

State of North Carolina }
Davidson County } In Equity

1.

To the honorable the judge of the Court
of equity in & for said County.

The bill of
complaint of George Zarecor residing in
Sumner County Tennessee administrator of
John Zarecor deceased against Samuel
Rothrock administrator of Catharine Zare-
cor deceased.

Your orator George Zarecor
humbly complaining shows to your honor
that many years ago John Zarecor the
elder settled in this country, and by his
industry & frugality accumulated what
was considered in his day a large fortune
consisting chiefly of gold & silver coin —
That in the year 1883 the said John
executed his last will & testament by which
he gave to his widow Catharine Zarecor
the elder all his property both real & person-
al during her life, & at her death he gave
a legacy of \$50. to his son John Zarecor
& another of \$40. to his daughter Margaret
Daniels, and the ballance of his estate to be
equally divided between his other children
(viz) Jacob Zarecor, Samuel Zarecor & Catharine
Zarecor the younger share & share alike
& making the said Jacob & Samuel his
executors — That soon thereafter said
testator died leaving his ^{said} widow surviving
who entered upon his estate under the
provisions of said will — That his

Said widow survived him only a few years when she also died about the year 1810.

That at her death the estate of her late husband with the exception of the above named legacies to John the younger & Margaret passed into the hands of the aforesaid legatees Jacob, Samuel & Catharine the younger according to said will & that a division of said estate was actually made among them in the presence of one Ripple, the said executors Jacob & Samuel assenting to the legacies.

Your orator further shows to your honor that after the death of Catharine the elder aforesaid the said Jacob, Samuel & Catharine the younger lived & kept house together in an unmarried state, holding all their property as tenants in common & by industry & economy adding to their wealth until the year 1834 when Jacob died having first executed his last will & testaments by which he gave all his estate to his surviving brother & sister the said Samuel & Catharine the younger & appointed Samuel his executor. That with the exception of the above mentioned legacies of \$50. to John & \$40. to Margaret the whole estate of John Zarecor the elder together with such increase as had been added by Jacob had thus fallen into the hands of Samuel & Catharine, which your orator believes amounted to several thousand dollars.

Your orator further shows to your honor that the said Samuel & Catharine the younger continued

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to live at the same place & keep house together
both being unmarried, living very much
retired from the world & making it their
chief business to take care of their wealth
which was mainly in money in an undivided
state & daily increasing in amount—
That they lived thus until March 1841 when
Catharine died intestate being the owner
& possessor of a large personal estate &
particularly as your Orator is informed &
believes of much gold & silver coins—
That the defendant Samuel Rothrock took
letters of administration upon her said
estate at the May term of Davidson County
Court 1841 and proceeded to take charge
of her effects— That the said intestate
left surviving her the said Samuel
Zancor & the aforesaid John Zancor the
younger her brothers and next of kin
and also a sister the aforesaid Margaret
who left the state a long time ago & ~~who~~
not been heard of for many years— That
the said John the younger was entitled
to one third part of the estate of his
sister the said intestate & That he received
during his life time \$94.17 cents as a part
of his said distributive share from the
hands of defendant & having survived his
sister Catharine but a short time he
also departed this life 23 December 1842.
and your Orator became his administrator
at February term of Davidson County Court
gave bond & proceeded to administer.

Your orator
further shows that the said Samuel Zancor
continued to live unmarried after the death

of his sister Catharine without making any or if any very little alteration in the amount of his estate until October 1842 when he also died leaving a paper writing which defendant alleges to be the last will & testament of said Samuel, but which is contested by your Orator & others & concerning which an issue is now pending — That under said pretended will the deft claims to have been appointed the executor of said Samuel & as such has taken charge of his estate — That deft hath as administrator of this intestate the said Catharine & as executor of said Samuel made two several inventories of their respective estates & returned the same to the Clerk of Davidson County court — That he thus returns the whole amount of said Catharines estate to be only \$311. 06 cents, while he returns said Samuel's estate as amounting to \$2300. 93 cts. when your Orator believes & charges that both estates were equal in fact & that Catharines should have been returned as large as that of Samuel.

Your Orator further shows that deft. was appointed by the Superior Court of this County at its Spring term 1841 as a commissioner to sell the joint personal property of the said Samuel & Catharine, that he took the same in hand & sold it & accounted to the court for Catharines half at only \$184. while your Orator believes & so charges that said property brought ^{or ought to have brought} at the sale about \$500.

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1st Your Orator therefore charges that the said
defendant Samuel Rothrock hath confederated
with some person unknown in order to defraud
& deceive your Orator, in that he hath
not accounted to the County of Davidson
for the whole of his intestates the said
Catharine's estate coming to his hands as
her ~~administrator~~ & because he hath
neglected & refused & still refuses to under
to your Orator the distributive share of
of said estate due to your Orator intestate

2^d That said deft hath failed to sue for
& recover his intestates legacy ~~under~~
under the will of Jacob Zancor in the
hands of the executor Samuel & to
sue for & collect other funds in the hands
of said Samuel Zancor belonging to
the estate of defts intestate & is liable ^{some} for the

3^d That deft hath failed to exercise due
diligence in collecting together & faithfully
accounting for the estate of his
intestate & is therefore liable in equity
for the full amount of said estate.

