

State of Tennessee
Overton County
I, J. H. Christian, Clerk of the
Circuit Court of said County, do hereby
certify that the foregoing is a true copy of the judgment
and proceedings had in the foregoing case, done in
office in Livingston, the 12th day of June, 1860.

J. H. Christian, Clerk
By W. C. Healey, S. C.

The foregoing is a correct register of a copy of the
judgment in the case of William C. Parrott against
Profus Armstrong, and of the certificate thereon, and was
registered on the 15th day of June, A. D. 1860, and
was filed on the 15th day of June A. D. 1860, at 2
o'clock P. M. in Fidelity Book A page 102.

James A. Richardson Reg.
of Overton County

E. N. Kullom et al,



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W.

Joshua Parrott's heirs.

State of Tennessee

To the Hon. J. L. Riddle, Chancery
Clerk, &c of the 11th Division, sitting
at Livingston. The petition of E. N.
Kullom and Nancy Parrott show
to your Honor that on the day of
1848, Joshua Parrott de-

parted this life intestate, in Overton County, leaving your
petitioner Nancy his widow, and William C. Parrott,
Aaron Hughes & Becky Jane his wife, Mary Ann Thomas,
Louiza, George, Tennessee, Smith and Winchester his chil-
dren and only heirs at law, and that at the February
County Court, 1849 your petitioner E. N. Kullom was
duly appointed, and qualified as his administrator
upon his estate. Your petitioner E. N. Kullom states that
he has diligently enquired into the condition of said es-
tate, and he is well satisfied that the personal assets are
insufficient to satisfy the bona fide debts against it. It is
believed the amount of assets will not exceed one hundred
and fifty dollars, whilst the amount of just debts is between
four and five hundred dollars.

Your petitioners further state that said Joshua Parrott
died seized and possessed of a tract of parcel of land
lying in said County, supposed to contain 300 acres, granted
to him by the State of Tennessee by Grant No 8089, which
Grant is here filed as part of this petition. Said tract
of land is supposed to be worth about \$150. Your petitioners
therefore pray your Honor to grant that the said parties
be made defendants to this bill; that a guardian of the
estate be appointed for said Mary Ann Thomas, Louiza, George, Tennessee
Smith and Winchester (who are minors) and have and

Part

Children

regular guardian, that proper provision be made
compelled to answer fully and that by order of
your Honorable Court, down, be entitled to
tioner Nancy out of said lands, and that the
thereof be sold to pay debts, to and for all such other
and further relief, as may seem equitable, as they may
ever pray.

Sworn to before me Sept 18, 1849. J. D. Lord Justice of the Peace

Grant N^o 8089, filed as part of some petitions
State of Tennessee. - N^o 8089.

To all to whom these presents shall come, greeting,
Know Ye, that by virtue of entry N^o 1668, on file in the
office of the Entry Taker of Overton County, and
entered on the 21st day of March, 1840, pursuant
to the provisions of an Act of the General Assembly of
said State, passed on the 9th day of January, 1830, there
is granted by the said State of Tennessee unto Joshua
Garrett a certain tract or parcel of land containing
three hundred acres by survey bearing date the 21st day
of March, 1840, situated in said County, on the waters of
Obed's River. Beginning at a stake near a sink hole in
the West boundary line of McKee's 40,000 acre tract
and the North East corner of Willis Huddleston's 5,000
acre Grant, running North with McKee's compass poles
to a stake in the closing line of a tract granted by the
State of North Carolina to John Sevier, N^o 300; thence
South 48 degrees West with said 300 poles to a stake in
Will's line; thence East, supposed to run with Will's
line 100 poles, to a stake; thence South 120 poles to a stake
in said Huddleston's 5,000 acre Grant; thence East with
the same to the beginning, including 231 acres of
legal prior claims. With the hereditaments and
appurtenances, to have and to hold the said tract or
parcel of land with its appurtenances to the said
Joshua Garrett and his heirs forever.

In witness whereof James K. Polk, Governor of the State
of Tennessee, has hereunto set his hand and caused
the Great seal of the State to be affixed, at Nashville on the
20th day of December, 1840 and 65 year of our Independence.

