

Sherrod v. Sherrod's Administrators

Transcription

(This manuscript was transcribed and edited on FromThePage, April 2025.)

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The State of Alabama Northern Chancery Division, 27th District, Court holden at Moulton To any Sheriff of the State of Alabama Greeting

Whereas Owen O Nelson, guardian for John B. Sherrod, Frederick Sherrod, Felix Sherrod and Benjamin Sherrod, minor children of Frederick O. A. Sherrod, dec^d and William P. McMahen, guardian for Henry C. Sherrod and Walter Sherrod, minor children of Samuel W. Sherrod, dec^d and guardian for Benjamin Sherrod, Francis E. Sherrod and Alice C. Sherrod, ~~de~~ minor children of Felix A.M. Sherrod, dec^d, defendants in the cause pending in the Chancery Court for said District, in which Samuel W. Shackelford and Charles F. Sherrod, administrators de bonis non with the will annexed of Benjamin Sherrod, dec^d are complainants, and the heirs, legatees and devisees of said Benjamin Sherrod, dec^d. et al. are defendants, did on the 24th day of March, 1857, take an appeal from the final decree

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rendered in said cause, in vacation on the 21st day of August, 1856, as of the May term of said Chancery Court, 1856, to the next term of the Supreme Court of said State of Alabama, to be holden at the Capitol in the City of Montgomery on the 1st Monday in June next

We command you that forthwith make the same known to the said Samuel W. Shackelford and Charles F. Sherrod, administrators as aforesaid or their solicitors, Peters & Hodges, that they may appear at said time of said Supreme Court, to answer any thing that shall be for error assigned:

And that you forthwith make return of this writ, and how you shall have executed the same to the Clerk of said Supreme Court

Witness John H. Hansell, Register of said Chancery Court at office in the town of Moulton this 20th day of May, in the year of our

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Lord, one thousand eight hundred and fifty seven and of American Independence the 81st year. John H. Hansell
Register

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Shackelford & Sherrod, adm^{is} &c vs } Citation in error Sherrod heirs et al -----
Executed by delivering a copy of the within citation to Peters & Hodges, solicitors for said Shackelford & Sherrod this 21st ~~April~~ May, 1857

William Eubank, Shff. By his deputy J M Watson

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4105 5 Div }

Filed Dec. 31st 1857 Phelan Clk (N^o 19)

Owen O. Nelson et al Guars vs. Sam^l W. Shackleford, et al Adm^{rs}

Laurence Chancery Court

Land vs Grbs on 27 Ala 128 and April 13th 1858. Affirmed Walker J. m p. 412. Jan 4/60 Rehearing granted. m p, 82. X R & A

January 6 /63 Affirmed Stone J. m.p. 411

Reporter, publish both opinions - that of the Ch J first.

Cert. Prep: Another Prep & handed to D. F. Sykes Feby 22/66

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Memo Be it remembered that heretofore, to wit, in vacation, on the 21st day of August A.D. 1857, was determined a cause pending in the Chancery Court for the 27th District, Northern Chancery Division of the State of Alabama, as of the May Term of said Court, 1857, at which the same was heard, wherein Samuel W. Shackelford and Charles F Sherrod, administrators, de bonis non, with the will annexed of Benjamin Sherrod, dec^d are complainants, and the heirs, devisees and legatees of said Benjamin Sherrod, dec^d et al. are defendants, in the words and figures following, to wit,

Bill To the Hon. David G. Liger, Chancellor of the Northern Division of the State of Alabama, Exercising Chancery Jurisdiction, for the thirtieth Chancery District, at Moulton in the County of Laurence.

Humbly Complaining shows to your Honor, your Orator William W. Watkins, of the said County and State, that Benjamin Sherrod late of said County, on the 2nd day of April 1846. made his last Will and Testament in writing, under his hand and seal of that date, which was attested at his request by three subscribing Witnesses, - the said Testator, afterward, to wit, on the ____ day of February 1847. departed this life, leaving said last Will & Testament in full fore. And afterward on the 5th day of April 1847, said will was propounded for Probate, in the Orphans Court of said County, by Frederick O.A. Sherrod your Orater, and one Richard Jones, who were nominated and appointed in said Will as Executors thereof, and the said Will was there duly proved, and admitted to Record, and said Executors properly qualified, according to law. - And your Orater hereto exhibits a duly authenticated Copy of said last Will and Testament and of the Order of Probate of the same, and prays, that they be taken as part of this bill, said Executors, shortly thereafter, took charge of all the Estate of said Testator, which was to be found in the State of Alabama, and made an Inventory thereof, which they returned to said Orphans Court, and the same property was Valued by the appraisers appointed by said Court, to the total sum of ____ and duly authenticated, Copy of all which is here exhibited and prayed to be taken as part of this Bill. Said Executors Continued to discharge their joint Trust, untill the death of said Frederick O.A. Sherrod which Occured about the ____ day of November 1848. And the Resignation of said Richard Jones, about the ____ day of ____, when your Orator was left sole surviving Executor of said Will. Since that time, your Orator has Continued to discharge his duties as said executor with an eye single to the interest of said Estate, and in pursuance of the behests of said Will, as far as he could understand them. But since the entire responsibility of said Executorship

has devolved on your Orator alone in as much as said estate is very large, and great discretion is confected to his executors, some of the terms of said Will are of doubtful import, and some of them Conflicting, your Orator has found himself exceedingly embarrassed, in his construction of said Will.

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and his discharge of his fiduciary relation to the legatees under said Will. Some of said legatees have differed from your Orator in their Interpretations of said Will, and have claimed more of him than he has felt himself bound to accord to them.

The persons interested as legatees or heirs in the estate of said Testator, are the widow and Children of the deceased Son, Felix A.M. Sherrod, to wit, Sarah A. Sherrod, widow, Benjamin, Francis, Edwin, and Alice C. all infants; the widow and Children of Frederick O.A. Sherrod, Son of the Testator, viz, Ann Sherrod, said widow, John Bolten, Frederick O., Felix and Benjamin all Infants, the Children of Samuel W. Sherrod, Son of Testator, viz. Henry and Walter, both infants, the widow of said Testator, viz. Telitha Sherrod and her Children, Susan A. (who has intermarried with Saml W. Shackelford), Charles F. Sherrod, son of Testator who is of full age, and William C. Sherrod, son of Testator an infant under twenty one years of age, and Saml G. Watkins, a step son of said Testator, and of full age. Said Felix A. M. Sherrod died before said Testator and said Frederick O. A. Sherrod and said Samuel W. Sherrod have died since said Testator, William Sherrod Swoope a grand Son of said Testator is a legatee under his Will, departed this life since said Testator, under twenty one years of age, and intestate, leaving no wife or child or descendant of s^d child. All of said legatees or heirs who are now living reside within the limits of the State of Alabama.

That you Honor may be fully advised of the difficulties under which your Orator labours, he will direct your attention to certain clauses of said Will, and the questions growing out of them. It will be seen by insepcting of said Will that said Testator Charges his entire property, real and personal, with the payment of his debts, and directed that all of his real estate, Slaves, Stock and ther personal property on his several plantations, shall be kept together, and said plantations cultivated by his Slaves untill all his debts are paid. He also devises and bequeaths to the family of his son Felix A.M. Sherrod, to his son Federick O.A. Sherrod to Certain persons therein named in Trust for his said daughter Susan A. Shackelford, and to his Sons Charles F. and William C. Sherrod, Severally and respectively, certain plantations with allthe horses, mules, Cattle, hogs & sheep, plantation utensils &c, on said plantation respectively at the time of said Testators death. Said Testator also devises and bequeaths to Said Federick O. A. Sherrod (now dead) said Samuel W. Shackelford and your Orators nomination, and the survivor of them, certain slaves whose names are given, and instructs his executors, after the payment of his debts and before any division of his estate, to purchase a tract of land containing between 1600. and 2000. acres, at a price not exceeding \$20.000. dollars, to be paid for out of the proceeds of his estate, which plantation is to be stocked, with horses, mules, cattle, hogs & sheep and furnished with the necessary plantation tools & implements, and One years provision and provender, by a proportionate contribution from all his other plantations; Said plantation and Slaves to be held by the persons last above named in Trust, and said plantation to be cultivated by said Slaves, and one half of the nett amount proceeds thereof, to be paid to said Samuel W. Sherrod, son of said Testator for his maintainance and support and the other half to be accumulated in their hands and invested if they think proper in land for the benefit of the children of his said Son Samuel W.

Now it is manifest, that the bequests of said Will to the other legatees therein named, of all the horses, mules, cattle, hogs, sheep, plantation tools and

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utensials on said plantations to them divided at the time of testators death are incompatable with the direction given to said executors, to purchase a plantation, and stock it with horses, mules, cattle, hogs and sheep, and furnish it with the necessary plantation tools and implements, by a proportional contribution of all the other plantations, to be held in trust by the certain persons therein named, for the benefit of his son Samuel W. Sherrod and his family.

It is further manifest, that your Orator Counsel, consistently with said bequest, or with the direction of said Testator, that his Slaves, Stock and other personal property, shall be kept together untill all his debts are paid, dispose of any said live stock, altho he believes it necessary and proper. Your Orator has found and still finds it indispensable to sell and send off annually from said plantations some of the livestock of horses, mules, sheep and hogs as they increase by and the actual necessities of said plantation render them burdensome and expensive; In the absence of any provision in said Will, for the sale of any thing, save the crops raised on said plantations, and in consideration of the Clauses of said Will, above refered to, Your Orator finds himself travelling between a sence of duty, and a want of power, under said Will.

And in as much as said Samuel W. Sherrod has died since his father, said Testator, and the half of the annual nett proceeds of said plantation will not probably be required to defray the expense of the education and maintainance of said Samuel W.'s. children, your Orator and his surviving Trustee will need the Instruction of your Honor as to the investment of the balance on hand, at the end of each year.

Said Testator directs that while his estates are kept together, and untill the payment of his debts, his executors shall pay annually out of the proceeds of his several plantations, to his wife Telitha a sum sufficient for her liberal support and maintainance and to the Guardian of his three minor children, Susan A, Charles F. & William C, a sum sufficient for their liberal support and education, and to his son Samuel W. a sum sufficient for a sum sufficient for his liberal support of himself and family. No provision is made in said Will for the education of the children of said Samuel W, (who has died since said Testator) untill the payment of the debts, and division of the entire estate of said Testator. The said Charles F. has attained to the Twenty one years, since the death of his father. The said Susan A. intermarried with said Samuel W. Shackelford, before Testators death, and since his death, has given birth to Ella, the daughter of said marriage. The said Susan A. claims a portion of the proceeds of said estate for the support and maintainance of her husband said Samuel W. Shackelford, and their infant child, said Ella, for whom no provision is made in said Will - insisting that they stand in the same relation to testator and are entitled to the same equities, with the widow and children of said Felix A.M. and said Federick O.A. who have obtained Decrees for their support and maintainance out of said estate in your Hon. Court.

Your Orator desires the instruction of your Honor, as to what sums, if any, shall be paid for the support and maintainance of said Samuel W. Shackelford and said infant Ella, and for the education as well as support of the infant children of said Samuel W. Sherrod, and what sums shall be paid for the support and maintainance of the said Telitha, widow of said Testator and for the support and education of said sons, Charles F. and William C, sons of said Testator.

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Testator charges the real and personal estate devised & bequeathed to his children, Susan A. Charles F. and William C. respectively, with the payment to his wife annually during her life, of the one forth part of the nett proceeds thereof. What is the impact of the term, nett proceeds, or, in other words, what expenses of said several estates shall be deducted, before the One fourth of the nett proceeds of each of said estates, shall be applied to the benefit of the widow of said Testator, is a question which said legatees, and especially your Orator is desirous should be settled by a decree of your Honor.

Said Will is silent as to whether sums paid annually by said Executors, to the several legatees, shall be charged against them, and accounted for, in the final settlement and division of said estate, and your Oratores ignorant of his duty on this point.

Testator gives to his Grand Son William S. Swoope all his Old Sterling plate, certain Negroes by name and 3,000 dollars, placed at his birth in the hands of his father to be kept at interest untill he attains to the years of twenty one years, and directs, that should he die, leaving a widow and Child, nor decendant of a child, then, she shall have of said bequest, what the law of Alabama, would entitle her to, were said William S. seized and possessed of the same in fee simple, and the three oldest sons of Testator, or thier families shall have the balance; Said William S. has died since said Testator an infant and intestate, leaving no widow or, child nor decendant of any child, and neither parent nor brother nor Sister of the whole blood, nor the decendants of any such brother or Sister leving, but has left two sisters of the half blood and two brothers. Children of his deceased, father said Jacob K. Swoope, by a second marriage.

Your Orator has not taken possession of the 3,000. dollars nor the interest accumulated thereon. He desires the instruction of your Honor as to whether he shall take steps to recover of the personal representatives of said Jacob K. Swoope deceased, said sum of 3,000. dollars and interest thereon, and what interest, whether simple or compounded, he shall exact, and also, to and among whom, he shall distribute said property bequeathed to said William S. Swoope dec^d.

Your Orator has found it necessary to dispose of one of the Slaves of said estate, by name Lindsay, Specifically bequeathed to said Frederick O.A. Sherrod deceased, in consequence of his crimes and vicious propensities, which endangered the property on the plantation where he was placed. We sold him on condition of his removal beyond the limits of Alabama, without any Order of said Probate Court for the sum of 900 dollars. He prays your Honor to ratify said Sale, or if unempowered so to do, to ascertain and assess the Value of said Slave and to charge your Orator therewith.

A large portion of said estate is devised and bequeathed to your Orator and others nomination, in trust for the benefit of certain persons therein named for the Management of which, your Orator desires the direction of your Honor.

Said testator died leaving a large amount of debts due from him some of which have been extinguished by his executors an an extension of the time of payment of others obtained from his creditors, and your Orator hopes to be able to liquidate all of said debts within the next two or three years.

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For the reasons stated above, and others arising out of the condition of said estate, and because it is the peculiar province of your honorable Court, to Construe Wills, and to define the nature and extent of power granted by Wills and the manner in which they are to be executed, it is necessary that your Honor should take the Administration of said estate into your Honors hands, to the end, that great delay and loss and litigation may be prevented, and your Orator may have the benefit of your Honors direction in the discharge of the duties of his Executorship; Your Orator hereundertaking to submit and Conferm to all the decrees and Orders of your Honor in the premises, and in relation to said estate.

Said Testator expressly requests, that his executors may neither be required to give any bond or security, and in case of the refusal of the Court to allow them to act as said Executors, that application be made to the Legislature of Alabama, to grant them such power on the application of your Orator and his Co-Executors for Letters Testamentary, the Judge of the Orphans Court, did not full authorized to grant them, without bond and security as usual. Since the act of the last legislature of said State empowering Judges of the Probate Court, to grant letters Testamentary to executors, without bond or security, where a request to that effect is made by the testator, in his last Will, and since the death of one of his Co-Executors, and resignation of the other, to wit, in

November last your Orator was cited by the Probate Judge of said County, and execute a new bond, which your Orator did, and which was approved by said Court, and again on the 14th Instant a Citation was served on your Orator, calling on him to appear Instantor before said Probate Judge and renew his bond as said Executor, without assigning any cause therefor. - Should your Honor require a new bond, or any bond, your Orator will endeavor to give such as one as your Honor can approve.

The premises considered and your Orator prays your Honorable Court would take jurisdiction of the settlement of the estate of his said Testator, and that the same may be brought into your Honorable Court, to be administered according to the rules of equity. And that your honor cause the necessary orders to be issued by the Register of your honorable Court, directed to the Probate Court of Laurence County Alabama. injoining and restraining that Court, from all further proceedings in the settlement of the estate of your Orators Testator, and requiring said Probate Court to Certify, to your Honorable Court, all papers, orders &c &c appertaining thereto, and all other Orders which your Honor may deem expedient to meet the exigencies of the case, and your Orator will ever pray &c &c. C.C. Clay Jr. & Rich^d O. Pickett Solicit^{rs}

The Register of the 30th District of the Northern Chancery Division of the State of Alabama, will issue writs of injunction and Subpoena according to the prayer of the foregoing bill; as also an Order requiring the Probate Court of Laurence County, to Transfer to the Chancery Court, all original Vouchers and papers pertaining to the estate of Benjn Sherrod dec^d, now in the Office of the Probate Court, with Transcripts of all Orders touching the same, made in said Court. Done at Chambers, this 25th January 1851. D.G. Ligon Chancellor.

Ends^d Filed in my office 25th January 1851. John H. Hansell Register

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Exhibit Will. I. Benjamin Sherrod of Laurence County State of Alabama, do make and publish this my Last Will and Testament in manner and form that is to say, I will that all of my Real Estate personal property and debts owing to me shall be charged with the payment of my debts and that all the real estate Slaves Stock and other personal property on my several plantations should be kept together by my executors hereinafter appointed and the said plantations shall be cultivated by my Slaves under the direction of my executors or the survivor of them without any division of the said real estate or other property hereby charged afresaid untill all my debts shall have been paid out of the proceeds of the several plantations.

I will and direct that after the payment of the expenses current by my executors in cultivating said plantations and disposing of the crops a sufficient sum shall be annually paid by them to my wife Talitha Sherrod for her liberal support and maintainence and a sufficient sum shall also be paid by them annually from the same source to the Guardian of my three children Charles Fox William Cranford and Susan Adaline for their liberal support and education my executors shall also pay annually to my son Samuel from the proceeds as aforesaid of my several plantations a sum which shall in their judgement be sufficient for a liberal support for him and his family.

It is my will that during the time it may be necessary for my Executors to keep my estate together as aforesaid my wife shall retain exclusive possession of my dwelling house, the garden, pleasure grounds, and out houses thereto attached, all the household and kitchen furniture, such slaves as shall be employed by me as household slaves, at the time of my death, and my pleasure carriage horses and driver, for her use during the time aforesaid without being liable to any charge for the return of the same. At the end of the year in which the payment of all the debts due by me and chargable to my estate shall be completed, I will that my real and personal property of every description be divided as herein after directed, and upon such division, I devise to the family of my deceased son Felix A.M. Sherrod the plantation purchased of John P. Hickman John Glass and others and known as the Pond Spring Plantation, also all the horses, mules, cattle, sheep, hogs, plantation utensials &c that may be upon said plantation at the time of my death together with following negroes (subject to the herein after provisions) to wit, Black Jim, Anny, his wife, Tom, Arch, Davy, Sandy, Stephen, Sylvia, Emily, Selena and an

infant child, (their children), Kizziah, Willis, Melledge, Charles, Elstad, Louisa, Lewis, Aggy, Zack, Kitty, Sylla, Guy, Susan, Ellen, Simon, Mariah, Andrew, Manuel, Ailsey, Turner, Agnes, Joe, Sandy and Anderson (sons of Harry) Judy, Sherman, Marinda, Malichi, Edmund, Betty, Rhoda, Viney, Cooper Joe, Mary, Old Jack, Andrew, Charity, Salena, Jake Irena, Dick (son of Manuel) Lathan, Martha, Caroline, Dolphine, Frances, Lucy, Ann, Alfred and Ellick, during the widowhood of my daughterlaw Sarah Sherrod the property devised to the family of my deceased son Felix A.M. Sherrod shall be kept together and managed by my executors for the benefit of herself and children but in the event of her marriage she is to receive child's part of the negroes devised

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as aforesaid together with the household and kitchen furniture and the carriage and horses which property shall be hers for and during her natural life provided the negroes shall not be removed from this State in which event she forfeits her life estate and my Executors are to take the necessary steps to recover the property, for the use of her children by her first husband. The land divided for the benefit of the family of my deceased son Felix A.M. Sherrod I give to my Grand Sons Benjamin and Francis Edwin Sherrod to be equally divided between them when the youngest shall arrive at the age of twenty one years the said land however to be used for the benefit of the widow and all her children subject to the conditions above mentioned. My grand daughter Alice Clay Sherrod shall be entitled to receive an equal portion of the negro property when she arrives at the age of twenty one years or marries the whole property to be held and kept together for the joint benefit of the family unless the widow should marry and then for the joint benefit of the three children. Upon the division aforesaid I will to my son Frederick O.A. Sherrod the following tracts or parcels of land lying in the County of Franklin, to wit, the plantation purchased of Aldridge and the Joneses about Two Miles East of Tuscumbia together with all other land to be by me hereinafter acquired adjoining the said plantation and also all the horses mules cattle hogs sheep wagons carts and plantation tools of every description upon said plantation at the time of my death also the following negroes namely Mansfield, Lucy Emily and two children Dick Mansfield Billy Edward Frank Perrin Ben Becca Alfred Little Harriett Henson Marinda Albert Daniel Robert Almary Miller Cynthia Tilla Clarissa Charles Tyler an infant child Deck (the Black Smith) Marinda Major and two small children Govener Polly Clarissa Crecy Irena Leah Lindsey Mahala and child Sam Charity and two children William Sophey and one child Banks Hester Dolly Zack Old Bob Mary Mark Lavina Becca Austin Henderson Mary Ann Delia Kizziah Cyrus and two Small children Jesse Sam Herbert and Old Clasy upon the division aforesaid I devise and bequeath to Frederick O.A. Sherrod Samuel Shackelford and William W. Watkins or the survivor of them the following negroes namely Abram Nelly Elvira Airey Isbell George Eliza Jim Brinkley Phillis Eda Judge Delia Letty Guy Mary Nancy Abram Robert Missouri Susan Lethia Ann Howard Abe big Fanny Felix Lightfoot Lewis Lena Major Airy Rose Wiley Old Easter Wyatt Margaret and Two children Jake Mariah Rose Bradford Jacob Caroline Nelson Louisa and two children Milly Henrietta Edmund Sophy and one child Ceffy Robert Ann Katy Jim Kitty Horace Stephen Celia John Spencer Charles and Sylvester I also direct my Executors after my debts are paid to purchase a tract of land containing between sixteen hundred and Two thousand acres the price not to exceed twenty thousand dollars said land to be paid for out of the proceeds of my estate before any division is made The plantation hereby directed to be purchased is to be stocked with horses mules hogs Cattle and Sheep and furnished with the necessary plantation tools and implements and one years provisions and provender by a proportional contribution from all my other plantations The foregoing devise and bequest I make to the said Frederick O.A. Sherrod Samuel Shackelford William W. Watkins in trust that they or the survivor of them shall keep the said land Slaves and the future increase thereof and the other ~~property~~

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personal property together and employ said Slaves in the Cultivation of the plantation directed to be purchased, they shall take the proceeds of the real estate and other property included in this tract and out of the same shall first pay the expenses incurred in the management of the estate and in causing the said plantation to be Cultivated and one half of the balance of the annual proceeds they shall pay annually to my Son Samuel W.

Sherrod for his maintenance and Support and the other half of the annual balance of such proceeds shall be accumulated in their hands or the hands of the survivor of them should the Trustees herein appointed herein be of opinion that the money directed to be paid by them annually to my son Samuel is not appropriated by him so as secure the proper education and maintenance of his children they are to pay over to him only so much as shall be sufficient for his personal expenses and the balance they shall apply to the education and maintenance of his family. The Trustees shall have the power if think proper to invest the annual balance directed to be retained by them in hands for the benefit of the children of my said Son Should the Trustees herein appointed at any future time be of that my son Samuel would manage the property herein bequeathed to them in trust judiciously and properly and not squander the proceeds then they shall be at liberty to surrender the trust so far as to allow him to manage the plantation and sell and receive the proceeds of the crops &c but be it fully understood that the devise to said Trustees is for the benefit of his children.

I devise and bequeath upon the division aforesaid to William W. Watkins Frederick O.A. Sherrod and Richard Jones and to the survivor or survivors of them in Trust the following real and personal property to wit a plantation lying South West of Courtland Containing two thousand acres known by the name of the hard bargain plantation together with all the stock of the Horses mules cattle Hogs and Sheep and all the plantation utensils that may be on said plantation at the time of my death and also one third part according to value and also the following negroes namely Joe Lucinda Clarissa Delphia Juliana James Sam Violet Charles Isaac Anderson Aggy Polly Ann infant child of Violet Daniel Daphny Nick Peggy Daniel Moses Betsey Amanda Ellen Salena Mary Josephus Kitty Louisa Burley Solomon Anna Absalem Letty Augustus Bartley Richmond Bartley Lewis Octuvus Grace Adaline Nelson Camel John Betsy Jane Davy Peter Ross Gilbert Sally Nancy Peyton Fields Colman Francis Billy Sarah George William Eliza Frank Pheby Delphy Scott Archey Esther Susan Sidy Peggy Irish Lucy Ben George Delphia Joe Shadereck Rachel Jinny Squire Amanda Marindee Amy Richmond June Amy and Henry the three last orphan children of Leah Laurence Agnes Mary Harry Lucinda Jack Jimmy John Levi Emily Emeline Henry child of Emily Tom Peter Letty Grammer Dolly Amy Ben Easter Margaret Jim Melvinia Big Phil Penny Manerva August Jack Page Reason Malinda Penland Martha John Churchwell Eliza Peggy Lewis Ralph Dina Lydia Virginia Hannah

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Spencer Walker Jackson Carson Mariah Malissa Exeline Big Mose Peter Chaning Ailsey Charity Fred Kiz Martha Nancy Brych Rutha Frank Randal Celia Yillow John Malissa America and child London Scipio Isaac Charlotte Quash Delia Ellen Mack Otho Achilles Alice Jim (the weaver) Phil Grace Frankey Tempey Rachel Amanda Doctor Betsey Bil (the weaver) Mariah Anna Jane Milton Harriett Virginia Ann & Catherine in Trust during the life of my daughter Susan A. Shackelford to cultivate the plantation aforesaid with said Slaves and their further increase and to pay to my wife annually during her life one fourth part of the net proceeds of all the estate and property included in this trust the said Trustees or the survivor of them paying to my daughter the other three fourths of the nett proceeds of the same untill the death of my wife after which event the whole of the proceeds of said estate shall be by said proceeds or the survivor or survivors of them to my said daughter the payments aforesaid from the beginning of them to my said daughter during her natural life shall be for her sole separate use and exclusive use during her natural life and upon her death I give devise and bequeath all the said real and personal property with the future increase of said Slaves to be equally divided among all the children my said daughter may leave, and the descendants of any child of hers who may die before her death such descendants of a deceased child to take the part which the deceased child would have been entitled if alive at my daughters death Should my daughter die without leaving a child or children living at her death or the descendants of any such child living at that time then and in that case I give devise and bequeath one half of the Slaves included in this Trust to her husband Samuel W. Shackelford should he survive her and the other half of said Slaves and the Stock plantation Utensils &C. I give to my two Sons Charles and William to be equally divided between them and in the event of Samuel Shackelford dying before his wife (my daughter Adaline then the whole of the Slaves given in Trust for the benefit of my said daughter shall be equally divided between my

two sons Charles & William or if one of them should be then dead leaving no descendants the other to have both Shares but if either of my two Sons should then be dead leaving children then alive or the descendants of such children they shall have his Share the descendants of any of his deceased children taking the interest to which to which their parent if living would be entitled. The land included in said Trust I give to be equally divided between all my children in the event of my daughters dying without issue. But if upon the death of my daughter without leaving issue living at the time of her death or the children then living ~~of the time of her death~~ of any deceased Child of hers neither of my said two Sons should be living nor any child of either of them or descendants of any such child then I devise and bequeath all the real and personal estate which this trust includes not heretofor disposed of to my sons Frederick and Samuel and the children of my deceased Son Felix the child or children of either who may die before the death of my daughter without issue or descendants to take the part which the deceased parent if then living would be entitled. It is also my will that my daughter shall have no right or power to sell mortgage or transfer in any way by anticipation the proceeds or any part thereof of the trust hereby created for the separate and exclusive use during her natural life. if she shall in violation of this my Will do so, then my Will is

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that such Sale Mortgage or other Transfer shall be a forfeiture of one half of her interest in said trust that the said trustees shall afterwards pay over to her one half only of the clear proceeds of the said Trust estate and shall hold the other half for the separate and exclusive use of her children should she have any at the time or if she have no child at the time of such forfeiture then the last mentioned half of the profits shall be accumulated by said trustees for the benefit of her child or children should she ever have any or for the benefit should she never have issue of such persons as shall be entitled to the legal estate at her death Upon the division aforesaid I devise and bequeath to my Son William C. Sherrod my plantation and land upon which I now reside lying on the west side of Spring Creek Commencing in the centre of the west fork of said Creek where my South line Crosses the same. the Centre of said creek to be the line between my sons William and Charles so far as my land is extends thereon also an undivided interest of one half in the Island in the Tennessee River called Cow Island and the Island lying North of and near the lower end of the former Containing about fifty acres also one half of the stock of Horses Mules Cattle Sheep Hogs and plantation utensils that may be on said plantation at the time of my death also one third part according to value of the Negroes and their increase which are named in the foregoing trust for the benefit of daughter, but this devise and bequest to my Son William is hereby made subject to the provision heretofore made for my wife so far as the same conflicts with it, and I also bequeath to my wife during her natural life one forth part of the clear annual proceeds of the real and personal estate hereby devised and bequeathed to my said Son William.

I devise and bequeath to my Son Charles F. Sherrod all my land on the plantation whereon I now reside lying on the East side of Spring Creek a line along the Centre of which Creek is hereby made the boundary between him and my son William Also an undivided interest of one half in an Island in the Tennessee River called Cow Island and an other Island containing about fifty acres lying North of and near the lower end of the former also one half of all the Horses Mules Cattle hogs Sheep and plantation utensils on the home plantation at the time of my death also ten Negro Cabins a meat house Gin house running gear and appurtenances to be removed before any division of the Negroes from the West to the east side of said creek and rebuilt at such place as he may select also one third part according to value of the Negroes (and their increase) named in the trust hereby created for the benefit of my daughter But I hereby devise and bequeath wife during her natural life one forth part of the clear annual proceeds of the real and personal estate hereby divided and bequeathed to my son Charles

I give and bequeath to my Grand Son William S. Swoope three thousand dollars which I placed in the hands of his father at the time of his birth to be kept at Interest untill he arrives at the age of twenty one years and then invested in land for his benefit also the following negroes namely, Washington Darcus Jinny and child Phereby Joshua Anthony Nelson Polly Frances Ellen Davy Emeline Cyrus Julianna Martin Frank Pat Peter Letty Dennis Nethy Allen Mary and her three children (Clacy +

Fanny Aaron Caroline Milly Amelia Caladonia Mason Horton Caroline Sherman Ibey Fanny Bedford Ritta Loretta Elizabeth and child Joe Suckey Patsey and two children and Rose I hereby appoint my son F.O.A. Sherrod as trustee to take charge of the above named Negroes and their future increase at the division of my estate and to employ them as he may think best untill the Executors of Jacob K. Swoope shall provide a plantation on which to work them and my Son Frederick shall be entitled during the time he has the Negroes to one half of the clear profits of their labour. I also will and bequeath to my said grand son my old set of sterling plate. But if my said grand son should die leaving a wife but no child nor the decendants of any child in that case it is my will that his wife shall take the interest in the estate devised to him by me to which the law of Alabama would entitle her if he were siezed and possessed of the same in fee simple, and the balance of said estate I will to be divided equally between my three eldest sons or their families the children of such of my said Sons as may depart this life previously or the decendants of such Children taking the share to which the deceased parent would have been entitled.

And I will and bequeath to my wife absolutely all my household and kitchen furniture carriage and horses together with the following Negroes namely George Matilda Jerry Henry Susan Scilla Drudy Richmond Lena Raymond Sophia Mary William Robinnetta Coleman (Carriage Driver) Sylvia Coleman and Melvinia (the three last children of Jim by Peggy Catherine and Robinnetta (the two last Orphan children of Marinda) I also will that my wife shall retain possession during her natural life of my dwelling house with the outhouses attached thereto the garden pleasure grounds &c

I give and bequeath to my step son Samuel Goode Watkins on the division of my estate two Negro boys Eliand Alexar sons of Cooper Joe and Mary.

My Executors are directed to purchase when sold and pay for out of the proceeds of the whole estate before a division for the benefit of the children to whom it is devised the following land (mortgaged by me for the payment of a Northern debt of Nine thousand seven hundred dollars principal) namely one quarter Section attached to the hard bargain plantation and Cow Island and Corn Island in the Tennessee River.

My stock of Jacks Jinnetts and Stallion Hark I leave as a comon Stock for all my children.

It is my wish that in a division of the Negroes devised to my three youngest children the following Negroes shall be included in my daughter Adalines lot namely Weaver Jim Harriett Martha and three children.

I hereby nominate and appoint Frederick O.A. Sherrod, William W. Watkins and Richard Jones as my Executors for the purpose of carrying my will fully into effect and I also appoint William Cooper as an advisory Executor. My Executors are directed to keep all my estate together as they find it at the time of my death untill my just debts are paid before my cash legacies are paid or any division of the estate takes place. If in the Execution of this Will any doubts or difficulties should arise as to the true meaning I hereby direct my Executors or the survivor or survivors of them

or such person or persons as may execute this will to take the opinion in writing of William Cooper or some other person learned in the law as the legal import of any clause or clauses thereof and such opinion if acted on by them shall exempt him or them from all censure or liability and this authority shall extend as well to the technical Terms as to other parts of the will. In testimony whereof I have hereunto set my hand and affixed my Seal, to this and each of these foregoing sheets, this the second day of April 1846. Benj. Sherrod {seal} Lucinda M^cLamore Jack Shackelford John W. Compten

I Benjamin Sherrod of the State of Alabama, and the County of Laurence do make and constitute the following Codicil as part of my last Will and Testament, namely should my daughter Susan Adelaid die not leaving any issue of her body, then and in that event I bequeath to my Son in law Saml W. Shackelford the on half of the perishable property bequeathed to my said daughter Susan Adilaid in my Will. I also bequeath to said Sam^l W. Shackelford the half of the crop growing on the plantation given to my daughter aforesaid at the time of her death should she die leaving no heir of her body.

I also devise and request that my Executors appointed in my Will shall not be required to give any security for their Executorship, but that they may be permitted to act under the same without giving bond or security, and it is my earnest request, that should the Court refuse to permit my Execs. to act without giving security application be made to the Legislature of the State granting them such power. Witness my hand and Seal this 20th Jany 1847. Benj. Sherrod {seal} In presence of Jack Shackelford W.H. Gibson E.S. M^cMahon

Endorsed Recorded in Inventory and Will Record Book F. pages 63 to 69 inclusive.

Exhibits Invty & appsmnt. The State Alabama Laurence County } Orphans Court, June Term 1837. Present Honorable Richard O. Pickett Judge of said Court On the application of William W. Watkins and Richard Jones Two of the individuals named and qualified as Executors of the last Will and Testament of Benjamin Sherrod deceased. It is Ordered by the Court, that the Inventory and appraisement as returned and sworn to by said Executors, be received and admitted to Record, which is in the words and figures following, to wit.

Appraisement and Inventory of the Estate of Benjamin Sherrod deceased in Laurence County Alabama. Cotten Garden

Slaves	-	-	-	-	-
Shaderach	aged 75	000.00	Otho	aged 12	650.00
Sylva	" 30	600.00	Achillies	" 10	475.00
Ellen	" 16	600.00	Alice	" 5	250.00
Mack	" 14	600.00	Penny	" 51	100.00

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-	-	-	-	-	-
Sylvia	aged 33	550.00	Martha Anne	aged 2	100.00
Adaline	" 9	300.00	Emeline (unhealthy)	" 34	350.00
Harrett	" 5	225.00	Julia Ann	" 14	700.00
Laurence	" 3	175.00	Martin	" 10	500.00
Rebecca	" 4 mons	100.00	Frank (Blacksmith)	" 60	500.00
Mansfield	" 55	525.00	Pat	" 75	000.00
Lucy	" 46	400.00	Syrus	" 20	800.00
Ben	" 9	450.00	Mary	" 26	700.00
Perrir	" 11	450.00	Nancy	" 17	650.00
Rebecca	" 5	250.00	Abram	" 16	650.00
Nancy	" 25	575.00	Robert	" 4	200.00

-	-	-	-	-	-
Byron	" 7	300.00	Arthur	" 6 ^{mons}	100.00
Ruthy Ann	" 5	225.00	Washington	" 46	600.00
Frank	" 3	200.00	Dorcus	" 50	150.00
Ben Hawkins	" 6 ^{mons}	100.00	Pheribe	" 17	650.00
Sandy	" 60	100.00	Joshua	" 15	600.00
Matilda	" 44	150.00	Anthony	" 14	600.00
Sinder (Rheumatic	" 21	350.00	Nelson	" 12	450.00
Scippio	" 18	625.00	Polly	" 9	335.00
Isaac	" 17	650.00	Ellis	" 6	300.00
America	" 16	400.00	Frankey	" 5	300.00
Charlotte	" 14	400.00	Muck	" 3	235.00
Quash	" 8	<u>450.00</u>	Lindsey	" 1	100.00
-	-	<u>34.336.00</u>	Allen	" 1	100.00
Phebe	" 2	150.00	Horten	" 35	650.00
Esther	" 70	000.00	Abe	" 25	800.00
Bedford	" 35	725.00	Fanny	" 25	600.00
Judy	" 22	600.00	Caroline	" 30	500.00
Ritly	" 21	600.00	Felix	" 5	250.00
Marinda	" 5	200.00	Lightfoot	" 3	175.00
Qurenette	" 6	200.00	Ralph	" 46	350.00
Elizabeth	" 2	100.00	Diana	" 35	400.00
Phil	" 30	650.00	Isham (Fitified) "	18	575.00
Grace	" 30	500.00	Lydia	" 16	575.00
Tempey	" 10	400.00	Jenny	" 14	500.00
Rachel	" 9	400.00	Hannah	" 12	300.00
Amanda	" 7	300.00	Spencer	" 9	350.00
Doctor	" 5	200.00	Walker	" 5	250.00
Betsey	" 3	175.00	Jackson	" 2	150.00
Washington	" 1	100.00	Edmund	" 46	500.00
Peter C.	" 35	600.00	Billy	" 35	450.00
Chancery (unhealthy) "	25	350.00	Rhody	" 20	575.00
Page (One Eyed)	" 16	300.00	Robert	" 40	500.00
Rebecca	" 14	Eliza	" 28	600.00	
Pelinda	" 14	450.00	Peggy	" 8	375.00
Ailsey	" 10	375.00	Lewis	" 5	300.00
Charity	" 8	300.00	Maria	" 1	100.00
Frederick	" 5	250.00	Abram	" 50	<u>350.00</u>
Keziah	" 3	150.00	-	-	-

-	-	-	-	-	-
Elvira	aged 18	650.00	Melvinia	aged 5	300.00
Airy	" 16	650.00	Peter Lear	" 35	700.00
Amy	" 3	175.00	Lity	" 25	575.00
William	" 1	100.00	Phil	" 35	750.00
Tom	" 35	750.00	Dolly	" 9	375.00
Visy	" 25	450.00	Gramina	" 5	225.00
Jenny	" 30	675.00	Clara	" 75	000.00
Wilson	" 1	100.00	Susan	" 35	600.00
Levi	" 3	225.00	Fanny	" 30	650.00
Jim Brickley	" 40	550.00	Aaron	" 10	450.00
Phillis	" 25	600.00	Caroline	" 8	325.00
Edie	" 10	400.00	Permilia	" 5	200.00
Judge	" 8	400.00	Milly	" 7	325.00
Delia	" 6	200.00	Caladonia	" 4	200.00
Letty	" 4	250.00	Lethe Ann	" 4	200.00
Banks	" 1	100.00	Howard	" 2	175.00
Bob	" 58	250.00	Mason	" 2	175.00
Mary	" 35	450.00	Gray	" 6 ^{mons}	100.00
Levina	" 15	600.00	Wyat	" 23	600.00
Berry	" 13	550.00	Kizzy	" 28	600.00
Mack (Deformed Hand)	" 17	400.00	Milledge	" 10	500.00
Austin	" 11	400.00	Willis	" 9	400.00
Henderson	" 6	350.00	Charles	" 8	400.00
Mary Ann	" 4	250.00	Eldad	" 6	350.00
Frank	" 1	100.00	Louisa	" 4	175.00
Emily	" 30	550.00	Scott	" 6 ^{mons}	100.00
Churchwell	" 20	800.00	Cooper Jo	" 55	250.00
Henry	" 6	3250.00	Mary	" 50	175.00
Esther	" 30	550.00	Alexa	" 11	450.00
Addison	" 2	175.00	George	" 40	600.00
Margaret	" 14	350.00	Matilda	" 42	350.00
James	" 8	3250.00	Jerry	" 14	650.00
Jane	" 1	100.00	Susan	" 12	400.00
Isabel (Bad eyes)	" 14	100.00	Henry	" 10	500.00
George	" 12	550.00	Priscilla	" 8	325.00
Eliza	" 9	400.00	Drudy	" 6	250.00
Elick	" 50	450.00	Richmund	" 3	200.00
Melvinia	" 35	400.00	Ben	" 35	600.00

-	-	-	-	-	-
Milly	" 35	625.00	Moses	" 35	600.00
Selina	" 80	400.00	Lena	" 35	475.00
Sophy	" 6	350.00	Sophy	" 15	550.00
Henrietta	" 5	250.00	Ransom	" 16	500.00
Edmund	" 2	200.00	Mary	" 12	400.00
Ceasar	" 44	600.00	Hilliard	" 9	400.00
Maria	" 40	400.00	Robinetta	" 2	175.00
Exeline	" 16	600.00	Sherman	" 42	600.00
Malena	" 18	600.00	Jeffy (unhealthy)	" 35	300.00
Sylvia	" 9	400.00	Pharary	" 20	650.00
Coleman	" 7	400.00	Kiz.	" 6 ^{mons}	100.00

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-	-	-	-	-	-
Gilbert	aged 10	525.00	1200 bbls corn at 1.50		1800.00
Clabourn	" 7	525.00	20,000 ^{lbs} Fodder 62 ^{cts}		125.00
Francis	" 2	150.00	20000 ^{lbs} Bacon at 8 ^{cts}		1600.00
Black Jim	" 58	125.00	1000 head hogs supposed at 2.		2000.00
Amy	" 40	400.00	26 Mules at 75. ⁰⁰		1950.00
Sandy	" 14	650.00	14 Mares at 45 ⁰⁰		630.00
Stephen	" 12	500.00	22 Colts at 35 ⁰⁰		770.00
Selpha	" 8	350.00	9 Yoke Oxen at 30 ⁰⁰		270.00
Emily	" 6	325.00	1 Set Blacksmiths tools		50.00
Solena	" 4	250.00	300 ^{lbs} Iron 7 ^{cts}		21.00
Wade	" 2	175.00	1 Set Carpenters tools		25.00
Jacob	" 54	500.00	34 Single Carey plows \$2.		68.00
Resetta	" 19	675.00	14 " " " \$4		56.00
Jacob	" 15	750.00	30 Side Harrows \$3		90.00
Nelson	" 13	650.00	20 Bull Tongues \$1.50		30.00
Bradford	" 13	650.00	34 Eagles \$3.		102.00
Caroline	" 5	300.00	15 Cotton Openers 50 ^{lbs}		7.50
Edward	" 3	250.00	6 Double Shovels \$ 3.		18.00
Milton	" 18	750.00	14 Harrows (wood) \$150		21.00
John	" 5	500.00	112 head cattle \$8		896.00
Martha	" 20	800.00	3 ox wagons		130.00
John	" 5	300.00	Two 4 horse wagons		90.00
Betsey	" 1	100.00	One 2 " "		45.00

-	-	-	-	-	-
Harriett	" 35	500.00	Two " carts at \$15		30.00
Virginia	" 9	350.00	One old Carriage		150.00
Ann	" 7	300.00	" new do.		500.00
Catherine	" 5	250.00	1 Pr. Carriage horses		225.00
Horas	" 1	100.00	1 Jack Ass		500.00
Bill	" 33	600.00	45 pr. plain gear \$ 2		90.00
Maria	" 23	700.00	8 Scythes & Cradles \$ 6		16.00
Amy Jane	" 4	225.00	Weeding Hoes		-
Jim (Yellow)	" 60	200.00	Grubbing do.		-
Kitty	" 60	150.00	Pole Axes		-
Katy	" 16	650.00	Iron Wedges		-
Jim (Weaver)	" 23	850.00	Spinning Wheels and Cards		-
Francis	" 17	800.00	" Machine		-
Coleman	" 23	825.00	1 Straw Cutter		-
Randall	" 45	650.00	Weat Fan		-
Eveline	" 12	550.00	Cotton Gins		-
Celice (Byer)	" 50	300.00	-		-
Robinnetta	" 12	500.00	-		-
Manerva	" 20	600.00	Pond Spring plantation 1760 acres of land at \$7.		12320.00
Patience	" 8	275.00	-		-
Agnes	" 5	225.00	Slaves viz.		-
Zack	" 3	200.00	Lawrence - aged 26		825.00
Nelly	" 60	000.00	Turner - " 15		675.00
Household & Kitchen furniture	1813.00	-	Frances - " 21		825.00
1 old set Silver plate	200.00	-	Lucy Ann - " 6		300.00
2 Looms & Fixtures	30.00	-	A.S. Gibson - " 4		250.00

