

4 TO 4098 Dors. J 3/49

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State of North Carolina, Court of Pleas & Gen. Sessions

(12) Wake County } May session AD 1846.

To the Honorable the Justices of the Court of Pleas & Sessions for said County.

The Petition of William Clifton in right of his wife and of the said William Clifton (as the benjamin & assignee of Eli Alford Randal Redding wife, Martin High & wife Dilly & Dilly Clifton), Gilbert Alford, John Mitchell, <sup>administrator</sup> in right of his wife, William Butterworth and of Joseph Tucker the administrators of Bailey Alford demand.

3 Humbly Complaining your.

Petitioners show unto your Honors that many years ago Ludwick Alford departed this life having duly made his last will and testament, which has been proven and recorded. a copy of which is herewith filed as a part of this petition. And that in and by said will among other things he devised and bequeathed as follows to wit "I leave to my daughter Mary Alford one negro by the name of Defuse or also my old mill land on Sycamores creek adjoining Robert Butler's place during her natural life & after her death my will & desire is that her son Bailey Alford should have it to him & his heirs forever. And also my will and desire is that said negro and all he increase to be equally divided among my said daughter's children after her death to them & their heirs forever. And your Petitioners show that the aforesaid Mary Alford departed this life but not some time during the present year. That said Defuse is also dead, but the said negro had the following children & women (to wit) Neprley Annice and Luthann. And that said Mary Alford had the following children (to wit) wife of William Clifton, Eli Alford

wife of Randal Redding, Gilbert Alford, Minny wife

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of John Melchitt Dally wife of Martin High - William Butler  
 and Mary Alford - That the said Mary Alford has died  
 several years since and your Petitioner Joseph Fowler is  
 his administrator. And your Petitioner William Clefton  
 shows that he is the purchaser & owner of the right title  
 interest of the following distributives & children in said slaves  
 (to wit) of the shares of Eli Alford, Randal Riddling & wife  
 Martin High wife & Mary Clefton wife and has the Bills of  
 sale and deeds from them ready to exhibit and produces  
 testimony he shall be required to do and prays that their  
 shares and interest in said slaves may be decreed to be  
 divided between or part to him. And your Petitioner  
 being advised that they are tenants in common of said  
 slaves wish to have said money deposited and their  
 share in said negro slaves in the proceeds of the sale of  
 them deposited & secured for their use & benefit. And they  
 further <sup>show</sup> that there being only three negro slaves of different  
 ages & values and many legions & distributives, that a  
 division of said slaves cannot be made without injury  
 to some of the parties interested. and pray your  
 worship to decree a sale of said slaves and to appoint  
 the Clerk or some other fit person or Commissioner to  
 make a sale of them on a credit of not less than six  
 months after giving thirty days notice by public ad-  
 vertisement in three or more public places of the time place  
 and terms of sale. and that the person so appointed  
 take bond and good securities of the purchasers for  
 the purchase money and report all his proceedings

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in the premises in the case to the next court - and that your  
kindships be done to each of the Legates & Plebeians in respect  
his or her valuable share in usually of the proceeds of such  
sales - that that said sale of Slaves be made according  
to the act of Assembly in such cases provided. And  
your Plebeians pray for such other & further relief as  
the nature of their case requires

Lytt. Hazard,  
for Plebeians