

Fayette Circuit Let

Ordered that a special Chancery
Term of the Fayette Circuit Court be
held at the Court House in the City of
Lexington on Saturday the 16th of October
1852.

October 12th 1852

W C Goodloe -

Fayette Circuit Court Saturday 16th Oct 1852
Present Hon^{ble} W C Goodloe Circuit Judge

George R C Todd vs Todd's Heirs &c.

The Com^{rs} Tho' S. Redd returned his report
herin which is noted - & order viz -

The Commissioner having made a report in regard
to the slaves ordered to be sold, It is ordered
that the sale by the Com^{rs} to Geo R Todd be quashed
and It is ordered that Geo R Todd surrender to
Tho' S Redd Com^{rs} the slaves Harvey & Penn and
It is ordered that the Clerk of this Court on the
application of the said Commissioner issue writs
directed to the Sheriff of any County that the
Commissioner may request. Commanding the Sheriff to
seize said slaves in whomsoever hands the same
may be and deliver them to the Commissioner
And the Commissioner on the recapture of the slaves
is ordered to sell them & the other slaves in the decree
mentioned at public auction & at the Court house door
in Lexington at any time after two weeks advertisement
of the time & place & terms of sale in a newspaper
published in Lexington & on the Terms mentioned
in the decree

A True Copy att^o Tho' S. Redd C & CC

George R C Todd

vs

R S Todd's Adm & Heirs

Pursuant to the decree herein
after having the slaves decreed to be sold
valued & consulting with the counsel of both
Complainant & Deft. they having agreed
that said valuation was about right
I told D C Humphreys who applied to
purchase them for the said use, he might
take them ^{at} private sale at valuation but
before the bond was executed. I B Beck Esq
counsel for Geo R C Todd informed me that
Geo Todd was dissatisfied and would give
more for them. I then wrote to Humphreys
advising him of that fact. but learned he
was ill & confined to his bed. Some days
afterwards I saw Mrs Todd who offered to
execute the bond when I informed her that
the Complainant was not satisfied and would
give more. I understood her to say she would
not and some few days ago Geo R C Todd
came to me and said he was prepared to
buy and would give more for the negroes.
I told him what had been done and he
replied as I understood him that the other
parties were willing to give them up. I am
very distinct in my recollection that he told
me he had seen Mrs Todd & she so informed him
& I think he also said the name of Humphreys. I
declined doing any thing until I could see the
other parties or their attys and Geo R C Todd
pleaded the necessity of his immediate return

Todd Geo C

vs
Comms
Beck

Todd's H's

Adm & Heirs
Geo R C Todd

home stating that he had a very sick
family. I endeavoured to see Mr C Johnson
the Curator for the aid or but he was
out of town. upon the representation
of Geo Ladd made to me. I let him have
the negroes and to my surprise the next
day Mr Humphreys came up and told
me ^{myself} Mrs Ladd or he had ever agreed
that they should be given up. I immediately
wrote to Geo R C Ladd and requested
him to come up and bring the negroes
and cancel his note & that I would then
put them at public sale to the highest
bidder and let the best bid take them.
Geo R C Ladd has the negroes Ben &
Harvey in possession & the woman and
child are in possession of Mrs Ladd.
In my letter requesting the surrender of the
negroes Geo R Ladd gave a peremptory
refusal.

All of which is respectfully submitted

Thos J Redd Comm

Geo R Todd ~~him~~

in

Order.

Todd about him

The Commissioner having made a report in regard to the ~~sales~~ slaves ordered to be sold, it is ordered that the sale by ~~the~~ the Court to George R Todd be quashed and it is ordered that George R Todd surrender to Thomas J Read Court the slaves Harry and Penn and it is ordered that the clerk of this Court on the application of the said Commissioner, issue ~~a~~ writs directed to the Sheriff of any County that the Commissioner may request, commanding the Sheriff to seize said slaves in whosoever hands the same may be, and deliver them to the Court. and the Commissioner on the recapture of the slaves is ordered to sell them and the other slaves in the decree mentioned, at ~~the~~ public auction ~~at~~ at the Court house door in Lexington at any time after two weeks advertising next of the time place & terms of sale published in a newspaper published in Lexington, and on the terms mentioned in the decree

Todd

Order

Todd's Adm^r & H^s

Entered 16. October
1852

William S. McChesney states that on about the 5th day of this month he went in company with Dr Geo R. C. Todd to the residence of Mrs Elizabeth L Todd in Franklin County for the purpose of seeing ~~them~~ of the slaves of Robt. S. Todd de^d as were by a late decree of the Hayette Circuit Court to be sold by Tho^s S. Reed Comr -

The said Slaves had been appraised by J. R. Sloan & Walter Rhodes under an order of said Court as this affiant had understood & the Court as affiant had also understood had authorized the said commissioners to sell them at private sale ~~at~~ the appraised price if that price could be obtained ~~for~~ for them & if not then they were to be sold publicly -