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-	-	-	-	-	-
Sgny	age 20 mos	175.00	Jack	age 3	250.00
Martha	" 30	800.00	Yellow Shaderick	" 65	000.00
Caroline	" 9	350.00	Aggy	" 65	000.00
Eveline	" 2	175.00	Rachel	" 35	450.00
Andrew	" 50	450.00	Jerry	" 21	850.00
Charity	" 36	475.00	Squire	" 14	400.00

-	-	-	-	-	-
Jacob	" 9	450.00	Manda	" 12	500.00
Irena	" 2	175.00	Rinda	" 8	350.00
Ben	" 35	650.00	Amy	" 6	350.00
Salena	" 23	600.00	Richmund	" 4	275.00
Sylvia	" 4	250.00	Thomas	" 2	150.00
William	" 1	125.00	Horace	" 16	175.00
Lewis	" 40	650.00	Jesse	" 15	725.00
Aggy	" 30	550.00	700 ^{bbs} Corn at 1.50	1050.00	
Major	" 50	200.00	12 Stacks of Fodder at 6.00	72.00	
Airy	" 40	450.00	10 " Oats " 7.50	75.00	
Rose	" 10	450.00	10.000 ^{lbs} Bacon at 8 ^{cts}	800.00	
Wiley	" 6	325.00	1 Reel	2.50	
Jane	" 7	320.00	1 Spinning Machine	200.00	
Little Airy	" 5	250.00	350 head of hogs at \$2.00	700.00	
" Major	" 3	175.00	115 Sheep " 1.00	115.00	
Henry	" 3	175.00	27 head Cattle " 8.50	229.50	
Allen	" 3 ^{mons}	100.00	13 mules " 75.00	975.00	
George	" 22	600.00	3 Mares & Colts " 75.00	225.00	
Delfa	" 20	550.00	2 " " " " 8	82.50	
Henry	" 43	600.00	3 Yokes of Oxen " 40.00	120.00	
Kitty	" 35	500.00	3 wagons	120.00	
Sylla	" 15	625.00	1 " & Harness	75.00	
Gray	" 13	600.00	17 Cary plows at 3.00	51.00	
Susan	" 11	425.00	8 Side Harrows " 4.00	32.00	
Ellen	" 9	325.00	15 Bull tongues " 1.50	22.50	
Simpson	" 6	300.00	1 Set Blacksmiths Tools	50.00	
Maria	" 4	250.00	1 " " " "	35.00	
Andrew	" 2	175.00	16 Set plow gear " 1.50	24.00	
Taylor & Scott Twins	" 4mons	150.00	-	-	
Zack	" 35	675.00	-	-	
Dolly	" 30	450.00	Hard Bargain Plantation 2000 acres land at 8.00	16000.00	
Louisa	" 25	800.00	-	-	
Maria	" 6	350.00	Davy (Cripple)	age 33	200.00
America	" 3 ^{mons}	100.00	Moses	" 38	650.00
Lathan (Blacksmith)	" 37	850.00	Betsy	" 46	400.00
Mary	" 23	625.00	Amandy	" 16	650.00
Jenny	" 40	400.00	Ellen	" 14	625.00
John	" 13	625.00	Salena	" 12	550.00

-	-	-	-	-	-
Levinia	9	400.00	Jefferson	10	500.00
Harry	" 40	500.00	Mary	" 5	250.00
Sandy	" 9	500.00	Gilbert	" 37	525.00
Lucinda	" 7	350.00	Sally	" 30	450.00
Anderson	" 5	350.00	Nancy	" 18	650.00

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-	-	-	-	-	-
Peyton	aged 10	750.00	Jo	aged 46	450.00
Fields	" 10	575.00	Louisa	" 18	550.00
Coleman	" 7	350.00	Burley	" 16	700.00
Frances	" 2	200.00	Solomon	" 14	670.00
Billy	" 48	500.00	Anna	" 2	125.00
Sarah	" 40	350.00	Sam	" 45	500.00
George	" 19	750.00	Violete	" 32	500.00
William	" 9	450.00	Charles	" 20	750.00
Eliza	" 7	375.00	Isaac (Fitified)	" 16	350.00
Rose	" 70	000.00	Anderson	" 12	275.00
Frank	" 5	250.00	Aggy	" 9	300.00
John	" 35	450.00	Polly Ann	" 4	250.00
Betty (unhealthy)	" 40	200.00	Sam	" 1	100.00
Jane	" 19	675.00	Kitty	" 45	450.00
Daniel	" 60	200.00	Peter	" 41	750.00
Dafney	" 60	120.00	Cuffie	" 13	650.00
Peggy	" 21	700.00	13 work mules at 35.00	455.00	
Daniel	" 4	250.00	2 Mares and Colts	75.00	
Carroll	" 11 ^{mons}	125.00	2 Old Mares	00.00	
Catherine	" 6	325.00	700 bbls corn 1.50	1050.00	
Grace	" 28	650.00	20.000 ^{lbs} Fodder 62 1/2	125.00	
Adaline	" 10	460.00	4 Stacks of Oats at 7.50	30.00	
Wilson	" 8	425.00	10.000 ^{lbs} Bacon at 8 ^{cts}	800.00	
Campbell	" 6	425.00	3 Yokes of Oxen " 30.00	90.00	
Nicholas	" 30	650.00	1 Ox wagon	90.00	
Absalom	" 30	650.00	1 Old Ox Wagon	10.00	
Letty	" 40	375.00	Two 4 horse do	145.00	
Agustus	" 17	750.00	One 2 " "	60.00	
Bartley	" 15	700.00	8 cotton covers 1.50	12.00	

-	-	-	-	-	-
Richmond	" 10	550.00	8 Openers 50	4.00	
Charity	" 12	450.00	15 Single Cargo 3.00	45.00	
Lewis	" 6	350.00	4 double do 5.00	20.00	
Davis	" 4	275.00	15 Sweeps 2.50	37.50	
Walker	" 10 ^{mons}	100.00	15 Side Harrows 3.00	45.00	
Lucinda (unhealthy)	" 35	100.00	12 Bull Tongue Stocks 1.00	12.00	
Clarissa	" 17	650.00	6 Shovel plow hoes 1.00	6.00	
Daphney	" 14	625.00	23 Set plow gear 2.00	46.00	
Judy Ann	" 12	475.00	Set Carpenter Tools	5.00	
James	" 4	275.00	4 Scythe & Cradles 1.50	6.00	
Delpha	" 25	750.00	Set Blacksmiths Tools & Iron	25.00	
Irish	" 23	700.00	3 Large Iron Kettles 15.00	45.00	
Susannah	" 21	750.00	1 Loom & Fixtures	10.00	
Eustis	" 20	750.00	400 head of hogs at 2.00	800.00	
Phebe	" 19	675.00	130 Sheep " 1.00	130.00	
Arch	" 13	600.00	20 head cattle " 3.50	90.00	
Sely	" 11	500.00	On Cotton Garden planatation	-	
Peg	" 9	450.00	Omitted	-	
Lucy	" 7	275.00	227 head Sheep at 1.00	227.00	
Scott	" 3	175.00	-	-	

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The State of Alabama. Lawrence County. ss: } Personally appeared before me Nathan J Gallaway an acting Justice of the peace in and for said County Orin Davis, Dewy Mayes and Stephen W. Harris who being duly sworn depose and say (that the foregoing contains in pages from One to 9 inclusive contains a true valuation and appraisement of the estate of the late Benjamin Sherrodin said County as shown us by the Executors of the said Benjamin Sherrod deceased. Orin Davis D. Mays Stephen W. Harris Sworn to and Subscribed before me this 1st day of June 1847. Nathan Gallaway Justice of the Peace. }

Continuation of Inventory of Est of Benjamin Sherrod. 20 Slaves stock (of 1000.00) of New york & Misissippi Company Claim V. H. W. Rhodes & others for about \$15.00 in suit in the Courts of Misisippi. Unascertained claim vs Tuscumbia, Courtland & Decatur Rail Road Company. 1 Vacant Lot in the town of Courtland. 1 House and Lot in same house unterable. 25 Pole axes. 60 weedin hoes. 16 Mattocks 8 Iron Wedges, 20 Spinning Wheels 1 Spinning Machine on the cotton Garden Plantation not appriased Claim vs Robt O. Nelson. in suit in Sumpter County Ala amt not known Bill of Exchage for B. Sherrod drawn by G. W. Carroll for \$1500 as reported by F. O. Sherrod Crop of Cotton now on hand grown in 1846. In addition to the foregoing there are I believe 3 Jeannets and foals belonging to the estate of Co^l Sherrod before his death sent them to Tennessee to a Jack W. W. Watkins

Inventory and Valuation of the property at the Chantilla Plantation Franklin County, made by Col. G.W. Carroll, D^r N.J. Houston and Edward Pearsall Esqr. 29th April 1847.

-	Name of Slaves	age	-	-	Name of Slaves	age	-
-	-	-	-	" 15	Crisey	" 16	600.00
No. 1	Steven	" 40	650.00	" 16	Linda	" 14	600.00
" 2	Celia	" 35	500.00	" 17	Leah	" 11	400.00
" 3	John	" 17	600.00	" 18	Clarissa	" 20	350.00
" 4	Spencer	" 14	500.00	" 19	Emeline	" 2	150.00
" 5	Charles	" 12	500.00	" 20	Jo	" 55	75.00
" 6	Alfred	" 39	600.00	" 21	Lucky	" 50	75.00
" 7	Harriett	" 35	400.00	" 22	Sam	" 27	800.00
" 8	Hensen	" 17	800.00	" 23	Sylvester	" 21	850.00
" 9	Albert	" 15	650.00	" 24	Samuel	" 23	800.00
" 10	Marinda	" 13	500.00	" 25	Carity	" 32	550.00
" 11	Daniel	" 11	500.00	" 26	Archil.	" 10	400.00
" 12	Robert	" 9	500.00	" 27	Maria	" 6	200.00
" 13	Govenor	" 60	150.00	" 28	Coleman	" 1 1/2	150.00
" 14	Polly	" 47	000.00	" 19	Allen	" 40	700.00

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- | Name of Slaves | age | - | - | Name of Slaves | age | - | - | - | - | - |

—————	—————	—————	—————	—————	—————	—————
———		No. 30	Mary	age 35	600.00	" 65
Ailsey	" 55	25.00	" 32	Sem (to)	" 5	200.00
" 67	Laris	" 50	500.00	" 33	Darcas	" 3
150.00	" 68	Sena	" 40	350.00	" 34	Dick (Blacksmith)
" 35	800.00	" 69	Tom	" 19	800.00	" 35
Marinda	" 27	600.00	" 70	Wilson	" 17	400.00
" 36	Major	" 12	500.00	" 71	Arch	" 16
400.00	" 37	Rosetta	" 5	200.00	" 72	Dick (Yellow)
" 19	800.00	" 38	Bedford	1 1/2	150.00	" 73
Bill	" 17	800.00	" 39	Harriott (Big)	" 40	400.00
" 74	Mansfield	" 15	800.00	" 40	Baker	" 17
500.00	" 75	Edward	" 14	800.00	" 41	Harrison
" 8	325.00	" 76	Frank	" 12	800.00	" 42
Patience	" 2 1/2	100.00	" 77	Emily	" 21	100.00
" 43	Peter (Blue)	" 40	600.00	" 78	Henry	" 5
300.00	" 44	Letty	" 30	500.00	" 79	Dallis
" 2	200.00	" 45	Nethi	" 14	500.00	" 80
Almari	" 40	600.00	" 46	Dennis	" 14	700.00
" 81	Milly	" 36	500.00	" 47	Delia	" 32
550.00	" 82	Synthia	" 17	650.00	" 48	Kizziah
" 12	500.00	" 83	Sylla	" 13	650.00	" 49
Syrus	" 8	400.00	" 84	Clarrin	" 10	500.00
" 50	Wyatt	" 6	200.00	" 85	Charles	" 8
500.00	" 51	Amy	" 1	100.00	" 86	Tyler
" 6	300.00	" 52	Banks	" 29	700.00	" 87
Lisbon	" 3	150.00	" 53	Hester	" 30	500.00
" 88	Lindsey	" 19	800.00	" 54	Dolly	" 8
300.00	" 89	Mahala	" 20	600.00	" 55	Zack
" 6	250.00	" 90	Jacob	" 2	150.00	" 56
Patsy	" 27	550.00	" 91	Margaret	" 1 ^{mo}	100.00
" 57	Francis	" 10	350.00	" 92	Rose	" 60
100.00	" 58	Richmond	" 7	300.00	" 93	Eli
" 17	800.00	" 59	Dick (Blacksmith)	" 35	300.00	" 94
Herbert X	" 21	100.00	" 60	William	" 32	800.00
- - - -	" 61	Sophy	" 25	600.00	- - - -	" 62
William (St)	" 2 1/2 ^{mo}	150.00	- - - -	" 63	Child	" 1
100.00	- - - -	" 64	Manuel	" 70	000.00	- - - -
150 head Sheep at 1.00 per hd	150.00	22 pr. plow Gear at 2.00 per pr	44.00	40 Cattle " 8.00	320.00	Blacksmith Tools and Iron
60.00	6 Yokes Oxen " 40.00 Yoke	240.00	Carpenters Tools	30.00	Stallion Hark	300.00
2 horses at 40.00 each	80.00	15 Cary ploughs at 2.00 & 15	-	1600 acres of land at 18.00 per acre	28800.00	Bull tongues at 1.50
52.50	450 head hogs at 2.00 per head	900.00	15 Sweeps at 2.00 6 double	-	13 mules at 85 per mule	1105.00
Carys at 3.00.	48.00	1500 pounds of Bacon at 10 pr bb				

1500.00 | 3 wagons at 65.00 each | 195.00 | Sum Total | \$77559.00 | 350 bbls corn at 2.00 | 700.00 | - | - | 18
Stacks of fodder 7.50 per stk | 135.00 | - | - | Spinning machine | 125.00 | - | - | 1 Wheat Fan 10.00 1 Loom
15.00 | 25.00 | - | - |

-	-	-	-
150 head Sheep at 1.00 per hd	150.00	22 pr. plow Gear at 2.00 per pr	44.00
40 Cattle " 8.00	320.00	Blacksmith Tools and Iron	60.00
6 Yokes Oxen " 40.00 Yoke	240.00	Carpenters Tools	30.00
Stallion Hark	300.00	2 horses at 40.00 each	80.00
15 Cary ploughs at 2.00 & 15	-	1600 acres of land at 18.00 per acre	28800.00
Bull tongues at 1.50	52.50	450 head hogs at 2.00 per head	900.00
15 Sweeps at 2.00 6 double	-	13 mules at 85 per mule	1105.00
Carys at 3.00.	48.00	1500 pounds of Bacon at 10 pr bb	<u>1500.00</u>
3 wagons at 65.00 each	195.00	Sum Total	\$77559.00
350 bbls corn at 2.00	700.00	-	-
18 Stacks of fodder 7.50 per stk	135.00	-	-
Spinning machine	125.00	-	-
1 Wheat Fan 10.00 1 Loom 15.00	25.00	-	-

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State of Alabama Franklin County } Came personally before me William G. Thompson awaiting Justice of the peace for said County. George W. Carroll, Nathan J Houston and Edward Pearsall Commissioners appointed by the Judge of the Orphans Court, of Laurence County to appraise the Estate of Benjamin Sherrod deceased in Franklin County aforesaid who being duly sworn say on their oaths that the foregoing is a true Inventory and Appraisement just and fair of all the Estate of Benjamin Sherrod dec^d as shown to them by the Executors of said Estate on the Chantella Plantation in said County, on the 29th day of April 1847. to the best of their skill and belief. N.J. Houston Edward Pearsall G.W. Carroll Sworn and Subscribed before me Given under my hand and seal this 18th day of May 1847. W.G. Thompson J.P. {Seal}

Alabama Laurence County } Personall y appraised before me Nathan J. Gallaway Justice of the County William W. Watkins and Richard Jones Executors of the last Will of Benjamin Sherrod dec^d and being duly sworn say that the foregoing is a true Inventory of the Estate of said dec^d to the best of their Knowledge so far as has Come to their hands including the property appraised in Franklin County. W.W. Watkins Richard Jones Sworn and subscribed before me this 19th June 1847. N.J. Gallaway Justice of the Peace

State of Alabama Laurence County } I Henry A. M^cGhee Judge of the Probate Court of said County, Certify. that the foregoing 18 pages is a full true and perfect Transcript and exhibit of the inventory and appraisement by the Executors of the last Will and Testament of Benjamin Sherrod dec^d together with the affidavit of the Executors and the Commissioners to appraise the property belonging to said Estate as of Record in my Office in Inventory Docket "F." of Orphans Court on pages 71. 72. 73. 74. 75. 76. 77. 78 and 79.

In testimony whereof I have hereunto set my hand and official Seal of said Probate Court at Office at Moulton the 8th day of February 1851. and of American Independence the 70 year H.A. M^cGhee Judge &C

Injunction The State of Alabama Northern Chancery Division, 30th District, Court holden at Moulton To any Sheriff of the State of Alabama, Greeting. William W. Watkins surviving Executor of the last Will and

Testament of Benjamin Sherrod dec^d having exhibited his bill in Chancery, and obtained the fiat, of the Hon. David G. Ligon Chancellor of the Northern Chancery Division of the State of Alabama - Command Henry A. M^cGhee Judge of Probate for the County of Laurence and State of Alabama, that he do, strictly direct and refrain from all further proceedings in the settlement of the Estate of the said Benjamin Sherrod dec^d and that he Transfer to the Chancery Court, for the 30th District , Northern Chancery Division

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of the State of Alabama, all the Original Vouchers and papers pertaining to said Estate now in the office of the Court of Probate for said County, in a Transcript of all orders touching the same, made in said Court. Herein fail not and have you this Writ, at the Office of the Register of said Chancery Court, three days previous to the 4th Monday in April next Witness John H. Hansell Register of this Chancery Court, at Office in the town of Moulton, this 25th day of January 1851. John H.Hansell Register.

Returned Endr^d Execute by leaving a Copy of the within, with H.A. M^cGhee January 29th 1851. P.D. Roddy Shff Returned to the office same day P.D. Roddy Shff

Caption of Trancpt Be it remembered that at an Orphans Court began and held at the Court house in the town of Moulton on the 1st Monday in March 1847. for the County of Laurence and State of Alabama, Present the Hon. R.O.Pickett Judge of said Court, Among other things the following Orders, were made and proceedings minuted, to wit.

Application to prove Will This 9th day of March 1847, was presented by W.W. Watkins, Richard Jones and F.O.A. Sherrod an instrument of writing purporting to be the last Will and Testament of Benjamin Sherrod late of said County deceased, for Probate. It is therefore Ordered by the Court, that the 1st Monday in April next be set for the proof of said instrument, and that Subpoenas issue to any Sheriff of the State of Alabama, Commanding him to summon Jack Shackelford, John W. Compton, Willis H. Gibson and Ethelbert S. M^cMahan Subscribing Witnesses to said Instrument to appear before the Judge of the Orphans Court at the Court house in the town of Moulton, on the said 1st Monday in April next to Answer all questions propounded to them by the Court touching the same, and that he make due return according to law.

Citation to Heirs On the application of W^m W. Watkins, Richard Jones and F.O.A. Sherrod the persons named as Executors to an Instrument of Writing purporting to be the last Will and Testament of Benj. Sherrod dec^d It is Ordered by the Court, that the Citations issue to any Sheriff of the State of Alabama, Commanding him to summon Telitha Sherrod Widow of said decedent, F.O.A. Sherrod, Samuel W. Sherrod and Samuel Shackelford heirs and distributees of said Estate to appear at the Court house in the Town of Moulton on the 1st Monday in April next and show cause why said Instrument shall not be proven and admitted to Record as the last Will and Testament of said decedent.

Guard. ad. litem appointed. Ordered by the Court that Jno. M. Jackson be appointed Guardian ad litem of Benj. Sherrod Francis E. Sherrod, Alice C. Sherrod, Charles F. Sherrod, William C. Sherrod and William S. Swoope Minor heirs of Benj. Sherrod late of said County dec^d and that Citation issue to any Sheriff of the State of Alabama Commanding him to summon him to appear before the Judge of the Orphans Court at the Court house in the town of Moulton on the 1st Monday in April next and show Cause if he can in behalf of said Minors why an Instrument of writing purporting to be the last Will and Testament of said decedent should not be proven and admitted to Record.

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Probate of Will. The State of Alabama Laurence County, } Orphans Court April Term 1847. Present the Hon. Richard O. Pickett Judge of said Court. Whereas Frederick O. Sherrod W^m W. Watkins and Richard Jones the persons named as Executors to an Instrument of writing purporting to be the last Will and Testament of Benj. Sherrod dec^d have this 5th day of April 1847. it being the 1st Monday in said month in Obediance to a former Order of this Court presented said Instrument for Probate, And it appearing to the satisfaction of the Court from the Testimony of Samuel W. Shackelford that all the adult parties in interest have had personal Notice of the application to prove said Will, and John M. Jackson Guardian ad litem of the Minor heirs and distributees of said Estate has had legal notice and thereupon came Jack Shackelford John W Compton two of the Subscribing Witnesses to said Instrument and Jack Shackelford and Willis H. Gibson the Subscribing witnesses to the Codicil to said Will who after being duly sworn to well and truly to answer all questions propounded to them by the Court relative to the execution of said Will upon their Oaths do say, that Benj. Sherrod signed and sealed the Instrument to the Court shown as his last Will and Testament on the day of the date thereof in their presence and in the presence of Lucinda M^cLamore the other Subscribing witness thereto who has since departed this life and that they the said Jack Shackelford and John W. Compton subscribed their names as Witnesses thereto at the request of said Testator. and in his presence and in the presence of each other

Probate of Will

and the said Lucinda M^cLamore now deceased. And they further depose and say that the said Testator was of sound mind and disposing memory and that he was over the age of twenty one years. And that he was a Citizen of Alabama, Laurence County. And the said Jack Shackelford and Willis H. Gibson two of the Subscribing Witnesses to the Codicil depose and say that the said Benj. Sherrod signed and Sealed said Instrument here to the Court shown as the Codicil of his last Will and Testament and in presence of E.S. M^cMahon the Other Subscribing Witness thereto; That they Subscribed their names as Witnesses thereto at his request and in his presence and in presence of each other; They further depose and say that he was of sound mind and disposing memory; It is therefore Considered by the Court that said Instrument in writing is fully proved to be the last Will and Testament of Benj. Sherrod dec^d And that it be received and admitted to Record as such. April 5th 1847

Will I Benjamin Sherrod of Laurence County, State of Alabama do make and publish this my last Will and Testament in Manner and form following, that is to say. I Will that all my Real Estate personal property and debts owing to me shall be charged with the payment of my debts, and that all the Real Estate Slaves Stock and other personal property on my several plantations shall be kept together by my Executors hereinafter appointed and the said plantations shall be cultivated by my Slaves under the directions of my Executors or the survivors of them without any division of the Real Estate or other property hereby charged as aforesaid till all my debts shall have been paid out of the proceeds of the several plantations.

I Will and direct that after the payment of the expenses incurred by my Executors in Cultivating the said plantations and disposing of the Crops

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Will a sufficient sum shall be annually paid by them to my wife Telitha Sherrod for her liberal support and maintenance and a sufficient sum shall also be paid by them annually from the same source to the Guardian of my three children Charles Fox, William Crawford and Susan Adelaide for their liberal support and education. My Executors shall also pay annually to my son Samuel from the proceeds as aforesaid of my several plantations a sum which shall be in their Judgement sufficient support for him and his family It is also my Will that during the time it may be necessary for my Executors to keep my Estate together as aforesaid my wife shall be retain as exclusive possession of my dwelling house the Garden pleasure ground, and outhouses thereto attached, all the household and kitchen furniture such slaves as shall be employed by me as house servants, at the time of my death, and my pleasure Carriage horses and driver for her use during the time aforesaid and

without being liable to any change for the use of the same at the end of the year in which the payment of all the debts due by me and chargeable to my Estate shall be Completed I Will that my Real and personal property of every discription be divided as herein after directed and upon such division

Devise to family of Felix Sherrod I devise to the family of my deceased Son Felix A.M Sherrod the plantation purchased from John P. Hickman John Glass and Others and known as the Pend Spring plantation Also all the Horses mules, Cattle, Sheep, hogs, plantations utensels &C. that may be upon said plantation at the time of my death, together with the following negroes (subject to the herein after provisions) to wit, Black Jim, Amory his wife, Tom, Arch, Davey, Sandy, Stephen, Sylvia, Emely, Salene and her infant child, (their children) Kizziah, Willis, Milledge, Charles, Eland, Louisa, Lewis, Aggy, Zack, Kitty, Sylla, Gray, Susan, Ellen, Simon, Maria, Andrew, Manuel, Ailsey, Joe, Sandy and Anderson, (sons of Harry) Judge, Sherman, Marinda, Malichi, Edmund, Betty, Roda, Visey, Cooper, Joe, Mary, Old Jacob, Charity, Selena, Jake, Irima, Dick, (son of Manuel) Lathan, Martha, Caroline, Delphina, Frances, Lucy, Anor, Alfred and Ellick during the widowhood the widowhood of my daughterlaw Sarah Sherrod the property devised to my deceased Son Felix A.M. Sherrod shall be kept together and managed by my Executors for the benefit of herself and children, but in the event of her marriage she is to receive a Childs part of the negroes devised as aforesaid together with the household and kitchen furniture and the Carriage and horses which property shall be hers for and during her natural life provided the negroes are not removed from this State, And my Executors are to take the necessary steps to receive the property for the use of the children by her first husband. The land devised for the benefit of the family of my deceased son Felix A.M. Sherrod I give to my grand sons Benjamin and Francis Edwin Sherrod to be equally divided between them when the youngest shall arrive at the age of twenty one years, the said land however, to be used for the benefit of the widow and all her children subject to the Condition before mentioned. My Grand daughter Alice Clay Sherrod shall be entitled to receive an equal portion of the negro property when she arrives at the age of twenty one years or marries, the whole property to be held and kept together for the joint benefit of the family unless the widow should marry and then for the benefit of their children.

Bequest F.O.A. Sherrod Upon the division aforesaid I will to my son Frederick O.A. Sherrod the following tracts of land lying in the County of Franklin, to wit, The

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Upon the Division aforesaid I Will to my Son Frederick O.A. Sherrod the following tracts or parcels of land lying in the County of Franklin, to wit the plantation purchased of Aldridge and the Joneses about Two miles East of Tuscumbia together with all other land to be by me hereafter acquired adjoining the said plantation and also all the horses, mules, Cattle, hogs, Sheep, Wagons, Carts and plantation ~~Utensials~~ Tools of every discription upon said plantation at the time of my death, Also the following Negroes Namely, Mansfied, Lucy, Emely and her Two Children, Dick Mansfield, Billy, Edward, Frank, Perrin, Ben, Becca, Alfred, Little Harriet, Henson, Marinda, Albert, Daniel, Robert, Almarty, Milley, Cynthia, Tilla, Clician, Charles, Tyler & infant, Child, Dick, (the Blacksmith) Marinda, Major and two Small Children, Govener, Polly, Clarissa, Cresa, Irina, Leah, Lindsey, Mahala and Child, Sam, Charity and two Children, William, Sophy and Child, Banks, Hester, Dolly, Zack, Old Bob, Mary, Mack, Levina, Becca, Austin, Henderson, Mary Ann, Delia, Keziah, Cyrus and her two small Children, Jesse, Sam, Herburt, and Old Clara.

Will bequest for benifit of Samuel W. Sherrod. Upon the Division aforesaid I devise and bequeath to Frederick O.A. Sherrod Samuel Shackelford and William W. Watkins or the survivors of them the following negroes namely. Abram, Nelly, Elvira, Ainy, Isbell, George, Eliza, Jim Brikley, Phillis, Edie, Judge, Delia, Letty, Guy, Mary, Nancy, Abram, Robert, Missourie, Susan, Lethia, Ann, Howard, Abey Big Fanny, Felix, Lightfoot, Lewis, Sima, Major, Arny, Rose, Wiley, Old Esther, Wyat, Margaret, and two Children, Jake, Maria, Rose, Bradford, Jacob, Caroline, Nelson, Louisa, and two Children, Milly Henrietta, Edmund Sophia and child, Ceffie, Robert, Ann, Katy, Irina, Kitty, Horace, Stephen Sally, John Spencer, Charles and Sylvester. I also hereby direct my Executers after my debts are paid to purchase a tract of land containing between Sixteen

hundred and two thousand Acres, the price not to exceed twenty thousand dollars, said land to be paid for out of the proceeds of my estate before any division is made. The plantation hereby directed to be purchased is to be stocked with horses, mules, hogs, Cattle and Sheep and furnished with the necessary plantation tools and implements and one years provision and provender by a proportional Contribution from all my other plantations, the foregoing devise and bequest I make to the said F.O.A. Sherrod, Samuel W. Shackelford and W^m W. Watkins Trust that they or the survivors of them shall keep the said land, Slaves and future increase thereof and other personal property together and employ said Slaves in the Cultivation of the plantation directed to be purchased.

They shall take the proceeds of all the real estate and other property included in this trust and out of the same shall first pay the expenses incurred in the Management of the estate and is Causing the said plantation to be cultivated and one half of the balance of the annual proceeds they shall pay annually to my son Samuel W Sherrod for his maintainance and support, And the other half of the annual balances of such proceeds shall be accumulated in their hands or the hands of the survivor of them. Should the Trustees herein appointed be of Opinion that the money directed to be paid Annually to my Son Samuel is not appropriated by him so as to secure the proper Education and maintainance of his Children that are to pay over to him only so much as shall be

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Will sufficient for his personal expenses. And the balance they shall apply to the Educations and maintenance of his family, The Trustees shall have the power if they think proper to invest the annual balances directed to be retained by them in land for the benefit of the Children of my said Son.

Should the Trustees herein appointed at any future time be of ____ that my Son Samuel would manage the property herein bequeathed to then in trust judiciously and properly and not Squander the proceeds then they shall be at liberty to surrender the trust so far as to allow him to manage the plantation and sell and receive the proceeds of the Crops &c. but be it fully understood that the devise to said Trustees is for the benefit of his Children .

Bequest to Susan A. Shackelford I devise and bequeath of the division aforesaid to William W. Watkins, Frederick O.A. Sherrod and Richard Jones and to the Survivor or Survivors of them in Trust the following Real and personal property, to wit, a plantation lying in this County South West of Courtland Containing Two thousand Acres of land known by the name of the Hard Bargain Plantation together with all the Stock of Horses Mules Cattle Hogs and Sheep and all the plantation Utensils that may be on said plantation at the time of my death, and also one third part according to Value of the following negroes namely. Joe, Lucinda, Clarissa, Delphia, Julia Ann, James, Susan, Violete, Charles, Isaac, Anderson, Aggy, Polly Ann infant Child of Violet, Daniel, Daphna, Nick, Peggy, Daniel, Moses, Betsey, Amanda, Ellen, Solona, Mary, Jesuphus, Kitty, Louisa, Burba, Solomon, Anne, Absalom, Lotty, Augustus, Bartley, Richmond, Charity, Lewis, Octavus, Grace, Adeline, Nelsen, Campbell, John, Betsey, Jane, David, Peter, Rose, Gilbert, Sally, Nancy, Peyton, Fields, Coleman, Frances, Billy, Sarah, George, William, Eliza, Frank, Phebe, Delphy, Scott, Archey, Esther, Susanna, Silvy, Puggy, Irish, Lucy, Ben, George, Delphy, Jo, Shadrick, Rachel, Jenny, Squire, Amanda, Marinda, Amy, Richmond, Jane, Aisy and Henry, (the three last Orphan Children of Lear) Laurence, Agnes, Jack, Page, Ransom, Malinda, Paulina, Martha, John, Churchwell, Eliza, Peggy, Lewis, Ralph, Diana, Isham, Lydia, Virginia, Hannah, Spencer, Walker, Jackson, Cassen, Maria, Malissa, Exeline, Big Mose, Peter, Chany, Ailsey, Charity, Fred, Kiz, Martha, Nancy, Byron, Rutha, Frank, Randoll, Celia, Yellow John, Matilda, America and Child, London, Syppio, Isaac, Charlotte, Quash, Lily, Ellin, Mack, Otho, Achilus, Alice, (Jim the weaver) Phil, Green, Frankey, Tempsey, Rachel, Amanda, Doctor, Betsy, (Bill weaver) Maria, Amijane, Mitten, Harriott, Virginia, Ann, and Catherine, in Trust during the life of my daughter Susan A. Shackelford, to Cultivate the plantation aforesaid with said Slaves and thier future increase, and to pay to my wife Annually during her life one forth part of the nett proceeds of the estate and property included in this Trust. The said Trustees or the

Survivors of them paying to my daughter the other three fourths of the nett proceeds of the same untill the death of my wife, after which event the whole of the Clear proceeds of said Estate shall be paid by my said Trustees or the Survivor or Survivors of them to my said daughter; the payments aforesaid from the beginning of them to my daughter during her natural life shall be for her sole seperate and exclusive use during her natural life, and upon her death I give devise and bequeath all of said Real and personal property with the future increase of said Slaves to be equally divided

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Will among all the Children my said daughter may have, and the decendants of any Child of hers who may die before her death such decendants of a deceased child to take the part to which the deceased child would have been entitled if alive, at my daughters death, should my daughter die without leaving a child or childrens living at her death or the decendants of any such child living at that time then and in that case, I give, devise and bequeath one half of the Slaves included in this Trust to her husband Samuel W. Shackelford should he survive her, and the other half of said Slaves and the stock, plantation Utensils &c I Give to my two sons Charles and William to be equally divided between them. And in the event of Samuel Shackelford dying before his wife my daughter Adelaide then the whole of the Slaves given in Trust for the benefit of said daughter shall be equally divided between my two Sons Charles and William, or if one of them should be then dead, leaving no decendants the other to have both shares; but if either of my said two sons, should then be dead leaving children then alive or the decendants of such children they shall have his share, the decendants of any of his deceased Children, taking the interest to which their part if living would be entitled. The lands included in said Trust I give to be equally divided between all my children in the event of my daughters dying without issue, but if upon the death of my daughter without having issue living at the time of her death or the childrens then living of any deceased child of hers, neither of my said two sons shall be living nor any child of either of them or decendants of any such child then I divide and bequeath all the Real and Personal estate which this trust includes not heretofore disposed of to my Sons Frederick and Samuel and the children of my deceased Son Felix.

The child or children of either who may die before the death of my daughter without issue or decendants to take the part to which the deceased parent if then living would then be entitled.

It is also my Will that my daughter shall have no right or power to sell Mortgage or Transfer in any way by anticipation the proceeds or any part thereof of the Trust hereby Created for her separate and exclusive use during her natural life, and if she should in violation of this my Will do so, then my Will in that such sale, Mortgage or other Transfer shall be a forfeiture of said (of her) interest in said Trust, and that the said Trustees shall afterwards pay over to her one half only of the clear proceeds of the said Trust Estate and shall hold the other half for the separate and exclusive use of her children should she have any at the time or if she have no child at the time of such forfeiture the last mentioned half of the profits shall be accumulated by said Trustees for the benefit of her child or children should she ever have any or for the benefit should she never have issue of such person as shall be entitled to the legal interest at her death.

W^m Sherrod Upon the division aforesaid I devise and bequeath to my son William Sherrod my plantation upon which I now reside lying upon the West side of Spring Creek. Commencing in the Centre of the West fork of said Creek where my South line crosses the same the Centre of the Creek to be the line between my sons William and Charles so far as my lands extends thereon, also an undivided interest of one half in the Island in Tennessee River called Cow Island and the Island lying North of

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Will and near the lowerend of the former Containing about Fifty acres, also one half of the Stock of horses, mules, Cattle, Sheep, hogs & plantation Utensils that may be on said plantation at the time of my death also one third part according to Value of the Negroes and there increase which are named in the foregoing trust for the benefit of my daughter but this devise and bequest to my son William is hereby made subject to the provisions herein before made for my wife so far as the same conflicts with it. And I also bequeath to my Wife during her natural life one fourth part of the Clear annual proceeds of the Real and personal Estate hereby devised and bequeathed to my said son William.

Bequest to Charles F Sherrod I devise and bequeath to my Son Charles F. Sherrod all the lands on the plantation whereon I now reside lying on the East side of Spring Creek a line along the Centre of which Creek is hereby made the boundary between him and my son William, Also an undivided interest of one half of an Island in Tennessee River Called Cow Island and an other Island Containing about Fifty Acres lying North of and near the lowerend of the former, Also one half of all the horses, mules, hogs, Cattle, Sheep and plantation Utensils on the home plantation at the time of my death also Two negro Cabbins a meal house and Gin house Running gear and apperrtenances to be removed before any division of the negroes, from the West to the East side of said Creek and rebuilt at such as he may direct also one third part according to Value of the negroes (and their increase) named in the Trust hereby created for the benefit of my daughter. But I hereby devise and bequeath to my wife during her natural life one forth part of the Clear proceeds of the Real and personal estate hereby devised and bequeathed to my son Charles.

Bequest to W.S. Swoope I give and bequeath to my grand son William S. Swoope three thousand dollars which I placed in the hands of his father at the time of birth to be kept at Interest untill he arrives at the age of twenty one years and then invested in lands for his benefit Also the following negroes namely, Washington, Dorcus, Jenny and Child, Phebe, Joshua, Anthony, Nelson, Polly, Francis, Ellis, Davy, Emeline, Syrus, Julianna, Martin, Frank, Pat, Peter, Letty, Dennis, Netha, Allen, Mary and her three Children, Caladonia, Mason, Whorton, Caroline, Sherman, Ily, Fanny, Bedford, Ritta, Loretta, Elizabeth and Child, Joe, Sucky, Patsy and two Children, and Rose. I hereby appoint my son F.O.A. Sherrod as Trustee to take Charge of the above named Negroes and their future increase at the division of my Estate and to employ them as he may think best untill the Executors of Jacob H. Swoope shall purchase a plantation on which to work them, and my said son Frederick shall be entitled during the time he has the negroes in possession to the half of the Clear profits of their labour. I also Will and bequeath to my said grand son my oldest of Sterling plate. But if my said grand son should die leaving a Wife but no child nor the decendants of any child in that case it is my Will that his Wife shall take the interest in the Estate devised to him by me to which the law of Alabama would in title her if he were seized and possessed of the same in fee simple, and the balance of the said Estate I will to be divided equally between my three eldest sons and their families, the Children of such of my said sons as may depart this life previously to the decendants of such Children taking the Share to which the deceast parent would have

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Will entitled

Bequest to Mrs Sherrod I wll and bequeath to my wife absolutely all my household and Kitchen furniture Carriage and horses together with the following negroes namely George, Matilda, Jenny, Henry, Susan, Sylla, Drudy, Richmund, Lena, Raymond, Sophia, Mary, Hilliard, Robinetta, Coleman, (Carriage Driver) Sylvia and Melvinia, the three last children of Tom by Peggy, Catherine and Robinetta, (the 2 last orphan children of Marinda) I also Will that my wife shall retain possession during her natural life of my dwelling house, the out houses attached thereto, the Garden and pleasure Grounds &c.

Bequest to S.G. Watkins I give and bequeath to my step son Samuel Goode Watkins on the divisions of my estate Negro boys Eli and Alexas sons of Cooper Joe and Mary.

My Executors are directed to purchase when sold and pay for out of the proceeds of the whole Estate before a division for the benefit of the Children to whom it is devised the following lands (mortgaged by me) for the payment of a Northern debt of nine thousand four hundred dollars principal) namely one quarter Section of land attached to the Hard Bargain plantation and Cow Island and Corn Island in the Tennessee River, my stock of Jacks, Jinnetts and Stallion Hack I leave as a Common Stock for all my children. It is my wish that in a division of the Negroes devised to my three youngest Children the following negroes shall be included in my daughter Adalades lot namely Weaver Jim, Harriett, Martha and their Children.

Executors appointed. I hereby nominate and appoint Frederick O.A. Sherrod W^m W. Watkins and Richard Jones as my Executors for the purpose of Carrying my Will into effect, And I also appoint William Cooper as an Advisory Executor, my Executors are directed to keep all my estate together as they find it at the time of my death, untill my just debts are paid, before my Cash legacies are paid, or any division of the estate takes place. If in the execution of this Will any doubts or difficulties arise as to the true meaning, I hereby direct my executors or the Survivor or Survivors of them, or such person or persons as may execute this Will to take the opinion in writing of William Cooper or some other person learned in the law as to the legal import of any Clause thereof and such opinion acted on by them shall exempt him or them from all liability or Leisure, and this authority shall extend as well to the technical terms as to other parts of this Will.

In testimony whereof I have hereunto set my hand and affixed my seal to this and each of the foregoing sheets on this second day of April 1846. Benj. Sherrod {seal} Lucinda M^cLamore Jack Shackelford John W.Compton

Codicil I Benjamin Sherrod of the State of Alabama and County of Laurence do make and Constitute the following Codicil as a part of my last Will and Testament namely, should my daughter Susan Adelaide die not leaving an heir of her body than and in that count, I bequeath to my son in law Samuel W. Shackelford the one half of the personal property

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bequeathed to my said daughter Susan Adelaide in my Will, I also bequeath to said Samuel N. Shackelford the half of the crop growing on the plantation given to my daughter aforesaid at the time of her death should she die leaving no heir of her body.

I also request that my Executors appointed in my last Will shall be required to give security for their executorship but that they may be permitted to act under the same without giving bond or security and it is my earnest request that should the Court refuse to permit my Executors to act without giving Security application be made to the Legislature of the State granting them such privilege. Witness my hand and seal. Benj. Sherrod {seal} In presence of. Jack Shackelford W. H. Gibson E.S. M^cMahon

And at the April Term 1847. of the Orphans Court of Laurence County the following Orders were made, to wit,

Executors appointed by Court On the application of Frederick O.A. Sherrod, W^m W. Watkins and Richard Jones for the Executorship of Benjamin Sherrod late of said County deceased; It is Ordered by the Court that they be appointed Executors of the last Will and Testament of Benj. Sherrod deceased, and they having entered into bond with Samuel W. Shackelford, Samuel W. Sherrod, Talitha Sherrod and Sarah A. Sherrod as their securities in the penal sum of Five hundred thousand dollars, Conditioned as the law directs and taken the oath by statute in such cases made and provided; It is further Ordered that Letters Testamentary issue to them accordingly.

Executors Bond Know all men by these presents that we Frederick O.A. Sherrod, W^m W. Watkins, Richard Jones, Samuel W. Shackelford, Talitha Sherrod and Sarah A. Sherrod, all held and firmly bound unto Richard O. Pickett, Judge of the County Court of Laurence County in the State of Alabama, and his successors in office in the penal sum of Five hundred thousand dollars, to which payment well and truly to be made we and each of us do bind ourselves our heirs &c firmly by these presents sealed with our seals and dated the fifth day of April

One thousand eight hundred and forty seven. Now the Conditions of the above Obligation is such that whereas the above bound Frederick O.A. Sherrod, W^m W. Watkins and Richard Jones have been duly appointed Executors of the last Will and Testament of Benj. Sherrod deceased, now if said Frederick O.A. Sherrod, W^m W. Watkins and Richard Jones shall well and truly perform all the duties which are or may be by law required of them as Executors then the above Obligation to be void. else to remain in full force and Virtue. Witness our hands and seals the date above written W^m W Watkins {seal} Richard Jones {seal} Fred. O Sherrod {seal} S. W. Shackelford {seal} Telitha Sherrod {seal} Sarah A Sherrod {seal}

Approved April 5th 1847. Rich. O. Pickett Judge Cty Ct.

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Order of Appe^s property in Laurence County On the application of F.O.A. Sherrod W^m W. Watkins & Richard Jones Executors of the last Will and Testament of Benjn Sherrod dec^d It is Ordered by the Court that John M. Swoope, Orin Davis, Drury Mayes, Daniel Gilchrist, Thomas Ashford and Stephen W. Harris, who or a Majority of whom after being sworn be appointed Commissioners to appraise the property belonging to said decedent, (Laurence) County and that they make due return of their proceedings in the premises to this Court within 3 months from this date.

Order of Apprsmt in Franklin. On the application of F.O.A. Sherrod, W^m W. Watkins & Richard Jones Executors of the last Will and Testament of Benj. Sherrod deceased, It is Ordered by the Court that Nathan J. Houston, John Hogar S^t Edward Pearsall and George W. Carroll who or a majority of whom after being duly sworn be appointed Commissioners to appraise the Real and personal Estate of said decedent in (Franklin County) and that they make due return of their proceedings in the premises to this Court within three months from this date.

Order to sell cotten crop 1846. On the application of F.O.A. Sherrod, W.W. Watkins, and Rich^d Jones Executors of the last Will and Testament of Benjamin Sherrod dec^d. It is Ordered by the Court that they be authorized to sell the Cotton Crop of 1846. belonging to the Estate of said decedent at private sale and that they make due return of their proceedings in the premises to this Court within 3 months from this date.