4th That deft hath not accounted for half
the joint property of Samuel & Catharine
sold by him as Commissions as aforesaid
& is still liable for the same.

All which
actings & doings of the defendant Rothrock
are contrary to equity & good conscience
& greatly injurious to your Orator & for
which said injuries & wrongs your
orator hath no remedy or no sufficient

remedy at law.

Your Orator therefore prays that the Statute writ of Subpoena may issue summoning the defendant to appear & answer upon his corporal oath the contents of this bill according to his knowledge,

remembrance, information & belief, and particularly that he may be required to answer the following interrogatories

1st - What property & money the said Catherine his intestate owned & possessed at the time of her death & how much & what part of the same came to his hands as her administrator

2^d - Whether deft does not know or believe that at the death or after the death of the widow of John Zancor the elder deft intestate did receive one third part of the estate of said John as a legatee & whether a division was made & what was the amount of each share.

3. Whether deft hath in his possession any papers belonging to the estates of John Zancor the elder or ^{the} said Jacob or Samuel or his intestate which show the amount of said estates or any of them & that his intestate the said Catherine had received her legacies out of the same - And whether deft does not know or believe his intestate did receive said legacies or one of them & what amount he believes her to have received from each

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Original Bill
to fall term 1843

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Page 7.

whole of his estate to his brother Samuel
& depts intestate jointly & what was the
amount of the same.

5th Whether deft did as Commissioner Sell
the personal property held in common
by Samuel & Catherine Zancor & what
was the value of said property.

Your Orator prays your honor to decree
that an account be taken of the estate
of said Catherine now in the hands of
her administrator the defendant & also
of what she owned & possessed at the time
of her death & that your honor will
decree to your Orator the full share
or balance yet due of the distributive
share of said Catherine's estate belonging
to the estate of your Orators intestate

Your Orator prays for such other & further
relief within the premises as may be equitable
& right. And that said Samuel
Rothrock be made a party defendant &
be required to answer & abide by the
determination & judgment of this Court
And as in duty bound will ever pray^{to}

Junius L. Clemmons
Solicitor for complainant

North Carolina (Catawba County)

Geo. Zancor makes oath that the several matters
& things set forth in foregoing bill as of this case
known to ^{and} true & those not of his own knowledge
he believes to be true

Shown to & subscribed before me
at office this 6th Sept 1843

Wm Mackville

George Zancor

State of North Carolina
Davidson County } In Equity.

The Answer of Samuel Rothrock to
the Bill of Complaint exhibited against him as the
Administrator of Catharine Lerker Deceased by
George Lerker Administrator of John Lerker.

This defendant saving and reserving to himself
all manner and benefit of exception to the many
Errors, Untruths and imperfections in the Plaintiff's
Bill Contained for Answer Therunto or to so
much thereof, as he is advised to make Answer
Unto -

Answering Saith that he has been informed &
believes that John Lerker the Elder settled in this County
many years ago, and had a moderate Estate, but by
no means a large Estate, and perhaps had some gold
& silver, but defendant never heard to what Amount,
That said John died having made his will, but
at what time defendant knows not, but thinks it
likely at the time charged in the Bill - And he also
thinks said will contained the clauses mentioned
in the Bill, for altho defendant had a copy in his
possession with other papers of the Estate of said
Lerker, & gave them over lately to Absalom
Allisons the Admr. of said Lerker he did not
notice its contents ~~particularly~~ ^{specifically} & cannot answer
particularly, but defendant does recollect the
bequest to Catharine the Elder for life & the legacy
of \$50. to John Lerker & \$40. to Margaret Donib.
& the Balance of said Estate to be equally divided
between Jacob, Samuel & Catharine Lerker the
younger and Jacob & Samuel were appointed
Executors -

This defendant knows nothing nor has he heard of Catharine the elder entering upon her husband's estate or the time of her death, or of the remainder of said Estate except the legacies passing into the hands of the other three children. or of any division among them in the presence of — Ripple or of any other person, though defendant does not deny these charges. for he knows nothing of them & cannot admit the certainty thereof — defendant saw the Receipt of John for \$50. & Margate for \$40. among the Papers & has no doubt they received their legacies.

