

Marengo, Alabama
Misc. Probate Records Vol. 1
FHL Microfilm #1,673,479
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Estate of Thomas Bailey dec^d Final Record
The State Of Alabama Marengo County special Orphans Court held for said county on the 20th day of January 1848. Hon. J.A. Young presiding.

Minute Entry

Estate of
Thos. Bailey Dec^d

At this day came Gray B. Jones and applied to the court for letters of Administration upon the Estate of Thomas Bailey late of Marengo County dec^d and having filed in court his bond as Admr in the sum of Five Thousand Dollars with Henry W. Hatch and Mary Bailey as his securities. It is ordered by the Court that said Bond be approved and that letters of Administration issued to him accordingly. It is further ordered by the court that John B. Bruce, James S Morgan, O.D. Thomason, Lytle Powell and J.W. Northrup be and they are hereby appointed appraisers to appraise the personal property of said Estate according to law and return of the same to this court and it is further ordered by the Court that said Administrator be authorized to sell the cotton crop of said estate privately.

James A. Young, Judge &c

Bond

The State of Alabama
Marengo County

Know all men by these presents that we Gray B. Jones, Henry W. Hatch and are held and firmly bound unto James A. Young Esq Judge of the orphans Court for the County of Marengo and to his successors in office in the sum of Five Thousand Dollars to the payment of which will and truly to be made we bind ourselves, our heirs, executors and administrators, jointly and severally, firmly by these presents. Sealed with our seals and dated the 28th day of January in the year one thousand eight hundred and forty eight-

The condition of the above obligation such that whereas the above bound Gray B. Jones has this day been duly appointed administrator of the goods and chattels rights and credits of Thomas Bailey late of Marengo Co. deceased: Now if the said Gray B. Jones shall and do well and truly perform all the duties which are of may be by law, required of him as such adminstrator- then the above obligation to be void; otherwise to remain in full force. In presence of

Gray B. Jones (SEAL)

H. W. Hatch (SEAL)

Mary Bailey (SEAL)

The State of Alabama Marengo County Special Orphans court held for County on the 2nd day of February AD 1848 Hon. Jas. A. Young Judge presiding.

Minute Entry

Estate of
Thos Bailey Dec^d

At this day came Gray B. Jones Administrator of the Estate of Thomas Bailey decd and filed in court an inventory and appraisement and list of notes due said Estate which are received by the court and ordered to be entered of Record and ~~the perishable property~~ It is further ordered by the court that said administrator be authorized to sell the perishable property belonging to said estate at public auction upon giving the notice required by law and make return thereof to this court.
James A. Young Judge &C

Inventory & Appraisalment

1 yoke oxen	20.00
2 cows & calves	18.00
1 Heifer	9.00
1 Horse	45.00
1 Mare	60.00
1 Head of Hogs	20.00
	10.00
	100.00
3 stacks of fodder	18.00
1 " " "	3.00
1 lot ploughs & gear?	9.00
1 cart	10.00
3 axes	2.00
	1.50
	1.50
1 saddle	5.00
1 lot cooking utensils	7.75
1 Loom	8.00
1 Wheel & ??	
1 Lot Coopers ?	1.00
1 coffee mill	.50
1 clock	2.00
1 lot books	4.00
1 pr andirons	1.25
1 lot crocking ware	5.00
Chairs & Table	5.00
3 Beds & Bed furniture	40.00
2 trunks	1.00
1 Rifle & shot bag	10.00
2 tin pans	1.00
<u> ?</u> Pork & Lard	100.50
12 Bush rice	6.00
4 bee hives	6.00

1 lot potatoes	5.00
1 negro girl	550.00
1 negro boy	750.00
1 lot coffee	4.00
	\$1,844.50 [note I am 50 cents off]

We certify this a just & correct appraisement of the goods and chattels of Thomas Bailey decd as shown us by Gray B. Jones his administrator 2d February 1848. Jno. B. Bruce, L. Powell, A.D. Thomason apprs-

I certify that L. Powell, A.D. Thomason and J.B. Bruce this day appraised before me and were duly sworn to appraise the goods and chattels of Thos Bailey decd 2 February 1848.

