Challotte was Indentuced to me ly her bather with the hope, on his part. of her beginning a permanent members of the Society. He was one of the assignial land Represents. I po ticular flexied of G. H. Evous, the aciquinatus of land Refaren in America. being on the distres side of The house, they moneyed the bunds, plea, a con, up to a cestain time, when the tail to me, your any have those sents earning to blushotte. I Received them. Refet an accounted by itself wall The pupees omne eted suits The Exhalotte Byrdsall abback, in a large Emelape It a certain time I said to Chullotte, the is quel account shering a levlance of 866 In Genes bouces. Our custom



W.D. GARRISON,

New York____188_

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ROOMS \$ 1.00 PER DAY AND UPWARDS.

Opposite Grand Central Depot.

W.ID. GARRISON,

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Opposite Grand Central Depot.

W.D.GARRISON,

New York_____188_ the Succety some still game hus the ballence of supart me had be ceried that had seat been alreadly exprens ded for his use I benefit Lorne. I mus so bully satisfied Most I should neve need the Byed scell esuelape, seith its cantents, as muce, that it news destreged with me my attes old Ducuments. ær I could strem enell etern of expendetrices as I can of Receipts : Panes of Allorney. From Boldsall To We Evans.

2-878-01

Then all men by these presents that I M. Charlotte Byrdsall of Hun Sebauan County of Columbia and State of new York, have made Constituted and appointed Fridrick I. Comes of the same place my home And lawful attorney for me and in min name place and shad to take Change of and recover and to do all things lawful relative to an estate to which Trydsall late of How York City diseased formerly residing at 310 East winestenth strat giving and granting unte my said allowing full power and authority to do and perform all and every not and thing whatsower requeste and nessessang to be done in and about the premises as fully to all intents and purposes as I might or could do if personally present with Jule power of substitution and revocation herby ratifying and Confirming all that my vaid alterney or his substitute shall fawfully do or Cause to be done by vilue thereof. In courses whereof I have hereunte Det my hand and seal this 18th day of October 1875. Signed sealed and Me Charlotte Byrdsell Anna White

East mudeenth before executions

(4.13 and Public

Followy Public

State of New York Joss Chang of Colonial State of Colonial State of State Country On this 18th day of Colonial State of Said Country McCharlotte Birdsall to me Itnewn to be the same freezeward described in and who executed the fire going Power of allowing, and acknowledged the same as her Free act and deed Stampton Co. Butter Solary Sublice.

State of New York, COLUMBIA COUNTY CLERK'S OFFICE,

I, HENRY B. HALL, Clerk of the County of Columbia, and also Clerk of the Supreme and County Courts, being Courts of Record held therein, do hereby certify that Kamplon L. Bull

whose name is subscribed to the certificate of the proof or acknowledgment of the annexed instrument, and thereon written, was at the time of taking such proof or acknowledgment, a NOTARY PUBLIC in and for the County aforesaid, dwelling in said County, commissioned and sworn, and duly authorized to take the same. And further, that I am well acquainted with the hand writing of such Notary Public, and verily believe that the signature to the said certificate of proof or acknowledgment is genuine.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the said Courts and County, this 2/15 day of October 1875

H.B. Hall Clerk.

MELEASE and Receipt

It whom it may consen, This certifies That I, this day, voluntarily withdraw from Cournant Manbership in the Morth Family of Shakers in the town of Men-Lebance, Co-Lun = bia County, State of Mew York - also-that I have received of Frederick IV- Evans, First Elden and Truster of the said Morte Family_ Three hundred and fifty Dollars, in full settle ment y all accounts with him as my attourney, and also in full of all demands of evry name and nature- Meither have I any desirands of any mane or nature against any Menden, or Mentiss of the Month Family, or the Society of Shakers in Men-Labanon In Mitness whereof I hereunto Det my hand and Seal, this 5th day of banuary 1883_ ala presence of Mo. Charlotte Byrdsall. Maria Blow }
Frederick W. Evans.

Milers -Inou all men by these presence, that I, Charlotte Byrdsall, de-hereby, revoke the Down of attourney confered, by me, when Frederick N- Ewaisas Coverant prember of the Morth Family of Shakers of the Tour of Mew Lebanow, Columbia Co-Mew York, I have no demands against Fredwick W. Erans, Elden, Lovi Stran- Toustee of said Morte Family, or any members or members of the Shaker Order in the United States and North Finish I and I horeby a coknowledge the receipt of Three hundred Dollars, as a present and in full friends - I hereby give a full release of

action or cause of action, on my own hack on behalf or by those acting in my name and witness where of I hereinto but any hand and Deal, this 27th day of Janis. 1883

Josephine M. Lookwood,

Anna D. Gyrdsall & Charlotte Byrdsall.

27. ch dy of Jan 1883

The defendants

Time to appear or

answer him is

levely Entended

to May 7. 1886

Geort Harh

Blainty atty

My Sapreme Court

Lottie Byrdsall

against

Plaintiff

agai**ns**t

Benjamin Gates 4 others

Defendant \$

Summons, Molice of Lien Engel H. Hart

Plaintiff's Attorneys,
346 Broadway,

New York City.

To Defendant Benjamin Gales,

LOTTIESBYRDSALLL

NOTICE OF LIEN.

