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Tuesday, June 23rd, 1936, and the 44th day of the May Term, 1936.

Tuesday Morning, June 23rd, 1936.

Court met pursuant to adjournment,

Present Honorable A. J. Stevenson, Judge.

JOHN F. MITHHOEFER)
ET AL.
VS) # 13999
CITY OF INDIANAPOLIS,)
ET AL.)

Come now the parties, by counsel, and the Court having seen and examined the plaintiffs' motion for new trial, heretofore filed, and being sufficiently advised in its premises, now overrules the same, to which ruling of the Court the plaintiffs duly object and except.

And now the plaintiffs pray an appeal to the Supreme Court of Indiana. The Court being sufficiently advised, now grants said appeal, and sixty days are given in which to file bond and Bill of Exceptions.

FRANCIS J. KELLY . .)
VS) # 14899
KESSLER BOULEVARD REALTY) DECREE ON FORECLOSURE
COMPANY, INC., ET AL.)

Judgt. vs Deft., Kessler Boulevard Realty Co., Inc., for $704.15 & costs.
J. D. 17, Page 124.

Comes now the plaintiff, Francis J. Kelly, by his attorneys, Otis Gulley and William E. Reiley, and comes now the defendant, the Kessler Boulevard Realty Company, Inc. by its attorney, Herman Ridenour, and it appearing to the satisfaction of the court by the Sheriff's return to the summons, issued more than ten days before the first day of the term, in this cause that the defendant, Kessler Bourlevard Realty Company, Inc. has been duly served with process, and said defendant, Kessler Boulevard Realty Company, Inc. having filed an answer in two paragraphs, and the plaintiff having filed a reply in general denial to the second paragraph of said answer, and said cause now being at issue and is put on the calendar, and on the day of trial is submitted to the court by agreement of parties upon the issues joined without the intervention of a jury, and the evidence having been heard and the court being fully advised in the premises, now finds that there is due the plaintiff from the defendant, the Kessler Boulevard Realty Company, Inc. on the note sued upon the sum of $644.15, together with the sum of $60.00, as fee for plaintiff's attorneys, making a total sum of $704.15, without relief from valuation or appraisement laws; that said sums are secured by mortgage which is sought to be foreclosed by the complaint herein.

That the defendant, the Kessler Boulevard Realty Company, Inc., is the owner in fee simple of the property described therein which is sought to be foreclosed by the complaint herein; that said property is held by said Kessler Boulevard Realty Company, Inc.; that said mortgage was duly recorded on the 15th day of November 1932, in the office of the Recorder of Marion County, Indiana, and thereafter duly assigned by the mortgagee to the plaintiff, and now belongs to the plaintiff herein, which assignment was duly recorded in the Recorder's Office of Marion County, Indiana on the 15th day of November, 1932.

It is therefore considered and adjudged by the court that equity of redemption of the defendant and all persons claiming under or through it, in and to

said mortgaged premises, to-wit:

Lot numbered One Hundred Thirty-eight (138) in Northern Estates, Third Section, an addition to the City of Indianapolis as per plat thereof recorded in plat book 22 page 76 in the office of the recorder of Marion County, Indiana,

be and is hereby forever barred and foreclosed, and that the real estate herein described, and all the right, title and interest of defendant and all persons claiming under or through it, in and to the same, be sold by the Sheriff of Marion County, as other lands are sold on execution, such sale to be without relief from valuation or appraisement laws.

It is further considered and adjudged by the court that the plaintiff recover from the defendant, the Kessler Boulevard Realty Company, Inc. the sum of $644.15, and also his costs and charges in this cause laid out and expended, together with the sum of $60.00, for attorneys fees for the plaintiff's attorneys.

It is further ordered, considered, adjudged and decreed by the court that the real estate described in said mortgage, to-wit:

Lot numbered One Hundred Thirty-eight (138) in Northern Estates, Third Section, an addition to the City of Indianapolis as per plat thereof recorded in plat book 22 page 76 in the office of the recorder of Marion County, Indiana,

be sold as lands are sold on execution and that said real estate and all of the right, title, interest and claim of the defendant, Kessler Boulevard Realty Company, Inc., and all others claiming from, under or through it, shall be sold by the Sheriff of Marion County, such sale to be without any relief whatsoever from valuation or appraisement laws, and the proceeds derived from such sale the Sheriff is ordered and directed to apply in the following manner, to-wit:

1. To the payment of all costs accrued in this cause and the costs of said sale;

2. To the payment of the amount found to be due plaintiff herein, being the amount of judgment hereinbefore rendered, together with interest from this date and his attorneys' fees, in the sum of $60.00 the total of which judgement of principle, interest and attorneys fees is $704.15.

3. The over-plus, if any remaining after the payment of the foregoing to be paid by the Sheriff to the Clerk of the Marion Circuit Court for the use of the parties lawfully authorized to receive the same.

And in the event said mortgage premises shall fail to sell for a sum sufficient to pay and satisfy said judgment, principal, interest, attorneys' fees and costs which this plaintiff is entitled to receive from the defendant, Kessler Boulevard Realty Company, Inc., the residue thereof remaining unpaid shall be levied on the goods, chattels, lands and tenements of the defendant Kessler Boulevard Realty Company, Inc. subject to execution.

EMMA L. ALEXANDER, ET AL.)
VS) # 14914
JARVIS ALEXANDER, ET AL.)

Come now the parties, by counsel, and this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard a part of the evidence in this cause, the same is now continued for the taking of depositions of Harley Perry, Orville Holman,

Richard Parkhurst, William Switzer, Officer of Farmers Trust Company, Dr. Russell C. Wilson, Dr. Walter Portteuss and an Officer of the Morgan Packing Company.

Said depositions are ordered filed with the Clerk of the Hendricks Circuit Court on or before June 30th, 1936.

EMIL KAISER)
VS) # 14736 On Account of Change of Venue.
RED CAB INC., ET AL.)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct,and the amount thereof, to-wit. Ninety-Nine Dollars and Sixty Cents ($99.60) in the case of Emil Kaiser vs. Red Cab Inc., et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 23rd, 1936.

A. J. Stevenson
Judge 55th Judicial Circuit of Indiana

LORINE E. LICHT, AS ADMR., ETC.)
VS) # 14769 On Account of Change of Venue.
CITY OF INDIANAPOLIS, ET AL.)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Lorine E. Licht, As Admr., Etc. vs. City of Indianapolis, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 23rd, 1936.

A. J. Stevenson
Judge 55th Judicial Circuit of Indiana.

STATE OF INDIANA)
VS) # 14710 On Account of Change of Venue.
LEMON H. TROTTER, ET AL.)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of State of Indiana vs. Lemon H. Trotter, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 23rd, 1936. A. J. Stevenson
Judge 55th Judicial Circuit of Indiana.

MARTHA N. BENNETT)
VS) # 14819 On Account of Change of Venue.
INDIANAPOLIS AND)
SOUTHEASTERN LINES, INC.)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Ten Dollars and Fifty Cents ($10.50) in the case of Martha N. Bennett vs. Indianapolis and Southeastern Lines, Inc. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 23rd, 1936. A. J. Stevenson
Judge 55th Judicial Circuit of Indiana

WALTER J. MILES)
VS) # 14863 On Account of Change of Venue.
EDWIN H. WESTERFIELD)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and

having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Walter J. Miles vs. Edwin H. Westerfield is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 23rd, 1936. A. J. Stevenson
Judge 55th Judicial Circuit of Indiana.

WILLIAM F. SONNEFIELD)
VS) # 14634 On Account of Change of Venue.
BANKERS INVESTMENT CO.,)
ET AL.)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Putnam in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Twenty-Three Dollars and Fifty Cents ($23.50) in the case of William F. Sonnefield, et al. vs. Bankers Investment Co., et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Putnam in said State, and the Auditor of said County of Putnam is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Putnam in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 23rd, 1936. A. J. Stevenson
Judge 55th Judicial Circuit of Indiana.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Wednesday Morning, June 24th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

FRIEDA DAUM)
VS) # 14464
HORACE DAUM)

Petition to Freda Daum to produce Children in court, the date of trial on the petition to modify the decree.

John A. Kendall, having filed this day in this court his verified petition, praying for an order for Freda Daum to produce in court the children belonging to herself and Horace Daum on the 2nd of July and day to day until said cause of action is disposed of, which petition is as follows:

State of Indiana — In The Hendricks Circuit Court
County of Hendricks — May Term 1936
Freda Daum
vs
Horace Daum

Petition to Freda Daum to produce children in court, the date of trial on the petition to modify the decree.

John A. Kendall, who being duly sworn, says that he is the attorney representing Horace Daum in his petition to modify the divorce decree in the original divorce decree, as to the custody of the children. That there are two children belonging to this Freda Daum and Horace Daum, and that they are at this time in the custody of Freda Daum, the mother and live in Indianapolis, Indiana; that the names of the children are as follows, James Louis Daum and Mary Louise Daum.

Said petitioner herein says and informs this Court, that it will be beneficial for said children to be in Court when this case is tried, to wit: July, 2, 1936 and day to day until said cause of action is disposed of, and that they will be material witnesses in said cause of action.

Wherefore in the interest of the parties to this cause of action, the petitioner herein prays for an order from this court, ordering Freda Daum to have in court, her children, to wit: James Louis Daum and Mary Louise Daum on the 2nd day of July 1936, and from day to day until said cause is disposed of

John A. Kendall, Attorney

Subscribed and sworn to before me this 24th day of June 1936

Frank Tucker, Clerk

It is therefore ordered by this court that the said Freda Daum have in this court on the 2nd day of July 1936, and day to day until the above case is disposed of, her children, to wit: James Louis Daum and Mary Louise Daum at 9 o'clock A. M.

THE UNION CENTRAL LIFE)
INSURANCE COMPANY OF)
CINCINNATI, OHIO.)
VS) # 14559
MARY C. ZIMMERMAN, ET AL.)

Comes now the receiver, John C. Taylor, by counsel, and files his final report, which report is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said report and being sufficiently advised in its premises, now approves the same and endorses his approval thereon which is as follows: "June 24th. 1936. examined and approved in open court. Receiver authorized to

to apply on the judgment mentioned in said report the balance in his hands, viz: $98.00. Receiver and his bondsmen discharged from further liability. Receivership declared closed."

MELTON REYNOLDS)
VS) # 14895
UNION CAB CO.)
INC., ET AL.)

Judgt. vs Pltf. for Costs.
J. D. 17, Page 124.

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed, at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Milton Reynolds, is ordered to pay the costs of this action, taxed at _____dollars and_____ cents.

NELLIE G. HALE)
VS) # 14896
HERBERT C. WILLIS)

Judgt. vs Pltf. for Costs.
J. D. 17, Page 124.

Comes now the plaintiff, by counsel, and upon her motion this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Nellie G. Hale, is ordered to pay the costs of this action, taxed at _____dollars and _____ cents.

STATE OF INDIANA)
VS) # 7649
EDGAR L. GOOD)

Judgt. vs Deft. for Costs.
J. D. 17, Page 124.

Comes now again the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also again the defendant, Edgar L. Good, in his own proper person, and said defendant having heretofore plead guilty of the charge of removing mortgaged property, and the Court being duly advised, now renders the following judgment.

It is, therefore, now adjudged and decreed by the Court that the defendant, Edgar L. Good, be and he is imprisoned in the State Prison for a period of one year, and that he pay the costs of this action, taxed at _____dollars and____ cents.

The Court further finds that by reason of the character of said defendant, and the facts and circumstances surrounding the commission of said crime, the interest of society does not demand or require that the defendant shall suffer the penalty imposed by law if he shall hereafter behave well.

It is therefore ordered by the Court that the execution of the sentence herein imposed be suspended during defendant's good behavior, and that said defendant, Edgar L. Good, be permitted to go at liberty on probation so long as he behaves well.

STATE OF INDIANA ON RELATION)
OF LUTHER SYMONS)
VS) # 13810
CLAYTON BANK & TRUST COMPANY)

Comes now the Receiver of Clayton Bank & Trust Company, by counsel, and files petition to sell real estate, which petition is in the words and figures following, to-wit:

STATE OF INDIANA)
) SS:
HENDRICKS COUNTY)

HENDRICKS CIRCUIT COURT
MAY TERM, 1 9 3 6

STATE OF INDIANA ON RELATION)
OF LUTHER SYMONS)
VS)
CLAYTON BANK & TRUST COMPANY)

PETITION TO SELL REAL ESTATE

Comes now the undersigned receiver and respectfully shows to the court that he has heretofore been authorized by an order of this court to sell the real estate belonging to his trust. That a part of said real estate, as included in the inventory, was the bank building and the house adjacent thereto.

That he has an opportunity to sell the house and a portion of the real estate upon which said house and bank building is located to Mary E. Johnson East for the sum of $700.00.

That he has had the portion to be deeded to said prospective purchaser surveyed and which is as follows: 52 feet 6 inches of uniform width off of and across the entire west side of Lot No. 2 in Block No. 1 in the western addition to the Town of Clayton, the above description being a part of the plat of ground on which the said bank building and house is located.

That as a part of said sale to said Mary E. Johnson East he, also, proposes to sell the following described real estate: A part of Lot 3, in Block 1 in the western addition of Clayton bounded and described as follows, to-wit: Beginning at a point on the South line thereof which is 40 feet East of the Southwest corner of said Lot 3, running thence North parallel with the West line of said Lot 68 feet; thence East parallel with the South line of said Lot 20 feet to the East line of said Lot; thence South on said line 68 feet to the Southeast corner thereof; thence West on the South line of said Lot 20 feet to the place of beginning.

Your undersigned receiver would further show to the court that he has been offering said real estate for sale for a long period of time and that $700.00 is the best bid that he has received for said real estate above described, and in his opinion the best bid that he will receive and that the same, in the judgment of this receiver, should be sold.

WHEREFORE, the undersigned receiver prays the court that he be authorized to execute his deed as receiver of the Clayton Bank & Trust Company for the above described real estate to Mary E. Johnson East upon the payment to him of the sum of $700.00 in cash.

Clement E. Kelley
Receiver of Clayton Bank & Trust Company

Subscribed and sworn to before me this 24th day of June, 1936.
(SEAL)
My commission ex pires: January 15th, 1939.

Thelma Francis
Notary Public

The Court having examined said petition now approves the same and and endorses his approval thereon as follows:"6/24/36 Examined & approved. Deed ordered. Deed tendered & approved. A. J. Stevenson, Judge."
And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Thursday Morning, June 24th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA)
VS) No. 14930
GEORGE E. MERCER ET AL)

On this 25 day of June, 1936, the same being the day set for the hearing of the cause, personally appeared the defendants George E. Mercer, Ida S. Mercer, The Federal Land Bank of Louisville, Ky., and The Union Central Life Insurance Co., and the plaintiff being represented by the Attorney General, Philip Lutz, Jr., and Deputy Attorney General, Frank E. Martindale, and, it appearing to the court that the defendants were duly served with notice of the proceeding herein, which notice was returnable on June 25th, 1936, and it further appearing that said defendants entered their appearances herein on said date and the Judge of the Court having examined the complaint, heard the evidence thereon, and being duly advised in the premises now find that the plaintiff's complaint is proven and true and that said plaintiff is entitled to condemn and appropriate the strip of land described in the complaint for highway purposes as alleged in said complaint, which strip of land is described as follows:

Two parcels of land lying in Section twenty-six (26) and twenty-seven (27), Township Fifteen (15) North, Range one (1) East, Hendricks County, Indiana, more particularly described as follows to wit:

From the northwest corner of the southwest quarter of said Section twenty-six (26), measure west a distance of two tenths (0.2) feet to a tangent to the centerline of the proposed highway improvement; thence along said tangent north no (0) degrees four and five tenths (04.5) minutes west a distance of three hundred twenty-three feet to the Point of Beginning: thence along said centerline south (0) degrees four and five tenths (04.5) minutes east a distance of two hundred (200) feet all that land lying between the present west right of way line of State Road two hundred sixty-seven (267) and the proposed west right of way line, same being forty (40) feet distant measured at right angles and being parallel to the above described centerline; thence continuing along said centerline and in said direction a distance of sixty-eight and five tenths (68.5) feet to the Point of Curvature of a thirty-three (33) minutes left curve; thence continuing in a southerly direction along said centerline and on said curve a distance of two hundred ninty-seven and five tenths (297.5) feet all that land lying between the present west right of way line of said road and the preposed west right of way line same varying uniformly from foty (40) feet to seventy (70) feet distant measured at right angles from the above last described centerline; also, from the above described Point of Beginning, measure south no (0) degree four and five tenths (04.5) minutes west along said centerline a distance of two hundred sixty-one (261) feet, all that land lying between the present east right of way line of said road the the proposed east right of way line, same being forty (40) feet distant measured at right angles and being parallel to the above described centerline.

The above described two parcels of land being right of way necessary for the proposed highway improvement and containing five tenths (0.5) of an acre, more or less.

And it is further found that three disinterested freeholders of said county should be appointed as appraisers to view said real estate and assess the damages, if any, to which defendants may be entitled.

It is therefore ordered, that said real estate as above described should be, and is, hereby condemned for uses and purposes as described in the complaint and John Smith, John Allen and Claude Gladden, three disinterested freeholders of _____County, Indiana, are now appointed to assess the damages and benefits, if any, which said George E. Mercer et al, defendants herein, respectively, may sustain by reason of the highway improvement as proposed in said complaint, and said appraisers are now ordered and directed to meet in a body at the office of the clerk of this court on the 26 day of June, 1936, at 2 o'clock, P. M., on said date, and after being duly sworn by said clerk according to law, and after having been instructed by the Court as to their duties, to proceed in a body to the premises of said defendants and view the strips of

land to be condemned and to file their reports as to each tract of land condemned owned by defendants respectively as set out in the complaint with the clerk of said Court on or before the 29 day of June, 1936, at 9 o'clock, A. M., on said date.

It is further ordered that the clerk shall issue to said appraisers a certified copy of this order, which shall be their warrant and upon which they shall proceed to assess said damages and benefits, if any, and to report to said clerk as aforesaid.

Dated June 25, 1936

A. J. Stevenson

Judge of the Hendricks Circuit Court.

STATE OF INDIANA)
VS) No. 14928
JUANITA L. BLY ET AL)

On this 25 day of June, 1936, the same being the day set for the hearing of the cause, personally appeared the defendants Juanita L. Bly, A. Emmett Bly and Home Owners' Loan Corporation and the plaintiff being represented by the Attorney General, Philip Lutz, Jr., and Deputy Attorney General, Frank E. Martindale, and, it appearing to the court that the defendants were duly served with notice of the proceeding herein, which ntice was returnable on June 25, 1936, and it further appearing that said defendants entered their appearances herein on said date and the Judge of the Court having examined the complaint, heard the evidence thereon, and being duly advised in the premises now find that the plaintiff's complaint is proven and true and that said plaintiff is entitled to condemn and appropriate the strip of land described in the complaint for highway purposes as alleged in said complaint, which strip of land is described as follows:

Three (3) parcels of land being a part of lots one (1), two (2), three (3), and four (4) in the Bly Brothers Addition to the Town of Plainfield, Hendricks County, Indiana, more particularly described as follows to wit:

Beginning at the southeast corner of said lot number four (4); thence north to the northeast corner of said lot number one (1); thence southwestwarly along the north line of lot number one (1) to a point sixty (60) feet distant from the centerline of Avon Avenue; thence southwardly to a point on the south line of lot number four (4) and twenty (20) feet west of the southeast corner of said lot; thence east a distance of twenty (20) feet to the Point of Beginning; excepting therefrom the public alleys.

The above described three parcels of land being the right of way necessary for the proposed highway improvement and containing twenty-four hundredths (0.24) of an acre, more or less.

And it is further found that three disinterested freeholders of said county should be appointed as appraisers to view said real estate and assess the damages, if any, to which defendants may be entitled.

It is therefore ordered, that said real estate as above described should be, and is, hereby condemned for uses and purposes as described in the complaint and John Smith, John Allen and Claude Gladden, three disinterested freeholders of Hendricks County, Indiana, are now appointed to assess the damages and benefits, if any, which said Juanita L. Bly et al, defendants herein, respectively, may sustain by reason of the highway improvement as proposed in said complaint, and said appraisers are now ordered and directed to meet in a body at the office of the clerk of this court on the 26 day of June, 1936, at 2 o'clock P. M., on said date, and after being duly sworn by said clerk according to law, and after having been instructed by the Court as to their duties, to proceed in a body to the premises of said defendants and view the strips of land to be condemned and to file their reports as to each tract of land condemned owned by defendants respectively as set out in the complaint with the clerk of said Court on or before the 29 day of June, 1936, at 9 o'clock A. M., on said date.

It is further ordered that the clerk shall issue to said appraisers a certified copy of this order, which shall be their warrant and upon which they shall proceed to assess said damages and benefits, if any, and to report to said clerk as aforesaid.

Dated June 25, 1936

A. J. Stevenson

Judge of the Hendricks Circuit Court

STATE OF INDIANA)
VS) No. 14929
DORSEY ELLIS ET AL.)

On the 25 day of June, 1936, the same being the day set for the hearing of the cause, personally appeared the defendants Dorsey Ellis and Claudia Ellis and Homer Owners' Loan Corporation and the plaintiff being represented by the Attorney General, Philip Lutz, Jr.,and Deputy Attorney General, Frank E. Martindale, and, it appearing to the court that the defendants were duly served with notice of the proceeding herein, which notice was returnable on June 25, 1936, and it further appearing that said defendants entered their appearances herein on said date and the Judge of the Court having examined the complaint, heard the evidence thereon, and being duly advised in the premises now find that the plaintiff's complaint is proven and true and that said plaintiff is entitled to condemn and appropriate the strip of land described in the complaint for highway purposes as alleged in said complaint, which strip of land id described as follows:

A parcel of land lying in Section Twenty-six (26), Township Fifteen (15) North, Range one (1) East, Hendricks County, Indiana, more particularly described as follows to wit:

Beginning at a point twenty (20) feet east of the Southwest corner of the west one-half of the northwest quarter of said section; thence north along the present east right of way line of State Road two hundred sixty-seven (267) a distance of one hundred thirty-two (132) feet; thence east a distance of twenty (20) feet; thence south a distance of fifty-nine (59) feet; thence southeasterly to a point thirty-five (35) feet east of the point of beginning; thence west a distance of thirty-five (35) feet to the Point of Beginning.

The above described parcel of land being right of way necessary for the proposed highway improvement and containing seventy-three thousandths (0.073) of an acre, more or less.

And it is further found that three disinterested freeholders of said county should be appointed as appraisers to view said real estate and assess the damages, if any, to which defendants may be entitled.

It is therefore ordered, that said real estate as above described should be, and is, hereby condemned for uses and purposes as described in the complaint and John Smith, John Allen, and Claude Gladden, three disinterested freeholders of Hendricks County, Indiana, are now appointed to assess the damages and benefits, if any, which said Dorsey Ellis et al, defendants herein, respectively, may sustain by reason of the highway improvement as proposed in said complaint, and said appraisers are now ordered and directed to meet in a body at the office of the clerk of this court on the 26 day of June, 1936, at 2 o'clock, P. M., on said date, and after being duly sworn by said clerk according to law, and after having been instructed by the Court as to their duties, to proceed in a body to the premises of said defendants and view the strips of land to be condemned and to file their reports as to each tract of land condemned owned by defendants respectively as set out in the complaint with the clerk of said Court on or before the 29 day of June, 1936, at 9 o'clock A. M., on said date.

It is further ordered that the clerk shall issue to said appraisers a certified copy of this order, which shall be their warrant and upon which they shall

proceed to assess said damages and benefits, if any, and to report to said clerk as aforesaid.

Dated June 25, 1936.

A. J. Stevenson
Judge of the Hendricks Circuit Court.

STATE OF INDIANA)
VS) # 14928
JUANITA L. BLY)
A. EMMETT BLY)
HOME OWNER'S LOAN CORP.)

Comes now the defendant, Home Owner's Loan Corp., by counsel, and files answer and cross-complaint, which answer and cross-complaint are in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 14929
DORSEY ELLIS)
CLAUDIA ELLIS)
HOME OWNER'S LOAN CORP.)

Comes now the defendant, Home Owner's Loan Corp., by counsel, and files answer and cross-complaint, which answer and cross-complaint are in the words and figures following, to-wit: (H.I.).

MABLE A. MURPHY)
VS) # 14403
ALVIN S. MURPHY)

Comes now the plaintiff, by counsel, and the Clerk of this Court is directed to pay to the plaintiff the sum of $15.00 per month of sums on deposit and paid in by the defendant, Alvin S. Murphy, said first payment to be made on June 27th, 1936, and a like sum each month thereafter until further order of the Court.

STATE OF INDIANA)
VS) # 7670
MINNIE L. ROBINSON)
PAULINE MANN)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendants, Minnie L. Robinson and Pauline Mann, in their own proper persons and by counsel, who now in open Court waive arraignment and enter a plea of not guilty of the charge of perjury.

The Court now fixes the bond of each defendant at $1000.00.

CARROLL E. LYNCH)
VS) # 14862
LILLIAN LYNCH)

Comes now the defendant, by counsel, and files affidavit in guarnishment, which affidavit is in the words and figures following, to-wit: (H.I.).

ELLEN WELLS, ET AL.)
VS) # 14694
JOSEPHINE RUDD)

Come now the plaintiffs, by counsel, and upon their motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

MARGARET NOLAND)
VS) # 14697 Judgt. vs Pltf. For Costs.
HAROLD NOLAND) J. D. 17, Page 125.

Comes now the plaintiff, by counsel, and upon her motion this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Margaret Noland, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

COLUMBIA CASUALTY CO.)
VS) # 14822 Judgt. vs Deft., Ralph Randall Roberts, for $770.00 and Costs.
RALPH RANDALL ROBERTS,) J. D. 17, Page 125.
ET AL.)

Comes now the plaintiff, by counsel, and it appearing to the satisfaction of the Court by the summons herein and the return of the sheriff indorsed thereon, which summons and return are in the words and figures following, to-wit: (H.I.), that the defendant, Ralph Randall Roberts has been duly served with process more than ten days before the day fixed by the plaintiff by indorsement on its complaint for the said defendant, Ralph Randall Roberts, to appear and answer said complaint, and said defendant is three times audibly called in open court but come not and herein wholly makes default.

And this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence and being duly advised, finds for the plaintiff and that there is due the plaintiff on the note sued upon the sum of $720.00 of principal and interest and the further sum of $50.00 attorney's fees, and that the plaintiff is entitled to a judgment against the said defendant, Ralph Randall Roberts, for a total of said two sums, together with the costs for this action, all without relief from valuation or appraisement laws.

It is, therefore, considered, ordered and adjudged by the Court that the plaintiff, Columbia Casualty Co., have and recover of and from the defendant, Ralph Randall Roberts, the sum of $770.00, together with the costs for this action, taxed at _____dollars and _____cents, all without relief from valuation or appraisement laws.

WILLIAM M. THOMPSON) Judgt. vs Deft. for Costs.
VS) # 14908 D E C R E E . J. D. 17, Page 125.
JOHN LONG.)

Comes now the plaintiff by counsel and it appearing to the Court by the summons herein and the return of the sheriff indorsed thereon, which summons and

return are in the words and figures as follows: (H.I.) That the defendant has been duly served with process more than ten days before the date fixed by the plaintiff, by indorsement on his complaint, for the defendant to appear and answer said complaint, and said defendant is three times audibly called in open court but comes not and makes default.

And the Court having heard the evidence and being duly advised in the premises finds for the plaintiff and that the allegations of his complaint are true and that the plaintiff is entitled to the immediate possession of the real estate described in plaintiff's complaint and that the defendant wrongfully demands the possession thereof.

It is therefore, considered and adjudged by the Court that the plaintiff have and recover from the defendant the immediate possession of his real estate described in his complaint and described as follows, to-wit:

A part of the West half of the Northwest quarter of Section 12 Township 15 North, Range 1 East, described as follows:
Beginning at a point on the West line of said Section 12 on the South line of the right of way of the C. C. C. & St. L. Railroad; thence South on said Section line 100 feet; thence East 16 rods; thence North 100 feet to the South line of said right of way; thence West 16 rods to the place of beginning, situated in Hendricks County, Indiana.

to gether with his costs and charges in this behalf laid out and expended.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.
C. J. Stevenson, Judge.

Friday Morning, June 26th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA)
VS) # 7670
MINNIE L. ROBINSON)
PAULINE MANN)

Comes now again the State of Indiana, by John A. Kendall, prosecuting attorney, and come also the defendants, in person and by counsel, and file motion to quash the affidavit, which motion is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains said motion, to which ruling of the Court the State of Indiana duly excepts.

And now the State of Indiana refuses to plead further.

It is now ordered by the Court that the defendants, Minnie L. Robinson and Pauline Mann, be and they are hereby discharged.

ROBERT OSTERMEYER)
VS) # 14767 Judgt. vs Pltf. for Costs.
AL J. VONDERSAAR) J. D. 17, Page 125

Come now the parties, by counsel, and the Court renders judgment on the verdict of the jury.

It is therefore now adjudged and decreed by the Court that the plaintiff take nothing by his complaint and that the defendant recover his costs from the plaintiff, Robert Ostermeyer, taxed at _____dollars and _____cents.

MYRTLE MALLICOTE)
VS) # 14840 Judgt. vs Pltf. for Costs.
ROBERT PRICE) J. D. 17, Page 126

Come now the parties, by counsel, and the Court renders judgment on the verdict of the jury.

It is, therefore, now adjudged and decreed by the Court that the plaintiff take nothing by her complaint and that the defendant recover his costs from the plaintiff, Myrtle Mallicote, taxed at _____dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.
C. J. Stevenson, Judge.

Saturday Morning, June 27th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA,)
VS.) # 14928
JUANITA L. BLY ET AL)

Comes now the appraisers heretofore appointed herein and file in the office of the Clerk of this Court their reports of appraisement herein as follows: (Here insert)

And the Judge of the Court having examined said reports and being sufficiently advised in the premises now approves said reports and orders that said reports be made a part of the record of this cause.

And it is now ordered that a fee of $4.00 be taxed for each of said appraisers to be paid by the plaintiff as a part of the costs of this cause.

It is further ordered that upon the payment, within the time prescribed by law, to the Clerk of this Court for the use of the defendants Juanita L. Bly, A. Emmett Bly and Home Owners' Loan Corporation, the sum of $851.00, the amount of said damages as assessed by said appraisers, it shall be lawful for the plaintiff to take possession of and hold the interest in the lands of said defendants as described in plaintiff's complaint herein, and appropriated herein for the uses stated in the complaint herein.

Date June 27 - 1936

A. J. Stevenson
Judge of Hendricks Circuit Court.

STATE OF INDIANA,)
VS.) # 14929
DORSEY ELLIS ET AL)

Comes now the appraisers heretofore appointed herein and file in the office of the Clerk of this Court their reports of appraisement herein as follows: (Here insert)

And the Judge of the Court having examined said reports and being sufficiently advised in the premises now approves said reports and orders that said reports be made a part of the record of this cause.

And it is now ordered that a fee of $4.00 be taxed for each of said appraisers to be paid by the plaintiff as a part of the costs of this cause.

It is further ordered that upon the payment, within the time prescribed by law, to the Clerk of this Court for the use of the defendants Dorsey & Claudia Ellis and Home Owners' Loan Corporation, the sum of $1275.00, the amount of said damages as assessed by said appraisers, it shall be lawful for the plaintiff to take possession of and hold the interest in the lands of said defendants as described in plaintiff's complaint herein, and appropriated herein for the uses stated in the complaint herein.

Dated June 27 - 1936

A. J. Stevenson
Judge of Hendricks Circuit Court

STATE OF INDIANA,)
VS.) # 14930
GEORGE E. MERCER ET AL.)

Comes now the appraisers heretofore appointed herein and file in the office of the Clerk of this Court their reports of appraisement herein as follows: (Here insert)

And the Judge of the Court having examined said reports and being sufficiently advised in the premises now approves said reports and orders that said reports be made a part of the record of this cause.

And it is now ordered that a fee of $4.00 be taxed for each of said appraisers to be paid by the plaintiff as a part of the costs of this cause.

It is further ordered that upon the payment, within the time prescribed by law, to the Clerk of this Court for the use of the defendants George E. & Ida S. Mercer, The Federal Land Bank of Louisville, Kentucky and The Union Central Life Insurance Company, the sum of $551.00, the amount of said damages as assessed by said appraisers, it shall be lawful for the plaintiff to take possession of and hold the interest in the lands of said defendants as described in plaintiff's complaint herein, and appropriate herein for the uses stated in the complaint herein.

Date June 27 - 1936

A. J. Stevenson
Judge of Hendricks Circuit Court

HERSCHEL S. FLEMING, ET AL.)
VS) # 14510
DANIEL M. JONES)

Come now the plaintiffs, by counsel, and upon their motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

QUINCY A. DAVIS, ET AL.)
VS) # 14742
BERTHA LOCKHART CHRISTIE)

Come now again the parties, in person and by counsel, and the taking of evidence is continued and concluded.

And the Court having heard all of the evidence in this cause, the same is now taken under advisement.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Monday Morning, June 29th, 1936.

Court met pursuant to adjournment,

Present Honorable A. J. Stevenson, Judge.

WILLIAM H. WISEHEART)
OSCAR H. WISEHEART)
VS) # 14939
SARAH L. HUNTLEY)

Come the plaintiffs herein, William H. Wiseheart and Oscar H. Wiseheart, and file their complaint against the defendant, Sarah L. Huntley, for the Partition of real estate located in Hendricks County, Indiana, described as follows, to-wit:-

A part of the North-west quarter of the South-west quarter of Section 21, Township 16 North, Range 2 West, bounded and described as follows, to-wit:- Beginning at the center on the North of the South-west quarter of said Section 21, Township and Range aforesaid, and running thence West with Section bearing 25 rods; thence South 19 degrees West, to the South line of the North-west quarter of the above named South-west quarter; thence East with said South line to the center of the South-west quarter; thence North with Section bearing to the place of beginning, estimated to contain 21.2 acres more or less. Also,

The South half of the South-east quarter of Section 21, Township 16 North, Range 2 West, containing 80 acres more or less. Also,

The West half of the North-east quarter of the South-east quarter of Section 21, Township 16 North, Range 2 West, excepting 5 acres off of and across the entire North end thereof, containing, exclusive of said exception, 15 acres more or less. Also,

A part of the South-east quarter of the North-west quarter of Section 4, Township 16 North, Range 2 West, the beginning point of which is located as follows: From the Southwest corner of said quarter quarter run thence North 59 feet; thence East 20 feet to the East line of McKinley Street; thence North along the East line of said Street 75 feet to the beginning point of this description: and running thence East 294 feet to the West line of California Street; thence North with said West line 60 feet; thence West 294 feet to the East line of McKinley Street, and thence South with said East line 60 feet to the place of beginning, containing .30 of an acre more or less;

also, an affidavit of a competent person that said defendant, Sarah L. Huntley, is not a resident of the State of Indiana. Said affidavit being as follows, to-wit:-(Here Insert).

It is, therefore, ordered by the Court that the Clerk issue a Non-resident Notice for said defendant, Sarah L. Huntley, make the same returnable on September 7th, 1936, the same being the 1st judicial day of the September Term, 1936, of the Hendricks Circuit Court, and have said notice published in The Hendricks County Republican, a public weekly newspaper of general circulation, printed in the English Language, and published in the Town of Danville, Hendricks County, Indiana, the same being the newspaper designated by the plaintiffs in their complaint, and in all other respects as provided by law.

And further proceedings herein are continued.

EMMA L. ALEXANDER, JARVIS M. ALEXANDER,)
HELEN JANE ALEXANDER, JOE ALEXANDER,)
BEULAH A. RUSHTON, JESSIE A. CRARY, BLANCHE) Judgt. vs Defts. for $1000.00 and Costs.
A. STURGIS AND JESSIE A. WATSON.) J. D. 17, Page 126.
VS) # 14914
JARVIS ALEXANDER, UNION TRUST CO., GDN.) ENTRY.
OF JARVIS ALEXANDER.)

Comes now the parties hereto by their respective counsel and report to the Court that they have agreed that the following finding and judgment shall be entered in this cause, to-wit: That by agreement of the parties hereto the Court now finds for the plaintiffs in the sum of one thousand dollars, ($1000.00.) after deducting all credits and amounts claimed and asserted by the defendant in their defense in said cause; and that the Court finds that there is due the plaintiffs from the defendants the sum of one thousand dollars ($1000.00) in excess of any and all credits and charges made and asserted by the defendants in this case.

It is therefore ordered and adjudged and decreed by the Court that the plaintiffs recover of and from the defendants the sum of one thousand dollars, ($1000.00), together with their costs laid out and expended in said cause.

EMMA L. ALEXANDER, ET AL.)
VS) # 14914 On Account of Change of Venue.
JARVIS ALEXANDER, ET AL.)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Johnson in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Nineteen Dollars and Fifty Cents ($19.50) in the case of Emma L. Alexander, et al. vs. Jarvis Alexander, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Johnson in said State, and the Auditor of said County of Johnson is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Johnson in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so ding.

June 29th, 1936.

A. J. Stevenson

Judge 55th Judicial Circuit of Indiana.

MARY ROE NEFF)
VS) # 14418 Judgt. vs Deft. for Costs.
LUTHER I. NEFF) J. D. 17, Page 126.

Comes now the plaintiff, by counsel, and it appearing to the satisfaction of the Court by the summons herein and the return of the sheriff indorsed thereon, which summons and return are in the words and figures following, to-wit: (H.I.), that the defendant has been duly served with process more than ten days before the day fixed by the plaintiff by indorsement on her complaint for the defendant to appear and answer said complaint, and said defendant is three times audibly called in open court but come not and herein wholly makes default.

And this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence and being duly advised, finds for the plaintiff and that the allegations of the plaintiff's complaint are true and that the plaintiff is entitled to an absolute divorce from the defendant on the grounds therein alleged; all at the cost of the defendant.

The Court further finds that the plaintiff have her maiden name of Mary Roe restored to her.

It is, therefore, considered, adjudged and decreed by the Court that the bonds of matrimony heretofore existing between Mary Roe Neff and Luther I. Neff be and

they are hereby set aside and held for naught and the plaintiff is hereby granted a divorce from the defendant.

It is further ordered and adjudged by the Court that the plaintiff, Mary Roe Neff, have her maiden name of Mary Roe restored to her.

It is further ordered and adjudged by the Court that the defendant, Luther I. Neff, pay and satisfy the costs of this action, taxed at _____ dollars and _____ cents.

CLAUDE W. GLADDEN, EXECUTOR)
OF THE LAST WILL AND TESTA-)
MENT OF ELINA REID, DECEASED.)
VS) # 14755 Judgt. vs Pltf. for Costs.
DAVID L. REID.) J. D. 17, Page 126.

Come now the parties, by counsel, and the Court having heretofore heard the evidence in this cause, and being duly advised, now finds for the defendant.

It is, therefore, adjudged and decreed by the Court that the plaintiff take nothing by his complaint and that the defendant recover his costs from the plaintiff, Claude W. Gladden, Executor of the Last Will and Testament of Elina Reid, Deceased, taxed at _____ dollars and _____ cents.

STATE OF INDIANA)
VS) # 7665 Judgt. vs Deft. for $1.00 Fine & Costs.
CHARLES ROBINSON) J. D. 17, Page 127.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, in his own proper person and by counsel, and said defendant, Charles Robinson, withdraws his plea of not guilty and enters is plea of guilty to the offense of petit larceny.

It is, therefore, now adjudged and decreed by the Court that the defendant, Charles Robinson, for the offense by him committed be and he is fined in the sum of $1.00, and that he be and he is imprisoned in the State Penal Farm for a period of six months, and that he pay the costs of this action, taxed at _____ dollars and _____ cents.

STATE OF INDIANA)
VS) # 7672 Judgt. vs Deft. for $10.00 Fine & Costs.
JAMES MAHONEY) J. D. 17, Page 127.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, James Mahoney, in his own proper person, who being duly arraigned in open Court for his plea says that he is guilty of the charge of public intoxication.

It is, therefore, now adjudged and decreed by the Court that the defendant, James Mahoney, for the offense by him committed be and he is fined in the sum of $10.00, and that he be and he is imprisoned in the State Penal Farm for a period of sixty days, and that he pay the costs of this action, taxed at _____ dollars and _____ cents.

The Court finds that by reason of the character of said defendant, and

the facts and circumstances surrounding the commission of said crime, the interest of society does not demand or require that the defendant shall suffer the penalty imposed by law if he shall hereafter remain sober.

It is, therefore, ordered by the Court that the execution of the sentence herein imposed be suspended during defendant's go behavior, and that said defendant, James Mahoney, be permitted to go at liberty on probation so long as he remains sober.

MILTON REYNOLDS)
VS) # 14895 On Account of Change of Venue.
UNION CAB CO.)
INC., ET AL.)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was gried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Milton Reynolds vs. Union Cab Co. Inc., et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 29th, 1936.

A. J. Stevenson
Judge 55th Judicial Circuit of Indiana.

ROBERT OSTERMEYER)
VS) # 14767 On Account of Change of Venue.
AL J. VONDERSAAR, ET AL.)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. One Hundred Twenty-One Dollars and Fifty Cents ($121.50) in the case of Robert Ostermeyer vs. Al J. Vondersaar, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 29th, 1936.

A. J. Stevenson
Judge 55th Judicial Circuit of Indiana.

NELLIE G. HALE)
VS) # 14896 On Account of Change of Venue.
HERBERT C. WILLIS)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Nellie G. Hale vs. Herbert C. Willis is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 29th, 1936.

A. J. Stevenson
Judge 55th Judicial Circuit of Indiana.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Tuesday Morning, June 30th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA)
VS) # 7653
MARK HOPEY)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Mark Hopey, in his own proper person and by counsel, and this cause being at issue, the Sheriff of Hendricks County, is ordered to bring into open Court the following jurors for jury services, to-wit: Alva R. Ford, Glen Peffley, Ben Church, Roy E. Merritt, Clyde Gray, Murat Keeney, William Dowdy, Ora Groover, Frederick Herdrick, John Tharp, John Roark and Everett A. Fonner, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters thereof, who are duly and legally impanelled and sworn in open court to well and truly try the issues joined herein and a true verdict give according to the law and evidence introduced.

And after hearing a part of the evidence in this cause, the jury is permitted to separate under proper instructions until 9:00 o'clock A. M., Wednesday, July 1st, 1936.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Wednesday Morning, July 1st, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA ON THE RELATION-)
SHIP OF LUTHER F. SYMONS, BANK)
COMMISSIONER OF INDIANA.)
VS) # 13635
HUNTER BANK.)

Comes now again Grace Nash, by counsel, and asks permission to withdraw her motion for new trial.

And the Court being duly advised, now orders said motion for new trial withdrawn, and the same is now done.

STATE OF INDIANA)
VS) # 7653 Judgt. vs Deft. for Costs.
MARK HOPEY) J. D. 17, Page 127.

Comes now again the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Mark Hopey, in person and by counsel, and the jury is again brought into Court and the taking of evidence is continued and concluded.

At the close of the evidence, the defendant tenders instructions numbered one to five, each of which the Court refuses and to the refusal of each one of which the defendant duly objects and excepts.

Arguments are heard and concluded and at the close of said arguments, the Court instructs the jury in writing, giving of its own motion instructions numbered one to fifteen inclusive, to the giving of each one of which the defendant duly objects and excepts.

The jury now retires in charge of a sworn officer to deliberate.

And now all of the instructions tendered and refused and all memorandum thereon and exceptions thereto are ordered filed with the Clerk herein and ordered made a part of the record herein and recorded in the proper order book of this Court, and all of said instructions requested and refused and all instructions given by the Court of its own motion together with the memorandum and exceptions endorsed thereon are now filed with the Clerk of this Court at the close of the instructions to the jury, and are in the words and figures following, to-wit: (H.I.).

And afterwards, the jury is again conducted into Court and return a verdict of guilty of murder in the second degree, which verdict is in the words and figures following, to-wit:

STATE OF INDIANA)
VS) CAUSE NUMBER
MARK B. HOPEY)

We, the jury, find the defendant Mark B. Hopey, guilty of murder in the second degree, that his true age is 58 years, and that he should be imprisoned in the State Prison during life.

Alva R. Ford
FOREMAN

Said jury is now discharged from further duties in this cause.

And now the defendant, Mark Hopey, is asked in open Court is he has any reason why sentence should not be pronounced on the verdict of the jury. There appearing none, the Court renders the following judgment on the verdict of the jury.

It is, therefore, now adjudged and decreed by the Court that the defendant, Mark Hopey, for the offense by him committed be and he is imprisoned in the State Prison for and during his natural life, and that his true age is fifty-eight years.

It is further adjudged and decreed by the Court that the said defendant, Mark Hopey, pay the costs of this action, taxed at _____dollars and _____cents.

STATE OF INDIANA)
VS) # 7653 On Account of Change of Venue.
MARK HOPEY)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. One Hundred Fifty-Four Dollars and Seventy Cents ($154.70) in the case of State of Indiana vs. Mark Hopey is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

July 1st, 1936.

A. J. Stevenson
Judge 55th Judicial Circuit of Indiana

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Thursday Morning, July 2nd, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

FREIDA DAUM)
VS) # 14464
HORACE DAUM)

Come now the parties, in person and by counsel, and Freida Daum files motion for change of venue from the Judge, which motion is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said motion and being duly advised in its premises, now sustains the same and this cause is continued at the cost of cross defendant, plaintiff, Freida Daum, in this case.

And now said parties failing to agree upon a special Judge, the Court submits the names of Charles V. Sears, Horace L. Hanna and Edgar M. Blessing, practising attorneys at this bar, as a list from which to strike for special Judge.

S. H. JACKSON)
VS) # 14828 Judgt. vs Defts. for $50.00 and Costs.
PAUL BLESSING, ET AL.) J. D. 17, Page 127.

Come now the parties, in person and by counsel, and this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard all of this evidence in this cause, now finds for the plaintiff and that the plaintiff has been damaged in the sum of $50.00, and that the plaintiff is entitled to a judgment against the defendants, Paul Blessing and Mrs. J. F. Evans, Whose Christian Name is Unknown, for said sum, together with the costs for this action.

It is, therefore, considered, ordered and adjudged by the Court that the plaintiff have and recover of and from the defendants, Paul Blessing and Mrs. J. F. Evans, Whose Christian Name is Unknown, the sum of $50.00, together with the costs for this action, taxed at _____dollars and _____cents.

CLEO COURTNEY, SENIOR) Judgt. vs Pltf. for $250.00.
VS) # 14883 JUDGMENT AND DECREE OF DIVORCE.
SADIE COURTNEY) J. D. 17, Page 128.

Comes now the plaintiff by his counsel and it appearing to the court by summons herein and the return of the sheriff endorsed therein, that the defendant has been served with process more than ten days before the day set for the trial of said cause, which said summons and return thereon are in the words and figures as follow, to-wit: (insert). And now said defendant being three times audibly called in open court comes not but herein wholly makes default.

And this cause being at issue is submitted to the court without the intervention of a jury; and the court having heard the evidence and being duly advised in the premises, finds for the plaintiff and that the allegations of plaintiff's complaint are true and that he is entitled to a decree of divorce from said defendant on the grounds therein alleged. And the court further finds that said plaintiff is a

suitable and proper person to have the care, custody and control of the child named in his said complaint.

It is therefore considered and adjudged by the court that the bonds of matrimony existing between plaintiff and defendant be, and they are hereby dissolved that plaintiff is hereby granted a divorce from said defendant. It is further considered and adjudged by the court that the plaintiff pay to the said defendant herein the sum of Two Hundred Fifty ($250.00) Dollars and that the said sum is a full settlement of all rights of said defendant in the way of alimony and interest in said property that she might have in his said property. The said payment to be made upon this date.

It is further considered and ordered by the court that the plaintiff have the care, custody and control of their child, Cleo Courtney, Junior, who is now thirteen years of age until further order of this court. It is further considered and adjudged by the court that the plaintiff pay all costs of this action.

STATE OF INDIANA ON RELATION)
OF LUTHER F. SYMONS, BANK)
COMMISSIONER OF THE STATE OF)
INDIANA.)
VS) # 13635 ORDER CONFIRMING REPORT OF PRIVATE SALE
HUNTER BANK.) OF REAL ESTATE.

Comes now said Receiver and files the following verified report of sale of real estate heretofore in this proceeding ordered sold, together with the proof of posting and publication of notice of such sale (insert); and the court having examined the same and being sufficiently advised, finds that said receiver after giving notice of the time, terms and place of sale as required by the order of this court, authorizing the same, sold the real estate in his report and the former order of this court described at private sale to Philip J. Wolfram an undivided two-thirds interest in said described real estate and the remaining undivided one-third to Olive Jaques Moore for the sum of $2360.00 that being the best bid received therefor and the full appraised value thereof.

The court further finds that said purchasers have complied with the terms of said sale and the court being satisfied that in the interest of said receivership said sale ought to be approved, now in all things ratifies and confirms the same, together with the acts of said receiver as by him reported.

And said receiver is now ordered to execute his deed conveying said real estate so sold to the said purchasers; which deed, now reported by said receiver and being examined is approved by the court and delivered to said purchasers and this proceeding is adjudged finally disposed of.

STATE OF INDIANA)
VS) # 7559
CHARLEY DUNCAN)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Charley Duncan, in person and by counsel, and said defendant files petition to be discharged by virtue of the statute which provides that failure to call for cases for trial for three consecutive terms shall entitle him to a discharge.

And it appearing to the Court that there is evidence which may be procured, this cause is taken under advisement until the September Term of Court.

The defendant, Charley Duncan, is now released from his bond and his bondsmen discharged, and this defendant is permitted to go on his own recognizance pending further proceedings.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Friday Morning, July 3rd, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA)
VS) # 7667
HARVEY SIMMS)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Harvey Simms, in his own proper person, and withdraws his plea of not guilty and enters his plea of guilty of reckless driving.

And the Court being duly advised, finds that said defendant should be discharged without further punishment.

It is, therefore, considered, ordered and adjudged by the Court, that the defendant, Harvey Simms, be and he is hereby discharged without further punishment.

STATE OF INDIANA ON RELATION)
OF LUTHER F. SYMONS, BANK)
COMMISSIONER)
VS) # 13635 ORDER TO PAY DIVIDEND AND
HUNTER BANK.) ALLOWANCE TO RECEIVER.

Comes now Harney F. Semones the duly qualified and acting Receiver of Hunter Bank, Brownsburg, Hendricks County, Indiana, and files the following verified petition asking therein for authority to pay to the depositors a ten per cent dividend to them as shown on their deposits by the books of said bank and an allowance to the Receiver his petition is in words and figures as follows, to-wit: (insert). And the court having been duly advised in the premises, finds that the prayer of said petition of said Receiver should be granted and that said Receiver should be given authority to pay the said depositors of said bank a ten per cent dividend in addition to the one paid in the year 1934. Said dividend to be paid to said depositors according to the amount shown upon the books of said Bank and an allowance to the said Receiver the sum of $500.00.

It is therefore ordered and adjudged by the court that Harney F. Semones, Receiver of Hunter Bank, Brownsburg, Indiana, be and he is hereby authorized to pay from the funds now in his hands as such Receiver a ten per cent dividend to the depositors of the said Hunter Bank, and he pay to himself a sum of $500.00 as an allowance.

THE BOARD OF COMMISSIONERS)
OF THE COUNTY OF HENDRICKS) Judgt. vs Defts., for $20.00 and Costs.
VS) # 14934 J. D. 17, Page 128.
OTTIE TERRELL AND LORETTE) Finding and Judgment
TERRELL, HUSBAND AND WIFE.)

Comes now the plaintiff by counsel, and it appearing to the court by the summons herein, and the return of the sheriff indorsed thereon, that said defendants have been served with process more than 10 days before the 27th day of June, 1936, being the date indorsed on plaintiff's complaint for the return-day of summons thereon, which said summons and return thereon are in the words and figures as follows,

to-wit: (here insert)

And now said defendants being three times audibly called in open court, come not, but herein wholly make default.

And the court having heard the evidence, and being duly advised in the premises, finds for the plaintiff, and that the allegations of plaintiff's complaint are true, and that the County of Hendricks is the owner of and the plaintiff is entitled to the immediate possession of the real estate described in the complaint; the court further finds that the defendants unlawfully hold the possession of said real estate, and have wrongfully kept plaintiff out of the possession of the same; and the court further finds that plaintiff has been damaged in the sum of 20 dollars, and the court assess the damages to plaintiff by reason of the premises at the said sum of 20 dollars.

It is therefore ordered adjudged and decreed by the court that The County of Hendricks is the owner in fee simple of the real estate described in the complaint, to-wit:

A part of the West half of the North East Quarter of Section 9, Township 15 North, Range 1 West, bounded as follows: Beginning at a stone at the center of said Sec. 9, thence East along the half Section line 3.46 chains to the West line of the right of way of the I. & W. Railway, thence North 18 degrees East along said West line 6.36 chains to a stone; thence North 11.345 chains to the Southeast corner of Lot 3 in Todd's Addition of Out Lots to the Town of Danville, Indiana., thence West along the South line of Lots 3, 4, and 5 in said Addition 5.68 chains to the Southwest corner of said Lot 5, and thence South along the half section 17.42 chains to the place of beginning, containing 9.22 acres.

Also, a part of the Northwest quarter of the Southeast quarter of said Sec. 9, Township and Range aforesaid, and bounded as follows: Beginning at the intersection of the East line of the I&W railway right of way and the North boundary line of the said quarter quarter which point is 4.484 chains East of the Northwest corner of said quarter quarter, thence East with section bearing 8.99 chains to a point which is 6.68 chains West of the center East of the center of said section; thence South with section bearing 7.815 chains to the North line of the right of way of the C.C.C. & St. L. Railroad; thence in a southwesterly direction (varying with angle of said right of way from S. 80 degrees and 47 minutes West to S. 71 degrees and 15 minues West) along said right of way to the intersection of said North line of said right of way with the East line of the I&W Railway right of way; thence North 17 degrees and 42 minutes East with said right of way to the place of beginning, containing 9 58/100 acres.

Also, a part of the West half of the Northeast quarter of said Sec. 9, Township and Range aforesaid, commencing at a point on the South line of said half quarter Section, 39 rods and 4/10 links East of the center of said Sec. 9, thence running North to the right of way of the Indianapolis and Western Railway; thence South 18 degrees West along the East line of said right of way to the South line of said West half of the Northeast quarter; thence East to the place of beginning, containing 5 acres, and containing in all of the above described tracts, 23.80 acres, more or less,

And it is further considered and adjudged by the court that the plaintiff recover of defendants the possession of said real estate.

And it is further considered, adjudged and decreed that plaintiff recover of and from defendants the sum of twenty dollars damages and its costs in this action taxed at _____dollars and_____cents.

KATHERINE REED, ADMINISTRATRIX)
OF THE ESTATE OF WILLIAM T.)
REED, DECEASED.)
VS) # 14821
WATLER REED AND)
CHARLES RICHARD REED.)

Come now the parties, in person and by counsel, and this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And now the Court hears all of the evidence in this cause.

And court adjourned until 9:00 o'clock A. M. Monday,

Record read and signed in open court.

C. J. Stevenson, Judge.

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(NO COURT)

Monday Morning, July 6th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA ON RELATION)
OF LUTHER F. SYMONS, BANK)
COMMISSIONER)
VS) # 13635 ORDER FOR SALE OF REAL ESTATE
HUNTER BANK) AT PRIVATE SALE

Comes now Harney F. Semones, Receiver of Hunter Bank and files the duly verified petition for the private sale of real estate belonging to said Hunter Bank (insert). And the court having examined said petition and being sufficiently advised finds that the averments therein contained are true and that in the interests of said receivership the prayer thereof ought to be granted. It is therefore now considered and ordered by the court that said real estate in said petition mentioned and described, which said real estate is situated in Hendricks County, State of Indiana, and described as follows to-wit:

Lot #4 in the Ernest E. Bell Addition to the Town of Brownsburg, Indiana

be sold by said receiver at private sale for not less than the full appraised value thereof and without previous advertising the same.

STATE OF INDIANA ON RELATION)
OF LUTHER F. SYMONS, BANK)
COMMISSIONER)
VS) # 13635 ORDER CONFIRMING REPORT OF SALE
HUNTER BANK) OF REAL ESTATE.

Comes now said Receiver of said Hunter Bank and files the following verified report of the private sale of certain real estate therein described and the court having examined the same and being sufficiently advised in the premises, finds that said Receiver pursuant to the order of this Court sold said property at private sale to Hobart G. Brady and Mary Brady, husband and wife for the full appraised value thereof and that the said purchasers have paid said Receiver in cash the amount of said bid. And the court now in all things approves said report and ratifies said sale and instructs said Receiver to execute a deed for said real estate, and the same, now presented to the Court examined and approved and the title to said property is so sold and now vested in said purchasers.

KATHERINE REED, ADMINISTRATRIX)
OF THE ESTATE OF WILLIAM T.)
REED, DECEASED.)
VS) # 14821 Judgt. vs Pltf. for Costs.
WALTER REED AND) J. D. 17, Page 128.
CHARLES RICHARD REED)

Come now again the parties, in person and by counsel, and the Court having heretofore heard the evidence in this cause, now finds for the defendants, Walter Reed and Charles Richard Reed, and that the plaintiff is entitled to take nothing by her complaint and that the defendants recover their costs from the plaintiff, Katherine

Reed, Administratrix of the Estate of William T. Reed, Deceased.

It is, therefore, considered, ordered and adjudged by the Court that the plaintiff, Katherine Reed, Administratrix of the Estate of William T. Reed, Deceased, is entitled to take nothing by her complaint, and that the defendants recover their costs from the plaintiff, Katherine Reed, Administratrix of the Estate of William T. Reed, Deceased.

JOHN M. STAPLES)
VS) # 14858 DECREE AND JUDGMENT
FERROL V. STAPLES)

Judgt. vs Deft. for Costs.
J. D. 17, Page 128.

Come now the parties in person and by counsel, and it appearing to the satisfaction of the Court by the summons and sheriff's return thereon, which are as follows: (H.I.); that the defendant has been duly served with process for more than ten (10) days before the first day of the present term of this court, and the cause being at issue and submitted to the Court without the intervention of the jury, and the Court having heard the evidence and being duly advised in the premises, finds for the plaintiff on his complaint and against the defendant on her cross complaint; that the allegations of the plaintiff's complaint are true and that he is entitled to a decree of divorce from said defendant on the grounds therein alleged and that the defendant is not entitled to a decree of divorce on her cross complaint and is not entitled to recover alimony or attorney fees.

IT IS THEREFORE CONSIDERED AND ADJUDGED by the Court that the bonds of matrimony existing between plaintiff and defendant herein be and they are hereby, dissolved and that the plaintiff is hereby granted a divorce from said defendant.

IT IS FURTHER CONSIDERED AND ADJUDGED by the Court that the property, evidenced by Book No. 16629 in the Railroadmen's Building and Savings Association of Indianapolis, Indiana, now held in the name of John M. Staples and Ferrol V. Staples, is the property of the said John M. Staples, and the said book is hereby ordered returned to the plaintiff, John M. Staples.

IT IS FURTHER ORDERED that the restraining order issued against the Railroadmen's Building and Savings Association, restraining said Association from paying out or transferring any of said funds held jointly by the plaintiff and defendant in said Association, is hereby dissolved.

IT IS FURTHER CONSIDERED AND ORDERED by the Court that the defendant return to the plaintiff the note made payable to the plaintiff in the sum of Two Hundred Ninety Five Dollars ($295.00), which note was signed by Charles G. Waltman.

IT IS FURTHER CONSIDERED AND ORDERED by the Court that the defendant return to the plaintiff the daily reminder for diaries of the plaintiff for the years 1933, 1934 and 1935.

IT IS FURTHER CONSIDERED AND ORDERED by the Court that the plaintiff recover of said defendant his costs and charges paid, laid out and expended.

IT IS FURTHER ADJUDGED AND DECREED that all rents and profits now in the possession of the plaintiff which are derived from the real estate held by the parties as tenants by entirety be and the same are hereby declared to be the property of the plaintiff and that the defendant shall have no right, title, or interest therein.

JOHN M. STAPLES)
VS) # 14858
FARROL V. STAPLES)

Comes now again the defendant, by counsel, and files motion to modify judgment, which motion is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 14928
JUANITA L. BLY)
A. EMMETT BLY)
HOME OWNER'S LOAN CORP.)

Come now the defendants, by counsel, and file exceptions to report of appraisers, which exceptions are in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 14929
DORSEY ELLIS)
CLAUDIA ELLIS)
HOME OWNER'S LOAN CORP.)

Come now the defendants, by counsel, and file exceptions to report of aporaisers, which exceptions are in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 14930
GEORGE E. MERGER, ET AL.)

Come now the defendants, by counsel, and file exceptions to report of appraisers, which exceptions are in the words and figures following, to-wit: (H.I.).

FRIEDA DAUM)
VS) # 14464
HORACE DAUM)

Comes now the plaintiff and cross-petitioner, Frieda Daum, in person and by counsel, and strikes the name of Edgar M. Blessing from the list of names submitted for the selection as Special Judge.

And now comes the petitioner, Horace Daum, by counsel, and strikes the name of Charles V. Sears, and the name of Horace L. Hanna remaining, the Court now appoints the said Horace L. Hanna as Special Judge to try said cause.

MABEL SKINNER)
VS) # 14790
HAROLD B. BRYANT, ET AL.)

Judgt. vs Deft., Harold B. Bryant, for $7000.00 Together with Int. from May 22nd, 1936, and Costs.
J. D. 17, Page 129.

Come now again the parties, by counsel, and the Court having heard the arguments on the motion for new trial, and being duly advised, now overrules the motion for new trial as to the defendant, Harold B. Bryant, to which ruling of the Court the defendant, Harold B. Bryant, now objects and excepts. And the Court sustains

the motion for a new trial as to the defendant, Anna M. Bryant, to which ruling the plaintiff duly objects and excepts.

It is, therefore, now adjudged and decreed by the Court that the plaintiff have and recover of and from the defendant, Harold B. Bryant, the sum of $7000.00, together with interest thereon from the 22nd day of May, 1936, and together with the costs of this action, taxed at _____dollars and _____cents.

And now the said defendant, Harold B. Bryant, prays an appeal to the Appellate Court of Indiana. And the Court being duly advised, now grants said appeal and seventy days are given in which to file bond and Bills of Exceptions.

The said defendant now suggests the name of the United States Fidelity and Guaranty Company as surety on the bond, which surety the Court now approves, and bond is fixed at eight thousand dollars.

QUINCY A. DAVIS, ET AL.)
VS)# 14742 D E C R E E
BERTHA LOCKHART CHRISTIE)

Come now again the plaintiffs by their counsel, Otis E. Gulley and George Hadley, and comes also Bertha Lockhart Christie the defendant by her counsel, Edgar M. Blessing, and this cause having heretofore been submitted to the court for trial, finding and decree without the intervention of a jury; and the court having heard the evidence, and being duly advised in the premises, now finds as follows:

That Bertha Lockhart Christie, the defendant, is the owner in fee simple of the following described real estate located in Hendricks County, State of Indiana, to-wit:

The east one half of the southeast quarter of section 11 township 16 north of range 2 west, estimated to contain eighty acres more or less.

The court further finds that plaintiffs nor either of them nor any person or persons claiming by, through or under them, or either of them, have any right, title or interest in and to the above described real estate and that the defendant, Bertha Lockhart Christie, is entitled to have her title quieted in and to said real estate as against said plaintiffs and each of them and any person or persons claiming by, through or under said plaintiffs or either of them.

The court further finds that the plaintiffs and the defendant are the owners as tenants in common of the following described real estate located and situated in Hendricks County, State of Indiana, to-wit:

The northwest quarter of the southwest quarter and thirty acres off of the west side of the southwest quarter of the southwest quarter all in section 12, Township 16 north range 2 west, except one-half acre out of the southwest corner of said thirty acres tract and described as follows to-wit: Beginning at the southwest corner of said southwest quarter of the southwest quarter aforesaid and running thence east ten rods; thence north 8 rods thence west 10 rods; thence south 8 rods to the place of beginning estimated to contain 69-1/2 acres, more or less.

The court further finds that the plaintiffs are the owners as tenants in common of the undivided one-half interest in and to the last above described tract of real estate, with interest of the plaintiffs in said real estate being as follows: Quincy A. Davis, Fannie Brush, Lorenza Davis, Myrtle Davis Hendricks, Walter S. Davis and Thomas C. Davis are each the owners of undivided one-twentieth interest in value of said last above described real estate; Clara Mitchell, Walter Davidson, Hershell Davis, Julian Davis, Eualia Davis Cook and Bertha Mitchell are each the owner of an undivided one-fortieth in value of said last above described real estate; that the plaintiffs Dessie Davis, Vangie Davis, Harriett Davis, Janette Davis and Adelle Davis Scassky

are each the owners of an undivided one one-hundredth part in value of said last above described real estate.

The court further finds that Bertha Lockhart Christie is the owner of an undivided one-half in value of the last above described real estate.

The court further finds that said real estate, by agreement of parties, is not susceptible of division without irreparable injury to the owners thereof and that a commissioner should be appointed by the court to make sale of said real estate and to make division of the proceeds, according to the finding of the court herein.

The court further finds that the plaintiffs are the owners as tenants in common in fee simple, in the same proportion as set out in their complaint, of the following described real estate located and situated in Hendricks County, State of Indiana, to-wit:

The west half of the northeast quarter of Section 11, township 16 north range 2 west containing 80 acres more or less.
Also, a part of the southeast quarter of the northeast quarter of said Section 11, Township and range aforesaid bounded as follows; Beginning at the southeast corner of said quarter quarter and running thence west 80.04 rods to the southwest corner thereof, thence north 30-2/3 thence east 80.04 rods to the east line of said quarter quarter; thence south on said line 30-2/3 rods to the place of beginning containing 15-4/10 acres more or less.

Also the northeast quarter of the northwest quarter of said section 11, township and range aforesaid, containing 40 acres more or less.

The court further finds that the said defendant, Bertha Lockhart Christie, has no interest in and to the last above described tract of real estate and that the plaintiffs are entitled to have their title quieted to said last above described real estate as against the said Bertha Lockhart Christie or any person or persons claiming by, through or under said defendant Bertha Lockhart Christie.

The court further finds, by agreement of parties, that said last above described real estate is not susceptible of division without irreparable injury to the owners thereof and that a commissioner should be appointed to make sale of said land and a division of the proceeds thereof, according to the respective interests of each of the plaintiffs therein.

The court further finds that the plaintiffs and the defendant are the owners of the following described real estate located in Hendricks County, State of Indiana, to-wit:

The southeast quarter of the northwest quarter of Section 11, township 16 north range 2 west containing forty (40) acres more or less.

Also the west half of the southeast quarter of section 11, township 16, north range 2 west, containing eighty (80) acres more or less.

Also a part of the east half of the southwest quarter of section 11, in township 16 north of range 2 west, and bounded as follows to-wit: Commencing at the northeast corner of said half quarter and running thence west on the north line thereof 69 rods, thence south 140 rods to the center of the Danville and North Salem Gravel Road; thence south 49 degrees east with the North Salem Gravel Road; thence south 49 degrees east with the center of said road 32-1/4 rods to the south line of said half quarter; thence east on said south line 44-1/4 rods to the southeast corner of said half quarter; thence north 160 rods to the place of beginning, estimated to contain in the three tracts above described 188 acres, more or less.

The court further finds that the defendant, Bertha Lockhart Christie, is the owner of an undivided one-half interest in and to the above last described real estate and that the plaintiffs are the owners of an undivided one-half interest in the above last described real estate, the proportion of the plaintiffs being as follows: Quincy A. Davis, Fannie Brush, Lorenza Davis, Myrtle Davis Hendricks, Walter S. Davis and Thomas C. Davis are each the owners of undivided one-twentieth interest in value of said last above described real estate; Clara Mitchell, Walter Davidson, Hershell Davis, Julian Davis, Eualia Davis Cook and Bertha Mitchell are each the owner of an un-

divided one-fortieth in value of said last above described real estate; that the plaintiffs Dessie Davis, Vangie Davis, Harriett Davis, Janette Davis and Adelle Davis Scassky are each the owners of an undivided one one-hundredth part in value of said last above described real estate.

The court further finds, by agreement of parties, that said real estate is not susceptible of division without irreparable injury to the owners herein named and that a commissioner should be appointed by the court to sell the above described real estate and make division of the proceeds, according to the finding of the court herein.

It is, therefore, ordered, adjudged and decreed by the court that Bertha Lockhart Christie is the owner of the following described real estate located in Hendricks County, State of Indiana, to-wit:

The east one half of the southeast quarter of Section 11, Township 16 North of Range 2 West, estimated to contain eighty acres more or less.

It is further ordered, adjudged and decreed by the court that the title to the last above described real estate be, and the same is, hereby quieted in the said Bertha Lockhart Christie as against the plaintiffs and each of them, and against any person or persons claiming by, through or under said plaintiffs or either of them.

It is further ordered, adjudged and decreed by the court that the plaintiffs and defendant are the owners as tenants in common of the following described real estate located in Hendricks County, State of Indiana, to-wit:

The northwest quarter of the southwest quarter and thirty acres off of the west side of the southwest quarter of the southwest quarter all in Section 12, Township 16 north Range 2 West, except one-half acre out of the southwest corner of said thirty acres tract and described as follows to-wit: Beginning at the southwest corner of said southwest quarter of the southwest quarter aforesaid and running thence east ten rods; thence north 8 rods thence west 10 rods; thence south 8 rods to the place of beginning estimated to contain 69-1/2 acres, more or less.

That the said Bertha Lockhart Christie is the owner of an undivided one-half in value of said above described real estate and that the plaintiffs are the owners as tenants in common of one-half in value of the last above described real estate.

It is further ordered, adjudged and decreed that the respective interest of the plaintiffs in the above described real estate are as follows: Quincy A. Davis, Fannie Brush, Lorenza Davis, Myrtle Davis Hendricks, Walter S. Davis and Thomas C. Davis are each the owners of undivided one-twentieth interest in value of said last above described real estate; Clara Mitchell, Walter Davidson, Hershell Davis, Julian Davis, Eualia Davis Cook and Bertha Mitchell are each the owner of an undivided one-fortieth in value of said last above described real estate; that the plaintiffs Dessie Davis, Vangie Davis, Harriett Davis, Janette Davis and Adelle Davis Scassky are each the owners of an undivided one one-hundredth in value of said last above described real estate.

It is further ordered, adjudged and decreed by the court that the plaintiffs are the owners as tenants in common of the following described real estate located in Hendricks County, State of Indiana, to-wit:

The west half of the northeast quarter of Section 11, Township 16 north range 2 West containing 80 acres more or less.

Also, a part of the southeast quarter of the Northeast quarter of said Section 11, Township and Range aforesaid bounded as follows; Beginning at the southeast corner of said Quarter Quarter and running thence West 80.04 rods to the Southwest corner thereof, thence North 30-2/3 rods; thence East 80.04 rods to the East line of said Quarter Quarter; thence South on said line 30-2/3 rods to the place of beginning containing 15-4/10 acres more or less.

Also the Northeast Quarter of the Northwest Quarter of said Section 11, township and range aforesaid, containing 40 acres more or less.

It is further ordered, adjudged and decreed that the title to the above described tract be, and the same is, hereby quieted in the plaintiffs and against the defendant, Bertha Lockhart Christie, or any person or persons claiming by, through or under said defendant, Bertha Lockhart Christie.

It is further ordered, adjudged and decreed by the respective interests of the plaintiffs in said last above described real estate is as follows: Quincy A. Davis, Fannie Brush, Lorenza Davis, Myrtle Davis Hendricks, Walter S. Davis and Thomas C. Davis are each the owner of the undivided one-tenth in value of said last above described real estate; Clara Mitchell, Walter Davidson, Hershell Davis, Julian Davis, Eualia Davis Cook and Bertha Mitchell are each the owner of an undivided one-twentieth of said last above described real estate; that the plaintiffs Dessie Davis, Vangie Davis, Harriett Davis, Janette Davis and Adelle Davis Scassky are each the owners of an undivided one-fiftieth in value of said last above described real estate.

It is further ordered, adjudged and decreed by the court that plaintiffs and defendant are the owners as tenants in common of the following described real estate located in Hendricks County, State of Indiana, to-wit:

The southeast Quarter of the Northwest Quarter of Section 11, Township 16 North Range 2 West containing forty (40) acres more or less.

Also the West half of the Southeast Quarter of Section 11, Township 16, North Range 2 West, containing eighty (80) acres more or less.

Also a part of the East half of the Southwest Quarter of Section 11, in Township 16 North of Range 2 West, and bounded as follows to-wit: Commencing at the Northeast corner of said half quarter and running thence West on the North line thereof 69 rods, thence South 140 rods to the center of the Danville and North Salem Gravel Road; thence South 49 degrees East with the North Salem Gravel Road; thence South 49 degrees East with the center of said road 32-1/4 rods to the South line of said half quarter; thence East on said south line 44-1/4 rods to the Southeast corner of said half quarter; thence North 160 rods to the place of beginning, estimated to contain in the three tracts above described 188 acres, more or less.

It is further ordered, adjudged and decreed by the court that the respective interests of the plaintiffs in and to the above described tract of land are as follows: Quincy A. Davis, Fannie Brush, Lorenza Davis, Myrtle Davis Hendricks, Walter S. Davis and Thomas C. Davis are each the owners of an undivided one-twentieth interest in value of said last above described real estate; that plaintiffs Clara Mitchell, Walter Davidson, Hershell Davis, Julian Davis, Eualia Davis Cook, and Bertha Mitchell are each the owner of an undivided one-fortieth in value of said last above described real estate; that the plaintiffs Dessie Davis, Vangie Davis, Harriett Davis, Janette Davis and Adelle Davis Scassky are each the owners of an undivided one one-hundredth in value of said last above described real estate.

It is further ordered, adjudged and decreed by the court that Bertha Lockhart Christie is the owner of an undivided one-half interest in value of the above described real estate.

It is further ordered, adjudged and decreed by the court that all of said above described real estate except the 80 acre tract first described found to be the property of Defendant is not susceptible of division without irreparable injury to the owners thereof and that John M. Smith be, and he is, hereby appointed commissioner to sell said real estate and to divide the proceeds thereof, according to the respective interests of the owners as found by the court herein.

It is further ordered, adjudged and decreed by the court that before entering upon his duties said commissioner qualify by taking his oath of office and furnishing bond to the approval of the Clerk of the Hendricks Circuit Court in the penal sum of $10,000.00.

It is further ordered, adjudged and decreed that said commissioner make sale of the above described real estate at private sale and for cash and for not less than the appraised value thereof after giving two weeks notice in a public newspaper of general circulation, printed and published in Hendricks County, State of Indiana.

It is further ordered, adjudged and decreed by the court that said commissioner be, and he is, hereby authorized during the pendency of the sale of any of said real estate and during the pendency of an appeal taken by either or any of the parties hereto is to act as receiver for all of the real estate to be by said commissioner sold, to rent the same and to collect the rents and profits therefrom and to make due report thereon and account thereof on the sale and final disposition of any of the real estate by this order placed in the hands of said commissioner to be sold.

It is further ordered, adjudged and described by the court that the costs of this suit be paid as follows: One half of costs to date against the plaintiffs and one half of said costs against the defendant:

COURT ALLOWANCES FOR THE MAY TERM, 1936.

Helen Chadd, Court Reporter	$ 240.00
Frank Tucker, Clerk Per Diem for Attending Court and Change of Venue Claims.	138.00
Alvin Hall	25.00
The Lawyers Co-Operative Publishing Company	7.50
Charles V. Sears, Special Judge.	10.00
GRAND JURY:	
Opal Good	6.40
Wiley Stone	7.80
Oscar Higgins	6.80
Leland West	6.60
Harvey Pickett	7.00
Albert A. Wickliff	7.00
PETIT JURY:	
Everett A. Fonner	64.60
Fred McGrady	51.00
Loren M. Armstrong	57.80
John W. Stanley	39.00
Ora Groover	70.20
William Dowdy	42.90
Alva R. Ford	70.20
Glenn Peffley	44.20
Ben Church	49.00
Arlie Priest	7.80
Frank Walton	54.40
Harvey Hendricks	43.40
Clyde Gray	59.40
Cyris Nicholson	51.00
Murat Keeney	39.60
Roy Merritt	33.00
Emil Hadley	46.80
Fredrick Herdrick	51.70

John Tharp	42.00
Claude Gladden	3.90
John D. Kurtz	6.60
Glenn Leak	11.10
Frank Beadle	8.60
C. C. Branson	6.60
John Roark	11.70
Raymond Townsley	2.60
Housman's Cafe 13 meals @ .50	6.50
Shirley's Cafe 13 meals @ .50	6.50
Bateman's Cafe 13 meals @ .50	6.50
T O T A L	$ 1,518.20

STATE OF INDIANA EX REL)
LUTHER SYMONS)
VS) E N T R Y
PITTSBORO STATE BANK)

Comes now the State Bank of Lizton, receiver of the Pittsboro State Bank, and files its verified petition in the above entitled cause for authority to sell certain real estate located in Boone County, State of Indiana, which petition is in the words and figures as follows, to-wit: (H.I.) And the court having examined said petition and being fully advised in the premises finds that said petition should be granted and that the receiver in this cause should be authorized to execute its deed for the real estate described in the petition, and hereinafter described, to one Lewis E. Bennington; delivery of said deed to be made upon the payment to the receiver in this cause its full share of the purchase price as set forth in said petition.

The court further finds that petitioning receiver should be further authorized to pay its proportion of taxes, ditch assessments, abstract fee and, also, its proportion of the commission for the sale of said real estate.

It is, therefore, ordered, adjudged and decreed by the court that the State Bank of Lizton, receiver of the Pittsboro State Bank of Pittsboro, Indiana, be, and it is hereby, authorized to join with the other owners of the real estate in a sale and conveyance to Lewis E. Bennington of the following described real estate in Boone County, State of Indiana, to-wit:

A part of the Southeast quarter of Section 6, Township 17 North, Range 1 East, commencing at the Southeast corner of said quarter and running thence West 112 1/5 rods; thence North 19 degrees West 153 3/5 rods; thence North 14 rods and 17 links to the center of said Section; thence East 180 rods; thence South 180 rods to the place of beginning, except 1/2 of an acre taken out of the Northwest corner of said quarter, and containing herein described 137.80 acres,

for the consideration of $7800.00, 34.44% of which shall be paid to the State Bank of Lizton as Receiver for said Pittsboro State Bank upon delivery of this receiver's deed conveying its interest in said real estate to said purchaser.

It is further ordered, adjudged and decreed that this receiver be, and it is hereby, authorized to pay its portion, to-wit: 34.44% of the taxes, ditch assessments, abstract fee and commission for the sale of said real estate, the total commission for said real estate not to exceed 2% of the purchase price. Said receiver is, also, hereby authorized to pay its proportion of any other incidental expenses necessary to the closing and consummation of said sale.

And now said receiver is ordered to execute and deliver its deed conveying the above described real estate to the purchaser on compliance with the terms of this order.

Ordered by the Court that all causes both Civil and Criminal and all pleas, plaints, motions and demurrers not disposed of at the present term of court be continued to the September Term, 1936, of said court.

And Court adjourned until court in course,

Records read and signed in open court.

A. J. Stevenson, Judge.

BE IT REMEMBERED, That on the 11th day of July, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A.J.Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) # 7530.
E. WALDIN)

Comes now the State of Indiana by John A. Kendall, Prosecuting Attorney, and comes also the defendant in person, who being duly arraigned before the Judge in vacation , for his plea says that he is not guilty. Bond fixed at $500.00.
Attest: Frank Tucker, Clerk.

BE IT REMEMBERED,That on the 11th day of July, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A.J.Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) # 7673.
STEVE CASH)

Comes now the State of Indiana by John A. Kendall, Prosecuting Attorney, and comes also the defendant in person, who being duly arraigned before the Judge in vacation,for his plea says that he is not guilty. Bond fixed at $500.00.
Attest: Frank Tucker, Clerk.

BE IT REMEMBERED, That on the 15th day of July, 1936, the same being in Vacation of the Hendricks Circuit Court, the following proceedings were had herein, viz:

KATHERINE REED,ADMINISTRATRIX)
OF THE ESTATE OF WILLIAM T. REED,)
DECEASED.)
VS) # 14821
WALTER T. REED AND)
CHARLES R. REED.)

BE IT REMEMBERED, That on the 15th day of July, 1936, the plaintiff, Katherine Reed, Administratrix of the Estate of William T.Reed, deceased, in the above entitled cause by Harney F. Semones her attorney, filed in the office of the Clerk of the Hendricks Circuit Court, said Court being then in Vacation, her motion for a new trial in the above entitled cause, and the Clerk of said Court at the time of the filing thereof noted the filing of the same on the entry docket together with the date thereof and assigned his initials thereto, which motion for new trial is in the words and figures following, to wit: (H.I.).
Attest: Frank Tucker, Clerk.

BE IT REMEMBERED, That on the 17th day of July, 1936,the same being in Vacation of the Hendricks Circuit Court, before the Honorable A.J.Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) # 7675.
THEO LAPEER)

Comes now the State of Indiana by John A. Kendall, Prosecuting Attorney, and comes also the defendant in person, who being duly arraigned before the Judge in vacation, for his plea says that he is guilty. And the Judge finds that the defendant should be fined in the sum of $25.00 and that he should be imprisoned in the Indiana State Penal Farm for a periof of 60 days. The Judge further finds that the defendant's drivers license should be revoked for one year.

It is, therefore, now adjudged and decreed by the Judge that the defendant, Theo Lapeer, for the offense by him committed be and he is imprisoned in the Indiana State Farm for a period of sixty days, and that he be fined in the sum of $25.00, and that he pay the costs of this action taxed at _____dollars and _____cents.

It is further adjudged and decreed by the Judge that the defendant's driver's license be revoked for one year.
Attest: Frank Tucker, Clerk.

BE IT REMEMBERED, That on the 17th day of July, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A.J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) # 7676.
LOUIE LAPEER)

Comes now the State of Indiana by John A. Kendall, Prosecuting Attorney, and comes also the defendant in person, who being duly arraigned before the Judge in vacation, for his plea says that he is guilty. And the Judge finds that the defendant should be fined in the sum of $25.00.

It is therefore, now adjudged and decreed by the Judge that the defendant, Louis Lapeer, for the offense by him committed be and he is fined in the sum of $25.00, and that he pay the cots of this action taxed at _____dollars and _____cents.
Attest: Frank Tucker, Clerk.

BE IT REMEMBERED, That on the 21st day of July, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A.J.Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) # 7676
LOUIE LAPEER)

Comes now the State of Indiana by John A. Kendall, Prosecuting Attorney, and comes also the defendant in person, and it appearing that he is unable to pay fine and costs, it is now ordered that he be committed to the Indiana State Penal Farm during period for laying out amount thereof.
Attest: Frank Tucker, Clerk.

BE IT REMEMBERED, that on the 23rd day of July, 1936, the same being in Vacation of the Hendricks Circuit Court, the following proceedings were had herein, viz:

JOHN M. STAPLES)
VS) #14858.
FERROL V. STAPLES)

BE IT REMEMBERED, That on the 23rd day of July, 1936, the defendant, Ferrol V.Staples, in the above entitled cause by Charles V.Sears, her attorney, filed in the office of the Clerk of the Hendricks Circuit Court, said Court being then in Vacation, her motion for a new trial in the above entitled cause, and the Clerk of said Court at the time of the filing thereof noted the filing of the same on the entry docket together with the date thereof and assigned his initials thereto, which motion for new trial is in the words and figures following, to-wit: (H.I.).

Attest: Frank Tucker, Clerk.

BE IT REMEMBERED, that on the 23rd day of July, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A.J.Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) # 7677.
BYRON WEDDLE)

Comes now the State of Indiana by John A. Kendall, Prosecuting Attorney, and asks permission to file affidavit in vacation. Permission granted. Affidavit filed. Bond fixed at $500.00.

And now comes the defendant who being duly arraigned before the Court in vacation for his plea says that he is guilty. Cause taken under advisement. Defendant released on own recognizance until 9:00 A.M. Monday September, 7th, 1936.

Attest: Frank Tucker, Clerk.

BE IT REMEMBERED, that on the 31st day of July, 1936, the same being in Vacation of the Hendricks Circuit Court, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) # 7653
MARK HOPEY)

BE IT REMEMBERED, That on the 31st day of July, 1936, the defendant, Mark Hopey, in the above entitled cause by Joseph K. Brown and Harney F. Semones, his attorneys, filed in the office of the Clerk of the Hendricks Circuit Court, said Court being then in Vacation, his motion for a new trial in the above entitled cause, and the Clerk of said Court at the time of the filing thereof noted the filing of the same on the entry docket together with the date thereof and assigned his initials thereto, which motion for new trial is in the words and figures following, to-wit: (H.I.).

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED, that on the 1st day of August, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) # 7530 Judgt. vs Deft. for Costs.
E. WALDIN) J. D. 17, Page 130.

Comes now the State of Indiana, by John A. Kendall, Prosecuting Attorney, and comes also again the defendant, E. Waldin, in his own proper person, and before the Court in Vacation, asks permission to withdraw his plea of not guilty. And the Judge being duly advised, now grants the same and plea withdrawn and the said defendant, E. Waldin, enters his plea of guilty of drawing check without sufficient funds.

It is, therefore, now adjudged and decree by the Judge that the defendant, E. Waldin, for the offense by him committed be and he is imprisoned in the State Penal Farm for a period of four months, and that he pay the costs of this action, taxed at _____dollars and _____cents.

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED, that on the 5th day of August, 1936, the same being in Vacation of the Hendricks Circuit Court, the following proceedings were had herein, viz:

QUINCY A. DAVIS, ET AL)
VS) # 14742
BERTHA LOCKHART CHRISTIE)

BE IT REMEMBERED, That on the 5th day of August, 1936, the plaintiffs, Quincy A. Davis, Fannie Brush, Clara Mitchell, Walter F. Davidson, Eulalie Davis Cook, Bertha Mitchell, Lorenza H. Davis, Walter S. Davis, Myrtle Hendricks, Thomas C. Davis, Janette Davis, Adeline Davis Scassky, Dessie Davis, Vangie Davis, Harriett Davis, Hershell Davis and Julian Davis, in the above entitled cause by Otis E. Gulley and George W. Hadley, their attorneys, filed in the office of the Clerk of the Hendricks Circuit Court, said Court being then in Vacation, their motion for a new trial in the above entitled cause, and the Clerk of said Court at the time of the filing thereof noted the filing of the same on the entry docket together with the date thereof and assigned his initials thereto, which motion for new trial is in the words and figures following, to-wit: (H.I.).

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED, that on the 6th day of August, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

HOMER SELCH)
VS) # 14955
WILLIAM M. CARRIER,)
PHEBE A. CARRIER.)

NOTICE OF RESTRAINING ORDER

You are hereby notified that the plaintiff in the above entitled cause has filed his complaint for a restraining order against each of you from selling and disposing of any personal property on the farm on which you are now located; and you are further

notified that the same will come up for hearing at 9:00 o'clock, A. M., on Saturday morning, August 8th, 1936. If you are not present the same will be heard in your absence.

Edgar M. Blessing
Attorney for Plaintiff

(SEAL)

Walter E. Hadley
Clerk Hendricks Circuit Court

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED, that on the 8th day of August, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

HOMER SELCH)
VS)# 14955
WILLIAM M. CARRIER)
PHEBE A. CARRIER)

Come now the parties, by counsel, and the Judge in Vacation having heard the evidence on the petition for restraining order, heretofore filed, now takes the same under advisement.

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED, that on the 18th day of August, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) # 7662 Judgt. vs Deft. for $25.00 Fine & Costs.
HERSCHELL MONTGOMERY) J. D. 17, Page 130.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Herschell Montgomery, in his own proper person, who being duly arraigned before the Court in Vacation, for his plea says that he is guilty of issuing check without funds in the bank.

It is, therefore, considered, ordered and adjudged by the Court in Vacation that the defendant, Herschell Montgomery, for the offense by him committed be and he is fined in the sum of twenty-five dollars, and that he pay the costs of this action, taxed at _____dollars and _____cents, or stand committed until the same is staid or paid.

Attest: Walter E. Hadley Clerk.

BE IT REMEMBERED, that on the 24th day of August, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) # 7681
_____)
MACKIE COLLINS)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Mackie Collins, who being duly arraigned before the Judge

in Vacation, for his plea says that he is guilty of the charge of possession of alcoholic beverage without a permit.

And now the Judge in Vacation takes this cause under advisement.

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED: that on the 25th day of August, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA } SS: IN THE HENDRICKS CIRCUIT COURT
HENDRICKS COUNTY } _____TERM, 1936

HOMER SELCH
VS
WILLIAM M. CARRIER,
PHOEBE A. CARRIER

TEMPORARY INJUNCTION

The court having heard the evidence in the above entitled cause and being duly advised in the premises and having taken said cause under advisement, now finds that the allegations of plaintiff's complaint are true; that plaintiff is entitled to the relief prayed for and that he is entitled to a temporary injunction against these defendants.

The court further finds that the plaintiff is the owner of the land described in his complaint and is also the owner of the personal property located on said farm. That the defendants are interfering with the control and management of said farm and the personal property, and that they are threatening to sell and dispose of said property without the consent of the plaintiff. That the defendants, and each of them, are insolvent and that unless a temporary injunction is granted that plaintiff herein will suffer irreparable injury.

It is, therefore, ordered, adjudged and decreed by the court that the defendants be, and each of them are, hereby restrained and enjoined from in any wise interfering with the management and control of the land by these defendants deeded to the plaintiff; and that defendants, and each of them, are hereby restrained and enjoined from in anywise interferring with the control and management of the personal property located upon said farm.

It is furtherordered, adjudged and decreed that the defendants be, and each of them are, hereby restrained and temporarily enjoined from selling or disposing of in any manner of any of the personal property upon the said farm or in anywise interfering with the plaintiff's full control and management of said farm and the personal property thereon. All until the further order of this court.

It is further ordered, adjudged and decreed that a copy of this order be served upon the defendants, and each of them, by the Sheriff of Hendricks County, Indiana.

All of which is ordered, adjudged and decreed this 25th day of August, 1936.

A. J. Stevenson
Judge of Hendricks Circuit Court
In Chambers.

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED, that on the 31st day of August, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA ON THE)
RELATION OF LUTYER F. SYMONS,)
BANK COMMISSIONER)
VS) # 12421
CITIZENS STATE BANK,)
PLAINFIELD, INDIANA.)

Comes now Horace L. Hanna, the duly appointed, qualified and acting receiver of the Citizens State Bank, Plainfield, Indiana, herein, and files his final report, which final report is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said final report, the same is now set for hearing September 12th, 1936, and notice is now ordered of same.

Attest: Walter E. Hadley, Clerk.

GRAND AND PETIT JURORS, DRAWN FOR THE SEPTEMBER TERM, 1936.

BE IT REMEMBERED, That on the 31st day of August, 1936, Herbert D. Christie and Amos Harvey the duly appointed, qualified and acting Jury Commissioners of this court appeared at the office of the Clerk of the Hendricks Circuit Court, and the Clerk drew from the Jury Box the names of the following persons for Grand Jury service at the September Term, 1936 of this court, viz:

James A. Bridges - - - - - Guilford Township
Forrest C. Gibbs - - - - - Brown Township
Roy C. Gordon - - - - - - Eel River Township
Norman Worrell - - - - - - Middle Township
Charles A. Rutledge - - - Center Township
Stanley Hadley - - - - - - Clay Township

And the Clerk of this Court at the same time and in the like manner drew from the Jury Box the names of the following persons for Petit Jury service for the September Term, 1936, of this court, viz:

Edgar Bailey - - - - Union	Twp.	Harry Ward - - - - - Liberty	Twp.
Charles A. Mackey - - Center	Twp.	Don Carlos Jessup - - Guilford	Twp.
Otto W. Lingeman - - - Lincoln	Twp.	Simmie Odom - - - - - Uion	Twp.
Glen Hampton - - - - Franklin	Twp.	Theodore Buchanan - - Middle	Twp.
Alfred A. Clark - - - Washington	Twp.	Walter Edmondson - - - Liberty	Twp.
Herman Canary - - - - Lincoln	Twp.	Joseph C. Jordan - - - Brown	Twp.
Lester McClain - - - - Center	Twp.	Joseph H. Winnings - - Washington	Twp.
E. D. Montgomery - - - Union	Twp.	Oliver Arnold Keller - Liberty	Twp.
Norman Jared - - - - Guilford	Twp.	William Hagg - - - - Brown	Twp.
Lee E. Coble - - - - Franklin	Twp.	Milton Paul Barlow - Guilford	Twp.
Clarence Hamrick - - Marion	Twp.	Leroy Walsh - - - - - Brown	Twp.
Murl A. English - - - Marion	Twp.	Morton E. Lockhart - Liberty	Twp.

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED, that on the 1st day of September, 1935, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) 7682
WILLIAM COLEE)
EARL LAUDERMAN)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, herein, and asks permission to file affidavit in vacation. And the Judge in Vacation having seen and examined said affidavit now grants permission.

Comes also the defendants, William Colee and Earl Lauderman, in their own proper persons, and each being duly arraigned before the Court in Vacation for their separate pleads say that they are guilty of the charge of petit larceny.

And now the Judge takes this cause under advisement.

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED, that on the 2nd day of September, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

HOMER SELCH)
VS) # 14955
WILLIAM M. CARRIER)
AND PHEBE A. CARRIER)

Come now the parties in Vacation, by counsel, and the defendant files motion to modify the restraining order, which motion is in the words and figures following, to-wit: (H.I.). And the Judge in Vacation having seen and examined said motion and being sufficiently advised in its premises, now overrules said motion, to which ruling of the Judge the defendant duly objects and excepts.

And now the plaintiff files bond, which bond is in the words and figures following, to-wit: (H.I.). And the Judge having seen and examined said bond, and being sufficiently advised in its premises, now approves the same.

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED, that on the 3rd day of the September, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

CENTRAL STATES PACKING)
COMPANY, INC.)
VS) # 14984
CLYDE AMICK, ET AL.)

Comes now the plaintiff, by counsel, and files a verified petition for restraining order, which verified petition is in the words and figures following, to-wit: (H.I.). And the Judge having seen and examined said petition, the same is now set for hearing Monday, September 7th, 1936, at 9:00 o'clock A. M., and notice is ordered.

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED, that on the 3rd day of September, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

CENTRAL STATES PACKING)
CO. INC.)
VS) # 14985
DOYLE W. NICHLES, ET AL.)

Comes now the plaintiff in Vacation, by counsel, and files verified petition for a restraining order, which verified petition is in the words and figures following, to-wit: (H.I.). And the Judge in Vacation having seen and examined said petition, the same is now set for hearing Monday, September 7th, 1936, at 9:00 o'clock A. M., and notice is ordered.

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED, that on the 3rd day of September, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) # 7572
HAROLD PHILLIPS)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and it appearing to the Judge in Vacation that the defendant, Harold Phillips, has failed to carry out orders of the Court, warrant is now ordered issued for the arrest of the defendant, Harold Phillips.

Attest: Walter E. Hadley Clerk.

BE IT REMEMBERED, that on the 4th day of September, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) # 7682 Judgt. vs each Deft. for $25.00 Fine and Costs.
WILLIAM COLEE) J. D. 17, Page 130.
EARL LAUDERMAN)

Comes now again the State of Indiana, by John A. Kendall, prosecuting attorney, and come also the defendants, William Colee and Earl Lauderman, and said defendants having heretofore plead guilty to the charge of petit larceny, and the Judge in Vacation now being duly advised, renders the following judgment.

It is, therefore, now adjudged and decreed by the Court that the defendants, William Colee and Earl Lauderman, for the offense by them committed, each be and he is fined in the sum of $25.00, and that each pay the costs of this action, taxed at twelve dollars and ninety-five cents, and sixty days are given in which to pay or stay said fine and costs.

Attest: Walter E. Hadley, Clerk.

Monday Morning, September 7th, 1936.

Pleas and proceedings had in the Hendricks Circuit Court, within and for Hendricks County, State of Indiana, at the September Term, 1936, which term of court was begun and continued at the Court House in the town of Danville, in the County and State aforesaid, commencing on Monday the 7th day of September, 1936, that being the day fixed by law for holding said Term of Court.

Present Honorable A. J. Stevenson, Judge.
John A. Kendall, Prosecuting Attorney,
Albert H. Shane, Sheriff,
Walter E. Hadley, Clerk.

Whereupon, said Sheriff proclaimed said Court open, according to law, and the following proceedings were had, to-wit:

WILLIAM J. FISHER)
VS) # 14494
WALTER D. KIBLER)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

HILDA BERNSTEIN)
VS) # 14783
INDIANAPOLIS RAILWAYS,)
INC., A CORP.)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

CLARENCE LAVENGOOD)
VS) # 14829
CARMICHAEL MATTERN)
CO., ET AL.)

Comes now the plaintiff, by counsel, and files second and third paragraphs of amended complaint, which second and third paragraphs of amended complaint are in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 14930
GEORGE E. MERCER, ET AL.)

Comes now the Federal Farm Mortgage Corporation, by counsel, and files petition to be made a party defendant, which petition is in the words and figures following, to-wit: (H.I.).

Comes also the defendant, Federal Land Bank of Louisville, by counsel, and files exceptions to the appraisement, which exceptions are in the words and figures following, to-wit: (H.I.). Said defendant, Federal Land Bank of Louisville, also files answer, which answer is in the words and figures following, to-wit: (H.I.).

GRAND LODGE HALL ASSOCIA-)
TION I. O. O. F. OF INDIANA.)
VS) # 14931
DOCTOR ORVILLE E. CRAWLEY.)

Comes now the plaintiff, by counsel, and upon its motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7684 Judgt. vs Deft. for Costs.
FOREST BROWN) J. D. 17, Page 130.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, in his own proper person, who being duly arraigned before the Court, for his plea says that he is guilty of vehicle taking.

It is, therefore, now adjudged and decreed by the Court that the defendant, Forest Brown, for the offense by him committed, be and he is committed to the Custody of the Board of Trustees of the Indiana Reformatory for a period of not less than one year nor more than ten years, and that he pay the costs of this action, taxed at _____dollars and _____cents, and that his true age is nineteen years.

STATE OF INDIANA)
VS) # 7685 Judgt. vs Deft. for $10.00 Fine and Costs.
GROVER McMULLEN) J. D. 17, Page 131.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Grover McMullen, in his own proper person, who being duly arraigned before the Court, for his plea says that he is guilty of public intoxication.

It is, therefore, adjudged and decreed by the Court that the defendant, Grover McMullen, for the offense by him committed, be and he is fined in the sum of ten dollars, and that he be and he is imprisoned in the State Penal Farm for a period of sixty days, and that he pay the costs of this action, taxed at _____dollars and _____cents.

STATE OF INDIANA)
)SS
COUNTY OF HENDRICKS)

IN THE CIRCUIT COURT
HENDRICKS COUNTY
SEPTEMBER TERM 1936
CAUSE No._____

CENTRAL STATES PACKING CO. INC.) Judgt. vs Deft.,
Plaintiff)
vs) Clyde Amick, for Costs. INJUNCTION
)
CLYDE AMICK,) J. D. 17, Page 132.,
Defendant)

Comes now the parties, the plaintiff by counsel and the defendant Clyde Amick being absent, and this Cause being at issue is submitted to the Court for trial without the intervention of a jury, and the Court having heard the evidence and the arguments of counsel and being fully advised in the premises, finds for the plaintiff and that the allegations of plaintiff's Complaint are true; that plaintiff and defendant Clyde Amick entered into a contract with the plaintiff under date of April 28, 1936 which contract provides for the growing of five acres of tomatoes for the plaintiff herein; that the defendants in accordance with said contract did plant said acreage of tomatoes and

that the plaintiff herein did furnish certain plants for the planting thereof, and that the said defendant Clye Amick did harvest and deliver a portion of said crop of tomatoes to other parties other than the plaintiff herein.

The Court further finds that the said contract as set out in plaintiff's Complaint, is binding on both the plaintiff and defendant in said action, and that the plaintiff is entitled to an injunction perpetually enjoining the defendants Clyde Amick from the harvesting and delivering any portion of the crop from the aforesaid acreage mentioned and set out in plaintiff's Complaint, to any other parties other than the plaintiff herein, and that the said defendants should be enjoined from the doing of any acts contrary and inconsistent with the performance by them of the aforesaid contract.

IT IS THEREFORE considered, ordered, and adjudged by the Court, that the defendant Clyde Amick be and he is hereby perpetually enjoined from harvesting and delivering any part or portion of tomatoes from the acreage contracted to be delivered to the plaintiff herein to any party or parties other than the plaintiff, and from the doing of any acts inconsistent with the faithful performance of said contract and that the costs in this case be paid by the defendant herein.

A. J. Stevenson
Judge, of the Hendricks County Circuit Court.

STATE OF INDIANA)
)SS
COUNTY OF HENDRICKS)

IN THE CIRCUIT COURT
HENDRICKS COUNTY
SEPTEMBER TERM 1936

CENTRAL STATES PACKING CO. INC.) Judgt. vs Deft., Doyle W.
Plaintiff)
vs) Nickles, for Costs. INJUNCTION
)
DOYLE W. NICKLES, and RAYMOND) J. D. 17, Page 133.
MILES,)
Defendants.)

Comes now the parties, the plaintiff by counsel and the defendant Raymond Miles in person and by counsel, Doyle W. Nickles being absent, and this Cause being at issue is submitted to the Court for trial without the intervention of a jury, and the Court having heard the evidence and the arguments of counsel and being fully advised in the premises, finds for the plaintiff and that the allegations of plaintiff's complaint are true; that plaintiff and defendants Doyle W. Nickles and Raymond Miles entered into a contract with the plaintiff under date of April 21, 1936 which contract provides for the growing of thirty acres of tomatoes for the plaintiff herein; that the defendants in accordance with said contract did plant said acreage of tomatoes and that the plaintiff herein did furnish certain plants for the planting thereof, and that the said defendant Doyle W. Nickles did harvest and deliver a portion of said crop of tomatoes to other parties other than the plaintiff herein.

The Court further finds that the said contract as set out in plaintiff's Complaint, is binding on both the plaintiff and defendants in said action, and that the plaintiff is entitled to an injunction perpetually enjoining the defendant Doyle W. Nickles from the harvesting and delivering any portion of the crop from the aforesaid acreage mentioned and set out in plaintiff's Complaint, to any other parties other than the plaintiff herein, and that the said defendants should be enjoined from the doing of any acts contrary and inconsistent with the performance by them of the aforesaid contract.

IT IS THEREFORE considered, ordered and adjudged by the Court, that the defendants Doyle W. Nickles, be and he is hereby perpetually enjoined from harvesting and delivering any part or portion of tomatoes from the acreage contracted to be delivered to the plaintiff herein to any party or parties other than the plaintiff, and from doing any

acts inconsistent with the faithful performance of said contract and that the costs in this case be paid by the defendant herein.

A. J. Stevenson
Judge of the Hendricks County Circuit Court.

STATE OF INDIANA)
HENDRICKS COUNTY) SS:

APPOINTMENT OF DEPUTY CLERK
HENDRICKS CIRCUIT COURT

BE IT REMEMBERED, That on the 27th day of July, 1936, the same being in Vacation of the Hendricks Circuit Court, Walter E. Hadley, Clerk of the Hendricks Circuit Court of Hendricks County, Indiana, filed in the office of said Clerk, of said court, his written appointment of Leora Comer, as Deputy Clerk of said Court.

And the said Leora Comer thereupon appeared before the Clerk of the said court and took and subscribed the Oath required by law, said written appointment and oath being in the words and figures following, to-wit:

STATE OF INDIANA)
HENDRICKS COUNTY) SS:

I, Walter E. Hadley, Clerk of the Hendricks Circuit Court, within and for said county and State aforesaid, do hereby appoint Leora Comer, of said county and State, Deputy Clerk of said Hendricks Circuit Court.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Seal of said court, at my office in the town of Danville, Indiana, this 27th day of July, 1936.
(SEAL)

Walter E. Hadley
Clerk Hendricks Circuit Court.

STATE OF INDIANA)
HENDRICKS COUNTY) SS:

I, Leora Comer, do solemnly swear, that I will support the Constitution of the Unites States, and Constitution of the State of Indiana, and that I will in all things, to the best of my skill and ability, faithfully and honestly discharge my duties as Deputy Clerk of the said Hendricks Circuit Court, so help me GOD.

Leora Comer,

Subscribed and sworn to before me this 27th day of July, A. D., 1936.
(SEAL)

Walter E. Hadley
Clerk Hendricks Circuit Court.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Tuesday Morning, September 8th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

FEDERAL CHEMICAL CO.)
VS) # 14903
JESS RICHARDSON)

Comes now the plaintiff, by counsel, and the defendant is ruled to answer the complaint on or before September 14th, 1936.

BERT FRANKLIN)
VS) # 14963
E. HOWARD CABLE)
OLA M. CABLE)

Comes now the plaintiff, by counsel, and the defendants are ruled to answer the complaint on or before September 17th, 1936.

THE UNION TRUST COMPANY OF INDIANAPOLIS, INDIANA, AS TRUSTEE.)
VS.) # 14937
TIMOTHY P. SEXTON, KATHERINE SEXTON, his wife, THE FIDELITY COMPANY, a corporation, LOWELL PATTERSON, as Receiver of The Fidelity Company, ARCADE LOAN & LAND COMPANY, INC.) ENTRY ON RECEIVER'S FINAL REPORT.

Comes now The Union Trust Company of Indianapolis, as administrator of the estate of Harry F. McNutt, deceased, and submits a final report on behalf of Harry F. McNutt, who was heretofore appointed Receiver herein, and who is now deceased, which report is in the words and figures following, to-wit: (H.I.).

And the Court having examined said report finds that said Harry F. McNutt as such Receiver, executed all of the requirements incurred because of said receivership, and that same has been fully settled and administered as shown by said report and vouchers filed therewith, and the Court further finds that the final report should be approved and all of the accounts of the Receiver and the administrator of Harry F. McNutt, on behalf of such Receiver, as reported, be approved in all things; that credit be given said Receiver and the said administrator of the estate of Harry F. McNutt for the various expenditures made in said Trust, and that the Receiver and said administrator be discharged from all further duties and liabilities of said Trust.

IT IS THEREFORE ORDERED AND DECREED that said report be, and it is, in all things approved and confirmed, and Harry F. McNutt, heretofore appointed Receiver herein, and his administrator, The Union Trust Company of Indianapolis, be, and

they are, discharged from this Trust as such Receiver and as such administrator, and that the undertaking executed by said Receiver herein in connection with said Trust, is vacated and cancelled.

And now on motion of the plaintiff, The Union Trust Company of Indianapolis, Indiana, as Trustee, this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

BERTHA A. BENNETT)
VS) # 14913 Judgt. vs Pltf. for Costs.
GLEN CROW, ET AL.) J. D. 17, Page 133.

Comes now the plaintiff, by counsel, and upon her motion this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Bertha A. Bennett, is ordered to pay the costs of this action, taxed at _____dollars and_____ cents.

CLEMENT E. KELLEY, RECEIVER)
OF CLAYTON BANK AND TURST)
COMPANY.)
VS) # 14902 Judgt. vs Pltf. for Costs.
FOREST KIRKHAM) J. D. 17, Page 133.

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Clement E. Kelley, Receiver of Clayton Bank and Trust Company, is ordered to pay the costs on dismissal in this action, taxed at _____dollars and_____cents.

CLEMENT E. KELLEY, RECEIVER)
OF CLAYTON BANK AND TURST)
COMPANY.)
VS) # 14901 Judgt. vs Pltf. for Costs.
JAMES O. KIRKHAM.) J. D. 17, Page 133.

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Clement E. Kelley, Receiver of Clayton Bank and Trust Company, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

CLARENCE LAVENGOOD)
VS) # 14829
CARMICHAEL MATTERN)
CO., ET AL.)

Comes now the plaintiff, by counsel, and the defendants are ruled to answer on or before September 17th, 1936.

THOMAS M. RYBOLT, ET AL.)
VS) # 13457 Judgt. vs Pltfs. for Costs.
CARL GRIST, ET AL.) J. D. 17, Page 134.

The Court now dismisses this cause of action for want of prosecution at the cost of the plaintiffs.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiffs, Thomas M. Rybolt and Martha B. Rybolt, are ordered to pay the costs of this action, taxed at _____dollars and _____cents.

STATE OF INDIANA)
VS) # 7681 Judgt. vs Deft., Mackie Collins, for Costs.
_____) J. D. 17, Page 134.
MACKIE COLLINS)

Comes now again the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also again the defendant, Mackie Collins, in his own proper person, and said defendant having heretofore plead guilty of possession of alcoholic beverage without a permit and the Court being duly advised, the following judgment is rendered.

It is, therefore, considered, ordered and adjudged by the Court that the defendant, Mackie Collins, for the offense by him committed, be and he is imprisoned in the State Penal Farm for a period of sixty days, and that he pay the costs of this action, taxed at _____dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

_____, Judge.

Wednesday Morning, September 9th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

ROSCOE HILLIS)
VS) # 14893
CECIL PAGE)

Come now again the parties, by counsel, and the Court having seen and examined the motion for change of venue from the county, heretofore filed, and being sufficiently advised in its premises, now sustains the same.

And now by agreement of parties, this cause is sent on change of venue to Putnam County, Indiana, and five days are given in which to pay the costs and perfect the change.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Thursday Morning, September 10th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

ELLA GILLASPIE)
VS) # 14703
CARSON TRENT)

Comes now John A. Kendall, herein, and withdraws his appearance for the defendant.

LUELLA B. CRANE,)
ADMINISTRATRIX, ETC.)
VS) # 14471 Judgt. vs Pltf. for Costs.
EDWARD B. BENDER) J.D. 17, Page 135.

Comes now the plaintiff, by counsel, and upon her motion, this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Luella B. Crane, Administratrix of the Estate of Margaret Bender, Deceased, isordered to pay the costs of this action, taxed at _____dollars and _____cents.

MABEL SKINNER)
VS) # 14790
HAROLD B. BRYANT, ET AL.)

The defendant, Harold B. Bryant, now presents his bill of exceptions number one containing the evidence and the rulings of the court relating thereto and asks that the same be filed and made a part of the record in this cause.

And the court now examines said bill of exceptions number one containing the evidence and the rulings of the court relating thereto, which bill of exceptions has heretofore been approved, signed and sealed by the Judge of this court. And the court further finds that said bill of exceptions is tendered within the time allowed for filing such bill of exceptions and that the same should be filed and made a part of the record in this cause.

It is, therefore, ordered by the court that said bill of exceptions number one containing the evidence and the rulings thereon relating thereto be, and the same is, now filed and made a part of the record in this cause, which is now done and which bill of exceptions containing the evidence is in the words and figures as follows: (H.I.).

And also comes the defendant, Harold B. Bryant, and now presents his bill of exceptions number two containing the instructions given and the instructions tendered and refused in this cause and asks that the same be filed and made a part of the proceedings in said cause.

The court now examines said bill of exceptions number two and finds that it is the same bill of exceptions containing the instructions given and the instructions tendered and refused in this cause, which bill of exceptions has heretofore been approved, signed and sealed by the Judge of this court and further finds that said

bill of exceptions is tendered within the time allowed for filing such bill of exceptions.

It is, therefore, ordered by the court that said bill of exceptions number two be, and the same is, now filed and made a part of the record in this cause which said bill of exceptions number two is in the words and figures as follows: (H.I.).

State of Indiana
Hendricks County SS

Hendricks Circuit Court
September Term, 1936.

Mabel Skinner
vs
Harold B. Bryant
Anna M. Bryant

TO THE CLERK OF THE HENDRICKS CIRCUIT COURT;
HENDRICKS COUNTY, INDIANA.

You are hereby directed to prepare and certify a full, true and complete transcript of the entire record proceedings, papers on file and judgment in the above entitled cause of action, except the original bill of exceptions, numbered ONE, containing the evidence and the rulings of the Court relating thereto, and the original bill of exceptions, Numbered TWO, containing the instructions which bills of exceptions you will incorporate in the transcript as a part thereof to be used on appeal to the Appellate Court of the state of Indiana.

Earl McFerren
Edgar M. Blessing

JOHN W. TWITTY,
Plaintiff,
vs.
HERMAN B. ROSS,
HELEN ROSS,
Defendants.

Judgt. vs Defts. for $1.00 and Costs.
J. D. 17, Page 136.
NO. 12794
JUDGMENT FOR POSSESSION AND CANCELLATION OF LEASE.

Come now the parties by their counsel, Rappaport, Kipp and Lieber, for the plaintiff, John W. Twitty, and John W. Bowlus and Otis E. Gulley, Attorneys for the defendants, Herman B. Ross and Helen Ross, and this cause having been submitted to the Court, and the Court having heard the evidence and being fully advised in the premises, finds for the plaintiff, that he is the owner in fee simple and entitled to the possession of the real estate described in the complaint; that the defendants unlawfully hold possession thereof; that plaintiff has been damaged in the sum of One Dollar ($1.00), and that a certain lease contract dated April 14th, 1926, by and between Cecil P. Day and Bessie L. Day, and the defendants, Herman B. Ross and Helen Ross, and assigned to the plaintiff, John W. Twitty, be cancelled and as of no further force and effect.

IT IS, THEREFORE, CONSIDERED AND ADJUDGED by the Court that the plaintiff is the owner in fee simple of the real estate described in the complaint, to-wit:

Lot Numbered Three Hundred Sixty-six (366)
in Light's Bellevue Addition, an Addition to

the City of Indianapolis, Marion County, Indiana, commonly known as 6034-6036 College Ave., in said City,

and that he recover of the defendants the possession thereof, and that the certain lease contract for the aforedescribed premises executed by Cecil P. Day and Bessie L. Day, dated April 14th, 1926, with the defendants, Herman B. Ross and Helen Ross, and assigned to the plaintiff, is cancelled and of no further force and effect.

IT IS FURTHER CONSIDERED AND ADJUDGED That the plaintiff recover of and from the defendants One ($1.00) - - - - - - Dollar in damages, together with his costs and charges in this cause laid out and expended.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.
C. J. Stevenson, Judge.

Friday Morning, September 11th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

JOHN DEERE PLOW COMPANY)
OF INDIANAPOLIS, INDIANA.)
VS) # 14143 Judgt. vs Pltf. for Costs.
SETH T. HADLEY) J. D. 17, Page 136.

Comes now the plaintiff, by counsel, and upon its motion this cause is now dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, John Deere Plow Company of Indianapolis, Indiana, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

IVA CROUCH)
VS) # 14923
GEORGE CROUCH)

Comes now the plaintiff, by counsel, and upon her motion this cause is now dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7410
LYELL KURTZ)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle prosequi in this cause, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion and being sufficiently advised in its premises, does now sustain the same.

It is, therefore, considered, and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7437
JAMES SHELTON)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files amended affidavit in two counts, which amended affidavit is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7673
STEVE CASH)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle prosequi in this cause, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion and being sufficiently advised in its premises, does now sustain the same.

It is, therefore, considered, and adjudged by the Court that this cause be and the same is hereby dismissed.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Saturday Morning, September 12th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA)
VS) # 7686 Judgt. vs Deft. for $25.00 Fine and Costs.
JAMES McLEASTER) J. D. 17, Page 136.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, James McLeaster, in his own proper person, who being duly arraigned in open Court for his plea says that he is guilty of operating a motor vehicle while under influence of liquor.

It is, therefore, now adjudged and decreed by the Court that the defendant, James McLeaster, for the offense by him committed be and he is fined in the sum of twenty-five dollars and that he be and he is imprisoned in the State Penal Farm for a period of thirty days, and that he pay the costs of this action, taxed at_____ dollars and _____cents.

It is further adjudged and decreed by the Court that the defendant's driver's license be revoked for one year.

State of Indiana)
(SS.
County of Hendricks) In the Circuit Court of Hendricks County

Carroll E. Lynch)
(
vs.) # 14862 Order on Application to Appear
(
Lillian Lynch) and Answer.

It appearing to the Court that Lillian Lynch, defendant in the above entitled cause, has this day filed in said cause her verified petition to the effect that on the ___day of April, 1936, she recovered a judgment in this Court against plaintiff for $450.00 and costs, and that thereafter she caused execution to issue on said judgment, and that the said was delivered to the Sheriff of said County, and that thereafter on the___day of June, 1936, said Sheriff returned said execution wholly unsatisfied, as shown by his return, and that he found no property of plaintiff on which to levy execution.

And the Court having seen and inspected said petition and being duly advised in the premises, it is therefore now ordered by the Court that the said Carroll E. Lynch be and appear before this Court on the 26 day of September, 1936, to answer as to any property he may have in said Marion County subject to execution, and to show cause, if any he may have, why the same should not be applied to the satisfaction of said judgment.

A. J. Stevenson
Judge Hendricks Circuit Court.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Monday Morning, September 14th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

CLARENCE LAVENGOOD)
VS) # 14829
CARMICHAEL MATTERN,)
COMPANY, ET AL.)

Come now the defendants, by counsel, and file motion to strike out third paragraph of amended complaint, which motion is in the words and figures following, to-wit: (H.I.). Said defendants also file motion to strike out part of second paragraph of amended complaint, which motion is in the words and figures following, to-wit: (H.I.).

