Snodgrass	Huggins Brewer
A. Cobb	B. Cobb	M. McGahea	

B. Cobb, Administrator of W. R. W. Cobb estate, gives oath that the foregoing inventory and appraisement is a complete inventory of the estate, sworn before L. C. Coulson, Judge of the Probate Court. 11 January 1866.

Pages 111-112

W. R. COX Estate

The appraisement of the property belonging to W. R. Cox, deceased, is presented in Probate Court by T. Boyd Foster, Elisha F. Redly and John Lowery, Appraisers and received by L. H. Brewer, Clerk, Circuit Court on 21 October 1865.

Notes on the following persons ranging from \$3.83 to \$60.00:

M. E. Massey	J. M. Cook	C. H. Brockent	I. J. Witherspoon
Baker & McMahan	Christian & McMayhan	Cluck & Cook	

\$740 in Confederate Money or Bonds, 1 Sorrel Mare, 1 pair work oxen, 1 heifer, 2 years old, 3 steers, 3 years old

160 Acres land, valued at \$1300.00, 60 acres mountain land (No description of the land is given here.)

R. H. Price and L. H. Brewer, Administrators of the estate declare that the above inventory is full and complete, before L. C. Coulson, Judge of the Probate Court.

On 18 Nov 1865, L. H. Brewer, one of the Administrators of the W. R. Cox estate came into Probate Court to say that on 21 Oct 1865, the personal property was sold to the following:

John Cawlfild, 2 steers, \$30.00
G. M. Starky, 1 steer, \$19.50

W. R. COX Estate (Continued)

Malvina Cox, 1 pair oxen, \$86.00
 J. G. Caperton, 1 sorrel mare, \$61.00
 H. E. Caperton, 1 heiffer, \$17.00
 Gid Starky, 1 rifle gun, \$5.00
 L. H. Brewer, 1 rifle gun, 50 cents

Pages 112-115**HIRAM GIBSON Estate**

The following inventory and appraisal of the Real and Personal property of Hiram Gibson is brought into Court by Benjamin Howard, William Reece and John Ellis, Appraisers on 15 Nov 1865: 350 Acres of Land [Not identified here, but see pages 80-85, where Rachel Gibson, widow, applies for dower.]

one voucher on the U. S. G[ov], \$187.50

Notes ranging from \$3.20 to \$250.00 on J. D. Cunningham and Gowan & Clancy Farm implements such as cross cut saw, hand saw & auger, irons, axes and plow one a/c on D. Gowan due 21st Jun 1866 for \$41.00

Total appraisal amount is \$4049.09 and was filed before W. H. Christian, Justice of the Peace.

John Sims, Administrator, declares the following inventory of the personal property is full and complete and was left with the widow for her use. The inventory includes bed steads, feather beds, pillows, bolsters, chest, trunk, tables chairs, dresser and other household items.

The sale of the property was held on Nov.11, 1865 and the buyers were:

L. H. Brewer	Gilbert Gibson	David Edwards	John Moore
John Ellis	John Sims	Alex Gibson	Wm. Reece
Barry Oneal	John Hulvey	William Moore	C. T. Gibson
George Robinson	W. H. Christian	James Gibson	John Hulsy

Rachel Gibson bought 3 small bells for 75 cents. The total sale brought \$83.56.

Pages 115-118**MARY A. KILPATRICK Estate**

A full and complete inventory of all the goods, chattles, moneys, rights and credits of the estate of Mary A. Kilpatrick, [also written Kirkpatrick] deceased, is presented by A. S. Frazier, Administrator, on 4 Nov 1865. Included is one set rock mason tools, blacksmith tools, grind stone, old wagon wheels, cupboard, kettle, dishes, pots, bureau, pitchers, chest, other furniture, oxen, cow and calf, corn, horse and 5 dogs. One note on L. H. Brewer, \$20.00, one note on A. W. Hadon & F. Rice, \$30.25 and one note on John McCarty, \$25.00. The inventory was filed on 8 January 1866.

The sale of the above items was held on 30 Dec 1865. Buyers included the following:

Green Cammeron	Grove Sammons	Jiles Lee	W. J. Spivey
John Kennemor	C. J. James	Sol Branham	J. M. Peevy
L. B. James	R. C. Campbell	A. McCamy	Martha Keel
John P. Smith	Mrs. Jim Hale	W. R. Hill	Peter Clay
Joshua Lee	Mrs. Sammons	W. T. Campbell	Annis Kennamore
S. E. Kennamore	John Estis	James D. Middleton	J. H. Click
L. B. Jones	A. S. Frazier	J. H. Atchly	A. McCammy
Sol Branham			

Land Rents on the same day from L. B. Jones, 40 acres more or less, \$101.00 and M. B. Keel, 15 acres more or less, \$10.00.

Pages 118-120**JESSE C. COX Estate**

L. H. Brewer and R. H. Price, administrators of the estate of Jesse C. Cox, deceased, bring into Court the following notes and evidences of debt due the decedent, totaling \$1912.01 and ranging in amounts from \$2.50 to \$432.13.

H. R. Beaver & Wm. Washington (2 notes) and (8 notes)

S. E. McMayhan	J. W. Smith	J. Metcalf	A. Daniel
Isaac Herrin	William & W. W. Smith		A. W. Christian
T. E. McMahan	Isaac N. Hill	William Harris	Wm. Goff
G. W. Brown	Rudder & Norwood	J. Cawlfeld	V. C. Harris
T. E. McMahan	E. A. Hill		

The appraisement of the property of Jesse C. Cox is presented by T. Boyd Foster, Elisha Ridly and John Lowery, appraisers on 30 Oct 1865:

600 acres of land [not described], \$5000.00

Other items were heifers, rifle, feather bed and bed clothing, trunk, table, andirons, other farm items and 1 pitcher, 3 plates, 5 knives & 3 forks. Total value, \$5223.75.

L. H. Brewer, administrator, makes oath that the above inventory is correct.

The sale of the property occurred on the 20 October 1865. Buyers included:

A. A. Grider	R. H. Price	W. D. Warrenton	T. B. Foster
John Cawlfeld	E. Ridley	L. H. Brewer	Eli Troxel
H. E. Caperton	J. M. Cook	Dudley Jones	J. C. Walker

The list was filed before Judge Coulson on 18 November 1865.

Pages 121-122**JOHN O. GODFREY Estate**

William H. Norwood and William J. Carter come before Judge Coulson to apply for letters of Administration for John O. Godfrey, deceased. Dated October 30, 1865. John O. Godfrey has died intestate more than forty days since, leaving an estate in Jackson County consisting of personal property (how much they do not yet know), moneys, accounts against the U. S. Government and some Rail Road implements, etc. He was also indebted to other citizens of the County, all of whom have failed to apply to administer the estate. He left no wife or children, brothers or sisters or any next of kin known to Norwood and Carter. And, they do not know who, if any, are entitled to distribution in said estate. Norwood and Carter are prepared to execute a suitable bond if the Judge will make the order appointing them to administer the estate.

Judge Coulson proceeds to appoint William H. Norwood and William J. Carter as Administrators of the estate of John O. Godfrey and Norwood and Carter sign a bond of \$1200.00 with R. C. T. Gill and W. H. Robinson as sureties.

Pages 122-125**ANDREW KEITH Estate**

The inventory and appraisement of the Real and personal property of Andrew Keith, deceased, is filed on 13 Nov 1865:

130 acres of land [not described], \$1200.00

Farm animals, cows and calves, hogs, sole leather, feather beds & clothing, other furniture, saws, planes, plow, spades, axes and \$50.00 payable on Banks of the Southern States. The appraisement is signed by Levi Cash and A. Gordon.

L. H. Brewer, Administrator of the estate, declares that on 15 Nov 1865 he sold the personal property of Andrew Keith, deceased. The buyers included the following:

ANDREW KEITH Estate (continued)

A. J. Keith	Nancy Keith	Amy Weston	John McKisick
Larassta? Wallace	William Blancitt	R. H. Price	Levi Cash
A. A. Gordon	Kinby Nunley	Jas. G. Caperton	John Lowry
A. J. Hogue	John Bullard	Arch Black	L. H. Brewer

Total sales, \$206.75.

Pages 125-126**ELMER YOUNG Estate**

An appraisal of the property belonging to the estate of Elmer Young, deceased, is presented in Court by H. H. Coulson, J. K. Childers and George Morris and included 1 cow, 3 yearlings, scythe and cradle, plows, andirons, reamer, side saddle, poplar table and 1 grindstone. Total value \$55.50. Dated 3 Jan 1866.

W. P. Young, Administrator, sold the items on 3 February 1866 to the following:

G. W. Morris	Rufus Green	John Bynum	G. W. Morris
Nancy E. Young	F. A. Young		Total sales \$40.80.

Pages 126-129**THOMAS V. PROVINCE Estate**

The following is a list of the notes belonging to the Estate of Thomas V. Province presented in Court:

W. B. Chandler, \$54.74	M. D. Tipton, \$20.00	Joseph Pickens, \$120.75
James H. Grasly, \$349.58	G. H. Scruggs, \$187.96	James M. Gullatt, \$32.72
J. P. Russell, \$225.00	Wm. Tice, \$6.25	W. O. Haynes, \$?.74
Wm. Armstrong, \$36.65	Caleb Dixon & C. B. St. Clair, \$20.50 in gold	
Joseph Pickens, \$82.00	John & Elijah Tinny, \$40.00	Lorenzo? Russell, \$700.00
Isaiah Dill, \$205.60	Walker, Brickle, Cabiness on A. A. Rutherford, \$150.00	
Grisly & Saxon, \$2.00	Jefferson [G]Jentle, \$8.25	A. Minor, \$50.00
Sarah Province, \$62.00	Albert Province, \$33.00	James Beason, \$30.00
T. B. Province, \$70.00		

Sale list of the personal property sold October 12, 1865. List of buyers:

Widow	Albert Province	James Beason	Andrew Moore
James Word	Jefferson Gentle	T. B. Province	D. K. Helms

The appraisal of property belonging to the estate was made by Thomas Snodgrass and included a mule, a bay horse, a mule colt, 2 cows, a wagon, blacksmith tools, and a corn shell and other farm equipment, total value, \$356.00. 18 December 1855.