Defendant admits that Jacob. Samuel and Catharine Lister the younger lived together for many years unmarried, but how they held their property & Estate defendant does not know whether in severally or in Common — he admits Jacob died about 1837 and bequeathed his Estate to Saml. & Catharine & appointed Saml. his Executor, but he does not admit for he does not believe that Jacob's estate was very large. for he thinks his personal Estate was considerably less than \$10000. — he admits that Catharine died Intestate in March 1841. and this defendant took general letters of Administration at May Term 1841 of Davidson County Court. on said Catharine's estate having taken special letters in the ~~affair before~~ 2^d of March 1841. — But defendant cannot admit that said Catharine died possessed of a large personal Estate as charged in plaintiffs Bill. for defendant by the advice of Counsel went and called upon Samuel Lister after he administered for all Catharine's property & estate. and said Samuel went immediately & brought out tied up separately the money

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which he said belonged to her being all in specie. and
delivered it to defendant. Said Samuel alleged and
asserted the sum thus handed over was all that belonged
to Catherine which was \$126.90. and defendant
on receiving & counting it. paid back one third
part thereof to said Samuel & took his Receipt
he being entitled to that amt. as one of the next of
kin of said Catherine.

That said Samuel informed defendant that all
the property on the farm & in the House. with a
small exception of a few articles of small value
belonged to him & Catherine in Common as joint
property. - That defendant was appointed Commissioner
-er by Davidson Sup. Co. & sold all said joint
property & the whole of the amount of such sales
was \$368.32 1/2. And after paying all the costs &
Commissions as allowed by said Sup. Co. The
Amount due to Samuel Barker being one half was
\$168.95 3/4 & defendant paid thereof \$5.36. to
Samuel Barker in his lifetime & took his Receipt
& paid the remainder \$163.59 1/4 to Abraham
Ellis the Adm^r of said Saml the 15th of
Nov 1843. & took his Receipt.

Defendant admits that John Barker the younger
survived said Catherine. & defendant paid to his
son who claimed to be his agent \$84.17. his full
share being 1/3 of all the estate of Catherine that
ever come to defendants hands over & above the
Commissions allowed by Davidson Superior and
County Courts. - nor does defendant know of, or
have any reason to believe that said Catherine
had or was entitled to any other property or
estate except as above set forth
Defendant is informed & believes that since said pay-
ment of said \$84.17. that said John Barker died in

the State of Tennessee & that George Lerkner his son has since administered on his Estate in this County.

Defendant admits that Samuel Lerkner continued to live unmolested after the death of his sister Catherine & without much if any alteration in his personal Estate until about ^{the} 6th or 7th of November 1842. when he died.

And this defendant would further answer not only that said Samuel Lerkner left a proper writing purporting to be his will, but that he left a paper writing which was his last will and Testament. if a paper written precisely according to the directions of a person wishing to dispose of their estate, and that duly signed and attested by disinterested witnesses, and the whole without persuasion or influence used or attempted to be used can constitute such proper writing a last will and Testament.

For this defendant avers and now most solemnly on oath declares, that he being at his the defendant's father's where said Samuel lived, to see the family & especially his mother who was sick, and having remained there all night, & talking of starting away next morning said Samuel enquired of defendant if he would be over in Davidson from Rutherford County anytime soon again. & defendant answered that he should not, whereupon said Samuel Lerkner told defendant that he desired him to write his will, and defendant & Lerkner retired in to said Samuel Lerkner's room or the Room where he slept. and the said Samuel Lerkner then informed this defendant how he wished to dispose of his property, and desired defendant so to write it and then & there himself pointed out each and every legacy mentioned in said will and every

bequest it contains without any persuasion, or influence on the part of this defendant, or any attempt or thought of any such thing; or any previous knowledge or belief that the will would dispose of the Estate as set forth in said will for defendant. expected some of the family of his father to be witnesses. until he found by the terms of the will that they were all to be interested and he then informed said Samuel that other persons would be necessary as witnesses - and after ^{except the attesting clause & the appointment of the Executor} defendant had drawn off written the will as dictated and directed by said Samuel himself in every particular. and read it over carefully to him - and it was fully approved by him, he left the Room & went out to send for the witnesses to attest it - & this defendant proceeded to draw it off in a smoother & better hand, the first being somewhat roughly written, and some interlineations, and said Samuel returned to the Room while defendant was drawing it off, which he did word for word exactly as the first draft. and when finished. This defendant then deliberately and carefully read over the whole and every word thereof to said Samuel ^{with the attesting clause & appointment of the Executor added} ~~with~~ ^{in the same manner he had before.} thus reading over to him a second time. and the said Samuel ~~he~~ each time approved & sanctioned every part of it & said that was the very he wanted it. & This defendant or said Samuel spoke to the witnesses to come into the Room which they did, and defendant in the presence of Martin Rotuck & Joseph Miller asked said Samuel if ~~that was~~ he acknowledged that to be his last will & Testament, to which he answered in the affirmative & then went up to the