Benjamin Gates, Robert Valentine Benjamin Gates, Robert Valentine trustees of the United Society of Believes Called Shakers, Fred W. Evans as Elder Superintendant and Manager of the North Family of the Society of Believes Called Shakers,

TAKE NOTICE that I have a claim and lien upon any judgment that may be recovered by the plaintiff herein or any settlement effected cherein for my fees costs and disbursements which have been or may necessarily be incurred herein and you are hereby cautioned to make no settlement herein except with me Dated New York March 31st 1886.

GEORGE H HART
Plaintiffs Attorney
346 Broadway N.Y. City. N.Y.

Suprand Count	the Sta	te of New	York.	
City and tout	ty of New 10"	<i>n</i> , <i>v</i>		
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Buyanin Gales	Beliver &	elled	Cily Tons	ty g hearyou
of the Vinelie Bociety of the Society of Seliver co	as Elder &	reprintenduct		
and manager of the	eled the	kers -		1 - 1
Society of section		Defendant &		
To the above named Defer	ndant		1111	4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4

a copy of your answer on the Plaintiff's Attorneys within Lucyty days after the service of this summons, exclusive of the day of service, and in case of your failure to appear, or answer, Judgment will be taken against you by default, for the relief demanded in the complaint.

Dated, N.Y. March 31 1886,

George 16, HART constant, Plaintiff's Attorneys,

P. O. Address, No. 346 Broadway, New York City.

No. 346 Broadway, New York City.

My Supreme Court

against

Plaintiff

Benjamin Gates Folkers

Defendant S

Summons, Wolce of Lieu

George HART & PRICE.

Plaintiff's Attorneys, 346 Broadway,

New York City.

To Bober Valentini

TAKE NOTICEV that I have a claim and lien upon any judgment that may be recovered by the plaintiff herein or any settlement effected herein, for my fees, costs and disbursements which have been or may necessarily be incurred herein and you are hereby cautioned to make nom settlement herein except with me.

Dated New York March 31st 1886.

GEORGE H. HART
Plaintiff's Attorney
346 Broadway N.Y. City. N.Y.

	DISCA WELLDONING UTTAMON AND AND AND AND AND AND AND AND AND AN
Supreme court, of the State of . City and County of New York,	New York
Lottie Byrdsall	
Benjamin Sates, Robert Valentine trustees of the United Society of Believers called Shakers	Summons-
and manager of the north Family of the	york,
Society of Believers called Shakers Defendant To the above named Defendant	, dente tri la tra de la
a copy of your answer on the Plaintiff's Attorneys within zummons, exclusive of the day of service, and in case of your	Wenty days after the service of this

be taken against you by default, for the relief demanded in the complaint.

Dated, N. Y. March 31 1886,

Sec.

Secree H. Hart. PRICE, Plaintiff's Attorneys,

P. O. Address, No. 346 Broadway, New York City.

No. 346 Broadway, New York City.

Reserved April

My Sapreme Cour

Lotte Byrdiall

against

Plaintiff

Benjamin Jales

Defendant 3

Summons, Molein of Lin Genget Hart,

Plaintiff's Attorneys,

346 BROADWAY,

New York City.

Fred W. Evans as Elder to Defendant NOTICE OF LIEN.

Take notice that I have a claim and lien upon any judgment that may be recovered by the plaintiff herein, or any settle-ment effected herein for my fees costs and disbursements which have been or may necessarily be incurred herein and you are hereby cautioned to make no settlement herein except with me.

Dated New York March 31st 1886.

GEORGE H. HART
Plaintiff's Attorney
346 Broadway N.Y. City. N.Y.

Gonn't of the State of New York. Supreme court, of the State of New York. bity and bounty of New York, Lottie Byrdsall Place of Trail Plaintiff Benjamin Gales Robert Valentine Trustes oftal liquid fociety of Believers Called Hallers Fred W. Evan as Elder Superntendent and Manager of the Such Family of the Society Defendant e To the above named Defendant ou are hereby summoned to answer the complaint in this action, and to serve · a copy of your answer on the Plaintiff's Attorneys within Twenty days after the service of this summons, exclusive of the day of service, and in case of your failure to appear, or answer, Judgment will be taken against you by default, for the relief demanded in the complaint. ergelt Hart

Dated, N.Y. March 31. 1886,

P. O. Address, No. 346 Broadway, New York City.

HART & PRICE. Plaintiff's Attorneys,

No. 346 Broadway, New York City.

N. y Supreme Court

Vollie Byrdsall

against

Benjamin Gales Vors

Motice of Appearance.

P. M. Wilchell

Attorney for Defendant \$

copy, admitted this day

George What

Plaintiff's Attorney

N. Y. Supreme Cour	
Lottie Byrdsall	
Berjamin Gales, Robert Valentine, Prederick Nobans as Elder Superintendant and manager of the north Family of the society of Believers called Shape Itse	Notice of Appearance.