G.B. Jones

A list of notes & accounts belonging to the estate of Thomas Bailey decd Feby 3rd 1848. One note on Wm. G. Balch date May the 4th 1847 and payable one day after date for \$12.15. One on G.B. Jones dated January 8 1847 for \$18.28 due one day after date credit on the same of \$11. Sept 4th 1847 & another sum \$7.43 Sept 25 1847. leaving a balance due of .85 cts. One note on John W. Hill due Jany 1st 1848 \$21.07. One note on A.N. Wright dated Jany 6th 1846 due one day after date credit on the same \$3.00 Oct 1846 yet due \$8.18 = Amount \$42.25

Orphans Court held on the second Monday and 11th day of September AD 1848. Honorable James A. Young Judge presiding

Minute Entry

State of Alabama

Marengo County

Estate of Thomas Bailey Decd

At this day came Gray B. Jones administrator of the Estate of Thomas Bailey decd and filed in Court his petition alleging that it would be more advantageous to the heirs and distributes of said Estate to have the land and real estate sold to pay off the debts of said estate than the personal property and praying the court to grant a decree for the sale of the same accordingly. Whereupon it is ordered by the court that the second Monday in October next be set for the hearing of said petition that notice thereof be given to the heirs & distributes of said Estate who are of full age to appear at that time and show causes why said petition not be granted and that S.Y. Newton Esq be appointed Ad Litem¹ for the minor heirs of said deceased as set forth and named in said

¹ Guardian Ad Litem legal definition of Guardian Ad Litem (<http://legal-dictionary.thefreedictionary.com>; accessed 19 September 2011.) Guardians are adults who are legally responsible for protecting the well-being and interests of their ward, who is usually a minor. A guardian ad litem is a unique type of guardian in a relationship that has been created by a court order only for the duration of a legal action. Courts appoint these special representatives for infants, minors, and mentally incompetent persons, all of whom generally need help protecting their rights in court. Such court-appointed guardians figure in divorces, child neglect and abuse cases, paternity suits, contested inheritances, and so forth, and are usually attorneys.

petition to defend their interest in the matter of said petition and that said administrator have leave to take out a commission to take testimony in support of the allegations of this petition.

James A. Young Judge & C

C/O Ad Litem

The State of Alabama

Marengo County

To any sheriff of the State of Alabama a greeting. You are hereby commanded to make known to the Salem Y. Newton Guardian ad litem for the minor heirs of the Estate of Thomas Bailey deceased that what Mary Bailey & Gray B. Jones adm of said Thomas Bailey decd by their attorneys has filed in our Orphans court of said county written Interrogatories to be ___?___ to John W. Hill & James S. Morgan the answers to them when taken and ___?___ to writing are to read in evidence the trial of the cause now pending in said court upon the petition of said administrator to sell certain real estate of which said deceased seized and possessed and further that at the expiration of ten days from the service of this ___?___ a commission will be issued to take the testimony of said witness. ___?___ Interrogatories and such cross at the above ___?___. He may file within that time a copy of which said Interrogatories here with accompanying and a copy of this notice you will leave with the said Salem Y Newton and forth with return this notice with your endorsement thereon. Witness Thomas J. Woolf Clerk of the County Court of said county at office in Linden this 15th day of September 1848.

Thomsa J. Woolf clk

Notice to Gd ad Litem

Orphans Court Sept Term 1848. To Salem Y, Newton Esq. You are hereby notified that by order of the Hon James A. Young Judge of said court at a court held at Linden on the 11th day of September 1848 for the County of Marengo and State of Alabama, you were appointed Gd as Litem to defend the interest of James Bailey, Rebecca Bailey, William Bailey, Lucinda Bailey, George Bailey, Margaret Bailey, and Joseph Bailey minor heirs of Thomas Bailey deceased in a certain case wherein Mary Bailey & Gray B. Jones hath filed their petition for a sale of certain Real Estate belonging to the Estate of said deceased which petition or bill you are now required to answer according to law. Witness Thomas J. Woolf Clerk of said court at office this 13th day of September 1848.