Table & signed it by making his mark. and they
witnessed it. in his presence, and the rough draft
was burnt in the Room & a former will of said
Samuel written by this defendant. at said Sam-
uel's request & according to his own dictation
& directions & without influence or persuasion
used or attempted. was burnt in the House
at defendant's father's shortly after the rough
draft was burnt in the room & said Samuel was of sound
mind & memory at the making of both wills.
Defendant further states that on said will he was
appointed Executor. and he did claim & think
he properly & most justly claimed to be such. and
did take charge of the Estate. That he returned an
Inventory as Administrator of Leathum's. and also
returned one as Executor of said Samuel to
Davidson County Court - and returned true and
Correct statements of the whole estate of each
which came to his hands or of which he had
knowledge according to his best information
and belief. - That the amt. of Leathum's Estate
was \$311.06. and said Samuel's Estate was
\$2191.97. being just silver & gold coins on
hand of old date & the value not truly known
which upon being realized at the Bank after-
wards ^{was} a few dollars more - all of which
Estate of said Samuel this defendant on the 15th
of Nov 1843 paid & delivered over to Abraham
William the Admr. as aforesaid. for this
defendant admits that said will of said
Samuel Lerker was not only contested. but
was set aside by a jury in Davidson County
and said William has since administered on said
Samuel's Estate at the instance of defendant believing
of said Samuel next of kin from Tennessee

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This defendant admits that he was appointed Commissioner
 as before mentioned & he believes at the time charged in the
 Bill to sell the joint property of said Catharine and
 Samuel Lerker & sold the same at what he believes a
 fair price & to the best advantage he could. and sold
 all he knew of, and all he believes there was: and
 honestly accounted for every part thereof & to the
 full amount.

Defendant would further answer that he has accounted
 fully for all Catharine's Estate & paid to the Plaintiff
 as agent of his father John Lerker & since to A.
 Williams Admr. all & every part of said Catharine's
 Estate which come to his hands - and all of which
 he had or yet has knowledge except the part to which
 Margaret Derrell is entitled, which he yet holds.
 Defendant admits that he did not sue Samuel
 Lerker for Catharine's Estate. for the reason he
 did not believe he had any except what he paid
 & delivered over to defendant upon application
 but so far as that is concerned. said Abolom
 Williams is now the Admr. of said Samuel. and
 that too as defendant believes at Plaintiff's instance
 and Plaintiff can now call him to account
 by suit for the neglect of doing which he now
 makes a charge against defendant in his Bill.
 This defendant has heard it rumored through
 the friends of Plaintiff that Samuel Lerker in
 addition to the estate above mentioned had
 certain monies to the amount of many hundreds
 dollars loaned out in his life to defendant's
 father or some other person, and defendant
 supposes that those extraordinary charges made
 in the Bill have some allusion or intend
 to make some insinuation to some contrivance
 to keep back & not fully in account for all said
 property & Estate of said Catharine & Samuel

And this defendant would beg leave to further answer that he has no knowledge whatever of any monies loaned out by said Samuel and due him at his death. & defendant never knew of his lending any money, nor does defendant believe there is any money or property. Debt or claim of said Catherine or Samuel's Estate or to which either of them were or are entitled but what has been justly, fairly & honestly accounted for. And as to the Amt. of Estate on hand at Catherine's death to which she was entitled, defendant could only take such as said Samuel admitted to be hers. & Defendant believed then & does yet that said Samuel's statements were correct. but this can now make no difference. for the plaintiff & next of kin by law can claim & receive the whole & whatsoever they do not receive of Catherine's Estate. They necessarily will receive from said Samuel. - Nor can this defendant suppose that plaintiff desires defendant to see the said Admin. of Samuel and waste Catherine's Estate in useless costs - This defendant having answered all material allegations. and denying all fraud & combination whatever, hopes to be dismissed with costs -

George C. Mendenhall
Esq. Solicitor

State of North Carolina }
Davidson County }

Samuel Rothrock
maketh Oath that the
Several matters & things in the foregoing Answer to the
Bill of Complaint of George Terker Adminis-
trator of John Terker and stated to be
of his own Knowledge are true. and those
stated as not of his own Knowledge he
believes to be true -

Samuel Rothrock.

Sworn to & Subscribed
before me this 16th day
of November 1843.

Wm Mack 6112

George Terker admr
of Geo. Terker
vs.
Samuel Rathrock

Answer of
the Defendant

Robert J. G. M. Solz
for Deft.

STATE OF NORTH-CAROLINA, }

Davidson COUNTY. }

WE, the subscribers, jointly and severally bind ourselves, our heirs, executors and administrators in the sum of *Five hundred* Dollars to be paid to *Samuel Rothrock*

his heirs, executors, administrators or assigns.
The above obligation to be void, on condition that *George Zeracon - adm* do prosecute a certain suit brought in the Court of Equity for the county aforesaid, where the said *George Zeracon adm* is complainant, against *Samuel Rothrock* is

defendant, and, in case of failure, shall pay the said *Samuel Rothrock*

such costs and damages as may be awarded or decreed against the said *Samuel Rothrock* by the court having cognizance thereof.