SIR:

Trustees of the lines society of televire called Stakers Trederick W. Evans as Eld. Called Stakers in the society of the word from Month Farmily of the society of Believe appear in this action, and that we are retained as Attorney & for thew
therein, and demand that a copy of the Complaint and all papers in this action be served on at office, number 137 Besadway Newform &
To George & Hart Esq } Attorney Sfor Defendant &
Plaintiff's Attorney

M. Y. Supreme Court. Duedenie ogolopy Juither ender is admitted their of June 1886_ Lottie Byrdsall. Benjamin Gates Lors. Officeauit and George Hofart Selfs allys 346 Broadway

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Folio /

Supreme Court of the State of New York City and County of New York

LOTTIE BYRDSALL

against

BENJAMIN GATES, ROBERT VALENTINE

trustees of the United Society

of Believers called Shakers, Fred W Evans as

Elder Superintendent and Manager

of the North Family of the Society

of Believers called Shakers

Ram Rave Rave Raw Raw Rave Raw Raw Rave Rave Rave Rave Rave Rave

On the annexed affidavit of William F Randel verified the 23rd day of June 1886. _____ IT IS

ORDERED that the time of the plaintiff to serve his Complaint herein be, and the same is hereby extended Twenty days from date.

Dated New York June 23rd 1886.

City and County of New York ss; William J. Rundel being duly sworn says; that he is Managing Clerk in the office of George H Hart the Attorney for the plaintif That the office address of said Attorney is Number 346 Broadway in the City of New York.

That P. and D. Mitchell Esqs are the Attorneys for the defendants and whose office address is Number 137

Broadway in said City.

That this action was commenced by the service of summons

on said defendant on or about April loth 1886.

That said defendant sappeared herein by their said Attorneys on or about April 24th 1886.

That plaintiffs time to serve her complaint was extended twenty days from May 14th 1886, and twenty days from June 3rd 1886, by stipulation.

That no other extension of time to serve said Complaint has been granted by stipulation or order and no previous application for the annexed order has been made to any Court or Judge.

engagements of plaintiffs attorney and of deponent,

plaintiffs attorney has been and will be unable to

properly prepare and serve a complaint herein within

the time now limited and desire an order extending the

time so to do twenty days from date.

That the next circuit of this Court is appointed to be held in the month of October next as deponent verily believes.

That from the statement of the case in the action made to de ponent by the plaintiff deponent verily believes that the plaintiff has a good and meritorious cause of action.

That this application is made in good faith and not for the purpose of delay.

Sworn to before me this 23 rd day of June 1886.

Mille Lang holair Biblic ra

frit Rendre

M. S. Supreme Court. Mary Charlotte Byrdsall. Benjamin Gales! amended Lumans x Complaint. Glaviliff attorney
Bus Breachway
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PLACE OF TRIAL CITY & COUNTY OF NEW YORK.

> AMENDED SUMMONS.

against

Benjamin Gates Robert Valentine Trustees
of the United Society of Believers called
Shakers , Fred W. Evans as Elder
Superintendent and Manager of the North
family of the Society of Believers
ealled Shakers Defendants.

action, and to serve a copy of your answer on the Plaintiff's
Attorneys within twenty days after the service of this summons
exclusive of the day of service, and in case of your failure to
appear or answer. Judgment will be taken against you by default
for the relief demanded in the Complaint.

Dated New York August 12th 1886.

GEORGE H. HART

Plaintiffs Attorney
346 Broadway- New York City.
P. O. Address, No 346 Broadway, New York City.

OTER S COOKER O

N ... N ...

Holio / Supreme Court of the State of New York.
City and County of New York.

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M A R Y C H A R L O T T E B Y R D S A L L
otherwise known as Lottie Byrdsall

against a land against

Benjamin Gates Robert Valentine Trustees of the
United Society of Believers called Shakers
Fred W Evans as Elder Superintendent and
Manager of the North Family of Society of
Believers called Shakers.

The Complaint of the plaintiff by George H Hart her Attorney respectfully shows to the Court.

time being by the ogd of eletent years, was placed to be father

agers and Trustees of the United Society of Believers called
Shakers, a religious Community or Society, who chiefly do
business and reside at betanon in the State of New York,
and are constituted and appointed to hold all the property both
real and personal belonging to said Society in whom said property vests, and are appointed and constituted the secular heads,
rulers, managers, superintendents, trustees and chief officers,
having sole authority and right to act in benair of and to reperesent said Society in all secular affairs, and whose duty it
is solely to bring suits in their own name as such trustees
on behalf of said society and to appear and defend as such trustees in all suits brought against said Society.

That on or about the 17th day of July 1863, plaintiff at that

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time being of the age of sixteen years, was placed by her father in charge of said Society and more especially under the control of the defendant Evans, and she became an immate of their home at said Lebanon and was educated by said Evans and other members of said Society in the religious faith of the Shakers rendering services to said Society but receiving no compensation therefor from said Society except her support.

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That in or about the year 1868, when plaintiff had attain wed the age of twenty one years, said plaintiff was called upon and required and commanded to sign a paper, the said Evans called a covenant, who further said it was not necessary to have it read to her, as it was simply a form, although some parts there wof were read but which plaintiff did not understand and which plaintiff thereafter signed as requested, and plaintiff was also at the same time informed that she need make no account of it as she had nothing but herself to give to the Lord.

Eve That after plaintiff was placed in charge of said Evens and said Society plaintiff received at various times prior to the year 1874 sums of money aggregating in the sum of Two hundred and sixty dollars.