Pages 129-131**J. C. SELBY Estate**

An inventory of the property of J. C. Shelby, deceased, is submitted by J. O. Selby, Administrator on Feb 21, 1866.

"A list of notes and all so the amounts been paid in Confederate money."

I. B. & J. H. Keith paid May 1862, \$16.40
 A. W. Shelton & P. Brown, paid Nov 1862, \$17.60
 J. H. & D. Keith, paid Nov 1862, \$21.00
 G. C. Smith, paid Sept 1862, \$19.80

"The above named amounts was paid in Confederate money."

Notes not paid:

J. P. Dodson, \$43.00	J. Sullivan & Co., \$35.00	G. W. R. Larkin, \$110.00
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J. C. SELBY Estate (Continued)

L. E. Lindsey, \$50.00 John O. Selby, \$13.20
 John Sisk, note and interest paid Aug 1865, \$5.00

Sale of property was held Feb 10, 1866. Buyers included:

William Selby	G. W. R. Larkin	R. F. Selby	John Kennedy
Samuel Selby	James O. Selby	Elizabeth Harper	Robert Frazier
Oscar Grubbs	John Compton	Thomas Hodge	Robert Selby
Jefferson Gentle	Nancy Shelton		T. J. Shelby

Sworn to by J. O. Selby, Administrator, 21 Feb 1866.

Pages 131-132**JOEL HARRISON Estate**

A list of notes given to J. M. Harrison & J. T. Kirby for \$146.50 [underlined words have been marked through]

A/c's belonging to the Estate of Joel Harrison:

D. D. Langston, \$100.00 W. D. Word, \$50.00 John Keglo?, \$35.00 William S. Sublett, \$30.00
 J. J. Sublett, \$35.00 A. J. Greer, \$652.50 W. R. Larkin, \$170.00

One on W. D. Word for rent of land, amount not settled on

Francis M. Skelton Reddon? Clinnbell? and Alexander Weaver, \$75.00

A. W. Floyd and J. M. Floyd, \$22.00

James J. Sublett and W. S. Wilburn, \$60.00

Charles & Alfred Vaughn, \$11.94

An obligation for horse for work valued at \$75.00 to work at \$10.00 a month on Daniel R. Durham from Jan 13, 1855, doubtful debt, \$75.00

One note due 14 May 1859 given by Charles & Alfred Vaughn, \$39.25, doubtful due bill for 39 barrels of corn

One note given to Jeff Johnson by Jessie H. Loyd, Dec 22, 1855, \$5.00

One affidavit in place of note for rent of Land against Charles Vaughn and A. C. Vaughn given sometime in March 1860 and due in full same year, \$50.00

A. G. Harrison, one of the Administrators, swears that the above inventory is complete, 20 Dec 1865.

The appraisal of the property belonging to the estate of Joel Harrison is presented by D. D. Langston, Isaac Vaughn and W. A. B. Carter and consists of one brown mare and one ass, \$40.00 each.

Pages 132-134**SARAH JONES Estate**

Charles J. Jones, Administrator, estate comes before Justice of the Peace John H. Evans to submit a complete inventory of the estate on 5 December 1865.

The following notes:

E. O. D. Prewett, \$116.50	S. E. Kenemore, \$90.85	L. B. Jones, \$78.25
J. M. Peevy, \$54.45	M. B. Keel, \$6.00	W. S. Stephens, \$23.95
C. J. Jones, \$90.00		
40 Acres of land, \$550.00 [no description]		

S. E. Kennamore, L. B. Jones and Robt. Price, were the appraisers of the personal and real estate of Sarah Jones on 12 Dec 1865.

• TO BE CONTINUED •

Lawrence County

Lawrence County Orphans Court Minutes, 1825 - 1830

Transcribed by Judith Morgan Hetchler

Editor's Note: This is the continuation of the series from Valley Leaves, Volume 32, Number 3; March 1998 issue.

The bold page numbers are added for clarity purposes only. This clerk had a distinctive writing style, he did not put periods after middle initials. When a sentence began with the word "and," he did not capitalize the "a," and he abbreviated 22nd as 22d and 23rd as 23d. He habitually misspelled chattels as "chattle" and balance as "Ballance." He also used the spelling "publick" for public and "shew" for show.

Page 444 [Continuation of the Estate of Richard Poindexter]

[Executor has collected the following:]

Bonds all of which are due 25th Dec 1827

" One on Gedion G Williams	\$305.00
Ditto on Ishmael Dunn	47.81
Ditto " Boling C Burnett	20.12
Ditto " Tandy R Freeman	13.50
Ditto Freeman Fitzgerald	85.70
Interest on these notes to this date	65.97
Cash in hand recd 21st Novr 1827	46.38
Interest to this date	6.74
Amount of Sale of Property Due 25 Decr 1828	376.90
Interest to this date	22.60

This amount includes the crop of 1827

The Net proceeds of the crop of 1828 made by eight of the hands of Exer which he considers equal to seven average hands and three hands of the estate. As by account of sales dated 12th June 1829.

Ballance of 805 lbs detained by Burriss and 275 lbs no return from at 7 1/8	77.95	
Allowance for carriage & horses	\$9.00	68.94
To rent of 10 acres Land for 1827 at 1.75		17.50
Interest from 1s January 1828		2.45
To corn sold to Z Trueman 25th Decr 1828		6.00
Interest to this date		.25
Rent of land & interest from Febry 1st 1829		21.00
Interest on the above crop of 1828 from 9 July 1829		12.50

There is a crop now growing made by the hands of this Exr and the Estate to a proportion of which it will be entitled when gathered after all expenses are paid

\$1801.16

The said Executor has made the following payments to wit

1827. Janry 1st For 600 lbs pork at \$3 per Hd	18.00
Interest from this date	3.96

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Jary 12t	paid Negro [illegible] of Estate	1.00
March 3d	one tray Bot	.50
" "	Bottoming 2 chairs	.62 1/2

These articles bought before Mrs Poindexters death

21 Novr	Costs of Administration	8.50
" "	Expenses of two Witnesses & self to prove Will	1.50
	Interest on the above	<u>1.50</u>
		\$35.58 1/4

28 Novr "	3 pr coarse shoes for Negroes	4.50
" "	1 Ditto for John Poindexter	2.00
" "	4 lbs Wool for clothing 50cts	2.00
	Overseeing hands of Estate for year 1827	50.00
No. 2.	Blacksmiths act of 1827	6.37 1/2
	Interest on the above to this day	8.96

1828

Jary 1st	500 lbs Pork at \$3 per Hd	15.00
	Interest to this date	2.10
" "	Whiskey for sale	2.00
14 Mar	1 Barrel salt	5.00
	Interest on these two items	.81
15 Septr.	3 lbs Wool for clothes	1.50
" "	3 pr shoes for Negroes	4.50
" "	2 Ditto John Poindexter	3.00
" "	1 Ditto for Sarah "	1.00
" "	1 Ditto " James "	.75
	Interest on these sums	.81
25 Decr	400 lbs pork at \$3	12.00
	Interest on the same to this date	.72

1829

Febry 26	One fur hat for John	3.00
" "	5 yds Domestic	.90
" "	4 " Ditto	.72
	To Henry Barlow overseers Wages for 1828 12th part of the crop 63.50 and Board \$60.	123.25
	Interest on this to this date	7.15
	By the share of crop of 1828 drawn by Exr.	<u>447.11</u>
		\$705.15

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No. 3.	1829 July 16 To J & J Swoope their account	10.68
4.	1828 Jary 1st " William Banks Ditto	81.24
	Interest to this date	11.64
5.	1827 Jary 1, " Doct William Booth Ditto	27.50
	Interest to this date	3.50

6.	1828 March 21st Sarah Lynthicum Bond	41.25
	Interest to this date	4.92
7.	1827 Jary 1, Henry F Flowers his Bond	30.00
	Interest to this date	6.50
	Total	<u>\$957.96</u> 217.23
8.	1826 Nov 1. John Kimbrough his Bond	27.62
	Interest to this date	6.26
9.	1829 Sepr 5, " Burns & Anderson 2 Executors	47.69
10.	1827 Jany 1, " Doct G G Williams M. Bill	81.00
	Interest to this date	17.69
11.	1829 July 16, J & J Swoope act of 1827 & 8	20.94
12.	1828 Jany 1 to Ditto act of 1826	403.06
	Interest	55.74
13	1828 April 5, to William Banks in part of his note of \$574.	244.80
	Interest to this date	28.44
	1829 Sepr 5 To the same on the same	14.96
14	1826 Decr 25 " William Butler for hire	36.94
	Interest to this date	8.10
15	1828 Apl 25 " Dudly Dunn Medical Bill	57.00
	Interest to this date	6.46
16	1827 Jany 1 " W W Harper & Co leather	15.34
	Interest to this date	2.05
17	" " William M Gregror	1.00
18	" " Martin W Richardson	2.37
	Interest to this date	.30
19	" " William Harper & Co	3.05
20	" " Tax of 1827	4.64
	Interest	<u>.64</u>
		1086.09

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21	Tax of 1828	6.06
	Interest one year	.50
	To Wilkins Harper Estate	2.00
22	Estate Bagging & Rope 1828	15.10
23	" proportion of Blacksmiths a/c 1828	15.00
	Allowance to Exr for his services	<u>100.00</u>
		138.66
	Amount Brot over	<u>2044.05</u>
	Cost of Administration to Estate	\$4.
	" " Clerk	3.
	" " Judge C C	<u>5.</u> 10.00
	Total Amount of Executors credits	\$2192.61
	" " against said Executor	<u>1801.16</u>
	Three hundred and Ninetyone & forty five cts	\$391.45

By Which it appears that the said estate is in debbit to said executor in the said sum of \$391.45 Which said statement is ordered to be received and admitted to record as a final settlement of his said executorship and the vouchers as numbered from 1 to 23 are ordered to be put on file in this office.

