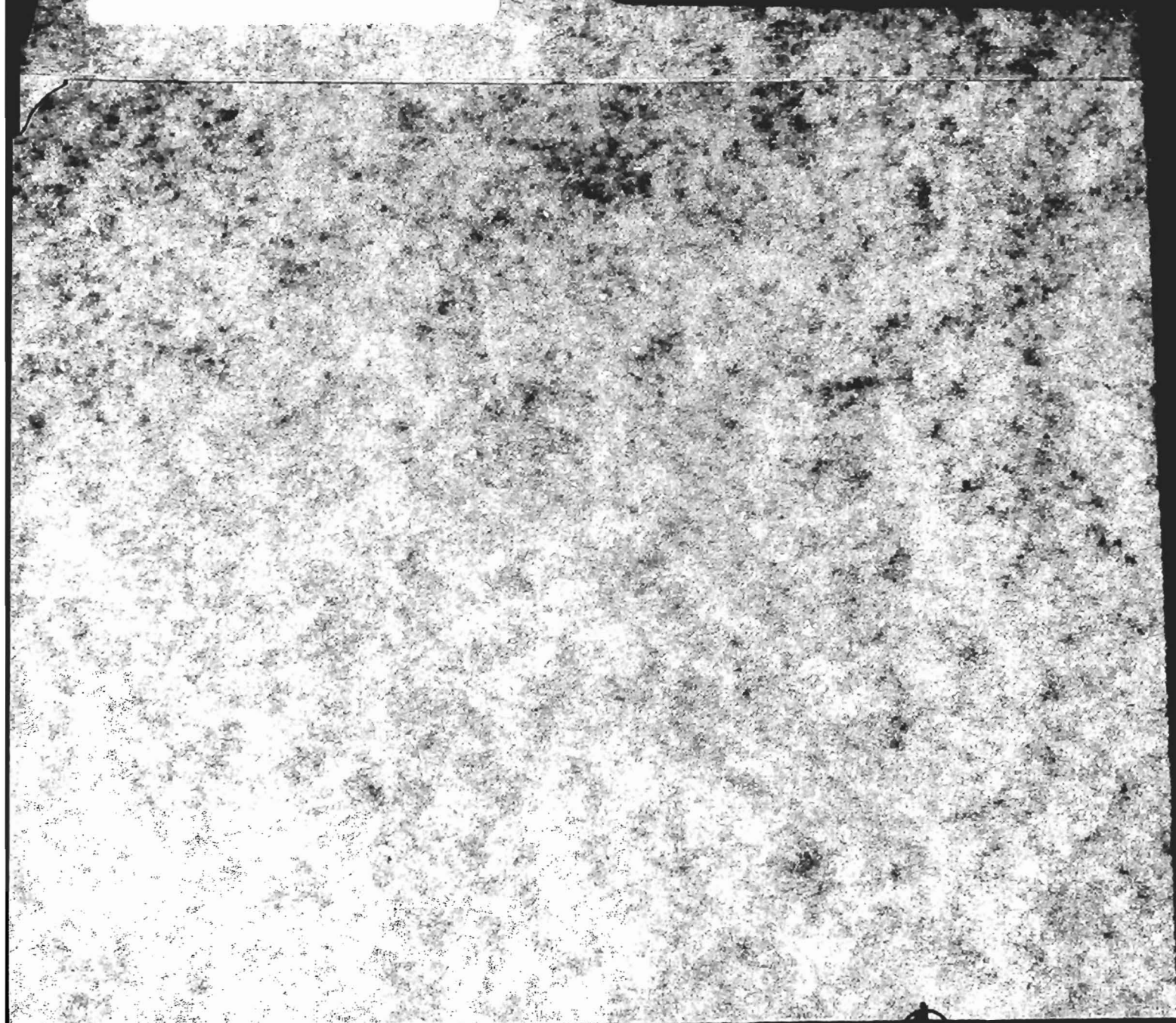


Toler, James
Estate

1878



State of North Carolina }
Crawden County }
" "

Charles Soler, Wm Soler }
and others }

Award,

vs.
Stephen Soler and others }

We, J. W. Satham, J. P. Neath, James
B. W. Deal, V. K. Thomas

to whose arbitrament and award was sub-
mitted the matters in controversy between
Charles Soler, Wm Soler et als and Stephen
Soler and James Soler being parties to the
action pending in the Superior Court of
said County, wherein the above named
parties are plaintiffs and defendants, said
submission having been made by an
order of the Court in said action, to
which order reference is made, having
been first duly sworn, and after consider-
-ing the proofs allegations and arguments
submitted do make public and declare our
award in writing as follows:

We find the defendant Stephen Soler is
the owner in fee simple and entitled to
that part of the land described in the
plot filed in the action now pending in

said Superior Court, wherein W.W. Toler is plaintiff and Charles Toler is defendant, which action was also submitted to us, which James Toler deceased died seized and which lies to the southward of the red lines on said plot, running from the letters H. to B. - B. to A. - and A. to E. and further that the plaintiffs pay the costs of this action.

Witness our hands ^{and seals} this 31st day of March A.D. 1885.

Executed in presence of
Wm. Delpharke

C. W. Latham
 Jas. H. Heath
 J. B. O'Neill
 W. A. Thomas

Seal
 Seal
 Seal
 Seal

Charles Toler, Wm
 Toler et al

vs.
 Stephen Toler and
 James Toler
 " "
 Administrators

Filed

An Inventory and account of sale of
 the Personal property of James Toler dec^d
 which came in-to the hands of James
 Toler & Amariah Toler Executors and
 sold the 29th day of June 1871

Property	Purchasers	#	\$
2 Ploughs	Baley, Win		80
1 Broad ax	A, Toler		25
1 Club do	"		80
" " "	W. Ruff		35
1 Spader	B. C. Toler		60
1 pair andirons	L. Gaskins		30
1 Wheel	Win. Toler	1	50
1 Grind stone	W. D. Whitford	1	05
1 Hoe	A. Toler		45
2 do	D. Roe		45
1 Plough	Lewis, Toler	1	85
1 Colter	J. Edwards		40
1 pail & strainer	A. Toler		40
1 Skoop	D. D. Durr		25
Bugborer & Adze	W. Ruff		30

1 Hand saw
 1 Howell
 1 Reap Hook
 12 do
 1 Brace & Bits
 1 Plane & Saw
 1 Bell
 1 Kettle
 1 Pot
 1 Shoe-Hammer
 1 Tub & Trumpry
 1 Pale
 1 Auger
 1 do
 1 do
 1 Glap
 1 Trap
 3 Chairs
 1 Crop-but-saw
 1 do
 1 Jar
 1 Jug
 1 do
 1 to Coperas

J. J. Edwards
 G. Toler
 G. Toler
 J. J. Edwards
 A. Whitford
 G. Toler
 Lewis Toler
 Wm Spelman
 Wm Moore
 A. J. Whitford
 Lewis Toler
 G. Toler
 do
 J. J. Edwards
 N. Eaton
 G. Toler
 A. Toler
 J. J. Edwards
 H. Wetherington
 A. Toler
 G. Toler
 do
 G. Toler

#	cts	
	65	1 Pe
	25	1 D
	25	1 Jun
	15	1 Sit
	70	2 Pan
	35	1 Bo
	20	1 Sq
	60	1 to
	95	3 75
	20	1 Ho.
	50	2 Vol.
	15	1 Bo
	25	1 F.
	25	1 a
	10	1 Lot
	30	1 Test
	60	1 Lot
	90	1 do
	50	1 do
	60	1 do
	35	1 Bo
	25	1 Hand
	20	1 pair
	5	

	#	cts	
ards		65	1 Pewter Pan
		25	1 Dish
		25	1 Tumbler & Bottle
ards		15	1 Sithe & Cradle
d		70	2 pair Spoon Molds
		35	1 Bolt & Adze
r		20	1 Square
ion		60	1 Chest
		95	3 Bibles
re		20	1 Horse Tierer
d		50	2 Vol. Wesley Sermons
		15	1 Lot of Books
		25	1 Book
		25	1 do
ds		10	1 Lot of Books
		30	1 Testament
		60	1 Lot Book
		90	1 do
ds	1	50	1 do
gton	1	60	1 do
		35	1 Box
		25	1 Hand Candle Molds
		20	1 pair Steelyards
		5	

	#	cts	
			A. Toler
			W. Spellman
			B. L. Toler
			A. P. Whitford
			G. Toler
			D. Moore
			A. Toler
			G. Toler
			D. Moore
			L. D. Whitford
			W. Toler
			D. R. Dunn
			G. Toler
			D. R. Dunn
			W. Moore
			U. Johnson
			Lewis Toler
			Dennis Toler
			Wm. Toler
			Lewis Toler
			G. Toler
			Lawrence Toler
			J. J. Edwards

#	cts
	30
	35
	13
	50
1	07
	10
	25
	50
	25
	40
	25
	15
	20
	20
	5
	80
	65
	10
	5
	5
	25
	15
	20


1 Razor	B. C. Toler	#	50
1 Table	Jacob Moore		50
5 th wool	Wm Toler	1	39
Residue wool	A. Toler	1	05
1 Cap Tub	J. J. Edwards		20
1 Lot Barrels	Lawrence Toler		35
1 Lot Lime	G. Toler		25
1 do	J. Toler		30
4 Lot Gumprey	D. Moore		10
1 Gun Barrel	Lewis Toler		1
1 block	W. D. Whitford		5
1 Mouse Trap	A. J. Whitford		5
2 Cart Hubs	do		5
1 Buffet	Lewis Toler	1	00
1 Desk	G. Toler	1	30
1 Box	J. Toler		20
1 Bed & Furniture	Dennis Toler	10	00
11 Sheep	G. Toler	11	00
1 Red Cow	A. Toler	8	00
1 Cow & calf	Charles Toler	12	40
1 Cow & calf no horns	J. Toler	12	75
1 Steer	D. Moor	8	25
1 Choice Hog	G. D. Whitford	2	95
2 Hogs 2 nd Choice	Charles Toler	4	50
1 other Hog	Lawrence Toler	2	25
1 Sow	Charles Toler	2	00
1 do	Gilas Fulsher	1	95

2 Pigs
 Residue Pigs
 1 Sorrel Horse
 1 Horse cart
 Plough gear
 1 Cart Saddle
 1 Bridle

	#	cts
Wm Moore	1	00
Lewis Toler	3	50
O. C. Stapleford	30	00
A. P. Whitford	5	70
A. Purify		80
A. P. Whitford		5
O. C. Stapleford		25

James Toler Executor

Sworn to and subscribed
 before me this 28th Sep 1871


 Probate Judge

fees 7 Copy sheets @ 10 70

~~100~~
~~25~~
 75

Inventory of Personal
Estate of Jas Polan dec-

To be recorded on
Page 279 & 280 - 281

North Carolina }
Craven County } Superior Court

Wm Toler }
vs } Complainant
Stephen Toler }

The plaintiff complains of the defendant and alleges:

- 1 That he is the owner in fee of two tracts of land in said County, bounded as follows: first tract On the North side of Neuse River and on a branch of Little Swift Creek, called Pine tree, beginning at a pine on the west side of the North prong of Pine tree branch, above the mouth of a small drain, and runs thence South 70 East 22 poles to a beach by Edward Matthews corner a white oak; thence with said Matthews line S 15 E. 120 poles to his other corner; thence East 300 poles; thence North 320 poles; thence a direct line to the beginning; second tract lying on a branch of Little Swift Creek called Pine tree, beginning in the fork at a White oak in the fork of said branch, and running thence S 15 E. 129 poles; thence S 70 W. 133 poles; thence N 15 W. 129 poles to an oak on the other side of the branch; thence N 7 E. 133 poles

to the first station - being the lands marked
in the annexed plat by the letters A. B. C. D. E, and
B. C. G. H, to which reference is made.

" That Defendant is in possession of said land, and
wrongfully withhold the same from the Plaintiff.
Whereupon Plaintiff demands judgment:

- 1 For title in fee.
- " For possession
- " For \$ damages

Charles Clark
atty for Plff.

Wm Toler

vs

Stephen Toler

Complaint

North Carolina } Superior County,
Loraven County }

Wm D. Toler }
vs. } Award.
Stephen Toler }

The undersigned to whom the matters in dispute in the above entitled action were referred by order of the Court, beg leave to report that after being duly sworn they have examined said matters and all the witnesses and evidence produced by both sides in relation thereto, and make the following award:

- I. That the Plaintiff is the owner in fee simple of the lands described in the complaint as laid down in the plat annexed thereto, between the lines A. B. C. D. E. G. and between the lines B. C. G. H.
- II. That the Plaintiff recover of the Defendant the costs of said action.
- III. That the Plaintiff is entitled to the immediate possession of said land.