Ve That said sums of money except twenty dollars thereof which was a present given to plaintiff by her father, and twenty dollars which plaintiff received as a present from her grand Aunt, came to plaintiff as her share of an inheritance from her mother who was deceased.

v2. That all of said sums of money the defendant Evans acting as Superintendent, Manager, Elder and one of the Chief officers of said Society compelled her to deliver into his charge and

father Fitz William Byrdsall died leaving property in lands of which plaintiff owned an undivided seventh share of which, plaintiff become seized.

JIII. That plaintiff remained a member of said Society after signing the aforesaid remarks covenant until in or about the month of January 1885.

That plaintiff was informed of the decease of her afther and thereupon requested permission of said Evans and his officers who had authority over plaintiff, for leave to attend the funeral of her said father and to look after her interests in his Estate.

Interest thereof.

El. That said Evens as such officer shortly afterwards informed plaintiff that her family would try to cheat her out of her share of the Estate of her deceased father, and that he would be to the City of New York, where plaintiff's family resided and look after her rights and interests in her behalf.

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Open /

did go to said City and did see plaintiffs sister Anna H Byrdsall who had the management and control of her deceased fathers Estate, and represented to her said sister that he had a Power of Attorney to act for the plaintiff and demanded an account of all moneys or property which was due to and belonging to plaintiff, and a delivery of all monies belonging to her, on plaintiffs behalf and further charged plaintiffs said sister with having a design of wronging plaintiff out of her plaintiffs said property.

X V. That as plaintiff is informed and verily believes her said sister Anna H Byrdsall believing that said Waltern statements were true and that he had authority to act as such attorney for the plaintiff, under his instructions, paid over various sums of money aggregating in the sum of One Hundred and twenty four63-loo dollars, being plaintiffs share of the fruits and rents derived from the Estate of her said deceased father to E. A. Doolittle Esq an Attorney and Counsellor at Law of the City of New York, who plaintiffs said sister was informed through said Evans and further in writing by said Doolittle, was employed by said Evans to act as the Attorney and of Counsel for the plaintiff to enforce all demands, rights and interests the plaintiff had in her said fathers Estate, and who gave receipts for said money as such attorney for the plaintiff and which money as the plaintiff is informed and verily believes said Doolittle-duly paid over -to said Evans.

whatever or of the employment of said Doolittle what subsequently as plaintiff is informed and verily believes her said sister while residing in the City of New York, and

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fruits and profits of her deceased fathers' Estate, to the aggregate amount of Seven Hundred and twenty four dollars.

That said Evans as plaintiff is informed and believes immediately upon receiving said sum of money hereinbefore mentioned, paid the same over to said defendants Benjamin Gates Robert Valentine Trustees of the United Society of Believers called Shakers, and said trustees have ever since unlawfully applied all of said moneys and the income, interests and prof-

its derived from said moneys and from the use thereof to

the use and benefit of said Society without the knowledge con-

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10 sent or authority of the plaintiff.

the said acts, or received any account of said moneys, received by him, but on the contrary said Evans led plaintiff to believe that her interests in her said athers estate and that her fathers said estate was scarcedly anything, or did plaintiff know what her rights and interests were in the Estate of her deceased father, or otherwise, or have any knowledge of the same, whatever, as she had no knowledge of business affairs, never having been educated in such knowledge but on the contrary was educated not to know or learn or enquire into any matters relating to the business affairs of life, or the manners and customs of the world outside of her said domicile, where the manners customs and religious xights of the shakers which were totally unlike those of the world were alone observed, prac-

That although the plaintiff was called upon frequently by said Evans to sign papers upon which there was writing, shew was not informed by said Evans of the contents of said papers, their

nature or significance but was simply commanded to sign the same whereupon she complied and signed the same as she was bound to do, under the instructions given to her by said Evans, who was her religious and temporal ruler, and as such officer of said Society, such obedience being required of her by the rules and disciptine of said Society.

Cruits and profits of her

XIX. That on the 6th day of January 1883, because of the oppression under which plaintiff suffered, and because of the tyrannical conduct of the defendant Evans and other officials which he and they practiced as plaintiff believes without malice but through being misguided by excessive and fanatical religiousb zeal, and through the enforcement of severe injurious, unhealthful tyrannical oppressive unusual and extraordinary rules and discipline which impaired plaintiffs health and which was no part of the system or discipline of said Society of Shakers but were unlawfully and unwarrantably practiced by said Evans and said other officers and which has forever undermined her physicial constitution, plaintiff was compelled to declare her desire to leave said Society and depart from said domicle as she feared and knew and was convinced that if she longer remained she would die from the effects thereof, plaintiff was obliged to sever her connection with said Society; and said Evans as Elder Superintendent and Manager of said Society, directed and compelled her to receive the sum of three hundred dollars in full settlement of all claims and demands she had against said defendants and said Society, first compelling her to sign a paper containing writing, the contents of which at that time plaintiff did not know, and had

offect of it, in relation to her rights and interests, as she as ignorant of the effect of all instruments and writings for the reasons aforesaid and ignorant that said defendants received any money belonging to her or from her said fathers Estate.

XX. That plaintiff was informed a short time before bringing this act on and verily believes that the paper so signed by plaintiff last mentioned, was in effect a general release of all her claims and demands against said defendants and said Society and the acknowledgement of the receipt of said three hundred dellars as for and in full settlement of all said claims, demands or indebtedness whatever arising therefrom and thereon.