Amos Jarman and Cordeal Faircloth Commissioners of the 16th Section in Township 3 and Range 9 west having reported that [sic] have ascertained from the legal voters of said Township that it is their will that said section be sold under an act of the General Assembly of this State approved Jany. 15th 1828 entitled an act to authorise the sales of the 16th section and for other purposes. It is ordered that said report which is dated the 17th day of Sept 1829 be recorded and filed in the office of the Clerk of this court, and it appearing that more than twenty days have elapsed since the will of the voters of said Township has been ascertained

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and that the election has not been contested the said Commissioners are hereby ordered to sell the said section according to the provisions of the above recited act. and it is further ordered that before making said sale the said Commissioners shall enter into bond with aproved security as is provided in the 4th section of said said [sic] act, and that the sheriff of this County deliver to said Commissioners a copy of this order.

On the application of Boling C Burnett Administrator of all and Singular the goods &c which were of Richard Burnett late of said County deceased at the time of his death Ordered that he make a final Settlement of his said Administration at the Court House in the Town of Moulton on the first Wednesday after the third Monday in November next, and that forty days notice hereof be given by three insertions of a copy of this Order in the *Courtland Herald* or some other paper published in the northern part of this State, and that the Clerk send a copy of this Order to the Editor.

An instrument of writing dated in 1827 purporting to be the last will and Testament of Thomas Dillahunty late of said County deceased, and the codicil thereto dated 1st august 1828 was further proven by Gideon G. Williams one of the Subscribing witnesses thereto, who deposed that he subscribed his name as a witness to the said Will & Codicil in the presence of said deceased and at his request, and further that the said deceased was at the time 1st of August 1828 being the date of sd Codicil of sound mind & desposing memory, whereupon the said instrument of writing ~~is considered~~ and

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Codicil thereto is considered to be fully proven, the Same having been previously proven by two other Subscribing witnesses to be the last will and Testament of said deceased and it is further ordered that the same be admitted to record.

Ordered that the report of Claims against the Estate of George Landers deceased, as audited by the Judge of this Court be received and admitted to record, and it is further ordered that the Administrator pay the said claims in proportion to their

several amounts first paying in full all preference debts

Ordered that Hugh M. Warren former sheriff of said County Administrator of George Kauk deceased pay to John Gregg Sheriff of said county, and as sheriff, administrator of said deceased, the money which he the said Warren has in his hands as former administrator of said deceased.

On the application of John Moore, ordered that he be appointed guardian of ~~Preston Moore~~ the person and property of Preston Moore of said County Natural son of the said John Moore he entering into bond in the sum of Two hundred dollars with John L. F. Walker and Isham E. Trotter his securities, and it is further ordered that letters of Guardianship issue to him accordingly.

Ordered that this court do now adjourn until the next regular term thereof Peter W Taylor

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State of Alabama) County Court in vacation return
Lawrence County) day October 22nd 1829 Present Peter W.
Taylor Esquire Judge of said court.

Notice having been given as required by a former Order of this Court and there being no cause shown why the Lands &c of James Webster late of said County Deceased Should not be sold to pay the debts of the deceased. And it appearing to the Court that the Deceased died seised and possessed of Twenty five acres of patent Land in said County. It is therefore hereby Ordered the Administrator of said Deceased sell said Land giving thirty days notice to the highest bidder at publick auction on a credit of Twelve months taking bond with approved security for the purchase money, and it is further Ordered that on payment of the purchase money said administrator convey by Deed to the purchaser or to his assignee all the right and title that the said deceased had to said Land at the time of his death, and it is further Ordered that said Administrator report to this Court his proceedings under this Order

The widow of James S. Richardson having here in court relinquished her right. It is ordered that John Gregg sheriff of said county be appointed administrator of all and singular the goods chattles and credits which were of the said James Richardson deceased at the time of his death, and it is further ordered that letters of [administration (be) issue(d) to him accordingly.]

End of Page

JAMES RICHARDSON Estate continues

• TO BE CONTINUED •

Madison County

Sheriff's Execution Docket [Book], 1811-1816

Abstracted by Dorothy Scott Johnson

This is the Fourth and last article in a series showing what court cases are recorded in the Docket Book. For reasons that are not clear, the dates for the cases are wildly out of sequence, so we have reported the cases according to their recorded numbers (there are some duplications of case numbers).

The reader is again cautioned to remember that the Docket book is not a record of the trials, only the fees and fines paid in the case are recorded. The statement "(not found)" means that the Sheriff could not find the party to serve papers, levy fines or collect expenses.

NOVEMBER TERM 1815

- | | |
|--|---|
| 730 The Territory vs John Guess (nothing found) | 743 Powell B. Kellogg vs James Ditto |
| 731 Isaac Stewart vs Allen Moore | 744 John Rhea vs George Worley & Thomas Brandon |
| 732 John Brahan vs John Campbell & Welcher G. P. Pool | 745 Alexander McKaney vs Jos. Acklin, James Ditto & Wm. Hunt |
| 733 Levi Comins [sic], assee of James Ford, vs James Ishams | 746 John Bunch vs Wm. Robinson & Mathias Click |
| 734 same | 747 Abner Tatum vs Joseph Acklin |
| 735 Thomas E. Jones, assee of A. Winston vs Gatewood Blevins (not found 13 Nov 1815) | 748 The Territory vs Isham Medford |
| 736 John Shelton vs Alexander Clifton | 749 Walter Keeble vs James A. Sturgus, William F. Sturgus & James B. Sturgus. |
| 737 John Wood vs Mduke Williams | 750 William Thacker, use of Jason Matlock vs William C. Franklin |
| 738 Jonathan B. Robinson for Reubin A. Higginbotham vs Mduke Williams | 751 Fleming Hodges vs Green Roper |
| 739 Shallier Hallier vs John W. Thompson | 752 John Renow & John True vs John Crawford |
| 740 John Stokes vs Monticue (?) Allen (not found 12 Nov 1815) | 753 John McQuer vs Caleb Fraley (nothing found 15 Nov 1815) |
| 741 Ephraim Anderson vs William Jeffries | 754 Territory vs John Weaver |
| 742 Alexander McKainy vs Jos. Acklin, James Ditto & William Hunt | 755 Jno. Burlison vs Peter Howson & Anthony Winston |
| | 756 Wm. Robinson vs Woody Lay |

- 757 Bird S. Hurt vs MDuke Williams William W. Thompson
- 758 John Vaught vs John J. Davidson 777 Samuel Patton vs James Gordon
- 759 Officers of Court vs Jesse French (not found) 778 William Robinson, use of William Blevins vs Caleb Fraley
- 760 Isaac Griffith vs Wm. W. Kavanaugh 779 Armstrong & Saunders vs John W. Thompson
- 761 The Territory vs Thomas McDaniel 780 Sherlock Parker, use Fred: St. George Broadman vs John T. Brown (not found).
- 762 Stephen Hurd vs Marmaduke Williams & George Sharp 781 Samuel F. Glass vs James Hall & Adam Hall
- 762 same 782 Henry Couch vs John Hix
- 763 Susannah Anderson vs Joseph Anderson 783 John Newman, use Danl. McBean, vs William Ingram
- 764 Alpha Kingsley vs William Adair, Daniel Rather & William Rather 784 Thomas Freeman vs John Williams
- MAY TERM 1816**
- 765 James Clemens & Co. vs Simeon Jennings 785 Whites & Gilbreath vs Mduke Williams
- 766 Jesse Wilson, assee vs Kinchen Massengale 786 John Bunch vs William Robinson & Mathias Click
- 767 Joseph Wyatt, use of Beaty, Ewing & Henderson vs Peter Howson 787 Littleberry Lesueur vs Isaac Stewart
- 768 Seth Fuqua vs Pines Ingram 788 David Maxwell vs George Tackett
- 769 John McCutchin vs Simon Turner & John Turner 789 John Erwin vs Nimrod Graham (Committed to jail 10 Feb 1816 & discharged as insolvent 11 Mar 1816).
- 770 John McCutchen vs James A. Wall 790 Thomas Gwinn vs Kinchen Massengale
- 771 John Bunch vs Wm. Robinson & Matthias Click 791 Joseph Wofford vs Caleb Fraley
- 772 Edward Smith vs John Harod 792 Isaac Jackson vs Joshua W. Prout
- 773 The Commissioners vs Jesse Wilson 793 Charles Williams vs Bazill Lee
- 774 Helms & Johnson vs Harrison & Eli A King. 794 John Lowry vs Win. Ingram
- 775 Jno. McWhorter & John Cunningham vs William Derick [sic] 795 Win. Roundtree vs Rob. & Win. Allen
- 776 David Maxwell vs John W. Thompson & 796 W. G. Ppool vs Barley Baily
- 797 James Burlison vs Josiah Ditto

