

Montgomery Co., Ky. Circuit Court Records-

Box 38- bundle 211

Filed 26 April 1849 - Madderson Stevens and Andrew I.(,) Stevens are indebted to your orator Thomas Manion for \$ 483 on note bearing date July 1838. Manion states that William C. Stevens, a brother of said Madderson and Andrew I. Stevens is also indebted for sum of \$300 acknowledged by letter dated April 26, 1839.

Madderson Stevens, Andrew I. Stevens, and William C. Stevens together with Zasko Zelo Alton, late Zasko Zelo Stevens, but has since intermarried with Thomas B. Alton, Fedelia Mysick, late Fedilia Stevens intermarried with Jefferson Mysick, Tama (or Tamer) Hunter, late Fma Thäer Stevens intermarried with George Hunter, Sarah Williams, late Sarah Stevens intermarried with Phillip Williams, Thomas Stevens, Jr., and Joseph Stevens all of whom makes defendants of this bill, are with the wife of your orator Parthena late Parthena Stevens and Elizabeth ^{Freeman} (Frances) late Elizabeth Stevens, only children and heirs at law of Liza Stevens widow and relict of Thomas Stevens, Sen, dec'd. and late Liza Calk one of the children and heirs at law of William Calk, Sr., dec'd. who at his death was possessed of a very large and valuable real and personal estate of which he disposed of a part or devised by his last will and testament and died intestate as to the other part of said estate. Suit was instituted against Thomas Calk, executor of said estate to settle amount to which each of his heirs were entitled. A final decree has been proven and share of each heir fixed.

Said decree directs a parcel of land of about 120 Acres lying in Montg. County, Ky. and within the jurisdiction of this court to be divided between six of the children of said Calk, dec'd., or to their descendants among the six children.

CALK, STEVENS - - #2

Set out in said decree are the heirs of said Liza Stevens, one of the children of said Calk who are entitled to $\pm 6 \frac{1}{6}$ of 120 Acres in their mother's name - same being interest she would have had in the estate. Your orator charges there were other lands in the possession and ownership of said William Calk, Sr. dec'd. which were letigated in said suit and were part of the possessions ordered to be distributed among the several distributors of decedant and the the sum of \$210.14 was the sum coming to said Liza Stevens, dec'd.

Your orator charges the deponants are entitled to interest or portion of said Liza Steven's in her Father's estate. He charges that he has for many years prosecuted said suit against the executor as the agent and attorney for the Stevens heirs and that he has lost time in its preparation and was at great trouble and expense to prepare council, etc. He charges that heirs of Liza Stevens should pay him a proportion of this expense. Thomas Manion charges that as Madderson Stevens and Andrew I. Stevens have no estate within this Commonwealth, the court should make thier interest in said lands and money subject to this debt.

Thomas Manion states he holds two interests in land alloted to heirs of Liza Stevens in said suit- the one in the right of his wife - the other purchased from Mrs. Elizabeth Freeman, an heir of Liza Stevens, dec'd. and that complete justice should be done your orator. He (Thomas Manion) asks that he be allowed to hold the money in lieu of such debt against the heirs, all of whom are non residents, with the exception of wife (Parthena) of said Thomas Manion.

Calk - Stevnes - #3

Montgomery Co. Circuit Court - box 388-page 211

On file from Clark Co, Ky. Circuit Court-

Sept. term 1847- Sept. 30, 1847

William Calk's heirs against Thomas Calk, etc.

This day came to be heard and the Commissioner John W. Orear made his report and same is approved except as to amount overpaid John Orear and he is allowed to retain in his hands cost for his services and expenses amount of \$20.

Determined proceed of rate to be divided in 6 parts, part for each daughter or their husbands, that is to say John Orear and Tamar his wife; William Orear and Ann his wife; Mrs. Nancy Baxter; Mrs. Lydia Wilkerson or her heirs one share; Robert Orear in right of his late wife, one share; and the heirs of Liza Stevens one share.

Net amount of money to be divided according to report of Comm. Nelson C. Orear is \$1260.85. One-sixth would be \$210.14 each share. Amounts paid to John Orear the heirs of Mrs. Wilkerson, etc. Thomas Manion is agent for the Stevens heirs.

The court believes Thomas Calk is not entitled to any portion of land of William Calk, Sr. because of advancements, according to proof, are more valuable than all legacies given to all the other children together and he refuses to come into Hotchpot(?). It being conceded that Sally Orear wife of Robert Orear and all her children died before William Calk the younger, it is the opinion of the court that Robert Orear is not tenant by the curtesy and not entitled to any portion of said land.

