

C98 (6) 1884/B1 (2/5)

In chancery for the Fifteenth District of
the Western Division of Alabama

Arthur W. Stephenson et al
or
James E. Price adm de bono
Arthur Stephenson dec'd et al

Whereas the undersigned A. W. Stephenson,
Sally Murphy, Minerva Burleson Martha
Stephenson and Richard L. Stephenson
together with William J. Stephenson deceased
and James W. Stephenson deceased were all
the heirs at law of Arthur Stephenson
deceased and distributees of his estate;
Whereas the estate of said William J. is
indebted to the estate of said Arthur, on
account of said William J.'s administration
thereof, for which said James W. was liable
as joint administrator, in an amount ex-
ceeding the aggregate sum of their distribu-
tive shares thereof, leaving the undersigned
entitled to have the balance of the assets of
the estate of said Arthur distributed equally
among them.

Whereas there is due to the estate of said Arthur
from the undersigned and others for purchase
money of lands of the estate with interest
to Sept 17, 1884 as follows viz:

Names:

Burleson, Minerva
Murphy, Sally
Price, James E.
Stephenson, A. W.

Stephenson, Arthur
Stephenson, Arthur
W.

Stephenson, James
M.
Stephenson, Martha

Stephenson, Richard
L.
Stephenson, William
J.

Places:

Fifteenth District
Western Alabama

Types:

chancery court

Dates:

Sept 17, 1884

CPB (6) 1884 (B) (2/5)

From A W Stephenson		
For	W/2 of S E/4 of S 34 T5 R5W	
	W/2 of S W/4 of S W/4 of S 34 T5 R5W	2
	E/2	221.78
	S W/4 of S W/4
	E/2 of W/4 of S W/4
	W/4 of W/4 of E/4	10
		300.00
		<u>100.00</u>
		421.78
	Expenses of suit paid by him	<u>25.00</u>
		\$ 446.78
From Sallie Murphy		
For	W/4 of S 2 T6 R5W	1600.00
	E/2 of S W/4 of	2010.25
		<u>400.00</u>
		\$ 2110.25
From Minerva Burleson		
For	S W/4 of S 36 T5 R5W	2135.44
	Expenses of suit paid by her	<u>25.00</u>
		\$ 2110.44
From D. L. Downs		
For	1/2 of S E/4 S 35 T5 R5W	\$ 843.75
From Austin		
For	E/2 of W/4 of S 35 T5 R5W	\$ 366.61
From Martha Stephen		
For	E/2 of W/4 of S 36 T5 R5W	782.30
	Expenses of suit paid by her	<u>45.00</u>
		\$ 737.30

Names:

Austin,	Downs, D. L.	Stephenson, A. W.
Burleson, Minerva	Murphy, Sallie	Stephenson, Martha

Places:

Fifteenth District
Western Alabama

Types:

chancery court

Dates:

Sept 17, 1884

CPB (6) 1884 B11 (2/15)

assets of Arthur Stephenson's estate for distribution.		
1883. Sept 17	Due from A W Stephenson	
	For lands purchased in 1859.	205.35
	Int to Sept 17. 1884.	16.43
	For SW ¹ / ₄ of SW ¹ / ₄ and E ¹ / ₂ of NW ¹ / ₄ of SW ¹ / ₄ S2.	300.00
	" NW ¹ / ₄ of SE ¹ / ₄ S 10. all in J6 R5N.	<u>100.00</u>
		621.78
	Exp expenses of suit paid	<u>205.00</u>
	amt due Sept 17. 1884.	\$ 416.78
1884. Sept 17.	Due from Sallie Murphy	
	For NW ¹ / ₄ S 2 J6 R5N	1600.00
	" E ¹ / ₂ of SW ¹ / ₄ " " "	<u>400.00</u>
	amt due Sept 17. 1884	\$ 2000.00
1883. Sept 17	Due from Minerva Burleson	
	For SW ¹ / ₄ S 36 T5 R5N	1977.26
	Int to Sept 17. 1884.	<u>158.18</u>
		2135.44
	Exp expenses of suit paid	<u>25.00</u>
	amt due Sept 17. 1884.	\$ 2110.44
	Due from D L Down	
	For E ¹ / ₂ of SE ¹ / ₄ S 36 T5 R5N	781.25
	Int to Sept 17. 1884.	<u>62.50</u>
	amt due Sept 17. 1884.	\$ 843.75
1884. .	Due from D L Austin for E ¹ / ₂ SE ¹ / ₄ S 35 T5 R5N	311.70
	Int to Sept 17. 1884	<u>24.93</u>
	amt due " "	\$ 336.63

Names:

Austin, V. L.
Burleson, Minerva

Downs, D. L.
Murphy, Sallie

Stephenson, A. W.
Stephenson, Arthur

Places:

Fifteenth District
Western Alabama

Types:

chancery court

Dates:

Sept 17, 1884

CPB (6) 1884^{1B11} (2/5)

1883 Sept 17	Due from Martha Stephenson	
	To: E ¹ / ₂ N ¹ / ₄ S 56 T 5 R 5 N	726.20
	Int to Sept 17. 1880	<u>58.10</u>
		784.30
	Exp expenses of suit paid	<u>45.00</u>
	amt due Sept 17. 1884	\$ 739.30
	Due from R L Stephenson	
	To: N ¹ / ₂ S E ¹ / ₄ S 2 T 6 R 5 N	726.20
	Int to Sept 17. 1884	<u>58.10</u>
	amt due " "	\$ 784.20
1884 Sept 17	Due from Mr & R L Stephenson for Flint Place	4956.00
	A W Stephenson	216.78
	S. Murphy	2000.00
	M. Burcham	2110.44
	D L Down	843.75
	V. L. Austin	336.63
	M. Stephenson	737.30
	R L Stephenson	784.30
	Mr & R L Stephenson	<u>4956.00</u>
		12187.20
	Exp Attys Fees	<u>1450.00</u>
	5	<u>10737.20</u>
		2147.44
	A W Stephenson's share	2147.44 - 416.78 \$ 1730.66
	S. Murphy's "	2147.44 - 2000.00 \$ 147.44
	M. Burcham's "	2147.44 - 2110.44 \$ 37.00
	M. Stephenson's "	2147.44 - 737.30 \$ 1408.14
	R. L. Stephenson's "	2147.44 - 784.30 \$ 1363.14

Names:

Austin, V. L.
Burlison, M.

Downs, D. L.
Murphy, S.

Stephenson, A. W.
Stephenson, Martha

Stephenson, R. L.

Places:

Fifteenth District
Western Alabama

Types:

chancery court

Dates:

Sept 17, 1884

CPB (6) 1884¹⁸⁸¹ (2/5)

From R L Stephenson
 For 1/2 of SE 1/4 S 2 T 6 R 5 N B 784.30

From A W and R L Stephenson
 For E 1/2 510.76. R 44
 E 1/2 of NW 1/4 " " "
 SW 1/4 of " " "
 NW 1/4 of SW 1/4 " " "
 SE 1/4 " " "
 28 acres off South side of NW 1/4 " " "
 NE 1/4 of SW 1/4 14 " " 495.00

aggregating \$12197.45 out of which Francis P Ward as executor of Ellen M Weakley deceased is to be paid \$1050. leaving \$10787.45 distributed among the undersigned as follows:

A W Stephenson	2149.49 - 416.78	\$	1732.71
Sallie Murphy	" - 20 ^{50.25}	\$	159.24
Minerva Burleson	" - 2110.44	\$	59.75
Martha Stephen	" - 729.30	\$	1410.19
Richard L Stephenson	" - 784.30	\$	1365.19

Now therefore the undersigned hereby consent that at the September Term of the court a decree may be rendered in this cause directing the Registry to convey said land to the purchasers, to-wit:

1/2 of SE 1/4 of S 2 T 6 R 5 N: E 1/2 of S 2 T 6 R 5 N: and 1/2 of NW 1/4 of SW 1/4 of S 2 T 6 R 5 N to R L Stephenson: SW 1/4 of SW 1/4 of S 2 T 6 R 5 N: E 1/2 of NW 1/4 of SW 1/4 of S 2 T 6 R 5 N: and NW 1/4 of NE 1/4 of SW 1/4 of S 2 T 6 R 5 N to A W Stephenson.

Names:

Burleson, Minerva
 Murphy, Sallie
 Stephenson, A. W.

Stephenson, Martha
 Stephenson, R. L.

Stephenson, Richard
 L.
 Ward, Francis P.

Weakley, Ellen M.

Places:

Fifteenth District
 Western Alabama

Types:

chancery court

Dates:

Sept 17, 1884

CPB (C) 1874^B (2/5)

S W¹/₄ and E¹/₂ of S W¹/₄ of S 2. T6. R 5¹/₄ to Sallie
Murphy.

S W¹/₄ of S 36. T5. R 5¹/₄ to Minerva Paulson.

1/2 of S E¹/₄ of S 35. T5. R 5¹/₄ to D. L. Downs
subject to a vendor's lien for payment of \$890.72
with interest from Sept 17, 1884 to
to be enforced by petition in this court
on default of payment for months.

E¹/₂ of N E¹/₄ of S 35. T5. R 5¹/₄ to
subject to a vendor's lien for payment of \$336.43
with interest from Sept 17, 1884 to
to be enforced by petition in
this court on default of payment for
months.

E¹/₂ of N W¹/₄ of S 36. T5. R 5¹/₄ to Martha
Stephenson.

W¹/₂ of S E¹/₄ S 2. T6. R 5¹/₄ to Richard L
Stephenson.

also N E¹/₄. S E¹/₄. E¹/₂ of N W¹/₄. S W¹/₄ of N W¹/₄
and N W¹/₄ of S W¹/₄ of S 10. T6. R 4¹/₄. S E¹/₄
and 29 acres off the south side of N W¹/₄ of
S 11. T6. R 4¹/₄. and N E¹/₄ of S W¹/₄ of S 11
T6. R 4¹/₄. subject to liens with
priority as follows: first, for payment
of \$1000 to J. P. and Eve of Ellen M. Weakley,
second, for payment of \$189.24 to Sallie Murphy,
\$89.05 to Minerva Paulson, and \$1010.19 to
Martha Stephenson; and third for payment
of \$1732.71 to R. L. Stephenson and \$1365.19 to
R. L. Stephenson.

Names:

Burleson, Minerva
Downs, D. L.

Murphy, Sallie
Stephenson, Martha

Stephenson, Richard
L.

Weakley, Ellen M.

Places:

Fifteenth District
Western Alabama

Types:

chancery court

Dates:

Sept 17, 1884

CPB (6) 1884/B11 (2/5)

F. P. Ward admn of the estate of G. W.

Date	Description	Dr.	Cr.	Balance
1878 Mar 4	To amt received on McMullen debt	760 00		970 00
1879 Aug 1	" " " Jolly	354 68		443 45
" " " "	" " " Gardner	186 40		253 00
1881 Apr 4	Dividend on Bank stock	229 35		402 00
1882 Feb 8	" " " "	185 50		302 00
1883 Jan 30	" " " "	44 00		102 00
1884 Aug 15	" " " "	42 80		108 00
		1742 73		2554 45
				1742 73
				4137 18

F. P. Ward
Per Atty. in L.
G. W. McMullen

1742 73 2554 45

Names:

Gardner,

Jolly,

McMullen,

Ward, F. P.

Types:

account

Dates:

Jan 1, 1887

CPB (6) 1884¹⁸¹¹ (2/5)

2

Neal in a/c for Francis' health and Co

			1884	1885
1887	May 25	By Bal due due on hand: Salt:	53 87	36 47
"	"	" excess of distribution to G.E. Bassett	112 20	121 50
"	June 28	" out paid G.E. Bassett	7 25	10 10
"	Aug 14	" " M.B. Neal	45 50	51 50
"	" 29	" " S.E. Steel		
"	" 30	" " G.E. Bassett	4 60	5 10
"	Sept 24	" " M.B. Neal	4 50	5 10
"	Oct "	" " S.E. Steel		
"	" "	" " M.B. Neal	1 50	2 00
"	Dec 28	" " M.B. Neal	13 20	15 10
1888	Jan 15	" " " "	43 80	50 57
"	Feb 7	" " " " Report	4 35	5 10
"	" 15	" " State & Co Taxes	123 03	145 25
"	" "	" " City Taxes	21 01	24 45
"	" "	" " Francis Neal Taxes	19 98	22 20
"	" "	" " Frank Neal "	5 62	4 50
"	April 11	" " Patent Court cert	18 91	16 35
"	" "	" " cert of Chas. Neal & Mather	170 00	202 10
"	Oct 22	" " M.B. Neal	16 75	20 00
"	Oct 3	" " Salt for up on loan	43 05	52 50
1889	Jan 14	" " City Taxes	81 27	101 90
"	" "	" " Francis Neal	7 10	7 00
"	" "	" " Frank Neal	4 75	6 05
"	Feb 18	" " M.B. Neal	22 25	41 00
"	March 18	" " Miller	62 75	52 00
"	" "	" " State & Co Taxes	121 12	154 43
"	" "	" " Francis Neal	15 95	20 35
"	" "	" " Frank Neal	2 50	3 65
"	" "	" " S.E. Steel on 2-14-89	7 85	10 00
1890	Aug 27	" " City Taxes	89 86	123 00
"	July 23	" " State & Co "	115 20	163 00
"	April 22	" " Francis Neal Taxes	7 20	10 43
			1350 90	1650 44

Names:

Bassett, C. E.

Neal, M. B.

Neal, Mary B.