GEORGE HARLAN) Judgt. vs Pltf. for Costs.
VS) # 14935 DECREE & JUDGMENT OF DIVORCE J. D. 17, Page 137.
MYRTLE HARLAN)

Comes now the plaintiff and it appearing to the satisfaction of the court, by the notice and proof and publication herein, which said notice and proof of publication are in words and figures as follows, to-wit: (here insert). That defendant has been duly notified of the pendency of this action by three successive publications in the Danville Gazette, a weekly newspaper of general circulation, printed and published in the Town of Danville, County of Hendricks, State of Indiana, the last of which said publication was made more than ten days before the first day of the presence term of this court. The same being the ____day of the vacation of this court and being the return date endorsed on plaintiff's complaint herein. And now said defendant being three times audibly called in open court comes not, but herein wholly makes default.

And this cause being at issue is submitted to the court without the intervention of the jury; and the court having heard the evidence and being duly advised in the premises, finds for the plaintiff and that the allegations of plaintiff's complaint are true and that he is entitled to a decree of divorce from the defendant on the grounds alleged, at plaintiff's cost.

It is therefore considered and adjudged by the court that the bonds of matrimony existing between plaintiff and defendant herein be, and they are hereby, dissolved and that the plaintiff is hereby granted a divorce from the defendant, and the said plaintiff, George Harlan, is ordered to pay the costs of this action, taxed at _____dollars and_____cents.

FEDERAL CHEMICAL CO.)
VS) # 14903
JESS RICHARDSON)

Comes now the defendant, by counsel, and files answer, which answer is in the words and figures following, to-wit: (H.I.).

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Tuesday Morning, September 15th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

FLORENCE PRYCE)
VS) # 14971
HARRY L. CHRISTIE AND)
WILLIAM T. BRILL)

Comes now the plaintiff, by counsel, and files motion for change of venue from the county, which motion is in the words and figures following, to-wit: (H.I.).

QUINCY A. DAVIS, ET AL.)
VS) # 14742
BERTHA LOCKHART CHRISTIE.)

Comes now John M. Smith, heretofore appointed commissioner, by counsel, and tenders his bond in the sum of ten thousand dollars with the Globe Indemnity Company as surety thereon, and qualifies as such commissioner, which bond and oath are in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said bond and being sufficiently advised in its premises, now approves the same, and said commissioner, John M. Smith, is directed to proceed with his duties as such.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Wednesday Morning, September 16th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

LUCINDA E. KING)
VS) # 14698
WILSON T. BECK)
MATILDA J. BECK)

Comes now the plaintiff, by counsel, and files motion to substitute party plaintiff, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains the same, and John W. Keeney, Executor of the last Will and Testament of Lucinda E. King, deceased, is ordered substituted as party plaintiff.

GLEN MASTEN)
VS) # 14650
ODESSA M. SWEARENGIN)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.
A. J. Stevenson, Judge.

Thursday Morning, September 17th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

ARLA M. BUCK)
VS) # 14966 ORDER TO PRODUCE
VAN CAMP HARDWARE &)
IRON COMPANY, et al)

Comes now the plaintiff and files herein, his motion to require the defendants to produce for plaintiff's inspection and for his use at the trial of this cause, certain books and papers therein described; and it appearing to the court that due notice has been given to defendants ofthe time of hearing said motion, the same is now submitted to the court, and the court sustains and grants the same.

IT IS THEREFORE ORDERED, that the defendants produce in this court on or before the 21st day of September, 1936, for plaintiff's inspection and for use as evidence in the trial of said cause, the following books and papers, to-wit:

Salesmen's commission records and salesmen's profit sheets having to do with the account of Arla M. Buck with Van Camp Hardware & Iron Company, for the years 1924, 1925, 1926, 1927, 1928, 1929, 1930, 1931, 1932, 1933 and 1934.

And this proceeding is continued.

Comes now the defendant, by counsel, and files motion for production of correspondence, which motion is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said motion, the same is now set for hearing, Saturday, September 19th, 1936.

IMPANELLING OF PETIT JURY FOR SEPTEMBER TERM, 1936.

The Clerk of this Court is ordered to issue venire for the jurors of the Petit Jury, requiring them to report for duty in the Hendricks Circuit Court on Friday, September 18th, 1936, at 9:00 o'clock A. M.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.
A. J. Stevenson, Judge.

Friday Morning, September 18th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

NELLIE KESLER)
VS) # 13714 Judgt. vs Pltf. for Costs.
JOE KESLER) J. D. 17, Page 138.

It appearing to the Court that this cause has been set for trial, and the plaintiff failing to appear, the same is now dismissed by the Court for want of prosecution at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed for want of prosecution, and the plaintiff, Nellie Kesler, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

HENDRICKS COUNTY BOARD OF)
FINANCE OF HENDRICKS COUNTY,)
INDIANA)
VS) # 13821 Judgt. vs Pltf. for Costs.
OSCAR T. SCAMAHORN, ET AL.) J. D. 17, Page 138.

Comes now the plaintiff, by counsel, and upon its motion this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Hendricks County Board of Finance of Hendricks County, Indiana, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

HENDRICKS COUNTY BOARD OF)
FINANCE OF HENDRICKS COUNTY,)
INDIANA.)
VS) # 13834 Judgt. vs Pltf. for Costs
CHARLES B. WORRELL, ET AL.) J. D. 17, Page 138.

Comes now the plaintiff, by counsel, and upon its motion this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Hendricks County Board of Finance of Hendricks County, Indiana, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

HOMER SELCH)
VS) # 14955
WILLIAM M. CARRIER)
AND PHEBE A. CARRIER)

Comes now the plaintiff, by counsel, and files motion for permanent injunction on evidence heard, which motion is in the words and figures following, to-wit: (H.I.).

JOHN W. KEENEY, EXECUTOR OF)
LAST WILL AND TESTAMENT OF)
LUCINDA E. KING, DECEASED.)
VS) # 14698
WILSON T. BECK)
MATILDA J. BECK)

Comes now the plaintiff, by counsel, and files amended complaint, which amended complaint is in the words and figures following, to-wit: (H.I.).

And now the Court having seen and examined said amended complaint and being sufficiently advised, now orders summons issued to the Sheriff of Boone County, Indiana, for the defendant, E. R. Jaques Company, making the same returnable, October 3rd, 1936.

STATE OF INDIANA, EX REL)
LUTHER SYMONS, BANK COM-)
MISSIONER)
VS) # 13635 ORDER TO COMPROMISE AND CONFOUND
HUNTER BANK) JUDGMENT.

Comes now Harney F. Semones, Receiver of Hunter Bank, Brownsburg, Indiana, and files his verified petition showing therein that among the assets of said Hunter Bank was a note calling for the principal sum of $500.00 with interest at 8 per cent per annum and attorney fees. The said note was on the 26th day of January, 1935, reduced to a judgment and said judgment was in the sum of $654.44, which said sum included principal, interest and attorney fees (insert). And the court having examined said petition and being sufficiently advised in relation thereto now finds that the averments therein contained are true and that in the interest of said receivership the prayer thereof ought to be granted.

It is therefore ordered by the Court that the said Receiver receive from the said James W. Ferree the said sum of $250.00 in full and final settlement of his obligation upon the said $500.00 dollar note and that this said Receiver release and discharge the said judgment and mark the same fully paid and satisfied on the records in the Office of the Hendricks Circuit Court.

STATE OF INDIANA)
VS) # 7473
MAGGIE TERRELL)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and upon its motion this charge of trespassing is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7526
ENOCH HAYNES)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and upon its motion this charge of receiving money under false pretense is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

Friday, September 18th, 1936, and the 11th day of the September Term, 1936.

STATE OF INDIANA)
VS)# 7540
CHARLES GORDON)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and upon its motion the charge of failure to support wife is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7674
M. K. Lewis)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and upon its motion the charge of delivering check without funds in bank is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.
A. J. Stevenson, Judge.

Saturday, September 19th, 1936, and the 12th day of the September Term, 1936.

Saturday Morning, September 19th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

ARLA M. BUCK)
VS) # 14966
CAN CAMP HARDWARE &)
IRON COMPANY, ET AL.)

Come now the parties, by counsel, and the Court having seen and examined the motion for production of original correspondence, heretofore filed, and being sufficiently advised in its premises, now sustains the same, and orders that said original copies of correspondance,as described in the motion, be produced at time of trial.

JOHN MASON)
VS) # 14977
ETTA MASON)

Comes now the defendant, by counsel, and files petition for temporary allowance for suit mongy, which petition is in the words and figures following, to-wit: (H.I.) And the Court having seen and examined said petition, the same is now set for hearing, Saturday, September 26th, 1936, and 9:00 o'clock A. M., and notice is ordered.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.
A. J. Stevenson, Judge.

Monday Morning, September 21st, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA EX REL)
LUANA THOMPSON)
VS) # 14968
CHARLES BERSOT)

Comes now the defendant, by counsel, and files motion for change of venue from the county, which motion is in the words and figures following, to-wit: (H.I.).

GLENDON H. McCOUN)
VS) # 14944
ETHEL McCOUN)

Comes now the plaintiff, by counsel, and the Court orders alias summons issued for the defendant, making the same returnable, October 2nd, 1936.

STATE OF INDIANA)
VS) # 7688 Judgt. vs Deft. for $25.00 and Costs.
CHARLES MELDRUM) J. D. 17, Page 138

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Charley Meldrum, in his own proper person, who being duly arraigned in open Court for his plea says that he is guilty of the charge of operating a motor vehicle while under the influence of intoxicating liquor.

It is, therefore, now adjudged and decreed by the Court that the defendant, Charley Meldrum, for the offense by him committed be and he is fined in the sum of twenty-five dollars and that he be and he is imprisoned in the State Penal Farm for a period of thirty days, and that he pay the costs of this action, taxed at _____ dollars and _____ cents.

It is further adjudged and decreed by the Court that the defendant's driver's license be suspended for one year.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

I. J. Stevenson, Judge.

Tuesday Morning, September 22nd, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

MAY ANDERSON)
VS) # 14181
A. EMMETT BLY)

Comes now the defendant, by counsel, and files affidavit for change of venue from the county, which affidavit is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7312
HARVEY L. ROBINSON)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files verified statement of failure to comply with the order of the Court, which verified statement is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said verified statement, now orders bench warrent issued to the Sheriff of Hendricks County, for the arrest of the defendant.

STATE OF INDIANA)
VS) # 7519
CLEO RIGGEN)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and the Court orders bench warrant issued for the defendant to the Sheriff of Hendricks County, Indiana.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Wednesday Morning, September 23rd, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA)
VS) # 7687 Judgt. vs Deft. for Costs.
EARL SHELLEY) J. D. 17, Page 139

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Earl Shelley, who being duly arraigned in open Court for his plea says that he is guilty of the charge of issuing a check without funds in bank.

It is, therefore, now adjudged and decreed by the Court, that the defendant, Earl Shelley, for the offense by him committed, be and he is imprisoned in the State Penal Farm for a period of six months, and that he pay the costs of this action, taxed at _____dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Thursday,,
Record read and signed in open court.
A. J. Stevenson, Judge.

Thursday Morning, September 24th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

JAMES A. COBLE, ET AL.)
VS) # 14924
CITIZENS STATE BANK OF)
STILESVILLE, INDIANA, ET AL.)

Come now the plaintiffs, by counsel, and the defendant is ruled to answer on or before October 3rd, 1936.

NEW METHOD PAINT CO.)
VS) # 14962
CHARLES W. KEATING)

Comes now the plaintiff, by counsel, and upon its motion this cause is now dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

DOROTHY MAE CALLAHAN)
By her next friend,)
HENRY CALLAHAN)
VS) # 14995 Judgt. vs Defts. for $75.00 and Costs.
INDIANA SOUTHWESTERN GAS) E N T R Y J. D. 17, Page 139.
CORPORATION AND)
HOMER W. HYATT)

Comes now the plaintiff and files consent of next friend as follows:

(H. I.)

Comes now the defendants and file waiver of service of process as follows:

(H. I.)

Comes now the defendants and file an answer in general denial to the plaintiff's complaint as follows:

(H. I.)

Come now the parties and by counsel and this cause being at issue is submitted to the court for finding and judgment and the evidence having been heard and concluded and the court being duly advised finds for the plaintiff and that the plaintiff is entitled to recover of and from the defendants the sum of Seventy-Five ($75.00) Dollars and the costs of this action.

It is therefore considered, adjudged, decreed and ordered by the court that the plaintiff have and recover from the defendants the sum of Seventy Five ($75.00) Dollars together with the costs of this action expended and taxed at $____

Comes now the plaintiff and files his petition for an order to pay money direct to said minor, which petition reads as follows:

(H. I.)

And the court being duly advised in the premises now orders

said money to be paid direct to said minor.

STATE OF INDIANA ON THE)
RELATION OF LUTHER F. SYMONS,)
BANK COMMISSIONER.)
VS) # 12421 ORDER ON FINAL SETTLEMENT.
CITIZENS STATE BANK,)
PLAINFIELD, INDIANA.)

Comes now Horace L. Hanna, Receiver of the Citizens State Bank, Plainfield, Indiana, in the above entitled cause and submits to the court the account and vouchers by him filed in final settlement thereof on the 31st. day of August, 1936, and also files and submits proofs of publication of notices to the creditors and all other interested in said estate of the filing of said account and vouchers, and that the same would be heard by the court on the 12th. day of September, 1936, said notices being published in the Plainfield Messenger, Plainfield, Indiana, and in the Republican, Danville, Indiana, and which notices and proofs the court, on examination, holds to be sufficient, and that said account and matters connected therewith are now properly before the court for final action thereon; said account, notices and proofs are in the following words and figures, to-wit: (Here Insert). And the court having examined said account and vouchers and heard the evidence relating thereto finds that the matters and facts stated in said final account are true; that the total amount chargeable to said Receiver in this trust is $205,379.52 and that said Receiver should be credited with said sum of $205,379.52 for moneys paid out by him for the debts and liabilities of his said trust, and that said Receiver has duly accounted for all sums for which he was chargeable as such Receiver, and that said trust has been duly and fully administered. And the court now allows the credits claimed for said Receiver's services as Receiver and as attorney in said cause.

The court further finds that said Receiver has duly paid to the Clerk of this court $747.38, said sum being the aggregate sum due to general creditors of said trust in distribution in the amount set opposite their names, respectively, as follows, to-wit:

Claire Arnold,	$ .08	Margaret Douglas,	.87
Y. S. Alexander,	.01	Helen Douglas,	.03
Estate of Eliza Allen, Deceased,	54.51	Dramatic Club	.13
George Armstrong,	.72	Helen Virginia England	.87
Wm. T. H. Ayres	.16	Heirs of Nettie English, deceased,	4.00
Wm. H. Batcheller	1.10	S. C. Elkins	2.55
Mary E. Blaine	5.20	Everhart & Lisby	14.00
Verl Blair	.59	W. B. Faulconer	.24
M. R. Bowman	.06	Louis Fetta	.87
Erbie Brown	.17	Charles Fishbeck	55.28
Angie Bryant, deceased,	.01	Raymond L. Foreman	.37
C. Luke Barker,	.05	Virgil H. Lyons Post G.A.R.	.03
Clara Baughman,	.10	S. R. Gaskill	2.55
W. F. Catron	.47	Lora Gaddie	.87
T. B. Carlock,	.03	Wm. H. Gans	.96
Orva Cooper,	.10	C. C. Green,	.03
Class of 1931	.02	Herbert D. Griffin,	.07
F. B. Clark	.35	Roy Greeson	1.25
Martha E. Clements	2.61	Frank Greeson	.35
O. E. Clark	.58	Madge Hall	1.04
Ruth A. Coleman	.27	Elmer Hammer,	.87
Fountain Cooper, deceased,	107.17	Guy C. Hanna,	.10
C. B. Cooper	.75	William Hamilton	1.87
Heirs of H. C. Cox, deceased	8.20	Russell Hampton	.27
W. S. Crawford	.76	Stanley Hardin	.73
Lillian E. Crawford	.87	J. M. Hilderbrand,	.10
Mrs. J. P. Curl	.42	Chas. E. Hawkins, deceased,	.08
Arnold Lee Curtis	.24	Thomas Hogle,	.07
Belle Darnell & Wm. Darnell	.19	Russell Hawkins	.09
James E. Dennis	.27	Robert Hicks	.10
Heirs of Jane T. Doan, deceased,	2.03	Ben H. Hoffman	1.68

J. S. Hudson,	$ .43	Alva Stanley,	.02
Thomas Hunt,	.55	F. M. Stokesbury,	.32
B. R. Inman,	2.06	Orville Sullivan,	.17
Wm. L. Jenkins,	.01	Jasper Thomas,	.43
M. E. Jessup,	.05	Teachers Training Class,	1.78
Chas. Jester	2.24	Charles Tharp,	.06
Nadean Jones	.21	Willis E. Tharp,	.09
Mrs. J. O. Keener,	.01	C. C. Thomas,	.23
Ella Mae Kestler	30.51	T. L. Thompson,	.12
Mary J. Killough,	.44	Chlora Thompson,	6.96
Roy Kershaw,	.10	Ruby Toland Gossett,	.04
Loren H. Lambird	2.40	Townsend Cafe,	.21
W. H. Lines	.89	R. J. Townsend,	.53
A. E. Lynam	.03	Chas. Thornbro,	.01
M. Kathryn Lyons	2.59	Cyrus D. Vaughn,	.04
Earl Maberry,	.05	Noble D. Wallace,	.02
George McCall	31.43	Annie Waters,	1.63
W. H. McKinney,	.10	Wm. T. White,	.19
Esther McCulley, deceased, heirs,	.42	Lee Wilson,	1.26
Marshall McDonald,	1.06	Walter Wheeler,	.44
McDonald & Sutherlin,	.74	Norman Wheeler,	.64
Harvey McHargue,	.53	Julia Wilson,	35.75
C. A. McLaughlin,	8.80	F. A. Wilson,	.31
Harry C. Miller,	1.93	Earl or Helen Wood,	.52
Roy A. Moore,	.11	John Wood,	.04
Mrs. Roy A. Moore,	.07	Heirs of R. D. Woodward, deceased,	.35
Roy A. Moore, Jr.,	1.10	W. O. S. Club,	.12
Emma F. Moon,	.20	J. W. Johnson,	.13
Catharine Jeannette Mills,	.67	Leora B. Petty,	.35
Wendell A. Moore,	.13	David L. Newlin, deceased, heirs,	.25
J. H. Morris,	.62	Charles F. Cline,	.10
Roy L. Nelson,	2.55	Samuel Small, deceased, heirs,	.03
Earl C. Newlon	.06	Wilmer Barnes,	.17
Monroe Nicholas	9.38	Sarah R. Sawyer,	.57
Anna Nicholson,	1.15	A. A. Sprague,	.05
Allen Nicholson,	3.61	Webb and Allen,	.01
Virgil Oaks,	.03	Mrs. Leora Petty,	.44
O. J. Osborn,	.37	W. W. Carter,	1.52
C. M. Oursler,	4.61	Mahlon L. Creed,	.22
Clyde Osborn,	.14	Alonzo L. Fields,	.10
Esther McKenzie,	17.27	Thomas McQuillan,	.35
Lois Thomas,	17.27	W. E. Quillen	.01
Esther McKenzie,	.24	E. J. Russell,	.83
Lois Thomas,	.24	Frank Stout,	1.67
G. W. Pfaffenberger,	1.47	James F. Smith,	.02
Harley Patrick,	.06	C. T. Collier,	.46
Edward Reed,	.47	R. H. Ellis,	.03
Leora Petty,	3.48	W. A. Pike,	.24
Roshell Phillips,	1.35	J. W. Roberts,	.04
Plainfield Tourist Home,	.01	A. E. Turley building,	1.37
Chester Price,	.75	D. C. Webb,	2.18
Clarence Price,	.37	Heirs of Orie E. Will, deceased,	.11
Pauline Pritchard,	.02	W. W. Wilson,	1.70
Walker Voss,	17.40	Z. C. Bryant,	.02
Estate of Ella Renner, dec'd.	.60	Choral Union,	.06
Ralph B. Richardson,	.56	J. D. Clayton,	.48
Charles T. Riddel,	3.65	E. S. Duliss,	.23
W. R. Robertson,	111.36	Enos Fenton,	.01
Earl J. Rood,	.08	John Foltz,	.01
D. H. Roby,	.34	James T. Hale,	.35
Leonard Rusie,	.61	William Henry,	.21
M. G. Rushton, Relief,	.63	H. A. Henry,	.44
Rushton and McCracken,	.02	Henry Hite,	.10
M. G. Rushton, Agent for Mary Cammack	.02	S. E. Hicks,	.17
David M. Saferight, deceased, heirs,	43.42	Sallie Hollingsworth,	.21
Gayeton Sater,	.25	O. C. Hornaday,	.17
Albert Schutte,	2.52	Eddie Hobbs,	.01
George Shane,	.70	Loomis Henkins,	.72
Roland B. Shreve,	9.22	J. J. Kauble,	.28
Fred Shoemaker	.04	Avery L. Lee,	.71
Roxie Shoemaker,	2.67	J. J. Lee,	1.17
Paul Siddons,	1.02	James F. Lynch,	2.96
Chester D. Smith	.09	James E. McCaslin,	.07
Paul Scgutte,	.03	Roy McClain,	.32
Mrs. Kenneth Smith,	.01	Edward L. Martin,	.11
L. E. Smith,	.06	J. E. Prewitt, Trustee,	2.04
Amanda Smith,	4.38	Rogers & Crews,	.10
McKendree Smith,	.87	Alfred Schwab,	.29
K. J. Smith,	.32	Charles Sortors,	.10
May Smith,	.63	C. E. Stewart,	.17
W. S. Sosamon,	.87	George Thompson,	.58
Harry Snodgrass,	5.45	Clark West,	.35
		F. N. Arnold,	16.00
		Minnie Ellen Pike,	10.00
Total of above sums,		$747.38	

The court further finds that said Receiver has duly delivered to the Clerk of this court for the benefit of creditors of said Citizens State Bank, Plainfield, Indiana, all notes as set forth in his report filed June 22, 1935, on pages 1 and 2 thereof, and as set forth in said final report, and that the judgments also reported to this court and as set forth in this Receiver's report filed June 22, 1936 on

pages 2 and 3 thereof in the aggregate sum of $31,271.00 are absolutely worthless, all as set forth in said final report.

And the court now in all things approves and confirms said account in final settlement and the acts of said Receiver as by him therein reported, and directs said sum of $747.38 so paid into court and as shown above, distributed by the clerk thereof among said general creditors in the proportion due to each of them and in the amounts set opposite their names, respectively, and as in said final report set forth.

And it is further and finally ordered by the court that said Receiver be and he now is released and discharged from his said trust and that said receivership of said Citizens State Bank, Plainfield, Indiana, be and the same is adjudged fully administered upon and finally settled, liquidated and determined.

RECEIPTS:

1._____ Rec'd.0$.08 my distributive share herein. _____ (Claire Arnold) ✓

2._____ Rec'd.0$.01 my distributive share herein. _____ (Y. S. Alexander) ✓

3._____ Rec'd.0$54.51 my distributive share herein. _____ (Estate of Eliza Allen, Dec'd.)

4._____ Rec'd.0$.72 my distributive share herein. _____ (George Armstrong) ✓

5._____ Rec'd.0$.16 my distributive share herein. _____ (Wm. T. H. Ayres) ✓

6._____ Rec'd.0$1.10 my distributive share herein. _____ (Wm. H. Batcheller) ✓

7._____ Rec'd0$5.20 my distributive share herein. _____ (Mary E. Blaine) ✓

8._____ Rec'd.0$.59 my distributive share herein. _____ (Verl Blair) ✓

9._____ Rec'd.0$.06 my distributive share herein. _____ (M. R. Bowman) ✓

10._____ Rec'd.0$.17 my distributive share herein. _____ (Erbie Brown) ✓

11._____ Rec'd.0$.01 my distributive share herein. _____ (Angie Bryant, Dec'd., heirs) ✓

12._____ Rec'd.0$.05 my distributive share herein. _____ (C. Luke Barker) ✓

13._____ Rec'd.0$.10 my distributive share herein. _____ (Clara Baughman) ✓

14._____ Rec'd.0$.47 my distributive share herein. _____ (W. F. Catron) ✓

15._____ Rec'd.0$.03 my distributive share herein. _____ (T. B. Carlock) ✓

16._____ Rec'd.0$.10 my distributive share herein. _____ (Orva Cooper) ✓

17._____ Rec'd.0$.02 my distributive share herein. _____ (Class of 1931) ✓

18._____ Rec'd0$.35 my distributive share herein. _____ (F. B. Clark) ✓

19._____ Rec'd0$2.61 my distributive share herein. _____ (Martha E. Clements) ✓

20._____ Rec'd0$.58 my distributive share herein. _____ (O. E. Clark) ✓

21._____ Rec'd0$.27 my distributive share herein. _____ (Ruth A. Coleman) ✓

22._____ Rec'd.0$107.17 my distributive share herein. _____ (Fountain Cooper, deceased, heirs) ✓

23._____ Rec'd0$.75 my distributive share herein. _____ (O. B. Cooper) ✓

24._____ Rec'd.0$8.20 my distributive share herein. _____ (Heirs of H. C. Cox, deceased) ✓

25._____ Rec'd.0$.76 my distributive share herein. _____ (W. S. Crawford) ✓

26._____ Rec'd.0$.87 my distributive share herein. _____ (Lillian E. Crawford) ✓

27._____ Rec'd0$.42 my distributive share herein. _____ (Mrs. J. P. Curl) ✓

28._____ Rec'd0$.24 my distributive share herein. _____ (Arnold Lee Curtis) ✓

29._____ Rec'd.0$.19 my distributive share herein. _____ (Belle Darnell & Wm. Darnell) ✓

30._____ Rec'd0$.27 my distributive share herein. _____ (James E. Dennis) ✓

31._____ Rec'd.0$2.03 my distributive share herein. _____ (Heirs of Jane T. Doan, deceased) ✓

32._____ Rec'd0$.87 my distributive share herein. _____ (Margaret Douglas) ✓

33._____ Rec'd0$.03 my distributive share herein. _____ (Helen Douglas) ✓

34._____ Rec'd0$.13 my distributive share herein. _____ (Dramatic Club) ✓

35._____ Rec'd0$.87 my distributive share herein. _____ (Helen Virginia England) ✓

36._____ Rec'd0$4.00 my distributive share herein. _____ (Heirs of Nettie English, deceased) ✓

37._____ Rec'd0$2.55 my distributive share herein. _____ (S. O. Elkins) ✓

38._____ Rec'd0$14.00 my distributive share herein. _____ (Everhart & Lisby) ✓

39._____ Rec'd0$.24 my distributive share herein. _____ (W. B. Fauldoner) ✓

40._____ Rec'd0$.87 my distributive share herein. _____ (Louis Fetta) ✓

41._____ Rec'd0$55.28 my distributive share herein. _____ (Charles Fishbeck) ✓

42._____ Rec'd0$.37 my distributive share herein. _____ (Raymond L. Foreman) ✓

43._____ Rec'd0$.03 my distributive share herein. _____ (Virgil H. Lyons Post G.A.R.) ✓

44._____ Rec'd0$2.55 my distributive share herein. _____ (S. R. Gaskill) ✓

45._____ Rec'd0$.87 my distributive share herein. _____ (Lora Gaddie) ✓

46._____ Rec'd0$.96 my distributive share herein. _____ (Wm. H. Gans) ✓

47._____ Rec'd0$.03 my distributive share herein. _____ (C. C. Green) ✓

48._____ Rec'd0$.07 my distributive share herein. _____ (Herbert D. Griffin) ✓

49._____ Rec'd0$1.25 my distributive share herein. _____ (Roy Greeson) ✓

50._____ Rec'd0$.35 my distributive share herein. _____ (Frank Greeson) ✓

51._____ Rec'd0$1.04 my distributive share herein. _____ (Madge Hall) ✓

52._____ Rec'd0$.87 my distributive share herein. _____ (Elmer Hammer) ✓

53._____ Rec'd0$.10 my distributive share herein. _____ (Guy C. Hanna) ✓

54._____ Rec'd0$1.87 my distributive share herein. _____ (William Hamilton) ✓

55._____ Rec'd.0$.27 my distributive share herein. _____ (Russell Hampton) ✓

56. _____ Rec'd. $.73 my distributive share herein. (Stanley Hardin) ✓

57. _____ Rec'd. $.10 my distributive share herein. (J. M. Hilderbrand) ✓

58. _____ Rec'd. $.08 my distributive share herein. (Chas. E. Hawkins, deceased, heirs) ✓

59. _____ Rec'd. $.07 my distributive share herein. (Thomas Hogle) ✓

60. _____ Rec'd. $.09 my distributive share herein. (Russell Hawkins) ✓

61. _____ Rec'd. $.10 my distributive share herein. (Robert Hicks) ✓

62. _____ Rec'd. $1.68 my distributive share herein. (Ben H. Hoffman) ✓

63. _____ Rec'd. $.43 my distributive share herein. (J. S. Hudson) ✓

64. _____ Rec'd. $.55 my distributive share herein. (Thomas Hunt) ✓

65. _____ Rec'd. $2.06 my distributive share herein. (B. R. Inman) ✓

66. _____ Rec'd. $.01 my distributive share herein. (Wm. L. Jenkins) ✓

67. _____ Rec'd. $.05 my distributive share herein. (M. E. Jessup) ✓

68. _____ Rec'd. $2.24 my distributive share herein. (Chas. Jester) ✓

69. _____ Rec'd. $.21 my distributive share herein. (Nadean Jones) ✓

70. _____ Rec'd. $.01 my distributive share herein. (Mrs. J. O. Keener) ✓

71. Aug 7, 1937 Rec'd. $30.51 my distributive share herein. Ella Mae Kastler by Dazart Johnson Jr #998 (Ella Mae Kastler) ✓

72. _____ Rec'd. $.44 my distributive share herein. (Mary J. Killough) ✓

73. _____ Rec'd. $.10 my distributive share herein. (Roy Kershaw) ✓

74. _____ Rec'd. $2.40 my distributive share herein. (Loren H. Lambird) ✓

75. _____ Rec'd. $.89 my distributive share herein. (W. H. Lines) ✓

76. _____ Rec'd. $.03 my distributive share herein. (A. E. Lynam) ✓

77. _____ Rec'd. $2.59 my distributive share herein. (M. Kathryn Lyons) ✓

78. _____ Rec'd. $.05 my distributive share herein. (Earl Maberry) ✓

79. _____ Rec'd. $31.43 my distributive share herein. (George McCall) ✓

80. _____ Rec'd. $.10 my distributive share herein. (W. H. McKinney) ✓

81. _____ Rec'd. $.42 my distributive share herein. (Esther McCulley, deceased, heirs) ✓

82. _____ Rec'd. $1.06 my distributive share herein. (Marshall McDonald) ✓

83. _____ Rec'd. $.74 my distributive share herein. (McDonald & Sutherlin) ✓

84. _____ Rec'd. $.53 my distributive share herein. (Harvey McHargue) ✓

85. _____ Rec'd. $3.80 my distributive share herein. (O. A. McLaughlin) ✓

86. _____ Rec'd. $1.93 my distributive share herein. (Harry C. Miller) ✓

87. _____ Rec'd. $.11 my distributive share herein. (Roy A. Moore) ✓

88. _____ Rec'd. $.07 my distributive share herein. (Mrs. Roy A. Moore) ✓

89. _____ Rec'd. $1.10 my distributive share herein. (Roy A. Moore, Jr.) ✓

90. _____ Rec'd. $.20 my distributive share herein. (Emma F. Moon) ✓

91. _____ Rec'd. $.67 my distributive share herein. (Catharine Jeannette Mills) ✓

92. _____ Rec'd. $.13 my distributive share herein. (Wendell A. Moore) ✓

93. _____ Rec'd. $.62 my distributive share herein. (J. H. Morris) ✓

94. _____ Rec'd. $2.55 my distributive share herein. (Roy L. Nelson) ✓

95. _____ Rec'd. $.06 my distributive share herein. (Earl C. Newlon) ✓

96. _____ Rec'd. $9.38 my distributive share herein. (Monroe Nicholas) ✓

97. _____ Rec'd. $1.15 my distributive share herein. (Anna Nicholson) ✓

98. _____ Rec'd. $3.61 my distributive share herein. (Allen Nicholson) ✓

99. _____ Rec'd. $.03 my distributive share herein. (Virgil Oake) ✓

100. _____ Rec'd. $.37 my distributive share herein. (O. J. Osborn) ✓

101. Mar. 14 1940 Rec'd. $4.61 my distributive share herein. L. M. Oursler By Luther Shaw (C. M. Oursler) ✓

102. _____ Rec'd. $.14 my distributive share herein. (Clyde Osborn) ✓

103. _____ Rec'd. $17.27 my distributive share herein. (Esther McKenzie) ✓

104. _____ Rec'd. $17.27 my distributive share herein. (Lois Thomas) ✓

105. _____ Rec'd. $.24 my distributive share herein. (Esther McKenzie) ✓

106. _____ Rec'd. $.24 my distributive share herein. (Lois Thomas) ✓

107. _____ Rec'd. $1.47 my distributive share herein. (G. W. Pfaffenberger) ✓

108. _____ Rec'd. $.06 my distributive share herein. (Harley Patrick) ✓

109. _____ Rec'd. $.47 my distributive share herein. (Edward Reed) ✓

110. _____ Rec'd. $3.48 my distributive share herein. (Leora Petty) ✓

111. _____ Rec'd. $1.35 my distributive share herein. (Roshell Phillips) ✓

112. _____ Rec'd. $.01 my distributive share herein. (Plainfield Tourist Home) ✓

113. _____ Rec'd. $.75 my distributive share herein. (Chester Price) ✓

114. _____ Rec'd. $.37 my distributive share herein. (Clarence Price) ✓

115. _____ Rec'd. $.02 my distributive share herein. (Pauline Pritchard) ✓

116. _____ Rec'd. $17.40 my distributive share herein. (Walker Voss) ✓

117. _____ Rec'd. $.60 my distributive share herein. (Estate of Ella Renner, deceased) ✓

118. _____ Rec'd. $.56 my distributive share herein. (Ralph B. Richardson) ✓

119. _____ Rec'd. $3.65 my distributive share herein. (Charles T. Riddel) ✓

120. _____ Rec'd. 0 $111.36 my distributive share herein. (W. R. Robertson) ✓

121. _____ Rec'd 0 $.08 my distributive share herein. (Earl J. Rood) ✓

122. May 6, 1940 Rec'd. $.34 my distributive share herein. D. H. Roby (D. H. Roby)

123. _____ Rec'd 0 $.61 my distributive share herein. (Leonard Rusie) ✓

124. _____ Rec'd 0 $.63 my distributive share herein. (M. G. Rushton, Relief) ✓

125. _____ Rec'd 0 $.02 my distributive share herein. (Rushton and McCracken) ✓

126. _____ Rec'd 0 $.02 my distributive share herein. (M. G. Rushton, Agent for Mary Cammack) ✓

127. _____ Rec'd 0 $43.42 my distributive share herein. (David M. Saferight, deceased, heirs) ✓

128. _____ Rec'd 0 $.25 my distributive share herein. (Gayeton Sater) ✓

129. _____ Rec'd 0 $2.52 my distributive share herein. (Albert Schutte) ✓

130. _____ Rec'd 0 $.70 my distributive share herein. (George Shane) ✓

131. Oct 30-1937 Rec'd. $9.22 my distributive share herein. Roland B Shreve (Roland B. Shreve) ✓

132. _____ Rec'd 0 $.04 my distributive share herein. (Fred Shoemaker) ✓

133. July 1-39 Rec'd. $2.67 my distributive share herein. Roxie Shoemaker by Erma Mikam (Roxie Shoemaker) ✓

134. _____ Rec'd 0 $1.02 my distributive share herein. (Paul Siddons) ✓

135. _____ Rec'd 0 $.09 my distributive share herein. (Chester D. Smith) ✓

136. _____ Rec'd 0 $.03 my distributive share herein. (Paul Scgutte) ✓

137. _____ Rec'd 0 $.01 my distributive share herein. (Mrs. Kenneth Smith) ✓

138. _____ Rec'd 0 $.06 my distributive share herein. (L. E. Smith) ✓

139. _____ Rec'd 0 $4.38 my distributive share herein. (Amanda Smith) ✓

140. _____ Rec'd 0 $.87 my distributive share herein. (McKendree Smith) ✓

141. _____ Rec'd 0 $.32 my distributive share herein. (K. J. Smith) ✓

142. _____ Rec'd 0 $.63 my distributive share herein. (May Smith) ✓

143. _____ Rec'd 0 $.87 my distributive share herein. (W. S. Sosamon) ✓

144. Sept. 12-1938 Rec'd. $5.45 my distributive share herein. Harry Snodgrass (Harry Snodgrass) ✓

145. _____ Rec'd 0 $.02 my distributive share herein. (Alva Stanley) ✓

146. _____ Rec'd 0 $.32 my distributive share herein. (F. M. Stokesbury) ✓

147. _____ Rec'd 0 $.17 my distributive share herein. (Orville Sullivan) ✓

148. _____ Rec'd 0 $.43 my distributive share herein. (Jasper Thomas) ✓

149. _____ Rec'd 0 $1.78 my distributive share herein. (Teachers Training Class) ✓

150. _____ Rec'd 0 $.06 my distributive share herein. (Charles Tharp) ✓

151. _____ Rec'd 0 $.09 my distributive share herein. (Willis E. Tharp) ✓

152. _____ Rec'd. 0 $.23 my distributive share herein. (C. C. Thomas) ✓

153. _____ Rec'd. 0 $.12 my distributive share herein. (T. L. Thompson) ✓

154. _____ Rec'd. 0 $6.96 my distributive share herein. (Chlora Thompson) ✓

155. _____ Rec'd. 0 $.04 my distributive share herein. (Ruby Toland Gossett) ✓

156. _____ Rec'd. 0 $.21 my distributive share herein. (Townsend Cafe) ✓

157. _____ Rec'd 0 $.53 my distributive share herein. (R. J. Townsend) ✓

158. _____ Rec'd 0 $.01 my distributive share herein. (Chas. Thornbro) ✓

159. _____ Rec'd 0 $.04 my distributive share herein. (Cyrus D. Vaughn) ✓

160. _____ Rec'd 0 $.02 my distributive share herein. (Noble D. Wallace) ✓

161. _____ Rec'd 0 $1.63 my distributive share herein. (Annie Waters) ✓

162. _____ Rec'd. 0 $.19 my distributive share herein. (Wm. T. White) ✓

163. _____ Rec'd. 0 $1.26 my distributive share herein. (Lee Wilson) ✓

164. _____ Rec'd 0 $.44 my distributive share herein. (Walter Wheeler) ✓

165. _____ Rec'd 0 $.64 my distributive share herein. (Norman Wheeler) ✓

166. _____ Rec'd 0 $35.75 my distributive share herein. (Julia Wilson) ✓

167. _____ Rec'd. 0 $.31 my distributive share herein. (F. A. Wilson) ✓

168. _____ Rec'd 0 $.52 my distributive share herein. (Earl Or Helen Wood) ✓

169. _____ Rec'd 0 $.04 my distributive share herein. (John Wood) ✓

170. _____ Rec'd 0 $.35 my distributive share herein. (Heirs of R. D. Woodward, deceased) ✓

171. _____ Rec'd 0 $.12 my distributive share herein. (W. O. S. Club) ✓

172. Aug 7, 1937 Rec'd. $.13 my distributive share herein. J. W. Johnson by Naylet H Johnson (J. W. Johnson) ✓

173. _____ Rec'd 0 $.35 my distributive share herein. (Leora B. Petty) ✓

174. _____ Rec'd 0 $.25 my distributive share herein. (David I. Newlin, deceased, heirs) ✓

175. _____ Rec'd 0 $.10 my distributive share herein. (Charles F. Cline) ✓

176. _____ Rec'd. 0 $.03 my distributive share herein. (Samuel Small, deceased, heirs) ✓

177. _____ Rec'd 0 $.17 my distributive share herein. (Wilmer Barnes) ✓

178. _____ Rec'd 0 $.57 my distributive share herein. (Sarah R. Sawyer) ✓

179. _____ Rec'd 0 $.05 my distributive share herein. (A. A. Sprague) ✓

180. _____ Rec'd 0 $.01 my distributive share herein. (Webb and Allen) ✓

181. _____ Rec'd 0 $.44 my distributive share herein. (Mrs. Leora Petty) ✓

182. _____ Rec'd 0 $1.52 my distributive share herein. (W. W. Carter) ✓

183. _____ Rec'd 0 $.22 my distributive share herein. (Mahlon I. Creed) ✓

Thursday, September 24th, 1936, and the 16th day of the September Term, 1936.

184. _____ Rec'd O $.10 my distributive share herein. _____ (Alonzo L. Fields) ✓

185. _____ Rec'd O $.35 my distributive share herein. _____ (Thomas McQuillan) ✓

186. _____ Rec'd O $.01 my distributive share herein. _____ (W. E. Quillen) ✓

187. _____ Rec'd O $.83 my distributive share herein. _____ (E. J. Russell) ✓

188. _____ Rec'd O $1.67 my distributive share herein. _____ (Frank Stout) ✓

189. _____ Rec'd O $.02 my distributive share herein. _____ (James F. Smith) ✓

190. _____ Rec'd O $.46 my distributive share herein. _____ (O. T. Collier) ✓

191. _____ Rec'd O $.03 my distributive share herein. _____ (R. H. Ellis) ✓

192. _____ Rec'd O $.24 my distributive share herein. _____ (W. A. Pike) ✓

193. _____ Rec'd O $.04 my distributive share herein. _____ (J. W. Roberts) ✓

194. _____ Rec'd O $1.37 my distributive share herein. _____ (A. E. Turley building) ✓

195. _____ Rec'd O $2.18 my distributive share herein. _____ (D. C. Webb) ✓

196. _____ Rec'd O $.11 my distributive share herein. _____ (Heirs of Orie Will, ✓ deceased)

197. _____ Rec'd O $1.70 my distributive share herein. _____ (W. W. Wilson) ✓

198. _____ Rec'd O $.02 my distributive share herein. _____ (Z. C. Bryant) ✓

199. _____ Rec'd O $.06 my distributive share herein. _____ (Choral Union) ✓

200. _____ Rec'd O $.48 my distributive share herein. _____ (J. D. Clayton) ✓

201. _____ Rec'd O $.23 my distributive share herein. _____ (E. S. Euliss) ✓

202. _____ Rec'd O $.01 my distributive share herein. _____ (Enos Fenton) ✓

203. _____ Rec'd O $.01 my distributive share herein. _____ (John Foltz) ✓

204. _____ Rec'd O $.35 my distributive share herein. _____ (James T. Hale) ✓

205. _____ Rec'd O $.31 my distributive share herein. _____ (William Henry) ✓

206. _____ Rec'd O $.44 my distributive share herein. _____ (H. A. Henry) ✓

207. _____ Rec'd O $.10 my distributive share herein. _____ (Henry Hite) ✓

208. _____ Rec'd O $.17 my distributive share herein. _____ (S. E. Hicks) ✓

209. _____ Rec'd O $.21 my distributive share herein. _____ (Sallie Hollingsworth) ✓

210. _____ Rec'd O $.17 my distributive share herein. _____ (O. C. Hornaday) ✓

211. _____ Rec'd O $.01 my distributive share herein. _____ (Eddie Hobbs) ✓

212. _____ Rec'd O $.72 my distributive share herein. _____ (Lommis Jenkins) ✓

213. _____ Rec'd O $.28 my distributive share herein. _____ (J. J. Kauble) ✓

214. _____ Rec'd O $.71 my distributive share herein. _____ (Avery L. Lee) ✓

215. _____ Rec'd O $1.17 my distributive share herein. _____ (J. J. Lee) ✓

Payed to Attorney General, State of Indiana $694.45 in check no. 3021, dated Jan. 13, 1947 Payed H. Johnson, Clerk.

Thursday, September 24th, 1936, and the 16th day of the September Term, 1936.

216. _____ Rec'd O $2.96 my distributive share herein. _____ (James F. Lynch) ✓

217. _____ Rec'd O $.07 my distributive share herein. _____ (James E. McCaslin) ✓

218. _____ Rec'd O $.32 my distributive share herein. _____ (Roy McClain) ✓

219. _____ Rec'd O $.11 my distributive share herein. _____ (Edward L. Martin) ✓

220. _____ Rec'd O $2.04 my distributive share herein. _____ (J. E. Prewitt, Trustee) ✓

221. _____ Rec'd O $.10 my distributive share herein. _____ (Rogers & Crews) ✓

222. _____ Rec'd O $.29 my distributive share herein. _____ (Alfred Schwab) ✓

223. _____ Rec'd O $.10 my distributive share herein. _____ (Charles Sortors) ✓

224. _____ Rec'd O $.17 my distributive share herein. _____ (C. E. Stewart) ✓

225. _____ Rec'd O $.58 my distributive share herein. _____ (George Thompson) ✓

226. _____ Rec'd O $.35 my distributive share herein. _____ (Clark West) ✓

227. _____ Rec'd O $16.00 my distributive share herein. _____ (F. N. Arnold) ✓

228. _____ Rec'd O $10.00 my distributive share herein. _____ (Minnie Ellen Pike) ✓

7/26/44 Balance $694.45

And court adjourned until 9:00 o'clock A. M. Friday,

Record read and signed in open court.

A. J. Stevenson, Judge.

Friday Morning, September 25th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

ELIJAH E. WALLACE)
VS) # 14018 Judgt. vs Pltf. for Costs.
MAHALA WALLACE) J. D. 17, Page 139.

It appearing to the Court that this cause has been set for trial, and the plaintiff failing to appear, the same is now dismissed, by the Court for want of prosecution at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Elijah E. Wallace, is ordered to pay the costs of this action, taxed at _____dollars and _____ cents.

CLEMENT E. KELLEY, RECEIVER)
OF CLAYTON BANK AND TRUST CO.)
VS) # 14111 Judgt. vs Pltf. for Costs.
DON GARRISON AND BERNICE) J. D. 17, Page 139.
GARRISON)

It appearing to the Court that this cause has been set for trial, and the plaintiff failing to appear, the same is now dismissed by the Court for want of prosecution at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Clement E. Kelley, Receiver of Clayton Bank and Trust Company, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

CLEMENT E. KELLEY, RECEIVER)
OF CLAYTON BANK AND TRUST CO.)
VS) #14112 Judgt. vs Pltf. for Costs.
CORBIN J. RUSHTON) J. D. 17, Page 140.

It appearing to the Court that this cause has been set for trial, and the plaintiff failing to appear, the same is now dismissed by the Court for want of prosecution at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Clement E. Kelley, Receiver of Clayton Bank and Trust Company, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

NOBLE WOODSON NEW, ETC.)
VS) # 14831
HENRY M. WILSON, ET AL.)

Comes now the plaintiff, by counsel, and files amended complaint, which amended complaint is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7659
WILLIAM T. WHITE)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and on its motion bench warrant ordered issued for the arrest of the defendant.

ARLA M. BUCK)
VS) # 14966 Judgt. vs Pltf. for Costs.
VAN CAMP HARDWARE) J. D. 17, Page 140.
AND IRON COMPANY, ET AL.)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Arla M. Buck, is ordered to pay the costs of this action, taxed at _____dollars and_____ cents.

DOROTHEA M. CASTINO)
VS) # 14952 Divorce Decree Judgt. vs Deft. for Costs.
AMEL L. CASTINO.) J. D. 17, Page 140.

Comes now the above named plaintiff, Dorothea M. Castino, in her own proper person, and by counsel, and comes also the above named defendant, Amel L. Castino, by counsel, and it appearing to the satisfaction of the court that the said defendant has been duly notified of the filing and pendency of this action for more than ten days prior to the return date fixed by endorsement on the plaintiff's complaint, as the same is shown by the writ of summons issued herein and the endorsement of return thereon by the Sheriff of Hendricks County, Indiana, which writ of summons and said sheriff's return thereon are in the following words and figures, to wit: (H.I.).

And now it further appears to the satisfaction of the court that more than sixty days have elapsed since said summons was served upon said defendant and that the court now has jurisdiction in this cause for the purposes of trial, finding, judgment and decree.

And now this cause coming on for trial and the court, having heard the evidence and being fully advised and informed in the premises, does now find for the plaintiff and that she is entitled to a divorce from the defendant for the reasons and on the grounds alleged and set forth in her complaint herein.

And the court further finds that said plaintiff is entitled have the costs of this action adjudged against the defendant.

It is therefore adjudged and decreed by the court that the bonds of matrimony heretofore existing between the plaintiff and defendant are hereby dissolved and set aside and are hereby held for naught; that the plaintiff is hereby granted an absolute divorce from the defendant.

It is further adjudged by the court that the defendant pay the costs of this action taxed at _____dollars and _____cents.

STATE EX REL LUTHER SYMONS)

VS) # 13810 O R D E R

CLAYTON BANK & TRUST COMPANY)

Comes now Clement E. Kelley, receiver of the Clayton Bank & Trust Company, and files his verified report of certain personal property and certain real estate to The Danville State Bank of Danville, Indiana, which report is in the words and figures as follows, to-wit: (H.I.)

And the court being duly advised in the premises and finds that said property has heretofore been ordered to be sold by said receiver; and the court finding that the bid of $2500.00 being the best bid and offer that said receiver has obtained for said personal property and the real estate now finds that said report of sale of this receiver should be approved and said property sold and such conveyances made as will place the title to said property in said purchaser.

The court further finds that because of certain judgments against said receiver, the deed for said real estate, the bill of sale for said personal property and the purchase money should be placed in escrow in the First National Bank of Danville, Indiana, until said judgments against said receiver are released and fully satisfied of record.

It is, therefore, ordered and adjudged by the court that the report of the sale of the receiver of the Clayton Bank & Trust Company of the following described real estate in Hendricks County, State of Indiana,

> Lot Number two (2) in block Numbered (1) in the Western addition to the town of Clayton, except 52½ feet of uniform width off of and across the entire west side of said lot,

be, and the same, is, hereby approved and confirmed.

It is further ordered, adjudged and decreed that the sale of personal property described in said receiver's report of sale be, and the same is, hereby approved and confirmed. And said receiver is now ordered to execute his deed to the purchaser of said real estate and to execute his bill of sale to the purchaser for said personal property.

It is further ordered, adjudged and decreed that said deed and said bill of sale together with the purchase price for said property in the sum of $2500.00 be placed in escrow with the First National Bank of Danville, Indiana, until the release and satisfaction of the judgments against the receiver of the Clayton Bank & Trust Company in favor of Georgia Rodenbeck and one John T. Albertson.

And now comes the receiver herein and presents to the court his deed for the real estate hereinabove described, which deed is now approved by the Judge of the Hendricks Circuit Court in open court by the following endorsement upon said deed, "Examined and approved in open court this 25th day of September, 1936. A. J. Stevenson, Judge of Hendricks Circuit Court."

And now it is further ordered, adjudged and decreed that said deed together with the bill of sale for the personal property and the purchase money be now delivered to the First National Bank in escrow to be held by them until the aforesaid judgments are released and satisfied of record, at which time said deed and bill of sale shall be delivered to The Danville State Bank of Danville, Indiana, and the purchase money delivered to Clement E. Kelley, receiver of the Clayton Bank & Trust Company of Clayton, Indiana.

JOHN MASON)

VS) # 14977

ETTA MASON)

Come now the parties, in person and by counsel, and the defendant files answer and cross-complaint, which answer and cross-complaint are in the words and figures following, to-wit: (H.I.).

And court adjourned until 9:00 o'clock A. M. Saturday,

Record read and signed in open court.

A. J. Stevenson, Judge.

Saturday Morning, September 26th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

CARROLL E. LYNCH)
VS) # 14862
LILLIAN LYNCH)

Come now the parties, in person and by counsel, and the defendant files demurrer to petition for citation, which demurrer is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said demurrer and being sufficiently advised in its premises, now sustains the same, to which ruling the defendant duly objects and excepts.

STUART WADDELL AND IRA SCOTT)
WADDELL, PARTNERS DOING)
BUSINESS UNDER THE TRADE NAME)
OF THE BROWNSBURG PACKING CO.)
Plaintiff.) Judgt. vs Deft. for Costs.
VS) INJUNCTION NUMBER 15000 J. D. 17, Page 140.
HARRY P. TROST,)
Defendant.)

Comes now the Plaintiffs by counsel and it appearing to the Court by notice to the defendant herein and the return of the Sheriff endorsed thereon, that said defendant had been served with notice before the day set for this hearing, which said notice and return of said sheriff are in the words and figures as follows, to-wit: (Here Insert). And this cause being at issue is submitted to the court for trial without the intervention of a jury and the court having heard the evidence and the arguments of counsel and being advised in the premises, finds for the plaintiffs and that the allegations of the plaintiffs's complaint are true; that the plaintiffs and defendant, Harry P. Trost entered into a contract with the plaintiffs under date of 28th day of March 1936, which contract provides for the growing of 10 acres of tomatoes for the plaintiffs herein; that the defendant in accordance with said contract did plant said acreage of tomatoes and that the plaintiffs herein did furnish said plants for the plainting thereof, and that said defendant, Harry P. Trost did harvest and deliver a portion of said crop of tomatoes to other parties, other than the plaintiffs herein.

The court further finds that the said contract as set out in plaintiffs' complaint is binding on both the plaintiffs and defendants in said action, and that the plaintiffs are entitled to an injunction perpetually enjoining the defendant, Harry P. Trost from harvesting and delivering any portion of the crop from the aforesaid acreage mentioned and set out in plaintiffs' complaint to any other parties, other than the plaintiffs herein, and that the said defendant should be enjoined from doing any acts contrary and inconsistant with the performance by them of the aforesaid contract.

It is therefore considered, ordered and adjudged by the Court, that the defendant, Harry P. Trost be and he is hereby perpetually enjoined from harvesting and delivering any part or portion of tomatoes from the acreage contracted to be delivered to the plaintiffs herein to any party or parties other than the plaintiffs and from doing any acts inconsistant with the faithful performance of said contract and

that the costs in this case be paid by the defendant herein.

A. J. Stevenson
JUDGE OF HENDRICKS CIRCUIT COURT

JOHN MASON)
VS) # 14977 Judgt. vs Pltf. for $10.00 per wk. & $50.00 atty. fees.
ETTA MASON) J. D. 17, Page 141.

Come now the parties, in person and by counsel, and this cause on petition for allowance, is submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence in this cause, finds for the petitioner, Etta Mason, and that the plaintiff should pay to the petitioner for the support of herself and minor son, the sum of $10.00 per week, the first payment to be made on or before October 3rd, 1936, and a like sum each week thereafter.

And the Court further finds that the plaintiff should pay to the defendant's attorney, the sum of $50.00, said payment to be made within sixty days from this date.

It is, therefore, considered, ordered and adjudged by the Court that the plaintiff, John Mason, be and he is hereby ordered to pay to the petitioner, Etta Mason, for the support of herself and minor son, the sum of $10.00 per week, the first payment to be made on or before October 3rd, 1936, and a like sum each week thereafter.

It is further considered, ordered and adjudged by the Court that the plaintiff, John Mason, be and he is hereby ordered to pay to the defendant's attorney, the sum of $50.00, said payment to be made within sixty days from this date.

THE PRUDENTIAL INSURANCE) Judgt. vs Defts. for $9,139.59 and Costs.
COMPANY OF AMERICA,) J. D. 17, Page 141.
VS) #14938
CHANGE OF VENUE FROM MARION COUNTY
RALPH C. ROOT,) DECREE
MAUD G. ROOT.)

Comes now the plaintiff by Davis Harrison, its attorney; and comes now the defendants Ralph C. Root and Maud G. Root by David F. Smith, their attorney, and file herein their answers in general denial, which answers are in the words and figures following, towit: (H.I.);

Now this cause being at issue on the complaint, the answer of the defendants Ralph C. Root and Maud G. Root, the same is submitted to the Court for trial, finding, judgment and decree, without the intervention of a jury.

Now the Court being duly advised in the premises, having heard the evidence, finds for the plaintiff that the allegations of the complaint are true and that the relief therein prayed should be granted.

The Court further specifically finds that there is due the plaintiff from the defendants Ralph C. Root and Maud G. Root, the following sums, to-wit:

Principal balance	$6440.00
Accrued int. 5-1-33	34.88
8% interest to 9-26-36	1762.57
Taxes advanced 5-5-35	429.54
8% int. to 9-26-36	47.81
Taxes advanced 5-4-36	159.02
8% interest to 9-26-36	5.02
Abstract continuation	10.75
TOTAL PRINCIPAL, INTERTST AND ADVANCEMENTS	$8889.59

The court further finds that the plaintiff is entitled to re-

cover a reasonable attorney fee for plaintiff's attorney and that $250.00 is such reasonable fee.

The court further finds, as alleged, that the above indebtedness is secured by a mortgage lien on real estate in Marion County, Indiana, as hereinafter described; that the said mortgage was duly executed by Ralph C. Root and Maud G. Root on November 11, 1930, at which time said defendants were the owners in fee simple of said real estate; that, as alleged, said mortgage was filed for record at 9:10 A.M. on November 12, 1930, and recorded in Mortgage Record 1075 at page 148 in the office of the Recorder of Marion County, Indiana; that on its filing for record, said mortgage became, has since remained, and now is a first and paramount lien on said real estate, prior and superior to all claims of the defendants therein and thereto and to the claims of all persons claiming through any of said defendants since the commencement of this suit.

The court further finds, as alleged, that the terms of said note and mortgage were breached in this: That when the interest on the principal debt became due on May 1, 1933, the same was not paid in full, and that thereupon the plaintiff elected to declare due and owing the entire principal balance with interest at 8% per annum from said May 1, 1933.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the plaintiff have and recover of and from the defendants, Ralph C. Root and Maud G. Root, the sum of $8,889.59, principal, interest and advancements, together with the further sum of $250.00, attorney fee, or a total of $9,139.59, together with costs of this suit and accruing costs, with 8% interest from this date, all payable without relief from valuation or appraisement laws.

It is further ordered, adjudged and decreed that the plaintiff's mortgage be foreclosed; and that the equity of redemption of each and all of the defendants in the following described real estate in Marion County, Indiana, towit:

> Lot #64 and 16 feet by parallel lines off of the entire West side of Lot #63, in Fairview Park Addition to the City of Indianapolis, as per plat thereof, recorded in Plat Book 15, Page 135, in the office of the Recorder of Marion County, Indiana; except 5 feet off of the entire North end of the above described real estate, for the opening and widening of the Alley North of Berkley Road,

be foreclosed and that the said real estate, together with all right, title and interest of the defendants in and to the same, or as much thereof as may be necessary, shall be advertised and sold by the Sheriff of Marion County, Indiana, as by statute provided, said sale to be made without relief from valuation or appraisement laws, but free and clear of all claims of all defendants and of all persons claiming through them since the commencement of this suit, the proceeds to be applied as follows, towit:

1. To the payment of costs accrued and accruing;
2. To the payment of plaintiff's judgment with eight per cent interest;
3. The overplus, if any there be, to the clerk of this court for the benefit of the person lawfully entitled to receive the same.

It is further ordered that a certified copy of this decree under the hand and seal of the clerk of this court, directed to the Sheriff of Marion County, Indiana, shall be sufficient authority for said sheriff to proceed forthwith to execute this decree; and said sheriff shall make due return of his proceedings herein.

All of which is ordered, adjudged and decreed.

And court adjourned until 9:00 o'clock A. M. Monday,

Record read and signed in open court.

A. J. Stevenson, Judge.

Monday Morning, September 28th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

GRACE TRENT)
VS) # 14960
JOHN LONG)

Come now the parties, in person and by counsel, and the defendant files answer in general denial, which answer is in the words and figures following, to-wit: (H.I.).

And now this cause being at issue, the Sheriff of Hendricks County, Indiana, is ordered to bring into open Court the following jurors for jury services, to-wit: Edgar Bailey, Charles Mackey, Glenn Hampton, Walter Edmondson, Herman Canary, Norman Jared, Theodore Buchanan, Don Carlas Jessup, Harry Ward, Clarence Hamrick, Murl English and Lee Coble, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters thereof, who are duly and legally impanelled and sworn in open court to well and truly try the issues joined herein and a true verdict give according to the law and evidence introduced.

And after hearing a part of the evidence in this cause, the jury is permitted to separate under proper instructions touching their conduct during such separation until 9:00 o'clock A. M. Tuesday, September 29th, 1936.

STATE OF INDIANA, EX REL)
LUANA THOMPSON)
VS) # 14968
CHARLES BERSOT)

Come now the parties, by counsel, and the Court having seen and examined the motion for change of venue from the county, heretofore filed, and being sufficiently advised in its premises, now sustains the same, and now by agreement of parties, this cause is sent on change of venue to Montgomery County, Indiana, and the defendant is given five days in which to pay the costs and perfect change.

STATE OF INDIANA)
VS) # 7689
HARRY BARTHOLOMEW)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Harry Bartholomew, in his own proper person, who being duly arraigned in open Court for his plea says that he is not guilty of operating a motor vehicle while under the influence of intoxicating liquor.

The Court now fixes the defendant's bond at $500.00.

STATE OF INDIANA)
VS) # 7691
GEORGE RUSE)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, George Ruse, in his own proper person and by counsel, who being duly arraigned in open Court, for his plea says that he is not guilty of operating motor vehicle while under the influence of liquor.

The Court fixes the defendant's bond and $500.00.

STATE OF INDIANA)
VS) # 7690 Judgt. vs Deft. for $10.00 Fine & Costs.
OTIS McMULLEN) J. D. 17, page 141.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, in his own proper person, who being duly arraigned in open Court, for his plea says that he is guilty of public intoxication.

It is, therefore, now adjudged and decreed by the Court that the defendant, Otis McMullen, for the offense by him committed be and he is fined in the sum of $10.00, and that he be and he is imprisoned in the State Penal Farm for a period of thirty days, and that he pay the costs of this action, taxed at _____ dollars, and _____ cents, or stand committed until the same is staid or paid.

STATE OF INDIANA)
VS) # 7692 Judgt. vs Deft. for $25.00 Fine & Costs.
ELMER EVERHART) J. D. 17, Page 141.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Elmer Everhart, in his own proper person, who being duly arraigned in open Court for his plea says that he is guilty of operating motor vehicle while under influence of intoxicating liquor.

It is, therefore, now adjudged and decreed by the Court that the defendant, Elmer Everhart, for the offense by him committed, be and he is fined in the sum of $25.00, and he be and he is imprisoned in the State Penal Farm for a period of six months, and that he pay the costs of this action.

It is further adjudged and decreed by the Court that the defendant's deiver's license be revoked for one year.

The Court now finds that by reason of the character of said defendant, and the facts and circumstances surrounding the commission of said crime, the interest of society does not demand or require that the defendant shall suffer the penalty imposed by law if he shall hereafter behave well.

It is, therefore, ordered by the Court that the execution of the sentence herein imposed be suspended during defendant's good behavior, and that the said defendant, Elmer Everhart, be permitted to go at liberty on probation so long as he behaves well.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Tuesday Morning, September 29th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson,

FLETCHER JOINT STOCK)
LAND BANK OF INDIANAPOLIS)
VS) # 14947
MAUD WITT, ET AL.)

Comes now the defendant, Maud Witt, by counsel, and files answer, which answer is in the words and figures following, to-wit: (H.I.).

And now comes the plaintiff, by counsel, and files demurrer to answer, which demurrer is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7659
WILLIAM T. WHITE)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, in his own proper person, and it appearing to the Court that the defendant, William T. White, has failed to carry out the order of the Court, the said defendant is now adjudged guilty of contempt of Court, and he is now ordered committed to Jail until orders of the Court are complied with.

CLEMENT E. KELLEY, RECEIVER)
OF THE CLAYTON BANK AND TRUST)
COMPANY)
VS) # 14970
PAUL O. MITCHELL)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

GRACE TRENT)
VS) # 14960
JOHN W. LONG)

Come now the parties, in person and by counsel, and the jury is again brought into Court and the taking of evidence is continued and concluded.

At the close of the evidence, the plaintiff tenders instructions numbered one and two, and the Court indicates it will refuse instruction number one, to which refusal the plaintiff duly objects and excepts; and the defendant tenders instructions numbered one to _____inclusive, and the Court indicates it will refuse of the instructions so tendered, number two, to the refusal of which the defendant duly objects and excepts.

Arguments are heard and concluded, and at the close of the arguments, the Court instructs the jury in writing, giving of the instructions tendered by the plaintiff, instruction number two, to the giving of which the defendant duly objects and excepts; and the Court gives of the instructions tendered by the defendant numbers one, three and four, to the giving of each one of which the plaintiff duly objects and excepts. The Court gives of its own motion instructions numbered one to ten, inclusive, to the giving of each one of which each party hereto for himself separate and severally objects and excepts.

The jury now retires in charge of a sworn officer to deliberate.

And now all of the instructions tendered and refused and all memorandum thereon and exceptions thereto are ordered filed with the Clerk herein and ordered made a part of the record herein and recorded in the proper order book of this Court, and all of said instructions requested and refused and all instructions given by the Court of its own motion together with the memorandum and exceptions endorsed thereon are now filed with the Clerk of this Court at the close of the instructions to the jury, and are in the words and figures following, to-wit: (H.I.).

WILLIAM H. WISEHEART)
OSCAR H. WISEHEART.)
VS) # 14939
SARAH L. HUNTLEY)

Come the plaintiffs, William H. Wiseheart and Oscar H. Wiseheart, and it now appearing to the satisfaction of the court, by proof of publication of notice to defendant, Sarah L. Huntley, filed in this cause, which notice and proof of publication thereof are as follows, to-wit:-(Here Insert), that defendant, Sarah L. Huntley, has been duly notified of the filing and pendency of this action by three successive weekly publications in The Hendricks County Republican, a public weekly newspaper of general circulation, printed in the English Languange, and published in the Town of Danville, Hendricks County, Indiana, the first of which publications was made on July 2nd. 1936, and the last on the 16th. day of July, 1936, the last publication being made more than thirty days before the 7th. day of September, 1936, the day fixed by the plaintiffs by indorsement upon their complaint, and in the Order of the Hendricks Circuit Court directing the Clerk of said Court to issue such notice, for said defendant to appear and answer plaintiffs' complaint.

And said defendant, Sarah L. Huntley, failing to appear and answer the complaint herein, is now severally three times loudly called in open court but comes not and herein whlly makes default.

And now this cause, being at issue upon plaintiffs' complaint and the default of the defendant, Sarah L. Huntley, is submitted to the court for trial, finding, judgment and decree without the intervention of a jury.

And the court, having heard the evidence and being fully advised, says and finds:

That the parties hereto are the owners in fee-simple of the real estate described in the complaint, and have interests therein as follows:

That each of the plaintiffs is the owner in fee-simple of one undivided one-third thereof, and that the defendant, Sarah L. Huntley, is the owner of one undivided one-third thereof in fee-simple; that said real estate is not susceptible of partition, and that the interest of the several parties cannot be set off to them in severalty, without damage to said real estate and the interest of the parties and that a commissioner should be appointed to make sale thereof.

It is , therefore, considered and adjudged by the court that said real estate, to -wit:

A part of the Northwest quarter of the Southwest quarter of Section 21, Township 16 North, Range 2 West, bounded and described as follows, to-wit:-Beginning at the center on the North of the Southwest quarter of said Section 21, Township and Range aforesaid, and running thence West with Section bearing 25 rods; thence South 19 degrees West to the South line of the Northwest quarter of the above named Southwest quarter; thence East with said South line to the center of the Southwest quarter; thence North with Section bearing to the place of beginning, estimated to contain 21.2 acres, more or less;

Also, The South half of the Southeast quarter of Section 21, Township 16 North, Range 2 West, containing 80 acres, more or less;

Also, The West half of the Northeast quarter of the Southeast quarter of Section 21, Township 16 North, Range 2 West, excepting 5 acres off of and across the entire North end thereof, containing, exclusive of said exception, 15 acres, more or less;

A part of the Southeast quarter of the Northwest quarter of Section 4, Township 16 North, Range 2 West, the beginning point of which is located as follows: From the Southwest corner of said quarter quarter run thence North 59 feet; thence East 20 feet to the East line of McKinley Street; thence North along the East line of said Street 75 feet to the beginning point of this description; and running thence East 294 feet to the West line of California Street; thence North with said West line 60 feet- thence West 294 feet to the East line of McKinley Street, and thence South with said East line 60 feet to the place of beginning, containing .30 of an acre, more or less, in the Town of North Salem, all in Hendricks County, Indiana, be appraised,----------

as provided by law, and sold at the North Salem State Bank, in the Town of North Salem, Hendricks County, Indiana, at private sale for not less than the full appraised value thereof for cash; that notice of such sale shall be given by the posting of written or printed notices thereof in at least eight public places in Hendricks County, Indiana, three of which notices shall be so posted in Marion Township, and a like number in Eel River Township, the several Townships of Hendricks County, Indiana, in which said real estate is located, for at least two weeks prior to the day of sale.

It is further ordered by the court that said described real estate may be sold in parcels or as a whole, as the best bid therefor may be received.

It is further considered and adjudged by the court that John M. Smith be, and he is hereby appointed commissioner to make sale of the said real estate and that he give bond in the sum of $5000.00, with surety to the approval of the court.

And now comes the said John M. Smith, tenders his bond, conditioned as heretofore ordered by the court, which bond the court approves, and the said John M. Smith takes and subscribes an oath to faithfully discharge his duties as such commissioner, which bond, together with the court's approval indorsed thereon, and the oath of said commissioner attached thereto, are as follows, to-wit:-(Here Insert).

And said commissioner is ordered to make due report of his doings under this appointment. And time is given.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Wednesday Morning, September 30th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA)
VS) # 7693
RAY CARTER)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, in his own proper person, who being duly arraigned in open Court, for his plea says that he is not guilty of operating motor vehicle while under influence of intoxicating liquor.

And now the Court fixes the defendant's bond at $500.00.

GRACE TRENT)
VS) # 14960 Judgt. vs Pltf. for Costs.
JOHN W. LONG) J. D. 17, Page 142.

Come now again the parties, in person and by counsel, and the jury is conducted into Court and returns a verdict for the defendant, which verdict is in the words and figures following:

GRACE TRENT)
VS) CAUSE NUMBER 14960
JOHN W. LONG)

We, the jury, find for the defendant.

Charles A. Mackey.
FOREMAN

And now the Jury is discharged from further duties in this cause.

It is, therefore, now adjudged and decreed by the Court that the plaintiff take nothing by her complaint, and that the defendant recover his costs, taxed at _____ dollars and _____ cents.

CARRIE WATTS)
VS) # 14715 INTERLOCUTORY DECREE
MAGGIE (MARTIN) HALL, ET AL.)

Comes now the plaintiff by counsel and it appearing to the court by the summons herein and the return of the sheriff endorsed thereon, that said defendants, Maggie (Martin) Hall, Emma Green, Lucy Albright, Abigail Albright, Hattie Gentry, Elmer Hardesty, Henderson Hardesty, Clay Hardesty, Arthur Hardesty, Lettie LeMay, Mollie Hardesty, Vesta Berkshire, Russell Hardesty, Vern Cooper, May Hardesty, May Overstreet and Ella Hardesty have been served with process more than ten days before the first day of the present term of this court, which said summons and returns thereon are in words and figures as follows, to-wit: (Here Insert), and it also appearing to the satisfaction of the court by the notice and proof of publication herein, which said notice and proof of publication are in the words and figures as follows, to-wit: (Here Insert). That the defendant Everett McCoy has been duly notified of the pendency of this action by three successive publications in the Danville Gazette a weekly newspaper of general circulation printed and published in the Town of Danville, Hendricks County, State of

Indiana, the last of which of said publication was made more than ten days before the present term of this court.

And now all of said defendants being three times audibly called in open court come not but herein wholly make default.

And this cause being at issue is submitted to the court for trial without the intervention of a jury and the court having heard the evidence and being duly advised in the premises, finds that said Carrie Watts is the owner in fee simple of the undivided 1/30 of the real estate described in the complaint herein. That the defendant Maggie (Martin) Hall is the owner in fee simple of an undivided 1/30 of the real estate described in the complaint herein; That the defendant Emma Green is the owner in fee simple of an undivided 1/30 interest of the real estate described in the complaint herein; that the defendant, Lucy Albright is the owner in fee simple of an undivided 1/30 interest of the real estate described in the complaint herein; that the defendant, Abigail Albright is the owner in fee simple of an undivided 1/30 interest of the real estate described in the complaint herein; that the defendant, Hattie Gentry is the owner in fee simple of an undivided 1/30 interest of the real estate described in the complaint herein; that the defendant, Everett McCoy is the owner in fee simple of an undivided 1/30 interest of the real estate described in the complaint herein; that the defendant, Elmer Hardesty is the owner in fee simple of an undivided 1/30 interest of the real estate described in the complaint herein; that the defendant, Henderson Hardesty is the owner in fee simple of an undivided 1/30 interest of the real estate described in the complaint herein; that the defendant, Clay Hardesty is the owner in fee simple of an undivided 1/30 interest of the real estate described in the complaint herein; that the defendant, Arthur Hardesty is the owner in fee simple of an undivided 1/30 interest of the real estate described in the complaint herein; that the defendant, Lettie LeMay is the owner in fee simple of an undivided 1/30 interest of the real estate described in the complaint herein; that the defendant, Mollie Hardesty is the owner in fee simple of an undivided 1/30 interest of the real estate described in the complaint herein; that the defendant, Vesta Brookshire is the owner in fee simple of an undivided 1/30 interest of the real estate described in the complaint herein; that the defendant, Russell Hardesty is the owner in fee simple of an undivided 1/30 interest of the real estate described in the complaint herein; that the defendant, Vern Cooper is the owner in fee simple of an undivided 1/30 interest of the real estate described in the complaint; that the defendant, May Hardesty, is the owner in fee simple of an undivided 1/10 interest of the real estate descrived in the complaint herein; that the defendant, May Overstreet is the owner in fee simple of an undivided 1/10 interest of the real estate described in the complaint herein; and the defendant, Ella Hardesty is the owner in fee simple of an undivided 1/5 interest of the real estate described in the complaint herein.

And the court further finds that said real estate is not susceptible of partition and that the interests of the several parties cannot be set out to them in severalty without damage to the owners, the said parties, Maggie (Martin) Hall, Emma Green, Lucy Albright, Abigail Albright, Hattie Gentry, Everett McCoy, Elmer Hardesty, Henderson Hardesty, Clay Hardesty, Arthur Hardesty, Lettie LeMay, Mollie Hardesty, Vesta Berkshire, Russell Hardesty, Vern Cooper, May Hardesty, May Overstreet and Ella Hardesty.

The court further finds that the said real estate is of the probable value of $300.00.

It is therefore considered and adjudged by the court that said real estate, situated in Hendricks County, State of Indiana, and described as follows, to wit:

Part of the North East quarter of Section 4, Township 16 North of Range 2 West, to-wit: Beginning at a corner 7 rods 2 inches south of the North West corner of the Methodist Parsonage lot and running thence West to the center of the Crawfordsville Road 20,1/2 rods; thence south by east with the center of said road 21 rods 8 feet 3 inches to the corner of the Preston Duckworth lot; thence east by North 8 rods 13 feet 6 inches with the line of said Preston Duckworth lot; thence North 10 rods 1 foot 6 inches to the place of beginning, containing 99/100 acres more or less, but excepting from said described real estate the following real estate, to-wit:

Part of the East half of the North West fractional quarter of Section 4, Township 16 North Range 2 West, bounded as follows: Beginning at the North West corner of the lands owned by Almira Hackley as recorded in Deed Record 66, page 154 of the Hendricks County Records and running thence South 43 degrees East with center of the Crawfordsville Road 250 2/3 feet; thence North 39 1/2 degrees East 165 feet; thence North 39 1/2 degrees West 67 feet to the North line of said Almira Hackley's lot; thence West to the beginning, containing in said exception herein described for partition 60/100 acre more or less and containing in said real estate herein described .39 acres more or less

be appraised as provided by law and be sold at private sale for not less than the full appraised value thereof and for cash.

It is further considered and adjudged by the court that John Smith be and he is hereby appointed Commissioner to make sale of said real estate and that he give bond in the sum of $500.00 with surety to the approval of this court.

It is further considered and adjudged by the court that upon the sale of said real estate the said Commissioner issue to said purchaser a deed therefor and report the same to the court for approval.

It is further ordered and adjudged that from the proceeds of such sale the costs of this action be first paid including the fees and commission of said Commissioner and that the balance be paid to the parties to this action in proportion equal to their several interests in said real estate and that said Commissioner make a full and detailed report of his doings herein.

STATE OF INDIANA)
VS) # 7572 Judgt. vs Deft. for Costs.
HAROLD PHILLIPS) J. D. 17, Page 142.

Comes now again the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, in his own proper person, and said defendant withdraws his plea of not guilty and enters his plea of guilty of failure to support children.

It is, therefore, now adjudged and decreed by the Court that the defendant, Harold Phillips, for the offense by him committed be and he is imprisoned in the State Prison for a period of not less than one year nor more than seven years, and that he pay the costs of this action, taxed at _____dollars and_____cents.

And now sentence to prison is suspended on condition that the defendant pay to the Clerk of this Court for the support and maintenance of his minor children, the sum of $3.00 per week, the first payment to be made on or before October 3rd, and a like sum each week thereafter until further order of the Court

And court adjourned until 9:00 o'clock A. M. Thursday,

Record read and signed in open court.

A. J. Stevenson, Judge.

Thursday Morning, October 1st, 1936.

Court met pursuant to adjournment,

Present Honorable A. J. Stevenson, Judge.

JOHN F. FARMER)
VS) # 14606
INDIANAPOLIS RAIL-)
WAYS, INC.)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

LEORA G. BLAZER)
VS) # 14631
BEN HUR LIFE)
ASSOCIATION.)

Come now the parties, in person and by counsel, and this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard all of the evidence in this cause, the same is now taken under advisement.

And court adjourned until 9:00 o'clock A. M. Friday,

Record read and signed in open court.

A. J. Stevenson, Judge.

Friday Morning, October 2nd, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

CENTRAL STATES PACKING CO. INC.,)
Plaintiff.)
VS) # 14984 ORDER FOR RECEIVER
CLYDE AMICK AND MRS._____SPARKS)
Defendants.)

Comes now the parties and this action being at issue is submitted to the court for hearing without the intervention of a jury and the court having heard the evidence and being duly advised in the premises, finds for the plain- and that the allegations of plaintiff's complaint are true; and that the defendant is insolvent and that a Receiver should be appointed to take charge of the Tomato Crop grown by the defendant Clyde Amick for the plaintiff herein, Central States Packing Company, Inc. and to gather said crop and deliver the same to Central States Packing Company, Inc., plaintiff herein in accordance with the contract as set out in plaintiff's complaint.

It is therefore ordered by the court that Fred Schmidt of Belleville, Indiana, be and he is hereby appointed Receiver in the above entitled cause of action to receive and take charge of all the acreage of Tomatoes contracted by the defendant, Clyde Amick and to take actual possession of all of the contracted acreage as set out in plaintiff's complaint of every character and description whatever and to harvest said crop and to deliver the same to the plaintiff herein in accordance with the terms of the aforesaid contract; that said Receiver is further ordered to keep strict account of his doings in connection with his trust herein and to report his proceedings to this court.

It is further ordered by the court that before entering upon the duties of his trust the said Receiver shall execute his bond payable to Walter Hadley, Clerk of this Court in the sum of $200.00 with sureties to be approved by this court conditioned for the faithful discharge of his duties as such Receiver and that he thereupon take an oath for the faithful discharge of his duties as such Receiver.

STATE OF INDIANA)
VS) # 7694 Judgt. vs Deft. for $5.00 Fine and Costs.
DON GRIFFITH) J. D. 17, Page 142.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Don Griffith, in his own proper person, who being duly arraigned in open court, for his plea says that he is guilty of operating motor vehicle while under influence of intoxicating liquor.

It is, therefore, now ordered and adjudged by the Court that the defendant, Don Griffith, for the offense by him committed, be and he is fined in the sum of $5.00, and that he be and he is imprisoned in the State Penal Farm for a period of thirty days, and that he pay the costs of this action, taxed at _____dollars and _____cents.

It is further ordered by the Court that the defendant's drivers license be revoked for one year.

THE HENRY FURNACE AND)
FOUNDRY CO., A CORP.)
VS) # 14250 Judgt. vs Pltf. and Deft. for Costs.
RALPH A. SCOTT) J. D. 17, Page 142.

Come now the parties, in person and by counsel, and the plaintiff dismisses its complaint at the cost of the plaintiff.

And now said defendant dismisses his cross-complaint at the cost of the defendant.

It is, therefore, considered, ordered and adjudged by the Court that the complaint in this cause be and the same is hereby dismissed, and the plaintiff is ordered to pay the costs occasioned by said complaint, taxed at _____dollars and _____cents.

It is further considered, ordered and adjudged by the Court that the cross-complaint in this cause be and the same is hereby dismissed, and the defendant, Ralph A. Scott, is ordered to pay the costs occasioned by said cross-complaint, taxed at _____dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Saturday Morning, October 3rd, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

FRANK TROTTER)
VS) # 14845
LAURA TROTTER)

Comes now the defendant, by counsel, and files cross-complaint, which cross-complaint is in the words and figures following, to-wit: (H.I.).

ANNA J. O'NEAL, ET AL.)
VS) # 14946
LYDIA E. CLINE)

Comes now the plaintiffs in the above entitled cause and files their amended complaint in words and figures following to-wit: (H.I.) and it now appearing to the court that services having been issued for the said defendant Lydia E. Cline, said defendant now waives the service of summons on her, and now appears and file answer to plaintiff's complaint which answer is in words and figures following to-wit: (H.I.) and this cause being at issue, by agreement of parties the same is now submitted to the court, without the intervention of a jury, for finding, judgment and decree, and the court having heard the evidence, finds for the plaintiffs upon their complaint and that the allegations therein are true.

The court further finds that said plaintiffs, except Jacob E. O'Neal administrator and defendant are the owners of the real estate described in plaintiff's complaint, as tenants in common in the amount as set out and alleged therein, and that they are entitled to partition thereof but the same is not susceptable of division and the part belonging to each plaintiff and defendant being set off to them in severally, and that a Commissioner should be appointed to sell said real estate and divide the proceeds of said sale according to the interest of each party.

It is therefore ordered, adjudged ad decreed by the court that the plaintiffs Anna J. O'Neal, Clara Grimes, Retta M. Rawlings and the defendant, Lydia E. Cline are each the owner of an undivided 1/8 interest in value; that the plaintiffs Jesse H. Harlan (son of Benjamin F. Harlan deceased), Ruth Bundy, Eustrice Harlan, Rawleigh P. Harlan, Pauline May, Franis Marks, William Harlan, Herdis A. Harlan, Everett Harlan, Berlie R. Harlan, Vern Harlan, Blanche E. Ewell, Wilmer Harlan, and Jesse Harlan, son of Henry Harlan, deceased, are each the owner of an undivided 1/40 interest in value; and that the plaintiffs, Jesse Harlan, son of Charles Harlan, deceased John Harlan, Clark Harlan, D. Street, Claud Smith, Frederick H. Harlan, Carrie Murray, Ira Harlan, and Henry Harlan are each the owner of an undivided 1/72 part in value; and that the plaintiffs, Kenneth Grimes and Roy Grimes are each the owner of an undivided 1/80 part in value of the following described real estate situated in Hendricks County, State of Indiana;

A part of the northwest quarter of Section 5 Township 14 North Range 2 west, and bounded and described as follows to-wit: Beginning at the center of the public highway running south from the Town of Coatesville, at a point which is 40 rods south of the south line of said town, and running thence east 135 feet; which is the beginning point of the lands herein described; thence running north 60 feet; thence east 166 feet; thence south 60 feet; thence west 166 feet to the place of beginning.

and that said real estate is the same real estate described in plaintiff's complaint and is of the probable value of $750.00.

It is further ordered and decreed by the court that said real estate cannot be partitioned among said owners and Jacob E. O'Neal is hereby appointed Commissioner to sell said real estate and that he shall give bond in the sum of $1500.00 and that said real estate shall be sold, without notice, for cash, after the same has been duly appraised by said Commissioner.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Monday Morning, October 5th, 1936.

Court met pursuant to adjournment,

Present Honorable A. J. Stevenson, Judge.

FEDERAL CHEMICAL COMPANY)
VS) # 14903
JESS RICHARDSON)

Comes now the defendant, by counsel, and files affidavit for continuance, which affidavit is in the words and figures following, to-wit: (H.I.).

JAMES A. COBLE, ET AL.)
VS) # 14924
CITIZENS STATE BANK OF)
STILESVILLE, IND., ET AL)

Come now the defendants, by counsel, and file answer in four paragraphs, which answer is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7460
_____)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and upon his affidavit, bench warrent is ordered issued for the defendant to the sheriff of Hendricks County, Indiana, for the arrest of said defendant.

STATE OF INDIANA)
VS) # 7695
STOKES IPOCK)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, in his own proper person, who being duly arraigned in open Court for his plea says that he is not guilty of the charge of operating motor vehicle under influence of intoxicating liquor.

And now the Court fixes the defendant's bond at $500.00.

ROMER ELECTRIC CO., INC.)
VS) # 14991 Judgt. vs Deft. for $5.00 and Costs.
HARRY F. SWAIN) J. D. 17, Page 143.

Comes now the plaintiff, by counsel, and it appearing to the satisfaction of the Court by the summons herein and the return of the sheriff indorsed thereon, which summons and return are in the words and figures following, to-wit: (H.I.), that the defendant has been duly served with process more than ten days before the day fixed by the plaintiff by indorsement on its complaint for the defendant to appear and answer said complaint, and said defendant is three times audibly called in open court but come not and herein wholly makes default.

And this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence and being duly advised,

finds for the plaintiff, and that the plaintiff is the owner of and entitled to the immediate possession of the following described property:

4 - DX263 Black Outside Lanterns
6 - 9001 Marine - Rusty Iron Lanterns
8 - P3001 Candle Brackets
8 - Parchment Candle Shades

that the defendant, Harry F. Swain, has wrongfully detained possession thereof to the plaintiff's damage in the sum of five dollars, at the cost of the defendant.

It is, therefore, considered, ordered and adjudged by the Court that the plaintiff, Romer Electric Company, Inc., is the owner of and entitled to the immediate possession of the following described property:

4 - DX263 Black Outside Lanterns
6 - 9001 Marine - Rusty Iron Lanterns
8 - P3001 Candle Brackets
8 - Parchment Candle Shades

that the defendant, Harry F. Swain, has wrongfully detained possession thereof to the plaintiff's damage in the sum of five dollars, and the defendant, Harry F. Swain, is ordered to pay the costs of this action, taxed at _____dollars and _____ cents.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Tuesday Morning, October 6th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Wednesday Morning, October 7th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

FRANK TROTTER)
VS) # 14845
LAURA TROTTER)

Comes now the defendant, by counsel, and files answer in general denial, which answer is in the words and figures following, to-wit: (H.I.).

GARLAND LYONS)
VS) # 14724
INDIANAPOLIS RAILWAYS,)
INC.)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

FLETCHER JOINT STOCK LAND BANK)
OF INDIANAPOLIS,)
VS) CAUSE NO. 13264
MAUD WITT, ET AL.) ENTRY PERMITTING PLAINTIFF TO AMEND ITS COMPLAINT.

Comes now the plaintiff herein and requests the court in writing to be allowed to amend its complaint by interlining certain words and figures in said complaint, which said written request is in the following words and figures, to-wit:

(H I)

And the court having considered said request and being fully advised in the premises hereby grants permission to said plaintiff to amend its complaint by inserting after the word mortgage in line 6 of page 5 of said complaint and preceding the semi-colon immediately following said word a clause as follows:

"and is not of sufficient value to pay said debt".

Also, to strike out the figures $11,000.00 in the beginning of the second line of the prayer of said complaint, and inserting in place thereof immediately above said figures, the figures "$14,000.00".

And plaintiff now in open court makes said insertions and interlineations as above set out, and said complaint is received as plaintiff's amended complaint herein.

The Court having seen and examined the demurrer to the second paragraph of answer, heretofore filed, and being sufficiently advised in its premises, now sustains the same, to which ruling of the Court the defendant, Maud Witt, duly objects and excepts.

Comes now also the defendant, Maud Witt, by counsel, and said plaintiff, Fletcher Joint Stock Land Bank of Indianapolis, now files motion for the Court to refuse the petition of Maud Witt, Executrix of the Last Will of Joseph Witt, deceased, to be made a party in the above cause. And the Court having seen and examined

said motion and being sufficiently advised, the petition of Maud Witt as Executrix to intervene is now denied, to which ruling of the Court the intervenor duly excepts.

And it now appearing to the satisfaction of the Court by the summonses herein and the return of the sheriff indorsed thereon, which summonses and returns are in the words and figures following, to-wit: (H.I.), that the defendants have been duly served with process more than ten days before the day fixed by the plaintiff by indorsement on its complaint for the defendants to appear and answer said complaint and said defendants, except Maud Witt, are three times audibly called in open court but come not and herein wholly make default.

And this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence in this cause, the same is now taken under advisement.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Thursday Morning, October 8th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

GRANT W. STONE, ET AL.)
VS) # 14406 Judgt. vs Pltfs. for Costs.
PUBLIC SERVICE CO. OF) J. D. 17, Page 144.
INDIANA.)

Come now the plaintiffs, by counsel, and upon their motion this cause is dismissed at the cost of the plaintiffs.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiffs, Grant Stone, R. E. Jones and Willis J. Webster, are ordered to pay the costs of this action, taxed at _____dollars and _____cents.

FRED CLINE, ET AL.)
VS) # 14943 Judgt. vs Pltfs. for Costs.
HOWARD J. LACY, ET AL.) J. D. 17, Page 144.

Come now the plaintiffs, by counsel, and upon their motion this cause is dismissed at the cost of the plaintiffs.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiffs, Fred Cline and Norma Cline, are ordered to pay the costs of this action, taxed at _____dollars and _____cents.

STATE OF INDIANA)
VS) # 7695 Judgt. vs Deft. for $10.00 Fine and Costs.
STOKES IPOCK) J. D. 17, Page 144.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also again the defendant, in his own proper person, and said defendant withdraws his plea of not guilty and enters his plea of guilty of operating motor vehicle under influence of intoxicating liquor.

It is, therefore, now adjudged and decreed by the Court that the defendant, Stokes Ipock, for the offense by him committed be and he is fined in the sum of ten dollars, that he be and he is imprisoned in the State Penal Farm for a period of thirty days, that his driver's license should be suspended for one year, and that he pay the costs of this action, taxed at _____dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Friday Morning, October 9th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

CLARENCE LAVENGOOD)
VS) # 14829
CARMICHAEL MATTERN)
CO., ET AL.)

Comes now the defendant, Belt Railroad & Stock Yards Company, and files motion to strike out second and third paragraphs of amended complaint, which motion is in the words and figures following, to-wit: (H.I.).

ELSIE M. CLAYWELL, ADMR.)
VS) # 14857
ROY M. ROSS)

Comes now the defendant, by counsel, and files answer, which answer is in the words and figures following, to-wit: (H.I.).

HOMER SELCH)
VS) # 14955
WILLIAM M. CARRIER)
AND PHEBE A. CARRIER)

Comes now the defendant, by counsel, and files affidavit and motion for change of venue from Judge, which affidavit and motion are in the words and figures following, to-wit: (H.I.).

WALTER ENGLAND)
VS) # 14920
AARON A. GLICK, ET AL.)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

LEORA G. BLAZER)
VS) # 14631
BEN HUR LIFE ASSOCIATION)

Come now the parties, in person and by counsel, and this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence and being duly advised, finds for the plaintiff and that there is due the plaintiff from the defendant on the policy of insurance sued upon, the sum of one thousand dollars, and that the plaintiff is entitled to a judgment against the defendant, Ben Hur Life Association, for said sum, together with the costs for this action.

It is, therefore, considered, ordered and adjudged by the Court

that the plaintiff have and recover of and from the defendant, Ben Hur Life Association, the sum of one thousand dollars, together with the costs for this action, taxed at _____dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Saturday Morning, October 10th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

FRANK M. SMITH)
VS) # 14912
ROSCOE L. EDWARDS)

Comes now the plaintiff, by counsel, and the defendant is ruled to answer on or before October 17th, 1936.

ROBERTA H. STEPHENSON)
VS) # 14583 Judgt. vs Pltf. for Costs.
ROBERT LEWIS STEPHENSON) ENTRY FOR CLERK. J. D. 17, Page 145.

Comes now Roberta H. Stephenson, plaintiff in the above entitled cause by Horace L. Hanna, her attorney, and it appearing to the satisfaction of the court by the summons herein and the return of the sheriff endorsed thereon that said defendant Robert Lewis Stephenson has been served with process more than ten days before the 3rd. day of the May Term, 1935 of this court by the date endorsed on plaintiff's complaint for the return day of summons thereon, which endorsement was duly signed by plaintiff's attorney and which summons and the return thereon are in the words and figures as follows, to-wit: (Here Insert).

And the court finds that said defendant has been duly served with process of the pendency of this action as required by law.

And the court further finds that more than sixty days have expired from the date of the issue of said summons to said defendant and said defendant failing to appear, on motion of plaintiff said defendant Robert Lewis Stephenson is three times loudly called but comes not and herein wholly makes default. John E. Kendall, prosecuting attorney, being called away by reason of his duties as prosecutor, the court proceeds to hear said cause in his absence, and this cause being at issue is submitted to the court without the intervention of a jury, and the court having heard the evidence and being duly advised in the premises finds for the plaintiff and that the allegations of plaintiff's complaint are true and that she is entitled to a decree of divorce from said defendant on the grounds therein alleged.

It is therefore considered, ordered, adjudged and decreed by the court that the bonds of matrimony existing between plaintiff and defendant herein be and they are hereby dissolved, and that the plaintiff is hereby granted a divorce from said defendant.

It is further considered and adjudged by the court that the plaintiff pay the costs of this action.

Comes now said Roberta H. Stephenson, plaintiff, and pays said costs which are assessed at $8.95.

EDWARD H. CONN, ET AL.)
VS) # 14958 THE DECREE ORDERING SALE
CRESSIA ELLIS, ET AL.) OF REAL ESTATE

Comes now the plaintiffs, Edward H. Conn and James F. Conn by their

attorney, Archie J. Kahl, and it appearing to the satisfaction of the court, by the proof of publication of the notice to the defendants, Cressia Ellis, Herbert A. Rogers, and Clarice Kimsey filed in this cause, which notice and proof of publication are as follows, to wit: (HI), that the defendants Cressia Ellis, Herbert A. Rogers and Clarice Kimsey have been duly notified of the filing and pendency of this action by three successive weekly publications in "The Danville Gazette", a weekly newspaper of general circulation, printed and published in the English language, in the town of Danville, county of Hendricks, and State of Indiana, the last of which publication was made more than thirty days before the day fixed by the plaintiffs by endorsement on their complaint for said defendants to appear and answer said complaint.

And comes now the defendants Eusebia B. Lineinger, Bertha Wiley Hadley, Orpha A. McDonald, Mary E. Conn, Ethel Loop and Elma L. Herron and files their waiver of notice and their answer herein assenting to the sale of the real estate described in said petition; and the issues in this behalf having been joined the same for trial and determination are now submitted to the court, a jury by agreement being waived. And the court having heard the evidence and being sufficiently advised in the premises finds, that as alleged in the complaint said plaintiffs and the defendants are the owners as tenants in common of the following described real estate situated in Hendricks county, Indiana; to-wit: Lot 1 in Block 3 in C. C. Nave's Addition to the town of Danville.

That said parties so own said real estate in the following proportions:

Edward H. Conn, one-fifth; James F. Conn, one-fifth; Cressia Ellis, one-tenth; Herbert A. Rogers, one-tenth; Bertha Hadley, one-fifteenth; Eusebia B. Lineinger, one-fifteenth; Orpha McDonald, one-fifteenth; Ethel Loop, two-forty-fifths; Edna Herron, two-forty-fifths; Clarice Kimsey, two-forty-fifths; and Mary E. Conn, one-fifteenth and that they are entitled to have their said interests set off and assigned to them in severalty. The court further finds from the evidence and by consent of the parties present that said real estate can not be divided as aforesaid without damage to the owners thereof, and that a sale of said lands should be made and the proceeds of such sale distributed in accordance with the rights and interests in and to said real estate as the same are herein found and determined.

It is therefore considered and decreed by the court that the parties hereto are the owners of, and have interests, as above found and set forth, in and to said real estate, or to any proceeds derived from its sale, and that said real estate is not susceptible of partition without damage to the said owners thereof. Wherefore it is by the court further ordered and adjudged that said real estate, after being duly appraised as provided by law, be sold by a commissioner appointed for that purpose, at private sale for not less than the full appraised value thereof, and since the real estate is worth less than $1,000.00, the court further orders that the same to be sold without notice and for cash.

And the court now appoints Edward H. Conn, a commissioner thereof, to make sale of said real estate in accordance with the foregoing order, and requires him to execute bond in the penalty of $1,000.00, conditioned for the faithful discharge of his duties and with surety thereon to be approved by the court. And now comes Edward H. Conn and accepts such trust and tenders his bond as commissioner in the penalty and conditioned as aforesaid with Jehu N. Hadley and Glenn T. Conn as sureties thereon, which bond is approved by the court and reads as follows: (HI).

And said commissioner is directed to have an appraisement made of said real estate and thereupon proceed to the execution of the foregoing order, and make report of his proceeds during the present term of this court.

EDWARD H. CONN, ET AL.)
VS) CAUSE NUMBER 14958
CRESSIA ELLIS, ET AL.) ORDER APPROVING PARTITION SALE

Comes now the parties, and comes also Edward H. Conn, the commissioner heretofore appointed, and files an appraisement and report of the sale of the real estate in this proceeding ordered sold, which appraisement and report read as follows: (HI), from which it appears, and the court so finds, that after having said real estate appraised as required by the order of this court, authorizing such sale, said commissioner sold the same at private sale, to Chester Sallee and Alberta Sallee, his wife for the sum of $700.00, that being the highest and best bid received and the full appraised value thereof; that said purchasers paid the entire purchase price in cash which said commissioner now brings into court. And the court being sufficiently advised in the premises, now in all things approves said report and ratifies and confirms said sale; and said commissioner is ordered to execute to said purchaser a deed for said real estate. And now said commissioner reports such deed, and the same being examined, is approved by the court and delivered to said purchaser. And the court, upon proof heard, now allows said commissioner for his services $25.00 and allows A. J. Kahl for his services as plaintiff's counsel $50.00, and orders the same taxed and paid as a part of the costs of this proceeding. The court further orders and directs said commissioner, after payment of all proper costs and allowances, to distribute, without delay, the cash proceeds of such sale among the parties hereto in proportion to their respective interests therein and heretofore found and determined by this court.

And upon such distribution being made, said commissioner is required to make due report thereof to this court and file therewith proper vouchers in evidence of such payments.

And this cause is continued for report of said commissioner

FRANK TROTTER)
VS) # 14845 Judgt. vs Pltf. for Costs.
LAURA TROTTER) J. D. 17, Page 145.

Come now the parties, in person and by counsel, and this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence and being duly advised, finds for the plaintiff on his complaint and against the defendant on her cross-complaint, that the allegations of the plaintiff's complaint are true and that the plaintiff is entitled to an absolute divorce from the defendant on the grounds therein alleged; all at the cost of the plaintiff.

It is therefore considered, adjudged and decreed by the Court that the bonds of matrimony heretofore existing between Frank Trotter and Laura Trotter be and they are hereby set aside and held for naught and that the plaintiff is hereby granted a divorce from the defendant.

It is further ordered and adjudged by the Court that the plaintiff, Frank Trotter, pay and satisfy the costs of this action, taxed at _____

dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

_____ Judge.

Monday Morning, October 12th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

ZELDA CRAWLEY)
VS) # 15009
JAMES CRAWLEY)

Comes now the plaintiff, by counsel, and upon her motion, alias summons is ordered issued to the Sheriff of Lake County, Indiana, for the defendant, making the same returnable October 24th, 1936.

FLETCHER JOINT STOCK)
LAND BANK OF INDIANAPOLIS)
VS) # 14947
MAUD WITT, ET AL.)

Comes now the defendant, Maud Witt, by counsel, and files motion to dismiss for lack of jurisdiction, which motion is in the words and figures following, to-wit: (H.I.).

MELIA A. MARTIN)
VS) # 14933 Judgt. vs Deft. for Costs.
THOMAS J. MARTIN) J. D. 17, Page 145.

Comes now the plaintiff and it appearing to the court that the defendant has been duly served with process more than ten days before the first day of the present term of this court, said defendant is by order of the court, in open court, by the sheriff three times loudly called but comes not and herein wholly makes default.

And this cause being at issue, is submitted to the court without the intervention of a jury; and the court having heard the evidence and being duly advised in the premises, finds for the plaintiff and that the allegations of plaintiff's complaint are true and that she is entitled to a decree of divorce from said defendant on the grounds therein alleged.

It is therefore considered, adjudged and decreed by the court that the bonds of matrimony heretofore existing between plaintiff and defendant herein be, and they are hereby, dissolved and that plaintiff is hereby granted a divorce from said defendant.

It is further considered and adjudged by the court that the plaintiff recover of and from said defendant her costs and charges paid, laid out and expended, and taxed at $_____.

ELSIE M. CLAYWELL, ADMRIX. OF)
THE ESTATE OF EMMA P. ROSS)
VS) # 14857
ROY M. ROSS)

Come now the parties, in person and by counsel, and the plaintiff files motion for production of papers, which motion is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains the same and production of papers is

ordered.

And now this cause being at issue, the Sheriff of Hendricks County, Indiana, is ordered to bring into open Court the following jurors for jury services, to-wit: Edgar Bailey, Glenn Hampton, Charles Mackey, Alfred Clark, Herman Canary, Oliver Arnold Keller, Lee Coble, Murl English, Clarence Hamrick, Harry Ward, Leroy Walsh and Joseph Winnings, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters thereof, who are duly and legally impanelled and sworn in open court to well and truly try the issues joined herein and a true verdict give according to the law and evidence introduced.

And after hearing a part of the evidence in this cause, the jury is permitted to separate under proper instructions touching their conduct during such separation until 9:00 o'clock A. M., Tuesday, October 13th, 1936.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Tuesday Morning, October 13th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Wednesday Morning, October 14th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

DAVIE B. BLUNK)
VS) # 14097
BESSIE V. BLUNK)

Comes now the plaintiff, by counsel, and files petition to modify divorce decree, which petition is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said petition, now orders alias summons issued to Sheriff of Hendricks County, Indiana, making the same returnable October 26th, 1936.

ASSOCIATION INVESTMENT CO.)
VS) # 14849
JOHN FRANK FRAZIER AND)
MARTHA FRAZIER)

Comes now the plaintiff, by counsel, and the defendants are ruled to answer on or before October 21st, 1936.

AMERICAN CENTRAL LIFE)
INSURANCE CO. OF INDIANAPOLIS,)
INDIANA.)
VS) # 14969
OTIS E. GULLEY, ET AL.)

Comes now the plaintiff, by counsel, and the defendants are ruled to answer on or before October 21st, 1936.

SHERMAN LINDSEY)
VS) # 14997
FRANK BEADLE, ET AL.)

Comes now the plaintiff, by counsel, and the defendants are ruled to answer on or before October 21st, 1936.

KATHERINE REED, ADMINISTRATRIX)
OF THE ESTATE OF WILLIAM T.)
REED, DECEASED.)
VS) # 14821
WALTER REED AND)
CHARLES RICHARD REED)

Come now the parties, by counsel, and the Court having seen and examined the plaintiff's motion for new trial, heretofore filed, and being sufficiently advised in its premises, now overrules the same, to which ruling of the Court the plaintiff duly objects and excepts.

And now the plaintiff prays an appeal to the Appellate Court of Indiana. And the Court being duly advised, now grants said appeal without bond and sixty days are given in which to file all bills of exceptions.

FLORENCE ANDERSON)
VS)# 15004 Judgt. vs Deft. for $2.00 Per Week & $25.00 Atty. Fee.
HENRY ANDERSON) J. D. 17, Page 145.

Come now the parties, in person and by counsel, and by agreement of said parties, the Court now finds for the petitioner, Florence Anderson, and that the defendant, Henry Anderson, should pay to the plaintiff for the support of their minor child during the pendency of this action, the sum of two dollars per week, and that he should pay to the plaintiff's attorney the sum of twenty-five dollars as attorney's fees.

It is, therefore, considered, ordered and adjudged by the Court that the defendant, Henry Anderson, pay to the plaintiff, Florence Anderson, for the support of their minor child during the pendency of this action, the sum of two dollars per week, and that he pay to the plaintiff's attorney the sum of twenty-five dollars as attorney's fees.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.

T. J. Stevenson, Judge.

Thursday Morning, October 15th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

ELSIE M. CLAYWELL, ADMINISTRATRIX)
OF THE ESTATE OF EMMA P. ROSS)
VS) # 14857
ROY M. ROSS)

Comes now the plaintiff, by counsel, and upon her motion this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

GREAT COUNCIL OF INDIANA)
OF THE IMPROVED ORDER OF) Judgt. vs Deft. for $673.73 and Costs.
RED MEN) J. D. 17, Page 146.
VS)# 14791 FORECLOSURE OF MORTGAGE
CHESTER BRACKETT)

Comes now the plaintiff by counsil and it appearing to the Court by the summons hereon and the return of the Sheriff endorsed thereon that said defendant has been served with process more than ten days before the first day of the present term of this court, which said summons and return thereon are in words and figures as follows, to-wit: (Here Insert). And now said defendant being three times audibly called in open court comes not, but herein wholly makes default.

And the court having heard the evidence and being duly advised in the premises finds for the plaintiff and that the allegations of plaintiff's complaint are true and that there is due the plaintiff from the defendant, Chester Brackett on the note sued upon in the complaint the sum of $598.73 and the further sum of $75.00 as fee for services of plaintiff's attorney, for said sum plaintiff is entitled to recover from the defendant, together with the costs of this action all without relief from valuation or appraisement laws; and the court further finds that said sums are secured by a mortgage upon the real estate described in the plaintiff's complaint and that the plaintiff is entitled to have said mortgage foreclosed against the said defendant and said real estate sold.

It is therefore considered and adjudged by the court that the plaintiff have and recover of and from said defendant, Chester Brackett the said sum of $673.73, together with the costs of this action and all accruing costs without relief from valuation or appraisement laws.

It is therefore considered, adjudged, and decreed by the court that the equity of redemption of defendant, Chester Brackett and all other persons claiming from, under, or through him, in and to the real estate described in the complaint, lying and being in the county of Hendricks, State of Indiana, and described as follows, to-wit:

Lot #17 in Watts and Hopkin's Addition to the town of Brownsburg, Indiana, said real estate being situate on the West Side of Jefferson Street in said City

be and the same is, forever barred and foreclosed, and that said described real estate, and all of the right, title, interest and claim of said named defendant, and all persons

claiming from, under, or through him, in and to the same, or so much thereof as may be necessary for the purpose, shall be sold by the sheriff of the said county of Hendricks, State of Indiana, as other lands are sold on execution, the sale to be without any relief from valuation or appraisement laws.

The proceeds arising from said sale to be applied as follows, to-wit: First, to the payment of the costs and accruing costs herein; second, to the payment of the amount found due plaintiff on the claim sued upon herein, being the amount of the judgment hereinbefore rendered, together with interest from this date; third, the over plus, if any there be, to be paid by the sheriff to the clerk of this court for the use of the party lawfully entitled and authorized to receive the same.

In the event said mortgaged premises shall fail to sell for a sum sufficient to pay and satisfy said judgment, interest, costs, and accruing costs, the residue thereof remaining unpaid shall be levied of the goods and chattels and lands and tenements of said defendant, Chester Brackett, subject to execution; and sale thereof shall be made without any relief whatever from valuation or appraisement laws.

LADOGA CANNING CO.)
VS) # 15014
A. T. BRAY, WHOSE)
CHRISTIAN NAME IS)
UNKNOWN)

Comes now the plaintiff, by counsel, and files verified petitinn for temporary restraining order, which petition is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said petition, the same is now set for hearing, Monday, October 19th, 1936, at 9:00 o'clock A. M., and notice is ordered.

LADOGA CANNING COMPANY)
VS) # 15015
O. F. WATERS, WHOSE)
CHRISTIAN NAME IS UNKNOWN)

Comes now the plaintiff, by counsel, and files verified petition for temporary restraining order, which petition is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said petition, the same is now set for hearing, Monday, October 19th, 1936, at 9:00 o'clock A. M., and notice is ordered.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.
A. J. Stevenson, Judge.

Friday Morning, October 16th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

JAKE EDWARDS)
VS) # 15005
OLLIE EDWARDS)

Come now Rochford & Rochford, Attorneys, herein, and withdraw their appearance for the defendant.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.
A. J. Stevenson, Judge.

Saturday Morning, October 17th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson.

FRANK M. SMITH)
VS) # 14912
ROSCOE L. EDWARDS)

Comes now the defendant, by counsel, and files motion to make complaint more specific, which motion is in the words and figures following, to-wit: (H.I.).

CHARLES D. ROGERS)
VS) ORDER # 15017
OTTO WOLLENWEBER)

The plaintiff having filed verified petition in this matter and the following figures and terms to-wit: (H.I.) and the court having heard the evidence and having duly advised in the premises advises the a temporary restraining order should be issued against the defendant Otto Wellenweber as prayed in plaintiff's petition.

WHEREFORE, it is the order of this court that the defendant Otto Wollenweber is hereby ordered and restrained from offering at public sale or disposing of at public sale or otherwise the cows or their offsprings pledged in a chattel mortgage given to O. W. Storer, doing business in the Name of National Loan Company on June 8, 1934 until the satisfaction of said note and mortgage or until further order of this court.

THOMAS F. McCOY)
VS) # 14658 Judgt. vs Defts. for $254.00 and Costs.
JOHN H. ROBBINS AND) J. D. 17, Page 146.
GOLDA ROBBINS)

Come now the parties, in person and by counsel, and Otis E. Gulley withdraws his appearance for the defendants.

And now it appearing to the satisfaction of the Court by the summons herein and the return of the sheriff indorsed thereon, which summons and return are in the words and figures following, to-wit: (H.I.), that the defendants have been duly served with process more than ten days before the day fixed by the plaintiff by indorsement on his complaint for the defendants to appear and answer said complaint, and said defendants are three times audibly called in open court but come not and herein wholly makes default.

And this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence and being duly advised, finds for the plaintiff and that there is due the plaintiff from the defendants on the note sued upon, in principal and interest, the sum of $231.00 and the further sum of $23.00 as a fee for plaintiff's attorney, and that the plaintiff is entitled to a judgment against the defendants, John H. Robbins and Golda Robbins, for a total of said two sums, together with the costs for this action, all without relief from valuation or appraisement laws.

It is, therefore, considered, ordered and adjudged by the Court that the plaintiff have and recover of and from the defendants, John H. Robbins and Golda Robbins, the sum of $254.00, together with the costs for this action, taxed at _____dollars and _____cents, all without relief from valuation or appraisement laws.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Monday Morning, October 19th, 1936.

Court met pursuant to adjournment,

Present Honorable A. J. Stevenson, Judge.

ANNA J. O'NEAL)
CLARA GRIMES)
RETTA N. RAWLINGS)
JESSE R. HARLAN)
RUTH BUNDY)
EUSTRICE HARLAN)
RALEIGH P. HARLAN)
KENNETH GRIMES)
ROY GRIMES)
PAULINE MAY)
FRANCES MARK)
WILLIAM HARLAN)
HERDIS A. HARLAN)
EVERETT HARLAN)
FREDERICK H. HARLAN)
CARRIE MURRAY)
IRA HARLAN)
HENRY HARLAN)
JESSE HARLAN)
JOHN HARLAN)
CLARK HARLAN)
D. STREET)
CLAUDE SMITH)
BERLIE R. HARLAN)
VERN HARLAN)
BLANCHE E. EWELL)
WILMER HARLAN)
JESSE HARLAN)
JACOB E. O'NEAL, Administrator)
Estate of Sarah E. Snodgrass.)
vs) # 14946 E N T R Y
LYDIA E. CLINE)

Comes now Jacob E. O'Neal, heretofore appointed commissioner in the above entitled cause, to sell the real estate therein, ordered sold, and files his inventory and appraisment of said real estate, which inventory and appraisment is approved by the court and is in words and figures following to-wit: (H.I.) and now said commissioner also files his bond herein with Roy Hodson and Ira Masten as sureties thereon which bond is now approved by the court, and now said commissioner files his report of the sale of said real estate to Oscar O. Elrod and Ruth Bryant Elrod, husband and wife for the sum of $800.00 which report is in words and figures following to-wit:

STATE OF INDIANA)
(SS:
HENDRICKS COUNTY)

IN THE HENDRICKS CIRCUIT COURT

SEPTEMBER TERM, 1936

ANNA J. O'NEAL, Et Al.

vs

LYDIA E. CLINE

REPORT OF COMMISSIONER'S SALE OF REAL ESTATE

Comes now the undersigned, the duly and legally appointed commissioner in the above entitled cause to sell certain real estate therein ordered sold and reports to the court that he offered said real estate for sale at private sale as ordered by the court, without notice, and on the 19th day of October 1936, Oscar O. Elrod and Ruth Bryant Elrod husband and wife having offered him $800.00 for said real estate and it being the highest and best bid received therefor and being more than the appraised value thereof, said real estate being situated in Hendricks County, Indiana, and described as follows;

> A part of the northwest quarter of Section 5, Township 14 north of range 2 west, and bounded and described as follows to-wit: Beginning at the center of the public highway running south from the town of Coatsville, at a point which is 40 rods south of the south line of said town and running thence east 135 feet; which is the beginning point of the lands herein described; thence running north 60 feet; thence east 166 feet; thence south 60 feet; thence west 166 feet to the place of beginning.

was sold to the said Oscar O. Elrod and Ruth Bryant Elrod Husband and wife for cash, and said purchase price, in full, being paid to the undersigned he now brings the same into court and asks that this report be approved and that said sale be confirmed and that he be ordered to execute and deliver a deed to said purchaser for said real estate.

Jacobe E O Neal
Commissioner

Subscribed and sworn to before me this 19th day of October 1936.

Otis E. Gulley
Notary Public

(SEAL)

My Commission Expires
Mar 6th. 1939.

"10/19/36 Examined & approved. Deed ordered. Deed tendered & approved. A. J. Stevenson and the court having examined said report, and being fully advised and informed in the premises, finds that said commissioner has in all things, complied with the order of the court and that said report should be approved and said sale confirmed.

It is therefore ordered and decreed by the court that said report be, and the same is hereby, in all things approved, and said sale confirmed, and said commissioner is ordered to execute and present his deed conveying said real estate to said purchaser. And now said commissioner presents to the court a deed duly signed and acknowledged by him conveying said real estate to Oscar O. Elrod and Ruth Bryant Elrod, husband and wife and the court having examined said deed now approves the same and endorses its approval thereon in words and figures following to wit: "Examined and approved in open court this 19th day of Oct. 1936. A. J. Stevenson, Judge Hendricks Circuit Court", and now said commissioner is ordered to deliver said deed to said purchaser all of which is done in open court.

And now said commissioner is ordered to pay the cost of this proceedings and to pay to Jacob E. O'Neal, administrator of the estate of Sarah E. Snodgrass, deceased the amount of the purchase price less the cost thereof to be held by said administrator until the estate of Sarah E. Snodgrass is fully administered upon and to then make distribution of said amount according to the interest of the several parties herein and this cause is continued for commissioners financial and final report.

LADOGA CANNING COMPANY)
VS) # 15014 Judgt. vs Pltf. for Costs.
A. T. BRAY, WHOSE CHRISTIAN) J. D. 17, Page 146.
NAME IS UNKNOWN)

Come now the parties, in person and by counsel, and by agreement of said parties in open court, the Court now finds for the plaintiff, and that the allegations of its complaint are true and that the defendant should be enjoined from further violations of his contract, and that he should be enjoined from selling or delivering tomatoes grown on the contracted acreage to any persons other than the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court, that the defendant, A. T. Bray, whose christian name is unknown, be and he is hereby enjoined from further violations of his contract, and that he be and he is enjoined from selling or delivering tomatoes grown on the contracted acreage to any persons other than the plaintiff.

It is further considered, ordered and adjudged by the Court that the plaintiff pay the costs of this action, taxed at _____dollars and_____ cents.

And now the plaintiff tenders its bond conditioned as by law required, which bond is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said bond and being sufficiently advised in its premises, now approves the same.

LADOGA CANNING COMPANY)
VS) # 15015 Judgt. vs Pltf. for Costs.
O. F. WATERS, WHOSE CHRISTIAN) J. D. 17, Page 146.
NAME IS UNKNOWN)

Come now the parties, in person and by counsel, and by agreement of said parties in open court, the Court now finds for the plaintiff, and that the allegations of its complaint are true and that the defendant should be enjoined from further violations of his contract, and that he should be enjoined from selling or delivering tomatoes grown on the contracted acreage to any persons other than the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court, that the defendant, O. F. Waters, whose christian name is unknown, be and he is hereby enjoined from further violations of his contract, and that he be and he is enjoined from selling or delivering tomatoes grown on the contracted acreage to any persons other than the plaintiff.