- | | |
|--|--|
| 798 The Territory vs James Hodges | 822 The Territory vs Reubin Windham |
| 800 The Territory vs John Gandy | 823 The Territory vs Isaac Prewett |
| 801 Alpha Kingsley vs William Adair, David
Rather & William Rather | 824 The Territory vs John Gues |
| 802 John McGhee vs Caleb Fraley | 825 The Territory vs Jesse Jordan |
| 803 William Huston vs Caleb Fraley | 826 The Territory vs William Winston |
| 804 David Lindsay vs Wm- M. Christian | 827 Stephen Hurd vs Marmaduke Williams |
| 805 John Grayson vs John Gandy | 828 Stephen Hurd vs Mduke Williams |
| 806 Jonathan B. Robinson, atte. R. A.
Higginbotham, vs Mduke Williams | 829 Bird S. Hurt vs Mduke Williams |
| 807 Thomas Carroll vs Thomas Johnson | 830 John Wood vs Mduke Williams |
| 808 John Grayson vs John Gandy | 831 Sarah Howson vs Freeborn Luce |
| 809 Argile Taylor vs William Simpson | 832 James White vs John Lynch |
| 810 John McGhee vs George Worley | 833 John Stokes vs Monticue Allen |
| 811 Anthony Winston, use of B. L. Saunders
vs Jonathan B. Robinson | 834 Isaac Griffeth vs William Kavanaugh |
| 812 William Jones, assee., vs Jonathan B.
Robinson | 835 Stephen Pond, use of Richard B. Purdom
vs James O. Crump & William C.
Franklin |
| 813 R. A. Higginbotham vs Jonathan B.
Robinson | 836 John Carter vs Barley [Bosley?] Collins |
| 814 John McCutchen vs James A. Wall | 837 Michael Harrison vs John McCallister |
| 815 Freeborn Luce vs Peter Howson | 838 Michael Harrison vs Richard Orton |
| 816 Win. G. Corlew & James Lowe vs
Simeon Jennings | 839 Michael Harrison vs Samuel Garland
(Not found) |
| 817 Stephen Debow vs Robert Walton, Exer.
& Mary Walters | 840 Joseph Acklin vs John B. Haynes |
| 818 Territory vs Reuben Brock | 841 Saml. Donohoo & William Wilborn vs
Hillary Halley |
| 819 The Territory vs William Gun | 842 Ephraim Anderson vs William Jeffries |
| 820 The Territory vs John Casey | 843 James Allen vs James A. Sturgus &
William F. Sturgus |
| 821 The Territory vs William Adair | 844 Garland B. Miller vs Bartley Marshall |
| | 845 John McCutchen vs James A. Wall & |

- Simon Turner
- 846 John C. Hamilton vs John B. Haynes
- 847 Win. Howson vs Robert Stinson
- 848 Archibald D. Murphy vs Joshua W. Prout
- 849 Charles Plant vs James Rodgers
- 850 Calvin & Gideon Morgan, assee of John B. Haynes vs Joseph Wofford, Benjn Wofford Jr. & Benjn Wofford Sr.
- 851 John Serratt vs Joseph Wofford, Benjn. Wofford Jr. & Benjn. Wofford Sr.
- 852 Powell & Love vs Joseph Wofford, Benjn. Wofford Jr. & Benjn. Wofford Sr.
- 853 Joseph Powell & Samuel Love vs Benjn. Wofford Jr., Joseph Wofford, Benjn. Wofford Sen., Jer. H. Cloud
- 854 Whites & Gilbreath vs same
- 855 same
- 856 Alexander Gilbreath vs same
- 857 Whites & Gilbreath vs same
- 858 John Boring vs George Sharp & Henry Cox
- 859 Henry Saunders vs George Sharp & Henry Cox
- 860 William Campbell vs George Sharp & Henry Cox
- 861 Isaac Brock vs George Sharp & Henry Cox
- 862 Edward Busy [Busby?], Levi Crow & Win. Edwards vs George Sharp & Henry Cox.
- 863 Fleming Hodges vs John B. Haynes, Samuel Donahoo & Henry Donahoo
- 864 same
- 865 Wm. Howson vs Joseph Acklin, Samuel Acklin & Littlepage Lines[?]
- 866 Henry Harless vs Jesse Wilson & Benjn. Wilson
- 867 Andrew Cowan vs Wm. Robinson & Wm. Simpson.
- 868 Win. Wilkerson vs Win. Campbell & Wm. H. Winston
- 869 same
- 870 same
- 871 Philips & Hunt vs Wm. Robinson, Wm. Campbell & Wm. Simpson
- 872 Smith, Triger [?] & King vs Joseph Acklin, Samuel Acklin & Samuel Donahoo
- 873 Whites & Gilbreath vs George W. Hunt, Joseph Acklin & William Campbell
- 874 Samuel Wilson & Ester Moon, Admrs. vs Jesse Wilson, Joel Hancock & John King
- 875 Peyton Cox & Jno. J. Winston, Admr. of David Paxton & Walker Allen
- 876 Moses Whites, assee., vs Wm. Adair, Daniel Rather & Mduke Williams
- 877 Joseph Johnson vs Jeremiah Taylor, James Hall & George Worley
- 878 Whites & Gilbreath vs Benjn. Russell & Andrew Sivley
- 879 Hickman & Searcy vs Wm. Robinson, Wm. Campbell & Wm. Simpson
- 880 Whites & Gilbreath vs John Williams, Wm. H. Winston & Elias Bayless
- 881 William Jones vs Daniel Job & George Sharp
- 882 same
- 883 Whites & Gilbreath vs Wm. Robinson,

- Wm. Simpson & Wm. Campbell
- 884 Thomas N. Clark vs. same
- 885 Jno. C. Hamilton vs. Wm. Campbell,
Wm. Robinson & Wm. Adair.
- 886 William Tatum vs Samuel Williams
- 887 William Tatum vs Samuel Williams
- 888 Leroy Pope vs Samuel Acklin
- 889 Charles Carroll Sr. & Charles Carroll Jr.
vs Nicholas Spring
- 890 William Adair vs George Sharp & James
Hodges
- 891 Levi Cummins, assee, vs James Ishams
- 892 Levi Cummins vs James Ishams
- 893 Officers of Court vs Levi Cummins
- 894 Officers of Court vs Levi Cummins
- 895 Wm. Simpson vs Wm. Nesmith
- 896 Jno. C. Hamilton, use of Danl. A.
Denham vs Win. Robinson
- 897 Caleb Fraley, use of Danl. A. Denham
- 898 Jonathan B. Robinson vs William Jones
- 899 Wm. Lesslie vs Nancy Rogers
- 900 Richd. S. Gunn vs Jno. H. Davidson
- 901 same
- 902 The Territory vs Thomas McDaniel
(Nothing found)
- 903 Robert Beaty vs George Sharp & Henry
Cox
- 904 David Monroe vs Joseph Wofford
- 905 Jonathan B. Robinson vs R. A.
Higginbotham
- 906 Isaac Stewart vs Allen Moore
- 907 Susannah Anderson vs Joseph Anderson
- 908 Helms & Johnson vs Harm [Harmon?] &
Elijah King
- 908 Wm. Aldridge vs Jonathan Shields (not
found)
- 909 The Territory vs William Gibson
- 910 Whites & Gilbreath vs Wm. R. Hunt
- NOVEMBER TERM 1816**
- 908 [sic] Purdom & McAllister vs James O.
Crump
- 909 [sic] Henry Massengale vs Ephram
Anderson
- 910 [sic] Lewellen Jones vs Egbert Harris &
James O. Crump
- 911 same
- 912 Samuel McKinney vs John Gilbreath &
Robert Gilbreath
- 913 William Haughton vs Benjn. Hinds
- 914 Stephen Hind, assee, Marmaduke
Williams & George Sharp
- 915 Stephen Hurd, asse, vs Marmaduke
Williams & George Sharp
- 916 Francis E. Williams, use of Jno. Turner,
vs Samuel Clark
- 917 John Brahan vs George C. Boggs
- 918 John Brahan vs John C. Watkins.
- 919 Joshua Prowt vs Joseph Acklin
- 920 William Lownsene vs Wm. G. Cenev [?]
- 921 Curtis Hooks vs Samuel Goode
- 922 Jonathan Bird vs Patrick Park
- 923 Jacob Gardenham [?] vs John Echols

- | | | | |
|------|--|-----|---|
| 924 | Elijah Bayley vs John J. Davidson & William Wainwright | 948 | William Morrison vs John Roach |
| 925 | William Wright vs Mduke Williams | 949 | William Morrison vs John Roach |
| 926 | William Wright vs Mduke Williams | 950 | Seth Fuqua vs Pines Ingram |
| 927 | William Blevins vs Marmaduke Williams | 951 | Charles Carroll Sen & Charles Carroll Jun. vs Nicholas Spring (not put into Shff hands, & settled by parties) |
| 928 | George Hancock vs Ephraim Anderson | 952 | Edward Martin vs Henry Donahoo & Samuel Donahoo |
| 929 | William Locke, assee, vs Marmaduke Williams | 953 | Hugh Kelsoe vs John Gray |
| 930 | Paul Shirley & Co. vs John Brown | 954 | The Territory vs James Lowe |
| 931 | Osborne Locklayer vs Henry Leeman | 955 | Samuel Waddy, asse of Wm. Blevins vs Edmund Clemens |
| 932 | Francis Worley vs Wm. Baker | 956 | James Coody vs Robert Nelson (marked out) |
| 933 | Joseph Watkins vs William Watkins | 957 | Robert Nelson vs James Coody (marked out) |
| 934 | Armstrong & Saunders vs John Kimble | 958 | Cash & McAllister vs R. A. Higginbothan |
| 93 5 | Argile Taylor vs Wm. Simpson | 959 | John Stone vs Win. Leadman |
| 936 | House, Jacob vs Elijah Murphy | 960 | James Cotton, use of Win. Newton vs John Echols |
| 937 | Jesse Jordan vs Elijah Murphy | 961 | Daniel Willis & Rachel Willis vs John Erwin |
| 938 | Lewis Ashburne vs Simeon Jennings | 962 | Simon Jennings vs James Harrison |
| 93 9 | Thos. Childress vs Jno. M. Armstrong | 963 | Marmaduke Williams vs Wm. Fields |
| 940 | John S. Dox vs Michael Byrd | 964 | Sampson Parker vs Abel Pennington |
| 941 | Charles Williams vs Wm. Mitchell | 965 | Joshua Winfred vs Win. McElvany |
| 942 | Jonathan B. Robinson vs Fleming Hodges | 966 | Joseph Hughes vs David Cromer |
| 943 | William Blevins vs Jno. M. Armstrong | 967 | Robert Gillaspy vs James Franklin |
| 944 | Thomas Mullins & William Mullins vs Jacks Davenport (nothing found) | 968 | The Territory vs William Gibson |
| 945 | Littleberry Adams vs Benj. Murrell | 969 | The territory vs Philip Fields |
| 946 | John Gray vs Thomas Mullins | | |
| 947 | Jonathan Eppler, asse of Claiborne W. Saunders vs Littleberry Cheatham | | |