In testimony whereof they do hereunto set their hands and seals this 31st day of March A.D. 1885.

Wm D Lolen

vs,
Stephen Lolen

Thomas,

after recording this
return & paying \$3.00
Recorded in Minutes
Superior Court.
Folio 3.90
See 311 of the
Book.

Executed in presence of
Wm D Lolen

H. W. Latham Seal
Jas. L. Heath Seal
L. B. Ongill Seal
A. A. Thomas Seal
Seal

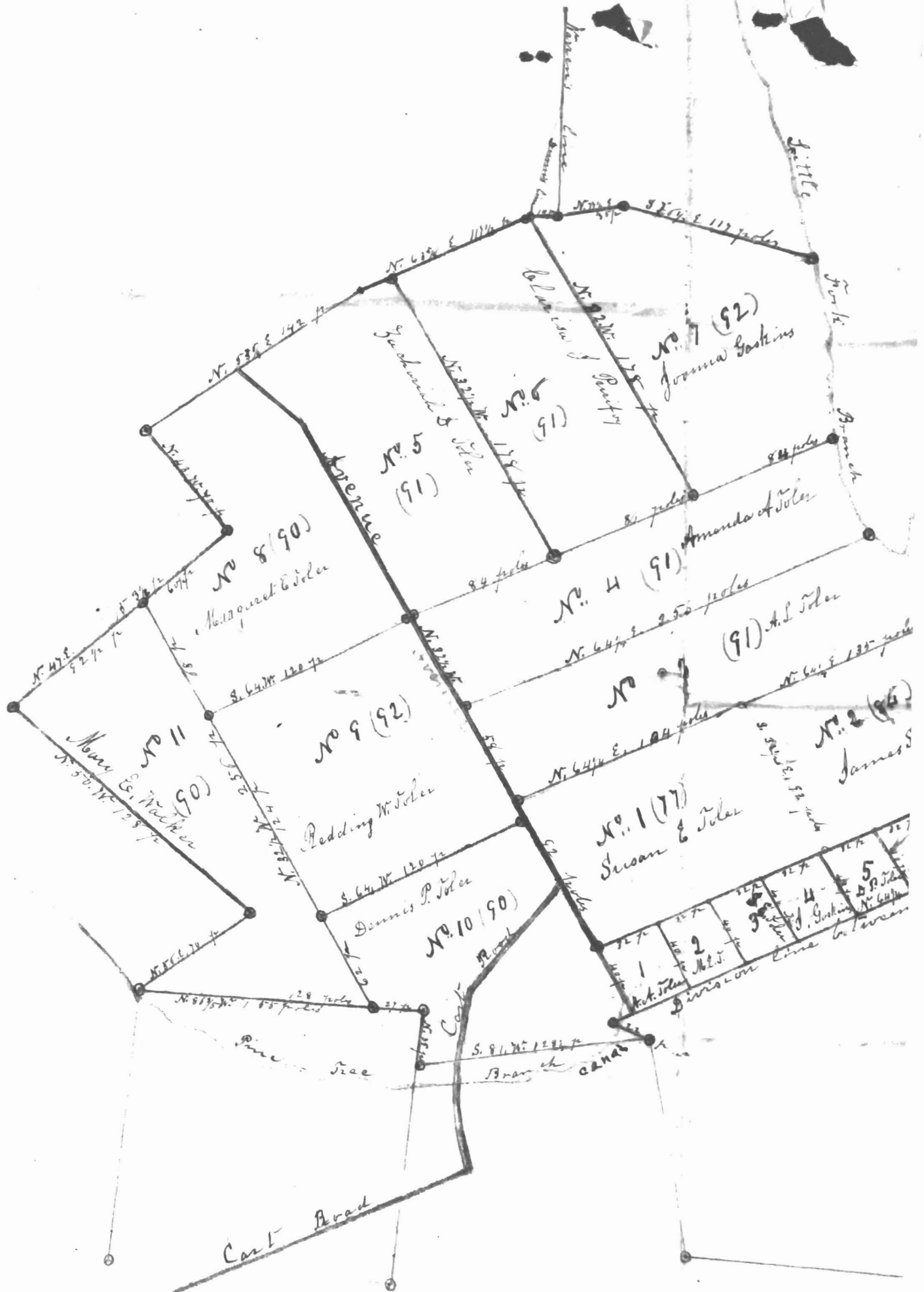
We the undersigned heirs of
Stephen Toler and the devisees of
of James Toler deceased who are now
by the death of Stephen Toler who had
an estate for life in the land of the
devisee, tenants in common of the
said devised land, desiring to have
partition thereof according to law
do hereby authorize W C Whitburn
attorney at law to file a petition
in the Superior Court of Craven
County N C for us and in our
behalf to the end that the land
in Craven County North Carolina
which was devised to us by our grandfather
James Toler may be divided among
the devisees in equal parts as to value
and according to law, the said land
being situated on the North side of
Newse River or Little Swift Creek on
Little Fork Branch and adjoining the
land of S B Leaton, J S Toler,
Isiah Toler, Sarah Norman,
Charlie Knox, Heirs of David Leaton
Mrs Rose Whitford Mrs Stilly, Mary Ann
Penny, J D Toler, S E Morris
W D Toler the heirs of W Toler, Henry
Brown, and others
In witness whereof we, W J Walker

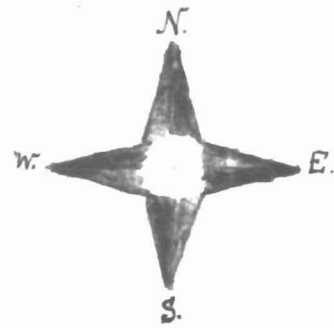
Mary E Walker, his wife, D P Toler
and Julia his wife, J. C. Parvizy and
C. J. his wife John F. Gaskins and
Joana his wife, Susan E Toler,
Amanda A Toler, Abram S Toler
and Mary E his wife, Redding W Toler
and Elizabeth his wife, F. D. Toler
and Mary E his wife, J. S. Toler and
Martha E his wife, Margaret E
Toler, have subscribed our names
This April 1903

James S. Toler and Martha E Toler
Margaret E Toler
Amanda A Toler
A. G. Toler and Mary E. Toler
Susan E. Toler
D. P. Toler and Julia Toler
W. J. Walker and Mary E Walker
R. W. Toler and his wife Lizzy E Toler
J. D. Toler and Mary E Toler
J. C. Purefoy and his wife A. J. Purefoy
J. F. Gaskins and Josephine Gaskins

James S Toler
et al
Power of atty

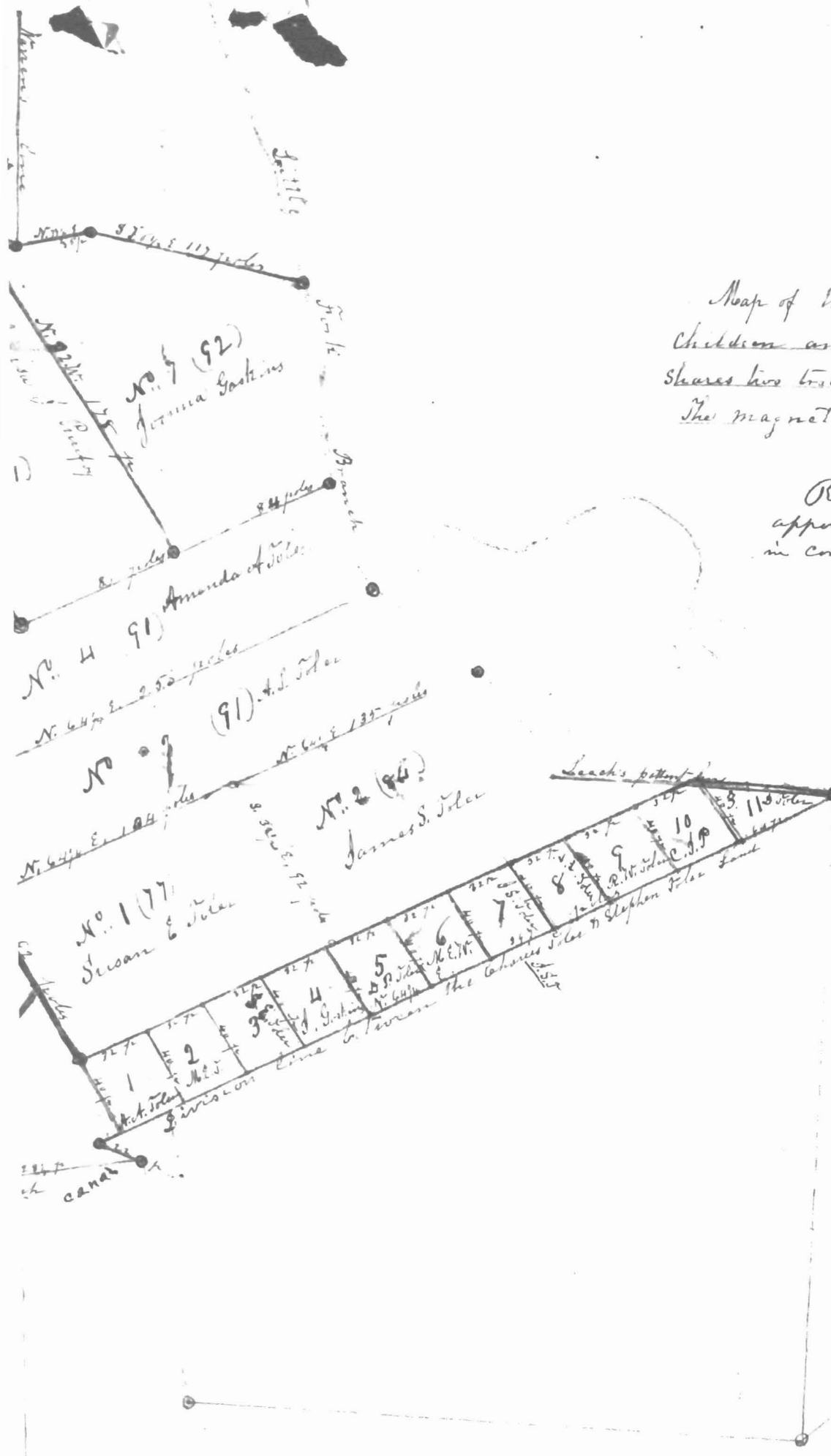
To
A S Whitcomb
to file petition



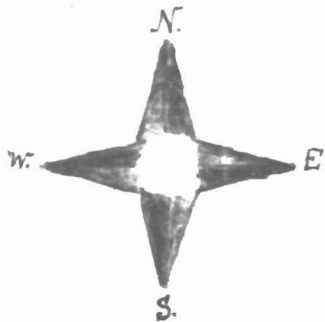


Map of the Land bequeath Stephen Tolce for life & the
 Children and plot of the same as divided into
 shares two tracts in each share. Scale 50 poles the in
 The magnetic bearings of all the lines are for January
 Josiah Single

Returned with the report of the Com
 appointed to divide said land among the
 in common.