Types:

account

Dates:

Jan 1, 1887

Frances Cabaniss Roberts Collection: Series 1, Subseries B, Box 11, Folder 6

Legal and court documents, 1884 (2 of 5)

Image 9 r01b11-06-000-0025 [Contents](#) [Index](#) [About](#)

CPB (6) 1884¹⁸⁸¹ (2/5)

3.		By amt from page =	1884	1885
1881	Aug 12	paid City taxes	60 45	126 30
"	"	1/2 Francis shul tax	7 50	12 50
"	"	State & Co taxes	99 32	156 75
"	"	1/2 Francis shul "	5 41	9 37
"	"	admission for insurance	7 44	12 00
1882	Aug 11	City taxes	21 70	137 27
"	July 8	State & Co taxes	51 70	137 02
"	"	Francis shul tax	8 50	16 10
"	April 28	B. Paul foreign bond	17 88	31 60
1883	July 28	City taxes	49 39	105 53
"	April 11	State & Co "	56 18	124 04
"	July 24	Francis shul & city taxes	3 20	6 75
"	April 11	1/2 " State & Co "	4 81	10 65
"	April 23	200 Laughlin insurance	22 57	55 50
"	Dec 1	B. Paul bond	2 45	6 00
1884	July 20	City taxes	38 20	97 60
"	"	Francis shul	4 16	12 50
"	29	Wardman repairs	19 33	50 00
"	March 14	State & Co taxes	39 53	115 00
"	"	Francis shul	5 85	14 30
1885	Nov 7	State & Co taxes	34 90	115 10
"	15	City "	28 35	93 60
1886	July 8	State & Co "	18 10	79 30
"	"	City "	21 50	95 00
1887	July 26	State & Co "	15 85	103 40
"	"	City "	18 72	96 00
"	May 2	Wardman repairs	1 25	10 00
"	Oct 8	"	2 50	20 00
"	"	"	1 50	15 00
"	Dec 31	State & Co taxes	8 50	106 55
1888	Nov 14	City "	6 00	96 00
1887	"	"		96 00
"	23	State & Co		99 00
			2076 77	3271 33

Names:

Franks, B.

Laughlin, J. B.

Neal, Francis

Types:

account

Dates:

Jan 1, 1887

CPB (6) 1884 B11 (2/5)

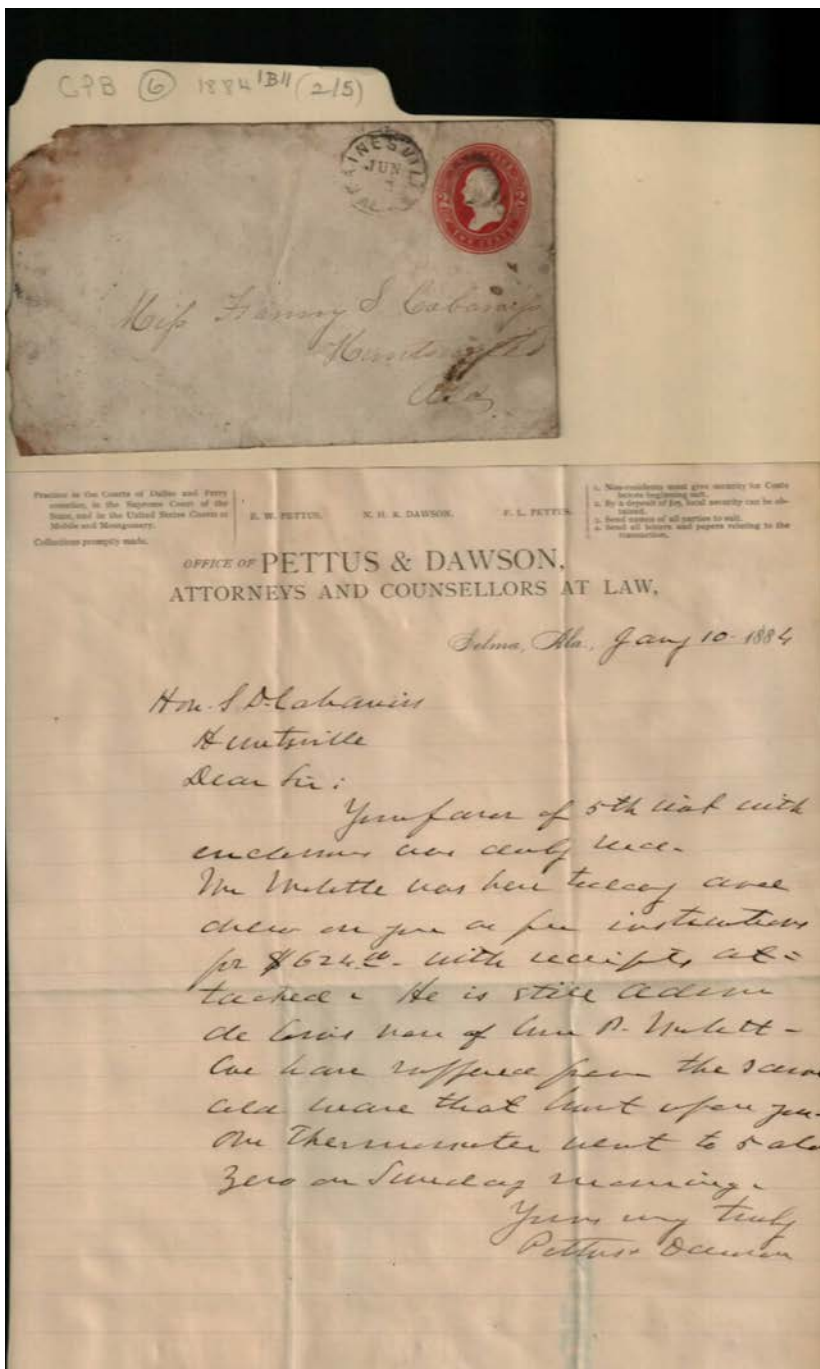
Credits	5962 76
Debits	4337 18
	1525 58
Comm 2 1/2% on \$10964.94	252 62
Bal due a/cmt. Jan 1, 1887.	1778 20

Types:

account

Dates:

Jan 1, 1887



Names:

Cabaniss, Fanny S.

Cabaniss, S. D.

Melette, P., Mrs.

Pettus & Dawson

Places:

Huntsville, AL

Selma, AL

Types:

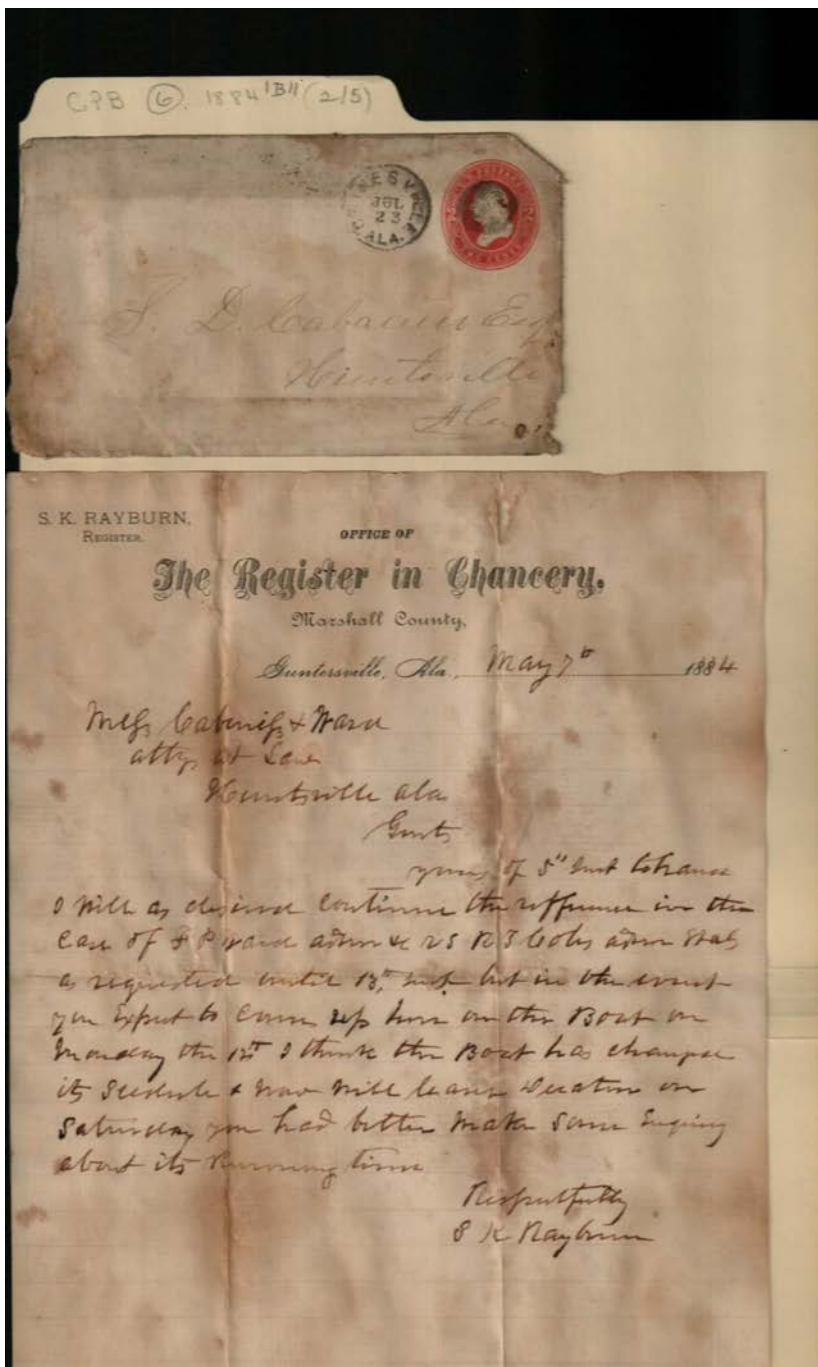
envelope

legal correspondence

Dates:

Jan 10, 1884

June 2



Names:

Cabaniss & Ward
Cabaniss, S. D.

Cole, R. T.
Rayburn, S. K.

Ward, F. P.

Places:

Guntersville, AL

Huntsville, AL

Types:

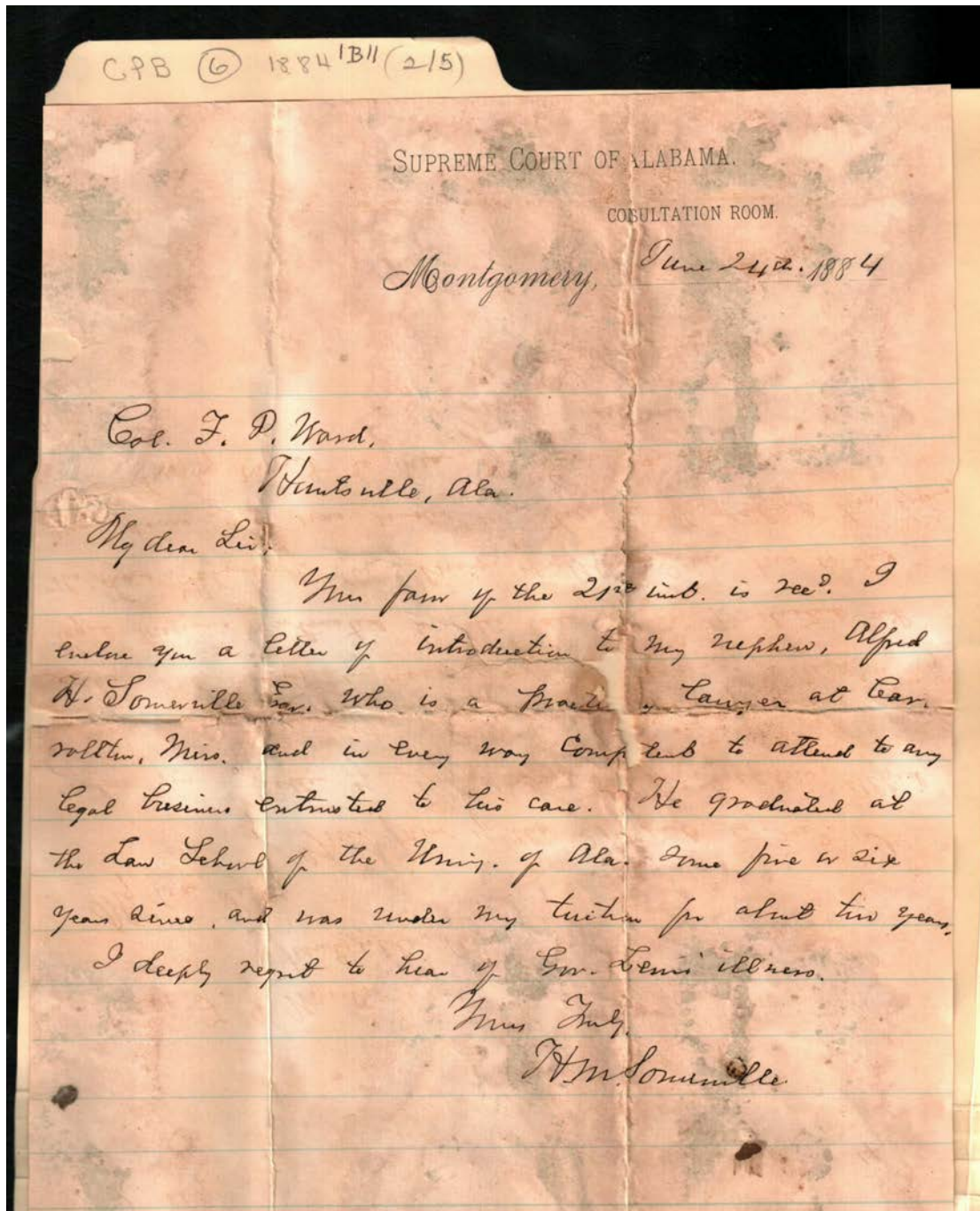
envelope

legal correspondence

Dates:

July 23

May 7, 1884



Names:

Lewis, Gov.

Somerville, Alfred H.

Somerville, H. M.

Ward, F. P.