At the May Term 1847. these Orders were made.

Order to Record Inventory & Appraisement Laurence Cty. On the application of W^m W. Watkins and Richard Jones two of the Executors of the last Will and Testament of Benj. Sherrod deceased; It is Ordered by the Court that the Inventory and appraisement of the Real and personal property belonging to the Estate of said decedent in Laurence County Alabama as returned and sworn to by said Executors be received and admitted to Record

Invent. & Apprs. in Franklin County. On the application of W^m W. Watkins and Rich. Jones two of the Executors of the last Will and Testament of Benjamin Sherrod deceased; It is Ordered by the Court that the Inventory of Appraisement of the Real and personal property belonging to the Estate of said decedent, in Franklin County Alabama as returned and sworn to by said Executors and admitted to Record.

State of Alabama Lawrence County } Orphans Court June Term 1847. Present the Hon. R. O. Pickett Judge of said Court

Inventory & Apprsmt. On the application of W^m W. Watkins and Richard Jones two of the individuals named and qualified as Executors of the last Will and Testament of Benjamin Sherrod deceased, It is Ordered by the Court that the Inventory and Appraisement as Returned and Sworn to by said Executors be received and admitted to Record, which is in the word and figures following, to wit.

Appraisement and Inventory of Est of Benj. Sherrod decd in Laurence County Ala.

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Slaves

Shaderick	age 75	000.00	Charry (unhealthy	age 25	350.00
Sylvia	" 30	600 .00	Paige (one eyed)	" 16	300.00
Ellen	" 16	600.00	Reubin	" 14	400.00
Mack	" 14	600.00	Pelinda	" 12	450.00
Otho	" 12	650.00	Ailsey	" 10	375.00
Achillees	" 10	475.00	Charity	" 8	300.00
Alice	" 5	250.00	Fridereck	" 5	250.00
Penny	" 51	100.00	Kezziah	" 3	150.00
Sylvia	" 33	550.00	Martha Ann	" 2	100.00
Adaline	" 9	300.00	Emeline (unhealthy)	" 34	350.00
Harriet	" 5	225.00	Julia Ann	" 14	700.00
Laurence	" 3	175.00	Martin	" 10	500.00
Rebecca	" 4 ^{mns}	100.00	Frank (Blacksmith)	" 60	500.00
Mansfield	" 55	525.00	Pat	" 75	000.00
Lucy	" 46	400.00	Syrus	" 20	800.00
Ben	" 9	450.00	Gray	" 27	800.00
Perrie	" 11	450.00	Mary	" 26	700.00
Rebecca	" 5	250.00	Nancy	" 17	650.00
Nancy	" 25	575.00	Abram	" 16	650.00
Byren	" 7	300.00	Robert	" 4	200.00
Ruthy Ann	" 5	225.00	Arthur	" 6 ^{mons}	100.00
Frank	" 3	200.00	Washington	" 46	600.00
Ben Hawkins	" 6 ^{mons}	100.00	Darcus	" 50	150.00
Sandy	" 60	100.00	Pherebe	" 17	650.00
Matilda	" 44	150.00	Joshua	" 15	600.00
Londen (Rhuematic)	" 21	350.00	Anthony	" 14	600.00
Syppio	" 18	625.00	Nelson	" 12	450.00
Isaac	" 17	650.00	Polly	" 9	335.00
America	" 16	400.00	Ellis	" 6	300.00
Charlotte	" 14	400.00	Frankey	" 5	300.00
Quash	" 5	450.00	Mack	" 3	235.00
Phebe	" 2	150.00	Lindsey	" 1	100.00
Esther	" 70	000.00	Allen	" 1	100.00
Bedford	" 35	725.00	Horton	" 35	650.00

Judy	" 22	600.00	Abe	" 25	800.00
Rhetta	" 21	600.00	Fanny	" 25	600.00
Sherman	" 7	350.00	Caroline	" 30	500.00
Marinda	" 5	200.00	Felix	" 5	250.00
Quinetta	" 4	200.00	Lightfoot	" 3	175.00
Elizabeth	" 2	100.00	Ralph	" 46	350.00
Phil	" 30	650.00	Deana	" 35	400.00
Grace	" 30	500.00	Isham ([Fifified)	" 18	200.00
Tempey	" 10	400.00	Lydia	" 16	575.00
Rachel	" 9	400.00	Jenny	" 14	500.00
Amanda	" 7	300.00	Hannah	" 12	300.00
Doctor	" 5	250.00	Spencer	" 9	350.00
Betsey	" 3	175.00	Walker	" 5	250.00
Washington	" 1	100.00	Jackson	" 2	150.00
Peter C.	" 35	600.00	Edmund	" 46	500.00

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Apprsment Cont^d

Billy	age 35	450.00	Edmund	age 2	200.00
Rhoda	" 20	575.00	Ceasar	" 44	600.00
Robert	" 40	500.00	Maria	" 40	400.00
Eliza	" 28	600.00	Exeline	" 16	600.00
Peggy	" 8	375.00	Melissa	" 18	600.00
Lewis	" 5	300.00	Sylvia	" 9	400.00
Mariah	" 1	100.00	Coleman	" 7	400.00
Abram	" 50	350.00	Melvinia	" 5	300.00
Elvira	" 18	650.00	Peter Sear	" 35	700.00
Airy	" 16	650.00	Lily	" 25	575.00
Amey	" 3	175.00	Phil	" 25	750.00
William	" 1	100.00	Dolly	" 9	375.00
Tom	" 35	750.00	Gramina	" 5	225.00
Visey	" 25	450.00	Clary	" 75	000.00
Jenny	" 20	650.00	Susan	" 25	600.00
Wilson	" 1	100.00	Fanny	" 20	650.00
Levi	" 3	225.00	Aaron	" 10	650.00
Jim Brickley	" 40	550.00	Caroline	" 8	325.00
Phillis	" 25	600.00	Permelia	" 5	200.00
Edie	" 10	400.00	Milly	" 7	325.00

Judge	" 8	400.00	Caladonia	" 4	200.00
Delia	" 4	250.00	Letha Ann	" 4	200.00
Letty	" 4	250.00	Howard	" 2	175.00
Banks	" 1	100.00	Mason	" 2	175.00
Bob	" 58	250.00	Gray	" 6 ^{mos}	100.00
Mary	" 35	450.00	Wyatt	" 23	600.00
Lavinia	" 15	600.00	Kizza	" 28	600.00
Berry	" 13	550.00	Milledge	" 10	500.00
Mack (deformed hand)	age 17	400.00	Willis	" 9	400.00
Octavia	" 11	400.00	Charles	" 8	400.00
Henderson	" 6	350.00	Elder	" 6	350.00
Mary Ann	" 4	250.00	Louisa	" 4	175.00
Frank	" 1	100.00	Scott	" 6 ^{mos}	100.00
Emily	" 30	550.00	Cooper Joe	" 55	250.00
Churchwell	" 20	800.00	Mary	" 50	175.00
Henry	" 6	325.00	Alexes	" 11	450.00
Esther	" 30	550.00	George	" 40	600.00
Addison	" 2	175.00	Matilda	" 42	350.00
Margaret	" 14	350.00	Jerry	" 14	650.00
James	" 8	325.00	Susan	" 12	400.00
Isabel (bad eyes)	" 14	100.00	Henry	" 10	500.00
George	" 12	550.00	Priscilla	" 8	325.00
Eliza	" 9	400.00	Drudy	" 6	250.00
Ellis	" 50	450.00	Richmund	" 3	200.00
Melvinia	" 35	400.00	Ben	" 35	600.00
Milly	" 25	625.00	Moses	" 35	600.00
Selina	" 8	400.00	Sena	" 35	475.00
Sophy	" 6	300.00	Sophy	" 15	550.00
Henrietta	" 5	250.00	Ransom	" 16	500.00

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Invty Contd.

-	-	-	-	-	-
Mary	age 12	400.00	Eveline	age 12	550.00
William	" 9	400.00	Celia Byrd	" 50	300.00
Robenetta	" 2	175.00	Robennetta	" 12	500.00
Sherman	" 42	600.00	Manerva	" 20	600.00
Ily (unhealthy)	" 35	300.00	Patience	" 8	275.00

-	-	-	-	-	-
Phamey	" 20	650.00	Agnes	" 5	275.00
Kiz.	" 6 ^{mos}	100.00	Zack	" 3	200.00
Zack (one eyed)	" 35	200.00	Nelly	" 60	000.00
Lucy	" 30	450.00	-	-	-
Daniel	" 15	675.00	Household & Kitchen Furniture	-	1813.00
Jack	" 13	550.00	One Old set Silver plate	-	200.00
Gilbert	" 10	525.00	2 Looms & Fixtures	-	300.00
Claborn	" 7	525.00	12 bbls Corn @ 1.50	-	1800.00
Francis	" 2	150.00	20000 ^{lbs} Fodder @ 62 1/2	-	125.00
Black Jim	" 58	125.00	20000 ^{lbs} Bacon @ 8	-	1600.00
Amy	" 40	400.00	1000 head hogs supposed @ \$2	-	2000.00
Sandy	" 14	650.00	26 mules @ \$75	-	1950.00
Stephen	" 12	500.00	14 mares at \$45.	-	630.00
Zilpha	" 8	350.00	22 colts at \$35	-	770.00
Emily	" 6	325.00	9 Yokes of Oxen at \$30	-	270.00
Solena	" 4	250.00	1 Set Blacksmiths Tools	-	50.00
Wade	" 2	175.00	300 ^{lbs} Iron at 7 ^{cts}	-	21.00
Jacob	" 54	500.00	1 Set Carpenters Tools	-	25.00
Rosetta	" 19	675.00	34 Single Cary plows at \$2.	-	68.00
Jacob	" 15	750.00	14 double " " " \$4.	-	56.00
Wilson	" 13	650.00	30 Side Harrows at \$3.	-	90.00
Bradford	" 12	650.00	20 Bull Tongues at \$1.50	-	30.00
Caroline	" 15	300.00	34 Eagles at \$3.00	-	102.00
Edward	" 3	200.00	15 Cotton Openers at 50 ^{cts}	-	7.50
Milton	" 18	750.00	6 double shares at \$3.00	-	18.00
John	" 15	500.00	14 Harrows (wood) at \$1.50	-	21.00
Martha	" 20	800.00	112 Head Cattle at \$8.00	-	896.00
John	" 5	300.00	3 Ox Wagons	-	130.00
Betsey	" 1	100.00	2 four horse Wagons	-	90.00
Harriett	" 35	500.00	1 two " "	-	45.00
Virginia	" 9	350.00	2 horse Carts at \$15.00	-	30.00
Ann	" 7	300.00	1 Old Carriage	-	150.00
Catherine	" 5	250.00	1 new "	-	500.00
Horace	" 1	100.00	1 pr. Horses	-	225.00
Bill	" 33	600.00	1 Jack ass	-	500.00
Maria	" 25	700.00	45 pr. plow gear at \$2.	-	90.00
Anna Jane	" 4	225.00	8 Scthes & Cradles at \$2.	-	16.00
Jim (Yellow)	" 60	200.00	Weeding hoes	-	-
Kitty	" 60	150.00	Grubbing "	-	-
Katy	" 16	650.00	Poll axes	-	-

-	-	-	-	-	-
Jim (weaver)	" 23	850.00	Iron Wedges	-	-
Francis	" 17	800.00	Spinning Wheels	-	-
Coleman	" 23	825.00	Cards	-	-
Randol	" 45	650.00	" Machine	-	-

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Appraisment

-	-	-	-	-	-
1 Straw Cutter	-	-	Lousa	age 25	800.00
Wheat Fan	-	-	Maria	" 6	350.00
Cotten Gins	-	-	America	" 3 ^{mos}	100.00
-	-	-	Latham (blacksmith)	" 57	850.00
Pond Spring Plantation	-	-	Mary	" 23	625.00
1760 Acres of Land at \$7.	-	12320.00	Jenny	" 40	400.00
Slaves viz.	-	-	John	" 13	625.00
Laurence	age 26	825.00	Lavina	" 9	400.00
Turner	" 21	825.00	Harry	" 40	500.00
Francis	" 21	825.00	Sandy	" 9	500.00
Lucy Ann	" 6	300.00	Lucinda	" 7	350.00
A. S. Gibet	" 4	250.00	Anderson	" 5	350.00
Levi	" 20 ^{mos}	170.00	Jack	" 3	250.00
Martha	" 30	800.00	Yellow Shadrick	" 65	000.00
Caroline	" 9	350.00	Aggy	" 65	000.00
Eveline	" 2	175.00	Rachel	" 35	450.00
Andrew	" 50	450.00	Jerry	" 21	825.00
Charity	" 36	475.00	Squire	" 14	400.00
Jacob	" 9	450.00	Manda	" 12	500.00
Irma	" 2	175.00	Richmond	" 4	275.00
Ben	" 35	650.00	Thomas	" 2	150.00
Salena	" 23	600.00	Horace	" 16	725.00
Sylva	" 4	250.00	Joe	" 15	725.00
William	" 1	125.00	700 ^{lbs} Corn \$1.50	-	1050.00
Lewis	" 40	650.00	12 Stacks fodder at \$6.00	-	72.00
Aggy	" 30	550.00	10 " Oats " \$7.50	-	75.00
Major	" 50	200.00	10000 ^{lbs} Bacon at \$8.00	-	800.00
Airy	" 40	450.00	1 Reel	-	2.50
Rose	" 10	450.00	1 Spinning Machine	-	20.00

-	-	-	-	-	-
Wiley	" 6	325.00	35 head hogs at \$2.00	-	700.00
Jane	" 7	320.00	115 Sheep \$1.00	-	115.00
Little Airy	" 5	250.00	27 Cattle \$8.50	-	229.50
Major	" 3	175.00	13 Mules \$75.00	-	975.00
Henry	" 3 ^{maes}	115.00	3 Mares & Colts \$75.	-	225.00
Allen	" 5 ^{mos}	100.00	2 " " at \$82.50	-	82.50
George	" 22	600.00	3 Yokes Oxen at 40.	-	120.00
Delphy	" 30	550.00	3 Wagons for	-	120.00
Henry	" 43	600.00	1 Wagon & Harness	-	75.00
Kitty	" 35	500.00	17 Cary plows at \$3.00	51.00	
Lylla	" 15	625.00	8 Side Harrows at \$4.00	-	32.00
Gray	" 13	600.00	15 Bull Tongues at \$1.50	-	22.50
Susan	" 11	425.00	Set Blacksmiths Tools	-	50.00
Ellen	" 9	325.00	" Carpenters do	-	35.00
Simpson	" 6	300.00	16 Sets plow gear at \$1.50	-	20.00
Maria	" 4	250.00	-	-	-
Andrew	" 2	175.00	-	-	-
Tayler & Scott (Twins)	" 4 ^{mos}	150.00	-	-	-
Zack	" 35	675.00	-	-	-
Dolly	" 30	450.00	-	-	-

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Hard Bargain Plantation Land Slaves

-	-	-	-	-	-
-	-	-	Judy Ann	age 12	475.00
2000 Acres of land at \$8.00	-	16000.00	James	" 4	275.00
Davy (Cripple)	aged 23	200.00	Delphia	" 25	750.00
Moses	" 38	650.00	Irish	" 23	700.00
Betsy	" 46	400.00	Susannah	" 21	750.00
Amanda	" 16	650.00	Eustis	" 20	750.00
Ellen	" 14	625.00	Phebe	" 19	675.00
Salona	" 12	550.00	Arch	" 13	600.00
Jefferson	" 10	500.00	Seley	" 11	500.00
Mary	" 5	250.00	Pegg	" 9	450.00
Gilbert	" 37	525.00	Lucy	" 7	275.00
Sally	" 30	450.00	Scott	" 3	175.00
Nancy	" 18	650.00	Joe	" 46	450.00

-	-	-	-	-	-
Peyton	" 16	750.00	Louisa	" 18	550.00
Fields	" 10	575.00	Beverly	" 16	700.00
Coleman	" 7	350.00	Solemen	" 14	675.00
Francis	" 2	200.00	Anna	" 2	125.00
Billy	" 48	500.00	Sam	" 45	500.00
Sarah	" 40	350.00	Violet	" 32	500.00
George	" 19	750.00	Charles	" 20	700.00
William	" 19	450.00	Isaac (fitified)	" 16	350.00
Eliza	" 7	375.00	Anderson	" 12	275.00
Rose	" 70	000.00	Aggy	" 9	300.00
Frank	" 5	250.00	Polly Ann	" 4	200.00
John	" 35	450.00	Sam	" 1	100.00
Betty (unhealthy)	" 40	200.00	Kitty	" 45	450.00
Jane	" 19	675.00	Peter	" 41	750.00
Daniel	" 60	200.00	Cuffee	" 13	650.00
Daphna	" 60	150.00	13 Work Mules at \$35	-	455.00
Peggy	" 21	700.00	2 Mares and Colts	-	75.00
Daniel	" 4	250.00	2 Old Mares	-	000.00
Carroll	" 11 ^{mos}	125.00	700 ^{lbs} Corn at \$1.50	-	1050.00
Catherine	" 6	325.00	30000 pound of fodder at 62 1/2	-	125.00
Grace	" 25	650.00	4 Stacks Oates at \$7.50	-	30.00
Adelina	" 10	400.00	10000 ^{lbs} Bacon at 8c	-	800.00
Wilson	" 8	425.00	3 Yokes Oxen at \$30	-	90.00
Campbell	" 6	425.00	One Ox Wagon	-	70.00
Nicholas	" 25	825.00	" old do	-	10.00
Abralene	" 30	650.00	a 4 horse do	105.00	
Letty	" 40	375.00	1. 2. do	-	60.00
Augustus	" 17	750.00	8 cotton corners at 1.50	-	12.00
Bartley	" 15	700.00	8 " Openers at 50 ^c	-	4.00
Charity	" 12	450.00	15 Single Cargo at 3.00	-	45.00
Lewis	" 6	350.00	4 double do at 5.00	-	20.00
Davis	" 4	275.00	15 Sareps at 2.50	-	37.00
Walker	" 10 ^{mos}	100.00	15 Side Harrows at 3.00	-	45.00
Lucinda (unhealthy)	" 35	100.00	12 Bull Tongues stocks a/ \$1.	-	12.00
Clarrisa	" 17	650.00	5 Shovel plow hoes at \$1.	-	6.00
Daphney	" 14	625.00	23 set plow gear at \$2	-	43.00

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Court Apprst

- | - | - | - | - | - | - | - |

|-----|-----|-----|-----| ||||| || Set of Carpenters Tools | 5.00 | 16 Mattocks | - | 4 Scythes & Cradles at 1.50 | 6.00 | 8 Iron Wedges. 2 Spinning Wheels | - | Set Blacksmith Tools & Iron | 25.00 | 1 Spinning Machine on the Cotton Garden | 3 Large Iron Kettles at \$ 15. | 45.00 | Plantation not appraised. | - | 1 Loom & Fixtures | 10.00 | Claim vs Roberet A. Baker in Suit | - | 400 head of hogs at \$ 2. | 800.00 | in Sumpter County Ala Amt not known. | - | 130 Sheep at \$1. | 130.00 | Bill of Exchange for B. Sherrod drawn | - | 20 Cattle at 3.50 | 70.00 | by G. W. Carroll for \$ 1500 as reported by | - | - | F. O. Sherrod. | - | On Cotton Garden Plantation | - | Crop of Cotton now on hand unsold | 227 head Sheep at 1.00 | 227.00 | grown in 1846 | - | || - | Name of Slaves | age | - | No 1 | Stephen | " 40 | 650.00 | " 2 | Sely | " 35 | 500.00 | " 3 | John | " 17 | 600.00 | " 4 | Spencer | " 14 | 550.00 | " 5 | Charles | " 12 | 500.00 | " 6 | Alfred | " 39 | 600.00 | " 7 | Hariett | " 35 | 400.00 | " 8 | Henson | " 17 | 800.00 | " 9 | Albert | " 15 | 650.00 | " 10 | Marinda | " 13 | 500.00 | " 11 | Daniel | " 11 | 500.00 | " 12 | Robert | " 9 | 500.00 | " 13 | Governeh | " 60 | 160.00 | " 14 | Polly | " 47 | 000.00 | " 15 | Cressy | " 16 | 600.00 | " 16 | Irinda | " 14 | 600.00 | " 17 | Sear | " 11 | 400.00 | " 18 | Clarissa | " 20 | 350.00 | " 19 | Emeline | " 2 | 150.00 | " 20 | Joe | " 55 | 75.00 | " 21 | Lucky | " 50 | 70.00 | " 22 | Sam | " 27 | 800.00 | " 23 | Sylvester | " 21 | 850.00 | " 24 | Samuel | " 23 | 800.00 | " 25 | Carity | " 32 | 550.00 | " 26 | Archie | " 10 | 400.00 |

In addition to the foregoing there are I believe three Jennetts and foals belonging to the Est. of Col. Sherrod. befor his death sent them to Tennessee to a Jack. W.W. Watkins

The State of Alabama Laurence County } Personally appeared before me Nathan J. Gallaway an acting Justice of the Peace and for said County, Orin Davis, Drury Mayes & Stephen W Harris who being duly sworn depose and say that the foregoing lists Contained from pages one to nine inclusive Contain a true Valuation and appraisement of the estate of the late Benjamin Sherrod in said County as shown us by the Executors of the said Benjamin Sherrod dec^d. Sworn to and Subscribed before me this 15th day of June 1847. Orin Davis D.Mayes Stephen W Harris N.J Gallaway Justice of the Peace }

Continuation of Inventory of Est of Benj. Sherrod. Twenty Shares of stock of \$1000 each in New york and Mississippi Land Company. Claim (vs) H.W. Rodes and Others for about \$15000 in suit in the Courts in Mississippi. Unascertained Claim vs Tuscumbia Courtland and Decatur Rail Road Company. 1 Vacant Lot in the town of Courtland. 1 House and Lot in Same (house untenable) 25 Pole axes 60 Weeding hoes

Inventory and Valuation of Property at the Chantilly Plantation Franklin County made by Col G. W. Carroll D^r N. J. Houston and Edward Pearsall Esgr. 29 April 1847.

- - - -

-	Name of Slaves	age	-
No 1	Stephen	" 40	650.00
" 2	Sely	" 35	500.00
" 3	John	" 17	600.00
" 4	Spencer	" 14	550.00
" 5	Charles	" 12	500.00
" 6	Alfred	" 39	600.00
" 7	Hariett	" 35	400.00
" 8	Henson	" 17	800.00
" 9	Albert	" 15	650.00
" 10	Marinda	" 13	500.00

-	-	-	-
" 11	Daniel	" 11	500.00
" 12	Robert	" 9	500.00
" 13	Governeh	" 60	160.00
" 14	Polly	" 47	000.00
" 15	Cressy	" 16	600.00
" 16	Irinda	" 14	600.00
" 17	Sear	" 11	400.00
" 18	Clarissa	" 20	350.00
" 19	Emeline	" 2	150.00
" 20	Joe	" 55	75.00
" 21	Lucky	" 50	70.00
" 22	Sam	" 27	800.00
" 23	Sylvester	" 21	850.00
" 24	Samuel	" 23	800.00
" 25	Carity	" 32	550.00
" 26	Archie	" 10	400.00

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-	-	-	Value	-	-	-	Value
" 26	Archie	age 10	400.00	" 75	Edward	age 14	800.00
" 27	Maria	" 6	200.00	" 76	Frank	" 12	800.00
" 28	Coleman	" 1 1/2	150.00	" 77	Emily	" 21	1000.00
" 29	Allen	" 40	700.00	" 78	Henry	" 5	300.00
" 30	Mary	" 35	600.00	" 19	Dallis	" 2	200.00
" 31	Sarah	" 10	450.00	" 80	Almarie	" 40	600.00
" 32	Sim (h)	" 5	200.00	" 81	Milly	" 36	500.00
" 33	Docus	" 3	150.00	" 82	Cynthia	" 17	650.00
" 34	Dick (Blacksmith)	" 35	800.00	" 83	Scilla	" 13	650.00
" 35	Marinda	" 27	600.00	" 84	Clarissa	" 10	500.00
" 36	Major	" 12	500.00	" 85	Charles	" 8	500.00
" 37	Rosetta	" 5	200.00	" 86	Tyler	" 6	300.00
" 38	Bedford	" 1 2/12	150.00	" 87	Lisbon	" 3	150.00
" 39	Harriett	" 40	400.00	" 88	Lindsey	" 19	800.00
" 40	Baker	" 17	500.00	" 89	Mahala	" 20	600.00
" 41	Harrison	" 8	325.00	" 90	Jacob	" 2	150.00
" 42	Patience	" 2 2/12	100.00	" 91	Margaret	" 1 ^{mo}	100.00
" 43	Peter (Blue)	" 40	600.00	" 92	Ross	" 60	100.00

-	-	-	Value	-	-	-	Value
" 44	Letty	" 30	500.00	" 93	Eli	" 17	800.00
" 45	Nethe	" 14	500.00	" 94	Hurbert x	" 21	100.00
" 46	Dennis	" 14	700.00	-	150 head of Sheep at \$1 per head	-	150.00
" 47	Delia	" 32	550.00	-	40 do Cattle at \$8	-	320.00
" 48	Kizziah	" 12	500.00	-	6 Yokes Oxen at \$40. pr yoke	-	240.00
" 49	Syrus	" 8	400.00	-	1 Stallion Hack at	-	300.00
" 50	Wyat	" 6	200.00	-	15 Cary plows at \$2	-	30.00
" 51	Amy	" 1	100.00	-	15 Bull Tongues at \$1.50	-	52.50
" 52	Banks	" 39	700.00	-	15 Sirups at \$2. 6 double	-	-
" 53	Hester	" 30	500.00	-	Caries at \$3.00	-	48.00
" 54	Dolly	" 8	300.00	-	3 Wagons at \$65. each	-	195.00
" 55	Zack	" 6	250.00	-	350 ^{lbs} Corn at \$2.	-	700.00
" 56	Patsey	" 27	550.00	-	18 Stocks Fodder at \$7.50 pr Stack	-	135.00
" 57	Francis	" 10	350.00	-	1 Spinning Machine	-	125.00
" 58	Richmond	" 7	300.00	-	1 Wheat Farm \$10.	-	-
" 59	Dick (Blacksmith)	" 35	300.00	-	1 Loom \$15	-	25.00
" 60	William	" 32	800.00	-	22 p ^r plow gear at \$2 pr pair	-	44.00
" 61	Sophey	" 25	600.00	-	Blacksmiths Tools & Iron	-	60.00
" 62	William (st)	" 2	150.00	-	Carpenters Tools	-	30.00
" 63	Child	" 1 ^{mo}	100.00	-	2 Horses at \$40 each	-	80.00
" 64	Manuel	" 70	000.00	-	1600 Acres of land at \$18 per acre	-	28800.00
" 65	Jasper	" 22	800.00	-	450 hogs at \$2 p ^r head	-	900.00
" 66	Ailley	" 55	25.00	-	13 Mules at \$85. pr Mule	-	1105.00
" 67	Lewis	" 50	500.00	-	1500 ^{lbs} Bacon at \$10. pr. pound	-	1500.00
" 68	Tomy	" 40	350.00	-	Sum Total	-	\$77559.00
" 69	Tom	" 19	800.00	-	-	-	-
" 90	Wilson	" 17	400.00	-	-	-	-

The State of Alabama, Franklin County Came personally before me W^m G Thompson an acting Justice of the peace for said County, George W. Carroll, Nathan J. Houston and Edward Pearsall.

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Commissioners appointed by the Judge of the Orphans Court of Laurence County to Appraise the Estate of Benjamin Sherrod deceased, in Franklin County aforesaid who being duly sworn say on their Oaths that the foregoing is a true Inventory and appraisement, just and fair of all the Estate of Benj. Sherrod dec^d as shown to them by the Executors of said Estate on the Chantilly plantation in said County on the 29th day of April 1847. to the best of their skill and belief. N.J. Houston Edward Pearsall G.W. Carroll } Sworn to and subscribed before me. Given under my hand and seal, this 15 day of May 1847. W.G. Thompson J.P. {Seal} }

Alabama Laurence County } Personally appeared before me Nathan J. Gallaway Justice of the peace in and for said County W.W. Watkins and Richard Jones Executors of the last Will and Testament of Benj. Sherrod dec^d

Order for annual settlement. On the application of Frederick O. Sherrod, William W. Watkins and Richard Jones Executors of the last Will and Testament of Benj. Sherrod dec^d, and they having filed their accounts and Vouchers; It is Ordered by the Court that make an annual settlement of their said Executorship, at an Orphans Court to be holden for said County at the Court house in the town of Moulton on the first Monday in June next and that forty days notice thereof be given by Attended Copies of this order posted up at the door of the Court house in Moulton and three other public places in said County.

Annual Settlement June 1848. Richard Jones ~~and~~ W^m W. Watkins and Frederick O. Sherrod Executors of the last Will and Testament of Benjamin Sherrod dec^d

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Amt. debits brot forward | - | \$107.00 | 1847 March 4 | To amt nett proceeds of 69 Bales of Cotten | 2957.93 | - |
 " | To amt of Cash recvd of R.S. Terrell for Beef | 3.50 | - | April 1 | To amt. proceed of 163 Bales of Cotten |
 6397.61 | - | " | To amt. of Exchange on \$1375. Tennessee Money, Recd at 2 per cent | 27.50 | - | " 14 | To
 amt. Cash recd of C. Gibson for sales at Hard Bargain | 7.25 | - | July 15 | To amt. dividend of New York and
 Miss. Land Company | - | - | " | and Exchange on Same | 3323.97 | - | " | To amt proceeds of 23 Bales Cotten
 sold Martin County & Co | 889.28 | - | " 30 | To amt. recd. of N.G. Houston Alsierce | 95.00 | - | Augst 2 | To
 amt. proceeds of Advance on 13 Bales Cotten shipped to Liverpool | 371.39 | - | " | To amt. proceeds of
 advance on 453 bales of Cotten Shipped to Liverpool | 16069.89 | - | " | To amt. proceeds one bale Cotten |
 42.48 | - | " | To amt. proceeds 4 bales Cotten damaged | 42.90 | - | " | To amt. of premium on \$9000. thirty
 days Checks recd at 1 per Cent discount | 90.00 | - | " | To amt. premium on \$5000 sixty days checks recd. at 1
 1/4 per ent discount | 62.50 | - | " | Amt. premium on \$1228 86/10 sixty day Check 1 1/4 discount | 15.36 | - |
 Septr. | Amt Cash recd. of C. Gibson from Sales at Hard bargain | 11.25 | - | " 13 | Amt. Cash recd. advance on
 Shipment 163 Bales Cotten to Liverpool | 778.60 | - | Octr 23 | Amt. Cash recd. for four Bales Cotten | 154.70 |
 - | 1848 Janry 12 | Amt. of Cash Rec^d of Thomas Jones on acct. | 5.00 | - | " | Amt. of Cash Rec^d dividend of
 New York and Miss. Land Company and premium on same | 702.50 | - | " | Amt. of Cahs Recd. of the Estate
 of L. M^cLamore | 3.50 | - | Mch. 8 | Amt. of Cash recd. of Jones & Earle for Pork | 321.25 | - | " 30 | Amt. of
 Cash recd. on settlement with D^r W. F. Sykes | 26.82 | - | June 18 | Amt. advanced J.J. M^cMahon to pay Tax |

188.76 | 32696.14 | || - | Contra | Credits | - | - | 1847 Febry 3 | By amt. paid M^cMahon & Pearsall invoice of Sundres | No 1 | 55.20 | - | March 3 | " Amt. Cach paid WA Violet for Groceries | " 2 | 239.82 | - | April 9 | " Amt. Cash paid Pierce Daniel | " 3 | 200.00 | - | " 15 | " Amt. Cash paid John Sevier | " 4 | 7.50 | - | " " | " Amt. Cash paid M^cMaher & Pearsall invoice Sundries | " 5 | 81.06 | - | " 14 | " Amt. Cash paid C. Gibson Overseer | " 6 | 400.00 | - | " 29 | " Amt. cash p^d M^cMahan & Pearsall invoice Sundries | " 7 | 76.28 | - | May 1 | " Amt Cash paid for 9 work horses as p^r 9 receipts | " 8 | 458.00 | - | " 22 | " Amt. paid R. Page Clerks fees | " 9 | 41.00 | - | June 15 | " Amt paid W.H. Mason (Ear & Newsum) | " 10 | 78.00 | - | " " | " Amt. Cash paid Edward Wordsworth | " 11 | 50.00 | - | " 27 | " Amt. Cash paid Thomas Carington | " 12 | 125.00 | - | July 7 | " Amt Cash paid Benj. Wilson | " 13 | 100.00 | - | " 24 | " Amt. Cash paid Jn. Pollock | " 14 | 12.52 | - | " 27 | " Amt. Cash paid M. Gorman | " 15 | 34.85 | - | " " | " Amt. Cash paid nathan Houston | " 16 | 162.96 | - | - | Amt Credits Carried forward | - | - | - |

-	-	-	-	-
-	Contra	Credits	-	-
1847 Febry 3	By amt. paid M ^c Mahon & Pearsall invoice of Sundres	No 1	55.20	-
March 3	" Amt. Cach paid WA Violet for Groceries	" 2	239.82	-
April 9	" Amt. Cash paid Pierce Daniel	" 3	200.00	-
" 15	" Amt. Cash paid John Sevier	" 4	7.50	-
" "	" Amt. Cash paid M ^c Maher & Pearsall invoice Sundries	" 5	81.06	-
" 14	" Amt. Cash paid C. Gibson Overseer	" 6	400.00	-
" 29	" Amt. cash p ^d M ^c Mahan & Pearsall invoice Sundries	" 7	76.28	-
May 1	" Amt Cash paid for 9 work horses as p ^r 9 receipts	" 8	458.00	-
" 22	" Amt. paid R. Page Clerks fees	" 9	41.00	-
June 15	" Amt paid W.H. Mason (Ear & Newsum)	" 10	78.00	-
" "	" Amt. Cash paid Edward Wordsworth	" 11	50.00	-
" 27	" Amt. Cash paid Thomas Carington	" 12	125.00	-
July 7	" Amt Cash paid Benj. Wilson	" 13	100.00	-
" 24	" Amt. Cash paid Jn. Pollock	" 14	12.52	-
" 27	" Amt. Cash paid M. Gorman	" 15	34.85	-
" "	" Amt. Cash paid nathan Houston	" 16	<u>162.96</u>	-
-	Amt Credits Carried forward	-	-	-

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	Amount Credits brot forward		\$32696.14
1847	Amt debits brot forward		
1847 Augt 2	By Amt paid W Hester Tax /46 Franklin County	No 17	94.52
" " "	Amt of Note to Decatur Bank	" 18.	14631.19
" " "	Amt. of Note to Decatur Bank	"19.	10701.93
Sept 27	Amt. Cash paid T. Fanning	"20	40.00

Octr 13	Amt. Cash paid J W Harris	"21	3.50
" " "	Amt. Cash paid Daniel Williams	"22	6.35
" 20	Amt. Cash paid Luckey & Leggett	" 23	14.00
" " "	Amt. Cash paid Thos Davis	"24	121.00
" " 29	Amt. Cash paid M ^{rs} Watson (midwife)	" 25	5.00
1849 Jany 6	Amt. Cash paid J. C. Burrurs	" 26	7.60
" " "	Amt. Cash paid B.B. Hawkins	" 27	71.79
" " 10	Amt. Cash paid to W. A. Penland	"28	22.14
" " "	Amt Cash paid J. W. Compton	" 29	100.00
" " "	Amt Cash paid James Cagle	" 30	22.88
" " "	Amt Cash paid Wann & Farris	" 31	125.04
" 11	Amt Cash paid W. W. Craylon	"32	3.78
" " 20	Amt Cash paid to W. A. Millam Tax for 1847.	"33	373.74
" " "	Amt Cash paid A. W. & E. S. M ^c Mahon	"34	11.90
" " "	Amt paid B. W. Isbell	"35	56.88
Mch 10	Amt of recpt. of D. G. Ligon	" 36	200.00
Feby 7	Amt of Cash paid to H. H. M ^c Clentick	"37	100.00
Mch " 30	Amt Cash paid Sundry freight Bills	"38	99.66
" " 11	Amt Cash paid J.C. Baker & Co.	"39	14.70
1848 April 21	Amt Cash paid S. W. Shackelford & Co.	"41	314.52
1847 Sept 27	Amt paid Speaks & Petterson	"40	216.52
1848 April 1	Amt paid S. W. Shackelford & Co.	" 42	295.63
1847 July 30	Amt paid Branch Bank of Huntsville	" 43	95.00
1846 Nov 16	Amt draft paid Jn ^o J. M ^c Mahon	" 44	703.54
July 22	Amt paid M ^c Mahon & Pearsall for N. Hale	" 44	66.46
1847 April 8	Amt paid Testaters draft to P. J. Watkins	" 44	5803.20
" "	Amt paid F. O. Sherrods draft in favor of M. W. Lindsey	" 44	526.67
Feb " 11	Amt Cash for Oysters	"44	2.00
April " 16	Amt paid Testators draft in favor of J W Compton	"44	500.00
May " 17	Amt paid M ^c Mahon & Pearsall invoice for Brandy	"44	58.78
July " 21	Amt Cash paid M ^c Mahon Trotter & Pearsall Bal. on account & Interest	"44	890.10
" " 21	Amt Cash paid M. Brown for Bagging and Rope	" 44	212.45
Augt " 5	Amt paid E. M. Swoope on acct	"45	775.00
April " 21	Amt W.W. Watkins Executor for money paid out for the Estate	"46	806.60
" " "	Amt of F. O. Sherrod Executors acct for money paid out for the Estate	"47	<u>1345.01 3/4</u>
			<u>\$32455.34</u>
			<u>3/4</u>

Leaving in the hand of the Executors and balance of two hundred \$240/79 1/4 and forty dollars seventy nine and one fourth Cents. Thereupon it is Considered, adjudged and decreed by the Court, that the foregoing exhibit

received as an Annual settlement of Frederick O. Sherrod, W^m W. Watkins and Richard Jones Executors of the last Will and Testament of Benj. Sherrod deceased as aforesaid. June 5th 1848. Teste Wiley Gallaway Clerk

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At February Session 1849, the following Order was made, to wit.

Order to Sell Money Stock On the application of William W. Watkins and Richard Jones surviving Executors of the last Will and Testament of Benjamin Sherrod deceased for permission to sell the Stock belonging to said decedents in the New York and Mississippi Land Company and it appearing to the satisfaction of the Court on proof adduced that a Sale of said Stock is necessary to promote the interest of said Estate; It is Ordered by the Court that said Executors be permitted and authorized to sell the Stock of said decedent in said New York and Mississippi Land Company at public outcry to the highest bidder for cash and that they make report of their proceedings in the premises to this Court within three months from this time.

At July Term 1849 the following Orders were made.

Order for Annual Settlement On the Application of W^m W. Watkins and Richard Jones surviving Executors of the last Will and Testament of Benj. Sherrod dec^d and they having fited their accounts and Vouchers; It is Ordered by the Court that they make an Annual Settlement of their said Executorship at an Orphans Court to be holden for said County at the Court house in the town of Moulton on the first Monday in September next and that forty days notice thereof be ___ by attested copies of this order posted up at the door of the Court house in Moulton and three other public places in said County.

R.Jones^s Resignation This day being the 24th day of July 1849. Richard Jones one of the Executors of the last Will and Testament of Benj. Sherrod dec^d Came into Court and tendered his resignation in writing of the Letters Testamentary hereby granted to him by this Court and his said Office and all the rights and power Confered by said Will and said Letters which said resignation is accepted by the Court and Ordered to be recorded and filed, which is in the words and figures following, to wit, "To the Judge of the Orphans Court for the County of Laurence in the State of Alabama, "Benjamin Sherrod late of said County after first making his last Will and "Testament and therein appointed me as one of the Executors thereof departed this life, "after his death said last Will and Testament was duly proved and recorded in said "Orphans Court and said Court thereupon granted Letters Testamentary as one of "the Executors: in Finding that my own affairs require so much of my time "that I cannot bestow the requisite care to the affairs of said Estate I believing "that my Co Executor, is fully able and competent to manage said Estate alone "I am compelled to and do hereby resign said Letters Testamentary and the Office "and power confered by the same. And the said Will and Testament in to said "Orphans Court for said County of Laurence. July 24th 1849. Richard Jones

And it is further Ordered by the Court that said Jones be, and he is, hereby discharged from all manner of responsibility for the future management of said Estate and that his liability for the past management Continue as it exists till he be discharged therefrom according to law. (Filed in voucher file.)

Order to Record Report Sale of Stock On the Application of W^m W. Watkins surviving and remaining Executor of the last Will and Testament of Benj. Sharrod dec^d. It is Ordered by the Court that the report relative to the attempt to sell the stock in the New York and Mississippi Land Company as returned and sworn to by said Executors be received and admitted to record.

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Report of Attempt to sell money Stock The State of Alabama Laurence County. SS. } Orphans Court July Term 1849. Present the Honorable W^m M. Gallaway Judge of said Court On the application of W^m W. Watkins surviving and remaining Executor of the last Will and Testament of Benjamin Sherrod dec^d, It is Ordered by the Court that the report relative to the attempt to sell the Stock in the New York and Mississippi Land Company as returned and sworn to by said Executor be received and admitted to Record, which report now follows.

The State of Alabama Laurence County. SS. } To the Judge of the County Court of said County, the undersigned surviving Executor of the last Will and Testament of Benjamin Sharrod deceased, begs leave to State, that they at the February Term of the Orphans Court 1849. Obtained an Order to sell the Stock belonging to said Estate in the New York and Mississippi Land Company and Advertised the same for Sale. But afterwards believing that the same could be disposed of unless at a Considerable Sacrifice they declined to sell, And they now present this as their report upon said order. W.W. Watkins Ex^r. Benj. Sherrod dec^d Sworn to and Subscribed before me this this by W.W. Watkins this 24th day of July 1849. W.M. Gallaway Judge Cty. Ct. September Term 1849.