Thomas J. Woolf Clerk

Orphans Court held on the 9th day of October AD 1848 Hon. J. A. Young presiding

Minute Entry

The State of Alabama

Marengo County

Estate of Thos Bailey Decd

At this day came on to be heard the petition of Gray B. Jones administrator of the estate of Thos Bailey deceased for an order to sell the real estate of said deceased to pay off the debts of said estate instead of said personal property for that purpose and it appearing to the court that the heirs and distributes of said deceased of full age have had legal notice of the time appointed for

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Kari Montagriff : P.O. Box 2081 : Pagosa Springs, CO 81147

the hearing of said petition and no person appearing to object to the same and S.Y. Newton Esq Guardian ad litem for said minors named in said petition having filed his answer denying the allegations contained in the same and it appearing to the court that all the material allegations contained in said petition ~~be granted~~ are fully sustained by legal proof. It is therefore considered ordered and decreed by the court this said petition be granted and that said administrator be and he is hereby authorized to sell said real estate at public auction to the highest bidder on a credit of twelve months after advertising the time & place of sale as required by the statutes in such case made and provided and make a report of said sale to this court within sixty days from the day of sale. James A. Young Judge &c.

Commissioner

The State of Alabama. To John B. Bruce & William G. Balch we express ? full confidence in your ? ec & fidelity, have appointed you and each of you commissioner to take the testimony of John W. Hill and James S. Morgan to be read on the trial of a certain cause pending in our Orphans court for the county of Marengo upon the petition of Gray B. Jones admnr of the Estate of Thomas Bailey deceased for a sale of certain real estate belonging to his ? Estate. We therefore authorize and ? you
...take their examination upon the interrogatories and cross Interrogatories...

Interrogatories

Interrogatories to be ? to John W. Hill and James S. Morgan. Witness a certain cause pending in the orphans court of Marengo county wherein Mary Bailey an Gray B. Jones admr of the estate of Thomas Bailey and petitioners and the heirs of Bailey are defendants their answer to which when duly taken an to be used in evidence on the hearing of said cause on the behalf and part of the petitioners—

Interrogatory 1st- Were you acquainted with the said Thomas in his lifetime. If yes where did he reside at his death. How many children did he have and what were their names and respective ages--

Int 2nd - Do you know how much land he owned at his death. If yes then state the quantity as near as you can and its location: did he not own more than 300 acres.

Int 3rd – Do you know the amount of the debts or about the amount which said Bailey owed at the time of his death. If yes state the amount as near as you can.

Int 4th – From your knowledge of the property and condition of the estate of said Bailey will you state whether or not in your opinion that those who are entitled to inherit his estate will be less injured by a sale of a part of his real estate than by a sale of slaves-

Int 5th – Will or not it be most beneficial to the parties to sell the East ½ of the North East ¼ of Section 24 Township 14 Range 3 East & the South West ¼ of North West ¼ of section 19 same Township & range 4 East and is not said tract separate from his other lands-

Int 6th –If you know any other matter or thing that will benefit the petitioners state the same particularly.

Brooks & Byrd atty

Cross Interrogatories

G.B. Jones & Mary Bailey Adm of Thomas Bailey deceased on petition
The heirs of Thomas Bailey Orphans Court Marengo County Alabama

1st If upon your examination in chief to first interrogatory you say-that you were acquainted with the said Thomas Bailey dec'd – State how long you had known him previous to his death [when] did he die & how long since his death

2nd If in reply to second interrogatory you say you are acquainted with the real estate of said deceased state what you believe to be the __?__ of it. Describe particularly its qualities and situation. Do his lands lie on separate tracts. State also what improvements are made on them.

3rd Do you know what the circumstances of the deceased wereIs not his estate __?__ Do you know the amount of the __?__. If yes state as near as you can are there not __?__ which have not been collected. If yes state their amounts to the best of your knowledge. Were there not a crop raised on the premise of the dec'd in 1847 if yes say what you think it was worth how many cotton bales were made and when were they sold & what did they bring & state precisely all you know in relation to this matter.