Places:

Huntsville, AL

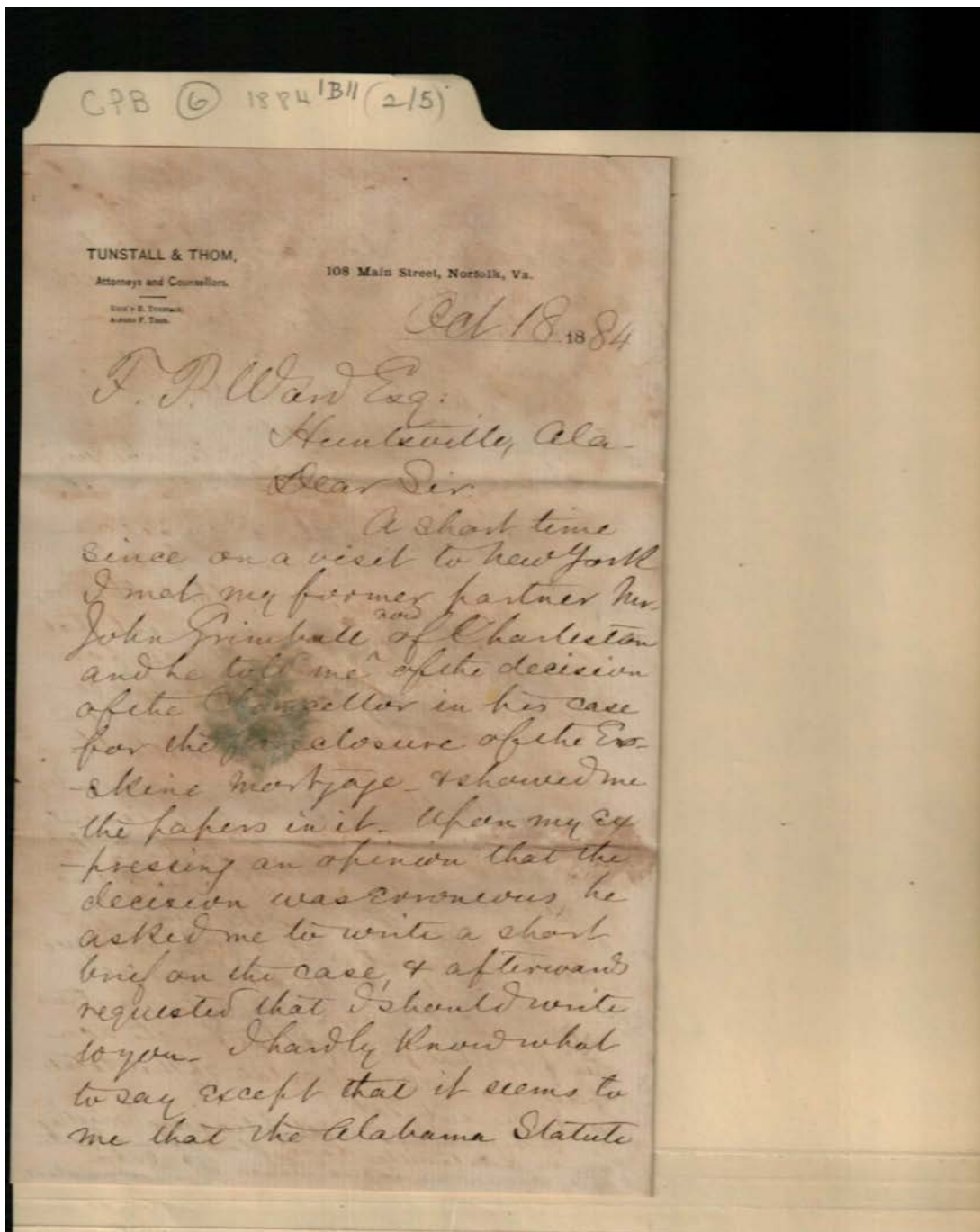
Montgomery, AL

Types:

correspondence

Dates:

June 25, 1884



Names:

Erskine,

Grimball, John

Tunstall & Thom

Ward, F. P.

Places:

Norfolk, VA

Types:

legal correspondence

Dates:

Oct 18, 1884

CPB (6) 1884 B11 (2/5)

of non claim does not properly enter into the case. I agree with you that under the Alabama decision referred to by you it would probably be correctly decided that the estate of Mr. Erskine was released by the giving up of the original note and the acceptance of the Donegan Mastin note instead - but I cannot but believe that this was under an express agreement that all moneys collected by the foreclosure of the Texas mortgage should be credited upon the new note. This agreement with the principle that securities given by the debtor to indemnify a security constitute a trust fund for the benefit of the creditor it seems to me, should win the case. Indeed, without such express agreement, I think the law would regard the Erskine estate as a trustee for that fund, & that for its non-payment, the real estate of that estate could be subjected.

I remember with pleasure meeting you in Huntsville & am glad of an opportunity truly to renew my acquaintance R. B. Tunstall

Names:

Donegan Mastin

Erskine,

Tunstall, R. B.

Places:

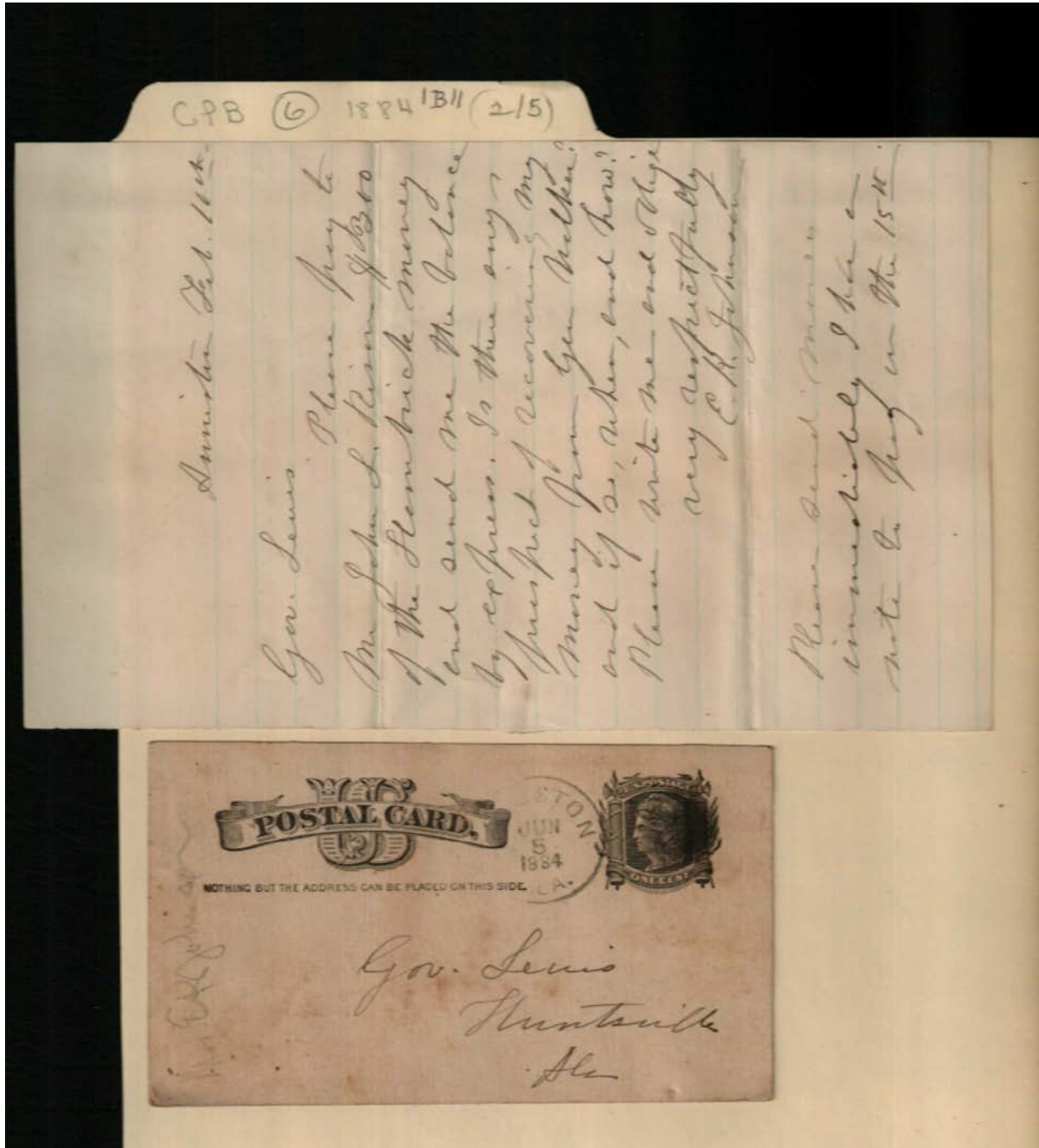
Norfolk, VA

Types:

legal correspondence

Dates:

Oct 18, 1884



Names:

Hambrick,
Johnson, E. K.

Lewis, Gov.
Rison, John L.

Walker, Gen.

Places:

Anniston, AL

Huntsville, AL

Types:

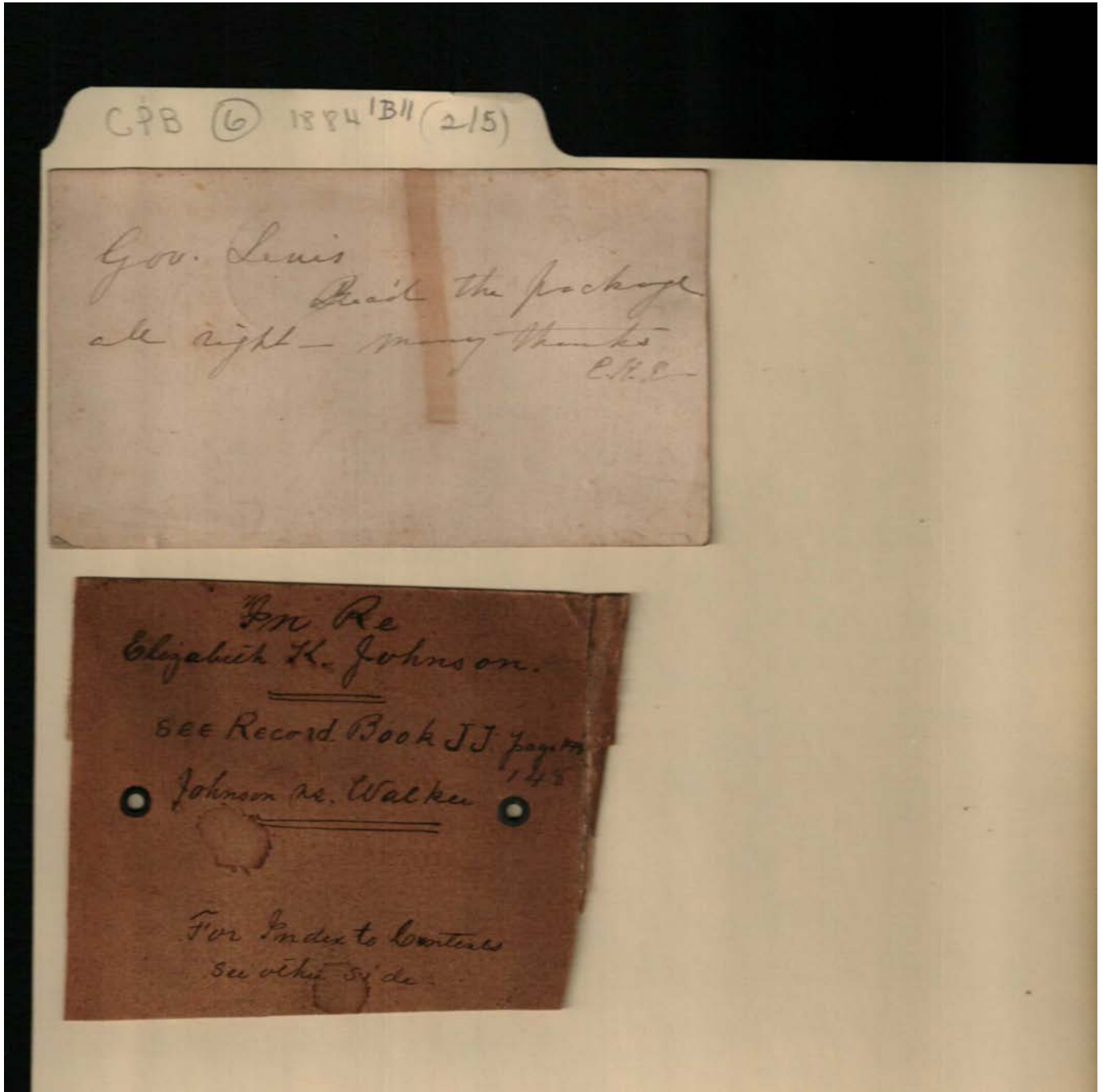
correspondence

postcard

Dates:

Feb 10

June 8, 1884



Names:

Johnson, Elizabeth K.

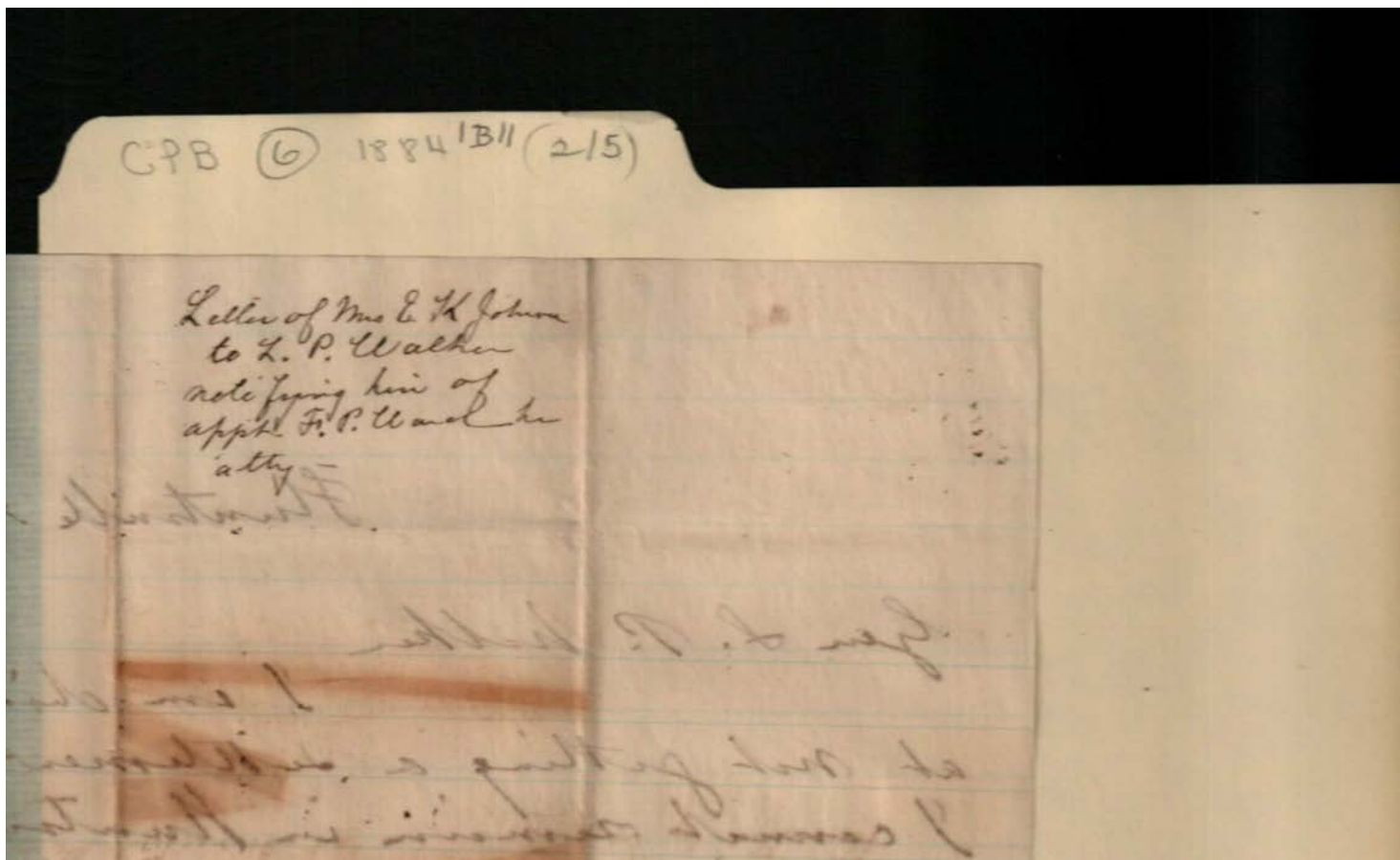
Lewis, Gov.