Annual settlement September Term 1849 On the application of William W. Watkins and Richard Jones Surviving Executors of the last Will and Testament of Benj. Sherrod dec^d for an annual settlement of their Executorship and they having heretofore, to wit at the July Term of this Court in the year 1849. filed thier Vouchers of thier said Settlement with the Court and the same having been duly examined by the Judge of said Court and an account thereof stated and reported and forty days notice thereof having been given by Advertisements posted up at the Court house in Moulton and three other public places in said County agreeably to law and in pursuance of an order of this Court made at the said July Term thereof And no person having appeared to Contest said Settlement; It is now Ordered by the Court that the account as Stated and Reported be allowed, and that the same with the other proceedings had in said Settlement be Recorded on the Minutes of said Court at the present term thereof, which are in the words and figures following, to wit. W.W. Watkins & Richard _____ surviving Exrs. of the last Will and Testament of Benj. Sherrod dec^d

Receipt by W. Watkins

-	-	-	-
1848	-	-	-
May 6	To amt. received of W.W. James but. acct	No 1	13.16
June 16	" " from New York and Mississippi Land Co.	" 2	800.00
Nov 30	" " found in F.O. Sherrod P. Book supposed to be funds of the Estate of B. Sherrod	" 3	50.00
" "	" " Received for Pork sold from Chantilly Plantation	" 4	90.00
Decr 21	" " " " " " " "	" 5	<u>124.37</u>
-	Amt. debits carried forward	-	-

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1848	Amt debits brot forward	\$	-
Decr 21	To Amt. rec ^d from H.G. Parham on a/c	No. 6	20.00
" "	" " " " from W ^m T. Rather	" 7	6.88
" "	" " " " R.A. Baker in Compromise advised by W ^m Cooper	" 8	1998.00

-	-	-	-
1849	" " " Nett proceeds of 36 Bales Cotton sold in New York	" 8	1498.97
" "	" " " " 38 " " " Liverpool	" 8	1801.04
1849 Janry 1	" " Recd, from Joseph M ^c Clung on a/c	" 9	20.00
" 17	" " Nett proceeds of 111 Bales Cotton sold in New Orleans	" 10	2483.00
" "	" " " Recd. from New York & Miss. Land Co. 500 pr. 12 1/2	" 11	512.50
" 25	" " " " H.G.Parham in full of a/c	" 12	23.20
" "	" " " " Maclin Sledge	" 13	<u>10.40</u>
-	-	-	14443.40
"	" " " " J.E. Williams for Pork	" 14	28.15
"	" " " " Jo ^s . M ^c Clung on a/c (see vo. 17 Cr.)	" 15	29.16
" 27	" " " Ja ^s . S Buck 30 yds Bagging 30 ^c	" 16	6.00
" "	" " " " S.J. Leggett for Pork	" 17	54.43
" 29	" " Nett proceeds 108 Bales Cotton sold in N. Orleans	(No 10 -)	1908.27
Febry 13	" " from New York and Miss. Land Co.	(" 11)	100.00
" 22	" " " Robert Hooks	" 18	5.00
" "	" " " J.G. Warren	" 19	20.75
" "	" " " Jas. Armstrong	" 20	9.38
" "	" " Nett proceeds Cotton sold in N. Orleans	(vo 10)	240.61
" 23	" " " G W Carroll Escr, Robert Armstrong	" 21	10.80
" "	" " Do on his note (Specified in inventory)	" 22	70.40
May	" " nett proceeds 29 Bales Cotton sold in N.Orleans	(vo 10)	525.91
" 9	" " " " 45 " " "	" 23	1139.95
" 12	" " " " 144	" 23	3777.21
" 17	" " Rec ^d premium on \$1970 in Tennessee Money	" 10	30.00
" "	" " from Est of L. M ^c Lamore	" 24	4.95
" 24	" " " Philip Pointer hire of Mansfield	" 25	13.50
" "	" " " Bowling Byrd	" 26	10.00
" "	" " " B.S. Simpson sales at Hard Bargain	" 27	.50
April 20	" " nett proceeds Bales Cotton sold at N Orleans	("8)	3490.98
" "	" " " " 9 Bbls Lard " " "	(" 8)	118.02
June 12	" " " " 12 Bales Cotton " " "	(" 8)	318.65
" 24	" " Rec ^d from Benjamin Wilson Sales at Chantilly	" 28	12.00
" 26	" " nett proceeds of 100 Bales Cotton sold at N. Orleans	" 29	2319.03
" "	" " " " 30 " " " "	(" 8)	709.35
July 5	" " Recd from New York and Miss. land Co	" 30	638.05
" "	" " Premium of the above	" 30	7.50
" 21	" " from New York & Miss Land Co.	" 30	185.99
" "	" " R.A.Baker in full on Compromise	(" 8)	2000.00
1848 Janry 1	" " Shackeford & Bentley	" 31	66.46
" "	" " for 1 Jennett v Jennett cost & Sucking Jack Colt	" 32	275.00

-	-	-	-
Augt 11	" " Borrowed from Col.R. Jones for Est	"	200.00
1848	Receipts by F.O.Sherrod	-	-
Augt 24	To Amt. proceeds 30 Bales Cotton sold in N.Orleans	" 33	544.15
July 22	" " " 43 " " " "	<u>" 33</u>	<u>877.00</u>
-	Amt debits carried forward	-	-

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-	-	-	-
1848	Amt. debits brot foward	-	\$
July 22	To Amt. 222 Bales Cotton sold in N.Orleans	vo 34	4530.04

" | " Interest allowed in a/c Current by Fear Damage &Co | " 33 | .96 | " | " Individual a/c included in M.B.Brady a/c & interest | " 33 | 8.03 | " | " Rec^d for Bacon sold by Settzen & Liger | " 35 | 151.34 | " 20 | " Recd for hire of Mansfield from Jno S. W Warren | " 36 | 90.00 | " | " Produce sold D^r W.J. Houston | " 37 | 44.40 | " | " Paid Senton & Woodward in New Orleans (see a/c 48) | - | 212.45 | " | " Sale of 38016^{lbs} Pork sold from Chantilly at \$3.50 | " 37 | 1330.56 | 1849 | Receipts of Richard Jones | - | - | - | April 30 | To Amt. Recd. premium on Check of 298 48/100 at 1/2% | " 10 | 4.45 | - | May 6 | " | " from J.H Houston for package & f. Sugar lbs | " 38 | 6.20 | 44376.86 | 1848 | Contra Cr. Expenditures by W.W. Watkins | - | - | - | May 9 | By Cash paid freight on Invoice medicines from Phila. | No 1 | 20.71 | - | June 1 | " | " Bill Goods in New York for negroes (no. 2 debits | - | 585.59 | - | Sept 20 | " | " W^m C.Sherrod a/c with sundry persons | " 2 | 112.50 | - | " 23 | " | " Price & Simpson | " 3 | 3.30 | - | Nov 20 | " | " Ten. Val. R.R.Co. | " 4 | 3.75 | - | Decr 1 | " | " Daniel Wade (Overseer) | " 5 | 175.00 | - | " 2 | " | " W^m Labernear | " 6 | 3.50 | - | " | " Smith, Alsop &Co | " 7 | .75 | - | " 28 | " | " W^m S. Wilson (Overseer) | " 8 | 104.45 | - | Octr 21 | " | " Reclamation on 466 Bales Cotton Shipped to Liverpool August 48 under advance by McM. & Pearsall no. 8 debits | - | 5287.72 | - | " | " 6 0/100 premium on same (" 8) | 317.26 | - | " | " D^r F.W. Sykes per draft on N. Orleans | (" 8) | 250.00 | - | " | " Invoice for Knoxville | (" 8) | 178.00 | - | " | " J W Compton by Draft on N. Orleans | (" 8) | 1296.51 | - | Error | (" J.J. Ray (Overseer) error) | (" 8) | 23.19 | - | " | " Invoice for Huntsville | (" 816) | 216.54 | - | " | " Knoxville | (" 8) | 49.32 | - | " | " Bal. of Int a/c with M^eMahon & Pearsall | (" 8) | 324.84 | - | " | " Decatur Bank Benjamin Sherrod | - | - | - | " | " Note 204 & one 401 | (" 8) | 1940.90 | - | " | " Interest on the above tell the maturity of the Bill recd, by the Bank in payment | (" 8) | 59.10 | - | 1847 Janry 16 | " | " Thomas Davis | (" 9) | 31.00 | - | " 1 | " | " N G Gallaway 14⁹⁵ Do Benj. Wilson 275 | (32 debits) | 289.95 | - | " 16 | " | " L. Poppinhimer 2 a/cs | " 10 | 16.06 | - | " 18 | " | " Pierce Daniel in full for Wages for /47 | " 11 | 91.80 | - | " | " " | " " /48 | " 12 | 200.00 | - | " 25 | " | " Brady & Baxter | " 13 | 167.93 | - | " 26 | " | " N.G Gallaway J.P. 2 Judgt. | " 14 | 22.70 | - | " 27 | " | " Wright & Foster | " 15 | 7.57 | - | " | " Legget & Murphy | " 16 | 28.45 | - | " 25 | " | J.M. Swoope | " 17 | 29.16 | - | - | Amt, Credits carried forward | - | - | - |

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-	-	-	-
1849 July 25	Bay amt. paid frieght Bell Steam Fawn	no. 18	28.15
" "	" " " W.G. Thompson bill Cost	" 19	1.31
" "	" " " A.M. M ^c Collum Shff	" 20	18.08
1849 Feby 13	" " " S.W. Shackelford Gud &C	" 21	125.00
1849 Feby 22	" " " W.R. Pints	" 22	6.00
" "	" " " John Pollock \$9.38. do. R. M. Pope \$2.00	" 23	11.38
" 23	" " " G. W. Carroll Ex ^r Robt Armstrong	" 24	81.20
Mch 1	" " " Wiley Gallaway	" 25	15.25
" 3	" " " A.H. Farris	" 26	30.00
" 10	" " " W.S. Wilson Order & Int bal. in full for his Wages in 1848.	" 27	58.70
" "	" " " Compter & Luckey	" 28	4.00
" "	" " " Peirce Daniel bal. in full for Wages & Interest	No. 12	53.85
" "	" " " T.J. Luckey &Co. 4 a/c ^s	" 29	46.53
" "	" " " F.A. Farris bal. on 3 a/c ^s	" 26	20.00
" 20	" " " S.W. Shackelford Guard. &C	" 30	30.00
" 24	" " " J.J. Rags Order for in fav. of Philip Pointer & No 8 dockets	" 31	46.75
" "	" " " Thomas Davis	" 32	15.42
" "	" " " John Scruggs	" 33	21.16
" "	" " " N.J. Gallaway Judgt for W.G. Points	" 34	17.50
" "	" " " S[eaks & Kirby	" 35	69.05
" "	" " " Dr. J.W. Sykes	" 36	6.50
" "	" " " W. M ^c Gregor on Note of Rich ^d Jones Exr. Transferred by J.J.Ray to M ^c Gregor No. 8 Debits	" 37	283.00
" 27	" " " Harrs & Baker bal. on 3 a/c ^s	" 38	80.89
" "	" " " Benj. Wilson (Overseer)	" 39	357.00
" "	" " " R.S. Ross &Co	" 40	14.75
" 19	" " " J.M. Swoope bal. on Note	" 41	39.90
" 30	" " " Hiram Campbell	" 42	11.00
April 10	" " " Travis Barbee	" 43	4.30
" 4	" " " William A. Milam Taxes for 1848	" 44	532.00
" 1	" " " J.M. Bumer bal. 4. a/c ^s	" 45	25.83
May 20	" " " A.J. Blocker	" 46	15.00
" "	" " " N. York Courier & Enquirer	" 47	6.00
July 5	" " " W ^m G. Thompson J.P.	" 48	3.34
" 7	" " " Chirstopher Gibson	" 49	18.81
" 10	" " " S.W. Shackelford Guard. &C	" 50	30.00
" "	" " " Jno. Hagar	" 51	12.00

-	-	-	-
April 5	" " " G.W. Carpenter Phil ^a	" 52	138.05
" "	" " " C.F. Sherrod Legatee of Benj. Sherrod	" 53	47.49
" "	" " " Telitha Sherrod Widow.	" 54	245.81
" "	" " " Susan A Shackelford Legatee	" 55	61.21
" 6	" " " W.W. Watkins Private a/c. vs. Est. B. Sherrod	" 56	<u>349.06</u>
-	-	-	\$15,918.67
Mch 18	" " " Collateral Bill at Decatur Bank	-	4820.45
April	" " " " " " }	-	4839.56
May 3	" " " " " " }	-	1050.12
" 18	" " " " " " }	-	4882.02
June 8	" " " " " " }	-	4888.69

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-	-	-	-
Jany 5	" " " " Huntsville Bank (vs No. 10 debits)	-	405.43
" 15	" " " Jo. G. Brown for Baggin & Rope (" 10 " debits)	-	321.71
" 30	" " " Jno Seiver " " " (" 10 ")	-	416.33
Feb 17	" " " James Pace Spinning Machine (" do ")	-	112.70
" "	" " " Chapman Coleman & Co for Bgg. & Rope Crop 1847 (do)	-	1466.71
" "	" " " Int. on same advanced by Martin & Co.	-	43.95
" 20	" " " Bal. in full for Wages		

48 int paid Wade (do) | - | 99.07 | | " " | " " " of Interest on acct. Current with Pleasants & Wilson | - | 26.50 | |
1848 Sept 12 | " " " Receipt C.B. Beamer | " 57 | 50.00 | | 1849 July 20 | " " " of J.H. Hansell Register | " 58 |
40.41 | | 1848 | Expenditures by F.O Sherrod dec^d | - | - | | Jany 1 | " " " Benj. Wilson (Overseer) | " 59 | 80.40 | |
20 | " " " W.G. Thompson. W^m C. Sherrods a/c | " 60 | 1.00 | | Feb 27 | " " " Jno. F. Pride | " 61 | 10.00 | | March 7
| " " " Ricks Carroll & Co. Invoice Hides (vo. 34. deb.) | " | 74.46 | | April 22 | " " " Jas. A. Stoddard | 62 | 36.75 | |
" " | " " " Pierce Daniel (overseer on act.) wages for 1847 vo 11 debt.) | - | 100.00 | | May 7 | " " " Jas. W Ligon
Tax in Franklin County 1847. | " 63 | 101.40 | | Mch 28 | " " " Sattzer & Liger for Shingles and Potts (35) Debt) |
- | 40.66 | | May 18 | " " " Jno. Sevier on a/c. | " 64 | 33.80 | | July 22 | " " " Int. on draft faver M. Brady & postage
per a/c (vo 33) | - | 14.88 | | June 3 | " " " W^m Rottsler for 2 Receipts | " 65 | 15.66 | | Aug. 8 | " " " J.S. Milton | "
66 | 11.25 | | " 14 | " " " Decatur Bank & Rect. W^m Misler a/c L Cmes | " 67 | 4084.46 | | " 29 | " " " Tennessee
Riley R.R. Co. | " 68 | 4.27 | | Sep. 13 | " " " W^m B. Figures | " 69 | 5.75 | | " 18 | " " " Thomas Davis | " 70 | 6.40 | |
" 4 | " " " Decatur Bank & Rect. W^m Mailor asst. Comiss^r | " 71 | 1786.00 | | " 13 | " " " Jno Sevier bal. a/c | " 72 |
35.52 | | July 26 | " " " Thos. Shidmore by a draft on Ricks Carroll & Co. Interest & Postage (vo. 34 debt) | - |
275.62 | | Augt 29 | " " " Fret St. Bt. Tavern | " 73 | 2.96 | | " " | " " " Chas. Sherrod, Legatee, at Sundry times | " 74
| 59.44 | | 1848 Augt 29 | " " " M.B. Brady by draft on Fearn Donnagon & Co (v. 33 debts) | - | 1142.22 | | Error
Sep. 8 | " " " Tho^s S Davis | " 75 | 2.40 | | 1847 July 31 | " " " Paid M. Brown for Bag. & Rope (see vo. 44. Set.
48) | - | 99.94 | | 1848 | Expendures by Richard Jones | - | - | | May 8 | " " " W^m M. Gally Judge a/c. | " 76 | 5.50 | |
Octr 11 | " " " Smith Aloup & Co | " 77 | 10.20 | | 1849 Mch 19 | " " " Wiley Rains 3.10 do Isaac P. Reed \$2.10 | "
78 | 5.20 | | April 30 | " " " H.A. M^cGhee Amt. S.W. Sherrods Order | " 79 | 123.00 | | " " | " " " J.H. Houston R.R^d
Agent | " 80 | 35.00 | | May 16 | " " " A.S. Dearing | " 81 | 28.50 | | " " | " " " M^cGregor^s bal. in full on Note of J.J.

Ray for Services as Overseer Hard Bargain | " 37 | 53.25 | | June 9 | " " " Eleazer Carson | " 82 | 8.90 | | " 30 | " " "
H. Hayze & Co. Louisville for castings | " 83 | 34.00 | | July 7 | " " " Jno M Swoope | " 84 | 30.00 |

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-	-	-	-
July 18	By amt. paid J. C. Thompeson on a/c Wages/49. Int. off	" 85	43.25
1849 July 21	" " " Col. R. Jones a/c against Estate	"86	242.71
1848 June 5	" " " Allowance to Exrs on settlement of this day	-	2584.12
-	" " " " " this settlement	-	3537.15
-	" " " Int. on allowance for Set. made June 5. 1848	-	-
1849 Febry 28	" " " Invoice Sundries p ^r Huntsville (debits 8)	-	132.16
April 7	" " " Medicines (" 8)	-	53.29
May 6	" " " Cash pd Pretert R. A. Bakers draft & Int. 8)	-	2.05
" 23	" " " for 1 mat 8)	-	1.05
July 11	" " " Int. on a/c Current with M. Pearsall 8)	-	<u>77.06</u>
-	-	-	<u>53417.36</u>
-	Leaving in favor of Executors a balance of	-	\$9040.40

Court, that the foregoing exhibit be received as an annual settlement of W^m W. Watkins and Richard Jones Surviving Executors of the last Will and Testament of Benj. Sherrod as aforesaid. September 3 1849. Teste. Wiley Galloway Clerk April Term 1850.

Citation to renew Bond On the Application of Sarah Sherrod by her Agent Joel Parrish; It is ordered by the Court that a Citation issue, directed to any Sheriff of the State of Alabama Commanding him to summon W^m W. Watkins the remaining Executor of the last Will and Testament of Benj. Sherrod dec^d to appear before the Judge of the County Court, of said County at the Court house in the town of Moulton Instantor and and renew his bond as aforesaid by furnishing Other good and sufficient Securities thereto and that said Sheriff make return of said process agreeable to law.

Probate Court July Term 1850. Alias Citation to Renew bond On application of Sarah Sherrod by her Agent Joel Parrish: It is Ordered by the court that an Alias Citation issue directed to any Sheriff of the State of Alabama, Commanding him to summon W^m W. Watkins the remaining Executor of Benj. Sherrod of the last Will and Testament of Benj. Sherrod decd. to appear before the Judge of the Court of Probate of said County at the Court house in the town of Moulton Instantor and renew his bond as Executor as aforesaid as required by law and in obedience to an Order of the Orphans Court.

Special deputation John C. Burrues is hereby authorized to execute the within process Augt 2. 1850 P. D. Roddey Sheriff {Seal}

Shffs Return Executed 2nd/50 P. D. Roddy Shff. by his special deputy Jno. C. Burruss Jr.

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Order for Annual Settlement October 1850 On the application of William W. Watkins Executor of the last Will and Testament of Benj. Sherrod decd he having filed his accounts and Vouchers with the Court and the same having been examined and an account thereof stated and reported to the Court; It is Ordered that he make an annual settlement of his Executorship at the Court house in the town of Moulton on the second Monday in December next and that forty days notice thereof be given by attested copies of this Order posted up at the door of the Court house in the town of Moulton and three other public places in said County requiring all persons interested in said settlement to appear and Contest if they choose.

Gu^d ad litem Appt^d for minor heirs Ordered that Robert S. Gantt be appointed Guardian ad litem of the minor heirs and Legatees of Benj. Sherrod dec^d to guard their interest on the annual settlement of W^m W. Watkins Executor of the last Will and Testament of said decedent and that a Citation issue to him accordingly.

Executor Renews his bond Whereas in Obediance to a Citation issued by the Judge of the Probate Court of Laurence County in the State of Alabama, on the 6th day of July 1850 W.W. Watkins remaining Executor of the last Will and Testament of Benj. Sherrod dec^d appeared in Open Court and entered into bond as Executor of said last Will and Testament in the sum of Five hundred thousand dollars with Charles F. Sherrod, Ann Sherrod, Telitha Sherrod, Samuel W. Shackelford and Freeman Goode as his securities Conditioned as the law directs which said bond is approved by the Court and recorded accordingly.

Executors Bond Know all men by these present that W^m W. Watkins, Telitha Sherrod, Charles F. Sherrod, Samuel W Shackelford, Ann Sherrod and Freeman Goode are held and firmly bound unto Henry A. M^cGhee Judge of the Probate Court of Laurence County State of Alabama and his successors in office in the penal sum of Five hundred thousand dollars to which payment well and truly to be made we and each of us do bind ourselves our heirs &c firmly by these presents sealed with our seals and dated the Twenty fourth day of September Eighteen hundred and fifty. Now the condition of the above Obligation is such that whereas the above bound W^m W. Watkins has been duly appointed Executor of the last Will and Testament of Benj. Sherrod ~~deceased~~ late of Laurence County deceased. Now if said W.W. Wathins shall will and truly perform all the duties which are or may be required of him as Executor then the above obligation to be void else to remain in full force and virtue. Witness our hands and seals the date above written W W Watkins {seal} C.F.Sherrod {seal} Ann Sherrod {seal} Telitha Sherrod {seal} S. W Shackelford {seal} F. Goode {seal} As to C.F. Sherrod & Ann Sherrod Witness E.D. Townes

[Remainder of page missing - the names visible belong to a page of accounts beneath this page]

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as to Telitha Sherrod & S.W. Shackelford. Witness Oran Davis as to F. Goode and W.W. Watkins E.P. Shackelford Approved by me on the 24th of Octr. 1850 H.A. M^cGhee Probate Judge

Probate Court Decr. term 1850. Annual Settlement 1850 On the application of W^m W. Watkins Executor of the last Will and Testament of Benj. Sherrod dec^d for an Annual Settlement of his s^d Executorship and having heretofore, to wit, at the October Term of this Court of the present year 1850. filed the accounts and Vouchers of his said Settlement with the Court and the same having been duly examined by the Judge of said Court and an account thereof stated and Reported by said Judge and forty days notice thereof having been duly given by advertisements posted up at the door of the Courthouse in the town of Moulton and three other public places in said County agreeably to law and in pursuance of a former Order of this Court made at the said October term thereof and Robert S. Gantt having been appointed Guardian ad litem for the minor heirs of said decedent and he having accepted said Trust and no person having appeared to Contest said Settlement; It is now Ordered by the Court that the account as examined, Stated and Reported as aforesaid be allowed and that the same with the Other proceedings had in said Settlement by recorded on the Minutes of said Court at the present term thereof, which are in the words and figures following, to wit, W.W. Watkins Exr. of Benj. Sherrod dec^d: In annual account with the Probate Court of Lawrence County, Ala. October 23^d 1850.

-	-	-	-
1849	-	-	-
Aug 14	To Cash Recd Junias A. Bynum for Bacon	15.45	-
Octr 7	" " " M ^c Clung Allen & H. Thompson J.P.	37.12	-
" "	" " " Sales at Chantilly Plantation	57.12	-
Dcr 11	" " " New York and Mississippi Land Co.	<u>600.00</u>	768.03
1850	-	-	-
Janry 15	" " " M ^c Mahon & Pearsall on a/c	-	3020.35
" "	" " " Christian & Stoddard Prem on \$1000 Sight Check	15.00	-
" "	" " " P.D. Roddy in Set Garner & Prewitt Case	4.34	-
" "	" " " Prem on \$1000 thirty days Checks parred at par	<u>5.00</u>	24.34
Febry 1	" " " Prem \$5000 sight check	7.50	-
" "	" " " Ten. Valley R.R.Co. for Land	39.95	-
" "	" " " W ^m Houston	<u>5.44</u>	77.23
" "	" " " Sales 29 bales cotton by C. Coleman Co.	-	1457.52
" 14	" " " M ^c Mahon & Pearsall on a/c	<u>997.85</u>	997.85
" "	" " " Prem on \$300 ⁰⁰ of the above Virginia money	2.15	-
" "	" " " from R.H. Watkins	11.60	-
" "	" " " P.J. Watkins	<u>15.75</u>	29.50
Mch 9	" " " Fearn Donnagin &co. on a/c	-	2500.00
" "	" " " Nelson Bradley &cp	-	2500.00
" "	" " " Thomas Ashford	10.00	-
" 12	" " " N. J. Houston a/c 48 & 49	54.18	-
" "	" " " Prem on \$2000 00/100 Sight Checks	30.00	-
" "	" " " from E.M. Swoope	45.00	-
" "	" " " Estate of J.K. Swoope	<u>20.00</u>	<u>159.18</u>
-	Amt debits Carried forward	-	-

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-	-	-	-
" "	To Cash R	-	-
" "	Amt. debits brot foward	-	-
" "	To Amt Cash Rcd from Newton Smith	46.46	-
" "	" " " Sales Chantilly Plantation	54.00	-
" "	" " " Peter Puryear \$6.00/100 Dr. R. J. Terrill\$9. ⁵⁰	15.50	-
April 1	" " " Sales Chantilly Plantation	73.25	-
" "	" " " Orin Davis \$18. ⁸⁰ Do W ^m Wanston &5.00/100	23.80	-

-	-	-	-
" 3	" " " Ten. July R.R. Co.	28.35	-
May 1	" " " from W ^m Dearing (services Hack)	8.00	-
June 7	" " " Jef. Byrd \$8.00/100 Mr. M. Harris \$3.00/100	11.00	-
" "	" " " Chantilly Plantation	<u>88.50</u>	808.03
" 15	" " " New York & Miss. Land Co. (see Vo. No. 81)	406.45	-
" 20	" " " " " " " "	<u>1193.55</u>	1600.00
" "	" " " Price on \$1500.00/100 above divided	15.00	-
Augt 1	" " " from Hawkins & Duncan	10.80	-
" "	" " " Est. S. M ^c Lemore bal a/c	2.50	-
" "	" " " J. H. Harris \$10 ⁰ Do Sales at Chantily\$7.00/100	17.00	-
" "	" " " Prem. on \$1000 ⁰⁰ sigh checks	10.00	-
Jany 15	" " " Sales 75 Bales cotton \$ 33.16 86/100 less \$320.25/100 (seeNo. 71)	-	-
" "	" " " C ^r above	296.61	-
" "	" " " 39 Bales Cotton \$1909. ²⁸	-	-
" "	" " " 49 " " \$ <u>2315.68/100</u> } \$4222 less	<u>1722.96</u>	2074.87
-	2500 Credit above see no 70	-	-
" "	" " " 65 " " less \$ 2500.00 Do Do	776.83	-
Febry 15	" " " 36 " "	1885.83	-
Mch 1	" " " 12 " "	479.98	-
" 28	" " " 53 " " \$2318 ³⁷ less \$ 997 ²⁵ (see No. 72)	-	-
-	C ^r above 71	<u>1320.52</u>	4463.16
Apl. 13	" " " 118 " " 71	5263.15	-
May 7	" " " 107 " " " "	3426.73	-
" 28	" " " 70 " " " " 70	3556.24	12246.12
June 23	" " " 44 " " " 71	2118.52	-
" 24	" " " 24 " " " 70	910.48	-
July 17	" " " 17 " " " 71	794.57	-
Septr 12	" " " 4 " " " 73	213.42	-
" 14	" " " 52 " " " 72	<u>2506.64</u>	38776.20
1849	-	-	-
Octr 12	" " " David Hubbard Jas. B. Watson & Est. Jas. Fennell on	-	10000.00
-	compromise advised by W Cooper (see No. 70)	-	-
1850	-	-	-
May 12	" " " Est of Jas. Fennell on above compromise	1046.77	-
June 2	" " " G. W. Carroll pr Nelson Bradley &co N. Orleans see No. 71	1706.48	-
July 6	" " " Bal. Int. a/c with M ^c Mahon & Pearsall 71	19.92	-
Septr 14	" " " " " Fearn Dennagin &Co	15.60	-
1849	-	-	-
Augt 15	" " " from N. York & Miss Land Co. being Draft on Lewis	-	-
-	Curtis in favor of Goode & Sullivant	79.96	-

-	-	-	-
Nov. 1	" " " Amt J. J. M ^c Mahon order on A. S. Garner used in	-	-
-	Settlement with P. D. Rodde (see vo. 17)	202.66	-
-	" " " Int. on above order in Settlement	<u>4.05</u>	<u>3071.44</u>
-	Whole amt. of Receipts	-	\$57847.65

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-	-	-	-	-
1849	By Cash paid C. Bobo Taxes Franklin Cty (1848)	No. 1	152.58	-
Augt 1				
" 5	" " " D.G. Ligon on a/c.	" 2	100.00	-
" 15	" " " Goode & Sullivant (see No. 3 Credits 2 settlements)	" 3	75.96	-
Sept 18	" " " Wiley Raines Witness	" 4	2.50	-
" 19	" " " Ann Sherrod	" 5	75.00	-
" "	" " " Sarah Sherrod	" 6	25.00	-
Octr. 7	" " " Joseph Lansdale	" 7	15.00	-
" 31	" " " Price & Simpson on a/c.	" 8	72.53	-
Decr. 10	" " " Telitha Sherrod	" 9	128.95	-
" "	" " " S.W. Shackelford Guard. of S.A. Shackelford	" 10	<u>44.30</u>	691.62
" 31	" " " R.S. Simpson Overseer	" 11	300.00	-
1850	" " " A.M. Barclay	" 12	14.98	-
Jany 5				
" 15	" " " Brady & Baxter	" 13	6.90	-
" "	" " " Price & Simpson bal. a/c.	(see No. 8)	42.58	-
" "	" " " James Stoddard	" 14	15.70	-
" 16	" " " O.O. Nelson &Co.	" 15	21.85	-
" 21	" " " Ann Sherrod	(see No 5)	230.00	-
" 29	" " " James Irwin	" 16	<u>45.84</u>	677.87
" "	" " " P.D. Roddy Shff	(see No. 71) " 17	-	1575.97
Feby 1	" " " W ^m Laberrear	" 18	2.50	-
" "	" " " A.R. Luckey for H. Thompson	" 19	124.25	-
" "	" " " Ten. Valley R.R. Co.	" 20	31.05	-
" "	" " " Chapman Coleman &Co. Invoice July 4 th 1849 Sept 7/49. Sept.15/49. & Jany. 21/50 & Int.	" 22	<u>1448.65</u>	4564.91
" 9	" " " J. Blizzard Tax Collector for 1849 Laurence Cty	" 23	538.85	-
" 20	" " " Price & Simpson	" 24	19.60	-
July 1	" " " Jno. M. Swoope Exr. J.K. Swoope	" 25	8.10	-
" 23	" " " James Williams Tax Collector Franklin Cty/49	" 26	163.47	-

-	-	-	-	-
Feby 23	" " " Thos. R. Kellum bal. a/c.	" 27	3.25	-
Mar. 1	" " " Thos. Ashford	" 28	20.00	-
" "	" " " F.A. Sherrod Note & Int.	" 29	204.09	-
" 5	" " " Jno. W. Wann bal. a/c	" 30	<u>12.76</u>	5535.05
" 9	" " " W ^m Yearwood (Overseer)	" 31	153.31	-
" "	" " " J.P. Luckey 2 a/c \$26.91 \$45.11 (72.02	" 32	72.02	-
" "	" " " Compton & Luckey	" 33	24.02	-
" "	" " " J.C. Thompson order for D ^r Carnes	(see No. 19	9.00	-
" "	" " " Speaks & Kerby ^s a/c. for /49	" 34	58.90	-
" "	" " " E.M. Swoope	" 35	35.40	-
" "	" " " A.C. Thompson Order for Speaks & Kirby	(see No. 19)	16.00	-
" "	" " " A.M. Keller bal. a/c.	" 36	28.10	-
" "	" " " Jas. M. Bumer	" 37	4.00	-
" 12	" " " Hern & Baker bal. a/c	" 38	<u>75.68</u>	476.33
" "	" " " Thos. Skidmore 2 a/c. ^s \$153.75 \$55.75 \$209.50	" 39	209.50	-
" "	" " " D ^r N.J. Houston	" 40	290.25	-
" 15	" " " L.G. Garrett Bal. a/c.	" 41	35.05	-
" 16	" " " John Sevier	" 42	79.67	-
" "	" " " E.D. Townes Atty. for A. Ricks	" 43	<u>1100.00</u>	

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-	-	-	-	-
" "	-	-	-	-
" "	By Credits pd Ann Sherrod	vo. 43	500.00	-
" "	" " " Dr James J. Kinger on Compromise of B. Sherrod	-	-	-
" "	Mortgage to Tuscumbia Courtland & Decatur	-	-	(See quit claim deed E.D. Townes to W.W. Watkins No. 45.
" "	R.R. Co.	-	-	2680.00
" "	" " " W ^m M. Gallaway	" 46	10.20	-
" "	" " " W. Rains Witness	" 47	3.10	-
" "	" " " Anthoney B. Thomas (Overseer)	" 48	50.14	-
April 12	" " " Ten. Valley. R.R. Co. 4 pt. Bills	" 49	23.26	-
" "	" " " Chapman Coleman &Co	" 50	37.33	-
May 21	" " " Hayes & cooper	" 51	46.80	-

-	-	-	-	-
" 29	" " " Felix Johnson	" 52	18.34	-
June 15	" " " W ^m & J. M ^c Kelvey	" 53	155.50	-
" "	" " " G.W. Carpenter &Co	" 54	100.00	-
" "	" " " J.J. Wray (Witness)	" 55	3.90	-
" 19	" " " Pleasants Wilson &Co	" 57	<u>132.37</u>	758.73
" 20	" " " Novell & Morrison	" 58	125.00	-
" 29	" " " D.G. Ligon on a/c. thro. W ^m F. Sale	(see No. 2)	100.00	-
" "	" " " Christopher Gibson (Overseer)	" 59	605.00	-
" "	" " " W.F. Sale atto. for F.H. Harris	" 60	<u>3.66</u>	833.66
1850 July 1	" " " Check pd. A.A. Acklin	" 61	17.63	-
" 6	" " " E.D. Townes atto. for Ann Sherrod	" 62	367.72	-
" "	" " " Anthony B. Thomas	(see No. 48)	207.81	-
" "	" " " Ten. Valley R.R. Co. freight bill.	" 63	18.68	-
Sept 1	" " " Horace Balue	" 64	51.10	-
" "	" " " Eleazer Carson	" 65	6.50	-
" "	" " " Jefferson Byrd 3 Witness Tickets	" 66	12.60	-
" 19	" " " Pettgrew Donagon &Co	" 67	17.10	-
" 26	" " " J.L. Wray (Missg) to Blacks	" 68	10.00	-
" "	" " " Ten. Valley R.R. Co.	" 69	<u>1.62</u>	13029.00
April 27	" " " W ^m Mailer Asst. Comrs.	" 70	-	4833.01
June 1	" " " Prem. on Bk. of Louisville Clk. on N. York for \$441. 77/100 at \$1.	(see vo. 70)	4.44	-
" "	" " " For Rebailing 1 bale cotten " "	-	2.50	-
" 29	" " " Prem. on \$904. 56/100 Sight Check at 3/8 .70	(see vo. 70)	3.42	-
1849 Decr. 8	" " " Protest for non acceptance G.W. Carrolls Bill on Nelson Bradley&Co	" 71	2.50	-
1850 Febry 7	" " " John T. Christian &Co	"	210.54	-
Mch 1	" " " M ^c Mahon & Pearsall Invoice Blankets	"	525.22	-
" 4	" " " Asa Messenger	"	76.82	-
" 23	" " " A.B. Thompson in Groceries on a/c of his Wages for 1850.	"	18.50	-
April 2	" " " Benj. Wilson (Overseer)	"	<u>1130.97</u>	1974.84

-	-	-	-	-
" 21	" " " J.L. M ^c Means being bal. in cull except Court costs of Judgt.rendered in County Court of Laurence County (vs) Est. of B. Sherrod infavor of A. Ricks	"	-	3050.19
" 24	" " " Reclamation on a bale of cotton	"	4.50	-
May 20	" " " Invoice Groceries Chantilly Plantation	"	<u>21.47</u>	-

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-	-	-	-	-
1850 June 4	By amt pd. J.J. M ^c Mahon	"	103.16	-
" "	" " " M ^c Mahon & Pearsall pr. a/c. Current	"	2518.09	-
May 1	" " " do. do. bal. on In ^r a/c.	"	285.95	-
June 15	" " " Chapman coleman &Co	" 73	<u>147.07</u>	3080.32
" "	" " " W ^m Mailor Asst. Com ^{rs}	(see No. 70) " 72	-	4868.80
Jany 8	" " " F. Murphey Huntsville	"	17.25	-
Sept 12	" " " Chapman Clements &Co. being Ju ^t decreted from Sales fourbales Cotton on 4 ^{mos} time	(see 73)	<u>4.24</u>	21.49
1849 Octr 12	" " " W ^m Mailer Asst. Com ^{rs}	(see vo 70)	-	10000.00
" "	" " " Note due 3 Sepr 1850. B. Sherrod security	" 74	1053.61	-
" "	" " " Telitha Sherrod widow B. Sherrod dec ^d	(see vo. 0.)	482.09	-
" "	" " " S.W. Shackelford Gud. of S.A. Shackelford	(see No. 10)	413.53	-
" "	" " " Charles F. Sherrod son of B. Sherrod dec ^d	(see 75)	<u>307.95</u>	2257.18
1850 May 15	" " " S.W. Shackelford Gud. W ^m C. Sherrod	" 76	100.00	-
" "	" " " A/c. W.W. Watkins Exr.	" 77	349.92	-
Sepr 25	" " " Tho ^s S. Davis pr. Order S.W. Shackelford Gud &c	" 78	14.72	-
Octr 5	" " " Thos. D. Leonard	" 79	29.47	-
" 23	" " " Thos. K. Harris (Overseer)	See No 77	59.50	-
1848 Nov. 18	" " " S.W. Shackelford &C. by F.O. Sherrod Exr.	" 80	601.24	-
" "	" " " S.A. Sherrod pr. Receipt Jock T. Parrish agt.	" 82	381.08	-
185 Octr 14	" " " A.P. Gallaway	" 83	87.43	-
" 19	" " " J.W. Compton J.P.	" 84	<u>18.00</u>	44741.19
" 23	" " " Bal. in favor Exr ^s on set July 1849.	-	-	9040.40

-	-	-	-	-
-	" Ints on \$4346.03/100 being actual bal. in favor Exrs on annual settlement July Term 1849. from July term /49 to 23 Octr. 1850	-	434.60	-
-	" On \$2395.36/100 in actual bal. in favor Exrs on annual set. June 1848 from June tm to July 49 say 12 months	-	191.63	626.23
-	Amt allowance to Exrs (viz. see on recpt. \$51847.65 5 per ct.	-	2592.38	-
-	" Payments \$4535.15/100 2 1/2 per. ct	-	1133.82	-
-	" Cash p ^d Sarah A. Sherrod	(see V. No. 6)	<u>425.00</u>	<u>4151.20</u>
-	Whole amt. of Credits	-	-	58745.20
-	To debits brot down 51.847.65	-	-	-
-	" Bal./vs. Exrs on set. June Term 1848. 240.79	-	-	-
-	" Int. on same to 20 th Octr./50 <u>43.33</u>	-	-	<u>52131.77</u>
-	Leaving a balance in favor of the Executors of the sum of Six thousand Six hundred and fourteen dollars and twenty one cents;	-	-	6614.21

And it appearing to the satisfaction of the Court that the sum of Five hundred and Eighty two and ninety Cents of said balance is Composed of Interest on the items Composing the Credits in the foregoing Settlement over and above the interest which has been charged on the items Composing the debits in said Settlement: It is Considered and Adjudged by the Court that the Executors be not allowed interest on the whole amount of said balance of Six thousand Six hundred and fourteen dollars and twenty one Cents in a subsiquent settlement of his said Executorship but that said Executor be allowed interest on the sum of Six thousand and thirty one dollars and thirty one Cents only (\$6031.31/100) And that the foregoing exhibit be received as an Annual Settlement of W^m W. Watkins Executor of Benj. Sherrod dec^d as aforesaid December 9th 1850. Teste. H.A. M^cGhee P.J.

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Citation to renew bond Ordered by the Court that a Citation issue directed to any Sheriff of the State of Alabama, Commanding him to summon W.W. Watkins Sole Executor of the last Will and Testament of Benj. Sherrod dec^d to Appear before the Judge of the Probate Court of said County Instantes and renew his bond as such Executor as required by law.

Shffs. Return. Executed January 14. 1850. P.D. Boddy Shff

State of Alabama County of Laurence } I Henry A. M^cGhee Probate Judge of said County Certify that the foregoing forty five ~~sheets~~ pages present a true, full and perfect Copy, Transcript and exhibit of all the Orders & proceedings &c. in the Settlement of the Estate of Benj. Sherrod dec^d as the same appears of Record in my Office

{LS} Given under my hand and official Seal at Office at Moulton in said County on this the 2nd day of April Eighteen hundred and fifty one H.A. M^cGhee Judge &C.

Petition of Susan A. ~~Sherrod~~ Shackelford To the Honorable David G. Ligon Chancellor of the Northern Division of Alabama setting for the 30th District thereof at Moulton in the County of Laurence in said State,

Your Petitioner Susan Adelaide Shackelford formerly Susan Adelaide Sherrod by her next friend Charles F. Sherrod, would respectfully present unto your Honor. That she has been advised and believes that William W. Watkins surviving and Sole Executor of the estate of her father Benjamin Sherrod deceased, has filed his bill in

the Will of said Benjamin Sherrod deceased, and among others asks your Honor Construction of that portion of said Will by which the executors under said Will are required to pay to your Petitioner what would be sufficient for her liberal support.

Your petitioner would further State that some time Anterior to her fathers death, she intermarried with Samuel W. Shackelford for whom no provision was made by her fathers Will other than such as would result to him in the event he survived your petitioner, and that since her fathers death, viz, in February 1850 in the year 1850 she gave birth to a Child, now living, that by her fathers Will his estate was to be kept together untill his debts were paid, and as the estate was to be kept together for several years, yet to come, and in as much as she has not heretofore received from the Executors or Executor of her fathers istate which she deems a liberal support, she therefore prays your Honor to direct said Watkins to pay to said Samuel W. Shackelford husband of your petitioner such amount or amounts, as in your Honors discretion when necessary to her liberal support from the time of her fathers death in February 1847 untill February 1851. and not only for the liberal support and maintenance of herself, but for that of her husband from the time of the death of her father or for her child from its birth. And she would further respectfully ask that your Honor direct said Watkins to pay over annually, from February 1851. untill the distribution of said Estate to her said Husband Samuel W. Shackelford a sufficient amount as in your Honors discretion may be right and just, for clothing of said petitioner, her Husband and Child, and that in as much as she contemplates soon removing from the old homestead to the plantation

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devised to her by her Fathers Will that she have off of said plantation untill final distribution of said estate of her fathers, all the Corn, Pork, Fodder &c &c that may be necessary to the support of herself, husband and child, and that the executor, untill distribution, be required to furnish in all needful Groceries, flour &c - and that she be permitted to retain two female servants which she had at the time of her fathers death and which she has since had, and that she have an additional one for a nurse, and a servant boy to do gardening &c &c and that if Consistant with your Honors since of what is right and just, said Watkins be required to furnish her with a carriage or such other mode of Conveyance as may be suitable to her Condition in life, untill such time as said estate shall have been distributed among the several legatees thereof.

Your petitioner would respectfully refer to your Honors discretion the fact whether the several amount allowed her by your honorable Court, under this her petition should come out of the general fund, or out of her seperate estate under the Will of her father.

Your petitioner would respectfully refer your Honor to the bill of said Watkins, filed as above Stated, and to a Copy of the Will of her father accompanying said bill for the larger portion of the facts as set forth in this her petition, and asks that such portions of the same as are necessary understanding of this her petition may be deemed and Considered a part and parcel hereof.

Your petitioner would respectfully ask that an account be taken, if necessary, to ascertain the amount or amounts which should be allowed her under the Will of her Father and this her petition, and she would ask of your Honorable Court such other and further relief as may be just and equitable in the premises, and she will ever pray &c. W.P. M^eMalina So^l for petitioner.

Ends^d Filed in my Office 31st March 1851 John H. Hansell Register

Petition of Sarah & Ann Sherrod. To the Honorable David G. Ligon, Chancellor for the Northern Division of the State of Alabama, Sitting at Moulton for the County of Lawrence (30th District)

Your Orators Sarah Sherrod and Ann Sherrod, Your Orater Benjamin Sherrod and Oraters Frances E. & Alice C. Sherrod who are infants by their next friend Sarah A. Sherrod and your Oraters John B. Sherrod, Frederick Sherrod, Felix Sherrod and Benjamin Watkins Sherrod and Oraters Frances A. Sherrod who are infants by their

friend Ann Sherrod, humbly complaining shewith to your Honor, that the said Sarah A. Sherrod is the widow of Felix A.M. Sherrod dec^d and that said Benjamin, Frances E. and Alice Sherrod are in fact Children of the said Sarah A. and Felix A.M. Sherrod, that the said Ann Sherrod is the widow of Frederick O.A. Sherrod dec^d and the said John B. Frederick, Felix, Benjamin Watkins and Frances A. Sherrod are the infant children of Ann Sherrod and Frederick O.A. Sherrod. that in the year 1847. Benjamin Sherrod the Father of the said Felix A.M. and Frederick O.A. Sherrod died testate in said County of Laurence, that his Will was duly admitted to probate ~~and Record~~ in the Orphans Court of said County and Letters Testamentary granted thereon to Frederick O.A. Sherrod, William W. Watkins and Richard Jones the executors therein named who were duly qualified as such, and that since the Probate of said Will, said Frederick O.A. Sherrod has departed this life, and the said Richard Jones has resigned his Executorship of this estate. and that the said Watkins has continued to act as the sole Executor of said Will.

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They further show that are legatees and devisees under the said Will of the said Benjamin Sherrod dec^d and that after the payment of his debts, they are entitled to large estates. both real and personal, and that many years will probably elapse before the debts of said testator Can be paid; That there is no express direction in said Will that a support shall be allowed to them out of the profits of the general estate, or out of the portions bequeathed to them, yet they insist that the general intent of said Will Clearly authorizes a support for them untill they are entitled to the possession and enjoyment of their several portions, bequeathed to them under said Will.

They further show that at the April Term of your honors Court 1849 they exhibited their bill against the Executors of said Benjamin Sherrod Will, Alledging that from doubts as to the proper Construction of said Will and Apprehensions of liability to other parties intended in said Estate the Executors were unwilling to Allow your Orators any Support or maintenance for themselves or Children and that they had no other means of support, Other than the provision made for them by said Will, and prayed your Honor to authorize and required said Executers of said Estate by a decree for that purpose, to pay over to your Orators a sum sufficient for their Support and maintenance annually untill they Could obtain their portions under the said Will, which prayer was accordingly granted, and your honer did render a decree requiring and directing the said Exe^s to pay over to your Orators annually Certain sums of money for their support. Yet may it please your honor, the amounts allowed, and directed by your Honor to be paid, have proven to be entirely insufficient for the equinomical support of your Orators and thier minor Children, that they have been Compelled to make the necessary repairs to thier dwelling houses and for the hire of servants and many other outlays which exceeds the sums Ordered to be paid annually for their support.