4th Do you not believe that the personal estate of the said dec'd would be more than sufficient when administered to pay off the debts of the estate. If yes would it be necessary to sell any part of the real estate and might not the heirs be materially injured thereby-

5th Do you know the lands set forth in the petition & specified in the direct interrogatory if yes say what you thin would be its last value- Can it be sold now for anything like its value and would not the value of the real estate of the said deceased be much diminished by a sale of part of it.

6th State any other matter that will benefit the heirs. S.T. Newton Gd Ad Litem has there ever been any sale of his personal estate.

Answers to Interrogatories

Gray B. Jones and Mary Bailey adm. Of Thos Bailey dec'd on petition

State of Alabama

Marengo County

Heirs of –vs- Mary Bailey

A Full examination taken before us William G. Balck and John B. Bruce at the house of Gray B. Jones on the sixth of October 1848 personally came before me John W. Hill who after being duly sworn deposeth and maketh answers to the interrogatories as follows-

Ans Int 1st – I was, In Marengo County Alabama he left 8 children once since dead, Their respective names and ages follows James 14, Rebecca 12, William 10, Lucinda 8, George 6, Margaret 4 & Joseph 2 or near as I judge.

Int 2nd – I do – 320 acres in Township 14 Range 4 East and Township 14 Range 3 East – Yes 320 Acres.

Int. 3rd – I SUPPOSE BETWEEN \$750 AND \$800-

Int. 4th – I am satisfied that it would be much better to sell the proposed portion of land as there would be a sufficiency left for the use of the estate.

Int. 5th – I believe it would be most beneficial to the parties. It is not entirely separate it corners in two places which I will show by drawing a plat.

Int 6th – I am of the opinion that the proceeds from the sale of the land with the present crop will nearly enable the administrator to pay off the debt of said estate and I do not believe there is more than enough of personal property to supply the wants of the family. Jno W. Hill taken & subscribed before us the day & year aforesaid John B. Bruce & W.G. Balch

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[DRAWING OF PLAT]

Answers of John W. Hill to the cross Interrogatories

Ans Int 1st – About three years. October 1847. Near 12 months.

2nd – I believe the land to be worth \$700 or \$800 rather better than fourth quality for location. I refer you to the latter portion of Direct interrogatories viz see platt on direct interrogatory about 35 acres improved land buildings not on land belonging to said estate.

Ans Int 3rd – I refer you to appraisalment filed in clerks office. I believe it is. See answer to direct Interrogatory 3rd. Probably ten dollars. Yes the cotton has been sold and the account sales show the nett proceeds to be \$83, Not quite there. Mobile by Dickenson & Eustice. I consider I have answered above—

Int 4th – I do as the Estate is considerably in debt and if the land is not sold a negro will have to be, therefore I think it would be better to sell the said portion of land and retain the negros and other property for the maintenance of the family..

Int 5th – I think it will benefit the heirs by selling the proposed land.

John W. Hill Commr. Jno B. Bruce W. G. Balch

Gray B. Jones & Mary Bailey adter of Thos Bailey dec'd on petition Heirs of Thomas Bailey an examination of James Morgan taken before the same commissioners at the same time & place the answers to the interrogatories & cross interrogatories. In answer to which he says he knows nothing, except from here say. He is somewhat acquainted with the land of said estate and thinks it would be much better to sell a portion of said land than one of the slaves. James L. Morgan Sworn & subscribed to 6th October 1848. John B. Bruce W.G. Balch Commissioners.

Minute Entry

State of Alabama Marengo County Special Orphans court held on the 23rd day of November AD 1848 Hon. J.A. Young presiding

Estate of Thos Bailey dec'd

At this day came Gray B. Jones administrator of the Estate of Thomas Bailey, deceased and filed in court a report of the sale of the land and real estate of his said intestate which is received and confirmed by the court and ordered to be recorded and it appearing to the satisfaction of the court that purchaser of said real estate has complied with the terms of the sale. It is therefore ordered and decreed that said administrator execute and deliver the purchaser a deed of conveyance of all the right title and interest of said deceased in and to said real estate at the time of his death.