It is further considered, ordered and adjudged by the Court that the plaintiff pay the costs of this action, taxed at _____dollars and _____ cents.

And now the plaintiff tenders his bond conditioned as by law required, which bond is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said bond and being sufficiently advised in its premises, now approves the same.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.
C. J. Stevenson, Judge.

Tuesday Morning, October 20th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

PEARL WILLIAMS)
VS) # 13550
EMMA FLEECE)
ANNA BRYANT)
DICY BRANCH)
URBAN WILLIAMS)

Comes now, John Smith, Commissioner, heretofore appointed by the court, and comes also the plaintiff, by E. M. Blessing her attorney, and each of the defendants by Otis E. Gulley their attorney, and now said commissioner files his verified petition for the reappraisment of the real estate herein ordered sold, which verified petition is in words and figures following to-wit (H.I) and the court having examined said petition finds the same to be correct and that the same should be approved and said real estate reappraised, and now orders and directs said commissioner to proceed to have said real estate reappraised and file his reappraisment herein.

And now said Commissioner files his reappraisment of said real estate duly made by J. F. Morphew and R. E. Wybkoop which shows that said real estate was reappraised at $750.00; and the court having examined said reappraisment now approves the same; and now said commissioner files his report of the sale of said real estate, which report is in words and figures following, to-wit:

STATE OF INDIANA)
) SS:
HENDRICKS COUNTY)

IN THE HENDRICKS CIRCUIT COURT
SEPTEMBER TERM, 1936

PEARL WILLIAMS)
VS)
EMMA FLEECE, Et Al)

Comes now the undersigned Commissioner heretofore appointed by the court and reports to the court that he gave notice of the time, place and terms for the sale of the real estate as heretofore ordered by the court, and not having received any bids for said real estate on the day the same was to be sold said sale was continued from day to day until the _____day of _____1936 at which time Lonnie I. Davis bid therefor the sum of $750.00, and said bid being the highest and best bid therefor and being equal to the appraised value thereof said real estate was sold to the said Lonnie I. Davis for $750.00, which real estate is situated in Hendricks County, Indiana and described as follows, to-wit:

Lot Number one (1) in Block Number Three (3)
in Davis and Duckworth's Addition to the
Town of North Salem, Indiana.

and the said purchaser having paid to said Commissioner the full purchase price, said Commissioner now brings said money into open court and asks that he be ordered to execute and deliver a deed to said purchaser, and he asks that this report be approved and said sale confirmed.

John Smith
Commissioner

Subscribed and sworn to before me this 19th day of October, 1936.

Otis E. Gulley
Notary Public

(SEAL)
My Commission Expires
Mar 6 - 1939.

"10/20/36 Examined & approved. Deed ordered. Deed tendered & approved. Ordered delivered A. J. Stevenson, Judge."
and the court having examined said report, finds that said commissioner, has in all things, complied with the order of the court made herein and that said report should be approved and said sale confirmed.

It is therefore ordered and decreed by the court that said report be, and the same, is hereby approved, and said sale confirmed, and said commissioner is now ordered to prepare and execute a deed conveying said real estate to Lonnie I. Davis and present the same to the court for approval.

And now said Commissioner presents to the court a deed duly executed by him, as said commissioner, conveying said real estate to the said Lonnie I. Davis, and the court having examined said deed now approves the same, and endorses its approval thereon in words and figures as follows to-wit: Examined and approved in open court this ___day of _____1936. A. J. Stevenson, Judge Hendricks Circuit Court; and said commissioner is now ordered to deliver said deed to the purchaser which is done in open court and this cause is continued for the final and financial report of said Commissioner.

ZELDA CRAWLEY)
VS) # 15009
JAMES CRAWLEY)

Comes now the plaintiff, by counsel, and upon her motion, alias summons is ordered issued, making the same returnable November 5th, 1936.

THE STATE OF INDIANA, EX REL)
WENDALL R. FUSON, AUDITOR OF)
HENDRICKS COUNTY, INDIANA.)
VS) # 14915 Entry for Decree of Foreclosure
HOLLIS J. CLARK, EULAH CLARK,)
ORVILLE O. CARPENTER, THE FIRST) Judgt. vs Defts., Hollis J. Clark and
NATIONAL BANK OF AMO, INDIANA,) Eulah Clark, for $1914.03 and costs.
A CORPORATION, W. BENTON NEWLIN,) J. D. 17, Page 147.
LIQUIDATING AGENT FOR THE FIRST)
NATIONAL BANK OF AMO, INDIANA.)

Comes now the plaintiff by counsel, and comes defendant Orville O. Carpenter, by counsel, and files answer to plaintiff's complaint herein, which answer is in words and figures following, to-wit: (H.I.) Comes also, defendant The First National Bank of Amo, Indiana, by defendant W. Benton Newlin, Liquidating Agent for the First National Bank of Amo, Indiana, by counsel, and files answer to plaintiff's complaint herein, which answer is in words and figures following, to-wit: (H.I.). And it appearing to the Court by the summons herein, and the return of the sheriff indorsed thereon, that defendants Hollis J. Clark and Eulah Clark have been served with process more than ten days before the 15th day of June 1936, being the date indorsed on plaintiffs's complaint for the return day of summons thereon, which said summons and the return thereon are in words and figures as follows, to-wit: (H.I.)

And now on motion of plaintiff, the defendants Hollis J. Clark and Eulah Clark are three times audibly called in open court, and come not, but

herein wholly make default.

And this cause being at issue on plaintiff's complaint and defendants' answers and defaults the same is submitted to the court for trial, finding, judgment, and decree, without the intervention of a jury. And the court having heard the evidence and being sufficiently advised in the premises finds for the plaintiff, and that the allegations of plaintiff's complaint are true, and that the relief therein sought should be granted, and that there is due plaintiff from defendants Hollis J. Clark and Eulah Clark, on the note sued on in plaintiff's complaint the sum of $1845.96 as principal and interest. The court further finds that said defendants have failed to pay the principal and interest on said note as the same became due and that plaintiff is entitled to have judgment against said defendants for $37.53, as damages, as provided in said note. The court further finds that said defendants have failed and neglected to pay taxes on the real estate described in plaintiff's complaint and there is now due the sum of $30.54 as taxes and that plaintiff is entitled to have judgment for said amount, all of which sums plaintiff is entitled to recover from said defendants, together with the costs of this action, all without relief from valuation or appraisement laws.

The court further finds that the above named sums are secured by a mortgage on the real estate described in plaintiff's complaint and hereinafter described, which said mortgage, as alleged, was executed by Hollis J. Clark and Eulah Clark, his wife, on the 24th day of April, 1923, on which date the said Hollis J. Clark was the fee simple owner of said real estate; that said mortgage was filed for record and recorded on the last named date in School Fund Record 6 at page 213 in the office of Recorder of Hendricks County, and that said morrgage became, and since has been, and is now as first and paramount lien on said real estate hereinafter described, prior and superior to all claims, right, interest, and liens of each and all of the defendants herein and persons claiming under, by, and through them, and that plaintiff is entitled to have said mortgage foreclosed as against all of the defendants herein and the said real estate sold.

The court further finds that the defendant Orville O. Carpenter has and holds a mortgage on the real estate in plaintiff's complaint described, which mortgage was recorded on the 9th day of December 1925, in Mortgage Record 83 at page 62 in the office of Recorder of Hendricks County, that said mortgage was foreclosed subsequently and a judgment thereon recovered by the said Orville O Carpenter against defendants Hollis J. Clark and Eulah Clark on the 21st day of January, 1931, which judgment is entered in Order Book 80 at page 111, and Judgment Docket 15 at page 208 in the office of Clerk of the Hendricks Circuit Court. That said mortgage and judgment and the lien thereof is junior and inferior to the lien of plaintiff's mortgage on said real estate.

The court further finds that the First National Bank of Amo, Indiana, on the 9th day of November, 1929 recovered a judgment against the defendants Hollis J. Clark and Eulah Clark in the amount of $365.00, which judgment is entered in Order Book 78 at page 541 and Judgment Docket 15 at page 113 in the office of Clerk of the Hendricks Circuit Court. That the said First National Bank of Amo, Indiana is now in the process of voluntary liquidation; that the defendant W. Benton Newlin is the qualified and acting liquidating agent for said bank and as such agent has succeeded to all right, title, and interest of the said First National Bank of Amo, Indiana, in and to said real estate by reason of said judgment. That said judgment and the lien thereof is subject, junior, and inferior to the lien of plaintiff's mortgage on said real estate.

The court further finds that one Eulah F. Clark is now the record owner of the real estate in plaintiff's complaint described; that the said Eulah F. Clark is one and the same person as the defendant Eulah Clark who, together with defendant Hollis J. Clark executed the note and mortgage to plaintiff as above set forth. That the claim, right, title, and interest of said Eulah F. Clark in and to said real estate by reason of being the record owner thereof is subject, junior, and inferior to the lien of plaintiff's mortgage on said real estate.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED BY THE COURT that the plaintiff have and recover of and from the defendants Hollis J. Clark and Eulah Clark the sum of $1914.03, together with the costs of this action and all accruing costs, without relief from valuation or appraisement laws.

And it is further ordered, adjudged, and decreed that the mortgage of plaintiff on the real estate described in plaintiff's complaint, lying and being in the County of Hendricks, State of Indiana, and described as follows, to-wit:

A part of the Northwest quarter of the Northwest quarter of Section 2, Township 14 North, Range 2 West, and described as follows: Beginning 76 feet East and 30 feet South of the Northwest corner of said quarter quarter; thence South 130 feet; thence East 120 feet; thence North 130 feet; thence West 120 feet to the place of beginning,

be foreclosed, and that the equity of redeemption of the defendants Hollis J. Clark, Eulah Clark, Orville O. Carpenter, The First National Bank of Amo, Indiana, W. Benton Newlin, Liquidating Agent for the First National Bank of Amo, Indiana, and Eulah F. Clark, as the record owner thereof, and all persons claiming from, under, by, or through them, in and to said real estate be, and the same is, forever barred and foreclosed and that the said described real estate and all the right, title, interest, and claim of said named defendants, and all persons claiming, from, under, or through them in and to the same, or so much thereof as may be necessary for that purpose, shall be sold by the sheriff of said County of Hendricks, State of Indiana, as other lands are sold on execution, the sale to be without relief fromvaluation or appraisement laws.

And the proceeds arising from said sale be applied as follows, to-wit:

1. To the payment of the costs and accruing costs herein.

2. To the payment of the amount found due plaintiff on the claim sued upon herein, being the amount of the judgment hereinbefore rendered together with interest from this date.

3. The over-plus, if any, there be, to be paid by the sheriff to the clerk of this court for the use of the party or parties lawfully entitled and authorized to receive the same.

It is further adjudged and ordered that in the event the said mortgaged premises shall fail to sell for a sum sufficient to pay and satisfy said judgment, interest, costs, and accruing costs, the residue thereof remaining unpaid shall be levied of the goods and chattels and lands and tenements of said defendants Hollis J. Clark and Eulah Clark subject to execution, and the sale thereof made without relief from valuation or appraisement laws.

It is further ordered that a duly certified copy of this decree under the hand of the clerk and seal of this court shall be sufficient authority for the sheriff to execute the same.

And court adjourned until 9:00 o'clock A. M. Wednesday,

Record read and signed in open Court.

A. J. Stevenson, Judge.

Wednesday Morning, October 21st, 1936.

Court met pursuant to adjournment,

Present Honorable A. J. Stevenson, Judge.

AMERICAN CENTRAL LIFE INS.)
COMPANY OF INDIANAPOLIS, IND.)
VS) # 14969
OTIS E. GULLEY, ET AL.)

Come now the defendants, by counsel, and files answer, which answer is in the words and figures following, to-wit: (H.I.).

And court adjourned until 9:00 o'clock A. M. Thursday,

Record read and signed in open court.

A. J. Stevenson, Judge.

Thursday Morning, October 22nd, 1936.

Court met pursuant to adjournment,
Present Honorable A. J.Stevenson, Judge.

BERGEN LA GRANGE)
VS) #13340
DANVILLE SOUTH CEMETERY)
A CORPORATION, ET AL.)

It appearing to the Court that the sum of $120.00 has heretofore been paid into the office of the Clerk of the Hendricks Circuit Court by the receiver, D. F. Roberts, and the same is now ordered paid by said Clerk to Mae Berling.

RECEIPT.

1. Oct. 22, 1936 Rec'd. $120.00 my distributive share herein. Mae Berling
(Mae Berling)

ASSOCIATES INVESTMENT CO.)
VS) # 14849
JOHN FRANK FRAZIER AND)
MARTHA FRAZIER)

Come now the defendants, by counsel, and file answer, which answer is in the words and figures following, to-wit: (H.I.).

SHERMAN LINDSEY)
VS) # 14997
FRANK BEADLE, ET AL.)

Come now the defendants, by counsel, and file demurrer to complaint, which demurrer is in the words and figures following, to-wit: (H.I.).

GRACE B. WALKER)
VS) # 15001
JOSEPH C. WALKER)

Comes now the plaintiff, by counsel, and files petition for restraining order, which petition is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said petition, the same is now set for hearing, October 24th, 1936, at 9:00 o'clock A. M., and notice is ordered.

STATE OF INDIANA)
VS) # 7616
HARRY TROST)

Comes now the State of Indiana, by John A. Kendall, Prosecuting Attorney of the 55th Judicial Ciruit, and files motion to nolle prosequi this cause, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion and being sufficiently advised in its premises, does now sustain the same, and the defendant, Harry Trost, is discharged and said defendant and his sureties are also released from the bond in this cause.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the defendant, Harry Trost,

is discharged and said defendant and his sureties are also released from the bond in this cause.

Edgar M. Blessing, Special Judge.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.
A. J. Stevenson, Judge.

Friday Morning, October 23rd, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

JOSEPHINE ROGERS)
VS) # 14956 Judgt. vs Deft. for Costs.
BAYLESS H. ROGERS) J. D. 17, Page 147.

Comes now the plaintiff, by counsel, and it appearing to the satisfaction of the Court by the summons herein and the return of the sheriff indorsed thereon, which summons and return are in the words and figures following, to-wit: (H.I.), that the defendant has been duly served with process more than ten days before the day fixed by the plaintiff by indorsement on her complaint for the defendant to appear and answer said complaint, and said defendant is three times audibly called in open court but come not and herein wholly makes default.

And this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence and being duly advised, finds for the plaintiff and that the allegations of the plaintiff's complaint are true and that the plaintiff is entitled to an absolute divorce from the defendant on the grounds therein alleged; all at the cost of the plaintiff.

It is, therefore, considered, adjudged and decreed by the Court that the bonds of matrimony heretofore existing between Josephine Rogers and Bayless H. Rogers be and they are hereby set aside and held for naught and the plaintiff is hereby granted a divorce from the defendant.

It is further ordered and adjudged by the Court that the defendant, Bayless H. Rogers, pay and satisfy the costs of this action, taxed at _____dollars and _____cents.

HOLLIS LOVELL)
VS) # 14879 Judgt. vs Pltf. for Costs.
RUBY LOVELL) J. D. 17, Page 147.

Comes now Hume and Gaston, herein, and withdraw their appearance for the defendant.

Comes now the plaintiff, in person and by counsel, and it appearing to the satisfaction of the Court by the summons herein and the return of the sheriff indorsed thereon, which summons and return are in the words and figures following, to-wit: (H.I.), that the defendant has been duly served with process more than ten days before April 18th, 1936, the day fixed by the plaintiff by indorsement on his complaint for the defendant to appear and answer said complaint, and said defendant is three times audibly called in open court but come not and herein wholly makes default.

And this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence and being duly advised, finds for the plaintiff and that the allegations of the plaintiff's complaint are true and that the plaintiff is entitled to an absolute divorce from the defendant on the grounds therein alleged; all at the cost of the plaintiff.

The Court further finds that the plaintiff is a suitable person to have the care and custody of the three minor children, Edith age fifteen, Wayne age twelve and Russell age ten years, and that the custody of said minor children should be awarded to the plaintiff.

It is, therefore, considered, adjudged and decreed by the Court that the bonds of matrimony heretofore existing between Hollis Lovell and Ruby Lovell be and they are hereby set aside and held for naught, and the plaintiff is hereby granted a divorce from the defendant.

It is further considered, ordered and adjudged by the Court that the plaintiff, Hollis Lovell, is a suitable person to have the care and custody of the three minor children, Edith age fifteen, Wayne age twelve and Russell age ten years, and that the custody of said minor children be awarded to the plaintiff.

It is further considered, ordered and adjudged by the Court that the plaintiff, Hollis Lovell, pay and satisfy the costs of this action, taxed at_____ dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.
A. J. Stevenson, Judge.

Saturday Morning, October 24th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

DAVE FOSTER)
VS) # 15012
CHARLES O. ENOCHS)
RUTH ENOCHS)

Comes now the plaintiff, by counsel, and files amended complaint making new parties defendant, which amended complaint is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said amended complaint, now orders alias summons issued to the defendants Edward R. Donnell and Edith Donnell, making the same returnable, November 7th, 1936.

HOME OWNERS' LOAN CORP.)
VS) # 15021
MILTON RUSSELL)

Comes now the plaintiff, by counsel, and upon its motion, non-resident notice is ordered issued for the defendant, making the same returnable, December 21st, 1936.

ELSIE M. CLAYWELL, ADMR.)
VS) # 14857 On Account of Change of Venue
ROY M. ROSS)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foreging account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. One Hundred Twenty-One Dollars and Seventy Cents ($121.70) in the case of Elsie M. Claywell, Admr. vs. Roy M. Ross is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

October 24th, 1936 A. J. Stevenson
Judge 55th Judicial Circuit of Indiana

CHALMER BRATTON)
VS) # 14132 On Account of Change of Venue
THE STANDARD OIL CO.)
JOSEPH FLORY)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana,

and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Two Hundred Forty-One Dollars and Seventy-Five Cents($241.75) in the case of Chalmer Bratton vs. The Standard Oil Co. Joseph Flory is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

October 24, 1936. A. J. Stevenson
Judge 55th Judicial Circuit of Indiana

IDA LEE)
VS) # 14379 On Account of Change of Venue.
MARTINSVILLE SCHOOL CITY)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Morgan in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Thirty-Seven Dollars and Fifty Cents ($37.50) in the case of Ida Lee vs. Martinsville School City is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Morgan in said State, and the Auditor of said County of Morgan is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Morgan in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and autyority for so doing.

October 24th, 1936 A. J. Stevenson
Judge 55th Judicial Circuit of Indiana

CELIA F. OLAND)
VS) # 14817 On Account of Change of Venue.
JACK A. COLE, ET AL.)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Celia F. Oland vs. Jack A. Cole, et al. is now audited and allowed as a just and pro-

per claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

October 24th, 1936. A. J. Stevenson

Judge 55th Judicial Circuit of Indiana.

FRANCIS J. KELLEY)
VS) # 14899 On Account of Change of Venue.
KESSLER BOULEVARD REALTY CO.,)
INC., ET AL.)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Ten Dollars and Fifty Cents ($10.50) in the case of Francis J. Kelley vs. Kessler Boulevard Realty Co., Inc. et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

October 24th, 1936. A. J. Stevenson

Judge 55th Judicial Circuit of Indiana

FRANCES BLANCHARD)
VS) # 14830 On Account of Change of Venue.
LUCY JANE HILL)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Frances Blanchard vs. Lucy Jane Hill is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

October 24th, 1936. A. J. Stevenson

Judge 55th Judicial Circuit of Indiana

THE PRUDENTIAL INSURANCE)
CO. OF AMERICA)
VS) # 14938 On Account of Change of Venue.
RALPH C. ROOT, ET AL.)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Ten Dollars and Fifty Cents ($10.50) in the case of The Prudential Insurance Co. of America vs. Ralph C. Root, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

October 24th, 1936 A. J. Stevenson

Judge 55th Judicial Circuit of Indiana

HILDA BERNSTEIN)
VS) # 14783 On Account of Change of Venue.
INDIANAPOLIS RAILWAYS,)
INC., A CORP.)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Hilda Bernstein vs. Indianapolis Railways, Inc., A Corp. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of siad County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

October 24th 1936. A. J. Stevenson

Judge 55th Judicial Circuit of Indiana

WILLIAM J. FISHER)
VS) # 14494 On Account of Change of Venue.
WALTER D. KIBLER)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of

the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of William J. Fisher vs. Walter D. Kibler is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

October 24th, 1936.

A. J. Stevenson
Judge 55th Judicial Circuit of Indiana

THE HENRY FURNACE &)
FOUNDRY CO., A CORP.)
VS) # 14250 On Account of Change of Venue.
RALPH A. SCOTT)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Sixty-Six Dollars and Ten Cents ($66.10) in the case of The Henry Furnace & Foundry Co., A Corp. vs. Ralph A. Scott is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

October 24th, 1936.

A. J. Stevenson
Judge 55th Judicial Circuit of Indiana

LUELLA B. CRANE, ADMRIX., ETC.)
VS) # 14471 On Account of Change of Venue.
EDWARD B. BENDER)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Boone in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Luella B. Crane, Admrix, vs. Edward B. Bender is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County

of Boone in said State, and the Auditor of said County of Boone is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Boone in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

October 24th, 1936..

A. J. Stevenson
Judge 55th Judicial Circuit of Indiana

THE UNION TRUST CO. OF)
INDIANAPOLIS, INDIANA,)
TRUSTEE)
VS) # 14937 On Account of Change of Venue.
TIMOTHY P. SEXTON, ET AL.)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of The Union Trust Co. of Indianapolis, Ind., Trustee vs. Timothy P. Sexton, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

October 24th, 1936.

A. J. Stevenson
Judge 55th Judicial Circuit of Indiana

GARLAND LYONS)
VS) # 14724 On Account of Change of Venue.
INIDIANAPOLIS RAILWAYS, INC.)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Boone in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Garland Lyons vs. Indianapolis Railways, Inc. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Boone in said State, and the Auditor of said County of Boone is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Boone in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

October 24th, 1936.

A. J. Stevenson
Judge 55th Judicial Circuit of Indiana

FRED CLINE, ET AL.)
VS) # 14943 On Account of Change of Venue.
HOWARD J. LACY, ET AL.)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the county of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Fred Cline, et al. vs. Howard J. Lacy, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

Ocrober 24th, 1936

A. J. Stevenson
Judge 55th Judicial Circuit of Indiana

ARLA M. BUCK)
VS) # 14966 On Account of Change of Venue.
VAN CAMP HARDWARE &)
IRON CO., ET AL.)

I, A. J. Stevenson, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Ten Dollars and - - -Cents ($10.00) in the case of Arla M. Buck vs. Van Camp Hardware & Iron Co., et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

October 24th, 1936.

A. J. Stevenson
Judge 55th Judicial Circuit of Indiana

COURT ALLOWANCES FOR THE SEPTEMBER TERM, 1936.

Helen Chadd, Court Reporter	$240.00
Walter E. Hadley, Clerk Per Diem for Attending Court and Change of Venue Claims	65.00
Herbert D. Christie, Jury Commissioner	3.00
Amos Harvey, Jury Commissioner	3.00
Alvin Hall	25.00
The Lawyers Co-operative Publishing Co.	12.50
PETIT:	
W. Edgar Bailey	33.30
Charles A. Mackey	24.30
Glen Hampton	35.10
Alfred A. Clerk	25.20
Canary, Herman	37.80
Lee Coble	35.10
Clarence Hamrick	28.80
Murl English	27.90
Harry Ward	24.80
Simmie Odon	7.80
Theodore Buchanan	24.50
Walter Edmonson	19.20
Joseph H. Winnings	23.10
Leo Walsh	22.00
Oliver Arnold Keller	27.30
William Haag	25.80
Norman Jared	22.50
Don Carlos Jessup	22.50
Milton Paul Barlow	10.50
Morton E. Lockhart	3.10
Lester E. McClain	2.70
Shelton's Cafe 52 meals @ .50¢	26.00
Shelton's Cafe 13 lunches @ .25¢	3.25
	$ 861.05

Order of the Court that all causes both Civil and Criminal and all pleas, plaints, motions and demurrers not disposed of at the present term of court be continued to the November Term, 1936, of said court.

And Court adjourned until court in course,

Records read and signed in open court.

A. J. Stevenson, Judge.

BE IT REMEMBERED, That on the 26th day of October, 1936, the same being in Vacation of the Hendricks Circuit Court, the following proceedings were had herein, viz:

LEORA G. BLAZER)
VS) # 14631
BEN HUR LIFE ASSN.)

BE IT REMEMBERED, That on the 26th day of October, 1936, the defendant, Ben Hur Life Association, a Corporation, in the above entitled cause by Edgar M. Blessing and William W. Kummings its attorneys, filed in the office of the Clerk of the Hendricks Circuit Court, said Court being then in Vacation, its motion for a new trial in the above entitled cause, and the Clerk of said Court at the time of the filing thereof noted the filing of the same on the entry docket together with the date thereof and assigned his initials thereto, which motion for new trial is in the words and figures following, to-wit: (H.I.).

Attest: Walter E. Hadley, Clerk.

GRAND AND PETIT JURORS, DRAWN FOR THE NOVEMBER TERM, 1936.

BE IT REMEMBERED, That on the 26th day of October, 1936, Herbert D. Christie and Amos Harvey the duly appointed, qualified and acting Jury Commissioners of this court appeared at the office of the Clerk of the Hendricks Circuit Court, and the Clerk drew from the Jury Box the names of the following persons for Grand Jury service at the November Term, 1936, of this court, viz:

Guy Mount- - - - - - - - Eel River Township
Paul Herod - - - - - - - Clay Township
Horace Hadley- - - - - - Guilford Township
Carlos Clark - - - - - - Marion Township
Clarence C. Cooper - - - Liberty Township
Noble Hendrix - - - - - Middle Township

And the Clerk of this Court at the same time and in the like manner drew from the Jury Box the names of the following persons for Petiti Jury service for the November Term, 1936, of this court, viz:

Aaron Ensminger-	Center Twp.	Jesse A. Cook- - -	Liberty Twp.
Ora Pope - - - -	Liberty Twp.	Leo Halfaker- - - -	Middle Twp.
Arthur Newman- -	Franklin Twp.	Forrest Arbuckle- -	Lincoln Twp.
Albert S. Miles-	Liberty Twp.	Owen S. Kendall - -	Liberty Twp.
Alvia Plunket- -	Eel River Twp.	Raymond H. Dickey -	Brown Twp.
Roy Stevenson- -	Middle Twp.	Earl Duncan - - - -	Guilford Twp.
O. T. Hancock- -	Guilford Twp.	Orville English - -	Union Twp.
Floyd S. Knoy- -	Franklin Twp.	Tom Dillon- - - - -	Middle Twp.
Elvin E. Stipe -	Middle Twp.	Fred Cladd- - - - -	Marion Twp.
Carl E. Logan- -	Clay Twp.	Harry E. Bailey - -	Union Twp.
Eddie R. Canada-	Marion Twp.	Ben Pursley - - - -	Washington Twp.
Otis L. Dawson -	Center Twp.	Glen McClain - - -	Washington Twp.

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED, That on the 26th day of October, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) # 7699 Judgt. vs $100.00 Fine and Costs.
ADOLPH MEYER) J. D. 17, Page 148.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and asks permission to file affidavit in Vacation of the Hendricks Circuit Court. And the Court having seen and examined said affidavit, now grants permission, and defendant's bond is fixed at five hundred dollars.

And now comes the defendant, Adolph Meyer, who being duly arraigned before the Court in Vacation, for his plea says that he is guilty of the charge of operating motor vehicle while under the influence of intoxicating liquor.

It is, therefore, now adjudged and decreed by the Court that the defendant, Adolph Meyer, for the offense by him committed, be and he is fined in the sum one hundred dollars, and that he be and he is imprisoned in the State Penal Farm for a period of sixty days, and that driver's license be revoked for one year.

It is further adjudged and decreed by the Court that the defendant, Adolph Meyer, pay the costs of this action, taxed at _____ dollars and _____ cents.

The Court finds that by reason of the character of said defendant, and the facts and circumstances surrounding the commission of said crime, the interest of society does not demand or require that the defendant shall suffer the penalty imposed by the law if he shall hereafter behave well.

It is therefore ordered by the Court that the execution of the sentence herein imposed be suspended during defendants' good behavior, and that he be permitted to go at liberty on probation so long as he behaves well.

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED, That on the 30th day of October, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) # 7489
_____)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and upon his motion bench warrant is ordered issued to the Sheriff of Marion County, Indiana, for the arrest of said defendant.

Attest: Walter E. Hadley, Clerk.

Monday Morning, November 2nd, 1936.

Pleas and proceedings had in the Hendricks Circuit Court, within and for Hendricks County, State of Indiana, at the November Term, 1936, which term of court was begun and continued at the Court House in the town of Danville, in the County and State aforesaid, commencing on Monday the 2nd day of November, 1936, that being the day fixed by law for holding said Term of Court.

Present Honorable A. J. Stevenson, Judge.
John A. Kendall, Prosecuting Attorney.
Albert H. Shane, Sheriff,
Walter E. Hadley, Clerk.

Whereupon, said Sheriff proclaimed said Court open, according to law, and the following proceedings were had, to-wit:

TOWN OF CLAYTON, BOARD OF)
FINANCE OF CLAYTON, HENDRICKS)
COUNTY, STATE OF INDIANA.)
VS) # 13822 Judgt. vs Pltf. for Costs.
CHARLES B. WORRELL, ET AL.) J. D. 17, Page 148.

Comes now the plaintiff, by counsel, and upon its motion this cause is now dismissed at the cost of the petitioner.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the petitioner, Town of Clayton, Board of Finance of Clayton, Hendricks County, State of Indiana, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

BERT FRANKLIN)
VS) # 14963
E. HOWARD CADLE)
OLA M. CADLE)

Comes now the plaintiff, by counsel, and the defendants are ruled to answer on or before November 10th, 1936.

ERNEST ZIMMERMAN)
VS) # 14983
ETHEL ZIMMERMAN)

Comes now the defendant, by counsel, and files answer, which answer is in the words and figures following, to-wit: (H.I.).

JAMES F. BERRY)
VS) # 15002
GUSSIE BERRY)

Comes now the defendant, by counsel, and files answer and cross-complaint, which answer and cross-complaint are in the words and figures following, to-wit: (H.I.).

JAKE EDWARDS)
VS) # 15005
OLLIE EDWARDS)

Comes now E. W. Dulberger, herein, and enters his appearance for the defendant.

And now said defendant files petition for allowance, which petition is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said petition, the same is now set for hearing Saturday, November 10th, 1936, at 9:00 o'clock A. M, and notice is ordered given.

WILLIAM A. OPPLE)
VS) # 15016
OTTO WOLLENWEBER, ET AL.)

Comes now P. L. Vernon, herein, and enters her appearance for the defendant.

CHARLES D. ROGERS)
VS) # 15017
OTTO WOLLENWEBER)
MARY E. WOLLENWEBER)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

RISHEL C. JACKSON)
VS) # 15024
JOHN S. DRYBREAD)
FRANK SMITH)

Comes now the plaintiff, by counsel, and files petition in garnishment, which petition is in the words and figures following, to-wit: (H.I.).

And now said plaintiff files his bond herein, which bond is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said bond, the same is now approved.

WILLIAM H. WISEHEART)
OSCAR H. WISEHEART)
VS) # 14939
SARAH L. HUNTLEY)

Come now the plaintiffs herein, and comes also John M. Smith, the commissioner heretofore appointed, and files an appraisement of the real estate ordered sold in the foregoing cause, which appraisement is as follows, to-wit:-(Here Insert). Said commissioner also files a report of the sale of certain of the real estate in this proceeding ordered sold, which report reads as follows, to-wit: (Here Insert), from which report it appears, and the court so finds, that after giving notice of the sale of said real estate, as required by the order of the court, authorizing such sale, said commissioner sold Tract No. Four thereof at private sale to Foster E. Stewart for the sum of $850.00, that being the highest and best bid received for the same and more than

the full appraised value thereof; that said purchaser complied with the terms of said sale by paying his bid in full in cash, which cash said commissioner now produces in court.

And the court being sufficiently advised in the premises, now in all things approves said report and ratifies and confirms said sale; and said commissioner is ordered to execute to said purchaser a deed for said real estate. And now said commissioner reports such deed, and the same being examined, is approved by the court, and delivered to said purchaser as evidence of his title to said parcel of real estate. And this cause is continued.

STATE OF INDIANA, ON RELATION)
OF LUTHER F. SYMMONS, BANK)
COMMISSIONER OF THE STATE OF)
INDIANA)
VS) # 13635
HUNTER BANK)

Comes now Harney F. Semones, the duly appointed, qualified and acting receiver in this cause, and files his verified petition to compound debts, which petition is in the words and figures following, to-wit:

STATE OF INDIANA)
) SS:
HENDRICKS COUNTY)

IN THE HENDRICKS CIRCUIT COURT
NOVEMBER TERM, 1936.

STATE OF INDIANA, ON RELATION
OF LUTHER F. SYMMONS, BANK COMMISSIONER
OF THE STATE OF INDIANA
VS
HUNTER BANK

PETITION TO COMPOUND DEBTS

The undersigned duly qualified and acting Receiver of Hunter Bank respectfully shows to the court that among the assets of said Hunter Bank are the following debts and obligations owned by Thomas Berry and Hallie C. Berry to-wit: A Note in the principal sum of $541.47 and a Note in the principal sum of $161.19. Said Receiver respectfully shows to the court that these two said notes were reduced to judgment in this court and he would further show that among the assets of said Hunter Bank was a Mortgage against the real estate owned by said parties in the sum of $5,428.92 and a Chattel Mortgage in the principal sum of $500.00.

The Receiver would further respectfully show to the court that the said Thomas Berry and Hallie C. Berry were in possession of or had title to two hundred thirty seven acres of land in Hendricks County, which said land had a first mortgage to the Fletcher Joint Stock Land Bank in the principal sum of $12,000.00 with delinquent interest and delinquent taxes totaling $4,000.00 and that the said Hallie C. Berry has the title to the said two hundred thirty seven acres of land and she also has a small amount of personal property, but the said Fletcher Joint Stock Land Bank has a Chattel Mortgage on the said personal property. And the said Hallie C. Berry has now proposed to this said Receiver to pay him the sum of $500.00 in full and final settlement for a release of any and all obligations due and owing by the said Hallie C. Berry to the said Hunter Bank. That the said Receiver is of the opinion that under the circumstances that this shall be accepted.

WHEREFORE, he prays for authority to accept the said sum as the complete settlement and compromise of said debt and for all other and proper relief in the premises.

Harney F. Semones

Subscribed and sworn to before me this the 2nd day of November 1936.

Joy Stanley
Notary Public

(SEAL)
My Commission Expires

May 2nd, 1939.

And the Court having seen and examined said petition and being sufficiently advised in its premises, now approves the same, and endorses his approval thereon which is as follows: "11/2/36 Examined & approved. Settlement authorized as petitioned for. A. J. Stevenson, Judge."

THE PRUDENTIAL INSURANCE)
COMPANY OF AMERICA.)
VS) Cause No. ~~14749~~ 14948 Judgt. vs Deft., Cleo L. Hunt, for $2745.12 and Costs.
CLEO L. HUNT, et al.) DECREE J. D. 17, Page 148

Comes now the plaintiff by Davis Harrison, and Edgar M. Blessing, its attorneys, and it appearing to the Court from the summons in this cause issued to the Sheriff of Marion County, Indiana, and the return of the sheriff endorsed thereon, which summons and return of the sheriff are in the words and figures following, towit: (H.I.) that the defendants Cleo L. Hunt, Lura H. Hunt, and United States Fidelity and Guaranty Company of Baltimore, Maryland, were each duly served with summons herein; that each of them has had due and legal notice of the pendency of this cause and of the time when and court in which it would come on to be heard;

And it further appearing to the Court from the summons issued in this cause to the sheriff of Hendricks County, Indiana, and the return of the sheriff endorsed thereon, which summons and return of the sheriff are in the words and figures following, towit: (H.I.) that the defendant Perry Kirkham was duly served with summons herein; that he has had due and legal notice of the pendency of this cause and of the time when and court in which it would come on to be heard;

Now on motion of the plaintiff, each of the defendants Cleo L. Hunt, Lura H. Hunt, United States Fidelity and Guaranty Company of Baltimore, Maryland, and Perry Kirkham, is three times loudly called in open court but comes not, nor anyone for them, but herein wholly makes default.

Now this cause being at issue on the complaint and the defaults of all defendants herein, the same is now submitted to the court for trial, finding, judgment and decree, without the intervention of a jury.

The court being duly advised in the premises, having heard the evidence and argument of counsel, now finds for the plaintiff that the allegations of its complaint are true and that the relief therein sought should be granted.

The court further finds that there is due to the plaintiff from the defendant Cleo L. Hunt the following sums, to-wit:

Principal balance	$2300.00
Int. accrued 1-19-36	69.00
8% int. to 10-28-36	146.88
Taxes advanced 6-22-36	14.97
8% int. to 10-28-36	.41
Taxes advanced 10-26-36	13.86
PRINCIPAL, INTEREST AND ADVANCEMENTS	$2545.12

The court further finds that the plaintiff is entitled to recover reasonable attorney fees, and that the sum of $200.00 is such reasonable fee for plaintiff's attorney.

The court further finds that the above named sums are secured by a mortgage on real estate hereinafter described, which said mortgage, as alleged, was executed by Cleo L. Hunt and Lura H. Hunt, his wife, on January 19, 1924, at which time said defendants were the owners in fee simple of said real estate; that said mortgage was filed for record and recorded at 8:30 o'clock a.m. on January 22, 1924, and duly recorded in Mortgage Record 79 at page 441 in the office of the Recorder of Hendricks County, Indiana; that said mortgage on its filing became and has since been, and is now a first and paramount lien on said real estate hereinafter described, prior and superior to all claims of the defendants therein and thereto and to the claims of all persons claiming through the defendants since the commencement of this suit.

The court further finds, as alleged, that the terms of said note and mortgage were breached in this: that when the interest on the principal debt became due on January 19, 1926, the same was not paid; that thereupon plaintiff, on said date, became and now is entitled to foreclosure of said mortgage.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the plaintiff have and recover judgment against the defendant Cleo L. Hunt in the sum of $2,545.12, principal, interest and advancements, together with the sum of $200.00, attorney fees, or a total of $2745.12, all payable without relief from valuation or appraisement laws, together with interest at 8% from this date, and costs taxed at _____dollars and_____cents.

It is further ordered, adjudged and decreed that the mortgage of the plaintiff on the following described real estate in Hendricks County, Indiana, towit:

> The West Half of the Northeast Quarter of Section 13, Township 14 North, Range 1 West of the Second Principal Meridian, containing 80 acres, more or less, in Liberty Township, Hendricks County, Indiana,

be foreclosed and that said real estate, together with all right, title and interest of the defendants in and to the same be advertised and sold by the Sheriff of Hendricks County, Indiana, as by statute provided, said sale to be made without relief from valuation or appraisement laws, and free and clear of all claims of the defendants herein; the proceeds of said sale to be applied as follows, towit:

1. To the payment of costs and accruing costs;
2. To the payment of plaintiff's judgment with eight per cent interest;
3. To the clerk of this court for the benefit of the person lawfully entitled to receive the same.

It is further ordered that Claude Gladden be and he is hereby appointed receiver and is ordered and directed to take charge of the real estate hereinabove described, to rent the premises, collect the rents therefrom and apply same to the payment of taxes, assessments, insurance premiums, and otherwise as the court may direct, and the court now fixes the bond of said receiver in the sum of $500.00 and approves the United States Fidelity & Guaranty of Baltimore, Maryland as surety thereon.

Comes now said Claude Gladden, takes oath in open court, files his bond as above approved and now enters on the performance of his trust.

(For continuation of this entry, see next page, 161.)

And court adjourned until 9:00 o'clock A. M. Tuesday,

Record read and signed in open court.

A. J. Stevenson, Judge.

Tuesday Morning, November 3rd, 1936.

Court met pursuant to adjournment,

Present Honorable A. J. Stevenson, Judge.

VESTA R. GOFF,)
VS) # 14927. Judgt. vs Deft. for $5.00 Per Week and Costs.
WILLIAM J. GOFF.) DECREE. J. D. 17, Page 148.

Comes now the plaintiff in person and by counsel and comes now the Prosecuting Attorney and appears on behalf of the State of Indiana and it appearing that the defendant was duly served with process, said cause is submitted for trial. Evidence is heard, and the Court being duly advised finds that the plaintiff was a bona fide resident of Center Township, Hendricks County, Indiana for more than one year prior to the filing of her complaint herein and that the allegations of plaintiff's complaint are true. The Court further finds that any and all right, title and interest which the defendant has, if any, should become the property of the plaintiff for her support during the time this action has been pending and for the care and support of their minor children. The Court further finds that an absolute divorce should be granted the plaintiff from the defendant and that the plaintiff should be granted the custody of their minor child Jeane Goff, age sixteen years, and the defendant should be ordered to pay to the plaintiff the sum of Five Dollars ($5.00) per week for her care and support.

It is therefore ordered, adjudged and decreed that the bonds of matrimony heretofore existing between the plaintiff and the defendant be dissolved and that the plaintiff be and she is granted an absolute divorce from the defendant. That the plaintiff have the care and custody of Jeane Goff, minor child of plaintiff and defendant, that the defendant be and he is hereby ordered to pay the plaintiff for the maintenance and support of said child, the sum of Five Dollars ($5.00) per week. That any and all right, title and interest which the defendant has or may have in the live stock and personal property located on the farm, belonging to the children of plaintiff and defendant, in Center Township, Hendricks County, Indiana, be the property of the plaintiff, at the defendant's cost, taxed at _____dollars and _____cents.

All of which is accordingly ordered, adjudged and decreed this 3rd day of November, 1936.

(This entry is continued from page 160).

It is further ordered that a certified copy of this decree, under the hand and seal of the clerk of this court, directed to the Sheriff of Hendricks County Indiana, shall be sufficient authority for said sheriffto proceed forthwith to execute this decree; and said sheriff shall make due return of his proceedings herein.

It is further ordered that when the sheriff's deed shall have been executed in consummation of said sale, the clerk of this court shall proceed forthwith to release of record the mortgage herein foreclosed.

It is further ordered that if any person, after the execution of said sheriff's deedshall fail or refuse to surrender possession to the holder of said sheriff's deed, or his or its grantee, a Writ of assistance shall issue to and be served by the Sheriff of Hendricks County, Indiana, to remove from the premises the said person or persons failing or refusing to yield possession.

All of which is ordered, adjudged and decreed.

And court adjourned until 9:00 o'clock A. M. Wednesday,

Record read and signed in open court.

A. J. Stevenson, Judge.

Wednesday Morning, November 4th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

ZELDA CRAWLEY)
VS) # 15009
JAMES CRAWLEY)

Comes now Harold E. Stiles, herein, and enters his appearance for the defendant.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.
A. J. Stevenson, Judge.

Thursday Morning, November 5th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

BERNICE LUCILLE GOODWIN)
VS) # 14942
BOWMAN ELDER, RECEIVER,)
ETC.)

Comes now the defendant, by counsel, and files second paragraph of answer, which second paragraph of answer is in the words and figures following, to-wit: (H.I.).

SHERMAN LINDSEY)
VS) # 14997
FRANK BEADLE, ET AL.)

Come now the parties, by counsel, and the Court having seen and examined the demurrer to the complaint, heretofore filed, and being duly advised in its premises, now overrules the same, to which ruling of the Court the defendants separately and severally object and except.

JOHN HARRY MILES)
VS) # 14672
JOHN ALBERT MILES THOMAS,)
ET AL.)

Come now the parties, by counsel, and the Court having seen and examined the motion for change of venue, heretofore filed, and being duly advised in its premises, now sustains the same.

And now by agreement of said parties, this cause is sent on change of venue to Putnam County, Indiana, and the defendant is given ten days in which to pay the costs and perfect the change.

STATE OF INDIANA)
VS) # 6070
LYELL KURTZ)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle prosequi in this cause, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having examined said motion and being sufficiently advised in its premises, does now sustain the same.

It is, therefore, considered and adjudged by the Court that this cause be and the same is hereby dismissed.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Friday Morning, November 6th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

ERNEST ZIMMERMAN)
VS) # 14983 Judgt. vs Pltf. for costs.
ETHEL ZIMMERMAN) J. D. 17, Page 149.

Comes now the plaintiff, by counsel, and it appearing to the satisfaction of the Court by the proof of publication filed herein by Edward J. Weesner, Editor and publisher of The Hendricks County Republican, a public weekly newspaper of general circulation, printed and published in Danville, Hendricks County, Indiana, which proof of publication is in the words and figures following, to-wit: (H.I.), from which it appears that notice to non-resident was duly published in said newspaper for three weeks successively, the first of which publications was on the 1st day of October, 1936, and the last on the 15th day of October, 1936. And now the non-resident defendant is three times audibly called in open court but come not and herein wholly makes default.

And this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence and being duly advised, finds for the plaintiff and that the allegations of the plaintiff's complaint are true and that the plaintiff is entitled to an absolute divorce from the defendant on the grounds therein alleged; all at the cost of the plaintiff.

It is, therefore, considered, adjudged and decreed by the Court that the bonds of matrimony heretofore existing between Ernest Zimmerman and Ethel Zimmerman be and they are hereby set aside and held for naught and the plaintiff is hereby granted a divorce from the defendant.

It is further ordered and adjudged by the Court that the plaintiff, Ernest Zimmerman, pay and satisfy the costs of this action, taxed at _____ dollars and _____cents.

DORIS TROST)
VS) # 14925 DECREE Judgt. vs Deft. for $7.00 per week support and costs.
HARRY TROST) J. D. 17, Page 149.

Comes now again the parties in person and by counsel and the defendant files answer in this cause, which is in the words and figures as follows, to-wit: (H.I.)

And now this cause is submitted to the court for trial, finding and decree without the intervention of a jury; and the court having heard the evidence finds that the allegations of plaintiff's complaint are true and that plaintiff is entitled to a divorce on the grounds alleged in her complaint.

The court further finds that the plaintiff is the proper and suitable person to have the custody of these minor children, to-wit: Betty Jane age 9 years, Alice May age six years and Emma Lou, two years, and that the defendant should pay to the Clerk of the Hendricks Circuit Court, for the support of said children, the sum of $7.00 per week; said payments to be made bi-monthly. The first payment to be made on the 14th day of November, 1936, to cover the period of one week previous to said date.

It is, therefore, ordered, adjudged and decreed by the court that the bonds of matrimony between the plaintiff and defendant be and the same is hereby dissolved,

and plaintiff is granted an absolute divorce from the defendant.

It is further ordered, adjudged and decreed by the court that plaintiff be and she is hereby awarded the custody of their minor children, Betty Jane age 9 years, Alice May age 6 years and Emma Lou, two years, until the further order of this court.

It is further ordered, adjudged and decreed by the court that the defendant be, and he is, hereby ordered to pay to the Clerk of the Hendricks Circuit Court the sum of $7.00 per week for the support of said children; said payments to be made bi-monthly and the first payment to be made on November 14th, 1936, to cover the period of one week previous to said date.

It is further ordered, adjudged and decreed by the court that the defendant pay the costs of this action taxed at _____dollars and _____ cents.

KATHALEEN HALL)
VS) # 14988 D E C R E E Judgt. vs Deft. for $3.00 per week and costs.
JAMES HALL) J. D. 17, Page 149.

Comes now again the parties in person and by counsel and the defendant files answer in general denial, which is in the words and figures as follows, to-wit: (H.I.).

And now this cause is submitted to the court for trial, finding and decree without the intervention of a jury; and the court having heard the evidence and being duly advised in the premises finds that the allegations of plaintiff's complaint are true and that plaintiff is entitled to an absolute divorce from the defendant on the ground of cruel and inhuman treatment.

The court further finds that the plaintiff is a proper and suitable person to have the care and custody of the minor child of these parties, Patsy Ann age one year, and that defendant should pay for the support of said child the sum of $3.00 per week, payable every two weeks to the Clerk of the Hendricks Circuit Court. The first payment by said defendant to be made on Saturday, the 14th day of November, 1936, said payment being for one week previous to said date of payment.

It is, therefore, ordered, adjudged and decreed by the court that the bonds of matrimony heretofore existing between plaintiff and defendant be and the same are hereby dissolved and the plaintiff is given an absolute divorce from the defendant.

It is further ordered, adjudged and decreed that the plaintiff have custody of their minor child, Patsy Am age one year, until the further order of this court; and that the defendant be, and he is, hereby ordered to pay the sum of $3.00 per week for the support of said child, said payments to be bi-monthly and the first payment to be made on the 14th day of November, 1936, to cover the period of one week previous to said date.

It is further ordered, adjudged and decreed that the defendant pay the costs of this action taxed at_____dollars and_____cents.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.
C. J. Stevenson, Judge.

Saturday Morning, November 7th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

JOHN M. STAPLES)
VS) # 14858
FERROL V. STAPLES)

Comes now the defendant in the above entitled cause, by counsel, and withdraws the motion for a new trial and also the motion to modify the decree heretofore filed.

JAKE EDWARDS)
VS) # 15005
OLLIE EDWARDS)

Come now the parties, by counsel, and the petition for allowance coming on for hearing, and by agreement of parties, it is now ordered that the plaintiff, Jake Edwards, pay to the defendant, Ollie Edwards, for her support pending the action, the sum of ten dollars each two weeks, the first payment to be made on November 7th, 1936, to the Clerk of the Hendricks Circuit Court, and a like sum each two weeks thereafter, until further order of the Court.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.
A. J. Stevenson, Judge.

Monday Morning, November 9th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

ZELDA CRAWLEY)
VS) # 15009
JAMES CRAWLEY)

Comes now the defendant, by counsel, and files answer, which answer is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 6060
ARTHUR HAMILTON)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, herein, and upon the defendant's motion, this cause is now dismissed for want of prosecution.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7701 Judgt. vs Deft. for $25.00 Fine and Costs.
ROY JENNINGS) J. D. 17, Page 149.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Roy Jennings, in his own proper person, who being duly arraigned in open Court, for his plea says that he is guilty of operating motor vehicle while under the influence of intoxicating liquor.

It is, therefore, now adjudged and decreed by the Court, that the defendant, Roy Jennings, for the offense by him committed be and he is fined in the sum of twenty-five dollars, and that he be and he is imprisoned in the State Penal Farm for a period of thirty days, and that he pay the costs of this action, taxed at _____ dollars and _____cents.

It is further adjudged and decreed by the Court, that the defendant's driver's license be suspended for one year.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Tuesday Morning, November 10th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

ROY SHOVER)
VS) # 14989
HORTON OIL CO., INC.)

Comes now the defendant, by counsel, and files motion to make complaint more specific, which motion is in the words and figures following, to-wit: (H.I.).

FRANCES H. GOODWIN)
VS) # 15020
FLOYD GOODWIN)

Comes now the plaintiff, by counsel, and upon her motion, alias summons is ordered issued to the Sheriff of Marion County, Indiana, for the defendant, Floyd Goodwin, making the same returnable November 30th, 1936.

DOLLIE HARMON)
Plaintiff,)
VS.) # 14941 - Divorce Decree. Judgt. vs Deft. for $35.00 Atty. Fees and Costs.
HARRY HARMON,) J. D. 17, Page 149.
Defendant.)

Comes now the above named plaintiff, Dollie Harmon, in person and by counsel, and it appearing to the satisfaction of the court that the above named defendant, Harry Harmon, has been duly notified of the filing and pendency of this action for more than ten days before the return date fixed by endorsement on the plaintiff's complaint herein, as the same is shown by the writ of summons issued by the Clerk of this court to the sheriff of Boone County, Indiana, for the said defendant, and by the return endorsed on said summons by said sheriff, which writ of summons and return of said sheriff are in the following words and figures, to wit: (H.I.).

And, it further appearing to the satisfaction of the court that more than sixty days have elapsed since the date of the service of said summons upon the said defendant by said sheriff, the court does now assume jurisdiction of this cause and of the parties thereto for the purposes of finding, trial, judgment and decree.

And now this cause coming on for hearing and trial and the defendant, failing to appear either in person or by counsel, is now three times loudly called in open court, but comes not and wholly defaults herein.

And the court, having heard the evidence adduced by the plaintiff in support of the allegations contained in her complaint and being fully advised and informed in the premises, does now find for the plaintiff and that the allegations contained in her complaint are true and that she is entitled to an absolute divorce from the said defendant for the reasons and on the grounds alleged in her complaint, said grounds being cruel and inhuman treatment of the plaintiff by the defendant.

And the court further finds that the plaintiff is entitled to have her former name of Dollie Libka restored to her.

And the court further finds that the plaintiff is entitled to have the costs of this action taxed against the defendant.

Tuesday, November 10th, 1936, and the 8th day of the November Term, 1936.

It is therefore ordered, adjudged and decreed by the court that the bonds of matrimony heretofore existing between the plaintiff and defendant are hereby dissolved and set aside and held for naught and the plaintiff is hereby granted an absolute divorce from the defendant.

It is further ordered and adjudged by the court that the former name of Dollie Libka be and the same is now hereby restored to her by decree of court in this action.

It is further ordered by the court that defendant, Harry Harmon, pay the sum of Thirty five ($35.00) dollars to the Clerk of the Hendricks Circuit Court as attorney's fees for plaintiff's attorneys for their services in behalf of the plaintiff in this cause of action, and that said sum be paid in the period of thirty days from this 10th day of November, 1936.

It is further adjudged by the court that the defendant pay the costs of this action taxed at _____dollars and _____cents, all of which is hereby ordered and adjudged by the court.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Wednesday, November 11th, 1936, and the 9th day of the November Term, 1936.

Wednesday Morning, November 11th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Thursday Morning, November 12th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Friday Morning, November 13th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

FEDERAL CHEMICAL CO.)
VS) # 14903
JESS RICHARDSON)

Comes now the defendant, by counsel, and files affidavit for change of venue from the county, which affidavit is in the words and figures following, to-wit: (H.I.).

HOME OWNER'S LOAN CORP.)
VS) # 15022
CARL JONES)
MILLIE A. JONES)

Comes now the plaintiff, by counsel, and files amended complaint, which amended complaint is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said amended complaint, now orders summons issued to the Sheriff of Marion County on parties as per praecipe.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Saturday Morning, November 14th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

QUINCY A. DAVIS)
VS) # 14448 Judgt. vs Pltf. for Costs.
GRANT CELLARS) J. D. 17, Page 150.
ADA C. CELLARS)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Quincy A. Davis, is ordered to pay the costs of this action, taxed at _____dollars and_____ cents.

ROBERT C. McDIVITT)
VS) # 14975
JAMES RAMSEY)

Comes now the plaintiff, by counsel, and upon his motion, the defendant is ruled to answer on or before November 23rd, 1936.

ORPHA WILEY McDONALD)
VS) # 15033
ROBERT L. COOPER)

Comes now the plaintiff, by counsel, and upon her motion, alias summons is ordered issued to the Sheriff of Hendricks County, Indiana, making the same returnable November 25th, 1936.

FEDERAL CHEMICAL CO.)
VS) # 14903 Judgt. vs Deft. for $217.57 and costs.
JESS RICHARDSON) J. D. 17, Page 150.

Come now the parties, in person and by counsel, and this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence and being duly advised, finds for the plaintiff and that there is due the plaintiff on the note sued upon in principal and interest the sum of $192.57 and the further sum of $25.00 as a fee for the plaintiff's attorney, and that the plaintiff is entitled to a judgment against the defendant, Jess Ricchardson, for a total of said two sums, together with the costs for this action.

It is, therefore, considered, ordered and adjudged by the Court that the plaintiff have and recover of and from the defendant, Jess Richardson, the sum of $217.57, together with the costs for this action, taxed at _____dollars and _____cents.

STATE OF INDIANA.)
VS) # 7251
DENNIS H. MURPHY)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle prosequi in this cause for the reason that the said defendant, Dennis H. Murphy, is now deceased, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion and being sufficiently advised in its premises, does now sustain the same.

It is, therefore, considered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7474
OTIS CLOUD)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle prosequi in this cause for the reason that there is not sufficient evidence to warrant a conviction.

And the Court having examined said motion and being sufficiently advised in its premises, does now sustain the same.

It is, therefore, considered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7509
MORRIS HAGGARD)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle prosequi in this cause for the reason that the affidavit has served the purpose for which it was filed.

And the Court having examined said motion and being sufficiently advised in its premises, does now sustain the same.

It is, therefore, considered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7644
P. J. ADAMS)
W. P. ADAMS)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle prosequi in this cause for the reason that said defendants have moved from Hendricks County and that there is not now sufficient evidence to get a conviction.

And the Court having examined said motion and being sufficiently advised in its premises, does now sustain the same.

It is, therefore, considered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7654
JOHN WILLIAMS)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle prosequi in this cause, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having examined said motion and being sufficiently advised in its premises, does now sustain the same.

It is, therefore, considered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7693 Judgt. vs Deft. for $25.00 Fine and Costs.
RAY CARTER) J. D. 17, Page 150.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Ray Carter, in his own proper person and by counsel, and said defendant withdraws his plea of not guilty and enters his plea of guilty of operating a motor vehicle while under influence of intoxicating liquor.

It is, therefore, now adjudged and decreed by the Court that the defendant, Ray Carter, for the offense by him committed be and he is fined in the sum of twenty-five dollars and imprisoned in the State Penal Farm for a period of thirty days, and that he pay the costs of this action, taxed at _____dollars and _____ cents.

It is further adjudged and decreed by the Court that the defendant's driver's license be revoked for a period of one year.

The Court finds that by reason of the character of said defendant, and the facts and circumstances surrounding the commission of said crime, the interest of society does not demand or require that the defendant shall suffer the penalty imposed by law if he shall hereafter behave well.

It is, therefore, ordered by the Court that the execution of the sentence herein imposed be suspended during defendant's good behavior, and that he be permitted to go at liberty on probation so long as he behaves well.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Monday Morning, November 16th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

IMPANELLING OF PETIT JURY FOR NOVEMBER TERM, 1936.

The Clerk of this Court is ordered to issue venire for the jurors of the Petit Jury, requiring them to report for duty in the Hendricks Circuit Court on Wednesday, November 18th, 1936.

JOHN A. ROBERTS)
VS) # 14385 Judgt. vs Pltf. for Costs.
GLENN DURHAM) J. D. 17, Page 150.
WALTER C. SHELTON, ETC.)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed at the plaintiff's cost.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, John A. Roberts, is ordered to pay the costs of this action, taxed at _____dollars and_____ cents.

CLEMENT E. KELLEY, RECEIVER)
OF CLAYTON BANK & TRUST COMPANY)
VS) # 14505 Judgt. vs Deft. for $380.74 and Costs.
E. RAYMOND WALKER) J. D. 17, Page 151.

Comes now again the plaintiff by its counsel and it appearing to the court by the summons and the sheriff's return endorsed thereon, which summons and return are in the words and figures as follows, to-wit: (H.I.)

That the defendant was served with process for more than ten days before the 14th day of February, 1935, being the return date endorsed on plaintiff's complaint.

And now the defendant is three times loudly called in open court but comes not and herein wholly makes default.

And now this cause is submitted to the court for trial, finding and decree upon the first paragraph of plaintiff's complaint and the court being duly advised in the premises finds that the plaintiff is entitled to recover from the defendant the sum of $355.74 as principal and interest together with the further sum of $25.00 attorney fees, making a total sum of $380.74 all to be recovered from the defendant without relief from valuation or appraisement laws.

It is, therefore, ordered, adjudged and decreed by the court that the plaintiff have and recover from the defendant the sum of $380.74 all without relief from valuation or appraisement laws.

It is further ordered, adjudged and decreed by the court that the plaintiff recover its costs against the defendant taxed at _____ dollars and _____cents.

CLEMENT E. KELLEY, RECEIVER OF)
THE CLAYTON BANK & TRUST COMPANY)
VS) # 14972 Judgt. vs Deft. for $518.43 and Costs.
CHARLES L. SHULER) E N T R Y J. D. 17, Page 151.

Comes now again the plaintiff by its counsel and it appearing to the court that the defendant herein was served with process for more than ten days before the 7th day of September, 1936, being the return date endorsed upon plaintiff's complaint herein, all as shown by the summons and the return thereon which summons and return are in the words and figures as follows, to-wit: (H.I.)

And now the defendant is three times loudly called in open court but comes not and herein wholly makes default.

And now this cause is submitted to the court for trial, finding and decree; and the court being duly advised in the premises finds that the plaintiff is entitled to recover from the defendant the sum of $ 483.43 as principal and interest and the further sum of $35.00 as attorney fees, aggregating the sum of $ 518.43 all of which plaintiff is entitled to recover all without relief from valuation or appraisement laws.

It is, therefore, ordered, adjudged and decreed by the court that the plaintiff recover from the defendant the sum of $ 518.43 all without relief from valuation or appraisement laws, and it is further ordered, adjudged and decreed by the court that the plaintiff recover the costs in this case taxed at _____ dollars and _____ cents.

JOHN MASON)
VS) # 14977 - Divorce Decree. Judgt. vs Pltf. for $30.00 Per Mo. and Costs.
ETTA MASON) J. D. 17, Page 151.

Come now again the parties in the above entitled cause of action and this cause being at issue is submitted to the court for trial, finding, judgment and decree.

And the court, having heard the evidence submitted by the plaintiff in support of the allegations in his complaint contained, and also having heard the evidence submitted by the defendant in support of the allegations in her cross-complaint contained, and being fully advised and informed in the premises, does now find for the plaintiff and that he is entitled to an absolute divorce from the defendant for the reasons and upon the grounds stated in his complaint herein; and the court finds that the allegations contained in plaintiff's complaint are true.

And the court further finds against the defendant on her cross-complaint.

The court further finds that the defendant is entitled to have the care and custody of the minor child, John Mason, Jr., until the further order of the court, and that the plaintiff should pay to the Clerk of the Hendricks Circuit Court the sum of $30.00 per month for the support of said minor child; that the first payment should be made on or before the 5th day of December, 1936, and a like amount each and every month thereafter until the further order of the court.

It is therefore ordered, adjudged and decreed by the court that the bonds of matrimony heretofore existing between the plaintiff and defendant be and they are hereby dissolved and set aside and are held for naught, and the plaintiff is hereby granted an absolute divorce from the defendant.

It is further adjudged that the defendant have the care and custody of the minor child, John Mason, Jr., until the further order of the court, and the plaintiff is

hereby ordered to pay the sum of $30.00 per month for the care and support of said minor child until the further order of the court; that the first payment shall be made on or before the 5th day of December, 1936, and a like amount each and every month thereafter until the further order of the court; that said payments shall be made to the Clerk of Hendricks Circuit Court and said Clerk shall pay such sums to the defendant for the care and support of said minor child.

It is adjudged that the plaintiff pay the costs of this action taxed at _____ dollars and _____ cents.

CHARLES F. ALBERTSON)
VS) # 15030 Judgt. vs Pltf. for Costs.
IDA F. ALBERTSON) J. D. 17, Page 151.

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed at the plaintiff's cost.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Charles F. Albertson, is ordered to pay the costs of this action, taxed at _____ dollars and _____ cents.

FEDERAL FARM MORTGAGE)
CORP.)
VS) # 14990
GEORGE E. RUSE, ET AL.)

Comes now the plaintiff, by counsel, and files amended complaint making new parties defendant, which amended complaint is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said amended complaint, now orders summons issued to the Sheriff of Monroe County, Indiana, for the defendants Lois Ruse McClothlin and Arthur M. McClothlin, and to the Sheriff of Marion County, Indiana, for the defendants Raymond L. Ruse and Alice L. Ruse, making the same returnable December 5th, 1936.

And court adjourned until 9:00 o'clock A. M. Tuesday,

Record read and signed in open court.

C. J. Stinson, Judge.

Tuesday Morning, November 17th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

RISHEL C. JACKSON)
VS) # 15024
JOHN S. DRYBREAD)
FRANK SMITH)

Come now Bingham, Mendenhall & Bingham, herein, and enter their appearance for the defendant, John S. Drybread.

JOSEPH WATSON)
VS) # 15019
THE COLUMBIA CONSERVE CO.)

Comes now the defendant, by counsel, and files affidavit for continuance, which affidavit is in the words and figures following, to-wit:(H.I.).

FLETCHER JOINT STOCK LAND)
BANK OF INDIANAPOLIS)
VS) # 14947
MAUD WITT, ET AL.)

Comes now the plaintiff, by counsel, and files petition for an order to set aside the submission and for leave to amend the complaint, which petition is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said petition and being sufficiently advised in its premises, petition is granted and submission of cause is set aside. The Court also grants the plaintiff permission to amend complaint.

STATE OF INDIANA)
VS) # 7702 Judgt. vs Deft. for $25.00 Fine and Costs.
CARL HERRING) J. D. 17, Page 152.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Carl Herring, in his own proper person, who being duly arraigned in open Court, for his plea says that he is guilty of the charge of operating a motor vehicle under influence of intoxicating liquor.

It is, therefore, now adjudged and decreed by the Court that the defendant, Carl Herring, for the offense by him committed be and he is fined in the sum of $25.00, that he be and he is imprisoned in the State Penal Farm for a period of thirty days, and that he pay the costs of this action, taxed at _____dollars and_____ cents.

It is further adjudged and decreed by the Court that the defendant's driver's license be revoked for a period of one year.

STATE OF INDIANA)
VS) # 7691 Judgt. vs Deft. for $10.00 Fine & Costs.
GEORGE RUSE) J. D. 17, Page 152.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, George Ruse, in his own proper person and by counsel, and said defendant withdraws his plea of not guilty and enters his plea of guilty of operating motor vehicle while under the influence of liquor.

It is, therefore, now adjudged and decreed by the Court that the defendant, George Ruse, for the offense by him committed be and he is fined in the sum of $10.00, that he be and he is imprisoned in the State Penal Farm for a period of thirty days, and that he pay the costs of this action, taxed at _____dollars and_____ cents.

It is further adjudged and decreed by the Court that the defendant's driver's license be revoked for a period of one year.

NOBLE WOODSON NEW, BY)
HARVEY P. NEW, HIS GUARDIAN)
VS) # 14831 For Partition.
HENRY M. WILSON, AND)
JOHN WILSON.)

Come now the parties, and the defendants now file answer in General Denial, to the plaintiffs Amended Complaint herein, which Answer reads as follows, to wit: (H.I.).

And now this cause is submitted to the Court for trial, finding, and Judgement, and the coming of the Jury is waived.

And after hearing the evidence adduced by the parties, and being fully advised in the premises, the Court finds for the plaintiff, that all the allegations of his amended Complaint are true and that the plaintiff Noble Woodson New, and the defendants Henry M. Wilson and John Wilson, are the owners in fee simple as tenants in common on the real estate described in the plaintiffs Amended Complaint, to wit: A part of the southeast quarter of the northwest quarter of section 4 in township 16 north and range 2 west, in the Town of North Salem, Hendricks County, Indiana, described as follows: Beginning at a point 1319 feet south of the Southeast corner of Lot No. 7 in Block No. 4 in Duckworth's Addition to the Town of North Salem, Indiana, and running thence west 120 feet, thence south 60 feet, thence east 120 feet, thence north 60 to the place of beginning.

Also: The following described real estate situate in Putnam County, Indiana to wit: A part of the northeast quarter of the northwest quarter of section 12 in township 16 north and range 3 west, described as follows: Beginning at the northwest corner of said quarter quarter and run thence east along the north line of said quarter quarter 13 rods and 6 inches, thence south, parallel with the west line of said quarter quarter, 449 feet and 2 inches, thence west parallel with the north line of said quarter quarter 5 rods and 6 feet, thence north parallel with the east line of said quarter quarter 5 rods, thence east 1 rod, thence north parallel with the east line of said quarter quarter 144 feet, thence west parallel with the north line of said quarter quarter 9 rods to the Public Highway, thence north to the place of beginning, containing 1½ acres, more or less. And also: A part of the east half of the southwest

quarter of section 1 in township 16 north and range 3 west in said Putnam County, Indiana, described as follows: Beginning 5 rods east of the southwest corner of said half quarter and run thence east 19 rods, thence north 12 rods 11 feet and 3 inches, thence west 19 rods, thence south 12 rods 11 feet and 3 inches to the place of beginning, containing 1½ acres, more or less.

That the plaintiff Noble Woodson New is the owner in fee simple of the undivided 2/12 of the above described real estate, and the defendants are each the owners in fee simple of the undivided 5/12 of said real estate.

That the plaintiff is entitled to partition of said real estate, and to have his interest therein set off to him in severalty; that said real estate is not susceptible of partition and division among the owners thereof without great damage to the value thereof, and to said owners; that said real estate should be sold at private sale, by a Commissioner appointed herein, and the proceeds of said sale should be divided among the parties hereto according to their interests, as above found.

And the Court now appoints John Smith and Edward Wright, two resident householders and freeholders of Hendricks County, Indiana to appraise the above described real estate situate in Hendricks County, Indiana. And now the Court also appoints Otis Bartlett and William Clark, two resident householders and freeholders of Putnam County, Indiana, to appraise the above described real estate situate in Putnam County, Indiana.

It is therefore considered, adjudged, and decreed by the Court, that the plaintiff is entitled to, partition of the above described real estate; that the plaintiff is entitled to the 2/12 thereof, and the defendants are each entitled to the 5/12 thereof; that said real estate cannot be partitioned and the interests of the owners set off to them in severalty without great damage to the owners, and to the value of said real estate; that a commissioner should be appointed herein, to sell said real estate and divide the proceeds of said sale between the owners as above adjudged.

It is further considered, adjudged, and decreed by the Court that John Smith and Edward Wright be, and they are hereby appointed appraisers herein and ordered to appraise the above described real estate situate in Hendricks County, Indiana.

And it is further considered, adjudged, and decreed by the Court that Otis Bartlett and William Clark be, and they are hereby appointed appraisers herein and ordered to appraise the above described real estate situate in Putnam County, Indiana.

And said Commissioners are ordered to report to this Court at the present term thereof, and this cause is continued.

And the Court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Wednesday Morning, November 18th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

BROWNSBURG STATE BANK)
VS) # 14639
MARTIN FAHY)

Comes now the receiver, Marcus A. Bland, by counsel, and files his final report, which report is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said report and being sufficiently advised in its premises, now approves the same.

And now said receiver is discharged from his bond and trust herein.

LAWRENCE B. ROACH)
VS) # 14792 Judgt. vs Pltf. for Costs.
ROSEMARY ROACH) J. D. 17, Page 152.

Comes now the plaintiff, by counsel, and it appearing to the satisfaction of the Court by the proof of publication filed herein by Edward J. Weesner, Editor and publisher of The Hendricks County Republican, a public weekly newspaper of general circulation, printed and published in Danville, Hendricks County, Indiana, which proof of publication is in the words and figures following, to-wit: (H.I.), from which it appears that notice to non-resident was duly published in said newspaper for three weeks successively, the first of which publications was on the 9th day of January, 1936, and the last on the 23rd day of January, 1936. And now the non-resident defendant is three times audibly called in open court but come not and herein wholly makes default.

This cause now being at issue the same is submitted to the Court for trial, finding and decree without the intervention of a jury.

The Court having heard the evidence and being duly advised, finds for the plaintiff and that the allegations of the plaintiff's complaint are true and that the plaintiff is entitled to an absolute divorce from the defendant on the grounds therein alleged; all at the cost of the plaintiff.

It is, therefore, considered, adjudged and decreed by the Court that the bonds of matrimony heretofore existing between Lawrence B. Roach vs Rosemary Roach be and they are hereby set aside and held for naught and the plaintiff is hereby granted a divorce from the defendant.

It is further ordered and adjudged by the Court that the plaintiff, Lawrence B. Roach, pay and satisfy the costs of this action, taxed at _____ dollars and _____cents.

MATTIE CALLAHAN)
VS) # 14904 Judgt. vs Pltf. for Costs.
VIRGIL G. CALLAHAN) J. D. 17, Page 152.

Comes now the plaintiff, in person and by counsel, and it appearing to the satisfaction of the Court by the summons herein and the return of the

sheriff indorsed thereon, which summons and return are in the words and figures following, to-wit: (H.I.), that the defendant has been duly served with process more than ten days before the day fixed by the plaintiff by indorsement on his complaint for the defendant to appear and answer said complaint, and said defendant is three times audibly called in open court but come not and herein wholly makes default.

And this cause being at issue the same is not submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence and being duly advised, finds for the plaintiff and that the allegations of the plaintiff's complaint are true and that the plaintiff is entitled to an absolute divorce from the defendant on the grounds therein alleged; all at the cost of the plaintiff.

It is, therefore, considered, adjudged and decreed by the Court that the bonds of matrimony heretofore existing between Mattie Callahan and Virgil G. Callahan be and they are hereby set aside and held for naught and the plaintiff is hereby granted a divorce from the defendant.

It is further ordered and adjudged by the Court that the plaintiff, Mattie Callahan, pay and satisfy the costs of this action, taxed at_____ dollars and _____cents.

And the Court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Thursday Morning, November 19th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA)
VS) # 6017
EARL SHELLEY)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle prosequi in this cause, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having examined said motion and being sufficiently advised in its premises, does now sustain the same.

It is, therefore, considered and adjudged by the Court that this cause be and the same is hereby dismissed.

CLARENCE LAVENGOOD)
VS) # 14829
CARMICHAEL MATTERN)
CO., ET AL.)

Come now the parties, by counsel, and the Court having seen and examined the motion of the defendant, Belt Railroad and Stock Yards Company, to strike out second and third paragraphs of amended complaint, heretofore filed, and being sufficiently advised in its premises, now overrules the same, to which ruling of the Court the defendant duly objects and excepts.

And now the defendants are ruled to answer on or before November 27th, 1936.

ORVILLE E. WALKER, BY HIS NEXT)
FRIEND, AUBREY E. WALKER.)
VS) # 15038 Judgt. vs Deft. for $100.00 and Costs.
HARRY C. MORGAN.) E N T R Y J. D. 17, Page 153.

Comes now the plaintiff, Orville E. Walker, in person and by Aubrey E. Walker, his next friend, and by Edgar M. Blessing, his attorney, and comes also the defendant, Harry C. Morgan, by Otis E. Gulley, his attorney, and summons having been issued in this cause the defendant now files a waiver of service of process and enters his appearance herein, which waiver of service of process and appearance are in the words and figures following, to-wit:

(H. I.)

And said defendant now comes and files his answer in general denial, which answer is as follows, to-wit:

(H. I.)

And said cause being at issue upon said answer of said defendant, is now called for trial, finding and judgement by the court without the intervention of a jury, a jury having been expressly waived by the parties hereto in open court, and the court having heard the evidence and being fully advised in the premises, finds that the allegations of plaintiff's complaint are true and that plaintiff ought to

recover of and from the defendant the sum of one hundred Dollars ($100.00) as damages, together with his costs herein laid out and expended.

IT IS THEREFORE considered, ordered, adjudged and decreed by the court that the plaintiff have and recover of and from the defendant the sum of one hundred Dollars ($100.00) as damages, together with his costs herein taxed at_____ Dollars ($_____).

All of which is finally ordered, adjudged and decreed by the court.

NATIONAL BOND AND INVESTMENT CO.,)
Plaintiff.)
VS) CAUSE NUMBER 15007 Judgt. vs Deft. for $.01
WILLIAM W. HARVILLE,) ENTRY OF JUDGMENT Damages and Costs.
Defendant.) J. D. 17, Page 153.

Comes now the plaintiff, National Bond and Investment Co., by its attorney of record, G. R. Redding, and its agent Glenn Kantz, and the record herein showing that the complaint in this cause was filed on October 5, 1936, and that the cause was made returnable on November 16, 1936, and that summons in this cause was duly served upon the defendant, William W. Harville, on the 5th day of October, 1936, as is shown by the endorsement of the Sheriff on the summons issued in this cause, this cause is now submitted to the Court for finding and judgment.

The defendant being three times loudly called in open court and appearing not, the defendant is defaulted, and upon evidence submitted, the Court finds that judgment should be entered in favor of the plaintiff and against the defendant for the ownership and possession of the automobile described in the plaintiffs complaint, for one cent damages for wrongful detention thereof, and for costs.

It is therefore ordered, adjudged and decreed by the Court that the plaintiff, National Bond and Investment Co., is the owner of and entitled to the possession of the automobile described in the complaint, namely, a 1936 Ford Coupe, Motor Number 2728317, and that the plaintiff have and recover from the defendant, William W. Harville, one cent damages for the wrongful detention of said automobile and plaintiff's costs herein now taxed at $_____.

And the Court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.
A. J. Stevenson; Judge.

Friday Morning, November 20th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

NOBLE WOODSON NEW, ETC.)
VS) # 14831
HENRY M. WILSON, ET AL.)

Come now the appraisers, John Smith and Edward Wright, herein, and file their inventory and appraisement, which inventory and appraisement is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7706 Judgt. vs Deft. for $1.00 Fine and Costs.
ELMER EVERHART) J. D. 17, Page 153.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Elmer Everhart, in his own proper person, who being duly arraigned in open court for his plea says that he is guilty of the charge of operating motor vehicle while driver's licenses had been revoked.

It is, therefore, now adjudged and decreed by the Court that the defendant, Elmer Everhart, for the offense by him committed be and he is fined in the sum of one dollar, and that he be and he is imprisoned in the State Penal Farm for a period of thirty days, and that he pay the costs of this action, taxed at _____dollars and _____cents.

And the Court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.
A. J. Stevenson, Judge.

Saturday Morning, November 21st, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

AMERICAN CENTRAL LIFE)
INSURANCE COMPANY OF)
INDIANAPOLIS, INDIANA.)
VS) # 14969
OTIS E. GULLEY, ET AL.)

Comes now the defendant, Emma Haynes, by counsel, and files motion for change of venue from the county, which motion is in the words and figures following, to-wit: (H.I.).

GEORGE HODGES)
VS) # 14527
ETTA CURTIS)

Come now the parties, by counsel, and the Court having seen and examined the motion to make more specific, heretofore filed, and being duly advised, now sustains the same, to which ruling of the Court the plaintiff duly objects and excepts.

CLARENCE LAVENGOOD)
VS) # 14829
CARMICHAEL MATTERN)
CO., ET AL.)

Come now the parties, by counsel, and the Court having seen and examined the motion of the defendants to strike out the third paragraph of the amended complaint, heretofore filed, and being duly advised in its premises, now overrules the same, to which ruling of the Court the defendants duly object and except.

And the Court having seen and examined the defendants'motion to strike out part of the second paragraph of the amended complaint, heretofore filed, and being duly advised in its premises, now sustains the same, to which ruling of the Court the plaintiff duly objects and excepts.

JOE FULPS)
VS) # 15034.
HENRY GRISWOLD)
MAUDE E. GRISWOLD)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7689 Judgt. vs Deft. for $10.00 Fine & Costs.
HARRY BATHOLOMEW) J. D. 17, Page 153.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Harry Batholomew, in his own proper person and by counsel, and the defendant now withdraws his plea of not guilty and enters his plea of guilty of the charge of operating motor vehicle while under the influence of intoxicating liquor.

It is, therefore, now adjudged and decreed by the Court that the defendant, Harry Batholomew, for the offense by him committed be and he is fined in the sum of $10.00, that he be and he is imprisoned in the State Penal Farm for a period of thirty days, that his driver's license be revoked for a period of one year, and that he pay the costs of this action, taxed at _____ dollars and _____cents.

The Court further finds that by reason of the character of said defendant, and the facts and circumstances surrounding the commission of said crime, the interest of society does not demand or require that the defendant shall suffer the penalty imposed by law if he shall hereafter behave well.

It is, therefore, ordered by the Court that the execution of the sentence herein imposed be suspended during defendants good behavior, and that he be permitted to go at liberty on probation so long as he behaves well.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Monday Morning, November 23rd, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

GLENN PAGE)
VS) # 15040
JESSE E. PAGE,)ACTION TO SET ASIDE DEED.
LONA E. PAGE,)
LILLIE A. PRITCHETT,)
CARROL PAUL PAGE,)
FLORIDA G. PAGE AND)
HAROLD PAGE.)

Comes Now the plaintiff, Glenn Page, and files his complaint in two paragraphs, in an action to set aside a deed against the defendants, Jesse E. Page, Lona E. Page, Lillie A. Pritchett, Carrol Paul Page, Florida G. Page and Harold Page, and the plaintiff has endorsed his complaint directing the clerk of this court to issue a summons to the sheriff of Hendricks County, Indiana, for the defendants, Florida G.Page and Harold Page, for them to be and appear in the Hendricks Circuit Court, of Hendricks County, Indiana, on the 5th day of December, 1936, and answer or demur to the plaintiff's complaint. And now the clerk orders and directs that a summons be issued to the sheriff of Hendricks County for the said defendants, Florida G. Page and Harold Page, to answer the complaint of plaintiff, on the 5th day of December, 1936.

And now come the defendants, Jesse E. Page, Lona E. Page, Lillie A. Pritchett and Carrol Paul Page, and enter their written appearance in this cause and waive the issuance and service of process against them and file answer in general denial to the plaintiff's complaint, and which said written appearance, waiver of process and answer is as follows, to-wit: (Insert).

ROBERT C. McDIVITT)
VS) # 14975
JAMES RAMSEY)

Comes now the defendant, by counsel, and files motion to make more specific, which motion is in the words and figures following, to-wit: (H.I.).

JOHN PAUL JONES)
VS) # 14512 Judgt. vs Pltf. for Costs.
EDWARD V. MITCHELL) J. D. 17, Page 154.

It appearing to the Court that this cause has been set for trial and the plaintiff failing to appear, said cause is now dismissed by the Court for want of prosecution at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, John Paul Jones, is ordered to pay the costs of this action, taxed at _____dollars and _____ cents.

MARY J. WILSON)
VS) # 14398 Judgt. vs Pltf. for Costs.
ALFRED LONG) J. D. 17, Page 154.

The Court now dismisses this cause of action for want of prosecution at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed for want of prosecution, and the plaintiff, Mary J. Wilson, is ordered to pay the costs of this action, taxed at_____ dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Tuesday Morning, November 24th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

BELLE OVERBECK)
VS) # 14743 Judgt. vs Defts. for Costs.
EDD ALLISON, ET AL.) J. D. 17, Page 154.

Comes now the plaintiff, by counsel, and upon her motion together with motion of the defendants, this cause is dismissed at the cost of the defendants.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the defendants, Edd Allison and Gerald Allison, are ordered to pay the costs of this action, taxed at _____ dollars and _____cents.

MAUDE MARSHALL)
VS) # 15018
UNION CAB CO.)
UNITED TAXI CO., INC.)

Come now the parties, by counsel, and the defendants file motion for continuation, which motion is in the words and figures following, to-wit: (H.I.). Said defendants also file motion for physical examination of plaintiff, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined the defendants' motion for physical examination of plaintiff and being sufficiently advised in its premises, now sustains the same,and the Court now appoints Dr. L. W. Armstrong to examine the plaintiff, said examination to be held in his office in Danville, Indiana, at 9:00 o'clock A. M., Wednesday, November 25th, 1936.

Said defendants now file motion for conditional examination of plaintiff, which motion is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains the same, and conditional examination is ordered to be taken at the office of Metcalf and Metcalf, 600 Fletcher Trust Building, Indianapolis, Indiana, Tuesday, November 24th, 1936, at 2:00 o'clock P. M.

The Court having seen and examined the defendants' motion for continuance, and being sufficiently advised in its premises, now overrules the same, to which ruling of the Court the defendants duly object and except.

On motion of the plaintiff, all depositions on file are now ordered published.

STATE OF INDIANA)
VS) # 7648
EDGAR L. GOOD)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Edgar L. Good, in person and by counsel, in open Court, and the Court now orders that the defendant, Edgar L. Good,pay through the Clerk's Office of the Hendricks Circuit Court for the support of the minor children, the sum of

$7.50 per week, the first payment to be made on or before November 28th, 1936, and a like sum each week thereafter until further order.

It is, therefore, considered, ordered and adjudged by the Court that the defendant, Edgar L. Good, pay through the Clerk's Office of the Hendricks Circuit Court for the support of his minor children, the sum of $7.50 per week, the first payment to be made on or before November 28th, 1936, and a like sum each week thereafter until further order of the Court.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Wednesday Morning, November 25th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

GENEVA HIGHTSHUE BY)
JAMES J. HIGHTSHUE, ETC.)
VS) # 14835
RAPHAEL P. BUNDY, ET AL.)

Come now the defendants, by counsel, and file demurrer to complaint, which demurrer is in the words and figures following, to-wit: (H.I.).

JAMES F. BERRY)
VS) # 15002
GUSSIE BERRY)

Comes now the defendant, by counsel, and files application for suit money, which application is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said application, the same is now set for hearing Saturday, November 28th, 1936, at 9:00 o'clock A. M., and notice is ordered for the plaintiff.

WILLIAM A. OPPLE)
VS) # 15016
OTTO WOLLENWEBER, ET AL.)

Comes now the plaintiff, by counsel, and the defendant is ruled to answer on or before December 5th, 1936.

FRANCES H. GOODWIN)
VS) # 15020
FLOYD GOODWIN)

Comes now the plaintiff, by counsel, and upon her motion alias summons is ordered issued to the Sheriff of Hendricks County, Indiana, for the defendant, making the same returnable December 8th, 1936.

HOME OWNER'S LOAN CORP.)
VS) 15022
CARL JONES, ET AL.)

Comes now Henry J. Denk, herein, and enters his appearance for the defendant, The R. S. Foster Lumber Company.

DOROTHY ANDERSON)
VS) # 15037
GUY ANDERSON)

Comes now the defendant, by counsel, and files answer and cross-complaint, which answer and cross-complaint are in the words and figures following, to-wit: (H.I.).

BERT FRANKLIN)
VS) # 14963
E. HOWARD CADLE)
OLA M. CADLE)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

MARY GRAY)
VS) # 15041
EMPIRE LIFE AND)
ACCIDENT INSURANCE CO.)

Comes now the plaintiff, by counsel, and upon her motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Thursday, November 26th, 1936, and the 22nd day of the November Term, 1936.

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Friday, November 27th, 1936, and the 23rd day of the November Term, 1936.

Friday Morning, November 27th, 1936.

Court met pursuant to adjournment,

Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA)
VS) # 7707
CECIL HELTON)

Comes now the State by John A. Kendall, prosecuting attorney, and comes also the defendant, Cecil Helton, in his own proper person, who being duly arraigned in open Court for his plea to each paragraph of the affidavit says that he is not guilty.

And now the Court fixes the defendant's bond at $500.00.

SHERMAN LINDSEY)
VS) D E C R E E
DAISY JACKSON, FRANK)
BEADLE, LESLIE BEADLE,)
W. BENTON NEWLIN, LORA)
WEST and GRANT MARTIN.)

Judgt. vs Deft., Leslie Beadle, for $850.00 & Costs. J. D. 17, Page 155.
Judgt. vs Deft., Frank Beadle, for $850.00 & Costs. J. D. 17, Page 155.
Judgt. vs Deft., Daisy Jackson, for $500.00 and Costs. J. D. 17, Page 155.
Judgt. vs Deft.,W. Benton Newlin, for $250.00 and Costs. J. D. 17, Page 156.
Judgt. vs Deft., Lora West, for $1000.00 and Costs. J. D. 17, Page 156.
Judgt. vs Deft., Grant Martin, for $125.00 and Costs. J. D. 17, Page 156.

Comes now again the plaintiff by counsel and it appearing to the court by the summonses herein and the return of the several Sheriffs endorsed thereon, which summonses and returns are in the words and figures as follows, to-wit: (H.I.)

That Daisy Jackson, W. Benton Newlin, Lora West and Grant Martin were each duly served with process for more than ten days prior to the 10th day of October, 1936, being the return date endorsed upon plaintiff's complaint herein. And now said defendants Daisy Jackson, W. Benton Newlin, Lora West and Grant Martin each being three times loudly called in open court come not but herein wholly make default.

And now the defendants Frank Beadle and Leslie Beadle file their answers in general denial which are in the words and figures to-wit: (H.I.) and this cause being at issue upon the answers of said Frank and Leslie Beadle and upon the default of each of the other defendants, this cause is submitted to the court for trial, finding and decree without the intervention of a jury.

And the court having heard the evidence and being duly advised in the premises finds that the allegations of plaintiff's complaint are true and that the plaintiff is entitled to recover from each of said defendants. The court further finds that the Clayton Bank & Trust Company of Clayton, Indiana, was, prior to the closing of its doors of business, a bank of discount and deposit organized under the banking laws of the State of Indiana. That said bank closed its doors for business during the year of 1933and that Clement E. Kelley was appointed receiver of said bank by the Hendricks Circuit Court and is now the duly qualified and acting receiver of said bank.

The court further finds that said bank was at the time of the closing of its doors and is now wholly insolvent and that the assets of said bank are insufficient to pay the depositors and creditors thereof and that by reason of the

financial condition of said institution it is necessary to collect a 100% assessment from each of the stockholders.

The court further finds that a petition of 25 depositors of said Clayton Bank and Trust Company was presented to the Department of Financial Institution of the State of Indiana requesting said Department to collect the assessments against the defendants herein: That said Department of Financial Institutions refused to collect said assessments and that this plaintiff has the authority to bring this action for himself and all others similerly situated.

The court further finds that Daisy Jackson was and is the owner of five shares of stock in said bank, each of the par value of $100.00; that Frank Beadle and Leslie Beadle are each the owners of eight and a half shares of capital stock of said bank of the par value of $100.00 per share; that W. Benton Newlin is the owner of two and a half shares of capital stock of said bank each of the par value of $100.00 per share; that Lora West is the owner of ten shares of capital stock in said bank each of the par value of $100.00 per share and Grant Martin is the owner of five shares of the capital stock of said bank each of the par value of $100.00. The court further finds that said Grant Martin has paid upon his assessment the sum of $375.00, leaving due and unpaid the balance on said assessment of $125.00 which this plaintiff is entitled to recover.

The court further finds that the plaintiff is entitled to recover of and from the said Daisy Jackson the sum of $500.00; that the plaintiff is entitled to recover from Frank Beadle the sum of $850.00; and from the defendant Leslie Beadle the sum of $850.00. That the plaintiff is entitled to recover of and from the defendant Lora West the sum of $1000.00 and from W. Benton Newlin the sum of $250.00.

The court further finds that Frank Beadle was, at the time the bank closed its doors, a depositor in said bank and had on deposit the sum of $422.55; that he also had a claim against said bank in the sum of $363.76. The court further finds that this receiver has paid dividends to depositors and creditors equal to 65% of their respective claims. That said receiver has not paid to the said Frank Beadle any dividend and that the defendant Frank Beadle is entitled to have any judgment rendered against him in this cause credited with whatever dividend the said Beadle is entitled to from said receiver.

The court further finds that the said Leslie Beadle was a depositor in said bank at the time it closed its doors and had on deposit the sum of $139.65; that said Leslie Beadle also has a claim against said bank in the sum of $363.76; that he has received no dividends heretofore paid by the receiver and that he is entitled to a credit on any judgment rendered against him in this cause with any dividends to which he may be entitled to from said receiver.

The court further finds that any amounts recovered and paid upon the judgments rendered in this cause should be paid to Clement E. Kelley, receiver of the Clayton Bank & Trust Company, for distribution to the creditors of the Clayton Bank & Trust Company, for distribution to the creditors of the Clayton Bank & Trust Company and that said receiver should be authorized to recover said judgments and should be authorized to release and satisfy all of the judgments paid in this cause.

It is, therefore, ordered, adjudged and decreed by the court that the plaintiff have and recover from Leslie Beadle the sum of $850.00; that the plaintiff have and recover from Frank Beadle the sum of $850.00; that the plaintiff have and recover from Daisy Jackson the sum of $500.00; that the plaintiff have and recover

from the defendant W. Benton Newlin the sum of $250.00; that the plaintiff have and recover from the defendant Lora West the sum of $1000.00; that the plaintiff have and recover from the defendant Grant Martin the sum of $125.00.

It is further ordered, adjudged and decreed by the court that Clement E. Kelley, receiver of the Clayton Bank & Trust Company, be, and he is, hereby authorized to collect each and all of said judgments for the benefit of the creditors of the Clayton Bank & Trust Company; that the said receiver be, and he is, hereby authorized to credit each and all of said judgments with any dividends to which each of said defendants may be entitled and said receiver is further hereby authorized and empowered to release and satisfy any of the judgments rendered herein when the same are paid.

It is further ordered, adjuged and decreed by the court that plaintiff have and recover his costs of this action taxed at _____dollars and_____ cents.

And court adjourned until 9:00 o'clock A. M. Saturday,

Record read and signed in open court.

C. J. Stevenson, Judge.

Saturday, November 28th, 1936, and the 24th day of the November Term, 1936.

Saturday Morning, November 28th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

EVERETT FONNER)
VS) # 14986
ALVA ROUTH)

Comes now the defendant, by counsel, and files motion for change of venue from the county, which motion is in the words and figures following, to-wit: (H.I.).

LEON T. LEACH)
VS) # 14936
INDUSTRIAL SOLVENTS,)
INC.)

Comes now the plaintiff, by counsel, and the defendants are ruled to answer on or before December 7th, 1936.

PEARL WILLIAMS)
VS) # 13550
EMMA FLEECE, ET AL.)

Comes now the commissioner, John M. Smith, in person and by counsel, and files his financial report, which report is in the words and figures following, to-wit: (H.I.). And the Court having examined said report and being sufficiently advised in its premises now approves the same.

And now said commissioner is discharged from his bond and trust herein.

And now the Clerk of the Hendricks Circuit Court is now ordered by the Court to pay out the sum of $627.92, now in his hands for distribution as follows:

1. $125.59 the distributive share of Pearl Williams.
2. $125.59 the distributive share of Dicy Branch.
3. $125.58 the distributive share of Emma Fleece.
4. $125.58 the distributive share of Anna Bryant.
5. $125.58 the distributive share of Urban Williams.

RECEIPTS:

1. Jan 13, '37 Rec'd. $125.59 my distributive share herein. Pearl Williams - by E. M. Blessing, atty of Record (Pearl Williams)
2. Dec 7, '36 Rec'd. $125.59 my distributive share herein. Dicy Branch, By Otis E. Gulley her atty (Dicy Branch)
3. Dec 7, '36 Rec'd. $125.58 my distributive share herein. Emma Fleece, By Otis E. Gulley her atty (Emma Fleece)
4. Dec 7th '36 Rec'd. $125.58 my distributive share herein. Anna Bryant, By Otis E. Gulley her atty (Anna Bryant)
5. Sept 4-1937 Rec'd. $125.58 my distributive share herein. Urban Williams (Urban Williams)

The lien held by me on this judgment has been fully paid and the same is hereby released — Otis E. Gulley.

Notice is hereby given that the undersigned holds a lien on that part of this judgment in favor of Urban Williams in the sum of $12.50 for services as his attorney. Jan 11, 1937 Attest, Walter E. Hadley, Clerk. Otis E. Gulley.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Monday, November 30th, 1936, and the 25th day of the November Term, 1936.

Monday Morning, November 30th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

DAVE FOSTER)
VS) # 15012
CHARLES O. ENOCHS)
RUTH ENOCHS)

Comes now the plaintiff, by counsel, and files answer in general denial, which answer is in the words and figures following, to-wit: (H.I.).

And now the plaintiff files motion for change of venue from the county, which motion is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains the same. This cause is now sent on change of venue to Putnam County, Indiana, and the plaintiff is given five days in which to pay the costs and perfect the change.

WILLIAM A. OPPLE)
VS) # 15016
OTTO WOLLENWEBER, ET AL.)

Comes now the defendant, by counsel, and files motion for change of venue from the county, which motion is in the words and figures following, to-wit: (H.I.).

MAUD MARSHALL)
VS) # 15018 Judgt. vs Pltf. for Costs.
UNION CAB CO.) J. D. 17, Page 156.
UNITED TAXI CO., INC.)

Comes now the plaintiff, by counsel, and upon her motion this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Maud Marshall, is ordered to pay the costs of this action, taxed at _____ dollars and _____ cents.

STATE OF INDIANA)
VS) # 7709 Judgt. vs Deft. for Costs.
FRED EASTES) J. D. 17, Page 157.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Fred Eastes, in his own proper person, who being duly arraigned in open Court for his plea says that he is guilty of house breaking.

It is, therefore, now adjudged and decreed by the Court that the defendant, Fred Eastes, for the offense by him committed be and he is committed to the custody of the Board of Trustees of the Indiana Reformatory for a period of not less than one year nor more than fourteen years, that his true age is twenty-six years, and that he pay the costs of this action, taxed at _____ dollars and _____ cents.

And court adjourned until 9:00 o'clock A. M. Monday,

Record read and signed in open court.

A. J. Stevenson, Judge.

Tuesday Morning, December 1st, 1936.

Court met pursuant to adjournment,

Present Honorable A. J. Stevenson, Judge.

JOHN R. MORRIS)
VS) # 14890
GEORGE E. HARVEY)

Comes now the plaintiff, by counsel, and the defendant is ruled to answer on or before December 10th, 1936.

JAMES F. BERRY)
VS) # 15002
GUSSIE BERRY)

Comes now the plaintiff, by counsel, and files affidavit for continuance, which affidavit is in the words and figures following, to-wit: (H.I.).

And court adjourned until 9:00 o'clock A. M. Tuesday,

Record read and signed in open court.

A. J. Stevenson, Judge.

Wednesday Morning, December 2nd, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

GRACE RUTH SANDERS)
VS) # 15045
WARNER H. BENSON, ET AL.)

Comes now the plaintiff, by counsel, and the Court orders alias summons issued to the Sheriff of Hamlton County, Indiana, for Ida M. Hinshaw, making the same returnable December 18th, 1936.

The Court also orders alias summons issued to the Sheriff of Jennings County, Indiana, for Howard J. Banta, making the same returnable December 18th, 1936.

FLETCHER JOINT STOCK LAND)
BANK OF INDIANAPOLIS)
VS) # 14947
MAUDE WITT, ET AL.)

Comes now the plaintiff, by counsel, and moves the Court to withdraw the submission of said cause and permit the filing of an amended complaint. And the Court being duly advised, sustains said motion and submission is withdrawn.

And now the plaintiff files an amended complaint making new parties defendant, which amended complaint is in the words and figures following, to-wit: (H.I.).

The Court now orders summons issued to the new parties, making the same returnable December 14th, 1936.

CLARENCE LAVENGOOD)
VS) # 14829
CARMICHAEL MATTERN CO., ET AL.)

Come now the defendants, by counsel, and file demurrer to second and third paragraphs of complaint, which demurrer is in the words and figures following, to-wit: (H.I.).

GEORGE KLUG)
VS) # 14788
BOWMAN ELDER,)
RECEIVER, ET AL.)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

ANNA KLUG)
VS) # 14789
BOWMAN ELDER,)
RECEIVER, ETC.)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

JOHN FORD AND)
KATHERINE ZERR)
VS) # 14875 Judgt. vs Defts. for $1243.40 & Costs.
RILEY E. SMITH AND) JUDGMENT OF FORECLOSURE J. D. 17, Page 157.
RUTH SMITH)

Come now the parties by counsel and this cause being at issue is submitted to the court for trial with the intervention of a jury, and the court having heard the evidence and the argument of counsel, and being duly advised in the premises, finds for the plaintiffs; that the allegations of the plaintiffs' complaint are true. That on the 13th day of November 1930, the defendant, Riley E. Smith by his promissory notes promised to pay the plaintiffs herein the sum of $1000.00. The said notes being twenty in all and for the sum of $50.00 each, two of said notes being due six months after the date thereof; two to become due one year from the said date; two to become due eighteen months from said date; two to become due two years from the said date; two to become due thirty months from said date; two to become due three years from said date; two to become due forty-two months from said date; two to become due four years from said date; two to become due fifty-four months from said date and the remaining two to become due five years from said date, and all of said notes to bear interest at the rate of seven per cent from date until paid and attorney fees. And that the said notes are payable without relief from valuation or appraisement laws.

That simultaneously with the execution of said notes said defendant was the record owner of the fee simple titleto the following described real estate, in Hendricks County, State of Indiana, to-wit:

A part of the Southeast quarter of the Southeast quarter of Section 17, Township 16 North Range 1 East, bounded and described as follows, to-wit: Beginning at a point on the East line of said quarter quarter, which is 172 feet and 8 inches North of the South-east corner thereof, running thence west 165 feet; thence North 150 feet; thence East 165 feet to the East line of said quarter quarter; thence South 150 feet to the place of beginning.
Also,
A part of the Southwest quarter of the Southwest quarter of Section 16, Township 16 North Range 1 East described as follows. to-wit: Beginning at a point on the West line of said Quarter Quarter, which is 8 rods and 10 inches North of the Southwest corner thereof, and running thence East 9, 1/2 rods; thence South 4 rods; thence East 10 rods 3 feet and 8 inches; thence North 13 rods or to the South line of the Right-of-way of the I.D. & S. (now C. I. & W) Railway; thence In a Northwesterly direction on and along the South line of said right of way to where the same interesects the West line of said quarter quarter; thence South on said line 13 rods and 11 feet and 2 inches to the place of beginning.

That contemporaneously with the execution and delivery of said notes and to secure the payment thereof, said defendant Riley E. Smith and Ruth Smith executed to the plaintiffs their mortgage on the real estate hereinabove described, said mortgage being recorded on the 15th day of November 1930, in Mortgage Record 90, at page 83 of the Recorder of Hendricks County.

That the plaintiffs' mortgage is a first lien on the real estate hereinabove described, except as to taxes. That the defendant has defaulted and failed

to pay the said notes or any one of them and that the said notes are not long past due and unpaid in the principal sum of $1000.00 and interest as of this date in the sum of $143.40. That a reasonable attorney fee for plaintiffs' attorney is $100.00 and that there is now due the plaintiffs herein from the defendants, Riley E. Smith and Ruth Smith the total sum of $1243.40 and that the said sum is secured by the mortgage herein described and is payable without relief from valuation and appraisement laws, and that the plaintiffs are entitled to a judgment of said total amount of said indebtedness against the defendants, Riley E. Smith & Ruth Smith plus the costs of this action.

It is therefore considered and adjudged by the court that the plaintiffs have and recover of and from the said defendants, Riley E. Smith, and Ruth Smith, the said sum of $1243.40, together with the costs of this action, and all accruing costs, without relief from valuation or appraisement laws.

It is further considered and adjudged, and decreed by the court that the equity of redemption of defendants, Riley E. Smith & Ruth Smith, and of all persons claiming from, under, or through them, in and to the real estate described in the complaint lying and being in the County of Hendricks, State of Indiana, and described as follows, to-wit:

A part of the Southeast quarter of the Southeast quarter of Section 17, Township 16 North Range 1 East, bounded and described as follows, to-wit: Beginning at a point on the East line of said quarter quarter, which is 172 feet and 8 inches North of the South-east corner thereof, running thence West 165 feet; thence North 150 feet; thence East 165 feet to the East line of said quarter quarter; thence South 150 feet to the place of beginning.
Also,
A part of the Southwest quarter of the Southwest quarter of Section 16, Township 16 North Range 1 East described as follows, to-wit: Beginning at a point on the West line of said quarter quarter, which is 8 rods and 10 inches North of the South west corner thereof, and running thence East 9, 1/2 rods; thence South 4 rods; thence East 10 rods 3 feet and 8 inches; thence North 13 rods or to the South line of the Right-of-way of the I.D. & S. (now C. I. & W) Railway; thence In a Northwesterly direction on and along the South line of said right of way to where the same intersects the West line of said quarter quarter; thence South on said line 13 rods and 11 feet and 2 inches to the place of beginning.

be, and the same is, forever barred and foreclosed, and that said described real estate, and all the right, title, interest, and claim of said named defendants, and all parties claiming from under, or through them, in and to the same, or so much thereof as may be necessary for that purpose, shall be sold by the Sheriff of said county of Hendricks, State of Indiana, as other lands are sold on execution, the sale to be without relief from valuation or appraisement laws.

The proceeds arising from said sale to be applied as follows, to-wit: First to the payment of the costs and accruing costs herein; Second to the payment of the amount found due the plaintiffs on the complaint sued upon herein, being the amount of the judgment hereinabove rendered, with interest from this date; Third the overplus, if any there be to be paid by the Sheriff to the Clerk of this Court to the use of the parties lawfully entitled and authorized to receive same.

In the event the said mortgaged premises shall fail to sell for a sum to pay and satisfy the judgment, interest, costs and accruing costs, the residue thereof remaining unpaid shall be levied of the goods and chattels and lands and tenaments of said defendant, Riley E. Smith & Ruth Smith subject to execution; and the sale thereof shall be made without any relief whatsoever from valuation or appraisement laws.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Thursday Morning, December 3rd, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA)
VS) # 7437
JAMES SHELTON)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, by counsel, and on motion of this defendant, this cause is continued until January 11th, 1937.

CLARENCE LAVENGOOD)
VS) # 14829
CARMICHAEL MATTERN)
CO., ET AL.)

Comes now the defendant, Belt Rail Road and Stock Yards Company, by counsel, and files demurrer to second and third paragraphs of amended complaint, which demurrer is in the words and figures following, to-wit: (H.I.).

And now comes the plaintiff, by counsel, and moves to separately docket and number third paragraph of amended complaint. And the Court being duly advised now sustains said motion, and the third paragraph of amended complaint is ordered docketed as seperate cause of action.

Arguments of counsel are heard on the demurrer, and this cause is taken under advisement.

GLENN F. KLINE)
VS) # 15011
STRATFORD INVESTMENT CO.)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

JAMES F. BERRY)
VS) # 15002 O R D E R
GUSSIE BERRY)

Judgt. vs Pltf. for $10.00 per week and $50.00 Atty. fee.
J. D. 17, Page 157.

Comes now the parties by counsel, and it is agreed by and between the counsel for plaintiff and counsel for defendant that said plaintiff be ordered to pay for the benefit of said defendant to the Clerk of this Court the sum of Ten ($10.00) Dollars per week from November 7, 1936, for support during the pendency of this action; and that he be further ordered to pay as temporary allowance for attorney fees for defendant's attorney the sum of Fifty ($50.00) Dollars to be paid on or before December 15, 1936.

IT IS, THEREFORE, ORDERED, and ADJUDGED by the Court that said plaintiff be, and he is hereby ordered to pay unto the Clerk of this Court for the benefit of said defendant the sum of Ten ($10.00) Dollars per week from November 7, 1936 for main-

tenance and support of said defendant during the pendency of this action until further order of this Court; and he be further ordered to pay to defendant's attorney as temporary allowance in attorney fees the sum of Fifty ($50.00) Dollars to be paid on or before December 15, 1936.

METHODIST EPISCOPAL)
HOSPITAL (A CORP.).)
VS) # 14979 Judgt. vs Deft. for $64.85 and Costs.
WILLIS COCHERELL) J. D. 17, Page 158.

Comes now the plaintiff, by counsel, and it appearing to the satisfaction of the Court by the summons herein and the return of the sheriff indorsed thereon, which summons and return are in the words and figures following, to-wit: (H.I.), that the defendant has been duly served with process more than ten days before the day fixed by the plaintiff by indorsement on its complaint for the defendant to appear and answer said complaint, and said defendant is three times audibly called in open court but come not and herein wholly makes default.

And this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence and being duly advised, finds for the plaintiff and that there is due the plaintiff on the account sued upon the sum of $64.85, and that the plaintiff is entitled to a judgment against the defendant , Willis Cocherell, for said sum, together with the costs for this action.

It is, therefore, considered, ordered and adjudged by the Court that the plaintiff have and recover of and from the defendant, Willis Cocherell, the sum of $64.85, together with the costs for this action, taxed at _____dollars and _____cents.

JOHN REED, A MINOR BY HIS)
NEXT FRIEND, RAY L. REED)
VS) # 14910 Judgt. vs Defts. for $100.00 and Costs.
PEARSON COMPANY, INC.) J. D. 17, Page 157.
GEORGE GIBSON)

Come now the parties, in person and by counsel, and this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard all of the evidence in this cause, now finds for the plaintiff, and that said plaintiff is entitled to damages in the sum of $100.00, and that the plaintiff is entitled to a judgment against the defendants, Pearson Company, Inc. and George Gibson, for said sum, together with the costs for this action.

It is, therefore, considered, ordered and adjudged by the Court that the plaintiff have and recover of and from the defendants, Pearson Company, Inc. and George Gibson, damages in the sum of $100.00, together with costs for this action, taxed at _____dollars and _____cents.

And now the Court directs the Clerk of the Hendricks Circuit Court to pay said judgment direct to John Reed, and to accept his receipt as full satisfaction therefor.

IN THE MATTER OF THE PETITION)
OF ARTHUR E. ROSEBOOM, ET AL.) # 12227
EXPARTE DRAIN.)

Comes now the duly appointed, qualified and acting construction commissioner, herein, and files his final report, which final report is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said report and being sufficiently advised in its premises, said report is now approved.

And now the Court orders balance on hands paid to the General Ditch Improvement Fund of Hendricks County, Indiana.

Charles V. Sears, Special Judge.

NOBLE WOODSON NEW, BY)
HARVEY P. NEW, GUARDIAN.)
VS) # 14831
HENRY M. WILSON, AND) Petition for Partition.
JOHN WILSON.) Order Book Entry.

Comes now the petitioner and files additional appraisement herein, being the appraisement of the real estate described in the Complaint herein and situate in Hendricks County, Indiana, in which he shows that said real estate was appraised by the appraisers heretofore appointed herein, at the sum of $200.00, making the total appraisement of all the real estate described in the complaint herein the sum of $850.00, which appraisement is now examined and approved by the Court, and reads as follows, to wit: (H.I.).

And this cause being at issue, is now submitted to the Court for trial, finding, and judgment, and the coming of the jury is waived.

And after hearing the evidence adduced by the plaintiff, and being fully advised in the premises, the Court finds for the plaintiff, that all the allegations of the plaintiffs amended Complaint herein are true, and that the plaintiff and the defendants are the owners as tenants in common, of $500.00 Insurance money collected for a store building which burned on said real estate, and that the plaintiff and the defendants are also the owners in fee simple as tenants in common of the real estate described in the plaintiffs Complaint herein, the plaintiff being the owner of the undivided two twelfths of said insurance money and said real estate, and the defendants are each the owners of the undivided five twelfths thereof; that said real estate is not susceptable of partition among the owners thereof without damage said owners; that said real estate should be sold at private sale for cash, for not less than the appraised value thereof, and without notice; that a Commissioner should be appointed to make such sale, and execute deeds of conveyance of said real estate to the purchasers thereof, that Henry M. Wilson should be allowed the sum of $74.48 for taxes advanced and for services for looking after said Real Estate, and the parties should have all other and proper relief herein. And Harvey P. New should be allowed the sum of $25.00 as attorneys and Commissioners fee herein.

It is therefore considered, adjudged, and decreed by the Court that the plaintiff and the defendants are the owners in fee simple as tenants in common, of the above described $500.00 Insurance money and the real estate described in the

plaintiffs Amended Complaint herein, to wit:

A part of the southeast quarter of the northwest quarter of section 4 in Township 16 north and range 2 west, described as follows: Beginning at a point 1319 south of the southeast corner of Lot No. 7 in Block No. 4 in Buckworth's Addition to the Town of North Salem, Hendricks County, Indiana, and running thence west 120 feet, thence south 60 feet, thence east 120 feet, thence north 60 feet to the place of beginning. Also: The following described real estate situate in Putnam County, Indiana, is described as follows, to wit: A part of the northeast quarter of the northwest quarter of section 12 in Township 16 north, and rage 3 west, described as follows: Beginning at the northwest corner of said quarter quarter and run thence east along the north line of said quarter quarter 13 rods and 6 inches, thence south, parallel with the west line of said quarter quarter 449 feet and 2 inches, thence west parallel with the north line of said quarter quarter 5 rods and 6 feet, thence north parallel with the east line of said quarter quarter 5 rods, thence east 1 rod, thence north parallel with the east line of said quarter quarter 144 feet, thence west parallel with the north line of said quarter quarter 9 rods to the public highway, thence north to the place of beginning, containing 1½ acres, more or less.

And also: The following described real estate situate in Putnam County, Indiana, described as follows, to wit: A part of the east half of the southwest quarter of Section 1 in Township 16 north, and range 3 west described as follows: Beginning 5 rods east of the southwest corner of said half quarter, and run thence east 19 rods, thence north 12 rods 11 feet and 3 inches, thence west 19 rods, thence south 12 rods 11 feet and 3 inches to the place of beginning, containing 1½ acres, more or less.

It is further considered, adjudged, and decreed by the Court, that the plaintiff Noble Woodson New is the owner of the undivided two twelfths of said real estate, and the defendants Henry M. Wilson and John Wilson, are each the owner of the undivided five twelfths of said real estate.

It is further considered, adjudged and decreed by the Court that said real estate is not susceptible of partition among the owners thereof, as above found, without great damage to the owners thereof, and that said real estate above described should be sold by a Commissioner appointed herein, at private sale, without notice, for all cash on day of sale, and for not less than the appraised value thereof.

It is further considered, adjudged, and decreed by the Court that Harvey P. New, be, and he is hereby appointed Commissioner herein, and is hereby ordered to sell and convey said real estate above described, on the terms above herein specified. And that Henry M. Wilson be and he is hereby allowed the sum of $74.48 for taxes advanced and for services for looking after said real estate, and that Harvey P. New be and he is hereby allowed the sum of $25.00 as and for his fees attorney and commissioner herein.

And now comes the said Harvey P. New in open Court, and accepts his appointment as Commissioner herein, and is duly sworn as such Commissioner.

And now comes said Commissioner and tenders and files his Bond herein for the sale of the above described real estate, in the penal sum of $2000.00 which bond is now examined and approved by the Court.

And now comes Harvey P. New, heretofore appointed Commissioner herein and now files his verified report of the sale of above described real estate, in which he shows: That pursuant to the judgment and decreed of the Court in this cause, he proceeded to, and did sell the real estate above described at private sale, without notice, and for all cash. That he sold said real estate to Henry M. Wilson and John Wilson for the sum of $850.00, that being the highest and bid offered for said real estate, and being the full appraised value thereof. That said purchasers paid the full purchase price for said real estate in cash, and are entitled to a deed conveying said real estate to said purchasers. And said Commissioner further shows, that he has paid all costs herein taxed at $13.80 and paid the Attorneys fees and Commissioners fees herein amounting to the sum of $25.00, and Henry M. Wilson the sum of $74.48 for taxes advanced, and for services in looking after said real estate, and that he has distributed the balance of said purchase money as follows: To Harvey P. New Guardian of Noble Woodson New, two twelfths being $206.12 and to Henry M. Wilson, five twelfths, being $515.30, and to John Wilson, five twelfths, being $515.30, leaving nothing in his hands.

And now the Court examines and approves said report, which reads as follows, to wit: (H.I.)

And now comes said Commissioner and tenders to the Court his two deeds duly executed, and conveying the above described real estate to said purchasers, and asks that they be approved and ordered delivered to said purchasers. And the Court now examines and approves said deeds, and orders them delivered to said purchasers.

It is therefore considered, adjudged, and decreed by the Court that said report, and said deeds and said distribution, be and they are now hereby approved by the Court, and said deeds are hereby ordered delivered to said purchasers.

All of which are finally considered, adjudged, and decreed by the Court.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.

E. J. Stevenson, Judge.

Friday Morning, December 4th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

LEON T. LEACH)
VS) # 14936
INDUSTRIAL SOLVENTS, INC.)

Come now the defendants, by counsel, and file answer, which answer is in the words and figures following, to-wit: (H.I.).

NOBLE WOODSON NEW, BY HARVEY)
P. NEW, HIS GUARDIAN)
VS) # 14831
HENRY M. WILSON AND)
JOHN WILSON)

Comes now the commissioner, herein, and files his financial report, which report is in the words and figures following, to-wit: (H.I.). And the Court having examined said report and being sufficiently advised in its premises now approves the same.

And now said commissioner is discharged from his bond and trust herein.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Saturday Morning, December 5th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

EDWARD H. CONN, ET AL.)
VS)- # 14958
CRESSIA ELLIS, ET AL.)ORDER ON FINAL REPORT

Comes now Edward H. Conn, commissioner herein, and files the following, his final report (HI), showing that after payment of the costs of this action and allowances made by the court, there remained in his hands for distribution $589.45, which sum, pursuant to the decree in this cause entered and as evidenced by vouchers filed, he has paid out and distributed as follows:

1.	Edward H. Conn, one-fifth	$117.89
2.	James F. Conn, one-fifth	117.89
3.	Cressia Ellis, one-tenth	58.94
4.	Walter E. Hadley, clerk distributive share of Herbert Rogers, one-tenth	58.93
5.	Bertha Hadley, one-fifteenth	39.30
6.	Eusebia B. Lineinger, one-fifteenth	39.30
7.	Orpha McDonald, one-fifteenth	39.30
8.	Ethel Loop, two-forty-fifths	26.20
9.	Edna Herron, two-forty-fifths	26.20
10.	Clarice Kimsey, two-forty-fifths	26.20
11.	Mary E. Conn, one-fifteenth	39.30
		$589.45

And the court having examined said report, and being sufficiently advised, now in all things approves and confirms the same. And said commissioner having accounted for, and properly disbursed, all sums coming to his hands or with which he is chargeable, and having in all other respects fully executed his said trust, he is now, by order of court, released and discharged, and this cause adjudged finally disposed of.

