
**JOHNSTON COUNTY NORTH CAROLINA
COUNTY COURT MINUTES
(COURT OF PLEAS & QUARTER SESSIONS)
1843 thru 1846**

BOOK XVII

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Aden POWELL to John B. TURNER prooven by Ashly G. POWELL.

Aden POWELL to John B. TURNER prooven by Upton POWELL.

Samuel B. STRICKLAND to John B. TURNER prooven by Ashley G. POWELL.

Mary POWELL to John B. TURNER prooven by Do Do

Thomas HUNTER to James TOMLINSON which is acknowledged.

Julias A. STEVENS to Zilpha FAIL prooven by Nathan WILLIAMS.

Elbert A. BRYAN Extr. to Henry POOL prooven by James H. YOUNGBLOOD.

Receipt from William LEE, Edmund LEE, Nancy LEE, Keziah LEE & Elizabeth LEE to Samuel LEE prooven by Nathan T. ALLEN.

issd. Orderd that W. D. JOHNSON, Stearling MASSENGILL & Stearling W. TEMPLE & John Q. ADAMS be appointed commissioners to lay off a road from Sir William B. ADAMS to Noel WEST & that they report to next Court together with such other information as may be deemed by them necessary.

Court Adjourned until tomorrow 10 OClock. Wednesday Morning May 28th. 1845 Court met according to adjournment present the Worshipful Josiah HOULDER Chairman,

John Q. ADAMS	Bryan R. HINNANT	Matthew AVERA	Franklin PHILLIPS
Edwin BOYKIN	Samuel S. TURNER	James H. YOUNGBLOOD	Bryan SMITH,
Thadeus W. WHITLEY	Uriah BRADLY	John C. HOOD	Robert W. STEVENS
William H. WATSON.			

issd. Orderd that John W. B. WATSON James VINSEN Pharaoh RICHARDSON
Thomas LOCKART Bythan BRYAN William S. BALLENGER Bryan SMITH
Zachariah WELLONS Ashley G. POWELL John B. TURNER John F. SANDERS
Thadeus W. WHITLEY James H. RAIFORD Hiram W. WHITLEY Elijah ATKINSON
Julius A. STEVENS Needham INGRAM & Nathan WILLIAMS be and they are appointed a com-
mitte to lay off Neuse River into Districts and attach conveyant hands to said Districts &
Report to next Court & recommend Suitable overseers for said hands.

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issd. Orderd that William PEARCE Jnr. John RAINES Jnr. West HOLLAND
Richard PEARCE Josiah HINNANT Snr. Theophilus BAGLEY & John JOINER, be, and they
are appointed a Committe to lay of Little River into districts and attach convenient hands to
said districts and report to next Court & recommend suitable overseers for said hands.

State vs. Elijah TOOD: The following Jury is sworn & charged
to try the Case viz: Solomon FEWTREL Wimberly HINTON Jinnatt HOLLAND
Robert DENNING Jesse EASON John F. ELLINGTON Britton LANGDON
William LEE R. T. MASSENGILL William RADFORD Willis TURLINGTON &
Needham INGRAM who when asked if they are agreed they say that they Cannot agree & the Court
doth order that they be Discharged & this Cause continued.

James FASEN a Witness for the State Called & failed Judgmt. Nisi.

State James HINNANT (sic): Simon WATSON a Witness for the State called & failed Judgment Nisi.

State vs. James ROSE: Same Jury find the Defendant Guilty is fine 5 Cents.

issd. Orderd that William H. MORNING, A. D. NORTHAM and William H. HASTINGS be appointed a Committe to let out the Building a new Step,s __ to? the Jail & report to next Court.

Orderd that James B. NORTHAM be appointed Auctioneer for the County of Johnston and comes into Open Court and enters into bond in the Sum of Two Thousand dollars (\$2000), with A. D. NORTHAM & David LUNSFORD Jr. as his Securities which is accepted by the Court.

Returned by Edwin BOYKIN Guardian to Lucy Ame & Matilda ENNIS a/ct.? of his guardianship which is Orderd to be recorded.

issd. Orderd that the Sheriff Bring to next Court to be bound out Jesse R. BIRD, Char-lotty WHITMON, Angeline WHITMON

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be Brought to next Court for the purpose of being bound out (sic).

It appearing to the Satisfaction of the Court that theare are now Out Standing clames against the Executor of Isaac STALLINGS decd. to an ammount of nearley \$1500. which the said Executor has not other personal assets to Satisfy them The Court doth permit and authorise Elbert A. BRYAN Extr. to sell on a Credit of Six months the following Slaves, Gasten Serrell Haywood & Bill.

issd. Orderd that the County Trustee pay William T. ROBERTS Six dollars for attending as Constable on the grand Jury at March Term & at May Term.