Witness our hands and seals the *15th* day of *November* Anno Domini 18*43*

WITNESS,

William A. C. Williams
Geo Zeracon

George Zeraen
&
J. Williams
Box 100

STATE OF NORTH-CAROLINA, }
Dawson COUNTY. }

To the Sheriff of

County.... Greeting:

WE command you to SUMMON

Samuel Northbrook
Administrator of Catherine Zerk
to be and appear before the Judge of our Court of Equity for the county aforesaid,
at the Court-House in *Lexington* on the *first* Monday after
the *fourth* Monday in *September* next, to answer concerning
those things which shall then and there be objected to *him* by

George Zerk Administrator of *John Zerk*

in *his* bill of complaint, exhibited against *him* a copy
of which said bill of complaint and ~~writ of subpoena~~ accompanies this writ; and
to do further, and receive what our said court shall have considered in that
behalf; and this you may in no wise neglect or omit, under the penalty of one
hundred pounds : and have you then and there this writ:

Witness *William Munnack* Clerk and Master in our said Court of
Equity, the *first* Monday after the *fourth* Monday in *March*
Anno Domini 1823 and of American Independence, the *fifty* *6th* year.

Issued the *6th* day of *Sept* 1823

Wm Munnack Clerk

To hand Sept 7^a 1843

D. W. Fox

George Zerk
vs
Saml. Northrock
Writ of Subpo
to fall Term 1843
Executed & Copy Delivered
9th September 1843
By J. Westman

State of North Carolina } Court of pleas and quarter
Davidson County } Sessions

February Term 1843

To the worships the Court of pleas and
quarter sessions for the County aforesaid
~~Humbly Complaining sheweth unto~~

The petition of George Jerico in his own
right and as administrator of John Jerico
deceased, Samuel Jerico Catherine Stewart
Elizabeth Webb & Joseph Webb her husband
Mary Jerico Robert Jackson & all orga-
nized his wife & Robert L Jerico an infant
under the age of twenty one years who pe-
titions by his brother and next friends
George Jerico against Saml Rathwick
and all organized Daniels

Humbly Complaining sheweth unto
your worships of our petitioners aforesaid
that your petitioners George Jerico Saml
Jerico Catherine Stewart Elizabeth Webb
(who has intermarried with Joseph
Webb) Mary Ann Jackson (who has intermar-
ried with Robert Jackson) Mary Jer-
ico & Robert L Jerico are children
heirs at Law and distributees of John
Jerico late of the County of Sumner
& State of Tennessee - That the said
John and the defendant Mary Ann
Daniels were brother and sister heirs at
law and distributees of Saml Jerico
deceased late of the County of Davidson

who departed this life some time in the sum-
mer of 1842 - That at dooms day Term
1842 of the Court of Pleas and quarter sessions
for the County and State aforesaid the de-
fendant Samuel Rathrock produced
in court a paper writing purporting to
be the last will and testament of the
said Samuel Jerro and propounded
the same for probate - and that the
same was admitted to probate upon
the Ex parte evidence produced by the
said Samuel in support of said will

Your petitioners further shew unto
your worships that the said ^{pretended will} was propounded
for probate and was proven without any no-
tice having been given to your petitioners
or either of them or to the defendant Mor-
gant Daniels - that the said Samuel Jer-
ro at the time of the making of the said
pretended will was old and infirm both
in body and mind and entirely destitute
of Capacity to make a will or to do any
other business transactions - that the most
shameful misrepresentations were made to
the said Samuel about and concerning your
petitioners, and that said pretended will was
procured to be executed by the said Samuel
by undue and improper influence exer-
cised towards him by the defendant Samuel
who procured himself to be appointed executor ^{therein}
his father and family to whom the whole

the said
was given

a rep
that the
ed to
bate,
petition
the same
same be
testamentary
paper w
testament

you
if this
the said
term
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2^d mo
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Samuel Jer
the said
inferior both
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to do any
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made to
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d will way
d Samuel
ance exerci
ant Samuel
centur, then
the whole

the said Samuel's estate both real and personal
was given
Your petitioners pray your worship for
a reprobate of the said pretended will and
that the defendant Saml Rathrock be compell
ed to profound said will again for pro
bate, in this worshipfull Court where your
petitioners may have an oportunitie to contest
the same, to make up an issue and try the
same before a jury and to shew most incon
testably as they believe they can, that the said
paper writing does not contain the last will and
testament of the said Saml Jercock

Your petitioners further pray that a copy
of this petition and a ^{summons} ^{in pursuance to}
the said Saml Rathrock to appear ^{him} at the next
term of this worshipfull Court to be held
at the Court house in Suxington on the
2^d Monday of May next then and there
to stand to abide and perform the
judgment order and decree of this wor
shipfull Court in the premises - And that
publication for six weeks be made
as to the other defendant Mary and
Daniel, and your petitioners in
duty bound will ever pray &c

Ralph Gornall
J. E. Chumley
attor for Petitioners

#5 #16
George Levermore
Saml Rathack

Petition in support
of the will of said
Levermore decd.

To
Feb, Term 1843

Off Aug 1843

1 copy 7 $\frac{1}{2}$ c.s.

Alg. L.C. decd.

