

State  
vs

Barrett, Newton; Kendrick, James P.; Barrett, Jasper

falsifying bills of sale to  
assist slaves in running away  
from John James and Daniel Luton

32 Pg

1846

State of Tennessee

Stewart County Circuit Court June Term 1844

The grand Jurors of the State of Tennessee  
sworn & charged to enquire in and for the body of the  
County of Stewart aforesaid upon their oath  
present and say that Newton Barrett  
and James Kendrick late of said County  
laboured on the twenty fifth day of  
April one thousand eight hundred and  
forty four with force and arms at the  
County aforesaid was guilty of feloniously  
giving to a Negro slave the property John  
James a bill of sale; purporting to be a purchase of  
himself from his Master for the consideration  
of five hundred dollars with the felonious  
intent then & there of aiding & assisting the  
said slave to run away from his Master  
contrary to the Statute in such cases made  
& provided

And the Jurors aforesaid upon  
their oath aforesaid do further present and  
say that Newton Barrett late of said  
County laboured on the twenty fifth day  
of April one thousand eight hundred and  
forty four with force and arms at the County  
of Stewart aforesaid was guilty of giving to  
to a Negro man slave the property of John  
James a certain instrument of writing  
purporting to be a bill of sale for the  
consideration of five hundred dollars  
with the felonious intent then & there to  
aid & assist the said Negro Man Slave

to run away from his Master, and the Jurors  
aforesaid upon their oaths aforesaid do further present  
and say that James J. Kendrick was then  
& there feloniously present and caused  
the said instrument of writing purporting to be  
a bill of sale to be executed & signed with  
the felonious intent then & there of aiding  
& assisting the said Negro man slave to  
run away from his Master, Contrary  
to the Statute in such Cases made &  
provided.

And the Jurors aforesaid upon  
their oaths aforesaid do further present &  
say that Newton Barrett late of the  
County of Stewart has borne on the  
twenty fifth day of April one thousand  
eight hundred & forty four with force  
and arms at the County aforesaid was  
guilty of giving the cause to have been  
given a certain instrument of writing  
purporting to be a bill of sale from David  
Juton, alias Sutton, to William his boy for  
the consideration of five hundred dollars  
dated the 15<sup>th</sup> of March 1842, purporting to  
have been acknowledged before the Clerk  
of the County Court of Stewart. William Cook  
on the 16 day of March 1842, & purporting  
to have been registered in the County of  
Stewart on the 18 day of March 1842  
which said instrument of writing was  
then & there delivered to said a slave the property.

of John ~~the~~ James, with the felonious intent  
them & there of aiding and assisting the  
said boy Jack to run away from his  
Master & owner the said John ~~the~~ James

And the Jury aforesaid upon

their aforesaid present & say  
that James B Kendrick late of the County  
of Stewart on the twenty fifth day of April  
1842 with force and arms at the County  
aforesaid was then & there present aiding  
and assisting and causing the said instrument  
of writing to be executed & given to said  
boy Jack, with the felonious intent then  
& there of aiding & assisting, the said  
boy Jack a slave, to run away from  
his Master & owner John ~~the~~ James contrary  
to the Statute in such cases made and  
provided to the evil example of all  
others in like case offending and against  
the peace & dignity of the state

W. B. Johnson Sec  
April 7<sup>th</sup> 501 District

15

State

M E

Walter Parrott

J P Brundrett

Proceeding  
John & Lewis

Witness John

Mary Dover Poppy

Doordans Green Doorn

in their hands to hold

before the grand jury

June 26<sup>th</sup> 1844

Walter Parrott  
John & Lewis

At 7 o'clock

Burgess's Boogie

From one of the

Grand Jury

State of Tennessee  
 Stewart County  
 I the Sheriff or any Constable of  
 said County John James having made information  
 on oath before me that James P. Hendrick  
 Newton Barnett and Jasper Barnett in the  
 month of April 1844 in the County aforesaid  
 did unlawfully and feloniously kidnap  
 or caused to be given to said Jack a negro  
 slave the property of said Ed James and  
 forged certificates of Freedom and did assist  
 and persuade said slave in vain to leave his  
 master - I therefore command you in  
 the name of the State to take the bodies  
 of the said J. P. Hendrick Newton Barnett  
 and Jasper Barnett and bring them forth  
 with before me or some other Justice of  
 the peace for said County to be dealt with  
 as the law directs for said offence this the  
 25<sup>th</sup> day of April 1844

Deputy Sheriff  
 for Stewart County

By Jack

J. P. Barnett

Stays at Moody's.