Affiant saw Mrs Todd & informed her of the object of his visit - He was permitted to see a negro woman & ^{one of her} ~~two~~ children ^{with} them at Mrs Todd's - the residue of the negroes, Peni & Harvey, being at the residence of Mr Humphrey's -

In a conversation then had with Mrs Todd she said the negroes were appraised at too high a price - she also said she had informed Mr Reed the Comr that she had understood that Dr George R. C. Todd had complained that the appraisement was too low & that he might sell them to George or to any one else if he or any one else would give a higher price than the^d valuation -

Mrs Todd said that Penn & Harvey were appraised at too high a price - that Penn was delicate & subject to a bleeding at the nose & that the face of Harvey was badly scarred

Affiant & Dr Todd did not see Penn & Harvey, but came on to Lexington & on the next day Dr Todd

James A. McChesney
Filed March 23
Oct 1832

Affiant of
Robt. S. Todd &
Wm. S. McChesney

Wm. S. McChesney

purchased Pean & Harvey of Mr Redd the Court giving five dollars above the appraised price on each —

Dr Todd paid \$500 in hand to the Court & executed his bond for the payment of the residue with Dr Geo R. Desha & this affiant as security & thereupon the Court gave to Dr Todd an order to Mr Humphreys who had charge of the negroes to deliver them to Dr Todd —

Affiant went with Dr Todd to the residence of Mr Humphreys — handed the order to his wife, he being absent, and received the negroes —

The sale being thus concluded and final as affiant supposed, he this affiant with the consent of Dr Todd sold & delivered the negro Harvey to Greenup Remington of Louisiana for some cash & the balance in cash notes —

The negro Harvey had a wife & children belonging to Mr Bell about ten miles from Georgetown & between that & Frankfort — as Harvey was anxious to be near his wife, Dr Todd prevailed on Mr Webb of Harrison County to purchase her & her children which he did & which would not have been done as affiant believes but for the facts aforesaid

Affiant further states that said negroes were at the time badly clothed & destitute of bed-clothing — at all events such was their condition when delivered to Dr Todd — Dr Todd after his purchase supplied them with such clothing as was necessary including Blankets to an amount exceeding \$20.00 — His expenses on the trip including that of removing the negroes to his home in Harrison County were about \$10. in addition — making the whole extra cost at least

\$30.00

and further saith not —

W. M. Chesney
Shayle Circuit Court Office 19. Octo 1852
Sworn to by W. S. McChesney
Attest Thos. S. Ridd

Dr Geo. R. C. Todd states that the foregoing affidavit has been read to him — that it was given in his presence & that each & every statement therein is true — He therefore adopts the same as his own affidavit —

Geo. R. C. Todd

Shayle Circuit Court Office 19. th Octo 1852
Sworn to by Geo. R. C. Todd
Attest Thos. S. Ridd

The said Geo. R. C. Todd also now in addition to the foregoing now has been willing & is now ready & willing & now offers to purchase the residue of said slaves at the price fixed on them by the appraisers — He will give & now offers to give the sum of five dollars in addition to their appraised value

Geo. R. C. Todd

George R. Todd Compt
Against ^{him} In the Fayette Circuit Court
Todds Advers. and His Defendants