STATE OF INDIANA, EX REL)
AGNES MORPHEW)
VS) # 14967 Judgt. vs Deft. for Costs.
FRANK KNIGHT TOWELL) J. D. 17, Page 158.

Comes now the plaintiff, by counsel, and upon her motion this cause is dismissed, and the defendant is ordered to pay the costs of this action.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the defendant, Frank Knight Towell, is ordered to pay the costs of this action, taxed at _____dollars and_____ cents.

FLORENCE ANDERSON)
VS) DIVORCE DECREE
HENRY ANDERSON) No. 15004

Comes now the plaintiff in the above entitled cause and by counsel, and it appearing to the satisfaction of the Court by the summons and the sheriff's return thereon, which are as follows, (H.I.) that the defendant has been duly served with process for more than ten days before the first day of the present term of this Court, this cause is submitted to the court for hearing and trial.

And the court having heard the evidence, and being fully advised in the premises, finds for the plaintiff and that she is entitled to an absolute divorce from the defendant on the grounds stated in the complaint; that there has been born to this

plaintiff and defendant, one child, to wit: Kendall Ray Anderson, age three years, that the plaintiff is a fit and proper person to have the care and custody of said child, that she is entitled to have an allowance of $2.00 per week paid by this defendant to said plaintiff direct for the care and support of said child, until further order, that the defendant should pay the plaintiff attorney the sum of $25.00, and cost of this action.

It is, therefore, considered and adjudged by the court that the bonds of matrimony existing between the plaintiff and defendant be dissolved, and the plaintiff be granted an absolute divorce. That the plaintiff have the care and custody of the minor child, to wit: Kendall Ray Anderson, age three years, and that the defendant is hereby ordered to pay direct to this plaintiff the sum of $2.00 per week for the care and support of said child, and that the defendant pay the cost of this action. It is further ordered that the defendant pay the plaintiff's attorney the sum of $25.00 for his services.

STATE OF INDIANA)
VS) # 7710
JAMES MURDOCK)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, James Murdock, in his own proper person, who bying duly arraigned in open Court for his plea says that he is not guilty as charged in the affidavit.

And now the Court fixes the defendant's bond at $100.00.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Monday Morning, December 7th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

WILLIAM A. OPPLE)
VS) # 15016
OTTO WOLLENWEBER, ET AL)

Come now the parties, by counsel, and the Court having seen and examined the defendant's motion for change of venue from the county, heretofore filed, and being sufficiently advised, now sustains the same.

And now by agreement of said parties, this cause is sent on change of venue to Boone County, Indiana, and five days are given to pay costs and perfect change.

JAKE EDWARDS)
VS) # 15005
OLLIE EDWARDS)

Comes now the defendant, by counsel, and files answer in general denial, which answer is in the words and figures following, to-wit: (H.I.).

WILLIAM G. SCHILDMEIER)
VS) # 14643
ROBERT M. HADLEY, ET AL)

Comes now the receiver, by counsel, and files his final report, which report is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said report and being sufficiently advised in its premises, now approves the same.

Said receiver is now discharged from his bond and trust herein.

And now the balance of $17.07 in the hands of the Clerk of the Hendricks Circuit Court, is ordered paid to the plaintiff, William G. Schildmeier, and credited on judgment. (For receipt see J. D. 17, Page 52.)

CLEMENT E. KELLEY, RECEIVER)
VS)
AMOS McCORMICK)

Comes now the duly appointed, qualified and acting receiver of the Clayton Bank and Trust Company, by counsel, and files his verified petition for instructions on Amos McCormick mortgage, which petition is in the words and figures following, to-wit:

STATE OF INDIANA)
) SS: HENDRICKS CIRCUIT COURT
HENDRICKS COUNTY) NOVEMBER TERM, 1936

CLEMENT E. KELLEY, RECEIVER OF
CLAYTON BANK & TRUST COMPANY,
VS
AMOS McCORMICK

Comes now the undersigned receiver of the Clayton Bank & Trust Company and re-

spectfully shows to the court that his trust is the owner of a second mortgage on approximately 92 acresof land owned by Amos McCormick. That the amount of the second mortgage is $_____.

The undersigned would further show to the court that there is a first mortgage on the real estate in the approximate sum of $4500.00 with certain delinquent interest thereon, which makes the equity over the first mortgage which makes it very doubtful.

Your petitioner would further show to the court that he has an opportunity to settle and compromise the indebtedness with said Amos McCormick for the sum of $200.00. That he has been working diligently for along time to secure the payment of this account but without any beneficial results other than the present offer of $200.00 for a full and complete discharge of said indebtedness.

That in the opinion of this receiver said compromise should be made and that it would be more advantageous to the trust of this receiver than to foreclose said second mortgage and sell the property subject to the first mortgage as this receiver believes he would get no bids for his second mortgage.

WHEREFORE, your undersigned receiver prays the court for instructions in this matter and whether he should prosecute his said foreclosure to judgment or compromise said claim for the sum of $200.00.

Clement E. Kelley

Subscribed and sworn to before me this 3rd day of December, 1936.

(SEAL)
My commission expires: January 15, 1939.

Thelma Francis
Notary Public.

And the Court having seen and examined said petition and being sufficiently advised in its premises, now approves the same and endorses his approval thereon which is as follows: "12/7/36 Examined & approved. Settlement of debt authorized upon payment of $200.00. A. J. Stevenson, Judge."

STATE OF INDIANA)
) SS:
HENDRICKS COUNTY)

KATHERINE REED, ADMINISTRATRIX
OF THE ESTATE OF WILLIAM T. REED
DECEASED
VS # 14821

WALTER T. REED AND
CHARLES R. REED

The Clerk of the Hendricks Circuit Court:

Please prepare and properly certify for appeal to the Appellate Court of Indiana a complete transcript of all papers filed and proceedings had in the above entitled cause, including the final judgment therein and the original bill of exceptions containing the evidence in said cause.

Dated this the 7th day of December 1936.

Harney F. Semones
HARNEY F. SEMONES
ATTORNEY FOR PLAINTIFF.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.
A. J. Stevenson, Judge.

Tuesday Morning, December 8th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA)
VS) # 7710
JAMES MURDOCK)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also again the defendant, James Murdock, in his own proper person, and withdraws his plea of not guilty and enters his plea of guilty to said charge.

And now said defendant is released on probation on condition that he support his family.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.
A. J. Stevenson, Judge.

Wednesday Morning, December 9th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

KATHERINE REED, ADMINISTRATRIX, ETC.)
VS) CAUSE # 14821
WALTER REED AND CHARLES RICHARD)
REED)

Comes now the plaintiff in the above entitled cause and presents to the Court its Bill of Exceptions containing the evidence and rulings relating thereto made in the cause of a trial, which Bill of Exception is now examined in Open Court and signed by the Judge and filed as a part of the record herein and which Bill of Exception is in the words and figures as follows, to-wit: (H. I. Original Bill of Exception containing the evidence).

ZELDA CRAWLEY)
VS) # 15009
JAMES CRAWLEY)

Comes now the plaintiff, by counsel, and files demurrer to second paragraph of answer, which demurrer is in the words and figures following, to-wit: (H.I.).

JOHN R. MORRIS)
VS) # 14890
GEORGE E. HARVEY)

Comes now the defendant, by counsel, and files demurrer to plaintiff's complaint, which demurrer is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7707 Judgt. vs Deft. for $10.00 Fine and Costs.
CECIL HELTON) J. D. 17, Page 158.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also again the defendant, Cecil Helton, in open Court and withdraws his plea of not guilty and enters his plea of guilty to said charge in first paragraph of affidavit.

It is, therefore, now ordered and adjudged by the Court, that the defendant, Cecil Helton, for the offense by him committed be and he is fined in the sum of ten dollars and that he be and he is imprisoned in the State Penal Farm for a period of thirty days, and that he pay the costs of this action, taxed at _____dollars and _____cents, or stand committed until the said fine and costs are staid or paid.

GLENN PAGE)
VS) TO SET ASIDE DEED # 15040
JESSE E. PAGE,) Judgt. vs Pltf. for Costs.
LONA E. PAGE,) J. D. 17, Page 159.
LILLIE A. PRITCHETT,)
CARROL PAUL PAGE,)
FLORIDA G. PAGE and)
HAROLD PAGE.)

Comes now the plaintiff, in person and by his attorneys, James and Allee, and it appearing to the satisfaction of the court by the sheriff's return to the summons issued in this cause, which summons and the return of the sheriff thereon endorsed are in the words and figures following, to-wit: (Insert), and the defendants, Florida G. Page and Harold Page, have been duly served with such summons more than ten days before the 5th day of December, 1936, that being the day fixed by the plaintiff by endorsement on his complaint for the said defendants Florida G. Page and Harold Page, to appear and answer said complaint, and as ordered by the court.

And now the infancy of the defendants, Florida G. Page and Harold Page, being suggested to the court, the court now appoints Edgar M. Blessing, Esp., an attorney of this court, guardian ad litem to represent said infant defendants. And now comes said Edgar M. Blessing and accepts said appointment and files answer for said infant defendants to the plaintiff's complaint, in general denial, and demands strict proof thereof, which said answer is in the words as follows: (Insert).

And now all the other defendants, to-wit: Jesse E. Page, Lona E. Page, Lillie A. Pritchett and Carrol Paul Page, being in court on their answer herein heretofore filed, and this cause being at issue on the issues formed, the same is now submitted to the court for trial, finding and decree, without the intervention of a jury, and the evidence being heard and concluded, and the court being duly advised in the premises, finds that the allegations of plaintiff's complaint are true;

That the deed of conveyance heretofore executed, on the 1st day of March, 1932, by Samuel R. Page, conveying the following described real estate situate in Hendricks County, Indiana, to-wit:

Part of the Southwest Fractional Quarter of Section Six (6), Township Sixteen (16) North of Range Two (2) West, bounded and described as follows, to-wit: beginning at the southwest corner of said Fractional Quarter Section, and running thence north, on the west line of said section, 100 rods, to the south line of the right of way of the I. D. & W. Railroad; thence east, with the south line of said right of way, 113 rods, to the east line of said Fractional Wuarter Section, thence south, on the east line of said Fractional Section, 102 rods, to the south line of said section 6; thence west, on said south line, 113 rods, to the place of beginning, estimated to contain 71.43 acres, more or less;

Also, the south half of the southeast quarter of said Section 6, Township 16 North of Range Two (2) West, containing 80 acres, more or less;

Both of the above described tracts of real estate containing 151.43 acres, more or less,

to Lona E. Page, Jesse E. Page, Lillie A. Pritchett and Carrol Paul Page, sons and daughters, and to Florida G. Page and Harold Page, children of Glenn Page, the grantor's son, on the 11th day of March, 1932, and recorded in Deed Record No. 140, at pages 163 and 164, in the recorder's office of Hendricks County, Indiana, and being the deed men-

tioned in the plaintiff's complaint, should be set aside, declared null and void and held for naught.

It is, therefore, considered and adjudged by the court that the deed executed on the 1st day of March, 1932, by Samuel R. Page to the defendants, Lona E. Page, Jesse E. Page, Lillie A. Pritchett, Florida G. Page and Harold Page, and recorded in the recorder's office of Hendricks County, Indiana, on the 11th day of March, 1932, in Deed Record No. 140, at pages 163 and 164, and being the deed described in the court's findings herein, is now and the same is hereby set aside, that said deed is null and void and of no force or effect for any use whatever or for any purpose whatever.

And the costs in this cause are adjudged against the plaintiff.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Thursday Morning, December 10th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

CLEMENT E. KELLEY, RECEIVER)
OF CLAYTON BANK AND TRUST)
COMPANY OF CLAYTON, INDIANA.)
VS) # 15046 Judgt. vs Pltf. for Costs.
FRANK SHIELDS) J. D. 17, Page 159.

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Clement E. Kelley, Receiver of Clayton Bank and Trust Company of Clayton, Indiana, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

And now the Court grants permission to withdraw papers on file.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Friday Morning, December 11th, 1936.

Court met pursuant to adjournment,

Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA ON THE RELATION OF)
RICHARD A. McKINLEY, BANK COMMISSIONER)
OF THE STATE OF INDIANA,)
VS)
CITIZENS BANK OF AMO, INDIANA.)

Comes The First National Bank Of Danville, of Danville, Indiana, Receiver of defendant bank, in the above entitled cause, and files a petition for authority to sell certain of the assets of said bank at public auction. Said petition being in the words and figures as follows, to-wit: (Here Insert).

And the court, having examined said petition and being fully advised, finds that the petition is in due form and regular and that the prayer thereof should be granted.

It is, therefore, considered and ordered by the court that Petitioner, The First National Bank Of Danville, of Danville, Indiana, receiver of defendant bank, in the above entitled cause, as such receiver be, and it is authorized and empowered to sell the real estate described in said Petition, as follows, to-wit:

Lot 7 in Block 1 in Scherer's Addition to the Town of Amo, Hendricks County, Indiana; also, the articles of personal property in said petition described.

That said sale be at public auction, for cash, upon the following notice, viz:-By posting written or printed notices thereof in at least five public places in Clay Township, Hendricks County, Indiana, three of which such notices shall be posted in the town of Amo, the town in Clay Township, Hendricks County, Indiana, in which said real estate is located, at least ten days prior to the date of such sale, and by mailing to each shareholder of said bank a like notice of such sale; that said Petitioner be, and it is, required to make due report of its doings under this order, and time is given.

HELEN S. CURTIS)
VS) # 14842
INDIANA OOLITIC REALTY CO.)

Comes now the plaintiff, by counsel, and upon her motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

JOHN F. EVERETT SR.
VIOLA EVERETT, HIS WIFE
Plaintiffs.

VS # 15008

LEMUEL S. EVERETT
IVY EVERETT, HIS WIFE

ELLA BELCHER
CHARLES BELCHER HER HUSBAND

HULDA SHEPHERD
DANIEL J. SHEPHERD, HER HUSBAND

VIOLA WEBBER
DAVID WEBER, HER HUSBAND

WILLARD EARL EVERETT
NANNIE EVERETT, HIS WIFE

JAMES ROY EVERETT
HELEN EVERETT, HIS WIFE

EVERETT GIRT
LUCY GIRT, HIS WIFE

CHARLES GIRT
EMILY GIRT, HIS WIFE

DORA GERTRUDE GIRT, UNMARRIED

LILLIAN McDANIEL, A MINOR AND UNMARRIED

LOUISE McDANIEL, A MINOR AND UNMARRIED
Defendants

Comes now the Plaintiffs, John F. Everett Sr. and Viola Everett his wife, in person and by their counsel W. F. Evans, and comes also the Defendants, Lemuel S. Everett and Iva Everett, his wife; Ella Belcher and Charles Belcher her husband; Hulda Shepherd and Daniel J. Shepherd, her husband; Viola Webber and David Weber, her husband; William Earl Everett, and Nannie Everett, his wife; James Roy Everett and Helen Everett, his wife; Everett Girt and Lucy Girt, his wife; Charles Girt and Emily Girt, his wife and file their separate and several waiver of issuiance of process and service of summons and assent of sale and Partition as prayed in Plaintiffs' complaint which said waiver of issuance of Process and service of summons and assent of sale of said separate and several Defendants is in words and figures following to-wit (H.I) And comes also the Defendants Dora Gertrude Girt unmarried and Lillian McDaniel, and Louise McDaniel and it appearing to the court said Defendants' are all unmarried and that the Defendant Dora Gertrude Girt is feebleminded and that the defendants Lillian McDaniel and Louise McDaniel are minors under the full age of 21 years the court now appoints Chas. V. Sears as Guardian Ad Litem for said Defendants and each of them.

And comes now Chas. V. Sears as Guardian Ad Litem of said Defendants and for and on behalf of said Defendants files herein his answer of General Denial to Plaintiffs' complaint which said answer of General Denial of said Guardian Ad Litem is in these words and figures following to-wit: (H.I.)
And this Cause having been heretofore regularly set upon the Trial Calendar of said Court and now cuming up for trial, the same is now submitted to the Court, without the intervention of the jury, for trial, finding judgment and decree upon the issues jointed by Plaintiffs Complaint and the answer of General Denial filed thereto by Guardian Ad Litem appointed by the Court for the Defendants Dora Gertrude Girt, Lillian McDaniel and Louise McDaniel, and the separate and several waivers of issue of process of service of summons and assent of partition and Sale by the Defendants Lemuel S. Everett and Ivy Everett, his wife; Ella Belcher and Charles Belcher, his wife; Hulda Shepherd and Daniel J. Shepherd, her husband; Viola Webber and David Webber, her husband; William Earl Everett

and Nannie Everett, his wife; James Rou Everett and Helen Everett, his wife; Everett Girt and Lucy Girt, his wife; Charles Girt and Emily Girt his wife; And the Court having heard the evidence, the argument of Counsel and being fully and sufficiently advised in the premises now find for the Plaintiffs upon their complaint; that the allegations therein contained are true; That the relief therein sought should be given and the prayer thereof granted.

And the Court further finds

1; That the Plaintiffs and Defendants are the owners in fee simple of the following described Real Estate in Hendricks Co., Indiana to-wit

The West half of the East half of the Northeast quarter
of Sec. twenty three, Township 17 North, Range 1 East

2 That the Plaintiffs John F. Everett Sr. and Viola Everett his wife are the owners of an undivided 1/8 interest to said real estate. That the Defendants Lemuel S. Everett and Iva Everett, his wife are the owners of an undivided 1/8 interest to said real estate. That the Defendants Ella Belcher and Charels Belcher, her husband are the owners of an undivided 1/8 interest to said real estate. That the Defendants Hulda Shepherd and Daniel J. Shepherd her husband are the owners of an undivided 1/8 interest to said real estate. That the Defendants Viola Webber and David Webber, her husband are the owners of an undivided 1/8 interest to said real estate. That the Defendants William Earl Everett and Ninnie Everett, his wife are the owners of an undivided 1/8 interest to said real estate. That the Defendants James Roy Everett, and Helen Everett, his wife are the owners of an undivided 1/8 interest to said real estate. That the Defendants Everett Girt and Lucy Girt, his wife are the owners of the undivided 1/32 interest to said real estate. That the Defendants Charles Girt and Emily Girt, his wife are the owners of an undivided 1/32 interest to said real estate. That the Defendant Dora Gertrude Girt unmarried is the owner of an undivided 1/32 interest to said real estate. That the Defendants Lilian McDaniel and Louise McDaniel both unmarried are the owners each of 1/64 undivided interest to said real estate.

3. And the Court further finds from the evidence that the real estate described in Plaintiffs Complaint cannot be divided and the shares thereof of the several parties cannot be set off to them without damage to the real estate and the interests of the parties.

It is therefore considered ordered and adjudged by the Court that said real estate to-wit:

The West half of the East half of the Northeast quarter
of Section twenty three, Township seventeen North, Range
one East Containing 40 acres more or less.

be appraised as provided by the law and sold at private sale for not less than the full appraised value thereof for full cash upon such sale, after giving ten days notice by publication of such sale.

It is further considered ordered and adjudged by the Court that out of the proceeds of such sale, shall be paid first the costs of this action and the expense of such sale; second the taxes which are a lien against said real estate and third the balance thereof be paid to the parties their interests in proportion equal to their several interests in said real estate as above set out.

It is further considered ordered and adjudged by the Court that John F. Everett be and he is hereby appointed Commissioner to make sale of

said real estate and that he give a bond in the sum of $3000.00 with surety to be approved by the Court, and that he be allowed the sum of $_____for his services as such Commissioner, to be deducted from the purchase money and to be included as a part of the costs of sale.

It is further considered ordered and adjudged by the Court that on the sale of said real estate said commissioner issue to the purchaser a certificate of purchase thereof and that a full payment of the purchase money, he execute to said purchaser a deed for said real estate and report the same to this court for approval togehher with a report of his doings in the premises.

All of which is fully and finally considered ordered adjudged and decreed by the court.

And now the commissioner comes and accepts said appointment and files inventory and appraisement and additional bond in the sum of $3000.00, which inventory and appraisement and additional bondare in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said inventory and appraisement and additional bond, and being sufficiently advised in its premises, each are approved.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.

C. J. Stevenson, Judge.

Saturday Morning, December 12th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

ROY SHOVER)
VS) # 14989
HORTON OIL CO., INC.)

Comes now the defendant, by counsel, and files motion for change of venue from the county, which motion is in the words and figures following, to-wit:(H.I.).

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.
A. J. Stevenson, Judge.

Monday Morning, December 14th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

FLETCHER JOINT STOCK)
LAND BANK OF INDIANAPOLIS)
VS) # 14947
MAUD WITT, ET AL.)

Comes now the defendant, by counsel, and files motion to dismiss for want of jurisdiction, which motion is in the words and figures following, to-wit: (H.I.).

JAKE EDWARDS)
VS) # 15005
OLLIE EDWARDS)

The Court now appoints John A. Kendall, prosecuting attorney at this bar as Judge Pro Tem to try said cause.

And now comes the said John A. Kendall and accepts said appointment and qualifies as Judge Pro Tem in this cause of action and assums jurisdiction, which appointment and qualification are as follows, to-wit:

APPOINTMENT OF JUDGE PRO TEM

In the Hendricks Circuit Court, Hendricks County, Indiana,
November Term, 1936.

JAKE EDWARDS)
AGAINST) No. 15005
OLLIE EDWARDS)

I, A. J. Stevenson, Judge of said Court, appoints John A. Kendall, Prosecuting Attorney at this Bar, a competent and disinterested attorney of said Court, as Judge Pro Tem thereof in said cause.

A. J. Stevenson
December 14th, 1936. Judge Hendricks Circuit Court.

The State of Indiana, County of Hendricks, Sct:

I, John A. Kendall, swear that I will support the Constitution of the United States and of the State of Indiana, and faithfully discharge my duties as Judge Pro Tem of the Hendricks Circuit Court in case of Jake Edwards against Ollie Edwards so help me God.

John A. Kendall

Subscribed and sworn to this 14th day of December, 1936, before me, Clerk of said Court.

(SEAL) Walter E. Hadley, Clerk

JAKE EDWARDS)
VS) Cause No. 15005. Judgt. vs Pltf. for Costs.
OLLIE EDWARDS.) J. D. 17, Page 159.

Come now the parties in the above entitled cause of action and it appearing to the satisfaction of the court by the summons issued herein to the sheriff of Marion County, Indiana, and the return of said sheriff endorsed thereon, which summons and return thereon are in the following words and figures, to wit: (H.I.) that the defendant has been served with summons for more than ten days before the return day endorsed on the plaintiff's complaint and that more than sixty days have elapsed since the date of such service, the court does now assume jurisdiction of said cause for the purposes of trial, finding and decree.

And now said cause is submitted to the court for trial, and the court, having heard the evidence submitted herein and being fully advised in the premises, finds that the allegations in the plaintiff's complaint are true and that the plaintiff is entitled to an absolute divorce from the defendant for the reasons and on the grounds alleged in said complaint.

The court further finds that the defendant is entitled to have her former name of Ollie Hicks restored to her.

The court further finds that the plaintiff should pay the costs in this action.

It is therefore ordered, adjudged and decreed by the court that the plaintiff, Jake Edwards, be and he is hereby granted an absolute divorce from the defendant, Ollie Edwards; it is also adjuged by the court that the bonds of matrimony heretofore existing between the plaintiff and defendant be and they are hereby dissolved and set aside and are now held for naught.

It is also adjudged by the court that the former name of Ollie Hicks be and the same is hereby restored to the defendant.

It is also adjudged that the plaintiff pay the costs of this action taxed at Eight and 35/100 Dollars, which costs are now paid.

John A. Kendall
John A. Kendall, Judge Pro Tem.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.
A. J. Stevenson, Judge.

Tuesday Morning, December 15th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.
A. J. Stevenson, Judge.

Wednesday Morning, December 16th, 1936.

Court met pursuant to adjournment,

Present Honorable A. J. Stevenson, Judge.

INDIANA ROAD PAVING CO.)
VS) # 14539
JAMES F. SMITH, ET AL.)

Comes now the receiver, John C. Taylor, herein, and files his financial report, which report is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said report and being sufficiently advised in its premises now approves the same.

And now said receiver is discharged from his bond and trust herein.

JOSEPHINE LAMBERT BY)
GEORGE A. ALLEN, GUARDIAN)
VS) # 15032
OTTO E. RIENESS, ET AL.)

Come now the parties, in person and by counsel, and the Court now appoints Honorable Edgar M. Blessing, a practicing attorney at this bar as Judge Pro Tem to try said cause.

And now comes the said Edgar M. Blessing and accepts said appointment and qualifies as such Judge Pro Tem and assums jurisdiction in said cause, which appointment and qualifications are as follows, to-wit:

APPOINTMENT OF JUDGE PRO TEM.

In the Hendricks Circuit Court, Hendricks County, Indiana.

November Term, 1936.

Joseph Lambert by George A.)
Allen, Guardian)
AGAINST) No. 15032
Otto E. Rieness, et al.)

I, A. J. Stevenson, Judge of said Court, appoints Edgar M. Blessing, a competent and disinterested attorney of said Court, as Judge Pro Tem thereof in said cause.

A. J. Stevenson
Judge Hendricks Circuit Court

December 16th, 1936.

The State of Indiana, County of Hendricks, ss:

I, Edgar M. Blessing, swear that I will support the Constitution of the United States and the State of Indiana, and faithfully discharge my duties as Judge Pro Tem of the Hendricks Circuit Court in the case of Josephine Lambert by George A. Allen, Guardian. against Otto E. Rieness, et al., so help me God.

Edgar M. Blessing

Subscribed and sworn to this 16th day of December, 1936, before me,

Clerk of said Court.

(SEAL)

Walter E. Hadley, Clerk.

JOSEPHINE LAMBERT BY)
GEORGE A. ALLEN, GUARDIAN.)
VS) # 15032
OTTO E. RIENESS, ET AL.)

Come now the parties, in person and by counsel, and the defendant, Dorothy Reiness, files affidavit and motion requesting that John E. Sedwick be prevented from acting as attorney for plaintiff, which affidavit and motion are in the words and figures following, to-wit: (H.I.).

And now the said John E. Sedwick files counter affidavit, which counter affidavit is in the words and figures following, to-wit: (H.I.).

The Court having seen and examined the said motion of the defendant, Dorothy Reiness, and being sufficiently advised in its premises, now overrules the same, which ruling of the Court the defendant, Dorothy Rieness, duly excepts.

And now this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence in this cause, the same is now taken under advisement.

Edgar M. Blessing, Judge Pro Tem.

And court adjourned until 9:00 o'clock A. M. Thursday,

Record read and signed in open court.

A. J. Stevenson, Judge.

Thursday Morning, December 17th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

EVERETT FONNER)
VS) # 14986
ALVA ROUTH)

Come now the parties, by counsel, and the Court having seen and examined the motion for change of venue, heretofore filed, and being sufficiently advised in its premises, now sustains the same.

And this cause is now sent on change of venue to Montgomery County, Indiana, and five days are given in which to pay the costs and perfect the change.

ROY SHOVER)
VS) # 14989
HORTON OIL CO INC.)

Come now the parties, by counsel, and the Court having seen and examined the motion for change of venue, heretofore filed, and being sufficiently advised in its premises, now sustains the same.

And now this cause is sent on change of venue to Montgomery County, Indiana, and five days are given in which to pay the costs and perfect the change.

DAVIE B. BLUNK)
VS) # 14097
BESSIE V. BLUNK)

Come now the parties, in person and by counsel, and this cause being at issue on the petition to modify the decree, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard all of the evidence in this cause, the same is now taken under advisement.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Friday Morning, December 18th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

MYRLE GRANTHAM)
VS) # 14618 ORDER
OTTO WOLLENWEBER)
MARY E. WOLLENWEBER)

The receiver having filed his petition before this court, asking for authority and direction by this court to make certain disbursements from funds now held in his hands in the above cause, and the court being duly advised in the premises finds that said orders should be made as prayed for in receiver's petition, which petition is in the following terms and figures to-wit: (H.I.).

WHEREFORE, it is the order of this court that Archie J. Kahl as receiver in the above case, pay to himself from receivership funds, the sum of $100.00 for his services in said receivership.

It is further ordered by this court that Archie J. Kahl, as receiver, redeem the certificate of sale issued to one J. D. Rhoades, because of delinquent taxes assessed against the property involved in this litigation and a sale thereof in the spring of 1936; that the receiver expend the sum of $441.30 from receivership funds in purchasing said certificate of sale, thereby relieving the property of the tax lien and holding the same for the benefit of the defendants herein or for the plaintiff herein if the defendants herein do not redeem said premises within the time and in the manner required by law.

It is the further order of this court that the receiver pay to the clerk of this court the sum of $23.54 for the use of Otto Wollenweber as a balance due from adjustments as a tenant on crop expenditures.

It is the further order of this court that the receiver pay from receivership funds the costs of the receivership and that the receiver use the balance of said funds that remain in his hands, namely, the sum of $25.96 and pay the same to Martin L. Conrad for his services as attorney for the receiver in this matter during the receivership; that receiver after paying said sums as heretofore ordered by this court, take the receipts therefor and file his final report in the matter forthwith for this court's examination, scrutiny, approval, or disapproval.

MYRLE GRANTHAM)
VS) # 14618
OTTO WOLLENWEBER, ET AL.)

Comes now the receiver, Archie J. Kahl, herein, and files his final report, which report is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said report and being sufficiently advised in its premises now approves the same.

And now said receiver is discharged from his bond and trust herein.

EARL WISCHMEYER)
ET AL.
VS) # 14945 Judgt. vs Deft. for $1848.01 and Costs.
NELLIE WISCHMEYER) J. D. 17, Page 159.

Comes now the plaintiff, in person and by counsel, and comes also N. E. Elliott, attorney for the defendant and withdraws his appearance for said defendant. And now it appearing to the satisfaction of the Court by the summons herein and the return of the sheriff indorsed thereon, which summons and return are in the words and figures following, to-wit: (H.I.), that the defendant has been duly served with process more than ten days before the day fixed by the plaintiff by indorsement on his complaint for the defendant to appear and answer said complaint, and said defendant is three times audibly called in open court but come not and herein wholly makes default.

And this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence and being duly advised, finds for the plaintiff, that the allegations of the plaintiff's complaint are true and that the said plaintiff is entitled to the immediate possession of the real estate in the complaint, together with damages in the sum of $1848.01 for the wrongful withholding thereof.

The Court further finds that the defendant should pay the costs of this action.

It is, therefore, considered, ordered and adjudged by the Court that the allegations of the plaintiff's complaint are true and that the said plaintiff, Earl Wischmeyer, be and he is entitled to the immediate possession of the real estate as described in the complaint, together with damages in the sum of $1848.01 for the wrongful withholding thereof.

It is further considered, ordered and adjudged by the Court that the defendant, Nellie Wischmeyer, pay the costs of this action, taxed at 11 dollars and 65 cents.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.
A. J. Stevenson, Judge.

Saturday Morning, December 19th, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA ON RELATION OF)
LUTHER SYMONS)
VS)# 13810
CLAYTON BANK AND TRUST COMPANY)

Comes now Clement E. Kelley, Receiver of the Clayton Bank and Trust Company, by counsel, and files his petition for composition, which petition is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said petition and being sufficiently advised in its premises, now approves the same and endorses his approval thereon which is as follows: "12/19/36 Examined & approved. Settlements authorized as petitioned for. A. J. Stevenson, Judge."

ORDER APPOINTING JURY COMMISSIONERS.

It is ordered by the Court that Charles G. Miles of the town of Danville, Indiana, and Ed Smith of the town of Danville, Indiana, and well known to be of opposite Politics and of good character for intelligence, morality and integrity, be, and they are hereby appointed Jury Commissioners of the Hendricks Circuit Court, of Hendricks County, Indiana, for the year beginning January 1st, 1937.

It is further ordered that they be and appear in open court on the 21st day of December, 1936, and then and there take the oath provided by law in such cases, and that the Clerk of this Court is ordered to notify the said appointed, of their respective appointments.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.
A. J. Stevenson, Judge.

Monday Morning, December 21st, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

HORACE L. BROWN)
VS) # 14392
MARGUERITE BROWN)

Comes now the defendant, by counsel, and files petition to modify decree, which petition is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said petition and being sufficiently advised in its premises, the same is now set for hearing December 23rd, 1936, at 2:00 o'clock P. M. and notice is ordered to the plaintiff.

ROBERT C. McDIVITT)
VS) # 14975
JAMES RAMSEY)

Comes now the defendant, by counsel, and the Court having seen and examined the motion to make complaint more specific, heretofore filed, and being sufficiently advised in its premises, now overrules the same, to which ruling of the court the defendant duly objects and excepts.

ZELDA CRAWLEY)
VS) # 15009
JAMES CRAWLEY)

Come now the parties, by counsel, and the Court having seen and examined the demurrer to the second paragraph of answer, heretofore filed, and being sufficiently advised, now sustains the same, to which ruling of the Court the defendant duly objects and excepts.

STATE OF INDIANA EX REL)
LUTHER SYMONS)
VS)
PITTSBORO STATE BANK.)

Comes now the State Bank of Lizton, Receiver of the Pittsboro State Bank, by counsel, and files its petition to compromise debts, which petition is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said petition and being sufficiently advised in its premises, now approves the same and endorses his approval thereon which is as follows:"12/21/36 Examined & approved. Settlement authorized as petitioned for. A. J. Stevenson, Judge."

STATE OF INDIANA)
VS) # 7711 Judgt. vs Deft. for $10.00 Fine & Costs.
LOUIS CARTHEUSER) J. D. 17, Page 160.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, in his own proper person, who being duly arraiged in open Court for his plea says that he is guilty as charged in the affidavit.

It is, therefore, now adjudged and decreed by the Court that the defendant, Louis Cartheuser, for the offense by him committed be and he is fined in the sum of $10.00, and that he be and he is imprisoned in the State Penal Farm for a period of six months, and that he pay the costs of this action, taxed at _____ dollars and _____ cents.

JOSEPHINE LAMBERT BY)
GEORGE A. ALLEN, GUARDIAN)
VS)# 15032 ENTRY Judgt. vs Defts. for Costs.
OTTO RIENESS, and) J. D. 17, Page 161.
DOROTHY H. RIENESS)

Comes now the plaintiff, George A. Allen, guardian of Josephine Lambert, by his attorney, John E. Sedwick, and the defendants, Otto Rieness and Dorothy H. Rieness, by their attorneys, Gilbert W. Buttler and Robert J. Wade, and this cause having been submitted to the Court for trial without the intervention of a jury and the Court having heard the evidence and being fully advised in the premises finds:- that Charles W. Lambert husband of Josephine Lambert, died on the ___ day of January, 1936, and that Josephine Lambert is the owner in fee simple of and entitled to the immediate possession of the real estate described in the complaint.

It is, therefore, considered and adjudged by the Court that the contract which had been entered into by the said Otto Rieness and Dorothy H. Rieness and Josephine Lambert and Charles W. Lambert, husband and wife, on the 13th day of April, 1935 and made a part of the complaint has been forfeited by reason of their failure to perform and carry out the conditions of said contract and by non-compliance of the same on the part of the defendants, Otto Rieness and Dorothy H. Rieness; that the plaintiff, Josephine Lambert, is the owner in fee simple of the real estate described in the complaint, to-wit:-

A part of the South half of the Southwest quarter of Section Twenty-seven (27), Township Twelve (12) North, Range One (1) East bounded and described as follows: Beginning at the Northwest corner of said half quarter and running thence East 4.95 chains; thence South thirteen degrees East 2.56 chains; thence South 26¼ degrees East 4.29 chains; thence South 9 degrees West 1.08 chains; thence South 74¾ degrees West 2.57 chains; thence 41 degrees West 8.05 chains to the West line of said half quarter, thence North with said West line 14.60 chains to the place of beginning contains 6.76 acres.

The North half of the Southwest quarter of Section 27, Township 12 North, Range 1 East, containing eight (80) acres.

Thirty-two (32) acres off of the East side of the Southwest quarter of the Northwest quarter of Section 27, Township 12 North, Range 1 East subject to the public highway as an easement thereon.

It is further considered and adjudged that the contract entered into by the said Josephine Lambert and Charles W. Lambert, husband and wife, with Otto Rieness and Dorothy H. Rieness has been forfeited, and that the said plaintiff is entitled to the immediate possession of said above described real estate.

It is further considered and adjudged that the plaintiff should recover of the defendant the said above described real estate together with his costs in in the case, laid out and expended at $_____.

And court adjourned until 2:00 o'clock A. M. Tuesday,

Record read and signed in open court.

Edgar M. Blessing
Judge Pro Tem Edgar M. Blessing.

A. J. Stevenson, Judge.

Tuesday Morning, December 22nd, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

DAVIE B. BLUNK)
VS) # 14097 Judgt. vs Pltf. for Costs.
BESSIE V. BLUNK) J. D. 17, Page 160.

Come now the parties, in person and by counsel, and the Court having heretofore heard the evidence in this cause on the petition to modify the decree, and now being duly advised, finds against the plaintiff on his said petition to modify the decree of divorce.

It is, therefore, adjudged and decreed by the Court that the judgment and decree entered in said cause be and the same is hereby confirmed until further order of the Court, and the plaintiff, Davie B. Blunk, is ordered to pay the costs of this action, taxed at _____ dollars and _____ cents.

LEORA G. BLAZER)
VS) # 14631
BEN HUR LIFE ASSOCIATION)

Come now the parties, by counsel, and the Court having seen and examined the defendant's motion for new trial, heretofore filed, and being sufficiently advised in its premises, now overrules the same, to which ruling of the Court the defendant duly objects and excepts.

And now the defendant prays an appeal to the Appellate Court of Indiana. And the Court being duly advised now grants said appeal and thirty days are given in which to file bond and Bill of Exceptions.

And now the Court fixes said bond at $1500.00 with the United States Fidelity and Guaranty Company as surety thereon, which surety the Court now approves.

QUINCY A. DAVIS, ET AL.)
VS) # 14742
BERTHA LOCKHART CHRISTIE.)

Come now the parties, by counsel, and the Court having seen and examined the motion for new trial, heretofore filed, and being sufficiently advised in its premises, now overrules the same, to which ruling of the Court the plaintiffs duly object and except .

And now the plaintiffs pray an appeal to the Appellate Court of Indiana. And the Court being duly advised now grants said appeal.

The Court now fixes the bond at $500.00, and sixty days are given in which to file bond and Bill of Exceptions.

And now the plaintiffs suggest the names of Carl Davis and Alden Davis as sureties on said bond, which sureties the Court now approves.

AMERICAN CENTRAL LIFE)
INSURANCE COMPANY OF)
INDIANAPOLIS, INDIANA.)
VS) # 14969
OTIS E. GULLEY, ET AL.)

Come now the parties, by counsel, and the Court having seen and examined the motion for change of venue, heretofore filed, and being sufficiently advised in its premises, now sustains said motion.

And now by agreement of said parties, this cause is sent on change of venue to Morgan County, Indiana, and the defendant is given ten days in which to pay the costs and perfect the change.

CHESTER SCOTT)
VS) # 14993 E N T R Y Judgt. vs Pltf. For Costs.
FRANCES SCOTT) J. D. 17, Page 160.

Comes now again the plaintiff in person and by counsel and it appearing to the court by the summons and the return of the Sheriff endorsed thereon that the defendant was served with summons for more than ten days before the 6th day of October, 1936, being the return date endorsed upon the plaintiff's complaint, which summons and the return thereon are in the words and figures as follows, to-wit: (H.I.)

And now the defendant is three times loudly called in open court but comes not and herein wholly makes default.

And now this cause is submitted to the court for trial, finding and decree without the intervention of a jury, and the court having heard the evidence and being duly advised in the premises finds that the allegations of plaintiff's complaint are true and that plaintiff is entitled to a divorce from the defendant.

It is, therefore, ordered, considered and adjudged that the bonds of matrimony between the plaintiff and defendant be, and they are, hereby dissolved and that plaintiff is granted an absolute divorce from the defendant.

It is further ordered and adjudged by the court that the plaintiff pay the costs of this action taxed in the sum of Eight Dollars and Fifty-five cents.

ARTIE BELLE DAVIS)
VS) # 15068
LANDIS DAVIS)

Come now the parties, in person and by counsel, and by agreement of said parties, it is now ordered by the Court that the defendant, Landis Davis, pay to the Clerk of this Court the sum of $2.50 per week for the support of this plaintiff, Artie Belle Davis, during the pendency of this action, said first payment to be made on or before December 19th, 1936, and a like sum each week thereafter until further order of the Court.

It is further ordered by the Court that the defendant, Landis Davis, pay to the plaintiff's attorney the sum of $25.00 as attorney fee.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Wednesday Morning, December 23rd, 1936.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

HORACE L. BROWN)
VS) # 14392 Judgt. vs Pltf. for Costs.
MARGUERITE BROWN) J. D. 17, Page 160.

Come now the parties in the foregoing entitled cause in person and by counsel and defendant's petition for a modification of the decree of divorce heretofore rendered herein coming on for hearing the same is submitted to the court for trial, finding and decree. And the court, having heard the evidence and being fully advised, finds for the petitioner, that the allegations of her petition are true and that the prayer thereof should be granted.

It is, therefore, ordered and adjudged by the court that the decree of divorce heretofore rendered in this cause be, and the same is, so modified as to award the custody of the minor children, Robert W. Brown and Hugh D. Brown, to the petitioner and that she have the full custody and control of them with the privilege of taking them from the home and place of residence of their grandfather, Hugh Brown, and that the award of money for the support and maintenance of said children be hereafter paid to the petitioner instead of the said Hugh Brown. All of which is now ordered and decreed until the further order of the court.

Ordered that the plaintiff, Horace Brown, pay the costs occasioned by this proceeding, taxed at $_____.

STATE OF INDIANA)
VS) # 7517
CARL ALBERT CARTER)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, in his own proper person, and upon the defendant's motion this cause is dismissed for want of prosecution.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
V S) # 7651
GERTRUDE BLACK)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle prosequi in this cause, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having examined said motion and being sufficiently advised in its premises, does now sustain the same.

It is, therefore, considered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7704
FRANK TROTTER)

Comes now the State of Indiana, by John A. Kendall, prosecuting

attorney, and moves the Court to enter a nolle prosequi in this cause, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having examined said motion and being sufficiently advised in its premises, does now sustain the same.

It is, therefore, considered and adjudged by the Court that this cause be and the same is hereby dismissed.

FERN MITCHELL, ET AL)
VS) # 13206 Order approving partition sale.
ROBERT WORRELL)

Comes now the parties, and comes also W. F. Evans the commissioner heretofore appointed, and files a second appraisement and report of the sale of real estate in this proceeding ordered sold, which appraisement and report reads as follows; H I from which it appears and the court so finds, that after giving notice of the sale of said real estate and having the same duly appraised as required by the order of this court, authorizing such sale, and said commissioner sold the same at private sale for the sum of $600.00, that being the best bid received, the same being for the full appraised value thereof,; that said purchaser complied with the terms of the sale paying $75.00 in cash and will pay the remainder of $525.00 the balance in cash upon the delivery of the deed. And the court being sufficiently advised in the premises, now in all things approves said report and ratifies and confirms said sale; and said commissioner is ordered to execute the said purchaser a deed for said real estate and accept the balance of the purchase price of $525.00 for said real estate to-wit:

Lot No. 20 in Block No. 158 in Section A of the town of Beech Grove as per the plat book thereof and recorded in in Plat Book 14 at page 108 in the office of the recorder of Marion Co., Ind.

And now said commissioner reports such deed, and the same being examined is approved by the court and delivered to the purchaser, who cocurrently therewith executes and deliveres to said commissioner the balance of the cash. And the court, upon proof heard now allows said commissioner for his service_____and allows for counsel$_____ and orders the same taxed and paid as a part of the costs of this proceeding. The court further orders and directs said commissioner, after payment of all proper costs and allowances to distribute without delay the cash proceed of such sale, as well as the rents that said commissioner may have after deducting all taxes and all other expenses that said commissioner has been put to, among the parties hereinto inproportion to their respective interests therein as heretofore found and determined by this court in other property sold.

And upon such distribution being made, said commissioner is required to make due report thereof to this court and file therewith proper vouchers in evidence of such payments.

And this cause is continued for the report of said commissioner.

STATE OF INDIANA EX REL)
LUTHER SYMONS)
VS) # 13802
PITTSBORO STATE BANK)

Comes now the receiver, State Bank of Lizton, by counsel, and files its verified petition to settle and compromise note of harold knetzer, which petition is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said petition and being sufficiently advised in its premises, now approves the same and endorses his approval thereon which is as follows: "12/23/36 Examined & approved. Settlement authorized as petitioned for. A. J. Stevenson, Judge."

STATE OF INDIANA EX REL)
LUTHER SYMONS)
VS) # 13802
PITTSBORO STATE BANK)

Comes now the receiver, State Bank of Lizton, by counsel, and files its verified petition for allowance, which petition is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said petition and being sufficiently advised in its premises, now approves the same and endorses his approval thereon which is as follows: "12/23/36 Examined & approved. Receiver authorized to pay amounts as petitioned for. A. J. Stevenson, Judge."

EDWARD M. STUART, ET AL.)
VS) # 12400
HENRY W. CLARK, ET AL.)

Comes now the commissioner, Edward M. Stuart, by counsel, and files his financial report, which report is in the words and figures following, to-wit: (H.I.). And the Court having examined said report and being sufficiently advised in its premises now approves the same.

And now said commissioner is discharged from his bond and trust herein.

And the Clerk of this Court is now ordered by the Court to pay out the sum of $303.26, now in his hands for distribution to the Estate of Littie S. Clark, deceased.

RECEIPT:

~~1~~ Feb 15-th 1937 Rec'd $303.26 the distributive share of the Estate of Littie S. Clark, Deceased. Edward M Stuart admr. of the Estate of Littie S. Clark

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.

A. J. Stevenson, Judge.

Thursday Morning, December 24th, 1936.

Court met pursuant to adjournment,

Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA ON THE RELATION)
OF RICHARD A. McKINLEY, BANK COM-)
MISSIONER OF THE STATE OF INDIANA.)
VS) # 13929 Order Approving Receiver's Report
CITIZENS BANK OF AMO, INDIANA.) Of The Sale Of Certain Real Estate:

Comes The First National Bank Of Danville, of Danville, Indiana, the duly appointed, qualified and acting receiver of defendant bank, Citizens Bank Of Amo, Indiana, and files its duly verified report of the sale of certain real estateheretofore in this proceeding ordered sold, together with proof of the giving of notice of said sale. Said Report, and proof of notice of the sale of said real estate, being as follows, to-wit: (Here Insert).

And the Court, having examined said report and the proof of posting of notice of sale, and being sufficiently advised, finds that the receiver, after giving notice of the time, terms and place of sale, as required by the order of this court authorizing the same, sold the real estate in its said report and the former order of this court described, at public sale to Joshua L. Morris for the sum of $900.00, that being the highest and best bid received therefor.

The court further finds that said purchaser has in all things complied with the terms of said sale by paying the purchase price in full, and that said report should be in all things approved, and the sale ratified and confirmed.

It is, therefore, considered and adjudged by the Court that the Receiver's report herein be, and the same is, in all things approved and the sale affirmed.

It is now further ordered by the court that the receiver execute its Receiver's Deed conveying said real estate so sold to the purchaser, which deed is now reported by the Receiver, and, being examined, is by the court approved and ordered delivered to the purchaser as evidence of his title to the real estate conveyed.

All of which is now finally adjudged and ordered by the court.

STATE OF INDIANA ON THE RELATION)
OF RICHARD A. McKINLEY, BANK COM-)
MISSIONER OF THE STATE OF INDIANA)
VS) # 13929
CITIZENS BANK OF AMO, INDIANA.)

Comes now The First National Bank of Danville, Danville, Indiana, the duly appointed, qualified and acting Receiver of defendant bank, Citizens Bank of Amo, Indiana, by counsel, and files its verified report of the sale of certain personal property belonging to the receivership, which report is in the words and figures following, to-wit:

STATE OF INDIANA,)
) SS:
HENDRICKS COUNTY.)

IN THE HENDRICKS CIRCUIT COURT, NOVEMBER TERM, 1936.

State Of Indiana On The Relation Of
Richard A. McKinley, Bank Commissioner
Of The State Of Indiana,

VS.

Citizens Bank Of Amo, Indiana.

The undersigned, the duly appointed, qualified and acting Receiver of defendant bank, Citizens Bank Of Amo, Indiana, respectfully shows to the court that after giving notice of the time, terms and place of sale, pursuant to the order of the court authorizing the same, it, at the time and place, and on the terms in such notice specified, offered for sale at public auction and sold to William F. Thompson the following described personal property of said receivership, to-wit:

Ed Rumley Note, Par value,	$ 97.00;
Reta & Adeline Stanley, Note. Par vaue,	$ 95.00;
Victor Burch, Note, Par value	$150.00;
Almond Owen, Note, Par value,	$170.00;
Roy Marsh, Note, Par value,	$ 5.00;
Henry Clampitt, Note, Par value,	$ 10.00;

for the sum of $5.00.

Your receiver further reports that said notes were sold to the highest and best bidder therefor, and your receiver asks that this report be approved and said sale confirmed.

(SEAL) The First National Bank of Danville
Danville Ind., Receiver,
By William F Franklin, Present.

STATE OF INDIANA, HENDRICKS COUNTY, SS:

Be it remembered that on this 24th. day of December, 1936, before me, a Notary Public in and for the county and state aforesaid, personally came William F. Franklin, President of The First National Bank Of Danville, of Danville, Indiana, Receiver of The defendant bank herein, and, as such president, swears that the facts and statements in the foregoing report are true in substance and in fact, so help him God.

William F Franklin, As The President Of
The First National Bank Of Danville.
Subscribed and sworn to before me this 24th. day of December, 1936.
(SEAL) Zimri E. Dougan,
My Commission expires Jan. 3rd. 1939. Notary Public

And the Court having seen and examined said report and being sufficiently advised in its premises, now approves the same endorses his approval thereon which is as follows: "December 24th. 1936. Within report examined and approved. Sale confirmed. A. J. Stevenson, Judge. Judge Of The Hendricks Circuit Court."

IN THE MATTER OF THE RECEIVERSHIP)
OF THE CITIZENS BANK OF AMO, INDIANA.) # 13929

Comes now the above named Receiver and presents his petition praying for an order authorizing compromise and settlement for certain claims therein set out. And the Court being duly advised now finds that said compromise and settlements should be approved as petitioned for.

It is therefore ordered and adjudged that said Receiver be and he is hereby authorized to accept in settlement of the Floyd Wright note the sum of $100.00; to accept in settlement of the Lurine Draper, Agent, note the sum of $75.00 and to accept in settlement of the Fred Rumley note the sum of $50.00, all of which is now adjudged and decreed.

LELA A. ROARK)
VS) # 14469
OWEN E. ROARK)

Comes now the plaintiff, by counsel, and files motion to modify decree, which motion is in the words and figures following, to-wit: (H.I.).

THE CONTINENTAL INSURANCE)
COMPANY OF NEW YORK)
VS) # 14918 Judgt. vs Pltf. for Costs.
FRANK MARVEL) J. D. 17, Page 161.

Comes now the plaintiff, by counsel, and upon its motion this cause is dismissed at the plaintiff's cost.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, The Continental Insurance Company of New York, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

STATE OF INDIANA EX REL)
LUTHER SYMONS)
VS) # 13810
CLAYTON BANK & TRUST COMPANY)

Comes now Clement E. Kelley, the duly appointed, qualified and acting receiver of the Clayton Bank & Trust Company, by counsel, and files his verified petition to compromise judgments, which petition is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said petition and being sufficiently advised in its premises now approves the same and endorses his approval thereon which is as follows: "12/24/36 Examined & approved. Settlement authorized. A. J. Stevenson, Judge."

COURT ALLOWANCES FOR THE NOVEMBER TERM, 1936.

Helen Chadd, Court Reporter,	$240.00
Walter E. Hadley, Clerk Per Diem for Attending Court and Change of Venue Claims.	67.00
Herbert D. Christie, Jury Commissioner	3.00
Amos Harvey, Jury Commissioner	3.00
Alvin Hall, Printer	28.25
Royal Typewriter Company, Inc.	54.00
Lawyers Co-Operative Publishing Company	7.50
West Publishing Company	15.00
Edgar M. Blessing, Special Judge	50.00
PETIT JURY:	
Aaron Ensminger	2.80
Ora Pope	3.20
Arthur Newman	4.20
A. S. Miles	3.30
Alvia Plunkett	3.30
Ray Stevenson	3.50
Carl E. Logan	3.50

Eddie R. Canada	3.20
Otis T. Dawson	2.70
Owen S. Kendall	3.00
Raymond Dickey	3.90
Orville English	3.50
Tom Dillon	3.70
T O T A L	$ 511.55

STATE OF INDIANA, ON THE RELATION)
OF RICHARD A. McKINLEY, BANK COM-)
MISSIONER OF THE STATE OF INDIANA.)
VS) # 13929
CITIZENS BANK OF AMO, INDIANA.)

Comes now The First National Bank of Danville, Indiana, Receiver of the Citizens Bank of Amo, Indiana, by counsel, and files its current report, which current report is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said report and being sufficiently advised in its premises now approves the same and endorses his approval thereon which is as follows: "December 24th. 1936. Within report examined and approved, all credits and claims allowed, as prayed for. Receiver directed to make distribution among the shareholders, as their interests appear, of the balance on hand. And this cause is continued for financial report. A. J. Stevenson, Judge Of The Hendricks Circuit Court."

Ordered by the Court that all causes both Civil and Criminal and all pleas, plaints, motions and demurrers not disposed of at the present term of court be continued to the January Term, 1937, of said court.

And Court adjourned until court in course,

Records read and signed in open court.

A. J. Stevenson, Judge.

BE IT REMEMBERED, that on the 28th day of December, 1936, the same being in Vacation of the Hendricks Circuit Court, the following proceedings were had herein, viz:
GRAND AND PETIT JURORS, DRAWN FOR THE JANUARY TERM, 1937.

BE IT REMEMBERED, That on the 28th day of December, 1936, Charles G. Miles and Ed Smith the duly appointed, qualified and acting Jury Commissioners of this court appeared at the office of the Clerk of the Hendricks Circuit Court, and the Clerk drew from the Jury Box the names of the following, persons for Grand Jury Service at the January Term, 1937, of this court, viz:

1.	Paul Beaman	Middle Township
2.	Frank Gibbs	Center Township
3.	Glen Roberts	Union Township
4.	Frank O. Fields	Guilford Township
5.	Eston Stanley	Clay Township
6.	Herbert White	Lincoln Township

And the Clerk of this Court at the same time and in the like manner drew from the Jury Box the names of the following persons for Petit Jury service for the January Term, 1937, of this court, viz:

1. Bert Henderson	Lincoln	Twp.	13. Clarence Watt	Washington	Twp.
2. Joe Sharp	Clay	Twp.	14. Asa Kurtz	Marion	Twp.
3. David Neal	Lincoln	Twp.	15. Oral E. Owens	Franklin	Twp.
4. Ralph Hawkins	Washington	Twp.	16. Amie M. Hadley	Guilford	Twp.
5. James R. Buis	Franklin	Twp.	17. R. E. Moore	Lincoln	Twp.
6. Walter Sanders	Brown	Twp.	18. Marvin Weaver	Middle	Twp.
7. Abigail Durham	Eel River	Twp.	19. James Gentry	Union	Twp.
8. Roy Carter	Liberty	Twp.	20. Lowell Krebbs	Guilford	Twp.
9. Herbert Tucker	Guilford	Twp.	21. William Kerns	Lincoln	Twp.
10. John Bray	Liberty	Twp.	22. Joseph E. Lynch	Lincoln	Twp.
11. Rol Cooper	Franklin	Twp.	23. Claude Jordan	Brown	Twp.
12. Frank Kettel	Liberty	Twp.	24. Buford Leak	Union	Twp.

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED, that on the 26th day of December, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) # 7696
GEORGE WATSON)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, in his own proper person, who being duly arraigned before the Court in Vacation for his plea says that he is guilty as charged in the affidavit, and the Court takes this cause under advisement.

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED: That on the 29th day of December, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge, thereon, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) # 7712
_____)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and asks permission to file affidavit in vacation.

And the Court having seen and examined said affidavit and being sufficiently advised, permission is now granted and affidavit is filed, which affidavit is in the words and figures following, to-wit: (H.I.).

And now bench warrant is ordered issued for the arrest of the defendant, and his bond is fixed at one hundred dollars.

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED: That on the 29th day of December, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

MYRLE GRANTHAM)
VS) # 14618
OTTO WOLLENWEBER)
ET AL.

Comes now the plaintiff, by counsel, and files petition for restraining order, which petition is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said petition, the same is now set for hearing Wednesday, December 30th, 1936, at 2:00 o'clock P. M., and notice is ordered.

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED: That on the 26th day of December, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) # 7696 Judgt. vs Deft. for Costs.
GEORGE WATSON) J. D. 17, Page 161.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, George Watson, in his own proper person, who being arraigned before the Court in Vacation, for his plea says that he is guilty as charged in the affidavit.

And now this cause is taken under advisement.

And comes now again the defendant, George Watson, and it appearing that restitution has been made, the following judgment is rendered.

It is now adjudged and decreed by the Court that the defendant, George Watson, for the offense by him committed be and he is imprisoned in the State Prison for a period of not less than one year nor more than five years, and that he pay the costs of this action, taxed at _____ dollars and _____ cents, within sixty days.

The Court further finds that by reason of the character of said defendant,

and the facts and circumstances surrounding the commission of said crime, the interest of society does not demand or require that the defendant shall suffer the penalty imposed by law if he shall hereafter behave well, and pay the costs.

It is, therefore, ordered by the Court that the execution of the sentence herein imposed be suspended during defendant's good behavior and upon payment of costs, and that he be permitted to go at liberty on probation so long as he behaves well, and pays the costs.

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED, that on the 30th day of December, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

MYRLE GRANTHAM)
VS) # 14618 ORDER Judgt. vs Defts. for Costs.
OTTO WOLLENWEBER, ET AL.) J. D. 17, Page 162.

The plaintiff having this day filed her verified petition in this court in the following figures to-wit: H.I. and the court being duly advised in the premises, finds for the plaintiff, and that said defendants should be restrained as prayed for in the plaintiff's petition.

WHEREFORE, it is the order of this court that the defendants, Otto Wollenweber and Mary E. Wollenweber, either or both of them, either in person or by and through any agents, servents, and employees are hereby ordered to refrain from removing or dismantling any fencing or fences upon said premises, likewise any building or buildings upon said premises, or any other fixtures; that the defendants are likewise ordered to refrain from removing a fencing or fence already taken down or dismantled or any part thereof that was a line fence separating the two fields on the north 40 acres of said farm under penalty of this court and until further order of this court.

It is, therefore, ordered and adjudged by the Court that the defendants, Otto Wollenweber and Mary E. Wollenweber, pay the costs of this action, taxed at ____dollars and ____cents.

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED, that on the 31st day of December, 1936, the same being in Vacation of the Hendricks Circuit Court, before the Honorable A. J. Stevenson, Judge thereof, the following proceedings were had herein, viz:

STATE OF INDIANA)
VS) # 7714 Judgt. vs Defts. for Costs.
VIRGIL SHORTER) J. D. 17, Page 162.
CLYDE LINES)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendants, Virgil Shorter and Clyde Lines, in their own proper persons, and the State now asks permission to file in Vacation affidavit of grand larceny. And the Court being duly advised, said permission is now granted.

And now come the defendants, whotbeing duly arraigned before the Court in Vacation, for his seperate plea says that he is guilty.

It is, therefore, now adjudged by the Court that each defendant, Virgil Shorter and Clyde Lines, for the offense by him committed, be and he is imprisoned in the State Penal Farm for a period of six months, and that they pay the costs of this action, taxed at _____dollars and_____cents, or stand committed until the same is staid or

paid.

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED, that on the 1st day of January, 1937, the same being in Vacation of the Hendricks Circuit Court, the following proceedings were had herein, viz:

QUALIFICATION OF JUDGE:

Comes now Horace L. Hanna and presents and files his certificate of election as Judge of the 55th Judicial Circuit; and the said Horace L. Hanna, having taken the oath of office as prescribed by law, said certificate and oath so taken and administered are now spread of record and are in the words and figures as follows, to-wit:

THE
GOVERNOR OF THE
STATE OF INDIANA

To all who shall see these Presents, Greeting:

Know Ye, That HORACE L. HANNA having been duly elected to the office of JUDGE OF THE 55TH JUDICIAL CIRCUIT within and for the County of HENDRICKS State of Indiana, I therefore in the name and by the authority of the State of Indiana do hereby Commission him HORACE L. HANNA JUDGE OF THE 55TH JUDICIAL CIRCUIT and do authorize and empower him to execute and fulfill the duties of that office FOR HIS ELECTIVE TERM according to law. To have and to hold the said office with all the rights and emoluments thereto legally pertaining until his successor shall have been duly elected and qualified to office.

Given, under my hand at the City of Indianapolis, this TWENTIETH day of NOVEMBER in the year of our Lord one thousand nine hundred and THIRTY-SIX.

Paul V. McNutt
Governor

(SEAL)

Attest: August G. Mueller
Secretary of State

THE STATE OF INDIANA, Hendricks COUNTY, SST:

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Indiana, and that I will faithfully and impartially discharge the duties of Judge of the 55th Judicial Circuit, State of Indiana, according to the best of my skill and ability; so help me God.

Subscribed and sworn to before me, this 20th day of November A. D. 1936.

Walter E. Hadley,
Clerk of the Hendricks Circuit Court.

(SEAL)

Attest: Walter E. Hadley, Clerk.

BE IT REMEMBERED, that on the 1st day of January, 1937, the same being in Vacation of the Hendricks Circuit Court, the following proceedings were had herein, viz:

STATE OF INDIANA,)
HENDRICKS COUNTY.) SS:

APPOINTMENT OF COURT REPORTER
HENDRICKS CIRCUIT COURT

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of the State of Indiana, composed of the County of Hendricks, as Judge of said Court, do hereby appoint Lillian Priest Official Reporter of said County, said appointment to be and remain in full force and effect until revoked by me or my successor.

Horace L. Hanna
Judge of Hendricks Circuit Court.

STATE OF INDIANA,)
)SS:
HENDRICKS COUNTY.)

I, Lillian Priest, do solemnly swear, that I will support the Constitution of the United States, and the Constitution of the State of Indiana, and that I will in all things, to the best of my skill and ability, faithfully and honestly discharge my duties as Court Reporter of the said Hendricks Circuit Court, so help me GOD.

Lillian Priest

Subscribed and sworn to before me this 1st day of January, A. D., 1937.

(SEAL)

Walter E. Hadley
Clerk Hendricks Circuit Court.

Attest: Walter E. Hadley, Clerk.

Monday Morning, January 4th, 1937.

Pleas and proceedings had in the Hendricks Circuit Court, within and for Hendricks County, State of Indiana, at the January Term, 1937, which term of court was begun and continued at the Court House in the town of Danville, in the County and State aforesaid, commencing on Monday the 4th day of January, 1937, that being the day fixed by law for holding said Term of Court.

Present Honorable Horace L. Hanna, Judge,
John A. Kendall, Prosecuting Attorney,
Albert H. Shane, Sheriff,
Walter E. Hadley, Clerk.

Whereupon, said Sheriff proclaimed said Court open, according to law, and the following proceedings were had, to-wit:

FOREST E. BALDWIN)
VS) # 15074
DEWEY STEVENS)
W. T. STEVENS)

Comes now the plaintiff, by counsel, and files interrogatories, which interrogatories are in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said interrogatories, said defendants and each of them are ordered to answer the same under oath within reasonable time after return day of summons.

GILBERT JOHNSON)
VS) # 15063
HAZEL MORRIS, ET AL.)

Comes now the plaintiff, by counsel, and requests alias summons issued for Hazel Morris and _____Morris, her husband, to the Sheriff of Allen County, Indiana, and show summons ordered and made returnable January 19th, 1937.

CHARLTON CARTER AND)
DONALD NEISWANGER,)
TRUSTEES)
VS) # 15048
AETNA LIFE INSURANCE)
COMPANY, ET AL.)

Come now the plaintiffs, by counsel, and file demurrer to second paragraph of separate answer of defendant, Aetna Life Insurance Company, to the second amended complaint, which demurrer is in the words and figures following, to-wit: (H.I.).

ANNA J. O'NEAL, ET AL.)
VS) # 14946
LYDIA E. CLINE)

Comes now the commissioner, Jacob E. O'Neal, by counsel, and files his final and financial report, which report is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said report and being sufficiently advised in its premises, now approves the same .

And now said commissioner is discharged from his bond and trust herein.

STATE OF INDIANA)
VS) # 7713
LE ROY WARNER)
VIRGIL SHORTER)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the accused, Le Roy Warner, in his own proper person, who being duly arraiged in open Court, for his plea says that he is not guilty as charged in the affidavit.

And now the Court fixes the defendant's bond at $1000.00.

STATE OF INDIANA)
VS) # 7712
SAM PICKERELL)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Sam Pickerell, who being duly arraigned in open Court for his plea says that he is not guilty.

STATE OF INDIANA)
VS) # 7712 Judgt. vs Deft. for $5.00 Fine & Costs.
SAM PICKERELL) J. D. 17, Page 163.

Comes now again the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also again the defendant, Sam Pickerell, and said defendant withdraws his plea of not guilty and enters his plea of guilty.

It is, therefore, now adjudged and decreed by the Court that the defendant, Sam Pickerell, for the offense by him committed be and he is fined in the sum of five dollars, and that he pay the costs of this action, taxed at _____dollars and _____cents.

And court adjourned until 9:00 o'clock A.M. Tuesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Tuesday Morning, January 5th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

THE PRUDENTIAL INSURANCE COMPANY)
OF AMERICA)
VS) # 14688
CLARENCE W. ARBUCKLE, ET AL)

Comes now the plaintiff by counsel, and makes motion to dismiss this action at the cost of the plaintiff.

And the court being duly advised, now sustains said motion and this cause is dismissed at the costs of the plaintiff, said costs having been heretofore been paid.

ETHEL BEARD RADCLIFF)
VS) #14887
JOHN BEARD, ET AL ETC)

Comes now the plaintiff by counsel, and the defendants are ruled to answer by January 15th, 1937.

CLARENCE HAMILTON)
VS) # 15029
UNITED TAXI CO., INC.)

Comes now the plaintiff by counsel, and the defendant is ruled to answer by January 15th, 1937.

SACKS BROS. FINANCE CO., INC.)
VS) # 15052
EDWARD C. KASSENBROCK)

Comes now the plaintiff by counsel, and the defendant is ruled to answer by January 15th, 1937.

W.B. NEWLIN, LIQUIDATING AGENT FOR)
FIRST NATIONAL BANK OF AMO, INDIANA)
VS) # 14526 ORDER FOR RELEASE OF NOTE
HORACE M. HODSON)

Judgment in Cause No. 14526, the case of W.B. Newlin, Liquidating Agent, First National Bank of Amo, Indiana, vs Horace M. Hodson, having been fully paid and satisfied, as shown in Judgment Docket 17, at page 66, by the records of Judgments in the Clerk's Office, of Hendricks County, Indiana, and Horace M. Hodson, the defendant, requesting the court to make an order to surrender the note which was merged in said judgment, said note being marked filed November 21, 1935, by the Clerk of said Court, the Clerk is hereby ordered to surrender said note to said Horace M. Hodson and take his receipt therefor.

Horace L. Hanna
Judge Hendricks Circuit Court.

Clerk's Office, Hendricks County

Danville, Ind. January 5, 1937.

Received of Walter E. Hadley, Clerk of the Hendricks Circuit Court, One note signed by Horace M. Hodson and Lula M. Hodson in the principal amount of $1800.00, dated November 22nd, 1926, filed in the Clerk's Office on November 21st, 1935. Said note is made payable to the First National Bank, Amo, Indiana. Said note was filed in the papers of the case of W.B. Newlin, Liquidating Agent for First National Bank of Amo vs Horace M. Hodson.

Horace M. Hodson

And court adjourned until 9:00 o'clock A.M. Wednesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Wednesday Morning, January 6th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

GRACE B. WALKER)
VS) # 15001 DECREE Judgt. vs Deft. for Costs
JOSEPH C. WALKER) J.D. 17, page 163

Comes now again the plaintiff in person and by her counsel, Harney F. Semones and Edgar M. Blessing, and comes also the defendant by counsel, John T. Hume of the firm of Hume & Gaston; and now the defendant files answer in this case in general denial, which answer is in the words and figures as follows, to-wit: (H.I.)

And now this cause being at issue the same is submitted to the court, without the intervention of a jury, for trial, finding and decree. And the court having heard the evidence and being duly advised in the premises finds that the allegations in plaintiff's complaint are true and that plaintiff is entitled to a divorce from the defendant upon the grounds alleged in her complaint.

The court further finds that the plaintiff is entitled to have the name of Grace B. Hollingsworth restored to her upon the granting of this decree.

It is, therefore, ordered, adjudged and decreed that the bonds of matrimony heretofore existing by and between the plaintiff and defendant be, and the same are, hereby dissolved and that plaintiff is granted an absolute divorce from the defendant.

It is further ordered, adjudged and decreed by the court that the plaintiff recover her costs from the defendant in this cause taxed at _____ dollars and _____ cents.

NOTICE OF APPOINTMENT

STATE OF INDIANA)
) SS
COUNTY OF HENDRICKS)

I, John A. Kendall, Prosecuting Attorney for the 55th Judicial Circuit, State of Indiana, do hereby appoint George W. Hadley, a Deputy Prosecuting Attorney for the 55th Judicial Circuit, State of Indiana, until said appointment is revoked, or his successor is appointed.

John A . Kendall
Prosecuting Attorney

STATE OF INDIANA)
) SS:
COUNTY OF HENDRICKS)

I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Indiana, and that I will faithfully and impartially discharge the duties of Deputy Prosecuting Attorney for the 55th Judicial Circuit, State of Indiana, according to the best of my skill and ability, so help me God.

George W. Hadley

Subscribed and sworn to before me this 6th day of January, 1937.

(Seal) Walter E. Hadley, Clerk.

And court adjourned until 9:00 o'clock Thursday.
Record read and signed in open court.

Horace L. Hanna, Judge.

Thursday morning, January 7th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

FRANK E. RICHARDSON, ET AL)
VS) # 14468
ALICE ADA RICHARDSON, ET AL)

Comes now the plaintiff by counsel and withdraws his motion for change of venue from the county.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Friday Morning, January 8th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

PHELPS LUCAS)
VS) # 15010
THE NATIONAL LIFE AND)
ACCIDENT INSURANCE)
CO. OF NASHVILLE,)
TENN., ET AL.)

Comes now the plaintiff, by counsel, and the defendant is ruled to answer on or before January 23rd, 1927.

RUSSELL TURLEY)
VS) # 15049
JAMES E. JAMES)

Comes now the defendant, by counsel, and files answer in general denial, which answer is in the words and figures following, to-wit: (H.I.).

DONOVAN TURLEY, BY HIS)
NEXT FRIEND, RUSSELL TURLEY)
VS) # 15050
JAMES E. JAMES)

Comes now the defendant, by counsel, and files answer in general denial, which answer is in the words and figures following, to-wit: (H.I.).

IGNATZ BALDUS)
VS) # 15059
ELDENIA SOULE)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

LEO F. WELCH, ET AL.)
VS) # 15077
MOLLIE S. FELDMAN, ET AL.)

Comes now the defendant, Charles Feldman, by counsel, and files answer to plaintiffs' complaint, disclaiming any and all interest, title, and estate, in the real estate mentioned and described in plaintiffs' complaint, which answer is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7648
_____)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and informs the Court that the said defendant is behind in his payments, and

moves the Court to order the Clerk of the Hendricks Circuit Court to issue bench warrant for the arrest of said defendant.

And the Court being duly advised, now sustains said motion and bench warrant is ordered.

And court adjourned until 9:00 o'clock A. M. Saturday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Saturday Morning, January 9th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

FOREST E. BALDWIN)
VS) # 15074
DEWEY STEVENS)
W. T. STEVENS)

Comes now the plaintiff, by counsel, and moves that a alias summons be issued to the Sheriff of Marion County, Indiana, making the same returnable January 25th, 1937.

And the Court being duly advised, said motion is now granted and alias summons is so ordered, making the same returnable January 25th, 1937.

JESSIE LEONARD)
VS -) # 15080
MOLINE LEONARD)

Comes now the defendant, by counsel, and asks for the petition for allowance be set for hearing.

And the Court being duly advised, said petition is set for hearing February 2nd, 1937.

FLORENCE WAYWOOD) Judgt. vs Pltf. for Costs.
VS -) # 14974 ENTRY J. D. 17, Page 163.
JOSEPH A. WAYWOOD)

Comes now again the plaintiff in person and by counsel and it appearing to the court by the summons and the return of the sheriff endorsed thereon that the defendant was duly served with process for more than ten days before the 7th day of September, 1936, being the return date as fixed by endorsement on plaintiff's complaint and which summons and the return thereon are in the words and figures as follows, to-wit: (H.I.)

And now the defendant is three times loudly called in open court but comes not and herein wholly makes default; and now the Prosecuting Attorney for the 55th Judicial District is called and appears in person to make defense in this cause.

And now this cause is submitted to the court for trial, finding and decree without the intervention of a jury, and the court having heard the evidence and being duly advised in the premises finds that the allegations of plaintiff's complaint are true and that plaintiff is entitled to an absolute divorce from the defendant on the grounds alleged in her complaint.

The court further finds that the plaintiff is entitled to have her maiden name, to-wit: Florence Ash, restored to her.

It is, therefore, ordered, adjudged and decreed that the bonds of matrimony heretofore existing between the plaintiff and defendant be, and they are, hereby dissolved and the plaintiff is granted an absolute divorce from the defendant.

It is further ordered, adjudged and decreed that the plaintiff's maiden name, Florence Ash, be and the same is hereby restored to her.

It is further ordered, adjudged and decreed that the plaintiff pay the costs of this action taxed at _____dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Monday Morning, January 11th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7437
JAMES SHELTON)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes now also the defendant, by Harney F. Semones, his attorney, and said defendant files affidavit for continuance, which affidavit is in the words and figures following, to-wit: (H.I.).

The State of Indiana, by John A. Kendall, prosecuting attorney, and Raymond D. Springer, attorney for defendant, having heretofore agreed in open Court that said cause could be set for trial on February 24th, 1937, the Court now fixes February 24th, 1937, for the trial date of said cause.

STATE OF INDIANA)
VS) # 7715
HARRY TAYLOR)
CLEO HIGHLAND)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendants, Harry Taylor and Cleo Highland, in their own proper person, who being duly arraigned in open Court, and each defendant enters his plea of guilty as charged in the affidavit, the Court now takes this cause under advisement and withholds sentence and orders that the accused be released during good behavior, and each of said defendants, Harry Taylor and Cleo Highland, is ordered to report to this Court, January 23rd, 1937, at 2:00 o'clock P. M.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Tuesday Morning, January 12th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

BARBARA E. JONES)
VS) # 15065
ARTHUR EVERLING)

Comes now the plaintiff, by counsel, and the defendant is ruled to answer on or before January 30th, 1937.

JOHN J. JONES, JR.)
VS) # 15066
ARTHUR EVERLING)

Comes now the plaintiff, by counsel, and the defendant is ruled to answer on or before January 30th, 1937.

HERBERT E. DUNLAP)
VS) # 15081
INDIANAPOLIS RAILWAYS INC. &)
CITY OF INDIANAPOLIS.)

Comes now the plaintiff, by counsel, and files amended complaint by leave of Court, which amended complaint is in the words and figures following, to-wit: (H.I.).

MARY SHALHOUT)
VS) # 15091 Order and Decree for Notice by publication
MAHMOUD SHALHOUT) and Fixing the Return Date.

Comes now the plaintiff, Mary Shalhout, and presents and files her complaint for a divorce from the defendant in the above entitled cause of action, and also she presents and files her affidavit showing therein that the said defendant, Mahmoud Shalhout, is not a resident of the state of Indiana, and that she does not know the place of his present residence or whereabouts, which affidavit is in the following words and figures, to wit: (H.I.) and asks that notice be given to said defendant of the filing and pendency of the above entitled cause of action, and when and where the same will be heard, by publication of notice as by law provided.

Said plaintiff also presents and files the affidavit of a disinterested person that said defendant is not a resident of the state of Indiana, which affidavit is in the following words and figures, to wit: (H.I.).

And the court, having inspected said complaint and affidavits and being sufficiently advised and informed in the premises, finds that the said defendant, Mahmoud Shalhout, is not a resident of the state of Indiana, and that his present place of residence is not known to the plaintiff and that she should be given notice in this cause of action by publication of notice as by law provided.

It is therefore adjudged and ordered by the court that the Clerk shall give notice of the defendant by publication of notice in the Hendricks County Republican for three successive weeks as by law provided, the same to be returnable March 8th, 1937.

STATE OF INDIANA)
VS) # 7648
EDGAR L. GOOD)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also now the defendant, Edgar L. Good, in his own proper person, and said defendant shows to the Court that on December 28th, 1936, he delivered to O. A. Robinson, Trustee of Lincoln Township, Hendricks County, Indiana, his check for $75.00 to be sent to Mrs. Ruth Good, which $75.00, and $.50 paid to the Clerk of this Court this day, pays said support to February 13th, 1937.

And now said defendant, Edgar L. Good, is now discharged and former order of this Court is continued as to payments.

STATE OF INDIANA) DECREE ORDERING SUBPOENA ISSUED
VS) # 7713 TO SUPERINTENDENT OF INDIANA STATE
LEROY WARNER) FARM TO PRODUCE CLYDE LINES AND
VIRGIL SHORTER) VIRGIL SHORTER IN COURT.

John A. Kendall, Prosecuting Attorney for the 55th Judicial Court, State of Indiana, having filed his petition which petition reads as follows, (H.I.) which petition shows that Clyde Lines and Virgil Shorter are witnesses for the State of Indiana in the case of State of Indiana vs. Le Roy Warner. That the said Clyde Lines and Virgil Shorter are now confined in the State Penal Farm at Putnamville, Indiana.

The Court having read the petition, now finds that it is true and correct and that it is to the best interest of the State of Indiana that the said Clyde Lines and Virgil Shorter be produced in the Hendricks Circuit Court on the 15th day of January, 1937, to testify in the case of State of Indiana vs. Le Roy Warner.

WHEREFORE, it is now adjudged, ordered and decreed by this Court that a subpoena be issued by the Clerk of the Hendricks Circuit Court directed to the Honorable Ralph Howard, Superintendent of the Indiana State Penal Farm, at Putnamville, Indiana, and command him to produce Clyde Lines and Virgil Shorter and have them in the Hendricks Circuit Court on the 15th day of January, 1937, to testify in the case of State of Indiana, vs. Le Roy Warner.

STATE OF INDIANA)
VS) # 7713
LEROY WARNER)
VIRGIL SHORTER)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files amended affidavit, which amended affidavit is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7717
JOHN GROSS)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, John Gross, in his own proper person, who being duly arraigned in open Court, now enters his plea of not guilty.

And now the Court fixes the defendant's bond at $100.00.

Tuesday, January 12th, 1937, and the 8th day of the January Term, 1937.

STATE OF INDIANA)
VS) # 7718 Judgt. vs Each Deft. for $10.00 Fine and Costs.
RUSSELL SMITH) J. D. 17, Page 164.
ARMOND SMITH)
OVID BERRY)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendants, Russell Smith, Armond Smith and Ovid Berry, in their own proper persons, who are each duly arraigned in open Court and each defendant enters his plea of guilty guilty.

It is, therefore, now adjudged and decreed by the Court that the defendant, Russell Smith, for the offense by him committed be and he is fined in the sum of ten dollars, and that he be and he is imprisoned in the State Penal Farm for a period of six months.

It is further adjudged and decreed by the Court that the defendants, Armond Smith and Ovid Berry, each be and he is fined in the sum of ten dollars, and each be and he is imprisoned in the State Penal Farm for a period of six months.

The Court finds that by reason of the character of said defendants, Armond Smith and Ovid Berry, and the facts and circumstances surrounding the commission of said crime, the interest of society does not demand or require that the defendants shall suffer the penalty imposed by law if each shall hereby behave well.

It is therefore ordered by the Court that the execution of the sentence herein imposed be suspended during each defendant's good behavior, and that the said Armond Smith and Ovid Berry each be permitted to go at liberty on probation so long as he behaves well.

It is further adjudged and decreed by the Court that each defendant, Russell Smith, Armond Smith and Ovid Berry, pay the costs of this action, taxed at _____dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Wednesday, January 13th, 1937, and the 9th day of the January Term, 1937.

Wednesday Morning, January 13th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

CHARLTON CARTER AND)
DONALD NEISWANGER, TRUSTEE)
VS) 15048
AETNA LIFE INSURANCE CO.,)
ET AL.)

Come now the plaintiffs, by counsel, and file demurrer to third paragraph of separate answer of defendant, Aetna Life Insurance Company, to second amended complaint, which demurrer is in the words and figures following, to-wit: (H.I.).

And now comes also the defendant, by counsel, and oral argument is heard by the Court on plaintiffs' demurrer to second paragraph of separate answer of defendant, and the Court takes said demurrer under advisement.

TILLMAN HADLEY)
VS) # 15073 Judgt. vs Pltf. for Costs.
HARRY B. DICKERSON) J. D. 17, Page 164.
LESTER DICKERSON)

Comes now the plaintiff, by counsel, and moves the Court to dismiss this cause of action at the cost of the plaintiff, which motion is as follows, to-wit: (H.I.)

And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains the same, and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Tillman Hadley, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

IMPANELLING OF PETIT JURY FOR JANUARY TERM, 1937.

The Clerk of this Court is ordered to issue venire for the jurors of the Petit Jury, requiring them to report for duty in the Hendricks Circuit Court on Friday, January 15th, 1937.

MARY S. HOLLINGSWORTH, ET AL.)
VS) # 14651
EDWARD MYERS)

Comes now the plaintiff, by Taylor and Taylor, their attorneys, and files motion to dismiss the above cause of action, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion and the costs on dismissal having been paid, said motion is now sustained and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Thursday Morning, January 14th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

VELMA RUTH WHEELER)
VS) # 15092
JEAN WHEELER) RESTRAINING ORDER.

Comes now the above named plaintiff and files complaint herein against said defendant asking that she be granted a divorce from him.

Said plaintiff also files her verified petition for a restraining order and for temporary alimoney and expenses of this suit and that the defendant be required to pay for the support of their children during the pendency of this action. A copy of said petition being in words and figures following, to-wit (H.I.) and the court having examined said petition and being fully advised and informed in the premises finds that said petition is sufficient in form and substance to entitle said plaintiff to a temporary restraining order until the same can be heard.

It is therefore ordered and decreed by the court that the plaintiff be and she is hereby granted a restraining order against said defendant, and that said defendant is restrained from entering upon the premises where plaintiff now lives, and he is restrained from interferring with or disturbing her in any way in public places, or where plaintiff may be required to go, and said defendant is also restrained from interferring with said plaintiff of having the care and custody of their children.

Defendant is also restrained from disposing of or encumbering any of his property in any manner or form, or for any purpose until a hearing and further order of this court and the court now fixes the 25th day of January, 1937 as the day for the further hearing upon the matter of said restraining order and injunction and temporary allowance support and maintainance for plaintiff and their two children during the pendency of this action, and for temporary alimony with which plaintiff can pay her attorney and provide for expenses for the prosecution of said action.

STATE OF INDIANA)
VS) # 7717 Judgt. vs Deft. for $5.00 Fine and Costs.
JOHN GROSS) J. D. 17, Page 164.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, in his own proper person, and withdraws his plea of not guilty and enters his plea of guilty.

It is, therefore, now adjudged and decreed by the Court that the defendant, John Gross, for the offense by him committed be and he is fined in the sum of $5.00, and that he pay and satisfy the costs of this action, taxed at _____ dollars and _____ cents.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Friday Morning, January 15th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7713
LEROY WARRINER)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Leroy Warriner, in his own proper person and by his attorney, J. Stephen Fullen, and said defendant is duly arraigned in open Court and enters his plea of not guilty as charged in the affidavit.

The defendant and prosecuting attorney, with the assent of the Court, now submitts the trial of this cause to the Court, without the intervention of the jury.

The jury is now called and excused.

This cause now being at issue, the same is now submitted to the Court for trial. Witnesses are duly sworn, opening statement made by John A. Kendall, prosecuting attorney for the State of Indiana, and statement of defendant made by J. Stephen Fullen, attorney for defendant.

After hearing a part of the evidence in this cause, the Court adjourns until 1:15 P. M.

Come now again all of the parties, and the defendant in person, and the evidence in this case is heard by the Court until 5:00 o'clock P. M., when Court adjourns to meet at 9:00 o'clock A. M., January 16th, 1937.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Saturday Morning, January 16th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA EX REL)
WENDALL R. FUSON, AUDITOR)
OF HENDRICKS COUNTY, INDIANA)
VS) #15039
MARGARET A. SHELLEY, ET AL.)

Come now the defendants, The County Department of Public Welfare of Hendricks County and the State Department of Public Welfare of Indiana, by Harney Semones, their attorney, and file cross-complaint, which cross-complaint is in the words and figures following, to-wit: (H.I.).

NORMAN C. SMITH)
EVELYN M. SMITH)
VS) # 15042
JOHN E. VERNIA)
ANNA VERNIA)

Come now the defendants, by counsel, and file demurrer to plaintiffs' complaint, which demurrer is in the words and figures following, to-wit: (H.I.).

GERTRUDE RUTLEDGE, ADMINISTRATRIX)
OF THE ESTATE OF BERT C. RUTLEDGE,)
DECEASED.)
VS) # 15043
BOWMAN ELDER, RECEIVER OF INDIANA)
RAILROAD.)

Comes now the plaintiff, by counsel, and files third paragraph of complaint, which third paragraph of complaint is in the words and figures following, to-wit: (H.I.).

JOHN SLADEK)
VS) # 15070
EVA SLADEK)

Comes now the plaintiff, by counsel, and moves the Court that an alias summons be issued to the Sheriff of Marion County, Indiana, for the defendant, Eva Sladek, making the same returnable February 6th, 1937.

And the Court being duly advised, now sustains said motion and alis summons is ordered issued to the Sheriff of Marion County, Indiana, for the defendant, Eva Sladek, making the same returnable February 6th, 1937.

SACKS BROS. FURNACE CO.)
VS) # 15079
ROY COFFMAN)

Comes now the plaintiff, by counsel, and the defendant is ruled to answer the second day of February, 1937.

STATE OF INDIANA)
VS) # 7713
LEROY WARRINER)
VIRGIL SHORTER)

Comes now again the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Leroy Warriner, in his own proper person and by his attorney, J. Stephen Fullen, and the hearing of evidence is continued.

The defendant completes his evidence and rests and the State of Indiana has evidence in rebuttal and rests.

And now the Court fixes 2:00 o'clock P. M., Monday, January 18th, 1937, for the hearing of arguments, forty-five minutes being allowed each side for arguments.

MARY J. WALTON)
VS) # 15093 RESTRAINING ORDER.
PAUL H. WALTON)

Comes now the above named plaintiff and files her complaint herein against said defendant, asking that she be granted a divorce from him.

Said plaintiff also files her verified petition for restraining order and temporary allimoney and expense of this suit and that the defendant be required to pay for the support of their children during the pendency of this action. A copy of said petition being in words and figures following, to-wit: (H.I.) and the court having examined said petition and being fully advised and informed in the premises finds that said petition is sufficent in form and substance to entitle said plaintiff to a temporary restraining order until the same can be heard.

It is therefore ordered and decreed by the court, that the plaintiff be, and she is, hereby granted a restraining order against said defendant, and that said defendant is restrained from entering upon the premises where plaintiff now lives and he is restrained from interfering with or disturbing her in any way in public places or where plaintiff is required to go, and said defendant is also restrained from interfering with said plaintiff of having the care and custody of their children.

Defendant is also restrained from disposing of or encumbering any of his property in any manner or form or for any purpose until a hearing and further order of this court, and the court now fixes the ____day of January, 1937, as the day for the further hearing upon the matter of said restraining order, and injunction and temporary allowance for support and maintainance for plaintiff and their three children, during the pendency of this action, and with temporary allimony with which plaintiff can pay her attorney and provide for the presecution of said action.

GRACE RUTH SANDERS)
VS) # 15045
WARNER H. BENSON, ET AL.)

Comes now the plaintiff in the above entitled cause and files her verified petition and affidavit asking for the appointment of a receiver, without notice, to take charge of and manage the following real estate in Hendricks County, Indiana, during the pendency of this cause and the sale of the same, to-wit:

A part of the Southeast quarter of the Southeast quarter of Section 10, Township 16 North, Range 1 West, described as follows: Beginning at a point on the South line of said quarter quarter section 2 chains and 50 links West of the Southeast corner of said Section 10 and running thence West on the South line of said

quarter quarter 495 feet; thence North 238 feet; thence East 495 feet; thence South 238 feet to the place of beginning, containing 3 acres, more or less,

which said affidavit reads as follows: (H.I.). And the court having examined said petition and being sufficiently advised and informed finds that the material allegations therein are true and that a receiver should be appointed to take charge of said property, rent the same, collect the rents and profits, make the necessary repairs, keep the same in repair, and apply said rents and profits to the payment of taxes, insurance, costs and repairs on the same for and during the pendency of this cause and the sale of said property; that said mortgaged premises are not occupied by the owner thereof; that the same of not of sufficient value to pay and discharge plaintiff's debt sued on in said cause; that the mortgagors are insolvent and have no property subject to execution.

It is, therefore, hereby ordered and decreed that Leon Sanders be, and he is, hereby appointed a receiver herein, and now fixes his bond at the sum of $200.00 payable to the defendants in said cause of action, which bond is now filed and approved by this court, and now subscribes and swears to an oath of office which oath is endorsed on the back of said bond, and said receiver is directed to take charge of said property and manage the same as hereinabove set out, during the pendency of this cause of action and pending the sale of said property.

LAVONNE ESSEX)
VS) # 14976 ENTRY Judgt. vs Pltf. for Costs.
RUSSELL ESSEX) J. D. 17, Page 164.

This cause, having been on file for more than sixty, since the filing thereon, now comes on for hearing on the plaintiff's complaint and plaintiff now makes proof of service on the defendant Russell Essex and, it appearing to the Court that defendant was duly served with summons herein as shown by the return made thereon by the sheriff of Boone County, Ind., and it further appearing that said defendant has failed to appear herein in person or by attorney, said defendant is now loudly called in open Court but comes not and wholly makes default and the prosecuting attorney of Hendricks County, John A. Kendall, having entered his appearance for and on behalf of the defendant and the State of Indiana, and files answer in general denial, said cause being at issue now proceeds to trial on plaintiff's complaint and the Court having heard evidence and having examined said complaint, finds that the allegations thereof are proven and true and that the plaintiff has been a bonifide resident of the State of Indiana for more than two years and of Hendricks County, Indiana, for more than six months immediately prior to August 28, 1936, the date of the filing of said complaint, and that plaintiff is entitled to a divorce herein on the grounds of cruel and inhuman treatment as in said complaint alleged and the Court further finds that the maiden name of plaintiff was prior to her marriage, Lavonne Martin and that she prays that her maiden name he restored herein, and, there being no children born to said marriage, the Court finds that her maiden name should be restored.

It is therefore ordered, adjudged and decreed that the bonds of matrimony existing between the plaintiff Lavonne Essex and the defendant, Russell Essex, should be and are hereby in all things dissolved and set aside and the parties are hereby divorced; and it is further adjudged and decreed that plaintiff's maiden name is hereby restored to that of Lavonne Martin, all of which is adjudged and decreed upon the payment by plaintiff of the costs herein taxed at $12.20; and the plaintiff having paid to the Clerk of this court said costs, is now made final, all of which is ordered and adjudged on this 16th day of January, 1937.

Saturday, January 16th, 1937, and the 12th day of the January Term, 1937.

STATE OF INDIANA)
VS) # 7719 Judgt. vs Deft. for Costs.
CECIL SMITH) J. D. 17, Page 165.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Cecil Smith, in his own proper person, who being duly arraigned in open Court for his plea says that he is guilty as charged in the affidavit.

It is, therefore, now adjudged and decreed by the Court that the defendant, Cecil Smith, for the offense by him committed be and he is imprisoned in the State Prison for a period of not less than one year nor more than three years, and that he pay the costs of this action, taxed at _____dollars and _____cents.

And now the Court suspends the sentence to the State Prison on condition that the defendant pay to the Clerk of the Hendricks Circuit Court for the support and maintenance of the minor children, the sum of six dollars per week, the first payment to be made on or before the 20th day of January, 1927, and a like sum each week thereafter until further order of the Court.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

Horace R. Hanna, Judge.

Monday, January 18th, 1937, and the 13th day of the January Term, 1937.

Monday Morning, January 18th, 1937.

Court met pursuant to adjournment,
Present Honorable A. J. Stevenson, Judge.

STATE OF INDIANA)
VS) # 7716
PAUL WALTON)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Paul Walton, in his own proper person, who being duly arraigned in open Court, for his plea says he is not guilty as charged in the affidavit.

And now the Court fixes the defendant's bond at $500.00.

IDA BLACKBURN)
VS) # 14719
PLINEY L. JOYCE)

Comes now the plaintiff, by counsel, and makes motion to publish depositions.

And the Court being duly advised, now sustains said motion and depositions

WILLIAM ZINK)
VS) # 15090
WILLIAM PHILLIPS)

Comes now the plaintiff, by counsel, and files second paragraph of verified petition of dissolution of partnership, which second paragraph of petition is in the words and figures following, to-wit: (H.I.).

Comes now the defendant, by counsel, and files answer in two paragraphs of the complaint, which answer is in the words and figures following, to-wit: (H.I.).

And now comes the plaintiff, William Zink, and by his attorneys, Charles H. Heaton and A. J. Kahl, and comes also the defendant, William Phillips, and by his attorneys, Edgar M. Blessing and John A. Kendall, for hearing on the application for appointment of receiver.

The witnesses being duly sworn and evidence heard in part, this cause is continued for further evidence to January 19th, 1937.

STATE OF INDIANA)
VS) # 7713
LEROY WARRINER)
VIRGIL SHORTER)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Leroy Warriner, in his own proper person and by his attorney, J. Stephen Fullen.

John A. Kendall, prosecuting and attorney makes argument for the State of Indiana, and J. Stephen Fullen makes argument for the defendant, Leroy Warriner, and this cause is taken under advisement until Saturday noon, January 23rd, 1937, at which time all parties are advised to be present.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Tuesday Morning, January 19th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA, EX REL)
BARNETTE MALLUM)
VS) # 14839 Judgt. vs Pltf. for Costs.
CLAY TOWNSHIP, HENDRICKS) J. D. 17, Page 165.
COUNTY, AND DREW COFFIN,)
ETC.)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, State of Indiana, on the relation of Barnette Mallum, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

STATE OF INDIANA, EX REL)
CHLOE HAWKINS)
VS) # 14982 Judgt. vs Pltf. for Costs.
CLAY TOWNSHIP HENDRICKS) J. D. 17, Page 165.
COUNTY, ET AL.)

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, State of Indiana, on the relation of Chloe Hawkins, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

GEO. O. LEHMAN, ADMINISTRATOR)
D. B. N. OF THE ESTATE OF)
CHARLOTTE FARABEE, DECEASED.)
VS) # 15023 Judgt. vs Defts., for $90.00 and Costs.
PAUL BEAMAN, ET AL.) DECREE J. D. 17, Page 165.

Comes now the plaintiff, Geo. O. Lehman, Admininistrator D. B. N. of the Estate of Charlotte Farabee deceased and having heretofore to with on the 7th day of November 1936, filed his complaint for unlawful possession of real estate described therein and damages, which complaint is the following words and figures to wit: (here insert.) And the court having examined said complaint and being fully advised in the premises; And service of summons to the defendants Paul Beaman and Myrtle Beaman wife of Paul by the sheriff more than ten days prior to this day, being shown and the defendants come not, being three times audible called but wholly make default; The court finds upon examination of said complaint aforesaid, the allegations therein contained to be true; that the plaintiff is entitled to possession of the premises described in said complaint and to the sum of ninety (90) Dollars damages for the unlawful detention of real estate and the costs in this action in the sum of_____Dollars: All of which is adjudged and decreed.

Tuesday, January 19th, 1937, and the 14th day of the January Term, 1937.

WILLIAM ZINK)
VS) # 15090
WILLIAM PHILLIPS)

Come now again the parties, in person and by their attorneys, and this hearing of evidence is continued and completed.

And now the Court finds that it is not necessary to appoint a receiver at this time, and it is so ordered.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Wednesday, January 20th, 1937, and the 15th day of the January Term, 1937.

Wednesday Morning, January 20th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

OPAL G. CONRAD)
VS) # 15075
CHESTER LADDESAW)
MRS. CHESTER LADDESAW)

Comes now Frank K. Miller, attorney-at-law, and enters his appearance for the defendants in the within entitled cause of action.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Thursday Morning, January 21st, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

J. PAUL LOWE)
VS) # 14900
STEWARD PRITCHETT)
JEWELL PRITCHETT)

Comes now the defendant, by Otis E. Gulley, his attorney, and files answer in general denial to plaintiff's complaint, which answer is in the words and figures following, to-wit: (H.I.).

The issues in this case is called for trial.

Jury called from regular panel and duly sworn as to competency to serve. Jury examined by Edgar M. Blessing, attorney for plaintiff and George Hadley, attorney for defendant.

The following named persons were duly selected to try the issues in this case, Asa Kurtz, Clarence Watt, Frank Kittle, Abigail Durham, James Buis, Bart Henderson, Amie M. Hadley, Walter Sanders, Herbert Tucker, Roy Carter, John Bray and Rol Cooper, each juror duly sworn that well and truly try the matter at issue between the parties and a true verdict give according to law and evidence.

Witnesses duly sworn. Plaintiff makes statement to Jury and defendant follows with statement. Evidence heard and the Court adjourned for noon recess. Jury allowed to separate under proper instructions from Court to refrain from talking about case, to meet at 1:30 P. M.

Come now the parties and hearing of evidence continued.

Attorney for defendant calls to the Court attention that the plaintiff im this cause is a minor, and asks that some responsible person appear with said minor by next friend. Comes now Edgar M. Blessing and agrees to stand good for costs that may be assessed against the plaintiff, and comes now said Edgar M. Blessing and appears as next friend to plaintiff in this cause.

Evidence continued until 4:30 P. M. Court adjourns until 9:00 o'clock A. M., January 22nd, 1937. Jury allowed to separate under proper instructions of Court until said time.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Friday Morning, January 22nd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

J. PAUL LOWE)
VS) # 14900
STEWARD PRITCHETT)
JEWELL PRITCHETT)

Comes now the plaintiff, by counsel, and moves to dismiss this cause against the defendant, Steward Pritchett.

And the Court being duly advised now sustains said motion and this cause is dismissed as to Steward Pritchett.

Comes now again the parties, in person and by counsel, and the jury is again now brought into Court and the taking of evidence is continued and concluded.

At the conclusion of evidence, the defendant tenders instructions numbered one to eight both inclusive, and the Court indicates that he will give instructions numbered two, four and six, and the Court indicates that he will refuse to give instructions one, five, seven and eight, as said instructions do not apply since the dismissal of this cause as to the defendant, Steward Pritchett, and the Court refuses to give instruction number three as said instruction is covered by instructions of the Court. Plaintiff tenders instruction number one, two and three, and the Court indicates that he will give instructions one, two and three.

Arguments are heard. At the concluding of argument of plaintiff, and immediately upon certain remarks having been made by plaintiff's attorney in said closing argument; attorney for the defendant, pointing out the sentences that were improper and predjudicial to the defendant that were so made by plaintiff's attorney, to the jury, now moves the Court to set aside the submission and to discharge the jury from the consideration of this case. And the Court being duly advised, now overrules said motion, to which ruling of the Court the defendant at the time objected and excepted. The Court then instructs the jury not to consider the remarks so made by counsel and that the jury should not allow said remarks to prejudice or influence them in any way for or against either party to this suit.

Noon recess. Jury permitted to separate until 1:30 P. M. under instructions of the Court as to their duties during separation.

Come now again the parties and the jury is again now brought into Court and the Court now instructs the jury in writing, which instructions are numbered one to twenty-three both inclusive, and which instructions include the instructions tendered to the Court and indicated by the Court that he would give.

The jury now retires in charge of a sworn officer to deliberate.

And now all of the instructions tendered and refused and all memorandum thereon and exceptions thereto are ordered filed with the Clerk herein and ordered made a part of the record herein and recorded in the proper order book of this Court, and all of said instructions requested and refused and all instructions given by the Court of its own motion together with the memorandum and exceptions endorsed thereon are now filed with the Clerk of this Court at the close of the instructions to the jury, and are in the words and figures following, to-wit: (H.I.).

Friday, January 22nd, 1937, and the 17th day of the January Term, 1937.

And afterwards the jury is again conducted into Court and returns a verdict for the plaintiff and assess his damages in the sum of $300.00 and interest, and the Court instructs the jury to return to the jury room and fix the sum definitely that there is no way of fixing the time from which to compute the interest.

The jury now retires to the jury room in charge of a sworn officer.

And afterwards the jury is again conducted into Court and returns a verdict for the plaintiff against the defendant, and assess his damages in the sum of $300.00 plus $18.00 interest, which verdict is in the words and figures following, to-wit:

State of Indiana, In the Hendricks Circuit Court,

Hendricks County, SS: January Term, 1937.

J. Paul Lowe)
vs.) No. 14900.
Steward Pritchett,)
Jewell Pritchett.) VERDICT OF THE JURY.

We, the Jury, find for the plaintiff, against the defendant, and assess his damages in the sum of $300.00 + $18.00 int.

Roy Carter
Foreman of the Jury.

And now the jury is discharged from further deliberation in this case.

JAMES F. BERRY)
VS) # 15002
GUSSIE BERRY)

Comes now the defendant, by counsel, and files verified petition asking for plaintiff to show cause why he should not be punished for contempt for disobeying former order of this Court, which petition is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said petition, the same is now set for hearing, February 5th, 1937.

And now the Court directs the Clerk of the Hendricks Circuit Court to issue summons to the Sheriff of Marion County, to said James F. Berry, making the same returnable February 5th, 1937, to answer petition to show cause why he should not be punished for contempt.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Saturday, January 23rd, 1937, and the 18th day of the January Term, 1937.

Saturday Morning, January 23rd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7713
LEROY WARRINER)
VIRGIL SHORTER)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Leroy Warriner, in his own proper person and by his attorney, J. Stephen Fullen, and the Court having heretofore heard the evidence in this case, now finds the defendant, Leroy Warriner, not guilty , and that said defendant, Leroy Warriner, should be acquitted and discharged.

It is, therefore, considered, ordered and adjudged by the Court that the defendant, Leroy Warriner, is not guilty and that he be and he is acquitted and discharged.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Monday Morning, January 25th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

PHELPS LUCAS)
VS) # 15010
THE NATIONAL LIFE AND)
ACCIDENT INSURANCE CO.)
OF NASHVILLE, TENN., ET AL.)

Comes now the defendant, by counsel, and files answer in two paragraphs to plaintiff's complaint herein, which answer is in the words and figures following, to-wit: (H.I.).

STIX-ALTMAN-WEINER, INC.)
VS) # 14949 E N T R Y
PENN WASH BOOTERY, INC.)

Comes now the plaintiff and dismisses this action, and it appearing to the Court that the costs herein are fully paid, this action is now dismissed costs paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

VELMA RUTH WHEELER)
VS) # 15092 Judgt. vs Deft. for Costs.
JEAN WHEELER) J. D. 17, Page 166.

Comes now the plaintiff, by counsel, and files her written dismissal of the above entitled cause, and asks the Court that the same be dismissed without prejudice, which written dismissal is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said written dismissal and being sufficiently advised in its premises, said cause is now dismissed at the cost of the defendant.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the defendant, Jean Wheeler, is ordered to pay the costs of this action, taxed at _____dollars and_____cents.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Tuesday Morning, January 26th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA ON RELATION)
OF LUTHER F. SYMMONS, BANK)
COMMISSIONER OF THE STATE OF)
INDIANA.)
VS) # 13635 ORDER TO RELEASE JUDGMENT
HUNTER BANK, BROWNSBURG, INDIANA.)

Comes now Harney F. Semones, Receiver of Hunter Bank, Brownsburg, Indiana, and files the following verified petition showing therein that among the assets of said Hunter Bank was a second mortgage from Elisha M. Dale, Nettie E. Dale, Charles M. Dale and Daisey C. Dale.

The on the day of 1936 said second mortgage was reduced to a judgment in this cause and entered in Order Book 85, page 48 and said judgment was for the principal sum of $1609.33. That the said judgment was a second and subsequent lien to a lien of The Citizens Building, Loan, Fund & Savings Association of Danville, Indiana. That the said Receiver requests authority in said petition mentioned and described to release said judgment upon receipt of the principal sum of $1186.00. And the Court having examined said petition and being sufficiently advised in relation thereto, now finds that the averments therein contained are true and that in the interests of said receivership the prayer ought to be granted. It is therefore ordered by the court that said receiver upon receipt of the said sum of $1186.00 release said judgment and mortgage and mark the same fully paid and satisfied on the records of the Hendricks Circuit Court so that the same will show a full and final discharge of said obligation and judgment.

STATE OF INDIANA)
VS) # 7721
HOWARD ATKINS)

Comes now the State of Indiana by John A. Kendall, prosecuting attorney, and comes also Howard Atkins, the defendant, in person and by his attorney, Walter A. Whitsel, and said defendant waives waives arraignment and enters his plea of not guilty.

And now the Court fixes said defendant's bond at $500.00.

FRANK E. RICHARDSON, ET AL.)
VS) # 14468
ALICE ADA RICHARDSON, ET AL.)

Come now the parties, by counsel, and it is suggested to the Court the death of Von E. Richardson, and Letha D. Richardson, executrix of the last will and testament of said Von E. Richardson, deceased, and Letha D. Richardson decedent's successor in interest are substituted for said Von E. Richardson and made plaintiffs in this action.

The defendants, Anna Jones Chresbro and Willie Craven ask leave to withdraw seperate answer to plaintiffs' complaint. And the Court being duly advised, leave is now granted and answer is withdrawn.

And now the defendants, Anna Jones Chesbro and Willie Craven file seperate answer to plaintiffs' amended complaint, which seperate answer to plaintiffs' amended complaint is in the words and figures following, to-wit: (H.I.).

And court adjourned until 9:00 o'clock A. M. Wednesday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Wednesday Morning, January 27th, 1937.

Court met purusuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

JESSIE LEONARD)
VS) # 15080 Judgt. vs Pltf. for Costs.
MOLINE LEONARD) J. D. 17, Page 166.

Comes now the plaintiff, Jessie Leonard, herein, and by his attorney, Michael E. Abram, and files motion to dismiss the complaint in this action, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains the same.

Comes now the cross-complaint, Moline Leonard, herein, and moves the Court to dismiss her cross-complaint.

And the Court being sufficiently advised, now sustains the same, all at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that the complaint and cross-complaint be and the same are hereby dismissed, and that the plaintiff, Jessie Leonard, is ordered to pay the costs of this action, taxed at _____ dollars and _____cents.

STATE OF INDIANA)
VS) # 7722 Judgt. vs Deft. for $25.00 Fine and Costs.
FRANK PECK) J. D. 17, Page 166.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Frank Peck, in his own proper person, and said defendant being duly arraigned in open Court enters his plea of guilty.

It is, therefore, considered, adjudged and decreed by the Court that the defendant, Frank Peck, for the offense by him committed be and he is fined in the sum of $25.00, and that he pay the costs of this action, taxed at _____dollars and _____ cents, and ninety days are given in which to pay or stay said fine and costs.

STATE OF INDIANA)
VS) # 7723 Judgt. vs Deft. for $25.00 Fine and Costs.
HARRY FRENCH) J. D. 17, Page 166.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Harry French, in his own proper person, and said defendant being duly arraigned in open Court enters his plea of guilty.

It is therefore, now considered, adjudged and decreed by the Court that the defendant, Harry French, for the offense by him committed, be and he is fined in the sum of $25.00, and that he pay the costs of this action, taxed at _____dollars and _____cents, and ninety days are given in which to pay or stay said fine and costs.

GERTRUDE RUTLEDGE, ADMINISTRATRIX)
OF THE ESTATE OF BERT C. RUTLEDGE,)
DECEASED.)
VS) # 15043
BOWMAN ELDER, RECEIVER.)

Comes now the defendant, in person and by counsel, and files answer in general denial to plaintiff's third paragraph of complaint, which answer is in the words and figures following, to-wit: (H.I.).

And now this cause being at issue, the Sheriff of Hendricks County, Indiana, is ordered to bring into open Court the following jurors for jury services, to-wit: Bert Henderson, Joe Sharp, James R. Buis, Walter Sanders, Roy Carter, Herbert Tucker, John Bray, Rol Cooper, Frank Kittle, Clarence Watt, Asa Kurtz and R. E. Moore, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters thereof, who are duly and legally impanelled and sworn in open court to well and truly try the issues joined herein and a true verdict give according to the law and evidence introduced.

And after hearing a part of the evidence in this cause, the jury is permitted to separate under proper instructions touching their conduct during such separation until 9:30 o'clock A. M. Thursday, January 28th, 1937.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Thursday Morning, January 28th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

GERTRUDE RUTLEDGE, ADMINISTRATRIX)
OF THE ESTATE OF BERT C. RUTLEDGE,)
DECEASED.)
VS) # 15043
BOWMAN ELDER, RECEIVER OF INDIANA)
RAILROAD.)

Come now the parties, in person and by counsel, and the jury is again brought into open Court and the taking of evidence is continued and the plaintiff rests.

And now the defendant files written motion for a directed verdict, which motion is in the words and figures following, to-wit: (H.I.), and which motion the Court overrules, to which ruling of the Court the defendant duly objects and excepts.

The evidence is continued and heard in part.

And now the jury is permitted to separate under proper instruction on their separation until 9:00 o'clock A. M., January 29th, 1937.

STATE OF INDIANA)
VS)# 7460
HARRY A. LEE)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney and comes also Harry A. Lee, in his own proper person, and the Court hearing the evidence in this cause and being duly advised, finds that said defendant, Harry A. Lee, should pay to the Clerk's Office of this Court, $100.00 this day, January 28th, 1937; and $65.00 on February 28th, 1937; $75.00 on March 31st, 1937; and $54.00 April 30th, 1937; and that the aggregate sums shown above is the total sum now due from the defendant for his payments under former order of this Court up to January 28th, 1937, and that the payments of $4.00 per week shall continue to be made, beginning February 4th, 1937, as set forth in former order of this Court.

It is, therefore, considered and ordered by the Court that the the defendant, Harry A. Lee, pay to the Clerk's Office of this Court, $100.00 this day, January 28th, 1937; $65.00 on February 28th, 1937; $75.00 on March 31st, 1937; and $54.00 on April 30th, 1937; and that the aggregate sums shown above is the total sum now due from the said defendant, Harry A. Lee, for his payments under former order of this Court up to January 28th, 1937, and that the payments of $4.00 per week shall continue to be made, beginning February 4th, 1937, as set forth in former order of this Court.

And now said defendant, Harry A. Lee, pays to the Clerk of this Court said sum of $100.00, and also the costs in this matter in the sum of $17.65, and the Court now releases said defendant on his own recognizance.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Friday Morning, January 29th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

EVA KESLER)
VS) # 13620
EDGAR COX, ET AL.)

Comes now the plaintiff, by counsel, and upon her motion this cause is dismissed, the costs on dismissal heretofore being paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

CHARLES J. KELLY, ADMINISTRATOR) ETC.
VS) 15054
SOL B. FRIEDLAND)
CHARLES WILLIAM NEWMAN)

Come now the defendants, by counsel, and file separate motions and affidavits for continuance, which separate motions and affidavits are in the words and figures following, to-wit: (H.I.).

CLIFTON HENRY)
VS) # 15094
ALMA BENDER AND)
BANKERS TRUST COMPANY)

Comes now the defendant, by Cornelius S. Weaver, his attorney, and files motion to strike from the files the complaint of plaintiff herein, which motion is in the words and figures following, to-wit: (H.I.).

SACKS BROS. FINANCE CO., INC.)
VS) # 15052 Judgt. vs Deft. for $40.00 and Costs.
EDWARD C. KASSENBROCK,) J. D. 17, Page 167.

Comes now the plaintiff by counsel and it appearing to the court by the summons herein and the return of the sheriff indorsed thereon that said defendant has been served with process more than ten days before the first day of the present term of this court and before the time fixed by plaintiff and endorsed on its complaint for the return day of summons, which said summons and return thereon are as follows (H.I.)

And it further appearing that one Joe Harrington entered his appearance for the defendant on the 8th. day of September 1936.

And it further appears that the defendant was ruled to answer plaintiff's complaint on or before the 15th. day of January, 1937 but notwithstanding said rule to answer said complaint, the defendant failed to answer or plead.

And the plaintiff now in open court moves that the defendant be defaulted for his failure to comply with the rule of this court, which motion is sustained and the defendant defaulted.

And now the said defendant being three times audibly called in open court, comes not, but herein wholly makes default.

And the court having heard the evidence and being advised in the premises finds for plaintiff and that the allegations in plaintiff's complaint are true and that plaintiff is entitled to the immediate possession of the property described in plaintiff's complaint and that it is of the value of Two hundred dollars, and that plaintiff is also entitled to recover of the defendant as damages for the unlawful detention of the said property the sum of Forty dollars.

It is therefore considered and adjudged by the court that plaintiff recover of the defendant the property described in the complaint as follows: 1933 Plymouth Coupe motor #52915 serial 1808994; that said property is of the value of Two hundred dollars and that the defendant unlawfully detains the same from plaintiff.

It is further considered and adjudged by the court that upon the failure of the defendant to deliver up to plaintiff said property, plaintiff recover of the defendant the sum of Two hundred dollars.

It is further considered and adjudged by the court that plaintiff recover of defendant the sum of forty dollars as damages for the unlawful detention of said property together with his costs and charges in this behalf paid laid out and expended and the costs of this action taxed at $_____.

GERTRUDE RUTLEDGE, ADMINISTRATRIX)
OF THE ESTATE OF BERT C. RUTLEDGE,)
DECEASED.)
VS) # 15043
BOWMAN ELDER, RECEIVER OF INDIANA)
RAILROAD.)

Come now the parties, in person and by counsel, and the jury is again brought into Court and the taking of evidence is continued and completed.

The defendant now renews its motion for directed verdict, which motion is in the following words and figures, to-wit: (H.I.), and which motion the Court overrules, to which ruling of the Court the defendant duly objects and excepts.

Comes now the defendant before the beginning of argument, and requests the Court to submit to the jury interrogatories numbered one to three, both inclusive, and to require the jury if it arrive at a verdict, to answer said interrogatories and each of them after their verdict, which request is in the following words and figures, to-wit: (Here Insert). And the Court having seen and examined said interrogatories and being sufficiently advised in their premises, now refuses to submit said interrogatories to the jury and overrules said request of the defendant, to which ruling of the Court the defendant at the time now objects and excepts. The Court now orders said requests filed and made a part of the record in this cause.

Plaintiff now tenders instructions numbered one to nine, both inclusive, and the Court indicates it will refuse instructions numbered three and seven, to the refusal of each one of which the plaintiff duly objects and excepts. The defendant now tenders instructions numbered one to twenty-three, both inclusive, and the Court indicates it will refuse instructions numbered 1, 2, 3, 4, 5, 6, 7, 11, 14, 15, 16, 17, 18, 19, 20, 21, 22 and 23, to the refusal of each one of which the defendant objects and excepts.

Arguments are heard and at the close of the arguments, the plaintiff in this cause tendered his instructions in writing, numbered from one to nine, both inclusive and requests that the Court give each of said instructions; and the

defendant now tenders its instructions in writing, numbered from one to twenty-three, both inclusive, and requests the Court to give each of said instructions.

And now the Court gives to the jury of his own motion instructions numbered 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16, to the giving of each instruction so given by the Court of his own motion, plaintiff and defendant each duly excepts as to each instruction separately and severally. The Court now gives to the jury instructions numbered 1, 2, 4, 5, 6, 8 and 9, tendered by the plaintiff and refuses to give instructions numbered three and seven of the instructions tendered by the plaintiff. And now the defendant excepts to the giving of instructions numbered 1, 2, 4, 5, 6, 8 and 9, tendered by the plaintiff and to each of said instructions separately and severally; and the plaintiff excepts to the refusal of the Court to give each of the instructions numbered three and seven tendered by the plaintiff. And now the Court gives instructions numbered 8, 9, 10, 12 and 13, tendered by the defendant, and refuses to give instructions numbered 1, 2, 3, 4, 5, 6, 7, 11, 14, 15, 16, 17, 18, 19, 20, 21, 22 and 23, tendered by the defendant. The plaintiff now excepts to the giving of instructions numbered 8, 9, 10, 12 and 13 and to each of them tendered by the defendant; and the defendant now excepts to the refusal of the court to give instructions numbered 1, 2, 3, 4, 5, 6, 7, 11, 14, 15, 16, 17, 18, 19, 20, 21, 22 and 23, tendered by the defendant and to each of them separately and severally. The Court now signs the instructions given by the court of its own motion, and, also, signs the instructions tendered by the plaintiff and the instructions tendered by the defendant, indicating those "given" and those "refused".

