

Probate Court Fair Play near Term 1840

William Haley

vs

John Carson Estate

continued

26- This day came on to be heard the petition of David H Wilburn and Annan Underwood representing that on the 15th day of October 1838 they purchased from Thomas W Nibbs lots twenty seven and thirty one in Block Ten in East Columbia and which correspond with lots thirty five and thirty nine in Block Ten according to the map made by Clark as will appear by them of record in said County, which lots were purchased of Josiah H Bell by the said Nibbs who made the proper title to the same which has been lost and that the said Bell being deceased Mary E Bell the Executrix and Joseph M M Cornick the executor of the last will and Testament refuses to make another title to said lots unless ordered by the Court and praying that they may make proof of the foregoing facts and that said Executrix and executor be required to make a Quit Claim to said lots and William B Aldridge having appeared and testified to all the facts in the petition contained

It is ordered adjudged and decreed that the prayer of the petition be granted and that the said Mary E Bell Executrix and Jm M Cornick Executor as aforesaid make to the said Wilburn and Underwood a title to said lots as prayed for.