Walker,

Types:

memo

receipt



Names:

Johnson, E. K., Mrs.

Walker, L. P.

Ward, F. P.

Types:

memo

CPB (6) 1884 B11 (2/5)

Huntsville Ala June 16th

Gen L. P. Walker

I am disappointed at not getting a settlement with you I cannot remain in Huntsville to back it in person. I therefore appoint Mr F. P. Ward my attorney in fact and at law and authorize him to settle with you for me

Respectfully
E. K. Johnson

Recd July 19. 1884 of L. P. Walker for Mr Johnson \$500.
Remitted by Express to her at Anniston. Ala July 21/84 487.

Names:

Johnson, E. K.

Walker, L. P., Gen.

Ward, F. P.

Places:

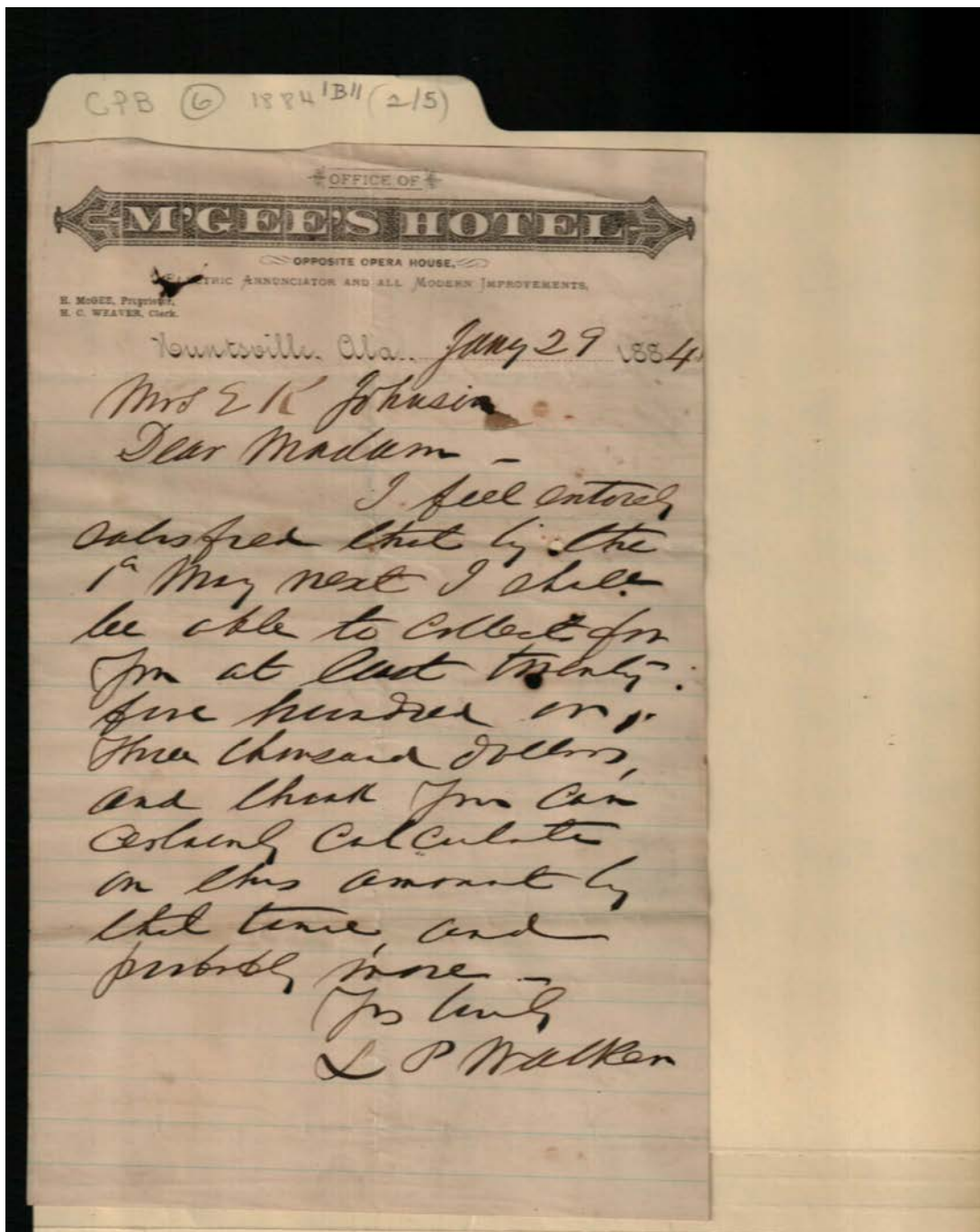
Huntsville, AL

Types:

correspondence

Dates:

June 16, 1884



Names:

Johnson, E. K., Mrs.

McGee's Hotel

Walker, L. P.

Places:

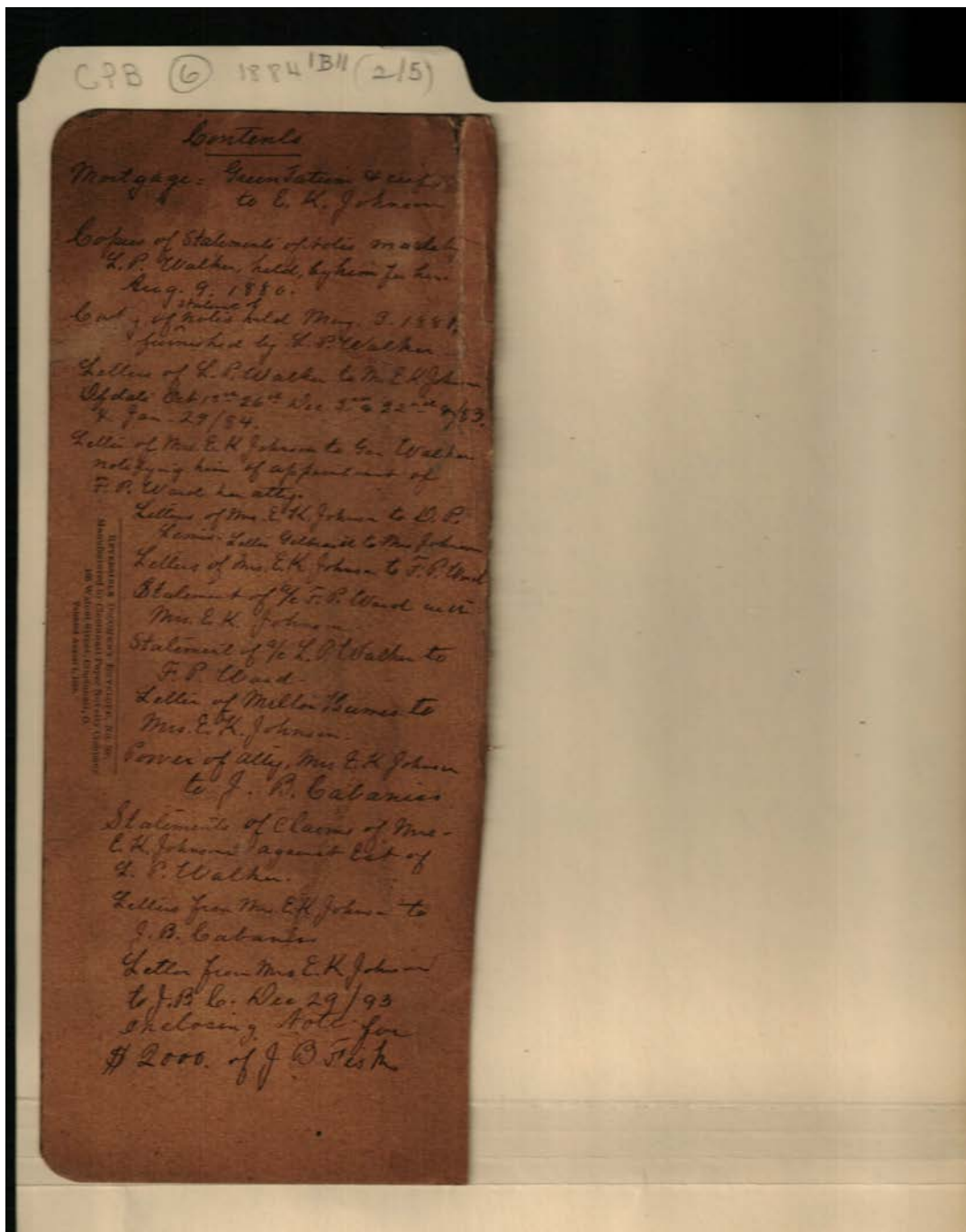
Huntsville, AL

Types:

correspondence

Dates:

Jan 29, 1884



Names:

Cabaniss, J. B.
Fisk, J. B.
Green,

Humes, Milton
Johnson, E. K.
Lewis, D. P.

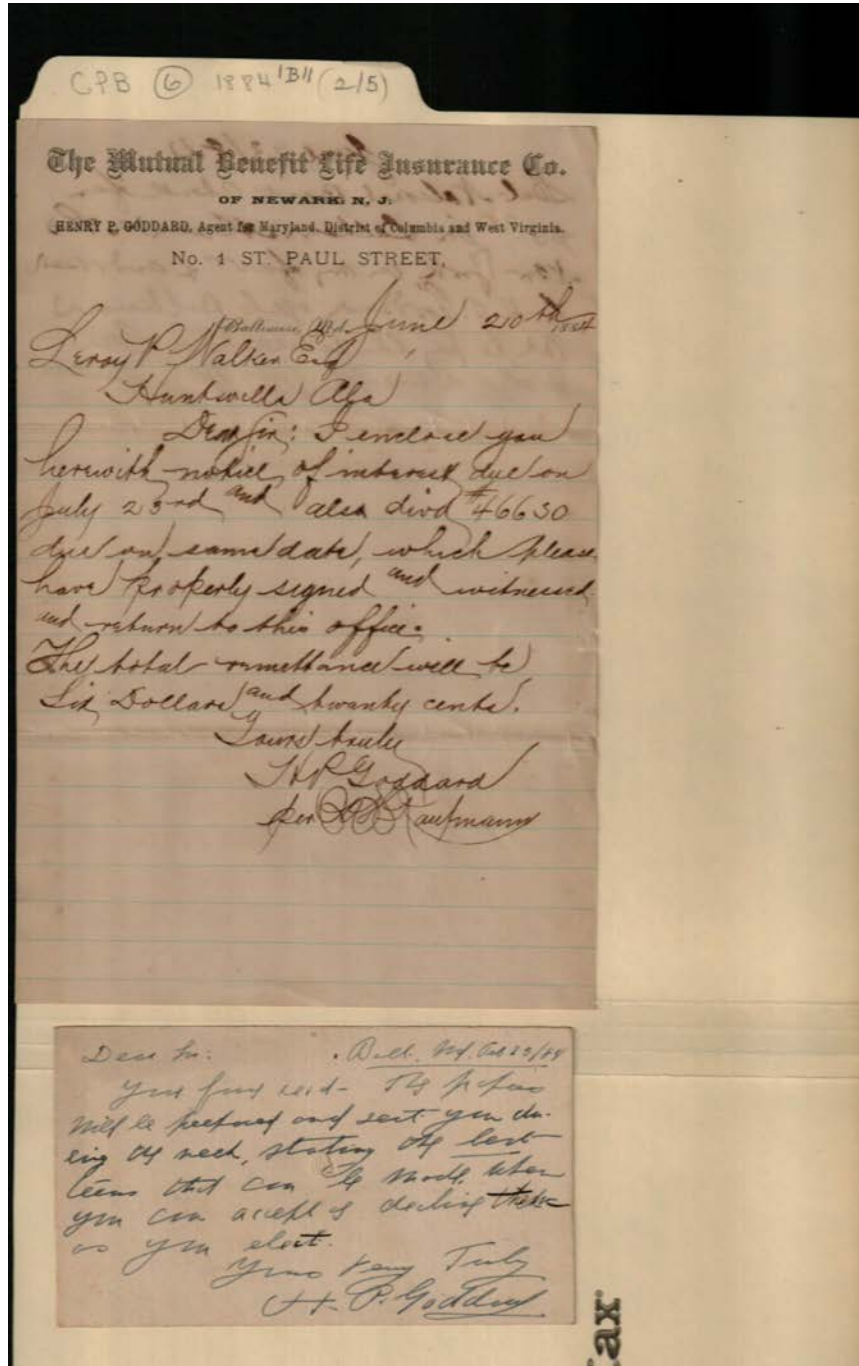
Tatum, Green
Walker, L. P.
Ward, F. P.

Types:

list

Dates:

1893



Names:

Goddard, H. P.

Mutual Benefit Life
Insurance Co.

Walker, Leroy P.