- 970 James Coody vs Robert Nelson
- 971 Robert Nelson vs James Coody
- 972 John McQuen vs Caleb Fraley
- 973 Elijah King, assee, vs James A. Sturgus
- 974 Thomas Buskirk vs James A. Sturgus
(nothing found)
- 975 Bryant Leon vs James A. Sturgus
(nothing found)
- 976 Willis Pope & Co. vs Lewis Neal
- 977 John Campbell vs Daniel Rather
- 978 Samuel Smith vs Isaac Brownlow
- 979 David G. Vance vs Isaac Brownlow
- 980 John McAllister vs Isaac Brownlow
- 981 William Roundtree vs Robt. Allen &
William Allen
- 982 Hugh McVay vs Gabriel Moore
- 983 Armstrong & Saunders vs Gabriel Moore
- 984 Henry Cox vs Charles Williams
- 985 Seth Fuqua vs Pines Ingram
- 986 Armstrong & Saunders vs Reuben A.
Higginbotham
- 987 John Stone vs William Stedman &
James Hodges
- 988 Allen Moore vs Isaac Stewart
- 989 George Sharp vs William Adair
- 990 William Jones vs Jonathan B. Robinson
- 991 John B. Haynes vs Joseph Acklin
- 992 John Waugh vs John J. Davidson
- 993 Nimrod Graham vs John Erwin
- 994 Ephraim Anderson vs William Jeffres
- 995 Win. McBroom vs John M. Armstrong
- 996 Charles Hooks vs Jeremiah Taylor
- 957 blank
- 958 Alsendan [?] Thompson & Jane[?]
Thompson vs John Jones
- 999 David Lindsay vs John Connerly
- 1000 Nicholas Perkins vs Silas Fuqua
- 1001 Claiborne W. Saunders vs Silas Fuqua
- 1002 Alex. Moss, use of B. E [?] & Henderson
vs Wm. Watkins

• END •

\$50 Reward.

STOLEN from the subscriber, living on the Brier Fork of Flint River, on the night of the 16th instant, a likely grey GELDING, between six and seven years old, about fifteen and a half hands high, trots and racks well had a long mane and switch tail; and is a fine spirited horse. He was taken out of the subscriber's stable some time in the night by a person who is supposed to have rode another horse to the place, as the tracks of another horse were seen accompanying his for some distance from the plantation. The above reward will be given for the apprehension of the Thief and Horse, or 25 dollars for the horse alone.

JOHN MILAM.

Feb. 17 1820

From Alabama Republican
Huntsville AL 20 Feb 1820

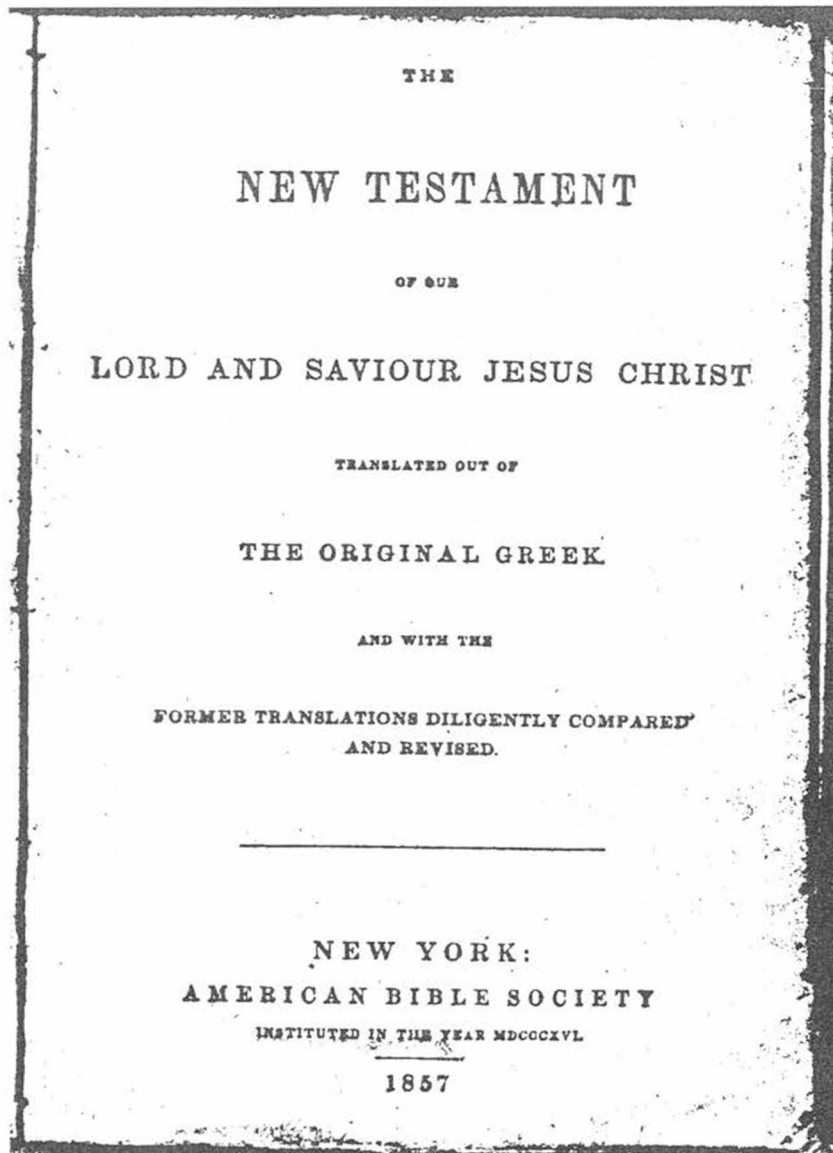
Stolen from the subscriber, living on the Brier Fork of Flint River, on the night of the 16th instant, a likely grey GELDING, between six and seven years old, about fifteen and a half hands high, trots and racks well had a long mane and switch tail; and is a fine spirited horse. He was taken out of the subscriber's stable some time in the night by a person who is supposed to have rode another horse to the place, as the tracks of another horse were seen accompanying his for some distance from the plantation. The above reward will be given for the apprehension of the Thief and and Horse, or 25 dollars for the horse alone. JOHN MILAM

Hall Family Bible

*Submitted by Roy Maynard
316 Meridianville Road; Meridianville Alabama 35759*

Owner's Note: This Bible belonged to Francis Fife Hall of Madison County AL. Mrs. Roy (Kathryn Moore) Maynard was the granddaughter of Eligh [sic] Hall.

Editor's Note: parts of pages computer enhanced by the removal of age marks, water marks and ink bleed through. No letters, pixtels, lines or dots were added.



francesc e fife
 was bornd may
 the 6 18 47
 g e o r g e w h a l l
 was bornd may
 the 30 18 48
 g e o r g e w h a l l a n d
 f e f i f e w a s
 married march
 the 22 18 71
 j a m e s a t h a l l w a s
 bornd december
 the 8 18 79

This Page Transcribed

Francis E. Fife was bornd
 May the 6, 1847

George W. Hall was bornd
 May the 30 1848

G. W. Hall and F. E. Fife was
 married March the 22 1871

James A. Hall was bornd
 December the 8 1872

Transcribed Page not Shown

Eligh E. Hall was bornd
 November the 21 1874

George W. Hall was bornd
 September the 9 1878

James A. Hall died
 September the 13 1873

G. W. Hall died
 August the 25 1878

George W. Hall died
 September the 10 1882

Frances C. Hall died
 August 11, 1910

Jasper W. Fife was born
 January 10 1882

Lillian Hall was baptised
 September 9, 1917

Charly Green
was born
November
The 20 18 73
James A Green
was born
April the 10
18 76

This Page Transcribed

Charly Green was born
November the 20 1873

James A. Green was born
April 10 1876

Marshall County

Indigent Fund Record Book, 1863 - 1864

Transcribed by Gay Cushing Campbell

Editor's Note: This is the twelfth installment of the transcription of this book. The first installment appeared in Volume 30, Number 4 (June 1996).

Researcher's Note: The first part of this book was used as a pre-Civil War Circuit Court Docket Book. The remainder was used for indigent records. It is an accounting book to record people paying their way out of debt through their labors, their children's labors, or with money or salt payments made by friends or family members. This book was restored by C. C. Porch, Probate Judge in 1966. The book's page numbers are made bold for clarity. There is a section missing from the book, pages 64 through 69. This section completes Precinct #12, Oleander.