Monday morning Rogers  
 can see did Barnett  
 aside -

Now for Moody  
 conversation about the water  
 between Barnett and Rogers

I hereby certify and authorize Mr. Blaney  
to execute this warrant as far as can  
be made this 24<sup>th</sup> day of April 1844

Pynch J. W. D.

State of Tennessee  
vs J. P. Rudrick  
J. P. Rudrick vs State

came to hand 25<sup>th</sup> of April 1844  
Executed the same day by J. P.  
Rudrick Newton Barnett  
and Jasper Barnett and return  
made for trial before P. Lynch  
the 25<sup>th</sup> day of April 1844

Wm. Blaney  
Special Deputy

We acknowledge ourselves to owe and be indebted to the State of Tennessee as follows that is to say James P. Kendrick in the sum of Five hundred dollars and James Scarborough and Christopher L. Clements in the sum of one thousand dollars Fifty and solemnly firmly by these presents sealed with our seals and dated the day and date hereinafter mentioned - But to be void on condition that the said James P. Kendrick makes his personal appearance before the Judge of the 7th Judicial Circuit for the State of Tennessee at the Court House in the Town of Dover on the first Wednesday after the fourth Monday in October next then and there to answer the State of Tennessee of a charge of Forgery and not depart without leave of the Court first had and obtained - otherwise to be in full force and virtue hereunder our hands and seals this 29th day of June 1844

Argued and acknowledged  
before me this 29 June 1844  
J. McKinnis D. J. J.

James P. Kendrick  
James Scarborough  
James Scarborough



Miss. Green

Dear Mother  
I received your letter  
of the 10th and was  
glad to hear from  
you. I am well and  
hope these few lines  
will find you the same.

Ms.

Ms. 2

Ms. 3

Ms. 4

K

STATE OF TENNESSEE.

TO THE SHERIFF OF *Stewart* COUNTY, GREETING:

SUMMON *William Richards*

immediately to appear before the Circuit Court for *Stewart* county, now sitting at the Court House, in the town of *Dover* then and there to give evidence in behalf of *State of Tennessee* in said a suit in Court, wherein Plaintiff

and *Newton Barnett & J.P. Kendrick* Defendant . Herein fail not, under the penalty prescribed by law. Witness, *J. J. Hummel* Clerk of our said Court, at Office, in the town of *Dover* the *4* Monday in *June* 1845, and *69* year of the Independence of the United States.

*J. J. Hummel* Clerk

*wg  
1200  
Cas*

STATE OF TENNESSEE.

TO THE SHERIFF OF *Stewart* COUNTY, GREETING:

SUMMON *Caroline M. Gray William McKis*

immediately to appear before the Circuit Court for *Stewart* county, now sitting at the Court House, in the town of *Dover* then and there to give evidence in behalf of *State of Tennessee* in said a suit in Court, wherein Plaintiff

and *Newton Barnett & James Kendrick* Defendant . Herein fail not, under the penalty prescribed by law. Witness, *J. J. Hummel* Clerk of our said Court, at Office, in the town of *Dover* the *11* Monday in *June* 1844, and *68* year of the Independence of the United States.

*J. J. Hummel* Clerk

State

40

A Barrett & Lewis  
New York

Dec 25 - June 1864

Came to hand same  
very early

Executed

A Williams & Co

State

41

A Barrett & P. M. M. C.

Dec 24 June 1865

Came to hand same  
very early

Executed

A Williams & Co

STATE OF TENNESSEE.

TO THE SHERIFF OF COUNTY, GREETING:  
SUMMON *W. B. Chung & J. B. Bates*

immediately to appear before the Circuit Court for *Stewart* county, now sitting at the Court House, in the town of *Dover* then and there to give evidence in behalf of *The State* in said a suit in Court, wherein

and *Newton Barrow & James Henderson* Plaintiff  
Defendant . Herein fail not, under the penalty prescribed by law. Witness, *Z. T. Shemwell*

Clerk of our said Court, at Office, in the town of *Dover* the *4* Monday in *June* 1845, and *49* year of the Independence of the United States.