Places:

Baltimore, MD

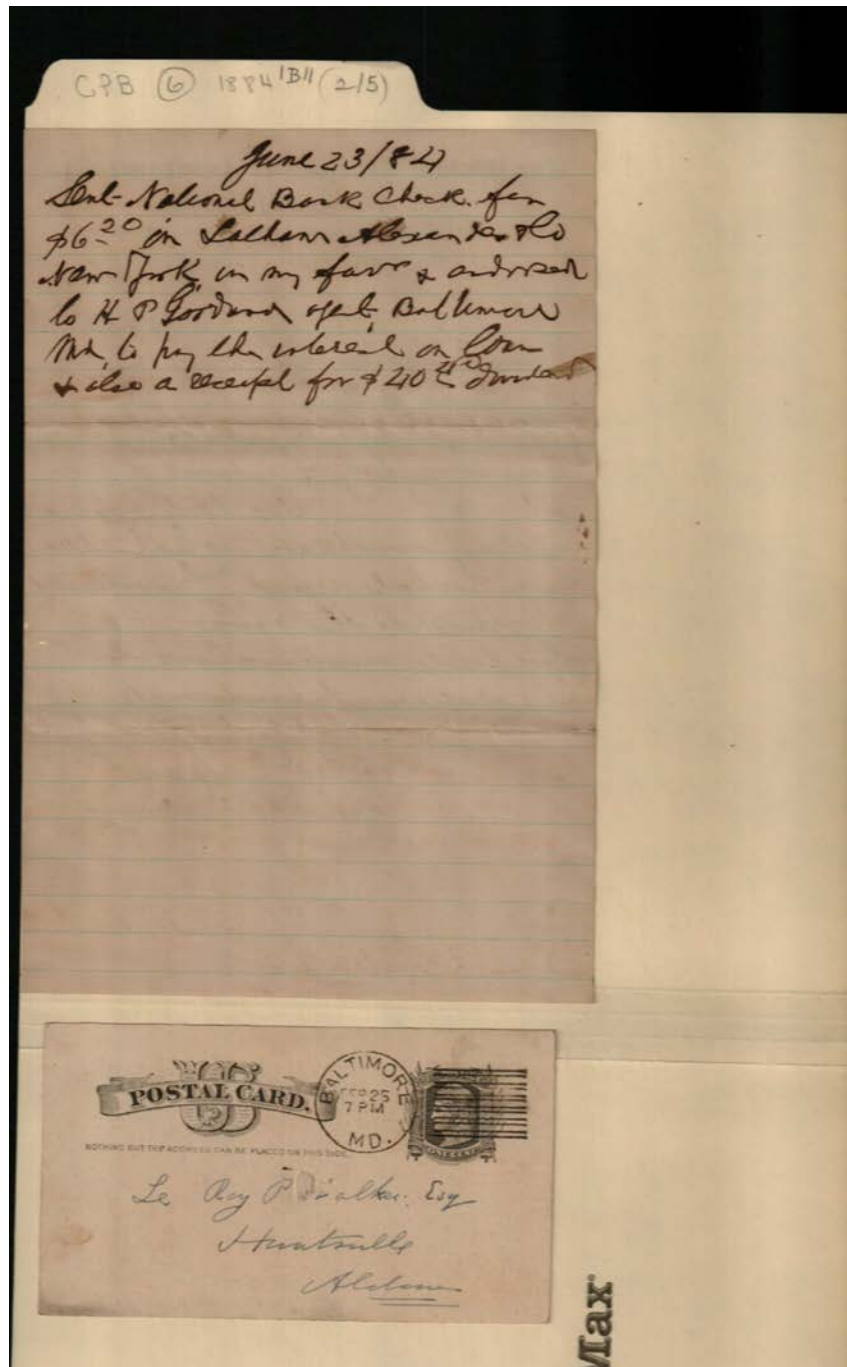
Huntsville, AL

Types:

insurance

Dates:

June 20, 1884



Names:

Goddard, H. P.

Walker, Leroy P.

Places:

Baltimore, MD

Huntsville, AL

Types:

insurance

postcard

Dates:

Feb 25

June 23, 1884

CPB (6) 1884 B11 (2/5)

LERDY POPE WALKER.

(Copy) LAW OFFICE,
HUNTSVILLE, ALA., April 2nd 1884

Equitable Life Assurance
Society of the U. S.
120 Broadway
New York.

A part of the 19th ult, is received.
I have concluded to surrender
policy no 29467 on my life,
and like a paid up policy for
\$3920 in favor of my son. I have
made the affidavit as to his
eye, which is endorsed on the policy,
and have sent from the policy
to be surrendered. ^{He will make thereon the affidavit in respect of} ~~the~~ ^{the} House
Surgeon to the New York Eye &
Ear Infirmary, and will deliver
the policy to be surrendered,
and you can then send me by mail
the paid up policy to be paid
in his favor. Respectfully
L P Walker

Names:

Equitable Life
Assurance Society

Walker, L. P.

Places:

Huntsville, AL

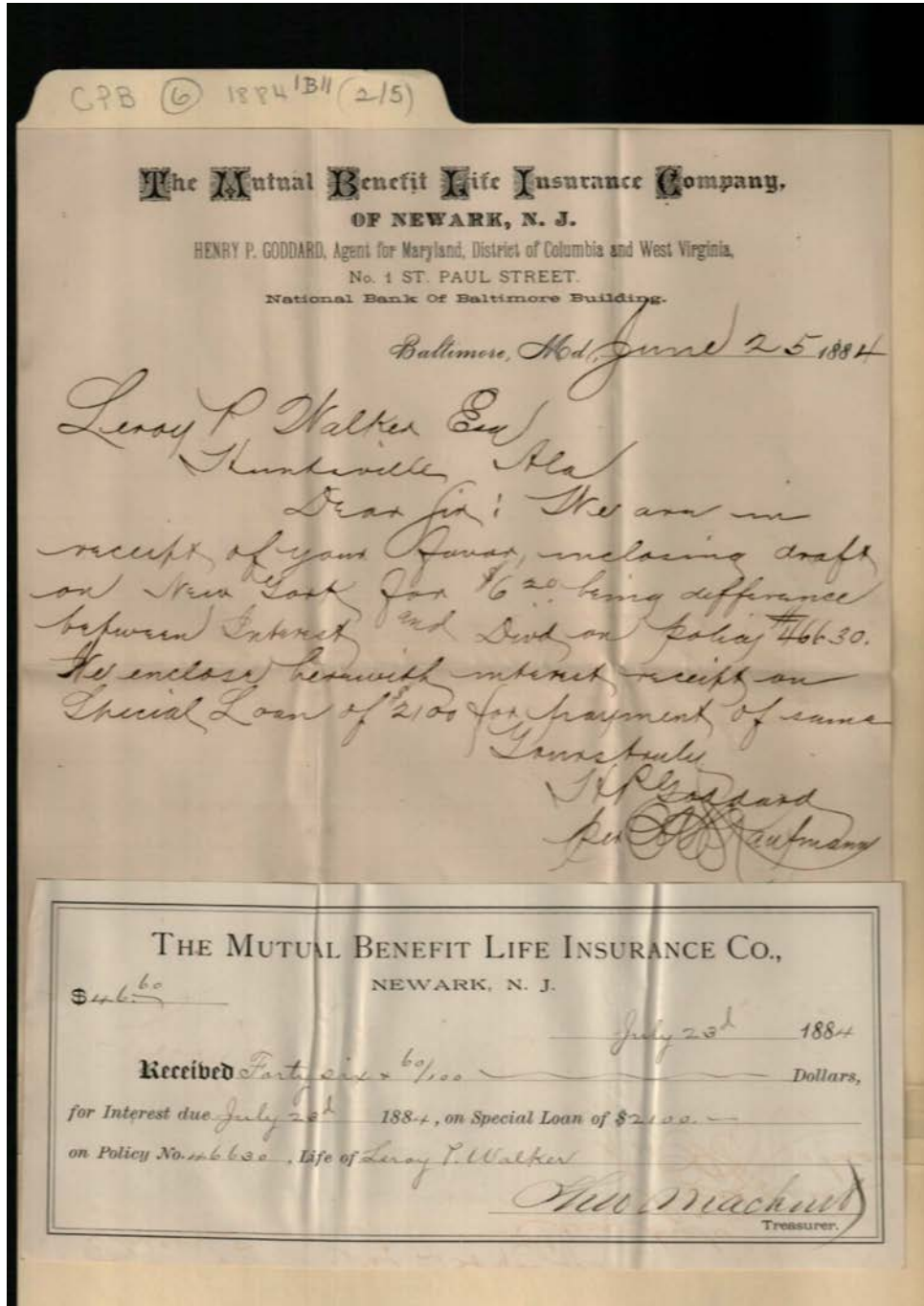
New York

Types:

insurance

Dates:

Apr 2, 1884



Names:

Goddard, H. P.

Mutual Benefit Life Insurance Co.

Walker, Leroy P.

Places:

Baltimore, MD

Huntsville, AL

Newark, NJ

Types:

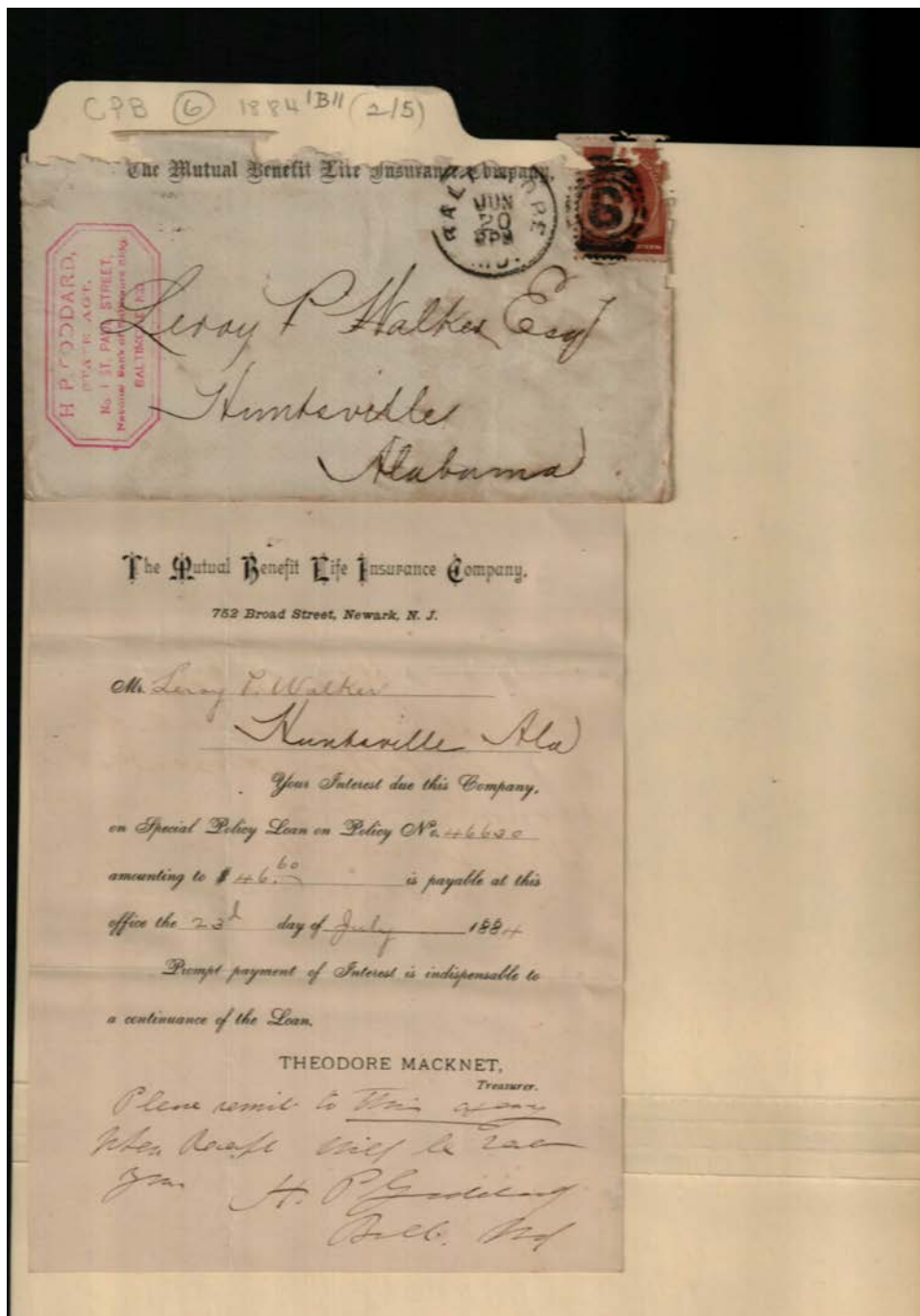
insurance

receipt

Dates:

July 23, 1884

June 25, 1884



Names:

Goddard, H. P.

Mutual Benefit Life
Insurance Co.

Walker, Leroy P.