1. Samuel Rotnick Esq.

2. Jacob Rotnick & wife
Esther Rotnick

3. Adam Rotnick

4. Lewis Rotnick

5. Hertz Mah Thomas
Mary Thomas, his wife

6. Hugh Beckwith &
wife Chitena.

7. Caleb Peeler &
wife Salome.

Land. Sturt by his next friend
Saml. Rotnick. Jacob Thomas
by his next friend Land Rotnick

vs.
George Tenison - Adm.
of Est. Tenison.
Margaret Daniels

George Tenison
Samuel Tenison.

Catharine Stuart

Joseph Webb & his
wife Elizabeth. Robert

Jackson & wife Morgant

Mary Tenison - William

Hart & his wife Almema

Robert L. Tenison

Moses M. Donaldson & Jane

& his wife

Demandant vel non
The following paper
is submitted to the
Jury -

Is the paper wanting
Offered for Probate
the last will &
testament of Land
Tenison dead and
did he die intestate
or not.

Judgment of the Court
that Publication has
been made according
to order a, to Mary-
ret Daniels,

55
Pothrock et al

29
Terace et al

Issue

STATE OF NORTH CAROLINA, }

DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,

Term A. D. 1843

Aug -
James Stuart charges the

Sam. Rothrock & Others

Def

vs.

George Zicker & Others

To 1 days attendance, - - - -	\$.60
Travelling 22 miles, - - - -	44
This Ticket, - - - -	10
	\$ 1.14

Sworn to

Ch. Mock 666

175
280
50
400

1015

STATE OF NORTH CAROLINA,
DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,
Aug. Term A. D. 1843

Sam. Rothrock & others

George Ellen
Deft

charges the

vs.
George Zuker & others

To 1 days attendance, - - - \$	60
Travelling 22 miles, - - -	44
This Ticket, - - - - -	10
	\$ 114

Sworn to

Chas. Mock 1866

STATE OF NORTH CAROLINA,
DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,

Aug. Term A. D. 1843

Sam. Rottrock & others

vs.

George Zicker & others

A. J. Zevilly charges the
Plaintiff

To	1	days attendance, - - -	\$	1.00
Travelling	44	miles, - - -		1.46 1/2
This Ticket, - - - - -				10
			\$	2.56 1/2

Sworn to

16 Aug. 1843

Ch. Mock Clerk

STATE OF NORTH CAROLINA,
DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,
Aug^r. Term A. D. 1843

Sam Rotherock & others

Edw^d Burk charges the
Def

vs.

George Zunker & others

To 1 days attendance, - - -	\$ 60
Travelling 22 miles, - - -	44
This Ticket, - - - - -	10

\$ 114

Sworn to

Ch^s Mock Clerk

STATE OF NORTH CAROLINA,
DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,
August Term A. D. 1843

Sam Rothrock & others

vs.

George Zinker & others

David Tush charges the
Plaintiff

To 1 days attendance, - - - \$ - 60
Travelling 26 miles, - - - 52
This Ticket, - - - - - 10

\$ 1,22

Sworn to

Chs Mockle

STATE OF NORTH CAROLINA,
DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,

Aug^t.

Term A. D. 1843

David Gush charges the

Sam Hottelock & others

Def

vs.

George Zuercher & others

To	1	days attendance,	- - - -	\$	60
Travelling	26	miles,	- - - -		52
This Ticket,	- - - -		- - - -		10

\$1.22

Sworn to

Ch^s Mockler

STATE OF NORTH CAROLINA,
DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,
Aug^r. Term A. D. 1843

Rachel Tush charges the

Sam Rothrock father Plan

vs.

George Zicker father

To 1 days attendance, - - -	\$ - 60
Travelling 26 miles, - - -	52
This Ticket, - - -	10

\$ 1 2 2

Sworn to

Chas Mockler

STATE OF NORTH CAROLINA,
DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,
August. Term A. D. 1843

Sam. Rothrock & others

Placed Tush charges the
Def

vs.

George Zinker & others

To	/	days attendance, - - - -	\$	60
Travelling	26	miles, - - - -		52
This Ticket, - - - - -				10
				\$ 1. 22

Sworn to

Wm. Mock Clerk

STATE OF NORTH CAROLINA,
DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,

Term A. D. 1843

charges the

Sam. R. Mosck & Others

Aug^t -
Alia: Mifony
Plan

vs.
George Zinker & Others

To 1 days attendance, - - -	\$. 60
Travelling 26 miles, - - -	52
This Ticket, - - - - -	10

\$ 1,22

Sworn to

Ch^s Mosckler

STATE OF NORTH CAROLINA,
DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,

Aug. Term A. D. 1843

Matthias Hook charges the

Def

Sam Hooker Tothers

vs.

George Zicker Tothers

To 1 days attendance, - - - \$	60
Travelling 22 miles, - - -	44
This Ticket, - - - - -	10

\$ 114

Sworn to

C. A. Mockle

STATE OF NORTH CAROLINA,
DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,

Aug^r.