AXI. That plaintiff had no knowledge or information concerning he r interests in the estate of her said deceased father nor any knowledge of her rights in the premises at the time of her departure from said Society and was wholly ignorant thereof from said time to a short time before the commencement of this action.

that said Evans received other sums of money due and belonging to plaintiff in addition to the various sums of money herein-before set forth which said Evans as Elder trustee and super-intendent has failed to account for to plaintiff or inform plaintiff thereof.

Wherefore plaintiff prays of this Honorable Court that judgment be declared in her favor and against the defendants and each of them as follows.

servants or trustees, each, any and all of them be adjudged,
directed and compelled to deliver up and surrender to the plaintiff the said certain paper executed by plaintiff and purporting
to be a release of plaintiffs claims and demands against said
defendants and said society, and that the same be declared
and adjudged to be void, without consideration and of no force
or effect.

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neys, officers, agents and servants, or trustees be adjudged to account for their disposition of all moneys of the plaintiff received by them, from or by reason of anything whatsoever.

THIRD. That the defendants and each of them may be adjudged to pay plaintiff such sum or sums of money as shall upon the taking of such account appear to be due—said plaintiff from them with interest thereon and interest upon interest thereon.

FOURTH. That plaintiff have such other and further relief in the premises as to this Honorable Court shall seem meet

this action.

And the Plaintiff will ever pray &c .

Plaintiffs Attorney -- 346 Broadway

New York City -- N. Y.

proper and equitable and for the costs and disbursements of

FIRST. That the said defendants, their Attorneys, Agents,

City and County of New York ss;

Mary Charlotte Byrdsall (otherwise known as Lottie Byrdsall) being duly sworn says; that she is the plaintiff above named, that she has read the foregoing complaint and knows the contents thereof, that the same is trueof her own knowledge, except as to such matters asv are therein stated to be alleged on information and belief and as to those matters she believes the same to be true.

123

Sworn to before me this

12th day of August 1886.

MARY CHARLOTTE BYRDSALL

Wm. F. Randel

Commissioner of Deeds

N. Y. City and Co.

Gentlemen:

Please take notice

that the within is a copy of an

Office of the Clerk of the

City and County of New York

on the 12th day of August 1886.

Dated New York August 16th 1886.

YOURS &c

George H Hart

Plaintiffs Attorney

P. & D. Mitchell Esqs

Defts Attorneys.

n.y. Infreme bout.

Mary Charlotte Byrdere order duly entered and filed in the Byrdsall.

> Benjamin gates / tathers et al

Jeorge H. Hart. Aty for Peff 346 Bury 2 2/

At a Special Term of the Supreme Court -f - Chambers thereof the State of New York, held at the County Court House in the City of New York, on the 12" day ofAugust 1886.

Present

Hon foseph Tather, Justice.

Lottie Byrdsall

against

Benjamin Gates, Robert Valentine, trustees of the United Society of Believers called Shakers, Fred W. Evans as Elder, Superintendent and Manager of the North Family of the Society of Believers called Shakers.

On reading and filing the annexed consent and on motion of George H Hart plaintiffs Attorney, ---- IT IS ----ORDERED that the summons in the above entitled action be and the same is hereby amended by changing the name of the plaintiff so as to read MARY CHARLOTTE BYRDSALL otherwise known as LOTTLE BYRDSALL .

Bry 110 Byrdsall Gales Led H. Hart, En. 846 Brookler

my. Supreme bourk Many Charlotte Byrdsall' Opingamin dates Sefendant Time to plead herein is hereby extended 20 days from date Saled, Paul John Seft. 13 2 1886, Jeorge H. Harl 12ff: atty Softs Time to ancever further extended 20 days from date. Som hearfule och 4 1866 Gen. N. Had gene W. Hah neffialt Defletime to auser feuble Esclence 20 days from dales Geoff Hart. Dales och. 25th 1886. Perfally Difts time to answer further Extended (20) Daled Nov 15th 1886. Jev. HHart

Defendants time to answer herein further extended five days from date Dated Nov 26, 186, Roy 110 Byrdsall vo Lates

Gro H. Hart

Pefficatly
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Lottie Byrdsall }
against
Benjamin Gates
Fore The time within which the defendants are required to answer the complaint herewe or to take such other proceedings as they may deem necessary, is hereby extended to days from Dro 6th 1886. Personally. Try tyel This matter straight Jessible our client is Giving les the very dever your old thur, Randel

M. Y. Supreme Court

Aue service of a copy of the within answer is hereby admitted this 10th day of December 1886.

Glos Mark

Supreme Court.
City and Country & new York.
Many Charlotte Byrdsall

s.

Benjamin Goles.

jog answer.

P. & D. MITCHELL,
Attorneys for Def (2)
137 BROADWAY,
NEW YORK.

0,328-BBA

Fol.1. SUPREME COURT. city and county of New York. MARY CHARLOTTE BYRDSALL against and Robot Valenter and ors. The Defendants Trustees etc. appearing in this action by P. & D. Mitchell for answer to the complaint herein, allege and avers. The defendants admit the 1st paragraph in said complaint mentioned. 2 II. That as to the 2d paragraph of said complaint they admit that the plaintiff was placed by her Father in said society at that time and became a member of said society and was educated by the same, but deny that she received no compensation but her support. III. That these defendants deny the 8d paragraph of said complaint and allege and aver, that the covenant mentioned therein was signed by the plaintiff (after being read and fully explained to her) as her own free act and will. IV. That these defendants deny the 6th paragraph of said complaint.

