

The distributees having executed their refunding bonds in accordance with the statute, which are filed herewith and returned with this report, all of which is respectfully submitted, Columbus Feby 6/1856.

Louisa Ward adm^{ix}
Richard Wood adm^r
of Wm Ward Dec^d
By Christian & Bamy attys

Probate Court }
March Term 1856 } The within Report & account is examined and allowed,
Let it be recorded. Stephen A Brown

Judge

Truly Recorded

The Estate of Robert Hairston

The State of Mississippi }
Loudes County } The State of Mississippi
To James Sykes, Jesse Smith, N. Gilmer, E. P. Odeneal & R. H. Pearson - Greeting - Know ye that at a term of the Probate Court of Loudes County State aforesaid began and held at the Court House in and for said County on the first Monday in January A. D. 1856, you were appointed Commissioners to divide the personal Estate of Robert Hairston late of said County Deceased among his legal heirs, And you are by these presents authorized and directed to divide the said personal Estate among the heirs at law of the said decedent agreeably to the law of descents of this State: to ascertain each heirs share of said Personal Estate by lots and to assign and set off to said heirs respectively their shares of said Personal Estate so ascertained and allotted, And you are by these presents further directed to give five days notice of the time and place of your meeting for the purposes of said division to such of said heirs as are of age and within this State, and to the guardians of such as are minors and to make and return under oath a full report of your proceedings under this Commission certified under your hands & seals at the next February Term of this Court

Witness Hon Stephen A Brown Judge of
said Court at the Court House of said
County the 1st Monday of January 1856
Daniel Williams clerk

State of Mississippi }
Loudes County } The State of Mississippi
To James Sykes, Jesse Smith, N. Gilmer, E. P. Odeneal & R. H. Pearson - Greeting - Know ye that at a term of the Probate Court of Loudes County State aforesaid began and held at the Court

House in and for said County on the first Monday in January A.D. 1856. you were appointed commissioners to divide the real Estate of Robert Hairston late of said County deceased among his legal heirs. And you are by these presents authorized and directed to divide the said real Estate among the heirs at law of the said deceased agreeably to the Law of Descents of this State to ascertain each heir's share of said Real Estate by metes and bounds and to assign and set off to said heirs respectively their shares of said real estate so ascertained and allotted. And you are by these presents further directed to give five days notice of the time and place of your meeting for the purpose of said division to such as are of age and within this State, and to the guardians to such as are minors, and to make and return under oath a full report of your proceedings under this commission certified under your hands and seals at the February term next of this Court.

Witness My Hand Stephen A Brown Judge of Probate
for said County the 1st Monday in January A.D.
1856, Daniel Williams clerk

State of Mississippi To the Hon S. A Brown Judge of
Downes County Probates

The undersigned Commissioners appointed by your Hon Court to divide the real & personal estate of the late Robert Hairston dec^d amongst his legal heirs, and to allot to each, his, or her, distributive share thereof, beg leave respectfully to report, that on the 12th day of Feby 1856 on the plantation known as the "black flat" after having been duly sworn, they divided the following negro slaves exhibited to us by Geo. Hairston Admr of said Estate, according to the value hereunto annexed, between the following persons, claiming to be the legal heirs of said decedant, all of whom, were present, or represented by their attorneys, and accepted notice for division viz:

The heirs of Ruth Hairston	Amt brought forward	3000.
by their attorney George	Phil	450
Hairston for drew lot no 1 viz	Jane & Child	1250
Henry valued at \$14 00	Elijah	800
Barbary & 2 children	Julia	250
Rachael	William	1150
Dolly	Ann	850
Anthony	Wesley	750
John	Sydney	650
Josh		550
Jos		1000
Lewis		1300
		9150
	Geo. Hairston by his	
	attorney Hardin Hairston	

Bluff Bill — — — 925	drew lot no 3 viz as was allotted		
<u>\$8575</u>	Peter — — —	\$800	
Saml Hairston by his attorney	Jenny — — —	800	
Peter W Hairston drew lot no 2	Indiana — — —	875	
and was allotted	Ark Lips — — —	850	
Viz Ben valued at \$ 1500	Bud — — —	875	
Delia & two children — — 1500	Amount carried forward	4200	
Amt carried forward — 3000			
Amount brought forward <u>4200</u>	Amount brought forward	7000	
Harriet — — —	Allen " "	750	
Isom & Lucy — — —	Once " "	750	
Mary King — — —	Abb " "	200	
Jim, Aggy, & Child — —	<u>8750</u>		
Charles Paine — — —			
Old Harry — — —	Heirs of America Balloway		
<u>8725</u>	by their attorney George Pannell		
Marshall Hairston by	drew lot no 6 viz:		
his attorney Geo. Hairston.	and was allotted		
drew lot no 4 viz:	Leased valued at	1150	
and was allotted	Rachael & children	1400	
Jeffrey valued at	Margaret " "	275	
Judy — — —	Pleas & Kelly " "	2200	
Robb " "	John & Mary " "	1250	
Elvira " "	Fillis & child " "	800	
Nancy " "	Othello " "	600	
Ginett " "	Lucretia & child " "	1150	
Joana " "	<u>8825</u>		
Isaac " "	Melinda Hairston Guardian		
Mate " "	of the Children of John		
Soleman " "	Hairston by her attorney		
Christopher " "	R L Jones drew lot no 7 viz		
<u>8650</u>	and was allotted		
	George valued at \$	200	
	Alec " "	200	
	Morris " "	550	
	Robert " "	1300	
	Lincy " "	250	
	Randall " "	700	
	Frank " "	750	
	Alfred " "	900	
	Mary & two children " "	1450	
	Scott 1000 — Elizabeth 700	1700	
	Charles 675 — Henry 50	725	
	<u>8725</u>		
	Amount carried forward	7000	
Hardin Hairston drew			
lot no 5 viz			
and was allotted			
Viz Ben valued at \$			
Maria & child " "			
Rosetta " "			
Green " "			
Jenny " "			
Jack & Martha			
Alley " "			
Ellick " "			
Amount carried forward			

