

Will Probate, AL, Bibb, HENRY AVERY Sr. 1836

Bibb County Estate file 1836, deceased, box 1 folder 29

AVERY, HENRY Sr. (aka AVERA)

**AVERY, JOHN
AVERY, SAMUEL
AVERY, THOMAS
AVERY, WILLIAM
AVERY, HENRY
AVERY, ALEXANDER
AVERY, ARTHUR [ARTHER]
BATTY [BUTTS], WILLIAM
BUTTS, CATHERINE**

Will Probate, AL, Bibb, HENRY AVERY Sr. 1836

August 20th 1836

Taxation of the cost on the estate of **HENRY AVERY**, deceased.

To **HIRAM HEMPHILL**, judge fees.

[LIST OF FEES]

1838 September 6th, received in fees

H. HEMPHILL

To **JOHN E. SUMNERS** present judge fees.

[LIST OF FEES]

Received my fees in the above case

J. E. SUMNERS, judge
Bibb County Court

To **WILLIAMS CADDELL**, clerk fees

[LIST OF FEES]

Will Probate, AL, Bibb, HENRY AVERY Sr. 1836

Due 28 January 1826
JOSEPH ARMSTRONG
EDWARD CARLETON

JOHN AVERY
SAMUEL AVERY
WILLIAM AVERY
HENRY AVERY
ALEXANDER AVERY
ARTHUR AVERY
CATHERINE AVERY
WILLIAM BUTTS
MARY JONES BUTTS

Will Probate, AL, Bibb, HENRY AVERY Sr. 1836

The state of Alabama
Bibb County

The following exhibits and inventory and appraisement of the estate of the estate of **HENRY AVERY Sr.**, deceased, as follows (to wit):

[INVENTORY LIST]

THOMAS AVERA, administrator

Sworn to & subscribed in open court.

Test

WILLIAMS CADDELL, Clk

Orphans Court

September setting 1836

Received, examined and order to be entered of record.

HIRAM HEMPHILL, judge
of Bibb County Court

Will Probate, AL, Bibb, HENRY AVERY Sr. 1836

Appraisments of
the estate of
HENRY AVERY, deceased

Recorded in book D page 227

Will Probate, AL, Bibb, HENRY AVERY Sr. 1836

State of Alabama
Bibb County

Know all men by these presents that we, **THOMAS AVERY, ALEXANDER AVERY, WILLIAM BUTTS, ARTHUR AVERY** are held and firmly bound unto **HIRAM HEMPHILL** judge of the county court for Bibb County for the time being & his successors in office in the penal sum of eight thousand dollars to the payment of which well and truly be made we bind ourselves, our and each of us our heirs, executors & administrators, jointly and severally, firmly bound by these presents.

Sealed with or seals and dated this 2nd day of August A. D. 1836.

The condition of the above obligation is such that whereas the above bound **THOMAS AVERY & ALEXANDER AVERY** has been duly appointed administrators of the estate of **HENRY AVERY Sr.**, late of said county, deceased.

Now if the said **THOMAS AVERY & ALEXANDER AVERY** shall well and truly perform all the duties which are or may be by law required of them as such administrators, the the above obligation to be void, otherwise to remain in full force and virtue.

THOMAS AVERY
ALEXANDER AVERY
WILLIAM BUTTS
ARTHUR AVREA [AVERY]

Test
WILLIAMS CADDELL, Clk

Will Probate, AL, Bibb, HENRY AVERY Sr. 1836

Administration Bond

on the estate of
HENRY AVERY, Sr.

Recorded in Book D Page 227

Will Probate, AL, Bibb, HENRY AVERY Sr. 1836

The state of Alabama
Bibb County

To the honorable the judge of the orphans court in aforesaid county.

THOMAS AVERY & ALEXANDER AVERY, administrators of the estate of **HENRY AVERY**, deceased, present to your honor an account of sales which they ask to be received as their regular return.

JAMES CADDELL
ABEL HARRIS
F. JAMES
A. MAHON
A. MCMILLEN
J. MILLER
G. MOORE
JAMES PARMER
J. RODGER
WILLIAM SNIPES

THOMAS AVERY
ALEXANDER AVERY

Sworn to & subscribed in open court this 5th day of May 1837

Test
WILLIAMS CADDELL, Clk

Will Probate, AL, Bibb, HENRY AVERY Sr. 1836

An account of
sale of the estate
of **HENRY AVERY**

Recorded in Book F pages 291 & 292

State of Alabama
Bibb County

Orphans Court
June Term 1837

Examined record & ordered to be entered of record.

