Special Term of the Fayette Circuit Court October 16th 1852.

Samuel Shivels Heirs
To
Court

On Petition

Charles H. Shivels, Elbion Shivels, Samuel S. Shivels, Robert M. Calhoun Shivels by her Guardian Peter A. Bealmear this day filed a Petition in Court, which is Noted.

The Petitioners having filed their Petition it is ordered that Phillips & Bridges Joseph Milward and Benjamin Edgar be appointed Commissioners who being first duly sworn shall ascertain the amount and Value of the Estate real personal and mixed of Calhoun Shivels the Infant Petitioners also the amount of the annual income of said Calhoun Shivels, and whether the sale proposed by the Petition would be advantageous to the Infant.

The Commissioners thereupon returned their report, and filed an affidavit to which they made Oath in Open Court, Which are Noted and Confirmed.

P. A. Bealmear Guardian of Calhoun Shivels executed and filed a Bond which is approved of.

Maria M.c Elhinney filed her answer to which she made oath, which is noted and Confirmed; And it is ordered that James M. Wood be appointed a Commissioner, to make the proper examination of Maria M.c Elhinney, Widow of Robert M.c Elhinney; said Wood as Comr thereupon made said proper examination in Open Court.

Robert M.c Elhinney Executed Bond as required by Law with Chas. H. Shivels as Surety, Which is approved of and filed.

This Cause coming on to be heard, by Consent of Parties, on the Petition and Answer, and the Commissioners report being filed and approved and the Guardian and Husband of the Defendant Maria M.c Elhenney having filed their Bonds and Covenants as required by the Statute, It is therefore decreed and ordered, that the Lot of Land in the Petition mentioned be sold at Public Sale on the premises, for one Eighteen Hundred Dollars in Cash is obtained for it, notice of the time and terms of sale to be given by Advertizement for Ten days at the Court House door in Lexington. Bond P. Bealmear is appointed Commissioner to Carry this Decree into effect he is directed on payment of the purchase money to make a Deed to the purchaser, Conveying the right title and interest of the heirs of Samuel Shivels to him, he is directed to pay out of the proceeds of sale the Costs of the Petition, and such as may be incurred in Carrying out this Decree, and he shall then pay over to the said Petitioners one fifth each of the purchase Money of said Lot; he is directed to report his proceedings to Court under this Decree. He is allowed no Commission for his Services.

George A. C. Todd Complainant
against In Chancery
Robert S. Todds Adm.r &c. Heirs, Defendants

The Commissioner Thomas D. Todd this day returned a report, Which is noted.

The Commissioner having made a Report in regard to the slaves ordered to be sold, It is ordered that the Sale by the Comr to George A. Todd be confirmed and it is ordered that George A. Todd, surrender to Thomas D. Todd Commissioner Harvey and Peter, and it is ordered that the Clerk of this Court on Application of the said Commissioner, issue Writs directed to the Sheriff of any County that the Commissioner, may request, Commanding the Sheriff to seize said slaves in whosesoever hands the same may be and deliver them to the Comr, and the Commissioner on the receipt of the slaves is ordered to sell them, and the other slaves in this Decree mentioned, at Public auction at the Court House door in Lexington, at such time after two Weeks advertizement of the time place and terms of sale in a News paper published in Lexington, and on the terms mentioned in the

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John D. Ford against Charles M.c Garland &c In Equity
Leave is given H. M. Wickliffe to withdraw the Answer filed by him herein, on leaving a Copy with the papers.