Places:

Baltimore, MD

Huntsville, AL

Newark, NJ

Types:

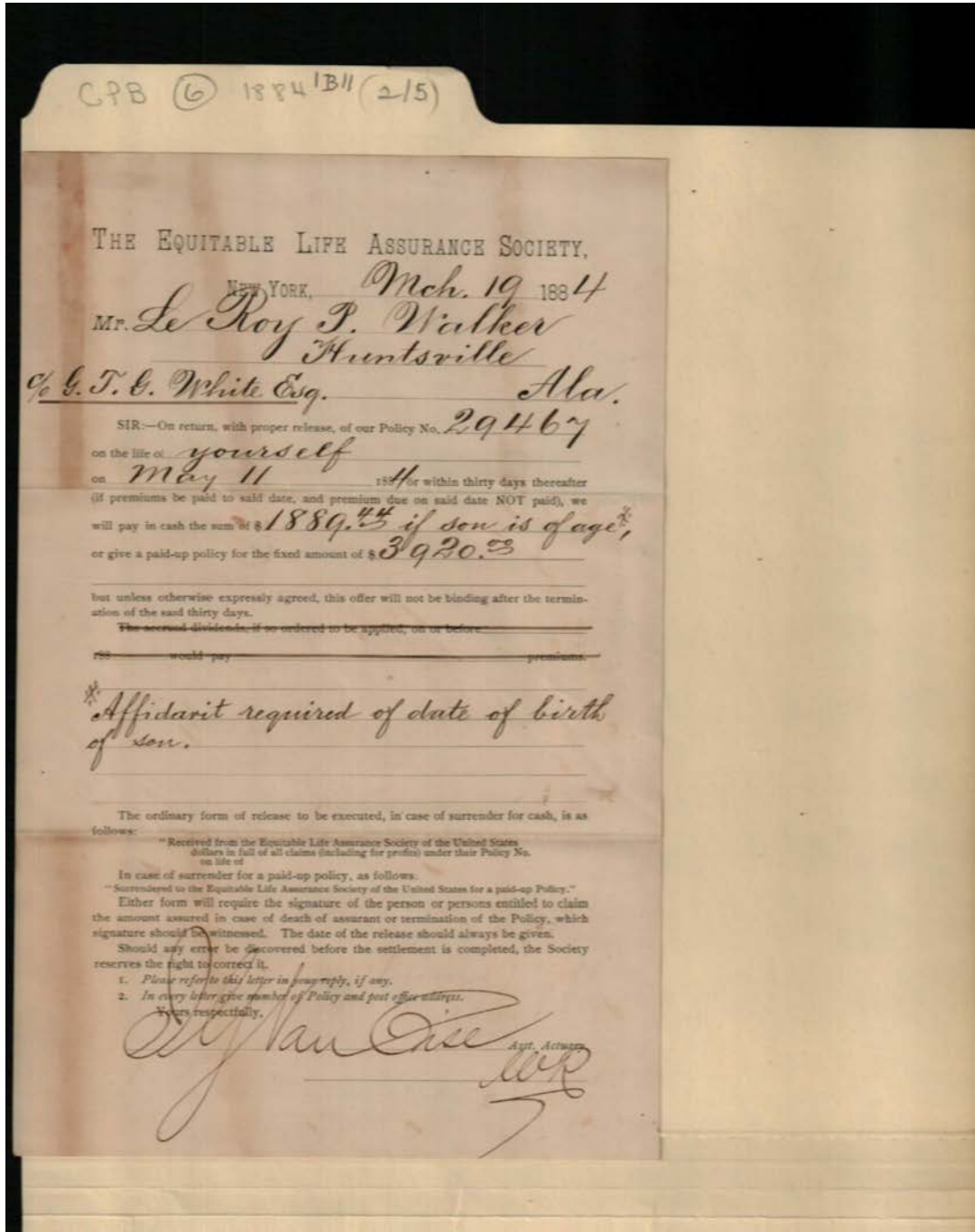
envelope

loan agreement

Dates:

July 23, 1884

June 20



Names:

Equitable Life
Assurance Society

Walker, Leroy P.
White, G. T. G.

Places:

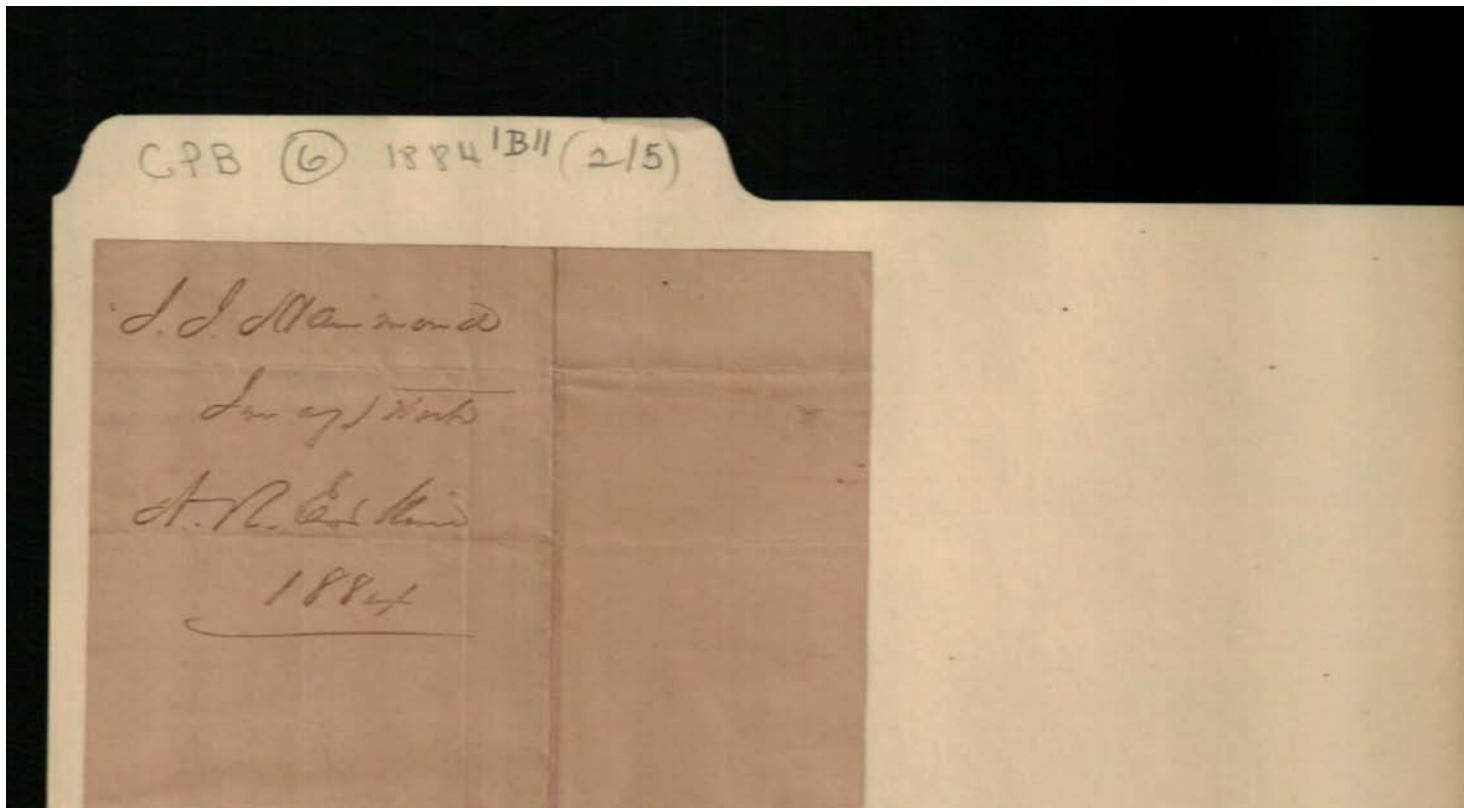
Huntsville, AL

Types:

insurance

Dates:

Mar 19, 1884



Names:

Erskine, A. R.

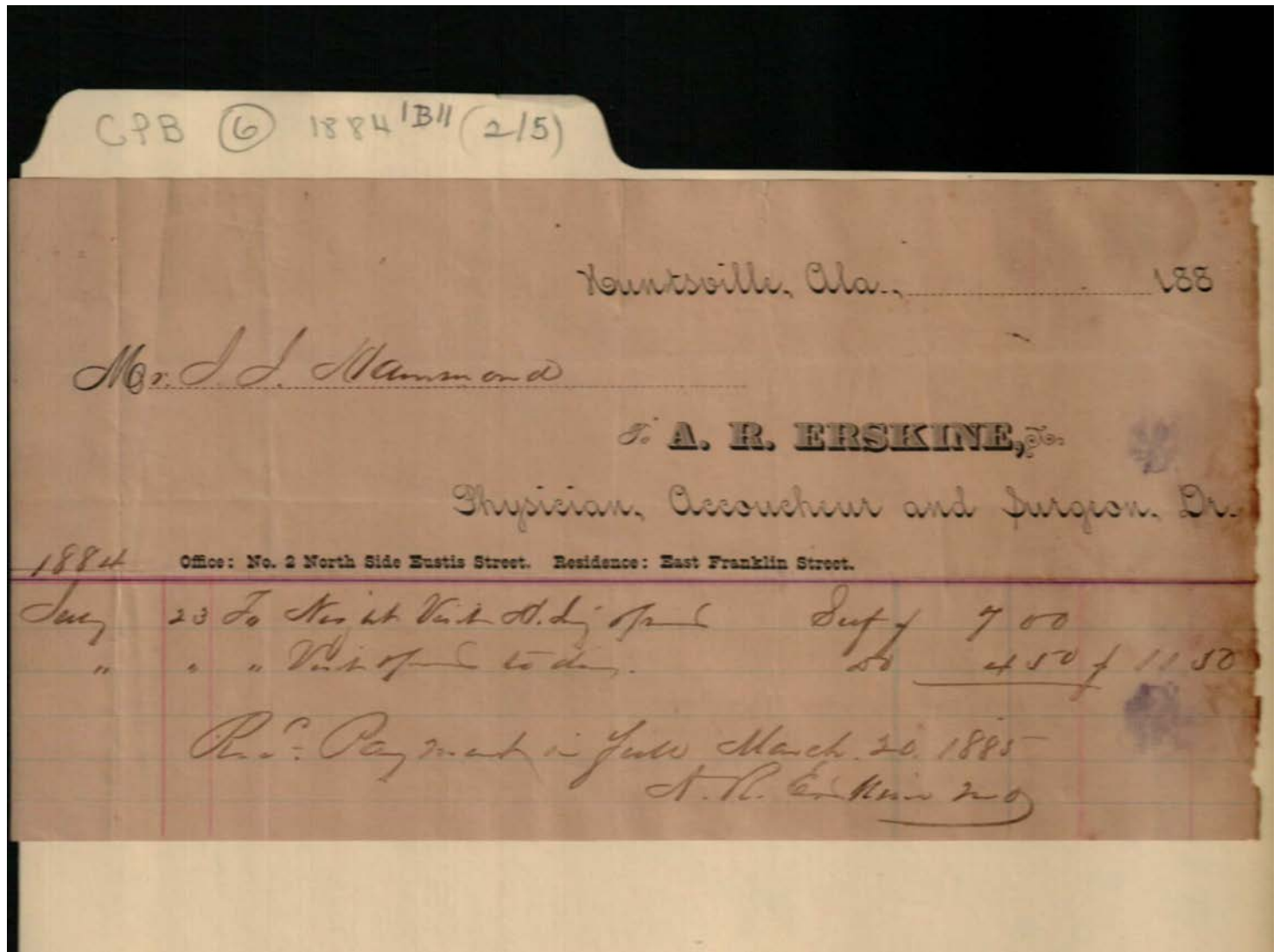
Hammond, J. J.

Types:

memo

Dates:

1884



Names:

Erskine, A. R.

Hammond, J. J.

Places:

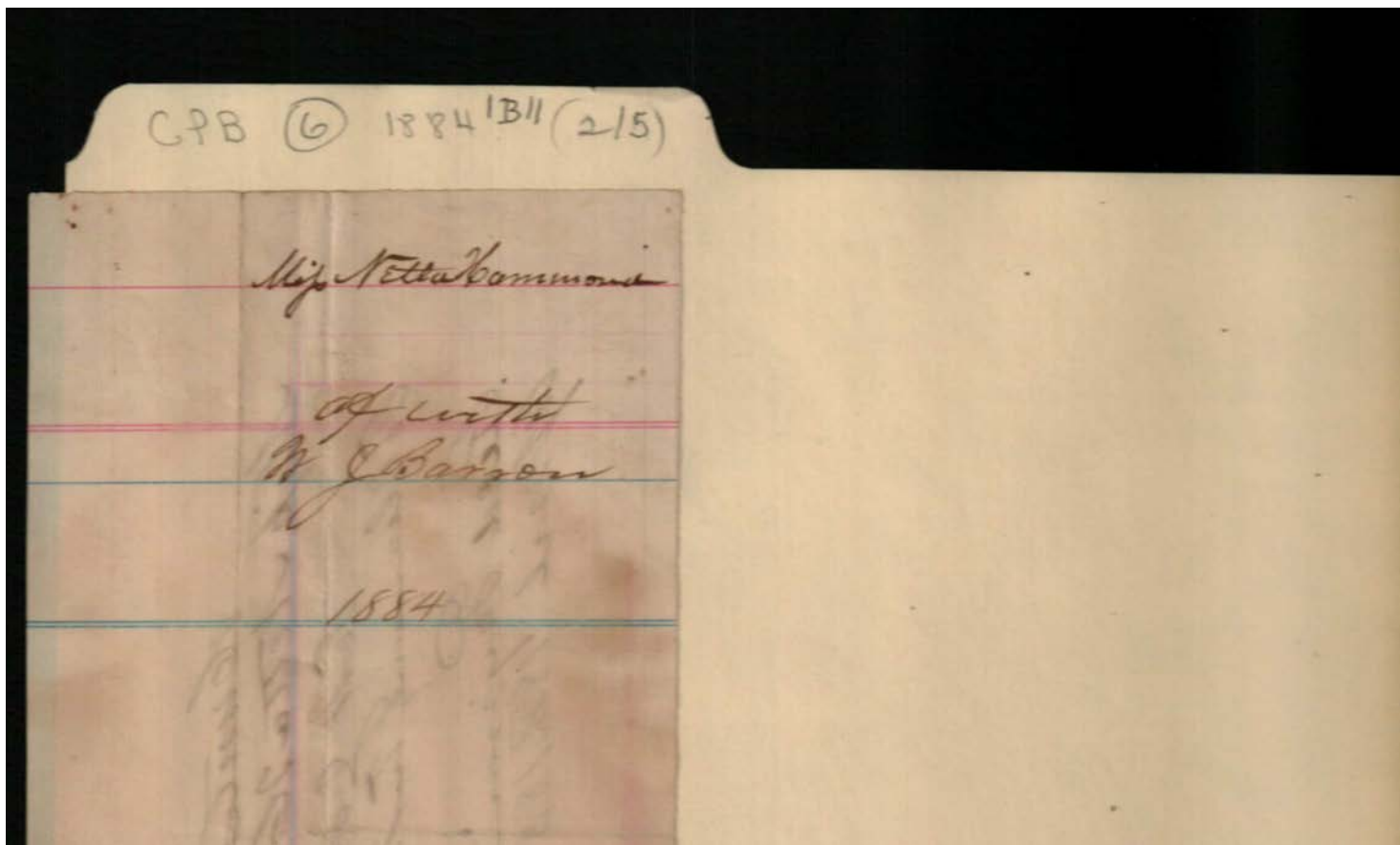
Huntsville, AL

Types:

receipt

Dates:

Mar 20, 1885



Names:

Barron, W. J.