Page 93 (continued)

		Precinct No 12 Oleander		
	A. Brooks (Yanks) X	(5	Cr	L
	7 1/2 salt 4' Installment	25.00		
	Paid Putman	25.00		
1863	Mrs Cotton	(1	Cr	L
	3 @ salt 15 ^{cts.} 4' Installment	5.00		
	Paid Putman	5.00		
Nov 12	Rec'd five dollars Sarah X Irvin her mark			
1863	Franklin Cagle	(5	Cr	L
	5 @ salt 25 ^{cts.} 4' Installment	20.00		
	Paid Putman			
1863	Samuel Doggett	(2	Cr	L
1863	Robert Dunn	(1	Cr	L
	4' Installment	5.00		
	Paid Putman	5.00		

Page 94

		Precinct No 12 Oleander		
1863	Daniel Dunn	(5	Cr	L
	14 1/2 salt 72 1/2 cts 4"Instal	25.00		
	Paid Putman	25.00		
1863	Edward Erwin	(2	Cr	L
	7 @ salt 35	4"Instal		10.00
	Paid Putman		10.00	

Nov 12 Re'd Ten dollars Sarah [X] Irwin
 1863 P.V. Erwin (6 Cr L
 # 1/3 C___ Candy \$9.00 24 @ salt \$1.20
 4" Installment 30.00
 Paid Putman 21.00

Nov 12 Re'd Thirty Dollars Sarah [X] Irwin
 Appoi___\$3.00
 1863 Levi Eudy (3 Cr L
 3 @ salt 15cts 4"Inst 15.00
 Paid Putman 15.00

1863 John Ellison (3 Cr L

Page 95

Precinct No 12 Oleander

1863 Thomas Gallaway (3 Cr L
 4" Instalment [sic] 15.00
 Paid Putman 15.00

1863 P.M.B. Garrett (2 Cr L
 4 @ salt 20cts 4" Instal 10.00
 Paid Putman 10.00

1863 James Henderson (1 Cr L
 3 @ salt 15cts 4"Instalm 5.00
 Paid Putman 5.00

1863 Oliver Haney (Yanks)X (3 Cr L
 5 1/2 @ salt 27 1/2 4" Instalm 15.00
 Paid Putman 15.00

1863 4 1/2 @ salt
 David Handy (1 Cr L
 Salt 5cts 4"Instalm 5.00
 Paid Putman 5.00

Page 96

Precinct No 12 Oleander

1863 W. J. Holly (4 Cr L
 6 @ salt 20cts 4"Instalm 20.00
 12 1/2 Cts Paid Putman 20.00

1863 Harvey Hensley (2 Cr L
 7 @ salt 10 cts

1863 John Hensley (2 Cr L
 1 @ salt 10cts

1863	William Holmes Salt 5cts Paid Putman	(1 Cr 4"Instalm 5.00	L 5.00
1863	John Hale 4"Instalment Paid Putman	(1 Cr 10.00 10.00	L

Page 97

Precinct No 12 Oleander

1863	John Julian 5 @salt 25cts	(5 Cr	L
1863	William King Jan 10/64 6 @ salt Paid Putman	(5 Cr 4"Instal 20.00	L 20.00
1863	To App_____ \$3.00 David Light 4" Instalment [sic] Paid Putman	(3 Cr 15.00 15.00	L
1863	Joseph Light	(4 Cr	L
1863	Cleave 9 @ Salt 45cts Paid Putman	(3 Cr 4" Instal 15.00	L 15.00

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Precinct No 12 Oleander

1863	William Merret 5 @ salt 25cts Paid Putman	(5 Cr 4"Instal 25.00	L 25.00
1863	Joseph Perkins 15 @ salt 73cts Paid Putman	(Yanks) 4" Instal 25.00	(5 Cr L 25.00
	5'Inst paid P.M. Ragsdale	25.00 25.00	
1863	Overton Rutledge 4' Instal Paid Putman	(4 Cr 20.00 20.00	L
1863	P.M. Reed 2 @ salt 10cts	(2 Cr 4'Instal	L
1863	D. M. Rivers (Morgan City) 3 @ salt 15cts Paid Putman	(2 Cr 4'Instal 10.00 10.00	L

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		Precinct No 12 Oleander		
1863	Russell Smallwood	(5	Cr	L
	15 @ salt 75cts	4'Instal	25.00	
	Paid Putman		25.00	
	To App_____		\$3.00	
1863	F.M. Smallwood	(5	Cr	L
	7 1/2 @salt 37 1/2 cts	7 1/2 @ 37 1/2		
	4'Instal		25.00	
	Paid Putman		25.00	
1863	Rice Simmons	(3	Cr	L
	4 @ salt 20cts	4'Instal	20.00	
	Paid Putman		20.00	
1863	John Skidmore	(1	Cr	L
1863	George Tatom	(3	Cr	L
	3 @ salt 15cts	4 1/2 @ salt per Billingsley		
	4' Instal		15.00	
	Paid Putman		15.00	

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		Precinct No 12 Oleander		
1863	Samuel Wilson	(3	Cr	L
	4 @ Salt 22 1/2	4 1/2 @ salt Pete Taylor for 22 1/2		
	4' Instal		15.00	
	Paid Putman		15.00	
1863	W. B. Wright	(2	Cr	L
	2 @ salt 10cts			
1863	Jesse Young	(1	Cr	L
	4' Instal		5.00	
	Paid Putman		5.00	
1863	Jacob Young	(5	Cr	L
	5 @ salt 25cts	4'Instal	25.00	
	Paid Putman		25.00	
1863	Riley Cagle	Jany 10/64 (6	Cr	L
	4'Instal			25.00
	Paid Putman		25.00	

Page 101

		Precinct No 12 Oleander		
1863	A.W. Culbreath	(3	Cr	L
	4' Instal		15.00	
	Paid Putman		15.00	

1863	Henry Cagle 4 @ salt 20cts Paid Putman	(4 Cr 4'Instal 20.00	L 20.00
1863	Wm G. Martin 3 @ salt 15cts Paid Putman	(3 Cr 4' Instal 15.00	L 15.00
1863	Robert Simmons 3 @ salt 15cts 4 1/2 @ salt Paid Putman	(3 Cr 4' Instal 15.00	L 15.00
1863	Dennis Roberts (Yanks) 17 @ salt 85 cts paid Putman	(6 Cr 4' Instal 30.00	L 30.00

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Precinct No 12 Oleander

1863	Wm A. Garrison 1 1/2 @ salt 7 1/2 4' Instal	(1 [Note: Cr. & L do not appear on the next few entries] 5.00	
1863	William Couch 4'Instalment paid Putman	(1 5.00	5.00
	Robert Simmons 3 @ salt Aug 27 4 1/2 @ salt	(3	
Aug 28/63	Rec'd of W. T May Seven hundred & Seventy Six dollars for Precinct No 12 Martin Putman [signature]		
	Martin Putman 10 1/2 @ salt		
	John Skidmore P. Putman	(1 5.00	
Nov 20/63	Rec'd of W. T. May Judge Six hundred & Ninety Two Dollars for Precinct No 12 for Martin Putman Geo. W. Hale [signature]		

End of Precinct

• TO BE CONTINUED •

Alabama State Convicts

Inmates sentenced from North Alabama Counties

Transcribed from the *The State Guard*, Page 1, 25 May 1847 issue.

Extracted by Richard A. Smallwood, CGRS

Transcriber's Notes: The State Guard was a weekly newspaper published in Wetumpka (Then Coosa County) AL. The 25 May 1847 issue carried a list of all convicts who were in the new State Prison in November 1846. This newspaper was found on Microfilm Z29; W5 in the university of Alabama Library; Tuscaloosa AL. As of this writing, this information was not available at the Alabama State Archives.

Convicts from North Alabama in the State Prison, as of November 1846:

Name	Sentence		Occupation	Birth Place	County Sentenced
	Yrs	Age			
Ady, John	2	30	Farmer	AL	Lawrence
Allison, James C.	5	24	tailor	VA	Lauderdale
Archer, James	3	24	blacksmith	CN	Lauderdale
Brumby, Augustus	7	36	Farmer	TN	Lauderdale
Burch, Wm. S.	2	35	Farmer	NC	Jackson
Calaway, James	2	21	unknown	VA	Marshall
Dixon, Joseph H.	3	26	Farmer	TN	Franklin
Farrar, Franklin	3	25	unknown	SC	Morgan
Flake, Jackson	3	21	Farmer	TN	Lauderdale
Grimes, James	3	33	Farmer	TN	Franklin
Hamblin, Wm. M.	10	19	unknown	AL	Madison
Hart, Joseph	10	33	blacksmith	TN	Morgan
Hart, Thomas	10	56	blacksmith	KY	Morgan
Johnson, Wm. L.	2	36	carpenter	VA	Madison
Key, James M.	3	26	mill wright	SC	Franklin
Lindsey, Elisha J.	5	25	Wagon maker	TN	Limestone
Love, Adam	20	29	Farmer	AL	Limestone
Morgan, Perry	10	40	blacksmith	SC	Morgan
Paite, David R.	5	34	Farmer	TN	Lawrence
Pearson, Henry	10	31	miner	MA	Morgan
Pollock, James W.	10	41	tinner	VA	Lauderdale
Seeglar, Wm.	10	19	Farmer	SC	Franklin
Stephens, Alexander	4	19	Farmer	NC	Marshall
Webb, John	19	55	Farmer	SC	Marshall

Book Reviews

The Arrol, Arroll and Arrell Families

Author: John Arrol

Edited by: Robert N. Arrol, MD.