Your Oratresses said bill exhibited as aforesaid, to gether with the answers Exhibit &c is prayed to be taken as part of this bill from which will appear more fully the Amounts Allowed for the support of your Oratresses &c &c

Now in Consideration of the premises, Your Oratresses prays that your Honor by decree, direct and require the said William W. Watkins Executor of the Estate of the said Benjamin Sherrod to pay to them Annuall for their support and maintenance such sums in addition to what is already allowed to them for that purpose as your Honor may think sufficient for their ample and reasonable support and for the maintenance and education of their minor Children, and as your Oratresses are Remideless at law also pray your Honor that Subpoina issue Compelling the said Watkins Exe^r as aforesaid to answer fully this Bill, and that if necessary an account be taken to ascertain the amount that should be allowed, in addition to what is already allowed, and for all other and further relief. And such other and further decrees and Orders as may be just and equitable in the premises. And they will ever pray &c. Rich^d O. Pickett Sol. for Comp^{lt}

Endorsed Filed in my Office the 25th day of April 1851. John H. Hansell Register

April Term 1851. Order William W. Watkins Exer. &c vs Benjamin Sherrod & Heirs } It is referred to the Master to ascertain a suitable annual allowance by way of maintenance

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and Support to Susan A. Shackelford and family, Sarah Sherrod and family and Ann Sherrod and family and to make Annual Settlements with the Executor.

Masters Report To the Honorable David G. Ligon Chancellor of the Northern division of the State of Alabama, Sitting for the 30th District at Moulton.

The Subscriber to whom it is referred to ascertain and report to the present term a Suitable annual allowance by way of maintenance and support to Sarah Sherrod and family, Ann Sherrod and family, and Susan Shackelford and family. Report, that it is necessary to increase the annual allowance of Sarah Sherrod and family by the sum of Seventy five dollars making it \$875.00 pr annum, and to increase the allowance to Ann Sherrod and family by the sum of fifty dollars making it \$950.00 per annum.

And that the sum of \$150.00 annually shall be allowed to Susan A. Shackelford and family, for the first three years succeeding the death of Benjamin Sherrod ending the 1st day of February 1850. and after that time the sum of \$225.00 annually that the Executors of Benjamin Sherrod shall pay the sum of \$50.00 per annum to Samuel W. Shackelford, husband to said Susan A. for the purchase of Groceries. That said Susan A. and family shall have of the produce of the plantation called "Hard Bargain" all needful Supplies, free of charge and that said Executors shall pay the sum of 25. dollars Solicitors fees for filing petitions asking this allowance. Respectfully Submitted, this 30th April 1851. John H. Hansell Reg^r & Master

At April Term 1851. Orders William W. Watkins Exc. &c vs Benj. Sherrod Heirs } In this cause the report of the Master at the present Term as to allowance to petitioners is read and ordered to lie two days for confirmation

William W. Watkins Exr. &c vs Benj. Sherrod Heirs } Ordered by the Court that the report of the Master made in this cause to the present Term by in all things confirmed.

At April 1852. William W. Watkins Exr. &c vs Benj. Sherrod Heirs } This Cause is submitted on the petition of E. M. Swoope for interlocutory Decree.

William W. Watkins Exr. &c vs Benj. Sherrod Heirs } It is Ordered that the Order heretofore made submitting this cause for final Decree by set aside and that the same be continued.

Inventory Appraisement of property Cotton Garden, Hard Bargain & Pond Spring Plantations, by J. M Tweedy, W.W. James & Jno J. McMahon belonging to Est. Benj. Sherrod dec^d | - | - | _____ | _____ || | 53
Head Cattle | \$810.00| | 17 1/2 Yoke Steers | 812.00| | 53 Steers & Yearlings | 582.00| | 22 Horses & Mares |
1325.00| | 82 Mules | 7055.00|

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-	-	-	-
Amt. brot Overt	\$	Amt brot forward	150565.75
3 Jacks	1000.00	Kitchen furniture	15.00
168 plows (assorted)	330.75	4 Large Kettles	50.00
93 Side & Top Harrows	178.25	1 Refrigerator	8.00

-	-	-	-
22 Cotten Opences	7.00	3 doz. Sivler Spoons	51.00
2 Sets Smiths Tools	45.00	1 p ^r Butter knives	2.00
2" Carpenters "	28.00	1 " Salt Spoons	1.00
5 Carts	26.00	1 Crib & Cradle	5.00
540 Pork Hogs	4582.00	1 Easy Chair	8.00
702 Stock "	2106.00	2 Sets New Wheels	95.00
155 Sows	1325.00	1 Lot Iron	25.00
2 Grind Stones	5.00	2 Jernnetts	400.00
4 Cotten Gins	300.00	1 Carriage & Harness	225.00
13 Wagons	590.00	1 Cutting Knife	25.00
91 Sets Gear	123.50	Celia 53	300.00
3 Mills	90.00	Taylor 4	250.00
540 head Sheep	920.00	Francis 23	900.00
1760 Acres Land \$18 Pond Spring	31680.00	Foster 4 ^{mos}	150.00
4818 " " Cotten Garden	95547.00	Coleman 26	900.00
1 Sofa	25.00	Joe 11	300.00
10 Tables Assorted	92.00	Gilla mos 6	200.00
48 Chairs	41.00	Harriet 10	550.00
Mantle Glass	20.00	Silvey 40	450.00
And Irons, Shovel & Tongs	18.00	Julian 21	700.00
1 pr. Candle Sticks & Snuffers	10.00	Tornett 10	550.00
1 Lamp	3.00	Cyrus 20	1200.00
1 Side Board	30.00	Lotty 3	250.00
1 Secretary, Book Case & Books	100.00	Lathan 4	400.00
1 Carpet & Rug	15.00	Fanny 26	750.00
2 Fenders & And Irons	14.50	Nelson mo ^s 2	125.00
1 pair Shades & Candle Sticks	5.00	Katy 20	750.00
Mantle Clock	20.00	Mariah 27	900.00
1 Crumb Clock	4.00	Zack 2	150.00
6 Waiters	6.00	Robinett 16	800.00
Tea Sett	15.00	Killis 18	675.00
2 Setts Silver 150 & 275	425.00	Mark 22	450.00
8 Beds, Bed Steads & furniture	205.00	Wesley 4	325.00
2 Candle Stands	4.00	Howard 6	350.00
Shovel, Tongs & flat Irons	4.50	Henrietta 10	500.00
1 Wash Stand, Bowl & Pitcher	.75	Elizabeth 6	500.00
3 Toilets & Glasses	7.00	Davy 3	300.00
2 Water Buckets	2.00	Pat 90	50.00
2 Dining Setts	35.00	Bedford 42	700.00
2 Sofas	7.00	Lucy 40	550.00

-	-	-	-
1 Iron Safe	25.00	Ely 45	400.00
1 Ward Robe	30.00	Kis 6	450.00
Looking Glass	3.00	Addison 7	450.00
1 Press	8.00	Mariah 50	<u>350.00</u>
2 Wash Stands, Bowl & Pitcher	4.50	Amt Carried forward	-
1 Carpet & Rug	3.00	-	-
Amt Car. forward	\$15065.75	-	-

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-	-	-	-	-	-	-
Celia 53	\$300	Mariah 27	900	Anna 10	400	1600.00
Taylor 4	250	Zack 2	150	Harriet 48	600	1000.00
Francis 23	900	Robinet 16	800	Celia 40	650	2350.00
Foster 4 mos.	150	Killes 18	675	Randolph 57	600	1.425.00
Coleman 26	900	Mack x 22	450	Alice 8	450	1.800.00
Joe 4	300	Wesley 4	325	Exealine 6 ^{mos}	150	775.00
Gilla mos. 6	200	Howard 6	350	Adaline 15	650	1.200.00
Harriet 10	550	Henrietta 10	500	Penny 62	100	1.150.00
Sylva 40	450	Elizabeth 6	500	Emaline 45	500	1.450.00
Julian 21	700	Davy 3	300	Hesther mos. 3	125	1.125.00
Toinett 10	550	Pat 90	50	Frank 70	350	950.00
Cyrus 20	1200	Bedford 42	700	Bettie 25	750	2.650.00
Lotty 3	250	Lucy 40	550	Fanny 7	400	1.200.00
Lathan 4	400	Ely 45	400	Sherman 50	600	1.400.00
Fanny 36	750	Kis 6	450	Babary 2	300	1.500.00
Nelson mos. 2	125	Addison 7	450	Gia 1	150	725.00
Katy 20	750	Mariah x 50	350	Lila 30	650	1.750.00
Carmete 3	325	Richard 2	175	Louisa 6	450	950.00
Amy 6	400	Charlotte 3	300	W. Bill 40	600	1300.00
Tom 40	800	Daniel 23	900	Milton 24	850	2550.00
Otho 17	850	Gia 27	900	Horten 47	800	2.550.00
Jack 16	725	John 19	800	Jake 21	850	2.375.00
Edmund 52	650	Cuffy 17	800	Robert 45	675	2.125.00
Gilbert 14	725	Elexes 14	700	Coleman 14	700	2.125.00
Martin 14	775	Charles 13	650	Willis 11	650	2.075.00
Arch 23	750	Abe 36	950	Jacob 55	550	2.250.00
Moses 30	750	Milly 30	700	Anderson 6	375	1.825.00
Romulus 3	275	Lotty 7	450	Frank 3	275	1.000.00

-	-	-	-	-	-	-
Becky mos. 3	125	Fanny 38	550	Acklin 1 1/2	200	875.00
Ann 4	325	Betsy 45	400	Roda 26	<u>650</u>	<u>1.375.00</u>
-	-	-	-	-	Amt Carried forward	-

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-						Amt brot forward
Victoria 4	300	Julia 2	250	Pleasant 7	375	925.00
Kessiah 38	600	Eliza 35	300	Mariah 6	480	1.300.00
Anna 2	250	Marinda 8	500	Aaron 14	750	1.500.00
Caroline 12	250	Amelia 8	450	Tilea 4	250	950.00
Mason 6	350	William mos. 6	150	Rutha 29	750	1.250.00
James 9	500	Margaret 16	775	Darthala 1	175	1.450.00.
Caroline 9	600	Old Esther 100	000	May 60	150	750.00
Joe 60	300	Churchill 23	900	Caroline 11	700	1.900.00
Henry 11	700	Felix 9	550	Lewis 9	600	1.850.00
Eli 24	900	Eldad 11	650	Ellick 9	600	2.050.00
Ed 22	1000	Harrison 13	700	Sherman 17	700	2.400.00
Rose 24	750	Sophia 12	650	Susan 38	700	2.100.00
Melvina 10	500	Wiley 10	600	Ellen 24	750	1.850.00
Malissa 24	800	Evaline 11	850	Elizabeth 22	700	2.350.00
Judy 25	700	Silva 16	725	Salona 14	750	2.175.00
Fanny 39	700	Caroline 42	600	Peter 40	700	2.000.00
Zack 40	450	Jerry 20	900	Wiat 27	900	2.250.00
Jim 27	1000	Leaney x 30	420	Matilda 60	150	1.570.00
Parthena 4	300	Charlotte 18	800	Luke mos. 11	175	1.275.00
Byron 12	500	Frank 10	420	Ruth 9	450	1.370.00
Ben 8	350	Walker 9	500	Doctor 9	500	1.370.00
Agness 8	450	Elizabeth 7	425	Bedford 5	350	1.225.00
Rose 4	300	Linsey 4	400	Jane 3	350	1.050.00
Penon mons 11	175	Shane x 23	150	Lydia 18	750	1.075.00
Jackson 6	400	Grace 40	700	Amanda 9	600	1.700.00
Florida 3	200	Jacky 1	175	Peter 43	700	1.075.00
Reuben 22	800	Nelly 60	200	Asy 24	750	1.750.00
Letty 9	450	Mary mos. 3	150	Irina 3	225	825.00
Antonette 2	200	Randall 3	250	Martha 5	350	800.00
Grace 4	300	Delia 7	500	Cyrus 1	200	1.000.00
Kiz 6	400	Abe 3	300	Jef. 1	175	875.00

-						Amt brot forward
Fillis 33	600	Elvira 26	750	Scilla 12	600	1.950.00
Matilda 36	500	Leah 3	300	Manerva 26	750	1.550.00
Patience 10	500	Hannah mos. 1	125	Richmond 2	200	825.00
Dorcas 60	200	Fereby x 24	625	Allen 3	300	1.175.00
Wilburn 2	200	Hand mos. 4	150	Nelson 14	700	1.050.00
Joshua 22	950	George 19	900	Isaac 20	950	2.800.00
Washington 55	400	Abram 56	400	Jim 45	600	1.400.00
Anthony 18	900	Peter 43	700	Ben 40	750	2.350.00
Pellina 18	750	Page 22	800	Ransom 19	800	2.350.00
Henry 13	750	Elijah 13	750	Hilliard 12	700	2.200.00
Judge 11	700	Charity 12	700	Sophia 18	800	2.200.00
Polly 12	700	Isabel 20	800	Nancy 28	750	2.150.00
Tempey 17	750	Deana 45	550	Alcey 18	800	2.100.00
Susan 16	750	Mary 12	700	Hannah 12	650	2.100.00
Chany 46	400	America 22	800	Ralph 50	600	1.800.00
Spencer 12	700	Fed 12	500	Quash 13	<u>750</u>	<u>1.950.00</u>
-	-	-	-	Amt Carried forward	-	-

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Melvinia x 52	275	George 40	750	Phil 27	850	1.850.00
Sandy 62	300	Gramma 10	450	Mansfield 60	500	1.250.00
Selena 8	600	Avy 8	550	Sylvia 8	550	1.700.00
Mariah 12	550	Amy 12	600	Emily 12	650	1.800.00
Simeon 10	650	Anderson 10	625	Richmond 10	650	1.925.00
Ellen 14	550	Marinda 14	650	Lucinda 12	675	1.875.00
Sylpha 14	700	Susan 15	675	Lavinia 14	750	2.125.00
Silla 22	700	Amaanda 16	750	Jane 20	750	2.200.00
Mary 45	500	Rachel 45	500	Charity 45	300	1.300.00
Lewis 49	600	Andrew 65	250	Jake 14	720	1.575.00
Squire 19	750	Stephen 14	750	John 16	850	2.350.00
Ellick 15	650	Guy 17	775	Turner 20	950	2.375.00
Abram 20	850	Tom 25	900	Sandy 17	850	2.600.00
George 32	750	Jerry 26	925	Joe 22	950	2.625.00
Dennis 22	900	Horace 24	875	Peter 50	600	2.375.00
Harry 45	500	Wiley 12	650	Laurence 33	950	2.100.00
Henry 50	400	Lathan 47	1000	Jack 8	600	2.000.00
Ed 7	575	Richmond 8	625	Gip 8	600	1.840.00

Will 5	500	Ben 42	400	Zack 44	750	1.650.00
Dick 50	300	Levi 5	550	Jacob 5	525	1.375.00
Wade 5	525	Winfield 4	450	Anny Jane 5	350	1.325.00
Taylor 4	350	Scott 4	350	Tom 4	350	1.050.00
Davy 3	275	Sarah 4	300	America 3	275	850.00
Sally 3	275	Washington 1 1/2	200	Marie 8	500	975.00
Clara 1	175	Mahala 30	600	Allen 2	100	875.00
Ginny 60	300	Tempey mos. 7	175	Patsy 32	550	1.025.00
Lucy Ansel W. 6	150	Delphia 8	650	Harriet Ann 13 ^{mos}	175	975.00
Kitty 48	600	Mary x 30	100	Feducis 15	700	1.400.00
Rose 16	700	Avey 55	300	Agnes 70	100	1.100.00
Anny 48	400	Selena 26	700	Vecey x 35	100	1.200.00
Letty 43	300	Jim 70	300	Henry 7	500	1.100.00
Major 7	500	Shaderick 85	000	Dolly 42	600	1.100.00
Aggy 43	725	Jane 7	550	Irena 10	500	1.725.00
Major 59	300	Peggy mos. 18	200	Nancy 25	750	1.250.00
William 3	250	Beccy 6	500	Louisa 37	600	1.350.00
Martha 34	900	Caroline 14	700	Eveline 7	550	2.150.00
William 3	350	Frances 27	1000	Lucy Ann 11	750	2.100.00
Levi 7	550	Richard 5	350	Emily 3	300	1.150.00
Fanny mos. 10	175	-	-	-	-	175.00
Campbell 12	700	Lewis 10	650	Nelson 13	700	2.050.00
Daniel 9	650	Octavis 9	650	Coleman 13	700	2.000.00
Goin 9	650	Frank 9	600	John 9	675	1.925.00
Billy 12	700	Anderson 17	750	Filas 16	800	2.250.00
Dick 18	825	Richmond 18	800	Jefferson 15	775	2.400.00
Aggy 16	775	Susannah 25	800	Celia 17	775	2.350.00
Manerva 4 ^{mos}	150	Adaline 17	725	Abram 5	325	1.200.00
Juliana 16	775	Dafney 19	775	Ellin 19	<u>500</u>	<u>2.050.00</u>
-	-	-	-	-	Amt. carried forward	-

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-	-	-	-	Amt brot forward	-	-
Henry 4 ^{mos}	175	Nancy 25	700	Clarissa 2	250	1.125.00
Elisa 12	675	Delphy 29	775	Peggy 15	650	2.100.00
Levi Ricks 1	150	Betsey 11	575	Esther 20	800	1.525.00
Lucy 10	575	Dicy 1	175	Jane 22	800	1.550.00

Pompey 4	325	Mary 9	500	Amanda 21	775	1.600.00
Sally 50	450	Serena 8 ^{mos}	150	Peyton 22	900	1.500.00
Lousa 25	700	Bartley 20	950	Lila 2	200	1.850.00
Gui 26	925	Anna x 6	100	Solomon 19	950	1.975.00
Phebe 21	800	Busby 21	950	Charlotte 3	250	2.000.00
Isaac 25	500	Gilbert 40	750	Absalom 42	675	1.925.00
Charls 25	850	John 42	600	Billy 54	450	1.900.00
Lucinda 49	300	Billy 4	325	Rose 80	100	725.00
Carroll 5	400	Grace 30	550	Beckey 3	350	1.300.00
Letty 50	450	Chisley 4	300	Walker 5	375	1.125.00
Violet 55	400	Loyd 4	300	Sam 7	450	1.150.00
Polly Ann 9	500	Charity 19	775	Betsey 48	450	1.725.00
Jack 4	350	Daphney 60	275	Daniel 67	150	775.00
Betsey 50	200	Irish 29	500	Kitty 50	450	1.150.00
Sarah 53	400	Moses 44	650	Davy x 33	400	1.450.00
Jo. 60	100	George 23	900	Phil 30	800	1.800.00
Solena 19	775	Parre /2W.	125	Cepio 22	950	1.850.00
London 25	900	Sam 45	600	Martha 30	<u>900</u>	<u>2.400.00</u>
-	-	-	-	-	-	389.540.75.
Peggy 28	550	Ginny 12.	750.	-	-	1.300.00.
Ann 11.	650.	Catherine 8.	650.	-	-	1.325.00.
Harriet 53.	600.	Sandy 15 ^{mos} 15.	200.	-	-	800.00.
2000 acres Land (Hard Bargain) \$18.	-	-	-	-	-	36.000.00.
000 " " Cotton Garden \$19	-	-	-	-	-	<u>" " "</u>
-	-	-	-	-	-	\$428.965.75.

The State of Alabama Laurence County } Personally appeared before me Thomas T. Tweedy an acting Justice of the peace in and for the County aforesaid, J.M. Tweedy, W.W. James and Jno. J. M^cMahon Commissioners appointed by the Judge of Probate the Court of Probate of the County of Laurence, to appraise the property belonging to the Estate of Benjamin Sherrod in the County of Laurence, who being duly sworn according to law say upon their oaths that the foregoing list Contains a true and Correct Inventory of all the property, both real and personal belonging to said Estate within the County aforesaid which was shown to them together with the Value thereof as assessed by them this day. Sworn and Subscribed before me this 8th November 1852. J.M. Tweedy W.W. James Jno. J. M^cMahon

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Appraisement of property of Benjamin Sherrod, Chantilly Farm, Franklin County, Ala. as made by John S. Shine, Samuel J. Harrington & Benjamin Wilson.

Negro age	-	-	-
Alfred about 36	650.00	Amt brot forward \$	-

Negro age	-	-	-
Negro woman Harriet " 35	450.00	Bob about " 60 "	150.00
Boy Henson " 22	950.00	Mack " 23 "	700.00
Albert " 20	950.00	Anna " 18 "	750.00
Marinda & Child (Boy)	950.00	Austin " 13 "	700.00
Daniel about " 16	900.00	Ann " 10 "	400.00
Robert " 15	900.00	William " 36 "	750.00
Govenor " 60	300.00	Sophy " 28 "	800.00
Polly " 50	300.00	William " 8 "	400.00
Leah	800.00	Loisa " 6 "	250.00
Clarissa & child at Breast	500.00	Ann " 2 "	150.00
Eveline about 8 "	300.00	Joe " 62 "	200.00
Bill " 23 "	900.00	Delia " 39 "	500.00
Creasy & Child " 20 "	900.00	Kisia & Child Isabella " 17 & 1	900.00
Stephen " 45 "	500.00	Sye " 12 yrs old	650.00
Lety " 40 "	500.00	Amy " 6 "	300.00
John " 23 "	950.00	Toney " 4 "	250.00
Spencer " 20 "	900.00	Banks " 36 "	800.00
Charles " 17 "	700.00	Hester " 33 "	650.00
Dick " 38 "	900.00	Dolly " 14 "	650.00
B.Marinda " 34 "	650.00	Zack " 12 "	500.00
Major " 17 "	900.00	Anna " 50 "	500.00
Bedford " 18 "	400.00	Milly " 46 "	500.00
Rose " 10 "	450.00	Cinthia & Child Stephen 1 year old	900.00
Esther " 11 "	250.00	Clichen " 16 years old	650.00
Emily " 28 "	1100.00	D. Charles " 14 "	700.00
Jinny " 8 "	450.00	Tyler " 12 "	550.00
Louis " 52 "	400.00	Lisbon " 9 "	400.00
Gerry " 48 "	350.00	Wilson " 23 "	775.00
Lem " 28 "	950.00	Silvester " 23 "	900.00
Charity " 35 "	650.00	Jessee " 23 "	850.00
Arch " 15 "	900.00	Sam " 35 "	800.00
Maria " 11 "	400.00	Harbirt " 27 "	100.00
Coleman " 8 "	400.00	Rose " 65 "	150.00
Susan " 4 "	250.00	Manuel " 80 "	000.00
Allen " 45 "	600.00	Hyde man	75.00
Mary " 35 "	650.00	Boon	75.00
Sarah " 16 "	800.00	Joe	100.00
Little Lum " 11 "	500.00	Sal	100.00
Dorcas " 9 "	350.00	Tom Horse Colt	40.00
Yellow Dick " 27 "	850.00	" Filly	50.00

Negro age	-	-	-
Frank " 20 "	900.00	Mule Tadpole	50.00
Ben " 14 "	700.00	4 mules 2 years old	295.00
Penn " 16 "	400.00	Sorrel mare mule	60.00
Becky Ann " 12 "	<u>500.00</u>	3 year old mule	<u>120.00</u>
Amt carried forward	-	Amt. Carried forward.	-

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Amt. brot. forward \$ | - | 80 Shares in New York & Miss. Land Company at \$250. share | 20000.00|

|—————| ———— | |||| 1 Jennett | 100.00| 1 gray Filly | 70.00| 3 Mules Old | 180.00| 16 Work Mules | 1920.00| 6 Yoke Oxen | 300.00| 1 Mare Kit | 50.00| 1 Jack | 400.00| 2 Mule Colts | 70.00| 1 Mare Colt | 35.00| 200 Pork Hogs | 1800.00| 30 breeding Sows | 240.00| 200 Stock hogs | 400.00| 112 Milch Cows | 165.00| 18 Head Cattle | 144.00| 11 Calves | 27.50| 120 Sheep | 180.00| 3 Large Wagons | 225.00| 1 Small do | 12.00| 1 Water Cart | 5.00| 30 Farming plows | 60.00| 20 Bull tongs | 20.00| 14 Side Harrows | 28.00| 1 Lot Blacksmiths Tools | 30.00| 1 " Carpenters do. | 15.00| 10 Chopping axes | 10.00| 6 Grubbing Hoes | 4.50| 20 Weeding do | 6.00| 20 Sets Gear | 20.00| 1 Cotten Gin | 75.00| 2000^{lbs} Bacon | 220.00| 1600 acres land | 32000.00| - | \$87866.00|

The State of Alabama Franklin County. ss. } Personally appeared before me Felix G. Norman an acting Justice of the peace for said County John G. Shine, Samuel J. Harrington & Benjamin Watson Jr. Commissioners appointed by the Judge of the Court of Probate of the County of Laurence to Appraise the property belonging to the estate of Benjamin Sherrod in the County of Franklin, who being duly sworn according to law, say upon their Oaths that the foregoing list Contains a true and Correct Inventory of the property both real and personal belengin to said Estate within the County of Franklin which was shown to them, together with the Value thereof as assessed by them this day. Sworn to and Subscribed before me. this 9th day of October 1852. Jno. G. Shine Saml. J. Harrington Benj. Wilson Jr. F.G. Norman J.P. {seal}

Continuation of Inventory. 80 Shares in New York & Miss. Land Company at \$250. share

The State of Alabama. Laurence County. } Personally appeared before me Thomas T. Tweedy, a Justice of the peace in and for said County, Samuel W. Shackelford & Charles F. Sherrod Administrators of the Estate of Benj. Sherrod dec^d and being duly sworn say that the foregoind is a true Inventory of the said deceased, to the best of their knowledge so far as has come into their hand including the property appraised in Franklin County. SW Shackelford C.f Sherrod Sworn and subscribed before me this 8th Nov^r 1852. Thomas T. Tweedy Justice of the Peace. "Endorsed."

Filed in my office this 27th day of Nov^r 1852. John H. Hansell Register.

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The State of Alabama, Northern Chancery Division, 30th District Rules. Monday the 12th day of July 1852.

Order Anl. Set. & Gud ad litem appt^d William W. Watkins Executor of the last Will and Testment of Benjamin Sherrod late of Laurence County, Alabama, dec^d having filed his accounts and Vouchers for Annual Settlement as such Executer, for the year 1851. It is Ordered by the Masters that the same be Deft for Allowance, at his Office in the town of Moulton on the 1st Monday in September next; It is further Ordered that Isaac N. Owen be and he is hereby appointed Gaurdian ad litem, for William C Sherrod, Benjamin Sherrod, Frank Sherrod, Alice

Clay Sherrod, John Bolton Sherrod, Frances Sherrod, Benjamin Sherrod, Felix Sherrod, Henry Sherrod & Walter Sherrod, minor heirs and legatees of said Benjamin Sherrod dec^d

It is further ordered that publication be made of a Copy of this Order in the North Alabamian a Newspaper published in the town of Tuscumbia for three successive weeks John H. Hansell Reg. & Master.

Annual Set. W. W. Watkins Exr. of the last Will and Testament of Benj. Sherrod dec^d in account with the Register & Master of the Chancery Court for the 30th dist. of the Northern Chancery Division State of Ala.

-	-	-	-
1852	-	-	-
Jany 1	To Cash recd. of W ^{ms} Ellite & D ^r Thompson	\$46.00	-
-	" " " Kirby v Ellite	45.00	-
22	" " " Sales at Chantilly	108.53	-
Febry 18	" " " of D. Mayes on due Bill	50.00	-
-	" " " Peter Purrear	23.25	-
23	" " " Robt W. Kent	38.72	-
Mch 16	" " " nett proceeds 28bales Cotton # 1	786.88	-
27	" " " Sales at Pond Spring	5.00	1103.88
April 9	" " " On Rhodes debt # 2	-	3440.67
-	" " " of Jas H Peck & Jo.Horn	72.60	-
15	" " " Over charge in River Ins ⁿ on 243 bales Cotton # 3	42.52	-
-	" " " Bal. of Int a/c with M ^c Mahon & Pearsall #3	11.41	-
-	" " " Nett proceeds 38 bales Cotton # 3	680.89	807.42
-	" " " " 442 " " # 3	-	13068.52
20	" " " " 18 " " # 3	478.84	-
-	" " " Prem on \$1260 00/100 Ten. & Ala. money	16.73	-
24	" " " for 15 ^{lbs} Pickings #4	1.05	-
-	" " " Bal. of Int. a/c. with S. O. Nelson & Co.	16.55	513.17
-	" " " nett proceeds of 247. bales Cotton #4	-	7586.65
May 7	" " " Sales & Co Chantilly	214.06	-
12	" " " Div ^d New York & Miss. Land Co. see #7.	202.00	-
-	Pem on above	2.15	-
15	" " " of D ^r A. B. Coons	19.53	-
22	" " " on W. H. Gibsons Notes #5	169.19	-
-	" " " of John Scruggs	6.00	-
-	" " " John Dandridge	16.00	628.93
-	" " " nett proceeds of 265 bales Cotton #6	-	8115.18
29	" " " of A. Ricks	-	<u>2019.91</u>
-	Amt. debits carried forward	-	-

-	-	-	-
-	Amt. debits brot forward	\$	-
"	To cash recd. of Ja ^s W. Rhea	12.34	-
-	" " " New York & Miss. Land Co. see #7	165.45	-
June 7	" " " Nett proceeds 65 Bales Cotten #6	1773.17	-
-	" " " of Ja ^s E. Sanders " "	22.50	-
19	" " " W ^m Hill	37.63	-
-	" " " New York & Miss. Land Co. see #7	332.55	-
-	" " Hayes B. Clark	<u>5.00</u>	2348.64
22	" " " W. & L. B. Cooper #8	1054.00	-
-	" " " Sales &c Chantilly	27.30	-
29	" " " of Bentley & Gilchrist	54.15	-
Jany 1	" " " Jack Shackelford #9	1195.04	-
1847 May 15	" " " Ja ^s A. Peeterson #20	58.76	-
June 12	" " " Sam ^l Leggete #19	267.51	-
1848 Jany 1	" " " Jack Shackelford #10	1003.46	-
May 6	" " " W.W. James #11	85.96	-
June 14	" " " A.M. Keller #12	80.32	-
Decr -	" " " Peter Puryear #13	24.81	-
Decr 3	" " " David Jackson #14	100.00	-
1850 Jany 1	" " " Jack Shackelford #15	2435.61	-
-	" " " W.H. Newsum #16	30.00	-
March 9	" " " R.J. Terrill #17	10.25	-
-	" " " Henry Cook asses. of A. Long #18	131.38	<u>2898.33</u>
-	Whole amount of Receipts	-	46191.52
1852	Contra Credits	-	-
Jany 8	By Cash p ^d H.A. M ^c Ghee #21	132.26	-
-	" " " Ten. Valley R.R. Co. #22	1.82	-
-	" " " E. Carron #23	17.60	-
-	" " " W.W. James #24	12.00	-
-	" " " Asail Alexander #25	300.00	-
31	" " " Patrick Glenn #26	149.56	613.24
-	" " " Tennesse Valley R.R. Co. #27	43.32	-
Feby 4	" " " Isham Fuller #28	534.09	-
14	" " " O.O. nelson &Co. #29	8.58	-
23	" " " Robt. W. Kent #30	156.25	-
Mch 1	" " " S.W. Shackelford #31	150.00	-
20	" " " W ^m Lemay #32	8.88	-
27	" " " J.F. Balen #33	50.00	-

-	-	-	-
29	" " " John M ^c Mahon #34	14.33	-
April 8	" " " Ja ^s H. Peck #35	93.	1058.45
9	" " " Decatur Branch Bank #36	-	3400.00
15	" " " do do do #36	-	4000.00
-	" " " Am ^t to E.P. Shackelford see #3	180.69	-
-	" " " Chapman Coleman an &Co. See #	1120.30	-
-	" " " M ^c Mahon & Peasall 3 Invoices Groceries #1257 1397 <u>2806</u>	55.20	-
-	" " " John West #37	44.76	-
-	" " " Speaks & Kirby see #3	18.70	-
-	" " " Kirby & Eltete 2 a/c ^s 51.62 89.83 see#3	<u>141.45</u>	-
-	Amt. Credits Carried forward	-	-

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-	Amt. debits brot forward	-	\$
-	Amt. Credits brot. forward	\$	-
1852 April 15	" " " N.J. Norwood See #3	100.00	-
-	" " " J.J. Parrish gr ^d Henry & Walter Sherrod "	400.00	-
-	" " " J.T. Parrish See #"	101.98	-
-	" " " M ^c Mahon & Pearsall bal. Int. a/c " "	18.55	-
17	" " " Young & Hooper #38	8.55	2190.18
19	" " " Decatur Branch Bank see #36	-	7000.00
24	" " " Picking 8 Bales Cotton " #4	8.65	-
-	" " " Nelson & Carroll " " "	88.36	-
May 6	" " " John West " #37	250.00	-
7	" " " John Baxter #39	44.48	-
-	" " " Tho ^s Shidmore #40	9.20	-
-	" " " Nelson & Carroll 26.14 221.97 #41	249.91	-
-	" " " W ^m R. Julian #42	2.58	-
8	" " " J.F. Balen see #33	258.05	-
11	" " " E.M. Swoope #43	<u>43.30</u>	952.53
-	" " " Owen & Sale #44	4.72	-
12	" " " Price & Simpson #45	204.15	-
15	" " " A.B. Coons #46	4.00	-
-	" " " Joseph Lansdale #47	55.86	-
21	" " " J.W. Wann #48	14.50	-
22	" " " John Scruggs #49	5.00	-
-	" " " J.T. Kuckey &Co #50	66.28	-

-	Amt. debits brot forward	-	\$
28	" " " J.W. Thorn #51	157.14	-
-	" " " John Sevier #52	154.08	665.73
29	" " " Abram Ricks #53	-	2019.91
June 12	" " " Lewis Leonay #54	10.40	-
-	" " " Benj. Wilson by draft favor A. Ricks #55	412.00	-
19	" " " A.B. Thomas #56	4.50	-
-	" " " J.&W. Hill #57	47.50	474.40
22	" " " W.&L.B. Cooper see #8	-	1014.38
-	" " " Ten. Valley R.R. Co. #58	5.33	-
-	" " " Asa Messenger #59	2.54	-
-	" " " Ann Sherrod \$60	6.60	-
29	" " " John West 2 a/c. 13.55 1.00 see #37	14.55	-
-	" " " Tennesse Valley R.R. Co. #61	21.42	-
-	" " " W ^m Purrear #62	6.00	-
-	" " " Bentley & Gilchrist #63	32.73	-
Febry 2	" " " Bartley. Johnson & C ^o see #1	60.90	-
Decr. 31	" " " Do. Do. ""	419.35	569.70
-	" " " Do Do p ^d a/c ^s of this date & 24 May 1852 " "	14.00	-
1847 May 15	" " " Ja ^s H. Patterson see #20	58.76	-
June 12	" " " Sam ^l Kegget see #19	<u>267.5</u>	340.27
Janry 1	" " " Shackelford & Bentley see #10	910.00	-
May 6	" " " M W.W. James " #11	85.96	-
June 19	" " " A.M. Keller " #12	78.70	-
-	" " " Peter Purrear 2 a/c ^s 11.70 13.11 " #13	<u>24.81</u>	-
-	Amt. Credits Carried forward	-	-

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-	-	-	-	-
-	Amt. debit brot. forward	-	\$	-
1848	Amt. Credits brot. forward	-	\$	-
Decr 3	By Amt paid David Jackson	# 14	100.00	00
1850 Janry 1	" " " Shackelford & Bentley	# 15	-	2043.08
-	" " " Do. Credited B.Sherrod note	-	273.90	-
-	" " " W.H. Newsom	" #16	30.00	-
Mch 9	" " " R.J. Terrill	" # 17	10.25	-
14	" " " Henry Cook Assee	" # 18	131.38	-
1852 Janry 1	" " " Shackelford & Bentley	" # 9	1191.00	-

-	-	-	-	-
"	" " " Telitha Sherrod	" # 64	<u>577.37</u>	2153.93
"	" " " S.W.Shackelford Guard.	" # 65	366.95	-
-	" " " Charles F.Sherrod	" # 66	200.00	-
-	" " " W ^m . C. Sherrod	" # 67	413.60	-
-	" " " Ann Sherrod	" # 68	480.53	-
-	" " " Sarah Sherrod	" # 69	27.00	-
-	" " " W.W. Watkins Exrs a/c	" # 70	103.39	-
July 3	" " " p ^d Alexander Lickey	" # 71	4.81	1596.28
-	" R.O. Pickett atto fee	" # 72	100.00	-
-	" Portage	-	12.00	-
-	" Decatur Bank	" 73	<u>6500.05</u>	<u>38003.40</u>
-	" Commissions on receipts \$ 49.480 74/100 5pr.	-	2474.03	-
-	" " " payts \$ 38,003 60/100 2%	-	<u>950.19</u>	3424.12
-	" Balance due Excrs 3 rd December 1851.	-	7688.67	62
-	Interest to 3 rd July 1852	-	<u>358.80</u>	<u>8047.47</u>
-	Whole Amt payments	-	\$49,475.19	-
-	Whole Amt. of Receipts	-	46,191.52	-
-	To this amount rec ^d . on Rhodes debt	-	3289.22	49,480.74
-	-	-	-	5.55

By amt. Credit given the Estate in Annual Settlement September 3rd 1849. for Amt. Pork sold on the Chantilly Plantation the winter of 1847 ~ 48 - as per Certificate of Benj. Wilson see voucher #39 Settlement 1849. - 1330.56 - By Amt. Judgement rendered against W.W. Watkins in favor of James W. Ligon Adm. of F.O.A. Sherrod, Circuit Court Franklin County. September Term 1852 By interest on last two items above from the respective dates, untill paid

Order final Set, Gurd. ad litem appt^d. The State of Alabama Northern Chancery division, 30^t district at Rules Moulton the 12th day of July 1852, William W. Watkins Executor of the last Will and Testament of Benjamin Sherrod late of Laurence County Alabama, dec^d. having filed his accounts and Vouchers for a final settlement as such Executor.

It is Ordered by the Master that the same be set for allowance at his Office in the town of Moulton on the 1st Monday in September next.

It is further Ordered that Isaac N. Owen be and he is hereby Appointed Guardian ^{ad litem} for William C. Sherrod, Frank Sherrod, Alice Clay Sherrod, John Bolton Sherrod, Frederick Sherrod, Benjamin Sherrod, Felix Sherrod, Henry Sherrod and Walter Sherrod, minor heirs and Legatees of said Benjamin Sherrod dec^d. for the purpose

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of said settlement: It is therefore Ordered that publication be made of a Copy of this Order in the North Alabamian, a News paper printed in the town of Tuscumbia for three successive weeks. John H. Hansell Reg. & Master

Final Set W.W.Watkins Exr. & C W.W. Watkins Exc^r of the last Will and Testament of Benj Sherrod dec^d In account with the Register and Master of the Chancery Court of the 30th district Northern Chancery division, State of Ala.

-	-	-	-
1850 Octr 27	To Cash rec ^d of A.B. Thomas Sales at P. Spring	\$2.50	-
Nov 6	" " " W ^m M ^c Gregor	10.95	-
8	" " " A.B. Thomas Sales at P. Spring	1.50	-
1851 11	" " " W ^m P. M ^c Mahon	5.34	-
1851 Jany 4	" " " Wiley Gallaway	29.00	-
-	" " " Sales at Hard Bargain	<u>12.00</u>	61.29
9	" " " Benj. Wilson for Negro Man Linsley	-	900.00
-	" " " Bolling Byrd & Sales	13.90	-
-	" " " A.D. Simmons	37.10	-
-	" " " J.C. Baker	59.90	-
-	" " " J.B. Coons	7.50	-
-	" " " Asa Messenger	128.76	-
-	" " for blind mare sold	<u>15.00</u>	262.16
-	" " " Sales &c Chantilly	205.91	-
23	" " of Peter Puryear on a/c	50.00	-
March 5	" " " Do Do	25.00	-
15	" " " Michael W. Mayes " "	90.00	-
-	" " " Newton Smith	46.80	-
-	" " " W.W. James & Sales Pond Spring	<u>9.70</u>	427.41
-	" " " Rhodes debt	-	1700.00
20	" " " of Hayes B. Clark	5.00	-
21	" " " Prem. on \$1500 ⁰⁰ bal. at 3/4% discount	37.50	-
April 2	" " " of Joseph Thorn	18.50	-
-	" " " T.J. Luckey & Co	1.50	-
-	" " " A. Alexander	29.50	-
25	" " " R.F. Newsum	34.63	-
-	" " " W. H. Newsum	34.12	-
-	" " " New York & Miss. Land Co. & Prem. #.1.	101.62	-
May 5	" " " Peter Puryear bal. a/c	44.85	-
7	" " " New York & Miss. Land. Co. & prem #1	<u>142.10</u>	449.32
17	" " " Fute proceeds 60 Bales Cotton #2	-	2737.28
20	" " " do do de at auction #2	15.52	-
-	" " " for 125 & 15 ^{lbs} pickings #2	14.04	-
24	" " " of Joseph Landsale	5.70	-
28	" " " Sales at Chantilly & C	80.80	-
29	" " " of New York & Miss. Land Co. and prem see #1	568.26	684.32

-	-	-	-
-	" " " Nett proceeds 66. Bales Cotton #2	-	2479.19
June 3	" " " Sales at Pond Spring	4.34	-
16	" " " Chantilly	102.00	-
17	" " " New York & Miss. Land Co. & prem #3	101.50	-
-	" " " Prem on Checks sold	<u>32.00</u>	<u>239.84</u>
-	Amt. debits Carried forward	-	-

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-	-	-	-	-
1850	Amt debits brot forward	-	\$	-
June 19	To Cash recd. nett proceeds 24 Bales Cotton & Int.	see #2	793.00	-
July 2	" " " " 1 " " mixed	see #2	17.13	810.93
Marh 25	" " " " 199. " " "	" #5	-	8238.50
April 12	" " " " 93 " " "	" #5	-	3861.12
July 5	" " " Sales at Pond Spring	-	12.00	-
- 7	" " " Div ^d New York & Miss. Land Co. & prem	see #3	234.60	-
-	" " " of Tennessee R. R. Co.	-	79.80	-
Aug 1	" " " balance of Int a/c. with M ^c Mahon & Pearsall	#5	<u>151.51</u>	<u>327.91</u>
-	" " " Nett proceeds 136 Bales Cotton	#5	-	3461.55
-	" " " Div ^d New York & Miss. Land Co.	see #3	669.85	-
- 28	" " " Sales at Chantilly	-	76.12	-
Nov. 21	" " " Do Do	-	<u>210.20</u>	# <u>856.17</u>
-	Total Receipts	-	-	\$27596.99
-	Contra Credits	-	-	-
1850 Octr 20	By amt. p ^d Wiley Gallaway	#6	5.00	-
-	" " " R. O. Pickett	#7	20.00	-
26	" " " John Scruggs	#8	12.00	-
Nov. 11	" " " Price & Simpson	" 9	50.66	-
-	" " " P. D. Roddey	# 10	37.00	-
-	" " " Lloyd Richardson	# 11	10.00	-
- 11	" " " W ^m P. M ^c Mahon	# 12	40.49	-
-	" " " do do Trustee	# 13	156.81	-
- 16	" " " Tho ^s Davis	# 14	13.50	-
- 26	" " " W ^m Eubank	# 15	<u>572.00</u>	917.46
- 14	" " " G. A. Pillow	# 16	42.00	-
Decr. 4	" " " Tho ^s D. Leonard	# 17	18.00	-
- 11	" " " W ^m Norman	# 18	162.38	-

-	-	-	-	-
- 14	" " " J. W. Compton J. P.	# 19	30.61	-
-	" " " W ^m F. Sale atty.	# 19	5.00	-
- 16	" " " Tennessee V. R. R. Co. 2 bills	# 20	3.00	-
-	" " " Wiley Galloway	# 21	9.38	-
- 28	" " " John West	# 22	90.00	-
- 31	" " " H. A. M ^c Ghee	# 23	15.00	-
-	" " Thos. K. Harris	#24	30.00	-
1851 Janry 1	" " " Bentley & Gilchrist	# 25	<u>163.30</u>	488.67
-	" " " J. B. Coons	# 26	7.50	-
- 9	" " " Benj. Wilson	# 27	400.00	-
-	" " " Asa Messenger	# 28	156.97	-
- 14	" " " P. D. Roddy	# 29	235.68	-
-	" " " W ^m M. Gallaway 2 a/cs	# 30	2.25	-
- 27	" " " C. C. Clay Jr.	# 31	100.00	-
Febry 10	" " " Newton Smith	# 32	2.00	-
Mch 13	" " " John S. Topp	# 33	350.00	-
	" " Evans & Topp	# 33	1350.00	-
- 10	" " " W ^m M. Gallaway	# "	20.00	-
- 21	" " " Charles Lemay	# 34	<u>4.00</u>	<u>2610.40</u>
-	Amt Credits Carried forward	-	-	-

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-	-	-	-	-
-	Amt. debits brot. forward	-	\$	-
-	Amt. of Credits brot forward	-	\$	-
Mch 25	To Cash recd Charles Lemay	-	-	-
-	" " " Decatur Branch Bank	" 35	-	3000.00
April 2	" " " Speaks & Kirby	3 36	102.91	-
-	" " " Joseph W Thorn	# 37	145.03	-
-	" " " J.T. Parrish	# 38	33.16	-
-	" " " Do Do Guardian Walter & Henry Sherrod	# 39	357.51	-
-	" " " Own & Sale	#40	10.62	-
-	" " " J.T. Luckey &Co.	# 41	43.60	-
4	" " " Compton & Luckey	# 42	4.75	-
5	" " " Hiram Campbell	# 43	79.81	-
-	" " " E.M. Swoope	# 45	55.57	-
-	" " " Daniel Spangler	# 46	<u>98.94</u>	931.40

-	-	-	-	-
-	" " " Ann Sherrod pr E.D. Townes	# 47	303.75	-
17	" " " A.B. Thomas	# 48	300.00	-
-	" " " Asail Alexander	# 49	300.00	-
21	" " " Tho ^s W. Patterson	# 50	<u>265.67</u>	1169.42
-	" " " Decatur Branch Bank	# 51	-	5000.00
22	" " " Thos. K. Harris order favor D. Spangler	see #24	258.10	-
-	" " " Picking & Repairing 14 Bls. Cotten	see # 2	15.42	-
-	" " " John W. Warren	# 52	9.00	-
25	" " " Price & Simpson	# 53	323.32	-
-	" " " B.F. Newsum 2 a/c ^s	# 54	120.00	-
-	" " " W ^m H. Newsum	# 55	69.50	-
-	" " " Thos. Shidmore	# 56	54.68	-
26	" " " W ^m Labernear	# 57	3.00	-
30	" " " P.D. Roddey Adm. S.W. Sherrod	# 58	376.68	-
-	" " " J & W. M ^c Kelvey	# 59	<u>33.75</u>	1263.45
Febry 14	" " " Bill Groceries for Negroes at Pond Spring see settlement with J.F. Balen, M ^c Lamore Est	-	7.16	-
-	" " " John West	# 60	20.75	-
-	" " " Ann Sherrod	see #	85.87	-
Mch 8	" " " Bill of Groceries for Negroes at Cot. Garden Alemanac & HardBargain	see #	69.49	-
Mch 15	" " " Jas. A. Stoddard	# 61	<u>33.70</u>	216.97
May 1	" " " Decatur Bank	# 62	-	2800.00
3	" " " Hosea Belue	# 63	6.75	-
5	" " " Peter Purrear	# 64	7.50	-
8	" " " John Bear	# 65	262.00	-
10	" " " R.S. Ross	# 66	11.50	-
24	" " " Joseph Lauderdale	# 67	33.75	-
30	" " " Decatur Bank	# 68	230.61	-
June 6	" " " A.A. Acklin	# 69	13.41	-
x 12	" " " Chapman Coleman & Co	see	<u>813.86</u>	1379.38
18	" " " John W. Jones	# 70	10.00	-
19	" " " S.D. Williams	# 71	68.00	-
21	" " " E. Carson	# 72	<u>6.00</u>	-
-	Amt. Credits Carried forward	-	-	-

-	-	-	-	-
-	Amt. debits brot. forward	-	-	\$
-	Amt. Credits brot forwards	-	\$	-
July 9	By amt. p ^d Tennessee V.R.R. Co.	# 73	19.05	-
14	" " " George Graham	# 74	21.00	-
12	" " " Asa Messenger	# 75	102.91	-
-	" " " Hayes & Cooper	# 76	15.00	-
25	" " " Jno. J. M ^c Mahon	see # 5.	<u>60.12</u>	302.08
Augt 1	" " " Decatur Bank	# 77	-	3471.68
28	" " " Price & Simpson	# 78	76.12	-
Novmr 9	" " " Est. L. M ^c Lamore	# 79	5.85	-
21	" " " W ^m Normand	# 80	210.20	-
Decr. 2	" " " John. J. M ^c Mahon	# 81	6.00	-
-	" " " Hopey Homes	# 82	11.50	-
-	" " " Ann Sherrod in January last	see # 47	30.50	-
-	" " " Telitha Sherrod	# 83	490.07	-
-	" " " S.W. Shackelford Guard. S.A. Shackelford	# 84	762.39	-
-	" " " Charles F. Sherrod	# 85	<u>195.86</u>	1788.49
-	" " " WC Sherrod	# 86	729.73	-
-	" " " W.W. Watkins Exr. a/c	# 87	<u>99.98</u>	<u>829.71</u>
-	" " Exrs. Commissions } Total payments	-	-	\$26169.61
-	on Receipts \$27.723.48 at 5 pr. cent	-	1386.17	-
-	" " " " Payments \$26.169.61 at 2 1/2 pr. cent	-	654.24	-
-	" " Balance faver Exr. Octr 23 rd 1850	-	6614.21	-
-	Interest to 3 rd December 1851	-	<u>587.92</u>	<u>9242.52</u>
-	-	-	-	35.412.15
-	Less receipts drwn \$27.596.99	-	-	-
-	To Amt recd of W ^m P. M ^c Mahon omitted 126.49	-	<u>27.723.48</u>	-
-	Bal. due Ex ^r Decr. 3 rd 1851	-	\$7.688.67	-

April Term 1852, Orders of Court

Order to Submit William W. Watkins Exr. &C vs Benj Sherrod Heirs } This Causees submitted on the petition of E M. Swoope for interlocutory decree

Order to rescind W.W. Watkins Exr. &C vs Benj. Sherrod Heirs } It is ordered that the Order heretofore made submitting this Cause for final decree be set aside and that said Cause be Continued.