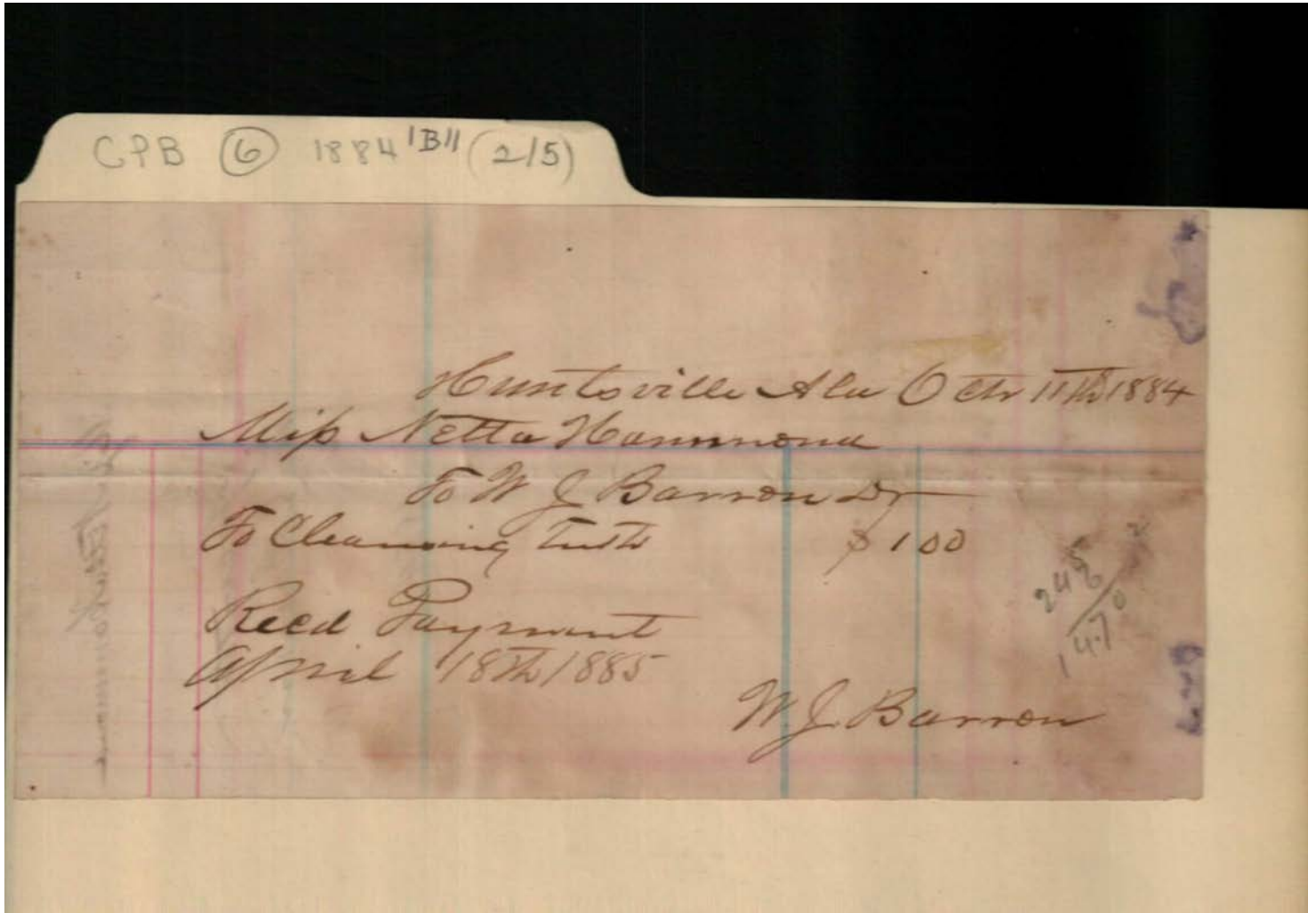
Hammond, Netta

Types:

account

Dates:

Oct 11, 1884



Names:

Barron, W. J.

Hammond, Netta

Places:

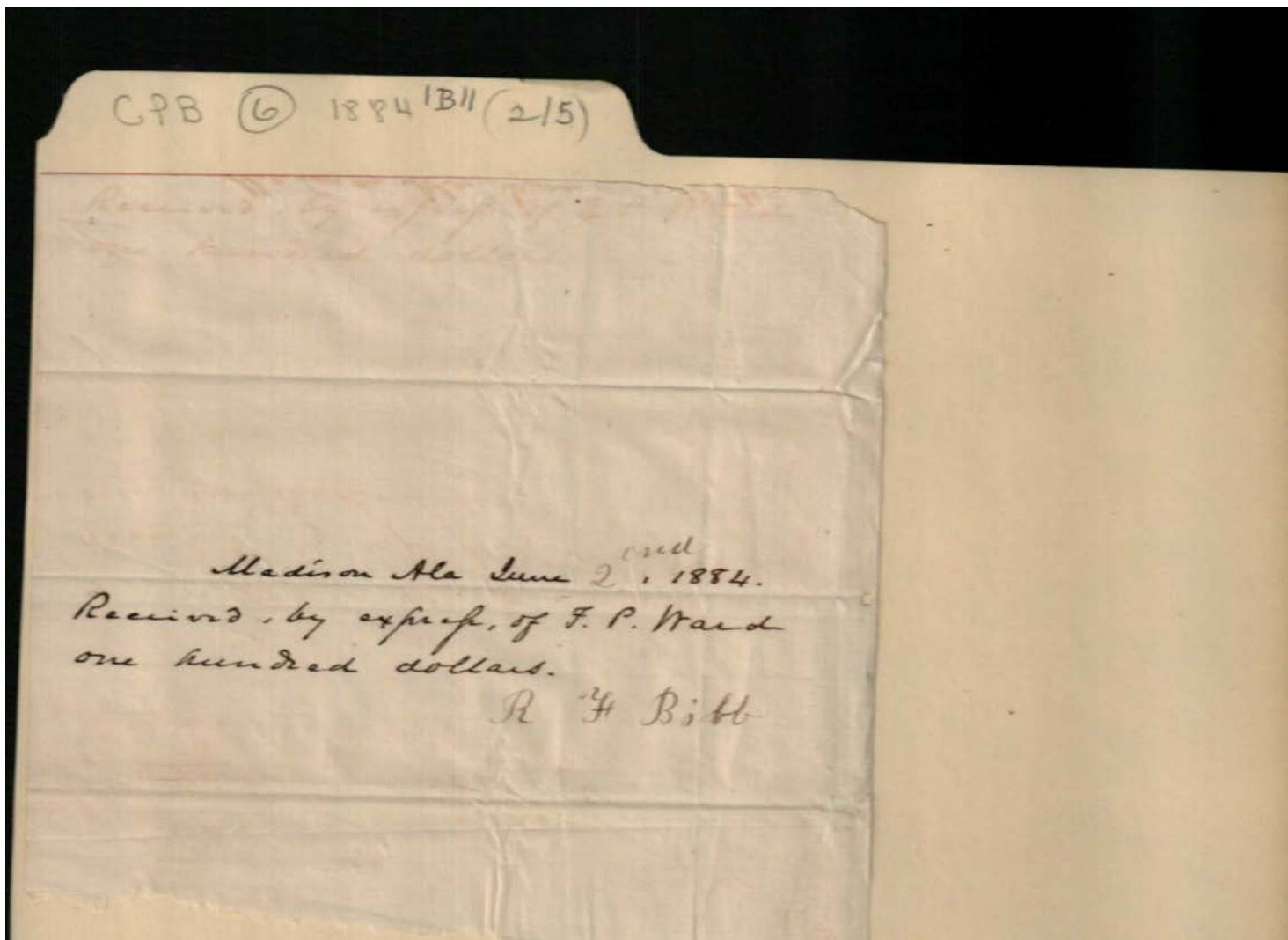
Huntsville, AL

Types:

receipt

Dates:

Apr 18, 1885



Names:

Bibb, R. F.

Ward, F. P.

Places:

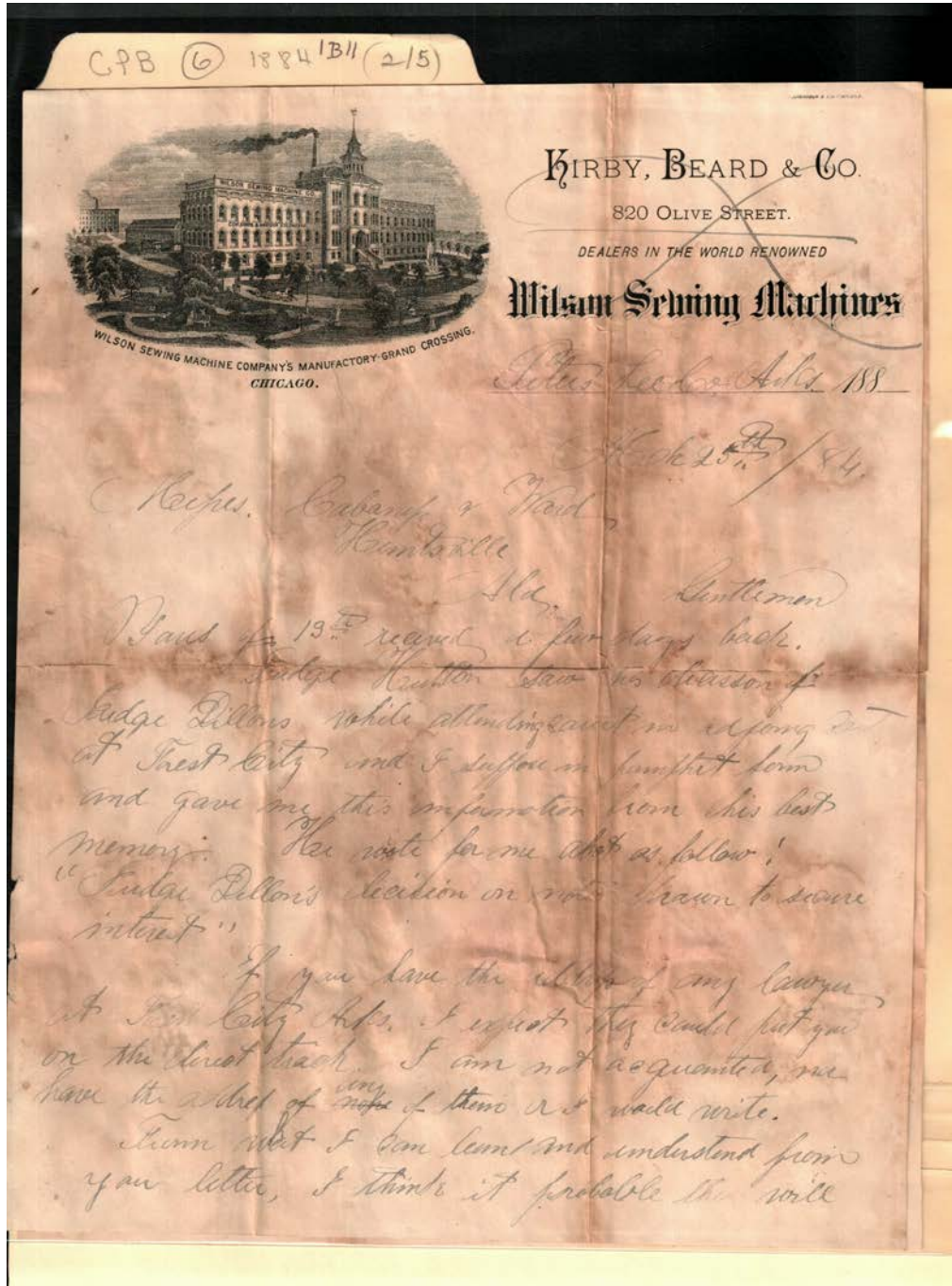
Madison, AL

Types:

receipt

Dates:

June 2, 1884



Names:

Cabaniss & Ward

Dillon, Judge

Hutton, Judge

Kirby, Beard & Co.

Places:

Huntsville, AL

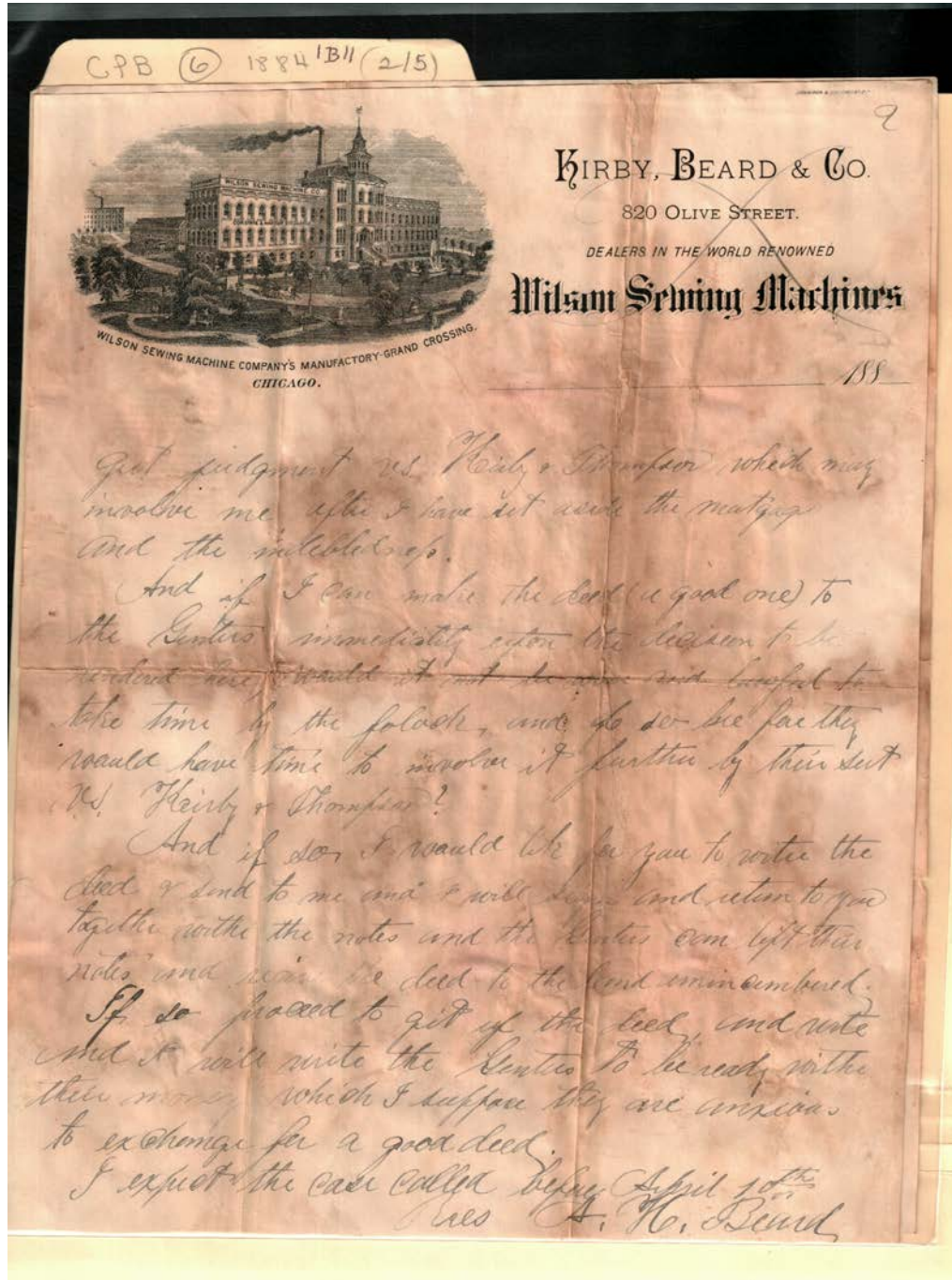
Peters, Lee Co., AR

Types:

legal correspondence

Dates:

Mar 25, 1884



Names:

Beard, A. H.