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V. That these defendants deny that they have any knowledge or information sufficient to form a belief as to the 7th paragraph of the complaint.

VI. These defendants admit the 8th paragraph of the complaint ..

XVI. The defendants deny the 21st paragraph of the complaint.

XVII. That the defendants deny the 22d paragraph of the complaint.

AVIII. These defendants further answering the complaint of the plaintiff, say; that Benjamin Gates and Robert Valentine are the legal Trustee of the United Society of Superintendant Believers called Shakers, and that Fred W. Evans is as alleged in the complaint.

taken into said society educated, cared for, clothed, supported and given medical aid and assistance and nursed during her membership in said society, when she became Twentyone years of age she voluntarily and under her own free act and will signed the covenant as a member of said society, that all moneys paid into said society directly or indirectly through the plaintiff or received from her estate or interest in any estate or received by said Evans was with the consent and knowledge of the plaintiff and under agreement and understanding that the same should become property of said society and that she should never receive or make any claim upon the defendants for said society after the same.

WHEREFORE these defendants demand judgment that the complaint herein be dismissed with costs

P. & D. Mitchell,
Atty's for the Plaintiff,
137 B' way,
N. Y. City.

8

City and County of New York, ss:

Regamin Sates being duly sworn, says; one of the debtes that he is the Plaintiff in the above entitled action; that he has read the foregoing complaint herein, and knows the contents thereof, and that the same is true of his own knowledge, except as to the matters therein stated to be alleged on information and belief, and as to those matters he believes it to be true.

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Sworn to before me this :

8th day of the 1886. Derjamin Gates
HOR Weselman Commospores

My

Jeor Skaw Governor Obroom les . Supreme Court. City-Country of hur Got Mary Charlotte Byrdeall

18.

Benjamin Gates

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copy

P. & D. MITCHELL,
Attorneys for Deficion
137 Broadway,
NEW YORK.

Fol. 1. SUPREME COURT. city and county of New York. MARY CHARLOTTE BYRDSALL (lesever) against and Notes valentine and ors. The Defendants Trusteesetc. appearing in this action by P. & D. Mitchell for answer to the complaint herein, allege and aver . I. The defendants admit the 1st paragraph in said complaint mentioned. 2 IT. That as to the 2d paragraph of said complaint they admit that the plaintiff was placed by her Father in said society at that time and became a member of said society and was educated by the same, but deny that she received no compensation but her support. III. That these defendants deny the ad paragraph of said complaint and allege and aver, that the covenant mentioned therein was signed by the plaintiff (after being read and fully explained to her) as her own free act and will. Iv. That these defendants deny the 6th paragraph of said complaint. V. That these defendants deny that they have any knowledge 3 or information sufficient to form a belief as to the 7th paragraph of the complaint. VI. These defendants admit the 8th paragraph of the complaint .

XVI. The defendants deny the 21st paragraph of the com-

XVII. That the defendants deny the 22d paragraph of the complaint.

NVIII. These defendants further answering the complaint of the plaintiff, say: that Benjamin Gates and Robert valentine are the legal Trustee of the United Society of Superintendant Believers called Shakers, and that Fred W. Evans is as alleged in the complaint.

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WHEREFORE these defendants demand judgment that the complaint herein be dismissed with costs

P. & D. Mitchell,
Atty's for the Plaintiff,
137 B' way,
N.Y. Gity.

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city and county of New York, ss:

Senjament Soles being duly sworn, says; that he is one of the defla the plaintiff in the above entitled action; that he has consent read the foregoing completes herein, and knows the contents thereof, and that the same is true of his own knowledge, except as to the matters therein stated to be alleged on information and belief, and as to those matters he believes it to be true.

10 Sworn to before me this :

De day of see 1836.

Benjamin Gates.

H. B. Weselman

Comm. of Deeds Mry, City Due service of a copy of the within is hereby

admitted this day of

Murch 1887

Jange Man Attorneys for

n. y Supreme Court.

Mary Chartotte Byrdeall

against

Benjamin Gales Et al

Aotice of Trial.

P. & D. MITCHELL,

Attorneys for Defendants

No. 137 Broadway, N. Y.

O. Y. Supreme Court	
Mary Charlotte Byrdsall against Plaintiff	
Benjamin Gales, Robert Valentine as trustees to	Notice of Trial.
Valentine as trustees to	
El al Defendants	

Whease to take Notice, That the issue of law in this action will be brought to Trial, and made to dismiss the complainty of this court appointed to be held in and for the County of New York at the County Court howin the City of New York on the 1st Mou day of april 1887 at 1030 o'clock, in the forenoon of that day, or as soon thereafter as Counsel can be heard.

Dated the day of March 1897 To George H Hart Esq P. & D. MITCHELL,

Attorney for Plainliff S Attorneys for Defendants

No. 137 Broadway, N. Y.

1. Y. Cerlif

11. y. Supreme bourt Mary Sharlotte Byrdeall against Benjamin Gales + Robert Valentine, Senter te stal. notice of Ireal april. Special Term. George HHarts

10,328-69

SUPREME COURT.