And your Commissioners would further report, the aggregate value of the above negroes slaves to be \$61,350, and the distributive share of each, to be \$8764, ²⁰/₁₀₀ and for the purpose of making each share equal in value, they deem that lot no 2, pay to lot no 1 \$189. ²⁸/₁₀₀ and to lot no 3, \$39 ²⁸/₁₀₀ and to lot no 4 \$114 ²⁸/₁₀₀ and to lot no 7 \$39 ²⁸/₁₀₀ and to lot no 6, \$3 ⁹³/₁₀₀ and that lot no 6, pay to lot no 5 \$60 ¹²/₁₀₀, And your Commissioners would further report, that they divided the following lots or parcels of land, among said heirs, according to the values hereunto annexed as follows viz;

Saml Hairston by his attorney
Peter W Hairston drew lot no 1
viz; W ¹/₂ N W ¹/₄ of section 21
T 17 R 17 containing 78 ¹⁰⁰/₁₀₀
acres valued at \$30 pr acre - 2343.00

E ¹/₂ N. E. ¹/₄ S 20. T 17 R 17 containing
81 ⁶³/₁₀₀ acres valued at \$30 - 2448.90

E ¹/₂ S. E. ¹/₄ S 17 T 17 R 17 containing
81 ⁶³/₁₀₀ acres valued at \$12 ¹/₂ 1021.00
\$5812.90

Melinda Hairston by her attorney
R L Jones, drew lot no 2 (viz)
W ¹/₂ N. E. ¹/₄ S 20. T R containing
81 ⁶³/₁₀₀ acres
carried forward
valued at \$30 pr acre 2448.90
E ¹/₂ N W ¹/₄ S 20. T 17 R 17 containing
81 ⁶³/₁₀₀ at \$30 pr acre - 2448.90

W ¹/₂ S. E. ¹/₄ S 17. T 17 R 17 contain-
ing 81 ⁶³/₁₀₀ acres at \$10 pr acre 816.80
5714.60

Marshall Hairston by his
attorney Geo. Hairston Jr drew lot
No. 3 viz; S W ¹/₄ S 17. T 17 R 17
containing 163 ³⁶/₁₀₀ acres at
\$10 per acre 1633.60

W ¹/₂ N. W. ¹/₄ S. 20. T 17 R 17
containing 81 ⁶³/₁₀₀ acres
at \$30 pr acre 2448.90
4082.50

Heirs of America Coloway
by their attorney George
Pannell drew lot no 4 (viz)
E ¹/₂ S. E. ¹/₄ S 18. T 17. R 17
containing 79 ¹⁷/₁₀₀ acres at
\$17 ⁵⁰/₁₀₀ pr acre - 1374.77

E ¹/₂ N. E. ¹/₄ S 19. T 17. R 17
containing 79 ³³/₁₀₀ acres
at \$30 pr acre - ~~2379.00~~ 1507.00

E ¹/₂ S. E. ¹/₄ S 19 T 17 R 17,
containing 79 ³³/₁₀₀ acres
at \$30 pr acre - 2379.00
5261.45

George Hairston for Atty &c
drew lot no 5 viz
W ¹/₂ S. W. ¹/₄ S 20. T 17. R 17
containing 81 ⁶³/₁₀₀ acres
at - - - 2448.90

E ¹/₂ N. E. ¹/₄ S 29. T 17. R 17
containing 81 ⁷⁵/₁₀₀ at \$12 ⁵⁰/₁₀₀ 1021.87
E ¹/₂ S. W. ¹/₄ S 20 T 17 R 17
containing 81 ⁶³/₁₀₀ at \$35 2857.05
6327.82