The land should be divided into six parts; one share each to Tamar Orear, Ann Orear, Nancy Baxter, Lydia Wilkerson, Lezza Stevens, and William Calk, Jr. Ann Orear's interest has been conveyed to Thomas Calk and as a purchaser he is entitled to same. Mrs. Wilkerson's

Calk- Stevens- #4

interest belongs to John Orear and William Calk's interest has been sold by his creditors and proceeds to William Chiles.

Commissioners to meet 15 Oct.1847 and divide same.

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Montg. So. Circuit Ct.- Box 38- bundle 211

This indenture made and ent. 24th day of Oct.1851 by Thomas C.Stevens of Polk Co.,Texas-being one of the heirs and children of Eizzie Stevens of the one part and Samuel Chorn of Clark Co.,Ky.of other part.

Said Thomas C.Stevens for \$90.90 3/4 cents paid- receipts of which are acknowledged has sold unto Samuel Chorn etc. twenty acres of land.

Said twenty acres of land lies in Montgomery Co.,near Mt.Sterling,and is now in possession of Thomas Manion an agent for said heirs. The one-eleventh hereby sold and conveyed is one-eleventh of 20 acres assigned to said Stevens heirs. By his attorney in fact

Andrew J.Freeman

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Box 38- bundle 211

Filed 17 Sept.1853 - Thomas Manion states his wife's name is Purthena, but often called by the family Parthena - wants \$150 due from sale of horse mentioned in letter of said William C.Stevens who now lives in Arkansas.

Same source-

Filed 25 F^b.1858 - Thomas Manion adm. against Madderson Stevens Court orders 1 undivided tenth of 20 A.and 3 poles of land on Hinkston Creek in Montgomery Co.-being part of land allotted to Liza Stevens out of land of William Clark,dec'd- be sold to pay plaintiff \$300 and 6% interest from 28 April 1839 till paid.

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Calk- Stevens- #5

Montg. Co., Ky. Cir. Court Box 38- bundle 211

13 Nov. 1843- We Jefferson Mysick and wife Fidelia Mysick and Thomas B. Alton and Zarko Zelo Alton his wife of Shelby Co., Tenn., appoint Thomas Manion our attorney in fact to collect by suit or otherwise the portion due to us as heirs of Lizzy Stevens, dec'd who was daughter of Haid William Calk, dec'd.

1857- Between B.J. Peters Commissioner for Madison Stevens and Andrew I. Stevens of State of Texas and Samuel Chorn of County of Clarke, Ky.- concerning land due Liza Stevens, heir of William Clak, dec'd.

Following deeds recorded in Montg. Co. Court- re; Stevens- (& heirs)
Deed book 8- page 486

8 Sept. 1818- from William Calk and Sary his wife to Thomas Stevens of Montg. Co., Ky. for \$1. a parcel of land in Montg. Co. on Small Mt. Creek containing 256 and 1/2 acres.

Book 6- page 202- dated 24 Aug. 1813- lists Thomas Stevens and Lizzie his wife of Madison Co., Ky.- selling land (136 a.) on Spencer Creek, in Montg. Co. for \$1000.

Book 8- page 488 and 493

Dated 8th and 11th of Sept. 1818- Thomas Stevens and Elizabeth his wife of Montg. Co.- sell 195 acres at \$5800.75 to James Gatewood and tract to George Black for \$310.

Deed Book 10- page 54

9 Nov. 1820 - Thomas Stevens of Alabama- deeds land in contest to James Gatewood - on Small Mt. Creek in Montg. Co. (Note Co. in Alabama not given.)

Deed book 14- page 295

12 Dec. 1828 gives Thomas Stevens of Montg. Co.-- did he come back to

Calk - Stevens #6

or is this a deed given by his attorney???)

Montgomery County Deeds concerning William Calk, Sr.

Deed Book 2- page 261

8 June 1802- From Trustees of Mt. Sterling - lot in town of Mt. Sterling to William Calk, assignee of Thomas Evans.

Deed Book 4-page 400

25 April 1808- William Calk deeds to John Orear for love and affection 100 acres on Small Mt. Creek where John Orear now lives.

Deed Book 4- page 401

25 April 1808- William Calk deeds to William Orear in consideration of love and affection 100 acres on Small Mt. Creek-Montg.Co.