MARY CHARLOTTE BYRDSALL

against

BENJAMIN GATES, ROBERT

VALENTINE as Trustees &s. et all

Please take notice that the issues of Law in this action will be brought to trial at a Special Term of this Court appointed to be held in and for the City and County of New York, at the County Court House in said City on the ist Honday of April 1837, at 11 o'clock in the forenoon of that day or as soon thereafter as Counsel can be heard Dated 17th day of Harch 1837.

Yours &c

George H. Hart,

Atjorney for Plaintiff,

346 Broadway, New York.

TO

P. & D. Mitchell,

Attorneys for Defendant 137 Broadway, N. Y.

Supreme levre May C. Byrdsall Benjamin Gates Ve les al Statement Lea N Hars Deff. ally, 346 Buray Topos Mutchell Egg. 137 Bivay. Reedler 16 87

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Benjamin Falès

Subpoena Ticket.

Attorney for family 346 Broadway negling

Mac April 7 in . 8, 9. 20

By Virtue of a Warit of Subpoena, To you directed and herewith	shown,
You are Commanded, That all and singular business and excuses being laid aside, you	be and
appear in your proper person before Hon. abraham P. Rawrence one of the far the State of new york at	stices of
the Dupreme Court of the State of New York at	phicial
Some part It thereof at the County House, in the city of new york	Court
on the Swenth day of may 1888, at 10 = o'clock	
noon, to testify all and singular what you may know in a certain action now pending	In the
noon, to testify all and singular what you may know in a certain action now pending	
Mary C. Byrdsall is Hamify	aux

Deeyanne Fales Toto	
defe	ndant
on the part of the fee dacet. And for a failure to attend, you will be de	
guilty of a contempt of Court, and liable to pay all loss and damages sustained thereby to the	party
aggrieved, and forfeit Fifty Dollars in addition thereto.	

Dated the

By the Court.

To Robeok Valenciece Esq Serve Phara Attorney in Detal

3 V6 Provaded des ney

New York Supreme Court Mary 6. Brydall Bery Sates Notice to Froduce Storge H Hart acty for Peets . To messo. Jan & milchell Eng Read June 20th 88

10,328-60

Supreme Court of the State of New York
County of New York.

MARY CHARLOTTE BYRDSALL

-VS-

BENJAMIN GATES and others.

Gentlemen;

You will please take notice that you are required to produce upon the trial of this action all letters and other communications, sent, by Mrs. Josie Lockwood, to the defendant Evans, and taken possession of by the defendants between the first day of January 1875, and the 31st day of December 1877 relating to the matters and questions in this cause.

Also all of er documents, letters, books, papers, and writings whatsoever, in the control of the defendants containing any entry memorandum or other matter in any wise relating to the matters in question in this cause, and upon your failure to produce the same secondary or par of evidence of the contents thereof, will be given.

Dated N.Y. June 15th 1888.

Yours etc.

George H Hart

Atty for plaintiff

Post Office and Office address 346 Broadway N.Y. City
To P&D Mitchell Esqs.

Attyy for defts.

MARY CHARLOTTE BYRDSALL. -Against-BENJAMINE GATES, and ROBERT VALENTINE, as trustees of the United Society of Believers called Shakers, Fred. W. Evans as Elder Superintendent and Manager of the North Family of the Society of Believers Called Shakers.

and the second state on the second state on the second sec

The above entitled action having been settled, it is hereby, consented that the same be discontinued without costs to either party as against the other and that an order to that effect may be entered therein without notice.

Dated. WELVYOOK June. 25. 1888.
George H Have
Acry for Page

Mounte Sebarion April 23" 1886 My friend David Mitchell Esq This will Introduce to you. Our. Frother Seir Show. He wishes your kind assistance in the matter of Sottie Byrdsall. which I made mention of to you when last in New York. Particulars of the Case he. will fully explain:

Any assistance you may render. him. Will be highly appleciated by your friend Denjamin Gates.

J. W. Crans Dear Bir of the 1th stating that you had been Gerred with a writ to show cause why you should not return money to Charlotte I would say in answer, that I have nothing to do with that affair when I signed the receipt in 1883 I signed it for all time and should never think of troubling you again. I Charlotte has been advised by Thos. Smith to claim her money: she says she did. not know that you were

in the receipt of money four times a year for her however that may be I do not know, as I have nothing to do with the management of your Society. I have told Charlott. what I think but she takes the advice of her masculing. friends in pasference to mine she is like the rest of her sex, my impulse would be to trust-my own intuitions as to the right or wrong. Teveral year's experience should have taught-non! was not the woman to sian my name and then as against-it- in spile of our battles after my father's death friendly and I was in hopes they would continue

u So. I agree with you in I you opinion about law. ! but Charlotte is not the most tractable person in the world and considers she the has a right-to decide for e affair can be settled and re with best wishes to yourself and other friends I am Anna H. Byrdsag May 4.1886

4. H. Evens. N. y. May 11 th 1886. My sester anna showed me a letter of yours wherein had I time or even thought et necessary, I might dishet some of the statements. To make a long stone short however, I think you are mistaken, in meg knowledge of what was sent to me after me father death, while I was in Lebanon. It was not until I came to N. y. that I knew, because among the shakers, the younger members were not supposed to

hove it necessary for them to understand del thengs. 00 as the Elders were an all sufficient hours, and ere 1 signing papers, & did not always know what was segning, as spen might or umember Heamplow Bull hat a the question to me, in your t presence, after of had degnere. a died, and he was very y much surprised to there's I ded not know.