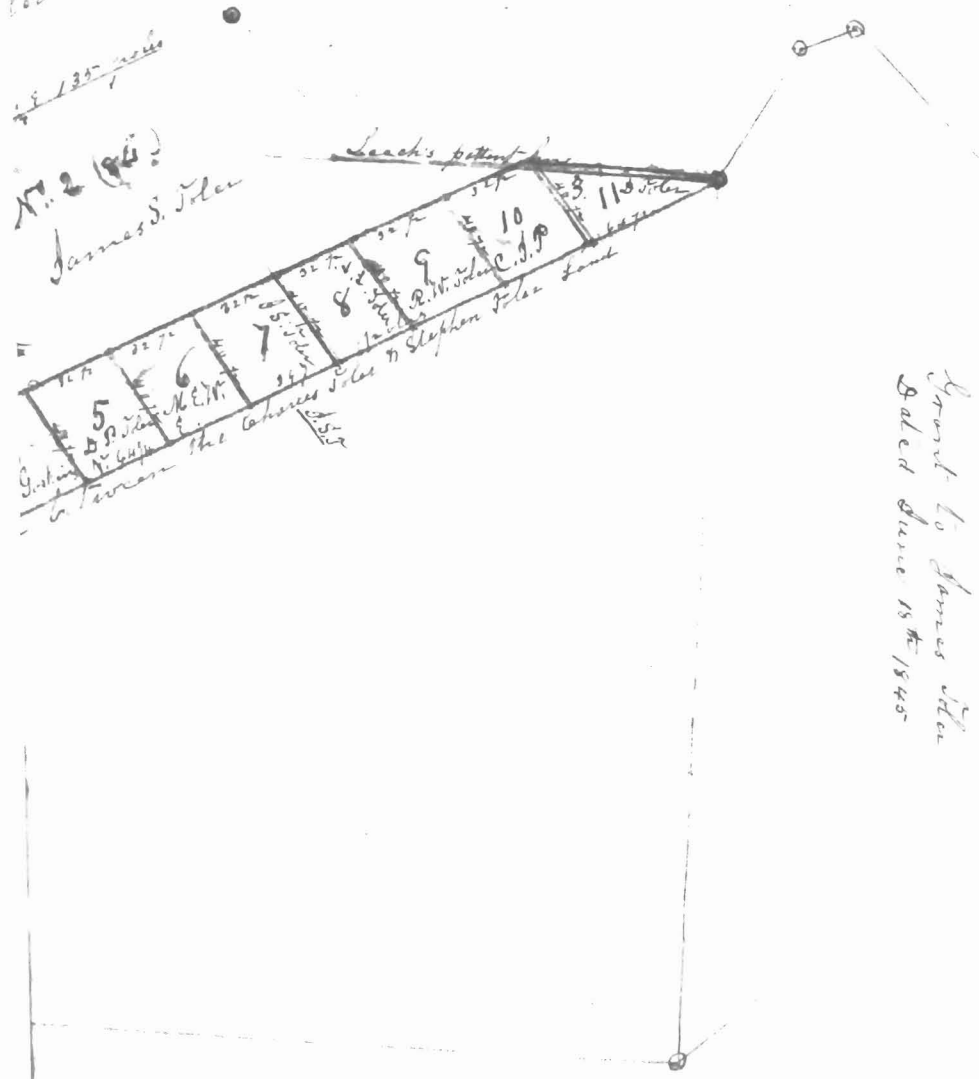
Grant to James Tolce
 Dated June 15th 1840



Map of the land bequeath Stephen Toler for life & then to his
 children and plot of the same as divided into eleven
 shares two tracts in each share. Scale 50 poles the inch
 The magnetic bearings of all the lines are for January 1842.
 Josiah Single Surveyor

Returned with the report of the Commission
 appointed to divide said land among the tenants
 in common.

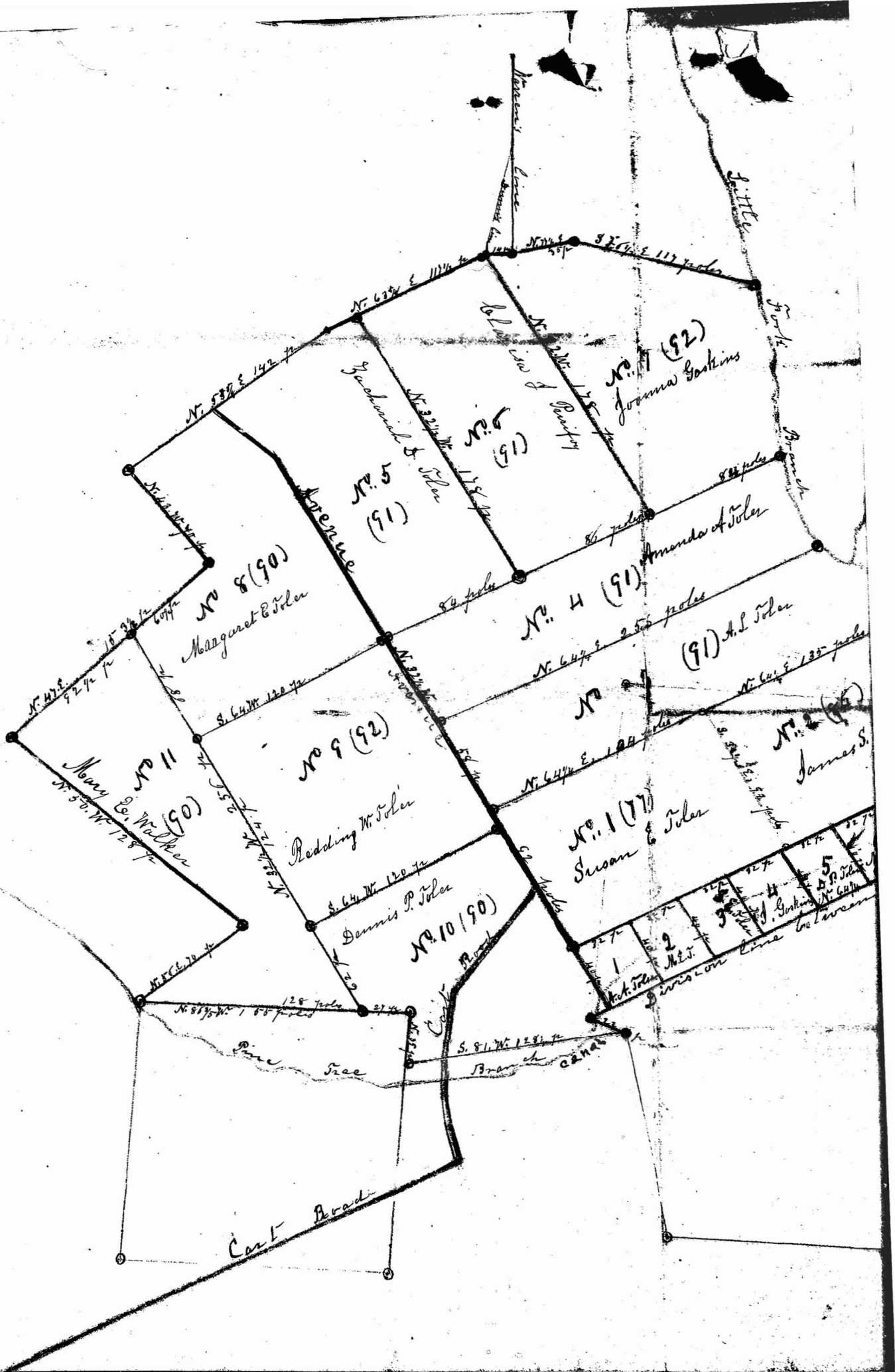
Part of
 Boundary
 1842

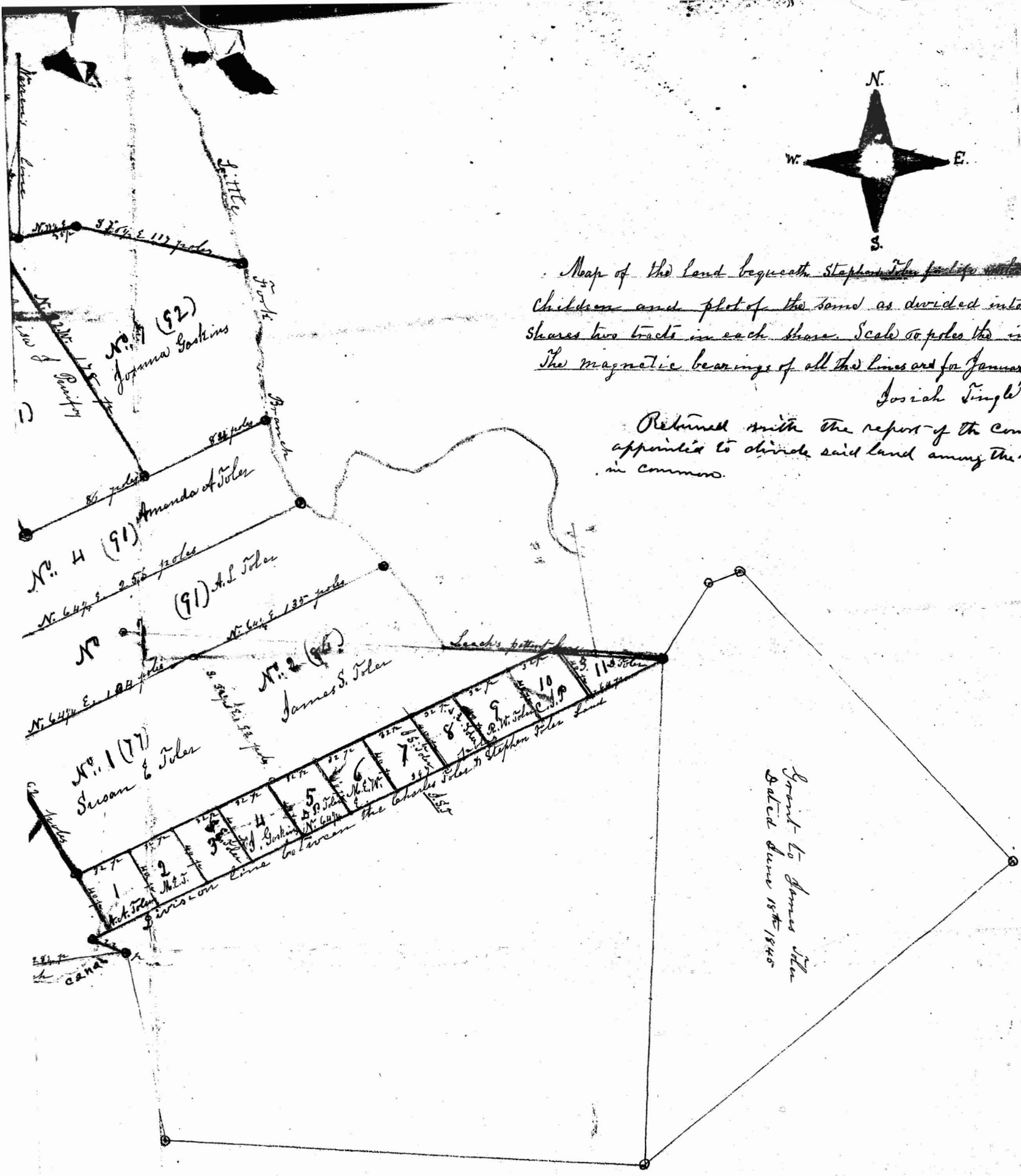


Grant to James Toler
 dated June 18th 1840

Map of the Division
of the land of
James Toler

Filed with Report
of Commissioners

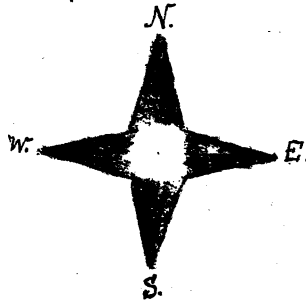




Map of the land bequeath Stephen Toler for his children and plot of the same as divided into shares two tracts in each share. Scale 50 poles the in. The magnetic bearings of all the lines are for January
 Josiah Tingle