Kirby,

Thompson,

Places:

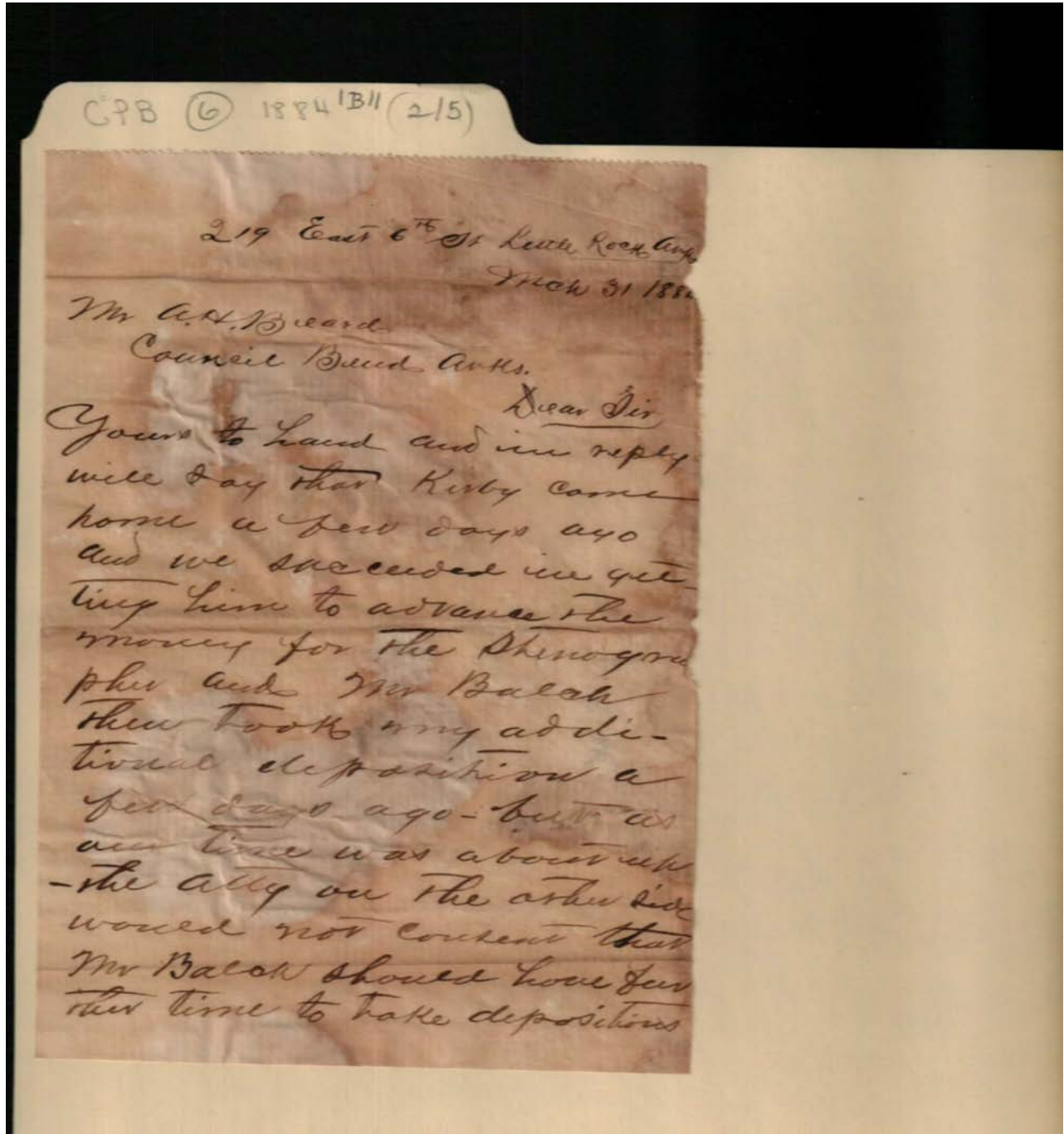
Peters, Lee Co., AR

Types:

legal correspondence

Dates:

Mar 25, 1884



Names:

Balch,

Beard, A. H.

Kirby,

Places:

Council Bend, AR

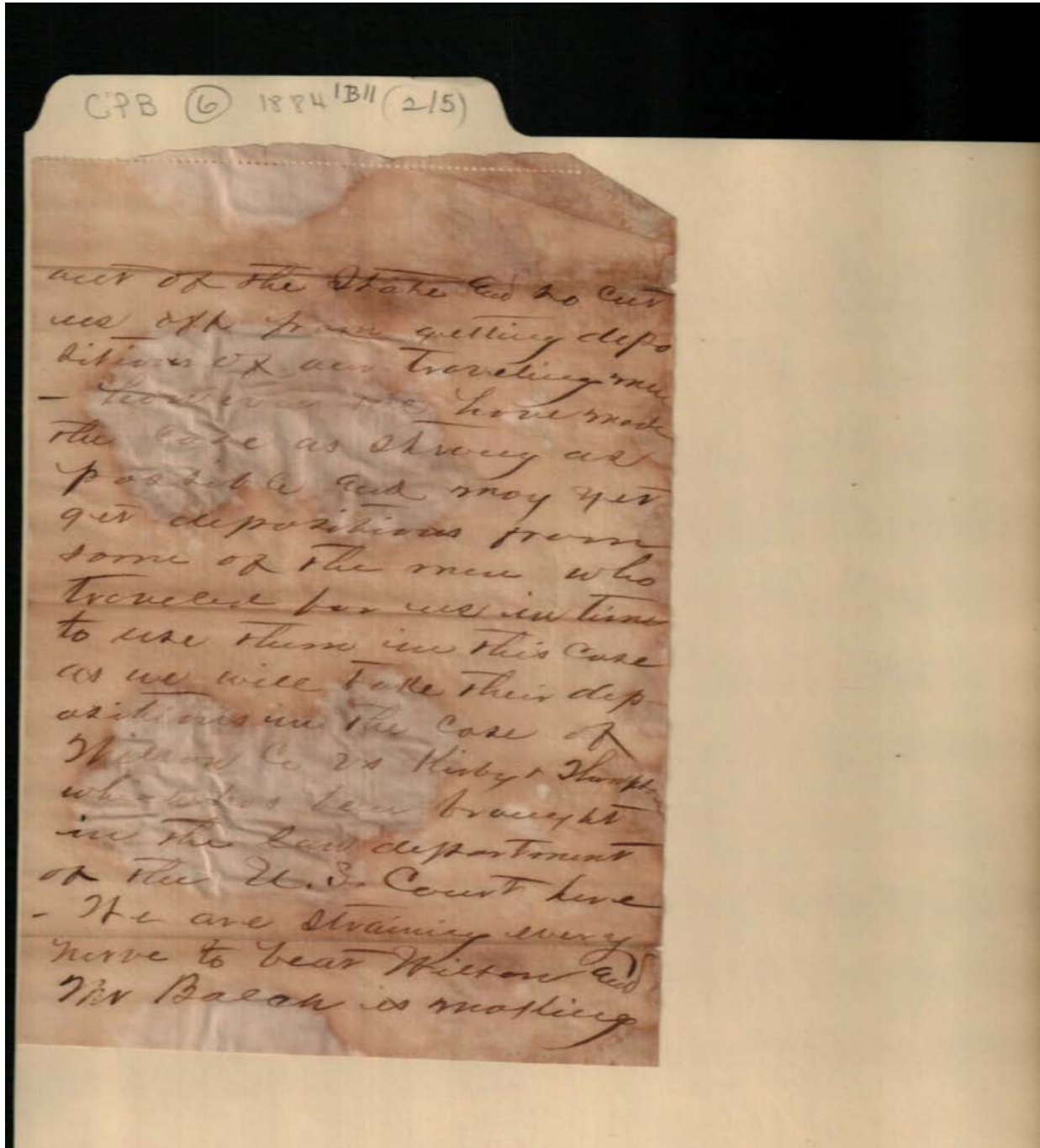
Little Rock, AR

Types:

legal correspondence

Dates:

Mar 31, 1884



Names:

Balch,

Kirby,

Thompson,

Places:

Little Rock, AR

Types:

legal correspondence

Dates:

Mar 31, 1884

CPB (6) 1884 B11 (2/5)

a stream over the top for
you and works at it as
if he had as much
at stake as you -
I am sorry you
will be over flowed
again and hope the
water will go off in
time to permit you
to make a crop
- Kirby read
the notes you return
ed to him and I suppose
has written you - I am
still out of employment
but expect to make ar-
rangements with the Whelan
& Nelson Co for an office
here - Yours Truly
J. S. Thompson

Names:

Kirby,

Thompson, J. S.

Places:

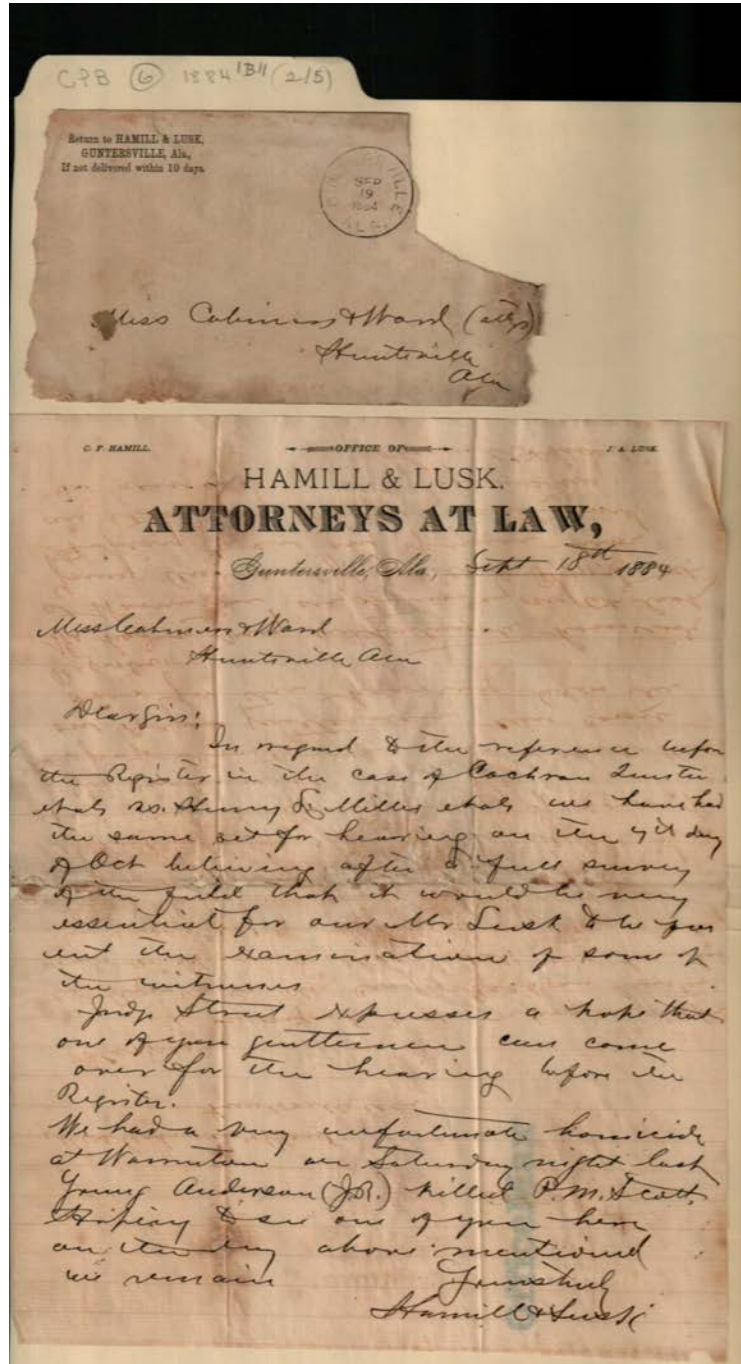
Little Rock, AR

Types:

legal correspondence

Dates:

Mar 31, 1884



Names:

Anderson, J. R.
Cabaniss & Ward

Cochran,
Hamill & Lusk

Miller, Henry L.
Scott, P. M.

Places:

Guntersville, AL

Huntsville, AL

Types:

legal correspondence

Dates:

Sept 18, 1884

Frances Cabaniss Roberts Collection: Series 1, Subseries B, Box 11, Folder 6
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Frances Cabaniss Roberts Collection

Preferred Citation: Frances Cabaniss Roberts Collection, Archives and Special Collections, M. Louis Salmon Library, University of Alabama in Huntsville, Huntsville, AL.

Collection Scope and Content: The Collection of 114 Linear ft. includes a total of 156 Archival Boxes. The Frances Cabaniss Roberts collection covers the historical records of the Cabaniss Roberts family. This collection contains extensive correspondence records of the Cabaniss Roberts family circa 1830 to 1930.

Archives/Special Collections Access Restrictions: None

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