*Z. T. Shemwell Clerk*

STATE OF TENNESSEE.

TO THE SHERIFF OF STEWART COUNTY, GREETING:  
SUMMON *Avram Parson & others vs W. C. Mc...*

immediately to appear before the Circuit Court for Stewart county, now sitting at the Court House, in the town of Dover, then and there to give evidence in behalf of *State* in said a suit in Court, wherein

and *Newton Barrow & J. P. Kinsick* Plaintiff  
Defendant . Herein fail not, under the penalty prescribed by law. Witness, Z. T. SHEM-

WELL, Clerk of our said Court, at Office, in the town of Dover, the *4* Monday in *July* 1845, and *69* year of the Independence of the United States.

*Z. T. Shemwell Clerk*

Act

U

Newton Barnes  
James Hendricks

Jan 25<sup>th</sup> Jan 1845

Came to hand  
day after

Presented here  
23 1845

J. M. W. [Signature]

State

Ranott Hendricks

Jan 24 Feb 1845

Came to hand  
same day issued

Presented on Arcuro  
Parker on the 25<sup>th</sup>  
day of February 1845

J. Boughton [Signature]

STATE OF TENNESSEE.

TO THE SHERIFF OF Stewart COUNTY, GREETING:

SUMMON Robert Coldwell

immediately to appear before the Circuit Court for Stewart county, now sitting at the Court House, in the town of Dover <sup>on the first Monday after the next</sup> then and there to give evidence in behalf of *in law* State of Tennessee in said a suit in Court, wherein Plaintiff

and *James P. Kendrick & others* Defendant. Herein fail not, under the penalty prescribed by law. Witness, *J. S. Hummel*

Clerk of our said Court, at Office, in the town of Dover the 4 Monday in *June* 1845, and 69 year of the Independence of the United States.

*J. S. Hummel Clerk*

STATE OF TENNESSEE.

TO THE SHERIFF OF Stewart COUNTY, GREETING:

SUMMON *Calvin Cook*

immediately to appear before the Circuit Court for Stewart county, now sitting at the Court House, in the town of Dover then and there to give evidence in behalf of *The State* in said a suit in Court, wherein Plaintiff

and *Newton Barnett & James Kendrick* Defendant. Herein fail not, under the penalty prescribed by law. Witness, *J. S. Hummel*

Clerk of our said Court, at Office, in the town of Dover the 4 Monday in *June* 1845, and 69 year of the Independence of the United States.

*J. S. Hummel Clerk*

State of Tennessee

Newton Hamilton

23 Apr 1845

Warrant to hand down  
May issued

Executed on the

23 Day of April 1845

J. Broughton Jy

Wells

Born at a brickbank

1808 24 June 1841

Warrant to hand down  
May issued

Executed

of J. Cook Jy

J. Broughton - Deponer of book to Circuit  
This subpoena from 24th 1845  
J. Broughton Jy

STATE OF TENNESSEE.

TO THE SHERIFF OF *Stewart* COUNTY, GREETING:

SUMMON *Wilks Whitson Henry Burton Joseph Tatterfield  
Elias Moon and Abner Gibbs*  
immediately to appear before the Circuit Court for *Stewart* county, now sitting at the  
Court House, in the town of *Leover* then and there to give evidence in behalf of  
*Norton-Barnett & Lewis T. Kendrick* in said a suit in Court, wherein  
*The State of Tennessee is* Plaintiff  
and *Norton-Barnett & Lewis T. Kendrick is*  
Defendant . Herein fail not, under the penalty prescribed by law. Witness, *J. I. Shumard*

Clerk of our said Court, at Office, in the town of *Leover* the *4<sup>th</sup>* Monday in  
*June* 184*6*, and *68<sup>th</sup>* year of the Independence of the United States.

*J. I. Shumard Clerk*

STATE OF TENNESSEE.

