

State of N. Carolina }
Davidson County }

To the worshipful the Justices
of the court of Pleas and quarter Sessions for
said County, November Term 1849.

The petition of Ellen Boby against
John Morris, Mary Morris, Murphy Morris, Robt.
Morris, Calvin Boby, Nancy Boby, Amanda
Boby and John Boby

Your petitioner respectfully sheweth,
unto your worships that he together with the
defendants are tenants in common of a certain
tract of land situated in said county and
adjoining the lands of David Croft, Benjamin
Carrick, Alva Gop. and George Smith on the
waters of Lick Creek, which descended to us upon
the death of John Boby, who died seized and
possessed of the same, leaving your petitioner
and the defendants, together with Wm. Boby, Louis
Boby, Polly Boby, Margaret Boby and Polly Boby,
his only heirs at law.

Your petitioner sheweth unto your
worships that the said heirs are all of age except
the defendants, whom your petitioner prays may
be represented by a guardian in this suit;
he further shows that the defendants John Morris,
Mary Morris, Murphy Morris, and Robt. Morris,
are the heirs of ~~William~~ ^{Philip} Morris, deceased a ^{daughter} ~~son~~
of the intestate John Morris, and are entitled to
one part of said lands, and that the defendants
Calvin Boby, Nancy Boby, Amanda Boby, and
John Boby, are the heirs of William Boby, deceased

a son of the said intestate John Boby, and are
entitled to one part in said lands— That the
other heirs Wily, Louis, Sally, Margout and Polly
Boby, who are all of age have sold and conveyed
by proper instruments, all their right and title
in and to said lands to your petitioner, who now
holds six parts in his own right; Now therefore
your petitioner prays that your worships will
duly consider the premises, and appoint five
freeholders, unconnected with the parties, whose
duty it shall be to make partition of the said lands
between your petitioner and the defendants and
assign to each his share in severalty and make
a report of their proceedings at the next terms
of this court,

And your petitioner prays that your
worships will make whatever further order in the
premises may seem meet,

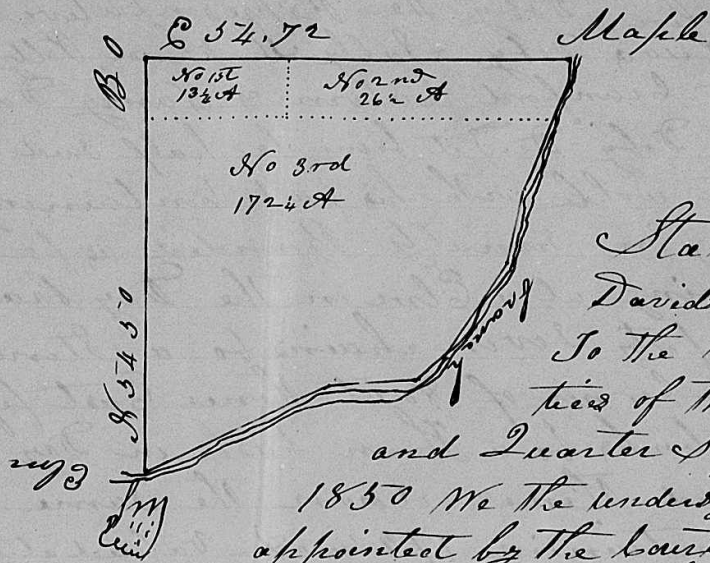
And your petitioner as bound ever prays

James Long

State of North Carolina
Davidson County

To the Sheriff of said County Greeting;
You are hereby Commauded to Summon George Smith,
Wilson Badger, Miriam Ward, Alfred Kinney and Travis
Daniel freeholders to act as commissioners, Who after
qualifying according to law, shall proceed by meet & bounds
to make division and Appropriation of the lands of John
Doby deceased, among his heirs at law in severally &
according to law, and make report of all their proceed-
ings under their hands, and seals, to the next term
of of this Court, herein fail not and have you
this and thence this writ, Witness My hand Clerk of our
said Court at office the 2d Monday of November
AD 1849

C. F. Lowe CLK



State of North Carolina
Davidson County.

To the Worshipful, the Justices of the Court of Pleas

and Quarter Sessions, February term

1850 We the undersigned Commissioners

appointed by the Court of Pleas and Quarter

Sessions of said County, having been duly sworn

in proceeded, proceeded on the seventh day of February 1850

to divide and make partition between and among the heirs

and tenants in common of the lands descended to them as

children and heirs at law of John Doby deceased, where

upon, we have made and do hereby make the following ap

propriations among the respective claimants in sever

ally, that is to say, Lot No 1st is assigned and approp

riated To Mandy & John Doby Representatives ^{Wm. Doby} in

ed as follows viz, Beginning at a Black Oak Old corner

South seven chains 50 links to a Stone on gages line thence

East seventeen chains ninety links to a Stone North seven

chains fifty links to a Dogwood on the Widow line thence

West seventeen chains 90 links to the beginning containing

13 1/4 Acres valued at \$13.25-

Lot No 2nd is assigned and appropriated to the

Representatives of Phebe Morris in severally bound

ed as viz Beginning at a Stone corner of No 1st

thence North seven chains 50 links to a Dogwood No 1st

East thirty six chains eighty two links to a Maple in

the Dry branch down the meanders of the same to a

Thorn bush thence West thirty four chains 68 links


to the beginning containing 26 1/2 Acres

valued at \$26.50

Lot No 3rd Is Assigned and Assigned and Appropriate To Allen Doby. The Representative of Wiley Doby, Lewis Doby, Sally Shephard, Polly Vanney, Margaret Cranford Calver & Nancy Doby the heirs of Wm. Doby Dead it being the half said Wm. Doby part, (the whole with his part containing six a half share) is severally Bounded as follows (viz) Beginning at a Elm in the Dry branch thence North forty seven chains to a Stone on the Old line & corner of No 1st thence East fifty two chains 58 links to a Thorn bush in Dry branch corner of No 2nd thence down the same to the beginning containing 172 $\frac{1}{4}$ A valued at \$172.25
 No 1st being half valued at \$13.25
 No 2nd 26.50
 No 3rd 172.25


 \$212.00
 Proportional share \$26.50

All of which we respectfully submit under our hands and seals this 8th of February 1830

George ^{small} Smith 

William ^{small} Budget 

Alfred Kinney 

Tr Daniel 

Commissioners each two days \$1.00 each per day 10.00
 Surveyor Miller's two days \$2.00 per 4.00