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Order of Court Janry Term 1854 Order to revive W W Watkins Exr &c vs Benj Sherrod's Heirs } Comes Saml W Shackelford and Charles F Sherrod and exhibit their letters of administration upon the estate of Benj Sherrod

dec'd and upon their motion it is ordered by the court that this cause be revived in their names as administrators with the will annexed of Benjamin Sherrod dec,^d. It is further ordered that Isaac N Owen be appointed guardian ad litem of Walter Sherrod, Henry Clay Sherrod, Benjamin Sherrod, Francis E Sherrod and Alice Clay Sherrod minor heirs and legatees of the estate of the said deceased testator; whereupon comes the said Isaac N Owen and files his written consent to act as such guardian

Guardian ad litem, consent of Consent of Guardn ad litem In Chancery WW Watkins Ex'r of Benj Sherrod dec^d vs Heirs & Legatees of Estate of said Benj Sherrod dec'd } I consent to act as the guardian ad litem of Walter Sherrod Henry Clay Sherrod, Benjamin Sherrod, Francis E Sherrod and Alice Clay Sherrod minor heirs & Legatees of the estate of said deceased Testator in the above intitled cause Isaac N Owen Filed Jan 23^d 1854 John H Hansell Register

Amen^d & Sup. Bill Amended & Supplemental Bill Shackelford & Sherrod admrs. vs Sherrods Heirs & Legatees } To Hon Eggleston D Townes Chancellor of the Northern Chancery Division of the State of Alabama. Samuel W Shackelford & Charles F Sherrod as administrators with the will annexed of the estate of Benjamin Sherrod late of Laurence County in the State of Alabama deceased by leave of the Court first granted to them complain and say by way of amendment the original bill of complaint filed in this cause by William W Watkins as executor of the last will & testament of said Benjamin Sherrod deceased on or about the 25th day of January 1851 that the said Samuel W Shackelford (one of these complainants) the said William W Watkins & the said Richard Jones are unwilling and decline to accept the several trusts conferred on them by said will as therein appointed.

They further say that said Testator at his death left two sets of children who were of the whole blood only on the fathers side. They were Fredrick OA Sherrod, Samuel W Sherrod, who were living, and Felix AM Sherrod, and Mrs Antoenette Swope who were dead, the mother of said William Sherrod Swope who were brothers and sisters of the whole blood and children by a former wife of said Testator: And Mrs Susan A Shackelford, Charles F Sherrod (complainant) & William C Sherrod who were children of said testator by Mrs Talitha Sherrod (widow of Testator) & who are brothers and sisters by the whole blood, and who are related by the half blood to said Mrs Antoinette Swope (mother of said William Sherrod Swope deceased) said Felix AM Sherrod dec'd, said Fredrick OA Sherrod dec'd and said Samuel W Sherrod deceased

Complainants further show that the following negroe slaves, and the

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increase thereof belonging to the said Testator at his death or the increase of such slaves since, are not bequeathed or disposed of in the said last will & testament of said deceased, viz - five women, named Sylvia, Dolly, Lucy, Harriet & Elizabeth - & six girls, named, Salina, Kitty, Adali[?] Harriet, Elizabeth & Patience, & five boys named Jack, Gilbert, Claiborn, Lathan & Harrison, & three children, Liston & Cena (twins) & one child not named about a month old, & five men, named, Henry, Zack, Daniel, Gandy & Wilson; Also ten mules, 1 sorrel horse, 1 Colt, 4 mares & 1 mare & colt which are not bequeathed or disposed of in said will, besides the 19 mules and 11 horses & colts bought of William W Watkins for the use of said plantation in said County of Franklin & State of Alabama, which have accumulated on said several plantations since the death of said deceased Testator & which belong to the body of his Estate not bequeathed in said will

Complainants further say & show that the following persons are Heirs & legatees of the estate said deceased Testator; that is to say Mrs Talitha Sherrod widow of said Testator - Fredrick O A Sherrod deceased, whose estate is administered by James W Ligon as administrator, Mrs Sarah A Sherrod (widow of Felix OM Sherrod deceased) Samuel W Sherrod deceased, whos administrator is unknow, Mrs Susan A Shackelford (wife of complainant Samuel W Shackelford) Charles F Sherrod (complainant) William C Sherrod, Samuel G Watkins, of the State of Mississippi, William S Swope deceased, whos administrator is John C Burruss, & Mrs Sarah A Sherrod wife of said Felix AM Sherrod deceased, Benjamin Sherrod minor over fourteen years, of age, Francis

E Sherrod minor over fourteen years of age & Alice Clay Sherrod minor under fourteen children of Felix A M Sherrod dec'd, who resides in said County of Lawrence and State of Alabama - Walter Sherrod minor under fourteen years of age & Henry Clay Sherrod minor over fourteen years of age children of Samuel W Sherrod deceased, who reside in said County of Lawrence aforesaid &

Richard Jones trustee of the Estate of Mrs Susan A Sherrod & William W Watkins trustee of the Estate of Mrs Shackelford aforesaid & Samuel W Sherrod deceased & Samuel W Shackelford (one of Complainants) trustee of the Estate of said Samuel W Shackelford deceased

And Complainants pray that the said Tabitha Sherrod, said James W Ligon as administrator of the Estate of said Fredrick O A Sherrod deceased, and the administrator or executor of the Estate of said Samuel W Sherrod deceased when made known, said Mrs Sarah A Sherrod, said Mrs Susan A Shackelford, said William C Sherrod, said Samuel G Watkins, said John C Burruss, administrator of the Estate of William M Swope deceased, said Benjamin Sherrod, said Francis E Sherrod & said Alice C Sherrod children of said Felix deceased & said Walter Sherrod & said Henry Clay Sherrod children of said Samuel deceased said Richard Jones and said William W Watkins as such trustees as aforesaid be made parties defendants to this amended bill of complaint & to said original Bill of complaint that subpoena issue to them &c and that they answer this bill & said original bill of complaint as required

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by law & the practice of this court & complainants waive said answers being sworn

And complainants pray that this Honorable Court take jurisdiction of the Administration of the Estate of said Benjamin Sherrod deceased under said will and aid them with such orders & instructions & in the construction of said will as they may from time to time require in the management of said Estate under said will & for all other relief that their case may require & finally that said estate may be distributed & finally settled in this court & so will ever pray &c Peter & Hodges Sols for Compts

The State of Alabama Lawrence County } Personally came before me John H Hansell Register in Chancery for the 27th District, Northern Division of said State Saml W Shackelford who made oath in due form of law that the matters & things stated in the foregoing Bill are true to the best of his knowledge & belief SW Shackelford Sworn & subscribed before me this 24th Jan 1854 John H Hansell Register Filed in my office this 24th Jan 1854 John H Hansell Register

Sums. Summons The State of Alabama, Lawrence County. To any Coroner of the State of Alabama - Greeting. You are hereby commanded to summon Sarah A Sherrod, Benjamin Sherrod, Francis E Sherrod, Alice C Sherrod, Henry C Sherrod, Walter Sherrod Samuel G Watkins, Richard Jones trustee of Susan A Shackelford, James W Ligon administrator of the estate of Fredrick O A Sherrod dec'd, and John C Burruss administrator of the estate of William W Swoope dec'd, if to be found in your county, that they laying aside all excuse, appear before our next court of Chancery to be held at Moulton in the 27th District, Northern Chancery Division of said State on the 4th Monday in April next, and that they within thirty days after service of this writ, plead to or answer, according, to law, and the rules of this Court, the bill of complaint, the amended bill and bill of revivor of William W Watkins revived in the names of Samuel W Shackelford and Charles F Sherrod administrators of the estate of Benjamin Sherrod Complainants, dec'd, exhibited against the Heirs and legatees of Benjamin Sherrod dec'd, et al, and to do further and to receive, what our said Court shall have considered in that behalf, and that this in no wise omit.

Herein fail not, and have you this writ, with you return hereon, at the office of the Register of said Chancery Court within five days after service of the same.

Witness JH Hansell, Register of said Court, at office in the town, of Moulton this 30th day of Jan in the year of our lord one thousand eight hundred and fifty five, and of American Independence the 79th year John H Hansell Register

Return Executed by leaving copies of the within summons with Richard Jones, John C Burruss, Francis E Sherrod, Sarah A Sherrod, and with said Sarah A Sherrod for Alice C Sherrod, Benjamin Sherrod, Henry C Sherrod and Walter Sherrod this 6th day of Febuary 1855. JM Watson Coroner Samuel G Watkins and James W Ligon not found Feby 7th 1855 J M Watson

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Sums. The State of Alabama, Lawernce County. To any Coroner of the state of Alabama - greeting You are hereby commanded to summon Tabitha Sherrod, Owen O Nelson admr of the Estate of Fredrick OA Sherrod dec'd, Sarah A Sherrod, Benjamin Sherrod, Francis E Sherrod, Alice C Sherrod, Henry C Sherrod, Walter Sherrod, Susan A Shackelford, William C Sherrod, Samuel G Watkins, John C Burruss admr of the estate of William W Swope decd, Richard Jones & William W Watkins trustees of Mrs Susan A Shacklford and William W Watkins trustee of Samuel W Sherrod if to be found in your county, that they laying aside all excuse, personally appear before our next Court of Chancery to be held at Moulton in the 27th Chancery District, on the 4th Monday in April instant and that they within thirty days after service of this writ, answer accordingly to law and the rules of this Court the bill of complaint, the amended Bill and Bill of Revivor of William W Watkins revived in the names of Samuel W Shackelford and Charles F Sherrod administrators of Benjamin Sherrod dec'd, complainants, exhibited, against them, and to do futher and receive, what our said Court shall have considered in that behalf, and that this in no wise admit. Herein fail not, and have you then and there this writ. Witness J H Hansell Register of said court at office in the town of Moulton this 10th day of April in the year of our Lord one thousand eight hundred and fifty four and of American Independence the seventy eight year - John H Hansell Register

We acknowledge service of this prosess B Sherrod, WC Sherrod O A Nelson admr F O Sherrod, S A Shackelford, Talitha Sherrod, WP M^cMahan gaurdian of Francis E, Alice C, Henry & Walter Sherrod, WW Watkins

Exhibit A. Exhibit A of Supplemental Bill For and in consideration of the sum of Thirty One hundred & thirty six dollars & thirty eight cents to me in hand paid by Samuel W Shakelford one of the administrators de bonis non with will annexed of Benj Sherrod dc'd the receipt whereof is hereby acknowledged, & William W Watkins hereby sell & convey to said Shackelford admr as aforesaid the following mules, horse & colts for the use of the Estate of said deceased - viz; Ten best work mules, also four inferior work mules also four yearling mules, also one mule colt - Also one year - old filly - also one horse colt, also one other filly, also One mare Kit also one other mare Josaphine, also one other mare Sal, also one other horse Boon; and two poneys, making in all nineteen mules and eleven horses & colts, damages for Trover and conversion of which James W Ligon as admr of Fredrick O A Sherrod recovered judgment against me in the Circut Court of Franklin Co Ala at the Sept Term 1852, to have & to hold to him as admr aforesaid - Witness my hand June 29th 1853

Endorsed. Filed Jany 24 1854 John H Hansell Register } WW Watkins

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Suggestions for distribution Suggestion for Distribution of Property specifically given In Chancery Adminstrators of the estate of Benj Sherrod dec'd vs The Heirs & Legatees of said Benj Sherrod dec'd To the Honorable Eggleston D Townes Chancellor of the Northern Chancery Division of the state of Alabama, sitting for the 27th Chancery District thereof

Samuel W Shackelford & Charles F Sherrod administrators with the will annexed of the Estate of said Benjamin Sherrod deceased respectfully represent to your Honor that they are satisfied that the Estate of said deceased Testator is solvent & they hereby so report it;

They therefore ask that an order of distribution be granted to them as to all that portion of the Estate of said Testator - which is specifically devised & bequeathed in said will of said Testator & that they be allowed & authorized to deliver the property so specifically devised & bequeathed, to the persons entitled, thereto. And for the names of the heirs & legatees of said Estate of said deceased Testator said administrators refer to their statement thereof on file in this cause SW Shackelford CF Sherrod Admrs Est Benj Sherrod

Endorsed Filed 24th January 1854 John H Hansell Register

Petition for distribution Property bequeathed In Chancery Administrators of the Estate of Benj Sherrod dec'd vs The Heirs v Legatees of said Benj Sherrod de'd To the Hon Eggleston D Townes Chancellor of the Northern Chancery Division of the State of Alabama sitting for the 27th Chancery Division of the said State

Samuel W Shackelfors & Charles F Sherrod administrators with the will annexed of the Estate of said Benjamin Sherrod deceased respectfully, represent to your Honor that they are satisfied that the Estate of said deceased Testator is solvent & they hereby so report it

They therefore ask an order of distribution of the following portion of the property of said Testator not disposed in his said will; That is to say the following negro slaves (viz) Sylva, Dolly, Lucy, Harriet, Elizabeth who are women - Salina, Kitty, Adaline, Harriet, Elizabeth & Patience, who are girls - & Henry, Zach, Daniel, Gandy & Wilson, who are men - & Jack, Gilbert, Claiburn, Latham & Harrison, who are boys - & Liston & Cina who are twins & Child not named, who are children (twenty four in number) and also the following mules & horses which are not devised in said will viz 20 mules, 14 horses & colts, 4 mares, 1 mare & colt, & 1 colt, 3 mule colts, and also 4 Jacks, 3 Jenneys, & 1 Stallion which are given in said will as common stock to all Testators children and at the same time they ask that your Honor shall designate in said order of distribution which of the Heirs & legatees

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of said Testator are intituled to distributive shares in said property above mentioned & to whom the same shall be delivered by said administrators S W Shackelford C F Sherrod Admrs Est B Sherrod

Endorsed Filed 24 Jany 1854 John H Hansell Register

In Chancery Order of Reference William W Watkins Exr of Benj Sherrod d'c'd vs The Heirs & Legatees of Benj Sherrod d'c'd This cause having been revived in the names of Samuel W Shackelford and Charles F Sherrod as the administrators with the will annexed of the Estate of said Benjamin Sherrod deceased and the said administrators having reported the Estate of said deceased to be solvent and thereupon asked for an order of distribution of the following property belonging to said deceased which is not bequeathed or disposed of in the last will & testament of said deceased, that is to say the following slaves, viz, Sylvia, Dolly, Lucy, Harriet & Elizabeth & ~~Patience~~, who are women (#) & Henry, Zach, Daniel, Sandy & Wilson who are men (# & Salina, Kitty, Adaine, Harriet, Elizabeth & Patience, who are girls) & Jack Gilbert, Claiburn, Lathan & Harrison who are boys, & Liston & Cina (twins) & a child not named who are children, Twenty four in number: also the following mules & horses which are not bequeathed or disposed of in said will viz 26 mules, 14 Horses & colts, 4 mares, 1 mare & colt, 1 colt & 3 mule colts. And also 4 Jacks, 3 Jennies & 1 Stallion which are bequeathed in said will as a common stock to all Testators children; and said Administrators have asked the court to designate in said order of distribution which of the heirs & legatees of said Testator are entitled to distributive shares of said property above mentioned & to whom the same shall be delivered by said administrators;

It is ordered & decreed that it be referred to John H Hansell the Register & Master of this court to inquire and state to the court whether said property can be divided equitably without a sale of all or some portion thereof and if it can be divided, the manner of said division; And also who are said Heirs & Legatees of the Estate of said deceased Testator and which of said Heirs & Legatees are minors. And who were testators children living at the time of making and publishing of said will and at the time of Testators death. And the court doth reserve the consideration of all further directions & of costs until after the coming in of said report January 25th 1854 E D Townes Chancellor

Reg & Master's Report In Chancery W W Watkins Exr of Benj Sherrod dec'd vs Heirs & Legatees of said Benj Sherrod dec'd

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To Hon Eggleston D Townes Chancellor of the Northern Chancery Division of the state of Alabama

In pursuance of a decretal order of this Court made in the above cause, and bearing date the 25th day of January 1854, I John H Hansell, the Master of the court report

That I find that the property mentioned in said decretal order cannot be equitably divided among the persons entitled thereto without a sale. For this purpose I examined William F Sale & John C Burruss witnesses produced & sworn before me by complainants, who deposed that they had acquaintance with said property or the most of it, and also knew most of the Heirs & Legatees of the Estate of said Testator, and from their knowledge of its character and the number of said Heirs & Legatees, they are of opinion that said property cannot be equitably divided amongst those entitled to it without a sale.

I further report that the following persons are named as Legatees in the said last will & testament of said deceased, that is to say

Talitha Sherrod widow of said Testator

The family of Felix A M Sherrod, son of Testator, who are Sarah A Sherrrod (widow of said Felix A M Sherrod & Benjamin Sherrod, Francis E Sherrod & Alice Clay Sherrod children of said Felix A M Sherrod

Frederick O A Sherrod son of Testator

Frederick O A Sherrod, Samuel Shackelford & William W Watkins who are trustees of the estate given to Samuel W Sherrod son of Testator

William W Watkins, Fredrick OA Sherrod and Richard Jones who are trustees of the estate of Mrs Susan A Shackelford daughter of Testator

William C Sherrod son of Testator

Charles F Sherrod son of Testator

William S Swope grand son of Testator

Samuel Good Watkins step son of Testator

Samuel W Shackelford son in law of said Testator as mentioned in the codicile of said will

I further report that the following named of said Heirs & Legatees above said are minors viz

Said Benjamin Sherrod & Francis E Sherrod & Alice Clay Sherrod children of said Felix A M Sherrod

And that the Testators children living at the time of making & publishing said will were

Said Fredrick O A Sherrod, said Samuel Sherrod, said Mrs Susan A Shackelford, said William C Sherrod & said Charles F Sherrod and that these last named were also living at the time of testators death.

For this purpose I examined said William F Sale & said John C Burruss said witnesses above said who depose to the ages of said Heirs and Legatees as above said and also to the number of children of Testator at the times above said and as above stated

All which is respectfully submitted January 25th 1854 John H Hansell Reg & Master

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Decretal Order In Chancery W.W Watkins Exr of Benj Sherrod de'd vs Heirs and Legatees of Benjamin Sherrod de'cd This cause having been brought to hearing this day on the report of John H Hansell the Register & Master of the Court bearing date the 25th day of January 1854, to whom it was referred to inquire & state to the court whether the following property of said deceased Testator can be equitably divided without a sale, that is to say; the following named slaves who are not bequeathed in the said last will & Testament of said deceased Testator.

Sylvia, Dolly, Lucy, Harriet and Elizabeth (women) - And Salina Kitty, Adaline, Harriet, Elizabeth and Patience (girls) - And Henry, Zach, Daniel Sandy and Wilson (men) - And Jack, Gilbert, Claiburn Latham and Harrison (boys) And Liston & Cena (twins) and a child unnamed (children). And also 26 mules, 14 horses & colts, 4 mares 1 mare & colt, 1 colt and 3 mule colts, And also the following Jacks, Jennies & Stallion which are bequeathed in said will as "a common stock " to "all" testators children, viz 4 Jacks, 3 Jennies and 1 Stallion.

And also to inquire & report to the court who are the Heirs and Legatees of the Estate of said Testator, and which of said Heirs & Legatees are minors, & also who were testators children at the time of the making & publishing of said will and at the time of the death of Testator, by which said report it appears that said property cannot be equitably divided among those perosns entitled to the same without a sale, and that the following persons are the Heirs & Legatees of the Estate of said Testator as named in said will viz

Mrs Telitha Sherrod (widow of deceased Testator). The family of Felix AM Sherrod (son of deceased Testator) who are Mrs Sarah A Sherrod (widow of said Felix A M Sherrod) & Benjamin Sherrod & Francis E Sherrod and Alice Clay Sherrod who are minors under the age of twenty one years (children of said Felix A M Sherrod) Fredrick O A Sherrod son of testator - Fredrick O A Sherrod (son of testator) & Samuel Shackelford (complainant) & William W Watkins who are trustees of the Estate given in said will to Samuel W Sherrod (son of Testator), William W Watkins, Fredrick O A Sherrod & Richard Jones who are the Trustees of the Estate given in said will to Mrs Susan A Shackelford daughter of Testator, William C Sherrod son of Testator, Charles F Sherrod son of Testator, William S Swope grand son of Testator, Samuel Good Watkins step son of said Testator, And Samuel W Shackelford son in law of Testator as mentioned in the codicill to said will, And by which said Report it also appears that the children of said testator at the time of making & publishing said will & also at the time of Testators death, were said Fredrick O A Sherrod, said Samuel Sherrod, said Mrs Susan A Shackelford, said William C Sherrod & said Charles F Sherrod, whereupon on the reading and filing the said Report and on motion of Thomas M Peters solicitor for complainants it is ordered adjudged & decreed that said Report and all matters & things

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therein contained do stand ratified & confirmed. And on the like motion it is further ordered adjudged and decreed that all and singular of said negro slaves, mules, Horses & colts & mares & colts, colts & mule colts, Jacks & Jennies & stallion, said property above said be sold at public auction on a credit of Twelve months from the day of sale at the town of Courtland in said County of Lawrence & state of Alabama by & under the

direction & superintendence of said complainants as such administrators as aforesaid the purchases of said property at said sale giving bond with sufficient securities as required by law in case of administrators sale of personal property. And the said complainants first giving thirty days notice of the time, place & terms & conditions of said sale by advertisement thereof published in the Moulton Democrat a newspaper published in the Town of Moulton in said County of Lawrence for three successive week at least before said sale. And on like further motion, it is ordered adjudged & decreed, that complainants or either of them & said defendants or any of them may become purchasers at said sale. And on like motion it is further ordered adjudged & decreed that said sale may be continued from day until all of said property is sold. And on like motion it is further ordered adjudged & decreed that the account of said sale must be returned by said complainants as administrators as aforesaid on oath to this court within sixty days after said sale shall have been completed

All further orders & decrees are Reserved until the coming in of the masters Report January 26th 1854 E D Townes Chancellor

January Term 1854 Decree of Distribution In Chancery W W Watkins Exr of Benjk Serrod de'c'd The application of complainants (said Samuel W Shackelford & said Charles F Sherrod administrators with the will annexed of the Estate of Benj Sherrod deceased) for an order of distribution of all that portion of the Estate of said deceased which is specifically devised & bequeathed in the said last will & Testatment of said deceased, having been this day brought on for hearing & the said complainants as such administrators as aforesaid having reported to the court that they are satisfied that the estate of said deceased is solvent. Whereupon on motion of Thomas M Peters counsel for said complainants, it is ordered & decreed that said complainants as such administrators as aforesaid of the Estate of said deceased Testator, deliver to Mrs Talitha Sherrod (widow of said Testator) the property devised & bequeathed to her in said will of said Testator that is to say, "all the household & Kitchen furniture, carriage & horse's named in said will, also the following negro slaves, viz, George, Matilda, Jerry, Henry, Susan, Sylla, Drury, Richmond, Sony, Ramond, Sophia, Mary, Hilliard, Robinetta, Coleman (Carriage driver) Sylvia, Coleman & Malvina, (the three last children of Tom by Peggy) Catherine, Robinette, (the two last orphan children of Marinda) and the increase of said slaves since death of Testator, & also the possession of Testators dwelling house with the out houses attached thereto the garden pleasure grounds & to be held and

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enjoyed by her according to the provisions of said will of said testator, upon receiving a receipt for said slaves & other articles of property to be signed by said Talitha Sherrod.

And upon like motion it is further ordered and decreed that said administrators aforesaid deliver to the Family of Felix A M Sherrod, deceased (son of Testator) who are Mrs Sarah Sherrod (widow of said Felix) & Benjamin Sherrod & Francis E Sherrod & Alice Clay Sherrod (children of said Felix) the property devised & bequeathed to them in said will, that is to say "The Plantation purchased of John P Hickman, John Glass & others & known as the Pond Spring Plantation, Also all the, horses, mules, cattle, sheep, hogs, plantation utensils &c which were upon said plantation at the time of the death of said Testator together with the increase of said stock since the death of said Testator except the part to be contributed therefrom to the plantation to to be stocked & furnished for Samuel W Sherrods children as herein after directed, & also the following negro slaves viz, Black Jim & Amy his wife, Tom, Arch, Davy, Sandy, Stephen, Sylvia, Emily, Salina & an infant child (their children), Kizziah, Willis, Milledge, Charles, Eldad, Louisa, Lewis, Aggy, Zach, Kitty, Sylla, Guy, Susan, Ellen, Simon, Maria, Andrew, Manuel, Ailsey, Turner, Agnes, Joe, Sandy, Anderson (sons of Harry) Judy, Sherman, Marinda, Malachi, Edmond, Betty, Rhoda Vacey, Cooper, Joe, Mary, and Jack, Andrew, Charrity, Salona, Jake, Irena, Dick (son of Manuel), Lathan, Martha, Caroline, Delphina, Frances, Lucy, Ann, Alfred & Elick & the increase of said slaves since the death of said Testator to be held in strict subordination to the provisions of said will & to be kept together and controlled by said administrators of the estate of said Testator under the provisions of said will until a Trustee is appointed by this Court to take charge of the property so devised & bequeathed

And it is further ordered & decreed that said administrators of the Estate of said Testator deliver to the proper legal representative of Fredrick O A Sherrod deceased the property devised & bequeathed to him said Felix O A Sherrod in said will, viz, The pantation purchased by Testator of Aldridge and the Jone's' about two miles east of Tuscumbia together with any other lands acquired by Testator adjoining said plantation after the making of said will. Also all the horses, mules, cattle, Hogs, sheep, waggons, carts & plantation tools of evary description upon said plantation at the death of the Testator and the increase of said stock since the death of Testator except the part to be contributed thereform to the plantation to be stocked & furnished for Samuel W Sherrod's children as herein after directed, and also the following negtro slaves to wit; Mansfield, Lucy, Emily, & two children, Dick, Mansfield, Billy, Edward, Frank, Perrin, Ben, Becky, Alfred, Little-Harriet, Henson, Marinda, Albert, Daniel Robert, Almary, Milly, Cynthia, Tilly, Clician, Charles, Tyler an infant child, Dick (the Black Smith) Marinda, Major & two small children, Govenor, Polly Clarrissa, Crecy, Juna, Leah, Lindsey, Mahala & child Lem, Charity & two children, William, Sophy & one child, Banks, Hester Dolly, Zach, Old-Bob, Mary, Mac, Lavina, Becky, Austin, Henderson Mary Ann, Delia, Kizzia, Cyrus & two small children, Jesse, Sam

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Herbert & old Clara & the increase of said slaves since the death of said Testator

And it is further ordered & decreed that said Administrators aforesaid deliver to William W Watkins & Samuel Shackelford surviiving Trustees of the estate of Samuel W Sherrod & his children who are Walter Sherrod & Henry Clay Sherrod the property devised & bequeathed to them (said Trustees) to be kept together for the benefit of said childred of said Samuel W Sherrod now deceased under the provisions of said will, to wit, the following negro slaves, Abram, Nelly, Elvira, Airy, Isbell, George, Eliza, Jim, Braikly, Phillis, Edy, Judge, Delia, Letty, Guy, Mary, Nancy, Abram, Robert, Missouri, Susan, Lettice, Ann, Howard, Abe, Big-Fanny, Felix, Lightfoot, Lewis, Seny, Major, Airy, Rose, Wiley, Old-Easter, Wyatt, Margaret, & two children, Jake, Maria, Rose, Bradford, Jacob, Caroline, Nelson, Louisa, & two children, Milly, Henrietta, Edmond Sophy, & one child, Cuffy, Robert, Ann, Kitty, Jim, Horace, Stephen, Cely, John Spencer, Charles & Sylvester & increase of said negroes slaves since Testators death and the said administrators of said Testator shall stock & furnish the plantation by them purchased for the use of said children of said Samuel W Sherrod as required in said will, with horses, mules, hogs, cattle, & sheep & furnish it with the necessary plantation tools & implements & one years provisions & provender by a proportional contribution from all the other plantations devised by Testator in said will & if said Trustees refuse to receive the same & execute said trust, then said administrators aforesaid shall hold said slaves & stock above said & manage the same under the provisions of said will until a trustee for the estate of said children is appointed by this court to receive the same.

And it is further ordered & decreed that the said administrators of the estate of said Testator deliver to William W Watkins & Richard Jones surviving Trustees of Mrs Susan A Shackelford wife of said complainants (said Samuel W Shackelford) and is said Trustees refuse to receive the same then to a trustee to be appointed by this court the property devised and bequeathed in said will in trust for said Susan A Shackelford that is to say the plantation lying in Lawrence County, South West of Courtland containing two thousand acres of land, known by the name of the Hard Bargain Plantation together with all the stock of horses, mules, cattle, Hogs & sheep & all the plantation utensils that were on said plantation at the time of Testator's death & the increase of said stock since Testators death, except the part to be contributed therefrom to the plantation to be stocked & furnished for Samuel W Sherrod's children as herein before directed in accordance with the provisions of said will & also one third part according to value of the following negro slaves viz, Joe, Lucinda, Clarissa, Delphia, Juliana, James, Sam, Violet, Charles, Isaac, Anderson, Aggy, Pollyanna infant child of Violet, Daniel, Daphney, Nick, Peggy, Daniel, Moses, Betsey, Amanda, Ellen, Salm, Mary, Josephus, Kitty, Louisa, Barley, Soloman, Anna, Absolom, Letty, Augustus, Bartley, Richmond, Charity, Lewis, Octavus, Grace, Adaline, Nelson, Campbell, John, Betsy, Jame, Davy, Peter, Rose, Gilbert, Sally, Nancy, Peyton Fields, Coleman, Francis, Billy, Sarah, George, William, Elviya, Frank, Phebe, Delphy, Scott, Archy, Esther, Susana, Sely, Peggy, Irish, Lucy Ben, George,

Delphy, Joe, Shadrack, Rachel, Jimmy, Squire, Amanda Marinda, Amy, Richmond, Jane, Airy & Henry (the three last the orphan children of Leah) Lawrence, Agnes, Mary, Harry, Lucinda, Jack, Jinny,

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John, Levi, Emily, Evilene, Henry, child of Emily, Tom, Peter, Lily Grammer, Dolly, Amy, Ben, Easter, Margaret, Jim, Melvina, Big-Phil, Penny, Minerva, Agnes, Zach, Page, Ransom, Malinda, Paulinda, Martha John, Churchwell, Eliza, Peggy, Lewis, Ralph, Diana, Ishem, Lidia, Virginia, Hanna, Spencer, Walker, Jackson, Caesar, Maria, Milisha Exeline, Big-Mose, Peter, Chaney, Ailsy, Charity, Fred, King, Martha Nancy, Byron, Ratha, Frank, Randal, Cilea, Yellow-John, Matilda America & child Landon, Sipio, Isaac, Charlotte, Quash, Edy, Ellen, Mark, Otho, Achilles, Alice, Jim (the weaver) Phill, Grace, Franky, Tempy, Rachel, Amanda, Doctor, Betsy, Bill (weaver) Maria, Amogine, Milton, Hariett, Virginia, Ann & Catherine & the increase of said slaves just above said since Testators death, to be held by them under the provisions, limitations & restrictions contained in said will

And it is fruther ordered & decreed that the said adminstrators of the estate of said Testator deliver to William C Sherrod (son of Testator) the property devised & bequesthed to him in said will, that is to say the plantation & land on which Testator resided on the 20th day of January 1847, lying on the west side of Spring Creek commencing in the center of the west fork of said creek, where the testators south line crosses the same, the center of said creek to be the line the lands of said William C Sherrod & Charles F Sherrod so far as Testators lands extend thereon; also one undivided half of the Island in the Tennessee river called Cow-island & the Island lying north of & near the lower end of Cow Island, containing about fifty acres; and also one half of the Stock of horses, mules, cattle, sheep, hogs & plantation utensils on said plantation at the time of the death of Testator, with the increase of said stock since the time of the death of said Testator, except the part to be contributed therefrom to the plantation to be stocked for Samuel W Sherrod's chidlren as herein before directed & also one third part according to value of the negro slaves & their increase which are named in the foregoing bequest in trust for the benefit of said Susan A Shackelford said property real & personal to be held by him subject to the provisions of said will in favor of Mrs Talitha Sherrod (widow of Testator

And it is further ordered & decreed that said administraors of the Estate of said Testator deliver to Charles F Sherrod (son of Testator) the property devised & bequeathed to him in said will that is to say All of the lands on the plantation on which said Testator resided on the 20th day of January 1847 lying on the east side of Spring Creek, a line along the center of which creek is to be the boundary between the lands of said Charles F Sherrod & said William C Sherrod & also one undivided half of said Island known as Cow island & the other said Island lying near it containing about fifty acres in said Tennessee river, also one half of all the Horses, mules, cattle, Hogs & Sheep & plantation utensils on the said Home plantation at the time of Testators death & the increase of said stock since said Testator's death

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except the part to be contributed therefrom to the plantation to be stocked & furnished for Samuel W Sherrod's children as herein before directed, according to the provisions of said will, & also one third part according to value of the negro slaves & their increase named in the trust created by said will for the benefit of said Susan A Shackelford, to be held by him subject to the provisions of said will in favor of Mrs Tabitha Sherrod (widow of Testator.

And it is further ordered & decreed that in the division of said negro slaves named in the bequest to Mrs Susan A Shackelfford between said Mrs Susan A Shackelford & said William C Sherrod & said Charles F Sherrod as mentioned in said will the following slaves shall be included in the lot assigned to said Susan A Shackelford

that is to say, Weaver Jim, Harriet Martha and their children & the increase of said slaves since the death of said Testator.

And it is further ordered & deemed that said administrators of the estate of said Testator deliver to Samuel Goode Watkins the property bequeathed to him in said will viz, the following negro slaves, that is to say, Eli & Alexis, sons of Cooper, Joe & Mary

And upon like motion & it appearing to the Court, that the said William S Swope (grand son of Testator) departed this life intestate after the death of said Testator and before the legacies to him in said will had vested & that he departed this life after the death of said Fredrick O A Sherrod & said Samuel W Sherrod & that said legacies to said William S have lapsed to the Estate of said Testator it is therefore further ordered and decreed that the property mentioned in the said legacies except said Three thousand dollars, that is to say, the following negro slaves, viz Washington, Darcus, Jinny & child, Pheriby, Joshua, Anthony, Nelson, Polly, Francis, Ellis, Davy, Emeline, Cyrus, Juliana, Martin, Frank, Pat, Peter, Letty, Dennis, Nitly, Allen, May & her three children (Clary's) Fanny, Aaron, Caroline, Milly, Amelia, Caledonia, Mason, Horton, Caroline, Sherman, Ely, Fanny Bedford, Ritter, Lovette, Elizabeth & child, Joe, Luky, Patsy & two children & Rose & also Testator's old sterling plate be divided amongst the children or their descendants of said Testator in equal parts according to the statute in such case made & provided, that is to say, # To said William C Sherrod one equal part, To said Charles F Sherrod one equal part, # To said Susan A Shackelford one equal part. To the said Walter Sherrod & said Henry Clay Sherrod children and descendants of said Samuel W Sherrod one sixth part to be equally divided between them. To said Benjamin Sherrod, said Francis E Sherrod and said Alice Clay Sherrod children & descendants of said Felix A M Sherrod one sixth part to be divided equally among them & the said John B Sherrod said Fredrick O Sherrod, said Felix M Sherrod said Benjamin Sherrod and the legal representative of said Fanny Sherrod dec'd children & descendants of said Fredrick O A Sherrod one sixth part to be divided equally among them; it is further ordered & decreed that Thomas Ashford, Oally H Bynum, Joseph Tweedy, William A M'Donald & Allen G Owen be appointed commissioners to make distribution of the above named property amongst the above

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named persons as directed in this order & that they return their proceedings touching such distribution to this Court by the first day of March 1854 under provisions of the statute in such case & provided; And it is further ordered that all the waggons, carts, gear and farming utensils & all provisions, grain & horse provender on said several plantations mentioned in testator's will remaining unconsumed at the end of the year 1853 & which have accumulated on said plantations as the property of said Testator since his death, except the part to be contributed there from to the plantation to be stocked & furnished as directed in said will for the children of said Samuel W Sherrod & as herein before directed be divided amongst the children of said Testator & their descendants living at testator's death in equal parts that is to say, To the legal representative of said Fredrick O A Sherrod dec'd one equal part. To said Walter Sherrod & Henry Clay Sherrod children & descendants of said Samuel W Sherrod dec'd one sixth part to be divided equally amongst them. To said Susan A Shackelford one sixth part: To said William C Sherrod one sixth part. To said Charles F Sherrod one sixth part & to said Benjamin Sherrod, said Francis E Sherrod and said Alice Clay Sherrod children & descendants of said Felix A M Sherrod dec'd one sixth part to be equally divided amongst them. And it is further ordered that said Thomas Ashford, said Oakley H Bynum, said Joseph Tweedy, said William A M'Donald & said Allen G Owen to be appointed commissioners to make distribution of said property above said amongst the persons above said in the shares above said & return their proceedings in the premises to the Court by the first day of March 1854 as requested by the statute in such case made & provided

It is further ordered that the said administrators of Benjamin Sherrod, report their proceedings under this decree to the next term of this Court.

All other orders & decrees are reserved for the further action of this Court E D Townes Chancellor

Report of Distribution of Wagons &c To the Hon E D Townes Chancellor of the Northern Chancery Division of the State of Alabama sitting for 27th Chancery District of said state the subscribers commissioners appointed by the order of the said Chancery Court for said 27th Chancery District to make distribution of all the wagons, carts, gear, farming utensils, and all provision, grain & horse provender on the several plantations belonging to the estate of Benjamin Sherrod deceased in hand and unconsumed at the end of the year 1853 and which have accumulated on said plantations as the property of said Benjamin Sherrod deceased, since his death except the part to be contributed therefrom to the plantation to be stocked & furnished as directed in the will of the said Benjamin Sherrod for the children of Samuel W Sherrod deceased, to be divided among the children of Benjamin Sherrod deceased and their descendants living at the time death of Benjamin Sherrod dec'd

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in equal parts that is to say to the legal representatives of Fredrick O A Sherrod deceased one equal part; To Walter Sherrod & Henry Clay Sherrod children & descendants of Samuel W Sherrod dec'd one sixth part, to be equally divided between them - To Susan A Shackelford one sixth part - To William C Sherrod one sixth part - to Charles F Sherrod one sixth part To Benjamin Sherrod, Francis E Sherrod and Alice Clay Sherrod children & descendants of Felix A M Sherrod deceased one sixth part to be equally divided between them, beg leave to make the following report that is to say, that after having furnished & stocked the plantation as directed in the will of Benjamin Sherrod deceased, to be furnished & stocked for the children of Samuel Sherrod deceased that there was about one equal distribution of said wagons &c among the several legatees of said Benjamin Sherrod dec'd & therefore they deem it unnecessary to make distribution in the same

All of which is respectfully submitted W A M^cDonald Thomas Ashford Joseph M Tweedy O H Bynum }
Commissioners

The State of Alabama Lawrence County } I William P M^cMahon a justice of the peace in & for the said County hereby certify that William A M^cDonald, Thomas Ashford, Joseph M Tweedy and Oakley H Bynum the above named commissioners came before me before they entered upon the duty assigned them to make distribution of the wagons &c above named and took the oath required by law to divide and make distribution of said wagons &c named in said order of Chancery Court among the persons entitled to distribution of the same according to said order fairly & impartially

Witness my hand and seal this 27th day of February 1854 W P M^cMahon Justice of the Peace

Endorsed Filed in my office Feb 28th 1854 John H Hansell Register

Report of the Distribution Swoope's Legacy To the Honl Eggleston D Townes Chancellor of the Northern Chancery Division of the State of Alabama sitting for the 27th Chancery District of said State

The subscribers, commissioners appointed by order of the said Chancery Court for said 27th Chancery Division to make distribution of certain slaves and old sterling plate named in said order, belonging to the Estate of Benjamin Sherrod deceased, among the persons and in the shares mentioned in said order, which order was made at the January term 1854 of said Chancery Court in the case of the administration of the Estate of the said Benjamin Sherrod deceased pending in said Court of Chancery under the style & name of William W Watkins Executor &C of Benjamin Sherrod deceased against the Heirs & Legatees of the Estate of said Benjamin Sherrod deceased, beg leave to report

That on the 25th day of February 1854 after having been first duly sworn by William P M^cMahon a Justice of the Peace in and for the County of Lawrence &

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State of Alabama, as required by law, as appears by his certificate below, they proceeded to make division & distribution of said slaves and the old sterling plate among the persons named in said order as follows, that is to say. To Susan A Shackelford the following slaves Sherman, Ely, Fanny, Kitty, Barbary, Joshua, Nelson, Francis, Felix, Frank & Pat, the same, being one sixth part thereof according to value.

