

State of Maine

(Seal)

Kennebec St. To the sheriffs of our Counties of Kennebec & Franklin or either of their Deputies

Whereas, Charles G. Smith of New Sharon <sup>Especting</sup> the consideration of our Justices of our Supreme Judicial Court holden at Augusta, within and for our County of Kennebec aforesaid, on the first Tuesday of October A. D. 1838. Recovered Judgment against Uelde L. Tibbetts of Milton for the sum of two hundred and ten Dollars & fifteen cents <sup>debtor</sup> damage and eight dollars and sixty one cents costs of suit as to us appears of record, where of execution remains to be done:

210.15  
8.61  
218.76  
75

We command you therefore that of the goods chattels or lands of the said Debtor within your precinct, you cause to be paid & satisfied unto the said Creditor at the value then of in money, the aforesaid sums being two hundred eighteen Dollars & seventy six cents, in the whole with interest on the debt from the third day of October 1838 with fifteen cents more for this writ, and thereof also, to satisfy yourself for your own fees. And for want of goods chattels or lands of the said Debtor to be by him shown unto you or found within your precinct to the acceptance of the said Creditor to satisfy the sums aforesaid we command you to take the body of the said debtor and him commit into our Goal in Augusta in our County of Kennebec aforesaid, and detain him in your custody within our said Goal until he pay the full sums above mentioned with your fees, or that he be discharged by the said creditor or otherwise by order of Law.

Hereof fail not and make return of this writ with your doings therein unto our said Supreme Judicial Court at Augusta for and within our County of Kennebec at the end of six months from the date hereof.

Witness Nathan Weston Esquire at Augusta the fourth day of October in the year of our Lord one thousand eight hundred & thirty eight

The Swan Clerk

Franklin Co Oct 5. 1838. Then personally appeared Elisha Atkins Sylvester Strickland & Sewall, Exam and made oath that they would faithfully and impartially appraise such real estate of the within named Debtor as should be shown to them by the within named creditor to satisfy this exec & all fees Before Me

Olivier L. Currier Justice of the Peace

Book  
100

Franklin, ss Octo 5. 1838 Then personally appeared John C. 58  
Baxter Surveyor and made oath that he would faithfully  
& impartially survey all such real estate all such real estate  
as shall be shown him, for satisfying the within execution &  
all fees Before Me E Sewall, Comm Justice of the Peace

Franklin, ss October 5. 1838 We the above named Elisha Atkins  
Sylvester Strickland and Sewall Cram having been sworn  
as above and being free holders & disinterested in said County  
by have appraised & do appraise the following described  
land situated in Milton in said County and bounded  
as follows to wit beginning at the Southeast corner of Lot No  
thirty eight in Milton the same now occupied by the said Tib  
betts thence running on the South line of said Lot West a  
bout fourteen Degrees South sixteen Rods to a Stake and Stone  
Thence parallel to the East line of said Lot North about 14  
Degrees West one hundred and thirty one rods nineteen &  
one fourth links to a Stake and Stone. Thence parallel  
to the South line of said Lot East about fourteen Degrees  
North sixteen rods to the East line of said Lot. Thence on  
the said East line Southwesterly one hundred & thirty one  
nineteen & one fourth links to the first mentioned bound  
containing thirteen acres & eighteen one hundredths of  
an acre with all the privileges and appurtenances there  
unto belonging at the sum of one hundred & eighteen  
Dollars & sixty one cents. The said land having been shown  
to us by Chas C Smith the creditor as the estate of the  
within named Tibbetts to satisfy in part the within ex  
ecution & all fees. Also we the above named Elisha At  
kins, Sylvester Strickland & Sewall Cram being free holders  
& disinterested in said County, have appraised and do appraise  
the following described land as the life estate of the said  
Tibbetts situated in Milton in said County and bound  
ed as follows to wit. Beginning at the Southeast corner  
of Lot No thirty eight in Milton aforesaid thence on the  
South line of said Lot West fourteen Degrees South one  
hundred and fourteen rods to the Southwest corner of said  
Lot. Thence on the West line of said Lot North fourteen  
Degrees West one hundred & sixty rods to the Northwest cor  
ner of said Lot. Thence on the North line of said Lot East 14  
Degrees North one hundred & fourteen rods to the Northeast  
corner of said Lot. Thence on the East line of said Lot South  
14 Degrees East one hundred & sixty rods to the first men  
tioned bound at the sum of one hundred & eighteen  
Dollars & sixty two cents. The said land having been  
shown to us by Charles C Smith the creditor as  
the life estate of the within Tibbetts to satisfy the bal  
ance of the within exp and all fees, to have and to own

Book  
100

59 hold the same to him the said Smith his heirs and assigns for the space of three years from the fifth of October which will be the year eighteen hundred and forty one with all the privileges and appurtenances therunto belonging.

J Strickland  
Elisha Atkins  
Sewall Cram

Franklin ss October 5. 1838. Having at the request of the within named Chs G Smith caused the above named Elisha Atkins, Sylvester Strickland & Sewall Cram, three disinterested and discreet men being freeholders in said County viz the said Atkins chosen by the said Smith the Creditor, Sylvester Strickland chosen by the S Tibbetts the debtor and Sewall Cram chosen by myself faithfully and impartially to appraise the estate above mentioned, And the S Elisha Atkins, Sylvester Strickland, and Sewall Cram having upon oath appraised the same as follows to wit the first described land above named at the sum of one hundred & eighteen Dollars and sixty one cents and the second described land at a for the sum of one hundred & eighteen Dollars & sixty two cents as above appears, I have this day agreeably to law delivered possession & seizin of the said land and estate to him the said Charles G Smith the Creditor, to have and to hold the same as aforesaid to him the said Smith his heirs & assigns forever in full satisfaction and discharge of the within Case and charges of livery the same which charges amount to the sum of eighteen Dollars & thirty two cents and have left the said Smith in quiet possession thereof, I do therefore return this my fully satisfied

fees. Service 50 50      John Trask Jr Dep. Shff  
Dollorage 5.57  
Appraisals 3.00  
Travel of 20 2.88  
Recording 1.50  
Livery & travel 1.00  
Costs travel &c 1.47  
\$18.32

Franklin ss Dec 17. 1838 and entered and compared with the original by Samuel Barker Register