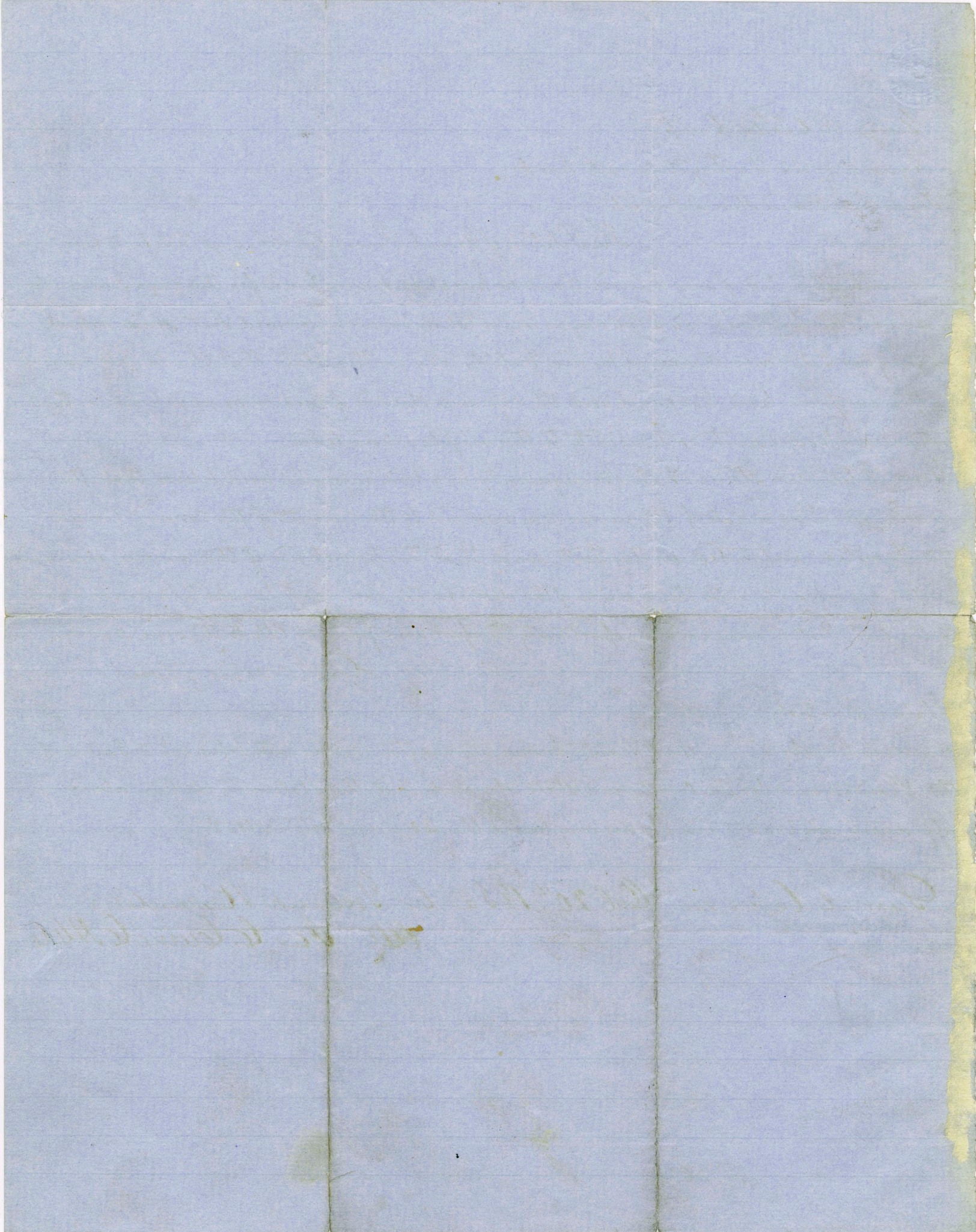
The Petition of Greenup Remington who says that for a fair price and without notice of any adverse claim he purchased and paid for the negro Harry who is as he has been informed one of the negroes in contest in the above named Suit, and which negro your Petitioner claims as his own property. He further states that Charles Webb residing in this neighbourhood, has purchased the wife and children of said negro and brought them from Woodford County or its vicinity to this neighbourhood to live.

Your Petitioner states that on inquiry he has been informed and believes that the decree directing a sale of the negroes was rendered by the consent of the counsel for all the parties interested in this Suit, and that the purchase of the negroes was made in strict conformity with the provisions of the decree for the sale, and he asks to be made a party to the Suit that he may have an opportunity to assert and prove his title to the negro Harry,

G. Remington

State of Kentucky
Harrison County ³ ₃ sct. The Affiant Greenup Remington made oath before me a Justice of the Peace in and for the County and State aforesaid that the statements in the above affidavit are true given under my hand this 20 day of October 1852

Sworn to before me Oct 20th 1852 by Greenup Remington
Att Jas C. Lewis C. Clerk



Mr. S. Ridd (Cont)

To D. C. Wickliffe

Oct 23/52 To adv. Sale of Todd & S

Todd (negot) 12951 — \$ 85

Charged to W. R. R. by

Apr. 29 53.

D. C. Wickliffe

Toad G.R. L

as seen

Toady, Aarr H

Commissioner's Sale.

BY virtue of the decree of the Fayette Circuit Court in the suit of George R. C. Todd vs Robt S. Todd's Adm'x & heirs I will, as Commissioner of said Court appointed in said suit, **on the 6th day of November, 1852,** sell at the Court House door in Lexington, between the hours of 11 and 3 o'clock of that day, the **SLAVES** Pen 10 years old, Harry a man, about 19 or 20 years old; and Clary a woman about 33 old, and her daughter Mary Ann, about six years old, and her Infant boy child about 6 or eight weeks old, publicly to the highest bidder on six months time, the purchaser to execute bonds with good security, having the force and effect of Replevy bonds and bearing legal interest from the day of Sale until paid.

THOS S. REDD Com'r.

oct. 23 56—2w

Commissioner's Sale

house of Francis Tomes, New York, an extensive and superior stock of

Fowling Pieces and Apparatus

which has never been equalled in this market, and which cannot fail to please the most fastidious.

His stock, comprises in part the following assortment:

2 Extra Laminated Steel barrelled double GUNS, of Lewis & Tomes Manufactory, England.

2 Wm. Greener's double GUNS, of Astor Place, England, very superior.

20 very fine double Guns, of the best makers.

20 good double Guns, which can be sold cheaper than ever before offered in this market.

Also a complete assortment of **Game Bags, shot Pouches, cleaning Rods, Wrenches, gun Cases, Wadding**, English and American **Percussion Caps**, and the various brands of **GUNPOWDER**, small and large **SHOT**, &c.,

which will be sold on such terms as will