Published by: the editor, 1994

Price: \$42.50 plus \$4.00 postage

Pages: 7" x 9", 800 pages (including a 4 page bibliography, 16 Appendixes and over 80 specialized indexes) plus 32 pages of photographs, hard bound.

May be ordered from:

Arrol House Publishers
2427 Alamo Glen Drive
Danville CA 94526
256-837-4984

This books makes a very good first impression. The cover is simulated leather, there are many examples of fine half-tone printing (such as the photographs) and there is a three color, lithographed, coat-of-arms hand attached to the second page of the book. The coat-of-arms is identified as being issued to Archibald Arrol. This coat-of arms also on the glossy clay paper order form. The book was printed in Hong Kong and fairly drips with quality of production.

By the way, the coat-of-arms, the method of awarding coat-of-arms, where the arms were found and who presently possesses them are detailed in the book. Further, the authors hold suspect some coats-of-arms listed in Burke's.

The authors approach to the book is different from any other I have seen. They not only attempted to get information on every family member that they could find, they would list that information in various classifications, such as occurs of a particular given names for females born in Scotland from 1560 to 1991, or persons who served in the military, or were in the arts.

The introduction pretty much sets the tone for the book; viz, "Throughout history approximately 2,000 individuals have borne the Arrol or Arroll name during their lifetime. A search of the records of the major countries of the world located approximately [sic] 1,536 recorded birth... There are approximately [sic] 883 marriages recorded, of which 491... were males." "In 1992 there were approximately [sic] 331 individuals living in the entire world with the surname of Arrol or Arroll." (Those numbers

seem awfully exact to be considered approximate.)

The family originated in Scotland and the authors detail their search for family information. They also describe, in detail, what was going on in the country during the time period under research.

The authors state that the book is the product of ten years of research and that appears to be the case, but it has two significant shortcomings in presentation.

The first is an unusual fault. The name indexes are arranged by topic and country, such as "Index of Arrol and Arroll Births in England and Wales, 1542-1992" and "Index of Arrol and Arroll Births in Scotland including Births Recorded in the Old Parish Registers, 1560-1854" and "Index of Arrell deaths - Northern Ireland (Part III), 1864-1990." There is no index which just lists a Robert Arrol regardless of time period or place. Depending on your luck, you would have to check 80 indexes, some only a few lines, others over 30 pages long.

The second shortcoming is more major. There are no footnotes or references to any statements made in the short biographical sketches in the family groups. When a person has been singled out for special treatment, references are given, but the majority don't have them.

For this reason, I can recommend the book for the care taken with its presentation, and as an example of how two qualified and educated people, devoting a great deal of time and care in research, and then missed the point of publishing a family history by not documenting.

Reviewed by Richard A. Smallwood, CGRS

The Starneses of the South/ Featuring/ John and Peter Starnes The Alabama Pioneers

Author: Jessie Ruth Starnes Russell

Published by: author, 1998

Price: \$55.00 plus \$5.00 shipping

Pages: 8 1/2" x 11", 642 pages plus 4 page

Bibliography and a 98 page full name index. Hard bound, acid-free paper.

May be ordered from:

Jessie Ruth Starnes Russell
5581 Forbes Avenue
San Diego CA 92120-1803

619-583-1506

According to a statement made, in the book, the author has spent 20 years researching this family, the book does appear to be well researched.

This book purports to trace the family of Stearns through the Carolinas into Marshall County Alabama, showing, along the way, the change of the surname from Stearns to Starnes.

The author follows the arrival of the Stearns to Massachusetts in 1630. She gives a very pro-Puritan history of England at that time period. She describes conditions in New England and shows by pedigree and family charts the successive generations as they leave New England.

There is some controversy, not originating from this book, as to whether persons with these names are in fact related and if they both had Mayflower Descendants ancestors in common in New England.

Regardless of whether a researcher is interested in the (possible) connection to New England, the author has done her homework in researching the family in North Carolina, South Carolina, and specifically, Marshall County AL. There is a reference for each family group and some have extensive documentation. There are many referenced first-hand accounts of family members which gives a human touch to the book.

The author uses both primary and secondary records and each is clearly referenced. Documents are, for the most part, clearly reproduced, while photographs vary widely in quality. The author devotes a whole chapter to addressing Southern "strays" (persons with the same surname who cannot be linked to the family).

The author has taken great pains with this book and it ranks as a good reference book. With only 100 copies printed, if you are related to this family, you might want to place an early order.

Reviewed by Richard A. Smallwood, CGRS

***The Cram Sourcebook
Volume 1 of 3 volumes***

Author: Michael A. Cram
Published by: Heritage Books, Inc., 1996
Price: \$35.50 plus \$5.00 shipping

Pages: 8 1/2" x 11", 202 pages, 13 page full-name index. Soft cover.

May be ordered from:

Heritage Books, Inc.
1540-E Pointer Ridge Place
Bowie MD 20716
800-398-7709

This series is the history of the von Cramm and Cram families in Germany, great Britain, Canada and the United States over eight centuries and 23 generations. More than 200,000 family members are included.

The author is a 10th generation member of the Cram family in America. He states that he has spent 25 years researching the family.

Volume One shows the origins of the family in 13th century Germany and develops both the English and German branches. Persons are referenced by a "Modified Henry System." Unfortunately, everything in this book is done without much documentation. As a matter of fact there are very few references anywhere in the book.

The author stated that he listed references at the end of each family section, but what few I saw left many questions unanswered. For this reason, I hesitate to recommend this book.

Reviewed by Richard A. Smallwood, CGRS

***Genealogy and Family
History of the
William Nelson West
(1775-1846) Family***

Author: Karen West Scott
Published by: Heritage Books, Inc., 1998
Price: \$44.50 plus \$5.00 shipping
Pages: 5 1/2" x 8", 341 pages, plus 45 page full-name index, 2 Appendixes, 18 page Bibliography. Soft cover.

May be ordered from:

Heritage Books, Inc.
1540-E Pointer Ridge Place
Bowie MD 20716
800-398-7709

This book covers 4 major generations with 4,000 family members included in Virginia, South Carolina, Mississippi, Louisiana, Arkansas, Texas and Oklahoma.

The author states that she has spent

30 years researching the family.

This book has an unusual Appendix, which is really an index. Searching by Surname, then by given name, you can find the name and location of the cemetery where your ancestor is buried.

There are 100 photographs (all sharp and clear), but no copies of documents. The biographies of descendants are a mixed bag. Scattered throughout the books there are first-hand accounts of family members which gives a human touch to the book.

No biographies are footnoted, but there are references at the end of the family sections which does contain information that applies to one or more individuals in the family groups. While better than nothing, this is not the best system to reference information.

Reviewed by Richard A. Smallwood, CGRS

Descendants of John Michael Kreider of Montgomery County, PA

Author: Rebecca L. Blackwell

Published by: Heritage Books, Inc., 1999

Price: \$20.00 plus \$5.00 shipping

Pages: 5 1/2" x 8", 165 pages, plus 14 page full-name index. Soft cover.

May be ordered from:

Heritage Books, Inc.
1540-E Pointer Ridge Place
Bowie MD 20716
800-398-7709

This book covers 9 major generations with the family moving to Virginia, Kentucky and Tennessee under the name Crider.

The entities appear to be well documented even though there are no copies of documents. The book follows the life and descendants of John Kreider (1712-1761) who sailed from Germany to Philadelphia. He was a blacksmith and owned a grist mill in Hatfield township, Philadelphia County (later Montgomery County PA). The second generation later moved to Virginia and adopted the surname of Crider.

The book is compact, the information is delivered effectively.

Reviewed by Richard A. Smallwood, CGRS

Alabama County Data & Resources, 2nd Edition

Compiled by: Marcia K. Smith Collier

Published by: Compiler, 1998

Price: \$30.00 plus \$2.00 shipping and 4% tax for Alabama Residents

Pages: 8 1/2" x 11", 180 pages, plus 27 page index and 5 maps. Soft cover.

May be ordered from:

Marcia K. Smith Collier
Southern Genealogical Services
355 Ten Cedars Drive
Dept. TVGS
Titus AL 36080

This book is a source book which, well, lists (primarily) the sources for county information in each Alabama county .

The format is as follows:

- Data: When the county was founded, its creation rank, previous name(s), origin of any names, parent or daughter county(s), and if or when the courthouse burned.
- List of cities, towns, boroughs, precincts, forts & Indian villages.
- Names of early settlers and notable persons.
- What record groups are available and where they can be found. Also includes address and telephone numbers of the Probate Judge's office.
- What printed (published/secondary) Historical or genealogical relevant sources are available for the county.
- Names and addresses of active newspapers that serve the county.
- Archives, Libraries & Museums which carry significant amounts of information about the county.
- The names and addresses of Genealogical, Historical & Preservation societies that serve the county.

In addition to the county information it lists the same sort of data about the State itself.

This book is well written and effectively arranged. The book is far from complete, for example, there is no indication as to what records remain if a county's courthouse had burned. Further, there is no indication of which secondary sources could be found within the county itself. However, the book does give a researcher an idea of what to expect when researching an unfamiliar county, so if for no other reason that's worth its cost.

Reviewed by Richard A. Smallwood, CGRS

Queries

Susan Parker Gender, *Queries Editor*

Editor's Note: Queries are free to members. A maximum of 75 words each is allowed. All queries are edited and published at the discretion of the editor. We reserve the right to refuse to publish any query submitted. At least one full name, date and location should be included in each query. No "surname only" queries will be accepted. Please capitalize surnames, double space and type or print clearly; do not abbreviate.