By the Governor, James K. Polk.
John S. Young, Secretary.
Recorded in my office Book R. page 173.
R. Nelson, Register of the
Mountain District.
By William C. Nelson, D. R.
Joshua Garrett is entitled to the within described

Richard Nelson, Register of the Mountain District
by Willis C. Nelson, Deputy Register
State of Tennessee.

I hereby certify that the within Grant and the
certificates thereon are truly registered in my office in Liber of
page one hundred and seventy seven eight. In witness where
of, I, John Kennedy, Register for the County of Overton in said
State, have hereunto set my hand and private seal, no
public official seal being provided for this office. Done at
office on the twenty fifth day of May A.D. one thousand
eight hundred & forty three, and which was filed in my
office on the twenty seventh day of December last past, at three
P.M. in Relation Book "A" Page six.

John Kennedy, Register
for Overton County

C. N. Cullom, a d m r, et al.

Decree

^{21.}
The Heirs of Joshua Garrett, de'd. Be it remembered
that on this 10th day of September, 1849, the above cause
came on to be heard before the Honorable C. T. Ridley,
upon the petition and the exhibit and the agreement of
the defendants; when it appeared to the satisfaction of
the court that Joshua Garrett departed this life intestate
in Rowan County on the day of 1825, leaving the
petitioner Nancy his widow and the defendants his
only heirs at law; that administration has been granted
to the petitioner C. N. Cullom; that said widow is entitled
to dower out of the land mentioned in the pleading,
and that it is necessary the remainder hereof be sold
to pay just debts against said estate.

It is therefore ordered, adjudged and decreed by the
Court that the Clerk and Master issue writs of dower
to the Sheriff of Overton County, commanding him to
proceed forthwith to allot dower out of said land to said
widow according to the act of assembly in such case
provided. It is further ordered and decreed that the Clerk
& Master advertise the remainder of said tract of land
at the Court house door in Livingston and three other
public places in said County, and sell the same upon a
credit of twelve months, taking bond with approved re-
sponsibility and retain a lien for the purchase money,
and report to the next term: all other matters being
reserved.

C. N. Cullom, a d m r

Decree

^{22.}
The widow heirs of Joshua Garrett, de'd. Be it remembered, that

on this 16th day of September 1857, the cause was again to be heard before the Hon^{ble} Judges of the Court. The Commissioners made no appearance of the County deers at the last term of this Court, which report is in the words and figures following to wit:
 "We, the undersigned, being connected with the parties by affinity or consanguinity, and entirely uninterested, having been summoned and duly sworn by Mr. Smith, a deputy Sheriff of Owen County under W. Hickley, Sheriff, as a jury to allot and set off to Nancy Garritt, her dower out of the real estate of Joshua Garritt her deceased husband, after having duly considered and fully understood the whole matter, do hereby assign the said Nancy Garritt for her dower the described land: Beginning at a stake with five dogwood pointers; East 58 poles, to a corner with a dogwood and sourwood pointers; South 100 poles to a white oak and sugar tree pointers on the side of the hill; West 91 poles to a dogwood with a bush pointer on G. H. Hall's line; North with said line 110 poles to the beginning; containing sixty acres, which in our opinion constitutes one third of the real estate of the said Joshua Garritt, deceased. Given under our hands and seals the March 10th, 1857.

Hiram ^{the} Morley ^{Clk}
 Jacob ^{the} Donald ^{Clk}
 S. A. Smith ^{Clk}
 Thomas Smith ^{Clk}
 Alexander Crawford ^{Clk}

which report being accepted to is in all things confirmed. It is therefore decreed by the Court that all the right, title and interest in and to the tract of land mentioned in said Report be vested in the said Nancy Garritt for and during the term of her natural life, and it further appearing that the balance of the real estate mentioned in the pleadings was offered for sale by the Clerk and Master according to the directions of said decree and this was so bid down for the same. It is therefore ordered by the Court that the decree be revised and that the Clerk and Master report to the next term of this Court; all other matters being overruled.

Order of Court at March Term, 1857.
 E. A. Coulton, Clerk.

