

Johnson, Nicholas, Col. - estate

Orphans 1832

Container 172
Folder 64

Smith, Morgan
Talliaferro, Louis B. > admrs.
Abrose, Walter

Gregg, John - guardian

Alabama, Wills and Probate Records, 1753-1999 for Nicholas Johnson

Record Index

Name: Nicholas Johnson
Gender:
Age:
Residence Date:
Residence Place:
Relationship:
Probate Date: 1832
Probate Place: Lawrence, Alabama, USA
Inferred Death Year: Abt 1832
Inferred Death Place: Alabama, USA
Case Number:
Item Description: Court Records, Box 172,
Folder 17, Shuffield, W - Box
173, Folder 76, Garner, B Vs
Byler, J

Source Information

Record Url: <http://search.ancestry.com/cgi-bin/sse.dll?indiv=1&db=USProbateAL&h=9434287>

Source Information: Ancestry.com. *Alabama, Wills and Probate Records, 1753-1999* [database on-line]. Provo, UT, USA: Ancestry.com Operations, Inc., 2015.
Original data: Alabama County, District and Probate Courts.

STAINED DOCUMENT

Smearred Ink

5.
 receipt of Dock Shufford receiver of
 the land office of the state of Alabama
 at Huntsville to A. L. Garner dated 21st
 of April 1830 for the sum of one hundred
 & eight dollars & 27 cents being payment of
 the purchase money on the E 1/2 N. E. 1/4
 of Section 30 township 7 Range 6 West
 assigned to said intestate by said Garner
 on the 31st of May 1830 That all of the
 agreed to each or parcels of land are situated in the
 That only first & second intestates are
 the above mentioned minute tracts or por-
 tions of land, having been paid as before
 specified, it is now for the interest of the
 estate of their intestate estate to sell the
 inclosed tells them to perfect their lay
 final payments of instalments there in
 due

That the agreed real estate of their
 intestate cannot ~~be~~ ~~divided~~ ~~amongst~~ ~~the~~
 to be equally divided among the heirs of said
 intestate, without a sale of ~~the~~ ~~estate~~ -

That there are seven shares of said es-
 tate, to be divided & distributed amongst
 persons herein after described by virtue
 their written agreement, ~~the~~ ~~same~~ ~~are~~ ~~share~~ ~~to~~
 Mrs Ann Johnson ~~and~~ ~~her~~ ~~share~~ ~~of~~ ~~said~~ ~~es-
 tate~~ ~~in~~ ~~fee~~ ~~in~~ ~~lieu~~ ~~of~~ ~~her~~ ~~share~~ - the other
 six shares in fee to wit one share to ~~James~~
 wife of your petitioner Morgan Smith - one
 other share to ~~the~~ ~~wife~~ ~~of~~ ~~your~~ ~~pe-
 titioner~~ ~~Louis~~ ~~B.~~ ~~Talbott~~ - and a third
 share to ~~Frederick~~ ~~Smith~~ ~~his~~ ~~sister~~
 wife of James Gilman said ~~and~~ ~~Fre-
 derick~~ ~~being~~ ~~grand~~ ~~children~~ ~~of~~ ~~said~~ ~~intestate~~

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 titioner Lewis B. Talbott - and a third
~~share~~ ~~to~~ ~~Frederick~~ ~~Davidson~~ ~~his~~ ~~sister~~
 wife of James Gilman said ~~and~~ ~~Fred-~~
 icky being grand children of said intestate

STAINED DOCUMENT

their mother ^{Jordan} daughter of the in-
terstate being dead, - one other share to
daughter of said interstate wife of George O.
Gilman - one other share to Edwin John-
son minor son of interstate & ward of George
O. Gilman - & one other share to Thomas,
Julia, Lucy E, Nicholas & Gabriella Gilman
grand children of said interstate, their moth-
er Lucy late wife of Peter Gilman & daughter
of interstate being dead - James Gilman being
guardian of said Thomas, Julia, Lucy E.
& Nicholas & Gabriella Gilman infants

That your petitioners for their wives, said
James Gilman for his wife, & wards Frederick
^{Thomas, Julia, Lucy E. Nicholas & Gabriella Gilman}
Jordan, George O. Gilman for his said wife
& his said ward Edwin Johnson, & the said
Edwin Johnson, have consented, and still willing
& anxious to have effected a sale of all afore-
said real estate on such terms as may
seem most to your Honor, proposition to be
delivered on the first day of January 1853
which is prayer of your petitioners & ~~their~~
~~their~~ duty bound they will now pray &c. &c.