Send Queries to TVGS Queries, P. O. Box 1568; Huntsville AL 35807-0567

33-57

DAVIS*LANE

Seeking information on Jesse Henry Davis b. 1795, m. Rebecca B. Lane 1825 in Morgan Co., AL. They were shown with their three children in the 1830 census in Morgan Co. They orphaned all three of their children in 1846/1847. Their son, Jesse Augustus Lane Davis, was born 22 Oct 1836. The only reference I can find is of a Rebecca Davis that died in Limestone Co. on 31 Mar 1846.

Danny L. Davis, 4430 Black Champ Road, Midlothian, TX 76065

E-mail: ddavis@txi.com

33-58

KING*FARROW

In the book, *Marriage, Deaths and Legal Notices from Early Alabama Newspapers, 1819-1893* compiled by Pauline J. Gandrud, there is a notice on page 194 that reads as such June 28, 1843 Reward offered for the arrest of James M. King, who on the 21st of November 1842 did murder Britton Farrow in the county of Lauderdale. King is described as being about 40 years of age, dark, reddish complexion and a very hard drinker. Does anyone have any knowledge of this event? Perhaps someone in the Farrow family. Britton Farrow was an early settler of Lauderdale Co. and a James M. King was listed in the 1840 Lauderdale Co. census.

Judy King Sanders, 1173 Sanders Rd., Prospect, TN 38477-6608

33-59

THOMPSON*CROWLEY

Need info on Lena Lou Thompson Crowley, (daughter of Ike Thompson) wife of John

Crowley. John killed in train accident 1895. What happened to Lena after John was killed? Four of her five children were living in Indian Territory, OK in the 1900 census with her parents and a sibling.

Oneida S. Bynum, 1111 S. Barkley, Spearman, TX 79081

E-mail: obynum@ren.net

33-60

THOMPSON

Need info on Isaac N. Thompson b. SC 1799, d. 1882 Trinity, Morgan Co. Father of Isaac Ike F. Thompson in Morgan 1870-80 census. Need to find out more about his parents.

Oneida S. Bynum, 1111 S. Barkely St., Spearman, TX 79081

E-mail: obynum@ren.net

33-61

JONES*SIMMONS

Seeking info on family and birth place of Joseph Jones b. 1811 in AL. His father or brother may be Daniel. Moved to AR before 1830. Married Elizabeth Simmons of Tennessee in 1833 in Phillips Co., AR.

Hazel Mills, P.O. Box 84, Orting, WA 98360-0084

E-mail: hazel@mashell.com

33-62

HILLARD MARTIN*KNOX

Seeking info on Martha Lucinda Hillard who married John Martin on June 12, 1898 in Madison Co., AL. Also seeking documentation that before their children were born John Martin changed his name to Knox.

Pam Podelski, 1820 Sutherland Dr. W., Palm

Harbor, FL 34683-3451
E-mail: zanegrey@gate.net

33-63

**WINGO*CANNADY
*KENNEDY***

Seeking info on the marriage of Lawrence S. Wingo and Mary Tandy Roseanne Cannady 17 Dec 1873 in Colbert Co., AL. There has been some confusion about who his wife was; another possibility is Lander Kennedy.

Renee Fields, P. O. Box 3583, Eagle, CO 81631
E-mail: RF1961@aol.com

33-64

**MOORE*FLETCHER
LESLIE*HARRIS**

Desire information and to contact the family of the Rev. John Moore, Methodist minister, b. 1 Jan 1758, d. 28 April 1852, m. Brunswick Co., VA, the widow Rebecca Fletcher Leslie. Had church 1818 in Limestone Co., AL. Children were John Fletcher; Mary, m. 1859 Thomas Kent Harris, member of Congress from White Co., TN; David; Richard; and Dr. Alfred. Brothers of the Rev. John Moore were Mark, a well-known Methodist minister, b. ca. 1765 in Mecklenburg Co., VA area; Lemuel, a Methodist minister, b. ca. 1761, prob. North Hampton Co., NC; possibly other children. Among Lemuel Moores descendants were Mark E., Everett Byrd, Benjamin B., all of SC, AL, and MS. One William Moore, the nephew of the Rev. John Moore, lived in the Cherokee Nation. His son David visited Huntsville in 1847 (from *Early Settlers of Alabama*, by Edmund Saunders).

Mrs. Fletcher King, 3801 Jackson Blvd., Birmingham, AL 35213 (205) 871-5044

33-65

BURNUM/BURNHAM

Seeking the parents of Joel Burnham, b. ca. 1783 in NC, m. Elizabeth. By 1816 was in Lincoln Co., TN; in 1820 and 1830 Lawrence Co. Census; and 1850 in Walker Co. Census. Son Nathaniel b. ca. 1810 in NC/SC, wife Elizabeth. In Morgan Co. by 1837 and in 1840-50-60 Morgan Co. Census. Son Franklin b. ca. 1841 in Decatur and in Blountsville, 1870 Census. Am especially interested in finding a Revolutionary War ancestor but would welcome

any information.

Mrs. Fletcher King, 3801 Jackson Blvd., Birmingham, AL 35213 (205) 871-5044

33-66

**WALLING*HUBBARD
*HALE*HANDLEY*
GILLEY*McCUTCHEON**

Would like to correspond with anyone having information on Benjamin Robert Walling, b. 1836 AL, 1st m. 25 Feb 1857 Morgan Co., AL Mary A. Hubbard b. ca. 1836, 2nd m. 3 Dec 1874 Morgan Co., AL Arabella Hale b. ca. 1836 AL. When and where did Benjamin Robert and his wives die and where are they buried? Would also like the parentage of Darius Walling, b. Aug 1849 AL, m. 23 Jan 1882 Morgan Co., AL Mary Jane Handley b. Mar 1865 AL. Also what happened to Jordan Gilley b. ca. 1814 and wife Margaret b. ca. 1824 after 1870 Blount Co., AL census? Daughter Susan Ethel Gilley, b. ca. 1861 AL, m. 1st McClellan McCutcheon 10 Mar 1886 Morgan Co., AL, m. 2nd John Robert Walling 28 Apr 1895 Morgan Co., AL. Their only child Benjamin Franklin Walling b. 13 Sep 1902 Vinemont, Cullman Co., AL or Spartanburg Co., SC. Ill accept collect phone calls.

Mau-Wiece W. Hightower, 5805 N. Banana Rvr. Blvd. #1113, Cape Canaveral, FL 32920 (407) 799-8369

33-67

DALRYUMPLE*CANNON

Seeking information on the Dalryumple family of North Alabama. Stephen McGraw Dalryumple b. 28 Sep 1807, d. 15 July 1861, settled in Gravelly Springs, AL (near Florence) in 1812 with wife Eleanor Jane Cannon b. 21 Jan 1812, d. 19 July 1887. They had seven children George Washington, Mary Elizabeth, Thomas Wade, John Cannon, Nancy Jane, Rebecca Carolina, Sara Ann Hastletine, and Stephen Pugh.

Karyn Wellhousen, 8 Smugglers Gap, Spanish Fort, AL 36527 (334) 621-2997
E-mail: kwellhou@bellsouth.net

TVGS POLICIES

MEETINGS - Regular meetings are held on the fourth Thursday of July, September, January, March, and May. The November meetings are usually held on the third Thursday, because of the Thanksgiving holiday. Meetings are held in the auditorium of the Huntsville Public Library unless announced otherwise.

QUERIES - A maximum of 175 words annually is allowed free to each member. Queries from non-members are published for \$2.00, as space allows. All queries are edited and published, at the discretion of the Editor, in the order received. We reserve the right to refuse to publish any query submitted. At least one full name, date, and location should be included in each query. Submit queries early; deadline is two months prior to each publishing date.

CONTRIBUTIONS - TVGS does not pay for contributions, but we welcome genealogical material pertaining to the nine North Alabama Tennessee Valley counties. Unusual genealogical information for the neighboring counties will be considered. *Valley Leaves*® focuses on the years before the 20th Century.

To be considered for publication, manuscripts submitted must have a reliable reference and cannot be based on unsubstantiated family legend. Information submitted should include references to time, persons and places. If the manuscript itself does not contain these elements, additional information should accompany it which will help identify these elements. We also cannot accept material copied verbatim from books still in print; such references are welcomed as footnotes for clarification of the text. All Copyright laws must be followed.

ALL submissions must be typed. Handwritten materials can only serve as a backup to typed submissions. Photocopies of the submitted documents are desirable and are required as backup for personal letters, Family bible information, and for other personal and unpublished documents. Typed submissions be accompanied by a 3 1/2" floppy disk with at least one copy of the information saved as ASCII text, in either IBM or Macintosh format. All floppy disks are returnable upon request.

Valley Leaves® is primarily interested in publishing the following types of material:

- Family Bible records. - These must include the title page, and if available, the date of publication page [usually the reverse side of title page].
- Cemetery readings. - These must include the cemetery location, directions to find it, and whether the listing is of the complete cemetery, or only of a certain section.
- Southern Claims Commission Records • Courthouse records • Diaries • Church records • Military records • Minister's records • Newspaper items • Personal letters, etc.

BOOKS - Books will be reviewed in *Valley Leaves*® if the author donates a free copy to TVGS. Holdings of TVGS are available to the public in the Heritage Room of the Huntsville Public Library. Quarterlies will be reviewed upon receipt of a full volume.

MAILING ADDRESS - Let us know your Change of Address as soon as possible. If an issue is lost in the mail due to an address change or lack of a 9 digit ZIP CODE, a replacement copy will cost you \$2.00.

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550 Sparkman Dr. NW
Huntsville AL

Lloyd DeWitt Bockstruck

- *Special Collections for Genealogical Research*
- *Finding Substitutes for Birth & Death Records*
- *State Bounty Land Records*
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