

It is in favor
of Edmund J. Jr.

Summons do pay to James Drury guardian at law of Mary R. Simmons the sum of four hundred and eighty four dollars fifty five cents with interest on four hundred and sixty two dollars sixty two cents from the 8th June 1859, and to the guardian at law of John C. Applewhite jr Benjamin T. Applewhite and Charles H. Applewhite the sum of four hundred and fifty three dollars sixty seven cents with interest on three hundred and ninety nine dollars eighty six cents from the said bond - and that the said John C. Applewhite administrator of Lucy J. Applewhite pay to the said James Drury guardian at law of the said Mary R. Simmons the sum of eighty dollars ninety and one half cents with interest thereon from the 1st January 1859, and to the guardian at law of each of the infant plaintiffs John C. Applewhite jr Benjamin T. Applewhite and Charles H. Applewhite the sum of twenty two dollars forty eight and one half cents with interest from the said times, and that the guardian at law of the said infant plaintiffs John C. Applewhite jr and Charles H. Applewhite pay to the said James Drury guardian at law of Mary R. Simmons the sum of \$21.75 with interest thereon from the 1st January 1859, the difference in the division of the slaves as reported by the aforesaid Commissioners. But the parties interested in the slaves are not to have the benefit of this sum until they or one or more for them shall have executed in the Clerk's Office refunding bonds with good security in the penalty of double the amounts receivable by them payable to the said John C. Applewhite administrator with the well secured of Nathaniel Simmons and to the said Applewhite administrator of Lucy J. Applewhite and conditioned as the law directs. And the Court doth further adjudge order and decree that William B. Edwards and William J. Goodwyn who are hereby appointed Commissioners for the purpose to proceed after having advertised the time place and terms of sale in a newspaper published in the Town of Washington once a week for four weeks and also posted notices thereof at the door of the Court house of Washington County on some Court day previous to the day of sale, to sell the real estate in the bill and proceedings mentioned, of which Nathaniel Simmons died, seized and possessed consisting of a tract of land of about 2000 acres in the County of Washington at public auction on some Court day of the said County before the Court house door of the said County upon the following terms to wit - after receiving in cash or account sufficient to pay the expenses of sale and the costs of this suit one third of the balance or a credit of six months, or instead a credit of twelve months and the remaining third or a credit of eighteen months, from the day of sale taking from the purchase money with good personal security for the deferred payments, and the bill to be returned until the further order of the Court - But the said two commissioners are required to report their proceedings under this decree together with the bonds to Court. But the said Commissioners are not to act until they shall have executed in the Clerk's Office bond with good security in the penalty of four thousand dollars conditioned for the faithful discharge of their duties under this decree. And the Court doth further adjudge order and decree that the said John C. Applewhite administrator with the well secured of the said N. Simmons under before a Commissioner of this Court an account showing the amount of his individual indebtedness to the estate of the said Simmons, which account the Commissioner is directed to audit state and report to gether with any vouchers especially that it deemed pertinent by himself or which may be required to be so stated by either of the parties -

Augustus J. Stephenson
against

Off.

Levi W. Stephenson, Samuel L. Meredith L. John W. & Thomas B. Stephenson vs. Levi W. Meredith L. and Meredith B. Stephenson and of the infant defendants John W. and Thomas B. Stephenson by S. B. Edwards their guardian at law, general replication shewed and was argued by counsel. On consideration whereof the Court doth adjudge order and decree that Alfred D. Stephenson, Thomas J. Bristol, Samuel H. Hille and Nelson D. Hille who are hereby appointed Commissioners for the purpose may those of whom any act having been first duly sworn, proceed to make partition of the land in the proceedings mentioned in due quiet parts, having regard to quantity and quality, and assign one of said parts to the plaintiff and one of said parts to each of the defendants, each share of the said Alfred Stephenson demand and of partition cannot be conveniently made the said Commissioners or each of them as may act and