Hardin Hairston attorney
for George Hairston drew
lot no 6 (viz)
E ¹/₂ N. E. ¹/₄ S 30 T 17. R 17
containing 79 ⁵⁰/₁₀₀ acres at 15. 1193.40
W ¹/₂ N W ¹/₄ S 29. T 17 R 17 containing
81 ⁷⁵/₁₀₀ at \$12 ⁵⁰/₁₀₀ 1021.87
E ¹/₂ S W ¹/₄ S 29. T 17 R 17
carried forward

brought forward		81 ⁷⁵ / ₁₀₀ at \$ 7 ⁵⁰ / ₁₀₀	613. 12
containing 81 ⁷⁵ / ₁₀₀ at \$ 10	817.50		
	3132. 77	W ¹ / ₂ N E ¹ / ₄ S 29 T 17 R 17	
		containing 81 ⁷⁵ / ₁₀₀ at \$ 25	2043. 75
Hardin Hairston drew lot		E ¹ / ₂ N W ¹ / ₄ S 29 T 17 R 17	
No 7. (viz)		containing 81 ⁷⁵ / ₁₀₀ at \$ 12.	981. 00
W ¹ / ₂ S E. 14 S 29. T 17 R 17 containing			<u>3637. 87</u>

Your commissioners find the aggregate value of the above lots or parcels of lands to \$ 34345 ⁸³/₁₀₀ and the distributive share of each, to be \$ 4906 ³⁴/₁₀₀ and for the purpose of making each share or lot equal in value they decree that lot No 5 pay to lot No 3 \$ 3480 ¹²/₁₀₀ and to lot No 6 \$ 597 ²⁴/₁₀₀ and that lot No 1 pay to No 6 \$ 906 ³⁴/₁₀₀ and that lot No 2 pay to lot No 6 \$ 370 ¹²/₁₀₀ and that lot No 2 pay to lot No 7 \$ 437 ⁸²/₁₀₀ and that lot No 4 pay to lot No 7 \$ 354. 91 and that lot No 5 pay to lot no 7 \$ 475. 92

And said commisioners would further report that said property both real and personal each was divided into seven shares as aforesaid the said decedant having had five brothers and ten sisters, that said property was thus divided being the only way it which it could be done in justice and equity, the same not being otherwise susceptible of division. That the distributees who received their shares, & who had due and legal notice of the proceedings of your commissioners were as follows Marshall Hairston, Samuel Hairston, George Hairston & Hardin Hairston brothers of said decedant Robert Hairston and living that John A Hairston the brother of said ^{Robert} decedant died leaving being Ruth, Susan, George & Marshall Hairston & Elizabeth Jones his children now living and heirs that deceased Robert Hairston had also two sisters viz Ruth Hairston & America Calloway, both of whom are dead & who died leaving children and heirs as follows Ruth Pannell & George Calloway being children of said America Calloway, George, Peter & Samuel Hairston, and Elizabeth Rainey children of said Ruth Hairston deceased,

Probate Court } Decree of Confirmation Enrolled
 March Term 1856 } March 8 1856
 Stephen A Brown Judge

And your commissioners would also report, that they deem it impracticable to divide the lands, known as the Mines Bluff & Nashville tracts, lying on the Beech River, at this season of the year, and that said heirs, or their attorneys have mutually agreed to waive further notice for division of said tracts of land, and leave it with your Commissioners to divide the

same, equally between at any time during the present year, when it best suits their judgement and convenience.

Having thus far, complied with your order to the best of their ability, without fear, threats, affection or persuasion they respectfully beg, for the present to be released, and at some future period, they may or may not, render you a further statement of their proceedings, All of which is respectfully submitted

James Sykes

E. P. Odeneal

R. H. Pearson

Your commissioners would state that the E & of the S E $\frac{1}{4}$ of section 18 containing 79 $\frac{3}{4}$ included in the foregoing division, was not included in the land we were directed to divide, that it belonged to said Estate and was a part of said tract "black flat" as we were advised by the adv^r, and all parties being present or by their attorneys consented to a division of the same.

James Sykes

E. P. Odeneal

N. B. Gilmer

R. H. Pearson

The State of Mississippi, Loundes County, this 12th day February 1850

This day personally appeared before me E. P. Odeneal James Sykes, N. B. Gilmer & R. H. Pearson who were duly qualified according to law to appraise and divide among the legal heirs of Robert Hairston deceased in a just and impartial manner all the real and personal Estate of said Robert Hairston deceased according to an order of the Probates Court of said County made at the January term of said Court.

Given under my hand and seal of office this the day and date above written.

Jos. H. Tolly P. Clerk

The State of Mississippi,

Loundes County

Before me Stephen A. Brown Judge of Probate of said County this day personally came James Sykes, Ebenezer P. Odeneal and made oath that the foregoing report contains an honest faithfull & impartial division of the real and Personal Estate of Robert Hairston Deceased and that they have performed the duties trusts and services required of them in this behalf, to the best of their skill, knowledge and judgement.

E. P. Odeneal

James Sykes

R. H. Pearson

Truly Recorded

Daniel Williams clerk