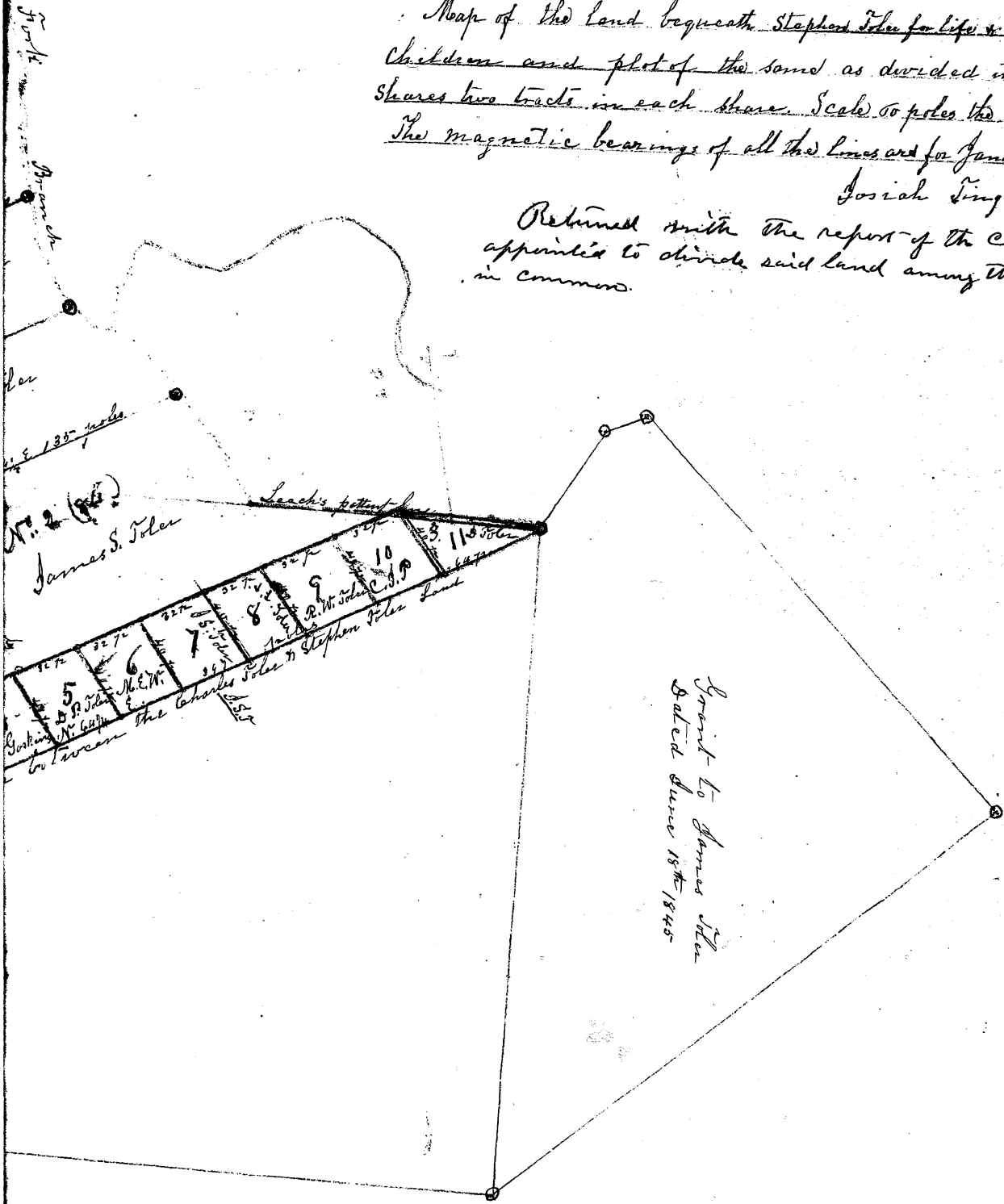
Returned with the report of the Com appointed to divide said land among the children in common.

Grant to James Toler dated June 18th 1845



Map of the land bequeath Stephen Toler for life & then to his
children and plot of the same as divided into eleven
shares two tracts in each share. Scale 50 poles the inch
The magnetic bearings of all the lines are for January 1813.
Josiah Single Surveyor

Returned with the report of the Commissioners
appointed to divide said land among the tenants
in common.



Map of the Division
of the land of
James Toler

Filed with Report
of Commissioners

North Carolina
Crawen County } Superior Court

Petition for Partition

W. J. Walker and Mary E. his wife
D. P. Toler and Julia, his wife
J. C. Parvizy and L. J., his wife
John F. Gastkins and Joanna, ^{or Josephine} his wife
Susan E. Toler
Amanda Toler
Abram L. Toler and Mary E. his wife
Redding W. Toler and Elizabeth his wife
E. D. Toler and Mary E. his wife
J. S. Toler and Martha E. his wife
and Margaret E. Toler heirs and devisees
of James Toler deceased

Ex parte

The above named persons being the
heirs and devisees of James Toler deceased
and tenants in common of the land
herein described would respectfully show
to the Court by this their petition

1. That they are tenants in common
of certain land in Crawen County
in the state of North Carolina situated
on the North Side of Newse River on
Little Swift-Creek on Little Fork Branch
and is known and designated as the
James Toler land which was devised
to the petitioners as children of Stephen
Toler.

The said land being the same described in said devise of James Toler as thereby conveyed to Stephen Toler for life and then to the children of said Stephen in fee to which devise reference is hereby had, the said land being further described as bounded by the land of L B Leaton, J S Toler Isiah Toler Sarah Normen Charlie Knox the Hens David Cator, Mrs Rose Whitford W^m Stalley - Arington Parvizy & D Toler S E Morris, W D Toler, the Hens of W^m Toler Henry Brown and others

That the petitioners to whom said land was devised are the following named of those whose names are above set forth, the other persons being entitled herein by right of marriage

viz Mary Ellen Walker
Josephine Gastins - & Jane Parvizy
Margaret E Toler - Amanda A Toler
Susan E Toler -
James S Toler - D^{mn} P Toler
Abram S Toler - Reddin W Toler
Zechariah D Toler
~~James S Toler~~

That said petitioners are each entitled to an equal share in said land as tenants in common and they desire to hold the same in severalty

Wherefore the petitioners pray that Commissioners
be appointed according to law to lay off
and allot to the petitioners their shares
in severally in the said land, and when
so laid off allotted and set apart that they
be adjudged entitled to the same

W J Walker & Mary E Walker

D P Toler & Julia Toler

J E Purify and E J Purify

John F Gaskins and Joseph Gaskins

Susan E Toler ~~and~~

Ainanda Toler

Abram S Toler and Mary E Toler

Redding W Toler & Elizabeth Toler

~~E~~ D Toler and Mary E Toler

J S Toler and Martha E Toler

Margaret E Toler

by their attorney

W E Whitehurst

April 22 1843

Cowan County }
North Carolina } Superior Court

Upon considering the petition
above set forth it is ordered and
adjudged that the prayer of the petitioners
be granted and that partition be made
among the tenants in common above
named and that Josiah Tingle
Thomas Arthur and Aaron Covington
are hereby appointed Commissioners to lay
off and allot to the said tenants in
common their shares in severally, the same

To be equal in value as near as may be but if, the shares cannot be made equal in value without injury to some of the shares, then in that case the more valuable shares shall be charged with the payment to the less valuable of a sum of money sufficient to make equality. The said Commissioners will go upon the premises and perform their duties within sixty days from the date hereof and within that time report their proceedings in writing under their hands or the hands of any two of them to this Court

Wm Watson J

M S Walker & wife
D P Toler
et al

Rebition for Partition

Ex Parte

Rebition

North Carolina } Superior Court
Crawford County }
W J Walker et al ex parte } Report of Commissioners

We the undersigned Commissioners appointed by the Superior Court to lay out and divide the land left by Will of James Toler deceased to his son Stephen Toler for life, then to said Stephen Toler's Children, lying in Township No. 2. between Pine tree swamp and the Little fork branch do hereby Report as follows

To wit:

Share No. 1 Upland and No. 3 Swamp was Valued at four hundred & eighty four (484) dollars and Given to Susan E. Toler Lot No. 1 Upland begins at a stake in line of the Avenue 40 poles from the dividing line between the Charles Toler Land & this Land. thence with the line of the Avenue 92 poles to a stake, thence N. $64\frac{1}{4}$ E 134 poles to a stake. thence S. $32\frac{1}{2}$ E. 92 p to a stake thence to the beginning. Swamp tract begins in the division line 4th corner of lot No. 2. thence N. $32\frac{1}{2}$ W. 40 poles. then N. $64\frac{1}{4}$ E. 32 poles thence S. $32\frac{1}{2}$ E 40 poles to the division line & thence to the beginning containing 8 acres more or less and is to pay share No. 2 59⁰⁰ dollars to share No. 3 324 dolla to share No. 4. 64 dollolors to share No. 5. 14 dolers to share No. 6. 484 dollars to share No. 7. 59 dollars & to share No. 8 79 dollars & to share No. 9 7⁰⁰ dollars
This share is given the Houses & stables & fence standing on the west side of the Avenue to be moved in twelve months from date.

Share No. 2 Upland & No. 7 Swamp Valued 75 dollars was given to James S. Toler Lot 2 Upland begins at 4th corner of Lot No. 1. thence N. $32\frac{1}{2}$ W. 92 poles to 3rd corner of Lot No. 1. thence N. $64\frac{1}{4}$ W. 135 poles to Little

Little fork branch. thence with said branch to Joseph Leech's
patent line thence with said Leech's lines to corner of
Lot N^o 11 Swamp tract ^{thence} S. 64 $\frac{1}{4}$ W to the beginning containing
84 acres. Lot N^o 7 Swamp tract begins in division line
corner of Lot N^o 6. thence N. 32 $\frac{1}{2}$ W. 110 poles thence N. 64 $\frac{1}{2}$ E
32 poles. thence S. 32 $\frac{1}{2}$ E 40 poles to the division line thence
to the beginning containing 8 acres more or less, and
is to receive 59 dollars from N^o 1.

Share N^o 3. Upland & N^o 8 Swamp tract Valued at 110
dollars was given Abram Le Toler Lot N^o 3
upland begins at a stake on the east side of the Avenue
2nd corner of Lot N^o 1. ~~thence N. 64 $\frac{1}{4}$ E 262 poles~~ thence
N. 32 $\frac{1}{2}$ W. with said Avenue 58 poles. thence N. 64 $\frac{1}{4}$ E 262
poles to Little fork branch. thence up said branch to the
corner of Lot N^o 2. thence S. 64 $\frac{1}{4}$ W. to the beginning con-
taining 91 acres more or less. Lot N^o 3 Swamp tract begins
at 4th corner of Lot N^o 2 in the division line. thence N. 32 $\frac{1}{2}$ W
40 poles. thence N. 64 $\frac{1}{4}$ E 32 poles thence S. 32 $\frac{1}{2}$ E 40 poles to the
division line. thence to the beginning containing 8 acres
more or less. And is to receive 24 dollars from Share N^o 1.

Share N^o 4^f Upland & N^o 1 Swamp tract Valued at 70 dollars
was given to Amanda A. Toler. Lot N^o 4. Upland
begins in Avenue 2nd corner of Lot N^o 3. thence with said
Avenue N. 32 $\frac{1}{2}$ W. 58 poles. thence N. 64 $\frac{1}{4}$ E. 262 poles to the
Little fork branch. thence up said branch to the 3rd corner
of Lot N^o 3. thence to the beginning containing 91
Acres more or less. Lot N^o 1. Swamp tract begins where
the canal crosses the division line near Joseph Leech's beginning
corner

thence up & with said canal to the extended line of the
avenue thence N. $32\frac{1}{2}$ W. to the beginning corner of Lot N^o 1
upland. thence N. $64\frac{1}{4}$ E. 32 poles. thence S. $32\frac{1}{2}$ E. 40 poles to the
division line, thence to the beginning containing 8 acres
more or less. And is to receive from Lot N^o 1 64 dollars
Share N^o 5⁺ upland Lot N^o 11 Swamp tract Valued at
120 dollars was given to Zachariah D. Toled

Lot N^o 5 upland begins at a stake on the east side of the
avenue 2nd corner of Lot N^o 4 thence N. $64\frac{1}{4}$ E. 84 poles, thence
N. $32\frac{1}{2}$ W. 178 poles to Dummis line thence S. $63\frac{5}{8}$ N. 20 poles to
one of his corners thence S. $53\frac{5}{8}$ W. 80 P to the avenue thence
with the avenue to the beginning 91 acres more or less.

Lot N^o 11 Swamp tract begins in the division line at the
4th corner of Lot N^o 10 Swamp tract thence N. $32\frac{1}{2}$ W. ^(32 1/2) 40 poles
thence ~~to~~ East with Leeche's line to his 5th corner thence
S. $64\frac{1}{4}$ W. 64 poles to the beginning containing 8 acres
more or less, and is to receive from Lot N^o 1 14 dollars.

Share N^o 6 upland & N^o 10 Swamp tract Valued at
90 dollars was given to Clarisa J. Purifoy

Lot N^o 6 upland begins at 2nd corner of Lot N^o 5. thence
N. $64\frac{1}{4}$ E. 86 poles thence N. $32\frac{1}{2}$ W. 178 poles to Dummis line
near his corner. thence S. $63\frac{5}{8}$ W. 86 poles to the 3rd corner
of Lot N^o 5. thence S. $32\frac{1}{2}$ E. 178 poles to the beginning
Containing 91 acres more or less. Lot N^o 10 Swamp tract
begins in the division line at the 4th corner of Lot N^o 9. thence N. $32\frac{1}{2}$ W.
40 poles thence N. $64\frac{1}{4}$ E. 32 poles thence S. $32\frac{1}{2}$ E. 40 poles to the division line
thence to the beginning containing 8 acres more or less.

and is to receive from Lot N^o 1 44 dollars.