J. E. SUMNERS, judge
Bibb County Court

Will Probate, AL, Bibb, HENRY AVERY Sr. 1836

The state of Alabama
Bibb County

Orphans Court

First Monday in September 1838

This day came **THOMAS AVERY** and **ALEXANDER AVERY** administrators of the estate of **HENRY AVERY**, deceased, this day, to wit, the 3rd day of September in the year of our lord eighteen hundred & thirty eight, presented in open court their account current in said case for final settlement, by which it appears there is in the hands of administrators the sum of one thousand one hundred and sixty nine dollars and thirty & $\frac{1}{4}$ cents after deducting out of the monies in the hands as administrators as aforesaid the court and all other charges and expenses there is a debt of thirty nine dollars and thirty seven & $\frac{1}{2}$ cents due from Joseph Armstrong & Edward Carter with interest thereon from the 28th day of November one thousand eight hundred & thirty six, to said estate, which debt cannot be collected as said defendants have no property or effects of which the same can be made and it appearing to the court that all the costs and charges in this case are paid.

It is therefore ordered and decreed, by me, **JOHN E. SUMNERS**, judge of the county court in and for said county of Bibb, that the said sum of one thousand one hundred and sixty nine dollars and thirty & $\frac{1}{4}$ cents in the hands of the said administrators as aforesaid be paid by them to the legal heirs of said **HENRY AVERY**, deceased, as follows, to wit:

To **JOHN AVERY** the sum of one hundred and twenty nine dollars & ninety eight cents.

To **SAMUEL AVERY** the sum of one hundred and twenty nine dollars & ninety eight cents.

To **THOMAS AVERY** the sum of one hundred and twenty nine dollars & ninety eight cents.

To **WILLIAM AVERY** the sum of one hundred and twenty nine dollars & ninety eight cents.

To **HENRY AVERY** the sum of one hundred and twenty nine dollars & ninety eight cents.

To **ALEXANDER AVERY** the sum of one hundred and twenty nine dollars & ninety eight cents.

To **ARTHUR AVERY** the sum of one hundred and twenty nine dollars & ninety eight cents.

To **WILLIAM BUTTS**, husband of **CATHERINE [AVERY]**, the sum of one hundred and twenty nine dollars & ninety eight cents.

To **JAMES BUTTS**, husband of **MARY [AVERY][JONES]**, the sum of one hundred and twenty nine dollars & ninety eight cents.

Will Probate, AL, Bibb, HENRY AVERY Sr. 1836

And that the said debt of thirty nine dollars & 37½ cents, as such part thereof as may be hereafter collected, shall when collected be divided equally between the said distributees aforesaid.

J. E. SUMNERS, judge
Bibb County Court

Will Probate, AL, Bibb, HENRY AVERY Sr. 1836

The state of Alabama
Bibb County

To the honorable, the judge of the county court of Bibb County & c.

THOMAS AVERY & ALEXANDER AVERY, administrators of the estate of **HENRY AVERY**, deceased, presents to your honor an account current of the said estate of **HENRY AVERY**, deceased, as follows, for final settlement, viz.

Note due of **JOSEPH ARMSTRONG, EDWARD CARLETON** 28 November 1836, sued and & execution returned no property.

The following is a list of legal heirs of said **HENRY AVERY Sr.**, deceased, to wit:

JOHN AVERY
SAMUEL AVERY
THOMAS AVERY
WILLIAM AVERY
HENRY AVERY Jr.
ALEXANDER AVERY
ARTHUR AVERY
WILLIAM BUTTS, the husband of **CATHERINE [AVERY]**
JAMES BUTTS, the husband of **MARY [AVERY]**

The court is requested to make an equal distribution of the said \$1194.04 amongst said heirs after deducting the court charges & counsel's fees of **L. KENNEDY** of \$7.50. & to order & decree that the said \$39.37½, when collected, be divided amongst said heirs.

THOMAS AVRA
ALEXANDER AVERY

Sworn to & subscribed in open court this 3rd day of September 1838.

Test
WILLIAMS CADDELL, clk

Will Probate, AL, Bibb, HENRY AVERY Sr. 1836

Accounts current
on the final
settlement of the
estate of
HENRY AVERY

Recorded in Book E page 34

Will Probate, AL, Bibb, HENRY AVERY Sr. 1836

August 2 day 1836

This is to certify that I, **NANCY AVRA [AVERY]**, wife of **HENRY AVRA [AVERY]**, of the deceased, do hereby relinquish my rite or claim of administration to any of the legatees to administer on the said estate of **HENRY AVRA**, deceased.

NANCY AVRA [AVERY] {her x mark}

Will Probate, AL, Bibb, HENRY AVERY Sr. 1836

Land	\$960.00
Crop of corn	\$986.67
Fodder	\$48.00
Oats	\$30.00

ABEL R. HARRIS
ABRAM A. CARR
JOSEPH MITCHELL {his x mark}

Sworn to and subscribed before me this 5th day of September 1836.

JOSHUA CREEL, JP

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