And now all of the instructions tendered and refused and all memorandum thereon and exceptions thereto are ordered filed with the Clerk herein and ordered made a part of the record herein and recorded in the proper order book of this Court, and all of said instructions requested and refused and all instructions given by the Court of its own motion together with the memorandum and exceptions endorsed thereon are now filed with the Clerk of this Court at the close of the instructions to the jury, and are in the words and figures following, to-wit: (H.I.).

The jury now retires in charge of a sworn officer to deliberate.

And afterwards the jury is again conducted into Court and return a verdict for the plaintiff and assess her damages in the sum of six thousand five hundred ($6,500.00) dollars, which verdict is in the words and figures following, to-wit:

State of Indiana, In the Hendricks Circuit Court,
Hendricks County, SS: January Term, 1937.

Gertrude Rutledge, Administratrix of the Estate of Bert C. Rutledge, Deceased.)
vs.) No. 15043.
Bowman Elder, Receiver of Indiana Railroad.) VERDICT OF THE JURY.

We, the Jury, find for the plaintiff and assess her damages in the sum of $6,500.00.

Asa Kurtz
Foreman of the Jury

And now the jury is discharged from further duties in this cause.

Friday, January 29th, 1937, and the 23rd day of the January Term, 1937.

And court adjourned until 9:00 o'clock A. M. Saturday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Saturday, January 30th, 1937, and the 24th day of the January Term, 1937.

Saturday Morning, January 30th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

SACKS BROS. FINANCE COMPANY)

VS) # 15079

ROY COFFMAN)

Comes now the defendant, by counsel, and files answer in general denial, which answer is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)

VS) # 7724 Judgt. vs Deft. for $10.00 Fine & Costs.

JOSEPH RYCE) J. D. 17, Page 167.

Comes now the State of Indiana, by George W. Hadley, deputy prosecuting attorney, and comes also the defendant, Joseph Ryce, in his own proper person, who being duly arraigned in open Court enters his plea of guilty.

It is, therefore, now adjudged and decreed by the Court that the defendant, Joseph Ryce, for the offense by him committed be and he is fined in the sum of $10.00 and that he be and he is imprisoned in the State Farm for sixty days, the Court now enters an order prohibiting said Joseph Ryce, the defendant, from driving any automobile or motor vehicle for the period of one year, and that said defendant is ordered to pay the costs of this action, taxed at _____ dollars and _____ cents.

And court adjourned until 9:00 o'clock A. M. Monday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Monday Morning, February 1st, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

EDITH McCLUNG, ET AL.)
VS) # 14662
FRANK McCLUNG, ET AL.)

Come now the defendants, Frank McClung and Marshall McClung, by counsel, and file cross-complaint, which cross-complaint is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7724
JOSEPH RYCE)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, by counsel, and files application to vacate judgment and requests to withdraw plea of guilty, which application is in the words and figures following, to-wit: (H.I.), to which motion the State of Indiana, by John A. Kendall, now duly objects, to which objects the Court overrules.

And now comes the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Joseph Ryce, in his own proper person and by his attorney, H. B. Pike, and the Court having heard the evidence in this cause, now finds that said judgment of the Court should be modified only as to suspending of sentence to the State Farm.

It is, therefore, now adjudged and decreed by the Court that the sixty days sentence to the State Farm be and the same is hereby suspended during the good behavior of the defendant, Joseph Ryce, and said defendant is now ordered to report to this Court February 5th, 1937.

BARBARA E. JONES)
VS) # 15065 ORDER, REQUIRING PLAINTIFF TO
ARTHUR EVERLING.) FILE COST BOND.

Comes now the Defendant, Arthur Everling, and moves the Court for a Rule requiring the Plaintiff to file a bond herein to secure the Costs of said case, and in support thereof files his affidavit showing the said Plaintiff is not a resident of the State of Indiana.

IT IS THEREFORE ORDERED BY THE COURT, that the Plaintiff file a Bond herein, with sufficient surety thereon to secure the costs occassioned by the bringing of this action and to accrue, which Bond shall be filed on or before the 23rd day of February 1937.

JOHN J. JONES, JR.)
VS) # 15066 ORDER, REQUIRING PLAINTIFF TO
ARTHUR EVERLING) FILE COST BOND.

Comes now the Defendant, Arthur Everling, and moves the Court for a Rule requiring the Plaintiff to file a bond herein to secure the Costs of said case, and in support thereof files his affidavit showing the said Plaintiff is not a resident of the State of Indiana.

IT IS THEREFORE ORDERED BY THE COURT, that the Plaintiff file a Bond herein, with sufficient surety thereon to secure the costs occassioned by the bringing of this action and to accrue, which Bond shall be filed on or before the 23rd day of February 1937.

JUANITA FOGLEMAN) (For modification of decree see C. O. B. 86, page 320.)
VS) # 15028 DECREE OF DIVORCE. Judgt. vs Deft, for $3.00 per week & Costs.
HARLAN FOGLEMAN) J. D. 17, Page 168.

Comes now the Plaintiff by counsel and it appearing to the court by summons herein and the return of the sheriff endorsed thereon that said defendant has been duly served with process more than ten (10) days before the first day of the present term of this court, which said summons and return thereon are in the words and figures as follows, to-wit: (h.i.) And the said defendant being three times audibly called in open court, comes not but herein wholly makes default and the prosecuting attorney being present in open court and representing the State of Indianaand this cause being at issue is submitted to the court without the intervention of the jury; and the court having heard the evidence and being duly advised in the premises, finds for the plaintiff and the allegations of the plaintiff's complaint are true and that she is entitled to a decree of divorce from defendant on the grounds therein alleged. The court further finds that the child of the plaintiff and defendant herein, Harlan Richard Fogleman be placed in the care and custody of Ora Rowan the grandmother of said child. And the court further orders that the child of the said plaintiff and defendant Harlan Richard Fogleman be permitted to visit the defendant not less than four times each month and oftner if convenience to the said party who has the care and custody of the said Harlan Richard Fogleman.

It is therefore considered and adjudged by the court that the bonds of matrimony existing between plaintiff and defendant herein be and they are hereby dissolved and that the plaintiff is hereby granted a divorce from the defendant.

It is therefore considered and adjudged by the court that the said defendant pay to the said Ora Rowan the sum of $3.00 dollars per week on the first of each week for the support and maintenance of the said Harlan Richard Fogleman.

It is further considered and adjudged by the court that plaintiff recover of defendant her costs and charges layed out and expended.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court,
Horace L. Hanna, Judge.

Tuesday Morning, February 2nd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

CHARLES J. KELLY, ADMINISTRATOR)
VS) # 15054
SOL B. FRIEDLAND)
CHARLES WILLIAM NEWMAN)

Come now the defendants, by counsel, and the Court having seen and examined the defendants' separate motions and affidavit for continuance, heretofore filed, now sustains the same, and this cause is continued.

EDNA DAVIS)
VS) # 14718 Judgt. vs Pltf. for Costs.
ALMA VONDERSAAR, ET AL.) J. D. 17, Page 168.

Comes now the plaintiff, by counsel, and upon her motion this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Edna Davis, is ordered to pay the costs of this action, taxed at _____dollars and_____ cents.

STATE OF INDIANA)
VS) # 7720
WILLIAM HUGH LONG)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, William Hugh Long, in his own proper person, and is duly arraigned in open Court and said defendant, William Hugh Long, pleads not guilty.

And now the Court fixes the defendant's bond at $1000.00.

STATE OF INDIANA)
VS) # 7725 Judgt. vs Deft. for $1.00 Fine & Costs.
FRED POE) J. D. 17, Page 169.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Fred Poe, in his own proper person, who being duly arraigned in open Court enters his plea of guilty.

It is, therefore, now adjudged and decreed by the Court that the defendant, Fred Poe, for the offense by him committed be and he is fined in the sum of $1.00, and that he be and he is imprisoned in the State Farm for a period of ninety days, and that he pay the costs of this action, taxed at _____dollars and_____ cents.

The Court finds that by reason of the character of said defendant, and the facts and circumstances surrounding the commission of said crime, the interest of society does not demand or require that the defendant shall suffer the penalty imposed by law if he shall hereafter behave well.

It is, therefore, ordered by the Court that the execution of the sentence herein imposed be suspended during defendant's good behavior, and that the said defendant,

Fred Poe, is now released on his own recognizance and thirty days are given to pay said fine and costs.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Wednesday Morning, February 3rd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

CITIZENS BUILDING LOAN FUND)
AND SAVINGS ASSOCIATION, OF)
DANVILLE, INDIANA.)
VS) # 15104
ELLA R. STUART, ET AL.)

Comes now the defendant, Earl Gray, by counsel, and files answer to plaintiff's complaint, showing tha he has no interest in the real estate other than tenant, which answer is in the following words and figures, to-wit: (H.I.).

MARY J. WALTON)
VS) # 15093
PAUL H. WALTON)

Comes now the above named plaintiff in person and by Otis E. Gulley, her attorney, and also comes the defendant in person, and by Hume & Gaston, his attorneys, and the matter of the hearing of the petition for temporary allowance and restraining order, is now submitted to the court for hearing and determination.

And the court being advised and informed in the premises and by agreement of parties, it is hereby ordered, adjudged and decreed by the court that the plaintiff shall retain all amounts heretofore received by her from the sale of hogs and milk on said farm and she shall have title to the following personal property;- all the household furniture in the home of plaintiff and defendant; one cow, to be selected by her, two fat hogs; to be selected by her , to be butchered for family supply; one automobile now on the farm, twenty five bushels of snap corn; twenty five bushels oats; garden tools; milking utensils, feed baskets etc. and one and one half ton of clover hay.

It is further ordered by the court that the delivery of the above itemized property together with the deed heretofore executed by the defendant Paul H. Walton, on the 30th day of Oct. 1936 conveying to the said plaintiff, Mary J. Walton, the following described real estate situated in Hendricks County, Indiana;-

> The northwest quarter of the southwest Quarter of Section 15, Township 15 North Range 1 east bounded as follows: beginning at the southwest corner of said quarter quarter, the same being 20 chains and 26 3/4 links north of the southwest corner of said Section; thence east 20 chains and 76 links to the center of the public road on the eat line of said quarter quarter section; thence north 20 chains and 26 3/4 to the northeast corner of said quarter quarter; thence west 20 chains and 76 links to the northwest corner of said quarter quarter section; thence south 20 chains and 26 3/4 links to the place of beginning, estimated to contain 42 acres more or less, except a strip off of the south side of said quarter quarter for roadway which roadway is specifically described in deed shown in deed record 98 at page 381 of the records of deeds in the Recorder's office of Hendricks County, Indiana.

together with the order of said defendant, Paul H. Walton to Dudley H. Robey, administrator of the estate of Mamie Crews, deceased, which order authorizing and directing the said Dudley R. Robey to pay to the said Mary J. Walton the sum of $435.00, is to be

accepted by the said Mary J. Walton in full satisfaction of property rights between her and the said Paul H. Walton, and the transfer of all of said property, both real and personal herein enumerated and the payment of said order by the said Dudley R. Robey administrator, shall be a full and complete discharge of the said Paul H. Walton, from any liability for the support of said plaintiff during the pendency of this action, and shall also be a full and complete discharge of the obligation resting upon the said Paul H. Walton to contribute to the support of their three minor children, until the further order of the court, and the temporary restraining order heretofore issued against said defendant, is hereby modified and said defendant is given the right to sell and dispose of all other personal property owned by him located on the above described real estate. The defendant shall also have the privilege to visit their children at their home. As to all other matters set out in said restraining order, the same is continued in full force and effect until the further order of the court.

It is further ordered by the court that said defendant is also released from any obligation to pay attorneys fees for plaintiff in the above entitled cause.

EDITH McCLUNG, ET AL.)
VS) # 14662
FRANK McCLUNG, ET AL.)

Come now the plaintiffs, by counsel, and file supplemental complaint, which supplemental complaint is in the words and figures following, to-wit: (H.I.).

And now comes the defendant, Frank McClung, by counsel, and files affidavit for change of venue from the county, which affidavit is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said affidavit and being sufficiently advised in its premises, said change of venue is granted.

And now by agreement of all parties in open Court, this cause is venued to Putnam County, Indiana, and three days are allowed to perfect said change, costs to sheriff in serving subpoenea and costs of change is against the defendant, Frank McClung, and all is ordered accordingly.

WILLIAM ZINK)
VS) # 15090
WILLIAM PHILLIPS)

Comes now the plaintiff, William Zink, by counsel, and files affidavit for change of venue from the county and moves the Court for said change, which affidavit is in the words and figures following, to-wit: (H.I.).

Comes now also the defendant, by counsel, and the Court having seen and examined said affidavit and being sufficiently advised in its premises, now grants the plaintiff's affidavit for change of venue from the county herein.

And now the parties meet in open Court and being unable to agree upon a county, strike from a list of the counties adjoining Hendricks County, and Boone County Indiana, being the remainding county unstruck, the Court now orders said cause sent on change of venue to Boone County Circuit Court, and the defendants are allowed five days to perfect said change.

Wednesday, February 3rd, 1937, and the 27th day of the January Term, 1937.

FRANCES H. GOODWIN)
VS) # 15020 Judgt. vs Pltf. for Costs.
FLOYD GOODWIN) Judgt. vs Deft. for $2.00 Per Week.
J. D. 17, Page 169.

Comes now the plaintiff, Frances H. Goodwin, in person and by her attorney, Otis E. Gulley, and it appearing to the satisfaction of the Court by the summons herein and the return of the sheriff indorsed thereon, which summons and return are in the words and figures following, to-wit: (H.I.), that the defendant has been duly served with process more than ten days before the day fixed by the plaintiff by indorsement on her complaint for the defendant to appear and answer said complaint, and said defendant is three times audibly called in open court but come not and herein wholly makes default.

And this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And now John A. Kendall, prosecuting attorney, is now called to defend the defendant, and files answer in general denial, which answer is in the words and figures following, to-wit: (H.I.).

And the Court having heard the evidence and being duly advised, finds for the plaintiff and that the allegations of the plaintiff's complaint are true and that the plaintiff is entitled to an absolute divorce from the defendant on the grounds therein alleged.

The Court further finds that the child of the plaintiff and defendant, herein, Rex Goodwin, should be placed in the care and custody of the plaintiff, Frances H. Goodwin, the mother.

The Court further finds that the defendant, Floyd Goodwin, should pay on the first of each week for support and maintenance of said child the sum of $2.00 per week, to said Frances H. Goodwin, and that this decree become effective upon the plaintiff, Frances H. Goodwin, paying the costs herein.

It is, therefore, considered, adjudged and decreed by the Court that the bonds of matrimony heretofore existing between Frances H. Goodwin and Floyd Goodwin be and they are hereby set aside and held for naught and the plaintiff is hereby granted a divorce from the defendant.

It is further ordered and adjudged by the Court that the child of the plaintiff and defendant, herein, Rex Goodwin, be and he is hereby placed in the care and custody of the plaintiff, Frances H. Goodwin, the mother.

It is further ordered and adjudged by the Court that the defendant, Floyd Goodwin, pay on the first of each week for support and maintenance of said child the sum of $2.00 per week, to the said Frances H. Goodwin, and that this decree become effective upon the plaintiff, Frances H. Goodwin, paying the costs taxed herein, taxed _____dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Thursday, February 4th, 1937, and the 28th day of the January Term, 1937.

Thursday Morning, February 4th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

ISABEL YAGER)
VS) # 14625 Judgt. vs Pltf. for Costs.
JANIS P. FRANCIS) J. D. 17, Page 169.

Comes now the plaintiff, by counsel, and upon her motion this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Isabel Yager, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

H. C. YAGER)
VS) # 14626 Judgt. vs Pltf. for Costs.
JANIS P. FRANCIS) J. D. 17, Page 169.

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, H. C. Yager, is ordered to pay the costs of this action, taxed at _____dollars and_____cents.

H. C. YAGER)
VS) # 14627 Judgt. vs Pltf. for Costs.
JANIS P. FRANCIS) J. D. 17, Page 170.

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, H. C. Yager, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

H. C. YAGER)
VS) # 14628 Judgt. vs Pltf. for Costs.
JANIS P. FRANCIS) J. D. 17, Page 170.

Comes now the plaintiff, by counsel, and upon his motion this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, H. C. Yager, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

METHODIST EPISCOPAL)
HOSPITAL, (A CORPORATION))
VS) # 14753
ELIZABETH SPAULDING)

Comes now E. M. Blessing, attorney for the defendant, and withdraws his appearance.

Thursday, February 4th, 1937, and the 28th day of the January Term, 1937.

THOMAS W. PRATHER, ET AL.)
VS) # 14926
JOHN BRAUN, ET AL.)

Comes now the defendant, Fletcher Avenue Savings and Loan Association, by counsel, and files second paragraph of answer to plaintiffs' complaint and also files general denial to cross-complaint of defendant herein, which answer is in the words and figures following, to-wit: (H.I.).

Issues are now closed.

Come now all the parties, in person and by their attorneys, and this cause is submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence in this cause, time is now given parties to file briefs, and the Court takes this matter under advisement.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Friday, February 5th, 1937, and the 29th day of the January Term, 1937.

Friday Morning, February 5th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7719
CECIL SMITH)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and on order heretofore made by the Court, the Clerk of the Hendricks Circuit Court is directed to make payment of the sums so received by him from the said defendant, Cecil Smith, to the mother of the children for their support.

BARBARA E. JONES)
VS) # 15065
ARTHUR EVERLING)

Comes now the plaintiff, by her attorneys, and files cost bond, which bond is in the words and figures following, to-wit: (H.I.).

JOHN J. JONES, JR.)
VS) # 15066
ARTHUR EVERLING)

Comes now the plaintiff, by his attorneys, and files cost bond, which bond is in the words and figures following, to-wit: (H.I.).

JAMES F. BERRY)
VS) # 15002
GUSSIE BERRY)

Comes now the plaintiff, James F. Berry, in person and by his attorneys, and comes also the defendant, Gussie Berry, in person and by her attorneys, and the time having arrived for hearing as to whether said plaintiff should be punished for contempt, the Court now hears evidence thereon and evidence is completed in said hearing.

The Court finds that the order heretofore made by this Court should be continued in force but modify said order as follows:

The plaintiff, James F. Berry, shall immediately pay to the Clerk the sum of $24.00 on his delinquent payments and shall be given thirty days to pay the payments on said delinquent payments, and plaintiff shall also meet the $10.00 weekly payments as same comes do, and it is so ordered accordingly.

FRANK E. RICHARDSON)
VON E. RICHARDSON)
VS) # 14468
ALICE ADA RICHARDSON, ET AL.)

Comes now the plaintiffs by Otis E. Gulley their attorney, and comes also the defendants, by Harney F. Semones, their attorney, and the cross-complaint heretofore filed by defendants, Alice Ada Richardson, Et Als., is dismissed, and it is suggested to the court that the estate of Hannah K. Richardson is yet in course of being settled; that the same is being administered upon by one, George M. Givan; that it

is unable to be determined, at this time, whether or not the personal property of said estate will be sufficient to pay the debts thereof, and the said Hannah K. Richardson having died the owner of an interest in the real estate described in plaintiff's amended complaint, which interest is liable to be sold to make assets for the payment of the debts of her estate; that the said George M. Givan is hereby made a party defendant to this cause, and said George M. Givan, as administrator, now appears in person, and by his counsel, Harney F. Semones, and now all defendants, except Anna Jones Chesbro and William Cravens, file answer herein which answer is in words and figures, following to-wit: (H.I.) and now said cause being at issue, the same is submitted to the court for trial, finding, judgment and decree, without the intervention of a jury, and the court having heard the evidence and being fully advised and informed in the premises, and by agreement of parties, finds for the plaintiffs upon their amended complaint, and find that the plaintiffs and defendants are the owners of said real estate, as set out and alleged in plaintiff's amended complaint, and that one, Hannah K. Richardson, who died on the___day of May, 1934, at the time of her death was the owner in fee simple of the undivided 41/440 part in value of said real estate, and that said interest owned by the said Hannah K. Richardson is liable to be sold to make assets for the payment of the debts of said estate, and that the value of said interest should be paid to the Clerk of the Hendricks Circuit Court, by the Commissioner herein after named.

The court further finds that the defendant, Daniel V. Richardson has occupied said real estate from the 1st day of March, 1935, and has also paid insurance, premium, the taxes due and payable in 1935 and 1936, and that he has made certain improvements on said real estate, and by agreement of parties, the court finds that said amount, so expended, by said defendant for improvements, taxes and insurance, together with the further sum of $225.00 shall be considered a fair rental value of said real estate for the term of two years, from March 1st 1935 to Mch 1st 1937, and said defendant, Daniel V. Richardson having paid for said improvements, taxes and insurance that the further sum of $225.00 shall be deducted from his share and interest in the funds received from the sale of said real estate and distributed to the other plaintiffs and defendants in proportion to their several interests and that there will be no further claim by the said Daniel V. Richardson against the owners of said real estate, or against the estate of Hannah K. Richardson for any improvements made by him during the time he has occupied said real estate.

The court further finds that the probable value of said real estate is $3500.00, and that said real estate cannot be partitioned without injury to the value thereof, and to the interest of the plaintiffs and defendants and that a commissioner should be appointed to sell said real estate and distribute the amount received therefor to the several owners thereof according to their several interest therein.

The court further finds that the proceeds of the sale of said real estate that plaintiff Letha D. Richardson is entitled to receive shall be paid to plaintiff Letha D. Richardson Executrix.

It is therefore ordered, adjudged and decreed by the court that the plaintiffs and defendants are the owners of the following described real estate situated in Hendricks County, Indiana, the same being the real estate described in plaintiff's complaint, to-wit:

Commencing 66-2/3 rods west of the southeast corner of Section 23 Township 14, North of Range 1 west, and running thence north 120 rods, thence west to the center line of said Section 93-1/3 rods to the west line of said quarter section, the same being the center line north and south of said Section 23, thence south on said center

line 120 rods to the south line of said Section, thence east on the south line of said Section 93-1/3 rods to the place of beginning, containing in all 70 acres more or less.

and that the several interest of said plaintiffs and defendants in said real estate are as follows to-wit;

Frank E. Richardson, undivided 3152/26400 part thereof
Letha D. Richardson, undivided 3152/26400 part thereof
Alice Ada Richardson, undivided 3152/26400 part thereof
Daniel V. Richardson, undivided 3152/26400 part thereof
Earl H. Richardson undivided 3152/26400 part thereof
William Clavens, undivided 2660/26400 part thereof
Anna Chesbro, undivided 2660/26400 part thereof
Charles Richardson undivd. 1330/26400 part thereof
Robert Lockhart undivided 455/26400 part thereof
Eugene Lockhart undivided 455/26400 part thereof
Morton Lockhart undivided 420/26400 part thereof
William C, Richardson, Jr." 665/26400 part thereof
Earnest Richardson undivd. 665/26400 part thereof
Ada Kendall undivided 665/26400 part thereof
Morris Richardson undivd. 665/26400 part thereof

It is further adjudged and decreed by the court that said real estate cannot be partitioned and the interest of the several owners set off to them in severalty, and the Court now appoints Charles E. Shields Commissioner to sell said real estate, and said commissioner is now ordered to file his bond in the penal sum of $5000.00, and to have said real estate appraised and advertised by notice the same to be published for two weeks in a weekly newspaper, printed and published in Hendricks County, Indiana, and that said sale be made for cash at private sale for not less than the appraised value thereof, and if said real estate is not sold on the day fixed in said notice, that said sale shall be continued from day to day until said real estate is sold.

It is further ordered, adjudged and decreed by the court that 41/440 of the amount held in the hands of said Commissioner for distribution, be paid to the Clerk of the Hendricks Circuit Court, and held by the Clerk for the use and benefit for the estate of Hannah K. Richardson, and to be paid out on the further order of the court.

It is further ordered, adjudged and decreed by the court that the distributive share belonging to Letha D Richardson as the successor in interest to Von E. Richardson, be paid to the plaintiff, Letha D. Richardson, Executrix of the last will and testament of the said Von E. Richardson, deceased.

It is further ordered, adjudged and decreed by the court that the amount of $225.00 be charged to the share and interest of defendant, Daniel V. Richardson, and that said amount be deducted from the share of the said Daniel V. Richardson, and distributied to, the several owners of said real estate, according to their interest, as found herein, and that said payment shall satisfy all demands against the said Daniel V. Richardson from all the other owners of said real estate for the rent of said real estate from the 1st of March 1935 to the 1st of March 1937.

And said Commissioner is ordered to file his bond, apporaise said real estate, give notice of sale and make his report to this court, and time is given.

METHODIST EPISCOPAL)
HOSPITAL (A CORPORATION))
VS) # 14753 Judgt. vs Deft. for $59.00 and Costs.
ELIZABETH SPAULDING) J. D. 17, Page 170.

Comes now the plaintiff, by counsel, and it appearing to the Court by the summons herein and the return of the Sheriff endorsed thereon that said defendant has been served with process more than ten days before the 6th day of December, 1935, being the date endorsed on plaintiff's complaint for the return day of summons thereon, which said summons and return thereon are in the words and figures as follows,

to-wit: (H.I.).

And now said defendant being three times loudly called in open Court, comes now but herein wholly makes default.

And the Court having heard the evidence and being duly advised in the premises, finds for the plaintiff and that the allegations of plaintiff's complaint are true and that there is due the plaintiff from the defendant on the cause of action sued upon the sum of $59.00, together with the costs for this action.

It is, therefore, considered and adjudged by the Court that the plaintiff have and recover of and from said defendant, Elizabeth Spaulding, the sum of $59.00, together with costs and charges paid, laid out and expended at _____dollars and_____cents.

METHODIST EPISCOPAL)
HOSPITAL (A CORPORATION))
VS) # 15069 Judgt. vs Deft. for $137.97 and Costs.
CHARLES ELLIS) J. D. 17, Page 170.

Comes now the plaintiff, by counsel, and it appearing to the Court by the summons herein and the return of the Sheriff endorsed thereon that said defendant has been duly served with process more than ten days before the 6th day of January, 1937, being the date endorsed on plaintiff's complaint for the return day of summons thereon, and which said summons and the return thereon are in the words and figures as follows, to-wit: (H.I.).

And now said defendant being three times loudly called in open Court, comes not but herein wholly makes default.

And the Court having heard the evidence and being duly advised in the premises, finds for the plaintiff and that the allegations of the plaintiff's complaint are true and that there is due the plaintiff from the defendant, Charles Ellis, on the note sued upon in this cause in principal $88.26, and interest in the sum of $34.71, and $15.00 attorney fees, making a total amount due plaintiff $137.97, and that the plaintiff is entitled to a judgment against the defendant, Charles Ellis, for said sum of $137.97, together with the costs for this action.

It is, therefore, considered and adjudged by the Court that the plaintiff have and recover of said defendant, Charles Ellis, the said sum of $137.97, together with the costs and charges paid, laid out and expended at _____dollars and _____cents.

METHODIST EPISCOPAL)
HOSPITAL)
VS) # 15072 Judgt. vs Deft. for $106.44 and Costs.
FRED B. DAVIS) J. D. 17, Page 171.

Comes now the plaintiff, by counsel, and it appear to the Court by the summons herein and the return of the Sheriff endorsed thereon that said defendant has been served with process more than ten days before the 9th day of January, 1937, being the date endorsed on plaintiff's complaint for the return date of summons thereon, and which said summons and return thereon are in the words and figures as follows, to-wit: (H.I.).

And now said defendant being three times loudly called in open Court comes not but herein wholly makes default.

And the Court having heard the evidence and being duly advised in the premises finds for the plaintiff and that the allegations of plaintiff's complaint are true and that there is due the plaintiff from the defendant on the cause of action sued upon in the sum of $68.50 in principal, and the sum of $22.94 in interest, and the sum of $15.00 in attorney fees, for a total sum of $106.44, and that the plaintiff is entitled to a judgment against the defendant, Fred B. Davis, for said total sum, together with the costs for this action.

It is, therefore, considered, ordered and adjudged by the Court that the plaintiff have and recover of and from the defendant, Fred B. Davis, the sum of $106.44, together with the costs and charges paid, laid out and expended at _____ dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Saturday Morning, February 6th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

And court adjourned until 9:00 o'clock A. M. Monday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Monday Morning, February 8th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7437
JAMES SHELTON)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, James Shelton, by Raymond S. Springer and Harney F. Semones, and said defendant files affidavit and supporting affidavits for change of venue from the county, which affidavit and supporting affidavits are in the words and figures following, to-wit: (H.I.).

RISHEL C. JACKSON)
VS) # 15024
JOHN S. DRYBREAD)
FRANK SMITH)

Comes now the defendant, Frank Smith, by counsel, and files answer in general denial, which answer is in the words and figures following, to-wit: (H.I.).

And now comes the defendant, John S. Drybread, by counsel, and files answer in general denial.

Issues of this case are completed.

And now come all the parties, by counsel, and this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard a part of the evidence in this cause, the same is now continued for further hearing of evidence.

CARRIE WATTS)
VS) # 14715 ORDER FOR APPOINTMENT OF COMMISSIONER
MAGGIE (MARTIN) HALL, ET AL.)

Comes now Carrie Watts by Harney F. Semones her attorney and files the following complaint (H.I.) alleging therein that on the 30th day of the September Term of Court for the year 1936 that an Interlocutory Decree for the partition of real estate therein contained was made and that the said court in said interlocutory decree found that the said real estate cannot be partitioned among the respective owners thereof and that a Commissioner be appointed to make sale of said real estate and divide the proceeds among the respective owners of said real estate and that John Smith was by said decree appointed and that his bond was fixed at $500.00 and the said John Smith failed and refused to qualify as such Commissioner and still refuses and fails to qualify and the court now appoints Arny M. Watkins of Danville, Hendricks County Indiana, as such Commissioner, to make said sale and fixes his bond in the sum of $500.00 and upon approval of said bond orders said Commissioner to proceed to appraise said real estate and sell the same pursuant to the Interlocutory Decree heretofore made and entered.

HOME OWNERS' LOAN CORPORATION, Plaintiff.

-vs-

MILTON RUSSELL, Defendant.

15021 JUDGMENT AND DECREE OF FORECLOSURE

Judgt. vs Deft. for $952.90 and Costs.

J. D. 17, Page 171.

Comes now the plaintiff, Home Owners' Loan Corporation, and it appearing to the satisfaction of the court by the notice and proof of publication herein, which said notice and proof of publication are in the words and figures as follows, to-wit: (H.I.) that the defendant has been duly notified of the pendency of this action by three successive publications in the Danville Gazzete, a weekly newspaper of general circulation, printed and published in the Town of Danville, County of Hendricks, State of Indiana, the last of which said publications was made more than 10 days before the 1st day of the January Term of Court 1937.

And now said defendant being three times audibly called in open court, comes not but herein wholly makes default.

This cause is now submitted to the court for trial, without the intervention of a jury upon the default of the defendant, Milton Russell and the issues joined by the plaintiff's complaint.

And the evidence being heard and the court fully advised in the premises finds for the plaintiff and all of the allegations of the complaint are true. That on the 20th day of June 1934, Milton Russell, by his promissory note, promised to pay the plaintiff the sum of $780.00, said note bearing interest at the rate of 5% per annum; that said note provided that if default was made thereon for a period of ninety days the entire balance of principal and interest was, at the election of the plaintiff, to become due and payable; that said note provided for reasonable attorney's fees and is payable without relief from valuation or appraisement laws.

That simultaneously with the execution of said note said defendant was the record owner of the fee simple title to the following described real estate, located in the Town of Plainfield, County of Hendricks, State of Indiana, to-wit:

Lot #11 in Block #6 in Duffey and Pickett's Addition to the Town of Plainfield.

That contemporaneously with the execution and delivery of said note and to secure the payment thereof, said defendant, Milton Russell, executed to the plaintiff his mortgage on the real estate hereinabove described, said mortgage being duly recorded on the 27th day of July 1934, in Mortgage Record 96, Page 433-36 of the Recorder of Hendricks, Indiana.

That Plaintiff's mortgage is a first lien on the real estate hereinabove described, except as to taxes and assessments.

That the defendant has defaulted and faled to make the payments providedfor in said note, due the plaintiff herein, for a period of ninety days and that plaintiff has heretofore exercised its option to declare the entire balance of principal and interest, due on its note above described due and payable and that there is now past due and unpaid on said note the sum of $865.45, in principal and interest, as of this date. That a reasonable attorney fee for the plaintiff's attorney is $50.00.

That pursuant to the provisions of said mortgage the plaintiff has advanced $25.65 in payment of taxes and $4.00 for an extension of abstract of title, $7.80 in payment of insurance premiums.

Under the terms of said note and mortgage plaintiff is entitled to recover the above sums of money advanced for insurance, extension of abstract

of title and taxes and assessments.

That there is now due the plaintiff herein from defendant, Milton Russell, the total sum of $952.90; and that said sum is secured by the mortgage herein described, and is payable without relief from valuation or appraisement laws, and the plaintiff is entitled to a judgment of said total amount of said indebtedness against the defendant Milton Russell, plus the costs of this action, and to a decree of foreclosure of said mortgage against all defendants herein, and to a sale of real estate to satisfy said judgment, that the present owner of said real estate does not reside on the same, and that it is not his home, but that it is occupied by tenants, but the said occupants are refusing to pay rental for said property until the exact status of all parties is determined or until a Receiver is appointed; that the property is in danger of waste and that for the benefit and protection of all parties concerned a Receiver should be appointed to take possession of said mortgaged real estate, collect rents, issues, income and profits thereof, and apply the same to all taxes, assessments, insurance premiums and repairs required in his judgment to preserve the security of the mortgage debt and to hold the balance of any funds so collected subject to the approval of this court.

That the said real estate is not susceptible to division or partition and that no part thereof can be sold without loss to the remainder, and that it is necessary to sell all of said real estate to save and protect plaintiff's lien thereon.

IT IS, therefore, ordered, adjudged and decreed by the court that the plaintiff recover of and from the defendant, Milton Russell the sum of $952.90, also its costs and charges layed out and expended, and all accruing costs and taxes, without any relief whatsoever from valuation and appraisement laws, said judgment to bear interest at the rate of 5% per annum from rendition thereof until paid.

It is further ordered, adjudged and decreed by the court the mortgage sued upon by the plaintiff be foreclosed and that the equity of redemption of the defendant be forever barred and foreclosed, and that the said real estate being the same real estate as set out in plaintiff's complaint herein and described as follows; to-wit: Lot 11 in Block 6 in Duffey and Pickett's Addition to the Town of Plainfield, Hendricks County, Indiana, be sold in accordance with the laws of the State of Indiana, to satisfy the plaintiff's judgment and costs herein.

It is further ordered, adjudged and decreed by the court that in the event any owner or part owner of said real estate, or other persons legally entitled, thereto, does not pay to the Clerk of the Hendricks Circuit Court, Hendricks County, Indiana, the amount of said judgment, interest and costs rendered in this cause, within one year from the date of filing the complaint herein, to-wit: October 1936, or prior to the issuance by the Clerk to the Sheriff of said decree, the said Clerk upon the filing of a praecipe therefor by the plaintiff, shall issue a copy of this judgment and decree, certified by the Clerk under seal of the Court, to the Sheriff of Hendricks County, Indiana, who shall thereupon proceed to sell the mortgaged premises heretofore described in this decree, at public auction at the door of the Court House of Hendricks County, Indiana, after advertising the same onece each week for three consecutive weeks in a weekly newspaper of general circulation, printed in the english language and published in Hendricks County, Indiana, the first of which publication shall be made at least thirty days before the date of said sale, and by posting written or printed notices thereof in at least three public places in Guilford Township, in said County and State,

and at the door of the said Hendricks County Court House, said sale to be made without relief from valuation and appraisement laws and without any right of redemption therefrom, and that immediately after such sale, the Sheriff shall execute and deliver to the purchaser a deed of conveyance to the premises, which shall be valid and effectual to convey all the right, title and interest of all persons to this action and all persons claiming through or under them, and he shall make due report to the Clerk of the Court, and the proceedings arising from such sale, the Sheriff is ordered and directed to apply in the following manner:

First: To the payment of all costs and accruing costs in this cause.

Second: To the payment of the plaintiff's judgment and interest in full.

The overplus, if any, remain after payment of the foregoing judgment, interest and costs, to be paid by the Sheriff of Hendricks County, to the Clerk of this Court for the use of the person or persons lawfully authorized to receive the same, and the Sheriff is hereby ordered and directed in case said real estate is sold to plaintiff and a deed is delivered to the plaintiff herein, immediately to place the plaintiff in possession of said real estate and shall oust from said premises any other person in said real estate at the time of said sale, and if any part of said judgment, interest and cost remains unsatisfied after said sale, the Sheriff shall forthwith proceed to levy the residue on the other property, real and personal, of the defendant, Milton Russell subject to execution and without relief and appraisement laws.

It is further ordered, adjudged and decreed by the Court that Harry S. Hollingsworth of the Town of Plainfield, County of Hendricks, Indiana, be and he is hereby appointed Receiver of the above described real estate which is not occupied by the Mortgagor together with all the improvements thereon, appurtanances, and hereditaments pertaining thereof, with full authority to collect the rents, issues and profits from said premises, and to preserve and maintain and protect said premises, and to pay the expenses of necessary repairs, taxes and interest against the same and do all things necessary to proceed, operate and preserve said premises; and that said Receivership shall continue until further order of this court.

It is further ordered, adjudged and decreed by the court that Harry S. Hollingsworth, as Receiver shall execute his indemnity bond to the Clerk of this Court, and his successors in office, for the use and benefit of all persons interested in this litigation, in the penal sum of $500.00 for the faithful performance of his duties as such Receiver.

ALL OF WHICH is ordered, adjudged and decreed by the Court, this the 8th day of February 1937.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Tuesday Morning, February 9th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

CLARENCE HAMILTON)
VS) # 15029
UNITED TAXI CO., INC.)

Comes now the plaintiff, by counsel, and by leave of the Court, the plaintiff files second amended complaint, which second amended complaint is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said second amended complaint, now orders summons issued to defendant, Harold Sellers, making the same returnable February 23rd, 1937.

STATE OF INDIANA)
VS) # 7727
ALBERT HUNT)

Comes now the State of Indiana, by George Hadley, Deputy Prosecuting Attorney, and comes also Albert Hunt, the defendant in his own proper person and also by his attorney, Otis E. Gulley, and the defendant waives arraignment and enters his plea of not guilty.

And now the trial date of this cause is fixed for February 13th, 1937, and the defendant, Albert Hunt, is allowed to go on his own recognizance until said date.

STATE OF INDIANA)
VS) # 7729 Judgt. vs Deft. for $5.00 Fine & Costs.
GEORGE ROOL) J. D. 17, Page 171

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also George Rool, the defendant, in his own proper person, who being duly arraigned in open Court, enters his plea of guilty.

It is, therefore, now adjudged and decreed by the Court that the defendant, George Rool, for the offense by him committed be and he is fined in the sum of $5.00, that he be and he is imprisoned in the State Farm for thirty days, and that he pay the costs of this action, taxed at _____dollars and _____cents.

The Court now enters an order prohibiting said defendant, George Rool, from driving any automobile or motor vehicle for the period of ten months.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Wednesday Morning, February 10th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

BARBARA E. JONES)
VS) # 15065
ARTHUR EVERLINGS)

Comes now the defendant, by his attorney, and files answer in general denial to complaint herein, which answer is in the words and figures following, to-wit: (H.I.).

JOHN J. JONES, JR.)
VS) # 15066
ARTHUR EVERLING)

Comes now the defendant, by J. Stephen Fullen, his attorney, and files answer and cross-complaint herein, which answer and cross-complaint are in the words and figures following, to-wit: (H.I.).

CHARLES H. SEILOFF, ET AL.)
VS) # 15112
STANTON A. MORTON, ET AL.)

Come now the defendants, by Blessing and Kendall, their attorneys, and file demurrer to plaintiffs' complaint, in the following words and figures, to-wit: (Here Insert).

STATE OF INDIANA)
VS) # 7720
WILLIAM HUGH LONG)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files amended affidavit, which affidavit is in the words and figures following, to-wit: (H.I.).

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Thursday Morning, February 11th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

FRANK E. RICHARDSON, ET AL.)
VS) # 14468 ENTRY.
ALICE ADA RICHARDSON, ET AL.)

Comes now the parties, and come also Charles E. Shields, heretofore appointed Commissioner herein, to sell the real estate herein ordered sold, and files his oath and bond, which bond is in the penal sum of $5000.00 with Frank E. Hays as surety thereon, which bond is in words and figures following to-wit: (H.I.) and the court having examined said bond now approves the same: Said commissioner also files his appraisement of said real estate which appraisement is in the words and figures following to-wit: (H.I.) and now the court approves said appraisement and time is given.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Friday Morning, February 12th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

ROBERT F. DAVIDSON AS)
RECEIVER OF THE J. F. WILD)
AND COMPANY, A STATE BANK)
VS) # 14917
WILLIAM H. BALDAUF, ET AL.)

Comes now the plaintiff, by counsel, and moves the Court to enter a rule against the defendants to answer the complaint on or before the 25th day of February, 1937.

And the Court being duly advised, said motion is now sustained.

STATE OF INDIANA)
VS) # 7437
JAMES SHELTON)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files motion to overrule the defendant's motion for change of venue from this county, which motion is in the words and figures following, to-wit: (H.I.).

APPOINTMENT OF DEPUTY CORONER

STATE OF INDIANA)
HENDRICKS COUNTY) SS:

I, Charles Rawleigh Baker, Coroner of Hendricks County, do hereby appoint, Carl B. Parker of said county and state, Deputy Coroner for Hendricks County, Indiana.

IN WITNESS WHEREOF, I have hereunto subscribed my name this 12th day Feb., 1937.

C. Rawleigh Baker
Coroner of Hendricks County.

OATH OF DEPUTY CORONER.

I, Carl B. Parker, M.D., do solemnly swear, that I will support the Constitution of the United States, and the Constitution of the State of Indiana, and that I will in all things, to the best of my skill and ability, faithfully and honestly discharge my duties as Deputy Coroner of Hendricks County, so help me God.

Carl B. Parker M. D.

Subscribed and sworn to before me this 12" day of February, 1937.

(SEAL) Walter E. Hadley ,
Clerk Hendricks Circuit Court.

And court adjourned until 9:00 o'clock A. M. Saturday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Saturday Morning, February 13th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7730 Judgt. vs Deft. for $25.00 Fine and Costs.
R. C. HOLLOWAY) J. D. 17, Page 172.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, R. C. Holloway, in his own proper person, who being duly arraigned in open Court enters his plea of guilty.

It is, therefore, now adjudged and decreed by the Court that the defendant, R. C. Holloway, for the offense by him committed be and he is fined in the sum of $25.00 and thathe be and he is imprisoned in the State Farm for a period of fifteen days, and the Court now enters an order prohibiting said defendant, R. C. Holloway, from driving any automobile or motor vehicle for the period of ten months.

It is further adjudged and decreed by the Court that the defendant pay the costs of this action,taxed at _____dollars and _____cents.

JUANITA FOGLEMAN)
VS) # 15028
HARLAN FOGLEMAN)

Comes now the defendant, Harlan Fogleman, and applies to the Court to modify the order in record to the custody of the child, Harlan Richard Fogleman. And comes also, Ora Rowan, the grandmother of said child, who was given the custody of said child in the decree in this cause. And comes also, Harney F. Semones, attorney for the plaintiff, Juanita Fogleman, and it is agreed in open Court, that the decree entered in this proceeding be modified as to the custody of said child, and the Court being duly advised, finds the decree heretofore made in the proceeding should be modified only insofar as said decree pertains to the custody of said child and that said decree should be modified to said custody of said child.

The Court further finds that the defendant, Harlan Fogleman, should have the care and custody of said child, Harlan Richard Fogleman, and that the plaintiff, Juanita Fogleman, should be permitted to visit said child not less than four times each month and oftener if convenient to said plaintiff, all at the cost of the defendant, Harlan Fogleman.

It is, therefore, considered, ordered and adjudged by the Court that the decree heretofore made in the proceeding be and the same is hereby modified only insofar as said decree pertains to the custody of said child and that said decree be and the same is hereby modified to said custody of said child.

It is further considered, ordered and adjudged by the Court that the defendant, Harlan Fogleman, have the care and custody of said child, Harlan Richard Fogleman, and that the plaintiff, Juanita Fogleman, be and she is hereby permitted to visit said child not less than four times each month and oftener if convenient to said plaintiff, and that the defendant, Harlan Fogleman, pay the costs of this action, taxed at _____dollars and____cents.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Monday Morning, February 15th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7720
WILLIAM HUGH LONG)

Comes nowthe State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, William Hugh Long, in his own proper person and also with his attorney,Arny Watkins, and the defendant waives arraignment and pleads not guilty to the amended affidavit.

And now this cause being at issue, the Sheriff of Hendricks County, Indiana, is ordered to bring into open Court the following jurors for jury services, to-wit: Bert Henderson, Joe Sharp, James R. Buis, Walter Sanders, Roy Carter, John Bray, Rol Cooper, Frank Kettel, Clarence Watt, Asa Kurtz, R. E. Moore and Marvin Weaver, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters thereof, who are duly and legally impannelled and sworn in open court to sell and truly try the issues joined herein and a true verdict give according to the law and evidence introduced.

Evidence is partially heard, and the jury is allowed to separate under proper instructions from Court for dinner.

Come now again all the parties, the defendant in his own proper person, and the evidence is continued and completed.

Arguments of counsel are heard, and the jury is allowed to separate under proper instructions of the Court as to their duty upon separation until 9:00 o'clock A. M., February 16th, 1937.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Tuesday Morning, February 16th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

IN THE MATTER OF THE VOLUNTARY)
LIQUIDATION OF THE DANVILLE) # 14336
TRUST COMPANY OF DANVILLE,)
INDIANA.)

Come now William F. Franklin and Charles Z. Cook, the duly appointed and acting Liquidating Agents of The Danville Trust Company, of Danville, Indiana, by counsel, and file their verified petition for a partial distribution among the shareholders, which petition is in the words and figures following, to-wit:

STATE OF INDIANA,)
) SS:
HENDRICKS COUNTY.

IN THE HENDRICKS CIRCUIT COURT, JANUARY TERM, 1937.

IN THE MATTER OF THE VOLUNTARY LIQUIDATION OF THE DANVILLE TRUST COMPANY, OF DANVILLE, INDIANA.) No.14336:

PETITION FOR PARTIAL DISTRIBUTION.

To The Judge Of The Hendricks Circuit Court:

William F. Franklin and Charles Z. Cook, the duly appointed and acting Liquidating Agents Of The Danville Trust Company, of Danville, Indiana, now in voluntary liquidation in the Hendricks Circuit Court, respectfully show the Court:

That all claims, as disclosed by the books of the corporation, or coming to our knowledge, except a part of the costs and expenses of the administration of the trust, against said corporation have been paid in full; that we have on hand, of funds belonging to said trust, that will not be needed for any other purpose, an amount sufficient to make among the shareholders of said corporation a partial distribution of twenty-five per cent. of the par value of the stock owned and held by them, respectively.

WHEREFORE, we pray the Court for an order to distribute among the several shareholders of the corporation an amount equal to twenty-five per cent. of the par value of the stock owned and held by the several stockholders, respectively, and we ask for all authority in the premises.

William F. Franklin,
Charles Z. Cook Liquidating Agents Of The
(SEAL) Danville Trust Company, Of Danville, Indiana.

STATE OF INDIANA, HENDRICKS COUNTY, SS:
Be it remembered that on this 16th. day of February, 1937, before me, the undersigned, a Notary Public in and for the County and State aforesaid personally came William F. Franklin and Charles Z. Cook, Liquidating Agents of The Danville Trust Company, of Danville, Indiana, to me personally known to be such Liquidating Agents, and, each for himself, swears that the foregoing alleged condition of the trust is a true and accurate statement thereof, so help him God.

William F. Franklin
Charles Z Cook.

Subscribed and sworn to before me this 16th. day of February, A.D. 1937.
(SEAL)
My Commission expires Jan. 3rd. 1939.

Zimri E. Dougan,
Notary Public.

And the Court having seen and examined said petition and being sufficiently advised in its premises, now allows the same and endorses his allow-

ance thereon which is as follows: "February 16th. 1937. Within Petition examined and allowed in open court. Distribution ordered as petition for. Horace L. Hanna, Judge Of The Hendricks Circuit Court."

QUINCY A. DAVIS, Et Al.)
VS) # 14742
BERTHA LOCKHART CRISTIE.)

Come now the plaintiffs, in open court, and within the time allowed by the court, and file their appeal bond herein, in the penal sum of $500.00, with Carl Davis and Alden Davis as sureties thereon which amount of said bond and sureties were heretofore named and approved by the court during the term said appeal was granted, and the court having examined said bond now approves the same and endorses his approval thereon in words and figures following towit: "Examined and approved in open court this 16th day of February, 1937 Horace L. Hanna, Judge of the Hendricks Circuit Court", which said bond and the approval of the court endorsed thereon is in the words and figures following, to-wit: (H.I.).

And now the plaintiffs within the time allowed by the court, also present and tender their Bill of Exceptions containing the evidence given at the trial of said cause together with the objections made thereto, and exceptions taken and the rulings of the court thereon, and pray the court that the same may be examined, signed, sealed and settled as plaintiffs' Bill of Exceptions, containing said evidence objections, exceptions and rulings as aforesaid.

And the court having examined said Bill of Exceptions containing the evidence given in the trial of said cause, together with the objections thereto, the rulings of the court and the exceptions taken to the court's ruling, finds that said Bill of Exceptions is tendered to the court within the time fixed for the filing of the said Bill of Exceptions; that said Bill of Exceptions contains all the evidence given in the trial of said cause, together with the objections thereto, the ruling of the court on said objections, and the exceptions taken to said rulings, all as given and made in the course of the trial of said cause, and that the Bill of Exceptions should be signed, sealed, filed and settled as a part of the record of said cause.

It is therefore ordered, adjudged and decreed by the court that said Bill of Exceptions, be, and the same is hereby approved, signed, sealed and settled by the court, as the Bill of Exceptions containing all the evidence given in the trial of said cause, together with the objections made thereto, the rulings of the court, and the exceptions taken, and the same is now hereby ordered by the court to be filed and made a part of the record of said cause, and the same is now filed as a part of the record of said cause, with the Clerk of the Hendricks Circuit Court and in the office of the Clerk of the HendricksCircuit Court, and said Clerk is hereby ordered to certify the same in the transcript of the record on appeal of said cause, without copying the same, said Bill of Exceptions being in words and figures following to-wit: (H.I.).

JAMES A. COBLE, ET AL.)
VS) # 14924
CITIZENS STATE BANK)
OF STILESVILLE, INDIANA,)
ET AL.)

Comes now the plaintiff, James A. Coble, by F. S. Hamilton, his attorney, and said plaintiff files affidavit for change of venue from the county, which affidavit is in the words and figures following, to-wit: (H.I.).

Comes now E. M. Blessing, attorney for defendant, and it is agreed in open Court by and between the parties hereto, that said cause be sent to the Montgomery Circuit Court, and the Court now grants said change.

The Court now orders said cause transferred to the Montgomery Circuit Court, and the plaintiff is allowed ten days to perfect said change and pay costs.

STATE OF INDIANA)
VS) # 7437
JAMES SHELTON)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, by Harney F. Semones, his attorney, and the Court having examined the affidavit and supporting affidavit for change of venue from the county, heretofore filed, and also having examined the motion to overrule the defendant's motion for change of venue from the county together with counter affidavits heretofore filed herein, and being duly advised in the premises, sustains said motion of said defendant for a change of venue from Hendricks County, and grants said change of venue to Montgomery County, Indiana, said county being considered by the Court as the most convenient county, to which ruling of the Court the State of Indiana objects and excepts.

The Court now directs the Clerk of this Court to immediately make a transcript of the proceedings and orders of the Court, and having sealed up the same with the original papers, shall deliver them to the Sheriff, who must without delay, deposit them in the Clerk's Office of the Montgomery Circuit Court and make his return accordingly, all as provided by law.

STATE OF INDIANA)
VS) # 7720 Judgt. vs Deft. for $25.00 Fine & Costs.
WILLIAM HUGH LONG) J. D. 17, Page 172.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, William Hugh Long, in his own proper person and also by his attorney, Arney Watkins, and the jury is again brought into Court and the Court now instructs the jury in writing instructions numbering one to twenty-two both inclusive.

The jury now retires in charge of a sworn officer to deliberate.

And now all of the instructions given by the Court are ordered filed with the Clerk herein and ordered made a part of the record herein and recorded in the proper order book of this Court, and now said instructions are filed with the Clerk of this Court at the close of the instructions to the jury, and are in the words and figures following, to-wit: (H.I.).

And now the jury is again brought into Court and returns a verdict of not guilty of wife desertion as charged in the first paragraph of amended affidavit, which verdict is in the words and figures following, to-wit:

State of Indiana, In the Hendricks Circuit Court,
Hendricks County, SS: January Term, 1937.
The State of Indiana) No. 7720
vs.)
William Hugh Long.) VERDICT OF THE JURY.

We, the Jury, find the defendant, William Hugh Long, not guilty of wife desertion, as charged in the first paragraph of the amended affidavit.

Bert Henderson
Foreman of the Jury.

The jury also returns a verdict of guilty of the charge of failure to provide, as charged in the second paragraph of the amended affidavit, which verdict is in the words and figures following, to-wit:

State of Indiana, In the Hendricks Circuit Court,
Hendricks County, SS: January Term, 1937.
The State of Indiana) No. 7720.
vs.)
William Hugh Long.) VERDICT OF THE JURY.

We, the Jury, find the defendant, William Hugh Long, guilty of failure to provide, as charged in the second paragraph of the amended affidavit.

Bert Henderson
Foreman of the Jury.

The jury is now discharged from further duties in this cause.

Comes now the defendant, William Hugh Long, in person and comes also the State of Indiana, by George Hadley, Deputy Prosecuting Attorney, and the defendant is now asked in open Court if he has any cause to show why sentence should not be pronounced upon the verdict, and their appearing now, it is now adjudged and decreed by the Court that the defendant, William Hugh Long, for the offense by him committed be and he is fined in the sum of $25.00 and that he be and he is imprisoned in the State Farm for a period of four months, and that he pay the costs of this action, taxed at _____dollars and _____cents.

And it further appearing to the Court that said defendant will endeavor to pay for the support of his wife, the Court having regard to the circumstances and to the financial ability and earning capacity of the defendant, hereby makes an order, which shall be subject to change as circumstances may require, directing said defendant, William Hugh Long, to pay $10.00 on February 23rd, 1937, and $10.00 each week thereafter for a period of four months from this date, said payments to be made to the Clerk of this Court for the benefit of said wife, Mrs. William Hugh Long.

And now the Court suspends the sentence to the State Farm, and the defendant, William Hugh Long, is released pending further order of this Court, and during the good behavior and the performance of the above order of this court.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Wednesday Morning, February 17th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

ROBERT F. DAVIDSON AS RECEIVER)
OF THE J. F. WILD AND COMPANY,)
A STATE BANK)
VS) # 14917
WILLIAM H. BALDAUF, ET AL.)

Come now the defendants, by Edgar M. Blessing, their attorney, and file answer in general denial, which answer is in the following words and figures, to-wit: (Here Insert).

GERTRUDE RUTLEDGE, ADMINISTRATRIX)
OF THE ESTATE OF BERT C. RUTLEDGE,)
DECEASED.)
VS) # 15043
BOWMAN ELDER, RECEIVER OF INDIANA)
RAILROAD.)

Comes now the defendant, by counsel, and moves the Court for a new trial, which motion for new trial is in the following words and figures, to-wit: (Here Insert).

JOHNSON-MAAS CO., INC.)
VS) # 14950
GUY K. MASTEN, ET AL.)

Comes now the plaintiff, by Otis E. Gulley, its attorney, and dismisses this action, and it appearing to the Court that the costs herein are paid, this action is now dismissed without judgment and without prejudice.

HOME LUMBER COMPANY OF)
DANVILLE, INDIANA)
VS) # 14973
JOHN F. BOND)

Comes now the plaintiff, by Edgar M. Blessing, its attorney, and dismisses this action, and it appearing to the Court that the costs herein are paid, this action is now dismissed without judgment and without prejudice.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Thursday Morning, February 18th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

JOHN W. KEENEY, EXECUTOR OF)
LAST WILL AND TESTAMENT OF)
LUCINDA E. KING, DECEASED.)
VS) # 14698
WILSON T. BECK)
MATILDA J. BECK)

Comes now the plaintiff, by Harney F. Semones, his attorney, and dismisses this action, and it appearing to the Court that the costs herein are paid, this action is now dismissed without judgment and without prejudice.

KATE (MARSH) SYMMONDS)
VS) # 14919
O. A. ROBINSON, ETC.)

Comes now the plaintiff, by Harney F. Semones, her attorney, and dismisses this action, and it appearing to the Court that the costs herein are paid, this action is now dismissed without judgment and without prejudice.

AMERICAN CENTRAL LIFE)
INSURANCE CO. OF INDIANAPOLIS,)
INDIANA.)
VS) # 14969
OTIS E. GULLEY, ET AL.)

Comes now the plaintiff, Edgar M. Blessing, their attorney, and dismisses this action, and it appearing to the Court that said change of venue was not perfected, and it further appearing to the Court that the costs herein are paid, this action is now dismissed without judgment and without prejudice.

STUART WADDELL, ET AL.)
VS) # 14999
THOMAS J. WALSH)

Come now the plaintiffs, by Harney F. Semones, their attorney, and dismisses this action, and it appearing to the Court that the costs herein are paid, this action is now dismissed without judgment and without prejudice.

THE HOOSIER PANEL COMPANY)
OF NEW ALBANY, INDIANA.)
VS) # 15051
OTIS KIRTLEY)

Comes now the plaintiff, by Harney F. Semones, its attorney, and dismisses this action, and it appearing to the Court that the costs herein are paid, this action is now dismissed without judgment and without prejudice.

APPOINTMENT OF DEPUTY CORONER

STATE OF INDIANA)
HENDRICKS COUNTY) SS:

I, Charles Rawleigh Baker, Coroner of Hendricks County, do hereby appoint, J. C. Stafford of said county and state, Deputy Coroner for Hendricks County, Indiana.

IN WITNESS WHEREOF, I have hereunto subscribed my name this 18th day of Feb., 1937.

C. Rawleigh Baker
Coroner of Hendricks County

OATH OF DEPUTY CORONER.

I, J. C. Stafford, do solemnly swear, that I will support the Constitution of the United States, and the Constitution of the State of Indiana, and that I will in all things, to the best of my skill and ability, faithfully and honestly discharge my duties as Deputy Coroner of Hendricks County, so help me God.

J. C. Stafford, M.D.

Subscribed and sworn to before me this 18" day of February, 1937.

(SEAL)

Walter E. Hadley,
Clerk Hendricks Circuit Court.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Friday Morning, February 19th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

FLETCHER JOINT STOCK LAND BANK)
OF INDIANAPOLIS.)
VS) Cause No. 15067
JESSIE M. WALTON,) DECREE FORECLOSING REAL ESTATE MORTGAGE.
MINNIE M. ANDERSON,) Judgt. vs Defts., Jessie M. Walton and
JOHN BOMBEI,) Minnie M. Anderson, for $6939.23 and
FRANCES J. BOMBEI,) Costs.
MARION BUILDING AND INVESTMENT) J. D. 17, Page 172.
COMPANY,)
POSTAL TELEGRAPH-CABLE COMPANY.)

Comes now the plaintiff, Fletcher Joint Stock Land Bank of Indianapolis, Indiana, by its attorneys of record herein, Zimri E. Dougan and J. F. Beals, and come also Blessing and Kendall, attorneys, and withdraw their appearance heretofore entered as attorneys for defendants Minnie M. Anderson, John Bombei and Frances J. Bombei, his wife;

And comes also defendant Postal Telegraph-Cable Company, by its attorney J. L. Farrell, and files herein its answer to plaintiff's complaint, which said answer is in the following words and figures towit:

(Here Insert)

And it is now shown to the court by the writ of summonses issued herein and the return of the respective sheriffs thereon, which writs and returns are in the following words and figures, towit:

(Here Insert)

That each of the defendants Jessie M. Walton, Minnie M. Anderson, John Bombei, Frances J. Bombei, Marion Building and Investment Company, Postal Telegraph-Cable Company, and each of them, have been duly served with process in this cause more than ten days before the date fixed by plaintiff by endorsement on its complaint for said defendants, and each of them to appear and answer said complaint, and more than ten days prior hereto, and said defendants Jessie M. Walton, Minnie M. Anderson, John Bombei, Frances J. Bombei, and Marion Building and Investment Company, each failing to appear and answer said complaint are now each three times loudly called in open court but come not and herein wholly make default.

And this cause now being at issue upon the complaint filed herein and the answer of defendant Postal Telegraph-Cable Company, is now submitted to the court without the intervention of a jury, upon the issue thus made and the default of the above named defendants, for trial, finding and decree, and the court having heard the evidence adduced, and being sufficiently advised in the premises, finds for the plaintiff upon its complaint and finds the allegations thereof are true.

The court further finds that Postal Telegraph-Cable Company, a defendant herein, is the owner and holder of an easement upon said real estate as alleged in plaintiff's complaint and set out in the answer of said defendant herein filed, but that said easement was given and granted to said defendant subsequent to the

execution of plaintiff's mortgage herein and that plaintiff did not join in the execution of said easement and did not consent thereto, and that said easement of said defendant is inferior and subject to the lien of plaintiff's mortgage herein sought to be foreclosed.

The court further finds that said defendants John Bombei and Frances J. Bombei, husband and wife are the owners of the fee simple title in and to said real estate and are in possession thereof; that defendant Minnie M. Anderson assumed and agreed to pay the debt secured by plaintiff's mortgage in the deed by which she acquired title to said real estate, as alleged in plaintiff's complaint, and thereby became liable for judgment herein for the sum found due plaintiff and secured by said mortgage; that plaintiff is the owner and holder of the mortgage described in its complaint and the note thereby secured, and that said mortgage has not been satisfied and released of record and is a valid and subsisting lien upon the real estate described therein, except that part thereof heretofore released from the lien thereof, as alleged in plaintiff's complaint.

The court further finds that the note and mortgage described in plaintiff's complaint were each duly executed by John Otis Walton now deceased and Jessie M. Walton, as alleged in plaintiff's complaint; that the claim of interest, title or lien of Marion Building and Investment Company is inferior and subject to the lien of plaintiff's mortgage.

The court further finds that the mortgage described in plaintiff's complaint was duly recorded in the records of Hendricks County on the 13th day of June, 1923 in Mortgage Record 78, pages 394, 395, 396 and 397 of the records in the Recorder's Office of said Hendricks County.

The court further finds that a part of the real estate described in said mortgage has been released from the lien thereof as alleged in plaintiff's complaint, but that the lien of said mortgage upon the real estate not so released and described in plaintiff's complaint, was not affected or released thereby.

The court further finds that mortgagors made default of the terms of said mortgage as alleged in plaintiff's complaint, and that plaintiff in order to protect its interest in the security intended to be given, and as authorized by its said mortgage, made advancements and payments as alleged in plaintiff's complaint, and that on account of said default and failure of mortgagors, plaintiff exercised its option granted in said mortgage and declared the whole amount of the debt secured by said mortgage due as of June 12, 1933, and that said mortgage and the note thereby secured, provides for interest upon the unpaid balance of said note from and after the time of said default, and interest upon all advancements and payments from the date of each of same, at the rate of eight per cent. per annum.

The court further finds that the mortgage described in plaintiff's complaint, and the note thereby secured, provide for the payment by mortgagors of attorneys fees; that plaintiff has been compelled to secure the services of local counsel in bringing this suit, and has agreed to pay local counsel as fee for such services the sum of $50.00; that said sum is a reasonable fee for plaintiff's local counsel herein and that same should be made a part of any judgment entered herein in behalf of plaintiff, and declared to be a part of the debt secured by plaintiff's mortgage.

The court further finds that there is due and owing the plaintiff, Fletcher Joint Stock Land Bank of Indianapolis, and secured by the mortgage herein described, the following sums, to wit:

Unpaid balance of principal and interest on June 12, 1933	$4,884.70
Interest thereon from June 12, 1933 at eight per cent	1,367.71
Paid by plaintiff for Tax Certificate on February 9, 1932	158.93
Interest thereon from February 9, 1932 at eight per cent	63.57
Paid by plaintiff for Tax Certificate on Febrary 21, 1936	351.67
Interest thereon from February 21, 1936 at eight per cent	28.01
Paid by plaintiff for insurance on May 18, 1936	26.98
Interest thereon from May 18, 1936 at eight per cent	1.16
Paid by plaintiff for abstract continuation November 13, 1936	6.50
Attorneys fees for plaintiff's local counsel	50.00
	$6,939.23

The court finds that the above sum is justly owing to plaintiff, secured by the mortgage described in the complaint herein, and that same is due and wholly unpaid.

The court finds that the note and mortgage described in plaintiff's complaint was duly signed and executed by defendant Jessie M. Walton, and that plaintiff should have judgment herein against the said Jessie M. Walton for the amount so owing plaintiff and secured by its said mortgage; that defendant Minnie M. Anderson assumed and agreed to pay the mortgage debt in the deed by which she acquired title, and that plaintiff should have judgment herein against the said Minnie M. Anderson for the amount found owing plaintiff and secured by its said mortgage.

The court further finds that plaintiff's mortgage described in its complaint herein, as against each and every one of the defendants in this suit, is a valid and subsisting lien as of its date upon the fee simple of the real estate therein described, except that part thereof released from the lien thereof as described in plaintiff's complaint, being the same real estate hereinafter described and ordered and decreed to be sold, and that the lien of said mortgage in the sum of $6,939.23 upon said real estate hereinafter ordered to be sold, is prior in time andsuperior in equity to the right, title, interest and claim of each of the defendants in this suit, and that said mortgage in the sum as against each of the said defendants, ought to be foreclosed as in plaintiff's complaint prayed, and that said real estate ought to be sold in satisfaction of plaintiff's said debt as hereinfound to be due and owing plaintiff, with interest thereon from this date at eight per cent. per annum, and in satisfaction of the costs of this action, and of the costs and expenses of said sale, without relief from valuation or appraisement laws, and that the equity of redemption of each and all of the defendants in this suit, except the statutory right of redemption fixed by law, in, to and over said real estate, ought to be forever barred and foreclosed.

The court further finds that defendant Postal Telegraph-Cable Company, should have the right and opportunity to negotiate for and secure a new grant of easement over the real estate herein ordered to be sold, from the grantee in said sheriff's deed pursuant to said sale, before being required to remove its line of poles and apparatus from said premises.

It is therefore ordered, adjudged and decreed, that Fletcher Joint Stock Land Bank of Indianapolis, plaintiff herein, have judgment against defendants Jessie M. Walton, and Minnie M. Anderson, and each of them, in the sum of $6,939.23, and the costs and charges in this cause laid out and expended, and that the mortgage described in plaintiff's complaint be foreclosed, and the equity of redemption of each and all of the defendants of this suit, and of all persons claiming from, under or through them in and to said mortgaged premises located in Hendricks County, Indiana, towit:

A part of the West Half of Section 23, Township 15 North, Range 1 East, described as beginning at a stone on the West line of said Section 23, which is 34.12 chains South of the North West corner of said Section and running thence South along said West line a distance of 13.59 chains, thence running East parallel to

the South line of said Section 23, a distance of 39.68 chains to an iron pin on the East line of said Half Quarter Section, thence running North along said East line a distance of 13.49 chains to a stone on said East line, thence running West parallel to the North line of said Section a distance of 39.62 chains and to the place of beginning, containing 53.67 acres.

Also, a part of the North West Quarter of Section 23, Township 15 North, Range 1 East, described as beginning at a stone on the West line of said Section 23, which is 20.56 chains South of the North West corner thereof, and running thence South along said West line a distance of 13.56 chains to a stone on the said West line, thence running East parallel to the North line of said Section a distance of of 39.62 chains to a stone on the East line of said Quarter Section, thence running North along said East line a distance of 13.56 chains to a stone on said East line, thence running West parallel to the North line of said Section a distance of 39.56 chains to the place of beginning, containing 53.67 acres.

Also, a part of the North West Quarter of Section 23, Township 15 North, Range 1 East, described as follows: Beginning at a stone in the West line of said Section 23, which is 20.56 chains South of the North West corner thereof, and running thence East parallel to the North line of said Section a distance of 39.56 chains to a stone in the East line of said Quarter Section, thence North to an iron pin in said East line, which is 12.04 chains South of the North East corner of said Quarter Section, thence West parallel to the North line of said Quarter Section a distance of 39.51 chains to a stone in the West line of said Quarter Section thence South to the place of beginning, containing 33.70 acres, more or less.

EXCEPT THEREFROM THE FOLLOWING DESCRIBED TRACT: A part of the South West Quarter of Section 23, Township 15 North, Range 1 East described as beginning at a stone on the West line of said Section, which is 42.67 chains South of the North West corner of said Section, and running thence South along said West line a distance of 5.04 chains to a point, (witnessed by an iron pipe 15 feet East thereof) which point is 33.215 chains North of the South West corner of said Section; thence East a distance of 39.68 chains to an iron pin on the East line of said South West Quarter; thence North along east line of said South West Quarter a distance of 5.04 chains to an iron pin; thence West parallel to the South line of said tract a distance of 39.67 chains to the place of beginning, containing 20 acres, more or less.

Be, and the same is, hereby forever barred and foreclosed, except the right of redemption granted by the laws of the State of Indiana; that said real estate and all the right, title and interest of said defendants, and each of them, and of all persons claiming from, under or through them, in and to the same, or so much thereof as may be necessary for that purpose, be sold by the Sheriff of the County of Hendricks, in the State of Indiana, as lands are sold on executions, such sale to be made without any relief from valuation or appraisements laws.

The Sheriff of Hendricks County, Indiana is hereby directed to apply the money derived from the sale of the above described real estate as herein ordered, as follows:

FIRST to the payment of the costs of this action and to the costs and expenses of such sale.

SECOND to payment to plaintiff, Fletcher Joint Stock Land Bank of Indianapolis, of the sum of $6,939.23, with interest thereon from this date at the rate of eight per cent. per annum.

THIRD, if after applying proceeds of said sale as above directed, there should be any sum remaining in the hands of the sheriff unapplied, said sheriff shall pay the same to the clerk of this court to be paid out on further order of the court.

It is further ordered by the court that upon the expiration of the statutory period of redemption, and the execution by the sheriff of a deed of conveyance of said mortgaged premises, so sold hereunder and not redeemed, to the person or persons entitled thereto, the defendants in this suit, and each of them, and anyone claiming under them or either of them, in possession of said real estate or any part thereof, shall, upon demand and exhibition of said deed, or a certified copy thereof, forthwith surrender to the holder of said deed full and peaceable possession of said real estate, except that defendant Postal Telegraph-Cable Company shall have reasonable

time to secure from the persons so receiving title by said Sheriff's Deed, a grant of a right of way over said real estate for its line of poles, wires and apparatus, before being compelled to remove same from said premises. And, in the event such persons, or any of them, shall fail or refuse to surrender possession of the aforesaid premises, then upon motion of the person entitled to such possession an order shall be entered in this cause directing a writ of assistance to issue to said sheriff commanding him to remove such person or persons in possession of said real estate, and put the holder of said Sheriff's Deed into the full and peaceable possession thereof.

It is further ordered by the court that should said real estate fail to sell for a sum sufficient to satisfy plaintiff's said deby and costs, an execution shall issue and be levied on the goods and chattels of defendants Jessie M. Walton and Minnie M. Anderson, and each of them, or either of them, subject to execution for such deficiency.

It is further ordered by the court that a copy of this decree, duly certified under the hand of the clerk and the seal of this court shall be full authority to the sheriff to execute the same.

All of which is hereby finally ordered, adjudged and decreed by the court.

STATE OF INDIANA, EX REL)
WENDALL R. FUSON, AUDITOR)
HENDRICKS COUNTY, INDIANA.)
VS) # 14722
BERTHA L. CHRISTIE, ET AL.)

Comes now the plaintiff, by A. J. Kahl, its attorney, and dismisses this action. And it appearing to the Court that the costs herein are paid, this cause is now dismissed without judgment and without predjudice.

LEDIA E. HOUGH)
VS) # 15071
LUTHER E. HOUGH)

Comes now the plaintiff, by A. M. Watkins, her attorney, and dismisses this action. And it appearing to the Court that the costs herein are paid, this cause is now dismissed without judgment and without predjudice.

ESTHER A. DODD, ET AL.)
VS) # 15087
LILLIE TESSA (GOWIN))
SUTHERLIN, ET AL.)

Comes now the plaintiff, by Harney F. Semones, her attorney and asks that alias summons be issued to the Sheriff of Hendricks County, Indiana, for Ruth Elsie Gowin, and make the same returnable on the 6th day of March, 1937.

STATE OF INDIANA)
VS) # 7682
)
)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files motion for re-arrest of the defendants herein for reason therefor that said defendants have failed to pay fine and costs against them, respectively, which motion is in the following words and figures, to-wit: (Here Insert).

And the Court having seen and examined said motion and being sufficiently advised in its premises, now finds that the allegations state therein are true, and the Court directs the Sheriff of Hendricks County to arrest said defendants and commit them to Jail unless or until such fine and costs are paid, or until they are made by levy on the proper of defendants, respectively, or staid.

STATE OF INDIANA)
V S). # 7732
THOMAS WALSH)
LA VERNA DAVIS

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comrs also La Verna Davis, the defendant, in person and by his attorney, Charles V. Sears, and said defendant waives arraignment and pleads not guilty.

And now the Court fixes the defendant's bond in the sum of $100.00.

STATE OF INDIANA)
VS) # 7734 Judgt. vs Deft. for $25.00 Fine and Costs.
THOMAS WALSH) J. D. 17, Page 172.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Thomas Walsh, in his own proper person, who being duly arraigned in open Court pleads guilty.

It is, therefore, now adjudged and decreed by the Court that the defendant, Thomas Walsh, for the offense by him committed be and he is fined in the sum of twenty-five dollars, and that he be and he is imprisoned in the State Farm for thirty days, and that he pay the costs of this action, taxed at _____dollars and _____cents.

It is further adjudged by the Court that the sentence to the State Farm is suspended during the good behavior of this defendant, and that the defendant, Thomas Walsh, is released on his own recognizance, and two weeks time is given to pay said fine and costs, and the defendant is ordered to report for an interview with this Court on March 5th, 1937.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.
Horace R. Hanna, Judge.

Saturday Morning, February 20th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

IDA BLACKBURN)
VS) # 14719 Judgt. vs Pltf. for Costs.
PLINEY L. JOYCE) J. D. 17, Page 174.

Comes now the plaintiff, by counsel, and moves to dismiss this cause at plaintiff's costs.

And the Court being duly advised, now sustains said motion and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Ida Blackburn, is ordered to pay the costs of this action, taxed at _____dollars and_____cents.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Monday Morning, February 22nd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

GRAND AND PETIT JURORS, DRAWN FOR THE MARCH TERM, 1937.

BE IT REMEMBERED, That on the 22nd day of February, 1937, Ed Smith and Charles G. Miles the duly appointed, qualified and acting Jury Commissioners of this court appeared at the office of the Clerk of the Hendricks Circuit Court, and the Clerk drew from the Jury Box the names of the following, persons for Grand Jury service at the March Term, 1937, of this court, viz:

Richard Trotter	Eel River	Twp.
Murat Keeney	Middle	Twp.
Buford May	Guilford	Twp.
Edward Lamar	Brown	Twp.
Harold Ward	Washington	Twp.
Lawrence Newlin	Guilford	Twp.

And the Clerk of this Court at the same time and in the like manner drew from the Jury Box the names of the following persons for Petit Jury service for the January Term, 1937, of this court, viz:

1. Lon Buis,	Clay	Twp.	13. George McClellan,	Liberty	Twp.
2. Everett Stanley,	Liberty	Twp.	14. Frank Thompson,	Marion	Twp.
3. John Hackathorne,	Marion	Twp.	15. Russel Turley,	Brown	Twp.
4. Theodore Mullis,	Franklin	Twp.	16. Allen McDaniel,	Brown	Twp.
5. H. E. Jenkins,	Center	Twp.	17. Elmer Hall,	Franklin	Twp.
6. Ralph Smith,	Center	Twp.	18. Claude Shane,	Center	Twp.
7. Charles E. Vaughn,	Franklin	Twp.	19. Thomas Burns,	Lincoln	Twp.
8. Frank Jessup,	Washington	Twp.	20. Harry Curry,	Union	Twp.
9. Schuyler A. Arnold,	Franklin	Twp.	21. Howard Rushton,	Liberty	Twp.
10. Porter Smith,	Center	Twp.	22. Albert Sloan,	Middle	Twp.
11. Boyd Collins,	Clay	Twp.	23. Verne Wolfe,	Middle	Twp.
12. Ralph Leach,	Union	Twp.	24. Glenn Leak,	Union	Twp.

STATE OF INDIANA)
VS) # 7736 Judgt. vs Deft. for $5.00 Fine & Costs.
JAMES STEPHENSON) J. D. 17, Page 174.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, James Stephenson, in his own proper person, who being duly arraigned in open Court, enters his plea of guilty.

It is, therefore, now adjudged and decreed by the Court that the defendant, James Stephenson, for the offense by him committed, be and he is fined in the sum of five dollars, and that he pay the costs of this action, taxed at _____ dollars and_____cents, and the Court orders said defendant to be committed to the Jail of this County until the same are paid or replevied.

JOSEPHINE LAMBERT BY)
GEORGE A. ALLEN, GDN.)
VS) #15032 On Account of Change of Venue.
OTTO E. RIENESS, ET AL.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the Court of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Fifteen Dollars and - - - Cents ($15.00) in the case of Josephine Lambert by George A. Allen, Gdn. vs. Otto E. Rieness, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

February 22nd, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

IDA BLACKBURN)
VS) # 14719 On Account of Change of Venue.
PLINEY L. JOYCE)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Ida Blackburn vs. Pliney L. Joyce is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the Courty of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

February 22nd, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana.

STIX-ALTMAN-WEINER, INC.)
VS) # 14949 On Account of Change of Venue.
PENN WASH BOOTERY, INC.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Stix-Altman-Weiner, Inc. vs. Penn Wash Bootery, Inc. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

February 22nd, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

EARL WISCHMEYER)
VS) # 14945 On Account of Change of Venue.
NELLIE WISCHMEYER)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit: Ten Dollars and Fifty Cents ($10.50) in the case of Earl Wischmeyer, et al. vs. Nellie Wischmeyer is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

February 22nd, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana.

MABEL SKINNER)
VS) # 14790 On Account of Change of Venue.
HAROLD B. BRYANT, ET AL.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto.

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit: Two Hundred Twenty-Eight Dollars and Ninety Cents ($228.90) in the case of Mabel Skinner vs. Harold B. Bryant, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

February 22nd, 1937. Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

SACKS BROS. FINANCE CO., INC.)
VS) # 15052 On Account of Change of Venue.
EDWARD C. KASSENBROCK)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Ten Dollars and Fifty Cents ($10.50) in the case of Sacks Bros. Finance Co., Inc. vs. Edward C. Kassenbrock is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

February 22nd, 1937. Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

LEORA G. BLAZER)
VS) # 14631 On Account of Change of Venue.
BEN HUR LIFE ASSOCIATION)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. nineteen Dollars and fifty Cents ($19.50) in the case of Leora G. Blazer vs. Ben Hur Life Association is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

February 22nd, 1937. Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

HELEN S. CURTIS)
VS) # 14842 On Account of Change of Venue.
INDIANA OOLITIC REALITY CO., ET AL.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing

case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Helen S. Curtis vs. Indiana Oolitic Reality Co., et al is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

February 22nd, 1937. Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

JOHN F. MITHOEFER)
VS) # 13999 On Account of Change of Venue.
CITY OF INDIANAPOLIS, ET AL.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. twenty-nine Dollars and - - Cents ($29.00) in the case of John F. Mithoefer vs. City of Indianapolis, Et Al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

February 22nd, 1937. Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

JESSIE LEONARD)
VS) # 15080 On Account of Change of Venue.
MOLINE LEONARD)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Jessie Leonard vs. Moline Leonard is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the auditor of said County of Marion is hereby ordered and directed to issue

his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

February 22nd, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of
Indiana.

EDNA DAVIS)
VS) # 14718 On Account of Change of Venue.
ALMA VONDERSAAR, ET AL.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Edna Davis vs. Alma Vondersaar, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

February 22nd, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of
Indiana.

JOHN M. STAPLES)
VS) # 14858 On Account of Change of Venue.
FERROL V. STAPLES)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Twenty-four Dollars and Fifty Cents ($24.50) in the case of John M. Staples vs. Ferroll V. Staples is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

February 22nd, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

And court adjourned until 9:00 o'clock A. M. Tuesday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Tuesday Morning, February 23rd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7708 Judgt. vs Deft. for Costs.
ROY HITES) J. D. 17, Page 174

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files motion to dismiss defendant's appeal in the above cause, which motion is in the following words and figures, to-wit: (Here Insert). And the Court examining the same, and being duly advised in the premises, now sustains said motion and said appeal is now dismissed at the defendant's cost.

It is, therefore, considered, ordered and adjudged by the Court that the defendant's appeal in this cause be and the same is hereby dismissed, and the defendant, Roy Hites, is ordered to pay the costs of this action, taxed at _____ dollars and _____cents.

LEON T. LEACH)
VS) #14936
INDUSTRIAL SOLVENTS, INC.)

Comes now the plaintiff, by counsel, and files reply to defendant's second paragraph of answer, which reply is in the words and figures following, to-wit: (H.I.).

RISHEL C. JACKSON)
VS) # 15024
JOHN S. DRYBREAD)
FRANK SMITH)

Comes now again the parties, by counsel, and the hearing of evidence is continued and completed.

And now this cause is submitted to the Court without argument, and the Court takes matter under advisement.

CLARENCE HAMILTON)
VS) # 15029
UNITED TAXI CO., INC.)

Come now the defendants, by counsel, and file answer to plaintiff's second amended complaint, which answer is in the words and figures following, to-wit: (H.I.).

ESTHER A. DODD, ET AL.)
VS) # 15087
LILLIE TESSA (GOWIN) SUTHERLIN,)
ET AL.)

Comes now the plaintiff, by Harney F. Semones, her attorney, and asks that an alias summons by issued to the Sheriff of Marion County, Indiana, to

Ruth Elsie Gowin, and makes the same returnable March 10th, 1937.

STATE OF INDIANA, EX REL,)
WENDALL R. FUSON, AUDITOR)
OF HENDRICKS COUNTY, INDIANA.)
VS)
MARGARET A. SHELLEY, ET AL.)

Judgt. vs Deft., Margaret A. Shelley, for $654.40 and Costs.
J. D. 17, Page 175,
Judgt. In Rem in favor of The County Dept. of
) # 15039 Public Welfare of Hendricks County & State Dept.
) DECREE of Public Welfare of Indiana.
J. D. 17, Page 175.

Come now the defendants, The County Department of Public Welfare of Hendricks County and the State Department of Public Welfare of Indiana by counsel and file their cross-complaint herein, which cross-complaint is in the words and figures following, to-wit: (H.I.) and said defendants also file answer in general denial to plaintiff's complaint herein, which answer is in words and figures following, to-wit: (H.I.) and comes now plaintiff by counsel and files answer in general denial to said cross-complaint, which answer is in words and figures following, to-wit: (H.I.). And it appearing to the court by the summons herein, and the return of the sheriff indorsed thereon, that the defendant Margaret A. Shelley has been served with process more than 10 days before the 7th day of December, 1936, being the date indorsed on plaintiff's complaint for the return day of summons thereon, which said summons and return thereon are in words and figures as follows, to-wit: (H.I.)

And now on motion of plaintiff the defendant Margaret A. Shelley being three times audibly called in open court, comes not, but herein wholly makes default.

And this cause being at issue the same is now submitted to the court for trial, finding, judgment, and decree, without the intervention of a jury, and the court having heard the evidence and being duly advised in the premises, now finds for the plaintiff, and that the allegations of plaintiff's complaint are true and that there is due plaintiff from the defendant Margaret A. Shelley, on the note sued upon in the complaint the sum of $654.40, which said sum includes principal, interest, unpaid taxes on the real estate hereinafter described, insurance premiums advanced by plaintiff, and damages, and which amounts plaintiff is entitled to recover from said defendants, together with costs of this action, all without relief from valuation or appraisement laws; and the court further finds that said amounts are secured by a mortgage upon the real estate described in plaintiff's complaint and hereinafter described; and that said mortgage is a first lien upon said real estate prior and superior to the lien or liens of each of the defendants hereto and/or any person or persons claiming by, under, and/or through them or any person claiming to have acquired a lien on said real estate since the commencement of this action, and that plaintiff is entitled to have its said mortgage foreclosed as against all of said defendants upon the real estate described in plaintiff's complaint and hereinafter described.

And the court further finds for the cross-complainants, The County Department of Public Welfare of Hendricks County and the State Department of Public Welfare of Indiana on their cross-complaint and that the allegations thereof are true, and that the County Department of Public Welfare of Hendricks County did grant the defendant Margaret A. Shelley old age assistance; that notice thereof was filed in the office of Recorder of Hendricks County on the 4th day of June, 1936, in Old Age Penson Record No. 1 at page 4 and since said date the cross-complainants have held a lien on the real estate described in plaintiff's complaint to the extent and amount of the old

age assistance paid by cross-complainants to the defendant Margaret A. Shelley. The court further finds that the said cross-complainants have paid to the defendant Margaret A. Shelley the sum of $98.11 and that said sum is secured by said lien on said real estate, but that said lien is second, junior, and inferior to the lien of plaintiff's mortgage herein; that said cross-complainants are entitled to have said lien foreclosed as against the real estate herein of the defendant Margaret A. Shelley subject to the mortgage lien of plaintiff herein.

It is therefore considered, ordered, adjudged, and decreed by the court that plaintiff have and recover of and from the defendant Margaret A. Shelley the said sum of $654.40, together with the costs of this action, and all accruing costs, without relief from valuation or appraisement laws.

And it is further considered, adjudged, and decreed by the court, that the equity of redemption of the defendants herein, and all persons claiming from, under, and through them in and to the real estate described in plaintiff's complaint, lying and being in the County of Hendricks, State of Indiana, and described as follows, to-wit:

Lot Number five (5) in Block Numbered six (6) in
Nave's Addition to the Town of Danville, Indiana,

be and the same is forever barred and foreclosed, and that said real estate and all the right, title, interest, and claim of said defendants and of all persons claiming from, under, and through them in and to the same, or so much thereof as may be necessary for that purpose shall be sold by the sheriff of said County of Hendrick, State of Indiana, as other lands are sold on execution, the sale to be without relief from valuation or appraisement laws.

It is further considered and adjudged by the court that the cross-complainants have and recover judgment against the real estate hereinbefore described in the amount of $98.11 together with costs of this action; that the lien of said cross-complainant for said amount be foreclosed as against all claim and interest of the defendant Margaret A. Shelley in and to the real estate heretofore described, subject to the mortgage lien of plaintiff thereon, which judgment and the lien thereof is junior and subject to the judgment hereinbefore rendered for plaintiff and the lien of plaintiff's mortgage therein foreclosed.

It is further considered and adjudged that the proceeds arising from said sale be applied as follows, to-wit:

First, to the payment of the costs and accruing costs herein;

Second, to the payment of the amount found due plaintiff on the claim sued upon herein, being the amount of the judgment hereinbefore rendered, together with interest from this date;

Third, to the payment of the amount found due the cross-complainants on their cross-complaint, being the amount of the judgment hereinbefore rendered in favor of said cross-complainants, together with interest from this date;

Fourth, the overplus, in any, remaining after payment of the costs and accruing costs and the foregoing judgments and interest, to be paid by the sheriff to the clerk of this court for the use of the party lawfully entitled and authorized to receive the same.

In the event said mortgaged premises shall fail to sell for a sum sufficient to pay and satisfy the judgment of plaintiff herein, including principal, interest, and costs, the residue of which said judgment so remaining unpaid shall be

made out of the goods and chattels, lands and tenements, of said defendant Margaret A. Shelley, subject to execution, and the sale thereof shall be made without relief from valuation or appraisement laws.

It is further considered and adjudged that a copy of this decree under the hand of the clerk of this court and the seal thereof shall be sufficient authority for the sheriff to execute the same.

APPOINTMENT OF DEPUTY CORONER

STATE OF INDIANA)
) SS:
HENDRICKS COUNTY)

I, Charles Rawleigh Baker, Coroner of Hendricks County, do hereby appoint, Mount E. Frantz of said county and state, Deputy Coroner for Hendricks County, Indiana.

IN WITNESS WHEREOF, I have hereunto subscribed my name this 23rd day of Feb., 1937.

C. Rawleigh Baker
Coroner of Hendricks County.

OATH OF DEPUTY CORONER.

I, Mount E. Frantz, do solemnly swear, that I will support the Constitution of the United States, and the Constitution of the State of Indiana, and that I will in all things, to the best of my skill and ability, faithfully and honestly discharge my duties as Deputy Coroner of Hendricks County, so help me God.

Mount E. Frantz M. D.

Subscribed and sworn to before me this 23rd day of February, 1937.

(SEAL)

Walter E. Hadley,
Clerk Hendricks Circuit Court.

COURT ALLOWANCES FOR THE JANUARY TERM, 1937.

Lillian Priest, Court Reporter.	$ 240.00
Walter E. Hadley, Clerk Per Diem for Attending Court and Change of Venue Claims.	70.00
Ed Smith, Jury Commissioner.	18.00
Charles G. Miles, Jury Commissioner.	18.00
Charles V. Sears, Special Judge.	10.00
Alvin Hall.	25.00
Hendricks County Republican.	11.03
The Lawyers Co-operative Publishing Company.	7.50
Albert H. Shane, Return of Fugitives.	42.36
PETIT JURY:	
Bert Henderson	31.20
Joe Sharp	23.40
Ralph Hawkins	12.80
James R. Buis	33.30
Walter Sanders	37.60
Abigail Durham	17.50
Roy Carter	24.00
Herbert Tucker	25.20

John Bray	$ 28.00
Rol Cooper	30.40
Frank Kittle	24.00
Clarence Watt	28.00
Asa Kurtz	27.20
Oral E. Owens	3.90
Amie M. Hadley	17.50
R. E. Moore	23.40
Marvin Weaver	14.40
Lowell Krebs	7.00
Joseph Lynch	7.80
Shelton's Cafe 26 meals @ .50¢ each	13.00
T o t a l	871.49

Ordered by the Court that all causes both Civil and Criminal and all pleas, plaints, motions and demurrers not disposed of at the present term of court be continued to the March Term, 1937, of said court.

And Court adjourned until court in course,

Records read and signed in open court.

Horace L. Hanna, Judge.

Monday Morning, March 1st, 1937.

Pleas and proceedings had in the Hendricks Circuit Court, within and for Hendricks County, State of Indiana, at the March Term, 1937, which term of court was begun and continued at the Court House in the town of Danville, in the County and State aforesaid, commencing on Monday the 1st day of March Term, 1937, that being the day fixed by law for holding said Term of Court.

Present Honorable Horace L. Hanna, Judge.

John A. Kendall, Prosecuting Attorney,

Albert H. Shane, Sheriff,

Walter E. Hadley, Clerk.

Whereupon, said Sheriff proclaimed said Court open, according to law, and the following proceedings were had, to-wit:

JOHN S. DRYBREAD)
VS) # 15118
WILLIAM F. EVANS, ET AL.)

Comes now Claycombe and Stump, attorneys, and enter their appearance for the defendant, International Harvester Company, Inc.

CHARLES B. HARDY)
VS) # 15115
MAY (HARDY) MILTON)

Comes now the defendant, by counsel, and files motion to make complaint more specific, which motion is in the following words and figures, to-wit: (Here Insert).

CLIFTON HENRY)
VS) # 15094
ALMA BENDER AND)
BANKERS TRUST COMPANY)

Comes now the plaintiff, by counsel, and petitions the Court to amend his complaint herein, which petition is in the following words and figures, to-wit: (Here Insert).

And the Court having seen and examined said petition and being duly advised in its premises, now sustains said petition and the plaintiff is given leave to amend his complaint as prayed for.

SUSAN P. HIATT)
VS) # 14778
LYLE R. HIATT)

Comes now the commissioner, herein, and files his financial report, which financial report is in the following words and figures, to-wit: (Here Insert).

Monday March 1st, 1937, and the 1st day of the March Term, 1937.

STATE OF INDIANA, ON RELATION)
OF LUTHER F. SYMONS, BANK COM-)
MISSIONER OF THE STATE OF INDIANA)
VS) # 13635 ORDER TO SETTLE AND RELEASE
HUNTER BANK) MORTGAGE

Comes now Harney F. Semones, Receiver of the Hunter Bank, Brownsburg, Indiana, and files the following verified petition (insert), showing therein that among the assets of said Hunter Bank was a mortgage executed by John D. Hamilton, calling for the principal sum of $3000.00 with interest at seven (7) per cent per annum from date and said mortgage bearing date of September 10, 1929, and the court having examined said petition and being sufficiently advised in relation thereto, now finds that the averments therein contained are true and that in the interests of said receivership the prayer thereof ought to be granted.

It is therefore, ordered by the court that said Receiver received from the said parties the sum of $2130.00 dollars in full and final settlement of said Mortgage and the said Receiver release from the record the said mortgage.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.
Horace R. Hanna, Judge.

Tuesday, March 2nd, 1937, and the 2nd day of the March Term, 1937.

Tuesday Morning, March 2nd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

DOROTHY ANDERSON)
VS) # 15037 E N T R Y Judgt. vs Deft. for $2.00 Per Week & Costs.
GUY ANDERSON) J. D. 17, Page 175.

Comes now again the parties in the above entitled cause and the defendant herein withdraws his cross-complaint.

And now this cause being at issue upon the complaint of the plaintiff and the answer of the defendant, the same is submitted to the court for trial, finding and decree without the intervention of a jury.

And the court having heard the evidence and being duly advised in the premises, finds that the plaintiff is entitled to a divorce upon the allegations of her complaint and that the allegations of the complaint are true.

The court further finds that there was born to this union one child, Barbara Lee Anderson, age two years. That the plaintiff is a fit and proper person to have the care and custody of said child and that the defendant herein should contribute the sum of $2.00 per week for the support of said child until the further order of this court; the first payment to be made to the Clerk of the Hendricks Circuit Court on the 6th day of March, 1937, and each week thereafter until the further order of this court.

It is, therefore, ordered, adjudged and decreed that the bonds of matrimony heretofore existing between the plaintiff and the defendant be, and the same is, hereby dissolved and the plaintiff is granted an absolute divorce from the defendant.

It is further ordered, adjudged and decreed that the plaintiff have the care and custody of Barbara Lee Anderson, age two years, until the further order of this court and that the defendant be, and he is, hereby ordered to pay the sum of $2.00 per week for the support of said child, said payments to be made to the Clerk of the Hendricks Circuit Court and the first payment to be made on March 6th, 1937, and continued until the further order of this court.

It is further ordered, adjudged and decreed that the defendant herein be, and he is, permitted to see said child and have the child to see him at all reasonable times and until the further order of this court.

It is further ordered, adjudged and decreed that the plaintiff recover the costs in this case taxed at _____dollars and_____cents.

RISHEL C. JACKSON) Judgt. vs Deft., John S. Drybread, for $257.40 and Costs.
VS) # 15024 J. D. 17, Page 175.
Judgt. vs Deft., Frank Smith, for $7.88 as a part of above
JOHN S. DRYBREAD) Judgt. J. D. 17, Page 176.
FRANK SMITH)

Comes now the plaintiff by Morris and Kahl, his attorneys, and the defendant, John S. Drybread by E. M. Blessing, his attorney, and the defendant, Frank Smith by Taylor and Taylor, his attorney, and this cause being at issue, is now submitted to the Court without the intervention of a jury for trial, finding and decree.

And the Court having heard the evidence and being duly advised in the premises, finds for the plaintiff as against the defendant, John S. Drybread, upon the two notes sued upon in said complaint and and that there is due the plaintiff from said

defendant, John S. Drybread, as principal and interest the sum of $234.00 and attorney fees in the sum of $23.40, and that was also entitled to have his costs in this action.

The Court further finds that the only property that the defendant, Frank Smith had in his possession and under his control which belongs to the defendant, John S. Drybread, at the time of the service of summons on the said garnishee defendant, Frank Smith, was somecorn, and that the value of said corn belonging to said John S. Drybread was $7.88.

And the Court further finds that the defendant, Frank Smith, should pay said amount to the plaintiff, Rishel C. Jackson.

It is, therefore, considered, ordered and decreed by the Court, that the plaintiff have and recover of and from the defendant, John S. Drybread, the sum of $257.40, together with the costs of this action.

And it is further considered, ordered and adjudged by the Court that the defendant, Frank Smith, should pay to the plaintiff as a part of the above judgment the sum of $7.88, all of which is finally ordered and adjudged and decreed by the Court.

And court adjourned until 9:00 o'clock A. M. Wednesday,

Record read and signed in open court.

Horace E. Hanna, Judge.

Wednesday Morning, March 3rd, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

HOME OWNERS' LOAN CORP.)
VS) # 15021
MILTON RUSSELL)

Comes now Harry G. Hollingsworth, heretofore appointed receiver in this cause, herein, and tenders his bond in the penal sum of five hundred dollars with W. R. Elliott as surety thereon, which bond is now examined and approved by the Court, and which bond and the approval thereon is in the following words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7215
HARRY GROSSMAN)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files motion to enter nolle proseque in the above entitled cause, and which motion is in the following words and figures to-wit: (H.I.).

And the Court being duly advised, sustains said motion and said cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7225
RALPH NUTGRASS)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files motion to enter a nolle proseque in the above entitled cause, and which motion is in the following words and figures to-wit: (H.I.).

And the Court being duly advised, sustains said motion and said cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7300
SILAS COSBY)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files motion to enter a nolle proseque in the above entitled cause, and which motion is in the following words and figures to-wit: (H.I.).

And the Court being duly advised, sustains said motion and said cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7321
ARLIE FISHER)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files motion to enter a nolle proseque in the above entitled cause, which motion is in the following words and figures, to-wit: (H.I.).

And the Court being duly advised, now sustains said motion and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7340
CLARENCE EMHUFF)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files motion to enter a nolle proseque in the above entitled cause, which motion is in the following words and figures to-wit: (H.I.).

And the Court being duly advised, now sustains said motion and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7341
CLARENCE EMHUFF)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files motion to enter a nolle proseque in the above entitled cause, which motion is in the following words and figures to-wit: (H.I.).

And the Court being duly advised, now sustains said motion and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7659
WILLIAM T. WHITE)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and reports to the Court that the defendant, William T. White, has failed to comply with former order of this Court, which report is in the following words and figures, to-wit: (Here Insert). And the Court being duly advised, finds that warrant should be issued for the arrest of said defendant.

It is, therefore, considered, ordered and adjudged by the Court that the defendant, William T. White, has failed to comply with former order of this Court, warrant is now ordered issued for the arrest of said defendant.

STATE OF INDIANA, ON THE RELATION)
OF RUCHARD A. McKINLEY, BANK COM-)
MISSIONER OF THE STATE OF INDIANA,)
VS.) # 13929
CITIZENS BANK OF AMO, INDIANA.)

Comes The First National Bank Of Danville, receiver of the above named defendant bank, and tenders and files its final report as such receiver, which report is in the words and figures as follows, to-wit:

STATE OF INDIANA) SS
HENDRICKS COUNTY)

IN THE HENDRICKS CIRCUIT COURT
MARCH TERM, 1937

State of Indiana, on The Relation of Richard A. McKinley, Bank Commissioner of the State of Indiana

VS

No. 13929 Receiver's Final Report

Citizens Bank of Amo, Indiana

To Horace L. Hanna, Judge of The Hendricks Circuit Court:

The First National Bank of Danville, Receiver of defendant bank, in the above entitled cause, submits the following as its final report of the administration of said trust, making as a part of said report, by reference thereto, two certain reports heretofore filed and duly approved by the Court, in said cause, the one on June 12th, 1936, and the other on December 24th, 1936:

Your receiver is chargeable with the following, as shown by its report of December 24th, 1936, $6,000.00;

which sum and amount it has disbursed as follows:

1. To this receiver, as final compensation for its services, and expenses, the receipt of which is hereby acknowledged, 500.00;

2. To the several shareholders of defendant bank, and in payment of excise tax, the following sums and amounts, viz:

To Whom	Shares Owned	Excise Tax	Amount
N. H. Kendall,	5	$ 2.07	$272.93
Morris J. Hadley,	7	2.89	382.11
Otto Whicker,	8	3.30	436.70
W. H. White,	6	2.48	327.52
W. B. Newlin,	11	4.54	600.46
Anna Masten,	5	2.07	272.93
Merle L. Masten,	5	2.07	272.93
E. B. Owen,	5	2.07	272.93
Mary E. O. White,	2	.83	109.17
Walter Hodson,	5	2.07	272.93
Simon Whicker,	6	2.48	327.52
Grant Scott,	5	2.07	272.93
John Bundy,	1	.42	54.58
Lear Estes,	3	1.15	163.85
W. A. Vaughn,	5	2.07	272.93
Martha J. Carter,	1	.42	54.58
Earl C. Bundy,	2	.83	109.17
Ida Millman,	18	7.42	982.58
	100	41.25	5,458.75

RECAPITULATION

Total charges, $6,000.00

Total credits,

(a) First National Bank, Receiver,	$500.00	
(b) Payment to shareholders,	5,458.75	
(c) Excise Tax,	41.25	
Total,		$6,000.00

Leaving no amount whatever not disbursed.

Note: The amount in the report of this receiver of December 24th, 1936, $225.00, as disbursed unto E. B. Owen, and the amount shows in this report, $272.93, as disbursed unto him, were not in fact so disbursed. The said E. B. Owen being de-

ceased and neither his heirs nor his creditors, so far as shown, being able to produce the Stock Certificate evidencing the shares of stock owned by the decedent at the time of his death, the amount shown in these reports as having been disbursed unto the decedent is paid into Court, with this report, to be paid out only upon order of the Court. This receiver further shows to the Court that the heirs of the said E. B. Owen, deceased, have been duly notified of the payment into Court of said amounts.

March 3rd, 1937. Received of The First National Bank of Danville, Receiver of defendant, Citizens Bank of Amo, Indiana, the sum of $497.93 the total amount shows in this report and in the receiver's report of December 24th, 1936, as having been disbursed unto E. B. Owen, for distribution as the Court may direct and order.

Walter E. Hadley, Clerk.

The receiver further reports that all the property holdings of said defendant bank have been reduced to cash and disbursement thereof made in payment of the debts of said defendant, including deposits, and to the shareholders; that each shareholder received the par value of the stock owned and held by him or her, less amount of excise tax due thereon as shown on Page 1 of this report., respectively, and there nothing remains to be administered upon in connection with said trust.

The receiver further reports that by reason of the facts in this report set forther there exists no reason why an order and decree of the Court should not be made of the dissolution of said defendant, this report approved and the receiver finally discharged.

WHEREFORE, this receiver prays the Court to approve this report, and that its acts and doings in the administration of the trust, as in its reports set forth, be ratified and confirmed by the Court; that said defendant association, and all of its affairs, be declared duly administered upon; that the Court enter a decree of its final dissolution and that this receiver be finally discharged from its said trust.

(SEAL) The First National Bank of Danville

By William F. Franklin, By

_____, President

STATE OF INDIANA)
HENDRICKS COUNTY) SS

Be it remembered that on this 3rd day of March, 1937, before me, the undersigned Notary Public in and for the Court and State aforesaid, personally appeared William F. Franklin, as President of The First National Bank of Danville, Receiver of defendant bank herein, to me personally known to be the President of said bank, and, as such President, swears that the above and foregoing report contains a full and true account of all moneys, assets and property with which said Receiver is chargeable, as well as all moneys paid out and disbursed by it, and that all statements therein contained are true and correct so help him God.

William F. Franklin, President

of The First National Bank of Danville.

Subscribed and sworn to before me this 3rd day of March, A. D. 1937.

(SEAL) Zimri E. Dougan

My commission expires Jan. 3rd, 1939. Notary Public

And the Court, having examined said report and being duly advised concerning the matters thereof, does now say and find:

That the matters and things set forth therein are true and that the same should in all things be approved and the receiver discharged from its trust;

The court further finds that the affairs of defendant bank have been duly liquidated, in all respects according to law, and that it should be dissolved and declared finally closed as a banking institution.

It is, therefore, considered and adjudged by the court that the receiver's final report be, and the same is, approved and that the acts of said receiver, in the discharge of its duties, be, and they are ratified and confirmed by the court and that said receiver be, and it is, discharged from its trust.

It is further considered and adjudged by the court that defendant bank be, and it is, declared duly liquidated as to all of its affairs and that it should be, and is, declared dissolved and wound up as a banking institution.

It is further ordered by the court that the sum and amount of money paid into the hands of the Clerk by said receiver shall be held by him until ordered by the court to disburse the same.

All of which is finally adjudged and decreed by the court.

And court adjourned until 9:00 o'clock A. M. Thursday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Thursday Morning, March 4th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

And court adjourned until 9:00 o'clock A. M. Friday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Friday Morning, March 5th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

PITTSBORO LODGE # 342)
INDEPENDENT ORDER ODD FELLOWS)
VS) # 15101
IRVIN J. SPARKS)

Comes now the plaintiff, by counsel, and dismissed this cause. And it appearing to the Court that the costs herein are paid, this action is now dismissed without judgment and without prejudice.

PITTSBORO LODGE # 342)
INDEPENDENT ORDER ODD FELLOWS)
VS) # 15102
CARL H. WATERS)

Comes now the plaintiff, by counsel, and dismisses this cause of action. And it appearing to the Court that the costs herein are paid, this action is now dismissed without judgment and without prejudice.

PITTSBORO LODGE # 342)
INDEPENDENT ORDER ODD FELLOWS)
VS) # 15103
C. E. GENTRY, ETC.)
J. D. GENTRY, ETC.)

Comes now the plaintiff, by counsel, and dismisses this action. And it appearing to the Court that the costs herein are paid, this action is now dismissed without judgment and without prejudice.

And court adjourned until 9:00 o'clock A. M. Saturday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Saturday Morning, March 6th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Monday Morning, March 8th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

GOLDIE V. ROBBINS)
VS) # 15113
PENNSYLVANIA RAILROAD)
COMPANY)

Comes now the defendant, by counsel, and files motion to make complaint more specific, which motion is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7419
TIM CASSERLY)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle proseque in the above cause, which motion is in the following words and figures, to-wit: (Here Insert).

And the Court being duly advised, now sustains said motion and this cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7520
ROY GRASSBURN)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle proseque in the above cause, which motion is in the following words and figures, to-wit: (Here Insert).

And the Court being duly advised, now sustains said motion and this cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7720
WILLIAM HUGH LONG)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files petition for order to issue warrant for re-arrest of the defendant herein, and which petition is in the following words and figures, to-wit: (H.I.).

And the Court having seen and examined said petition and being duly advised, now sustains said motion and the Court now orders a warrant issued for the arrest of said defendant.

JOHN SLADEK)
VS) # 15070 Judgt. vs Deft. for Costs.
EVA SLADEK) J. D. 17, Page 176

Comes now the parties by counsel and it appearing to the Court that de-

fendant has been duly served with process more than ten days before the first day of the present term of said court and this cause being at issue is submitted to the court without the intervention of the jury; and the court having heard the evidence and being duly advised in the premises, finds for the plaintiff and that the allegations of the plaintiff's complaint are true and that he is entitled to a decree of divorce from the defendant on the grounds therein alleged.

It is therefore considered and adjudged by the court that the bonds of matrimony existing between plaintiff and defendant herein be and they are hereby dissolved and that the plaintiff is hereby granted a divorce from defendant.

It is further considered and adjudged by the court that plaintiff recover of defendant the court costs laid out and expended.

GLADYS SHEPHERD)
VS) # 15064 DIVORCE DECREE Judgt. vs Deft. for $8.00 Per Week & Costs.
HERBERT SHEPHERD) J. D. 17, Page 176.

Comes now the plaintiff, Gladys Shepherd, by counsel and the defendant being called three times in open court in loud voice was defaulted and John A. Kendall, Prosecuting Attorney for the 55th Judicial Circuit for the State of Indiana thereupon appeared for said defendant. And it appearing to the satisfaction of the court that the defendant has been duly notified of the filing and pendency of this action as the same is shown by the writ of summons issued to the Sheriff of Marion County, Indiana, and the same Sheriff's return endorsed thereon, which writ of summons is in the following words and figures, to-wit: (H.I.), for more than ten days before the return date fixed in the praecipe by endorsement on said plaintiff's complaint for more than ten days before the date of hearing herein.

It also appears to the satisfaction of the court that more than sixty days have elapsed since the day service was made on the defendant by said Sheriff and now the court assumes jurisdiction in this case for the purpose of trial, finding and decree. And the court having heard the evidence adduced by the plaintiff on her complaint and being fully advised and informed in the premises, does now find for the plaintiff on her complaint and that she is entitled to a divorce from the defendant herein on the grounds stated in her complaint.

The court further finds that there has been born to this plaintiff and defendant three children, to-wit: William Franklin Shepherd, age 8; Thelma May Shepherd, age 7, and Virgil Dean Shepherd, age 3; that said plaintiff has had the custody of said children all of their lives and the court further finds that said plaintiff is a fit and proper person to have the continued custody and care of said children.

The court further finds and orders said defendant herein to pay into the office of the Clerk of the Hendricks Circuit Court, the sum of $8.00 per month for the care and support of said children; that the first payment of $8.00 shall be due on the 3rd day of April, 1937, and the sum of $8.00 each month thereafter until the further order of the court.

The court further finds that the defendant shall pay the costs of this action.

It is, therefore, ordered, adjudged and decreed by the court that the bonds of matrimony heretofore existing between this plaintiff and defendant, be, and they are, hereby dissolved and set aside and the plaintiff is granted an absolute divorce from said defendant.

It is further ordered and decreed by the court that the defendant, Herbert Shepherd, pay into the Clerk's office of the Hendricks Circuit Court the sum of $8.00 per month, the first payment to be made to said Clerk on the 3rd day of April, 1937, and the sum of $8.00 each month thereafter until further order of the court.

It is further ordered and decreed that the plaintiff is a fit and proper person to have the care and custody of the children named herein and the custody of said children is hereby awarded to the plaintiff, Gladys Shepherd.

It is further adjudged that the defendant pay the costs of this action.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Tuesday Morning, March 9th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

GROVE GERTRUDE OSBORNE)
VS) # 14905
ADA OSBORN ALBRIN, ET AL.)

Comes now the plaintiff, by counsel, and moves the Court to dismiss the above cause. And the Court finding that the costs have been paid, this cause is now dismissed without judgment and with predjudice.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.
Horace R. Hanna, Judge.

Wednesday Morning, March 10th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

THE BOARD OF COMMISSIONERS OF THE)
COUNTY OF HENDRICKS)
VS) # 15142
ADDISON OSBORN, ETC., ET AL.)

Comes now the plaintiff, by counsel, and files affidavit for notice for non-resident defendants, which affidavit is in the following words and figures, to-wit: (Here Insert). And the Court now duly advised, fixes the return day thereon May 3rd, 1937.

GLEN BROWN, TRUSTEE)
VS) # 15121
PLAINFIELD BUILDING AND)
LOAN ASSOCIATION.)

Comes now the plaintiff by C. W. Dodson, his attorney, and moves the Court to have defendant answer complaint herein on or before the 22nd day of March, 1937, which motion is sustained by the Court.

And now the plaintiff is ruled to answer on or before the 22nd day of March, 1937.

GLADYS SMITH)
VS) # 14996 Judgt. vs Deft. for Costs.
MILBURN SMITH) D E C R E E J. D. 17, Page 177.

Come now again the parties in the above entitled cause and the defendant herein files his answer in general denial, which is in the words and figures as follows, to-wit: (H.I.)

And now this cause is submitted to the court for trial, finding and decree without the intervention of a jury; and the court having heard the evidence and being fuly advised in the premises finds that the allegations of plaintiff's complaint are true and that she is entitled to a divorce from the defendant on the grounds of cruel and inhuman treatment.

The court further finds that the plaintiff is entitled to have her maiden name of Gladys James Restored to her upon the granting of the divorce.

It is, therefore, ordered, considered and adjudged by the court that the bonds of matrimony heretofore existing by and between plaintiff and defendant be, and the same are, hereby dissolved and the plaintiff is granted an absolute divorce from the defendant.

It is further ordered, adjudged and decreed by the court that the plaintiff have restored to her, her maiden name of Gladys James.

It is further ordered, adjudged and decreed by the court that plaintiff recover her costs in this action against the defendant taxed at _____ dollars and _____ cents.

All of which is now ordered, adjudged and decreed.

THOMAS W. PRATHER, ET AL.)
VS) # 14926
JOHN BRAUN, ET AL.)

Judgt. vs Cross-Complainants for $6.50 Costs.
J. D. 17, Page 177.

Judgt. vs Pltfs. for $10.90 Costs.
J. D. 17, Page 178.

Come now the defendants by Otis E. Gulley, their attorney, and moves the Court to dismiss the defendants' cross-complaint herein. And the Court being duly advised, now sustains said motion and said cross-complaint is hereby dismissed without predjudice and costs accrued thereon assessed at $6.50, is hereby taxed against said cross-complainants.

And now come the plaintiffs by Carey W. Gaston, their attorney, and moves the Court to dismiss the plaintiffs' complaint herein. And the Court being duly advised, now sustains said motion and said complaint is hereby dismissed without predjudice and the costs accrued thereon assessed at $10.90 is hereby taxed against said plaintiffs.

It is, therefore, considered, ordered and adjudged by the Court, that the cross-complaint be and the same is hereby dismissed without predjudice, and the costs accrued thereon assessed at $6.50, is hereby taxed against the said cross-complainants, John Braun, Emma Braun, August Braun, Lula Braun, Bertha Morical, Roy Morical, Freida Koenig, Frank Koenig and Freida Koenig, Trustee.

It is further considered, ordered and adjudged by the Court, that the plaintiffs' complaint be and the same is hereby dismissed without predjudice and costs accrued thereon assessed at $10.90 is hereby taxed against the said plaintiffs, Thomas W. Prather and Thelma E. Prather.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Thursday Morning, March 11th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

IMPANELLING OF PETIT JURY FOR MARCH TERM, 1937.

The Clerk of this Court is ordered to issue venire for the jurors of the Petit Jury, requiring them to report for duty in the Hendricks Circuit Court on Friday, March 12th, 1937, at 9:00 o'clock A. M.

NORMAN C. SMITH)
EVELYN M. SMITH)
VS) # 15042
JOHN E. VERNIA)
ANNA VERNIA)

Come now the parties, by counsel, and the Court having seen and examined the demurrer to the plaintiffs' complaint, heretofore filed, and being duly advised in its premises, now overrules the same, to which ruling of the Court the defendants each for themselves separately and severally objects and excepts.

BUD WILLIAMSON, ET AL.)
VS) # 15055
OLIVER BOYD)

Comes now the defendant, by counsel, and files answer in general denial and a second paragraph designated cross-complaint, which answers are in the folowimg words and figures, to-wit: (Here Insert).

THE CITIZENS BUILDING LOAN)
FUND AND SAVINGS ASSOCIATION)
OF DANVILLE, INDIANA.)
VS) # 15119
MILO McCORMACK, ET AL.)

Comes now the defendant, The County Department of Public Welfare of Hendricks County, Indiana, and files cross-complaint in the following words and figures, to-wit: (Here Insert).

STATE OF INDIANA)
VS) # 7735
ELBERT D. MARTIN)

Comes now the State of Indiana, by George Hadley, Deputy Prosecuting Attorney, and comes also Elbert D. Martin, the defendant in his own proper person, and said defendant being duly arraigned in open Court, enters his plea of not guilty as charged in the affidavit.

And now the Court sets this cause for trial, March 17th, 1937, and the defendant, Elbert D. Martin, is allowed to go on is own recognizance until March 17th, 1937.

And court adjourned until 9:00 o'clock A. M. Friday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Friday Morning, March 12th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

FRANK COOK)
VS) # 15145
JOSEPH L. WRAY)

Comes now the defendant, Joseph L. Wray, by his attorneys, and files petition to reconsider motion to make more specific, which petition is in the following words and figures, to-wit: (Here Insert).

JOSEPH WATSON)
VS) # 15019
THE COLUMBIA CONSERVE CO.)

Come now the parties, in person and by counsel, and this cause being at issue, the Sheriff of Hendricks County, is ordered to bring into open Court the following jurors for jury services, to-wit: Everett Stanley, Theodore Mullis, H. E. Jenkins, Ralph Smith, Frank Jessup, Schuyler A. Arnold, Russell Turley, George McClellan, Frank Thompson, Ralph Leach, Porter Smith and Allen McDaniel, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters thereof, who are duly and legally impanelled and sworn in open court to well and truly try the issues joined herein and a true verdict give according to the law and evidence introduced.