TO THE SHERIFF OF STEWART COUNTY, GREETING:

SUMMON *William Castle*

immediately to appear before the Circuit Court for Stewart county, now sitting at the  
Court House, in the town of *Dover*, then and there to give evidence in behalf of ~~*He*~~  
*The respondents* in said a suit in Court, wherein  
*The State of Tennessee* Plaintiff  
and *James D. Handcock & A. Barnett are*  
Defendant & . Herein fail not, under the penalty prescribed by law. Witness, Z. T. SHEM-

WELL, Clerk of our said Court, at Office, in the town of *Dover*, the *4* Monday in  
184*6*, and year of the Independence of the United States.

*Z. T. Shumard Clerk*



Cherry  
600

Steele

1855  
3

Born 1794 in ...

Dec 24 1844

born to ... same  
day ...

Emigrated on all ...

...  
...

W. Brantley

Steele

1855

James ...  
Dec 24 1844

emigrated  
when ...  
emigrated and  
return the  
same day

S. Brantley  
J. Brantley

S. Brantley  
J. Brantley  
J. Brantley



STATE OF TENNESSEE.

TO THE SHERIFF OF STEWART COUNTY, GREETING:

SUMMON *Sarah Hindrich and Benjamin Moody and Joseph Satterfield*

~~immediately~~ to appear before the Circuit Court for Stewart county, ~~now sitting~~ at the Court House, in the town of Dover, then and there to give evidence in behalf of

*Newton Barrett* in said a suit in Court, wherein *the State of Tennessee is* Plaintiff and *Newton Barrett is* Defendant

Herein fail not, under the penalty prescribed by law. Witness, Z. T. SHEM-WELL, Clerk of our said Court, at Office, in the town of Dover, the ~~4<sup>th</sup>~~ *1<sup>st</sup>* Monday in *June* 184~~4~~ and ~~48<sup>th</sup>~~ *69<sup>th</sup>* year of the Independence of the United States.

*Z. T. Shemwell Clerk*

STATE OF TENNESSEE.

TO THE SHERIFF OF *Stewart* COUNTY—GREETING.

Summon *David Rogers*

personally to appear before the Circuit Court, at the Court House in the town of *Dover* on the ~~1<sup>st</sup>~~ *1<sup>st</sup>* Monday in *June* next, to give evidence in behalf of *the State of Tennessee* in a suit in said Court, wherein *the State is* Plaintiff, and *Newton Barrett et al* Defendant.

Witness, *Z. T. Shemwell* Clerk of our said Court, at office, in the town of *Dover* the ~~4<sup>th</sup>~~ *1<sup>st</sup>* Monday in *July* 184~~4~~ and ~~69<sup>th</sup>~~ year of the Independence of the United States.

*Z. T. Shemwell Clerk*

State of Tennessee

19<sup>th</sup> Sep  
3

Newton Barnett

Issued 21st Act 1844

Came to hand  
when issued

Executed Benjamin  
Moody & Joseph Satter-  
field

I Bought it off

not Executed on  
Sarah Hendrick

I Bought it off

Wm. J. Hendrick

Newton Barnett

Jan 1st 1844

Came to hand when  
issued 21st Act  
on 21st Sep 1844

I Bought it off

State of Tennessee  
vs  
Newton Barnett  
V P Kendrick

In this cause John ~~H~~  
James, <sup>is Prosecutor</sup> make oath that he  
cannot come safe by to  
trial for want of the testimony of David  
Rogers who has been subpoenaed and fails to attend  
and he expects to have his testimony at the next  
term of this Court This Continuance is asked  
for Justice and not for delay. Witness is absent  
without his procurement or consent

Sworn to in open Court  
Jst J. D. Shumwell clerk

J. J. King

State vs Barnett } The defendants in this cause make  
oath that they cannot come safe by to  
trial for the want of the testimony of  
Sarah Kendrick <sup>being Emily Peyton</sup> who has been subpoenaed  
she is a material witness and her absence  
is without the procurement of applicant  
This continuance is asked for Justice  
and not for delay

Jst J. D. Shumwell clerk

Newton Barnett  
Mark  
Sarah Kendrick

Cherry

Cherry

Cherry

of 1841

Stem

Stem

Stem

Stem

Stem

Stem

Stem

Stem

1650 (3.00)

48

32.200

165.573

48

~~Cherry~~

Cherry

Cherry

State of Tennessee

(19)

J P Kendrick & Newton Barrett

The Defendants in this case make oath that they cannot come safely to trial at this Term of the court for want of the testimony of Emily Below who is a material witness for them in the trial of the case. Defendants state that said witness is so they are informed and believe sick and unable to attend at this term of the court. Defendants expect her attendance at the next term of the court. This continuance is for justice and not delay.