Returned by Elbert A. BRYAN Extr. of Isaac STALLINGS decd. an a/ct.? of Sale of lands belonging to said Estate orderd to be record.

Returned by the administrator of Ruffin W. TOMLINSON an a/ct.? of Sale an Inventory of said Estate which is orderd to be record.

Returned by the Administrator of David GODWIN an a/ct. of the property of said Estate which is orderd to be recorded.

The grand Jury report the Jail in good order.

Returned by the Exter. of Arison AUSTIN an a/ct.? of Sale of said Estate which is orderd to be recorded.

Returned by the executor of Isaac STALLINGS decd an a/ct.? of the hireing of the Negroes belonging to the same which is orderd to be recd.

Returned by the Executor of Needham FAIL an a/ct.? of sale and an Inventory together with a Reefunding (sic) Bond from the Widow which is orderd to be recorded.

Susan WHITMON having heartofore sorn (sic) a base begotten Child of her body to Henry NORRIS & the said Henry NORRIS being before the Court It is Orderd that said Henry NORRIS give Bond & Security for the mentainanc of said Child Whearupon the said Henry NORRIS enters into bond in the Sum of two hundred dollars with Susan WHITMON as his Security which is accepted by the Court.

issd. Orderd that Joshua CREECH be appointed overseer of the road from Poal (sic) Cat to Bawdy Swamp in the room of Samuel S. TURNER & that the useual hands work under him.

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Orderd the following deeds be Regesterd Viz:

Elbert A. BRYAN Exr. to Wm. B. SANDERS acknowledged.

Edwin RAINS to Othniel COLLIER prooven by Matthew PARKER.

Asa OLIVER to William OLIVER prooven by Dixon PHILLIPS.

James TINER to Zachariah TINER prooven by Sidney TINER.

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State of North Carolina Johnston County: At a County Court of Pleas and Quarter Sessions begun and held for said County at the Court house in Smithfield on the Fourth (4th.) Monday in August it being the 25th. day of said Month and in the Seventieth (70) Year of Our Independanc of the said State Anno Domini (1845) One Thousand Eight Hundred and Forty five Now Present the following Justics of the Peac for said County towit: William H. WATSON, John Q. ADAMS, Matthew AVERA & John G. GULLY Esqrs.

issd. Orderd that John W. ELLIS Jnr. be allowed to Hawk & peddle on goods wares & merchandise for for (sic) the Term of Twelve Months in this County.

issd. Orderd that Thomas IVES be allowed to Retail Spiritous liquors by the Small in the Town of Smithfield at? His own Shop for the Term of Twelve months ~~at~~ he having been Recomend. by the Commissioners of said Town for that purpose.

John WATSON one of the persons who was appointed by General Assembly & commissioned by our Governor Comes into Open Court and is Qualified a Justice of the Peac for this County.

Administration on the Estate of Beveley D. BALLENGER decd. is Granted to William S. BALLENGER who Enters Into Bond in the sum one Thousand Dollars with Young BRIDGER and John H. DANIEL as his Securities which is accepted by the Court and is Qualified according to Law. Present the Worshipful William H. WATSON, John Q. ADAMS, Matthew AVERA & John G. GULLY Esqrs.

Charlott WHITMON an Orphan Child now of the age of Twelve Years is bound as an Apprentice to John MARTIN to learn Spining &c. until She arives to the age of Eighteen Years.

Jesse R. BIRD an orphan Child now of the age of Seven (7) Years the first (1st.) of June last is Bound as an Apprentice to Haywood MARTIN Until he arives to the Age of Twenty one Years to learn Farming Business.

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Administration on the Estate of Harry PENNEY decd. is granted to Joseph M. SMITH who gives bond and security in Sum of Four Thousand dollars with James TOMLINSON & Thomas T. GRICE as his securities and is Qualified according to law.

Stephen HINNANT is Constituted and appointed Guardian to Thomas H. SASSER John H. SASSER Catharine D. SASSER, Harriet H. SASSER Minor heirs of Henry SASSER decd. who Gives Bond in the Sum of Six hundred dollars with Thomas BAGLEY as his Security which is accepted by the Court Present the Worshipful William H. WATSON, Matthew AVERA & John Q. ADAMS Esqrs.