And after hearing a part of the evidence in this cause, the jury is permitted to separate under proper instructions touching their conduct during such separation until 9:00 o'clock A. M., Saturday, March 13th, 1937.

And court adjourned until 9:00 o'clock A. M. Saturday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Saturday Morning, March 13th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

THE FIRST NATIONAL BANK AND)
TRUST COMPANY OF PLAINFIELD,)
INDIANA.)
VS) # 15123
CHARLES M. CALBERT, ET AL.)

Comes now the plaintiff, by counsel, and moves to have defendants answer on or before the 27th day of March, 1937.

And the Court being duly advised, now sustains said motion and the defendants are ruled to answer on or before the 27th day of March, 1937.

JOSEPH WATSON)
VS) # 15019
THE COLUMBIA CONSERVE CO.)

Come now again the parties, in person and by counsel, and the jury is again brought into open court and the hearing of evidence is continued but is not completed.

And after hearing a part of the evidence in this cause, the jury is permitted to separate under proper instructions as to their separation until 9:00 o'clock A. M., Monday, March 15th, 1937.

JOHN R. MORRIS)
VS) # 14890
GEORGE E. HARVEY)

Come now the parties, by counsel, and a change of venue having been taken from the Judge of this Court by agreement of parties, Honorable Charles V. Sears is hereby appointed; and comes now Charles V. Sears, herein, and duly qualifies as Judge in this cause, which appointment and qualifications are as follows:

Appointment of Judge--Change of Venue.

STATE OF INDIANA,)
County of Hendricks) CIRCUIT COURT,
March Term, 1937

A change of venue having been taken from the undersigned, Judge of the Hendricks Circuit Court, in the case of John R. Morris vs. George E. Harvey now pending in said Court, the Honorable Charles V. Sears, a member of the Hendricks County Bar, is hereby called to preside in said cause, and try the same.

WITNESS my hand this 13th day of March 1937
Horace L. Hanna
Judge Hendricks C. C.

OATH

STATE OF INDIANA, COUNTY OF Hendricks, SS:

I, Charles V. Sears do solemnly swear that I will support the Constitution of the United States, the Constitution of the State of Indiana, and that I will honestly, faithfully and impartially discharge the duties of my trust as Called Judge of the Hendricks

Circuit Court; so help me God.

Charles V. Sears

Subscribed and sworn to in open Court, this 13th. day of March 1937
WITNESS my hand and official seal.

(SEAL)

Walter E. Hadley Clerk
Hendricks Circuit Court.

THE CITIZENS BUILDING LOAN)
FUND AND SAVINGS ASSOCIA-) Judgt. vs Deft., Milo McCormack, for $97.50 in favor of Cross-Complainant,
TION, OF DANVILLE, INDIANA.) J. D. 17, Page 178.
-vs-) # 15119 DECREE FORECLOSING MORTGAGE AND
MILO McCORMACK,) APPOINTMENT OF RECEIVER.
THE COUNTY DEPARTMENT OF) Judgt. vs Milo McCormack for $317.50 and Costs, in favor of Pltf.
PUBLIC WELFARE OF HENDRICKS,) J. D. 17, Page 178.
COUNTY, INDIANA.)

Comes now the Plaintiff, by counsel and it appearing to the court by summons herein, and the endorsement of the Sheriff thereon that said defendants, Milo McCormack and the County Department of Public Welfare of Hendricks County, Indiana, were each served with notice of the filing and pendency of this action more than 10 days before March 6, 1937, the date fixed by Plaintiff in its complaint for the return, day, which summons together with the endorsements of the Sheriff's thereon are in the words and figures following to-wit: (Here Insert).

And the defendant, Milo McCormack, being three times loudly called in open Court comes not but herein wholly makes default.

And comes now the defendant, The County Department of Public Welfare of Hendricks County, Indiana, by counsel, and files its cross-complaint for foreclosure of its lien, which cross complaint is in the following words and figures to-wit: (H.I.).

The issues being joined and the court being, duly advised in the premises finds for the Plaintiff and that the allegatsion in Plaintiff's complaint are true and that there is due Plaintiff on the note sued on in Plaintiff's complaint from defendant, Milo McCormack, the sum of $194.07 with delinquent interest in the sum of $31.16, together with $45.52 taxes advanced and $6.75 insurance advanced, said advancements made thereon to protect Plaintiff's interest therein.

The Court further finds that $25.00 is a reasonable fee for the services of Plaintiff's attorney and that it is necessary for Plaintiff to advance the further sum of $15.00 as abstracting fees, all of said sums the Plaintiff is to have and recover of and from defendant, Milo McCormack, without any relief from valuation and appraisement laws and that there is due Plaintiff herein the totled sum of $317.50, and that Plaintiff is entitled to have its said mortgage foreclosed against the defendants herein on the real estate described in Plaintiff's complaint.

And the Court finds for the cross-complainant, The County Department of Public Welfare of Hendricks County, Indiana, on its cross-complaint and that the allegations therein are true, and there is due said cross-complainant, The County Department of Public Welfare of Hendricks County, Indiana, on its lien as hereinbefore set forth the sum of $97.50. The Court further finds that at the time of filing the complaint herein that the sum of $237.52 was the amount given by the Department

to this Plaintiff for the data required in its said complaint, but that the exact amount now due to said cross-complainant is $97.50, and that said sum is secured by a lien as provided in the Acts of the 79th General Assembly of the State of Indiana, but the Court finds that said lien is second, junior, and inferior to the lien of this Plaintiff and that The County Department of Public Welfare of Hendricks County Indiana, is entitled to have the same foreclosed, subject however to the lien of this Plaintiff.

And it is further considered, adjudged and decreed by the Court that the equity of redemption of the defendant, Milo McCormack and of all persons claiming from under or throu him, in and to the real estate described in the complaint, lying and being in the County of Hendricks State of Indiana and described as follows to-wit:

Lot Number 6 in Hobson et al Addition to the town of Clayton, Indiana, described as follows to-wit: Beginning at the Northwest corner of Lot Number 16 in Carter's Addition to said Town of Clayton; running thence North 63 feet; thence East 130 feet; thence South 63 feet; thence West 130 feet to the place of beginning.

be and the same is forever barred and foreclosed and that said described real estate, and all the right, title, interest and claim of said named defendants and of all persons claiming, from, under or through them in and to the same, or so much thereof as may be necessary for that purpose, should be sold by the Sheriff of the said County of Hendricks State of Indiana, as other lands are sold on execution, the sale to be without any relief from valuation or appraisment laws.

The proceeds arising from said sale to be applied as follows to-wit:

FIRST: To the payment of the costs and accruing costs herein.

SECOND: To the payment of the amount pound due Plaintiff on its claim sued upon herein, being the amount of the judgment hereinbefore rendered, together with 8% interest from this date.

THIRD to the payment of the amount found due the cross-complainant, The County Department of Public Welfare of Hendricks County, Indiana on its cross complaint, being the amount of the judgment herein rendered in favor of said cross-complainant, together with 8% interest thereon from this date.

The surplus if any remaining after payment of costs and accruing costs and the foregoing judgment to be paid by the Sheriff to the Clerk of the Court for the use of the party lawfully entitled and authorized to receive the same.

It is further considered and adjudged by the Court that a receiver be appointed to take charge of and care for the real estate described in the complaint and to collect the rents, issues and profits thereof during the further pendency of this action and during the period of redemption and hold such rents and profits subject to the order of the Court and the Court fixes the bond of such receiver at $200.00.

And now the Court being adviseds appoints Daniel F. Roberts, as such Receiver and now comes the said Daniel F. Roberts and accepts said appointment and tenders his receiver's bond as ordered which bond the Court approves endorsing his approval thereon.

And the said Daniel F. Roberts takes and subscribes an oath for the faithful discharge of his duties as such Receiver. Said bond with the Court's approval endorsed thereon and the oath taken and subscribed by the Receiver are as follows to-wit: (H.I.).

And now said Receiver is ordered to take upon himself the administration of his trust under this appointment. And further proceedings herein are continued.

It is further ordered that a certified copy of this order from the Clerk of said Court to the Sheriff of said Hendricks County Indiana shall be his sufficient authority for him to proceed with the execution of this order as above set forth.

THE FIRST NATIONAL BANK)
AND TRUST COMPANY OF)
PLAINFIELD, INDIANA.)
VS) # 15124 Judgt. vs Defts. for $175.00 and Costs.
HOWARD R. CARTER) J. D. 17, Page 179.
LAURA V. CARTER.)

Comes now the plaintiff, by counsel, and it appearing to the Court by the summons and return thereon, which summons and return are in the words and figures following, to-wit: (H.I.), that the defendants, Howard R. Carter and Laura V. Carter, have been duly notified of the filing and pendency of this cause more than ten days before the 4th day of March, 1937, which day was the return day thereon as fixed on plaintiff's complaint for the defendants to appear and answer said complaint. And now on plaintiff's motion, said defendants are each three times loudly called and each wholly makes default.

And this cause being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence and being duly advised, finds for the plaintiff and that the allegations of the plaintiff's complaint are true, and that there is due the plaintiff in principal and interest on the note sued upon the sum of $150.00 and that a reasonable fee for plaintiff's attorney is $25.00, making a total amount due plaintiff $175.00, with interest from this day at eight per cent per annum, without relief from valuation and appraisement laws, and that the defendants should pay the costs of this action.

It is, therefore, considered, ordered and adjudged by the Court that the allegations of the plaintiff's complaint are true, that there is due the plaintiff in principal and interest on the note sued upon the sum of $150.00 and that a reasonable fee for plaintiff's attorney is $25.00, making a total amount due plaintiff from the defendants, Howard R. Carter and Laura V. Carter, the sum of $175.00, with interest from this day at eight per cent per annum, without relief from valuation and appraisement laws, and the said defendants pay the costs of this action, taxed at _____ dollars and _____cents.

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And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Monday Morning, March 15th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7740
LUCILE ARNES)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Lucile Arns, in her own proper person, who being duly arraigned in open Court enters her plea of guilty as charged in the affidavit.

And now the Court defers sentence and said defendant is committed to Jail until March 16th, 1937.

STATE OF INDIANA)
VS) # 7741 Judgt. vs Deft. for $5.00 Fine & Costs.
ROY RIDDLE) J. D. 17, Page 178.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Roy Riddle, and said defendant being duly arraigned in open Court, enters his plea of guilty of public intoxication.

It is, therefore, now adjudged and decreed by the Court that the said defendant, Roy Riddle, for the offense by him committed be and he is fined in the sum of $5.00, and that he also pay the costs of this action, taxed at _____dollars and _____cents, and that he be committed to Jail pending the payment of said fine and costs.

JOSEPH WATSON)
VS) # 15019
THE COLUMBIA CONSERVE CO.)

Come now again the parties, in person and by counsel, and the jury is again now brought into Court and the evidence is continued.

And after hearing a part of the evidence, Court adjournes for noon recess, and the jury is allowed to separate under proper instructions from the court as to their duties upon separation.

Comes now again the parties, in person and by counsel, and the jury is again now brought into Court and the evidence is continued and concluded.

And after hearing the evidence in this cause, the jury is allowed to separate under proper instructions from the Court as to their duties upon separation until 9:00 o'clock A. M., Tuesday, March 16th, 1937.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Tuesday Morning, March 16th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

THE ENOS COAL MINING COMPANY)
VS) # 15143
GEORGE HARVEY, ETC.)

Comes now the plaintiff, by counsel, and moves that an alias summons be issued to the defendant, making the same returnable March 29th, 1937.

And the Court being duly advised, now orders summons issued and made returnable on said day.

STATE OF INDIANA)
VS) # 7740 Judgt. vs Deft. for Costs.
LUCILE ARNES) J. D. 17, Page 179.

Comes now again the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, in her own proper person, and said defendant having heretofore plead guilty, the Court now renders the following judgment.

It is, therefore, now adjudged and decreed by the Court that the defendant, Lucile Arnes, for the offense by her committed, be and she is imprisoned in the Women's Prison for a period of six months, and that she pay the costs of this action, taxed at _____dollars and _____cents.

JOSEPH WATSON)
VS) # 15019
THE COLUMBIA CONSERVE CO.)

Come now again the parties, in person and by counsel, and at this time the plaintiff moves the Court to open up this cause of action for the purpose of permitting plaintiff to introduce into evidence plaintiff's Exhibit "L". And the Court being duly advised, now overrules said motion, to which ruling of the Court the plaintiff duly objects and excepts.

And now the plaintiff makes motion to amend the pleadings in this cause by inserting therein that the amount of wages due plaintiff is $1434.95 instead of the amount mentioned in the complaint. And the Court being duly advised, now overrules said motion, to which ruling of the Court the plaintiff duly objects and excepts.

And now the jury is again brought into Court, and the plaintiff tenders instructions numbers one to four, both inclusive, and the Court indicates that he will refuse to give instructions numbers one to four, both inclusive, and to the refusal of each of which the plaintiff duly objects and excepts. The defendant now tenders instructions numbers one to eight, both inclusive, and the Court indicates that he will refuse to give instructions numbers one to eight, both inclusive, and to the refusal of each of which the defendant duly objects and excepts.

Arguments are heard, and at the close of arguments, the plaintiff in this cause tenders his instructions in writing numbered from one to four, both inclusive, and requests that the Court give each of said instructions. The defendant now tenders its instructions in writing numbered one to eight, both inclusive, and re-

quests the Court to give each of said instructions.

And now the Court gives to the jury on his own motion instructions numbered 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16, and to the giving of each instruction as given by the Court of its own motion, plaintiff and defendant each excepts and to each instruction separately and severally.

And now the Court refuses to give instructions numbered one, two, three and four tendered by the plaintiff, and the plaintiff excepts to the refusal of the Court to give each of the instructions numbered one, two, three and four tendered by the plaintiff. And now the Court refuses to give instructions numbered one, two, three, four, five, six, seven and eight, and the defendant now excepts to the refusal of the Court to give instructions one, two, three, four, five, six, seven and eight tendered by the defendant, and to each of them separately and severally.

And now the Court signs the instructions given of the Court by its own motion and also signs the instructions tendered by the plaintiff and the instructions tendered by the defendant, indicating those "given" and those "refused", and all of the instructions including those given by the Court and those tendered by the plaintiff and those tendered by the defendant, and now orders all of said instructions including those given and refused, filed and made a part of the record in this cause, which instructions are in the words and figures following, to-wit: (H.I.).

And now the jury retires in charge of a sworn officer to deliberate.

Afterwards, the jury is again conducted into Court and returns a verdict for the plaintiff and assess his damages in the sum of five hundred ($500.00) dollars, which verdict is in the words and figures following, to-wit:

State of Indiana, HENDRICKS CIRCUIT COURT,
Hendricks County, SS: MARCH TERM, 1937.

Joseph Watson
vs. No. 15019
Columbia Conserve Company.

VERDICT OF THE JURY.

We, the Jury, find for the plaintiff herein, and assess his damages in the sum of $500.00 Too.

Geo. M. McClellan
Foreman of the Jury.

And now the jury is discharged from further duties in this cause.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Wednesday Morning, March 17th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7359
PAUL SMITH)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and enters a nolle proseque in the above entitled cause, which motion is in the following words and figures, to-wit: (Here Insert).

And the Court having seen and examined said motion and being sufficiently advised in is premises, now sustains the same and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7405
CARL MALICOTT)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and enters a nolle proseque in the above entitled cause, which motion is in the following words and figures, to-wit: (Here Insert).

And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains the same and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7456
CHARLEY HOWARD)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and enters a nolle proseque in the above entitled cause, which motion is in the following words and figures, to-wit: (Here Insert).

And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains the same and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7457
ORAL D. BALDOCK)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and enters a nolle proseque in the above entitled cause, which motion is in the following words and figures, to-wit: (Here Insert).

And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains the same and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7489
JOHN BATTON)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and informs the Court that the above named defendant, John Batton, has failed to comply with the order heretofore made by the Court, and warrant is now ordered issued to the Sheriff on motion of prosecuting attorney for the arrest of said defendant.

GOLDIE V. ROBBINS)
VS) # 15113
PENNSYLVANIA RAILROAD CO.)

Comes now the plaintiff, by counsel, and the Court having seen and examined the defendant's motion to make complaint more specific, heretofore filed, and now being duly advised, overrules said defendant's motion, to which ruling of the Court the defendant duly objects and excepts.

And now said plaintiff moves the Court that the defendant be ruled to answer. And the Court being duly advised, now sustains said motion, and the defendant is ruled to answer on or before April 1st, 1937.

JOE DISNEY and)
LETTIE DISNEY)
VS) # 15137 E N T R Y Judgt. vs Deft. for $10.00 and Costs.
ARTHUR DISNEY) J. D. 17, Page 179.

Comes now the plaintiff and by their attorneys, and it appearing to the court by the summons herein and the return of the sheriff endorsed thereon that summons and return are in the words and figures following: (H.I.); that the defendants had been duly served with process ten days before the date fixed by the plaintiff by endorsement on his complaint for the defendant to appear and answer said complaint, said defendant is three times audibly called in open court, but comes not and makes default.

And the court having heard the evidence and being duly advised in the premises finds for the plaintiffs; that the allegations in their complaint are true and that there is due the plaintiff from the defendant the sum of $50.00 and further that the plaintiffs are entitled to full and complete possession of the premises and buildings described in plaintiffs' complaint.

It is, therefore, considered and adjudged by the court that the plaintiff recover of the defendant the sum of $10.00 together with their costs and charges in their behalf laid out and expended and it is further adjudged by the court that the plaintiffs are entitled to immediate possession of the real estate and buildings described in their complaint.

MARY SHALHOUT) Judgt. vs Deft. for $7.00 Per Week.
VS) # 15091 - Divorce Decree. Judgt. vs Pltf. for Costs.
MAHMOUD SHALHOUT) J. D. 17, Page 179.

Comes now the plaintiff in the above entitled cause of action, in her own proper person, and by her attorneys, and it appearing to the satisfaction of the court that the above named defendant has been duly notified of the filing of this action and of the time and place of the hearing thereof by publication of notice thereof for three successive weeks in the "Hendricks County Republican", a weekly newspaper of general circula-

tion throughout the county of Hendricks, and state of Indiana, printed and published in the town of Danville, in said county and state, as the same is shown by the affidavit of Edward J. Weesner, Editor and Publisher of said weekly newspaper, and the copy of the notice attached to said affidavit, which affidavit and copy of notice attached are filed herein and are in the following words and figures, to wit: (H.I.).

And it further appearing to the satisfaction of the court that more than thirty days have elapsed since the date of the last publication of such notice and that more than sixty days have elapsed since the date of the first publication of such notice, the court does now assume jurisdiction of this cause for the purpose of trial, finding, judgment and decree.

And now this cause coming on for trial before the court and the defendant, failing to appear either in person or by counsel, is now three times loudly called in open court, but comes not and now wholly defaults herein.

And now the Prosecuting Attorney for the 55th Judicial Circuit is called to appear for the defendant in this cause.

And now upon motion of the plaintiff this cause is submitted to the court upon the complaint and default of the defendant for trial, and the court, having heard the evidence submitted by the plaintiff in support of the allegations of her complaint, and being fully advised and informed in the premises, does now find for the plaintiff and that she is entitled to a divorce from the defendant for the reasons and upon the grounds alleged and set forth in her complaint.

The court also finds that the plaintiff is entitled to have the care and custody of their child, Barbara Lee Shalhout, one year of age, until the further order of the court, and that she is entitled to have the defendant pay a reasonable amount for the support of said child until the further order of the court.

The court further finds that the plaintiff should pay the costs of this action including the sum of $5.00 for the Prosecuting Attorney's fee.

It is therefore ordered, adjudged and decreed by the court that the plaintiff be and she is hereby granted an absolute divorce from the defendant, effective upon the payment of the costs of this action. And it is adjudged by the court that the bonds of matrimony heretofore existing between the plaintiff and defendant be and they are hereby dissolved effective upon the payment of the costs of this action.

It is further ordered and adjudged by the court that the care and custody of the minor child, above named, be and the same is hereby given to the plaintiff until the further order of the court, and it is thereby ordered by the court that the defendant pay into the hands of the Clerk of this court for the support of said child the sum of $7.00 per week, payable every two weeks, beginning March 25th, 1937, and each and every two weeks thereafter until the further order of the court and that said Clerk shall pay to the plaintiff all sums paid by the defendant into his hands for such support as herein ordered.

It is ordered and adjudged by the court that the plaintiff pay the costs of this action taxed at twenty two dollars and eleven cents ($22.11), all of which is hereby ordered, adjudged and decreed by the court. And now on this 17th day of March, 1937, the plaintiff pays to the Clerk the sum of $15.00 as part payment on such costs.

Wednesday Morning, March 17th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

METHODIST EPISCOPAL)
HOSPITAL, A CORP.)
VS) # 15036 Judgt. vs Defts. for $150.25 and Costs.
GLEN EMRY) J. D. 17, Page 180.
EDITH EMRY)

Comes now the plaintiff, by counsel, and it appearing to the Court that each of said defendants, Glen Emry and Edith Emry, have each been duly served with summons and given notice of the pendency of this cause more than ten days before the 7th day of December, 1937, which summons and return of the sheriff indorsed there are in the words and figures following, to-wit: (H.I.), at which time said cause was returnable as shown by endorsement on plaintiff's complaint. And now on motion of the plaintiff, said defendants are each three times loudly called in open court but come not and herein wholly make default.

And now this cause being at issue, the same is submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence and being duly advised, finds for the plaintiff and that the allegations in plaintiff's complaint are true and that there is due the plaintiff from the defendants, Glen Emry and Edith Emry, on said note, the sum of $135.25 principal and interest and $15.00 attorneys' fees, making a total sum due plaintiff $150.25, and that the plaintiff is entitled to a judgment against said defendants for said total sum, together with costs, all without relief from valuation or appraisement laws.

It is, therefore, considered, ordered and adjudged by the Court that the plaintiff have and recover of and from the defendants, Glen Emry and Edith Emry, the sum of $150.25, together with costs for this action, taxed at _____dollars and _____cents, all without relief from valuation or appraisement laws.

NEVA M. WIRTZ)
VS) # 15047 Judgt. vs Pltf. for Costs.
WILLIAM H. BLOCK CO.) J. D. 17, Page 180.

Come now the parties, in person and by counsel, and the plaintiff asks leave to file second paragraph of complaint, to which request the defendant objects. And the Court being duly advised, now sustains said defendant's objection and leave is denied and exceptions given plaintiff.

Defendant offers adverse examination deposition of plaintiff and moves to publish the same. Plaintiff objects for the reason that all such publications should be made prior to date of trial. And the Court being duly advised, now overrules said objections, to which ruling of the Court the plaintiff objects and excepts.

This cause being at issue, the Sheriff of Hendricks County, is ordered to bring into open Court the following jurors for jury services, to-wit: Everett Stanley, John Hackathorne, Theodore Mullis, H. E. Jenkins, Ralph Smith, Frank Jessup, Russel Turley, Allen McDaniel, George McClellan, Ralph Leach, Porter Smith and Schuyler A. Arnold, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters

thereof, who are duly and legally impanelled and sworn in open court to well and truly try the issues joined herein and a true verdict give according to the law and evidence introduced.

Submission is set aside and the jury is discharged, and this cause is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And now the Court finds for the defendant and that the plaintiff pay the costs of this action, which costs are now paid.

It is, therefore, considered, ordered and adjudged by the Court that the plaintiff, Neva M. Wirtz, pay the costs of this action, taxed at _____ dollars and _____cents, which costs are now paid.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Thursday Morning, March 18th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

CHARLTON CARTER AND)
DONALD NEISWANGER, TRUSTEE)
VS) # 15048
AETNA LIFE INSURANCE CO., ET AL.)

Come now the parties, by counsel, and the Court having seen and examined the plaintiffs' demurrer to second paragraph of separate answer of defendant, Aetna Life Insurance Company to the second amended complaint, heretofore filed, and being sufficiently advised in its premises, now sustains the same, to which ruling of the Court the defendant duly objects and excepts.

And the Court having seen and examined the plaintiffs' demurrer to the third paragraph of separate answer of defendant, Aetna Life Insurance Company to second amended complaint, heretofore filed, and being sufficiently advised in its premises, now sustains the same, to which ruling of the Court the defendant duly objects and excepts.

MARIE HOWE)
VS) CAUSE NO. 15096
ALBERT E. SCHUMAKER, doing) ORDER ON PETITION FOR
business under the firm name) PHYSICAL EXAMINATION
and style of) OF PLAINTIFF.
COCA COLA BOTTLING COMPANY,)
Columbus, Indiana,)
COCA COLA BOTTLING COMPANY,)
Indianapolis, Indiana.)

Come now the defendants, Albert E. Schumaker, doing business under the firm name and style of Coca Cola Bottling Company, Columbus, Indiana, and Coca Cola Bottling Company, Indianapolis, Indiana, by their attorneys, and file their petition for a physical examination of the plaintiff in the above entitled cause of action, which petition is as follows:

(H. I.)

And the court having examined said petition and being fully advised in the premises, finds that the said petition and the prayer of said petition should be granted, and that a physician should be appointed to make a physical examination of the plaintiff in order to testify in this cause as a witness upon the subject of plaintiff's physical condition with reference to the injuries alleged in plaintiff's complaint.

IT IS THEREFORE ordered, adjudged and decreed by the court that Louis W. Armstrong is hereby appointed the physician to make a full and complete physical examination of Marie Howe, plaintiff, with reference to the personal injuries alleged in said plaintiff's complaint.

IT IS FURTHER ordered by the court that the plaintiff be, and she is hereby directed to appear at the office of Dr. Louis W. Armstrong in the City

of Danville, Hendricks County, Indiana, at 2 o'clock P. M, on the 20th day of March, 1937, for the purpose of submitting herself to such examination.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Friday Morning, March 19th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

EDWARD SIMMONS)
VS) # 14553
FRED COOK, ET AL.)

Comes now the plaintiff, in his own proper person, and said plaintiff represents to the court that all of his attorneys of record have been discharged and the case settled and compromised and files motion of dismissal and costs paid, which motion is in the words and figures following, to-wit: (H.I.).

And now come the attorneys who represented plaintiff, and object to the dismissal for the reason they have not been paid and that settlement was made without said attorneys knowledge and consent after said attorneys had been discharged by plaintiff.

The Court now takes this cause under advisement.

WILLIAM J. ROSS)
VS) # 14570
FRED COOK, ET AL.)

Comes now the plaintiff, in his own proper person, and said plaintiff represents to the court that all of his attorneys of record have been discharged and the case settled and compromised and files motion of dismissal and costs paid, which motion is in the words and figures following, to-wit: (H.I.).

And now come the attorneys who represented plaintiff, and object to the dismissal for the reason they have not been paid and that settlement was made without said attorneys knowledge and consent after said attorneys had been discharged by plaintiff.

The Court now takes this cause under advisement.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Saturday Morning, March 20th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7721
HOWARD ATKINS)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files amended affidavit in the following words and figures, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7659
WILLIAM T. WHITE)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, William T. White, in his own proper person, and the Court being duly advised, now makes the following order to which the defendant, William T. White, agrees shall be entered herein; that the defendant shall pay $4.00 on March 24th, 1937, and $4.00 each and every week thereafter to the Clerk of the Hendricks Circuit Court, said payments to be forwarded to said Clerk thereto be deducted from said William T. White's wages by Raymond E. Siebert, and the Clerk is directed to pay the amounts so received by him to Mary White for the support of said child, this order made until further order of this court.

JOHN R. MORRIS)
VS) # 14890 E N T R Y Judgt. vs Deft. for $1330.00 And Costs.
GEORGE E. HARVEY) J. D. 17, Page 180.

Comes now again the parties and the court now over rules the defendant's demurrer to which ruling the defendants excepts; and now the defendant files answer in general denial and this cause being at issue is submitted to the court for trial, finding and decree without the intervention of a jury.

And the court having heard the evidence and being duly advised in the premises finds for the plaintiff and that there is due upon the note sued upon the sum of $1280.00 as principal; and that plaintiff is entitled to recover $50.00 as a fee for plaintiff's attorney, all of which should be recovered without relief from valuation or appraisement laws together with the costs in this case.

It is, therefore, adjudged and decreed that plaintiff have and recover from the defendant $1330.00, all without relief from valuation or appraisement laws and that plaintiff recover his costs in this case taxed at _____ dollars and _____ cents.

Charles V. Sears, Special Judge.
Charles V. Sears, Special Judge.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Monday Morning, March 22nd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

JENNIE SMITH, ET AL.)
VS) # 15141
ALICE MARVEL, ET AL.)

Come now the defendants, by counsel, and file answer, which answer is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7721 Judgt. vs Deft. for $10.00 Fine and Costs.
HOWARD ATKINS) J. D. 17 Page 180..

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Howard Atkins, in his own proper person and by his attorney, Walter A. Whatsel, and the said defendant waives arraignment and pleads guilty to second count.

It is, therefore, adjudged and decreed by the Court that the defendant, Howard Atkins, for the crime by him committed be sentenced to the Penal Farm for the term of six months and be and he is fined in the sum of $10.00 and pay the costs of this action, taxed at _____dollars and _____cents.

And now the Court suspendes the sentence to the Penal Farm, and the defendant, Howard Atkins, is given ninety days to pay his fine and costs, and said defendant is now released on his own recognizance during said ninety days.

RISHEL C. JACKSON)
VS) # 15024
JOHN S. DRYBREAD)
FRANK SMITH)

Comes now the plaintiff, Rishel C. Jackson, by counsel, and files motion for new trial, which motion is in the following words and figures, to-wit: (H.I.).

GLEN BROWN, TRUSTEE)
VS) # 15121
PLAINFIELD BUILDING)
AND LOAN ASSOCIATION)

Comes now the defendant, by counsel, and asks the Court for extention of time. And the Court being duly advised, time is now extended for one week from this day.

FRANK R. GOODRIDGE)
VS) # 14717
MARIE M. GLUBKA)

Come now the parties, in person and by counsel, and this cause being at issue, the Sheriff of Hendricks County, is ordered to bring into open Court the following jurors for jury services, to-wit: Everett Stanley, John Hackathorne, Theodore Mullis, H. E. Jenkins, Ralph Smith, Frank Jessup, Schuyler A. Arnold, Ralph Leach, Frank

Thompson, Allen McDaniel, Claude Shane and Russell Turley, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters thereof, who are duly and legally impanelled and sworn in open court to well and truly try the issues joined herein and a true verdict give according to the law and evidence introduced.

And after hearing a part of the evidence in this cause, the jury is permitted to separate under proper instructions touching their conduct during such separation until 9:00 o'clock A. M., Tuesday, March 23rd, 1937.

EDWARD H. CONN)
VS) # 14958
CRESSIA ELLIS, ET AL.) PETITION TO PAY OUT DISTRIBUTIVE SHARE.

Comes now Edward H. Conn, by counsel, and files his verified petition to pay out distributive share, which petition is in the words and figures following, to-wit:

State of Indiana)
Hendricks County) ss. In the Hendricks Circuit Court.
March Term, 1937.

Edward H. Conn
Vs. Cause No. 14958.
Cressia Ellis, et al.

PETITION TO PAY OUT DISTRIBUTIVE SHARE.

Comes now the above named, Edward H. Conn, the plaintiff in the above captioned cause, and says; That he is the same Edward H. Conn, that paid into court a distributive share in the settlement of the estate of Ensebia N. Conn, deceased, for one Herbert Rogers, in the sum of $58.93 which said amount is now in the custody of the clerk of the Hendricks Circuit Court. Said Edward H. Conn, further says, that the said Herbert Rogers place of residence is to him unknown, that he has made diligent search for said Herbert Rogers and he has been unable to find any trace of him for more than eight years, and that it is his belief that he is not now living. That the said Herbert Rogers had one sister, Cressia Ellis, his sole and only heir at law, that all parties interested in said petition are more than 21 years of age.

Comes now the above named petitioner and prays the court for an order on the clerk of the Hendricks Circuit Court, for the payment to him of the sum of $58.93 for the use and benefit of the said Cressia Ellis, the sole and only heir of Herbert Rogers in whose name said fund is now held. And the said Edward H. Conn, tenders his bond in the sum of $100.00 for the faithful preformance of his trust, and further conditioned that if the said, Herbert Rogers, should appear at any time, and demand payment that said bondsmen will repay the same and the said clerk be held blameless.

Wherefore, the undersigned petitioner prays an order directing the clerk of this court to make payment of said fund to said petitioner as set out in this petition.

Edward H Conn
Cressia Ellis

State of Indiana)
Hendricks County) ss.

Edward H. Conn, being duly sworn, upon his oath says and declares that each and every averment set out in this petition is true as he verily believes.

Edward H. Conn
Petitioner.

Subscribed and sworn to before me this 13th day of March, 1937.

(SEAL)

Charles E. Edwards

My commission expires Jan. 16th, 1941. Notary Public.

And the Court having seen and examined said petition and being sufficiently advised in its premises, now approves the same and endorses his approval thereon which is as follows: "3-22-37 Examined, approved and Clerk ordered to make distribution. Bond Approved Horace L. Hanna, Judge."

RECEIPT:

March 22, 1937. Rec'd. of Walter E. Hadley, Clerk, $58.93 the distributive share heretofore paid in the Clerk's Office for Herbert Rogers, and ordered by this Court to be paid to to the said Edward H. Conn for the use and benefit of Cressia Ellis, the sole and only heir of Herbert Rogers.

Edward H. Conn
(Edward H. Conn)

STATE OF INDIANA)
) SS:
HENDRICKS COUNTY)

Leora Pogue being first duly sworn on oath says that she was on the 20th day of March, 1937, duly and legally joined in marriage to one Edward Willard Pogue; that she is one and the same person as Leora Comer, who was heretofore duly appointed and qualified, and is now the Deputy Clerk of the Hendricks Circuit Court.

Leora Pogue

Subscribed and sworn to before me the 22nd day of March, 1937.

(SEAL)

Walter E. Hadley

Clerk Hendricks Circuit Court

DEPARTMENT OF FINANCIAL INSTITUTIONS)	
OF THE STATE OF INDIANA, in charge of)	Judgt. vs Defts., Pearl Cowley, Willis
the liquidation of FIRST RURAL LOAN)	H. Schenck and Lillie L. Schenck for
AND SAVINGS ASSOCIATION, Lebanon,)	$2888.34 and Costs.
Indiana,)	J. D. 17, Page 181.
vs.)	NO. 15140
PEARL COWLEY,)	D E C R E E .
WILLIS H. SCHENCK,)	* * * * * * * * *
LILLIE L. SCHENCK,)	
RALPH E. BLACK.)	

Comes now the plaintiff by its attorney W. H. Parr, Jr., and it appearing to the satisfaction of the court by the sheriff's return to the summons issued in this cause, which summons and return of the sheriff endorsed thereon are in the words and figures as follows, to-wit: (H.I.).

That the defendants, Pearl Cowley, Willis H. Schenck, Lillie L. Schenck and Ralph E. Black have each been duly served with process more than ten days before the day fixed by the plaintiff by endorsement on its complaint for said defendants to appear and answer said complaint, and each of said defendants failing to appear are now three times audibly called in open court and come not and herein wholly make default, and this cause is submitted to the court for trial upon the default of said defendants.

And the court having heard the evidence and argument

of counsel and being duly advised in the premises now finds that the material allegations of plaintiff's complaint are true and that there is due the plaintiff on the note and mortgage sued on the sum of $2688.34 principal, interest and advancements, and the further sum of $200.00 as a fee for its attorney, all without relief from valuation or appraisement laws.

That said sums are secured by the mortgage which is sought to be foreclosed by the complaint herein against the real estate hereinbelow described; that said mortgage was duly recorded on the 31st day of January 1927 in Mortgage Record 84, at pages 277-278 in the mortgage records of Hendricks County, Indiana, and that plaintiff is entitled to have said mortgage foreclosed as against all of said defendants.

That the said defendants, Willis H. Schenck and Lillie L. Schenck, executed said mortgage and subsequently conveyed the mortgaged premises to the defendant, Pearl Cowley, who assumed and agreed to pay said mortgage; that the defendant, Pearl Cowley, at the time of the filing of plaintiff's complaint and affidavit for receiver did not live on said mortgaged premises nor use the same as a residence; that said mortgaged premises are of insufficient value to discharge the mortgage debt and that plaintiff is entitled to have a receiver appointed to take charge of said mortgaged premises and collect the rents and profits thereof until the sale and during the year for redemption.

IT IS, therefore, considered, ordered, adjudged and decreed by the court that the plaintiff have and recover of and from the defendants, Willis H. Schenck, Lillie L. Schenck and Pearl Cowley the sum of $2888.34, also its costs and charges in this cause laid out and expended and taxed at $_____, all without any relief whatever from valuation or appraisement laws, said judgment to bear interest at the rate of eight per cent per annum until paid.

It is further considered, ordered, adjudged and decreed by the court that the equity of redemption of the defendants, and each of them, and of all persons claiming from, under or through them in and to said mortgaged premises, to-wit:-

Lot No. 3 in William B. Osborne's Second Addition
to the town of Pittsboro, Indiana,

be and the same is hereby forever barred and foreclosed and that said real estate and all of the right, title, interest and claim of said defendants, and each of them, and of all persons claiming from under or through them in and to the same, or so much thereof as may be necessary for that purpose shall be sold by the Sheriff of Hendricks County, Indiana, as lands are sold on execution, without any relief whatever from valuation or appraisement laws, and the proceeds arising from such sale the sheriff is ordered and directed to apply in the manner following, to-wit: First, to the payment of all costs accrued in this cause and the costs of said sale; second, to the payment of the amount found due plaintiff herein, being the amount of the judgment hereinbefore rendered together with interest from this date. The overplus, if any remaining after the payment of the foregoing judgment, interest and costs to be paid by the sheriff to the clerk of this court for the use of the parties lawfully authorized to receive the same.

It is further considered, ordered, adjudged and decreed by the court that Paul Gladden be and he is hereby appointed receiver for the described mortgaged premises, to collect the rents and profits until the sale and during the year of redemption, and to apply the same as follows: First, to the payment of any taxes or assessment a lien and due or to become due during the year for redemption against said real estate; second, to the payment of plaintiff's judgment herein. The overplus, if any remaining

after the foregoing payments to be paid to the clerk of this court for the use of the parties lawfully authorized to receive the same.

And the court now fixes the bond of said receiver in the penal sum of $500.00.

ABRAHAM OERTLE)
VS) # 15138 Judgt. vs Deft. for $100.00 and Costs.
ORA S. SHANKLIN) J.D. 17, Page 181.

Comes now the plaintiff, Abraham Oertle and by his attorney, and it appearing to the Court by summons herein, and the return of the sheriff endorsed thereon which summons and return are in the words and figures as follows: (H.I.) That the defendant has been duly served with the process more than ten (10) days before the day fixed by the plaintiff, by endorsement on his complaint, for the defendant to appear and answer said complaint, said defendant is three (3) times audibly called in open court, and makes default.

And the Court having heard the evidence, and being duly advised in the premises finds the plaintiff and that the allegations of his complaint are true, that there is due him from the defendant and unpaid, the sum of $100.00 as damages and also that the plaintiff is entitled to immediate and complete possession of the real estate and buildings described in said plaintiff's petition.

It is, therefore, considered and adjudged by the Court that the plaintiff recover of the defendant the sum of $100.00, together with his costs and charges in his behalf layed out and expended and the plaintiff is also entitled to complete and immediate possession of the real estate and buildings, thereon, described in said plaintiff's petition.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Tuesday Morning, March 23rd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
HENDRICKS COUNTY) SS:

HENDRICKS CIRCUIT COURT
MARCH TERM, 1 9 3 7

MARGARET ALLEE)
VS) # 15154
JEWELL ALLEE)

Comes now the plaintiff in the above entitled cause and files her complaint for a divorce herein together with an affidavit for restraining order against the defendant, which affidavit for restraining order is in the words and figures as follows, to-wit: (H.I.)

And the court having inspected said affidavit and being duly advised in the premises now finds that a restraining order should be issued against the defendant restraining him from disposing of any of his personal property or incumbering the same, and that the defendant should be further restrained from in any way molesting the person of this plaintiff and from entering onto the premises where plaintiff is now living, except to secure his clothing and that this restraining order should be granted without notice and until the further order of this court.

It is further ordered that there issue to the Sheriff of said county a certified copy of this order, and that he be, and he is, hereby directed to serve the same forthwith and make due return thereof. This order to be in full force and effect until the further order of this court.

Horace L. Hanna
Judge of Hendricks Circuit Court

Dated this 23rd day of March, 1937.

EVERETT E. PADGETT)
VS) No. 15006. Judgt. vs Deft. for $300.17 and Costs.
JERRY S. JONES) J. D. 17, Page 181.

Comes now the plaintiff by counsel, and it appearing to the court by the summons herein, and the return of the sheriff endorsed thereon, that said defendant, Jerry S. Jones, has been served with process more than ten days before the 16th day of October, 1936, being the date endorsed on plaintiff's complaint for the return day for summons thereon, which said summons and return thereon are in words and figures as follows, to-wit: (H.I.).

And now said cause coming on for trial and said defendant being three times audibly called in open court, comes not, but herein wholly makes default.

And now said cause is submitted to the court, without the intervention of a jury, for trial, finding and decree, and the court having heard the evidence, and being duly advised in the premises, finds for the plaintiff, and that the allegations of plaintiff's complaint are true, and that there is due plaintiff, Everett E. Padgett, from said defendant, on the cause of action sued upon herein, the sum of Three Hundred and 17/100 ($300.17) Dollars.

It is therefore considered and adjudged by the court that the plaintiff have and recover of and from said defendant the said sum of Three Hundred and 17/100 ($300.17) Dollars, together with his costs of suit.

DEPARTMENT OF FINANCIAL INSTITUTIONS)
OF THE STATE OF INDIANA, in charge of)
the liquidation of FIRST RURAL LOAN)
AND SAVINGS ASSOCIATION, Lebanon,)
Indiana.)
VS) NO. 15140
PEARL COWLEY)
WILLIS H. SCHENCK)
LILLIE L. SCHENCK)
RALPH E. BLACK)

And comes now the said Paul Gladden and files herein his oath and acceptance of trust and bond in the penal sum of $500.00 payable to the State of Indiana, conditioned upon the faithful discharge of his duties.

And the court now approves said bond and orders the said Paul Gladden, as receiver, to take charge of said premises and proceed upon the discharge of his duties forthwith.

It is further ordered by the court that a duly certified copy of this decree under the hand of the clerk and the seal of this court shall be sufficient authority for the sheriff to execute the same.

FRANK R. GOODRIDGE)
VS) # 14717
MARIE M. GLUBKA)

Come now again the parties, in person and by counsel, and the jury is again brought into open Court and the evidence is continued and completed.

At the conclusion of the evidence, the plaintiff tenders instructions numbered one to seven both inclusive and the Court indicates that he will give instructions one, three, four, five, six and seven, and the Court refuses to give instructions numbered two. The defendant tenders instructions numbered one to six both inclusive, and the Court indicates that he will give instruction number four, and the Court refuses to give instructions number one, two, three, five and six.

Arguments are heard, and at the conclusion of argument, the plaintiff in this cause tendered his instructions in writing numbered one to seven both inclusive, and requests that the Court give each of said instructions: and the defendant now tenders its instructions in writing numbered one to six both inclusive, and requests that the Court give each of said instructions. And now the Court gives to the jury of his own motion instructions numbered 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18, and to the giving of each instruction so given by the Court of his own motion, plaintiff and defendant each except as to each instruction separately and severally. And now the Court gives instructions numbered one, three, four, five, six and seven tendered by the plaintiff and refuses to give instruction number two of the instructions tendered by the plaintiff, and now the defendant excepts to the giving of instructions numbered one, three, four, five, six and seven tendered by the plaintiff and to each of said instructions separately and severally; and the plaintiff excepts to the refusal of the Court to give the instruction numbered two tendered by the plaintiff. And now the Court gives instruction number four tendered by the defendant and refuses to give instructions numbered one, two, three, five and six, tendered by the defendant. The plaintiff now excepts to the giving of instruction number four tendered by the defendant; and

the defendant now excepts to the refusal of the court to give instructions numbered one, two, three, five and six tendered by the defendant and to each of them separately and severally.

And now the Court signs the instructions given by the Court by its own motion and, also signs the instructions tendered by the plaintiff and instructions tendered by the defendant, indicating those "given" and those "refused" and all of the instructions including those given by the court and those tendered by the plaintiff and those tendered by the defendant, and now orders all of said instructions including those given and refused filed and made a part of the record in this cause, which is now done, which instructions are in the words and figures following, to-wit: (H.I.).

The jury now retires in charge of a sworn officer to deliberate.

And now the jury is again conducted into Court and returns a verdict for the defendant, which verdict is in the words and figures following, to-wit:

State of Indiana, In the Hendricks Circuit Court
Hendricks County, SS: March Term, 1937.

Frank R. Goodridge)
vs.) No. 14717.
Marie M. Glubka) VERDICT OF THE JURY.

We, the Jury, find for the defendant.

Everett Stanley
Foreman of the Jury.

And now the jury is discharged from further duties in this cause.

And court adjourned until 9:00 o'clock A. M. Wednesday,

Record read and signed in open court.

Horace E. Hanna, Judge.

Wednesday Morning, March 24th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

MARIE HOWE)
VS) # 15096
ALBERT E. SHUMAKER ET AL.)

Come now the parties, in person and by counsel, and this cause being at issue, the Sheriff of Hendricks County, is ordered to bring into open Court the following jurors for jury services, to-wit: Everett Stanley, John Hackathorne, Theodore Mullis, H. E. Jenkins, Ralph Smith, Frank Jessup, Schuyler Arnold, Ralph Leach, George McClellan, Claude Shane, Allen McDaniel and Russell Turley, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters thereof, who are duly and legally impanelled and sworn in open court to well and truly try the issues joined herein and a true verdict give according to the law and evidence introduced.

And after hearing a part of the evidence in this cause, the jury is allowed to separate under proper instructions as to their duties during such separation until 9:00 o'clock A. M. Thursday, March 25th, 1937.

ORDER FOR ADDITIONAL PETIT JURORS TO BE DRAWN FOR THE MARCH TERM, 1937.

By reason of the business of this Court, and many of jurors being excussed because of physical disabilities or illness and some having to be excussed on account of business affairs, the Clerk of this Court is hereby ordered to convene the Jury Commissioners, Ed Smith and Charles G. Miles, and in their presents draw from the jury box the names of twelve persons for jury service.

ADDITIONAL PETIT JURORS DRAWN FOR THE MARCH TERM, 1937.

BE IT REMEMBERED, That on the 24th day of March, 1937, Ed Smith and Charles G. Miles, the duly appointed, qualified and acting Jury Commissioners of this court appeared at the office of the Clerk of the Hendricks Circuit Court, and the Clerk drew from the Jury Box the names of twelve additional names of persons for Petit Jury service at the March Term, 1937, of this court, viz:

Demmer Hall	Liberty	Twp.	Frank Ridgeway	Center	Twp.
Chester Hunt	Washington	Twp.	Paul Smith	Washington	Twp.
Charles J. Swain	Middle	Twp.	Homer Warrick	Brown	Twp.
Russel Hughes	Lincoln	Twp.	Fred Hayden	Guilford	Twp.
Allen Johnson	Franklin	Twp.	Fred Calbert	Guilford	Twp.
Fred Kress	Middle	Twp.	Horace Ballard	Guilford	Twp.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Thursday Morning, March 25th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

MARIE HOWE)
VS) # 15096
ALBERT E. SHUMAKER, ET AL.)

Come now the parties, in person and by counsel, and the jury is again brought into Court and the evidence is heard in part.

And now the jury is allowed to separate under proper instructions as to their duties during such separation until 1:30 P. M., March 25th, 1937.

Come now again the parties, in person and by counsel, and the defendant, Albert E. Shumaker, doing business under the firm name and style of Coco Cola Bottling Company, at the close of the evidence on the cause of the plaintiff in chief, moves the Court to direct the jury to find and return a verdict herein in favor of the defendant, which motion is in the following words and figures, to-wit: (Here Insert). And the Court being duly advised, now overrules said motion, to which ruling of the Court the said defendant duly objects and excepts.

And now the defendant, Coco Cola Bottling Company, Indianapolis, Indiana, at the close of the evidence on the cause of the plaintiff in chief, moves the Court to direct the jury to find and return a verdict herein in favor of the defendant, which motion is in the following words and figures, to-wit: (Here Insert). And the Court being duly advised, overrules said motion, to which ruling of the Court the defendant, Coco Cola Bottling Company, Indianapolis, Indiana, duly objects and excepts.

And now the jury is again brough into Court and the evidence is continued.

The jury is now allowed to separate under proper instructions as to their conduct during such separation until 9:00 o'clock A. M., March 26th, 1937.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Friday Morning, March 26th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
) SS:
COUNTY OF HENDRICKS)

IN THE HENDRICKS CIRCUIT COURT

MARCH TERM, 1937.

QUINCY A. DAVIS, Et Al.)
vs)
BERTHA LOCKHART CHRISTIE)

CAUSE NUMBER 14742

TO THE CLERK OF THE HENDRICKS CIRCUIT COURT:

You are hereby requested to prepare and certify a full, true and complete transcript of the entire record of the above entitled cause, including therein a transcript of all papers, pleadings, entries and proceedings had in said cause, except the original Bill of Exceptions containing the evidence which you will certify without copying to be used on appeal to the Appellate Court of Indiana.

Dated this 26th day of March, 1937.

Otis E. Gulley

George W Hadley
Attorneys for Plaintiffs.

MARIE HOWE)
VS) # 15096
ALBERT E. SHUMAKER, ET AL.)

Comes now again the parties, in person and by counsel, and the jury is again brough into Court and the taking of evidence is continued.

And now the jury is allowed to separate under proper instructions as to their conduct during separation until 1:00 o'clock P. M., March 26th, 1937.

Come now again the parties, in person and by counsel, and the jury is again brought into Court and the taking of evidence is continued and concluded.

The defendant, Coco Cola Bottling Company, Columbus, Indiana, at the conclusion of all the evidence, moves the Court to instruct the jury in writing and to give the jury an instruction to find for the defendant, Albert E. Shumaker, doing business under the firm name and style of Coco Cola Bottling Company, Columbus, Indiana, which motion is in the following words and figures, to-wit: (Here Insert). And the Court having seen and examined said motion and being duly advised in its premises, now overrules the same, to which ruling of the Court said defendant duly objects and excepts.

And now the plaintiff asks to withdraw from the evidence in this case the testimony of Lester C. Morris. The Court being duly advised, now grants said request.

The defendant, Coco Cola Bottling Company, Indianapolis, Indiana, now moves the Court to instruct the jury in writing and to give to the jury to find for the said last named defendant, which motion is in the following words and figures, to-wit: (Here Insert). And the Court having seen and examined said motion and being duly advised in its premises, now sustains the same, to which ruling of the Court the plaintiff duly objects and excepts.

The jury is now allowed to separate under proper instructions as to their conduct during separation until Saturday, March 27th, 1937.

And court adjourned until 9:00 o'clock A. M. Saturday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Saturday Morning, March 27th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

HOME OWNERS' LOAN CORP.)
VS) # 15164
OSCAR FORDING AND)
EFFIE FORDING.)

Comes now the plaintiff, by it's attorney, and files complaint, which complaint is in the words and figures following, to-wit: (Here Insert). The plaintiff also files affidavit for publication of notice to non-resident, which affidavit is in the following words and figures, to-wit: (Here Insert).

The Clerk of the Hendricks Circuit Court shall cause a notice of the pendency of this action to be given by publication as by law required to said defendants, and will make said notice returnable June 3rd, 1937.

EDWARD KASSENBROCK)
VS) # 15152
SACKS BROS. FINANCE)
CO., INC.)

Come now Charles E. Edwards and Saul Rabb, herein, and enter special appearance for the defendant, which special appearance is in the following words and figures, to-wit: (Here Insert).

And now comes the defendant, by counsel, and files plea in abatement, which plea in abatement is in the following words and figures, to-wit: (Here Insert).

THE FIRST NATIONAL BANK AND)
TRUST COMPANY OF PLAINFIELD,)
INDIANA.)
VS) # 15123
CHARLES M. CALBERT, ET AL.)

Comes now the defendant, Charles M. Calbert, by counsel, and files answer, which answer is in the following words and figures, to-wit: (Here Insert).

GLEN BROWN, TRUSTEE)
VS) # 15121
PLAINFIELD BUILDING AND)
LOAN ASSOCIATION)

Comes now the defendant, by counsel, and files answer in two paragraphs to plaintiff's complaint herein, which answer is in the following words and figures, to-wit: (H.I.)

GEORGIA ANN CHRISTY)
VS) # 14907
WICKLIFF LEON SMITH, ET AL.)

Comes now the defendant, Wickliff Leon Smith, by counsel, and files affidavit for change of venue from the county, which affidavit is in the following words and figures, to-wit: (Here Insert).

HOME OWNER'S LOAN CORP.)
VS) # 15002
CARL JONES)
MILLIE A. JONES, AND)
THE R. S. FOSTER LUMBER)
COMPANY)

Comes now the plaintiff, by counsel, and files amended complaint, which amended complaint is in the words and figures following, to-wit: (Here Insert).

THE CITIZENS BUILDING LOAN) Judgt. vs Defts., Ella R. Stuart and Wynona Stuart,
FUND AND SAVINGS ASSOCIATION) for $2099.81 and Costs.
OF DANVILLE, INDIANA.) J. D. 17, Page 181.
VS) # 15104 DECREE FORECLOSING MORTGAGE AND
ELLA R. STUART) APPOINTING RECEIVER.
WYNONA STUART,)
EARL GRAY.)

Comes now the Plaintiff by counsel and it appearing to the Court by summons herein and the endorsement of the Sheriff thereon that said defendants, Ella R. Stuart, Wynona Stuart, and Earl Gray, were each served with notice of the filing and pendency of this action more than 10 days before the 8th day of February 1937, the date fixed by Plaintiff in its complaint for the return day which summons together with the endorsements of the Sheriff thereon are in the words and figures following to-wit: (Here Insert).

And the Defendants, Ella R. Stuart, Wynona Stuart, being three times loudly called in open Court comes not but herein wholly makes default.

And now comes the defendant Earl Gray, and files his answer herein, showing to the Court that he is a tenant from month to month and in possession of the property hereinafter described, which answer is in the following words and figures to-wit: (H.I.).

And the Court being duly advised in the premises finds for the Plaintiff and that the allegations in Plaintiff's complaint are true and that there is due Plaintiff on the note sued on in Plaintiff's complaint from the defendants, Ella R. Stuart and Wynona Stuart, the sum of $1872.02 with delinquent interest in the sum of $62.79.

The Court further finds that $150.00 is a reasonable fee for the services of Plaintiff's attorney and that it is necessary for Plaintiff to advance the further sum of $15.00 as abstracting fees, all of said sums the Plaintiff is to have and recover of and from defendants Ella R. Stuart and Wynona Stuart, without any relief from valuation and appraisement laws and that there is due Plaintiff herein the total sum of $2099.81 and that Plaintiff is entitled to have its said mortgage fore-

closed against the defendants herein on the real estate described in Plaintiff's complaint.

It is therefore considered adjudged and decreed by the Court that the Plaintiff have and recover of and from the defendants Ella R. Stuart and Wynona Stuart the sum of $2099.81 all without relief from valuation and appraisement laws.

The Court further finds that Plaintiff herein is entitled to have its said mortgage described in its complaint foreclosed and it is now adjudged, ordered and decreed by the Court that the equity of redemption of the defendants, Ella R. Stuart and Wynona Stuart and of all persons claiming from under or through them in and to the real estate described in the complaint lying and being in the County of Hendricks State of Indiana and described as follows to-wit:

Lot Number Six (6) in Block Number Four (4) in
the Original Town of Danville, Indiana

be and the same is forever barred and foreclosed and that said described real estate, and all the right title, interest and claim of said named defendants and of all persons claiming, from under or through them in and to the same or so much thereof, as may be necessary for that purpose, should be sold by the Sheriff of the said County of Hendricks State of Indiana, as other lands are sold on execution, the sale to be without any relief from valuation or appraisement laws.

The proceeds arising from said sale to be applied as follows to-wit:

FIRST: to the payment of the costs and accruing costs herein.

SECOND: to the payment of the amount found due Plaintiff on its claim sued upon herein, being the amount of the judgment hereinbefore rendered, together with 8% interest from this date.

The surplus if any remaining after payment of costs and accruing costs and the foregoing judgment to be paid by the Sheriff to the Clerk of this Court for the use of the parties lawfully entitled and authorized to receive the same.

It is further considered and adjudged by the Court that a Receiver be appointed to take charge of and care of the real estate described in the complaint and to collect the rents, issues and profits thereof during the further pendency of this action and during the period of redemption and hold such rents and profits subject to the order of the Court and the Court fixes the bond of such Receiver at $300.00.

And now the Court being advised appoints, William J. Thompson as such Receiver and now comes the said William J. Thompson, and accepts said appointment and tenders his Receiver's Bond as ordered which bond the Court approves endorsing his approval thereon.

And the said William J. Thompson takes and subscribes an oath for the faithful discharge of his duties as such Receiver. Said bond with the Court's approval endorsed thereon and the oath taken and subscribed by the Receiver are as Follows to-wit: (H.I.).

And now said Receiver is ordered to take upon himself the administration of his trust under this appointment. And further proceedings herein are continued.

It is further ordered that a certified copy of this order from the Clerk of said Court to the Sheriff of said Hendricks County Indiana shall be his sufficient authority for him to proceed with the execution of this order as above set forth.

MARIE HOWE)
VS) # 15096
ALBERT E. SHUMAKER, ETC.)

Come now again the parties, in person and by counsel, and the jury is again brought into Court. The plaintiff tenders instructions numbered one to three both inclusive, and the Court indicates he will refuse to give said instructions numbered one to three both inclusive and to the refusal of each the plaintiff duly objects and excepts. The defendants now tenders instructions numbered one to seventeen both inclusive, and the Court indicates that he will refuse to give instructions 1, 3, 5, 6, 13, 14, 15, 16 and 17 and to such refusal of each of which the said defendant objects and excepts.

Arguments are heard.

At the close of the arguments, the plaintiff in this cause tendered his instructions in writing numbered one to three both inclusive, and requests the Court to give each of said instructions; and the defendants now tenders its instructions in writing, numbered from one to seventeen, both inclusive and requests the Court to give each of said instructions. And now the Court gives to the jury of his own motion instructions numbered 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15, and to the giving of each instruction so given by the Court of his own motion, plaintiff and defendants each excepts as to each instruction separately and severally. And now the Court gives instructions numbered 2, 4, 7, 8, 9, 10, 11 and 12, tendered by the defendants, and refuses to give instructions numbered 1, 3, 5, 6, 13, 14, 15, 16 and 17 tendered by the said defendant. The plaintiff now excepts to the giving of instructions numbered 2, 4, 7, 8, 9, 10, 11 and 12, and to each of them tendered by the said defendant; and the defendants now excepts to the refusal of the Court go give instructions numbered 1, 3, 5, 6, 13, 14, 15, 16 and 17, tendered by the defendant and to each of them separately and severally. And the Court refuses to give instructions numbered 1, 2 and 3, the instructions tendered by the plaintiff and the plaintiff excepts to the refusal of the Court to give each of the instructions numbered 1, 2 and 3 tendered by the plaintiff.

And now the Court signs the instructions given by the Court by its own motion and, also, signs the instructions tendered by the plaintiff and the instructions tendered by the defendants indicating those "given" and those "refused" and all of said instructions including those given by the Court and those tendered by the plaintiff and those tendered by the defendant, and now orders all of said instructions including those given and refused filed and made a part of the record in this cause, which instructions are in the words and figures following, to-wit: (H.I.).

The jury now retires in charge of a sworn officer to deliberate.

And afterwards, the jury is again conducted into Court and returns a verdict for the defendant, Coco Cola Bottling Company, Indianapolis, Indiana, which verdict is in the words and figures following, to-wit:

State of Indiana, Hendricks Circuit Court,
Hendricks County, SS: March Term, 1937.

Marie Howe)
vs.) No. 15096.
Albert E. Schumaker, doing business under the firm name and style of Coca Cola Bottling Co., Columbus, Indiana.)
Coca Cola Bottling Co., Indianapolis, Indiana.)

VERDICT OF THE JURY.

We, the Jury, find for the defendant, Coca Cola Bottling Company, Indianapolis,

Indiana.

Geo. M. McClellan
Foreman of the Jury.

The jury returns a verdict for the plaintiff and assess her damage in the sum of $100.00 against Albert E. Schumaker, doing business under the name and style of Coca Cola Bottling Company, Columbus, Indiana, which verdict is in the following words and figures, to-wit:

State of Indiana, Hendricks Circuit Court,
Hendricks County, SS: March Term, 1937.

Marie Howe
vs. No. 15096
Albert E. Schumaker, doing business under the firm name and style of Coca Cola Bottling Co., Columbus, Indiana, Coca Cola Bottling Co., Indianapolis, Indiana. VERDICT OF THE JURY.

We, the Jury, find for the plaintiff and assess her damages in the sum of $100.00.

Geo. M. McClellan
Foreman of the Jury.

NELLIE WISCHMEYER)
VS) # 15163
EARL WISCHMEYER, ET AL.)

Comes now the plaintiff by Cavins and Richardson, her attorneys, and files herein her verified complaint to set aside and be relieved from the default and judgment rendered against her on December 18, 1936, in Cause 14945, in this Court, which verified complaint is as follows: (here insert)

And now said complaint is presented to the Court, and the Court having considered the same: now orders that notice thereof be given to the defendants by summons, returnable on May 3, 1937, and it appearing to the Court that the defendants are all residents of Marion County, Indiana, the Clerk is directed to issue said summons to the Sheriff of said Marion County for service and return as provided by law, and the Clerk will instruct said Sheriff of the names of the above attorneys for the plaintiff.

The Court further orders and directs the Clerk to withhold the issue of any execution or other process under or upon said judgment until the further order of the Court.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Monday Morning, March 29th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

THE FEDERAL LAND BANK OF LOUISVILLE,)
(Plaintiff).)
VS) No. 14998 Judgt. vs Deft., Mary Underwood
MARY UNDERWOOD THOMPSON, ET AL,) DECREE. Thompson, for $5474.64 and Costs.
(Defendants).) J. D. 17, Page 182.

This day this cause came on to be heard before the Court without the intervention of a jury, and the Court having examined the summons and the return of the sheriff thereto and being fully advised in the premises now finds that the defendants, Mary Underwood Thompson, Frank Thompson and J. B. Woods have been duly served with summons more than ten days before the date fixed by endorsement upon plaintiff's complaint as the return day thereto, and the defendants, Mary Underwood Thompson, Frank Thompson and J. B. Woods, having entered their appearance and filed their answer in general denial, which answer is in the words and figures following, to-wit, (H.I.); and the plaintiff dismisses as to the defendants, State of Indiana, _____, Administrator of the estate of Doris Underwood Woods, deceased, and the Irving J. Brown Oil Company. And this cause coming on for trial, finding and judgment and the Court being fully advised in the premises now finds that the allegations of plaintiff's complaint herein are true; that heretofore, to-wit, on the 6th day of July, 1927, John F. Underwood executed and delivered to plaintiff his certain promissory note in the sum of Four Thousand Dollars ($4,000.00), together with interest theren at the rate of 5% per annum, together with reasonable attorney's fees, and that on said day the said John F. Underwood, an unmarried man, executed and delivered to plaintiff his certain mortgage upon certain real estate in Hendricks County, Indiana, described as follows, to-wit:

The west fractional half of the southwest quarter of Section 6, Township 15 north, Range 2 west, containing 65.88/100 acres, more or less, excepting therefrom about one-fourth of an acre in the southwest corner thereof lying southwest of the road as the same is now located across said southwest corner.

Also, that part of the south half of the northwest fractional quarter of said Section 6, bounded and described as follows, viz: Beginning at the southwest corner of said northwest quarter, running thence north on the west line thereof 45 rods; thence east parallel to the north line of said quarter section, 120 rods; thence south 45 rods to the south line of said northwest quarter; thence west 120 rods to the place of beginning, containing 33.75/100 acres, more or less;

that said mortgage was duly recorded on the 9th day of August, 1927, in Mortgage Record #85, page 338-340, in the Recorder's office of said Hendricks County; that John F. Underwood departed this life on or about the ____day of _____, 19___, leaving as his sole and only heirs at law, Doris Underwood Woods (who has since departed this life, leaving as her sole and only heir at law, her sister, Mary Underwood Thompson), and his daughter, Mary Underwood Thompson;

That on or about the 3rd day of December, 1932, the defendants, Mary Underwood Thompson and Doris Underwood Woods, now deceased, executed

and delivered to plaintiff their certain written agreement by which they agreed to pay the balance due on plaintiff's debt. The Court further finds that by reason of such agreement, the defendant, Mary Underwood Thompson, is indebted to plaintiff in the sum of Five Thousand Four Hundred Seventy-four and Sixty-four Hundredths Dollars ($5,474.64) of which sum Two Hundred Dollars ($200.00) is attorney's fees for plaintiff's attorneys. And the Court further finds that the interest, if any, of the defendants, Frank Thompson and J. B. Woods, are junior and inferior to the lien of plaintiff's mortgage.

It is, therefore, ordered, adjudged and decreed that plaintiff have and recover of and from the defendant, Mary Underwood Thompson, the sum of $5,474.64 together with interest from this date, costs and accruing costs, and that said mortgage be foreclosed as against all of said defendants without relief from valuation or appraisement laws, and that the equity of redemption of all defendants be forever barred, and that said real estate be sold by the sheriff of said Hendricks County, Indiana, as other lands are sold on execution.

The proceeds of said sale shall be applied as follows:

(1) to the payment of costs and accruing costs herein; (2) to the payment of the amount due plaintiff herein, being the amount of the judgment hereinbefore rendered; (3) the overplus, if any, to the Clerk of this court for the benefit of the parties lawfully entitled to the same; (4) if said land shall not sell for an amount sufficient to pay and satisfy said judgment, interest, costs and accruing costs, the overplus shall be levied of the property subject to execution belonging to the defendant, Mary Underwood Thompson.

Dated this 29th day of March, 1937.

STATE OF INDIANA
HENDRICKS COUNTY SS:

IN THE HENDRICKS CIRCUIT COURT
MARCH TERM, 1937

EFFIE A. HOLLINGSWORTH)
VS)
ELMER A. HOLLINGSWORTH)

RESTRAINING ORDER

Comes now the plaintiff and submits to the court her complaint heretofore filed, which said complaint is in the words and figures following: (here insert), and files her verified application for restraining order without notice and for support pending the trial of said cause, which said verified application is in the words and figures following: (here insert).

And this proceeding is now submitted to the court and to the said judge thereof on said verified application for a restraining order, and the court being fully advised in the premises finds for the plaintiff, and finds that plaintiff is entitled to a restraining order against the defendant as therein prayed for.

It is, therefore, ordered and considered by the court that said defendant, Elmer A. Hollingsworth, be, and he is hereby restrained from selling or disposing of or incumbering in any way, any of his property which he now owns, both real and personal, and particularly any of the property of said plaintiff which may be in his possession until the further order of this court.

It is further ordered that there issue to the sheriff of said county a certified copy of this order and that he be, and he hereby is, directed to serve the same forthwith and to make due return thereof.

Dated this 29th day of March, 1937.

Horace L. Hanna

Judge of the Hendricks Circuit Court

STATE OF INDIANA
HENDRICKS COUNTY SS:

IN THE HENDRICKS CIRCUIT COURT
MARCH TERM, 1937

EFFIE A. HOLLINGSWORTH)
VS)
ELMER A. HOLLINGSWORTH)

NOTICE FOR APPLICATION OF SUIT MONEY

The defendant in the above entitled cause is hereby notified that on the 3rd day of April, 1937 at 9:00 o'clock A. M. of said day, at the circuit court room in the court house of said County, the plaintiff will apply to the Hendricks Circuit Court for an order requiring defendant to pay into court for the use of plaintiff a sufficient sum of money with which to prosecute her said suit, and to pay her attorneys and for the support and maintenance of herself during the pendency of this action.

A. J. Kahl
Atty. for Deft.

Dated this 29th day of March, 1937.

And court adjourned until 9:00 o'clock A. M. Tuesday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Tuesday Morning, March 30th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7743 Judgt. vs Deft. for Costs.
CECIL HELTON) J. D. 17, Page 182.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Cecil Helton, in his own proper person, who is duly arraigned in open Court and enters his plea of guilty of public intoxication.

It is, therefore, now adjudged and decreed by the Court that the defendant, Cecil Helton, for the offense by him committed be and he is committed to the Indiana State Farm for a period of six months, and that he pay the costs of this action, taxed at _____dollars and _____cents.

MATTIE TOLIVER MEALURE,)
BY HER NEXT FRIEND,)
WILMA BASH)
VS) # 15109
WILLIAM H. MEALURE)

Comes now the plaintiff, by her attorneys, and moves the Court that alias summons be issued returnable April 15th, 1937.

And the Court being duly advised, now sustains said motion and alias summons is ordered issued to the Sheriff of Marion County, making the same returnable April 15th, 1937.

J. PAUL LOWE)
VS) # 14900 Judgt. vs Deft., Jewell Pritchett, for $318.00 & Costs.
STEWARD PRITCHETT) J. D. 17, Page 182.
JEWELL PRITCHETT)

Come now the parties, by their attorneys, and the Court now renders judgment on the verdict of the jury.

It is, therefore, adjudged and decreed by the Court that the plaintiff, J. Paul Lowe, recover damages in the sum of $318.00 from the defendant, Jewell Pritchett, together with costs of this action, assessed in the sum of _____ dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Wednesday Morning, March 31st, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

GOLDIE V. ROBBINS)
VS) # 15113
PENNSYLVANIA RAILROAD CO.)

Comes now the defendant, by counsel, and files answer, which answer is in the words and figures following, to-wit: (H.I.).

LEON J. COOPER)
VS) # 15085
ELI AKER)

Come now the parties, by counsel, and the defendant's demurrer to plaintiff's complaint being presented to the Court, and the Court having seen and examined said demurrer and being duly advised in its premises, now sustains said demurrer, to which ruling of the Court the plaintiff duly objects and excepts.

IDA WILSON)
VS) # 15013
SAM J. UNDERWOOD)

Comes now the defendant, by counsel, and files answer in two paragraphs, which answer is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA, ON THE RE-)
LATION OF LUTHER F. SYMONS,)
BANK COMMISSIONER OF INDIANA)
VS) # 13635
HUNTER BANK)

Comes now Earl H. Merritt, herein, and files claim, which claim is in the following words and figures, to-wit: (Here Insert).

Comes now Pauline Ray, herein, and files claim, which claim is in the following words and figures, to-wit: (Here Insert).

SUSAN P. HIATT)
VS) # 14778
LYLE R. HIATT)

Comes now the commissioner, by counsel, and the Court having seen and examined the commissioner's financial report, heretofore filed, and being sufficiently advised in its premises, now approves the same.

And now said commissioner is discharged from his bond and trust herein.

GEORGIA ANN CHRISTIE)
VS) # 14907
WICKLIFF LEON SMITH, ET AL.)

Come now the parties, by counsel, and the Court having seen and examined the defendant's motion for change of venue from the county, heretofore filed, and now being duly advised, sustains said motion, and said parties strike and

Montgomery County, Indiana, being the county left, this cause is sent to Montgomery County, Indiana, and the defendant is given ten days to perfect change.

GILBERT JOHNSON)
VS) # 15063
HAZEL MORRIS, ET AL.) E N T R Y

Comes now the parties again in the above entitled cause and the defendants file answer herein in general denial, which is in the words and figures as follows, to-wit: (H.I.)

And now this cause being at issue, as to the ownership of the said property and the interest of the respective parties therein as to their ownership in said property, this cause is submitted to the court for trial, finding and decree without the intervention of a jury. And the court being fully advised in the premises finds that the plaintiff Gilbert Johnson and the defendants Hazel Morris and Austin Johnson are each the owners of an undivided one-third interest in and to the real estate described in the complaint.

And the court further finds that said real estate is not susceptible of partition and that the interests of the several parties can not be set off in severalty without damage to the owners.

The court further finds that a commissioner should be appointed to sett the real estate and the proceeds thereof divided according to the interest of the respective parties herein, subject to any accounting which shall determine the final interests of the parties in and to the proceeds from said sale.

The court further finds that said real estate is of the probable value of $1000.00.

It is therefore considered and adjudged by the court that said real estate, to-wit:

A part of the Southwest quarter of the Northwest quarter of section 11, Township 16 North Range 1 East described as follows to-wit:

Beginning at a point on the West side of the Brownsburg and Lebanon Road 41 rods, Eight feet and nine inches south of the point where the West side of said Road crosses the South line of the Northeast quarter of the Northwest quarter of section 11, Township 16 North Range 1 East; thence West 210 feet; thence South with the bearing of the Brownsburg and lebanon Road 103 feet and 9 inches; thence East 210 feet; thence North with the bearing of said Brownsburg and Lebanon Road, 103 feet and 9 inches, to the place of beginning EXCEPT 50 feet off of and across the North side thereof.

be appraised as provided by law and be sold at private sale for not less than the full appraised value thereof, for cash in hand.

It is further considered and adjudged by the court that John Symmonds be and he is hereby appointed commissioner to make sale of said real estate and that he give bond in the sum of $1000.00, with surety to the approval of this court.

It is further considered and adjudged by the court that said commissioner execute his deed for the purchase thereof and to the approval of this court upon full payment of the purchase money, which sale said commissioner shall report and present the deed to the purchaser to this court for his approval.

It is further ordered, adjudged and decreed by the court that said commissioner give notice of such sale setting forth the terms and conditions thereof by one publication in the Brownsburg Record, a paper of general circulation published in the Town of Brownsburg, Hendricks County, Indiana.

It is further considered and adjudged that upon the sale of said property said commissioner shall, after paying the expenses of the same up to and including his report of sale, turn the balance of the proceeds over to the Clerk of the Hendricks Circuit Court to be by said Clerk held until a full accounting be had between the parties hereto for the purpose of determining their respective interests in and to said proceeds.

And now this cause is continued.

STATE OF INDIANA)
VS) # 7377
NAPOLEON L. LAWSON)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files motion to enter a nolle proseque in the above cause, which motion is in the words and figures following, to-wit: (Here Insert).

And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains said motion and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7503
HENRY HAINES)
WILL HAINES)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files motion to enter a nolle proseque in the above cause as to Will Haines, which motion is in the words and figures following, to-wit: (Here Insert).

And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains said motion and this cause is dismissed as to Will Haines.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed as to Will Haines.

And court adjourned until 9:00 o'clock A. M. Thursday,

Record read and signed in open court.

Horace R. Hanna, Judge.

Thursday Morning, April 1st, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7465
VAN MONTGOMERY)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files motion to enter a nolle proseque in the above entitled cause, which motion is in the following words and figures, to-wit: (Here Insert).

The Court having seen and examined said motion and being duly advised in its premises, now sustains said motion and said cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7501
RALPH OWENS)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files motion to enter a nolle proseque in the above entitled cause, which motion is in the following words and figures, to-wit: (Here Insert).

The Court having seen and examined said motion and being duly advised in its premises, now sustains said motion and said cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7527
DR. R. V. PIERRE)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files motion to enter a nolle proseque in the above entitled cause, which motion is in the following words and figures, to-wit: (Here Insert).

The Court having seen and examined said motion and being duly advised in its premises, now sustains said motion and said cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7732
THOMAS WALSH)
LA VERNE DAVIS)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files motion to enter a nolle proseque in the above entitled cause, which motion is in the following words and figures, to-wit: (Here Insert).

The Court having seen and examined said motion and being duly advised in its premises, now sustains said motion and said cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that

this cause be and the same is hereby dismissed.

And court adjourned until 9:00 o'clock A. M. Friday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Friday Morning, April 2nd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

GLEN BROWN, TRUSTEE)
VS) # 15121
PLAINFIELD BUILDING)
AND LOAN ASSOCIATION)

Comes now the plaintiff, by counsel, and files reply to defendant's second paragraph of answer, which reply is in the words and figures following, to-wit: (H.I.).

And now said plaintiff files interrogatories herein to be answered under oath by the defendant, which interrogatories are in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said interrogatories, it is now ordered by the Court that the defendant answer said interrogatories on or before April 17th, 1937.

BUD WILLIAMSON, ET AL.)
VS) # 15055
OLIVER BOYD)

Come now the parties, in person and by counsel, and the plaintiff files answer in general denial to cross-complaint, which answer is in the words and figures following, to-wit: (H.I.).

And this case being at issue, the same is now submitted to the Court for trial, finding and decree without the intervention of a jury.

The Court having heard the evidence in this case, now finds for the plaintiff and that the allegations of plaintiff's complaint are true as to amount due each of said plaintiffs, and that the total sum to the plaintiff is thirty-six dollars and ninety-eight cents, ($36.98).

The Court further findingthat the defendant has reduced judgment against him in Justice of the Peace Court more than five dollars, the defendant shall recover the costs in the Circuit Court.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Saturday Morning, April 3rd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

LEON J. COOPER)
VS) # 15085
ELI AKER)

Comes now the plaintiff, by counsel, and files amended complaint, which amended complaint is in the words and figures following, to-wit: (Here Insert).

STATE OF INDIANA)
VS) # 7735
ELBERT D. MARTIN)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Elbert D. Martin, in person and by his attorney, John T. Hume, and it is agreed in open Court that the defendant, Elbert D. Martin, shall pay $3.00 per week, first payment to be made April 3rd, 1937, and $3.00 on the 17th day of April, 1937, and $6.00 every two weeks thereafter, said payments to be made to the Clerk of the Hendricks Circuit Court, to be paid by said Clerk to Sadie Martin of Brownsburg, Indiana, and this cause is continued.

And now said defendant, Elbert D. Martin, is allowed to go on his own recognizance.

BUD WILLIAMSON, ET AL.)
VS) # 15055
OLIVER BOYD)

Comes now the plaintiffs, by counsel, and except to the ruling of the Court in assessment of costs in this Circuit Court against the plaintiffs.

Judgment as to said costs to abate until hearing is had. Clerk not to enter judgment until further ordered by the Court.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Monday Morning, April 5th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

FERN MITCHELL, ET AL.)
VS) # 13206
ROBERT L. WORRELL)

Comes now the commissioner, by counsel, and files his financial report, which financial report is in the following words and figures, to-wit: (Here Insert).

GILBERT JOHNSON)
VS) # 15063
HAZEL MORRIS, ET AL.)

Comes now John Symmonds, heretofore appointed commissioner, herein, and files his bond in the principal sum of $1000.00 with W. F. Evans and George A. Nash as surety thereon, which bond is approved by the Court and is in the following words and figures, to-wit: (Here Insert).

And now said commissioner enters upon his said trust and now files an inventory and appraisement of the real estate herein, which is approved by the Court and is in the following words and figures, to-wit: (Here Insert).

EDWARD KASSENBROCK)
VS) # 15152
SACKS BROS. FINANCE)
COMPANY, INC.)

Comes now the plaintiff, by counsel, and files demurrer to defendant's plea in abatement, which demurrer is in the following words and figures, to-wit: (Here Insert). And the Court having seen and examined said demurrer and being sufficiently advised in its premises, now sustains the same, to which ruling of the Court the defendant duly objects and excepts.

And now the plaintiff moves the Court to make a rule for the defendant to answer on or before April 15th, 1937. And the Court being duly advised, now sustains said motion, and the defendant is ruled to answer on or before April 15th, 1937.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Tuesday Morning, April 6th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

ESTHER A. DODD, ET AL.)
VS) # 15087
LILLIE TESSA (GOWIN))
SUTHERLIN, ET AL.)

Comes now Luther S. Page, administrator of the estate of Oliver S. Gowin, deceased, and petitions the Court to be admitted as party defendant in this cause, which petition is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said petition, now sustains the same, and the petitioner is ordered admitted as party defendant.

And now the said defendant, Luther S. Page, administrator, files answer, which answer is in the following words and figures, to-wit: (H.I.).

ORA M. SCHELLENBERGER)
VS) # 15129
DON BRANIGIN AND)
ROY COPPER, ETC.)

Comes now the plaintiff, by counsel, and files deposition C. B. Oskins, which deposition is in the following words and figures, to-wit: (H.I.), and moves to have same published.

And the Court being duly advised now sustains said motion.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Wednesday Morning, April 7th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

CLARENCE HAMILTON)
VS) # 15029
UNITED TAXI CO., INC.)
HOWARD SELLERS)

Comes now the defendant, Howard Sellers, by counsel, and files affidavit for continuance, which affidavit is in the following words and figures, to-wit: (Here Insert).

Comes now the plaintiff, by Hume and Gaston, his attorneys, and say plaintiff will admit testimony shown in affidavit for continuance other than certain conclusions set forth therein.

The Court having seen and examined said defendant's motion for continuance, and being duly advised in its premises, now overrules the same, to which ruling of the Court the defendant duly objects and excepts.

FOREST E. BALDWIN)
VS) # 15074 DECREE Judgt. vs Defts. for $321.85 and Costs.
DEWEY STEVENS) J. D. 17, Page 183.
W. I. STEVENS)

Comes now the Plaintiff, by counsel and it appearing to the Court by the summons herein and the return of the Sheriff endorsed thereon that the defendant W. I. Stevens was duly served more than 10 days before the 18th day of January 1937, being the date endorsed on Plaintiffs complaint for the return day of summons thereon, and which summons and the return thereon are in the words and figures as follows to-wit: (Here Insert).

And it further appears to the Court that the defendant Dewey Stevens was served with alias summons, issued under order of this Court, more than 10 days prior to the date set by the Plaintiff in such order for the alias summons, which order and the return of the Sheriff thereon are in the words and figures as follows to-wit: (Here Insert).

And now comes the defendants herein and file their answer in general denial which answer is in the following words and figures to-wit: (Here Insert).

And now it appears to the Court that since the filing of the complaint in said cause that the note herein sued on, a copy of which is filed with the complaint, marked Exhibit "A" has been lost and that through diligent search the same cannot be found, but that the parties herein agree that the same as shown in Exhibit "A" is a true and correct copy of the same and that the same is a valid and existing note and obligation of the defendants herein.

And the issues being joined and the Court having heard evidence and being duly advised in the premises finds for the Plaintiff and that the allegations in Plaintiff's complaint are true and that there is due the Plaintiff from defendants Dewey Stevens, and W. I. Stevens on the note sued upon in this cause the principal sum of $210.15 and interest in the sum of $82.42 and $29.28 attorneys fees making a total amount

due Plaintiff of $321.85; and that Plaintiff is entitled to a judgment against defendants Dewey Stevens and W. I. Stevens for said sum of $321.85 together with the costs of this action.

IT IS THEREFORE CONSIDERED ordered and adjudged and decreed by the Court that Plaintiff have and recover of said defendants Dewey Stevens and W. I. Stevens said sum of $321.85 together with the costs and charges paid, laid out and expended in the sum of $_____and _____cents, said judgment hereinbefore rendered to draw interest at the rate of 8% per annum until paid.

RADER GOLAY)
VS) # 15105
CENTRAL PARKING GARAGE)

Come now the parties, in person and by counsel, and the defendant moves the Court to publish deposition. And the Court being duly advises, now sustains said motion and deposition is ordered published.

And now this cause being at issue, the Sheriff of Hendricks County, is ordered to bring into open Court the following jurors for jury services, to-wit: Verne Wolfe, John Hackathorne, Theodore Mullis, H. E. Jenkins, Ralph Smith, Howard Rushton, Schuyler Arnold, Ralph Leach, Claude Shane, Albert Sloan, Allen McDaniel and Russell Turley, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters thereof, who are duly and legally impanelled and sworn in open court to well and truly try the issues joined herein and a true verdict give according to the law and evidence introduced.

Evidence is heard in part.

Upon the completion of plaintiff's evidence, the defendant moves to instruct the jury to find for the defendant. And the Court being duly advised, now overrules said motion, and the defendant duly objects and excepts.to Court's ruling and reserves write to introduce evidence.

And now the jury is allowed to separate under proper instructions as to their conduct during separation until 9:00 o'clock A. M. Thursday, April 8th, 1937.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Thursday Morning, April 8th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

IMPANELLING OF ADDITIONAL PETIT JURY FOR MARCH TERM, 1937.

The Clerk of the Hendricks Circuit Court is ordered to issue venire for the above named twelve additional persons as jurors of the Petit Jury, to report for Petit Jury duty Friday, April 9th, 1937, at 9:00 o'clock A. M.

GLEN BROWN, TRUSTEE)
VS) # 15121
PLAINFIELD BUILDING AND)
LOAN ASSOCIATION.)

Comes now the defendant, by counsel, and files third paragraph of answer, which third paragraph of answer is in the words and figures following, to-wit: (H.I.).

RADER GOLAY)
VS) # 15105
CENTRAL PARKING GARAGE)

Come now again the parties, in person and by counsel, and the jury is again brought into Court and the evidence is continued and completed.

At the close of all the evidence in the cause, the defendant renews its motion heretofore made to instruct the jury to find for the defendant and for further reasons set forth in said motion, which motion is in the following words and figures, to-wit: (Here Insert). And the Court having seen and examined said motion and being sufficiently advised in its premises, now overrules the same, to which ruling of the Court the defendant at the time duly objects and excepts.

The defendant tenders instructions numbered one to twenty-two both inclusive, and requests that the Court give each of said instructions, and the Court indicates that he will give instructions numbered 4, 5, 7, 10, 13, 15, 16 and 17, and the Court refuses to give instructions numbered 1, 2, 3, 6, 8, 9, 11, 12, 14, 18, 19, 20, 21 and 22.

And now the Court gives to the jury of his own motion instructions numbered 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18 and to the giving of each instruction so given by the Court of his own motion, the plaintiff and defendant each excepts as to each instruction seperately and severally. The Court gives instructions numbered 4, 5, 7, 10, 13, 15, 16 and 17 tendered by the defendant, and refuses to give instructions numbered 1, 2, 3, 6, 8, 9, 11, 12, 14, 18, 19, 20, 21 and 22, tendered by the Court. The plaintiff now excepts to the giving of instructions numbered 4, 5, 7, 10, 13, 15, 16 and 17, and to each of them tendered by the defendant, and the defendant now excepts to the refusal of the Court to give instructions numbered 1, 2, 3, 6, 8, 9, 11, 12, 14, 18, 19, 20, 21 and 22 tendered by the defendant and to each of them separately and severally.

And now the Court signs the instructions given by the Court by its own motion and, also, signs the instructions tendered by the defendant, indicating

those "given" and those "refused", and of all the instructions including those given by the Court and those tendered by the defendant and now orders all of said instructions including those given and refused filed and made a part of the record in this cause, which instructions are in the words and figures following, to-wit: (H.I.).

And now the jury retires in charge of a sworn officer to deliberate.

And court adjourned until 9:00 o'clock A. M. Friday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Friday Morning, April 9th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

MARGIE WAMSLEY)
VS) # 15106
AMERICAN FOUNDRY CO.)

Comes now the defendant, by counsel, and files answer in two paragraphs, which answer is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
) SS:
COUNTY OF HENDRICKS)

IN THE HENDRICKS CIRCUIT COURT

CAUSE NO. 14052

BERYL STRINGER)
VS.)
STERLING STRINGER)

NOTICE OF PETITION TO MODIFY

Comes now the plaintiff and files her petition to modify the former order of this court, the former order being recorded in Order Book 83, page 120, judgment docket 17, page 41, also in Order Book 85, page 70, which petition now filed is as follows:

(H.I.)

And requests the court to fix a date and time to hear said petition.

And the court having inspected said petition and now being duly advised, now fixes the 3rd day of May, 1937, or as soon thereafter as counsel can be heard, as the time for hearing said petition.

IT IS THEREFORE ORDERED by the court, that the defendant be and he is hereby ordered to appear for a hearing on said petition of the plaintiff to modify at the hour of 9:30 A. M. on the 3rd day of May, 1937.

IT IS FURTHER ORDERED by the court, that the Sheriff serve a true copy of this order and notice on said defendant and make a return thereof.

Horace L. Hanna

Judge, Hendricks Circuit Court

MAUDE COX WARNER)
-vs-) E N T R Y ORDER SUBSTITUTING PARTY DEFENDANT.
AMOS L. MITCHELL) # 14815
MYRTLE P. MITCHELL.)

Comes now the Plaintiff by counsel and files her petition herein showing to the Court that since the filing of Plaintiffs complaint herein that the defendant Amos L. Mitchell, has departed this life intestate and that one A. J. Kahl, has been appointed, under the order of this Court, Administrator of the estate of the said Amos L. Mitchell, defendant, herein, said petition asking that the said A. J. Kahl, administrator, be substituted as party defendant herein, and which petition is in the following words and figures towit: (H.I.).

And the Court being sufficiently advised in the premises now orders summons issued to the said A. J. Kahl administrator, and he is hereby made and party defendant to said cause of action.

MAUDE COX WARNER)
-vs-) # 14815 DECREE. Judgt. vs Defts., A. J. Kahl, Admr. of
A. J. KAHL, ADMINISTRATOR) Estate Amos L. Mitchell, Dec'd. and
ESTATE AMOS L. MITCHELL, DEC'D.) Myrtle R. Mitchell, for $1223.16 & Costs.
MYRTLE R. MITCHELL.) J. D. 17, Page 183.

Comes now the Plaintiff, by counsel and it appearing to the Court by the summons herein and the return of the Sheriff endorsed thereon, and the waiver of notice of the defendant A. J. Kahl, Administrator that said defendants have been duly served with process more than 10 days before the 30th day of January 1936, being the date endorsed on Plaintiffs complaint for the return day of summons thereon, and which said summons and the return thereon are in the words and figures as follows to-wit: (H.I.).

And now comes defendants by counsel and file their answer in general denial, which answer is in the words and figures as follows to-wit: (H.I.).

And now comes the Plaintiff and shows to the Court that since the filing of said complaint and service of summons that the defendant Amos L. Mitchell, has departed this life intestate and that A. J. Kahl has been appointed to administrate the estate of said Amos L. Mitchell and that on proper motion and notice the said A. J. Kahl Administrator was substituted and made a part defendant in the place and stead of the defendant, Amos L. Mitchell, and now comes the defendant A. J. Kahl, Administrator and waives the service of summons and notice and files his answer in general denial, which answer is in the words and figures as follow to-wit: (H.I.).

And the issues being joined and the Court having heard evidence and being duly advised in the premises finds for the Plaintiff and that the allegations of Plaintiff's complaint are true and that there is due the Plaintiff from Defendants, A. J. Kahl Administrator and Myrtle R. Mitchell, on the note sued upon in this cause in principal $1000.00 and interest in the sum of $148.16, and $75.00 attys fees making a total amount due Plaintiff $1223.16 and that Plaintiff is entitled to a judgment against defendants A. J. Kahl, Administrator of the Estate of Amos L. Mitchell, deceased and Myrtle R. Mitchell for said sum of $1223.16 and together with the costs for this action.

IT IS THEREFORE CONSIDERED and adjudged by the Court that Plaintiff have and recover of said defendants, A. J. Kahl, Administrator of the Estate of Amos L. Mitchell, deceased and Myrtle R. Mitchell, said sum of $1223.16 together with the costs and charges paid, laid out and expended at $_____dollars and_____cents.

STATE OF INDIANA)
VS) # 7744 Judgt. vs Deft. for $5.00 Fine and Costs.
LESTER DICKERSON) J. D. 17, Page 183.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Lester Dickerson, in his own proper person, who being duly arraigned in open Court, enters his plea of guilty of public intoxication.

It is, therefore, considered, ordered and adjudged by the Court that for the offense by him committed, be and he is fined in the sum of $5.00, and that he pay the costs of this action, taxed at _____dollars and _____cents, and that said defendant be committed to Jail pending payment of fine and costs.

CLARENCE HAMILTON)
VS) # 15029
UNITED TAXI CO., INC.)
HOWARD SELLERS.)

Come now the parties, in person and by counsel, and the plaintiff moves to have deposition published and defendant moves to have deposition published. And the Court being duly advised, now sustains each motion and said depositions are ordered published.

And this cause being at issue, the Sheriff of Hendricks County, is ordered to bring into open Court the following jurors for jury services, to-wit: Everett Stanley, John Hackathorne, Theodore Mullis, H. E. Jenkins, Charles E. Vaughn, Frank Jessup, Schuyler Arnold, Ralph Leach, George McClellan, Frank Thompson, Allen McDaniel and Claude Shane, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters thereof, who are duly and legally impanelled and sworn in open court to well and truly try the issues joined herein and a true verdict give according to the law and evidence introduced.

After hearing a part of the evidence in this cause, the jury is permitted to separate under proper instructions as to their duties during such separation until Monday, April 12th, 1937, and 9:00 o'clock A. M.

RADER GOLAY)
VS) 15105
CENTRAL PARKING GARAGE.)

Come now the parties, by counsel, and the jury is again conducted into Court, and report to the Court that the jury is unable to agree on a verdict in this cause.

And now the jury is discharged from further duties in this cause.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.

Horace R. Hanna, Judge.

Saturday Morning, April 10th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

HOME OWNERS' LOAN CORP.)
VS) # 15166
JOHN HUSTED)
BETTIE HUSTED)

Comes now the plaintiff, by its attorney, and files affidavit for publication of notice to non-resident defendants, which affidavit is in the following words and figures, to-wit: (Here Insert).

And the Court having seen and examined said affidavit, now fixes June 12th, 1937, as the return day of said publication.

CATHERINE H. PYLE,)
Administratrix of the Estate of)
William D. Tyle, Jr. and)
UNIVERSAL CREDIT COMPANY, INC.)
VS) # 15057 Judgt. vs Pltfs. for Costs.
THE KROGER GROCERY & BAKING COMPANY) ENTRY. J. D. 17, Page 184

Come now the parties, the plaintiffs and defendant, by their attorneys in open Court, and plaintiffs file their motion to dismiss this cause of action, which motion is in words and figures, to-wit:

(H.I.)

And the Court having examined said motion and being duly and sufficiently advised in the premises, now grants said motion.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that this cause of action be and is hereby dismissed with prejudice to the right of the plaintiff to reinstate said cause of action or ever again sue on the controversy alleged in their complaint in said cause, and that the plaintiffs pay the costs of this action taxed at _____dollars and_____cents.

CATHERINE H. PYLE,)
Administratrix of the Estate of)
William D. Pyle, deceased)
VS) # 15053 Judgt. vs Pltf. for Costs.
THE KROGER GROCERY & BAKING COMPANY) ENTRY. J. D. 17, Page 184.

Come now the parties, the plaintiff and defendant, by their attorneys in open Court, and plaintiff files her motion to dismiss this cause of action, which motion is in the words and figures, to-wit:

(H.I.).

And the Court having examined said motion and being duly and sufficiently advised in the premises, now grants said motion.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that this cause of action be and is hereby dismissed with prejudice to the right of the plaintiff to reinstate said cause of action or ever again sue on the controversy alleged in her complaint in said cause, and that the plaintiff pay the costs of this action, taxed at _____dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Monday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Monday Morning, April 12th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

CLARENCE HAMILTON)
VS) # 15029
UNITED TAXI CO., INC.)
HOWARD SELLERS)

Come now the parties, in person and by counsel, and the jury is again brought into Court and the taking of evidence is continued and completed.

And comes now the defendants at the close of all the evidence in this cause, and moves the Court instruct the jury to find for the defendant, which motion is in the following words and figures, to-wit: (Here Insert). And the court having seen and examined said motion and being duly advised in its premises, now overrules said motion, to which ruling of the Court the defendant at the time duly objects and excepts.

At the conclusion of the evidence, the plaintiff tenders instructions from number one to number four both inclusive, and the Court indicates that he will give instructions numbered two and three, and the Court refuses to give instructions numbered one and four tendered by said plaintiff. Defendant tenders instructions numbered one to five both inclusive, and the Court indicates he will give instructions numbered two, four and five, and the Court refuses to give instructions numbered one and three tendered by said defendants.

Arguments are heard and at the close of the arguments, the plaintiff in this cause tendered his instructions in writing numbered from one to four both inclusive, and requests that the Court give each of said instruction; and the defendant now tenders its instructions in writing numbered one to five both inclusive, and requests the Court to give each of said instructions. And now the Court gives to the Jury of its own motion instructions numbered 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18 and 19, and to the giving of each instruction so given by the Court of its own motion, plaintiff and defendant each excepts as to each instruction separately and severally.

And now the Court gives instructions numbered two and three tendered by the plaintiff and refuses to give instructions numbered one and four of the instructions tendered by the plaintiff. And now the defendant excepts to the giving of instructions numbered two and three tendered by the plaintiff and to each of said instructions separately and severally; and the plaintiff excepts to the refusal of the Court to give each of the instructions numbered one and four tendered by the plaintiff.

And now the Court gives instructions numbered two, four and five tendered by the defendant and refuses to give instructions numbered one and three tendered by the defendant. The plaintiff now excepts to the giving of instructions numbered two, four and five and to each of them tendered by the defendant; and the defendant now excepts to the refusal of the Court to give instructions numbered one and three tendered by the defendant and to each of them separately and severally.

And now the Court signs the instructions given by the Court of its own motion and, also, signs the instructions tendered by the plaintiff and the instructions tendered by the defendant, indicating those "given" and those "refuses", and all of the instructions including those given by the Court and those tendered by the plaintiff and those tendered by the Court, and now orders all of said instructions including

those given and refused filed and made a part of the record in this cause, which instructions are in the words and figures following, to-wit: (H.I.).

The Jury now retires in charge of a sworn officer to deliberate.

DONOVAN TURLEY, by his next friend, RUSSELL TURLEY, Plaintiff.)
VS) # 15050.
JAMES E. JAMES, Defendant.)

Judgt. vs Deft. for $100.00 and Costs.
J. D. 17, Page 184.
ORDER AND JUDGMENT

Comes now the plaintiff in person and by his next friend, Russell Turley in person, and by his attorney, E. M. Hornaday, and the defendant by his attorney, Paul E. Beam, and this cause being at issue and the parties hereto appearing in open court, and having waived trial by jury, submits this cause to the court for determination and trial without the intervention of the jury, and the court having heard the evidence, the stipulation of facts made by the parties hereto and the argument of counsel, and being duly and fully advised in the premises finds for the plaintiff, and that the allegations of plaintiff's complaint are in part true, and that there is due plaintiff from defendant on the cause of action sued upon the sum of One Hundred Dollars.

It is, therefore, considered and adjudged by the Court that the plaintiff have and recover of and from the defendant the sum of One Hundred Dollars, together with his costs in this behalf paid, laid out and expended amounting to $ 10.75 Dollars.

RUSSELL TURLEY)
VS) # 15049
JAMES E. JAMES)

Judgt. vs Pltf. for Costs.
J. D. 17, Page 184.

Come now the parties, by counsel, and upon motion of the plaintiff, this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Russell Turley, is ordered to pay the costs of this action, taxed at six dollars and fifty cents.

And court adjourned until 9:00 o'clock A. M. Tuesday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Tuesday Morning, April 13th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

GERTRUDE RUTLEDGE, ADMINISTRATRIX)
OF THE ESTATE OF BERT C. RUTLEDGE,)
DECEASED.)
VS) # 15043
BOWMAN ELDER, RECEIVER OF INDIANA)
RAILROAD.)

Come now the parties, by counsel, and oral argument is heard on motion for new trial, heretofore filed.

And the Court having heard argument, now takes this matter under advisement.

LEON J. COOPER)
VS) # 15085
ELI AKER)

Comes now the plaintiff, by counsel, and files second and further paragraph of amended complaint, which second paragraph of amended complaint is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7423
JAMES MAHONEY)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle proseque in the above cause, which motion is in the following words and figures, to-wit: (Here Insert).

And the Court having seen and examined said motion and being duly advised in its premises, now sustains said motion, and this cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7425
GLENDON ELMORE)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle proseque in the above cause, which motion is in the following words and figures, to-wit: (Here Insert).

And the Court having seen and examined said motion and being duly advised in its premises, now sustains said motion, and this cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7430
GLENDON ELMORE)
TONEY HARMON(ALIAS TONEY RAPER))
FRED ARNETT)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle proseque in the above cause, which motion is in the following words and figures, to-wit: (Here Insert).

And the Court having seen and examined said motion and being duly advised in its premises, now sustains said motion, and this cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7463
RAYMOND FRANKLIN)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle proseque in the above cause, which motion is in the following words and figures, to-wit: (Here Insert).

And the Court having seen and examined said motion and being duly advised in its premises, now sustains said motion, and this cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7485
CHARLES HUFFMAN)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle proseque in the above cause, which motion is in the following words and figures, to-wit: (Here Insert).

And the Court having seen and examined said motion and being duly advised in its premises, now sustains said motion, and this cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

CLARENCE HAMILTON)
VS) # 15029
UNITED TAXI CO., INC.)
HOWARD SELLERS)

Come now again the parties, by counsel, and the jury is again conducted into Court and returns a verdict for the plaintiff, and assess his damages in the sum of two thousand ($2000.00) dollars, which verdict is in the words and figures following, to-wit:

State of Indiana, In the Hendricks Circuit Court,
Hendricks County, SS: March Term, 1937.

Clarence Hamilton)
vs.)
United Taxi Co., Inc.,) No. 15029.
Howard Sellers.)

VERDICT OF THE JURY.

We, the Jury, find for the plaintiff, and assess his damages in the sum of $2000.00.

Geo. M. McClellan
Foreman of the Jury.

And now the jury is discharged from further duties in this cause.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Wednesday Morning, April 14th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

ORA M. SCHELLENBERGER)
VS) # 15129
DON BRANIGIN AND)
ROY COPPER, ETC.)

Comes now the plaintiff, by counsel, and moves to have all depositions published. And the Court being duly advised, now sustains said motion.

EDWARD KASSENBROCK)
VS) # 15152
SACKS BROS. FINANCE)
COMPANY, INC.)

Comes now the defendant, by counsel, and files answer in general denial to plaintiff's complaint, which answer is in the words and figures following, to-wit: (H.I.).

MARGARET ALLEE)
VS) # 15154 Judgt. vs Pltf. for Costs.
JEWELL ALLEE) J. D. 17, Page 185.

Comes now the plaintiff, by counsel, and moves the Court to dismiss this cause at plaintiff's cost.

And the Court being duly advised, now sustains said motion and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Margaret Allee, is ordered to pay the costs of this action, taxed at_____dollars and_____cents.

GOLDA PARKS)
VS) # 15056
FANNY G. BARSKIN, ET AL.)

Come now the parties, in person and by counsel, and the defendants moves the Court to have deposition published. And the Court being duly advised, now sustains said motion and deposition is ordered published.

And now the defendant moves the Court for a physical examination of the plaintiff. And the Court being duly advised, now sustains said motion, and Dr. Lewis Armstrong is appointed to make said physical examination.

This cause now being at issue, the Sheriff of Hendricks County, is ordered to bring into open Court the following jurors for jury services, to-wit: Everett Stanley, John Hackathorne, Theodore Mullis, H. E. Jenkins, Charles Vaughn, Frank Jessup, Schuyler Arnold, Ralph Leach, George McClellan, Frank Thompson, Russell Turley and Allen McDaniel, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters thereof, who are duly and legally impanelled and sworn in open court to well and truly try the issues joined herein and a true verdict

give according to the law and evidence introduced.

The defendant now moves for separation of witnesses. And the Court being duly advised, now sustains said motion, and said witnesses are instructed as to their duties.

After hearing a part of the evidence in this cause, the jury is allowed to separate under proper instructions as to their duty during separation until 1:15 P. M.

Come now again the parties, in person and by counsel, and the jury is again brought into Court and the hearing of evidence is continued. And after hearing a part of the evidence in this cause, the jury is allowed to separate under proper instructions as to their duty during separation until 9:00 o'clock A. M., April 15th, 1937.

APPOINTMENTS TO COUNTY BOARD OF TAX ADJUSTMENT.

In compliance with the law, the title of which is "AN ACT concerning tax levies, rates and budgets and providing for the fixing thereof, limiting the amount of the same and repealing all laws in conflict therewith, and declaring an emergency. Approved March 9, 1937," I, Horace L. Hanna, Judge of the Hendricks Circuit Court, do hereby appoint the following persons as members of the

COUNTY BOARD OF TAX ADJUSTMENT.

The four members appointed by me are:

John C. Taylor, of Center Township,	Republican
Thomas Jones, of Washington Township,	Democrat
Conrad McVey, of Marion Township,	Democrat
Ora Hines, of Eel River Township,	Democrat

Said appointments are each made for one year, from April 15, 1937, to April 15, 1938.

Horace L. Hanna
Judge Hendricks Circuit Court.

Dated, April 14, 1937.

And court adjourned until 9:00 o'clock A. M. Thursday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Thursday Morning, April 15th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

JOSEPH WATSON)
VS) # 15019
THE COLUMBIA)
CONSERVE COMPANY)

Comes now the defendant, by counsel, and files motion for new trial, which motion is in the words and figures following, to-wit: (Here Insert).

ALBERT PARKS)
VS) # 15084 Judgt. vs Pltf. for Costs.
FANNY G. BARSKIN, ET AL.) J. D. 17, Page 185.

Comes now the plaintiff, in open court, by counsel, and moves the Court to dismiss this cause at the cost of the plaintiff.

And the Court being duly advised, now sustains said motion and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Albert Parks, is ordered to pay the costs of this action, taxed at _____dollars and_____ cents.

GOLDA PARKS)
VS) # 15056 Judgt. vs Pltf. for Costs.
FANNY G. BARSKIN, ET AL.) J. D. 17, Page 185.

Come now the parties, in person and by counsel, and the jury is again brought into Court, and the taking of evidence is continued.

Plaintiff rests, and the defendant, Abram Barskin, moves the Court to instruct the jury to return a verdict for said defendant, which motion is in the words and figures following, to-wit: (H.I.). The defendant, Fanny G. Barskin, moves the Court to instruct the jury to return a verdict for said defendant, which motion is in the words and figures following, to-wit: (H.I.). The defendant, A. J. Huber and Company, moves the Court to instruct the jury to return a verdict for said defendant, which motion is in the words and figures following, to-wit: (H.I.).

Come now the parties and the plaintiff in open Court moves to dismiss this cause at the plaintiff's cost. And the Court being duly advised, now sustains said motion and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Golda Parks, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

The jury is again brought into Court and is discharged from further duties in this cause.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Friday Morning, April 16th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7745
J. E. COFFMAN)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, J. E. Coffman, in his own proper person, and said defendant being duly arraigned in open Court, now enters his plea of not guilty to the charge of issuing a check without funds in bank.

And the Court now fixes the defendant's bond at ($300.00) three thousand dollars.

STATE OF INDIANA)
VS) # 7720 Judgt. vs Deft. for $25.00 Fine and Costs.
WILLIAM HUGH LONG) J. D. 17, Page 185.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, William H. Long, in his own proper person, and the Court being duly advised now finds that said defendant has violated the conditions under which his sentence was suspended, and said suspended sentence is now revoked.

It is, therefore, now adjudged and decreed by the Court that the defendant, William Hugh Long, be and he is committed to the Indiana State Farm for a period of four months, and that he be fined in the sum of twenty-five dollars and pay the costs of this action, taxed at _____ dollars and _____ cents.

FRANK E. RICHARDSON)
VON E. RICHARDSON)
VS) # 14468
ALICE ADA RICHARDSON, Et als.)

Comes all the parties in the above entitled cause and files their verified petition herein asking the court for an order directing the Clerk of the Hendricks Circuit Court to pay to the Commissioner, the amount of $750.00 now in the hands of said Clerk, which is the amount paid by the Indiana Farmers Mutual Insurance Company for loss and damage to the buildings on the real estate described in the complaint herein, which petition is in words and figures following to-wit: (H.I.) and the court having examined said petition and being fully advised and informed in the premises finds that the prayer in said petition should be granted.

It is therefore ordered, adjudged and decreed by the court that the Clerk is hereby ordered, authorized and directed to pay to Charles E. Shields, Commissioner, in cause Number 14468, entitled Frank E. Richardson, et al vs. Alice Ada Richardson, Et als, now pending in the Hendricks Circuit Court the sum of $750.00 now held by said Clerk for the use and benefit of all of the parties owning an interest in said real estate described in plaintiff complaint, and a receipt from said Commissioner for said amount of $750.00 shall be a full and complete discharge of said Clerk of any and all liability as the custodian of said funds.

RECEIPT:

1. April 19-1937 Rec'd. $750.00 of Walter E. Hadley, Clerk, paid by the Indiana Farmers Mutual Insurance Company for loss and damage to the buildings on the real estate described in the complaint of this case.

Charles E. Shields Commissioner
(Charles E. Shields, Commissioner)

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Saturday Morning, April 17th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

DONOVAN TURLEY, BY HIS NEXT)
FRIEND, RUSSELL TURLEY)
VS) # 15050 ORDER ON PETITION FOR ORDER TO
JAMES E. JAMES) CLERK TO PAY FUNDS TO MINOR.

Comes now Donovan Turley, a minor, and files his petition (H.I.) representing that he is years of age and has no legal guardian; that thereis in the hamds of the Clerk of this Court the sum of One Hundred ($100.00) Dollars, belonging to him, and praying that the court may order said Clerk to make payment direct to him.

And the court having considered said petition and being satisfied that it will be to the benefit of said minor to have said funds so paid to him, grants the prayer of said petitioner.

It is, therefore, ordered that the Clerk of this court pay direct to said petitioner the sum of $100.00 and take his receipt therefor and that thereupon said Clerk shall be released and discharged from all liability to said minor for said sum so paid.

ORA M. SCHELLENBERGER)
VS) # 15129
DON BRANIGIN)
ROY COPPER, ETC.)

Come now the parties, in person and by counsel, and the defendants request and move the Court to try this cause by the Court and without the intervention of a jury, which request and motion the Court overrules, to which ruling of the Court the defendants at the time, by their attorneys, duly excepts.

This cause now being at issue, the Sheriff of Hendricks County, is ordered to bring into open Court the following jurors for jury services, to-wit: Everett Stanley, John Hackathorne, Theodore Mullis, Howard Rushton, Charles Vaughn, Schuyler Arnold, Allen McDaniel, Claude Shane, Albert Sloan, Frank Thompson, George McClellan and Ralph Leach, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters thereof, who are duly and legally impanelled and sworn in open court to well and truly try the issues joined herein and a true verdict give according to the law and evidence introduced.

And now the jury is permitted to separate under proper instructions as to their duty during their separation until 9:00 o'clock A. M., April 19th, 1937.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Monday Morning, April 19th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

O. E. McCONNAHA & COMPANY)
VS) # 15159
MARY E. JOSEPH, ET AL.)

Comes now the defendant, County Department of Public Welfare Hendricks County, Indiana, by counsel, and files cross-complaint, which cross-complaint is in the words and figures following, to-wit: (Here Insert).

GLEN BROWN, TRUSTEE)
VS) # 15121
PLAINFIELD BUILDING AND)
LOAN ASSOCIATION .)

Comes now the defendant, by counsel, and asks the Court for extention of time to answer interrogatories, and the Court being duly advised, now grants extention of time to the defendant to answer interrogatories until April 24th, 1937.

ORA M. SCHELLENBERGER)
VS) # 15129
DON BRANIGIN AND)
ROY COPPER, ETC.)

Comes now the plaintiff, by counsel, and files motion to verify plaintiff third paragraph of answer, which motion is in the words and figures following, to-wit: (H.I.). And the Court having seen and examin said motion and being sufficiently advised in its premises, now overrules the same, to which ruling of the Court the plaintiff at the time, by his attorneys, duly excepts.

And now come the parties, in person and by counsel, and the jury is again brought into Court and the taking of evidence is continued.

And after hearing a part of the evidence in this cause, the jury is permitted to separate under proper instructions as to their duties during their separation until 9:00 o'clock A. M., April 20th, 1937.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Tuesday Morning, April 20th, 1937.

Court met pursuant to adjournment,
Present Honorable Hoarce L. Hanna, Judge.

WINNIE ETTA GOSS)
VS) # 15111 O R D E R .
WILLIAM BURTON GOSS)

Comes now the plaintiff, who having filed her verified petition herein (H.I.) praying for an order of court for permission to enter a dwelling house which she is the owner of, located at 618 South Rybolt Street, Indianapolis, Marion County, Indiana, and that she be permitted to enter into and inspect said premises as above and the household furnishings located therein, without being intimidated or threatened by this defendant.

It is therefore ordered and adjudged and decreed by this court that the plaintiff herein be permitted to enter into and inspect said premises as described herein and the defendant herein is hereby prohibited and enjoined from intimidating, molesting and interfering with said plaintiff in any way during her visit to said premises.

ORA M. SCHELLENBERGER)
VS) # 15129
DON BRANIGIN AND)
ROY COPPER, ETC.)

Come now the parties, in person and by counsel, and the jury is again brought into Court and the hearing of evidence is continued.

And after hearing a part of the evidence in this cause, the plaintiff moves the Court to permit the plaintiff to withdraw plaintiff's motion to strike out the defendants' plea in abatement filed in this cause. And the Court being duly advised, now sustains said motion and the Court of its own motion reinstates the plea in abatement, to which the defendants separately object and except.

The jury is now called and discharged, and this cause is continued.

FIRST RURAL LOAN AND)
SAVINGS ASSOCIATION)
VS) # 14785
MILTON E. WIESEHAN, ET AL.)

Comes now the receiver, E. O. Clampitt, in person and by counsel, and files his final report, which report is in the words and figures following to-wit: (H.I.). And the Court having seen and examined said report and being sufficiently advised in its premises, now approves the same, and said receiver is discharged from his bond and trust herein.

The balance of seventy-four dollars and ninety-eight cents, ($74.98), being paid to the Clerk of the Hendricks Circuit Court by said receiver, the said Clerk is now ordered by the Court to pay out the sum of seventy-four dollars and ninety-eight cents, ($74.98), now in his hands, to the plaintiff, First Rural Loan and Savings Association, said sum to be applied on the judgment in this cause.

(For receipt see J. D. 17, Page 100.)

ESTHER A. DODDS)
EDGAR M. GOWIN)
VS) # 15087 INTERLOCUTORY DECREE
LILLIE TESSA (GOWIN) SUTHERLIN)
CECIL EARL GOWIN)
JENNIE PEARL GOWIN)
OLIVER EVERETT GOWIN)
RAYMOND EARNEST GOWIN)
HELEN FRANCES GOWIN)
HAZEL MARIE GOWIN)
RUTH ELSIE GOWIN)
MARY ELIZABETH GOWIN)
CORLISS STEVENSON GOWIN)

Comes now the plaintiffs by counsel, and it appearing to the court by the summons herein and the return of the Sheriff endorsed thereon that said defendants, Lillie Tessa (Gowin) Sutherlin, Cecil Earl Gowin, Raymond Earnest Gowin, Mary Elizabeth Gowin, Corliss Stevenson Gowin, Hazel Marie Gowin, Helen Frances Gowin, Oliver Everett Gowin and Ruth Elsie Gowin have been served with process more than ten (10) days before the first day of April 1937, which said summons and return thereon are in words and figures as follows, to-wit: (Here Inhert), and the said defendant, Jennie Pearl (Gowin) Dorsey files waiver of service of summons in this said cause and asks that partition be had as prayed for by said plaintiffs, and that she is the same person as Jennie Pearl Gowin.

And it appearing to the court that Helen Frances Gowin, Hazel Marie Gowin, Ruth Elsie Gowin, Mary Elizabeth Gowin and Corliss Stevenson Gowin are minors and the court therefore appoints Arny M. Watkins, a Member of the Hendricks County Bar, Guardian Ad Litem for said minors and come now Arny M. Watkins, and accepts said trust and files answer in general denial.

And comes also Luther S. Page, Administrator of the Estate of Oliver S. Gowin, deceased, and asks that he be made a party defendant to said partition, that he may have paid to him funds sufficient to pay and discharge the debts and liabilitites of said estate and thereby be relieved of the necessity of resorting to the real estate to make assets for the payment of said debts of said estate and the court having heard the evidence in connection therewith, now orders that the said administrator be made a party and the said administrator files answer waiving service of summons.

And the said defendant, Lillie Tessa (Gowin) Sutherlin, Cecil Earl Gowin, Oliver Everett Gowin and Raymond Earnest Gowin being three times audibly called in open court comes not but herein wholly makes default. And the court having heard the evidence and being sufficiently advised in the premises, finds that as alleged in the complaint said plaintiffs and defendants Esther A. Dodds, Edgar M. Gowin, Lillie Tessa (Gowin) Sutherlin, Cecil Earl Gowin, Jennie Pearl (Gowin Dorsey, Oliver Everett Gowin, Raymond Earnest Gowin, Helen Frances Gowin, Hazel Marie Gowin, Ruth Elsie Gowin, Mary Elizabeth Gowin and Corliss Stevenson Gowin are the owners as tenants in common of the following described real estate, situated in Hendricks County, State of Indiana, to-wit:

A part of the North half of the North-east fractional quarter of Section 5, and a part of the North Half of the North-west fractional quarter of Section 4, all in Township 15 North of Range 1 West, more particularly described as follows, to-wit: Beginning at a point on the line running North and South through the center of Section 5, Township and Range aforesaid, 4 chains and 75 links South of the North half mile stone; and running thence East with Section bearing 39 chains and 46

links to the East line of said Section 5; thence continuing East in Section 4, Township and Range aforesaid, with same bearing, a further distance of 9 chains and 53 links to the center of the Danville and North Salem Road; thence in the center of said road following the general direction of South 32 degrees East, 22 chains and 90 links to the intersection of said center line with the South line of the North half of the North-west fractional quarter of said Section 4, thence West on said South line of North half of North-west fractional quarter of section 4 and on the South line of the North half of the North-east fractional quarter of Section 5, Township and Range aforesaid, 62 chains and 50 links to the Southwest corner of said half quarter Section 5; thence North 18 chains and 20 links to the place of beginning, estimated to contain 102.08 acres, more or less.