James A. Young Judge

Report Sale

To the Hon James A. Young Judge of the County Court of Marengo County. The undersigned administrator of the Estate of Thos Bailey dec'd begs leave to report that in abedience to the order and decree of your Hon. Court He exposed to sale at public auction to the highest bidder after advertising the same according to law for forty days the land and real estate belonging to said estate as described and set forth in said order and in the petition of the undersigned to your Honorable county where the same was bid offered by Jeremiah ?? Dunnaway who was the best _____?_____ land at the sum and price of two dollars and fifty cents _____?_____ making the sum of Three hundred dollars for which the said Jeremiah Dunnaway has executed his promissory note payable to the undersigned administrator according to terms of sale and the

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__?__ of the order and decree of your Honorable county. All of which is respectfully submitted Nov 23 1848. G.B. Jones admr.

Minute Entry

Marengo County _ day of February AD 1850 Judge Young presiding
Estate of Thos Bailey Dec'd

On the application of Gray B. Jones administrator of the Estate of Thomas Bailey deceased It is ordered that he be authorized to ship and sell the cotton crops of said estate at private sale in the city of Mobile in the normal manner of selling cotton and make due report of the same to the court according to law. James A. Young Judge

Minute Entry

Probate Court held for Marengo County on the 19th day of August AD 1850. Honorable James A. Young presiding

Estate of Thomas Bailey Deceased

At this day came Gray B. Jones and filed in open court his account current and vouchers for a final settlement of his administration upon the said estate. Whereupon it is ordered by the commr that the same be set for hearing at a term of this court to be holden on the second Monday of September next and notice thereof be given by publication in the argus a newspaper published in Demopolis Ala in order that all persons interested can attend and contest the same if they think proper.

Account

The Estate of Thomas Bailey in acct current with Gray B. Jones Admr²

1848	To Amt paid A, N. Wright	1	5.21		1848	By amt A.N Wrights note		
	Tax for 1847	No 2	3.95			Balance G. B. Jones note	.85	
	Henry Jacoby	No 3	<u>24.96</u>	34.12		Nett proceeds cotton 1847	83.82	
	Henry W. Hatch	No 4		483.81		“ proceeds cotton 1848	<u>309.47</u>	412.56
	Hatch & Threadgill	No 5	52.59			“ proceeds cotton 1849		
	Henry W. Hatch	6	59.52			\$234.75		
	“ “	7	29.23			“ proceeds cotton 1849 \$196.98		430.79
	“ “	8	<u>7.27</u>	148.61		Amt John W. Hills int		
	Doctr J.E. Dumas	9		100.00		“ William G. Balch		
	For ten sacks of salt & freight		3.35			Received from		

² The Accounting may be off somewhat due to my inability to correctly read some of the numbers.

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 (Entries dated 1848-1855). FHL microfilm 1,673,479. .

	10				A.A. Dumas	
	For 162 Lbs of sugar @ 8 ½ & freight	14.51			Hire of negros by to Hatch	100.00
	J McGee	11.87			By ann received from sale of land	302.20
	Thomas J. Woolf	12	20.50		16 section funds	68.31
	John D. Catlin Jr	13	4.00		16 section funds	13.85
	John Reads bill	14	17.75			1,457.50
	J.B. DuBose ?	15	<u>5.75</u>	66.57	Balance adms	289.41
	Tax for 1848 \$4.75 Tax for 1849 4.63\$			9.98		1,746.91
	A. A. Dumas	18	40.00		By notes in hand filed by admistrator one for 16.80	
	Dr. William Mageon[?]	19	15.00		On OD. Thomason dated 29 March 1849	
	W.T. Dismukes	20	2.25		Due one day after	
	Ginning Cotton 1848					
		21	74.87			
		22	5.00			
		23	<u>19.70</u>	182.60		
		24				
		25				
	To amt paid Wm G. Balch a/c	26	107.28		Doby & Dismukes	3.63
	“ “	27	40.10		Amt notes & int G.B. Jones	
	“ “ note	28	<u>80.70</u>	271.70		
	William Sayre	29			Wm M ? Esq	5.00
	W.B. Dickenson a/c				Brooks & Byrd	<u>10.00</u>
	Ginning Cotton 1849 \$234.71		19.36			1,627.41
	H. C. Bear ? bill	30	58.02			107.50
	Jas Pritchett for negro hire		<u>127.50</u>	253.89		
	F. Blairs bill		4.75		Clerks Bill Minutes fees	<u>12.00</u>
					39	