Share N^o 7 upland & N^o 4 Swamp tract Valued at 75 dollars
was given to Joanna Gaskins Lot N^o 7 upland
begins at some corner of Lot N^o 6. thence N. 64 $\frac{1}{4}$ E 84 poles to the Little
fork branch. thence down the various courses of said branch
to Warren's line. N. 76 $\frac{1}{2}$ W. 117 poles. thence N. 77 W. 35 poles to a
corner thence N 87 $\frac{1}{2}$ W 14 poles to ~~Warren's~~ ^{Dunn's} corner thence to the
beginning containing 91 Acres more or less. Lot N^o 4 Swamp
tract begins ^{in the division line} at the 4th corner of Lot N^o 3 Swamp tract thence
N. 32 $\frac{1}{2}$ W. 40 poles thence N. 64 $\frac{1}{4}$ E 32 poles. thence S. 32 $\frac{1}{2}$ E 40 poles
to the division line. thence ^{to} to the beginning containing
8 acres more or less. and is to receive from Lot N^o 1
59 dollars.

Share N^o 8 upland & N^o 2 Swamp tract Valued at
55 dollars was ^{alotted} to Margaret E Toled Lot N^o 8
upland begins in the avenue at the corner of Lot N^o 4 & 5
thence S. 64 W. 120 poles thence N. 32 $\frac{1}{2}$ W. 68 poles to Robinson's
line thence N. 42 E 66 $\frac{1}{2}$ poles to his corner. thence N. 43 W. 70 $\frac{1}{2}$ poles
to Dunn's corner. thence N. 53 $\frac{1}{2}$ E to the Avenue thence
with the avenue to the beginning containing 90 acres
more or less. Lot 2 Swamp tract begins in the division line
4th corner of Lot N^o 1 Swamp tract. thence N. 32 $\frac{1}{2}$ W. 40 poles, thence
N. 64 $\frac{1}{4}$ E 32 poles thence S. 32 $\frac{1}{2}$ E. 40 poles to the division line. thence
to the beginning containing 8 acres more or less And this
to receive from Lot N^o 1. 75 dollars and ~~from~~ Lot N^o 10 &
~~10 dollars~~

Share N^o 9 Upland & N^o 9 Swamp tract Valued at
85 dollars was given to Redding W. Toler
Lot N^o 9 upland begins at the Avenue Corner of Lots N^o 4
5 & 8⁺ thence S. 64 W. 120 poles thence S. 32¹/₂ E 124 poles
thence N. 64 E 120 poles to the Avenue thence with said
Avenue to the beginning containing 92 acres. Lot N^o 9
Swamp tract, begins in division line^{4th} Corner of Lot N^o 8
thence N. 32¹/₂ W. 40 poles, thence N. 64¹/₂ E. 32 poles. thence S. 32¹/₂ E
40 poles to the division line. thence to the beginning con-
taining 8 acres. and is to Receive from Lot N^o 1. 7 dollars
& from Lot N^o 10 26 dollars & from Lot N^o 11. 16 dollars

Share N^o 10 Upland & N^o 5 Swamp tract Valued
at 160 dollars was given to Dennis P. Toler
Lot N^o 10 upland begins at stake on the west side
of the Avenue 8 poles south of corner of Lot N^o 1. & 3. thence
S. 64 W. 120 poles, thence S. 32¹/₂ E. 62 poles to King's
Patent-line. thence East with said patent-line 27 poles
to King's beginning corner. thence south with another
of his lines 31¹/₆ poles to what is known as the Arbitration
line. thence N^o 81. East 128 poles to Mathews beginning
corner Joseph Leeche's 2nd Corner. thence N. 70 W. 22 poles
to said Leeche's beginning corner at the Canal. thence
up said Canal to the line of the Avenue prolonged
thence up & with the line of the Avenue
to the beginning containing 90 acres more
or less. Lot N^o 5 Swamp tract begins at the
4th corner of Lot N^o 4 thence N. 32¹/₂ W. 40 poles

thence N. $64\frac{1}{4}$ E. 32 poles, thence S. $32\frac{1}{2}$ E. 40 poles to the
division line, thence to the beginning containing
8 acres more or less. and is to pay to Lot N^o 5
26 dollars.

Share N^o 11 Upland & Lot N^o 6. Swamp tract valued
at 150 dollars was given to Mary E. Walker

Lot N^o 11 Upland begins in King's patent line 27
poles west of his beginning corner. thence with
King's line West 128 poles to a stake centered between
2 cypruses. thence N. 56 E. 70 poles to James S. Toles
Corner. thence with another one of said Toles lines

N. 50. W. ⁽¹²⁸⁾ 128 poles to Robinson's line. thence with
said Robinson's line N. 47 E. 92 poles to the back

line of N^o 8. 9. & 10. thence S. $32\frac{1}{2}$ E. with said line
256 poles to the beginning containing 90

acres more or less. Lot N^o 6. Swamp tract
begins in the division line $\frac{1}{2}$ th corner of Lot N^o 5
thence N. $32\frac{1}{2}$ W. 40 poles, thence N. $64\frac{1}{4}$ E. 32 poles
thence S. $32\frac{1}{2}$ E. 40 poles to the division line. thence to
the beginning containing 8 acres more or less.

and is pay to Lot N^o 8. 16 dollars.

And it is further arranged ^{that} the Cart Road crossing Lot N^o 10
& leading upto the Avenue, and the Avenue from the
beginning corner of Lot N^o 1. to the Dunn line be kept open
(for all the parties)

for ^{the} in this position, also a cartway between Lot N^o 1 & 2
and all of the said Swamp Tracts, ^{of land} for the benefit of Lot N^o 2.
and all of said Swamp tracts of Land.

Also a cartway on the North side of Lot No 4. and South side
of Lot No. 5, 6, 7 be given for the benefit of Lots No 6 & 7.

Also for the benefit of Lot No. 11. a cartway be given between
Lot 9 & 10. all of which we respectfully submit, also
a Map of said portion

And it is further ordered that said Abram L. Toler pay
John F. Gaskins 30 dollars for buildings which he put
on said Lot No 9. or ~~in case he is~~ allow Mr. Gaskins
to move them.

And it is further ordered or agreed that Dennis P. Toler
pay to Redding W. Toler 10 dollars for Material and work
done on buildings on Lot No. 10

Done under our hands, and seals

May 15 1903.

Commissioners

Josiah Lingle

(Seal)

Arnon S. Ewing Torrey

(Seal)

Thomas M. Arthur

(Seal)

Commissioners Report
of Partition
Stephen Toland

Filed
May 23/03

50° 45' 11" 402 feet
63.30

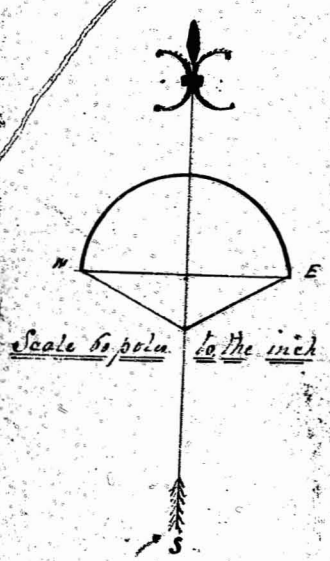
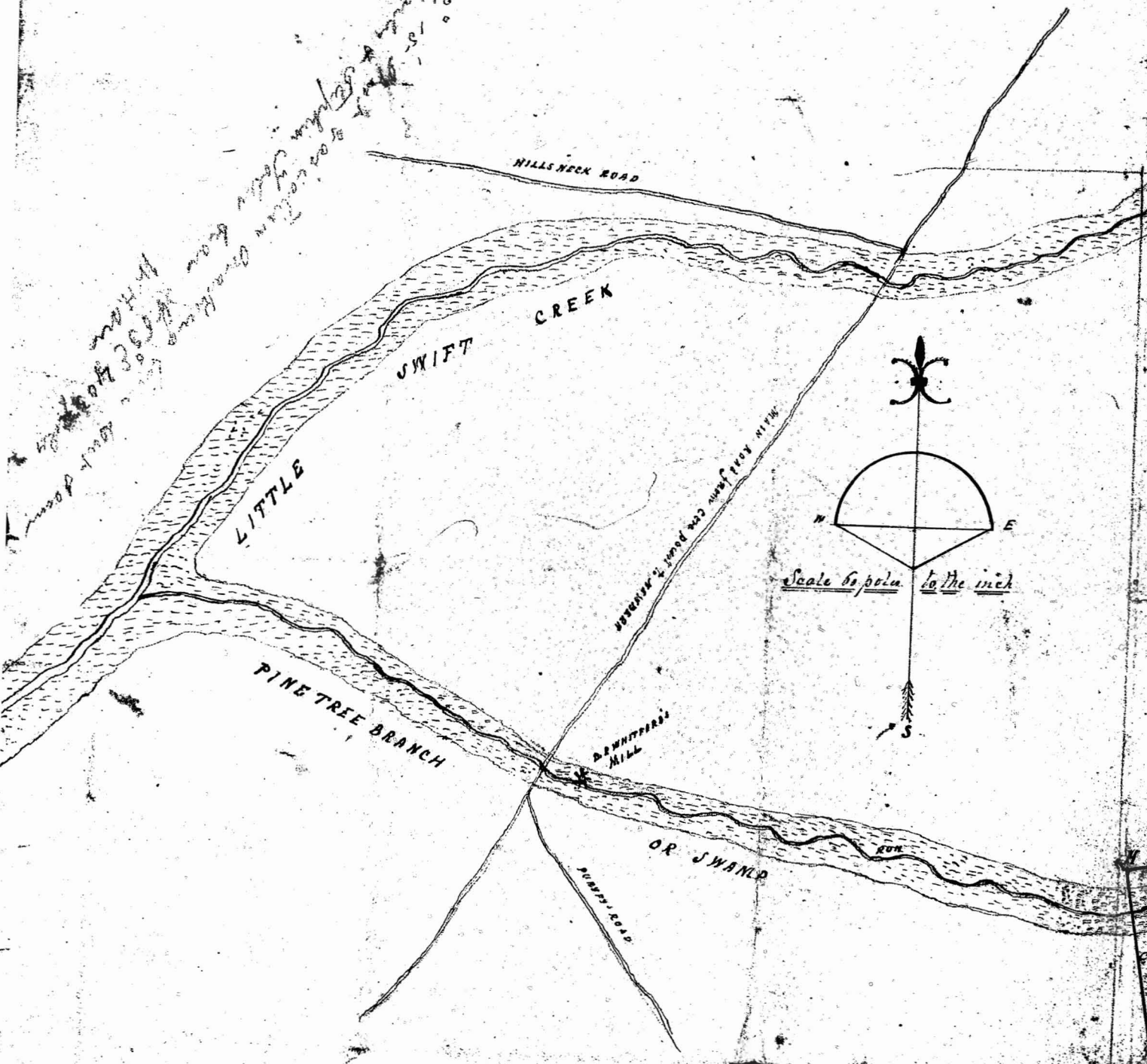
1800' 1000' 200'

Scale 60 poles to the inch

200'

1000' 200'