A part of the West half of the South-east quarter of Section 4, Township 15 North of Range 1 West and bounded and described as follows, to-wit: Beginning at a point on the West line of James W. Morgan's Addition to the Town of Danville, which point is 10 rods North of the Southwest corner of Lot Number 11 in said Addition; thence West 150 feet; thence North 148 feet to the South line of Clinton Street in the Town of Danville, Indiana, thence East with said line 150 feet to the West line of Morgan's Addition; thence South on said line 148 feet to the place of beginning.

That the said parties so own said real estate in the following proportions: The said plaintiff, Esther A. Dodds owns an undivided one-fifth interest thereof, said plaintiff, Edgar M. Gowin owns an undivided one-fifth interest thereof, said defendant, Lillie Tessa (Gowin) Sutherlin is the owner of an undivided one-fifth interest thereof, the defendant, Cecil Earl Gowin is the owner of an undivided one-thirtyfifth thereof, the defendant, Oliver Everett Gowin is the owner of an undivided one-thirtyfifth thereof, the defendant, Jennie Pearl (Gowin) Dorsey is the owner of an undivided one-thirtyfifth thereof, the defendant, Raymond Earnest Gowin is the owner of an undivided one-thirtyfifth thereof, the defendant, Helen Frances Gowin is the owner of an undivided one-thirtyfifth thereof, the defendant, Hazel Marie Gowin is the owner of an undivided one-thirtyfifth thereof, the defendant, Ruth Elise Gowin is the owner of an undivided one-thirtyfifth thereof, the defendant, Mary Elizabeth Gowin is the owner of an undivided one-tenth thereof and the defendant, Corliss Stevenson Gowin is the owner of an undivided one-tenth thereof. And that their entitled to have their said interest set off and assigned to them in severalty.

The court further finds from the evidence that said real estate cannot be divided as aforesaid without damage to the owners thereof and that a sale of said lands should be made and the proceeds of such sale distributed in accordance with the rights and interests of the parties in and to said real estate as the same are herein found and determined, except that the said Luther S. Page, administrator is to pay to Luther S. Page, Administrator of the Estate of Oliver S. Gowin, deceased, the sum of $_____to be used by him in the payment of the debts and obligations of said estate and the proceeds thereof from said funds if any there be left after the said payment and discharge of debts to be divided among the heirs of said decedent in accordance with the law of descent.

It is therefore considered and decreed by the court that the parties hereto are the owners of and have interest as above found and set forth in and to said real estate or to any proceeds derived from its sale and that said real estate is not susceptible of partition without damage to the said owners thereof.

WHEREFORE, it is by the court further ordered and adjudged that said real estate after being duly appraised as provided by law be sold by a Commissioner appointed for that purpose at private sale for not less than the full appraised value and for cash, notice of the time, terms and place of such sale shall be given by two publications thereof in some weekly newspaper printed and published in Hendricks County, Indiana, and by posting written or printed notices thereof in five public places in the township where said real estate is situate, the last of which notices shall be so posted and all of said notices so posted at least ten (10) days prior to the time fixed for such sale. And upon such sale being made and confirmed all claim or title in

and to said real estate held by any of said owners thereof shall be as effectually barred as if said parties had themselves executed a conveyance thereof to the purchaser. And the court now appoints Luther S. Page a Commissioner thereof to make sale of said real estate in accordance with the foregoing order and requires him to execute a bond in the penalty of $9,000.00 conditioned for the faithful discharge of his duties and with surety thereon to the approval of the Court and now comes said Luther S. Page and accepts said trust and tenders his bond as Commissioner in the penalty and conditioned as aforesaid with Aetna Casualty and Surety Company as surety thereon, which bond is approved by the court and reads as follows (insert) and said Commissioner is directed to have an appraisement made of said real estate and thereupon proceed to the execution of a foregoing order for the sale thereof and make his report of his proceedings during the next term of this court.

O. E. McCONNAHA & COMPANY) DECREE FORECLOSING MORTGAGE AND
VS) # 15159 APPOINTING RECEIVER.
MARY E. JOSEPH) Judgt. vs Deft., Mary E. Joseph, for $257.80 and Costs.
THE COUNTY DEPARTMENT OF PUBLIC) J. D. 17, Page 186.
WELFARE OF HENDRICKS COUNTY,) Judgt. In Rem in favor of The County Department of
INDIDNA.) Public Welfare of Hendricks County, Indiana, for
$171.17. J. D. 17, Page 186.

Comes now the Plaintiff, herein by counsel and it appearing to the court by summons herein, and the endorsement of the Sheriff thereon that said defendant, Mary E. Joseph and the County Department of Public Welfare of Hendricks County Indiana, were each served with notice of the filing and pendency of this action more than 10 days before April 6th 1937, the date fixed by Plaintiff in its complaint for the return, day, which summons together with the endorsements of the Sheriff thereon are in the words and figures following to-wit: (Here Insert).

And the defendant, Mary E. Joseph being three times loudly called in open Court comes not but herein wholly makes default.

And comes now the defendant, The County Department of Public Welfare of Hendricks County, Indiana, by counsel, and files its cross complaint for foreclosure of its lien, which cross complaint is in the following words and figures to-wit: (H.I.).

The issues being joined and the court, being, duly advised in the premises finds for the Plaintiff and that the allegations in Plaintiff's complaint are true and that there is due Plaintiff on the note sued on in Plaintiff's complaint from defendant, Mary E. Joseph, the principal sum of $166.00 with delinquent interest in the sum of $30.16 together with $21.64 taxes advanced since the filing of this complaint and $3.00 insurance advanced said advancements made thereon to protect Plaintiff's interest therein.

The court further finds that $22.00 is a reasonable fee for the services of Plaintiff's attorney and that it is necessary for Plaintiff to advance the further sum of $15.00 as abstract fees, all of said sums the Plaintiff is to have and recover of and from defendant, Mary E. Joseph without any relief from valuation and appraisement laws and that there is due Plaintiff herein the total sum of $257.80 and that Plaintiff is entitled to have its said mortgage foreclosed against the defendants herein on the real estate described in Plaintiff's complaint.

It is therefore ordered, adjudged and decreed by the Court that the Plaintiff have and recover of and from the Defendant, Mary E. Joseph, the sum of

$257.80 all without relief from valuation or appraisement laws.

And the Court finds for the cross complainant, The County Department of Public Welfare of Hendricks County, Indiana, on its cross-complaint and that the allegations therein are true, and there is due said cross-complainant, the County Department of Public Welfare of Hendricks County, Indiana, on its lien as hereinbefore set forth the sum of $171.17. The Court finds, that the said lien is second, junior and inferior to the lien of this Plaintiff and that the County Department of Public Welfare of Hendricks County Indiana, is entitled to have the same foreclosed, subject however to the lien and claim of this Plaintiff.

And it is further considered, adjudged and decreed by the Court that the equity of redemption of the defendant, Mary E. Joseph and of all persons claiming from under or through him, in and to the real estate described in the complaint, lying and being in the County of Hendricks State of Indiana and described as follows to-wit:

> A part of the South West quarter of the southwest quarter of section 31, Township 17 North of Range 1 East and a part of the North half of section 6, Township 16 North of Range 1 East and bounded as follows to-wit: Beginning at a point 48 links North and south 82,1/2 degrees East one chain and fourteen links from the south west corner of section 31 and running thence South 82,1/2 degrees east 1 chain and 23,1/2 links; thence South 19 degrees west to the northwest corner of lot 2 in Block 2 in the original town of Pittsboro, Indiana; thence West on the North line of said original town 76 feet to the North west corner of lot 3 in said Block three; thence North to the place of beginning.

be and the same is forever barred and foreclosed and that said described real estate, and all the right, title, interest and claim of said named defendants and of all persons claiming, from, under or through them in and to the same, or so much thereof as may be necessary for the purpose, should be sold by the Sheriff of the said County of Hendricks State of Indiana, as other lands are sold on execution, the sale to be without any relief from valuation or appraisement laws.

The proceeds arising from said sale to be applied as follows to-wit:

FIRST: To the payment of the costs and accruing costs herein.

SECOND: To the payment of the amount found due Plaintiff on its claim sued upon herein, being the amount of the judgment hereinbefore rendered, together with 8% interest from this date.

THIRD: To the payment of the amount found due the cross-complainant, The County Department of Public Welfare of Hendricks County, Indiana, on its cross complaint, being the amount of the judgment herein rendered in favor of said cross-complainant, together with 8% interest thereon from this date.

The surplus if any remaining after payment of costs and accruing costs and the foregoing judgment to be paid by the Sheriff to the Clerk of the Court for the use of the party or parties lawfully entitled and authorized to receive the same.

It is further considered and adjudged by the Court that a receiver be appointed to take charge of and care for the real estate described in the complaint and to collect the rents, issues and profits thereof during the further pendency of this action and during the period of redemtion and hold such rents and profits subject to the order of the Court and the court fixes the bond of such receiver at $200.00.

And now the court being advised appoints Esther E. McConnaha, as such Receiver and now comes the said Esther E. McConnaha and accepts said appointment and tenders her receiver's bond as ordered which bond the Court approves endorsing his approval thereon.

And the said Esther E. McConnaha takes and subscribes an oath for the faithfuly discharge of her duties as such Receiver. Said bond with the Court's approval endorsed thereon and the oath taken and subscribed by the Receiver are as follows to-wit: (H.I.).

And now said Receiver is ordered to take upon herself the administration of her trust under this appointment. And further proceedings herein are continued.

It is further ordered that a certified copy of this order from the Clerk of said Court to the Sheriff of said Hendricks County Indiana shall be his sufficient authority for him to proceed with the execution of this order as above set forth.

And court adjourned until 9:00 o'clock A. M. Wednesday,

Record read and signed in open court.

Horace R. Hanna, Judge.

Wednesday Morning, April 21st, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

GILBERT JOHNSON)
V S) # 15063 E N T R Y
HAZEL MORRIS, ET AL.)

Come now the parties and comes also the commissioner, heretofore appointed to make sale of the real estate herein, and files his report of said sale and which report is in the words and figures as follows, to-wit: (H.I.).

And the court having seen and inspected said report and being duly advised in the premises finds that said report should be approved and that the commissioner should execute his deed to said purchaser.

The court further finds that pursuant to an order heretofore made, that after the payment of expenses that this commissioner should pay the balance of said money into the Clerk's office of the Hendricks Circuit Court to be paid out on the determination of this court according to the respective interests of the parties hereto, hereinafter found by the court.

It is, therefore, ordered by the court that the report of the commissioner herein be, and the sameis, hereby in all things approved and that said commissioner execute his deed of conveyance to said purchaser subject to the approval of this court.

And now comes the commissioner herein and tenders his deed to the purchaser for the approval of the court, which is now approved by the court endorsing thereon the following: "Approved in open court this 21st day of April, 1937. Horace L. Hanna, Judge of the Hendricks Circuit Court."

It is further ordered by the court that this commissioner make his financial report, and that he pay the purchase price, after deducting the expenses therefrom, into the Clerk's office of the Hendricks Circuit Court to be paid by the said Clerk after this court has determined the respective interests of the owners of said real estate in and to said proceeds. And this cause is continued.

JENNIE SMITH, ET AL.)
VS) # 15141 ORDER APPOINTING COMMISSIONER TO SELL REAL ESTATE
ALICE MARVEL, ET AL.)

Come now again the plaintiffs by their attorney, Edgar M. Blessing, and come now, also the defendants by Zimri E. Dougan, their attorney,and it appearing to the court that all of the defendants herein have heretofore filed answer, this cause is now submitted to the court for trial, finding and decree without the intervention of a jury; and the court being duly advised in the premises finds that plaintiffs and defendants, with the exception of said administrator, are owners in fee simple as tenants in common, according to the respective interests set out in plaintiff's complaint, to the following described real estate located in Hendricks County, State of Indiana, to-wit:

25 acres off of and across the entire North side of the Southeast Quarter of the Southwest Quarter, Section 29, Township 17 North, Range 2 East.

And the court further finds that said real estate is not susceptible of partition and that the interests of the several parties can not be set off in severalty, without damage to the owners.

The court further finds that the real estate is of the probable value of $2,000.00.

It is, therefore, considered and adjudged by the court that said real estate, to-wit:

25 acres off of and across the entire North side of the Southeast Quarter of the Southwest Quarter, Section 29, Township 17 North, Range 2 East,

be appraised, as provided by law, and be sold at private sale for not less than the full appraised value thereof and for cash.

It is further ordered and adjudged by the court that Claude W. Gladden be, and he is, hereby appointed commissioner to make sale of said real estate and that he give bond in the sum of $2,000.00 with surety to the approval of this court.

It is further ordered that prior to the sale of said real estate that the commissioner appointed herein give notice by publication in the Brownsburg Record by two publications in said paper and by posting such notices as said commissioner may deem advisable to secure prospective bidders.

It is further ordered and adjudged that from the proceeds of such sale that the costs of this action be first paid, including the fees of said commissioner and this attorney and that the balance be paid to the parties of this action in proportion equal to their several interests in said estate, all as set out in the complaint herein, except that the interests of the defendants who are part owners of said real estate, and the sum of $287.36 out of the proceeds belonging to the plaintiffs shall be paid to Nathaniel Turley, Administrator of the Estate of Etta Lacey, deceased.

It is further ordered, adjudged and decreed by the court that the commissioner herein, if he deems it advisable, may rent said premises for such reasonable time as he may deem necessary to make sale of said real estate.

It is further ordered and adjudged that said commissioner make a full and detailed report of his doings herein; and this cause is continued.

ISABELLE MARY WATKINS BY)
CHARLES R. WATKINS HER NEXT)
FRIEND)
VS)
VONNEGUT HARDWARE COMPANY)

Come now the plaintiffs, by counsel, and move the Court to have the defendant answer on or before May 3rd, 1937. And the Court being duly advised, now sustains said motion, and the defendant is ruled to answer on or before May 3rd, 1937.

S. C. MORRILL)
VS) # 14599
ED JACKSON, ET AL.)

Come now the parties, by counsel, and the plaintiff moves the Court to dismiss this cause of action at the plaintiff's cost.

And the Court being duly advised, now sustains said motion and this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

And court adjourned until 9:00 o'clock A. M. Thursday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Thursday Morning, April 22nd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

E. M. PEET MANUFACTURING CO.)
VS) # 15076
ALBERT R. RISK)

Comes now the plaintiff, by counsel, and moves the Court for defendant to answer on or before May 3rd, 1937.

And the Court being duly advised now sustains said motion and the defendant is ruled to answer on or before May 3rd, 1937.

LEON COOPER)
VS) # 15085
ELI AKER)

Comes now the plaintiff, by counsel, and moves the Court to have the defendant answer on or before May 3rd, 1937.

And the Court being duly advised, now sustains said motion and the defendant is ruled to answer on or before May 3rd, 1937.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Friday Morning, April 23rd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

MARIE HOWE)
VS) # 15096
ALBERT E. SHUMAKER, ETC.)

Comes now the defendant, Albert E. Shumaker, doing business under the firm name and style of Coco Cola Bottling Company, by counsel, and moves for a new trial herein on each of the following grounds, which motion is in the words and figures following, to-wit: (Here Insert).

ROBERT C. McDIVITT)
VS) # 14975
JAMES RAMSEY)

Comes now the plaintiff, by counsel, and makes a motion that the defendant be ruled to answer on or before May 3rd, 1937.

And the Court being duly advised, now sustains said motion and the defendant is ruled to answer on or before May 3rd, 1937.

THOMAS W. PRATHER, ET AL.)
VS) # 14926
JOHN BRAUN, ET AL.)

Come now the plaintiffs, by counsel, and moves to set aside the dismissal and for reinstatement of the docket of the cause herein, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion and being sufficiently advised in its premises, now overrules the same, to which ruling of the Court the plaintiffs at the time duly except.

CARRIE WATTS)
VS) # 14715
MAGGIE (MARTIN) HALL, ET AL.)

Comes now the commissioner, by counsel, and files inventory and appraisement of real estate, which inventory and appraisement is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said inventory and appraisement of real estate and being sufficiently advised in its premises, now appoves the same.

WINNIE ETTA GOSS)
VS) # 15111
WILLIAM BURTON GOSS)

Come now the parties, in person and by counsel, and this cause being at issue, the same is not submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence in this cause, the Court now

takes this matter under advisement.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Saturday Morning, April 24th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

CHARLES H. SEILOFF, ET AL.)
VS) # 15112
STANTON A. MORTON, ET AL.)

Come now the plaintiffs, by counsel, and file memorandum on defendants' demurrer, which memorandum is in the words and figures following, to-wit: (H.I.).

GLEN BROWN, TRUSTEE)
VS) # 15121
PLAINFIELD BUILDING AND)
LAON ASSOCIATION.)

Comes now the defendant, by counsel, and files answer to interrogatories, which answer to interrogatories is in the words and figures following, to-wit: (Here Insert.).

JENNIE SMITH, ET AL.)
VS) # 15141
ALICE MARVEL, ET AL.)

Comes now the commissioner, by counsel, and files inventory and appraisement of real estate, which inventory and appraisement is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said inventory and appraisement, and being sufficiently advised in its premises, now approves the same.

GEORGE HODGES)
VS) # 14527
ETTA CURTIS)

Comes now the plaintiff, by counsel, and files amended complaint, which amended complaint is in the words and figures following, to-wit: (H.I.).

And now the defendant is ruled to answer on or before May 10th, 1937.

STATE OF INDIANA)
VS) # 7490
FRED TURNER)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle proseque in the above cause, which motion is in the following words and figures, to-wit: (Here Insert).

And the Court having seen and examined said motion and being duly advised, now sustains said motion and said cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7500
TOM GLENN)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter a nolle proseque in the above entitled cause, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion and being duly advised in its premises, now sustains said motion and this said cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

ROBERT MANDABACK)
VS) # 15083 Judgt. vs Pltf. for Costs.
KESWICK CORPORATION AND) J. D. 17, Page 187.
EARL ENGLEHART)

Comes now the plaintiff, by counsel, and moves the Court to dismiss this cause at plaintiff's cost, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains the same and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Robert Mandaback, is ordered to pay the costs of this action, taxed at _____dollars and _____ cents.

EDWARD SIMMONS)
VS) # 14553
FRED COOK, ET AL.)

Come now the parties, by counsel, and the Court having seen and examined the motion to dismiss, heretofore filed, and being duly advised in its premises, now sustains said motion to dismiss this cause, and said cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

WILLIAM J. ROSS)
VS) # 14570
FRED COOK, ET AL.)

Come now the parties, by counsel, and the Court having seen and examined the motion to dismiss, heretofore filed, and being duly advised in its premises, now sustains said motion to dismiss this cause, and said cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

CARRIE WATTS)
VS) # 14715 ORDER CONFIRMING COMMISSIONER'S
MAGGIE (MARTIN) HALL ET AL) REPORT OF SALE.

Comes now the parties and comes also Arny M. Watkins, the Commissioner heretofore appointed, and files report of sale of real estate in this proceeding ordered sold and it appearing to the court that appraisement having been heretofore filed and approved by the court and which report reads as follows: (insert), from which it appears, and the court so finds, pursuant to said order heretofore made that the said real estate was by said Commissioner duly appraised and said Commissioner sold the same at private sale to Carrie V. Watts and John M. Watts, husband and wife for the sum of $200.00 that being the highest and best bid received therefor and the full appraised value thereof; that the said purchasers paid the full purchased price in cash in strict accordance with the terms of said sale and which cash is by said Commissioner now brought into court. And the court being sufficiently advised in the premises, now in all things approves said report and ratifies and confirms said sale; and said Commissioner is ordered to execute to said purchasers a deed for said real estate. And now said Commissioner reports such deed, and the same being examined, is approved by the court and delivered to said purchasers. And the court upon proof heard now allows said Commissioner for his services $25.00 and allows Harney F. Semones for his services as plaintiff's counsel $25.00, and orders the same taxed and paid as a part of the costs of this proceedure.

The court further orders and directs said Commissioner, after payment of all proper costs and allowance, to deposit without delay, and cash proceeds of such sale.

And upon such distribution being made said Commissioner is required to make due report thereof to this court and files therewith vouchers in evidence of such payment. And this cause is continued for report of said Commissioner.

CLARENCE LAVENGOOD)
VS) # 14829 Judgt. vs Pltf. for Costs.
CARMICHAEL MATTERN CO., ET AL.) J. D. 17, Page 187.

Comes now the plaintiff, by counsel, and moves the Court to dismiss this cause without prejudice at the cost of the plaintiff.

And the Court being duly advised, now sustains said motion and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Clarence Lavengood, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

And now the plaintiff asks leave to withdraw pleadings from the files of this court. And the Court being duly advised, now grants said leave.

CLARENCE LAVENGOOD)
VS) # 15110 Judgt. vs Pltf. for Costs.
CARMICHAEL MATTERN & CO., ET AL.) J. D. 17, Page 187.

Comes now the plaintiff, by counsel, and moves the Court to dismiss this cause without prejudice at the cost of the plaintiff.

And the Court being duly advised, now sustains said motion and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Clarence Lavengood, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

And now the plaintiff asks leave to withdraw pleadings from the files of this Court. And the Court being duly advised, now grants said leave.

STATE OF INDIANA)
VS) # 7439
CECIL HELTON)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files motion to enter a nolle proseque in the above entitled cause, which motion is in the following words and figures following, to-wit: (Here Insert).

And the Court having seen and examined said motion and being duly advised in its premises, now sustains said motion and said cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Monday Morning, April 26th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7353
WILLIAM ADAMS)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files and moves the Court to enter a nolle prosecue in the above cause, which motion is in the following words and figures, to-wit: (Here Insert).

And the Court having seen and examined said motion and being duly advised, now sustains said motion, and this cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7748 Judgt. vs Deft. for $10.00 Fine and Costs.
ROY RIDDLE) J. D. 17, Page 188.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Roy Riddle, in his own proper person, and said defendant is duly arraigned in open Court and pleads guilty to the charge of public intoxication.

It is, therefore, now adjudged and decreed by the Court that the defendant, Roy Riddle, for the offense by him committed be and he is fined in the sum of ten dollars and that he be and he is imprisoned in the State Farm for sixty days, and that he also pay the costs of this action, taxed at _____dollars and _____ cents.

It is further adjudged by the Court that the sentence to the State farm is suspended during good behavior of the defendant, and that the defendant have thirty days in which ~~to~~ pay said fine and costs, and said defendant, Roy Riddle, is released on his own recognizance.

STATE OF INDIANA)
VS) # 14928
JUANITA L. BLY)
A. EMMETT BLY)
HOME OWNER'S LOAN CORP.)

Comes now the defendant, A. Emmett Bly, by counsel, and files affidavit and motion for change of venue from Hendricks County, which affidavit and motion are in the following words and figures, to-wit: (Here Insert).

STATE OF INDIANA)
VS) # 14929
DORSEY ELLIS)
CLAUDIA ELLIS)
HOME OWNER'S LOAN CORP.)

Comes now the defendant, Dorsey Ellis, by counsel, and files

affidavit and motion for change of venue from Hendricks County, which affidavit and motion are in the following words and figures, to-wit: (Here Insert).

FRANK R. GOODRIDGE)
VS) # 14717 Judgt. vs Pltf. for Costs.
MARIE M. GLUBKA) J. D. 17, Page 188.

Come now the parties, by counsel, and the Court now renders judgment for the defendant as found by verdict of the jury, all at the cost of the plaintiff..

It is, therefore, considered, ordered and adjudged by the Court that the plaintiff recover nothing from the defendant, and that the plaintiff, Frank R. Goodridge, pay the costs of this action, taxed at _____dollars and_____ cents.

GRAND AND PETIT JURORS, DRAWN FOR THE MAY TERM, 1937.

BE IT REMEMBERED, That on the 26th day of April, 1937, Charles G. Miles and Ed Smith the duly appointed, qualified and acting Jury Commissioners of this cout appeared at the office of the Clerk of the Hendricks Circuit Court, and the Clerk drew from the Jury Box the names of the following persons for Grand Jury service at the May Term, 1937, of this court, viz:

1. Russell Blair	Washington	Township
2. Charles M. Davis	Eel River	Township
3. Elmer Christie	Clay	Township
4. Roy Kirtley	Lincoln	Township
5. Glenn Tharp	Center	Township
6. Warren Huckstep	Eel River	Township

And the Clerk of this Court at the same time and in the like manner drew from the Jury Box the names of the following persons for Petit Jury service for the May Term, 1937, of this court, viz:

1. Sam McCoun	Center	Twp.	16. Earl Cox	Eel River	Twp.
2. Harry F. Foster	Union	Twp.	17. Myron H. Herringlake	Guilford	Twp.
3. Leon Bayliss	Franklin	Twp.	18. Roscoe Leak	Union	Twp.
4. Harold Knetzer	Middle	Twp.	19. Mike Moriaty	Marion	Twp.
5. Freeman Cooper	Liberty	Twp.	20. Thad Ryner	Marion	Twp.
6. Tobe Kendall	Liberty	Twp.	21. Morris Woods	Center	Twp.
7. Grant Martin	Center	Twp.	22. Glenn Groover	Middle	Twp.
8. Robert A. Pounds	Franklin	Twp.	23. Glenn Durham	Eel River	Twp.
9. Walter K. Brumfield	Center	Twp.	24. Ora Bersott	Brown	Twp.
10. Bruce Hamilton	Center	Twp.	25. Frank Rhoades	Center	Twp.
11. Harry Havens	Guilford	Twp.	26. John Clements	Eel River	Twp.
12. H. C. Downard	Marion	Twp.	27. Oscar E. Joseph	Brown	Twp.
13. Frank Calbert	Guilford	Twp.	28. Frank Parker	Clay	Twp.
14. Walter Ballard	Guilford	Twp.	29. J. C. Lowder	Brown	Twp.
15. John Casady	Clay	Twp.	30. Clinton Meyers.	Center	Twp.

CLARENCE LAVENGOOD)
VS) # 14829 On Account of Change of Venue.
CARMICHAEL MATTERN CO., ET AL.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Ten Dollars and - - -Cents ($10.00) in the case of Clarence Lavengood vs. Carmichael Mattern Co., et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

April 26th, 1937. Horace L. Hanna

Judge 55th Judicial Circuit of Indiana

EDWARD SIMMONS)
VS) # 14553 On Account of Change of Venue.
FRED COOK, ET AL.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Ten Dollars - - Cents ($10.00) in the case of Edward Simmons vs. Fred Cook, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

April 26th, 1937 Horace L. Hanna

Judge 55th Judicial Circuit of Indiana

S. C. MORRILL)
VS) # 14599 On Account of Change of Venue.
ED JACKSON, ET AL.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined and foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of S. C. Morrill vs. Ed Jackson, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

April 26th, 1937

Horace L. Hanna

Judge 55th Judicial Circuit of Indiana.

WILLIAM J. ROSS)
VS) # 14570 On Account of Change of Venue.
FRED COOK, ET AL.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Ten Dollars and - - - Cents ($10.00) in the case of William J. Ross, vs. Fred Cook, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

April 26th, 1937.

Horace L. Hanna

Judge 55th Judicial Circuit of Indiana

CATHERINE H. PYLE, ADMRX., ETC.)
VS) # 15053 On Account of Change of Venue.
KROGER GROCERY & BAKING CO.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Catherin H. Pyle, Admrx, etc. vs. Kroger Grocery & Baking Co. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

April 26th, 1937

Horace L. Hanna

Judge 55th Judicial Circuit of Indiana.

CATHERINE PYLE, ADMRIX, ET AL.)
VS) # 15057 On Account of Change of Venue.
THE KROGER GROCERY AND BAKING)
COMPANY)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. five Dollars and fifty Cents ($5.50) in the case of Catherine Pyle, Admrix, et al. vs. The Kroger Grocery and Baking Company is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

April 26th, 1937

Horace L. Hanna

Judge 55th Judicial Circuit of Indiana.

ROBERT MANDOBACK)
VS) # 15083 On Account of Change of Venue.
KESWICK CORPORATION)
AND EARL ENGLEHART)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Robert Mandoback vs. Keswick Corporation, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

April 26th, 1937

Horace L. Hanna

Judge 55th Judicial Circuit of Indiana.

ALBERT PARKS)
VS) # 15084 On Account of Change of Venue.
FANNY G. BARSKIN, ET AL.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State,

and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Albert Parks vs. Fanny G. Barskin, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

April 26, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana.

CLARENCE LAVENGOOD)
VS) # 15110 On Account of Change of Venue.
CARMICHAEL MATTERN & CO.,)
ET AL.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Clarence Lavengood vs. Carmichael Mattern and Co., et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

April 26th, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana.

THOMAS W. PRATHER, ET AL.)
VS) # 14926 On Account of Change of Venue.
JOHN BRAUN, ET AL.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Fifteen Dollars and - - -Cents($15.00) in the case of Thomas W. Prather, et al. vs. John Braun, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor

of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

April 26th, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana.

FIRST RURAL LOAN &)
SAVINGS ASSN.)
VS) # 14785 On Account of Change of Venue.
MILTON E. WIESEHAN, ET AL.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Boone in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Twenty-Eight Dollars and Fifty Cents ($28.50) in the case of First Rural Loan and Savings Assn. vs. Milton E. Wiesehan, et al is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Boone in said State, and the Auditor of said County of Boone is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Boone in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

April 26th, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana.

SUSAN P. HIATT)
VS) # 14778 On Account of Change of Venue.
LYLE R. HIATT)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Nineteen Dollars and Fifty Cents ($19.50) in the case of Susan P. Hiatt vs Lyle R. Hiatt is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

April 26th, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

NEVA M. WIRTZ)
VS) # 15047 On Account of Change of Venue.
WILLIAM H. BLOCK CO.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Sixty-Seven Dollars and Ninety Cents ($67.90) in the case of Neva M. Wirtz vs. William H. Block Co. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

April 26th, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

FRANK R. GOODRIDGE)
VS) # 14717 On Account of Change of Venue.
MARIE M. GLUBKA)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. One Hundred Seventeen Dollars and Ninety Cents ($117.90) in the case of Frank R. Goodridge vs. Marie M. Glubka is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

April 26th, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

GOLDA PARKS)
VS) # 15056 On Account of Change of Venue.
FANNY G. BARSKIN, ET AL.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. One Hundred Twenty-Four Dollars and Seventy Cents ($124.70) in the case of Golda Parks vs. Fanny G. Barskin, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

April 26th, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

COURT ALLOWANCES FOR THE MARCH TERM, 1937.

Lillian Priest, Court Reporter	$240.00
Walter E. Hadley, Clerk, Per Diem for Attending Court and Change of Venue Claims	135.00
Ed Smith, Jury Commissioner	3.00
Charles G. Miles, Jury Commissioner	3.00
Hendricks County Republican	30.00
Charles V. Sears, Special Judge	10.00
Law Library	7.50
The Bobbs-Merrill Company	177.50
West Publishing Company	20.00
PETIT JURY:	
Everett Stanley	$ 68.00
John Hackathorne	52.20
Theodore Mullis	83.60
H. E. Jenkins	56.00
Ralph Smith	40.60
Frank Jessup	59.50
Schuyler Arnold	92.40
Ralph Leach	77.00
Frank Thompson	54.40
Russell Turley	78.20
Allen McDaniel	96.80
Claude Shane	46.80
Howard Rushton	42.00
Albert Sloan	41.80
Verne Wolfe	29.70
Glenn Leak	25.90
Porter Smith	13.00
George McClellan	66.60
Boyd Collins	3.90
Elmer Hall	3.90
Charles Vaughn	31.20
Sheltons' Cafe 91 meals @ .50¢ each	45.50
Sheltons' Cafe 26 Lunches @ .25¢ each	6.50
T O T A L	$ 1741.50

Ordered by the Court that all causes both Civil and Criminal and all pleas, plaints, motions and demurrers not disposed of at the present term of court be continued to the May Term, 1937, of said court.

And Court adjourned until court in course,

Records read and signed in open court.

Horace L. Hanna, Judge.

Monday Morning, May 3rd, 1937.

Pleas and proceedings had in the Hendricks Circuit Court, within and for Hendricks County, State of Indiana, at the May Term, 1937, which term of court was begun and continued at the Court House in the town of Danville, in the County and State aforesaid, commencing on Monday the 3rd day of May, 1937, that being the day fixed by law for holding said Term of Court.

Present Honorable Horace L. Hanna, Judge.
John A. Kendall, Prosecuting Attorney,
Albert H. Shane, Sheriff,
Walter E. Hadley, Clerk.

Whereupon, said Sheriff proclaimed said Court open, according to law, and the following proceedings were had, to-wit:

STATE OF INDIANA)
VS) # 7749
PAUL BARNETT)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Paul Barnett, in his own proper person, who being duly arraigned in open Court, enters his plea of not guilty of petit larceny.

And now the Court fixes the defendant's bond at $200.00.

KARL ROSEBERG)
VS) # 15162 ORDER FOR ORAL EXAMINATION
JOSEPH A. BLACKBURN,)
and CURTIS STORAGE &)
TRANSPORTATION)
COMPANY, a corpora-)
tion.)

Comes now the defendant, Curtis Storage & Transportation Company, a corporation, in the above entitled cause and files its motion for an oral examination of the plaintiff herein under oath, before an officer authorized to take depositions which petition reads as follows to-wit: (H.I.)

And the court having examined said motion and being duly advised in the premises finds that the same should be sustained.

IT IS, THEREFORE, ORDERED AND ADJUDGED by the court that the plaintiff be required to appear and testify before an officer authorized to take depositions, concerning the matters, things and issues stated in plaintiff's complaint, upon the giving to said plaintiff a previous notice of the time and place of such oral examination of at least five (5) days; that a copy of this order shall be sufficient authority and notice to said plaintiff to appear before such officer for such oral examination.

LEON J. COOPER)
VS) # 15085
ELI AKER)

Comes now the defendant, by counsel, and refiles demurrer to plaintiff's amended complaint, which demurrer is in the words and figures following, to-wit: (H.I.).

E. M. PEET MANUFACTURING CO.)

VS) # 15076

ALBERT R. RISK)

Comes now the defendant, by counsel, and files answer in three paragraphs, which answer is in the words and figures following, to-wit: (H.I.).

ROBERT C. McDIVITT)

VS) # 14975

JAMES RAMSEY)

Comes now the defendant, by counsel, and files answer in four paragraphs and interrogatories to be answered by plaintiff, which answer and interrogatories are in the words and figures following, to-wit: (H.I.).

And now the plaintiff is ruled to answer interrogatories on or before May 6th, 1937.

BERYL T. STRINGER) Judgt. vs Deft. for $30.00 per month, $25.00 attorney's

VS) # 14052 fee and Costs.

STERLING STRINGER) J. D. 17, Page 188.

Come now the parties, in person and by counsel, and said petition is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence in this case, now finds for the petitioner, and that the defendant, Sterling Stringer, should be required to contribute the sum of $30.00 per month to said plaintiff, Beryl T. Stringer, for the support and maintenance of Max E., Gloria Lee and Malcolm, children of plaintiff and defendant, said payments to be made to the Clerk of this Court, said payments to be made on or before the 15th day of each month beginning on May 15th, 1937, and to continue until further order of this Court.

It is further ordered that said defendant pay John L. Coleman, attorney for the petitioner herein, $25.00 as attorney fees in this matter, and the defendant is given sixty days to pay said attorney fee, and the defendant is ordered to pay the costs of this action.

It is, therefore, considered, ordered and adjudged by the court that the defendant, Sterling Stringer, be and he is hereby required to contribute the sum of $30.00 per month to said plaintiff, Beryl T. Stringer, for the support and maintenance of Max E., Gloria Lee and Malcolm, children of plaintiff and defendant, said payments to be made to the Clerk of this Court, and said payments to be made on or before the 15th day of each month beginning on the 15th day of May, 1937, and to continue until further order of this Court.

It is further considered, ordered and adjudged by the Court that said defendant, Sterling Stringer, pay John L. Colement, attorney for the petitioner herein, $25.00 as attorney fees in this matter, and the said defendant is given sixty days to pay the same.

It is further considered, ordered and adjudged by the Court that the defendant, Sterling Stringer, pay the costs of this action, taxed at _____ dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Tuesday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Tuesday Morning, May 4th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

LELA A. ROARK)
VS) # 14469
OWEN E. ROARK)

Come now the parties, by counsel, and the Court having heard a part of the evidence on motion to modify the decree, this cause is continued until Friday, May 7th, 1937, at 9:00 o'clock A. M.

STATE OF INDIANA)
VS) # 7745
J. E. COFFMAN)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also, J. E. Coffman, the defendant, in his own proper person and by his attorney, and said defendant now changes his plea of not guilty to guilty of the charge of issuing a check without funds in the bank.

The defendant now pays the costs of this action, and the Court allows the defendant to go on his own recognizance.

STATE OF INDIANA)
VS) # 7749 Judgt. vs Deft. for $10.00 Fine & Costs.
PAUL BARNETT) J. D. 17, Page 189.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also Paul Barnett, the defendant, in his own proper person, and now said defendant changes his plea of not guilty to guilty.

It is, therefore, now adjudged and decreed by the Court that the defendant, Paul Barnett, for the offense by him committed be and he is fined $10.00, and that he be and he is imprisoned in the State Penal Farm for a period of thirty days, and that he shall pay the costs of this action, taxed at _____dollars and_____ cents.

FAY SCOTT & J. GLEN SCOTT AD-) Judgt. vs Deft. for Costs.
MINISTRATORS OF THE ESTATE OF) J. D. 17, Page 189.
AMELIA F. SCOTT, DECEASED.)
VS) # 15139 JUDGMENT ON PERSONAL SERVICE.
ELMER EVERHART)

Come now the plaintiffs by counsel and it appearing to the court by the summons herein and the return of the sheriff endorsed thereon that said defendant has been served with process more than ten days before the 20th day of March 1937, being the date endorsed on plaintiffs complaint for the return day of the summons thereon, which said summons and return thereon are in the words and figures as follows, to-wit: (Here Insert).

And now said defendant being three times audibly called in open court comes not but herein wholly makes default. And the court having heard the evidence and being duly advised in the premises finds for the plaintiffs and that the

allegations in plaintiffs complaint are true and that they are the owners and entitled to the immediate possession of the real estate described in the complaint; the court further finds that defendant unlawfully holds possession of said real estate and has wrongfully kept plaintiffs out of same.

It is therefore considered and adjudged by the court that the plaintiffs are the owners in fee simple of the real estate described in the complaint to-wit:

House and garden situated upon the West half of the Southeast quarter of the Northeast quarter of Section 30, Township 17 North, Range 1 West and said real estate lying and being in Union Township, Hendricks County, Indiana.

It is further considered and adjudged by the court that the plaintiffs recover of the defendant the possession of said real estate. And that the said plaintiffs recover of and from the said defendant their costs layed and expended in this action.

ELLA GILLASPIE)
VS) # 14703 Judgt. vs Deft. for $87.75 and Costs.
CARSON TRENT) J. D. 17, Page 189.

Comes now the plaintiff, by Carey & Cox, her attorneys, and it appearing to the satisfaction of the Court by the summons issued herein and the return of the Sheriff endorsed thereon, copies of which summons and return are in the following words and figures to-wit: (H.I.), that the defendant has been duly served with the necessary process of this Court more than ten days before the 22nd day of October, 1935, the same being the day said summons was made returnable as required by the endorsement of the plaintiff on her complaint herein.

Said defendant is now three times loudly called in open Court, but comes not and herein wholly makes default.

And on plaintiffs motion this cause is now submitted to the Court for trial, finding and judgment, and the court having heard the evidence and being sufficiently advised in the premises, finds for the plaintiff that the allegations of plaintiffs complaint are true, and that the plaintiff is entitled to judgment for the possession of the real estate described in plaintiffs complaint herein and the sum of eighty-seven and 75/100 damages for the unlawful detention thereof and costs.

It is, therefore, adjudged and decreed by the Court that the plaintiff having and recover of and from the defendant the possession of the real estate described in the complaint herein to-wit:

A part of the Southeast Quarter of the Southeast Quarter of Section thirty-three (33), Township 17, North, Range 2 West, in Hendricks County, Indiana, more particularly described as follows: Beginning at the Southeast corner of said Quarter and running thence North along the Section line ten (10) rods: thence West with the Section bearing 16 rods: thence South ten (10) rods: thence East on the Section line 16 rods to the place of beginning, containing 1.06 acre.

It is further adjudged and decreed by the Court that the plaintiff recover of and from the defendant the sum of eight-seven dollars and seventy-five cents as damages sustained by the plaintiff for the unlawful detention of said real estate, together with the costs of this action, taxed at _____Dollars and_____Cents.

THE BOARD OF COMMISSIONERS OF THE
COUNTY OF HENDRICKS
VS
ADDISON OSBORN, IF LIVING, IF DEAD, THE UNKNOWN WIDOW, HEIRS, DEVISEES, LEGATEES, AND LEGAL REPRESENTATIVES OF ADDISON OSBORN, DECEASED; _____OSBORN, WIFE OF ADDISON OSBORN, WHOSE CHRISTIAN NAME IS UNKNOWN, IF LIVING, IF DEAD, THE UNKNOWN WIDOWER, HEIRS, DEVISEES, LEGATEES, AND LEGAL REPRESENTATIVES OF _____OSBORN, DECEASED; ABNER BLAIR SR., IF LIVING, IF DEAD, THE UNKNOWN WIDOW, HEIRS, DEVISEES, LEGATEES, AND LEGAL REPRESENTATIVES OF ABNER BLAIR SR., DECEASED; _____BLAIR, WIFE OF ABNER BLAIR SR., WHOSE CHRISTIAN NAME IS UNKNOWN, IF LIVING, IF DEAD, THE UNKNOWN WIDOWER, HEIRS, DEVISEES, LEGATEES, AND LEGAL REPRESENTATIVES OF _____BLAIR, DECEASED; ABNER BLAIR, IF LIVING, IF DEAD, THE UNKNOWN WIDOW, HEIRS, DEVISEES, LEGATEES, AND LEGAL REPRESENTATIVES OF ABNER BLAIR, DECEASED; _____BLAIR, WIFE OF ABNER BLAIR, WHOSE CHRISTIAN NAME IS UNKNOWN, IF LIVING, IF DEAD, THE UNKNOWN WIDOWER, HEIRS, DEVISEES, LEGATEES, AND LEGAL REPRESENTATIVES OF _____ BLAIR, DECEASED; JESSE HOCKETT, IF LIVING, IF LIVING AND MARRIED, _____HOCKETT, HIS WIFE, WHOSE CHRISTIAN NAME IS UNKNOWN, IF DEAD, THE UNKNOWN HEIRS, WIDOW, DEVISEES, LEGATEES, AND LEGAL REPRESENTATIVES OF JESSE HOCKETT, DECEASED; ELI NEWLIN, IF LIVING; THE UNKNOWN HEIRS AND/OR DEVISEES OF TEMPLE NEWLIN, DECEASED; FLOY E. NEWLIN, AND IF MARRIED, THE UNKNOWN HUSBAND OF FLOY E. NEWLIN; ALICE NEWLIN SMITH, AND ROBERT SMITH, HER HUSBAND; ESTHER IRENE EDGERTON, AND JAMES C. EDGERTON, HER HUSBAND; EDITH H. NEWLIN, AND HERMAN L. CHASE, HER HUSBAND; MARTHA E. NEWLIN, AND IF MARRIED, THE UNKNOWN HUSBAND OF MARTHA E. NEWLIN; ANNA NEWLIN.

15142 Decree
Judgt. vs Pltf. for
Costs.
J. D. 17, Page 189.

Comes now Anna Newlin, one of the defendants in the above cause and files answer in disclaimer to plaintiff's complaint herein, which answer is in words and figures following, to-wit: (H.I.). And comes now the plaintiff by counsel, and it appearing to the satisfaction of the court, by the notice and proof of publication herein, which said notice and proof of publication are in words and figures as follows, to-wit: (H.I.), that each and all of the defendants, except the defendant Anna Newlin, have been duly notified of the pendency of this action by three successive publications in The Hendricks County Republican, a weekly newspaper of general circulation, printed in the English language, and printed and published in the town of Danville, Hendricks County, Indiana, the last of which said publications was made more than thirty days before the third day of May, 1937, the same being the first day of the present term of this court, and being the return day endorsed on plaintiff's complaint herein upon order of the court authorizing notice by publication.

And now, on motion of plaintiff, each of the said defendants hereto, except the defendant Anna Newlin, are audibly called in open court and come not, but herein wholly make default.

And this cause being at issue, the same is submitted to the court for trial, finding, judgment, and decree, without the intervention of a jury. And the court having examined plaintiff's complaint and having heard the evidence and being duly and sufficiently advised in the premises, finds for the plaintiff on its complaint and on each paragraph thereof, and that the allegations thereof are true, and that Hendricks County has the legal title and estate in and to the real estate described in plaintiff's complaint and hereinafter described and is the owner in fee simple thereof. The court further finds that the interest claimed and asserted by the defendants and each of them in and to said real estate is adverse to Hendricks County's title; that the defendants and each of them have no interest, right, title, or estate in and to said real estate; that the claim or claims of the defendants and each of them or any one or more of them is without right and unfounded and constitutes a cloud upon Hendricks County's title. The court further finds that plaintiff is entitled to have the title of Hendricks County to the real estate described in plaintiff's complaint and hereinafter described quieted and forever set at rest as against any and all claims of the defendants hereto and each

of them, and of any and all persons claiming by, under, and through them, and as against all persons whomsoever, and as against the world.

It is therefore, finally ordered, considered, adjudged and decreed by the court that Hendricks County is the owner in fee simple of the real estate described in plaintiff's complaint, lying and being in the County of Hendricks, State of Indiana, and described as follows, to-wit:

A part of the North half of the Southwest quarter of Section 3 Township 14 North of Range 1 East, bounded as follows, to-wit:
Beginning at the Northwest corner of said Section 3, and running thence South 48 chains and 29 and 2/3 links, thence East 40 rods to the beginning point; and running thence East with the lands of the State Reform School, 120 rods or to the East line of said half quarter; thence South 54 rods or to the Southeast corner of said half quarter; thence West, 120 rods or to a point 40 rods East of the West line of said half quarter; thence North 54 rods or to the place of beginning, estimated to contain 40½ acres, more or less,
Also, the East half of the Southwest quarter of the Southwest quarter of Section 3, Township 14 North of Range 1 East, containing 20 acres, more or less, and containing in both described tracts 60½ acres, more or less,

and that the claim and/or claims of defendants and each of them and any one or more of them, and any and all persons claiming by, under, and through them to said real estate is without right and is unfounded, and each and everyone of said defendants and all the world is hereby estopped and forever debarred from asserting any right, title, claim, or interest in and to said real estate adverse to the title of Hendricks County, and that the title of Hendricks County to said real estate be, and the same is hereby, quieted and forever set at rest as against the defendants and each of them and any and all persons claiming by, under, and through them, and as against all persons whomsoever, and as against the world.

It is furthered considered and ordered that the plaintiff pay the costs of this action taxed at Forty three dollars and Sixty four cents.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Wednesday Morning, May 5th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

LEON J. COOPER)
VS) # 15085
ELI AKER)

Come now the parties, by counsel, and the Court having seen and examined the defendant's demurrer to plaintiff's amended complaint, heretofore filed, and being duly advised in its premises, now overrules said demurrer, to which ruling of the Court the defendant duly objects and excepts.

And now the defendant is ruled to answer on or before May 14th, 1937.

ROBERT C. McDIVITT)
VS) # 14975
JAMES RAMSEY)

Comes now the plaintiff, by counsel, and files motion to strike out interrogatories four to eleven, both inclusive, which motion is in the words and figures following, to-wit: (H.I.).

THE MUTUAL BENEFIT LIFE IN-)
SURANCE COMPANY, a Corporation) ENTRY
VS) CAUSE NUMBER 19212
JOSHUA C. THOMPSON, Et als.)

Comes now John M. Smith, heretofore appointed receiver in the above entitled cause and files his verified petition herein for an allowance for himself in the sum of $250.00, and for an order to expend, not to exceed $50.00 for ditching, which verified petition is in words and figures following to-wit; (H.I.) and the court having examined said petition and being fully advised and informed in the premises, finds that said receiver is entitled to compensation for services rendered at the rate of $50.00 per year; that he has served as said receiver for the period of seven years; that he has been paid $100.00 for two year's services and that he is now entitled to $250.00 for five years services.

The court further finds that the showing made by said petition in reference to the ditching needed on the real estate for which he is receiver, is true and that said allowance should be made.

It is therefore ordered, adjudged and decreed by the court that said receiver be, and he is hereby allowed, the sum of $250.00 for services to date, and he is further ordered to expend, not to exceed, $50.00 for ditching on said real estate for which he is receiver, and it is further ordered that he pay to himself the sum of $250.00, and that he expend for said ditching not to exceed $50.00, and said receivership is continued.

RUTH YOUNG ET AL.)
VS) No. 14959
DOLLIE FOX, ET AL.)

Comes now Bonita Fox Larsh, Executrix of the will of Thomas Hiram Coleman, deceased, and presents to the court and files her verified petition in behalf of all the defendants in the above entitled cause of action, praying the court for authority by its order herein, to compromise and settle the above entitled cause of action by paying to the plaintiffs the sum of $400.00 in full settlement and compromise of the rights of the plaintiff in the estate of said decedent, Thomas Hiram Coleman, deceased, which verified petition is in the following words and figures, to wit: (H.I.).

And it appearing to the court that the plaintiffs by and through their counsel of record have agreed to accept said above mentioned sum of money in full settlement of this cause of action and have agreed to dismiss this cause upon the payment of said sum, the court, having examined said verified petition and being fully advised and informed in the premises, does now find that it would be to the best interests of the estate of Thomas Hiram Coleman to compromise and settle this cause for the amount hereinbefore set forth, and named in said verified petition.

And the court finds that the prayer of said verified petition should be granted and that said Executrix should be authorized to compromise and settle the foregoing entitled cause of action with the plaintiffs in accordance with the terms and conditions set forth in the said verified petition.

It is therefore ordered, adjudged and decreed by the court that the Executrix of the last will of Thomas Hiram Coleman be and she is hereby authorized and empowered by this court to compromise and settle this cause of action by paying to the plaintiffs out of the moneys in her hands belonging to said estate of Thomas Hiram Coleman the sum of $400.00 in full settlement of their rights and claims in the estate of Thomas Hiram Coleman upon the dismissal of this cause of action by said plaintiffs at their cost.

It is adjudged by the court that in all other respects the will of Thomas Hiram Coleman shall remain in full force and effect and that the executrix of such will shall proceed to carry out its provisions as therein provided.

JOHN MASON)
VS) # 14977
ETTA MASON)

RULE TO SHOW CAUSE

STATE OF INDIANA — IN THE HENDRICKS CIRCUIT COURT
HENDRICKS COUNTY — MAY TERM 1937

Mrs. Florence E. Mason, having filed with me this day her verified information concerning the contempt of this Court of one John Mason, which is as follows, to wit:

State of Indiana — In the Hendricks Circuit Court
Hendricks County — May Term 1937

John Mason
vs
Etta Mason

Information of Indirect Contempt of Court

Etta Mason, who being first duly sworn upon her oath, gives the Court to understand and to be informed that on the 26th day of September 1936, at Danville, Indiana in the Hendricks Circuit Court, while said Court was in session, and the trial of the action wherein John Mason was Plaintiff and Etta Mason was Defendant, of which said Court had jurisdiction, the said Court then and there ordered said plaintiff John Mason to pay unto this Defendant and affiant herein the sum of $30.00 per month for the care and support of his son; That said John Mason has violated said order of the Hendricks Circuit Court in that he has failed and neglected to pay said support as ordered by said court.

Mrs. Florence E. Mason

Subscribed and sworn to before me this 4th day of May 1937
John A. Kendall
Prosecuting Attorney

It is therefore ordered by this Court that the said John Mason be and appear in this Court on the 10th day of May, 1937, at 9 o'clock A. M. to show cause, if any, why he, should not be punished and attached for contempt of Court.

Horace L. Hanna
Judge Hendricks Circuit Court.

CLARENCE HAMILTON)
VS) # 15029 Judgt. vs Defts. for $2000.00 and Costs.
UNITED TAXI CO., INC.) J. D. 17, Page 190
HOWARD SELLERS)

Comes now the plaintiff, by his attorneys, and moves the Court to render judgment on the verdict of this cause. And the Court being duly advised, now sustains said motion.

It is, therefore, now adjudged by the Court that the plaintiff have and recover of and from the defendants, United Taxi Co., Inc. and Howard Sellers, the sum of two thousand ($2000.00) dollars, together with the costs of this action, taxed at _____dollars and _____ cents.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Thursday Morning, May 6th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

NELLIE WISHMEYER)
VS) # 15163
EARL WISHMEYER, ET AL.)

Comes now the plaintiff, by counsel, and moves the Court to require the defendants to answer plaintiff's complaint herein, on or before May 18th, 1937.

And the Court being duly advised, now sustains said motion, and the defendants are ruled to answer on or before May 18th, 1937.

ISABELLE MARY WATKINS BY)
CHARLES R. WATKINS, HER)
NEXT FRIEND)
VS) # 15160
VONNEGUT HARDWARE COMPANY)

Comes now the defendant, by counsel, and the motion filed heretofore in Marion Superior Court, Room 3, to require plaintiff to file amended complaint have never been acted on, said motion is now sustained by the Court and the above rule to answer is extended.

FRANK CLIFT OLIVE)
VS) # 14964
NEW ENGLAND MUTUAL)
LIFE INSURANCE COMPANY,)
A CORPORATION.)

Comes now the plaintiff, by counsel, and moves the defendant be ruled to answer the amended complaint on or before May 17th, 1937.

And the Court being duly advised, now sustains said motion, and the defendant is ruled to answer on or before May 17th, 1937.

STATE OF INDIANA)
VS) # 14928
JUANITA L. BLY)
A. EMMETT BLY)
HOME OWNER'S LOAN CORP.)

Come now the parties, by counsel, and the Court having seen and examined the motion for change of venue from the county, heretofore filed, and being duly advised, now sustains said motion, and now by agreement of parties, this cause is sent on change of venue to Putnam County, Indiana.

STATE OF INDIANA)
VS) # 14929
DORSEY ELLIS)
CLAUDIA ELLIS)
HOME OWNER'S LOAN CORP.)

Come now the parties, by counsel, and the Court having seen

and examined the motion for change of venue from the county, heretofore filed, and being duly advised, now sustains said motion, and by agreement of parties, this cause is sent on change of venue to Putnam County, Indiana.

GERTRUDE RUTLEDGE, ADMINISTRATRIX)
OF THE ESTATE OF BERT C. RUTLEDGE,)
DECEASED.)
VS) # 15043 Judgt. vs Deft. for $6500.00 and Costs.
BOWMAN ELDER, RECEIVER, OF) J. D. 17, Page 190.
INDIANA RAILROAD)

Comes now the parties and plaintiff moves the court for judgment on the verdict of the jury, and the court being duly advised and informed in the premises now sustains said motion.

It is therefore ordered, adjudged and decreed by the court that the plaintiff, Gertrude Rutledge, Administratrix of the estate of Bert C. Rutledge, deceased, recover of and from the defendant, Bowman Elder, Receiver, of Indiana Railroad, the sum of $6500.00 her damages herein, together with her costs taxed at _____dollars and _____cents.

And now the parties, by counsel, being present, and the Court having seen and examined the motion of the defendant for new trial, heretofore filed, and being sufficiently advised in its premises, now overrules said motion, to which ruling of the Court the defendant at the time duly objects and excepts.

And now the defendant prays an appeal to the Appellate Court of Indiana. The Court being duly advised now grants said appeal, bond fixed at $8000.00 and sixty days are given in which to file bond and ninety days to file all Bills of Exceptions.

And now the defendant suggests the name of United States Casualty Company of New York as surety on said bond, which surety the Court now approves.

BUD WILLIAMSON, ET AL.)
VS.) No. 15055. Judgt. vs Deft. for $36.98 and Costs.
OLIVER BOYD.) E N T R Y J. D. 17, Page 190.
May 6, 1937.

Come now the parties and this cause having heretofore been submitted to the court for trial, on April 2, 1937, and the court having heard the evidence and the argument of counsel and being advised in the premises, finds for the plaintiffs and that said plaintiffs are entitled to recover of and from the defendant on the account sued on in this action, the sum of Thirty-six Dollars and Ninety-eight Cents ($36.98), together with all costs in this action.

Therefore, it is now adjudged and decreed by the court that the plaintiffs recover of and from the defendant Thirty-Six and 98/100 ($36.98) Dollars, together with costs assessed at Dollars and Cents.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Friday Morning, May 7th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

APPOINTMENT OF MEMBERS TO
COUNTY BOARD OF
REVIEW.

In compliance with the law, the title of which is, "An Act to amend Section 164, of an act entitled 'An Act concerning taxation, repealing all laws in conflict therewith, and declaring an emergency, Approved March 11, 1919.'", I, Horace L. Hanna, Judge of the Hendricks Circuit Court, State of Indiana, do hereby appoint the following persons as members of the County Board of Review of Assessments and the Equalizations of the Valuation of Real and Personal Property in Hendricks County, Indiana:

Claude Weakley	Eel River Township	Republican
H. E. Jenkins	Center Township	Democrat

Said appointments are each made for the anual session of said Board for the year 1937.

Horace L. Hanna
Judge Hendricks Circuit Court.

Dated May 7th, 1937.

STATE OF INDIANA ON RELATION)
OF L. F. SYMONS, Bank Com-)
missioner) ORDER AUTHORIZING RECEIVER TO
-VS-) NO. 13802. PAY WILLIAM A. BERRY $14.71.
PITTSBORO STATE BANK.) ENTRY.

Comes now, William A. Berry, and presents to the Court and files in connection with the estate of John W. Smith, a claim for $14.71 which petition is in the words and figures following to-wit: (H.I.).

And the Court having examined said petition and being sufficiently advised in the premises finds that there is due said William A. Berry on the next distribution to the heirs of the estate of John W. Smith the sum of $14.71 and said Receiver of said Bank is hereby authorized and directed to pay the sum of $14.71 to the said William A. Berry in accordance with the petition herein filed and approved.

All of which is finally ordered, adjudged and decreed by the Court.

GLEN BROWN, TRUSTEE)
VS) # 15121
PLAINFIELD BUILDING AND)
LOAN ASSOCATION.)

Comes now the plaintiff, by counsel, and by permission of the Court, files supplemental interrogatories herein numbered 15 to 32 both inclusive, and moves the Court to have said interrogatories answered on or before the 22nd day of May, 1937, which supplemental interrogatories are in the words and figures following, to-wit: (H.I.).

And the Court being duly advised, now sustains said motion, and the defendant is ordered to answer on or before May 22nd, 1937.

Friday, May 7th, 1937, and the 5th day of the May Term, 1937.

LELA A. ROARK)
VS) # 14469
OWEN E. ROARK)

Come now again the parties, in person and by counsel, and the hearing of evidence is continued and completed.

And the Court having heard the evidence in this cause, now takes said matter under advisement.

And court adjourned until 9:00 o'clock A. M. Saturday,

Record read and signed in open Court.

Horace L. Hanna, Judge.

Saturday, May 8th, 1937, and the 6th day of the May Term, 1937.

Saturday Morning, May 8th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

HARRY PRUITT)
VS) # 14832
TILLIE MAY PRUITT)

Comes now the plaintiff, by counsel, and files motion to modify the court's order, which motion is in the words and figures following, to-wit: (H.I).

Come now the firm of Geckler and Boyce, attorneys of Indianapolis, and John A. Kendall, attorney, representing the defendant in the above entitled cause, and files petitinn for attorney fees, which petition is in the following words and figures, to-wit: (Here Insert).

And the Court having heard evidence thereon and now being duly advised, finds that an order for plaintiff to pay into this Court the sum of twenty-five dollars to be drawn by said attorneys should be made, and that said payment should be made by plaintiff within thirty days from this date.

It is,therefore, ordered by the Court that the plaintiff pay into Court the sum of twenty-five dollars to be drawn by said attorneys, and that said payment be made by plaintiff within thirty days from this date.

CLARENCE HAMILTON)
VS) # 15029
UNITED TAXI CO., INC.)
HOWARD SELLERS)

Come now the defendants, United Taxi Company, Inc. and Howard Sellers, by counsel, and file motion for new trial in this cause, which motion is in the following words and figures, to-wit: (Here Insert).

CHARLES CARTER AND)
DONALD NEISWANGER, TRUSTEE)
VS) # 15048
AETNA LIFE INSURANCE COMPANY,)
ET AL.)

Comes now the defendant, Aetna Life Insurance Company, by counsel, and files affidavit for motion for change of Judge in the above entitled cause, which motion and affidavit is in the following words and figures, to-wit: (Here Insert).

LEON J. COOPER)
VS) # 15085
ELI AKER)

Comes now the defendant, by counsel, and files answer to plaintiff's amended complaint, which amended complaint is in the following words and figures, to-wit: (H.I.).

VIOLA DUNCAN, ADMINISTRATRIX OF THE)
ESTATE OF CORDELIA ANN MILLER, DECEASED)
VS) # 15191 Judgt. vs Pltf. for Costs.
WILFORD MANN AND) J. D. 17, Page 191
ORA MANN)

Comes now the plaintiff, by counsel, and moves the Court to dismiss this cause at plaintiff's costs. And the Court being duly advised, said motion is sustained and this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Viola Duncan, Administratrix of the Estate of Cordelia Ann Miller, deceased, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

PAULINE CARR)
VS) # 15126- Divorce Decree.
MARION W. CARR)

Comes now the plaintiff in the above entitled cause of action in her own proper person, and by her attorneys of record, and it appearing to the satisfaction of the court that the defendant, Marion W. Carr, has been served with summons by the Sheriff of Marion County, Indiana, for more than ten days before the return day fixed by endorsement on the plaintiff's complaint herein as the same is shown by the writ of summons issued herein to the Sheriff of Marion County, Indiana, and said Sheriff's return endorsed thereon, which writ of summons and return are in the following words and figures, to wit: (H.I.).

And now this cause coming on for hearing before the court and the defendant failing to appear either in person or by counsel is now three times loudly called in open court, but comes not and wholly makes default herein. And the Prosecuting Attorney for the 55th Judicial Circuit is now called, and appears and defends in this cause.

And now the issues being closed upon the plaintiff's complaint herein and the default of the defendant, said cause is submitted to the court for trial, finding, judgment and decree.

And the Court, having heard the evidence adduced by the plaintiff in support of the allegations contained in her complaint, and being fully advised and informed in the premises, doth now find for the plaintiff that she is entitled to an absolute divorce from the defendant for the reasons and causes therefor set forth in her complaint; the court further finds that she is entitled to have her former name of Pauline Fowler restored to her, and that she should pay the costs of this action.

It is therefore ordered, adjudged and decreed by the court that the bonds of matrimony heretofore existing between the plaintiff, Pauline Carr, and the defendant, Marion W. Carr, be and they are hereby dissolved and set aside and held for naught, and the court adjudges that the plaintiff be and she is hereby granted an absolute divorce from the said defendant.

The court further adjudges that the plaintiff's former name of Pauline Fowler be and the same is hereby restored to her.

And the court orders and adjudges that the plaintiff shall pay the costs of this action taxed at $13.35, which costs are now paid by the plaintiff.

All of which is hereby ordered and adjudged by the court and now this cause is at an end.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.
Horace L. Hanna ,Judge.

Monday Morning, May 10th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

MARY DAVEY, ADMINISTRATRIX OF)
THE ESTATE OF ROBERT DAVEY,)
DECEASED.)
VS) # 15183
W. D. KIBLER TRUCKING COMPANY,)
ET AL.)

Come now the defendants, by counsel, and severally demur to plaintiffs' complaint herein, which demurrer is in the following words and figures, to-wit: (Here Insert).

CHARLES K. RICE)
VS) # 15127
LORETTA RICE)

Comes now the defendant, by counsel, and files answer in general denial and also cross-complaint, which answer is general denial and also cross-complaint, are in the words and figures following, to-wit: (H.I.).

State's E. B.

STATE OF INDIANA)
VS) # 7751 Judgt. vs Deft. for $15.00 Fine and Costs.
MIKE KUCIC) J. D. 17, Page 191.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also Mike Kucic, the defendant, in his own proper person, and being duly arraigned in open Court enters his plea of guilty.

It is, therefore, now adjudged and decreed by the Court that the defendant, Mike Kucic, for the offense by him committed, be and he is fined in the sum of $15.00, and that he be and he is imprisoned in the State Farm for a period of thirty days, and that he pay the costs of this action, taxed at _____dollars and_____ cents.

RADER GOLAY)
VS) # 15105
CENTRAL PARKING GARAGE)

Comes now the plaintiff, by counsel, and moves the Court to dismiss this cause of action at the plaintiff's cost, the costs having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

JOHN MASON)
VS) # 14977
ETTA MASON)

Comes now the defendant, by counsel, and files answer to rule to show cause, which answer in in the following words and figures, to-wit: (Here Insert).

And come now the parties, in person and by counsel, and the Court hearing all of the evidence, now allows the defendant to go on his own recognizance, but the defendant is ordered to report to this Court on or before thirty days from this date.

RUTH YOUNG, ET AL.)
VS) # 14959 Judgt. vs Deft., Bonita Fox Larsh, Executrix of the Will of Thomas Hiram Coleman, Deceased, for Costs.
DOLLIE FOX, ET AL.) J. D. 17, Page 191.

Come now the plaintiffs by their attorney, Charles V. Sears, and moves the Court to dismiss this cause at the cost of the estate of Thomas Hiram Coleman, deceased.

And the Court being duly advised, now sustains said motion, and orders costs rendered against said estate.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and Bonita Fox Larsh, Executrix of the will of Thomas Hiram Coleman, Deceased, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

IN THE MATTER OF THE ESTATE OF)
HARRY BLACK, DECEASED.)

Comes now Gertrude Black, by counsel, and files her verified petition for repossession of guns, which petition is in the words and figures following, to-wit:

STATE OF INDIANA)
) SS:
HENDRICKS COUNTY)

TO THE HONORABLE HORACE L. HANNA, JUDGE OF THE HENDRICKS CIRCUIT COURT.

The undersigned would respectfully show to the court that she is the widow of Harry Black, deceased, and that she has administered upon his estate; that prior to the death of the said Harry Black he was the owner of two fire arms, a revolver and a small rifle. That said fire arms are now in the possession of the Sheriff of Hendricks County, Indiana, and this widow prays the court to authorize the Sheriff of said County to turn said fire arms over to her, who was given all of the personal property under the will of the said Harry Black, deceased. That said fire arms are not of much value but can be used by this affiant on the farm where she is now living.

Gertrude Black

Subscribed and sworn to before me this 10th day of May, 1937.

(SEAL) Thelma Francis

My commission expires: January 15th, 1939. Notary Public

And the Court having seen and examined said petition and being sufficiently advised in its premises, now approves the same and endorses his approval thereon which is as follows: "5-10-1937 Examined, approved and sheriff authorized to deliver guns to petitioner. Horace L. Hanna Judge."

And court adjourned until 9:00 o'clock A. M. Tuesday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Tuesday Morning, May 11th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7752
ANDERSON KIVETT)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Anderson Kivett, in his own proper person, and being duly arraigned in open Court, for his plea says he is not guilty.

And now the Court fixes the bond of the defendant at $5000.00.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Wednesday Morning, May 12th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

MARY B. DOUGLAS)
VS) # 15204
FRANK S. DOUGLAS)

Comes now the plaintiff, by counsel, and files complaint, which complaint is in the words and figures following, to-wit: (H.I.).

NOTICE BY PLAINTIFF FOR APPLICATION FOR ALLOWANCE

The defendant, in the above entitled cause, is hereby notified that on the 29 day of May, 1937, at 9:00 o'clock, A. M., the plaintiff will, at the courtroom of the Hendricks Circuit Court in the Town of Danville, Indiana, apply to the Judge of the Circuit Court for an order requiring the defendant to pay into court a sum of money to assist her in caring for and supporting their minor children during the pendency of this action, and for an order requiring the defendant to pay into court for her use money sufficient to pay her attorneys and to prosecute her action for a divorce.

Dated this 12th day of May, 1937.

WILLIAM E. YOUNG)
VS) # 15176
JOHN SCHENK, ET AL.)

Comes now the plaintiff, by counsel, and moves the Court to require the defendant to answer on or before May 24th, 1937.

And the Court being duly advised, now sustains said motion, and said defendant is ruled to answer on or before May 24th, 1937.

CHARLES E. ELMORE)
VS) # 15147
ROY LEONARD)

Comes now the defendant, by counsel, and files answer, and interrogatories to be answered by plaintiff, which answer and interrogatories are in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said interrogatories, the plaintiff is ruled to answer said interrogatories on or before May 20th, 1937.

SACKS BROS. FINANCE CO.)
VS) # 15079
ROY COFFMAN)

Come now the parties, in person and by counsel, and this cause being at issue, the same is now submitted to the Court for trial, finding, judgment and degree without the intervention of a jury.

And the Court having heard the evidence in this cause and argument of counsel, the Court now takes this matter under advisement.

IMPANELLING OF PETIT JURY FOR MAY TERM, 1937.

The Clerk of this Court is ordered to issue venire for the above named persons for petit jury, requiring them to be and appear in this Court on Thursday, May 13th, 1937, at the hour of 9:00 o'clock A. M. for jury service.

AMERICAN NATIONAL BANK AT INDIANAPOLIS, TRUSTEE UNDER A TRUST INDENTURE EXECUTED BY CENTRAL NEWSPAPERS, INC. AND OTHERS DATED JANUARY 1, 1937.

-vs-

AUGUST G. MUELLER, SECRETARY OF STATE OF INDIANA,

INDIANAPOLIS BROADCASTING, INCORPORATED,

BROADCASTING SALES CORPORATION OF INDIANA,

CENTRAL NEWSPAPERS, INC.,

EUGENE S. PULLIAM,
N. G. MASON,
EUGENE C. PULLIAM,
JESSE M. BATTERTON,
ALBERT M. CAMPBELL.

15205

D E C R E E

Judgt. vs Defts., Indianapolis Broadcasting, Incorporated, and Broadcasting Sales Corporation of Indiana, for Costs.

J. D. 17, Page 192.

Comes now again the plaintiff by its counsel, Edgar M. Blessing and comes also the defendant August G. Mueller, Secretary of State of Indiana by A. J. Stevenson Assistant Atty. General, and Joseph Hoffman, Atty., his counsel, and comes also the defendant Indianapolis Broadcasting, Incorporated, by its counsel Goodrich & Emison, its attorneys, and comes also the defendants, Broadcasting Sales Corporation of Indiana, Central Newspapers, Incorporated, Eugene S. Pulliam, N. G. Mason, Eugene C. Pulliam, Jesse M. Batterton and Albert M. Campbell by Ewing Emison, their attorney, and now each of said defendants waives the issuance and service of process and enter their general appearance in this cause of action and each of said defendants file answers of general denial to plaintiff's complaint herein, which general denials are each in the words as follows to-wit: (H.I.)

And now this cause being at issue is submitted to the court for trial, finding and decree without the intervention of a jury. And the court having heard the evidence and being duly advised in the premises finds that the defendant, August G. Mueller is the duly elected, qualified and acting Secretary of State of the State of Indiana, and is by law authorized to and charged with the administration of corporation laws of the State of Indiana.

The court further finds that the defendant, Indianapolis Broadcasting, Incorporated, is a corporation duly organized under the Indiana General Corporation Act of the State of Indiana, approved March 16th, 1929, and since its incorporation has been and is now actively engaged in business; and has offices and agents for the transaction of business in Hendricks and Marion Counties in the State of Indiana.

The the defendant, Broadcasting Sales Corporation of Indiana, is a corporation duly organized on the 16th day of January, 1936, under the General Corporation Act of the State of Indiana, approved March 16th, 1929, and since its incorporation has been and is now actively engaged in business, and has an office and agents for the transaction of business in Marion County, Indiana.

That the defendant, Central Newspapers, Incorporated, is a corporation duly organized on the 30th day of March, 1934, under the General Corporation Act of the State of Indiana, approved March 16th, 1929, and that since its incorporation it has been and is now actively engaged in business and has an office and agents for the transaction of business in Boone County, Indiana. That said last named defendant is the owner and holder of all of the issued and outstanding shares of capital stock of the defendants, Indianapolis Broadcasting, Incorporated, and Broadcasting Sales Corporation of Indiana.

That the defendants, Eugene C. Pulliam, N. G. Mason, Eugene S. Pulliam, Jesse M. Batterton and Albert M. Campbell are designated as the first Board of Directors of Indiana Broadcasting Corporation, hereinafter referred to.

The court further finds that the defendant, Central Newspapers, Incorporated, by a written trust indenture written January 1st, 1937, pledged, assigned, transferred and set over to the plaintiff, American National Bank at Indianapolis, Trustee, all of the shares of the capital stock of Indianapolis Broadcasting, Incorporated, and Broadcasting Sales Corporation of Indiana, to secure the payment of the indebtedness as therein provided. That the said indebtedness while not in default, is unpaid and said trust indenture is in full force and effect and that the indebtedness covered by said trust indenture is in the sum of $375000/oo.

The court further finds that on March 30th, 1937, without the knowledge, consent, approval or acquiescence of this plaintiff, the President and Secretary and Treasurer of the defendants, Indianapolis Boradcasting, Incorporated and Broadcasting Sales Corporation of Indiana executed certain articles attempting to effect a consolidation under the Indiana General Corporation Act of 1929 of the Indianapolis Boradcasting, Incorporated, and Broadcasting Sales Corporation, two of the defendant corporations hereinbefore referred to. That said articles attempting to effect said consolidation of said corporations were filed on the 30th day of March, 1937, in the office of the defendant August G. Mueller, Secretary of State of the State of Indiana, who by inadvertence approved the same and issued a paper purporting to be a certificate of consolidation of said defendant corporations, and thereafter on the 31st day of March, 1937, said articles of attempted consolidation of said corporations were filed in the office of the Recorder of Marion County, Indiana, and recorded in Record 277 at page 515. That on April 1st, 1937, said articles of attempted consolidation were filed inthe office of the Recorder of Hendricks County and recorded in Record 21 at pages 174-182.

That all matters and things by law required to be done and performed as conditions precedent to the attempted consolidation of Indianapolis Broadcasting, Incorporated and Broadcasting Sales Corporation of Indiana and the resulting attempted extinquishment of the corporate existence of said two corporations were not and never have been performed, carried out or effected either by the parties hereto or by any one of their behalf.

The court further finds that due to mutual mistake and inadvertence, the acts of the officials of the defendants, Indianapolis Broadcasting, Incorporated, and Broadcasting Sales Corporation of Indiana, were ineffective, invalid and void and that the attempt by said respective officials of said defendant corporations to consolidate said corporations were wholly without force or effect in law, and that the approval of said articles of consolidation by the defendant, August G. Mueller, Secretary of the State of Indiana, was wholly without force or effect and that the

attempted consolidation of said defendant corporations was and is now wholly ineffective.

The court further finds that no official act has been done or performed by the so called Indiana Broadcasting Corporation, nor has it performed any of the offices or functions of a corporation and that it is not a corporation under the laws of the State of Indiana, and has no corporate existence.

The court further finds that the Indianapolis Boradcasting, Incorporated, and the defendant, Broadcasting Sales Corporation of Indiana, and each of them are separate and distinct legal entities and that each of said corporations continue to have a complete corporat e existence with all of their corporate powers, incident thereto, and that said last named coporations are wholly uneffected by said attempted or purported consolidation.

It is, therefore, declared, ordered, adjudged and decreed by the court that the attempted consolidation of Indianapolis Broadcasting, Incorporated, and Boradcasting Sales Corporation of Indiana is null, void and of no effect in law or otherwise; that the attempted agreement of consolidation between said Indianapolis Broadcasting, Incorporated, and Broadcasting Sales Corporation of Indiana, and the terms and conditions of said attempted consolidation as set forth in the attempted articles of consolidation are null, void and of no effect in law or otherwise.

It is further declared, ordered, adjudged and decreed that the properties, assets, rights, privileges, immunities, powers, licenses, franchises, lands, tenements and hereditaments of each of said defendant corporations, Indianapolis Boradcasting, Incorporated, and Broadcasting Sales Corporation of Indiana, have not been divested by the attempted consolidation of said last named corporations and that said last named corporations have been and now are the sole owners of each and all of their respective properties, assets, rights, privileges, immunities, powers, licenses, franchises, lands, tenements and hereditaments the same as if no consolidation had been attempted.

It is further declared, ordered, adjudged and decreed that the Indianapolis Boradcasting, Incorporated, and Broadcasting Sales Corporation of Indiana are now each valid and legal corporations and are now and have continuously been entitled to the exercise of all of their corporate rights, powers and privileges as fully, amply and completely as though the said consolidation had never been attempted.

It is further declared, ordered, adjudged and decreed that the recording of a certified copy of this declaratory judgment, order and decree in the respective offices of the Recorders of Marion County and of Hendricks County in the State of Indiana, and the filing of such a copy in the office of the Secretary of State of Indiana, shall operate ipso facto to revoke and annul any and all acts of approval or authentication or certification by the Secretary of State of Indiana of said attempted consolidation of said two defendants, Indianapolis Broadcasting, Incorporated, and Broadcasting Sales Corporation of Indiana, and also the expunge from the records in the offices of the Recorders of said two respective counties all records of said attempted consolidation and of the approval thereof by the Secretary of State of Indiana.

Costs of this case to be taxed against the Indianapolis Broadcasting, Inc. and the Boradcasting Sales Corporation of Indiana.

And court adjourned until 9:00 o'clock A. M. Thursday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Thursday Morning, May 13th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7753
ROBERT THOMPSON)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Robert Thompson, in his own proper person, and being duly arraigned in open Court, pleads not guilty.

And now the Court fixes the defendant's bond at $200.00.

ROBERTA HUGHES)
VS) # 15170
THE ANCHOR MOTOR)
FREIGHT INC., A CORP.)

Comes now the plaintiff, by counsel, and moves the Court to require the defendant to answer complaint herein on or before May 27th, 1937.

And the Court now being duly advised, now sustains said motion, and the defendant is ruled to answer on or before May 27th, 1937.

M. A. ISAACS, TRUSTEE)
VS) # 12773
FLETCHER AMERICAN)
NATIONAL BANK)

Come now the defendants, by counsel, and move the Court to dismiss the second, third and fourth paragraphs of answer to plaintiff's complaint herein. And the Court being duly advised now sustains said motion.

Come now the parties, in person and by counsel, and this cause being at issue, the Sheriff of Hendricks County, is ordered to bring into open Court the following jurors for jury services, Harry Foster, Harold Knetzer, T. C. Kendall, Robert A. Pounds, Grant Martin, Walter Brumfield, Bruce Hamilton, Myron Herringlake, Thad Ryner, Maurice Wood, Glenn Groover and Frank Rhoades, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters thereof, who are duly and legally impanelled and sworn in open court to well and truly try the issues joined herein and a true verdict give according to the law and evidence introduced.

And after hearing a part of the evidence in this cause, the jury is permitted to separate under proper instructions as to their duty during separation until 9:00 o'clock A. M., May 14th, 1937.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Friday Morning, May 14th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7460
HARRY A. LEE)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to order a warrant issued for the arrest of said defendant, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion, and being duly advised in its premises, now sustains said motion and it is so ordered.

M. A. ISAACS, TRUSTEE)
VS) # 12773
FLETCHER AMERICAN NATIONAL BANK)

May 14, 1937. Come again the parties and their respective counsel, and comes also the jury, and the trial of the above cause is resumed and further evidence is heard. And now, at the conclusion of all of the evidence, both sides in open court announced that they rest. Plaintiff's counsel then stated that plaintiff wants to present to the Court a certain motion. The court then excused the jury, under the customary and proper instructions, in order to consider plaintiff's said motion and the arguments of counsel thereon. Thereupon, plaintiff presented to the court, and filed with the clerk thereof, in open court, his written motion for a directed verdict, which motion is in the words and figures as follows, to-wit: (H.I.) That court then inspected said motion and heard arguments of counsel thereon.

The defendants then moved the court to reopen the case for the purpose of permitting the defendants to offer and introduce in evidence defendants' Exhibit I, to which motion the plaintiff at the time objected. The court overruled plaintiff's objection and sustained the defendants' said motion, to which ruling of the court the plaintiff at the time excepted. Whereupon plaintiff renewed his motion that the court strike out from the record all of that testimony introduced by the defendants in this case, which related to conversations, negotiations and/or agreements between M. A. Isaacs, the plaintiff herein, Ralph Kane, Boyles and other persons, concerning the alleged oil well enterprise in Texas, referred to in said defendants' Exhibit I and which conversations, negotiations and/or agreements were had prior to or contemporaneously with the execution of said written instrument, marked Defendants' Exhibit I. The court sustained plaintiff's said motion, to which ruling of the court the defendants at the time separately and severally excepted.

The defendants' counsel then stated that in view of the court's sustaining plaintiff's said motion to strike out certain testimony given by the defendants, there would be no use in submitting the case to the jury, and that they, "the defendants, might as well make up the record now". And said defendants' counsel then and there further stated that, due to other important engagements at Crawfordsville and Indianapolis they, defendants' counsel, Mr. Edgar Blessing and Raymond Walker, could not be present in court Saturday morning, May 15, 1937, at the time the jury is instructed,

and they, defendants' said counsel, then and there consented that the jury be instructed in their absence.

Thereupon, the court, having seen and inspected plaintiff's said motion for a directed verdict, and having heard arguments of counsel thereon, and being duly advised in the premises, now sustains the same, to which ruling of the court the defendants at the time separately and severally except. And the plaintiff now, in open court tenders certain written instructions to the court, which are now examined by the court and by the defendants' counsel, and the court states that he would give same to the jury, at 8:30 A. M., May 15, 1937.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Saturday Morning, May 15th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

M. A. ISAACS, TRUSTEE,)
VS) # 12773
FLETCHER AMERICAN NATIONAL)
BANK, ET AL.)

May 15, 1937. Come now the plaintiff's counsel and comes now also the jury, and in accordance with the agreement of the parties made by their respective counsel in open court May 14, 1937, that the jury be instructed in the defendants' absence, the court now gives to the jury plaintiff's written instructions, numbered 1 - 2 and 3 respectively, which are in the words and figures as follows, to-wit: (H.I.). To the giving of each of which instructions the defendant separately and severally excepts. And the Court now orders said instructions filed and made a part of the record in this cause.

And the jury retires in charge of a sworn bailiff. And now the jury returns and brings in their verdict, which is in the words and figures as follows: "We, the jury, find for the plaintiff and assess his damages at $4300 together with interest thereon, from May 23, 1927, amounting to $2574.27, making a total of $6,874.27.

(signed) GRANT MARTIN
Foreman of the Jury

KAUL ROSENBERG)
VS) # 15162
JOSEPH A. BLACKBURN, ET AL.)

Comes now the plaintiff, by counsel, and files third amended complaint, which third amended complaint is in the words and figures following, to-wit: (H.I.).

GLEN BROWN, TRUSTEE)
VS) # 15121
PLAINFIELD BUILDING)
AND LOAN ASSOCIATION)

Comes now the defendant, by counsel, and files motion to strike out and reject interrogatories numbers 27, 28 and 29, which motion is in the following words and figures, to-wit: (H.I.).

JOHN S. DRYBREAD)
VS) # 15118
WILLIAM F. EVANS, ET AL.)

Comes now the defendant, International Harvester Company, Inc., by counsel, and files separate answer to plaintiff's complaint, which separate answer is in the words and figures following, to-wit: (H.I.).

VIRGIL H. DUNN)
VS) # 15108
HOWARD GIBBS)

Comes now the plaintiff, by counsel, and files amended complaint,

which amended complaint is in the words and figures following, to-wit: (H.I.).

LEON J. COOPER)
VS) # 15085
ELI AKER)

Comes now the defendant, by counsel, and moves the Court to publish all depositions in examination of Leon J. Cooper, deposition of Dr. Noel S. McBride, and deposition of V. G. Henderson.

And the Court being duly advised, now sustains said motion and so orders it.

SACKS BROS. FINANCE CO.)
VS) # 15079 Judgt. vs Pltf. for Costs.
ROY COFFMAN) J. D. 17, Page 192.

Comes now the plaintiff, by counsel, and moves the Court to dismiss this action at the cost of the plaintiff.

And the Court being duly advised, now sustains said motion and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Sacks Bros. Finance Company, is ordered to pay the costs of this action, taxed at _____ dollars and _____cents.

STATE OF INDIANA)
VS) # 7753 Judgt. vs Deft. for $25.00 Fine & Costs.
ROBERT THOMPSON) J. D. 17, Page 192.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Robert Thompson, in his own proper person, and now said defendant changes his plea of guilty as charged in the affidavit.

It is, therefore, now adjudged and decreed by the Court, that the defendant, Robert Thompson, for the offense by him committed, be and he is fined in the sum of twenty-five dollars and that he pay the costs of this action, taxed at _____ dollars and _____cents.

ORPHA WILEY McDONALD)
VS) # 15033 Judgt. vs Deft. for $191.09 and Costs.
ROBERT L. COOPER) J. D. 17, Page 192.

Come now the parties, in person and by counsel, and this cause being at issue, the same is now submitted to the Court for trial, finding, judgment and decree without the intervention of a jury.

And the Court having heard the evidence and being duly advised, finds for the plaintiff, that the allegations of the plaintiff's complaint are true, that there is due the plaintiff on the note sued upon the sum of $169.57 principal and interest and the further sum of $21.52 as attorneys' fees, and that the plaintiff is entitled to a judgment against the defendant, Robert L. Cooper, for a total of said two sums, $191.09, together with the costs for this action.

It is, therefore, considered, ordered and adjudged by the Court that the plaintiff have and recover of and from the defendant, Robert L. Cooper, the sum of

$191.09, together with the costs for this action, taxed at _____dollars and_____ cents.

And court adjourned until 9:00 o'clock A. M. Monday,

Record read and signed in open court.

Horace E. Hanna, Judge.

Monday Morning, May 17th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

LEON J. COOPER)
vs) # 15085
ELI AKER)

Come now the parties, in person and by counsel, and this cause being at issue, the Sheriff of Hendricks County, is ordered to bring into open Court the following jurors for jury services, to-wit: Harry F. Foster, Harold Knetzer, Tobe Kendall, Grant Martin, Robert A. Pounds, Walter K. Brumfield, Bruce Hamilton, Oscar E. Joseph, Myron H. Gerringlake, Thad Ryner, Morris Woods, and Frank Rhoades, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters thereof, who are duly and legally impanelled and sworn in open court to well and truly try the issues joined herein and a true verdict give according to the law and evidence introduced.

After hearing a part of the evidence in this cause, the jury is allowed to separate under proper instructions as to their duty during separation until 9:00 o'clock A. M. Tuesday, May 18th, 1937.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.
Horace L. Hanna., Judge.

Tuesday Morning, May 18th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

FRANK CLIFT OLIVE)
VS) # 14964
NEW ENGLAND MUTUAL)
LIFE INSURANCE CO.,)
A CORPORATION.)

Comes now the defendant, by counsel, and files motion to strike out plaintiff's amended complaint, which motion is in the words and figures following, to-wit: (H.I.).

CHARLES E. ELMORE)
VS) # 15147
ROY LEONARD)

Comes now the plaintiff, by counsel, and asks and moves the Court for an extention of three days in answering interrogatories.

And the Court being duly advised, now grants said motion and the plaintiff is given such extention of time.

LEON J. COOPER)
VS) # 15085
ELI AKER)

Come now again the parties, in person and by counsel, and the jury is again now brough into Court and the evidence is continued and concluded.

The plaintiff tenders instructions numbered one to four both inclusive, and the Court indicates that he will refuse to give instruction number four and to the refusal of which the plaintiff objects and excepts. The defendant now tenders instructions numbered one to ten both inclusive, and the Court indicates that he will refuse to give defendant's instructions numbered one, two, four, six, nine and ten, and to the refusal of each of which the defendant objects and excepts.

Arguments are heard, and at the close of the argument, the plaintiff in this cause tendered his instructions in writing, numbered from one to four insluvie, and requests that the Court give each of said instructions; and the defendant now tenders its instructions in writing, numbered from one to ten, both inclusive, and requests the Court to give each of said instructions. And now the Court gives to the jury of his own motion instructions numbered 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17, and to the giving of each instruction so given by the Court of his own motion, plaintiff and defendant each except as to each instruction separately and severally.

And now the Court gives instructions numbered one, two and three tendered by the plaintiff and refuses to give instruction numbered four of the instructions tendered by the plaintiff and now the defendant excepts to the giving of instructions numbered one, two and three tendered by the plaintiff and to each of said instructions separately and severally; and the plaintiff excepts to the refusal of the Court to give the instruction numbered four tendered by the plaintiff. And now the Court gives in-

structions numbered three, five, seven and eight tendered by the defendant and refuses to give instructions numbered one, two, four, six, nine and ten tendered by the defendant. The plaintiff now excepts to the giving of instructions numbered three, five, seven and eight and to each of them tendered by the defendant; and the defendant now excepts to the refusal of the Court to give instructions numbered one, two, four, six, nine and ten tendered by defendant and to each of them separately and severally.

And now the Court signs the instructions given of the Court by its own motion and, also, signs the instructions tendered by the plaintiff and the instructions tendered by the defendant, indicating those "given" and those "refused" and all of the instructions including those given by the Court and those tendered by the plaintiff and those tendered by the defendant, and now orders all of said instructions including those given and refused filed and made a part of the record in this cause, which is now done, which instructions are in the words and figures following, to-wit: (H.I.).

And now the jury retires in charge of a sworn officer to deliberate.

And afterwards the jury is again conducted into Court and returs a verdict for the defendant, which verdict is in the words and figures following, to-wit:

State of Indiana, In the Hendricks Circuit Court,
Hendricks County, SS: May Term, 1937.

Leon J. Cooper
vs. No. 15085.
Eli Aker. VERDICT OF THE JURY.

We, the Jury, find for the defendant.

Harold M. Knetzer
Foremand of the Jury.

And now the jury is discharged from further duties in this cause.

And court adjourned until 9;00 o'clock A. M. Wednesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Wednesday Morning, May 19th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

JAMES C. RAGSDALE)
VS) # 15153
ALONZO A. SWITZER)

Comes now the plaintiff, by counsel, and files affidavit and motion for change of venue from Hendricks County, Indiana, which affidavit and motion are in the words and figures following, to-wit: (H.I.).

ESTHER A. DODDS, ET AL.)
VS) # 15197
JOHN A. STEVENS)

Come now the plaintiffs, Edgar M. Cowin and Esther A. Dodds, by counsel, and file affidavit and motion for change of venue from Hendricks County, Indiana, which affidavit and motion is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7727
ALBERT HUNT)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and files amended affidavit, which amended affidavit is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7755
WILEY STONE)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Wiley Stone, in his own proper person, and being duly arraigned in open Court, enters his plea of not guilty of assault and battery with intent to murder.

And the Court fixes said defendant's bond at $5000.00.

STATE OF INDIANA)
VS) # 7756 Judgt. vs Defendant for $10.00 Fine & Costs.
O. C. WALLACE) J. D. 17, Page 193.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, O. C. Wallace, in his own proper person, and being duly arraigned in open Court, enters his plea of guilty.

It is, therefore, now adjudged and decreed by the Court that the defendant, O. C. Wallace, for the crime by him committed be and he is fined the sum of $10.00, and that he be and he is committed to the Penal Farm for a term of thirty days, and that he pay the costs of this action, taxed at _____dollars and_____ cents.

STATE OF INDIANA ON RELATION)
OF WENDALL R. FUSON, AUDITOR)
OF HENDRICKS COUNTY, INDIANA.)
VS) # 15177
BOONE PORTER AND LILLUS PORTER.)

Comes now the plaintiff, by counsel, and dismisses this cause at the plaintiff.

It appearing to the Court that the costs have heretofore been paid on dismissal, this cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

ALVA LLOYD)
VS) # 15178
LAFAYETTE, INDIANAPOLIS,)
TRANSIT COMPANY, ET AL.)

Come now the parties, in person and by counsel, and this cause being at issue, the defendant, Lafayette, Indianapolis Transit Company, moves that the examination of plaintiff be published. And the Court being duly advised now sustains said motion and said examination is ordered published.

And now the Sheriff of Hendricks County, is ordered to bring into open Court the following jurors for jury services, to-wit: Harry Foster, Harold Knetzer, Tobe Kendall, Grant Martin, Robert A. Pounds, Walter Brumfield, Bruce Hamilton, Glenn Groover, Myron Herringlake, Roscoe Leak, Thad Ryner and Morris Woods, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters thereof, who are duly and legally impanelled and sworn in open court to well and truly try the issues joined herein and a true verdict give according to the law and evidence introduced.

And after hearing a part of the evidence in this cause, the jury is allowed to separate under proper instructions from Court as to their duty during separation until 9:00 o'clock A. M. May 20th, 1937.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Thursday Morning, May 20th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

NELLIE WISCHMEYER)
VS) # 15163
EARL WISCHMEYER ET AL.)

Come now the defendant, by counsel, and file demurrer to plaintiff's complaint, which demurrer is in the words and figures following, to-wit: (H.I.).

ALVA LLOYD)
VS) # 15178
LAFAYETTE, INDIANAPOLIS)
TRANSIT COMPANY)

Come now the parties, in person and by counsel, and the jury is againt brought into Court and the taking of evidence is continued.

After hearing a part of the evidence in this cause, the jury is allowed to separate under proper instruction from the Court as to their duty during separation until 9:00 o'clock A. M., May 21st, 1937.

ISABELLE MARY WATKINS,)
BY CHARLES R. WATKINS,)
HER NEXT FRIEND,)
PLAINTIFF,)
VS.) CAUSE NO. 15160
VONNEGUT HARDWARE CO.,) E N T R Y
WILLIAM PAYTON,)
DEFENDANTS.)

Comes now the plaintiff, by Slaymaker, Merrell and Locke, her attorneys, and come also the defendants, Vonnegut Hardware Co. and William Payton, by Fenton, Steers, Beasley and Klee, their attorneys, and the plaintiff, by her attorneys, in open court moves the court to reconsider the ruling of the court heretofore made upon defendants' motion to strike out parts of plaintiff's amended complaint, and the court does now sustain said motion to reconsider and does now set aside the ruling of the court heretofore made, striking out that part of plaintiff's amended complaint as found on page 5, line 24 thereof, to-wit:

"and that she has an expectancy of, to-wit,
forty-eight (48) years"

as referred to in specification 2 of defendants' said motion to strike out parts of plaintiff's amended complaint, and the court does now overrule defendants' motion to strike out parts of said amended complaint, and defendants, and each of them, are ruled to answer plaintiff's amended complaint.

And come now the defendants and tender and file their separate and several answer in general denial in plaintiff's amended complaint, which answer is in the words and figures following, to-wit: (H.I.).

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Friday Morning, May 21st, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

ALVA LLOYD)
VS) # 15178
LAFAYETTE, INDIANAPOLIS)
TRANSIT COMPANY)

Comes now again the parties, in person and by counsel, and the jury is again brought into Court and the taking of evidence is continued.

After hearing a part of the evidence in this cause, the jury is allowed to separate under proper instructions from the Court as to their duty during separation until 9:00 o'clock A. M., May 22nd, 1937.

STATE OF INDIANA)
VS) # 7739 Judgt. vs Deft. for Costs.
RAVENELLE FIELDS) J. D. 17, Page 193.

Comes now the State of Indiana by John M. Kelley, Deputy Prosecutor of Marion County, Indiana, and John A. Kendall, Prosecuting Attorney of Hendricks County, Indiana, and comes also the defendant, Ravenelle Fields, in his own proper person and by his attorneys W. S. Henry and E. M. Blessing, and now the defendant changes his plea of the inditement herein from that of not guilty to guilty of involuntary manslaughter, and on recommendation of the said prosecuting attorneys, the Court now finds the defendant, Ravenelle Fields, guilty of the charge of involuntary manslaughter, that his true age is twenty-six years, that the said defendant shall be imprisoned in the Indiana State Prison for not less than one year nor more than ten years, and that he pay the costs of this action.

It is, therefore, considered, ordered and adjudged by the Court that the defendant, Ravenelle Fields, for the offense of involuntary manslaughter, be and he is imprisoned in the Indiana State Prison for a period not less than one year or more than ten years, and that the pay the costs of this action, taxed at _____dollars and____ cents.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Saturday Morning, May 22nd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

CHARLES E. ELMORE)
VS) # 15147
ROY LEONARD)

Comes now the plaintiff, by counsel, and files demurrer to second paragraph of defendant's answer, which demurrer is in the words and figures following, to-wit: (H.I.).

GLEN BROWN, TRUSTEE)
VS) # 15121
PLAINFIELD BUILDING AND)
LOAN ASSOCIATION)

Comes now the defendant, by counsel, and moves the Court for extention of time to answer interrogatories.

And the Court being duly advised, now sustains said motion and said defendant is given until June 5th, 1937.

CORNELIUS A. DISNEY)
VS) # 15089
JOHN RUSSELL PARRISH)

Comes now the defendant, by counsel, and files affidavit and motion for change of venue from Hendricks County, Indiana, which affidavit and motion are in the words and figures following, to-wit: (H.I.).

PHELPS LUCAS)
VS) # 15010
THE NATIONAL LIFE AND)
ACCIDENT INSURANCE)
COMPANY OF NASHVILL,)
TENN., ET AL.)

Comes now the plaintiff, by counsel, and files reply to defendant's answer to plaintiff's complaint, which reply is in the words and figures following, to-wit: (H.I.).

JAMES F. BERRY)
VS) # 15002
GUSSIE BERRY)

Comes now the defendant, by counsel, and files affidavit and motion for change of venue from the Judge, and that the Clerk of the Supreme Court be notified of this motion and that he designate a list of names from which said Judge will be selected, which affidavit and motion are in the words and figures following, to-wit: (H.I.).

ALVA LLOYD)
VS) # 15178
LAFAYETTE, INDIANAPOLIS)
TRANSIT CO., ET AL.)

Come now again the parties, in person and by counsel, and the jury is again brought into Court and the taking of evidence is continued ~~and~~ completed.

And now the plaintiff dismisses this cause as to the defendants, Cecil Riggle and Roscoe Burton.

The defendant, Lafayette, Indianapolis Transit Company, tenders one instruction numbered one, and the Court indicates that he will give said instruction. No instructions are tendered by the plaintiff or the defendant, Thurman Ramsey.

Arguments are heard, and at the close of the arguements, the defendant, Lafayette, Indianapolis Transit Company, tendered his instruction in writing numbered one, and requests the Court to give said instruction, and the Court gives to the jury of his own motion instructions numbered 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22 and 23, and to the giving of each instruction as given by the Court of its own motion, plaintiff and defendants, Lafayette, Indianapolis Transit Company and Thurman Ramsey, each excepts as to each instruction separately and severally. And now the Court gives instruction numbered one tendered by the defendant Lafayette, Indianapolis Transit Company, and now the defendant, Thurman Ramsey and the plaintiff each excepts to the giving of said instruction separately and severally.

And now the Court signs the instructions given of the Court by its own motion and also signs the instruction tendered by the defendant, Lafayette, Indianapolis Transit Company, indicating the one "given" there were no instructions refused and all of the instructions including those given by the Court and the one tendered by the defendant Lafayette, Indianapolis Transit Company, being all of the instructions in this cause, and now orders all of said instructions filed and made a part of the record in this cause, which are in the words and figures following, to-wit: (H.I.).

And now the jury retires in charge of a sworn officer to deliberate.

And afterwards the jury is again conducted into Court and returns a verdict, which verdict is in the words and figures following, to-wit:

STATE OF INDIANA, IN THE HENDRICKS CIRCUIT COURT,
HENDRICKS COUNTY, SS: MAY TERM, 1937.

Alva Lloyd)
vs.) No. 15178
Lafayette Indianapolis Transit) VERDICT OF THE JURY.
Company.)
Thurman Ramsey.)

We, the Jury, find for the plaintiff, against the defendant, Thurman Ramsey, and assess his damages in the sum of $900.00. We also find for the defendant, Lafayette Indianapolis Transit Company.

Grant Martin,
Foreman of the Jury.

And now the jury is discharged from further duties in this cause.

And court adjourned until 9:00 o'clock A. M. Monday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Monday Morning, May 24th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

VALIER & SPIES MILLING CO.)
VS) # 15161
CITY OF INDIANAPOLIS)

Comes now the defendant, by counsel, and files affidavit and motion for change of venue from Hendricks County, Indiana, which affidavit and motion are in the words and figures following, to-wit: (H.I.).

KARL ROSENBERG)
VS) # 15162
JOSEPH A. BLACKBURN, ET AL.)

Comes now the defendant, Curtis Storage and Transportation Company, by counsel, and files motion to strike out parts of the third amended complaint, which motion is in the words and figures following, to-wit: (H.I.).

WILLIAM E. YOUNG)
VS) # 15176
JOHN SCHENK, ET AL.)

Comes now the defendant, by counsel, and asks leave for seven days additional time to answer motion.

And the Court being duly advised, now grants the same, and the defendant is ruled to answer on or before June 1st, 1937.

PHELPS LUCAS)
VS) # 15010
THE NATIONAL LIFE AND)
ACCIDENT INSURANCE)
COMPANY OF NASHVILLE,)
TENNESSEE, ET AL.)

Comes now the plaintiff, by counsel, and moves the Court that all depositions be published. And the Court being duly advised, now sustains said motion.

And come now the parties, in person and by counsel, and this cause being at issue, the Sheriff of Hendricks County, is ordered to bring into open Court the following jurors for jury services, to-wit: Fred Rhoads, Harold Knetzer, Walter Ballard, Grant Martin, Clinton Meyers, Bruce Hamilton, Thad Ryner, Morris Woods, Glenn Durham, Glenn Groover, Harry F. Foster and Tobe Kendall, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters thereof, who are duly and legally impanelled and sworn in open court to well and truly try the issues joined herein and a true verdict give according to the law and evidence introduced.

And after hearing a part of the evidence in this cause, the jury is allowed to separate under proper instructions from the Court as to their duties during separation until 9:00 o'clock A. M., May 25th, 1937.

STATE OF INDIANA)
VS) # 7755
WILEY STONE)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Wiley Stone, in his own proper person, and now the defendant in open Court changes his plea from not guilty to guilty of the charge in said affidavit of assault and battery with intent to murder.

The Court now reserves sentence and commits said defendant to jail.

STATE OF INDIANA)
VS) # 7755 Judgt. vs Deft. for Costs.
WILEY STONE) J. D. 17, Page 193.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Wiley Stone, in his own proper person, and the Court being duly advised, finds that said defendant is forty-five years of age.

It is, therefore, now adjudged and decreed by the Court that the defendant, Wiley Stone, be and he is imprisoned in the State Prison for not less than one year nor more than ten years, and that he pay the costs of this action, taxed at_____ dollars and _____cents.

STATE OF INDIANA)
VS) # 7287
PAUL A. VITTETOW)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and informs the Court that there is an order against this defendant to pay to the Clerk of the Hendricks Circuit Court, money for the support of his children, that said defendant, Paul A. Vittetow, has not complied with said order, and moves the Court to order warrant issued for his arrest, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion, now sustains the same, and warrant is ordered issued for the defendant's arrest.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Tuesday Morning, May 25th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

PHELPS LUCAS)
VS) # 15010
THE NATIONAL LIFE AND)
ACCIDENT INSURANCE)
COMPANY OF NASHVILLE,)
TENN., ET AL.)

Come now the parties, in person and by counsel, and the jury is again brought into Court, and the evidence is continued and plaintiff rests.

And now the defendant moves the Court to instruct the jury to find for the defendant. And the Court being duly advised, now overrules said motion, to which ruling of the Court the defendant duly objects and excepts.

Evidence is completed and the jury is allowed to separate under proper instructions as to their duty during separation, until 9:00 o'clock A. M., May 26th, 1937.

OLIVER WESTERFIELD)
VS) # 15217 ORDER OF ATTACHMENT
CLEADY WESTERFIELD)

THE STATE OF INDIANA TO THE SHERIFF OF HENDRICKS COUNTY:

You are hereby commanded to seize and take into your possession and into your control, the property of the defendant in the above entitled cause in your county, not exempt from execution or a sufficient amount thereof that will pay and satisfy the claim of the plaintiff in the above entitled cause of action in the sum of $240.00, with costs of this action, and you will return this order, with your proceedings thereon, when fully executed or discharged.

In Witness Whereof, I have hereunto set my hand and set the seal of this court this 25th day of May, 1937.

(SEAL)

Walter E. Hadley
Clerk of Hendricks Circuit Court

OLIVER WESTERFIELD)
VS) # 15217
CLEADY WESTERFIELD)

Comes now the plaintiff, by counsel, and files affidavit for publication of notice to non-resident defendant, which affidavit is in the words and figures following, to-wit: (H.I.), and fixes the return day thereon as September 1st, 1937.

And now the Court orders that legal notice be given defendant by publication, making the same returnable on said day.

CHARLES E. ELMORE)
VS) # 15147
ROY LEONARD)

Comes now the plaintiff, by counsel, and files motion to strike out defendant's interrogatories propounded to plaintiff, which motion is in the words and figures following, to-wit: (H.I.).

NEAL HOWE)
VS) # 15135 Judgt. vs Pltf. for Costs.
ALBERT E. SCHUMAKER, ETC.,) J. D. 17, Page 193.
ET AL.)

Comes now the plaintiff, by counsel, and moves the Court to dismiss this cause, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion, now sustains the same and dismisses this cause all at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Neal Howe, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

GOLDIE V. ROBBINS)
VS) # 15113
PENNSYLVANIA RAILRAOD)
COMPANY.)

Comes now the plaintiff, by counsel, and files amended complaint by leave of Court, which amended complaint is in the words and figures following, to-wit: (H.I.).

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Wednesday Morning, May 26th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

MYRLE GRANTHAM)
VS) # 14618 ORDER
OTTO WOLLENWEBER)
MARY E. WOLLENWEBER)

The plaintiff in the above cause having this day filed her petition before this court asking that Archie J. Kahl be appointed as a temporary receiver in the above matter for the purpose of receiving a check in the sum of $63.89 now being held by the local Conservation agencies of the Department of Agriculture, and the court being duly advised in the premises finds that said appointment should be made.

WHEREFORE, it is the order of this court that Archie J. Kahl be appointed temporary receiver in the above cause, that he is directed and ordered to receive a check in the sum of $63.89 now being held by the local Conservation officials in Danville, Indiana, of the Agricultural Department. That he is hereby ordered and directed to properly receipt for the same; that he is likewise further ordered to endorse said check by proper endorsement thereon, and deliver the same to the plaintiff herein, Myrle Grantham, or her attorney of record, Martin L. Conrad, upon a credit being made in the sum of $63.89 by the plaintiff herein, by and through her attorney of record, Martin L. Conrad, on the deficiency judgment taken in the above entitled cause against the defendants herein; that upon the plaintiff herein or her attorney of record, Martin L. Conrad, endorsing the credit upon said judgment as heretofore related, as the same exists in the judgment dockets here in Hendricks County, and said check properly endorsed is ordered surrendered to the plaintiff or her attorney, Martin L. Conrad, and immediately thereafter, receiver is ordered to file his report in this matter setting forth the acts so performed for the approval of this court.

MYRLE GRANTHAM)
VS) # 14618 ORDER
OTTO WOLLENWEBER)
MARY E. WOLLENWEBER)

The court having examined the final report filed by Archie J. Kahl, as temporary receiver, in the above matter and finds that the acts have been performed for which the receiver had been appointed, hereby approves the same and discharges said receiver.

PHELPS LUCAS)
VS) # 15010
THE NATIONAL LIFE & ACCIDENT)
INSURANCE COMPANY OF NASHVILLE,)
TENN., ET AL.)

Comes now the plaintiff, by counsel, and moves the Court to dismiss this cause as to John A. Beatty, Resident Agent. And the Court being duly advised, now sustains said motion and this cause is dismissed as to John A. Beatty, Resident Agent.

Come now again the parties, in person and by counsel, and the jury is again brought into Court. The plaintiff tenders instructions numbered one and two, and the Court indicates that he will refuse to give said instructions one and two and to the refusal of each of which the plaintiff objects and excepts. The defendant now tenders instructions numbered one to seven both inclusive and the Court indicates that he will give instructions number two tendered by the defendant and the Court indicates he will refuse to give instructions numbered one, three, four, five, six, and seven tendered by the defendant, and to the refusal of each of which the defendant objects and excepts.

Arguments are heard, and at the close of the arguments, the plaintiff in this cause tendered his instructions in writing, numbered one and two, and requests the Court to give each of said instructions; and the defendant now tenders it's instructions in writing, numbered one to seven both inclusive, and requests the Court to give each of said instructions.

And now the Court gives to the jury of his own motion instructions numbered 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18 and 19, and to the giving of each instruction so given by the Court of his own motion, plaintiff and defendant each excepts as to each instruction separately and severally. And now the Court gives instruction number two tendered by the defendant and refuses to give instructions numbered 1, 3, 4, 5, 6 and 7, of the instructions tendered by the defendant, and now the plaintiff excepts to the giving of instruction numbered two, tendered by the defendant, and the defendant excepts to the refusal of the Court to give each of the instructions numbered 1, 3, 4, 5, 6 and 7 tendered by the defendant. And now the Court refuses to give instructions numbered one and two tendered by the plaintiff and now the plaintiff excepts to the refusal of the Court to give each of the instructions numbered one and two tendered by the plaintiff, and to each of them separately and severally.

The Court now signs the instructions given of the Court by its own motion, and also, signs the instructions tendered by the plaintiff and the instructions tendered by the defendant, indicating those "given" and those "refused" and all of the instructions inluding those given by the Court and those tendered by the plaintiff and those tendered by the defendant, and now orders all of said instructions inluding those given and refused filed and made of the record in this cause, which is now done, which are in the words and figures following, to-wit: (H.I.).

The jury now retires in charge of a sworn officer to deliberate.

And afterwards, the jury is again conducted into Court and returns a verdict for the defendant, which verdict is in the words and figures following, to-wit:

State of Indiana, In the Hendricks Circuit Court,
Hendricks County, SS: May Term, 1937.

Phelps Lucas)
vs.) No. 15010.
The National Life & Accident)
Insurance Company of Nashville,) VERDICT OF THE JURY.
Tennessee,)
John A. Beatty, Resident Agent.)

We, the Jury, find for the defendant.

T. C. Kendall
Foreman of the Jury.

And now the jury is discharged from further duties in this cause.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Thursday Morning, May 27th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

ROBERTA HUGHES)
VS) # 15170
THE ANCHOR MOTOR)
FREIGHT INC., A)
CORPORATION)

Comes now the defendant, by counsel, and files motion to strike out parts of complaint, which motion is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7299
ORLA CLINE)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and informs the Court that the defendant herein has not complied with the order of this Court in meeting his payments for support of his child, and moves the Court to order warrant issued for the arrest of the defendant and that said order be increased, which motion is in the words and figures following, to-wit: (H.I.).

And the Court being duly advised, now orders warrant issued for the defendant, Orla Cline.

GOLDIE V. ROBBINS)
VS) # 15113
PENNSYLVANIA RAILROAD)
COMPANY)

Comes now the defendant, by counsel, and files motion to strike out parts of the complaint, which motion is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains the same.

Said defendant now files verified motion for continuance of this cause, which motion is in the following words and figures, to-wit: (Here Insert). And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains said motion, to which ruling of the Court the plaintiff separately and severally objects and excepts.

This cause is now continued to June 1st, 1937, at 9:00 o'clock A. M.

KATHERINE GRIMES)
VS) # 14727
RAY GRIMES)

Comes now the plaintiff, by counsel, and upon her motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

S. C. MORRILL)
VS) # 14600
OSCAR L. HITTLE)

It appearing to the Court that the defendant, Oscar L. Hittle, is now deceased, on motion of S. C. Morrill, attorney of record, this cause is now dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

ESTHER A. DODDS, ET AL.)
VS) # 15197
JOHN A. STEVENS)

Come now the parties, by counsel, and said parties being unable to agree upon a county to venue this cause, the parties now strike the counties adjoining Hendricks County, Indiana, and Montgomery County remaining, this cause is now venued to Montgomery County, Indiana, and ten days are given to perfect change and pay costs thereof.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Friday Morning, May 28th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

HOMER SELCH)
VS) # 14955
WILLIAM M. CARRIER)
AND PHEBE A. CARRIER)

Come now the defendants, by counsel, and file answer and cross-complaint in three paragraphs, which answer and cross-complaint are in the words and figures following, to-wit: (H.I.).

VIRGIL H. DUNN)
VS) # 15108
HOWARD GIBBS)

Comes now the defendant, by counsel, and files answer in two paragraphs, the second paragraph being designated cross-complaint, which answer and cross-complaint are in the words and figures following, to-wit: (H.I.).

CHARLES K. RICE)
VS) # 15127.
LORETTA RICE)

Come now the parties, in person and by counsel, and this cause being at issue, the same is now submitted to the Court for trial, finding, judgment and decree without the intervention of a jury.

And now the Court hears a part of the evidence in this cause.

CHESTER L. HEFLIN, ADMINISTRATOR)
OF THE ESTATE OF JOSEPH HEFLIN,)
DECEASED.)
VS) # 15167
LOOSE-WILES BISCUIT COMPANY AND)
HOWARD WILLIAMS)

Comes now the plaintiff, by his attorney, and moves the Court to dismiss this cause, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion and being sufficiently advised, now sustains said motion, and this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Saturday Morning, May 29th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

JAMES F. BERRY)
VS) # 15002
GUSSIE BERRY)

Comes now the Clerk of this Court and reports to the Court that the Clerk of the Supreme Court of Indiana, had duly submitted to the Clerk of this Court a list of three competent disinterested persons, which communication from said Clerk of the Supreme Court is in the following words and figures, to-wit: (Here Insert).

And now the Clerk of this Court reports to the Court that the attorney for the plaintiff struck from said list Honorable Omer O'Harrow, and the defendant struck from said list Honorable C. C. Gillon, which left the name of Honorable Edgar A. Rice, and the Clerk of this Court notifies the Court that he has notified Honorable Edgar A. Rice of his appointment.

GLEN BROWN, TRUSTEE)
VS) # 15121
PLAINFIELD BUILDING AND)
LOAN ASSOCIATION)

Comes now the defendant, by counsel, and the Court having seen and examined the motion of the defendant to strike out and reject interrogatories numbered respectively, number 27, number 28 and number 29, heretofore filed by the plaintiff, and being sufficiently advised in its premises, now sustains the same, to which ruling of the Court the plaintiff now objects and excepts.

CHARLES K. RICE)
VS) # 15127
LORETTA RICE)

Come now the parties, in person and by counsel, and this cause is continued and completed, and the Court takes this matter under advisement.

WILLIAM E. YOUNG)
VS) # 15176
JOHN SCHENK, ET AL.)

Come now the defendants, by counsel, and file answer in two paragraphs, which answer is in the words and figures following, to-wit: (H.I.).

CLARENCE HAMILTON)
VS) # 15029
UNITED TAXI CO., INC., ET AL.)

Come now the parties, by counsel, and arguments are heard on motion for new trial. And after hearing the arguments, the Court now takes this matter under advisement.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Tuesday Morning, June 1st, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

HOMER SELCH)
VS) # 14955
WILLIAM M. CARRIER)
and PHEBE A. CARRIER)

Come now the parties, in person and by counsel, and this cause being at issue, the same is now submitted to the Court for trial, finding, judgment and decree without the intervention of a jury.

And the Court having heard a part of the evidence in this cause, Court adjourned to meet at 9:00 o'clock A. M., Tuesday, June 2nd, 1937.

ARTHUR A. COSGROVE)
VS) CAUSE NO. 15173
MONROE GRANT) O R D E R

Comes now the defendant, Monroe Grant, by his attorneys, and files his duly verified petition for a physical examination of the plaintiff in the above entitled cause of action, which petition is as follows:

(H. I.)

And the court having examined said petition and being fully advised in the premises, finds that said ptition, and the prayer of said petition, should be granted, and that competent physicians should be appointed to make a physical examination of the plaintiff in order to testify in this cause as witnesses upon the subject of his present physical condition with reference to the injuries alleged in plaintiff's complaint.

IT IS THEREFORE ordered, adjudged and decreed by the court and the agreement of parties that Dr. Lewis Armstrong and Dr. Joe Gibbs are hereby appointed physicians to make a full and complete examination of Arthur A. Cosgrove, plaintiff, especially with reference to the personal injuries alleged in plaintiff's complaint.

It is further ordered and decreed by the court that the plaintiff be, and he is hereby ordered to appear at the office of Dr. Lewis Armstrong, in the City of Danville, Hendricks County, Indiana, at 4 o'clock P.M, on the 2nd day of June, 1937, for the purpose of submitting himself to such examination.