	For sundries by G. B. Jones 33	24.34	29.09				1,746.91
	G. W. Doby 34		2.55				

At a Term of the probate court of Marengo County filed the 2nd Monday and fourteenth day of October A.D. 1850 Judge Young presiding
Estate of Thomas Bailey deceased

Minute Entry

In this case Gray B. Jones admr having filed his account current and vouchers for a final settlement of his administration of said estate and also filed his resignation as admr and said settlement having been advertised for forty days by publication for three consecutive weeks in the Alabama argus published in Marengo county coming on this day for hearing and said account being audited and stated from which which it appears that after charging said admr wherewith he is chargeable and allowing him all just payments expenses and commissions It appears that there is a balance due to him of Two hundred and eighty nine 41/100 dollars. It further appears that there remains in his hand uncollected the following notes to wit: one on O.D. Thomason for 16.80 dated March 29th 1849 and payable one day after date and one on J.S. Wilkinson & H.W. Hatch for 140. due the 1st January 1851. It is therefore ordered and decreed & accrued that said account so stated as aforesaid be allowed and recorded as a final settlement of said administration _?_?_ aforesaid. It is further ordered & decreed that said sum of 289.41 so declared as aforesaid stand as a charge in favor of the said Gray B. Jones against the estate of said intestate and the said Gray B. now here files in court said notes as described aforesaid.
James A. Young Judge &c

At a term of the probate court of Marengo county held the 2nd Monday and 9th day of December AD 1850 Honorable James A. Young Judge presiding
Estate of Thos Bailey dec'd

Minute Entry

This day came Mary Bailey and applied for letters of administration de bonis non³ upon said estate and the said Mary having entered into bond in the sum of Two thousand dollars with G.W. Doby and Wm S. _?_ as securities. It ordered that said bond be approved and recorded and that letters of administration issued accordingly by James A. Young Judge

³ DE BONIS NON. This phrase is used in cases where the goods of a deceased person have not all been administered. When an executor or administrator has been appointed, and the estate is not fully settled, and the executor or administrator is dead, has absconded, or from any cause has been removed, a second administrator is appointed to to perform the duty remaining to be done, who is called an administrator de bonis non, an administrator of the goods not administered and he becomes by the appointment the only representative of the deceased. 11 Vin. Ab. 111; 2 P. Wms. 340; Com. Dig. Administration, B I; 1 Root's 11. 425. And it seems that though the estate has been distributed, an administrator de bonis non may be appointed, if debts remain unsatisfied. 1 Root's R. 174.

[De bonis non legal definition of De bonis non. De bonis non synonyms by the Free Online Law Dictionary. <http://legal-dictionary.thefreedictionary.com/De+bonis+non>; accessed 18 September 2011]

Bond

See record of Bonds Book B. 167

Estate of Thomas Bailey dec'd Final Record Continued

At a special Term for the Probate court of Marengo County held January 13th 1855 Hon J.A. Young presiding

Estate of Thomas Bailey dec'd

Minute Entry

This day came Mary Bailey and filed her account & vouchers for partial settlement od said estate. It is therefore ordered by the court that said account & settlement be set for hearing at the stated term in April next and that the same be advertised for three successive weeks in the Linden Jeffersonian & it is further ordered that W.H. Grant be appointed guardian ad litem for the minor heirs of said deceased. J. A. Young Judge &/c

At a stated term of the probate court of Marengo County being and held at the court house in Linden on the Second Monday and ninth day of April AD 1855. The Hon James A. Young Judge presiding.