J P Kendrick  
 Newton Barrett

Test J. Skumell Clerk

State of Tennessee,

TO THE SHERIFF OF Stewart COUNTY—GREETING.

Summon

Emily Astor Jasper Barrett

personally to appear before the Circuit Court, at the Court-house in the town of Leona on the first Wednesday next, to give evidence in behalf of

the State of Tennessee Plaintiff, and  
 Defendant. Witness, J. Skumell Clerk of our said Court,

at office, in the town of Dover, the 2nd Monday in July 1874 and 68th year of the Independence of the United States

J. Skumell Clerk

*[Faint, mostly illegible handwritten text, possibly bleed-through from the reverse side of the paper.]*

*John Thomas O'Kelly  
to create his surname  
at Boonville, OH*

*[Faint handwritten text, possibly a signature or name.]*

*State*

*23 of 1844*

*Bennett Miller and*

*James 24<sup>th</sup> Dec 1844*

*Executed upon the*

*public papers*

*of the State of Ohio*

*at the place where*

*June 4 1844*

*J. M. Kelly Sheriff*

*[Small handwritten marks or initials.]*

State  
Barrett & Kendrick

St. Barrett. makes oath that  
he believes it material for his safety. in this case. that  
he be tried separate from the said James Kendrick who is  
indicted with him on a joint indictment. He  
states the said Jas. Kendrick is a material witness for him.  
He expects and much believes he can prove by him two  
or three facts & circumstances in his case. that can  
be established by no other witness, at least he does not know  
of any other witness by whom he can prove two or three  
fact what are in a trial for him on his defence,  
and which will go to his acquittal of the charge against  
him. He further states

Great  
Jury M. H. Marble  
Judge

These ~~facts~~ facts are as follows.  
It will be proved by the

State that the ~~supra~~ watch was found in possession  
of affiant watch & black velvet waistcoat for  
the purpose of establishing an intention between  
himself & the go, he can prove by Kendrick  
& by no one else, he knows of, that the watch  
was taken feloniously from his house, by some  
unknown person. and also that the ~~watch~~ he has now  
in his own possession the only ~~black velvet~~ black velvet  
he has ever had since he has been a citizen  
of Tennessee.

Newton Barrett

Test J. S. Shumway clerk

STEWART COUNTY ARCHIVES

Dover, Tennessee

State of Tennessee  
1849

To H. L. Atkins

Dr

June Term. To Boarding the jury <sup>two days</sup> during the  
trial of James P. Kendrick

3 of 12.00

Sworn to in open Court  
Test J. S. Shumway clerk

H. L. Atkins



*[Faint, mostly illegible handwritten text, possibly a ledger or account book, with some vertical lines suggesting columns.]*

STEWART COUNTY ARCHIVES

Dover, Tennessee

*[A separate sheet of paper with faint, illegible handwritten text, possibly a continuation of the document above.]*

State  
James P. Kendrick  
vs  
Wm Newton Smith

John Jones the presenter in  
this Cause makes oath that the state  
cannot safely proceed to trial

in the above Cause for want of the attendance  
of the following witnesses whose names are absent & have  
been summoned to attend at this term of the Court  
to wit - Wm Richards - Geo Isaac and Wm Green -  
Affiant expects to prove by said witnesses that they  
found upon the back of a Negro boy John the property  
of affiant while running away at free paper  
by means of which said John was passing himself  
through the County, Affiant further expects  
to prove that said free paper were in the  
hand writing of the said Wm Newton Smith  
further that affiant expects to prove by the said  
witnesses Richards, that he sold to said Kendrick  
a certain piece of goods & dog or 2 previous to  
the running away of said boy John & that  
said goods were found upon the person of the said  
slave John in the shape of a Knapsack - &  
that this Affiant cannot identify this to be of  
the goods sold by Richards to Kendrick since  
by Richards himself & further that said Richards  
is now sick & can not be removed to Court &  
further that Affiant expects to prove by Geo  
that said Knapsack was found upon the person  
of said slave John when arrested by him in  
the state of Ky, this affiant thinks that he can prove  
the attendance of said witnesses at the

Next term of this Court the purpose  
 is for a continuance of this cause  
 & this application is for Justice  
 not delay  
 J. G. Shumell Clerk John James

Walter W. Harris  
 Henry Blackburn  
 Joseph J. Duffield  
 James Moore  
 Almond Gettle  
 Lewis G. Gardner  
 James D. ...  
 J. W. Cook  
 West ...  
 Henry ...  
 ...