To William C Sherrod the following slaves, Allen, Mary, Sarah, Lem, Darcus, Phereby, Juliann, Davy, Hester, Emeline, the same being one sixth part thereof according to value

To Charles F Sherrod the following slaves, Jenny, Levi, Sarah, Washington, M^cMahon, Martin, Horton, Caroline, Patsy, Richmond and Judy Clay, the same being one sixth part thereof according to value

To Walter Sherrod and Henry C Sherrod children and descendants of Saml W Sherrod deceased, the following slaves, Bedford, Ritter, Toinette, Elizabeth, Wilburn, Lotty, Cyrus and the sterling plate at 200\$ the same being one sixth part thereof according to value

To Benjamin Sherrod, Francis E Sherrod, Alice Clay Sherrod children & descendants of Felix A M Sherrod, deceased the following slaves Fanny, Aron, Caroline, Milly, Permelia, Mason, Tiller, William, Dennis, Peter, Letty, the same being one sixth part thereof in value

To John B Sherrod, Fredrick O Sherrod, Felix M Sherrod and Benjamin Sherrod and the legal Representatives of Fanny Sherrod deceased, Children & descendants of Fredrick O A Sherrod deceased the following slaves Washington, Darcus, Ellis, Polly, Nelson, Pheby, Wilmot, Hardy, Anthony and Joe, the same being one sixth part thereof according to value All which is respectfully submitted W A M^cDonald Thomas Ashford Joseph M Tweedy O H Bynum } Commissioners

The State of Alabama Lawrence County } I William P M^cMahan a justice of the peace in and for said County hereby certify that William A M^cDonald, Thomas Ashford, Joseph M Tweedy & Oakley H Bynum the above named commissioners came before me before they entered upon the discharge of the duty assigned them to make distribution of the negro slaves & sterling plate above named and took the oath required by law to divide and make distribution of the said slaves & sterling plate named in said order of said Chancery Court among those persons entitled to distribution of the same according to said order fairly & impartially Witness my hand & seal this 27th day off February 1854 W P M^cMahan Justice of the peace

Endorsed Filed in my office this 28th Feb 1954 John H Hansell Register

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Sale of property bequeathed In Chancery W W Watkins Executor &C of Benj Sherrod deceased vs The Heirs & distributees of Benj Sherrod dec'd To Hon A O Walker Chancellor of the Northern Chancery Division of the State of Alabama sitting in & for 27th Chancery District of said State of Ala al Moulton

The undersigned administrators with the will annexed of the Estate of Benjamin Sherrod deceased respectfully report to your Hon - That in conformity to a decree of this court made in the above entitled cause & bearing date the 26th day of January 1854, they sold at public auction to the highest bidder on a credit of twelve months certain personal property belonging to the estate of said deceased which has not been disposed of in said decedents last will & testament as set forth & mentioned in said decree except one mare & colt on the 8th day of March 1854 at the town of Courtland in Laurence County after making due publication of the time & place & terms of said sale as required in said decree, for the prices & to the persons following (viz) | - | - | - | ————

Bynum | 1 negro Daniel | \$1300.00 | " " " " | " Elizabeth | 640.00 | " " " " | 1 mule colt | 80.00 | " " " " | " colt | 91.00 | " " " " | 1 " colt | 85.00 | To Fredrick W Bynum | 1 mule colt | 80.00 | " " " " | 1 " colt | 61.00 | To

William S Bankhead | negroes Lucy, Kitty, Lathan & 2 children | \$1425.00| | " " " Bankhead | negro Claiborn | 802.00| | To William C Sherrod | 1 negro Jack | \$805.00| | " " " " | 1 " Gilbert | 1000.00| | " " " " | 2 negroes Harriett & Harrison | 1500.00| | " " " " | 1 negro Zack | 300.00| | " " " " | 1 Jack (Gray Eagle) | 300.00| | " " " " | 1 mare & colt | 80.00| | " " " " | 1 Filly | 105.00| | " " " " | 1 mare | 140.00| | " " " " | 1 " | 112.00| | To Smith Wilson | 1 Sallion (Hark) | \$126.00| |To William P M°Mahon for the family of Felix A M Sherrod deceased | 1 negro Henry | \$45.00| | " | 1 " Dolly | 25.00| | " | 1 mule | 143.00| | " | 1 mule | 151.00| | " | 1 mule | 142.00|

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To William P M°Mahon for the family of Felix A M Sherrod deceased	1 Mule	\$150.00
"	1 Mule	160.00
"	1 Mule colt	70.00
-	1 Mule	135.00
To John M Swope	1 Mule	135.00
To Jacob K Swope	1 Mule	130.00
To William P M°Mahon guardian of Henry & Walter Sherrod minor childrenof Samuel W Sherrod died	1 Negro Salina	1170.00
-	1 Mule	145.00
-	1 Mule	80.00
-	1 Mule	175.00
-	1 Mule	85.00
To Benjamin Wilson	1 negro Wilson	705.00
To Samuel G Watkins	Jinny	\$70.00
To Thomas C Billups	Jack	400.00
" " " "	1 Black Jenny	110.00
To Johnathan Orr	1 Jack	320.00
" " "	1 gray mare & colt	62.00
To George W Garth	1 bay colt	13.00
To Mr Greenhill	1 mare	35.00
To William M°Clanahan	1 sorrel colt	100.00
To Estate of Frederick O A Sherrod handed over to Owen O Nelson admr	1 mule	156.00
" " " "	1 mule	181.00
" " " "	1 mule	178.00
" " " "	1 mule	176.00
" " " "	1 mule	38
" " " "	1 mule	154.00
" " " "	1 mule	161.00
" " " "	1 mule	51.00

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" " " "	1 poney	77.00
" " " "	1 horse	58.00
" " " "	1 Gray mare	61.00
To Charles F Sherrod	negroes Sylvia, Harriet Elizabeth & child (infant)	1600.00

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To Charles F Sherrod	1 negro Patience	\$711.00
" " "	1 negro Sandy	102.00
" " "	1 mule	142.00
" " "	1 mule	128.00
" " "	1 mule	141.00
" " "	1 mule	140.00
" " "	1 Jenny	80.00
To Samuel W Shackelford	1 negro Adaline	\$1030.00
" " " "	1 Sorrel horse	102.00
" " " "	1 mule	150.00
" " " "	1 mare	76.00
" " " "	1 Jack colt	32.00

All of which is respectfully submitted April 24th 1854 S W Shackelford C F Sherrod Administrators Benj Sherrod

Endorsed Filed April 25th 1854 John H Hansell Register

Order made April Term 1854 } 299 April Term 1854 W^m W Watkins Ex'r &c vs Benjamin Sherrods heirs }
 Ordered by the Court that complainants have leave to file amended & supplemental Bill & Bill of revivor making the successor of James W Ligon as administrator of the estate of Fredrick O A Sherrod deceased a party. And ~~it is ordered~~ the death of Samuel W Sherrod being suggested it is ordered by the Court that complainant have leave to file a bill of Revivor making his representatives parties, and that this cause be continued

Answer of F O A Sherrod's admr to original Bill To the Honorable A J Walker Chancellor of the Northern Chancery Division of the State of Alabama, sitting for the 27th district in said division at Moulton

The separate answer of Owen O Nelson Administrator de bonis non of the estate &C of Fredrick O A Sherrod deceased & successor of James W Ligon who was administrator of said esate to the Original bill of complaint filed by William W Watkins sole surviving executor of the last will & testament of Benjamin Sherrod deceased against this respondent administrators aforesaid & others heirs, legatees & devises of Benjamin Sherrod dec'd

This defendant now and at all times hereafter saving & reserving to himself all manner of benefit and advantage of exception to the many errors and insufficiencies in the complainants' bill of complaint contained for answers unto the said bill on so much or such parts thereof as this defendant is advised is material for him to make answer to he answers & says

That he admits said Benjamin Sherrod made his last will & testament as is alleged and at the time stated in said bill

Respondent admits that said will was propounded for probate and

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admitted to probate by the Orphans Court of Lawrence County State of Alabama as stated & by the persons stated in said bill, and that Fredrick O A Sherrod this repondents testator the said William W Watkins & Richard Jones who were by said will appointed executors thereof duly qualified as such as the law directs

Respondent admits that said executors took possession or charge of the estate of said Benjamin deceased which was in this state

Respondent believes that the inventory & appraisement referred to in the bill is correct as stated

Respondent admits that complainant, Richard Jones & Fredrick O A Sherrod were joint excutors of said will until the death of said Fredrick O A Sherrod & that said Fredrick departed this life in November 1848, and that Jones resigned his executorship but at what time this respondent does not know, and that complainant after the death of said Fredrick & the resignation of said Jones continued as executor of said will until ____ July 1852

Respondent knows nothing of the differences of opinion between the said complainanat & some of the legatees as to the consruction of said will

Respondent admits that the persons named in said bill as entitled as legatees or heirs of said Benjamin Sherrod deceased are so interested

The respondent insists that he as the representative of Fredrick O A Sherrod dec'd who was a son of said Benjamin Sherrod dec'd was an heir legatee & devisee of said Benjamin ~~Sherrod~~ and that this repondent is intitled to the esate devised & bequeathed to said Fredrick OA Sherrod or which may have decended to him as heir of said Benjamin Sherrod dec'd & asks that the same be directed to him

Respondent states that he was appointed administrator de bonis non of the estate of said Fredrick O A Sherrod decd by the Court of Probate of Franklin County in said State and that letters of administration were issued to him on the 3^d day of April 1854 a copy of which are here refered to marked "exhibit A" & prayed to be taken as a part hereof & that said County of Franklin was the County of said Fredrick O A Sherrod residence at the time of his death

Respondent believes that it is true that all the heirs legatees & devises of said Benjamin Sherrod dec'd at the time of the filing said bill & for a considerable time after except Samuel Good Watkins who defendant is informed was a nonresident of this State

Respondent admits that said testator charged his real & personal property with the payment of his debts. And that he directed that his slaves stocks &C should be kept together & the plantations cultivated by his slaves until all his debts were paid off

It is true that said Benjamin Sherrod devised & bequeathed by his said will to the family of his deceased son Felix A M Sherrod, to Fredrick O A Sherrod, to certain persons mentioned in his said will in trust for his daughter Susan A Shackelford to his sons Charles F & ~~Sherrod~~ & William C ~~Sherrod~~ severally & respectively certain plantations with all the mules, horses, cattle, hogs sheep, plantation utensils &c on said plantations respectively at

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the time of the testators death and that he devised to said Fredrick O A Sherrod, Samuel W Shackelford & the said Complanant & to the survivors of them certain slaves whos names are mentioned in said will and directed that a plantation should be purchased & stocked with horses, mules, cattle, sheep, hogs & furnished with one years provision in the manner as stated in the bill of complaint which were to be holden in trust and cultivated as stated for the use & benefit of Samuel W Sherrod & his children as stated

As to the allegation in the bill that the increase of the stock on the several plantations becoming burdensome & expensive this respondent knows nothing

Respondent admits that Samuel W Sherrod departed this life since the death of his father & which was in November 1848

Respondent admits that by said will it is provided that the widow of the testator should be paid a sufficient sum for her liberal support & maintainance and to the guardian of his three minor children Susan A, Charles F & William C a sum sufficient for their liberal suport & education and to his son Samuel W a sum sufficient for the support of himself & family

It is admitted that Charles F has attained the age of twenty one years, that Susan A married Samuel W Shackelford before the death of said testator

Respondent insists that the price or value negro sold by said Complainant named Lindsay as stated by the complaint was one of the negroes specifically bequeathed to said Fredrick O A Sherrod this respondents intestate should be paid over to this respondent.

Respondent admits that the complainants testator by his will devised & bequeathed to William S Swope certain sterling plate negroes by name and also three thousand dollars which was placed in the hands of his father to be kept by said William S should attain the age of twenty one years and should the said William S Swope die leaving a widow & no child nor descendent of a child then she should have of said estate what the laws of Alabama would entitle her to were said William S Swope seized & possessed of the same in fee simple and that his testators three eldest sons or their families should have the ballance of said property. It is true said William S Swope has departed this life since the death of said Benjamin Sherrod intestate leaving no child nor descendant of a child & neither parent nor brother nor sister of the whole blood, but two brothers & two sisters as stated in the bill children of his father Jacob K Swope

Respondent knows nothing of his own knowledge as to the indebtedness of Complainants testator

Your respondent insists that all the persons named in said bill of complaint as legatees, devisees, heirs & persons interested in said estate should be made partes to said bill & the representatives of those who have died since the death of said Benjamin Sherrod complaints testator should also be made parties to said suit

Respondent states that his intestate fift a widow Mrs Ann Sherrod

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& the following children towit John B Sherrod about 16 years old Felix Sherrod about 11 years old Fredrick Sherrod about 13 years ols Benjⁿ Sherrod about 7 years old and Francis Sherrod, the said Francis has since the death of her father departed this life under the age of twenty one & without leaving any debts against her a respondent is informed; who should be made parties to said bill

Respondent insists that he as adminstrator aforesaid is entitled to the commissions & compensation due to said Fredrick O A Sherrod for his services & attention to the business of said estate as one of the executors of said will & testatmenet & this respondent asks that the same be decreed to him as such administration

Respondent has now fully answered said bill of complaint so far as he is advised it is material to answer O O Nelson L B Cooper Sol for O O Nelson

The State of Alabama Franklin County This day personally appeared before me John T Morgan an acting justice of the peace in & for said County Owen O Nelson & makes affidavit that the matters & facts stated in the foregoing answer of his own knowledge are true & those stated as of his belief & on information he verily believes to be true O O Nelson Sworn to & subscribed before me as justice of the peace aforesaid this 19th March 1855 } John S Morgan JP {seal}

Exhibit A The State of Alabama Franklin County SS } Court of Probate Special term April 3^d 1854 I James H Trimble Judge of the Court of Probate of said County hereby Certify that letters of administration on the Estate of Fredrick O A Sherrod dec'd (as administrator de bonis non of said Estate) were on the 3^d day of April AD 1854 granted to Owen O Nelson of said County who has duly qualified and given bond as such and is authorized to administer such Estate (not hertofore administered upon) Given under my hand at office this the 3^d day of April 1854 James H trimble Jude P C

Endorsed Filed in my office this 21st March 1855 John H Hansell Register

Answer of FOA Sherrods admr to amended Bill To the honorable A G Walker Chancellor of the Northern Chancery division of the State of Alabama sitting for the 27th district in said division at Moulton

The separate answer of Owen O Nelson administrator de bonis non of the estate of Fredrick O A Sherrod dec'd & successor of James W Ligon who was administrator of said estate, to the amended bill filed by Samuel W Shackelford and Charles F Sherrod

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administrators & C with the will annexed of Benjamin Sherrod deceased against Talitha Sherrod & others legatees, devised & c of Benj Sherrod dec'd & this respondent as administrator aforesaid and to the amended bill filed by Complainants against defendants for a distribution of the property undisposed of by the will of Benj Sherrod dec'd

This respondent now & at all times saving & reserving to himself all manner of benefit of exception to the errors & insufficiencies in the Complainants bill of complaint for answer unto said bills or so much thereof as this defendant is advised is material for him to answer & not admitting any thing not expressly admitted answers & says to the amended bill

That he does not know anything touching the unwillingness of said Shackelford, William W Watkins and Richard Jones to accept the trust conferred on them by the will of said Benjamin Sherrod dec'd but he supposes it is true as stated in the bill

Respondent admits it is true that the said Benjamin Sherrod left two sets of children who were whole blood on their fathers side, that Fredrick O A Sherrod dec'd this respondents intestate, Samuel W Sherrod were living at the time of the death of said Benj Sherrod, Felix A M Sherrod & Mrs Antoinett Swope both of whom departed this life before the said Benjamin Sherrod, were brothers and sisters of the whole blood & children by a former wife of said testator. That Mrs Susan A Shackelford wife of said Samuel W Shackelford, Charles F & William C are children of said testator by Mrs Talitha Sherrod widow of testator & who are brothers & sister of the whole blood & are related by half blood to the said Antoinet Swope, Felix A M Sherrod, Fredrick O A Sherrod & Samuel W Sherrod & that all of the last four named have departed this life.

It is admitted that William S Swoope was the son of said Antoinet Swoope, that Felix A M left at his death a widow & children & stated that Samuel W Sherrod left children at his death as alleged, and that trustees were

appointed as stated, and that William S Swoope has departed this life since the death of said Benjamin Sherrod the testator, his age this respondent does not know

Respondent admits that there was several negroes undisposed of by said will and that there was several horses & mules as stated in the bill but of the number this respondent does not know

Respondent believes that the heirs, legatees & devisees and trustees and property stated in said bill except the said bill does not contain the names of the children of said Fredrick O A Sherrod dec'd, the names of whom are as follows John B ~~Sherrod~~ Felix M, Fredrick O, & Benjamin & Frances the last named departed this life since the death of her father leaving no debts against her and at the time she was a minor & respondent states that all of the said children of Fredrick O A Sherrod dec'd are minors

And this respondent further answering to the bill of complaint filed by the complainants for the distribution of the estate of Benjamin Sherrod dec'd undisposed of by his will &c

Answers and says that he admits that said estate is solvent and that the property given as "common stock" to all testators children is correctly stated.

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Respondent insists that the surviving children of said Fredrick O A Sherrod dec'd and his said widow Ann Sherrod should be made parties to this suit

Respondent has now fully answer said bills so far as he believes it is material he should answer as to the matters within his knowledge O O Nelson L B Cooper Sol for O O Nelson

Endorsed Filed in my office this 21st March 1855 John H Hansell Register

Answer of FOA Sherrod's adm'r to Supplemental Bill & Bill of Revivor To the honorable A J Walker Chancellor of the Northern Chancery division of the State of Alabama sitting for the 27th district in said division at Moulton

The separate answer of Owen O Nelson administration de bonis non &c of Fredrick O A Sherrod dec'd to the bill of revivor & supplement of Samuel W Shackelford & Charles F Sherrofd as administrators with the will annexed of Benjamin Sherrod dec'd against Talitha Sherrod & others heirs devisees &c Benj Sherrod dec'd & this respondent as administrators de bonis non &c non of Fredrick O A Sherrod dec'd which is supplemental & revivor to the original bill filed by William W Watkins sole executor of B Sherrod dec'd

This respondent now and at all times hereafter saving & reserving unto himselfe all manner of benefit & advantage of exception to the errors and insufficiencies in the complainants bill of complaint for answer unto said bill or to such parts thereof as this defendant is advised it is material to answer, answers & says

That he admits it is true that aid William W Watkins did about the month of July 1850 resign his said executorship of the last will & ~~testament~~ of Benjamin Sherrod dec'd & that the same was accepted as alleged in said bill of complaint

Respondent admits that after the resignation of said Watkins Complainants were appointed in August 1852 by the Court of Probate of said County of Lawrence administrators with the will annexed of Benjamin Sherrod dec'd & that they have continued as administrators as aforesaid to the present time

Respondent admits that there were a number of mules recovered by James W Ligon as administrator &c of Fredrick O A Sherrod dec'd from William W Watkins which were on the plantation devised by the said Benjamin Sherrod to said Fredrick O A Sherrod, the number the respondent does not know

Respondent admits that said plantatioion was under the controll of Complainants and believes that it was necessary to purchase said mules & horses or procure otherss & that this price given for them was not too much

Respondent admits that Complainant in the year 1853 purchased a tract of land and he supposes it contains 1440 acres for the children of Samuel W Sherrod but not for said Samuel as he was at that time & had been for many years dead, this

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respondent doesnot know what the value of said land was at the time of the purchase nor does he know what it is now worth but he insists that complainants had no right to give more than the sum of Twenty thousand dollars for a tract of land for the purposes aforesaid and that they were limited to that sum by the last will & testament of said Benjamin Sherrod dec'd

Respondent insits that Ann Sherrod widow of said Fredrick O A Sherrod and the following children of said Fredrick & his wife Ann should be made parties to send bill of revivor & suplemental to wit John Bolton, Fredrick O, Felix M, & Benjamin all of whom are minors

Respondent has answered all the allegations of daid bill that he is advised it is material for him to answer, so far as the same are within his knowledge O O Nelson L B Cooper Sol for O O Nelson }

The State of Alabama Franklin County This day personally appeared before me William G Thompson an acting justice of the peace in and for said County Owen O Nelson and makes affidavit that the facts stated in the foregoing answer of his own knowledge and true & those stated upon information or belief he verily believes to be true. O O Nelson Sworn to & Subscribed before me as justice of the peace aforesaid this 17th day of March 1855 W G Thompson J P {seal}

Endorsed Filed in my office this 21st March 1855 John H Hansell Register

Answer of FOA Sherrods admr to petition for Distribution To the honorable A J Walker Chancellor of the Northern Chancery Division of the State of Alabama sitting for the 27th district in said division at Moulton

The seperate answer of Owen O Nelson administrator de bonis non &c of the estate of Fredrick O A Sherrod dec'd & successor of James W Ligon who was administrator of said estate, to the bill or petition of Complaint filed by Samuel W Shackelford & Charles F Sherrod administrators &c of Benj Sherrod dec'd against Talitha Sherrod & other heirs, legatees &C of Benjamin Sherrod dec'd for distribution of the estate devised & bequeathed by said will of Benj Sherrod

This respondent now & at all times saving & reserving to himself the benefit of exceptions to the errors and insufficiencies in said bill contained, answers & says

That he admits the fact as alleged that the estate of Benjamin Sherrod decd is solvent

This respondent insists that he is as administrator aforsaid entitled to the interest or portion of said estate devised & bequeathed to his intestate Fredrick O A Sherrod by said Benjamin Sherrod dec'd & that portion which would descend to said Fredrick O A Sherrod as heir of said Benj Sherrod dec'd & he prays that the same may be decreed to him as such administrator

Respondent begs leave to represent that the children of his intestate

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Fredrick OA Sherrod dec'd who are John B, Fredrick O, Felix M & Benjamin all of whom are minors and Ann Sherrod the widow of said Fredrick OA Sherrod should be made parties to said suit they being interested in said estate and that said Fredrick left a daughter named Francis who was a minor & departed this life since the death of her father

Respondent has fully answered said bill on petition so far as he is advised it is material to answer the same OO Nelson LB Cooper Atty for OO Nelson }

Endorsed Filed in my office this 21st March 1855 John H Hansell Register

Order to Revive Shackelford & Sherrod admrs of Benj Sherrod dec'd vs The Heirs & Legatees of Benj Sherrod dec'd } This day came the Complainants in this suit by Peters & Hodges, their solicitors, and suggest that James M Ligon former administrator of the estate of Fredrick O A Sherrod deceased had resigned his trust as such and that thereupon Owen O Nelson had been duly & Legally appointed administrator de bonis non of the Estate of said Fredrick O A Sherrod deceased as the successor of said Ligon and that said Nelson had accepted said trust and given bond & qualified accordingly; Therefore it is ordered that this suit be revived against Owen O Nelson as the administrator de bonis non of the estate of said Fredrick O A Sherrod deceased unless he shall show sufficient cause against the same within Thirty days after service of this order Dec 18th 1854 John H Hansell Register Granted Monday Dec 18th 1854 John H Hansell Register

Order to Revive Shackelford & Sherrod admrs of Benj Sherrod dec'd vs The Heirs & Legatees of Benj Sherrod dec'd } This day came the complainants in this suit by Peters & Hodges their solicitors and suggested that John C Burruss former administrator of the Estate of William S Swoope deceased had resigned his trust as such and that thereupon Jacob K Swoope had been duly & legally appointed administrator de bonis non of the Estate of said William S Swoope deceased as the successor of said Burruss and that said Jacob K Swoope had accepted said trust and given bond and qualified accordingly. Therefore it is ordered this suit be revived against the said Jacob K Swoope as the administrator de bonis non of the Estate of said William S Swoope deceased unless he shall show sufficient cause against the same within Thirty days after service of this order Dec 18th 1854 John H Hansell Register

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Granted Monday Dec 18th 1854 John H Hansell Register

Motion to Set aside Decree Samuel W. Shackelford & Charles F. Sherrod Exrs &c vs Richard Jones & W W Watkins trustees &c et al } Came the parties by their solicitors and moved the court to set aside the decree of the Chancellor rendered in this cause at the January term of this Court 1854

Interlocutory Decree 5 April 1855 Samuel W Shackelford & Charles F Sherrod administrators de bonis non cum testamento annexo of the estate of Benjamin Sherrod deceased vs Sarah A Sherrod Tabitha Sherrot et al } In Chancery for the 27th Chancery District of the State of Alabama

April Term 1855 In this case a motion is made concurrently by the solicitors of the complainants and of the defendants before the court to set aside a decree for the payment of legacies rendered at the January Term 1854 and by complainants for leave to amend their bill & file supplemental bill because the decree alluded to was rendered before the parties defendant had been served with process or were brought into court in any way, the decree above mentioned must be set aside, complainant must have leave to amend their bill, because there is a manifest necessity for the amendment as to parties & as to pray for process against defendants & for the purpose of filling up blanks and attaching actually not constructively to the bill the exhibits and it may be in other respects .

Motion is also made for some order designed to guard against the loss of the valuable vouchers accompanying the reports of the representatives of the estate of Benjamin Sherrod deceased. That purpose can be accomplished

as I think by allowing the complainants to withdraw their vouchers upon leaving copies of the same with the Register upon which the Register shall endorse brief certificates that they are correct copies

The Register will enter the following decree upon the minutes of his court

1 It is ordered adjudged and decreed that a decree in this cause rendered by the Honorable

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ED Townes Chancellor at the January Term 1854 of this court and ordering a distribution of all that prortion of the estate of the deceased Benjamin Sherrod which is specifically devised and bequeathed in the last will & testament of the deceased Benjamin Sherrod, and entered upon the minute Book of this court on pages 250, 251, 252, 253, 254 255, & 256 be and the same is hereby set aside

2 It is further ordered adjudged and decreed that complainants have a general leave to amend their bill & file a supplemental bill and that as the terms upon which they are allowed to make the amendment they pay the costs of making the amendment

3 It is further ordered adjudged and decreed that the complainants have leave to withdraw the vouchers accompanying the reports to this court by the Representatives of the estate of Benjamin Sherrod deceased upon leaving with the Register copies of the same upon which the Register shall endorse that they are correct copies, and the name of the complainants receiving the same, and the party withdrawing the vouchers shall hold the same subject to the produced upon the order of this court April 26th 1855 A J Walker Chancellor

April Term 1855 Samuel W Shackelford & Charles F Sherrod Ex'rs &C vs Richard Jones & William W Watkins Exers &C et al } Ordered by the Court that this case be continued

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Amend. Bill To the Hon Chancellor of the Northern Chancery Division of the State of Alabama sitting at Moulton in and for the 27th Chancery District thereof

Samuel W. Shackelford and Charles F. Sherrod as administrators with the will annexed of the estate of Benjamin Sherrod deceased (the complainants in this suit having first asked and obtained the leavd of the Court for that purpose respectfully show unto your Honor, by way of annulment that heretofore to wit, on or about the 25th day of January 1851 William W. Watkins as executor of the last will l& testament of said Benjamin Sherrod deceased filed his original Bill of complaint in this Court in this suit, for the purpose therein named.

Complainants further show that said Benjamin Sherrod deceased (said testator) at the time of his death left Mrs. Talitha Sherrod, his widow, & the following children & grand-children surviving him, viz: Charles F. Sherrod (complainanat); William C Sherrod, Frederick O. A. Sherrod, now dead, & Samuel W. Sherrod now dead - sons of testator; and Mrs. Susan A. Shackelford, formerly Sherrod, wife of said Samuel W. Shackelford (one of complainants) daughter of testator; - and also that said Frederick O. A. Sherrod deceased left at the time of his death, his widow Mrs. Ann Sherrod & the following children surviving him, viz: John B. Sherrod, minor over fourteen years of age, & Frederick Sherrod minor over fourteen years of age, and Felix Sherrod minor under fourteen years of age, & Benjamin Sherrod, minor under fourteen years of age, & Frances Sherrod daughter of said Frederick O. A. Sherrod deceased, who is now dead: And also that said Samuel W. Sherrod deceasedd at the time of his death left the following children surviving him viz: Henry C Sherrod minor over fourteen years of age, & Walter Sherrod minor over fourteen years of age; also the family of said Felix A M. Sherrod deceased viz: Mrs. Sarah A. Sherrod, widow of said Felix A M. Sherrod and Benjamin Sherrod minor over fourteen years of age, & Francis E Sherrod, minor over fourteen years of age, & Alice C. Sherrod, minor

under fourteen years of age, who are children of said Felix A M. Sherrod deceased and grand-children of Testator.

And complainants further show that besides the persons above named the following persons are also named as legatees in the said will of said testators viz. said Samuel W. Shackelford (complainant & husband of said Mrs. Susan A. Shackelford) &

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William S. Swoope now dead a grand-son of said testator, & Samuel G. Watkins, & William W. Watkins and Richard Jones.

Complainants further show that said Frederick O A Sherrod departed this life intestate about the month of November 1848 and that Owen O Nelson is the administrator de bonis non of the estate of said Frederick O A Sherrod deceased; and that said Frances Sherrod daughter of the said Frederick O. A. Sherrod deceased departed this life intestate about the year, 1849, after her said father's death ~ that she owed no debt at her death.

Complainants further show that said Samuel W. Sherrod departed this life intestate about the year 1849, and that William Eubank Sheriff of Lawrence County Alabama, is ex officio administrator de bonis non of the estate of said Samuel W. Sherrod deceased.

Complainants further show that said William S. Swoope departed this life intestate about the 24th Oct. 1849, and that Jacob K. Swoope is the administrator de bonis non of the estate of said William S. Swoope dec^d

And complainants further show that there is no administrator of the estate of said Frances Sherrod deceased.

By way of supplements to said Bill of complaint complainants further show that at the end of the year 1853, they had so far completed & made payment of the debts of said testator mentioned & referred to in his said will as to find the estate of said testator in a condition for distribution and said will - Complainants accordingly applied to this Court at the January Term thereof in the year 1854, for the orders & decrees necessary to authorize such distribution, and thereupon this Court the Hon. E. D Townes Chancellor presiding at the said January term 1854, granted complainants the orders and decrees asked for and thereupon in accordance with said orders and decrees & by authority of the same so granted & made as aforesaid, complainants asserted to the several specific legacies made in said will, in favour of the said several specific legatees therein named and delivered the property devised & bequeathed in said will as ordered & directed in said orders & decrees, to the several legatees named in said will, or to thier legal representatives; and complainants

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further say that by authority of said orders & decrees aforesaid they also distributed the legacy to said William S. Swoope deceased, & disposed of the property belonging to the estate of said testator not bequeathed in his said will in the manner directed & authorized by said orders & decrees; all of which more fully appears from an inspection of said orders & decrees and the various proceedings under the same as heretofore reported to this Court and of file in this cause & which complainants ask leave to produce if necessary are the final hearing.

Complainants further show that one of said orders & decrees aforesaid which is without date was ses aside as by a decree of the Court bearing date The 26th day of April 1855 rendered in this cause by the Hon. A. J. Walker, Chancellor at the April term of this Court in the year 1855, but long after the proceedings aforesaid, & that the others of said orders & decrees remain in full force.

Complainants further show that in ascertaining the legal impropriety of said will of said testator, and in disposing of said estate they have uniformly acted under the advice & opinions of William Cooper or Thomas M. Peters, attorneys at law & gentlemen skilled & learned in their profession, as directed and authorized in said will, or under & by authority of the orders & decrees of this Court rendered in this cause.

Complainants are advised and so believe that heretofore the children of said Frederick O A Sherrod deceased have not been made parties defendant to the several bills original amended & supplemental filed in this cause.

Complainants therefore pray that said Talitha Sherrod (widow of said testator) Owen O. Nelson as administrator de bonis non of the estate of said Frederick O A Sherrod deceased, the said William Eubank, Sheriff of said County of Lawrence and State of Alabama ex officio administrator de bonis non of the estate of said Samuel W Sherrod deceased, the said Jacob K. Swoope administrator de bonis non of the estate of said William S. Swoope deceased the administrator of the estate of said Frances Sherrod deceased & the said William C. Sherrod. the said Susan A. Shackelford the said Samuel G. Watkins, the said William W. Watkins & said Richard Jones as trustees of said estate devised & bequeathed for the benefit of Mrs. Susan A. Shackelford & said Samuel W. Shackelford, and the said William W. Watkins as trustee of the estate devised & bequeathed for the benefit of said Samuel W. Sherrod & his children, and the said Sarah A.

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Sherrod (widow of said Felix A. M. Sherrod deceased) & said children of said Felix A. M. Sherrod deceased viz: The said Benjamin Sherrod the said Francis E. Sherrod & the said Alice C. Sherrod; & the said Ann Sherrod (widow of said Frederick O A Sherrod dec^d) & the children of said Frederick O A Sherrod dec^d viz: the said John B Sherrod, the said Fredrick Sherrod, the said Felix Sherrod, & the said Benjamin Sherrod be made parties defendant to this Bill of complaint & to the original, amended & supplemental Bills of complaint filed in this cause; and that process issue accordingly requiring said parties defendant aforesaid to answer this bill of complaint and the said original amended and supplemental Bills of complaint aforesaid in the manner & at the time required by law & the practice of the Court.

And upon the final hearing of this cause complainants pray your Honor, by proper orders & decrees of this Court to direct and instruct them in the execution of the will of said testator & the disposition of his estate as the law authorizes & requires, and for all such others and further relief as the nature of this case and the laws may authorize & allow, & so will ever pray &c C. F. Sherrod S. W. Shackelford

Affdt. The State of Alabama Lawrence County } This day personally came Charles F. Sherrod one of the complainants above named before me D. Mays, as justice of the peace in and for said County and made oath in due form of law that the matters & things in the foregoing bill of complaint are true & correct to the best of his knowledge and belief. Sworn & subscribed before me this 19th day of January 1856 } D. Mays Justice of the peace.

Indorsed Filed in my office Jan 21st 1856 John H. Hansell Register

Summons The State of Alabama Lawrence County. To any Sheriff of the State of Alabama - greeting: You are hereby commanded to summon Owen O Nelson, administrator de bonis non of the estate of Frederick O A Sherrod decd, Ann Sherrod, John B Sherrod, Frederick Sherrod, Felix Sherrod,

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Benjamin Sherrod and O O Nelson, administrator of the estate of Frances Sherrod dec^d, if to be found in your county that they laying aside all excuse appear before our next Court of Chancery to be held at Moulton in the

27th District, Northern Chancery Division of said state, on the 4th Monday in April next, and that they within thirty days after service of this writ plead to or answer according to law and the rules of this Court the original supplemental and amended bills of Samuel W. Shackelford and Charles F. Sherrod, administrators de bonis non, with the will annexed of Benjamin Sherrod dec^d exhibited against the heirs & legatees of Benjamin Sherrod dec^d et al. defendants, and to do further, and to receive what our said Court shall have considered in that behalf, and this in no wise omit. Herein fail not, and have you this writ, with your return hereon, at the office of the Register of said Chancery Court, within five days after service of the same. Witness John H. Hansell, Register of said Chancery Court, at office in the town of Moulton, this 24th day of Jany in the year of our Lord, one thousand eight hundred and fifty six, and of American Independence the 80th year John H Hansell Register.

Returned Executed on O. O. Nelson, administrator de bonis non of the estate of F.O.A. Sherrod, also as guardian of John B. Sherrod Frederick Sherrod Benjamin Sherrod Felix Sherrod; also as administrator of the estate of Frances Sherrod decd. Feb the 27. 1856 A.A.Hughs Shff

Summons The State of Alabama Lawrence County. To any Sheriff of the State of Alabama - Greetings. You are hereby commanded to summons William W. Watkins, trustee with Richard Jones for Susan A. Shackelford and William W. Watkins, trustee with Samuel W. Shackelford for Samuel W. Sherrod and his children if to be found in your County, that he laying aside all excuse, appear before our next Court of Chancery to be held at Moulton in the 27th District Northern Chancery Division of said State, on the 4th Monday in April next, and that he within thirty days after service of this writ, plead to, or answer according to law and the rules of this Court the original, supplemental & ammended bills of Samuel W. Shackelford and Charles F. Sherrod administrators de bonis non with the will annexed of Benjamin Sherrod decd, complainants, exhibited

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against the heirs, legatees &c. of Benjamin Sherrod decd et al. defendants, and to do further and to receive what our said Court shall have considered in that behalf, and this in no wise omit

Herein fail not, and have you this writ with your return herever at the office of the Register of said Chancery Court within five days after service of the same. Witness J H Hansell, Register of said Court, at office in the town of Moulton this 25th day of January in the year of our Lord, one thousand eight hundred and fifty six, and of American Independence the 80th year. John H Hansell Register

Indorsed Rec^d February 1st 1856 and executed same day by handing W W Watkins a copy of the within J. B. Rogers Shff of Tuscaloosa Co. Ala.

Summons The State of Alabama Lawrence County. To any Coroner of the State of Alabama Greeting You are hereby commanded t summon Sarah A Sherrod, Benjamin Sherrod, Francis E. Sherrod and Alice C. Sherrod, Susan A. Shackelford & William C. Sherrod, Henry C. Sherrod & Walter Sherrod if to be found in your county, that they laying aside all excuse appear before our next Court of Chancery to be held at Moulton in the 27th District, Northern Chancery Division of said State, on the 4th Monday in April next, and that they within thirty days after service of this writ plead to, or answer, according to law, and the rules of this Court the original supplemental and amended bills of Samuel W Shackelford & Charles F Sherrod, administrators de bonis non with the will annexed of Benjamin Sherrod dec^d, complainants, exhibited against heirs, legatees and devisees of said Benjamin Sherrod decd defendants, and to do further and to receive what our said Court shall have considered in that behalf, and that this is no wise omit.

Herein fail not and have you this writ, with your return herever, at the office of the Register of said Chancery Court within five days after servive of the same. Witness J H Hansell Register of said Court at office in the town of Moulton this 21st day of January, in the year of our Lord, one Thousand eight hundred and fifty six, and of American Independance the

80th year John H. Hansell Register

Endorsed Samuel J. Leggett is hereby authorized to execute & return the within process as my deputy. January 24th 1856. William Boyd Coroner.

Endorsed Recd Jan. 25th 1856. Executed on Mrs. Sarah A. Sherrod, Benjamin Sherrod, Francis E. Sherrod Alice C. Sherrod & Henry C. Sherrod, & Walter Sherrod, parties within named and on William P. M^cMahan, guardian of the said Benjamin, Francis E., Alice C., & said Henry C. & Walter, for said Benjamin Francis E., Alice C., Henry C., & Walter - also on Mrs Susan A Shackelford and William C. Sherrod within named. Jany. 29th 1856 W^m Boyd, Coroner, By his deputy Samuel G. Leggitt

Summons The State of Alabama Lawrence County To any Coronor of the State of Alabama - Greetings: You are hereby commanded to summon Henry C Sherrod & Walter Sherrod, if to be found in your county, that they laying aside all excuse, appear before our next event of Chancery to be held at Moulton in the 27th District, Northern Chancery Division of said state on the 4th Monday in April next, and that they within thirty days after service of this writ, plead to, or answer, according to law, and the rules of this Court, the original, supplemental & amended bills of Samuel W Shackelford & Charles F. Sherrod, administrators de bonis non, with the will annexed of Benjamin Sherrod dec^d, complainants, exhibited against the heirs, legatees &c of Benjamin Sherrod dec^d et al., defendants, and to do further and to receive what our said Court shall have considered in that behalf; and that this in no wise omit

Herein fail not, and have you this writ, with your return hereon at the office of the Register of said Chancery Court, within five days after service of the same. Witness John H. Hansell Register of said Chancery Court, at office in the town of Moulton, this 24th day of Jany in the year of our Lord, one thousand eight hundred and fifty six, and of american Indedpendence the 80th year John H Hansell Register.

Summons Indorsed Recd Feb. 22. 1856 Executed on William P. M^cMahan, guardian of the within named Henry C. Sherrod & Walter Sherrod, minors, for said minors. Feby. 26th 1856. W^m Boyd Coroner.

The State of Alabama, Lawrence County. To any Coronor of the State of Alabama - Greetings: You are hereby commanded to summon Talitha Sherrod, William Eubank, administrator de bonis non of the estate of Samuel W Sherrod dec^d, Jacob R. Swoope administrator of the estate of William S. Swoope decd, Samuel G. Watkins, William W Watkins & Richard Jones, trustees for Susan A. Shackelford and William W. Watkins and Samuel W Shackelford trustees for Samuel W. Sherrod & his children, if to be found in your County, that they laying aside all excuse appear before our next Court of Chancery, to be held at Moulton in the 27th District, Northern Chancery Division of said State, on the 4th Monday in April next, and that they within thirty days after service of this writ, plead to or answer, according to law, and the rules of this Court, the original supplemental and amended bills of Samuel W. Shackelford & Charles F Sherrod, administrators de bonis non, with the will annexed of Benjamin Sherrod decd, complainants, exhibited against the heirs & legatees &c. of Benjamin Sherrod dec^d, et al., defendants, and to do further and to receive what our said Court shall have considered in that behalf, and that this, in no wise omit.

Herein fail not, and have you this writ with your return herein, at the office of the Register of said Chancery Court, within five days after service of the same. Witness J. H. Hansell Register of said Chancery Court at office in the town of Moulton this 24th day of Jany in the year of our Lord one Thousand eight hundred and fifty six, and of American Independence the 80th year. John H. Hansell Register

Indorsed Recd Feb. 22 1856. Executed on Jacob R. Swoope and Richard Jones, Samuel W. Shackelford and Talitha Sherrod. Feb 26 1856. Executed on W^m Eubank adm^r March 1. 1856 W^m Boyd, Cor.

W^m W. Watkins & Sam^l G. Watkins not found. March 1. 1856 W^m Boyd Cor.

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Order of Pub. The State of Alabama Northern Chancery Division, 27th District, at Rules, Monday the 11th day of February 1856. 299 Sherrod's adm^{rs} vs Sherrod's heirs } On the application of complainant by their solicitors Peters & Hodges, and it appearing to the satisfaction of the Register of this Court that Mrs Ann Sherrod, John B. Sherrod, Frederick Sherrod, Felix Sherrod, Benjamin Sherrod, and Samuel G. Watkins, defendants in this suit, reside beyond the limits of the State of Alabama.

It is ordered by the Register that unless the said defendants shall before the 7th day of April next, answer or demur to said Complainant's ~~bill~~ original, supplemental and amended bills, all the allegations and charges contained in the same, will be taken as confessed as to them.

It is further ordered that publication be made of a copy of this order, in the Moulton Democrat, for four consecutive weeks. John H Hansell, Register

Affdt for Pub The State of Alabama Lawrence County } Northern Chancery Division 27th Chancery District Sherrod's adm^{rs} vs Sherrod's heirs & legatees } This day personally came Thomas M Peters, solicitor & agent of of complainants in the above entitled suit, before me, John H. Hansell Register in Chancery, for said 27th Chancery District, & made oath in due form of law, in the belief of affiant, that the following named defendants in said suit, to wit, Mrs. Ann Sherrod, John B. Sherrod, above 14 years of age, & Frederick Sherrod above 14 years of age, & Felix Sherrod under 14 years of age & Benjamin Sherrod under fourteen years of age, (who are children of said Frederick O A Sherrod dec^d & minors) & Samuel G. Watkins ~ that said Samuel G. Watkins resides at Aberdeen in the State of Mississippi, & said Ann Sherrod resides at Baltimore in the state of Maryland, and said John B. said Frederick, said Felix and said Benjamin (Children aforesaid of said Frederick O. A. Sherrod dec^d) reside at Georgetown in the District of Columbia. That said Ann Sherrod & said Samuel G. Watkins are above the age of twenty one years Tho^s M Peters Sworn & subscribed before me this 11th Feb 1856. John H. Hansell Register

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Order apptg. guardⁿ ad litem The State of Alabama Northern Chancery Division, 27th District, at Rules, Monday 17th March 1856 299 Samuel W. Shackelford & Charles F. Sherrod vs Benjamin Sherrod^s heirs et al. } On the application of complainants, by their solicitors Peters & Hodges, Esqrs, it is ordered by the Register that Owen O. Nelson, he having filed his consent in writing be, and he is hereby appointed guardian ad litem for John B. Sherrod, Frederick Felix Sherrod and Benjamin Sherrod, minor children of Frederick O.A. Sherrod dec^d and defendants in this cause

Consent Tuscumbia Ala. Feby 19/56 J.H. Hansell Esqr. Register, - Dear Sir, - Please appoint me guardian ad litem of John B. Sherrod, Frederick Sherrod, Felix Sherrod, and Benjamin Sherrod, children & heirs of F. O. A. Sherrod dec. Yours very truly O. O. Nelson

Indorsed Filed in my office } Feb. 25th 1856 John H. Hansell, Register.