Estate of Thomas Bailey dec'd Final settlement continued

Minute Entry

Account Current 1854

Estate of Thomas Bailey dec'd in account with Mary Bailey admx on partial settlement.

Aug 25 pd TJ Hosea	1	1.10		Gorin H ?	31	14.01	
Oct 20 TH Skinner	2	32.40		J.W. Prickett	32	131.20	
Jan 23 Taxes	3	6.84		Chas Williams	33	3.31	
April 24 (1850) J. Johnson	4	35.00		J. Meagee	34	.62	
Sept 18 T.J. Hosea	5	.25		H.W. Hatch	35	61.47	
J.B. Bruce	6	2.58		T.W. Mathews	36	2.53	
Charlie Wilkenson	7	3.21		W.G. Alexander	37	13.00	
Hayer ?	8	.87		T. W, Mathews	38	21.60	
William J Peake	9	5.00		Sr Br ? Farmer	39	2.25	
H.D. Quincey	10	.55		H.W. Hatch	40	50.71 ?	
W.T. Dismukes	11	2.50		S. W. Torbert	41	<u>140.00</u>	538.98
J.E. Drinkard	12	5.00		John B. Taylor	42	85.00	
C.H.K Alston	13	20.00		W.T. Dismukes	43	1.??	
G.B. Jones	14	<u>297.68</u>	412.98	G.W. Doby	44	20.13	
James Beverly	15	1.00		T.J. Hosea	45	1.24	
Charles Raly	16	2.08		Spencer ?	46	71.25	
Taxes	17	4.39		A. Jacobs?	47	2.61	
G.W. Doby	18	24.17		??	48	28.83	
L. Jacoby	19	3.50		G.W. Doby	49	17.59	
C.H. Ralston	20	14.00		Taxes	50	4.59	
Negro Hire	21	150.00		T.J. Hosea	51	1.06	
B. Driven ?	22	8.78		Haviland ??	52	2.25	
G. B. Jones	23	48.53		Lynn & ??	53	22.69	

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J.W. Hill	24	31.06		J.J. Saunders	54	32.	
Patsell ?	25	97.03 ?		Geo A. Arnold	55	<u>1.85</u>	292.88
Same	26	13.95		Wm Sayre	56	24.92?	
Thomas Bales	27	<u>38.00</u>	436.44	H.W. Hatch	57	31.76	
Taxes	28	94.25		J.E. Dumas	58	126.75	
E.B. Gould	29	3.25		J.H. Smith	59	1.00	
T.J. Hosea	30	.78		W.S. Powell	60	15.00	

Estate of Thomas Bailey dec'd Final Record Continued

To amt pd G.W. Doby	61	15.52		Amt Cost Forward			2,834.77
Foote & Richards	62	42.17		Conv 5,457.78 Receipts & Disbursements			<u>136.44</u>
A.B. Parm?	63	23.10					2,971.21
T.J. Hosea	64	.24		By nett proceeds sale cotton			
Taxes	65	7.92		Crops of 1850	A	425.75	
Devon & Co	66	4.18		By nett proceeds 18 B. Cotton crops 1851	B	510.08	
W. Sayre & Co	67	40.78		" " 15 B 1852	C	685.47	
Tho D. Hall	68	<u>39.92</u>	373.43	" " 19 B 1853	D	733.81	
S & Br	69	1.90		Amt rec'd of J.L. Wilkerson thru negros		<u>140.93</u>	2,496.04
John Reid	70	41.12		O.D. Thomason corn		20.43	
L. Powell	71	19.15		" For corn		1.00	
Wm Sayre & Co	72	88.68		" For Bacon		5.00	
	73	29.81		" For Ox		15.00	
Devan & Riddle	74	5.00		" For corn		60.00	
W.T. Dismukes	75	2.50		" For peas		5.00	
C. Lucey?	76	24.30		L. Powell for corn		<u>20.54</u>	<u>126.97</u>
M.T. Powell	77	18.00					2,623.01
W.C. Dickenson	78	23.60		Due adms to balance			<u>348.20</u>
P. Clellan	79	16.48					2,971.21
N.G. Carleton & McKinnon	80	<u>100.00</u>	318.49				
Tomer & Bales	81	127.38					
Oatrick Itwin & Co	82	34.34					