Morgan Smith & Lewis B.
Tulliffers administrators
of the estate of Nicholas
Johnson deceased
By their attos. Mitchell & Smith

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7.

John Gregg appointed as guardian ad litem
of minors, appeared in foregoing petitions, to
wit Edwin Johnson, Frederick Jordan,
Thomas, Julia, Lucy E., Nicholas & Gabri-
^{to assist the said}
ella Gilmer, denies all the allegations con-
tained in same & requires proof.

John Gregg

[Faint, illegible handwritten text, possibly bleed-through from the reverse side of the page.]

STAINED DOCUMENT

1562.

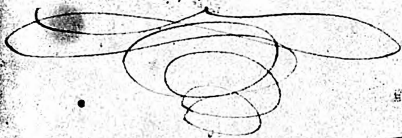
Petition to sell
real estate of Real.

St. John an c. 2

By M. Smith &

L. B. Talliappero

his attors. —



Recorded in Book

in pages 69. 70. 71. 72

73. 74. 75. 76 & 77

and examined.

John Gregg clerk

1562
M. Smith & L. B. Talliappero

INTENTIONAL RETAKE

STAINED DOCUMENT

1562.

Petition to sell
real estate of dead.

of John an iii. 3

By M. Smith &

L. B. Tallaffero

his attors. —

Recorded in Book
D pages 69. 70. 71. 72
73. 74. 75. 76 & 77
and examined.
John Gregg clerk

all. John H. for pub. com

INTENTIONAL RETAKE

STAINED DOCUMENT

1562.

Petition to sell
real estate of real.
of John an etc.
By M. Smith &
L. B. Talliaferro
his attors.

Recorded in Book
of pages 69. 70. 71. 72
73. 74. 75. 76 & 77
and examined.
John Gregg clerk

all. John H. Talliaferro

STAINED DOCUMENT

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STATE OF ALABAMA, }
LAWRENCE COUNTY, }

To any Justice of the

Peace for the county of Lawrence in the State of Alabama
Greeting:

Know ye that we in confidence of your prudence and fidelity do hereby com-
mission, authorize, and require, you, or any of you, to call and cause to come
before you, at the ~~house of~~
in the county of ~~and state of~~
~~aforsaid on the~~ day of ~~1832~~

Ambrose Hester

and him after being first duly qualified diligently examine touching
his knowledge respecting the matters in difference between the
~~parties in a suit now pending in the~~ Court of Lawrence County

~~aforsaid wherein~~ *John Guss* a ~~plaintiff~~ *vs* ~~the estate~~
of Nicholas Guss and dec'd? exhibited ~~pleared~~
the County Court of Lawrence County State of Ala-
bania at the January Term 1832 to which said par-
ties are then in arrears -
~~plaintiff and~~

defendant in behalf of the ~~and his~~
examination so taken ~~from~~ under your hands and seals, send certified to the
Judge of our ~~County~~ ^{1 County} Court ~~to be holden~~ for Lawrence County

aforsaid, at the Court House in the Town of Moulton ~~on the~~ *now in session*
~~Monday in~~ *the* ~~month of~~ *January* Witness ~~John Guss~~ *John Guss* Clerk of our
said Court at Office the ~~18th~~ *18th* day of ~~January~~ *January* 1832 and of America
Independence the fifty ~~sixth~~ *sixth* year.

ISSUED *18th* DAY OF *January* 1832

TEST

John Guss
John Guss

CLERK, C. C.

STAINED DOCUMENT

State of Alabama }
 Lawrence county ss. } pursuant to this com-
 I have caused to be read before me at my office mission to me directed
 in the town of Hamilton Andrew R. Hunter and in the town of Hamilton
 the 18th day of January 1832 who after being by me duly sworn to speak the truth the whole
 truth & nothing but the truth touching the allega-
 tions in the petition of Morgan Smith & Lewis
 B. Taliaferro administrators of the estate of John
 do? to sell the real estate of said decedent to
 which is this to-wit: - to-wit: that
 from his knowledge of the situation of the lands
 described in said petitions - particularly from
 the fact of the scarcity of water on said
 there being but two springs on the same place
 that consists of from 3000 to 3500 acres
 there, at the particular locations on said lands
 that said lands described in said pe-
 titions cannot be so equally fairly & benefi-
 cially divided without as by a sale of the same
 that to best of my knowledge & belief
 that it would be promotion of a fair & equal
 division of the same & the interest of those in-
 terested in said lands to have them sold

Sworn to & subscribed
 before me this day & date
 first above written,
 C. M. Donald, J. P.

A. R. Hunter