Term A. D. 1843

Philip Mock charges the

Def

vs:

To / days attendance, - - -	\$ - 60
Travelling 18 miles, - - -	36
This Ticket, - - - - -	10

\$ 1.06

Sworn to

Ch^s Mock Clerk

STATE OF NORTH CAROLINA,
DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,

Aug^t.

Term A. D. 1843

Elizabeth Stuart charges the

Sam Rothrock Others

Def

vs.

George Fisher & Others

To / days attendance, - - - -	\$ - 60
Travelling 22 miles, - - - -	44
This Ticket, - - - -	10

\$ 114

Sworn to

Ch^s Mockleb

STATE OF NORTH CAROLINA,
DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,
Term A. D. 1843

Aug.
Adam Mock charges the

Sam^c Rothrock & others

def

vs
George J. J. & others

To 1 days attendance, - - -	\$.60
Travelling 22 miles, - - -	44
This Ticket, - - - - -	10

\$1.14

Sworn to

Ch^c Mock Clec

STATE OF NORTH CAROLINA,
DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,

Aug^r.

Term A. D. 1843

Peter Hartman charges the

Sam^l Rothrock Lotkas

def^t

vs.

George Eiker Lotkas

To / days attendance, - - - - \$	.60
Travelling 24 miles, - - - -	48
This Ticket, - - - -	10
	\$ 1.18

Sworn to

Chas Mock Clerk

STATE OF NORTH CAROLINA,
DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,
Aug^t. Term A. D. 1843

Sam. Rothrock & others

vs.

George Zinke & others

Martin Rothrock charges the
Plan

To 1 days attendance, - - - \$	.60
Travelling 26 miles, - - -	52
This Ticket, - - - - -	10
	\$ 1.22

Sworn to

Chester Mock

STATE OF NORTH CAROLINA,
DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,
Aug^t. Term A. D. 184 3

Sam. Rothrock & others

vs.

George Zinke & others

Martin Rothrock charges the
Def

To 1 days attendance, - - - \$	.60
Travelling 26 miles, - - -	52
This Ticket, - - - - -	10
	\$ 1.22

Sworn to

Chester Mock

STATE OF NORTH CAROLINA,
DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,

August Term A. D. 1843

M^o Beckwith & charges the

Plan

Sam Rothrock & Others

vs.

George Ziker & Others

To /	days attendance, - - - -	\$ - .60
Travelling 28 miles, - - - -		56
This Ticket, - - - - -		10

\$ 1.26

Sworn to

Ch^o Mocklell

STATE OF NORTH CAROLINA,
DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,
Aug^t Term A. D. 1843

Sam Rothrock & others

Joseph Miller charges the
Plan

vs.

George Zucker & others

To / days attendance, - - -	\$.60
Travelling 28 miles, - - -	56
This Ticket, - - - - -	10
	\$ 1.26

Sworn to

Chas Mock Clerk

STATE OF NORTH CAROLINA,
DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,
Aug^t Term A. D. 1843

Sam Rothrock & others

Joe Miller charges the

Def

vs.

George Zucker & others

To / days attendance, - - - - -	\$.60
Travelling 28 miles, - - - - -	56
This Ticket, - - - - -	10
	\$ 1.26

Sworn to

Chas Mock Clerk

STATE OF NORTH CAROLINA,

DAVIDSON COUNTY.

Court of Pleas and Quarter Sessions,

Aug.

Term A. D. 1843

Sam Rothrock & others

vs.

George Zunker & others

Chris. Riddle charges the

Plaintiffs

To 1 days attendance, - - -	\$ 60
Travelling 24 miles, - - -	48
This Ticket, - - - - -	10

\$ 1.18

Sworn to

Chas. Mock 666

STATE OF NORTH CAROLINA.

To the Sheriff of *Davidson* County.....GREETING:

You are hereby commanded to summon *Edward Burke,*
Rachel Tash, Phillip Mock, Adam Mock & Peter Hartman

personally to be and appear before the Justices of our County Court of Pleas and
Quarter Sessions, at the next Court to be held for our said county, at the Court-House
in LEXINGTON, on the second Monday in *August* next, then and

there to testify, and the truth to say, in behalf of *George Zaneor adm.*

in a certain matter of controversy before

said Court depending, then and there to be tried, wherein *said Zaneor*

is plaintiff, and

Samuel Rothrock & others are ~~is~~ defendant.S

And this you shall in no wise omit, under the penalty prescribed by law.

Witness, *Charles Mock* Clerk of our said Court, at Office,
the second Monday of *May 1843* in the
year of our Independence, A. D. 1843.

Chs Mock CCC

STATE OF NORTH CAROLINA.

To the Sheriff of *Davidson* County.....GREETING:

You are hereby commanded to summon *Joseph Miller, Martin Rothrock,*
and John Swinggood wife

John Swinggood & George Eller & James Stewart,
& his wife & Liza Houch

personally to be and appear before the Justices of our County Court of Pleas and
Quarter Sessions, at the next Court to be held for our said county, at the Court-House
in LEXINGTON, on the second Monday in *August* next, then and

there to testify, and the truth to say, in behalf of *George Zaneor adm.*

in a certain matter of controversy before

said Court depending, then and there to be tried, wherein *said Zaneor is*

is plaintiff, and

Samuel Rothrock & others are ~~is~~ defendants

And this you shall in no wise omit, under the penalty prescribed by law.

