

M.019 THIS IS THE REPLY, FROM THE COURT APPOINTED COMMISSIONERS, TO THE COURT OF COMMON PLEAS OF FAIRFIELD CO., S.C., REGARDING THE LAW SUIT FILED IN THE COURT BY STEPHEN TERRY AND WIFE ELIZABETH H. HILL, REGARDING THE DIVIDING OF THE ESTATE OF MOSES HILL, DECEASED FATHER OF ELIZABETH HILL... IN NOV 1822.

IN THE COURT OF COMMON PLEAS  
STEPHEN TERRY ) We, the under signed commissioners,  
ELIZABETH, HIS WIFE) appointed by order of the Courts to  
vs ) divide the lands amongst the heirs of  
SAVILLA HILL (widow) MOSES HILL, deceased, in the above case,  
and others ) respectfully make return to the  
honorable COURT OF COMMON PLEAS, that we, after being duly  
sworn, proceeded to seek and examine the said lands (which)  
CANNOT BE PARTITIONED OR DIVIDED amongst the heirs WITHOUT  
injury to some of them , if divided according to the rights  
designated in the writ of partition, to us directed. WE  
RECOMMEND ALL the lands to be sold at PUBLIC AUCTION SALE,  
dividing said lands in three (3) different lots for sale..AS  
FOLLOWS: 1st two hundred and eighty one acres with the  
improvements on it appraised at twelve dollars and fifty  
cents per acre (\$12.50) known in a general plat of said of  
said lands-By A and B to A dotted line-second-from the dotted  
line to the river one hundred and sixty eight acres,  
appraised at twelve dollars per acre (\$ 12.00) known in the  
general plat of said lands by the letter "C." Said lots lying  
and being on the West side of the South Fork of LITTLE RIVER-  
Third, all of said lands on the East side of said river,  
containing four hundred and thirty five and one fourth acres  
(435 and 1/4), APPRAISED at Seven dollars per acre (\$ 7.00),  
known in the general plat of said lands by the letter "D.",  
the river to B (be?) the line between C and D of said lands.  
GIVEN under our hands and seal this (?) day of November 1822.

signed by HUGH STEVENSON LS

JAMES BRICE LS

JOHN SIMONTON LS

(NOTE: A copy was attached, showing all the boundaries of the  
above named plats). (They are mostly illegible).

THE FOLLOWING IS THE DECISION OF THE COURTS, RULING IN FAVOR  
OF THE TERRY'S LAW SUIT AGAINST THE HEIRS OF MOSES HILL'S  
ESTATE, FORCING THE ESTATE TO BE SOLD AND DIVIDED EQUALLY  
AMONG ALL THE HEIRS. THIS PARTITION ISSUED ON 19TH NOVEMBER  
1823

PARTITION  
STEPHEN TERRY & WIFE)

vs

SAVILLA HILL, WIDOW OF ) On motion of N. R.Evans ordered  
MOSES HILL, DECEASED ) that the return of the  
commissioners in the above case be confirmed, and that the  
proceeds therein mentioned be sold on the 1st Monday in

January next (1824?) or the day following, by the SHERIFF OF FAIRFIELD DISTRICT AT FAIRFIELD COURTHOUSE, on a credit of twelve (12) months, and the purchasers giving bond and approved reasonable security and a mortgage of the premises and that the proceeds thereof be paid to the clerk of this court, subject to the order thereof. (order) this copy given to SHERIFF (word not legible) on the 19th November 1823 in Winnsboro (SC).

(DOCUMENT WAS NOT SIGNED)

NOTE: THIS WAS AN UNKNOWN JUDGE CONFIRMING THE COMMISSIONERS RECOMMENDATION TO SELL THE PROPERTY OF MOSES HILL AND EQUALLY DIVIDE THE PROCEEDS. (STRANGE THE JUDGE DID NOT SIGN HIS NAME).

end