For reasons appearing to the Court, the decree pronounced in this cause at the last term of this Court

is removed and that the Clerk & Master make his report to
the next term of this Court.

Order of Court at September Term, 1851

E. C. Cullom, Admr.

For reasons appearing to the Court
the heirs of Joshua Garrett, dec'd. This cause is continued until
the next term of this Court, and the order made for a
sale of the lands, at a former term of this Court, be reversed,
and that the Clerk & Master make report to the next
term of this Court.

Order of Court at March term, 1852

E. C. Cullom,

For reasons appearing to the
Court the trial of this cause is
continued till the next term of this Court and that the Clerk
& Master report to the next term.

Final Decree at September Term, 1852

E. C. Cullom, Admr.

It is remembered that
the above cause came on to be heard, this 20th Sept, 1852,
before the Honorable J. L. Pridler, Chancellor, upon the
petition, exhibits, agreement of the parties defendants,
interlocutory decree and reports of the Master, from
which it appeared to the Court that the Clerk & Master
did proceed to advertise and sell, the tract of land
mentioned in the pleadings, on the 6th day of September,
1852, when Abraham Garrett became the purchaser
at the price of seventeen dollars, he being the highest
and best bidder therefor; which report being unexpected
and deemed by the Court that all the right, title, and interest that
the heirs at law of the said Joshua Garrett, dec'd, has in and
to said tract or parcel of land be divested out of them
and vested in the purchaser, Abraham Garrett, his heirs
forever. It is further decreed by the Court that petitioner pay
the costs out of the assets in his hands, unpaid administered.

State of Tennessee:

I, Abraham H. Goodpastor, Clerk & Master of the
Livingston Chancery Court, do hereby certify that the foregoing
nine pages contain a full and true copy of the petition,
exhibits and orders and decrees in said cause wherein
the said E. C. Cullom & Nancy Garrett are plaintiffs and the heirs
of Joshua Garrett, dec'd, are defendants, the same remain of
record in file in my office. Witness my hand and seal
this 20th day of September, 1852.

The foregoing is a correct copy of a copy of the proceedings in the case of Oct. Leubens' estate against the heirs of Joshua Garrett, deceased, and of the certificate thereon, and was registered on the twentieth day of June A. D. 1860, and was filed on the 11th day of June, 1860, at 3 o'clock P. M. in Fidelity Book at page 102.

James A. Richardson, Esq.
of Overton County

James W. Hearn wife
 Dead, intestate
 in town lot no.
 647 in Livingston,
 Tenn.
 John Hearn

For and in consideration of the sum of twenty five dollars to us paid by James W. Hearn & Jenny Hearn his wife, formerly Jenny Cotech of the State of Iowa, here this day bargained & sold & do hereby convey to John Hearn this heirs all our right title

interest in & to the following town lots in the town of Livingston, Overton County, Tenn., known & designated in the plans of said town as lots nos. 647, being the same deeded by Joseph Anderson, deceased, to said Jenny Hearn on the 20th day of May, 1855. We covenant with the said John Hearn this heirs that we are entitled in fee simple to one undivided half of said lots; that the same are unincumbered, that we are seized thereof & have a good right to convey them. We do further covenant & bind ourselves our heirs forever to warrant & defend the title to said lots to said John Hearn his heirs & conveyors against the claiming of all persons whatsoever.

This 21st day of May, 1860

Witnesses

Wm. E. B. Jones,
 J. C. Flannigan

J. W. Hearn
 Jenny Hearn

State of Tennessee. Personally appeared before me, William C. Pickett, Clerk of the County Court for said County, J. W. Hearn, the conveyer, with whom I am personally acquainted, and who acknowledged the due execution of the within deed for the purposes therein contained; and Jenny Hearn, wife of the said J. W. Hearn, having appeared before me privately and apart from her said husband & the said J. W. Hearn, and acknowledged the execution of the said deed to have been done by her freely, voluntarily and understandingly without compulsion or constraint from her said husband, and for the purposes therein expressed. Witness, William C. Pickett, Clerk, at office, the 8th day of June, 1860

Wm. C. Pickett, Clerk