Augustine WHITMON an orphan Child now of the age of Ten Years is bound unto Noah WHITMON until he arives at the age of Twenty one years to learn the Buisness (sic) Houshold &c. (sic)

Benjamin PRICE an apprentice now of the age of Thirteen Years is Bound to Duncan MCPHERSON until he arives to the age of Twenty one years to learn the Buisness of a Tailor.

issd. Orderd that the County Trustee refund to H. EARP Eight dollars and Twenty five Cents various taxes he being charged twice for 1843 and Seventy five Cents Levi WORLEYS poll tax insolvents.

issd. Orderd that Bryan R. HINNANT, John JOINER and Luncford RICHARDSON be appointed a committe to audit & settle the accounts of Austin HATCHER as Executor of Charles HATCHER de- cease (sic) and Report to Next Court.

issd. Orderd that William T. ROBERTSON Matthew WILDER & Luncford RICHARDSON be appointed a Committee to Audit & settle the accounts of Berry WOODARD as admr. of Robert BRYAN ded. & Report.

issd. Orderd that the County Trustee pay Duncan? FLOWERS? Eighty Nine dollars for Build- ing a Bridg across Contentney the same being Johnston Countys half.

issd. Orderd that the County trustee pay to William MASSEY Ninty Cents it being an over charge in the Tax list for 1844.

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issd. Orderd that Robert MASSENGILL Nicholas LEE and Barzilla BLACKMON be appointed Com- missioners to let out the Rebuilding of the bridg across Hannahs Creek on the Smithfield and Fayetteville Road and that they Report to next Court.

issd. Orderd that the County trustee pay Hardy HINNANT Ten dollars for holding an In- quest over the dead body of Balaam WATSON.

Orderd that the Clerk insert in the Tax list of 1844 Such Polls and Taxables as are omitted.

Orderd that the name of John H. KENNEDAY one White poll be inserted by the Clerk in the last years tax list.

issd. Orderd that the Sheriff Summons the following persons to attend as Jurors to Sep- tember Term 1845 towit:

Samuel M. TURLEY	Isaac BAGETT	John BAREFOOT
William TART	Willie JONES of Wm.	Joseph SMITH
Stearling BATTEN	Henry HARE	John Q. ADAMS
James TOMLINSON	Jarmon G. JOHNSON	James M. WHITLEY
John HODGES	Vine H. ADAMS	George DUNCAN
Jack WATSON	James H. JOHNSON	Richard BIRD
Dixon PEARCE	Joshua CREECH Jr.	Amos WATSON
Greene HOLLAND	Asa GARNER	Clark GEARELD
Garry HOLLIMON	James R. ELLIS	Blackmon LEE
Hamilton PHILLIPS.		

issd. Orderd that the Sheriff Summons the following persons to attend and (sic) Jurors at November Term of the County Court:

James VINSON	Jorden GODWIN	Duncan MCPHERSON	John REVEL
Matthew JONES	Right A. ADAMS	Bud YOUNGBLOOD	David LUNCFORD
Joshua KENNEDAY	Isaac STALLINGS	Henry SMITH	Merrett FERRELL
Jacob A. STEVENS	James A. HARRISON	William ESON (sic)	Raiford WILLIAMSON
James FAULK	William MCLAM Jr.	William ENNIS	James H. RAIFORD
Iraddell PEARC	Harry DURHAM	Elisha PITMAN	Robert N. GULLY
		Fedrick J. WILLIAMS	

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Charles DEANES	James JONES	Samuel STRICKLAND	Joel LEE
Westley F. WELLONS	Alsey EARP	Bryan PULLY	Winchester STANSEL
Henry WOODARD.			

issd. Orderd that the County Trustee pay Josiah COAN one dollar and thirty four cents the ammount of a Witness Ticket in Behalf of the State vs. John HARRISON.

issd. Orderd that the County Trustee pay Moses WALLAS? Ninty Cents for a Witness Ticket State vs. Elisha HARRISON.

issd. Orderd that Sidney ADAMS be appointed Overseer of the road from Hannah,s Creek to the Tarborough Stage road.

Returned by Austin HATCHER Exter. of Elizabeth GARNER ded. an a/ct.? of Sale of said Es- tate which is orderd to be recorded. Also an Inventory of the same Estate which is orderd to be record.

Returned by the Committe appointed to audit and settle the a/ct.? Current of the Estate of John S. WHITLEY dedd. which is orderd to be recorded.

Returned by the administator of Josiah HOLLIMON ded. an Inventory of said Estate which is Orderd to be Recorded.

Returned by Freeman CHAMBLE Guardian to Balda G. BALLY an a/ct.? of his Guardianship which is Orderd to be recorded.

Returned by Henry THARP Executor to Mary THARP ded. an a/ct.? of sale and Inventory of the same which is orderd. to be recorded.