Ernie ...  
 ...  
 Lewis ...  
 Albert ...  
 James ...  
 ...  
 Ben ...  
 ...  
 ...  
 ...

W B Johnson Esqr

Dr Sir

I am willing that  
my name remain on Newton Barretts Bond  
as security for his appearance at next circuit  
court of Stewart County Tenn

Wm. Stacken

W B Johnson Esqr

Dr Sir

I am willing that  
my name remain on Newton Barretts Bond  
as security for his appearance at next Circuit  
Court of Stewart County Tenn

Oct 31. 44

A. H. Ellis

*[Faint, illegible handwritten text, possibly bleed-through from the reverse side of the page.]*

State of Tennessee

Stuart County

I have this day  
sold and do hereby grant to my boy  
William his heirs and Assigns for ever  
for the sum of five hundred Dollars to  
me paid in hand for himself I warrant  
the title to said William his heirs and  
Assigns against the claims of all persons  
and from this day fourth his ~~own~~ own-  
er for life ~~and~~

15th March 1842

Attest  
B. Cherry  
James Smith

David Sutton

97  
30  
67  
53  
14

examined by [unclear] with this  
bill of sale

Jr

State of Tennessee }  
Stuart County } Personally appeared  
before me William Cooke Clerk of the  
County Court of Stuart County and  
John the within bargainer with whom  
I am personally acquainted and  
acknowledged that he assigned the within  
Bill of Sale for purposes therein contain-  
ing under my hand at office in  
Dover this 10th March 1842

William Cooke

Recorded in the Registry office of  
Stuart County 18th days March 1842

J. B. Vallentine

Key - for 75-

Pa. P.

49

This is to certify that we are  
personally acquainted with William &  
that he is a honest Bay of as every  
that lives and that ~~to know by~~ he  
can be trusted