STATE OF INDIANA)
VS) # 7759 Judgt. vs Deft. for $10.00 Fine and Costs.
EARL SHELLEY) J. D. 17, Page 194.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Earl Shelley, in his own proper person, and being duly arraigned in open Court, enters his plea of guilty.

It is, therefore, adjudged by the Court that the defendant, Earl Shelley, for the crime by him committed, be and he is fined in the sum of $10.00, and that he pay the costs of this action, taxed at _____dollars and _____cents.

STATE OF INDIANA)
VS) # 7758 Judgt. vs Deft. for $5.00 Fine & Costs.
CHARLES HARDY) J. D. 17, Page 194.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Charles Hardy, in his own proper person, who being duly arraigned in open Court, enters his plea of guilty of public intoxication.

It is, therefore, now adjudged and decreed by the Court that the defendant, Charles Hardy, for the offense by him committed be and he is fined in the sum of $5.00, and that he pay the costs of this action, taxed at _____dollars and_____ cents.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Wednesday Morning, June 2nd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

CITIZENS BUILDING LOAN FUND)
AND SAVINGS ASSOCATION,)
DANVILLE, INDIANA.)
VS) # 14850
FRED C. ROWELL, ET AL.)

Comes now the receiver, herein, and files his final report, which final report is in the words and figures following, to-wit: (Here Insert).

HOMER SELCH)
VS) # 14955
WILLIAM M. CARRIER)
and PHEBE A. CARRIER)

Come now the parties, in person and by counsel, and the evidence in this cause is continued.

And after hearing a part of the evidence, Court adjourned to meet at 9:00 o'clock A. M., Thursday, June 3rd, 1937.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Tursday Morning, June 3rd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

APPOINTMENT OF MEMBER TO
COUNTY BOARD OF REVIEW.

In compliance with the law, the title of which is, "An Act to amend Section 164, of an act entitled 'An Act concerning taxation, repealing all laws in conflict therewith, and declaring an emergency, Approved March 11, 1919' ", and Mr. H. E. Jenkins, of Center Township, heretofore appointed by me, being unable to serve on said Board and having duly resigned and tendered his resignation to serve thereon, which resignation is hereby accepted, I, Horace L. Hanna, Judge of the Hendricks Circuit Court, State of Indiana, do now hereby appoint Chester C. Bosstick, of Danville, Indiana, as a member of the County Board of Review of Assessments and the Equalizations of the Valuation of Real and Personal Property in Hendricks County, Indiana.

Said appointment is made for the annual session of said Board for the year 1937.

Horace L. Hanna
Judge Hendricks Circuit Court.

Dated June 3rd, 1937.

ALBERT ALBERTSON)
VS) # 15078
WILLIAM H. CUNNINGS, ETC.,)
ET AL.)

Comes now the defendant, by counsel, and files affidavit and motion for change of venue from the county, which affidavit and motion are in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said affidavit and motion and being sufficiently advised in their premises, now grants said motion.

Now comes also the plaintiff, by counsel, and by agreement of parties, this cause is sent on change of venue to Morgan County, Indiana, and five days are given to perfect change.

HOMER SELCH)
VS) # 14955
WILLIAM C. CARRIER)
AND PHEBE A. CARRIER)

Come now the parties, in person and by counsel, and the hearing of evidence is continued and completed.

And now the Court takes this matter under advisement.

SACKS BROS. FINANCE COMPANY)
VS) # 15120
BESSIE SOUTHWORTH)
JAMES SOUTHWORTH)

Comes now the plaintiff, by counsel, and files affidavit and motion for change of venue from Hendricks County, Indiana, which affidavit and motion are

in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion and being sufficiently advised in its premises, now grants the same, and ten days are given to perfect change and pay costs.

STATE OF INDIANA)
VS) # 7181 Order
WALTER DETAMORE)

Comes now Walter Detamore, by his attorney, William G. Bray, and files his verified motion for final release from the further payments suspended sentence imposed against him in the above cause, which motion is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said motion and being duly advised, now sustains said motion, finds for the above named defendant, Walter Detamore, that he is entitled to a final and absolute release from further payments of support in this cause.

And it is hereby ordered, adjudged and decreed that the defendant, Walter Detamore, be and he is hereby finally and absolutely released from making further payments of support in this cause.

MARIE HOWE)
VS) # 15096 Judgt. vs Deft., Albert E. Shumaker, doing business under the name and style of Coca Cola Bottling Co., Columbus, Ind., for $100.00 and Costs.
ALBERT E. SHUMAKER, ETC.) J. D. 17, Page 194.

Comes now the plaintiff, by counsel, and moves the Court to render judgment on the verdict of the jury. And the Court being duly advised, now sustains said motion and renders the following judgment.

It is, therefore, considered, ordered and adjudged by the Court that the plaintiff have and recover of and from the defendant, Albert E. Shumaker, doing business under the name and style of Coca Cola Bottling Company, Columbus, Indiana, the sum of one hundred ($100.00) dollars, and that said defendant also pay the costs of this action, taxed at _____dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Friday Morning, June 4th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

JAMES F. BERRY)
VS) # 15002
GUSSIE BERRY)

Comes now Honorable Edgar A. Rice, heretofore appointed Special Judge in the above cause, and accepts said appointment and takes his oath and qualifies as such, which qualification and oath are as follows, to-wit:
The State of Indiana, County of Hendricks, Sct:

I, Edgar A. Rice, swear that I will support the Consititution of the United States and of the State of Indiana, and faithfully discharge my duties as Judge of the Hendricks Circuit Court in the case of James F. Berry against Gussie Berry so help me God.

Edgar A. Rice

Subscribed and sworn to this 4th. day of June, 1937, before me, Clerk of said Court.

(Seal) Walter E. Hadley, Clerk.

JAMES F. BERRY)
VS) # 15002
GUSSIE BERRY)

Comes now the Honorable Edgar A. Rice, Judge of the 22nd Judicial Circuit of State of Indiana, and having qualified as by law required, assumes the Bench and jurisdiction of this cause.

And comes now the defendant, Gussie Berry, by counsel, and files affidavit and motion to cite plaintiff for contempt of Court, and to show cause why he should not be punished for contempt, which affidavit and motion axe in the words and figures following, to-wit: (H.I.).

And now the Court orders the plaintiff, James F. Berry, to appear and show cause why he should not be published for contempt on June 9th, 1937, at 1:30 P. M., and the Clerk is to issue summons in accordance herein.

This cause is set for trial on June 19th, 1937.

_____
Edgar A. Rice, Special Judge.

CHARLOTTE E. LAHMAN)
VS) # 15125
NELLIE STEVENSON)

Comes now the defendant, Nellie Stevenson, by counsel, and files affidavit and motion for change of venue from Hendricks County, Indiana, which affidavit and motion are in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion and affidavit and being duly advised, now sustains said motion and ten days are given to perfect change and pay costs thereof.

HARLAN P. WOOD)
VS) # 14957 ORDER REQUIRING OFFICER OF DEFENDANT
E. HOWARD CADLE) CORPORATION TO APPEAR FOR EXAMINATION.
ORA M. CADLE)
PEOPLES CHURCH, INC.)

Comes now the plaintiff, Harlan P. Wood, in the above entitled cause and files his affidavit showing that the defendant E. Howard Cadle is an officer of defendant Peoples Church, Inc., and that upon examination of such defendant as such officer he expects to elicit evidence material in said cause and praying for an order requiring said Cadle as chief officer of said corporation to submit to conditional examination in said cause, which affidavit is in words and figures as follows, (H.I.)

And the court having examined said affidavit and being sufficiently advised in the presmises finds that said plaintiff is entitled to take the examination of said E. Howard Cadle as officer of said defendant Peoples Church, Inc., and that the order prayed for should be granted and that said Cadle is a resident of Marion County, Indiana.

It is now therefore ordered and adjudged by the court that E. Howard Cadle as an officer of Peoples Church, Inc., a defendant in the above entitled cause, be, and he is hereby, ordered to appear at 808-809 Fidelity Trust Building, 148 East Market Street in the City of Indianapolis, Marion County, Indiana, at 10:00 o'clock in the forenoon on June 15, 1937, before an officer authorized to take depositions and then and there submit himself to examination as an officer of defendant Peoples Church, Inc. by plaintiff, in the above entitled cause.

And the court further orders that a true copy of this order delivered to said E. Howard Cadle or to the Attorney of Record of said defendant corporation, at least five days before the date of such examination, shall be sufficient notice to said Cadle to appear for said examination.

CITIZENS BUILDING LOAN FUND)
AND SAVINGS ASSOCIATION OF)
DANVILLE, INDIANA)
VS) # 14850 Entry on FINAL REPORT OF RECEIVER.
FRED C. ROWELL ET AL.)

Comes now D. F. Roberts, Receiver in the above entitled cause and presents to the Court and files his final report as such receiver, which report is in the words and figures as follows to-wit: (Here Insert).

And the Court having examined such report and being duly advised in the premises finds the same correct and approves said report.

It is therefore considered and adjudged by the Court that said report be and the same is hereby in all things approved and confirmed and said Receiver is hereby fully and finally discharged from his bond and trust herein.

All of which is finally ordered, adjudged and decreed by the Court.

STATE OF INDIANA)
VS) # 7750 Judgt. vs Deft. for $10.00 Fine & Costs.
AGEE PRITCHARD) J. D. 17, Page 194.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also Agee Pritchard, the defendant in his own proper person, and said defendant is duly arraigned in open Court and enters his plea of guilty of issuing a check without funds in the bank.

It is, therefore, now adjudged and decreed by the Court that said defendant, Agee Pritchard, for the offense by him committed, shall be and he is fined in the sum of $10.00, and he shall be and he is imprisoned in the State Farm for a period of ninety days, and that he pay the costs of this action, taxed at _____dollars and _____cents.

The Court finds that by reason of the character of said defendant, and the facts and circumstances surrounding the commission of said crime, the interest of society does not demand or require that the defendant shall suffer the penalty imposed by law if he shall behalf well and if the pay said fine and costs and said check in thirty days.

It is, therefore, ordered by the Court that the execution of the sentence herein imposed be suspended during defendants' good behavior, and said defendant, Agee Pritchard is given thirty days to pay said fine and costs and to pay said check.

Said defendant is ordered to report to this Court in thirty days as allowed to go on his own recognizance.

THE FIRST NATIONAL BANK & TRUST)
COMPANY OF PLAINFIELD, INDIANA,)
VS) # 15123 Judgt. vs Defts. for $265.50 and Costs.
CHARLES M. CLABERT,) E N T R Y J. D. 17, Page 195.
LENOS H. CALBERT.)

Comes now the plaintiff by its attorney, H. B. Pike, and comes now said defendants by their attorneys, Blessing and Kendall, and said defendants being duly served with summons ten (10) days before the 4th day of March, 1937, the same being the return day endorsed on the complaint, and said cause now being at issue by agreement of the parties through their attorneys, said cause is now submitted to the Court and evidence heard, and the Court, being fully advised in the premises, finds that the allegations in plaintiff's complaint are true. That said defendants are indebted to the plaintiff in the principal sum of One Hundred Eighty-Five ($185.00) Dollars; that there is interest due in the sum of Fifty-Five Dollars and Fifty Cents ($55.50), and that reasonable attorney fees for the plaintiff's attorney in said cause of action are Twenty-Five ($25.00) Dollars, making a total amount due from said defendants of Two Hundred Sixty-Five Dollars and Fifty Cents ($265.50), with interest at Eight (8%) per cent per annum until paid, and costs of this action.

It is therefore ordered and adjudged that the plaintiff recover from defendants the sum of Two Hundred Sixty-Five Dollars and Fifty Cents ($265.50) and interest from date until paid at the rate of Eight (8%) per cent per annum, without relief from valuation and appraisement laws, together with costs, taxed at_____ dollars and_____cents. Dated this 4th day of June, 1937.

And court adjourned until 9:00 o'clock A. M. Saturday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Saturday Morning, June 5th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

GLEN BROWN, TRUSTEE)
VS) # 15121
PLAINFIELD BUILDING AND)
LOAN ASSOCIATION)

Comes now the defendant, by counsel, and files answer to supplemental interrogatories propounded by the plaintiff, which answer is in the words and figures following, to-wit: (H.I.).

M. A. ISAACS, TRUSTEE,)
VS) # 12773 E N T R Y
FLETCHER AMERICAN NATIONAL)
BANK, ET AL.)

Comes now the above named plaintiff and presents to the court his verified motion, asking that the word "Trustee" immediately following the plaintiff's name - M. A. Isaacs, be stricken from the title of any proceedings had in this cause, which verified motion is now filed in open court with the clerk thereof, and is in the words and figures as follows, to-wit: (H.I.): And the court having seen and examined said verified motion, and being duly advised in the premises, now finds that the allegations therein contained are true and that said motion should be, and the same hereby is, sustained, to which ruling of the court the defendants separately and severally except.

IT IS THEREFORE CONSIDERED, ORDERED, ADJUDGED and DECREED that the word "TRUSTEE" appearing immediately following the words M. A. ISAACS, in the title of the pleadings, filed in this cause, the written stipulation of the parties and any order made by this Court be deleted therefrom so that the name of the plaintiff in the title of said cause shall read M. A. ISAACS.

M. A. ISAACS)
VS) # 12773 Judgt. vs Defts. for $6874.27 and Costs.
FLETCHER AMERICAN NATIONAL BANK,) E N T R Y J. D. 17, Page 195.
ET AL.)

Comes now M. A. Isaacs, the above named plaintiff and presents to the court his written "Motion for Judgment on the Verdict", rendered herein May 15, 1937, which written motion is now filed in open court with the clerk thereof, and is in the words and figures as follows, to-wit: (H.I.)

And the court having seen and examined said motion, and being duly advised in the premises, now sustains the same.

IT IS THEREFORE CONSIDERED, ORDERED AND ADJUDGED that the plaintiff recover of and from the defendant Fletcher American National Bank, and from its co-defendants herein, Otto J. Feucht, John P. Collett and Wm. N. Fleming, Jr.,

> in their capacity of and as Trustees of said Fletcher American National Bank, under and by virtue of a certain Trust Indenture dated August 23, 1933, and recorded in the Office of the Recorder of Marion County, Indiana, August 29, 1933, in Miscellaneous Record 250,

the sum of Forty Three Hundred Dollars ($4300.00) together with interest thereon, in the

Monday Morning, June 7th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

ISABELLE MARY WATKINS,)
BY CHARLES R. WATKINS,)
HER NEXT FRIEND,)
PLAINTIFF,)
VS.) CAUSE NO. 15160 Judgt. vs Defts. for $5000.00 & Costs.
VONNEGUT HARDWARE CO.,) ENTRY. J. D. 17, Page 195.
WILLIAM PAYTON,)
DEFENDANTS.)

Comes now the plaintiff, Isabelle Mary Watkins, in person and by Charles R. Watkins, her next friend, and by Slaymaker, Merrell & Locke and Theodore L. Locke, her attorneys, and come also the defendants, Vonnegut Hardware Co. and William Payton, by Anthony J. Klee and Fenton, Steers, Beasley & Klee, their attorneys, and this cause being at issue upon the separate and several answer of the defendants in general denial to plaintiff's amended complaint, the same is now called for trial, finding and judgment by the court, without the intervention of a jury, a jury having been expressly waived in open court by the parties hereto, and the court having heard the evidence finds that the allegations of plaintiff's amended complaint are true and that plaintiff is entitled to recover of and from the defendants as damages the sum of Five Thousand Dollars ($5,000.00), together with her costs herein laid out and expended, taxed at $_____.

IT IS, THEREFORE, CONSIDERED, ORDERED, ADJUDGED AND DECREED by the court that the plaintiff, Isabelle Mary Watkins, do have and recover of and from the defendants, Vonnegut Hardware Co. and William Payton, the sum of Five Thousand Dollars ($5,000.00) as damages, together with her costs taxed at _____.

ALL OF WHICH IS FINALLY ORDERED, ADJUDGED AND DECREED by the court.

OTTO THORNBERRY)
VS) # 15025
MAURICE O'CONNELL)

Comes now the plaintiff, by counsel, and files written motion to dismiss this cause, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion and being sufficiently advised in its premises, and the costs on dismissal in this cause having heretofore been paid, now sustains said motion and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

RUEL E. THORNBERRY)
VS) # 15026
MAURICE O'CONNELL)

Comes now the plaintiff, by counsel, and files written motion to dismiss this cause, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion and being sufficiently advised in its premises, and the costs on dismissal in this cause having

heretofore been paid, now sustains said motion and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

ARTHUR A. COSGROVE)
VS) # 15173
MONROE GRANT)

Comes now the plaintiff, by counsel, and files written dismissal and moves the Court to dismiss the above cause of action, which motion is in the words and figures following, to-wit: (H.I.).

The costs having heretofore been paid and the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains said motion and this cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7760
JOHN RUSSELL FEENEY)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, John Russell Feeney, in his own proper person, and said defendant being duly arraigned in open Court, enters his plea of not guilty to each of the counts therein contained.

And now the Court fixes the bond at $200.00.

STATE OF INDIANA)
VS) # 7761 Judgt. vs Deft. for $25.00 Fine and Costs.
DONALD LOWE) J. D. 17, Page 195.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Donald Lowe, in his own proper person, and said defendant being duly arraigned in open Court enters his plea of guilty of assault and battery.

It is, therefore, now adjudged and decreed by the Court that the defendant, Donald Lowe, for the offense by him committed be and he is imprisoned in the State Penal Farm for thirty days, and that he be and he is fined in the sum of $25.00 and that said defendant pay the costs of this action, taxed at _____dollars and _____cents.

STATE OF INDIANA)
VS) # 7762 Judgt. vs Deft. for $10.00 Fine and Costs.
FRED POE) J. D. 17, Page 196.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Fred Poe, in his own proper person, and said defendant being duly arraiged in open Court, enters his plea of guilty of public intoxication.

It is, therefore, now adjudged and decreed by the Court that the defendant, Fred Poe, for the offense by him committed, be and he is imprisoned in the State Penal Farm for six months, that he be and he is fined in the sum of $10.00, and

that said defendant pay the costs of this action, taxed at _____dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Tuesday Morning, June 8th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

SACKS BROS. FINANCE CO.)
VS) # 15120
BESSIE SOUTHWORTH,)
JAMES SOUTHWORTH.)

Come now the parties, by counsel, and file a written agreement, which written agreement is in the words and figures following, to-wit: (Here Insert), and by such agreement, this cause is now venued to Morgan County, Indiana.

GERTRUDE RUTLEDGE, ADMINISTRATRIX)
OF THE ESTATE OF BERT C. RUTLEDGE,)
DECEASED.)
VS) # 15043
BOWMAN ELDER, RECEIVER OF INDIANA)
RAILROAD)

Comes now the defendant, by counsel, and files appeal bond which has heretofore been approved, which bond and the approval thereon are in the words and figures following, to-wit: (H.I.).

WILLIAM E. YOUNG)
VS) # 15176
JOHN SCHENK, ET AL.)

Comes now the plaintiff, by counsel, and files reply in two paragraphsto defendants' second paragraph of answer, which reply is in the words and figures following, to-wit: (H.I.).

DANA A. WISE)
VS) No. 15168 Judgt. vs Pltf. for Costs.
FRED WISE) J. D. 17, Page 196.

Comes now the plaintiff in person and by her attorney, Chas. V. Sears, and comes also George W. Hadley, Deputy Prosecuting Attorney for the 55th Judicial Circuit of Indiana, and now it appearing to the court from the summons herein and the sheriff's return endorsed thereon, which said summons and return are in words and figures as follows: (H.I.) that the defendant has been duly served with process more than ten days before the 16th day of April, 1937, same being the 41st judicial day of the March Term, 1937, of the Hendricks Circuit Court, and the date endorsed on plaintiff's complaint for return day of summons thereon.

And now the defendant, by order of the court, being three times loudly called, in open court, by the sheriff, comes not but herein wholly makes default.

And now George W. Hadley, deputy Prosecutor, files answer in general denial for said defendant, which is as follows: (H.I.)

And this cause being at issue, is submitted to the court without the intervention of a jury; and the court having heard the evidence and being duly advised in the premises, finds for the plaintiff and that the allegations of plaintiff's complaint are

true and that she is entitled to a decree of divorce from defendant on the grounds therein alleged, and that her maiden name was Dana Arnold.

It is, therefore, considered and adjudged by the court that the bonds of matrimony existing between plaintiff and defendant herein be, and they are hereby, dissolved and that plaintiff is hereby granted a divorce from defendant.

It is further adjudged and decreed by the court that plaintiff's name be change from Dana A. Wise to her maiden name of Dana Arnold.

It is further considered and adjudged that the plaintiff pay the costs of this cause of action.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Wednesday Morning, June 9th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

CHARLES E. ELMORE)
VS) # 15147
ROY LEONARD)

Comes now the plaintiff, by counsel, and files answer to interrogatories propounded by defendant, which answer is in the words and figures following, to-wit: (H.I.).

M. A. ISAAC,)
VS) # 12773
FLETCHER AMERICAN)
NATIONAL BANK, ET AL.)

Come now the defendants, by counsel, and separately and severally excepts to the giving of each of said instructions numbered one, two and three, given at the request of the plaintiff in this cause, which exceptions are written on the bottom of instructions given by this Court.

And now the said defendants file motion for a new trial, which motion is in the words and figures following, to-wit: (H.I.).

Said defendants also file petition to clarify record, which petition is in the words and figures following, to-wit: (H.I.), and presents certificate for signature of Judge, to which the plaintiff duly objects.

KENNETH T. WEGHORST)
VS) # 14833 Judgt. vs Deft. for Costs.
OTTO F. REIFEIS) J. D. 17, Page 196.

Comes now the plaintiff, by counsel, and files written motion to dismiss this cause, which motion is in the words and figures following, to-wit: (H.I.), and by agreement of parties, the costs on dismissal are against the defendant.

And the Court having seen and examined said motion and being duly advised in its premises, now sustains said motion and this cause is dismissed at the cost of the defendant.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the defendant, Otto F. Reifeis, is ordered to pay the costs of this action, taxed at _____dollars and_____ cents.

JAMES F. BERRY)
VS) # 15002
GUSSIE BERRY)

Come now the parties, in person and by counsel, and the Court has a hearing on the contempt charge in this cause.

The finding and judgment releasing said plaintiff from contempt charge and the matter of delinquency shall abide final judgment at the final hearing of this case.

Edgar A. Rice, Special Judge.

Wednesday, June 9th, 1937, and the 33rd day of the May Term, 1937.

JOSEPH WATSON)
VS) # 15019
THE COLUMBIA CONSERVE COMPANY)

Come now the parties, by counsel, and argument is heard on the motion for new trial.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Thursday, June 10th, 1937, and the 34th day of the May Term, 1937.

Thursday Morning, June 10th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA } SS:
COUNTY OF HENDRICKS }

IN THE HENDRICKS COUNTY CIRCUIT COURT
JUNE TERM

PEARL MAY HEATH)
Plaintiff) CAUSE NO. 15171
VS) CITATION
HOWARD STANLEY HEATH)
Defendant)

Pearl May Heath, having filed her affidavit and motion for a citation in the above entitled cause, which said affidavit and motion is in the words and figures as follows (H.I.) and from which said affidavit and motion it appears that the Defendant Howard Stanely Heath has neglected and failed and refused to comply with a former order of this Court wherein said Defendant was required to pay the sum of $12.50 per week to the Clerk of the Circuit Court of Marion County, Indiana, for the support and maintenance of Mildred Heath and Howard Heath, minor children of Plaintiff and Defendant.

It is, therefore, considered, ordered and adjudged by the Court that said defendant Howard Stanely Heath be and appear before the Judge of this Court at the Court House if Danville, Hendricks County, Indiana at 10:00, o'clock A M. on the 12th day of June 1937, then and there to show cause why he should not be punished for indirect contempt of this Court by his neglect and failure and refusal to comply with the provisions of said order of the Circuit Court of Marion County, Indiana; and a certified copy of the above rule is ordered served upon said Defendant by the Sheriff of Marion County, Indiana.

Horace L. Hanna
JUDGE OF THE HENDRICKS COUNTY CIRCUIT COURT.

M. A. ISAACS)
VS) # 12773
FLETCHER AMERICAN)
NATIONAL BANK)

Come now the parties, by counsel, and the Court having seen and examined the petition heretofore filed to clarify record, and being duly advised in its premises, now denies said petition, to which ruling of the Court the defendant separately and severally objects and excepts.

And now the defendants separately and severally file motion to modify judgment, which motion is in the words and figures following, to-wit: (H.I.).

CHARLES E. ELMORE)
VS) # 15147
ROY LEONARD)

Comes now the plaintiff, by counsel, and files reply in general denial to the defendant's special answer, which reply is in the words and figures following, to-wit: (H.I.).

And now comes the defendant, by counsel, and files second and third paragraphs and a cross-complaint, which second and third paragraphs and a cross-complaint are in the words and figures following, to-wit: (H.I.).

Thursday, June 10th, 1937, and the 34th day of the May Term, 1937.

STATE OF INDIANA)
VS) # 7299
ORLA CLINE)

Comes now the State of Indiana by John A. Kendall, prosecuting attorney, and comes also the defendant, Orla Cline, and the said Orla Cline agrees to pay to the Clerk of the Hendricks Circuit Court this day, the sum of $10.00 the amount past due.

And the Court upon said payment being made to the Clerk of this Court, orders said defendant released, and said former order of this Court is continued in force.

THE MARTINSVILLE TRUST COMPANY)
VS) # 11924
GLEN BROWN, ET AL.)

Comes now the Receiver of the Martinsville Trust Company, by counsel, and files petition to correct record to conform to judgment, which petition is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said petition, now orders notice and summons issued to the Sheriff of Marion County, Indiana, making the same returnable June 26th, 1937, for the defendants, Glen Brown and Sarah J. Brown.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Friday, June 11th, 1937, and the 35th day of the May Term, 1937.

Friday Morning, June 11th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

CHARLES E. ELMORE)
VS) # 15147 Judgt. vs Pltf. for Costs.
ROY LEONARD) J. D. 17, Page 196.

Comes now the plaintiff, by counsel, and files demurrer to defendant's third paragraph of answer, which demurrer is in the words and figures following, to-wit: (H.I.).

And now said plaintiff moves the Court to dismiss this cause. And the Court being duly advised, now sustains said motion.

The defendant now moves to dismiss his cross-complaint. And the Court being duly advised, now sustains said motion and this cause is dismissed at the plaintiff's cost.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Charles E. Elmore, is ordered to pay the costs of this action, taxed at _____ dollars and _____ cents.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Saturday Morning, June 12th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

GEORGE CHURCH)
VS) # 15157
PUBLIC SERVICE COMPANY OF)
INDIANA BOWMAN ELDER RE-)
CEIVER OF INDIANA RAILROAD)

Comes now the plaintiff, by counsel, and files written motion of dismissal, which motion is in the words and figures following, to-wit: (H.I.).

PEARL MAY HEATH)
VS) # 15171
HOWARD STANLEY HEATH)

Comes now the plaintiff, herein, and come also her attorneys, Kenneth A. Weddle and Charles V. Sears, herein, and the defendant failing to appear, and the Court having heard the evidence in this cause, now takes this matter under advisment.

STATE OF INDIANA)
VS) # 7719
Cecil Smith)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, herein, and informs the Court that said defendant, is delinquent in payments as ordered against him by this Court, and moves the Court to issue warrant for the arrest of said defendant, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains the same and warrant is ordered issued for the arrest of said defendant.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Monday Morning, June 14th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

LEO F. WELCH, ET AL.)
VS) # 15077
MOLLIE S. FELDMAN, ET AL.)

Comes now the defendant, Mollie Shampaign Feldman, by counsel, and files answer in general denial, which answer is in the words and figures following, to-wit: (H.I.).

MATTIE TOLIVER MEALURE,)
by her next friend,)
-vs-) Cause No. 15109. Judgt. vs Deft. for Costs.
WILLIAM H. MEALURE.) DECREE. J. D. 17, Page 197.

Comes now the plaintiff, Mattie Toliver Mealure, by her attorneys, Albert Ward and Fred E. Shick, and comes also the Prosecuting Attorney of Hendricks County, Indiana, and it appearing by the Sheriff's return to the alias summons issued herein for the defendant William H. Mealure, that said defendant was duly served with such summons more than ten days before the day on which the summons herein was made returnable, and said defendant failing to appear, is now three times loudly called in open court and comes not, but herein wholly makes default; John A. Kendall, prosecuting attorney, enters appearance and files answer for defendant and this cause being at issue, is submitted to the court without the intervention of the jury, and the Court having heard the evidence and argument of counsel, and being duly advised in the premises, now finds for the plaintiff, and that the allegations of plaintiff's complaint are true; that the defendant herein, William H. Mealure, through deceit and fraud, advised, induced and influenced plaintiff herein to marry him; that said plaintiff at the time of her marriage was twenty (20) years of age; it is therefore hereby

CONSIDERED, ORDERED, ADJUDGED AND DECREED by the Court, that the marriage of plaintiff and defendant be, and the same is hereby, annuled, and said marrigage contract be, and the same is hereby, declared void, and it is further hereby

CONSIDERED, ORDERED, ADJUDGED AND DECREED that plaintiff's maiden name of Mattie Toliver be, and the same is hereby, restored to plaintiff, and it is further

CONSIDERED, ORDERED, ADJUDGED AND DECREED that plaintiff recover of defendant her costs and charges paid, laid out and expended.

DATED this 14th day of June, 1937.

HOME OWNERS' LOAN CORPORATION,)
plaintiff)
vs.) # 15166 Judgment and Decree of
JOHN HUSTED,) Foreclosure
BETTIE HUSTED,) Judgt. vs Defts. for $2,646.08 and Costs.
defendants.) J. D. 17, Page 197.

Comes now the plaintiff by its attorney, Othniel Hitch, and shows to the Court that each of said above-named defendants are non-residents of

the State of Indiana, and that said defendants have been duly served with notice of the filing and pendency of said complaint and the time and place fixed for the hearing thereof by publication of such notice once each week for three (3) successive weeks in the Hendricks County Republican , a public newspaper of general circulation printed and published in the English language in the city of Danville, Hendricks County, State of Indiana, where this proceeding is pending and where all of such real estate is located, the last of which publications was so made and completed more than thirty (30) days prior to this time andprior to the date fixed for the hearing of said complaint; that a copy of which said notice and proof of publication thereof as aforesaid are now filed herewith and made a part hereon and are in the words and figures following, to-wit: (H.I.); and the defendants, John Husted and Bettie Husted, failing to appear and being now three (3) times loudly called in open Court, come not but herein wholly make default.

This cause is now submitted to the Court for trial without the intervention of a Jury upon the default of the defendants, John Husted and Bettie Husted.

And the evidence being heard and the Court being fully advised in the premises finds for the plaintiff that all the allegations of its complaint are true.

That on the 1st day of August, 1934, the defendants, John Husted and Bettie Husted, by their promissory note promised to pay the plaintiff the sum of $2,260.00, according to the terms thereof, without relief from valuation and appraisement laws.

That contemporaneously with the execution and delivery of said note and to secure the payment thereof, said defendants, John Husted and Bettie Husted, executed to the plaintiff their mortgage on the real estate described in plaintiff's complaint and hereinafter described, said mortgage being duly recorded on the 15th day of August, 1934, in Mortgage Record 96, Pages 586, 587, 588 and 589, in the office of the Recorder of Hendricks County, Indiana.

That plaintiff's mortgage is a first lien on said real estate and that the defendants, John Husted and Bettie Husted, were on the date the above described mortgage was executed and recorded, the record owners of the fee simple title thereto.

The Court further finds that the note and mortgage so executed to plaintiff are in default, and that there is now due and owing to the plaintiff from the defendants, John Husted and Bettie Husted, upon said note and mortgage, the following amounts:

Principal	$2,260.00
Interest on principal	102.49
Advances for insurance	22.60
Interest thereon	.20
Advance for taxes	152.46
Interest thereon	1.83
Continuation of abstract	6.50
Attorney's fees	100.00
An aggregate sum of	$2,646.08

which said sum is secured by the mortgage herein described, and is payable without relief from valuation or appraisement laws, and that the plaintiff is entitled to a judgment for said total amount against the defendants, John Husted and Bettie Husted, plus the costs of this action, and to a decree of foreclosure of said mortgage against all defendants herein, and to a sale of said real estate to satisfy said judgment.

The Court further finds that plaintiff is entitled to the immediate appointment of a Receiver to take charge of said real estate hereinafter described, hold and conserve same, and to collect the rents, issues, and profits thereof, and to disburse same under the order of this Court.

It is therefore ordered, adjudged, and decreed by the Court that the plaintiff recover of and from the defendants, John Husted and Bettie Husted, the sum of $2,646.08, also its costs and charges laid out and expended, and all accruing costs without any relief whatsoever from valuation and appraisement laws, said judgment to bear interest at the rate of five per cent (5%) per annum from rendition thereof until paid.

It is further ordered, adjudged, and decreed by the Court that the mortgage sued upon by the plaintiff be foreclosed and that the equity of redemption of the defendants and each of them, and all persons claiming from, under, or through them, be forever barred and foreclosed, and that the said real estate, situate in the County of Hendricks, State of Indiana, being the same real estate as set out in plaintiff's complaint herein and described as follows, to-wit:

> Lot Number Seven (7) in Hadley and Cundiff's Addition to the Town of Pittsboro, Indiana. Also Lots Number Thirteen (13) and Fourteen (14) in William B. Osborne's Addition to the Town of Pittsboro, Indiana,

be sold by the Sheriff of Hendricks County, without relief from valuation and appraisement laws in accordance with the provisions of Chapter Ninety (90) of the Acts of the Seventy-seventh (77th) Regular Session of the General Assembly of the State of Indiana, approved March 7, 1931, to satisfy the plaintiff's judgment and costs herein; and the proceeds arising from such sale, the Sheriff is ordered and directed to apply in the following manner:

First: To the payment of all costs and accruing costs of this cause.

Second: To the payment of the plaintiff's judgment and interest thereon in full.

The overplus, if any, remaining after paying the foregoing judgment, interest, and costs, to be paid by the Sheriff of Hendricks County, to the Clerk of this Court for the use of the person or persons lawfully authorized to receive the same, and the Sheriff is hereby ordered and directed, in case said real estate is sold to plaintiff and a deed is delivered to the plaintiff herein, immediately to place the plaintiff in possession of said real estate and shall oust and eject from said premises any other person in said real estate at the time of said sale, and if any part of said judgment, interest, and costs remains unsatisfied after said sale, the Sheriff shall forthwith proceed to levy the residue on the other property, real or personal, of the defendants, John Husted and Bettie Husted, subject to execution and without relief from vluation and appraisement laws.

It is further ordered, adjudged, and decreed by the Court that Loyal M. Schenck of the town of Pittsboro, County of Hendricks, Indiana, be and he is hereby appointed Receiver herein to take charge of said real estate, hold and conserve same, collect the rents and profits thereof, receive, hold, and disburse same for taxes, assessments, necessary repairs, and all other expenditures that may be necessary to protect and conserve said real estate until further order of this Court; and said Receiver shall provide an undertaking to be approved by this Court.

Comes now Loyal M. Schenck and accepts such appointment as such Receiver and files his undertaking with United States Fidelity & Guaranty Company of Baltimore, Md., as surety thereon, which undertaking and surety are now approved by the Court in the words and figures as follows; (H.I.).

And said Receiver is now sworn in open Court for the faithful

performance of his duties as such Receiver.

All of which is ordered, adjudged, and decreed by the Court this 14th day of June, 1937.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Tuesday Morning, June 15th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

KARL ROSENBERG)
VS) # 15162
JOSEPH A. BLACKBURN, ET AL.)

Comes now the defendant, Curtis Storage and Transportation Company, by counsel, and files answer in general denial, which answer is in the words and figures following, to-wit: (H.I.).

GILBERT JOHNSON)
VS) # 15063
HAZEL MORRIS, ET AL.)

Comes now the duly appointed, qualified and acting commissioner, by counsel, and files his financial report of sale, which report is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said report and being sufficintly advised in its premises, now approves the same.

And now said commissioner is discharged from his bond and trust herein.

LEON J. COOPER)
VS) # 15085 Judgt. vs Pltf. for Costs.
ELI AKER) J. D. 17, Page 197.

Come now the parties, by counsel, and the Court renders judgment on the verdict of the jury.

It is, therefore, ordered and adjudged by the Court that the plaintiff recover nothing from the defendant, and that the plaintiff pay the costs of this action, taxed at _____dollars and_____cents.

WINNIE ETTA GOSS)
VS) # 15111 Judgt. vs Pltf. for Costs.
WILLIAM BURTON GOSS) D E C R E E J. D. 17, Page 197.

Come now the parties by counsel and this cause being at issue, it is submitted to the Court without the intervention of a jury; and the Court having heard the evidence and being duly advised in the premises finds for the defendant on his cross-complaint and that the allegations of defendants cross-complaint are true and that he is entitled to a decree of divorce from the plaintiff on the grounds therein alleged. The Court further finds, that the defendant and cross-complainant is entitled to the possession of the following described personal property:

Living room suit
Radio
Chickens
All rugs
Bed room suit
Kitchen utensils (dishes, cooking utensils).

It is therefore considered and adjudged by the Court that the bonds of matrimony heretofore existing between plaintiff and the defendant and cross-complainant herein be and they are hereby dissolved, and that the defendant and cross-com-

plaintiff is hereby granted an absolute divorce from the plaintiff.

It is further considered and adjudged by the Court that the defendant recover of the plaintiff the costs and charges paid, laid out and expended.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Wednesday Morning, June 16th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

GLEN BROWN, TRUSTEE)
VS) # 15121
PLAINFIELD BUILDING AND)
LOAN ASSOCIATION)

Comes now the plaintiff, by counsel, and files supplemental interrogatories numbered thirty-three to forty-four both inclusive, which supplemental interrogatories are in the words and figures following, to-wit: (H.I.), and the plaintiff moves the Court to have said interrogatories answered on or before June 28th, 1937.

And the Court being duly advised, now sustains said motion and the defendant is ruled to answer said interrogatories on or before June 28th, 1937.

CORNELIUS A. DISNEY)
VS) # 15089
JOHN RUSSELL PARRISH)

Come now the parties, by counsel, and strike the counties adjoining Hendricks County, and Montgomery County being the county remaining, said cause is now venued to Montgomery County, Indiana, and ten days are given to perfect said change and pay the costs thereof.

STATE OF INDIANA, ON THE RELATION)
OF LUTHER F. SYMONS, BANK COMMIS-)
SIONER OF INDIANA)
VS) # 13635
HUNTER BANK)

Come now the parties in the claim of United States Fidelity and Guaranty Company, by counsel, and agree to stipulation of facts in this claim, and oral argument is heard, and the Court takes this matter under advisement.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Thursday Morning, June 17th, 1937,

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

GEORGE RUNION)
VS) # 14320
THEODORE OGDON)

Comes now the plaintiff by John T. Hume, his attorney, and moves the Court to dismiss this cause of action, the costs on dismissal having heretofore been paid.

And the Court being duly advised, now sustains said motion and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

OLIVER WESTERFIELD)
VS) # 15217
CLEADY WESTERFIELD)

Comes now the plaintiff, by counsel, and moves the Court to dismiss this cause of action, the costs on dismissal having heretofore been paid.

And the Court being duly advised, now sustains said motion and this cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

WILLIAM E. YOUNG)
VS) # 15176
JOHN SCHENK, ET AL.)

Come now the defendants, by counsel, and file motion to plaintiff's second paragraph of reply to defendants' second paragraph of answer, which motion is in the words and figures following, to-wit: (H.I.).

And now the defendant also files third paragraph of answer, which third paragraph of answer is in the words and figures following, to-wit: (H.I.).

DAVIE B. BLUNK)
VS) # 14097
BESSIE W. BLUNK)

Comes now the plaintiff, by counsel, and files petition to modify decree as to custody of minor child, which petition is in the words and figures following, to-wit: (H.I.).

HERBERT E. DUNLAP)
VS) # 15081
INDIANAPOLIS RAILWAYS, INC.)
AND CITY OF INDIANAPOLIS)

Comes now the defendant, by counsel, and files motion to state facts to support conclusions, which motion is in the words and figures following, to-wit: (H.I.).

CHARLES K. RICE) Judgt. vs Pltf. for $1000.00 Alimony, $150.00 Atty Fees, and Costs.
VS) # 15127 J. D. 17, Page 198.
LORETTA RICE) DECREE FOR DIVORCE AND ALIMONY

Comes now the plaintiff in person and by attorney, and comes now also the defendant, in person and by attorney, and it appearing to the Court that the defendant has been duly served with process more than Ten (10) days before the day of which summons herein was made returnable and that more than Sixty (60) days have elapsed since the filing of said cause and the issueing of process thereon, and that said cause was brought to this Court by a Change of Venue from Marion Superior Court, Room No. 5, of Marion County, Indiana, and said cause being at issue is submitted to the Court without the intervention of a jury and the Court having heard the evidence in part, continues said hearing until 9:00 o'clock A. M. May 29th, at which time said hearing was resumed and the Court, having heard the evidence and having been fully advised in the premises, takes saud cause under advisement until the 17th day of June, 1937, and on which 17th day of June, 1937, and after due consideration, the Court finds for the defendant and against the plaintiff on plaintiff's complaint and for the defendant and against the plaintiff on defendant's cross-complaint, and the Court further finds that said defendant has invested a considerable amount of her own money in real estate belonging to the plaintiff and that in lieu thereof and considering all of the circumstances of this cause, she should recover alimony in the sum of One Thousand ($1,000.00) Dollars, that she shall have all personal property including air compressor at 6157 Rosslyn Avenue, except piano, and that a reasonable attorney fee for defendant's attorney is One Hundred Fifty ($150.00) Dollars, an order for which is hereby made against said plaintiff, and that the defendant's correct name is Lorettie Rice, and that her former name was Lorettie Stein, which name should be restored to her.

It is therefore ordered, adjudged and decreed that the defendant herein is granted an absolute divorce on her cross-complaint; that her name be and is hereby changed to Lorettie Stein; that a judgment is given to the defendant against said plaintiff, Charles K. Rice, for alimony in the sum of One Thousand ($1,000.00) Dollars, and that said defendant shall have all personal property, including air compressor, at 6157 Rosslyn Avenue, except piano; that the said plaintiff, Charles K. Rice is ordered to pay into Court the sum of One Hundred Fifty ($150.00) Dollars as attorney fees for the defendant's attorney, within thirty (30) days from date hereof; that the costs of this case be assessed against the plaintiff, Charles K. Rice.

All of which is ordered, adjudged and decreed, this 17th day of June, 1937.

SACKS BROS. FINANCE CO.)
VS) # 15079 Account of Change of Venue.
ROY COFFMAN)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Fifteen Dollars and - - -Cents ($15.00) in the case of Sacks Bros. Finance Co. vs Roy Coffman is now audited and allowed as a

just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 17, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

SACKS BROS. FINANCE CO.) On Account of
VS) # 15120 Change of Venue
BESSIE SOUTHWORTH, ET AL.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Ten Dollars and - - Cents ($10.00) in the case of Sacks Bros, Finance Co. vs. Bessie Southworth, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 17, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

NEAL HOWE)
VS) # 15135 On Account of Change of Venue.
ALBERT E. SCHUMAKER,)
ETC., ET AL.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Neal Howe vs. Albert E. Schumaker, etc., et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 17, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana.

EUGENE FERGUSON)
VS) # 15156 On Account of Change of Venue.
BOWMAN ELDER)
RECEIVER OF INDIANA RAILROAD)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Eugene Ferguson, vs. Bowman Elder Receiver of Ind. Railroad is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 17, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

ARTHUR A. COSGROVE. CO.)
VS) # 15079 On Account of Change of Venue.
MONROE GRANT)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit: Ten Dollars and - - - Cents ($10.00) in the case of Arthur A. Cosgrove vs. Monroe Grant is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 17, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana.

CHESTER L. HEFLIN ADMR. OF)
THE ESTATE OF JOSEPH HEFLIN,)
DEC'D.)
VS) # 15167 On Account of Change of Venue.
LOOSE-WILES BISCUIT CO. and)
HOWARD WILLIAMS)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of

Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Chester L. Heflin Admr. of the Estate of Joseph Heflin, Dec'd. vs. Loose-Wiles Biscuit Co., et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 17, 1937.

Horace L. Hanna

Judge 55th Judicial Circuit of Indiana

And court adjourned until 9:00 o'clock A. M. Friday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Friday Morning, June 18th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

JOHN F. EVERETT SR.
VIOLA EVERETT, HIS WIFE
PLAINTIFFS

VS

LEMUEL S. EVERETT
IVY EVERETT, HIS WIFE

ELLA BELCHER
CHARLES BELCHER, HER HUSBAND

HULDA SHEPHERD
DANIEL J. SHEPHERD, HER HUSBAND

VIOLA WEBBER
DAVID WEBBER, HER HUSBAND

WILLARD EARL EVERETT
NANNIE EVERETT, HIS WIFE

JAMES ROY EVERETT
HELEN EVERETT, HIS WIFE

EVERETT GIRT
LUCY GIRT, HIS WIFE

CHARLES GIRT
EMILY GIRT, HIS WIFE

DORA GERTRUDE GIRT, UNMARRIED

LILIAN McDANIEL, A MINOR AND UNMARRIED

LOUISE McDANIEL, A MINOR AND UNMARRIED
DEFENDANTS

15008

Order approving partition Sale.

Comes now the parties, and comes also John F. Everett Sr. the commissioner heretofore appointed, and files an appraisement and report of the sale of the real estate in this proceeding ordered sold, which appraisement and report reads as follows: (insert)

from which it appears, and the court so finds, that after giving notice of the sale of said real estate, and having the same duly appraised, as required by the order of this court, authorizing such sale, said commissioner sold the same at private sale to Hulda Shepherd and Daniel J. Shepherd her husband for the sum of $2500.00, that the highest and best bid received and for the full appraised value thereof; that said purchaser paid the cash which the commissioner has now brought into court. And the court being fully advised in the premises, now in all things approves said report and ratifies and confirms said sale; and said commissioner is ordered to execute the said purchasers a deed for said real estate. And now said commissioner reports such deed, and the same being examined, is approved by the court and delivered to said purchasers. And the court, upon proof heard, now allows said commissioner for his services $75.00 and allows W. F. Evans for his service as plaintiff's counsel $75.00 and orders the same taxed and paid as a part of the costs of this proceeding. The court further orders and directs said commissioner after payment of all proper costs and allowancess, to distribute without delay, the cash proceeds of such sale, in proportion to their respective interests therein, as heretofore found and determined by this court.

And upon said distribution being made said commissioner is required to make due report thereof to this court and file proper vouchers in evidence of such payments.

And this cause is continued for such report of said commissioner.

STATE OF INDIANA)
VS) # 7764
ROY RIDDLE)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Roy Riddle, in his own proper person, and being duly arraigned in open Court, enters his plea of not guilty of public intoxication.

And now the Court fixes the defendant's bond at $500.00.

SALLIE ETCHESON)
VS) # 15203
ORA D. ROBERTSON)

Comes now the defendant, by counsel, and files affidavit and motion for a continuance of this cause, which affidavit and motion are in the words and figures following, to-wit: (Here Insert).

And the having seen and examined said affidavit and motion and being sufficiently advised in their premises, now sustains said motion and said cause is continued.

NORA RAGAN)
VS) # 15169
LESLIE GENTRY)

Comes now the defendant, by counsel, and files answer in three paragraphs, which answer is in the words and figures following, to-wit: (H.I.).

ARTHUR FISK DEWSNAP)
VS) # 15180
HILDA BAILEY DEWSNAP)

Comes now the defendant, in person and by counsel, and files second paragraph of cross-complaint, which second paragraph of cross-complaint is in the words and figures following, to-wit: (H.I.).

And now the plaintiff comes in person and by counsel, and files answer in general denial to defendant's second paragraph of cross-complaint, which answer is in the words and figures following, to-wit: (H.I.).

And now this cause being at issue, the same is now submitted to the Court for trial, finding, judgment and decree without the intervention of a jury.

The Court having heard a part of the evidence in this cause, the hearing of further evidence is continued to June 21st, 1937, at 9:00 o'clock A. M.

ALBERT ALBERTSON)
VS) # 15078 On Account of Change of Venue.
WILLIAM H. CUNNINGS, ET AL.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Albert Albertson vs. William H. Cunnings, et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 18th, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

RUEL E. THORNBERRY)
VS) # 15026 On Account of Change of Venue.
MAURICE O'CONNELL)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Morgan in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Ruel E. Thornberry vs. Maurice O'Connell is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Morgan in said State, and the Auditor of said County of Morgan is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Morgan in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 18th, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

OTTO THORNBERRY)
VS) # 15025 On Account of Change of Venue.
MAURICE O'CONNELL)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Morgan in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Otto Thornberry vs. Maurice O'Connell is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Morgan in said State, and the Auditor of said County of Morgan is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Morgan in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 18th, 1937.

Horace L. Hanna
Judge 55th Judicial Circuit of Indiana.

And court adjourned until 9:00 o'clock A. M. Saturday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Saturday Morning, June 19th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

JAMES F. BERRY)
VS) # 15002
GUSSIE BERRY)

Judgt. vs Cross-Deft., James F. Berry, for $5.00 per week support.
Judgt. vs Cross-Deft. and Cross-Complainant for Costs.
J. D. 17, Page 198.

Comes now the Honorable Edgar A. Rice, Judge of the Montgomery Circuit Court and State of Indiana, heretofore appointed as special judge to hear and determine the matters herein and assums the bench.

Come also the parties by their separate attorneys and on motion of the plaintiff, it is ordered by the Court that the complaint herein be, and the same is hereby dismissed. The cross-complainant now by leave of Court files her amended cross-complaint making the plaintiff defendant thereto, to-wit: (H.I.) Said cross-defendant now files his answer in general denial to said amended cross-complaint, to-wit: (H.I.).

And now the matters herein being at issue upon the cross-complaint and the answer thereto said cause is submitted to the Court for trial, and the Court having heard the evidence, argument of counsel and being fully advised in the premises, finds for the cross-complainant against the cross-defendant; that said cross-complainant be granted an absolute divorce from the cross-defendant; that said cross-complainant is a fit, suitable and proper person to have the care and custody of Friedonia Berry, the minor child named in the cross-complaint, and such care and custody is awarded the cross-complainant until the further order of the Court; that cross-defendant pay to the cross-complainant the sum of five dollars per week for the care and support of said child.

It is, therefore, ordered, adjudged and decreed by the Court that the cross-complainant be granted an absolute divorce from said cross-defendant; that said cross-complainant be, and she is hereby awarded the care and custody of Friedonia Berry, the minor child named in the cross-complaint, until the further order of the Court; that cross-defendant pay to the cross-complainant the sum of five dollars per week for the care and support of said child; that the first payment of five dollars be made on Saturday, June 26th, 1937, and a like payment each Saturday thereafter until the further order of the Court; that the cross-complainant be required to make immediate payment of the costs herein amounting to ten dollars and fifty cents, for which said amount so paid by her, she shall be reinbursed by said cross-defendant within ninety days from this date.

It is further ordered, adjudged and decreed by the Court that the cross-complainant recover of and from the cross-defendant her costs and charges herein laid out and expended taxed at ten dollars and fifty cents.

Edgar A. Rice.

Edgar A. Rice, Special Judge.

NORA RAGAN)
VS) # 15169
LESLIE GENTRY)

Comes now the plaintiff, by counsel, and files reply of general denial to second and third paragraphs of defendant's answer, which reply is in the words and figures following, to-wit: (H.I.).

Come now the parties, in person and by counsel, and this cause being at issue, is submitted to the Court for trial, finding, judgment and decree without the intervention of a jury.

And the Court having heard the evidence in this cause, now takes this matter under advisement.

SAMUEL McPHEETERS)
VS) # 15226
WILLIAM A. VANNICE,)
ET AL.)

Comes now the plaintiff, by counsel, and files petition for alias summons to be ordered issued to the Sheriff of Hendricks County, Indiana, for each of said defendants, The County Department of Public Welfare of Hendricks County, and Randolph Klihantz, making the same returnable June 30th, 1937.

And the Court having seen and examined said petition, now sustains the same and it is so ordered.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Monday Morning, June 21st, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

RAY GRIMES)
VS) # 15185
KATHERINE GRIMES)

Comes now the defendant, by counsel, and files petition for temporary allowance, which petition is in the words and figures following, to-wit: (H.I.).

ARTHUR FISK DEWSNAP)
VS) # 15180
HILDA BAILEY DEWSNAP)

Come now again the parties, in person and by counsel, and evidence in this cause is continued but not concluded, and Court now adjourns until 9:00 o'clock A. M., June 22nd, 1937.

ISABELLE MARY WATKINS,)
BY CHARLES R. WATKINS,)
HER NEXT FRIEND,)
PLAINTIFF,)
VS) CAUSE NO. 15160
VONNEGUT HARDWARE CO.,) O R D E R
WILLIAM PAYTON,)
DEFENDANT)

Comes now Charles R. Watkins, the duly appointed, acting and qualified guardian of Isabelle Mary Watkins, a minor, and files his duly verified petition asking for an order to the clerk of this court to pay funds in his hands to said guardian, which petition is in the words and figures following:

(H.I.)

and the court having examined said petition and being fully advised in the premises, now finds that the facts stated in said petition are true, and that said petition ought to be granted.

IT IS THEREFORE considered and ordered by the court that the clerk of this court pay the funds in his hands in the amount of Five Thousand Dollars ($5,000.00), on account of the judgment in the above entitled cause, to Charles R. Watkins, guardian of Isabelle Mary Watkins, upon the receipt of said guardian to the clerk of this court, and that said clerk shall be thereupon released and discharged from all liability thereon for said sum in his hands.

All of which is finally ordered, adjudged and decreed by the court.

BENJAMIN WERT)
VS) # 15235
ROBERT M. HADLEY, ET AL.)

Comes now the plaintiff, by counsel, and files affidavit for publication of notice for non-resident defendants, Robert M. Hadley and Adah K. Hadley, which affidavit is in the following words and figures, to-wit: (Here Insert).

And the Court having seen and examined said affidavit, and being sufficiently advised, now fixes the 6th day of September, 1937, as the return day, and it is so ordered.

BENJAMIN WERT)
VS) # 15235 ORDER APPOINTING RECEIVER.
ROBERT M. HADLEY,)
ADAH K. HADLEY, ET AL.)

Comes now the plaintiff by Russell T. MacFall, his attorney, and submits the affidavit of said Russell T. MacFall, that the defendants Robert M. Hadley and Adah K. Hadley are liable on the note sued on herein for $2500 with interest at 8% per annum since since April 26, 1930, that the mortgaged premises are an inadequate security for the mortgage debt, and that no one except said Robert M. Hadley and Adah K. Hadley is personally liable for the debt and that they are both insolvent; that they are now non-residents of the State of Indiana, now residing at Pasadena in the State of California, and that they have no agent or office within the state of Indiana upon whom notice of this application can be served, and that unless a receiver is appointed for said property, immediately, the plaintiff will lose his security of the indebtedness of said defendants to him secured by said mortgage. That said mortgaged property is now occupied by a tenant and the defendants are about to collect the rents therefrom;

And the court having examined said affidavit and being advised; it is therefore ordered and decreed that Harry G. Hollingsworth be and he is appointed with the usual powers, receiver of all the rents and profits now due and unpaid or to become due pending this action and issuing out of the mortgaged premises mentioned in the complaint, and known and described as a lot fronting 104 feet on the south side of the National Road and 188 feet deep, being a part of the north west quarter of Section 34, Town. 15 North range 1 east, beginning at a point in the National Road 830 from the east line of said north west quarter measurer west along the National Road;

It is further ordered that said receiver execute his undertaking to the defendants in the sum of One Hundred Dollars for the faithful performance of his duties as such receiver.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Tuesday Morning, June 22nd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

HORACE L. BROWN)
VS) # 14392
MARGUERITE BROWN)

Comes now the plaintiff, by counsel, and files petition to modify order for custody of children, which petition is in the words and figures following, to-wit: (H.I.).

SAMUEL McPHEETERS)
VS) # 15226
WILLIAM A. VANNICE, ET AL.)

Come now the defendants, The County Department of Public Welfare of Hendricks County, Indiana, and The State Department of Public Welfare of Indiana, by counsel, and file answer in two paragraphs to plaintiff's complaint, which answer is in the words and figures following, to-wit: (H.I.).

STATE OF INDIANA)
VS) # 7752
ANDERSON KIVETT)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Anderson Kivett, and said defendant having heretofore reported to this Court that he is a poor person and unable to hire an attorney, and the Court being duly advised in the matter, now appoints the firm of Hume and Gaston, attorneys at this bar as attorneys for said defendant in this cause.

STATE OF INDIANA)
VS) # 7764
ROY RIDDLE)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Roy Riddle, and said defendant being a poor person, and having requested the Court to appoint an attorney to defend him, and the Court being duly advised, now appoints Charles V. Sears, attorney at this bar, as an attorney for said defendant in this cause.

CARRIE M. PORTEE)
VS) # 15027 Judgt. vs Estate of Carrie M. Portee, Deceased, for Costs.
LEE PORTEE) J. D. 17, Page 199.

It appearing to the Court that the plaintiff in the above cause has died, said cause is now dismissed without prejudice at the written request of F. S. Hamilton, attorney of record for plaintiff, at the cost of the plaintiff's estate.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the costs of this action, taxed at _____ dollars and _____cents, be against the estate of Carrie M. Portee, deceased.

ARTHUR FISK DEWSNAP)
VS) # 15180
HILDA BAILEY DEWSNAP)

Come now the parties, in person and by counsel, and the taking of evidence in this cause is continued and completed.

And the Court having heard all of the evidence in this cause, now takes this cause under advisement.

LEO F. WELCH, HAROLD R. VICTOR)
AND NORBERT J. FOX, TRUSTEES)
PURSUANT TO TRUST INDENTURE OF)
CELTIC SAVING AND LOAN ASSOCIATION,)
NO. 3, UNDER DATE OF APRIL 30, 1936,)
Plaintiffs.)
VS)# 15077 ORDER APPOINTING A RECEIVER
MOLLIE SHAMPAIGN FELDMAN,)
CHARLES FELDMAN,)
Defendants)

Come now the plaintiffs by their attorney, H. Nathan Swaim, and it being shown by a copy of notice duly endorsed by Machael E. Abrams, defendants' attorney of record that defendants have had due notice of this hearing, which said notice and endorsement thereon is in the words and figures as follows (H.I.) plaintiffs' motion for the appointment of a receiver for the mortgaged real estate as set out in their complaint pending litigation and the year of redemption is submitted to the court, evidence is heard and the court finds that a receiver should be appointed immediately, that the mortgaged property is not occupied by the owner for a residence, is deteriorating in value, taxes are long delinquent, the mortgage debt is unpaid and delinquent, the real estate is encumbered largely in excess of its cash value, the defendant mortgagor has not property subject to execution sufficient to pay the deficiency, the plaintiffs will suffer loss of their security unless a receiver is appointed as prayed.

It is therefore considered and adjudged that a receiver be, and E. Kirk McKinney is appointed receiver for the real estate described in plaintiffs' complaint, to-wit:

Lot numbered fifty-eight (58) in McCarty's Subdivision of the East part of Out Lot 120 of the Donation Lands of the City of Indianapolis, as per plat thereof, recorded in Plat Book 2, at page 86, in the Recorder's Office of Marion County, Indiana,

to take charge thereof, hold conserve the same, collect rents and profits thereof, receive, hold and disburse same for taxes, assessments, necessary repairs and expenses incident to occupancy of tenants, and other expenses necessary to conserve said realty pending litigation and during the period of redemption or until the further order of this court, and said receiver shall file an undertaking to be approved by this court.

ISABELLE MARY WATKINS BY CHARLES)
R. WATKINS, HER NEXT FRIEND.)
VS) # 15160 On Account of Change of Venue.
VONNEGUT HARDWARE COMPANY, ET AL.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit

of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Nineteen Dollars and Fifty Cents ($19.50) in the case of Isabelle Mary Watkins, by Charles R. Watkins her next friend vs. Vonnegut Hardware Co., et al. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

Dune 22nd, 1937. Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

KENNETH T. WEGHORST)
VS) # 14833 On Account of Change of Venue.
OTTO F. REIFEIS)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of Kenneth T. Weghorst vs. Otto F. Reifeis is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 22nd, 1937. Horace L. Hanna
Judge 55th Judicial Circuit of Indiana

RADER GOLAY)
VS) # 15105 On Account of Change of Venue.
CENTRAL PARKING GARAGE)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. One Hundred Eighty-Five Dollars and Fifteen Cents ($185.15) in the case of Rader Golay vs. Central Parking Garage, is now audited and allowed as a just and proper claim in favor of said County of Hendricks and

against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 22nd, 1937. Horace L. Hanna

Judge 55th Judicial Circuit of Indiana.

S. C. MORRILL)
VS) # 14600 On Account of Change of Venue.
OSCAR L. HITTLE)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Five Dollars and Fifty Cents ($5.50) in the case of S. C. Morrill vs. Oscar L. Hittle is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 22nd, 1937. Horace L. Hanna

Judge 55th Judicial Circuit of Indiana.

INNIE ETTA GOSS)
VS) # 15111 On Account of Change of Venue.
WILLIAM BURTON GOSS)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, correct, and the amount thereof, to-wit. Fifteen Dollars and - - -Cents ($15.00) in the case of Winnie Etta Goss vs. William Burton Goss is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

Dune 22nd, 1937. Horace L. Hanna

Judge 55th Judicial Circuit of Indiana.

CONRAD REIBE)
VS) # 14520 On Account of Change of Venue.
L. PARK THORNBURG)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County of Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Twenty-Fourt Dollars and - - -Cents ($24.00) in the case of Conrad Reibe vs. L. Park Thornburg is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 22nd, 1937. Horace L. Hanna

Judge 55th Judicial Circuit of Indiana.

MARIE HOWE)
VS) # 15096 On Account of Change of Venue.
ALBERT E. SHUMAKER, ETC.)

I, Horace L. Hanna, Judge of the 55th Judicial Circuit of Indiana, and Judge of the Circuit Court aforesaid, in which the above and foregoing case was tried, adjudicated and disposed of, having this day examined the foregoing account in favor of the County of Hendricks, and against the County Marion in said State, and having heard record and other evidence touching the same, and being advised as to the law in reference thereto:

It is by me ordered and adjudged that said account is, in all things, correct, and the amount thereof, to-wit. Two Hundred Thirty-Eight Dollars and Twenty Cents ($238.20) in the case of Marie Howe vs. Albert E. Shumaker, etc. is now audited and allowed as a just and proper claim in favor of said County of Hendricks and against the County of Marion in said State, and the Auditor of said County of Marion is hereby ordered and directed to issue his warrant upon the Treasurer of said County of Marion in said State, in favor of said County of Hendricks and this shall be his sufficient voucher, and authority for so doing.

June 22nd, 1937. Horace L. Hanna

Judge 55th Judicial Circuit of Indiana

And court adjourned until 9:00 o'clock A. M. Wednesday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Wednesday Morning, June 23rd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

LEO F. WELCH, HAROLD R. VICTOR)
AND NORBERT J. FOX, TRUSTEES)
PURSUANT TO TRUST INDENTURE OF)
CELTIC SAVING AND LOAN ASSOCIATION,)
NO. 3, UNDER DATE OF APRIL 30, 1936,)
Plaintiffs.)
VS) # 15077 ORDER APPOINTING A RECEIVER
MOLLIE SHAMPAIGN FELDMAN,)
CHARLES FELDMAN,)
Defendants.)

And comes now E. Kirk McKinney and qualifies as such receiver and files his undertaking with United States Fidelity and Guaranty Company, Baltimore, Maryland, as surety, which is approved by the court, and which is in the words and figures following, to-wit: (H.I.).

JOHN T. TOLBERT)
VS) # 15232
MAYME TOLBERT)

Comes now the defendant, by counsel, and files petition and affidavit for support and for suit money, which petition and affidavit are in the following words and figures, to-wit: (Here Insert).

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Thursday Morning, June 24th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

ADDISON H. INGRAM)
VS) # 13660
MODERN WOODMEN OF)
AMERICA.)

Comes now the defendant, by counsel, and moves the Court for an order to plaintiff to file amended complaint on or before July 12th, 1937.

And the Court being duly advised, now sustains said motion, and the plaintiff is ordered to file amended complaint on or before July 12th, 1937.

STATE OF INDIANA)
VS) # 7766 Judgt. vs Deft. for $20.00Fine and Costs.
CHARLES EDWARDS) J. D. 17, Page 199.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Charles Edwards, in his own proper person and also by his attorney, Otis E. Gulley, and said defendant being duly arraigned in open Court, enters his plea of not guilty, and the Court fixes the defendant's bond at $300.00.

The defendant now appears in open Court and withdraws his plea of not guilty and enters his plea of guilty of the charge of operating a motor vehicle while under the influence of intoxicating liquor.

It is, therefore, now adjudged and decreed by the Court that the defendant, Charles Edwards, for the crime by him committed, be and he is fined in the sum of twenty dollars, that he be and he is committed to the Penal Farm for a term of fifteen days, and that he pay the costs of this action, taxed at twelve dollars and twenty cents, and that his driver's license be revoked for the year of 1937.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Friday Morning, June 25th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
VS) # 7748
ROY RIDDLE)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Roy Riddle, in his own proper person and by his attorney, Charles V. Sears, and the Court having heard the evidence, and being duly advised in the premises, now finds that said defendant has not conducted himself as he should and that the suspension of sentence, heretofore entered, should be revoked, and said defendant should be required to serve said sentence of imprisonment in the State Farm for a period of sixty days.

It is, therefore, considered, ordered and adjudged by the Court, that the suspension of sentence of Roy Riddle, heretofore entered, be and it is hereby revoked, and said defendant, Roy Riddle, is imprisoned in the State Farm for a period of sixty days.

KARL ROSENBERG)
VS) # 15162
JOSEPH A. BLACKBURN, ET AL.)

Comes now the plaintiff, by counsel, and moves the Court to dismiss this cause as to the defendant, Joseph A. Blackburn. And the Court being duly advised, now sustains said motion, and this cause is dismissed as to Joseph A. Blackburn.

Come now the parties, in person and by counsel, and this cause being at issue, the Sheriff of Hendricks County, is ordered to bring into open Court the following jurors for jury services, to-wit: Leon Bayliss, Harold Knetzer, Tobe Kendall, Grant Martin, Robert A. Pounds, Walter K. Brumfield, Bruce Hamilton, Harry Havens, Frank Rhoades, Thad Ryner, Morris Woods and Glenn Groover, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters thereof, who are duly and legally impanelled and sworn in open court to well and truly try the issues joined herein and a true verdict give according to the law and evidence introduced.

And after hearing a part of the evidence in this cause, the plaintiff rests, and the jury is allowed to separate under proper instructions of the Court as to their duty during their separation until 9:00 o'clock A. M., Saturday, June 26th, 1937.

The defendant, Curtis Storage and Transportation Company, separately and severally at the close of the plaintiff's evidence, files and moves the Court for directed verdict in favor of the defendant, which motion is in the following words and figures, to-wit: (Here Insert).

Arguments are heard on said motion, and the Court being duly advised, now overrules said motion, to which ruling of the Court, the defendant at the time duly excepts.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open Court.

Horace L. Hanna, Judge.

Saturday Morning, June 26th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

GERTRUDE RUTLEDGE, Administrator)
of the Estate of Bert C. Rutledge,)
deceased,)
VS) CAUSE NO. 15043
BOWMAN ELDER, Receiver of Indiana) ENTRY
Railroad.)

Comes now again the defendant, in the above entitled cause, and the defendant presents his bill of exceptions number 1, containing the long-hand transcript of the evidence in the above entitled cause together with the objections, rulings of the court thereon and exceptions thereto and prays that the same be signed by the Judge of the Hendricks Circuit Court, sealed and made a part of the record in this cause.

And now the Judge of the Hendricks Circuit Court being duly advised in the premises and having examined said bill of exceptions finds that said bill of exceptions is presented within the time heretofore filed by the court, and the court further finds that said bill of exceptions number 1 tendered by the defendant is a true transcript of all of the evidence in the above entitled cause, together with the objections, rulings thereon by the court and the exceptions thereto, finds that said bill of exceptions so tendered by the defendant should be signed, sealed and made a part of the record in this cause.

And now the defendant's bill of exceptions number 1 is signed by the Judge of the Hendricks Circuit Court, sealed and ordered made a part of the record in this cause, which bill of exceptions number 1 is in the words and figures as follows: (here insert the original bill of exceptions containing the evidence, objections thereto, the rulings of the court thereon and exceptions.)

KARL ROSENBERG)
VS) # 15162
JOSEPH A. BLACKBURN, ET AL.)

Come now the parties, in person and by counsel, and the jury is again brought into Court and the taking of evidence is continued.

After hearing a part of the evidence in this cause, the jury is allowed to separate under proper instructions as to their duty during such separation until 9:00 o'clock A. M., Monday, June 28th, 1937.

GLEN BROWN, TRUSTEE)
VS) # 15121
PLAINFIELD BUILDING AND)
LOAN ASSOCIATION.)

Comes now the defendant, by counsel, and files motion to strike out supplemental interrogatories numbered from thirty-three to forty-four inclusive propounded by plaintiff, which motion is in the words and figures following, to-wit: (H.I.).

FEDERAL FARM MORTGAGE CORPORATION)
VS) # 14990
GEORGE E. RUSE, ET AL.)

Comes now the Federal Farm Mortgage Corporation by Branigin and Branigin, its attorneys, and files and moves the Court for an order dismissing the above entitled cause, the costs having heretofore been paid, which motion is in the following words and figures, to-wit: (Here Insert).

And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains said motion and said cause is now dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Monday Morning, June 28th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

BENJAMIN WERT)
VS) # 15235
ROBERT M. HADLEY)

Comes now Harry G. Hollingsworth, heretofore appointed receiver, herein, and files his bond in the sum of $100.00 with C. G. Pike as surety thereon, which bond is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said bond and being sufficiently advised in its premises, now approves the same.

KARL ROSENBERG)
VS) # 15162
JOSEPH A. BLACKBURN, ETAL.)

Comes now the parties, in person and by counsel, and the jury is again brought into Court and the taking of evidence is continued and completed.

The defendant now files and moves the Court at the close of all the evidence to instruct the jury to return a verdict for the defendant, which motion is in the words and figures following, to-wit: (H.I.). And the Court having seen and examined said motion and being sufficiently advised in its premises, now overrules said motion, to which ruling of the Court the defendant, duly objects and excepts.

Plaintiff now tenders instruction numbered one inclusive, and the Court indicates it will refuse instruction numbered one, and to the refusal of which the plaintiff duly objects and excepts. Defendant now tenders instructions numbered one to twenty-six both inclusive, and the Court indicates it will refuse instructions numbered 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 25 and 26, and to the refusal of each one of which the defendant duly objects and excepts.

Arguments are heard, and at the close of the arguments, the plaintiff in this cause tendered his instructions in writing, numbered one, and requests the Court to give said instruction; and the defendant now tenders it's instructions in writing, numbered from one to twenty-six, both inclusive, and requests the Court to give each of said instructions.

And now the Court gives to the jury of his own motion instructions numbered 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15, and to the giving of each instruction so given by the Court of his own motion, plaintiff and defendant each excepts as to each instruction separately and severally. And now the Court refuses to give instruction number one tendered by the plaintiff, and the plaintiff excepts to the refusal of the court to give instruction numbered one tendered by the plaintiff. And now the Court gives instructions numbered 19 and 24 tendered by the defendant and refuses to give instructions numbered 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 25 and 26 tendered by the defendant. The plaintiff now excepts to the giving of instructions numbered 19 and 24 and to each of them tendered by the defendant, and the defendant now excepts to the refusal of the Court to give instructions numbered 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 25 and 26, tendered by the defendant and to each of them separately and severally.

And now the Court signs the instructions given of the Court by its own motion, and also, signs the instructions tendered by the plaintiff and the instructions tendered by the defendant, indicating those "given" and those "refused" and all of the instructions including those given by the court and those tendered by the plaintiff and those tendered by the defendant, and now orders all of said instructions including those given and refused filed and made a part of the record in this cause, which is now done, which instructions are in the words and figures following, to-wit: (H.I.).

And now the jury retires in charge of a sworn officer to deliberate.

The jury is again conducted into Court and requests the Court to again read the instructions, and the Court reads to the jury the instructions given in this cause, and the jury again retires in charge of a sworn officer to deliberate.

And afterwards, the jury is again conducted into Court and returns a verdict for the plaintiff in the sum of $1646.50, which verdict is in the words and figures following, to-wit:

State of Indiana,)
Hendricks County, SS:)

In the Hendricks Circuit Court,
May Term, 1937.

Karl Rosenberg)
vs.)
Joseph A. Blackburn, and Curtis Storage and Transportation Company, A Corporation.)

No. 15162.

VERDICT OF THE JURY.

We, the Jury, find for the plaintiff and assess his damages in the sum of $1646.50.

R. A. Pounds
Foreman of the Jury.

And now the jury is discharged from further duties in this cause.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Tuesday Morning, June 28th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

THE MARTINSVILLE TRUST COMPANY)
VS) # 11924
GLEN BROWN, ET AL.)

Comes now Carl W. Lambert, herein, and withdraws his appearance for the defendants, Glen Brown and Sarah J. Brown.

Comes now, A. J. Kahl, herein, and enters his appearance for all of the defendants in this cause, and files answer in general denial, which answer is in the words and figures, to-wit: (H.I.).

And this cause being at issue, the same is now submitted to the Court without the intervention of a jury.

Evidence is heard, and after hearing the evidence, the Court now takes the matter under advisement.

ROBERT C. McDIVITT)
VS) # 14975.
JAMES RAMSEY)

Comes now the plaintiff, by counsel, and the Court having seen and examined the plaintiff's motion to strike out interrogatories four to eleven, both inclusive, heretofore filed, and being duly advised in its premies, now overrules the same, to which ruling of the Court the plaintiff duly excepts.

And now the plaintiff is ruled to answer all interrogatories on or before July 3rd, 1937.

ALPHEUS SLOAN, JUNIOR, BY HIS)
NEXT FRIEND ALPHEUS SLOAN, SENIOR)
VS) # 15158
LYMAN HUNTER AND)
RAYMOND PROCTOR)

Comes now the defendants, Lyman Hunter and Raymond Proctor, by Emmett Huggins and Oscar F. Smith, their attorneys, and file affidavit and motion for continuance, which affidavit and motion is in the following words and figures, to-wit: (H.I.). And the Court having seen and examined said affidavit and motion and being sufficiently advised in its premises, now sustains said motion for continuance, to which ruling of the Court the plaintiff duly excepts.

KELLY DENNEY, ADMINISTRATOR OF THE)
ESTATE OF LUELLA SMITH, DECEASED.)
VS) # 15179 Entry on Motion to Dismiss.
W. D. KIBLER TRUCKING COMPANY and)
WILBUR LACOMPT)

Comes now the plaintiff by counsel and on leave of court first obtained, files written motion to dismiss the above entitled cause, which motion is in the words and figures, to-wit: (H.I.), and the Court having examined said

motion and being duly and sufficiently advised in the premises, finds that said petition and motion should be sustained.

It is, therefore, ordered, adjudged and decreed by the Court that said cause of action be and the same is hereby dismissed with prejudice to the right of the plaintiff to reinstate said cause of action or to ever again sue in the controversy aledged in the complaint in said cause. Costs against the defendant, which are now paid.

Dated this 29 day of June, 1937.

MARY DAVEY, ADMINISTRATRIX OF)
THE ESTATE OF ROBERT DAVEY,)
DECEASED.)
VS) # 15183 Entry on Motion to Dismiss.
W. D. KIBLER TRUCKING COMPANY,)
ET AL.)

Comes now the plaintiff by counsel and on leave of court first obtained, files written motion to dismiss the above entitled cause, which motion is in words and figures, to-wit: (H.I.), and the Court having examined said motion and being duly and sufficiently advised in the premises, finds that said petition and motion should be sustained.

It is, therefore, ordered, adjudged and decreed by the Court that said cause of action be and the same is hereby dismissed with prejudice to the right of the plaintiff to reinstate said cause of action or to ever again sue in the controversy aledged in the complaint in said cause. Costs against the defendant, which are now paid.

Dated this 29 day of June, 1937.

FRANK PECK)
VS) # 15230 ENTRY ON JUDGEMENT Judgt. vs Deft. for $263.15 and Costs.
HARRY P. TROST) J. D. 17, Page 199.

Comes now the plaintiff by counsel, and it appearing to the satisfaction of the Court by the Summons and the Sheriff's return thereon, which are as follows, (H.I.) that the defendant has been duly served with process for more than ten days before this said date, and by the day fixed by the plaintiff, by indorsement on his complaint, for the defendant to appear and answer said complaint, this cause is submitted to the court for trial, without the intervention of a jury.

The defendant is three times loudly called, does not appear and wholly makes default. The Court having heard the evidence and being fully advised in the premises finds for the plaintiff on his complaint, that he is entitled to the face value of the note in the sum of $226.15 with interest at the rate of 8% from date given until the present time, together with a reasonable attorneys fee for bring said cause of action, and the cost of the action.

It is therefore, considered and adjudged by this Court, that the plaintiff herein recover from this defendant the sum of face of the note, to wit: $226.15, together with $12.00 interest, together with $25.00 Attorneys fee, making a total sum of $263.15, to gether with the costs of this action.

Judgement for $263.15 and costs.

And court adjourned until 9:00 o'clock A. M. Wednesday,
Record read and signed in open court.

Horace R. Hanna, Judge.

Wednesday Morning, June 30th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

STATE OF INDIANA)
) SS:
HENDRICKS COUNTY)

HENDRICKS CIRCUIT COURT
MAY TERM, 1937

GERTRUDE RUTLEDGE, Administrator)
of the Estate of Bert C. Rutledge,)
deceased,)
VS)
BOWMAN ELDER, Receiver of Indiana)
Railroad.)

CAUSE NO. 15043

PRAECIPE TO THE CLERK OF THE HENDRICKS CIRCUIT COURT, HENDRICKS COUNTY, INDIANA.

You are hereby directed to prepare a transcript of the record for an appeal to the Appellate Court of Indiana in cause numbered 15043, in the Hendricks Circuit Court of Hendricks County, Indiana, and entitled, GERTRUDE RUTLEDGE, Administrator of the Estate of Bert C. Rutledge, deceased, vs BOWMAN ELDER, Receiver of Indiana Railroad, in which final judgment was rendered on the 6th day of May, 1937; and to include therein the following:

A transcript of the entire record, except that you will include the original bill of exceptions containing the evidence without copying the same.

McHale, Arthur & Myers

Edgar M. Blessing
Attorneys for Defendant.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Thursday Morning, July 1st, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

LUE VENIA STEPHENS	)	Order of Court Appointing a	Judgt. vs Pltf.
VS	) # 15122	Physician to Make a Physical	for Costs.
HAROLD HUGHES	)	Examination of the Plaintiff.	J.D. 17, Page 199.

Comes now the defendant, by counsel, and files answer in general denial, which answer is in the words and figures following, to-wit: (H.I.).

Comes now the defendant, Harold Hughes, by his attorney, John T. Hume, of the firm of Hume & Gaston, attorneys of record in the above and foregoing entitled cause of action, and presents and files his verified petition for a physical examination of the plaintiff in the above entitled cause, which verified petition is in the following words and figures, to wit: (H.I.).

And the court, having examined said verified petition and being fully advised and informed in the premises, finds that the matters and things set forth in said petition are ture, and that the prayer of said petition should be granted, and that a physician should be approved by the court to make a physical examination of the plaintiff in order that he may testify in this cause as a witness upon the subject of plaintiff's physicial condition with reference to the injuries alleged in plaintiff's complaint herein.

It is therefore ordered, adjudged and decreed by the court that Dr. J. W. Gibbs be and he is hereby appointed by the court as a physician to make a full and complete physical examination of Lue Venia Stephens, the plaintiff herein, with reference to the personal injuries alleged in said plaintiff's complaint.

It is further ordered by the court that the plaintiff be, and she is hereby ordered and directed to appear at the office of said above named physician in the town of Danville, Indiana, at the hour of ___ o'clock ____M., on the 1st day of July, 1937, for the purpose of submitting herself to such examination.

Comes also the plaintiff, in person and by counsel, and this cause being at issue, the Sheriff of Hendricks County, is ordered to bring into open Court the following jurors for jury services, Thomas Disney, Walter Ballard, Tobe Kendall, Grant Martin, Walter K. Brumfield, Bruce Hamilton, Harry Havens, Frank Rhoades, Thad Ryner, Oscar E. Joseph, Glenn Groover and Glenn Durham, twelve good and lawful men, householders and freeholders of Hendricks County, and legal voters thereof, who are duly and legally impanelled and sworn in open court to well and truly try the issues joined herein and a true verdict give according to the law and evidence introduced.

And now the jury is permitted to separate under proper instructions of the Court as to their duty during such separation until 1:15 o'clock P. M.

The plaintiff now moves to dismiss this cause without predjudice at plaintiff's cost. And the Court being duly advised, now sustains said motion and this cause is dismissed at the cost of the plaintiff.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiff, Lue Venia Stephens, is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Friday Morning, July 2nd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

GLEN BROWN, TRUSTEE)
VS) # 15121
PLAINFIELD BUILDING)
AND LOAN ASSOCIATION)

Comes now the plaintiff, by counsel, and the Court having seen and examined the defendant's motion to strike out and reject supplemental interrogatories numbered from thirty-three to forty-four, both inclusive, filed by the plaintiff, and being sufficiently advised in its premises, now sustains said motion, to which ruling of the Court the plaintiff now duly objects and excepts.

STATE OF INDIANA, EX REL)
RICHARD A. McKINLEY, BANK)
COMMISSIONER OF THE STATE)
OF INDIANA.)
VS) # 13929 ORDER ON PETITION DIRECTING
CITIZENS BANK OF AMO, INDIANA.) TRANSFER OF FUNDS.

Comes now Archie J. Kahl, and files the following petition, (H.I.), from which it appears that said money is now held in this cause which belong to the Estate of Eleazar B. Owen, Deceased, and said petition asking that the money be transferred to said estate.

And the Court having heard the evidence and being duly advised in the premises, finds that the allegations of the said petition are true and that there is now the sum of $497.93 in the hands of the Clerk of the Hendricks Circuit Court, which was paid in under cause number 13929, should be transferred by said Clerk to the Estate of Eleazar B. Owen, which bears estate number_____of the Hendricks Circuit Court.

It is, therefore, considered and ordered by the Court that the Clerk transfer the said sum of $497.93 from the case of State of Indiana, Ex Rel Richard A. McKinley, Bank Commissioner of the State of Indiana vs Citizens Bank of Amo, Indiana, bearing cause number 13929, to the Estate of Eleazar B. Owen which bears number _____in the Hendricks Circuit Court, and that the Clerk hold said money in said estate as it appears to belong to said estate, until the further order of this court.

(For receipt see Probate Order Book 59 at page 313.)

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Saturday Morning, July 3rd, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

ROBERT C. McDIVITT)
VS) # 14975
JAMES RAMSEY)

Comes now John T. Hume, one of the attorneys of record for the plaintiff in the above cause, and files motion and affidavit for change of venue from Hendricks County, Indiana, which motion and affidavit is in the following words and figures, to-wit: (Here Insert).

CHARLES H. SEILOFF, ET AL.)
VS) # 15112
STANTON A. MORTON, ET AL.)

Come now the defendants, by counsel, and with the consent of the Court first obtained withdraws their demurrer heretofore filed in this cause, and said defendants now separately and severally file motion and objections to the complaint herein, which motion and objections to the complaint are in the words and figures following, to-wit: (Here Insert).

FRANK COOK)
VS) # 15145
JOSEPH L. WRAY)

Come now the defendants, by counsel, and with the consent of the Court, withdraws their demurrer, heretofore filed in this cause, and the Court now consents and allows said defendants to file motion and objections to complaint, which motion and objections to the complaint are in the words and figures following, to-wit: (Here Insert).

KARL ROSENBERG) Judgt. vs Deft., Curtis Storage and Transportation Company, A Corporation, for $1646.50 & Costs.
VS) # 15162
JOSEPH A. BLACKBURN, ET AL.) J. D. 17, Page 200.

Comes now the plaintiff, by his attorneys, and moves the Court to render judgment on the verdict in this cause. And the Court being duly advised, now sustains said motion and renders judgment on the verdict of the jury.

It is, therefore, now adjudged by the Court, that the plaintiff, Karl Rosenberg, have and recover of and from the defendant the sum of one thousand six hundred forty-six dollars and fifty cents, ($1646.50), together with the costs of this action, taxed at _____dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Tuesday,
Record read and signed in open court.

Horace L. Hanna, Judge.

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Tuesday Morning, July 6th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

DAVIE B. BLUNK)
VS) # 14097
BESSIE V. BLUNK)

Come now the parties, in person and by counsel, and the Court now takes up the matter of the petition to modify the decree as to the custody of the minor child.

The Court having heard all of the evidence in this cause, now takes this matter under advisement.

FRANCIS CLARK HYLTON)
VS) # 15228 D E C R E E Judgt. vs Deft. for Costs.
VESSIE HILL) J. D. 17, Page 200.

Comes now the plaintiff by counsel and it appearing to the satisfaction of the court, by the summons and sheriff's return (H.I.), that the defendant has been duly served with process for more than 10 days before the day fixed by the plaintiff, by endorsement on her complaint, for the defendant to appear and answer said complaint; this cause is submitted to the court for hearing and trial.

The defendant is three times loudly called in open court and he not appearing is thereby defaulted.

And the court having heard the evidence and being fully advised in the premises, finds for the plaintiff and that she is entitled to immediate possession of the real estate and dwelling house described in her complaint, all located in Hendricks County, Indiana.

It is, therefore, considered and adjudged by the court that the plaintiff is entitled to immediate possession of said described real estate, costs against the defendant.

STATE OF INDIANA)
VS) # 7767 Judgt. vs Deft. for $50.00 Fine & Costs.
E. L. JACKSON) J. D. 17, Page 200.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant,E. L. Jackson, in his own proper person, and said defendant being duly arraigned in open Court, now enters his plea of guilty of charge of driving motor vehicle while under influence of intoxicating liquor.

It is, therefore, now adjudged and decreed by the Court that the defendant, E. L. Jackson, for the offense by him committed, be and he is fined in the sum of fifty dollars, and that said defendant shall pay the costs of this action, taxed at &_____dollars and _____cents.

It is also ordered by the Court that said defendant, E. L. Jackson, is hereby prohibited from driving any automobile or motor vehicle for a period of one year, and the Clerk of the Hendricks Circuit Court is directed to forward a certified copy of this judgment to the motor vehicle department of this State, and also forward the operator's license of the defendant, same being #1614532, State of Texas, signed by Elton L. Jackson.

And court adjourned until 9:00 o'clock A. M. Wednesday,

Record read and signed in open court.

Horace L. Hanna, Judge.

Wednesday Morning, July 7th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

IN THE MATTER OF THE VOLUNTARY)
LIQUIDATION OF THE DANVILLE) # 14336
TRUST COMPANY, OF DANVILLE,)
INDIANA.)

Come now William F. Franklin and Charles Z. Cook, the duly appointed, qualified and acting Liquidating Agents of the Danville Trust Company, of Danville, Indiana, by counsel, and file their verified petition as liquidating agents to take title to real estate in satisfaction of debt, which petition is in the words and figures following, to-wit:

STATE OF INDIANA,
) SS:
HENDRICKS COUNTY.

IN THE HENDRICKS CIRCUIT COURT, MAY TERM, 1937.

IN THE MATTER OF THE VOLUNTARY
LIQUIDATION OF THE DANVILLE
TRUST COMPANY, OF DANVILLE,
INDIANA:

PETITION OF LIQUIDATING AGENTS
TO TAKE TITLE TO REAL ESTATE
IN SATISFACTION OF DEBT:

Come William F. Franklin and Charles Z. Cook, the duly appointed, qualified and acting Liquidating Agents of the Danville Trust Company, of Danville, Indiana, and respectfully show the court that among the assets of said Trust Company, coming into their hands as the Liquidating Agents thereof, is a certain mortgage upon the following described real estate in Hendricks County, Indiana, to-wit:

The South Half of Lots 2 and 3 in Block 21 in the Original Town of Danville, Hendricks County, Indiana.

That said mortgage was executed to secure a debt and obligation of the mortgagors, Otis E. Gulley and Clara F. Gulley, in the sum of $3000.00; that said debt and obligation is long over due and wholly unpaid; that from investigation made by petitioners the mortgagors are unable to meet said debt but have made it known that they are willing to convey the real estate covered by said mortgage to the petitioners in full satisfaction of the debt and obligation; that your petitioners are of the opinion that it will be for the best interest of the trust to accept such conveyance and cancel the debt.

WHEREFORE, petitioners pray the court for an order authorizing them to take a conveyance of said property in satisfaction of the debt, and they pray for all proper authority in the premises.

William F. Franklin

Charles Z. Cook, Liquidating Agent

for the Danville Trust Company, of Danville, Indiana.

(SEAL)

STATE OF INDIANA, HENDRICKS COUNTY, SS;

Be it known that on this 7th. day of July, 1937, personally appeared before me, the undersigned Notary Public in and for the county and State aforesaid, William F. Franklin and Charles Z. Cook, liquidating agents for the Danville Trust Company of Danville, Indiana, to me personally known to be the duly appointed, qualified and acting liquidating agents of said trust company, and each swears that the facts set forth in the foregoing petition are true in substance and in fact, and further say not.

William F. Franklin

Charles Z. Cook.

Subscribed and sworn to before me this 7th. day of July, 1937.

(SEAL) Zimri E. Dougan,

My Commission expires Jan. 3rd. 1939, Notary Public.

And the Court having seen and examined said petition and being sufficiently advised in its premises, now allows the same, which allowance is endorsed thereon which is as follows: "July 7th. 1937. Within Petition examined and allowed in open court. Liquidating Agents authorized to take a conveyance of the within described real estate in satisfaction of the mortgage debt therein described. Horace L. Hanna, Judge Of The Hendricks Circuit Court."

IN THE MATTER OF THE VOLUNTARY)
LIQUIDATION OF THE DANVILLE) # 14336
TRUST COMPANY, OF DANVILLE)
INDIANA:)

Come William F. Franklin and Charles Z. Cook, Liquidating Agents for The Danville Trust Company, of Danville, Indiana, and file their duly verified petition for the sale of real estate in said petition described. Said petition being in the words and figures as follows, to-wit:

STATE OF INDIANA,) SS:
HENDRICKS COUNTY. IN THE HENDRICKS CIRCUIT COURT, MAY TERM, 1937.

IN THE MATTER OF THE VOLUNTARY LIQUIDATION OF THE DANVILLE TRUST COMPANY, OF DANVILLE, INDIANA:

PETITION OF THE LIQUIDATING AGENTS TO SELL REAL ESTATE.

Come William F. Franklin and Charles Z. Cook, the duly appointed, qualified and acting Liquidating Agents for The Danville Trust Company, of Danville, Indiana, now in Voluntary Liquidation in the Hendricks Circuit Court, and respectfully represents and show to the Court:

That among the assets of said Trust Company coming into their hands, as Liquidating Agents thereof, is the following parcel of real estate located in Hendricks County, Indiana, to-wit:

The South Half of Lots 2 and 3 in Block 21 in the Original Town of Danville, Hendricks County, Indiana.

Your petitioners further show that all of the debts of said Trust Company, coming to their knowledge, have been paid, and that it will be for the best interests of the shareholders of said Trust Company to sell and dispose of said described premises; that it is the opinion of your petitioners that said parcel of real estate can be sold at better advantage, and for a better price, at private sale than at public vendue, upon notice by posting of written or printed notices of such sale in at least five public places in Center Township, Hendricks County, Indiana, the Township of said county in which said real estate is located, for five days prior to the date of said sale, and for cash on day of sale.

WHEREFORE, Your petitioners pray the court for an order authorizing them to sell and dispose of said described real estate at private sale upon five day's notice by posting wirtten or printed notices thereof in at least five public places in Center Township, Hendricks County, Indiana, and for cash on day of sale, and petitioners ask for all proper relief in the premises.

(SEAL) William F. Franklin,

Charles Z. Cook, Liquidating Agents

For The Danville Trust Company, of Danville, Indiana.

STATE OF INDIANA, HENDRICKS COUNTY, SS:

Be it known that on this 7th. day of July, 1937, personally appeared before me, the undersigned Notary Public in and for the county and State aforesaid, William F. Franklin and Charles Z. Cook, to me personally known to be the duly appointed and acting Liquidating Agents for The Danville Trust Company, of Danville, Indiana, and each swears that the facts set forth in the within and foregoing petition are true in substance and in fact, and further say not.

William F. Franklin,

Charles Z. Cook.

Subscribed and sworn to before me this 7th. day of July, 1937.

(SEAL) Zimri E. Dougan,

My Commission expires Jan. 3rd. 1939. Notary Public.

And the court, being fully advised, finds that the allegations of said petition are true and that in the interests of said Trust the prayer thereof should be granted.

It is, therefore, considered and ordered by the court that the real estate mentioned and described in said petition, as follows, to-wit:

The South Half of Lots 2 and 3 in Block 21 in the Original Town of Danville, Hendricks County, Indiana, be sold by petitioners at private sale upon five days notice by the posting of written or printed notices thereof in five public places in Center Township, Hendricks County, Indiana, the Township of said county in which the real estate ordered sold is located, and for cash on day of sale.

The Liquidating agents are required to make due report of said sale at the present term of this court. And time is given.

CLARENCE HAMILTON)
VS) # 15029
UNITED TAXI CO., INC.)
HOWARD SELLERS)

Come now the parties, by counsel, and the Court having heretofore heard arguments for new trial, and now being duly advised, overrules said motion for new trial.

ROBERT C. McDIVITT)
VS) # 14975
JAMES RAMSEY)

Come now the parties, by counsel, and the plaintiff on his affidavit filed, moves the Court for change of venue from the county, which motion the Court now sustains.

The parties failing to agree on county, now strike the counties adjoining Hendricks County, Indiana, plaintiff striking first strikes Marion County, the defendant strikes Putnam County, plaintiff strikes Boone County and defendant strikes Morgan County, leaving Montgomery County, and this cause is ordered sent to Montgomery Circuit Court, and ten days is the time allowed to perfect said change.

STATE OF INDIANA)
VS) # 7770 Judgt. vs Defts. for Costs.
FILLMORE ROY) J. D. 17, Page 200.
HARRISON HOWARD)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendants, Fillmore Roy and Harrison Howard, in their own proper persons,and said defendants being duly arraiged in open Court, each pleads guilty of the crime of vehicle taking, and the Court finds the true age of Harrison Howard to be nineteen years, February 20th, 1937, and the true age of Fillmore Roy to be eighteen years, September, 1936.

It is, therefore, now adjudged and decreed by the Court that the defendants, Fillmore Roy and Harrison Howard, for the offense by them committed, each of them shall be and is now sentenced to the custody of the Board of Managers of the Indiana Reformatory, to be confined at the Indiana Reformatory or at such place as may be designated by such Board of Managers, where they can be most safely and properly cared for, as guilty of the crime of vehicle taking, and that each shall be confined therein, for a term of not less than one year nor more than ten years, and that each defendant, Fillmore Roy and Harrison Howard, pay the costs of this action, taxed at _____dollars and_____ cents.

GOLDIE V. ROBBINS)
VS) # 15113 Judgt. vs Deft. for Costs.
PENNSYLVANIA RAILROAD CO.) J. D. 17, Page 201.

Come now the parties, by counsel, and the Court being duly advised, finds that the above cause has been compromised and settled, and now on motion of parties, stipulation of dismissal is herein filed in the following words and figures, to-wit: (H.I.).

And the Court being duly advised, now sustains said motion and this cause is dismissed at the cost of the defendant.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the defendant is ordered to pay the costs of this action, taxed at _____dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Thursday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Thursday Morning, July 8th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

KARL ROSENBERG)
VS) # 15162
JOSEPH A. BLACKBURN, AND)
CURTIS STORAGE AND TRANSPORTA-)
TION CO., A CORPORATION.)

Comes now the defendant, Curtis Storage and Transportation Company, a Corporation, by counsel, and files motion for new trial, which motion is in the words and figures following, to-wit: (H.I.).

GLEN BROWN, TRUSTEE)
VS) # 15121
PLAINFIELD BUILDING AND)
LOAN ASSOCIATION.)

Comes now the plaintiff, by counsel, and files and moves the Court to require the defendant to produce for plaintiff's inspection, and for use in the trial of said cause, certain documents, records and papers in defendant's possession, which motion is in the following words and figures, to-wit: (Here Insert).

And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains the same, to which ruling of the Court the defendant duly objects and excepts.

STATE OF INDIANA)
VS) # 7760
JOHN RUSSELL FEENEY)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, John Russell Feeney, in his own proper person and also by his attorney, Harney F. Semones, and this cause being at issue, the same is now submitted to the Court for trial, finding, judgment and decree without the intervention of a jury.

The Court having heard the evidence and evidence completed, and arguments heard, the Court now finds the defendant, John Russell Feeney, not guilty of the charge set forth in the two paragraphs of the affidavit, and acquits and discharges the defendant.

It is, therefore, considered, ordered and adjudged by the Court that the defendant, John Russell Feeney, is not guilty of the charge set forth in the two paragraphs of the affidavit, and now acquits and discharges the said defendant.

And court adjourned until 9:00 o'clock A. M. Friday,
Record read and signed in open court.
Horace L. Hanna, Judge.

Friday Morning, July 9th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

FERN MITCHELL, ET AL.)
VS) # 13206
ROBERT L. WORRELL)

Comes now the commissioner, W. F. Evans, herein, and the Court having examined the commissioner's financial report, heretofore filed, and being sufficiently advised in its premises, now approves said report and said commissioner is discharged from his bond and trust.

DAVIE B. BLUNK)
VS) # 14097
BESSIE V. BLUNK)

Comes now the plaintiff, by counsel, and files application for suit money, which application is in the words and figures following, to-wit: (H.I.).

GLEN BROWN, TRUSTEE)
VS) # 15121
PLAINFIELD BUILDING AND)
LOAN ASSOCIATION.)

Comes now the plaintiff, by counsel, and files motion to strike out part of defendant's third paragraph of answer, which motion is in the following words and figures, to-wit: (Here Insert). By leave of Court the plaintiff is permitted to withdraw said motion from the files.

STATE OF INDIANA)
VS) # 7719
CECIL SMITH)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also Cecil Smith, the defendant, in his own proper person, and comes also Mrs. Maurice Smith, a sister-in-law of said defendant, and Maurice Smith's check for $110.90 is delivered to the Clerk of this Court, payable to said Clerk and upon the crediting of said check is to be credited to the Costs of this action in the sum of $15.90, and to the delinquent payments due for the support of the minor children from said defendant in the sum of $95.00, which pays said weekly payments up to July 7th, 1937, and said defendant promises this Court that he will arrange with his employerer to forward, out of his wages each week, begining with July 14th, 1937, $6.00 to the Clerk of this Court for the support of his said children, and said defendant is allowed to go on his own recognizance until further order of this court.

JOHN T. TOLBERT)
VS.) No. 15232.
MAYME TOLBERT)

Comes now the defendant, Mayme Tolbert, in her own proper person, and by her attorney, Chas. V. Sears, and shows to the court by the notice and the acknowledgement

of the service thereof endorsed thereon, that the plaintiff was properly notified that defendant had filed in the Hendricks Circuit Court an application asking the court for an order requiring the plaintiff to pay into this court a sum of money sufficient to enable her to prosecute her defense to said cause of action, and a reasonable allowance for her support during the pendency of said cause, said notice and acknowledgement of service being as follows: (H.I.), and that said application would be heard by the Hendricks Circuit Court at the Court House in Danville, Indiana, at 2:00 o'clock P. M. on the 9th day of July, 1937, and that said notice was duly served on the 3rd day of July, 1937.

And said application coming on for hearing, and the court having examined said application and having heard the evidence, and being duly advised and informed in the premises, finds that said defendant is entitled to an allowance for her support during the pendency of said cause of action and that she is entitled to an order against said plaintiff for the payment of money sufficient to prosecute her said cause of action, and defense.

It is therefore ordered by the court that the plaintiff pay into this court for plaintiff's attorneys the sum of $35.00, the same to be paid within thirty days from this date, and it is further ordered by the court that the plaintiff pay into this court for the use of the defendant the sum of $4.00 per week for the support of the defendant during the pendency of this suit, and that the first payment be made on Wednesday, July 14, 1937, and that said payments be made on each Wednesday thereafter until the termination of this cause of action.

MAYME MABEE)
VS) # 15181
HARRY MABEE)

Comes now the defendant, by S. Lloyd Garrison, and files answer in general denial, which answer is in the words and figures following, to-wit: (H.I.).

This cause being at issue, is now submitted to the Court for trial, finding and decree without the intervention of a jury.

And the Court having heard the evidence in this cause and being sufficiently advised, finds for the plaintiff and that the allegations of plaintiff's complaint are true and that the plaintiff should be granted an absolute divorce from said defendant on the grounds alleged in her complaint, that the plaintiff is entitled to recover of the defendant, Harry Mabee, her costs and charges herein laid out and expended, including attorney fee in the sum of $75.00, and ninety days are given in which to pay said attorney fee.

The decree is to be rendered upon the payment of costs herein by plaintiff, all as per entry furnished.

And court adjourned until 9:00 o'clock A. M. Saturday,
Record read and signed in open court.

Horace L. Hanna, Judge.

Saturday Morning, July 10th, 1937.

Court met pursuant to adjournment,
Present Honorable Horace L. Hanna, Judge.

SAMUEL McPHEETERS)
VS) # 15226
WILLIAM A. VANNICE, ET AL.)

Comes now the defendant, William A. Vannice, by counsel, and files answer in general denial to complaint herein, which answer is in the words and figures following, to-wit: (Here Insert).

KARL ROSENBERG)
VS) # 15162
JOSEPH A. BLACKBURN, ET AL.)

Come now the parties, by counsel, and oral argument is heard on motion for new trial, and the Court now takes this matter under advisment.

GLEN BROWN, TURSTEE)
VS) # 15121
PLAINFIELD BUILDING AND)
LOAN ASSOCIATION)

Comes now the plaintiff, by counsel, and files motion to strike out all of the second paragraph and a part of defendant's third paragraph of answer, which motion is in the words and figures following, to-wit: (Here Insert).

STATE OF INDIANA)
VS) # 7769
LYLE GREGG)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also Lyle Gregg, in his own proper person and also John T. Hume, his attorney, and said defendant is duly arraigned in open Court and enters his plea of guilty.

And now the Court on motion of defendant's attorney, defers sentence until Monday, July 12th, 1937.

SAMUEL McPHEETERS,		Judgt. vs Deft., Wm. A. Vannice, for $472.14
VS	) # 15226	and Costs.
WILLIAM A. VANNIACE;	)	J. D. 17, Page 201.
THE COUNTY DEPARTMENT OF PUBLIC	)	Judgt. vs Deft., Wm. A. Vannice, for $264.00
WELFARE OF HENDRICKS COUNTY;	)	and Costs in favor of cross-complainant, The County Department of Public Welfare of Hendricks County.
RANDOLPH KLIHANTZ.	)	J. D. 17, Page 201.

Comes the plaintiff, Samuel McPheeters, by counsel, and comes also defendant, William A. Vannice, by Charles E. Edwards, his attorney, and defendant, The Department of Public Welfare of Hendricks County, appears by Harney F. Semones, its attorney, and the plaintiff produces and exhibits to the court the summonses issued to the Sheriff of Hendricks County, Indiana, for defendants herein, and from which summonses and returns of said sheriff endorsed thereon, the court finds that said defendants, and each one of them severally, were served with process and notice of the

filing and pendency of this action more than ten days before the 10th day of July, 1937. Said summonses and Sheriff's returns thereon are as follows, to-wit:- (Here Insert);

And now defendant, William A. Vannice, files answer to the complaint as follows, to-wit:-(Here Insert); and defendant; The Department of Public Welfare of Hendricks County, files answer and cross-complaint to the complaint as follows, to-wit:-(Here Insert);

The defendant, Randolph Klihantz, failing to appear and answer the complaint herein is now three times loudly called in open court but comes not and herein wholly makes default;

And now this cause, being at issue upon plaintiff's complaint and answer of defendant, William A. Vannice, and answer and cross-complaint of defendant, The County Department of Public Welfare of Hendricks County, thereto, and the default of defendant, Randolph Klihantz, is submitted to the court for trial, finding, judgment and decree without the intervention of a jury. And the Court having heard the evidence and being fully advised in the premises says and finds: That on the 8th day of January, 1930, defendant, William A. Vannice, and his wife, Hattie E. Vannice, then in life but now deceased, were the owners in fee simple, as tenants by the entirety of the following described real estate in Hendricks County, Indiana, to-wit:-

A part of the East half of the Northwest quarter of Section 10, Township 15 North, Range 1 West, bounded as follows, to-wit:-Beginning at the center of Mill Street in the Town of Danville, Indiana, at a point 73 rods and 11 links East of the center of the crossing of Tennessee Street in said town, which point is the North East corner of the tract of land herein described, and running thence South 38 rods and 20 links; thence West 16 rods and 27 links; thence North 23 rods and 11.7 links; thence East 40feet; thence North 253 feet; thence East to the place of beginning, containing 4,3/4 acres.

That on said date defendant, William A. Vannice and his said wife, Hattie E. Vannice, effected a loan of and from the plaintiff herein, Samuel McPheeters, in the sum and amount of $300.00, and, as evidence of said loan, and their promise to repay the same, on said 8th day of January, 1930, executed and delivered to the plaintiff their certain promissory note for the sum and amount of $300.00, payable one year after date, with interest at the rate of eight per cent. per annum from date until due and eight per cent. per annum after maturity until paid, and ten per cent attorney's fees; that to secure the payment of said note and interest, as and when the same should become due and payable, the defendant, William A. Vannice and his wife, Hattie E. Vannice, executed and delivered unto the plaintiff herein their certain mortgage upon the foregoing described real estate; that said mortgage was dated January 8th, 1930, duly acknowledged by the mortgagors and filed for record in the Recorder's Office of Hendricks County, Indiana, on the 9th day of January, 1930, at 8:20 o'clock A.M. of said day, and duly recorded in Record 89, page 102-103, of the Records of said Office.

The court further finds that Intangible Stamps were attached to said note as follows: $.75 for each of the years, 1933, 1934, 1935, 1936 and 1937, all of which were duly cancelled, as required by law.

The court further finds that the note sued upon in this case is long overdue and remains wholly unpaid, the following sums and amounts, to-wit:-

Principal debt and interests,	$430.14;
Advanced for insurance, with interest	$ 2.00;
Fee for plaintiff's attorney,	$ 40.00;

that said several amounts are secured by the mortgage sought to be foreclosed in this proceedings, and that the plaintiff is entitled to a judgment against defendant, William A. Vannice, for a total of said amounts, in the sum of $472.14, all without relief from valuation or appraisement laws.

The court further finds for the plaintiff upon his complaint, that he is entitled to have the mortgage set out and described therein foreclosed against all of the defendants and the real estate described in said mortgage, and in the complaint herein, sold to pay and satisfy the amount found by the court to be due the plaintiff upon his complaint and the costs and expenses of this action, and the costs and expenses of said sale.

The court further finds that there is a Mortgage lien on the real estate covered by plaintiff's said mortgage securing a School Fund Loan of $1000.00, upon which loan there is now due and unpaid interest in the sum of $66.00; that said mortgage is a first and prior lien on said real estate, senior and superior to all other liens thereon, save and except taxes;

The court further finds that defendant, Randolph Klihantz, has no interest whatever in and to the real estate described in plaintiff's said mortgage, except as a tenant from month to month;

The court further finds that defendant, and cross-complainant, The County Department of Public Welfare of Hendricks County, has and holds a lien on the real estate described in plaintiff's said mortgage and in the complaint for the sum of $264.00 for Assistance extended to defendant, William A. Vannice, from time to time during the last three years, which lien is a valid lien thereon, but is junior, injerior and subordinate to plaintiff's said mortgage lien thereon; that said defendant is entitled to have said lien foreclosed as against defendant, William A. Vannice, subject, however, to plaintiff's said mortgage lien thereon, and also the mortgage lien securing the School Fund Loan herein referred to.

The court further finds that defendant, William A. Vannice, is unmarried, and the sole owner, in fee-simple of the real estate described in the complaint.

It is, therefore, considered and adjudged by the court that the plaintiff, Samuel McPheeters, recover of and from defendant, William A. Vannice, the sum of $472.14, and his costs in this action, taxed at $_____, all without relief from valuation or appraisement laws, said judgment to bear interest at the rate of eight per cent. per annum from the date of the rendition thereof.

It is further adjudged and decreed by the court that plaintiff's mortgaged set out and described in the complaint, upon the real estate described therein, be and the same is foreclosed against all of the defendants and that the equity of redemption of said defendants and of all persons claiming by, under or through them, or either of them, in and to the real estate described in the complaint, and heretofore set out and fully described in the findings of the court herein, be and the same is forever barred and foreclosed, and that said described real estate, and all the right, title, interest and claims of said defendants, and of all persons claiming from, under or through them, or either of them, in and to the same, or so much thereof as may be necessary for that purpose, shall be sold by the sheriff of Hendricks County, Indiana, as lands are sold on execution, the sale to be without relief from valuation or appraisement laws, and free from all claims and liens of the defendants, or any one of them, and all persons claiming by, under or through them, or any one of them, but subject to all other valid liens thereon.

It is further considered, adjudged and decreed by the court that defendant and cross-complainant, The County Department of Public Welfare of Hendricks County, have and recover judgment upon its cross-complaint in the sum of $264.00, togeher with its costs, taxed at $_____, said judgment to bear interest at the rate of three

per cent. per annum from and after the date of rendition thereof. It is further adjudged and decreed that the lien of said cross-complainant against the real estate described in plaintiff's mortgage and in the complaint for Assistance rendered defendant, William A. Vannice, be, and the same is, foreclosed against said defendant.

It is further adjudged, and decreed by the court, that the proceeds arising from the sale herein ordered and directed, the Sheriff shall distribute as follows:

First: To the payment of all costs accrued in this action and costs of sale;

Second: To the payment of the amount found due the plaintiff upon his complaint, being the amount of the judgment heretofore rendered therein in his favor, together with interest thereon from the 10th day of July, 1937, at the rate of eight per cent. per annum, to date of sale;

Third: To the payment of the amount found due the defendant, The County Department of Public Welfare of Hendricks County, being the amount of the judgment heretofore rendered herein in its favor, together with interest thereon from the 10th day of July, 1937, at the rate of three per cent; per annum, to date of sale;

Fourth: The overplus, if any, the Sheriff is ordered to pay into court for the use and benefit of the party to whom it rightfully belongs, as the court shall determine.

And the matter of the appointment of a receiver to care for the mortgaged premises during the year of redemption, and to collect the rents and profits thereof is continued until after a sale of the premises is had.

It is further ordered by the court that a duly certified copy of this judgment and decree under the hand of the Clerk and sale of this Court shall be sufficient authority to said Sheriff to serve and execute the same.

And further proceedings herein are continued.

And court adjourned until 9:00 o'clock A. M. Monday,
Record read and signed in open court.

Horace R. Hanna, Judge.

Monday Morning, July 12th, 1937.

Court met pursuant to adjournment,

Present Honorable Horace L. Hanna, Judge.

IN THE MATTER OF THE VOLUNTARY)
LIQUIDATION OF THE DANVILLE TRUST) # 14336 Order approving report of the
COMPANY, OF DANVILLE, INDIANA.) sale of certain real estate.

Come William F. Franklin and Charles Z. Cook, the duly appointed and acting Liquidating Agents for The Danville Trust Company, of Danville, Indiana, and file the following duly verified report of the sale of certain real estate belonging to the said The Danville Trust Company, of Danville, Indiana, heretofore in this proceeding ordered sold, together with proof of the posting of notice of such sale, to-wit:- (Here Insert).

And the court, having examined the same and being sufficiently advised, finds that said Liquidating Agents, after giving notice of the time, terms and place of sale, as required by the order of this court authorizing the same, sold the real estate in their report and former order of this court described, at private sale of Frank O. Gulley for the sum of $3,000.00, that being the highest and best bid received therefor and the full value thereof; that said real estate was sold to the purchaser subject to all taxes, both current and delinquent, and all assessments for local improvements, against the same, which taxes and assessments the purchaser assumes and agrees to pay.

The court further finds that the purchaser complied with the terms of said sale by payment the amount of his bid in cash, as heretofore ordered. And the court, being satisfied that in the interest of said Trust said sale ought to be approved, now in all things ratifies and confirms the same together with the acts of said Liquidating Agents as by them reported. And said Liquidating Agents are now ordered to execute their deed conveying said real estate so sold to said purchaser; which deed is now reported by said Liquidating Agents, and, being examined, is approved by the court and delivered unto the purchaser.

LENA LOWE)
VS) RESTRAINING ORDER # 15227
DONALD LOWE)

Comes now the plaintiff in the above entitled cause of action and she having filed her verified affidavit herein praying for a restraining order and which said verified affidavit is of the following words and figures, to-wit: (H.I.)

And it appearing to the court that an emergency exists herein, this proceeding is submitted to the court on the said verified affidavit for application for restraining order. And the court being duly advised in the premises finds for the plaintiff and finds that the plaintiff is entitled to a restraining order, as therein prayed for, restraining said defendant from selling any of the personal property, the live stock or entering the real estate and house belonging to this plaintiff.

It is, therefore, ordered and considered by the court that the defendant be, and he is, hereby restrained from selling or disposing of any of the personal property and from entering upon plaintiff's real estate and house thereon.

It is further ordered that there issue to the Sheriff of Hendricks County a certified copy of this order and that he be and he is hereby directed to serve the same forthwith and made due return thereof.

Horace L. Hanna
JUDGE OF HENDRICKS CIRCUIT COURT

ASSOCIATES INVESTMENT CO.)
VS)# 14849
JOHN FRANK FRAZIER AND)
MARTHA FRAZIER)

Comes now the plaintiff, by counsel, and upon its motion this cause is dismissed, the costs on dismissal having heretofore been paid.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

NORMAN C. SMITH)
EVELYN M. SMITH)
VS) # 15042 Judgt. vs Pltf. for Costs.
JOHN E. VERNIA) J. D. 17, Page 201.
ANNA VERNIA)

Come now the plaintiffs, by counsel, and moves the Court to dismiss this cause of action at the cost of the plaintiffs.

And the Court being duly advised, now sustains said motion and this cause is dismissed at the cost of the plaintiffs.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed, and the plaintiffs, Norman C. Smith and Evelyn M. Smith, are ordered to pay the costs of this action, taxed at_____ dollars and _____cents.

STATE OF INDIANA)
VS) # 7764
ROY RIDDLE)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and moves the Court to enter nolle prosequi in the above entitled cause, which motion is in the words and figures following, to-wit: (H.I.).

And the Court having seen and examined said motion and being sufficiently advised in its premises, now sustains said motion and said cause is dismissed.

It is, therefore, considered, ordered and adjudged by the Court that this cause be and the same is hereby dismissed.

STATE OF INDIANA)
VS) # 7765 Judgt. vs Deft. for Costs.
NOBLE LAWSON alias) J. D. 17, Page 202.
Dan Turner)

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Noble Lawson, alias Dan Turner, in his own proper person, and being duly arraigned in open Court enters his plea of not guilty. And the Court finds said defendant's age to be twenty-four years, and that the crime committed by the defendant is forgery.

It is, therefore, adjudged and decreed by the Court, that the defendant, Noble Lawson alias Dan Turner, for the offense by him committed, forgery, that he shall be and now is sentenced to the custody of the Board of Managers of the Indiana Reformatory or at such place as may be designated by such Board of Managers, where he can be most safely and properly cared for as guilty of the crime of forgery, and that he

Monday, July 12th, 1937., and the 61st day of the May Term, 1937.

shall be confined therein for a term not less than two years nor more than fourteen years, and be disfranchised and rendered incapable of holding any office or trust of profit for a period of four years, and that said defendant, Noble Lawson, alias Dan Turner, pay the costs of this action, taxed at _____dollars and _____cents.

STATE OF INDIANA)
VS) 7769 Judgt. vs Deft. for Costs.
LYLE GREGG) J. D. 17, Page 202.

Comes now the State of Indiana, by John A. Kendall, prosecuting attorney, and comes also the defendant, Lyle Gregg, in his own proper person, and the time having arrived upon which sentence should be made on the plea of guilty of said defendant, the said defendant having made a written statement to the Court in reference to said crime, and the Court finding the age of said defendant to be forty-four years, the Court now renders the following judgment.

It is, therefore, adjudged and decreed by the Court that the defendant for the offense by him committed, is now sentenced to and shall be imprisoned in the State Prison for not less than five years nor more than twenty-one years, and that he be disfranchised and rendered incapable of holding any office of trust or profit for a period of five years, and said defendant pay the costs of this action, taxed at_____ dollars and _____cents.

And court adjourned until 9:00 o'clock A. M. Tuesday,

Record read and signed in open court.

Horace L. Hanna, Judge.


McM