Witness, *Charles Mock* Clerk of our said Court, at Office,
the second Monday of *May 1843* - in the
year of our Independence, A. D. 1843

Chs Mock CCC

George Zarecorahn

vs

Samuel Rothrock & others

Summon 7 sub

+ Joseph Miller

+ Martin Rothrock

+ John Swinegod & wife

+ George Ellor

+ James Stewart

+ Edward Burke

+ Rachel Lash James Stewart, wife

+ Phillip Mock Liza Houch

+ Adam Mock

+ Peter Hartman

To August 1843.

Executed

D. P. Roberts

STATE OF NORTH CAROLINA.

To the Sheriff of *Davison* County.....GREETING:

You are hereby commanded to summon *Joseph Miller, John Beckardite Jr, Alex Nifong Christian Rapp John Swiegood David Lush & his wife & Martin Rothrock*

personally to be and appear before the Justices of our County Court of Pleas and Quarter Sessions, at the next Court to be held for our said county, at the Court-House in LEXINGTON, on the second Monday in *August* next, then and

there to testify, and the truth to say, in behalf of *Saml Rothrock*

John in a certain matter of controversy before

said Court depending, then and there to be tried, wherein *George Giracor*

John is plaintiff, and

& Saml Rothrock is defendant.

And this you shall in no wise omit, under the penalty prescribed by law.

Witness, *Chs Mock* Clerk of our said Court, at Office,
the second Monday of *May* in the *69*
year of our Independence, A. D. 1843

Chs Mock

George Geraca
Jothus

(B)

Sam Rockrock

Subp

20 Aug 1843

+ Joseph Miller
+ John Beckwith &
Alexander McFong
Christian Piffard
John Smiley
David Fash his wife
Martin Rothrock

12 sub & 2 each to help

Executed
J. P. Rothrock

STATE OF NORTH CAROLINA.

To the Sheriff of Davidson County.....GREETING:

You are hereby commanded to summon Joseph Miller, John Beckardite Jr, Alex Nifong Christian Rippke John Swiegood David Lush & his wife & Martin Rothrock

personally to be and appear before the Justices of our County Court of Pleas and Quarter Sessions, at the next Court to be held for our said county, at the Court-House in LEXINGTON, on the second Monday in August

next, then and there to testify, and the truth to say, in behalf of Saml Rothrock

John in a certain matter of controversy before said Court depending, then and there to be tried, wherein George Ziracon

John is plaintiff, and
+ Saml Rothrock is defendant.

And this you shall in no wise omit, under the penalty prescribed by law.

Witness, Chs Moock Clerk of our said Court, at Office,
the second Monday of May in the 6th
year of our Independence, A. D. 1843

Chs Moock Clob

Boston

Jackson and car.

Wheat for Will

Machin Rockbrook

Jo Miller. —

John Beekmantown car

South Jersey.

North

Alas N. J. v. ing

Christine Kippin. North

John M. M. M. M.

David Tuck & Sons —

Memorandum

Whitcomb

- on Paul

Fisher and
can.

State of North Carolina
To the Sheriff of Davidson County Greeting
You are hereby Commanded to Summon Samuel
Rothrock personally to be and appear before
The Justices of our Court of Pleas and
quarter Sessions at the next Court to be held
for Davidson County at the courthouse in
Lexington on the 2^d Monday in May
next & then & there plead answer or demurr
to the petition of George Zeracer & then a copy
of which accompanies this Subpoena
Herein fail not. Witness Charles Mock Clerk
of our said Court at office The 2^d Monday
in February 1843

Chs Mock Clerk

George Finck

To
Samuel Rosnock

Writ of Subpoena

To May 1843

Executed &
Copy returned

A. D. Roberts (Thy)

STATE OF NORTH CAROLINA.

To the Sheriff of *Davalo* County..... GREETING:
You are hereby commanded to summon *May Fiskel*

personally to be and appear before the Justices of our County Court of Pleas and Quarter Sessions, at the next Court to be held for our said county, at the Court-House in LEXINGTON, on the second Monday in ~~August~~ *August*. Instantly ~~next~~, then and there to testify, and the truth to say, in behalf of *Saml Rothrock*

_____ in a certain matter of controversy before said Court depending, then and there to be tried wherein *George Geracord* ~~is~~ is plaintiff, and *other* *Saml Rothrock other* is defendant.

And this you shall in no wise omit, under the penalty prescribed by law.

Witness, *Chs Mock* Clerk of our said Court, at Office,
the second Monday of *August* in the *68th*
year of our Independence, A. D. 184 *3*

Chs Mock 666

Jeraco to the

to

Rottnock to the

Sub.

~~On the~~
~~J. F. Hobbs, M.D.~~

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