Deed Book 8- 486

8 Sept.1818- Deeds to Thomas Stevens 256 1/2 acres on Small Mt.Creek.

Deed Book 10-page 363

27 Feb.1822- William Calk for love and affection deeds to Lydia Wilkerson, late Lydia Stevens 24 Acres on Hinkston (also called Small Mountain Creek)Creek.

Deed Book 17- page 463

31 Dec.1836- William Calk Heirs- to John Orear.

Between William Oldham and Ann (Wilkerson) Oldham, Moses C.Wilkerson, for himself and attorney for his co-heirs; George W.Wilkerson, Presley H.Wilkerson, and Sibby Benson all heirs of Lydia Wilkerson, dec'd- late daughter of William Calk dec'd. Said Oldham and wife and Moses Wilkerson of Pendleton Co., Ky. and George Wilkerson, Presley Wilkerson and Sibby Benson all of County of Green, Alabama - deed to John Orear all right in property of William Calk, dec'd for \$400.

Stevens, Calk- 7

Montgomery Co. Deed Book 24- page 138

2 July 1851- From T.B. Alton and wife Zasko Zelo Alton, formerly Stevens, daughter of Lizzie Stevens all of Tallabusha Co., Miss- appoint Harrison Orear of Montgomery County, Ky. attorney for interest in estate of William Calk, dec'd.

Montgomery Co. Deed Book 24- page 136

21 July 1851

Thomas C. Stevens of Polk Co., Texas appoints Andrew J. Freeman attorney to obtain what is due him as heir of Lizzie Stevens dec'd, wife of Thomas Stevens, dec'd. 'She having been my mother and daughter of William Calk.'

In Collin's "History of Kentucky"- page 514- volumn II

William Calk lived here in town of Boonesborough in Madison County, Ky. in 1775. He built the first cabin in Montgomery County near Mt. Sterling in 1779.

NOTE # Madison County formed from Lincoln Co. one of the three original Ky. counties in 1785. Kentucky was not made a state until 1792. Montg. County was formed from Clark County in 1796 and all records of Montg. County prior to that time are listed in Clark Co. -- I enclose records obtained from that county, later.) (There were also Stevens and Halleys as Boonesboro but Stevens listed born too late to be more than kinsman of your Thomas Stevens.)))))))

Clark Co. Ky Court records

Deed Book 1-page 83 dated 15 Aug. 1793 states John E. King and wife Sarah and William Calk and wife Sarah of the counties of Washington and Madison, Ky. deed to William Orear of Madison Co., Ky. 2,457 1/2 A. land on Licking River in Clark Co.- for 500 pounds. Land part of Wm.

Calk, Stevens- #8

Calk's and Edward Payne's survey of 3000 Acres.

Deed Book 1-Clark Co.- page 302

23 Sept. 1794- William Calk and wife Sarah of Madison County, Ky- deed to Benjamin Hamilton land on Howards Creek cont. 200 A.

Clark Co. Deed Book 7- page 552

28 May 1810- From Thomas Stephens(?) and wife Elizabeth of Maddison Co., Ky to John Gordon of Clark Co. for 170 pounds land cont. 85 acres in Clark on 4 Mile Creek-being part of John Tanner pre-emption.

In Clark County Circuit many suits concerning Thomas Stevens, Calk heir etc.- here are abstracted a few of interesting ones and all giving any names and places pertinent to Calk or Steven heirs.

Clark Co. Circuit Court-

Box 9- 1797 Suit against Andrew Hood and Nicholas Anderson for 220 pounds due since 7 July 1796 brought by Thomas Stevens.

Box 9- 1797- 7 Sept. 1797- by Thomas Stevens against John McCreary for 1,000 pounds due.

~~Box 9- 1797- 7 Sept. 1797- by Thomas Stevens against John McCreary for 1,000 pounds due.~~

Box 9- 1797 - against John Holder for slander - damage 1000 pounds, brought Dec. 3, 1796 by Thomas Stevens.

Box 224- July 1817- Land in controversy between William Chiles and Thomas Stevens. Land in Montgomery Co., Ky. -William Chiles states that on Aug. 26, 1816 Thomas Stevens with Alexis Tipton did trespass with force and arms, to wit clubs and fists - on the land cont. 340 A. in Montgomery Co. once belonging to Thomas Stevens but since bought by Chiles which Stevens lays claim to and has tried to sell to James Gatewood. Said Stevens did pull and carry away corn, trample grass, etc. to value of \$500 damage. On April 1819- Chiles says Thomas Stevens has since sold land to James Gatewood who has taken possession and cut much valuable timber. Thomas Stevens bought the above land from