Une are under the impression that Thomas & mich has been the prompler in this laken. I had thought 1 of it many times, before

I had seen how in M. Y. and my sester anna has nothing to do with it, it is between my lawyer and mipelf, and all lerins of concession must re I made through hew. & et our only seeking what er think rightfully belongs, me, you covenant, what have that !! de cettercheng en of you well send to leve Hart, eight hundred dollars then the sect can be anicably withdrawn and this will be the last of it. I have evented of

all I received from temo to time, and do not considevit beyond limits. feeling toward you, and think that according to your idea of pendness and good mil you sought in the past-to deal with mie. Yours Respectfully Lottie Dyrdsoull 337 2% are City.

Wen Bush. May 11: 1886 F. W. Evans. My sister Arme strong ane a letter of faces. where. in had I time, as even Tranght it neeping, I might dispute some of the statements. To make a long story short homesus, I think Jun me mistaken, in my knowledge of nehat mas sent to me after my fathis deatts; sulule I mus in Selianan. It was not until I came to None Back that I knew. Freense among the Shakees, he Zarryes merulies mere nat supposed to have it excepting for mem to undestand all Things no the Elders were all sufficient pours. et in

signing papers I did not always know what I mead signing, as gan might hemember Humpton Bull first the questions to one, in yours presence, after I hand signed a deed, it he was nery much enclosed to Mich I did not know. Than are under the unfreepion That Thumas Smith his hern The pramptes in this affires I spun de mistaken I had thought of it many times betface I had seen him in New Yack. And my sistes Anna has nothing to do mith it, it is between omy Lunger ad mpell, and all teems of emelsion must be made thingh him I am anly seeking what I think Eightfielly

belongs to me nethant any reference to your to remont, what have I to gain by attacting that? If you mill send to Sangels Hack, eight hundred dol Lacs, Then The suit can be ame calily neithdenness en That mill be the last of it. I have curented up all I have beceived, blam time to time, I do not causedel it be Bund limits. I have manyht but a kindly feeling tomeneds, zan I thik that according to guns idea of kindness I grud maill, yun saught in the past to deal neith me James respectfully deall 33 3 2 An Street with

Mrt. Lehanun. Muy 17. 1886. David Mutchel Aty. Respected friend. Same Months ago, I looked and a long accumulating pile of letters and proposes, selecting such as I felt ceslain mould never be of any use. I destrayed tum. I ded fralishly. for amongst Men mas an account with Chulotte Byrdsall, nincon I had keft dependely. That contained all the manys becaused and distenesed. The many second, is in and each least, all eight. But the miny paid to Charle latte, fann time to time, fas realines purposes is not on the bash Brols. Same Tlerns I have gathered blum Dincies se end from the Sistres. These

you have. It the time, of what I cansidered and final settlement, I paid all that mus due to dute wel and aleane what I had previously paid aceviding to the distriged accounts. That was accepted as hight by us all. Annie and le hullatte gane a joint Thecept to that effect. And Annie sup, whe mill not go levels upon that settlement. Buth Annie and was Chuclatte said, I had acted not andy justly, lent generally. And Must smus milent I supposed I had dans. New beineiful, which I thinks I have pend, list also the interest. We problesh to the mould that me huy no interest on

dapasits. Can Charlotte mulify the Receiful, lecoure of the intollering, so long as Arme confierns it? Le un she annel The paper, dedicating the hents de? And cynin, Having segred and le anement, whack cuts off emy claims, can she imalidate offet? When morey is deposited, by a probating members, me give a beste fireate, stating the amount of principal, a But it will be seturned, when called but, nestrant interest. They have no such Cettificate I do not know how the case stineds at present. a suppose that summe outran mas taken Zesteedy. Respect bully. F.W. Enous. I shall not write to any of them without

Cat. NO.

PETECT OF

**IFVI*SHAW, *

MANAGER SHAKER STEAM SAW MILL AND SPOKE WORKS.

CASH PAID FOR BEST QUALITY SPOKE TIMBER, HEMLOCK, PINE, OAK, AND CHESTNUT LOGS.

WINDSOR, NEW YORK, Dee 11. 1886

2 + P. Stitchell. attys of Sur 137 Broadway New York Respected Friends

relative to M. E. Birdsall's care

signed by said M.C. Birdsall.

Counts from F W Evens bush wher then there Enclosed.

Respectfully Yours Levi Shaw

New York Dec 11th 1876 I red A Evans Esq Jo E. A. Devlittle Dr To drawing two wells for Emil Bretzer \$ 25,00 " Balance of bill rendered for Nestern tip 80.90 " Drawing deeds and Coursel Service on return 25,00 " Services in Settling the Syndsall estate 75.00) \$205,90 Miss Anna Byrdsall as follows 1876 March 29 back of Miss anna \$ 23,63 May 9 NO July 15 20,00 00 Sept 20 20,00 00 104,63 Nov 10 00 \$101,27 Balance Received Layments

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