Orderd that the following deeds be Regesterd, towit:
 William HASTINGS to Eadeath FREEMAN prooven by the oath of Thos. BAGLEY.
 James JOHNSON to John JONES prooven by W. D. WOOD.
 Tobias GODWIN to Newitt W. W. GODWIN prooven by Thos. BAGLEY.
 Nancy ONEAL to Sally ONEAL prooven by the Oath of E. P. STEVENS.
 Nancy ONEAL to Harriet ONEAL prooven by the Oath of E. P. STEVENS.
 Nancy ONEAL to Thitney (sic) ONEAL prooven by the Oath of E. P. STEVENS.
 Nancy ONEAL to Manly ONEAL prooven by the Oath of E. P. STEVENS.
 Tobias GODWIN to E. STEVENS prooven by the Oath of Levi BAILEY.
 Needham INGRAM to William STANLY acknowledged.
 John JONES to Gideon BARBER acknowledged.
 James BARBER to Gideon BARBER prooven by W. D. WOOD.
 Tobias GODWIN to Tobias T. GODWIN prooven by Thos. BAGLEY.

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William H. WATSON to Thomas IVES which is acknowledged.
 Elbert A. BRYAN Extr. to Thomas IVES prooven by the Oath of D. MCPHERSON.
 William D. WOOD to Georg MCCULLIN acknowledged.
 issd. Orderd that Sir William WOODALL be appointed overseer of the road from Zachariah WELLONS to the Hill of Sasseriser on the AVERAS Borough (sic) road and that the following hands work under him (towit)

Jno. LEE	Bennett BARNES	Isaac MUNDEN	Jacob J. G. WOODALL
Zachariah TINER	Elisha WALLACE	Allen MORGAN	James TINER
		David GURLY and	George BARBER.

Court Adjourned untill tomorrow 10 OClock Tusday Morning August 26th. 1845 Court met according to adjournment present the Worshipful William H. WATSON Chairman protom, Matthew AVERA, John Q. ADAMS Esqrs. The Shff returned the venire Facias. The following person are drawn sworn & Charged as Grand Jurors towit: 1. Jacob J. G. WOODALL Forman

2. Samuel W. WOODEY	3. Ashley POWELL	4. Aden STRICKLAND	5. John NARRON
6. Sir Wm. B. ADAMS	7. William RAINES	8. Willie WHITLEY	9. Westley MASSEY
10. Whitfield WOOD	11. Harry JOHNSON	12. Loverd ATKINSON	13. John G. STANSEL
14. Riley NARRON	15. John BRAUGHTEN	16. Josiah RENTFROW	17. Willie RENTFROW

18. James H. BATTEN. William T. ROBERTS a Constable is sworn & Charg to attend on the Grand Jury. The following Justices of the Peace is pésent: William H. WATSON Chairman protom,

Matthew AVERA	Samuel S. TURNER	Joel JOINER Jn.	Bryan SMITH
Elijah ATKINSON	Agrippa MITCHENER	Doctor H. WHITLEY	Edwin BOYKIN
Stearling MASSINGILL	John Q. ADAMS	James HINNANT	Uriah BRADLY
Barzilla BLACKMON	Jno. W. JOHNSON	Applewhite RICHARDSON	Amos COATS
Stanly KIRBY	Bryan R. HINNANT	Franklin PHILLIPS	Powel BLACKMON
Willie HOLT	John C. HOOD	Robert W. STEVENS	William T. ROBERTSON

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When It appearing to the Satisfaction of the Court that Thomas BAGLEY has been duly Elected Clerk of the County Court by a Majority of the free White men of the County of Johnston And the Court doth thearefore permit him to enter into bonds as required by law and he thearefore enters into bonds with Theophilis BAGLEY, Bryan R. HINNANT, John JOINER, Baldy SANDERS & John MCLEOD as his surities in the Sums Required by law Whearupon the Court declares him duly Elected and he takes the Several Oaths of office as (sic) is Qualified accordingly. At the same time William R. LEE is Appointed Deputy Clerk of the County Court and is Qualified according to law.

The same Justices of the Peac being present William S. BALLENGER Sheriff of said County comes into Court and renews his bonds with the following persons as his surites towit: Bryan SMITH Young BRIDGERS James TOMLINSON Samuel S. TURNER Pharoah RICHARDSON and Lunsford RICHARDSON who are accepted by the Court and he takes the necessary Oaths of office as required by law.

On Motion it is Orderd that James DURDEN be appointed administrator upon the Estate of William GODWIN decd. and that he enter into bond in the sum of (\$1400) one Thousand Four Hundred dollars with William GRIMES & William ENNIS as his securities & is Qualified according to law The relinquishment of the Widow having been filed in court.

Seth WOODALL one of the persons who was Commissioned by the Governor of North Carolina at the rise of the last General assemble (sic) as a Justice of the Peac for the County of Johnston Comes into Open Court takes the several Oaths of office & is Qualified according to law.

On Motion it is Orderd that John ENNIS be appointed administrator on the estate of Richard RYALS ded. Wheareupon he enters into a bond in the sum of (\$200) two hundred dollars with William ENNIS and Willis TURLINGTON as Securities and is duly Qualified