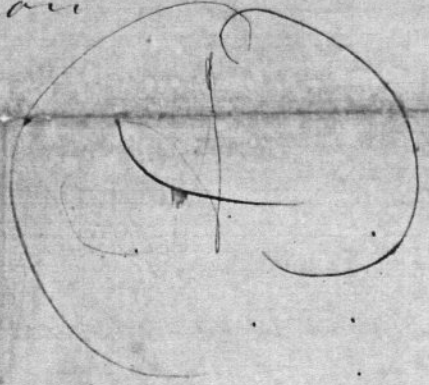
William Townsman

Thirum Cannon

S M Wall

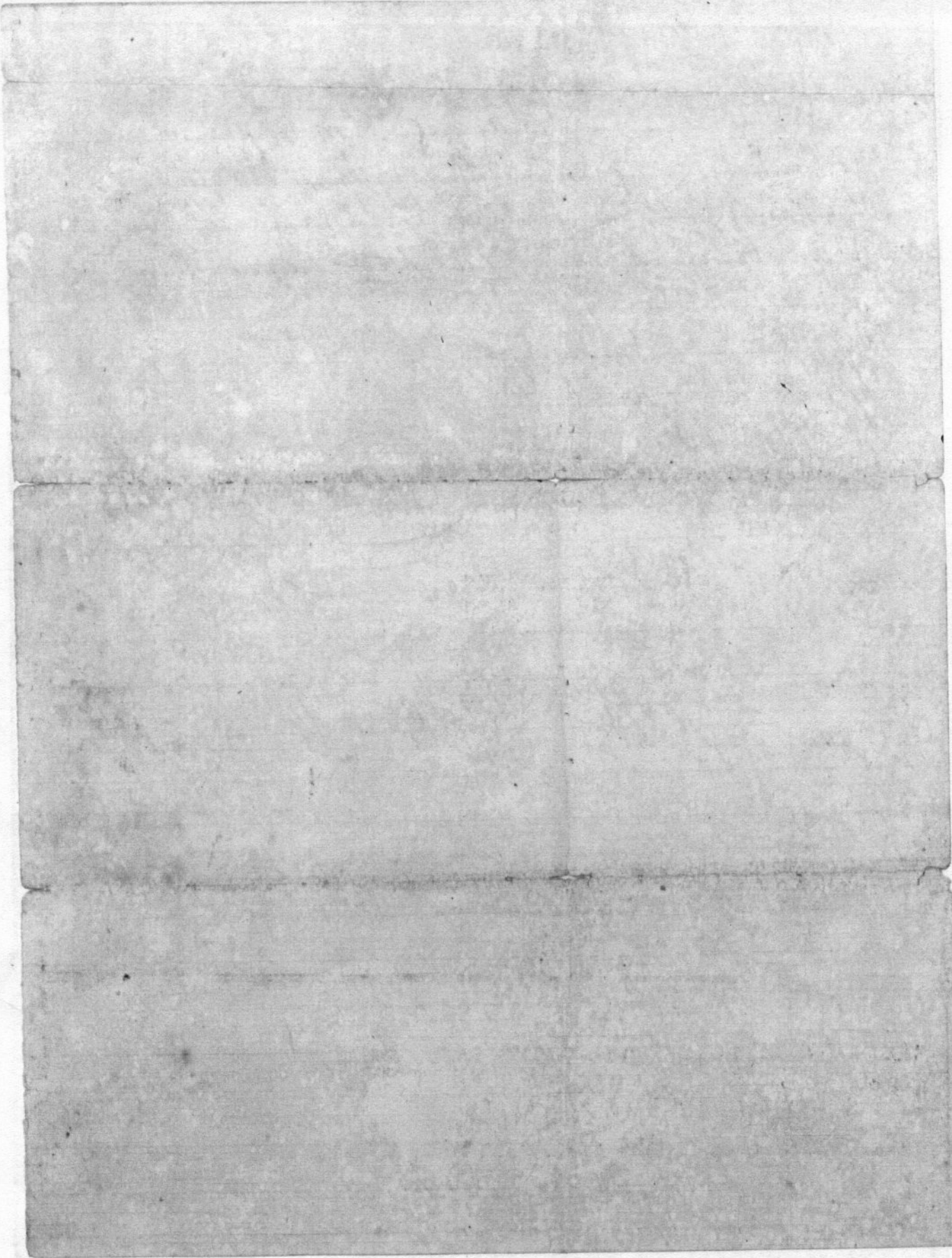
Pr Stone

S H Getty



Bill of sale





STEWART COUNTY ARCHIVES

Dover, Tennessee

John or A Barrett

left me

with that ~~entire~~ ~~of the~~ & Jasper Barrett an ~~material~~ witness for him on the trial of the case if witnesses have been subpoenaed but are not in attendance, he expects to prove by ~~E. G. Gorton~~ that the receipt made by S Kendrick is the only one he ever had and that he has that at this time, and it is not the receipt he believed, he also expects to prove by S. W. W. that the Bill of Sale Exhibit is not in his hand writing. he expects to prove by ~~S. Kendrick~~ ~~the hand writing~~ ~~as to the receipt~~ ~~ought to be proven~~ ~~by E. G. Gorton~~ expects to prove the same facts as to the hand writing and best by Jasper Barrett he knows of no other witnesses by whom he can prove the same facts the witnesses are absent without the consent or procurement of aff. this continuance is for justice and not delay. Sarah Kendrick is not. ~~you can show~~ ~~but he expects~~ "the party above can be proven by Sarah Kendrick (Wife of co Defendant) but is not under oath"

Test of S. Kendrick

Winton Barrett

N Richards 1.40  
1.40  
2.36

M B Leamy 11111  
275  
292  
567

A Parker 11111

J B Bates 11111

to Court 11111

375  
464  
839

D Rogers 11 2.4  
2 2.4

M C McGary

678  
5.25

R Coldwell

C M Green 9

W A Pines 11111

L Green 1 - 60  
1 - 60  
2 - 50

J Carson 32

M Green 1 - 60  
2 - 60  
2 - 60  
2 - 60

10.622  
1.622  
12.25

1111