John Reid & Co	83	24.01		List of Heirs James F. Bailey full age Rebecca S. Carleton wife of N.G. Carleton William Bailey age 17 years Lucinda Bailey age 14 years George “ age 12 “ Margaret “ age 10 “ Joseph “ age 8 “ James F. Bailey Sworn to & subscribed before me this 10 th September 1855 James A. Young
W. Sayre & Co	84	42.20		
Patrick Irwin & Co	85	66.23		
G. B. Jones	86	39.91?		
Robr Lacoste	87	4.65		
N.G. Carleton note	88	65.00		
Commr Costs	89	40.00		
Brooks & Wolf	90	<u>20.00</u>	<u>275.99</u>	
			2,834.77	

The State of Alabama Marengo County

Before me James A. Young Judge of the Probate for said county personally came & appeared James F. Bailey who being duly sworn says that he is the agent for his mother Mary Bailey administratrix of the Estate of Thomas Bailey dec'd & has transacted the business for her relating to said Estate and that the vouchers in the foregoing account marked from one to Eighty Eight inclusive are correct charges against said Estate & were for articles & expenses necessarily incurred for said estate & the family of said deceased & that said amounts have all been paid by the said Mary Bailey admx or by her caused to be paid. Sworn to & subscribed before me this 11th September 1855-

James A. Young

James F. Bailey

Estate of Thomas Bailey dec'd Final Record Continued

Answer of Gd. Ad Litem

The Estate of the minor heirs of Thomas Bailey dec'd on partial settlement of Mary Bailey administratrix in Probate Court Marengo County Alabama. The undersigned appointed Guardian ad Litem and accepting the same of the minor heirs of Thomas Bailey in answer to the account and vouchers filed by said admix in said County for partial settlement denies the Correctness of each and all the charges therein filed against said Estate and requires stricto and legal proof of the correctness of the same. That she be charged with all sums wherewith she stands chargeable and made to account fully with said Estate in every particular. F. W. Siddon Gd ad Litem
 At a stated Term of the Probate Court of Marengo County held on 2nd Monday & tenth day of September AD 1855. Hon. James A. Young Judge presiding the following proceedings were had & or due made to wit-

Minute Entry

Estate of Thomas Bailey dec'd

In this case the settlement of said Estate having been continued to the present Term of this court. Now at this day came Mary Bailey administratrix of said Estate by her attorney and also came James F. Bailey and N.G. Carleton & wife Rebecca heirs of said intestate of full age in their own proper persons, and also William Bailey, Lucinda Bailey, George Bailey, Margaret Bailey and Joseph Bailey minor heirs of said estate by F. W. Siddons Eqr their Guardian ad Litem, and it appearing to the court that said Settlement has been advertised according to law by publication for three successive weeks in the Linden Jeffersonian and it appearing to the satisfaction of the court from the proof _?_ by said administrator that the payments made by said administratrix on account of said estate are just and correct charges against the same and she has charged herself with all wherewith she is chargeable. It is therefore adjudged ordered & decreed that said

Marengo County, Alabama, Miscellaneous Probate Record Vol. 1: 686-696, Estate of Thomas Bailey, Final Record (Entries dated 1848-1855). FHL microfilm 1,673,479. .

account a stated be allowed and recorded as a partial settlement of said Estate by said administratrix _?_ to the first day of January AD 1855 and it appearing from said account that said

Estate is indebted to said administratrix in the sum of three hundred and fifty eight & 20/100 Dollars. It is therefore further ordered by the court that the Estate retain that amount out of the first money that come to her hands as such administratrix. James A. Young Judge &c