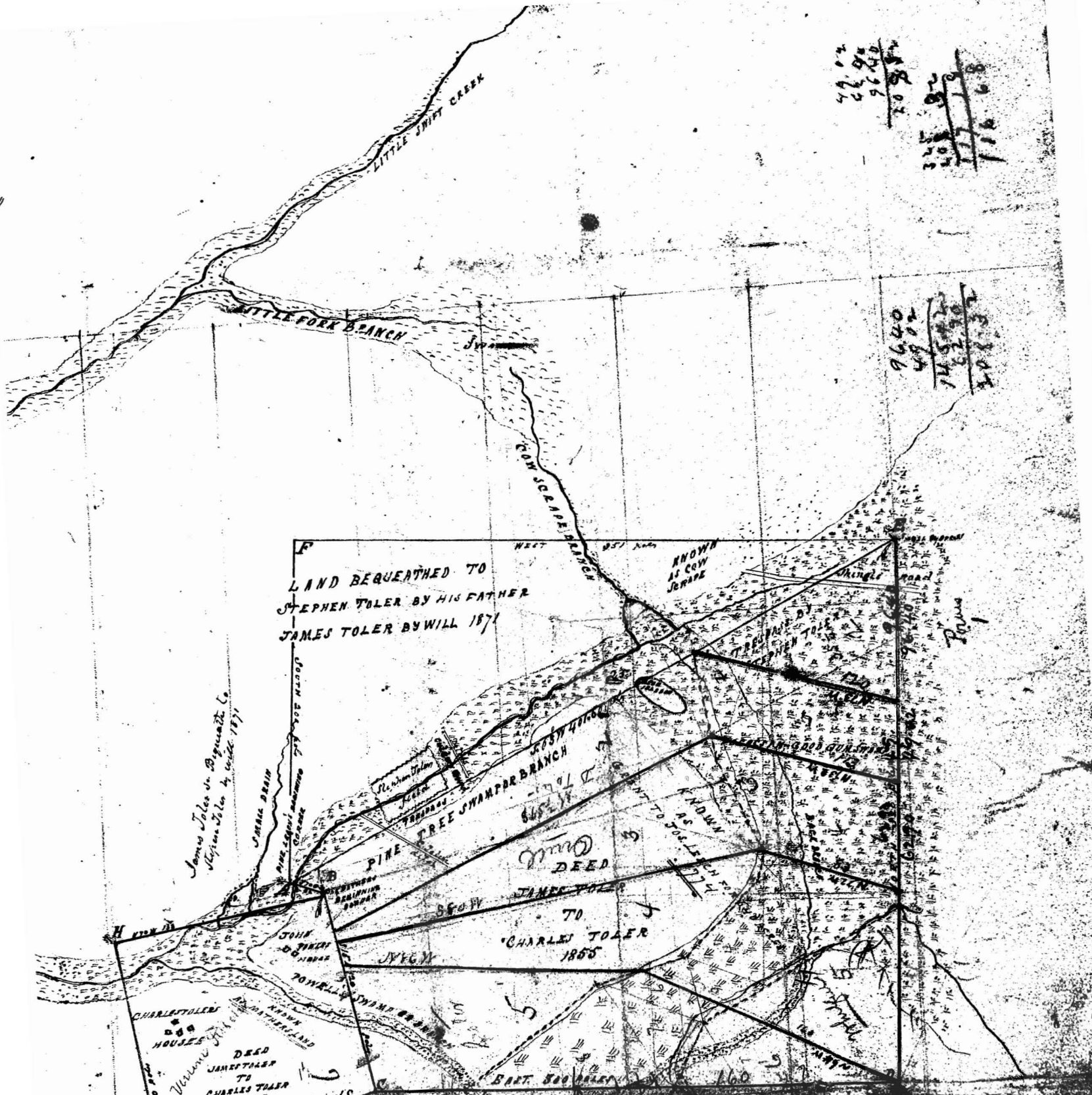
Handwritten notes:
The above is a map of the
Hills Neck Road
Swift Creek
Little
Pine Tree Branch
D. Whitford's Mill
Or Swaner
Dunbar's Road
Hills Neck Road
Swift Creek
Little
Pine Tree Branch
D. Whitford's Mill
Or Swaner
Dunbar's Road



Handwritten notes at the bottom:
N 20° W
Scale 60 pds to the inch
D. Whitford's Mill
Or Swaner
Dunbar's Road

42 92
 26 40
 96 40
 20 80
 116 60

96 40
 49 00
 145 40
 67 10
 108 30



James Toler vs. Benjamin C. Tolson
 1871

LAND BEQUEATHED TO
 STEPHEN TOLER BY HIS FATHER
 JAMES TOLER BY WILL 1871

DEED
 TO
 CHARLES TOLER
 1855

CHARLES TOLER'S
 HOUSES
 DEED
 JAMES TOLER
 TO
 CHARLES TOLER
 1855

EXPLANATION

- A B C D E F Grant to John H. Lott 1774 purchased by James Toler 1818
- B C G H Purchase of James Toler of Ramsey & Blufford 1847
- A B C D E Deed of James Toler to his son Charles Toler (conting.) 1855
- B C G H " " " " (cont. term) 1855

Item 6th of James Toler's will: I leave all my land...
 Jack Branch to my...
 desire that it be equally divided...
 between Joanna, Amanda, ...
 and James Toler all of whom...

to trace the old lines an allowance...
 was applied...

49 04
 26 90
 96 40
 20 88

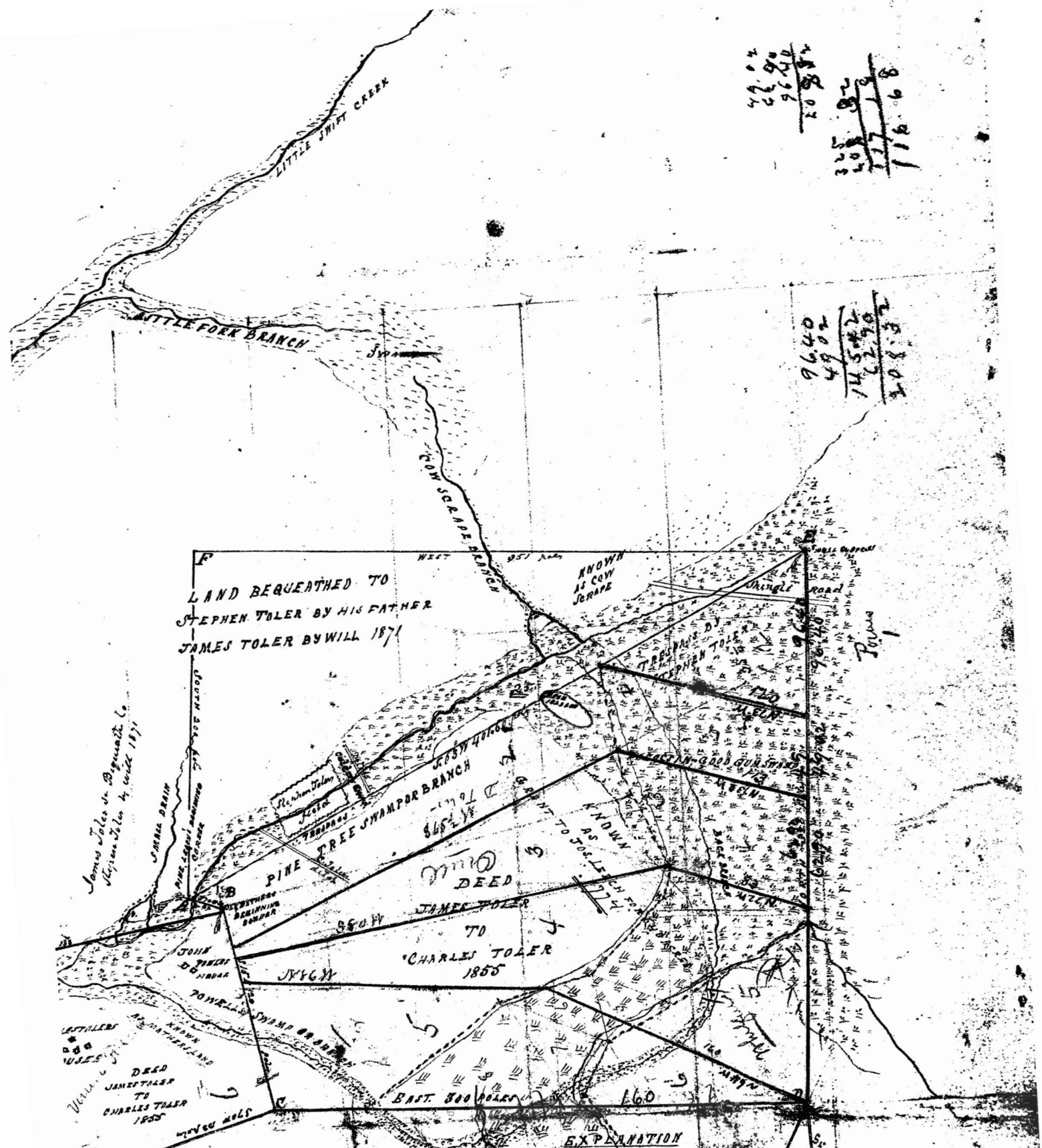
 208 82
 208 82

 116 68

96 40
 49 02

 145 42
 22 90

 168 32



James Toler in Bequest to
 Stephen Toler by will 1871

LAND BEQUEATHED TO
 STEPHEN TOLER BY HIS FATHER
 JAMES TOLER BY WILL 1871

DEED
 TO
 CHARLES TOLER
 1855

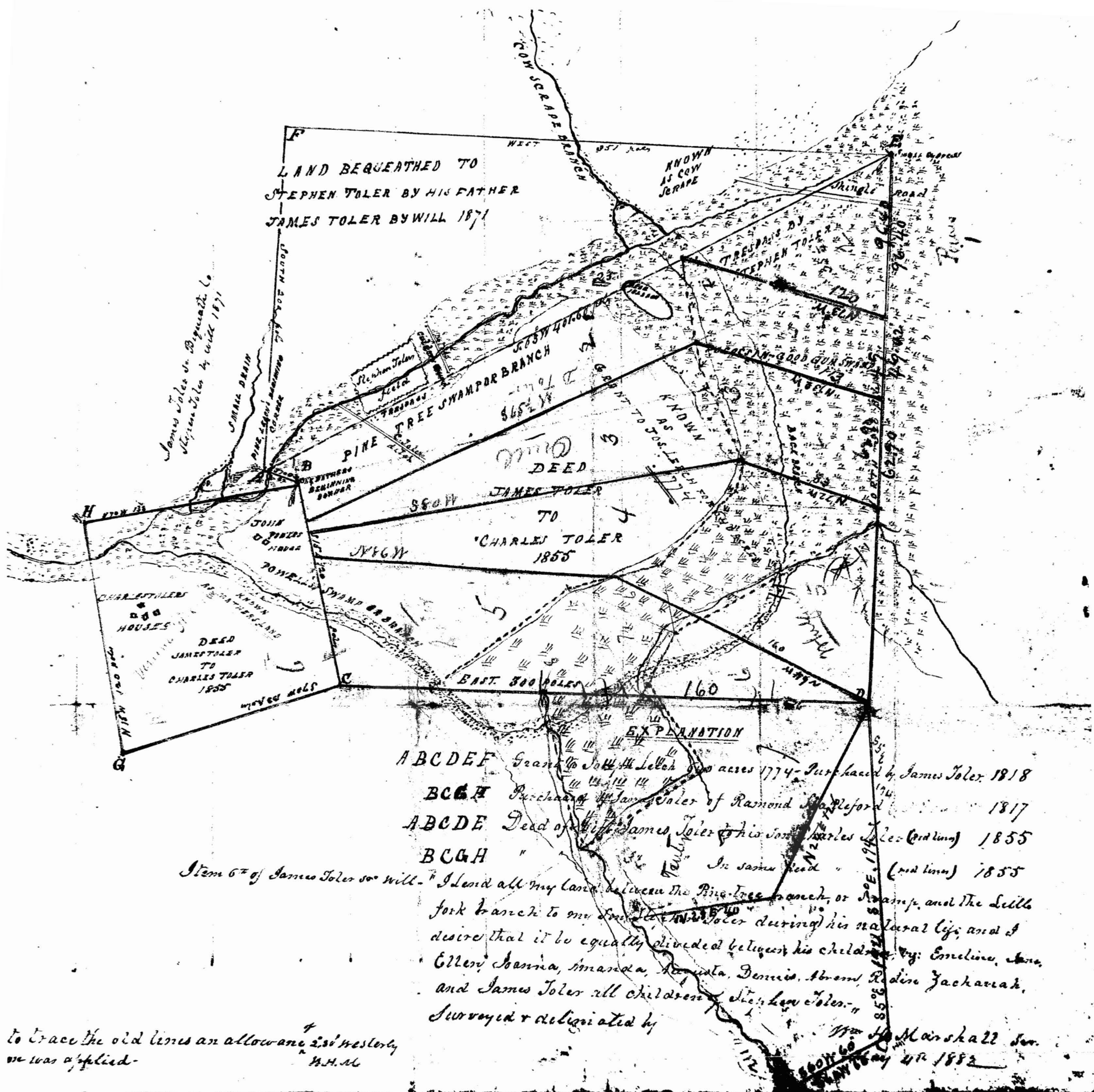
DEED
 TO
 CHARLES TOLER
 1855

EXPLANATION

- ABCDEF Grant to John H. Lelah 800 acres 1818
- BCGH Purchase of James Toler of Raymond 1817
- ABCDE Deed of James Toler to his son Charles Toler (and line) 1855
- BCGH " " " " (and line) 1855

Item 6th of James Toler's will - I leave all my lands between the Pine Tree Branch, or Swamp, and the Little
 fork branch to my son Charles Toler during his natural life and I
 desire that it be equally divided between his children, viz: Emeline, John,
 Eliza, Maria, Amanda, Nancy, Dennis, Abram, Rodion, Jackson,
 and James Toler all children of Stephen Toler.

times an allowance 200 Westley
 H.H. 26



LAND BEQUEATHED TO
STEPHEN TOLER BY HIS FATHER
JAMES TOLER BY WILL 1871

James Toler so Bequeath to
Stephen Toler by will 1871

KNOWN
AS COW
SCRAPE

PINE TREE SWAMP OR BRANCH

DEED
JAMES TOLER
TO
CHARLES TOLER
1855

DEED
JAMES TOLER
TO
CHARLES TOLER
1855

EXPLANATION

- A B C D E F Grant to John M. Leitch 300 acres 1774 - Purchased by James Toler 1818
- B C G H Purchase of James Toler of Ramond Appleford 1817
- A B C D E Deed of James Toler to his son Charles Toler (ord line) 1855
- B C G H " " " " In same deed " (ord line) 1855

Item 6th of James Toler so will - "I lend all my land between the Pine Tree branch, or Swamp, and The Little fork branch to my son Stephen Toler during his natural life; and I desire that it be equally divided between his children, viz: Emeline, Ann, Ellen, Maria, Amanda, Annata, Dennis, Abram, Radin, Zachariah, and James Toler all children of Stephen Toler."

to trace the old lines an allowance 2.50 West only
was applied -

M.H. AL

Wm Marshall Surv
1882

Receipt of
R. W. Tolson
for
J. W. Walker.