Order to appt. guardian ad litem The State of Alabama, Northern Chancery Division, 27th District, at Rules, Monday 17th March, 1856

299 Samuel W. Shackelford & Charles F. Sherrod vs Benjamin Sherrod's Heirs et al. } On the application of Complainants by their solicitors Peters & Hodges Esqrs, it is ordered by the Register that William P M^cMahan, he having filed his written consent, be, and he is hereby appointed guardian ad litem for Henry C. Sherrod and Walter Sherrod, children of Samuel W. Sherrod decd, and of Benjamin Sherrod, Francis E. Sherrod and Alice C. Sherrod, children of Felix A M Sherrod decd. ~ All of whom are infant defendants in this case. John H Hansell Register.

Consent The State of Alabama Lawrence County } Northern Chancery Division 27th Chancery District.
Sherrod's administrators de bonis now &c. vs Sherrod's Heirs, & legatees & als. I, William P. M^cMahan hereby

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consent to act as the guardian ad litem, in the above mentioned suit in Chancery for the following named persons, defendants in said suit, who are minors, that is to say, Henry C Sherrod, Walter Sherrod, children of Samuel Sherrod decd, and Benjamin Sherrod Francis Sherrod, and Alice C. Sherrod, children of Felix A M Sherrod decd. W P M^cMahan

Indorsed Filed in my office March 17th 1856 John H Hansell Register

Decrees pro. con. The State of Alabama, Northern Chancery Division 27th District, at Rules Monday the 5th day of May, 1856 Shackelford & Sherrod admrs &c. vs Sherrod's heirs et al } On the application of complainants by their solicitors Peters & Hodges Esqrs, and it appearing to the satisfaction of the Register of this Court that the order of publication heretofore made in this cause requiring Ann Sherrod, John B. Sherrod, Frederick Sherrod Felix Sherrod Benjamin Sherrod and Samuel G. Watkins, to answer complainants original, supplemental and amended bills has been duly published for more than 21 consecutive weeks, and that all the other defendants in this cause have been duly served with copies of the summons heretofore issued requiring them to plead to or answer, said original, supplemental and amended bills, for more than thirty days, and it appearing to the Register that all of said defendants, except Owen O Nelson adm^r &c. have hitherto failed to answer said Bills: It is ordered by the Register that all and singular the allegations and charges in said bills contained be taken as confessed, as to all said defendants except the said Owen O. Nelson administrator de bonis non of the estate of Frederick O.A. Sherrod decd, and that complainants have leave to proceed ex parte as to them.

And it further appearing to the satisfaction of the Register that said Owen O. Nelson has hitherto failed to answer, or demur to complainants' amended bill filed in this cause Jan 21 1856;

It is ordered by the Register that all the allegations & charges in said amended bill contained be taken as confessed, and that complainants have leave to proceed upon the same, ex parte as to him John H Hansell Register -----

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Order Order of Court April Term, 1856 299 Samuel W. Shackelford & Charles F. Sherrod adm^{rs} of Benjamin Sherrod decd vs Richard Jones & William W. Watkins trustees &c et al } It is ordered by the Court that the decrees pro confesso heretofore taken in this cause before the Register, be set aside as to Jacob K Swoope adm^r of William S. Swoope decd. Owen O. Nelson, guardian ad litem for John B. Sherrod, Frederick Sherrod, Felix Sherrod, Felix M. Sherrod and Benjamin Sherrod, and William P. M^cMahan, guardian ad litem for Francis E. Sherrod, Alice C. Sherrod, Henry C. Sherrod, Walter Sherrod, and Benjamin Sherrod; and by leave of Court the said Jacob R Swoope administrator as aforesaid, The said Owen O. Nelson, guardian ad litem as aforesaid, and the said William P. M^cMahan guardian ad litem as aforesaid, file their answers. Whereupon the cause is set for

hearing on Bill, answers, decrees pro confesso, exhibits and proof - and coming on to be heard, testimony is offered by complainants and respondents.

Swoope^s Ans^r The seperate answer of Jacob R Swoope, admr. of William S. Swoope to the original, amended and supplemental Bills filed in the case of Benjamin Sherrod's administrators, against F. O. A. Sherrod's administrator and others in the Chancery Court for Lawrence County, Alabama.

The respondent as administrator of the said William S. Swoope, states that so far as he is advised or believes the facts are correctly stated in said original, supplemental and amended bills

He insists however that the bequests in the will of said Benjamin Sherrod to the said F. O. A. Sherrod are lapsed and fall into the general estate of the said testator, to be distributed under the laws of intestates

He denies that the legacies & bequests to the said William S. Swoope lapsed, and insists that the property devised in the will of the said Benjamin Sherrod to the said William S. Swoope, belongs to the respondent as his administrator, and as such administrator he claims the same ~ And having fully answered

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he prays to be hence dismissed &c L. P. Walker Solicitor for Respds.

Indorsed We waive the necessity of this answer being sworn to & consent to its being filed, & receive a a proper answer - May 11/56 Peters & Cooper Sols for complts

Indorsed Filed 13 May 1856 J. H. Hansell, Register

Ans^r of John B. Sherrod et al To the Honorable John Foster Chancellor of the Northern Chancery Division of the State of Alabama, sitting in Chancery for the 27th district in said division, at Moulton.

The joint & several answers of John B Sherrod Fredeick O. Sherrod Felix M. Sherrod and Benjamin Sherrod minors, under twenty one years by their guardian ad litem Owen O. Nelson to the bill of Complaint filed by William W. Watkins, sole surviving executor of the last will & testament of Benjamin Sherrod deceased to the bill of revivor & supplemental Bill filed by Samuel W. Shackelford and Charles F. Sherrod administrators de bonis non with the will annexed of Benjamin Sherrod deceased, & to the amended Bills filed by said administrators against Talitha Sherrod and these respondents and others, devisees, legatees &c of Benjamin Sherrrod deceased.

The respondents saving and reserving all benefit of exceptions to the many errors and insufficiencies in said bills contained for answers unto said Bills of complaint or to so much and such parts thereof as defendants are advised is material to make answer to answer and say;

That it is tue that said Benjamin Sherrod made his last will & testament as is alleged and at the time alleged, and that said testator has departed this life. It is admitted that said will was probated in the Orphans Court of Lawrence County, and that the same was propounded by said William W. Watkins, Frederick O.A. Sherrod & Richard Jones, the persons appointed executors of said will, and that they qualified as such executors according as the law directs.

It is admitted that the said executors took possession or charge of the estate of said Benjamin Sherrod deceased, which was in said state. That the same was valued by the appraisers appointed for that purpose. Respondents do not Know but believe that the copy of the appraisement & Inventory is

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correct

Frederick O.A. Sherrod was with William W. Watkins and Richard Jones, joint executors of said will, until the death of said Frederick O.A. Sherrod, which occurred in November 1848, & that after that time said Richard Jones resigned his executorship, but at what time respondents do not know. It is admitted said William W. Watkins continued executor of said will after the resignation of said Jones & the death of said Frederick.

Respondents admit that said William W. Watkins resigned his said executorship, and that Charles F. Sherrod and Samuel W. Shackelford were appointed administrators with the will annexed of said Benjamin Sherrod.

Respondents state that it is true that said Benjamin Sherrod left two sets of children; that Frederick O.A. Sherrod deceased, the father of these respondents, and Samuel W. Sherrod, living at the time of the death of Benjamin Sherrod deceased, Felix A.M. Sherrod deceased & Mrs Antoinett Swoope deceased both of the last mentioned departed this life before said Benjamin Sherrod deceased & were brothers & sisters of the whole blood and children by the first wife of said testator; that Mrs Susan A. Shackelford, wife of said Samuel W. Shackelford, said Charles F. Sherrod, & William C. Sherrod are children of said testator by Mrs. Talitha Sherrod, the second wife and now the widow of said testator.

Respondents state that Samuel W. Sherrod since the death of the testator has departed this life & about the month of November, 1848. ~ That Mrs. Antonett Swoope left a son named William S. Swoope & that since the death of the testator said William S. Swoope has departed this life leaving no child nor descendant of a child or widow. ~ That said Samuel W. Sherrod left children at his death as stated in the Bill - That Felix A.M. Sherrod left a widow & children as stated in the Bill, and that the said Frederick O.A. Sherrod left at his death a widow, Ann Sherrod, & these respondents his children & also Frances Sherrod, who has since departed this life an infant without descendants leaving no indebtedness against her estate. These respondents insist that under and by virtue of said will of said Benjamin Sherrod, that they are, with the children of Felix A.M. Sherrod and

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the children of Samuel W. Sherrod entitled to the property bequeathed in said will to said William S. Swoope dec^d, they being the children of the three eldest sons of said testaor, Benjamin Sherrod, the said three eldest sons all having departed this life.

And now having answered said bills as fully as they are advised it is necessary to answer the same, pray a decree in accordance with the provisions of said will, & they will ever pray &c O O Nelson Guardian ad litem of John B. Sherrod Frederick O. Sherrod Felix M. Sherrod & Benjamin Sherrod James Irvine & L.B.Cooper Sols for Respondents }

Indorsed Filed 13th May 1856 John H. Hansell. Register.

Ans^r of H.C. Sherrod et al To the Honorable John Foster Chancellor of the Northern Chancery Division of the State of Alabama, sitting in Chancery for the 27th District in Division at Moulton.

The joint and several answer of Henry C. Sherrod & Walter Sherrod, Benjamin Sherrod Francis E. Sherrod & Alice C Sherrod, minors under twenty one years old by their guardian ad litem William P. M^cMahan, to the bill of complaint filed by William W. Watkins sole surviving executor of the last will & testament of Benjamin Sherrod deceased, to the bill of revivor & supplemental bill filed by Samuel W Shackelford and Charles F. Sherrod, administrators de bonis non with the will annexed of Benjamin Sherrod deceased, and to the amended bill filed by said administrators against Talitha Sherrod and these respondents and others, devisees legatees &c of Benjamin Sherrod deceased

The Respondents saving and reserving all benefit of exception to the many errors and insufficiencies in the said bills of complaint contained for answer unto said Bills of complaint, or to so much thereof as defendants are advised it is material to make answer to, answer and say

That is true that said Benjamin Sherrod dec^d made his last will and testament as is alleged and at the time alleged, and that said testator has departed this life. It is admitted that said will was probated in the Orphans Court of said County of Lawrence, and that the same was propounded by said William W. Watkins, Frederick O.A. Sherrod and Richard Jones the

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persons appointed executors by said will, & that they qualified as such executors as the law directs. It is admitted that the said executors took possession or charge of the estate of said Benjamin Sherrod deceased which was in said state, that the same was valued by the appraisers appointed for that purpose, respondents do not know, but believe that the copy of the appraisement & inventory is correct.

Frederick O.A. Sherrod was with William W. Watkins & Richard Jones joint executors of said will until the death of said Frederick O A Sherrod, which occurred in November 1848, & that after that time said Jones resigned his executorship, but at what time respondents do not know. It is admitted that William W. Watkins continued executor of said will after the resignation of said Jones & the death of said Frederick.

Respondents admit that said William W. Watkins resigned his said executorship and that Charles F. Sherrod and Samuel W. Shackelford were appointed administrators with the will, annexed of said Benjamin Sherrod decd.

Respondents state that it is true said Benjamin Sherrod left two sets of children... that Frederick O.A. Sherrod and Samuel W. Sherrod living at the time of the death of said Benjamin Sherrod dec^d Felix A M. Sherrod dec^d Mrs Antoinett Swoope dec^d, both the last named were dead at the time said Benjamin Sherrod departed this life, and were brothers and sister of the whole blood, & children by the first wife of said testator, that Mrs Susan A Shackelford wife of said Samuel W Shackelford, said Charles F. Sherrod and William C. Sherrod are children of said testator by Mrs Talitha Sherrod, the second wife and now the widow of said testator

Respondents state that said Samuel W. Sherrod since the death of the testator, departed this life about the month of November, 1848, leaving two children which are your respondents Henry C. Sherrod and Walter Sherrod, that Mrs. Antonett Swoope left at her death a son named William S Swoope who has departed this life since the death of said testator leaving no child nor the descendants of any child or widow.

That said Felix A M Sherrod left a widow Mrs. Sarah A Sherrod at his death and three children, your respondents Benjamin Sherrod, Francis

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E. Sherrod & Alice C Sherrod, that said Frederick O A Sherrod left at his death a widow, & children as stated in said bills, and these respondents state that they are devisees & legatees under & by virtue of said will as stated

These respondents also insist that under and by virtue of said will of said Benjamin Sherrod dec^d, that they are, with the children of Frederick O. A. Sherrod dec^d entitled to the property given by said will to William S. Swoope dec^d the grand-son of said testator, Benjamin Sherrod dec^d, the said three eldest sons all having departed this life.

Respondents having answered as fully as they are advised it is necessary to answer said bill & pray a decree in accordance with said will, & They will ever pray &c. W^m P. M^cMahan Guarddian ad litem for Repondents James Irvine & L.B. Cooper for Respondents }

Indorsed Filed in my office May 10th 1856 John H Hansell Register.

Order of Court, May term 1856 Order to hold case under advisement 299 Samuel W Shackelford & Charles F. Sherrod administrators &c of Benjamin Sherrod decd vs Benjamin Sherrod^s heirs et. al. } This cause being a difficult one is held for consideration and decree in vacation

Decree final Samuel W. Shackelford & Charles F. Sherrod, adm^{rs} of Benjamin Sherrod vs Benjamin Sherrods heirs & legatees } In vacation as of May term 1856, for 27th District, Northern Division. This cause came on to be heard at the above stated term upon the pleading & proofs and was argued by counsel, and the case being a difficult one was held for consideration and decree in vacation.

The only questions argued by counsel at the

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hearing were 1st Whether the legacy to F.O.A. Sherrod vested at the death of the testator? 2nd Whether the legacy to W^m S. Swoope vested at the same time? and if so, whether the limitation over took effect by his death?

Benjamin Sherrod, the testator, died in February 1847. F.O.A Sherrod in November 1848, before the "division" of the estate of the testator and before the payment of his debts by the executors. W^m S. Swoope died in October 1849

Did the legacy to F.OA Sherrod vest at the death of the testator? In the construction of wills the great object to be ascertained is the intention of the testator, and that intention must always prevail when not inconsistent with the rules of law. It is permissible in construing a will to look at the conditions of the testator's family and the nature & descriptives of her property Travis vs Morris & wife 28 Ala M^cLeod et al. vs M^cDonnell & wife 6 Ala 239

The law too, it is said, favours the vesting of legacies, because it is presumed (the testator?) had in view the interest of the legatee who is the object of the bounty

In this case the testator charges his whole estate with the payment of his debts, and directs that it be kept together by his executors until that object is effected. At the end of the year when the payment of all his debts is completed he directs that his real and personal property of every description, shall be "divided as hereinafter directed" and "upon such division" he proceeds to make various devises & bequests, and among others the one in question to F.O.A Sherrod. From the general conception of the will as well as the particular expressions here used, I am of opinion that it was the intention of the testator that the legacy should vest immediately, but the immediate enjoyment of it was postponed until his debts were paid. The Supreme Court in the case of M^cLemore et al vs M^cLemores adm^r 8 Ala. 690 say that the very term "divisivee" implied an interest in the fund to be divided. That is not as strong a case as the present to show that the testator intended the legacy to vest at his death. See also M^cLeod vs M^cDonnell 6 Ala. 34 324; Savage vs Benham 17 Ala 127.

So it has been held that a devise to a person "after payment of debts" is not contingent until the

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debts are paid, but it is well established that such a devise confers an immediate vested interest, the words of apparent postponement being considered only as creating a charge. 1 Jarman on Wills (Perkins Ed.) top page 630 & note. Applying this rule to the case at bar, it is clear that the testator intended this as well as the other legacies to vest immediately subject only to the payment of his debts, a charge to which they would have been subject, even without any express provision of the will

To these considerations may be added another important one, which is that the testator disposes of his property for a particular purpose, viz, the payment of his debts, until the period at which it is to be divided, and consequently the whole subject corpus is given away, so that the interest given to the legatee may be considered as in the nature of a remainder, and the term "upon" if ordinarily a word of condition, marks only the commencement of the remainder. Guyther vs Taylor, } Iredell 325; Roper on Legacies, 1 Vol. 392 - One strong circumstance distinguishes this from the case of Travis vs Morrison & wife 28 Ala 494 ~ In that case no injustice did or could result by holding the legacies contingent, for neither the legatees or their children were deprived of a participation in the testator's estate, & perfect equality was attained by construing the legacies to be contingent. This was one ground of the decision in that case, and one of the features which the Court says distinguishes the case from that of M^cLemore vs M^cLemore, and others cited in the opinion. But in the case at bar, the grossest injustice would be done the descendants or children of the different legatees in the will by holding that if they died before the payment of the debts of the estate by the executors, that the legacies lapsed. I should be very reluctant to give such a construction to this will, unless compelled by the plain and unambiguous words of the testator, for I cannot well suppose such to have been his intention.

I have therefore come to the conclusion that F. O. A. Sherrod took an absolute vested interest in the property bequeathed to him at the death of the testator.

I have still less doubt that W^m S. Swoope took a vested instead of a contingent interest in the property devised to him. In this bequest there is no intimation of a desire to suspend or postpone ~~the~~ its operation; the language is "I give and bequeathe",

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these words have uniformly been construed to confer an immediate vested interest.

Has the contingency happened which will defeat this vested interest? That condition is the death of W. S. Swoope "leaving a wife but no child". ~~In that event the will provided~~ nor the descendants of any child." In that event the will provides that the wife should take such interest in the estate devised to W. S. Swoope as the law of Alabama would entitle her, and the ballance of said estate is to be divided between the testators three eldest sons. Now William S. Swoope died leaving neither a wife or child, or the descendants of any child

This is a subsequent condition upon the happening of which the estate vested in W. S. Swoope was to be divested, and since such conditions are in defeasance of interests already vested Courts of law and equity are strict in requiring the very event to happen with all its particulars, which is to defeat the interest previously vested. 1 Roper on legacies 618. It is clear that the very event contemplated by the testator upon which the limitation over was to take effect has not happened, nor even an equivalent one. Upon the death of W. S. Swoope his wife was to take such interest as she was entitled to by the law of Alabama. The wife was a person not in esse, and although under some circumstances an estate will wait for a person to come into being, yet here upon the death of W. S. Swoope it was certain that no person answering the description of wife, could ever be in esse to take the remainder, or limitation provided by the will. The testators three eldest sons are to take the ballance of the estate after the wife's portion has been carved out, but there can be no ballance here, for there is no antedecedent estate in the wife. The Court cannot hold that the three eldest sons shall take the whole estate, for that would be making instead of construing the will & the Court could only conjecture that such would have been the intention of the testator, for he has certainly not expressed it. The testator has evidently overlooked an event, which had it occurred to him, he would in all probability have provided against, but the Court cannot

rectify the omission Roper on Leg. 2 Vol. 222. It is almost certain that if the contingency which has arisen, the death of W. S. Swoope leaving neither a wife or child,

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had occurred to the testator, he would have made some disposition of the property given to Swoope, but for some reason the testator made the death of W. S Swoope "leaving a wife but no child or the descendants of any child" The condition upon which his legacy was to be divested, and a limitation over of the "ballance" to his three eldest sons created this contingency has not taken place, and the Court cannot say that the testator meant any other contingency than the one he has chosen to specify, though such omission probably arose from an oversight or mistake. The obvious meaning of words cannot be rejected upon suspicion that the testator did not understand what they meant, or failed from some cause to express his probable intent by proper words. If the testator had foreseen the event which has happened, he would probably have provided for it, but he has unfortunately omitted to do so, and the Court cannot indulge in speculation when no intention how the legacy in question would have been disposed of is manifest from the will.

I have therefore come to the conclusion that the property given to W. S. Swoope vested in him, at the death of the testator, that it has never been divested & passes to his personal representative.

The Register will enter upon the minutes the following decree.

The complainants as administrators with the will annexed of Benjamin Sherrod dec^d having reported that the estate of said deceased is solvent.

It is therefore ordered, adjudged and decreed that the said complainants as such administrators as aforesaid of the estate of said deceased testator deliver to Mrs. Talitha Sherrod (widow of said testator) the property devised and bequeathed to her in said will of said testator, that is to say, all the household and kitchen furniture, carriage and horses named in said will, also the following negro slaves viz: George, Matilda, Jerry, Henry, Susan, Sylla, Drury Richmond, Scuy, Raymond, Sophia, Mary, Hilliard Robinetta, Coleman (carriage driver) Sylva, Coleman, Malvina (the three last children of Tom by Peggy) Catharine, ~~Robinetta Coleman~~ the two last the children of Marinda) and the increase of said slaves since the death of testator, and also the possession of testator's dwelling house, with the out houses attached thereto, the garden, pleasure grounds &c. to be held and enjoyed by he

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according to the provisions of said will of said testator upon receiving a receipt for said slaves & other articles of property to be signed by said Talitha Sherrod

And it is further ordered and decreed that said administrators aforesaid deliver to the family of Felix A. M. Sherrod deceased, (son of testator) who are Mrs Sarah Sherrod (widow of said Felix) &c. Benjamin Sherrod, & Francis E. Sherrod & Alice Clay Sherrod (children of said Felix) the property devised and bequeathed to them in said will, that is to say, the plantation purchased of John P. Hickman, John Glass & others, and known as the Pond Spring plantation, also all the horses mules, cattle, sheep hogs plantation utensils &c which were on said plantation at the time of the death of said testator, together with the increase of said stock since the death of said testator except the part to be contributed therefrom to the plantation to be stocked and furnished for Samuel W. Sherrod's children, as hereinafter directed, and also the following negro slaves viz: Black John & Amy his wife, Tom, Arch Davy, Sandy, Stephen, Sylvia, Emily, Silvina and an infant child (infant children) Kizziah, Millidge, Willis, Charly, Eldad, Louisa, Lewis Aggy, Zach, Kitty Sylla Guy, Susan, Ellen, Simon, Mariah, Andrew, Manuel, Ailsy, Turner, Agnes, Joe Sandy Andrew (son of Harry) Judy, Sherman, Marinda, Malich Edmund,

Betty, Rhoda Vicy Cooper Joe Mary old Jack, Andrew Charity Salona, Jake Irma, Dick (son of Manuel) Lathan Martha Caroline, Delphina Francis Lucy Ann Alfred & Elich and the increase of said slaves since the death of said testator to be held in strict subordination to the provisions of said will, and to be kept together & controlled by said administrators of the estate of said testator under the provisions of said will until a trustee is appointed by this Court to take charge of the property so devised and bequeathed.

And it is further ordered and decreed that said administrators of the estate of said testator deliver to the proper legal representatives of Frederick O.A. Sherrod deceased, the property devised and bequeathed him said Frederick O.A. Sherrod in said will viz: the plantation purchased by said testator of Alldridge and the Joneses about two miles East of Tuscumbia together with any other lands acquired by testator adjoining

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said plantation, after the making of said will, also all the horses, mules, cattle, hogs, sheep, ~~plantation tools~~ waggons, carts, plantation tools of every description upon said plantation at the death of the testator, and the increase of said stock since the death of the testator, except the part to be contributed therefrom to the plantation to be stocked and furnished for Samuel W. Sherrod's children and hereinafter directed, and also the following negro slaves, to wit, Mansfield Lucy, Emily, and two children Dick, Mansfield, Billy Edward Frank, Perrin, Ben, Becky, Alfred, little Harriett, Henson, Marinda, Albert, Daniel, Robert, Almary, Milly, Cynthia Tilla, Clician, Charles Tyler an infant child, Dick (the Blacksmith) Marinda Major, and two small children, Govenor, Polly, Clarissa, Crecy Irma Leah, Lindsay, Mahala and child Lem, Charity and two children William Sophy, and one child ~~Hes~~ Banks, Hester, Dolly, Zack, old Bob. Mary, Mae, Lavina Becky Austin Henderson Mary, Ann Delia, Kizziah, Cyrus and two small children, Jesse, Sam, Harbert and old Clarissa, and the increase of said slaves since the death of said testator.

And it is further ordered and decreed that said administrators aforesaid deliver to William W. Watkins and Samuel W. Shackelford surviving trustees of Samuel. W. Sherrod and his children who are Walter Sherrod and Henry Clay Sherrod, the property devised and bequeathed to them (said trustees) to be kept together for the benefit of said children of said Samuel W. Shackelford now deceased, under the provisions of said will to wit, the following negro slaves, Abram M Nelly, Elvira, Airy Isbell, George, Eliza, Jim Brinkly, Phillis, Edy, Judge Delia, Letty, Guy, Mary, Nancy, Abram, Robert Missouri, Susan, Lethia, Ann, Howard Abe, Ciy Fanny, Felix, Lightfoot, Lewis, Leny, Major, Airy, Rose, Wiley, old Easter, Wyatt Margaret & two children, Jake Mariah, Rose, Bradford, Jacob, Caroline Nelson, Louisa and two children, Milly, Henrietta Edmond, Sophy and one child, Caffy, Robert, Ann, Kitty Jim, Horace, Cely, Stephen, John, Spencer Charles and Sylvester, and increase of said negro slaves, since the death of said testator; and the said administrators of said estate of said testator, shall stock & furnish the plantation, by them purchased for the use of said children of said Samuel W. Sherrod as required in said will, with horses, mules, cattle hogs and sheep, and furnish it with all necessary

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plantation tools & implements and one years provisions & provendor by a proportional contribution from all the other plantations devised by testator, in the said will, and if said trustees refuse to recover the same, and execute said. trust, then said administrators aforesaid, shall hold said slaves & stock aforesaid and manage the same under the provisions of said will until a trustee for the estate of said children is appointed by this Court to receive the same.

And it is further ordered and decreed that the said administrators of the estate of said testator deliver to William W. Watkins and Richard Jones surviving trustees of Mrs Susan A. Shackelford, wife of said complainant (said Samuel W.Shackelford) and if said trustees refuse to receive the same, then to a trustee to be appointed by this

Court, the property devised and bequeathed in said will in trust for said Susan A. Shackelford, that is to say the plantation lying in Lawrence County. South West of Courtland, containing two thousand acres of land, Known by the name of the "Hard Bargain plantation", together with all the stock of horses, mules, cattle, hogs & sheep, and all the plantation utensils that were on said plantation at the time of testators death, and the increase of said stock since the testators death, except the part to be contributed therefrom to the plantation to be stocked and furnished for Sam^l W. Sherrod^s children, as hereinbefore directed in accordance with the provisions of said will, and also one third part according to value of the following negro slaves viz: Eve, Lucinda, Clarrissa, Delphy, Julianna, James, Jane Violet Charles, Issac, Anderson, Aggy, Polly Ann infant child of Violet, Daniel, Daphney, Nick, Peggy, Daniel, Moses, Betsy, Amanda, Ellen, Salona Mary, Josephus, Kitty Louisa, Burly, Solomon Anna, Absolam, Letty, Augustine, Bartley, Richland, Charity, Lewis, Octavius, Grace, Caroline, Nelson, Campbell, John, Betsy, Jane, Davy, Peter Rose, Gilbert, Sally, Nancy, Peyton, Fields, Coleman, Frances, Billy, Sarah, George, William Eliza, Frank Phebe, Delphy, Scott Archy, Esther, Susanna, Seely, Peggy, Irish Lucy, Ben, George Delphy, Joe, Shadrack, Rachael Jimmy, Squire, Amanda, Marinda, Amy, Richmond, Airy, Jane & Henry, (the three last orphan children of Leah) Lawrence Agnes, Mary, Harry, Lucinda, Jack, Jimmy John, Levi, Emily Eveline, Henry, child of Emily, Tom, Peter Lily,

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Grannmar Dolly, Amy, Ben Easter, Margaret Jim, Melvina, Big Phil, Penny, Minerva Agness, Zach, Page, Ransom, Malinda, Paulinda, Martha, John Churchwell Eliza, Peggy Lewis, Ralph, Dianna, Isham, Lydia, Virginia Hannah, Spencer, Walker, Jackson Caesar, Mariah, Melissa, Eveline, Big Mose, Peter, Chany, Ailsy Charity, Fred, Kiz, Martha, Nancy, Byron, Rutha, Frank, Randall, Celia, Yellow John, Matilda, America & child, Landon Scipio, Isaac, Charlotte Quash, Sely, Ellen, Mark, Otho, Achilles, Alice, Jim (the weaver) Phil, Grace, Franky, Tempy, Rachael, Amanda, Doctor Betsy Bill (weaver) Mariah, Amagine, Milton, Harritt, Virginia Ann, & Katharine, and the increase of said slaves just above said, since the death of testator to be held by them under the provisions, limitations & restrictions contained in said will.

And it is further ordered and decreed that the said administrator of the estate of said testator, deliver to William C. Sherrod (son of testator) the property devised and bequeathed to him in said will, that is to say, the plantation and land on which testator on the 20th day of January, 1847, lying on the West side of Spring Creek, commencing in the center of the West fork of said creek, where the testator's South line crosses the same, the center of said Creek to be the line between the lands of said William C. Sherrod and Charles F. Sherrod, so far as testator's lands extend thereon, also one undivided half of the island in the Tennessee River, called Cow Island, & the Island lying North of, and near the lower end of Cow Island, containing about fifty acres, and also one half of the stock of horses, mules, cattle, sheep & hogs & plantation utensils on said plantation, at the time of the death of testator, with the increase of said stock since the time of the death of the said testator, except the part to be contributed therefrom to the plantation to be stocked for Samuel W. Sherrod's children as hereinbefore directed, and also one third part according to the value, of the negro slaves and thier increase, which are named in the foregoing bequest in trust for the benefit of said Susan A. Shackelford, said property real and personal to be held by him subject to the provisions of said will, in favour of Mrs. Talitha Sherrod (widow of testator.)

And it is further ordered and decreed that said administrators of the estate of said testator, deliver to Charles F. Sherrod (son of testator) the property devised and bequeathed to him in said will, that is to say, all of the lands on the plantation on which said testator resided, on the 20th day of January, 1847.

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lying on the East side of Spring Creek, a line along which the the center of said Creek is to be the boundary between the lands of said Charles F. Sherrod & said William C. Sherrod, & also one undivided half of said Island Known as Cow Island, and the other said Island lying near it, containing about fifty acres, in said Tennessee River, also one half of all the horses, mules, cattle hogs and sheep, and plantation utensils on said Home plantation at the time of said testator's death, and the increase of said stock since testator's death, except the part to be contributed therefrom to the plantation to be stocked & furnished for Samuel W. Sherrod's children as hereinbefore directed, according to the provisions of said will, & also one third part according to value of the negro slaves and thier increase, named in the trust created by said will for the benefit of the said Susan A. Shackelford, to be held by him subject to the provisions of said will, in favour of Mrs. Talitha Sherrod (widow of testator)

And it is further ordered and decreed that in the division of said negro slaves named in the bequest to Mrs Susan A. Shackelford, between said Mrs. Susan A. Shackelford, & said William C Sherrod, & said Charles F. Sherrod as mentioned in said will, the following slaves shall be included in the lot assigned to said Susan A. Shackelford, that is to say, Weaver Jim, Harriett, Martha, and thier children, & the increase of said slaves since the death of said testator.

And it is furthermore ordered and decreed that said administrators of the estate of said testator deliver to Samuel Goode Watkins the property bequeathed to him in said Will, viz. the following negro slaves that is to say, Eli & Alexis, sons of Cooper Joe and Mary.

And it is further ordered, adjudged & decreed that said administrators of said estate deliver to Jacob K. Swoope, administrator of the estate of William S. Swoope, the property bequeathed to said William S. Swoope in said will viz: the following negro slaves, Washington, Dorcas, Jinny & child, Phereby, Joshua, Anthony, Nelson, Polly, Francis, Ellis Davy, Emiline, Cyrus Julianna, Martin, Frank Pat, Peter, Letty Dennis, Netty, Allen, Mary, and her three children (Clay's) Fanny, Aaron Caroline, Milly Amelia, Caladonia, Mason, Horton, Caroline, Sherman Ily , Fanny, Bedford Ritter, Loretta, Elizabeth and child, Joe Sucky, Patsy and two children & Rose

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& the increase of said slaves, since the death of testator & also the set of sterling plate bequeathed to said William S. Swoope.

It is further ordered adjudged and decreed that the Register of this Court ascertain and report to the next term, who are the next of kin and legal heirs of the testator & thier ages and place of residence, if any of them are minors, whether they have guardians, if any have died since the death of testator, who are thier descendants and legal representatives. The Register shall further ascertain and report what property belongs to the estate of said Benjamin Sherrod deceased, undisposed of by his said will, & whether the said property can be equally & beneficially divided among said distributees without a sale of said property is necessary for a division or would be most to the interest of said distributees.

It is further ordered & decreed that the Register proceed to state an account with William W. Watkins, former executor of the said Benjamin Sherrod deceased, & said estate, in which he will charge him with all the effects which have come to his hands & which he is by law chargeable, and credit him for all proper vouchers, expenses & allowances.

It is further ordered that the Register proceed to state like account with the complainants, adm^{rs} de bonis non of said estate, in doing which he shall ascertain and report, what would be a suitable allowance to them for their time, labour, expenses & costs in managing said estate, also what would be a reasonable compensation for attorneys' fees in this suit, or in any other suits in which they may have been concerned as administrators and also for advice in the management of said estate.

It is further ordered and decreed, that if any of the trustees appointed by the will of said estator, refuse to accept the trust, the Register shall ascertain and report who are suitable persons to be appointed trustees in thier place.

It is further ordered that in stating said reference, the Register shall report any special facts, which any of the parties to this suit may desire. He may examine any of said parties on oath, may take testimony orally or by deposition, & use that already on file.

It is further ordered that the Register report his action in the premises to the next term of the Court.

It is further ordered that complainants also

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report thier action under this decree to the next term

All further questions are reserved for the further consideration of the Court. John Foster Chancellor Augt 21st 1856

Appeal Bond The State of Alabama Lawrence County S.S. } Northern Chancery Division 27th District Whereas Owen O. Nelson, guardian for John B. Sherrod, Frederick Sherrod, Felix Sherrod and Benjamin Sherrod, minor children of Frederick O. A Sherrod deceased, and William P. M^cMahan guardian for Henry C. Sherrod and Walter Sherrod, minor children of Samuel Sherrod dec^d, and also as guardian for Benjamin Sherrod Francis E. Sherrod and Alice C. Sherrod, minor children of Felix A M Sherrod dec^d, have applied for and obtained an appeal in the names of all the respondents returnable to the next term of the Supreme Court of the State of Alabama, in a certain suit heretofore pending and determined in the Chancery Court of the 27th District Northern Chancery Division of the State of Alabama. The case being difficult, the Court took the same under advisement at the term of said Chancery Court holden on the 2nd Monday in May, 1856, & ordered the decree in said case in vacation on the 21st day of August, 1856, wherein Samuel W. Shackelford and Charles F Sherrod, administrators &c with the will annexed of Benjamin Sherrod decd. are complainants, and the said John B. Sherrod Frederick Sherrod, Felix Sherrod and Benjamin Sherrod by thier guardian ad litem Owen O. Nelson, & the said Henry C Sherrod & Walter Sherrod by thier guardian ad litem William P. M^cMahan, and Benjamin Sherrod, Francis E. Sherrod and Alice C Sherrod by thier guardian ad litem William P. M^cMahan, Talitha Sherrod, Owen O Nelson, administrator de bonis non of the estate of Frederick O A Sherrod, William Eubank Sheriff of said County of Lawrence & ex officio Samuel W. Sherrod dec^d, Jacob K. Swoope administrator de bonis non of the estate of William S. Swoope dec^d, William C. Sherrod, Susan A. Shackelford, Samuel G. Watkins & William W. Watkins & Richard Louis as trustees of the estate

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advised to Susan A. Shackelford and Samuel W. Shackelford and William W. Watkins trustees of the estate devised &c to Samuel W. Sherrod and his children, and Sarah A Sherrod and Ann Sherrod are respondents.

Now we Owen O Nelson, guardian as aforesaid and William P M^cMahan guardian as aforesaid as principals and Arthur A. Acklen and Oakley H. Bynum as securities, acknowledge ourselves held and firmly bound unto the complainants in said cause for the costs of said appeal.

Given under out hands and seals this 24th day of March 1857 Owen O. Nelson gardian {seal} W. P M^cMahan guardian {seal} A. A. Acklen {seal} O H. Bynum {seal} Approved March 30th 1857 John H Hansell Register }

M^cMahan's Bond to Supersede The State of Alabama Lawrence County S.S. Know all men by these presents that William P. M^cMahan guardian for Henry C. Sherrod & Walter Sherrod, minor children of Samuel W.

Sherrod dec^d and guardian for Benjamin Sherrod, Francis E. Sherrod & Alice C. Sherrod, minor children of Felix A M. Sherrod dec^d as principal, and Oakley H. Bynum, William A. M^cDonald & David J. Cannon as securities are held and firmly bound unto Samuel W. Shackelford and Charles F. Sherrod administrators &c with the will annexed of Benjamin Sherrod dec^d in the sum of thirty two thousand dollars, for the true payment whereof we bind ourselves, our heirs, executors & administrators, firmly by these presents, sealed with our seals, and dated this 24th day of March, 1857.

The conditions of the above obligation is such that whereas the above bounden William P. M^cMahan guardian as aforesaid and Owen O. Nelson, guardian &c. applied for and obtained an appeal on the 24th day of March 1857, in the names of all the defendants, in a suit heretofore pending and determined in the Chancery Court for the 27th District, Northern Chancery Division of the State of Alabama, the case being difficult the Court took the same under advisement at the term of said Chancery Court held on the 2nd Monday in May 1856, and rendered the decree in said case in vacation on the 21st day of August, 1856, wherein Samuel W. Shackelford and Charles F. Sherrod administrators &c with the will annexed

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of Benjamin Sherrod dec^d are complainants and the said Henry C. Sherrod and Walter Sherrod, minor children of Samuel W. Sherrod dec^d by thier guardian ad litem William P. M^cMahan, and the said Benjamin Sherrod, Francis E. Sherrod, and Alice C. Sherrod children of Felix A M. Sherrod dec^d by thier guardian ad litem William P. M^cMahan, and John B Sherrod, Frederick Sherrod, Felix Sherrod, and Benjamin Sherrod minor children of Frederick O A. Sherrod decd by thier guardian ad litem Owen O. Nelson, and Talitha Sherrod, Owen O. Nelson, administrator de bonis non of Frederick O.A. Sherrod dec^d William Eubank, Sheriff of said County of Lawrence and ex officio administrator de bonis non of the estate of Samuel W. Sherrod dec^d, Jacob R. Swoope, administrator de bonis non of the estate of William S. Swoope dec^d William C. Sherrod, Susan A. Shackelford, Samuel G. Watkins, & William W. Watkins and Richard Jones, as trustees of the estate devised & bequeathed to Susan A. Shackelford, and Samuel W. Shackelford and William W. Watkins, trustees of the estate devised and bequeathed to Samuel W. Sherrod and his children, and Sarah A. Sherrod, and Ann Sherrod are defendants -

And whereas said William P. M^cMahan as guardian as aforesaid has in his possession the following negro slaves, which were bequeathed to William S. Swoope dec^d by the will of said Benjamin Sherrod dec^d, to wit, as guardian of Henry & Walter Sherrod, Bedford age 40 years, Cyrus 29 years, Ritta 32 years, Tornnette 17 years Elizabeth 12 years, Wilburn 10 years Letty 8 years, Governor 5 years, and as guardian for Benjamin Francis E. and Alice C, Sherrod, Peter Blue aged 51 years, Dennis 31 years, Letty 57 years, Fanny 44 years, Caroline 18 years, Milly 17 years, & her infant 6 months old, Parmelia 16 years, Mason 12 years, Ziller 8 years, William 5 years, Isadora 3 years & Alice 6 months old, all in last lot (except infant child of Milly) being children of Fanny, of those mentioned after name, Aaron a child of Fanny^s, having died in March, 1855 at 16 years of age, was of same lot, which are of the estimated value of sixteen thousand dollars ~ And whereas the said William P. M^cMahan guardian as aforesaid is desirous that the execution of said decree should be superseded

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so far as relates to the negro slaves in his possession as aforesaid

Now if the said William P M^cMahan guardian as aforesaid shall have the said negro slaves forthcoming and ready to abide the judgement or decree of the Supreme Court of said State of Alabama in said case, then the above obligation shall be said ~ Otherwise to remain in full force and virtue. WP. M^cMahan {seal} O.H. Bynum

{seal} W.A. McDonald {seal} D.J. Cannon {seal} Teste John M. Swoope } Approved March 30 1857 } John H. Hansell Register

Nelson's Supersedeas Bond The State of Alabama Lawrence County SS } Know all men by these presents that we Owen O. Nelson, guardian of John B. Sherrod, Frederick Sherrod, Felix Sherrod and Benjamin Sherrod, minor children of Frederick O. A. Sherrod decd as principal, and A. M Barclay and F. W. Bynum as securities are held and firmly bound unto Samuel W Shackelford and Charles F. Sherrod administrators &c. with the will annexed of Benjamin Sherrod decd, in the sum of sixteen thousand dollars, for the true payment whereof we bind ourselves, our heirs, executors and administrators firmly by these presents sealed with our seals and dated this 24th day of March 1857.

The conditions of the above obligation i such that whereas the above bouden Owen O. Nelson guardian as aforesaid, and William P. M^cMahan guardian &C. applied for and obtained an appeal on the 24th day of March 1857, in the names of all the respondents in a certain suit heretofore pending and determined in the Chancery Court for the 27th District, Nothern Chancery Division of the State of Alabama, the case being difficult the Court took the same under advisement at the term of said Chancery Court held on the 2nd Monday in May 1856, and rendered the decree in said case in vacation on the 21st day of August, 1856, wherein Samuel W. Shackelford and Charles F. Sherrod administrators &c. with the will annexed of Benjamin Sherrod decd are

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complainants and the said John B. Sherrod, Frederick Sherrod, Felix Sherrod and Benjamin Sherrod minor children of Frederick O. A Sherrod decd by thier guardian ad litem Owen O. Nelson, and Henry C. Sherrod and Walter Sherrod, minor children of Samuel W. Sherrod decd by thier guardian ad litem, William P. M^cMahan, and Benjamin Sherrod, Francis E. Sherrod and Alice C. Sherrod minor children of Felix A. M. Sherrod decd, by thier guardian ad litem William P. M^cMahan and Talitha Sherrod, Owen O Nelson, administrator de bonis non of Frederick O. A. Sherrod dec^d, William Eubank, Sheriff of said County of Lawrence and ex officio administrator de bonis non of the estate of Samuel W. Sherrod decd, Jacob K Swoope administrator de bonis non of the estate of William S. Swoope dec^d, William C. Sherrod, Susan A. Shackelford, Samuel G. Watkins and William W. Watkins and Richard Jones, as trustees of the estate devised and bequeathed to Susan A. Shackelford and Samuel W. Shackelford and William W. Watkins trustees of the estate devised and bequeathed to Samuel W. Sherrod and his children and Sarah A. Sherrod and Ann Sherrod are defendants ~ And whereas said Owen O. Nelson as guardian aforesaid has in his possession the following negro slaves, which were bequesthed to William S. Swoope dec^d by the will of said Benjamin Sherrod dec^d to wit, Washington a negro man aged about 60 years, Darcus a negro woman aged about 55 years Faby a woman aged about 27 years, Willy son of Faby aged about 7 years, Hardy son of Faby aged about 5 years, Felix, son of Faby aged about eighteen months, and Faby's infant child not named, Anthony a man about 24 years, Polly a girl aged about 17 years, Nelson a boy aged about 15 years and Ellis a boy aged about 13 years, which are of the estimated value of eight thousand dollars. And whereas the said Owen O. Nelson guardian as aforesaid is desirous that the execution of said decree should be superseded so far as relates to the negro slaves in his possession as aforesaid

Now if the said Owen O. Nelson guardian as foresaid shall have the said negro slaves forthcoming and ready to abide the judgement or decree of the Supreme Court of said State of Alabama in said case, then the above obligations shall be void ~