Filed Aug 13th 1903

Minute Docket "F"
folio 566

SUPERIOR COURT

CRAVEN CO., N. C.

W. M. WATSON, CLERK.



NEW BERN, N. C., ^{to} August 13 190³

Received from J. W. Walker sixteen
dollars amount assessed against Lot
No 11 in Division of Toler Land to be
paid to R. W. Toler's lot No 9. in
said Division.

\$16⁰⁰

Neodum re.

Aug 13 1903.

^{his}
R. W. Toler
_{mark}

Witness,

S. R. Ball

Recd = \$3⁰⁰ my fee as Commissioner
Walker vs. Haber

Apr 7 1903

Joseph Lusk

Sept. 5, 1903

Mr. W. M. Watson

Dear Sir:

Please
two dollars by Mr. Gask
which is due me for
serving as commissioner
in the division in the
Stephen Poler land.

Respectfully,
Thos. M. Arthur

Paid Sept 5 1903

No. 89

Craven County, N. C., Mar 1872

RECEIVED OF James Tolin Ex of James Tolin & Co Taxes in full

Listed in Township No. 2 in the year 1872:

State Taxes Dollars \$ 3 83

County Taxes Dollars \$ 14 50

Total \$ 18 33

ORLANDO HUBBS, Sheriff.

\$ 18 33 [Nason's Print.] Per J. M. Hubbs, D. S.

This tax is
included in
an account
rendered

NORTH CAROLINA
GRAVEN COUNTY.

TO THE CLERK OF THE SUPERIOR COURT.

By these presents you are requested to enter a credit of \$ 7⁰⁰
upon the charge in the judgment in the division of the estate of Stephen
Teler as entered against Lot Number One, allotted to Susan E. Teler in said
division proceedings. The payment of the above mentioned sum has been made
to me, and I hereby acknowledged the receipt therefor in full of the payment
by said Susan E. Teler. You will note from the judgment that I am the owner
of Lot Number 9 in said proceedings and that Lot Number One is charged
with the payment of amount expressed in said judgment to lot Number 9
aforesaid which lot is mine under said allotment, and therefore this pay-
ment will be entered as a credit on the charge in favor of my lot.

R. W. Teler. SEAL
mark 9
Owner of Lot Number 9 under allotment.

Sworn and subscribed to before me
this the 9 Day of Sept 1912

Leicester Gaskins. SEAL

Justice of the Peace.

NORTH CAROLINA
GRAVEN COUNTY.

TO THE CLERK OF THE SUPERIOR COURT.

By these presents you are requested to enter a credit of \$ 14⁰⁰ upon the charge in the judgement in the division of the estate of Stephen Toler as entered against Lot Number One, allotted to Susan E. Toler in said division proceedings. The payment of the above mentioned sum has been made to me, and I hereby acknowledged the receipt therefor in full of the payment by said Susan E. Toler. You will note from the judgement that I am the owner of Lot Number 5 in said proceedings and that Lot Number One is charged with the payment of amount expressed in said judgement to lot Number 5 aforesaid which lot is mine under said allotment, and therefore this payment will be entered as a credit on the charge in favor of my lot.

S. D. Toler

SEAL

Owner of Lot Number 5 under allotment.

Sworn and subscribed to before me
this the 9 Day of Sept 1912

Leiner Gaskins

SEAL

Justice of the Peace.

NORTH CAROLINA

GRAVEN COUNTY.

TO THE CLERK OF THE SUPERIOR COURT.

By these presents you are requested to enter a credit of \$ 24⁰⁰ upon the charge in the judgement in the division of the estate of Stephen Teler as entered against Lot Number One, allotted to Susan E. Teler in said division proceedings. The payment of the above mentioned sum has been made to me, and I hereby acknowledged the receipt therefor in full of the payment by said Susan E. Teler. You will note from the judgement that I am the owner of Lot Number 3 in said proceedings and that Lot Number One is charged with the payment of amount expressed in said judgement to lot Number 3 aforesaid which lot is mine under said allotment, and therefore this payment will be entered as a credit on the charge in favor of my lot.

A. H. Teler SEAL
mark 3
Owner of Lot Number 3 under allotment.

Sworn and subscribed to before me
this the 9 Day of Sept 1912

Lincoln Gaskins SEAL
Justice of the Peace.

NORTH CAROLINA
GRAVEN COUNTY.

TO THE CLERK OF THE SUPERIOR COURT.

By these presents you are requested to enter a credit of \$ 200.00 upon the charge in the judgement in the division of the estate of Stephen Toler as entered against Lot Number One, allotted to Susan E. Toler in said division proceedings. The payment of the above mentioned sum has been made to me, and I hereby acknowledged the receipt therefor in full of the payment by said Susan E. Toler. You will note from the judgement that I am the owner of Lot Number 2 in said proceedings and that Lot Number One is charged with the payment of amount expressed in said judgement to lot Number 2 aforesaid which lot is mine under said allotment, and therefore this payment will be entered as a credit on the charge in favor of my lot.

J. S. Toler SEAL
Owner of Lot Number 2 under allotment.

Sworn and subscribed to before me
this the 9 Day of Sept, 1912

Leicester Gaskins SEAL

Justice of the Peace.

NORTH CAROLINA

CRAVEN COUNTY.

TO THE CLERK OF THE SUPERIOR COURT.

By these presents you are requested to enter a credit of \$ 73⁰⁰ upon the charge in the judgement in the division of the estate of Stephen Toler as entered against Lot Number One, allotted to Susan E. Toler in said division proceedings. The payment of the above mentioned sum has been made to me, and I hereby acknowledged the receipt therefor in full of the payment by said Susan E. Toler. You will note from the judgement that I am the owner of Lot Number 8 in said proceedings and that Lot Number One is charged with the payment of amount expressed in said judgement to lot Number 8 aforesaid which lot is mine under said allotment, and therefore this payment will be entered as a credit on the charge in favor of my lot.

M. E. Toler SEAL

Owner of Lot Number 8 under allotment.

Sworn and subscribed to before me
this the 9 Day of Sept 1912

Loicew Gaskin SEAL

Justice of the Peace.

NORTH CAROLINA
GRAVEN COUNTY.

TO THE CLERK OF THE SUPERIOR COURT.

By these presents you are requested to enter a credit of \$ 64⁰⁰
upon the charge in the judgement in the division of the estate of Stephen
Toler as entered against Lot Number One, allotted to Susan E. Toler in said
division proceedings. The payment of the above mentioned sum has been made
to me, and I hereby acknowledged the receipt therefor in full of the payment
by said Susan E. Toler. You will note from the judgement that I am the owner
of Lot Number H in said proceedings and that Lot Number One is charged
with the payment of amount expressed in said judgement to lot Number 4
aforesaid which lot is mine under said allotment, and therefore this pay-
ment will be entered as a credit on the charge in favor of my lot.

Amant G. Jenkins SEAL
Owner of Lot Number 4 under allotment.

Sworn and subscribed to before me
this the 9 Day of Sept 1912

Lois Jenkins SEAL
Justice of the Peace.

NORTH CAROLINA

GRAVEN COUNTY

J.S.TOLER

VS

IN SUPERIOR COURT

Mary E. Walker, and W. J. Walker, her husband, D. P. Toler, Clarissy J. Purifoy, and J. C. Purifoy her husband, J. A. Gaskins, and J. F. Gaskins her husband, Susan E. Toler, Mandy A. Toler, A. L. Toler, R. W. Toler, Z. D. Toler, Margaret E. Toler, Heirs at law of Stephen Toler Deceased.

PARTITION PROCEEDINGS.

J. S. Toler, being duly sworn in the above entitled matter deposes and saith that Susan E. Toler, aforesaid, did on or about 1903 pay to Clarissy J. Purifoy, aforesaid the sum of \$20.00 upon and under the judgement in these proceedings which said judgement was a charge upon the lot allotted to said Susan E. Toler, and that the said \$20.00 paid as aforesaid should properly be credited upon said judgement charge. That the said Clarissy is dead and has been dead about two years or more and this affidavit is made for the purpose of obtaining the proper credit upon the charge against the allotment to the said Susan by the said affiant who is entirely disinterested, to the end that the said charge and the judgement therefor may speak the truth, of record.

And all of the foregoing is sworn to by this affiant of his own personal knowledge, he having full knowledge of all matters thereof.

Sworn and Subscribed to before me this the 7th Day of September, 1912.

J. S. Toler
W. B. Haines

North Carolina } Superior Court
Covarr County }

W J. Walker and
Mary E, his wife

D P. Toler and

~~John Toler~~

Julia Toler

J C. Purify and C J Purify his wife

John F. Gastkins and Josephine, his wife

Sarah E. Toler - Amanda Toler

Abraham S. Toler and Mary E Toler his wife

Z D. Toler and Mary E, his wife

Redding W. Toler and Elizabeth, his wife

Joe S. Toler and Martha E, his wife

and Margaret E Toler. heirs, and

devisees of James Toler de'd

Ex parte

Petition for Partition lands of James Toler de'd

Confirmation of Report

Judgement

It appearing to the Court that a
petition was filed herein by the above
named tenants in common, and
petitioners asking that the land described
in the report of the Commissioners
be allotted and set apart in severalty
to the said tenants in common in
equal shares, and it further appearing

That the prayer of the said petitioners was granted and that Josiah Tingle Aaron S. Everington and Thos M. Pittman were duly appointed Commissioners to lay off said land and allot the same in severally to the tenants in common and it further appearing that the said Commissioners have performed the duty assigned them according to law and that they filed their report herein on May 23^d 1903 Now therefore the full period of twenty days having passed since the filing of said report and no exceptions have been taken thereto by any of the tenants in common It is therefore ordered and adjudged that the Report of the Commissioners aforesaid and all proceedings herein be in all things confirmed and it is further ordered and adjudged that the tenants in common named in the report and herein are each entitled in severally to the share of land set apart to them in said report and that they have the same

It is further ordered and adjudged that the report of the Commissioners aforesaid or a copy thereof together with this

Judgements be registered in the
Office of the Register of Deeds of
Crawen County North Carolina
It is further adjudged that the sum
charged to make equality in the share
on the more valuable ~~share~~ be
a lien on the shares charged and unless
the same is paid after thirty days
from the date hereof that execution
issue therefor and it is further ordered
that each of the parties hereto pay an
equal part of the cost herein, and the
same is a lien on the share of the party
charged

J. M. Watson
Clerk Superior Court

This June 11th 1903

W J Walkers wife
and others
Ex parte
Partition of land

of
James Toler

Judgment final

"G"
J.

Folio 211

No.

S 7887

Filed for registration at 3 o'clock P.
July 21 1903
and enrolled in the office of the Register of
Deeds of Carroll County, the
day of 190... in Book
No. 147 Page 222
Geo B. Bates
Register of Deeds.

450
Paul

State of North-Carolina.

Ceraman County -

W. D. Foler

vs

Stephen Foler

Superior Court.

Answer.

The defendant answers the complaint.

I He denies the allegations contained in the first article of the complaint.

II He denies the allegations contained in the second article of the complaint.

Wherefore the defendant demands judgment that he go without day and for costs -

L. J. Moon & Clarke
Green & Stevenson
Attys for Deft.

W. S. Foler

vs

Stephen Foler

Answer

North Carolina } Fall Term 1884
Crawford County } Superior Court

vs D. Toler } Order
vs } of
Stephen Toler } Reference

It is ordered by the Court with the consent of the parties that all matters of difference in this cause be referred to S. M. Latham, W. A. Thomas, J. A. Jackson and ^{J. B. Ormeal} ~~H. T. Heath~~ with liberty to choose an umpire in the event of a disagreement and their award or the award of their umpire is to be a rule of Court.

J. B. Ormeal
Judge Presiding

Wm D. Toler

94

no

Stephen Toler.

Order
of
Reference

Entered on minutes
Superior Court.

Folio 312

Strike out name of
J. P. Healy and insert
name of J. B. O'Neal

Chas Toler et al.

92

no

Stephen Toler et al.

Order
of
Reference

Entered on minutes
Superior Court.

July 311

Write out name of
J. A. Meade & insert
name of J. B. O'Connell

North Carolina } Fall Term 1884
Graham County } Superior Court

Chas Toler et al } Order
vs } of
Stephen Toler et als } Reference

It is ordered by the Court with the consent of the parties that all matters of difference in this cause be referred to J. W. Latham, O. A. Thomas, J. A. Jackson and ^{J. D. O. Neff} ~~J. D. O. Neff~~ with liberty to choose an umpire in the event of a disagreement and their award or the award of their umpire is to be a rule of Court.

J. C. L. Gentry
Judge Presiding

State of North Carolina

Ceraman County.

Charles Foler - Wm Foler
vs -
or

Superior Court -

Answer.

Stephen Foler & James Foler

The defendant Stephen Foler answers
the complaint -

I He denies the allegations contained in
the second article thereof -

II He denies the allegations in the third
article thereof -

III And for farther answer he says -
That he is the owner in fee of
said land -

Wherefore he demands and craves
that he be declared the owner in fee
of said land & for costs -

L. J. Moore & Clarke
Attorneys
Sty for Dep -

Chas Foler - Mrs Foler

et als -

vs

Stephen Foler et al.

Answer

Filed

North Carolina }
Craven County } Superior Court

Chas. Toler, Wm. Toler }
et al. }
Stephen Toler & Jas Toler } ^{vs} Complainant

The Plaintiffs complain of the Defendants and allege

- ~~That the father of Plaintiff~~
- I That James Toler the common ancestor of Plaintiffs and Defendants died seized in fee of the tract of land following in said County, to wit: The swamp lying to the Northward of the home ^{of the first tract} line, in Deed from James Toler to Chas. Toler, recorded in Craven County Book 62 folios 381, 382, known as Pine tree Swamp.
- II That on Death of said James Toler said land descended to Plaintiffs and Defendants as his heirs at law.
- III That the Defendant Stephen Toler has ousted the other tenants in common.
- IV That before bringing this action possession was demanded of the Defendant and refused.
- V That Jas Toler has been made defendant because he refused to join in this action.

- Wherefore Plaintiff demand judgment
- 1 For possession
 - 2 For \$ Damages -

Chas. C. Clark
att. for Plffs.

Chas Toler, Mr. Toller
et als

vs

Stephen Toler
James Toler

Complaint
Filed

James Toler Executor in act decurrent
with Estate of James Toler dec^d

1878

To amt of sales personal property 153.18
" " " " Real " " 100.00

\$ 253.18

June 29/71	By amt paid O to Stapleford note	40.00
May 4/72	" " P R Tunstall "	3.75
Nov 7/72	" Taxes paid State & Co/72	18.30
March 25/72	" paid Dr D W Smith	1.00
April 19/73	" " J Reel note	2.50
May 27/71	" " J E West Probate Judge	3.90
March 10/72	" " " " " "	1.45
Jan 17/73	" Wm to Whitford note	13.00
July 19/71	" Matilda Johnson	1.00
Feb 27/78	" Wm Toler his share of 100 ^{acs}	25.00
Oct 11/79	" Emmett & Martha Toler	10.00
May 22/80	" Annis Herrington ^{acs}	5.00
" "	" James Toler share of 100 ^{acs}	25.00
" "	" Stephen " " " "	25.00
" "	" Taxes for 1871	18.30
Sept 1-15/78	" "	3.50
June 29/71	amt paid Chas Toler ^{at sale} articles purchased	15.20
" " "	" Wm Toler " purchased ^{at sale}	3.30
" " "	" A " " "	2.00
" " "	" B to " " "	1.23
		<u>218.41</u>

To amt brought forward \$253.18
 June 29/71 Amt paid Steven Toler articles purchased 16.85
 " " " " " " " " " " " " " " 5.00
 " " " " " " " " " " " " " " 5.00
 Amt brot forward 218.43
243.28

253.18
 243.28

 9.90

Pal _____

Sworn & subscribed to by J. Toler
 Audited & found correct
 recd + orders to be re-
 corded & filed March 4th 1882
 E. W. Blair
 Probate Judge

James Toler
 Ex^r of James
 Toler dec'd
 Act- final
 Off Current
 Filed Mch, 4
 1882

Recorded in Court
 "B" of accounts - Filed
 3/4/82

James Toler Ex^{tr} of James Toler
 decth in act final

1888

Feb To Balance of last report 9.90

Jan 17/84 By amt pd Julia A Toler
 being her share of land sale 5.00

" amt pd Daniel Toler
 his share of same 5.00

Feb 10 " Expense of this report 1.50

By commissions on
 amt received + paid out
 as per inventory being
 on 153.00 as per " 15.30

26.80

To Bal as above 9.90

9.90

To amt due Ex^{tr}

16.90

James Toler

Quorn + subscribed
 to before me this
 10th day of Feb 1888
 found correct ~~and~~ correct
 & ordered to be recorded
 & filed

Edw. Carpenter
 C. J. C.

Daniel Toler's receipt returned
 for correction. It is to be filed.

James Toler
Ex^h of Jas u
Act final

Filed Feb 10/88

Recorded
Dolis 526

In the matter } Probate Court -
of the Estate }
of Jas. John deed }

The Undersigned Executors of
James John deed, make applica-
tion for an order to sell the personal
estate for cash, on the ground that
it is impossible to obtain good bids
when the same is sold on line -
owing to the present condition of
the County -

James John }
Amasa John } Exrs
by Clark & Roberts }
attys

In accordance with the foregoing - An
order is hereby made for the ~~admission~~ Exec-
utors to sell the personal Estate of their
testator for cash after due advertisement
according to Law
New Bern May 2/71

J. E. Wolf
Probate Judge

James L Amariak
Toller Executor of
James Toller Esq

Petition to sell per
sonal estate for Cash

Filed June 3/71
Order made " " "





Received from W. M. Watson & Co
Two Dollars (\$2.00) my fee in the
division of the land of Toler, between
the heirs thereof the case entitled Walker
vs Toler, as Commission

\$2.00

x Sharon S. Livingston

New Brunswick

Sept 25th 1903

Served Apr 30 1903
By reading the within
summons to the Com
missioners their names
and delivering copy
of same and copy
of Petition to Joseph
Fagle -

J. W. Beal
Shff

Shff

May 2 - Saturday -

Wm. J. Mac Hol
See Shff 86
Serve

THE STATE OF NORTH CAROLINA,

IN THE SUPERIOR COURT.

Waxham COUNTY.

*W J Walker & wife and
others*

Petition to divide Land.

EX-PARTE.

Upon the hearing of this petition IT IS ORDERED, That *Joseph Tingle
Thomas Archer & Andy Ewing*

be appointed commissioners, and they or a majority of them, are to divide the lands described in the petition into *eleven (11)* equal shares, and to allot to each of the Petitioners

one share thereof in severalty; and if any equal division cannot be otherwise effected, then they are to charge the more valuable dividends with such sums as they shall judge necessary to be paid to the dividends of inferior value, in order to make the division equal. Said Commissioners, before they act as such, are to be duly sworn by the Sheriff, or some Justice of the Peace, and they are to report their proceedings, under their hands and seals, into this Court, as soon as practicable.

The Sheriff will summons said Commissioners to appear on the premises for the purpose above mentioned.

This *27* day of *April* 190*0*
W J Walker
Clerk Superior Court.

Recd

Received of James Toler Executor of James
Toler Decd five dollars my part of the
hundred Acres of land left in said
will to be sold by said Executor this 17th
of January 1844

Julia B. Toler

Emmet Toler

OWEN H. GUION
W.B. RODMAN GUION
JOHN A. GUION

LAW OFFICES OF
GUION & GUION
NEW BERN, N.C.

North Carolina

Craven County

To the Clerk of the Superior Court

By these presents you are requested to enter a credit of \$ 10⁰⁰
upon the charge against lot Number One allotted to Susan E. Toler in the
division of the estate of Stephen Toler. The payment of the above sum has
been made to me and I hereby acknowledge the receipt thereof in full. You
will note that I am the owner of lot Number 6 in said Division, and
therefore this credit will be upon the allotment to me.

Sworn and subscribed to before me
this the 10 Day of Sept 1912

J. L. P. [Signature] SEAL

W. B. [Signature] SEAL
Justice of the Peace

Clerk Superior Court.

Wath Leachman } Superior Court
Craven Leachman } Fall Term 1883

Chas Toler et al }
vs } Order -
Stephen Toler et al }

A survey is ordered in the above cases,
each party to choose a surveyor, unless they
agree on the same surveyor -

J. E. Shepherd
Judge

23

Chas Tolson et al

⁽²⁾
Thos Tolson et al

Order

Entered on Minutes

Jan Ten 1888

Dec 8/83

Files 197

This is to certify, that V. A. Thomas
has attended 6 days as arbitrator in
the cases of Charles Toler & others vs. Stephen Toler
Shals and Wm D. Toler vs. Stephen Toler, at Two
Dollars per day
Given under my hand and seal this
31st day of March 1885,

H. W. Latham
Chairman Arbitrators

Cost of Commissioners for
Dividing land of James Toler
among Tenants in Common
Josiah Tingle for services
for 3 days \$3.00
Aaron S. Everington 2 day 2.00
Thos M. Arthur 2 day 2.00

\$7.00

Allowance for
H.C. Whitcomb - atty \$25.00

N S Walker & wife

Toler Divison

Commur Cost

Sty allowed



Craven County

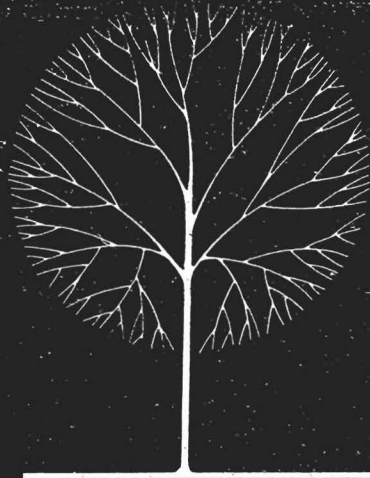
CRAVEN.

GEO. B. WATERS,
REGISTER OF DEEDS.

NEW BERN, N. C., *July 24* 190*3*

Received of *Wm. M. Watson* C. D. C., \$4⁵⁰
in payment of registration fee on Partition
for division of lands of James Folger —

Geo. B. Waters
Reg. Deeds



MICROFILMED BY THE GENEALOGICAL
SOCIETY, SALT LAKE CITY, UTAH
AT:

NORTH CAROLINA STATE ARCHIVES

OPERATOR

REDUCTION X

115 NATHAN E. ARD 16

DATE FILMED

LIGHT METER SETTING

15 JUL 1992 64-8

FILM EMULSION NUMBER

FILM UNIT SER. NO.

1639 01 14 GS2 2752

PROJECT NUMBER

ROLL NUMBER

NC 09200 1224

LOCALITY OF RECORD

NORTH CAROLINA

CRAVEN COUNTY

TITLE OF RECORD

ESTATES RECORDS

ITEM

1